

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
JUL 11 2014
DEPARTMENT OF
WATER RESOURCES

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
29-14106	Yes ☐		Yes ☐		Yes ☐
29-14107	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Farms, LLC

Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): City of Chubbuck Public Works Department

New owner(s) as listed on the conveyance document

Name connector

☒ and ☐ or ☐ and/or

P.O. Box 5604

Chubbuck

ID

83202-5604

Mailing address

City

State

ZIP

(208) 237-2430

ssmart@cityofchubbuck.us

Telephone

Email

4. If the water rights and/or adjudication claims were split, how did the division occur?
- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: 5/30/2014
6. If the water right described herein has been rented from the Water Supply Bank, rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:
- Rental payments will go to the lessor(s) of record at the beginning of the rental season.
 - If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
 - New lessor(s) of record will receive payment after the following rental season.
7. This form must be signed and submitted with the following **REQUIRED** items:
- A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
 - Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
 - Filing fee (see instructions for further explanation):
 - \$25 per *undivided* water right.
 - \$100 per *split* water right.
 - No fee is required for pending adjudication claims.

SUPPORT DATA

FILE # 29-14106

8. Signature:

Signature of new owner/claimant

Title, if applicable

Date

Signature: Keri B. Cuyler

Signature of new owner/claimant

Mayor
Title, if applicable

9 July 2014
Date

For IDWR Office Use Only:

Received by CW

Date 7-21-14

Receipt No. C099201

Receipt Amt. 50.00

Approved by _____

Processed by [Signature]

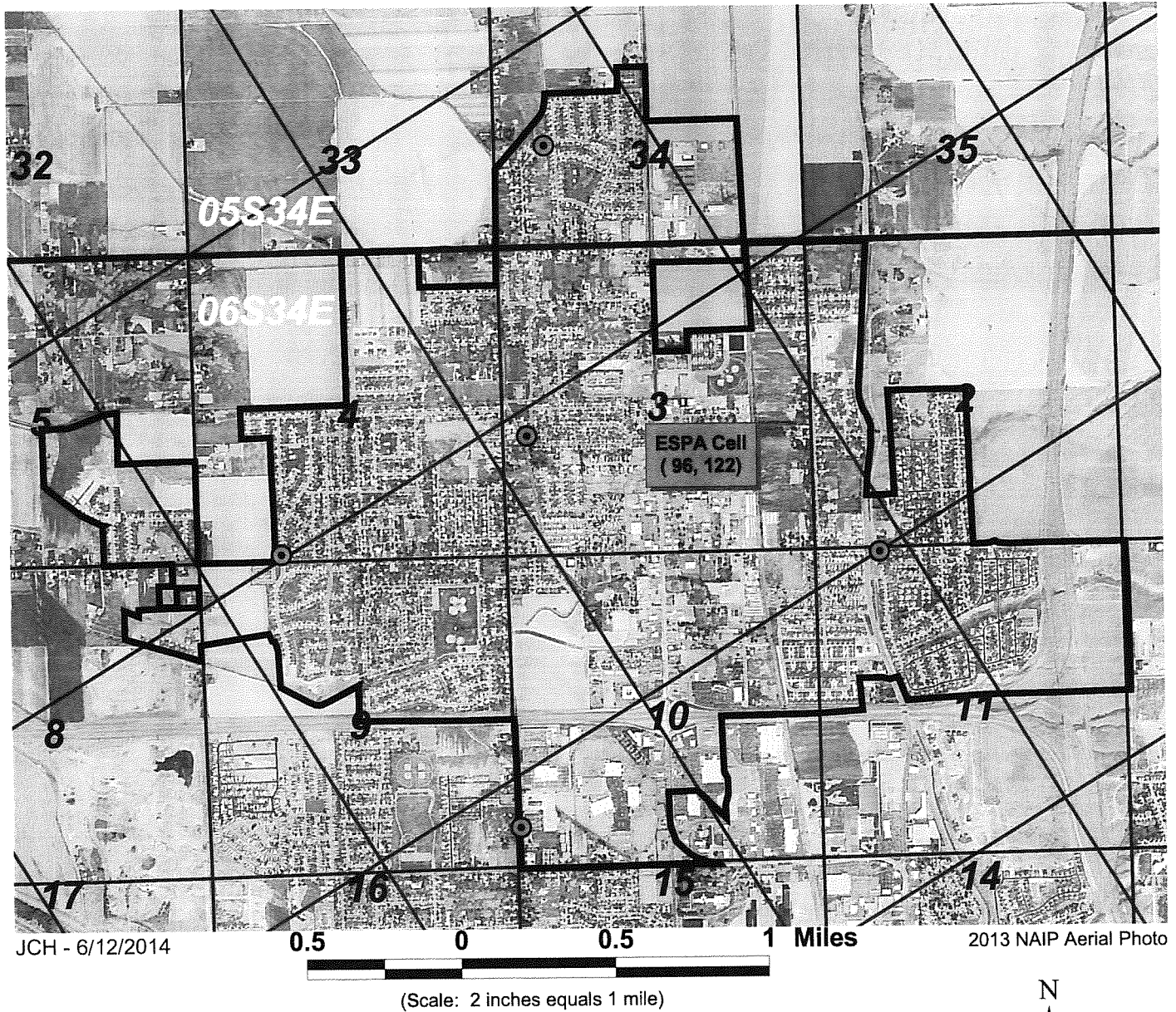
Date _____

CHANGE OF OWNERSHIP & WATER SUPPLY BANK APPLICATION TO LEASE WATER RIGHT

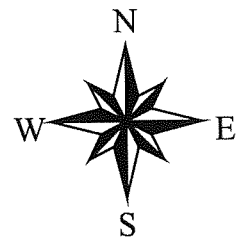
29-14106 (Priority: 8/18/1953: 0.93 cfs, 46.6 ac., 186.4 afa)

