

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 78277, 78278 & 78279

This is to certify that: TLK PROPERTIES LLLP
650 N 2ND EAST ST
MOUNTAIN HOME, ID 83647

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>
61-11974	WR/DECREED	6/17/1966	4.240 cfs	890.0 af	212.0	373.0	GROUND WATER
61-12186	WR/DECREED	8/30/1971	4.210 cfs	842.9 af	210.7	540.0	GROUND WATER
61-12204	WR/LICENSE	10/29/1993	1.720 cfs	632.2 af	158.0	540.0	GROUND WATER
61-12206	WR/DECREED	6/4/1976	0.400 cfs	105.4 af	26.3	540.0	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>
61-11974	NO	YES	YES	NO	NO	NO
61-12186	YES	YES	YES	NO	NO	NO
61-12204	NO	YES	YES	NO	NO	NO
61-12206	NO	YES	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>
61-11974	61-11974	4.240 cfs	890.0 af	212.0	465.0	N/A	N/A	N/A	N/A	N/A
61-12186	61-12277	2.120 cfs	152.4 af	27.7	373.0	61-12186	2.090 cfs	690.5 af	183.0	465.0
61-12204	61-12204	1.720 cfs	632.2 af	158.0	373.0	N/A	N/A	N/A	N/A	N/A
61-12206	61-12206	0.400 cfs	105.4 af	26.3	373.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		8.540 cfs	2356.1 af	578.5	838.0		2.09 cfs	690.5 af	183.0	465.0

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 7th day of June, 2016.

SUPPORT DATA

IN FILE #

61-11974


for Chief, Water Allocation Bureau

Transfer No. 78277, 78278 & 78279

WATER RIGHT NO. 61-12186**As Modified by Transfer No. 78279**

In accordance with the approval of Transfer No. 78279, Water Right No. 61-12186 is now described as follows:

Right Holder: TLK PROPERTIES LLLP
650 N 2ND EAST ST
MOUNTAIN HOME, ID 83647

Priority Date: 8/30/1971

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 10/31	2.090 cfs	690.5 af
			2.090 cfs	690.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNE	Sec 28 Twp 04S Rge 06E	ELMORE County
GROUND WATER	SWNW	Sec 35 Twp 04S Rge 06E	ELMORE 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	06E	35					40.0	32.0	38.0	39.0	39.0	40.0	39.0	39.0					306.0
05S	06E	2					30.0	30.0	11.0	11.0	38.0	39.0							159.0
							L3	L4											

Right Acre Limit: 183.0

POU Total Acres: 465.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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 8/26/2014.

Transfer No. 78279

WATER RIGHT NO. 61-12186
As Modified by Transfer No. 78279

CONDITIONS OF APPROVAL

4. Rights 61-11974 and 61-12186 are limited to the irrigation of a specific 366.5 acres within the 465.0 acre place of use authorized by this right in a single irrigation season. The specific 366.5 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 366.5 acres to be irrigated within the 465.0 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. This right is limited to the irrigation of 183.0 acres within the authorized place of use in a single irrigation season.
6. Rights 61-11974 and 61-12186 when combined shall not exceed a total diversion rate of 4.30 cfs, a total annual maximum diversion volume of 1,466.1 af at the field headgate, and the irrigation of 366.5 acres.
7. 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.
8. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
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 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 10/26/2000.
10. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
11. The following rights are diverted through point(s) of diversion described above: 61-11974 and 61-12186.

WATER RIGHT NO. 61-12277**As Modified by Transfer No. 78279**

In accordance with the approval of Transfer No. 78279, Water Right No. 61-12277 is now described as follows:

Right Holder: TLK PROPERTIES LLLP
650 N 2ND EAST ST
MOUNTAIN HOME, ID 83647

Priority Date: 8/30/1971

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

2.120 cfs

2.120 cfs

Diversion Volume

152.4 af

152.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

SWSW

Sec 11 Twp 04S Rge 05E ELMORE 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	
04S	05E	10	20.0			40.0									39.0			39.0	138.0
04S	05E	11						25.0	39.0			38.0	39.0						141.0
04S	05E	14						39.0	39.0			18.0							94.0

Right Acre Limit: 27.7

POU Total Acres: 373.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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 8/26/2014.

WATER RIGHT NO. 61-12277
As Modified by Transfer No. 78279

CONDITIONS OF APPROVAL

4. Rights 61-12204, 61-12206 and 61-12277 are limited to the irrigation of a specific 212.0 acres within the 373.0 acre place of use authorized by this right in a single irrigation season. The specific 212.0 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 212.0 acres to be irrigated within the 373.0 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. This right is limited to the irrigation of 27.7 acres within the authorized place of use in a single irrigation season.
6. 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.
7. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
8. 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 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 10/26/2000.
9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
10. The following rights are diverted through point(s) of diversion described above: 61-12204, 61-12206, and 61-12277.

WATER RIGHT NO. 61-11974**As Modified by Transfer No. 78277**

In accordance with the approval of Transfer No. 78277, Water Right No. 61-11974 is now described as follows:

Right Holder: TLK PROPERTIES LLLP
650 N 2ND EAST ST
MOUNTAIN HOME, ID 83647

Priority Date: 6/17/1966

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	4.240 cfs	890.0 af
			4.240 cfs	890.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNE	Sec 26 Twp 04S Rge 06E	ELMORE County
GROUND WATER	SWNW	Sec 35 Twp 04S Rge 06E	ELMORE 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	06E	35					40.0	32.0	38.0	39.0	39.0	40.0	39.0	39.0					308.0
05S	06E	2					30.0	30.0	11.0	11.0	38.0	38.0							159.0
							L3	L4											

Right Acre Limit: 212.0

POU Total Acres: 465.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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 8/26/2014.

WATER RIGHT NO. 61-11974
As Modified by Transfer No. 78277

CONDITIONS OF APPROVAL

4. Rights 61-11974 and 61-12186 are limited to the irrigation of a specific 366.5 acres within the 465.0 acre place of use authorized by this right in a single irrigation season. The specific 366.5 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 366.5 acres to be irrigated within the 465.0 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. This right is limited to the irrigation of 212 acres within the place of use described above in a single irrigation season.
6. Rights 61-11974 and 61-12186 when combined shall not exceed a total diversion rate of 4.30 cfs, a total annual maximum diversion volume of 1,466.1 af at the field headgate, and the irrigation of 366.5 acres.
7. 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.
8. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
10. The following rights are diverted through point(s) of diversion described above: 61-11974 and 61-12186.

WATER RIGHT NO. 61-12204**As Modified by Transfer No. 78278**

In accordance with the approval of Transfer No. 78278, Water Right No. 61-12204 is now described as follows:

Right Holder: TLK PROPERTIES LLLP
650 N 2ND EAST ST
MOUNTAIN HOME, ID 83647

Priority Date: 10/29/1993

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 10/31	1.720 cfs	632.2 af
			1.720 cfs	632.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWSW Sec 11 Twp 04S Rge 05E ELMORE 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	05E	10	20.0			40.0									39.0			39.0	138.0
04S	05E	11						25.0	39.0			38.0	39.0						141.0
04S	05E	14						39.0	39.0			18.0							94.0

Right Acre Limit: 158.0

POU Total Acres: 373.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Rights 61-12204, 61-12206 and 61-12277 are limited to the irrigation of a specific 212.0 acres within the 373.0 acre place of use authorized by this right in a single irrigation season. The specific 212.0 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 212.0 acres to be irrigated within the 373.0 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.
4. This right is limited to the irrigation of 158.0 acres within the authorized place of use in a single irrigation season.

Transfer No. 78278

WATER RIGHT NO. 61-12204
As Modified by Transfer No. 78278

CONDITIONS OF APPROVAL

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. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
7. 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 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
8. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. The following rights are diverted through point(s) of diversion described above: 61-12204, 61-12206, and 61-12277.

WATER RIGHT NO. 61-12206
As Modified by Transfer No. 78278

In accordance with the approval of Transfer No. 78278, Water Right No. 61-12206 is now described as follows:

Right Holder: TLK PROPERTIES LLLP
 650 N 2ND EAST ST
 MOUNTAIN HOME, ID 83647

Priority Date: 6/4/1976

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 10/31	0.400 cfs	105.4 af
			0.400 cfs	105.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWSW Sec 11 Twp 04S Rge 05E ELMORE 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	05E	10	20.0			40.0									39.0			39.0	138.0
04S	05E	11						25.0	39.0				38.0	39.0					141.0
04S	05E	14						39.0	39.0				16.0						94.0

Right Acre Limit: 26.3
 POU Total Acres: 373.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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 8/26/2014.

WATER RIGHT NO. 61-12206
As Modified by Transfer No. 78278

CONDITIONS OF APPROVAL

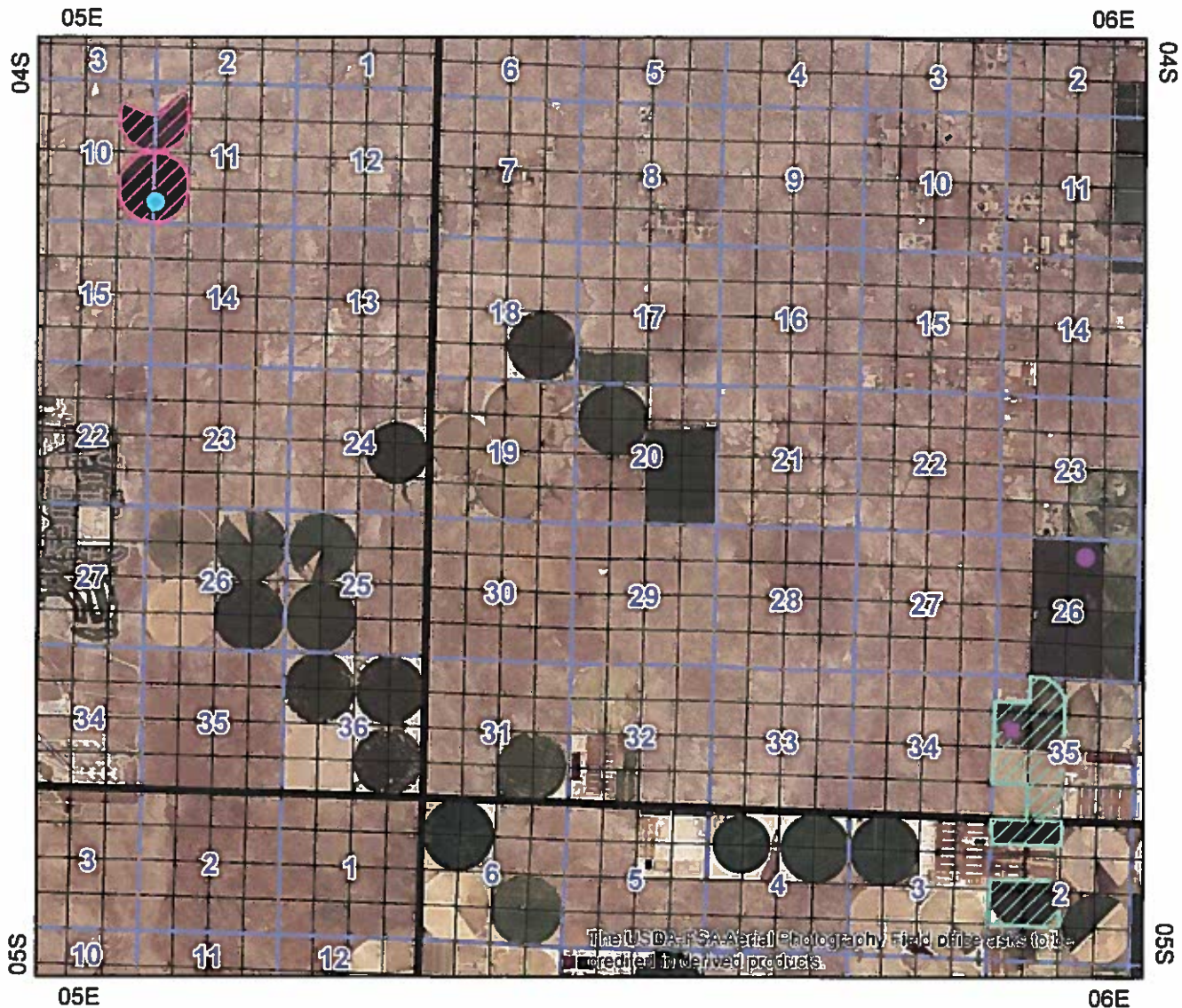
4. Rights 61-12204, 61-12206 and 61-12277 are limited to the irrigation of a specific 212.0 acres within the 373.0 acre place of use authorized by this right in a single irrigation season. The specific 212.0 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the Department. Before changing the 212.0 acres to be irrigated within the 373.0 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. This right is limited to the irrigation of 26.3 acres within the authorized place of use in a single irrigation season.
6. 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.
7. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
8. 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 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 10/26/2000.
9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
10. The following rights are diverted through point(s) of diversion described above: 61-12204, 61-12206, and 61-12277.

State of Idaho
Department of Water Resources

Attachment to Application for Transfer

78277, 78278 and 78279

This map depicts the IRRIGATION place of use for the water right(s) at the time of this approval and is attached to the approval document solely for illustrative purposes.



- 61-11974 & 61-12186 POD
- ▨ 61-11974 & 61-12186 Irrigated POU
- 61-12204, 61-12206 & 61-12277 POD
- ▨ 61-12204, 61-12206 & 61-12277 Irrigated POU
- Townships
- PLS Sections
- Quarter Quarters

0 0.75 1.5 3 Miles



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 78279

RECEIVED

DEC 07 2015

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

AMENDED

WATER RESOURCES
WESTERN REGION

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at www.idwr.idaho.gov.

Name of Applicant(s) TLK PROPERTIES LLLP

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.

Yes N/A * Means the item is always required and must be included with the application.

- ☒ * Completed Application for Transfer of Water Right form, Part 1.
- ☒ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☒ * Application for Transfer Part 2A. Attach a [Part 2A](#) report describing each water right in the transfer as currently recorded.
- ☒ ☐ Complete and attach an Application for Transfer [Part 2B](#) for each water right for which only a portion is proposed to be changed through this transfer application.
- ☒ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☒ * Correct fee submitted with transfer application form. ([Fee schedule](#) is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-9.

- ☒ ☐ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☒ ☐ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
- ☐ ☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). **
** Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☒ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☒ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm.
- ☒ ☐ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☐ ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use.
- ☐ ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see [fee schedule](#).
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☐ #9 Other. Please describe: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) TLK PROPERTIES LLLP Phone 208-587-9855
Mailing address 650 N 2ND EAST, MOUNTAIN HOME, ID 83647 Email lindaketterling@gmail.com

- ☒ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☒ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

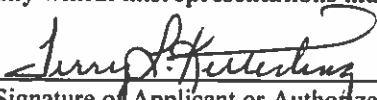
Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative THOMAS H CARSON Phone 208-468-3500
Mailing address 650 N 2ND EAST, MOUNTAIN HOME, ID 83647 Email thomas.h.carson@gmail.com

- ☐ Send all correspondence for this application to the representative and not to the applicant.
OR
- ☒ Send original correspondence to the applicant and copies to the representative.
- ☒ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.


Signature of Applicant or Authorized Representative

Terry L. Ketterling, Manager
Print Name and Title if applicable

12/3/15
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

- ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
- Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**.

THIS REPLACES IDWR TRANSFER # 78279.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☐ ☒	61-12186	2.12 / 152.4	IRRIGATION	04/01 to 10/31	GROUND WATER
☐ ☒	61-12186	2.09 / 690.5	IRRIGATION	04/01 to 10/31	GROUND WATER
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 4.21 cfs and/or 842.9 acre-feet.

2. Total amount of water proposed to be transferred or changed 2.12 cubic feet per second and/or 152.4 acre-feet per annum.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA.
 Label it Attachment #5.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
NO			SW	SW	11	04S	05E	ELMORE	GROUND WATER	
NO			SW	NW	35	04S	06E	ELMORE	GROUND WATER	
NO			NW	NE	26	04S	06E	ELMORE	GROUNDWATER	

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S	05E	10	20.0			40.0									39.0			39.0	138.0
		11						25.0	39.0			38.0	39.0						141.0
		14						39.0	39.0			16.0							94.0
04S	06E	35					40.0	32.0	38.0	39.0	39.0	40.0	39.0	39.0					306.0
05S	06E	02					30.0	30.0	11.0	11.0	38.0	39.0							159.0
							L3	L4											
Total Acres (for irrigation use)																			838.0*

61-12186 authorizes 210.7 acres within the PPU described above. 27.7 acres within Group A. 183.0 acres within Group B.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

COULD BE ADDED AT POD

- b. Who owns the property at the point(s) of diversion? APPLICANT

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? If yes, ☒ Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: NWFCS

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
NONE - TRANSFER 78277 REPLACES IRRIGATION USE BEING TRANSFERRED.

