

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 79803

SUPPORT DATA

IN FILE # 63-3362

This is to certify that: RAY MONTIERTH
SUSAN MONTIERTH
825 HEARTLAND DR
NAMPA, ID 83686

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>
63-10383	WR/LICENSE	9/23/1986	5.220 cfs	2272.5 af	151.0	1286.0	GROUND WATER
63-11347	WR/LICENSE	7/8/1992	2.230 cfs	549.0 af	122.0	1286.0	GROUND WATER
63-3362	WR/DECREED	7/11/1963	2.670 cfs	837.0 af	186.0	1286.0	GROUND WATER
63-7531	WR/DECREED	12/10/1971	3.600 cfs	744.6 af	160.0	1286.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

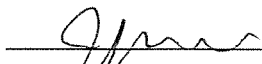
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
63-10383	NO	NO	NO	YES	NO	NO
63-11347	NO	NO	NO	YES	NO	NO
63-3362	NO	NO	NO	YES	NO	NO
63-7531	NO	NO	NO	YES	NO	NO

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>
63-10383	63-10383	5.220 cfs	2272.5 af	151.0	1286.0	N/A	N/A	N/A	N/A	N/A
63-11347	63-11347	2.230 cfs	549.0 af	122.0	1286.0	N/A	N/A	N/A	N/A	N/A
63-3362	63-3362	2.670 cfs	837.0 af	186.0	1286.0	N/A	N/A	N/A	N/A	N/A
63-7531	63-7531	3.600 cfs	744.6 af	160.0	1286.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		10.770 cfs	4403.1 af	619.0	1286.0		N/A	N/A	N/A	N/A

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

Dated this 15th day of April, 2015.


JEFF PEPPERSACK
Interim Western Region Manager

Transfer No. 79803

WATER RIGHT NO. 63-3362**As Modified by Transfer No. 79803**

In accordance with the approval of Transfer No. 79803, Water Right No. 63-3362 is now described as follows:

Right Holder: RAY MONTIERTH AND
SUSAN MONTIERTH
825 HEARTLAND DR
NAMPA, ID 83686

Priority Date: 7/11/1963

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

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

Diversion Rate
2.670 cfs
2.670 cfs

Diversion Volume
837.0 af
837.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESW	Sec 18 Twp 01N Rge 02E	ADA County
GROUND WATER	L4 (SWSW)	Sec 18 Twp 01N Rge 02E	ADA County
GROUND WATER	L2 (NWNE)	Sec 6 Twp 01N Rge 02E	ADA County
GROUND WATER	L3 (NENW)	Sec 6 Twp 01N Rge 02E	ADA County
GROUND WATER	L3 (NWSW)	Sec 7 Twp 01N Rge 02E	ADA County
GROUND WATER	L3 (NWSW)	Sec 7 Twp 01N Rge 02E	ADA County
GROUND WATER	L3 (NWSW)	Sec 7 Twp 01N Rge 02E	ADA County
GROUND WATER	SWSE	Sec 31 Twp 02N Rge 02E	ADA 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	
01N	02E	6	35.0	40.0	40.0	40.0	40.0			40.0	40.0			40.0		40.0	39.0		394.0
			L 1	L 2			L 3												
01N	02E	7					40.0	40.0	40.0		40.0		36.0	32.0			32.0		260.0
							L 1	L 2					L 4						
01N	02E	18	32.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					432.0
							L 1	L 2				L 3	L 4						
02N	02E	31									40.0	40.0	40.0	40.0			40.0		200.0
											L 3	L 4							

Right Acre Limit: 186.0

POU Total Acres: 1286.0

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
2. A single new point of diversion is authorized in either Lot 4 (SWSW) or SESW, S18, T01N, R02E to provide water that shall not exceed a temperature greater than 85 degrees Fahrenheit.

Transfer No. 79803

WATER RIGHT NO. 63-3362

As Modified by Transfer No. 79803

CONDITIONS OF APPROVAL

3. Right holder is required to utilize cold water wells to their capacity. Low temperature geothermal water from the point of diversion in NWNE, S06, T01N, R02E, shall only be diverted at a rate equal to the remaining portion of 2.23 cfs not capable of being satisfied by cold water wells.
4. This right is limited to the irrigation of 186 acres within the authorized place of use in a single irrigation season.
5. Rights 63-3362, 63-7531, 63-10383 and 63-11347 when combined are limited to the irrigation of 619.0 total acres under the irrigation components of the rights in the 1286.0 acre place of use described above in a single irrigation season. This condition does not limit the acreage upon which wastewater from the industrial and commercial uses under the rights may be land applied for wastewater treatment purposes to satisfy water quality requirements.
6. Rights 63-3362, 63-7531, 63-10383 and 63-11347 when combined shall not exceed a total diversion rate of 10.77 cfs, nor a total annual maximum diversion volume of 4403.1 af at the field headgate.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
8. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
9. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 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 November 25, 2008.
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. 63-10383
As Modified by Transfer No. 79803

