Page 1 of 66

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 71529

This is to certify that: MONTPELIER IRRIGATION CO C/O MARDEN PHELPS 125 N 5TH MONTPELIER ID 83254

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>	Origin/Basis	Priority	<u>Rate</u>	Volume	Acre Limit Total Acres Source
11-1012	WR/Decreed	06/01/1869	0.64 cfs	N/A	5,614.0 MONTPELIER CREEK
11-1013	WR/Decreed	06/01/188 5	1.20 cfs	N/A	5,614.0 MONTPELIER CREEK
11-1014	WR/Decreed	06/01/1864	28.40 cfs	N/A	5,614.0 MONTPELIER CREEK
11-1015	WR/Decreed	06/01/1868	1.82 cfs	N/A	5,614.0 MONTPELIER CREEK
11-1016	WR/Decreed	06/01/1869	6.36 cfs	N/A	5,614.0 MONTPELIER CREEK
11-1017	WR/Decreed	06/01/1871	16.36 cfs	N/A	5,614.0 MONTPELIER CREEK
11- 1018	WR/Decreed	06/01/1873	6.00 cfs	N/A	5,614.0 MONTPELIER CREEK
11-1019	WR/Decreed	06/01/1879	1.20 cfs	N/A	5,614.0 MONTPELIER CREEK
11-1020	WR/Decreed	06/01/1882	3.20 cfs	N/A	5,614.0 MONTPELIER CREEK
11-1021	WR/Decreed	06/01/1883	0.80 cfs	N/A	5,614.0 MONTPELIER CREEK
11-1022	WR/Decreed	11/01/1891	1.00 cfs	N/A	5,614.0 MONTPELIER CREEK
11-1023	WR/Decreed	07/07/1892	0.24 cfs	N/A	5,614.0 MONTPELIER CREEK
11-1024	WR/Decreed	08/08/1885	0.50 cfs	N/A	5,614.0 MONTPELIER CREEK
11-1025	WR/Decreed	06/01/1887	0.42 cfs	N/A	5,614.0 MONTPELIER CREEK
11-1026	WR/Decreed	06/01/1890	3.46 cfs	N/A	5,614.0 MONTPELIERCREEK
11-1027	WR/Decreed	06/01/1864	1.80 cfs	N/A	5,614.0 MONTPELIER CREEK
11-1028	WR/Decreed	06/01/1871	0.60 cfs	N/A	5,614.0 MONTPELIER CREEK
11-1029	WR/Decreed	06/01/1869	2.00 cfs	N/A	5,614.0 MONTPELIER CREEK
11-1030	WR/Decreed	06/01/1869	1.40 cfs	N/A	5,614.0 MONTPELIER CREEK
11-1031	WR/Decreed	06/01/1869	0.70 cfs	N/A	5,614.0 MONTPELIER CREEK
11-1032	WR/Decreed	06/01/1869	0.50 cfs	N/A	5,614.0 MONTPELIER CREEK
11-1033	WR/Decreed	06/01/1885	6.40 cfs	N/A	5,614.0 MONTPELIER CREEK
11-1034	WR/Decreed	06/01/1897	0.60 cfs	N/A	5,614.0 MONTPELIER CREEK
11-1035	WR/Decreed	06/01/1885	2.70 cfs	N/A	5,614.0 MONTPELIER CREEK
11-1036	WR/Decreed	06/01/1895	0.24 cfs	N/A	5,614.0 MONTPELIER CREEK
11-1037	WR/Decreed	05/20/1873	2.40 cfs	N/A	5,614.0 MONTPELIER CREEK
11-1038	WR/Decreed	04/01/1884	1.04 cfs	N/A	5,614.0 MONTPELIER CREEK
11-1039	WR/Decreed	05/01/1895	0.40 cfs	N/A	5,614.0 MONTPELIER CREEK
11-1040	WR/Decreed	04/23/1886	3.00 cfs	N/A	5,614.0 MONTPELIER CREEK
11-1041	WR/Decreed	06/01/1890	1.10 cfs	N/A	5,614.0 MONTPELIER CREEK
11-2159	WR/License	03/20/1963	N/A	3840 af	3,750.0 MONTPELIER CREEK

SUPPORT BATA

MPRE-11-1012

Page 2 of 66

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES TRANSFER OF WATER RIGHT

TRANSFER NO. 71529

Purpose of Transfer (Changes Proposed)								
Current Number	<u>Split</u>	POD	POU	Add POD	Period of Use	Nature of Use		
11-1012	NO	NO	YES	YES	NO	NO		
11-1013	NO	NO	YES	YES	NO	NO		
11-1014	NO	NO	YES	YES	NO	NO		
11-1015	NO	NO	YES	YES	NO	NO		
11-1016	NO	NO	YES	YES	NO	NO		
11-1017	NO	NO	YES	YES	NO	NO		
11-1018	NO	NO	YES	YES	NO	NO		
11-1019	NO	NO	YES	YES	NO	NO		
11-1020	NO	NO	YES	YES	NO	NO		
11-1021	NO	NO	YES	YES	NO	NO		
11-1022	NO	NO	YES	YES	NO	NO		
11-1023	NO	NO	YES	YES	NO	NO		
11-1024	NO	NO	YES	YES	NO	NO		
11-1025	NO	NO	YES	YES	NO	NO		
11-1026	NO	NO	YES	YES	NO	NO		
11-1027	NO	NO	YES	YES	NO	NO		
11-1028	NO	NO	YES	YES	NO	NO		
11-1029	NO	NO	YES	YES	NO	NO		
11-1030	NO	NO	YES	YES	NO	NO		
11-1031	NO	NO	YES	YES	NO	NO		
11-1032	NO	NO	YES	YES	NO	NO		
11-1033	NO	NO	YES	YES	NO	NO		
11-1034	NO	NO	YES	YES	NO	NO		
11-1035	NO	NO	YES	YES	NO	NO		
11-1036	NO	NO	YES	YES	NO	NO		
11-1037	NO	NO	YES	YES	NO	NO		
11-1038	NO	NO	YES	YES	NO	NO		
11-1039	NO	NO	YES	YES	NO	NO		
11-1040	NO	NO	YES	YES	NO	NO		
11-1041	NO	NO	YES	YES	NO	NO		
11-2159	NO	NO	YES	YES	NO	NO		

