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STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**TRANSFER OF WATER RIGHT**  
TRANSFER NO. 68938

This is to certify that: PETER J GRUSH  
2025 S HWY 81  
MALTA ID 83342  
(208)645-2361

And/Or

SYLVIA GRUSH  
2025 S HWY 81  
MALTA ID 83342  
(208)645-2321

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

**Summary of Water Rights Before the Proposed Change**

| <u>Right</u> | <u>Origin/Basis</u> | <u>Priority</u> | <u>Rate</u> | <u>Volume</u> | <u>Acres</u> | <u>Total</u> | <u>Source</u> |
|--------------|---------------------|-----------------|-------------|---------------|--------------|--------------|---------------|
| 43-2456      | WR/Decreed          | 02/18/1957      | 1.6 cfs     | 916 af        |              | 229.0        | GROUND WATER  |
| 43-165C      | WR/Decreed          | 04/01/1871      | 0.61 cfs    | 75 af         |              | 229.0        | RAFT RIVER    |
| 43-168C      | WR/Decreed          | 04/01/1879      | 1.83 cfs    | 333.9 af      |              | 229.0        | RAFT RIVER    |
| 43-10605     | WR/Decreed          | 06/30/1985      | 0.43 cfs    | N/A           | 32.0         | 230.0        | GROUND WATER  |
| 43-11286     | WR/Decreed          | 04/01/1881      | 0.46 cfs    | N/A           | 78.0         | 230.0        | RAFT RIVER    |
| 43-10789     | WR/Decreed          | 04/01/1871      | 1.41 cfs    | 254.5 af      |              | 229.0        | RAFT RIVER    |
| 43-11284     | WR/Decreed          | 04/01/1871      | 0.5 cfs     | N/A           | 78.0         | 230.0        | RAFT RIVER    |
| 43-11283     | WR/Decreed          | 04/01/1871      | 0.174 cfs   | N/A           | 78.0         | 230.0        | RAFT RIVER    |
| 43-11292     | WR/Decreed          | 04/01/1871      | 0.1 cfs     | 42.2 af       |              | 229.0        | RAFT RIVER    |
| 43-11287     | WR/Decreed          | 04/01/1881      | 0.67 cfs    | N/A           | 39.0         | 230.0        | RAFT RIVER    |
| 43-11285     | WR/Decreed          | 04/01/1871      | 0.24 cfs    | N/A           | 78.0         | 230.0        | RAFT RIVER    |
| 43-172C      | WR/Decreed          | 04/01/1879      | 0.61 cfs    | 221.4 af      |              | 229.0        | RAFT RIVER    |
| 43-178D      | WR/Decreed          | 12/12/1911      | 3.2 cfs     | 916 af        |              | 229.0        | RAFT RIVER    |
| 43-2414      | WR/Decreed          | 12/08/1954      | 3.1 cfs     | 792 af        | 198.0        | 230.0        | GROUND WATER  |
| 43-2367      | WR/Decreed          | 10/23/1951      | 2.18 cfs    | 584 af        | 146.0        | 229.0        | GROUND WATER  |
| 43-169E      | WR/Decreed          | 06/01/1879      | 1.37 cfs    | 497.3 af      |              | 229.0        | RAFT RIVER    |
| 43-11291     | WR/Decreed          | 04/01/1871      | 0.1 cfs     | 12.3 af       |              | 229.0        | RAFT RIVER    |
| 43-10608     | WR/Decreed          | 12/12/1911      | 3.2 cfs     | N/A           | 77.0         | 230.0        | RAFT RIVER    |

**Purpose of Transfer (Changes Proposed)**

| <u>Current Number</u> | <u>Split</u> | <u>POD</u> | <u>POU</u> | <u>Add POD</u> | <u>Period of Use</u> | <u>Nature of Use</u> |
|-----------------------|--------------|------------|------------|----------------|----------------------|----------------------|
| 43-2456               | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 43-165C               | NO           | YES        | YES        | NO             | NO                   | NO                   |
| 43-168C               | NO           | YES        | YES        | NO             | NO                   | NO                   |
| 43-10605              | NO           | YES        | YES        | NO             | NO                   | NO                   |

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**TRANSFER OF WATER RIGHT**  
**TRANSFER NO. 68938**

| <u>Current Number</u> | <u>Split</u> | <u>POD</u> | <u>POU</u> | <u>Add POD</u> | <u>Period of Use</u> | <u>Nature of Use</u> |
|-----------------------|--------------|------------|------------|----------------|----------------------|----------------------|
| 43-11286              | NO           | YES        | YES        | NO             | NO                   | NO                   |
| 43-10789              | NO           | YES        | YES        | NO             | NO                   | NO                   |
| 43-11284              | NO           | YES        | YES        | NO             | NO                   | NO                   |
| 43-11283              | NO           | YES        | YES        | NO             | NO                   | NO                   |
| 43-11292              | NO           | YES        | YES        | NO             | NO                   | NO                   |
| 43-11287              | NO           | YES        | YES        | NO             | NO                   | NO                   |
| 43-11285              | NO           | YES        | YES        | NO             | NO                   | NO                   |
| 43-172C               | NO           | YES        | YES        | NO             | NO                   | NO                   |
| 43-178D               | NO           | YES        | YES        | NO             | NO                   | NO                   |
| 43-2414               | NO           | YES        | YES        | NO             | NO                   | NO                   |
| 43-2367               | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 43-169E               | NO           | YES        | YES        | NO             | NO                   | NO                   |
| 43-11291              | NO           | YES        | YES        | NO             | NO                   | NO                   |
| 43-10608              | NO           | YES        | YES        | NO             | NO                   | NO                   |

