

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77696

This is to certify that: WEST SLOPE FARMS INC
 605 S 600 W
 BURLEY ID 83318
 (208)678-8469

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>
45-2544	WR/Decreed	03/26/1957	3.95 cfs	980 af	245.0	819.0	GROUND WATER
45-7003	WR/Decreed	09/06/1967	5.32 cfs	1064 af	266.0	819.0	GROUND WATER
45-11022	WR/Decreed	05/01/1966	0.37 cfs	132 af	33.0	819.0	GROUND WATER
45-7084B	WR/Decreed	09/15/1971	8.68 cfs	3678.2 af	1,103.9	1,160.5	GROUND WATER
45-12884	WR/Decreed	06/30/1985	0.32 cfs	N/A	77.8	1,160.5	GROUND WATER
45-11196	WR/Decreed	03/15/1968	2.04 cfs	1100 af	275.0	819.0	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>
45-2544	NO	NO	YES	NO	NO	NO
45-7003	NO	NO	YES	NO	NO	NO
45-11022	NO	NO	YES	NO	NO	NO
45-7084B	YES	YES	YES	NO	NO	NO
45-12884	YES	YES	YES	NO	NO	NO
45-11196	NO	NO	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
45-2544	45-2544	3.95 cfs	980 af	245.0	884.0		N/A	N/A	N/A	N/A
45-7003	45-7003	5.32 cfs	1064 af	266.0	884.0		N/A	N/A	N/A	N/A
45-11022	45-11022	0.37 cfs	132 af	33.0	884.0		N/A	N/A	N/A	N/A
45-7084B	45-14402	0.49 cfs	206 af	61.8	884.0	45-14401	8.19 cfs	3472.2 af	985.0	1,035.5
45-12884	45-14404	0.02 cfs	N/A	3.2	884.0	45-14403	0.3 cfs	N/A	50.5	1,035.5
45-11196	45-11196	2.04 cfs	1100 af	275.0	884.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		9.76 cfs	3482 af	884.0	884.0		N/A	N/A	N/A	N/A

SUPPORT DATA

IN FILE # 45-2544

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77696

Detailed Water Right Description(s) attached

Dated this 28th day of March, 2012



Southern Region Manager



WATER RIGHT NO. 45-2544
As Modified by Transfer No. 77696

In accordance with the approval of Transfer No. 77696, Water Right No. 45-2544 is now described as follows.

Right Holder: WEST SLOPE FARMS INC
 605 S 600 W
 BURLEY ID 83318

Priority Date: March 26, 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	3.95 CFS	980.0 AF
			3.95 CFS	980.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESENE Sec. 6 Twp 11S Rge 22E CASSIA County

GROUND WATER SESENW Sec. 6 Twp 11S Rge 22E CASSIA 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	
11S 21E 1	24.1	.1	22.5	39.6				.1	22.5				40.6	40.5	36.4	39.6	266.0
	L 1	L 2															
11S 22E 6	32.1	40.7	39.3	39.3	40.7	38.6	40.0	41.1	40.2	40.9	41.2	38.7	39.7	39.9	34.6	31.0	618.0
	L 1	L 2			L 3	L 4	L 5			L 6	L 7						

Total Acres: 884

CONDITIONS OF APPROVAL

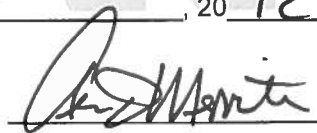
1. This right is limited to the irrigation of 245 acres within the authorized place of use in a single irrigation season.
2. Rights 45-2544, 45-7003, 45-11022, and 45-11196 when combined shall not exceed a total diversion rate of 9.27 cfs, a total annual maximum diversion volume of 3276.0 af, and the irrigation of 819 acres.
3. Rights 45-2544, 45-7003, 45-11022, 45-11196, 45-14402, and 45-14404 when combined shall not exceed a total diversion rate of 9.76 cfs, a total annual maximum diversion volume of 3482.0 af, and the irrigation of 884 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

WATER RIGHT NO. 45-2544
As Modified by Transfer No. 77696

5. 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.
6. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
7. Prior to the diversion and use of water under Transfer approval 77696, 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.
8. 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.
9. Right nos. 45-11022 and 45-11196 are enlargements of right nos. 45-2544 and 45-7003 pursuant to section 42-1426, Idaho Code.
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 28th day of March, 20 12



Southern Region Manager

WATER RIGHT NO. 45-7003
As Modified by Transfer No. 77696

In accordance with the approval of Transfer No. 77696, Water Right No. 45-7003 is now described as follows.