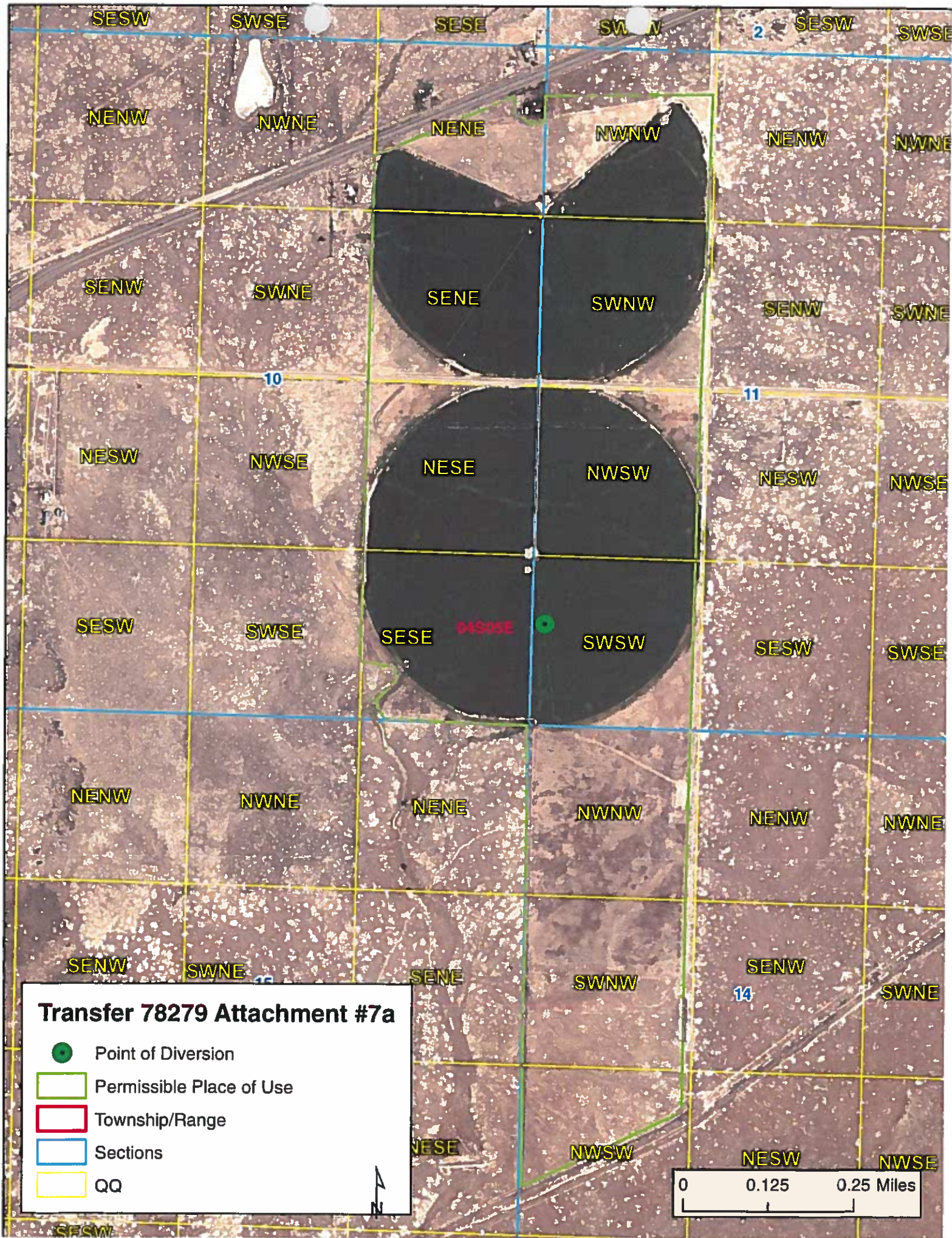
- e. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:

- f. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently leased to the Water Supply Bank,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right, or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe:



Transfer 78279 Attachment #7a

-  Point of Diversion
-  Permissible Place of Use
-  Township/Range
-  Sections
-  QQ

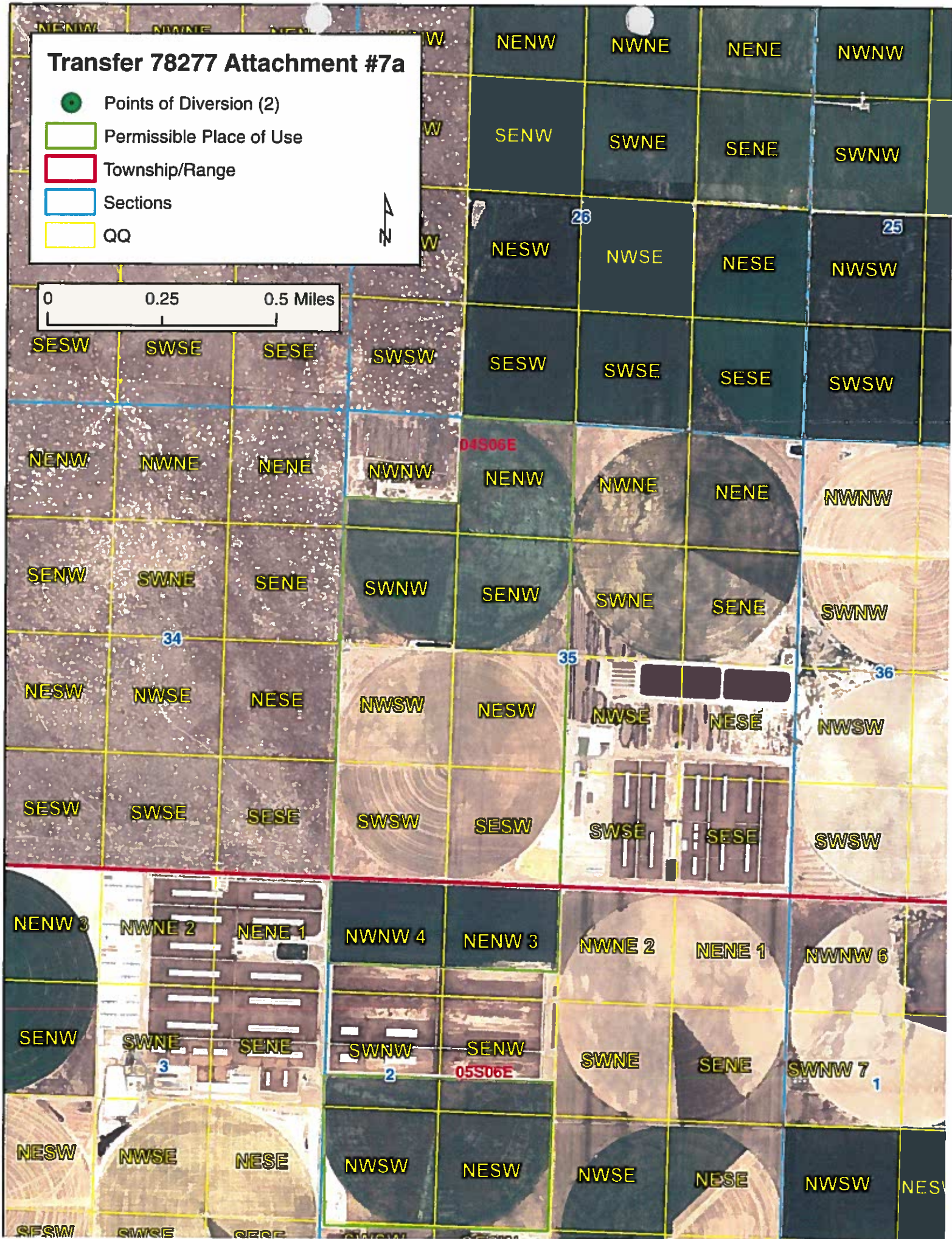
0 0.125 0.25 Miles

Transfer 78277 Attachment #7a

- Points of Diversion (2)
- Permissible Place of Use
- Township/Range
- Sections
- QQ



0 0.25 0.5 Miles



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AUG 29 2014

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

AMENDED

*SUPERCEDED BY
AMENDED APP 12/7/Name of Applicant(s) TLK Properties, LLPPhone 208-587-9855Mailing address 6501 N 2nd East, Meridian, ID 83447Email linda.ketterling@tlk.com

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it Attachment #1.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it Attachment #2a.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it Attachment #2b.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it Attachment #3.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No RepresentativeName of Representative Thomas H. CarsonPhone 208-462-3200Mailing address 6501 N 2nd East, Meridian, ID 83447Email thomas.h.carson@idwr.idaho.gov

- ☐ Send all correspondence for this application to the representative and not to the applicant.
OR
- ☒ Send original correspondence to the applicant and copies to the representative.
- ☒ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it Attachment #4.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Signature of Applicant or Authorized Representative

Terry H. Ketterling Manager
Print Name and Title if applicableAug 28, 2014
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other See App. 75 1000
2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it Part 1A.2.

This replaces IDWR Transfer # 78279

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
A) ☐ ☒	61-12186	2.09/1490.50	IRRIGATION	4-1 to 10-31	Groundwater
3) ☐ ☒	61-12186	2.12/152.40	IRRIGATION	4-1 to 10-31	Groundwater
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 4.21 cfs and/or 242.90 acre-feet.

2. Total amount of water proposed to be transferred or changed 2.12 cubic feet per second and/or 152.40 acre-feet per annum.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA.
 Label it Attachment #5.

New RD?	Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Source	Local name or tag #
B) Yes		SW	SW	11	45	SE	Elmore	Groundwater		
A) No		SW	NW	35	45	6E	Elmore	Groundwater		
		NW	NE	26	45	6E	Elmore	Groundwater		

4. Place of use: (If irrigation, identify with number of acres irrigated per 1/4 1/4 tract.)

- ☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
45	5E	10	20			40									39			39	138
		11						25	39				38	39					141
		14						39	39				16						94
55	6E	2						29	29	9	9	38	39						153
45	6E	35						38	10	38	40	40	40	40	40				246

61-12186 Ltd to 4.3 cfs, 1465 AFA, 365 SW acres when Total Acres (for irrigation use) 526

combined with 61-12204 & 61-12206

(B) Ltd to 212 acres

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

Could be added at POD

- b. Who owns the property at the point(s) of diversion? TLK Properties LLC
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
If yes, ☒ Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it Attachment #6. List the name of the entity and type of lien: NWFCS

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:

Negligible

- e. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:

- f. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently leased to the Water Supply Bank,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right, or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe:

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- ☐ Attach a map of the diversion, measurement, control, and distribution system. Label it Attachment #7a.
- ☐ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it Attachment #7b. If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

B. CHANGES IN NATURE OF USE (Water Balance)

- ☐ If you propose to change the nature of use or period of use of all or part of the rights(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above:

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments.

Received by _____ Date _____ Preliminary check by _____ Date _____

Fee paid _____ Date _____ Received by _____ Receipt # _____

Add'l fee paid _____ Date _____ Receipted by _____ Receipt # _____

Page _____ of _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 61-12186

Current Owner: TLK PROPERTIES LLLP

Priority Date: 8/30/1971

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

Beneficial Use

From To

Diversion Rate

Annual Volume

IRRIGATION

04/01 to 10/31

4.21 CFS

842.9 AF

Total Diversion

4.21 CFS

842.9 AF

Location of Point(s) of Diversion

GROUND WATER

SE1/4SW1/4NW1/4

Sec. 35, Twp 04S, Rge 06E B.M.

ELMORE County

GROUND WATER

NW1/4NW1/4NE1/4

Sec. 26, Twp 04S, Rge 06E B.M.

ELMORE County

Place of Use

IRRIGATION Within ELMORE County

T04S R06E S35		NENW	40.00	T04S R06E S35		NWNW	32.00
T04S R06E S35		SWNW	38.00	T04S R06E S35		SENW	39.00
T04S R06E S35		NESW	39.00	T04S R06E S35		NWSW	40.00
T04S R06E S35		SWSW	39.00	T04S R06E S35		SESW	39.00
T05S R06E S2	Lot 3	NENW	39.00	T05S R06E S2	Lot 4	NWNW	39.00
T05S R06E S2		SWNW	40.00	T05S R06E S2		SENW	39.00
T05S R06E S2		NESW	38.00	T05S R06E S2		NWSW	39.00

Total Acres: 540

Page _____ of _____

Conditions of Approval:

1. C15 THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 61: WATER RIGHT NO. SOURCE NONE NONE THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO. SOURCE NONE NONE ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.
2. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
3. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.3 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1465 AF. COMBINED RIGHT NOS.: 61-12204 AND 61-12206
4. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 366.52 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-12204 AND 61-12206. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 210.7 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
5. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

Decreed Date: 10/26/2000

61-11974

212.65 ± 155 400 ± Partial

1007

1007

1007

61-12186

61-12204

61-12206

4S-5E

4S-6E

5S-5E

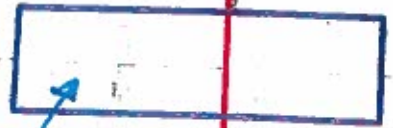
5S-6E

AFTER TRANSFER

61-11974



61-12186
61-12204
61-12206



4S-6E

5S-6E

4S-5E

5S-5E

Robertson

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 78279
75367APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant TERRY L. AND LINDA K KETTERLING Phone 208-587-9855Post Office address 475 E. 16TH N., MOUNTAIN HOME, IDAHO 83647

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes REMOVE WATER FROM LOCATION OF NEW DAIRY TO BE BUILT

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>61-12186A</u>	<u>8/30/1971</u>	<u>1.81/361.0</u>	<u>Irrigation</u>	<u>4/1 to 10/31</u>
<u>61-12204A</u>	<u>10/29/1993</u>	<u>0.74/270.8</u>	<u>Irrigation</u>	<u>4/1 to 10/31</u>
<u>61-12206A</u>	<u>6/04/1976</u>	<u>0.17/45.1</u>	<u>Irrigation</u>	<u>4/1 to 10/31</u>
				to _____

2. Total amount of water being transferred 1.84 cubic feet per second and/or 628.0 acre-feet per annum.3. Source of water GROUNDWATER tributary to _____

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	SW	SW	11	4S	<u>5E</u> <u>6E</u>	Elmore	EXISTING WELL

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4 S	5 E	10	20			40									39			39	138
		11						25	39			38	39						141
		14		<u>39</u>			<u>39</u>	39	39			16							94

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JAN 12 2009

WATER RESOURCES
WESTERN REGION

PART 1**6. General Information:**

- a. Description of diversion system (2) EXISTING WELLS AND (1) NEW WELL, WITH MOTORS PUMPS.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
☒ Yes ☐ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the effect on the land now irrigated if the place of use is changed pursuant to this transfer:
DRYED UP FOR COMMERCIAL USE.
- d. Remarks:
Water rights have been split to accomidate the transfer. See attachment from Thompson Engineering.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____.

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 61-12204 Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. check appropriate box below.

☐ Tax notice ☐ Warranty Deed ☐ Other _____

3. Source of water GROUNDWATER **tributary to** _____

4. Date of priority 10/29/1993

5. Water is used for the following purpose:

Amount 1.72/632.6 for Irrigation purposes from 4/1 to 10/31
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 1.72 cubic feet per second and/or 632.6 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
	NW	NW	NE	26	4S	6E	Elmore	1 ST WELL
	SE	SW	NW	35	4S	6E	Elmore	2 ND WELL

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4S	6E	35					40	32	38	39	39	40	39	39					306
5S	6E	2					39	39	40	39	38	39							234

Total acres 540

9. Describe any other water rights used for the same purpose as described above 61-12186A, 61-12206A,

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(if the entire right is to be changed by the applicant, omit part B and C)

1. Amount 0.74/270.8 for Stock/comm. purposes from 1/1 to 12/31
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____

2. Point(s) of Diversion:

1st 2nd 12/12

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
	NW	NW	NE	26	4S	6E	Elmore	1 ST WELL
	SE	SW	NW	~~26~~ 35	4S	6E	Elmore	2 ND WELL

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5S	6E	2					39	39	40	39									157

Total acres 157

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. Amount 0.98/361.8 for Irrigation purposes from 4/01 to 10/31
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
	NW	NW	NE	26	4S	6E	Elmore	1 ST WELL
	SE	SW	NW	35	4S	6E	Elmore	2 ND WELL

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4S	6E	35					40	32	38	39	39	40	39	39					306
5S	6E	2									38	39							77

Total acres 383PPU

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 61-12206 Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. check appropriate box below.

☐ Tax notice ☐ Warranty Deed ☐ Other _____

3. Source of water GROUNDWATER **tributary to** _____

4. Date of priority 6/04/1976

5. Water is used for the following purpose:

Amount 0.4/105.4 for Irrigation purposes from 4/1 to 10/31
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 0.4 cubic feet per second and/or 105.4 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
	NW	NW	NE	26	4S	6E	Elmore	1 ST WELL
	SE	SW	NW	35	4S	6E	Elmore	2 ND WELL

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4S	6E	35					40	32	38	39	39	40	39	39					306
5S	6E	2					39	39	40	39	38	39							234

Total acres 540

9. Describe any other water rights used for the same purpose as described above 61-12186A, 61-12204A,

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(if the entire right is to be changed by the applicant, omit part B and C)

1. Amount 0.17/45.1 for Stock/comm. purposes from 1/1 to 12/31
 (cfs/ac-ft) _____
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

2. Point(s) of Diversion:

1st 2/6/12

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
	NW	NW	NE	26	4S	6E	Elmore	1 ST WELL
	SE	SW	NW	35	4S	6E	Elmore	2 ND WELL

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5S	6E	2					39	39	40	39									157

Total acres 157

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. Amount 0.23/60.3 for Irrigation purposes from 4/01 to 10/31
 (cfs/ac-ft) _____
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
	NW	NW	NE	26	4S	6E	Elmore	1 ST WELL
	SE	SW	NW	35	4S	6E	Elmore	2 ND WELL

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4S	6E	35					40	32	38	39	39	40	39	39					306
5S	6E	2									38	39							77

Total acres 383PPU

Page _____ of _____

Transfer No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 61-12186 Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. check appropriate box below.

☐ Tax notice ☒ Warranty Deed ☐ Other _____

3. Source of water GROUNDWATER tributary to _____

4. Date of priority 8/30/1971

5. Water is used for the following purpose:

Amount 4.22 / 843.5 for Irrigation purposes from 4/01 to 10/31
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 4.22 cubic feet per second and/or 843.5 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
	NW	NW	NE	26	4S	6E	Elmore	
	SE	SW	NW	35	4S	6E	Elmore	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4S	6E	35					38	30	38	40	40	40	40	40					306
5S	6E	2					39	39	39	39	38	39							234
							LT 3	LT 4											

Total acres 540

9. Describe any other water rights used for the same purpose as described above 61-12204A, 61-12206A

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(if the entire right is to be changed by the applicant, omit part B and C)

1. Amount 1.81/361.0 for Irrigation purposes from 1/1 to 12/31
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
2	NW	NW	NE	26	4S	6E	Elmore	1 ST WELL, EXISTING
	SE	SW	NW	35	4S	6E	Elmore	2 ND WELL EXISTING

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5S	6E	2					39	39	40	39									157
							LT 3	LT 4											

Total acres 157

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. Amount 2.41/482.5 for Irrigation purposes from 4/01 to 10/31
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
2	NW	NW	NE	26	4S	6E	Elmore	1 ST WELL
	SE	SW	NW	35	4S	6E	Elmore	2 ND WELL

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
	PPU																		
4S	6E	35					40	32	38	39	39	40	39	39					306
5S	6E	2									38	39							77

Total acres 383PPU

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 61-12204A Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. check appropriate box below.

