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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4014

WATER RIGHT NO(S). 21-00048/21-00049/21-00050/21-00073B
21-00073D/21-00073F/21-00073J/21-00075/21-00114D/21-00140

This is to certify that: NORTH FREMONT CANAL SYSTEMS INC
C/O JEFF MAROTZ
1245 N 4300 E
ASHTON ID 83240

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	
Right No. 21-00048 :			
IRRIGATION	04/15 to 10/15	34.00 CFS	
Priority: 04/01/1896			
Right No. 21-00049 :			
IRRIGATION	04/15 to 10/15	12.00 CFS	
Priority: 05/01/1904			
Right No. 21-00050 :			
IRRIGATION	04/15 to 10/15	40.00 CFS	
Priority: 05/01/1905			
Right No. 21-00073B :			
IRRIGATION	04/15 to 10/15	4.00 CFS	840.0 AF
Priority: 11/05/1895			
Right No. 21-00073D :			
IRRIGATION	04/15 to 10/15	4.00 CFS	840.0 AF
Priority: 11/05/1895			
Right No. 21-00073F :			
IRRIGATION	04/15 to 10/15	3.92 CFS	
Priority: 11/05/1895			
Right No. 21-00073J :			
IRRIGATION	04/15 to 10/15	317.66 CFS	22,120.0 AF
Priority: 11/05/1895			
Right No. 21-00075 :			
IRRIGATION	04/15 to 10/15	3.00 CFS	
Priority: 06/01/1894			

RECORDED
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TRANSFER NO. 4014
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 21-00073D/21-00073F/21-00073J/21-00075/21-00114D/21-00140

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 21-00114D :			
IRRIGATION	04/15 to 10/15	2.80 CFS	
Priority: 06/01/1890			
Right No. 21-00140 :			
IRRIGATION	04/15 to 10/15	100.00 CFS	21,000.0 AF
Priority: 05/01/1906			
TOTAL:		521.38 CFS	110,386.5 AF

SOURCE

FALLS RIVER

TRIBUTARY OF

HENRYS FORK

LOCATION OF POINT(S) OF DIVERSION:

NENE , Sec. 4, Township 08N, Range 42E
 NESE , Sec. 21, Township 08N, Range 42E
 SESE , Sec. 22, Township 08N, Range 42E
 SWNW , Sec. 13, Township 09N, Range 42E
 NWNW , Sec. 23, Township 09N, Range 42E
 NESE , Sec. 23, Township 09N, Range 42E
 NWNW , Sec. 25, Township 09N, Range 42E
 * NESE , Sec. 35, Township 09N, Range 43E
 NWNW , Sec. 35, Township 09N, Range 44E
 NWSW , Sec. 33, Township 09N, Range 45E
 FREMONT County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
08N	42E	1	NENE 39	NWNE 40	SWNE 40	
			SENE 40	NENW 40	NWNW 40	
			SWNW 40	SENE 40	NESW 38	
			NWSW 37	SWSW 39	SESW 39	
			NESE 40	NWSE 40	SWSE 40	
			SESE 36			628
		2	NENE 31	NWNE 34	SWNE 40	
			SENE 39	NENW 13	NWNW 38	
			SWNW 15	SENE 39	NESW 39	
			NWSW 37	SWSW 40	SESW 40	
			NESE 40	NWSE 39	SWSE 40	
			SESE 38			562
		3	NENE 38	NWNE 39	SWNE 40	
			SENE 40	NENW 25	NWNW 36	
			SWNW 38	SENE 40	NESW 40	
			NWSW 40	SWSW 40	SESW 38	

