

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 74677

This is to certify that: WILLIAM S GRAHAM REVOCABLE TRUST
1168 HAMPTONDALE AVE
WINNETKA IL 60093
(847)274-7946

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>
22-11960	AJC/Decreed	05/11/1900	1.4 cfs	N/A	N/A	70.0	UNNAMED STREAM

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>
22-11960	NO	NO	YES	YES	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>
22-11960	22-11960	1.4 cfs	N/A	N/A	61.9		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		1.4 cfs	N/A	N/A	61.9		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 25th day of June, 20 08

Chief, Water Allocation Bureau

WATER RIGHT NO. 22-11960
As Modified by Transfer No. 74677

In accordance with the approval of Transfer No. 74677, Water Right No. 22-11960 is now described as follows.

Right Holder: WILLIAM S GRAHAM REVOCABLE TRUST
 1168 HAMPTONDALE AVE
 WINNETKA IL 60093

Priority Date: May 11, 1900

Source: UNNAMED STREAM

Tributary: TETON CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DIVERSION TO STORAGE	04/15	to 10/31	0.16 CFS	
WILDLIFE STORAGE	01/01	to 12/31		17.7 AF
IRRIGATION	04/15	to 10/31	1.24 CFS	
			1.40 CFS	

LOCATION OF POINT(S) OF DIVERSION:

UNNAMED STREAM L3 (SWNENW) Sec. 4 Twp 04N Rge 45E TETON County
 UNNAMED STREAM L4 (SENWNW) Sec. 4 Twp 04N Rge 45E TETON County

PLACE OF USE: WILDLIFE STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	45E	4						X		X									
								L4											
04N	45E	5	X				X												
			L1																

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	
04N	45E	4						21.0											21.0
								L4											
04N	45E	5	28.5				12.4												40.9
			L1																

Total Acres: 61.9

WATER RIGHT NO. 22-11960
As Modified by Transfer No. 74677

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. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
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. 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.
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. 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. The pond established for the storage of water under this right shall not exceed a total capacity of 6.4 acre feet or a total surface area of 6.4 acres.
8. This right authorizes the diversion of an annual total of 17.7 af to be used for the initial filling of the pond and for the replacement of losses caused by evaporation from the pond.
9. Diversion to storage for wildlife purposes under this right is limited to times when the pond is initially filling, or refilling due to evaporation losses from the pond. Water shall not be diverted for wildlife purposes under this right at times when water would flow through the pond for discharge back to the creek.
10. The approval of this transfer redefines all of the elements of this water right, and the new use(s) of water authorized by this approval shall constitute the full extent of the right.

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 25th day of June, 20 08



Chief, Water Allocation Bureau