

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 80482**

This is to certify that: **SAND SPRINGS LP**
PO BOX 9
DUNDEE, IL 60118

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>
36-16858	WR/DECREED	11/5/1915	2.710 cfs	512.4 af	128.1	1556.6	SAND SPRINGS CREEK

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>
36-2016	WR/DECREED	11/5/1915	0.130 cfs	23.6 af	5.9	1556.6	SAND SPRINGS CREEK
36-7452	WR/DECREED	3/11/1974	0.500 cfs	213.2 af	235.0	1556.6	GROUND WATER
36-7136	WR/DECREED	7/10/1970	4.200 cfs	940.0 af	235.0	1556.6	GROUND WATER
36-7163	WR/DECREED	3/3/1971	5.490 cfs	1680.0 af	420.0	1556.6	GROUND WATER
36-7453	WR/DECREED	3/11/1974	1.340 cfs	268.0 af	67.0	1556.6	GROUND WATER
36-15159	WR/DECREED	1/1/1942	3.300 cfs	N/A	157.0	1556.6	SAND SPRINGS CREEK, SPRINGS

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>
36-16858	YES	NO	NO	NO	YES	YES

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>
36-16858	36-17089	0.300 cfs	17.9 af	N/A	N/A	36-16858*	2.310 cfs	432.4 af	108.1	1556.6
COMBINED TOTALS		0.300 cfs	17.9 af	N/A	N/A		N/A	N/A	N/A	N/A

* A 0.10 cfs and 5.0 acre portion of this right is abandoned pursuant to approval of Transfer # 80482.

SUPPORT DATA

Transfer No. 80482

IN FILE # 36-16858

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 80482

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 4th day of November, 2016.



Southern Region Manager



WATER RIGHT NO. 36-16858
As Modified by Transfer No. 80482

In accordance with the approval of Transfer No. 80482, Water Right No. 36-16858 is now described as follows:

Right Holder: SAND SPRINGS LP
 PO BOX 9
 DUNDEE, IL 60118

Priority Date: 11/5/1915

Source: SAND SPRINGS CREEK **Tributary:** SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	2.160 cfs	432.4 af
STOCKWATER	01/01	to 12/31	0.150 cfs	
			2.310 cfs	432.4 af

LOCATION OF POINT(S) OF DIVERSION

SAND SPRINGS CREEK SWNWNW Sec 21 Twp 08S Rge 14E GOODING 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	
08S	14E	16										11.0	40.0	31.0			9.8		91.8
08S	14E	17												1.0	40.0	38.0	40.0	40.0	159.0
														L 8					
08S	14E	20	40.0	22.0	40.0	40.0			13.0	34.0	40.0	19.0	1.8	26.0	40.0	40.0	40.0	40.0	435.8
									L 3			L 4	L 6	L 6					
08S	14E	21	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0	40.0	40.0	40.0	600.0
08S	14E	22						40.0	40.0	40.0	40.0	40.0	40.0						240.0
08S	14E	29	19.0	11.0															30.0
			L 1	L 1															

Right Acre Limit: 108.1
 POU Total Acres: 1556.6

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	
08S	14E	16										X	X	X			X		
08S	14E	17												X	X	X	X	X	
														L 8					
08S	14E	20	X	X	X	X			X	X	X	X	X	X	X	X	X	X	
									L 3			L 4	L 6	L 6			L 5		
08S	14E	21	X	X	X	X	X	X	X	X	X	X		X	X	X	X	X	
08S	14E	22						X	X	X	X	X	X						
08S	14E	29	X	X															
			L 1	L 1															

WATER RIGHT NO. 36-16858
As Modified by Transfer No. 80482

CONDITIONS OF APPROVAL

1. A 0.10 cfs and 5.0 acre portion of this right is abandoned pursuant to approval of Transfer # 80482.
2. This right is limited to the irrigation of 108.1 acres within the authorized place of use in a single irrigation season.
3. Rights 36-2016, 36-7136, 36-7163, 36-7452, 36-7453, 36-15159, and 36-16858 when combined shall not exceed a total diversion rate of 16.37 cfs and the irrigation of 932.0 acres.
4. 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 place of use.
5. Rights 36-2016, 36-7136, 36-7163, 36-7452, 36-7453, 36-15159, and 36-16858 when combined are limited to the irrigation of a specific 932.0 acres within the 1,556.6 acre place of use authorized by this right in a single irrigation season. The specific 932.0 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 932.0 acres to be irrigated within the 1,556.6 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
6. 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.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
8. The quantity of water under rights 36-2016 and 36-16858 for stockwater use shall not exceed 13,000 gallons per day.
9. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 36-17089**As Modified by Transfer No. 80482**

In accordance with the approval of Transfer No. 80482, Water Right No. 36-17089 is now described as follows:

Right Holder: SAND SPRINGS LP
PO BOX 9
DUNDEE, IL 60118

Priority Date: 11/5/1915

Source: SAND SPRINGS CREEK **Tributary:** SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
DIVERSION TO STORAGE	10/15	to 11/15	0.300 cfs	
WILDLIFE STORAGE	10/15	to 2/15	0.300 cfs	17.9 af
				17.9 af

LOCATION OF POINT(S) OF DIVERSION

SAND SPRINGS CREEK SWNWNW Sec 21 Twp 08S Rge 14E GOODING County

PLACE OF USE: WILDLIFE STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	14E	17														X	X		0.0
08S	14E	20		X	X					X	X				X	X		X	0.0
08S	14E	21			X	X		X	X		X					X	X	X	0.0
08S	14E	22										X							0.0

CONDITIONS OF APPROVAL

- Pursuant to Transfer 80482, Right 36-17089 authorizes the diversion and delivery of 0.30 cfs and 17.9 af of water for wildlife storage use. Right 36-17089 provides for replacement of evaporative and seepage losses associated with 19 ponds located within the place of use described by the right. Right 36-17089 also provides water for the initial filling of 13 of these ponds located within the NWSE and SWSE of Section 17, the NWNE, SENW, and SESE of Section 20, the SWNE, SENE, NESW, NWSE, SWSE, and SESE of Section 21, and the NWSW of Section 22. The remaining six ponds located within the SWNE, NESW, NESE, and NWSE of Section 20 and the NWNW and SWNW of Section 21 are naturally occurring ponds and the initial filling of these ponds does not occur with water authorized under this transfer approval.
- Rights 36-17089 and 36-17052 authorize total annual storage volume of up to 198.0 acre-feet associated with 19 ponds located within the place of use described by this right. Right 36-17089 provides 5.9 acre-feet to be used for the initial filling of 13 of the 19 ponds and 12.0 acre-feet for the replacement of losses caused by seepage and evaporation in all 19 ponds. Right 36-17052 provides up to 180.1 acre-feet to be used for the replacement of losses caused by seepage in all 19 ponds.

