

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 80633**

This is to certify that: **HUNTSMAN SPRINGS INC**
97 N HWY 33
DRIGGS, ID 83422

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>
22-13664	WR/DECREED	3/3/1977	0.550 cfs	83.1 af	N/A	27.7	GROUND WATER
22-13811	WR/DECREED	2/20/1980	3.010 cfs	885.5 af	253.0	760.5	GROUND WATER
22-7215B	WR/DECREED	3/3/1977	0.680 cfs	102.0 af	34.0	760.5	GROUND WATER
22-7215C	WR/DECREED	3/3/1977	0.400 cfs	78.0 af	20.0	760.5	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>
22-13664	NO	NO	YES	NO	NO	NO
22-13811	NO	NO	YES	NO	NO	NO
22-7215B	NO	NO	YES	NO	NO	NO
22-7215C	NO	NO	YES	NO	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
22-13664	22-13664	0.550 cfs	83.1 af	27.7	760.5	N/A	N/A	N/A	N/A	N/A
22-13811	22-13811	3.010 cfs	885.5 af	253.0	760.5	N/A	N/A	N/A	N/A	N/A
22-7215B	22-7215B	0.680 cfs	102.0 af	34.0	760.5	N/A	N/A	N/A	N/A	N/A
22-7215C	22-7215C	0.400 cfs	78.0 af	20.0	760.5	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		4.640 cfs	1148.6 af	334.7	760.5		N/A	N/A	N/A	N/A

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

Dated this 3rd day of March, 2016.


for Chief, Water Allocation Bureau

Transfer No. 80633

SUPPORT DATA
IN FILE # 22-7215B

WATER RIGHT NO. 22-13664
As Modified by Transfer No. 80633

In accordance with the approval of Transfer No. 80633, Water Right No. 22-13664 is now described as follows:

Right Holder: HUNTSMAN SPRINGS INC
 501 HUNTSMAN SPRINGS DR
 DRIGGS, ID 83422

Priority Date: 3/3/1977

Source: GROUND WATER

BENEFICIAL USE
 IRRIGATION

From 04/15 **To** 10/15

Diversion Rate
 0.550 cfs
 0.550 cfs

Diversion Volume
 83.1 af
 83.1 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWSW Sec 24 Twp 05N Rge 45E TETON 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	
05N	45E	22		40.0	40.0										40.0	40.0	40.0	40.0	240.0
05N	45E	23											40.0	20.0					60.0
05N	45E	26					9.7	40.0	40.0	3.8	5.0	40.0	40.0	2.0					180.5
05N	45E	27	40.0	40.0	40.0	40.0									40.0	40.0		40.0	280.0

Right Acre Limit: 27.7

POU Total Acres: 760.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 27.7 acres within the authorized place of use in a single irrigation season.
2. Rights 22-7215B, 22-7215C, 22-13664, and 22-13811 when combined shall not exceed the irrigation of 334.7 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.

WATER RIGHT NO. 22-13664

As Modified by Transfer No. 80633

CONDITIONS OF APPROVAL

4. Rights 22-7215B, 22-7215C, 22-13664, and 22-13811 are limited to the irrigation of a specific 334.7 acres within the 760.5 acre place of use authorized by this right in a single irrigation season. The specific 334.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 334.7 acres to be irrigated within the 760.5 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
5. 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.
6. The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
7. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right for land with an appurtenant surface water right(s) to those times when the surface water supply is not available or reasonably sufficient to irrigate the place of use authorized under this right.
8. If the surface water right(s) appurtenant to the place of use for this right is unavailable for any reason other than drought or curtailment by priority (for example abandoned, forfeited, sold, transferred, leased, used on another place of use, or disallowed by court decree), the right holder shall not divert ground water for irrigation purposes on the land with appurtenant surface water rights without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. Use of this right is combined with water from the Grand Teton Canal Co.
10. This right does not grant any right-of-way or easement across the land of another.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 22-7215C**As Modified by Transfer No. 80633**

In accordance with the approval of Transfer No. 80633, Water Right No. 22-7215C is now described as follows:

Right Holder: HUNTSMAN SPRINGS INC
97 N HWY 33
DRIGGS, ID 83422

Priority Date: 3/3/1977

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 04/15 **To** 10/15

Diversion Rate
0.400 cfs
0.400 cfs

Diversion Volume
78.0 af
78.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NENWSW Sec 24 Twp 05N Rge 45E TETON County
GROUND WATER SWSENW Sec 26 Twp 05N Rge 45E TETON 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	
05N	45E	22		40.0	40.0										40.0	40.0	40.0	40.0	240.0
05N	45E	23											40.0	20.0					60.0
05N	45E	26					9.7	40.0	40.0	3.8	5.0	40.0	40.0	2.0					180.5
05N	45E	27	40.0	40.0	40.0	40.0									40.0	40.0		40.0	280.0

Right Acre Limit:

20.0

POU Total Acres:

760.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 20 acres within the authorized place of use in a single irrigation season.
2. Rights 22-7215B, 22-7215C, 22-13664, and 22-13811 when combined shall not exceed the irrigation of 334.7 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.