☐ Tax notice ☐ Warranty Deed ☐ Other _____

3. Source of water GROUNDWATER **tributary to** _____

4. Date of priority 10/29/1993

5. Water is used for the following purpose:

Amount 1.72/632.6 for Irrigation purposes from 4/1 to 10/31
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 1.72 cubic feet per second and/or 632.6 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
		NW	NE	26	4S	6E	Elmore	1 ST WELL
		SW	NW	35	4S	6E	Elmore	2 ND WELL

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4S	6E	35					38	30	38	40	40	40	40	40					306
5S	6E	2					39	39	39	39	39	39							234

Total acres 540

9. Describe any other water rights used for the same purpose as described above 61-12186A, 61-12206A

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(if the entire right is to be changed by the applicant, omit part B and C)

1. Amount 0.74/270.8 for Irrigation purposes from 4/1 to 10/31
 (cfs/ac-ft) _____
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
	NE	NW	NE	26	4S	6E	Elmore	1 ST WELL
	SE	SW	NW	35	4S	6E	Elmore	2 ND WELL

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5S	6E	2					39	39	40	39									157

Total acres 157

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. Amount 0.98/361.8 for Irrigation purposes from 4/1 to 10/31
 (cfs/ac-ft) _____
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
	NW	NW	NE	26	4S	6E	Elmore	1 ST WELL
	SE	SW	NW	35	4S	6E	Elmore	2 ND WELL

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4S	6E	35					40	32	38	39	39	40	39	39					306
		2									38	39							77

Total acres 383PPU

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

12/16/2008

WATER RIGHT NO. 61-12186

Owner Type	Name and Address
Current Owner	LINDA K KETTERLING
Current Owner	TERRY L KETTERLING 475 E 16TH N MOUNTAIN HOME, ID 83647 (208)587-9855
Representative	JOHN W CLARK PO BOX 711 MOUNTAIN HOME, ID 83647 (208) 587-9131
Original Owner	GORDON HANSEN , ID
Original Owner	REYES LOPEZ DBA ROLLING STONE INC 275 NW CARRIE CIR MOUNTAIN HOME, ID 83647-5672 (208)587-9202
Original Owner	MRS RALPH LYONS MOORE STAR RT B BOX 19M MOUNTAIN HOME, ID 83647 (208)587-5638

Priority Date: 08/30/1971

Basis: Decreed

Status: Active

Source GROUND WATER	Tributary
-------------------------------	------------------

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	4.22 CFS	843.5 AFA
Total Diversion			4.22 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NWNWNE	Sec. 26	Township 04S	Range 06E	ELMORE County
GROUND WATER	SESWNW	Sec. 35	Township 04S	Range 06E	ELMORE County

IRRIGATION Use:

Acre Limit: 540

Place(s) of use:

Place of Use Legal Description: IRRIGATION ELMORE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
04S	06E	35		NENW	40		NWNW	32		SWNW	38		SEnw	39
				NESW	39		NWSW	40		SWSW	39		SESW	39
05S		2	3	NENW	39	4	NWNW	39		SWNW	40		SEnw	39
				NESW	38		NWSW	39						

Total Acres: 540

Conditions of Approval:

1.	C18	THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412 (6), IDAHO CODE.
2.	C15	THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 61: WATER RIGHT NO. SOURCE NONE NONE THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO. SOURCE NONE NONE ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.
		THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER

3.	ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
4.	USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.3 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1465 AF. COMBINED RIGHT NOS.: 61-12204 AND 61-12206
5.	USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 366.8 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-12204 AND 61-12206 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 210.6 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Dates:

Licensed Date:

Decreed Date: 10/26/2000

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

[Close](#)

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

12/16/2008

WATER RIGHT NO. 61-12206

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LINDA K KETTERLING
Current Owner	TERRY L KETTERLING
	475 E 16TH N
	MOUNTAIN HOME, ID 83647
	(208)587-9855
Representative	JOHN W CLARK
	PO BOX 711
	MOUNTAIN HOME, ID 83647
	(208) 587-9131
Original Owner	THE TRAVELERS INSURANCE CO
	, ID
Original Owner	REYES LOPEZ
	DBA ROLLING STONE INC
	275 NW CARRIE CIR
	MOUNTAIN HOME, ID 83647-5672
	(208)587-9202
Original Owner	LOIS N SPENCER
	RT 1 BOX 815B
	MOUNTAIN HOME, ID 83647
Original Owner	DAVID C SPENCER
	5535 S 18 E
	MOUNTAIN HOMES, ID 83647

Priority Date: 06/04/1976

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	0.4 CFS	105.4 AFA
Total Diversion			0.4 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NWNWNE	Sec. 26	Township 04S	Range 06E	ELMORE County
GROUND WATER	SESWNW	Sec. 35	Township 04S	Range 06E	ELMORE County

IRRIGATION Use:
Acre Limit: 38.8

Place(s) of use:

Place of Use Legal Description: IRRIGATION ELMORE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
04S	06E	35		NENW	40		NWNW	32		SWNW	38		SESW	39
				NESW	39		NWSW	40		SWSW	39		SESW	39
05S		2	3	NENW	39	4	NWNW	39		SWNW	40		SESW	39
				NESW	38		NWSW	39						

Total Acres: 540

Conditions of Approval:

1. C18	THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412 (6), IDAHO CODE.
2.	THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
	USE OF THIS RIGHT WITH RIGHTS NOS. 61-12186 AND 61-12204 IS LIMITED TO A

3.	TOTAL COMBINED DIVERSION RATE OF 4.3 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1465 AF.
4.	USE OF THIS RIGHT WITH THE RIGHT NOS. 61-12186 AND 61-12204 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 366.8 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-12186 AND 61-12204 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 38.8 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
5. C15	THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 61: WATER RIGHT NO. SOURCE NONE NONE THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO. SOURCE NONE NONE ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.

Datcs:

Licensed Date:

Decreed Date: 10/26/2000

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

12/16/2008

WATER RIGHT NO. 61-12204

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LINDA K KETTERLING
Current Owner	TERRY L KETTERLING
	475 E 16TH N
	MOUNTAIN HOME, ID 83647
	(208)587-9855
Original Owner	ROLLING STONE INC
Original Owner	RALPH LYONS MOORE
	, ID
Original Owner	RAYES LOPEZ
	1955 N HASKETT
	MOUNTAIN HOME, ID 83647
	(208) 599-3088

Priority Date: 10/29/1993

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	1.72 CFS	632.6 AFA
Total Diversion			1.72 CFS	

Location of Point(s) of Diversion:

--	--	--	--	--	--

GROUND WATER	NWNE	Sec. 26	Township 04S	Range 06E	ELMORE County
GROUND WATER	SWNW	Sec. 35	Township 04S	Range 06E	ELMORE County

Licensed Diversion Capacity: 6.53

IRRIGATION Use:

Acre Limit: 158.1

Place(s) of use:

Place of Use Legal Description: IRRIGATION ELMORE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
04S	06E	35		NENW	38		NWNW	30		SWNW	38		SENW	40
				NESW	40		NWSW	40		SWSW	40		SESW	40
05S		2	3	NENW	39	4	NWNW	39		SWNW	39		SENW	39
				NESW	39		NWSW	39						

Total Acres: 540

Conditions of Approval:

1.	R31	This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
2.	046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
3.	T17	Prior to diversion of water under transfer 4569, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
4.		Transfer No. 4569 combines use of Right Nos. 61-12185, 61-12186, 61-12203, 61-12204, 61-12205 and 61-12206 into a single combined system. The total instantaneous diversion of water from all points of diversion for these rights shall not exceed 6.53 cfs, a total combined annual diversion volume of 2,226.4 af, nor the irrigation of 556.6 total acres in a single irrigation season. Right No. 61-12204 is limited to the irrigation of 158.1 acres in the place of use described above in a single irrigation season. The right holder shall use the full allotment of appurtenant surface water rights, to the extent they are available, in conjunction with groundwater diverted pursuant to this right. This right to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.
5.	T08	Failure of the right holder to comply with the conditions of transfer 4569 is cause for the Director to rescind approval of the transfer.
6.	T07	The right holder shall accomplish the change authorized by transfer 4569 within one (1) year of the date of this approval.

Dates:

Licensed Date: 03/09/1995
Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Water Supply Bank Enrollment Date Accepted:
Water Supply Bank Enrollment Date Removed:
Application Received Date:
Protest Deadline Date:
Number of Protests: 0

Other Information:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Close

Page _____ of _____

Transfer No. _____

PART 3**B. CHANGES IN NATURE OF USE**

1.	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
	<u>Irrigation</u>	<u>184/628</u>	<u>AS NEEDED</u>	<u>4/1 to 10/31</u>
				<u>to</u>

2. Quantity and quality of return flows and location of discharge:

N/A

3. Describe the effects on other water uses resulting from the proposed change:

NONE

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

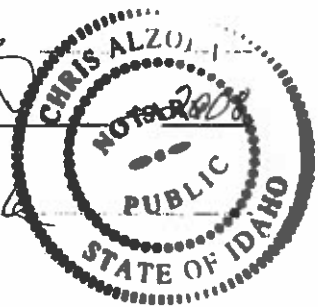
Subscribed and sworn to before me this

17th

day of

December

(Signature of Applicant)

Chris Alzo
(Notary Public)

My commission expires

5-21-2011**FOR DEPARTMENT USE ONLY**

Transfer contains _____ pages and _____ attachments

Received by _____ Date _____

Protest filed by _____

Prelim. check by _____ Fee _____

Receipted by _____ Date _____

Published in _____

Copies of protest forwarded by _____

Pub. dates _____

Hearing held by _____ Date _____

Watermaster recommendation requested on _____

Recommended for ☐ Approval ☐ Denial

_____ rec'd. _____

by _____

Copy of transfer sent to lien holder _____

SEE NEXT PAGE

Page _____ of _____

Transfer No. _____

PART 3**B. CHANGES IN NATURE OF USE**

1.	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
	Irrigation	184/628	AS NEEDED	4/1 to 10/31
				to
2.	Quantity and quality of return flows and location of discharge:			
	N/A			
3.	Describe the effects on other water uses resulting from the proposed change:			
	NONE			

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this

17th

day of

(Signature of Applicant)

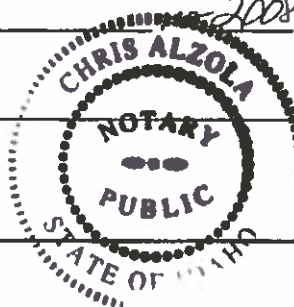
December

2008

My commission expires

5-21-2011

(Notary Public)

**FOR DEPARTMENT USE ONLY**

Transfer contains _____ pages and _____ attachments

Received by gmk Date 1-12-09

Protest filed by _____

Prelim. check by _____ Fee \$290-Receipted by gmk Date 1-12-09\$290 W037126

Published in _____

Copies of protest forwarded by _____

Pub. dates _____

Hearing held by _____ Date _____

Watermaster recommendation requested on _____

Recommended for

[] Approval

[] Denial

rec'd. _____

by _____

Copy of transfer sent to lien holder _____

Monthly	0.18	0.33	0.81	3.33	3.60	5.76	6.17	5.02	3.28	1.94	0.17	0.17	1010	1076
15-Day Moving Average	0.09	0.25	0.22	2.00	3.18	4.18	5.01	3.21	2.01	0.82	0.08	0.04		
7-Day Moving Average	0.03	0.12	0.20	1.69	2.20	2.86	3.33	1.85	1.80	0.56	0.04	0.01		
3-Day Moving Average	0.02	0.04	0.08	1.34	1.53	1.45	2.08	1.24	1.36	0.12	0.02	0.01		
Ave Highest ET	mm/day												--	
15-Day Moving Average ^f	0.70	0.76	2.10	4.68	5.85	7.76	8.36	6.71	4.25	3.31	0.83	0.67		
7-Day Moving Average ^g	0.89	1.09	2.77	5.59	6.96	8.50	9.02	7.28	4.99	3.89	1.08	0.93		
3-Day Moving Average ^h	1.24	1.40	3.38	6.41	7.86	9.29	9.98	8.04	5.93	4.54	1.52	1.40		
Ave Lowest ET	mm/day												--	
15-Day Moving Average ^f	0.35	0.44	0.73	3.35	3.97	5.67	5.91	4.58	2.94	1.55	0.30	0.24		
7-Day Moving Average ^g	0.19	0.22	0.48	2.79	3.03	4.55	4.03	3.37	2.39	1.17	0.14	0.13		
3-Day Moving Average ^h	0.10	0.11	0.31	2.22	2.20	2.90	2.76	2.52	1.92	0.91	0.07	0.06		
Special normal distribution parameters for monthly, seasonal, and annual intervals													--	
Skew	0.10	0.13	0.09	-1.05	-0.11	-1.55	-0.78	-0.74	0.87	0.39	1.50	0.26	-2.78	-2.89
Kurtosis	0.55	2.21	0.68	5.01	0.90	6.24	1.99	1.93	4.57	1.17	5.89	0.65	9.90	10.28

^a Growing Season: This is usually the time from green up or planting in the spring to a killing frost or harvest in the fall. It is not applicable for entries without a growing season and will be blank.

^b Mean of the average daily value for month

^c Mean of the fourteen 15-day period averages contained in the month

^d Mean of the twenty three 7-day period averages contained in the month

^e Mean of the twenty seven 3-day period averages contained in the month

^f Mean of the highest/lowest 15-day period average in month

^g Mean of the highest/lowest 7-day period average in month

^h Mean of the highest/lowest 3-day period average in month

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This work and report were prepared by the University of Idaho Research and Extension Center at Kimberly, Idaho under contract with the Idaho Department of Water Resources. Work was supported by funding from IDWR and the Idaho Agricultural Experiment Station and Idaho Engineering Experiment Station. The authors gratefully acknowledge the long-term evapotranspiration data collection and long-standing advice provided by Dr. James L. Wright, USDA-ARS Kimberly (ret.), the more than two decades of high quality agricultural weather data collection by the U.S. Bureau of Reclamation AgriMet system, and the very long-standing, routine data collection by the hundreds of cooperative weather station volunteers across the state who, for more than one-hundred years, have faithfully observed daily air temperature and precipitation.

The citation for the evapotranspiration data used from this site should be: *Allen, Richard G. and Clarence W. Robison, 2006 (Revised 2007). Evapotranspiration and Consumptive Irrigation Water Requirements for Idaho, Research Technical Completion Report, Kimberly Research and Extension Center, University of Idaho, Moscow, ID.*

Questions regarding the data should be addressed to Clarence W. Robison or Richard G. Allen, University of Idaho, Kimberly Research and Extension Center, 3793 North 3600 East, Kimberly, ID 83341. Telephone (208)-423-6610

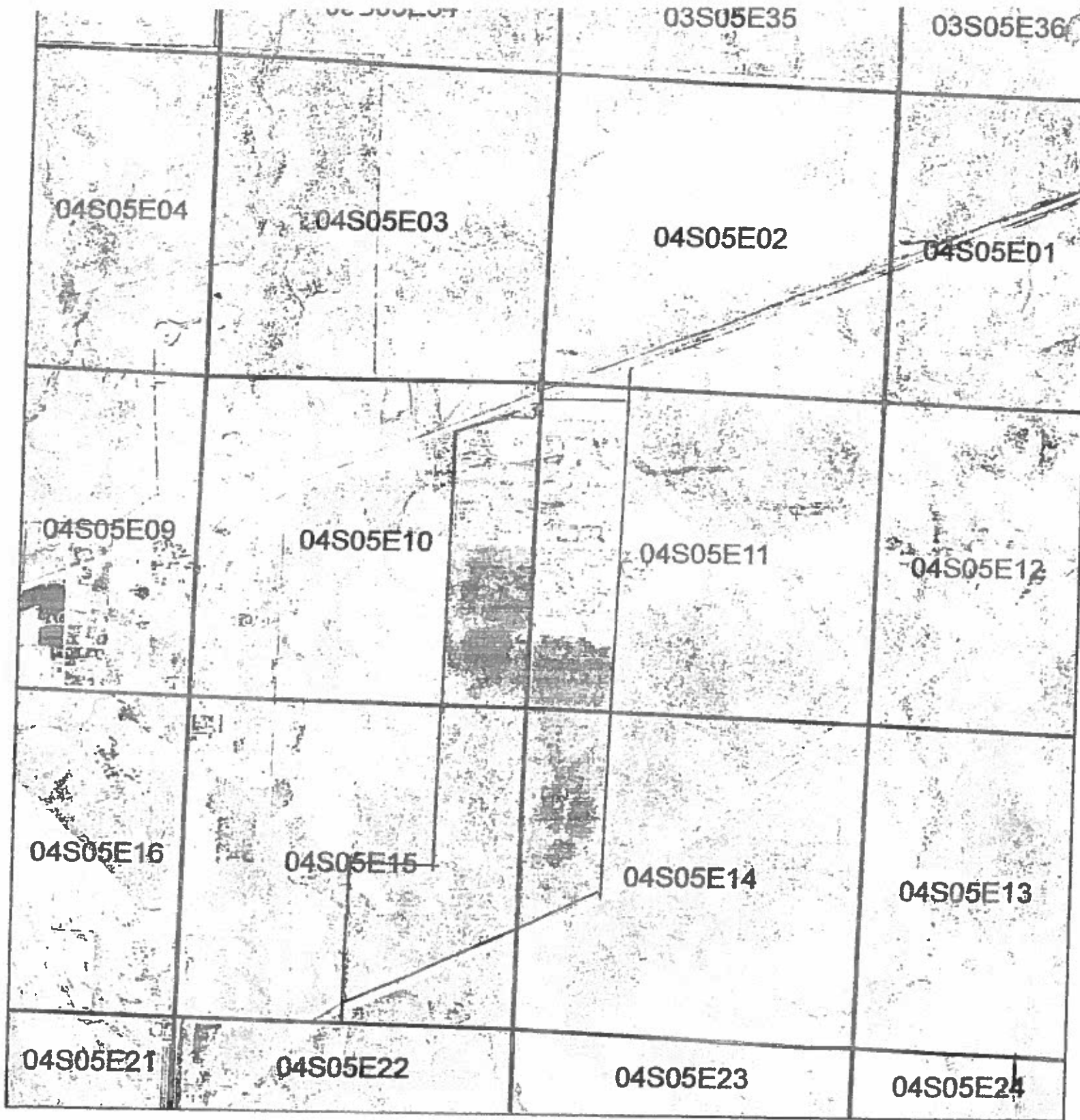


USDA United States Department of Agriculture
Farm Service Agency
Elmore County

Farm # [REDACTED]
Tract # 380 & 901
October 03, 2008



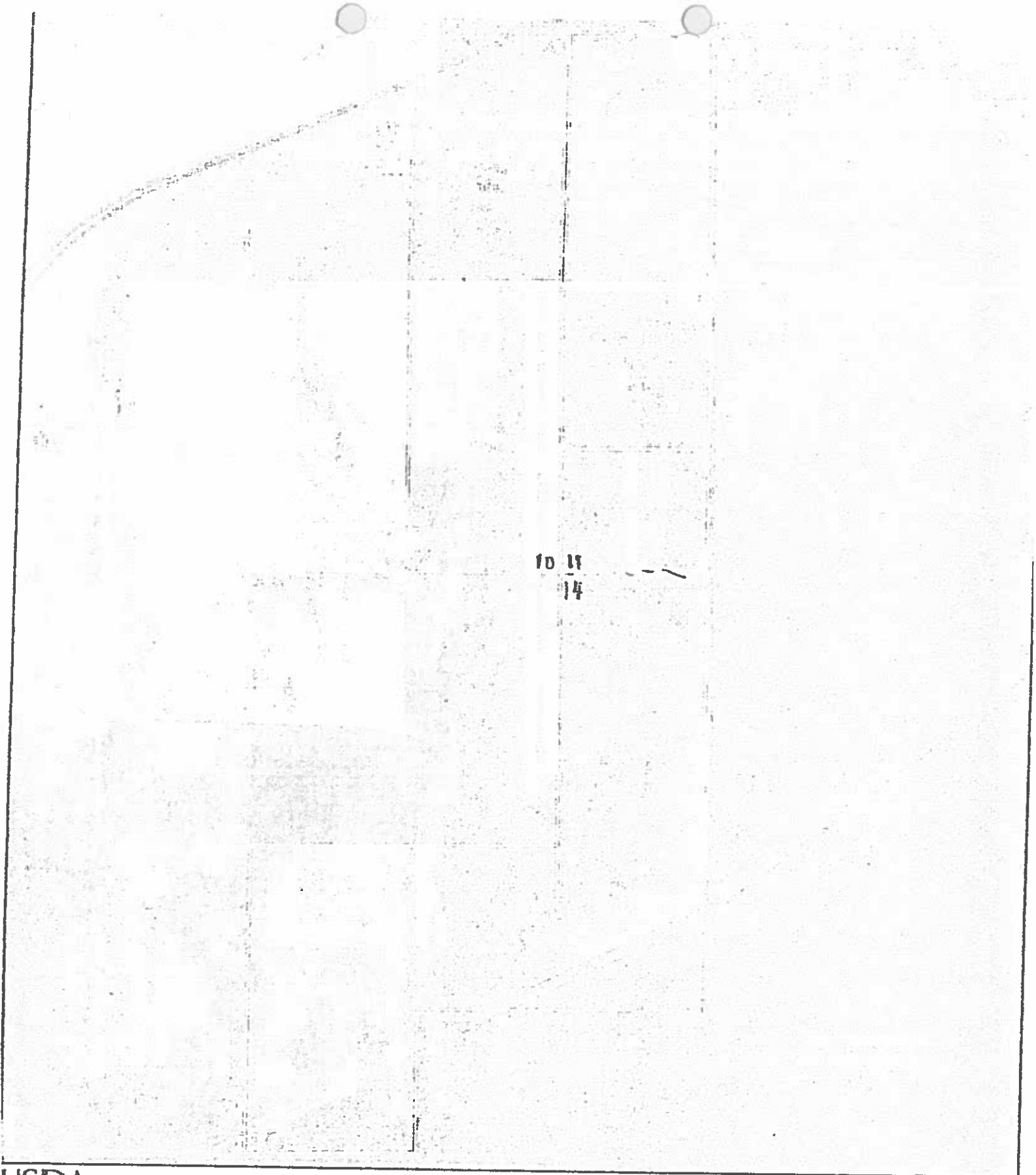
Disclaimer: Wetland identifiers do not represent the size, shape or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact wetland boundaries and determinations, or contact NRCS.