Right Holder: WEST SLOPE FARMS INC
 605 S 600 W
 BURLEY ID 83318

Priority Date: September 06, 1967

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	5.32 CFS	1,064.0 AF
			5.32 CFS	1,064.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESENE Sec. 6 Twp 11S Rge 22E CASSIA County

GROUND WATER SESENE Sec. 6 Twp 11S Rge 22E CASSIA 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	
11S 21E 1	24.1	.1	22.5	39.6				.1	22.5				40.6	40.5	36.4	39.6	266.0
	L 1	L 2															
11S 22E 6	32.1	40.7	39.3	39.3	40.7	38.6	40.0	41.1	40.2	40.9	41.2	38.7	39.7	39.9	34.6	31.0	618.0
	L 1	L 2			L 3	L 4	L 5			L 6	L 7						

Total Acres: 884

CONDITIONS OF APPROVAL

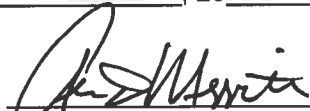
1. This right is limited to the irrigation of 266 acres within the authorized place of use in a single irrigation season.
2. Rights 45-2544, 45-7003, 45-11022, and 45-11196 when combined shall not exceed a total diversion rate of 9.27 cfs, a total annual maximum diversion volume of 3276.0 af, and the irrigation of 819 acres.
3. Rights 45-2544, 45-7003, 45-11022, 45-11196, 45-14402, and 45-14404 when combined shall not exceed a total diversion rate of 9.76 cfs, a total annual maximum diversion volume of 3482.0 af, and the irrigation of 884 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
5. 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.

WATER RIGHT NO. 45-7003
As Modified by Transfer No. 77696

6. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
7. Prior to the diversion and use of water under Transfer approval 77696, 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.
8. 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.
9. Right nos. 45-11022 and 45-11196 are enlargements of right nos. 45-2544 and 45-7003 pursuant to section 42-1426, Idaho Code.
10. 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 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than May 13, 2005.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
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 28th day of March, 20 12



Southern Region Manager

WATER RIGHT NO. 45-11022
As Modified by Transfer No. 77696

In accordance with the approval of Transfer No. 77696, Water Right No. 45-11022 is now described as follows.

Right Holder: WEST SLOPE FARMS INC
 605 S 600 W
 BURLEY ID 83318

Priority Date: May 01, 1966

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	0.37 CFS	132.0 AF
			0.37 CFS	132.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESENE Sec. 6 Twp 11S Rge 22E CASSIA County

GROUND WATER SESENW Sec. 6 Twp 11S Rge 22E CASSIA 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	
11S 21E 1	24.1	.1	22.5	39.6	.1				22.5				40.6	40.5	36.4	39.6	266.0
	L 1	L 2															
11S 22E 6	32.1	40.7	39.3	39.3	40.7	38.6	40.0	41.1	40.2	40.9	41.2	38.7	39.7	39.9	34.6	31.0	618.0
	L 1	L 2			L 3	L 4	L 5			L 6	L 7						

Total Acres: 884

CONDITIONS OF APPROVAL

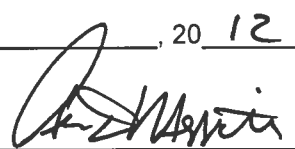
1. This right is limited to the irrigation of 33 acres within the authorized place of use in a single irrigation season.
2. Rights 45-2544, 45-7003, 45-11022, and 45-11196 when combined shall not exceed a total diversion rate of 9.27 cfs, a total annual maximum diversion volume of 3276.0 af, and the irrigation of 819 acres.
3. Rights 45-2544, 45-7003, 45-11022, 45-11196, 45-14402, and 45-14404 when combined shall not exceed a total diversion rate of 9.76 cfs, a total annual maximum diversion volume of 3482.0 af, and the irrigation of 884 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
5. This right is based upon an enlargement of Right Nos. 45-2544 and 45-7003 pursuant to Section 42-1426, Idaho Code.