Transfer No. 80482

WATER RIGHT NO. 36-17089
As Modified by Transfer No. 80482

CONDITIONS OF APPROVAL

3. The 19 ponds established by the storage of water under Rights 36-17089 and 36-17052 shall not exceed a total capacity of 18.2 acre-feet or a total surface area of 23.8 acres.
4. 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.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 36-2016**As Modified by Transfer No. 80482**

In accordance with the approval of Transfer No. 80482, Water Right No. 36-2016 is now described as follows:

Right Holder: SAND SPRINGS LP
PO BOX 9
DUNDEE, IL 60118

Priority Date: 11/5/1915

Source: SAND SPRINGS CREEK **Tributary:** SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	0.120 cfs	23.6 af
STOCKWATER	01/01	to 12/31	0.010 cfs	
			0.130 cfs	23.6 af

LOCATION OF POINT(S) OF DIVERSION

SAND SPRINGS CREEK SWNWNW Sec 21 Twp 08S Rge 14E GOODING 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	
08S	14E	16										11.0	40.0	31.0			9.8		91.8
08S	14E	17												1.0	40.0	38.0	40.0	40.0	159.0
														L 8					
08S	14E	20	40.0	22.0	40.0	40.0			13.0	34.0	40.0	19.0	1.8	26.0	40.0	40.0	40.0	40.0	435.8
									L 3			L 4	L 6	L 6					
08S	14E	21	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0	40.0	40.0	40.0	600.0
08S	14E	22						40.0	40.0	40.0	40.0	40.0	40.0						240.0
08S	14E	29	19.0	11.0															30.0
			L 1	L 1															

Right Acre Limit: 5.9
POU Total Acres: 1556.6

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	
08S	14E	16										X	X	X			X		
08S	14E	17												X	X	X	X	X	
														L 8					
08S	14E	20	X	X	X	X			X	X	X	X	X	X	X	X	X	X	
									L 3			L 4	L 6	L 6			L 5		
08S	14E	21	X	X	X	X	X	X	X	X	X	X		X	X	X	X	X	
08S	14E	22						X	X	X	X	X	X						
08S	14E	29	X	X															
			L 1	L 1															

WATER RIGHT NO. 36-2016
As Modified by Transfer No. 80482

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 5.9 acres within the authorized place of use in a single irrigation season.
2. Rights 36-2016, 36-7136, 36-7163, 36-7452, 36-7453, 36-15159, and 36-16858 when combined shall not exceed a total diversion rate of 16.37 cfs and the irrigation of 932.0 acres.
3. 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 place of use.
4. Rights 36-2016, 36-7136, 36-7163, 36-7452, 36-7453, 36-15159, and 36-16858 when combined are limited to the irrigation of a specific 932.0 acres within the 1,556.6 acre place of use authorized by this right in a single irrigation season. The specific 932.0 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 932.0 acres to be irrigated within the 1,556.6 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
5. 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.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. The quantity of water under rights 36-2016 and 36-16858 for stockwater use shall not exceed 13,000 gallons per day.
8. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 36-7452**As Modified by Transfer No. 80482**

In accordance with the approval of Transfer No. 80482, Water Right No. 36-7452 is now described as follows:

Right Holder: SAND SPRINGS LP
PO BOX 9
DUNDEE, IL 60118

Priority Date: 3/11/1974

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 4/01 **To** 11/01

Diversion Rate
0.500 cfs
0.500 cfs

Diversion Volume
213.2 af
213.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER
GROUND WATER

NENWNE
NENWNE

Sec 21 Twp 08S Rge 14E GOODING County
Sec 21 Twp 08S Rge 14E GOODING 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	
08S	14E	16									11.0	40.0	31.0				9.8		91.8
08S	14E	17												1.0	40.0	38.0	40.0	40.0	159.0
														L 8					
08S	14E	20	40.0	22.0	40.0	40.0			13.0	34.0	40.0	19.0	1.8	26.0	40.0	40.0	40.0	40.0	435.8
									L 3			L 4	L 6	L 6					
08S	14E	21	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0	40.0	40.0	40.0	600.0
08S	14E	22						40.0	40.0	40.0	40.0	40.0	40.0						240.0
08S	14E	29	19.0	11.0															30.0
			L 1	L 1															

Right Acre Limit: 235.0

POU Total Acres: 1556.6

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 235.0 acres within the authorized place of use in a single irrigation season.
2. Rights 36-7136 and 36-7452 when combined shall not exceed a total diversion rate of 4.70 cfs, a total annual maximum diversion volume of 940.0 af, and the irrigation of 235.0 acres.
3. Rights 36-7136, 36-7163, 36-7452, and 36-7453 when combined shall not exceed a total diversion rate of 10.63 cfs, a total annual maximum diversion volume of 2,888.0 af, and the irrigation of 722.0 acres.

Transfer No. 80482

WATER RIGHT NO. 36-7452

As Modified by Transfer No. 80482

CONDITIONS OF APPROVAL

4. Rights 36-2016, 36-7136, 36-7163, 36-7452, 36-7453, 36-15159, and 36-16858 when combined shall not exceed a total diversion rate of 16.37 cfs and the irrigation of 932.0 acres.
5. 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 place of use.
6. Rights 36-2016, 36-7136, 36-7163, 36-7452, 36-7453, 36-15159, and 36-16858 when combined are limited to the irrigation of a specific 932.0 acres within the 1,556.6 acre place of use authorized by this right in a single irrigation season. The specific 932.0 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 932.0 acres to be irrigated within the 1,556.6 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
7. 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.
8. Prior to the diversion and use of water under Transfer approval 80346, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
9. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
10. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 11/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than August 27, 2001.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 36-7136**As Modified by Transfer No. 80482**

In accordance with the approval of Transfer No. 80482, Water Right No. 36-7136 is now described as follows:

Right Holder: SAND SPRINGS LP
PO BOX 9
DUNDEE, IL 60118

Priority Date: 7/10/1970

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 4/01 **To** 11/01

Diversion Rate
4 200 cfs
4 200 cfs

Diversion Volume
940.0 af
940.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER
GROUND WATER

NENWNE
NENWNE

Sec 21 Twp 08S Rge 14E GOODING County
Sec 21 Twp 08S Rge 14E GOODING 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	
08S	14E	16										11.0	40.0	31.0			9.8		91.8
08S	14E	17												1.0	40.0	38.0	40.0	40.0	159.0
														L 8					
08S	14E	20	40.0	22.0	40.0	40.0			13.0	34.0	40.0	19.0	1.8	26.0	40.0	40.0	40.0	40.0	435.8
									L 3			L 4	L 6	L 6					
08S	14E	21	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0	40.0	40.0	40.0	600.0
08S	14E	22						40.0	40.0	40.0	40.0	40.0	40.0						240.0
08S	14E	29		19.0	11.0														30.0
			L 1	L 1															

Right Acre Limit: 235.0

POU Total Acres: 1556.6

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 235.0 acres within the authorized place of use in a single irrigation season.
2. Rights 36-7136 and 36-7452 when combined shall not exceed a total diversion rate of 4.70 cfs, a total annual maximum diversion volume of 940.0 af, and the irrigation of 235.0 acres.
3. Rights 36-7136, 36-7163, 36-7452, and 36-7453 when combined shall not exceed a total diversion rate of 10.63 cfs, a total annual maximum diversion volume of 2,888.0 af, and the irrigation of 722.0 acres.

Transfer No. 80482

WATER RIGHT NO. 36-7136

As Modified by Transfer No. 80482

CONDITIONS OF APPROVAL

4. Rights 36-2016, 36-7136, 36-7163, 36-7452, 36-7453, 36-15159, and 36-16858 when combined shall not exceed a total diversion rate of 16.37 cfs and the irrigation of 932.0 acres.
5. 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 place of use.
6. Rights 36-2016, 36-7136, 36-7163, 36-7452, 36-7453, 36-15159, and 36-16858 when combined are limited to the irrigation of a specific 932.0 acres within the 1,556.6 acre place of use authorized by this right in a single irrigation season. The specific 932.0 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 932.0 acres to be irrigated within the 1,556.6 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
7. 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.
8. Prior to the diversion and use of water under Transfer approval 80346, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
9. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
10. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 11/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than August 27, 2001.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 36-7163**As Modified by Transfer No. 80482**

In accordance with the approval of Transfer No. 80482, Water Right No. 36-7163 is now described as follows:

Right Holder: SAND SPRINGS LP
PO BOX 9
DUNDEE, IL 60118

Priority Date: 3/3/1971

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 4/01 **To** 11/01

Diversion Rate
5.490 cfs
5.490 cfs

Diversion Volume
1680.0 af
1680.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER
GROUND WATER

NENWNE
NENWNE

Sec 21 Twp 08S Rge 14E GOODING County
Sec 21 Twp 08S Rge 14E GOODING 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	
08S	14E	16										11.0	40.0	31.0			9.8		91.8
08S	14E	17												1.0	40.0	38.0	40.0	40.0	159.0
														L 8					
08S	14E	20	40.0	22.0	40.0	40.0			13.0	34.0	40.0	19.0	1.8	26.0	40.0	40.0	40.0	40.0	435.8
									L 3			L 4	L 6	L 6					
08S	14E	21	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0	40.0	40.0	40.0	600.0
08S	14E	22						40.0	40.0	40.0	40.0	40.0	40.0						240.0
08S	14E	29		11.0															30.0
			L 1	L 1															

Right Acre Limit: 420.0
POU Total Acres: 1556.6

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 420.0 acres within the authorized place of use in a single irrigation season.
2. Rights 36-7136, 36-7163, 36-7452, and 36-7453 when combined shall not exceed a total diversion rate of 10.63 cfs, a total annual maximum diversion volume of 2,888.0 af, and the irrigation of 722.0 acres.
3. Rights 36-2016, 36-7136, 36-7163, 36-7452, 36-7453, 36-15159, and 36-16858 when combined shall not exceed a total diversion rate of 16.37 cfs and the irrigation of 932.0 acres.

