

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 83450**

This is to certify that: **WILLIAM BOKMA DAIRY LLC**
3374 N 3100 E
TWIN FALLS, ID 83301-0336

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>
47-12349	WR/DECREED	4/1/1921	0.040 cfs	N/A	N/A	N/A	GROUND WATER
47-17284	WR/DECREED	6/1/1978	0.040 cfs	N/A	N/A	N/A	GROUND WATER
47-17555	WR/DECREED	11/6/1961	3.050 cfs	665.6 af	N/A	166.4	GROUND WATER
47-17560	WR/DECREED	8/8/1954	1.390 cfs	608.4 af	152.1	166.4	GROUND WATER
47-17565	WR/DECREED	4/3/1961	0.190 cfs	96.2 af	77.0	166.4	GROUND WATER
47-7103	WR/DECREED	8/12/1970	0.040 cfs	N/A	N/A	N/A	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>
47-12349	NO	NO	NO	YES	NO	NO
47-17284	NO	NO	NO	YES	NO	NO
47-17555	YES	YES	YES	NO	YES	YES
47-17560	YES	YES	YES	NO	YES	YES
47-17565	YES	YES	YES	NO	YES	YES
47-7103	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>
47-12349	47-12349	0.040 cfs	14.6 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
47-17284	47-17284	0.040 cfs	3.8 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
47-17555	47-17706	0.060 cfs	10.0 af	N/A	N/A	47-17555	2.990 cfs	652.4 af	N/A	163.1
47-17560	47-17707	0.030 cfs	9.1 af	N/A	N/A	47-17560	1.360 cfs	596.4 af	149.1	163.1
47-17565	47-17708	0.010 cfs	1.4 af	N/A	N/A	47-17565	0.180 cfs	94.3 af	75.5	163.1
47-7103	47-7103	0.040 cfs	14.6 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.180 cfs	24.6 af	N/A	N/A		N/A	N/A	N/A	N/A

SUPPORT DATA

IN FILE # 47-7103

Transfer No. 83450

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 83450

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 23rd day of September, 2019.



Southern Region Manager



WATER RIGHT NO. 47-12349**As Modified by Transfer No. 83450**

In accordance with the approval of Transfer No. 83450, Water Right No. 47-12349 is now described as follows:

Right Holder: WILLIAM BOKMA DAIRY LLC
3374 N 3100 E
TWIN FALLS, ID 83301-0336

Priority Date: 4/1/1921

Source: GROUND WATER

BENEFICIAL USE

DOMESTIC
STOCKWATER

From

01/01
01/01

To

to 12/31
to 12/31

Diversion Rate

0.040 cfs
0.020 cfs
0.040 cfs

Diversion Volume

3.8 af
10.8 af
14.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWNW	Sec 12 Twp 11S Rge 17E	TWIN FALLS County
GROUND WATER	SWNW	Sec 12 Twp 11S Rge 17E	TWIN FALLS County
GROUND WATER	SWNW	Sec 12 Twp 11S Rge 17E	TWIN FALLS County

PLACE OF USE: DOMESTIC

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	17E	12							X										

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	17E	12							X										

CONDITIONS OF APPROVAL

1. The quantity of water under this right shall not exceed 13,000 gallons per day.
2. Rights 47-7103, 47-12349 and 47-17284 when combined shall not exceed 13,000 gallons per day and a total annual maximum diversion volume of 14.6 af.
3. Rights 47-7103, 47-12349, 47-17284, 47-17706, 47-17707, and 47-17708 when combined shall not exceed a total diversion rate of 0.18 cfs, and a total annual maximum diversion volume of 24.6 af.

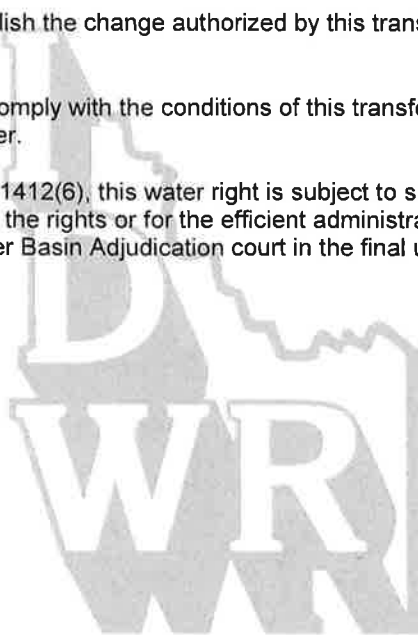
Transfer No. 83450

WATER RIGHT NO. 47-12349

As Modified by Transfer No. 83450

CONDITIONS OF APPROVAL

4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 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. 47-7103**As Modified by Transfer No. 83450**

In accordance with the approval of Transfer No. 83450, Water Right No. 47-7103 is now described as follows:

Right Holder: WILLIAM BOKMA DAIRY LLC
3374 N 3100 E
TWIN FALLS, ID 83301-0336

Priority Date: 8/12/1970

Source: GROUND WATER

BENEFICIAL USE

	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
DOMESTIC	1/01	to 12/31	0.020 cfs	3.8 af
STOCKWATER	1/01	to 12/31	0.020 cfs	10.8 af
			0.040 cfs	14.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWNW	Sec 12 Twp 11S Rge 17E	TWIN FALLS County
GROUND WATER	SWNW	Sec 12 Twp 11S Rge 17E	TWIN FALLS County
GROUND WATER	SWNW	Sec 12 Twp 11S Rge 17E	TWIN FALLS County

PLACE OF USE: DOMESTIC

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	17E	12							X										

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	17E	12							X										

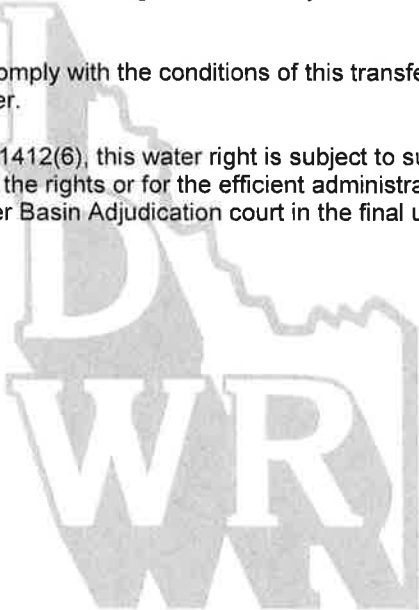
CONDITIONS OF APPROVAL

1. The quantity of water under this right shall not exceed 13,000 gallons per day.
2. Rights 47-7103, 47-12349 and 47-17284 when combined shall not exceed 13,000 gallons per day and a total annual maximum diversion volume of 14.6 af.
3. Rights 47-7103, 47-12349, 47-17284, 47-17706, 47-17707, and 47-17708 when combined shall not exceed a total diversion rate of 0.18 cfs, and a total annual maximum diversion volume of 24.6 af.

WATER RIGHT NO. 47-7103

As Modified by Transfer No. 83450

CONDITIONS OF APPROVAL

4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
 5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
 6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
 7. 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.
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WATER RIGHT NO. 47-17284**As Modified by Transfer No. 83450**

In accordance with the approval of Transfer No. 83450, Water Right No. 47-17284 is now described as follows:

Right Holder: WILLIAM BOKMA DAIRY LLC
3374 N 3100 E
TWIN FALLS, ID 83301-0336

Priority Date: 6/1/1978

Source: GROUND WATER

BENEFICIAL USE

DOMESTIC

From

01/01

To

to 12/31

Diversion Rate

0.040 cfs

0.040 cfs

Diversion Volume

3.8 af

3.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWNW	Sec 12 Twp 11S Rge 17E	TWIN FALLS County
GROUND WATER	SWNW	Sec 12 Twp 11S Rge 17E	TWIN FALLS County
GROUND WATER	SWNW	Sec 12 Twp 11S Rge 17E	TWIN FALLS County

PLACE OF USE: DOMESTIC

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	17E	12							X										

CONDITIONS OF APPROVAL

1. The quantity of water under this right shall not exceed 13,000 gallons per day.
2. Rights 47-7103, 47-12349 and 47-17284 when combined shall not exceed 13,000 gallons per day and a total annual maximum diversion volume of 14.6 af.
3. Rights 47-7103, 47-12349, 47-17284, 47-17706, 47-17707, and 47-17708 when combined shall not exceed a total diversion rate of 0.18 cfs, and a total annual maximum diversion volume of 24.6 af.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Transfer No. 83450

WATER RIGHT NO. 47-17284

As Modified by Transfer No. 83450

CONDITIONS OF APPROVAL

7. 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. 47-17555**As Modified by Transfer No. 83450**

In accordance with the approval of Transfer No. 83450, Water Right No. 47-17555 is now described as follows:

Right Holder: MATHERS RANCH INC
3485 E 3100 N
KIMBERLY, ID 83341

Priority Date: 11/6/1961

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

03/15

To

to 11/15

Diversion Rate

2,990 cfs

2,990 cfs

Diversion Volume

652.4 af

652.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

SWNE

Sec 31 Twp 11S Rge 18E TWIN FALLS County

GROUND WATER

SOWNW

Sec 32 Twp 11S Rge 18E TWIN FALLS County

GROUND WATER

SWSW

Sec 32 Twp 11S Rge 18E TWIN FALLS 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	
11S	18E	31			3.0	30.7								1.9	39.0	20.0	37.0	31.5	163.1

POU Total Acres: 163.1

CONDITIONS OF APPROVAL

1. The rights listed below are limited to a total combined diversion rate of 2.99 cfs.
Combined Right Nos.: 47-17555, 47-17560, 47-17565
2. The rights listed below are limited to a total combined annual diversion volume of 652.4 AF.
Combined Right Nos.: 47-17555, 47-17560, 47-17565
3. Right Nos. 47-17555, 47-17560, and 47-17565 are limited to the irrigation of a combined total of 163.1 acres in a single irrigation season.
4. 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.
5. The right holder shall maintain a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
6. Use of this right is combined with water from Twin Falls Canal Co.

