

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 80949**

This is to certify that: **BLAINE E MILLER AND
CAROLANNE MILLER
366 S 1700 E
JEROME, ID 83338
AND
IDAHO WATER CO LLC
1135 VALLEY RD S
EDEN, ID 83325**

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>
36-15052	WR/DECREED	10/31/1954	0.110 cfs	N/A	N/A	N/A	GROUND WATER
36-16878	WR/DECREED	10/31/1986	0.020 cfs	4.2 af	1.1	4.0	GROUND WATER
36-16879	WR/DECREED	1/27/1976	0.060 cfs	11.8 af	2.9	4.0	GROUND WATER
36-2409D	WR/DECREED	12/2/1959	0.040 cfs	8.4 af	N/A	N/A	GROUND WATER
36-2440B	WR/DECREED	6/1/1960	0.060 cfs	12.6 af	N/A	N/A	GROUND WATER
36-2543B	WR/DECREED	6/18/1962	0.040 cfs	8.4 af	N/A	N/A	GROUND WATER
36-2637C	WR/DECREED	1/27/1966	0.060 cfs	8.4 af	N/A	N/A	GROUND WATER
36-7096B	WR/DECREED	12/1/1969	0.030 cfs	4.2 af	N/A	N/A	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
36-15052	NO	NO	NO	YES	NO	NO
36-16878	NO	YES	YES	NO	YES	YES
36-16879	NO	YES	YES	NO	YES	YES
36-2409D	NO	NO	YES	YES	NO	NO
36-2440B	NO	NO	YES	YES	NO	NO
36-2543B	NO	NO	YES	YES	NO	NO
36-2637C	NO	NO	YES	YES	NO	NO
36-7096B	NO	NO	YES	YES	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
36-15052	36-15052	0.110 cfs	14.6 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
36-16878	36-16878	0.020 cfs	3.4 af	N/A	4.0	N/A	N/A	N/A	N/A	N/A
36-16879	36-16879	0.060 cfs	9.0 af	N/A	4.0	N/A	N/A	N/A	N/A	N/A
36-2409D	36-2409D	0.040 cfs	8.4 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A

Transfer No. 80949

SUPPORT DATA

IN FILE # 36-2409D

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 80949

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>
36-2440B	36-2440B	0.060 cfs	12.6 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
36-2543B	36-2543B	0.040 cfs	8.4 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
36-2637C	36-2637C	0.060 cfs	8.4 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
36-7096B	36-7096B	0.030 cfs	4.2 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.400 cfs	69.0 af	N/A	N/A		N/A	N/A	N/A	N/A

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 9th day of August, 2016.



Southern Region Manager

WATER RIGHT NO. 36-2409D
As Modified by Transfer No. 80949

In accordance with the approval of Transfer No. 80949, Water Right No. 36-2409D is now described as follows:

Right Holder: BLAINE E MILLER
 366 S 1700 E
 JEROME, ID 83338

Priority Date: 12/2/1959

Source: GROUND WATER

BENEFICIAL USE

COMMERCIAL
 STOCKWATER

From

1/01
 1/01

To

to 12/31
 to 12/31

Diversion Rate

0.040 cfs
 0.040 cfs
 0.040 cfs

Diversion Volume

0.4 af
 8.0 af
 8.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER
 GROUND WATER

SWNW
 SWNW

Sec 35 Twp 08S Rge 19E JEROME County
 Sec 35 Twp 08S Rge 19E JEROME County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	19E	35							X										

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	19E	35							X										

CONDITIONS OF APPROVAL

1. Rights 36-2409D, 36-2440B, 36-2543B, 36-2637C, 36-7096B, 36-15052, 36-16878 and 36-16879 when combined shall not exceed a total diversion rate of 0.4 cfs, a total annual maximum diversion volume of 69.0 af.
2. Rights 36-2409D, 36-2440B, 36-2543B, 36-2637C and 36-7096B when combined shall not exceed a total diversion rate of 0.23 cfs, a total annual maximum diversion volume of 42.0 af.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No.130.

