

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 79114**

This is to certify that: **L 3 LAND & CATTLE LLC**
548 N LEWIS LANE
RIGBY, ID 83442

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
35-2460B	WR/DECREED	4/30/1956	4.360 cfs	N/A	409.0	589.0	GROUND WATER
35-7155	WR/DECREED	11/2/1970	2.000 cfs	N/A	N/A	589.0	GROUND WATER
35-7156	WR/DECREED	11/2/1970	2.000 cfs	800.0 af	N/A	200.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

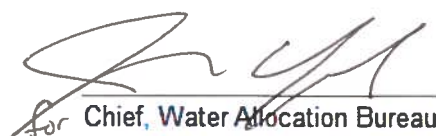
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
35-2460B	NO	NO	YES	NO	NO	NO
35-7155	NO	NO	YES	NO	NO	NO
35-7156	NO	NO	YES	YES	NO	NO

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>
35-2460B	35-2460B	4.360 cfs	1636.0 af	409.0	789.0	N/A	N/A	N/A	N/A	N/A
35-7155	35-7155	2.000 cfs	610.9 af	237.0	789.0	N/A	N/A	N/A	N/A	N/A
35-7156	35-7156	2.000 cfs	610.9 af	200.0	789.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		8.360 cfs	2857.8 af	789.0	789.0		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 10th day of July, 2014.


for Chief, Water Allocation Bureau

SUPPORT DATA

Transfer No. 79114

IN FILE # 35-2460B

WATER RIGHT NO. 35-2460B
As Modified by Transfer No. 79114

In accordance with the approval of Transfer No. 79114, Water Right No. 35-2460B is now described as follows:

Right Holder: JARED K LEWIS
 548 N LEWIS LANE
 RIGBY, ID 83442

Priority Date: 4/30/1956

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

4/01

To

to 10/31

Diversion Rate

4.360 cfs

4.360 cfs

Diversion Volume

1636.0 af

1636.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NESE	Sec 3	Twp 04N Rge 36E	JEFFERSON County
GROUND WATER	NESW	Sec 3	Twp 04N Rge 36E	JEFFERSON County
GROUND WATER	NWSW	Sec 3	Twp 04N Rge 36E	JEFFERSON 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	36E	2						28.5	36.5			34.0	26.0						125.0
								L 4											
04N	36E	3	39.0	39.0	34.5	38.3	38.0			37.5	40.0	40.0	38.8	40.0	37.8	36.5	34.5	32.0	525.9
			L 1	L 2			L 3												
04N	36E	4													37.3			32.8	70.1
05N	36E	34															33.0	35.0	68.0

Right Acre Limit: 409.0

POU Total Acres: 789.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 409.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-2460B and 35-7155 when combined shall not exceed a total diversion rate of 6.36 cfs, a total annual maximum diversion volume of 2246.9 af at the field headgate, and the irrigation of 589.0 acres.
3. Rights 35-2460B, 35-7155, and 35-7156 when combined shall not exceed a total diversion rate of 8.36 cfs, a total annual maximum diversion volume of 2857.8 af at the field headgate, and the irrigation of 789.0 acres.

WATER RIGHT NO. 35-2460B
As Modified by Transfer No. 79114

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 79114 the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
7. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 35-7155**As Modified by Transfer No. 79114**

In accordance with the approval of Transfer No. 79114, Water Right No. 35-7155 is now described as follows:

Right Holder: JARED K LEWIS
548 N LEWIS LANE
RIGBY, ID 83442

Priority Date: 11/2/1970

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

5/01

To

to 10/01

Diversion Rate

2.000 cfs

2.000 cfs

Diversion Volume

610.9 af

610.9 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NESE	Sec 3	Twp 04N Rge 36E	JEFFERSON County
GROUND WATER	NESW	Sec 3	Twp 04N Rge 36E	JEFFERSON County
GROUND WATER	NWSW	Sec 3	Twp 04N Rge 36E	JEFFERSON 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	36E	2						28.5	36.5			34.0	26.0						125.0
								L 4											
04N	36E	3	39.0	39.0	34.5	38.3	38.0			37.5	40.0	40.0	38.8	40.0	37.8	36.5	34.5	32.0	525.9
			L 1	L 2			L 3												
04N	36E	4													37.3			32.8	70.1
05N	36E	34															33.0	35.0	68.0

Right Acre Limit: 237.0

POU Total Acres: 789.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 237.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-2460B and 35-7155 when combined shall not exceed a total diversion rate of 6.36 cfs, a total annual maximum diversion volume of 2246.9 af at the field headgate, and the irrigation of 589.0 acres.
3. Rights 35-2460B, 35-7155, and 35-7156 when combined shall not exceed a total diversion rate of 8.36 cfs, a total annual maximum diversion volume of 2857.8 af at the field headgate, and the irrigation of 789.0 acres.

WATER RIGHT NO. 35-7155

As Modified by Transfer No. 79114

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 79114 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 period of use for the irrigation described in this approval may be extended to a beginning date of 4/01 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 5/01 and after 10/01 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/25/2002.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 35-7156**As Modified by Transfer No. 79114**

In accordance with the approval of Transfer No. 79114, Water Right No. 35-7156 is now described as follows:

Right Holder: JARED K LEWIS
548 N LEWIS LANE
RIGBY, ID 83442

Priority Date: 11/3/1970

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

5/01

To

to 10/01

Diversion Rate

2.000 cfs

Diversion Volume

610.9 af

2.000 cfs

610.9 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L1 (NENE)	Sec 3	Twp 04N	Rge 36E	JEFFERSON County
GROUND WATER	NESE	Sec 3	Twp 04N	Rge 36E	JEFFERSON County
GROUND WATER	NESW	Sec 3	Twp 04N	Rge 36E	JEFFERSON County
GROUND WATER	NWSW	Sec 3	Twp 04N	Rge 36E	JEFFERSON 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	36E	2						28.5	36.5			34.0	26.0						125.0
								L 4											
04N	36E	3	39.0	39.0	34.5	38.3	38.0			37.5	40.0	40.0	38.8	40.0	37.8	36.5	34.5	32.0	525.9
			L 1	L 2			L 3												
04N	36E	4													37.3			32.8	70.1
05N	36E	34															33.0	35.0	68.0

Right Acre Limit: 200.0

POU Total Acres: 789.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 200.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-2460B, 35-7155, and 35-7156 when combined shall not exceed a total diversion rate of 8.36 cfs, a total annual maximum diversion volume of 2857.8 af at the field headgate, and the irrigation of 789.0 acres.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.

WATER RIGHT NO. 35-7156

As Modified by Transfer No. 79114

CONDITIONS OF APPROVAL

4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to the diversion and use of water under Transfer approval 79114 the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
8. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/01 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 5/01 and after 10/01 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/25/2002.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.