WATER RIGHT NO. 22-7215C

As Modified by Transfer No. 80633

CONDITIONS OF APPROVAL

4. Rights 22-7215B, 22-7215C, 22-13664, and 22-13811 are limited to the irrigation of a specific 334.7 acres within the 760.5 acre place of use authorized by this right in a single irrigation season. The specific 334.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 334.7 acres to be irrigated within the 760.5 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
5. 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.
6. The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than December 2, 2008.
7. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right for land with an appurtenant surface water right(s) to those times when the surface water supply is not available or reasonably sufficient to irrigate the place of use authorized under this right.
8. If the surface water right(s) appurtenant to the place of use for this right is unavailable for any reason other than drought or curtailment by priority (for example abandoned, forfeited, sold, transferred, leased, used on another place of use, or disallowed by court decree), the right holder shall not divert ground water for irrigation purposes on the land with appurtenant surface water rights without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. Use of this right is combined with water from the Grand Teton Canal Co.
10. This right does not grant any right-of-way or easement across the land of another.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 22-13811**As Modified by Transfer No. 80633**

In accordance with the approval of Transfer No. 80633, Water Right No. 22-13811 is now described as follows:

Right Holder: HUNTSMAN SPRINGS INC
97 N HWY 33
DRIGGS, ID 83422

Priority Date: 2/20/1980

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/15	to 10/31	3.010 cfs	885.5 af
			3.010 cfs	885.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENWSW	Sec 24 Twp 05N Rge 45E TETON County
GROUND WATER	SWSENW	Sec 26 Twp 05N Rge 45E TETON 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	
05N	45E	22		40.0	40.0										40.0	40.0	40.0	40.0	240.0
05N	45E	23											40.0	20.0					60.0
05N	45E	26					9.7	40.0	40.0	3.8	5.0	40.0	40.0	2.0					180.5
05N	45E	27	40.0	40.0	40.0	40.0									40.0	40.0		40.0	280.0

Right Acre Limit: 253.0

POU Total Acres: 760.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 253 acres within the authorized place of use in a single irrigation season.
2. Rights 22-7215B, 22-7215C, 22-13664, and 22-13811 when combined shall not exceed the irrigation of 334.7 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.

WATER RIGHT NO. 22-13811

As Modified by Transfer No. 80633

CONDITIONS OF APPROVAL

4. Rights 22-7215B, 22-7215C, 22-13664, and 22-13811 are limited to the irrigation of a specific 334.7 acres within the 760.5 acre place of use authorized by this right in a single irrigation season. The specific 334.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 334.7 acres to be irrigated within the 760.5 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
5. 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.
6. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right for land with an appurtenant surface water right(s) to those times when the surface water supply is not available or reasonably sufficient to irrigate the place of use authorized under this right.
7. If the surface water right(s) appurtenant to the place of use for this right is unavailable for any reason other than drought or curtailment by priority (for example abandoned, forfeited, sold, transferred, leased, used on another place of use, or disallowed by court decree), the right holder shall not divert ground water for irrigation purposes on the land with appurtenant surface water rights without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
8. Use of this right is combined with water from the Grand Teton Canal Co.
9. This right does not grant any right-of-way or easement across the land of another.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 22-7215B**As Modified by Transfer No. 80633**

In accordance with the approval of Transfer No. 80633, Water Right No. 22-7215B is now described as follows:

Right Holder: HUNTSMAN SPRINGS INC
97 N HWY 33
DRIGGS, ID 83422

Priority Date: 3/3/1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	4/15	to 10/15	0.680 cfs	102.0 af
			0.680 cfs	102.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENWSW	Sec 24 Twp 05N Rge 45E TETON County
GROUND WATER	SWSENW	Sec 26 Twp 05N Rge 45E TETON 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	
05N	45E	22		40.0	40.0										40.0	40.0	40.0	40.0	240.0
05N	45E	23											40.0	20.0					60.0
05N	45E	26					9.7	40.0	40.0	3.8	5.0	40.0	40.0	2.0					180.5
05N	45E	27	40.0	40.0	40.0	40.0									40.0	40.0		40.0	280.0

Right Acre Limit: 34.0

POU Total Acres: 760.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 34 acres within the authorized place of use in a single irrigation season.
2. Rights 22-7215B, 22-7215C, 22-13664, and 22-13811 when combined shall not exceed the irrigation of 334.7 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.

WATER RIGHT NO. 22-7215B

As Modified by Transfer No. 80633

CONDITIONS OF APPROVAL

4. Rights 22-7215B, 22-7215C, 22-13664, and 22-13811 are limited to the irrigation of a specific 334.7 acres within the 760.5 acre place of use authorized by this right in a single irrigation season. The specific 334.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 334.7 acres to be irrigated within the 760.5 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
5. 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.
6. The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than December 2, 2008.
7. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right for land with an appurtenant surface water right(s) to those times when the surface water supply is not available or reasonably sufficient to irrigate the place of use authorized under this right.
8. If the surface water right(s) appurtenant to the place of use for this right is unavailable for any reason other than drought or curtailment by priority (for example abandoned, forfeited, sold, transferred, leased, used on another place of use, or disallowed by court decree), the right holder shall not divert ground water for irrigation purposes on the land with appurtenant surface water rights without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. Use of this right is combined with water from the Grand Teton Canal Co.
10. This right does not grant any right-of-way or easement across the land of another.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.