

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 82467

This is to certify that: COMORE DEVELOPMENT INC
3920 E SUNNYSIDE RD
IDAHO FALLS, ID 83406

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>
25-14240	WR/LICENSE	6/1/1989	3.830 cfs	953.6 af	238.4	2634.0	GROUND WATER
25-14242	WR/DECREE	5/1/1980	0.290 cfs	116.8 af	29.2	2634.0	GROUND WATER
25-14243	WR/DECREE	5/6/1957	0.530 cfs	156.0 af	40.1	2634.0	GROUND WATER
25-14340	WR/DECREE	3/20/1961	0.560 cfs	114.8 af	28.7	2634.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

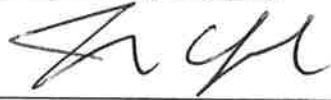
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
25-14240	NO	NO	NO	YES	NO	NO
25-14242	NO	NO	NO	YES	NO	NO
25-14243	NO	NO	NO	YES	NO	NO
25-14340	NO	NO	NO	YES	NO	NO

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>
25-14240	25-14240	3.830 cfs	953.6 af	238.4	2634.0	N/A	N/A	N/A	N/A	N/A
25-14242	25-14242	0.290 cfs	116.8 af	29.2	2634.0	N/A	N/A	N/A	N/A	N/A
25-14243	25-14243	0.530 cfs	156.0 af	40.1	2634.0	N/A	N/A	N/A	N/A	N/A
25-14340	25-14340	0.560 cfs	114.8 af	28.7	2634.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		4.920 cfs	1341.2 af	336.4	2634.0		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 1st day of August, 2018.


Water Resources Program Manager

Transfer No. 82467

SUPPORT DATA
IN FILE # 25-14240

WATER RIGHT NO. 25-14240**As Modified by Transfer No. 82467**

In accordance with the approval of Transfer No. 82467, Water Right No. 25-14240 is now described as follows:

Right Holder: COMORE DEVELOPMENT INC
3920 E SUNNYSIDE RD
IDAHO FALLS, ID 83406

Priority Date: 6/1/1989

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From
04/01

To
to 10/31

Diversion Rate
3.830 cfs
3.830 cfs

Diversion Volume
953.6 af
953.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L1 (NENE)	Sec 1	Twp 01N Rge 38E	BONNEVILLE County
GROUND WATER	NESE	Sec 1	Twp 01N Rge 38E	BONNEVILLE County
GROUND WATER	NESE	Sec 1	Twp 01N Rge 38E	BONNEVILLE County
GROUND WATER	NESE	Sec 1	Twp 01N Rge 38E	BONNEVILLE County
GROUND WATER	NWSE	Sec 1	Twp 01N Rge 38E	BONNEVILLE County
GROUND WATER	NWNE	Sec 12	Twp 01N Rge 38E	BONNEVILLE County
GROUND WATER	L4 (NWNW)	Sec 6	Twp 01N Rge 39E	BONNEVILLE County
GROUND WATER	SESE	Sec 6	Twp 01N Rge 39E	BONNEVILLE 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	
01N	38E	1	40.0		35.0	40.0								16.0	40.0	40.0	40.0	40.0	291.0
			L 1																
01N	38E	12	40.0	40.0	40.0	40.0	40.0		31.0	40.0	40.0			40.0	40.0	40.0	40.0		471.0
01N	39E	5		42.0	40.0	40.0	42.0	42.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	606.0
				L 2			L 3	L 4											
01N	39E	6	42.0	42.0	40.0	40.0	42.0	39.0	37.0	40.0	40.0	36.0	36.0	40.0	40.0	40.0	40.0	40.0	634.0
				L 1	L 2		L 3	L 4	L 5			L 6	L 7						
01N	39E	7	40.0	40.0	40.0	40.0	40.0	36.0	36.0	40.0	40.0				40.0	40.0	40.0		472.0
								L 1	L 2										
01N	39E	8					40.0	40.0	40.0	40.0									160.0

Right Acre Limit: 238.4

POU Total Acres: 2634.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 238.4 acres within the place of use described above in a single irrigation season.

