

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 72741

This is to certify that: KATHY J MORGAN
 756 S 2800 E
 HAZELTON ID 83335
 (208)438-8159

And

CODY G MORGAN
 756 S 2800 E
 HAZELTON ID 83335
 (208)438-8159

have 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>
36-14632	WR/Decreed	03/11/1960	0.07 cfs	44.6 af	N/A	N/A	GROUND WATER
36-16094	WR/License	03/10/1992	0.03 cfs	0.6 af	N/A	N/A	GROUND WATER
36-16096	WR/Decreed	02/06/1961	0.02 cfs	11.7 af	N/A	N/A	GROUND WATER
36-16098	WR/Decreed	03/11/1954	0.06 cfs	17.0 af	N/A	N/A	GROUND WATER
36-16097	WR/Decreed	03/11/1954	3.26 cfs	1180.8 af	295.2	411.0	GROUND WATER
36-16095	WR/Decreed	02/06/1961	1.26 cfs	614.9 af	N/A	411.0	GROUND WATER
36-16093	WR/License	03/10/1992	1.61 cfs	45.0 af	N/A	411.0	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>
36-14632	NO	NO	YES	NO	NO	NO
36-16094	NO	NO	YES	NO	NO	NO
36-16096	NO	NO	YES	NO	NO	NO
36-16098	NO	NO	YES	NO	NO	NO
36-16097	YES	YES	YES	YES	YES	YES
36-16095	YES	YES	YES	YES	YES	YES
36-16093	YES	YES	YES	YES	YES	YES

SUPPORT DATA

IN FILE # 36-14632

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 72741

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
36-14632	36-14632	0.07 cfs	44.6 af	N/A			N/A	N/A	N/A	N/A
36-16094	36-16094	0.03 cfs	0.6 af	N/A			N/A	N/A	N/A	N/A
36-16096	36-16096	0.02 cfs	11.7 af	N/A			N/A	N/A	N/A	N/A
36-16098	36-16098	0.06 cfs	17.0 af	N/A			N/A	N/A	N/A	N/A
36-16097	36-16412	0.23 cfs	53.3 af	N/A		36-16411	3.03 cfs	1098.8 af	274.7	390.5
36-16095	36-16410	0.06 cfs	19.9 af	N/A		36-16409	1.20 cfs	585.6 af	N/A	390.5
36-16093	36-16408	0.08 cfs	1.5 af	N/A		36-16407	1.53 cfs	43.5 af	N/A	390.5
COMBINED TOTALS		0.55 cfs	127.2 af	N/A			5.76 cfs	1562.0 af	N/A	390.5

Detailed Water Right Description(s) attached

Dated this 5th day of April, 20 07


Acting Administrator, Water Management Division

WATER RIGHT NO. 36-14632
As Modified by Transfer No. 72741

In accordance with the approval of Transfer No. 72741, Water Right No. 36-14632 is now described as follows.

Right Holder: CODY G MORGAN
 756 S 2800 E
 HAZELTON ID 83335

And

KATHY J MORGAN
 756 S 2800 E
 HAZELTON ID 83335

Priority Date: March 11, 1960

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	0.07 CFS	1.0 AF
DOMESTIC	01/01 to	12/31	0.07 CFS	4.8 AF
STOCKWATER	01/01 to	12/31	0.07 CFS	38.8 AF
			0.07 CFS	44.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSWNW	Sec. 26 Twp 09S	Rge 21E	JEROME County
GROUND WATER	SWNWSW	Sec. 26 Twp 09S	Rge 21E	JEROME County

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	
09S 21E 26						X	X	X	X	X							

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S 21E 26							X										

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S 21E 26						X	X	X	X	X							

WATER RIGHT NO. 36-14632
As Modified by Transfer No. 72741

CONDITIONS OF APPROVAL

1. Rights 36-14632, 36-16094, 36-16096, 36-16098, 36-16408, 36-16410, and 36-16412 when combined shall not exceed a total diversion rate of 0.55 cfs and a total annual maximum diversion volume of 127.2 af
2. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.
3. 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. 130.
4. Prior to the diversion and use of water under Transfer approval 72741, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
7. 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.
8. Rights 36-16094, 36-16096, 36-16098, 36-16408, 36-16410, and 36-16412 are also diverted through the points of diversion described above.
9. Commercial use is for a calf-rearing operation.
10. The right holder shall accomplish the change authorized by this transfer within one year 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 5th day of April, 20 07



Acting Administrator, Water Management Division

WATER RIGHT NO. 36-16094
As Modified by Transfer No. 72741

In accordance with the approval of Transfer No. 72741, Water Right No. 36-16094 is now described as follows.

