

COPY

705 MAY -5 AM 2:15
DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF
IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA) Subcase No: 45-2250B, 45-2496,
Case No. 39576) 45-2647, 45-4100, 45-13571
_____) NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: **I.C. § 42-222 TRANSFER**

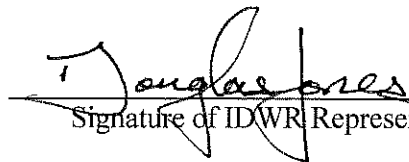
An Administrative Proceeding pursuant to I.C. § 42-222 has been completed. The following changes have been made to the water right(s):

☐ Change in Ownership	☐ Split of Water Right
☐ Point of Diversion	☒ Place of Use
☐ Period of Use	☐ Nature of Use

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated: 5/4/05


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 5/5, 2005, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707

2. Copies to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

United States Dept of Justice
Environment & Natural Resource Div
550 W Fort St MSC 033
Boise ID 83724

H & S Farms Ltd Partnership
1687 S Hwy 27
Oakley ID 83346



Signature of person or attorney mailing the form

04/26/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 45-2250B

NAME AND ADDRESS: H & S FARMS LTD PARTNERSHIP
1687 S HWY 27
OAKLEY ID 83346

SOURCE: GROUND WATER

TRIBUTARY:

The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

If the surface water rights appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

QUANTITY: 1.060 CFS
320.00 AFY

After specific notification by the Department, the right holder shall record the quantity of water diverted 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.

USE OF THIS RIGHT WITH RIGHT NO. 45-2647 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1320 AF.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.54 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2032 AF. COMBINED RIGHT NOS.: 45-2250B, 45-2496, 45-2647, 45-4100, & 45-13571.

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.

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.

The total instantaneous diversion of water from all points of diversion under Rights 45-2250B, 45-2496, 45-2647, 45-4100, 45-13571, 45-13760, 45-13762 and 45-13764 shall not exceed 6.60 cfs, nor a total combined annual volume of 2049.2 af.

PRIORITY DATE: 03/29/1948

POINT OF
DIVERSION: T13S R22E S15 SENWSW Within CASSIA County
T13S R22E S22 SESENW Within CASSIA County
T13S R22E S27 SESENW Within CASSIA County
T13S R22E S27 SESENW Within CASSIA County

04/26/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.060 CFS 320.00 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T13S R22E S15	NESW	33.0	T13S R22E S15	NWSW	33.0
T13S R22E S15	SWSW	33.0	T13S R22E S15	SESW	33.0
T13S R22E S15	NESE	33.0	T13S R22E S15	NWSE	33.0
T13S R22E S15	SWSE	33.0	T13S R22E S15	SESE	33.0
T13S R22E S22	NENE	33.0	T13S R22E S22	NWNE	33.0
T13S R22E S22	SWNE	33.0	T13S R22E S22	SENE	33.0
T13S R22E S22	NENW	33.0	T13S R22E S22	NWNW	33.0
T13S R22E S22	SWNW	31.0	T13S R22E S22	SENW	31.0
T13S R22E S22	NESW	38.0	T13S R22E S22	NWSW	37.0
T13S R22E S22	SWSW	4.0	T13S R22E S22	SESW	39.0
T13S R22E S22	NESE	33.0	T13S R22E S22	NWSE	33.0
T13S R22E S27	NENE	33.0	T13S R22E S27	NWNE	33.0
T13S R22E S27	SWNE	33.0	T13S R22E S27	SENE	33.0
T13S R22E S27	NENW	33.0	T13S R22E S27	NWNW	33.0
T13S R22E S27	SWNW	33.0	T13S R22E S27	SENW	33.0

972 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 45-2647 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 330 ACRES IN A SINGLE
IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 966 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-2250B, 45-2496, 45-2647, 45-4100, & 45-13571.

This right is limited to the irrigation of 80 acres within the place of use
described above in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The right holder shall accomplish the change authorized by transfer
71206 by February 18, 2006.

Failure of the right holder to comply with the conditions of this transfer is
cause for the Director to rescind approval of the transfer.

Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to
such general provisions necessary for the definition of the rights or for
the efficient administration of water rights as may be determined by the
Snake River Basin Adjudication court at a point in time no later than the
entry of the final unified decree.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right No. 45-13571 is an expansion of Right Nos. 45-2250B, 45-2496,
45-2647 and 45-4100 pursuant to Section 42-1416B, Idaho Code.

