

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73709

This is to certify that: SNAKE RIVER EQUIPMENT CO INC
 C/O DANE WATKINS
 PO BOX 50781
 IDAHO FALLS ID 83405-0781
 (208)523-0800

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>
35-8594	WR/License	06/19/1985	3.56 cfs	712 af	178.0	1,231.0	GROUND WATER
35-2451A	WR/Decreed	02/08/1956	3.69 cfs	N/A	394.0	860.0	GROUND WATER
35-2451B	WR/Decreed	02/08/1956	2.94 cfs	1256 af	N/A	314.0	GROUND WATER
35-2451C	WR/Decreed	02/08/1956	2.92 cfs	N/A	312.0	860.0	GROUND WATER
35-2639	WR/Decreed	01/27/1961	3.08 cfs	N/A	154.0	860.0	GROUND WATER
35-7103	WR/Decreed	11/06/1969	6.13 cfs	1236 af	N/A	309.0	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>
35-8594	YES	NO	YES	NO	NO	NO
35-2451A	NO	NO	YES	NO	NO	NO
35-2451B	YES	NO	YES	NO	NO	NO
35-2451C	NO	NO	YES	NO	NO	NO
35-2639	NO	NO	YES	NO	NO	NO
35-7103	YES	YES	YES	YES	NO	NO

SUPPORT DATA
 IN FILE # 35-2451A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73709

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
35-8594	35 -13660	2.63 cfs	526.7 af	131.7	962.3	35-13659	0.93 cfs	185.2 af	46.3	320.3
35-2451A	35-2451A	3.69 cfs	1574.0 af	394.0	962.3		N/A	N/A	N/A	N/A
35-2451B	35-13664	0.32 cfs	134.8 af	33.7	962.3	35-13663	2.62 cfs	1121.2 af	N/A	280.3
35-2451C	35-2451C	2.92 cfs	1248.0 af	312.0	962.3		N/A	N/A	N/A	N/A
35-2639	35-2639	3.08 cfs	616.0 af	154.0	962.3		N/A	N/A	N/A	N/A
35-7103	35 -13662	1.02 cfs	206.4 af	51.6	962.3	35-13661	5.11 cfs	1029.6 af	N/A	257.4
COMBINED										
TOTALS		10.58 cfs	3849.2 af	962.3	962.3		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 15th day of February, 20 08

Chief, Water Allocation Bureau

WATER RIGHT NO. 35-2451A
As Modified by Transfer No. 73709

In accordance with the approval of Transfer No. 73709, Water Right No. 35-2451A is now described as follows.

Right Holder: SNAKE RIVER EQUIPMENT CO INC
 C/O DANE WATKINS
 PO BOX 50781
 IDAHO FALLS ID 83405-0781

Priority Date: February 08, 1956

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	3.69 CFS	1,574.0 AF
			3.69 CFS	1,574.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESENW	Sec. 21 Twp 04N	Rge 36E	JEFFERSON County
GROUND WATER	SESENW	Sec. 21 Twp 04N	Rge 36E	JEFFERSON County
GROUND WATER	SEENW	Sec. 28 Twp 04N	Rge 36E	JEFFERSON 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	
04N	36E	16	15.0	17.7	32.6	25.7	19.2	7.2	10.5	39.5	38.5	4.8	7.4	39.9			34.6	37.7	330.3
04N	36E	20													33.9			32.1	66.0
04N	36E	21	34.9	37.4	34.7	36.0	38.5	34.8	32.1	34.3	35.6	33.4	32.2	38.2	35.6	34.0	38.6	35.7	566.0

Total Acres: 962.3

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. 120
2. Prior to the diversion and use of water under Transfer approval 73709, 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.
3. 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.
4. 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.
5. This right is limited to the irrigation of 394 acres within the place of use described above in a single irrigation season.

