

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 75400

This is to certify that: OSGOOD GRAIN INC
 C/O KIRK POLATIS
 148 N BASSETT RD
 IDAHO FALLS ID 83402
 (208)228-3035

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>
1-10544	WR/Decreed	10/16/1890	1.17 cfs	N/A	N/A	52.0	SNAKE RIVER

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>
1-10544	NO	YES	NO	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>
1-10544	1-10544	1.17 cfs	N/A	N/A	52.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		1.17 cfs	N/A	N/A	52.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 30 day of April, 20 09


 for Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 1-10544

WATER RIGHT NO. 1-10544
As Modified by Transfer No. 75400

In accordance with the approval of Transfer No. 75400, Water Right No. 1-10544 is now described as follows.

Right Holder: OSGOOD GRAIN INC
 C/O KIRK POLATIS
 148 N BASSETT RD
 IDAHO FALLS ID 83402

Priority Date: October 16, 1890

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01 to	10/31	1.17 CFS

LOCATION OF POINT(S) OF DIVERSION:

SNAKE RIVER SESWNW Sec. 26 Twp 04N Rge 37E JEFFERSON County

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>	
04N	37E	26							29.0										29.0
04N	37E	27				23.0													23.0

Total Acres: 52

WATER RIGHT NO. 1-10544
As Modified by Transfer No. 75400

CONDITIONS OF APPROVAL

1. 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. 01.
2. 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(s).
3. This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. 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 30 day of April, 2009

Ernest Carlson
for Chief, Water Allocation Bureau