Transfer No. 80482

WATER RIGHT NO. 36-7163

As Modified by Transfer No. 80482

CONDITIONS OF APPROVAL

4. 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 place of use.
5. Rights 36-2016, 36-7136, 36-7163, 36-7452, 36-7453, 36-15159, and 36-16858 when combined are limited to the irrigation of a specific 932.0 acres within the 1,556.6 acre place of use authorized by this right in a single irrigation season. The specific 932.0 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 932.0 acres to be irrigated within the 1,556.6 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
6. 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.
7. Prior to the diversion and use of water under Transfer approval 80346, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
8. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
9. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 11/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than August 27, 2001.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 36-7453**As Modified by Transfer No. 80482**

In accordance with the approval of Transfer No. 80482, Water Right No. 36-7453 is now described as follows:

Right Holder: SAND SPRINGS LP
PO BOX 9
DUNDEE, IL 60118

Priority Date: 3/11/1974

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 4/01 **To** 11/01

Diversion Rate
1.340 cfs
1.340 cfs

Diversion Volume
268.0 af
268.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER
GROUND WATER

NENWNE
NENWNE

Sec 21 Twp 08S Rge 14E GOODING County
Sec 21 Twp 08S Rge 14E GOODING 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	
08S	14E	16										11.0	40.0	31.0			9.8		91.8
08S	14E	17												1.0	40.0	38.0	40.0	40.0	159.0
														L 8					
08S	14E	20	40.0	22.0	40.0	40.0			13.0	34.0	40.0	19.0	1.8	26.0	40.0	40.0	40.0	40.0	435.8
									L 3				L 4	L 6	L 6				
08S	14E	21	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0	40.0	40.0	40.0	600.0
08S	14E	22						40.0	40.0	40.0	40.0	40.0	40.0						240.0
08S	14E	29		19.0	11.0														30.0
			L 1	L 1															

Right Acre Limit: 67.0

POU Total Acres: 1556.6

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 67.0 acres within the authorized place of use in a single irrigation season.
2. Rights 36-7136, 36-7163, 36-7452, and 36-7453 when combined shall not exceed a total diversion rate of 10.63 cfs, a total annual maximum diversion volume of 2,888.0 af, and the irrigation of 722.0 acres.
3. Rights 36-2016, 36-7136, 36-7163, 36-7452, 36-7453, 36-15159, and 36-16858 when combined shall not exceed a total diversion rate of 16.37 cfs and the irrigation of 932.0 acres.

Transfer No. 80482

WATER RIGHT NO. 36-7453

As Modified by Transfer No. 80482

CONDITIONS OF APPROVAL

4. 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 place of use.
5. Rights 36-2016, 36-7136, 36-7163, 36-7452, 36-7453, 36-15159, and 36-16858 when combined are limited to the irrigation of a specific 932.0 acres within the 1,556.6 acre place of use authorized by this right in a single irrigation season. The specific 932.0 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 932.0 acres to be irrigated within the 1,556.6 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
6. 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.
7. Prior to the diversion and use of water under Transfer approval 80346, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
8. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
9. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 11/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than August 27, 2001.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 36-15159**As Modified by Transfer No. 80482**

In accordance with the approval of Transfer No. 80482, Water Right No. 36-15159 is now described as follows:

Right Holder: SAND SPRINGS LP
PO BOX 9
DUNDEE, IL 60118

Priority Date: 1/1/1942

Source: SPRINGS
Source: SAND SPRINGS CREEK

Tributary: SAND SPRINGS CREEK
Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

STOCKWATER

From

3/15

1/01

To

to 11/15

to 12/31

Diversion Rate

3.140 cfs

0.160 cfs

3.300 cfs

LOCATION OF POINT(S) OF DIVERSION

SPRINGS

SPRINGS

SAND SPRINGS CREEK

SPRINGS

NENWNE

NWSWNE

SWNWNW

SESENE

Sec 21 Twp 08S Rge 14E GOODING County

Sec 21 Twp 08S Rge 14E GOODING County

Sec 21 Twp 08S Rge 14E GOODING County

Sec 21 Twp 08S Rge 14E GOODING 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	
08S	14E	16										11.0	40.0	31.0			9.8		91.8
08S	14E	17												1.0	40.0	38.0	40.0	40.0	159.0
														L 8					
08S	14E	20	40.0	22.0	40.0	40.0			13.0	34.0	40.0	19.0	1.8	26.0	40.0	40.0	40.0	40.0	435.8
									L 3			L 4	L 6	L 6					
08S	14E	21	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0	40.0	40.0	40.0	600.0
08S	14E	22						40.0	40.0	40.0	40.0	40.0	40.0						240.0
08S	14E	29	19.0	11.0															30.0
			L 1	L 1															

Right Acre Limit: 157.0

POU Total Acres: 1556.6

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	
08S	14E	16										X	X	X			X		
08S	14E	17												X	X	X	X	X	
														L 8					
08S	14E	20	X	X	X	X			X	X	X	X	X	X	X	X	X	X	
									L 3			L 4	L 6	L 6			L 5		
08S	14E	21	X	X	X	X	X	X	X	X	X	X		X	X	X	X	X	
08S	14E	22						X	X	X	X	X	X						
08S	14E	29	X	X															
			L 1	L 1															

