

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73587

This is to certify that: VAL C CARTER
 1025 S 1500 W
 PINGREE ID 83262
 (208) 684-4811

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>
35-2138	WR/Decreed	12/21/1958	1.7 cfs	424 af	N/A	106.0	GROUND WATER
35-2517A	WR/Decreed	10/01/1957	2.25 cfs	N/A	N/A	136.0	GROUND WATER
35-2623	WR/Decreed	12/12/1960	0.36 cfs	N/A	18.0	136.0	GROUND WATER
35-7096	WR/Decreed	08/18/1969	1.0 cfs	N/A	90.0	136.0	GROUND WATER
35-13674	WR/Decreed	06/01/1954	0.11 cfs	24 af	N/A	6.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>PQU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
35-2138	NO	NO	YES	NO	NO	NO
35-2517A	YES	YES	YES	NO	NO	NO
35-2623	YES	YES	YES	NO	NO	NO
35-7096	YES	YES	YES	NO	NO	NO
35-13674	NO	YES	YES	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>
35-2138	35-2138	1.7 cfs	424.0 af	106.0	128.0		N/A	N/A	N/A	N/A
35-2517A	35-13696	0.26 cfs	64.0 af	16.0	128.0	35-13695	1.99 cfs	N/A	N/A	120.0
35-2623	35 -13694	0.04 cfs	8.0 af	2.0	128.0	35-13693	0.32 cfs	N/A	16.0	120.0
35-7096	35 -13692	0.12 cfs	42.4 af	10.6	128.0	35-13691	0.88 cfs	N/A	79.4	120.0
35-13674	35-13674	0.11 cfs	24.0 af	6.0	128.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		2.13 cfs	512.0 af	128.0	128.0		N/A	N/A	N/A	N/A

SUPPORT DATA
IN FILE # 35-2138

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73587

Detailed Water Right Description(s) attached

Dated this 25th day of February, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 35-2138
As Modified by Transfer No. 73587

In accordance with the approval of Transfer No. 73587, Water Right No. 35-2138 is now described as follows.

Right Holder: VAL C CARTER
 1025 S 1500 W
 PINGREE ID 83262

Priority Date: December 21, 1958

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	1.70 CFS	424.0 AF
			1.70 CFS	424.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESWSW Sec. 21 Twp 04S Rge 33E BINGHAM County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
04S	33E	21	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	128.0
											32.0	32.0	32.0	32.0					

Total Acres: 128

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 106 acres within the place of use described above in a single irrigation season.
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 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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. 120.
6. Prior to the diversion and use of water under Transfer approval 73587, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

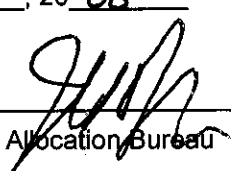
WATER RIGHT NO. 35-2138
As Modified by Transfer No. 73587

CONDITIONS OF APPROVAL

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.
8. Rights 35-2138, 35-13674, 35-13692, 35-13694 and 35-13696 when combined shall not exceed a total diversion rate of 2.13 cfs, a total annual maximum diversion volume of 512 af at the field headgate, and the irrigation of 128 acres.
9. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
10. The following rights are diverted through point(s) of diversion described above: 35-2138, 35-13674, 35-13692, 35-13694, 35-13696.

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

WATER RIGHT NO. 35-13674
As Modified by Transfer No. 73587

In accordance with the approval of Transfer No. 73587, Water Right No. 35-13674 is now described as follows.

Right Holder: VAL C CARTER
 1025 S 1500 W
 PINGREE ID 83262

Priority Date: June 01, 1954

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.11 CFS	24.0 AF
			0.11 CFS	24.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESWSW Sec. 21 Twp 04S Rge 33E BINGHAM 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	
04S	33E	21									32.0	32.0	32.0	32.0					128.0

Total Acres: 128

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 6 acres within the place of use described above in a single irrigation season.
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 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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. 120.
6. Prior to the diversion and use of water under Transfer approval 73587, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

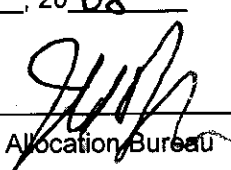
WATER RIGHT NO. 35-13674
As Modified by Transfer No. 73587

CONDITIONS OF APPROVAL

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.
8. Rights 35-2138, 35-13674, 35-13692, 35-13694 and 35-13696 when combined shall not exceed a total diversion rate of 2.13 cfs, a total annual maximum diversion volume of 512 af at the field headgate, and the irrigation of 128 acres.
9. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
10. The following rights are diverted through point(s) of diversion described above: 35-2138, 35-13674, 35-13692, 35-13694, 35-13696.