29-14107 (Priority: 12/3/1980: 0.61 cfs, 30.4 ac., 121.6 afa)

Combined (29-14106 + 29-14107): 0.93 cfs, 71.5 ac., 286.0 afa



- ESPA Model Grid
- City of Chubbuck Existing Wells
- City of Chubbuck Municipal (Irrigation) Place Of Use
- Townships
- Sections



ATTACHMENT #1

21407103

6-1
FICIAL RECORD GR# 980
DANBUCK COUNTY IDAHO

RECORDED ALL COUNTY CLERK
DEPUTY CM

City of Chubbuck

21407103
SPECIAL WARRANTY DEED FOR WATER RIGHTS

2014 JUN -5 A 10: 04

Idaho Water Company, LLC, an Idaho limited liability company, whose address is 1135 Valley Road South, Eden, Idaho 83325, ("Grantor") does hereby grant, bargain, sell, assign, and convey unto the City of Chubbuck, an Idaho municipal corporation, whose address is City Hall, Chubbuck, Idaho 83201 ("Grantee") and to Grantee's heirs and assigns forever, all of Grantor's right, title and interest in water right nos. 29-14106 and 29-14107 (formerly portions of right nos. 35-2348 and 35-7929, respectively), described in Exhibit A hereto (the "Water Rights").

Grantor hereby covenants and warrants to Grantee as follows:

- (A) Grantor is the owner of the Water Rights;
- (B) Grantor has not conveyed any of the Water Rights to anyone other than Grantee;
- (C) The Water Rights are free from all liens, claims, or encumbrances; and
- (D) Grantor has the authority to convey the Water Rights to Grantee.

Grantor makes no other covenants or warranties as to the Water Rights.

IN WITNESS WHEREOF, the undersigned authorized officer of Grantor, acting on behalf of Grantor, has caused his name to be hereunto subscribed.

DATED this 30th day of May, 2014.

IDAHO WATER COMPANY, LLC

By: Delbert G. Kohtz

Delbert G. Kohtz, Member

[acknowledgement on next page]

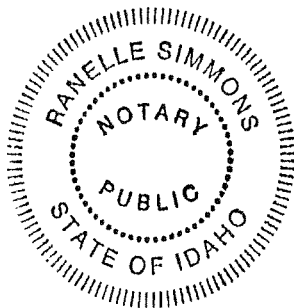
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21407103

STATE OF IDAHO)
) ss.
County of Bannock)

On this 30 day of May, 2014, before me, a Notary Public for said County and State, personally appeared DELBERT G. KOHTZ, known or identified to me, to be one of the members of the limited liability company of IDAHO WATER COMPANY, LLC, and the member or one of the members who subscribed said limited liability company name to the foregoing instrument, and acknowledged to me that he executed the same in said limited liability company name.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Ranelle Simmons
NOTARY PUBLIC FOR IDAHO
Residing at: Chubbuck, Idaho
My commission expires: 5.5.2020

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EXHIBIT A
(Description of Water Rights)

21407103

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WATER RIGHT NO. 29-14106**As Modified by Transfer No. 79215**

In accordance with the approval of Transfer No. 79215, Water Right No. 29-14106 is now described as follows:

Right Holder: FARMS LLC
C/O BRAD HALL
2840 SUNNYBROOK LN
IDAHO FALLS, ID 83404

Priority Date: 8/18/1953

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
MUNICIPAL	04/01	to 10/31	0.930 cfs	186.4 af
			0.930 cfs	186.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENWSW	Sec 34 Twp 05S Rge 34E	BANNOCK County
GROUND WATER	NWNWSW	Sec 3 Twp 05S Rge 34E	BANNOCK County
GROUND WATER	SWSESW	Sec 4 Twp 06S Rge 34E	BANNOCK County
GROUND WATER	L13 (SWSW)	Sec 10 Twp 06S Rge 34E	BANNOCK County
GROUND WATER	L4 (NENWNW)	Sec 11 Twp 06S Rge 34E	BANNOCK County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Chubbuck municipal water supply system as provided for under Idaho Law.
2. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.
3. This right is limited to the irrigation of 46.6 acres within the authorized place of use in a single irrigation season.
4. Rights 29-14106 and 29-14107 when combined shall not exceed a total diversion rate of 0.93 cfs, a total annual maximum diversion volume of 286.0 af at the field headgate, and the irrigation of 71.5 acres.
5. Municipal use under rights 29-14106 and 29-14107 is for irrigation of 71.5 acres within the authorized place of use in a single irrigation season.
6. 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.
7. 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. 79215

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WATER RIGHT NO. 29-14106
As Modified by Transfer No. 79215

CONDITIONS OF APPROVAL

8. Prior to diversion and use of water under Transfer approval 79215, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
9. 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.
10. The irrigation component of municipal use under this right when combined with all other rights shall provide no more than 4.0 afu per acre at the field headgate.
11. The combination of changes under Transfer approvals:

79213 as described under rights 25-14405 and 25-14406
79215 as described under rights 29-14106 and 29-14107
79217 as described under rights 35-14381 and 35-14382
79218 as described under rights 27-12265 and 27-12266

provide the necessary mitigation for any increased depletion to connected reaches of the Snake River that would result from each individual transfer. These transfer approvals shall not require mutual dependence for ongoing mitigation.

