

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73707

This is to certify that: JIMMIE L DOWTON And/Or
 MARIA ELENE DOWTON
 HC 62 BOX 2320
 MAY ID 83253
 (208)876-4264

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>
73-86D	AJC/Decreed	05/01/1900	1.6 cfs	N/A	N/A	122.5	PAHSIMEROI RIVER
73-87	AJC/Decreed	05/01/1900	7.19 cfs	0.7 af	N/A	175.1	MUD SPRING CREEK, PAHSIMEROI RIVER
73-86C	AJC/Decreed	02/04/1910	3.2 cfs	N/A	N/A	82.9	PAHSIMEROI RIVER
73-96A	AJC/Decreed	05/10/1901	1.8 cfs	N/A	N/A	122.5	PAHSIMEROI RIVER
73-96B	AJC/Decreed	05/10/1901	1.4 cfs	N/A	N/A	82.9	PAHSIMEROI RIVER
73-97A	AJC/Decreed	04/05/1919	0.8 cfs	N/A	N/A	82.9	PAHSIMEROI RIVER
73-10058	AJC/License	03/19/1964	1.5 cfs	175 af	N/A	50.0	PAHSIMEROI RIVER

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>
73-86D	NO	YES	YES	NO	NO	NO
73-87	NO	NO	YES	NO	NO	NO
73-86C	NO	YES	YES	NO	NO	NO
73-96A	NO	YES	YES	NO	NO	NO
73-96B	NO	YES	YES	NO	NO	NO
73-97A	NO	YES	YES	NO	NO	NO
73-10058	NO	YES	YES	NO	NO	NO

SUPPORT DATA

IN FILE # 73-86C

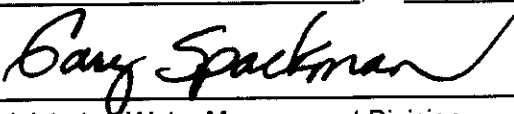
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73707

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
73-86D	73-86D	1.60 cfs	N/A	122.5	430.5		N/A	N/A	N/A	N/A
73-87	73-87	7.19 cfs	0.7 af	175.1	430.5		N/A	N/A	N/A	N/A
73-86C	73-86C	3.20 cfs	N/A	82.9	430.5		N/A	N/A	N/A	N/A
73-96A	73-96A	1.80 cfs	N/A	122.5	430.5		N/A	N/A	N/A	N/A
73-96B	73-96B	1.40 cfs	N/A	82.9	430.5		N/A	N/A	N/A	N/A
73-97A	73-97A	0.80 cfs	N/A	82.9	430.5		N/A	N/A	N/A	N/A
73-10058	73-10058	1.50 cfs	175.0 af	50.0	430.5		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		17.49 cfs	N/A	430.5	430.5		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 6th day of SEPTEMBER, 2007



Administrator, Water Management Division

WATER RIGHT NO. 73-86C
As Modified by Transfer No. 73707

In accordance with the approval of Transfer No. 73707, Water Right No. 73-86C is now described as follows.

Right Holder: MARIA ELENE DOWTON And/Or
 JIMMIE L DOWTON
 HC 62 BOX 2320
 MAY ID 83253

Priority Date: February 04, 1910

Source: PAHSIMEROI 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 10/31	3.20 CFS	
			3.20 CFS	

LOCATION OF POINT(S) OF DIVERSION:

PAHSIMEROI RIVER SENW Sec. 21 Twp 15N Rge 21E CUSTER 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	21E	17									27.0			36.0		11.0	39.0	19.0	132.0
15N	21E	20	29.0	38.0	24.0	38.0	26.0								13.5				168.5
15N	21E	21						2.0	40.0	18.0		34.0	36.0						130.0

Total Acres: 430.5

CONDITIONS OF APPROVAL

1. Rights 73-86C, 73-96B and 73-97A when combined shall not exceed the irrigation of 82.9 acres.
2. 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. 73.
3. 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).
4. 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.
5. This right does not grant any right-of-way or easement across the land of another.
6. Water is delivered through P-8.

WATER RIGHT NO. 73-86C
As Modified by Transfer No. 73707

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. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
10. Rights 73-86C, 73-86D, 73-87, 73-96A, 73-96B, 73-97A and 73-10058 when combined shall not exceed the irrigation of 430.5 acres.
11. 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.

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 6th day of SEPTEMBER, 2007



Administrator, Water Management Division

WATER RIGHT NO. 73-86D
As Modified by Transfer No. 73707

In accordance with the approval of Transfer No. 73707, Water Right No. 73-86D is now described as follows.

