

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 74730

This is to certify that: PROGRESSIVE IRRIGATION DIST
2585 N AMMON RD
IDAHO FALLS ID 83401-1949
(208)522-3102

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>
1-322	AJC/Decreed	04/01/1939	80 cfs	N/A	N/A	29,532.0	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>
1-322	NO	NO	NO	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. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
1-322	1-322	80 cfs	N/A	N/A	29,532.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		80 cfs	N/A	N/A	29,532.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 18th day of November, 20 08

Chief, Water Allocation Bureau

WATER RIGHT NO. 1-322
As Modified by Transfer No. 74730

In accordance with the approval of Transfer No. 74730, Water Right No. 1-322 is now described as follows.

Right Holder: PROGRESSIVE IRRIGATION DIST
2585 N AMMON RD
IDAHO FALLS ID 83401-1949

Priority Date: April 01, 1939

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	80.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

SNAKE RIVER	L3 (NESW)	Sec. 36 Twp 03N Rge 37E BONNEVILLE County
SNAKE RIVER	SESW	Sec. 5 Twp 03N Rge 41E BONNEVILLE County
SNAKE RIVER	L7 (SWSW)	Sec. 31 Twp 04N Rge 41E JEFFERSON County

CONDITIONS OF APPROVAL

1. Place of use is within the boundary of Progressive Irrigation District pursuant to Section 43-323, Idaho Code.
2. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
3. Place of use does not include federal public lands
4. Water is delivered through Anderson Canal, Eagle Rock Canal and/or a Pump.
5. The delivery of water to this right may be subject to procedures described in the United States Bureau of Reclamation "space holder" contracts and the Burley Irrigation Dist. v. Eagle, Supplemental Decree (Idaho 5th Jud. Dist., July 10, 1968) and Aberdeen-Springfield Canal Co. v. Eagle, Supplemental Decree (Idaho 7th Jud. Dist., March 12, 1969) together with the natural-flow and storage deliveries as calculated by the Idaho Department of Water Resources.
6. 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.
7. 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).

WATER RIGHT NO. 1-322
As Modified by Transfer No. 74730

CONDITIONS OF APPROVAL

8. 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.
9. This right does not grant any right-of-way or easement across the land of another.
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.
12. 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 18th day of November, 20 08



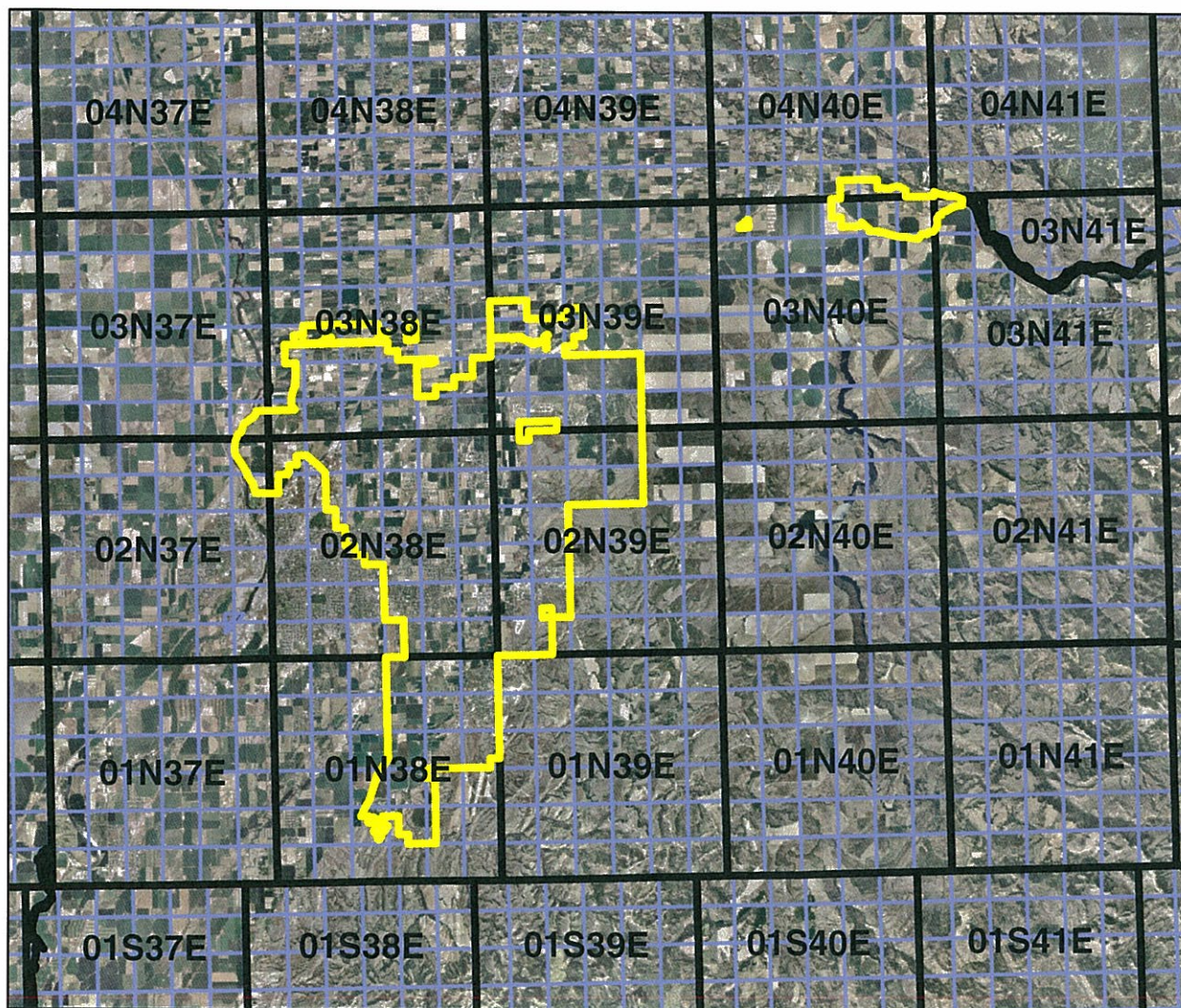
Chief, Water Allocation Bureau

State of Idaho
Department of Water Resources
Transfer Of Water Right

Transfer No. 74730

Water Service Area Boundary for Progressive Irrigation Dist
Rights: 1-322

November 18, 2008



Legend

-  Place Of Use Boundary
-  Townships
-  PLS Sections