AGW Terry Ketterling IDWR Map

Water from this land

0 1,000 2,000 Feet



USDA United States Department of Agriculture
Farm Service Agency *Land Water From*
Elmore County

Farm # 389

June 17, 2008



Disclaimer: Wetland identifiers do not represent the size, shape or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact wetland boundaries and determinations, or contact NRCS.



355. 2. 17. 42

GDVI—Grand View, Idaho

	1988	1989	1990	1991	1992	1993	1994	1995	1996	1997	1998	1999	Average
Alfalfa	—	—	—	—	—	35.4	39.5	37.2	38.6	39.4	38.5	39.5	38.0
Pasture	—	—	—	—	—	27.9	31.7	29.4	30.6	30.9	29.1	31.5	30.2
Lawn	—	—	—	—	—	33.8	38.3	35.7	37.0	37.5	35.4	38.1	36.5
Winter Grain	—	—	—	—	—	21.2	21.4	18.5	22.5	21.0	19.7	23.4	21.1
Spring Grain	—	—	—	—	—	22.7	22.8	22.1	23.9	23.3	23.0	26.0	23.4
Sugar Beets	—	—	—	—	—	28.3	33.5	29.4	31.5	31.1	30.1	32.2	30.9
Onions	—	—	—	—	—	23.8	—	26.0	27.3	26.9	—	—	26.0
Shepody Potatoes	—	—	—	—	—	22.2	27.9	23.3	20.6	20.7	23.2	25.6	23.4
Potatoes	—	—	—	—	—	22.4	29.2	24.2	26.6	26.1	24.2	27.3	25.7
Beans	—	—	—	—	—	17.8	20.9	17.4	18.6	18.2	18.9	21.5	19.0
Field Corn	—	—	—	—	—	23.1	26.9	24.1	24.4	23.9	25.5	27.2	25.0
Sweet Corn	—	—	—	—	—	19.5	22.7	20.1	20.6	20.1	21.4	22.5	21.0
Peppermint	—	—	—	—	—	23.0	26.5	22.8	23.9	23.7	22.4	24.2	23.8

MICROFILMED

SEP 19 2002

Operator Name and Address ID
 TLK FARMS INC 8973
 475 E 16TH N
 MOUNTAIN HOME, ID 83647-1716

NOT BEING DISBURSED

DATE: 10-06-2008

Original: _____
 Revision: _____
 Cropland: 397.2
 Farmland: 480.0

Tract Number	CLU/Field	Irr Prc	C/C	Var/Type	Int Use	Lnd Use	Rpt Unt	Reported Quantity	Determined Quantity	Crp Lnd	O/H	C/C Stat	Prod Share	Prod ID	RMA Unt	Opt Unt
410	1	Ir	ALFAL		Forage		A	57.60		Y	I	1.0000	8973			
	2	Ir	ALFAL		Forage		A	62.30		Y	I	1.0000	8973			
	3	Ir	ALFAL		Forage		A	40.90		Y	I	1.0000	8973			
	4	Ir	ALFAL		Forage		A	76.10		Y	I	1.0000	8973			
	5	Ir	ALFAL		Forage		A	30.40		Y	I	1.0000	8973			
	6	Ir	ALFAL		Forage		A	11.10		Y	I	1.0000	8973			
	7	Ir	ALFAL		Forage		A	118.80		Y	I	1.0000	8973			
C/C Type Prac IU Non-Irrig Irrigated																
ALFAL I FG								397.20								

Photo Number/Legal Description: 020 R5E T4S SEC 10,11,14,15

Cropland: 397.2 Reported on Cropland: 397.20 Difference: .00 Reported on Non-Cropland: .00

Operator Name and Address

ID

DATE: 10-06-2008

TLK FARMS INC
475 E 16TH N
MOUNTAIN HOME, ID

8973

83647-1716

Original: _____

Revision: _____

Cropland: 397.2

Farmland: 480.0

NOTE: The authority for collecting the following information is Pub.L 107-76. This authority allows for the collection of information without prior OMB approval mandated by the Paperwork Reduction Act of 1995. The data will be used to determine eligibility for assistance. Furnishing the data is voluntary, however, without it assistance cannot be provided. The data may be furnished to any agency responsible for enforcing the provisions of the Act.

Producer Name
TLK FARMS INC

ID
8973

C/C Share
ALFAL 1.0000

Crop Type Prac IU Reported Determined
ALFAL I FG 397.20

OPERATOR'S CERTIFICATION: I certify to the best of my knowledge and belief that the acreage of crops and land uses listed herein are true and correct, and that all required crops and land uses have been reported for the farm as applicable. The signing of this form gives FSA representatives authorization to enter and inspect crops and land uses on the above identified land.

Operator's Signature

Date

This program or activity will be conducted on a nondiscriminatory basis without regard to race, color, religion, national origin, sex, age, marital status, or disability.

Operator Name and Address ID
 TLK FARMS INC 8973
 475 E 16TH N
 MOUNTAIN HOME, ID 83647-1716

DATE: 10-06-2008

Original: _____

Revision: _____

Cropland: 404.6

Farmland: 480.0

Tract Number	CLU/Field	Irr Prc	C/C	Var/Type	Int Use	Lnd Use	Rpt Unit	Reported Quantity	Determined Quantity	O/H	C/C Stat	Prod Share	Prod ID	RMA Unit	Gpt Unit
0		N1	OFAV			F FAV		.00				.2500	7102		
												.2500	1585		
												.5000	8973		

C/C Type Prac IU Non-Irrig Irrigated
 OFAV N .00

Photo Number/Legal Description: None

Cropland: .0 Reported: .00 Difference: .00 Reported D.S.R: .00

410	1	N1	FALOW			A		59.30			I	.2500	7102		
												.2500	1585		
												.5000	8973		
	2	N1	FALOW			A		64.50			I	.2500	7102		
												.2500	1585		
												.5000	8973		
	3	N1	GRASS NAG	Graze		A		38.00			I	.2500	7102		
												.2500	1585		
												.5000	8973		
	4	N1	GRASS NAG	Graze		A		77.80			I	.2500	7102		
												.2500	1585		
												.5000	8973		
	5	N1	FALOW			A		29.40			I	.2500	7102		
												.2500	1585		
												.5000	8973		
	6	N1	FALOW			A		9.90			I	.2500	7102		
												.2500	1585		
												.5000	8973		
	7A	N1	FALOW			A		68.50			I	.2500	7102		
												.2500	1585		
												.5000	8973		
	7B	N1	GRASS NAG	Graze		A		57.20			I	.2500	7102		
												.2500	1585		
												.5000	8973		

C/C Type Prac IU Non-Irrig Irrigated C/C Type Prac IU Non-Irrig Irrigated
 FALOW N 231.60 GRASS NAG H GZ 173.00

Photo Number/Legal Description: 020

R5E T4S SEC 10,11,14,15

Cropland: 404.6 Reported: 404.60 Difference: .00 Reported D.S.R: .00

Tract Summary Screen

Version: AF82 10/03/2008 14:38 Term WF

Farm Number
Operator Name
Cropland



2005

Identifier
Operator ID



380 Tract Summary

Crop/ Comm	Type	Irr Prac	Int Use	Rpt Unit	Reported	Quantities		
						Determined	Experiment	Prevented
ALFAL		I	FG	A	396.10			
FALOW		N		A	180.40			
SBEET		I	PR	A	232.10			

Cmd7=End Cmd3=Previous

Next Tract ...
(N)ext Farm,
Enter=Continue, (R)evue Fields ..

Tract Summary Screen

Version: AF82 10/06/2008 11:02 Term WF

Farm Number
Operator Name
Cropland



2005

Identifier
Operator ID



901 Tract Summary

Crop/ Comm	Type	Irr Prac	Int Use	Rpt Unit	Reported	Quantities		
						Determined	Experiment	Prevented
ALFAL		I	FG	A	853.80			
FALOW		N		A	15.60			
OATS	SPR	I	FG	A	159.00			
PTATO	RUS	I	PR	A	155.40			
WHEAT	SWW	I	GR	A	242.90			

Next Tract ...
(N)ext Farm,
Enter=Continue, (R)eview Fields

Cmd7=End Cmd3=Previous

FSA-578(02-01-91)

REPORT OF COMMODITIES

PROGRAM YEAR 2005

FARM NUMBER: [REDACTED]

FARM AND TRACT DETAIL LISTING

DATE: 10-03-2008

Tract Number	CLU/ Field	Irr Prc	C/C	Var/ Type	Int Use	Lnd Use	Rpt Unt	Reported Quantity	Determined Quantity	Crp Lnd	O/ M	C/C Stat	Prod Share	Prod ID	RMA Unt	Opt Unt
380	15	N/A	ALFAL	(continued)										.6667	2319	
	9A	Ir	ALFAL		Forage		A	80.00		Y		I	.3333	4218		
													.6667	2319		
	9B	Ir	ALFAL		Forage		A	81.90		Y		I	.5000	4218		
													.5000	2319		
	10A	Ir	SBEET		Proces		A	13.80		Y		I	.2500	4218		
													.3750	8049		
													.3750	4059		
	10B	Ir	SBEET		Proces		A	100.00		Y		I	.3750	8420		
													.2500	4218		
													.3750	6681		

C/C	Type	Prac	IU	Non-Irrig	Irrigated	C/C	Type	Prac	IU	Non-Irrig	Irrigated	C/C	Type	Prac	IU	Non-Irrig	Irrigated
ALFAL		I	FG		396.10	FALOW		N		180.40		SBEET		I	PR		232.10

Photo Number/Legal Description: S21,S22 R6E T4S SEC 26,25 R6E T5S SEC 2

Cropland: 808.6 Reported on Cropland: 808.60 Difference: .00 Reported on Non-Cropland: .00

FARM NUMBER: [REDACTED]

FARM AND TRACT DETAIL LISTING

DATE: 10-03-2008

Tract Number	CLU/ Field	Irr Prc	C/C	Var/ Type	Int Use	Lnd Use	Rpt Unt	Reported Quantity	Determined Quantity	Crp Lnd	O/ H	C/C Stat	Prod Share	Prod ID	RMA Unt	Det Unt
901	11	N/A	ALFAL	(continued)									.6667	2319		
	12	Ir	OATS	SPR	Forage		A	8.20		Y		I	.3333 .6667	4218 2319		
	12	Ir	ALFAL		Forage		A	8.20		Y		P	.3333 .6667	4218 2319		
	13	Ir	OATS	SPR	Forage		A	8.60		Y		I	.3333 .6667	4218 2319		
	13	Ir	ALFAL		Forage		A	8.60		Y		P	.3333 .6667	4218 2319		
	14	Ir	ALFAL		Forage		A	76.60		Y		I	.3333 .6667	4218 2319		
	15	Ir	OATS	SPR	Forage		A	8.90		Y		I	.3333 .6667	4218 2319		
	15	Ir	ALFAL		Forage		A	8.90		Y		P	.3333 .6667	4218 2319		
	16	Ir	OATS	SPR	Forage		A	124.50		Y		I	.3333 .6667	4218 2319		
	16	Ir	ALFAL		Forage		A	124.50		Y		P	.3333 .6667	4218 2319		
	17	Ir	OATS	SPR	Forage		A	8.80		Y		I	.3333 .6667	4218 2319		
	17	Ir	ALFAL		Forage		A	8.80		Y		P	.3333 .6667	4218 2319		
	18	Ir	PTATO	RUS	Proces	F FAV	A	80.10		Y		I	.2500 .7500	4218 4174		
	19	Ir	PTATO	RUS	Proces	F FAV	A	75.30		Y		I	.2500 .7500	4218 4174		
	20	NI	FALOW				A	7.90		Y		I	.5000 .5000	4218 2319		
	21	Ir	ALFAL		Forage		A	126.40		Y		I	.3333 .6667	4218 2319		
	22	NI	FALOW				A	7.70		Y		I	.5000 .5000	4218 2319		
	23	Ir	ALFAL		Forage		A	31.80		Y		I	.3333 .6667	4218 2319		

C/C	Type	Prac	IU	Non-Irrig	Irrigated	C/C	Type	Prac	IU	Non-Irrig	Irrigated	C/C	Type	Prac	IU	Non-Irrig	Irrigated
ALFAL		I	FG		853.80	FALOW		N		15.60		OATS		SPR	I	FG	159.00
PTATO		RUS	I	PR	155.40	WHEAT		SNW		I	GR						242.90

Photo Number/Legal Description: S21,S22 T2S R6E SEC 23-26. 36

Cropland: 1,267.7 Reported on Cropland: 1,267.70 Difference: .00 Reported on Non-Cropland: .00



WARRANTY DEED

FOR VALUE RECEIVED

Timothy L. Corder and LaVonne Corder, husband and wife

GRANTOR(S), does/do hereby GRANT, BARGAIN, SELL and CONVEY unto
TLK Farms by Terry L. Ketterling and Linda Ketterling, husband and wife

GRANTEE(S), whose current address is: 475 East 16th North St Mountain Home, Id 83647
the following described real property in Elmore
more particularly described as follows, to wit: County, State of Idaho.

(See Attached)

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and
Grantee(s) heirs and assigns forever. And the said Grantor(s) does/do hereby covenant to and with the said
Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all
encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done
by the Grantee(s); and subject to reservations, restrictions, dedications, assessments, rights of way and agreements,
(if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the
current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all
lawful claims whatsoever, except those of record.

Dated: February 5, 2002

Timothy L. Corder
Timothy L. Corder

LaVonne Corder
LaVonne Corder

STATE OF Idaho, County of Elmore, ss.

On this 5th day of February
in the year of 2002, before me, the undersigned, a Notary
Public in and for said State, personally appeared
Timothy L. Corder, LaVonne Corder

Known or identified to me to be the person(s) whose names
are subscribed to the within instrument, and
they acknowledged to me that they executed the same.

Signature: Sheryl A. Royment
Notary: Sheryl A. Royment

My Commission Expires: 12/27/05

Instrument # 334235
Elmore County, Idaho
04:30pm Feb. 05, 2002
For: GUARANTY TITLE INC
No. of Pages: 3 Fee: \$9.00
GAIL L. BEST, Recorder
Deputy: JC

MICROFILMED
SEP 19 2002

LEGAL DESCRIPTION

Township 4 South, Range 5 East, Boise Meridian, Blaine County, Idaho

Section 10: NE1/4NE1/4 lying southerly of the right of way for Highway 67;

E1/2SE1/4, SE1/4NE1/4

Section 11: NW1/4NW1/4, SW1/4NW1/4 lying southerly of the right of way for

Highway 67;

W1/2SW1/4

Section 14: W1/2NW1/4, NW1/4SW1/4

Section 15: W1/2SE1/4, NE1/4SE1/4

EXCEPTING THEREFROM THE FOLLOWING THREE PARCELS:

PARCEL 1

A tract of land situated in the Northeast Quarter of the Northeast Quarter of Section 10, Township 4 South, Range 5 East, Boise Meridian, Blaine County, Idaho, described as follows: Commencing at the Northeast corner of said Section 10, a set stone; thence

South 0°07'18" East along the East section line of said Section 10, 331.54 feet to a steel pin which is a point on the South right of way line of Idaho State Highway 67 and the REAL POINT OF BEGINNING; thence continue

South 0°07'18" East along the East Section line 251.00 feet to a steel pin; thence

North 89°36'18" West 305.80 feet to a steel pin; thence North 15°02'18" West 108.65 feet to a steel pin which is set on the South right of way line of Idaho State Highway 67; thence North 66°38'57" East along the Highway right of way line 163.20 feet to a steel pin which is the REAL POINT OF BEGINNING.

(See Attached)

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SEP 19 2002

LEGAL DESCRIPTION

PARCEL II:

A tract of land situated in the Northwest Quarter of the Northwest Quarter of Section 11, Township 4 South, Range 5 East, Boise Meridian, Elmore County, Idaho, described as follows: Commencing at the Northwest corner of said Section 11 which is a set stone and the REAL POINT OF BEGINNING; thence South 89°33'38" East along the North Section line of said Section 11, 1,321.81 feet to a point which is a steel pin and the 1/16th corner; thence South 0°07'09" East along the 1/16th line 325.18 feet to a steel pin; thence South 87°06'42" West along the fence line 1,323.26 feet to a steel pin set on the West Section line of said Section 11; thence North 0°07'18" West along the Section line 402.00 feet to the set stone which is the Northwest corner of Section 11 and the REAL POINT OF BEGINNING.

PARCEL III:

A 30 feet wide strip of land in the Northwest 1/4 of the Northwest 1/4 of Section 11, Township 4 South, Range 5 East, Boise Meridian, Elmore County, Idaho, described as follows: Commencing at the Northwest corner of said Section 11 (a set stone), thence South 0°07'18" East along the Section line 402.00 feet to the REAL POINT OF BEGINNING, thence continue South 0°07'18" East along the Section line 180.54 feet to a point, thence South 89°36'18" East to a point 30 feet East of the Section line, thence parallel to the Section line North 0°07'18" West 182.26 feet to a point, thence South 87°06'42" West 30.03 feet to THE REAL POINT OF BEGINNING.

MICROFILMED
SEP 19 2002

CORPORATE WARRANTY DEED**FOR VALUE RECEIVED,**

Mecham, Inc.

organized and existing under the laws of the State of Idaho, with its principal office at 2157 East 1010
 South Mountain Home, Id of County of Blaine, State of Idaho,
 GRANTOR, hereby GRANT, BARGAIN, SELL and CONVEY unto

Terry L. Ketterling and Linda K. Ketterling, husband and wife

GRANTEE

whose current address is: 475 East 16th North St
 the following described real property located in Blaine
 more particularly described as follows, to wit:

Mountain Home, Id 83647
 County, State of Idaho.

