

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77797

This is to certify that: L & S LAND HOLDINGS LLC
2930 S 2300 E
WENDELL ID 83355
(208)536-6148

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>
36-7539	WR/Decreed	06/10/1975	7.6 cfs	1520 af	N/A	380.0	GROUND WATER
36-16479	WR/Decreed	03/26/1969	1.39 cfs	277.2 af	N/A	69.3	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>
36-7539	NO	NO	YES	NO	NO	NO
36-16479	NO	YES	YES	YES	NO	NO

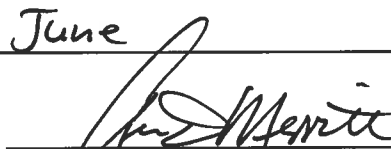
Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
36-7539	36-7539	7.6 cfs	1520 af	380.0	449.3		N/A	N/A	N/A	N/A
36-16479	36-16479	1.39 cfs	277.2 af	69.3	449.3		N/A	N/A	N/A	N/A
COMBINED TOTALS		8.99 cfs	1797.2 af	449.3	449.3		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 13th day of June, 20 12

SUPPORT DATA


Southern Region Manager

IN FILE # 36-7539

WATER RIGHT NO. 36-7539
As Modified by Transfer No. 77797

In accordance with the approval of Transfer No. 77797, Water Right No. 36-7539 is now described as follows.

Right Holder: L & S LAND HOLDINGS LLC
 2930 S 2300 E
 WENDELL ID 83355

Priority Date: June 10, 1975

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	7.60 CFS	1,520.0 AF
			7.60 CFS	1,520.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNESE Sec. 19 Twp 07S Rge 16E GOODING County

GROUND WATER NENWSW Sec. 20 Twp 07S Rge 16E JEROME 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	
07S	16E	19			30.0	40.0			11.0	20.0	40.0	25.0	14.0	29.0	33.0	38.0	10.0		290.0
									L 2			L 3	L 4						
07S	16E	20					32.0	32.3	40.0	40.0		15.0							159.3

Total Acres: 449.3

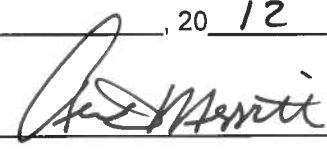
WATER RIGHT NO. 36-7539
As Modified by Transfer No. 77797

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 380 acres within the authorized place of use in a single irrigation season.
2. Rights 36-7539 and 36-16479 when combined shall not exceed a total diversion rate of 8.99 cfs, a total annual maximum diversion volume of 1797.2 af at the field headgate, and the irrigation of 449.3 acres.
3. 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. 130.
4. Prior to the diversion and use of water under Transfer approval 77797, the right holder shall install and maintain acceptable measuring devices at the authorized points of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
5. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
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 period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 11/01 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the SRBA partial decree date of 8/27/2001.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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 13th day of June, 20 12


Southern Region Manager

WATER RIGHT NO. 36-16479
As Modified by Transfer No. 77797

In accordance with the approval of Transfer No. 77797, Water Right No. 36-16479 is now described as follows.

Right Holder: L & S LAND HOLDINGS LLC
 2930 S 2300 E
 WENDELL ID 83355

Priority Date: March 26, 1969

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/15	1.39 CFS	277.2 AF
			1.39 CFS	277.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNESE Sec. 19 Twp 07S Rge 16E GOODING County

GROUND WATER NENWSW Sec. 20 Twp 07S Rge 16E JEROME 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	
07S	16E	19			30.0	40.0			11.0	20.0	40.0	25.0	14.0	29.0	33.0	38.0	10.0		290.0
									L 2			L 3	L 4						
07S	16E	20					32.0	32.3	40.0	40.0		15.0							159.3

Total Acres: 449.3

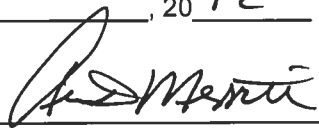
WATER RIGHT NO. 36-16479
As Modified by Transfer No. 77797

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 69.3 acres within the authorized place of use in a single irrigation season.
2. Rights 36-7539 and 36-16479 when combined shall not exceed a total diversion rate of 8.99 cfs, a total annual maximum diversion volume of 1797.2 af at the field headgate, and the irrigation of 449.3 acres.
3. 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. 130.
4. Prior to the diversion and use of water under Transfer approval 77797, the right holder shall install and maintain acceptable measuring devices at the authorized points of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
5. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
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 period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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 13th day of June, 2012