Right Holder: CODY G MORGAN
 756 S 2800 E
 HAZELTON ID 83335

And

KATHY J MORGAN
 756 S 2800 E
 HAZELTON ID 83335

Priority Date: March 10, 1992

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	0.03 CFS	0.6 AF
			0.03 CFS	0.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSWNW Sec. 26 Twp 09S Rge 21E JEROME County

GROUND WATER SWNWSW Sec. 26 Twp 09S Rge 21E JEROME County

PLACE OF USE: STOCKWATER

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>	
09S	21E	26					X	X	X	X	X	X							

CONDITIONS OF APPROVAL

1. Rights 36-14632, 36-16094, 36-16096, 36-16098, 36-16408, 36-16410, and 36-16412 when combined shall not exceed a total diversion rate of 0.55 cfs and a total annual maximum diversion volume of 127.2 af
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. 130.
3. Prior to the diversion and use of water under Transfer approval 72741, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.

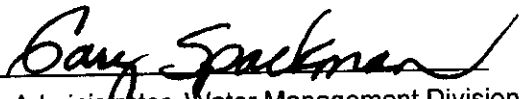
WATER RIGHT NO. 36-16094
As Modified by Transfer No. 72741

CONDITIONS OF APPROVAL

4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
6. 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.
7. Rights 36-14632, 36-16096, 36-16098, 36-16408, 36-16410, and 36-16412 are also diverted through the points of diversion described above.
8. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
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.

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 5th day of April, 20 07


Acting Administrator, Water Management Division

WATER RIGHT NO. 36-16096
As Modified by Transfer No. 72741

In accordance with the approval of Transfer No. 72741, Water Right No. 36-16096 is now described as follows.

Right Holder: KATHY J MORGAN
 756 S 2800 E
 HAZELTON ID 83335

And

CODY G MORGAN
 756 S 2800 E
 HAZELTON ID 83335

Priority Date: February 06, 1961

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	0.02 CFS	11.7 AF
			0.02 CFS	11.7 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSWNW Sec. 26 Twp 09S Rge 21E JEROME County

GROUND WATER SWNWSW Sec. 26 Twp 09S Rge 21E JEROME County

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	21E	26						X	X	X	X	X	X						

CONDITIONS OF APPROVAL

1. Rights 36-14632, 36-16094, 36-16096, 36-16098, 36-16408, 36-16410, and 36-16412 when combined shall not exceed a total diversion rate of 0.55 cfs and a total annual maximum diversion volume of 127.2 af
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. 130.
3. Prior to the diversion and use of water under Transfer approval 72741, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.

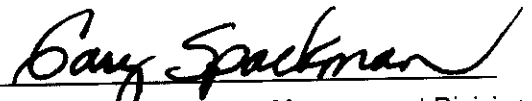
WATER RIGHT NO. 36-16096
As Modified by Transfer No. 72741

CONDITIONS OF APPROVAL

4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
6. 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.
7. Rights 36-14632, 36-16094, 36-16098, 36-16408, 36-16410, and 36-16412 are also diverted through the points of diversion described above.
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 conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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 5th day of April, 20 07


Acting Administrator, Water Management Division

WATER RIGHT NO. 36-16098
As Modified by Transfer No. 72741

In accordance with the approval of Transfer No. 72741, Water Right No. 36-16098 is now described as follows.

