

**STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT  
TRANSFER NO. 79452**

SUPPORT DATA

This is to certify that: **ANDERSON ENTERPRISES**  
17220 S CLOVERDALE RD  
KUNA, ID 83634

IN FILE # 63-9937

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>            |
|--------------------|---------------------|----------------------|-----------------------|-------------------------|-------------------|--------------------|--------------------------|
| 63-11343           | WR/LICENSE          | 6/21/1990            | 0.360 cfs             | 81.0 af                 | N/A               | 18.0               | GROUND WATER             |
| 63-33817           | WR/DECREED          | 6/4/1963             | 0.130 cfs             | 33.4 af                 | 7.4               | 208.0              | GROUND WATER             |
| 63-33819           | WR/DECREED          | 1/16/1961            | 1.170 cfs             | 419.1 af                | 93.1              | 208.0              | GROUND WATER             |
| 63-33821           | WR/DECREED          | 1/16/1961            | 0.140 cfs             | 49.4 af                 | 11.0              | 96.0               | GROUND WATER             |
| 63-33823           | WR/DECREED          | 6/4/1963             | 0.430 cfs             | 97.7 af                 | 21.7              | 208.0              | GROUND WATER             |
| 63-33825           | WR/DECREED          | 6/4/1963             | 1.100 cfs             | 276.8 af                | 61.5              | 96.0               | GROUND WATER             |
| 63-33827           | WR/DECREED          | 1/21/1971            | 0.470 cfs             | 105.8 af                | 23.5              | 96.0               | GROUND WATER             |
| 63-33829           | WR/DECREED          | 1/20/1967            | 1.940 cfs             | 437.1 af                | 97.1              | 208.0              | GROUND WATER             |
| 63-33831           | WR/DECREED          | 3/3/1966             | 0.860 cfs             | 193.5 af                | N/A               | 43.0               | INDIAN CREEK             |
| 63-9937            | WR/DECREED          | 7/15/1982            | 0.620 cfs             | 210.1 af                | N/A               | 37.0               | INDIAN CREEK, SAND CREEK |

**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> |
|-----------------------|--------------|------------|------------|----------------|----------------------|----------------------|
| 63-11343              | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 63-33817              | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 63-33819              | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 63-33821              | NO           | YES        | YES        | YES            | NO                   | NO                   |
| 63-33823              | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 63-33825              | NO           | YES        | YES        | YES            | NO                   | NO                   |
| 63-33827              | NO           | YES        | YES        | YES            | NO                   | NO                   |
| 63-33829              | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 63-33831              | NO           | NO         | YES        | YES            | NO                   | NO                   |
| 63-9937               | 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> |
|-----------------------|----------------------------------|----------------------|------------------------|-------------------|--------------------|------------------------------------|-----------------------|-------------------------|-----------------------------|------------------------------|
| 63-11343              | 63-11343                         | 0.360 cfs            | 81.0 af                | 18.0              | 445.0              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 63-33817              | 63-33817                         | 0.130 cfs            | 33.4 af                | 7.4               | 445.0              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 63-33819              | 63-33819                         | 1.170 cfs            | 419.1 af               | 93.1              | 445.0              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 63-33821              | 63-33821                         | 0.140 cfs            | 49.4 af                | 11.0              | 445.0              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |

Transfer No. 79452

SCANNED

SEP 25 2014

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT  
TRANSFER NO. 79452

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> |
|------------------------|----------------------------------|----------------------|------------------------|-------------------|--------------------|------------------------------------|-----------------------|-------------------------|-----------------------------|------------------------------|
| 63-33823               | 63-33823                         | 0.430 cfs            | 97.7 af                | 21.7              | 445.0              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 63-33825               | 63-33825                         | 1.100 cfs            | 276.8 af               | 61.5              | 445.0              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 63-33827               | 63-33827                         | 0.470 cfs            | 105.8 af               | 23.5              | 445.0              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 63-33829               | 63-33829                         | 1.940 cfs            | 437.1 af               | 97.1              | 445.0              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 63-33831               | 63-33831                         | 0.860 cfs            | 193.5 af               | 43.0              | 445.0              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 63-9937                | 63-9937                          | 0.620 cfs            | 210.1 af               | 37.0              | 445.0              | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| <b>COMBINED TOTALS</b> |                                  | <b>6.580 cfs</b>     | <b>1534.5 af</b>       | <b>341.0</b>      | <b>445.0</b>       |                                    | <b>N/A</b>            | <b>N/A</b>              | <b>N/A</b>                  | <b>N/A</b>                   |

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 22<sup>nd</sup> day of September, 2014.