(See Attached)

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever.

The officers who sign this deed hereby certify that this deed and the transfer represented thereby was duly authorized under a resolution duly adopted by the board of directors of the Grantor at a lawful meeting duly held and attended by a quorum.

In witness whereof, the Grantor has caused its corporate name to be hereunto affixed by its duly authorized officers this 7th day of March, in the year of 96

CORPORATE SEAL

Mecham, Inc.

CORPORATE NAME

MICROFILMED

SEP 19 2002

Attest:

ACKNOWLEDGEMENT - Corporate

STATE of Idaho..... County of Blaine

On this 7th day of March.....

ATTACHMENT 01

FROM : TLK FARMS

PHONE NO. : 2065877060

Mar. 05 2002 02:56PM P3

CASE NO.: 96-143

LEGAL DESCRIPTION

Tract I:

Township 5 South, Range 6 East, Boise Meridian, Elmore County, Idaho

Beginning at the Northeast Corner of Section 3, Township 5 South, Range 6 East, Boise Meridian, Elmore County, Idaho, said point is the REAL POINT OF BEGINNING, thence South $0^{\circ}32'39''$ West 5,298.78 feet along the Section line, to the Southeast corner of Section 3; thence South $0^{\circ}37'52''$ East 5,108.58 feet along the Section line; thence to a point of curve with a Delta of $1^{\circ}18'04''$ and an R of 4,403.42 feet and an L of 100.00 feet and a C of 100.00 feet and a T of 50.00 feet; thence South $89^{\circ}08'40''$ West 2,562.28 feet; thence North $0^{\circ}08'22''$ West 5,198.07 feet to the South Quarter Corner of Section 3; thence North $0^{\circ}13'18''$ East 5,281.39 feet to the North Quarter Corner of Section 3; thence South $89^{\circ}12'00''$ East, 3,648.53 feet along the Section line to the REAL POINT OF BEGINNING.

Tract II:

Township 5 South, Range 6 East, Boise Meridian, Elmore County, Idaho

Section 2: Lots 1 and 2, D1/2NE1/4, S1/2SW1/4 and SE1/4

Section 11: NW1/4NE1/4, NW1/4, N1/2SW1/4, N1/2SE1/4SW1/4

(See Attached)

MICROFILMED

SEP 19 2002

CASE NO.: 96-143

LEGAL DESCRIPTION

Tract III:

Beginning at the West 1/4 corner of Section 3, Township 5 South, Range 6 East, Boise Meridian, Blaine County, Idaho, said point is the Real Point of Beginning; thence South 89°18'48" East 2,651.27 feet; thence South 0°13'18" West 2,633.66 feet to the South 1/4 corner of said Section 3; thence South 0°08'22" East, 5,198.07 feet; thence South 89°08'40" West 2,663.52 feet; thence North 0°20'54" East 5,292.09 feet along the Section line to the SW corner of said Section 3; thence North 0°29'36" West 2,611.33 feet along the Section line to the REAL POINT OF BEGINNING.

Tract IV:

Part of the South half of the Southwest quarter of Section 11, Township 5 South, Range 6 East, Boise Meridian, Blaine County, Idaho; more particularly described as follows:

Beginning at the Southwest corner of Section 11; thence North 0°37'52" West 174.02 feet along the Westerly boundary of Section 11, to the center line of a county road, the TRUE POINT OF BEGINNING; thence North 0°37'52" West 1145.88 feet along the Westerly boundary of Section 11 to the Northwest corner of the Southwest quarter of the Southwest quarter; thence South 89°40'03" East 1331.81 feet along the Northerly boundary of the Southwest quarter of the Southwest quarter to the Northeast corner of the Southwest quarter of the Southwest quarter; thence South 0°36'11" East 659.57 feet along the Easterly boundary of the Southwest quarter of the Southwest quarter; thence South 89°41'08" East 1181.16 feet; thence South 0°34'31" East 261.62 feet; thence North 89°33'16" West 474.97 feet; thence South 0°34'31" East 230.00 feet to the centerline of a county road; thence North 89°33'16" West 2036.99 feet along said county road right of way to the TRUE POINT OF BEGINNING.

MICROFILMED

SEP 19 2002

ET Idaho — Evapotranspiration and Consumptive Irrigation

Water Requirements for Idaho

Please send suggestions for improving this site to robison@kimberly.uidaho.edu Copyright 2007, University of Idaho.

Grand View (AgriMet --GDVI)

Statistics based on 12 years between 1994 to 2005

For a different land cover or crop click on the above link.
You can highlight this table and copy via the clipboard to a Microsoft Excel or OpenOffice spreadsheet to plot or otherwise work with this data.

Alfalfa - frequent cuttings														
Actual Evapotranspiration (Click here for a graph)														
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Growing Season ^a	Annual
Mean	mm/day												mm	
Monthly ^b	0.51	0.58	1.41	3.97	4.85	6.53	6.93	5.62	3.73	2.43	0.57	0.45	1084	1148
15-Day Moving Average ^c	0.51	0.62	1.31	4.01	4.94	6.88	7.36	5.81	3.63	2.40	0.57	0.46	3.56 AFA.	
7-Day Moving Average ^d	0.51	0.60	1.34	3.99	4.90	6.77	7.16	5.68	3.65	2.41	0.56	0.44		
3-Day Moving Average ^e	0.51	0.59	1.39	3.98	4.86	6.62	6.97	5.62	3.70	2.42	0.56	0.44		
Standard Deviation	mm/day												mm	
Monthly	0.33	0.20	0.85	0.84	1.78	1.36	1.89	1.63	0.80	0.90	0.42	0.35	205	208
15-Day Moving Average	0.29	0.25	0.81	0.87	1.47	1.68	1.79	1.48	1.02	0.94	0.49	0.28		
7-Day Moving Average	0.33	0.35	0.99	1.16	1.80	1.94	2.15	1.76	1.19	1.16	0.59	0.37		
3-Day Moving Average	0.41	0.46	1.15	1.43	2.02	2.23	2.46	1.96	1.40	1.31	0.65	0.46		
20% Exceedance	mm/day												mm	
Monthly	0.65	0.73	1.68	4.25	5.56	7.26	7.79	6.09	4.04	2.98	0.73	0.49	1186	1250
15-Day Moving Average	0.92	0.97	2.73	5.24	6.70	8.68	8.52	7.30	4.46	3.60	1.05	0.88		
7-Day Moving Average	1.18	1.40	3.05	6.41	7.78	9.17	9.72	7.66	5.26	4.26	1.29	0.94		
3-Day Moving Average	1.63	1.68	3.61	6.81	8.29	9.80	10.79	8.46	6.30	4.79	1.69	1.46		
80% Exceedance	mm/day												mm	



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

June 7, 2016

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

TLK PROPERTIES LLLP
650 N 2ND EAST ST
MOUNTAIN HOME ID 83647

Re: Transfer No(s): 78277, 78278 & 78279
Water Right No(s): 61-11974, 61-12186, 61-12204, 61-12206

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 Department has combined Transfer Approvals 78277, 78278 & 78279 for the convenience of the Applicant.

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

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

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

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee.

Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

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

Sincerely,

 Rachel Neely For.

Nick Miller

Western Regional Manager

Enclosure

CC:

THOMAS H CARSON
TLK FARMS INC TLK DAIRY INC
650 N 2ND E
MOUNTAIN HOME ID 83647

CERTIFICATE OF SERVICE

I hereby certify that on June 7, 2016 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below:

Re: Transfer No.: 78277, 78278 & 78279
Water Right No(s): 61-11974, 61-12186, 61-12204, 61-12206

TLK PROPERTIES LLLP
650 N 2ND EAST ST
MOUNTAIN HOME ID 83647

THOMAS H CARSON
TLK FARMS INC TLK DAIRY INC
650 N 2ND E
MOUNTAIN HOME ID 83647



Rachel Neely
Administrative Assistant

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

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

(Required by Rule of Procedure 730.02)

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

REQUEST FOR HEARING

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

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

MEMORANDUM

TO: Transfer No. 78277, 78278 & 78279
FROM: Patrick Kelly
DATE: 12/15/2015
RE: Evaluation of Application

The transfer proposes to swap irrigation rights 61-12186, 61-12204 and 61-12206 with irrigation right 61-11974. 61-11974 is the most senior right owned by TLK Properties, and the owner wishes to bring the most senior right to an area that is further developed. 61-12186 is being split and transferred to maintain existing combined uses stay in place, and that the only component of the transfer to change between the rights is the priority date exchange.

The site receiving the more senior right is located 6 miles directly south of Mountain Home. The site receiving the junior water rights is located 6.5 miles to the NW, near the Mountain Home Air Force Base.

Contact person for the applicant is Thomas Carson at 208-468-3500.

Deviations from Transfer Policy Standards

The four water rights being transferred were received in three separate transfer applications originally numbered 75308, 75307 and 75367. For purposes of simple data entry, an approval document was created using workflow transfer application processing 78279.

Application 78277 for 61-11974 does not accurately describe the POU associated with 61-11974, however Application 78279 does. 61-11974 is not identified on application 78279 and amendments are not being sought to correct the POU. The intent is clear throughout the three applications and the approval reflects such changes. The applicant will have an opportunity to file a petition if any discrepancy is found.

Summary of Information Submitted

Authority to File: Applicant TLK Properties LLLP is the current water right owner of 61-11974, 61-12186, 61-12204 and 61-12206. Transfer applications were signed by Terry L Ketterling. Mr. Ketterling is the registered agent of TLK Properties LLLP according to IDSOS records.

Water Right Validity: Beneficial use has been confirmed through power records provided by Idaho Power. Review staff has no information to suggest forfeiture concerns.

Injury to Other Water Rights: Because there are no proposed changes to the points of diversion or place of use, injury to other water users is not apparent.

Enlargement of Use: Historic combined use limits are being maintained to ensure that changes to diversion rate, volume and acres irrigated do not change. Farm B (Range 6 East pivots) desires the more senior rights and has a pre-transfer 4.30 cfs, 1,465 af on 366.5 ac (0.01 cfs/ac, 4.0 af/ac). Farm A (Range 5 East pivots) has a pre-transfer 4.24 cfs, 890 af on 212.0 acres (0.02 cfs/ac, 4.0 af/ac). No changes "on the ground" are taking place, only a transfer of rights to swap priority dates. Three of the four rights involved are moved without splitting but to maintain the pre-transfer rate, volume and acres at both farms, 61-12186 is being unstacked from 61-12204 and 61-12206. Total irrigated acres remain historically consistent at 366.5 acres and 212.0 acres (578.5 acres combined).

Local Public Interest: Review staff has no information to suggest this application is inconsistent with the local public interest.

Beneficial Use/Conservation of Water Resources: The application proposes beneficial use consistent with conservation of water resources in Idaho.

The application is consistent with criteria of I. C. § 42-222 and should be processed.

Additional Information/Analysis

Additional information was requested to the applicant a number of times for various items since first receiving the transfer applications in 2008. Water analyses were completed to address nature of use changes from irrigation to stockwater purposes as well as to verify the extent of ground water use using power records in 2014. This was later abandoned to strictly a transfer of priority date.

An amended transfer application was sent to the applicant in November of 2015 to correctly describe the place of use as well as to identify the number of acres that would be irrigated within the PPU. The Department received this information during an office visit by Mr. Carson on Dec 7, 2015. At the time of this memo, the applicant has responded to all of the Departments requests and processing of the transfer applications may commence.

Because changes to the way water is used on the ground is not changing, comment letters will not be solicited.

Discussion (combine with previous section if prefer)

There were a total of three transfer applications for the four water rights. To make processing simpler in data entry, all of the rights were entered as one application in workflow transfer application processing 78279. The approval document was drafted and edited to reflect the approval of all three transfer applications, and an approval date will be entered on the other two process applications, should the transfer be approved.

After all of the amended transfer applications and original nature of use change from irrigation to stockwater, the ultimate change was a swapping of priority dates from one group of pivots to another roughly seven miles apart.

Water right 61-12186 was split so that the diversion rate, volume, acres and combined use limits remained the same pre transfer at both places of use. During the combined use analyses, it was found that the combined use limits for 61-12186, 61-12204 and 61-12206 were entered incorrectly during a previous ownership change. The three child rights should have received a 65% share of the parent rights totaling 366.5, and instead a limit of 210.7 acres was issued. See the combined use memo (11/9/2015) for further information about this.

There are no surface water sources available where the right is being moved to the Range 5 East pivots. Right 61-11974 pre-transfer had no supplemental conditions on the right. Part of the POU at the Range 6 East pivots is within the boundaries of the S. Elmore Irrigation Company. Power records were collected by Sr. Agent Kay Walker to show that the ground water use was in fact primary. Because groundwater is determined to be the primary use at both locations, no supplemental to surface water conditions will be added to any of the rights, and will be removed from 61-12204.

A letter was mailed 11/9/2015 requesting additional information regarding security interest notification. Lien holder letters received had no reference to transfer 78278. However, letters do acknowledge #78277 & #78279 which includes both properties. Because the transfer does not

remove rate, volume or acre from either land, no decrease in land value is occurring. At the time the letter was sent in November, the lien holder letters that we had already received had not yet been discovered in my review of the documents.

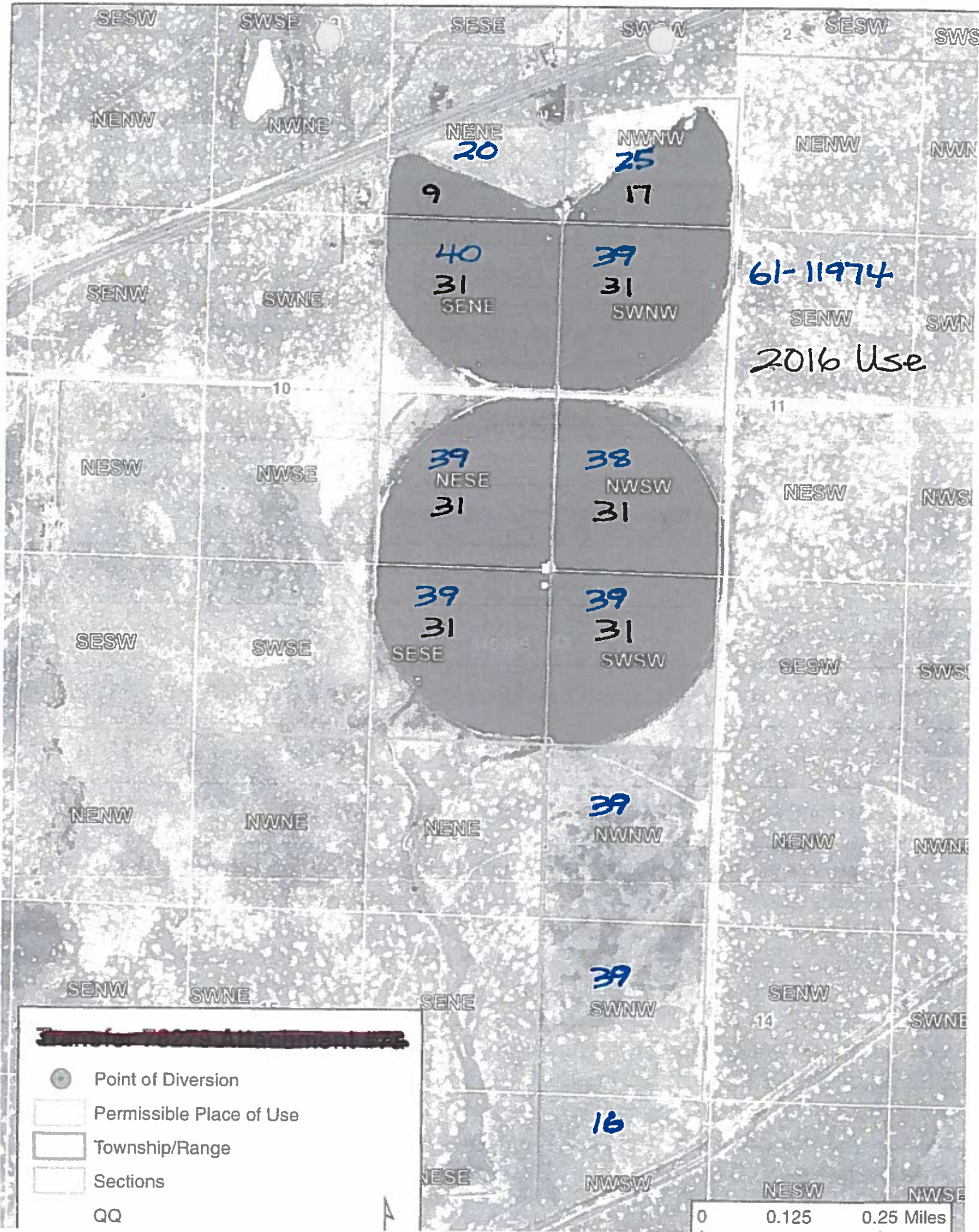
Condition 206 was added to all rights to identify acre limits within a PPU. Information was requested of the applicant to provide a shape file or information to identify what acres would be irrigated at both places of use. A map outlining the number of acres to be irrigated within each QQ was received for the 2016 season moving forward. The right owners will have to provide updated information any time they anticipate a change in acres irrigated within the PPU prior to the start of such a season.

Pursuant to Section 42-222, Idaho Code, the Department has discretion to provide public notice as deemed appropriate. The water right changes proposed through this transfer application do not appear to change the effect on the original or hydraulically connected water source or affect other water rights. Therefore, staff review of the transfer application found no cause to require public notice. This application will continue processing without advertisement and be forwarded for approval consideration.

SRBA processing has commenced. These rights were either decreed in 2000 or licensed in 1995. Data entry shows results were migrated to water right records.

Summary

Assuming protests are not filed and/or other information does not contradict the above analysis, the application can be approved as reflected by the draft approval.





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

November 9, 2015

TLK PROPERTIES LLLP
650 N 2ND EAST
MOUNTAIN HOME, ID 83647

COPY

RE: Application for Transfer No. 78277, 78278 & 78279

Dear Applicant:

On August 29, 2014, you filed amended applications for transfer of water rights 78277, 78278 & 78279. The purpose of the transfer is to swap priority dates for ground water rights at two places of use owned and operated by TLK Properties. Transfer 78277 will move water right 61-11974 carrying a 1966 priority to a location near TLK Properties Dairies. Transfer 78278 and 78279 will move rights, 61-12204, 61-12206 and 61-12186 with a 1976, 1993 and 1971 priority respectively to replace the irrigation right being moved under transfer 78277.

I am contacting you today in an effort to complete the application process. Amended application for transfer 78279 proposes transferring a portion of water right 61-12186. What is being moved will fulfill what is currently in place when combined with 61-12204 and 61-12206. Once completed, changes to the rights will only reflect a swap in priority dates, and combined use limits of rate, volume and acres will not be altered.