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

WATER RIGHT NO. 35-13691
As Modified by Transfer No. 73587

In accordance with the approval of Transfer No. 73587, Water Right No. 35-13691 is now described as follows.

Right Holder: VAL C CARTER
 1025 S 1500 W
 PINGREE ID 83262

Priority Date: August 18, 1969

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01	to 10/31	0.88 CFS
			0.88 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWNE	Sec. 28 Twp 04S	Rge 33E	BINGHAM County
GROUND WATER	NWSENE	Sec. 28 Twp 04S	Rge 33E	BINGHAM County
GROUND WATER	SWNENW	Sec. 28 Twp 04S	Rge 33E	BINGHAM 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	
04S	33E	28		38.0	9.0	35.0	26.0			11.0					1.0				120.0
															1.1				

Total Acres: 120

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 79.4 acres within the place of use described above in a single irrigation season.
2. Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
3. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
4. 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.
5. The rights listed below are limited to the irrigation of a combined total of 120 acres in a single irrigation season. Combined Right Nos.: 35-13691, 35-13693, 35-13695
6. The following rights are diverted through point(s) of diversion described above: 35-13691, 35-13693, 35-13695
7. The rights listed below are limited to a total combined diversion rate of 2.40 cfs and to a total combined annual diversion volume of 480 AF. Combined Right Nos.: 35-13691, 35-13693, 35-13695

WATER RIGHT NO. 35-13691
As Modified by Transfer No. 73587

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

WATER RIGHT NO. 35-13692
As Modified by Transfer No. 73587

In accordance with the approval of Transfer No. 73587, Water Right No. 35-13692 is now described as follows.

Right Holder: VAL C CARTER
 1025 S 1500 W
 PINGREE ID 83262

Priority Date: August 18, 1969

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.12 CFS	42.4 AF
			0.12 CFS	42.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESWSW Sec. 21 Twp 04S Rge 33E BINGHAM County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
04S	33E	21	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	128.0
											32.0	32.0	32.0	32.0					

Total Acres: 128

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 10.6 acres within the place of use described above in a single irrigation season.
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 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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. 120.
6. Prior to the diversion and use of water under Transfer approval 73587, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

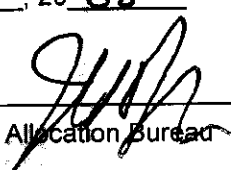
WATER RIGHT NO. 35-13692
As Modified by Transfer No. 73587

CONDITIONS OF APPROVAL

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.
8. Rights 35-2138, 35-13674, 35-13692, 35-13694 and 35-13696 when combined shall not exceed a total diversion rate of 2.13 cfs, a total annual maximum diversion volume of 512 af at the field headgate, and the irrigation of 128 acres.
9. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
10. The following rights are diverted through point(s) of diversion described above: 35-2138, 35-13674, 35-13692, 35-13694, 35-13696.
11. Rights 35-13692, 35-13694 and 35-13696 when combined shall not exceed a total diversion rate of 0.32 cfs, a total annual maximum diversion volume of 64 af at the field headgate, and the irrigation of 16 acres.

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

Right Holder: VAL C CARTER
1025 S 1500 W
PINGREE ID 83262

Source: GROUND WATER

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWNE	Sec. 28 Twp 04S	Rge 33E	BINGHAM County
GROUND WATER	NWSENE	Sec. 28 Twp 04S	Rge 33E	BINGHAM County
GROUND WATER	SWNENW	Sec. 28 Twp 04S	Rge 33E	BINGHAM County

<u>PLACE OF USE:</u>						IRRIGATION													
Twp	Rge	Sec	NE				NW				SW				SE				Totals
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
04S	33E	28		38.0	9.0	35.0	26.0			11.0					1.0			L 1	120.0

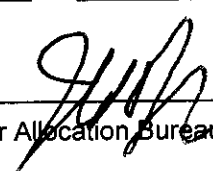
CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 16 acres within the place of use described above in a single irrigation season.
2. Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
3. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
4. 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.
5. The rights listed below are limited to the irrigation of a combined total of 120 acres in a single irrigation season. Combined Right Nos.: 35-13691, 35-13693, 35-13695
6. The following rights are diverted through point(s) of diversion described above: 35-13691, 35-13693, 35-13695
7. The rights listed below are limited to a total combined diversion rate of 2.40 cfs and to a total combined annual diversion volume of 480 AF. Combined Right Nos.: 35-13691, 35-13693, 35-13695

WATER RIGHT NO. 35-13693
As Modified by Transfer No. 73587

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

WATER RIGHT NO. 35-13694
As Modified by Transfer No. 73587

In accordance with the approval of Transfer No. 73587, Water Right No. 35-13694 is now described as follows.