  
Western Regional Manager

# **WATER RIGHT NO. 63-11343** **As Modified by Transfer No. 79452**

In accordance with the approval of Transfer No. 79452, Water Right No. 63-11343 is now described as follows:

**Right Holder:** ANDERSON ENTERPRISES  
 17220 S CLOVERDALE RD  
 KUNA, ID 83634

**Priority Date:** 6/21/1990

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Diversion Volume</u> |
|-----------------------|-------------|-----------|-----------------------|-------------------------|
| IRRIGATION            | 3/15        | to 11/15  | 0.360 cfs             | 81.0 af                 |
|                       |             |           | 0.360 cfs             | 81.0 af                 |

## **LOCATION OF POINT(S) OF DIVERSION**

|              |      |                        |            |
|--------------|------|------------------------|------------|
| GROUND WATER | NWNE | Sec 10 Twp 01N Rge 01E | ADA County |
| GROUND WATER | SWNE | Sec 10 Twp 01N Rge 01E | ADA County |
| GROUND WATER | SWSW | Sec 3 Twp 01N Rge 01E  | ADA 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 | 01E | 3   |    |      |      |      |      |      |      |      | 3.0 | 15.0 | 40.0 | 37.0 |    |    | 30.0 |    | 125.0  |
| 01N | 01E | 10  |    | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |     |      |      |      |    |    |      |    | 280.0  |
| 01N | 01E | 11  |    |      |      |      |      |      | 40.0 |      |     |      |      |      |    |    |      |    | 40.0   |

Right Acre Limit: 18.0  
 POU Total Acres: 445.0

## **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. 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. 63.
4. This right is limited to the irrigation of 18 acres within the authorized place of use in a single irrigation season.

Transfer No. 79452

**WATER RIGHT NO. 63-11343**  
**As Modified by Transfer No. 79452**

**CONDITIONS OF APPROVAL**

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 when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 1534.5 af at the field headgate for the place of use.
8. 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 4/10/2007.
9. Rights 63-9937, 63-11343, 63-33817, 63-33819, 63-33821, 63-33823, 63-33825, 63-33827, 63-33829 and 63-33831 when combined shall not exceed a total diversion rate of 6.58 cfs, a total annual maximum diversion volume of 1534.5 af at the field headgate, and the irrigation of 341 acres in a single irrigation season.

**WATER RIGHT NO. 63-33831****As Modified by Transfer No. 79452**

In accordance with the approval of Transfer No. 79452, Water Right No. 63-33831 is now described as follows:

**Right Holder:** ANDERSON ENTERPRISES  
17220 S CLOVERDALE RD  
KUNA, ID 83634

**Priority Date:** 3/4/1966

**Source:** INDIAN CREEK

**Tributary:** BOISE RIVER

**BENEFICIAL USE**

IRRIGATION

**From**

03/01

**To**

to 11/15

**Diversion Rate**

0.860 cfs

0.860 cfs

**Diversion Volume**

193.5 af

193.5 af

**LOCATION OF POINT(S) OF DIVERSION**

INDIAN CREEK

NWSW

Sec 3 Twp 01N Rge 01E ADA 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 | 01E | 3   |    |      |      |      |      |      |      |      | 3.0 | 15.0 | 40.0 | 37.0 |    |    | 30.0 |    | 125.0  |
| 01N | 01E | 10  |    | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |     |      |      |      |    |    |      |    | 280.0  |
| 01N | 01E | 11  |    |      |      |      |      |      | 40.0 |      |     |      |      |      |    |    |      |    | 40.0   |

Right Acre Limit: 43.0

POU Total Acres: 445.0

**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. This right is limited to the irrigation of 43 acres within the authorized place of use in a single irrigation season.

