

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 83745**

This is to certify that: **SUNSET FARM & RANCH LLC**
1450 W HIGHWAY 24
PAUL, ID 83347-8666

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 Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
34-14770	WR/DECREED	6/1/1898	1.550 cfs	N/A	77.6	358.0	BIG LOST RIVER
34-14771	WR/DECREED	5/8/1944	3.830 cfs	N/A	174.6	358.0	BIG LOST RIVER
34-14772	WR/DECREED	8/18/1974	6.860 cfs	N/A	N/A	358.0	GROUND WATER
34-14773	WR/DECREED	10/2/1885	1.490 cfs	N/A	74.7	358.0	BIG LOST RIVER
34-187A	WR/DECREED	5/10/1897	1.740 cfs	N/A	N/A	84.0	BIG LOST RIVER
34-195D	WR/DECREED	6/1/1888	0.330 cfs	N/A	16.5	84.0	BIG LOST RIVER
34-196C	WR/DECREED	9/1/1896	0.130 cfs	N/A	6.5	84.0	BIG LOST RIVER
34-2277	WR/DECREED	10/3/1946	2.000 cfs	N/A	110.0	286.0	GROUND WATER
34-2480B	WR/DECREED	9/11/1966	2.000 cfs	252.0 af	N/A	84.0	GROUND WATER
34-2491G	WR/DECREED	5/8/1944	1.160 cfs	N/A	N/A	84.0	BIG LOST RIVER
34-4002	WR/DECREED	7/8/1954	N/A	5.0 af	N/A	286.0	WASTE WATER

Associated Water Rights Also Included in the Transfer Approval (Conditions Updated)

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
34-796	WR/DECREED	6/1/1898	0.050 cfs	N/A	2.4	11.0	BIG LOST RIVER
34-10484	WR/DECREED	10/2/1885	0.050 cfs	N/A	2.3	11.0	BIG LOST RIVER

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>
34-14770	NO	NO	YES	YES	NO	NO
34-14771	NO	NO	YES	YES	NO	NO
34-14772	NO	NO	YES	YES	NO	NO
34-14773	NO	NO	YES	YES	NO	NO
34-187A	NO	NO	YES	YES	NO	NO
34-195D	NO	NO	YES	YES	NO	NO
34-196C	NO	NO	YES	YES	NO	NO
34-2277	NO	NO	YES	YES	NO	NO
34-2480B	NO	YES	YES	YES	NO	NO
34-2491G	NO	NO	YES	YES	NO	NO
34-4002	NO	NO	YES	NO	NO	NO

Transfer No. 83745

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 83745**

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>
34-14770	34-14770	1.550 cfs	N/A	77.6	612.0	N/A	N/A	N/A	N/A	N/A
34-14771	34-14771	3.830 cfs	N/A	174.6	612.0	N/A	N/A	N/A	N/A	N/A
34-14772	34-14772	6.860 cfs	N/A	358.0	612.0	N/A	N/A	N/A	N/A	N/A
34-14773	34-14773	1.490 cfs	N/A	74.7	612.0	N/A	N/A	N/A	N/A	N/A
34-187A	34-187A	1.740 cfs	N/A	84.0	612.0	N/A	N/A	N/A	N/A	N/A
34-195D	34-195D	0.330 cfs	N/A	16.5	612.0	N/A	N/A	N/A	N/A	N/A
34-196C	34-196C	0.130 cfs	N/A	6.5	612.0	N/A	N/A	N/A	N/A	N/A
34-2277	34-2277	2.000 cfs	N/A	110.0	612.0	N/A	N/A	N/A	N/A	N/A
34-2480B	34-2480B	2.000 cfs	252.0 af	84.0	612.0	N/A	N/A	N/A	N/A	N/A
34-2491G	34-2491G	1.160 cfs	N/A	84.0	612.0	N/A	N/A	N/A	N/A	N/A
34-4002	34-4002	0.000 cfs	5.0 af	N/A	286.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		12.590 cfs	N/A	442.0	612.0		N/A	N/A	N/A	N/A

This water right(s) 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. Detailed Water Right Description(s) attached.

Dated this 25th day of February, 2021.