Transfer No. 82467

WATER RIGHT NO. 25-14240

As Modified by Transfer No. 82467

CONDITIONS OF APPROVAL

2. Prior to diversion and use of water under Transfer approval 82467, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
3. The irrigation occurring under this water right shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed. This right does not provide for irrigation of common areas or for irrigation of lots upon which homes have not been constructed.
4. This right is limited to the irrigation of specific lots, which have been uniquely identified and designated to receive irrigation water, within the place of use authorized by this right in a single irrigation season. The specific lots to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the Department. Before irrigation can occur on a lot within the place of use not previously identified on the land list or by the electronic shape file, the right holder shall submit a new land list and representative electronic shape file or map to the Department, defining any changes, prior to the irrigation season in which the change will occur.
5. Records verifying the diversion of water as described in these conditions must be maintained and compiled into an annual report. Annual reports must be maintained for a minimum of five years and made available to the Department upon request.
6. The approval of Transfer 74088 and Transfer 72674 fulfills the requirement of the Protest Agreement associated with water right permits 25-14166 and 25-14167 that the consumptive component of water use associated with both water right permits be mitigated by the transferred water or directly supplied by the transferred water.
7. In the event of a delivery call filed by surface water users or ground water users in or above the Shelley to Near Blackfoot reach of the Snake River as defined in the ESPA Model, or in regards to localized incidences of groundwater or surface water injury due to the use of water under this transfer, this water right is subordinate to all water rights with a priority date earlier than February 16, 2006.
8. Points of diversion are located within Lot 1-A, Block 20, Comore Loma Subdivision #10; Lot 5, Block 2, Comore Loma Subdivision; Lot 1, Block 6, Comore Loma Subdivision #2; Lot 20, Block 4, Comore Loma Subdivision #3; Lot 31, Block 4 Comore Loma Subdivision #13; unplatted ground located in the SESE of Section 6, Township 1N, Range 39E; and unplatted ground located in the NESE of Section 1, Township 01N, Range 38E.
9. Place of use is located within Comora Loma Subdivision.
10. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
11. This right does not grant any right-of-way or easement across the land of another.
12. 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.

WATER RIGHT NO. 25-14240
As Modified by Transfer No. 82467

CONDITIONS OF APPROVAL

13. The right holder shall accomplish the change authorized by this transfer within one year(s) 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. 25-14340**As Modified by Transfer No. 82467**

In accordance with the approval of Transfer No. 82467, Water Right No. 25-14340 is now described as follows:

Right Holder: COMORE DEVELOPMENT INC
3920 E SUNNYSIDE RD
IDAHO FALLS, ID 83406

Priority Date: 3/20/1961

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 04/01 **To** 10/01

Diversion Rate
0.560 cfs
0.560 cfs

Diversion Volume
114.8 af
114.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L1 (NENE)	Sec 1	Twp 01N Rge 38E	BONNEVILLE County
GROUND WATER	NESE	Sec 1	Twp 01N Rge 38E	BONNEVILLE County
GROUND WATER	NESE	Sec 1	Twp 01N Rge 38E	BONNEVILLE County
GROUND WATER	NESE	Sec 1	Twp 01N Rge 38E	BONNEVILLE County
GROUND WATER	NWSE	Sec 1	Twp 01N Rge 38E	BONNEVILLE County
GROUND WATER	NWNE	Sec 12	Twp 01N Rge 38E	BONNEVILLE County
GROUND WATER	L4 (NWNW)	Sec 6	Twp 01N Rge 39E	BONNEVILLE County
GROUND WATER	SESE	Sec 6	Twp 01N Rge 39E	BONNEVILLE 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	
01N	38E	1	40.0		35.0	40.0								16.0	40.0	40.0	40.0		291.0
			L 1																
01N	38E	12	40.0	40.0	40.0	40.0	40.0		31.0	40.0	40.0			40.0	40.0	40.0	40.0		471.0
01N	39E	5		42.0	40.0	40.0	42.0	42.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	606.0
				L 2				L 3	L 4										
01N	39E	6	42.0	42.0	40.0	40.0	42.0	39.0	37.0	40.0	40.0	36.0	36.0	40.0	40.0	40.0	40.0	40.0	634.0
			L 1	L 2			L 3	L 4	L 5			L 6	L 7						
01N	39E	7	40.0	40.0	40.0	40.0	40.0	36.0	36.0	40.0	40.0				40.0	40.0	40.0		472.0
								L 1	L 2										
01N	39E	8					40.0	40.0	40.0	40.0									160.0