Any future action, including a subsequent transfer of this right or an order rescinding a transfer approval, which would result in a change to the point(s) of diversion under this right may require mitigation for the effects of the change. Such future action to change the point(s) of diversion under this right shall be analyzed for effects to connected reaches of the Snake River based on the priority date, point(s) of diversion and steady-state quantity as authorized for this right under Transfer approval 79215.

12. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
13. This right does not grant any right-of-way or easement across the land of another.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Transfer No. 79215

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WATER RIGHT NO. 29-14107
As Modified by Transfer No. 79215

In accordance with the approval of Transfer No. 79215, Water Right No. 29-14107 is now described as follows:

Right Holder: FARMS LLC
 C/O BRAD HALL
 2840 SUNNYBROOK LN
 IDAHO FALLS, ID 83404

Priority Date: 12/3/1980

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
MUNICIPAL	04/01	to 10/31	0.610 cfs	121.6 af
			0.610 cfs	121.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L4 (NENWNW)	Sec 11 Twp 06S Rge 34E	BANNOCK County
GROUND WATER	SENWSW	Sec 34 Twp 05S Rge 34E	BANNOCK County
GROUND WATER	NWNWSW	Sec 3 Twp 06S Rge 34E	BANNOCK County
GROUND WATER	SWSESW	Sec 4 Twp 06S Rge 34E	BANNOCK County
GROUND WATER	L13 (SWSW)	Sec 10 Twp 06S Rge 34E	BANNOCK County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Chubbuck municipal water supply system as provided for under Idaho Law.
2. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.
3. This right is limited to the irrigation of 30.4 acres within the authorized place of use in a single irrigation season.
4. Rights 29-14106 and 29-14107 when combined shall not exceed a total diversion rate of 0.93 cfs, a total annual maximum diversion volume of 286.0 af at the field headgate, and the irrigation of 71.5 acres.
5. Municipal use under rights 29-14106 and 29-14107 is for irrigation of 71.5 acres within the authorized place of use in a single irrigation season.
6. 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.
7. 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. __ 79215

WATER RIGHT NO. 29-14107
As Modified by Transfer No. 79215

CONDITIONS OF APPROVAL

8. Prior to diversion and use of water under Transfer approval 79215, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
9. 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.
10. The irrigation component of municipal use under this right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate.

11. The combination of changes under Transfer approvals:

79213 as described under rights 25-14405 and 25-14406
 79215 as described under rights 29-14106 and 29-14107
 79217 as described under rights 35-14381 and 35-14382
 79218 as described under rights 27-12265 and 27-12266

provide the necessary mitigation for any increased depletion to connected reaches of the Snake River that would result from each individual transfer. These transfer approvals shall not require mutual dependence for ongoing mitigation.

Any future action, including a subsequent transfer of this right or an order rescinding a transfer approval, which would result in a change to the point(s) of diversion under this right may require mitigation for the effects of the change. Such future action to change the point(s) of diversion under this right shall be analyzed for effects to connected reaches of the Snake River based on the priority date, point(s) of diversion and steady-state quantity as authorized for this right under Transfer approval 79215.

12. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
13. This right does not grant any right-of-way or easement across the land of another.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. Pursuant to Section 42-1412(8), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Transfer No. 79215

Instrument # 659042

BINGHAM COUNTY

6-5-2014 09:20:38 No. of Pages: 24

Recorded for : 1559 IDAHO WATER COMPANY

SARA J. STAUB

Fee: 79.00

Ex-Officio Recorder Deputy

K. Sechrist

SPECIAL WATER RIGHTS DEED

FARMS, LLC, and Idaho limited liability company ("Grantor"), does hereby grant, bargain, sell, assign, and convey unto IDAHO WATER COMPANY, LLC, an Idaho limited liability company, whose address is 1135 Valley Road South, Eden, Idaho, 83325 ("Grantee"), and to Grantee's heirs and assigns forever, all of Grantors' right, title, and interest in Water Right Nos. 25-14405, 25-14406, 29-14106, 29-14107, 35-14381, 35-14382, 27-12265, and 27-12266 (formerly portions of right nos. 35-2348 and 35-7929), described in Exhibit A hereto (the "Water Rights").

Grantor covenants and warrants to Grantee as follows:

- A. Grantor is the owner of the Water Rights;
- B. Grantor has not conveyed the Water Rights to anyone other than Grantee;
- C. The Water Rights are being conveyed free from all liens, claims or encumbrances; and
- D. Grantor has the authority to convey the Water Rights to Grantee.

Grantor makes no other covenants, representations or warranties as to the Water Rights.

No land is included in or conveyed by this grant.

