

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. 78948.

Made this 4th day of April, 2014.

[Signature]
Signature of Current Applicant or Authorized Representative

Peter Riccio
Print Name and Title (if applicable)

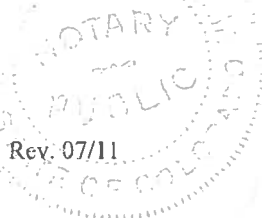
Signature of Current Applicant or Authorized Representative

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

RECEIVED

APR 17 2014

DEPT. OF WATER RESOURCES
SOUTHERN REGION

ASSIGNMENT OF APPLICATION FOR TRANSFER

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.

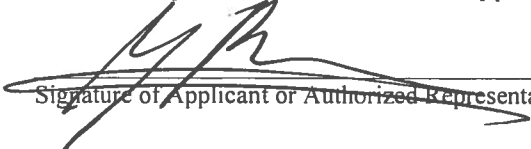
☐ No Representative

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 Reisma, 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.

RECEIVEDSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No.

78948**NOV 29 2013**DEPT. OF WATER RESOURCES
SOUTHERN REGION**MINIMUM 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: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 78948

RECEIVED

NOV 29 2013

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

DEPT. OF WATER RESOURCES
Name of Applicant Horizon Organic Dairy LLC

Phone 208-438-8450

Mailing address 2577 E 500 S PAUL, ID 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**.
- ☐ 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 Representative

Name of Representative Greg Sullivan of Brockway Engineering

Phone 208-736-8543

Mailing address 2016 North Washington Street, 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]
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. Provide an additional 148.0 AFA of stock and commercial water to existing dairy facility.**

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 ☐ ☒	36-2254A	0.4/102	Stock/Commerical	1/01 to 12/31	Ground Water
☐ ☒	36-2284	0.28/106	Stock/Commercial	1/01 to 12/31	Ground Water
☐ ☒	36-8401	0.06/21	Stock/Commercial	1/01 to 12/31	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 8.1 cfs and/or 2080 ac-ft

2. Total amount of water proposed to be transferred or changed 0.74 cubic feet per second and/or 148 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 #
		NE	NW	NE	3	09S	21E	Jerome	Ground Water	
		NE	NW	NE	3	09S	21E	Jerome	Ground Water	
		NW	NW	NE	3	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	
8S	21E	34											S/C		S/C			S/C	
9S	21E	3		S/C			S/C												

Total Acres (for irrigation use) _____

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, mainlines and distribution system.

- b. Who owns the property at the point(s) of diversion? Horizon Organic Dairy LLC
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: _____
No change

- 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: _____
Water right 36-16396 currently provides 152.3 AFA of water to the dairy facility.

- 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: Water rights 36-2254A, 36-2284 and 36-8401 are currently leased to the Idaho Water Supply Bank.
The portions of these water rights involved in this transfer will be released from the Idaho Water Supply Bank upon approval of this transfer.

Total Acres (for irrigation use) 47.8

**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

SourceTributary

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 UseIRRIGATION 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. 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.
2. 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.
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. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
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. 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.
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. X27 This right is limited to the irrigation of 360 acres within the authorized place of use in a single irrigation season.
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 points of diversion in accordance with Department specifications.

Decreed Date: 8/27/2001

Total Acres (for irrigation use)	47.8
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2B

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.

Right Number: 36-2284

- [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) 47.8

SCANNED
MAY 30 2014

**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	SW1/4SW1/4	Sec. 28, Twp 09S, Rge 21E B.M.
JEROME County		
GROUND WATER	SE1/4NW1/4SE1/4	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. 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. 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.
4. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
5. 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.
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. 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.

Decreed Date: 8/27/2001

Total Acres (for irrigation use)	47.8
----------------------------------	------

MAY 30 2014

**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	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. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
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. 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 36-2254A, 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.
5. 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.
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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.

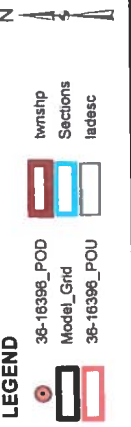
Licensed Date: 7/15/1994

Transfer contains 13 pages and _____ attachments.

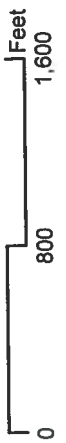
Received by J. Cooper Date 11/29/2013 Prelim. Check by J. Cooper Date 11/29/2013

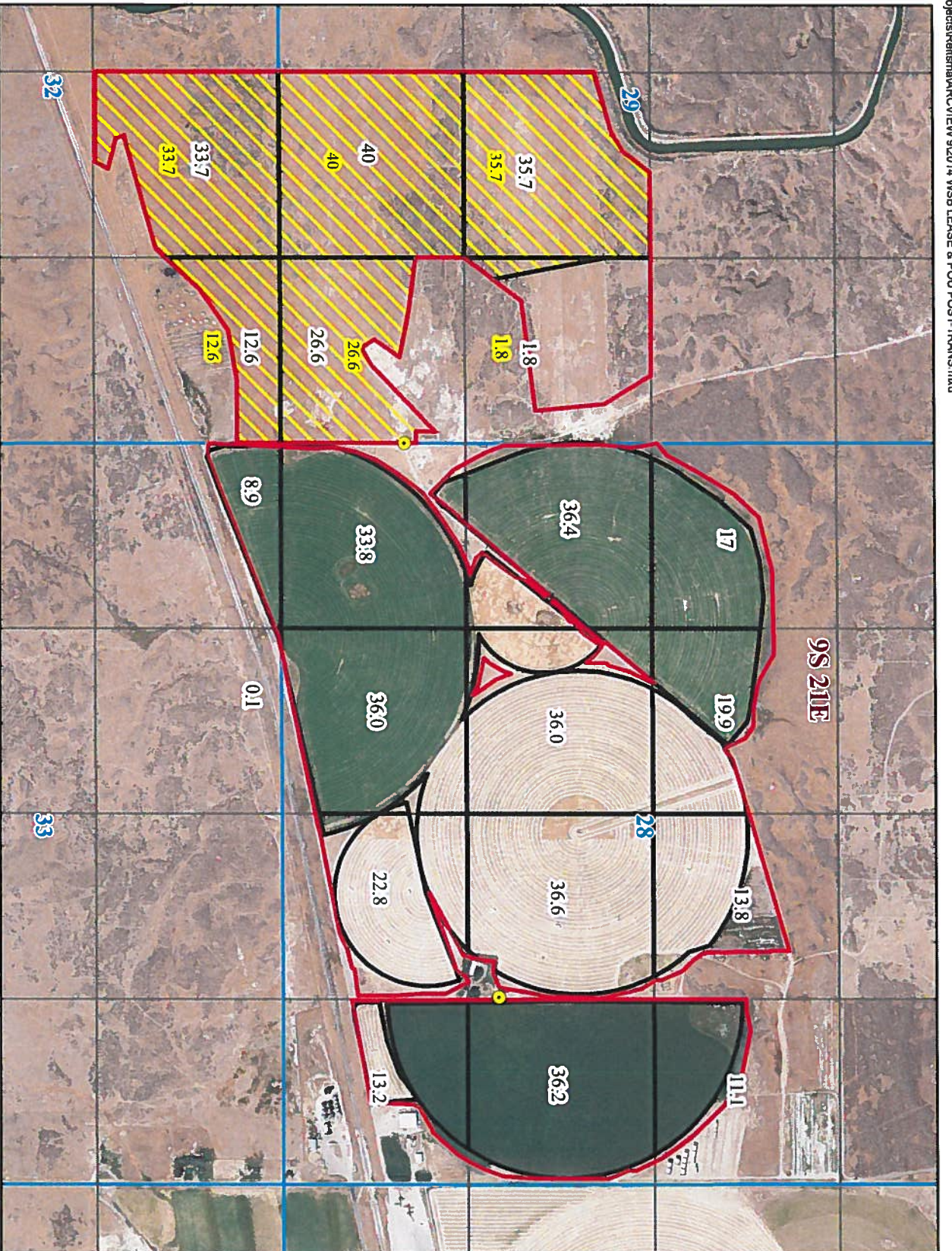
Fee Paid \$500.00 Date 12/6/2013 Received by J. Cooper Receipt # 5033685

