

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 72804

This is to certify that: STANLEY M DOWTON Or
PATRICIA DOWTON
HC 62 BOX 1180
ELLIS ID 83235
(208)876-4200

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>
73-109	AJC/Decreed	07/27/1900	5.6 cfs	N/A	N/A	130.6	PATTERSON CREEK

Purpose of Transfer (Changes Proposed)

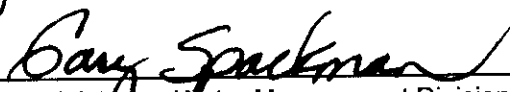
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
73-109	NO	NO	YES	NO	NO	NO

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>
73-109	73-109	5.6 cfs	N/A	N/A	130.6		N/A	N/A	N/A	N/A
COMBINED TOTALS		5.6 cfs	N/A	N/A	130.6		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 7th day of May, 20 07


Acting Administrator, Water Management Division

WATER RIGHT NO. 73-109
As Modified by Transfer No. 72804

In accordance with the approval of Transfer No. 72804, Water Right No. 73-109 is now described as follows.

Right Holder: DAVID R ELLIS And
 JEANNE ELLIS
 HC 62 BOX 1010
 ELLIS ID 83235

Priority Date: July 27, 1900

Source: PATTERSON CREEK

Tributary: PAHSIMEROI RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	5.60 CFS	
			5.60 CFS	

LOCATION OF POINT(S) OF DIVERSION:

PATTERSON CREEK SESWSE Sec. 26 Twp 15N Rge 21E LEMHI County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
16N	21E	31	32.0	32.0	33.6	33.0	130.6

Total Acres: 130.6

CONDITIONS OF APPROVAL

1. Source is locally known as Big Spring Creek.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
4. 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.
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).
6. 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.
7. 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.

WATER RIGHT NO. 73-109
As Modified by Transfer No. 72804

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 7th day of May, 20 07


Acting Administrator, Water Management Division