

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 78512**

This is to certify that: **SUNRIDGE DAIRY LLC**
4890 DRY LAKE RD
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>
2-10185	WR/DECREED	1/14/1963	2.490 cfs	N/A	314.7	333.7	SNAKE RIVER
2-2194A	WR/DECREED	1/11/1963	6.000 cfs	1966.5 af	N/A	437.0	SNAKE RIVER
63-2825	WR/DECREED	7/24/1950	0.900 cfs	463.6 af	N/A	254.0	GROUND WATER
63-2949	WR/DECREED	1/9/1961	2.620 cfs	720.0 af	N/A	160.0	GROUND WATER
63-3135	WR/DECREED	8/1/1958	1.750 cfs	497.6 af	63.0	254.0	GROUND WATER
63-31477	WR/DECREED	7/9/1958	0.320 cfs	117.0 af	N/A	26.0	GROUND WATER
63-3260	WR/DECREED	9/6/1961	1.350 cfs	693.5 af	N/A	254.0	GROUND WATER
63-32843	WR/DECREED	11/24/1976	0.670 cfs	150.8 af	33.5	33.5	GROUND WATER
63-3331	WR/DECREED	3/1/1963	0.450 cfs	231.2 af	N/A	254.0	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>
2-10185	YES	NO	YES	NO	NO	NO
2-2194A	YES	NO	YES	NO	NO	NO
63-2825	NO	YES	YES	YES	NO	NO
63-2949	NO	YES	YES	YES	NO	NO
63-3135	NO	YES	YES	YES	NO	NO
63-31477	NO	YES	YES	YES	NO	NO
63-3260	NO	YES	YES	YES	NO	NO
63-32843	NO	YES	YES	YES	NO	NO
63-3331	NO	YES	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>
2-10185	2-10491	0.050 cfs	N/A	6.5	701.0	2-10185	2.440 cfs	N/A	308.2	327.2
2-2194A	2-10490	0.070 cfs	22.5 af	5.0	701.0	2-2194A	5.930 cfs	1944.0 af	N/A	432.0
63-2825	63-2825	0.900 cfs	463.6 af	N/A	701.0	N/A	N/A	N/A	N/A	N/A
63-2949	63-2949	2.620 cfs	720.0 af	160.0	701.0	N/A	N/A	N/A	N/A	N/A
63-3135	63-3135	1.750 cfs	497.6 af	63.0	701.0	N/A	N/A	N/A	N/A	N/A
63-31477	63-31477	0.320 cfs	117.0 af	26.0	701.0	N/A	N/A	N/A	N/A	N/A
63-3260	63-3260	1.350 cfs	693.5 af	N/A	701.0	N/A	N/A	N/A	N/A	N/A

Transfer No. 78512

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 78512

Summary Of Water Rights After the Approved Change

Existing Right	New No. (Changed Portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
63-32843	63-32843	0.670 cfs	150.8 af	33.5	701.0	N/A	N/A	N/A	N/A	N/A
63-3331	63-3331	0.450 cfs	231.2 af	N/A	701.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		8.180 cfs	0.0 af	N/A	701.0		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 18th day of November, 2014.



STEVE LESTER, Interim Western Region Manager

WATER RIGHT NO. 2-2194A**As Modified by Transfer No. 78512**

In accordance with the approval of Transfer No. 78512, Water Right No. 2-2194A is now described as follows:

Right Holder: SUNRIDGE DAIRY LLC
4890 DRY LAKE RD
NAMPA, ID 83686

Priority Date: 1/11/1963

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

BENEFICIAL USE

IRRIGATION

From

03/15

To

to 11/15

Diversion Rate

5.930 cfs

5.930 cfs

Diversion Volume

1944.0 af

1944.0 af

LOCATION OF POINT(S) OF DIVERSION

SNAKE RIVER L7 (SWSWNE) Sec 36 Twp 01N Rge 03W CANYON 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	02W	7			10.0	15.0					39.0	39.0	38.0	39.0	40.0	38.0	36.0	36.0	330.0
01N	02W	8							25.0			L 3 39.0	L 4 38.0						102.0

