

Pg. 1 of 7

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MAY 21 2014

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 78949

DEPT. OF WATER RESOURCES
SOUTHERN REGIONMINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at <http://www.idwr.idaho.gov/>.

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.

Yes N/A * Means the item is always required and must be included with the application.

- ☒ * Completed Application for Transfer of Water Right form, Part 1.
- ☐ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☒ * Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded.
- ☐ ☒ Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application
- ☒ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☒ * Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-9.

- ☒ ☐ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☒ #2a Water Right ownership documentation if Dept. records do not show the transfer applicant as the current water right owner.
- ☐ ☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s).
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☒ ☐ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☒ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at <http://www.idwr.idaho.gov/water/rights/>.
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☐ ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use.
- ☐ ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.)
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☐ #9 Other. Please describe: _____

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 78949

RECEIVED

MAY 21 2014

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

DEPT. OF WATER RESOURCES

Name of Applicant Sunrise Organic Dairy LLCPhone 208-733-5235Mailing address 329 South 417 East Jerome, Idaho 83338

Email _____

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No RepresentativeName of Representative Greg Sullivan of Brockway EngineeringPhone 208-736-8543Mailing address 2016 North Washington Street, Suite 4 Twin Falls Idaho 83301Email greg.sullivan@brockwayeng.com☐ Send all correspondence for this application to the representative and not to the applicant.

OR

☒ Send original correspondence to the applicant and copies to the representative.☒ The representative may submit information for the applicant but is not authorized to sign for the applicant.

OR

☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2. Update POU and PPU**.

AMENDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☐ ☐	See Exhibit A			to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 18.92 cfs and/or 4074.4 ac-ft

2. Total amount of water proposed to be transferred or changed 18.92 cubic feet per second and/or 4074.4 acre-feet per annum.

3. Point(s) of Diversion:

- ☒ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA.
 Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed-the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	21E	16	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		17	40		40	40			40	40	40	40		40	40	40	40	40	480
		18									40			40	40	40	40		200
		20	40		36	40				16	40				40	40			252

Total Acres (for irrigation use) 1572

Exhibit A

Water Rights

All	or	Part	Water Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use			Source & Tributary
X			36-8402	0.84/356.6	Irrigation	4/1	to	10/31	Ground Water
X			36-2430	3.5/1256	Irrigation	3/15	to	11/15	Ground Water
X			36-8008	0.84/409.9	Irrigation	3/15	to	11/15	Ground Water
X			36-16045	1.95/173.7	Irrigation	3/15	to	11/15	Ground Water
X			36-16047	3.0/689.2	Irrigation	3/15	to	11/15	Ground Water
X			36-16049	4.8/1130.8	Irrigation	3/15	to	11/15	Ground Water
X			36-16051	0.54/144.8	Irrigation	3/15	to	11/15	Ground Water
X			36-16053	1.38/659.6	Irrigation	3/15	to	11/15	Ground Water
X			36-16055	4.12/155.2	Irrigation	3/15	to	11/15	Ground Water
		X	36-2254A	0.28/93.6	Irrigation	3/15	to	11/15	Ground Water
		X	36-2284	0.2/97.1	Irrigation	3/15	to	11/15	Ground Water
		X	36-8401	0.04/18.8	Irrigation	4/1	to	10/31	Ground Water

Current Water Rights

cfs	ac-ft	acres
26.18	6154.4	1538.6

Proposed Change

cfs	ac-ft	acres
0.53	135.2	33.8

AMENDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future: Existing wells, pumps, pivots and main lines.
- b. Who owns the property at the point(s) of diversion? Sunrise Organic Dairy
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
If yes, ☐ Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: N/A
- It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.
- d. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer: Irrigation will continue under currently constructed delivery systems.
- e. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use: N/A
- f. To your knowledge, has/is any portion of the water right(s) proposed to be changed:
- | Yes | No | |
|-------------------------------------|-------------------------------------|---|
| ☐ | ☒ | undergone a period of five or more consecutive years of non-use, |
| ☒ | ☐ | currently leased to the Water Supply Bank, |
| ☐ | ☒ | currently used in a mitigation plan limiting the use of water under the right, or |
| ☐ | ☒ | currently enrolled in a Federal set-aside program limiting the use of water under the rights? |
- If yes, describe: 36-8402, 36-2430 and 36-8008 have acres leased to the Idaho Water Supply Bank.

AMENDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

A. DESCRIPTION OF RIGHT(S) AS RECORDED

For each water right listed in Part 1B.1 of the application, attach a **Part 2A** report obtained from any Department office or from the Department's website @ <http://www.idwr.idaho.gov/> , Water Right Transfers, Step I.

Insert Part 2A reports into the application following Part 1.

B. IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

- ☐ Complete and attach one copy of Part 2B for each right for which only a portion is proposed to be changed. If the entire right is proposed to be changed, Part 2B is not applicable. Additional copies of the **Part 2B** form can be obtained from any Department office or from the Department's website @ <http://www.idwr.idaho.gov/>, Water Right Transfers, Step 3, or Water Right Forms, Changes in Use. Insert completed Part 2B forms into the application following Part 2A of the same water right.

Right Number: _____

[illegible]

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per $\frac{1}{4}$ $\frac{1}{4}$ tract.)

[illegible]

Total Acres (for irrigation use)

AMENDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 3

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- ☒ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.
- ☐ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b**. If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

B. CHANGES IN NATURE OF USE (Water Balance)

- ☐ If you propose to change the nature of use or period of use of all or part of the right(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

1. Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above.:

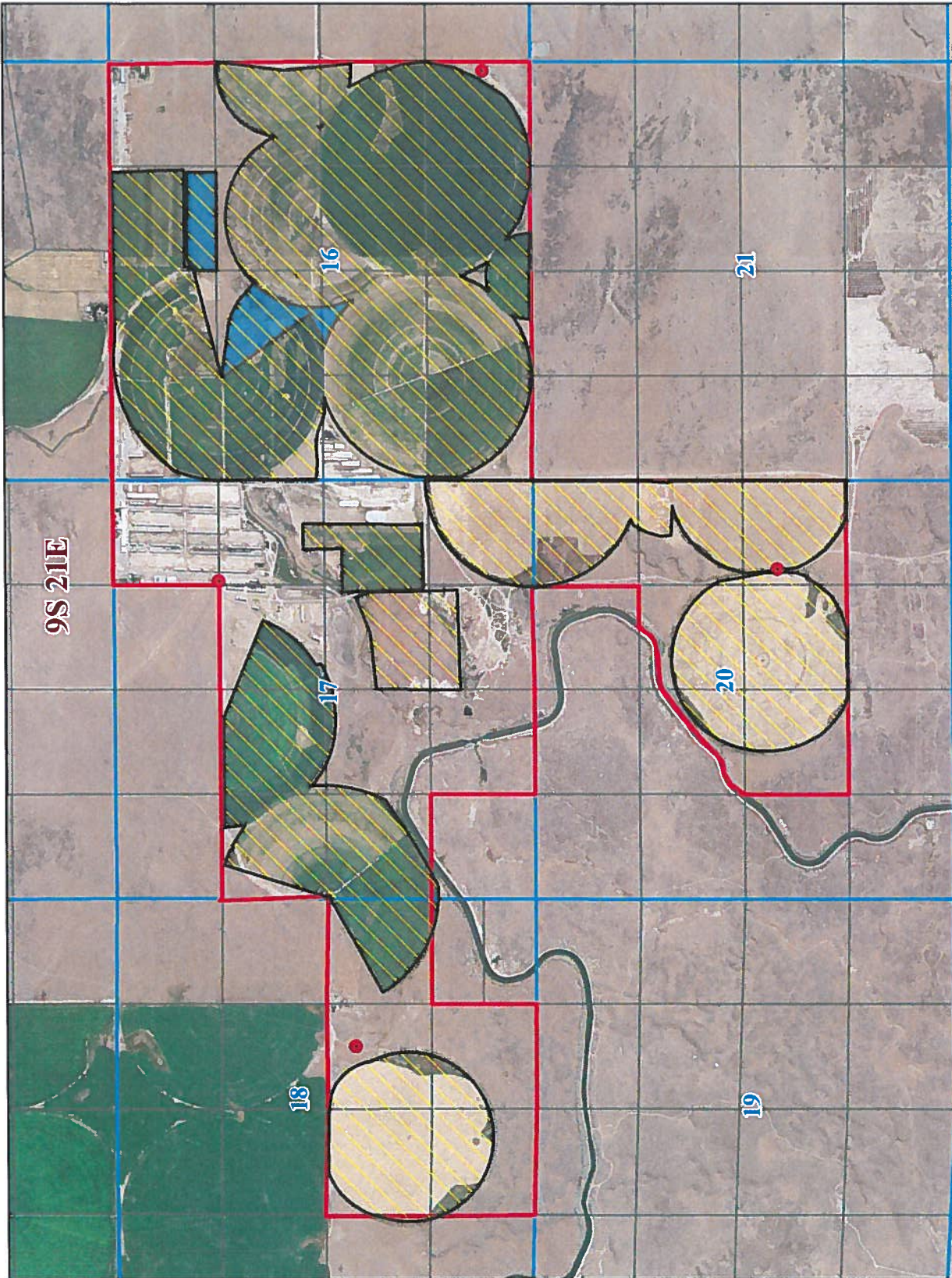
FOR DEPARTMENT USE ONLY

Transfer contains 7 pages and _____ attachments.

Received by _____ Date 5-21-2014 Prelim. Check by _____ Date _____

Fee Paid See Original Date _____ Received by _____ Receipt # _____

Add'l Fee Paid _____ Date _____ Received by _____ Receipt # _____



REISTMAS, JOHN - SUNRISE ORGANIC DAIRY
TRANSFER MAP 2013 - POU 2014
NAIP 2013 AERIAL

Feet
0 800 1,600 3,200

T# 78949
TRANSFER 78949

RECEIVED

APR 17 2014

DEPT. OF WATER RESOURCES
SOUTHERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF APPLICATION FOR TRANSFER

To change the ownership of an application for transfer

Page 1 of 2 is to be completed by the current transfer applicant. Notarization required.

Page 2 of 2 is to be completed by the new transfer applicant. Notarization not required.

I, HORIZON ORGANIC DAIRY, hereby assign to
Current Applicant(s)
SUNRISE ORGANIC DAIRY LLC
New Applicant(s)
of, 329 South 417 East
Mailing address
Jerome ID 83338
City State ZIP Telephone No.

All my right, title, and interest in and to Application for Transfer No. 78949.

Made this 4th day of April, 2014.

[Signature]
Signature of Current Applicant or Authorized Representative

Peter Biccio
Print Name and Title (if applicable)

Signature of Current Applicant or Authorized Representative

Print Name and Title (if applicable)

State of ~~Idaho~~ Colorado)
County of Broomfield)ss

On this 4th day of April, 2014, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he/she/they executed the same.

SEAL

[Signature]
Notary Public

My commission expires: June 16, 2015

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF APPLICATION FOR TRANSFER

RECEIVED

APR 17 2014

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Name of New Applicant(s) SUNRISE ORGANIC DAIRY LLC Phone _____

Mailing address: SUNRISE ORGANIC DAIRY LLC

City Jerome State ID Zip 83338 Email _____

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant.
Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Additional fee(s) required for water right ownership changes; see fee schedule on application for transfer instructions.
Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Additional fee(s) required for water right ownership changes; see fee schedule on application for transfer instructions.
Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner.
Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

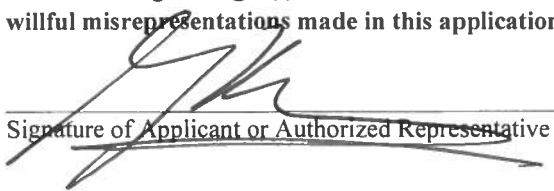
- ☐ No Representative

Name of Representative Greg Sullivan Phone 208-736-8543

Mailing address 2016 North Washington St. Suite 4 Twin Falls, Idaho 83301 Email greg.sullivan@brockwayeng.com

- ☐ Send all correspondence for this application to the representative and not to the applicant.
OR
☒ Send original correspondence to the applicant and copies to the representative.
- ☒ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.


Signature of Applicant or Authorized Representative

John Reitsma Member
Print Name and Title if applicable
Sunrise Organic Dairy, LLC

3/31/14
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

NOTE: Include the appropriate attachments and fee(s) identified above with this assignment form.

RECEIVED**NOV 29 2013**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No.

