

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 78300**

This is to certify that: **SOUTHFIELD PROPERTIES LLC**
3308 S 1600 E
WENDELL, ID 83355

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>
37-2549	WR/DECREED	3/11/1954	1.860 cfs	400.0 af	100.0	576.0	GROUND WATER
37-2550	WR/DECREED	3/11/1954	2.670 cfs	568.0 af	142.0	576.0	GROUND WATER
37-2761B	WR/DECREED	7/14/1967	5.040 cfs	2072.0 af	518.0	602.0	GROUND WATER
37-7370	WR/DECREED	7/22/1974	3.260 cfs	652.0 af	163.0	576.0	GROUND WATER
37-7572	WR/DECREED	3/21/1977	2.530 cfs	492.0 af	123.0	576.0	GROUND WATER
37-7634	WR/DECREED	5/23/1977	1.310 cfs	N/A	N/A	576.0	GROUND WATER
37-8326	WR/LICENSE	1/6/1988	1.360 cfs	N/A	518.0	602.0	GROUND WATER
37-8732	WR/LICENSE	4/13/1991	3.000 cfs	1273.4 af	N/A	587.0	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>
37-2549	NO	NO	YES	YES	NO	NO
37-2550	NO	NO	YES	YES	NO	NO
37-2761B	YES	YES	YES	YES	NO	NO
37-7370	NO	NO	YES	YES	NO	NO
37-7572	NO	NO	YES	YES	NO	NO
37-7634	NO	NO	YES	YES	NO	NO
37-8326	YES	YES	YES	YES	NO	NO
37-8732	NO	NO	YES	YES	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
37-2549	37-2549	1.860 cfs	400.0 af	100.0	686.0	N/A	N/A	N/A	N/A	N/A
37-2550	37-2550	2.670 cfs	568.0 af	142.0	686.0	N/A	N/A	N/A	N/A	N/A
37-2761B	37-22803	0.740 cfs	147.6 af	36.9	686.0	37-2761B	4.300 cfs	1876.0 af	469.0	545.0
37-7370	37-7370	3.260 cfs	652.0 af	163.0	686.0	N/A	N/A	N/A	N/A	N/A
37-7572	37-7572	2.530 cfs	492.0 af	123.0	686.0	N/A	N/A	N/A	N/A	N/A
37-7634	37-7634	1.310 cfs	558.6 af	576.0	686.0	N/A	N/A	N/A	N/A	N/A
37-8326	37-22802	0.120 cfs	24.0 af	6.0	686.0	37-8326	1.240 cfs	N/A	510.0	545.0
37-8732	37-8732	3.000 cfs	1273.4 af	587.0	686.0	N/A	N/A	N/A	N/A	N/A

Transfer No. 78300

SUPPORT DATA

IN FILE #

37-2549

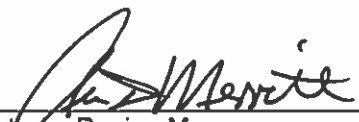
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
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COMBINED TOTALS 11.660 cfs 2519.6 af 629.9 686.0 N/A N/A N/A N/A

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

Dated this 18th day of May, 2016.



Southern Region Manager



WATER RIGHT NO. 37-8326

As Modified by Transfer No. 78300

In accordance with the approval of Transfer No. 78300, Water Right No. 37-8326 is now described as follows:

Right Holder: SOUTHFIELD PROPERTIES LLC
3308 S 1600 E
WENDELL, ID 83355

Priority Date: 1/7/1988

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 4/01 **To** 10/31

Diversion Rate
1.240 cfs
1.240 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SESE Sec 10 Twp 06S Rge 14E GOODING County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	14E	10	40.0	40.0	38.0	26.0	33.0			37.0	40.0			33.0	26.0	39.0	33.0	33.0	418.0
06S	14E	15	34.0	32.0	29.0	32.0													127.0

Right Acre Limit: 510.0

POU Total Acres: 545.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 510 acres within the place of use described above in a single irrigation season.
2. Use of this right with Right 37-02761B is limited to a total combined annual diversion volume of 2180.0 af and to the irrigation of a combined total of 545 acres in a single irrigation season.
3. This right when combined with Right 37-02761B and all other rights shall provide no more than .02 cfs per acre.
4. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right.
5. 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.

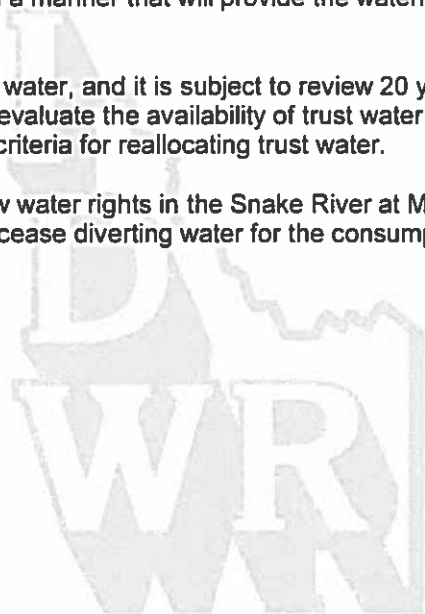
Transfer No. 78300

WATER RIGHT NO. 37-8326

As Modified by Transfer No. 78300

CONDITIONS OF APPROVAL

6. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
8. This right is for the use of trust water, and it is subject to review 20 years after its initial approval (date of permit approval) to re-evaluate the availability of trust water for the authorized use and to re-evaluate the public interest criteria for reallocating trust water.
9. When the minimum stream flow water rights in the Snake River at Murphy Gage are not being satisfied, the right holder shall cease diverting water for the consumptive uses authorized by this right.



WATER RIGHT NO. 37-22802**As Modified by Transfer No. 78300**

In accordance with the approval of Transfer No. 78300, Water Right No. 37-22802 is now described as follows:

Right Holder: SOUTHFIELD PROPERTIES LLC
3308 S 1600 E
WENDELL, ID 83355

Priority Date: 1/6/1988

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	4/01	to 10/31	0.120 cfs	24.0 af
			0.120 cfs	24.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENENE	Sec 18 Twp 06S Rge 14E	GOODING County
GROUND WATER	NENENE	Sec 18 Twp 06S Rge 14E	GOODING County
GROUND WATER	NENENW	Sec 18 Twp 06S Rge 14E	GOODING County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	14E	7	38.0	2.0	8.0	39.0					4.0			20.0	39.0	40.0	40.0	39.0	269.0
06S	14E	18	39.0	40.0	40.0	39.0	40.0		15.0	40.0	40.0	42.0	14.0	12.0	22.0	34.0			417.0

Right Acre Limit: 6.0

POU Total Acres: 686.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 6 acres within the authorized place of use in a single irrigation season.
2. Rights 37-8732, 37-2549, 37-2550, 37-7370, 37-7572, 37-7634, 37-22802 and 37-22803 when combined shall not exceed a total diversion rate of 11.66 cfs, a total annual maximum diversion volume of 2519.6 af at the field headgate, and the irrigation of 629.9 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.