Use of this right is combined with water from the Oakley Canal Co.

04/26/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 45-2496

NAME AND ADDRESS: H & S FARMS LTD PARTNERSHIP
1687 S HWY 27
OAKLEY ID 83346

SOURCE: GROUND WATER

TRIBUTARY:

The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

If the surface water rights appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

QUANTITY: 1.680 CFS
492.00 AFY

After specific notification by the Department, the right holder shall record the quantity of water diverted 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.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.54 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2032 AF. COMBINED RIGHT NOS.: 45-2250B, 45-2496, 45-2647, 45-4100, & 45-13571.

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.

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.

The total instantaneous diversion of water from all points of diversion under Rights 45-2250B, 45-2496, 45-2647, 45-4100, 45-13571, 45-13760, 45-13762 and 45-13764 shall not exceed 6.60 cfs, nor a total combined annual volume of 2049.2 af.

PRIORITY DATE: 06/22/1955

POINT OF

DIVERSION: T13S R22E S15 SENWSW Within CASSIA County
T13S R22E S22 SESENW Within CASSIA County
T13S R22E S27 SESENW Within CASSIA County
T13S R22E S27 SESENW Within CASSIA County

04/26/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.680 CFS 492.00 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T13S R22E S15	NESW	33.0	T13S R22E S15	NWSW	33.0
T13S R22E S15	SWSW	33.0	T13S R22E S15	SESW	33.0
T13S R22E S15	NESE	33.0	T13S R22E S15	NWSE	33.0
T13S R22E S15	SWSE	33.0	T13S R22E S15	SESE	33.0
T13S R22E S22	NENE	33.0	T13S R22E S22	NWNE	33.0
T13S R22E S22	SWNE	33.0	T13S R22E S22	SENE	33.0
T13S R22E S22	NENW	33.0	T13S R22E S22	NWNW	33.0
T13S R22E S22	SWNW	31.0	T13S R22E S22	SENW	31.0
T13S R22E S22	NESW	38.0	T13S R22E S22	NWSW	37.0
T13S R22E S22	SWSW	4.0	T13S R22E S22	SESW	39.0
T13S R22E S22	NESE	33.0	T13S R22E S22	NWSE	33.0
T13S R22E S27	NENE	33.0	T13S R22E S27	NWNE	33.0
T13S R22E S27	SWNE	33.0	T13S R22E S27	SENE	33.0
T13S R22E S27	NENW	33.0	T13S R22E S27	NWNW	33.0
T13S R22E S27	SWNW	33.0	T13S R22E S27	SENW	33.0

972 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 966 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-2250B, 45-2496, 45-2647, 45-4100, & 45-13571.

This right is limited to the irrigation of 123 acres within the place of use
described above in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The right holder shall accomplish the change authorized by transfer
71206 by February 18, 2006.

Failure of the right holder to comply with the conditions of this transfer is
cause for the Director to rescind approval of the transfer.

Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to
such general provisions necessary for the definition of the rights or for
the efficient administration of water rights as may be determined by the
Snake River Basin Adjudication court at a point in time no later than the
entry of the final unified decree.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right No. 45-13571 is an expansion of Right Nos. 45-2250B, 45-2496,
45-2647 and 45-4100 pursuant to Section 42-1416B, Idaho Code.

Use of this right is combined with water from the Oakley Canal Co.

04/26/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 45-2647

NAME AND ADDRESS: H & S FARMS LTD PARTNERSHIP
1687 S HWY 27
OAKLEY ID 83346

SOURCE: GROUND WATER

TRIBUTARY:

The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

If the surface water rights appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

QUANTITY: 2.800 CFS
1,188.50 AFY

After specific notification by the Department, the right holder shall record the quantity of water diverted 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.

USE OF THIS RIGHT WITH RIGHT NO. 45-2250B IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1320 AF.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.54 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2032 AF. COMBINED RIGHT NOS.: 45-2250B, 45-2496, 45-2647, 45-4100, & 45-13571.

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.

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.

The total instantaneous diversion of water from all points of diversion under Rights 45-2250B, 45-2496, 45-2647, 45-4100, 45-13571, 45-13760, 45-13762 and 45-13764 shall not exceed 6.60 cfs, nor a total combined annual volume of 2049.2 af.

