

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 68533**

This is to certify that: ROCKY MOUNTAIN LAND & CATTLE LLC
C/O KENT FOSTER
HOLDEN KIDWELL HAHN & CRAPO PLLC
PO BOX 50130
IDAHO FALLS ID 83405
(208)523-0620

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

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
61-349	AJC/Decreed	04/01/1876	1.20 cfs	N/A	160.0	662.3	KING HILL CREEK
61-353	AJC/Decreed	04/01/1891	1.12 cfs	N/A	N/A	669.2	KING HILL CREEK
61-356	AJC/Decreed	01/07/1901	6.40 cfs	N/A	320.0	767.2	KING HILL CREEK
61-357	AJC/Decreed	01/07/1901	13.6 cfs	490 af	320.0	767.2	KING HILL CREEK
61-2242	AJC/License	07/28/1966	0.94 cfs	235 af	47.0	669.2	GROUND WATER
61-2243	AJC/License	07/26/1966	1.60 cfs	400 af	80.0	669.2	GROUND WATER
61-7231	AJC/License	10/04/1968	1.20 cfs	300 af	60.0	669.2	GROUND WATER
37-20344	AJC/License	01/25/1904	0.88 cfs	132 af	N/A	44.0	CLOVER CREEK

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
61-349	NO	NO	YES	NO	NO	NO
61-353	NO	NO	YES	NO	NO	NO
61-356	NO	YES	YES	NO	NO	NO
61-357	NO	YES	YES	NO	NO	NO
61-2242	NO	NO	YES	NO	NO	NO
61-2243	NO	NO	YES	NO	NO	NO
61-7231	NO	NO	YES	NO	NO	NO
37-20344	NO	NO	YES	NO	NO	NO

SUPPORT DATA

IN FILE # 61-349

TRANSFER OF WATER RIGHT

TRANSFER NO. 68533

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
61-349	61-349	1.20 cfs	240 af	60.0	861.0		N/A	N/A	N/A	N/A
61-353	61-353	1.12 cfs	224 af	56.0	861.0		N/A	N/A	N/A	N/A
61-356	61-356	6.40 cfs	1280 af	320.0	861.0		N/A	N/A	N/A	N/A
61-357	61-357	13.60 cfs	490 af	280.0	861.0		N/A	N/A	N/A	N/A
61-2242	61-2242	0.94 cfs	235 af	47.0	861.0		N/A	N/A	N/A	N/A
61-2243	61-2243	1.60 cfs	400 af	80.0	861.0		N/A	N/A	N/A	N/A
61-7231	61-7231	1.20 cfs	300 af	60.0	861.0		N/A	N/A	N/A	N/A
37-20344	37-20344	0.88 cfs	176 af	44.0	861.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		16.72 cfs	2855 af	667.0	861.0		N/A	N/A	N/A	N/A

Rights 61-349, 61-353, 61-356, 61-357, 61-2242, 61-2243, 61-7231 & 37-20344 are subject to the conditions of the Preliminary Order dated 01-31-2005 which has become final in the matter of Application for Transfer 68533.

Detailed Water Right Description(s) attached

Dated this 13th day of June, 20 05


 Chief, Water Allocation Bureau

WATER RIGHT NO. 61-349
As Modified by Transfer No. 68533

In accordance with the approval of Transfer No. 68533, Water Right No. 61-349 is now described as follows.

Right Holder: ROCKY MOUNTAIN LAND & CATTLE LLC
 C/O KENT FOSTER
 HOLDEN KIDWELL HAHN & CRAPO PLLC
 PO BOX 50130
 IDAHO FALLS ID 83405

Priority Date: April 01, 1876

Source: KING HILL CREEK

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	1.20 CFS	240.0 AF
			1.20 CFS	240.0 AF

LOCATION OF POINT(S) OF DIVERSION:

