

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70414**

This is to certify that: KENT R SEARLE
600 S 476 E
BURLEY ID 83318
(208)678-2913

And/Or

RAYMOND C SEARLE
655 S 650 E
BURLEY ID 83318
(208)654-2755

And/Or

CLIFFORD SEARLE
500 S 500 E
BURLEY ID 83318
(208)678-2615

And/Or

CLOYD R SEARLE
550 S 474 E
BURLEY ID 83318
(208)678-1289

And/Or

KELLY SEARLE
739 S 50 W
BURLEY ID 83318
(208)678-7104

And/Or

CRAIG SEARLE
522 E 600 S
BURLEY ID 83318
(208)678-1599

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>
45-2383	AJC/License	06/14/1951	9.49 cfs	2560 af	640.0	1,555.0	GROUND WATER
45-7118	AJC/License	01/08/1973	4.8 cfs	960 af	240.0	1,555.0	GROUND WATER
45-7125	AJC/License	01/31/1973	3.14 cfs	628 af	157.0	1,555.0	GROUND WATER
45-7317	AJC/License	07/11/1977	3.35 cfs	932 af	233.0	1,555.0	GROUND WATER

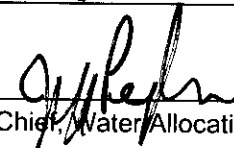
Purpose of Transfer (Changes Proposed)

<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>
45-2383	NO	NO	NO	NO	NO	NO
45-7118	NO	NO	NO	YES	NO	NO
45-7125	NO	NO	NO	YES	NO	NO
45-7317	NO	NO	NO	YES	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>
45-2383	45-2383	9.49 cfs	2560 af	640.0	1,555.0		N/A	N/A	N/A	N/A
45-7118	45-7118	4.8 cfs	960 af	240.0	1,555.0		N/A	N/A	N/A	N/A
45-7125	45-7125	3.14 cfs	628 af	157.0	1,555.0		N/A	N/A	N/A	N/A
45-7317	45-7317	3.35 cfs	932 af	233.0	1,555.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		20.51 cfs	5080 af	1270	1555		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 23 day of June, 20 03


For Chief, Water Allocation Bureau

WATER RIGHT NO. 45-2383
As Modified by Transfer No. 70414

In accordance with the approval of Transfer No. 70414, Water Right No. 45-2383 is now described as follows.

Right Holder: RAYMOND C SEARLE
655 S 650 E
BURLEY ID 83318

And/Or

CRAIG SEARLE
522 E 600 S
BURLEY ID 83318

And/Or

CLOYD R SEARLE
550 S 474 E
BURLEY ID 83318

And/Or

CLIFFORD SEARLE
500 S 500 E
BURLEY ID 83318

And/Or

KENT R SEARLE
600 S 476 E
BURLEY ID 83318

And/Or

KELLY SEARLE
739 S 50 W
BURLEY ID 83318

Priority Date: June 14, 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	9.49 CFS	2,560.0 AF
			9.49 CFS	2,560.0 AF

WATER RIGHT NO. 45-2383
As Modified by Transfer No. 70414

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWNWNE	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	NWSWNW	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	SWSWNW	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	NENESW	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	SWNWSW	Sec. 28 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	NWSWSW	Sec. 28 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	SWSWSW	Sec. 28 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	NENESE	Sec. 30 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	SESESE	Sec. 30 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	SESESE	Sec. 32 Twp 11S	Rge 24E	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	
11S 23E 26													1.0	33.0	14.0		48.0
11S 23E 32	39.0	40.0	41.0	40.0	40.0	39.0	30.0	41.0	40.0	40.0	39.0	40.0	40.0	41.0	40.0	39.0	629.0
11S 23E 35	41.0	41.0	41.0	41.0													164.0
11S 24E 28									41.0	40.0	39.0	41.0	40.0	40.0	41.0	41.0	323.0
11S 24E 30		40.0	41.0										37.0	37.0	40.0	40.0	235.0
11S 24E 32									40.0		39.0			39.0	38.0		156.0

