

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 79972**

This is to certify that: **MOSS FARMS INC**
3286 N 3350 W
MOORE, ID 83255

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>
34-182	WR/DECREED	6/1/1883	1.600 cfs	N/A	80.0	212.0	BIG LOST RIVER
34-381A	WR/DECREED	9/26/1894	2.400 cfs	N/A	120.0	212.0	BIG LOST RIVER

Purpose of Transfer (Changes Proposed)

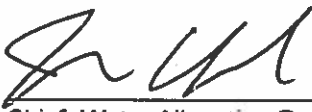
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
34-182	NO	NO	YES	YES	NO	NO
34-381A	NO	NO	YES	YES	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
34-182	34-182	1.600 cfs	N/A	80.0	200.0	N/A	N/A	N/A	N/A	N/A
34-381A	34-381A	2.400 cfs	N/A	120.0	200.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		4.000 cfs	N/A	200.0	200.0		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 30th day of June, 2015.


for Chief, Water Allocation Bureau

SUPPORT DATA

Transfer No. 79972

IN FILE # 34-182

WATER RIGHT NO. 34-381A**As Modified by Transfer No. 79972**

In accordance with the approval of Transfer No. 79972, Water Right No. 34-381A is now described as follows:

Right Holder: MOSS FARMS INC
3286 N 3350 W
MOORE, ID 83255

Priority Date: 9/26/1894

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE

IRRIGATION

From

5/01

To

to 10/15

Diversion Rate

2.400 cfs

2.400 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER
BIG LOST RIVER

SENWSE
SENW

Sec 14 Twp 06N Rge 25E CUSTER County
Sec 32 Twp 06N Rge 26E CUSTER 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	
06N	26E	31			32.0	28.0									35.0	35.0	9.0	16.0	155.0
06N	26E	32							6.0			22.0	17.0						45.0

Right Acre Limit: 120.0

POU Total Acres: 200.0

CONDITIONS OF APPROVAL

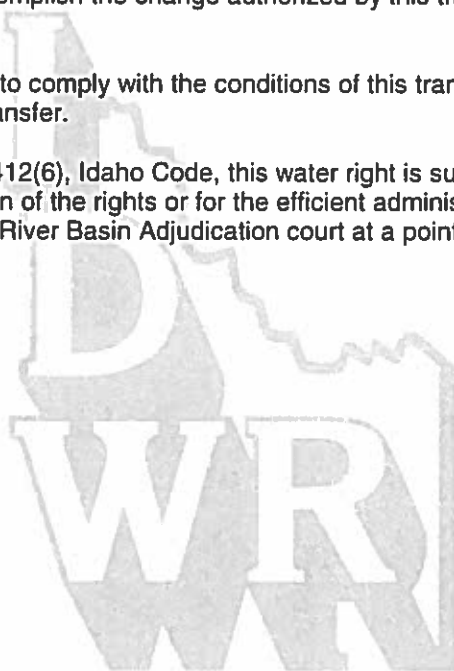
1. This right is limited to the irrigation of 120 acres within the authorized place of use in a single irrigation season.
2. Rights 34-182, 34-381A and 34-2379F when combined shall not exceed a total diversion rate of 5.20 cfs and the irrigation of 200 acres.
3. This right when combined with all other 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.
4. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
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. 34.

Transfer No. 79972

WATER RIGHT NO. 34-381A
As Modified by Transfer No. 79972

CONDITIONS OF APPROVAL

6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. This right does not grant any right-of-way or easement across the land of another.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as 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. 34-182**As Modified by Transfer No. 79972**

In accordance with the approval of Transfer No. 79972, Water Right No. 34-182 is now described as follows:

Right Holder: MOSS FARMS INC
3286 N 3350 W
MOORE, ID 83255

Priority Date: 6/1/1883

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE

IRRIGATION

From

5/01

To

to 10/15

Diversion Rate

1.600 cfs

1.600 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER
BIG LOST RIVER

SENWSE
SENW

Sec 14 Twp 06N Rge 25E CUSTER County
Sec 32 Twp 06N Rge 26E CUSTER 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	
06N	26E	31			32.0	28.0									35.0	35.0	9.0	16.0	155.0
06N	26E	32							6.0			22.0	17.0						45.0

Right Acre Limit: 80.0

POU Total Acres: 200.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 80 acres within the authorized place of use in a single irrigation season.
2. Rights 34-182, 34-381A and 34-2379F when combined shall not exceed a total diversion rate of 5.20 cfs and the irrigation of 200 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.
4. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
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. 34.

Transfer No. 79972

WATER RIGHT NO. 34-182
As Modified by Transfer No. 79972

CONDITIONS OF APPROVAL

6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. This right does not grant any right-of-way or easement across the land of another.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as 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.

