

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 72805

This is to certify that: RIO B LLC
HWHL LLC
3007 CAN-ADA RD
MELBA ID 83641

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>
73-151	AJC/Decreed	07/01/1897	3.2 cfs	N/A		154.7	PAHSIMEROI RIVER

Purpose of Transfer (Changes Proposed)

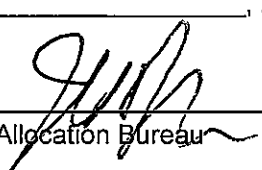
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
73-151	NO	YES	NO	NO	NO	NO

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>
73-151	73-151	3.2 cfs	N/A	N/A	154.7		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		3.2 cfs	N/A	N/A	154.7		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 16th day of October, 2008


 Chief, Water Allocation Bureau

WATER RIGHT NO. 73-151
As Modified by Transfer No. 72805

In accordance with the approval of Transfer No. 72805, Water Right No. 73-151 is now described as follows.

Right Holder: RIO B LLC
HWHL LLC
3007 CAN-ADA RD
MELBA ID 83641

Priority Date: July 01, 1897

Source: PAHSIMEROI RIVER

Tributary: SALMON RIVER

BENEFICIAL USE
IRRIGATION

From **To**
04/01 to 10/31

Diversion Rate
3.20 CFS

LOCATION OF POINT(S) OF DIVERSION:

PAHSIMEROI RIVER SWNENE Sec. 33 Twp 13N Rge 23E 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	
13N 23E 28					24.0	35.0	18.0	11.0			1.7	16.0					105.7
13N 23E 33		2.0			34.0	13.0											49.0

Total Acres: 154.7

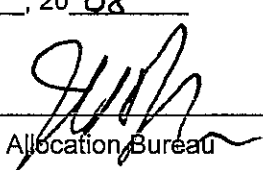
WATER RIGHT NO. 73-151
As Modified by Transfer No. 72805

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. 73.
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 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. Rights 73-151, 73-12128, 73-12133, 73-12136, 73-12140 and 73-12143 when combined shall not exceed the irrigation of 391.5 acres.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 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 16th day of October, 20 08



Chief, Water Allocation Bureau