Right Holder: JIMMIE L DOWTON And/Or
 MARIA ELENE DOWTON
 HC 62 BOX 2320
 MAY ID 83253

Priority Date: May 01, 1900

Source: PAHSIMEROI 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	10/31	1.60 CFS	
			1.60 CFS	

LOCATION OF POINT(S) OF DIVERSION:

PAHSIMEROI RIVER SENW Sec. 21 Twp 15N Rge 21E CUSTER 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	21E	17									27.0			36.0		11.0	39.0	19.0	132.0
15N	21E	20	29.0	38.0	24.0	38.0	26.0								13.5				168.5
15N	21E	21						2.0	40.0	18.0		34.0	36.0						130.0

Total Acres: 430.5

CONDITIONS OF APPROVAL

1. Rights 73-86D and 73-96A when combined shall not exceed the irrigation of 122.5 acres.
2. 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. 73.
3. 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).
4. 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.
5. This right does not grant any right-of-way or easement across the land of another.
6. Water is delivered through P-8.

WATER RIGHT NO. 73-86D
As Modified by Transfer No. 73707

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. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
10. 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.
11. Rights 73-86C, 73-86D, 73-87, 73-96A, 73-96B, 73-97A and 73-10058 when combined shall not exceed the irrigation of 430.5 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 6th day of SEPTEMBER, 2007



Administrator, Water Management Division

WATER RIGHT NO. 73-87
As Modified by Transfer No. 73707

In accordance with the approval of Transfer No. 73707, Water Right No. 73-87 is now described as follows.

Right Holder: JIMMIE L DOWTON And/Or
 MARIA ELENE DOWTON
 HC 62 BOX 2320
 MAY ID 83253

Priority Date: May 01, 1900

Source: PAHSIMEROI RIVER

Tributary: SALMON RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
WILDLIFE STORAGE	01/01 to	12/31		0.7 AF
AESTHETIC STORAGE	01/01 to	12/31		0.7 AF
IRRIGATION	04/01 to	10/31	7.19 CFS	
			7.19 CFS	0.7 AF

LOCATION OF POINT(S) OF DIVERSION:

PAHSIMEROI RIVER NESESE Sec. 17 Twp 15N Rge 21E CUSTER County
 PAHSIMEROI RIVER SENW Sec. 21 Twp 15N Rge 21E CUSTER County

PLACE OF USE: WILDLIFE STORAGE and AESTHETIC STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	X
15N 21E 17																	

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 21E 17									27.0			36.0			11.0	39.0	132.0
15N 21E 20	29.0	38.0	24.0	38.0	26.0								13.5				168.5
15N 21E 21						2.0	40.0	18.0		34.0	36.0						130.0

Total Acres: 430.5

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. 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. 73.
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.

WATER RIGHT NO. 73-87
As Modified by Transfer No. 73707

CONDITIONS OF APPROVAL

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. The pond established by the storage of water under this right shall not exceed a total capacity of 0.3 acre-foot or a total surface area of 0.2 acre.
6. 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).
7. This right authorizes the diversion of an annual total of 0.7 acre-foot to be used for the initial filling of the pond, for the replacement of losses caused by seepage and evaporation from the pond.
8. This right is limited to the irrigation of 175.1 acres within the place of use described above in a single irrigation season.
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. This right does not grant any right-of-way or easement across the land of another.
11. Water is delivered through P-8.
12. Rights 73-86C, 73-86D, 73-87, 73-96A, 73-96B, 73-97A and 73-10058 when combined shall not exceed the irrigation of 430.5 acres.
13. 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.

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 6th day of SEPTEMBER, 20 07



Administrator, Water Management Division

WATER RIGHT NO. 73-96A
As Modified by Transfer No. 73707

In accordance with the approval of Transfer No. 73707, Water Right No. 73-96A is now described as follows.

Right Holder: MARIA ELENE DOWTON And/Or
 JIMMIE L DOWTON
 HC 62 BOX 2320
 MAY ID 83253

Priority Date: May 10, 1901

Source: PAHSIMEROI 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 10/31	1.80 CFS	
			1.80 CFS	

LOCATION OF POINT(S) OF DIVERSION:

PAHSIMEROI RIVER SENW Sec. 21 Twp 15N Rge 21E CUSTER 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	21E	17									27.0			36.0		11.0	39.0	19.0	132.0
15N	21E	20	29.0	38.0	24.0	38.0	26.0								13.5				168.5
15N	21E	21						2.0	40.0	18.0		34.0	36.0						130.0

Total Acres: 430.5

CONDITIONS OF APPROVAL

1. Rights 73-86D and 73-96A when combined shall not exceed the irrigation of 122.5 acres.
2. 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. 73.
3. 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).
4. 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.
5. This right does not grant any right-of-way or easement across the land of another.
6. Water is delivered through P-8.

WATER RIGHT NO. 73-96A
As Modified by Transfer No. 73707

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. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
10. 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.
11. Rights 73-86C, 73-86D, 73-87, 73-96A, 73-96B, 73-97A and 73-10058 when combined shall not exceed the irrigation of 430.5 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 6th day of SEPTEMBER, 2007



Administrator, Water Management Division

WATER RIGHT NO. 73-96B
As Modified by Transfer No. 73707

In accordance with the approval of Transfer No. 73707, Water Right No. 73-96B is now described as follows.

