

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 72489

This is to certify that: GUARDIAN LTD PARTNERSHIP NO 2
 PO BOX 1491
 IDAHO FALLS ID 83403
 (208)227-9008

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>
74-373	AJC/Decreed	06/15/1899	0.60 cfs	N/A	N/A	51.7	LITTLE SAWMILL CREEK
74-374	AJC/Decreed	06/15/1899	0.60 cfs	N/A	N/A	125.1	LITTLE SAWMILL CREEK

Purpose of Transfer (Changes Proposed)

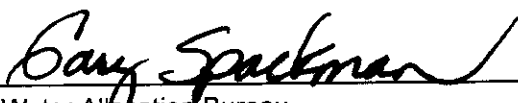
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
74-373	NO	NO	YES	NO	NO	NO
74-374	NO	NO	YES	NO	NO	NO

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>
74-373	74-373	0.60 cfs	N/A	51.7	1,036.7		N/A	N/A	N/A	N/A
74-374	74-374	0.60 cfs	N/A	125.1	1,036.7		N/A	N/A	N/A	N/A
COMBINED TOTALS		1.20 cfs	N/A	176.8	1,036.7		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 10th day of April, 2006


 Chief, Water Allocation Bureau

SUPPORT DATA
IN FILE # 74-373

WATER RIGHT NO. 74-373
As Modified by Transfer No. 72489

In accordance with the approval of Transfer No. 72489, Water Right No. 74-373 is now described as follows.

Right Holder: GUARDIAN LTD PARTNERSHIP NO 2
 PO BOX 1491
 IDAHO FALLS ID 83403

Priority Date: June 15, 1899

Source: LITTLE SAWMILL 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	0.60 CFS	
STOCKWATER	01/01 to	12/31	0.04 CFS	
			0.60 CFS	

LOCATION OF POINT(S) OF DIVERSION:

LITTLE SAWMILL CREEK NWSESW Sec. 7 Twp 17N Rge 24E LEMHI 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	
17N	23E	1				19.1									30.1		9.3	38.0	96.5
17N	23E	12	19.4	20.7		26.4									16.2				82.7
17N	24E	5									14.3	13.8							28.1
17N	24E	6	.1	10.4	40.0	16.3	17.5		12.8	40.0	40.0	22.2	18.4	33.4	38.2	40.0	27.7	39.4	396.4
			L 1	L 2			L 3		L 5			L 6	L 7						
17N	24E	7	32.4	18.2	13.6	4.9	39.8	32.7	30.3	26.7	6.0	24.8							229.4
							L 1	L 2				L 3							
17N	24E	8						2.2											2.2
18N	24E	31				.4								22.0	27.9	2.5	33.8	34.7	121.3
														L 18					
18N	24E	32					4.0	.1	22.9	20.4	.3	26.2	6.2						80.1
							L 10	L 4											

Total Acres: 1036.7

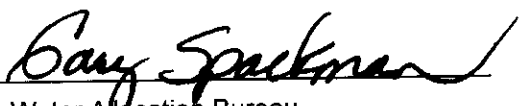
WATER RIGHT NO. 74-373
As Modified by Transfer No. 72489

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
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. 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.
4. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and bypass requirements of the Idaho Department of Fish and Game.
5. 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. 74.
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. This right is limited to the irrigation of 51.7 acres within the place of use described above in a single irrigation season.
8. Right 74-374 is also diverted through the point of diversion described above.
9. Rights 74-373, 74-374 and 74-1068 when combined shall not exceed the irrigation of 176.8 acres.
10. Rights 74-373, 74-374, 74-1068, 74-1073, and 74-1074 when combined shall not exceed the irrigation of 283.9 acres.
11. Rights 74-373, 74-374, 74-985, 74-1066A, 74-1066B, 74-1067, 74-1068, 74-1072, 74-1073, 74-1074, 74-1800A and 74-1800B when combined shall not exceed the irrigation of 1036.7 acres.
12. 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.

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 16th day of April, 20 06


Chief, Water Allocation Bureau

WATER RIGHT NO. 74-374
As Modified by Transfer No. 72489

In accordance with the approval of Transfer No. 72489, Water Right No. 74-374 is now described as follows.

Right Holder: GUARDIAN LTD PARTNERSHIP NO 2
 PO BOX 1491
 IDAHO FALLS ID 83403

Priority Date: June 15, 1899

Source: LITTLE SAWMILL CREEK **Tributary:** LEMHI RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01 to	12/31	0.04 CFS	
IRRIGATION	03/15 to	11/15	0.60 CFS	
			0.60 CFS	

LOCATION OF POINT(S) OF DIVERSION:

LITTLE SAWMILL CREEK NWSESW Sec. 7 Twp 17N Rge 24E LEMHI 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	
17N	23E	1				19.1									30.1		9.3	38.0	96.5
17N	23E	12	19.4	20.7		26.4									16.2				82.7
17N	24E	5									14.3	13.8							28.1
17N	24E	6	.1	10.4	40.0	16.3	17.5		12.8	40.0	40.0	22.2	18.4	33.4	38.2	40.0	27.7	39.4	396.4
			L 1	L 2			L 3		L 5			L 6	L 7						229.4
17N	24E	7	32.4	18.2	13.6	4.9	39.8	32.7	30.3	26.7	6.0	24.8							
							L 1	L 2				L 3							2.2
17N	24E	8						2.2											
18N	24E	31				.4								22.0	27.9	2.5	33.8	34.7	121.3
														L 18					
18N	24E	32					4.0	.1	22.9	20.4	.3	26.2	6.2						80.1
							L 10	L 4											

Total Acres: 1036.7

WATER RIGHT NO. 74-374
As Modified by Transfer No. 72489

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
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. 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.
4. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and bypass requirements of the Idaho Department of Fish and Game.
5. 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. 74.
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. This right is limited to the irrigation of 125.1 acres within the place of use described above in a single irrigation season.
8. Right 74-373 is also diverted through the point of diversion described above.
9. Rights 74-373, 74-374 and 74-1068 when combined shall not exceed the irrigation of 176.8 acres.
10. Rights 74-373, 74-374, 74-1068, 74-1073, and 74-1074 when combined shall not exceed the irrigation of 283.9 acres.
11. Rights 74-373, 74-374, 74-985, 74-1066A, 74-1066B, 74-1067, 74-1068, 74-1072, 74-1073, 74-1074, 74-1800A and 74-1800B when combined shall not exceed the irrigation of 1036.7 acres.
12. 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.

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 10th day of April, 20 06


Chief, Water Allocation Bureau