

Amended

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES****TRANSFER OF WATER RIGHT
TRANSFER NO. 80874**

This is to certify that: **ALITA M RUBY
GREGORY L DICKERSON
13506 BURGUNDY PL
CALDWELL, ID 83607**

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>
63-34270	WR/DECREED	4/26/1953	0.040 cfs	N/A	4.0	4.0	GROUND WATER
63-34271	WR/DECREED	6/13/1977	0.040 cfs	9.0 af	N/A	2.0	GROUND WATER

Associated Water Rights Also Included in the Transfer Approval (Conditions Updated)

<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>
63-8475	WR/LICENSE	1/26/1996	0.050 cfs	N/A		3.0	GROUND WATER
63-31820	WR/DECREED	6/13/1977	0.600 cfs	144.0 af		32.0	GROUND WATER
63-2798	WR/DECREED	4/26/1953	0.350 cfs	N/A		32.0	GROUND WATER
63-34178	WR/DECREED	4/26/1953	0.230 cfs	N/A		21.0	GROUND WATER
63-34189	WR/LICENSE	1/26/1996	0.970 cfs	N/A		60.0	GROUND WATER
63-34190	WR/DECREED	6/13/1977	0.370 cfs	90.0 af		20.0	GROUND WATER
63-34269	WR/DECREED	4/26/1953	0.020 cfs	N/A		2.0	GROUND WATER
63-34272	WR/DECREED	4/26/1953	0.020 cfs	N/A		2.0	GROUND WATER
63-34273	WR/DECREED	4/26/1953	0.020 cfs	N/A		2.0	GROUND WATER
63-34274	WR/LICENSE	1/26/1996	0.030 cfs	N/A		2.0	GROUND WATER
63-34277	WR/DECREED	4/26/1953	0.020 cfs	N/A		2.0	GROUND WATER
63-34278	WR/DECREED	6/13/1977	0.040 cfs	9.0 af		2.0	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>
63-34270	NO	YES	NO	NO	NO	NO
63-34271	NO	YES	NO	NO	NO	NO

Transfer No. 80874

SUPPORT DATA
IN FILE # 63-34270

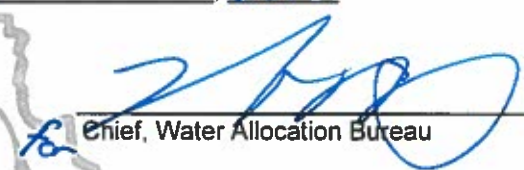
Amended

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTRANSFER OF WATER RIGHT
TRANSFER NO. 80874Summary Of Water Rights After the Approved Change

Existing Right	New No. (Changed Portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
63-34270	63-34270	0.040 cfs	N/A	N/A	4.0	N/A	N/A	N/A	N/A	N/A
63-34271	63-34271	0.040 cfs	9.0 af	N/A	2.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.080 cfs	N/A	N/A	4.0		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 17th day of February, 2017.


Chief, Water Allocation Bureau

Transfer No. 80874

Amended

WATER RIGHT NO. 63-34270**As Modified by Transfer No. 80874**

In accordance with the approval of Transfer No. 80874, Water Right No. 63-34270 is now described as follows:

Right Holder: ALITA M RUBY
GREGORY L DICKERSON
13506 BURGUNDY PL
CALDWELL, ID 83607

Priority Date: 4/26/1953

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 03/15 **To** 11/15

Diversion Rate
0.040 cfs
0.040 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NESE Sec 25 Twp 03N Rge 04W CANYON 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	
03N	04W	25													4.0				4.0

POU Total Acres: 4.0

CONDITIONS OF APPROVAL

1. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
2. Rights 63-34270 and 63-34271 when combined shall not exceed a total annual maximum diversion volume of 18.0 af at the field headgate, and the irrigation of 4.0 acres.
3. 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 2/6/2009.
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. 80874

Amended

WATER RIGHT NO. 63-34270

As Modified by Transfer No. 80874

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.



