

AMENDED

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

AMENDED

**TRANSFER OF WATER RIGHT**

**TRANSFER NO. 75633**

This is to certify that: 6X RANCH  
C/O BLAKE QUINN  
PO BOX 226789  
LOS ANGELES CA 90022  
(562)463-4001

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

**Summary of Water Rights Before the Proposed Change**

| <u>Right</u> | <u>Origin/Basis</u> | <u>Priority</u> | <u>Rate</u> | <u>Volume</u> | <u>Acre Limit</u> | <u>Total Acres</u> | <u>Source</u> |
|--------------|---------------------|-----------------|-------------|---------------|-------------------|--------------------|---------------|
| 34-820       | WR/Decreed          | 04/01/1879      | 0.6 cfs     | N/A           | 30.0              | 126.0              | NAVARRE CREEK |
| 34-821       | WR/Decreed          | 12/22/1904      | 1.6 cfs     | N/A           | 80.0              | 126.0              | NAVARRE CREEK |

**Associated Water Rights Also Included in Transfer Approval (Update Conditions)**

| <u>Right</u> | <u>Origin/Basis</u> | <u>Priority</u> | <u>Rate</u> | <u>Volume</u> | <u>Acres</u> | <u>Total</u> | <u>Source</u>      |
|--------------|---------------------|-----------------|-------------|---------------|--------------|--------------|--------------------|
| 34-963       | WR/Decreed          | 06/10/1907      | 2 cfs       | 301 af        |              | 86.0         | WARM SPRINGS CREEK |

**Purpose of Transfer (Changes Proposed)**

| <u>Current Number</u> | <u>Split</u> | <u>POD</u> | <u>POU</u> | <u>Add POD</u> | <u>Period of Use</u> | <u>Nature of Use</u> |
|-----------------------|--------------|------------|------------|----------------|----------------------|----------------------|
| 34-820                | YES          | NO         | YES        | NO             | NO                   | NO                   |
| 34-821                | YES          | NO         | YES        | NO             | NO                   | NO                   |

**Summary of Water Rights After the Approved Change**

| <u>Existing Right</u> | <u>New No. (changed portion)</u> | <u>Transfer Rate</u> | <u>Transfer Volume</u> | <u>Acre Limit</u> | <u>Total Acres</u> | <u>New No. (remaining portion)</u> | <u>Remaining Rate</u> | <u>Remaining Volume</u> | <u>Remaining Acre Limit</u> | <u>Remaining Total Acres</u> |
|-----------------------|----------------------------------|----------------------|------------------------|-------------------|--------------------|------------------------------------|-----------------------|-------------------------|-----------------------------|------------------------------|
| 34-820                | <b>34-14098</b>                  | 0.01 cfs             | N/A                    | .5                | 2.0                | <b>34-14097</b>                    | 0.59 cfs              | N/A                     | 29.5                        | 124.0                        |
| 34-821                | <b>34-14100</b>                  | 0.03 cfs             | N/A                    | 1.5               | 2.0                | <b>34-14099</b>                    | 1.57 cfs              | N/A                     | 78.5                        | 124.0                        |
| <b>COMBINED</b>       |                                  |                      |                        |                   |                    |                                    |                       |                         |                             |                              |
| <b>TOTALS</b>         |                                  | <b>0.04 cfs</b>      | <b>N/A</b>             | <b>2.0</b>        | <b>2.0</b>         |                                    | <b>N/A</b>            | <b>N/A</b>              | <b>N/A</b>                  | <b>N/A</b>                   |

Detailed Water Right Description(s) attached

Dated this 13 day of July, 2009

for Ernest Carlson  
Chief, Water Allocation Bureau

SUPPORT DATA  
IN FILE # 34-820

**WATER RIGHT NO. 34-14097**  
**As Modified by Transfer No. 75633**

In accordance with the approval of Transfer No. 75633, Water Right No. 34-14097 is now described as follows.