KING HILL CREEK NWNWSW Sec. 26 Twp 04S Rge 10E ELMORE 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	
05S 10E 1	36.0 L 1	35.0 L 2	28.0	40.0									37.0	4.0		9.0	189.0
05S 10E 12	4.0																4.0
05S 11E 5									27.0	25.0	40.0	28.0					120.0
05S 11E 6		34.0 L 2	22.0	14.0	38.0 L 3	29.0 L 4	31.0 L 5	40.0	40.0	31.0 L 6	20.0 L 7	26.0	34.0	38.0	23.0	32.0	452.0
05S 11E 7	6.0		8.0 L 4	17.0	14.0	17.0 L 1							4.0 L 5				66.0
05S 11E 8						17.0	5.0			8.0 L 1							30.0

Total Acres: 861

WATER RIGHT NO. 61-349
As Modified by Transfer No. 68533

CONDITIONS OF APPROVAL

1. Rights 61-349, 61-353, and 61-356 when combined shall not exceed a total diversion rate of 8.72 cfs.
2. Rights 61-349, 61-353, 61-356 and 61-357 when combined shall not exceed a total diversion rate of 12.10 cfs at the point of diversion from King Hill Creek.
3. Rights 61-349, 61-353, 61-356 and 61-357 when combined shall not exceed a total annual maximum field headgate volume of 1,744.0 af at the field headgate, and the irrigation of 436.0 acres within the place of use described above in a single irrigation season.
4. Rights 61-349, 61-353, 61-356, 61-357, 61-2242, 61-2243, 61-7231 and 37-20344 when combined shall not exceed a total annual maximum field headgate volume of 2,855.0 af, and the irrigation of 667.0 acres within the place of use described above.
5. Rights 61-349, 61-353, 61-356, 61-357, 61-2242, 61-2243, 61-7231, 37-20344, and a portion of Right 37-4112, held by King Hill Irrigation District, shall not exceed a total annual maximum field headgate volume of 3,488.0 af, and the irrigation of 825.2 acres within the place of use described above. The total annual field headgate volume and the total acreage limitations in this condition may be amended administratively upon a determination by the SRBA Court that the place of use for the portion of Right 37-4112 appurtenant to the place of use described above is different than the place of use for Right 37-4122 as described in the final decision approving Transfer 68533.
6. After specific notification by the Department, the right holder shall install a suitable measuring device and lockable controlling works.
7. All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
8. Right 61-349 is limited to the irrigation of 60.0 acres within the place of use described above in a single irrigation season.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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 13th day of June, 2005


Chief, Water Allocation Bureau

WATER RIGHT NO. 61-353
As Modified by Transfer No. 68533

In accordance with the approval of Transfer No. 68533, Water Right No. 61-353 is now described as follows.

Right Holder: ROCKY MOUNTAIN LAND & CATTLE LLC
 C/O KENT FOSTER
 HOLDEN KIDWELL HAHN & CRAPO PLLC
 PO BOX 50130
 IDAHO FALLS ID 83405

Priority Date: April 01, 1891

Source: KING HILL CREEK

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	1.12 CFS	224.0 AF
			1.12 CFS	224.0 AF

LOCATION OF POINT(S) OF DIVERSION:

KING HILL CREEK NWNWSW Sec. 26 Twp 04S Rge 10E ELMORE 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	
05S	10E	1	36.0	35.0	28.0	40.0									37.0	4.0		9.0	189.0
			L 1	L 2															
05S	10E	12	4.0																4.0
05S	11E	5									27.0	25.0	40.0	28.0					120.0
05S	11E	6		34.0	22.0	14.0	38.0	29.0	31.0	40.0	40.0	31.0	20.0	26.0	34.0	38.0	23.0	32.0	452.0
				L 2			L 3	L 4	L 5			L 6	L 7						
05S	11E	7	6.0		8.0	17.0	14.0	17.0							4.0				66.0
					L 4			L 1							L 5				
05S	11E	8						17.0	5.0			8.0							30.0
												L 1							