WATER RIGHT NO. 45-11022
As Modified by Transfer No. 77696

6. This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
7. 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.
8. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
9. Prior to the diversion and use of water under Transfer approval 77696, 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.
10. 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.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
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 28th day of March, 20 12


Southern Region Manager

WATER RIGHT NO. 45-11196
As Modified by Transfer No. 77696

In accordance with the approval of Transfer No. 77696, Water Right No. 45-11196 is now described as follows.

Right Holder: LEROY And PEGGY JAROLIMEK
 605 S 600 W
 BURLEY ID 83318

Priority Date: March 15, 1968

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	2.04 CFS	1,100.0 AF
			2.04 CFS	1,100.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESENE Sec. 6 Twp 11S Rge 22E CASSIA County

GROUND WATER SESENW Sec. 6 Twp 11S Rge 22E CASSIA 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	
11S 21E 1	24.1 L 1	.1 L 2	22.5	39.6				.1	22.5				40.6	40.5	36.4	39.6	266.0
11S 22E 6	32.1 L 1	40.7 L 2	39.3	39.3	40.7	38.6 L 3	40.0 L 4	41.1 L 5	40.2	40.9 L 6	41.2 L 7	38.7	39.7	39.9	34.6	31.0	618.0

Total Acres: 884

CONDITIONS OF APPROVAL

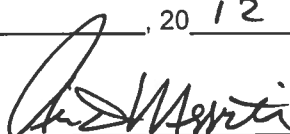
1. This right is limited to the irrigation of 275 acres within the authorized place of use in a single irrigation season.
2. Rights 45-2544, 45-7003, 45-11022, and 45-11196 when combined shall not exceed a total diversion rate of 9.27 cfs, a total annual maximum diversion volume of 3276.0 af, and the irrigation of 819 acres.
3. Rights 45-2544, 45-7003, 45-11022, 45-11196, 45-14402, and 45-14404 when combined shall not exceed a total diversion rate of 9.76 cfs, a total annual maximum diversion volume of 3482.0 af, and the irrigation of 884 acres.

WATER RIGHT NO. 45-11196
As Modified by Transfer No. 77696

4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
5. This right is based upon an enlargement of Right Nos. 45-2544 and 45-7003 pursuant to Section 42-1426, Idaho Code.
6. This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
7. 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.
8. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
9. Prior to the diversion and use of water under Transfer approval 77696, 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.
10. 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.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
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 28th day of March, 20 12



Southern Region Manager

WATER RIGHT NO. 45-14401
As Modified by Transfer No. 77696

In accordance with the approval of Transfer No. 77696, Water Right No. 45-14401 is now described as follows.

Right Holder: LEROY And PEGGY JAROLIMEK
 605 S 600 W
 BURLEY ID 83318

Priority Date: September 15, 1971

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MITIGATION	03/15	to 11/15	0.45 CFS	190.2 AF
IRRIGATION	03/15	to 11/15	7.74 CFS	3,282.0 AF
			8.19 CFS	3,472.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESENE	Sec. 24 Twp 11S Rge 21E CASSIA County
GROUND WATER	NENESE	Sec. 24 Twp 11S Rge 21E CASSIA County
GROUND WATER	NENENE	Sec. 30 Twp 11S Rge 22E CASSIA County

PLACE OF USE: MITIGATION

Twp Rge Sec	<u>NE</u>				<u>NW</u>				<u>SW</u>				<u>SE</u>				<u>Totals</u>
	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
11S 22E 29					X		X	X									
11S 22E 30			X	X				X	X		X				X	X	