POU Total Acres: 432.0

CONDITIONS OF APPROVAL

1. 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.
2. 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 6/15/2009.
3. Rights 2-2194A, 2-10490, 63-2949, 63-3134 and 63-31477 when combined shall not exceed a maximum annual diversion volume of 1966.5 af.
4. Rights 2-2172, 2-2177, 2-2184, 2-2185, 2-2191A, 2-2191B, 2-2192, 2-2193, 2-2194A, 2-2196, 2-2199, 2-2208, 2-2280, 2-2363, 2-2368, 2-2422, 2-7010, 2-7011, 2-7078, 2-7081, 2-10029, 2-10059, 2-10184, 2-10185, 2-10218, 2-10219, 2-10220, 2-10221, 2-10490 and 2-10491 when combined shall not exceed a total diversion rate of 74.30 cfs.

Transfer No. 78512

WATER RIGHT NO. 2-2194A
As Modified by Transfer No. 78512

CONDITIONS OF APPROVAL

5. The following rights are diverted through point of diversion described above: 2-2172, 2-2177, 2-2184, 2-2185, 2-2191A, 2-2191B, 2-2192, 2-2193, 2-2194A, 2-2196, 2-2199, 2-2208, 2-2280, 2-2363, 2-2368, 2-2422, 2-7010, 2-7011, 2-7078, 2-7081, 2-10029, 2-10059, 2-10184, 2-10185, 2-10218, 2-10219, 2-10220, 2-10221, 2-10490 and 2-10491.



WATER RIGHT NO. 2-10490**As Modified by Transfer No. 78512**

In accordance with the approval of Transfer No. 78512, Water Right No. 2-10490 is now described as follows:

Right Holder: SUNRIDGE DAIRY LLC
4890 DRY LAKE RD
NAMPA, ID 83686

Priority Date: 1/11/1963

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

BENEFICIAL USE

IRRIGATION

From

03/15

To

to 11/15

Diversion Rate

0.070 cfs

0.070 cfs

Diversion Volume

22.5 af

22.5 af

LOCATION OF POINT(S) OF DIVERSION

SNAKE RIVER

L7 (SWSWNE)

Sec 36 Twp 01N Rge 03W CANYON 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	02W	7			11.0	16.0				1.0	40.0	39.0	37.0	38.0	40.0	40.0	36.0	36.0	334.0
												L 3	L 4						
01N	02W	8	32.0	33.0	20.0	26.0	14.0		20.0	9.0	37.0	40.0	38.0	37.0	8.0		24.0	29.0	367.0

Right Acre Limit: 5.0

POU Total Acres: 701.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

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WATER RIGHT NO. 2-10490
As Modified by Transfer No. 78512

CONDITIONS OF APPROVAL

5. Rights 2-2172, 2-2177, 2-2184, 2-2185, 2-2191A, 2-2191B, 2-2192, 2-2193, 2-2194A, 2-2196, 2-2199, 2-2208, 2-2280, 2-2363, 2-2368, 2-2422, 2-7010, 2-7011, 2-7078, 2-7081, 2-10029, 2-10059, 2-10184, 2-10185 2-10218, 2-10219, 2-10220, 2-10221, 2-10490 and 2-10491 when combined shall not exceed a total diversion rate of 74.30 cfs.
6. 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 6/15/2009.
7. Rights 2-2194A, 2-10490, 63-2949, 63-3134 and 63-31477 when combined shall not exceed a maximum annual diversion volume of 1966.5 af.
8. Rights 2-10490, 2-10491, 63-2825, 63-2949, 63-3135, 63-3260, 63-3331, 63-31477 and 63-32843 when combined shall not exceed a total annual maximum diversion volume of 3154.5 af at the field headgate, and the irrigation of 701 acres.
9. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
10. The following rights are diverted through points of diversion described above: 2-2172, 2-2177, 2-2184, 2-2185, 2-2191A, 2-2191B, 2-2192, 2-2193, 2-2194A, 2-2196, 2-2199, 2-2208, 2-2280, 2-2363, 2-2368, 2-2422, 2-7010, 2-7011, 2-7078, 2-7081, 2-10029, 2-10059, 2-10184, 2-10185 2-10218, 2-10219, 2-10220, 2-10221, 2-10490 and 2-10491.

