

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 78550**

This is to certify that: ADT FARMS LLC
246 E 300 S
BURLEY, ID 83318
AND
RELAR FARMS LLC
246 E 300 S
BURLEY, ID 83318

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>
43-13715	WR/DECREED	10/24/1961	1.380 cfs	408.8 af	102.2	113.0	GROUND WATER
43-13716	WR/DECREED	10/24/1961	14.570 cfs	4317.2 af	1079.3	1193.0	GROUND WATER
43-13718	WR/DECREED	6/30/1985	0.130 cfs	N/A	10.8	113.0	GROUND WATER
43-13719	WR/DECREED	6/30/1985	1.390 cfs	N/A	113.7	1193.0	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>
43-13715	NO	NO	YES	NO	NO	NO
43-13716	NO	NO	YES	NO	NO	NO
43-13718	NO	NO	YES	NO	NO	NO
43-13719	NO	NO	YES	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>
43-13715	43-13715	1.380 cfs	408.8 af	102.2	1306.0	N/A	N/A	N/A	N/A	N/A
43-13716	43-13716	14.570 cfs	4317.2 af	1079.3	1306.0	N/A	N/A	N/A	N/A	N/A
43-13718	43-13718	0.130 cfs	N/A	10.8	1306.0	N/A	N/A	N/A	N/A	N/A
43-13719	43-13719	1.390 cfs	N/A	113.7	1306.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		15.950 cfs	4726.0 af	1306.0	1306.0		N/A	N/A	N/A	N/A

SUPPORT DATA

IN FILE # 43-13715

Transfer No. 78550

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 78550

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 3rd day of December, 2013.



Southern Region Manager



WATER RIGHT NO. 43-13715
As Modified by Transfer No. 78550

In accordance with the approval of Transfer No. 78550, Water Right No. 43-13715 is now described as follows:

Right Holder: ADT FARMS LLC
 246 E 300 S
 BURLEY, ID 83318

Priority Date: 10/24/1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	1.380 cfs	408.8 af
			1.380 cfs	408.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWNENE	Sec 19 Twp 10S Rge 28E	CASSIA County
GROUND WATER	NESWSE	Sec 19 Twp 10S Rge 28E	CASSIA County
GROUND WATER	SENENW	Sec 30 Twp 10S Rge 28E	CASSIA County
GROUND WATER	NWSWSE	Sec 30 Twp 10S Rge 28E	CASSIA 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	
10S	27E	25													30.0	33.0	27.0	25.0	115.0
10S	27E	36	0.2			0.2													0.4
10S	28E	18															34.0	34.0	68.0
10S	28E	19	34.0	38.0	37.0	37.0	12.0			39.0	29.0			39.0	33.0	38.0	39.0	34.0	409.0
10S	28E	30	32.0	38.0	33.0	32.0	32.0	38.0	37.0	25.0	34.0	38.0	37.0	33.0	32.0	33.0	33.0	32.0	539.0
								L 1	L 2			L 3	L 4						
10S	28E	31					26.0	39.0	41.0	30.0	28.6	10.0							174.6
								L 1	L 2			L 3							

Right Acre Limit: 102.2
 POU Total Acres: 1306.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 102.2 acres within the authorized place of use in a single irrigation season.
2. Rights 43-13715 and 43-13718 when combined shall not exceed a total diversion rate of 1.38 cfs, a total annual maximum diversion volume of 408.8 af, and the irrigation of 113.0 acres.
3. Right No. 43-13718 is an expansion of this right pursuant to Section 42-1416B, Idaho Code.

WATER RIGHT NO. 43-13715
As Modified by Transfer No. 78550

CONDITIONS OF APPROVAL

4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
5. This right does not grant any right-of-way or easement across the land of another.
6. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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. 43-13716**As Modified by Transfer No. 78550**

In accordance with the approval of Transfer No. 78550, Water Right No. 43-13716 is now described as follows:

Right Holder: RELAR FARMS LLC
246 E 300 S
BURLEY, ID 83318
And
ADT FARMS LLC
246 E 300 S
BURLEY, ID 83318

Priority Date: 10/24/1961

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From
03/15

To
to 11/15

Diversion Rate

14.570 cfs
14.570 cfs

Diversion Volume

4317.2 af
4317.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWNENE	Sec 19 Twp 10S Rge 28E	CASSIA County
GROUND WATER	NESE	Sec 19 Twp 10S Rge 28E	CASSIA County
GROUND WATER	SENE	Sec 30 Twp 10S Rge 28E	CASSIA County
GROUND WATER	SENE	Sec 30 Twp 10S Rge 28E	CASSIA 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	
10S	27E	25													30.0	33.0	27.0	25.0	115.0
10S	27E	36	0.2			0.2													0.4
10S	28E	18															34.0	34.0	68.0
10S	28E	19	34.0	38.0	37.0	37.0	12.0			39.0	29.0			39.0	33.0	38.0	39.0	34.0	409.0
10S	28E	30	32.0	38.0	33.0	32.0	32.0	38.0	37.0	25.0	34.0	38.0	37.0	33.0	32.0	33.0	33.0	32.0	539.0
								L 1	L 2			L 3	L 4						
10S	28E	31					26.0	39.0	41.0	30.0	28.6	10.0							174.6
								L 1	L 2			L 3							