Total Acres: 861

WATER RIGHT NO. 61-353
As Modified by Transfer No. 68533

CONDITIONS OF APPROVAL

1. Rights 61-349, 61-353, and 61-356 when combined shall not exceed a total diversion rate of 8.72 cfs.
2. Rights 61-349, 61-353, 61-356 and 61-357 when combined shall not exceed a total diversion rate of 12.10 cfs at the point of diversion from King Hill Creek.
3. Rights 61-349, 61-353, 61-356 and 61-357 when combined shall not exceed a total annual maximum field headgate volume of 1,744.0 af at the field headgate, and the irrigation of 436.0 acres within the place of use described above in a single irrigation season.
4. Rights 61-349, 61-353, 61-356, 61-357, 61-2242, 61-2243, 61-7231 and 37-20344 when combined shall not exceed a total annual maximum field headgate volume of 2,855.0 af, and the irrigation of 667.0 acres within the place of use described above.
5. Rights 61-349, 61-353, 61-356, 61-357, 61-2242, 61-2243, 61-7231, 37-20344, and a portion of Right 37-4112, held by King Hill Irrigation District, shall not exceed a total annual maximum field headgate volume of 3,488.0 af, and the irrigation of 825.2 acres within the place of use described above. The total annual field headgate volume and the total acreage limitations in this condition may be amended administratively upon a determination by the SRBA Court that the place of use for the portion of Right 37-4112 appurtenant to the place of use described above is different than the place of use for Right 37-4122 as described in the final decision approving Transfer 68533.
6. After specific notification by the Department, the right holder shall install a suitable measuring device and lockable controlling works.
7. All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
8. Right 61-353 is limited to the irrigation of 56.0 acres within the place of use described above in a single irrigation season.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

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 13th day of June, 20 05



Chief, Water Allocation Bureau

WATER RIGHT NO. 61-356
As Modified by Transfer No. 68533

In accordance with the approval of Transfer No. 68533, Water Right No. 61-356 is now described as follows.

Right Holder: ROCKY MOUNTAIN LAND & CATTLE LLC
 C/O KENT FOSTER
 HOLDEN KIDWELL HAHN & CRAPO PLLC
 PO BOX 50130
 IDAHO FALLS ID 83405

Priority Date: January 07, 1901

Source: KING HILL CREEK

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	6.40 CFS	1,280.0 AF
			6.40 CFS	1,280.0 AF

LOCATION OF POINT(S) OF DIVERSION:

KING HILL CREEK NWNWSW Sec. 26 Twp 04S Rge 10E ELMORE 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	
05S 10E 1	36.0 L 1	35.0 L 2	28.0	40.0									37.0	4.0		9.0	189.0
05S 10E 12	4.0																4.0
05S 11E 5									27.0	25.0	40.0	28.0					120.0
05S 11E 6		34.0 L 2	22.0	14.0	38.0 L 3	29.0 L 4	31.0 L 5	40.0	40.0	31.0 L 6	20.0 L 7	26.0	34.0	38.0	23.0	32.0	452.0
05S 11E 7	6.0		8.0 L 4	17.0	14.0	17.0 L 1							4.0 L 5				66.0
05S 11E 8						17.0	5.0			8.0 L 1							30.0

Total Acres: 861

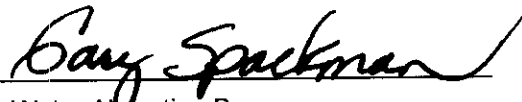
WATER RIGHT NO. 61-356
As Modified by Transfer No. 68533

