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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70073

This is to certify that: BOWLER RANCHES INC
PO BOX 760
AMERICAN FALLS ID 83211
(208)226-2611

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. 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>Acres</u>	<u>Total</u>	<u>Source</u>
35-7275	WR/Decreed	01/26/1973	2.64 cfs	N/A		202.0	GROUND WATER
35-7399	WR/Decreed	03/28/1974	0.4 cfs	N/A		202.0	GROUND WATER
35-7408	WR/Decreed	03/28/1974	4.22 cfs	960 af		240.0	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>
35-7275	NO	NO	YES	NO	NO	NO
35-7399	NO	NO	YES	NO	NO	NO
35-7408	YES	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>
35-7275	35-7275	2.64 cfs	808 af	202.0	204.0		N/A	N/A	N/A	N/A
35-7399	35-7399	0.4 cfs	169.8 af	202.0	204.0		N/A	N/A	N/A	N/A
35-7408	35-13397	0.02 cfs	8 af	2.0	204.0	35-13396	4.2 cfs	952 af	N/A	238.0
TOTALS		3.06 cfs	816 af	204	204		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 12th day of December, 2002


Chief, Water Allocation Bureau

MICROFILMED

JAN 09 2003

WATER RIGHT NO. 35-7275
As Modified by Transfer No. 70073

In accordance with the approval of Transfer No. 70073, Water Right No. 35-7275 is now described as follows.

Right Holder: BOWLER RANCHES INC
 PO BOX 760
 AMERICAN FALLS ID 83211

Priority Date: January 26, 1973

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	2.64 CFS	808.0 AF
			2.64 CFS	808.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESWNW Sec. 22 Twp 08S Rge 29E POWER County

GROUND WATER SESENW Sec. 22 Twp 08S Rge 29E POWER 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	
08S 29E 22	17.0	13.0	19.0	14.0	19.0	3.0	34.0	40.0	22.0	21.0							202.0
08S 29E 23							2.0										2.0

Total Acres: 204

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 202.0 acres within the place of use described above in a single irrigation season.
2. Rights 35-7275 and 35-7399 when combined shall not exceed a total annual maximum diversion volume of 808.0 af at the field headgate, and the irrigation of 202.0 acres.
3. The total instantaneous diversion of water from all points of diversion under Rights 35-7275, 35-7399, and 35-13397 shall not exceed 3.06 cfs, nor total combined annual volume of 816.0 af and the irrigation of 204 acres.
4. Prior to the diversion and use of water under Transfer approval 70073, 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. 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.
6. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
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.

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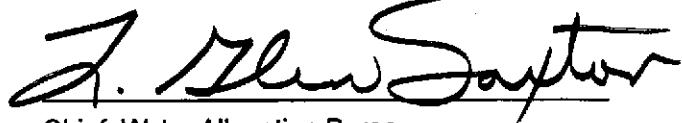
WATER RIGHT NO. 35-7275
As Modified by Transfer No. 70073

CONDITIONS OF APPROVAL

8. Right 35-13396 is also diverted through the point of diversion located in the SWSENW Sec 22, T08S, R29E.
9. The right holder shall accomplish the change authorized by this transfer within one (1) 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 17th day of December, 2002


Chief, Water Allocation Bureau

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JAN 6 3 2003

WATER RIGHT NO. 35-7399
As Modified by Transfer No. 70073

In accordance with the approval of Transfer No. 70073, Water Right No. 35-7399 is now described as follows.

Right Holder: BOWLER RANCHES INC
 PO BOX 760
 AMERICAN FALLS ID 83211

Priority Date: March 28, 1974

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	0.40 CFS	169.8 AF
			0.40 CFS	169.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESWNW Sec. 22 Twp 08S Rge 29E POWER County

GROUND WATER SWSNW Sec. 22 Twp 08S Rge 29E POWER 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	
08S 29E 22	17.0	13.0	19.0	14.0	19.0	3.0	34.0	40.0	22.0	21.0							202.0
08S 29E 23							2.0										2.0

Total Acres: 204

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 202.0 acres within the place of use described above in a single irrigation season.
2. Rights 35-7275 and 35-7399 when combined shall not exceed a total annual maximum diversion volume of 808.0 af at the field headgate, and the irrigation of 202.0 acres.
3. The total instantaneous diversion of water from all points of diversion under Rights 35-7275, 35-7399, and 35-13397 shall not exceed 3.06 cfs, nor total combined annual volume of 816.0 af and the irrigation of 204 acres.
4. Prior to the diversion and use of water under Transfer approval 70073, 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. 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.
6. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
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.