Amended

WATER RIGHT NO. 63-34271

As Modified by Transfer No. 80874

In accordance with the approval of Transfer No. 80874, Water Right No. 63-34271 is now described as follows:

Right Holder: ALITA M RUBY
GREGORY L DICKERSON
13506 BURGUNDY PL
CALDWELL, ID 83607

Priority Date: 6/13/1977

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From 03/15 **To** 11/15

Diversion Rate

0.040 cfs
0.040 cfs

Diversion Volume

9.0 af
9.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NESE Sec 25 Twp 03N Rge 04W CANYON 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	
03N	04W	25													2.0				2.0

POU Total Acres: 2.0

CONDITIONS OF APPROVAL

1. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
2. Rights 63-34270 and 63-34271 when combined shall not exceed a total annual maximum diversion volume of 18.0 af at the field headgate, and the irrigation of 4.0 acres.
3. 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 4/29/2009.
4. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Transfer No. 80874

Amended

WATER RIGHT NO. 63-34271

As Modified by Transfer No. 80874

CONDITIONS OF APPROVAL

6. 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.



Amended

WATER RIGHT NO. 63-8475

As Modified by Transfer No. 80874

In accordance with the approval of Transfer No. 80874, Water Right No. 63-8475 is now described as follows:

Right Holder: JOHN J HOCKBERGER
13957 MALT RD
CALDWELL, ID 83605

Priority Date: 1/26/1996

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 03/01 **To** 11/15

Diversion Rate
0.050 cfs
0.050 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L1 (NWNW)	Sec 30 Twp 03N Rge 03W CANYON County
GROUND WATER	NESE	Sec 25 Twp 03N Rge 04W CANYON County
GROUND WATER	NESE	Sec 25 Twp 03N Rge 04W CANYON 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	
03N	04W	25				3.0													3.0

POU Total Acres: 3.0

CONDITIONS OF APPROVAL

1. Rights 63-34189 and 63-02798 are also diverted through the points of diversion located in NESE, S25, T03N, R04W.
2. Rights 63-2798, 63-8475, 63-34178, 63-34189, 63-34269, 63-34272, 63-34273, 63-34274, and 63-34277 when combined shall not exceed a total annual maximum diversion volume of 455 af at the field headgate, and the irrigation of 101 acres.
3. Right 63-08474 is also diverted through the point of diversion located in Gov. Lot 1 (NWNW), S30, T03N, R03W.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 13.5 af at the field headgate for the lands above.

Transfer No. 80874

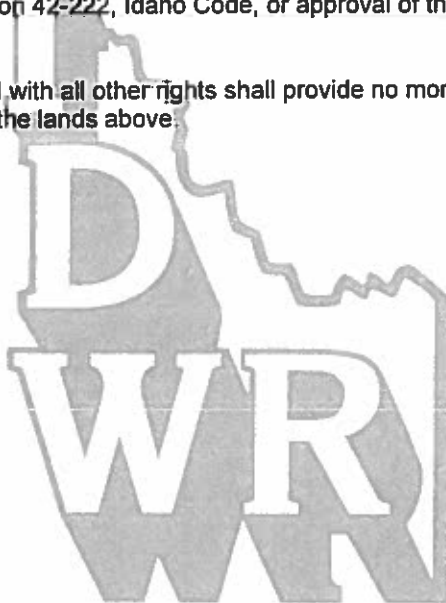
Amended

WATER RIGHT NO. 63-8475

As Modified by Transfer No. 80874

CONDITIONS OF APPROVAL

5. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
6. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
7. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the lands above.



Amended

WATER RIGHT NO. 63-31820

As Modified by Transfer No. 80874

In accordance with the approval of Transfer No. 80874, Water Right No. 63-31820 is now described as follows:

Right Holder: JOHN J HOCKBERGER
13957 MALT RD
CALDWELL, ID 83605

Priority Date: 6/13/1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	0.600 cfs	144.0 af
			0.600 cfs	144.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L1 (NWNW) Sec 30 Twp 03N Rge 03W CANYON 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	
03N	03W	30						5.0	21.0										26.0
								L1	L2										
03N	04W	25													6.0				6.0

POU Total Acres: 32.0

CONDITIONS OF APPROVAL

1. This right to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.
2. 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.
3. THIS RIGHT IS A SPLIT FROM FORMER RIGHT 63-8474.
4. The right holder shall use the full allotment of appurtenant surface water rights, to the extent they are available, in conjunction with groundwater diverted pursuant to this right.
5. The right holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department.