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PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
			NESE 35	NWSE 30	SWSE 32	
			SESE 29			580
4			NENE 37	NWNE 39	SWNE 40	
			SENE 40	SWNW 38	SENW 39	
			NESW 40	NWSW 40	SWSW 39	
			SESW 40	NESE 39	NWSE 40	
			SWSE 39	SESE 39		549
5			SWNE 25	SENE 25	SENW 10	
			NESW 40	SESW 30	NESE 40	
			NWSE 40	SWSE 40	SESE 40	290
6			NESW 22	SWSW 13	SESW 40	
			NESE 38	NWSE 33	SWSE 40	
			SESE 40			226
7			NENE 40	NWNE 40	NENW 40	
			NWNW 27	SWNW 40		187
8			NENE 39	NWNE 39	SWNE 40	
			SENE 40	NENW 40	NWNW 40	
			SWNW 40	SENW 40	NESE 40	
			NWSE 15	SWSE 5	SESE 15	393
9			NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 39	NWNW 39	
			SWNW 40	SENW 40	NESW 40	
			NWSW 40	SWSW 39	SESW 38	
			NESE 40	NWSE 40	SWSE 30	
			SESE 30			615
10			NENE 38	NWNE 34	SWNE 40	
			SENE 40	NENW 30	NWNW 40	
			SWNW 40	SENW 35	NESW 40	
			NWSW 10	SWSW 30	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			577
11			NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 39	NWNW 38	
			SWNW 40	SENW 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			637
12			NENE 39	NWNE 40	SWNE 40	
			SENE 36	NENW 39	NWNW 39	
			SWNW 40	SENW 40	NESW 40	
			NWSW 40	SWSW 40	SESW 39	
			NESE 38	NWSE 34	SWSE 39	
			SESE 39			622
13			NENE 40	NWNE 40	SWNE 40	
			SENE 36	NENW 40	NWNW 40	

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21-00073D/21-00073F/21-00073J/21-00075/21-00114D/21-00140

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
			SWNW 40	SENW 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 38	NWSE 40	SWSE 20	574
14			NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 40	NWNW 40	
			SWNW 35	SENW 40	NESW 40	
			NWSW 35	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			630
15			NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 40	NWNW 40	
			SWNW 40	SENW 40	NESW 40	
			NWSW 37	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 37			634
16			SWNE 10	SENE 35	NESW 25	
			SESW 40	NESE 40	NWSE 38	
			SWSE 40	SESE 25		253
20			SENE 40	NESE 40	SESE 20	100
21			NWNE 40	SWNE 40	SENE 40	
			NENW 40	NWNW 40	SWNW 40	
			NESW 40	NWSW 40	SWSW 5	
			SESW 40	NESE 35	NWSE 40	440
22			NENE 25	NWNE 30	NENW 30	
			NWNW 30	SWNW 20	SENW 20	155
23			NENE 40	NWNE 40	SWNE 13	
			SENE 13	NENW 20	NWNW 8	134
24			NENW 10	NWNW 30	SWNW 13	53
43E 3			NENE 4	NWNE 32	SWNE 5	
			NENW 40	NWNW 40	SWNW 37	
			SENW 39	NWSW 21	SWSW 19	237
4			NENE 38	NWNE 40	SWNE 25	
			SENE 17	NENW 40	NWNW 39	
			SWNW 40	SENW 36	NESW 30	
			NWSW 20	NWSE 35	SWSE 25	
			SESE 33			418
5			NENE 38	NWNE 38	SWNE 38	
			SENE 39	NENW 40	NWNW 40	
			SWNW 38	SENW 40	NESW 40	
			NWSW 38	SWSW 38	SESW 40	
			NESE 37	NWSE 38	SWSE 37	579
6			NENE 39	NWNE 34	SWNE 40	
			SENE 37	NENW 40	NWNW 38	
			SWNW 40	SENW 40	NESW 40	
			NWSW 40	SWSW 39	SESW 40	

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21-00073D/21-00073F/21-00073J/21-00075/21-00114D/21-00140

