

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 80192 & 80193**

This is to certify that: **BIG SKY DAIRY
PO BOX 407
JEROME, ID 83338**

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>
51-10046	WR/DECREED	6/30/1985	0.355 cfs	N/A	61.0	278.0	GROUND WATER
51-2185	WR/DECREED	12/9/1963	5.800 cfs	1160.0 af	N/A	290.0	GROUND WATER
51-2186	WR/DECREED	12/9/1963	5.400 cfs	1080.0 af	N/A	270.0	GROUND WATER
51-2188	WR/DECREED	1/11/1964	1.620 cfs	N/A	217.0	278.0	GROUND WATER
51-2189	WR/DECREED	12/24/1963	4.140 cfs	828.0 af	N/A	207.0	GROUND WATER
51-7014	WR/DECREED	2/19/1968	3.990 cfs	1280.0 af	N/A	320.0	GROUND WATER
51-7018	WR/DECREED	4/5/1968	3.000 cfs	840.0 af	N/A	210.0	GROUND WATER
51-7030	WR/DECREED	9/30/1968	4.800 cfs	1136.0 af	N/A	284.0	GROUND WATER
51-7038	WR/DECREED	6/20/1969	4.280 cfs	1276.0 af	N/A	319.0	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>
51-10046	NO	YES	YES	YES	NO	NO
51-2185	NO	YES	YES	YES	NO	NO
51-2186	NO	YES	YES	YES	NO	NO
51-2188	NO	YES	YES	YES	NO	NO
51-2189	NO	YES	YES	YES	NO	NO
51-7014	YES	YES	YES	YES	NO	NO
51-7018	NO	YES	YES	YES	NO	NO
51-7030	NO	YES	YES	YES	NO	NO
51-7038	NO	YES	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>
51-10046	51-10046	0.355 cfs	N/A	61.0	2222.0	N/A	N/A	N/A	N/A	N/A
51-2185	51-2185	5.800 cfs	1160.0 af	290.0	2222.0	N/A	N/A	N/A	N/A	N/A
51-2186	51-2186	5.400 cfs	1080.0 af	270.0	2222.0	N/A	N/A	N/A	N/A	N/A
51-2188	51-2188	1.620 cfs	N/A	217.0	2222.0	N/A	N/A	N/A	N/A	N/A
51-2189	51-2189	4.140 cfs	828.0 af	207.0	2222.0	N/A	N/A	N/A	N/A	N/A
51-7014	51-13117	1.100 cfs	352.0 af	88.0	2222.0	51-7014	2.890 cfs	928.0 af	232.0	320.0
51-7018	51-7018	3.000 cfs	840.0 af	210.0	2222.0	N/A	N/A	N/A	N/A	N/A

Transfer No. 80192 & 80193

SUPPORT DATA

IN FILE # 51-2185

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 80192 & 80193

Summary Of Water Rights After the Approved Change

Existing Right	New No. (Changed Portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
51-7030	51-7030	4.800 cfs	1136.0 af	284.0	2222.0	N/A	N/A	N/A	N/A	N/A
51-7038	51-7038	4.280 cfs	1276.0 af	319.0	2222.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		24.050 cfs	7458.0 af	1946.0	2222.0		2.890 cfs	928.0 af	232.0	320.0

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 10th day of March, 2016.


Chief, Water Allocation Bureau

WATER RIGHT NO. 51-2185**As Modified by Transfer No. 80192**

In accordance with the approval of Transfer No. 80192, Water Right No. 51-2185 is now described as follows:

Right Holder: BIG SKY DAIRY
PO BOX 407
JEROME, ID 83338

Priority Date: 12/13/1963

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

3/15

To

to 11/15

Diversion Rate

5.800 cfs

5.800 cfs

Diversion Volume

1160.0 af

1160.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENE	Sec 20 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SENE	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NENE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWNW	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSE	Sec 29 Twp 09S Rge 12E	OWYHEE 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	
09S	11E	24	40.0	40.0															80.0
09S	12E	17															40.0		40.0
09S	12E	18									40.0	35.0	35.0	40.0			40.0	40.0	230.0
												L 3	L 4						
09S	12E	19	40.0	40.0	40.0	40.0	40.0	36.0	36.0	40.0	40.0				40.0	40.0	40.0	40.0	512.0
								L 1	L 2										
09S	12E	20	40.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		520.0
09S	12E	21								40.0	40.0	40.0	40.0	40.0					160.0
09S	12E	28					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
09S	12E	29	40.0	40.0	40.0	40.0	40.0	40.0		40.0					40.0	40.0			360.0

Right Acre Limit: 290.0

POU Total Acres: 2222.0

CONDITIONS OF APPROVAL

- 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.

Transfer No. 80192

WATER RIGHT NO. 51-2185
As Modified by Transfer No. 80192

CONDITIONS OF APPROVAL

2. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. 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.
5. This right is limited to the irrigation of 290 acres within the authorized place of use in a single irrigation season.
6. Rights 51-2185, 51-2186 and 51-2189 when combined shall not exceed a total diversion rate of 11.28 cfs.
7. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 when combined shall not exceed a total diversion rate of 24.05 cfs, a total annual maximum diversion volume of 7,458.0 af at the field headgate, and the irrigation of 1,946 acres.
8. Rights 51-2185, 51-2186, 51-2189, 51-7018, 51-7030 and 51-7038 when combined shall not exceed a total diversion rate of 21.33 cfs.
9. 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.
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. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 are limited to the irrigation of a specific 1,946.0 acres within the 2,222.0 acre place of use authorized by this right in a single irrigation season. The specific 1,946.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 1,946.0 acres to be irrigated within the 2,222.0 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.
12. The following rights are diverted through point(s) of diversion described above: 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117.

WATER RIGHT NO. 51-2186**As Modified by Transfer No. 80192**

In accordance with the approval of Transfer No. 80192, Water Right No. 51-2186 is now described as follows:

Right Holder: BIG SKY DAIRY
PO BOX 407
JEROME, ID 83338

Priority Date: 12/9/1963

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

3/15

To

to 11/15

Diversion Rate

5.400 cfs

5.400 cfs

Diversion Volume

1080.0 af

1080.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENE	Sec 20 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SENE	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NENE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWNW	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSE	Sec 29 Twp 09S Rge 12E	OWYHEE 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	
09S	11E	24	40.0	40.0															80.0
09S	12E	17															40.0		40.0
09S	12E	18									40.0	35.0	35.0	40.0			40.0	40.0	230.0
											L 3	L 4							
09S	12E	19	40.0	40.0	40.0	40.0	40.0	36.0	36.0	40.0	40.0				40.0	40.0	40.0	40.0	512.0
								L 1	L 2										
09S	12E	20	40.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		520.0
09S	12E	21								40.0	40.0	40.0	40.0						160.0
09S	12E	28					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
09S	12E	29	40.0	40.0	40.0	40.0	40.0	40.0		40.0					40.0	40.0			360.0

Right Acre Limit: 270.0

POU Total Acres: 2222.0

CONDITIONS OF APPROVAL

1. 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.

Transfer No. 80192

WATER RIGHT NO. 51-2186
As Modified by Transfer No. 80192

CONDITIONS OF APPROVAL

2. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. 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.
5. This right is limited to the irrigation of 270 acres within the authorized place of use in a single irrigation season.
6. Rights 51-2185, 51-2186 and 51-2189 when combined shall not exceed a total diversion rate of 11.28 cfs.
7. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 when combined shall not exceed a total diversion rate of 24.05 cfs, a total annual maximum diversion volume of 7,458.0 af at the field headgate, and the irrigation of 1,946 acres.
8. Rights 51-2185, 51-2186, 51-2189, 51-7018, 51-7030 and 51-7038 when combined shall not exceed a total diversion rate of 21.33 cfs.
9. 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.
10. The following rights are diverted through point(s) of diversion described above: 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117.
11. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
12. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 are limited to the irrigation of a specific 1,946.0 acres within the 2,222.0 acre place of use authorized by this right in a single irrigation season. The specific 1,946.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 1,946.0 acres to be irrigated within the 2,222.0 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.

WATER RIGHT NO. 51-2189**As Modified by Transfer No. 80192**

In accordance with the approval of Transfer No. 80192, Water Right No. 51-2189 is now described as follows:

Right Holder: BIG SKY DAIRY
PO BOX 407
JEROME, ID 83338

Priority Date: 12/24/1963

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	3/15	to 11/15	4,140 cfs	828.0 af
			4,140 cfs	828.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENE	Sec 20 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SENE	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NENE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWNW	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSE	Sec 29 Twp 09S Rge 12E	OWYHEE 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	
09S	11E	24	40.0	40.0															80.0
09S	12E	17															40.0		40.0
09S	12E	18									40.0	35.0	35.0	40.0			40.0	40.0	230.0
											L 3	L 4							
09S	12E	19	40.0	40.0	40.0	40.0	40.0	36.0	36.0	40.0	40.0				40.0	40.0	40.0	40.0	512.0
								L 1	L 2										
09S	12E	20	40.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		520.0
09S	12E	21								40.0	40.0	40.0	40.0						160.0
09S	12E	28					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
09S	12E	29	40.0	40.0	40.0	40.0	40.0	40.0		40.0					40.0	40.0			360.0

Right Acre Limit: 207.0

POU Total Acres: 2222.0

CONDITIONS OF APPROVAL

- 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.