Page 3 of 66

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT TRANSFER NO. 71529

	<u>Sun</u>	nmary of V	Nater Rig	<u>ihts Af</u>	ter the	Approve	d Chang	<u>e</u>		
Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume		Remaining Total Acres
11-1012	11-1012	0.64 cfs	N/A	5,580	7,356.	2	N/A	N/A	N/A	N/A
11-1013	11-1013	1.20 cfs	N/A	5,580	7,356.	2	N/A	N/A	N/A	N/A
11-1014	11-1014	28.40 cfs	N/A	5,580	7,356.	2	N/A	N/A	N/A	N/A
11-1015	11-1015	1.82 cfs	N/A	5,580	7,356.	2	N/A	N/A	N/A	N/A
11-1016	11-1016	6.36 cfs	N/A	5,580	7,356.	2	N/A	N/A	N/A	N/A
11-1017	11-1017	16.36 cfs	N/A	5,580	7,356.	2	N/A	N/A	N/A	N/A
11-1018	11-1018	6.00 cfs	N/A	5,580	7,356.:	2	N/A	N/A	N/A	N/A
11-1019	11-1019	1.20 cfs	N/A	5,580	7,356.	2	N/A	N/A	N/A	N/A
11-1020	11-1020	3.20 cfs	N/A	5,580	7,356.	2	N/A	N/A	N/A	N/A
11-1021	11-1021	0.80 cfs	N/A	5,580	7,356.	2	N/A	N/A	N/A	N/A
11-1022	11-1022	1.00 cfs	N/A	5,580	7,356.	2	N/A	N/A	N/A	N/A
11-1023	11-1023	0.24 cfs	N/A	5,580	7,356.	2	N/A	N/A	N/A	N/A
11-1024	11-1024	0.50 cfs	N/A	5,580	7,356.	2	N/A	N/A	N/A	N/A
11-1025	11-1025	0.42 cfs	N/A	5,580	7,356.	2	N/A	N/A	N/A	N/A
11-1026	11-1026	3.46 cfs	N/A	5,580	7,356.	2	N/A	N/A	N/A	N/A
11-1027	11-1027	1.80 cfs	N/A	5,580	7,356.	2	N/A	N/A	N/A	N/A
11-1028	11-1028	0.60 cfs	N/A	5,580	7,356.	2	N/A	N/A	N/A	N/A
11-1029	11-1029	2.00 cfs	N/A	5,580	7,356.	2	N/A	N/A	N/A	N/A
11-1030	11-1030	1.40 cfs	N/A	5,580	7,356.	2	N/A	N/A	N/A	N/A
11-1031	11-1031	0.70 cfs	N/A	5,580	7,356.	2	N/A	N/A	N/A	N/A
11-1032	11-1032	0.50 cfs	N/A	5,580	7,356.	2	N/A	N/A	N/A	N/A
11-1033	11-1033	6.40 cfs	N/A	5,580	7,356.	2	N/A	N/A	N/A	N/A
11-1034	11-1034	0.60 cfs	N/A	5,580	7,356.	2	N/A	N/A	N/A	N/A
11-1035	11-1035	2.70 cfs	N/A	5,580	7,356.	2	N/A	N/A	N/A	N/A
11-1036	11-1036	0.24 cfs	N/A	5,580	7,356.	2	N/A	N/A	N/A	N/A
11-1037	11-1037	2.40 cfs	N/A	5,580	7,356.	2	N/A	N/A	N/A	N/A
11-1038	11-1038	1.04 cfs	N/A	5,580	7,356.	2	N/A	N/A	N/A	N/A
11-1039	11-1039	0.40 cfs	N/A	5,580	7,356.	2	N/A	N/A	N/A	N/A
11-1040	11-1040	3.00 cfs	N/A	5,580	7,356.	2	N/A	N/A	N/A	N/A
11-1041	11-1041	1.10 cfs	N/A	5,580	7,356.	2	N/A	N/A	N/A	N/A
11-2159	11-2159	N/A	3840 af	5,580	7,356.	2	N/A	N/A	N/A	N/A
COMBINE	D									
TOTALS		96.48 cfs	N/A	5,580	7,356.	2	N/A	N/A	N/A	N/A

Page 4 of 66

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES **TRANSFER OF WATER RIGHT TRANSFER NO. 71529**

Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 are subject to the conditions of the Preliminary Order dated 01-19-2006 which has become final in the matter of Application for Transfer 71529.

Detailed Water Right Description(s) attached

Dated this 27 th day of Juliuary , 20 06 Chief, Water Alloration Bureau

Page 5 of 66

WATER RIGHT NO. 11-1012 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-1012 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO C/O MARDEN PHELPS 125 N 5TH MONTPELIER ID 83254

Priority Date: June 01, 1869

Source: MONTPELIER CREEK		Tributary:	BEAR RIVER		
BENEFICIAL USE	From	<u>To</u>	Diversion Rate	<u>Volume</u>	
IRRIGATION	04/01 to	11/01	0.64 CFS		
			0.64 CFS		

LOCATION OF POINT(S) OF DIVERSION:

MONTPELIER CREEK	NWNESW	Sec. 32 Twp 12S	Rge 45E BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SESENE	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NESWNW	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 3 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NWNESE	Sec. 8 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NWNENE	Sec. 9 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 13S	Rge 45E BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 13S	Rge 45E BEAR LAKE County

- Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.

Page 6 of 66

WATER RIGHT NO. 11-1012 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- 3. 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.
- 4. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. This right does not grant any right-of-way or easement across the land of another.
- 6. Place of use is within the area served by Montpelier Irrigation Company.
- 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dated this 27 th day of Alyman any Speckman

Chief, Water Allocation Bureau

Page 7 of 66

WATER RIGHT NO. 11-1013 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-1013 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO C/O MARDEN PHELPS 125 N 5TH MONTPELIER ID 83254

Priority Date: June 01, 1885

Source: MONTPELIER CREEK		Tributary:	BEAR RIVER	
BENEFICIAL USE	<u>From</u>	<u>To</u>	Diversion Rate	Volume
IRRIGATION	04/01 to	11/01	1.20 CFS	
			1.20 CFS	

LOCATION OF POINT(S) OF DIVERSION:

MONTPELIER CREEK	NWNESW	Sec. 32	? Twp 12S	Rge 45E	BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	SESENE	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	NESWNW	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 3	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	NWNESE	Sec. 8	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	NWNENE	Sec. 9	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6	Twp 13S	Rge 45E	BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6	Twp 13S	Rge 45E	BEAR LAKE County

- 1. Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.

Page 8 of 66

WATER RIGHT NO. 11-1013 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- 3. 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.
- 4. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. This right does not grant any right-of-way or easement across the land of another.
- 6. Place of use is within the area served by Montpelier Irrigation Company.
- 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 8. 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 27 th day of <u>Jelemany</u> an Spackman

Chief, Water Alboatio

Page 9 of 66

WATER RIGHT NO. 11-1014 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-1014 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO C/O MARDEN PHELPS 125 N 5TH MONTPELIER ID 83254

Priority Date: June 01, 1864

Source: MONTPELIER CREE	ΞK	Tributary:	BEAR RIVER	
BENEFICIAL USE IRRIGATION	<u>From</u> 04/01 to	<u>To</u> 11/01	<u>Diversion Rate</u> 28.40 CFS 28.40 CFS	<u>Volume</u>

LOCATION OF POINT(S) OF DIVERSION:

MONTPELIER CREEK	NWNESW	Sec. 32 Twp 12S	Rge 45E BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SESENE	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NESWNW	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 3 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NWNESE	Sec. 8 Twp 13S	
MONTPELIER CREEK	NWNENE	Sec. 9 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 13S	Rge 45E BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 13S	

- 1. Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.

Page 10 of 66

WATER RIGHT NO. 11-1014 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- 3. 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.
- 4. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. This right does not grant any right-of-way or easement across the land of another.
- 6. Place of use is within the area served by Montpelier Irrigation Company.
- 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dated this 27th day of <u>Jelennary</u> au Sackman

Chief, Water A

Page 11 of 66

WATER RIGHT NO. 11-1015 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-1015 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO C/O MARDEN PHELPS 125 N 5TH MONTPELIER ID 83254

Priority Date: June 01, 1868

Source: MONTPELIER CREE	ΞK	Tributary:	BEAR RIVER	
BENEFICIAL USE	From	<u>To</u>	Diversion Rate	<u>Volume</u>
IRRIGATION	04/01 to	11/01	1.82 CFS	
			1.82 CFS	

LOCATION OF POINT(S) OF DIVERSION:

MONTPELIER CREEK	NWNESW	Sec. 32 Twp 12S	Rge 45E BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SESENE	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NESWNW	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 3 Twp 13S	
MONTPELIER CREEK	NWNESE	Sec. 8 Twp 13S	
MONTPELIER CREEK	NWNENE	Sec. 9 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 13S	Rge 45E BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 13S	

- 1. Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.