WATER RIGHT NO. 37-22802

As Modified by Transfer No. 78300

CONDITIONS OF APPROVAL

5. Prior to the diversion and use of water under Transfer approval 78300, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7. The right holder shall maintain lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
8. This right is for the use of trust water, and it is subject to review 20 years after 3/12/1991 (date of permit approval) to re-evaluate the availability of trust water for the authorized use and to re-evaluate the public interest criteria for reallocating trust water.
9. When the minimum stream flow water rights in the Snake River at Murphy Gage are not being satisfied, the right holder shall cease diverting water for the consumptive uses authorized by this right.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 37-8732**As Modified by Transfer No. 78300**

In accordance with the approval of Transfer No. 78300, Water Right No. 37-8732 is now described as follows:

Right Holder: SOUTHFIELD PROPERTIES LLC
3308 S 1600 E
WENDELL, ID 83355

Priority Date: 4/13/1991

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	4/01	to 10/31	3.000 cfs	1273.4 af
			3.000 cfs	1273.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENENE	Sec 18 Twp 06S Rge 14E	GOODING County
GROUND WATER	NENENE	Sec 18 Twp 06S Rge 14E	GOODING County
GROUND WATER	NENENW	Sec 18 Twp 06S Rge 14E	GOODING County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	14E	7	38.0	2.0	8.0	39.0					4.0			20.0	39.0	40.0	40.0	39.0	269.0
06S	14E	18	39.0	40.0	40.0	39.0	40.0		15.0	40.0	40.0	42.0	14.0	12.0	22.0	34.0			417.0

Right Acre Limit: 587.0

POU Total Acres: 686.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 587 acres within the authorized place of use in a single irrigation season.
2. Rights 37-8732, 37-2549, 37-2550, 37-7370, 37-7572 and 37-7634 when combined shall not exceed a total diversion rate of 10.8 cfs and a total annual maximum diversion volume of 2348 a.f at the field headgate, and the irrigation of 587 acres..
3. Rights 37-8732, 37-2549, 37-2550, 37-7370, 37-7572, 37-7634, 37-22802 and 37-22803 when combined shall not exceed a total diversion rate of 11.66 cfs, a total annual maximum diversion volume of 2519.6 af at the field headgate, and the irrigation of 629.9 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

WATER RIGHT NO. 37-8732
As Modified by Transfer No. 78300

CONDITIONS OF APPROVAL

5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
6. Prior to the diversion and use of water under Transfer approval 78300, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
7. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
8. The right holder shall maintain lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
9. This right is for the use of trust water, and it is subject to review 20 years after 1/27/1992 (date of permit approval) to re-evaluate the availability of trust water for the authorized use and to re-evaluate the public interest criteria for reallocating trust water.
10. When the minimum stream flow water rights in the Snake River at Murphy Gage are not being satisfied, the right holder shall cease diverting water for the consumptive uses authorized by this right.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 37-2549**As Modified by Transfer No. 78300**

In accordance with the approval of Transfer No. 78300, Water Right No. 37-2549 is now described as follows:

Right Holder: SOUTHFIELD PROPERTIES LLC
3308 S 1600 E
WENDELL, ID 83355

Priority Date: 3/11/1954

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	1.860 cfs	400.0 af
			1.860 cfs	400.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENENE	Sec 18 Twp 06S Rge 14E	GOODING County
GROUND WATER	NENENE	Sec 18 Twp 06S Rge 14E	GOODING County
GROUND WATER	NENENW	Sec 18 Twp 06S Rge 14E	GOODING 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	
06S	14E	7	38.0	2.0	8.0	39.0					4.0				20.0	39.0	40.0	40.0	269.0
06S	14E	18	39.0	40.0	40.0	39.0	40.0		15.0	40.0	40.0	42.0	14.0	12.0	22.0	34.0			417.0

Right Acre Limit: 100.0

POU Total Acres: 686.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 100 acres within the authorized place of use in a single irrigation season.
2. Rights 37-2549, 37-2550, 37-7370, 37-7572 and 37-7634 when combined shall not exceed a total diversion rate of 7.8 cfs, a total annual maximum diversion volume of 2304 af at the field headgate, and the irrigation of 576 acres.
3. Rights 37-8732, 37-2549, 37-2550, 37-7370, 37-7572 and 37-7634 when combined shall not exceed a total diversion rate of 10.8 cfs and a total annual maximum diversion volume of 2348 a.f at the field headgate, and the irrigation of 587 acres.
4. Rights 37-8732, 37-2549, 37-2550, 37-7370, 37-7572, 37-7634, 37-22802 and 37-22803 when combined shall not exceed a total diversion rate of 11.66 cfs, a total annual maximum diversion volume of 2519.6 af at the field headgate, and the irrigation of 629.9 acres.

Transfer No. 78300

WATER RIGHT NO. 37-2549
As Modified by Transfer No. 78300

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. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
7. Prior to the diversion and use of water under Transfer approval 78300, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
8. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
9. The right holder shall maintain lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 37-2761B**As Modified by Transfer No. 78300**

In accordance with the approval of Transfer No. 78300, Water Right No. 37-2761B is now described as follows:

Right Holder: SOUTHFIELD PROPERTIES LLC
3308 S 1600 E
WENDELL, ID 83355

Priority Date: 7/14/1967

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	4.300 cfs	1876.0 af
			4.300 cfs	1876.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESENW	Sec 10 Twp 06S Rge 14E	GOODING County
GROUND WATER	SWSESE	Sec 10 Twp 06S Rge 14E	GOODING County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	14E	10	40.0	40.0	38.0	25.0	33.0			37.0	40.0			33.0	26.0	39.0	33.0	33.0	418.0
06S	14E	15	34.0	32.0	29.0	32.0													127.0

Right Acre Limit: 469.0

POU Total Acres: 545.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 469 acres within the place of use described above in a single irrigation season.
2. Use of this right is combined with water from Big Wood Canal Co.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