PRIORITY DATE: 03/27/1961

POINT OF
DIVERSION: T13S R22E S15 SENWSW Within CASSIA County
T13S R22E S22 SESENW Within CASSIA County
T13S R22E S27 SESENW Within CASSIA County
T13S R22E S27 SESENW Within CASSIA County

04/26/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	2.800 CFS 1,188.50 AFY

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>					
T13S R22E S15	NESW	33.0	T13S R22E S15	NWSW	33.0
T13S R22E S15	SWSW	33.0	T13S R22E S15	SESW	33.0
T13S R22E S15	NESE	33.0	T13S R22E S15	NWSE	33.0
T13S R22E S15	SWSE	33.0	T13S R22E S15	SESE	33.0
T13S R22E S22	NENE	33.0	T13S R22E S22	NWNE	33.0
T13S R22E S22	SWNE	33.0	T13S R22E S22	SENE	33.0
T13S R22E S22	NENW	33.0	T13S R22E S22	NWNW	33.0
T13S R22E S22	SWNW	31.0	T13S R22E S22	SENW	31.0
T13S R22E S22	NESW	38.0	T13S R22E S22	NWSW	37.0
T13S R22E S22	SWSW	4.0	T13S R22E S22	SESW	39.0
T13S R22E S22	NESE	33.0	T13S R22E S22	NWSE	33.0
T13S R22E S27	NENE	33.0	T13S R22E S27	NWNE	33.0
T13S R22E S27	SWNE	33.0	T13S R22E S27	SENE	33.0
T13S R22E S27	NENW	33.0	T13S R22E S27	NWNW	33.0
T13S R22E S27	SWNW	33.0	T13S R22E S27	SENW	33.0

972 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 45-2250B IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 330 ACRES IN A SINGLE
IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 966 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-2250B, 45-2496, 45-2647, 45-4100, & 45-13571.

This right is limited to the irrigation of 330 acres within the place of use
described above in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The right holder shall accomplish the change authorized by transfer
71206 by February 18, 2006.

Failure of the right holder to comply with the conditions of this transfer is
cause for the Director to rescind approval of the transfer.

Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to
such general provisions necessary for the definition of the rights or for
the efficient administration of water rights as may be determined by the
Snake River Basin Adjudication court at a point in time no later than the
entry of the final unified decree.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right No. 45-13571 is an expansion of Right Nos. 45-2250B, 45-2496,
45-2647 and 45-4100 pursuant to Section 42-1416B, Idaho Code.

Use of this right is combined with water from the Oakley Canal Co.

04/26/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 45-4100

NAME AND ADDRESS: H & S FARMS LTD PARTNERSHIP
1687 S HWY 27
OAKLEY ID 83346

SOURCE: GROUND WATER

TRIBUTARY:

The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

If the surface water rights appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

QUANTITY: 1.000 CFS
220.00 AFY

After specific notification by the Department, the right holder shall record the quantity of water diverted 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.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.54 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2032 AF. COMBINED RIGHT NOS.: 45-2250B, 45-2496, 45-2647, 45-4100, & 45-13571.

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.

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.

The total instantaneous diversion of water from all points of diversion under Rights 45-2250B, 45-2496, 45-2647, 45-4100, 45-13571, 45-13760, 45-13762 and 45-13764 shall not exceed 6.60 cfs, nor a total combined annual volume of 2049.2 af.

PRIORITY DATE: 03/15/1961

POINT OF
DIVERSION: T13S R22E S15 SENWSW Within CASSIA County
T13S R22E S22 SESENW Within CASSIA County
T13S R22E S27 SESENW Within CASSIA County
T13S R22E S27 SESENW Within CASSIA County

04/26/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.000 CFS 220.00 AFY

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>						
T13S R22E S15	NESW	33.0	T13S R22E S15	NWSW	33.0	
T13S R22E S15	SWSW	33.0	T13S R22E S15	SESW	33.0	
T13S R22E S15	NESE	33.0	T13S R22E S15	NWSE	33.0	
T13S R22E S15	SWSE	33.0	T13S R22E S15	SESE	33.0	
T13S R22E S22	NENE	33.0	T13S R22E S22	NWNE	33.0	
T13S R22E S22	SWNE	33.0	T13S R22E S22	SENE	33.0	
T13S R22E S22	NENW	33.0	T13S R22E S22	NWNW	33.0	
T13S R22E S22	SWNW	31.0	T13S R22E S22	SENW	31.0	
T13S R22E S22	NESW	38.0	T13S R22E S22	NWSW	37.0	
T13S R22E S22	SWSW	4.0	T13S R22E S22	SESW	39.0	
T13S R22E S22	NESE	33.0	T13S R22E S22	NWSE	33.0	
T13S R22E S27	NENE	33.0	T13S R22E S27	NWNE	33.0	
T13S R22E S27	SWNE	33.0	T13S R22E S27	SENE	33.0	
T13S R22E S27	NENW	33.0	T13S R22E S27	NWNW	33.0	
T13S R22E S27	SWNW	33.0	T13S R22E S27	SENW	33.0	

972 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 966 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-2250B, 45-2496, 45-2647, 45-4100, & 45-13571.