Transfer No. 80949

WATER RIGHT NO. 36-2409D
As Modified by Transfer No. 80949

CONDITIONS OF APPROVAL

4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to the diversion and use of water under Transfer approval 80949, 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. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
8. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality monitoring and/or permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
9. Commercial use is for a dairy.
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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 36-2440B
As Modified by Transfer No. 80949

In accordance with the approval of Transfer No. 80949, Water Right No. 36-2440B is now described as follows:

Right Holder: BLAINE E MILLER
 366 S 1700 E
 JEROME, ID 83338

Priority Date: 6/1/1960

Source: GROUND WATER

BENEFICIAL USE

COMMERCIAL
 STOCKWATER

From	To
1/01	to 12/31
1/01	to 12/31

Diversion Rate

0.060 cfs
 0.060 cfs
 0.060 cfs

Diversion Volume

0.6 af
 12.0 af
 12.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWNW	Sec 35 Twp 08S Rge 19E JEROME County
GROUND WATER	SWNW	Sec 35 Twp 08S Rge 19E JEROME County

PLACE OF USE: COMMERCIAL

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	19E	35							X										

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	19E	35							X										

CONDITIONS OF APPROVAL

1. Rights 36-2409D, 36-2440B, 36-2543B, 36-2637C, 36-7096B, 36-15052, 36-16878 and 36-16879 when combined shall not exceed a total diversion rate of 0.4 cfs, a total annual maximum diversion volume of 69.0 af.
2. Rights 36-2409D, 36-2440B, 36-2543B, 36-2637C and 36-7096B when combined shall not exceed a total diversion rate of 0.23 cfs, a total annual maximum diversion volume of 42.0 af.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No.130.

Transfer No. 80949

WATER RIGHT NO. 36-2440B
As Modified by Transfer No. 80949

CONDITIONS OF APPROVAL

4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to the diversion and use of water under Transfer approval 80949, 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. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
8. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality monitoring and/or permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
9. Commercial use is for a dairy.
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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 36-2543B**As Modified by Transfer No. 80949**

In accordance with the approval of Transfer No. 80949, Water Right No. 36-2543B is now described as follows:

Right Holder: BLAINE E MILLER
366 S 1700 E
JEROME, ID 83338

Priority Date: 6/18/1962

Source: GROUND WATER

BENEFICIAL USE

COMMERCIAL
STOCKWATER

From

1/01
1/01

To

to 12/31
to 12/31

Diversion Rate

0.040 cfs
0.040 cfs
0.040 cfs

Diversion Volume

0.4 af
8.0 af
8.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER
GROUND WATER

SWNW
SWNW

Sec 35 Twp 08S Rge 19E JEROME County
Sec 35 Twp 08S Rge 19E JEROME County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	19E	35							X										

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	19E	35							X										

CONDITIONS OF APPROVAL

1. Rights 36-2409D, 36-2440B, 36-2543B, 36-2637C, 36-7096B, 36-15052, 36-16878 and 36-16879 when combined shall not exceed a total diversion rate of 0.4 cfs, a total annual maximum diversion volume of 69.0 af.
2. Rights 36-2409D, 36-2440B, 36-2543B, 36-2637C and 36-7096B when combined shall not exceed a total diversion rate of 0.23 cfs, a total annual maximum diversion volume of 42.0 af.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No.130.

Transfer No. 80949

WATER RIGHT NO. 36-2543B
As Modified by Transfer No. 80949

CONDITIONS OF APPROVAL

4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to the diversion and use of water under Transfer approval 80949, 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. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
8. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality monitoring and/or permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
9. Commercial use is for a dairy.
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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 36-2637C
As Modified by Transfer No. 80949

In accordance with the approval of Transfer No. 80949, Water Right No. 36-2637C is now described as follows:

Right Holder: BLAINE E MILLER
 366 S 1700 E
 JEROME, ID 83338

Priority Date: 1/27/1966

Source: GROUND WATER

BENEFICIAL USE

COMMERCIAL
 STOCKWATER

From

1/01
 1/01

To

to 12/31
 to 12/31

Diversion Rate

0.060 cfs
 0.060 cfs
 0.060 cfs

Diversion Volume

0.4 af
 8.0 af
 8.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER
 GROUND WATER

