

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 78876

This is to certify that: MASON BROTHERS LLC
3981 N 3600 E
KIMBERLY, ID 83341

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>
47-135	WR/DECREED	4/15/1888	1.200 cfs	N/A	N/A	140.0	ROCK CREEK
47-155	WR/DECREED	3/14/1892	2.000 cfs	N/A	N/A	140.0	ROCK CREEK

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>
47-135	NO	YES	NO	NO	NO	NO
47-155	NO	YES	NO	NO	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>
47-135	47-135	1.200 cfs	N/A	N/A	140.0	N/A	N/A	N/A	N/A	N/A
47-155	47-155	2.000 cfs	N/A	N/A	140.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		2.800 cfs	N/A	N/A	140.0		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 5th day of December, 2013.


Southern Region Manager

SUPPORT DATA

IN FILE # 47-135

Transfer No. 78876

WATER RIGHT NO. 47-135
As Modified by Transfer No. 78876

In accordance with the approval of Transfer No. 78876, Water Right No. 47-135 is now described as follows:

Right Holder: MASON BROTHERS LLC
 3981 N 3600 E
 KIMBERLY, ID 83341

Priority Date: 4/15/1888

Source: ROCK CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION
 STOCKWATER

From

03/15
 03/15

To

to 11/15
 to 11/15

Diversion Rate

1.200 cfs
 0.020 cfs
 1.200 cfs

LOCATION OF POINT(S) OF DIVERSION

ROCK CREEK NWSWNW Sec 25 Twp 11S Rge 18E TWIN FALLS 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	
11S	18E	24											38.0	33.0					71.0
11S	18E	25					35.0	34.0											69.0

POU Total Acres: 140.0

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	18E	24											X	X					
11S	18E	25					X	X											

CONDITIONS OF APPROVAL

1. Rights 47-135 and 47-155 when combined shall not exceed a total diversion rate of 2.8 cfs and the irrigation of 140 acres.
2. Rights 47-135, 47-155, and 47-7428 when combined shall not exceed the irrigation of 140 acres.
3. 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.

Transfer No. 78876

WATER RIGHT NO. 47-135
As Modified by Transfer No. 78876

CONDITIONS OF APPROVAL

4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 47O.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
6. This right does not grant any right-of-way or easement across the land of another.
7. Use of this right is combined with water from Twin Falls Canal Co.
8. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
9. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial 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. 47-155
As Modified by Transfer No. 78876

In accordance with the approval of Transfer No. 78876, Water Right No. 47-155 is now described as follows:

Right Holder: MASON BROTHERS LLC
 3981 N 3600 E
 KIMBERLY, ID 83341

Priority Date: 3/14/1892

Source: ROCK CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE
 IRRIGATION

From
 03/15

To
 to 11/15

Diversion Rate
 2.000 cfs
 2.000 cfs

LOCATION OF POINT(S) OF DIVERSION

ROCK CREEK NWSWNW Sec 25 Twp 11S Rge 18E TWIN FALLS 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	
11S	18E	24											38.0	33.0					71.0
11S	18E	25					35.0	34.0											69.0

POU Total Acres: 140.0

CONDITIONS OF APPROVAL

1. Rights 47-135 and 47-155 when combined shall not exceed a total diversion rate of 2.8 cfs and the irrigation of 140 acres.
2. Rights 47-135, 47-155, and 47-7428 when combined shall not exceed the irrigation of 140 acres.
3. 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.
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. 470.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
6. This right does not grant any right-of-way or easement across the land of another.
7. Use of this right is combined with water from Twin Falls Canal Co.

Transfer No. 78876

WATER RIGHT NO. 47-155
As Modified by Transfer No. 78876

CONDITIONS OF APPROVAL

8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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.



State of Idaho
Department of Water Resources

Attachment To Transfer No. 78876

Rights: 47-135 and 47-155

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.075 0.15 0.3 Miles