Transfer No. 80874

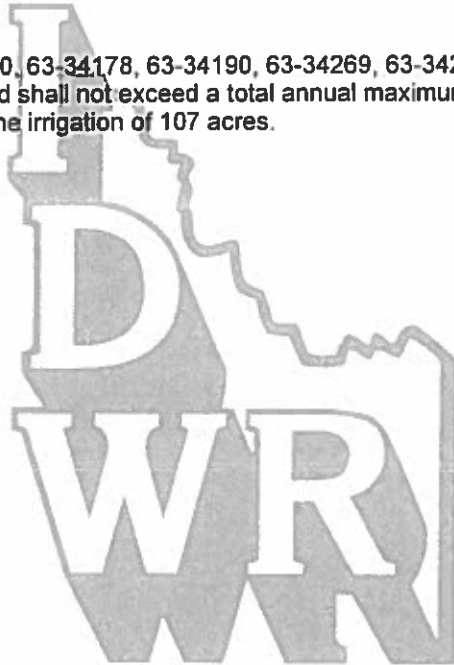
Amended

WATER RIGHT NO. 63-31820

As Modified by Transfer No. 80874

CONDITIONS OF APPROVAL

6. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
7. The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 4/29/2009.
8. Rights 63-2798, 63-31820, 63-34178, 63-34190, 63-34269, 63-34272, 63-34273, 63-34277, and 63-34278 when combined shall not exceed a total annual maximum diversion volume of 481.5 af at the field headgate, and the irrigation of 107 acres.



Amended

WATER RIGHT NO. 63-2798

As Modified by Transfer No. 80874

In accordance with the approval of Transfer No. 80874, Water Right No. 63-2798 is now described as follows:

Right Holder: JOHN J HOCKBERGER SR
13957 MALT RD
CALDWELL, ID 83605

Priority Date: 4/26/1953

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15	to 11/15	0.350 cfs 0.350 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NESE	Sec 25 Twp 03N Rge 04W CANYON County
GROUND WATER	NESE	Sec 25 Twp 03N Rge 04W CANYON 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	
03N	04W	25				2.0									30.0				32.0

POU Total Acres: 32.0

CONDITIONS OF APPROVAL

1. Rights 63-2798, 63-8475, 63-34178, 63-34189, 63-34269, 63-34272, 63-34273, 63-34274, and 63-34277 when combined shall not exceed a total annual maximum diversion volume of 455 af at the field headgate, and the irrigation of 101 acres.
2. Rights 63-2798, 63-31820, 63-34178, 63-34190, 63-34269, 63-34272, 63-34273, 63-34277, and 63-34278 when combined shall not exceed a total annual maximum diversion volume of 481.5 af at the field headgate, and the irrigation of 107 acres.
3. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.
4. 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.
5. Right No. 63-31821 is also diverted through point of diversion located in the E1/2NESE, Sec. 25, Twp. 3N, Rge. 4W as described above.

Transfer No. 80874

Amended

WATER RIGHT NO. 63-2798

As Modified by Transfer No. 80874

CONDITIONS OF APPROVAL

6. The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/6/2009.
7. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.



Amended

WATER RIGHT NO. 63-34178

As Modified by Transfer No. 80874

In accordance with the approval of Transfer No. 80874, Water Right No. 63-34178 is now described as follows:

Right Holder: SUNNY SLOPE FARMS LLC
PO BOX 308
SANTAQUIN, UT 84655

Priority Date: 4/26/1953

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 03/15 **To** 11/15

Diversion Rate
0.230 cfs
0.230 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NESE
GROUND WATER NESE

Sec 25 Twp 03N Rge 04W CANYON County
Sec 25 Twp 03N Rge 04W CANYON 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	
03N	04W	25				21.0													21.0

POU Total Acres: 21.0

CONDITIONS OF APPROVAL

1. Rights 63-2798, 63-8475, 63-34178, 63-34189, 63-34269, 63-34272, 63-34273, 63-34274, and 63-34277 when combined shall not exceed a total annual maximum diversion volume of 455 af at the field headgate, and the irrigation of 101 acres.
2. Rights 63-2798, 63-31820, 63-34178, 63-34190, 63-34269, 63-34272, 63-34273, 63-34277, and 63-34278 when combined shall not exceed a total annual maximum diversion volume of 481.5 af at the field headgate, and the irrigation of 107 acres.
3. Right No. 63-31821 is also diverted through point of diversion located in the E1/2NESE, Sec. 25, Twp. 3N, Rge. 4W as described above.
4. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.
5. The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/6/2009.