Transfer No. 79452

**WATER RIGHT NO. 63-33831**  
**As Modified by Transfer No. 79452**

**CONDITIONS OF APPROVAL**

5. 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 4/10/2007.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
7. 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. 63.
8. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
9. Rights 63-33821, 63-33825, 63-33827 and 63-33831 when combined shall not exceed a total diversion rate of 1.92 cfs, a total annual maximum diversion volume of 432 af at the field headgate, and the irrigation of 96 acres.
10. Rights 63-9937, 63-11343, 63-33817, 63-33819, 63-33821, 63-33823, 63-33825, 63-33827, 63-33829 and 63-33831 when combined shall not exceed a total diversion rate of 6.58 cfs, a total annual maximum diversion volume of 1534.5 af at the field headgate, and the irrigation of 341 acres in a single irrigation season.

**WATER RIGHT NO. 63-9937****As Modified by Transfer No. 79452**

In accordance with the approval of Transfer No. 79452, Water Right No. 63-9937 is now described as follows:

**Right Holder:** ANDERSON ENTERPRISES  
17220 S CLOVERDALE RD  
KUNA, ID 83634

**Priority Date:** 7/15/1982

**Source:** INDIAN CREEK  
**Source:** SAND CREEK

**Tributary:** BOISE RIVER  
**Tributary:** INDIAN CREEK

**BENEFICIAL USE**

|                         | <b>From</b> | <b>To</b> | <b>Diversion Rate</b> | <b>Diversion Volume</b> |
|-------------------------|-------------|-----------|-----------------------|-------------------------|
| IRRIGATION              | 03/15       | to 11/15  | 0.620 cfs             | 166.5 af                |
| IRRIGATION FROM STORAGE | 03/15       | to 11/15  |                       | 21.7 af                 |
| IRRIGATION STORAGE      | 01/01       | to 12/31  | 0.620 cfs             | 210.1 af                |

**LOCATION OF POINT(S) OF DIVERSION**

INDIAN CREEK NWNE Sec 10 Twp 01N Rge 01E ADA County  
SAND CREEK SWNE Sec 10 Twp 01N Rge 01E ADA 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 | 01E | 3   |    |      |      |      |      |      |      |      | 3.0 | 15.0 | 40.0 | 37.0 |    |    | 30.0 |    | 125.0  |
| 01N | 01E | 10  |    | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |     |      |      |      |    |    |      |    | 280.0  |
| 01N | 01E | 11  |    |      |      |      |      |      | 40.0 |      |     |      |      |      |    |    |      |    | 40.0   |

Right Acre Limit: 37.0

POU Total Acres: 890.0

**PLACE OF USE: IRRIGATION FROM STORAGE**

|     |     |     | 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 | 01E | 3   |    |      |      |      |      |      |      |      | 3.0 | 15.0 | 40.0 | 37.0 |    |    | 30.0 |    | 125.0  |
| 01N | 01E | 10  |    | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |     |      |      |      |    |    |      |    | 280.0  |
| 01N | 01E | 11  |    |      |      |      |      |      | 40.0 |      |     |      |      |      |    |    |      |    | 40.0   |

Right Acre Limit: 37.0

POU Total Acres: 890.0

**CONDITIONS OF APPROVAL**

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

Transfer No. 79452

**WATER RIGHT NO. 63-9937**  
**As Modified by Transfer No. 79452**

**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. This right is limited to the irrigation of 37 acres within the authorized place of use in a single irrigation season.
5. 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 4/10/2007.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
7. 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. 63.
8. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
9. Rights 63-937, 63-11343, 63-33817, 63-33819, 63-33821, 63-33823, 63-33825, 63-33827, 63-33829 and 63-33831 when combined shall not exceed the irrigation of 341 acres in a single irrigation season.
10. Rights 63-9937, 63-11343, 63-33817, 63-33819, 63-33821, 63-33823, 63-33825, 63-33827, 63-33829 and 63-33831 when combined shall not exceed a total diversion rate of 6.58 cfs, a total annual maximum diversion volume of 1534.5 af at the field headgate, and the irrigation of 341 acres in a single irrigation season.