IN WITNESS WHEREOF, the undersigned Grantor has caused its name to be hereunto subscribed this 4 day of June, 2014.

FARMS, LLC

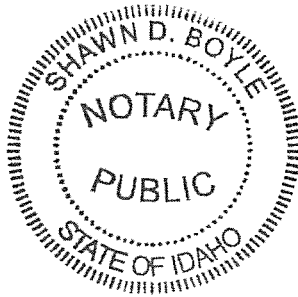
Brad H. Hall POA *Brad Hall*
By: Brad H. Hall by Cole Hall, his attorney-in-fact
Its: Manager

[acknowledgement on next page]

State of Idaho)
) SS
County of)

On this 4 day of June, in the year of 2014, before me, a Notary Public in and for said State, personally appeared Cole Hall, known or identified to me to be the person whose name is subscribed to the within instrument as the attorney in fact of Brad H. Hall, as Manager of Farms, LLC, an Idaho limited liability company, and acknowledged to me that he subscribed the name of Brad H. Hall thereto as said Manager for and on behalf of said company, and his own name as attorney in fact.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Shawn D. Boyle
Notary Public for Idaho
Residing at Bonneville County
My Commission expires 1-25-2019

Exhibit A
(Description of Water Rights)

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WATER RIGHT NO. 25-14405
As Modified by Transfer No. 79213

In accordance with the approval of Transfer No. 79213, Water Right No. 25-14405 is now described as follows:

Right Holder: FARMS LLC
C/O BRAD HALL
2840 SUNNYBROOK LN
IDAHO FALLS, ID 83404

Priority Date: 8/18/1953

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
MUNICIPAL	04/01	to 10/31	0.210 cfs 0.210 cfs	41.6 af 41.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWNWSW	Sec 34 Twp 02N Rge 38E	BONNEVILLE County
GROUND WATER	SWSWNE	Sec 27 Twp 02N Rge 38E	BONNEVILLE County
GROUND WATER	NESENW	Sec 30 Twp 02N Rge 38E	BONNEVILLE County
GROUND WATER	NWNENW	Sec 27 Twp 02N Rge 38E	BONNEVILLE County
GROUND WATER	NESENW	Sec 27 Twp 02N Rge 38E	BONNEVILLE County
GROUND WATER	NWSESE	Sec 27 Twp 02N Rge 38E	BONNEVILLE County
GROUND WATER	NWSENW	Sec 25 Twp 02N Rge 38E	BONNEVILLE County
GROUND WATER	SESENW	Sec 22 Twp 02N Rge 38E	BONNEVILLE County
GROUND WATER	SESWSF	Sec 22 Twp 02N Rge 38E	BONNEVILLE County
GROUND WATER	SENENW	Sec 25 Twp 02N Rge 38E	BONNEVILLE County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Ammon municipal water supply system as provided for under Idaho Law.
2. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.
3. This right is limited to the irrigation of 10.4 acres within the authorized place of use in a single irrigation season.
4. Rights 25-14405 and 25-14406 when combined shall not exceed a total diversion rate of 0.21 cfs, a total annual maximum diversion volume of 64.0 af at the field headgate, and the irrigation of 16.0 acres.
5. Municipal use under rights 25-14405 and 25-14406 is for irrigation of 16.0 acres within the authorized place of use in a single irrigation season.

Transfer No. 79213

WATER RIGHT NO. 25-14405
As Modified by Transfer No. 79213

CONDITIONS OF APPROVAL

6. 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.
7. 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.
8. Prior to diversion and use of water under Transfer approval 79213, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
9. 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.
10. Beginning on the date of approval of Transfer 79213, the irrigation uses under rights 25-14405 and 25-14406 when combined are limited to the following schedule of allowed use.

Year 2014 through 2015 the rights are limited to 0.16 cfs, 48 afa and 12.0 acres.

Year 2016 and beyond the rights are limited to 0.21 cfs, 64.0 afa and 16.0 acres.
11. The Irrigation component of municipal use under this right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate.
12. The combination of changes under Transfer approvals:

79213 as described under rights 25-14405 and 25-14406
79215 as described under rights 29-14106 and 29-14107
79217 as described under rights 35-14381 and 35-14382
79218 as described under rights 27-12265 and 27-12266

provide the necessary mitigation for any increased depletion to connected reaches of the Snake River that would result from each individual transfer. These transfer approvals shall not require mutual dependence for ongoing mitigation.

Any future action, including a subsequent transfer of this right or an order rescinding a transfer approval, which would result in a change to the point(s) of diversion under this right may require mitigation for the effects of the change. Such future action to change the point(s) of diversion under this right shall be analyzed for effects to connected reaches of the Snake River based on the priority date, point(s) of diversion and steady-state quantity as authorized for this right under Transfer approval 79213.
13. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
14. This right does not grant any right-of-way or easement across the land of another.