Add'l Fee Paid \$250.00 Date 12/6/2013 Received by J. Cooper Receipt # 5033687



**HORIZON ORGANIC DAIRY PLLC.
DAIRY TRANSFER 2013
NAIP 2011 AERIAL**





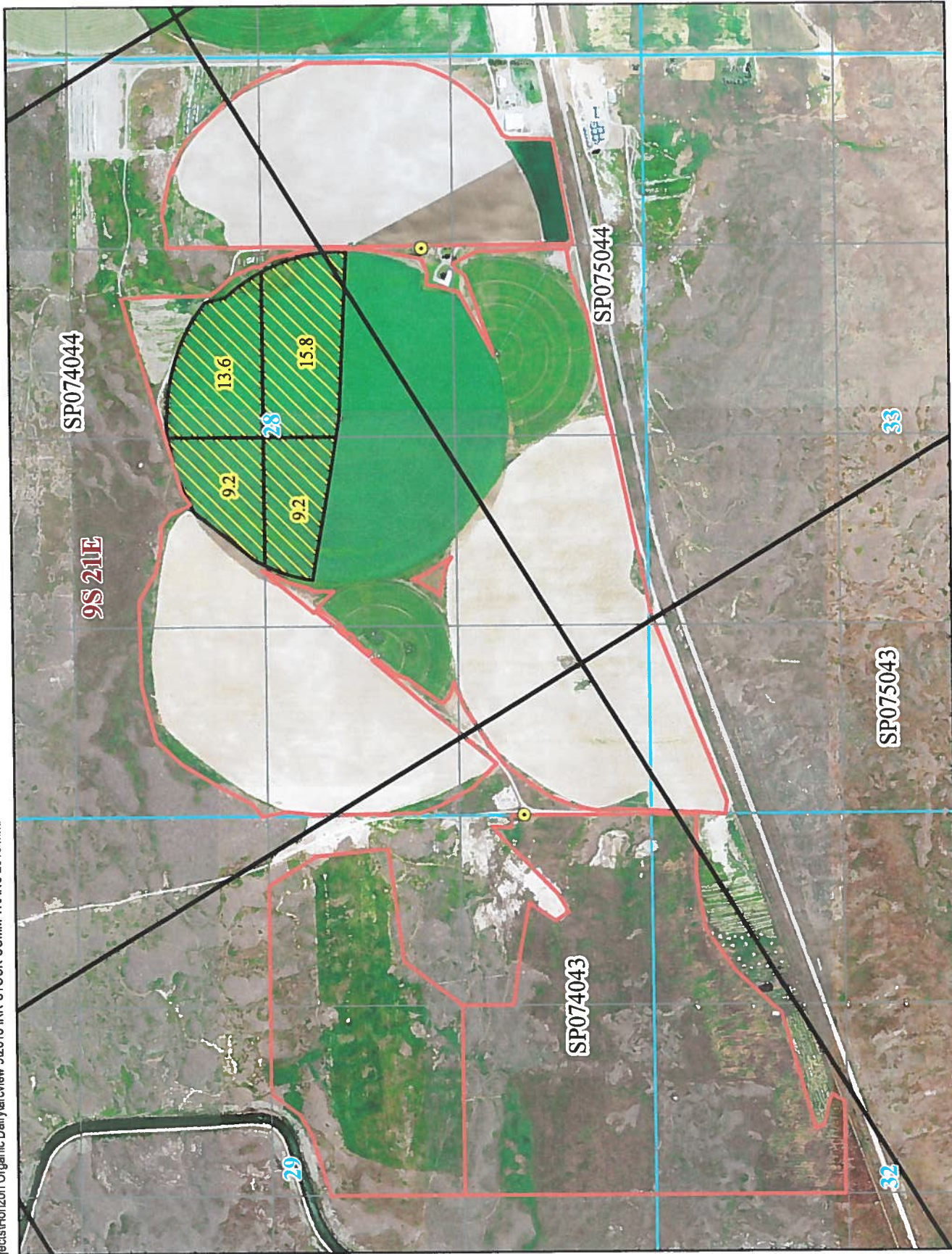
0 750 1,500 Feet

REITSMASUNRISE ORGANIC - 36-2254A, 36-2284, & 36-8401

WSB LEASE AREAS/POU - POST-TRANSFERS 2014

NAIP 2013 AERIAL PHOTO.





TRANSFER 78948

0 800 1,600 Feet

**HORIZON ORGANIC - 36-2254A, 36-2284, & 36-8401
IRR-STOCK/COMM TRANSFER 2013, 47.8 ACRES
NAIP 2011 AERIAL**

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

Legend
Point of Diversion
Model Grid
WR POU 36-2554A, 2284, 8401
Irr - Stock-Comm Tran 47.8 Ac
Township
Sections
Indices

Evaluation of overall mitigation requirements per reach steady state and transient state, and Off-Site Transfer Benefits (sum of reach credits 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)											
Ashton to Reburg	Hesse to Shelby	Shelby to Hr Bickf	Hr Bickf to Neesley	Neesley to Minidoka	Dev. Wtd. To Buhl	Buhl to 1000 Spr	1000 Spr to 1000 Spr	1000 Spr to Maled	Maled to Bancroft		
1	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	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	0.0
3	0.0	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	0.0
5	0.0	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	0.0
7	0.0	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	0.0
9	0.0	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	0.0
11	0.0	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	0.0
13	0.0	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	0.0
15	0.0	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	0.0
17	0.0	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	0.0
19	0.0	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	0.0	0.0	0.0	0.0	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.