In accordance with the approval of Transfer No. 79803, Water Right No. 63-10383 is now described as follows:

Right Holder: SUSAN MONTIERTH AND
RAY MONTIERTH
825 HEARTLAND DR
NAMPA, ID 83686

Priority Date: 9/23/1986

Source: GROUND WATER

BENEFICIAL USE

	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
INDUSTRIAL	1/01	to 12/31	2.200 cfs	1593.0 af
IRRIGATION	3/15	to 11/15	3.020 cfs	679.5 af
			5.220 cfs	2272.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESW	Sec 18 Twp 01N Rge 02E	ADA County
GROUND WATER	L4 (SWSW)	Sec 18 Twp 01N Rge 02E	ADA County
GROUND WATER	L2 (NWNE)	Sec 6 Twp 01N Rge 02E	ADA County
GROUND WATER	L3 (NENW)	Sec 6 Twp 01N Rge 02E	ADA County
GROUND WATER	L3 (NWSW)	Sec 7 Twp 01N Rge 02E	ADA County
GROUND WATER	L3 (NWSW)	Sec 7 Twp 01N Rge 02E	ADA County
GROUND WATER	L3 (NWSW)	Sec 7 Twp 01N Rge 02E	ADA County
GROUND WATER	SWSE	Sec 31 Twp 02N Rge 02E	ADA County

PLACE OF USE: INDUSTRIAL

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	02E	6	X	X	X	X	X			X	X			X		X	X		
			L 1	L 2			L 3												
01N	02E	7					X	X	X		X		X	X			X		
							L 1	L 2					L 4						
01N	02E	18	X	X		X	X	X	X	X	X	X	X	X					
							L 1	L 2					L 3	L 4					
02N	02E	31									X	X	X	X			X		
													L 3	L 4					

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	
01N	02E	6	35.0	40.0	40.0	40.0	40.0			40.0	40.0			40.0		40.0	39.0		394.0
			L 1	L 2			L 3												
01N	02E	7					40.0	40.0	40.0		40.0		36.0	32.0			32.0		260.0
							L 1	L 2					L 4						
01N	02E	18	32.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					432.0
							L 1	L 2					L 3	L 4					
02N	02E	31									40.0	40.0	40.0	40.0			40.0		200.0
													L 3	L 4					

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WATER RIGHT NO. 63-10383
As Modified by Transfer No. 79803

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
Right Acre Limit:			151.0																
POU Total Acres:			1286.0																

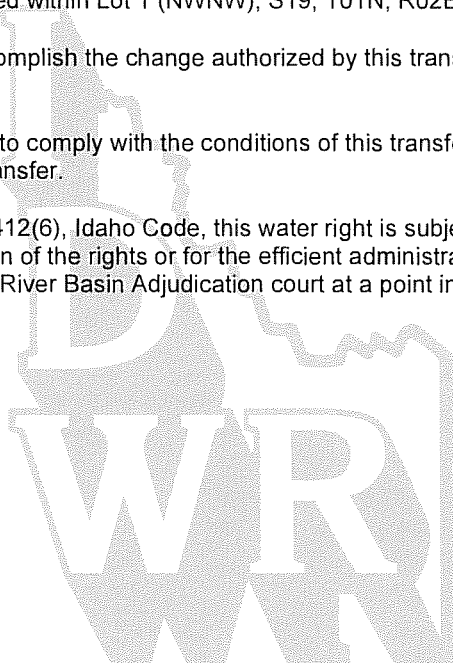
CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
2. A single new point of diversion is authorized in either Lot 4 (SWSW) or SESW, S18, T01N, R02E to provide water that shall not exceed a temperature greater than 85 degrees Fahrenheit.
3. Right holder is required to utilize cold water wells to their capacity. Low temperature geothermal water from the point of diversion in NWNE, S06, T01N, R02E, shall only be diverted at a rate equal to the remaining portion of 2.23 cfs not capable of being satisfied by cold water wells.
4. This right is limited to the irrigation of 151 acres within the authorized place of use in a single irrigation season.
5. Rights 63-7531 and 63-10383 when combined shall not exceed a total diversion rate of 5.87 cfs.
6. Rights 63-3362, 63-7531, 63-10383 and 63-11347 when combined shall not exceed a total diversion rate of 10.77 cfs, nor a total annual maximum diversion volume of 4403.1 af at the field headgate.
7. Rights 63-3362, 63-7531, 63-10383 and 63-11347 when combined are limited to the irrigation of 619.0 total acres under the irrigation components of the rights in the 1286.0 acre place of use described above in a single irrigation season. This condition does not limit the acreage upon which wastewater from the industrial and commercial uses under the rights may be land applied for wastewater treatment purposes to satisfy water quality requirements.
8. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
9. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 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.
10. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
11. Use of water under Rights 63-7531 and 63-10383 shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.