**WATER RIGHT NO. 63-33817**  
**As Modified by Transfer No. 79452**

In accordance with the approval of Transfer No. 79452, Water Right No. 63-33817 is now described as follows:

**Right Holder:** ANDERSON ENTERPRISES  
 17220 S CLOVERDALE RD  
 KUNA, ID 83634

**Priority Date:** 6/4/1963

**Source:** GROUND WATER

**BENEFICIAL USE**

IRRIGATION

**From**

03/01

**To**

to 11/15

**Diversion Rate**

0.130 cfs

0.130 cfs

**Diversion Volume**

33.4 af

33.4 af

**LOCATION OF POINT(S) OF DIVERSION**

GROUND WATER

NWNE

Sec 10 Twp 01N Rge 01E ADA County

GROUND WATER

SWNE

Sec 10 Twp 01N Rge 01E ADA County

GROUND WATER

SWSW

Sec 3 Twp 01N Rge 01E ADA 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 | 01E | 3   |    |      |      |      |      |      |      |      | 3.0 | 15.0 | 40.0 | 37.0 |    |    | 30.0 |    | 125.0  |
| 01N | 01E | 10  |    | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |     |      |      |      |    |    |      |    | 280.0  |
| 01N | 01E | 11  |    |      |      |      |      |      | 40.0 |      |     |      |      |      |    |    |      |    | 40.0   |

Right Acre Limit: 7.4

POU Total Acres: 445.0

**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. 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. 63.
4. This right is limited to the irrigation of 7.4 acres within the authorized place of use in a single irrigation season.

Transfer No. 79452

**WATER RIGHT NO. 63-33817**  
**As Modified by Transfer No. 79452**

**CONDITIONS OF APPROVAL**

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 when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 1534.5 af at the field headgate for the place of use.
8. Rights 63-9937, 63-11343, 63-33817, 63-33819, 63-33821, 63-33823, 63-33825, 63-33827, 63-33829 and 63-33831 when combined shall not exceed a total diversion rate of 6.58 cfs, a total annual maximum diversion volume of 1534.5 af at the field headgate, and the irrigation of 341 acres in a single irrigation season.
9. Rights 63-33817, 63-33819, 63-33823 and 63-33829 when combined shall not exceed a total diversion rate of 3.68 cfs, a total annual maximum diversion volume of 936 af at the field headgate, and the irrigation of 208 acres in a single irrigation season.

**WATER RIGHT NO. 63-33819**  
**As Modified by Transfer No. 79452**

In accordance with the approval of Transfer No. 79452, Water Right No. 63-33819 is now described as follows:

**Right Holder:** ANDERSON ENTERPRISES  
 17220 S CLOVERDALE RD  
 KUNA, ID 83634

**Priority Date:** 1/16/1961

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Diversion Volume</u> |
|-----------------------|-------------|-----------|-----------------------|-------------------------|
| IRRIGATION            | 03/15       | to 11/15  | 1.170 cfs             | 419.1 af                |
|                       |             |           | 1.170 cfs             | 419.1 af                |

**LOCATION OF POINT(S) OF DIVERSION**

|              |      |                        |            |
|--------------|------|------------------------|------------|
| GROUND WATER | NWNE | Sec 10 Twp 01N Rge 01E | ADA County |
| GROUND WATER | SWNE | Sec 10 Twp 01N Rge 01E | ADA County |
| GROUND WATER | SWSW | Sec 3 Twp 01N Rge 01E  | ADA 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 | 01E | 3   |    |      |      |      |      |      |      |      | 3.0 | 15.0 | 40.0 | 37.0 |    |    | 30.0 |    | 125.0  |
| 01N | 01E | 10  |    | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |     |      |      |      |    |    |      |    | 280.0  |
| 01N | 01E | 11  |    |      |      |      |      |      | 40.0 |      |     |      |      |      |    |    |      |    | 40.0   |

Right Acre Limit: 93.1  
 POU Total Acres: 445.0

**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. 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. 63.
4. This right is limited to the irrigation of 93.1 acres within the authorized place of use in a single irrigation season.

Transfer No. 79452

**WATER RIGHT NO. 63-33819**

**As Modified by Transfer No. 79452**

**CONDITIONS OF APPROVAL**

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 when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 1534.5 af at the field headgate for the place of use.
8. 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 2/6/2007.
9. Rights 63-9937, 63-11343, 63-33817, 63-33819, 63-33821, 63-33823, 63-33825, 63-33827, 63-33829 and 63-33831 when combined shall not exceed a total diversion rate of 6.58 cfs, a total annual maximum diversion volume of 1534.5 af at the field headgate, and the irrigation of 341 acres in a single irrigation season.
10. Rights 63-33817, 63-33819, 63-33823 and 63-33829 when combined shall not exceed a total diversion rate of 3.68 cfs, a total annual maximum diversion volume of 936 af at the field headgate, and the irrigation of 208 acres in a single irrigation season.

