

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73315**

This is to certify that: WILLOW CREEK ENTERPRISES LLC
C/O REED GIBBY
PO BOX 339
DECLO ID 83323
(208)654-2733

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>
43-13332	WR/Decreed	03/15/1963	0.11 cfs	19.1 af	N/A	N/A	GROUND WATER
43-13334	WR/Decreed	01/27/1978	0.10 cfs	19.1 af	N/A	N/A	GROUND WATER
43-13336	WR/Decreed	03/15/1963	0.12 cfs	20.9 af	N/A	N/A	GROUND WATER
43-13338	WR/Decreed	01/27/1978	0.10 cfs	20.9 af	N/A	N/A	GROUND WATER
43-13335	WR/Decreed	03/15/1963	4.77 cfs	1062.4 af	265.6	320.6	GROUND WATER
43-13337	WR/Decreed	01/27/1978	4.80 cfs	1282.4 af	N/A	320.6	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>
43-13332	NO	NO	YES	YES	NO	NO
43-13334	NO	NO	YES	YES	NO	NO
43-13336	NO	NO	YES	YES	NO	NO
43-13338	NO	NO	YES	YES	NO	NO
43-13335	YES	YES	YES	YES	YES	YES
43-13337	YES	YES	YES	YES	YES	YES

SUPPORT DATA

IN FILE # 43-13332

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT**

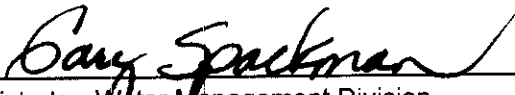
TRANSFER NO. 73315

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
43-13332	43-13332	0.11 cfs	19.1 af	N/A	N/A		N/A	N/A	N/A	N/A
43-13334	43-13334	0.10 cfs	19.1 af	N/A	N/A		N/A	N/A	N/A	N/A
43-13336	43-13336	0.12 cfs	20.9 af	N/A	N/A		N/A	N/A	N/A	N/A
43-13338	43-13338	0.10 cfs	20.9 af	N/A	N/A		N/A	N/A	N/A	N/A
43-13335	43-13467	0.18 cfs	29.7 af	N/A	N/A	43-13466	4.59 cfs	1022.4 af	255.6	310.6
43-13337	43-13469	0.15 cfs	29.7 af	N/A	N/A	43-13468	4.65 cfs	1242.4 af	N/A	310.6
COMBINED										
TOTALS		0.41 cfs	69.7 af	N/A	N/A		5.12 cfs	1242.4 af	310.6	310.6

Detailed Water Right Description(s) attached

Dated this 27th day of June, 20 07



Administrator, Water Management Division

Right Holder: WILLOW CREEK ENTERPRISES LLC
C/O REED GIBBY
PO BOX 339
DECLO ID 83323

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01	to 12/31	0.11 CFS	19.1 AF
COMMERCIAL	01/01	to 12/31	0.11 CFS	19.1 AF
			0.11 CFS	19.1 AF

GROUND WATER	NWSESW	Sec. 22 Twp 10S	Rge 26E	CASSIA County
GROUND WATER	NESE	Sec. 22 Twp 10S	Rge 26E	CASSIA County
GROUND WATER	SESWNW	Sec. 27 Twp 10S	Rge 26E	CASSIA County
GROUND WATER	SESWNW	Sec. 27 Twp 10S	Rge 26E	CASSIA County
GROUND WATER	NWNENE	Sec. 28 Twp 10S	Rge 26E	CASSIA County
GROUND WATER	NWNENE	Sec. 28 Twp 10S	Rge 26E	CASSIA County

Twp	Rge	Sec	NE				NW				SW				SE				<u>Totals</u>
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
10S	26E	22												X	X				
10S	26E	27							X				X						
10S	26E	28	X	X															

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	26E	22												X	X				
10S	26E	27							X				X						
10S	26E	28	X	X															

WATER RIGHT NO. 43-13332
As Modified by Transfer No. 73315

CONDITIONS OF APPROVAL

1. Rights 43-13332 and 43-13334 when combined shall not exceed a total diversion rate of 0.11 cfs and a total annual maximum diversion volume of 19.1 af.
2. Rights 43-13332, 43-13334, 43-13336, 43-13338, 43-13467, and 43-13469 when combined shall not exceed a total diversion rate of 0.41 cfs and a total annual maximum diversion volume of 69.7 af.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
5. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
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. Commercial use is for a hog facility.
8. Rights 43-13334, 43-13336, 43-13338, 43-13467, and 43-13469 are also diverted through the point(s) of diversion described above.
9. The right holder shall accomplish the change authorized by this transfer within one year 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 27th day of June, 2007