Transfer No. 83450

WATER RIGHT NO. 47-17555

As Modified by Transfer No. 83450

CONDITIONS OF APPROVAL

7. 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



WATER RIGHT NO. 47-17706**As Modified by Transfer No. 83450**

In accordance with the approval of Transfer No. 83450, Water Right No. 47-17706 is now described as follows:

Right Holder: MATHERS RANCH INC
3485 E 3100 N
KIMBERLY, ID 83341

Priority Date: 11/6/1961

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
COMMERCIAL	1/1	to 12/31	0.060 cfs	10.0 af
STOCKWATER	1/1	to 12/31	0.060 cfs	10.0 af
			0.060 cfs	10.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWNW	Sec 12 Twp 11S Rge 17E	TWIN FALLS County
GROUND WATER	SWNW	Sec 12 Twp 11S Rge 17E	TWIN FALLS County
GROUND WATER	SWNW	Sec 12 Twp 11S Rge 17E	TWIN FALLS County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	17E	12							X										0.0

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	17E	12							X										0.0

CONDITIONS OF APPROVAL

1. Rights 47-17706, 47-17707, and 47-17708 when combined shall not exceed a total diversion rate of 0.06 cfs, and a total annual maximum diversion volume of 10.0 af.
2. Rights 47-7103, 47-12349, 47-17284, 47-17706, 47-17707, and 47-17708 when combined shall not exceed a total diversion rate of 0.18 cfs, and a total annual maximum diversion volume of 24.6 af.
3. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

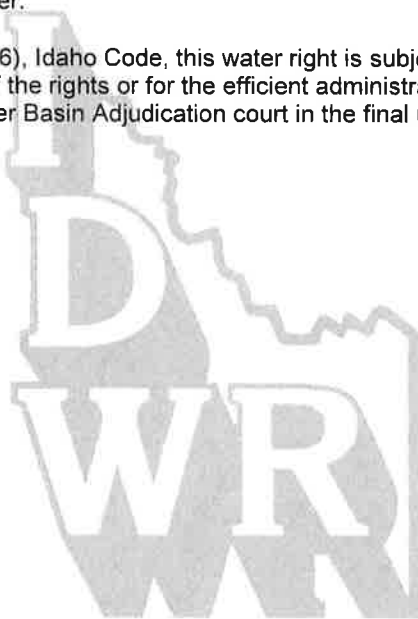
Transfer No. 83450

WATER RIGHT NO. 47-17706

As Modified by Transfer No. 83450

CONDITIONS OF APPROVAL

4. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



WATER RIGHT NO. 47-17560**As Modified by Transfer No. 83450**

In accordance with the approval of Transfer No. 83450, Water Right No. 47-17560 is now described as follows:

Right Holder: MATHERS RANCH INC
3485 E 3100 N
KIMBERLY, ID 83341

Priority Date: 8/8/1954

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	1.360 cfs	596.4 af
			1.360 cfs	596.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWNE	Sec 31 Twp 11S Rge 18E	TWIN FALLS County
GROUND WATER	SWNW	Sec 32 Twp 11S Rge 18E	TWIN FALLS County
GROUND WATER	SWSW	Sec 32 Twp 11S Rge 18E	TWIN FALLS 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	
11S	18E	31			3.0	30.7								1.9	39.0	20.0	37.0	31.5	163.1

Right Acre Limit: 149.1

POU Total Acres: 163.1

CONDITIONS OF APPROVAL

1. The rights listed below are limited to a total combined diversion rate 2.99 cfs. Combined Right Nos.: 47-17555, 47-17560, 47-17565
2. The rights listed below are limited to a total combined annual diversion volume of 652.4 af. Combined Right Nos.: 47-17555, 47-17560, 47-17565
3. Right Nos. 47-17555, 47-17560, 47-17565 are limited to the irrigation of a combined total of 163.1 acres in a single irrigation season.
4. Right 47-17560 is limited to the irrigation of 149.1 acres within the place of use described above in a single irrigation season.
5. 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.
6. Use of this right is combined with water from Twin Falls Canal Co.

