

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 80514**

This is to certify that: **ROTH INVESTMENTS LLC**
539 S 800 E
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>
36-2612A	WR/DECREED	5/6/1965	2.740 cfs	N/A	N/A	234.0	GROUND WATER
36-7906A	WR/DECREED	3/26/1980	0.350 cfs	N/A	N/A	234.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

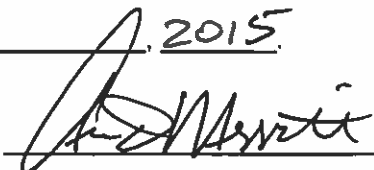
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
36-2612A	NO	NO	YES	NO	NO	NO
36-7906A	NO	NO	YES	NO	NO	NO

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>
36-2612A	36-2612A	2.740 cfs	907.2 af	226.8	240.4	N/A	N/A	N/A	N/A	N/A
36-7906A	36-7906A	0.350 cfs	148.4 af	226.8	240.4	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		3.090 cfs	907.2 af	226.8	240.4		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 16th day of December, 2015.


Southern Region Manager

SUPPORT DATA

IN FILE # 36-2612A

Transfer No. 80514

WATER RIGHT NO. 36-2612A**As Modified by Transfer No. 80514**

In accordance with the approval of Transfer No. 80514, Water Right No. 36-2612A is now described as follows:

Right Holder: ROTH INVESTMENTS LLC
539 S 800 E
JEROME, ID 83338

Priority Date: 5/6/1965

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	2.740 cfs	907.2 af
			2.740 cfs	907.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NENE Sec 11 Twp 08S Rge 17E JEROME 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	
08S	17E	1											1.8						1.8
08S	17E	2															6.1	3.5	9.6
08S	17E	11	40.0	29.0															69.0
08S	17E	12					40.0	40.0	40.0	40.0									160.0

Right Acre Limit: 226.8

POU Total Acres: 240.4

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 226.8 acres within the authorized place of use in a single irrigation season.
2. Rights 36-2612A and 36-7906A when combined shall not exceed a total diversion rate of 3.09 cfs, a total annual maximum diversion volume of 907.2 af at the field headgate, and the irrigation of 226.8 acres.
3. Rights 36-2612A and 36-7906A are limited to the irrigation of a specific 226.8 acres within the 240.4 acre place of use authorized by these rights in a single irrigation season. The specific 226.8 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 226.8 acres to be irrigated within the 240.4 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. 36-2612A

As Modified by Transfer No. 80514

CONDITIONS OF APPROVAL

4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No.130.
6. Prior to the diversion and use of water under Transfer approval 80514, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
7. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
8. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
9. The right holder shall cease irrigation of 7.2 acres previously authorized under this right, and consolidate use of water on the remaining 226.8 acres.
10. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
11. 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 January 8, 2002.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as 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. 36-7906A**As Modified by Transfer No. 80514**

In accordance with the approval of Transfer No. 80514, Water Right No. 36-7906A is now described as follows:

Right Holder: ROTH INVESTMENTS LLC
539 S 800 E
JEROME, ID 83338

Priority Date: 3/26/1980

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	4/01	to 10/31	0.350 cfs	148.4 af
			0.350 cfs	148.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NENE Sec 11 Twp 08S Rge 17E JEROME 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	
08S	17E	1											1.8						1.8
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08S	17E	12					40.0	40.0	40.0	40.0									160.0

Right Acre Limit: 226.8

POU Total Acres: 240.4

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 226.8 acres within the authorized place of use in a single irrigation season.
2. Rights 36-2612A and 36-7906A when combined shall not exceed a total diversion rate of 3.09 cfs, a total annual maximum diversion volume of 907.2 af at the field headgate, and the irrigation of 226.8 acres.
3. Rights 36-2612A and 36-7906A are limited to the irrigation of a specific 226.8 acres within the 240.4 acre place of use authorized by these rights in a single irrigation season. The specific 226.8 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 226.8 acres to be irrigated within the 240.4 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. 36-7906A