Transfer No. 79213

WATER RIGHT NO. 25-14405
As Modified by Transfer No. 79213

CONDITIONS OF APPROVAL

15. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
16. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
17. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Transfer No. 79213

WATER RIGHT NO. 25-14406
As Modified by Transfer No. 79213

In accordance with the approval of Transfer No. 79213, Water Right No. 25-14406 is now described as follows:

Right Holder: FARMS LLC
 C/O BRAD HALL
 2840 SUNNYBROOK LN
 IDAHO FALLS, ID 83404

Priority Date: 12/31/1980

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
MUNICIPAL	04/01	to 10/31	0.140 cfs	27.2 af
			0.140 cfs	27.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESENW	Sec 22 Twp 02N Rge 38E	BONNEVILLE County
GROUND WATER	SESWSW	Sec 22 Twp 02N Rge 38E	BONNEVILLE County
GROUND WATER	SENENW	Sec 25 Twp 02N Rge 38E	BONNEVILLE County
GROUND WATER	NWSENW	Sec 26 Twp 02N Rge 38E	BONNEVILLE County
GROUND WATER	SWSWNE	Sec 27 Twp 02N Rge 38E	BONNEVILLE County
GROUND WATER	NWNENW	Sec 27 Twp 02N Rge 38E	BONNEVILLE County
GROUND WATER	NESENW	Sec 27 Twp 02N Rge 38E	BONNEVILLE County
GROUND WATER	NWSESE	Sec 27 Twp 02N Rge 38E	BONNEVILLE County
GROUND WATER	SWNWSW	Sec 27 Twp 02N Rge 38E	BONNEVILLE County
GROUND WATER	NESENW	Sec 34 Twp 02N Rge 38E	BONNEVILLE County
		Sec 30 Twp 02N Rge 39E	BONNEVILLE County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Ammon municipal water supply system as provided for under Idaho Law.
2. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.
3. This right is limited to the irrigation of 6.8 acres within the authorized place of use in a single irrigation season.
4. Rights 25-14405 and 25-14406 when combined shall not exceed a total diversion rate of 0.21 cfs, a total annual maximum diversion volume of 64.0 af at the field headgate, and the irrigation of 16.0 acres.
5. Municipal use under rights 25-14405 and 25-14406 is for irrigation of 16.0 acres within the authorized place of use in a single irrigation season.

Transfer No. 79213

WATER RIGHT NO. 25-14406
As Modified by Transfer No. 79213

CONDITIONS OF APPROVAL

6. 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.
7. 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.
8. Prior to diversion and use of water under Transfer approval 79213, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
9. 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.
10. Beginning on the date of approval of Transfer 79213, the irrigation uses under rights 25-14405 and 25-14406 when combined are limited to the following schedule of allowed use.

Year 2014 through 2015 the rights are limited to 0.16 cfs, 48 afa and 12.0 acres.

Year 2016 and beyond the rights are limited to 0.21 cfs, 64.0 afa and 16.0 acres.
11. The irrigation component of municipal use under this right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate.
12. The combination of changes under Transfer approvals:

79213 as described under rights 25-14405 and 25-14406
79215 as described under rights 29-14106 and 29-14107
79217 as described under rights 35-14381 and 35-14382
79218 as described under rights 27-12265 and 27-12266

provide the necessary mitigation for any increased depletion to connected reaches of the Snake River that would result from each individual transfer. These transfer approvals shall not require mutual dependence for ongoing mitigation.

Any future action, including a subsequent transfer of this right or an order rescinding a transfer approval, which would result in a change to the point(s) of diversion under this right may require mitigation for the effects of the change. Such future action to change the point(s) of diversion under this right shall be analyzed for effects to connected reaches of the Snake River based on the priority date, point(s) of diversion and steady-state quantity as authorized for this right under Transfer approval 79213.
13. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
14. This right does not grant any right-of-way or easement across the land of another

Transfer No. 79213

WATER RIGHT NO. 25-14406
As Modified by Transfer No. 79213

CONDITIONS OF APPROVAL

15. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
16. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
17. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Transfer No. 79213

WATER RIGHT NO. 29-14106
As Modified by Transfer No. 79215

In accordance with the approval of Transfer No. 79215, Water Right No. 29-14106 is now described as follows:

Right Holder: FARMS LLC
C/O BRAD HALL
2840 SUNNYBROOK LN
IDAHO FALLS, ID 83404

Priority Date: 8/18/1953

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
MUNICIPAL	04/01	In 10/31	0.933 cfs 0.933 cfs	186.4 af 186.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SE/4SW	Sec 34 Twp 06S Rge 34E	BANNOCK County
GROUND WATER	N/4NWSW	Sec 3 Twp 06S Rge 34E	BANNOCK County
GROUND WATER	SW/4SESW	Sec 4 Twp 06S Rge 34E	BANNOCK County
GROUND WATER	L13 (SW/4SW)	Sec 10 Twp 06S Rge 34E	BANNOCK County
GROUND WATER	L4 (N/4NWSW)	Sec 11 Twp 06S Rge 34E	BANNOCK County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Chubbuck municipal water supply system as provided for under Idaho Law.
2. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.
3. This right is limited to the irrigation of 46.6 acres within the authorized place of use in a single irrigation season.
4. Rights 29-14106 and 29-14107 when combined shall not exceed a total diversion rate of 0.93 cfs, a total annual maximum diversion volume of 286.0 af at the field headgate, and the irrigation of 71.5 acres.
5. Municipal use under rights 29-14106 and 29-14107 is for irrigation of 71.5 acres within the authorized place of use in a single irrigation season.
6. 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.
7. 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. 79215

WATER RIGHT NO. 29-14106
As Modified by Transfer No. 79215

CONDITIONS OF APPROVAL

8. Prior to diversion and use of water under Transfer approval 79215, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
9. 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.
10. The irrigation component of municipal use under this right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate.