Transfer No. 80482

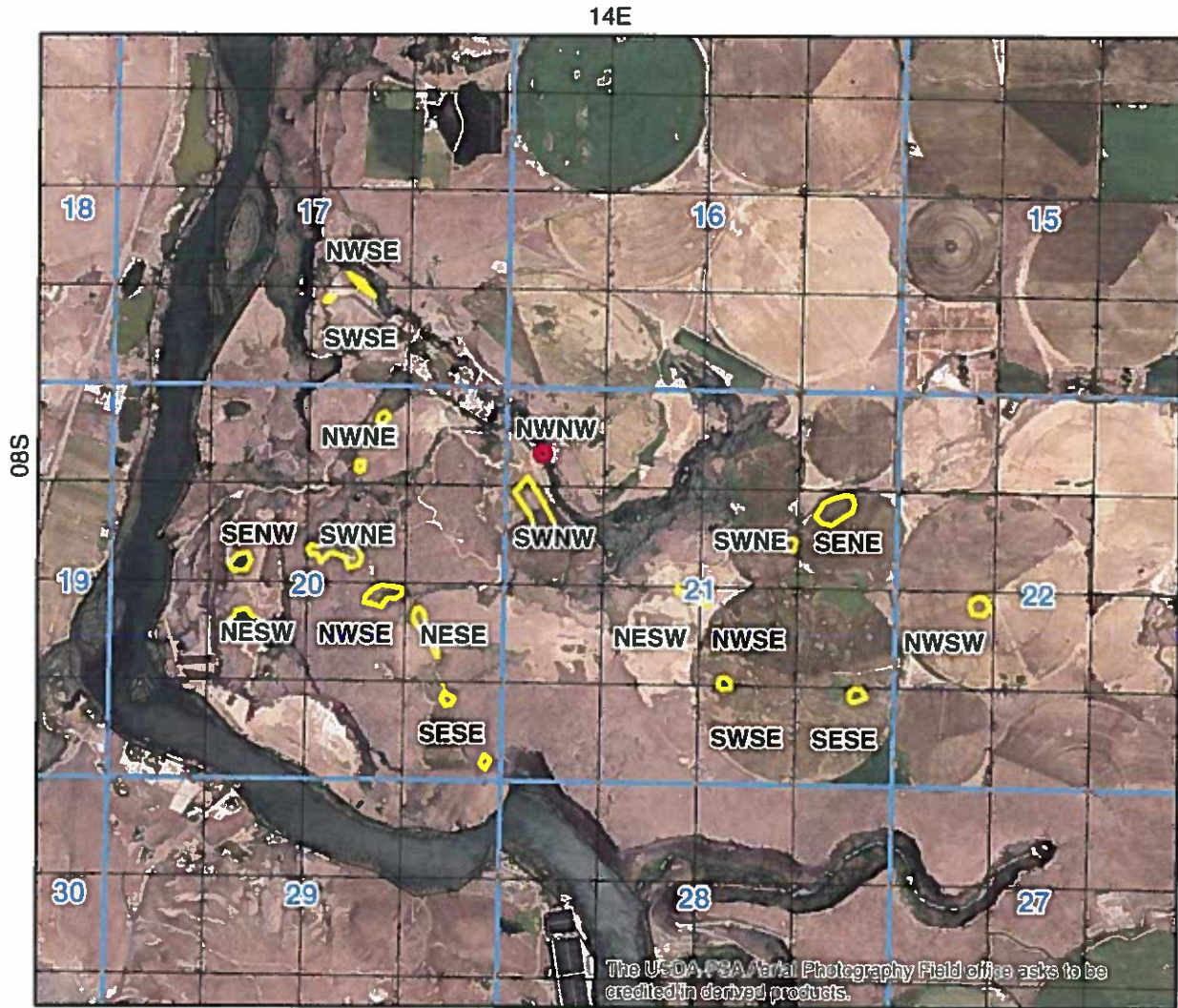
WATER RIGHT NO. 36-15159
As Modified by Transfer No. 80482

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 157.0 acres within the authorized place of use in a single irrigation season.
2. Rights 36-2016, 36-7136, 36-7163, 36-7452, 36-7453, 36-15159, and 36-16858 when combined shall not exceed a total diversion rate of 16.37 cfs and the irrigation of 932.0 acres.
3. 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 place of use.
4. Rights 36-2016, 36-7136, 36-7163, 36-7452, 36-7453, 36-15159, and 36-16858 when combined are limited to the irrigation of a specific 932.0 acres within the 1,556.6 acre place of use authorized by this right in a single irrigation season. The specific 932.0 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 932.0 acres to be irrigated within the 1,556.6 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
5. 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.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
8. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

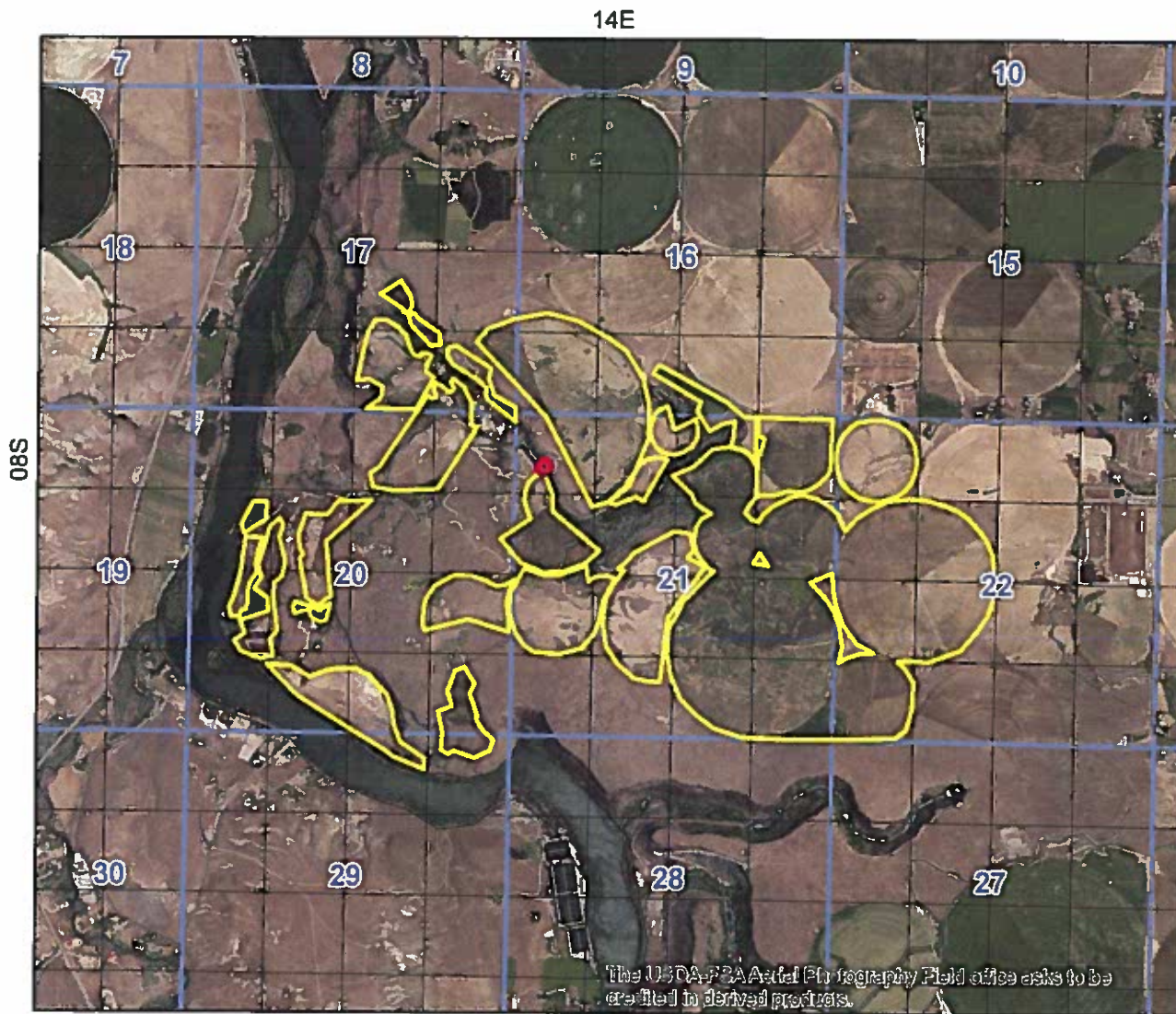
State of Idaho
Department of Water Resources
Attachment to Transfer # 80482
36-17089

This map depicts the WILDLIFE STORAGE 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.



State of Idaho
Department of Water Resources
Attachment to Transfer # 80482
Rights 36-2016 & 36-16858

This map depicts the IRRIGATION 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