The following information is required to proceed with the transfer applications:

1. Review the Application for Transfer of Water Right No. 78279. Make any changes needed to correct any errors in the document. Once the application is accurate, sign and return the document to my office.
2. IDWR Condition of Approval #206 will be added to any rights considering a Permissible Place of Use. Condition #206 will read:

This right is limited to the irrigation of a specific 212 acres within the 373.0 acre place of use authorized by this right in a single irrigation season. The specific 212.0 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 212.0 acres to be irrigated within the 373.0 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.

You must identify the acres you will be irrigating using ground water for the 2016 season at both places of use. Areas irrigated by ground water within Township 4 South Range 6 East and 5 South Range 6 East (Group B on transfer application pg 3) shall not exceed a total of 366.5 acres. Areas irrigated by ground water within Township 4 South Range 5 East (Group

A on transfer application pg 3) shall not exceed a total of 212.0 acres. An interactive map tool may be used to assist you in measuring the correct area at <http://maps.idwr.idaho.gov/map/>. Please complete the maps and return this information to my office.

3. Amended Application for Transfer of Water Right received on August 29, 2014 indicated that NWFCs either holds liens, deeds of trust, mortgages, or contracts related to the water rights referenced above. Obtain a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Please return this document to my office labeled: Attachment 6 for Transfer No. 78277, 78278 and 78279.
4. Please review the Minimum Requirements Checklist page of the attached transfer application. Many of the items have been received by prior applications and were marked as either received or not applicable. The remaining items should be completed by the applicant and returned to my office.

Please submit the requested information for the application to be processed. You may seek additional time to provide the information by making a written request to interrupt processing for up to six months. The application will be rejected without a timely written reply within the next thirty (30) days. Refunds are not issued for rejected applications.

Please contact me at 208-334-2190 for additional information. You may also contact me to schedule a time to meet at my office and review application. Thank you for your attention to these matters.

Respectfully,



Patrick Kelly
Water Resource Agent
208.287.4933 phone
208.287.6700 fax
patrick.kelly@idwr.idaho.gov

Enclosure(s): Amended Transfer Application of Water Right No. 78279
Attachment #7a maps

MEMORANDUM

TO: Transfer Memo 78279
FROM: Patrick Kelly
DATE: 11/9/15
SUBJECT: Combined use limit review.

Current combined use limits for 61-12186, 61-12204 & 61-12206 state: 4.30 cfs, 1,465.0 af and 210.7 acres within a 366.5 acre PPU. Going back and tracking where this came from, I found that the three rights mentioned above come from an ownership change completed in 2008. The parent rights of 61-7097, 61-7262B & 61-7299 carry a combined limit of 6.53 cfs, 2,226.4 af and 556.6 acres on the issued decree.

An assignment of water rights was received showing the Ketterlings received a 65.85% share of the three parent rights in rate, volume and area. 65.85% of each parent right was then assigned in the name of TLK Properties LLLP. 65.85% of the parent right combined use limit should have resulted in a diversion rate of 4.3 cfs, 1,466.1 af and 366.5 acres. Instead, a combined use limit of 4.3 cfs, 1,465.0 af on 210.7 acres was issued post ownership change. The 210.7 acres matches the individual limit of 61-7097. It is my belief that the error was made by Department staff when they created the combined limit of 210.7 acres. A limit of for 366.5 acres should have been issued to match the 65.85% share of 556.6 acres.

The remaining 34.15% was issued to Frank Tiegs LLC during the ownership split. A combined use limit in conditions state that 61-12185, 61-12205 and 61-12203 shall not exceed 2.22 cfs, 760 af and 190 acres. This matches the 34.15% split of the parent rights. This confirms that a combined use limit of 366.5 acres should correct the 210.7 acre limit and that an expansion of any right by doing so will not result from such a change.

See the attached table breaking down the water right split.

Parent WR	Max Rate (cfs)	Max Vol (af)	POU (ac)
61-7097	6.40	1280.0	320.0
61-72628	0.60	160.0	40.0
61-7299	2.61	960.0	240.0
C.U.L.	6.53	2226.4	556.6
65.85%	4.30	1466.1	366.5
34.15%	2.23	760.3	190.1

Water Right	Status	OwnerList	Max Rate (cfs)	Max Vol (af)	Total AC	AC Limit
61-7097	PARENT	BAGNESCHI, ANTH	6.40	1280.0	820.0	320.0
61-12185	Active	FRANK TIEGS LLC	2.19	437.1	280.0	109.3
61-12186	Active	TLK PROPERTIES LL	4.21	842.9	540.0	210.7
	65.85% of parent right		4.21	842.9	540.0	210.7
	per acre		0.020	4.0		

Water Right	Status	OwnerList	Max Rate (cfs)	Max Vol (af)	Total AC	AC Limit
61-72628	PARENT	BAGNESCHI, ANTH	0.60	160.0	820.0	40.0
61-12205	Active	FRANK TIEGS LLC	0.20	54.6	280.0	13.7
61-12206	Active	TLK PROPERTIES LL	0.40	105.4	540.0	26.3
	65.85% of parent right		0.40	105.4	540.0	26.3
	per acre		0.015	4.0		

Water Right	Status	OwnerList	Max Rate (cfs)	Max Vol (af)	Total AC	AC Limit
61-7299	PARENT	BAGNESCHI, ANTH	2.61	960.0	820.0	240.0
61-12203	Active	FRANK TIEGS LLC	0.89	327.8	280.0	82.0
61-12204	Active	TLK PROPERTIES LL	1.72	632.2	540.0	158.0
	65.85% of parent right		1.72	632.2	540.0	158.0
	per acre		0.011	4.0		

Water Right	Status	OwnerList	Max Rate (cfs)	Max Vol (af)	Total AC	AC Limit
61-12186	Active	TLK PROPERTIES LL	4.21	842.9	540.0	210.7
61-12206	Active	TLK PROPERTIES LL	0.40	105.4	540.0	26.3
61-12204	Active	TLK PROPERTIES LL	1.72	632.2	540.0	158.0
	Combined Use Limit		4.30	1465.0	366.5	210.7
	Corrected Combined Use Limit		4.30	1466.1	540.0	366.5
	per acre		0.012	4.0		

Water Right	Status	OwnerList	Max Rate (cfs)	Max Vol (af)	Total AC	AC Limit
61-12185	Active	FRANK TIEGS LLC	2.19	437.1	280.0	109.3
61-12205	Active	FRANK TIEGS LLC	0.20	54.6	280.0	13.7
61-12203	Active	FRANK TIEGS LLC	0.89	327.8	280.0	82.0
	Combined Use Limit		2.22	760.0	280.0	189.8
	per acre		0.012	4.0		

Assignment of Water Rights

This Assignment of Water Rights is entered into this 12th day of June, 2008, between **Trekkel 12.5 acres, LLC**, an Arizona limited liability company as to an undivided 21.87% interest, **Anthony G. Bagneschi, PC 401K Plan** as to an undivided 8.60% interest, **Bryan K. Waggoner, PC 401K Plan** as to an undivided 8.60% interest, **KU Investments LLC**, a Nevada limited liability company as to an undivided 15.05% interest, **Boise 2730, LLC** as to an undivided 13.33% interest, **Anthony Bagneschi**, a married man as to an undivided 11.12% interest, **Bryan Waggoner**, a married man as to an undivided 12.72% interest, and **Ryan Kealy**, a married man as to an undivided 8.71% interest (collectively "Assignor") and **Terry L. Ketterling and Linda K. Ketterling**, husband and wife, whose address is 475 East 16th North, Mountain Home, Idaho 83647 ("Assignee").

By executing hereunder, Assignor does hereby assign its right, title, and interest in and to the following water rights:

1. Water Right 61-10770 in its entirety;
2. 65.85% of Water Rights 61-7097, 61-7262B, and 61-7299, including, but not limited to, the places of use, diversion rate (65.85% of 6.53 CFS), volume of use (65.85% of 2,226.4 AFA), and acre limit (65.85% of 556.6 acres), and the points of diversion for said water rights that are located in Section 35 of T. 4 S.. R. 6 E., Boise Meridian, Elmore County Idaho.
3. Grantor conveys 53 1/2 shares of the South Elmore Irrigation Company.

MEMORANDUM

TO: Transfer Nos. 78277, 78278 and 78279
FROM: Kay Walker
DATE: July 21, 2015
RE: Evaluation of Applications

These transfers propose to move one water right with a senior priority date to lands adjacent to applicant's dairy. He will then move the irrigation rights with junior priority dates to lands that the senior right was located on. The third transfer proposes a split of the right between the two properties. The goal is to have the senior water rights on the lands next to the dairy in case there is ever a call on ground water.

The dairy site is located approximately 2.5 miles northeast of Mountain Home Air Force Base on west side of Birds of Prey Area Boundary and south side of Hwy. 67. The site water will be moved from is located approximately 8 miles south of Mountain Home and 7.5 miles southeast of Mountain Home Air Force Base.

Contact person for the applicant is Tom Carson, Chief Financial Officer for TLK Farms and Dairies at 650 North 2nd East, Mountain Home, ID, 83647, phone (208)880-6363.

Deviations from Transfer Policy Standards

The applicant filed three transfer applications in December of 2008 through January of 2009. He had planned to develop a second dairy at the location the senior water rights are being moved off of. He intended to swap the senior and junior irrigation rights and utilize some of the water for dairy purposes. By the time we were ready to process the transfers his intentions had changed and so he amended the applications to what he plans to do at this time. He has removed all dairy uses from the amended applications because he has gone to raising dry cattle at one of the facilities and has enough dairy water at the current dairy location pursuant to his representative.

When the transfer applications were received by the Department back in 2008/2009 they were issued Transfer Nos. 75307 (now 78277), 75308 (now 78278) and 75367 (now 78279). These numbers were replaced with the new transfer numbers in 2013. On Amended Transfer 78278 the applicant has written that the application replaces 78277 but it should say "This replaces IDWR Transfer #78278".

Right 61-11974 was decreed with the well described to a 10 acre tract location. In preparing the amended applications it was recommended that he file his diversion points to a 40 acre tract location in case he has to replace a well in the future. In the case of his senior rights the wells were described to 10 acre tracts on two of the rights and to the 40 acre tract on the second right that described the same wells but had gone through a transfer process previously. Recommend we use 40 acre tract descriptions

to describe the wells under these rights to allow the right holder some flexibility in case of future well issues.

Summary of Information Submitted

We now have enough information to proceed with the review and processing of the transfer applications. The complexity of the applications was reduced by removal of the dairy use under the applications. The applicant paid filing fees required for the original applications way before the new transfer fee schedule came into effect. I believe that since the Department did not process the applications in a timely manner that we should not charge any more filing fees at this time.

Authority to File:

The applicants are the water right holders of record for each of the rights involved in these transfer applications. The applicants are also authorized to do business in the State of Idaho pursuant to Secretary of State's office.

Water Right Validity:

Right 61-11974 presumed to be valid. Recent beneficial use confirmed via aerial photography. About 160 acres appeared to be irrigated in 2009 and more than that was under irrigation in 2006. The right is limited to 212 acres in any irrigation season. Rights 61-12204, 61-12206 and 61-12186 were in use in 2009 on the appurtenant lands pursuant to aerial photography. The 556 acres under the combined rights are owned by TLK and Tiegs.

Injury to Other Water Rights:

No injury should occur. This proposal is just moving senior water rights to replace junior water rights and junior rights to replace the senior right. The amount of water should not change. Both of the properties involved under these transfer applications are within the Mountain Home Groundwater Management Area and Trust Water Area. Since they are just moving priority dates, there should be no injury to other rights.

Enlargement of Use:

No enlargement of the water rights is proposed.

Local Public Interest:

It is within the local public interest to allow water users flexibility in their water rights and moving them around for the best possible coverage.

Beneficial Use/Conservation of Water Resources:

The application proposes beneficial use consistent with conservation of water resources in Idaho.

The application is consistent with criteria of I. C. § 42-222 and should be processed.

Discussion

Data entry affected the correct records which are the partial decrees issued in October of 2000, and a license issued in 1995.

Overlapping rights at existing POD for Rt. 61-11974 are rights 61-12186, 61-12204 and 61-12206 which will be moved to the location that this right is currently appurtenant to. The proposed place of use has surface water shares from South Elmore Irrigation Company. Those shares were not appurtenant to the land under this transfer application until July of 2012. The applicant had only used a minimal amount of water from the irrigation district up to this time. See letter from the irrigation district in file.

Overlapping rights at existing POD for Rts. 61-12204, 61-12206 and 61-12186 are Rts. 61-12185, 61-12203 and 61-12205. These rights are the sibling rights 61-12186, 61-12204 and 61-12206. The sibling rights were created due to a change in ownership and now belong to Frank Tiegs LLC.

Summary

Assuming protests are not filed and/or other information does not contradict the above analysis, the application can be approved as reflected by the draft approval.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

February 20, 2015

TLK PROPERTIES LLP
ATTN: TOM CARSON
650 N 2ND EAST ST
MOUNTAIN HOME ID 83647

RE: Transfer Nos. 78277, 78278 and 78279

Dear Mr. Carson:

After several meetings with my co-workers in regard to the above referenced transfer applications, I offer the following information.

Transfer 78277 proposes to "move" primary water right 61-11974 with a 1966 priority date to lands where you have surface water from South Elmore Irrigation District available. Transfer 78278 proposes to "move" rights 61-12204 and 61-12206, which are supplemental rights to the South Elmore Irrigation District water, to the lands covered under a primary right only. Transfer 78279 proposes to split Rt. 61-12186 between the 2 locations.

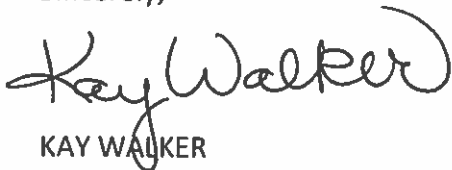
In review of these applications, we have to consider what expansion, if any, may occur if a primary right is moved to a supplemental situation, and when supplemental rights are moved to become a primary source of water. Enclosed, for your information are copies of pages 29 and 30 of our "Transfer Processing Policies & Procedures" memo. Please note that page 29 discusses changing supplemental rights to primary rights and what has to be done to accomplish this. We will require documentation of the amount of surface water you have used at your farm during each irrigation season for the last 5 years. We also will need documentation of how much ground water you have used per year, on both places, during the same 5 year period (this may require information for a period longer than 5 years, see attachment). If your surface water has been available and used during this period, you may have to reduce the acres to be transferred to account for any expansion that may occur. You may also want to inform us exactly how many irrigation district shares you have for your property, and how much each share is worth, so we can take that into account while we are determining if expansion will occur by the proposed changes.

If clear documentation cannot be provided of the amount of water that has been used under the three systems, it would be to your advantage to withdraw the transfer applications and

leave the water rights as they are now recorded. Both of your places are in the Mountain Home Groundwater Management Area and the Trust Water Area and at some time may be subject to water master control. At this time, however, they are not in an area that is being regulated as a water district.

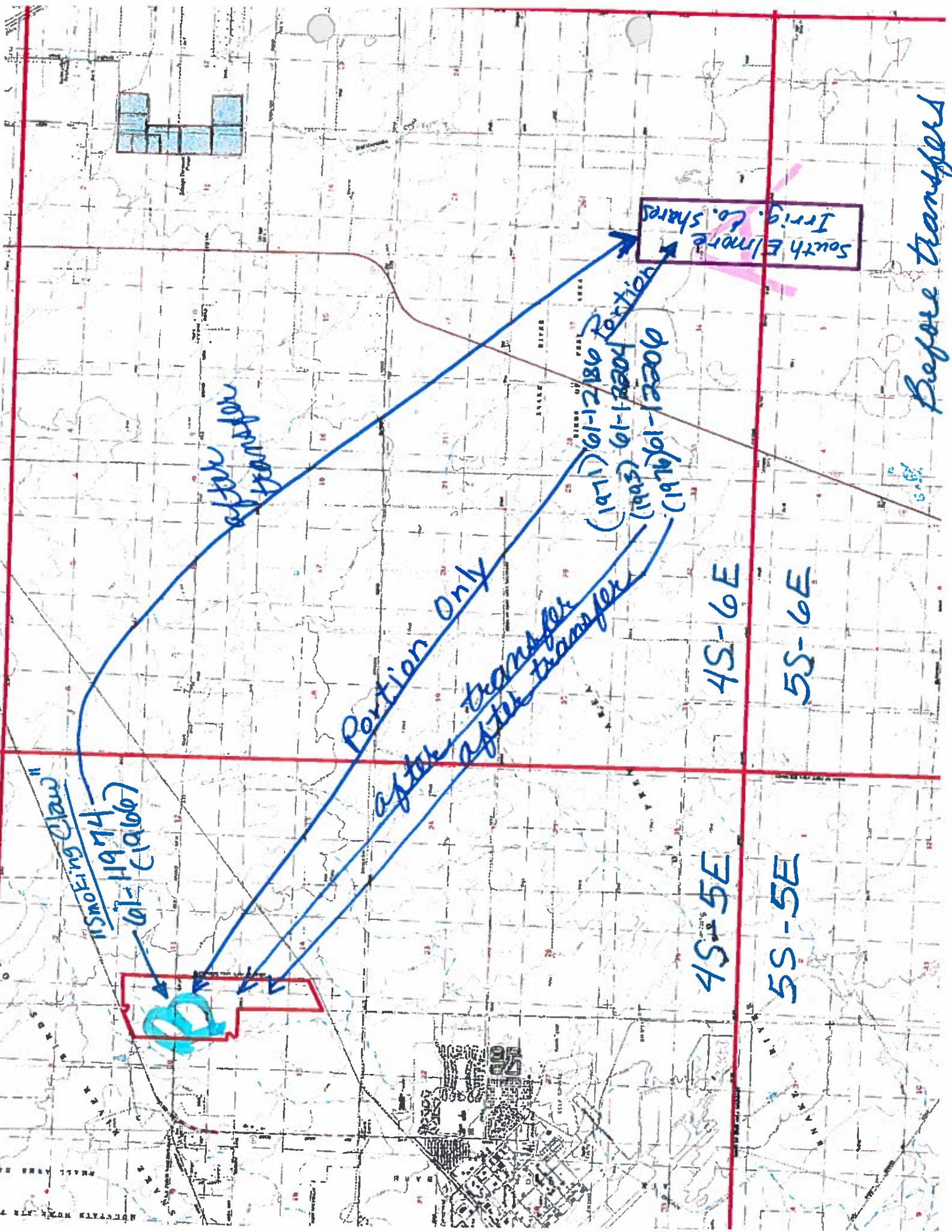
I am sorry it has taken so long to get this transfer review completed. If you have any questions regarding this matter, please feel free to contact me. I have set my retirement date for the end of August and would like to finalize these applications, one way or the other before then, if possible.

Sincerely,

A handwritten signature in black ink that reads "Kay Walker". The signature is written in a cursive style with a large, looping "K" and "W".

KAY WALKER
Sr. Water Resource Agent

Enclosures





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

July 3, 2014

TERRY L AND LINDA K KETTERLING
650 N 2ND E
MOUNTAIN HOME ID 83647

Re: Applications for Transfer Nos. 78277, 78278 and 78279

Dear Applicants:

Recently you requested more time to provide additional information for the above referenced applications.