Page 12 of 66

WATER RIGHT NO. 11-1015 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- 3. 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.
- Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. This right does not grant any right-of-way or easement across the land of another.
- 6. Place of use is within the area served by Montpelier Irrigation Company.
- 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dated this <u>27 H</u> day of <u>Jelunary</u> ang Spackman

Chief, Water Allocation Bureau

Page 13 of 66

WATER RIGHT NO. 11-1016 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-1016 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO C/O MARDEN PHELPS 125 N 5TH MONTPELIER ID 83254

Priority Date: June 01, 1869

Source: MONTPELIER CREEK		Tributary:	BEAR RIVER	
BENEFICIAL USE	From	<u>To</u>	Diversion Rate	<u>Volume</u>
IRRIGATION	04/01 to	11/01	6.36 CFS	
			6.36 CFS	

LOCATION OF POINT(S) OF DIVERSION:

MONTPELIER CREEK	NWNESW	Sec. 32 Twp 12S	Rge 45E BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SESENE	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NESWNW	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 3 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NWNESE	Sec. 8 Twp 13S	
MONTPELIER CREEK	NWNENE	Sec. 9 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 13S	Rge 45E BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 13S	Rge 45E BEAR LAKE County

- Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.

Page 14 of 66

WATER RIGHT NO. 11-1016 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- 3. 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.
- 4. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. This right does not grant any right-of-way or easement across the land of another.
- 6. Place of use is within the area served by Montpelier Irrigation Company.
- 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dated this _____ day of _____ ang Spackman

Chief, Water A

Page 15 of 66

WATER RIGHT NO. 11-1017 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-1017 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO C/O MARDEN PHELPS 125 N 5TH MONTPELIER ID 83254

Priority Date: June 01, 1871

Source: MONTPELIER CREEK		Tributary:	BEAR RIVER	
BENEFICIAL USE	From	<u>To</u>	Diversion Rate	Volume
IRRIGATION	04/01 to	11/01	16.36 CFS	
			16.36 CFS	

LOCATION OF POINT(S) OF DIVERSION:

MONTPELIER CREEK	NWNESW	Sec. 32 Twp 12S	Rge 45E BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	Rge 44E BEAR LAKE
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	County Rge 44E BEAR LAKE
MORTH LEIEN ONELN	NENEOVA	Sec. 1 1wp 155	County
MONTPELIER CREEK	SWSENE	Sec. 2 Twp 13S	Rge 44E BEAR LAKE
			County
MONTPELIER CREEK	SESENE	Sec. 2 Twp 13S	Rge 44E BEAR LAKE
			County
MONTPELIER CREEK	NESWNW	Sec. 2 Twp 13S	•
	_		County
MONTPELIER CREEK	SWSENE	Sec. 3 Twp 13S	Rge 44E BEAR LAKE
		• • - •••	County
MONTPELIER CREEK	NWNESE	Sec. 8 Twp 13S	Rge 44E BEAR LAKE
		.	County
MONTPELIER CREEK	NWNENE	Sec. 9 Twp 13S	Rge 44E BEAR LAKE
			County
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 13S	Rge 45E BEAR LAKE
			County
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 13S	Rge 45E BEAR LAKE
			County

- Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.

Page 16 of 66

WATER RIGHT NO. 11-1017 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- 3. 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.
- 4. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. This right does not grant any right-of-way or easement across the land of another.
- 6. Place of use is within the area served by Montpelier Irrigation Company.
- 7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- 8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Dated this <u>274</u> day of <u>(Jelunauy</u> 20 06 Spackman

Chief, Water Alecation Bureau

Page 17 of 66

WATER RIGHT NO. 11-1018 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-1018 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO C/O MARDEN PHELPS 125 N 5TH MONTPELIER ID 83254

Priority Date: June 01, 1873

Source: MONTPELIER CREE	K	Tributary:	BEAR RIVER	
BENEFICIAL USE IRRIGATION	<u>From</u> 04/01 to	<u>To</u> 11/01	<u>Diversion Rate</u> 6.00 CFS 6.00 CFS	<u>Volume</u>

LOCATION OF POINT(S) OF DIVERSION:

MONTPELIER CREEK	NWNESW	Sec. 32	2 Twp 12S	Rge 45E	BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE
MONTPELIER CREEK	SESENE	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	NESWNW	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 3	Twp 13S	Rge 44E	BEAR LAKE
MONTPELIER CREEK	NWNESE	Sec. 8	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	NWNENE	Sec. 9	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6	Twp 13S	Rge 45E	BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6	Twp 13S	Rge 45E	BEAR LAKE County

- Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.

Page 18 of 66

WATER RIGHT NO. 11-1018 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- 3. 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.
- Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. This right does not grant any right-of-way or easement across the land of another.
- 6. Place of use is within the area served by Montpelier Irrigation Company.
- 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dated this <u>27</u> day of <u>July up</u> ang Spackman

Chief, Water Alecation Bureau

Page 19 of 66

WATER RIGHT NO. 11-1019 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-1019 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO C/O MARDEN PHELPS 125 N 5TH MONTPELIER ID 83254

Priority Date: June 01, 1879

Source: MONTPELIER CREI	ΞK	Tributary:	BEAR RIVER	
BENEFICIAL USE	<u>From</u> 04/01 to	<u>To</u> 11/01	Diversion Rate 1.20 CFS	<u>Volume</u>
	0-1101 10		1.20 CFS	

LOCATION OF POINT(S) OF DIVERSION:

MON	TPELIER CREEK	NWNESW	Sec. 32	2 Twp 12S	Rge 45E	BEAR LAKE County
MON	TPELIER CREEK	NENESW	Sec. 1	Twp 13S	Rge 44E	BEAR LAKE County
MON	TPELIER CREEK	NENESW	Sec. 1	Twp 13S	Rge 44E	BEAR LAKE
MON	IPELIER CREEK	SWSENE	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE County
MONT	FPELIER CREEK	SESENE	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE County
MONT	TPELIER CREEK	NESWNW	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE County
	IPELIER CREEK	SWSENE	Sec. 3	Twp 13S	Rge 44E	BEAR LAKE County
	IPELIER CREEK	NWNESE	Sec. 8	Twp 13S	Rge 44E	BEAR LAKE County
MONT	PELIER CREEK	NWNENE	Sec. 9	Twp 13S	Rge 44E	BEAR LAKE County
ΜΟΝΤ	PELIER CREEK	SWSWNW	Sec. 6	Twp 13S	Rge 45E	BEAR LAKE County
MONT	PELIER CREEK	SWSWNW	Sec. 6	Twp 13S	Rge 45E	

- 1. Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.

Page 20 of 66

WATER RIGHT NO. 11-1019 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- 3. 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.
- 4. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. This right does not grant any right-of-way or easement across the land of another.
- 6. Place of use is within the area served by Montpelier Irrigation Company.
- 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dated this 27 th day of Jehnnary an Speckman

Chief, Water A

Page 21 of 66

WATER RIGHT NO. 11-1020 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-1020 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO C/O MARDEN PHELPS 125 N 5TH MONTPELIER ID 83254

Priority Date: June 01, 1882

Source: MONTPELIER CREEK		Tributary:	BEAR RIVER		
BENEFICIAL USE	From	To	Diversion Rate	<u>Volume</u>	
IRRIGATION	04/01 to	11/01	3.20 CFS 3.20 CFS		

LOCATION OF POINT(S) OF DIVERSION:

MONTPELIER CREEK	NWNESW	Sec. 32 Twp 12S	Rge 45E BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SESENE	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NESWNW	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 3 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NWNESE	Sec. 8 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NWNENE	Sec. 9 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 13S	Rge 45E BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 13S	

- 1. Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.