**Right Holder:** 6 X RANCH LLC  
 C/O BLAKE QUINN  
 PO BOX 226789  
 LOS ANGELES CA 90022

**Priority Date:** April 01, 1879

**Source:** NAVARRE CREEK

**Tributary:** WARM SPRINGS CREEK

| <b>BENEFICIAL USE</b> | <b>From</b> | <b>To</b> | <b>Diversion Rate</b> |
|-----------------------|-------------|-----------|-----------------------|
| IRRIGATION            | 05/01 to    | 10/15     | 0.59 CFS              |
| STOCKWATER            | 01/01 to    | 12/31     | 0.02 CFS              |

**LOCATION OF POINT(S) OF DIVERSION:**

|               |           |        |         |         |               |
|---------------|-----------|--------|---------|---------|---------------|
| NAVARRE CREEK | NWSWSE    | Sec. 5 | Twp 07N | Rge 23E | CUSTER County |
| NAVARRE CREEK | NESENW    | Sec. 5 | Twp 07N | Rge 23E | CUSTER County |
| NAVARRE CREEK | L3 (NENW) | Sec. 5 | Twp 07N | Rge 23E | CUSTER County |
| (Injection)   |           |        |         |         |               |
| NAVARRE CREEK | NESENW    | Sec. 5 | Twp 07N | Rge 23E | CUSTER County |
| (Rediversion) |           |        |         |         |               |

**PLACE OF USE:** IRRIGATION

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 07N | 23E | 4   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 23.0   |
| 07N | 23E | 5   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 101.0  |

Total Acres: 124

**PLACE OF USE:** STOCKWATER

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 07N | 23E | 5   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 29.5 acres within the place of use described above in a single irrigation season.
2. Rights 34-963, 34-14097 and 34-14099 when combined shall not exceed the irrigation of 124 acres.
3. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
4. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

**WATER RIGHT NO. 34-14097**  
**As Modified by Transfer No. 75633**

**CONDITIONS OF APPROVAL**

5. Stockwater use is for 200 Range Cattle.
6. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
7. Point of injection into and point of redirection from Warm Springs Creek.
8. The following rights are diverted through point(s) of diversion described above: 34-14097, 34-14098, 34-14099, 34-14100.
9. Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
10. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 13 day of July, 2009

Ernest Carlson  
for Chief, Water Allocation Bureau

**WATER RIGHT NO. 34-14098**  
**As Modified by Transfer No. 75633**

In accordance with the approval of Transfer No. 75633, Water Right No. 34-14098 is now described as follows.

**Right Holder:** USDI-BLM  
 1206 S CHALLIS ST  
 SALMON ID 83467

**Priority Date:** April 01, 1879

**Source:** NAVARRE CREEK

**Tributary:** WARM SPRINGS CREEK

|                              |                    |                  |                              |
|------------------------------|--------------------|------------------|------------------------------|
| <b><u>BENEFICIAL USE</u></b> | <b><u>From</u></b> | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> |
| IRRIGATION                   | 05/01 to           | 10/15            | 0.01 CFS                     |

**LOCATION OF POINT(S) OF DIVERSION:**

|               |           |        |         |         |               |
|---------------|-----------|--------|---------|---------|---------------|
| NAVARRE CREEK | NWSWSE    | Sec. 5 | Twp 07N | Rge 23E | CUSTER County |
| NAVARRE CREEK | NESENW    | Sec. 5 | Twp 07N | Rge 23E | CUSTER County |
| NAVARRE CREEK | L3 (NENW) | Sec. 5 | Twp 07N | Rge 23E | CUSTER County |
| (Injection)   |           |        |         |         |               |
| NAVARRE CREEK | NESENW    | Sec. 5 | Twp 07N | Rge 23E | CUSTER County |
| (Rediversion) |           |        |         |         |               |

**PLACE OF USE:** IRRIGATION

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE  |    |    |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|-----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE  | NW | SW | SE |        |
| 07N | 23E | 5   |    |    |    |    |    |    |    |    |    |    |    |    | 2.0 |    |    |    | 2.0    |

Total Acres: 2

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of .5 acres within the place of use described above in a single irrigation season.
2. Rights 34-14098 and 34-14100 when combined shall not exceed the irrigation of 2 acres.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 34.
4. Upon specific notification by the Department, the right holder shall install a lockable device of a type acceptable to the Department in a manner that will provide the watermaster suitable control of the diversion.
5. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
6. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.