Transfer No. 80192

WATER RIGHT NO. 51-2189
As Modified by Transfer No. 80192

CONDITIONS OF APPROVAL

2. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. 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.
5. This right is limited to the irrigation of 207 acres within the authorized place of use in a single irrigation season.
6. Rights 51-2185, 51-2186 and 51-2189 when combined shall not exceed a total diversion rate of 11.28 cfs.
7. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 when combined shall not exceed a total diversion rate of 24.05 cfs, a total annual maximum diversion volume of 7,458.0 af at the field headgate, and the irrigation of 1,946 acres.
8. Rights 51-2185, 51-2186, 51-2189, 51-7018, 51-7030 and 51-7038 when combined shall not exceed a total diversion rate of 21.33 cfs.
9. 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.
10. The following rights are diverted through point(s) of diversion described above: 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117.
11. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 are limited to the irrigation of a specific 1,946.0 acres within the 2,222.0 acre place of use authorized by this right in a single irrigation season. The specific 1,946.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 1,946.0 acres to be irrigated within the 2,222.0 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.
12. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

WATER RIGHT NO. 51-2188**As Modified by Transfer No. 80192**

In accordance with the approval of Transfer No. 80192, Water Right No. 51-2188 is now described as follows:

Right Holder: BIG SKY DAIRY
PO BOX 407
JEROME, ID 83338

Priority Date: 1/11/1964

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 3/15 **To** 11/15

Diversion Rate
1.620 cfs
1.620 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENE	Sec 20 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SENE	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NENE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWNW	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSE	Sec 29 Twp 09S Rge 12E	OWYHEE 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	
09S	11E	24	40.0	40.0															80.0
09S	12E	17															40.0		40.0
09S	12E	18									40.0	35.0	35.0	40.0			40.0	40.0	230.0
											L 3	L 4							
09S	12E	19	40.0	40.0	40.0	40.0	40.0	36.0	36.0	40.0	40.0				40.0	40.0	40.0	40.0	512.0
								L 1	L 2										
09S	12E	20	40.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		520.0
09S	12E	21								40.0	40.0	40.0	40.0						160.0
09S	12E	28					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
09S	12E	29	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0	40.0			360.0

Right Acre Limit: 217.0
POU Total Acres: 2222.0

CONDITIONS OF APPROVAL

1. 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.

Transfer No. 80192

WATER RIGHT NO. 51-2188
As Modified by Transfer No. 80192

CONDITIONS OF APPROVAL

2. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. 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.
5. This right is limited to the irrigation of 217 acres within the authorized place of use in a single irrigation season.
6. The following rights are diverted through point(s) of diversion described above: 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117.
7. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 when combined shall not exceed a total diversion rate of 24.05 cfs, a total annual maximum diversion volume of 7,458.0 af at the field headgate, and the irrigation of 1,946 acres.
8. Rights 51-2188 and 51-10046 when combined shall not exceed a total diversion rate of 1.62 cfs, a total annual maximum diversion volume of 786 af at the field headgate, and the irrigation of 278 acres.
9. 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.
10. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 are limited to the irrigation of a specific 1,946.0 acres within the 2,222.0 acre place of use authorized by this right in a single irrigation season. The specific 1,946.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 1,946.0 acres to be irrigated within the 2,222.0 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.
11. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
12. Right No. 51-10046 is an expansion of this right pursuant to Section 42-1416B, Idaho Code.

WATER RIGHT NO. 51-10046**As Modified by Transfer No. 80192**

In accordance with the approval of Transfer No. 80192, Water Right No. 51-10046 is now described as follows:

Right Holder: BIG SKY DAIRY
PO BOX 407
JEROME, ID 83338

Priority Date: 6/30/1985

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

3/15

To

to 11/15

Diversion Rate

0.355 cfs

0.355 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENE	Sec 20 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SENE	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NENE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWNW	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSE	Sec 29 Twp 09S Rge 12E	OWYHEE 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	
09S	11E	24	40.0	40.0															80.0
09S	12E	17															40.0		40.0
09S	12E	18									40.0	35.0	35.0	40.0			40.0	40.0	230.0
											L 3	L 4							
09S	12E	19	40.0	40.0	40.0	40.0	40.0	36.0	36.0	40.0	40.0				40.0	40.0	40.0	40.0	512.0
								L 1	L 2										
09S	12E	20	40.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		520.0
09S	12E	21								40.0	40.0	40.0	40.0						160.0
09S	12E	28					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
09S	12E	29	40.0	40.0	40.0	40.0	40.0	40.0		40.0					40.0	40.0			360.0

Right Acre Limit: 61.0

POU Total Acres: 2222.0

CONDITIONS OF APPROVAL

1. 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.

Transfer No. 80192

WATER RIGHT NO. 51-10046
As Modified by Transfer No. 80192

CONDITIONS OF APPROVAL

2. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. 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.
5. The following rights are diverted through point(s) of diversion described above: 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117.
6. This right is limited to the irrigation of 61 acres within the authorized place of use in a single irrigation season.
7. Rights 51-2188 and 51-10046 when combined shall not exceed a total diversion rate of 1.62 cfs, a total annual maximum diversion volume of 786 af at the field headgate, and the irrigation of 278 acres.
8. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 when combined shall not exceed a total diversion rate of 24.05 cfs, a total annual maximum diversion volume of 7,458.0 af at the field headgate, and the irrigation of 1,946 acres.
9. 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.
10. This right is an expansion of Right No. 51-2188 pursuant to Section 42-1416B, Idaho Code.
11. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 are limited to the irrigation of a specific 1,946.0 acres within the 2,222.0 acre place of use authorized by this right in a single irrigation season. The specific 1,946.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 1,946.0 acres to be irrigated within the 2,222.0 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.
12. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

WATER RIGHT NO. 51-7014**As Modified by Transfer No. 80193**

In accordance with the approval of Transfer No. 80193, Water Right No. 51-7014 is now described as follows:

Right Holder: BIG SKY DAIRY
PO BOX 407
JEROME, ID 83338

Priority Date: 2/19/1968

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

4/01

To

to 10/31

Diversion Rate

2.890 cfs

2.890 cfs

Diversion Volume

928.0 af

928.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

L4 (SESW)

Sec 29 Twp 09S Rge 12E OWYHEE 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	
09S	12E	29											40.0						40.0
09S	12E	30																40.0	40.0
09S	12E	31	40.0			40.0													80.0
09S	12E	32					40.0	40.0	40.0	40.0									160.0

Right Acre Limit: 232.0

POU Total Acres: 320.0

CONDITIONS OF APPROVAL

1. 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.
2. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. 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.

Transfer No. 80193

WATER RIGHT NO. 51-7014

As Modified by Transfer No. 80193

CONDITIONS OF APPROVAL

5. This right is limited to the irrigation of 232.0 acres within the authorized place of use in a single irrigation season.
6. 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 12/1/2000.
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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. This right is limited to the irrigation of a specific 232.0 acres within the 320.0 acre place of use authorized by this right in a single irrigation season. The specific 232.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 232.0 acres to be irrigated within the 320.0 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.

WATER RIGHT NO. 51-13117
As Modified by Transfer No. 80193

In accordance with the approval of Transfer No. 80193, Water Right No. 51-13117 is now described as follows:

Right Holder: BIG SKY DAIRY
 PO BOX 407
 JEROME, ID 83338

Priority Date: 2/19/1968

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	1.100 cfs	352.0 af
			1.100 cfs	352.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENE	Sec 20 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SENE	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NENE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWNW	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSE	Sec 29 Twp 09S Rge 12E	OWYHEE 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	
09S	11E	24	40.0	40.0															80.0
09S	12E	17															40.0		40.0
09S	12E	18									40.0	35.0	35.0	40.0			40.0	40.0	230.0
											L 3	L 4							
09S	12E	19	40.0	40.0	40.0	40.0	40.0	36.0	36.0	40.0	40.0				40.0	40.0	40.0	40.0	512.0
								L 1	L 2										
09S	12E	20	40.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		520.0
09S	12E	21								40.0	40.0	40.0	40.0						160.0
09S	12E	28					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
09S	12E	29	40.0	40.0	40.0	40.0	40.0	40.0		40.0					40.0	40.0			360.0

Right Acre Limit: 88.0

POU Total Acres: 2222.0

CONDITIONS OF APPROVAL

- 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.

Transfer No. 80193

WATER RIGHT NO. 51-13117
As Modified by Transfer No. 80193

CONDITIONS OF APPROVAL

2. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. 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.
5. This right is limited to the irrigation of 88 acres within the authorized place of use in a single irrigation season.
6. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 are limited to the irrigation of a specific 1,946.0 acres within the 2,222.0 acre place of use authorized by this right in a single irrigation season. The specific 1,946.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 1,946.0 acres to be irrigated within the 2,222.0 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.
7. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 when combined shall not exceed a total diversion rate of 24.05 cfs, a total annual maximum diversion volume of 7,458.0 af at the field headgate, and the irrigation of 1,946 acres.
8. 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.
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 12/1/2000.
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: 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117.

WATER RIGHT NO. 51-7018**As Modified by Transfer No. 80192**

In accordance with the approval of Transfer No. 80192, Water Right No. 51-7018 is now described as follows:

Right Holder: BIG SKY DAIRY
PO BOX 407
JEROME, ID 83338

Priority Date: 4/5/1968

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

03/15

To

to 11/15

Diversion Rate

3 000 cfs

3 000 cfs

Diversion Volume

840.0 af

840.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENE	Sec 20 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SENE	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NENE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWNW	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSE	Sec 29 Twp 09S Rge 12E	OWYHEE 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	
09S	11E	24	40.0	40.0															80.0
09S	12E	17															40.0		40.0
09S	12E	18									40.0	35.0	35.0	40.0			40.0	40.0	230.0
											L 3	L 4							
09S	12E	19	40.0	40.0	40.0	40.0	40.0	36.0	36.0	40.0	40.0				40.0	40.0	40.0	40.0	512.0
								L 1	L 2										
09S	12E	20	40.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		520.0
09S	12E	21								40.0	40.0	40.0	40.0						160.0
09S	12E	28					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
09S	12E	29	40.0	40.0	40.0	40.0	40.0	40.0		40.0					40.0	40.0			360.0

Right Acre Limit: 210.0

POU Total Acres: 2222.0

CONDITIONS OF APPROVAL

1. 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.