Total Acres: 1555

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
2. The new point of diversion located in the NENESE, S30, T11S, R24E is limited to a maximum diversion rate of 4.00 cfs.
3. This right is limited to the irrigation of 640.0 acres within the place of use described above in a single irrigation season.
4. Diversion of water from the four (4) points of diversion located in Section 32, T11S, R23E in the Oakley-Kenyon Critical Ground Water Area shall not exceed a total annual maximum diversion volume of 2,560.0 af.
5. The total instantaneous diversion of water from all points of diversion under Rights 45-2383, 45-7118, 45-7125, and 45-7317 shall not exceed 20.51 cfs, nor total combined annual volume of 5080.0 af for the irrigation of 1270 acres in the place of use described above in a single irrigation season.
6. Prior to the diversion and use of water under Transfer approval 70414, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

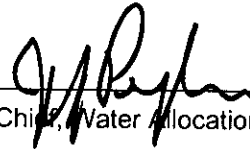
WATER RIGHT NO. 45-2383
As Modified by Transfer No. 70414

CONDITIONS OF APPROVAL

7. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
8. 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.
9. This right does not grant any right-of-way or easement across the land of another.
10. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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.

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 23 day of June, 20 03

For  _____
Chief, Water Allocation Bureau

WATER RIGHT NO. 45-7118
As Modified by Transfer No. 70414

In accordance with the approval of Transfer No. 70414, Water Right No. 45-7118 is now described as follows.

Right Holder: RAYMOND C SEARLE

655 S 650 E
BURLEY ID 83318

AND/OR

CRAIG SEARLE
522 E 600 S
BURLEY ID 83318

AND/OR

CLOYD R SEARLE
550 S 474 E
BURLEY ID 83318

AND/OR

CLIFFORD SEARLE
500 S 500 E
BURLEY ID 83318

AND/OR

KENT R SEARLE
600 S 476 E
BURLEY ID 83318

AND/OR

KELLY SEARLE
739 S 50 W
BURLEY ID 83318

Priority Date: January 08, 1973

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	4.80 CFS	960.0 AF
			4.80 CFS	960.0 AF

WATER RIGHT NO. 45-7118
As Modified by Transfer No. 70414

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWNWNE	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	NWSWNW	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	SWSWNW	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	NENESW	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	SWNWSW	Sec. 28 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	NWSWSW	Sec. 28 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	SWSWSW	Sec. 28 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	NENESE	Sec. 30 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	SESESE	Sec. 30 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	SESESE	Sec. 32 Twp 11S	Rge 24E	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	
11S 23E 26													1.0	33.0	14.0		48.0
11S 23E 32	39.0	40.0	41.0	40.0	40.0	39.0	30.0	41.0	40.0	40.0	39.0	40.0	40.0	41.0	40.0	39.0	629.0
11S 23E 35	41.0	41.0	41.0	41.0													164.0
11S 24E 28									41.0	40.0	39.0	41.0	40.0	40.0	41.0	41.0	323.0
11S 24E 30		40.0	41.0										37.0	37.0	40.0	40.0	235.0
11S 24E 32									40.0		39.0			39.0	38.0		156.0

Total Acres: 1555

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
2. The new point of diversion located in the NENESE, S30, T11S, R24E is limited to a maximum diversion rate of 4.00 cfs.
3. This right is limited to the irrigation of 240.0 acres within the place of use described above in a single irrigation season.
4. Rights 45-7118 and 45-7125 when combined shall not exceed a total diversion rate of 7.67 cfs.
5. The total instantaneous diversion of water from all points of diversion under Rights 45-2383, 45-7118, 45-7125, and 45-7317 shall not exceed 20.51 cfs, nor total combined annual volume of 5080.0 af for the irrigation of 1270 acres in the place of use described above in a single irrigation season.
6. Diversion of water from the four (4) points of diversion located in Section 32, T11S, R23E in the Oakley-Kenyon Critical Ground Water Area shall not exceed a total annual maximum diversion volume of 2,560.0 af.