PLACE OF USE: IRRIGATION

TWN	RGE	SEC	ACRES	ACRES	ACRES	TOTAL
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			627
		7	NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 32	NWNW 36	
			SWNW 30	SENE 40	NESW 40	
			NWSW 39	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 34	
			SESE 11			582
		8	NWNE 35	NENW 40	NWNW 40	
			SWNW 40	SENE 5	NWSW 15	175
		9	NENE 40	NWNE 40	SWNE 40	
			SENE 40	NESE 35		195
		10	NWNW 31	SWNW 38		69
		18	NWNE 10	SWNE 28	NENW 40	
			NWNW 40	SENE 16	NESW 8	
			NWSW 10			152
09N	42E	13	SWNE 20	SWNW 35	SENE 32	
			NESW 39	NWSW 36	SWSW 40	
			SESW 40	NESE 16	NWSE 40	298
		14	SENE 10	NESE 37	NWSE 4	
			SWSE 20	SESE 40		111
		22	NENE 30	NWNE 30	SWNE 40	
			SENE 39	NENW 5	SENE 39	
			NESW 39	SWSW 25	SESW 40	
			NESE 37	NWSE 40	SWSE 40	
			SESE 35			439
		23	NENE 38	NWNE 36	SWNE 25	
			SENE 29	NENW 7	NWNW 22	
			SWNW 40	SENE 40	NESW 40	
			NWSW 30	SWSW 20	SESW 20	
			NESE 10	NWSE 20	SWSE 40	
			SESE 25			442
		24	NENE 40	NWNE 40	SWNE 38	
			SENE 40	NENW 40	NWNW 36	
			SWNW 36	SENE 40	NESW 30	
			NWSW 25	SWSW 34	NESE 16	
			NWSE 40	SESE 40		495
		25	SWNE 30	SENE 10	NWNW 38	
			SWNW 26	NWSW 10	NESE 5	
			SESE 40			159
		26	NENE 33	NWNE 33	SWNE 38	
			SENE 38	NENW 40	NWNW 17	
			SWNW 20	SENE 40	NESW 40	
			NWSW 17	SWSW 35	SESW 39	
			NESE 27	NWSE 38	SWSE 37	

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PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
		SESE	38			530
27		NENE	40	NWNE	20	
		SENE	35	NENW	35	
		NESW	40	NWSW	35	
		SESW	39	NESE	33	
		SWSE	39	SESE	37	472
28		NESE	1	SWSE	7	36
32		SESE	4			4
33		NENE	40	NWNE	30	
		SENE	40	NESW	35	
		SWSW	38	SESW	35	
		NWSE	36	SWSE	39	417
34		NENE	28	NWNE	38	
		SENE	40	NENW	40	
		SWNW	37	SESW	38	
		NWSW	37	SWSW	37	
		NESE	40	NWSE	40	561
35		NENE	28	NWNE	38	
		SENE	32	NENW	40	
		NESE	39	NWSE	14	
		SESE	38			340
36		NENE	31	SWNE	40	
		SWNW	36	SESW	36	
		NWSW	36	SWSW	40	
		NESE	34	NWSE	39	
		SESE	34			473
43E	13	SWNE	30	SENE	30	
		NESW	40	NWSW	40	
		SESW	40	NWSE	20	280
14		SESW	13	NESE	16	47
18		NESW	3	NWSW	17	60
19		NWNE	35	SWNE	27	
		NENW	40	NWNW	40	
		SESW	39	NESW	40	
		SWSW	39	SESW	39	
		NWSE	30	SWSE	40	541
20		SWNE	25	SENE	35	
		SESW	25	NESW	40	
		SWSW	36	SESW	40	
		NWSE	40	SWSE	40	420
21		NWNE	3	SWNE	37	
		NENW	2	SWNW	32	
		NESW	40	NWSW	39	
		SESW	40	NESE	37	
		SWSE	40	SESE	40	

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21-00073D/21-00073F/21-00073J/21-00075/21-00114D/21-00140