Transfer No. 80192

WATER RIGHT NO. 51-7018
As Modified by Transfer No. 80192

CONDITIONS OF APPROVAL

2. This right is appurtenant to land designated as DLE I-1104.
3. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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.
6. This right is limited to the irrigation of 210.0 acres within the authorized place of use in a single irrigation season.
7. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 are limited to the irrigation of a specific 1,946.0 acres within the 2,222.0 acre place of use authorized by this right in a single irrigation season. The specific 1,946.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 1,946.0 acres to be irrigated within the 2,222.0 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.
8. Rights 51-2185, 51-2186, 51-2189, 51-7018, 51-7030 and 51-7038 when combined shall not exceed a total diversion rate of 21.33 cfs.
9. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 when combined shall not exceed a total diversion rate of 24.05 cfs, a total annual maximum diversion volume of 7,458.0 af at the field headgate, and the irrigation of 1,946 acres.
10. 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.
11. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
12. The following rights are diverted through point(s) of diversion described above: 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117.

WATER RIGHT NO. 51-7030**As Modified by Transfer No. 80192**

In accordance with the approval of Transfer No. 80192, Water Right No. 51-7030 is now described as follows:

Right Holder: BIG SKY DAIRY
PO BOX 407
JEROME, ID 83338

Priority Date: 9/30/1968

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	4.800 cfs	1136.0 af
			4.800 cfs	1136.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENE	Sec 20 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SENE	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NENE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWNW	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSE	Sec 29 Twp 09S Rge 12E	OWYHEE 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	
09S	11E	24	40.0	40.0															80.0
09S	12E	17															40.0		40.0
09S	12E	18									40.0	35.0	35.0	40.0			40.0	40.0	230.0
												L 3	L 4						
09S	12E	19	40.0	40.0	40.0	40.0	40.0	36.0	36.0	40.0	40.0				40.0	40.0	40.0	40.0	512.0
								L 1	L 2										
09S	12E	20	40.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		520.0
09S	12E	21								40.0	40.0	40.0	40.0						160.0
09S	12E	28					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
09S	12E	29	40.0	40.0	40.0	40.0	40.0	40.0		40.0					40.0	40.0			360.0

Right Acre Limit: 284.0

POU Total Acres: 2222.0

CONDITIONS OF APPROVAL

1. 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.

Transfer No. 80192

WATER RIGHT NO. 51-7030
As Modified by Transfer No. 80192

CONDITIONS OF APPROVAL

2. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. 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.
5. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 are limited to the irrigation of a specific 1,946.0 acres within the 2,222.0 acre place of use authorized by this right in a single irrigation season. The specific 1,946.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 1,946.0 acres to be irrigated within the 2,222.0 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.
6. This right is appurtenant to land designated as DLE I-1370.
7. This right is limited to the irrigation of 284 acres within the authorized place of use in a single irrigation season.
8. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 when combined shall not exceed a total diversion rate of 24.05 cfs, a total annual maximum diversion volume of 7,458.0 af at the field headgate, and the irrigation of 1,946 acres.
9. Rights 51-2185, 51-2186, 51-2189, 51-7018, 51-7030 and 51-7038 when combined shall not exceed a total diversion rate of 21.33 cfs.
10. 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.
11. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
12. The following rights are diverted through point(s) of diversion described above: 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117.

WATER RIGHT NO. 51-7038**As Modified by Transfer No. 80192**

In accordance with the approval of Transfer No. 80192, Water Right No. 51-7038 is now described as follows:

Right Holder: BIG SKY DAIRY
PO BOX 407
JEROME, ID 83338

Priority Date: 6/20/1969

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From
03/15**To**
to 11/15**Diversion Rate**

4.280 cfs

4 280 cfs

Diversion Volume

1276.0 af

1276.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENE	Sec 20 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SENE	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NENE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWNW	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSE	Sec 29 Twp 09S Rge 12E	OWYHEE 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	
09S	11E	24		40.0	40.0															80.0
09S	12E	17																40.0		40.0
09S	12E	18										40.0	35.0	35.0	40.0			40.0	40.0	230.0
												L 3	L 4							
09S	12E	19		40.0	40.0	40.0	40.0	40.0	36.0	36.0	40.0	40.0				40.0	40.0	40.0	40.0	512.0
									L 1	L 2										
09S	12E	20		40.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		520.0
09S	12E	21									40.0	40.0	40.0	40.0						160.0
09S	12E	28						40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
09S	12E	29		40.0	40.0	40.0	40.0	40.0	40.0		40.0					40.0	40.0			360.0

Right Acre Limit: 319.0

POU Total Acres: 2222.0

CONDITIONS OF APPROVAL

1. 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.

Transfer No. 80192

WATER RIGHT NO. 51-7038
As Modified by Transfer No. 80192

CONDITIONS OF APPROVAL

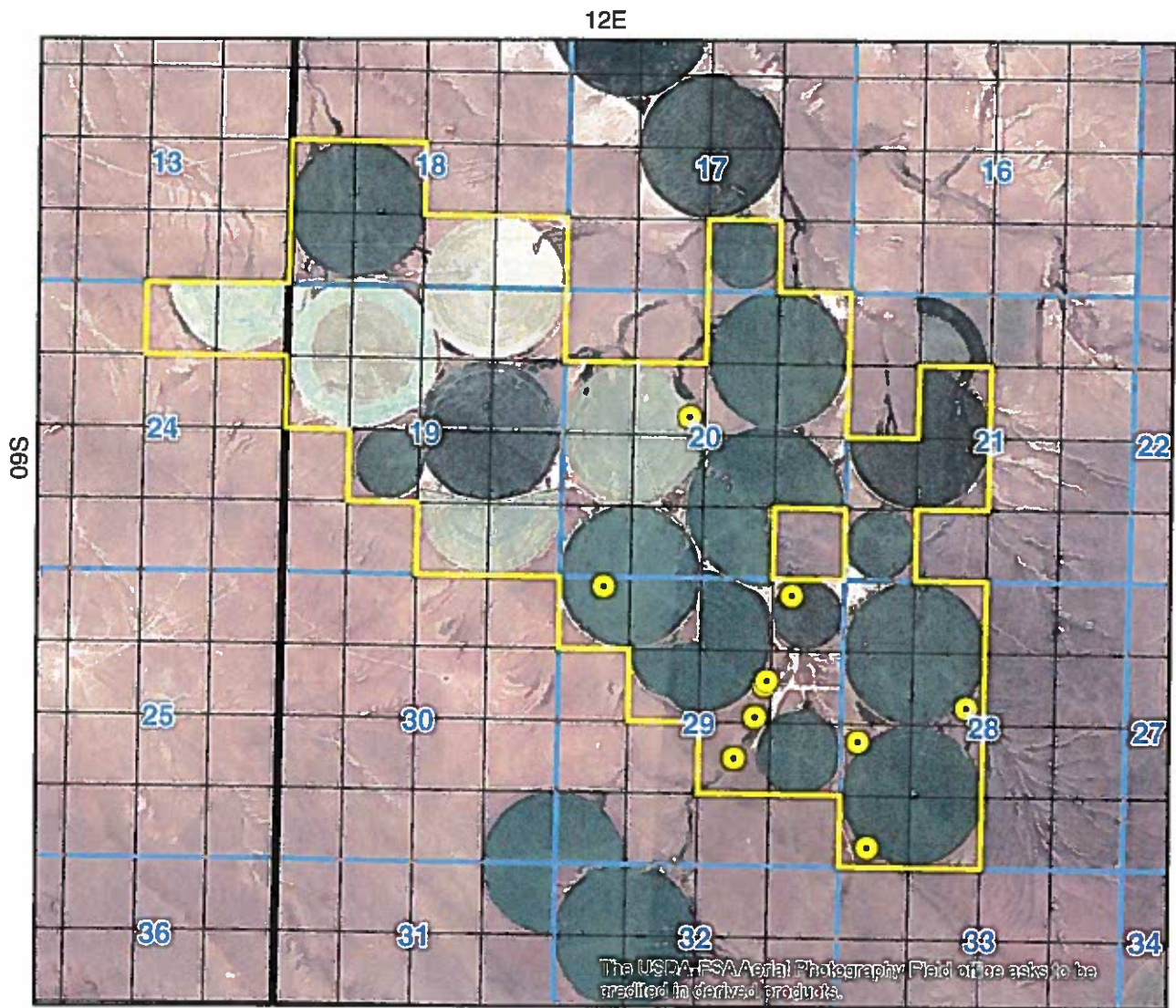
2. This right is appurtenant to land designated as DLE I-017104.
3. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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.
6. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 are limited to the irrigation of a specific 1,946.0 acres within the 2,222.0 acre place of use authorized by this right in a single irrigation season. The specific 1,946.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 1,946.0 acres to be irrigated within the 2,222.0 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.
7. This right is limited to the irrigation of 319 acres within the authorized place of use in a single irrigation season.
8. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 when combined shall not exceed a total diversion rate of 24.05 cfs, a total annual maximum diversion volume of 7,458.0 af at the field headgate, and the irrigation of 1,946 acres.
9. Rights 51-2185, 51-2186, 51-2189, 51-7018, 51-7030 and 51-7038 when combined shall not exceed a total diversion rate of 21.33 cfs.
10. 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.
11. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
12. The following rights are diverted through point(s) of diversion described above: 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117.