Right Holder: CODY G MORGAN
 756 S 2800 E
 HAZELTON ID 83335

And

KATHY J MORGAN
 756 S 2800 E
 HAZELTON ID 83335

Priority Date: March 11, 1954

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	0.06 CFS	17.0 AF
			0.06 CFS	17.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSWNW Sec. 26 Twp 09S Rge 21E JEROME County

GROUND WATER SWNWSW Sec. 26 Twp 09S Rge 21E JEROME County

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
09S	21E	26																		

CONDITIONS OF APPROVAL

1. Rights 36-14632, 36-16094, 36-16096, 36-16098, 36-16408, 36-16410, and 36-16412 when combined shall not exceed a total diversion rate of 0.55 cfs and a total annual maximum diversion volume of 127.2 af
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. 130.
3. Prior to the diversion and use of water under Transfer approval 72741, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.

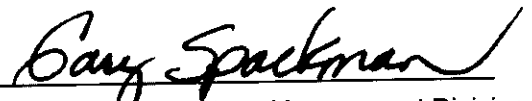
WATER RIGHT NO. 36-16098
As Modified by Transfer No. 72741

CONDITIONS OF APPROVAL

4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
6. 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.
7. Rights 36-14632, 36-16094, 36-16096, 36-16408, 36-16410, and 36-16412 are also diverted through the points of diversion described above.
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 conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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 5th day of April, 20 07


Acting Administrator, Water Management Division

WATER RIGHT NO. 36-16407
As Modified by Transfer No. 72741

In accordance with the approval of Transfer No. 72741, Water Right No. 36-16407 is now described as follows.

Right Holder: CODY G MORGAN
 756 S 2800 E
 HAZELTON ID 83335

And/Or

KATHY J MORGAN
 756 S 2800 E
 HAZELTON ID 83335

Priority Date: March 10, 1992

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to 10/31	1.53 CFS	43.5 AF
		1.53 CFS	43.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESWNW Sec. 26 Twp 09S Rge 21E JEROME 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					
09S	21E	23											36.0	35.0			11.0	9.0	91.0
09S	21E	26	40.0	40.0	40.0	39.0	40.0	34.0	15.0	37.0	7.5						7.0		299.5

Total Acres: 390.5

CONDITIONS OF APPROVAL

1. 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. 130.
2. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. 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.

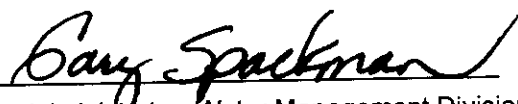
WATER RIGHT NO. 36-16407
As Modified by Transfer No. 72741

CONDITIONS OF APPROVAL

5. 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 September 20, 2003 (Transfer 70375 approval date).
6. The right holder shall accomplish the change authorized by Transfer 70375 within one (1) year of the date of the Transfer 70375 approval.
7. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
8. Rights 36-16407, 36-16409, and 36-16411 when combined shall not exceed a total annual maximum diversion volume of 1562.0 af at the field headgate, and the irrigation of 390.5 acres.
9. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
10. Prior to the diversion and use of water under Transfer approval 70375, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
11. Rights 36-16409 and 36-16411 are also diverted through the point of diversion described above.
12. 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.
13. Approval of Transfer 72741 does not confirm the validity of this water right.

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 5th day of April, 20 07


Acting Administrator, Water Management Division

WATER RIGHT NO. 36-16408
As Modified by Transfer No. 72741

In accordance with the approval of Transfer No. 72741, Water Right No. 36-16408 is now described as follows.

Right Holder: KATHY J MORGAN
 756 S 2800 E
 HAZELTON ID 83335

And

CODY G MORGAN
 756 S 2800 E
 HAZELTON ID 83335

Priority Date: March 10, 1992

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	0.08 CFS	1.5 AF
COMMERCIAL	01/01 to	12/31	0.08 CFS	1.5 AF
			0.08 CFS	1.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSWNW Sec. 26 Twp 09S Rge 21E JEROME County

GROUND WATER SWNWSW Sec. 26 Twp 09S Rge 21E JEROME County

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S 21E 26						X	X	X	X	X							

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	
09S 21E 26						X	X	X	X	X							

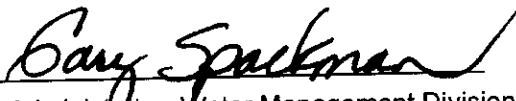
WATER RIGHT NO. 36-16408
As Modified by Transfer No. 72741