Right Acre Limit: 28.7

POU Total Acres: 2634.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 28.7 acres within the authorized place of use in a single irrigation season.
2. Rights 25-14340 and 25-14242 when combined shall not exceed a total diversion rate of 0.56 cfs.

Transfer No. 82467

WATER RIGHT NO. 25-14340

As Modified by Transfer No. 82467

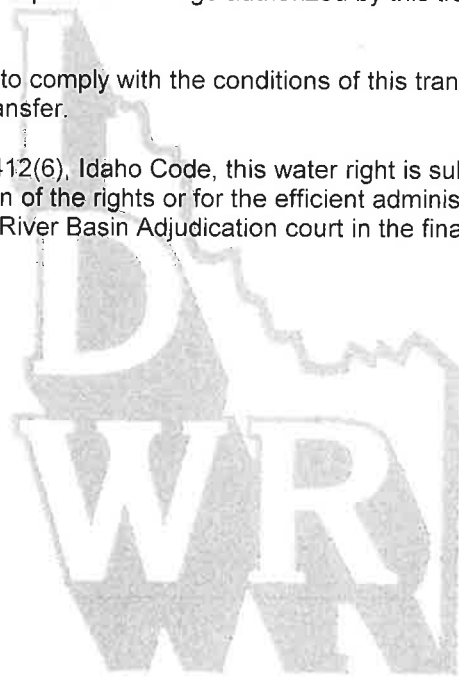
CONDITIONS OF APPROVAL

3. Rights 25-12706, 25-14340, 25-14242, and 25-14243 when combined shall not exceed a total diversion rate of 1.22 cfs, a total annual maximum diversion volume of 393.2 af at the field headgate, and the irrigation of 98.4 acres.
4. Prior to diversion and use of water under Transfer approval 82467, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
5. This right is limited to the irrigation of specific lots, which have been uniquely identified and designated to receive irrigation water, within the place of use authorized by this right in a single irrigation season. The specific lots to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the Department. Before irrigation can occur on a lot within the place of use not previously identified on the land list or by the electronic shape file, the right holder shall submit a new land list and representative electronic shape file or map to the Department, defining any changes, prior to the irrigation season in which the change will occur.
6. The irrigation occurring under this water right shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed. This right does not provide for irrigation of common areas or for irrigation of lots upon which homes have not been constructed.
7. The approval of Transfer 74088 and Transfer 72674 fulfills the requirement of the Protest Agreement associated with water right permits 25-14166 and 25-14167 that the consumptive component of water use associated with both water right permits be mitigated by the transferred water or directly supplied by the transferred water.
8. In the event of a delivery call filed by surface water users or ground water users in or above the Shelley to Near Blackfoot reach of the Snake River as defined in the ESPA Model, or in regards to localized incidences of groundwater or surface water injury due to the use of water under this transfer, this water right is subordinate to all water rights with a priority date earlier than February 16, 2006.
9. Records verifying the diversion of water as described in these conditions must be maintained and compiled into an annual report. Annual reports must be maintained for a minimum of five years and made available to the Department upon request.
10. 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.
11. Place of use is located within Comora Loma Subdivision.
12. Points of diversion are located within Lot 1-A, Block 20, Comore Loma Subdivision #10; Lot 5, Block 2, Comore Loma Subdivision; Lot 1, Block 6, Comore Loma Subdivision #2; Lot 20, Block 4, Comore Loma Subdivision #3; Lot 31, Block 4 Comore Loma Subdivision #13; unplatted ground located in the SESE of Section 6, Township 1N, Range 39E; and unplatted ground located in the NESE quarter of Section 1, Township 01N, Range 38E.