SWNW
 SWNW

Sec 35 Twp 08S Rge 19E JEROME County
 Sec 35 Twp 08S Rge 19E JEROME County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	19E	35							X										

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	19E	35							X										

CONDITIONS OF APPROVAL

1. Rights 36-2409D, 36-2440B, 36-2543B, 36-2637C, 36-7096B, 36-15052, 36-16878 and 36-16879 when combined shall not exceed a total diversion rate of 0.4 cfs, a total annual maximum diversion volume of 69.0 af.
2. Rights 36-2409D, 36-2440B, 36-2543B, 36-2637C and 36-7096B when combined shall not exceed a total diversion rate of 0.23 cfs, a total annual maximum diversion volume of 42.0 af.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No.130.

Transfer No. 80949

WATER RIGHT NO. 36-2637C
As Modified by Transfer No. 80949

CONDITIONS OF APPROVAL

4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to the diversion and use of water under Transfer approval 80949, 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. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
8. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality monitoring and/or permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
9. Commercial use is for a dairy.
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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 36-7096B
As Modified by Transfer No. 80949

In accordance with the approval of Transfer No. 80949, Water Right No. 36-7096B is now described as follows:

Right Holder: BLAINE E MILLER
 366 S 1700 E
 JEROME, ID 83338

Priority Date: 12/1/1969

Source: GROUND WATER

BENEFICIAL USE

COMMERCIAL
 STOCKWATER

From

1/01
 1/01

to 12/31
 to 12/31

Diversion Rate

0.030 cfs
 0.030 cfs
 0.030 cfs

Diversion Volume

0.2 af
 4.0 af
 4.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER
 GROUND WATER

SWNW
 SWNW

Sec 35 Twp 08S Rge 19E JEROME County
 Sec 35 Twp 08S Rge 19E JEROME County

PLACE OF USE: COMMERCIAL

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	19E	35							X										

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	19E	35							X										

CONDITIONS OF APPROVAL

1. Rights 36-2409D, 36-2440B, 36-2543B, 36-2637C, 36-7096B, 36-15052, 36-16878 and 36-16879 when combined shall not exceed a total diversion rate of 0.4 cfs, a total annual maximum diversion volume of 69.0 af.
2. Rights 36-2409D, 36-2440B, 36-2543B, 36-2637C and 36-7096B when combined shall not exceed a total diversion rate of 0.23 cfs, a total annual maximum diversion volume of 42.0 af.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No.130.

Transfer No. 80949

WATER RIGHT NO. 36-7096B
As Modified by Transfer No. 80949

CONDITIONS OF APPROVAL

4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to the diversion and use of water under Transfer approval 80949, 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. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
8. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality monitoring and/or permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
9. Commercial use is for a dairy.
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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 36-15052
As Modified by Transfer No. 80949

In accordance with the approval of Transfer No. 80949, Water Right No. 36-15052 is now described as follows:

Right Holder: BLAINE E MILLER AND
CAROLANNE MILLER
366 S 1700 E
JEROME, ID 83338

Priority Date: 10/31/1954

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
DOMESTIC	1/01	to 12/31	0.040 cfs	1.2 af
STOCKWATER	1/01	to 12/31	0.070 cfs	13.4 af
			0.110 cfs	14.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWNW	Sec 35 Twp 08S Rge 19E JEROME County
GROUND WATER	SWNW	Sec 35 Twp 08S Rge 19E JEROME County

PLACE OF USE: DOMESTIC

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	19E	35							X										

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	19E	35							X										

CONDITIONS OF APPROVAL

1. Rights 36-2409D, 36-2440B, 36-2543B, 36-2637C, 36-7096B, 36-15052, 36-16878 and 36-16879 when combined shall not exceed a total diversion rate of 0.4 cfs, a total annual maximum diversion volume of 69.0 af.
2. 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.
3. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

Transfer No. 80949

WATER RIGHT NO. 36-15052
As Modified by Transfer No. 80949

CONDITIONS OF APPROVAL

4. Prior to the diversion and use of water under Transfer approval 80949, 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.
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. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
7. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality monitoring and/or permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
8. Commercial use is for a dairy.
9. The quantity of water under this right shall not exceed 13,000 gallons per day.
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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 36-16878**As Modified by Transfer No. 80949**