Right Holder: MARIA ELENE DOWTON And/Or
 JIMMIE L DOWTON
 HC 62 BOX 2320
 MAY ID 83253

Priority Date: May 10, 1901

Source: PAHSIMEROI 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	10/31	1.40 CFS	
			1.40 CFS	

LOCATION OF POINT(S) OF DIVERSION:

PAHSIMEROI RIVER SENW Sec. 21 Twp 15N Rge 21E CUSTER 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	21E	17									27.0			36.0		11.0	39.0	19.0	132.0
15N	21E	20	29.0	38.0	24.0	38.0	26.0								13.5				168.5
15N	21E	21						2.0	40.0	18.0		34.0	36.0						130.0

Total Acres: 430.5

CONDITIONS OF APPROVAL

1. Rights 73-86C, 73-96B and 73-97A when combined shall not exceed the irrigation of 82.9 acres.
2. 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. 73.
3. 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).
4. 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.
5. This right does not grant any right-of-way or easement across the land of another.
6. Water is delivered through P-8.

WATER RIGHT NO. 73-96B
As Modified by Transfer No. 73707

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. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
10. Rights 73-86C, 73-86D, 73-87, 73-96A, 73-96B, 73-97A and 73-10058 when combined shall not exceed the irrigation of 430.5 acres.
11. 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.

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 6th day of SEPTEMBER, 20 07



Administrator, Water Management Division

WATER RIGHT NO. 73-97A
As Modified by Transfer No. 73707

In accordance with the approval of Transfer No. 73707, Water Right No. 73-97A is now described as follows.

Right Holder: JIMMIE L DOWTON And/Or
 MARIA ELENE DOWTON
 HC 62 BOX 2320
 MAY ID 83253

Priority Date: April 05, 1919

Source: PAHSIMEROI 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 10/31	0.80 CFS	
			0.80 CFS	

LOCATION OF POINT(S) OF DIVERSION:

PAHSIMEROI RIVER SENW Sec. 21 Twp 15N Rge 21E CUSTER 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	21E	17									27.0			36.0		11.0	39.0	19.0	132.0
15N	21E	20	29.0	38.0	24.0	38.0	26.0								13.5				168.5
15N	21E	21						2.0	40.0	18.0		34.0	36.0						130.0

Total Acres: 430.5

CONDITIONS OF APPROVAL

1. Rights 73-86C, 73-96B and 73-97A when combined shall not exceed the irrigation of 82.9 acres.
2. 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. 73.
3. 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).
4. 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.
5. This right does not grant any right-of-way or easement across the land of another.
6. Water is delivered through P-8.

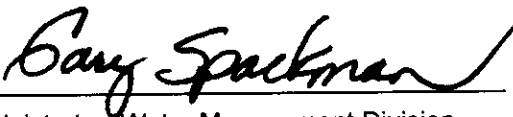
WATER RIGHT NO. 73-97A
As Modified by Transfer No. 73707

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. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
10. Rights 73-86C, 73-86D, 73-87, 73-96A, 73-96B, 73-97A and 73-10058 when combined shall not exceed the irrigation of 430.5 acres.
11. 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.

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 6th day of SEPTEMBER, 2007



Administrator, Water Management Division

WATER RIGHT NO. 73-10058
As Modified by Transfer No. 73707

In accordance with the approval of Transfer No. 73707, Water Right No. 73-10058 is now described as follows.

Right Holder: JIMMIE L DOWTON And/Or
 MARIA ELENE DOWTON
 HC 62 BOX 2320
 MAY ID 83253

Priority Date: March 19, 1964

Source: PAHSIMEROI 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 10/31	1.50 CFS	175.0 AF
			1.50 CFS	175.0 AF

LOCATION OF POINT(S) OF DIVERSION:

PAHSIMEROI RIVER SENW Sec. 21 Twp 15N Rge 21E CUSTER 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 21E 17									27.0			36.0		11.0	39.0	19.0	132.0
15N 21E 20	29.0	38.0	24.0	38.0	26.0								13.5				168.5
15N 21E 21						2.0	40.0	18.0	34.0	36.0							130.0

Total Acres: 430.5

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. 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. 73.
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. 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. 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).

WATER RIGHT NO. 73-10058
As Modified by Transfer No. 73707

CONDITIONS OF APPROVAL

6. This right is limited to the irrigation of 50 acres within the place of use described above in a single irrigation season.
7. 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.
8. This right does not grant any right-of-way or easement across the land of another.
9. Water is delivered through P-8.
10. Rights 73-86C, 73-86D, 73-87, 73-96A, 73-96B, 73-97A and 73-10058 when combined shall not exceed the irrigation of 430.5 acres.
11. 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.

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 6th day of SEPTEMBER, 2007



Administrator, Water Management Division