78949DEPT. OF WATER RESOURCES
SOUTHERN REGION**MINIMUM REQUIREMENTS CHECKLIST****TO BE SUBMITTED WITH APPLICATION FOR TRANSFER**

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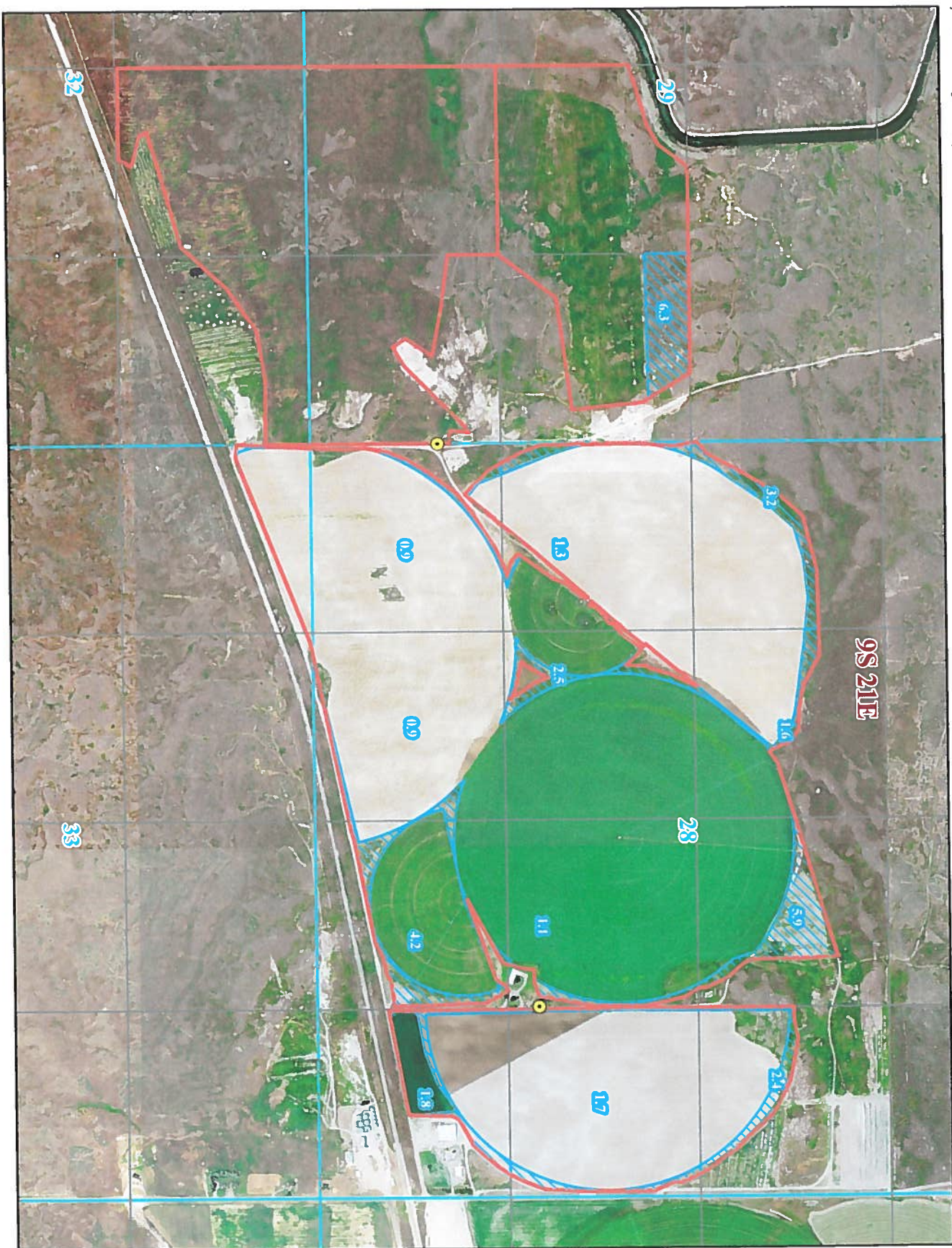
Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.

Yes N/A* Means the item is always required and must be included with the application.

- ☒ * Completed Application for Transfer of Water Right form, Part 1.
- ☐ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☒ * Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded.
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- ☐ ☐ #9 Other. Please describe: _____



9S 21E

0 800 1,600 Feet

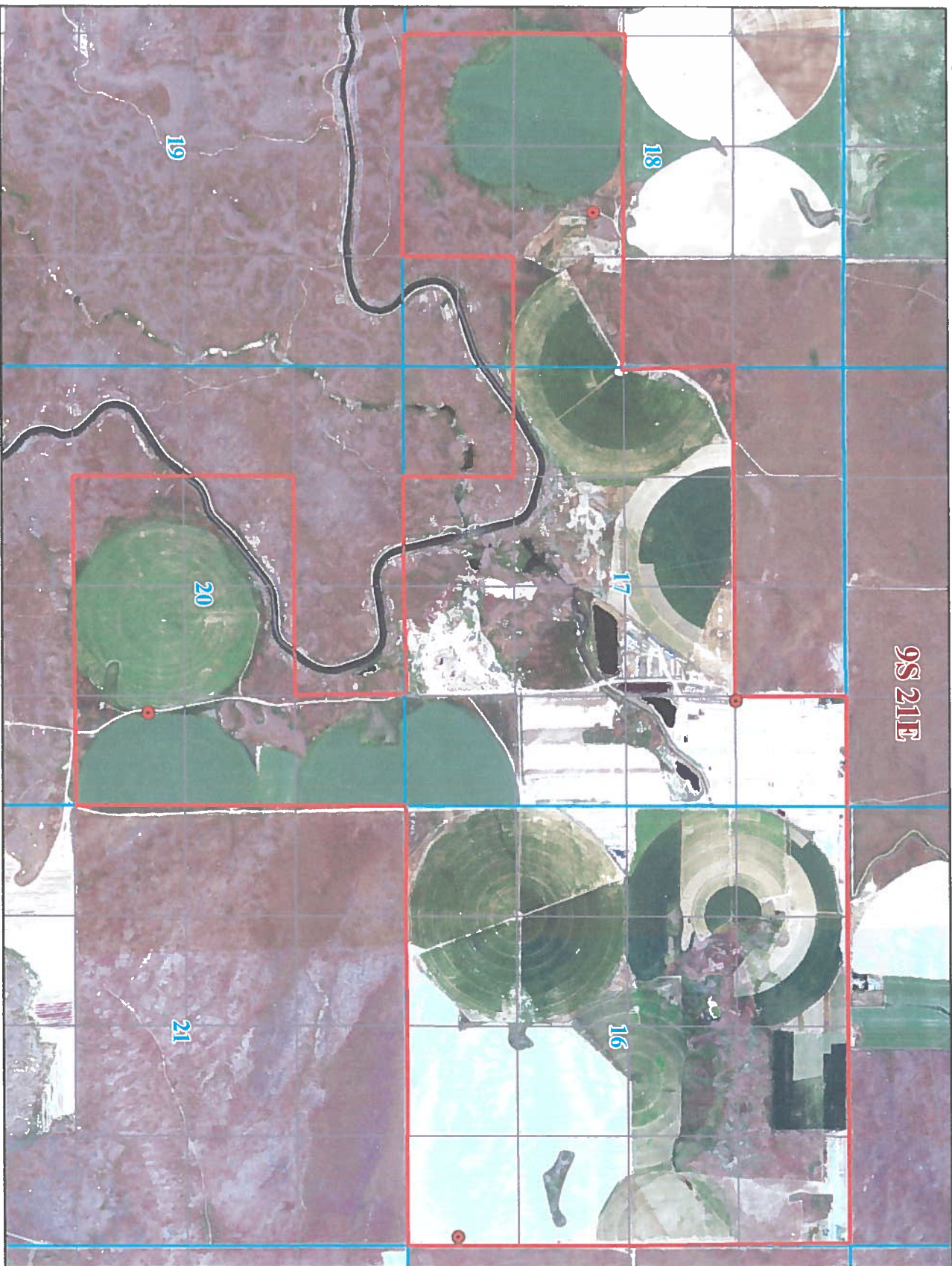
HORIZON ORGANIC - 36-2254A, 36-2284, & 36-8401
IRR-IRR TRANSFER 2013, 33.8 ACRES
NAIP 2011 AERIAL

BROCKWAY ENGINEERING, PLLC.
 ALR - Date: 11/21/2013

Legend

- Points of Diversion
- WR POU 36-2554A, 2284, 8401
- Transfer Irr-IRR 33.8 Ac.
- Township
- Sections
- Tadesc

N



9S 21E

18

16

17

19

21

20



Legend

North_Points_of_Division

PROPOSED_PPU_NORTH_2013

Sections

township

ladesec

HORIZON ORGANIC
TRANSFER MAP 2013 - PPU NORTH
NAIP 2011 AERIAL



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

RECEIVED**NOV 29 2013 APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

DEPT. OF WATER RESOURCES

Name of Applicant Southern Idaho Horizon Organic Dairy LLCPhone 208-438-8450Mailing address 2577 East 500 South Paul, Idaho 83347

Email _____

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
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☐ No RepresentativeName of Representative Greg Sullivan of Brockway EngineeringPhone 208-736-8543Mailing address 2016 North Washington Street, Suite 4 Twin Falls Idaho 83301Email greg.sullivan@brockwayeng.com☐ Send all correspondence for this application to the representative and not to the applicant.

OR

☒ Send original correspondence to the applicant and copies to the representative.☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.

OR

☒ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

[Signature], agent
Signature of Applicant or Authorized Representative
For Horizon Organic Dairy, LLC

Robert E. Williams, agent
Print Name and Title if applicable

11/22/13
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**. Transfer in an additional 33.8 acres of irrigation water into POU and PPU. Update POU and PPU.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☐ ☐	See Exhibit A			to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 26.18 cfs and/or 6154.4 ac-ft

2. Total amount of water proposed to be transferred or changed 0.53 cubic feet per second and/or 135.2 acre-feet per annum.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
☒ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA.
 Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
			SE	SE	16	09S	21E	Jerome	Ground Water	
			NE	NE	17	09S	21E	Jerome	Ground Water	
			NW	SE	18	09S	21E	Jerome	Ground Water	
			NE	SE	20	09S	21E	Jerome	Ground Water	

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed-the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	21E	16	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
		17	40		40	40			40	40	40	40		40	40	40	40	40	480
		18									40			40	40	40	40		200
		20	40		40	40				40	40				40	40			280

Total Acres (for irrigation use) 1600

Exhibit A
Water Rights

All or Part			Water Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use			Source & Tributary
X			36-8402	0.84/356.6	Irrigation	4/1	to	10/31	Ground Water
X			36-2430	3.5/1256	Irrigation	3/15	to	11/15	Ground Water
X			36-8008	0.84/409.9	Irrigation	3/15	to	11/15	Ground Water
X			36-16045	1.95/173.7	Irrigation	3/15	to	11/15	Ground Water
X			36-16047	3.0/689.2	Irrigation	3/15	to	11/15	Ground Water
X			36-16049	4.8/1130.8	Irrigation	3/15	to	11/15	Ground Water
X			36-16051	0.54/144.8	Irrigation	3/15	to	11/15	Ground Water
X			36-16053	1.38/659.6	Irrigation	3/15	to	11/15	Ground Water
X			36-16055	4.12/155.2	Irrigation	3/15	to	11/15	Ground Water
	X		36-2254A	0.28/93.6	Irrigation	3/15	to	11/15	Ground Water
	X		36-2284	0.2/97.1	Irrigation	3/15	to	11/15	Ground Water
	X		36-8401	0.04/18.8	Irrigation	4/1	to	10/31	Ground Water

Current Water Rights

cfs	ac-ft	acres
26.18	6154.4	1538.6

Proposed Change

cfs	ac-ft	acres
0.53	135.2	33.8

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future: Existing wells, pumps, pivots and main lines.

- b. Who owns the property at the point(s) of diversion? Horizon Organic Dairy

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system: _____

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

If yes, ☐ Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: N/A

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer: _____
Irrigation will continue under currently constructed delivery systems.

- e. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use: N/A

- f. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- | | | |
|-------------------------------------|-------------------------------------|---|
| ☐ | ☒ | undergone a period of five or more consecutive years of non-use, |
| ☒ | ☐ | currently leased to the Water Supply Bank, |
| ☐ | ☒ | currently used in a mitigation plan limiting the use of water under the right, or |
| ☐ | ☒ | currently enrolled in a Federal set-aside program limiting the use of water under the rights? |

If yes, describe: 36-8402, 36-2430, 36-8008, 36-2254A, 36-2284 and 36-8401 have acres leased to the Idaho Water Supply Bank.

Total Acres (for irrigation use) 33.8

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 36-2254A

Current Owner: HORIZON ORGANIC DAIRY LLC

Priority Date: 3/16/1954

Origin: Water Right

Status: Water Supply Bank Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	4.36 CFS	1440 AF
	<u>Total Diversion</u>	4.36 CFS	1440 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NW1/4SE1/4	Sec. 28,	Twp 09S,	Rge 21E B.M.
JEROME County				
GROUND WATER	SW1/4SW1/4	Sec. 28,	Twp 09S,	Rge 21E B.M.
JEROME County				

Place of Use

IRRIGATION Within JEROME County

T09S R21E S28	SWNE	19.70	T09S R21E S28	SENE	13.50
T09S R21E S28	SWNW	20.20	T09S R21E S28	SENW	21.50
T09S R21E S28	NESW	38.50	T09S R21E S28	NWSW	37.60
T09S R21E S28	SWSW	34.70	T09S R21E S28	SESW	36.90
T09S R21E S28	NESE	37.80	T09S R21E S28	NWSE	37.70
T09S R21E S28	SWSE	27.00	T09S R21E S28	SESE	15.00
T09S R21E S29	NESE	22.20	T09S R21E S29	NWSE	35.70
T09S R21E S29	SWSE	40.00	T09S R21E S29	SESE	26.60
T09S R21E S32	NENE	12.60	T09S R21E S32	NWNE	33.70
T09S R21E S33	NENW	0.20	T09S R21E S33	NWNW	8.90

Total Acres: 520

Conditions of Approval:

1. 212 Prior to diversion and use of water under Transfer approval 77949, the right holder shall install and maintain acceptable measuring devices at the authorized points of diversion, in accordance with Department specifications.
2. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3. R05 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. 130.
4. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
5. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. X35 Rights 36-2254A, 36-2284, and 36-8401 when combined shall not exceed a total diversion rate of 8.1 cfs, a total annual maximum diversion volume of 2080 af at the field headgate, and the irrigation of 520 acres.
7. X27 This right is limited to the irrigation of 360 acres within the authorized place of use in a single irrigation season.
8. T19 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.
9. R64 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.