Transient State Summary of Modified Stream Depletions Following Transfer(s)											
Impact by Reach (AFT/Trimester)											
Ashton to Reburg	Hesse to Shelby	Shelby to Hr Bickf	Hr Bickf to Neesley	Neesley to Minidoka	Dev. Wtd. To Buhl	Buhl to 1000 Spr	1000 Spr to 1000 Spr	1000 Spr to Maled	Maled to Bancroft		
1	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	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	0.0
3	0.0	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	0.0
5	0.0	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	0.0
7	0.0	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	0.0
9	0.0	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	0.0
11	0.0	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	0.0
13	0.0	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	0.0
15	0.0	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	0.0
17	0.0	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	0.0
19	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

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

Set Aside 1 (Non-Use/Desiccation):

WR No.	Dr. Rate	Con. Vol.	No. of Tr.	Priority	POD	Allocated Vol.	Model
(CFS)	(AF)	(Acre)	(Days)		(Lacation)	(AF/AFT)	(Node)

Non-Use: Proposed Steady State Impacts following Change

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

Read file

SS Reach Impacts	0.0	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	0.0

Evaluation of overall mitigation requirements per reach steady state only (sum of reach credits only where mitigation is required and credits)

Steady State Summary of Modified Stream Depletions Following Transfer(s)											
Impact by Reach (AFT/Trimester)											
Ashton to Reburg	Hesse to Shelby	Shelby to Hr Bickf	Hr Bickf to Neesley	Neesley to Minidoka	Dev. Wtd. To Buhl	Buhl to 1000 Spr	1000 Spr to 1000 Spr	1000 Spr to Maled	Maled to Bancroft		
Total 1-Way Transfer Depletions:	0.0	0.0	0.0	0.0	0.0	0.0	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	0.0

Transient State Summary of Modified Stream Depletions Following Transfer(s)											
Impact by Reach (AFT/Trimester)											
Ashton to Reburg	Hesse to Shelby	Shelby to Hr Bickf	Hr Bickf to Neesley	Neesley to Minidoka	Dev. Wtd. To Buhl	Buhl to 1000 Spr	1000 Spr to 1000 Spr	1000 Spr to Maled	Maled to Bancroft		
Total 1-Way Transfer Depletions:	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Total Mitigation Efforts from Ranchers:	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

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ENTER STARTING DATE FOR

SIMULATION. THEN PUSH

TRANSFER NO:

"UPDATE DATES" BUTTON

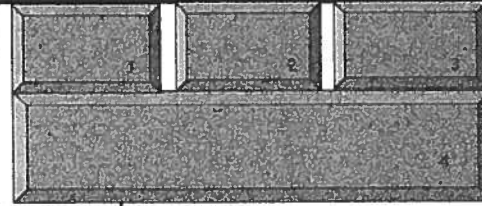
YEAR

1954

TRANSFER NAME:

SEASON

SPRING



ENTER CELL LOCATIONS:

	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL	36-2254A	3/16/1954	66.0 AFA
ROW	71	75			36-2284	5/16/1955	69.0 AFA
COLUMN	47	44			36-8401	11/28/1988	13.0 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	22.0	22.0	0.0	0.0	0.0	0.0
SUM 1954	0.0	22.0	22.0	0.0	0.0	0.0	0.0
WIN 1954	0.0	22.0	22.0	0.0	0.0	0.0	0.0
SPR 1955	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SUM 1955	0.0	45.0	45.0	0.0	0.0	0.0	0.0
WIN 1955	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SPR 1956	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SUM 1956	0.0	45.0	45.0	0.0	0.0	0.0	0.0
WIN 1956	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SPR 1957	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SUM 1957	0.0	45.0	45.0	0.0	0.0	0.0	0.0
WIN 1957	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SPR 1958	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SUM 1958	0.0	45.0	45.0	0.0	0.0	0.0	0.0
WIN 1958	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SPR 1959	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SUM 1959	0.0	45.0	45.0	0.0	0.0	0.0	0.0
WIN 1959	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SPR 1960	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SUM 1960	0.0	45.0	45.0	0.0	0.0	0.0	0.0
WIN 1960	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SPR 1961	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SUM 1961	0.0	45.0	45.0	0.0	0.0	0.0	0.0
WIN 1961	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SPR 1962	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SUM 1962	0.0	45.0	45.0	0.0	0.0	0.0	0.0
WIN 1962	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SPR 1963	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SUM 1963	0.0	45.0	45.0	0.0	0.0	0.0	0.0
WIN 1963	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SPR 1964	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SUM 1964	0.0	45.0	45.0	0.0	0.0	0.0	0.0
WIN 1964	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SPR 1965	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SUM 1965	0.0	45.0	45.0	0.0	0.0	0.0	0.0
WIN 1965	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SPR 1966	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SUM 1966	0.0	45.0	45.0	0.0	0.0	0.0	0.0
WIN 1966	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SPR 1967	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SUM 1967	0.0	45.0	45.0	0.0	0.0	0.0	0.0
WIN 1967	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SPR 1968	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SUM 1968	0.0	45.0	45.0	0.0	0.0	0.0	0.0
WIN 1968	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SPR 1969	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SUM 1969	0.0	45.0	45.0	0.0	0.0	0.0	0.0
WIN 1969	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SPR 1970	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SUM 1970	0.0	45.0	45.0	0.0	0.0	0.0	0.0
WIN 1970	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SPR 1971	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SUM 1971	0.0	45.0	45.0	0.0	0.0	0.0	0.0
WIN 1971	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SPR 1972	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SUM 1972	0.0	45.0	45.0	0.0	0.0	0.0	0.0
WIN 1972	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SPR 1973	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SUM 1973	0.0	45.0	45.0	0.0	0.0	0.0	0.0
WIN 1973	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SPR 1974	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SUM 1974	0.0	45.0	45.0	0.0	0.0	0.0	0.0
WIN 1974	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SPR 1975	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SUM 1975	0.0	45.0	45.0	0.0	0.0	0.0	0.0
WIN 1975	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SPR 1976	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SUM 1976	0.0	45.0	45.0	0.0	0.0	0.0	0.0
WIN 1976	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SPR 1977	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SUM 1977	0.0	45.0	45.0	0.0	0.0	0.0	0.0
WIN 1977	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SPR 1978	0.0	45.0	45.0	0.0	0.0	0.0	0.0
SUM 1978	0.0	45.0	45.0	0.0	0.0	0.0	0.0
WIN 1978	0.0	45.0	45.0	0.0	0.0	0.0	0.0

