

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77528

This is to certify that: FARMLAND RESERVE INC
 139 E SOUTH TEMPLE STE 600
 SALT LAKE CITY UT 84111-1175
 (801)359-1600

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>
45-7497	WR/Decreed	04/03/1982	3.88 cfs	1893 af	1,177.0	3,887.4	GROUND WATER
45-2530	WR/Decreed	06/19/1956	1.94 cfs	636 af	159.0	3,887.4	GROUND WATER
45-2541	WR/Decreed	03/13/1957	1.7 cfs	829.6 af	307.0	3,887.4	GROUND WATER
45-2518	WR/Decreed	03/13/1956	1.78 cfs	400 af	100.0	3,887.4	GROUND WATER
45-2503	WR/Decreed	09/08/1955	2.1 cfs	880 af	220.0	3,887.4	GROUND WATER
45-7019	WR/Decreed	09/25/1967	1.5 cfs	376 af	94.0	3,887.4	GROUND WATER
45-13403	WR/License	12/22/2000	3 cfs	311.4 af	150.0	3,887.4	GROUND WATER
45-14357	WR/Decreed	08/11/1959	2.12 cfs	819.6 af	204.9	209.7	GROUND WATER
45-14360	WR/Decreed	01/18/1960	1.31 cfs	819.6 af	204.9	209.7	GROUND WATER
45-14363	WR/Decreed	11/19/1948	0.66 cfs	322.5 af	94.4	97.5	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>
45-7497	NO	NO	YES	YES	NO	NO
45-2530	NO	NO	YES	YES	NO	NO
45-2541	NO	NO	YES	YES	NO	NO
45-2518	NO	NO	YES	YES	NO	NO
45-2503	NO	NO	YES	YES	NO	NO
45-7019	NO	NO	YES	YES	NO	NO
45-13403	NO	NO	YES	YES	NO	NO
45-14357	NO	YES	YES	YES	NO	NO
45-14360	NO	YES	YES	YES	NO	NO
45-14363	NO	YES	YES	YES	NO	NO

SUPPORT DATA

IN FILE # 45-2503

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77528

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
45-7497	45-7497	3.88 cfs	1893 af	1177	4,199.4	N/A	N/A	N/A	N/A	N/A
45-2530	45-2530	1.94 cfs	636 af	159	4,199.4	N/A	N/A	N/A	N/A	N/A
45-2541	45-2541	1.7 cfs	829.6 af	307	4,199.4	N/A	N/A	N/A	N/A	N/A
45-2518	45-2518	1.78 cfs	400 af	100	4,199.4	N/A	N/A	N/A	N/A	N/A
45-2503	45-2503	2.1 cfs	880 af	220	4,199.4	N/A	N/A	N/A	N/A	N/A
45-7019	45-7019	1.5 cfs	376 af	94	4,199.4	N/A	N/A	N/A	N/A	N/A
45-13403	45-13403	3 cfs	311.4 af	150	4,199.4	N/A	N/A	N/A	N/A	N/A
45-14357	45-14357	2.12 cfs	819.6 af	204.9	4,199.4	N/A	N/A	N/A	N/A	N/A
45-14360	45-14360	1.31 cfs	819.6 af	204.9	4,199.4	N/A	N/A	N/A	N/A	N/A
45-14363	45-14363	0.66 cfs	322.5 af	94.4	4,199.4	N/A	N/A	N/A	N/A	N/A
COMBINED										
TOTALS		16.99 cfs	6145.6 af	2411.9	4199.4	N/A	N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 3rd day of December, 20 12



Southern Region Manager

WATER RIGHT NO. 45-2503
As Modified by Transfer No. 77528

In accordance with the approval of Transfer No. 77528, Water Right No. 45-2503 is now described as follows.

Right Holder: FARMLAND RESERVE INC
 C/O LDS CHURCH TAX DIVISION
 50 E NORTH TEMPLE ST 22ND FLOOR
 SALT LAKE CITY UT 84150

Priority Date: September 08, 1955

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	2.10 CFS	880.0 AF
			2.10 CFS	880.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSE	Sec. 36 Twp 10S	Rge 19E	TWIN FALLS County
GROUND WATER	SENW	Sec. 1 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	NWNE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SENW	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SENW	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SESW	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SWSE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SESE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS 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	
10S 19E 26									13.0	10.0	37.0	40.0			25.0		125.0
10S 19E 34			39.0	40.0									40.0	40.0	39.0	40.0	238.0
10S 19E 35	36.0	40.0	40.0	40.0	40.0	37.0	39.0	37.0	37.0	40.0	40.0	37.0	40.0	40.0	27.0	27.0	597.0
10S 19E 36						10.0	39.0	5.8	3.9	34.0	25.0	2.8			8.9		129.4
11S 19E 1		28.0	11.0		37.0	37.0	40.0	38.0	40.0	40.0	39.0	40.0					350.0
11S 19E 2	39.0	27.0	38.0	38.0	33.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	37.0	607.0
11S 19E 3	L 1	L 2	39.0	39.0	40.0	40.0		39.0	40.0	39.0		40.0	40.0	40.0	40.0	40.0	476.0
11S 19E 9	L 1	L 2											39.0	39.0	40.0	40.0	158.0
11S 19E 10	40.0	40.0	40.0	40.0	40.0	39.0	39.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	558.0
11S 19E 11	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
11S 19E 12		15.0	8.3		40.0	37.0	19.0	39.0	34.0	39.0	22.0	7.0		27.0	31.0	2.7	321.0

Total Acres: 4199.4

WATER RIGHT NO. 45-2503
As Modified by Transfer No. 77528

CONDITIONS OF APPROVAL

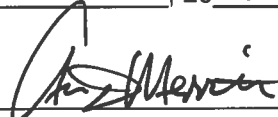
1. This right is limited to the irrigation of 220 acres within the authorized place of use in a single irrigation season.
2. Rights 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, and 45-13403 when combined shall not exceed a total diversion rate of 12.9 cfs, a total annual maximum diversion volume of 5326 af at the field headgate, and the irrigation of 2207 acres.
3. Rights 45-2530, 45-2541, 45-7497, and 45-13403 when combined shall not exceed a total diversion rate of 7.52 cfs and a total annual maximum diversion volume of 3670 af at the field headgate.
4. Rights 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, 45-13403, 45-14363, 45-14357, and 45-14360 when combined shall not exceed the irrigation of 2411.9 acres.
5. Rights 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, 45-13403, 45-14363, 45-14357, and 45-14360 are limited to the irrigation of a specific 2411.9 acres within the 4199.4-acre place of use authorized by this right in a single irrigation season. The specific 2411.9 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right to be 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 2411.9 acres to be irrigated within the 2411.9 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.
6. Use of this right is combined with water from Twin Falls Canal Co.
7. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
8. If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. 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.
10. 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. 140.
11. 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(s).

WATER RIGHT NO. 45-2503
As Modified by Transfer No. 77528

12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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.

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 3rd day of December, 20 12



Southern Region Manager

WATER RIGHT NO. 45-2518
As Modified by Transfer No. 77528

In accordance with the approval of Transfer No. 77528, Water Right No. 45-2518 is now described as follows.