WATER RIGHT NO. 63-2825**As Modified by Transfer No. 78512**

In accordance with the approval of Transfer No. 78512, Water Right No. 63-2825 is now described as follows:

Right Holder: SUNRIDGE DAIRY LLC
4890 DRY LAKE RD
NAMPA, ID 83686

Priority Date: 7/24/1950

Source: GROUND WATER

BENEFICIAL USE

	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
DOMESTIC	01/01	to 12/31	0.020 cfs	1.2 af
IRRIGATION	03/01	to 11/15	0.900 cfs	462.4 af
			0.900 cfs	463.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NESW	Sec 7	Twp 01N Rge 02W CANYON County
GROUND WATER	NWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	NWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	NWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	SWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	SWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	SESE	Sec 8	Twp 01N Rge 02W CANYON County

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	02W	8		X															

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	02W	7			11.0	16.0				1.0	40.0	39.0	37.0	38.0	40.0	40.0	36.0	36.0	334.0
01N	02W	8	32.0	33.0	20.0	26.0	14.0		20.0	9.0	37.0	40.0	38.0	37.0	8.0		24.0	29.0	367.0

POU Total Acres: 701.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

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WATER RIGHT NO. 63-2825

As Modified by Transfer No. 78512

CONDITIONS OF APPROVAL

2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
5. 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.
6. If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used for irrigation purposes 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.
7. Domestic use is for 1 home.
8. Rights 63-2825, 63-3135, 63-3260 and 63-3331 when combined shall not exceed a total diversion rate of 3.48 cfs, a total annual maximum diversion volume of 1143.0 af at the field headgate, and the irrigation of 254 acres.
9. Rights 2-10490, 2-10491, 63-2825, 63-2949, 63-3135, 63-3260, 63-3331, 63-31477 and 63-32843 when combined shall not exceed a total annual maximum diversion volume of 3154.5 af at the field headgate, and the irrigation of 701 acres.
10. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
11. The following rights are diverted through points of diversion described above: 63-2825, 63-2949, 63-3135, 63-3260, 63-3331, 63-31477 and 63-32843.

WATER RIGHT NO. 63-2949**As Modified by Transfer No. 78512**

In accordance with the approval of Transfer No. 78512, Water Right No. 63-2949 is now described as follows:

Right Holder: SUNRIDGE DAIRY LLC
4890 DRY LAKE RD
NAMPA, ID 83686

Priority Date: 1/9/1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/01	to 11/15	2.620 cfs	720.0 af
			2.620 cfs	720.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NESW	Sec 7	Twp 01N Rge 02W CANYON County
GROUND WATER	NWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	NWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	NWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	SWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	SWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	SESE	Sec 8	Twp 01N Rge 02W CANYON 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	
01N	02W	7			11.0	16.0				1.0	40.0	39.0	37.0	38.0	40.0	40.0	36.0	36.0	334.0
											L 3	L 4							
01N	02W	8	32.0	33.0	20.0	26.0	14.0		20.0	9.0	37.0	40.0	38.0	37.0	8.0		24.0	29.0	367.0

Right Acre Limit: 160.0

POU Total Acres: 701.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.

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WATER RIGHT NO. 63-2949
As Modified by Transfer No. 78512

CONDITIONS OF APPROVAL

4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
5. 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.
6. If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, 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.
7. This right is limited to the irrigation of 160 acres within the authorized place of use in a single irrigation season.
8. Rights 2-10490, 2-10491, 63-2825, 63-2949, 63-3135, 63-3260, 63-3331, 63-31477 and 63-32843 when combined shall not exceed a total annual maximum diversion volume of 3154.5 af at the field headgate, and the irrigation of 701 acres.
9. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use.

