

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 74013**

This is to certify that: JOHN LEZAMIZ FAMILY LTD PARTNERSHIP
PO BOX 389
TWIN FALLS ID 83303-0389
(208)734-7510

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>
34-231	WR/Decreed	06/01/1889	2.7 cfs	N/A	N/A	79.0	BIG LOST RIVER
34-230	WR/Decreed	06/01/1895	0.46 cfs	N/A	N/A	79.0	BIG LOST RIVER
34-652	WR/Decreed	06/01/1900	0.6 cfs	N/A	30.0	40.0	BIG LOST RIVER
34-361B	WR/Decreed	06/01/1900	0.68 cfs	N/A	34.0	80.0	BIG LOST RIVER
34-797C	WR/Decreed	05/31/1897	2.4 cfs	N/A	N/A	120.0	BIG LOST 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>
34-231	NO	NO	YES	YES	NO	NO
34-230	NO	NO	YES	YES	NO	NO
34-652	YES	NO	YES	YES	NO	NO
34-361B	YES	NO	YES	YES	NO	NO
34-797C	YES	NO	YES	YES	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. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>
34-231	34-231	2.7 cfs	N/A	79.0	147.0		N/A	N/A	N/A	N/A
34-230	34-230	0.46 cfs	N/A	79.0	147.0		N/A	N/A	N/A	N/A
34-652	34-14008	0.12 cfs	N/A	6.0	147.0	34-14007	0.48 cfs	N/A	24.0	198.2
34-361B	34-14010	0.14 cfs	N/A	7.0	147.0	34-14009	0.54 cfs	N/A	27.0	198.2
34-797C	34-14012	0.48 cfs	N/A	24.0	147.0	34-14011	1.92 cfs	N/A	96.0	198.2
COMBINED										
TOTALS		3.9 cfs	N/A	116.0	147.0		2.94 cfs	N/A	147.0	198.2

SUPPORT DATA

IN FILE # 34-230

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 74013

Detailed Water Right Description(s) attached

Dated this 14 day of January, 20 09

Ernest Carlson
for Chief, Water Allocation Bureau

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WATER RIGHT NO. 34-230
As Modified by Transfer No. 74013

In accordance with the approval of Transfer No. 74013, Water Right No. 34-230 is now described as follows.

Right Holder: JOHN LEZAMIZ FAMILY LTD PARTNERSHIP
 PO BOX 389
 TWIN FALLS ID 83303-0389

Priority Date: June 01, 1895

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE

IRRIGATION

From

05/01 to 10/15

To

Diversion Rate

0.46 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG LOST RIVER SENWNW Sec. 34 Twp 07N Rge 24E CUSTER 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	
07N	25E	31	31.0		35.0	26.0				23.0					32.0				147.0

Total Acres: 147

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 79 acres within the place of use described above in a single irrigation season.
2. Rights 34-230, 34-231, 34-232, 34-2275 and 34-2350 when combined shall not exceed a total diversion rate of 3.16 cfs and the irrigation of 84 acres.
3. Rights 34-230, 34-231, 34-232, 34-2275, 34-2350, 34-13949, 34-13951, 34-14006, 34-14008, 34-14010 and 34-14012 when combined shall not exceed a total diversion rate of 4.48 cfs and the irrigation of 133.9 acres.
4. 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.
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(s).
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. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

WATER RIGHT NO. 34-230
As Modified by Transfer No. 74013

CONDITIONS OF APPROVAL

8. Water is delivered through Burnett Ditch.
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 14 day of January, 2009

Ernest Carlson
for Chief, Water Allocation Bureau

WATER RIGHT NO. 34-231
As Modified by Transfer No. 74013

In accordance with the approval of Transfer No. 74013, Water Right No. 34-231 is now described as follows.

Right Holder: JOHN LEZAMIZ FAMILY LTD PARTNERSHIP
 PO BOX 389
 TWIN FALLS ID 83303-0389

Priority Date: June 01, 1889

Source: BIG LOST RIVER

Tributary: SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	05/01 to	10/15	2.70 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG LOST RIVER SENWNW Sec. 34 Twp 07N Rge 24E CUSTER 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>	
07N	25E	31	31.0		35.0	26.0				23.0					32.0				147.0

Total Acres: 147

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 79 acres within the place of use described above in a single irrigation season.
2. Rights 34-230, 34-231, 34-232, 34-2275 and 34-2350 when combined shall not exceed a total diversion rate of 3.16 cfs and the irrigation of 84 acres.
3. Rights 34-230, 34-231, 34-232, 34-2275, 34-2350, 34-13949, 34-13951, 34-14006, 34-14008, 34-14010 and 34-14012 when combined shall not exceed a total diversion rate of 4.48 cfs and the irrigation of 133.9 acres.
4. 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).
5. 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.
6. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
7. Water is delivered through Burnett Ditch.