WATER RIGHT NO. 35-2451A
As Modified by Transfer No. 73709

CONDITIONS OF APPROVAL

6. Rights 35-2451A, 35-2451C, and 35-2639 when combined shall not exceed a total diversion rate of 6.61 cfs, a total annual maximum diversion volume of 2806 af at the field headgate, and the irrigation of 860 acres.
7. Rights 35-2541A, 35-2451C, 35-2639, 35-13660, 35-13662, and 35-13664 when combined shall not exceed a total diversion rate of 10.58 cfs, a total annual maximum diversion volume of 3849.2 af at the field headgate, and the irrigation of 962.3 acres.
8. The following rights are diverted through point(s) of diversion described above: 35-2451A, 35-2451C, 35-2639, 35-13659, 35-13660, 35-13662, 35-13663 and 35-13664
9. The right holder shall accomplish the change authorized by this transfer within 1 year(s) of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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 15th day of February, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 35-2451C
As Modified by Transfer No. 73709

In accordance with the approval of Transfer No. 73709, Water Right No. 35-2451C is now described as follows.

Right Holder: SNAKE RIVER EQUIPMENT CO INC
 C/O DANE WATKINS
 PO BOX 50781
 IDAHO FALLS ID 83405-0781

Priority Date: February 08, 1956

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	2.92 CFS	1,248.0 AF
			2.92 CFS	1,248.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESENW	Sec. 21 Twp 04N	Rge 36E	JEFFERSON County
GROUND WATER	SENESEW	Sec. 21 Twp 04N	Rge 36E	JEFFERSON County
GROUND WATER	SENESEW	Sec. 28 Twp 04N	Rge 36E	JEFFERSON 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	
04N	36E	16	15.0	17.7	32.6	25.7	19.2	7.2	10.5	39.5	38.5	4.8	7.4	39.9			34.6	37.7	330.3
04N	36E	20													33.9			32.1	66.0
04N	36E	21	34.9	37.4	34.7	36.0	38.5	34.8	32.1	34.3	35.6	33.4	32.2	38.2	35.6	34.0	38.6	35.7	566.0

Total Acres: 962.3

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. 120
2. Prior to the diversion and use of water under Transfer approval 73709, 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.
3. 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.
4. 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.
5. This right is limited to the irrigation of 312 acres within the place of use described above in a single irrigation season.

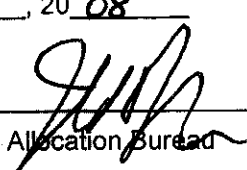
WATER RIGHT NO. 35-2451C
As Modified by Transfer No. 73709

CONDITIONS OF APPROVAL

6. Rights 35-2451A, 35-2451C, and 35-2639 when combined shall not exceed a total diversion rate of 6.61 cfs, a total annual maximum diversion volume of 2806 af at the field headgate, and the irrigation of 860 acres.
7. Rights 35-2541A, 35-2451C, 35-2639, 35-13660, 35-13662, and 35-13664 when combined shall not exceed a total diversion rate of 10.58 cfs, a total annual maximum diversion volume of 3849.2 af at the field headgate, and the irrigation of 962.3 acres.
8. The following rights are diverted through point(s) of diversion described above: 35-2451A, 35-2451C, 35-2639, 35-13659, 35-13660, 35-13662, 35-13663 and 35-13664
9. The right holder shall accomplish the change authorized by this transfer within 1 year(s) of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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 15th day of February, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 35-2639
As Modified by Transfer No. 73709

In accordance with the approval of Transfer No. 73709, Water Right No. 35-2639 is now described as follows.