WATER RIGHT NO. 37-2761B
As Modified by Transfer No. 78300

CONDITIONS OF APPROVAL

5. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



WATER RIGHT NO. 37-22803**As Modified by Transfer No. 78300**

In accordance with the approval of Transfer No. 78300, Water Right No. 37-22803 is now described as follows:

Right Holder: SOUTHFIELD PROPERTIES LLC
3308 S 1600 E
WENDELL, ID 83355

Priority Date: 7/14/1967

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	0.740 cfs	147.6 af
			0.740 cfs	147.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENENW	Sec 18 Twp 06S Rge 14E	GOODING County
GROUND WATER	NENENE	Sec 18 Twp 06S Rge 14E	GOODING County
GROUND WATER	NENENE	Sec 18 Twp 06S Rge 14E	GOODING County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	14E	7	38.0	2.0	8.0	39.0					4.0			20.0	39.0	40.0	40.0	39.0	269.0
06S	14E	18	39.0	40.0	40.0	39.0	40.0		15.0	40.0	40.0	42.0	14.0	12.0	22.0	34.0			417.0

Right Acre Limit: 36.9

POU Total Acres: 686.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 36.9 acres within the authorized place of use in a single irrigation season.
2. Rights 37-8732, 37-2549, 37-2550, 37-7370, 37-7572, 37-7634, 37-22802 and 37-22803 when combined shall not exceed a total diversion rate of 11.66 cfs, a total annual maximum diversion volume of 2519.6 af at the field headgate, and the irrigation of 629.9 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.

WATER RIGHT NO. 37-22803

As Modified by Transfer No. 78300

CONDITIONS OF APPROVAL

5. Prior to the diversion and use of water under Transfer approval 78300, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7. The right holder shall maintain lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 37-7370
As Modified by Transfer No. 78300

In accordance with the approval of Transfer No. 78300, Water Right No. 37-7370 is now described as follows:

Right Holder: SOUTHFIELD PROPERTIES LLC
 3308 S 1600 E
 WENDELL, ID 83355

Priority Date: 7/22/1974

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 11/01	3 260 cfs	652.0 af
			3.260 cfs	652.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENENE	Sec 18 Twp 06S Rge 14E GOODING County
GROUND WATER	NENENE	Sec 18 Twp 06S Rge 14E GOODING County
GROUND WATER	NENENW	Sec 18 Twp 06S Rge 14E GOODING County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	14E	7	38.0	2.0	8.0	39.0					4.0			20.0	39.0	40.0	40.0	39.0	269.0
06S	14E	18	39.0	40.0	40.0	39.0	40.0		15.0	40.0	40.0	42.0	14.0	12.0	22.0	34.0			417.0

Right Acre Limit: 163.0

POU Total Acres: 686.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 163 acres within the authorized place of use in a single irrigation season.
2. Rights 37-2549, 37-2550, 37-7370, 37-7572 and 37-7634 when combined shall not exceed a total diversion rate of 7.8 cfs, a total annual maximum diversion volume of 2304 af at the field headgate, and the irrigation of 576 acres.
3. Rights 37-8732, 37-2549, 37-2550, 37-7370, 37-7572 and 37-7634 when combined shall not exceed a total diversion rate of 10.8 cfs and a total annual maximum diversion volume of 2348 a.f at the field headgate, and the irrigation of 587 acres.
4. Rights 37-8732, 37-2549, 37-2550, 37-7370, 37-7572, 37-7634, 37-22802 and 37-22803 when combined shall not exceed a total diversion rate of 11.66 cfs, a total annual maximum diversion volume of 2519.6 af at the field headgate, and the irrigation of 629.9 acres.

Transfer No. 78300

WATER RIGHT NO. 37-7370

As Modified by Transfer No. 78300

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. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
7. Prior to the diversion and use of water under Transfer approval 78300, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
8. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
9. The right holder shall maintain lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
10. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 11/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 12/11/2002 SRBA decree date.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 37-2550**As Modified by Transfer No. 78300**

In accordance with the approval of Transfer No. 78300, Water Right No. 37-2550 is now described as follows:

Right Holder: SOUTHFIELD PROPERTIES LLC
3308 S 1600 E
WENDELL, ID 83355

Priority Date: 3/11/1954

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	2.670 cfs	568.0 af
			2.670 cfs	568.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENENE	Sec 18 Twp 06S Rge 14E	GOODING County
GROUND WATER	NENENE	Sec 18 Twp 06S Rge 14E	GOODING County
GROUND WATER	NENENW	Sec 18 Twp 06S Rge 14E	GOODING County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	14E	7	38.0	2.0	8.0	39.0					4.0			20.0	39.0	40.0	40.0	39.0	269.0
06S	14E	18	39.0	40.0	40.0	39.0	40.0		15.0	40.0	40.0	42.0	14.0	12.0	22.0	34.0			417.0

Right Acre Limit: 142.0

POU Total Acres: 686.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 142 acres within the authorized place of use in a single irrigation season.
2. Rights 37-2549, 37-2550, 37-7370, 37-7572 and 37-7634 when combined shall not exceed a total diversion rate of 7.8 cfs, a total annual maximum diversion volume of 2304 af at the field headgate, and the irrigation of 576 acres.
3. Rights 37-8732, 37-2549, 37-2550, 37-7370, 37-7572 and 37-7634 when combined shall not exceed a total diversion rate of 10.8 cfs and a total annual maximum diversion volume of 2348 a.f at the field headgate, and the irrigation of 587 acres.
4. Rights 37-8732, 37-2549, 37-2550, 37-7370, 37-7572, 37-7634, 37-22802 and 37-22803 when combined shall not exceed a total diversion rate of 11.66 cfs, a total annual maximum diversion volume of 2519.6 af at the field headgate, and the irrigation of 629.9 acres.

