

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73703

This is to certify that: LYNNE V FOSTER And
 RICHARD A FOSTER
 6260 STEVENSON WAY
 LAS VEGAS NV 89120
 (702)434-9782

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

Right	Origin/Basis	Priority	Rate	Volume	Acre Limit	Total Acres	Source
47-4050B	AJC/Beneficial Use	03/15/1958	0.98 cfs	196 af	49.0	49.0	SEEPAGE WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
47-4050B	NO	YES	NO	NO	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
47-4050B	47-4050B	0.98 cfs	196 af	N/A	49.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.98 cfs	196 af	N/A	49.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 25th day of February, 2008

 Chief, Water Allocation Bureau

WATER RIGHT NO. 47-4050B
As Modified by Transfer No. 73703

In accordance with the approval of Transfer No. 73703, Water Right No. 47-4050B is now described as follows.

Right Holder: RICHARD A FOSTER And
 LYNNE V FOSTER
 6260 STEVENSON WAY
 LAS VEGAS NV 89120

Priority Date: March 15, 1958

Source: UNNAMED STREAM

Tributary: COTTONWOOD CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15 to	11/15	0.98 CFS	196.0 AF
			0.98 CFS	196.0 AF

LOCATION OF POINT(S) OF DIVERSION:

UNNAMED STREAM SESWSE Sec. 20 Twp 11S Rge 18E TWIN FALLS
 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	
11S	18E	20													18.0			31.0	49.0

Total Acres: 49

CONDITIONS OF APPROVAL

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
2. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
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. This right remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.
5. The following right is also diverted through the point of diversion described above: 47-2274

WATER RIGHT NO. 47-4050B
As Modified by Transfer No. 73703

CONDITIONS OF APPROVAL

6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. 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 25th day of February, 20 08



Chief, Water Allocation Bureau