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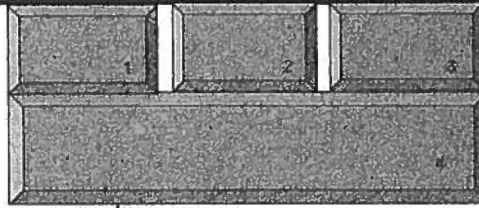
YEAR

1954

TRANSFER NAME:

SEASON

SPRING



ENTER CELL LOCATIONS:

ROW

71

75

36-2254A

3/16/1954

66.0 AFA

COLUMN

47

44

36-2284

5/16/1955

69.0 AFA

36-8401

11/28/1988

13.0 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 2004	0.0	49.3	49.3	0.0	0.0	0.0	0.0
SUM 2004	0.0	49.3	49.3	0.0	0.0	0.0	0.0
WIN 2004	0.0	49.3	49.3	0.0	0.0	0.0	0.0
SPR 2005	0.0	49.3	49.3	0.0	0.0	0.0	0.0
SUM 2005	0.0	49.3	49.3	0.0	0.0	0.0	0.0
WIN 2005	0.0	49.3	49.3	0.0	0.0	0.0	0.0
SPR 2006	0.0	49.3	49.3	0.0	0.0	0.0	0.0
SUM 2006	0.0	49.3	49.3	0.0	0.0	0.0	0.0
WIN 2006	0.0	49.3	49.3	0.0	0.0	0.0	0.0
SPR 2007	0.0	49.3	49.3	0.0	0.0	0.0	0.0
SUM 2007	0.0	49.3	49.3	0.0	0.0	0.0	0.0
WIN 2007	0.0	49.3	49.3	0.0	0.0	0.0	0.0
SPR 2008	0.0	49.3	49.3	0.0	0.0	0.0	0.0
SUM 2008	0.0	49.3	49.3	0.0	0.0	0.0	0.0
WIN 2008	0.0	49.3	49.3	0.0	0.0	0.0	0.0
SPR 2009	0.0	49.3	49.3	0.0	0.0	0.0	0.0
SUM 2009	0.0	49.3	49.3	0.0	0.0	0.0	0.0
WIN 2009	0.0	49.3	49.3	0.0	0.0	0.0	0.0
SPR 2010	0.0	49.3	49.3	0.0	0.0	0.0	0.0
SUM 2010	0.0	49.3	49.3	0.0	0.0	0.0	0.0
WIN 2010	0.0	49.3	49.3	0.0	0.0	0.0	0.0
SPR 2011	0.0	49.3	49.3	0.0	0.0	0.0	0.0
SUM 2011	0.0	49.3	49.3	0.0	0.0	0.0	0.0
WIN 2011	0.0	49.3	49.3	0.0	0.0	0.0	0.0
SPR 2012	0.0	49.3	49.3	0.0	0.0	0.0	0.0
SUM 2012	0.0	49.3	49.3	0.0	0.0	0.0	0.0
WIN 2012	0.0	49.3	49.3	0.0	0.0	0.0	0.0
SPR 2013	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2013	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2013	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2014	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2014	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2014	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2015	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2015	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2015	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2016	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2016	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2016	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2017	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2017	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2017	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2018	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2018	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2018	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2019	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2019	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2019	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2020	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2020	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2020	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2021	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2021	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2021	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2022	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2022	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2022	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2023	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2023	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2023	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2024	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2024	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2024	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2025	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2025	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2025	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2026	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2026	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2026	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2027	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2027	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2027	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2028	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2028	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2028	49.3	0.0	49.3	0.0	0.0	0.0	0.0

ENHANCED GROUND-WATER RIGHTS TRANSFER

UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEARCH INSTITUTE

IDAHO DEPA

Cells this color are
set up for user entries

ENTER STARTING DATE FOR
SIMULATION. THEN PUSH

TRANSFER NO:

"UPDATE DATES" BUTTON

YEAR

1954

TRANSFER NAME:

SEASON

SPRING

ENTER CELL LOCATIONS:

	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL	36-2254A	3/18/1954	66.0 AFA
ROW	71	75			36-2284	5/16/1955	69.0 AFA
COLUMN	47	44			36-8401	11/28/1988	13.0 AFA

TRIMESTER OF ACTIVITY	TO WELL	FROM1 WELL		FROM2 WELL		FROM3 WELL	
	Projected Use AF/TRIMESTER	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	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2029	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2029	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2030	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2030	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2030	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2031	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2031	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2031	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2032	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2032	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2032	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2033	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2033	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2033	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2034	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2034	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2034	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2035	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2035	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2035	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2036	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2036	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2036	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2037	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2037	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2037	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2038	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2038	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2038	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2039	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2039	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2039	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2040	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2040	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2040	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2041	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2041	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2041	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2042	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2042	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2042	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2043	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2043	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2043	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2044	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2044	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2044	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2045	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2045	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2045	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2046	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2046	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2046	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2047	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2047	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2047	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2048	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2048	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2048	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2049	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2049	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2049	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2050	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2050	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2050	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2051	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2051	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2051	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SPR 2052	49.3	0.0	49.3	0.0	0.0	0.0	0.0
SUM 2052	49.3	0.0	49.3	0.0	0.0	0.0	0.0
WIN 2052	49.3	0.0	49.3	0.0	0.0	0.0	0.0

Horizon Organic Dairy

Irrigation to Stock and Commercial Water Transfer Calculations

Current 152.30 AFA
 Demand 300.00 AFA
 Total Demand Plus % 300.0 AFA 0%
 Additional Water Needed 147.7 AFA

Hazleton (NWS -- 104140)

Alfalfa frequent cuttings

Total Acres 520
 CFS 8.1 944 mm
 AFA 2080 4 AFA/acre 3.10 ft/season
 Acres sold/ Transferring 47.8 148.00 AFA
 0.0919 %

Water Right	Amount				Transfer Amount			Remaining Amount		
	cfs	AFA	Acres	Acre Limit	cfs	AFA	Acres	cfs	AFA	Acres
36-2254A	4.36	1440	520		0.40	102	47.8	3.96	1249	472.2
36-2284	3.06	1493.1	520		0.28	106	47.8	2.78	1302	472.2
36-8401	0.68	288.6	360	520	0.06	21	33.1	0.62	156	326.9
					0.00	0		0.00	0	0.0
Totals	8.1	2080		520	0.74	191	47.8	7.36	1889	472.2