**WATER RIGHT NO. 34-14098**  
**As Modified by Transfer No. 75633**

**CONDITIONS OF APPROVAL**

7. The following rights are diverted through point(s) of diversion described above: 34-14097, 34-14098, 34-14099, 34-14100.
8. Point of injection into and point of redirection from Warm Springs Creek.
9. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 13 day of July, 2009

for Ernest Carlson  
Chief, Water Allocation Bureau

**WATER RIGHT NO. 34-14099**  
**As Modified by Transfer No. 75633**

In accordance with the approval of Transfer No. 75633, Water Right No. 34-14099 is now described as follows.

**Right Holder:** 6 X RANCH LLC  
 C/O BLAKE QUINN  
 PO BOX 226789  
 LOS ANGELES CA 90022

**Priority Date:** December 22, 1904

**Source:** NAVARRE CREEK

**Tributary:** WARM SPRINGS CREEK

| <u>BENEFICIAL USE</u> | <u>From</u>    | <u>To</u> | <u>Diversion Rate</u> |
|-----------------------|----------------|-----------|-----------------------|
| STOCKWATER            | 01/01 to 12/31 |           | 0.02 CFS              |
| IRRIGATION            | 05/01 to 10/15 |           | 1.57 CFS              |

**LOCATION OF POINT(S) OF DIVERSION:**

|               |           |        |         |         |               |
|---------------|-----------|--------|---------|---------|---------------|
| NAVARRE CREEK | NESENW    | Sec. 5 | Twp 07N | Rge 23E | CUSTER County |
| NAVARRE CREEK | NWSWSE    | Sec. 5 | Twp 07N | Rge 23E | CUSTER County |
| NAVARRE CREEK | L3 (NENW) | Sec. 5 | Twp 07N | Rge 23E | CUSTER County |
| (Injection)   |           |        |         |         |               |
| NAVARRE CREEK | NESENW    | Sec. 5 | Twp 07N | Rge 23E | CUSTER County |
| (Rediversion) |           |        |         |         |               |

**PLACE OF USE:** STOCKWATER

| Twp | Rge | Sec | NE        |           |           |           | NW        |           |           |           | SW        |           |           |           | SE        |           |           |           | Totals |
|-----|-----|-----|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|--------|
|     |     |     | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> |        |
| 07N | 23E | 5   |           |           | X         | X         |           |           |           |           |           |           |           |           |           |           |           |           |        |

**PLACE OF USE:** IRRIGATION

| Twp | Rge | Sec | NE        |           |           |           | NW        |           |           |           | SW        |           |           |           | SE        |           |           |           | Totals |
|-----|-----|-----|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|--------|
|     |     |     | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> |        |
| 07N | 23E | 4   |           |           |           |           |           |           | 6.0       |           | 4.0       | 13.0      |           |           |           |           |           |           | 23.0   |
| 07N | 23E | 5   |           | 3.0       | 19.0      | 7.0       | 1.0       |           |           | 18.0      | 33.0      |           |           |           | 20.0      |           |           |           | 101.0  |

Total Acres: 124

**WATER RIGHT NO. 34-14099**  
**As Modified by Transfer No. 75633**

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 78.5 acres within the place of use described above in a single irrigation season.
2. Rights 34-963, 34-14097 and 34-14099 when combined shall not exceed the irrigation of 124 acres.
3. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
4. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
5. Stockwater use is for 200 Range Cattle.
6. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
7. Point of injection into and point of redirection from Warm Springs Creek.
8. The following rights are diverted through point(s) of diversion described above: 34-14097, 34-14098, 34-14099, 34-14100.
9. Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
10. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 13 day of July, 2009

Ernest Carlson  
for Chief, Water Allocation Bureau

**WATER RIGHT NO. 34-14100**  
**As Modified by Transfer No. 75633**

In accordance with the approval of Transfer No. 75633, Water Right No. 34-14100 is now described as follows.