WATER RIGHT NO. 63-10383
As Modified by Transfer No. 79803

CONDITIONS OF APPROVAL

12. The place of industrial use authorized by this approval includes land upon which wastewater may be applied for wastewater treatment purposes to satisfy water quality requirements. Water diverted under the industrial and commercial components of Rights 63-7531 and 63-10383 shall not be land applied unless the water is first used for the commercial/industrial purposes as authorized under these rights.
13. Wastewater pond is located within Lot 1 (NWNW), S19, T01N, R02E
14. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. 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. 63-11347
As Modified by Transfer No. 79803

In accordance with the approval of Transfer No. 79803, Water Right No. 63-11347 is now described as follows:

Right Holder: RAY MONTIERTH AND
 SUSAN MONTIERTH
 825 HEARTLAND DR
 NAMPA, ID 83686

Priority Date: 7/8/1992

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	2.230 cfs	549.0 af
			2.230 cfs	549.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESW	Sec 18 Twp 01N Rge 02E	ADA County
GROUND WATER	L4 (SWSW)	Sec 18 Twp 01N Rge 02E	ADA County
GROUND WATER	L2 (NWNE)	Sec 6 Twp 01N Rge 02E	ADA County
GROUND WATER	L3 (NENW)	Sec 6 Twp 01N Rge 02E	ADA County
GROUND WATER	L3 (NWSW)	Sec 7 Twp 01N Rge 02E	ADA County
GROUND WATER	L3 (NWSW)	Sec 7 Twp 01N Rge 02E	ADA County
GROUND WATER	L3 (NWSW)	Sec 7 Twp 01N Rge 02E	ADA County
GROUND WATER	SWSE	Sec 31 Twp 02N Rge 02E	ADA 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	
01N	02E	6	35.0	40.0	40.0	40.0				40.0	40.0			40.0		40.0	39.0		394.0
			L 1	L 2					L 3										
01N	02E	7					40.0	40.0	40.0		40.0		36.0	32.0			32.0		260.0
								L 1	L 2				L 4						
01N	02E	18	32.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					432.0
								L 1	L 2				L 3	L 4					
02N	02E	31									40.0	40.0	40.0	40.0			40.0		200.0
												L 3	L 4						

Right Acre Limit: 122.0
 POU Total Acres: 1286.0

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
2. A single new point of diversion is authorized in either Lot 4 (SWSW) or SESW, S18, T01N, R02E to provide water that shall not exceed a temperature greater than 85 degrees Fahrenheit.

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WATER RIGHT NO. 63-11347
As Modified by Transfer No. 79803

CONDITIONS OF APPROVAL

3. Right holder is required to utilize cold water wells to their capacity. Low temperature geothermal water from the point of diversion in NWNE, S06, T01N, R02E, shall only be diverted at a rate equal to the remaining portion of 2.23 cfs not capable of being satisfied by cold water wells.
4. This right is limited to the irrigation of 122 acres within the authorized place of use in a single irrigation season.
5. Rights 63-3362, 63-7531, 63-10383 and 63-11347 when combined shall not exceed a total diversion rate of 10.77 cfs, nor a total annual maximum diversion volume of 4403.1 af at the field headgate.
6. Rights 63-3362, 63-7531, 63-10383 and 63-11347 when combined are limited to the irrigation of 619.0 total acres under the irrigation components of the rights in the 1286.0 acre place of use described above in a single irrigation season. This condition does not limit the acreage upon which wastewater from the industrial and commercial uses under the rights may be land applied for wastewater treatment purposes to satisfy water quality requirements.
7. The right holder shall make full beneficial use of all surface water rights 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 the surface water supply is not 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 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), this right to divert ground water shall not be used on the land with an appurtenant surface water right(s) without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
10. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
11. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 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.
12. The right holder shall accomplish the change authorized by this transfer within one (1) 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.