**Summary of Water Rights After the Approved Change**

| <u>Existing Right</u> | <u>New No. (changed portion)</u> | <u>Transfer Rate</u> | <u>Transfer Volume</u> | <u>Acre Limit</u> | <u>Total Acres</u> | <u>New No. (remaining portion)</u> | <u>Remaining Rate</u> | <u>Remaining Volume</u> | <u>Remaining Acre Limit</u> | <u>Remaining Total Acres</u> |
|-----------------------|----------------------------------|----------------------|------------------------|-------------------|--------------------|------------------------------------|-----------------------|-------------------------|-----------------------------|------------------------------|
| 43-2456               | 43-2456                          | 1.60 cfs             | 916.0 af               | 229.0             | 459.0              |                                    | N/A                   | N/A                     | N/A                         | N/A                          |
| 43-165C               | 43-165C                          | 0.61 cfs             | 75.0 af                | 229.0             | 459.0              |                                    | N/A                   | N/A                     | N/A                         | N/A                          |
| 43-168C               | 43-168C                          | 1.83 cfs             | 333.9 af               | 229.0             | 459.0              |                                    | N/A                   | N/A                     | N/A                         | N/A                          |
| 43-10605              | 43-10605                         | 0.43 cfs             | N/A                    | 32.0              | 459.0              |                                    | N/A                   | N/A                     | N/A                         | N/A                          |
| 43-11286              | 43-11286                         | 0.46 cfs             | N/A                    | 78.0              | 459.0              |                                    | N/A                   | N/A                     | N/A                         | N/A                          |
| 43-10789              | 43-10789                         | 1.41 cfs             | 254.5 af               | 229.0             | 459.0              |                                    | N/A                   | N/A                     | N/A                         | N/A                          |
| 43-11284              | 43-11284                         | 0.50 cfs             | N/A                    | 78.0              | 459.0              |                                    | N/A                   | N/A                     | N/A                         | N/A                          |
| 43-11283              | 43-11283                         | 0.17 cfs             | N/A                    | 78.0              | 459.0              |                                    | N/A                   | N/A                     | N/A                         | N/A                          |
| 43-11292              | 43-11292                         | 0.10 cfs             | 42.2 af                | 229.0             | 459.0              |                                    | N/A                   | N/A                     | N/A                         | N/A                          |
| 43-11287              | 43-11287                         | 0.67 cfs             | N/A                    | 39.0              | 459.0              |                                    | N/A                   | N/A                     | N/A                         | N/A                          |
| 43-11285              | 43-11285                         | 0.24 cfs             | N/A                    | 78.0              | 459.0              |                                    | N/A                   | N/A                     | N/A                         | N/A                          |
| 43-172C               | 43-172C                          | 0.61 cfs             | 221.4 af               | 229.0             | 459.0              |                                    | N/A                   | N/A                     | N/A                         | N/A                          |
| 43-178D               | 43-178D                          | 3.20 cfs             | 916.0 af               | 229.0             | 459.0              |                                    | N/A                   | N/A                     | N/A                         | N/A                          |
| 43-2414               | 43-2414                          | 3.10 cfs             | 792.0 af               | 198.0             | 459.0              |                                    | N/A                   | N/A                     | N/A                         | N/A                          |
| 43-2367               | 43-2367                          | 2.18 cfs             | 584.0 af               | 146.0             | 459.0              |                                    | N/A                   | N/A                     | N/A                         | N/A                          |
| 43-169E               | 43-169E                          | 1.37 cfs             | 497.3 af               | 229.0             | 459.0              |                                    | N/A                   | N/A                     | N/A                         | N/A                          |
| 43-11291              | 43-11291                         | 0.10 cfs             | 12.3 af                | 229.0             | 459.0              |                                    | N/A                   | N/A                     | N/A                         | N/A                          |
| 43-10608              | 43-10608                         | 3.20 cfs             | N/A                    | 77.0              | 459.0              |                                    | N/A                   | N/A                     | N/A                         | N/A                          |
| <b>TOTALS</b>         |                                  | <b>9.82 cfs</b>      | <b>1836.0 af</b>       | <b>459.0</b>      | <b>459.0</b>       |                                    | <b>N/A</b>            | <b>N/A</b>              | <b>N/A</b>                  | <b>N/A</b>                   |

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
TRANSFER OF WATER RIGHT  
TRANSFER NO. 68938

Detailed Water Right Description(s) attached

Dated this 13<sup>th</sup> day of September, 2002  
J. Allen Saylor  
Chief, Water Allocation Bureau

**WATER RIGHT NO. 43-2414**  
**As Modified by Transfer No. 68938**

In accordance with the approval of Transfer No. 68938, Water Right No. 43-2414 is now described as follows.

**Right Holder:** SYLVIA GRUSH  
 2025 S HWY 81  
 MALTA ID 83342

And/Or

PETER J GRUSH  
 2025 S HWY 81  
 MALTA ID 83342

**Priority Date:** 12/08/1954

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-----------------------|-----------------------|---------------|
| IRRIGATION            | 03/15 to 11/15        | 3.10 CFS              | 792.0 AF      |
|                       |                       | 3.10 CFS              | 792.0 AF      |

**LOCATION OF POINT(S) OF DIVERSION:**

GROUND WATER                      SWSESE Sec. 7 Twp 14S Rge 27E CASSIA County

GROUND WATER                      SESESE Sec. 18 Twp 14S Rge 27E CASSIA County

**PLACE OF USE:** IRRIGATION

| Twp | Rge | Sec | NE   |      |      |      | NW |    |    |    | SW |    |    |    | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|----|----|----|----|----|----|----|----|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE | NW | SW | SE | NE | NW | SW | SE | NE   | NW   | SW   | SE   |        |
| 14S | 27E | 7   |      |      | 38.0 | 33.0 |    |    |    |    |    |    |    |    | 39.0 | 40.0 | 40.0 | 39.0 | 229.0  |
| 14S | 27E | 18  | 39.0 | 39.0 | 36.0 | 39.0 |    |    |    |    |    |    |    |    | 39.0 |      |      | 38.0 | 230.0  |

Total Acres: 459

1. This right is limited to the irrigation of 198 acres within the place of use described above in a single irrigation season.
2. Rights 43-2414 and 43-10605 when combined shall not exceed a total diversion rate of 3.10 cfs, a total annual maximum diversion volume of 792 af at the field headgate, and the irrigation of 230 acres.
3. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, and 43-11287 when combined shall not exceed the irrigation of 230 acres in a single irrigation season.

**WATER RIGHT NO. 43-2414**  
**As Modified by Transfer No. 68938**

**CONDITIONS OF APPROVAL**

4. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion, a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
6. Right 43-10605 is an expansion of right 43-2414 pursuant to section 42-1416B Idaho Code.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 13<sup>th</sup> day of September, 2002

  
Chief, Water Allocation Bureau

**WATER RIGHT NO. 43-10605**

**As Modified by Transfer No. 68938**

In accordance with the approval of Transfer No. 68938, Water Right No. 43-10605 is now described as follows.

**Right Holder:** SYLVIA GRUSH  
2025 S HWY 81  
MALTA ID 83342

And/Or

PETER J GRUSH  
2025 S HWY 81  
MALTA ID 83342

**Priority Date:** 06/30/1985

**Source:** GROUNDWATER

**Tributary:** SNAKE RIVER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 03/15       | to 11/15  | 0.43 CFS              |               |
|                       |             |           | 0.43 CFS              |               |

**LOCATION OF POINT(S) OF DIVERSION:**

GROUND WATER                      SWSESE Sec. 7 Twp 14S Rge 27E CASSIA County

GROUND WATER                      SESESE Sec. 18 Twp 14S Rge 27E CASSIA County

**PLACE OF USE:** IRRIGATION

| Twp | Rge | Sec | NE   |      |      |      | NW |    |    |    | SW |    |    |      | SE   |      |      |       | Totals |
|-----|-----|-----|------|------|------|------|----|----|----|----|----|----|----|------|------|------|------|-------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE | NW | SW | SE | NE | NW | SW | SE   | NE   | NW   | SW   | SE    |        |
| 14S | 27E | 7   |      |      | 38.0 | 33.0 |    |    |    |    |    |    |    |      | 39.0 | 40.0 | 40.0 | 39.0  | 229.0  |
| 14S | 27E | 18  | 39.0 | 39.0 | 36.0 | 39.0 |    |    |    |    |    |    |    | 39.0 |      |      | 38.0 | 230.0 |        |

Total Acres: 459

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 32 acres within the place of use described above in a single irrigation season.
2. Rights 43-10605 and 43-2414 when combined shall not exceed a total diversion rate of 3.10 cfs, a total annual maximum diversion volume of 792 af at the field headgate, and the irrigation of 230 acres.
3. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, and 43-11287 when combined shall not exceed the irrigation of 230 acres in a single irrigation season.