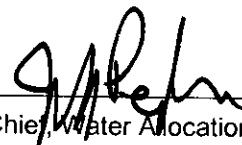
WATER RIGHT NO. 45-7118
As Modified by Transfer No. 70414

CONDITIONS OF APPROVAL

7. Prior to the diversion and use of water under Transfer approval 70414, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
8. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
9. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under Rights 45-7118, 45-7125 and 45-7317 on 102.0 acres and shall only divert groundwater under these rights on these 102.0 acres when water from the appurtenant surface water rights cannot be delivered to the right holder
10. Rights 45-7118, 45-7125 and 45-7317 shall not be used on 102.0 acres if the surface water right(s) appurtenant to the same 102.0 acres is sold, transferred, leased or used on any other place of use.
11. Rights 45-7118, 45-7125, 45-7317 and surface water right(s) appurtenant to 102.0 acres of the same land shall not exceed the combined irrigation of 630.0 acres unless additional rights or shares are obtained in the future.
12. 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.
13. This right does not grant any right-of-way or easement across the land of another.
14. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. 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.

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 23 day of June, 2003

for 
Chief, Water Allocation Bureau

WATER RIGHT NO. 45-7125
As Modified by Transfer No. 70414

In accordance with the approval of Transfer No. 70414, Water Right No. 45-7125 is now described as follows.

Right Holder: RAYMOND C SEARLE
655 S 650 E
BURLEY ID 83318

AND/OR

CRAIG SEARLE
522 E 600 S
BURLEY ID 83318

AND/OR

CLOYD R SEARLE
550 S 474 E
BURLEY ID 83318

AND/OR

CLIFFORD SEARLE
500 S 500 E
BURLEY ID 83318

AND/OR

KENT R SEARLE
600 S 476 E
BURLEY ID 83318

AND/OR

KELLY SEARLE
739 S 50 W
BURLEY ID 83318

Priority Date: January 31, 1973

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	3.14 CFS	628.0 AF
			3.14 CFS	628.0 AF

WATER RIGHT NO. 45-7125
As Modified by Transfer No. 70414

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWNWNE	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	NWSWNW	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	SWSWNW	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	NENESW	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	SWNWSW	Sec. 28 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	NWSWSW	Sec. 28 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	SWSWSW	Sec. 28 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	NENESE	Sec. 30 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	SESESE	Sec. 30 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	SESESE	Sec. 32 Twp 11S	Rge 24E	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	
11S 23E 26													1.0	33.0	14.0		48.0
11S 23E 32	39.0	40.0	41.0	40.0	40.0	39.0	30.0	41.0	40.0	40.0	39.0	40.0	40.0	41.0	40.0	39.0	629.0
11S 23E 35	41.0	41.0	41.0	41.0													164.0
11S 24E 28									41.0	40.0	39.0	41.0	40.0	40.0	41.0	41.0	323.0
11S 24E 30		40.0	41.0										37.0	37.0	40.0	40.0	235.0
11S 24E 32									40.0		39.0				39.0	38.0	156.0

Total Acres: 1555

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
2. The new point of diversion located in the NENESE, S30, T11S, R24E is limited to a maximum diversion rate of 4.00 cfs.
3. This right is limited to the irrigation of 157.0 acres within the place of use described above in a single irrigation season.
4. Rights 45-7118 and 45-7125 when combined shall not exceed a total diversion rate of 7.67 cfs.
5. The total instantaneous diversion of water from all points of diversion under Rights 45-2383, 45-7118, 45-7125, and 45-7317 shall not exceed 20.51 cfs, nor total combined annual volume of 5080.0 af for the irrigation of 1270 acres in the place of use described above in a single irrigation season.
6. Diversion of water from the four (4) points of diversion located in Section 32, T11S, R23E in the Oakley-Kenyon Critical Ground Water Area shall not exceed a total annual maximum diversion volume of 2,560.0 af.

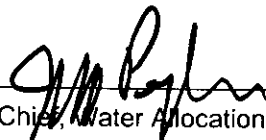
WATER RIGHT NO. 45-7125
As Modified by Transfer No. 70414

CONDITIONS OF APPROVAL

7. Prior to the diversion and use of water under Transfer approval 70414, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
8. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
9. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under Rights 45-7118, 45-7125 and 45-7317 on 102.0 acres and shall only divert groundwater under these rights on these 102.0 acres when water from the appurtenant surface water rights cannot be delivered to the right holder
10. Rights 45-7118, 45-7125 and 45-7317 shall not be used on 102.0 acres if the surface water right(s) appurtenant to the same 102.0 acres is sold, transferred, leased or used on any other place of use.
11. Rights 45-7118, 45-7125, 45-7317 and surface water right(s) appurtenant to 102.0 acres of the same land shall not exceed the combined irrigation of 630.0 acres unless additional rights or shares are obtained in the future.
12. 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.
13. This right does not grant any right-of-way or easement across the land of another.
14. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. 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.