Decreed Date: 8/27/2001

Total Acres (for irrigation use)	33.8
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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 36-2284

Current Owner: HORIZON ORGANIC DAIRY LLC

Priority Date: 5/16/1955

Origin: Water Right

Status: Water Supply Bank Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	3.06 CFS	1493.1 AF
	<u>Total Diversion</u>	3.06 CFS	1493.1 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NW1/4SE1/4	Sec. 28,	Twp 09S,	Rge 21E B.M.
JEROME County				
GROUND WATER	SW1/4SW1/4	Sec. 28,	Twp 09S,	Rge 21E B.M.
JEROME County				

Place of Use

IRRIGATION Within JEROME County

T09S R21E S28	SWNE	19.70	T09S R21E S28	SENE	13.50
T09S R21E S28	SWNW	20.20	T09S R21E S28	SENE	21.50
T09S R21E S28	NESW	38.50	T09S R21E S28	NWSW	37.60
T09S R21E S28	SWSW	34.70	T09S R21E S28	SESW	36.90
T09S R21E S28	NESE	37.80	T09S R21E S28	NWSE	37.70
T09S R21E S28	SWSE	27.00	T09S R21E S28	SESE	15.00
T09S R21E S29	NESE	22.20	T09S R21E S29	NWSE	35.70
T09S R21E S29	SWSE	40.00	T09S R21E S29	SESE	26.60
T09S R21E S32	NENE	12.60	T09S R21E S32	NWNE	33.70
T09S R21E S33	NENW	0.20	T09S R21E S33	NWNW	8.90

Total Acres: 520

Conditions of Approval:

1. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
2. R64 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.
3. R05 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.130.
4. T19 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.
5. X35 Rights 36-2254A, 36-2284, and 36-8401 when combined shall not exceed a total diversion rate of 8.1 cfs, a total annual maximum diversion volume of 2080 af at the field headgate, and the irrigation of 520 acres.
6. 212 Prior to diversion and use of water under Transfer approval 77949, the right holder shall install and maintain acceptable measuring devices at the authorized points of diversion, in accordance with Department specifications.
7. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
8. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Decreed Date: 8/27/2001

Total Acres (for irrigation use)	33.8
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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 36-8401

Current Owner: HORIZON ORGANIC DAIRY LLC

Priority Date: 11/28/1988

Origin: Water Right

Status: Water Supply Bank Active

Basis: License

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.68 CFS	288.6 AF
	<u>Total Diversion</u>	0.68 CFS	288.6 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NW1/4SE1/4	Sec. 28,	Twp 09S,	Rge 21E B.M.
JEROME County				
GROUND WATER	SW1/4SW1/4	Sec. 28,	Twp 09S,	Rge 21E B.M.
JEROME County				

Place of Use

IRRIGATION Within JEROME County

T09S R21E S28	SWNE	19.70	T09S R21E S28	SENE	13.50
T09S R21E S28	SWNW	20.20	T09S R21E S28	SENW	21.50
T09S R21E S28	NESW	38.50	T09S R21E S28	NWSW	37.60
T09S R21E S28	SWSW	34.70	T09S R21E S28	SESW	36.90
T09S R21E S28	NESE	37.80	T09S R21E S28	NWSE	37.70
T09S R21E S28	SWSE	27.00	T09S R21E S28	SESE	15.00
T09S R21E S29	NESE	22.20	T09S R21E S29	NWSE	35.70
T09S R21E S29	SWSE	40.00	T09S R21E S29	SESE	26.60
T09S R21E S32	NENE	12.60	T09S R21E S32	NWNE	33.70
T09S R21E S33	NENW	0.20	T09S R21E S33	NWNW	8.90

Total Acres: 520

Conditions of Approval:

1. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. R05 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.130.
3. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
4. R64 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.
5. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. T19 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.
7. X35 Rights 36-2254A, 36-2284, and 36-8401 when combined shall not exceed a total diversion rate of 8.1 cfs, a total annual maximum diversion volume of 2080 af at the field headgate, and the irrigation of 520 acres.
8. R55 This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
9. 212 Prior to diversion and use of water under Transfer approval 77949, the right holder shall install and maintain acceptable measuring devices at the authorized points of diversion, in accordance with Department specifications.

Licensed Date: 7/15/1994

Total Acres (for irrigation use)	33.8
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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 36-8402

Current Owner: HORIZON ORGANIC DAIRY LLC

Priority Date: 11/28/1988

Origin: Water Right

Status: Water Supply Bank Active

Basis: License

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.84 CFS	356.6 AF
	<u>Total Diversion</u>	0.84 CFS	356.6 AF

Location of Point(s) of Diversion

GROUND WATER JEROME County	NE1/4SE1/4	Sec. 20,	Twp 09S,	Rge 21E B.M.
GROUND WATER JEROME County	NE1/4NE1/4	Sec. 17,	Twp 09S,	Rge 21E B.M.
GROUND WATER JEROME County	SE1/4SE1/4	Sec. 16,	Twp 09S,	Rge 21E B.M.
GROUND WATER JEROME County	NW1/4SE1/4	Sec. 18,	Twp 09S,	Rge 21E B.M.

Place of Use

IRRIGATION Within JEROME County

T09S R21E S16	NENE	40.00	T09S R21E S16	NWNE	40.00
T09S R21E S16	SWNE	40.00	T09S R21E S16	SENE	40.00
T09S R21E S16	NENW	40.00	T09S R21E S16	NWNW	40.00
T09S R21E S16	SWNW	40.00	T09S R21E S16	SENW	40.00
T09S R21E S16	NESW	40.00	T09S R21E S16	NWSW	40.00
T09S R21E S16	SWSW	40.00	T09S R21E S16	SESW	40.00
T09S R21E S16	NESE	40.00	T09S R21E S16	NWSE	40.00
T09S R21E S16	SWSE	40.00	T09S R21E S16	SESE	40.00
T09S R21E S17	NENE	40.00	T09S R21E S17	SWNE	40.00
T09S R21E S17	SENE	40.00	T09S R21E S17	SWNW	40.00
T09S R21E S17	SENW	40.00	T09S R21E S17	NESW	40.00
T09S R21E S17	NWSW	40.00	T09S R21E S17	SESW	40.00
T09S R21E S17	NESE	40.00	T09S R21E S17	NWSE	40.00
T09S R21E S17	SWSE	40.00	T09S R21E S17	SESE	40.00
T09S R21E S18	NESW	40.00	T09S R21E S18	SESW	40.00
T09S R21E S18	NESE	40.00	T09S R21E S18	NWSE	40.00
T09S R21E S18	SWSE	40.00	T09S R21E S20	NENE	40.00
T09S R21E S20	SENE	40.00	T09S R21E S20	NESW	40.00
T09S R21E S20	NESE	40.00	T09S R21E S20	NWSE	40.00

Total Acres: 1520

Conditions of Approval:

1. T19 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.
2. 214 Prior to the diversion and use of water under Transfer approval 77952, 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.
3. R55 This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
4. X35 Rights 36-2430, 36-8008 and 36-8402 when combined shall not exceed a total diversion rate of 5.18 cfs, a total annual maximum diversion volume of 1256 af at the field headgate, and the irrigation of 314 acres.
5. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. X27 This right is limited to the irrigation of 314 acres within the authorized place of use in a single irrigation season.
7. 213 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. 206 Rights 36-8402, 36-2430, 36-8008, 36-16045, 36-16047, 36-16049, 36-16051, 36-16053 and 36-16055 are limited to the irrigation of a specific 1018.6 acres within the 1520 acre place of use authorized by these rights in a single irrigation season. The specific 1018.6 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 1018.6 acres to be irrigated within the 1520 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.
9. R64 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. R05 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. 130.
11. X35 Rights 36-2430, 36-8008, 36-8402, 36-16045, 36-16047, 36-16049, 36-16051, 36-16053 and 36-16055 when combined shall not exceed a total diversion rate of 18.92 cfs, a total annual maximum diversion volume of 4074.4 af at the field headgate, and the irrigation of 1018.6 acres.
12. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 36-2430

Current Owner: HORIZON ORGANIC DAIRY LLC

Priority Date: 4/21/1960

Origin: Water Right

Status: Water Supply Bank Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	3.5 CFS	1256 AF
	<u>Total Diversion</u>	3.5 CFS	1256 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4SE1/4	Sec. 20,	Twp 09S,	Rge 21E B.M.
JEROME County				
GROUND WATER	NE1/4NE1/4	Sec. 17,	Twp 09S,	Rge 21E B.M.
JEROME County				
GROUND WATER	SE1/4SE1/4	Sec. 16,	Twp 09S,	Rge 21E B.M.
JEROME County				
GROUND WATER	NW1/4SE1/4	Sec. 18,	Twp 09S,	Rge 21E B.M.
JEROME County				

Place of Use

IRRIGATION Within JEROME County

T09S R21E S16	NENE	40.00	T09S R21E S16	NWNE	40.00
T09S R21E S16	SWNE	40.00	T09S R21E S16	SENE	40.00
T09S R21E S16	NENW	40.00	T09S R21E S16	NWNW	40.00
T09S R21E S16	SWNW	40.00	T09S R21E S16	SENW	40.00
T09S R21E S16	NESW	40.00	T09S R21E S16	NWSW	40.00
T09S R21E S16	SWSW	40.00	T09S R21E S16	SESW	40.00
T09S R21E S16	NESE	40.00	T09S R21E S16	NWSE	40.00
T09S R21E S16	SWSE	40.00	T09S R21E S16	SESE	40.00
T09S R21E S17	NENE	40.00	T09S R21E S17	SWNE	40.00
T09S R21E S17	SENE	40.00	T09S R21E S17	SWNW	40.00
T09S R21E S17	SENW	40.00	T09S R21E S17	NESW	40.00
T09S R21E S17	NWSW	40.00	T09S R21E S17	SESW	40.00
T09S R21E S17	NESE	40.00	T09S R21E S17	NWSE	40.00
T09S R21E S17	SWSE	40.00	T09S R21E S17	SESE	40.00
T09S R21E S18	NESW	40.00	T09S R21E S18	SESW	40.00
T09S R21E S18	NESE	40.00	T09S R21E S18	NWSE	40.00
T09S R21E S18	SWSE	40.00	T09S R21E S20	NENE	40.00
T09S R21E S20	SENE	40.00	T09S R21E S20	NESW	40.00
T09S R21E S20	NESE	40.00	T09S R21E S20	NWSE	40.00

Total Acres: 1520

Conditions of Approval:

1. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
2. 214 Prior to the diversion and use of water under Transfer approval 77952, 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.
3. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. R05 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. 130.
5. R55 This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
6. 206 Rights 36-8402, 36-2430, 36-8008, 36-16045, 36-16047, 36-16049, 36-16051, 36-16053 and 36-16055 are limited to the irrigation of a specific 1018.6 acres within the 1520 acre place of use authorized by these rights in a single irrigation season. The specific 1018.6 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 1018.6 acres to be irrigated within the 1520 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.
7. T19 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.
8. X35 Rights 36-2430, 36-8008 and 36-8402 when combined shall not exceed a total diversion rate of 5.18 cfs, a total annual maximum diversion volume of 1256 af at the field headgate, and the irrigation of 314 acres.
9. 213 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. X27 This right is limited to the irrigation of 314 acres within the authorized place of use in a single irrigation season.
11. X35 Rights 36-2430, 36-8008, 36-8402, 36-16045, 36-16047, 36-16049, 36-16051, 36-16053 and 36-16055 when combined shall not exceed a total diversion rate of 18.92 cfs, a total annual maximum diversion volume of 4074.4 af at the field headgate, and the irrigation of 1018.6 acres.
12. R64 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.

Decreed Date: 8/27/2001

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 36-8008

Current Owner: HORIZON ORGANIC DAIRY LLC

Priority Date: 12/8/1981

Origin: Water Right

Status: Water Supply Bank Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.84 CFS	409.9 AF
	<u>Total Diversion</u>	0.84 CFS	409.9 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4SE1/4	Sec. 20,	Twp 09S,	Rge 21E B.M.
JEROME County				
GROUND WATER	NE1/4NE1/4	Sec. 17,	Twp 09S,	Rge 21E B.M.
JEROME County				
GROUND WATER	SE1/4SE1/4	Sec. 16,	Twp 09S,	Rge 21E B.M.
JEROME County				
GROUND WATER	NW1/4SE1/4	Sec. 18,	Twp 09S,	Rge 21E B.M.
JEROME County				

Place of Use

IRRIGATION Within JEROME County

T09S R21E S16	NENE	40.00	T09S R21E S16	NWNE	40.00
T09S R21E S16	SWNE	40.00	T09S R21E S16	SENE	40.00
T09S R21E S16	NENW	40.00	T09S R21E S16	NWNW	40.00
T09S R21E S16	SWNW	40.00	T09S R21E S16	SENW	40.00
T09S R21E S16	NESW	40.00	T09S R21E S16	NWSW	40.00
T09S R21E S16	SWSW	40.00	T09S R21E S16	SESW	40.00
T09S R21E S16	NESE	40.00	T09S R21E S16	NWSE	40.00
T09S R21E S16	SWSE	40.00	T09S R21E S16	SESE	40.00
T09S R21E S17	NENE	40.00	T09S R21E S17	SWNE	40.00
T09S R21E S17	SENE	40.00	T09S R21E S17	SWNW	40.00
T09S R21E S17	SENW	40.00	T09S R21E S17	NESW	40.00
T09S R21E S17	NWSW	40.00	T09S R21E S17	SESW	40.00
T09S R21E S17	NESE	40.00	T09S R21E S17	NWSE	40.00
T09S R21E S17	SWSE	40.00	T09S R21E S17	SESE	40.00
T09S R21E S18	NESW	40.00	T09S R21E S18	SESW	40.00
T09S R21E S18	NESE	40.00	T09S R21E S18	NWSE	40.00
T09S R21E S18	SWSE	40.00	T09S R21E S20	NENE	40.00
T09S R21E S20	SENE	40.00	T09S R21E S20	NESW	40.00
T09S R21E S20	NESE	40.00	T09S R21E S20	NWSE	40.00

Total Acres: 1520

Conditions of Approval:

1. 214 Prior to the diversion and use of water under Transfer approval 77952, 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.
2. R55 This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
3. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. R64 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.
5. R05 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. 130.
6. 213 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. T19 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.
8. X35 Rights 36-2430, 36-8008, 36-8402, 36-16045, 36-16047, 36-16049, 36-16051, 36-16053 and 36-16055 when combined shall not exceed a total diversion rate of 18.92 cfs, a total annual maximum diversion volume of 4074.4 af at the field headgate, and the irrigation of 1018.6 acres.
9. X27 This right is limited to the irrigation of 314 acres within the authorized place of use in a single irrigation season.
10. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. X35 Rights 36-2430, 36-8008 and 36-8402 when combined shall not exceed a total diversion rate of 5.18 cfs, a total annual maximum diversion volume of 1256 af at the field headgate, and the irrigation of 314 acres.
12. 206 Rights 36-8402, 36-2430, 36-8008, 36-16045, 36-16047, 36-16049, 36-16051, 36-16053 and 36-16055 are limited to the irrigation of a specific 1018.6 acres within the 1520 acre place of use authorized by these rights in a single irrigation season. The specific 1018.6 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 1018.6 acres to be irrigated within the 1520 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.