PLACE OF USE: IRRIGATION

Twp Rge Sec	<u>NE</u>				<u>NW</u>				<u>SW</u>				<u>SE</u>				<u>Totals</u>
	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
11S 21E 24				39.0									34.0			13.0	86.0
11S 22E 29					30.2	36.5	30.6	35.6	37.5	39.0	30.2	31.6					271.2
11S 22E 30	38.0	39.0	37.4	31.1	39.0	35.7	35.5	34.1	35.8	36.0	34.5	29.9	39.0	32.1	31.2	31.0	559.3
						L 1	L 2				L 3	L 4					
11S 22E 32					39.0	40.0	40.0										119.0

Total Acres: 1035.5

WATER RIGHT NO. 45-14401
As Modified by Transfer No. 77696

CONDITIONS OF APPROVAL

1. Right no. 45-14403 is an expansion of this right pursuant to section 42-1416B, Idaho Code.
2. Rights 45-14401 and 45-14403 are used for mitigation purposes for rights 45-14402 and 45-14404 under Transfer approval 77696. The irrigation uses described under rights 45-14401 and 45-14403 when combined is limited to the following schedule of allowed use which begins on the date of approval of the transfer. The right holder shall file a notice of intent with the Department prior to the increased use of water under rights 45-14401 and 45-14403 when the increase according to the schedule is sought.

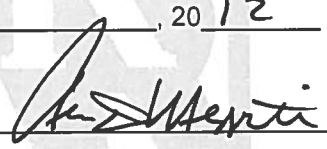
Years 2012 through 2021 the diversion and use of water under rights 45-14401 and 45-14403 are limited to 7.74 cfs, 3282.0 afa, and 1035.5 acres with right 45-14401 being limited to 7.74 cfs, 3282.0 afa, and 985 acres and right 45-14403 being limited to 0.00 cfs, 0.0 afa, and 50.5 acres. The undiverted combined mitigation use under rights 45-14401 and 45-14403 is 0.45 cfs, 190.2 afa, and 60.0 unirrigated acres.

Years 2022 and beyond the diversion and use of water under rights 45-14401 and 45-14403 are limited to 8.19 cfs, 3472.2 afa, and 1095.5 acres with right 45-14401 being limited to 8.19 cfs, 3472.2 afa, and 1042.1 acres and right 45-14403 being limited to 0.00 cfs, 0.0 afa, and 53.4 acres

3. Right no. 45-14403 is also diverted through point of diversion described above.
4. 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 28th day of March, 2012


Southern Region Manager

WATER RIGHT NO. 45-14402
As Modified by Transfer No. 77696

In accordance with the approval of Transfer No. 77696, Water Right No. 45-14402 is now described as follows.

Right Holder: WEST SLOPE FARMS INC
605 S 600 W
BURLEY ID 83318

Priority Date: September 15, 1971

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	0.49 CFS	206.0 AF
			0.49 CFS	206.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESENE Sec. 6 Twp 11S Rge 22E CASSIA County

GROUND WATER SESENE Sec. 6 Twp 11S Rge 22E CASSIA 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	
11S 21E 1	24.1	.1	22.5	39.6	.1				22.5				40.6	40.5	36.4	39.6	266.0
	L 1	L 2															
11S 22E 6	32.1	40.7	39.3	39.3	40.7	38.6	40.0	41.1	40.2	40.9	41.2	38.7	39.7	39.9	34.6	31.0	618.0
	L 1	L 2			L 3	L 4	L 5			L 6	L 7						

Total Acres: 884

CONDITIONS OF APPROVAL

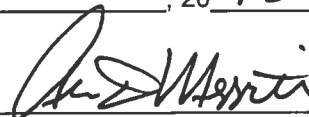
1. This right is limited to the irrigation of 61.8 acres within the authorized place of use in a single irrigation season.
2. Rights 45-14402 and 45-14404 when combined shall not exceed a total diversion rate of 0.49 cfs, a total annual maximum diversion volume of 206.0 af, and the irrigation of 65 acres.
3. Rights 45-2544, 45-7003, 45-11022, 45-11196, 45-14402, and 45-14404 when combined shall not exceed a total diversion rate of 9.76 cfs, a total annual maximum diversion volume of 3482.0 af, and the irrigation of 884 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
5. 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.