	AFA		AFA	
36-2254A		45%	66	
36-2284	148	46%	69	
36-8401		9%	13	
			148	

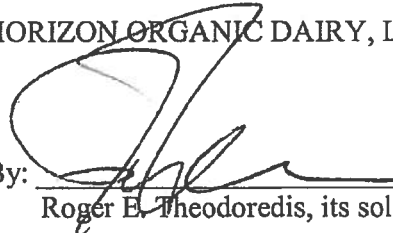
SPECIAL POWER OF ATTORNEY

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

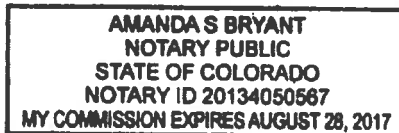
By: 

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

May 30, 2014

SUNRISE ORGANIC DAIRY LLC
329 S 417 E
JEROME, ID 83338

RE: Transfer No. 78948
Water Right No(s). 36-2254A, 36-2284, 36-8401

Dear Applicant(s):

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the **TIMES NEWS on 6/5/2014 and 6/12/2014**. Protests to this application may be submitted for a period ending ten (10) days after the second publication (**June 23, 2014**).

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,

Denise Maline
Administrative Assistant

cc:

BROCKWAY ENGINEERING PLLC
C/O GREG SULLIVAN
2016 N WASHINGTON ST STE 4
TWIN FALLS, ID 83301



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

May 30, 2014

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

Hand Delivered

RE: Transfer No. 78948
Water Right No(s): 36-2254A, 36-2284, 36-8401

RE: Transfer No. 79142
Water Right No(s): 36-2257, 36-7517

RE: Transfer No. 79144
Water Right No(s): 36-16467, 36-16469, 36-16471, 36-2257, 36-7517

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

Maline, Denise

From: Maline, Denise
Sent: Thursday, May 29, 2014 4:59 PM
To: Times News
Subject: LEGAL NOTICE
Attachments: Times News Cover Letter.docx; Times News Ad.docx

Attached please find (1) legal notice being submitted for publication on June 5th & 12th, 2014. Please feel free to contact me if you have any questions, or if you are not able to run the ad on the dates requested.

Thank you in advance,

Denise Maline
Administrative Assistant
Idaho Dept of Water Resources, Southern Region
650 Addison Ave W, Ste 500
Twin Falls, ID 83301
(208) 736-3033
denise.maline@idwr.idaho.gov



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

May 29, 2014

LEGAL NOTICE DEPARTMENT

TIMES NEWS

PO BOX 548

TWIN FALLS, ID 83303-0548

RE: Transfer No. 78948

Water Right No(s): 36-2254A, 36-2284, 36-8401

RE: Transfer No. 79142,

Water Right No(s): 36-2257, 36-7517

RE: Transfer No. 79144

Water Right No(s): 36-16467, 36-16469, 36-16471, 36-2257, 36-7517

RE: Transfer No. 79330

Water Right No(s): 36-2055

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before June 23, 2014. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 78948**

SUNRISE ORGANIC DAIRY LLC, 329 S 417 E, JEROME, ID 83338; has filed Application No. 78948 for changes to the following water rights within JEROME County(s): Right No(s). 36-2254A, 36-2284, 36-8401. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the place of use (POU), nature of use, season of use, and points of diversion for a 47.8-acre (0.74 CFS) portion of groundwater irrigation rights 36-2254A, 36-2284, and 36-8401, located approximately 6.7 – 7.1 mi E & 1.1 – 1.3 mi N of Hazelton. Application proposes to dry-up the 47.8 acres at the current authorized POU to facilitate the pumping of an additional (0.74 CFS) 148 AF, year-round stockwater/commercial use at an existing dairy, located approximately 7.1 – 8.1 mi E & 5.4 – 5.6 mi N of Hazelton from three existing wells.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 79142**

VANDERVEGT DAIRY LLC, 4098 HIDDEN LAKES DR, KIMBERLY, ID 83341; has filed Application No. 79142 for changes to the following water rights within MINIDOKA County(s): Right No(s). 36-2257, 36-7517. The purpose of the transfer is to change a portion of the above rights as follows: This application proposes to change the place of use, period of use, nature of use, and point of diversion for a 0.14 CFS (34.62 AF) portion of groundwater rights 36-7517 and 36-2257, which are currently used for irrigation on 8.65 acres located approximately 4.7 to 5.0 miles north and 6.3 to 6.5 miles west of Paul. The new proposed uses will be year-round stockwater and commercial at a heifer facility located near the current place of use. The new point of diversion will be a well located approximately 4.7 miles north and 6.4 miles west of Paul.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 79144**

IRENE VANDERVEGT-GIBSON, 4098 HIDDEN LAKE DR, KIMBERLY, ID 83341; has filed Application No. 79144 for changes to the following water rights within MINIDOKA County(s): Right No(s). 36-16467, 36-16469, 36-16471, 36-2257, 36-7517. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes to change the place of use (POU), period of use, nature of use, and points of diversion (PODs) of portions of groundwater rights 36-7517, 36-2257, 36-16467, 36-16469, & 36-16471. The portion of rights 36-7517 & 36-2257 (0.36 CFS) being transferred are currently authorized for irrigation on 21.7 acres, located approximately 4.5 – 4.7 mi. N and 6.3 - 6.5 mi. W of Paul. The portion of rights 36-16467, 36-16469, & 36-16471 (0.54 CFS) being transferred are currently authorized for irrigation on 31.5 acres, located approximately 4.0 - 4.7 mi. N and 7.0 - 7.5 mi. W of Paul. Application proposes to change the nature of use and POU of these rights from irrigation during the irrigation season to year-round stockwater/commercial use at an existing dairy, located adjacent to the authorized POU of rights 36-7517 & 36-2257. Upon approval, the corresponding acres will be dried up for 0.9 CFS (166 AFA) of use at the dairy from two existing wells, located within the facility. Rights 36-16467, 36-16469, 36-16471 are currently leased to the Water Supply Bank, and transferred portions will be removed from the WSB to accommodate the transfer.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 79330**

NORTH SNAKE GROUND WATER DISTRICT, 152 E MAIN ST, JEROME, ID 83338; MAGIC VALLEY GROUND WATER DISTRICT, PO BOX 430, PAUL, ID 83347; SOUTHWEST IRRIGATION DISTRICT, 137 W 13TH ST, BURLEY, ID 83318; has filed Application No. 79330 for changes to the following water rights within GOODING County(s): Right No(s). 36-2055. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes to change the place of use (POU) and also add a Mitigation component for a 10 cfs portion of water right 36-2055, currently diverted from Upper Tucker Springs, located approximately 3.1 mi. S and 1.3 mi. E of Hagerman. The current place of use (POU) for this right is located at the Idaho Fish and Game Fish Facility, located approximately 1.1 to 1.3 mi. E and 3.4 to 3.5 mi. S of Hagerman. The proposed POU for the Fish Propagation use will include the existing Fish and Game Facility and the Rangen Fish Facility, located approximately 2.2 to 2.5 mi. E and 2.6 to 2.8 mi. S of Hagerman. The proposed POU for the mitigation component includes a large portion of the Hagerman Valley and also areas associated with the Rangen Fish Facility.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or to see a full description of these rights and the proposed transfers, please visit our website at www.idwr.idaho.gov and search under New Water Right Applications. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 Addison Ave W, Ste 500, Twin Falls ID 83301 together with a protest fee of \$25.00 for each application on or before June 23, 2014. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on June 5th & 12th, 2014

