

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70958

This is to certify that: ELIASON LIVESTOCK LLC
23370 W OLD HWY 37
HOLBROOK ID 83252

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>
17-2027	WR/License	07/02/1953	1.20 cfs	N/A	N/A	170.0	GROUND WATER
17-2044	WR/License	08/24/1959	0.53 cfs	225.0 af	N/A	123.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

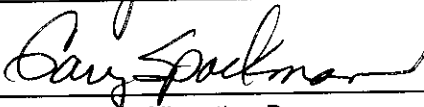
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
17-2027	NO	YES	YES	NO	NO	NO
17-2044	NO	YES	YES	NO	NO	NO

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>
17-2027	17-2027	1.20 cfs	510.0 af	170.0	189.0		N/A	N/A	N/A	N/A
17-2044	17-2044	0.53 cfs	225.0 af	123.0	189.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		1.73 cfs	661.5 af	189.0	189.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 17th day of February, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 17-2044
As Modified by Transfer No. 70958

In accordance with the approval of Transfer No. 70958, Water Right No. 17-2044 is now described as follows.

Right Holder: ELIASON LIVESTOCK LLC
 23005 W OLD HWY 37
 HOLBROOK ID 83252

Priority Date: August 24, 1959

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/15	0.53 CFS	225.0 AF
			0.53 CFS	225.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESE	Sec. 9	Twp 14S	Rge 32E	ONEIDA County
GROUND WATER	NESE	Sec. 9	Twp 14S	Rge 32E	ONEIDA 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					
14S	32E	9				4.0										19.0	1.0	24.0	
14S	32E	10								15.0	31.0	25.0	40.0			20.0		131.0	
14S	32E	15	6.0	12.0			15.0	1.0										34.0	

Total Acres: 189

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Rights 17-2027 and 17-02044 shall not exceed 1.73 cfs, nor a total combined annual volume of 661.5 af.
2. Rights 17-2027 and 17-2044 when combined shall not exceed a total irrigation of 189 acres.
3. This right is limited to the irrigation of 170 acres within the place of use described above in a single irrigation season.
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. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
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.

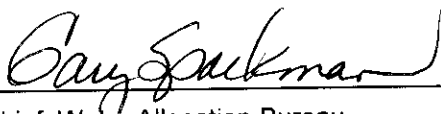
WATER RIGHT NO. 17-2044
As Modified by Transfer No. 70958

CONDITIONS OF APPROVAL

7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. 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.

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 17th day of February, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 17-2027
As Modified by Transfer No. 70958

In accordance with the approval of Transfer No. 70958, Water Right No. 17-2027 is now described as follows.

Right Holder: ELIASON LIVESTOCK LLC
 23005 W OLD HWY 37
 HOLBROOK ID 83252

Priority Date: July 02, 1953

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	510.0 AF
			1.20 CFS	510.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESE	Sec. 9	Twp 14S	Rge 32E	ONEIDA County
GROUND WATER	NESE	Sec. 9	Twp 14S	Rge 32E	ONEIDA 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					
14S	32E	9				4.0										19.0		1.0	24.0
14S	32E	10								15.0	31.0	25.0	40.0					20.0	131.0
14S	32E	15	6.0	12.0			15.0	1.0											34.0

Total Acres: 189

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Rights 17-2027 and 17-02044 shall not exceed 1.73 cfs, nor a total combined annual volume of 661.5 af.
2. Rights 17-2027 and 17-2044 when combined shall not exceed a total irrigation of 189 acres.
3. This right is limited to the irrigation of 123 acres within the place of use described above in a single irrigation season.
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. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
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.

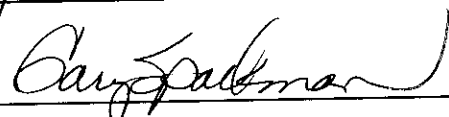
WATER RIGHT NO. 17-2027
As Modified by Transfer No. 70958

CONDITIONS OF APPROVAL

7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. 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.

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 17th day of February, 2004



Chief, Water Allocation Bureau