Page 22 of 66

WATER RIGHT NO. 11-1020 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- 3. 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.
- 4. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. Place of use is within the area served by Montpelier Irrigation Company.
- 6. This right does not grant any right-of-way or easement across the land of another.
- 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dated this 27th day of <u>Jelenary</u> Dany Speckman

Chief, Water Allocation Bureau

Page 23 of 66

WATER RIGHT NO. 11-1021 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-1021 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO C/O MARDEN PHELPS 125 N 5TH **MONTPELIER ID 83254**

Priority Date: June 01, 1883

Source: MONTPELIER CREE	K	Tributary:	BEAR RIVER	
BENEFICIAL USE IRRIGATION	<u>From</u> 04/01 to	<u>To</u> 11/01	<u>Diversion Rate</u> 0.80 CFS 0.80 CFS	<u>Volume</u>

LOCATION OF POINT(S) OF DIVERSION:

ECONTON OF FORMIND			
MONTPELIER CREEK	NWNESW	Sec. 32 Twp 128	Rge 45E BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1 Twp 139	•
MONTPELIER CREEK	NENESW	Sec. 1 Twp 135	•
MONTPELIER CREEK	SWSENE	Sec. 2 Twp 135	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SESENE	Sec. 2 Twp 135	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NESWNW	Sec. 2 Twp 135	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 3 Twp 138	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NWNESE	Sec. 8 Twp 138	
MONTPELIER CREEK	NWNENE	Sec. 9 Twp 138	•
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 138	Rge 45E BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 138	-

- 1. Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.

Page 24 of 66

WATER RIGHT NO. 11-1021 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- 3. 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.
- 4. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. This right does not grant any right-of-way or easement across the land of another.
- 6. Place of use is within the area served by Montpelier Irrigation Company.
- 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dated this ______ day of ______ ang Spackman

Chief, Water Alecation Bureau

Page 25 of 66

WATER RIGHT NO. 11-1022 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-1022 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO

C/O MARDEN PHELPS 125 N 5TH MONTPELIER ID 83254

Priority Date: November 01, 1891

Source: MONTPELIER CREEK		Tributary:	BEAR RIVER		
BENEFICIAL USE	<u>From</u> 04/01 to	<u>To</u> 11/01	<u>Diversion Rate</u> 1.00 CFS	<u>Volume</u>	
			1.00 CFS		

LOCATION OF POINT(S) OF DIVERSION:

LUCATION OF F	OINT (OF OF	DITEILOIOIN				
MONTPELIER CI	•••		Sec. 32	Twp 12S	Rge 45E	BEAR LAKE County
MONTPELIER CI	REEK	NENESW	Sec. 1	Twp 13S	Rge 44E	BEAR LAKE
MONTPELIER CI	REEK	NENESW	Sec. 1	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CI	REEK	SWSENE	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CI	REEK	SESENE	Sec. 2	Twp 13S	Rge 44E	
MONTPELIER C	REEK	NESWNW	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER C	REEK	SWSENE	Sec. 3	Twp 13S	Rge 44E	•
MONTPELIER C	REEK	NWNESE	Sec. 8	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER C	REEK	NWNENE	Sec. 9	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER C	REEK	SWSWNW	Sec. 6	Twp 13S	Rge 45E	BEAR LAKE County
MONTPELIER C	REEK	SWSWNW	Sec. 6	Twp 13S	Rge 45E	

- Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.

Page 26 of 66

WATER RIGHT NO. 11-1022 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- 3. 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.
- 4. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. This right does not grant any right-of-way or easement across the land of another.
- 6. Place of use is within the area served by Montpelier Irrigation Company.
- 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dated this ______ day of ______ ang Spackman

Chief, Water Al

Page 27 of 66

WATER RIGHT NO. 11-1023 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-1023 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO

C/O MARDEN PHELPS 125 N 5TH MONTPELIER ID 83254

Priority Date: July 07, 1892

Source: MONTPELIER CREEK		Tributary:	BEAR RIVER		
BENEFICIAL USE IRRIGATION	<u>From</u> 04/01 to	<u>To</u> 11/01	<u>Diversion Rate</u> 0.24 CFS 0.24 CFS	<u>Volume</u>	

LOCATION OF POINT(S) OF DIVERSION:

	MONTPELIER CREEK	NWNESW	Sec. 32	2 Twp 12S	Rge 45E	BEAR LAKE County
N	MONTPELIER CREEK	NENESW	Sec. 1	Twp 13S	Rge 44E	BEAR LAKE
ſ	MONTPELIER CREEK	NENESW	Sec. 1	Twp 13S	Rge 44E	BEAR LAKE County
ľ	MONTPELIER CREEK	SWSENE	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE County
ľ	MONTPELIER CREEK	SESENE	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE County
ľ	MONTPELIER CREEK	NESWNW	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE County
ſ	MONTPELIER CREEK	SWSENE	Sec. 3	Twp 13S	Rge 44E	BEAR LAKE County
I	MONTPELIER CREEK	NWNESE	Sec. 8	Twp 13S	Rge 44E	
ſ	MONTPELIER CREEK	NWNENE	Sec. 9	Twp 13S	Rge 44E	•
1	MONTPELIER CREEK	SWSWNW	Sec. 6	Twp 13S	Rge 45E	BEAR LAKE County
I	MONTPELIER CREEK	SWSWNW	Sec. 6	Twp 13S	Rge 45E	

- Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.

Page 28 of 66

WATER RIGHT NO. 11-1023 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- 3. 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.
- 4. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. This right does not grant any right-of-way or easement across the land of another.
- 6. Place of use is within the area served by Montpelier Irrigation Company.
- 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

____day of _____ Dated this ______ ang Spackman

Chief, Water Anocation Bureau

Page 29 of 66

WATER RIGHT NO. 11-1024 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-1024 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO

C/O MARDEN PHELPS 125 N 5TH MONTPELIER ID 83254

Priority Date: August 08, 1885

Source: MONTPELIER CREEK		Tributary:	BEAR RIVER		
BENEFICIAL USE IRRIGATION	<u>From</u> 04/01 to	<u>To</u> 11/01	<u>Diversion Rate</u> 0.50 CFS 0.50 CFS	<u>Volume</u>	

LOCATION OF POINT(S) OF DIVERSION:

LUCATION OF POINT(S) OF	F DIVERSION.				
MONTPELIER CREEK	NWNESW	Sec. 32	2 Twp 12S	Rge 45E	BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1	Twp 13S	Rge 44E	
MONTPELIER CREEK	NENESW	Sec. 1	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	SESENE	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	NESWNW	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 3	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	NWNESE	Sec. 8	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	NWNENE	Sec. 9	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6	Twp 13S	Rge 45E	BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6	Twp 13S	Rge 45E	•

- Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.