Your request is approved. The information requested by the Idaho Department of Water Resources (IDWR) on June 25, 2014, is therefore due by **September 1, 2014**, to prevent the applications from being voided.

More information about water rights and other matters administered by IDWR is available on the Internet at www.idwr.idaho.gov. Please feel free to contact me at (208)334-2190 if you have any questions.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

2 July 2014

Kay Walker

Sr Water Resource Agent

Idaho Dept of Water Resources

2735 Airport Way

Boise, Idaho 83705-5082

RECEIVED

JUL 02 2014

WATER RESOURCES
WESTERN REGION

Dear Kay:

We are in receipt of your letter dated June 25, 2014 regarding our applications for transfer #78277, 78278 & 78279.

We plan on meeting with you within the next 60 days to provide you the information needed to proceed with these transfers. Therefore, please delay the processing of these water transfers until we have provided that information to you and do not issue a preliminary order to reject the applications.

Thank you for your attention to this matter. If you have questions please contact Tom Carson at 208-880-6363 or our office in Mountain Home at 208-587-9855.

Sincerely,



Linda Ketterling

Walker, Kay

From: Linda Ketterling [lindaketterling@gmail.com]
Sent: Wednesday, July 02, 2014 1:47 PM
To: Walker, Kay
Subject: signed letter
Attachments: IDWR.Kay.pdf

Hi Kay,

Please find attached the signed letter for applications for transfer water rights.

If you have any questions please contact Tom Carson or myself

Linda



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

June 25, 2014

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

TERRY L AND LINDA K KETTERLING
650 N 2ND E
MOUNTAIN HOME ID 83647

RE: Applications for Transfer Nos. 78277, 78278 and 78279

Dear Mr. and Mrs. Ketterling:

On January 2, 2014, I sent you a letter requesting information concerning Transfer No. 78277. I discussed the letter with Mr. Carson on January 13, 2014, and he said you were working on the information. I talked with Mr. Carson again on March 5, 2014, and sent him copies of each of the transfers that you have pending with us. As of today, I have not received any information in response to my January 2 letter. I have included a copy of that letter for your convenience.

Please advise the Department within the next 30 days how you wish to proceed with the transfers you have pending with our office. You may seek additional time to provide the information by making a written request to delay processing. Your written response, including the requested information or a request for more time to seek the information, must be received within the next thirty (30) days. Without a timely reply, IDWR will issue a preliminary order to reject the applications. The application fees will not be refunded for rejected applications. A rejected application may be re-filed when adequate information can be provided.

Thank you for your attention to this matter. If you have any questions or concerns regarding this matter, please do not hesitate to contact this office.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

Enclosure

7-2-14
Mr. Carson
called - had everything
ready to come in -
will send letter &
make appt. to
discuss. KW



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

January 2, 2014

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

TERRY L AND LINDA K KETTERLING
475 E 16TH N
MOUNTAIN HOME ID 83647

RE: Application for Transfer No. 78277 - "NEW DAIRY"

Dear Applicants:

We are in the process of reviewing the above application for transfer so it can be advertised and completed. Upon review of the amounts of water you have filed for stock water use we have found that you either need to dry up more acres than proposed OR reduce the amount of water requested for your stock water needs. The key factor is to not exceed the amount of water decreed under the water right so no enlargement occurs.

If you dry up 141 acres, as proposed, the total amount of consumptive volume for this proposal would exceed the consumptive use volume as currently recorded. When the consultant prepared your transfer he used an actual daily evapotranspiration (ET) factor of $1084 \text{ mm} \times .0032808 = 3.56 \text{ acre feet (af) per acre}$. The Department standards recommend use of precipitation deficit ET which is found to be $986 \text{ mm} \times .0032808 = 3.235 \text{ af per acre}$. This causes the consumptive use to be in error for the irrigation volume. So, $212 \text{ acres} \times 3.235 \text{ af/ac} = 685.8 \text{ acre feet in consumptive use volume}$. This is the amount that cannot be exceeded in the transfer process. The contractor's calculation for $212 \text{ acres} \times 3.56 \text{ af/ac} = 754.7 \text{ acre feet for consumptive use volume}$. As you can see, the contractor's number is high which changes the other factors in the determination of water needs for the proposed dairy. (FYI: millimeters $\times 0.0032808 =$ feet.)

The options are as follows:

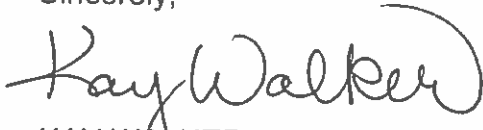
1. If you reduce the amount of water needed for stock to the recommended amounts of 35 gallons per day per head for lactating cows and 12 gallons per day per head of dry cattle, the consumptive use would be reduced and there would be no need to increase the number of acres to dry up.

2. If we proceed with the application the way it was submitted, you will have to dry up 152.7 acres rather than the proposed 141, to stay within the consumptive use volume limitation.

Once we resolve the issues identified above, it may change the information contained on the other 2 applications for transfer. So depending on your response, we may have to do more work to make the additional applications ready to process.

Please advise me how you wish to proceed on this application form. I cannot go any further in my review until I know how you want to proceed. Please contact me if you have any questions in regard to this matter.

Sincerely,

A handwritten signature in black ink that reads "Kay Walker". The signature is fluid and cursive, with the first name "Kay" and last name "Walker" clearly distinguishable.

KAY WALKER
Sr. Water Resource Agent

MEMO

From: Kay Walker *Kay*

To: Transfer Files

February 10, 2012

On February 6, 2012, Terry Ketterling and Thomas Carson came into the office to discuss Transfers 75307, 75308 and 75367 and to file an additional transfer of Rt. 61-11975 so that he could add a well for his dairy use. During this visit we went over the transfer applications and discussed the deficiencies.

The location of the place of use where lagoon water will be used was identified as follows:

Twp. 5S, Rge 6E

All of Sec. 10

W $\frac{1}{2}$ Sec. 11

NWNE, Sec. 11

All of Sec. 2

All of Sec. 3 except NW $\frac{1}{4}$

Mr. Carson will contact the lien holder's and request notarized statements that they are in agreement with the transfer of the water rights.

The applicant has South Elmore Irrigation District water on the lands that will be converted to dairy use. He stated he will be able to use his shares on other lands that he owns so the water will be utilized within the boundaries of the district.

I had identified some clerical errors on the transfer applications that I discussed with the applicant and during office visit Mr. Ketterling changed, dated and initialed so we could continue with review.

7 February 2012

TO: Idaho Department of Water Resources (IDWR)

FROM: Northwest Farm Credit Services (NWFCs)

RE: Water transfer #75307 & #75367

Gentlemen:

Please be advised that NWFCs has a mortgage on a part of the above referenced lands. NWFCs is not opposed to the water transfers referenced in these water transfer applications.

Erin O. Prew Dated: 2/13/2012

STATE OF IDAHO)

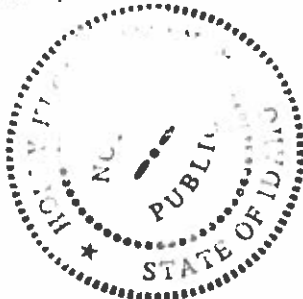
: ss.

County of Twin Falls)

On this 13th day of February, in the year 2012, before me, a notary public for the State of Idaho, personally appeared Erin Prew, and also known or identified to me to be the Credit Officer of NWFCs and whose name is subscribed to the within and foregoing instrument, and acknowledged to me on this day under oath, that, being informed of the contents of this agreement, ___ executed the same on behalf of NWFCs as ___ free and voluntary act and deed.

Holly Klosterman

Notary Public for the State of Idaho



Residing at: Twin Falls, Id

My Commission Expires: 12-15, 2013

RECEIVED

MAR 13 2012

WATER RESOURCES
WESTERN REGION

RECEIVED

NOV 08 2011

WATER RESOURCES
WESTERN REGION

7 November 2011

Kay Walker
Sr Water Resource Agent
Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705-5082

RE: Water right transfers #75307, 75308, and 75367

Dear Kay:

Please be advised we want the IDWR to continue to work on these water right transfers and to contact Thomas H Carson, should you have questions or need additional information.

Tom's mobile telephone number is 208-880-6363 or you can call our office at 208-587-9855.

Also, please change the mailing address on all of your documents to 650 North 2nd East, Mtn. Home, Idaho 83647.

Thank you for your assistance.

DE address
change -
pw
11/14/11


Linda Ketterling

FAXED
1:19pm.
11-7-11



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

October 14, 2011

TERRY L & LINDA K KETTERLING
475 E 16TH N
MOUNTAIN HOME ID 83647

RE: Applications for Transfer Nos. 75307, 75308 and 75367

Dear Applicants:

The above referenced transfer applications have been assigned for review and due to their age, we would like confirmation that you still wish to pursue these applications before putting too much time into them. The applications were submitted in December of 2008 and January of 2009 and it doesn't appear that we have done much work on them as of this date. A summary of each transfer application is as follows:

T. 75307 – Transfer to change a portion (2.82 cfs) of Rt. 61-11974 from an irrigation use to commercial and stockwater use in a dairy.

T. 75308 – Transfer to change remaining portion (1.42 cfs) of Rt. 61-11974 from an irrigation use to commercial and stockwater use in a dairy.

T. 75367 – Transfer to change portions (1.84 cfs) of Rts. 61-12186, 61-12204 and 61-12206 from irrigation uses to commercial and stockwater uses for a new dairy.

Since we have not processed these applications yet, if you wish to withdraw them, we can offer a refund of the filing fees submitted. We have enclosed a request for withdrawal of transfer form for your convenience. If you want to pursue the applications we will begin our review as soon as you advise us of your wishes.

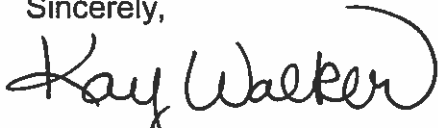
We also note that you had been working with a consultant during submittal of the applications. Do you want us to correspond with them in regard to these transfers if you decide to pursue them? Are you still working with TSK Enterprises? Please advise us of your wishes in this matter.

Please provide a response to the above questions for application processing to proceed. You may seek additional time to provide the information by making a written request to delay processing. Your written response, including the requested information or a request for more time to seek the information, must be

received within the next thirty (30) days. Without a timely reply, IDWR will issue a preliminary order to reject the applications. The application fees will not be refunded for rejected applications. A rejected application may be re-filed when adequate information can be provided.

Please feel free to contact me if you have any questions in regard to this matter. You can reach me at 334-2190. Thank you for your attention to this matter.

Sincerely,

A handwritten signature in black ink that reads "Kay Walker". The signature is fluid and cursive, with a large loop at the end of the last name.

KAY WALKER
Sr. Water Resource Agent

Enclosure

**T
S ENTERPRISES**

K 255 Blue Lakes Blvd, PMB 617
Twin Falls, Idaho 83301
208 324-6411

RECEIVED

JAN 12 2009

WATER RESOURCES
WESTERN REGION

Dec. 10, 2008

Idaho Department of Water Resources
322 East Front Street
P.O. Box 83720
Boise, Idaho 83720

Re: Two Water Transfers

Dear Mrs. Skaggs,

Enclosed is the following:

Transfers for Terry L. Ketterling, and Linda K. Ketterling (two transfers)

- A. Maps of existing dairy and proposed dairy
- B. Consumptive Use Calculations and supporting documentation
- C. Dairy Requirements
- D. Water Right No. 61-11974
- E. Ownership Documentation for Existing P/U
- F. Ownership Documentation for Proposed P/U
- G. Check for the filing fees.
- H. Crop Reports for 2004 thru 2008
- I. Well interference impact study(Thompson Engineering,Inc.)

Brief

Applicants propose to transfer Water Right 61-12186A, 61-12204A, and 61-12206A for irrigation to lands the water is being transferred to stock water use at two proposed dairy locations. The dairies are located approximately eight miles south of Mountain Home, and one mile east of Hwy 51, south of Beet Dump Road.

Consumptive Use and Rate to be Transferred

We have used 1999 records from the Agrimet Station at Grand View, and 1999 crop records from the ASCS office to create an average consumptive use rate. This was applied in the first transfer for the existing dairy.

Remarks

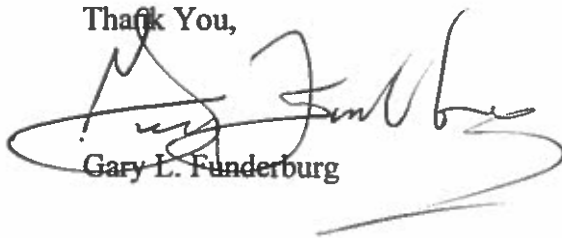
Jim Stanton of the Idaho Department of Water Resources, Southern Region, has assisted me with the calculations for the transfers. Mr. Stanton has advised me, per your phone conversation, of the department procedure to split the original water right (61-12186A), and issue appropriate water right numbers to the individual transfers. Jason Helms with Thompson Engineering assisted in the transfers. He has assign split numbers to the water rights.

Upon receipting the applications fees, please sign the last page of the applications and send me a copy along with the receipt so I may record a copy with my copies.

This water will be going to the property where the transfers for the dairy's are coming from.

Terry L. Ketterling, and Linda K.Ketterling hired TSK Enterprises LLC to file the applications. If you have any further questions, please contact me.

Thank You,

A handwritten signature in black ink, appearing to read "Gary L. Funderburg", is written over the printed name. The signature is stylized with a large, sweeping loop at the end.

Gary L. Funderburg

- This analysis to match indicated drawdown results in a base hydraulic conductivity of 6.8 ft/day
- W.D. Hennis Well Log (61-7017) drilled in 1967 indicates 1,100 gpm produced with an associated drawdown of 62 feet after pumping for 24 hours. This well is located approximately ½ mile to the southwest of the proposed diversion locations.
 - This analysis to match indicated drawdown results in a base hydraulic conductivity of 8.3 ft/day
- Elwood D. Wing (Squaw Creek Farms) Well Log (61-0717) drilled in 1989 indicates 2,700 gpm produced with an associated drawdown of 38 feet after pumping for 48 hours. This well is located approximately 1 mile to the northeast of the proposed diversion locations.
 - This analysis to match indicated drawdown results in a base hydraulic conductivity of 36.9 ft/day
- Elimination of the Elwood D. Wing Well due to its extreme variation from the other test values and averaging the remaining values gives an effective hydraulic conductivity of 9.1 ft/day.
- AQUIFER THICKNESS: Review of local well logs indicates multiple water bearing formations from depths of 250 feet to as much as 800 feet below ground. Based on this information, aquifer thickness was set at 500 feet thick for purposes of this analysis.
- STORATIVITY: Since the water bearing formations most likely exist under semi-confined conditions, a minimal storativity value of 0.0051 was selected to provide a conservative estimate of drawdown determinations.
- NET TRANSFER EFFECTS: The net ground water impacts resulting from the transfer was calculated by combining the impacts of the proposed pumping at the new location with the beneficial impacts resulting from the proposed transfer portion no longer diverted at its current point of diversion.

ANALYSIS RESULTS

After 1 year of pumping at the average rate of diversion based on 754.7 acre-ft per year transferred to the dairy sites and 624 acre-ft per year transferred back to the irrigation well, increased drawdown in the immediate vicinity of the dairy well is approximately 1-4 feet. Similarly, the water table rebounds approximately 1-3 feet from cessation of diversion in the vicinity of the well associated with 61-11974. The resulting calculated water table change map for the vicinity resulting from the combination of all proposed transfers is attached as **Figure 1**.

For any questions regarding this analysis, please contact:

Jason C. Helms, P.E.
Thompson Engineering, Inc.
(208) 745-8771

Calculated Water Table Change Ketterling Dairy & Irrigation Transfers 2008 (Mountain Home Ground Water Management Area)

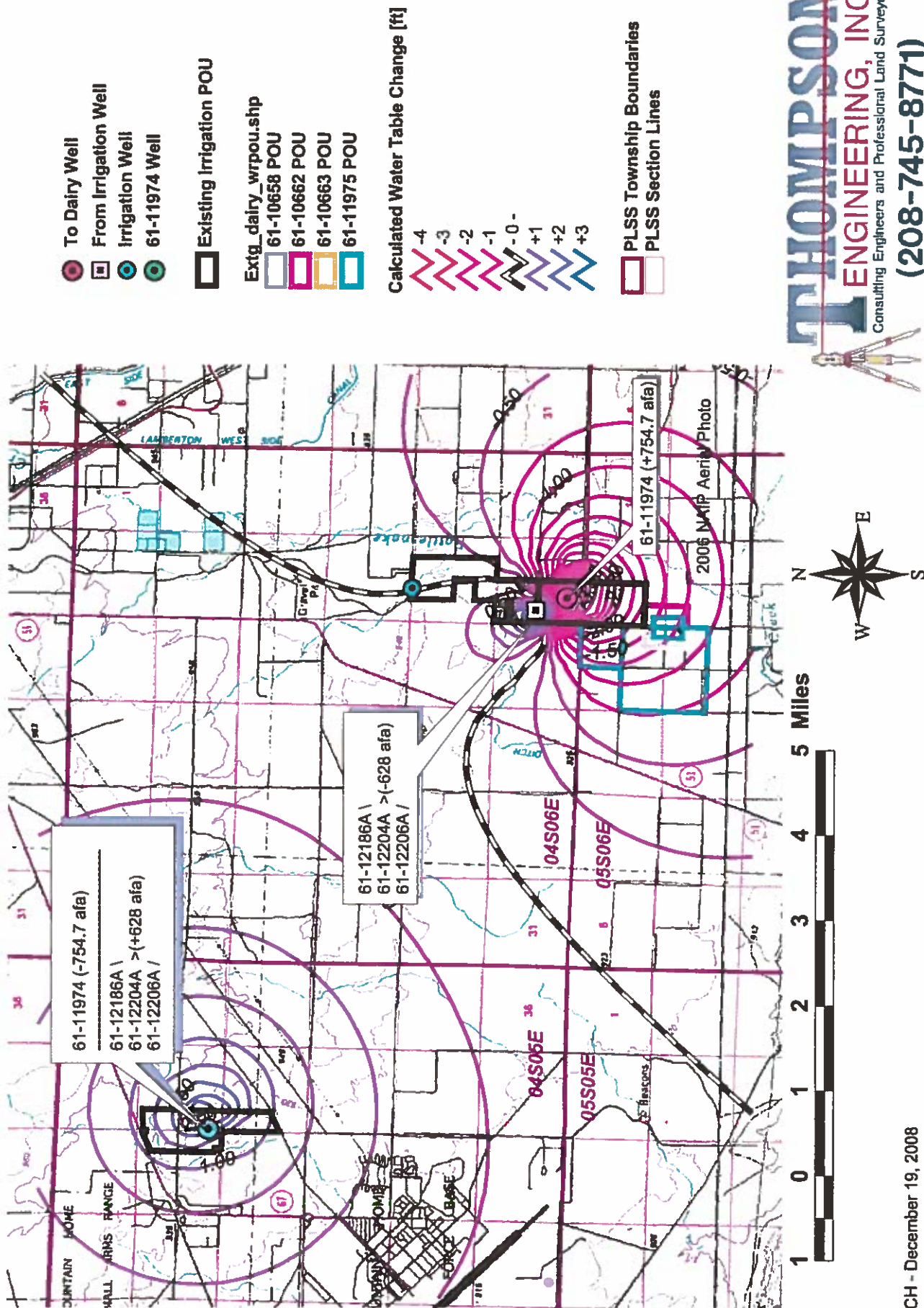


FIGURE 1

Appendix A:
Well Logs Utilized for Aquifer Parameter Estimation

		Sec.	