Decreed Date: 8/27/2001

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 36-16045

Current Owner: HORIZON ORGANIC DAIRY LLC

Priority Date: 10/19/1981

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	1.95 CFS	173.7 AF
	<u>Total Diversion</u>	1.95 CFS	173.7 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4SE1/4	Sec. 20,	Twp 09S,	Rge 21E B.M.
JEROME County				
GROUND WATER	NE1/4NE1/4	Sec. 17,	Twp 09S,	Rge 21E B.M.
JEROME County				
GROUND WATER	SE1/4SE1/4	Sec. 16,	Twp 09S,	Rge 21E B.M.
JEROME County				
GROUND WATER	NW1/4SE1/4	Sec. 18,	Twp 09S,	Rge 21E B.M.
JEROME County				

Place of Use

IRRIGATION Within JEROME County

T09S R21E S16	NENE	40.00	T09S R21E S16	NWNE	40.00
T09S R21E S16	SWNE	40.00	T09S R21E S16	SENE	40.00
T09S R21E S16	NENW	40.00	T09S R21E S16	NWNW	40.00
T09S R21E S16	SWNW	40.00	T09S R21E S16	SENW	40.00
T09S R21E S16	NESW	40.00	T09S R21E S16	NWSW	40.00
T09S R21E S16	SWSW	40.00	T09S R21E S16	SESW	40.00
T09S R21E S16	NESE	40.00	T09S R21E S16	NWSE	40.00
T09S R21E S16	SWSE	40.00	T09S R21E S16	SESE	40.00
T09S R21E S17	NENE	40.00	T09S R21E S17	SWNE	40.00
T09S R21E S17	SENE	40.00	T09S R21E S17	SWNW	40.00
T09S R21E S17	SENW	40.00	T09S R21E S17	NESW	40.00
T09S R21E S17	NWSW	40.00	T09S R21E S17	SESW	40.00
T09S R21E S17	NESE	40.00	T09S R21E S17	NWSE	40.00
T09S R21E S17	SWSE	40.00	T09S R21E S17	SESE	40.00
T09S R21E S18	NESW	40.00	T09S R21E S18	SESW	40.00
T09S R21E S18	NESE	40.00	T09S R21E S18	NWSE	40.00
T09S R21E S18	SWSE	40.00	T09S R21E S20	NENE	40.00
T09S R21E S20	SENE	40.00	T09S R21E S20	NESW	40.00
T09S R21E S20	NESE	40.00	T09S R21E S20	NWSE	40.00

Total Acres: 1520

Conditions of Approval:

1. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. 214 Prior to the diversion and use of water under Transfer approval 77952, 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.
3. X35 Rights 36-2430, 36-8008, 36-8402, 36-16045, 36-16047, 36-16049, 36-16051, 36-16053 and 36-16055 when combined shall not exceed a total diversion rate of 18.92 cfs, a total annual maximum diversion volume of 4074.4 af at the field headgate, and the irrigation of 1018.6 acres.
4. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 206 Rights 36-8402, 36-2430, 36-8008, 36-16045, 36-16047, 36-16049, 36-16051, 36-16053 and 36-16055 are limited to the irrigation of a specific 1018.6 acres within the 1520 acre place of use authorized by these rights in a single irrigation season. The specific 1018.6 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 1018.6 acres to be irrigated within the 1520 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.
6. X27 This right is limited to the irrigation of 182 acres within the authorized place of use in a single irrigation season.
7. T19 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.
8. R55 This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
9. 213 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. X35 Rights 36-16047 and 36-16045 when combined shall not exceed a total diversion rate of 3.35 cfs, a total annual maximum diversion volume of 728.0 af at the field headgate, and the irrigation of 182 acres.
11. R05 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. 130.
12. R64 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.

Decreed Date: 12/13/2001

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 36-16047

Current Owner: HORIZON ORGANIC DAIRY LLC

Priority Date: 5/11/1957

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

Beneficial Use

From To

Diversion Rate

Annual Volume

IRRIGATION

03/15 to 11/15

3 CFS

689.2 AF

Total Diversion

3 CFS

689.2 AF

Location of Point(s) of Diversion

GROUND WATER

NE1/4SE1/4

Sec. 20, Twp 09S, Rge 21E B.M.

JEROME County

GROUND WATER

NE1/4NE1/4

Sec. 17, Twp 09S, Rge 21E B.M.

JEROME County

GROUND WATER

SE1/4SE1/4

Sec. 16, Twp 09S, Rge 21E B.M.

JEROME County

GROUND WATER

NW1/4SE1/4

Sec. 18, Twp 09S, Rge 21E B.M.

JEROME County

Place of Use

IRRIGATION Within JEROME County

T09S R21E S16	NENE	40.00	T09S R21E S16	NWNE	40.00
T09S R21E S16	SWNE	40.00	T09S R21E S16	SENE	40.00
T09S R21E S16	NENW	40.00	T09S R21E S16	NWNW	40.00
T09S R21E S16	SWNW	40.00	T09S R21E S16	SENW	40.00
T09S R21E S16	NESW	40.00	T09S R21E S16	NWSW	40.00
T09S R21E S16	SWSW	40.00	T09S R21E S16	SESW	40.00
T09S R21E S16	NESE	40.00	T09S R21E S16	NWSE	40.00
T09S R21E S16	SWSE	40.00	T09S R21E S16	SESE	40.00
T09S R21E S17	NENE	40.00	T09S R21E S17	SWNE	40.00
T09S R21E S17	SENE	40.00	T09S R21E S17	SWNW	40.00
T09S R21E S17	SENW	40.00	T09S R21E S17	NESW	40.00
T09S R21E S17	NWSW	40.00	T09S R21E S17	SESW	40.00
T09S R21E S17	NESE	40.00	T09S R21E S17	NWSE	40.00
T09S R21E S17	SWSE	40.00	T09S R21E S17	SESE	40.00
T09S R21E S18	NESW	40.00	T09S R21E S18	SESW	40.00
T09S R21E S18	NESE	40.00	T09S R21E S18	NWSE	40.00
T09S R21E S18	SWSE	40.00	T09S R21E S20	NENE	40.00
T09S R21E S20	SENE	40.00	T09S R21E S20	NESW	40.00
T09S R21E S20	NESE	40.00	T09S R21E S20	NWSE	40.00

Total Acres: 1520

Conditions of Approval:

1. X27 This right is limited to the Irrigation of 172.3 acres within the place of use described above in a single irrigation season.
2. R55 This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
3. X35 Rights 36-2430, 36-8008, 36-8402, 36-16045, 36-16047, 36-16049, 36-16051, 36-16053 and 36-16055 when combined shall not exceed a total diversion rate of 18.92 cfs, a total annual maximum diversion volume of 4074.4 af at the field headgate, and the Irrigation of 1018.6 acres.
4. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
5. 213 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.
6. X35 Rights 36-16047 and 36-16045 when combined shall not exceed a total diversion rate of 3.35 cfs, a total annual maximum diversion volume of 728.0 af at the field headgate, and the Irrigation of 182 acres.
7. R64 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. R05 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. 130.
9. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. T19 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.
11. 206 Rights 36-8402, 36-2430, 36-8008, 36-16045, 36-16047, 36-16049, 36, 16051, 36-16053 and 36-16055 are limited to the irrigation of a specific 1018.6 acres within the 1520 acre place of use authorized by these rights in a single irrigation season. The specific 1018.6 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 1018.6 acres to be irrigated within the 1520 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.
12. 214 Prior to the diversion and use of water under Transfer approval 77952, 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.

Decreed Date: 12/13/2000

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 36-16049

Current Owner: HORIZON ORGANIC DAIRY LLC

Priority Date: 11/20/1956

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

Beneficial Use

From To

Diversion Rate

Annual Volume

IRRIGATION

03/15 to 11/15

4.8 CFS

1130.8 AF

Total Diversion

4.8 CFS

1130.8 AF

Location of Point(s) of Diversion

GROUND WATER

SE1/4SE1/4

Sec. 16, Twp 09S, Rge 21E B.M.

JEROME County

GROUND WATER

NW1/4SE1/4

Sec. 18, Twp 09S, Rge 21E B.M.

JEROME County

GROUND WATER

NE1/4NE1/4

Sec. 17, Twp 09S, Rge 21E B.M.

JEROME County

GROUND WATER

NE1/4SE1/4

Sec. 20, Twp 09S, Rge 21E B.M.

JEROME County

Place of Use

IRRIGATION Within JEROME County

T09S R21E S16	NENE	40.00	T09S R21E S16	NWNE	40.00
T09S R21E S16	SWNE	40.00	T09S R21E S16	SENE	40.00
T09S R21E S16	NENW	40.00	T09S R21E S16	NWNW	40.00
T09S R21E S16	SWNW	40.00	T09S R21E S16	SENW	40.00
T09S R21E S16	NESW	40.00	T09S R21E S16	NWSW	40.00
T09S R21E S16	SWSW	40.00	T09S R21E S16	SESW	40.00
T09S R21E S16	NESE	40.00	T09S R21E S16	NWSE	40.00
T09S R21E S16	SWSE	40.00	T09S R21E S16	SESE	40.00
T09S R21E S17	NENE	40.00	T09S R21E S17	SWNE	40.00
T09S R21E S17	SENE	40.00	T09S R21E S17	SWNW	40.00
T09S R21E S17	SENW	40.00	T09S R21E S17	NESW	40.00
T09S R21E S17	NWSW	40.00	T09S R21E S17	SESW	40.00
T09S R21E S17	NESE	40.00	T09S R21E S17	NWSE	40.00
T09S R21E S17	SWSE	40.00	T09S R21E S17	SESE	40.00
T09S R21E S18	NESW	40.00	T09S R21E S18	SESW	40.00
T09S R21E S18	NESE	40.00	T09S R21E S18	NWSE	40.00
T09S R21E S18	SWSE	40.00	T09S R21E S20	NENE	40.00
T09S R21E S20	SENE	40.00	T09S R21E S20	NESW	40.00
T09S R21E S20	NESE	40.00	T09S R21E S20	NWSE	40.00

Total Acres: 1520

Conditions of Approval:

1. 214 Prior to the diversion and use of water under Transfer approval 77952, 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.
2. 206 Rights 36-8402, 36-2430, 36-8008, 36-16045, 36-16047, 36-16049, 36-16051, 36-16053 and 36-16055 are limited to the irrigation of a specific 1018.6 acres within the 1520 acre place of use authorized by these rights in a single irrigation season. The specific 1018.6 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 1018.6 acres to be irrigated within the 1520 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.
3. X27 This right is limited to the irrigation of 282.7 acres within the place of use described above in a single irrigation season.
4. T19 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.
5. R05 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. 130.
6. X35 Rights 36-2430, 36-8008, 36-8402, 36-16045, 36-16047, 36-16049, 36-16051, 36-16053 and 36-16055 when combined shall not exceed a total diversion rate of 18.92 cfs, a total annual maximum diversion volume of 4074.4 af at the field headgate, and the irrigation of 1018.6 acres.
7. 213 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. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. R55 This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
10. X35 Rights 36-16049, 36-16051, 36-16053 and 36-16055 when combined shall not exceed a total diversion rate of 10.39 cfs, a total annual maximum diversion volume of 2090.4 af at the field headgate, and the irrigation of 522.6 acres.
11. T08 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. R64 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.

Decreed Date: 8/27/2001

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 36-16051

Current Owner: HORIZON ORGANIC DAIRY LLC

Priority Date: 2/20/1959

Origin: Water Right

Status: Active

Basis: Decreed

Source

GROUND WATER

Tributary

Beneficial Use

From To

Diversion Rate

Annual Volume

IRRIGATION

03/15 to 11/15

0.54 CFS

144.8 AF

Total Diversion

0.54 CFS

144.8 AF

Location of Point(s) of Diversion

GROUND WATER

NE1/4SE1/4

Sec. 20, Twp 09S, Rge 21E B.M.

JEROME County

GROUND WATER

NE1/4NE1/4

Sec. 17, Twp 09S, Rge 21E B.M.

JEROME County

GROUND WATER

SE1/4SE1/4

Sec. 16, Twp 09S, Rge 21E B.M.

JEROME County

GROUND WATER

NW1/4SE1/4

Sec. 18, Twp 09S, Rge 21E B.M.