Regional Manager

Transfer No. 83745

**Support Data
In File # 34-187A**

WATER RIGHT NO. 34-195D**As Modified by Transfer No. 83745**

In accordance with the approval of Transfer No. 83745, Water Right No. 34-195D is now described as follows:

Right Holder: SUNSET FARM & RANCH LLC
1450 W HIGHWAY 24
PAUL, ID 83347-8666

Priority Date: 6/1/1888

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE
IRRIGATION

From
5/01

To
to 10/15

Diversion Rate
0.330 cfs
0.330 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER
BIG LOST RIVER

NWNESW
NWNWNW

Sec 17 Twp 03N Rge 27E BUTTE County
Sec 26 Twp 04N Rge 26E BUTTE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	27E	8	1.0	35.0	17.0	20.0			30.0	30.0	31.0	32.0			38.0	33.0	3.0	5.0	275.0
03N	27E	9						32.0											32.0
03N	27E	17	30.0	33.0	33.0	32.0					19.0	15.0			33.0	39.0	37.0	34.0	305.0

Right Acre Limit: 16.5

POU Total Acres: 612.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 16.5 acres within the authorized place of use in a single irrigation season.
2. Rights 34-187A, 34-195D, 34-196C, 34-2480B and 34-2491G when combined shall not exceed a total diversion rate of 3.36 cfs.
3. Water rights 34-187A, 34-195D, 34-196C, 34-2277, 34-2480B, 34-2491G, 34-4002, 34-14770, 34-14771, 34-14772 and 34-14773 are limited to the irrigation of a specific 442 acres within the 612 acre place of use authorized by this right in a single irrigation season. The specific 442 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 442 acres to be irrigated within the 612 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

Transfer No. 83745

WATER RIGHT NO. 34-195D
As Modified by Transfer No. 83745

CONDITIONS OF APPROVAL

4. The place of use changes described in Transfer 83745 shall be accomplished prior to the 2022 irrigation season. Currently, water rights 34-7149, 34-7181, 34-10680, 34-12421 and 34-13414 overlap a portion of the permissible place of use described under this right. If water rights 34-7149, 34-7181, 34-10680, 34-12421 and 34-13414 are not moved off of the overlapping acres by May 1, 2022, then those rights shall be considered combined with this right over 135 acres.
5. The diversion of water under this right from the point of diversion located in the NWNESW, Sec. 17, T03N, R27E, shall be junior and subordinate to all water rights with existing authorized points of diversion from the Big Lost River downstream of the Arco Diversion (located in the NWNWNW, Sec. 26, T04N, R26E) as of February 25, 2021.
6. Use of water under this right may 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. 34.
7. 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(s).
8. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
9. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
10. The right holder shall accomplish the change authorized by this transfer within one 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. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 34-14772**As Modified by Transfer No. 83745**

In accordance with the approval of Transfer No. 83745, Water Right No. 34-14772 is now described as follows:

Right Holder: SUNSET FARM & RANCH LLC
1450 W HIGHWAY 24
PAUL, ID 83347-8666

Priority Date: 8/18/1974

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 4/15 **To** 10/15

Diversion Rate
6.860 cfs
6.860 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNESW	Sec 17 Twp 03N Rge 27E	BUTTE County	(R)
GROUND WATER	NWNWNW	Sec 26 Twp 04N Rge 26E	BUTTE County	(R)
GROUND WATER	NWNWNW	Sec 26 Twp 04N Rge 26E	BUTTE County	(I)
GROUND WATER	SESENW	Sec 3 Twp 04N Rge 26E	BUTTE County	

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	27E	8	1.0	35.0	17.0	20.0			30.0	30.0	31.0	32.0			38.0	33.0	3.0	5.0	275.0
03N	27E	9						32.0											32.0
03N	27E	17	30.0	33.0	33.0	32.0					19.0	15.0			33.0	39.0	37.0	34.0	305.0

Right Acre Limit: 358.0

POU Total Acres: 612.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 358 acres within the authorized place of use in a single irrigation season.
2. Rights 34-7075, 34-7181, 34-12421 and 34-14772 when combined shall not exceed a total diversion rate of 7.07 cfs.
3. Rights 34-2277, 34-14770, 34-14771, 34-14772 and 34-14773 when combined shall not exceed a total diversion rate of 9.23 cfs.

Transfer No. 83745

WATER RIGHT NO. 34-14772
As Modified by Transfer No. 83745

CONDITIONS OF APPROVAL

4. Water rights 34-187A, 34-195D, 34-196C, 34-2277, 34-2480B, 34-2491G, 34-4002, 34-14770, 34-14771, 34-14772 and 34-14773 are limited to the irrigation of a specific 442 acres within the 612 acre place of use authorized by this right in a single irrigation season. The specific 442 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 442 acres to be irrigated within the 612 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
5. The place of use changes described in Transfer 83745 shall be accomplished prior to the 2022 irrigation season. Currently, water rights 34-7149, 34-7181, 34-10680, 34-12421 and 34-13414 overlap a portion of the permissible place of use described under this right. If water rights 34-7149, 34-7181, 34-10680, 34-12421 and 34-13414 are not moved off of the overlapping acres by May 1, 2022, then those rights shall be considered combined with this right over 135 acres.
6. The diversion of water under this right from the point of redirection located in the NWNESW, Sec. 17, T03N, R27E, shall be junior and subordinate to all water rights with existing authorized points of diversion from the Big Lost River downstream of the Arco Diversion (located in the NWNWNW, Sec. 26, T04N, R26E) as of February 25, 2021.
7. Use of water under this right may 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. 34.
8. 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(s).
9. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
10. The right holder shall accomplish the change authorized by this transfer within one 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. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 34-14773**As Modified by Transfer No. 83745**