Southern Region Manager

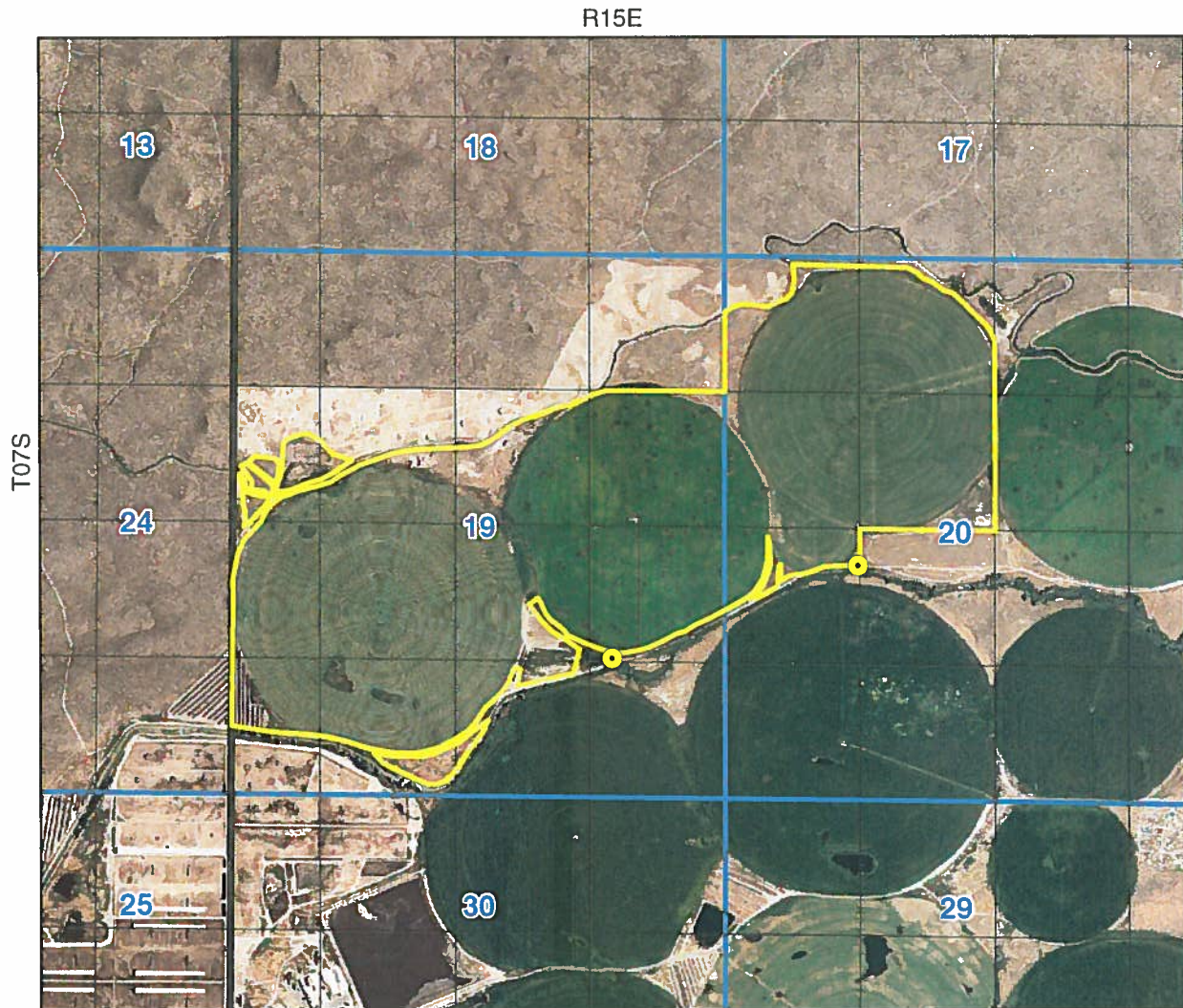
State of Idaho
Department of Water Resources

Attachment To Transfer Of Water Right

Transfer No. 77797

Rights: 36-7539, 36-16479

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 0.2 0.4 0.8 Miles

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