WATER RIGHT NO. 37-2550

As Modified by Transfer No. 78300

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. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
7. Prior to the diversion and use of water under Transfer approval 78300, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
8. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
9. The right holder shall maintain lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 37-7572**As Modified by Transfer No. 78300**

In accordance with the approval of Transfer No. 78300, Water Right No. 37-7572 is now described as follows:

Right Holder: SOUTHFIELD PROPERTIES LLC
3308 S 1600 E
WENDELL, ID 83355

Priority Date: 3/21/1977

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 11/01	2.530 cfs	492.0 af
			2.530 cfs	492.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENENE	Sec 18 Twp 06S Rge 14E GOODING County
GROUND WATER	NENENE	Sec 18 Twp 06S Rge 14E GOODING County
GROUND WATER	NENENW	Sec 18 Twp 06S Rge 14E GOODING 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	
06S	14E	7	38.0	2.0	8.0	39.0					4.0				20.0	39.0	40.0	39.0	269.0
06S	14E	18	39.0	40.0	40.0	39.0	40.0		15.0	40.0	40.0	42.0	14.0	12.0	22.0	34.0			417.0

Right Acre Limit: 123.0

POU Total Acres: 686.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 123 acres within the authorized place of use in a single irrigation season.
2. Rights 37-2549, 37-2550, 37-7370, 37-7572 and 37-7634 when combined shall not exceed a total diversion rate of 7.8 cfs, a total annual maximum diversion volume of 2304 af at the field headgate, and the irrigation of 576 acres.
3. Rights 37-8732, 37-2549, 37-2550, 37-7370, 37-7572 and 37-7634 when combined shall not exceed a total diversion rate of 10.8 cfs and a total annual maximum diversion volume of 2348 a.f at the field headgate, and the irrigation of 587 acres.
4. Rights 37-8732, 37-2549, 37-2550, 37-7370, 37-7572, 37-7634, 37-22802 and 37-22803 when combined shall not exceed a total diversion rate of 11.66 cfs, a total annual maximum diversion volume of 2519.6 af at the field headgate, and the irrigation of 629.9 acres.

Transfer No. 78300

WATER RIGHT NO. 37-7572
As Modified by Transfer No. 78300

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. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
7. Prior to the diversion and use of water under Transfer approval 78300, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
8. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
9. The right holder shall maintain lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
10. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 11/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 12/11/2002 SRBA decree date.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 37-7634**As Modified by Transfer No. 78300**

In accordance with the approval of Transfer No. 78300, Water Right No. 37-7634 is now described as follows:

Right Holder: SOUTHFIELD PROPERTIES LLC
3308 S 1600 E
WENDELL, ID 83355

Priority Date: 5/23/1977

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 11/01	1,310 cfs	558.6 af
			1,310 cfs	558.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENENE	Sec 18 Twp 06S Rge 14E	GOODING County
GROUND WATER	NENENE	Sec 18 Twp 06S Rge 14E	GOODING County
GROUND WATER	NENENW	Sec 18 Twp 06S Rge 14E	GOODING County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	14E	7	38.0	2.0	8.0	39.0					4.0			20.0	39.0	40.0	40.0	39.0	269.0
06S	14E	18	39.0	40.0	40.0	39.0	40.0		15.0	40.0	40.0	42.0	14.0	12.0	22.0	34.0			417.0

Right Acre Limit: 576.0

POU Total Acres: 686.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 576 acres within the authorized place of use in a single irrigation season.
2. Rights 37-2549, 37-2550, 37-7370, 37-7572 and 37-7634 when combined shall not exceed a total diversion rate of 7.8 cfs, a total annual maximum diversion volume of 2304 af at the field headgate, and the irrigation of 576 acres.
3. Rights 37-8732, 37-2549, 37-2550, 37-7370, 37-7572 and 37-7634 when combined shall not exceed a total diversion rate of 10.8 cfs and a total annual maximum diversion volume of 2348 a.f at the field headgate, and the irrigation of 587 acres.
4. Rights 37-8732, 37-2549, 37-2550, 37-7370, 37-7572, 37-7634, 37-22802 and 37-22803 when combined shall not exceed a total diversion rate of 11.66 cfs, a total annual maximum diversion volume of 2519.6 af at the field headgate, and the irrigation of 629.9 acres.

Transfer No. 78300

WATER RIGHT NO. 37-7634

As Modified by Transfer No. 78300

CONDITIONS OF APPROVAL

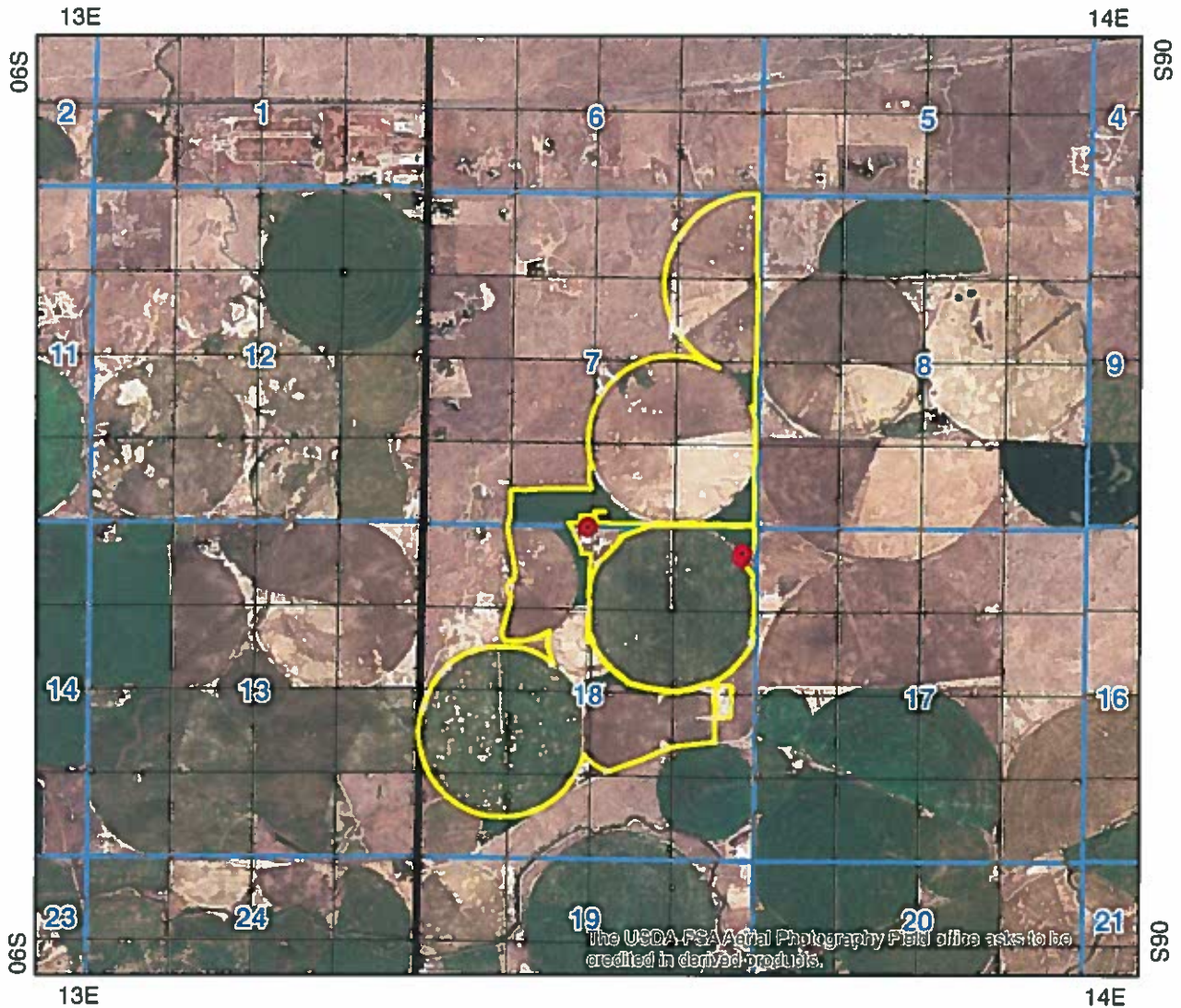
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
6. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
7. Prior to the diversion and use of water under Transfer approval 78300, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
8. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
9. The right holder shall maintain lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
10. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 11/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 12/11/2002 SRBA decree date.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