Right Holder: FARMLAND RESERVE INC
 C/O LDS CHURCH TAX DIVISION
 50 E NORTH TEMPLE ST 22ND FLOOR
 SALT LAKE CITY UT 84150

Priority Date: March 13, 1956

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	1.78 CFS	400.0 AF
			1.78 CFS	400.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSE	Sec. 36 Twp 10S	Rge 19E	TWIN FALLS County
GROUND WATER	SENW	Sec. 1 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	NWNE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SENW	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SENW	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SESW	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SWSE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SESE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS 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	
10S 19E 26									13.0	10.0	37.0	40.0			25.0		125.0
10S 19E 34			39.0	40.0									40.0	40.0	39.0	40.0	238.0
10S 19E 35	36.0	40.0	40.0	40.0	40.0	37.0	39.0	37.0	37.0	40.0	40.0	37.0	40.0	40.0	27.0	27.0	597.0
10S 19E 36						10.0	39.0	5.8	3.9	34.0	25.0	2.8			8.9		129.4
11S 19E 1		28.0	11.0		37.0	37.0	40.0	38.0	40.0	40.0	39.0	40.0					350.0
11S 19E 2	39.0	27.0	38.0	38.0	33.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	37.0	607.0
11S 19E 3	L 1	L 2	39.0	39.0	40.0	40.0		39.0	40.0	39.0		40.0	40.0	40.0	40.0	40.0	476.0
11S 19E 9	L 1	L 2											39.0	39.0	40.0	40.0	158.0
11S 19E 10	40.0	40.0	40.0	40.0	40.0	39.0	39.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	558.0
11S 19E 11	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
11S 19E 12		15.0	8.3		40.0	37.0	19.0	39.0	34.0	39.0	22.0	7.0		27.0	31.0	2.7	321.0

Total Acres: 4199.4

WATER RIGHT NO. 45-2518
As Modified by Transfer No. 77528

CONDITIONS OF APPROVAL

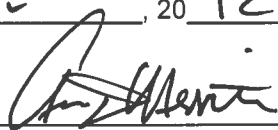
1. This right is limited to the irrigation of 100 acres within the authorized place of use in a single irrigation season.
2. Rights 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, and 45-13403 when combined shall not exceed a total diversion rate of 12.9 cfs, a total annual maximum diversion volume of 5326 af at the field headgate, and the irrigation of 2207 acres.
3. Rights 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, 45-13403, 45-14363, 45-14357, and 45-14360 when combined shall not exceed the irrigation of 2411.9 acres.
4. Rights 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, 45-13403, 45-14363, 45-14357, and 45-14360 are limited to the irrigation of a specific 2411.9 acres within the 4199.4-acre place of use authorized by this right in a single irrigation season. The specific 2411.9 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right to be 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 2411.9 acres to be irrigated within the 2411.9 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.
5. Use of this right is combined with water from Twin Falls Canal Co.
6. 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.
7. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
8. If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. 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. 140.
10. 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(s).
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

WATER RIGHT NO. 45-2518
As Modified by Transfer No. 77528

12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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.

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 3rd day of December, 20 12



Southern Region Manager

WATER RIGHT NO. 45-2530
As Modified by Transfer No. 77528

In accordance with the approval of Transfer No. 77528, Water Right No. 45-2530 is now described as follows.

Right Holder: FARMLAND RESERVE INC
 C/O LDS CHURCH TAX DIVISION
 50 E NORTH TEMPLE ST 22ND FLOOR
 SALT LAKE CITY UT 84150

Priority Date: June 19, 1956

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	1.94 CFS	636.0 AF
			1.94 CFS	636.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSE	Sec. 36 Twp 10S	Rge 19E	TWIN FALLS County
GROUND WATER	SENW	Sec. 1 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	NWNE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SENW	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SENW	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SESW	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SWSE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SESE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS 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	
10S 19E 26									13.0	10.0	37.0	40.0			25.0		125.0
10S 19E 34			39.0	40.0									40.0	40.0	39.0	40.0	238.0
10S 19E 35	36.0	40.0	40.0	40.0	40.0	37.0	39.0	37.0	37.0	40.0	40.0	37.0	40.0	40.0	27.0	27.0	597.0
10S 19E 36						10.0	39.0	5.8	3.9	34.0	25.0	2.8			8.9		129.4
11S 19E 1		28.0	11.0		37.0	37.0	40.0	38.0	40.0	40.0	39.0	40.0					350.0
11S 19E 2	39.0	27.0	38.0	38.0	33.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	37.0	607.0
11S 19E 3	L1	L2	39.0	40.0	L3	L4			39.0	40.0	39.0		40.0	40.0	40.0	40.0	476.0
11S 19E 9	L1	L2											39.0	39.0	40.0	40.0	158.0
11S 19E 10	40.0	40.0	40.0	40.0	40.0	39.0	39.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	558.0
11S 19E 11	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
11S 19E 12		15.0	8.3		40.0	37.0	19.0	39.0	34.0	39.0	22.0	7.0		27.0	31.0	2.7	321.0

Total Acres: 4199.4

WATER RIGHT NO. 45-2530
As Modified by Transfer No. 77528

CONDITIONS OF APPROVAL

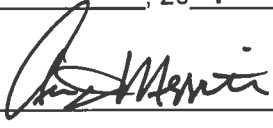
1. This right is limited to the irrigation of 159 acres within the authorized place of use in a single irrigation season.
2. Rights 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, 45-13403, 45-14363, 45-14357, and 45-14360 when combined shall not exceed the irrigation of 2411.9 acres.
3. Rights 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, and 45-13403 when combined shall not exceed a total diversion rate of 12.9 cfs, a total annual maximum diversion volume of 5326 af at the field headgate, and the irrigation of 2207 acres.
4. Rights 45-2530, 45-2541, 45-7497, and 45-13403 when combined shall not exceed a total diversion rate of 7.52 cfs and a total annual maximum diversion volume of 3670 af at the field headgate.
5. Rights 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, 45-13403, 45-14363, 45-14357, and 45-14360 are limited to the irrigation of a specific 2411.9 acres within the 4199.4-acre place of use authorized by this right in a single irrigation season. The specific 2411.9 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right to be 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 2411.9 acres to be irrigated within the 2411.9 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.
6. Use of this right is combined with water from Twin Falls Canal Co.
7. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
8. If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. 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.
10. 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. 140.
11. 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(s).

WATER RIGHT NO. 45-2530
As Modified by Transfer No. 77528

12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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.

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 3rd day of December, 2012



Southern Region Manager

WATER RIGHT NO. 45-2541
As Modified by Transfer No. 77528

In accordance with the approval of Transfer No. 77528, Water Right No. 45-2541 is now described as follows.

Right Holder: FARMLAND RESERVE INC
C/O LDS CHURCH TAX DIVISION
50 E NORTH TEMPLE ST 22ND FLOOR
SALT LAKE CITY UT 84150

Priority Date: March 13, 1957

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	1.70 CFS	829.6 AF
			1.70 CFS	829.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSE	Sec. 36 Twp 10S	Rge 19E	TWIN FALLS County
GROUND WATER	SENW	Sec. 1 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	NWNE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SENW	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SENW	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SESW	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SWSE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SESE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS 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	
10S 19E 26									13.0	10.0	37.0	40.0			25.0		125.0
10S 19E 34			39.0	40.0									40.0	40.0	39.0	40.0	238.0
10S 19E 35	36.0	40.0	40.0	40.0	40.0	37.0	39.0	37.0	37.0	40.0	40.0	37.0	40.0	40.0	27.0	27.0	597.0
10S 19E 36						10.0	39.0	5.8	3.9	34.0	25.0	2.8			8.9		129.4
11S 19E 1		28.0	11.0		37.0	37.0	40.0	38.0	40.0	40.0	39.0	40.0					350.0
11S 19E 2		L 2			L 3	L 4											
11S 19E 2	39.0	27.0	38.0	38.0	33.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	37.0	607.0
11S 19E 3	L 1	L 2			L 3	L 4											
11S 19E 3	39.0	39.0	40.0	40.0				39.0	40.0	39.0		40.0	40.0	40.0	40.0	40.0	476.0
11S 19E 9	L 1	L 2											39.0	39.0	40.0	40.0	158.0
11S 19E 10	40.0	40.0	40.0	40.0	40.0	39.0	39.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	558.0
11S 19E 11	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
11S 19E 12		15.0	8.3		40.0	37.0	19.0	39.0	34.0	39.0	22.0	7.0		27.0	31.0	2.7	321.0

Total Acres: 4199.4

**WATER RIGHT NO. 45-2541
As Modified by Transfer No. 77528**

CONDITIONS OF APPROVAL

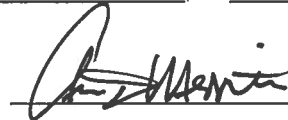
1. This right is limited to the irrigation of 307 acres within the authorized place of use in a single irrigation season.
2. Rights 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, and 45-13403 when combined shall not exceed a total diversion rate of 12.9 cfs, a total annual maximum diversion volume of 5326 af at the field headgate, and the irrigation of 2207 acres.
3. Rights 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, 45-13403, 45-14363, 45-14357, and 45-14360 when combined shall not exceed the irrigation of 2411.9 acres.
4. Rights 45-2530, 45-2541, 45-7497, and 45-13403 when combined shall not exceed a total diversion rate of 7.52 cfs and a total annual maximum diversion volume of 3670 af at the field headgate.
5. Rights 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, 45-13403, 45-14363, 45-14357, and 45-14360 are limited to the irrigation of a specific 2411.9 acres within the 4199.4-acre place of use authorized by this right in a single irrigation season. The specific 2411.9 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right to be 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 2411.9 acres to be irrigated within the 2411.9 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.
6. Use of this right is combined with water from Twin Falls Canal Co.
7. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
8. If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. 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. 140.
10. 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(s).
11. 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.