WATER RIGHT NO. 45-14402
As Modified by Transfer No. 77696

6. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
7. Prior to the diversion and use of water under Transfer approval 77696, 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.
8. 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.
9. The water right holder shall maintain control of the necessary portion of rights 45-14401 and 45-14403 for mitigation purposes under Transfer approval 77696. If the necessary portion of the mitigation rights are sold, transferred, leased, used on any place of use, or are not deliverable due to a priority call, then the amount of water authorized for diversion under this transfer approval shall be reduced by the same proportion of the amount reduced under the mitigation rights.
10. The model used to calculate depletion effects and mitigation for the Devils Washbowl to Buhl reach may also show gains in other reaches of the Snake River. Such gains have not been quantified at this time. The right holder retains the right to seek quantification of such gains resulting from Transfer approval 77696. Protestants retain the right to object to the quantification of such gains. If such reach gains are quantified and acknowledged by the Department, credits for such gains shall be available for use only after the Department has implemented a system for administering such credits.
11. Right No. 45-14404 is an expansion of this right pursuant to Section 42-1416B, Idaho Code.
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 28th day of March, 20 12


Southern Region Manager

WATER RIGHT NO. 45-14403
As Modified by Transfer No. 77696

In accordance with the approval of Transfer No. 77696, Water Right No. 45-14403 is now described as follows.

Right Holder: LEROY And PEGGY JAROLIMEK
 605 S 600 W
 BURLEY ID 83318

Priority Date: June 30, 1985

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15	to 11/15	0.28 CFS
MITIGATION	03/15	to 11/15	0.02 CFS
			0.30 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESENE	Sec. 24 Twp 11S Rge 21E CASSIA County
GROUND WATER	NENESE	Sec. 24 Twp 11S Rge 21E CASSIA County
GROUND WATER	NENENE	Sec. 30 Twp 11S Rge 22E CASSIA 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	
11S 21E 24				39.0									34.0			13.0	86.0
11S 22E 29					30.2	36.5	30.6	35.6	37.5	39.0	30.2	31.6					271.2
11S 22E 30	38.0	39.0	37.4	31.1	39.0	35.7	35.5	34.1	35.8	36.0	34.5	29.9	39.0	32.1	31.2	31.0	559.3
11S 22E 32					39.0	L 1 40.0	L 2 40.0			L 3	L 4						119.0

Total Acres: 1035.5

PLACE OF USE: MITIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S 22E 29					X		X	X									
11S 22E 30			X	X				X	X			X		X	X		

WATER RIGHT NO. 45-14403
As Modified by Transfer No. 77696

CONDITIONS OF APPROVAL

1. This right is an expansion of Right No. 45-14401 pursuant to Section 42-1416B, Idaho Code.
2. Rights 45-14401 and 45-14403 are used for mitigation purposes for rights 45-14402 and 45-14404 under Transfer approval 77696. The irrigation uses described under rights 45-14401 and 45-14403 when combined is limited to the following schedule of allowed use which begins on the date of approval of the transfer. The right holder shall file a notice of intent with the Department prior to the increased use of water under rights 45-14401 and 45-14403 when the increase according to the schedule is sought.

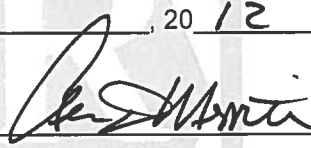
Years 2012 through 2021 the diversion and use of water under rights 45-14401 and 45-14403 are limited to 7.74 cfs, 3282.0 afa, and 1035.5 acres with right 45-14401 being limited to 7.74 cfs, 3282.0 afa, and 985 acres and right 45-14403 being limited to 0.00 cfs, 0.0 afa, and 50.5 acres. The undiverted combined mitigation use under rights 45-14401 and 45-14403 is 0.45 cfs, 190.2 afa, and 60.0 unirrigated acres.