State of Idaho
Department of Water Resources

Attachment to Transfer No. 78300

Rights: 37-2549, 37-2550, 37-7370, 37-7572, 37-7634 & 37-8732

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



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

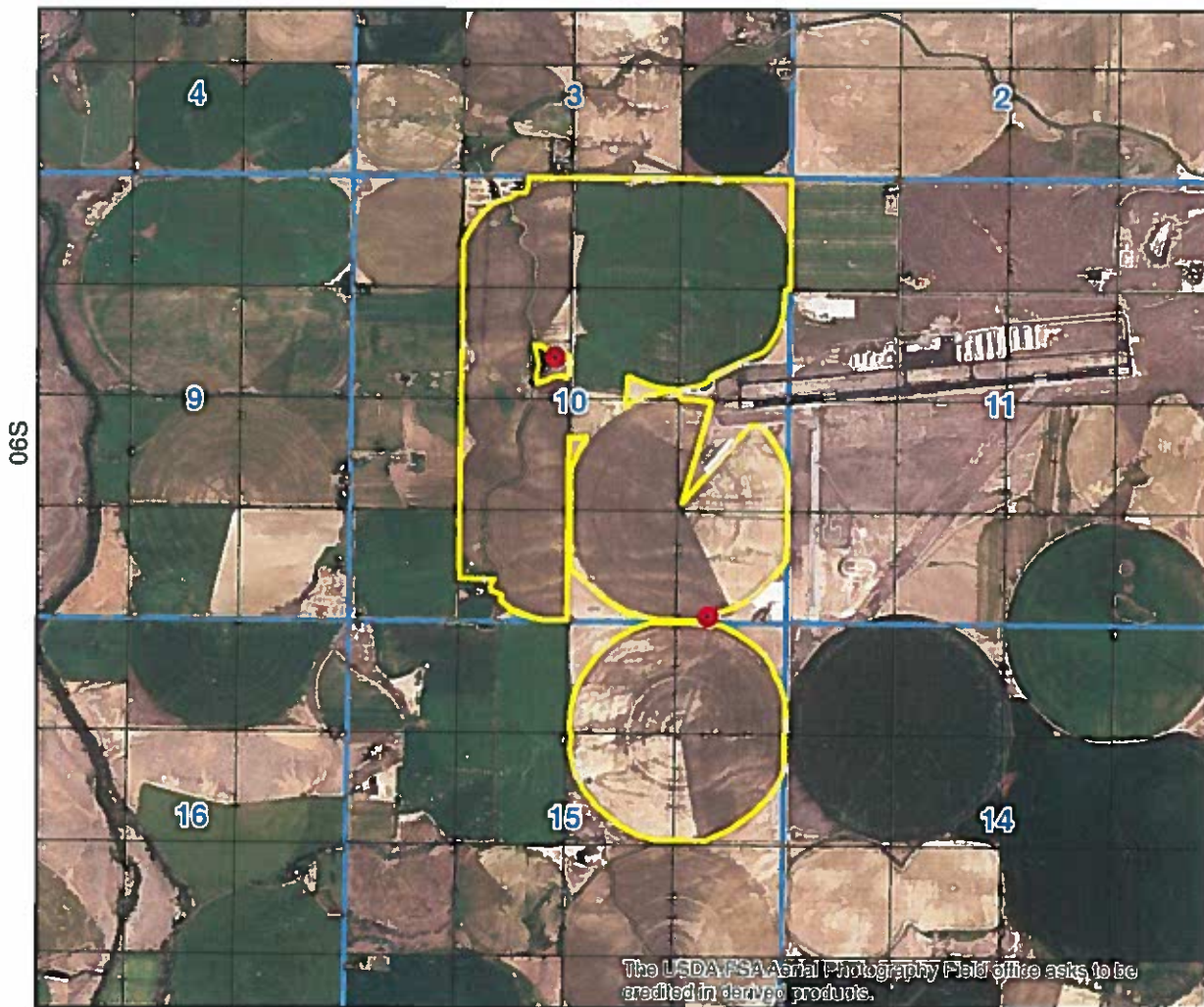
0 0.325 0.65 1.3 Miles



State of Idaho
Department of Water Resources
Attachment to Transfer No. 78300
37-2761B

