

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 79631**

This is to certify that: **MORGAN ENTERPRISES LLC**
762 W HWY 39
BLACKFOOT, ID 83221

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>
35-13998	WR/DECREED	5/11/1949	0.460 cfs	118.0 af	29.5	143.5	GROUND WATER
35-14000	WR/DECREED	4/1/1966	0.120 cfs	46.0 af	11.5	143.5	GROUND WATER
35-2082	WR/DECREED	1/20/1948	2.640 cfs	528.0 af	N/A	132.0	GROUND WATER

Associated Water Rights Also Included in the Transfer Approval (Conditions Updated)

<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>
35-13994	WR/DECREED	7/13/1954	0.430 cfs	161.2 af	40.3	137.0	GROUND WATER
35-13996	WR/DECREED	11/12/1975	0.950 cfs	291.2 af	72.8	137.0	GROUND WATER
35-14353	WR/DECREED	5/11/1949	0.320 cfs	83.6 af	20.9	137.0	GROUND WATER
35-14354	WR/DECREED	4/1/1966	0.090 cfs	32.4 af	8.1	137.0	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>
35-13998	YES	YES	YES	NO	NO	NO
35-14000	YES	YES	YES	NO	NO	NO
35-2082	YES	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>
35-13998	35-14404	0.070cfs	18.8 af	4.7	137.0	35-13998	0.390 cfs	99.2 af	24.8	137.0
35-14000	35-14405	0.020 cfs	7.2 af	1.8	137.0	35-14000	0.100 cfs	38.8 af	9.7	137.0
35-2082	35-14403	2.610 cfs	522.0 af	130.5	137.0	35-2082	0.030 cfs	6.0 af	N/A	1.5
COMBINED TOTALS		2.680 cfs	548.0 af	137.0	137.0		N/A	N/A	N/A	N/A

SUPPORT DATA

IN FILE # 35-2082

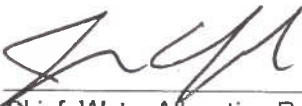
Transfer No. 79631

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 79631

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 December, 2014.


for Chief, Water Allocation Bureau



WATER RIGHT NO. 35-2082
As Modified by Transfer No. 79631

In accordance with the approval of Transfer No. 79631, Water Right No. 35-2082 is now described as follows:

Right Holder: MORGAN ENTERPRISES LLC
 762 W HWY 39
 BLACKFOOT, ID 83221

Priority Date: 1/20/1948

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

4/01

to 10/31

Diversion Rate

0.030 cfs

0.030 cfs

Diversion Volume

6.0 af

6.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWSWSW Sec 8 Twp 02S Rge 35E BINGHAM 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	
02S	35E	7																1.5	1.5

POU Total Acres: 1.5

CONDITIONS OF APPROVAL

1. Use of this right is combined with water from Peoples Canal & Irrigation Co.
2. Use of this right is combined with water from Aberdeen Springfield Canal Co.
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.

WATER RIGHT NO. 35-14403**As Modified by Transfer No. 79631**

In accordance with the approval of Transfer No. 79631, Water Right No. 35-14403 is now described as follows:

Right Holder: MORGAN ENTERPRISES LLC
762 W HWY 39
BLACKFOOT, ID 83221

Priority Date: 1/20/1948

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

4/01

To

to 10/31

Diversion Rate

2.610 cfs

2.610 cfs

Diversion Volume

522.0 af

522.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWSWSW Sec 8 Twp 02S Rge 35E BINGHAM 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	
02S	35E	7												2.0	39.0	21.0	34.5	25.5	122.0
02S	35E	8										11.0	4.0						15.0

Right Acre Limit: 130.5

POU Total Acres: 137.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 130.5 acres within the authorized place of use in a single irrigation season.
2. Rights 35-14403, 35-14404 and 35-14405 when combined shall not exceed a total diversion rate of 2.68 cfs and the irrigation of 137.0 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. 120.
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.