In accordance with the approval of Transfer No. 80949, Water Right No. 36-16878 is now described as follows:

Right Holder: IDAHO WATER CO LLC
1135 VALLEY RD S
EDEN, ID 83325

Priority Date: 10/31/1986

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
COMMERCIAL	01/01	to 12/31	0.020 cfs	3.4 af
STOCKWATER	01/01	to 12/31	0.020 cfs	3.4 af
			0.020 cfs	3.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWNW	Sec 35 Twp 08S Rge 19E	JEROME County
GROUND WATER	SWNW	Sec 35 Twp 08S Rge 19E	JEROME County

PLACE OF USE: COMMERCIAL

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	19E	35							X										

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	19E	35							X										

CONDITIONS OF APPROVAL

1. Rights 36-2409D, 36-2440B, 36-2543B, 36-2637C, 36-7096B, 36-15052, 36-16878 and 36-16879 when combined shall not exceed a total diversion rate of 0.4 cfs, a total annual maximum diversion volume of 69.0 af.
2. Rights 36-16878 and 36-16879 when combined shall not exceed a total diversion rate of 0.06 cfs, a total annual maximum diversion volume of 12.4 af.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No.130.

Transfer No. 80949

WATER RIGHT NO. 36-16878
As Modified by Transfer No. 80949

CONDITIONS OF APPROVAL

4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to the diversion and use of water under Transfer approval 80949, 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. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
8. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality monitoring and/or permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
9. Commercial use is for a dairy.
10. This right is based upon an enlargement of Right No. 36-16879 pursuant to Section 42-1426, Idaho Code..
11. 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.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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. 36-16879
As Modified by Transfer No. 80949

In accordance with the approval of Transfer No. 80949, Water Right No. 36-16879 is now described as follows:

Right Holder: IDAHO WATER CO LLC
 1135 VALLEY RD S
 EDEN, ID 83325

Priority Date: 1/27/1976

Source: GROUND WATER

BENEFICIAL USE

COMMERCIAL
 STOCKWATER

From

01/01
 01/01

To

to 12/31
 to 12/31

Diversion Rate

0.060 cfs
 0.060 cfs
 0.060 cfs

Diversion Volume

9.0 af
 9.0 af
 9.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER
 GROUND WATER

SWNW
 SWNW

Sec 35 Twp 08S Rge 19E JEROME County
 Sec 35 Twp 08S Rge 19E JEROME County

PLACE OF USE: COMMERCIAL

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	19E	35							X										

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	19E	35							X										

CONDITIONS OF APPROVAL

1. Rights 36-2409D, 36-2440B, 36-2543B, 36-2637C, 36-7096B, 36-15052, 36-16878 and 36-16879 when combined shall not exceed a total diversion rate of 0.4 cfs, a total annual maximum diversion volume of 69.0 af.
2. Rights 36-16878 and 36-16879 when combined shall not exceed a total diversion rate of 0.06 cfs, a total annual maximum diversion volume of 12.4 af.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No.130.

Transfer No. 80949

WATER RIGHT NO. 36-16879

As Modified by Transfer No. 80949

CONDITIONS OF APPROVAL

4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to the diversion and use of water under Transfer approval 80949, 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. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
8. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality monitoring and/or permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
9. Commercial use is for a dairy.
10. Right No.36-16878 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

State of Idaho
Department of Water Resources
Attachment to Transfer # 80949
36-15052

This map depicts the DOMESTIC 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.

19E



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

0 0.035 0.07 0.14 Miles



State of Idaho
Department of Water Resources

Attachment to Transfer # 80949

Rights 36-2409D, 36-2440B, 36-2543B, 36-2637C, 36-7096B, 36-16878 and 36-16879

This map depicts the STOCKWATER & COMMERCIAL place of use boundary for these water rights and the STOCKWATER place of use boundary for water right 36-15052 at the time of this approval and is attached to the approval document solely for illustrative purposes.

19E



0 0.0375 0.075 0.15 Miles

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