WATER RIGHT NO. 63-3135**As Modified by Transfer No. 78512**

In accordance with the approval of Transfer No. 78512, Water Right No. 63-3135 is now described as follows:

Right Holder: SUNRIDGE DAIRY LLC
4890 DRY LAKE RD
NAMPA, ID 83686

Priority Date: 8/1/1958

Source: GROUND WATER

BENEFICIAL USE

	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
COMMERCIAL	01/01	to 12/31	0.970 cfs	214.1 af
IRRIGATION	03/01	to 11/15	0.780 cfs	283.5 af
STOCKWATER	01/01	to 12/31	0.970 cfs	214.1 af
			1.750 cfs	497.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NESW	Sec 7	Twp 01N Rge 02W CANYON County
GROUND WATER	NWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	NWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	NWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	SWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	SWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	SESE	Sec 8	Twp 01N Rge 02W CANYON 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	02W	8	X	X	X	X		X	X	X	X			X	X	X	X	X	

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	02W	7			11.0	16.0				1.0	40.0	39.0	37.0	38.0	40.0	40.0	36.0	36.0	334.0
01N	02W	8	32.0	33.0	20.0	26.0	14.0		20.0	9.0	37.0	40.0	38.0	37.0	8.0		24.0	29.0	367.0

Right Acre Limit: 63.0
POU Total Acres: 701.0

PLACE OF USE: STOCKWATER

			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	02W	8	X	X	X	X		X	X	X	X			X	X	X	X	X	

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WATER RIGHT NO. 63-3135
As Modified by Transfer No. 78512

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
5. 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.
6. If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used for irrigation purposes 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.
7. Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.
8. This right is limited to the irrigation of 63 acres within the authorized place of use in a single irrigation season.
9. Rights 63-2825, 63-3135, 63-3260 and 63-3331 when combined shall not exceed a total diversion rate of 3.48 cfs, a total annual maximum diversion volume of 1143.0 af at the field headgate, and the irrigation of 254 acres.
10. Rights 2-10490, 2-10491, 63-2825, 63-2949, 63-3135, 63-3260, 63-3331, 63-31477 and 63-32843 when combined shall not exceed a total annual maximum diversion volume of 3154.5 af at the field headgate, and the irrigation of 701 acres.
11. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use.

WATER RIGHT NO. 63-3260**As Modified by Transfer No. 78512**

In accordance with the approval of Transfer No. 78512, Water Right No. 63-3260 is now described as follows:

Right Holder: SUNRIDGE DAIRY LLC
4890 DRY LAKE RD
NAMPA, ID 83686

Priority Date: 9/6/1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/01	to 11/15	1.350 cfs	693.5 af
			1.350 cfs	693.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NESW	Sec 7	Twp 01N Rge 02W CANYON County
GROUND WATER	NWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	NWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	NWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	SWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	SWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	SESE	Sec 8	Twp 01N Rge 02W CANYON 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	02W	7			11.0	16.0				1.0	40.0	39.0	37.0	38.0	40.0	40.0	36.0	36.0	334.0
											L 3	L 4							
01N	02W	8	32.0	33.0	20.0	26.0	14.0		20.0	9.0	37.0	40.0	38.0	37.0	8.0		24.0	29.0	367.0

POU Total Acres: 701.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.

Transfer No. 78512

WATER RIGHT NO. 63-3260

As Modified by Transfer No. 78512

CONDITIONS OF APPROVAL

4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
5. 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.
6. If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, 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.
7. Rights 63-2825, 63-3135, 63-3260 and 63-3331 when combined shall not exceed a total diversion rate of 3.48 cfs, a total annual maximum diversion volume of 1143.0 af at the field headgate, and the irrigation of 254 acres.
8. Rights 2-10490, 2-10491, 63-2825, 63-2949, 63-3135, 63-3260, 63-3331, 63-31477 and 63-32843 when combined shall not exceed a total annual maximum diversion volume of 3154.5 af at the field headgate, and the irrigation of 701 acres.
9. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use.

