

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 79793**

This is to certify that: **BALL FARMS LTD PARTNERSHIP**
2612 E 2300 N
HAMER, ID 83425
AND/OR
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>
31-7602	WR/DECREED	12/12/1975	2.510 cfs	476.0 af	N/A	136.0	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>
31-7602	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>
31-7602	31-7602	2.510 cfs	476.0 af	N/A	136.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		2.510 cfs	476.0 af	136.0	136.0		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 10th day of February, 2015.


for Chief, Water Allocation Bureau

SUPPORT DATA

Transfer No. 79793

IN FILE # 31-7602

WATER RIGHT NO. 31-7602**As Modified by Transfer No. 79793**

In accordance with the approval of Transfer No. 79793, Water Right No. 31-7602 is now described as follows:

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

Priority Date: 12/12/1975

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

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

Diversion Rate
2.510 cfs
2.510 cfs

Diversion Volume
476.0 af
476.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L3 (NWNENW) Sec 4 Twp 07N Rge 36E JEFFERSON County
GROUND WATER NENESE 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	
07N	36E	4		0.6			36.3			11.0									47.9
08N	36E	32				21.0													21.0
08N	36E	33									0.1	39.0	28.0						67.1

POU Total Acres: 136.0

CONDITIONS OF APPROVAL

1. 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.
2. 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.
3. 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.

Transfer No. 79793

WATER RIGHT NO. 31-7602
As Modified by Transfer No. 79793

CONDITIONS OF APPROVAL

4. Prior to the diversion and use of water under Transfer approval 79793, 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.
5. 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.
6. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and 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 before 4/15 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 02/22/2002.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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.