

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 81774**

This is to certify that: **CACHE COW FARMS LLC**
428 S 200 W
RUPERT, ID 83350

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>
36-13645	WR/DECREED	12/31/1978	0.080 cfs	14.6 af	N/A	N/A	GROUND WATER
36-16210	WR/DECREED	5/4/1978	0.110 cfs	15.8 af	N/A	N/A	GROUND WATER
36-16211	WR/DECREED	5/23/1962	0.030 cfs	14.6 af	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>
36-13645	NO	NO	NO	YES	NO	NO
36-16210	NO	NO	NO	YES	NO	NO
36-16211	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>
36-13645	36-13645	0.080 cfs	14.6 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
36-16210	36-16210	0.110 cfs	15.8 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
36-16211	36-16211	0.030 cfs	14.6 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.190 cfs	30.4 af	N/A	N/A		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 19th day of October, 2017.


Southern Region Manager

SUPPORT DATA

IN FILE # 36-13645

Transfer No. 81774

WATER RIGHT NO. 36-13645
As Modified by Transfer No. 81774

In accordance with the approval of Transfer No. 81774, Water Right No. 36-13645 is now described as follows:

Right Holder: CACHE COW FARMS LLC
 428 S 200 W
 RUPERT, ID 83350

Priority Date: 12/31/1978

Source: GROUND WATER

BENEFICIAL USE

DOMESTIC
 STOCKWATER

From

01/01
 01/01

to 12/31
 to 12/31

To

Diversion Rate

0.040 cfs
 0.080 cfs
 0.080 cfs

Diversion Volume

1.2 af
 13.4 af
 14.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER
 GROUND WATER

SENW
 L2 (SWNW)

Sec 18 Twp 10S Rge 24E MINIDOKA County
 Sec 18 Twp 10S Rge 24E MINIDOKA County

PLACE OF USE: DOMESTIC

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	24E	18							X	X									
									L2										

PLACE OF USE: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	24E	18							X	X									
									L2										

CONDITIONS OF APPROVAL

1. Rights 36-13645, 36-16210 and 36-16211 when combined shall not exceed a total diversion rate of 0.19 cfs and total annual maximum diversion volume of 30.4 af.
2. The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.
3. Use of water under this right will 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. 130.

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WATER RIGHT NO. 36-13645
As Modified by Transfer No. 81774

CONDITIONS OF APPROVAL

4. Upon specific notification of the Department, the right holder shall install and maintain acceptable measuring devices at the authorized points 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.
5. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
6. 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.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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. 36-16210
As Modified by Transfer No. 81774

In accordance with the approval of Transfer No. 81774, Water Right No. 36-16210 is now described as follows:

Right Holder: CACHE COW FARMS LLC
 428 S 200 W
 RUPERT, ID 83350

Priority Date: 5/4/1978

Source: GROUND WATER

BENEFICIAL USE

	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
COMMERCIAL	01/01	to 12/31	0.110 cfs	15.8 af
STOCKWATER	01/01	to 12/31	0.110 cfs	15.8 af
			0.110 cfs	15.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENW	Sec 18 Twp 10S Rge 24E	MINIDOKA County
GROUND WATER	L2 (SWNW)	Sec 18 Twp 10S Rge 24E	MINIDOKA 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	
10S	24E	18							X	X									
									L2										

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	
10S	24E	18							X	X									
									L2										

CONDITIONS OF APPROVAL

1. Rights 36-16210 and 36-16211 when combined shall not exceed a total diversion rate of 0.11 cfs, a total annual maximum diversion volume of 15.8 af.
2. Rights 36-13645, 36-16210 and 36-16211 when combined shall not exceed a total diversion rate of 0.19 cfs and total annual maximum diversion volume of 30.4 af.
3. Use of water under this right will 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. 130.

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WATER RIGHT NO. 36-16210
As Modified by Transfer No. 81774

CONDITIONS OF APPROVAL

4. Upon specific notification of the Department, the right holder shall install and maintain acceptable measuring devices at the authorized points 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.
5. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
6. 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.
7. The model used, pursuant to transfer number 70925, to calculate depletion effects and mitigation for the Milner to King Hill reach may also show gains in other reaches of the Snake River. Such gains have not been quantified at this time. The right holder retains the right to seek quantification of such gains resulting from Transfer approval 70925. Protestants retain the right to object to the quantification of such gains. If such reach gains are quantified and acknowledged by the Department, credits for such gains shall be available for use only after the Department has implemented a system for administering such credits.
8. The right holder shall accomplish the change authorized by this transfer within one (1) 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. 36-16211
As Modified by Transfer No. 81774

In accordance with the approval of Transfer No. 81774, Water Right No. 36-16211 is now described as follows:

Right Holder: CACHE COW FARMS LLC
 428 S 200 W
 RUPERT, ID 83350

Priority Date: 5/23/1962

Source: GROUND WATER

BENEFICIAL USE

	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
COMMERCIAL	01/01	to 12/31	0.030 cfs	14.6 af
STOCKWATER	01/01	to 12/31	0.030 cfs	14.6 af
			0.030 cfs	14.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENW	Sec 18 Twp 10S Rge 24E	MINIDOKA County
GROUND WATER	L2 (SWNW)	Sec 18 Twp 10S Rge 24E	MINIDOKA 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	
10S	24E	18							X	X									
									L 2										

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	
10S	24E	18							X	X									
									L 2										

CONDITIONS OF APPROVAL

1. Rights 36-16210 and 36-16211 when combined shall not exceed a total diversion rate of 0.11 cfs, a total annual maximum diversion volume of 15.8 af.
2. Rights 36-13645, 36-16210 and 36-16211 when combined shall not exceed a total diversion rate of 0.19 cfs and total annual maximum diversion volume of 30.4 af.
3. Use of water under this right will 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. 130.

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WATER RIGHT NO. 36-16211
As Modified by Transfer No. 81774

CONDITIONS OF APPROVAL

4. Upon specific notification of the Department, the right holder shall install and maintain acceptable measuring devices at the authorized points 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.
5. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
6. 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.
7. The model used, pursuant to transfer number 70925, to calculate depletion effects and mitigation for the Milner to King Hill reach may also show gains in other reaches of the Snake River. Such gains have not been quantified at this time. The right holder retains the right to seek quantification of such gains resulting from Transfer approval 70925. Protestants retain the right to object to the quantification of such gains. If such reach gains are quantified and acknowledged by the Department, credits for such gains shall be available for use only after the Department has implemented a system for administering such credits.
8. The right holder shall accomplish the change authorized by this transfer within one (1) 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.

State of Idaho
Department of Water Resources
Attachment to Transfer # 81774
Rights 36-13645, 36-16210, and 36-16211

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.



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

0 0.05 0.1 0.2 Miles