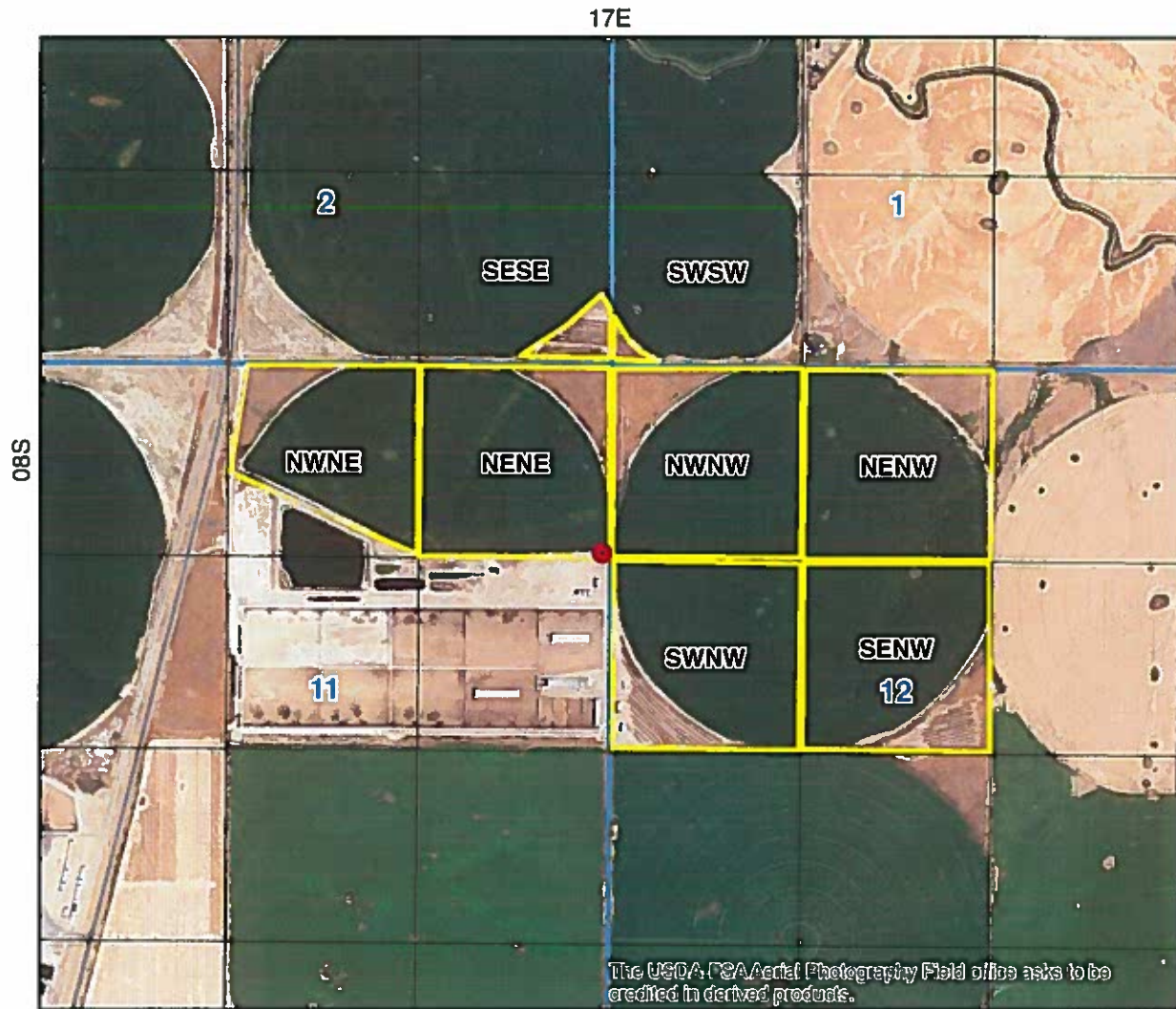
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14. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

State of Idaho
Department of Water Resources
Attachment to Transfer No. 80514
Rights: 36-2612A & 36-7906A

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



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

0 0.15 0.3 0.6 Miles