Years 2022 and beyond the diversion and use of water under rights 45-14401 and 45-14403 are limited to 8.19 cfs, 3472.2 afa, and 1095.5 acres with right 45-14401 being limited to 8.19 cfs, 3472.2 afa, and 1042.1 acres and right 45-14403 being limited to 0.00 cfs, 0.0 afa, and 53.4 acres

3. 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 28th day of March, 20 12


Southern Region Manager

WATER RIGHT NO. 45-14404
As Modified by Transfer No. 77696

In accordance with the approval of Transfer No. 77696, Water Right No. 45-14404 is now described as follows.

Right Holder: WEST SLOPE FARMS INC
 605 S 600 W
 BURLEY ID 83318

Priority Date: June 30, 1985

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15	to 11/15	0.02 CFS
			0.02 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESENE Sec. 6 Twp 11S Rge 22E CASSIA County

GROUND WATER SESENE Sec. 6 Twp 11S Rge 22E CASSIA 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	
11S 21E 1	24.1	.1	22.5	39.6	.1				22.5				40.6	40.5	36.4	39.6	266.0
	L 1	L 2															
11S 22E 6	32.1	40.7	39.3	39.3	40.7	38.6	40.0	41.1	40.2	40.9	41.2	38.7	39.7	39.9	34.6	31.0	618.0
	L 1	L 2			L 3	L 4	L 5			L 6	L 7						

Total Acres: 884

CONDITIONS OF APPROVAL

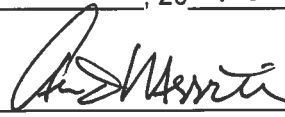
1. This right is limited to the irrigation of 3.2 acres within the authorized place of use in a single irrigation season.
2. Rights 45-14402 and 45-14404 when combined shall not exceed a total diversion rate of 0.49 cfs, a total annual maximum diversion volume of 206.0 af, and the irrigation of 65 acres.
3. Rights 45-2544, 45-7003, 45-11022, 45-11196, 45-14402, and 45-14404 when combined shall not exceed a total diversion rate of 9.76 cfs, a total annual maximum diversion volume of 3482.0 af, and the irrigation of 884 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
5. 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.

WATER RIGHT NO. 45-14404
As Modified by Transfer No. 77696

6. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
7. Prior to the diversion and use of water under Transfer approval 77696, 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.
8. 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.
9. The water right holder shall maintain control of the necessary portion of rights 45-14401 and 45-14403 for mitigation purposes under Transfer approval 77696. If the necessary portion of the mitigation rights are sold, transferred, leased, used on any place of use, or are not deliverable due to a priority call, then the amount of water authorized for diversion under this transfer approval shall be reduced by the same proportion of the amount reduced under the mitigation rights.
10. The model used to calculate depletion effects and mitigation for the Devils Washbowl to Buhl reach may also show gains in other reaches of the Snake River. Such gains have not been quantified at this time. The right holder retains the right to seek quantification of such gains resulting from Transfer approval 77696. Protestants retain the right to object to the quantification of such gains. If such reach gains are quantified and acknowledged by the Department, credits for such gains shall be available for use only after the Department has implemented a system for administering such credits.
11. This right is an expansion of Right No. 45-14402 pursuant to Section 42-1416B, Idaho Code.
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 28th day of March, 20 12


Southern Region Manager

Rights: 45-2544, 45-7003, 45-11022, 45-11196, 45-14402, 45-14404
This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