WATER RIGHT NO. 45-2541
As Modified by Transfer No. 77528

12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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.

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 3rd day of December, 2012



Southern Region Manager

WATER RIGHT NO. 45-7019
As Modified by Transfer No. 77528

In accordance with the approval of Transfer No. 77528, Water Right No. 45-7019 is now described as follows.

Right Holder: FARMLAND RESERVE INC
 C/O LDS CHURCH TAX DIVISION
 50 E NORTH TEMPLE ST 22ND FLOOR
 SALT LAKE CITY UT 84150

Priority Date: September 25, 1967

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	1.50 CFS	376.0 AF
			1.50 CFS	376.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSE	Sec. 36 Twp 10S	Rge 19E	TWIN FALLS County
GROUND WATER	SENW	Sec. 1 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	NWNE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SENW	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SENW	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SESW	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SWSE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SESE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS 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	
10S 19E 26									13.0	10.0	37.0	40.0			25.0		125.0
10S 19E 34			39.0	40.0									40.0	40.0	39.0	40.0	238.0
10S 19E 35	36.0	40.0	40.0	40.0	40.0	37.0	39.0	37.0	37.0	40.0	40.0	37.0	40.0	40.0	27.0	27.0	597.0
10S 19E 36						10.0	39.0	5.8	3.9	34.0	25.0	2.8			8.9		129.4
11S 19E 1		28.0	11.0		37.0	37.0	40.0	38.0	40.0	40.0	39.0	40.0					350.0
11S 19E 2		L 2			L 3	L 4											
	39.0	27.0	38.0	38.0	33.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	37.0	607.0
11S 19E 3	L 1	L 2			L 3	L 4											
	39.0	39.0	40.0	40.0				39.0	40.0	39.0		40.0	40.0	40.0	40.0	40.0	476.0
11S 19E 9	L 1	L 2											39.0	39.0	40.0	40.0	158.0
11S 19E 10	40.0	40.0	40.0	40.0	40.0	39.0	39.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	558.0
11S 19E 11	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
11S 19E 12		15.0	8.3		40.0	37.0	19.0	39.0	34.0	39.0	22.0	7.0		27.0	31.0	2.7	321.0

Total Acres: 4199.4

WATER RIGHT NO. 45-7019
As Modified by Transfer No. 77528

CONDITIONS OF APPROVAL

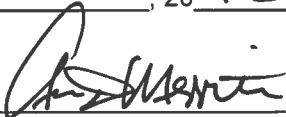
1. This right is limited to the irrigation of 94 acres within the authorized place of use in a single irrigation season.
2. Rights 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, 45-13403, 45-14363, 45-14357, and 45-14360 when combined shall not exceed the irrigation of 2411.9 acres.
3. Rights 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, and 45-13403 when combined shall not exceed a total diversion rate of 12.9 cfs, a total annual maximum diversion volume of 5326 af at the field headgate, and the irrigation of 2207 acres.
4. Rights 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, 45-13403, 45-14363, 45-14357, and 45-14360 are limited to the irrigation of a specific 2411.9 acres within the 4199.4-acre place of use authorized by this right in a single irrigation season. The specific 2411.9 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right to be shown in the electronic shape file database maintained by the department. Before changing the 2411.9 acres to be irrigated within the 2411.9 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.
5. Use of this right is combined with water from Twin Falls Canal Co.
6. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
7. If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
8. 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. 140.
9. 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(s).
10. 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.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

WATER RIGHT NO. 45-7019
As Modified by Transfer No. 77528

12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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.

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 3rd day of December, 20 12



Southern Region Manager

WATER RIGHT NO. 45-7497
As Modified by Transfer No. 77528

In accordance with the approval of Transfer No. 77528, Water Right No. 45-7497 is now described as follows.

Right Holder: FARMLAND RESERVE INC
 139 E SOUTH TEMPLE STE 600
 SALT LAKE CITY UT 84111-1175

Priority Date: April 03, 1982

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	3.88 CFS	1,893.0 AF
			3.88 CFS	1,893.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSE	Sec. 36 Twp 10S	Rge 19E	TWIN FALLS County
GROUND WATER	SENW	Sec. 1 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	NWNE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SENW	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SENW	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SESW	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SWSE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SESE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS 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	
10S 19E 26									13.0	10.0	37.0	40.0			25.0		125.0
10S 19E 34			39.0	40.0									40.0	40.0	39.0	40.0	238.0
10S 19E 35	36.0	40.0	40.0	40.0	40.0	37.0	39.0	37.0	37.0	40.0	40.0	37.0	40.0	40.0	27.0	27.0	597.0
10S 19E 36						10.0	39.0	5.8	3.9	34.0	25.0	2.8			8.9		129.4
11S 19E 1		28.0	11.0		37.0	37.0	40.0	38.0	40.0	40.0	39.0	40.0					350.0
11S 19E 2		L 2			L 3	L 4											
	39.0	27.0	38.0	38.0	33.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	37.0	607.0
11S 19E 3	L 1	L 2			L 3	L 4											
	39.0	39.0	40.0	40.0				39.0	40.0	39.0		40.0	40.0	40.0	40.0	40.0	476.0
11S 19E 9	L 1	L 2											39.0	39.0	40.0	40.0	158.0
11S 19E 10	40.0	40.0	40.0	40.0	40.0	39.0	39.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	558.0
11S 19E 11	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
11S 19E 12		15.0	8.3		40.0	37.0	19.0	39.0	34.0	39.0	22.0	7.0		27.0	31.0	2.7	321.0

Total Acres: 4199.4

WATER RIGHT NO. 45-7497
As Modified by Transfer No. 77528

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 1177 acres within the authorized place of use in a single irrigation season.
2. Rights 45-2530, 45-2541, 45-7497, and 45-13403 when combined shall not exceed a total diversion rate of 7.52 cfs and a total annual maximum diversion volume of 3670 af at the field headgate.
3. Rights 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, and 45-13403 when combined shall not exceed a total diversion rate of 12.9 cfs, a total annual maximum diversion volume of 5326 af at the field headgate, and the irrigation of 2207 acres.
4. Rights 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, 45-13403, 45-14363, 45-14357, and 45-14360 when combined shall not exceed the irrigation of 2411.9 acres.
5. Rights 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, 45-13403, 45-14363, 45-14357, and 45-14360 are limited to the irrigation of a specific 2411.9 acres within the 4199.4-acre place of use authorized by this right in a single irrigation season. The specific 2411.9 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right to be 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 2411.9 acres to be irrigated within the 2411.9 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.
6. Use of this right is combined with water from Twin Falls Canal Co.
7. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
8. If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. 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. 140.
10. 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(s).
11. 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.

WATER RIGHT NO. 45-7497
As Modified by Transfer No. 77528

12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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.