Page 30 of 66

WATER RIGHT NO. 11-1024 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- 3. 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.
- 4. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. This right does not grant any right-of-way or easement across the land of another.
- 6. Place of use is within the area served by Montpelier Irrigation Company.
- 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dated this <u>27</u>th day of <u>(Jelunauy</u>, 20<u>06</u>) ang Spackman

Chief, Water Auctation Bureau

Page 31 of 66

WATER RIGHT NO. 11-1025 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-1025 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO C/O MARDEN PHELPS 125 N 5TH MONTPELIER ID 83254

Priority Date: June 01, 1887

Source: MONTPELIER CREEK		Tributary:	BEAR RIVER		
	<u>From</u> 04/01 to	<u>To</u> 11/01	Diversion Rate 0.42 CFS	<u>Volume</u>	
IRRIGATION	04/01 10	11101	0.42 CFS		

LOCATION OF POINT(S) OF DIVERSION:

LUCATION OF FORM (S)			
MONTPELIER CREEK	NWNESW	Sec. 32 Twp 12S	Rge 45E BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SESENE	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NESWNW	Sec. 2 Twp 13S	
MONTPELIER CREEK	SWSENE	Sec. 3 Twp 13S	[*]
MONTPELIER CREEK	NWNESE	Sec. 8 Twp 13S	
MONTPELIER CREEK	NWNENE	Sec. 9 Twp 13S	·
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 13S	Rge 45E BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 13S	

- Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.

Page 32 of 66

WATER RIGHT NO. 11-1025 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more 3. than 3.5 afa per acre at the field headgate for irrigation of the lands above.
- 4. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. This right does not grant any right-of-way or easement across the land of another.
- Place of use is within the area served by Montpelier Irrigation Company.
- 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dated this 27th day of *Lelewary* ater Albocation Bureau

Chief, Water A

Page 33 of 66

WATER RIGHT NO. 11-1026 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-1026 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO C/O MARDEN PHELPS 125 N 5TH MONTPELIER ID 83254

Priority Date: June 01, 1890

Source: MONTPELIER CREEK		Tributary:	BEAR RIVER		
<u>BENEFICIAL USE</u> IRRIGATION	<u>From</u> 04/01 to	<u>To</u> 11/01	<u>Diversion Rate</u> 3.46 CFS 3.46 CFS	<u>Volume</u>	

LOCATION OF POINT(S) OF DIVERSION:

LOCATION OF POINT(S) OF					
MONTPELIER CREEK	NWNESW	Sec. 32	Twp 12S		BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec . 2	Twp 13S		BEAR LAKE County
MONTPELIER CREEK	SESENE	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	NESWNW	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 3	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	NWNESE	Sec. 8	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	NWNENE	Sec. 9	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6	Twp 13S	Rge 45E	BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6	Twp 13S	Rge 45E	

- Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.

Page 34 of 66

WATER RIGHT NO. 11-1026 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more 3. than 3.5 afa per acre at the field headgate for irrigation of the lands above.
- 4. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. This right does not grant any right-of-way or easement across the land of another.
- 6. Place of use is within the area served by Montpelier Irrigation Company.
- 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dated this <u>27</u> day of <u>Jelumany</u> Chief, Water Allocation Bureau

Page 35 of 66

WATER RIGHT NO. 11-1027 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-1027 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO C/O MARDEN PHELPS 125 N 5TH MONTPELIER ID 83254

Priority Date: June 01, 1864

Source: MONTPELIER CREEK		Tributary:	BEAR RIVER		
BENEFICIAL USE IRRIGATION	<u>From</u> 04/01 to	<u>To</u> 11/01	<u>Diversion Rate</u> 1.80 CFS 1.80 CFS	<u>Volume</u>	

LOCATION OF POINT(S) OF DIVERSION:

LUCATION OF POINT(3) OF	- DIVENSION.				
MONTPELIER CREEK	NWNESW	Sec. 32	Twp 12S	Rge 45E	BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec . 1	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	SESENE	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE
MONTPELIER CREEK	NESWNW	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 3	Twp 13S	Rge 44E	BEAR LAKE
MONTPELIER CREEK	NWNESE	Sec. 8	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	NWNENE	Sec. 9	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6	Twp 13S	Rge 45E	BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6	Twp 13S	Rge 45E	

- Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.

Page 36 of 66

WATER RIGHT NO. 11-1027 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- 3. 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.
- 4. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. This right does not grant any right-of-way or easement across the land of another.
- 6. Place of use is within the area served by Montpelier Irrigation Company.
- 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dated this <u>27 H</u> day of <u>Jelmany</u> Sang Spackman

Chief, Water Alecation
Page 37 of 66

WATER RIGHT NO. 11-1028 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-1028 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO C/O MARDEN PHELPS 125 N 5TH MONTPELIER ID 83254

Priority Date: June 01, 1871

Source: MONTPELIER CREEK	Tributary:	BEAR RIVER	
BENEFICIAL USEFromIRRIGATION04/01	<u>To</u> to 11/01	<u>Diversion Rate</u> 0.60 CFS 0.60 CFS	<u>Volume</u>

LOCATION OF POINT(S) OF DIVERSION:

LOCATION OF POINT(S) OF	· DIVERSIUN,		
MONTPELIER CREEK	NWNESW	Sec. 32 Twp 12S	Rge 45E BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SESENE	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NESWNW	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 3 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NWNESE	Sec. 8 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NWNENE	Sec. 9 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 13S	Rge 45E BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 13S	Rge 45E BEAR LAKE County

- Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.

Page 38 of 66

WATER RIGHT NO. 11-1028 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- 3. 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.
- 4. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. This right does not grant any right-of-way or easement across the land of another.
- 6. Place of use is within the area served by Montpelier Irrigation Company.
- 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dated this <u>27</u> day of <u>Jelimary</u> Day Specknar

Chief. Water

Page 39 of 66

WATER RIGHT NO. 11-1029 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-1029 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO C/O MARDEN PHELPS 125 N 5TH

MONTPELIER ID 83254

Priority Date: June 01, 1869

Source: MONTPELIER CRE	EK	Tributary:	BEAR RIVER	
BENEFICIAL USE	From	<u>To</u>	Diversion Rate	<u>Volume</u>
IRRIGATION	04/01 to	11/01	2.00 CFS	
			2.00 CFS	

LOCATION OF POINT(S) OF DIVERSION:

LUCATION OF FOINT			
MONTPELIER CREEK		Sec. 32 Twp 12S	Rge 45E BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	K NENESW	Sec. 1 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SESENE	Sec. 2 Twp 13S	_ · _ *
MONTPELIER CREEK	(NESWNW	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 3 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	K NWNESE	Sec. 8 Twp 13S	
MONTPELIER CREEK	K NWNENE	Sec. 9 Twp 13S	
MONTPELIER CREEK	K SWSWNW	Sec. 6 Twp 13S	Rge 45E BEAR LAKE County
MONTPELIER CREEP	K SWSWNW	Sec. 6 Twp 13S	

- Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.

Page 40 of 66

WATER RIGHT NO. 11-1029 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- 3. 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.
- Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. This right does not grant any right-of-way or easement across the land of another.
- 6. Place of use is within the area served by Montpelier Irrigation Company.
- 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dated this 27th day of <u>Feliniary</u> ang Spackman

Chief, Water Alacation Bureau

Page 41 of 66

WATER RIGHT NO. 11-1030 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-1030 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO

C/O MARDEN PHELPS 125 N 5TH MONTPELIER ID 83254

Priority Date: June 01, 1869

Source: MONTPELIER CREE	K	Tributary:	BEAR RIVER	
BENEFICIAL USE IRRIGATION	<u>From</u> 04/01 to	<u>To</u> 11/01	<u>Diversion Rate</u> 1.40 CFS 1.40 CFS	<u>Volume</u>

LOCATION OF POINT(S) OF DIVERSION:

MONTPELIER CREEK	NWNESW	Sec. 32 Twp 12S	Rge 45E BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SESENE	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NESWNW	Sec. 2 Twp 13S	
MONTPELIER CREEK	SWSENE	Sec. 3 Twp 13S	
MONTPELIER CREEK	NWNESE	Sec. 8 Twp 13S	· · · · · · · · · · · · · · · · · · ·
MONTPELIER CREEK	NWNENE	Sec. 9 Twp 13S	
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 13S	Rge 45E BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 13S	

- Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.