Transfer No. 80874

Amended

WATER RIGHT NO. 63-34178

As Modified by Transfer No. 80874

CONDITIONS OF APPROVAL

6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
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.



Amended

WATER RIGHT NO. 63-34189**As Modified by Transfer No. 80874**

In accordance with the approval of Transfer No. 80874, Water Right No. 63-34189 is now described as follows:

Right Holder: SUNNY SLOPE FARMS LLC
PO BOX 308
SANTAQUIN, UT 84655

Priority Date: 1/26/1996

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

03/01

To

to 11/15

Diversion Rate

0.970 cfs

0.970 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

L1 (NWNW)

Sec 30 Twp 03N Rge 03W CANYON County

GROUND WATER

NESE

Sec 25 Twp 03N Rge 04W CANYON County

GROUND WATER

NESE

Sec 25 Twp 03N Rge 04W CANYON 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	
03N	04W	25	25.0			35.0													60.0

POU Total Acres: 60.0

CONDITIONS OF APPROVAL

1. Rights 63-8475 and 63-02798 are also diverted through the points of diversion located in NESE, S25, T03N, R04W.
2. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 270.0 af at the field headgate for the lands above.
4. Rights 63-2798, 63-8475, 63-34178, 63-34189, 63-34269, 63-34272, 63-34273, 63-34274, and 63-34277 when combined shall not exceed a total annual maximum diversion volume of 455 af at the field headgate, and the irrigation of 101 acres.
5. Right 63-08474 is also diverted through the point of diversion located in Gov. Lot 1 (NWNW), S30, T03N, R03W.

Transfer No. 80874

Amended

WATER RIGHT NO. 63-34189

As Modified by Transfer No. 80874

CONDITIONS OF APPROVAL

6. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
7. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.



Amended

WATER RIGHT NO. 63-34190

As Modified by Transfer No. 80874

In accordance with the approval of Transfer No. 80874, Water Right No. 63-34190 is now described as follows:

Right Holder: SUNNY SLOPE FARMS LLC
PO BOX 308
SANTAQUIN, UT 84655

Priority Date: 6/13/1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	0.370 cfs	90.0 af
			0.370 cfs	90.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L1 (NWNW) Sec 30 Twp 03N Rge 03W CANYON 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	
03N	03W	30						20.0											20.0
								L 1											

POU Total Acres: 20.0

CONDITIONS OF APPROVAL

1. The right holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department.
2. Rights 63-2798, 63-31820, 63-34178, 63-34190, 63-34269, 63-34272, 63-34273, 63-34277, and 63-34278 when combined shall not exceed a total annual maximum diversion volume of 481.5 af at the field headgate, and the irrigation of 107 acres.
3. The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 04/29/2009.
4. 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.

Transfer No. 80874

Amended

WATER RIGHT NO. 63-34190

As Modified by Transfer No. 80874

CONDITIONS OF APPROVAL

5. The right holder shall use the full allotment of appurtenant surface water rights, to the extent they are available, in conjunction with groundwater diverted pursuant to this right.
6. THIS RIGHT IS A SPLIT FROM FORMER RIGHT 63-8474.
7. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
8. This right to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.



Amended

WATER RIGHT NO. 63-34269

As Modified by Transfer No. 80874

In accordance with the approval of Transfer No. 80874, Water Right No. 63-34269 is now described as follows:

Right Holder: CHARLES T NEWBOLD
ARLENE E NEWBOLD
13355 RIVERSIDE RD
CALDWELL, ID 83607

Priority Date: 4/26/1953

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 03/15 **to** 11/15

Diversion Rate
0.020 cfs
0.020 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NESE Sec 25 Twp 03N Rge 04W CANYON County
GROUND WATER NESE Sec 25 Twp 03N Rge 04W CANYON 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	
03N	04W	25													2.0				2.0

POU Total Acres: 2.0

CONDITIONS OF APPROVAL

1. The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/6/2009.
2. Rights 63-2798, 63-8475, 63-34178, 63-34189, 63-34269, 63-34272, 63-34273, 63-34274, and 63-34277 when combined shall not exceed a total annual maximum diversion volume of 455 af at the field headgate, and the irrigation of 101 acres.
3. Rights 63-2798, 63-31820, 63-34178, 63-34190, 63-34269, 63-34272, 63-34273, 63-34277, and 63-34278 when combined shall not exceed a total annual maximum diversion volume of 481.5 af at the field headgate, and the irrigation of 107 acres.
4. 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.