CONDITIONS OF APPROVAL

1. Rights 36-16408, 36-16410, and 36-16412 when combined shall not exceed a total diversion rate of 0.37 cfs and a total annual maximum diversion volume of 53.3 af.
2. Rights 36-14632, 36-16094, 36-16096, 36-16098, 36-16408, 36-16410, and 36-16412 when combined shall not exceed a total diversion rate of 0.55 cfs and a total annual maximum diversion volume of 127.2 af
3. 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. 130.
4. Prior to the diversion and use of water under Transfer approval 72741, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
7. 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.
8. Rights 36-14632, 36-16094, 36-16096, 36-16098, 36-16410, and 36-16412 are also diverted through the points of diversion described above.
9. Commercial use is for a calf-rearing operation.
10. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of 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 5th day of April, 20 07


Acting Administrator, Water Management Division

WATER RIGHT NO. 36-16409
As Modified by Transfer No. 72741

In accordance with the approval of Transfer No. 72741, Water Right No. 36-16409 is now described as follows.

Right Holder: CODY G MORGAN
 756 S 2800 E
 HAZELTON ID 83335

And/Or

KATHY J MORGAN
 756 S 2800 E
 HAZELTON ID 83335

Priority Date: February 06, 1961

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	1.20 CFS	585.6 AF
			1.20 CFS	585.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESWNW Sec. 26 Twp 09S Rge 21E JEROME 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	
09S	21E	23											36.0	35.0			11.0	9.0	91.0
09S	21E	26	40.0	40.0	40.0	39.0	40.0	34.0	15.0	37.0	7.5					7.0			299.5

Total Acres: 390.5

CONDITIONS OF APPROVAL

1. 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.
2. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
3. The right holder shall accomplish the change authorized by Transfer 70375 within one (1) year of the date of the Transfer 70375 approval.

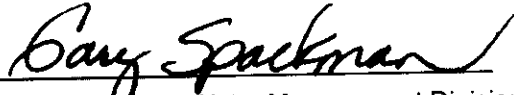
WATER RIGHT NO. 36-16409
As Modified by Transfer No. 72741

CONDITIONS OF APPROVAL

4. Prior to the diversion and use of water under Transfer approval 70375, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
5. Rights 36-16407 and 36-16411 are also diverted through the point of diversion described above.
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.
7. Rights 36-16407, 36-16409, and 36-16411 when combined shall not exceed a total annual maximum diversion volume of 1562.0 af at the field headgate, and the irrigation of 390.5 acres.
8. 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. 130.
9. 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.
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.

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 5th day of April, 20 07


Acting Administrator, Water Management Division

WATER RIGHT NO. 36-16410
As Modified by Transfer No. 72741

In accordance with the approval of Transfer No. 72741, Water Right No. 36-16410 is now described as follows.

Right Holder: CODY G MORGAN
 756 S 2800 E
 HAZELTON ID 83335

And

KATHY J MORGAN
 756 S 2800 E
 HAZELTON ID 83335

Priority Date: February 06, 1961

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	0.06 CFS	19.9 AF
COMMERCIAL	01/01 to	12/31	0.06 CFS	19.9 AF
			0.06 CFS	19.9 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSWNW Sec. 26 Twp 09S Rge 21E JEROME County

GROUND WATER SWNWSW Sec. 26 Twp 09S Rge 21E JEROME County

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
09S 21E 26	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
						X	X	X	X	X							

PLACE OF USE: COMMERCIAL

Twp Rge Sec	NE				NW				SW				SE				Totals
09S 21E 26	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
						X	X	X	X	X							

WATER RIGHT NO. 36-16410
As Modified by Transfer No. 72741

CONDITIONS OF APPROVAL

1. Rights 36-16408, 36-16410, and 36-16412 when combined shall not exceed a total diversion rate of 0.37 cfs and a total annual maximum diversion volume of 53.3 af.
2. Rights 36-14632, 36-16094, 36-16096, 36-16098, 36-16408, 36-16410, and 36-16412 when combined shall not exceed a total diversion rate of 0.55 cfs and a total annual maximum diversion volume of 127.2 af
3. 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. 130.
4. Prior to the diversion and use of water under Transfer approval 72741, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
7. 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.
8. Rights 36-14632, 36-16094, 36-16096, 36-16098, 36-16408, and 36-16412 are also diverted through the points of diversion described above.
9. Commercial use is for a calf-rearing operation.
10. The right holder shall accomplish the change authorized by this transfer within one year 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 5th day of April, 2007