Page 42 of 66

WATER RIGHT NO. 11-1030 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- 3. 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.
- 4. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. This right does not grant any right-of-way or easement across the land of another.
- 6. Place of use is within the area served by Montpelier Irrigation Company.
- 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dated this ______ day of ______ an Spackman

Chief, Water Allocation Bureau

Page 43 of 66

WATER RIGHT NO. 11-1031 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-1031 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO C/O MARDEN PHELPS 125 N 5TH MONTPELIER ID 83254

Priority Date: June 01, 1869

Source: MONTPELIER CREE	K	Tributary:	BEAR RIVER	
BENEFICIAL USE IRRIGATION	<u>From</u> 04/01 to	<u>To</u> 11/01	<u>Diversion Rate</u> 0.70 CFS 0.70 CFS	<u>Volume</u>

LOCATION OF POINT(S) OF DIVERSION:

LOCATION OF POINT(3) OF			
MONTPELIER CREEK	NWNESW	Sec. 32 Twp 12S	Rge 45E BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SESENE	Sec. 2 Twp 13S	
MONTPELIER CREEK	NESWNW	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 3 Twp 13S	
MONTPELIER CREEK	NWNESE	Sec. 8 Twp 13S	
MONTPELIER CREEK	NWNENE	Sec. 9 Twp 13S	
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 13S	Rge 45E BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 13S	_ '

- Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.

Page 44 of 66

WATER RIGHT NO. 11-1031 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more 3. than 3.5 afa per acre at the field headgate for irrigation of the lands above.
- 4. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. This right does not grant any right-of-way or easement across the land of another.
- 6. Place of use is within the area served by Montpelier Irrigation Company.
- 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dated this 27th day of <u>Jelman</u> Chief, Water Aldcation Bureau

Page 45 of 66

WATER RIGHT NO. 11-1032 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-1032 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO C/O MARDEN PHELPS 125 N 5TH

MONTPELIER ID 83254

Priority Date: June 01, 1869

Source: MONTPELIER CR	EEK	Tributary:	BEAR RIVER	
BENEFICIAL USE	From	<u>To</u>	Diversion Rate	<u>Volume</u>
IRRIGATION	04/01 to	11/01	0.50 CFS	
			0.50 CFS	

LOCATION OF POINT(S) OF DIVERSION:

LOCATION OF POINT(5) OF			
MONTPELIER CREEK	NWNESW	Sec. 32 Twp 12S	Rge 45E BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SESENE	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NESWNW	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 3 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NWNESE	Sec. 8 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NWNENE	Sec. 9 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 13S	Rge 45E BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 13S	

- Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.

Page 46 of 66

WATER RIGHT NO. 11-1032 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- 3. 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.
- 4. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. This right does not grant any right-of-way or easement across the land of another.
- Place of use is within the area served by Montpelier Irrigation Company. 6.
- 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dated this 27th day of <u>Jelunary</u> _, 20_**06** ~ Sackman

Chief, Water

Page 47 of 66

WATER RIGHT NO. 11-1033 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-1033 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO C/O MARDEN PHELPS

125 N 5TH MONTPELIER ID 83254

Priority Date: June 01, 1885

Source: MONTPELIER CF	REEK	Tributary:	BEAR RIVER	
BENEFICIAL USE	<u>From</u>	<u>To</u>	Diversion Rate	<u>Volume</u>
IRRIGATION	04/01 to	11/01	6.40 CFS	
			6.40 CFS	

LOCATION OF POINT(S) OF DIVERSION:

LUCATION OF FUINT(3)			
MONTPELIER CREEK	NWNESW	Sec. 32 Twp 12S	Rge 45E BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SESENE	Sec. 2 Twp 13S	•
MONTPELIER CREEK	NESWNW	Sec. 2 Twp 13S	· · · · · · · · · · · · · · · · · · ·
MONTPELIER CREEK	SWSENE	Sec. 3 Twp 13S	······································
MONTPELIER CREEK	NWNESE	Sec. 8 Twp 13S	
MONTPELIER CREEK	NWNENE	Sec. 9 Twp 13S	
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 13S	Rge 45E BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 13S	· · _ · · · · · · · · · · · · · · · · ·

- Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.

Page 48 of 66

WATER RIGHT NO. 11-1033 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- 3. 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.
- 4. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. This right does not grant any right-of-way or easement across the land of another.
- 6. Place of use is within the area served by Montpelier Irrigation Company.
- 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dated this 27th day of <u>Jelmany</u> ang Spackman

Chief, Water Allocation Bureau

Page 49 of 66

WATER RIGHT NO. 11-1034 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-1034 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO

C/O MARDEN PHELPS 125 N 5TH MONTPELIER ID 83254

Priority Date: June 01, 1897

Source: MONTPELIER CREEK		ributary:	BEAR RIVER		
BENEFICIAL USE	From]	<u>Го</u>	Diversion Rate	<u>Volume</u>	
IRRIGATION	04/01 to 11	1/01	0.60 CFS		
			0.60 CFS		

LOCATION OF POINT(S) OF DIVERSION:

LUCATION OF	FOINT(3) OF	DIAPI/OLOH?				
MONTPELIER (•••		Sec. 32	Twp 12S	Rge 45E	BEAR LAKE County
MONTPELIER	CREEK	NENESW	Sec. 1	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER	CREEK	NENESW	Sec. 1	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER	CREEK	SWSENE	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER	CREEK	SESENE	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER	CREEK	NESWNW	Sec. 2	Twp 13S	Rge 44E	*
MONTPELIER	CREEK	SWSENE	Sec. 3	Twp 13S	Rge 44E	•
MONTPELIER	CREEK	NWNESE	Sec. 8	Twp 13S	Rge 44E	
MONTPELIER	CREEK	NWNENE	Sec. 9	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER	CREEK	SWSWNW	Sec. 6	Twp 13S	Rge 45E	BEAR LAKE County
MONTPELIER	CREEK	SWSWNW	Sec. 6	Twp 13S	Rge 45E	•

- Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.