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 3rd day of December, 20 12



Southern Region Manager

WATER RIGHT NO. 45-13403
As Modified by Transfer No. 77528

In accordance with the approval of Transfer No. 77528, Water Right No. 45-13403 is now described as follows.

Right Holder: FARMLAND RESERVE INC
 C/O LDS CHURCH TAX DIVISION
 50 E NORTH TEMPLE ST 22ND FLOOR
 SALT LAKE CITY UT 84150

Priority Date: December 22, 2000

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	3.00 CFS	311.4 AF
			3.00 CFS	311.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSE	Sec. 36 Twp 10S	Rge 19E	TWIN FALLS County
GROUND WATER	SENW	Sec. 1 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	NWNE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SENW	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SENW	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SESW	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SWSE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SESE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS 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	
10S 19E 26									13.0	10.0	37.0	40.0			25.0		125.0
10S 19E 34			39.0	40.0									40.0	40.0	39.0	40.0	238.0
10S 19E 35	36.0	40.0	40.0	40.0	40.0	37.0	39.0	37.0	37.0	40.0	40.0	37.0	40.0	40.0	27.0	27.0	597.0
10S 19E 36						10.0	39.0	5.8	3.9	34.0	25.0	2.8			8.9		129.4
11S 19E 1		28.0	11.0		37.0	37.0	40.0	38.0	40.0	40.0	39.0	40.0					350.0
11S 19E 2		L 2			L 3	L 4											
	39.0	27.0	38.0	38.0	33.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	37.0	607.0
	L 1	L 2			L 3	L 4											
11S 19E 3	39.0	39.0	40.0	40.0				39.0	40.0	39.0		40.0	40.0	40.0	40.0	40.0	476.0
	L 1	L 2															
11S 19E 9													39.0	39.0	40.0	40.0	158.0
11S 19E 10	40.0	40.0	40.0	40.0	40.0	39.0	39.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	558.0
11S 19E 11	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
11S 19E 12		15.0	8.3		40.0	37.0	19.0	39.0	34.0	39.0	22.0	7.0		27.0	31.0	2.7	321.0

Total Acres: 4199.4

WATER RIGHT NO. 45-13403
As Modified by Transfer No. 77528

CONDITIONS OF APPROVAL

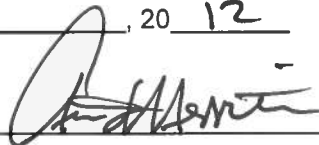
1. This right is limited to the irrigation of 150 acres within the authorized place of use in a single irrigation season.
2. Rights 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, 45-13403, 45-14363, 45-14357, and 45-14360 when combined shall not exceed the irrigation of 2411.9 acres.
3. Rights 45-2530, 45-2541, 45-7497, and 45-13403 when combined shall not exceed a total diversion rate of 7.52 cfs and a total annual maximum diversion volume of 3670 af at the field headgate.
4. Rights 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, and 45-13403 when combined shall not exceed a total diversion rate of 12.9 cfs, a total annual maximum diversion volume of 5326 af at the field headgate, and the irrigation of 2207 acres.
5. Rights 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, 45-13403, 45-14363, 45-14357, and 45-14360 are limited to the irrigation of a specific 2411.9 acres within the 4199.4-acre place of use authorized by this right in a single irrigation season. The specific 2411.9 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right to be 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 2411.9 acres to be irrigated within the 2411.9 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.
6. Use of this right is combined with water from Twin Falls Canal Co.
7. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
8. If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. 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. 140.
10. 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(s).
11. 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.

WATER RIGHT NO. 45-13403
As Modified by Transfer No. 77528

12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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.

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 3rd day of December, 2012



Southern Region Manager

WATER RIGHT NO. 45-14363
As Modified by Transfer No. 77528

In accordance with the approval of Transfer No. 77528, Water Right No. 45-14363 is now described as follows.

Right Holder: FARMLAND RESERVE INC
 139 E SOUTH TEMPLE STE 600
 SALT LAKE CITY UT 84111-1175

Priority Date: November 19, 1948

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.66 CFS	322.5 AF
			0.66 CFS	322.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSE	Sec. 36 Twp 10S	Rge 19E	TWIN FALLS County
GROUND WATER	SENW	Sec. 1 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	NWNE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SENW	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SENW	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SESW	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SWSE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SESE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS 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	
10S 19E 26									13.0	10.0	37.0	40.0			25.0		125.0
10S 19E 34			39.0	40.0									40.0	40.0	39.0	40.0	238.0
10S 19E 35	36.0	40.0	40.0	40.0	40.0	37.0	39.0	37.0	37.0	40.0	40.0	37.0	40.0	40.0	27.0	27.0	597.0
10S 19E 36						10.0	39.0	5.8	3.9	34.0	25.0	2.8			8.9		129.4
11S 19E 1		28.0	11.0		37.0	37.0	40.0	38.0	40.0	40.0	39.0	40.0					350.0
11S 19E 2	39.0	27.0	38.0	38.0	33.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	37.0	607.0
11S 19E 3	L 1	L 2	39.0	40.0	L 3	L 4			39.0	40.0	39.0	40.0	40.0	40.0	40.0	40.0	476.0
11S 19E 9	L 1	L 2											39.0	39.0	40.0	40.0	158.0
11S 19E 10	40.0	40.0	40.0	40.0	40.0	39.0	39.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	558.0
11S 19E 11	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
11S 19E 12		15.0	8.3		40.0	37.0	19.0	39.0	34.0	39.0	22.0	7.0		27.0	31.0	2.7	321.0

Total Acres: 4199.4

WATER RIGHT NO. 45-14363
As Modified by Transfer No. 77528

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 94.4 acres within the authorized place of use in a single irrigation season.
2. Rights 45-14357, 45-14360, and 45-14363 when combined shall not exceed a total annual maximum diversion volume of 819.6 af at the field headgate and the irrigation of 204.9 acres.
3. Rights 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, 45-13403, 45-14363, 45-14357, and 45-14360 when combined shall not exceed the irrigation of 2411.9 acres.
4. Rights 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, and 45-13403 when combined shall not exceed a total diversion rate of 12.9 cfs, a total annual maximum diversion volume of 5326 af at the field headgate, and the irrigation of 2207 acres.
5. Rights 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, 45-13403, 45-14363, 45-14357, and 45-14360 are limited to the irrigation of a specific 2411.9 acres within the 4199.4-acre place of use authorized by this right in a single irrigation season. The specific 2411.9 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right to be 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 2411.9 acres to be irrigated within the 2411.9 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.
6. Use of this right is combined with water from Twin Falls Canal Co.
7. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
8. If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. 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. 140.
10. 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(s).
11. 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.

WATER RIGHT NO. 45-14363
As Modified by Transfer No. 77528

12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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.

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 3rd day of December, 2012



Southern Region Manager

WATER RIGHT NO. 45-14357
As Modified by Transfer No. 77528

In accordance with the approval of Transfer No. 77528, Water Right No. 45-14357 is now described as follows.