WATER RIGHT NO. 25-14340
As Modified by Transfer No. 82467

CONDITIONS OF APPROVAL

13. This right does not grant any right-of-way or easement across the land of another.
14. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
15. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
16. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
17. 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. 25-14242**As Modified by Transfer No. 82467**

In accordance with the approval of Transfer No. 82467, Water Right No. 25-14242 is now described as follows:

Right Holder: COMORE DEVELOPMENT INC
3920 E SUNNYSIDE RD
IDAHO FALLS, ID 83406

Priority Date: 5/1/1980

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From
04/01

To
to 10/31

Diversion Rate
0.290 cfs
0.290 cfs

Diversion Volume
116.8 af
116.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L1 (NENE)	Sec 1	Twp 01N Rge 38E	BONNEVILLE County
GROUND WATER	NESE	Sec 1	Twp 01N Rge 38E	BONNEVILLE County
GROUND WATER	NESE	Sec 1	Twp 01N Rge 38E	BONNEVILLE County
GROUND WATER	NESE	Sec 1	Twp 01N Rge 38E	BONNEVILLE County
GROUND WATER	NWSE	Sec 1	Twp 01N Rge 38E	BONNEVILLE County
GROUND WATER	NWNE	Sec 12	Twp 01N Rge 38E	BONNEVILLE County
GROUND WATER	L4 (NWNW)	Sec 6	Twp 01N Rge 39E	BONNEVILLE County
GROUND WATER	SESE	Sec 6	Twp 01N Rge 39E	BONNEVILLE 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	
01N	38E	1	40.0		35.0	40.0								16.0	40.0	40.0	40.0	40.0	291.0
			L 1																
01N	38E	12	40.0	40.0	40.0	40.0	40.0		31.0	40.0	40.0			40.0	40.0	40.0	40.0		471.0
01N	39E	5		42.0	40.0	40.0	42.0	42.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	606.0
				L 2				L 3	L 4										
01N	39E	6	42.0	42.0	40.0	40.0	42.0	39.0	37.0	40.0	40.0	36.0	36.0	40.0	40.0	40.0	40.0	40.0	634.0
			L 1	L 2			L 3	L 4	L 5			L 6	L 7						
01N	39E	7	40.0	40.0	40.0	40.0	40.0	36.0	36.0	40.0	40.0				40.0	40.0	40.0		472.0
								L 1	L 2										
01N	39E	8					40.0	40.0	40.0	40.0									160.0

Right Acre Limit: 29.2

POU Total Acres: 2634.0

CONDITIONS OF APPROVAL

1. This right is for an enlargement of 29.2 acres within the place of use described for this right.
2. Rights 25-14340 and 25-14242 when combined shall not exceed a total diversion rate of 0.56 cfs.