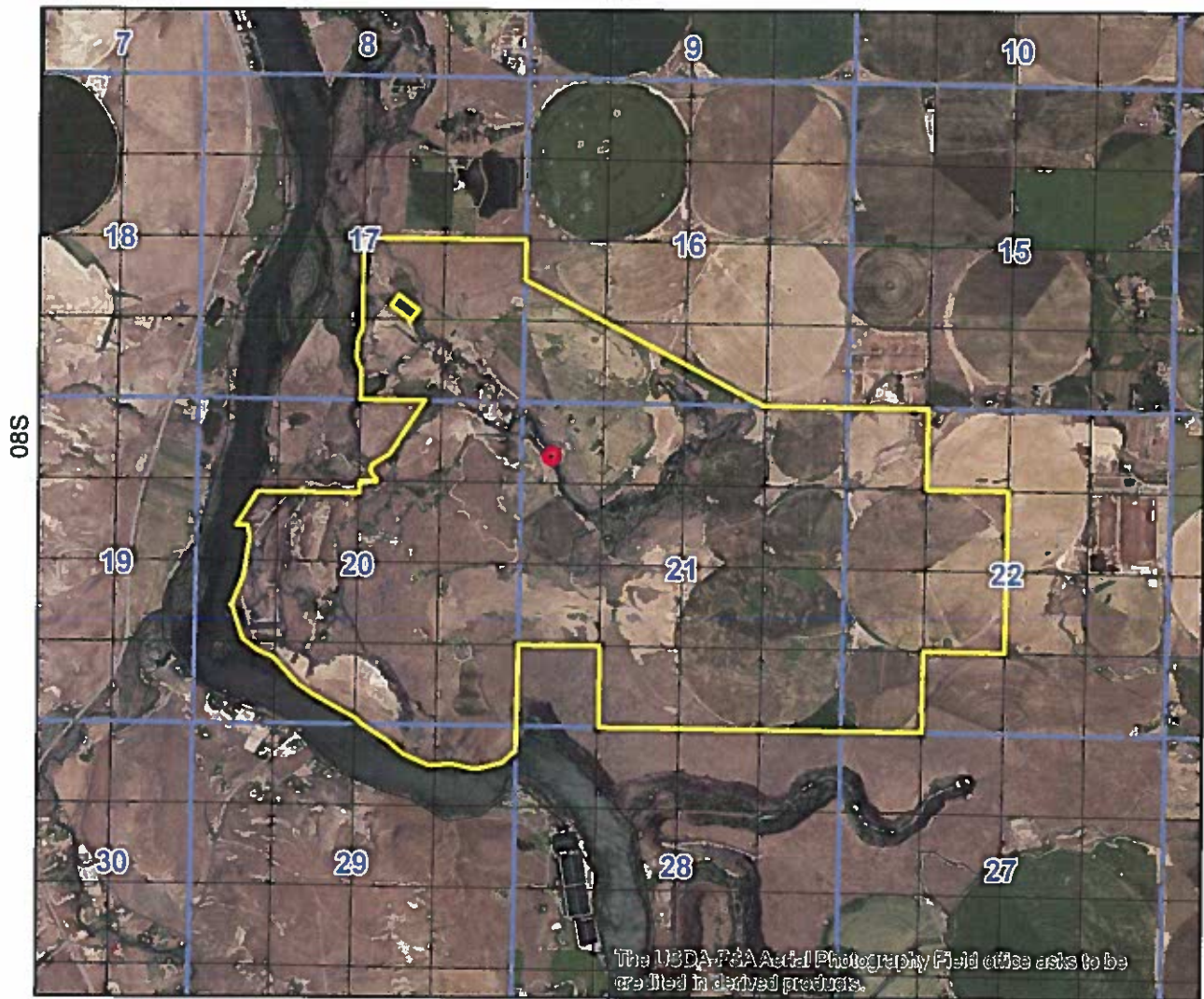
0 0.35 0.7 1.4 Miles



State of Idaho
Department of Water Resources
Attachment to Transfer # 80482
Rights 36-2016 & 36-16858

This map depicts the STOCKWATER 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.

14E



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

0 0.375 0.75 1.5 Miles

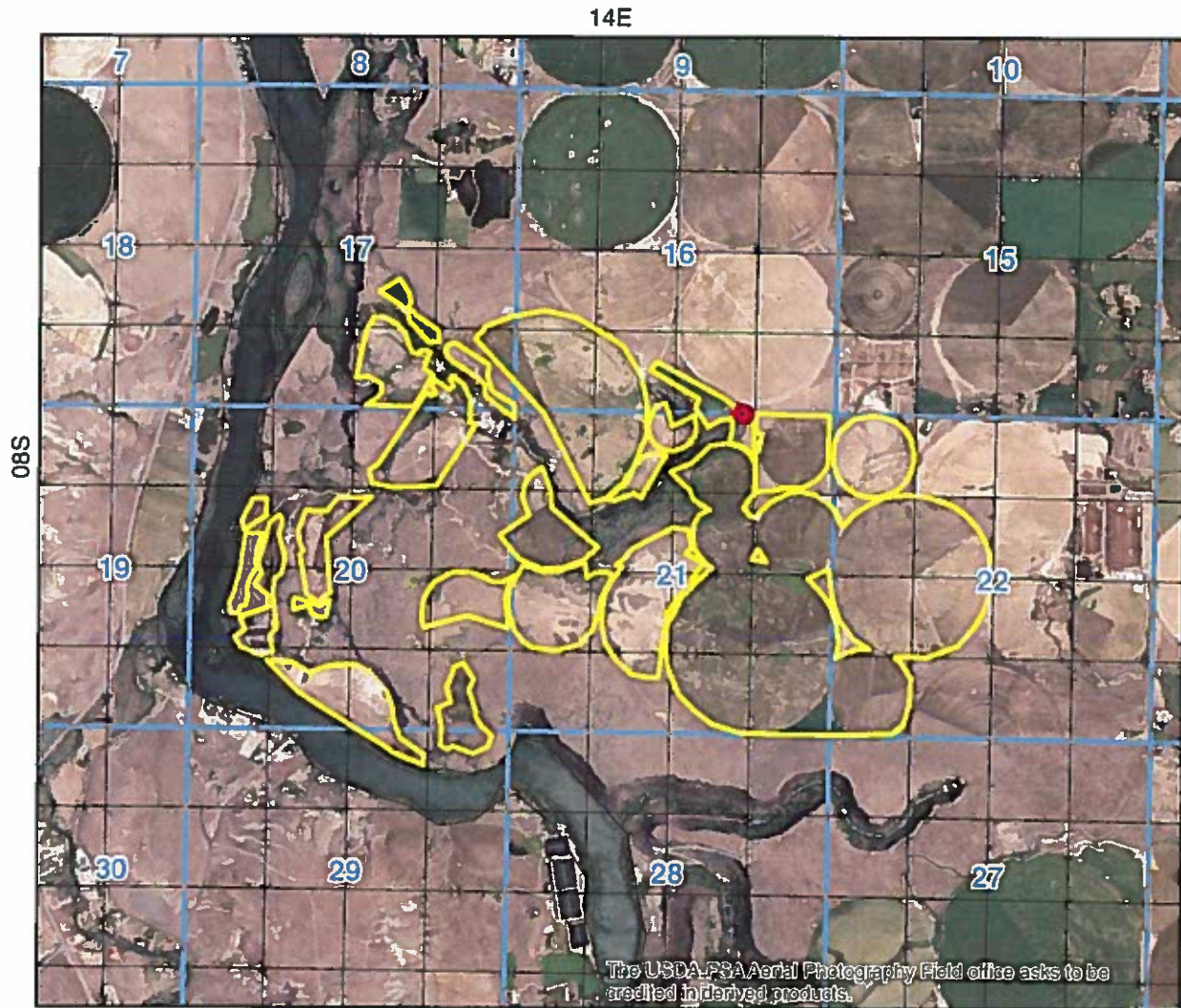


State of Idaho
Department of Water Resources

Attachment to Transfer # 80482

Rights 36-7136, 36-7163, 36-7452, and 36-7453

This map depicts the IRRIGATION 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.