Transfer No. 83450

WATER RIGHT NO. 47-17560

As Modified by Transfer No. 83450

CONDITIONS OF APPROVAL

7. The right holder shall maintain a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
8. 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



WATER RIGHT NO. 47-17707**As Modified by Transfer No. 83450**

In accordance with the approval of Transfer No. 83450, Water Right No. 47-17707 is now described as follows:

Right Holder: MATHERS RANCH INC
3485 E 3100 N
KIMBERLY, ID 83341

Priority Date: 8/8/1954

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
COMMERCIAL	1 /1	to 12/31	0.030 cfs	9.1 af
STOCKWATER	1 /1	to 12/31	0.030 cfs	9.1 af
			0.030 cfs	9.1 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWNW	Sec 12 Twp 11S Rge 17E	TWIN FALLS County
GROUND WATER	SWNW	Sec 12 Twp 11S Rge 17E	TWIN FALLS County
GROUND WATER	SWNW	Sec 12 Twp 11S Rge 17E	TWIN FALLS County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	17E	12							X										0.0

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	17E	12							X										0.0

CONDITIONS OF APPROVAL

1. Rights 47-17706, 47-17707, and 47-17708 when combined shall not exceed a total diversion rate of 0.06 cfs, and a total annual maximum diversion volume of 10.0 af.
2. Rights 47-7103, 47-12349, 47-17284, 47-17706, 47-17707, and 47-17708 when combined shall not exceed a total diversion rate of 0.18 cfs, and a total annual maximum diversion volume of 24.6 af.
3. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

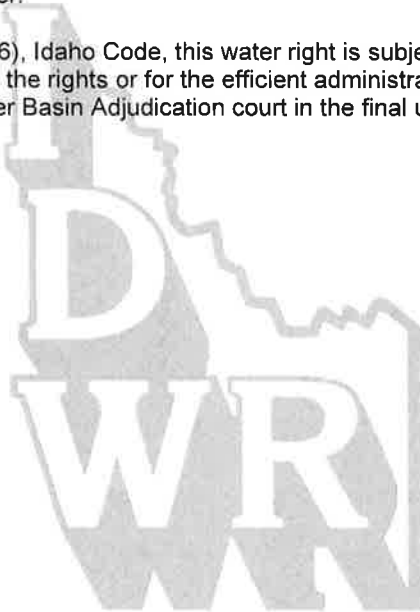
Transfer No. 83450

WATER RIGHT NO. 47-17707

As Modified by Transfer No. 83450

CONDITIONS OF APPROVAL

4. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



WATER RIGHT NO. 47-17565**As Modified by Transfer No. 83450**

In accordance with the approval of Transfer No. 83450, Water Right No. 47-17565 is now described as follows:

Right Holder: MATHERS RANCH INC
3485 E 3100 N
KIMBERLY, ID 83341

Priority Date: 4/3/1961

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

03/15

To

to 11/15

Diversion Rate

0.180 cfs

0.180 cfs

Diversion Volume

94.3 af

94.3 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

SWNE

Sec 31 Twp 11S Rge 18E TWIN FALLS County

GROUND WATER

SWNW

Sec 32 Twp 11S Rge 18E TWIN FALLS County

GROUND WATER

SWSW

Sec 32 Twp 11S Rge 18E TWIN FALLS 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	
11S	18E	31			3.0	30.7								1.9	39.0	20.0	37.0	31.5	163.1

Right Acre Limit: 75.5

POU Total Acres: 163.1

CONDITIONS OF APPROVAL

1. The rights listed below are limited to a total combined diversion rate of 2.99 cfs. Combined Right Nos.: 47-17555, 47-17560, 47-17565
2. The rights listed below are limited to a total combined annual diversion volume of 652.4 af. Combined Right Nos.: 47-17555, 47-17560, 47-17565
3. Right Nos. 47-17555, 47-17560, 47-17565 are limited to the irrigation of a combined total of 163.1 acres in a single irrigation season.
4. Right 47-17565 is limited to the irrigation of 75.5 acres within the place of use described above in a single irrigation season.
5. 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.
6. Use of this right is combined with water from Twin Falls Canal Co.

Transfer No. 83450

WATER RIGHT NO. 47-17565

As Modified by Transfer No. 83450

CONDITIONS OF APPROVAL

7. The right holder shall maintain a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
8. 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



WATER RIGHT NO. 47-17708**As Modified by Transfer No. 83450**

In accordance with the approval of Transfer No. 83450, Water Right No. 47-17708 is now described as follows:

Right Holder: MATHERS RANCH INC
3485 E 3100 N
KIMBERLY, ID 83341

Priority Date: 4/3/1961

Source: GROUND WATER

BENEFICIAL USE

	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
COMMERCIAL	1 / 1	to 12/31	0.010 cfs	1.4 af
STOCKWATER	1 / 1	to 12/31	0.010 cfs	1.4 af
			0.010 cfs	1.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWNW	Sec 12 Twp 11S Rge 17E	TWIN FALLS County
GROUND WATER	SWNW	Sec 12 Twp 11S Rge 17E	TWIN FALLS County
GROUND WATER	SWNW	Sec 12 Twp 11S Rge 17E	TWIN FALLS County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	17E	12							X										0.0