Cooper, Jeff

From: Greg Sullivan [greg.sullivan@brockwayeng.com]
Sent: Tuesday, December 10, 2013 1:24 PM
To: Cooper, Jeff
Subject: Horizon Crop Records
Attachments: doc00424520131210132116.pdf

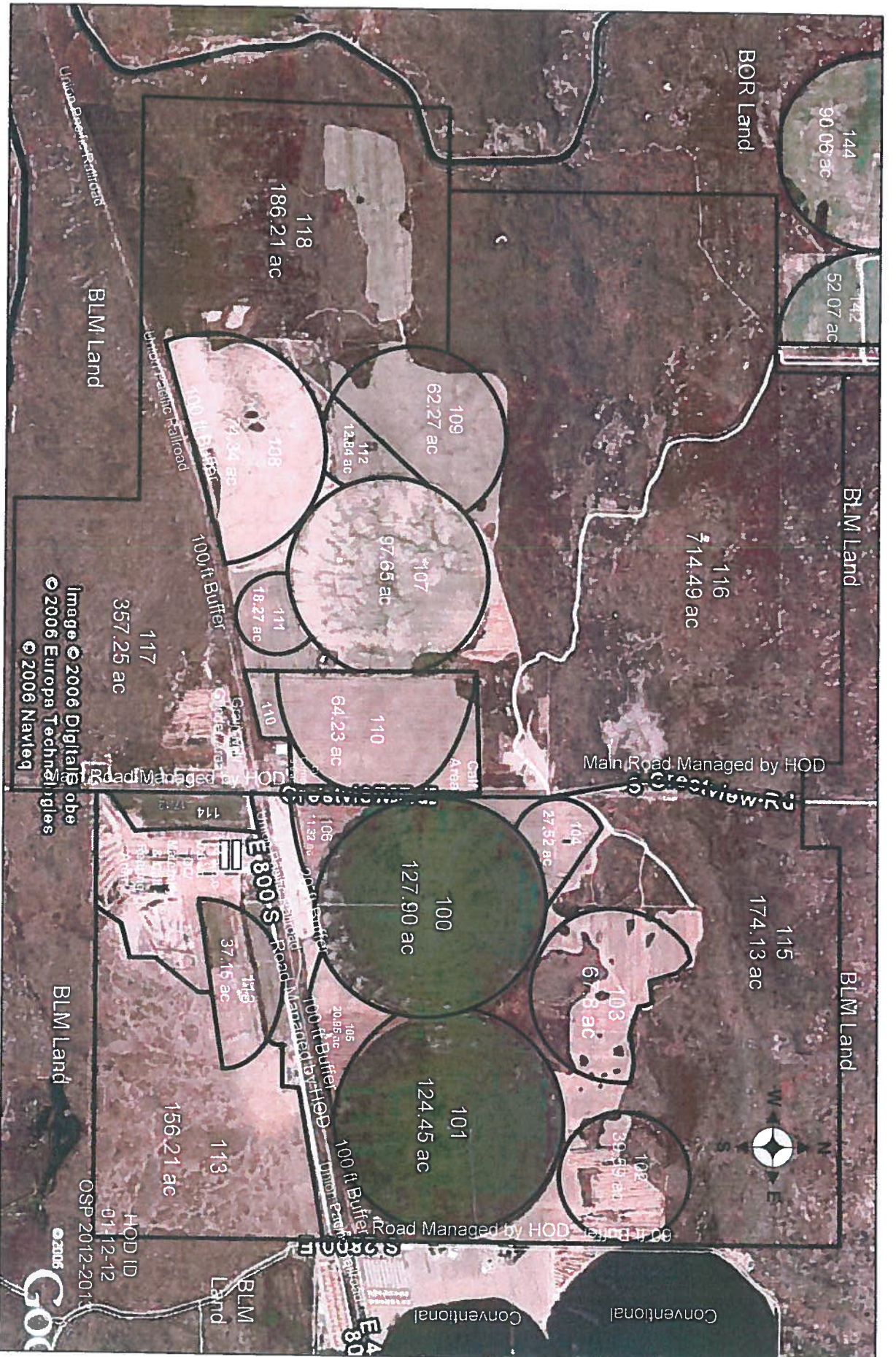
Jeff,

I have attached the crop records and field map for the locations involved in the irrigation to stock/commercial water transfer.

Let me know if you need anything else.

Greg Sullivan
Brockway Engineering
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Twin Falls, Id 83301
208-736-8543