WATER RIGHT NO. 34-231
As Modified by Transfer No. 74013

CONDITIONS OF APPROVAL

8. 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.
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 14 day of January, 20 09

for Ernest Carlson
Chief, Water Allocation Bureau

WATER RIGHT NO. 34-14007
As Modified by Transfer No. 74013

In accordance with the approval of Transfer No. 74013, Water Right No. 34-14007 is now described as follows.

Right Holder: JOHN LEZAMIZ FAMILY LTD PARTNERSHIP
 PO BOX 389
 TWIN FALLS ID 83303-0389

Priority Date: June 01, 1900

Source: BIG LOST RIVER

Tributary: SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	05/01 to	10/15	0.48 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG LOST RIVER	SENWNW	Sec. 34 Twp 07N	Rge 24E	CUSTER County
BIG LOST RIVER	NWNE	Sec. 31 Twp 07N	Rge 25E	CUSTER County
(Injection)				
BIG LOST RIVER	SWNW	Sec. 32 Twp 07N	Rge 25E	CUSTER County
(Rediversion)				

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	25E	32	31.0	4.2											32.0				67.2
07N	25E	33					17.0	36.0	35.0	11.0		32.0							131.0

Total Acres: 198.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 24 acres within the place of use described above in a single irrigation season.
2. Rights 34-13948, 34-13950, 34-14005, 34-14007, 34-14009 and 34-14011 when combined shall not exceed a total diversion rate of 5.23 cfs and the irrigation of 198.2 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. 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).
5. Water is delivered through Burnett Ditch.
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. 34-14007
As Modified by Transfer No. 74013

CONDITIONS OF APPROVAL

7. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
8. Point of injection into and point of redirection from Congdon Springs Creek.
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 14 day of January, 2009

Ernest Carlson
for Chief, Water Allocation Bureau

**WATER RIGHT NO. 34-14008
As Modified by Transfer No. 74013**

In accordance with the approval of Transfer No. 74013, Water Right No. 34-14008 is now described as follows.

Right Holder: JOHN LEZAMIZ FAMILY LTD PARTNERSHIP
PO BOX 389
TWIN FALLS ID 83303-0389

Priority Date: June 01, 1900

Source: BIG LOST RIVER **Tributary:** SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	05/01 to	10/15	0.12 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG LOST RIVER SENWNW Sec. 34 Twp 07N Rge 24E CUSTER 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	
07N	25E	31	31.0		35.0	26.0				23.0					32.0				147.0

Total Acres: 147

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 6 acres within the place of use described above in a single irrigation season.
2. Rights 34-230, 34-231, 34-232, 34-2275, 34-2350, 34-13949, 34-13951, 34-14006, 34-14008, 34-14010 and 34-14012 when combined shall not exceed a total diversion rate of 4.48 cfs and the irrigation of 133.9 acres.
3. Rights 34-13949, 34-13951, 34-14006, 34-14008, 34-14010 and 34-14012 when combined shall not exceed a total diversion rate of 1.32 cfs and the irrigation of 49.9 acres.
4. 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.
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(s).
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. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

WATER RIGHT NO. 34-14008
As Modified by Transfer No. 74013

CONDITIONS OF APPROVAL

8. Water is delivered through Burnett Ditch.
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 14 day of January, 2009

Ernest Carlson
Chief, Water Allocation Bureau

WATER RIGHT NO. 34-14009
As Modified by Transfer No. 74013

In accordance with the approval of Transfer No. 74013, Water Right No. 34-14009 is now described as follows.

Right Holder: JOHN LEZAMIZ FAMILY LTD PARTNERSHIP
 PO BOX 389
 TWIN FALLS ID 83303-0389

Priority Date: June 01, 1900

Source: BIG LOST RIVER

Tributary: SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	05/01 to	10/15	0.54 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG LOST RIVER	SENWNW	Sec. 34 Twp 07N	Rge 24E	CUSTER County
BIG LOST RIVER	NWNE	Sec. 31 Twp 07N	Rge 25E	CUSTER County
(Injection)				
BIG LOST RIVER	SWNW	Sec. 32 Twp 07N	Rge 25E	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	25E	32	31.0	4.2											32.0				67.2
07N	25E	33					17.0	36.0	35.0	11.0		32.0							131.0

Total Acres: 198.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 27 acres within the place of use described above in a single irrigation season.
2. Rights 34-13948, 34-13950, 34-14005, 34-14007, 34-14009 and 34-14011 when combined shall not exceed a total diversion rate of 5.23 cfs and the irrigation of 198.2 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. 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).
5. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
6. Water is delivered through Burnett Ditch.

WATER RIGHT NO. 34-14009
As Modified by Transfer No. 74013

CONDITIONS OF APPROVAL

7. 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.
8. 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.
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. Point of injection into and point of rediversion from Congdon Springs Creek.

