

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 80010**

This is to certify that: **BALL FARMS LTD PARTNERSHIP**
2612 E 2300 N
HAMER, ID 83425

CIRCLE B FARMS LTD PARTNERSHIP
2583 E 2100 N
HAMER, ID 83425

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>
31-11417	WR/DECREED	9/17/1956	2.560 cfs	234.5 af	N/A	67.0	GROUND WATER
31-11419	WR/DECREED	12/23/1975	2.220 cfs	203.0 af	N/A	58.0	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>
31-11417	NO	NO	YES	NO	NO	NO
31-11419	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>
31-11417	31-11417	2.560 cfs	234.5 af	67.0	125.0	N/A	N/A	N/A	N/A	N/A
31-11419	31-11419	2.220 cfs	203.0 af	58.0	125.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		2.560 cfs	437.5 af	125.0	125.0		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 May, 2015.

for 
Chief, Water Allocation Bureau

SUPPORT DATA

Transfer No. 80010

IN FILE # 31-11417

WATER RIGHT NO. 31-11417
As Modified by Transfer No. 80010

In accordance with the approval of Transfer No. 80010, Water Right No. 31-11417 is now described as follows:

Right Holder: BALL FARMS LTD PARTNERSHIP
 2612 E 2300 N
 HAMER, ID 83425

CIRCLE B FARMS LTD PARTNERSHIP
 2583 E 2100 N
 HAMER, ID 83425

Priority Date: 9/17/1956

Source: GROUND WATER

BENEFICIAL USE
 IRRIGATION

From 04/01 **to** 10/31

Diversion Rate
 2.560 cfs
 2.560 cfs

Diversion Volume
 234.5 af
 234.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWNESE Sec 32 Twp 08N Rge 36E JEFFERSON 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	
08N	36E	32													26.0	32.0	32.0	35.0	125.0
Right Acre Limit:			67.0																
POU Total Acres:			125.0																

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 67 acres within the authorized place of use in a single irrigation season.
2. Rights 31-11417 and 31-11419 when combined shall not exceed a total diversion rate of 2.56 cfs, a total annual maximum diversion volume of 437.5 af at the field headgate, and the irrigation of 125 acres.
3. 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. 110.
4. 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.

Transfer No. 80010

WATER RIGHT NO. 31-11417
As Modified by Transfer No. 80010

CONDITIONS OF APPROVAL

5. Right No. 31-11419 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
6. Prior to the diversion and use of water under Transfer approval 80010, 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. 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.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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. 31-11419
As Modified by Transfer No. 80010

In accordance with the approval of Transfer No. 80010, Water Right No. 31-11419 is now described as follows:

Right Holder: CIRCLE B FARMS LTD PARTNERSHIP
 2583 E 2100 N
 HAMER, ID 83425
 OR
 BALL FARMS LTD PARTNERSHIP
 2612 E 2300 N
 HAMER, ID 83425

Priority Date: 12/23/1975

Source: GROUND WATER

BENEFICIAL USE
 IRRIGATION

From 04/01 **To** 10/31

Diversion Rate
 2.220 cfs
 2.220 cfs

Diversion Volume
 203.0 af
 203.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWNESE Sec 32 Twp 08N Rge 36E JEFFERSON 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	
08N	36E	32													26.0	32.0	32.0	35.0	125.0

Right Acre Limit: 58.0
 POU Total Acres: 125.0

CONDITIONS OF APPROVAL

1. This right is for an enlargement of 58 acres within the place of use described for this right.
2. 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.
3. This right is based upon an enlargement of right no. 31-11417 pursuant to Section 42-1426, Idaho Code.
4. Rights 31-11417 and 31-11419 when combined shall not exceed a total diversion rate of 2.56 cfs, a total annual maximum diversion volume of 437.5 af at the field headgate, and the irrigation of 125 acres.

Transfer No. 80010

WATER RIGHT NO. 31-11419
As Modified by Transfer No. 80010

CONDITIONS OF APPROVAL

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. 110.
6. 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.
7. Prior to the diversion and use of water under Transfer approval 80010, 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.
8. 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.
9. 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.
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.