In accordance with the approval of Transfer No. 83745, Water Right No. 34-14773 is now described as follows:

Right Holder: SUNSET FARM & RANCH LLC
1450 W HIGHWAY 24
PAUL, ID 83347-8666

Priority Date: 10/2/1885

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE

IRRIGATION
STOCKWATER

From

5/01
1/01

To

to 10/15
to 12/31

Diversion Rate

1.490 cfs
0.970 cfs
1.490 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER NWNESW Sec 17 Twp 03N Rge 27E BUTTE County
BIG LOST RIVER NWNWNW Sec 26 Twp 04N Rge 26E BUTTE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	27E	8	1.0	35.0	17.0	20.0			30.0	30.0	31.0	32.0			38.0	33.0	3.0	5.0	275.0
03N	27E	9						32.0											32.0
03N	27E	17	30.0	33.0	33.0	32.0					19.0	15.0			33.0	39.0	37.0	34.0	305.0

Right Acre Limit: 74.7

POU Total Acres: 612.0

PLACE OF USE: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	27E	8	X	X	X	X			X	X	X	X			X	X	X	X	
03N	27E	9						X											
03N	27E	17	X	X	X	X					X	X			X	X	X	X	

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 74.7 acres within the authorized place of use in a single irrigation season.
2. Rights 34-2277, 34-14770, 34-14771, 34-14772 and 34-14773 when combined shall not exceed a total diversion rate of 9.23 cfs.

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WATER RIGHT NO. 34-14773

As Modified by Transfer No. 83745

CONDITIONS OF APPROVAL

3. Water rights 34-187A, 34-195D, 34-196C, 34-2277, 34-2480B, 34-2491G, 34-4002, 34-14770, 34-14771, 34-14772 and 34-14773 are limited to the irrigation of a specific 442 acres within the 612 acre place of use authorized by this right in a single irrigation season. The specific 442 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 442 acres to be irrigated within the 612 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
4. The place of use changes described in Transfer 83745 shall be accomplished prior to the 2022 irrigation season. Currently, water rights 34-7149, 34-7181, 34-10680, 34-12421 and 34-13414 overlap a portion of the permissible place of use described under this right. If water rights 34-7149, 34-7181, 34-10680, 34-12421 and 34-13414 are not moved off of the overlapping acres by May 1, 2022, then those rights shall be considered combined with this right over 135 acres.
5. The diversion of water under this right from the point of diversion located in the NWNESW, Sec. 17, T03N, R27E, shall be junior and subordinate to all water rights with existing authorized points of diversion from the Big Lost River downstream of the Arco Diversion (located in the NWNWNW, Sec. 26, T04N, R26E) as of February 25, 2021.
6. Use of water under this right may 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. 34.
7. 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(s).
8. The appropriator is entitled to the amount of water described above for stockwater purposes at a point of measurement in T03N, R27E, S05, NWNWNW.
9. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
10. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
11. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
12. Stockwater use is for 770 range cattle.
13. The right holder shall accomplish the change authorized by this transfer within one 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.

WATER RIGHT NO. 34-14773
As Modified by Transfer No. 83745

CONDITIONS OF APPROVAL

15. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



WATER RIGHT NO. 34-2480B
As Modified by Transfer No. 83745

In accordance with the approval of Transfer No. 83745, Water Right No. 34-2480B is now described as follows:

Right Holder: SUNSET FARM & RANCH LLC
 1450 W HIGHWAY 24
 PAUL, ID 83347-8666

Priority Date: 9/11/1966

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	4/01	to 11/01	2.000 cfs	252.0 af
			2.000 cfs	252.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWSWNW	Sec 8 Twp 03N Rge 27E BUTTE County
GROUND WATER	NWSWNW	Sec 8 Twp 03N Rge 27E BUTTE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	27E	8	1.0	35.0	17.0	20.0			30.0	30.0	31.0	32.0			38.0	33.0	3.0	5.0	275.0
03N	27E	9					32.0												32.0
03N	27E	17	30.0	33.0	33.0	32.0					19.0	15.0			33.0	39.0	37.0	34.0	305.0

Right Acre Limit: 84.0

POU Total Acres: 612.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 84 acres within the authorized place of use in a single irrigation season.
2. Rights 34-187A, 34-195D, 34-196C, 34-2480B and 34-2491G when combined shall not exceed a total diversion rate of 3.36 cfs.
3. Water rights 34-187A, 34-195D, 34-196C, 34-2277, 34-2480B, 34-2491G, 34-4002, 34-14770, 34-14771, 34-14772 and 34-14773 are limited to the irrigation of a specific 442 acres within the 612 acre place of use authorized by this right in a single irrigation season. The specific 442 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 442 acres to be irrigated within the 612 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