Right Acre Limit: 1079.3

POU Total Acres: 1306.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 1079.3 acres within the authorized place of use in a single irrigation season.
2. Rights 43-13716 and 43-13719 when combined shall not exceed a total diversion rate of 14.57 cfs, a total annual maximum diversion volume of 4317.2 af, and the irrigation of 1193.0 acres.

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WATER RIGHT NO. 43-13716
As Modified by Transfer No. 78550

CONDITIONS OF APPROVAL

3. Right No. 43-13719 is an expansion of this right pursuant to Section 42-1416B, Idaho Code.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
5. This right does not grant any right-of-way or easement across the land of another.
6. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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. 43-13718**As Modified by Transfer No. 78550**

In accordance with the approval of Transfer No. 78550, Water Right No. 43-13718 is now described as follows:

Right Holder: ADT FARMS LLC
246 E 300 S
BURLEY, ID 83318

Priority Date: 6/30/1985

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 03/15 **To** 11/15

Diversion Rate
0.130 cfs
0.130 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWNENE	Sec 19 Twp 10S Rge 28E	CASSIA County
GROUND WATER	NESWSE	Sec 19 Twp 10S Rge 28E	CASSIA County
GROUND WATER	SENENW	Sec 30 Twp 10S Rge 28E	CASSIA County
GROUND WATER	NWSWSE	Sec 30 Twp 10S Rge 28E	CASSIA 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	
10S	27E	25													30.0	33.0	27.0	25.0	115.0
10S	27E	36	0.2			0.2													0.4
10S	28E	18															34.0	34.0	68.0
10S	28E	19	34.0	38.0	37.0	37.0	12.0			39.0	29.0			39.0	33.0	38.0	39.0	34.0	409.0
10S	28E	30	32.0	38.0	33.0	32.0	32.0	38.0	37.0	25.0	34.0	38.0	37.0	33.0	32.0	33.0	32.0	32.0	539.0
								L 1	L 2			L 3	L 4						
10S	28E	31					26.0	39.0	41.0	30.0	28.6	10.0							174.6
								L 1	L 2			L 3							

Right Acre Limit: 10.8
POU Total Acres: 1306.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 10.8 acres within the authorized place of use in a single irrigation season.
2. Rights 43-13715 and 43-13718 when combined shall not exceed a total diversion rate of 1.38 cfs, a total annual maximum diversion volume of 408.8 af, and the irrigation of 113.0 acres.
3. This right is an expansion of Right No. 43-13715 pursuant to Section 42-1416B, Idaho Code.

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WATER RIGHT NO. 43-13718
As Modified by Transfer No. 78550

CONDITIONS OF APPROVAL

4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
5. This right does not grant any right-of-way or easement across the land of another.
6. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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. 43-13719**As Modified by Transfer No. 78550**

In accordance with the approval of Transfer No. 78550, Water Right No. 43-13719 is now described as follows:

Right Holder: ADT FARMS LLC
246 E 300 S
BURLEY, ID 83318

RELAR FARMS LLC
246 E 300 S
BURLEY, ID 83318

Priority Date: 6/30/1985

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 03/15 **To** 11/15

Diversion Rate
1.390 cfs
1.390 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWNENE	Sec 19 Twp 10S Rge 28E	CASSIA County
GROUND WATER	NESWSE	Sec 19 Twp 10S Rge 28E	CASSIA County
GROUND WATER	SENENW	Sec 30 Twp 10S Rge 28E	CASSIA County
GROUND WATER	NWSWSE	Sec 30 Twp 10S Rge 28E	CASSIA 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	
10S	27E	25													30.0	33.0	27.0	25.0	115.0
10S	27E	36	0.2			0.2													0.4
10S	28E	18															34.0	34.0	68.0
10S	28E	19	34.0	38.0	37.0	37.0	12.0			39.0	29.0			39.0	33.0	38.0	39.0	34.0	409.0
10S	28E	30	32.0	38.0	33.0	32.0	32.0	38.0	37.0	25.0	34.0	38.0	37.0	33.0	32.0	33.0	33.0	32.0	539.0
								L 1	L 2			L 3	L 4						
10S	28E	31					26.0	39.0	41.0	30.0	28.6	10.0							174.6
								L 1	L 2			L 3							

Right Acre Limit: 113.7
POU Total Acres: 1306.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 113.7 acres within the authorized place of use in a single irrigation season.
2. Rights 43-13716 and 43-13719 when combined shall not exceed a total diversion rate of 14.57 cfs, a total annual maximum diversion volume of 4317.2 af, and the irrigation of 1193.0 acres.