11. The combination of changes under Transfer approvals:

79213 as described under rights 25-14405 and 25-14406
79215 as described under rights 29-14106 and 29-14107
79217 as described under rights 35-14381 and 35-14382
79218 as described under rights 27-12265 and 27-12266

provide the necessary mitigation for any increased depletion to connected reaches of the Snake River that would result from each individual transfer. These transfer approvals shall not require mutual dependence for ongoing mitigation.

Any future action, including a subsequent transfer of this right or an order rescinding a transfer approval, which would result in a change to the point(s) of diversion under this right may require mitigation for the effects of the change. Such future action to change the point(s) of diversion under this right shall be analyzed for effects to connected reaches of the Snake River based on the priority date, point(s) of diversion and steady-state quantity as authorized for this right under Transfer approval 79215.

12. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
13. This right does not grant any right-of-way or easement across the land of another.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Transfer No. 79215

WATER RIGHT NO. 29-14107
As Modified by Transfer No. 79215

In accordance with the approval of Transfer No. 79215, Water Right No. 29-14107 is now described as follows:

Right Holder: FARM5 LLC
C/O BRAD HALL
2840 SUNNYBROOK LN
IDAHO FALLS, ID 83404

Priority Date: 12/3/1980

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
MUNICIPAL	04/01	to 10/31	0.610 cfs	121.6 af
			0.610 cfs	121.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L4 (NENWNW)	Sec 11 Twp 06S Rge 34E	BANNOCK County
GROUND WATER	SENWSW	Sec 34 Twp 06S Rge 34E	BANNOCK County
GROUND WATER	NWNWSW	Sec 3 Twp 06S Rge 34E	BANNOCK County
GROUND WATER	SWSESW	Sec 4 Twp 06S Rge 34E	BANNOCK County
GROUND WATER	L13 (SWSW)	Sec 10 Twp 06S Rge 34E	BANNOCK County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Chubbuck municipal water supply system as provided for under Idaho Law.
2. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.
3. This right is limited to the irrigation of 30.4 acres within the authorized place of use in a single irrigation season.
4. Rights 29-14106 and 29-14107 when combined shall not exceed a total diversion rate of 0.93 cfs, a total annual maximum diversion volume of 283.0 af at the field headgate, and the irrigation of 71.5 acres.
5. Municipal use under rights 29-14106 and 29-14107 is for irrigation of 71.5 acres within the authorized place of use in a single irrigation season.
6. 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.
7. 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. 79215

WATER RIGHT NO. 29-14107
As Modified by Transfer No. 79215

CONDITIONS OF APPROVAL

8. Prior to diversion and use of water under Transfer approval 79215, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
9. 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.
10. The irrigation component of municipal use under this right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate.
11. The combination of changes under Transfer approvals:
79213 as described under rights 25-14405 and 25-14406
79215 as described under rights 29-14106 and 29-14107
79217 as described under rights 35-14381 and 35-14382
79218 as described under rights 27-12265 and 27-12266

provide the necessary mitigation for any increased depletion to connected reaches of the Snake River that would result from each individual transfer. These transfer approvals shall not require mutual dependence for ongoing mitigation.

Any future action, including a subsequent transfer of this right or an order rescinding a transfer approval, which would result in a change to the point(s) of diversion under this right may require mitigation for the effects of the change. Such future action to change the point(s) of diversion under this right shall be analyzed for effects to connected reaches of the Snake River based on the priority date, point(s) of diversion and steady-state quantity as authorized for this right under Transfer approval 79215.

12. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
13. This right does not grant any right-of-way or easement across the land of another.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Transfer No. 79215

WATER RIGHT NO. 35-14381
As Modified by Transfer No. 79217

In accordance with the approval of Transfer No. 79217, Water Right No. 35-14381 is now described as follows:

Right Holder: FARMS LLC
C/O BRAD HALL
2840 SUNNYBROOK LN
IDAHO FALLS, ID 83404

Priority Date: 8/18/1953

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 10/31	1.010 cfs	202.0 af
			1.010 cfs	202.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SESENW Sec 12 Twp 06S Rge 29E POWER County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
06S	29E	12					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
Right Acre Limit:			50.5																
POU Total Acres:			320.0																

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 50.5 acres within the authorized place of use in a single irrigation season.
2. Rights 35-14381 and 35-14382 when combined shall not exceed a total diversion rate of 1.01 cfs, a total annual maximum diversion volume of 310.0 af at the field headgate, and the irrigation of 77.5 acres.
3. Rights 35-14046, 35-14052, 35-14280, 35-14381 and 35-14382 are limited to the irrigation of a specific 260.0 acres within the 320.0 acre place of use authorized by these rights in a single irrigation season. The specific 260.0 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 260.0 acres to be irrigated within the 320.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

Transfer No. 79217

WATER RIGHT NO. 35-14381

As Modified by Transfer No. 79217

CONDITIONS OF APPROVAL

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.
6. Prior to the diversion and use of water under Transfer approval 79217, 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 combination of changes under Transfer approvals:
79213 as described under rights 25-14405 and 25-14406
79215 as described under rights 29-14106 and 29-14107
79217 as described under rights 35-14381 and 35-14382
79218 as described under rights 27-12265 and 27-12266
provide the necessary mitigation for any increased depletion to connected reaches of the Snake River that would result from each individual transfer. These transfer approvals shall not require mutual dependence for ongoing mitigation.
Any future action, including a subsequent transfer of this right or an order rescinding a transfer approval, which would result in a change to the point(s) of diversion under this right may require mitigation for the effects of the change. Such future action to change the point(s) of diversion under this right shall be analyzed for effects to connected reaches of the Snake River based on the priority date, point(s) of diversion and steady-state quantity as authorized for this right under Transfer approval 79217.
10. This right does not grant any right-of-way or easement across the land of another.
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.