State of Idaho
Department of Water Resources

Attachment to Application for Transfer 80192

51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117

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.



- Points of Diversion
- ▭ Places of Use
- ▭ Townships
- ▭ PLS Sections

0 0.4 0.8 1.6 Miles

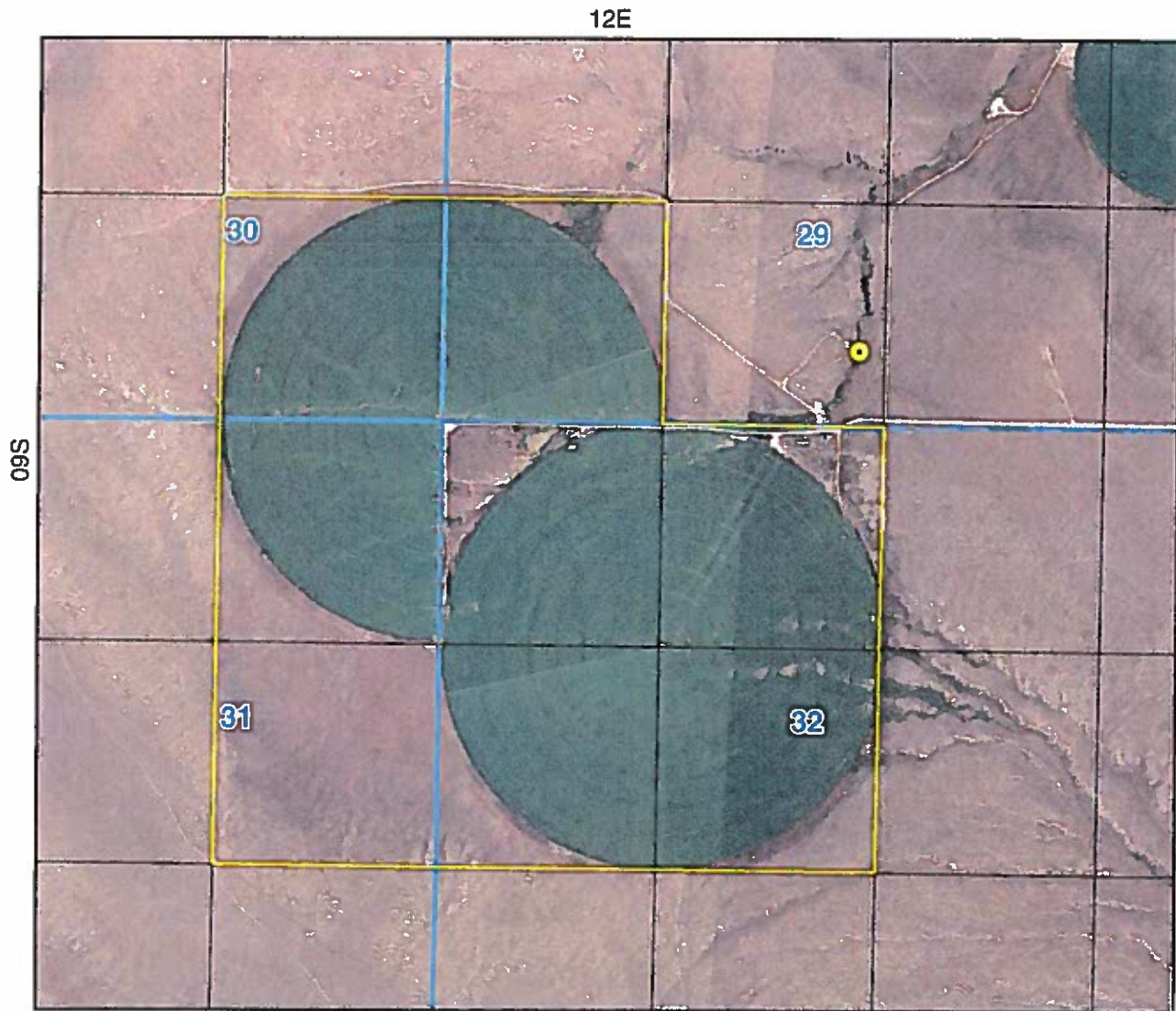


State of Idaho
Department of Water Resources

Attachment to Application for Transfer 80193

51-7014

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
-  Townships
-  PLS Sections

0 0.125 0.25 0.5 Miles



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STATE OF IDAHO

Transfer No. 80192

JUN 12 2015

WATER RESOURCES
WESTERN REGION**MINIMUM REQUIREMENTS CHECKLIST**
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

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) Big Sky Dairy

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 #1-10.

- ☒ #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. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.

W 043183 856 \$2220. - June 12, 2015

DEPARTMENT OF WATER RESOURCES

- ☐ ☒ #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 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. ([Attachment WSB](#)) ☒ #10

Page 1 of Transfer No. 80192

Other. Please describe:

Rev. 0/1

STATE OF IDAHO

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant(s) Big Sky Dairy Phone (208) 934-9072
Mailing address P.O. Box 407 Jerome, ID 83338 Email _____

- ☐ 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 TSK Enterprise LLC / Jason C. Helms, P.E. Phone (208) 308-2109 (208) 320-0897
Mailing address 6755 N. Albert Lane Idaho Falls, ID 83401 Email jasoncivil@alumni.nd.edu

- ☐ 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.

Jonica Somers
Signature of Applicant or Authorized Representative

Jonica Somers, Controller 6-9-15
Print Name and Title if applicable Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

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 Create permissible place of use

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 application seeks to create a permissible place of use to allow flexible water management on the subject

property. Total irrigation will be limited to the extent of the appurtenant water rights listed in part 1. Changes in

irrigation layout will be provided to IDWR prior to the beginning of the irrigation season.

Page 2

STATE OF IDAHO

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 ☒ ☐	51-2185	5.80 / 1160	Irrigation	03/15 to 11/15	Ground Water
☒ ☐	51-2186	5.40 / 1080	Irrigation	03/15 to 11/15	Ground Water
☒ ☐	51-2189	4.14 / 828	Irrigation	03/15 to 11/15	Ground Water
☒ ☐	51-7018	3.00 / 840	Irrigation	03/15 to 11/15	Ground Water
☒ ☐	51-7030	4.80 / 1136	Irrigation	03/15 to 11/15	Ground Water
☒ ☐	51-7038	4.28 / 1276	Irrigation	03/15 to 11/15	Ground Water
☒ ☐	51-2188	1.62 / 786*	Irrigation	03/15 to 11/15	Ground Water
☒ ☐	51-10046	0.355 / 786*	Irrigation	03/15 to 11/15	Ground Water
☐ ☒	51-7014	1.10 / 352	Irrigation	03/15 to 11/15	

Total authorized under rights 24.05 cfs and/or 7,458 acre-feet.

2. Total amount of water proposed to be transferred or changed 24.05 cubic feet per second and/or 7,458 acre-feet per year.

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 #
n			NW	SE	29	09S	12E	Owyhee	Ground Water	

DEPARTMENT OF WATER RESOURCES

n		SE	SW	NE	29	09S	12E	Owyhee	Ground Water	Well #3
n		NE	SW	NE	29	09S	12E	Owyhee	Ground Water	Well #4
n		NE	SW	NE	29	09S	12E	Owyhee	Ground Water	Well #5
										See also attached

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	
09S	11E	24	40	40															80
09S	12E	17															40		40
09S	12E	18									40	35.3	35.4	40			40	40	230.7
09S	12E	19	40	40	40	40	40	35.6	35.7	40	40				40	40	40	40	511.3
09S	12E	20	40	40	40	40			40	40	40	40	40	40	40	40	40		520
09S	12E	21								40	40	40	40						160
																			See also attached

Total Acres (for irrigation use) 2222

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OCT 06 2015

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESIdent. No. 80192

Point of Diversion/Place of Use Supplement

Attachment to: ☐ Application for Permit to Appropriate Water ☒ Application for Transfer** ☐ Adjudication Claim
☐ Application for Amendment of Permit ☐ Beneficial Use Field Report ☐ Statutory Claim

Location of points of diversion (POD):

New POD?	Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or well/diversion tag #
☐ Yes	09S	12E	29		NW	NE	NE	Owyhee	Ground Water	Well #6
☐ Yes	09S	12E	20		SE	SE	NW	Owyhee	Ground Water	Well #7
☐ Yes	09S	12E	29		NE	NW	NW	Owyhee	Ground Water	Well #8
☐ Yes	09S	12E	28		SE	SW	SW	Owyhee	Ground Water	Well #9
☐ Yes	09S	12E	28		NW	NW	SW	Owyhee	Ground Water	Well #10
☐ Yes	09S	12E	28		SE	SE	NW	Owyhee	Ground Water	Well #11
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										

**If this supplemental sheet is for an Application for Transfer, insert this page into Part 1B of the application.

Page _____

* AMENDED TO CORRECT LOCAL NAME OF WELLS *

APPLICATION FOR TRANSFER OF WATER RIGHT

STATE OF IDAHO

Ident. No. 80192**DEPARTMENT OF WATER RESOURCES****Point of Diversion/Place of Use Supplement**

Attachment to: ☐ Application for Permit to Appropriate ☒ Water Application for ☐ Transfer**Adjudication
☐ Claim Application for Amendment of ☐ Permit Beneficial Use ☐ Field Report Statutory
Claim

Location of points of diversion (POD):

New POD?	Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or well/diversion tag #
☐ Yes	09S	12E	29		NW	NE	NE	Owyhee	Ground Water	Well #5
☐ Yes	09S	12E	29		NE	NW	NE	Owyhee	Ground Water	Well #6
☐ Yes	09S	12E	29		NE	SW	NE	Owyhee	Ground Water	Well #7
☐ Yes	09S	12E	29		NW	SW	NE	Owyhee	Ground Water	Well #8
☐ Yes	09S	12E	29		SE	SW	NE	Owyhee	Ground Water	Well #9
☐ Yes	09S	12E	29			NE	SE	Owyhee	Ground Water	Well #10
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										

Description of place of use (POU):

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	12E	28					40	40	40	40	40	40	40	40					320
		29	40	40	40	40	40	40		40					40	40			360

****If this supplemental sheet is for an Application for Transfer, insert this page into Part 1B of the application.** Page _____

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

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:
Existing diversion system with existing meters and flow measurement methods.