Right Holder: SNAKE RIVER EQUIPMENT CO INC
 C/O DANE WATKINS
 PO BOX 50781
 IDAHO FALLS ID 83405-0781

Priority Date: January 27, 1961

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	3.08 CFS	616.0 AF
			3.08 CFS	616.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESENW	Sec. 21 Twp 04N	Rge 36E	JEFFERSON County
GROUND WATER	SENESEW	Sec. 21 Twp 04N	Rge 36E	JEFFERSON County
GROUND WATER	SENESEW	Sec. 28 Twp 04N	Rge 36E	JEFFERSON 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	
04N	36E	16	15.0	17.7	32.6	25.7	19.2	7.2	10.5	39.5	38.5	4.8	7.4	39.9			34.6	37.7	330.3
04N	36E	20													33.9			32.1	66.0
04N	36E	21	34.9	37.4	34.7	36.0	38.5	34.8	32.1	34.3	35.6	33.4	32.2	38.2	35.6	34.0	38.6	35.7	566.0

Total Acres: 962.3

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. 120
2. Prior to the diversion and use of water under Transfer approval 73709, 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.
3. 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.
4. 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.
5. This right is limited to the irrigation of 154 acres within the place of use described above in a single irrigation season.

WATER RIGHT NO. 35-2639
As Modified by Transfer No. 73709

CONDITIONS OF APPROVAL

6. Rights 35-2451A, 35-2451C, and 35-2639 when combined shall not exceed a total diversion rate of 6.61 cfs, a total annual maximum diversion volume of 2806 af at the field headgate, and the irrigation of 860 acres.
7. Rights 35-2541A, 35-2451C, 35-2639, 35-13660, 35-13662, and 35-13664 when combined shall not exceed a total diversion rate of 10.58 cfs, a total annual maximum diversion volume of 3849.2 af at the field headgate, and the irrigation of 962.3 acres.
8. The following rights are diverted through point(s) of diversion described above: 35-2451A, 35-2451C, 35-2639, 35-13659, 35-13660, 35-13662, 35-13663 and 35-13664
9. The right holder shall accomplish the change authorized by this transfer within 1 year(s) of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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 15th day of February, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 35-13659
As Modified by Transfer No. 73709

In accordance with the approval of Transfer No. 73709, Water Right No. 35-13659 is now described as follows.

Right Holder: THE WATKINS COMPANY LLC
 DANE WATKINS MGR
 PO BOX 50781
 IDAHO FALLS ID 83405-0781

Priority Date: June 19, 1985

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	0.93 CFS	185.2 AF
			0.93 CFS	185.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENE	Sec. 21 Twp 04N	Rge 36E	JEFFERSON County
GROUND WATER	NESW	Sec. 21 Twp 04N	Rge 36E	JEFFERSON County
GROUND WATER	NENW	Sec. 28 Twp 04N	Rge 36E	JEFFERSON 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	
04N	36E	28	35.3	38.9	32.9	33.6	39.2	33.0	32.9	34.5									280.3
04N	36E	29	40.0																40.0

Total Acres: 320.3

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 46.3 acres within the place of use described above in a single irrigation season.
2. 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.
3. Rights 35-13659 and 35-13663 when combined shall not exceed a total annual maximum diversion volume of 1281.2 af at the field headgate, and the irrigation of 320.3 acres.
4. The following rights are diverted through point(s) of diversion described above: 35-2451A, 35-2451C, 35-2639, 35-13659, 35-13660, 35-13662, 35-13663 and 35-13664

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 15th day of February, 20 08

 Chief, Water Allocation Bureau

WATER RIGHT NO. 35-13660
As Modified by Transfer No. 73709

In accordance with the approval of Transfer No. 73709, Water Right No. 35-13660 is now described as follows.

Right Holder: SNAKE RIVER EQUIPMENT CO INC
 C/O DANE WATKINS
 PO BOX 50781
 IDAHO FALLS ID 83405-0781

Priority Date: June 19, 1985

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	2.63 CFS	526.7 AF
			2.63 CFS	526.7 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESENW	Sec. 21 Twp 04N	Rge 36E	JEFFERSON County
GROUND WATER	SENESEW	Sec. 21 Twp 04N	Rge 36E	JEFFERSON County
GROUND WATER	SENESEW	Sec. 28 Twp 04N	Rge 36E	JEFFERSON 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	
04N	36E	16	15.0	17.7	32.6	25.7	19.2	7.2	10.5	39.5	38.5	4.8	7.4	39.9		34.6	37.7		330.3
04N	36E	20													33.9			32.1	66.0
04N	36E	21	34.9	37.4	34.7	36.0	38.5	34.8	32.1	34.3	35.6	33.4	32.2	38.2	35.6	34.0	38.6	35.7	566.0