Transfer No. 80874

Amended

WATER RIGHT NO. 63-34269

As Modified by Transfer No. 80874

CONDITIONS OF APPROVAL

5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.
6. Right No. 63-31821 is also diverted through point of diversion located in the E1/2NESE, Sec. 25, Twp. 3N, Rge. 4W as described above.
7. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.



Amended

WATER RIGHT NO. 63-34272

As Modified by Transfer No. 80874

In accordance with the approval of Transfer No. 80874, Water Right No. 63-34272 is now described as follows:

Right Holder: WILLIAM R MILLER
18100 SYMMS RD
CALDWELL, ID 83607

KAREN E MILLER
354 ASPEN DR
BLISS, ID 83314

Priority Date: 4/26/1953

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 03/15 **To** 11/15

Diversion Rate
0.020 cfs
0.020 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER
GROUND WATER

NESE
NESE

Sec 25 Twp 03N Rge 04W CANYON County
Sec 25 Twp 03N Rge 04W CANYON 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	
03N	04W	25													2.0				2.0

POU Total Acres: 2.0

CONDITIONS OF APPROVAL

- Right No. 63-31821 is also diverted through point of diversion located in the E1/2NESE, Sec. 25, Twp. 3N, Rge. 4W as described above.
- Rights 63-2798, 63-8475, 63-34178, 63-34189, 63-34269, 63-34272, 63-34273, 63-34274, and 63-34277 when combined shall not exceed a total annual maximum diversion volume of 455 af at the field headgate, and the irrigation of 101 acres.
- Rights 63-2798, 63-31820, 63-34178, 63-34190, 63-34269, 63-34272, 63-34273, 63-34277, and 63-34278 when combined shall not exceed a total annual maximum diversion volume of 481.5 af at the field headgate, and the irrigation of 107 acres.

Transfer No. 80874

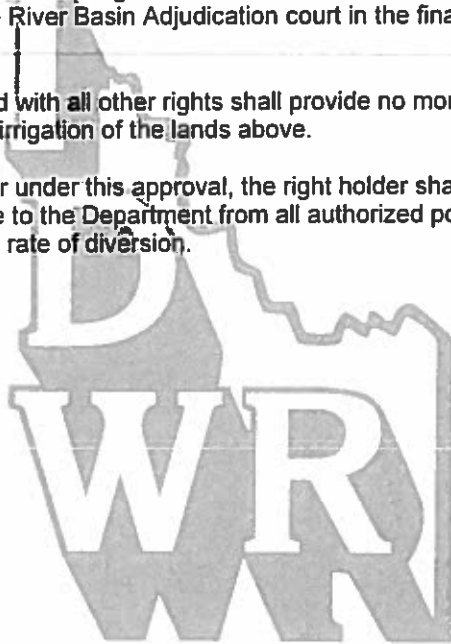
Amended

WATER RIGHT NO. 63-34272

As Modified by Transfer No. 80874

CONDITIONS OF APPROVAL

4. The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/6/2009.
5. 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.
6. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.
7. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.



Amended

WATER RIGHT NO. 63-34273

As Modified by Transfer No. 80874

In accordance with the approval of Transfer No. 80874, Water Right No. 63-34273 is now described as follows:

Right Holder: JOHN J HOCKBERGER SR
13957 MALT RD
CALDWELL, ID 83605

Priority Date: 4/26/1953

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 03/15' **To** 11/15

Diversion Rate
0.020 cfs
0.020 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NESE Sec 25 Twp 03N Rge 04W CANYON County
GROUND WATER NESE Sec 25 Twp 03N Rge 04W CANYON 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	
03N	04W	25				2.0													2.0

POU Total Acres: 2.0

CONDITIONS OF APPROVAL

1. The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/6/2009.
2. 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.
3. Rights 63-2798, 63-8475, 63-34178, 63-34189, 63-34269, 63-34272, 63-34273, 63-34274, and 63-34277 when combined shall not exceed a total annual maximum diversion volume of 455 af at the field headgate, and the irrigation of 101 acres.
4. Rights 63-2798, 63-31820, 63-34178, 63-34190, 63-34269, 63-34272, 63-34273, 63-34277, and 63-34278 when combined shall not exceed a total annual maximum diversion volume of 481.5 af at the field headgate, and the irrigation of 107 acres.