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

14E



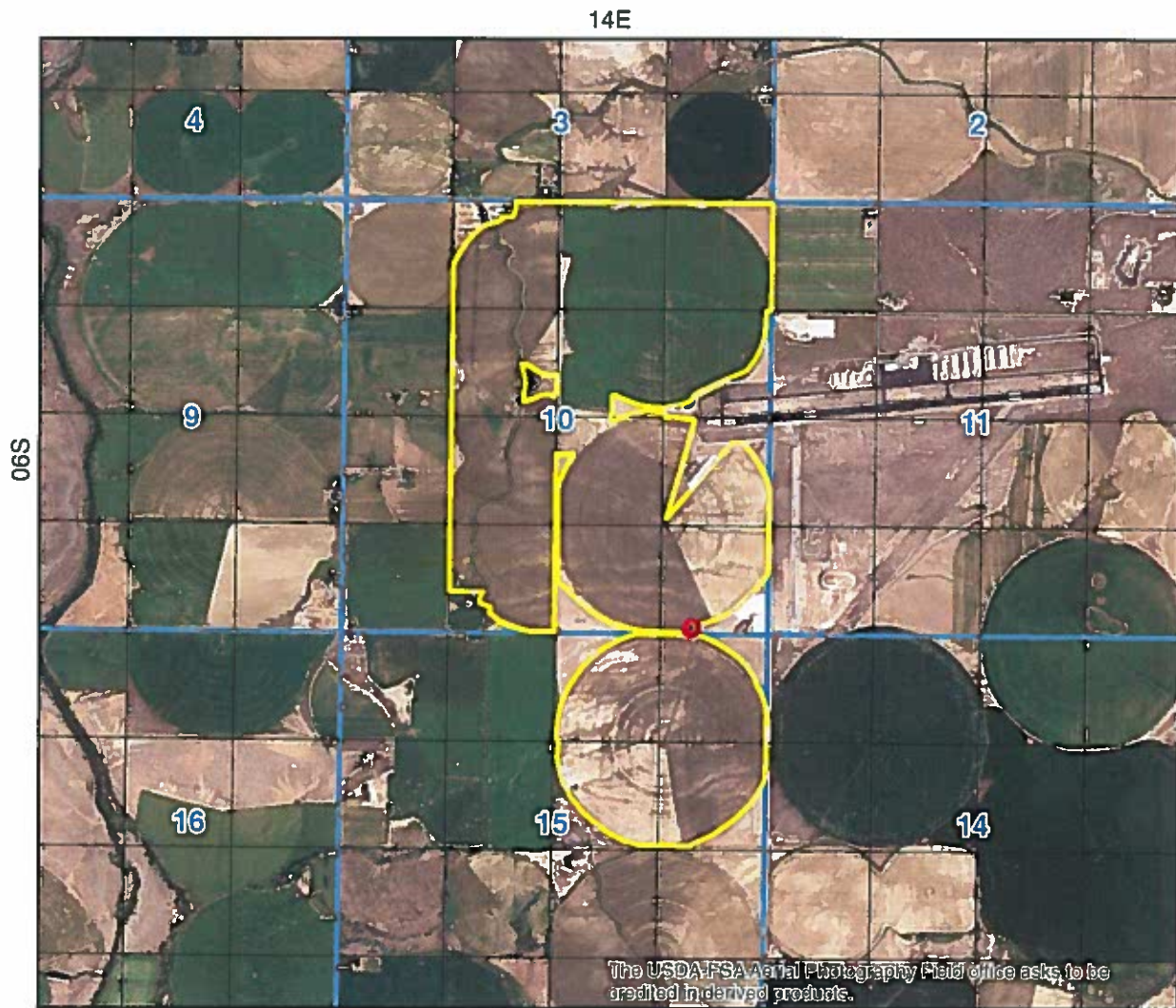
- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections

0 0.275 0.55 1.1 Miles



State of Idaho
Department of Water Resources
Attachment to Transfer No. 78300
37-8326

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



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

0 0.275 0.55 1.1 Miles





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

May 19, 2016

SOUTHFIELD PROPERTIES LLC
3308 S 1600 E
WENDELL ID 83355

Re: Transfer No: 78300
Water Right No(s): 37-2549, 37-2550, 37-2761B , 37-7370, 37-7572, 37-7634,
37-8326, 37-8732

Transfer Approval Notice

Dear Water Right Holder and other Interested Persons:

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

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

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

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

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

If you have any questions, please contact me at (208)736-3033.

Sincerely,

A handwritten signature in black ink, appearing to read "Allen Merritt", with a stylized flourish at the end.

Allen Merritt
Southern Regional Manager

Enclosure

cc:

TSK ENTERPRISES LLC
JASON HELMS
5755 N ALBERT LN
IDAHO FALLS ID 83401

TSK ENTERPRISES LLC
GARY L FUNDERBURG
255 BLUE LAKES BLVD N PMB 617
TWIN FALLS ID 83301

METROPOLITAN LIFE INSURANCE COMPANY
10801 MASTIN BLVD STE 930
OVERLAND PARK KS 66210

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

CERTIFICATE OF SERVICE

I hereby certify that on May 19, 2016 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below:

Re: Transfer No.: 78300

**Water Right No(s): 37-2549, 37-2550, 37-2761B , 37-7370, 37-7572, 37-7634,
37-8326, 37-8732**

**SOUTHFIELD PROPERTIES LLC
3308 S 1600 E
WENDELL ID 83355**

**TSK ENTERPRISES LLC
JASON HELMS
5755 N ALBERT LN
IDAHO FALLS ID 83401**

**TSK ENTERPRISES LLC
GARY L FUNDERBURG
255 BLUE LAKES BLVD N PMB 617
TWIN FALLS ID 83301**

**METROPOLITAN LIFE INSURANCE COMPANY
10801 MASTIN BLVD STE 930
OVERLAND PARK KS 66210**

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

Via e-mail

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

**Denise Maline
Administrative Assistant**

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

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

(Required by Rule of Procedure 730.02)

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

REQUEST FOR HEARING

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

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

MEMORANDUM

TO: Transfer # 78300 File

FROM: Corey Skinner

DATE: May 13, 2016

SUBJECT: Splitting of Rights 37-2761B and 37-8326

Part 1 (page 3) of Transfer # 78300 identifies the split portions (after the transfer) of rights 37-2761B and 37-8326 as follows....

37-2761B for 0.77 cfs and 201.2 acre-feet per year
37-8326 for 0.13 cfs and 26.8 acre-feet per year

Reviewing the transfer application indicates that the model analysis identified different ratios/amounts of rights 37-2761B and 37-8326 to be transferred.

The basic concept of the transfer is that a total of 57 acres (228 acre-feet per year) will be transferred from rights 37-2761B and 37-8326 and in order to mitigate impacts to Snake River reaches there will only be a total of 42.9 acres (171.6 acre-feet per year) available from rights 37-2761B and 37-8326 at the new points of diversion/place of use. The model analysis identified that 65.4 acre-feet/trimester (196.2 acre-feet per year and 49 acres) of right 37-2761B would be dried up at the original/from points of diversion/place of use. The model analysis also identified that 10.6 acre-feet/trimester (31.8 acre-feet per year and 8 acres) of right 37-2761B would be dried up at the original/from points of diversion/place of use. So of the 57 total acres proposed to be dried up, 49 acres are associated with right 37-2761B and 8 acres are associated with right 37-8326.

At the proposed/to points of diversion/place of use the only a total of 42.9 acres (171.6 acre-feet per year) are proposed to be available from rights 37-2761B and 37-8326. Using the same ratio of the portions of the rights modeled at the original/from points of diversion/place of use yields the following acre and volume amounts at the new points of diversion/place of use...