Right Holder: FARMLAND RESERVE INC
 139 E SOUTH TEMPLE STE 600
 SALT LAKE CITY UT 84111-1175

Priority Date: August 11, 1959

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	2.12 CFS	819.6 AF
			2.12 CFS	819.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSE	Sec. 36 Twp 10S	Rge 19E	TWIN FALLS County
GROUND WATER	SENE	Sec. 1 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	NWNE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SENE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SENE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SESE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SWSE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SESE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS 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	
10S 19E 26									13.0	10.0	37.0	40.0			25.0		125.0
10S 19E 34			39.0	40.0									40.0	40.0	39.0	40.0	238.0
10S 19E 35	36.0	40.0	40.0	40.0	40.0	37.0	39.0	37.0	37.0	40.0	40.0	37.0	40.0	40.0	27.0	27.0	597.0
10S 19E 36						10.0	39.0	5.8	3.9	34.0	25.0	2.8			8.9		129.4
11S 19E 1		28.0	11.0		37.0	37.0	40.0	38.0	40.0	40.0	39.0	40.0					350.0
11S 19E 2	39.0	27.0	38.0	38.0	33.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	37.0	607.0
11S 19E 3	39.0	39.0	40.0	40.0				39.0	40.0	39.0		40.0	40.0	40.0	40.0	40.0	476.0
11S 19E 9													39.0	39.0	40.0	40.0	158.0
11S 19E 10	40.0	40.0	40.0	40.0	40.0	39.0	39.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	558.0
11S 19E 11	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
11S 19E 12		15.0	8.3		40.0	37.0	19.0	39.0	34.0	39.0	22.0	7.0		27.0	31.0	2.7	321.0

Total Acres: 4199.4

WATER RIGHT NO. 45-14357
As Modified by Transfer No. 77528

CONDITIONS OF APPROVAL

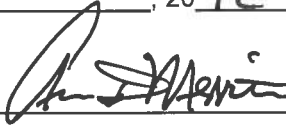
1. This right is limited to the irrigation of 204.9 acres within the authorized place of use in a single irrigation season.
2. Rights 45-14357, 45-14360, and 45-14363 when combined shall not exceed a total annual maximum diversion volume of 819.6 af at the field headgate and the irrigation of 204.9 acres.
3. Rights 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, 45-13403, 45-14363, 45-14357, and 45-14360 when combined shall not exceed the irrigation of 2411.9 acres.
4. Rights 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, and 45-13403 when combined shall not exceed a total diversion rate of 12.9 cfs, a total annual maximum diversion volume of 5326 af at the field headgate, and the irrigation of 2207 acres.
5. Rights 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, 45-13403, 45-14363, 45-14357, and 45-14360 are limited to the irrigation of a specific 2411.9 acres within the 4199.4-acre place of use authorized by this right in a single irrigation season. The specific 2411.9 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right to be 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 2411.9 acres to be irrigated within the 2411.9 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.
6. Use of this right is combined with water from Twin Falls Canal Co.
7. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
8. If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. 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. 140.
10. 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(s).
11. 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.

WATER RIGHT NO. 45-14357
As Modified by Transfer No. 77528

12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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.

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 3rd day of December, 20 12



Southern Region Manager

WATER RIGHT NO. 45-14360
As Modified by Transfer No. 77528

In accordance with the approval of Transfer No. 77528, Water Right No. 45-14360 is now described as follows.

Right Holder: FARMLAND RESERVE INC
 139 E SOUTH TEMPLE STE 600
 SALT LAKE CITY UT 84111-1175

Priority Date: January 18, 1960

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	1.31 CFS	640.4 AF
			1.31 CFS	640.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSE	Sec. 36 Twp 10S	Rge 19E	TWIN FALLS County
GROUND WATER	SENW	Sec. 1 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	NWNE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SENW	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SENW	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SESW	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SWSE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS County
GROUND WATER	SESE	Sec. 12 Twp 11S	Rge 19E	TWIN FALLS 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	
10S 19E 26									13.0	10.0	37.0	40.0			25.0		125.0
10S 19E 34			39.0	40.0									40.0	40.0	39.0	40.0	238.0
10S 19E 35	36.0	40.0	40.0	40.0	40.0	37.0	39.0	37.0	37.0	40.0	40.0	37.0	40.0	40.0	27.0	27.0	597.0
10S 19E 36						10.0	39.0	5.8	3.9	34.0	25.0	2.8			8.9		129.4
11S 19E 1		28.0	11.0		37.0	37.0	40.0	38.0	40.0	40.0	39.0	40.0					350.0
11S 19E 2	39.0	27.0	38.0	38.0	33.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	37.0	607.0
11S 19E 3	L 1	L 2	39.0	40.0	40.0				39.0	40.0	39.0		40.0	40.0	40.0	40.0	476.0
11S 19E 9	L 1	L 2											39.0	39.0	40.0	40.0	158.0
11S 19E 10	40.0	40.0	40.0	40.0	40.0	39.0	39.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	558.0
11S 19E 11	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
11S 19E 12		15.0	8.3		40.0	37.0	19.0	39.0	34.0	39.0	22.0	7.0		27.0	31.0	2.7	321.0

Total Acres: 4199.4

WATER RIGHT NO. 45-14360
As Modified by Transfer No. 77528

CONDITIONS OF APPROVAL

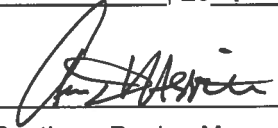
1. This right is limited to the irrigation of 204.9 acres within the authorized place of use in a single irrigation season.
2. Rights 45-14357, 45-14360, and 45-14363 when combined shall not exceed a total annual maximum diversion volume of 819.6 af at the field headgate and the irrigation of 204.9 acres.
3. Rights 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, and 45-13403 when combined shall not exceed a total diversion rate of 12.9 cfs, a total annual maximum diversion volume of 5326 af at the field headgate, and the irrigation of 2207 acres.
4. Rights 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, 45-13403, 45-14363, 45-14357, and 45-14360 when combined shall not exceed the irrigation of 2411.9 acres.
5. Rights 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, 45-13403, 45-14363, 45-14357, and 45-14360 are limited to the irrigation of a specific 2411.9 acres within the 4199.4-acre place of use authorized by this right in a single irrigation season. The specific 2411.9 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right to be 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 2411.9 acres to be irrigated within the 2411.9 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.
6. Use of this right is combined with water from Twin Falls Canal Co.
7. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
8. If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. 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. 140.
10. 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(s).
11. 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.

WATER RIGHT NO. 45-14360
As Modified by Transfer No. 77528

12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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.

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 3rd day of December, 2012



Southern Region Manager

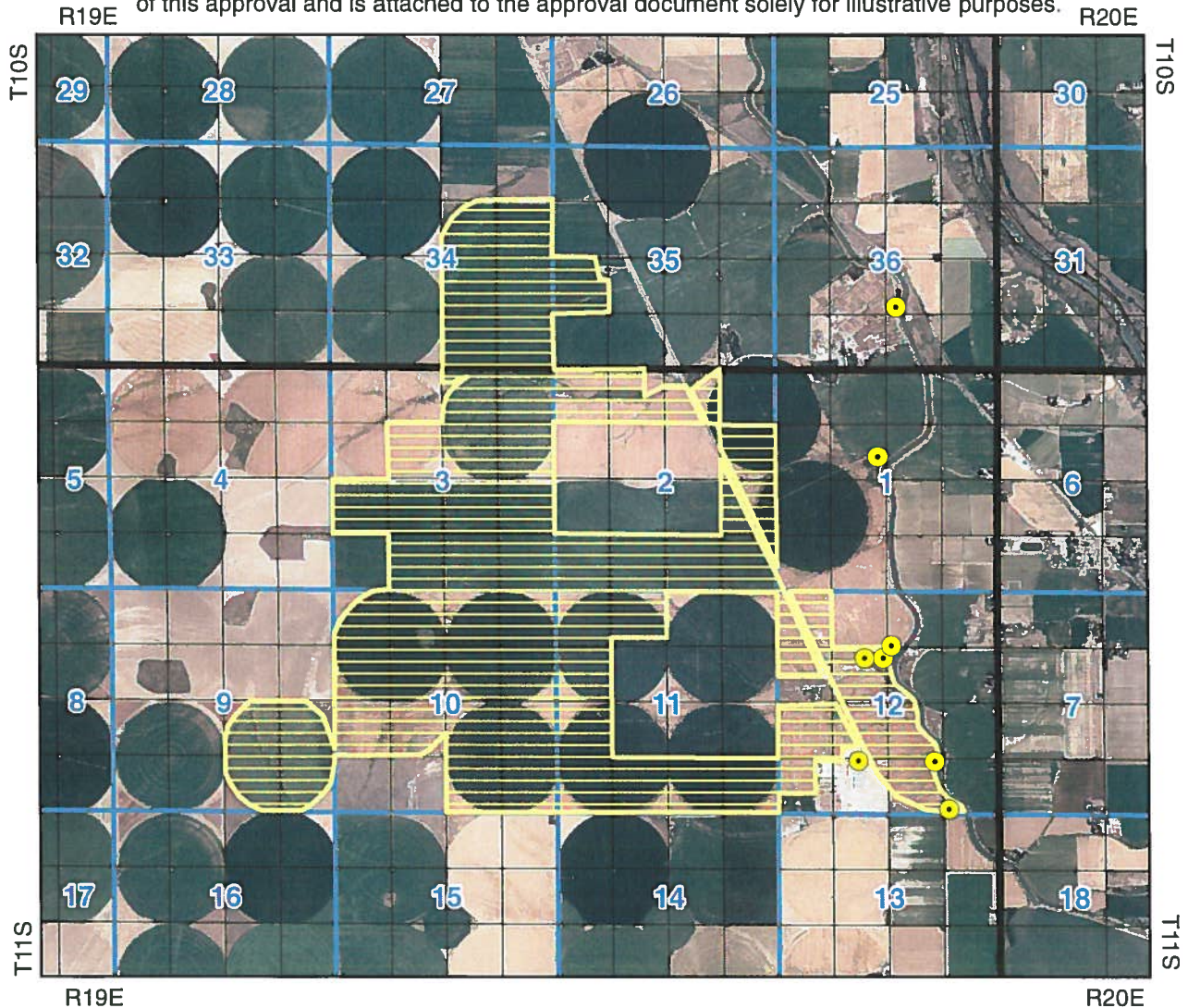
State of Idaho
Department of Water Resources

