

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 81191**

This is to certify that: **NEDEREND FARMS LLLP**
4998 HOGG RD
HOMEDALE, ID 83628

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>
57-10655	WR/DECREED	7/1/1930	0.090 cfs	5.3 af	N/A	N/A	GROUND WATER
57-7045	WR/DECREED	12/14/1970	2.540 cfs	494.5 af	N/A	30.5	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>
57-10655	NO	NO	YES	YES	NO	NO
57-7045	NO	NO	YES	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>
57-10655	57-10655	0.090 cfs	5.3 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
57-7045	57-7045	2.540 cfs	494.5 af	N/A	30.5	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		2.630 cfs	499.8 af	N/A	30.5		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 March, 2017.



Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 57-7045

Transfer No. 81191

WATER RIGHT NO. 57-7045**As Modified by Transfer No. 81191**

In accordance with the approval of Transfer No. 81191, Water Right No. 57-7045 is now described as follows:

Right Holder: NEDEREND FARMS LLLP
4998 HOGG RD
HOMEDALE, ID 83628

Priority Date: 12/14/1970

Source: GROUND WATER

BENEFICIAL USE

	From	To	Diversion Rate	Diversion Volume
COMMERCIAL	01/01	to 12/31	1.060 cfs	186.0 af
IRRIGATION	03/15	to 11/15	0.610 cfs	137.3 af
STOCKWATER	01/01	to 12/31	0.870 cfs	171.2 af
			2.540 cfs	494.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L3 (NWSW)	Sec 30 Twp 03N Rge 04W OWYHEE County
GROUND WATER	L4 (SWSW)	Sec 30 Twp 03N Rge 04W OWYHEE County
GROUND WATER	NWNE	Sec 31 Twp 03N Rge 04W OWYHEE County
GROUND WATER	NWNE	Sec 31 Twp 03N Rge 04W OWYHEE County
GROUND WATER	SENE	Sec 25 Twp 03N Rge 05W OWYHEE 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	
03N	04W	30						X	X		X	X	X	X		X	X		
								L1	L2			L3	L4						
03N	05W	24											X	X			X		
03N	05W	25	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	

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	
03N	04W	30											30.5						30.5
													L4						

POU Total Acres: 30.5

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	
03N	04W	30										X							
												L3							
03N	05W	25													X				

Transfer No. 81191

WATER RIGHT NO. 57-7045
As Modified by Transfer No. 81191

CONDITIONS OF APPROVAL

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
2. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
3. After specific notification by the Department, the right holder shall record the quantity of water diverted or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
4. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/20/2003.
5. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by this water right.
6. Commercial use is for a dairy.
7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
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. 57-10655**As Modified by Transfer No. 81191**

In accordance with the approval of Transfer No. 81191, Water Right No. 57-10655 is now described as follows:

Right Holder: NEDEREND FARMS LLLP
4998 HOGG RD
HOMEDALE, ID 83628

Priority Date: 7/1/1930

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
STOCKWATER	01/01	to 12/31	0.090 cfs	5.3 af
			0.090 cfs	5.3 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L3 (NWSW)	Sec 30 Twp 03N Rge 04W OWYHEE County
GROUND WATER	L4 (SWSW)	Sec 30 Twp 03N Rge 04W OWYHEE County
GROUND WATER	NWNE	Sec 31 Twp 03N Rge 04W OWYHEE County
GROUND WATER	NWNE	Sec 31 Twp 03N Rge 04W OWYHEE County
GROUND WATER	SENE	Sec 25 Twp 03N Rge 05W OWYHEE County

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	
03N	04W	30										X							
03N	05W	25										L3			X				

CONDITIONS OF APPROVAL

1. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
2. Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
3. After specific notification by the Department, the right holder shall record the quantity of water diverted or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code 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.