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>	
22		NENE	25	SWNE	39	SENE	40
		SWNW	35	SENE	39	NESW	39
		NWSW	35	SWSW	39	SESW	37
		NESE	40	NWSE	40	SWSE	39
		SESE	38				485
23		NENE	38	NWNE	38	SWNE	38
		SENE	39	NENW	38	NWNW	38
		SWNW	38	SENE	40	NESW	40
		NWSW	39	SWSW	38	SESW	35
		NESE	40	NWSE	39	SWSE	38
		SESE	39				615
24		NENE	40	NWNE	35	SWNE	34
		SENE	33	NENW	35	NWNW	39
		SWNW	40	SENE	35	NESW	39
		NWSW	40	SWSW	35	SESW	40
		NESE	40	NWSE	40	SWSE	40
		SESE	40				605
25		NENE	28	NWNE	40	SWNE	39
		SENE	39	NENW	40	NWNW	35
		SWNW	40	SENE	40	NESW	40
		NWSW	40	SWSW	35	SESW	40
		NESE	39	NWSE	40	SWSE	40
		SESE	36				611
26		NENE	40	NWNE	35	SWNE	40
		SENE	39	NENW	36	NWNW	38
		SWNW	36	SENE	40	NESW	39
		NWSW	38	SWSW	36	SESW	35
		NESE	36	NWSE	40	SWSE	35
		SESE	25				588
27		NENE	38	NWNE	39	SWNE	39
		SENE	39	NENW	33	NWNW	39
		SWNW	38	SENE	36	NESW	38
		NWSW	40	SWSW	40	SESW	40
		NESE	40	NWSE	38	SWSE	40
		SESE	37				614
28		NENE	39	NWNE	40	SWNE	36
		SENE	36	NENW	40	NWNW	40
		SWNW	35	SENE	39	NESW	40
		NWSW	40	SWSW	40	SESW	40
		NESE	39	NWSE	40	SWSE	40
		SESE	40				624
29		NENE	39	NWNE	40	SWNE	40
		SENE	38	NENW	40	NWNW	40
		SWNW	40	SENE	40	NESW	40
		NWSW	39	SWSW	31	SESW	40

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PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
			NESE 39	NWSE 40	SWSE 40	
			SESE 35			621
30			NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 40	NWNW 40	
			SWNW 40	SENW 40	NESW 38	
			NWSW 40	SWSW 26	SESW 38	
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			622
31			NENE 35	NWNE 39	SWNE 40	
			SENE 40	NENW 39	NWNW 38	
			SWNW 40	SENW 40	NESW 40	
			NWSW 40	SWSW 39	SESW 39	
			NESE 40	NWSE 40	SWSE 38	
			SESE 40			627
32			NENE 40	NWNE 39	SWNE 33	
			SENE 40	NENW 40	NWNW 25	
			SWNW 39	SENW 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 36	SWSE 38	
			SESE 36			606
33			NENE 38	NWNE 38	SWNE 40	
			SENE 40	NENW 40	NWNW 40	
			SWNW 40	SENW 40	NESW 38	
			NWSW 39	SWSW 34	SESW 37	
			NESE 38	NWSE 38	SWSE 39	
			SESE 37			616
34			NENE 40	NWNE 38	SWNE 38	
			SENE 38	NENW 40	NWNW 40	
			SWNW 40	SENW 40	NESW 38	
			NWSW 40	SWSW 36	SESW 38	
			NESE 20	NWSE 14	SWSE 38	
			SESE 25			563
35			NENE 37	NWNE 36	SWNE 40	
			SENE 40	NENW 39	NWNW 40	
			SWNW 36	SENW 30	NESW 25	
			NWSW 26	SWSW 20	SESW 33	
			SWSE 15			417
36			NENE 38	NWNE 40	SWNE 38	
			SENE 33	NENW 37	NWNW 40	
			SWNW 40	SENW 38		304
44E 17			SWNW 16	NESW 36	NWSW 40	
			SWSW 39	SESW 36	NESE 27	
			NWSE 30	SWSE 37	SESE 38	299
18			SWNE 8	SENE 14	NESW 38	
			NWSW 36	SWSW 39	SESW 39	

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PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
		NESE	34	NWSE	38	
		SESE	38			323
19		NWNE	33	SWNE	32	
		NWNW	36	SWNW	39	
		NESW	39	NWSW	39	
		SESW	35	NESE	39	
		SWSE	38	SESE	38	518
20		NENW	35	NWNW	38	
		SESW	39	NESW	40	
		SWSW	34	SESW	33	
		NWSE	35	SWSE	33	435
21		SWNE	40	SENE	38	
		SESW	38	NESW	40	
		SWSW	37	SESW	40	
		NWSE	40	SWSE	38	466
22		NWNE	40	NWNW	25	
		SESW	35	NESW	20	
		SESW	37			227
27		NENW	19	NWNW	39	
		SESW	12	NESW	22	
		SWSW	5	SESW	18	
		SWSE	21	SESE	10	241
28		NENE	32	NWNE	38	
		SENE	32	NENW	38	
		SWNW	40	SESW	39	
		NWSW	35	SWSW	40	
		NESE	36	NWSE	37	
		SESE	33			591
29		NENE	34	NWNE	39	
		SENE	40	NENW	38	
		SWNW	39	SESW	38	
		NWSW	38	SWSW	39	
		NESE	40	NWSE	40	
		SESE	34			598
30		NENE	39	NWNE	38	
		SENE	39	NENW	36	
		SWNW	39	SESW	39	
		NWSW	37	SWSW	39	
		NESE	37	NWSE	40	
		SESE	39			619
31		NENE	35	NWNE	40	
		SENE	5	NENW	39	
		SWNW	28	SESW	36	243
32		NWNW	17			17