Transfer No. 80874

Amended

WATER RIGHT NO. 63-34273

As Modified by Transfer No. 80874

CONDITIONS OF APPROVAL

5. Right No. 63-31821 is also diverted through point of diversion located in the E1/2NESE, Sec. 25, Twp. 3N, Rge. 4W as described above.
6. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.
7. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.



Amended

WATER RIGHT NO. 63-34274

As Modified by Transfer No. 80874

In accordance with the approval of Transfer No. 80874, Water Right No. 63-34274 is now described as follows:

Right Holder: MICHAEL S MUNOZ
LYNN E MUNOZ
13545 HOCKBERGER RANCH RD
CALDWELL, ID 83607

Priority Date: 1/26/1996

Source: GROUND WATER

BENEFICIAL USE IRRIGATION

From 03/01 **To** 11/15 **Diversion Rate**
0.030 cfs
0.030 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L1 (NWNW) Sec 30 Twp 03N Rge 03W CANYON County
GROUND WATER NESE Sec 25 Twp 03N Rge 04W CANYON County
GROUND WATER NESE Sec 25 Twp 03N Rge 04W CANYON 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	
03N	04W	25				2.0													2.0

POU Total Acres: 2.0

CONDITIONS OF APPROVAL

1. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
2. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
3. Right 63-08474 is also diverted through the point of diversion located in Gov. Lot 1 (NWNW), S30, T03N, R03W.
4. Rights 63-34189 and 63-02798 are also diverted through the points of diversion located in NESE, S25, T03N, R04W.

Transfer No. 80874

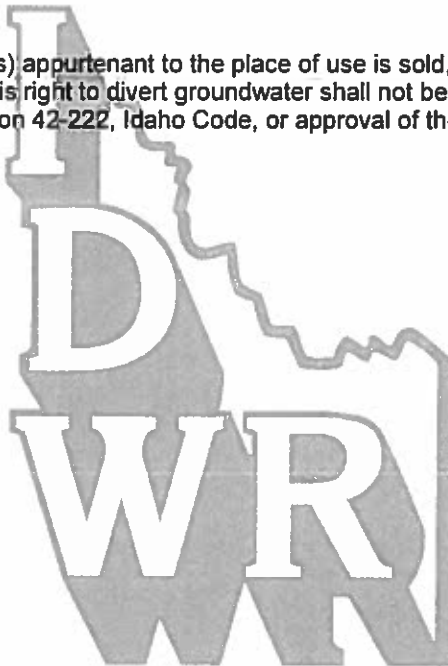
Amended

WATER RIGHT NO. 63-34274

As Modified by Transfer No. 80874

CONDITIONS OF APPROVAL

5. Rights 63-2798, 63-8475, 63-34178, 63-34189, 63-34269, 63-34272, 63-34273, 63-34274, and 63-34277 when combined shall not exceed a total annual maximum diversion volume of 455 af at the field headgate, and the irrigation of 101 acres.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 9.0 af at the field headgate for the lands above.
7. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.



Amended

WATER RIGHT NO. 63-34277

As Modified by Transfer No. 80874

In accordance with the approval of Transfer No. 80874, Water Right No. 63-34277 is now described as follows:

Right Holder: PAUL W LODGE
REBECCA LODGE
13400 BURGUNDY PL
CALDWELL, ID 83607

Priority Date: 4/26/1953

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 03/15 **To** 11/15

Diversion Rate
0.020 cfs
0.020 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NESE Sec 25 Twp 03N Rge 04W CANYON County
GROUND WATER NESE Sec 25 Twp 03N Rge 04W CANYON 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	
03N	04W	25													2.0				2.0