WATER RIGHT NO. 35-14403

As Modified by Transfer No. 79631

CONDITIONS OF APPROVAL

5. Prior to the diversion and use of water under Transfer approval 79631, 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.
6. 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.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
8. Use of this right is combined with water from Peoples Canal & Irrigation Co.
9. Use of this right is combined with water from Aberdeen Springfield Canal Co.
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. 35-13998**As Modified by Transfer No. 79631**

In accordance with the approval of Transfer No. 79631, Water Right No. 35-13998 is now described as follows:

Right Holder: MORGAN ENTERPRISES LLC
762 W HWY 39
BLACKFOOT, ID 83221

Priority Date: 5/11/1949

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

0.390 cfs

0.390 cfs

Diversion Volume

99.2 af

99.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

NENENE

Sec 4 Twp 02S Rge 34E BINGHAM 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	
02S	34E	4	34.0	33.0	34.0	35.0									0.3	0.7			137.0

Right Acre Limit: 24.8

POU Total Acres: 137.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 24.8 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13998 and 35-14000 when combined shall not exceed a total diversion rate of 0.39 cfs, a total annual maximum diversion volume of 138.0 af at the field headgate, and the irrigation of 34.5 acres.
3. Rights 35-13994, 35-13996, 35-13998, 35-14000, 35-14353, and 35-14354 when combined shall not exceed a total diversion rate of 1.94 cfs, a total annual maximum diversion volume of 548.0 af at the field headgate, and the irrigation of 137.0 acres.
4. 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.120
5. 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. 79631

WATER RIGHT NO. 35-13998
As Modified by Transfer No. 79631

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 78901 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 4.0 afa per acre at the field headgate for irrigation of the place of use.
9. Right No. 35-14000 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
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. 35-14404**As Modified by Transfer No. 79631**

In accordance with the approval of Transfer No. 79631, Water Right No. 35-14404 is now described as follows:

Right Holder: MORGAN ENTERPRISES LLC
762 W HWY 39
BLACKFOOT, ID 83221

Priority Date: 5/11/1949

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

0.070 cfs

0.070 cfs

Diversion Volume

18.8 af

18.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWSWSW Sec 8 Twp 02S Rge 35E BINGHAM 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	
02S	35E	7												2.0	39.0	21.0	34.5	25.5	122.0
02S	35E	8										11.0	4.0						15.0

Right Acre Limit: 4.7

POU Total Acres: 137.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 4.7 acres within the authorized place of use in a single irrigation season.
2. Rights 35-14404 and 35-14405 when combined shall not exceed a total diversion rate of 0.07 cfs and the irrigation of 6.5 acres.
3. Rights 35-14403, 35-14404 and 35-14405 when combined shall not exceed a total diversion rate of 2.68 cfs and the irrigation of 137.0 acres.
4. 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.120
5. 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.

WATER RIGHT NO. 35-14404

As Modified by Transfer No. 79631

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 79631 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 4.0 afa per acre at the field headgate for irrigation of the place of use.
9. Right No. 35-14405 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
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. 35-14000**As Modified by Transfer No. 79631**

In accordance with the approval of Transfer No. 79631, Water Right No. 35-14000 is now described as follows:

Right Holder: MORGAN ENTERPRISES LLC
762 W HWY 39
BLACKFOOT, ID 83221

Priority Date: 4/1/1966

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

0.100 cfs

0.100 cfs

Diversion Volume

38.8 af

38.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

NENENE

Sec 4 Twp 02S Rge 34E BINGHAM 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	
02S	34E	4	34.0	33.0	34.0	35.0									0.3	0.7			137.0