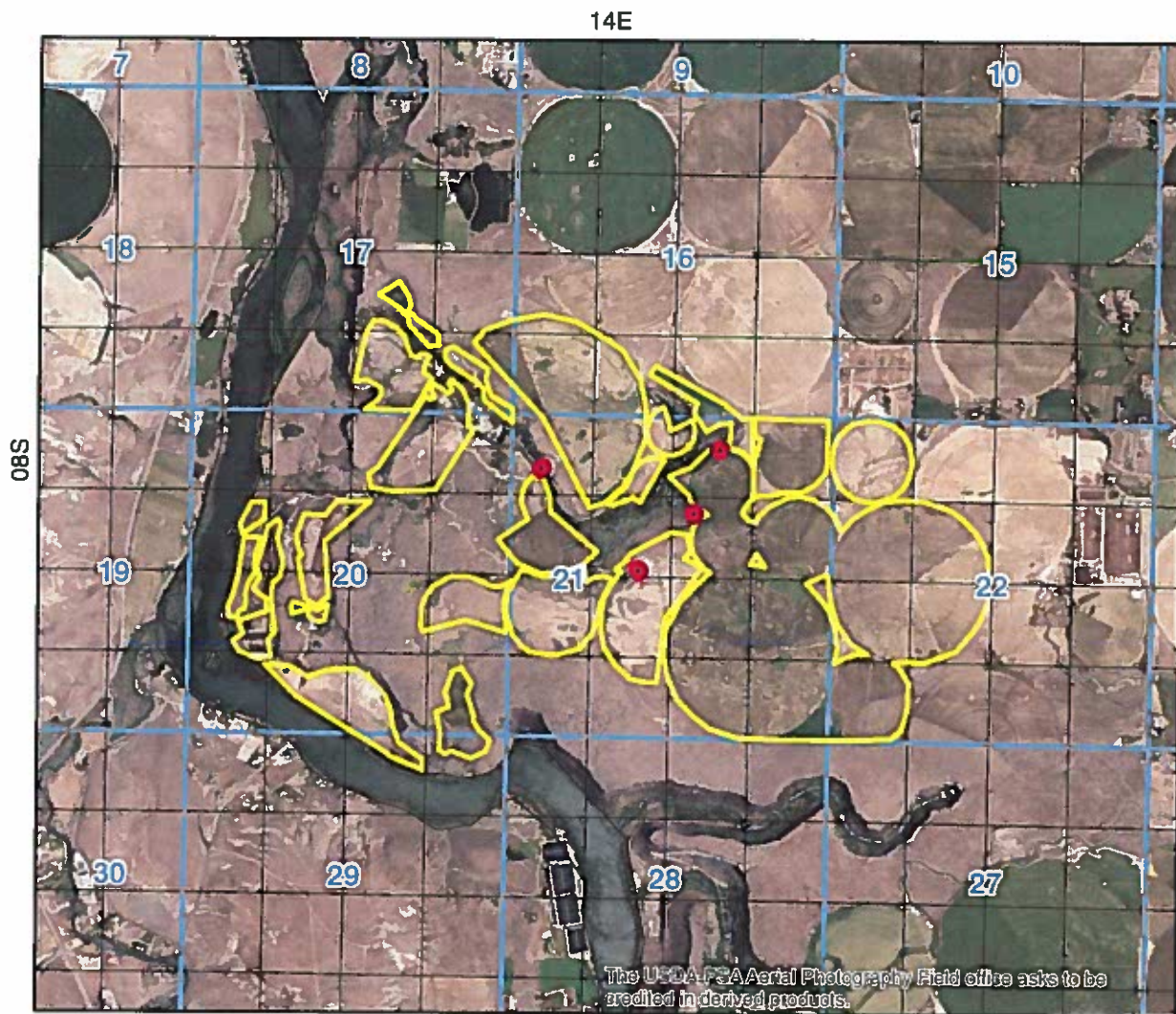
- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections

0 0.35 0.7 1.4 Miles



State of Idaho
Department of Water Resources
Attachment to Transfer # 80482
36-15159

This map depicts the 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.



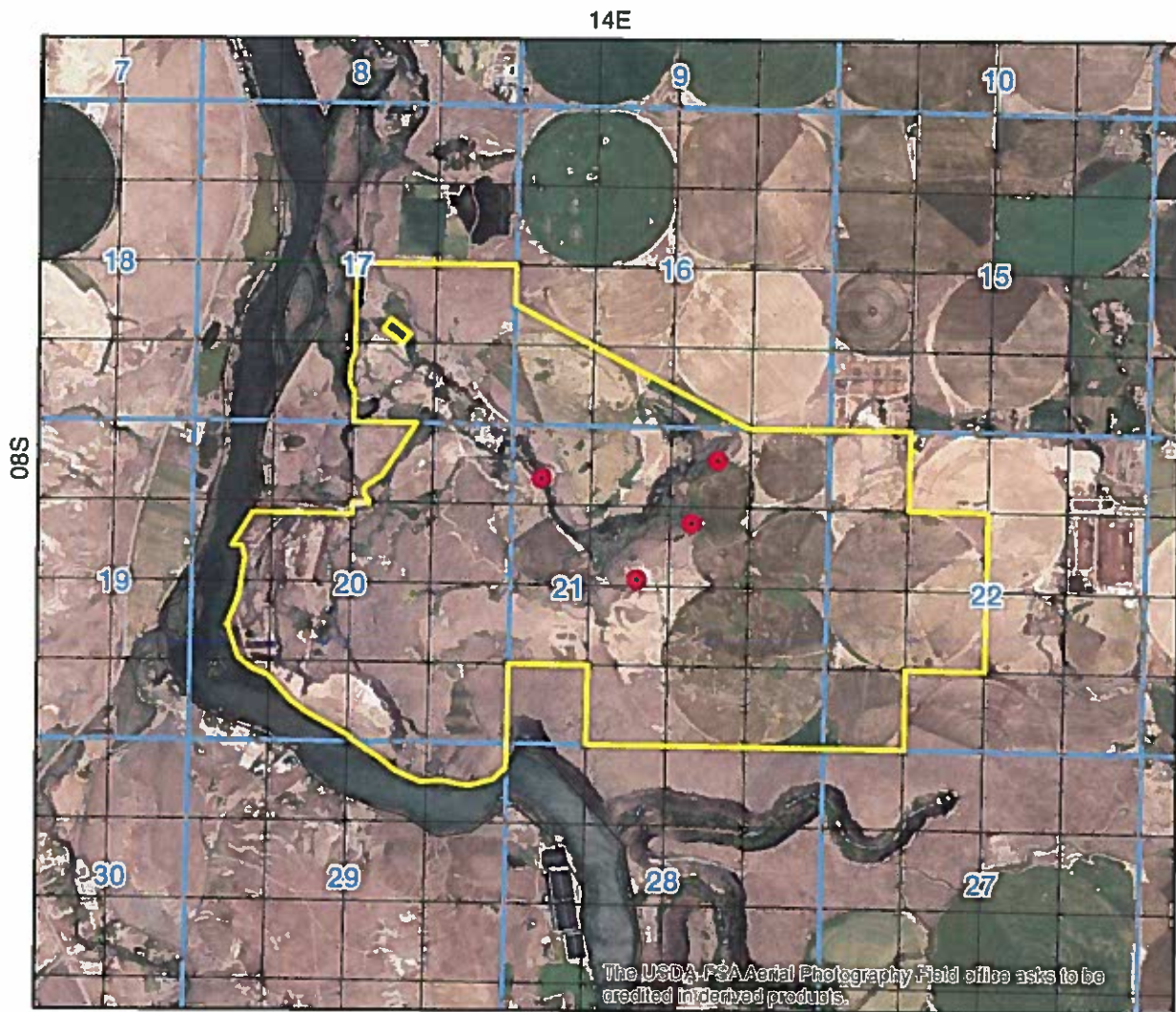
- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections

0 0.35 0.7 1.4 Miles



State of Idaho
Department of Water Resources
Attachment to Transfer # 80482
36-15159

This map depicts the STOCKWATER 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.



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

0 0.375 0.75 1.5 Miles





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

November 4, 2016

SAND SPRINGS LP
PO BOX 9
DUNDEE IL 60118

Re: Transfer No: 80482
Water Right No(s): 36-2016, 36-7136, 36-7163, 36-7452, 36-7453, 36-15159,
36-16858

Transfer Approval Notice

Dear Water Right Holder and other Interested Persons:

The Department of Water Resources has issued the enclosed approved 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) 736-3033.

Sincerely,

A handwritten signature in black ink, appearing to read "Corey Skinner". The signature is fluid and cursive, with the first name "Corey" written in a larger, more prominent script than the last name "Skinner".