Attachment To Transfer Of Water Right

Transfer No. 77528

Rights: 45-2503, 45-2518, 45-2530, 45-2541, 45-7019, 45-7497, 45-13403,
45-14357, 45-14360, 45-14363

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.



0 0.5 1 2 Miles

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





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380
Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

December 3, 2012

FARMLAND RESERVE INC
139 E SOUTH TEMPLE STE 600
SALT LAKE CITY UT 84111-9195

FARMLAND RESERVE INC
C/O LDS CHURCH TAX DIVISION
50 E NORTH TEMPLE ST 22ND FLOOR
SALT LAKE CITY UT 84150

RE: Transfer No.: 77528
Water Right No(s): 45-2503 45-2518 45-2530 45-2541 45-7019 45-7497
45-13403 45-14363 45-14357 45-14360

Transfer Approval Notice

Dear Water Right Holder and other Interested Persons:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's homepage on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-736-3033.

Sincerely,

A handwritten signature in black ink, appearing to read "Allen Merritt". The signature is fluid and cursive, with a large initial "A" and "M".

Allen Merritt
Southern Region Manager

Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on December 3, 2012 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below:

RE: TRANSFER NO. 77528
WATER RIGHTS NOS. 45-2503 45-2518 45-2530 45-2541 45-7019
45-7497 45-13403 45-14363 45-14357 45-14360

FARMLAND RESERVE INC
139 E SOUTH TEMPLE STE 600
SALT LAKE CITY UT 84111-9195

FARMLAND RESERVE INC
C/O LDS CHURCH TAX DIVISION
50 E NORTH TEMPLE ST 22ND FLOOR
SALT LAKE CITY UT 84150

A handwritten signature in cursive script that reads "Denise Maline". The signature is written in dark ink and is positioned above a solid horizontal line.

Denise Maline
Administrative Assistant

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380
Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

December 3, 2012

BRIAN HIGGS WATERMASTER
WATER DISTRICT # 140
355 W 500 S
BURLEY, ID 83318

Re: **APPROVED Transfer No. 77528 (Farmland Reserve Inc.)**

Dear Mr. Higgs:

For your information and records, we have enclosed a copy of an APPROVED Application for Transfer within your District.

If you have any questions, please contact this office, or the applicant.

Sincerely,

A handwritten signature in cursive script that reads "Denise Maline". The signature is written in dark ink and is positioned above the printed name and title.

Denise Maline
Administrative Assistant

Enclosure



For 206 Condition

RECEIVED

NOV 27 2012

**DEPT. OF WATER RESOURCES
SOUTHERN REGION**

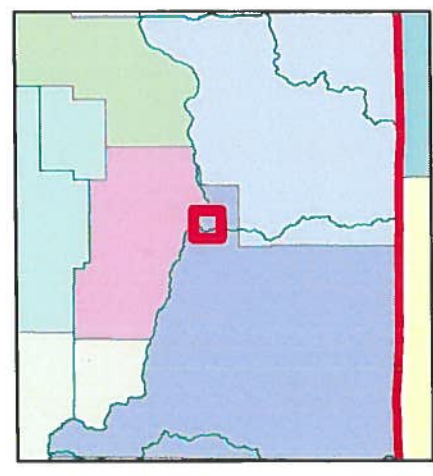
Map of PPU



Idaho Department of Water Resources

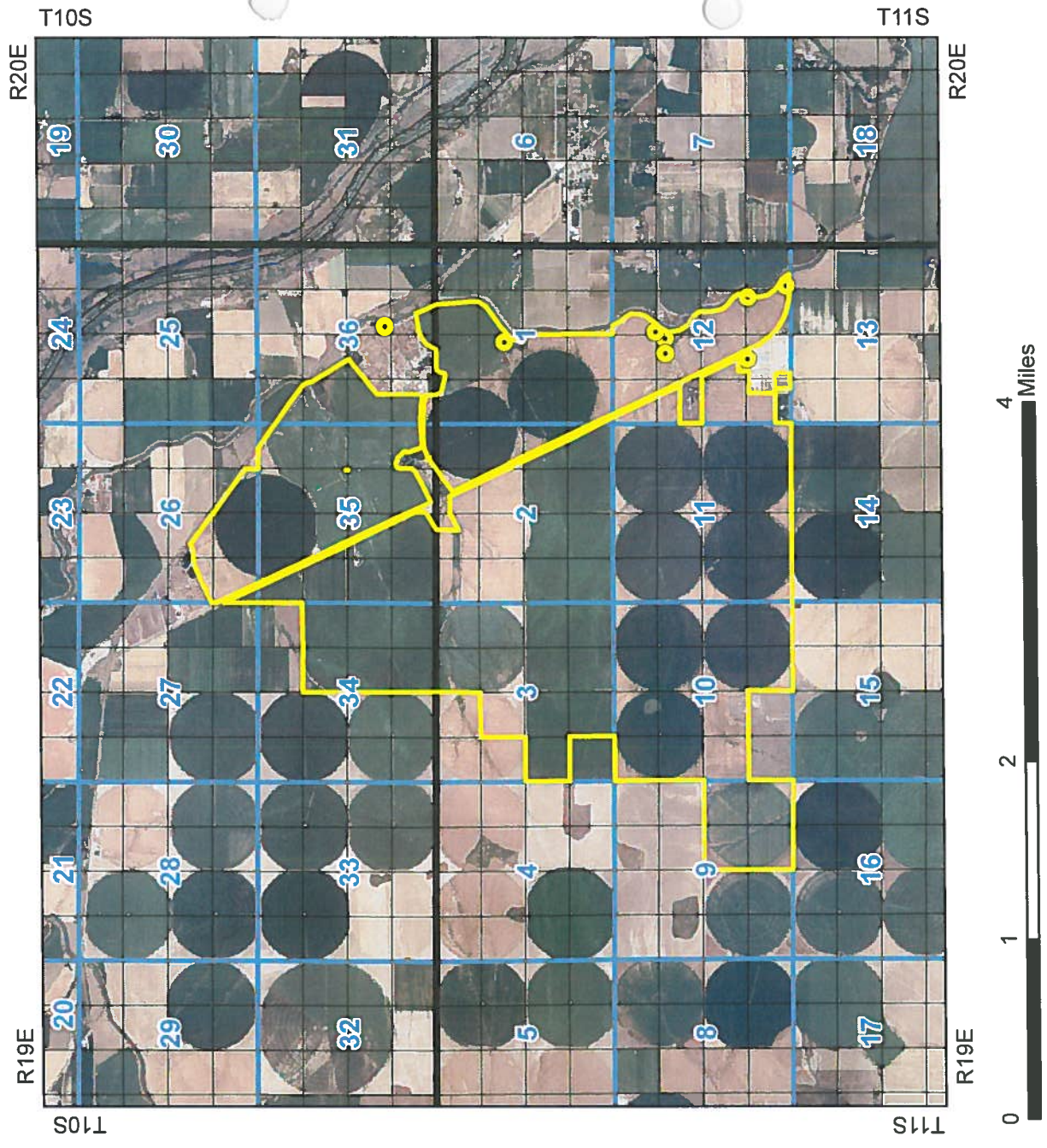
Water Right
45-2518
(IRRIGATION)