Transfer No. 79217

WATER RIGHT NO. 35-14381
As Modified by Transfer No. 79217

CONDITIONS OF APPROVAL

- 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.

Transfer No. 79217

WATER RIGHT NO. 35-14382

As Modified by Transfer No. 79217

In accordance with the approval of Transfer No. 79217, Water Right No. 35-14382 is now described as follows:

Right Holder: FARMS LLC
C/O BRAD HALL
2840 SUNNYBROOK LN
IDAHO FALLS, ID 83404

Priority Date: 12/3/1960

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	10/31	0.660 cfs	131.6 af
			0.660 cfs	131.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SESENW Sec 12 Twp 06S Rge 29E POWER 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	
06S	29E	12					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0

Right Acre Limit: 32.9
POU Total Acres: 320.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 32.9 acres within the authorized place of use in a single irrigation season.
2. Rights 35-14381 and 35-14382 when combined shall not exceed a total diversion rate of 1.01 cfs, a total annual maximum diversion volume of 310.0 af at the field headgate, and the irrigation of 77.5 acres.
3. Rights 35-14046, 35-14052, 35-14280, 35-14381 and 35-14382 are limited to the irrigation of a specific 260.0 acres within the 320.0 acre place of use authorized by these rights in a single irrigation season. The specific 260.0 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 260.0 acres to be irrigated within the 320.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

Transfer No 79217

WATER RIGHT NO. 35-14382
As Modified by Transfer No. 79217

CONDITIONS OF APPROVAL

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.
6. Prior to the diversion and use of water under Transfer approval 79217, 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. The combination of changes under Transfer approvals:
79213 as described under rights 25-14405 and 25-14406
79215 as described under rights 29-14106 and 29-14107
79217 as described under rights 35-14381 and 35-14382
79218 as described under rights 27-12265 and 27-12266
provide the necessary mitigation for any increased depletion to connected reaches of the Snake River that would result from each individual transfer. These transfer approvals shall not require mutual dependence for ongoing mitigation.
Any future action, including a subsequent transfer of this right or an order rescinding a transfer approval, which would result in a change to the point(s) of diversion under this right may require mitigation for the effects of the change. Such future action to change the point(s) of diversion under this right shall be analyzed for effects to connected reaches of the Snake River based on the priority date, point(s) of diversion and steady-state quantity as authorized for this right under Transfer approval 79217.
9. 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.
10. This right does not grant any right-of-way or easement across the land of another.
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.

Transfer No. 79217

WATER RIGHT NO. 35-14382
As Modified by Transfer No. 79217

CONDITIONS OF APPROVAL

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.

Transfer No. 79217

WATER RIGHT NO. 27-12265
As Modified by Transfer No. 79218

In accordance with the approval of Transfer No. 79218, Water Right No. 27-12265 is now described as follows:

Right Holder: FARMS LLC
C/O BRAD HALL
2840 SUNNYBROOK LN
IDAHO FALLS, ID 83404

Priority Date: 8/18/1953

Source: GROUND WATER

BENEFICIAL USE

MUNICIPAL

From

04/01

To

to 10/31

Diversion Rate

0.330 cfs

0.330 cfs

Diversion Volume

65.2 af

65.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L4 (SESWSW)	Sec 30 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NWNE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	NESESE	Sec 35 Twp 02S Rge 35E	BINGHAM County
GROUND WATER	L4 (SENWNW)	Sec 2 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	NWSWNE	Sec 3 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	SWNESE	Sec 3 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	SENESE	Sec 4 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	L2 (SWWNNE)	Sec 4 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	NESWNE	Sec 10 Twp 03S Rge 35E	BINGHAM County
GROUND WATER	NWNWNW	Sec 10 Twp 03S Rge 35E	BINGHAM County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Blackfoot municipal water supply system as provided for under Idaho Law.
2. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.
3. This right is limited to the irrigation of 15.3 acres within the authorized place of use in a single irrigation season.
4. Rights 27-12265 and 27-12266 when combined shall not exceed a total diversion rate of 0.33 cfs, a total annual maximum diversion volume of 100.0 af at the field headgate, and the irrigation of 25.0 acres.
5. Municipal use under rights 27-12265 and 27-12266 is for irrigation of 25.0 acres within the authorized place of use in a single irrigation season.

Transfer No. 79218

WATER RIGHT NO. 27-12265
As Modified by Transfer No. 79218

CONDITIONS OF APPROVAL

6. 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.
7. 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.
8. Prior to diversion and use of water under Transfer approval 79218, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
9. 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.
10. Beginning on the date of approval of Transfer 79218, the irrigation uses under rights 27-12265 and 27-12266 when combined are limited to the following schedule of allowed use.