Acting Administrator, Water Management Division

WATER RIGHT NO. 36-16411
As Modified by Transfer No. 72741

In accordance with the approval of Transfer No. 72741, Water Right No. 36-16411 is now described as follows.

Right Holder: CODY G MORGAN
 756 S 2800 E
 HAZELTON ID 83335

And/Or

KATHY J MORGAN
 756 S 2800 E
 HAZELTON ID 83335

Priority Date: March 11, 1954

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	3.03 CFS	1,098.8 AF
			3.03 CFS	1,098.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESWNW Sec. 26 Twp 09S Rge 21E JEROME 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	
09S 21E 23									36.0	35.0			11.0	9.0			91.0
09S 21E 26	40.0	40.0	40.0	39.0	40.0	34.0	15.0	37.0	7.5				7.0				299.5

Total Acres: 390.5

CONDITIONS OF APPROVAL

1. Rights 36-16407, 36-16409, and 36-16411 when combined shall not exceed a total annual maximum diversion volume of 1562.0 af at the field headgate, and the irrigation of 390.5 acres.
2. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
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. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 36-16411
As Modified by Transfer No. 72741

CONDITIONS OF APPROVAL

5. This right is limited to the irrigation of 274.7 acres within the place of use described above in a single irrigation season.
6. The right holder shall accomplish the change authorized by Transfer 70375 within one (1) year of the date of the Transfer 70375 approval.
7. Rights 36-16407 and 36-16409 are also diverted through the point of diversion described above.
8. Prior to the diversion and use of water under Transfer approval 70375, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
9. 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.
10. 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. 130.
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 5th day of April, 20 07


Acting Administrator, Water Management Division

WATER RIGHT NO. 36-16412
As Modified by Transfer No. 72741

In accordance with the approval of Transfer No. 72741, Water Right No. 36-16412 is now described as follows.

Right Holder: CODY G MORGAN
 756 S 2800 E
 HAZELTON ID 83335

And

KATHY J MORGAN
 756 S 2800 E
 HAZELTON ID 83335

Priority Date: March 11, 1954

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	0.23 CFS	53.3 AF
COMMERCIAL	01/01 to	12/31	0.23 CFS	53.3 AF
			0.23 CFS	53.3 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSWNW Sec. 26 Twp 09S Rge 21E JEROME County

GROUND WATER SWNWSW Sec. 26 Twp 09S Rge 21E JEROME County

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S 21E 26						X	X	X	X	X							

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	
09S 21E 26						X	X	X	X	X							

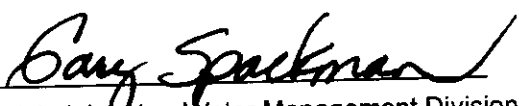
WATER RIGHT NO. 36-16412
As Modified by Transfer No. 72741

CONDITIONS OF APPROVAL

1. Rights 36-16408, 36-16410, and 36-16412 when combined shall not exceed a total diversion rate of 0.37 cfs and a total annual maximum diversion volume of 53.3 af.
2. Rights 36-14632, 36-16094, 36-16096, 36-16098, 36-16408, 36-16410, and 36-16412 when combined shall not exceed a total diversion rate of 0.55 cfs and a total annual maximum diversion volume of 127.2 af
3. 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. 130.
4. Prior to the diversion and use of water under Transfer approval 72741, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
7. 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.
8. Rights 36-14632, 36-16094, 36-16096, 36-16098, 36-16408, and 36-16410 are also diverted through the points of diversion described above.
9. Commercial use is for a calf-rearing operation.
10. The right holder shall accomplish the change authorized by this transfer within one year 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 5th day of April, 2007


Acting Administrator, Water Management Division