- Point of Diversion
- Place of Use
- State Outline
- Townships
- PLS Sections
- Quarter Quarters



Twin Falls County
IDWR Basin 45

Prepared by Cooper, Jeff
On November 30, 2012
2009 Aerial Photography



RECEIVED

NOV 13 2012

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Affidavit of Publication
STATE OF IDAHO)
COUNTY OF TWIN FALLS) SS.

I, Ruby Aufderheide, being first duly sworn upon oath, depose and say that I am Legal Clerk of the TIMES-NEWS, published daily at, Twin Falls, Idaho, and do solemnly swear that a copy of the notice of advertisement, as per clipping attached, was published in the regular and entire issue of said newspaper, and not in any supplement thereof, for two consecutive weeks, commencing with the issue dated 1st day of November, 2012 and ending with the issue dated 8th day of November, 2012

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months, and said TIMES-NEWS, since such consolidation, has been published as a daily newspaper except Saturday, until July 31, 1978, at which time said newspaper began daily publication under said name in said city and county continuously and uninterruptedly.

And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho to be issued thereof Thursday is announced as the day on which said legal will be published.


Ruby Aufderheide, Legal Clerk

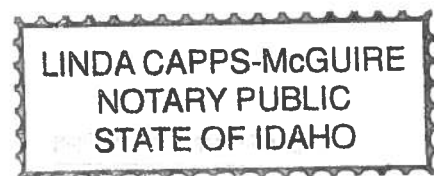
STATE OF IDAHO
COUNTY OF TWIN FALLS

On this 9th day of November, 2012, before me,

a Notary Public, personally appeared Ruby Aufderheide,
known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.


Notary Public for Idaho
Residing at Twin Falls, Idaho.

My commission expires: 5-19-15



**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 77528**

FARMLAND RESERVE INC, 139 E SOUTH TEMPLE STE 600, SALT LAKE CITY, UT 84111-1175 has filed Application No. 77528 for changes to the following water rights within TWIN FALLS County(s): Right No(s). 45-7497, 45-2530, 45-2541, 45-2518, 45-2503, 45-7019, 45-13403, 45-14357, 45-14360, 45-14363; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes to add points of diversion (POD) and change the place of use (POU), for the following groundwater irrigation rights: 45-7497 (3.88 CFS), 45-2530 (1.94 CFS), 45-2541 (1.70 CFS), 45-2518 (1.78 CFS), 45-2503 (2.10 CFS), 45-7019 (1.50 CFS), 45-13403 (3.00 CFS), 45-14357 (2.12 CFS), 45-14360 (1.31 CFS), and 45-14363 (0.66 CFS). Rights 45-7497, 45-2530, 45-2541, 45-2518, 45-2503, 45-7019, and 45-13403 are currently authorized to provide up to 12.9 CFS (5326 AFA, 2207 Acres) for irrigation on a 3,887.4-acre farm located approximately 0.8 to 3.5 mi. W & 2.1 mi N to 1.2 mi. S of Murtaugh from five existing wells located the approximate distances from Murtaugh: 1.0 mi W & 0.4 mi. S, 1.0 mi. W & 0.5 mi. S, 1.1 mi. W & 0.5 mi. S, 1.0 mi. W & 0.4 mi. N, and 0.9 mi. W & 1.1 mi. N. Rights 45-14357, 45-14360, and 45-14363 are currently authorized on 204.9 acres of irrigation on a farm located approximately 0.7 to 1.5 mi. W & 0.5 to 1.2 mi. S of Murtaugh from four wells located the following approximate distances from Murtaugh: 1.2 mi. W & 1.2 mi. S, 0.7 mi. W & 1.2 mi. S, 0.8 mi. W & 1.0 mi. S, and 1.1 mi. W & 0.9 mi. S. Application proposes to create a permissible place of use (PPU) by combining the authorized POUs for both farms along with adjacent acres located approximately 3.5 to 4.0 mi. W & 0.7 to 1.2 mi. S of Murtaugh owned by the applicant. Application also proposes to combine PODs for both farms, excepting the well located approximately 1.2 mi. W & 1.2 mi. S of Murtaugh. When combined, these rights will provide up to 16.99 CFS (6145.6 AFA, 2411.9 Acres) across a 4205.2-acre permissible place of use (PPU) on the combined farms. Additional acreage on the PPU will be provided from existing shares of Twin Falls Canal Company (TFCC) water currently appurtenant to the property. For additional information concerning the property location, contact Southern Region office at (208) 736-3033. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 1341 Fillmore St, Suite 200, Twin Falls ID 83301 together with a protest fee of \$25.00 for each application on or before November 19, 2012. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

PUBLISH: November 1st & 8th, 2012

✓ OK DM
11-19-2012

Maline, Denise

From: Brian Higgs [brian@waterwellconsultants.com]
Sent: Monday, October 29, 2012 9:02 PM
To: Maline, Denise
Subject: Re: Comment Letter for Transfer 77528

Sorry. I do not oppose the transfer. Thank you.

From: [Maline, Denise](#)
Sent: Monday, October 29, 2012 8:18 AM
To: [Brian Higgs](#)
Subject: RE: Comment Letter for Transfer 77528

Brian --

Just to clarify, do you mean that you do not oppose this transfer?

Thank you,

Denise

From: Brian Higgs [<mailto:brian@waterwellconsultants.com>]
Sent: Saturday, October 27, 2012 8:12 PM
To: Maline, Denise
Subject: Re: Comment Letter for Transfer 77528

Hi Denise.

I do oppose transfer #77528 and I have no comments.

Thank you.

Brian

From: [Maline, Denise](#)
Sent: Friday, October 26, 2012 1:45 PM
To: [Brian Higgs](#)
Subject: Comment Letter for Transfer 77528

Brian,

Attached please find a cover letter, recommendation form, and copy of an Application for Transfer currently being processed by the department. Please review and submit any comments you may have, within 21 days.

If you have any questions regarding the attached information, please feel free to contact our office.