Right Acre Limit: 9.7

POU Total Acres: 137.0

CONDITIONS OF APPROVAL

1. This right is for an enlargement of 9.7 acres within the place of use described for this right.
2. Rights 35-13998 and 35-14000 when combined shall not exceed a total diversion rate of 0.39 cfs, a total annual maximum diversion volume of 138.0 af at the field headgate, and the irrigation of 34.5 acres.
3. Rights 35-13994, 35-13996, 35-13998, 35-14000, 35-14353, and 35-14354 when combined shall not exceed a total diversion rate of 1.94 cfs, a total annual maximum diversion volume of 548.0 af at the field headgate, and the irrigation of 137.0 acres.
4. 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.120
5. 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. 79631

WATER RIGHT NO. 35-14000

As Modified by Transfer No. 79631

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 78901 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 4.0 afa per acre at the field headgate for irrigation of the place of use.
9. This right is based upon an enlargement of Right No. 35-13998 pursuant to Section 42-1426, Idaho Code.
10. 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.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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. 35-14405**As Modified by Transfer No. 79631**

In accordance with the approval of Transfer No. 79631, Water Right No. 35-14405 is now described as follows:

Right Holder: MORGAN ENTERPRISES LLC
762 W HWY 39
BLACKFOOT, ID 83221

Priority Date: 4/1/1966

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

0.020 cfs

0.020 cfs

Diversion Volume

7.2 af

7.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

NWSWSW

Sec 8 Twp 02S Rge 35E BINGHAM 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	
02S	35E	7												2.0	39.0	21.0	34.5	25.5	122.0
02S	35E	8										11.0	4.0						15.0

Right Acre Limit: 1.8

POU Total Acres: 137.0

CONDITIONS OF APPROVAL

1. This right is for an enlargement of 1.8 acres within the place of use described for this right.
2. Rights 35-14404 and 35-14405 when combined shall not exceed a total diversion rate of 0.07 cfs and the irrigation of 6.5 acres.
3. Rights 35-14403, 35-14404 and 35-14405 when combined shall not exceed a total diversion rate of 2.68 cfs and the irrigation of 137.0 acres.
4. 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.120
5. 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.

WATER RIGHT NO. 35-14405

As Modified by Transfer No. 79631

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 79631 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 4.0 afa per acre at the field headgate for irrigation of the place of use.
9. This right is based upon an enlargement of Right No. 35-14404 pursuant to Section 42-1426, Idaho Code.
10. 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.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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. 35-13994
As Modified by Transfer No. 79631

In accordance with the approval of Transfer No. 79631, Water Right No. 35-13994 is now described as follows:

Right Holder: MORGAN ENTERPRISES LLC
 762 W HWY 39
 BLACKFOOT, ID 83221

Priority Date: 7/13/1954

Source: GROUND WATER

BENEFICIAL USE
 IRRIGATION

From
 04/01

To
 to 10/31

Diversion Rate
 0.430 cfs
 0.430 cfs

Diversion Volume
 161.2 af
 161.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NENENE Sec 4 Twp 02S Rge 34E BINGHAM 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	
02S	34E	4	34.0	33.0	34.0	35.0									0.3	0.7			137.0

Right Acre Limit: 40.3

POU Total Acres: 137.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 40.3 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13994 and 35-13996 when combined shall not exceed a total diversion rate of 1.23 cfs, a total annual maximum diversion volume of 294 af at the field headgate, and the irrigation of 73.5 acres.
3. Rights 35-13994, 35-13996, 35-13998, 35-14000, 35-14353, and 35-14354 when combined shall not exceed a total diversion rate of 1.94 cfs, a total annual maximum diversion volume of 548.0 af at the field headgate, and the irrigation of 137.0 acres.
4. 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.120
5. 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. 79631

WATER RIGHT NO. 35-13994

As Modified by Transfer No. 79631

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 78901 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 4.0 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. 35-13996

As Modified by Transfer No. 79631

In accordance with the approval of Transfer No. 79631, Water Right No. 35-13996 is now described as follows:

Right Holder: MORGAN ENTERPRISES LLC
762 W HWY 39
BLACKFOOT, ID 83221

Priority Date: 11/12/1975

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

0.950 cfs

0.950 cfs

Diversion Volume

291.2 af

291.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

NENENE

Sec 4 Twp 02S Rge 34E BINGHAM 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	
02S	34E	4		34.0	33.0	34.0	35.0									0.3	0.7			137.0