**WATER RIGHT NO. 63-33821**  
**As Modified by Transfer No. 79452**

In accordance with the approval of Transfer No. 79452, Water Right No. 63-33821 is now described as follows:

**Right Holder:** ANDERSON ENTERPRISES  
 17220 S CLOVERDALE RD  
 KUNA, ID 83634

**Priority Date:** 1/16/1961

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Diversion Volume</u> |
|-----------------------|-------------|-----------|-----------------------|-------------------------|
| IRRIGATION            | 03/15       | to 11/15  | 0.140 cfs             | 49.4 af                 |
|                       |             |           | 0.140 cfs             | 49.4 af                 |

**LOCATION OF POINT(S) OF DIVERSION**

|              |      |                        |            |
|--------------|------|------------------------|------------|
| GROUND WATER | NWNE | Sec 10 Twp 01N Rge 01E | ADA County |
| GROUND WATER | SWNE | Sec 10 Twp 01N Rge 01E | ADA County |
| GROUND WATER | SWSW | Sec 3 Twp 01N Rge 01E  | ADA 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 | 01E | 3   |    |      |      |      |      |      |      |      | 3.0 | 15.0 | 40.0 | 37.0 |    |    | 30.0 |    | 125.0  |
| 01N | 01E | 10  |    | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |     |      |      |      |    |    |      |    | 280.0  |
| 01N | 01E | 11  |    |      |      |      |      |      | 40.0 |      |     |      |      |      |    |    |      |    | 40.0   |

Right Acre Limit: 11.0  
 POU Total Acres: 445.0

**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. 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. 63.
4. This right is limited to the irrigation of 11 acres within the authorized place of use in a single irrigation season.

Transfer No. 79452

**WATER RIGHT NO. 63-33821**  
**As Modified by Transfer No. 79452**

**CONDITIONS OF APPROVAL**

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 when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 1534.5 af at the field headgate for the place of use.
8. 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 2/6/2007.
9. Rights 63-9937, 63-11343, 63-33817, 63-33819, 63-33821, 63-33823, 63-33825, 63-33827, 63-33829 and 63-33831 when combined shall not exceed a total diversion rate of 6.58 cfs, a total annual maximum diversion volume of 1534.5 af at the field headgate, and the irrigation of 341 acres in a single irrigation season.
10. Rights 63-33821, 63-33825, 63-33827 and 63-33831 when combined shall not exceed a total diversion rate of 1.92 cfs, a total annual maximum diversion volume of 432 af at the field headgate, and the irrigation of 96 acres in a single irrigation season.

**WATER RIGHT NO. 63-33823**  
**As Modified by Transfer No. 79452**

In accordance with the approval of Transfer No. 79452, Water Right No. 63-33823 is now described as follows:

**Right Holder:** ANDERSON ENTERPRISES  
 17220 S CLOVERDALE RD  
 KUNA, ID 83634

**Priority Date:** 6/4/1963

**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  | 0.430 cfs             | 97.7 af                 |
|                       |             |           | 0.430 cfs             | 97.7 af                 |

**LOCATION OF POINT(S) OF DIVERSION**

|              |      |                        |            |
|--------------|------|------------------------|------------|
| GROUND WATER | NWNE | Sec 10 Twp 01N Rge 01E | ADA County |
| GROUND WATER | SWNE | Sec 10 Twp 01N Rge 01E | ADA County |
| GROUND WATER | SWSW | Sec 3 Twp 01N Rge 01E  | ADA 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 | 01E | 3   |    |      |      |      |      |      |      |      | 3.0 | 15.0 | 40.0 | 37.0 |    |    | 30.0 |    | 125.0  |
| 01N | 01E | 10  |    | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |     |      |      |      |    |    |      |    | 280.0  |
| 01N | 01E | 11  |    |      |      |      |      |      | 40.0 |      |     |      |      |      |    |    |      |    | 40.0   |

Right Acre Limit: 21.7  
 POU Total Acres: 445.0

**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. 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. 63.
4. This right is limited to the irrigation of 21.7 acres within the authorized place of use in a single irrigation season.