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WATER RIGHT NO. 34-2480B
As Modified by Transfer No. 83745

CONDITIONS OF APPROVAL

4. The place of use changes described in Transfer 83745 shall be accomplished prior to the 2022 irrigation season. Currently, water rights 34-7149, 34-7181, 34-10680, 34-12421 and 34-13414 overlap a portion of the permissible place of use described under this right. If water rights 34-7149, 34-7181, 34-10680, 34-12421 and 34-13414 are not moved off of the overlapping acres by May 1, 2022, then those rights shall be considered combined with this right over 135 acres.
5. Prior to diversion under this right, the right holder shall abandon the well at the original point of diversion for this right, located in the NESW, Sec. 25, T04N, R26E, in a manner which complies with Department well abandonment rules.
6. The right holder shall not perforate the well casing for the well completed in 2020 (Tag No. D0081297) until 400 feet below land surface.
7. Diversion and use of water from the well located in the NWSWNW, Sec. 8, T03N, R27E (known locally as the original "Quist Well") shall be limited to a total combined diversion rate of 2.00 cfs under water rights 34-2277 and 34-2480B.
8. Use of water under this right may 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. 34.
9. 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(s).
10. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
11. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 34-2491G**As Modified by Transfer No. 83745**

In accordance with the approval of Transfer No. 83745, Water Right No. 34-2491G is now described as follows:

Right Holder: SUNSET FARM & RANCH LLC
1450 W HIGHWAY 24
PAUL, ID 83347-8666

Priority Date: 5/8/1944

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE
IRRIGATION

From
5/01

To
to 10/15

Diversion Rate
1,160 cfs
1,160 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER
BIG LOST RIVER

NWNESW
NWNWNW

Sec 17 Twp 03N Rge 27E BUTTE County
Sec 26 Twp 04N Rge 26E BUTTE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	27E	8	1.0	35.0	17.0	20.0			30.0	30.0	31.0	32.0			38.0	33.0	3.0	5.0	275.0
03N	27E	9						32.0											32.0
03N	27E	17	30.0	33.0	33.0	32.0					19.0	15.0			33.0	39.0	37.0	34.0	305.0

Right Acre Limit: 84.0

POU Total Acres: 612.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 84 acres within the authorized place of use in a single irrigation season.
2. Rights 34-187A, 34-195D, 34-196C, 34-2480B and 34-2491G when combined shall not exceed a total diversion rate of 3.36 cfs.
3. Water rights 34-187A, 34-195D, 34-196C, 34-2277, 34-2480B, 34-2491G, 34-4002, 34-14770, 34-14771, 34-14772 and 34-14773 are limited to the irrigation of a specific 442 acres within the 612 acre place of use authorized by this right in a single irrigation season. The specific 442 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 442 acres to be irrigated within the 612 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

Transfer No. 83745

WATER RIGHT NO. 34-2491G
As Modified by Transfer No. 83745

CONDITIONS OF APPROVAL

4. The place of use changes described in Transfer 83745 shall be accomplished prior to the 2022 irrigation season. Currently, water rights 34-7149, 34-7181, 34-10680, 34-12421 and 34-13414 overlap a portion of the permissible place of use described under this right. If water rights 34-7149, 34-7181, 34-10680, 34-12421 and 34-13414 are not moved off of the overlapping acres by May 1, 2022, then those rights shall be considered combined with this right over 135 acres.
5. The diversion of water under this right from the point of diversion located in the NWNESW, Sec. 17, T03N, R27E, shall be junior and subordinate to all water rights with existing authorized points of diversion from the Big Lost River downstream of the Arco Diversion (located in the NWNWNW, Sec. 26, T04N, R26E) as of February 25, 2021.
6. Use of water under this right may 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. 34.
7. 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(s).
8. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
9. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
10. The right holder shall accomplish the change authorized by this transfer within one 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. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 34-2277**As Modified by Transfer No. 83745**

In accordance with the approval of Transfer No. 83745, Water Right No. 34-2277 is now described as follows:

Right Holder: SUNSET FARM & RANCH LLC
1450 W HIGHWAY 24
PAUL, ID 83347-8666

Priority Date: 10/3/1946

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 4/01 **To** 10/31

Diversion Rate
2.000 cfs
2.000 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWSWNW Sec 8 Twp 03N Rge 27E BUTTE County
GROUND WATER NWSWNW Sec 8 Twp 03N Rge 27E BUTTE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	27E	8	1.0	35.0	17.0	20.0			30.0	30.0	31.0	32.0			38.0	33.0	3.0	5.0	275.0
03N	27E	9					32.0												32.0
03N	27E	17	30.0	33.0	33.0	32.0					19.0	15.0			33.0	39.0	37.0	34.0	305.0