Right Holder: VAL C CARTER
 1025 S 1500 W
 PINGREE ID 83262

Priority Date: December 12, 1960

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.04 CFS	8.0 AF
			0.04 CFS	8.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESWSW Sec. 21 Twp 04S Rge 33E BINGHAM 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	
04S	33E	21																	128.0

Total Acres: 128

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 2 acres within the place of use described above in a single irrigation season.
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 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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. 120.
6. Prior to the diversion and use of water under Transfer approval 73587, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

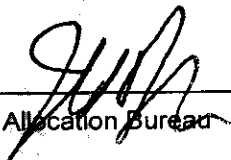
WATER RIGHT NO. 35-13694
As Modified by Transfer No. 73587

CONDITIONS OF APPROVAL

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.
8. Rights 35-2138, 35-13674, 35-13692, 35-13694 and 35-13696 when combined shall not exceed a total diversion rate of 2.13 cfs, a total annual maximum diversion volume of 512 af at the field headgate, and the irrigation of 128 acres.
9. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
10. The following rights are diverted through point(s) of diversion described above: 35-2138, 35-13674, 35-13692, 35-13694, 35-13696.
11. Rights 35-13692, 35-13694 and 35-13696 when combined shall not exceed a total diversion rate of 0.32 cfs, a total annual maximum diversion volume of 64 af at the field headgate, and the irrigation of 16 acres.

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

WATER RIGHT NO. 35-13695
As Modified by Transfer No. 73587

In accordance with the approval of Transfer No. 73587, Water Right No. 35-13695 is now described as follows.

Right Holder: VAL C CARTER
 1025 S 1500 W
 PINGREE ID 83262

Priority Date: October 01, 1957

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01	to 10/31	1.99 CFS
			1.99 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWNE	Sec. 28 Twp 04S	Rge 33E	BINGHAM County
GROUND WATER	NWSENE	Sec. 28 Twp 04S	Rge 33E	BINGHAM County
GROUND WATER	SWNENW	Sec. 28 Twp 04S	Rge 33E	BINGHAM 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					
04S	33E	28																	
			38.0	9.0	35.0	26.0				11.0						1.0		120.0	
																1.1			

Total Acres: 120

CONDITIONS OF APPROVAL

- Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
- Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
- 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.
- The rights listed below are limited to the irrigation of a combined total of 120 acres in a single irrigation season. Combined Right Nos.: 35-13691, 35-13693, 35-13695
- The following rights are diverted through point(s) of diversion described above: 35-13691, 35-13693, 35-13695
- The rights listed below are limited to a total combined diversion rate of 2.40 cfs and to a total combined annual diversion volume of 480 AF. Combined Right Nos.: 35-13691, 35-13693, 35-13695

WATER RIGHT NO. 35-13695
As Modified by Transfer No. 73587

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

WATER RIGHT NO. 35-13696
As Modified by Transfer No. 73587

In accordance with the approval of Transfer No. 73587, Water Right No. 35-13696 is now described as follows.

Right Holder: VAL C CARTER
 1025 S 1500 W
 PINGREE ID 83262

Priority Date: October 01, 1957

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.26 CFS	64.0 AF
			0.26 CFS	64.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESWSW Sec. 21 Twp 04S Rge 33E BINGHAM 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	
04S	33E	21									32.0	32.0	32.0	32.0					128.0

Total Acres: 128

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 16 acres within the place of use described above in a single irrigation season.
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 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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. 120.
6. Prior to the diversion and use of water under Transfer approval 73587, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

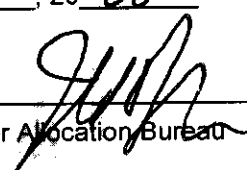
WATER RIGHT NO. 35-13696
As Modified by Transfer No. 73587

CONDITIONS OF APPROVAL

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.
8. Rights 35-2138, 35-13674, 35-13692, 35-13694 and 35-13696 when combined shall not exceed a total diversion rate of 2.13 cfs, a total annual maximum diversion volume of 512 af at the field headgate, and the irrigation of 128 acres.
9. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
10. The following rights are diverted through point(s) of diversion described above: 35-2138, 35-13674, 35-13692, 35-13694, 35-13696.
11. Rights 35-13692, 35-13694 and 35-13696 when combined shall not exceed a total diversion rate of 0.32 cfs, a total annual maximum diversion volume of 64 af at the field headgate, and the irrigation of 16 acres.

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