

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73150

This is to certify that: F JAMES WHITTAKER And/Or
 PAULA J WHITTAKER
 83 BIG EIGHT MILE RD
 PO BOX 240
 LEADORE ID 83464
 (208)768-2491

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>
74-14980	AJC/Beneficial Use	06/01/1982	0.97 cfs	N/A	N/A	42.7	BIG TIMBER CREEK

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>
74-14980	NO	NO	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>
74-14980	74-14980	0.97 cfs	N/A	N/A	42.7		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.97 cfs	N/A	N/A	42.7		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 31ST day of October, 20 07

 Chief, Water Allocation Bureau

WATER RIGHT NO. 74-14980
As Modified by Transfer No. 73150

In accordance with the approval of Transfer No. 73150, Water Right No. 74-14980 is now described as follows.

Right Holder: F JAMES WHITTAKER And/Or
 PAULA J WHITTAKER
 83 BIG EIGHT MILE RD
 PO BOX 240
 LEADORE ID 83464

Priority Date: June 01, 1982

Source: BIG TIMBER CREEK

Tributary: LEMHI RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15	to 11/15	0.97 CFS
			0.97 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG TIMBER CREEK SWNW Sec. 20 Twp 15N 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	
15N	26E	21														1.0	13.5	16.0	30.5
15N	26E	27						3.8	3.8	.9									8.5
15N	26E	28	3.7																3.7

Total Acres: 42.7

CONDITIONS OF APPROVAL

1. This right is for an enlargement of 42.7 acres within the place of use described for this right.
2. The use of water within SWNW, S27, T15N, R26E is limited to the E1/2 of the NE1/4 of that place of use and does not include federal public land.
3. Rights 74-14980 and 74-15003 when combined shall not exceed the irrigation of 178.9 acres.
4. Rights 74-14980, 74-15003 and 74-15004 when combined shall not exceed a total diversion rate of 6.4 cfs.
5. This right is based upon an enlargement of Right No. 74-15003 and 74-15004 pursuant to Section 42-1426, Idaho Code.
6. This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

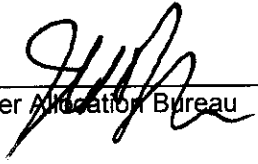
WATER RIGHT NO. 74-14980
As Modified by Transfer No. 73150

CONDITIONS OF APPROVAL

7. 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. 74W.
8. 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).
9. 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.
10. The right holder shall accomplish the change authorized by this transfer within one year(s) 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 31ST day of October, 20 07



Chief, Water Allocation Bureau