Thank you in advance,

Denise Maline
Administrative Assistant

MEMORANDUM

Date: October 19, 2012
To: Transfer 77528 File
From: Jeff Cooper
Re: Evaluation of Sufficiency of Information Submitted

Application proposes to add points of diversion (POD) and change the place of use (POU), for the following groundwater irrigation rights: 45-7497 (3.88 CFS), 45-2530 (1.94 CFS), 45-2541 (1.70 CFS), 45-2518 (1.78 CFS), 45-2503 (2.10 CFS), 45-7019 (1.50 CFS), 45-13403 (3.00 CFS), 45-14357 (2.12 CFS), 45-14360 (1.31 CFS), and 45-14363 (0.66 CFS). Rights 45-7497, 45-2530, 45-2541, 45-2518, 45-2503, 45-7019, and 45-13403 are currently authorized to provide up to 12.9 CFS (5326 AFA, 2207 Acres) for irrigation on a 3,887.4-acre farm located approximately 0.8 to 3.5 mi. W & 2.1 mi N to 1.2 mi. S of Murtaugh from five existing wells located the approximate distances from Murtaugh: 1.0 mi W & 0.4 mi. S, 1.0 mi. W & 0.5 mi. S, 1.1 mi. W & 0.5 mi. S, 1.0 mi. W & 0.4 mi. N, and 0.9 mi. W & 1.1 mi. N. Rights 45-14357, 45-14360, and 45-14363 are currently authorized on 204.9 acres of irrigation on a farm located approximately 0.7 to 1.5 mi. W & 0.5 to 1.2 mi. S of Murtaugh from four wells located the following approximate distances from Murtaugh: 1.2 mi. W & 1.2 mi. S, 0.7 mi. W & 1.2 mi. S, 0.8 mi. W & 1.0 mi. S, and 1.1 mi. W & 0.9 mi. S. Application proposes to create a permissible place of use (PPU) by combining the authorized POU's for both farms along with adjacent acres located approximately 3.5 to 4.0 mi. W & 0.7 to 1.2 mi. S of Murtaugh owned by the applicant. Application also proposes to combine PODs for both farms, excepting the well located approximately 1.2 mi. W & 1.2 mi. S of Murtaugh. When combined, these rights will provide up to 16.99 CFS (6145.6 AFA, 2411.9 Acres) across a 4205.2-acre permissible place of use (PPU) on the combined farms. Additional acreage on the PPU will be provided from existing shares of Twin Falls Canal Company (TFCC) water currently appurtenant to the property.

It should also be noted that right 45-14360 was reduced from 819.6 AFA to 640.4 AFA, due to the flow from parent right 45-2599 (1.39 CFS) not being able to pump the decreed volume of 868 AFA during 246-day irrigation season. Proposed changes occur within the Trust Water Boundary and the Oakley Valley Water District (140) so watermaster comments will be solicited. Proposed POD generally changes occur within adjacent model cells, except one well which occurs within an inactive edges cell; therefore no ESPA mitigation analysis was required. Because of the nature of the changes proposed in this transfer application, it is recommended that this transfer be processed with a public notice and protest period.

- **Authority to File:**

The Department's database indicates that water rights 45-7497, 45-2530, 45-2541, 45-2518, 45-2503, 45-7019, 45-13403, 45-14357, 45-14360, and 45-14363 are owned by Farmland Reserve Inc.

- **Water Right Validity:**

Rights 45-7497, 45-2530, 45-2541, 45-2518, 45-2503, 45-7019, 45-14357, 45-14360, and 45-14363 were partially decreed in the SRBA in May of 2005. Right 45-13403 was licensed in February, 2003. A review of recent aerial imagery

indicates that the proposed change occur on ground that has been irrigated within the last five irrigation seasons. In addition, an extension of time to avoid forfeiture was granted for rights 45-14357, 45-14360, 45-14363 in June of 2010 in effect until November 15, 2014, so forfeiture is not an issue.

- **Injury to Other Water Rights:**
None anticipated or foreseen.
- **Enlargement of Use:**
None anticipated.
- **Local Public Interest:**
No issues anticipated.
- **Beneficial Use/Conservation of Water Resources:**
Proposed use is recognized as a beneficial use of water.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.

	Acres	%
Cummins	7.3	3.4
Commercial	4.8	2.2
Remaining	204.9	94.4
Total	217	100.000

	Parent	Children	CFS	AFA	Consumptive AFA	Acres	Owner	Adjusted AFA
	45-2282	45-14361	0.02	7.6	6.7	2.2	Commercial	N/A
CFS		0.7	45-14362	0.02	11.6	3.4	Cummins	N/A
AFA		341.6	45-14363	0.66	322.5	94.4	Remaining	N/A
Acres		100	Totals	0.70	341.6	100		
	45-2588	45-14355	0.05	19.2	14.5	4.8	Commercial	N/A
CFS		2.25	45-14356	0.08	29.2	7.3	Cummins	N/A
AFA		868	45-14357	2.12	819.6	204.9	Remaining	N/A
Acres		217	Totals	2.25	868	217		
	45-2599	45-14358	0.03	19.2	14.5	4.8	Commercial	15
CFS		1.39	45-14359	0.05	29.2	7.3	Cummins	22.8
AFA		868	45-14360	1.31	819.6	204.9	Remaining	640.4
Acres		217	Totals	1.39	868	217		678.2

*Based on Alfalfa/Kimberly=3.02 AF/A

Uhlig Farm	Right	CFS	AFA	Acres
45-2503		2.10	880	220
45-2518		1.78	400	100
45-2530		1.94	636	159
45-2541		1.70	829.6	307
45-7019		1.50	376	94
45-7457		3.88	1893	1177
45-13403		3.00	311.4	150

Combined Limits

Parent Rights	AFA	Acres
45-2282	868	217
45-2588		
45-2599		

Commercial	AFA	Consumptive	Acres
45-14361	19.2	14.5	4.8
45-14355			
45-14358			

Uhlig Farm #1	CFS	AFA	Acres
45-2503	12.9	5326	2207
45-2518			
45-2530			
45-2541			
45-7019			
45-7457			
45-13403			

Uhlig Farm #2	CFS	AFA	Acres
45-2530	7.52		3670
45-2541			
45-7457			
45-13403			

Cummins	AFA	Acres
45-14362		29.2
45-14356		
45-14359		

Remainder	AFA	Acres
45-14363		819.6
45-14357		
45-14360		

Uhlig/Cummins PPU	Acres
45-2503	2411.9
45-2518	
45-2530	
45-2541	
45-7019	
45-7457	
45-13403	
45-14363	
45-14357	
45-14360	

16.99 6145.6 2411.9

	Acres	%
Cummins	7.3	3.4
Commercial	4.8	2.2
Remaining	204.9	94.4
Total	217	100.000

77452 ✓

77527

77528

	Parent	Children	CFS	AFA		Consumptive AFA	Acres	Owner
CFS	45-2282	45-14361		0.02	7.6	6.7	2.2	Commercial
AFA		0.7 45-14362		0.02	11.6	-	3.4	Cummins
Acres		341.6 45-14363		0.66	322.5	-	94.4	Remaining
		100 Totals		0.70	341.6	6.7	100	
CFS	45-2588	45-14355		0.05	19.2	14.5	4.8	Commercial
AFA		2.25 45-14356		0.08	29.2	-	7.3	Cummins
Acres		868 45-14357		2.12	819.6	-	204.9	Remaining
		217 Totals		2.25	868	14.5	217	
CFS	45-2599	45-14358		0.03	19.2	14.5	4.8	Commercial
AFA		1.39 45-14359		0.05	29.2	-	7.3	Cummins
Acres		868 45-14360		1.31	819.6	-	204.9	Remaining
		217 Totals		1.39	868	14.5	217	

* Based on Alfalfa/Kimberly=3.02 AF/A

Uhlig Farm

Right	CFS	AFA	Acres
45-2503	2.10	880	220
45-2518	1.78	400	100
45-2530	1.94	636	159
45-2541	1.70	829.6	307
45-7019	1.50	376	94
45-7497	3.88	1893	1177
45-13403	3.00	311.4	150

Combined Limits

Parent Rights	AFA	Acres
45-2282	868	217
45-2588		
45-2599		

Commercial	AFA	Consumptive	Acres
45-14361	19.2	14.5	4.8
45-14355			
45-14358			

Uhlig Farm #1	CFS	AFA	Acres
45-2503	12.9	5326	2207
45-2518			
45-2530			
45-2541			
45-7019			
45-7497			
45-13403			

Uhlig Farm #2	CFS	AFA	Acres
45-2530	7.52	3670	
45-2541			
45-7497			
45-13403			

Cummins	AFA	Acres
45-14362	29.2	7.3
45-14356		
45-14359		

Remainder	AFA	Acres
45-14363	819.6	204.9
45-14357		
45-14360		

Uhlig/Cummins PPU	Acres
45-2503	2411.9
45-2518	
45-2530	
45-2541	
45-7019	
45-7497	
45-13403	
45-14363	
45-14357	
45-14360	