CONDITIONS OF APPROVAL

1. Rights 61-349, 61-353, and 61-356 when combined shall not exceed a total diversion rate of 8.72 cfs.
2. Rights 61-349, 61-353, 61-356 and 61-357 when combined shall not exceed a total diversion rate of 12.10 cfs at the point of diversion from King Hill Creek.
3. Rights 61-349, 61-353, 61-356 and 61-357 when combined shall not exceed a total annual maximum field headgate volume of 1,744.0 af at the field headgate, and the irrigation of 436.0 acres within the place of use described above in a single irrigation season.
4. Rights 61-349, 61-353, 61-356, 61-357, 61-2242, 61-2243, 61-7231 and 37-20344 when combined shall not exceed a total annual maximum field headgate volume of 2,855.0 af, and the irrigation of 667.0 acres within the place of use described above.
5. Rights 61-349, 61-353, 61-356, 61-357, 61-2242, 61-2243, 61-7231, 37-20344, and a portion of Right 37-4112, held by King Hill Irrigation District, shall not exceed a total annual maximum field headgate volume of 3,488.0 af, and the irrigation of 825.2 acres within the place of use described above. The total annual field headgate volume and the total acreage limitations in this condition may be amended administratively upon a determination by the SRBA Court that the place of use for the portion of Right 37-4112 appurtenant to the place of use described above is different than the place of use for Right 37-4122 as described in the final decision approving Transfer 68533.
6. After specific notification by the Department, the right holder shall install a suitable measuring device and lockable controlling works.
7. All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
8. The place of use for Right 61-356 and Right 61-357 is limited to the irrigation of 320.0 acres within the place of use described above in a single irrigation season.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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 13th day of June, 2005


Chief, Water Allocation Bureau

WATER RIGHT NO. 61-357
As Modified by Transfer No. 68533

In accordance with the approval of Transfer No. 68533, Water Right No. 61-357 is now described as follows.

Right Holder: ROCKY MOUNTAIN LAND & CATTLE LLC
 C/O KENT FOSTER
 HOLDEN KIDWELL HAHN & CRAPO PLLC
 PO BOX 50130
 IDAHO FALLS ID 83405

Priority Date: January 07, 1901

Source: KING HILL CREEK

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DIVERSION TO STORAGE	10/15	to 07/01	13.60 CFS	
IRRIGATION STORAGE	01/01	to 12/31		490.0 AF
IRRIGATION FROM STORAGE	03/15	to 11/15		490.0 AF
			13.60 CFS	490.0 AF

LOCATION OF POINT(S) OF DIVERSION:

KING HILL CREEK NWNWSW Sec. 26 Twp 04S Rge 10E ELMORE County

PLACE OF USE: IRRIGATION FROM STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05S	10E	1	36.0	35.0	28.0	40.0									37.0	4.0		9.0	189.0
			L 1	L 2															
05S	10E	12	4.0																4.0
05S	11E	5									27.0	25.0	40.0	28.0					120.0
05S	11E	6		34.0	22.0	14.0	38.0	29.0	31.0	40.0	40.0	31.0	20.0	26.0	34.0	38.0	23.0	32.0	452.0
				L 2			L 3	L 4	L 5			L 6	L 7						
05S	11E	7	6.0		8.0	17.0	14.0	17.0							4.0				66.0
					L 4			L 1											
05S	11E	8						17.0	5.0			8.0							30.0

Total Acres: 861

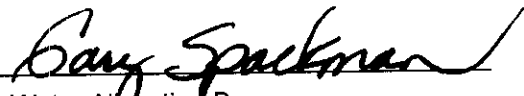
WATER RIGHT NO. 61-357
As Modified by Transfer No. 68533

CONDITIONS OF APPROVAL

1. Rights 61-349, 61-353, 61-356 and 61-357 when combined shall not exceed a total diversion rate of 12.10 cfs at the point of diversion from King Hill Creek.
2. Rights 61-349, 61-353, 61-356 and 61-357 when combined shall not exceed a total annual maximum field headgate volume of 1,744.0 af at the field headgate, and the irrigation of 436.0 acres within the place of use described above in a single irrigation season.
3. Rights 61-349, 61-353, 61-356, 61-357, 61-2242, 61-2243, 61-7231 and 37-20344 when combined shall not exceed a total annual maximum field headgate volume of 2,855.0 af, and the irrigation of 667.0 acres within the place of use described above.
4. Rights 61-349, 61-353, 61-356, 61-357, 61-2242, 61-2243, 61-7231, 37-20344, and a portion of Right 37-4112, held by King Hill Irrigation District, shall not exceed a total annual maximum field headgate volume of 3,488.0 af, and the irrigation of 825.2 acres within the place of use described above. The total annual field headgate volume and the total acreage limitations in this condition may be amended administratively upon a determination by the SRBA Court that the place of use for the portion of Right 37-4112 appurtenant to the place of use described above is different than the place of use for Right 37-4122 as described in the final decision approving Transfer 68533.
5. After specific notification by the Department, the right holder shall install a suitable measuring device and lockable controlling works.
6. All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
7. The place of use for Right 61-356 and Right 61-357 is limited to the irrigation of 320.0 acres within the place of use described above in a single irrigation season.
8. Right 61-357 is limited to a diversion rate of 12.10 cfs at the point of diversion from King Hill Creek.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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 13th day of June, 20 05