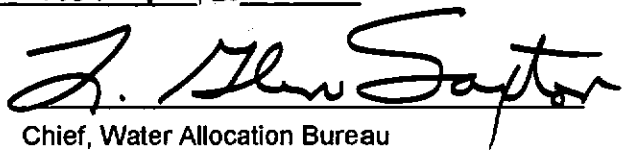
**WATER RIGHT NO. 43-10605**  
**As Modified by Transfer No. 68938**

**CONDITIONS OF APPROVAL**

4. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion, a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
6. Right 43-10605 is an expansion of right 43-2414 pursuant to section 42-1416B Idaho Code.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 13<sup>th</sup> day of September, 2002

  
Chief, Water Allocation Bureau

**WATER RIGHT NO. 43-10608**  
**As Modified by Transfer No. 68938**

In accordance with the approval of Transfer No. 68938, Water Right No. 43-10608 is now described as follows.

**Right Holder:** PETER J GRUSH  
 2025 S HWY 81  
 MALTA ID 83342

And/Or

SYLVIA GRUSH  
 2025 S HWY 81  
 MALTA ID 83342

**Priority Date:** 12/12/1911

**Source:** RAFT RIVER

**Tributary:** SNAKE RIVER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 03/15       | to 11/15  | 3.20 CFS              |               |
|                       |             |           | 3.20 CFS              |               |

**LOCATION OF POINT(S) OF DIVERSION:**

RAFT RIVER SWSWSE Sec. 7 Twp 14S Rge 27E CASSIA County

**PLACE OF USE:** IRRIGATION

| Twp | Rge | Sec | NE   |      |      |      | NW |    |    |    | SW |    |    |    | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|----|----|----|----|----|----|----|----|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE | NW | SW | SE | NE | NW | SW | SE | NE   | NW   | SW   | SE   |        |
| 14S | 27E | 7   |      |      | 38.0 | 33.0 |    |    |    |    |    |    |    |    | 39.0 | 40.0 | 40.0 | 39.0 | 229.0  |
| 14S | 27E | 18  | 39.0 | 39.0 | 36.0 | 39.0 |    |    |    |    |    |    |    |    | 39.0 |      |      | 38.0 | 230.0  |

Total Acres: 459

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 77 acres within the place of use described above in a single irrigation season.
2. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, and 43-11287 when combined shall not exceed the irrigation of 230 acres in a single irrigation season.
3. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165 C, 43-168 C, 43-169 E, 43-172 C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion, a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.

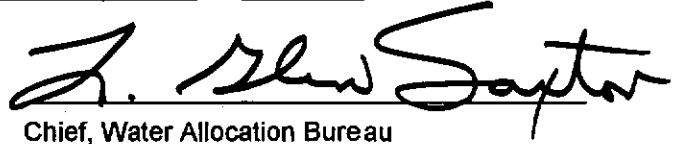
**WATER RIGHT NO. 43-10608**  
**As Modified by Transfer No. 68938**

**CONDITIONS OF APPROVAL**

4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 43-B.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall accomplish the change authorized by this transfer within one (1) 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.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 13<sup>th</sup> day of September, 2002

  
Chief, Water Allocation Bureau

**WATER RIGHT NO. 43-11287**  
**As Modified by Transfer No. 68938**

In accordance with the approval of Transfer No. 68938, Water Right No. 43-11287 is now described as follows.

**Right Holder:** SYLVIA T GRUSH  
 2025 S HWY 81  
 MALTA ID 83342

And/Or

PETER J GRUSH  
 2025 S HWY 81  
 MALTA ID 83342

**Priority Date:** 04/01/1881

**Source:** RAFT RIVER

**Tributary:** SNAKE RIVER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 04/01       | to 10/01  | 0.67 CFS              |               |
|                       |             |           | 0.67 CFS              |               |

**LOCATION OF POINT(S) OF DIVERSION:**

RAFT RIVER SWSWSE Sec. 7 Twp 14S Rge 27E CASSIA County

**PLACE OF USE:** IRRIGATION

| Twp | Rge | Sec | NE   |      |      |      | NW |    |    |    | SW |    |    |    | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|----|----|----|----|----|----|----|----|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE | NW | SW | SE | NE | NW | SW | SE | NE   | NW   | SW   | SE   |        |
| 14S | 27E | 7   |      |      | 38.0 | 33.0 |    |    |    |    |    |    |    |    | 39.0 | 40.0 | 40.0 | 39.0 | 229.0  |
| 14S | 27E | 18  | 39.0 | 39.0 | 36.0 | 39.0 |    |    |    |    |    |    |    |    | 39.0 |      |      | 38.0 | 230.0  |

Total Acres: 459

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 39 acres within the place of use described above in a single irrigation season.
2. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, and 43-11287 when combined shall not exceed the irrigation of 230 acres in a single irrigation season.
3. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion, a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.

**WATER RIGHT NO. 43-11287**  
**As Modified by Transfer No. 68938**

**CONDITIONS OF APPROVAL**

4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 43-B.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall accomplish the change authorized by this transfer within one (1) 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.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 13<sup>th</sup> day of September, 2002

  
Chief, Water Allocation Bureau

**WATER RIGHT NO. 43-11286**  
**As Modified by Transfer No. 68938**

In accordance with the approval of Transfer No. 68938, Water Right No. 43-11286 is now described as follows.

**Right Holder:** PETER J GRUSH  
 2025 S HWY 81  
 MALTA ID 83342

And/Or

SYLVIA T GRUSH  
 2025 S HWY 81  
 MALTA ID 83342

**Priority Date:** 04/01/1881

**Source:** RAFT RIVER

**Tributary:** SNAKE RIVER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 07/01       | to 10/01  | 0.46 CFS              |               |
|                       |             |           | 0.46 CFS              |               |

**LOCATION OF POINT(S) OF DIVERSION:**

RAFT RIVER SWSWSE Sec. 7 Twp 14S Rge 27E CASSIA County

**PLACE OF USE:** IRRIGATION

| Twp | Rge | Sec | NE   |      |      |      | NW |    |    |    | SW |    |    |    | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|----|----|----|----|----|----|----|----|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE | NW | SW | SE | NE | NW | SW | SE | NE   | NW   | SW   | SE   |        |
| 14S | 27E | 7   |      |      | 38.0 | 33.0 |    |    |    |    |    |    |    |    | 39.0 | 40.0 | 40.0 | 39.0 | 229.0  |
| 14S | 27E | 18  | 39.0 | 39.0 | 36.0 | 39.0 |    |    |    |    |    |    |    |    | 39.0 |      |      | 38.0 | 230.0  |

Total Acres: 459

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 78 acres within the place of use described above in a single irrigation season.
2. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, and 43-11287 when combined shall not exceed the irrigation of 230 acres in a single irrigation season.
3. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion, a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.