Horizon Organic Dairy - Idaho



Horizon Organic Dairy 2009 - 2013 Crop History

Field Name	Field #	Farm	2013			2012			2011			2010			2009		
			Acres	Crop	Yield	Acres	Crop	Yield	Acres	Crop	Yield	Acres	Crop	Yield	Acres	Crop	Yield
Schode Pw 1	100	HOD (Farm)	127.9	Barley		127.9	Com Silage	27.7	127.9	Alfalfa/Fall	6.6	119.6	Alfalfa/Fall	2009	119.7	Trinucle / Sudan	
Schode Pw 2	101	HOD (Farm)	124.5	Barley		124.5	Com Silage	21.1	124.5	2009	0.9	119.5	2009		119.5	Trinucle / Sudan	
Schode Pw 3	102	HOD (Pasture)	31.6	Grass Irrigated	5.0	31.6	Grass Irrigated	5.0	31.6	Grass Irrigated	5.0	39.6	Grass Irrigated	3.0	39.6	Alfalfa	
Schode Pw 4	103	HOD (Pasture)	31.4	Grass Irrigated	5.0	31.4	Grass Irrigated	5.0	31.4	Grass Irrigated	5.0	67.8	Grass Irrigated	3.0	50.0	Alfalfa	
Schode Pw 5	104	HOD (Pasture)	27.5	Grass Irrigated	5.0	27.5	Grass Irrigated	5.0	27.5	Grass Irrigated	5.0	18.6	Grass Irrigated	3.0	18.6	Alfalfa	
Schode Corners	105	HOD (Farm)	21.0	Barley		21.0	Barley	113.7	21.0	Flux	44.5	19.0	Barley	134.5	19.9	Alfalfa	
Schode S W	106	HOD (Farm)	11.3	Barley		11.3	Barley	113.7	11.3	Flux	44.5	11.3	Barley	134.5	11.3	Alfalfa	
CV1 Pw 1	107	HOD (Farm)	96.0	Barley		96.0	Com Silage	12.8	96.0	Field Pass	57.3	97.7	Com Silage		97.7	Alfalfa	
CV1 Pw 2	108	HOD (Farm)	74.3	Alfalfa/Fall		74.3	Barley	117.1	74.3	Com Silage	24.0	72.6	Peas	1.6	72.6	Trinucle / Corn	
CV1 Pw 3	109	HOD (Farm)	62.3	2012		62.3	Barley	113.8	62.3	Com Silage	24.3	57.0	Peas	1.6	57.0	Trinucle / Corn	
CV1 Pw 4	110	HOD (Farm)	61.3	Com Silage		61.3	Barley	93.2	61.3	Alfalfa/Fall	22.8	64.2	Barley	120.3	64.2	Com Silage	
CV1 Pw 5	111	HOD (Farm)	18.3	Barley		18.3	Com Silage	24.9	18.3	2009	6.6	15.2	Alfalfa/Fall		15.2	Trinucle / Sudan	
CV1 Pw 6	112	HOD (Farm)	10.3	Barley		10.3	Com Silage	24.3	10.3	Alfalfa/Fall	6.0	12.8	2009		12.8	Trinucle / Sudan	
DC 2 (Pasture Pw)	113	HOD (Pasture)	37.2	Grass Irrigated	5.0	37.2	Grass Irrigated	5.0	37.2	Grass Irrigated	5.0	29.7	Grass Irrigated	5.0	29.7	Grass Irrigated	5.0
Dryland Pasture	113	HOD (Pasture)	163.7	Native Grass	0.5	163.7	Native Grass	0.5	156.2	Native Grass	0.5	163.7	Native Grass	0.5	163.7	Trinucle/Red	
Dry Cow Pasture (west)	114	HOD (Pasture)	171.1	Grass Irrigated	5.0	171.1	Grass Irrigated	5.0	171.1	Grass Irrigated	5.0	10.9	Grass Irrigated	5.0	10.9	Clover	
Crestview 1 Past	115	HOD (Pasture)	174.1	Native Grass	0.5	174.1	Native Grass	0.5	174.1	Native Grass	0.5	174.1	Native Grass	0.5	174.1	Native Grass	0.5
Crestview 1 Pasture	116	HOD (Pasture)	714.5	Native Grass	0.5	714.5	Native Grass	0.5	714.5	Native Grass	0.5	714.5	Native Grass	0.5	714.5	Native Grass	0.5
Crestview 1 Pasture 2	117	HOD (Pasture)	357.3	Native Grass	0.5	357.3	Native Grass	0.5	357.3	Native Grass	0.5	357.3	Native Grass	0.5	357.3	Native Grass	0.5
CV1 1 Pasture 3	118	HOD (Pasture)	186.2	Native Grass	0.5	186.2	Native Grass	0.5	186.2	Native Grass	0.5	186.2	Native Grass	0.5	186.2	Native Grass	0.5
Crestview Pasture	119	HOD (Pasture)	69.6	Native Grass	0.5	69.6	Native Grass	0.5	69.6	Native Grass	0.5	69.6	Native Grass	0.5	69.6	Native Grass	0.5
CV2 Pw 1	130	HOD (Farm)	127.9	Alfalfa/Fall		127.9	Barley	105.2	127.9	Com Silage	17.0	128.2	Barley	106.6	128.2	Shage	
CV2.2 Pasture A	131	HOD (Pasture)	120.6	Grass Irrigated	5.0	120.6	Grass Irrigated	5.0	120.6	Grass Irrigated	5.0	124.2	Grass Irrigated	5.0	30.4	Grass Irrigated	5.0
CV2.3 Pasture B	131	HOD (Pasture)		Grass Irrigated	5.0		Grass Irrigated	5.0		Grass Irrigated	5.0		Grass Irrigated	5.0	31.8	Grass Irrigated	5.0
CV2.2 Pasture C	131	HOD (Pasture)		Grass Irrigated	5.0		Grass Irrigated	5.0		Grass Irrigated	5.0		Grass Irrigated	5.0	31.4	Grass Irrigated	5.0
CV2.2 Pasture D	132	HOD (Pasture)	62.8	Grass Irrigated	5.0	62.8	Grass Irrigated	5.0	62.8	Grass Irrigated	5.0	62.8	Grass Irrigated	3.0	62.8	Barley	
CV2 Pw 3	132	HOD (Pasture)		Grass Irrigated	5.0		Grass Irrigated	5.0		Grass Irrigated	5.0		Grass Irrigated	3.0		Barley	
CV2 Pw 4	133	HOD (Pasture)		Alfalfa/Fall													
CV2 Pw 5	134	HOD (Farm)	12.5	2012		12.5	Barley	105.0	12.5	Com Silage	12.0	15.0	Soybeans	0.0	15.0	Barley	
B1 Pasture Pw A	140	HOD (Pasture)	93.1	Alfalfa/Pasture	5.0	93.1	Alfalfa/Pasture	5.0	93.1	Alfalfa	3.0	25.8	Grass Irrigated	5.0	25.8	Grass Irrigated	5.0
B1 Pasture Pw B	140	HOD (Pasture)		Alfalfa/Pasture	5.0		Alfalfa/Pasture	5.0		Alfalfa	3.0	38.4	Grass Irrigated	5.0	38.4	Grass Irrigated	5.0
B1 Pasture Pw C	140	HOD (Pasture)		Alfalfa/Pasture	5.0		Alfalfa/Pasture	5.0		Alfalfa	3.0	31.0	Grass Irrigated	5.0	31.0	Grass Irrigated	5.0
B1 Pasture Pw D	140	HOD (Pasture)		Alfalfa/Pasture	5.0		Alfalfa/Pasture	5.0		Alfalfa	3.0	31.4	Grass Irrigated	5.0	31.4	Grass Irrigated	5.0
B3 Pw 1	141	HOD (Farm)	54.5	Barley		54.5	Com Silage	6.7	54.5	Field Pass	63.8	58.2	Com Silage		58.2	Alfalfa	
B3 Pw 2	142	HOD (Farm)	46.4	Barley		46.4	Com Silage	6.6	46.4	Field Pass	57.7	52.1	Com Silage		52.1	Alfalfa	
B3 Wheeline	143	HOD (Farm)	6.6	Barley		6.6	Barley	6.6	6.6	Field Pass	63.8	10.4	Alfalfa		10.4	Alfalfa	
B-4	144	HOD (Farm)	89.7	Barley		89.7	Com Silage	14.9	89.7	Alfalfa/Fall	6.4	90.0	2009		90.1	Trinucle / Sudan	
B5 Pasture A	145	HOD (Pasture)	55.4	Alfalfa/Pasture	5.0	55.4	Alfalfa/Pasture	5.0	55.4	Alfalfa/Pasture	3.0	18.9	Grass Irrigated	5.0	18.9	Grass Irrigated	5.0
B5 Pasture B	145	HOD (Pasture)		Alfalfa/Pasture	5.0		Alfalfa/Pasture	5.0		Alfalfa/Pasture	3.0	23.7	Grass Irrigated	5.0	23.7	Grass Irrigated	5.0
B5 Pasture C	145	HOD (Pasture)		Alfalfa/Pasture	5.0		Alfalfa/Pasture	5.0		Alfalfa/Pasture	3.0	21.8	Grass Irrigated	5.0	21.8	Grass Irrigated	5.0
B5 Pasture D	145	HOD (Pasture)		Alfalfa/Pasture	5.0		Alfalfa/Pasture	5.0		Alfalfa/Pasture	3.0	13.8	Grass Irrigated	5.0	13.8	Grass Irrigated	5.0
B5 Pasture E	145	HOD (Pasture)		Alfalfa/Pasture	5.0		Alfalfa/Pasture	5.0		Alfalfa/Pasture	3.0	9.5	Grass Irrigated	5.0	9.5	Grass Irrigated	5.0
Schaffer 2	150	HOD (Farm)	128.4	Com Silage		128.4	Barley	96.3	128.4	Com Silage	20.9	128.4	Barley	143.6	128.4	Com Silage	
Schaffer 1 Pw 1	152	HOD (Farm)	74.1	Barley		74.1	Com Silage	9.7	74.1	Field Pass	63.6	77.1	Com Silage		77.1	Alfalfa	
Schaffer 1 Pw 2 A	153	HOD (Pasture)	77.6	Grass Irrigated	5.0	77.6	Grass Irrigated	5.0	77.6	Grass Irrigated	5.0	18.6	Grass Irrigated	5.0	18.6	Grass Irrigated	5.0
Schaffer 1 Pw 2 B	153	HOD (Pasture)		Grass Irrigated	5.0		Grass Irrigated	5.0		Grass Irrigated	5.0	18.2	Grass Irrigated	5.0	18.2	Grass Irrigated	5.0
Schaffer 1 Pw 2 C	153	HOD (Pasture)		Grass Irrigated	5.0		Grass Irrigated	5.0		Grass Irrigated	5.0	19.3	Grass Irrigated	5.0	19.3	Grass Irrigated	5.0
Schaffer 1 Pw 2 D	153	HOD (Pasture)		Grass Irrigated	5.0		Grass Irrigated	5.0		Grass Irrigated	5.0	20.2	Grass Irrigated	5.0	20.2	Grass Irrigated	5.0