Chief, Water Allocation Bureau

WATER RIGHT NO. 61-2242
As Modified by Transfer No. 68533

In accordance with the approval of Transfer No. 68533, Water Right No. 61-2242 is now described as follows.

Right Holder: ROCKY MOUNTAIN LAND & CATTLE LLC
 C/O KENT FOSTER
 HOLDEN KIDWELL HAHN & CRAPO PLLC
 PO BOX 50130
 IDAHO FALLS ID 83405

Priority Date: July 28, 1966

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.94 CFS	235.0 AF
			0.94 CFS	235.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESWNE Sec. 6 Twp 05S Rge 11E ELMORE 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	
05S	10E	1	36.0	35.0	28.0	40.0									37.0	4.0		9.0	189.0
			L 1	L 2															
05S	10E	12	4.0																4.0
05S	11E	5									27.0	25.0	40.0	28.0					120.0
05S	11E	6		34.0	22.0	14.0	38.0	29.0	31.0	40.0	40.0	31.0	20.0	26.0	34.0	38.0	23.0	32.0	452.0
				L 2			L 3	L 4	L 5			L 6	L 7						
05S	11E	7	6.0		8.0	17.0	14.0	17.0							4.0				66.0
					L 4			L 1							L 5				
05S	11E	8						17.0	5.0			8.0							30.0
												L 1							

Total Acres: 861

WATER RIGHT NO. 61-2242
As Modified by Transfer No. 68533

CONDITIONS OF APPROVAL

1. Rights 61-2242, 61-2243 and 61-7231 when combined shall not exceed a total diversion rate of 3.74 cfs, a total annual maximum diversion volume of 935.0 af and the irrigation of 187.0 acres.
2. Rights 61-349, 61-353, 61-356, 61-357, 61-2242, 61-2243, 61-7231 and 37-20344 when combined shall not exceed a total annual maximum field headgate volume of 2,855.0 af, and the irrigation of 667.0 acres within the place of use described above.
3. Rights 61-349, 61-353, 61-356, 61-357, 61-2242, 61-2243, 61-7231, 37-20344, and a portion of Right 37-4112, held by King Hill Irrigation District, shall not exceed a total annual maximum field headgate volume of 3,488.0 af, and the irrigation of 825.2 acres within the place of use described above. The total annual field headgate volume and the total acreage limitations in this condition may be amended administratively upon a determination by the SRBA Court that the place of use for the portion of Right 37-4112 appurtenant to the place of use described above is different than the place of use for Right 37-4122 as described in the final decision approving Transfer 68533.
4. After specific notification by the Department, the right holder shall install a suitable measuring device and lockable controlling works.
5. 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 this approval.
6. All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
7. The place of use for Right 61-2242 is limited to the irrigation of 47.0 acres within the place of use described above in a single irrigation season.
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.

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 13th day of June, 20 05


Chief, Water Allocation Bureau

WATER RIGHT NO. 61-2243
As Modified by Transfer No. 68533

In accordance with the approval of Transfer No. 68533, Water Right No. 61-2243 is now described as follows.