Right Acre Limit: 72.8

POU Total Acres: 137.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 72.8 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13994 and 35-13996 when combined shall not exceed a total diversion rate of 1.23 cfs, a total annual maximum diversion volume of 294 af at the field headgate, and the irrigation of 73.5 acres.
3. Rights 35-13994, 35-13996, 35-13998, 35-14000, 35-14353, and 35-14354 when combined shall not exceed a total diversion rate of 1.94 cfs, a total annual maximum diversion volume of 548.0 af at the field headgate, and the irrigation of 137.0 acres.
4. 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.120
5. 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. 79631

WATER RIGHT NO. 35-13996

As Modified by Transfer No. 79631

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 78901 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 4.0 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. 35-14353**As Modified by Transfer No. 79631**

In accordance with the approval of Transfer No. 79631, Water Right No. 35-14353 is now described as follows:

Right Holder: MORGAN ENTERPRISES LLC
762 W HWY 39
BLACKFOOT, ID 83221

Priority Date: 5/11/1949

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

0.320 cfs

0.320 cfs

Diversion Volume

83.6 af

83.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

NENENE

Sec 4 Twp 02S Rge 34E BINGHAM 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	
02S	34E	4		34.0	33.0	34.0	35.0									0.3	0.7			137.0

Right Acre Limit: 20.9

POU Total Acres: 137.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 20.9 acres within the authorized place of use in a single irrigation season.
2. Rights 35-14353 and 35-14354 when combined shall not exceed a total diversion rate of 0.32 cfs, a total annual maximum diversion volume of 116 af at the field headgate, and the irrigation of 29 acres.
3. Rights 35-13994, 35-13996, 35-13998, 35-14000, 35-14353, and 35-14354 when combined shall not exceed a total diversion rate of 1.94 cfs, a total annual maximum diversion volume of 548.0 af at the field headgate, and the irrigation of 137.0 acres.
4. 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.120
5. 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. 79631

WATER RIGHT NO. 35-14353

As Modified by Transfer No. 79631

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 78901 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 4.0 afa per acre at the field headgate for irrigation of the place of use.
9. Right No. 35-14354 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
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. 35-14354**As Modified by Transfer No. 79631**

In accordance with the approval of Transfer No. 79631, Water Right No. 35-14354 is now described as follows:

Right Holder: MORGAN ENTERPRISES LLC
762 W HWY 39
BLACKFOOT, ID 83221

Priority Date: 4/1/1966

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

0.090 cfs

0.090 cfs

Diversion Volume

32.4 af

32.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

NENENE

Sec 4 Twp 02S Rge 34E BINGHAM 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	
02S	34E	4		34.0	33.0	34.0	35.0									0.3	0.7			137.0

Right Acre Limit: 8.1

POU Total Acres: 137.0

CONDITIONS OF APPROVAL

1. This right is for an enlargement of 8.1 acres within the place of use described for this right.
2. Rights 35-14353 and 35-14354 when combined shall not exceed a total diversion rate of 0.32 cfs, a total annual maximum diversion volume of 116 af at the field headgate, and the irrigation of 29 acres.
3. Rights 35-13994, 35-13996, 35-13998, 35-14000, 35-14353, and 35-14354 when combined shall not exceed a total diversion rate of 1.94 cfs, a total annual maximum diversion volume of 548.0 af at the field headgate, and the irrigation of 137.0 acres.
4. 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.120
5. 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. 79631

WATER RIGHT NO. 35-14354

As Modified by Transfer No. 79631

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 78901 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 4.0 afa per acre at the field headgate for irrigation of the place of use.
9. This right is based upon an enlargement of Right No. 35-14353 pursuant to Section 42-1426, Idaho Code.
10. 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.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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.