

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 82559**

This is to certify that: **MICKELSEN PROPERTIES LLC**
PO BOX 438
RIGBY, ID 83442-0438

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>
31-2427C	WR/DECREED	3/29/1966	4.460 cfs	910.0 af	N/A	260.0	GROUND WATER
31-4054	WR/DECREED	4/2/1947	0.340 cfs	47.6 af	N/A	13.6	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>
31-2427C	YES	YES	YES	NO	NO	NO
31-4054	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>
31-2427C	31-12443	0.280 cfs	57.8 af	16.5	30.1	31-2427C	4.180 cfs	852.2 af	N/A	243.5
31-4054	31-4054	0.340 cfs	47.6 af	13.6	30.1	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.620 cfs	105.4 af	30.1	30.1		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 31st day of August, 2018


Water Resources Program Manager

SUPPORT DATA

Transfer No. 82559

IN FILE # 31-2427C

WATER RIGHT NO. 31-2427C**As Modified by Transfer No. 82559**

In accordance with the approval of Transfer No. 82559, Water Right No. 31-2427C is now described as follows:

Right Holder: MICKELSEN PROPERTIES LLC
PO BOX 438
RIGBY, ID 83442-0438

Priority Date: 3/29/1966

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 10/31	4.180 cfs	852.2 af
			4.180 cfs	852.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NESENE	Sec 28 Twp 08N Rge 37E	FREMONT County
GROUND WATER	NESESE	Sec 28 Twp 08N Rge 37E	FREMONT 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	
08N	37E	27						30.4	30.5			30.5	30.4						121.8
08N	37E	28	30.4			30.4									30.5			30.4	121.7

POU Total Acres: 243.5

CONDITIONS OF APPROVAL

1. 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. 110.
2. 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.
3. Prior to the diversion and use of water under Transfer approval 81473, 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.
4. 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.

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WATER RIGHT NO. 31-2427C
As Modified by Transfer No. 82559

CONDITIONS OF APPROVAL

5. 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.
6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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. 31-12443
As Modified by Transfer No. 82559

In accordance with the approval of Transfer No. 82559, Water Right No. 31-12443 is now described as follows:

Right Holder: MICKELSEN PROPERTIES LLC
 PO BOX 438
 RIGBY, ID 83442-0438

Priority Date: 3/29/1966

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

0.280 cfs

0.280 cfs

Diversion Volume

57.8 af

57.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

NWSW

Sec 15 Twp 07N Rge 36E JEFFERSON 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	
07N	36E	15									5.5	10.0	7.2	7.4					30.1

Right Acre Limit: 16.5

POU Total Acres: 30.1

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 31-4054 and 31-12443 when combined shall not exceed the irrigation of 30.1 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. 110.
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 82559, 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.

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WATER RIGHT NO. 31-12443

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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 3.5 afa per acre at the field headgate for irrigation of the place of use.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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. 31-4054**As Modified by Transfer No. 82559**

In accordance with the approval of Transfer No. 82559, Water Right No. 31-4054 is now described as follows:

Right Holder: MICKELSEN PROPERTIES LLC
PO BOX 438
RIGBY, ID 83442-0438

Priority Date: 4/2/1947

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

0.340 cfs

0.340 cfs

Diversion Volume

47.6 af

47.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

NWSW

Sec 15 Twp 07N Rge 36E JEFFERSON 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	
07N	36E	15									5.5	10.0	7.2	7.4					30.1

Right Acre Limit: 13.6

POU Total Acres: 30.1

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 13.6 acres within the authorized place of use in a single irrigation season.
2. Rights 31-4054 and 31-12443 when combined shall not exceed the irrigation of 30.1 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. 110.
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 82559, 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. 82559

WATER RIGHT NO. 31-4054
As Modified by Transfer No. 82559

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 3.5 afa per acre at the field headgate for irrigation of the place of use.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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 82559

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

0 170 340 680 Feet

1 inch = 365 feet