JEROME County

Place of Use

IRRIGATION Within JEROME County

T09S R21E S16	NENE	40.00	T09S R21E S16	NWNE	40.00
T09S R21E S16	SWNE	40.00	T09S R21E S16	SENE	40.00
T09S R21E S16	NENW	40.00	T09S R21E S16	NWNW	40.00
T09S R21E S16	SWNW	40.00	T09S R21E S16	SENW	40.00
T09S R21E S16	NESW	40.00	T09S R21E S16	NWSW	40.00
T09S R21E S16	SWSW	40.00	T09S R21E S16	SESW	40.00
T09S R21E S16	NESE	40.00	T09S R21E S16	NWSE	40.00
T09S R21E S16	SWSE	40.00	T09S R21E S16	SESE	40.00
T09S R21E S17	NENE	40.00	T09S R21E S17	SWNE	40.00
T09S R21E S17	SENE	40.00	T09S R21E S17	SWNW	40.00
T09S R21E S17	SENW	40.00	T09S R21E S17	NESW	40.00
T09S R21E S17	NWSW	40.00	T09S R21E S17	SESW	40.00
T09S R21E S17	NESE	40.00	T09S R21E S17	NWSE	40.00
T09S R21E S17	SWSE	40.00	T09S R21E S17	SESE	40.00
T09S R21E S18	NESW	40.00	T09S R21E S18	SESW	40.00
T09S R21E S18	NESE	40.00	T09S R21E S18	NWSE	40.00
T09S R21E S18	SWSE	40.00	T09S R21E S20	NENE	40.00
T09S R21E S20	SENE	40.00	T09S R21E S20	NESW	40.00
T09S R21E S20	NESE	40.00	T09S R21E S20	NWSE	40.00

Total Acres: 1520

Conditions of Approval:

1. X27 This right is limited to the irrigation of 36.2 acres within the place of use described above in a single irrigation season.
2. T08 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. 206 Rights 36-8402, 36-2430, 36-8008, 36-16045, 36-16047, 36-16049, 36-16051, 36-16053 and 36-16055 are limited to the Irrigation of a specific 1018.6 acres within the 1520 acre place of use authorized by these rights in a single irrigation season. The specific 1018.6 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 1018.6 acres to be irrigated within the 1520 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.
4. 214 Prior to the diversion and use of water under Transfer approval 77952, 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.
5. R55 This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
6. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. R05 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. 130.
8. T19 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.
9. X35 Rights 36-16049, 36-16051, 36-16053 and 36-16055 when combined shall not exceed a total diversion rate of 10.39 cfs, a total annual maximum diversion volume of 2090.4 af at the field headgate, and the irrigation of 522.6 acres.
10. X35 Rights 36-2430, 36-8008, 36-8402, 36-16045, 36-16047, 36-16049, 36-16051, 36-16053 and 36-16055 when combined shall not exceed a total diversion rate of 18.92 cfs, a total annual maximum diversion volume of 4074.4 af at the field headgate, and the irrigation of 1018.6 acres.
11. R64 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.
12. 213 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.

Decreed Date: 8/27/2001

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 36-16053

Current Owner: HORIZON ORGANIC DAIRY LLC

Priority Date: 7/16/1973

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

Beneficial Use

From To

Diversion Rate

Annual Volume

IRRIGATION

03/15 to 11/15

1.38 CFS

659.6 AF

Total Diversion

1.38 CFS

659.6 AF

Location of Point(s) of Diversion

GROUND WATER

NE1/4SE1/4

Sec. 20, Twp 09S, Rge 21E B.M.

JEROME County

GROUND WATER

NE1/4NE1/4

Sec. 17, Twp 09S, Rge 21E B.M.

JEROME County

GROUND WATER

SE1/4SE1/4

Sec. 16, Twp 09S, Rge 21E B.M.

JEROME County

GROUND WATER

NW1/4SE1/4

Sec. 18, Twp 09S, Rge 21E B.M.

JEROME County

Place of Use

IRRIGATION Within JEROME County

T09S R21E S16	NENE	40.00	T09S R21E S16	NWNE	40.00
T09S R21E S16	SWNE	40.00	T09S R21E S16	SENE	40.00
T09S R21E S16	NENW	40.00	T09S R21E S16	NWNW	40.00
T09S R21E S16	SWNW	40.00	T09S R21E S16	SENW	40.00
T09S R21E S16	NESW	40.00	T09S R21E S16	NWSW	40.00
T09S R21E S16	SWSW	40.00	T09S R21E S16	SESW	40.00
T09S R21E S16	NESE	40.00	T09S R21E S16	NWSE	40.00
T09S R21E S16	SWSE	40.00	T09S R21E S16	SESE	40.00
T09S R21E S17	NENE	40.00	T09S R21E S17	SWNE	40.00
T09S R21E S17	SENE	40.00	T09S R21E S17	SWNW	40.00
T09S R21E S17	SENW	40.00	T09S R21E S17	NESW	40.00
T09S R21E S17	NWSW	40.00	T09S R21E S17	SESW	40.00
T09S R21E S17	NESE	40.00	T09S R21E S17	NWSE	40.00
T09S R21E S17	SWSE	40.00	T09S R21E S17	SESE	40.00
T09S R21E S18	NESW	40.00	T09S R21E S18	SESW	40.00
T09S R21E S18	NESE	40.00	T09S R21E S18	NWSE	40.00
T09S R21E S18	SWSE	40.00	T09S R21E S20	NENE	40.00
T09S R21E S20	SENE	40.00	T09S R21E S20	NESW	40.00
T09S R21E S20	NESE	40.00	T09S R21E S20	NWSE	40.00

Total Acres: 1520

Conditions of Approval:

1. 206 Rights 36-8402, 36-2430, 36-8008, 36-16045, 36-16047, 36-16049, 36-16051, 36-16053 and 36-16055 are limited to the irrigation of a specific 1018.6 acres within the 1520 acre place of use authorized by these rights in a single irrigation season. The specific 1018.6 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 1018.6 acres to be irrigated within the 1520 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.
2. T19 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.
3. X35 Rights 36-16049, 36-16051, 36-16053 and 36-16055 when combined shall not exceed a total diversion rate of 10.39 cfs, a total annual maximum diversion volume of 2090.4 af at the field headgate, and the irrigation of 522.6 acres.
4. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. T07 The right holder shall accomplish the change authorized by this transfer within one years of the date of this approval.
6. X27 This right is limited to the Irrigation of 164.9 acres within the place of use described above in a single irrigation season.
7. 214 Prior to the diversion and use of water under Transfer approval 77952, 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.
8. R55 This right is for the use of trust water and is subject to review 20 years after the Issuance of the permit to determine availability of water and to re-evaluate the public interest.
9. R05 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. 130.
10. 213 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.
11. R64 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.
12. X35 Rights 36-2430, 36-8008, 36-8402, 36-16045, 36-16047, 36-16049, 36-16051, 36-16053 and 36-16055 when combined shall not exceed a total diversion rate of 18.92 cfs, a total annual maximum diversion volume of 4074.4 af at the field headgate, and the Irrigation of 1018.6 acres.

Decreed Date: 8/27/2001

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 36-16055

Current Owner: HORIZON ORGANIC DAIRY LLC

Priority Date: 12/8/1981

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

Beneficial Use

From To

Diversion Rate

Annual Volume

IRRIGATION

03/15 to 11/15

4.12 CFS

155.2 AF

Total Diversion

4.12 CFS

155.2 AF

Location of Point(s) of Diversion

GROUND WATER

NE1/4SE1/4

Sec. 20, Twp 09S, Rge 21E B.M.

JEROME County

GROUND WATER

NE1/4NE1/4

Sec. 17, Twp 09S, Rge 21E B.M.

JEROME County

GROUND WATER

SE1/4SE1/4

Sec. 16, Twp 09S, Rge 21E B.M.

JEROME County

GROUND WATER

NW1/4SE1/4

Sec. 18, Twp 09S, Rge 21E B.M.

JEROME County

Place of Use

IRRIGATION Within JEROME County

T09S R21E S16	NENE	40.00	T09S R21E S16	NWNE	40.00
T09S R21E S16	SWNE	40.00	T09S R21E S16	SENE	40.00
T09S R21E S16	NENW	40.00	T09S R21E S16	NWNW	40.00
T09S R21E S16	SWNW	40.00	T09S R21E S16	SENW	40.00
T09S R21E S16	NESW	40.00	T09S R21E S16	NWSW	40.00
T09S R21E S16	SWSW	40.00	T09S R21E S16	SESW	40.00
T09S R21E S16	NESE	40.00	T09S R21E S16	NWSE	40.00
T09S R21E S16	SWSE	40.00	T09S R21E S16	SESE	40.00
T09S R21E S17	NENE	40.00	T09S R21E S17	SWNE	40.00
T09S R21E S17	SENE	40.00	T09S R21E S17	SWNW	40.00
T09S R21E S17	SENW	40.00	T09S R21E S17	NESW	40.00
T09S R21E S17	NWSW	40.00	T09S R21E S17	SESW	40.00
T09S R21E S17	NESE	40.00	T09S R21E S17	NWSE	40.00
T09S R21E S17	SWSE	40.00	T09S R21E S17	SESE	40.00
T09S R21E S18	NESW	40.00	T09S R21E S18	SESW	40.00
T09S R21E S18	NESE	40.00	T09S R21E S18	NWSE	40.00
T09S R21E S18	SWSE	40.00	T09S R21E S20	NENE	40.00
T09S R21E S20	SENE	40.00	T09S R21E S20	NESW	40.00
T09S R21E S20	NESE	40.00	T09S R21E S20	NWSE	40.00

Total Acres: 1520

Conditions of Approval:

1. 214 Prior to the diversion and use of water under Transfer approval 77952, 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.
2. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3. X27 This right is limited to the irrigation of 522.6 acres within the authorized place of use in a single irrigation season.
4. 206 Rights 36-8402, 36-2430, 36-8008, 36-16045, 36-16047, 36-16049, 36-16051, 36-16053 and 36-16055 are limited to the irrigation of a specific 1018.6 acres within the 1520 acre place of use authorized by these rights in a single irrigation season. The specific 1018.6 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 1018.6 acres to be irrigated within the 1520 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.
5. X35 Rights 36-16049, 36-16051, 36-16053 and 36-16055 when combined shall not exceed a total diversion rate of 10.39 cfs, a total annual maximum diversion volume of 2090.4 af at the field headgate, and the irrigation of 522.6 acres.
6. R64 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.
7. 213 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. T19 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.
9. R05 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. 130.
10. X35 Rights 36-2430, 36-8008, 36-8402, 36-16045, 36-16047, 36-16049, 36-16051, 36-16053 and 36-16055 when combined shall not exceed a total diversion rate of 18.92 cfs, a total annual maximum diversion volume of 4074.4 af at the field headgate, and the irrigation of 1018.6 acres.
11. T08 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. R55 This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.

Decreed Date: 8/27/2001

Transfer contains _____ pages and _____ attachments.

Received by J. Cooper Date 11/29/13 Prelim. Check by J. Cooper Date 5/14/2014

Fee Paid \$500.00 Date 12/4/2013 Received by J. Cooper Receipt # 5033680

Add'l Fee Paid _____ Date _____ Received by _____ Receipt # _____

Mail deed to:

c/o Roger Theodoredis
Horizon Organic Dairy, LLC
12002 Airport Way
Broomfield, Colorado 80021
J-41487

QUITCLAIM DEED

State of Idaho

Jerome County

Instrument # 2132353

JEROME COUNTY, JEROME, IDAHO
5-21-2013 10:57:00 No. of Pages: 6
Recorded for : LAND TITLE AND ESCROW
MICHELLE EMERSON Fee: 25.00
Ex-Officio Recorder Deputy Swickson

The UNITED STATES OF AMERICA, acting by and through the Administrator of General Services Administration ("Grantor"), under and pursuant to the powers and authority contained in Title 40, U.S. Code, Chapter 5, *et. seq.*, as amended, and regulations and orders promulgated thereunder, for a monetary consideration of [REDACTED] and other valuable consideration, does hereby convey and quitclaim to Horizon Organic Dairy, LLC, a Delaware limited liability company, ("Grantee"), its successors and assigns, all of Grantor's right, title and interest in and to Parcel No. 5 in relation to General Services Administration, Property Disposal Division case number 9-G-ID-0581 ("Property"). The Property is more particularly described as:

TOWNSHIP 9 SOUTH, RANGE 21 EAST OF THE
BOISE MERIDIAN,
JEROME COUNTY, IDAHO

Section 20: SE $\frac{1}{4}$ NW $\frac{1}{4}$ lying South and East of the
Milner-Gooding Canal,
AND
SW $\frac{1}{4}$ NE $\frac{1}{4}$ lying South and East of the
Milner-Gooding Canal.

EXCEPTING AND RESERVING TO THE UNITED STATES OF AMERICA a right-of-way thereon for ditches and canals constructed by the authority of the United States. Act of August 30, 1890 (43 U.S.C. 945).

SUBJECT TO a Quitclaim Deed assigning all right, title and interest to all portions of the Milner-Gooding Canal (including pipelines, laterals and roads) associated with the Gooding Division of the Minidoka Project of the BOR, issued to American Falls Reservoir District No. 2, pursuant to the Consolidated Natural Resources Act

of 2008 (122 Stat. 754, Public Law 110229). Dated July 18, 2008, and recorded as Instrument No. 2084156 in the records of Jerome County, Idaho.

SUBJECT TO the Confirmation of Right-of-Way and Establishment of Width confirming that American Falls Reservoir District No. 2 has a right-of-way for the location of the Milner-Gooding Canal and establishing the right-of-way width of 200' (100' on either side of centerline). Issued pursuant to the Consolidated Natural Resources Act of 2008 (122 Stat. 754, Public Law 110-229), dated May 14, 2010, recorded as Instrument No. 2102232 in the records of Jerome County, Idaho.

SUBJECT TO a right-of way for the Milner-Gooding Canal issued to American Falls Reservoir District No. 2, under BLM Serial No. IDI-32772, pursuant to the Act of July 26, 1866 (43 U.S.C. 661), dated May 8, 2008.