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 23 day of June, 20 03

For 
Chief, Water Allocation Bureau

WATER RIGHT NO. 45-7317
As Modified by Transfer No. 70414

In accordance with the approval of Transfer No. 70414, Water Right No. 45-7317 is now described as follows.

Right Holder: RAYMOND C SEARLE
655 S 650 E
BURLEY ID 83318

And/Or

CRAIG SEARLE
522 E 600 S
BURLEY ID 83318

And/Or

CLOYD R SEARLE
550 S 474 E
BURLEY ID 83318

And/Or

CLIFFORD SEARLE
500 S 500 E
BURLEY ID 83318

And/Or

KENT R SEARLE
600 S 476 E
BURLEY ID 83318

And/Or

KELLY SEARLE
739 S 50 W
BURLEY ID 83318

Priority Date: July 11, 1977

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	3.35 CFS	932.0 AF
			3.35 CFS	932.0 AF

WATER RIGHT NO. 45-7317
As Modified by Transfer No. 70414

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWNWNE	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	NWSWNW	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	SWSWNW	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	NENESW	Sec. 32 Twp 11S	Rge 23E	CASSIA County
GROUND WATER	SWNWSW	Sec. 28 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	NWSWSW	Sec. 28 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	SWSWSW	Sec. 28 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	NENESE	Sec. 30 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	SESESE	Sec. 30 Twp 11S	Rge 24E	CASSIA County
GROUND WATER	SESESE	Sec. 32 Twp 11S	Rge 24E	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	
11S 23E 26														1.0	33.0	14.0	48.0
11S 23E 32	39.0	40.0	41.0	40.0	40.0	39.0	30.0	41.0	40.0	40.0	39.0	40.0	40.0	41.0	40.0	39.0	629.0
11S 23E 35	41.0	41.0	41.0	41.0													164.0
11S 24E 28									41.0	40.0	39.0	41.0	40.0	40.0	41.0	41.0	323.0
11S 24E 30		40.0	41.0										37.0	37.0	40.0	40.0	235.0
11S 24E 32									40.0		39.0			39.0	38.0		156.0

Total Acres: 1555

CONDITIONS OF APPROVAL

- Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
- The new point of diversion located in the NENESE, S30, T11S, R24E is limited to a maximum diversion rate of 4.00 cfs.
- This right is limited to the irrigation of 233.0 acres within the place of use described above in a single irrigation season.
- The total instantaneous diversion of water from all points of diversion under Rights 45-2383, 45-7118, 45-7125, and 45-7317 shall not exceed 20.51 cfs, nor total combined annual volume of 5080.0 af for the irrigation of 1270 acres in the place of use described above in a single irrigation season.
- Diversion of water from the four (4) points of diversion located in Section 32, T11S, R23E in the Oakley-Kenyon Critical Ground Water Area shall not exceed a total annual maximum diversion volume of 2,560.0 af.
- Prior to the diversion and use of water under Transfer approval 70414, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

WATER RIGHT NO. 45-7317
As Modified by Transfer No. 70414

CONDITIONS OF APPROVAL

7. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
8. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under Rights 45-7118, 45-7125 and 45-7317 on 102.0 acres and shall only divert groundwater under these rights on these 102.0 acres when water from the appurtenant surface water rights cannot be delivered to the right holder
9. Rights 45-7118, 45-7125 and 45-7317 shall not be used on 102.0 acres if the surface water right(s) appurtenant to the same 102.0 acres is sold, transferred, leased or used on any other place of use.
10. Rights 45-7118, 45-7125, 45-7317 and surface water right(s) appurtenant to 102.0 acres of the same land shall not exceed the combined irrigation of 630.0 acres unless additional rights or shares are obtained in the future.
11. 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.
12. This right does not grant any right-of-way or easement across the land of another.
13. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. 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.

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 23 day of June, 2003

For  _____
Chief, Water Allocation Bureau