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	17E	12							X										0.0

CONDITIONS OF APPROVAL

1. Rights 47-17706, 47-17707, and 47-17708 when combined shall not exceed a total diversion rate of 0.06 cfs, and a total annual maximum diversion volume of 10.0 af.
2. Rights 47-7103, 47-12349, 47-17284, 47-17706, 47-17707, and 47-17708 when combined shall not exceed a total diversion rate of 0.18 cfs, and a total annual maximum diversion volume of 24.6 af.
3. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

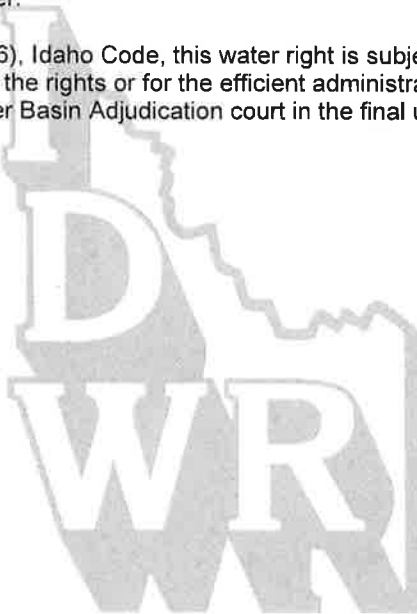
Transfer No. 83450

WATER RIGHT NO. 47-17708

As Modified by Transfer No. 83450

CONDITIONS OF APPROVAL

4. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



State of Idaho
Department of Water Resources

Attachment to Transfer # 83450

Rights 47-7103, 47-12349, 47-17284, 47-17706, 47-17707, and 47-17708

This map depicts the DOMESTIC, STOCKWATER, and COMMERCIAL place of use boundary for these water rights at the time of this approval and is attached to the approval document solely for illustrative purposes.

17E



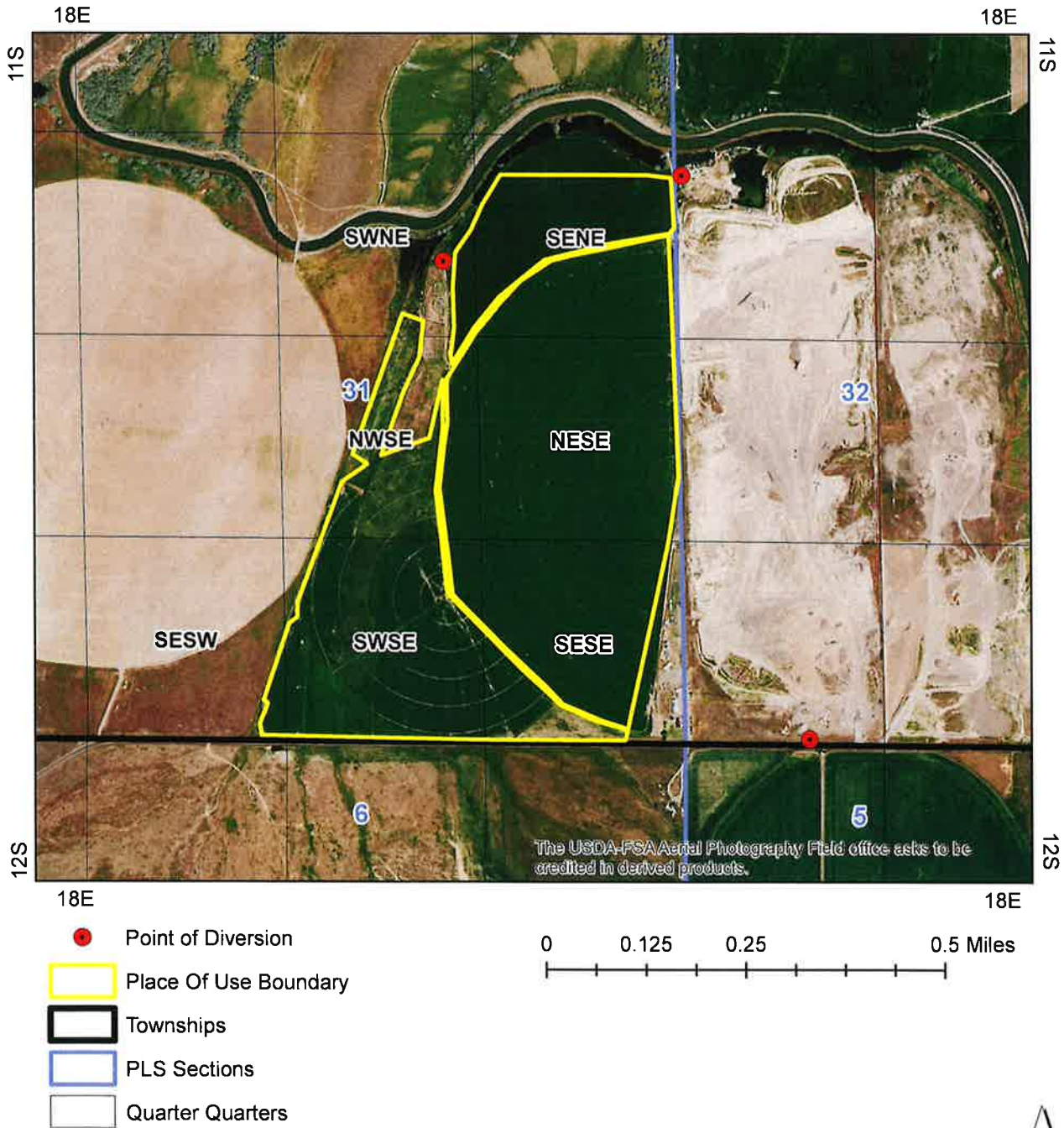
- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.035 0.07 0.14 Miles