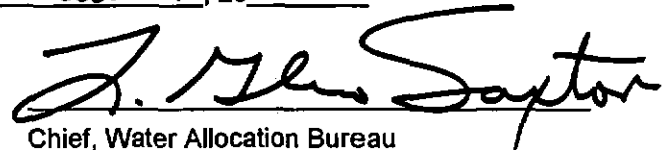
**WATER RIGHT NO. 43-11286**  
**As Modified by Transfer No. 68938**

**CONDITIONS OF APPROVAL**

4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 43-B.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall accomplish the change authorized by this transfer within one (1) 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.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 13<sup>th</sup> day of September, 2002

  
Chief, Water Allocation Bureau

**WATER RIGHT NO. 43-11283**  
**As Modified by Transfer No. 68938**

In accordance with the approval of Transfer No. 68938, Water Right No. 43-11283 is now described as follows.

**Right Holder:** PETER J GRUSH  
 2025 S HWY 81  
 MALTA ID 83342

And/Or

SYLVIA GRUSH  
 2025 S HWY 81  
 MALTA ID 83342

**Priority Date:** 04/01/1871

**Source:** RAFT RIVER

**Tributary:** SNAKE RIVER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 04/30       | 07/01     | 0.17 CFS              |               |
|                       |             |           | 0.17 CFS              |               |

**LOCATION OF POINT(S) OF DIVERSION:**

RAFT RIVER SWSWSE Sec. 7 Twp 14S Rge 27E CASSIA County

**PLACE OF USE:** IRRIGATION

| Twp Rge Sec | NE   |      |      |      | NW |    |    |    | SW |    |    |    | SE   |      |      |      | Totals |
|-------------|------|------|------|------|----|----|----|----|----|----|----|----|------|------|------|------|--------|
|             | NE   | NW   | SW   | SE   | NE | NW | SW | SE | NE | NW | SW | SE | NE   | NW   | SW   | SE   |        |
| 14S 27E 7   |      |      | 38.0 | 33.0 |    |    |    |    |    |    |    |    | 39.0 | 40.0 | 40.0 | 39.0 | 229.0  |
| 14S 27E 18  | 39.0 | 39.0 | 36.0 | 39.0 |    |    |    |    |    |    |    |    | 39.0 |      |      | 38.0 | 230.0  |

Total Acres: 459

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 78 acres within the place of use described above in a single irrigation season.
2. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, and 43-11287 when combined shall not exceed the irrigation of 230 acres in a single irrigation season.
3. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion, a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.

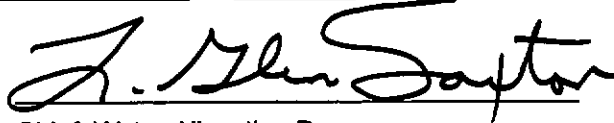
**WATER RIGHT NO. 43-11283**  
**As Modified by Transfer No. 68938**

**CONDITIONS OF APPROVAL**

4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 43-B.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall accomplish the change authorized by this transfer within one (1) 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.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 13<sup>th</sup> day of September, 2002

  
Chief, Water Allocation Bureau

**WATER RIGHT NO. 43-11284**  
**As Modified by Transfer No. 68938**

In accordance with the approval of Transfer No. 68938, Water Right No. 43-11284 is now described as follows.

**Right Holder:** SYLVIA GRUSH  
 2025 S HWY 81  
 MALTA ID 83342

And/Or

PETER J GRUSH  
 2025 S HWY 81  
 MALTA ID 83342

**Priority Date:** 04/01/1871

**Source:** RAFT RIVER

**Tributary:** SNAKE RIVER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 04/01       | 07/01     | 0.50 CFS              |               |
|                       |             |           | 0.50 CFS              |               |

**LOCATION OF POINT(S) OF DIVERSION:**

RAFT RIVER SWSWSE Sec. 7 Twp 14S Rge 27E CASSIA County

**PLACE OF USE:** IRRIGATION

| Twp | Rge | Sec | NE   |      |      |      | NW |    |    |    | SW |    |    |    | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|----|----|----|----|----|----|----|----|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE | NW | SW | SE | NE | NW | SW | SE | NE   | NW   | SW   | SE   |        |
| 14S | 27E | 7   |      |      | 38.0 | 33.0 |    |    |    |    |    |    |    |    | 39.0 | 40.0 | 40.0 | 39.0 | 229.0  |
| 14S | 27E | 18  | 39.0 | 39.0 | 36.0 | 39.0 |    |    |    |    |    |    |    |    | 39.0 |      |      | 38.0 | 230.0  |

Total Acres: 459

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 78 acres within the place of use described above in a single irrigation season.
2. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, and 43-11287 when combined shall not exceed the irrigation of 230 acres in a single irrigation season.
3. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion, a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.

**WATER RIGHT NO. 43-11284**

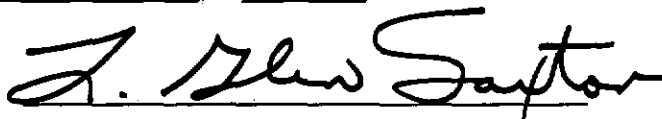
**As Modified by Transfer No. 68938**

**CONDITIONS OF APPROVAL**

4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 43-B.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall accomplish the change authorized by this transfer within one (1) 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.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 13<sup>th</sup> day of September, 2002

  
Chief, Water Allocation Bureau

**WATER RIGHT NO. 43-11285**  
**As Modified by Transfer No. 68938**

In accordance with the approval of Transfer No. 68938, Water Right No. 43-11285 is now described as follows.

**Right Holder:** SYLVIA GRUSH  
 2025 S HWY 81  
 MALTA ID 83342

And/Or

PETER J GRUSH  
 2025 S HWY 81  
 MALTA ID 83342

**Priority Date:** 04/01/1871

**Source:** RAFT RIVER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 03/15       | 11/15     | 0.24 CFS              |               |
|                       |             |           | 0.24 CFS              |               |

**LOCATION OF POINT(S) OF DIVERSION:**

RAFT RIVER SWSWSE Sec: 7 Twp 14S Rge 27E CASSIA County

**PLACE OF USE:** IRRIGATION

| Twp Rge Sec | NE   |      |      |      | NW |    |    |    | SW |    |    |    | SE   |      |      |      | Totals |
|-------------|------|------|------|------|----|----|----|----|----|----|----|----|------|------|------|------|--------|
|             | NE   | NW   | SW   | SE   | NE | NW | SW | SE | NE | NW | SW | SE | NE   | NW   | SW   | SE   |        |
| 14S 27E 7   |      |      | 38.0 | 33.0 |    |    |    |    |    |    |    |    | 39.0 | 40.0 | 40.0 | 39.0 | 229.0  |
| 14S 27E 18  | 39.0 | 39.0 | 36.0 | 39.0 |    |    |    |    |    |    |    |    | 39.0 |      |      | 38.0 | 230.0  |

Total Acres: 459

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 78 acres within the place of use described above in a single irrigation season.
2. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, and 43-11287 when combined shall not exceed the irrigation of 230 acres in a single irrigation season.
3. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion, a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.