Transfer No. 82467

WATER RIGHT NO. 25-14242

As Modified by Transfer No. 82467

CONDITIONS OF APPROVAL

3. Rights 25-12706, 25-14340, 25-14242, and 25-14243 when combined shall not exceed a total diversion rate of 1.22 cfs, a total annual maximum diversion volume of 393.2 af at the field headgate, and the irrigation of 98.4 acres.
4. Prior to diversion and use of water under Transfer approval 82467, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
5. The irrigation occurring under this water right shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed. This right does not provide for irrigation of common areas or for irrigation of lots upon which homes have not been constructed.
6. Records verifying the diversion of water as described in these conditions must be maintained and compiled into an annual report. Annual reports must be maintained for a minimum of five years and made available to the Department upon request.
7. In the event of a delivery call filed by surface water users or ground water users in or above the Shelley to Near Blackfoot reach of the Snake River as defined in the ESPA Model, or in regards to localized incidences of groundwater or surface water injury due to the use of water under this transfer, this water right is subordinate to all water rights with a priority date earlier than February 16, 2006.
8. This right is limited to the irrigation of specific lots, which have been uniquely identified and designated to receive irrigation water, within the place of use authorized by this right in a single irrigation season. The specific lots to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the Department. Before irrigation can occur on a lot within the place of use not previously identified on the land list or by the electronic shape file, the right holder shall submit a new land list and representative electronic shape file or map to the Department, defining any changes, prior to the irrigation season in which the change will occur.
9. The approval of Transfer 74088 and Transfer 72674 fulfills the requirement of the Protest Agreement associated with water right permits 25-14166 and 25-14167 that the consumptive component of water use associated with both water right permits be mitigated by the transferred water or directly supplied by the transferred water.
10. Points of diversion are located within Lot 1-A, Block 20, Comore Loma Subdivision #10; Lot 5, Block 2, Comore Loma Subdivision; Lot 1, Block 6, Comore Loma Subdivision #2; Lot 20, Block 4, Comore Loma Subdivision #3; Lot 31, Block 4 Comore Loma Subdivision #13; unplatted ground located in the SESE of Section 6, Township 1N, Range 39E; and unplatted ground located in the NESE of Section 1, Township 01N, Range 38E.
11. Place of use is located within Comora Loma Subdivision.
12. 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.

WATER RIGHT NO. 25-14242
As Modified by Transfer No. 82467

CONDITIONS OF APPROVAL

13. This right is based upon an enlargement of Right No. 25-14340 pursuant to Section 42-1426, Idaho Code.
14. 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 Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
15. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
16. This right does not grant any right-of-way or easement across the land of another.
17. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
18. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
19. 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. 25-14243**As Modified by Transfer No. 82467**

In accordance with the approval of Transfer No. 82467, Water Right No. 25-14243 is now described as follows:

Right Holder: COMORE DEVELOPMENT INC
3920 E SUNNYSIDE RD
IDAHO FALLS, ID 83406

Priority Date: 5/6/1957

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 04/01 **To** 11/01

Diversion Rate
0.530 cfs
0.530 cfs

Diversion Volume
156.0 af
156.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L1 (NENE)	Sec 1	Twp 01N Rge 38E	BONNEVILLE County
GROUND WATER	NESE	Sec 1	Twp 01N Rge 38E	BONNEVILLE County
GROUND WATER	NESE	Sec 1	Twp 01N Rge 38E	BONNEVILLE County
GROUND WATER	NESE	Sec 1	Twp 01N Rge 38E	BONNEVILLE County
GROUND WATER	NWSE	Sec 1	Twp 01N Rge 38E	BONNEVILLE County
GROUND WATER	NWNE	Sec 12	Twp 01N Rge 38E	BONNEVILLE County
GROUND WATER	L4 (NWNW)	Sec 6	Twp 01N Rge 39E	BONNEVILLE County
GROUND WATER	SESE	Sec 6	Twp 01N Rge 39E	BONNEVILLE 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	
01N	38E	1	40.0		35.0	40.0								16.0	40.0	40.0	40.0	40.0	291.0
			L 1																
01N	38E	12	40.0	40.0	40.0	40.0	40.0		31.0	40.0	40.0			40.0	40.0	40.0	40.0		471.0
01N	39E	5		42.0	40.0	40.0	42.0	42.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	606.0
				L 2			L 3	L 4											
01N	39E	6	42.0	42.0	40.0	40.0	42.0	39.0	37.0	40.0	40.0	36.0	36.0	40.0	40.0	40.0	40.0	40.0	634.0
			L 1	L 2			L 3	L 4	L 5			L 6	L 7						
01N	39E	7	40.0	40.0	40.0	40.0	40.0	36.0	36.0	40.0	40.0				40.0	40.0	40.0		472.0
							L 1	L 2											
01N	39E	8					40.0	40.0	40.0	40.0									160.0

Right Acre Limit: 40.1
POU Total Acres: 2634.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 40.1 acres within the authorized place of use in a single irrigation season.