Total Acres: 962.3

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. 120
2. Prior to the diversion and use of water under Transfer approval 73709, 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.
3. 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.
4. 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.
5. This right is limited to the irrigation of 131.7 acres within the place of use described above in a single irrigation season.

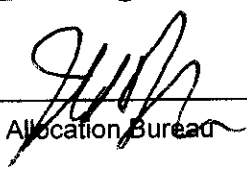
WATER RIGHT NO. 35-13660
As Modified by Transfer No. 73709

CONDITIONS OF APPROVAL

6. Rights 35-2541A, 35-2451C, 35-2639, 35-13660, 35-13662, and 35-13664 when combined shall not exceed a total diversion rate of 10.58 cfs, a total annual maximum diversion volume of 3849.2 af at the field headgate, and the irrigation of 962.3 acres.
7. The following rights are diverted through point(s) of diversion described above: 35-2451A, 35-2451C, 35-2639, 35-13659, 35-13660, 35-13662, 35-13663 and 35-13664
8. The right holder shall accomplish the change authorized by this transfer within 1 year(s) of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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 15th day of February, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 35-13661
As Modified by Transfer No. 73709

In accordance with the approval of Transfer No. 73709, Water Right No. 35-13661 is now described as follows.

Right Holder: THE WATKINS COMPANY LLC
 DANE WATKINS MGR
 PO BOX 50781
 IDAHO FALLS ID 83405-0781

Priority Date: November 06, 1969

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	5.11 CFS	1,029.6 AF
			5.11 CFS	1,029.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESW Sec. 24 Twp 04N Rge 35E JEFFERSON 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	
04N	35E	24																	257.4

Total Acres: 257.4

CONDITIONS OF APPROVAL

- 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 15th day of February, 20 08

 Chief, Water Allocation Bureau

WATER RIGHT NO. 35-13662
As Modified by Transfer No. 73709

In accordance with the approval of Transfer No. 73709, Water Right No. 35-13662 is now described as follows.

Right Holder: SNAKE RIVER EQUIPMENT CO INC
 C/O DANE WATKINS
 PO BOX 50781
 IDAHO FALLS ID 83405-0781

Priority Date: November 06, 1969

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	1.02 CFS	206.4 AF
			1.02 CFS	206.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESENW	Sec. 21 Twp 04N	Rge 36E	JEFFERSON County
GROUND WATER	SENESE	Sec. 21 Twp 04N	Rge 36E	JEFFERSON County
GROUND WATER	SENESE	Sec. 28 Twp 04N	Rge 36E	JEFFERSON 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	
04N	36E	16	15.0	17.7	32.6	25.7	19.2	7.2	10.5	39.5	38.5	4.8	7.4	39.9			34.6	37.7	330.3
04N	36E	20												33.9				32.1	66.0
04N	36E	21	34.9	37.4	34.7	36.0	38.5	34.8	32.1	34.3	35.6	33.4	32.2	38.2	35.6	34.0	38.6	35.7	566.0

Total Acres: 962.3

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. 120
2. Prior to the diversion and use of water under Transfer approval 73709, 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.
3. 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.
4. 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.
5. This right is limited to the irrigation of 51.6 acres within the place of use described above in a single irrigation season.