Page 50 of 66

WATER RIGHT NO. 11-1034 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- 3. 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.
- 4. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. This right does not grant any right-of-way or easement across the land of another.
- 6. Place of use is within the area served by Montpelier Irrigation Company.
- 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dated this <u>27 th</u> day of <u>Jelennary</u> 20 06 ang Spackman

Chief, Water Auocation Bureau

Page 51 of 66

WATER RIGHT NO. 11-1035 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-1035 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO

C/O MARDEN PHELPS 125 N 5TH MONTPELIER ID 83254

Priority Date: June 01, 1885

BENEFICIAL USE From To Diversion Rate Volume	Source: MONTPELIER CREEK		Tributary:	BEAR RIVER		
IRRIGATION 04/01 to 11/01 2.70 CFS 2.70 CFS				2.70 CFS	<u>Volume</u>	

_ _ _ _ _ .. ._

LOCATION OF POINT(S) OF DIVERSION:

LUCATION OF	PUINT(3) UT					
MONTPELIER	CREEK	NWNESW	Sec. 32	Twp 12S	Rge 45E	BEAR LAKE County
MONTPELIER	CREEK	NENESW	Sec. 1	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER	CREEK	NENESW	Sec. 1	Twp 13S	Rge 44E	•
MONTPELIER	CREEK	SWSENE	Sec. 2	Twp 13S	Rge 44E	
MONTPELIER	CREEK	SESENE	Sec. 2	Twp 13S	Rge 44E	
MONTPELIER	CREEK	NESWNW	Sec. 2	Twp 13S	Rge 44E	
MONTPELIER	CREEK	SWSENE	Sec. 3	Twp 13S	Rge 44E	
MONTPELIER	CREEK	NWNESE	Sec. 8	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER	CREEK	NWNENE	Sec. 9	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER	CREEK	SWSWNW	Sec. 6	Twp 13S	Rge 45E	BEAR LAKE County
MONTPELIER	CREEK	SWSWNW	Sec. 6	Twp 13S	Rge 45E	BEAR LAKE County

- Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.

Page 52 of 66

WATER RIGHT NO. 11-1035 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- 3. 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.
- 4. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. This right does not grant any right-of-way or easement across the land of another.
- 6. Place of use is within the area served by Montpelier Irrigation Company.
- 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dated this 27th day of <u>Jelmany</u> an Spackman

Chief, Water Alecation Bureau

Page 53 of 66

WATER RIGHT NO. 11-1036 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-1036 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO C/O MARDEN PHELPS 125 N 5TH MONTPELIER ID 83254

Priority Date: June 01, 1895

Source: MONTPELIER CREEK		Tributary:	BEAR RIVER		
BENEFICIAL USE IRRIGATION	<u>From</u> 04/01 to	<u>To</u> 11/01	<u>Diversion Rate</u> 0.24 CFS 0.24 CFS	<u>Volume</u>	

LOCATION OF POINT(S) OF DIVERSION:

	N OF FOINT(3) O					
	IER CREEK	NWNESW	Sec. 32	2 Twp 12S	Rge 45E	BEAR LAKE County
MONTPEL		NENESW	Sec. 1	Twp 13S	Rge 44E	BEAR LAKE
MONTPEL	LIER CREEK	NENESW	Sec. 1	Twp 13S	Rge 44E	BEAR LAKE County
MONTPEL	LIER CREEK	SWSENE	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE County
MONTPEL	LIER CREEK	SESENE	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE County
MONTPEI	LIER CREEK	NESWNW	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE County
MONTPE	LIER CREEK	SWSENE	Sec. 3	Twp 13S	Rge 44E	BEAR LAKE County
MONTPEI	LIER CREEK	NWNESE	Sec. 8	Twp 13S	Rge 44E	•
MONTPE	LIER CREEK	NWNENE	Sec. 9	Twp 13S	Rge 44E	BEAR LAKE County
MONTPE	LIER CREEK	SWSWNW	Sec. 6	Twp 13S	Rge 45E	BEAR LAKE County
MONTPE	LIER CREEK	SWSWNW	Sec. 6	Twp 13S	Rge 45E	

- Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.

Page 54 of 66

WATER RIGHT NO. 11-1036 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more 3. than 3.5 afa per acre at the field headgate for irrigation of the lands above.
- 4. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. This right does not grant any right-of-way or easement across the land of another.
- 6. Place of use is within the area served by Montpelier Irrigation Company.
- 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dated this 27th day of <u>Jelimany</u> _, 20<u>*0(ø*</u> Chief, Water Alucation Bureau

Page 55 of 66

WATER RIGHT NO. 11-1037 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-1037 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO C/O MARDEN PHELPS 125 N 5TH MONTPELIER ID 83254

Priority Date: May 20, 1873

Source: MONTPELIER CREEK		Tributary:	BEAR RIVER		
BENEFICIAL USE	From	<u>To</u>	Diversion Rate	<u>Volume</u>	
IRRIGATION	04/01 to	11/01	2.40 CFS		
			2.40 CFS		

LOCATION OF POINT(S) OF DIVERSION:

LUCATION OF FY						
MONTPELIER CR	• •		Sec. 32	Twp 12S		BEAR LAKE County
MONTPELIER CR	REEK	NENESW	Sec. 1	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CF	REEK	NENESW	Sec. 1	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CF	REEK	SWSENE	Sec. 2	Twp 13S		BEAR LAKE County
MONTPELIER CF	REEK	SESENE	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CF	REEK	NESWNW	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CF	REEK	SWSENE	Sec. 3	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CF	REEK	NWNESE	Sec. 8	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CF	REEK	NWNENE	Sec. 9	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER CF	REEK	SWSWNW	Sec. 6	Twp 13S	Rge 45E	BEAR LAKE County
MONTPELIER CF	REEK	SWSWNW	Sec. 6	Twp 13S	Rge 45E	BEAR LAKE County

- Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.

Page 56 of 66

WATER RIGHT NO. 11-1037 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more 3. than 3.5 afa per acre at the field headgate for irrigation of the lands above.
- 4. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. This right does not grant any right-of-way or easement across the land of another.
- 6. Place of use is within the area served by Montpelier Irrigation Company.
- 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dated this 27th day of *Albrucy* Chief, Water Allocation Bureau

Page 57 of 66

WATER RIGHT NO. 11-1038 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-1038 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO C/O MARDEN PHELPS

125 N 5TH MONTPELIER ID 83254

Priority Date: April 01, 1884

Source: MONTPELIER CREEK		Tributary:	BEAR RIVER		
BENEFICIAL USE	From	<u>To</u>	Diversion Rate	Volume	
IRRIGATION	04/01 to	11/01	1.04 CFS		
			1.04 CFS		

LOCATION OF POINT(S) OF DIVERSION:

LUCATION OF POINT(S)			
MONTPELIER CREEK	NWNESW	Sec. 32 Twp 12S	Rge 45E BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	•
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	
MONTPELIER CREEK	SWSENE	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SESENE	Sec. 2 Twp 13S	·
MONTPELIER CREEK	NESWNW	Sec. 2 Twp 13S	
MONTPELIER CREEK	SWSENE	Sec. 3 Twp 13S	
MONTPELIER CREEK	NWNESE	Sec. 8 Twp 13S	_ •
MONTPELIER CREEK	NWNENE	Sec. 9 Twp 13S	•
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 13S	Rge 45E BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 13S	

- Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.

