

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 79189

This is to certify that: NORTHERN AGRICULTURE V LLC
C/O FARMLAND MANGEMENT SERVICES
301 E MAIN ST
TURLOCK, CA 95380

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

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
31-11775	WR/DECREED	11/12/1976	6.760 cfs	1085.8 af	N/A	362.5	GROUND WATER
31-12116	WR/DECREED	11/12/1976	2.490 cfs	551.6 af	N/A	157.6	GROUND WATER
31-12118	WR/DECREED	1/2/1976	2.180 cfs	434.0 af	N/A	124.0	GROUND WATER
31-12120	WR/LICENSE	7/27/1985	0.460 cfs	81.2 af	N/A	23.2	GROUND WATER
31-12148	WR/DECREED	1/2/1976	2.170 cfs	370.6 af	N/A	121.3	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
31-11775	NO	NO	YES	YES	NO	NO
31-12116	NO	NO	YES	YES	NO	NO
31-12118	NO	NO	YES	YES	NO	NO
31-12120	NO	NO	YES	YES	NO	NO
31-12148	YES	NO	YES	YES	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
31-11775	31-11775	6.760 cfs	1085.8 af	362.5	1085.0	N/A	N/A	N/A	N/A	N/A
31-12116	31-12116	2.490 cfs	551.6 af	157.6	1085.0	N/A	N/A	N/A	N/A	N/A
31-12118	31-12118	2.180 cfs	434.0 af	124.0	1085.0	N/A	N/A	N/A	N/A	N/A
31-12120	31-12120	0.460 cfs	81.2 af	23.2	1085.0	N/A	N/A	N/A	N/A	N/A
31-12148	31-12330	2.130 cfs	363.9 af	121.3	1085.0	31-12148	0.040 cfs	6.7 af	N/A	N/A
COMBINED TOTALS		14.020 cfs	2516.5 af	788.6	1085.0		N/A	N/A	N/A	N/A

SUPPORT DATA

Transfer No. 79189

IN FILE # 31-11775

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 79189

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 15th day of April, 2014.


for _____
Chief, Water Allocation Bureau



WATER RIGHT NO. 31-11775**As Modified by Transfer No. 79189**

In accordance with the approval of Transfer No. 79189, Water Right No. 31-11775 is now described as follows:

Right Holder: NORTHERN AGRICULTURE V LLC
C/O FARMLAND MANGEMENT SERVICES
301 E MAIN ST
TURLOCK, CA 95380

Priority Date: 11/12/1976

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From
04/01

To
to 11/01

Diversion Rate
6.760 cfs
6.760 cfs

Diversion Volume
1085.8 af
1085.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWSW Sec 5 Twp 08N Rge 38E FREMONT County
GROUND WATER NWNESE Sec 7 Twp 08N Rge 38E FREMONT County
GROUND WATER NWNWSW Sec 8 Twp 08N Rge 38E FREMONT County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08N	38E	5			17.0				40.0	40.0	40.0	40.0	40.0	40.0		17.0	17.0		291.0
08N	38E	6													40.0		40.0	40.0	120.0
08N	38E	7	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
08N	38E	8		17.0	17.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					354.0

Right Acre Limit: 362.5

POU Total Acres: 1085.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 362.5 acres within the authorized place of use in a single irrigation season.
2. Rights 31-11775, 31-12116, 31-12118, 31-12120, and 31-12330 when combined shall not exceed a total diversion rate of 14.02 cfs, a total annual maximum diversion volume of 2516.5 af at the field headgate, and the irrigation of 788.6 acres.

Transfer No. 79189

WATER RIGHT NO. 31-11775

As Modified by Transfer No. 79189

CONDITIONS OF APPROVAL

3. Water rights 31-11775, 31-12116, 31-12118, 31-12120, and 31-12330 are limited to the irrigation of a specific 788.6 acres within the 1085 acre place of use authorized by this right in a single irrigation season. The specific 788.6 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 788.6 acres to be irrigated within the 1085 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. 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. 110.
5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. Prior to the diversion and use of water under Transfer approval 79189, the right holder shall install and maintain acceptable flowmeter measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications.
7. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 31-12116 **As Modified by Transfer No. 79189**

In accordance with the approval of Transfer No. 79189, Water Right No. 31-12116 is now described as follows:

Right Holder: NORTHERN AGRICULTURE V LLC
C/O FARMLAND MANGEMENT SERVICES
301 E MAIN ST
TURLOCK, CA 95380

Priority Date: 11/12/1976

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 04/15 **To** 10/15

Diversion Rate
2.490 cfs
2.490 cfs

Diversion Volume
551.6 af
551.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWSW	Sec 5	Twp 08N Rge 38E	FREMONT County
GROUND WATER	NWNESE	Sec 7	Twp 08N Rge 38E	FREMONT County
GROUND WATER	NWNWSW	Sec 8	Twp 08N Rge 38E	FREMONT County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08N	38E	5			17.0				40.0	40.0	40.0	40.0	40.0	40.0		17.0	17.0		291.0
08N	38E	6													40.0		40.0	40.0	120.0
08N	38E	7	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
08N	38E	8		17.0	17.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					354.0

Right Acre Limit: 157.6
POU Total Acres: 1085.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 362.5 acres within the authorized place of use in a single irrigation season.
2. Rights 31-11775, 31-12116, 31-12118, 31-12120, and 31-12330 when combined shall not exceed a total diversion rate of 14.02 cfs, a total annual maximum diversion volume of 2516.5 af at the field headgate, and the irrigation of 788.6 acres.

Transfer No. 79189

WATER RIGHT NO. 31-12116
As Modified by Transfer No. 79189

CONDITIONS OF APPROVAL

3. Water rights 31-11775, 31-12116, 31-12118, 31-12120, and 31-12330 are limited to the irrigation of a specific 788.6 acres within the 1085 acre place of use authorized by this right in a single irrigation season. The specific 788.6 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 788.6 acres to be irrigated within the 1085 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. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/01 and an ending date of 11/01 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/22/2002.
5. 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. 110.
6. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
7. Prior to the diversion and use of water under Transfer approval 79189, the right holder shall install and maintain acceptable flowmeter measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications.
8. 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.
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 31-12118 **As Modified by Transfer No. 79189**

In accordance with the approval of Transfer No. 79189, Water Right No. 31-12118 is now described as follows:

Right Holder: NORTHERN AGRICULTURE V LLC
C/O FARMLAND MANGEMENT SERVICES
301 E MAIN ST
TURLOCK, CA 95380

Priority Date: 1/2/1976

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From
04/15

To
to 10/15

Diversion Rate
2.180 cfs
2.180 cfs

Diversion Volume
434.0 af
434.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWSW	Sec 5	Twp 08N Rge 38E	FREMONT County
GROUND WATER	NWNESE	Sec 7	Twp 08N Rge 38E	FREMONT County
GROUND WATER	NWNWSW	Sec 8	Twp 08N Rge 38E	FREMONT County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08N	38E	5			17.0				40.0	40.0	40.0	40.0	40.0	40.0		17.0	17.0		291.0
08N	38E	6													40.0		40.0	40.0	120.0
08N	38E	7	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
08N	38E	8		17.0	17.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					354.0

Right Acre Limit: 124.0

POU Total Acres: 1085.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 362.5 acres within the authorized place of use in a single irrigation season.
2. Rights 31-11775, 31-12116, 31-12118, 31-12120, and 31-12330 when combined shall not exceed a total diversion rate of 14.02 cfs, a total annual maximum diversion volume of 2516.5 af at the field headgate, and the irrigation of 788.6 acres.

Transfer No. 79189

WATER RIGHT NO. 31-12118
As Modified by Transfer No. 79189

CONDITIONS OF APPROVAL

3. Water rights 31-11775, 31-12116, 31-12118, 31-12120, and 31-12330 are limited to the irrigation of a specific 788.6 acres within the 1085 acre place of use authorized by this right in a single irrigation season. The specific 788.6 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 788.6 acres to be irrigated within the 1085 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. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/01 and an ending date of 11/01 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/22/2002.
5. 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. 110.
6. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
7. Prior to the diversion and use of water under Transfer approval 79189, the right holder shall install and maintain acceptable flowmeter measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications.
8. 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.
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 31-12120**As Modified by Transfer No. 79189**

In accordance with the approval of Transfer No. 79189, Water Right No. 31-12120 is now described as follows:

Right Holder: NORTHERN AGRICULTURE V LLC
C/O FARMLAND MANGEMENT SERVICES
301 E MAIN ST
TURLOCK, CA 95380

Priority Date: 7/27/1985

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/15	to 10/15	0.460 cfs 0.460 cfs	81.2 af 81.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWSW	Sec 5	Twp 08N Rge 38E	FREMONT County
GROUND WATER	NWNESE	Sec 7	Twp 08N Rge 38E	FREMONT County
GROUND WATER	NWNWSW	Sec 8	Twp 08N Rge 38E	FREMONT County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08N	38E	5			17.0				40.0	40.0	40.0	40.0	40.0			17.0	17.0		291.0
08N	38E	6													40.0		40.0	40.0	120.0
08N	38E	7	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
08N	38E	8		17.0	17.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					354.0

Right Acre Limit: 23.2

POU Total Acres: 1085.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 362.5 acres within the authorized place of use in a single irrigation season.
2. Rights 31-11775, 31-12116, 31-12118, 31-12120, and 31-12330 when combined shall not exceed a total diversion rate of 14.02 cfs, a total annual maximum diversion volume of 2516.5 af at the field headgate, and the irrigation of 788.6 acres.

Transfer No. 79189

WATER RIGHT NO. 31-12120
As Modified by Transfer No. 79189

CONDITIONS OF APPROVAL

3. Water rights 31-11775, 31-12116, 31-12118, 31-12120, and 31-12330 are limited to the irrigation of a specific 788.6 acres within the 1085 acre place of use authorized by this right in a single irrigation season. The specific 788.6 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 788.6 acres to be irrigated within the 1085 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. 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. 110.
5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. Prior to the diversion and use of water under Transfer approval 79189, the right holder shall install and maintain acceptable flowmeter measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications.
7. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 31-12148
As Modified by Transfer No. 79189

In accordance with the approval of Transfer No. 79189, Water Right No. 31-12148 is now described as follows:

Right Holder: NORTHERN AGRICULTURE V LLC
C/O FARMLAND MANGEMENT SERVICES
301 E MAIN ST
TURLOCK, CA 95380

Priority Date: 1/2/1976

Source: GROUND WATER

BENEFICIAL USE
STOCKWATER

From
01/01

To
to 12/31

Diversion Rate
0.040 cfs
0.040 cfs

Diversion Volume
6.7 af
6.7 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWNWSW Sec 8 Twp 08N Rge 38E FREMONT County

PLACE OF USE: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08N	38E	8									X	X	X	X					0

CONDITIONS OF APPROVAL

- Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 31-12330**As Modified by Transfer No. 79189**

In accordance with the approval of Transfer No. 79189, Water Right No. 31-12330 is now described as follows:

Right Holder: NORTHERN AGRICULTURE V LLC
C/O FARMLAND MANGEMENT SERVICES
301 E MAIN ST
TURLOCK, CA 95380

Priority Date: 1/2/1976

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From
04/01

To
to 11/01

Diversion Rate
2.130 cfs
2.130 cfs

Diversion Volume
363.9 af
363.9 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWSW	Sec 5	Twp 08N Rge 38E	FREMONT County
GROUND WATER	NWNESE	Sec 7	Twp 08N Rge 38E	FREMONT County
GROUND WATER	NWNWSW	Sec 8	Twp 08N Rge 38E	FREMONT County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08N	38E	5			17.0				40.0	40.0	40.0	40.0	40.0	40.0		17.0	17.0		291.0
08N	38E	6													40.0		40.0	40.0	120.0
08N	38E	7	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
08N	38E	8		17.0	17.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					354.0

Right Acre Limit: 121.3

POU Total Acres: 1085.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 362.5 acres within the authorized place of use in a single irrigation season.
2. Rights 31-11775, 31-12116, 31-12118, 31-12120, and 31-12330 when combined shall not exceed a total diversion rate of 14.02 cfs, a total annual maximum diversion volume of 2516.5 af at the field headgate, and the irrigation of 788.6 acres.

WATER RIGHT NO. 31-12330

As Modified by Transfer No. 79189

CONDITIONS OF APPROVAL

3. Water rights 31-11775, 31-12116, 31-12118, 31-12120, and 31-12330 are limited to the irrigation of a specific 788.6 acres within the 1085 acre place of use authorized by this right in a single irrigation season. The specific 788.6 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 788.6 acres to be irrigated within the 1085 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. 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. 110.
5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. Prior to the diversion and use of water under Transfer approval 79189, the right holder shall install and maintain acceptable flowmeter measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications.
7. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.