

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 79023

This is to certify that: HAYDEN HOMES IDAHO LLC
C/O BILL DUFFEY
2464 SW GLACIER PL
REDMOND, OR 97756

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>
63-33867	WR/DECREED	1/6/1947	0.030 cfs	4.3 af	N/A	1.7	GROUND WATER
63-33868	WR/DECREED	1/6/1947	0.010 cfs	8.7 af	N/A	2.3	GROUND WATER

Purpose of Transfer (Changes Proposed)

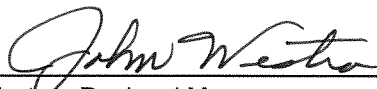
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
63-33867	NO	YES	YES	NO	NO	NO
63-33868	NO	YES	YES	NO	NO	NO

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>
63-33867	63-33867	0.030 cfs	4.3 af	1.7	4.0	N/A	N/A	N/A	N/A	N/A
63-33868	63-33868	0.010 cfs	8.7 af	2.3	4.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.040 cfs	13.0 af	N/A	4.0		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 16th day of May, 2014.


Western Regional Manager

SUPPORT DATA
IN FILE # 63-33867

Transfer No. 79023

WATER RIGHT NO. 63-33867
As Modified by Transfer No. 79023

In accordance with the approval of Transfer No. 79023, Water Right No. 63-33867 is now described as follows:

Right Holder: HAYDEN HOMES IDAHO LLC
C/O BILL DUFFEY
2464 SW GLACIER PL
REDMOND, OR 97756

Priority Date: 1/6/1947

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	0.010 cfs	4.2 af
STOCKWATER	01/01	to 12/31	0.020 cfs	0.1 af
			0.030 cfs	4.3 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SESW Sec 35 Twp 04N Rge 01W 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	
04N	01W	35												4.0					4.0

Right Acre Limit: 1.7

POU Total Acres: 4.0

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	
04N	01W	35												X					

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by Transfer 71989 within one year of the date of the 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.

Transfer No. 79023

WATER RIGHT NO. 63-33867
As Modified by Transfer No. 79023

CONDITIONS OF APPROVAL

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. The right holder shall make full use of all appurtenant surface water rights in conjunction with ground water diverted for irrigation purposes under this right.
5. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used for irrigation purposes without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
6. This right is limited to the irrigation of 1.7 acres within the authorized place of use in a single irrigation season.
7. This right when combined with all other rights shall provide no more than .03 cfs per acre nor exceed a combined annual maximum diversion volume of 7.7 af at the field headgate for the place of use.
8. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
9. Use of this right is combined with water from Settlers Irrigation District.
10. Rights 63-33867 and 63-33868 when combined shall not exceed the irrigation of 4 acres in a single irrigation season.

WATER RIGHT NO. 63-33868
As Modified by Transfer No. 79023

In accordance with the approval of Transfer No. 79023, Water Right No. 63-33868 is now described as follows:

Right Holder: HAYDEN HOMES IDAHO LLC
C/O BILL DUFFEY
2464 SW GLACIER PL
REDMOND, OR 97756

Priority Date: 1/6/1947

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	0.010 cfs	8.7 af
			0.010 cfs	8.7 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SESW Sec 35 Twp 04N Rge 01W 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	
04N	01W	35												4.0					4.0

Right Acre Limit: 2.3

POU Total Acres: 4.0

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by Transfer 71989 within one year of the date of the 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. 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.

Transfer No. 79023

WATER RIGHT NO. 63-33868
As Modified by Transfer No. 79023

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 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 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 2.3 acres within the authorized place of use in a single irrigation season.
8. This right when combined with all other rights shall provide no more than .03 cfs per acre nor exceed a combined annual maximum diversion volume of 10.4 af at the field headgate for the place of use.
9. Use of this right is combined with water from Settlers Irrigation District.
10. Rights 63-33867 and 63-33868 when combined shall not exceed the irrigation of 4 acres in a single irrigation season.