Page 58 of 66

WATER RIGHT NO. 11-1038 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- 3. 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.
- 4. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. This right does not grant any right-of-way or easement across the land of another.
- 6. Place of use is within the area served by Montpelier Irrigation Company.
- 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dated this _ 27 4 day of Julinuary ang Speckmen

Chief, Water Auocation Bureau

Page 59 of 66

WATER RIGHT NO. 11-1039 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-1039 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO C/O MARDEN PHELPS 125 N 5TH MONTPELIER ID 83254

Priority Date: May 01, 1895

Source: MONTPELIER CREEK		Tributary:	BEAR RIVER		
BENEFICIAL USE	From	To	Diversion Rate	<u>Volume</u>	
IRRIGATION	04/01 to	11/01	0.40 CFS		
			0.40 CFS		

LOCATION OF POINT(S) OF DIVERSION:

LUCATION OF I						
MONTPELIER C	• •		Sec. 32	Twp 12S		BEAR LAKE County
MONTPELIER C	REEK	NENESW	Sec. 1	Twp 13S		BEAR LAKE County
MONTPELIER C	REEK	NENESW	Sec. 1	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER C	REEK	SWSENE	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER C	REEK	SESENE	Sec. 2	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER C	REEK	NESWNW	Sec. 2	Twp 13S	Rge 44E	
MONTPELIER C	CREEK	SWSENE	Sec. 3	Twp 13S	Rge 44E	
	CREEK	NWNESE	Sec. 8	Twp 13S	Rge 44E	
MONTPELIER (CREEK	NWNENE	Sec. 9	Twp 13S	Rge 44E	BEAR LAKE County
MONTPELIER (CREEK	SWSWNW	Sec. 6	Twp 13S	Rge 45E	BEAR LAKE County
	CREEK	SWSWNW	Sec. 6	Twp 13S	Rge 45E	BEAR LAKE County

- Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.

Page 60 of 66

WATER RIGHT NO. 11-1039 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- 3. 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.
- 4. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. This right does not grant any right-of-way or easement across the land of another.
- 6. Place of use is within the area served by Montpelier Irrigation Company.
- 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dated this <u>274</u> day of <u>felorucing</u> any Spackman

Chief, Water Abocation Bureau

Page 61 of 66

WATER RIGHT NO. 11-1040 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-1040 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO C/O MARDEN PHELPS 125 N 5TH MONTPELIER ID 83254

Priority Date: April 23, 1886

Source: MONTPELIER CREE	ΞK	Tributary:	BEAR RIVER		
BENEFICIAL USE	<u>From</u> 04/01 to	<u>To</u> 11/01	Diversion Rate 3.00 CFS	<u>Volume</u>	
IRRIGATION	04/01 10	11/01	3.00 CFS		

_ _ . _ _ ...

LOCATION OF POINT(S) OF DIVERSION:

LULATION OF POIN			
MONTPELIER CREE	•••	Sec. 32 Twp 12S	Rge 45E BEAR LAKE County
MONTPELIER CREE	EK NENESW	Sec. 1 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREE	EK NENESW	Sec. 1 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREE	EK SWSENE	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREE	EK SESENE	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREE	EK NESWNW	Sec. 2 Twp 13S	·
MONTPELIER CREI	EK SWSENE	Sec. 3 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREI	EK NWNESE	Sec. 8 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CRE	EK NWNENE	Sec. 9 Twp 13S	•
MONTPELIER CRE	EK SWSWNW	Sec. 6 Twp 13S	Rge 45E BEAR LAKE County
MONTPELIER CRE	EK SWSWNW	Sec. 6 Twp 13S	Rge 45E BEAR LAKE County

- Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.

Page 62 of 66

WATER RIGHT NO. 11-1040 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more 3. than 3.5 afa per acre at the field headgate for irrigation of the lands above.
- 4. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. This right does not grant any right-of-way or easement across the land of another.
- 6. Place of use is within the area served by Montpelier Irrigation Company.
- 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dated this ______ day of ______ Chief, Water Albocation Bureau

Page 63 of 66

WATER RIGHT NO. 11-1041 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-1041 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO

C/O MARDEN PHELPS 125 N 5TH MONTPELIER ID 83254

Priority Date: June 01, 1890

Source: MONTPELIER CREE	ΕK	Tributary:	BEAR RIVER	
BENEFICIAL USE IRRIGATION	<u>From</u> 04/01 to	<u>To</u> 11/01	<u>Diversion Rate</u> 1.10 CFS 1.10 CFS	<u>Volume</u>

LOCATION OF POINT(S) OF DIVERSION:

LOCATION OF POINT(S) OF			
MONTPELIER CREEK	NWNESW	Sec. 32 Twp 12S	Rge 45E BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SESENE	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NESWNW	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 3 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NWNESE	Sec. 8 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NWNENE	Sec. 9 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 13S	Rge 45E BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 13S	

- Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.

Page 64 of 66

WATER RIGHT NO. 11-1041 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- 3. 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.
- 4. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. This right does not grant any right-of-way or easement across the land of another.
- 6. Place of use is within the area served by Montpelier Irrigation Company.
- 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dated this 27th day of <u>Jeleviary</u> ang Spackman

Chief, Water Allocation Bureau

Page 65 of 66

WATER RIGHT NO. 11-2159 As Modified by Transfer No. 71529

In accordance with the approval of Transfer No. 71529, Water Right No. 11-2159 is now described as follows.

Right Holder: MONTPELIER IRRIGATION CO C/O MARDEN PHELPS 125 N 5TH MONTPELIER ID 83254

Priority Date: March 20, 1963

Source:MONTPELIER CREEKTributary:BEAR RIVERBENEFICIAL USEFromToDiversion RateVolumeIRRIGATION STORAGE01/01 to12/313,840.0 AFIRRIGATION FROM04/15 to10/153,840.0 AFSTORAGE3,840.0 AF3,840.0 AF

LOCATION OF POINT(S) O	F DIVERSION:		
MONTPELIER CREEK	NWNESW	Sec. 32 Twp 12S	
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	County Rge 44E BEAR LAKE
MONTH EELER OKEEK		- •	County
MONTPELIER CREEK	NENESW	Sec. 1 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSENE	Sec. 2 Twp 13S	Rge 44E BEAR LAKE
			County
MONTPELIER CREEK	SESENE	Sec. 2 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NESWNW	Sec. 2 Twp 13S	Rge 44E BEAR LAKE
			County
MONTPELIER CREEK	SWSENE	Sec. 3 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	NWNESE	Sec. 8 Twp 13S	Rge 44E BEAR LAKE
			County
MONTPELIER CREEK	NWNENE	Sec. 9 Twp 13S	Rge 44E BEAR LAKE County
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 13S	
			County
MONTPELIER CREEK	SWSWNW	Sec. 6 Twp 13S	Rge 45E BEAR LAKE County

PLACE OF U	SE:	IRR	IGA	FION	STORAGE		014/		SE	1
Twp Rge Sec	NE	NI INW I		ISE I	NW NE <u>NW </u>		SW NE <u>NW SW SE </u>	<u>NE </u>		SE Totals
12S 45E 22	X	1 1999 1	<u></u>	X		<u> </u>		ΪX Ι		X
12S 45E 23]			I	i x	x	x	i 1		Ì
12S 45E 27	 X 	х	х	х			, 	ίx Ι	х	Ì

Total Acres: 3750

Page 66 of 66

WATER RIGHT NO: 11-2159 As Modified by Transfer No. 71529

CONDITIONS OF APPROVAL

- Rights 11-1012, 11-1013, 11-1014, 11-1015, 11-1016, 11-1017, 11-1018, 11-1019, 11-1020, 11-1021, 11-1022, 11-1023, 11-1024, 11-1025, 11-1026, 11-1027, 11-1028, 11-1029, 11-1030, 11-1031, 11-1032, 11-1033, 11-1034, 11-1035, 11-1036, 11-1037, 11-1038, 11-1039, 11-1040, 11-1041 and 11-2159 when combined shall not exceed a total diversion rate of 96.48 cfs, and the irrigation of 5580.0 acres.
- 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. 11H.
- 3. 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.
- Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 5. This right does not grant any right-of-way or easement across the land of another.
- 6. Place of use is within the area served by Montpelier Irrigation Company.
- 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Dated this <u>274</u> day of <u>feliment</u> Sackman

Chief, Water Auctation Bureau