Administrator, Water Management Division

Right Holder: WILLOW CREEK ENTERPRISES LLC
C/O REED GIBBY
PO BOX 339
DECLO ID 83323

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
COMMERCIAL	01/01	to 12/31	0.10 CFS	19.1 AF
STOCKWATER	01/01	to 12/31	0.10 CFS	19.1 AF
			0.10 CFS	19.1 AF

GROUND WATER	NWSESW	Sec. 22 Twp 10S	Rge 26E	CASSIA County
GROUND WATER	NESE	Sec. 22 Twp 10S	Rge 26E	CASSIA County
GROUND WATER	SESWNW	Sec. 27 Twp 10S	Rge 26E	CASSIA County
GROUND WATER	SESWNW	Sec. 27 Twp 10S	Rge 26E	CASSIA County
GROUND WATER	NWNENE	Sec. 28 Twp 10S	Rge 26E	CASSIA County
GROUND WATER	NWNENE	Sec. 28 Twp 10S	Rge 26E	CASSIA County

[illegible]

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
10S	26E	22												X	X				
10S	26E	27							X				X						
10S	26E	28	X	X															

WATER RIGHT NO. 43-13334
As Modified by Transfer No. 73315

CONDITIONS OF APPROVAL

1. Rights 43-13332 and 43-13334 when combined shall not exceed a total diversion rate of 0.11 cfs and a total annual maximum diversion volume of 19.1 af.
2. Rights 43-13332, 43-13334, 43-13336, 43-13338, 43-13467, and 43-13469 when combined shall not exceed a total diversion rate of 0.41 cfs and a total annual maximum diversion volume of 69.7 af.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
5. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
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. Commercial use is for a hog facility.
8. Rights 43-13332, 43-13336, 43-13338, 43-13467, and 43-13469 are also diverted through the point(s) of diversion described above.
9. The right holder shall accomplish the change authorized by this transfer within one year 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 27th day of June, 20 07


Administrator, Water Management Division

WATER RIGHT NO. 43-13336
As Modified by Transfer No. 73315

In accordance with the approval of Transfer No. 73315, Water Right No. 43-13336 is now described as follows.

Right Holder: WILLOW CREEK ENTERPRISES LLC
C/O REED GIBBY
PO BOX 339
DECLO ID 83323

Priority Date: March 15, 1963

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
COMMERCIAL	01/01	to 12/13	0.12 CFS	20.9 AF
STOCKWATER	01/01	to 12/31	0.12 CFS	20.9 AF
			0.12 CFS	20.9 AF

LOCATION OF POINT(S) OF DIVERSION:

LOCATION OF POINT(S) OF DIVERSION			
GROUND WATER	NWSESW	Sec. 22 Twp 10S	Rge 26E CASSIA County
GROUND WATER	NESE	Sec. 22 Twp 10S	Rge 26E CASSIA County
GROUND WATER	SESWNW	Sec. 27 Twp 10S	Rge 26E CASSIA County
GROUND WATER	SESWNW	Sec. 27 Twp 10S	Rge 26E CASSIA County
GROUND WATER	NWNENE	Sec. 28 Twp 10S	Rge 26E CASSIA County
GROUND WATER	NWNENE	Sec. 28 Twp 10S	Rge 26E CASSIA County

PLACE OF USE: COMMERCIAL

[illegible]

PLACE OF USE: STOCKWATER

[illegible]

WATER RIGHT NO. 43-13336
As Modified by Transfer No. 73315

CONDITIONS OF APPROVAL

1. Rights 43-13336 and 43-13338 when combined shall not exceed a total diversion rate of 0.12 cfs and a total annual maximum diversion volume of 20.9 af.
2. Rights 43-13332, 43-13334, 43-13336, 43-13338, 43-13467, and 43-13469 when combined shall not exceed a total diversion rate of 0.41 cfs and a total annual maximum diversion volume of 69.7 af.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
5. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
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. Commercial use is for a hog facility.
8. Rights 43-13332, 43-13334, 43-13338, 43-13467, and 43-13469 are also diverted through the point(s) of diversion described above.
9. The right holder shall accomplish the change authorized by this transfer within one year 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 27th day of June, 2007


Administrator, Water Management Division

WATER RIGHT NO. 43-13338
As Modified by Transfer No. 73315

In accordance with the approval of Transfer No. 73315, Water Right No. 43-13338 is now described as follows.