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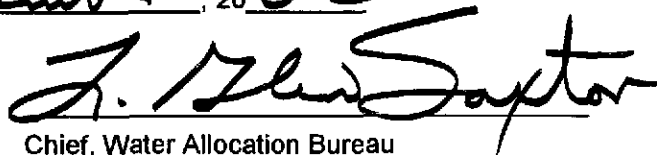
WATER RIGHT NO. 35-7399
As Modified by Transfer No. 70073

CONDITIONS OF APPROVAL

8. Right 35-13396 is also diverted through the point of diversion located in the SWSENW Sec 22, T08S, R29E.
9. The right holder shall accomplish the change authorized by this transfer within one (1) 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 12th day of December, 2002


Chief, Water Allocation Bureau

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SEP 9 2003

WATER RIGHT NO. 35-13397
As Modified by Transfer No. 70073

In accordance with the approval of Transfer No. 70073, Water Right No. 35-13397 is now described as follows.

Right Holder: BOWLER RANCHES INC
 PO BOX 760
 AMERICAN FALLS ID 83211

Priority Date: March 28, 1974

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	0.02 CFS	8.0 AF
			0.02 CFS	8.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESWNW Sec. 22 Twp 08S Rge 29E POWER County

GROUND WATER SWSENW Sec. 22 Twp 08S Rge 29E POWER 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	
08S 29E 22	17.0	13.0	19.0	14.0	19.0	3.0	34.0	40.0	22.0	21.0							202.0
08S 29E 23							2.0										2.0

Total Acres: 204

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 2.0 acres within the place of use described above in a single irrigation season.
2. The total instantaneous diversion of water from all points of diversion under Rights 35-7275, 35-7399, and 35-13397 shall not exceed 3.06 cfs, nor total combined annual volume of 816.0 af and the irrigation of 204 acres.
3. Prior to the diversion and use of water under Transfer approval 70073, 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.
4. 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.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. 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.
7. Right 35-13396 is also diverted through the point of diversion located in the SWSENW Sec 22, T08S, R29E.

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JAN 8 9 2003

WATER RIGHT NO. 35-13397
As Modified by Transfer No. 70073

CONDITIONS OF APPROVAL

8. The right holder shall accomplish the change authorized by this transfer within one (1) 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 12th day of December, 2002


Chief, Water Allocation Bureau

MICROFILMED

JAN 30 2003

WATER RIGHT NO. 35-13396
As Modified by Transfer No. 70073

In accordance with the approval of Transfer No. 70073, Water Right No. 35-13396 is now described as follows.

Right Holder: BOWLER RANCHES INC
 PO BOX 760
 AMERICAN FALLS ID 83211

Priority Date: March 28, 1974

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to 11/01	4.20 CFS	952.0 AF
		4.20 CFS	952.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSENE Sec. 22 Twp 08S Rge 29E POWER 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		
08S 29E 22			19.0	27.0					6.0			2.0		41.0	40.0	34.0	38.0	207.0
08S 29E 23							6.0			19.0	6.0							31.0

Total Acres: 238

CONDITIONS OF APPROVAL

- 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.
- Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

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 12th day of December, 2002


 Chief, Water Allocation Bureau

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JAN 3 3 2003

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

For Water Right 35-07399

DATED January 31, 2002.

Roger Burdick

ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

MICROFILMED

1993 09 29

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 35-07399

2002 JAN 31 AM 11:47

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

NAME AND ADDRESS: BOWLER RANCHES INC
C/O RALPH BOWLER
PO BOX 760
AMERICAN FALLS, ID 83211

SOURCE: GROUNDWATER

QUANTITY: 0.40 CFS

USE OF THIS RIGHT WITH RIGHT NO. 35-07275 IS LIMITED TO A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 808 AF.

PRIORITY DATE: 03/28/1974

POINT OF DIVERSION: T08S R29E S22 SESWNW Within Power County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	0.40 CFS

PLACE OF USE:	Irrigation		Within Power County
	T08S R29E S22	NENE 11.0	NWNE 17.0
		SWNE 19.0	SENE 10.0
		NENW 16.0	NWNW 5.0
		SWNW 37.0	SENW 39.0
		NESW 23.0	NWSW 25.0
	202.0 Acres Total		

USE OF THIS RIGHT WITH RIGHT NO. 35-07275 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 202 ACRES IN A SINGLE
IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Roger Burdick

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

2002 JAN 31 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)

CERTIFICATE OF MAILING

Case No. 39576)
_____)

Water Right(s): 35-07399

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 35-07399 was mailed
on January 31, 2002, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

BOWLER RANCHES INC
Represented by:
JEFFREY C. FEREDAY
PO BOX 2720
BOISE, ID 83701-2720
Phone: 208-388-1200

STATE OF IDAHO
Represented by:
NATURAL RESOURCES DIV CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
PO BOX 44449
BOISE, ID 83711-4449

DIANA DELANEY
Chief Deputy Clerk

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CERTIFICATE OF MAILING

JAN 31 2002

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01/31/02

MEMORANDUM

TO: FILE 35-07399
FROM: VAULT
RE: TRANSFER # 70073
DATE: 8-9-2002

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**Original Transfer Application, Form and correspondence regarding the above
referenced Transfer is located within:**

FILE # 35-07275

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JAN 09 2003