MEMORANDUM

Date: May 29, 2014
To: Transfer 78948 File
From: Jeff Cooper
Re: Evaluation of Sufficiency of Information Submitted

Application for transfer proposes to change the place of use (POU), nature of use, season of use, and points of diversion for a 47.8-acre (0.74 CFS) portion of groundwater irrigation rights 36-2254A, 36-2284, and 36-8401, located approximately 6.7 – 7.1 mi E & 1.1 – 1.3 mi N of Hazelton. Application proposes to dry-up the 47.8 acres at the current authorized POU to facilitate the pumping of an additional (0.74 CFS) 148 AF, year-round stockwater/commercial use at an existing dairy, located approximately 7.1 – 8.1 mi E & 5.4 – 5.6 mi N of Hazelton from three existing wells.

To facilitate the change in nature of use, applicant provided crop records indicating the area to be dried up was planted under Alfalfa. According to the ET Idaho data, the Precipitation Deficit for Alfalfa (frequent cuttings) at Hazelton is 3.1 AF. This is consistent to the analysis provided by the applicant. Rights are currently leased to the Water Supply Bank (WSB), and the appropriate parties have been notified. Application proposes changes within the ESPA therefore a model analysis was submitted to show mitigation was not required. Results from the model were verified. Changes occur within the jurisdiction of Water District 130, so Watermaster Comments were solicited.

- **Authority to File:**

Application was originally filed by Horizon Organic Dairy, LLC, whom at the time was listed as the current owner of the involved rights. The ground and rights involved in the transfer was then purchased by Sunrise Organic Dairy, LLC. An assignment of transfer was filed by the new owners and signed by John Reitsma, who is listed on the Secretary of State website as being an authorized member of Sunrise Organic Dairy. A separate ownership change was filed by the applicant and processed by the Department.

- **Water Right Validity:**

Water right 36-8401 was partially decreed in the SRBA in July, 1994 and rights 36-2284 and 36-2254A were partially decreed in the SRBA in August, 2001. A review of aerial photography indicates the ground involved in this transfer was recently irrigated. Portions have been leased to the WSB as well. Therefore, forfeiture does not appear to be an issue.

- **Injury to Other Water Rights:**

None anticipated.

- **Enlargement of Use:**

None anticipated.

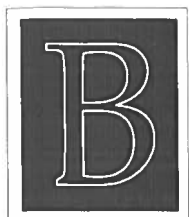
- **Local Public Interest:**
No negative impact anticipated.
- **Beneficial Use/Conservation of Water Resources:**
Licensed use is recognized as a beneficial use of water.
- **Effect on Economy of the Local Area:**
None anticipated.
- **Effect of the Agricultural Base of the Local Area:**
None anticipated.

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.

RECEIVED

NOV 29 2013

DEPT. OF WATER RESOURCES
SOUTHERN REGION



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

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 47.8 acres of irrigation water rights 36-2254A, 36-2284 and 36-8401 to 148.0 acre feet annually of stock and commercial water. The 47.8 acres to be dried up are currently located under a pivot located in Township 9 South Range 21 East Section 28. 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 proposed POD is located in Township 9 South Range 21 East Section 3. The dairy facility is an existing facility with three ground water wells. The ESPA model cell for the proposed POD is 71 47.

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 acres identified under the pivot have been identified to assign a consumptive use value to the acres to be transferred because the acres leased to the water supply bank have been leased for greater than 5 years.

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

This transfer is being submitted concurrently with a second transfer that is proposing to change the POU of 33.8 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.

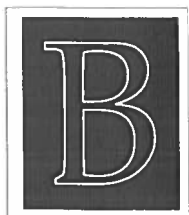
CHARLES G.
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BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

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, Check # 11724 for \$500.00

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

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