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 14 day of January, 20 09

Ernest Carlson
for Chief, Water Allocation Bureau

WATER RIGHT NO. 34-14010
As Modified by Transfer No. 74013

In accordance with the approval of Transfer No. 74013, Water Right No. 34-14010 is now described as follows.

Right Holder: JOHN LEZAMIZ FAMILY LTD PARTNERSHIP
 PO BOX 389
 TWIN FALLS ID 83303-0389

Priority Date: June 01, 1900

Source: BIG LOST RIVER

Tributary: SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	05/01 to	10/15	0.14 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG LOST RIVER SENWNW Sec. 34 Twp 07N Rge 24E CUSTER 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	
07N	25E	31	31.0		35.0	26.0			23.0					32.0					147.0

Total Acres: 147

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 7 acres within the place of use described above in a single irrigation season.
2. Rights 34-13949, 34-13951, 34-14006, 34-14008, 34-14010 and 34-14012 when combined shall not exceed a total diversion rate of 1.32 cfs and the irrigation of 49.9 acres.
3. Rights 34-230, 34-231, 34-232, 34-2275, 34-2350, 34-13949, 34-13951, 34-14006, 34-14008, 34-14010 and 34-14012 when combined shall not exceed a total diversion rate of 4.48 cfs and the irrigation of 133.9 acres.
4. 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.
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(s).
6. Water is delivered through Burnett Ditch.
7. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

WATER RIGHT NO. 34-14010
As Modified by Transfer No. 74013

CONDITIONS OF APPROVAL

8. 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.
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 14 day of January, 2009

Ernest Carlson
for Chief, Water Allocation Bureau

WATER RIGHT NO. 34-14011
As Modified by Transfer No. 74013

In accordance with the approval of Transfer No. 74013, Water Right No. 34-14011 is now described as follows.

Right Holder: JOHN LEZAMIZ FAMILY LTD PARTNERSHIP
 PO BOX 389
 TWIN FALLS ID 83303-0389

Priority Date: May 31, 1897

Source: BIG LOST RIVER

Tributary: SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	01/01 to	12/31	1.92 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG LOST RIVER	SENWNW	Sec. 34 Twp 07N	Rge 24E	CUSTER County
BIG LOST RIVER	NWNE	Sec. 31 Twp 07N	Rge 25E	CUSTER County
(Injection)				
BIG LOST RIVER	SWNW	Sec. 32 Twp 07N	Rge 25E	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	25E	32	31.0	4.2														32.0	67.2
07N	25E	33					17.0	36.0	35.0	11.0			32.0						131.0

Total Acres: 198.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 96 acres within the place of use described above in a single irrigation season.
2. Rights 34-13948, 34-13950, 34-14005, 34-14007, 34-14009 and 34-14011 when combined shall not exceed a total diversion rate of 5.23 cfs and the irrigation of 198.2 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. 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).
5. Point of injection into and point of rediversion from Congdon Springs Creek.
6. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

WATER RIGHT NO. 34-14011
As Modified by Transfer No. 74013

CONDITIONS OF APPROVAL

7. Water is delivered through Burnett Ditch.
8. 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.
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 14 day of January, 2009

Ernest Carlson
for Chief, Water Allocation Bureau

WATER RIGHT NO. 34-14012
As Modified by Transfer No. 74013

In accordance with the approval of Transfer No. 74013, Water Right No. 34-14012 is now described as follows.

Right Holder: JOHN LEZAMIZ FAMILY LTD PARTNERSHIP
 PO BOX 389
 TWIN FALLS ID 83303-0389

Priority Date: May 31, 1897

Source: BIG LOST RIVER

Tributary: SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	05/01 to	10/15	0.48 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG LOST RIVER SENWNW Sec. 34 Twp 07N Rge 24E CUSTER 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	
07N	25E	31	31.0		35.0	26.0				23.0					32.0				147.0

Total Acres: 147

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 24 acres within the place of use described above in a single irrigation season.
2. Rights 34-13949, 34-13951, 34-14006, 34-14008, 34-14010 and 34-14012 when combined shall not exceed a total diversion rate of 1.32 cfs and the irrigation of 49.9 acres.
3. Rights 34-230, 34-231, 34-232, 34-2275, 34-2350, 34-13949, 34-13951, 34-14006, 34-14008, 34-14010 and 34-14012 when combined shall not exceed a total diversion rate of 4.48 cfs and the irrigation of 133.9 acres.
4. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
5. 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.
6. 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).
7. Water is delivered through Burnett Ditch.

WATER RIGHT NO. 34-14012
As Modified by Transfer No. 74013

CONDITIONS OF APPROVAL

8. 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.
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 14 day of January, 2009

Ernest Carlson
for Chief, Water Allocation Bureau