State of Idaho
Department of Water Resources

This map depicts the IRRIGATION place of use boundary for these water rights at the time of this approval and is attached to the approval document solely for illustrative purposes.





State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION • 650 ADDISON AVE W STE 500 • TWIN FALLS ID 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037

Website: www.idwr.idaho.gov • Email: southerninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

September 23, 2019

WILLIAM BOKMA DAIRY LLC
3374 N 3100 E
TWIN FALLS ID 83301-0336

Re: Transfer No: 83450

Water Right No(s): 47-7103, 47-12349, 47-17284, 47-17555, 47-17560, 47-17565

Transfer Approval Notice

Dear Water Right Holder and other Interested Persons:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208) 736-3033.

Sincerely,

A handwritten signature in blue ink, appearing to read "Corey Skinner". The signature is fluid and cursive, with a large initial "C" and a long, sweeping underline.

Corey Skinner
Southern Regional Manager

Enclosure

c:

SNAKE RIVER MANAGEMENT INC
STAN HAYE
4875 W ATHENS CT
EAGLE ID 83616

MATHERS RANCH INC
3485 E 3100 N
KIMBERLY ID 83341

CERTIFICATE OF SERVICE

I hereby certify that on September 23, 2019 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

Re: Transfer No.: 83450

Water Right No(s): 47-7103, 47-12349, 47-17284, 47-17555, 47-17560, 47-17565

WILLIAM BOKMA DAIRY LLC
3374 N 3100 E
TWIN FALLS ID 83301-0336

SNAKE RIVER MANAGEMENT INC
STAN HAYE
4875 W ATHENS CT
EAGLE ID 83616

MATHERS RANCH INC
3485 E 3100 N
KIMBERLY ID 83341

A handwritten signature in blue ink, reading "Denise Maline", is written over a horizontal line.

Denise Maline
Administrative Assistant

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

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

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department 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 with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

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, requests 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 IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director 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.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☐ ☒	47-17555	0.06/10.0	Commercial/Stockwater	01/01 to 12/31	Ground Water
☐ ☒	47-17560	0.03/9.1	Commercial/Stockwater	01/01 to 12/31	Ground Water
☐ ☒	47-17565	0.01/1.4	Commercial/Stockwater	01/01 to 12/31	Ground Water
☒ ☐	47-7103	0.04	Domestic/Stockwater	01/01 to 12/31	Ground Water
☒ ☐	47-12349	0.04	Domestic/Stockwater	01/01 to 12/31	Ground Water
☒ ☐	47-17284	0.04	Domestic	01/01 to 12/31	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 3.17 cfs and/or 665.6 acre-feet.

2. Total amount of water proposed to be transferred or changed 0.18 cubic feet per second and/or 24.6 acre-feet per year.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
			SW	NW	12	11S	17E	Twin Falls	Ground Water	47-17284 well
			SW	NW	12	11S	17E	Twin Falls	Ground Water	47-12349 well
			SW	NW	12	11S	17E	Twin Falls	Ground Water	47-7103 well

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	17E	12							X	X									
Total Acres (for irrigation use)																			

* SWNW
PER 9/23/19
E-MAIL PS.

Walker, Benny

From: Stan Haye <SHAYE@rainforrent.com>
Sent: Monday, September 23, 2019 11:29 AM
To: Walker, Benny
Subject: Bokma Transfer

Benny.