WATER RIGHT NO. 63-3331**As Modified by Transfer No. 78512**

In accordance with the approval of Transfer No. 78512, Water Right No. 63-3331 is now described as follows:

Right Holder: SUNRIDGE DAIRY LLC
4890 DRY LAKE RD
NAMPA, ID 83686

Priority Date: 3/1/1963

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/01	to 11/15	0.450 cfs	231.2 af
			0.450 cfs	231.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NESW	Sec 7	Twp 01N Rge 02W CANYON County
GROUND WATER	NWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	NWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	NWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	SWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	SWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	SESE	Sec 8	Twp 01N Rge 02W CANYON 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	02W	7			11.0	16.0				1.0	40.0	39.0	37.0	38.0	40.0	40.0	36.0	36.0	334.0
											L 3	L 4							
01N	02W	8	32.0	33.0	20.0	26.0	14.0		20.0	9.0	37.0	40.0	38.0	37.0	8.0		24.0	29.0	367.0

POU Total Acres: 701.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.

Transfer No. 78512

WATER RIGHT NO. 63-3331
As Modified by Transfer No. 78512

CONDITIONS OF APPROVAL

4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
5. 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.
6. If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, 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.
7. Rights 63-2825, 63-3135, 63-3260 and 63-3331 when combined shall not exceed a total diversion rate of 3.48 cfs, a total annual maximum diversion volume of 1143.0 af at the field headgate, and the irrigation of 254 acres.
8. Rights 2-10490, 2-10491, 63-2825, 63-2949, 63-3135, 63-3260, 63-3331, 63-31477 and 63-32843 when combined shall not exceed a total annual maximum diversion volume of 3154.5 af at the field headgate, and the irrigation of 701 acres.
9. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use.

WATER RIGHT NO. 63-31477**As Modified by Transfer No. 78512**

In accordance with the approval of Transfer No. 78512, Water Right No. 63-31477 is now described as follows:

Right Holder: SUNRIDGE DAIRY LLC
4890 DRY LAKE RD
NAMPA, ID 83686

Priority Date: 7/9/1958

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/01	to 11/15	0.320 cfs	117.0 af
			0.320 cfs	117.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NESW	Sec 7	Twp 01N Rge 02W CANYON County
GROUND WATER	NWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	NWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	NWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	SWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	SWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	SESE	Sec 8	Twp 01N Rge 02W CANYON 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	
01N	02W	7			11.0	16.0				1.0	40.0	39.0	37.0	38.0	40.0	40.0	36.0	36.0	334.0
												L 3	L 4						
01N	02W	8	32.0	33.0	20.0	26.0	14.0		20.0	9.0	37.0	40.0	38.0	37.0	8.0		24.0	29.0	367.0

Right Acre Limit: 26.0

POU Total Acres: 701.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.

Transfer No. 78512

WATER RIGHT NO. 63-31477
As Modified by Transfer No. 78512

CONDITIONS OF APPROVAL

4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
5. This right is limited to the irrigation of 26 acres within the authorized place of use in a single irrigation season.
6. 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.
7. If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, 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.
8. Rights 2-10490, 2-10491, 63-2825, 63-2949, 63-3135, 63-3260, 63-3331, 63-31477 and 63-32843 when combined shall not exceed a total annual maximum diversion volume of 3154.5 af at the field headgate, and the irrigation of 701 acres.
9. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use.

WATER RIGHT NO. 63-32843**As Modified by Transfer No. 78512**

In accordance with the approval of Transfer No. 78512, Water Right No. 63-32843 is now described as follows:

Right Holder: SUNRIDGE DAIRY LLC
4890 DRY LAKE RD
NAMPA, ID 83686

Priority Date: 11/24/1976

Source: GROUND WATER

BENEFICIAL USE

DOMESTIC
IRRIGATION

From

01/01
03/15

to 12/31
to 11/15

To**Diversion Rate**

0.040 cfs
0.670 cfs
0.670 cfs

Diversion Volume

1.2 af
150.8 af
150.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NESW	Sec 7	Twp 01N Rge 02W CANYON County
GROUND WATER	NWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	NWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	NWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	SWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	SWNE	Sec 8	Twp 01N Rge 02W CANYON County
GROUND WATER	SESE	Sec 8	Twp 01N Rge 02W CANYON County

