

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 75912

This is to certify that: WILLOWBROOK DEVELOPMENT INC
 210 MURRAY ST
 BOISE ID 83714
 (208)376-4665

has requested a change to the water rights listed below. This change in water rights 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>
63-7131A	WR/Decreed	01/13/1969	4.45 cfs	1876.7 af	N/A	559.0	GROUND WATER
63-8376E	WR/Decreed	10/12/1976	6.86 cfs	2313.0 af	N/A	514.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

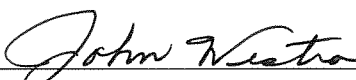
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
63-7131A	NO	NO	YES	NO	NO	NO
63-8376E	NO	NO	YES	NO	NO	NO

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>
63-7131A	63-7131A	4.45 cfs	1876.7 af	N/A	559.0		N/A	N/A	N/A	N/A
63-8376E	63-8376E	6.86 cfs	2313.0 af	N/A	514.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		11.31 cfs	4189.7 af	N/A	863.0		N/A	N/A	N/A	N/A

Detailed Water Right Descriptions attached

Dated this 20th day of January, 20 12


 Western Regional Manager

WATER RIGHT NO. 63-7131A
As Modified by Transfer No. 75912

In accordance with the approval of Transfer No. 75912, Water Right No. 63-7131A is now described as follows.

Right Holder: WILLOWBROOK DEVELOPMENT INC
 210 MURRAY ST
 BOISE ID 83714

Priority Date: January 13, 1969

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	01/01	to 12/31	0.02 CFS	0.6 AF
STOCKWATER	01/01	to 12/31	0.02 CFS	4.0 AF
IRRIGATION	04/01	to 10/30	4.45 CFS	1,872.1 AF
			4.45 CFS	1,876.7 AF

LOCATION OF POINTS OF DIVERSION:

GROUND WATER	SWNW	Sec. 28, Twp 05N, Rge 01W, ADA County
GROUND WATER	NWSW	Sec. 28, Twp 05N, Rge 01W, ADA County
GROUND WATER	NWSW	Sec. 28, Twp 05N, Rge 01W, ADA County
GROUND WATER	SENE	Sec. 29, Twp 05N, Rge 01W, ADA County
GROUND WATER	SWNW	Sec. 29, Twp 05N, Rge 01W, ADA County
GROUND WATER	SENE	Sec. 29, Twp 05N, Rge 01W, ADA County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N 01W 30													X				

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N 01W 30													X				

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	
05N 01W 28							40.0				3.8						43.8
05N 01W 29			40.0	35.0			30.0	30.0	40.0	40.0			15.2	40.0			270.2
05N 01W 30			5.0	25.0					35.0		40.0		30.0	40.0	40.0	30.0	245.0

Total Acres: 559

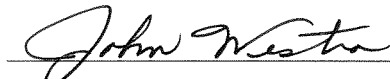
WATER RIGHT NO. 63-7131A
As Modified by Transfer No. 75912

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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.
4. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
5. Prior to any future transfer of water rights within the NWSW, Sec. 28, Twp. 5N, Rge. 1W, the applicant will obtain written authorization from each of the owners of real property to which such water rights are appurtenant.
6. After specific notification by the Department, the right holder shall record the quantity of water diverted or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
7. The total instantaneous diversion of water from all points of diversion under Transfer No. 4385 shall not exceed 12.13 cfs, nor a total combined annual volume of 3,888.1 af.
8. Rights 63-3079, 63-7131A and 63-8376E when combined shall not exceed a total annual maximum diversion volume of 3883.5 af for the combined irrigation of 863 acres in a single irrigation season.
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
10. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 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 10/30 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/16/2007.
11. Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.
12. Stockwater use is for 300 range cattle.
13. Property is also known as Hillsdale Estates.

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 20th day of January, 2012


Western Regional Manager

WATER RIGHT NO. 63-8376E
As Modified by Transfer No. 75912

In accordance with the approval of Transfer No. 75912, Water Right No. 63-8376E is now described as follows.

Right Holder: WILLOWBROOK DEVELOPMENT INC
 210 MURRAY ST
 BOISE ID 83714

Priority Date: October 12, 1976

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	6.86 CFS	2,313.0 AF
			6.86 CFS	2,313.0 AF

LOCATION OF POINTS OF DIVERSION:

GROUND WATER	SWNW	Sec. 28, Twp 05N, Rge 01W, ADA County
GROUND WATER	NWSW	Sec. 28, Twp 05N, Rge 01W, ADA County
GROUND WATER	NWSW	Sec. 28, Twp 05N, Rge 01W, ADA County
GROUND WATER	SENE	Sec. 29, Twp 05N, Rge 01W, ADA County
GROUND WATER	SWNW	Sec. 29, Twp 05N, Rge 01W, ADA County
GROUND WATER	SENE	Sec. 29, Twp 05N, Rge 01W, ADA 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	
05N 01W 28											3.8	30.0					33.8
05N 01W 29				39.0				33.0			40.0	40.0	30.2		40.0		222.2
05N 01W 30				25.0					35.0				38.0			40.0	138.0
05N 01W 32		40.0			40.0	40.0											120.0

Total Acres: 514

CONDITIONS OF APPROVAL

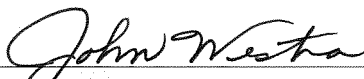
1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Pursuant to Section 42-1412(6), Idaho 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.
4. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

WATER RIGHT NO. 63-8376E
As Modified by Transfer No. 75912

5. Prior to any future transfer of water rights within the NWSW, Sec. 28, Twp. 5N, Rge. 1W, the applicant will obtain written authorization from each of the owners of real property to which such water rights are appurtenant.
6. After specific notification by the Department, the right holder shall record the quantity of water diverted or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
7. The total instantaneous diversion of water from all points of diversion under Transfer No. 4385 shall not exceed 12.13 cfs, nor a total combined annual volume of 3,888.1 af.
8. Rights 63-3079, 63-7131A and 63-8376E when combined shall not exceed a total annual maximum diversion volume of 3883.5 af for the combined irrigation of 863 acres in a single irrigation season.
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
10. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 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 10/30 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/16/2007.
11. Property is also known as Hillsdale Estates.

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 20th day of January, 2012


Western Regional Manager