

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73332

This is to certify that: LEADORE LAND PARTNERS LTD PARTNERSHIP
C/O KARL TYLER
3663 N RESERVE
MISSOULA MT 59808
(406)721-2438

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>
74-7039	WR/Decreed	01/07/1974	1.13 cfs	128 af	N/A	43.0	SPRINGS
74-1151	WR/Decreed	09/01/1968	0.90 cfs	N/A	N/A	30.0	SPRINGS
74-1152	WR/Decreed	04/01/1915	5.51 cfs	N/A	N/A	184.0	SPRINGS

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>
74-7039	NO	YES	YES	NO	NO	NO
74-1151	NO	YES	YES	NO	NO	NO
74-1152	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>
74-7039	74-7039	1.13 cfs	128 af	42.7	224.4		N/A	N/A	N/A	N/A
74-1151	74-1151	0.90 cfs	N/A	30.0	224.4		N/A	N/A	N/A	N/A
74-1152	74-1152	5.51 cfs	N/A	183.7	224.4		N/A	N/A	N/A	N/A
COMBINED TOTALS		7.54 cfs	N/A	224.4	224.4		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 12th day of January, 20 08

Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 74-1151

WATER RIGHT NO. 74-1152
As Modified by Transfer No. 73332

In accordance with the approval of Transfer No. 73332, Water Right No. 74-1152 is now described as follows.

Right Holder: LEADORE LAND PARTNERS LTD PARTNERSHIP
C/O KARL TYLER
3663 N RESERVE
MISSOULA MT 59808

Priority Date: April 01, 1915

Source: LEMHI RIVER

Tributary: SALMON RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15 to	11/15	5.51 CFS
			5.51 CFS

LOCATION OF POINT(S) OF DIVERSION:

LEMHI RIVER NWNENE Sec. 20 Twp 16N Rge 26E LEMHI 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	
16N	26E	17											7.4	20.7			26.9	25.7	80.7
													L 8	L 9			L 10	L 11	
16N	26E	20	48.0	34.6	9.9	34.5	16.7												143.7

Total Acres: 224.4

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. 74.
2. 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).
3. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. This right is limited to the irrigation of 183.7 acres within the place of use described above in a single irrigation season.
5. Rights 74-1151, 74-1152 and 74-7039 when combined shall not exceed a total diversion rate of 7.54 cfs, and the irrigation of 224.4 acres.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the department for measuring the flow in springs at the original point of diversion, at the mouth of Eighteenmile Creek where it discharges into the Lemhi River, and at the point of diversion from the Lemhi River.

WATER RIGHT NO. 74-1152
As Modified by Transfer No. 73332

CONDITIONS OF APPROVAL

7. Diversion of water from the Lemhi River is limited to those times water is available for diversion under this right and priority from Springs located within NESESE, S28, T16N, R26E. Availability of water from Springs shall be determined based on the lesser of the flow in Springs at the original authorized point(s) of diversion or at the mouth of Eighteenmile Creek.
8. The right holder shall cease irrigation of 32 acres previously authorized under rights 74-1151, 74-1152, and 74-7039, and consolidate use of water on the remaining 244.4 acres.
9. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. 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 12th day of January, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 74-1151
As Modified by Transfer No. 73332

In accordance with the approval of Transfer No. 73332, Water Right No. 74-1151 is now described as follows.

Right Holder: LEADORE LAND PARTNERS LTD PARTNERSHIP
C/O KARL TYLER
3663 N RESERVE
MISSOULA MT 59808

Priority Date: September 01, 1968

Source: LEMHI RIVER

Tributary: SALMON RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15 to	11/15	0.90 CFS
			0.90 CFS

LOCATION OF POINT(S) OF DIVERSION:

LEMHI RIVER NWNESE Sec. 20 Twp 16N Rge 26E LEMHI 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	
16N	26E	17											7.4	20.7			26.9	25.7	80.7
													L 8	L 9			L 10	L 11	
16N	26E	20	48.0	34.6	9.9	34.5	16.7												143.7

Total Acres: 224.4

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. 74.
2. 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).
3. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. This right is limited to the irrigation of 30 acres within the place of use described above in a single irrigation season.
5. Rights 74-1151, 74-1152 and 74-7039 when combined shall not exceed a total diversion rate of 7.54 cfs, and the irrigation of 224.4acres.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the department for measuring the flow in springs at the original point of diversion, at the mouth of Eighteenmile Creek where it discharges into the Lemhi River, and at the point of diversion from the Lemhi River.

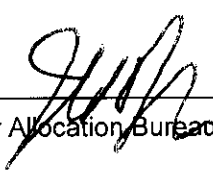
WATER RIGHT NO. 74-1151
As Modified by Transfer No. 73332

CONDITIONS OF APPROVAL

7. Diversion of water from the Lemhi River is limited to those times water is available for diversion under this right and priority from Springs located within NESESE, S28, T16N, R26E. Availability of water from Springs shall be determined based on the lesser of the flow in Springs at the original authorized point(s) of diversion or at the mouth of Eighteenmile Creek.
8. The right holder shall cease irrigation of 32 acres previously authorized under rights 74-1151, 74-1152, and 74-7039, and consolidate use of water on the remaining 244.4 acres.
9. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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 12th day of January, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 74-7039
As Modified by Transfer No. 73332

In accordance with the approval of Transfer No. 73332, Water Right No. 74-7039 is now described as follows.

Right Holder: LEADORE LAND PARTNERS LTD PARTNERSHIP
 C/O KARL TYLER
 3663 N RESERVE
 MISSOULA MT 59808

Priority Date: January 07, 1974

Source: LEMHI RIVER

Tributary: SALMON RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	1.13 CFS	128.0 AF
			1.13 CFS	128.0 AF

LOCATION OF POINT(S) OF DIVERSION:

LEMHI RIVER NWNESE Sec. 20 Twp 16N Rge 26E LEMHI 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	
16N	26E	17											7.4	20.7			26.9	25.7	80.7
													L 8	L 9			L 10	L 11	
16N	26E	20	48.0	34.6	9.9	34.5	16.7												143.7

Total Acres: 224.4

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. 74.
2. 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).
3. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. This right is limited to the irrigation of 42.7 acres within the place of use described above in a single irrigation season.
5. Rights 74-1151, 74-1152 and 74-7039 when combined shall not exceed a total diversion rate of 7.54 cfs, and the irrigation of 224.4 acres.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the department for measuring the flow in springs at the original point of diversion, at the mouth of Eighteenmile Creek where it discharges into the Lemhi River, and at the point of diversion from the Lemhi River.

WATER RIGHT NO. 74-7039
As Modified by Transfer No. 73332

CONDITIONS OF APPROVAL

7. Diversion of water from the Lemhi River is limited to those times water is available for diversion under this right and priority from Springs located within NESESE, S28, T16N, R26E. Availability of water from Springs shall be determined based on the lesser of the flow in Springs at the original authorized point(s) of diversion or at the mouth of Eighteenmile Creek.
8. The right holder shall cease irrigation of 32 acres previously authorized under rights 74-1151, 74-1152, and 74-7039, and consolidate use of water on the remaining 244.4 acres.
9. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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 12th day of January, 20 08



Chief, Water Allocation Bureau