Please change the place of use on the Bokma transfer to SW ¼ of the NW ¼ Section 12 Township 11 South Range 17 East instead of SENW. Thanks Stan

Stan Haye
Rain for Rent
1303 N 20TH St.
Nampa Idaho 83687
shaye@rainforrent.com
208-731-990
208-573-3393

MEMORANDUM

Date: September 23, 2019
To: Transfer 83450 File
From: Benny Walker
Re: Allowable Volume (Domestic/Stockwater)

The total volume of water allowed under water rights, 47-7103, 47-17284, and 47-12349, was based on a total of 13,000 gpd (14.6 af) for the three water rights. The department's standards of 0.6 af per home, for three homes per decreed right 47-7103, and 2 af for 0.5 acres of irrigation (4 af/a) results in a total of 3.8 af for domestic uses. Subtracting this 3.8 from 14.6 allows for 10.8 af for stockwater.

MEMORANDUM

Date: September 18, 2019
To: Transfer 83450 File
From: Benny Walker
Re: Evaluation of Sufficiency of Information Submitted

Application proposes transferring a 3.3 acre portion (0.06 cfs) of three groundwater irrigation rights from a farm located approximately 7.2 - 8.0 miles south and 0.75 - 1.5 miles west of Kimberly to commercial and stockwater use at an existing dairy located 2.7-2.9 miles west and 3.2-3.4 miles south of Kimberly. The application also proposes adding existing wells as authorized diversion points for the domestic and stockwater rights currently utilized at the dairy site. The transferred portion (0.06 cfs) and the existing domestic and stockwater rights (0.12 cfs) for a total of 0.18 cfs, will be diverted from three existing wells at the dairy site.

The irrigation to commercial and stockwater use conversion was based on an acre to volume conversion factor of 3.02 af/acre taken from the University of Idaho precipitation deficit volumes for grass pasture for 3.3 acres for the Twin Falls area. This was based on information received from the USDA that grass pasture was being grown on the farm. The wells involved with the transfer are located outside the ESPA smooth model boundary area so a ground water model analysis is not required. The three-groundwater irrigation rights, 47-17555, 47-17560 and 47-17565 involved with the transfer all include a condition indicating that they are combined with Twin Falls Canal Company water. However, the application includes a letter from the Twin Falls Canal Company indicating the limited number and specific locations of shares on the original place of use. Note that the three groundwater rights, involved with the transfer allow for the total irrigation of 166.4 acres and that the letter from the canal company indicates that there are only 50 shares of water on the 166.4 acres. Furthermore, the canal company letter also identifies the specific lands that the 50 shares are appurtenant to. Note that the 3.3 acre portion of the three groundwater rights proposed to be transferred does not overlap the specific lands that the 50 canal company shares are appurtenant to. It should also be noted that the Department has previously approved similar types of transfers in the past involving portions of these same three groundwater rights.

- **Authority to File:**
Applicant is listed as current owner on IDWR records for rights 47-12349, 47-17284, and right 47-7103. The application includes a copy of a contract for sale between the applicant and the current owner of the rights being transferred, agreeing to sell the portion of the water rights being transferred to the applicant. The application also includes a copy of a warranty deed showing that the applicant owns the proposed place of use.
- **Water Right Validity:**
Rights 47-12349, 47-17284 were decreed in 2010 and right 47-7103 was decreed in 1999. The rights proposed to be transferred were decreed in 2009 and aerial photography indicate they have been used in recent years.
- **Injury to Other Water Rights:**
None anticipated. Transfer will result in a reduction in the maximum allowed diversion volume.
- **Enlargement of Use:**
None anticipated.
- **Local Public Interest:**
Application was be subject to public notice and protest. No protest were received.
- **Beneficial Use/Conservation of Water Resources:**
Proposed uses are recognized as beneficial uses of water.
- **Effect on Economy of the Local Area:**
No issues anticipated
- **Effect of the Agricultural Base of the Local Area:**
None anticipated.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.

Twin Falls Times-News
132 Fairfield St W, Twin Falls, Idaho 83301

RUBY AUFDERHEIDE, being duly sworn, deposes and says: That she is the Principal Clerk of the Times-News, a daily newspaper printed and published at Twin Falls, Twin Falls County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in the Times-News, in conformity with Section 60-108, Idaho Code, as amended, for:

2 Insertions

ID DEPARTMENT OF WATER RESOURCES

650 ADDISON AVE W, STE 500
TWIN FALLS ID 83301

ORDER NUMBER 90789

Ruby Aufderheide
(Legals Clerk)

STATE OF IDAHO)
 SS
COUNTY OF TWIN FALLS)

On this 22 day of August in the year of 2019 before me, a Notary Public, personally appeared before me Ruby Aufderheide known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

