

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 78181

This is to certify that: M & K PROPERTIES LLC
PO BOX 3853
IDAHO FALLS ID 83403
(208)529-3181

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 Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
17-2052	WR/License	04/15/1966	0.49 cfs	210 af	N/A	145.0	GROUND WATER
17-7063	WR/License	09/12/1975	1.62 cfs	443.4 af	N/A	360.0	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>
17-2052	NO	NO	YES	NO	YES	NO
17-7063	NO	NO	YES	NO	YES	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>
17-2052	17-2052	0.49 cfs	208 af	145.0	316.0		N/A	N/A	N/A	N/A
17-7063	17-7063	1.62 cfs	443.4 af	N/A	316.0		N/A	N/A	N/A	N/A

COMBINED

TOTALS		2.11 cfs	651.4 af	316.0	316.0		N/A	N/A	N/A	N/A
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Detailed Water Right Description(s) attached

Dated this 7th day of December, 20 12


Water Resources Program Manager

SUPPORT DATA
IN FILE # 17-2052

WATER RIGHT NO. 17-2052
As Modified by Transfer No. 78181

In accordance with the approval of Transfer No. 78181, Water Right No. 17-2052 is now described as follows.

Right Holder: M & K PROPERTIES LLC
 PO BOX 3853
 IDAHO FALLS ID 83403

Priority Date: April 15, 1966

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.49 CFS	208.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENW Sec. 25 Twp 14S Rge 32E ONEIDA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	32E	25			25.8					39.5	34.3	28.8	29.5	32.0		34.0	32.3		256.2
14S	32E	26													30.3		29.5		59.8

Total Acres: 316

WATER RIGHT NO. 17-2052
As Modified by Transfer No. 78181

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 145.0 acres within the authorized place of use in a single irrigation season.
2. Rights 17-2052 and 17-7063 when combined shall not exceed the irrigation of 316.0 acres.
3. 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.
4. 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.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right 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.

Dated this 7th day of December, 20 12


Water Resources Program Manager

WATER RIGHT NO. 17-7063
As Modified by Transfer No. 78181

In accordance with the approval of Transfer No. 78181, Water Right No. 17-7063 is now described as follows.

Right Holder: M & K PROPERTIES LLC
 PO BOX 3853
 IDAHO FALLS ID 83403

Priority Date: September 12, 1975

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	05/01	to 09/15	1.62 CFS	443.4 AF

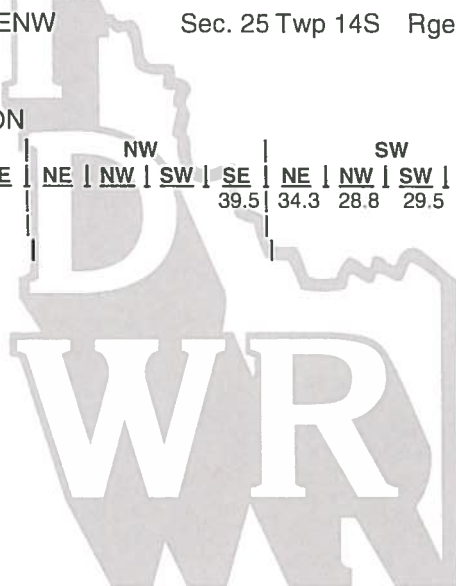
LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENW Sec. 25 Twp 14S Rge 32E ONEIDA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	32E	25			25.8					39.5	34.3	28.8	29.5	32.0		34.0	32.3		256.2
14S	32E	26													30.3		29.5		59.8

Total Acres: 316



WATER RIGHT NO. 17-7063
As Modified by Transfer No. 78181

CONDITIONS OF APPROVAL

1. Rights 17-2052 and 17-7063 when combined shall not exceed the irrigation of 316.0 acres.
2. 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.
3. 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.
4. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 5/1 and after 9/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than December 7, 2012.
5. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right 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.

Dated this 7th day of December, 20 12


Water Resources Program Manager