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WATER RIGHT NO. 43-13719
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CONDITIONS OF APPROVAL

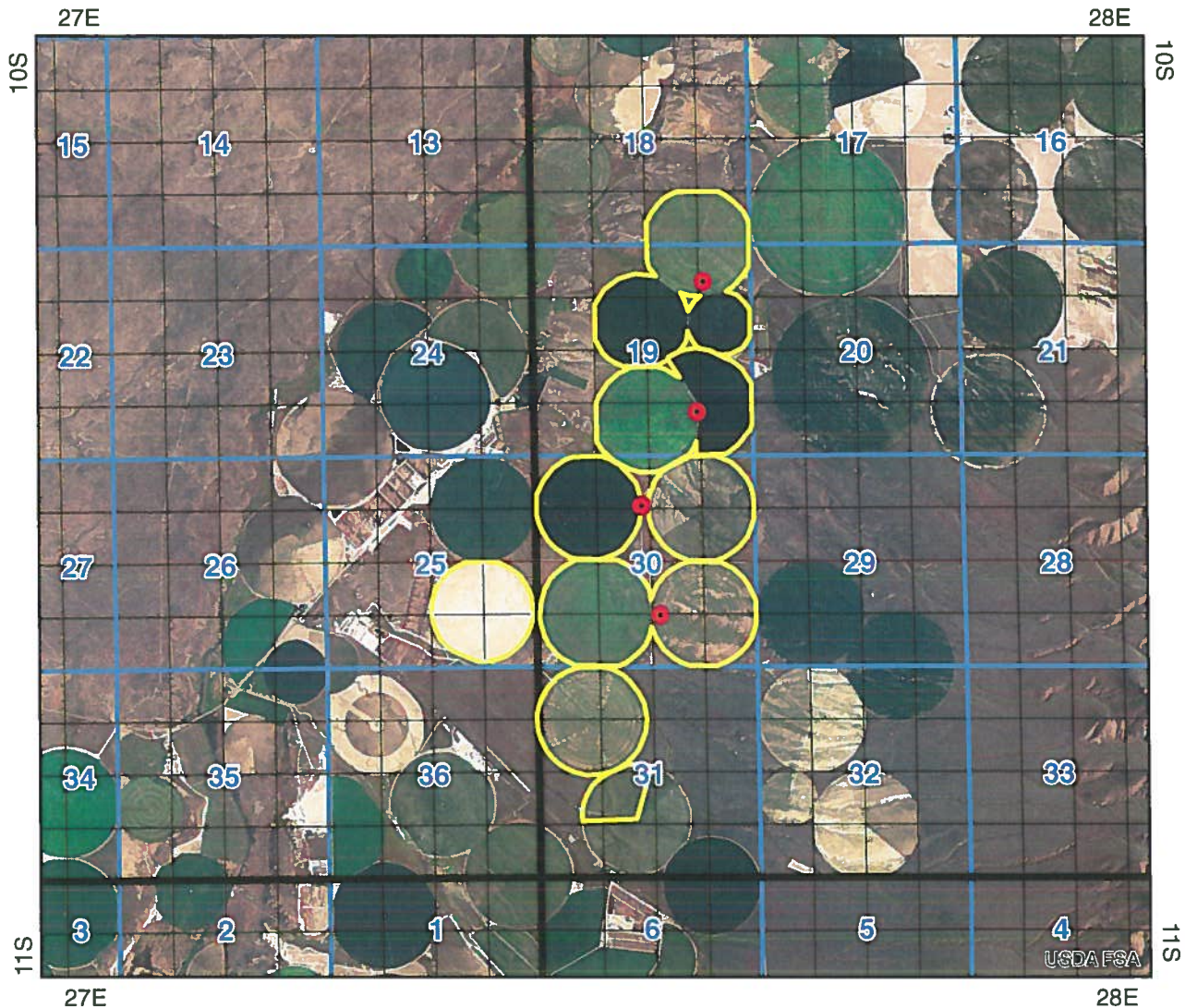
3. This right is an expansion of Right No. 43-13716 pursuant to Section 42-1416B, Idaho Code.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
5. This right does not grant any right-of-way or easement across the land of another.
6. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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. 78550

Rights: 43-13715, 43-13716, 43-13718 and 43-13719

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 0.5 1 2 Miles