POU Total Acres: 2.0

CONDITIONS OF APPROVAL

- Right No. 63-31821 is also diverted through point of diversion located in the E1/2NESE, Sec. 25, Twp. 3N, Rge. 4W as described above.
- The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/6/2009.
- 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.
- This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

Transfer No. 80874

Amended

WATER RIGHT NO. 63-34277

As Modified by Transfer No. 80874

CONDITIONS OF APPROVAL

5. Rights 63-2798, 63-8475, 63-34178, 63-34189, 63-34269, 63-34272, 63-34273, 63-34274, and 63-34277 when combined shall not exceed a total annual maximum diversion volume of 455 af at the field headgate, and the irrigation of 101 acres.
6. Rights 63-2798, 63-31820, 63-34178, 63-34190, 63-34269, 63-34272, 63-34273, 63-34277, and 63-34278 when combined shall not exceed a total annual maximum diversion volume of 481.5 af at the field headgate, and the irrigation of 107 acres.
7. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.



Amended

WATER RIGHT NO. 63-34278

As Modified by Transfer No. 80874

In accordance with the approval of Transfer No. 80874, Water Right No. 63-34278 is now described as follows:

Right Holder: PAUL W LODGE
REBECCA LODGE
13400 BURGUNDY PL
CALDWELL, ID 83607

Priority Date: 6/13/1977

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 03/15 **To** 11/15

Diversion Rate
0.040 cfs
0.040 cfs

Diversion Volume
9.0 af
9.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L1 (NWNW) Sec 30 Twp 03N Rge 03W CANYON 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	
03N	04W	25													2.0				2.0

POU Total Acres: 2.0

CONDITIONS OF APPROVAL

1. The right holder shall use the full allotment of appurtenant surface water rights, to the extent they are available, in conjunction with groundwater diverted pursuant to this right.
2. The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
3. This right to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.
4. 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.
5. Rights 63-2798, 63-31820, 63-34178, 63-34190, 63-34269, 63-34272, 63-34273, 63-34277, and 63-34278 when combined shall not exceed a total annual maximum diversion volume of 481.5 af at the field headgate, and the irrigation of 107 acres.

Transfer No. 80874

Amended

WATER RIGHT NO. 63-34278

As Modified by Transfer No. 80874

CONDITIONS OF APPROVAL

6. THIS RIGHT IS A SPLIT FROM FORMER RIGHT 63-8474.
7. The right holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department.
8. The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.





State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

February 17, 2017

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

GREGORY L DICKERSON
ALITA M RUBY
13506 BURGUNDY PL
CALDWELL ID 83607

Re: Transfer No: 80874

Water Right No(s): 63-2798 , 63-8475 , 63-31820 , 63-34178 , 63-34189 ,
63-34190 , 63-34269 , 63-34270, 63-34271, 63-34272 , 63-34273 , 63-
34274 , 63-34277 , 63-34278

Amended Transfer Approval Notice

Dear Water Right Holder <and other Interested Persons>:

The Department of Water Resources has issued the enclosed approved Amended Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208)334-2190.

Sincerely,

A handwritten signature in black ink that reads "Rachel Neely for." The signature is written in a cursive, flowing style.

Nick Miller

Western Regional Manager

Enclosure

CC:

SPF WATER ENGINEERING LLC
C/O LORI GRAVES
300 E MALLARD DR STE 350
BOISE ID 83706

CERTIFICATE OF SERVICE

I hereby certify that on February 17, 2017 I mailed a true and correct copy, postage prepaid, of the foregoing AMENED TRANSFER APPROVAL to the person(s) listed below:

Re: Transfer No.: 80874

**Water Right No(s): 63-2798 , 63-8475 , 63-31820 , 63-34178 , 63-34189 ,
63-34190 , 63-34269 , 63-34270, 63-34271, 63-34272 , 63-34273 , 63-
34274 , 63-34277 , 63-34278**

**GREGORY L DICKERSON
13506 BURGUNDY PL
CALDWELL ID 83607**

**ALITA M RUBY
13506 BURGUNDY PL
CALDWELL ID 83607**

**SPF WATER ENGINEERING LLC
C/O LORI GRAVES
300 E MALLARD DR STE 350
BOISE ID 83706**



**Rachel Neely
Administrative Assistant**

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.