WATER RIGHT NO. 25-14243

As Modified by Transfer No. 82467

CONDITIONS OF APPROVAL

2. Rights 25-12706, 25-14340, 25-14242, and 25-14243 when combined shall not exceed a total diversion rate of 1.22 cfs, a total annual maximum diversion volume of 393.2 af at the field headgate, and the irrigation of 98.4 acres.
3. Prior to diversion and use of water under Transfer approval 82467, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
4. This right is limited to the irrigation of specific lots, which have been uniquely identified and designated to receive irrigation water, within the place of use authorized by this right in a single irrigation season. The specific lots to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the Department. Before irrigation can occur on a lot within the place of use not previously identified on the land list or by the electronic shape file, the right holder shall submit a new land list and representative electronic shape file or map to the Department, defining any changes, prior to the irrigation season in which the change will occur.
5. The irrigation occurring under this water right shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed. This right does not provide for irrigation of common areas or for irrigation of lots upon which homes have not been constructed.
6. The approval of Transfer 74088 and Transfer 72674 fulfills the requirement of the Protest Agreement associated with water right permits 25-14166 and 25-14167 that the consumptive component of water use associated with both water right permits be mitigated by the transferred water or directly supplied by the transferred water.
7. Records verifying the diversion of water as described in these conditions must be maintained and compiled into an annual report. Annual reports must be maintained for a minimum of five years and made available to the Department upon request.
8. In the event of a delivery call filed by surface water users or ground water users in or above the Shelley to Near Blackfoot reach of the Snake River as defined in the ESPA Model, or in regards to localized incidences of groundwater or surface water injury due to the use of water under this transfer, this water right is subordinate to all water rights with a priority date earlier than February 16, 2006.
9. 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.
10. Points of diversion are located within Lot 1-A, Block 20, Comore Loma Subdivision #10; Lot 5, Block 2, Comore Loma Subdivision; Lot 1, Block 6, Comore Loma Subdivision #2; Lot 20, Block 4, Comore Loma Subdivision #3; Lot 31, Block 4 Comore Loma Subdivision #13; unplatted ground located in the SESE of Section 6, Township 1N, Range 39E; and unplatted ground located in the NESE quarter of Section 1, Township 01N, Range 38E.
11. Place of use is located within Comora Loma Subdivision.