Pursuant to authority contained in Title 40, U.S. Code, Chapter 5, *et. seq.*, as amended, and regulations and orders promulgated thereunder, the **Grantor** determined the Property to be surplus to the needs of the United States of America and available for conveyance to **Grantee**. It is understood and agreed by and between the **Grantor** and **Grantee** that **Grantee** by acceptance of this deed does acknowledge that it fully understands the terms and conditions set forth herein and does further covenant and agree for itself and its successors and assigns forever, as follows:

The Property is conveyed subject to any and all existing reservations, easements, restrictions, covenants, and rights, recorded or unrecorded, including those for roads, highways, streets, railroads, power lines, telephone lines and equipment, pipelines, drainage, sewer and water mains and lines, public utilities, and rights-of-way, and including but not limited to any easements, reservations, rights, and covenants described herein; any state of facts that would be disclosed by a physical examination of the Property; any state of facts that an accurate and adequate survey of the Property would disclose; and any and all other matters of record.

CONDITION OF PROPERTY

The **Grantee**, in accepting this Quitclaim Deed, acknowledges and attests that it has inspected, is aware of, and accepts the condition and state of repair of the Property. It is understood and agreed that the Property is conveyed 'as is' and 'where is' without any representation, warranty or guarantee of any kind or nature, express or implied, including, without limitation, any representation, warranty or guarantee as to quantity, quality, character, condition, size, or kind, or that the same is in any particular condition or fit to be used for any particular purpose. The **Grantee**, in accepting this Quitclaim Deed, acknowledges that the **Grantor** has made no representation or warranty

concerning the condition or state of repair of the Property that has not been fully set forth in this Quitclaim Deed.

HAZARDOUS SUBSTANCE ACTIVITY

(A) NOTICE Regarding Hazardous Substance Activity. Pursuant to 40 CFR 373.2 and Section 120(h)(3)(A)(i) of the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended (CERCLA)(42 U.S.C. §9620(h)(3)(A)(i), and based upon a complete search of agency files, the United States gives notice that no hazardous substances have been released or disposed of or stored for one year or more on the Property.

(B) CERCLA Covenant. Grantor warrants that it shall take any additional response action found to be necessary after the date of this conveyance regarding hazardous substances located on the Property on the date of this conveyance.

(1) This covenant shall not apply:

- (a) in any case in which **Grantee**, its successor(s) or assign(s), or any successor in interest to the Property or part thereof is a Potentially Responsible Party (PRP) with respect to the Property immediately prior to the date of this conveyance; **OR**
- (b) to the extent that such additional response action or part thereof found to be necessary is the result of an act or failure to act of the **Grantee**, its successor(s) or assign(s), or any party in possession after the date of this conveyance that either:
 - (i) results in a release or threatened release of a hazardous substance that was not located on the Property on the date of this conveyance; **OR**
 - (ii) causes or exacerbates the release or threatened release of a hazardous substance the existence and location of which was known and identified to the applicable regulatory authority as of the date of this conveyance.

(2) In the event **Grantee**, its successor(s) or assign(s), seeks to have **Grantor** conduct any additional response action, and, as a condition precedent to **Grantor** incurring any additional cleanup obligation or related expenses, the **Grantee**, its successor(s) or assign(s), shall provide **Grantor** at least 45 days written notice of such a claim. In order for the 45-day period to commence, such notice must include credible evidence that:

- (a) the associated contamination existed prior to the date of this conveyance; and
- (b) the need to conduct any additional response action or part thereof was not

the result of any act or failure to act by the **Grantee**, its successor(s) or assign(s), or any party in possession.

(C) ACCESS; **Grantor** reserves the right of access to all portions of the Property for environmental investigation, remediation or other corrective action. This reservation includes the right of access to and use of available utilities at reasonable cost to **Grantor**. These rights shall be exercisable in any case in which remedial action, response action or corrective action is found to be necessary after the date of this conveyance, or in which access is necessary to carry out a remedial action, response action or corrective action on adjoining property. Pursuant to this reservation, the United States of America, and its respective officers, agents, employees, contractors and subcontractors shall have the right (upon reasonable advance written notice to the record title owner) to enter upon the Property and conduct investigations and surveys, to include drilling, test-pitting, borings, data and records compilation and other activities related to environmental investigation, and to carry out remedial or removal actions as required or necessary, including but not limited to the installation and operation of monitoring wells, and treatment facilities. Any such entry, including such activities, responses or remedial actions, shall be coordinated with the record title owner and shall be performed in a manner that minimizes interruption with activities of authorized occupants.

HAVE AND TO HOLD the property together with all the privileges and appurtenances thereto belonging unto Grantees, their successors and assigns, forever. The property was both duly determined to be surplus to the needs and requirements of the United States of America and assigned to the General Services Administration for disposal pursuant to authority contained in the Federal Property and Administrative Services Act, as amended, and applicable orders and regulations promulgated thereunder.

IN WITNESS THEREOF, **Grantor** has caused this instrument to be effective as of the 15 day of May, 2013.

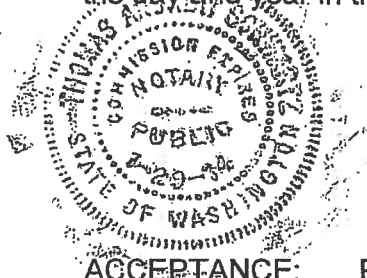
UNITED STATES OF AMERICA
Acting by and through the
Administrator of General Services


Blaine Hastings, Manager
Real Property Disposal Office

STATE OF WASHINGTON
COUNTY OF KING

On this 15th day of May, 2013, before the undersigned, a Notary Public in and for the State of Washington, personally appeared Blaine Hastings, to me known to be the Director, Real Property Disposal Office, Auburn, General Services Administration, and to me known to be the individual described in and who executed the foregoing instrument and who under oath stated that he was duly authorized, empowered, and delegated by the Administrator of General Services to execute the said instrument and acknowledged the foregoing instrument to be his free and voluntary act and deed, acting for and on behalf of the Administrator of General Services, acting for and on behalf of the United States of America, for the uses and purposes therein mentioned.

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



[Signature]
Notary Public in and for the State of
Washington, residing in Seattle

Commission Expires 1/23/14

ACCEPTANCE:

Parcel No. 5.
GSA Case No. 9-I-ID-0581

Horizon Organic Dairy, LLC, a Delaware limited liability company, does accept this Quitclaim Deed and by such acceptance agrees to all of the terms and conditions thereof.

Executed this _____ day of _____, 2013.

By: _____

Its: _____

STATE OF WASHINGTON
COUNTY OF KING

On this ____ day of May, 2013, before the undersigned, a Notary Public in and for the State of Washington, personally appeared Blaine Hastings, to me known to be the Director, Real Property Disposal Office, Auburn, General Services Administration, and to me known to be the individual described in and who executed the foregoing instrument and who under oath stated that he was duly authorized, empowered, and delegated by the Administrator of General Services to execute the said instrument and acknowledged the foregoing instrument to be his free and voluntary act and deed, acting for and on behalf of the Administrator of General Services, acting for and on behalf of the United States of America, for the uses and purposes therein mentioned.

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

Notary Public in and for the State of
Washington, residing in Seattle

Commission Expires _____

ACCEPTANCE: Parcel No. 5.
GSA Case No. 9-I-ID-0581

Horizon Organic Dairy, LLC, a Delaware limited liability company, does accept this Quitclaim Deed and by such acceptance agrees to all of the terms and conditions thereof.

Executed this 17th day of May, 2013.

By: [Signature]

Its: ELP & General Counsel

Trusted

Trimester Annual	1	2	Trimester) All:
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Horizon Organic Dairy
33.6 Acres

One-Way Analysis of Independent Transfers

Transfer 1 : Horizon to Horizon 36-2254A, 36-2254, 36-8401

100.0%	Pre-S8	135,200 AFA	33.8 Acres
100.0%	Post-S8	135,200 AFA	33.8 Acres

WR No.	Div. Rate (CFS)	Con. Vol. (AF)	No. of Ir. Acres	Priority Date	POD Location	Dedicated Vol. AF/ AFT	Model Node
Transfer 1: Proposed Steady State Impacts following Transfer							74043 61051
Transfer: Worst Case Transient State Impacts following Transfer							74043 61051

Impact by Reach (AFF/Miner)										
Aston to Rensburg	Shelby	Shelby to Noble	Nr Bick to Nashley	Nashley to Mandala	Dev. Wht. To 1000 Gpr	Buhl to 1000 Gpr	1000 Gpr	1000 Gpr to Maded	Maded to Bancroft	
0.37	0.43	0.21	11.21	3.40	18.44	4.88	2.88	0.31	2.50	0.09
0.37	0.42	0.14	10.97	3.22	13.74	4.98	3.05	0.32	2.54	0.10
0.37	0.43	0.21	11.21	3.40	15.47	4.88	2.99	0.31	2.50	0.09
0.37	0.42	0.14	10.87	3.22	15.83	4.98	3.05	0.32	2.56	0.10

Gassy State Analysis	Mitigation Check 1 - >10% of Historical:	-2.1%	-2.1%	-2.1%	-2.1%	-8.2%	1.92%	2.0%	1.9%	1.8%	1.7%	1.6%
	Mitigation Check 2 - > 2 AFFT:	0.0	0.0	-0.1	-0.2	-0.2	0.297	0.1	0.1	0.0	0.0	0.0
	Mitigation Check 3 - >10% of Total:	0.0%	0.0%	7.0%	24.5%	7.2%	35.1%	11.1%	6.8%	0.7%	5.7%	0.2%
	Mitigation Required? :	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
	Mitigation Vol. Req'd (ac-ft) :	0.0	0.0	-0.1	-0.2	-0.2	0.3	0.1	0.1	0.0	0.0	0.0
Transient State Analysis	Mitigation Check 1 - >10% of Historical:	-2.1%	-2.1%	-2.1%	-2.1%	-8.2%	2.32%	2.1%	2.0%	1.8%	1.7%	1.7%
	Mitigation Check 2 - > 2 AFFT:	0.0	0.0	-0.1	-0.2	-0.2	0.4	0.1	0.1	0.0	0.0	0.0
	Mitigation Required? :	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
	Mitigation Vol. Req'd (ac-ft) :	0.0	0.0	-0.1	-0.2	-0.2	0.4	0.1	0.1	0.0	0.0	0.0

Read Me

Transfer 2:

WR No.	Div. Rate (CFS)	Con. Vol. (AFft)	No. of Ir. Acres	Priority Date	POD Location	Dedicated Vol. AFM AFT	Morrel Node
Transfer: Proposed Steady State Impacts following Transfer							
						73045	
						61051	
Transfer 1: Worst Case Transient State Impacts following Transfer							
						73045	
						61051	

[illegible][illegible]

Transfer 3:

[illegible][illegible][illegible]

Evaluation of overall mitigation requirements per reach Steady State and Transient State, and Off-Setting Benefits (Sum of reach debits only where mitigation is required and credits)

Carry out one way analysis. If reach depletions go up, it is a debit, if they go down, it is a credit. Sum all debits, only where mitigation is required (dark yellow), and all credits (light yellow). Mitigation is required for the full amount of the summed values if greater than zero.

Steady state analysis represents permanent mitigation requirements at future steady state (or last timestep from the ESPAM Transfer Tool model run).

Transient state analysis represents mitigation requirements for the worst or maximum time step in the model run.

Steady State Summary of Modified Stream Depletions Following Transfer(s)										
Impact by Reach (AFT/Trimester)										
Action to Resub	Halse to Shelby	Shelby to N. Bick	N. Bick to Nealey	Nealey to Minidoka	Dev. Wbl. To Buhi	Buhi to 1000 Spr	1000 Spr to 1000 Spr	1000 Spr to Maled	Maled to Bancroft	Maled to Bancroft
1	0.0	0.0	-0.1	-0.2	-0.2	0.0	0.1	0.0	0.0	0.0
2	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
3	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
4	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
5	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
6	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
7	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
8	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
9	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
10	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
11	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
12	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
13	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
14	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
15	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
16	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
17	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
18	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
19	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Summary:	0.0	0.0	-0.1	-0.2	-0.2	0.0	0.0	0.0	0.0	0.0

Transient State Summary of Modified Stream Depletions Following Transfer(s)

Impact by Reach (AFT/Trimester)										
Action to Resub	Halse to Shelby	Shelby to N. Bick	N. Bick to Nealey	Nealey to Minidoka	Dev. Wbl. To Buhi	Buhi to 1000 Spr	1000 Spr to 1000 Spr	1000 Spr to Maled	Maled to Bancroft	Maled to Bancroft
1	0.0	0.0	-0.1	-0.2	-0.2	0.4	0.1	0.0	0.0	0.0
2	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
3	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
4	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
5	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
6	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
7	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
8	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
9	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
10	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
11	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
12	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
13	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
14	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
15	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
16	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
17	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
18	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
19	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Summary:	0.0	0.0	-0.1	-0.2	-0.2	0.0	0.0	0.0	0.0	0.0

Evaluation of transient state mitigation requirement is not comprehensive across all time steps. Instead this evaluation finds the maximum stream depletion following the start of the transfer and looks at depletion amounts from that time step. In many instances this depletion is greater than the depletion associated with the steady state condition or final time step. This evaluation is merely an indicator of whether transient depletions must be considered, not an indicator of all transient impacts.

