

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 83045

This is to certify that: **CLAYSON FARMS**
761 E 700 N
FIRTH, ID 83236

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>
27-10183	WR/DECREED	4/1/1987	0.700 cfs	141.4 af	40.4	139.4	GROUND WATER
27-7123	WR/DECREED	7/19/1978	1.980 cfs	506.5 af	99.0	139.4	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>
27-10183	NO	NO	YES	NO	NO	NO
27-7123	NO	NO	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>
27-10183	27-10183	0.700 cfs	141.4 af	40.4	139.4	N/A	N/A	N/A	N/A	N/A
27-7123	27-7123	1.980 cfs	506.5 af	99.0	139.4	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		1.980 cfs	506.5 af	139.4	139.4		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 8th day of March, 2019.


Water Resources Program Manager

SUPPORT DATA

IN FILE # 27-7123

Transfer No. 83045

WATER RIGHT NO. 27-10183**As Modified by Transfer No. 83045**

In accordance with the approval of Transfer No. 83045, Water Right No. 27-10183 is now described as follows:

Right Holder: CLAYSON FARMS
761 E 700 N
FIRTH, ID 83236

Priority Date: 4/1/1987

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

0.700 cfs

0.700 cfs

Diversion Volume

141.4 af

141.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

SWNWSW

Sec 28 Twp 01S Rge 37E BINGHAM 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	
01S	37E	28					0.7	0.7	32.0	32.0	22.0	37.0	15.0						139.4

Right Acre Limit: 40.4

POU Total Acres: 139.4

CONDITIONS OF APPROVAL

1. This right is for an enlargement of 40.4 acres within the place of use described for this right.
2. Rights 27-10183 and 27-7123 when combined shall not exceed a total diversion rate of 1.98 cfs, a total annual maximum diversion volume of 506.5 af at the field headgate, and the irrigation of 139.4 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. 120.
4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to the diversion and use of water under Transfer approval 83045, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

Transfer No. 83045

WATER RIGHT NO. 27-10183
As Modified by Transfer No. 83045

CONDITIONS OF APPROVAL

6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7. 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 place of use.
8. This right is based upon an enlargement of Right No. 27-7123 pursuant to Idaho Code § 42-1426.
9. This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Idaho Code § 42-1426. As between water rights decreed as enlargements pursuant to Idaho Code § 42-1426, the earlier priority right is the superior right.
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. 27-7123**As Modified by Transfer No. 83045**

In accordance with the approval of Transfer No. 83045, Water Right No. 27-7123 is now described as follows:

Right Holder: CLAYSON FARMS
761 E 700 N
FIRTH, ID 83236

Priority Date: 7/19/1978

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From
03/15

To
to 11/15

Diversion Rate
1.980 cfs
1.980 cfs

Diversion Volume
506.5 af
506.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWNWSW Sec 28 Twp 01S Rge 37E BINGHAM 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	
01S	37E	28					0.7	0.7	32.0	32.0	22.0	37.0	15.0						139.4

Right Acre Limit: 99.0
POU Total Acres: 139.4

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 99 acres within the authorized place of use in a single irrigation season.
2. Rights 27-7123 and 27-10183 when combined shall not exceed a total diversion rate of 1.98 cfs, a total annual maximum diversion volume of 506.5 af at the field headgate, and the irrigation of 139.4 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. 120.
4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

WATER RIGHT NO. 27-7123

As Modified by Transfer No. 83045

CONDITIONS OF APPROVAL

5. Prior to the diversion and use of water under Transfer approval 83045, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7. 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 place of use.
8. Right No. 27-10183 is an enlargement of this right pursuant to Idaho Code § 42-1426.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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.

Attachment to Transfer Approval 83045

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

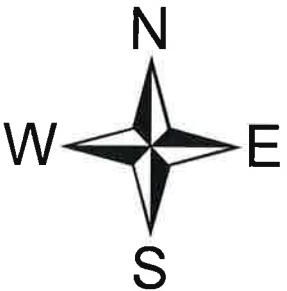


Legend

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

0 345 690 1,380 Feet

1 inch = 564 feet



Date: 3/8/2019