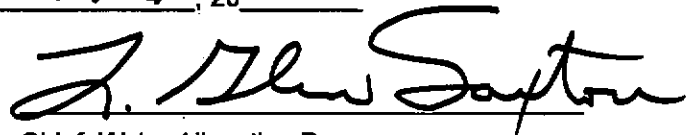
**WATER RIGHT NO. 43-11285**  
**As Modified by Transfer No. 68938**

**CONDITIONS OF APPROVAL**

4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 43-B.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall accomplish the change authorized by this transfer within one (1) 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.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 13<sup>th</sup> day of September, 2002

  
Chief, Water Allocation Bureau

**WATER RIGHT NO. 43-2367**  
**As Modified by Transfer No. 68938**

In accordance with the approval of Transfer No. 68938, Water Right No. 43-2367 is now described as follows.

**Right Holder:** J D HUTCHISON  
 HC 72 BOX 2184  
 MALTA ID 83342

And/Or

JOYCE HUTCHISON  
 HC 72 BOX 2184  
 MALTA ID 83342

**Priority Date:** 10/23/1951

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 03/15       | to 11/15  | 2.18 CFS              | 584.0 AF      |
|                       |             |           | 2.18 CFS              | 584.0 AF      |

**LOCATION OF POINT(S) OF DIVERSION:**

GROUND WATER                      SWSESE Sec. 7 Twp 14S Rge 27E CASSIA County

GROUND WATER                      SESESE Sec. 18 Twp 14S Rge 27E CASSIA County

**PLACE OF USE:** IRRIGATION

| Twp | Rge | Sec | NE   |      |      |      | NW |    |    |    | SW |    |    |    | SE   |      |      |      | Totals |
|-----|-----|-----|------|------|------|------|----|----|----|----|----|----|----|----|------|------|------|------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE | NW | SW | SE | NE | NW | SW | SE | NE   | NW   | SW   | SE   |        |
| 14S | 27E | 7   |      |      | 38.0 | 33.0 |    |    |    |    |    |    |    |    | 39.0 | 40.0 | 40.0 | 39.0 | 229.0  |
| 14S | 27E | 18  | 39.0 | 39.0 | 36.0 | 39.0 |    |    |    |    |    |    |    |    | 39.0 |      |      | 38.0 | 230.0  |

Total Acres: 459

**CONDITIONS OF APPROVAL**

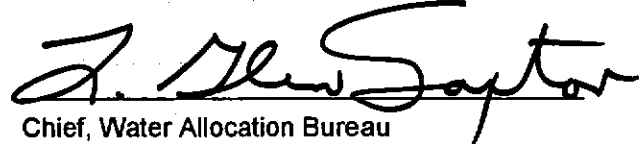
1. This right is limited to the irrigation of 146 acres within the place of use described above in a single irrigation season.
2. Rights 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed the irrigation of 229 acres in a single irrigation season.
3. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168 C, 43-169 E, 43-172 C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion , a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.

**WATER RIGHT NO. 43-2367**  
**As Modified by Transfer No. 68938**

4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
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. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 13<sup>th</sup> day of September, 2002

  
Chief, Water Allocation Bureau

**WATER RIGHT NO. 43-2456**  
**As Modified by Transfer No. 68938**

In accordance with the approval of Transfer No. 68938, Water Right No. 43-2456 is now described as follows.

**Right Holder:** J D HUTCHISON  
 HC 72 BOX 2184  
 MALTA ID 83342

And/Or

JOYCE HUTCHISON  
 HC 72 BOX 2184  
 MALTA ID 83342

**Priority Date:** 02/18/1957

**Source:** GROUND WATER

**Tributary:** SNAKE RIVER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 03/15       | to 11/15  | 1.60 CFS              | 916.0 AF      |
|                       |             |           | 1.60 CFS              | 916.0 AF      |

**LOCATION OF POINT(S) OF DIVERSION:**

GROUND WATER                      SWSESE Sec. 7 Twp 14S Rge 27E CASSIA County

GROUND WATER                      SESESE Sec. 18 Twp 14S Rge 27E CASSIA County

**PLACE OF USE:** IRRIGATION

| Twp Rge Sec | NE        |           |           |           | NW        |           |           |           | SW        |           |           |           | SE        |           |           |           | Totals |
|-------------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|--------|
|             | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> |        |
| 14S 27E 7   |           |           | 38.0      | 33.0      |           |           |           |           |           |           |           |           | 39.0      | 40.0      | 40.0      | 39.0      | 229.0  |
| 14S 27E 18  | 39.0      | 39.0      | 36.0      | 39.0      |           |           |           |           |           |           |           |           | 39.0      |           |           | 38.0      | 230.0  |

Total Acres: 459

**CONDITIONS OF APPROVAL**

1. Rights 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed the irrigation of 229 acres in a single irrigation season.
2. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion, a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.

**WATER RIGHT NO. 43-2456**  
**As Modified by Transfer No. 68938**

**CONDITIONS OF APPROVAL**

3. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
5. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 13<sup>th</sup> day of September, 2002

  
Chief, Water Allocation Bureau

**WATER RIGHT NO. 43-165C**  
**As Modified by Transfer No. 68938**

In accordance with the approval of Transfer No. 68938, Water Right No. 43-165C is now described as follows.

**Right Holder:** JOYCE HUTCHISON  
 HC 72 BOX 2184  
 MALTA ID 83342

And/Or

J D HUTCHISON  
 HC 72 BOX 2184  
 MALTA ID 83342

**Priority Date:** 04/01/1871

**Source:** RAFT RIVER

**Tributary:** SNAKE RIVER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 04/30 to    | 07/01     | 0.61 CFS              | 75.0 AF       |
|                       |             |           | 0.61 CFS              | 75.0 AF       |

**LOCATION OF POINT(S) OF DIVERSION:**

RAFT RIVER SWSWSE Sec. 7 Twp 14S Rge 27E CASSIA County

**PLACE OF USE:** IRRIGATION

| Twp Rge Sec | NE   |      |      |      | NW |    |    |    | SW |    |    |    | SE   |      |      |      | Totals |
|-------------|------|------|------|------|----|----|----|----|----|----|----|----|------|------|------|------|--------|
|             | NE   | NW   | SW   | SE   | NE | NW | SW | SE | NE | NW | SW | SE | NE   | NW   | SW   | SE   |        |
| 14S 27E 7   |      |      | 38.0 | 33.0 |    |    |    |    |    |    |    |    | 39.0 | 40.0 | 40.0 | 39.0 | 229.0  |
| 14S 27E 18  | 39.0 | 39.0 | 36.0 | 39.0 |    |    |    |    |    |    |    |    | 39.0 |      |      | 38.0 | 230.0  |

Total Acres: 459

**CONDITIONS OF APPROVAL**

1. Rights 43-168C, 43-16 E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed the irrigation of 229 acres in a single irrigation season.
2. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion , a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.
3. Rights 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 4.58 cfs from all points of diversion , and a total annual maximum diversion volume of 916 af at the field headgate.