WATER RIGHT NO. 63-11347
As Modified by Transfer No. 79803

CONDITIONS OF APPROVAL

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. 63-7531**As Modified by Transfer No. 79803**

In accordance with the approval of Transfer No. 79803, Water Right No. 63-7531 is now described as follows:

Right Holder: SUSAN MONTIERTH AND
RAY MONTIERTH
825 HEARTLAND DR
NAMPA, ID 83686

Priority Date: 12/10/1971

Source: GROUND WATER

BENEFICIAL USE

	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
COMMERCIAL	1/01	to 12/31	3.200 cfs	720.0 af
DOMESTIC	1/01	to 12/31	0.200 cfs	11.2 af
IRRIGATION	3/15	to 11/15	3.200 cfs	720.0 af
STOCKWATER	1/01	to 12/31	0.200 cfs	13.4 af
			3.600 cfs	744.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESW	Sec 18 Twp 01N Rge 02E	ADA County
GROUND WATER	L4 (SWSW)	Sec 18 Twp 01N Rge 02E	ADA County
GROUND WATER	L2 (NWNE)	Sec 6 Twp 01N Rge 02E	ADA County
GROUND WATER	L3 (NENW)	Sec 6 Twp 01N Rge 02E	ADA County
GROUND WATER	L3 (NWSW)	Sec 7 Twp 01N Rge 02E	ADA County
GROUND WATER	L3 (NWSW)	Sec 7 Twp 01N Rge 02E	ADA County
GROUND WATER	L3 (NWSW)	Sec 7 Twp 01N Rge 02E	ADA County
GROUND WATER	SWSE	Sec 31 Twp 02N Rge 02E	ADA County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	02E	7										X							
												L 3							

PLACE OF USE: DOMESTIC

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	02E	7										X							
												L 3							

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	
01N	02E	6	35.0	40.0	40.0	40.0	40.0			40.0	40.0			40.0		40.0	39.0		394.0
			L 1	L 2			L 3												

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WATER RIGHT NO. 63-7531
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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	
01N	02E	7					40.0	40.0	40.0		40.0		36.0	32.0			32.0		260.0
								L 1	L 2				L 4						
01N	02E	18	32.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					432.0
								L 1	L 2				L 3	L 4					
02N	02E	31									40.0	40.0	40.0	40.0			40.0		200.0
												L 3	L 4						

Right Acre Limit: 160.0

POU Total Acres: 1286.0

PLACE OF USE: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	02E	7										X							
												L 3							

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
2. A single new point of diversion is authorized in either Lot 4(SWSW), or SESW, S18, T01N, R02E, to provide water that shall not exceed a temperature greater than 85 degrees Fahrenheit.
3. Right holder is required to utilize cold water wells to their capacity. Low temperature geothermal water from the point of diversion in NWNE, S06, T01N, R02E, shall only be diverted at a rate equal to the remaining portion of 2.23 cfs not capable of being satisfied by cold water wells.
4. This right is limited to the irrigation of 160 acres within the authorized place of use in a single irrigation season.
5. Rights 63-3362, 63-7531, 63-10383 and 63-11347 when combined are limited to the irrigation of 619.0 total acres under the irrigation components of the rights in the 1286.0 acre place of use described above in a single irrigation season. This condition does not limit the acreage upon which wastewater from the industrial and commercial uses under the rights may be land applied for wastewater treatment purposes to satisfy water quality requirements.
6. Rights 63-3362, 63-7531, 63-10383 and 63-11347 when combined shall not exceed a total diversion rate of 10.77 cfs, nor a total annual maximum diversion volume of 4403.1 af at the field headgate.
7. Rights 63-7531 and 63-10383 when combined shall not exceed a total diversion rate of 5.87 cfs.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

Transfer No. 79803

WATER RIGHT NO. 63-7531

As Modified by Transfer No. 79803

CONDITIONS OF APPROVAL

9. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
10. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than July 30, 2009.
11. Use of water under Rights 63-7531 and 63-10383 shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.
12. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under the industrial and commercial components of Rights 63-7531 and 63-10383 shall not be used for irrigation unless the water is first used in the commercial/industrial purposes as authorized by these water rights.
13. Wastewater pond is located within Lot 1 (NWNW), S19, T01N, R02E B.M.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. 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.