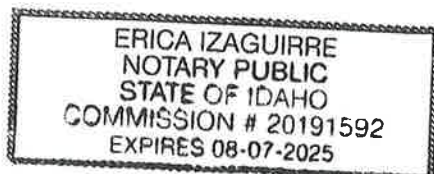
Erica Izaguirre
Notary Public FOR Idaho
Residing at: Twin Falls, Idaho
My Commission expires: 08-07-2025

Section: Legals

Category: 50 Legal

PUBLISHED ON: 08/15/2019, 08/22/2019

TOTAL AD COST: 201.06
FILED ON: 8/23/2019



NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 83450

WILLIAM BOKMA DAIRY LLC, 3374 N 3100 E, TWIN FALLS, ID 83301-0336; has filed Application No. 83450 for changes to the following water rights within TWIN FALLS County(s): Right No(s). 47-12349, 47-17284, 47-17555, 47-17560, 47-17565, 47-7103. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes transferring a 3.3 acre portion (0.06 cfs) of three groundwater irrigation rights from a farm located approximately 7.2 to 8.0 miles south and 0.75 to 1.5 miles west of Kimberly to commercial and stockwater use at an existing dairy located 2.7 to 2.9 miles west and 3.2 to 3.4 miles south of Kimberly. The application also proposes adding existing wells as authorized diversion points for the domestic and stockwater rights currently utilized at the dairy site. The transferred portion (0.06 cfs) and the existing domestic and stockwater rights (0.12 cfs) for a total of 0.18 cfs, will be diverted from three existing wells at the dairy site.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 83505

3 STRING CATTLE OF IDAHO LLC, PO BOX 675, HEYBURN, ID 83336-0675; has filed Application No. 83505 for changes to the following water rights within LINCOLN, MINIDOKA County(s): Right No(s). 36-7356C, 37-10425. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes transferring a 19.7 acre portion, 0.16 cfs and 65.1 af, of a groundwater irrigation right from a farm located approximately 0.6 to 1.0 miles north and 0.5 to 0.9 miles east of Minidoka for commercial and stockwater use at an existing CAFO located 1.0 to 2.2 miles west and 6.5 to 7.0 miles north of Shoshone. The application also proposes adding new well as an authorized diversion point for the domestic and stockwater right currently utilized at the CAFO site. The transferred portion (0.16 cfs) and the existing domestic and stockwater right (0.17 cfs) for a total of 0.33 cfs, will be diverted from two wells, one existing and one to be drilled, at the CAFO site.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 83466

DOUBLE EAGLE PROPERTIES LLLP, 3173 N 4900 E, MURTAUGH, ID 83344-5359; has filed Application No. 83466 for changes to the following water rights within CASSIA County(s): Right No(s). 45-10228, 45-13657, 45-13911. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the place of use (POU) and add a point of diversion (POD) to three ground water rights, with a combined flow rate of 0.70 cfs, which are appurtenant to a CAFO and associated stockwater use located approximately 5.8 to 6.8 miles east and 2.2 to 4.7 miles south of Murtaugh. The new POD will be an existing well located approximately 3.2 miles south and 6.3 miles east of Murtaugh. The transfer also proposes to modify the POU to include adjacent property.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or to see a full description of these rights and/or the proposed transfers, please see research.idwr.idaho.gov/apps/waterrights/Query-NewTransfers. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 ADDISON AVE W, STE 500, TWIN FALLS, ID 83301-5858 together with a protest fee of \$25.00 for each application on or before September 3, 2019. The protestant must also send a copy of the protest to the applicant. GARY SPACKMAN, Director
Published on August 15th & 22nd, 2019

OK PM 9-13-2019

RECEIVED

AUG 28 2019

DEPT OF WATER RESOURCES
SOUTHERN REGION

Customer Ad Proof

60002276 ID DEPARTMENT OF WATER RESOURCES

Order Nbr 90789

Publication	Times News		
Contact	ID DEPARTMENT OF WATER RESOURCES	PO Number	
Address 1	650 ADDISON AVE W, STE 500	Rate	Legal Notice
Address 2		Order Price	201.06
City St Zip	TWIN FALLS ID 83301	Amount Paid	0.00
Phone	2087363033	Amount Due	201.06
Fax			
Section	Legals	Start/End Dates	08/15/2019 - 08/22/2019
SubSection		Insertions	2
Category	50 Legal	Size	132
Ad Key	90789-1	Salesperson(s)	Ruby Aufderheide
Keywords	Transfer Nos 83450, 83505, 83466	Taken By	Ruby Aufderheide
Notes			

Ad Proof

✓ DM 8-9-2019

Proof of legal notice received
from Times News 8/9/2019 (2 pgs)

Customer Ad Proof

60002276 ID DEPARTMENT OF WATER RESOURCES

Order Nbr 90789

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GARY SPACKMAN, Director

Published on August 15th & 22nd, 2019

✓ DM
8-9-2019