Evaluation of Permanent Mitigation Efforts (non-use, acreage consolidation) In Addition to Off-Setting Transfer Benefits - Steady State Evaluation Only

Set Aside 1 (Non-Use/Desiccation):

WR No.	Dir. Rate (CFR)	Con. Vol. (AFA)	No. of Ir. Acres	Priority Date	POD Location	Dedicated Vol. AFA/ AFT	Model Node
Non-Use: Proposed Steady State Impacts following Change							

Non-Use 1: Worst Case Transient State Impacts following Change

Impact by Reach (AFT/Trimester)

Action to Resub	Halse to Shelby	Shelby to N. Bick	N. Bick to Nealey	Nealey to Minidoka	Dev. Wbl. To Buhi	Buhi to 1000 Spr	1000 Spr to 1000 Spr	1000 Spr to Maled	Maled to Bancroft	Maled to Bancroft
SS Reach Impacts:	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
TS Reach Impacts:	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Re-eval

Re-evaluation of overall mitigation requirements per reach, Steady State Only (Sum of reach debits only where mitigation is required and credits)

Steady State Summary of Modified Stream Depletions Following Transfer(s)										
Impact by Reach (AFT/Trimester)										
Action to Resub	Halse to Shelby	Shelby to N. Bick	N. Bick to Nealey	Nealey to Minidoka	Dev. Wbl. To Buhi	Buhi to 1000 Spr	1000 Spr to 1000 Spr	1000 Spr to Maled	Maled to Bancroft	Maled to Bancroft
Total 1-Way Transfer Depletions:	0.0	0.0	-0.1	-0.2	-0.2	0.0	0.0	0.0	0.0	0.0
Total Mitigation Efforts:	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Summary:	0.0	0.0	-0.1	-0.2	-0.2	0.0	0.0	0.0	0.0	0.0

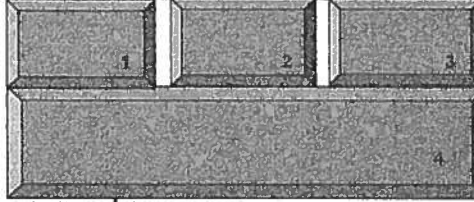
Transient State Summary of Modified Stream Depletions Following Transfer(s)										
Impact by Reach (AFT/Trimester)										
Action to Resub	Halse to Shelby	Shelby to N. Bick	N. Bick to Nealey	Nealey to Minidoka	Dev. Wbl. To Buhi	Buhi to 1000 Spr	1000 Spr to 1000 Spr	1000 Spr to Maled	Maled to Bancroft	Maled to Bancroft
Total 1-Way Transfer Depletions:	0.0	0.0	-0.1	-0.2	-0.2	0.0	0.0	0.0	0.0	0.0
Total Mitigation Efforts:	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Summary:	0.0	0.0	-0.1	-0.2	-0.2	0.0	0.0	0.0	0.0	0.0

ENHANCED GROUND-WATER RIGHTS TRANSFER

UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEARCH INSTITUTE

IDAHO DEPARTMENT OF AGRICULTURE

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ENTER STARTING DATE FOR SIMULATION. THEN PUSH "UPDATE DATES" BUTTON
 YEAR 1954
 SEASON SPRING

TRANSFER NO:

TRANSFER NAME:

ENTER CELL LOCATIONS:

	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	73	75		
COLUMN	44	44		

33.8 Acres

72.7

51.1

11.4

135.2 AFA

TRIMESTER OF ACTIVITY	TO WELL Projected Use AF/TRIMESTER	FROM1 WELL		FROM2 WELL		FROM3 WELL	
		With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER
SPR 1954	0.0	48.6	48.6	0.0	0.0	0.0	0.0
SUM 1954	0.0	24.2	24.2	0.0	0.0	0.0	0.0
WIN 1954	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1955	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1955	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1955	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1956	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1956	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1956	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1957	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1957	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1957	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1958	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1958	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1958	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1959	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1959	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1959	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1960	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1960	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1960	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1961	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1961	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1961	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1962	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1962	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1962	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1963	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1963	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1963	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1964	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1964	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1964	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1965	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1965	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1965	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1966	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1966	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1966	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1967	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1967	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1967	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1968	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1968	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1968	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1969	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1969	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1969	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1970	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1970	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1970	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1971	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1971	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1971	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1972	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1972	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1972	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1973	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1973	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1973	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1974	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1974	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1974	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1975	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1975	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1975	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1976	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1976	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1976	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1977	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1977	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1977	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1978	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1978	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1978	0.0	0.0	0.0	0.0	0.0	0.0	0.0

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IDAHO DEPARTMENT OF AGRICULTURE

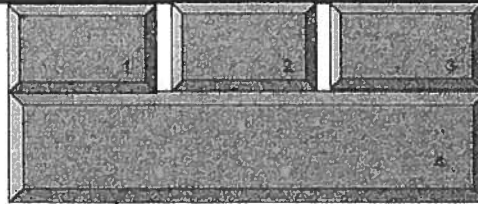
Cells this color are set up for user entries

ENTER STARTING DATE FOR SIMULATION. THEN PUSH "UPDATE DATES" BUTTON

TRANSFER NO:

YEAR 1954
SEASON SPRING

TRANSFER NAME:



ENTER CELL LOCATIONS:

	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	73	75		
COLUMN	44	44		

33.8 Acres

72.7

51.1

11.4

135.2 AFA

TRIMESTER OF ACTIVITY	TO WELL Protected Use AF/TRIMESTER	FROM1 WELL		FROM2 WELL		FROM3 WELL	
		With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER
SPR 1979	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1979	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1979	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1980	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1980	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1980	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1981	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1981	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1981	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1982	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1982	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1982	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1983	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1983	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1983	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1984	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1984	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1984	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1985	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1985	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1985	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1986	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1986	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1986	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1987	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1987	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1987	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1988	0.0	82.5	82.5	0.0	0.0	0.0	0.0
SUM 1988	0.0	41.3	41.3	0.0	0.0	0.0	0.0
WIN 1988	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1989	0.0	90.1	90.1	0.0	0.0	0.0	0.0
SUM 1989	0.0	45.1	45.1	0.0	0.0	0.0	0.0
WIN 1989	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1990	0.0	90.1	90.1	0.0	0.0	0.0	0.0
SUM 1990	0.0	45.1	45.1	0.0	0.0	0.0	0.0
WIN 1990	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1991	0.0	90.1	90.1	0.0	0.0	0.0	0.0
SUM 1991	0.0	45.1	45.1	0.0	0.0	0.0	0.0
WIN 1991	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1992	0.0	90.1	90.1	0.0	0.0	0.0	0.0
SUM 1992	0.0	45.1	45.1	0.0	0.0	0.0	0.0
WIN 1992	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1993	0.0	90.1	90.1	0.0	0.0	0.0	0.0
SUM 1993	0.0	45.1	45.1	0.0	0.0	0.0	0.0
WIN 1993	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1994	0.0	90.1	90.1	0.0	0.0	0.0	0.0
SUM 1994	0.0	45.1	45.1	0.0	0.0	0.0	0.0
WIN 1994	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1995	0.0	90.1	90.1	0.0	0.0	0.0	0.0
SUM 1995	0.0	45.1	45.1	0.0	0.0	0.0	0.0
WIN 1995	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1996	0.0	90.1	90.1	0.0	0.0	0.0	0.0
SUM 1996	0.0	45.1	45.1	0.0	0.0	0.0	0.0
WIN 1996	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1997	0.0	90.1	90.1	0.0	0.0	0.0	0.0
SUM 1997	0.0	45.1	45.1	0.0	0.0	0.0	0.0
WIN 1997	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1998	0.0	90.1	90.1	0.0	0.0	0.0	0.0
SUM 1998	0.0	45.1	45.1	0.0	0.0	0.0	0.0
WIN 1998	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1999	0.0	90.1	90.1	0.0	0.0	0.0	0.0
SUM 1999	0.0	45.1	45.1	0.0	0.0	0.0	0.0
WIN 1999	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2000	0.0	90.1	90.1	0.0	0.0	0.0	0.0
SUM 2000	0.0	45.1	45.1	0.0	0.0	0.0	0.0
WIN 2000	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2001	0.0	90.1	90.1	0.0	0.0	0.0	0.0
SUM 2001	0.0	45.1	45.1	0.0	0.0	0.0	0.0
WIN 2001	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2002	0.0	90.1	90.1	0.0	0.0	0.0	0.0
SUM 2002	0.0	45.1	45.1	0.0	0.0	0.0	0.0
WIN 2002	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2003	0.0	90.1	90.1	0.0	0.0	0.0	0.0
SUM 2003	0.0	45.1	45.1	0.0	0.0	0.0	0.0
WIN 2003	0.0	0.0	0.0	0.0	0.0	0.0	0.0

ENHANCED GROUND-WATER RIGHTS TRANSFER

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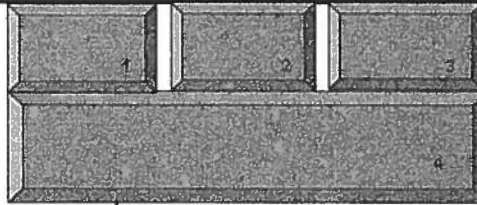
IDAHO DEPARTMENT OF AGRICULTURE

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ENTER STARTING DATE FOR SIMULATION. THEN PUSH "UPDATE DATES" BUTTON

TRANSFER NO:

YEAR 1954 TRANSFER NAME:
SEASON SPRING



33.8 Acres

72.7

51.1

11.4

135.2 AFA

ENTER CELL LOCATIONS:

	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	73	75		
COLUMN	44	44		

TRIMESTER OF ACTIVITY	TO WELL Projected Use AF/TRIMESTER	FROM1 WELL		FROM2 WELL		FROM3 WELL	
		With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER
SPR 2004	0.0	90.1	90.1	0.0	0.0	0.0	0.0
SUM 2004	0.0	45.1	45.1	0.0	0.0	0.0	0.0
WIN 2004	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2005	0.0	90.1	90.1	0.0	0.0	0.0	0.0
SUM 2005	0.0	45.1	45.1	0.0	0.0	0.0	0.0
WIN 2005	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2006	0.0	90.1	90.1	0.0	0.0	0.0	0.0
SUM 2006	0.0	45.1	45.1	0.0	0.0	0.0	0.0
WIN 2006	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2007	0.0	0.0	90.1	0.0	0.0	0.0	0.0
SUM 2007	0.0	0.0	45.1	0.0	0.0	0.0	0.0
WIN 2007	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2008	0.0	0.0	90.1	0.0	0.0	0.0	0.0
SUM 2008	0.0	0.0	45.1	0.0	0.0	0.0	0.0
WIN 2008	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2009	0.0	0.0	90.1	0.0	0.0	0.0	0.0
SUM 2009	0.0	0.0	45.1	0.0	0.0	0.0	0.0
WIN 2009	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2010	0.0	0.0	90.1	0.0	0.0	0.0	0.0
SUM 2010	0.0	0.0	45.1	0.0	0.0	0.0	0.0
WIN 2010	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2011	0.0	0.0	90.1	0.0	0.0	0.0	0.0
SUM 2011	0.0	0.0	45.1	0.0	0.0	0.0	0.0
WIN 2011	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2012	0.0	0.0	90.1	0.0	0.0	0.0	0.0
SUM 2012	0.0	0.0	45.1	0.0	0.0	0.0	0.0
WIN 2012	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2013	0.0	0.0	90.1	0.0	0.0	0.0	0.0
SUM 2013	0.0	0.0	45.1	0.0	0.0	0.0	0.0
WIN 2013	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2014	90.1	0.0	90.1	0.0	0.0	0.0	0.0
SUM 2014	45.1	0.0	45.1	0.0	0.0	0.0	0.0
WIN 2014	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2015	90.1	0.0	90.1	0.0	0.0	0.0	0.0
SUM 2015	45.1	0.0	45.1	0.0	0.0	0.0	0.0
WIN 2015	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2016	90.1	0.0	90.1	0.0	0.0	0.0	0.0
SUM 2016	45.1	0.0	45.1	0.0	0.0	0.0	0.0
WIN 2016	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2017	90.1	0.0	90.1	0.0	0.0	0.0	0.0
SUM 2017	45.1	0.0	45.1	0.0	0.0	0.0	0.0
WIN 2017	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2018	90.1	0.0	90.1	0.0	0.0	0.0	0.0
SUM 2018	45.1	0.0	45.1	0.0	0.0	0.0	0.0
WIN 2018	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2019	90.1	0.0	90.1	0.0	0.0	0.0	0.0
SUM 2019	45.1	0.0	45.1	0.0	0.0	0.0	0.0
WIN 2019	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2020	90.1	0.0	90.1	0.0	0.0	0.0	0.0
SUM 2020	45.1	0.0	45.1	0.0	0.0	0.0	0.0
WIN 2020	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2021	90.1	0.0	90.1	0.0	0.0	0.0	0.0
SUM 2021	45.1	0.0	45.1	0.0	0.0	0.0	0.0
WIN 2021	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2022	90.1	0.0	90.1	0.0	0.0	0.0	0.0
SUM 2022	45.1	0.0	45.1	0.0	0.0	0.0	0.0
WIN 2022	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2023	90.1	0.0	90.1	0.0	0.0	0.0	0.0
SUM 2023	45.1	0.0	45.1	0.0	0.0	0.0	0.0
WIN 2023	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2024	90.1	0.0	90.1	0.0	0.0	0.0	0.0
SUM 2024	45.1	0.0	45.1	0.0	0.0	0.0	0.0
WIN 2024	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2025	90.1	0.0	90.1	0.0	0.0	0.0	0.0
SUM 2025	45.1	0.0	45.1	0.0	0.0	0.0	0.0
WIN 2025	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2026	90.1	0.0	90.1	0.0	0.0	0.0	0.0
SUM 2026	45.1	0.0	45.1	0.0	0.0	0.0	0.0
WIN 2026	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2027	90.1	0.0	90.1	0.0	0.0	0.0	0.0
SUM 2027	45.1	0.0	45.1	0.0	0.0	0.0	0.0
WIN 2027	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2028	90.1	0.0	90.1	0.0	0.0	0.0	0.0
SUM 2028	45.1	0.0	45.1	0.0	0.0	0.0	0.0
WIN 2028	0.0	0.0	0.0	0.0	0.0	0.0	0.0

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TRANSFER NO:

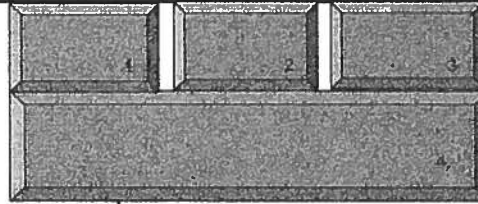
YEAR

1954

TRANSFER NAME:

SEASON

SPRING



33.8 Acres

72.7

51.1

11.4

ENTER CELL LOCATIONS:

'TO' CELL

'FROM1' CELL

'FROM2' CELL

'FROM3' CELL

ROW

73

75

COLUMN

44

44

135.2 AFA

TRIMESTER OF ACTIVITY	TO WELL Protected Use AF/TRIMESTER	FROM1 WELL		FROM2 WELL		FROM3 WELL	
		With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER
SPR 2029	90.1	0.0	0.0	90.1	0.0	0.0	0.0
SUM 2029	45.1	0.0	0.0	45.1	0.0	0.0	0.0
WIN 2029	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2030	90.1	0.0	0.0	90.1	0.0	0.0	0.0
SUM 2030	45.1	0.0	0.0	45.1	0.0	0.0	0.0
WIN 2030	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2031	90.1	0.0	0.0	90.1	0.0	0.0	0.0
SUM 2031	45.1	0.0	0.0	45.1	0.0	0.0	0.0
WIN 2031	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2032	90.1	0.0	0.0	90.1	0.0	0.0	0.0
SUM 2032	45.1	0.0	0.0	45.1	0.0	0.0	0.0
WIN 2032	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2033	90.1	0.0	0.0	90.1	0.0	0.0	0.0
SUM 2033	45.1	0.0	0.0	45.1	0.0	0.0	0.0
WIN 2033	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2034	90.1	0.0	0.0	90.1	0.0	0.0	0.0
SUM 2034	45.1	0.0	0.0	45.1	0.0	0.0	0.0
WIN 2034	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2035	90.1	0.0	0.0	90.1	0.0	0.0	0.0
SUM 2035	45.1	0.0	0.0	45.1	0.0	0.0	0.0
WIN 2035	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2036	90.1	0.0	0.0	90.1	0.0	0.0	0.0
SUM 2036	45.1	0.0	0.0	45.1	0.0	0.0	0.0
WIN 2036	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2037	90.1	0.0	0.0	90.1	0.0	0.0	0.0
SUM 2037	45.1	0.0	0.0	45.1	0.0	0.0	0.0
WIN 2037	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2038	90.1	0.0	0.0	90.1	0.0	0.0	0.0
SUM 2038	45.1	0.0	0.0	45.1	0.0	0.0	0.0
WIN 2038	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2039	90.1	0.0	0.0	90.1	0.0	0.0	0.0
SUM 2039	45.1	0.0	0.0	45.1	0.0	0.0	0.0
WIN 2039	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2040	90.1	0.0	0.0	90.1	0.0	0.0	0.0
SUM 2040	45.1	0.0	0.0	45.1	0.0	0.0	0.0
WIN 2040	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2041	90.1	0.0	0.0	90.1	0.0	0.0	0.0
SUM 2041	45.1	0.0	0.0	45.1	0.0	0.0	0.0
WIN 2041	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2042	90.1	0.0	0.0	90.1	0.0	0.0	0.0
SUM 2042	45.1	0.0	0.0	45.1	0.0	0.0	0.0
WIN 2042	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2043	90.1	0.0	0.0	90.1	0.0	0.0	0.0
SUM 2043	45.1	0.0	0.0	45.1	0.0	0.0	0.0
WIN 2043	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2044	90.1	0.0	0.0	90.1	0.0	0.0	0.0
SUM 2044	45.1	0.0	0.0	45.1	0.0	0.0	0.0
WIN 2044	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2045	90.1	0.0	0.0	90.1	0.0	0.0	0.0
SUM 2045	45.1	0.0	0.0	45.1	0.0	0.0	0.0
WIN 2045	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2046	90.1	0.0	0.0	90.1	0.0	0.0	0.0
SUM 2046	45.1	0.0	0.0	45.1	0.0	0.0	0.0
WIN 2046	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2047	90.1	0.0	0.0	90.1	0.0	0.0	0.0
SUM 2047	45.1	0.0	0.0	45.1	0.0	0.0	0.0
WIN 2047	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2048	90.1	0.0	0.0	90.1	0.0	0.0	0.0
SUM 2048	45.1	0.0	0.0	45.1	0.0	0.0	0.0
WIN 2048	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2049	90.1	0.0	0.0	90.1	0.0	0.0	0.0
SUM 2049	45.1	0.0	0.0	45.1	0.0	0.0	0.0
WIN 2049	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2050	90.1	0.0	0.0	90.1	0.0	0.0	0.0
SUM 2050	45.1	0.0	0.0	45.1	0.0	0.0	0.0
WIN 2050	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2051	90.1	0.0	0.0	90.1	0.0	0.0	0.0
SUM 2051	45.1	0.0	0.0	45.1	0.0	0.0	0.0
WIN 2051	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2052	90.1	0.0	0.0	90.1	0.0	0.0	0.0
SUM 2052	45.1	0.0	0.0	45.1	0.0	0.0	0.0
WIN 2052	0.0	0.0	0.0	0.0	0.0	0.0	0.0

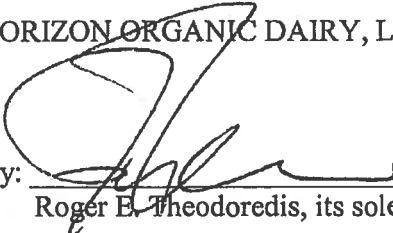
SPECIAL POWER OF ATTORNEY

HORIZON ORGANIC DAIRY, LLC, a Delaware limited liability company, qualified to do business in the state of Idaho, hereby appoints ROBERT E. WILLIAMS, 153 East Main, Jerome, Idaho 83338, to be its true and lawful attorney for it, in its name, place and stead, and on its behalf, to do any or all of the following acts, deeds and things:

1. **SPECIFIC POWERS:** To execute on behalf of HORIZON ORGANIC DAIRY, LLC, any or all of the following:
 - (a) Application for transfer of Water Rights Nos. 36-8402, 36-2430, 36-8008, 36-16045, 36-16047, 36-16049, 36-16051, 36-16053, 36-2254A, 36-2284 and 36-8401 for the purpose of creating a permissible place of use enlarged by 80.0 acres.
 - (b) Application for transfer of 148 acre feet of Water Rights Nos. 36-2254A, 36-2284 and 36-8401 to change the nature of the use from irrigation to stock water and commercial.
 - (c) Application for Amendment of Lease Agreement with the Idaho Water Supply Bank modifying the portions of Water Rights Nos. 36-2254A, 36-2284 and 36-8401, which will remain subject to the existing lease.
 - (d) Any other documents necessary or useful to carry the foregoing into effect.

IN WITNESS WHEREOF, I have hereunto set my hand in Denver, Colorado, on November 20, 2013.

HORIZON ORGANIC DAIRY, LLC

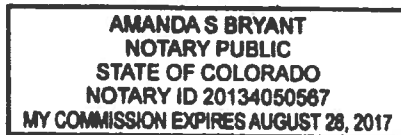
By: 

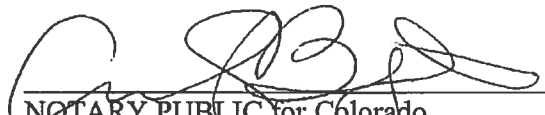
Roger E. Theodoredis, its sole manager

STATE OF COLORADO)
 :ss
COUNTY OF DENVER)

On November 20, 2013, before me, the undersigned, a Notary Public in and for said County and State, personally appeared ROGER E. THEODOREDIS, the sole manager of HORIZON ORGANIC DAIRY, LLC, and the person whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that he executed the same in such capacity on behalf of Horizon Organic Dairy, LLC.

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




NOTARY PUBLIC for Colorado
Residing at: 16691 Jasmine Street
Brighton, CO 80602
Commission Expires: 8/28/17



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

June 3, 2014

CINDY YENTER
WATER DISTRICT #130
650 ADDISON AVE W, STE 500
TWIN FALLS, ID 83301

Hand Delivered

RE: Transfer No. 78949

Water Right No(s): 36-16045, 36-16047, 36-16049, 36-16051, 36-16053, 36-16055,
36-2430, 36-8008, 36-8402

Dear Ms. Yenter:

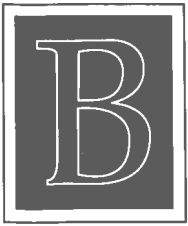
A copy of the above referenced application is enclosed. Please review the application, then complete the enclosed recommendation form as necessary, and return it to this office within 21 days of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR's regional offices can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Sincerely,

Denise Maline
Administrative Assistant



BROCKWAY
ENGINEERING
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Hydraulics

Hydrology

Water Resources

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MAY 21 2014

DEPT. OF WATER RESOURCES
SOUTHERN REGION

May 20, 2014

Jeff Cooper
Idaho Department of Water Resources
650 Addison Ave. W., Ste. 500
Twin Falls, ID 83301

Re: Sunrise Organic Dairy

Dear Mr. Cooper:

Attached is the signed amended transfer application for Sunrise Organic Dairy irrigation transfer that IDWR is currently processing. Please continue with the processing procedure for this transfer.

Please contact me if you have any questions.

Sincerely,

Greg Sullivan, M.S., Engineer

Cc:

Enc: Signed Amended Transfer Application

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

MEMORANDUM

Date: May 15, 2014
To: Transfer 78949 File
From: Jeff Cooper
Re: Evaluation of Sufficiency of Information Submitted

Application proposes to add adjacent acres to an existing 1520-acre permissible place of use (PPU). Application proposes to add 52 acres recently acquired by the applicant owned by the United States of America (BOR). Applicant provided a quitclaim deed of the parcel as evidence of ownership. Original application proposed to bring in an additional 33.8 acres of irrigation from a different farm but amended the application to only change the current PPU for the existing rights. A portion of the rights involved in this transfer are leased to the water supply bank (WSB). Individuals with IDWR providing technical support to the WSB will be notified and appropriate communication with the applicant regarding the affected rights will be included with the approval. Points of Diversion (PODs) occur under the jurisdiction of WD130, therefore Watermaster comments will also be solicited. Portions of rights involved in this transfer are also currently leased to the Water Supply Bank, therefore comments will be solicited from their technical staff.

Due to the nature of this transfer, it is recommended it be processed without a public notice & protest period.

- **Authority to File:**

The original application was signed by Rob Williams, who is an authorized representative for Horizon Organic Dairy. Power of Attorney for Rob Williams to act on the applicant's behalf was included. Before the transfer was approved, the property changed hands to Sunrise Organic Dairy, LLC. An assignment for application for transfer was filed in March, 2014, by Sunrise Organic Dairy, LLC and signed by John Rietsma, who is an authorized member of Sunrise Organic Dairy, LLC.

- **Water Right Validity:**

Rights 36-2430, 36-8008, 36-8402, 36-16045, 36-16047, 36-16049, 36-16051, 36-16053, 36-16055 were partially decreed in the SRBA in August, 2001. A portion of the rights are also leased to the WSB. A review of recent aerial imagery indicates forfeiture is not an issue.

- **Injury to Other Water Rights:**

None anticipated. Rights will be limited as decreed. Applicant also submitted a map of the irrigated acres within the PPU.

- **Enlargement of Use:**

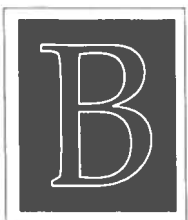
None anticipated.

- **Local Public Interest:**

No negative impact anticipated.

- **Beneficial Use/Conservation of Water Resources:**
Decreed use is recognized as a beneficial use of water.
- **Effect on Economy of the Local Area:**
None anticipated.
- **Effect of the Agricultural Base of the Local Area:**
None anticipated.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

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NOV 29 2013

DEPT. OF WATER RESOURCES
SOUTHERN REGION

November 27, 2013

Jeff Cooper
Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301-3380

Re: Horizon Organic Dairy LLC Transfer

Dear Mr. Merritt:

Horizon Organic Dairy LLC desires to transfer 33.8 acres of irrigation water rights 36-2254A, 36-2284 and 36-8401 into a 1600 acre permissible place of use. The 33.8 acres to be dried up are currently located under acres leased to the Idaho water supply bank. The POD for 36-2254A, 36-2284 and 36-8401 that was utilized for the ESPAM model analysis is in model cell 75 44.

The property to be included into the permissible place of use is located in T 9 S R 21 E Sec 20 SENW and SWNE. These two quarter quarters were recently purchased from the United States of America. The 33.8 acres to be covered have historically been irrigated by Horizon Organic dairy by renting water from the water supply bank.

The proposed PODs are located in Township 9 South Range 21 East Sections 16, 17, 18 and 20. The ESPA model cell utilized for the analysis for the proposed PODs is 73 44.

Model analysis indicates that no mitigation is required for the transfer. Portions of 36-2254A, 36-2284 and 36-8401 are currently in the water supply bank and the acres amount leased to the water supply bank will be reduced after this transfer is approved.

The ownership of the proposed portions of 36-2254A, 36-2284 and 36-8401 will not be changing. The beneficial use and period of use will not be changed by this transfer.

This transfer is being submitted concurrently with a second transfer that is proposing to change the POU of 47.8 acres of 36-2254A, 36-2284 and 36-8401. Updated lease applications are being sent to the water supply bank to correct the lease amounts of 36-2254A, 36-2284 and 36-8401 after the transfers are approved.

CHARLES E.
BROCKWAY,
PH.D., P.E.

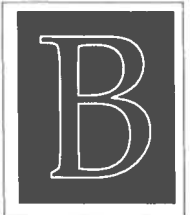
CHARLES G.
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Hydrology

Water Resources

Please copy our office on all correspondence regarding this application.

Sincerely,

Greg Sullivan, M.S.

Cc: Rob Williams, Matt McWilliams

Enc: Aerial Maps, ESPA Model Analysis, Spreadsheet Calculations, Special Power of Attorney, Warranty Deed, Check # 11723 for \$500.00

CHARLES E.
BROCKWAY,
PH.D., P.E.

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