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



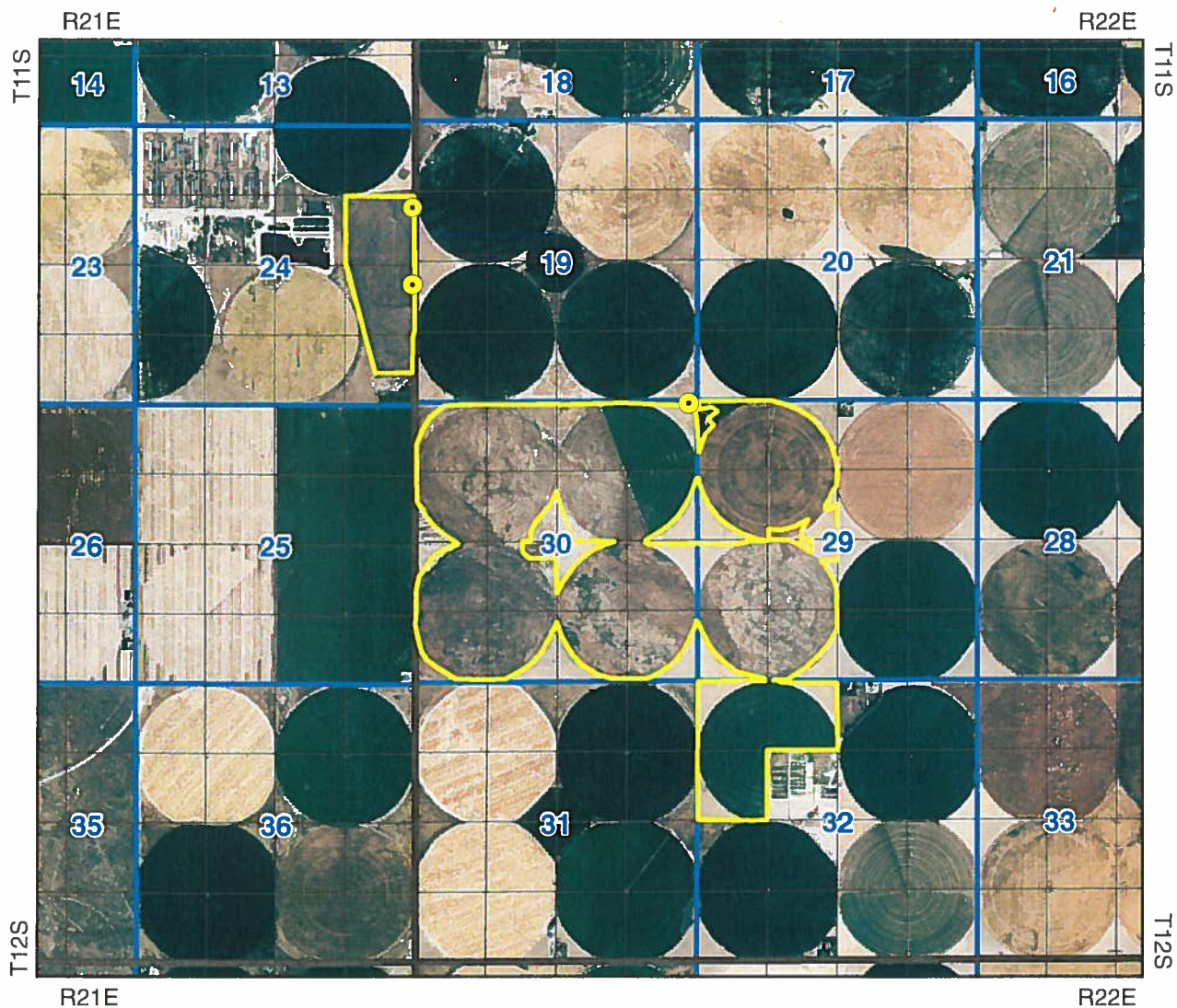
State of Idaho
Department of Water Resources