Right Holder: WILLOW CREEK ENTERPRISES LLC
C/O REED GIBBY
PO BOX 339
DECLO ID 83323

Priority Date: January 27, 1978

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01	to 12/31	0.10 CFS	20.9 AF
COMMERCIAL	01/01	to 12/31	0.10 CFS	20.9 AF
			0.10 CFS	20.9 AF

LOCATION OF POINT(S) OF DIVERSION:

LOCATION OF POINT(S) OF DISCHARGE		LOCATION OF POINT(S) OF DISCHARGE		
GROUND WATER	NWSESW	Sec. 22 Twp 10S	Rge 26E	CASSIA County
GROUND WATER	NESE	Sec. 22 Twp 10S	Rge 26E	CASSIA County
GROUND WATER	SESWNW	Sec. 27 Twp 10S	Rge 26E	CASSIA County
GROUND WATER	SESWNW	Sec. 27 Twp 10S	Rge 26E	CASSIA County
GROUND WATER	NWNENE	Sec. 28 Twp 10S	Rge 26E	CASSIA County
GROUND WATER	NWNENE	Sec. 28 Twp 10S	Rge 26E	CASSIA County

PLACE OF USE: STOCKWATER

[illegible]

PLACE OF USE: COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	26E	22												X	X				
10S	26E	27							X				X						
10S	26E	28	X	X															

WATER RIGHT NO. 43-13338
As Modified by Transfer No. 73315

CONDITIONS OF APPROVAL

1. Rights 43-13336 and 43-13338 when combined shall not exceed a total diversion rate of 0.12 cfs and a total annual maximum diversion volume of 20.9 af.
2. Rights 43-13332, 43-13334, 43-13336, 43-13338, 43-13467, and 43-13469 when combined shall not exceed a total diversion rate of 0.41 cfs and a total annual maximum diversion volume of 69.7 af.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
5. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
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. Commercial use is for a hog facility.
8. Rights 43-13332, 43-13334, 43-13336, 43-13467, and 43-13469 are also diverted through the point(s) of diversion described above.
9. The right holder shall accomplish the change authorized by this transfer within one year 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 27th day of June, 20 07


Administrator, Water Management Division

WATER RIGHT NO. 43-13466
As Modified by Transfer No. 73315

In accordance with the approval of Transfer No. 73315, Water Right No. 43-13466 is now described as follows.

Right Holder: WILLOW CREEK ENTERPRISES LLC
 C/O REED GIBBY
 PO BOX 339
 DECLO ID 83323

Priority Date: March 15, 1963

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	4.59 CFS	1,022.4 AF
			4.59 CFS	1,022.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWNE	Sec. 28 Twp 10S	Rge 26E	CASSIA County
GROUND WATER	SWSESW	Sec. 28 Twp 10S	Rge 26E	CASSIA County
GROUND WATER	SWSESE	Sec. 28 Twp 10S	Rge 26E	CASSIA 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	
10S 26E 21													33.0			4.4	37.4
10S 26E 22									8.2	4.4							12.6
10S 26E 27							34.1		1.9								36.0
10S 26E 28	31.8	35.4	33.2	36.3	40.0			40.0	2.3				5.6				224.6

Total Acres: 310.6

CONDITIONS OF APPROVAL

1. After specific notification by the Department, the right holder shall measure the diversions 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.
2. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
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. 43-13466
As Modified by Transfer No. 73315

CONDITIONS OF APPROVAL

4. This right is limited to the irrigation of 255.6 acres within the place of use described above in a single irrigation season.
5. This right does not grant any right-of-way or easement across the land of another.
6. The right holder shall accomplish the change authorized by Transfer 70844 within one 1 year of the date of the approval.
7. 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.
8. Failure of the right holder to comply with the conditions of Transfer 70844 is cause for the Director to rescind approval of the transfer.
9. The total instantaneous diversion of water from all points of diversion under Rights 43-13466 and 43-13468 shall not exceed 5.12 cfs, nor a total combined annual volume of 1242.4 af at the field headgate, for the irrigation of 310.6 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 27th day of June, 20 07


Administrator, Water Management Division

Right Holder: WILLOW CREEK ENTERPRISES LLC
C/O REED GIBBY
PO BOX 339
DECLO ID 83323

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01	12/31	0.18 CFS	29.7 AF
COMMERCIAL	01/01	12/31	0.18 CFS	29.7 AF
			0.18 CFS	29.7 AF