Total number of acres irrigated: ** 31,539

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21-00073D/21-00073F/21-00073J/21-00075/21-00114D/21-00140

CONDITIONS/REMARKS:

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.
3. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
4. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
5. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
6. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
7. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
8. The right holder shall provide the watermaster of State Water District No. 01, Snake River, with a water right distribution summary prior to each irrigation season designating the amount of water to be diverted from each point of diversion and specifying the associated water right number(s) and date of priority.
9. The right holder shall provide the watermaster of State Water District No. 01, Snake River, with an assignment of available storage water among the various points of diversion prior to the storage being delivered if the right holder does not wish the storage water to be uniformly available to all diversion points.
10. A measuring device and lockable controlling works of a type approved by this Department shall be maintained on each diverting works in a manner that will provide the watermaster suitable control of the diversions and will allow determination of the total rate of diversion.
11. The total instantaneous diversion of water from all points of diversion under Transfer No. 4014 shall not exceed 521.38 cfs, nor total combined annual volume of 110,386.5 afa.
- * 12. Two points of diversion are located within NESE, S35, T09N, R43E.
- ** 13. Combined Right Nos. 21-00048, 21-00049, 21-00050, 21-00073B, 21-00073D, 21-00073F, 21-00073J, 21-00075, 21-00114D and 21-00140 are limited to the total combined irrigation of 31,539.0 acres in a single irrigation season.
- ** 14. Right No. 21-00073B is limited to the irrigation of 240 acres in the place of use described above in a single irrigation season.

OCT 6 1975

TRANSFER NO. 4014

WATER RIGHT NO(S). 21-00048/21-00049/21-00050/21-00073B
21-00073D/21-00073F/21-00073J/21-00075/21-00114D/21-00140

CONDITIONS/REMARKS:

- ** 15. Right No.21-00073D is limited to the irrigation of 240 acres in the place of use described above in a single irrigation season.
- ** 16. Right No.21-00073J is limited to the irrigation of 6,320 acres in the place of use described above in a single irrigation season.
- ** 17. Right No.21-00140 is limited to the irrigation of 6,000 acres in the place of use described above in a single irrigation season.

Dated this 2nd day of October, 1995.


Chief, Water Alloc. Bureau

OCT 03 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

OCTOBER 2, 1995

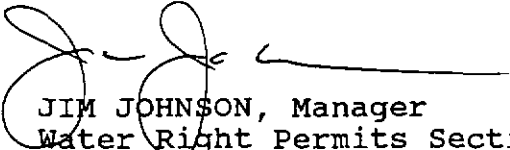
NORTH FREMONT CANAL SYSTEMS INC
C/O JEFF MAROTZ
1245 N 4300 E
ASHTON ID 83240

RE: Transfer of Water Right Nos. 21-00048/21-00049/21-00050/
21-00073B/21-00073D/21-00073F/21-00073J/21-00075/
21-00114D/21-00140

Dear Water Right Holder(s):

Enclosed is a copy of your approved Transfer of Water Right for the above referenced water right (Transfer No. 4014). Please be sure to thoroughly review the "Conditions/Remarks:" as listed on the transfer.

Sincerely,


JIM JOHNSON, Manager
Water Right Permits Section

JJ:rl

Enclosure

OCT 03 1995

MEMORANDUM

TO: Files 21-00049/00050/00073/00075/00114/00140

FROM: Sharla

DATE: October 21, 1992

RE: Trans. #4014

See file 21-00048 for all correspondence regarding the above referenced transfer.

OCT 03 1995