**WATER RIGHT NO. 43-165C**  
**As Modified by Transfer No. 68938**

**CONDITIONS OF APPROVAL**

4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 43-B.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall accomplish the change authorized by this transfer within one (1) 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.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 13<sup>th</sup> day of September, 2002

  
Chief, Water Allocation Bureau

**WATER RIGHT NO. 43-168C**  
**As Modified by Transfer No. 68938**

In accordance with the approval of Transfer No. 68938, Water Right No. 43-168C is now described as follows.

**Right Holder:** J D HUTCHISON  
 HC 72 BOX 2184  
 MALTA ID 83342

And/Or

JOYCE HUTCHISON  
 HC 72 BOX 2184  
 MALTA ID 83342

**Priority Date:** 04/01/1879

**Source:** RAFT RIVER

**Tributary:** SNAKE RIVER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 07/01       | 10/01     | 1.83 CFS              | 333.9 AF      |
|                       |             |           | 1.83 CFS              | 333.9 AF      |

**LOCATION OF POINT(S) OF DIVERSION:**

RAFT RIVER SWSWSE Sec. 7 Twp 14S Rge 27E CASSIA County

**PLACE OF USE:** IRRIGATION

| Twp Rge Sec | NE   |      |      |      | NW |    |    |    | SW |    |    |    | SE   |      |      |      | Totals |
|-------------|------|------|------|------|----|----|----|----|----|----|----|----|------|------|------|------|--------|
|             | NE   | NW   | SW   | SE   | NE | NW | SW | SE | NE | NW | SW | SE | NE   | NW   | SW   | SE   |        |
| 14S 27E 7   |      |      | 38.0 | 33.0 |    |    |    |    |    |    |    |    | 39.0 | 40.0 | 40.0 | 39.0 | 229.0  |
| 14S 27E 18  | 39.0 | 39.0 | 36.0 | 39.0 |    |    |    |    |    |    |    |    | 39.0 |      |      | 38.0 | 230.0  |

Total Acres: 459

**CONDITIONS OF APPROVAL**

1. Rights 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed the irrigation of 229 acres in a single irrigation season.
2. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168 C, 43-169 E, 43-172 C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion , a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.
3. Rights 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 4.58 cfs from all points of diversion , and a total annual maximum diversion volume of 916 af at the field headgate.

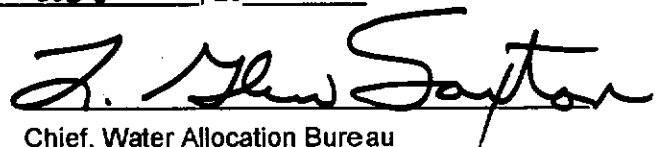
**WATER RIGHT NO. 43-168C**  
**As Modified by Transfer No. 68938**

**CONDITIONS OF APPROVAL**

4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 43-B.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall accomplish the change authorized by this transfer within one (1) 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.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 13<sup>th</sup> day of September, 2002

  
Chief, Water Allocation Bureau

**WATER RIGHT NO. 43-169E**  
**As Modified by Transfer No. 68938**

In accordance with the approval of Transfer No. 68938, Water Right No. 43-169E is now described as follows.

**Right Holder:** J D HUTCHISON  
 HC 72 BOX 2184  
 MALTA ID 83342

And/Or

JOYCE HUTCHISON  
 HC 72 BOX 2184  
 MALTA ID 83342

**Priority Date:** 06/01/1879

**Source:** RAFT RIVER

**Tributary:** SNAKE RIVER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 04/01       | to 10/01  | 1.37 CFS              | 497.3 AF      |
|                       |             |           | 1.37 CFS              | 497.3 AF      |

**LOCATION OF POINT(S) OF DIVERSION:**

RAFT RIVER SWSWSE Sec. 7 Twp 14S Rge 27E CASSIA County

**PLACE OF USE:** IRRIGATION

| Twp Rge Sec | NE   |      |      |      | NW |    |    |    | SW |    |    |    | SE   |      |      |      | Totals |
|-------------|------|------|------|------|----|----|----|----|----|----|----|----|------|------|------|------|--------|
|             | NE   | NW   | SW   | SE   | NE | NW | SW | SE | NE | NW | SW | SE | NE   | NW   | SW   | SE   |        |
| 14S 27E 7   |      |      | 38.0 | 33.0 |    |    |    |    |    |    |    |    | 39.0 | 40.0 | 40.0 | 39.0 | 229.0  |
| 14S 27E 18  | 39.0 | 39.0 | 36.0 | 39.0 |    |    |    |    |    |    |    |    | 39.0 |      |      | 38.0 | 230.0  |

Total Acres: 459

**CONDITIONS OF APPROVAL**

1. Rights 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed the irrigation of 229 acres in a single irrigation season.
2. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion, a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.
3. Rights 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 4.58 cfs from all points of diversion, and a total annual maximum diversion volume of 916 af at the field headgate.

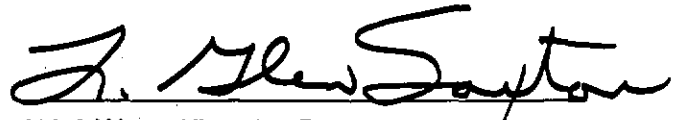
**WATER RIGHT NO. 43-169E**  
**As Modified by Transfer No. 68938**

**CONDITIONS OF APPROVAL**

4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 43-B.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall accomplish the change authorized by this transfer within one (1) 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.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 13<sup>th</sup> day of September, 2002

  
Chief, Water Allocation Bureau

**WATER RIGHT NO. 43-172C**  
**As Modified by Transfer No. 68938**

In accordance with the approval of Transfer No. 68938, Water Right No. 43-172C is now described as follows.