**Right Holder:** USDI-BLM  
 1206 S CHALLIS ST  
 SALMON ID 83467

**Priority Date:** December 22, 1904

**Source:** NAVARRE CREEK

**Tributary:** WARM SPRINGS CREEK

|                              |                                     |                              |
|------------------------------|-------------------------------------|------------------------------|
| <b><u>BENEFICIAL USE</u></b> | <b><u>From</u></b> <b><u>To</u></b> | <b><u>Diversion Rate</u></b> |
| IRRIGATION                   | 05/01 to 10/15                      | 0.03 CFS                     |

**LOCATION OF POINT(S) OF DIVERSION:**

|               |           |        |         |         |               |
|---------------|-----------|--------|---------|---------|---------------|
| NAVARRE CREEK | NESENW    | Sec. 5 | Twp 07N | Rge 23E | CUSTER County |
| NAVARRE CREEK | NWSWSE    | Sec. 5 | Twp 07N | Rge 23E | CUSTER County |
| NAVARRE CREEK | L3 (NENW) | Sec. 5 | Twp 07N | Rge 23E | CUSTER County |
| (Injection)   |           |        |         |         |               |
| NAVARRE CREEK | NESENW    | Sec. 5 | Twp 07N | Rge 23E | CUSTER County |
| (Rediversion) |           |        |         |         |               |

**PLACE OF USE:** IRRIGATION

| Twp Rge Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |        |
|-------------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|             | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | Totals |
| 07N 23E 5   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 2.0    |

Total Acres: 2

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 1.5 acres within the place of use described above in a single irrigation season.
2. Rights 34-14098 and 34-14100 when combined shall not exceed the irrigation of 2 acres.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 34.
4. Upon specific notification by the Department, the right holder shall install a lockable device of a type acceptable to the Department in a manner that will provide the watermaster suitable control of the diversion.
5. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

**WATER RIGHT NO. 34-14100**  
**As Modified by Transfer No. 75633**

**CONDITIONS OF APPROVAL**

6. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
7. The following rights are diverted through point(s) of diversion described above: 34-14097, 34-14098, 34-14099, 34-14100.
8. Point of injection into and point of redirection from Warm Springs Creek.
9. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 13 day of July, 2009

Ernest Carlson  
for Chief, Water Allocation Bureau

**WATER RIGHT NO. 34-963**  
**As Modified by Transfer No. 75633**

In accordance with the approval of Transfer No. 75633, Water Right No. 34-963 is now described as follows.

**Right Holder:** 6 X RANCH LLC  
C/O BLAKE QUINN  
PO BOX 226789  
LOS ANGELES CA 90022

**Priority Date:** June 10, 1907

**Source:** WARM SPRINGS CREEK      **Tributary:** BIG LOST RIVER

|                              |                    |                  |                              |                      |
|------------------------------|--------------------|------------------|------------------------------|----------------------|
| <b><u>BENEFICIAL USE</u></b> | <b><u>From</u></b> | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> | <b><u>Volume</u></b> |
| IRRIGATION                   | 05/01 to           | 10/15            | 2.00 CFS                     | 301.0 AF             |

**LOCATION OF POINT(S) OF DIVERSION:**

WARM SPRINGS CREEK    NESENW      Sec. 5    Twp 07N    Rge 23E    CUSTER County

**PLACE OF USE:**    IRRIGATION

|             |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |        |
|-------------|------|----|----|----|------|----|----|----|------|----|----|----|------|----|----|----|--------|
| Twp Rge Sec | NE   | NW | SW | SE | NE   | NW | SW | SE | NE   | NW | SW | SE | NE   | NW | SW | SE | Totals |
| 07N 23E 5   | NE   | NW | SW | SE | NE   | NW | SW | SE | NE   | NW | SW | SE | NE   | NW | SW | SE | 86.0   |
|             | 15.0 |    |    |    | 18.0 |    |    |    | 33.0 |    |    |    | 20.0 |    |    |    |        |

Total Acres: 86

**CONDITIONS OF APPROVAL**

1. Rights 34-963, 34-14097 and 34-14099 when combined shall not exceed the irrigation of 124 acres.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
3. Use of water under this water right will be regulated by the watermaster of State Water District No. 34.
4. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/20 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 5/1 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
6. This Approval is specifically conditioned upon the terms and limitations contained in the stipulation, settlement, and joint motion for order filed with the department on October 12, 1999. This approval is subject to any future modifications resulting from or required by the terms of that stipulation.

**WATER RIGHT NO. 34-963**  
**As Modified by Transfer No. 75633**

**CONDITIONS OF APPROVAL**

7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 13 day of July, 2009

Ernest Carlson  
for Chief, Water Allocation Bureau