

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73835

This is to certify that: PACIFIC HIDE & FUR DEPOT INC
1401 3RD ST NW
GREAT FALLS MT 59404
(406)791-8507

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>
61-7384A	WR/Decreed	04/20/1979	2.84 cfs	N/A	253.0	318.0	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>
61-7384A	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>
61-7384A	61-12113	0.06 cfs	15.6 af	N/A	N/A	61-12112	2.78 cfs	N/A	248.0	318.0
COMBINED										
TOTALS		0.06 cfs	15.6 af	N/A	N/A		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 30th day of July, 20 08

Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 61-7384A

WATER RIGHT NO. 61-12112
As Modified by Transfer No. 73835

In accordance with the approval of Transfer No. 73835, Water Right No. 61-12112 is now described as follows.

Right Holder: BEN FATTO LIMITED PARTNERSHIP
1223 S CLEARVIEW AVE, STE 103
MESA AZ 85209

CARDON HIATT INVESTMENTS, LLC
1223 S. CLEARVIEW AVE.
STE. 103
MESA AZ 85209

SMT INVESTORS LIMITED PARTNERSHIP
1223 S. CLEARVIEW AVE.
STE. 103
MESA AZ 85209

EMERSON INVESTMENTS, LLC
1223 S. CLEARVIEW AVE.
STE. 103
MESA AZ 85209

Priority Date: April 20, 1979

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01	to 10/31	2.78 CFS
			2.78 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENE Sec. 11 Twp 02S Rge 05E ELMORE County

GROUND WATER NESE Sec. 11 Twp 02S Rge 05E ELMORE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02S	05E	11	40.0	38.0	40.0	40.0									40.0	40.0	40.0	40.0	318.0

Total Acres: 318

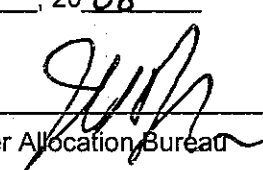
WATER RIGHT NO. 61-12112
As Modified by Transfer No. 73835

CONDITIONS OF APPROVAL

1. 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.
2. Prior to diversion of water under this right, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3. The total instantaneous diversion of water from all points of diversion under this right shall not exceed 2.78 cfs, nor total combined annual volume of 992.0 af.
4. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
5. This right is limited to the irrigation of 248 acres within the place of use described above in a single irrigation season.

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 30th day of July, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 61-12113
As Modified by Transfer No. 73835

In accordance with the approval of Transfer No. 73835, Water Right No. 61-12113 is now described as follows.

Right Holder: PACIFIC HIDE AND FUR DEPOT
 1401 THIRD STREET NW
 GREAT FALLS MT 59404

Priority Date: April 20, 1979

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
COMMERCIAL	01/01	12/31	0.06 CFS	15.6 AF
			0.06 CFS	15.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSW Sec. 1 Twp 02S Rge 04E ELMORE County

PLACE OF USE: COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02S	04E	1											X						

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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. All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
5. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality.

WATER RIGHT NO. 61-12113
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CONDITIONS OF APPROVAL

6. Commercial use is for dust suppression and cooling in a metal shredder facility.
7. Pacific Hide and Fur Depot is also known as Pacific Hide & Fur Depot, Pacific Hide & Fur Depot, Inc., Pacific Hide and Fur, and Pacific Hide and Fur Depot Inc.

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 30th day of July, 20 08



Chief, Water Allocation Bureau