**Right Holder:** JOYCE HUTCHISON  
 HC 72 BOX 2184  
 MALTA ID 83342

And/Or

J D HUTCHISON  
 HC 72 BOX 2184  
 MALTA ID 83342

**Priority Date:** 04/01/1879

**Source:** RAFT RIVER

**Tributary:** SNAKE RIVER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 04/01       | to 10/01  | 0.61 CFS              | 221.4 AF      |
|                       |             |           | 0.61 CFS              | 221.4 AF      |

**LOCATION OF POINT(S) OF DIVERSION:**

RAFT RIVER                      SWSWSE Sec. 7   Twp 14S   Rge 27E   CASSIA County

**PLACE OF USE:**    IRRIGATION

| Twp Rge Sec | NE   |      |      |      | NW |    |    |    | SW |    |    |    | SE   |      |      |      | Totals |
|-------------|------|------|------|------|----|----|----|----|----|----|----|----|------|------|------|------|--------|
|             | NE   | NW   | SW   | SE   | NE | NW | SW | SE | NE | NW | SW | SE | NE   | NW   | SW   | SE   |        |
| 14S 27E 7   |      |      | 38.0 | 33.0 |    |    |    |    |    |    |    |    | 39.0 | 40.0 | 40.0 | 39.0 | 229.0  |
| 14S 27E 18  | 39.0 | 39.0 | 36.0 | 39.0 |    |    |    |    |    |    |    |    | 39.0 |      |      | 38.0 | 230.0  |

Total Acres: 459

**CONDITIONS OF APPROVAL**

1. Rights 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed the irrigation of 229 acres in a single irrigation season.
2. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion , a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.
3. Rights 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 4.58 cfs from all points of diversion , and a total annual maximum diversion volume of 916 af at the field headgate.

**WATER RIGHT NO. 43-172C**  
**As Modified by Transfer No. 68938**

**CONDITIONS OF APPROVAL**

4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 43-B.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall accomplish the change authorized by this transfer within one (1) 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.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 13<sup>th</sup> day of September, 2002

  
Chief, Water Allocation Bureau

**WATER RIGHT NO. 43-178D**  
**As Modified by Transfer No. 68938**

In accordance with the approval of Transfer No. 68938, Water Right No. 43-178D is now described as follows.

**Right Holder:** J D HUTCHISON  
 HC 72 BOX 2184  
 MALTA ID 83342

And/Or

JOYCE HUTCHISON  
 HC 72 BOX 2184  
 MALTA ID 83342

**Priority Date:** 12/12/1911

**Source:** RAFT RIVER

**Tributary:** SNAKE RIVER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 04/01       | 10/31     | 3.20 CFS              | 916.0 AF      |
|                       |             |           | 3.20 CFS              | 916.0 AF      |

**LOCATION OF POINT(S) OF DIVERSION:**

RAFT RIVER SWSWSE Sec. 7 Twp 14S Rge 27E CASSIA County

**PLACE OF USE:** IRRIGATION

| Twp Rge Sec | NE   |      |      |      | NW |    |    |    | SW |    |    |    | SE   |      |      |      | Totals |
|-------------|------|------|------|------|----|----|----|----|----|----|----|----|------|------|------|------|--------|
|             | NE   | NW   | SW   | SE   | NE | NW | SW | SE | NE | NW | SW | SE | NE   | NW   | SW   | SE   |        |
| 14S 27E 7   |      |      | 38.0 | 33.0 |    |    |    |    |    |    |    |    | 39.0 | 40.0 | 40.0 | 39.0 | 229.0  |
| 14S 27E 18  | 39.0 | 39.0 | 36.0 | 39.0 |    |    |    |    |    |    |    |    | 39.0 |      |      | 38.0 | 230.0  |

**Total Acres:** 459

**CONDITIONS OF APPROVAL**

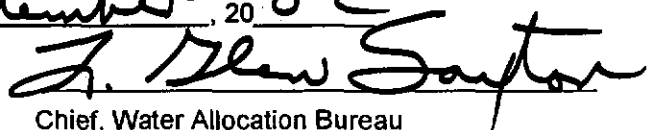
1. Rights 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed the irrigation of 229 acres in a single irrigation season.
2. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion , a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.
3. Rights 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 4.58 cfs from all points of diversion , and a total annual maximum diversion volume of 916 af at the field headgate.

**WATER RIGHT NO. 43-178D**  
**As Modified by Transfer No. 68938**

**CONDITIONS OF APPROVAL**

4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 43-B.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall accomplish the change authorized by this transfer within one (1) 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.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
10. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of the originating approval/SRBA partial decree date.

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 13<sup>th</sup> day of September, 2002  
  
Chief, Water Allocation Bureau

**WATER RIGHT NO. 43-10789**  
**As Modified by Transfer No. 68938**

In accordance with the approval of Transfer No. 68938, Water Right No. 43-10789 is now described as follows.

**Right Holder:** JOYCE HUTCHISON  
 HC 72 BOX 2184  
 MALTA ID 83342

And/Or

J D HUTCHISON  
 HC 72 BOX 2184  
 MALTA ID 83342

**Priority Date:** 04/01/1871

**Source:** RAFT RIVER

**Tributary:** SNAKE RIVER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 04/01       | to 07/01  | 1.41 CFS              | 254.5 AF      |
|                       |             |           | 1.41 CFS              | 254.5 AF      |

**LOCATION OF POINT(S) OF DIVERSION:**

RAFT RIVER SWSWSE Sec. 7 Twp 14S Rge 27E CASSIA County

**PLACE OF USE:** IRRIGATION

| Twp | Rge | Sec | NE   |      |      |      | NW |    |    |    | SW |    |    |      | SE   |      |      |       | Totals |
|-----|-----|-----|------|------|------|------|----|----|----|----|----|----|----|------|------|------|------|-------|--------|
|     |     |     | NE   | NW   | SW   | SE   | NE | NW | SW | SE | NE | NW | SW | SE   | NE   | NW   | SW   | SE    |        |
| 14S | 27E | 7   |      |      | 38.0 | 33.0 |    |    |    |    |    |    |    |      | 39.0 | 40.0 | 40.0 | 39.0  | 229.0  |
| 14S | 27E | 18  | 39.0 | 39.0 | 36.0 | 39.0 |    |    |    |    |    |    |    | 39.0 |      |      | 38.0 | 230.0 |        |

Total Acres: 459

**CONDITIONS OF APPROVAL**

1. Rights 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed the irrigation of 229 acres in a single irrigation season.
2. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion , a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.
3. Rights 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 4.58 cfs from all points of diversion , and a total annual maximum diversion volume of 916 af at the field headgate.

**WATER RIGHT NO. 43-10789**  
**As Modified by Transfer No. 68938**

**CONDITIONS OF APPROVAL**

4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 43-B.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall accomplish the change authorized by this transfer within one (1) 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.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 13<sup>th</sup> day of September, 2002

  
Chief, Water Allocation Bureau

**WATER RIGHT NO. 43-11291**  
**As Modified by Transfer No. 68938**

In accordance with the approval of Transfer No. 68938, Water Right No. 43-11291 is now described as follows.