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	02W	8																X	

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	02W	7			11.0	16.0				1.0	40.0	39.0	37.0	38.0	40.0	40.0	36.0	36.0	334.0
01N	02W	8	32.0	33.0	20.0	26.0	14.0		20.0	9.0	37.0	40.0	38.0	37.0	8.0		24.0	29.0	367.0

Right Acre Limit: 33.5
POU Total Acres: 701.0

CONDITIONS OF APPROVAL

- The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Transfer No. 78512

WATER RIGHT NO. 63-32843
As Modified by Transfer No. 78512

CONDITIONS OF APPROVAL

2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
5. This right is limited to the irrigation of 33.5 acres within the authorized place of use in a single irrigation season.
6. 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 7/14/2009.
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 abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used for irrigation purposes 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. Rights 2-10490, 2-10491, 63-2825, 63-2949, 63-3135, 63-3260, 63-3331, 63-31477 and 63-32843 when combined shall not exceed a total annual maximum diversion volume of 3154.5 af at the field headgate, and the irrigation of 701 acres.
10. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use.

WATER RIGHT NO. 2-10185 **As Modified by Transfer No. 78512**

In accordance with the approval of Transfer No. 78512, Water Right No. 2-10185 is now described as follows:

Right Holder: SUNRIDGE DAIRY LLC
 4890 DRY LAKE RD
 NAMPA, ID 83686

Priority Date: 1/14/1963

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

BENEFICIAL USE

IRRIGATION

From

03/01

To

to 11/15

Diversion Rate

2.440 cfs

2.440 cfs

LOCATION OF POINT(S) OF DIVERSION

SNAKE RIVER

L7 (SWSWNE)

Sec 36 Twp 01N Rge 03W CANYON 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	02W	8	40.0	35.0	16.0	16.0	26.0			32.0	36.4			36.8	17.0	22.0	40.0	10.0	327.2

Right Acre Limit: 308.2

POU Total Acres: 327.2

CONDITIONS OF APPROVAL

1. 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.
2. This right is limited to the irrigation of 308.2 acres within the place of use described above in a single irrigation season.
3. Rights 2-2172, 2-2177, 2-2184, 2-2185, 2-2191A, 2-2191B, 2-2192, 2-2193, 2-2194A, 2-2196, 2-2199, 2-2208, 2-2280, 2-2363, 2-2368, 2-2422, 2-7010, 2-7011, 2-7078, 2-7081, 2-10029, 2-10059, 2-10184, 2-10185, 2-10218, 2-10219, 2-10220, 2-10221, 2-10490 and 2-10491 when combined shall not exceed a total diversion rate of 74.30 cfs.
4. Rights 2-10185, 2-10491, 63-3135, 63-3331, 63-3260 and 63-2825 when combined are limited to the irrigation of a total of 333.7 acres in a single irrigation season.

Transfer No. 78512

WATER RIGHT NO. 2-10185
As Modified by Transfer No. 78512

CONDITIONS OF APPROVAL

5. The following rights are diverted through point of diversion described above: 2-2172, 2-2177, 2-2184, 2-2185, 2-2191A, 2-2191B, 2-2192, 2-2193, 2-2194A, 2-2196, 2-2199, 2-2208, 2-2280, 2-2363, 2-2368, 2-2422, 2-7010, 2-7011, 2-7078, 2-7081, 2-10029, 2-10059, 2-10184, 2-10185, 2-10218, 2-10219, 2-10220, 2-10221, 2-10490 and 2-10491.