Transfer No. 79452

**WATER RIGHT NO. 63-33823**  
**As Modified by Transfer No. 79452**

**CONDITIONS OF APPROVAL**

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 when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 1534.5 af at the field headgate for the place of use.
8. Rights 63-9937, 63-11343, 63-33817, 63-33819, 63-33821, 63-33823, 63-33825, 63-33827, 63-33829 and 63-33831 when combined shall not exceed a total diversion rate of 6.58 cfs, a total annual maximum diversion volume of 1534.5 af at the field headgate, and the irrigation of 341 acres in a single irrigation season.
9. Rights 63-33817, 63-33819, 63-33823 and 63-33829 when combined shall not exceed a total diversion rate of 3.68 cfs, a total annual maximum diversion volume of 936 af at the field headgate, and the irrigation of 208 acres in a single irrigation season.

**WATER RIGHT NO. 63-33825**  
**As Modified by Transfer No. 79452**

In accordance with the approval of Transfer No. 79452, Water Right No. 63-33825 is now described as follows:

**Right Holder:** ANDERSON ENTERPRISES  
17220 S CLOVERDALE RD  
KUNA, ID 83634

**Priority Date:** 6/4/1963

**Source:** GROUND WATER

| <u><b>BENEFICIAL USE</b></u> | <u><b>From</b></u> | <u><b>To</b></u> | <u><b>Diversion Rate</b></u> | <u><b>Diversion Volume</b></u> |
|------------------------------|--------------------|------------------|------------------------------|--------------------------------|
| IRRIGATION                   | 03/15              | to 11/15         | 1.100 cfs<br>1.100 cfs       | 276.8 af<br>276.8 af           |

**LOCATION OF POINT(S) OF DIVERSION**

|              |      |                                   |
|--------------|------|-----------------------------------|
| GROUND WATER | NWNE | Sec 10 Twp 01N Rge 01E ADA County |
| GROUND WATER | SWNE | Sec 10 Twp 01N Rge 01E ADA County |
| GROUND WATER | SWSW | Sec 3 Twp 01N Rge 01E ADA 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 | 01E | 3   |    |      |      |      |      |      |      |      | 3.0 | 15.0 | 40.0 | 37.0 |    |    | 30.0 |    | 125.0  |
| 01N | 01E | 10  |    | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |     |      |      |      |    |    |      |    | 280.0  |
| 01N | 01E | 11  |    |      |      |      |      |      | 40.0 |      |     |      |      |      |    |    |      |    | 40.0   |

Right Acre Limit: 61.5  
POU Total Acres: 445.0

**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. 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. 63.
4. This right is limited to the irrigation of 61.5 acres within the authorized place of use in a single irrigation season.

Transfer No. 79452

**WATER RIGHT NO. 63-33825**

**As Modified by Transfer No. 79452**

**CONDITIONS OF APPROVAL**

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 when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 1534.5 af at the field headgate for the place of use.
8. 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 2/6/2007.
9. Rights 63-9937, 63-11343, 63-33817, 63-33819, 63-33821, 63-33823, 63-33825, 63-33827, 63-33829 and 63-33831 when combined shall not exceed a total diversion rate of 6.58 cfs, a total annual maximum diversion volume of 1534.5 af at the field headgate, and the irrigation of 341 acres in a single irrigation season.
10. Rights 63-33821, 63-33825, 63-33827 and 63-33831 when combined shall not exceed a total diversion rate of 1.92 cfs, a total annual maximum diversion volume of 432 af at the field headgate, and the irrigation of 96 acres in a single irrigation season.

**WATER RIGHT NO. 63-33827**  
**As Modified by Transfer No. 79452**

In accordance with the approval of Transfer No. 79452, Water Right No. 63-33827 is now described as follows:

**Right Holder:** ANDERSON ENTERPRISES  
 17220 S CLOVERDALE RD  
 KUNA, ID 83634

**Priority Date:** 1/21/1971

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Diversion Volume</u> |
|-----------------------|-------------|-----------|-----------------------|-------------------------|
| IRRIGATION            | 03/15       | to 11/15  | 0.470 cfs             | 105.8 af                |
|                       |             |           | 0.470 cfs             | 105.8 af                |