Transfer No. 81191

WATER RIGHT NO. 57-10655
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CONDITIONS OF 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 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 of Water Rights 81191

57-7045 and 57-10655

This map depicts the COMMERCIAL, STOCKWATER and IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



-  Points of Diversion
-  Irrigation Place of Use
-  Stockwater Place of Use
-  Commercial Place of Use
-  Townships
-  PLS Sections

0 0.175 0.35 0.7 Miles

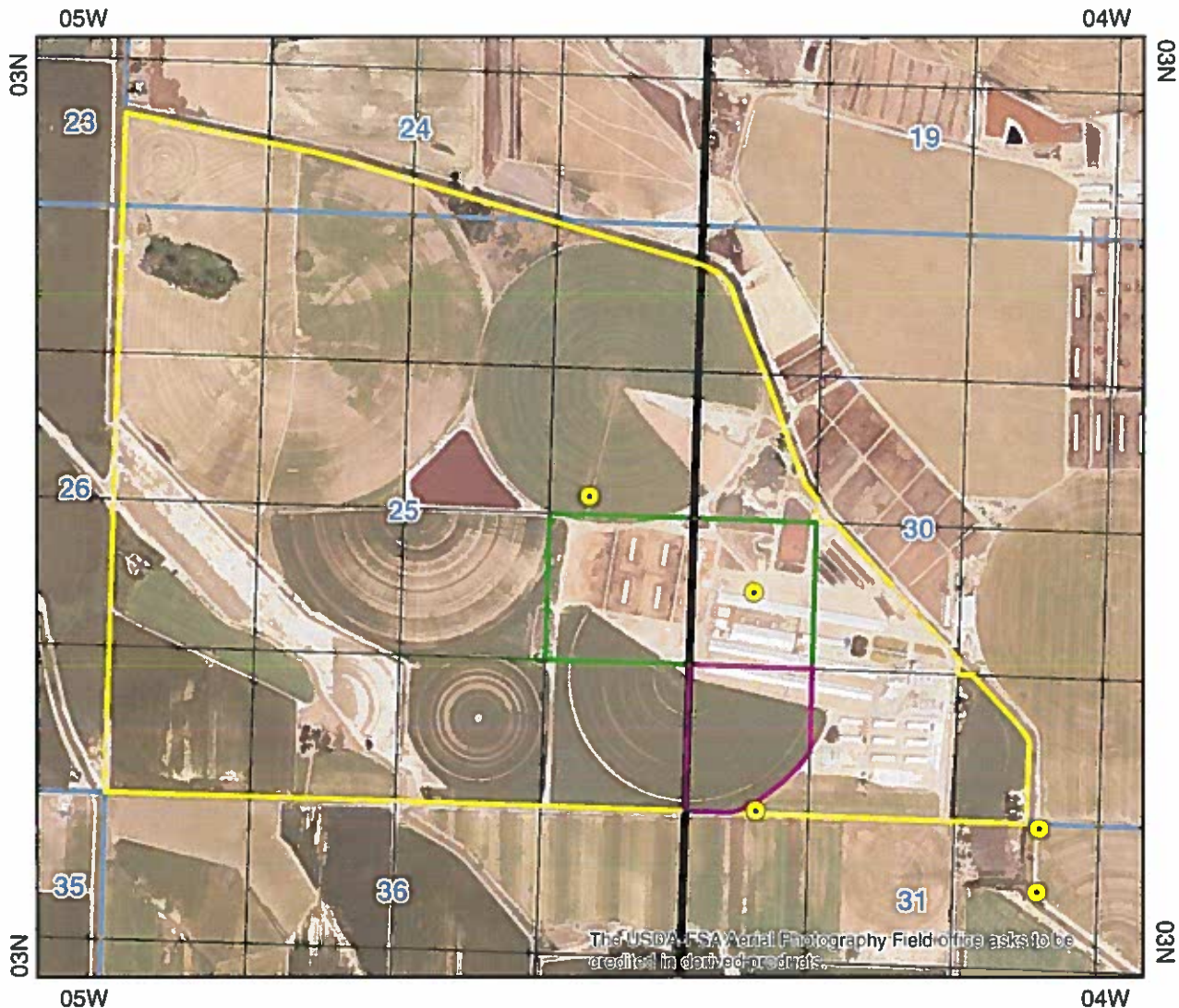


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