**Right Holder:** JOYCE HUTCHISON  
 HC 72 BOX 2184  
 MALTA ID 83342

And/Or

J D HUTCHISON  
 HC 72 BOX 2184  
 MALTA ID 83342

**Priority Date:** 04/01/1871

**Source:** RAFT RIVER

**Tributary:** SNAKE RIVER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 04/30       | 07/01     | 0.10 CFS              | 12.3 AF       |
|                       |             |           | 0.10 CFS              | 12.3 AF       |

**LOCATION OF POINT(S) OF DIVERSION:**

RAFT RIVER SWSWSE Sec. 7 Twp 14S Rge 27E CASSIA County

**PLACE OF USE:** IRRIGATION

| Twp Rge Sec | NE   |      |      |      | NW |    |    |    | SW |    |    |    | SE   |      |      |      | Totals |
|-------------|------|------|------|------|----|----|----|----|----|----|----|----|------|------|------|------|--------|
|             | NE   | NW   | SW   | SE   | NE | NW | SW | SE | NE | NW | SW | SE | NE   | NW   | SW   | SE   |        |
| 14S 27E 7   |      |      | 38.0 | 33.0 |    |    |    |    |    |    |    |    | 39.0 | 40.0 | 40.0 | 39.0 | 229.0  |
| 14S 27E 18  | 39.0 | 39.0 | 36.0 | 39.0 |    |    |    |    |    |    |    |    | 39.0 |      |      | 38.0 | 230.0  |

Total Acres: 459

**CONDITIONS OF APPROVAL**

1. Rights 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed the irrigation of 229 acres in a single irrigation season.
2. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion, a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.
3. Rights 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 4.58 cfs from all points of diversion, and a total annual maximum diversion volume of 916 af at the field headgate.

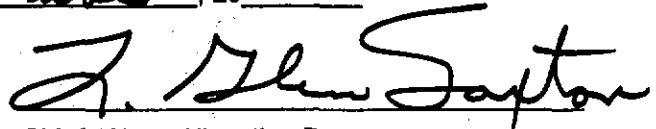
**WATER RIGHT NO. 43-11291**  
**As Modified by Transfer No. 68938**

**CONDITIONS OF APPROVAL**

4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 43-B.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall accomplish the change authorized by this transfer within one (1) 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.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 13<sup>th</sup> day of September, 2002

  
Chief, Water Allocation Bureau

**WATER RIGHT NO. 43-11292**  
**As Modified by Transfer No. 68938**

In accordance with the approval of Transfer No. 68938, Water Right No. 43-11292 is now described as follows.

**Right Holder:** JOYCE HUTCHISON  
 HC 72 BOX 2184  
 MALTA ID 83342

And/Or

J D HUTCHISON  
 HC 72 BOX 2184  
 MALTA ID 83342

**Priority Date:** 04/01/1871

**Source:** RAFT RIVER

**Tributary:** SNAKE RIVER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 04/01       | 10/31     | 0.10 CFS              | 42.2 AF       |
|                       |             |           | 0.10 CFS              | 42.2 AF       |

**LOCATION OF POINT(S) OF DIVERSION:**

RAFT RIVER SWSWSE Sec. 7 Twp 14S Rge 27E CASSIA County

**PLACE OF USE:** IRRIGATION

| Twp Rge Sec | NE   |      |      |      | NW |    |    |    | SW |    |    |    | SE   |      |      |      | Totals |
|-------------|------|------|------|------|----|----|----|----|----|----|----|----|------|------|------|------|--------|
|             | NE   | NW   | SW   | SE   | NE | NW | SW | SE | NE | NW | SW | SE | NE   | NW   | SW   | SE   |        |
| 14S 27E 7   |      |      | 38.0 | 33.0 |    |    |    |    |    |    |    |    | 39.0 | 40.0 | 40.0 | 39.0 | 229.0  |
| 14S 27E 18  | 39.0 | 39.0 | 36.0 | 39.0 |    |    |    |    |    |    |    |    | 39.0 |      |      | 38.0 | 230.0  |

Total Acres: 459

**CONDITIONS OF APPROVAL**

1. Rights 43-168C, 43-169E, 43-172C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed the irrigation of 229 acres in a single irrigation season.
2. Rights 43-2414, 43-10605, 43-10608, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-165C, 43-168 C, 43-169 E, 43-172 C, 43-178D, 43-2367, 43-2456, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 9.824 cfs from all points of diversion , a total annual maximum diversion volume of 1836 af at the field headgate, and the irrigation of 459 acres.
3. Rights 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-10789, 43-11291, and 43-11292 when combined shall not exceed a total diversion rate of 4.58 cfs from all points of diversion , and a total annual maximum diversion volume of 916 af at the field headgate.

**WATER RIGHT NO. 43-11292**  
**As Modified by Transfer No. 68938**

**CONDITIONS OF APPROVAL**

4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 43-B.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall accomplish the change authorized by this transfer within one (1) 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.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
10. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of the originating approval/SRBA partial decree date.

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 13<sup>th</sup> day of September, 2002

  
Chief, Water Allocation Bureau

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

In Re SRBA )  
 )  
Case No. 39576 )  
 )  
PARTIAL DECREE PURSUANT TO  
I.R.C.P. 54(b) FOR  
Water Right 43-00172C

NAME AND ADDRESS: JD HUTCHISON  
JOYCE HUTCHISON  
HC 72 BOX 2184  
MALTA, ID 83342

SOURCE: RAFT RIVER TRIBUTARY: SNAKE RIVER  
QUANTITY: 0.61 CFS  
221.40 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED  
DIVERSION RATE OF 4.58 CFS AND TO A TOTAL COMBINED ANNUAL  
DIVERSION VOLUME OF 916 AF. COMBINED RIGHT NOS.: 43-00165C,  
43-00168C, 43-00169E, 43-00172C, 43-00178D, 43-10789, 43-11291,  
& 43-11292.

WHEN COMBINED THE RIGHTS LISTED BELOW SHALL PROVIDE NO MORE  
THAN .02 CFS PER ACRE NOR MORE THAN 4.0 APA. COMBINED RIGHT  
NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C, 43-00178D,  
43-02267, 43-02456, 43-10789, 43-11291, & 43-11292.

PRIORITY DATE: 04/01/1879

POINT OF DIVERSION: T14S R27E S07 SWSWSE Within Cassia County  
S20 NWNWSW

| PURPOSE AND<br>PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE  | QUANTITY               |
|-------------------------------|----------------|----------------|------------------------|
|                               | Irrigation     | 04-01 TO 10-01 | 0.61 CFS<br>221.40 AFY |

| PLACE OF USE: | Irrigation        | Within Cassia County |
|---------------|-------------------|----------------------|
|               | T14S R27E S07     |                      |
|               | SWNE 38.0         | SENE 33.0            |
|               | NESE 39.0         | NWSE 40.0            |
|               | SWSE 40.0         | SESE 39.0            |
|               | 229.0 Acres Total |                      |

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION  
OF A COMBINED TOTAL OF 229 ACRES IN A SINGLE IRRIGATION SEASON.  
COMBINED RIGHT NOS.: 43-00165C, 43-00168C, 43-00169E, 43-00172C,  
43-00178D, 43-02267, 43-02456, 43-10789, 43-11291, & 43-11292.

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

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

RULE 54(b) CERTIFICATE

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

*Roger Burdick*

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Roger Burdick  
Presiding Judge of the  
Snake River Basin Adjudication

**MEMORANDUM**

**TO:** FILE 43-00172C  
**FROM:** VAULT  
**RE:** TRANSFER # 68938  
**DATE:** 10-03-01

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

**FILE #** 43-00165C