Year 2014 the rights are limited to 0.29 cfs, 88.0 afa and 22.0 acres.

Year 2015 and beyond the rights are limited to 0.33 cfs, 100.0 afa and 25.0 acres.
11. The irrigation component of municipal use under this right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate.
12. The combination of changes under Transfer approvals:

79213 as described under rights 25-14405 and 25-14406
79215 as described under rights 29-14106 and 29-14107
79217 as described under rights 35-14361 and 35-14382
79218 as described under rights 27-12265 and 27-12266

provide the necessary mitigation for any increased depletion to connected reaches of the Snake River that would result from each individual transfer. These transfer approvals shall not require mutual dependence for ongoing mitigation.

Any future action, including a subsequent transfer of this right or an order rescinding a transfer approval, which would result in a change to the point(s) of diversion under this right may require mitigation for the effects of the change. Such future action to change the point(s) of diversion under this right shall be analyzed for effects to connected reaches of the Snake River based on the priority date, point(s) of diversion and steady-state quantity as authorized for this right under Transfer approval 79218.
13. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
14. This right does not grant any right-of-way or easement across the land of another.

Transfer No. 79218

WATER RIGHT NO. 27-12265
As Modified by Transfer No. 79218

CONDITIONS OF APPROVAL

15. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
16. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
17. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Transfer No. 79218

WATER RIGHT NO. 27-12266
As Modified by Transfer No. 79218

In accordance with the approval of Transfer No. 79218 Water Right No. 27-12266 is now described as follows:

Right Holder: FARMS LLC
C/O BRAD HALL
2640 SUNNYBROOK LN
IDAHO FALLS, ID 83404

Priority Date: 12/3/1980

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
MUNICIPAL	04/01	to 10/31	0.218 cfs	42.4 af
			0.210 cfs	42.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L4 (SESW/SW)	Sec 30 Twp 02S Rge 35E BINGHAM County
GROUND WATER	NWNE	Sec 35 Twp 02S Rge 35E BINGHAM County
GROUND WATER	NEESE	Sec 35 Twp 02S Rge 35E BINGHAM County
GROUND WATER	L4 (SENWNW)	Sec 2 Twp 03S Rge 35E BINGHAM County
GROUND WATER	NWSWNE	Sec 3 Twp 03S Rge 35E BINGHAM County
GROUND WATER	SWNESE	Sec 3 Twp 03S Rge 35E BINGHAM County
GROUND WATER	SENESE	Sec 4 Twp 03S Rge 35E BINGHAM County
GROUND WATER	L2 (SWNWNE)	Sec 4 Twp 03S Rge 35E BINGHAM County
GROUND WATER	NESWNE	Sec 10 Twp 03S Rge 35E BINGHAM County
GROUND WATER	NWNWNW	Sec 10 Twp 03S Rge 35E BINGHAM County

CONDITIONS OF APPROVAL

1. Place of use is within the service area of the City of Blackfoot municipal water supply system as provided for under Idaho Law.
2. A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustrative purposes.
3. This right is limited to the irrigation of 10.6 acres within the authorized place of use in a single irrigation season.
4. Rights 27-12265 and 27-12266 when combined shall not exceed a total diversion rate of 0.33 cfs, a total annual maximum diversion volume of 100.0 af at the field headgate, and the irrigation of 25.0 acres.
5. Municipal use under rights 27-12265 and 27-12266 is for irrigation of 25.0 acres within the authorized place of use in a single irrigation season.

Transfer No. 79218

WATER RIGHT NO. 27-12266
As Modified by Transfer No. 79218

CONDITIONS OF APPROVAL

6. 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.
7. 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.
8. Prior to diversion and use of water under Transfer approval 79218, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.
9. 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.
10. Beginning on the date of approval of Transfer 79218, the irrigation uses under rights 27-12266 and 27-12266 when combined are limited to the following schedule of allowed use.

Year 2014 the rights are limited to 0.29 cfs, 88.0 afa and 22.0 acres.

Year 2015 and beyond the rights are limited to 0.33 cfs, 100.0 afa and 25.0 acres.
11. The irrigation component of municipal use under this right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate.
12. The combination of changes under Transfer approvals:

79213 as described under rights 25-14405 and 25-14406
79215 as described under rights 29-14106 and 29-14107
79217 as described under rights 35-14381 and 35-14382
79218 as described under rights 27-12265 and 27-12266

provide the necessary mitigation for any increased depletion to connected reaches of the Snake River that would result from each individual transfer. These transfer approvals shall not require mutual dependence for ongoing mitigation.

Any future action, including a subsequent transfer of this right or an order rescinding a transfer approval, which would result in a change to the point(s) of diversion under this right may require mitigation for the effects of the change. Such future action to change the point(s) of diversion under this right shall be analyzed for effects to connected reaches of the Snake River based on the priority date, point(s) of diversion and steady-state quantity as authorized for this right under Transfer approval 79218.
13. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
14. This right does not grant any right-of-way or easement across the land of another

Transfer No. 79218

WATER RIGHT NO. 27-12266
As Modified by Transfer No. 79218

CONDITIONS OF APPROVAL

15. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
16. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
17. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Transfer No. 79218