 - 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:

APPLICATION FOR TRANSFER OF WATER RIGHT

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. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?

If yes, ☐ complete Attachment WSB.

- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
Department will be notified of any changes to irrigation within proposed permissible place of use. Total irrigation

within the permissible place of use will be limited to the extent authorized by the appurtenant water rights listed in

Part 1 (i.e. 24.05 cfs, 7,458 acre-ft and 1,946 acres)

- f. 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: none

- g. 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:

9

Total Acres (for irrigation use)																			88

Rev. 0/1

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

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.

If any part of the irrigation water right is leased to the Water Supply Bank, you must also specify the location and number of acres that will remain idled for the duration of the lease contract at the new, proposed place of use.

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:

APPLICATION FOR TRANSFER OF WATER RIGHT

FOR DEPARTMENT USE ONLY

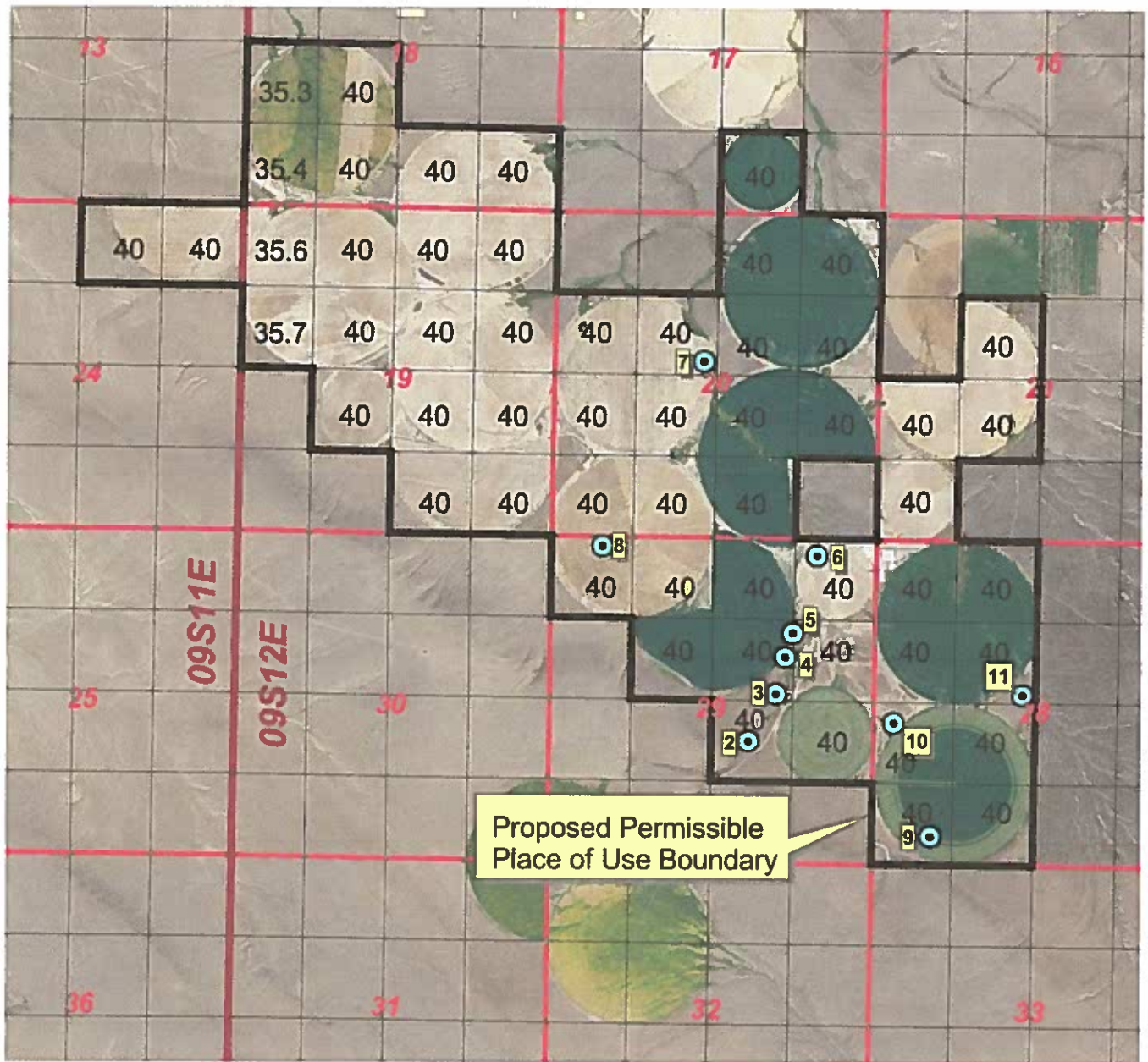
Transfer contains 28 pages and 8 attachments.

Received by BS Date 6/12/15 Preliminary check by PK Date 9-8-2015

Fee paid \$2220.00 Date 6/12/15 Received by BS Receipt # W043183

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

Check all that apply: Attachment WSB ☐ (copy sent to state office) Lessor Designation form ☐ W-9 ☐ (originals to state office)



JCH - 6/9/2015

2013 NAIP Aerial Photo

0.25 0 0.25 0.5 0.75 1 Miles



- Big Sky Dairy**
- Proposed Authorized Points of Diversion
 - Proposed Permissible Place of Use
 - Township & Range
 - Sections
 - 40s



Page _____ of _____

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

Current Water Right No.: 51-2185

Current Owner: BIG SKY DAIRY

Priority Date: 12/9/1963

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	5.8 CFS	1160 AF
	<u>Total Diversion</u>	5.8 CFS	1160 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4SE1/4NW1/4	Sec. 20,	Twp 09S,	Rge 12E B.M.
OWYHEE County				
GROUND WATER	SE1/4SW1/4NE1/4	Sec. 29,	Twp 09S,	Rge 12E B.M.
OWYHEE County				
GROUND WATER	NE1/4NW1/4NE1/4	Sec. 29,	Twp 09S,	Rge 12E B.M.
OWYHEE County				
GROUND WATER	NE1/4SW1/4NE1/4	Sec. 29,	Twp 09S,	Rge 12E B.M.
OWYHEE County				

Place of Use

IRRIGATION Within OWYHEE County

T09S R12E S20	SWNW	20.00	T09S R12E S20	SENE	30.00
T09S R12E S20	NESW	40.00	T09S R12E S20	NWSW	40.00
T09S R12E S20	SWSW	40.00	T09S R12E S20	SESW	40.00
T09S R12E S29	NENW	40.00	T09S R12E S29	NWNW	40.00

Total Acres: 290

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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. RIGHT NOS. 51-02186 AND 51-02189 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
3. USE OF THIS RIGHT WITH RIGHT NOS. 51-02186 AND 51-02189 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 11.28 CFS.
4. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
5. FOUR POINTS OF DIVERSION LOCATED IN SWNE, S29, T09S, R12E.

Decreed Date: 12/1/2000

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

Current Water Right No.: 51-2186

Current Owner: BIG SKY DAIRY

Priority Date: 12/9/1963

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	5.4 CFS	1080 AF
	<u>Total Diversion</u>	5.4 CFS	1080 AF

Location of Point(s) of Diversion

GROUND WATER	SE 1/4 SW 1/4 NE 1/4	Sec. 29,	Twp 09S,	Rge 12E B.M.
OWYHEE County				
GROUND WATER	NE 1/4 SW 1/4 NE 1/4	Sec. 29,	Twp 09S,	Rge 12E B.M.
OWYHEE County				
GROUND WATER	SE 1/4 SE 1/4 NW 1/4	Sec. 20,	Twp 09S,	Rge 12E B.M.
OWYHEE County				
GROUND WATER	NE 1/4 NW 1/4 NE 1/4	Sec. 29,	Twp 09S,	Rge 12E B.M.
OWYHEE County				

Place of Use

IRRIGATION Within OWYHEE County

T09S R12E S19	NWNE	35.00	T09S R12E S19	SWNE	20.00
T09S R12E S19	SENE	40.00	T09S R12E S19	SENE	15.00
T09S R12E S19	NESW	40.00	T09S R12E S19	NESE	40.00
T09S R12E S19	NWSE	40.00	T09S R12E S19	SESE	40.00

Total Acres: 270

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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. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
3. FOUR POINTS OF DIVERSION LOCATED IN SWNE, S29, T09S, R12E.
4. RIGHT NOS. 51-02185 AND 51-02189 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
5. USE OF THIS RIGHT WITH RIGHT NOS. 51-02185 AND 51-02189 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 11.28 CFS.