Right Acre Limit: 110.0

POU Total Acres: 612.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 110 acres within the authorized place of use in a single irrigation season.
2. Rights 34-2277, 34-14770, 34-14771, 34-14772 and 34-14773 when combined shall not exceed a total diversion rate of 9.23 cfs.
3. Water rights 34-187A, 34-195D, 34-196C, 34-2277, 34-2480B; 34-2491G, 34-4002, 34-14770, 34-14771, 34-14772 and 34-14773 are limited to the irrigation of a specific 442 acres within the 612 acre place of use authorized by this right in a single irrigation season. The specific 442 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 442 acres to be irrigated within the 612 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

Transfer No. 83745

WATER RIGHT NO. 34-2277
As Modified by Transfer No. 83745

CONDITIONS OF APPROVAL

4. The place of use changes described in Transfer 83745 shall be accomplished prior to the 2022 irrigation season. Currently, water rights 34-7149, 34-7181, 34-10680, 34-12421 and 34-13414 overlap a portion of the permissible place of use described under this right. If water rights 34-7149, 34-7181, 34-10680, 34-12421 and 34-13414 are not moved off of the overlapping acres by May 1, 2022, then those rights shall be considered combined with this right over 135 acres.
5. The right holder shall not perforate the well casing for the well completed in 2020 (Tag No. D0081297) until 400 feet below land surface.
6. Diversion and use of water from the well located in the NWSWNW, Sec. 8, T03N, R27E (known locally as the original "Quist Well") shall be limited to a total combined diversion rate of 2.00 cfs under water rights 34-2277 and 34-2480B.
7. Use of water under this right may 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. 34.
8. 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(s).
9. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
10. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 34-4002**As Modified by Transfer No. 83745**

In accordance with the approval of Transfer No. 83745, Water Right No. 34-4002 is now described as follows:

Right Holder: SUNSET FARM & RANCH LLC
1450 W HIGHWAY 24
PAUL, ID 83347-8666

Priority Date: 7/8/1954

Source: WASTE WATER

Tributary: BIG LOST RIVER

BENEFICIAL USE

	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION FROM STORAGE	5/01	to 10/15		5.0 af
IRRIGATION STORAGE	5/01	to 10/15		5.0 af
STOCKWATER FROM STORAGE	1/01	to 12/31		2.7 af
STOCKWATER STORAGE	1/01	to 12/31		2.7 af
				5.0 af

LOCATION OF POINT(S) OF DIVERSION

WASTE WATER SESENW Sec 8 Twp 03N Rge 27E BUTTE County

PLACE OF USE: IRRIGATION FROM STORAGE

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	27E	8	1.0	35.0	17.0	20.0			30.0	30.0	31.0	32.0			38.0	33.0	3.0	5.0	275.0
03N	27E	9						32.0											32.0
03N	27E	17	30.0	33.0	33.0	32.0					19.0	15.0			33.0	39.0	37.0	34.0	305.0

POU Total Acres: 612.0

PLACE OF USE: IRRIGATION STORAGE

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	27E	8			X					X									

PLACE OF USE: STOCKWATER FROM STORAGE

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	27E	8	X	X	X	X			X	X	X	X			X	X	X	X	
03N	27E	9						X											
03N	27E	17	X	X	X	X					X	X			X	X	X	X	

Transfer No. 83745

WATER RIGHT NO. 34-4002
As Modified by Transfer No. 83745

PLACE OF USE: STOCKWATER STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	27E	8			X					X									

CONDITIONS OF APPROVAL

1. Water rights 34-187A, 34-195D, 34-196C, 34-2277, 34-2480B, 34-2491G, 34-4002, 34-14770, 34-14771, 34-14772 and 34-14773 are limited to the irrigation of a specific 442 acres within the 612 acre place of use authorized by this right in a single irrigation season. The specific 442 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 442 acres to be irrigated within the 612 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
2. The place of use changes described in Transfer 83745 shall be accomplished prior to the 2022 irrigation season. Currently, water rights 34-7149, 34-7181, 34-10680, 34-12421 and 34-13414 overlap a portion of the permissible place of use described under this right. If water rights 34-7149, 34-7181, 34-10680, 34-12421 and 34-13414 are not moved off of the overlapping acres by May 1, 2022, then those rights shall be considered combined with this right over 135 acres.
3. Use of water under this right may 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. 34.
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(s).
5. The period of use for irrigation from storage described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
6. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 34-187A
As Modified by Transfer No. 83745

In accordance with the approval of Transfer No. 83745, Water Right No. 34-187A is now described as follows:

Right Holder: SUNSET FARM & RANCH LLC
 1450 W HIGHWAY 24
 PAUL, ID 83347-8666

Priority Date: 5/10/1897

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE
 IRRIGATION

From 5/01 **To** 10/15

Diversion Rate
 1.740 cfs
 1.740 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER NWNESW Sec 17 Twp 03N Rge 27E BUTTE County
 BIG LOST RIVER NWNWNW Sec 26 Twp 04N Rge 26E BUTTE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	27E	8	1.0	35.0	17.0	20.0			30.0	30.0	31.0	32.0			38.0	33.0	3.0	5.0	275.0
03N	27E	9						32.0											32.0
03N	27E	17	30.0	33.0	33.0	32.0					19.0	15.0			33.0	39.0	37.0	34.0	305.0

Right Acre Limit: 84.0

POU Total Acres: 612.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 84 acres within the authorized place of use in a single irrigation season.
2. Rights 34-187A, 34-195D, 34-196C, 34-2480B and 34-2491G when combined shall not exceed a total diversion rate of 3.36 cfs.
3. Water rights 34-187A, 34-195D, 34-196C, 34-2277, 34-2480B; 34-2491G, 34-4002, 34-14770, 34-14771, 34-14772 and 34-14773 are limited to the irrigation of a specific 442 acres within the 612 acre place of use authorized by this right in a single irrigation season. The specific 442 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 442 acres to be irrigated within the 612 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

Transfer No. 83745

WATER RIGHT NO. 34-187A
As Modified by Transfer No. 83745

CONDITIONS OF APPROVAL

4. The place of use changes described in Transfer 83745 shall be accomplished prior to the 2022 irrigation season. Currently, water rights 34-7149, 34-7181, 34-10680, 34-12421 and 34-13414 overlap a portion of the permissible place of use described under this right. If water rights 34-7149, 34-7181, 34-10680, 34-12421 and 34-13414 are not moved off of the overlapping acres by May 1, 2022, then those rights shall be considered combined with this right over 135 acres.
5. The diversion of water under this right from the point of diversion located in the NWNESW, Sec. 17, T03N, R27E, shall be junior and subordinate to all water rights with existing authorized points of diversion from the Big Lost River downstream of the Arco Diversion (located in the NWNWNW, Sec. 26, T04N, R26E) as of February 25, 2021.
6. Use of water under this right may 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. 34.
7. 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(s).
8. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
9. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
10. The right holder shall accomplish the change authorized by this transfer within one 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. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 34-196C**As Modified by Transfer No. 83745**

In accordance with the approval of Transfer No. 83745, Water Right No. 34-196C is now described as follows:

Right Holder: SUNSET FARM & RANCH LLC
1450 W HIGHWAY 24
PAUL, ID 83347-8666

Priority Date: 9/1/1896

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE
IRRIGATION

From
5/01

To
to 10/15

Diversion Rate
0.130 cfs
0.130 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER
BIG LOST RIVER

NWNESW
NWNWNW

Sec 17 Twp 03N Rge 27E BUTTE County
Sec 26 Twp 04N Rge 26E BUTTE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	27E	8	1.0	35.0	17.0	20.0			30.0	30.0	31.0	32.0			38.0	33.0	3.0	5.0	275.0
03N	27E	9						32.0											32.0
03N	27E	17	30.0	33.0	33.0	32.0					19.0	15.0			33.0	39.0	37.0	34.0	305.0

Right Acre Limit: 6.5
POU Total Acres: 612.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 6.5 acres within the authorized place of use in a single irrigation season.
2. Rights 34-187A, 34-195D, 34-196C, 34-2480B and 34-2491G when combined shall not exceed a total diversion rate of 3.36 cfs.
3. Water rights 34-187A, 34-195D, 34-196C, 34-2277, 34-2480B, 34-2491G, 34-4002, 34-14770, 34-14771, 34-14772 and 34-14773 are limited to the irrigation of a specific 442 acres within the 612 acre place of use authorized by this right in a single irrigation season. The specific 442 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 442 acres to be irrigated within the 612 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

Transfer No. 83745

WATER RIGHT NO. 34-196C
As Modified by Transfer No. 83745

CONDITIONS OF APPROVAL

4. The place of use changes described in Transfer 83745 shall be accomplished prior to the 2022 irrigation season. Currently, water rights 34-7149, 34-7181, 34-10680, 34-12421 and 34-13414 overlap a portion of the permissible place of use described under this right. If water rights 34-7149, 34-7181, 34-10680, 34-12421 and 34-13414 are not moved off of the overlapping acres by May 1, 2022, then those rights shall be considered combined with this right over 135 acres.
5. The diversion of water under this right from the point of diversion located in the NWNESW, Sec. 17, T03N, R27E, shall be junior and subordinate to all water rights with existing authorized points of diversion from the Big Lost River downstream of the Arco Diversion (located in the NWNWNW, Sec. 26, T04N, R26E) as of February 25, 2021.
6. Use of water under this right may 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. 34.
7. 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(s).
8. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
9. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
10. The right holder shall accomplish the change authorized by this transfer within one 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. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 34-14770**As Modified by Transfer No. 83745**