Right Holder: ROCKY MOUNTAIN LAND & CATTLE LLC
 C/O KENT FOSTER
 HOLDEN KIDWELL HAHN & CRAPO PLLC
 PO BOX 50130
 IDAHO FALLS ID 83405

Priority Date: July 26, 1966

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	1.60 CFS	400.0 AF
			1.60 CFS	400.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESWNE Sec. 6 Twp 05S Rge 11E ELMORE 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	
05S 10E 1	36.0 L 1	35.0 L 2	28.0	40.0									37.0	4.0		9.0	189.0
05S 10E 12	4.0																4.0
05S 11E 5									27.0	25.0	40.0	28.0					120.0
05S 11E 6		34.0 L 2	22.0	14.0	38.0 L 3	29.0 L 4	31.0 L 5	40.0	40.0	31.0 L 6	20.0 L 7	26.0	34.0	38.0	23.0	32.0	452.0
05S 11E 7	6.0		8.0 L 4	17.0	14.0	17.0 L 1							4.0 L 5				66.0
05S 11E 8						17.0	5.0			8.0 L 1							30.0

Total Acres: 861

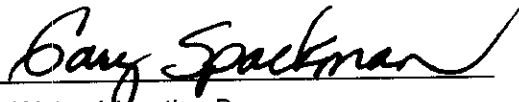
WATER RIGHT NO. 61-2243
As Modified by Transfer No. 68533

CONDITIONS OF APPROVAL

1. Rights 61-2242, 61-2243 and 61-7231 when combined shall not exceed a total diversion rate of 3.74 cfs, a total annual maximum diversion volume of 935.0 af and the irrigation of 187.0 acres.
2. Rights 61-349, 61-353, 61-356, 61-357, 61-2242, 61-2243, 61-7231 and 37-20344 when combined shall not exceed a total annual maximum field headgate volume of 2,855.0 af, and the irrigation of 667.0 acres within the place of use described above.
3. Rights 61-349, 61-353, 61-356, 61-357, 61-2242, 61-2243, 61-7231, 37-20344, and a portion of Right 37-4112, held by King Hill Irrigation District, shall not exceed a total annual maximum field headgate volume of 3,488.0 af, and the irrigation of 825.2 acres within the place of use described above. The total annual field headgate volume and the total acreage limitations in this condition may be amended administratively upon a determination by the SRBA Court that the place of use for the portion of Right 37-4112 appurtenant to the place of use described above is different than the place of use for Right 37-4122 as described in the final decision approving Transfer 68533.
4. After specific notification by the Department, the right holder shall install a suitable measuring device and lockable controlling works.
5. 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 this approval.
6. All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
7. The place of use for Right 61-2243 is limited to the irrigation of 80.0 acres within the place of use described above in a single irrigation season.
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.

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 13th day of June, 2005


Chief, Water Allocation Bureau

WATER RIGHT NO. 61-7231
As Modified by Transfer No. 68533

In accordance with the approval of Transfer No. 68533, Water Right No. 61-7231 is now described as follows.

Right Holder: ROCKY MOUNTAIN LAND & CATTLE LLC
 C/O KENT FOSTER
 HOLDEN KIDWELL HAHN & CRAPO PLLC
 PO BOX 50130
 IDAHO FALLS ID 83405

Priority Date: October 04, 1968

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	1.20 CFS	300.0 AF
			1.20 CFS	300.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESWNE Sec. 6 Twp 05S Rge 11E ELMORE 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	
05S 10E 1	36.0 L 1	35.0 L 2	28.0	40.0									37.0	4.0		9.0	189.0
05S 10E 12	4.0																4.0
05S 11E 5									27.0	25.0	40.0	28.0					120.0
05S 11E 6		34.0 L 2	22.0	14.0	38.0 L 3	29.0 L 4	31.0 L 5	40.0	40.0	31.0 L 6	20.0 L 7	26.0	34.0	38.0	23.0	32.0	452.0
05S 11E 7	6.0		8.0 L 4	17.0	14.0	17.0 L 1							4.0 L 5				66.0
05S 11E 8						17.0	5.0			8.0 L 1							30.0