LOCATION OF WELL: County Elmore
sw nw 4 Sec. 3 T. 5 N/S R. 6 E/W

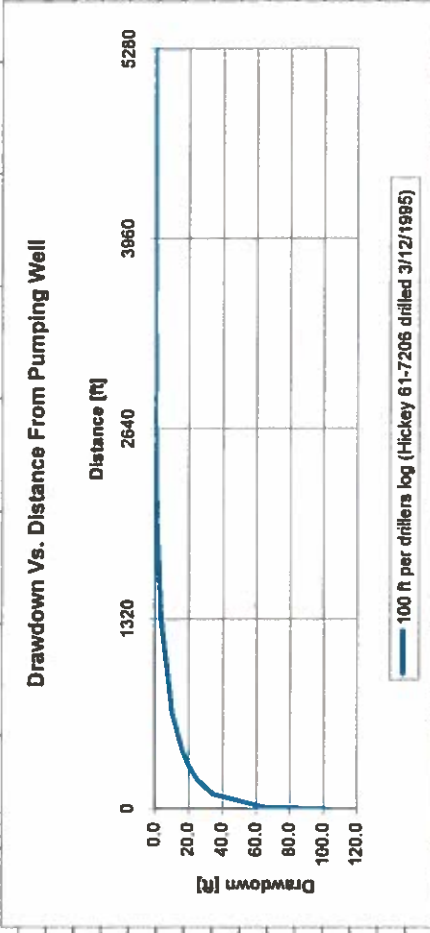
Work finished: 1/15/68
 Well Driller's Statement: This well was drilled under my supervision and this report is true to the best of my knowledge.
 Name: C. L. Hiddleston & Son
 Address: Rupert, Idaho
 Signed by: C. L. Hiddleston
 License No. 35 Date: 2/10/68
 Driller C. L. Hiddleston

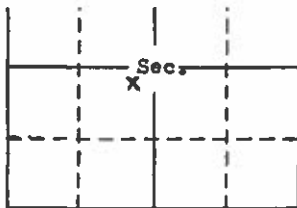
Use other side for additional remarks

USGS

Hydraulic Conductivity Estimation (Theis Drawdown Analysis of Well Log Pump Test)

Project:	Ketterling Water Right Transfer 2008									
Location:	Squaw Creek Well									
Hydraulic Conductivity (K)	8.3 [ft/day]									
Aquifer thickness (b)	500.0 [ft]									
Transmissivity (T)	3379.4 [ft ² /day]									
Storativity (S)	0.0051 [ft ³ /ft ³]									
Well Bore Diameter (r _o)	16.0 [in]									
Proposed Pumping Rate (Q)	1450.0 [gpm]									
	3.2 [cfs]									
	279144.4 [ft ³ /day]									
	2339.0 [ac-ft/yr]									
t [days]	1.2083333									
d [ft]	0.666666667	10	100	200	300	400	660	1320	1980	2640
u	1.38771E-07	3.12236E-05	0.003122	0.012489	0.028101	0.049958	0.13601	0.54404	1.224089	2.176159
W(u)	15.21323743	9.797168108	5.195087	3.818123	3.022647	2.468719	1.549349	0.509685	0.152509	0.038419
drawdown (h _o -h)	100.0	64.4	34.1	25.1	19.9	16.2	10.2	3.4	1.0	0.3
		100 ft per drillers log (Hickey 61-7206 drilled 3/12/1995)								





LOCATION OF WELL: County Blaine
NE 1/4 SE 1/4 Sec. 35 T. 45 N/S R. 6E/W

Work finished: 2-1-68
Well Driller's Statement: This well was drilled under my supervision and this report is true to the best of my knowledge.
Name: Robert Denton
Address: Paul, Idaho
Signed by: Robert E. Denton
License No. 79 Date: 6-29-68

Use other side for additional remarks

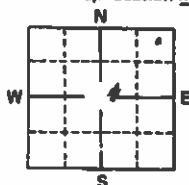
USGS

Project:	Ketterling Water Right Transfer 2008					
Location:	Hennies Well					
Hydraulic Conductivity (K)	8.3 [ft/day]					
Aquifer thickness (b)	500.0 [ft]					
Transmissivity (T)	4138.6 [ft²/day]					
Storativity (S)	0.0051 [ft³/ft³]					
Well Bore Diameter (r_o)	16.0 [in]					
Proposed Pumping Rate (Q)	1100.0 [gpm]					
	2.5 [cfs]					
	211764.7 [ft³/day]					
	1774.4 [ac-ft/yr]					
t [days]	1					
d [ft]	0.666666667					
u	1.36921E-07					
W(u)	15.22665974					
drawdown (hw-h)	62.0					
	62 ft per drillers log (Hickey 61-7206 drilled 3/12/1995)					

Describe access port 2 in pipe into casing and
flush with pump pad.

8. LOCATION OF WELL

Sketch map location must agree with



County

NE & NE Sec. 35, T. 45 S., R. 10E E.

Subdivision Name

Aug 13 1990

Lot No.

Block No.

10.

Work started 2-4-89 finished 5-24-89

11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were
complied with at the time the rig was removed.

Carl Hickey

Firm Name well drilling Firm No. 160

Address Box 243 Ltn Home Tn Date 7-9-89

Signed by (Firm Official)

and

(Operator)

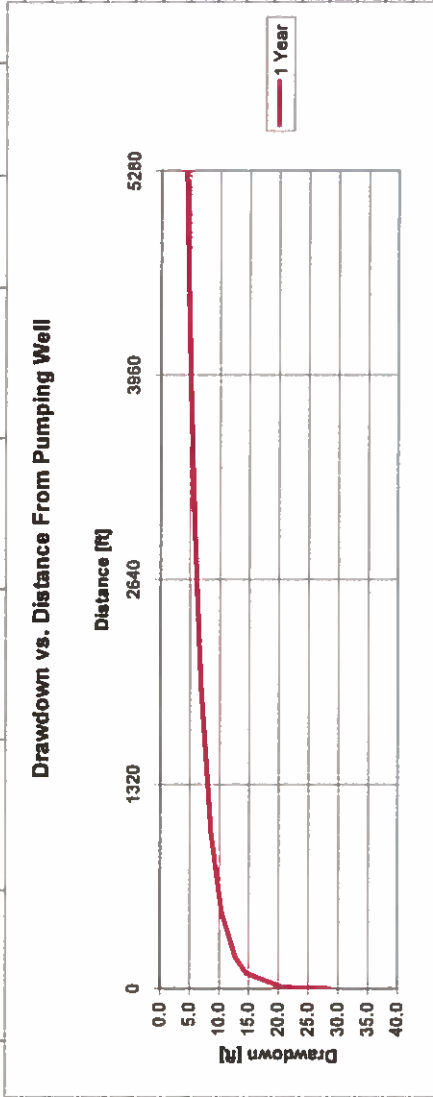
Appendix B:
Theis Analysis Drawdown Calculations

Theis Drawdown Analysis (Ketterling Water Right Transfer, 2008)

Project:	Terry & Linda Ketterling Transfer Impact Analysis									
Location:	Proposed New Well									
Designer:	Jason C. Helms, P.E.									
Hydraulic Conductivity (K)	9.1 [ft/day]									
Aquifer thickness (b)	500.0 [ft]									
Transmissivity (T)	4550.0 [ft^2/day]									
Storativity (S)	0.0051 [ft^3/ft^3]									
Well Bore Diameter (r ₀)	12.0 [in]									
Proposed Pumping Rate (Q)	467.9 [gpm]									
	1.04 [cfs]									
	90067.8 [ft^3/day]									
	754.7 [ac-ft/yr]									

Theis Drawdown Analysis (Ketterling Water Right Transfer, 2008)

Project:	Terry & Linda Ketterling Transfer Impact Analysis									
Location:	Existing Well 61-11974									
Designer:	Jason C. Helms, P.E.									
Hydraulic Conductivity (K)	9.4 [ft/day]									
Aquifer thickness (b)	500.0 [ft]									
Transmissivity (T)	4550.0 [ft ² /day]									
Storativity (S)	0.0051 [ft ³ /ft ³]									
Well Bore Diameter (r ₀)	12.0 [in]									
Proposed Pumping Rate (Q)	386.8 [gpm]									
	0.86 [cfs]									
	74489.7 [ft ³ /day]									
	624.0 [ac-ft/yr]									



Appendix C:
Irrigation Transfer Water Right Split Calculations

Ketterling Transfers
TWP. 05S, RNG. 6E

				Original Irrigation WR (After Tran 4569)		
		Water Right #		61-7097	61-7299	61-7262B
		Priority		8/30/1971	10/29/1993	6/4/1976
		Status		Decreed	License	Decreed
		Listed Owner		Reyes Lopez	Reyes Lopez	Reyes Lopez
		Source		Ground Water	Ground Water	Ground Water
		POD		4S,6E-26 NWNE 4S,6E-35 SWNW	4S,6E-26 NWNE 4S,6E-35 SWNW	4S,6E-26 NWNE 4S,6E-35 SWNW
		USE		Irrigation	Irrigation	Irrigation
		Diversion Rate		6.40	2.61	0.60
		Volume		1280	960	160
		Acre Limit		320.0	240	40
Combined Diversion Rate Limit				6.53 cfs		
Combined Volume Limit				2226.4 af/yr		
Combined Acre Limit				556.6 acres		
PPU Acres				820		
TWP	RNG	Sec.	QQ			
4S	6E	26	NENE			
		pod #1	NWNE	40	40	40
			SWNE	40	40	40
			NENW	40	40	40
			SENE	40	40	40
			SESW	40	40	40
			NWSE	40	40	40
			SWSE	40	40	40
		35	NENW	38	38	38
			NWNW	30	30	30
		pod #2	SWNW	38	38	38
			SENE	40	40	40
			NESW	40	40	40
			NWSW	40	40	40
			SWSW	40	40	40
			SESW	40	40	40
5S	6E	2	NENW	39	39	39
			NWNW	39	39	39
			SWNW	39	39	39
			SENE	39	39	39
			NESW	39	39	39
			NWSW	39	39	39
TOTAL:				820	820	820

Ketterling Transfers
TWP. 05S, RNG. 6E

Both POD's listed for rights 12185, 12203

Split of 61-12205 is not proportional to original rights

Apparent errors in POU and acre limit for 12205

LCSC, Ent. Current Water Rights			
Water Right #	61-12185	61-12203	61-12205
Priority	8/30/1971	10/29/1993	6/4/1976
Status	Decreed	License	Decreed
Listed Owner	LCSC Enterprises, LLC	LCSC Enterprises, LLC	LCSC Enterprises, LLC
Source	Ground Water	Ground Water	Ground Water
POD	4S,6E-26 NWNWNE 4S,6E-35 SESWNW	4S,6E-26 NWNE 4S,6E-35 SWNW	4S,6E-26 NWNWNE 4S,6E-35 SESWNW
USE	Irrigation	Irrigation	Irrigation
Diversion Rate	2.18	0.89	0.20
Volume	436.5	327.4	54.6
Acre Limit	109.4	81.9	13.6
Combined Diversion Rate Limit	2.23 cfs		
Combined Volume Limit	761.4 af/yr		
Combined Acre Limit	189.8 acres		
PPU Acres	280		
TWP	RNG	Sec.	QQ
4S	6E	26	NENE
		pod #1	NWNE
			SWNE
			NENW
			SENW
			SESW
			NWSE
			SWSE
		35	NENW
			NWNW
		pod#2	SWNW
			SENW
			NESW
			NWSW
			SWSW
			SESW
5S	6E	2	NENW
			NWNW
			SWNW
			SENW
			NESW
			NWSW
TOTAL:		280	280
			540

J Helms:
Error, Water Right
Indicates 210.6 ac. but
proportional split
calculated at 13.6 ac

J Helms:
Error, POU appears
confused between
61-12205 & 61-12206

Ketterling Transfers
TWP. 05S, RNG. 6E

2 wells indicated in NWNE-26 under WR 12186

Split of 61-12206 is not proportional to original rights

Apparent errors in POU and acre limit for 12186

				Ketterling Current Water Rights		
		Water Right #		61-12186	61-12204	61-12206
		Priority		8/30/1971	10/29/1993	6/4/1976
		Status		Decreed	License	Decreed
		Listed Owner		Linda & Terry Ketterling	Linda & Terry Ketterling	Linda & Terry Ketterling
		Source		Ground Water	Ground Water	Ground Water
		POD		4S,6E-26 NWNWNE 4S,6E-35 SESWNW	4S,6E-26 NWNE 4S,6E-35 SWNW	4S,6E-26 NWNWNE 4S,6E-35 SESWNW
		USE		Irrigation	Irrigation	Irrigation
		Diversion Rate		4.22	1.72	0.40
		Volume		843.5	632.6	105.4
		Acre Limit		210.6	158.1	26.4
		Combined Diversion Rate Limit		4.30 cfs		
		Combined Volume Limit		1465.0 af/yr		
		Combined Acre Limit		366.8 acres		
		PPU Acres		540		
TWP	RNG	Sec.	QQ			
4S	6E	26	NENE			
		pod #1	NWNE	40		
			SWNE	40		
			NENW	40		
			SENE	40		
			SESW	40		
			NWSE	40		
			SWSE	40		
		35	NENW		38	40
			NWNW		30	32
		pod#2	SWNW		38	38
			SENE		40	39
			NESW		40	39
			NWSW		40	40
			SWSW		40	39
			SESW		40	39
5S	6E	2	NENW		39	39
			NWNW		39	39
			SWNW		39	40
			SENE		39	39
			NESW		39	38
			NWSW		39	39
TOTAL:				280	540	540

J Helms:
Error, Water Right
Indicates 1.2 ac.

J Helms:
Error, Water Right
Indicates 38.8 ac, but
proportional split
calculated at 26.4 ac.

J Helms:
Error, POU appears
confused between
61-12205 & 61-12206

Ketterling Transfers
TWP. 05S, RNG. 6E

				Proposed Split & Transfer to 61-11974 POD		
		Water Right #		61-12186A	61-12204A	61-12206A
		Priority		8/30/1971	10/29/1993	6/4/1976
		Status		Decreed	License	Decreed
		Listed Owner		Linda & Terry Ketterling	Linda & Terry Ketterling	Linda & Terry Ketterling
		Source		Ground Water	Ground Water	Ground Water
		POD		4S,5E-11 NNWSWSW	4S,5E-11 NNWSWSW	4S,5E-11 NNWSWSW
		USE		Irrigation	Irrigation	Irrigation
		Diversion Rate		1.81 cfs	0.74 cfs	0.17 cfs
		Volume		361.0 af/yr	270.8 af/yr	45.1 af/yr
		Acre Limit		90.3 Calculated	67.7 Calculated	11.3 Calculated
		Combined Diversion Rate Limit		1.84 cfs		
		Combined Volume Limit		628.0 af/yr		
		Combined Acre Limit		157.0 acres		
		PPU Acres		157		
TWP	RNG	Sec.	QQ			
4S	6E	26	NENE			
		pod #1	NWNE			
			SWNE			
			NENW			
			SENE			
			SESW			
			NWSE			
			SWSE			
		35	NENW			
			NWNW			
		pod#2	SWNW			
			SENE			
			NESW			
			NWSW			
			SWSW			
			SESW			
5S	6E	2	NENW	39	39	39
			NWNW	39	39	39
			SWNW	40	40	40
			SENE	39	39	39
			NESW			
			NWSW			
TOTAL:				157	157	157

Ketterling Transfers
TWP. 05S, RNG. 6E

				Remaining Water Rights		
		Water Right #		61-12186B	61-12204B	61-12206B
		Priority		8/30/1971	10/29/1993	6/4/1976
		Status		Decreed	License	Decreed
		Listed Owner		Linda & Terry Ketterling	Linda & Terry Ketterling	Linda & Terry Ketterling
		Source		Ground Water	Ground Water	Ground Water
		POD		4S,6E-26 NWNWNE	4S,6E-26 NWNE	4S,6E-26 NWNWNE
		USE		4S,6E-35 SESWNW	4S,6E-35 SWNW	4S,6E-35 SESWNW
		Diversion Rate		2.41 cfs	0.98 cfs	0.23 cfs
		Volume		482.5 af/yr	361.8 af/yr	60.3 af/yr
		Acre Limit		120.3 Calculated	90.4 Calculated	15.1 Calculated
		Combined Diversion Rate Limit		2.46 cfs		
		Combined Volume Limit		837.0 af/yr		
		Combined Acre Limit		209.8 acres		
		PPU Acres		383		
TWP	RNG	Sec.	QQ			
4S	6E	26	NENE			
		pod #1	NWNE			
			SWNE			
			NENW			
			SENE			
			SESW			
			NWSE			
			SWSE			
		35	NENW	40	40	40
			NWNW	32	32	32
		pod#2	SWNW	38	38	38
			SENE	39	39	39
			NESW	39	39	39
			NWSW	40	40	40
			SWSW	39	39	39
			SESW	39	39	39
5S	6E	2	NENW			
			NWNW			
			SWNW			
			SENE			
			NESW	38	38	38
			NWSW	39	39	39
TOTAL:				383	383	383

Appendix D:
Water Right Split Calculations for Dairy Transfers

Ketterling Transfers
TWP. 05S, RNG. 66E

				Extg. Irr. WR
		Water Right #		61-11974
		Status		Decreed
		Listed Owner		TLK Fams, Linda & Terry Ketterling
		Source		Ground Water
		POD		4S,5E-11 NWSWSW
		POU		373 Ac. PPU
		USE		Irrigation
		Priority		6/17/1966
		Diversion Rate		4.24
		Diversion Rate Combined Limit		
		Volume		890
		Volume Combined Limit		
		Acres		212
		Animals		
		Combined Volume LIMIT		
TWP	RNG	Sec.	QQ	
4S	5E	10	NENE	20
			SENE	40
			NESE	39
			SESE	39
		11	NWNW	25
			SWNW	39
			NWSW	38
			SWSW	39
		14	NWNW	39
			SWNW	39
			NWSW	16
				373.0

Proposed Split	
61-11974A	61-11974B
Proposed	Proposed
Linda & Terry Ketterling	Linda & Terry Ketterling
Ground Water	Ground Water
5S,6E-2 NWNWNE 5S,6E-2 NWNENE +4S,6E-35 NWNWSW	5S,6E-3 NWNENE 5S,6E-3 NWNE
TO Existing Dairy Expansion 5S,6E-2.NW	TO New Dairy 5S,6E-3 NE
Stockwater & Commercial	Stockwater & Commercial
6/17/1966	6/17/1966
2.82	1.42
502.0	252.7
141.0	71.0
	20
	40
	39
	39
25	
39	
38	
39	
	39
	39
	16
141.0	232.0