

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED**TRANSFER OF WATER RIGHT*****AMENDED*****TRANSFER NO. 73568**

This is to certify that: HAGERMAN WINGS FARM LLC
823 E 2700 S
HAGERMAN ID 83332
(208) 837-9153

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>
2-10208	AJC/License	02/25/1963	49 16 cfs	9832 af	2,458.0	3,080.0	SNAKE 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>
2-10208	YES	NO	YES	YES	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>
-----------------------	---------------------------------	----------------------	------------------------	-------------------	--------------------	-----------------------------------	-----------------------	-------------------------	-----------------------------	------------------------------

2-10208	2-10338	0.60 cfs	120 af	30.0	202.0	2-10337	48.56 cfs	9712 af	2,428.0	3,080.0
---------	----------------	----------	--------	------	-------	----------------	-----------	---------	---------	---------

COMBINED

TOTALS		0.60 cfs	120 af	30.0	202.0		N/A	N/A	N/A	N/A
---------------	--	-----------------	---------------	-------------	--------------	--	------------	------------	------------	------------

Detailed Water Right Description(s) attached

Dated this 1st day of August, 20 07



Administrator, Water Management Division

SUPPORT DATA

IN FILE # 2-10208

WATER RIGHT NO. 2-10337
As Modified by Transfer No. 73568

In accordance with the approval of Transfer No. 73568, Water Right No. 2-10337 is now described as follows.

Right Holder: COTTONWOOD MUTUAL CANAL CO
C/O RINGERT CLARK CHARTERED
PO BOX 2773
BOISE ID 83701

Priority Date: February 25, 1963

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	48.56 CFS	9,712.0 AF
			48.56 CFS	9,712.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SNAKE RIVER L6 (NWSW) Sec 9 Twp 06S Rge 11E ELMORE 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	
06S 10E 1									35.0		40.0	14.5					89.5
06S 10E 2															40.0		40.0
06S 10E 11		40.0			40.0			40.0									120.0
06S 10E 12				18.5	40.0	40.0	40.0	40.0		20.0	40.0	40.0	40.0	40.0	40.0	40.0	438.5
06S 10E 13	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	560.0
06S 10E 24	40.0	40.0	40.0	40.0									40.0	40.0			240.0
06S 11E 6											10.0						10.0
06S 11E 7	25.0	25.0	40.0	40.0	30.0	38.0	38.0	40.0	40.0	38.0	38.0	40.0	40.0	40.0	40.0	40.0	592.0
06S 11E 17						L1	L2			L3	L4						120.0
						40.0	40.0			40.0							
06S 11E 18	40.0	40.0	40.0	40.0	40.0	38.0	38.0	40.0	40.0	38.0	38.0	40.0					472.0
						L1	L2			L3	L4						
06S 11E 19							39.0		40.0	39.0		40.0	40.0	40.0	40.0	40.0	318.0
							L2			L3							
06S 11E 20										40.0	40.0						80.0

Total Acres: 3080

WATER RIGHT NO. 2-10337
As Modified by Transfer No. 73568

CONDITIONS OF APPROVAL

- 1 Approval of transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication

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 1st day of August, 20 07


Administrator, Water Management Division

WATER RIGHT NO. 2-10338
As Modified by Transfer No. 73568

In accordance with the approval of Transfer No. 73568, Water Right No. 2-10338 is now described as follows

Right Holder: COTTONWOOD MUTUAL CANAL CO
 C/O RINGERT CLARK CHARTERED
 PO BOX 2773
 BOISE ID 83701

Priority Date: February 25, 1963

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.60 CFS	120.0 AF
			0.60 CFS	120.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SNAKE RIVER L3 (NESE) Sec. 16 Twp 07S Rge 13E GOODING 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	
07S	13E	15							28.0	37.0	23.0	40.0	40.0	11.0					179.0
									L 5										
07S	13E	16				3.0									20.0				23.0
						L 3									L 3				

Total Acres: 202

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 30 acres within the place of use described above in a single irrigation season.
2. Rights 2-10338, 36-98 and 36-15467 when combined shall not exceed a total diversion rate of 10.55 cfs, a total annual maximum diversion volume of 484.0 af at the field headgate, and the irrigation of 121 acres
3. Prior to diversion of water under this transfer approval the right holder shall submit to the Department a diagram identifying the specific location of the 121.0 acres authorized for irrigation annually, and prior to the irrigation season any year when irrigated acres will be different than previously identified
4. All rights combined, when applied to these lands via sprinklers, 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.

WATER RIGHT NO. 2-10338
As Modified by Transfer No. 73568

CONDITIONS OF APPROVAL

5. The period of use for the irrigation described in this approval may be extended to a beginning date of 2/15 and an ending date of 11/30 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval
6. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval
9. Failure of the right holder to comply with the elements and conditions of this water right as authorized under this transfer is cause for the Director to rescind approval of the transfer

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 1st day of August, 20 07


Administrator, Water Management Division