Corey Skinner
Southern Regional Manager

Enclosure

cc:

BROCKWAY ENGINEERING PLLC
C/O ERICK POWELL
2016 N WASHINGTON ST STE 4
TWIN FALLS ID 83301

PAUL L ARRINGTON
BARKER ROSHOLT & SIMPSON LLP
163 2ND AVE W
PO BOX 63
TWIN FALLS ID 83303-0063

NATHAN ERICKSON WATER MASTER
WATER DISTRICT 130
650 ADDISON AVE W STE 500
TWIN FALLS ID 83301

CERTIFICATE OF SERVICE

I hereby certify that on November 4, 2016 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below:

Re: Transfer No.: 80482

**Water Right No(s): 36-2016, 36-7136, 36-7163, 36-7452, 36-7453, 36-15159,
36-16858**

**SAND SPRINGS LP
PO BOX 9
DUNDEE IL 60118**

**BROCKWAY ENGINEERING PLLC
C/O ERICK POWELL
2016 N WASHINGTON ST STE 4
TWIN FALLS ID 83301**

**PAUL L ARRINGTON
BARKER ROSHOLT & SIMPSON LLP
163 2ND AVE W
PO BOX 63
TWIN FALLS ID 83303-0063**

**NATHAN ERICKSON WATER MASTER
WATER DISTRICT 130
650 ADDISON AVE W STE 500
TWIN FALLS ID 83301**

via e-mail

A handwritten signature in cursive script, reading "Denise Maline", is written over a horizontal line.

**Denise Maline
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.

*** Proof of Publication ***

Twin Falls Times-News
132 Fairfield St W, Twin Falls, Idaho 83301

RUBY AUFDERHEIDE, being duly sworn, deposes and says: That she is the Principal Clerk of the Times-News, a daily newspaper printed and published at Twin Falls, Twin Falls County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in the Times-News, in conformity with Section 60-108, Idaho Code, as amended, for:

2 Insertions

ID DEPARTMENT OF WATER RESOURCES
650 ADDISON AVE W, STE 500
TWIN FALLS, ID 83301

ORDER NUMBER 31352

Ruby Aufderheide
(Legals Clerk)

STATE OF IDAHO)
 SS
COUNTY OF TWIN FALLS)

On this 8th day of September in the year of 2016 before me, a Notary Public, personally appeared before me Ruby Aufderheide known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Melody Aumaniv
Notary Public FOR Idaho
Residing at: Twin Falls, Idaho
My Commission expires: 4/21/2017

PUBLISHED ON: 09/01/2016, 09/08/2016

TOTAL AD COST: 410.58

FILED ON: 9/8/2016

✓ OK DM 9-20-2016

RECEIVED

SEP 19 2016

DEPT OF WATER RESOURCES
SOUTHERN REGION

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

36-17052
SAND SPRINGS LP
PO BOX 9
DUNDEE, IL 60118
Point of Diversion NENWNE S21 T08S R14E GOODING County
Source GROUND WATER Tributary
Point of Diversion (Injection) NWNW S21 T08S R14E GOODING
County Source GROUND WATER Tributary
Point of Diversion (Rediversion) NWNW S21 T08S R14E
GOODING County Source GROUND WATER Tributary
Use: WILDLIFE 10/15 to 11/15 1.62 CFS
Use: WILDLIFE 11/15 to 02/15 2.43 CFS
Total Diversion: 2.43 CFS
Date Filed: 7/15/2015
Place Of Use: WILDLIFE
T08S R14E S17 NWSE SWSE
T08S R14E S20 NWNE SWNE SENW NESW NESE NWSE
SESE
T08S R14E S21 SWNE SENE NWNW SWNW NESW NWSE
SWSE SESE
T08S R14E S22 NWSW
Application proposes to divert up to 2.43 cfs of groundwater from
an existing irrigation well, then inject the diverted groundwater
into Sand Springs Creek, and then redivert the groundwater
from Sand Springs Creek. This will provide for seepage water
associated with 19 existing &/or proposed ponds on a farm
located approximately 3.0 to 4.6 miles south and 5.0 to 7.5
miles west of the center of Wendell.

36-17053
SAND SPRINGS LP
PO BOX 9
DUNDEE, IL 60118
Point of Diversion SWNWNW S21 T08S R14E GOODING
County Source SAND SPRINGS CREEK Tributary SNAKE
RIVER
Use: WILDLIFE 10/15 to 11/15 2.87 CFS
Use: WILDLIFE 11/15 to 02/15 6.4 CFS
Total Diversion: 6.4 CFS
Date Filed: 12/21/2015
Place Of Use: WILDLIFE
T08S R14E S17 NWSE SWSE
T08S R14E S20 NWNE SWNE SENW NESW NESE NWSE
SESE
T08S R14E S21 SWNE SENE NWNW SWNW NESW NWSE
SWSE SESE
T08S R14E S22 NWSW
Application proposes to divert up to 6.4 cfs of water from Sand
Springs Creek to provide for flow through water associated with
19 existing &/or proposed wildlife ponds on a farm located
approximately 3.0 to 4.6 miles south and 5.0 to 7.5 miles west
of the center of Wendell.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 80482

SAND SPRINGS LP, PO BOX 9, DUNDEE, IL 60118, has filed
Application No. 80482 for changes to the following water rights
within GOODING County(s): Right No(s) 36-16858. The
purpose of the transfer is to change a portion of the above
rights as follows: Application proposes converting a 0.30 cfs
and 15 acre portion of a Sand Springs Creek irrigation right to
uses associated with 19 existing &/or proposed wildlife ponds
on a farm located approximately 3.0 to 4.6 miles south and 5.0
to 7.5 miles west of the center of Wendell. Water will be
diverted to account for pond evaporation &/or initial fill volumes
associated with the 19 ponds.

→
over

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 81001**

✓
NOLAN K BRANCH and LUANN S BRANCH, PO BOX 24, MALTA, ID 83342-0024; has filed Application No. 81001 for changes to the following water rights within CASSIA County(s): Right No(s). 43-2455A, 43-2455B, 43-4238A, 43-4238B. The purpose of the transfer is to change a portion of the above rights as follows: Transfer proposes splitting the stockwater portions off of two ground water rights. The transfer will change the points of diversion and place of use to reflect the actual locations of an existing feedlot operation located approximately 3.0 miles south and 1.0 mile east of the City of Malta. Two existing wells will divert up to 0.40 cfs and 279 AF for domestic and stockwater uses associated with the feedlot.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 81110**

✓
SOUTHFIELD PROPERTIES LLC, 3308 S 1600 E, WENDELL, ID 83355; has filed Application No. 81110 for changes to the following water rights within GOODING County(s): Right No(s). 37-22803. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes changing the nature of use; points of diversion (PODs) and period of use for a 0.38 cfs and 23.6 acre portion of an irrigation ground water right. Irrigation use will be changed to commercial/stockwater use for a proposed cattle feeding operation to be located within the currently authorized places of use (POU). The changed portion of the water right will be diverted from two proposed wells to be drilled. PODs and POU are located approximately 5.9 to 6.9 miles west and 1.0 to 2.8 miles south of the city center of Wendell.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 81111**

✓
SOUTHFIELD PROPERTIES LLC, 3308 S 1600 E, WENDELL, ID 83355; has filed Application No. 81111 for changes to the following water rights within GOODING County(s): Right No(s). 36-17035, 36-17037, 36-7377D, 36-7547D. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes moving a 0.21 cfs; 39 acre foot portion from four commercial/stock water rights to a new cattle facility adjacent to the current place of use (POU). Point of diversion (POD) will be from an existing well. POD and POU are located approximately 4.9 to 5.9 miles west and 1.5 to 2.0 miles south of the city center of Wendell.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 81144**

✓
PAT KNUDSEN and SCOTT KNUDSEN, 1424 S 2350 E, MALTA, ID 83342-8629; has filed Application No. 81144 for changes to the following water rights within CASSIA County(s): Right No(s). 43-189. The purpose of the transfer is to change a portion of the above rights as follows: Transfer proposes changing the point of diversion of a 1.4 cfs Raft River water right. The current point of diversion is located approximately 0.7 miles north and 1.4 miles east of the center of Malta. The proposed new point of diversion will be located approximately a third of a mile downstream of the currently authorized diversion point.

