

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71212

This is to certify that: MC FARLAND LIVESTOCK CO INC
C/O TEX J KAUER
PO BOX 50
LEMHI ID 83465
(208)768-2711

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

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
74-332	AJC/Decreed	10/11/1909	1.00 cfs	N/A	N/A	75.0	BULL CREEK
74-333	AJC/Decreed	01/18/1919	3.20 cfs	N/A	N/A	160.0	BULL CREEK

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
74-332	NO	NO	YES	NO	NO	NO
74-333	NO	NO	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
74-332	74-332	1.00 cfs	N/A	75.0	235.0		N/A	N/A	N/A	N/A
74-333	74-333	3.20 cfs	N/A	160.0	235.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		4.20 cfs	N/A	235.0	235.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 20th day of October, 2004



Chief, Water Allocation Bureau

74-332

WATER RIGHT NO. 74-332
As Modified by Transfer No. 71212

In accordance with the approval of Transfer No. 71212, Water Right No. 74-332 is now described as follows.

Right Holder: MC FARLAND LIVESTOCK CO INC
C/O TEX J KAUER
PO BOX 50
LEMHI ID 83465

Priority Date: October 11, 1909

Source: BULL CREEK

Tributary: SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15 to	11/15	1.00 CFS	
			1.00 CFS	

LOCATION OF POINT(S) OF DIVERSION:

BULL CREEK SENE Sec. 24 Twp 15N Rge 27E LEMHI County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15N 27E 14															20.0	35.0	55.0
15N 27E 23	40.0	40.0	33.0		34.0		33.0										180.0

Total Acres: 235

CONDITIONS OF APPROVAL

1. Rights 74-332 and 74-333 when combined shall not exceed a total diversion rate of 4.20 cfs, and the irrigation of 235 acres.
2. This right is limited to the irrigation of 75 acres within the place of use described above in a single irrigation season.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No.74W.
4. 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. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

WATER RIGHT NO. 74-332
As Modified by Transfer No. 71212

CONDITIONS OF 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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

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 20th day of October, 20 04



Chief, Water Allocation Bureau

WATER RIGHT NO. 74-333
As Modified by Transfer No. 71212

In accordance with the approval of Transfer No. 71212, Water Right No. 74-333 is now described as follows.

Right Holder: MC FARLAND LIVESTOCK CO INC
C/O TEX J KAUER
PO BOX 50
LEMHI ID 83465

Priority Date: January 18, 1919

Source: BULL CREEK

Tributary: SINKS

<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:

BULL CREEK SENE Sec. 24 Twp 15N Rge 27E LEMHI County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15N 27E 14															20.0	35.0	55.0
15N 27E 23	40.0	40.0	33.0		34.0			33.0									180.0

Total Acres: 235

CONDITIONS OF APPROVAL

1. Rights 74-332 and 74-333 when combined shall not exceed a total diversion rate of 4.20 cfs, and the irrigation of 235 acres.
2. This right is limited to the irrigation of 160 acres within the place of use described above in a single irrigation season.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 74W.
4. 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. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

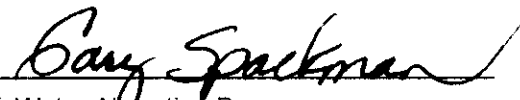
WATER RIGHT NO. 74-333
As Modified by Transfer No. 71212

CONDITIONS OF 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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

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 20th day of October, 2004


Chief, Water Allocation Bureau