37-2761B: $(49/57) \times (42.9 \text{ acres}) = 36.9 \text{ acres}$ and 147.6 acre-feet per year (@ 4afa)
37-8326: $(8/57) \times (42.9 \text{ acres}) = 6.0 \text{ acres}$ and 24.0 acre-feet per year (@ 4 afa)

The total of 0.90 cfs being transferred listed on Part 1 (page 3) of Transfer # 78300 represents a larger than proportionate rate being transferred when considering the 57 acres being dried up. This can be accomplished in order to provide more rate at the new points of diversion/place of use as long as the duty of water does not exceed 0.02 cfs per acre. Using the 0.02 cfs per acre limitation, the 36.9 acres of right 37-2761B can provide 0.74 cfs and the 6.0 acres of right 37-8326 can provide 0.12 cfs. This results in the following amounts that can be recognized in the transfer approval...

37-2761B for 0.74 cfs and 147.6 acre-feet per year for 36.9 acres
37-8326 for 0.12 cfs and 24.0 acre-feet per year for 6.0 acres

Walker, Benny

From: Gary [denisekayf@cableone.net]
Sent: Monday, April 25, 2016 4:51 PM
To: Walker, Benny
Subject: Re: Southfield Transfer

Benny, please add the third well to Southfields transfer as indicated on the aerial photo.

Gary Funderburg
TSK ENTERPRISE LLC

Sent from my iPhone

On Apr 25, 2016, at 2:52 PM, Walker, Benny <Benny.Walker@idwr.idaho.gov> wrote:

Gary,

I need an e-mail from you stating that there are three wells as indicated on the map and to add the third well to the application.

Thanks, Benny



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

April 25, 2016

METROPOLITAN LIFE INSURANCE CO
10801 MASTIN BLVD STE 930
OVERLAND PARK KS 66210

RE: Water Right Transfer No. 78300 (Southfield Properties LLC)

Dear Security Interest Holder:

The department is currently processing an Application for Transfer that may be of interest to you, as a Security Interest holder. This application is nearing the final approval stage; and can be viewed in its entirety by following the link below, and searching by the transfer number listed above, under the search option titled: *Adjudication, Water Right & Basin or Transfer*.

<http://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>

Please review the application, and submit any necessary comments or concerns to this office within 14 days. If the department has not received any response from you within 14 days; we will presume that you do not oppose approval of the application and that you have no comments or concerns for the department to consider.

Please contact this office if you have any questions regarding the application.

Sincerely,

A handwritten signature in cursive script that reads "Denise Maline".

Denise Maline
Administrative Assistant

Enclosure(s)

cc: Southfield Properties LLC
Jason Helms, TSK Enterprises

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

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

2 Insertions

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

ORDER NUMBER 19278

Janet Cranney
(Legals Clerk)

STATE OF IDAHO)
 SS
COUNTY OF TWIN FALLS)

On this 10th day of Mar in the year of 2016 before me, a Notary Public, personally appeared before me Janet Cranney known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same

Joyce Engleman
Notary Public FOR Idaho
Residing at: Twin Falls, Idaho
My Commission expires: 6/28/19

PUBLISHED ON: 03/03/2016, 03/10/2016

TOTAL AD COST: 384.39

FILED ON: 3/10/2016

RECEIVED

MAR 21 2016

DEPT OF WATER RESOURCES
SOUTHERN REGION

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

36-17055

DAN LAFFERTY

PO BOX 16

WENDELL, ID 83355

Point of Diversion SENW S1 T08S R13E GOODING County

Source GROUND WATER Tributary

Point of Diversion L3(SENW) S1 T08S R13E GOODING County

Source GROUND WATER Tributary

Point of Diversion L3(NENW) S1 T08S R13E GOODING County

Source GROUND WATER Tributary

Use: IRRIGATION 02/15 to 11/30 0.13 CFS

Total Diversion: 0.13 CFS

Date Filed: 2/3/2016

Place Of Use: IRRIGATION

T08S R13E S1 L3(NENW) L3(SENW)

Total Acres: 19

Application for permit to divert 0.13 cfs from a new well located approximately 3.7 miles south and 0.9 mile east of Hagerman to irrigate 7 acres within a 19 acre permissible place of use in the same immediate area. The application proposes mitigating the irrigation use by the non-use of a 7 acre portion of irrigation right 2-7018, which is currently appurtenant to ground located approximately 12.3 miles south and 2.5 miles west of the intersection of State Highways 67 and 51 in Mountain Home. The application proposes a single well to be drilled within one of the three tracts listed on the application.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 78300**

SOUTHFIELD PROPERTIES LLC, 3308 S 1600 E, WENDELL, ID 83355; has filed Application No. 78300 for changes to the following water rights within GOODING County(s): Right No(s). 37-2549, 37-2550, 37-2761B, 37-7370, 37-7572, 37-7634, 37-8326, 37-8732. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes to move a 0.86 cfs (42.9 acre) portion of two ground water rights from a farm located approximately 3.8 to 3.7 miles west and 1.0 to 2.5 miles south of the center of the City of Gooding, (Main and 7th Ave) to a farm located approximately 6.0 to 7.0 miles west and 1.0 to 2.8 miles south of the City of Gooding. The five existing water rights on the farm and the additional 42.9 acres will allow for the irrigation of 629.9 acres within a 686 proposed permissible place of use.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 80416**

IDAHO DAIRY HOLDINGS LLC, PO BOX 609, TURNER, ME 04282; has filed Application No. 80416 for changes to the following water rights within TWIN FALLS County(s): Right No(s). 47-12300, 47-17286, 47-17288, 47-17290, 47-2496B. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes to add two existing ground water points of diversion to five water rights used at a dairy located approximately 7.5 to 8.0 miles south and 1.6 to 2.0 miles east of the city of Hansen. The five water rights will allow for the diversion of 0.66 cfs and 127.6 af from a total of four existing wells at the dairy. In addition the application proposes to change the nature of use for domestic and irrigation of one acre, 0.04 cfs, to stockwater and commercial uses.