LOCATION OF POINT(S) OF DIVERSION:			
GROUND WATER	NWSESW	Sec. 22 Twp 10S	Rge 26E CASSIA County
GROUND WATER	NESE	Sec. 22 Twp 10S	Rge 26E CASSIA County
GROUND WATER	SESWNW	Sec. 27 Twp 10S	Rge 26E CASSIA County
GROUND WATER	SESWNW	Sec. 27 Twp 10S	Rge 26E CASSIA County
GROUND WATER	NWNENE	Sec. 28 Twp 10S	Rge 26E CASSIA County
GROUND WATER	NWNENE	Sec. 28 Twp 10S	Rge 26E CASSIA County

[illegible][illegible]

WATER RIGHT NO. 43-13467
As Modified by Transfer No. 73315

CONDITIONS OF APPROVAL

1. Rights 43-13467 and 43-13469 when combined shall not exceed a total diversion rate of 0.18 cfs and a total annual maximum diversion volume of 29.7 af.
2. Rights 43-13332, 43-13334, 43-13336, 43-13338, 43-13467, and 43-13469 when combined shall not exceed a total diversion rate of 0.41 cfs and a total annual maximum diversion volume of 69.7 af.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
5. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
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. Commercial use is for a hog facility.
8. Rights 43-13332, 43-13334, 43-13336, 43-13338, and 43-13469 are also diverted through the point(s) of diversion described above.
9. The right holder shall accomplish the change authorized by this transfer within one year 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 27th day of June, 2007


Administrator, Water Management Division

WATER RIGHT NO. 43-13468
As Modified by Transfer No. 73315

In accordance with the approval of Transfer No. 73315, Water Right No. 43-13468 is now described as follows.

Right Holder: WILLOW CREEK ENTERPRISES LLC
 C/O REED GIBBY
 PO BOX 339
 DECLO ID 83323

Priority Date: January 27, 1978

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	01/01	to 12/31	4.65 CFS	1,242.4 AF
			4.65 CFS	1,242.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWNE	Sec. 28 Twp 10S	Rge 26E	CASSIA County
GROUND WATER	SWSESW	Sec. 28 Twp 10S	Rge 26E	CASSIA County
GROUND WATER	SWSESE	Sec. 28 Twp 10S	Rge 26E	CASSIA 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	
10S 26E 21													33.0			4.4	37.4
10S 26E 22									8.2	4.4							12.6
10S 26E 27							34.1		1.9								36.0
10S 26E 28	31.8	35.4	33.2	36.3	40.0			40.0	2.3				5.6				224.6

Total Acres: 310.6

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Rights 43-13466 and 43-13468 shall not exceed 5.12 cfs, nor a total combined annual volume of 1242.4 af at the field headgate, for the irrigation of 310.6 acres.
2. This right does not grant any right-of-way or easement across the land of another.
3. 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.
4. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 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 7/26/2002.

WATER RIGHT NO. 43-13468
As Modified by Transfer No. 73315

CONDITIONS OF APPROVAL

5. 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.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
7. After specific notification by the Department, the right holder shall measure the diversions 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.
8. Failure of the right holder to comply with the conditions of Transfer 70844 is cause for the Director to rescind approval of the transfer.
9. The right holder shall accomplish the change authorized by Transfer 70844 within one 1 year of the date of the approval.

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 27th day of June, 20 07


Administrator, Water Management Division

Right Holder: WILLOW CREEK ENTERPRISES LLC
C/O REED GIBBY
PO BOX 339
DECLO ID 83323

Source: GROUND WATER

LOCATION OF POINT(S) OF DIVERSION:

PLACE OF USE: STOCKWATER

PLACE OF USE: COMMERCIAL

[illegible]

WATER RIGHT NO. 43-13469
As Modified by Transfer No. 73315

CONDITIONS OF APPROVAL

1. Rights 43-13467 and 43-13469 when combined shall not exceed a total diversion rate of 0.18 cfs and a total annual maximum diversion volume of 29.7 af.
2. Rights 43-13332, 43-13334, 43-13336, 43-13338, 43-13467, and 43-13469 when combined shall not exceed a total diversion rate of 0.41 cfs and a total annual maximum diversion volume of 69.7 af.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
5. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
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. Commercial use is for a hog facility.
8. Rights 43-13332, 43-13334, 43-13336, 43-13338, and 43-13467 are also diverted through the point(s) of diversion described above.
9. The right holder shall accomplish the change authorized by this transfer within one year 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 27th day of June, 20 07


Administrator, Water Management Division