Attachment To Transfer Of Water Right

Transfer No. 77696

Rights: 45-14401, 45-14403,

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



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



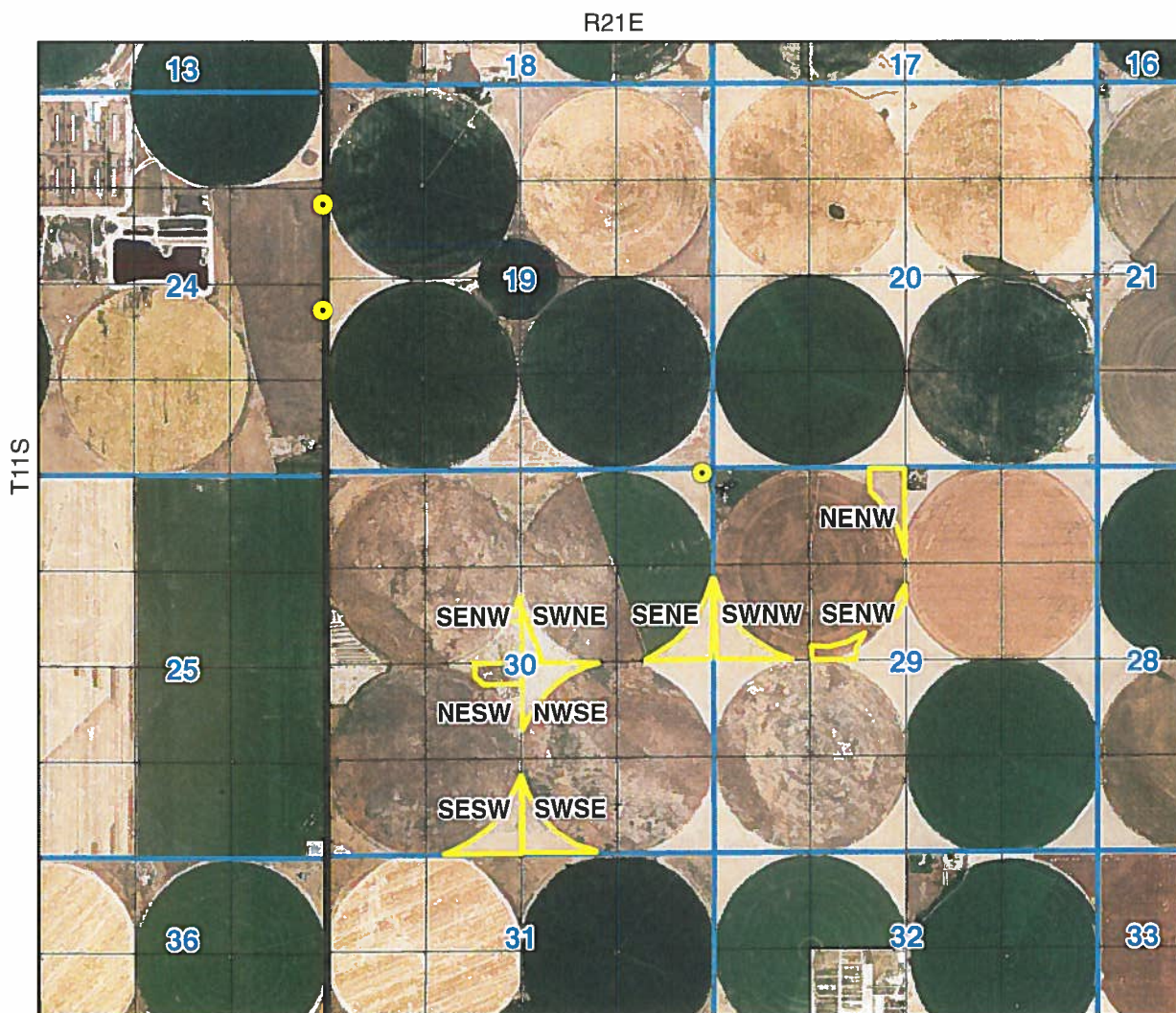
State of Idaho
Department of Water Resources

Attachment To Transfer Of Water Right

Transfer No. 77696

Rights: 45-14401, 45-14403

This map depicts the MITIGATION 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 0.3 0.6 1.2 Miles

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