OVER →

✓ OK DM 3/21/2016

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 80638

✓ EAST VALLEY CATTLE LLC, 471 N 300 W, JEROME, ID 83338, has filed Application No. 80638 for changes to the following water rights within CASSIA County(s): Right No(s): 43-10019, 43-10045, 43-10046, 43-10787, 43-10795, 43-12923, 43-12933, 43-13301, 43-13303, 43-13305, 43-13405, 43-13448, 43-13450, 43-13452, 43-13454, 43-13456, 43-13458, 43-13460, 43-13462, 43-13490, 43-13492, 43-13494, 43-13496, 43-13498, 43-13500, 43-13502, 43-13504, 43-13506, 43-13508, 43-13510, 43-2317C, 43-2317E, 43-2321B, 43-2339C, 43-2339E, 43-2423C, 43-2423E, 43-2467C, 43-2467E, 43-2510C, 43-2510E, 43-2574B, 43-2574E, 43-2576B, 43-2576E, 43-4002C, 43-4002E, 43-4012B, 43-4012C, 43-4012D, 43-4013B, 43-4014A, 43-4014B, 43-4015B, 43-4060D, 43-4063D. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes the creation of a 9204.0 acre irrigation Permissible Place of Use (PPU) for fifty-four ground water rights and two surface water rights (Raft River) which currently irrigate 7363.0 acres on ground located approximately 7.0 to 14.3 miles north and 2.5 to 8.4 miles east of Malta. The rights are currently irrigating ground on three separate farms and this transfer will consolidate the rights into a single PPU in the same general area. One group of 38 rights irrigates 4631.0 acres with a 70.01 cfs flow rate, another group of 13 rights irrigates 2210.0 acres with a 39.03 cfs flow rate, and the final group of 5 rights irrigates 522.0 acres with a flow rate of 5.7 cfs. After the transfer, 7363.0 acres will be irrigated within the proposed 9204.0 acre PPU. Currently, the rights in the three separate farms have distinct Points of Diversion (POD) for each farm. This transfer will add the ground water PODs from each farm to the other two farms so that each ground water right will have 32 PODs.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

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✓ OAKLEY CANAL CO, PO BOX 207, OAKLEY, ID 83346, has filed Application No. 80686 for changes to the following water rights within CASSIA County(s): Right No(s): 45-12438, 45-12443, 45-12448, 45-12449, 45-12455, 45-12457, 45-12749, 45-12750, 45-132, 45-133, 45-2040, 45-2059, 45-2060, 45-2062, 45-2063, 45-93, 45-94. The purpose of the transfer is to change a portion of the above rights as follows: Application filed to change the Oakley Canal Company's authorized service area boundary for 17 different water rights that allow for the total diversion of 1,520,992 cfs and storage of up 74,350 acre-feet in Goose Creek (Oakley) Reservoir. The proposed change consists of combining the company's currently authorized service area with lands located within the Southwest Irrigation District boundary creating a new authorized service area approximately 157,000 acres in size within Cassia and Twin Falls Counties. Published in the Times News, Idaho Statesman, Post Register & Lewiston Tribune. Permits will be subject to all prior water rights. For additional information concerning the property locations, contact Southern Region office at (208) 736-3033; or for a full description of the rights &/or proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. For additional information on new permits, please see www.idwr.idaho.gov/WaterManagement/WaterRights/#New_Listings. Protests may be submitted based on the criteria of Sec 42-222 and 42-203A, Idaho Code. Any protest against the approval of this application(s) must be filed with the Director, Dept. of Water Resources, Southern Region, 650 Addison Ave W, Ste 500, Twin Falls, ID 83301 together with a protest fee of \$25.00 for each application on or before March 21, 2016. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

PUBLISH: March 3 and 10, 2016

✓ OK DM 3/21/2016

State of Idaho
Department of Water Resources

RECOMMENDATION OF WATERMASTER

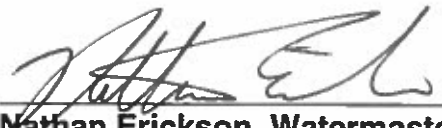
Application No: T# 78300
Water Right No: 37-2549, etc.
Applicant Name: Southfield Properties LLC

Watermaster's Recommendation:

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

Dated: March 18, 2016

Water District 130



Nathan Erickson, Watermaster

Customer Ad Proof

60002276 ID DEPARTMENT OF WATER RESOURCES

Order Nbr 19278

Publication	Times News		
Contact	ID DEPARTMENT OF WATER RESOURCES	PO Number	
Address 1	650 ADDISON AVE W, STE 500	Rate	Legal Notice
Address 2		Order Price	384.39
City St Zip	TWIN FALLS ID 83301	Amount Paid	0.00
Phone	2087363033	Amount Due	384.39
Fax			
Section	Legals	Start/End Dates	03/03/2016 - 03/10/2016
SubSection		Insertions	2
Category	50 Legal	Size	258
Ad Key	19278-1	Salesperson(s)	Ruby Aufderheide
Keywords	Permit 36-17055; Transfer 78300; 80416; 80638;	Taken By	Janet Cranney
Notes			

Ad Proof

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

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DAN LAFFERTY
PO BOX 16
WENDELL, ID 83355
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 Source GROUND WATER Tributary
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 Point of Diversion L3(NENW) S1 T08S R13E GOODING County
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 Use: IRRIGATION 02/15 to 11/30 0.13 CFS
 Total Diversion: 0.13 CFS
 Date Filed: 2/3/2016
 Place Of Use: IRRIGATION
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 Total Acres: 19
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**Proof of legal notice received
 from Times News 2/29/2016
 (4 total pages)**

✓ OK DM 2/29/2016
 E-mail sent to
 Newspaper.

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Permits will be subject to all prior water rights. For additional information concerning the property locations, contact Southern Region office at (208) 736-3033; or for a full description of the rights &/or proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. For additional information on new permits, please see www.idwr.idaho.gov/WaterManagement/WaterRights/#New_Listings. Protests may be submitted based on the criteria of Sec 42-222 and 42-203A, Idaho Code. Any protest against the approval of this application(s) must be filed with the Director, Dept. of Water Resources, Southern Region, 650 Addison Ave W, Ste 500, Twin Falls, ID 83301 together with a protest fee of \$25.00 for each application on or before March 21, 2016. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
PUBLISH: March 3 and 10, 2016

✓ OK DM
2/29/2016

E-mail sent to
newspaper.

Customer Ad Proof

#Error

Publication	Online		
Contact	ID DEPARTMENT OF WATER RESOURCES	PO Number	
Address 1	650 ADDISON AVE W, STE 500	Rate	Legal Notice
Address 2		Order Price	384.39
City St Zip	TWIN FALLS ID 83301	Amount Paid	0.00
Phone	2087363033	Amount Due	384.39
Fax			
Section	Legals	Start/End Dates	03/03/2016 - 03/10/2016
SubSection		Insertions	2
Category	50 Legal	Size	258
Ad Key	19278-1	Salesperson(s)	Ruby Aufderheide
Keywords	Permit 36-17055; Transfer 78300; 80416; 80638;	Taken By	Janet Cranney
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✓ OK DM
 2/29/2016

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