This right is limited to the irrigation of 55 acres within the place of use
described above in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The right holder shall accomplish the change authorized by transfer
71206 by February 18, 2006.

Failure of the right holder to comply with the conditions of this transfer is
cause for the Director to rescind approval of the transfer.

Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to
such general provisions necessary for the definition of the rights or for
the efficient administration of water rights as may be determined by the
Snake River Basin Adjudication court at a point in time no later than the
entry of the final unified decree.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Right No. 45-13571 is an expansion of Right Nos. 45-2250B, 45-2496,
45-2647 and 45-4100 pursuant to Section 42-1416B, Idaho Code.

Use of this right is combined with water from the Oakley Canal Co.

04/26/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 45-13571

NAME AND ADDRESS: H & S FARMS LTD PARTNERSHIP
1687 S HWY 27
OAKLEY ID 83346

SOURCE: GROUND WATER

TRIBUTARY:

The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

If the surface water rights appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

QUANTITY: 3.100 CFS

After specific notification by the Department, the right holder shall record the quantity of water diverted 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.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.54 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2032 AF. COMBINED RIGHT NOS.: 45-2250B, 45-2496, 45-2647, 45-4100, & 45-13571.

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.

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.

The total instantaneous diversion of water from all points of diversion under Rights 45-2250B, 45-2496, 45-2647, 45-4100, 45-13571, 45-13760, 45-13762 and 45-13764 shall not exceed 6.60 cfs, nor a total combined annual volume of 2049.2 af.

PRIORITY DATE: 06/30/1985

POINT OF
DIVERSION:

T13S R22E S15 SENWSW Within CASSIA County
T13S R22E S22 SESENW Within CASSIA County
T13S R22E S27 SESENW Within CASSIA County
T13S R22E S27 SESENW Within CASSIA County

04/26/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	3.100 CFS

PLACE OF USE:

<u>IRRIGATION Within CASSIA County</u>					
T13S R22E S15	NESW	33.0	T13S R22E S15	NWSW	33.0
T13S R22E S15	SWSW	33.0	T13S R22E S15	SESW	33.0
T13S R22E S15	NESE	33.0	T13S R22E S15	NWSE	33.0
T13S R22E S15	SWSE	33.0	T13S R22E S15	SESE	33.0
T13S R22E S22	NENE	33.0	T13S R22E S22	NWNE	33.0
T13S R22E S22	SWNE	33.0	T13S R22E S22	SENE	33.0
T13S R22E S22	NENW	33.0	T13S R22E S22	NWNW	33.0
T13S R22E S22	SWNW	31.0	T13S R22E S22	SENW	31.0
T13S R22E S22	NESW	38.0	T13S R22E S22	NWSW	37.0
T13S R22E S22	SWSW	4.0	T13S R22E S22	SESW	39.0
T13S R22E S22	NESE	33.0	T13S R22E S22	NWSE	33.0
T13S R22E S27	NENE	33.0	T13S R22E S27	NWNE	33.0
T13S R22E S27	SWNE	33.0	T13S R22E S27	SENE	33.0
T13S R22E S27	NENW	33.0	T13S R22E S27	NWNW	33.0
T13S R22E S27	SWNW	33.0	T13S R22E S27	SENW	33.0

972 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 966 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-2250B, 45-2496, 45-2647, 45-4100, & 45-13571.

This right is limited to the irrigation of 458 acres within the place of use
described above in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The right holder shall accomplish the change authorized by transfer
71206 by February 18, 2006.

Failure of the right holder to comply with the conditions of this transfer is
cause for the Director to rescind approval of the transfer.

Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to
such general provisions necessary for the definition of the rights or for
the efficient administration of water rights as may be determined by the
Snake River Basin Adjudication court at a point in time no later than the
entry of the final unified decree.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Right No. 45-13571 is an expansion of Right Nos. 45-2250B, 45-2496,
45-2647 and 45-4100 pursuant to Section 42-1416B, Idaho Code.

Use of this right is combined with water from the Oakley Canal Co.