In accordance with the approval of Transfer No. 83745, Water Right No. 34-14770 is now described as follows:

Right Holder: SUNSET FARM & RANCH LLC
1450 W HIGHWAY 24
PAUL, ID 83347-8666

Priority Date: 6/1/1898

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE

IRRIGATION
STOCKWATER

From

5/01
1/01

To

to 10/15
to 12/31

Diversion Rate

1.550 cfs
0.130 cfs
1.550 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER
BIG LOST RIVER

NWNESW
NWNWNW

Sec 17 Twp 03N Rge 27E BUTTE County
Sec 26 Twp 04N Rge 26E BUTTE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	27E	8	1.0	35.0	17.0	20.0			30.0	30.0	31.0	32.0			38.0	33.0	3.0	5.0	275.0
03N	27E	9						32.0											32.0
03N	27E	17	30.0	33.0	33.0	32.0					19.0	15.0			33.0	39.0	37.0	34.0	305.0

Right Acre Limit: 77.6

POU Total Acres: 612.0

PLACE OF USE: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	27E	8	X	X	X	X			X	X	X	X			X	X	X	X	
03N	27E	9						X											
03N	27E	17	X	X	X	X					X	X			X	X	X	X	

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 77.6 acres within the authorized place of use in a single irrigation season.
2. Rights 34-2277, 34-14770, 34-14771, 34-14772 and 34-14773 when combined shall not exceed a total diversion rate of 9.23 cfs.

Transfer No. 83745

WATER RIGHT NO. 34-14770
As Modified by Transfer No. 83745

CONDITIONS OF APPROVAL

3. Water rights 34-187A, 34-195D, 34-196C, 34-2277, 34-2480B, 34-2491G, 34-4002, 34-14770, 34-14771, 34-14772 and 34-14773 are limited to the irrigation of a specific 442 acres within the 612 acre place of use authorized by this right in a single irrigation season. The specific 442 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 442 acres to be irrigated within the 612 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
4. The place of use changes described in Transfer 83745 shall be accomplished prior to the 2022 irrigation season. Currently, water rights 34-7149, 34-7181, 34-10680, 34-12421 and 34-13414 overlap a portion of the permissible place of use described under this right. If water rights 34-7149, 34-7181, 34-10680, 34-12421 and 34-13414 are not moved off of the overlapping acres by May 1, 2022, then those rights shall be considered combined with this right over 135 acres.
5. The diversion of water under this right from the point of diversion located in the NWNESW, Sec. 17, T03N, R27E, shall be junior and subordinate to all water rights with existing authorized points of diversion from the Big Lost River downstream of the Arco Diversion (located in the NWNWNW, Sec. 26, T04N, R26E) as of February 25, 2021.
6. Use of water under this right may 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. 34.
7. 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(s).
8. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
9. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
10. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
11. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. 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. 34-14770
As Modified by Transfer No. 83745

CONDITIONS OF APPROVAL

14. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



WATER RIGHT NO. 34-14771
As Modified by Transfer No. 83745

In accordance with the approval of Transfer No. 83745, Water Right No. 34-14771 is now described as follows:

Right Holder: SUNSET FARM & RANCH LLC
 1450 W HIGHWAY 24
 PAUL, ID 83347-8666

Priority Date: 5/8/1944

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE

IRRIGATION

From

5/01

To

to 10/15

Diversion Rate

3.830 cfs

3.830 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER
 BIG LOST RIVER

NWNESW
 NWNWNW

Sec 17 Twp 03N Rge 27E BUTTE County
 Sec 26 Twp 04N Rge 26E BUTTE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	27E	8	1.0	35.0	17.0	20.0									38.0	33.0	3.0	5.0	275.0
03N	27E	9						32.0		30.0	31.0	32.0							32.0
03N	27E	17	30.0	33.0	33.0	32.0					19.0	15.0			33.0	39.0	37.0	34.0	305.0

Right Acre Limit: 174.6

POU Total Acres: 612.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 174.6 acres within the authorized place of use in a single irrigation season.
2. Rights 34-2277, 34-14770, 34-14771, 34-14772 and 34-14773 when combined shall not exceed a total diversion rate of 9.23 cfs.
3. Water rights 34-187A, 34-195D, 34-196C, 34-2277, 34-2480B, 34-2491G, 34-4002, 34-14770, 34-14771, 34-14772 and 34-14773 are limited to the irrigation of a specific 442 acres within the 612 acre place of use authorized by this right in a single irrigation season. The specific 442 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 442 acres to be irrigated within the 612 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