Decreed Date: 12/1/2000

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

Current Water Right No.: 51-2189

Current Owner: BIG SKY DAIRY

Priority Date: 12/24/1963

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	4.14 CFS	828 AF
	<u>Total Diversion</u>	4.14 CFS	828 AF

Location of Point(s) of Diversion

GROUND WATER	NE 1/4NW1/4NE1/4	Sec. 29,	Twp 09S,	Rge 12E B.M.
OWYHEE County				
GROUND WATER	SE 1/4SW1/4NE1/4	Sec. 29,	Twp 09S,	Rge 12E B.M.
OWYHEE County				
GROUND WATER	SE 1/4SE 1/4NW1/4	Sec. 20,	Twp 09S,	Rge 12E B.M.
OWYHEE County				
GROUND WATER	NE 1/4SW1/4NE1/4	Sec. 29,	Twp 09S,	Rge 12E B.M.
OWYHEE County				

Place of Use

IRRIGATION Within OWYHEE County

T09S R12E S19	Lot 2	SWNW	5.00	T09S R12E S19	SWSE	20.00
T09S R12E S20		NWNE	20.00	T09S R12E S20	SWNE	35.00
T09S R12E S20		NWSE	22.00	T09S R12E S20	SWSE	35.00
T09S R12E S29		NWNE	40.00	T09S R12E S29	SWNE	30.00

Total Acres: 207

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Conditions of Approval:

1. FOUR POINTS OF DIVERSION LOCATED IN SWNE, S29, T08S, R12E.
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. RIGHT NOS. 51-02185 AND 51-02186 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
4. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
5. USE OF THIS RIGHT WITH RIGHT NOS. 51-02185 AND 51-02186 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 11.28 CFS.

Decreed Date: 12/1/2000

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

Current Water Right No.: 51-7018

Current Owner: BIG SKY DAIRY

Priority Date: 4/5/1968

Origin: Water Right

Status: Active

Basis: Decreed

Source**Tributary**

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	3 CFS	840 AF
	<u>Total Diversion</u>	3 CFS	840 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SE1/4	Sec. 29,	Twp 09S,	Rge 12E B.M.
OWYHEE County				
GROUND WATER	SE1/4NW1/4	Sec. 20,	Twp 09S,	Rge 12E B.M.
OWYHEE County				
GROUND WATER	NE1/4NE1/4	Sec. 29,	Twp 09S,	Rge 12E B.M.
OWYHEE County				
GROUND WATER	SW1/4NE1/4	Sec. 29,	Twp 09S,	Rge 12E B.M.
OWYHEE County				
GROUND WATER	SW1/4NE1/4	Sec. 29,	Twp 09S,	Rge 12E B.M.
OWYHEE County				
GROUND WATER	SW1/4NE1/4	Sec. 29,	Twp 09S,	Rge 12E B.M.
OWYHEE County				

Place of Use**IRRIGATION Within OWYHEE County**

T09S R12E S18	SWSE	10.00	T09S R12E S18	SESE	30.00
T09S R12E S19	NENE	33.00	T09S R12E S29	NENE	39.00
T09S R12E S29	SENE	23.00	T09S R12E S29	SENE	29.00
T09S R12E S29	NESE	36.00	T09S R12E S29	NWSE	10.00

Total Acres: 210

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Conditions of Approval:

1. X35 Rights 51-2185, 51-2186, 51-2189, 51-7018, 51-7030 and 51-7038 when combined shall not exceed a total diversion rate of 21.33 cfs.
2. X37 This right is appurtenant to land designated as DLE I-1104.
3. 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.
4. 01M 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.
5. F06 The following rights are diverted through points of diversion described above: 51-2185, 51-2186, 51-2189, 51-7018, 51-7030 and 51-7038
6. R64 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.

Decreed Date: 5/22/2013

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

Current Water Right No.: 51-7030

Current Owner: BIG SKY DAIRY

Priority Date: 9/30/1968

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	4.8 CFS	1136 AF
	<u>Total Diversion</u>	4.8 CFS	1136 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NW1/4	Sec. 20,	Twp 09S,	Rge 12E B.M.
OWYHEE County				
GROUND WATER	NE1/4NE1/4	Sec. 29,	Twp 09S,	Rge 12E B.M.
OWYHEE County				
GROUND WATER	SW1/4NE1/4	Sec. 29,	Twp 09S,	Rge 12E B.M.
OWYHEE County				
GROUND WATER	SW1/4NE1/4	Sec. 29,	Twp 09S,	Rge 12E B.M.
OWYHEE County				
GROUND WATER	SW1/4NE1/4	Sec. 29,	Twp 09S,	Rge 12E B.M.
OWYHEE County				
GROUND WATER	NW1/4SE1/4	Sec. 29,	Twp 09S,	Rge 12E B.M.
OWYHEE County				

Place of Use

IRRIGATION Within OWYHEE County

T09S R11E S24	NENE	40.00	T09S R11E S24	NWNE	19.00	
T09S R12E S18	NESW	40.00	T09S R12E S18	Lot 3	NWSW	35.00
T09S R12E S18	Lot 4	SWSW	T09S R12E S18	SESW	40.00	
T09S R12E S19	NENW	40.00	T09S R12E S19	Lot 1	NWNW	35.00

Total Acres: 284

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Conditions of Approval:

1. 01M 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.
2. X35 Rights 51-2185, 51-2186, 51-2189, 51-7018, 51-7030 and 51-7038 when combined shall not exceed a total diversion rate of 21.33 cfs.
3. R64 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. F06 The following rights are diverted through points of diversion described above: 51-2185, 51-2186, 51-2189, 51-7018, 51-7030 and 51-7038
5. 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.
6. X37 This right is appurtenant to land designated as DLE I-1370.

Decreed Date: 5/22/2013

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

Current Water Right No.: 51-2188

Current Owner: BIG SKY DAIRY

Priority Date: 1/11/1964

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	1.62 CFS	
	<u>Total Diversion</u>	1.62 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4SW1/4	Sec. 28,	Twp 09S,	Rge 12E B.M.
OWYHEE County				
GROUND WATER	NW1/4SW1/4	Sec. 28,	Twp 09S,	Rge 12E B.M.
OWYHEE County				

Place of Use

IRRIGATION Within OWYHEE County

T09S R12E S28	NENW	34.00	T09S R12E S28	NWNW	40.00
T09S R12E S28	SWNW	39.00	T09S R12E S28	SENW	40.00
T09S R12E S28	NESW	40.00	T09S R12E S28	NWSW	22.00
T09S R12E S28	SWSW	24.00	T09S R12E S28	SESW	39.00

Total Acres: 278

Page _____ of _____

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. RIGHT NO. 51-10046 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
3. USE OF THIS RIGHT WITH RIGHT NO. 51-10046 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.62 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 786 AF.
4. USE OF THIS RIGHT WITH RIGHT NO. 51-10046 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 278 ACRES IN A SINGLE IRRIGATION SEASON.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 217 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
5. RIGHT NO. 51-10046 IS AN EXPANSION OF THIS RIGHT PURSUANT TO SECTION 42-1416B, IDAHO CODE.

Decreed Date: 12/1/2000

Page _____ of _____

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

Current Water Right No.: 51-10046

Current Owner: BIG SKY DAIRY

Priority Date: 6/30/1985

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	0.355 CFS	
	<u>Total Diversion</u>	0.355 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4SW1/4	Sec. 28,	Twp 09S,	Rge 12E B M
OWYHEE County				
GROUND WATER	NW1/4SW1/4	Sec. 28,	Twp 09S,	Rge 12E B M.
OWYHEE County				

Place of Use

IRRIGATION Within OWYHEE County

T09S R12E S28	NENW	34.00	T09S R12E S28	NWNW	40.00
T09S R12E S28	SWNW	39.00	T09S R12E S28	SENW	40.00
T09S R12E S28	NESW	40.00	T09S R12E S28	NWSW	22.00
T09S R12E S28	SWSW	24.00	T09S R12E S28	SESW	39.00

Total Acres: 278

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Conditions of Approval:

1. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 61 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
2. RIGHT NO. 51-02188 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
3. USE OF THIS RIGHT WITH RIGHT NO. 51-02188 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.62 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 786 AF.
4. K02 THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 51-2188 PURSUANT TO SECTION 42-1426, IDAHO CODE.
5. USE OF THIS RIGHT WITH RIGHT NO. 51-02188 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 278 ACRES IN A SINGLE IRRIGATION SEASON.
6. K09 THIS RIGHT IS FOR AN ENLARGEMENT OF 61 ACRES WITHIN THE PLACE OF USE DESCRIBED FOR THIS RIGHT.
7. C11 THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR RIGHT.
8. K04 THIS RIGHT IS AN EXPANSION OF RIGHT NO. 51-02188 PURSUANT TO SECTION 42-1416B, IDAHO CODE.
9. 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.