**LOCATION OF POINT(S) OF DIVERSION**

|              |      |                                   |
|--------------|------|-----------------------------------|
| GROUND WATER | NWNE | Sec 10 Twp 01N Rge 01E ADA County |
| GROUND WATER | SWNE | Sec 10 Twp 01N Rge 01E ADA County |
| GROUND WATER | SWSW | Sec 3 Twp 01N Rge 01E ADA 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 | 01E | 3   |    |      |      |      |      |      |      |      | 3.0 | 15.0 | 40.0 | 37.0 |    |    | 30.0 |    | 125.0  |
| 01N | 01E | 10  |    | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |     |      |      |      |    |    |      |    | 280.0  |
| 01N | 01E | 11  |    |      |      |      |      |      | 40.0 |      |     |      |      |      |    |    |      |    | 40.0   |

Right Acre Limit: 23.5  
 POU Total Acres: 445.0

**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. 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. 63.
4. This right is limited to the irrigation of 23.5 acres within the authorized place of use in a single irrigation season.

Transfer No. 79452

**WATER RIGHT NO. 63-33827**  
**As Modified by Transfer No. 79452**

**CONDITIONS OF APPROVAL**

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 when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 1534.5 af at the field headgate for the place of use.
8. 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 2/6/2007.
9. Rights 63-9937, 63-11343, 63-33817, 63-33819, 63-33821, 63-33823, 63-33825, 63-33827, 63-33829 and 63-33831 when combined shall not exceed a total diversion rate of 6.58 cfs, a total annual maximum diversion volume of 1534.5 af at the field headgate, and the irrigation of 341 acres in a single irrigation season.
10. Rights 63-33821, 63-33825, 63-33827 and 63-33831 when combined shall not exceed a total diversion rate of 1.92 cfs, a total annual maximum diversion volume of 432 af at the field headgate, and the irrigation of 96 acres in a single irrigation season.

**WATER RIGHT NO. 63-33829**  
**As Modified by Transfer No. 79452**

In accordance with the approval of Transfer No. 79452, Water Right No. 63-33829 is now described as follows:

**Right Holder:** ANDERSON ENTERPRISES  
 17220 S CLOVERDALE RD  
 KUNA, ID 83634

**Priority Date:** 1/20/1967

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Diversion Volume</u> |
|-----------------------|-------------|-----------|-----------------------|-------------------------|
| IRRIGATION            | 03/15       | to 11/15  | 1.940 cfs             | 437.1 af                |
|                       |             |           | 1.940 cfs             | 437.1 af                |

**LOCATION OF POINT(S) OF DIVERSION**

|              |      |                                   |
|--------------|------|-----------------------------------|
| GROUND WATER | NWNE | Sec 10 Twp 01N Rge 01E ADA County |
| GROUND WATER | SWNE | Sec 10 Twp 01N Rge 01E ADA County |
| GROUND WATER | SWSW | Sec 3 Twp 01N Rge 01E ADA 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 | 01E | 3   |    |      |      |      |      |      |      |      | 3.0 | 15.0 | 40.0 | 37.0 |    |    | 30.0 |    | 125.0  |
| 01N | 01E | 10  |    | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 | 40.0 |     |      |      |      |    |    |      |    | 280.0  |
| 01N | 01E | 11  |    |      |      |      |      |      | 40.0 |      |     |      |      |      |    |    |      |    | 40.0   |

Right Acre Limit: 97.1  
 POU Total Acres: 445.0

**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. 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. 63.
4. This right is limited to the irrigation of 97.1 acres within the authorized place of use in a single irrigation season.

Transfer No. 79452

**WATER RIGHT NO. 63-33829**  
**As Modified by Transfer No. 79452**

**CONDITIONS OF APPROVAL**

5. 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 2/16/2007.
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. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 1534.5 af at the field headgate for the place of use.
9. Rights 63-9937, 63-11343, 63-33817, 63-33819, 63-33821, 63-33823, 63-33825, 63-33827, 63-33829 and 63-33831 when combined shall not exceed a total diversion rate of 6.58 cfs, a total annual maximum diversion volume of 1534.5 af at the field headgate, and the irrigation of 341 acres in a single irrigation season.
10. Rights 63-33817, 63-33819, 63-33823 and 63-33829 when combined shall not exceed a total diversion rate of 3.68 cfs, a total annual maximum diversion volume of 936 af at the field headgate, and the irrigation of 208 acres in a single irrigation season.