Transfer No. 83745

WATER RIGHT NO. 34-14771

As Modified by Transfer No. 83745

CONDITIONS OF APPROVAL

4. The place of use changes described in Transfer 83745 shall be accomplished prior to the 2022 irrigation season. Currently, water rights 34-7149, 34-7181, 34-10680, 34-12421 and 34-13414 overlap a portion of the permissible place of use described under this right. If water rights 34-7149, 34-7181, 34-10680, 34-12421 and 34-13414 are not moved off of the overlapping acres by May 1, 2022, then those rights shall be considered combined with this right over 135 acres.
5. The diversion of water under this right from the point of diversion located in the NWNESW, Sec. 17, T03N, R27E, shall be junior and subordinate to all water rights with existing authorized points of diversion from the Big Lost River downstream of the Arco Diversion (located in the NWNWNW, Sec. 26, T04N, R26E) as of February 25, 2021.
6. Use of water under this right may 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. 34.
7. 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(s).
8. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
9. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
10. The right holder shall accomplish the change authorized by this transfer within one 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. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 34-796
As Modified by Transfer No. 83745

In accordance with the approval of Transfer No. 83745, Water Right No. 34-796 is now described as follows:

Right Holder: SUNSET TRUST ORGANIZATION
C/O ARTHUR W QUIST MGR
2272 N 2900 W
ARCO, ID 83213-8798

Priority Date: 6/1/1898

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE

IRRIGATION
STOCKWATER

From

5/01
1/01

To

to 10/15
to 12/31

Diversion Rate

0.050 cfs
0.010 cfs
0.050 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER NWNWNW Sec 26 Twp 04N Rge 26E BUTTE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	27E	8	11.0																11.0

Right Acre Limit:

2.4

POU Total Acres:

11.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 2.4 acres within the authorized place of use in a single irrigation season.
2. Rights 34-796, 34-2491E, 34-7075 and 34-10484 when combined shall not exceed a total diversion rate of 0.28 cfs and the irrigation of 11 acres.
3. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
4. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
5. Right includes accomplished change in place of use pursuant to Idaho Code § 42-1425.
6. Water is delivered through Arco Canal.

Transfer No. 83745

WATER RIGHT NO. 34-796
As Modified by Transfer No. 83745

CONDITIONS OF APPROVAL

7. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
8. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



WATER RIGHT NO. 34-10484**As Modified by Transfer No. 83745**

In accordance with the approval of Transfer No. 83745, Water Right No. 34-10484 is now described as follows:

Right Holder: SUNSET TRUST ORGANIZATION
C/O ARTHUR W QUIST MGR
2272 N 2900 W
ARCO, ID 83213-8798

Priority Date: 10/2/1885

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE

IRRIGATION
STOCKWATER

From

5/01
1/01

To

to 10/15
to 12/31

Diversion Rate

0.050 cfs
0.030 cfs
0.050 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER NWNWNW Sec 26 Twp 04N Rge 26E BUTTE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	27E	8	11.0																11.0

Right Acre Limit: 2.3

POU Total Acres: 11.0

PLACE OF USE: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	27E	9																	
03N	27E	15				X										X			

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 2.3 acres within the authorized place of use in a single irrigation season.
2. Rights 34-796, 34-2491E, 34-7075 and 34-10484 when combined shall not exceed a total diversion rate of 0.28 cfs and the irrigation of 11 acres.
3. Stockwater use is for 30 range cattle.

Transfer No. 83745

WATER RIGHT NO. 34-10484
As Modified by Transfer No. 83745

CONDITIONS OF APPROVAL

4. The appropriator is entitled to the amount of water described above for stockwater purposes at a point of measurement in T03N, R27E, S05, NWNWNW.
5. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
6. Right includes accomplished change in place of use pursuant to Idaho Code § 42-1425.
7. Water is delivered through Arco Canal.
8. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
9. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was held)

The accompanying order is a **Preliminary Order** issued by the Idaho Department of Water Resources (Department) pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and brief as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the hearing officer within fourteen (14) days of the service date of the order as shown on the certificate of service. **Note: the petition must be received by the Department within this fourteen (14) day period.** The hearing officer will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding to the Director. Otherwise, this preliminary order will become a final order of the agency.

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have fourteen (14) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Director. The Director retains the right to review the preliminary order on his own motion.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, request for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 25th day of February 2021, true and correct copies of the documents described below were served by placing a copy of the same with the United States Postal Service, certified with return receipt requested, postage prepaid and properly addressed, to the following:

**Document Served: Preliminary Order Approving Transfer
Transfer Approval 83745**

Sunset Farm & Ranch LLC
PO Box 827
Arco, ID 83213

Robert Harris
Holden Kidwell Hahn & Crapo
1000 Riverwalk Drive, Suite 200
PO Box 50130
Idaho Falls, ID 83405

Young Harvey Walker
2338 N 2930 W
Arco, ID 83213

Larry Quist
2210 N 2900 W
Arco, ID 83213

Karon Huggins
c/o Matea McCray
3470 Cobblestone Lane
Idaho Falls, ID 83404



Christina Henman
Administrative Assistant