

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 75408

This is to certify that: DIAMOND A LIVESTOCK INC

1997 S 1875 E
 GOODING ID 83330
 (208)934-5391

And

FAULKNER LAND & LIVESTOCK CO INC
 1989 E 1875 S
 GOODING ID 83330
 (208)934-4956

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>
37-208A	AJC/Decreed	06/01/1880	1.6 cfs	N/A		60.9	CROY 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>
37-208A	NO	NO	YES	NO	NO	NO

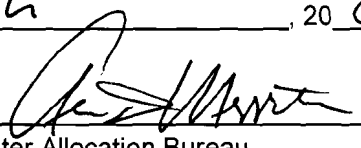
Summary of Water Rights After the Approved Change

<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>
37-208A	37-208A	1.6 cfs	N/A	N/A	60.9		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		1.6 cfs			60.9		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 12th day of March, 20 09

FOR


 Chief, Water Allocation Bureau

WATER RIGHT NO. 37-208A
As Modified by Transfer No. 75408

In accordance with the approval of Transfer No. 75408, Water Right No. 37-208A is now described as follows.

Right Holder: FAULKNER LAND & LIVESTOCK CO INC
 1989 E 1875 S
 GOODING ID 83330

DIAMOND A LIVESTOCK INC
 1997 S 1875 E
 GOODING ID 83330

Priority Date: June 01, 1880

Source: CROY CREEK

Tributary: BIG WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15	to 10/31	1.60 CFS
			1.60 CFS

LOCATION OF POINT(S) OF DIVERSION:

CROY CREEK SWSENE Sec. 34 Twp 02N Rge 17E BLAINE County

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	
02N 17E 34				22.0											15.9		37.9
02N 17E 35							23.0										23.0

Total Acres: 60.9

WATER RIGHT NO. 37-208A
As Modified by Transfer No. 75408

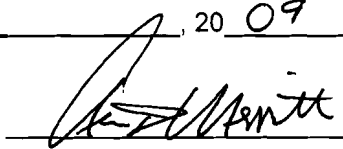
CONDITIONS OF APPROVAL

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. 37.
2. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
3. 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.
4. The right holder shall accomplish the change authorized by this transfer within one year 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.

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 12th day of March, 20 09

For



Chief, Water Allocation Bureau