

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77894

This is to certify that: FARMS LLC

C/O BRAD HALL
2840 SUNNYBROOK LN
IDAHO FALLS ID 83404
(208)524-2532

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>
35-7929	WR/Decreed	12/03/1980	2.66 cfs	N/A	133.0	313.0	GROUND WATER
35-2348	WR/Decreed	08/18/1953	4.08 cfs	N/A	204.0	313.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
35-7929	NO	NO	NO	YES	NO	NO
35-2348	NO	NO	NO	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>
35-7929	35-7929	2.66 cfs	532 af	133.0	313.0		N/A	N/A	N/A	N/A
35-2348	35-2348	4.08 cfs	816 af	204.0	313.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		4.08 cfs	1252 af	313.0	313.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 6th day of July, 20 12


Water Resources Program Manager

SUPPORT DATA
IN FILE # 35-2348

WATER RIGHT NO. 35-2348
As Modified by Transfer No. 77894

In accordance with the approval of Transfer No. 77894, Water Right No. 35-2348 is now described as follows.

Right Holder: FARMS LLC
 C/O BRAD HALL
 2840 SUNNYBROOK LN
 IDAHO FALLS ID 83404

Priority Date: August 18, 1953

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	4.08 CFS	816.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESW	Sec. 14 Twp 02S Rge 32E BINGHAM County
GROUND WATER	NENENE	Sec. 15 Twp 02S Rge 32E BINGHAM 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	
02S	32E	14							5.0	4.0	35.0	34.0	25.0	33.0					136.0
02S	32E	15	32.0	5.0	21.0	40.0									38.0	29.0		7.0	172.0
02S	32E	23					3.0	2.0											5.0

Total Acres: 313

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 204 acres within the authorized place of use in a single irrigation season.
2. Rights 35-2348 and 35-7929 when combined shall not exceed a total diversion rate of 4.08 cfs, a total annual maximum diversion volume of 1252 af at the field headgate, and the irrigation of 313 acres.
3. Rights 35-2348 and 35-7929 are diverted through points of diversion described above.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
5. Prior to the diversion and use of water under Transfer approval 77894, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) 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.

WATER RIGHT NO. 35-2348
As Modified by Transfer No. 77894

CONDITIONS OF APPROVAL

6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7. 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.
8. Diversion of water from the additional well authorized under Transfer 77894 located in SESW, Sec. 14, T02S, R32E shall not exceed a maximum diversion rate of 2.5 cfs.
9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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 6th day of July, 20 12



Water Resources Program Manager

WATER RIGHT NO. 35-7929
As Modified by Transfer No. 77894

In accordance with the approval of Transfer No. 77894, Water Right No. 35-7929 is now described as follows.

Right Holder: FARMS LLC
 C/O BRAD HALL
 2840 SUNNYBROOK LN
 IDAHO FALLS ID 83404

Priority Date: December 03, 1980

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	2.66 CFS	532.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESW	Sec. 14 Twp 02S	Rge 32E	BINGHAM County
GROUND WATER	NENENE	Sec. 15 Twp 02S	Rge 32E	BINGHAM 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	
02S	32E	14							5.0	4.0	35.0	34.0	25.0	33.0					136.0
02S	32E	15	32.0	5.0	21.0	40.0									38.0	29.0		7.0	172.0
02S	32E	23					3.0	2.0											5.0

Total Acres: 313

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 133 acres within the authorized place of use in a single irrigation season.
2. Rights 35-2348 and 35-7929 when combined shall not exceed a total diversion rate of 4.08 cfs, a total annual maximum diversion volume of 1252 af at the field headgate, and the irrigation of 313 acres.
3. Rights 35-2348 and 35-7929 are diverted through points of diversions described above.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
5. Prior to the diversion and use of water under Transfer approval 77894, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) 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.

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6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7. 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.
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10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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 6th day of July, 2012


Water Resources Program Manager