Total Acres: 861

WATER RIGHT NO. 61-7231
As Modified by Transfer No. 68533

CONDITIONS OF APPROVAL

1. Rights 61-2242, 61-2243 and 61-7231 when combined shall not exceed a total diversion rate of 3.74 cfs, a total annual maximum diversion volume of 935.0 af and the irrigation of 187.0 acres.
2. Rights 61-349, 61-353, 61-356, 61-357, 61-2242, 61-2243, 61-7231 and 37-20344 when combined shall not exceed a total annual maximum field headgate volume of 2,855.0 af, and the irrigation of 667.0 acres within the place of use described above.
3. Rights 61-349, 61-353, 61-356, 61-357, 61-2242, 61-2243, 61-7231, 37-20344, and a portion of Right 37-4112, held by King Hill Irrigation District, shall not exceed a total annual maximum field headgate volume of 3,488.0 af, and the irrigation of 825.2 acres within the place of use described above. The total annual field headgate volume and the total acreage limitations in this condition may be amended administratively upon a determination by the SRBA Court that the place of use for the portion of Right 37-4112 appurtenant to the place of use described above is different than the place of use for Right 37-4122 as described in the final decision approving Transfer 68533.
4. After specific notification by the Department, the right holder shall install a suitable measuring device and lockable controlling works.
5. 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 this approval.
6. All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
7. The place of use for Right 61-7231 is limited to the irrigation of 60.0 acres within the place of use described above in a single irrigation season.
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.

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 13th day of June, 2005


Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20344
As Modified by Transfer No. 68533

In accordance with the approval of Transfer No. 68533, Water Right No. 37-20344 is now described as follows.

Right Holder: ROCKY MOUNTAIN LAND & CATTLE LLC
 C/O KENT FOSTER
 HOLDEN KIDWELL HAHN & CRAPO PLLC
 PO BOX 50130
 IDAHO FALLS ID 83405

Priority Date: January 25, 1904

Source: CLOVER CREEK

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	0.88 CFS	176.0 AF
			0.88 CFS	176.0 AF

LOCATION OF POINT(S) OF DIVERSION:

CLOVER CREEK L1 (NENWSW) Sec. 8 Twp 05S Rge 11E ELMORE 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	
05S 10E 1	36.0 L 1	35.0 L 2	28.0	40.0									37.0	4.0		9.0	189.0
05S 10E 12	4.0																4.0
05S 11E 5									27.0	25.0	40.0	28.0					120.0
05S 11E 6		34.0 L 2	22.0	14.0	38.0 L 3	29.0 L 4	31.0 L 5	40.0	40.0	31.0 L 6	20.0 L 7	26.0	34.0	38.0	23.0	32.0	452.0
05S 11E 7	6.0		8.0 L 4	17.0	14.0	17.0 L 1							4.0 L 5				66.0
05S 11E 8						17.0	5.0			8.0 L 1							30.0

Total Acres: 861

WATER RIGHT NO. 37-20344
As Modified by Transfer No. 68533

CONDITIONS OF APPROVAL

1. Right 37-20344 is limited to the irrigation of 44.0 acres within the place of use described above in a single irrigation season.
2. Right 37-20344 shall not exceed a total diversion rate of 0.88 cfs, a total annual maximum diversion volume of 176.0 af at the field headgate, and the irrigation of 44.0 acres.
3. Rights 61-349, 61-353, 61-356, 61-357, 61-2242, 61-2243, 61-7231 and 37-20344 when combined shall not exceed a total annual maximum field headgate volume of 2,855.0 af, and the irrigation of 667.0 acres within the place of use described above.
4. Rights 61-349, 61-353, 61-356, 61-357, 61-2242, 61-2243, 61-7231, 37-20344, and a portion of Right 37-4112, held by King Hill Irrigation District, shall not exceed a total annual maximum field headgate volume of 3,488.0 af, and the irrigation of 825.2 acres within the place of use described above. The total annual field headgate volume and the total acreage limitations in this condition may be amended administratively upon a determination by the SRBA Court that the place of use for the portion of Right 37-4112 appurtenant to the place of use described above is different than the place of use for Right 37-4122 as described in the final decision approving Transfer 68533.
5. 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.
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.

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 13th day of June, 20 05



Chief, Water Allocation Bureau