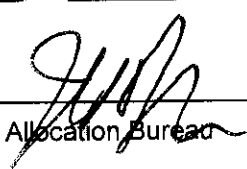
WATER RIGHT NO. 35-13662
As Modified by Transfer No. 73709

CONDITIONS OF APPROVAL

6. Rights 35-2541A, 35-2451C, 35-2639, 35-13660, 35-13662, and 35-13664 when combined shall not exceed a total diversion rate of 10.58 cfs, a total annual maximum diversion volume of 3849.2 af at the field headgate, and the irrigation of 962.3 acres.
7. The following rights are diverted through point(s) of diversion described above: 35-2451A, 35-2451C, 35-2639, 35-13659, 35-13660, 35-13662, 35-13663 and 35-13664
8. The right holder shall accomplish the change authorized by this transfer within 1 year(s) of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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 15th day of February, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 35-13663
As Modified by Transfer No. 73709

In accordance with the approval of Transfer No. 73709, Water Right No. 35-13663 is now described as follows.

Right Holder: THE WATKINS COMPANY LLC
 DANE WATKINS MGR
 PO BOX 50781
 IDAHO FALLS ID 83405-0781

Priority Date: February 08, 1956

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	2.62 CFS	1,121.2 AF
			2.62 CFS	1,121.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESENW	Sec. 21 Twp 04N	Rge 36E	JEFFERSON County
GROUND WATER	SESESW	Sec. 21 Twp 04N	Rge 36E	JEFFERSON County
GROUND WATER	SESENW	Sec. 28 Twp 04N	Rge 36E	JEFFERSON 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	
04N	36E	28	35.3	38.9	32.9	33.6	39.2	33.0	32.9	34.5									280.3

Total Acres: 280.3

CONDITIONS OF APPROVAL

1. Rights listed below are also diverted through the points of diversion described above.
 Other Right Nos. 35-2451A, 35-2451C, 35-2639, 35-13659, 35-13660, 35-13662, 35-13663 and 35-13664.
2. 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 15th day of February, 20 08

 Chief, Water Allocation Bureau

WATER RIGHT NO. 35-13664
As Modified by Transfer No. 73709

In accordance with the approval of Transfer No. 73709, Water Right No. 35-13664 is now described as follows.

Right Holder: SNAKE RIVER EQUIPMENT CO INC
 C/O DANE WATKINS
 PO BOX 50781
 IDAHO FALLS ID 83405-0781

Priority Date: February 08, 1956

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	0.32 CFS	134.8 AF
			0.32 CFS	134.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESENW	Sec. 21 Twp 04N	Rge 36E	JEFFERSON County
GROUND WATER	SENESE	Sec. 21 Twp 04N	Rge 36E	JEFFERSON County
GROUND WATER	SENESE	Sec. 28 Twp 04N	Rge 36E	JEFFERSON 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	
04N	36E	16	15.0	17.7	32.6	25.7	19.2	7.2	10.5	39.5	38.5	4.8	7.4	39.9			34.6	37.7	330.3
04N	36E	20													33.9			32.1	66.0
04N	36E	21	34.9	37.4	34.7	36.0	38.5	34.8	32.1	34.3	35.6	33.4	32.2	38.2	35.6	34.0	38.6	35.7	566.0

Total Acres: 962.3

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. 120
2. Prior to the diversion and use of water under Transfer approval 73709, 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.
3. 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.
4. 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.
5. This right is limited to the irrigation of 33.7 acres within the place of use described above in a single irrigation season.

WATER RIGHT NO. 35-13664
As Modified by Transfer No. 73709

CONDITIONS OF APPROVAL

6. Rights 35-2541A, 35-2451C, 35-2639, 35-13660, 35-13662, and 35-13664 when combined shall not exceed a total diversion rate of 10.58 cfs, a total annual maximum diversion volume of 3849.2 af at the field headgate, and the irrigation of 962.3 acres.
7. The following rights are diverted through point(s) of diversion described above: 35-2451A, 35-2451C, 35-2639, 35-13659, 35-13660, 35-13662, 35-13663 and 35-13664
8. The right holder shall accomplish the change authorized by this transfer within 1 year(s) of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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 15th day of February, 20 08



Chief, Water Allocation Bureau