

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 78706

This is to certify that: BOWMONT FARMS LLC
4890 DRY LAKE RD
NAMPA, ID 83686

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>
63-2980	WR/DECREED	1/26/1954	1.800 cfs	648.0 af	144.0	144.0	GROUND WATER
63-3336	WR/DECREED	5/6/1963	2.000 cfs	464.0 af	103.0	103.0	GROUND WATER
63-7267	WR/DECREED	9/19/1969	2.000 cfs	459.0 af	102.0	102.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
63-2980	NO	YES	YES	YES	NO	NO
63-3336	NO	YES	YES	YES	NO	NO
63-7267	NO	YES	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>
63-2980	63-2980	1.800 cfs	648.0 af	144.0	302.0	N/A	N/A	N/A	N/A	N/A
63-3336	63-3336	2.000 cfs	464.0 af	103.0	302.0	N/A	N/A	N/A	N/A	N/A
63-7267	63-7267	2.000 cfs	459.0 af	102.0	302.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		5.800 cfs	1359.0 af	N/A	302.0		N/A	N/A	N/A	N/A

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

Dated this 23rd day of December, 2013.


Western Regional Manager

SUPPORT DATA

Transfer No. 78706

IN FILE # 63-2980

WATER RIGHT NO. 63-3336**As Modified by Transfer No. 78706**

In accordance with the approval of Transfer No. 78706, Water Right No. 63-3336 is now described as follows:

Right Holder: BOWMONT FARMS LLC
10394 MELMONT RD
MELBA, ID 83641

Priority Date: 5/6/1963

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	4/01	to 10/31	2.000 cfs	464.0 af
			2.000 cfs	464.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWNE	Sec 4	Twp 01N Rge 02W CANYON County
GROUND WATER	SESE	Sec 4	Twp 01N Rge 02W CANYON County
GROUND WATER	SWSE	Sec 4	Twp 01N Rge 02W CANYON County
GROUND WATER	NESW	Sec 4	Twp 01N Rge 02W CANYON County
GROUND WATER	SESW	Sec 4	Twp 01N Rge 02W CANYON 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	
01N	02W	4		9.0	39.0					15.0	8.0			23.0	32.0	40.0	39.0	38.0	243.0
				L 2															
01N	02W	9		20.0			39.0												59.0
01N	02W	9																	

Right Acre Limit: 103.0

POU Total Acres: 302.0

CONDITIONS OF APPROVAL

1. Rights 63-2980, 63-3336 and 63-7267 when combined shall not exceed a total annual maximum diversion volume of 1359 af at the field headgate, and the irrigation of a combined total of 302 acres in a single irrigation season.
2. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/6/2009.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

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WATER RIGHT NO. 63-3336
As Modified by Transfer No. 78706

CONDITIONS OF APPROVAL

4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. 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. 63-2980**As Modified by Transfer No. 78706**

In accordance with the approval of Transfer No. 78706, Water Right No. 63-2980 is now described as follows:

Right Holder: BOWMONT FARMS LLC
4890 DRY LAKE RD
NAMPA ID 83686

Priority Date: 1/26/1954

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/01	to 11/15	1.800 cfs	648.0 af
			1.800 cfs	648.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWNE	Sec 4	Twp 01N Rge 02W CANYON County
GROUND WATER	SESE	Sec 4	Twp 01N Rge 02W CANYON County
GROUND WATER	SWSE	Sec 4	Twp 01N Rge 02W CANYON County
GROUND WATER	NESW	Sec 4	Twp 01N Rge 02W CANYON County
GROUND WATER	SESW	Sec 4	Twp 01N Rge 02W CANYON 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	
01N	02W	4		9.0	39.0					15.0	8.0			23.0	32.0	40.0	39.0	38.0	243.0
				L 2															
01N	02W	9		20.0			39.0												59.0
01N	02W	9																	

Right Acre Limit: 144.0

POU Total Acres: 302.0

CONDITIONS OF APPROVAL

1. Rights 63-2980, 63-3336 and 63-7267 when combined shall not exceed a total annual maximum diversion volume of 1359 af at the field headgate, and the irrigation of a combined total of 302 acres in a single irrigation season.
2. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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WATER RIGHT NO. 63-2980
As Modified by Transfer No. 78706

CONDITIONS OF APPROVAL

5. 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. 63-7267**As Modified by Transfer No. 78706**

In accordance with the approval of Transfer No. 78706, Water Right No. 63-7267 is now described as follows:

Right Holder: BOWMONT FARMS LLC
10394 MELMONT RD
MELBA, ID 83641

Priority Date: 9/19/1969

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	4/01	to 10/15	2.000 cfs	459.0 af
			2.000 cfs	459.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWNE	Sec 4	Twp 01N Rge 02W CANYON County
GROUND WATER	SESE	Sec 4	Twp 01N Rge 02W CANYON County
GROUND WATER	SWSE	Sec 4	Twp 01N Rge 02W CANYON County
GROUND WATER	NESW	Sec 4	Twp 01N Rge 02W CANYON County
GROUND WATER	SESW	Sec 4	Twp 01N Rge 02W CANYON 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	
01N	02W	4		9.0	39.0					15.0	8.0			23.0	32.0	40.0	39.0	38.0	243.0
				L 2															
01N	02W	9		20.0			39.0												59.0
01N	02W	9																	

Right Acre Limit: 102.0

POU Total Acres: 302.0

CONDITIONS OF APPROVAL

1. Rights 63-2980, 63-3336 and 63-7267 when combined shall not exceed a total annual maximum diversion volume of 1359 af at the field headgate, and the irrigation of a combined total of 302 acres in a single irrigation season.
2. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/6/2009.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

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WATER RIGHT NO. 63-7267
As Modified by Transfer No. 78706

CONDITIONS OF APPROVAL

4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. 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.