

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 75180

This is to certify that: THUNDER ELEVEN LLC
C/O JOE LANDSTROM
848 N RAINBOW BLVD #2660
LAS VEGAS NV 89107

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>
22-13842	AJC/License	07/18/1978	0.58 cfs	204 af	N/A	68.0	GROUND WATER

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>
22-13842	YES	YES	YES	NO	YES	YES

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>
22-13842	22-13898	0.02 cfs	3.5 af	N/A	N/A	22-13897	0.56 cfs	198 af	N/A	66.0
COMBINED										
TOTALS		0.02 cfs	3.5 af	N/A	N/A		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 28 day of January, 2009


for. Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 22-13842

WATER RIGHT NO. 22-13897
As Modified by Transfer No. 75180

In accordance with the approval of Transfer No. 75180, Water Right No. 22-13897 is now described as follows.

Right Holder: GUIOMAR W HUFSMITH
PO BOX 388
DRIGGS ID 83422

Priority Date: July 18, 1978

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15 to	10/15	0.56 CFS	198.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSENW Sec. 25 Twp 05N Rge 44E TETON 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	
05N	44E	25					2.0	32.0	32.0										66.0

Total Acres: 66

CONDITIONS OF APPROVAL

1. This right is a split from former right 22-7282 .
2. 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 28 day of January, 2009

Ernest Carlson
for Chief, Water Allocation Bureau

WATER RIGHT NO. 22-13898
As Modified by Transfer No. 75180

In accordance with the approval of Transfer No. 75180, Water Right No. 22-13898 is now described as follows.

Right Holder: GUIOMAR W HUFSMITH
 PO BOX 388
 DRIGGS ID 83422

Priority Date: July 18, 1978

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DIVERSION TO STORAGE	01/01	12/31	0.02 CFS	3.5 AF
FIRE PROTECTION STORAGE	01/01	12/31		3.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESE Sec. 10 Twp 06N Rge 45E TETON County

PLACE OF USE: FIRE PROTECTION STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
06N	45E	10																	X

CONDITIONS OF APPROVAL

1. The pond established by the storage of water under this right shall not exceed a total capacity of 0.8 acre feet or a total surface area of 0.2 acres.
2. This right authorizes the diversion of an annual total of 3.5 af to be used for the initial filling of the ponds and for the replacement of losses caused by evaporation from the ponds.
3. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
4. The right holder shall install and maintain an impermeable liner in pond to eliminate seepage losses.
5. Water shall not be diverted from the fire protection storage pond authorized under this right except to fight or repel an existing fire.
6. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
7. Place of use is located within Thunder Ridge Subdivision.
8. Point of diversion is located within Thunder Ridge Subdivision.

WATER RIGHT NO. 22-13898
As Modified by Transfer No. 75180

CONDITIONS OF APPROVAL

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.
10. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
11. 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 28 day of January, 2009

Ernest Carlson
for Chief, Water Allocation Bureau