

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 72611

This is to certify that: BEYELER RANCHES LLC
 C/O MERRILL AND SHARAL BEYELER
 PO BOX 62
 LEADORE ID 83464
 (208)768-2651

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>
74-31	AJC/Decreed	06/01/1884	1.40 cfs	N/A	N/A	88.2	BIG TIMBER CREEK

Purpose of Transfer (Changes Proposed)

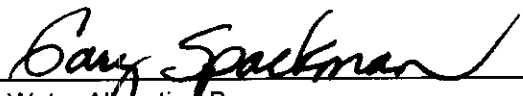
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
74-31	NO	NO	YES	NO	NO	NO

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>
74-31	74-31	1.40 cfs	N/A	N/A	88.2		N/A	N/A	N/A	N/A
COMBINED TOTALS		1.40 cfs	N/A	N/A	88.2		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 27th day of April, 20 06


 Chief, Water Allocation Bureau

WATER RIGHT NO. 74-31
As Modified by Transfer No. 72611

In accordance with the approval of Transfer No. 72611, Water Right No. 74-31 is now described as follows.

Right Holder: BEYELER RANCHES LLC
C/O MERRILL AND SHARAL BEYELER
PO BOX 62
LEADORE ID 83464

Priority Date: June 01, 1884

Source: BIG TIMBER CREEK

Tributary: LEMHI RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	1.40 CFS	
			1.40 CFS	

LOCATION OF POINT(S) OF DIVERSION:

BIG TIMBER CREEK SWNW Sec. 28 Twp 16N Rge 26E LEMHI County

BIG TIMBER CREEK SENW Sec. 28 Twp 16N Rge 26E LEMHI County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE	NW	SW	SE	Totals
16N 26E 21	NE NW SW SE	NE NW SW SE	NE NW SW SE	NE NW SW SE	5.7
16N 26E 28		4.0 33.5 18.0 27.0			82.5

Total Acres: 88.2

CONDITIONS OF APPROVAL

1. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
2. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
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. 74W.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
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.

WATER RIGHT NO. 74-31
As Modified by Transfer No. 72611

CONDITIONS OF APPROVAL

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(s).
7. Right 74-31 is subject to the delivery provisions described under Exchange of Water No. 3187 approved on 09-21-1988, and pursuant to the provisions of Section 42-240, Idaho Code, governing exchanges of water. The Right holder of 74-31 is authorized to divert 1.40 cfs of water from the Lemhi River in the SESE, S28, T16N, R26E in exchange for the diversion of 1.40 cfs of water under Right 74-996 to be diverted from Big Timber Creek in the NWNW, S33, T16N, R26E. Diversion of water under each right will be regulated by the watermasters for each source; Lemhi River, Water District 74 and Big Timber Creek, Water District 74W.

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 April, 20 06



Chief, Water Allocation Bureau