

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 83455

This is to certify that: **BRANNON RANCH LLC**
5128 APACHE PLUME RD STE 300
FORT WORTH, TX 76109

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>
22-14027	WR/DECREED	6/19/1961	0.060 cfs	14.4 af	N/A	4.8	GROUND 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>
22-14026	WR/DECREED	6/19/1961	1.930 cfs	478.8 af		159.6	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>
22-14027	NO	YES	YES	NO	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
22-14027	22-14027	0.120 cfs	30.0 af	10.0	120.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.120 cfs	30.0 af	10.0	120.0		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 17 day of September, 2019.


 for Chief, Water Allocation Bureau

Transfer No. 83455

SUPPORT DATA
IN FILE # 22-14026

WATER RIGHT NO. 22-14027**As Modified by Transfer No. 83455**

In accordance with the approval of Transfer No. 83455, Water Right No. 22-14027 is now described as follows:

Right Holder: GARY SUMMERS AND
SHANNON SUMMERS
1177 E 9TH N
REXBURG, ID 83440

Priority Date: 6/19/1961

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From
04/15

To
to 10/15

Diversion Rate
0.120 cfs
0.120 cfs

Diversion Volume
30.0 af
30.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SESE Sec 33 Twp 05N Rge 45E TETON 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	
05N	45E	33													40	40		40	120

Right Acre Limit: 10.0

POU Total Acres: 120

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of a specific 10 acres within the 120 acre place of use authorized by this right in a single irrigation season. The specific 10 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 10 acres to be irrigated within the 120 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. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
3. The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 11/24/2008.

WATER RIGHT NO. 22-14027
As Modified by Transfer No. 83455

CONDITIONS OF APPROVAL

4. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of 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. 22-14026
As Modified by Transfer No. 83455

In accordance with the approval of Transfer No. 83455, Water Right No. 22-14026 is now described as follows:

Right Holder: SHANNON SUMMERS AND
 GARY SUMMERS
 1177 E 9TH N
 REXBURG, ID 83440

Priority Date: 6/19/1961

Source: GROUND WATER

BENEFICIAL USE
 IRRIGATION

From
 04/15

To
 to 10/15

Diversion Rate
 1.930 cfs
 1.930 cfs

Diversion Volume
 478.8 af
 478.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NENE Sec 12 Twp 05N Rge 45E TETON 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	
05N	45E	11			26.5	12.4													38.9
05N	45E	12	35.0	37.8					17.7	30.2									120.7

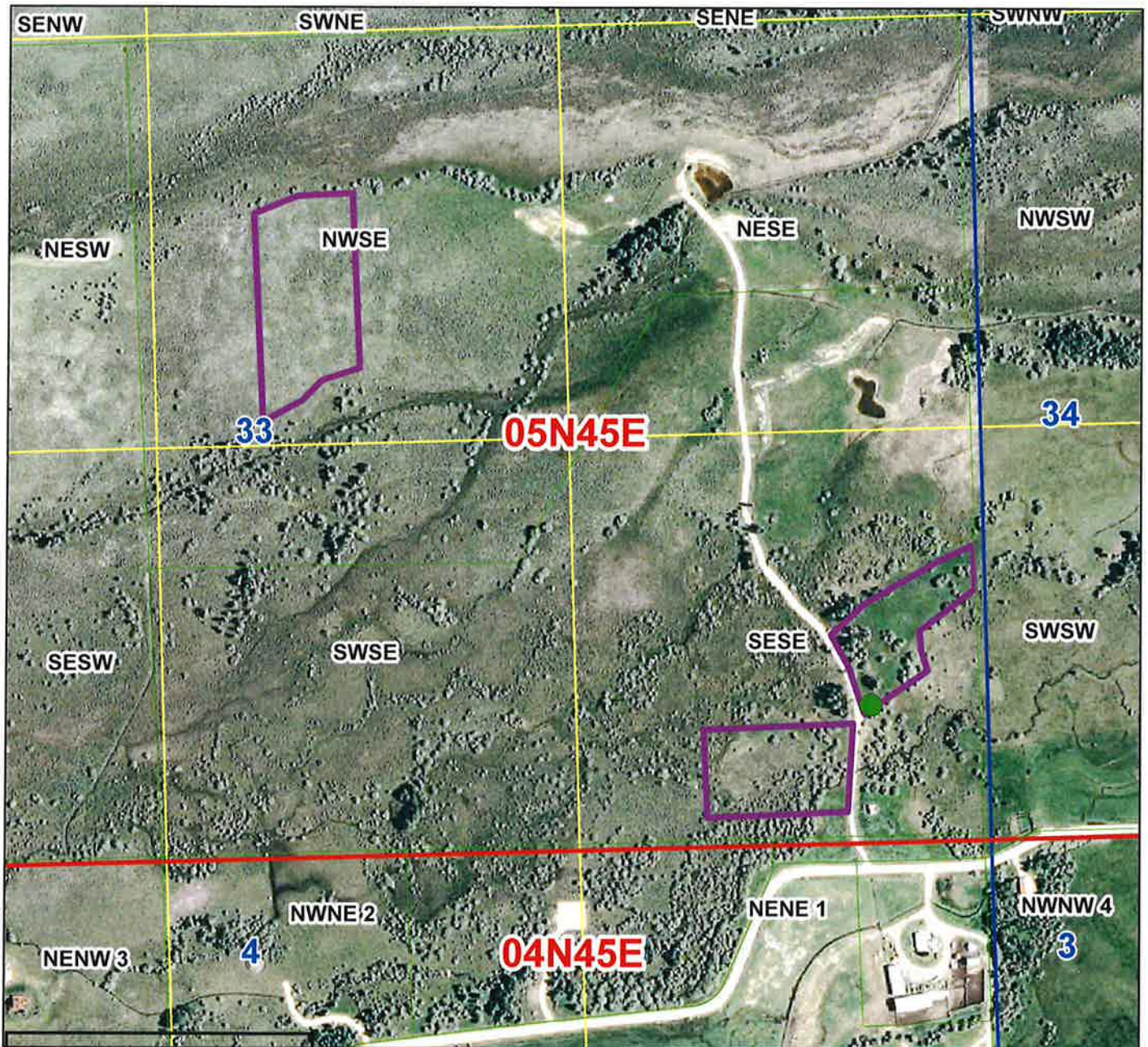
POU Total Acres: 159.6

CONDITIONS OF APPROVAL

1. The use of water for irrigation under this right may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than November 24, 2008.
2. 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.

Attachment to Transfer Approval 83455

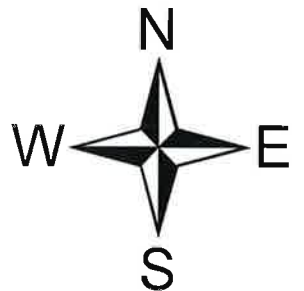
This map depicts the place of use boundary at the time of this transfer approval and is attached to the approval document solely for illustrative purposes.



Legend

-  Water Right POD
-  Parcels
-  Water Right POU
-  Township/Range
-  Sections
-  QQ

0 330 660 1,320 Feet



Date: 9/17/2019