

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 79930

This is to certify that: THOMPSON BROTHERS LLC
493 SOUTH 1200 WEST
PINGREE, ID 83262

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>
35-10322	WR/DECREED	4/1/1980	0.180 cfs	N/A	N/A	104.0	GROUND WATER
35-7609	WR/DECREED	5/6/1976	1.880 cfs	N/A	94.0	104.0	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>
35-10322	NO	NO	YES	NO	NO	NO
35-7609	NO	NO	YES	NO	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
35-10322	35-10322	0.180 cfs	40.0 af	N/A	104.0	N/A	N/A	N/A	N/A	N/A
35-7609	35-7609	1.880 cfs	376.0 af	94.0	104.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		1.880 cfs	416.0 af	104.0	104.0		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 8th day of September, 2016.


Water Resources Program Manager

SUPPORT DATA

Transfer No. 79930

IN FILE # 35-7609

WATER RIGHT NO. 35-7609 **As Modified by Transfer No. 79930**

In accordance with the approval of Transfer No. 79930, Water Right No. 35-7609 is now described as follows:

Right Holder: THOMPSON BROTHERS LLC
 493 SOUTH 1200 WEST
 PINGREE, ID 83262

Priority Date: 5/6/1976

Source: GROUND WATER

BENEFICIAL USE
 IRRIGATION

From
 4/01

To
 to 11/01

Diversion Rate
 1.880 cfs
 1.880 cfs

Diversion Volume
 376.0 af
 376.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWSENE Sec 10 Twp 04S Rge 32E BINGHAM 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	
04S	32E	10		28.0	29.0	25.0	22.0													104.0

Right Acre Limit: 94.0
 POU Total Acres: 104.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 94 acres within the authorized place of use in a single irrigation season.
2. Rights 35-7609 and 35-10322 when combined shall not exceed a total diversion rate of 1.88 cfs, a total annual maximum diversion volume of 416 af at the field headgate, and the irrigation of 104 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. 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. 120.

WATER RIGHT NO. 35-7609
As Modified by Transfer No. 79930

CONDITIONS OF APPROVAL

5. Prior to the diversion and use of water under Transfer approval 79930, 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.
6. 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.
7. The following rights are diverted through point(s) of diversion described above: 35-7609 and 35-10322.
8. Right No. 35-10322 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
9. Use of this right is combined with water from Aberdeen Springfield Canal Co.
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. 35-10322**As Modified by Transfer No. 79930**

In accordance with the approval of Transfer No. 79930, Water Right No. 35-10322 is now described as follows:

Right Holder: THOMPSON BROTHERS LLC
493 SOUTH 1200 WEST
PINGREE, ID 83262

Priority Date: 4/1/1980

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From
4/01

To
to 10/31

Diversion Rate
0.180 cfs
0.180 cfs

Diversion Volume
40.0 af
40.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWSENE Sec 10 Twp 04S Rge 32E BINGHAM 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	
04S	32E	10		28.0	29.0	25.0	22.0													104.0

POU Total Acres: 104.0

CONDITIONS OF APPROVAL

1. Rights 35-7609 and 35-10322 when combined shall not exceed a total diversion rate of 1.88 cfs, a total annual maximum diversion volume of 416 af at the field headgate, and the irrigation of 104 acres.
2. 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.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
4. Prior to the diversion and use of water under Transfer approval 79930, 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.

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WATER RIGHT NO. 35-10322
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CONDITIONS OF APPROVAL

5. 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.
6. This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
7. This right is based upon an enlargement of Right No. 35-7609 pursuant to Section 42-1426, Idaho Code.
8. This right is for an enlargement of 10 acres within the place of use described for this right.
9. The following rights are diverted through point(s) of diversion described above: 35-7609 and 35-10322.
10. Use of this right is combined with water from Aberdeen Springfield Canal Co.
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.

Transfer Approval 79930

This map depicts the IRRIGATION place of use boundary at the time of this transfer approval and is attached to the approval document solely for illustrative purposes.



Legend

- Water Right POD
- Water Right POU
- Township/Range
- Sections

0 195 390 780 Feet

1 inch = 425 feet