WATER RIGHT NO. 2-10491**As Modified by Transfer No. 78512**

In accordance with the approval of Transfer No. 78512, Water Right No. 2-10491 is now described as follows:

Right Holder: SUNRIDGE DAIRY LLC
4890 DRY LAKE RD
NAMPA, ID 83686

Priority Date: 1/14/1963

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

BENEFICIAL USE

IRRIGATION

From

03/01

To

to 11/15

Diversion Rate

0.050 cfs

0.050 cfs

LOCATION OF POINT(S) OF DIVERSION

SNAKE RIVER

L7 (SWSWNE)

Sec 36 Twp 01N Rge 03W CANYON 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	02W	7			11.0	16.0				1.0	40.0	39.0	37.0	38.0	40.0	40.0	36.0	36.0	334.0
												L 3	L 4						
01N	02W	8	32.0	33.0	20.0	26.0	14.0		20.0	9.0	37.0	40.0	38.0	37.0	8.0		24.0	29.0	367.0

Right Acre Limit: 6.5

POU Total Acres: 701.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

Transfer No. 78512

WATER RIGHT NO. 2-10491
As Modified by Transfer No. 78512

CONDITIONS OF APPROVAL

5. This right is limited to the irrigation of 6.5 acres within the place of use described above in a single irrigation season.
6. Rights 2-2172, 2-2177, 2-2184, 2-2185, 2-2191A, 2-2191B, 2-2192, 2-2193, 2-2194A, 2-2196, 2-2199, 2-2208, 2-2280, 2-2363, 2-2368, 2-2422, 2-7010, 2-7011, 2-7078, 2-7081, 2-10029, 2-10059, 2-10184, 2-10185, 2-10218, 2-10219, 2-10220, 2-10221, 2-10490 and 2-10491 when combined shall not exceed a total diversion rate of 74.30 cfs.
7. Rights 2-10185, 2-10491, 63-3135, 63-3331, 63-3260 and 63-2825 when combined are limited to the irrigation of a total of 333.7 acres in a single irrigation season.
8. Rights 2-10490, 2-10491, 63-2825, 63-2949, 63-3135, 63-3260, 63-3331, 63-31477 and 63-32843 when combined shall not exceed a total annual maximum diversion volume of 3154.5 af at the field headgate, and the irrigation of 701 acres.
9. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
10. The following rights are diverted through point of diversion described above: 2-2172, 2-2177, 2-2184, 2-2185, 2-2191A, 2-2191B, 2-2192, 2-2193, 2-2194A, 2-2196, 2-2199, 2-2208, 2-2280, 2-2363, 2-2368, 2-2422, 2-7010, 2-7011, 2-7078, 2-7081, 2-10029, 2-10059, 2-10184, 2-10185, 2-10218, 2-10219, 2-10220, 2-10221, 2-10490 and 2-10491.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

December 3, 2014

SUNRIDGE DAIRY LLC
4890 DRY LAKE RD
NAMPA ID 83686

Re: Transfer No. 78512

Water Right No's: 2-2194A, 2-10185, 63-2825, 63-2949, 63-3135, 63-3260,
63-3331, 63-31477, 63-32843

Transfer Approval Notice

Dear Water Right Holders:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208)334-2190.

Sincerely,

A handwritten signature in dark ink, appearing to read "Steve Lester". The signature is written in a cursive, flowing style. Below the main signature, the word "For:" is written in a smaller, simpler font.

Steve Lester

Interim Western Region Manager

Enclosures

CERTIFICATE OF SERVICE

I hereby certify that on December 3, 2014 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below:

Re: Transfer No. 78512

**Water Right No's: 2-2194A , 2-10185, 63-2825, 63-2949, 63-3135, 63-3260,
63-3331, 63-31477, 63-32843**

**SUNRIDGE DAIRY LLC
4890 DRY LAKE RD
NAMPA ID 83686**

**BOISE PROJECT BOARD OF CONTROL
ATTN ALBERT BARKER
BARKER ROSHOLT SIMPSON LLP
1010 W JEFFERSON ST STE 102
PO BOX 2139
BOISE ID 83701-2139**

**SPF WATER ENGINEERING LLC
C/O LORI GRAVES
300 E MALLARD DR STE 350
BOISE ID 83706**

A handwritten signature in black ink, appearing to read "Rachel Sommer", is positioned above a horizontal line.

**Rachel Sommer
Administrative Assistant**

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.