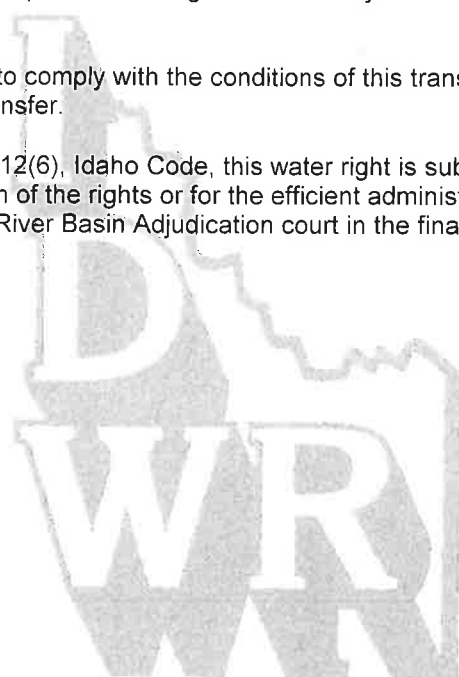
Transfer No. 82467

WATER RIGHT NO. 25-14243

As Modified by Transfer No. 82467

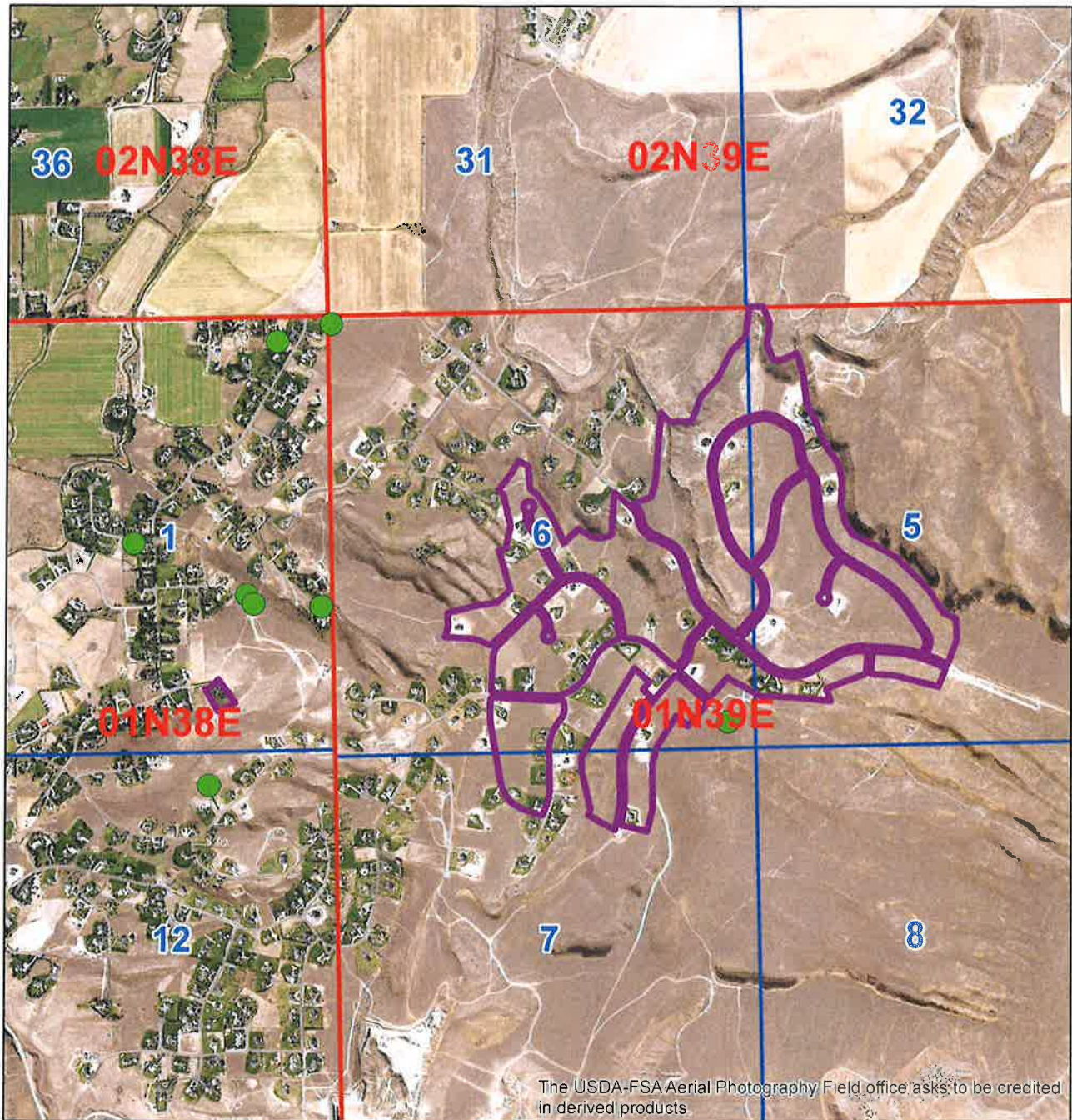
CONDITIONS OF APPROVAL

12. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
13. This right does not grant any right-of-way or easement across the land of another.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. 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 82467

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

0 875 1,750 3,500 Feet

1 inch = 1,951 feet