Decreed Date: 12/1/2000

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

Current Water Right No.: 51-7014

Current Owner: BIG SKY DAIRY

Priority Date: 2/19/1968

Origin	Water Right
1. The City of Denver	1. The City of Denver
2. The City of Aurora	2. The City of Aurora
3. The City of Lakewood	3. The City of Lakewood
4. The City of Littleton	4. The City of Littleton
5. The City of Westminster	5. The City of Westminster
6. The City of Englewood	6. The City of Englewood
7. The City of Arapahoe	7. The City of Arapahoe
8. The City of Adams	8. The City of Adams
9. The City of Jefferson	9. The City of Jefferson
10. The City of Boulder	10. The City of Boulder
11. The City of Fort Collins	11. The City of Fort Collins
12. The City of Greeley	12. The City of Greeley
13. The City of Loveland	13. The City of Loveland
14. The City of Longmont	14. The City of Longmont
15. The City of Northglenn	15. The City of Northglenn
16. The City of Thornton	16. The City of Thornton
17. The City of Wheat Ridge	17. The City of Wheat Ridge
18. The City of Golden	18. The City of Golden
19. The City of Centennial	19. The City of Centennial
20. The City of Aurora	20. The City of Aurora
21. The City of Denver	21. The City of Denver
22. The City of Lakewood	22. The City of Lakewood
23. The City of Littleton	23. The City of Littleton
24. The City of Westminster	24. The City of Westminster
25. The City of Englewood	25. The City of Englewood
26. The City of Arapahoe	26. The City of Arapahoe
27. The City of Adams	27. The City of Adams
28. The City of Jefferson	28. The City of Jefferson
29. The City of Boulder	29. The City of Boulder
30. The City of Fort Collins	30. The City of Fort Collins
31. The City of Greeley	31. The City of Greeley
32. The City of Loveland	32. The City of Loveland
33. The City of Longmont	33. The City of Longmont
34. The City of Northglenn	34. The City of Northglenn
35. The City of Thornton	35. The City of Thornton
36. The City of Wheat Ridge	36. The City of Wheat Ridge
37. The City of Golden	37. The City of Golden
38. The City of Centennial	38. The City of Centennial
39. The City of Aurora	39. The City of Aurora
40. The City of Denver	40. The City of Denver
41. The City of Lakewood	41. The City of Lakewood
42. The City of Littleton	42. The City of Littleton
43. The City of Westminster	43. The City of Westminster
44. The City of Englewood	44. The City of Englewood
45. The City of Arapahoe	45. The City of Arapahoe
46. The City of Adams	46. The City of Adams
47. The City of Jefferson	47. The City of Jefferson
48. The City of Boulder	48. The City of Boulder
49. The City of Fort Collins	49. The City of Fort Collins
50. The City of Greeley	50. The City of Greeley
51. The City of Loveland	51. The City of Loveland
52. The City of Longmont	52. The City of Longmont
53. The City of Northglenn	53. The City of Northglenn
54. The City of Thornton	54. The City of Thornton
55. The City of Wheat Ridge	55. The City of Wheat Ridge
56. The City of Golden	56. The City of Golden
57. The City of Centennial	57. The City of Centennial
58. The City of Aurora	58. The City of Aurora
59. The City of Denver	59. The City of Denver
60. The City of Lakewood	60. The City of Lakewood
61. The City of Littleton	61. The City of Littleton
62. The City of Westminster	62. The City of Westminster
63. The City of Englewood	63. The City of Englewood
64. The City of Arapahoe	64. The City of Arapahoe
65. The City of Adams	65. The City of Adams
66. The City of Jefferson	66. The City of Jefferson
67. The City of Boulder	67. The City of Boulder
68. The City of Fort Collins	68. The City of Fort Collins
69. The City of Greeley	69. The City of Greeley
70. The City of Loveland	70. The City of Loveland
71. The City of Longmont	71. The City of Longmont
72. The City of Northglenn	72. The City of Northglenn
73. The City of Thornton	73. The City of Thornton
74. The City of Wheat Ridge	74. The City of Wheat Ridge
75. The City of Golden	75. The City of Golden
76. The City of Centennial	76. The City of Centennial
77. The City of Aurora	77. The City of Aurora
78. The City of Denver	78. The City of Denver
79. The City of Lakewood	79. The City of Lakewood
80. The City of Littleton	80. The City of Littleton
81. The City of Westminster	81. The City of Westminster
82. The City of Englewood	82. The City of Englewood
83. The City of Arapahoe	83. The City of Arapahoe
84. The City of Adams	84. The City of Adams
85. The City of Jefferson	85. The City of Jefferson
86. The City of Boulder	86. The City of Boulder
87. The City of Fort Collins	87. The City of Fort Collins
88. The City of Greeley	88. The City of Greeley
89. The City of Loveland	89. The City of Loveland
90. The City of Longmont	90. The City of Longmont
91. The City of Northglenn	91. The City of Northglenn
92. The City of Thornton	92. The City of Thornton
93. The City of Wheat Ridge	93. The City of Wheat Ridge
94. The City of Golden	94. The City of Golden
95. The City of Centennial	95. The City of Centennial
96. The City of Aurora	96. The City of Aurora
97. The City of Denver	97. The City of Denver
98. The City of Lakewood	98. The City of Lakewood
99. The City of Littleton	99. The City of Littleton
100. The City of Westminster	100. The City of Westminster

Status: Active

Basis	Decreed
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Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/31	3.99 CFS	1280 AF
	<u>Total Diversion</u>	3.99 CFS	1280 AF

Location of Point(s) of Diversion

GROUND WATER SE1/4SW1/4 Sec. 29, Twp 09S, Rge 12E B.M.
OWYHEE County

Place of Use

IRRIGATION Within OWYHEE County

T09S R12E S29	SWSW	40 00	T09S R12E S30	SESE	40.00
T09S R12E S31	NENE	40 00	T09S R12E S31	SENE	40.00
T09S R12E S32	NENW	40 00	T09S R12E S32	NWNW	40.00
T09S R12E S32	SWNW	40 00	T09S R12E S32	SENW	40.00

Total Acres: 320

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.

Decreed Date: 12/1/2000

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

Current Water Right No.: 51-7014

Current Owner: BIG SKY DAIRY

Priority Date: 2/19/1968

Origin: Water Right

Status: Active

Basis:	Decreed
--------	---------

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/31	3.99 CFS	1280 AF
	Total Diversion	3.99 CFS	1280 AF

Location of Point(s) of Diversion

GROUND WATER SE1/4SW1/4 Sec. 29, Twp 09S, Rge 12E B M.
OWYHEE County

Place of Use

IRRIGATION Within OWYHEE County

T09S R12E S29	SWSW	40 00	T09S R12E S30	SESE	40 00
T09S R12E S31	NENE	40 00	T09S R12E S31	SENE	40 00
T09S R12E S32	NENW	40 00	T09S R12E S32	NWNW	40 00
T09S R12E S32	SWNW	40 00	T09S R12E S32	SENW	40 00

Total Acres: 320

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.

Decreed Date: 12/1/2000



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

March 10, 2016

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

BIG SKY DAIRY
PO BOX 407
JEROME ID 83338

Re: Transfer No: 80192
Water Right No(s): 51-2185, 51-2186, 51-2188, 51-2189, 51-7014, 51-7018,
51-7030, 51-7038, 51-10046

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)334-2190.

Sincerely,

A handwritten signature in black ink, appearing to read "Rachel Neely for Nick Miller". The signature is stylized and cursive.

Nick Miller

Western Regional Manager

Enclosure

CC:

TSK ENTERPRISES LLC
C/O JASON HELMS
5755 N ALBERT LANE
IDAHO FALLS ID 83401

CERTIFICATE OF SERVICE

I hereby certify that on March 10, 2016 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below:

Re: Transfer No.: 80192

**Water Right No(s): 51-2185, 51-2186, 51-2188, 51-2189, 51-7014, 51-7018,
51-7030, 51-7038, 51-10046**

**BIG SKY DAIRY
PO BOX 407
JEROME ID 83338**

**TSK ENTERPRISES LLC
C/O JASON HELMS
5755 N ALBERT LANE
IDAHO FALLS ID 83401**



**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.

Agricultural Investments
10801 Mastin Blvd., Suite 120
Overland Park, KS 66210

RECEIVED

NOV 09 2015

DEPT OF WATER RESOURCES
SOUTHERN REGION

MetLife

RECEIVED

NOV 12 2015

WATER RESOURCES
WESTERN REGION

Idaho Department of Water Resources
Southern Regional Office
650 Addison Ave W. Suite 500
Twin Falls, ID 83301-5858

Jake Espenmiller
Regional Director
Central Regional Office

(913) 661-2233
(913) 661-2267 FAX
(515) 210-8696 CELL
jespenmiller@metlife.com
www.metlife.com/ag

Re Metropolitan Life Insurance Company ("MetLife") Loan 197673 and 197674 – Big Sky Dairy, GP, Gooding Heifer Ranch, LLC, Skyline Dairy, LLC, VB, LLC, Michael J Bosma, Rachel M Bosma, Russell Visser, and Jennifer M Visser (the "Borrowers") Owyhee County, Idaho

Application for Transfer of Water Right No. 51-2185, 51-2186, 51-2189, 51-7018, 51-7030, 51-7038, 51-2188, 51-10046, and 51-7014

Dear Sir or Madam:

MetLife holds a security interest in water right numbers 51-2185, 51-2186, 51-2189, 51-7018, 51-7030, 51-7038, 51-2188, 51-10046, and 51-7014 (the "Water Rights") and has been asked to consent to permit the changing of the point of use, creating permissible place of use, and the addition of a point of diversion, as described in the Application for Transfer of Water Rights.

This letter serves as written acknowledgment and consent to the Application for Transfer of Water Rights as fully described in the unsigned State of Idaho Department of Water Resources Application for Transfer of Water Rights Transfer ("Applications") (as attached).

Consent is subject to receipt and acceptance by MetLife legal counsel of the signed Applications

**METROPOLITAN LIFE INSURANCE
COMPANY**

By: 
Name: John C. Espenmiller
Its: Director

November 5, 2015

Encl.
JCE/kpk

STATE OF Kansas)
) ss.
COUNTY OF Johnson

Before me, a Notary Public in and for said County and State, personally appeared John C. Espenmiller, the Director of Metropolitan Life Insurance Company, and acknowledged the execution of the foregoing instrument on behalf of said holders, and who, has been duly sworn, stated that the representations therein contained are true.

Witness my hand and Notarial Seal this 5th day of November, 2015.