Permits will be subject to all prior water rights. For additional information concerning the property locations, contact Southern Region office at (208) 736-3033; or for a full description of the rights &/or proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. For additional information on new permits, please see www.idwr.idaho.gov/WaterManagement/WaterRights/#New_Listings. Protests may be submitted based on the criteria of Sec 42-222 and 42-203A, Idaho Code. Any pretest against the approval of this application(s) must be filed with the Director, Dept. of Water Resources, Southern Region, 650 Addison Ave W, Ste 500, Twin Falls, ID 83301 together with a protest fee of \$25.00 for each application on or before September 19, 2016. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

PUBLISH: September 1 and 8, 2016

✓ OK DM 9-20-2016

State of Idaho
Department of Water Resources

RECOMMENDATION OF WATERMASTER

Transfer No: 80482
Water Right No: 36-16858
Applicant Name: Sand Springs LP

Watermaster's Recommendation:

- a) ☒ I do not oppose approval of this application
- b) ☐ I do not oppose approval of this application under the following terms:
- c) ☐ I oppose approval of this application(s) for the following reasons:
- d) ☐ Additional comment:

Dated: September 15, 2016

Water District 130



Nathan Erickson, Watermaster



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AUG 31 2016

DEPT OF WATER RESOURCES
SOUTHERN REGION

ORIGINAL

Sand Springs LP
PO Box 9
Dundee, Illinois 60118

(847) 989-1959

August 26, 2016

To whom this may concern,

The correct mailing address for Sand Springs LP is PO Box 9, Dundee, Illinois 60118. Charles Potter is the managing partner.

Sincerely,

Charles Potter

36-2016	36-10644	36-17052
36-7136	36-10645	36-17053
36-7163	36-10649	
36-7452	36-15159	
36-7453	36-15160 (Transfer #80481)	
36-10641	36-16858 (Transfer #80482)	

✓ data-entry done 8/29/2016. DM

Travis L. Thompson, ISB #6168
Paul L. Arrington, ISB #7198
BARKER ROSHOLT & SIMPSON LLP
163 Second Avenue West
P.O. Box 63
Twin Falls, Idaho 83303
Telephone: (208) 733-0700
Facsimile: (208) 735-2444

Attorneys for Sand Springs, LP

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AUG 31 2016

DEPT OF WATER RESOURCES
SOUTHERN REGION

ORIGINAL

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF APPLICATION FOR
TRANSFER NO. 80482

In the names of Sand Spring, LP

**CONTINGENT NOTICE OF ABANDONMENT
OF PORTION OF WATER RIGHT No. 36-
16858**

COMES NOW, Sand Springs, LP, the applicant in the above matter ("Sand Springs"), by and through its attorney of record, and hereby files this *Contingent Notice of Abandonment of Portion of Water Right No. 36-16858*.

On July 15, 2015, Sand Springs filed 4 applications with the Department of Water Resources, including Transfer Nos. 80481 and 80482, and Application for Permit Nos. 36-17052 and 36-17053. These applications propose diversion and use for various recreational ponds on the Sand Springs property. The applications also propose to dry up 15 acres on the Sand Springs property for mitigation.

Idaho Power diverts water in Sand Springs Creek for power generation. In anticipation of potential concerns by Idaho Power to the above applications, Sand Springs contacted Idaho Power to resolve any concerns in advance of publishing. Through these discussions, Sand Springs agreed to dry up an additional 5-acres on the Sand Springs property.

Accordingly, Sand Springs provides this contingent notice that it will abandon the following

**CONTINGENT NOTICE OF ABANDONMENT OF PORTION
OF WATER RIGHT No. 36-16858**

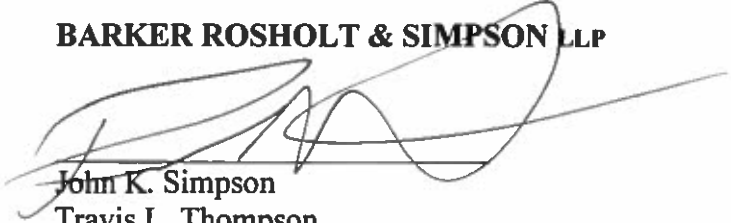
Accordingly, Sand Springs provides this contingent notice that it will abandon the following portion of Water Right No. 36-16858:

- Acres: 5 Acre reduction within the Permissible Place of Use for water right 36-16858;
- Diversion Rate: 0.10 diversion rate reduction

This abandonment is contingent on the Department approving the above applications and is intended to resolve any concerns of Idaho Power in approving the above applications.

DATED this 26th day of August, 2016.

BARKER ROSHOLT & SIMPSON LLP



John K. Simpson
Travis L. Thompson
Paul L. Arrington

*Attorneys for A&B Irrigation District, Burley
Irrigation District, Milner Irrigation District,
North Side Canal Company, and Twin Falls
Canal Company*

VERIFICATION

I, Charles Potter, General Partner for Sand Springs, LP, to hereby verify that I have reviewed the above *Contingent Notice of Abandonment of Portion of Water Right No. 36-16858*, and to hereby confirm that, upon approval of the above-referenced applications, Sand Springs, LP shall abandon 5 acres within the permissible place of use for Water Right No. 36-16858, including 0.10 cfs of the authorized diversion rate.

Sand Springs, LP

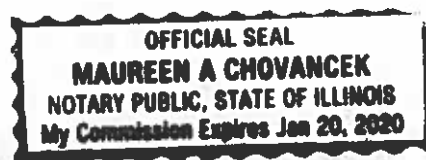

By: Charles Potter, General Partner

State of Illinois)
County of Kane) ss

On this 26th day of August, 2016, personally appeared CHARLES POTTER, general partner for SAND SPRINGS, LP, and duly acknowledged to me that he executed the same on behalf of SAND SPRINGS, LP.


Notary Public

My commission expires: 1/20/20



CERTIFICATE OF SERVICE

I hereby certify that on this 26th day of August, 2016, I served a copy of the foregoing
CONTINGENT NOTICE OF ABANDONMENT, by email to the following:

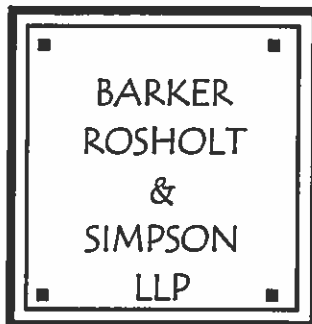
Idaho Department of Water Resources
Southern Region
650 Addison Ave W, Ste. 500
Twin Falls, ID 83301-5858



Paul L. Arrington

*Albert P. Barker
John A. Rosholt
John K. Simpson
Travis L. Thompson
Shelley M. Davis
Paul L. Arrington*
Scott A. Magnuson*

** Licensed in Idaho & Washington*



Paul L. Arrington
pla@idahowaters.com

August 29, 2016

Corey Skinner
Idaho Department of Water Resources
Southern Region
650 Addison Ave W, Ste. 500
Twin Falls, ID 83301-5858

*RE: Original Copies
Sand Springs, LP*

Dear Corey:

Attached please find the original of the following documents:

1. Letter from Sand Springs, LP confirming the mailing address; and
2. Contingent Notice of Abandonment of Portion of Water Right No. 36-16858

Please call if you need any further information.

Yours Truly,



Paul L. Arrington

PLA/jn

Encs.

163 Second Ave. West
P.O. Box 63
Twin Falls, Idaho 83303
(208) 733-0700 telephone
(208) 735-2444 facsimile

1010 West Jefferson, Suite 102
Post Office Box 2139
Boise, Idaho 83701-2139
(208) 336-0700 telephone
(208) 344-6034 facsimile
brs@idahowaters.com

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AUG 31 2016

DEPT OF WATER RESOURCES
SOUTHERN REGION