Carol Sue Brewer
(Notary Public)

My Commission Expires: 6-11-2017



Copies to: Clear Creek Land and Management



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

September 16, 2015

BIG SKY DAIRY
PO BOX 407
JEROME ID 83338

COPY

RE: Additional Information Request for Transfer 80192 & 80193

Dear Applicant,

On June 12, 2015, you filed an Application for Transfer of Water Right to create a Permissible Place of Use for irrigation in Owyhee County. Item #6 of the Minimum Requirements Checklist was marked "No" requiring a 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 rights. Records of Big Sky Dairy water rights show that Metropolitan Life Insurance Company filed a Notice of Security Interest in March of 2013 to expire 12/10/2027.

Part 1 B.3. of Transfer Application 80192 identifies ten different wells but labels "well 5" twice. The map submitted with the application indicates there are 10 wells on the system labeled #2-#11. The labeling of wells 5-10 is believed to be an error and would not require clarification. The legal description of these wells however indicates all are within Section 29 and does not match the map or active POD descriptions on record. Please revise this section and return the application for further processing.

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 voided without a timely written reply within the next thirty (30) days. Refunds are not issued for voided applications.

IDWR forms and other information are available on the Internet at www.idwr.idaho.gov. Please contact me at 208-334-2190 if you need more information. Thank you for your attention to these matters.

Respectfully,

A handwritten signature in blue ink that reads "Patrick Kelly". The signature is written in a cursive, flowing style.

Patrick Kelly
Water Resource Agent

Enclosure(s): Copy of Part 1.B.3. , Notice of Security Interest

MEMORANDUM

TO: Transfer No. 80192 & 80193
FROM: Patrick Kelly
DATE: September 8, 2015
RE: Evaluation of Application

The transfer proposes to create a permissible place of use for all of the dairies irrigation rights. Individual rights currently represent areas prior to pivot installation. The transfer will clear confusion when looking at aerial photography and identifying beneficial use covered by licensed water rights.

Representative for the dairy is Jason Helms of TSK Enterprises at 6755 N Albert Lane, Idaho Falls, ID 83401, 208-308-2109 or 208-320-0897.

Summary of Information Submitted

Authority to File:

The Application for Transfer of Water Right (Application) was received on June 12, 2015. Big Sky Dairy is the current water right owner of water rights listed on transfer application. Land ownership records list the dairy as current owners of the proposed place of use.

Water Right Validity:

Many of the rights in the transfer were decreed in 2013 and 2015. Other rights decreed in 2000 presumed to be valid since beneficial use has been established by dairy operations since that date, not subject to forfeiture.

Injury to Other Water Rights:

The POD's are within trust water and Blue Gulch Critical Ground Water Management Area boundaries. This transfer should not adversely impact water users within the region since no additional water apart from historical use is being proposed. Land use in the immediate vicinity is limited to pivot irrigation. Injury to other water rights is not apparent.

Enlargement of Use:

A change in the amount of water being used is not the purpose of the transfer, rather than the identification of where beneficial use is occurring.. No enlargement should occur.

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

Transfer application 80192 POD description identifies ten different wells but labels "well 5" twice. The map submitted with the application indicates there are 10 wells on the system labeled #2-#11. The labeling of wells 5-10 is believed to be an error and would not require additional information. The legal description of these wells however indicates all within Section 29 and does not match the map. Additional information will be requested to correct Part 1 B.3. of the transfer application.

Applicants selected "No" on #6 of the Minimum Requirements Checklist which requires a notarized statement of agreement by an authorized representative from a lien holder or other entity with financial interest in the water rights. Part 1.5.c. of Transfer application 80192 was left blank indicating that no interest or lien is pertinent to the Dairies water rights are in place. Information pulled from the water right back file shows that Metropolitan Life Insurance Company has a security interest on all of Big Sky Dairy water rights until 12/10/2027. Additional information will be required of the applicant to provide documentation that the interested party is notified of such a transfer.

Transfer application 80193 Part B.4. identifies 40 acres within the SW SE QQ to be included in the PPU. However the sum of each section totals 360 acres. The Total Acres on this section states a 320 acre PPU, and the map Attachment 7a does not include the SWSE QQ. Clarification of this error has been sent to the applicant to correct the transfer application.

Discussion

Tim Luke's research of expansion rights in the Blue Gulch CGWMA's brought Big Sky Dairy irrigation to attention for further review. Preliminary review by Angie Grimm found that POU shape files for specific water rights were incorrect or missing. Historical use of the water rights suggests that beneficial use was decreed prior to the installation of pivots. Changes to the dairies irrigation place of use were made without the authorization or process of the Department. Transfer 80192 & 80193 was filed to accurately describe the place of use for irrigation purposes on Big Sky Dairy ground.

Initial review by Angie Grimm of Big Sky Dairy irrigation rights found nine water rights that describe three systems. See Angie Grimm's 12-11-2014 memo for a description of each system. It appears through combined use limits that the water rights are divided into three groups. My review of the water rights confirms what Angie describes as a total of 2,178 acres of irrigation. The transfer application 80192 describes a total of 24.05 cfs and 7,458 AF, which is an accurate sum when considering combined use limits. Transfer 80192 will describe one large PPU for wells #2-#11. A second transfer (80193) is being filed concurrently for the remainder of split right 51-7014 to describe well #1 which will irrigate the furthest SE pivots.

Transfer application 80193 indicates that the purpose of transfer is to add diversion point(s) and change/create a POU. Based on information submitted, the application should have been marked to change point of diversion instead of add diversion point(s).

The permissible place of use for Transfer 80192 will describe the larger group of pivots totaling an area of 2,222 acres. 57-7014 is being split to give additional diversion rate and volume to the larger PPU. Transfer 80193 will describe a 320 acre PPU for the larger split of 57-7014. The two

transfers of all rights into two PPU's suggest that wells #2-#11 are connected and that two irrigation systems are in place.

Combined use limits on individual rights were used to describe the PPU combined use. No volume limits were included on the water rights prior to the transfer application. The limit of 24.05 cfs is a result of $1.62 + 21.33 + 1.1$ combined use limits. The 1,946 acre limit is measured by adding split rights and combined use limits of $278 + 1,580 + 88$ acres.

POU overlap review found no additional irrigation water rights associated with Big Sky Dairy property. Conditions on the license indicate water rights that share the same POD. No additional overlap information is presented in the transfer or on backfile.

Descriptions of POD's were identified down to the 10 acre PLSS legal description. Based on Department policy, this description is reserved for spring sources. Data entry will only be completed to the 40 acre tract to provide maximum flexibility should the dairy need to replace a well in the future.

Transfer application 80192 pg. 3 identified a POU down to the tenth of an acre. Department standards describe acres down to the tenth of an acre when the total acres within the QQ are less than ten. For this reason, these QQ's containing tenths of an acre were rounded to the nearest whole number.

Transfer 80192 identified water right 51-7038 to be included in the transfer. This is a ground water right within the dairies irrigated operations and should be included since it is associated with other water rights of the transfer. The transfer application however did not include an Attachment 2A for this right.

Decreed records were migrated prior to processing of transfer application.

Water Right 51-10046 had condition K02 when Attachment 2A was printed. Craig Saxton left a database comment on 7/30/2015 that he updated the record to reflect amended partial decree issued 6/17/2015. Condition K02 was removed since K04 was already in place. Condition C11 not included as this is an expansion right.

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.

RECEIVED

JUN 12 2015

WATER RESOURCES
WESTERN REGION

TSK ENTERPRISES

***255 BLUE LAKES BLVD NTH, PMB 617
TWIN FALLS, IDAHO 83301
CEL 208 320-0897***

June 10, 2015

**IDAHO DEPT. OF WATER RES.
2735 AIRPORT WAY
BOISE, IDAHO 83705-5082**

Re: Water rights TRANSFER for Big Sky Dairy

Att: Patric Kelly

Enclosed you will find two signed applications for Transfer along with the proper filing fee for Big Sky Dairy's. This property is called Blue Ridge Farms.

When the transfer are approved that we receive a copy

If you need further assistance, please feel free to contact me or Jason Helms, P.E.

Gary L. Funderburg
TSK ENTERPRISES LLC

Enc. (2) Checks
(2) Transfer Applications

Kelly, Patrick

From: Gary Funderburg [tskenterprise@cableone.net]
Sent: Saturday, May 09, 2015 9:37 AM
To: Kelly, Patrick
Cc: 'Jason Helms'
Subject: RE: Big Sky Dairy

Patric,

Jason Helms P.E., Will be contacting you in relation to Big Sky Dairys problem at the Blue Ridge Farms and will be working with you for TSK ENTERPRISES LLC. If you need something you may contact me @ 208 320-0897 or by my email. Thank You Mr. Funderburg
TSK ENTERPRISES LLC

From: Kelly, Patrick [<mailto:Patrick.Kelly@idwr.idaho.gov>]
Sent: Wednesday, May 6, 2015 10:31 AM
To: tskenterprise@cableone.net
Subject: Big Sky Dairy

Mr. Thunderburn,

There are 3 different systems authorized by ground water rights:

1. WR#: 51-2185, 51-2186, 51-2189, 51-7018, 51-7030, 51-51-7038
2. WR#: 51-2188, expansion right 51-10046
3. WR#: 51-7014

You may view details of these water rights on [our webpage here](#). You can view the details of each water right and even create a map of the current place of use from the website. Review the information and we can move forward with a transfer application.

Patrick Kelly

Water Resource Agent

Idaho Department of Water Resources

2735 Airport Way

Boise, Idaho 83705

p: 208.334.2190

f: 208.334.2348

patrick.kelly@idwr.idaho.gov