

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED

TRANSFER OF WATER RIGHT

AMENDED

TRANSFER NO. 77467

This is to certify that: KBC FARMS LLC And
KBCP LLC
3062 S FRONTAGE RD
AMERICAN FALLS ID 83211
(208)226-2773

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>
35-7401	WR/Decreed	03/28/1974	5.28 cfs	1056 af	N/A	264.0	GROUND WATER
35-2172	AJC/License	04/07/1950	2.16 cfs	580 af	N/A	419.3	GROUND WATER
29-7435	WR/Decreed	12/15/1977	6.91 cfs	1610 af	460.0	460.2	GROUND WATER
35-13389	WR/Decreed	05/17/1972	1.65 cfs	488 af	N/A	122.0	GROUND WATER
35-13410	WR/License	12/05/1983	2.42 cfs	484.8 af	N/A	121.2	GROUND WATER
35-13412	WR/License	04/17/1984	4.87 cfs	1024.8 af	N/A	256.2	GROUND WATER
35-13381	WR/License	08/14/1989	1.22 cfs	244 af	N/A	61.0	GROUND WATER
35-7275	WR/Decreed	01/26/1973	2.64 cfs	808 af	202.0	545.5	GROUND WATER
35-2274	WR/Decreed	12/16/1953	2.4 cfs	700 af	175.0	1,016.8	GROUND WATER
35-13387	WR/Decreed	03/28/1974	3.84 cfs	716.8 af	179.2	188.4	GROUND WATER
35-2432C	WR/Decreed	08/17/1955	0.93 cfs	288 af	72.0	1,016.8	GROUND WATER
35-7390	WR/Decreed	03/13/1974	3.72 cfs	1224 af	306.0	1,016.8	GROUND WATER
35-7391C	WR/Decreed	03/13/1974	0.08 cfs	34 af	72.0	1,016.8	GROUND WATER
35-7630	WR/Decreed	08/03/1976	4.8 cfs	1208 af	302.0	1,016.8	GROUND WATER
35-7863	WR/Decreed	07/12/1979	5.3 cfs	1220 af	305.0	1,016.8	GROUND WATER
35-7399	WR/Decreed	03/28/1974	0.4 cfs	169.8 af	202.0	545.5	GROUND WATER
35-13382	WR/License	08/14/1989	0.38 cfs	76 af	19.0	545.5	GROUND WATER
35-13384	WR/License	04/17/1984	0.3 cfs	64 af	16.0	545.5	GROUND WATER
35-13385	WR/Decreed	03/28/1974	3.94 cfs	892 af	223.0	545.5	GROUND WATER

SUPPORT DATA

IN FILE # 29-1435

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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Summary of Water Rights Before the Proposed Change

35-13386	WR/Decreed	03/28/1974	0.26 cfs	60 af	15.0	545.5	GROUND WATER
35-13388	WR/Decreed	03/28/1974	0.9 cfs	168 af	42.0	545.5	GROUND WATER
35-13390	WR/Decreed	05/17/1972	0.13 cfs	40 af	10.0	545.5	GROUND WATER
35-13397	WR/Decreed	03/28/1974	0.02 cfs	8 af	2.0	545.5	GROUND WATER
35-13899	WR/Decreed	05/04/1978	0.1 cfs	24.9 af	6.2	188.4	GROUND WATER
35-13900	WR/Decreed	05/23/1962	0.02 cfs	8.9 af	3.0	188.4	GROUND WATER
35-13905	WR/Decreed	05/04/1978	0.83 cfs	199.5 af	49.9	1,016.8	GROUND WATER
35-13906	WR/Decreed	05/23/1962	0.15 cfs	95.6 af	23.9	1,016.8	GROUND WATER
35-13915	WR/Decreed	05/04/1978	0.25 cfs	46 af	11.5	545.5	GROUND WATER
35-13916	WR/Decreed	05/23/1962	0.03 cfs	22 af	5.5	545.5	GROUND WATER
35-7402	WR/Decreed	03/28/1974	1.94 cfs	388 af	97.0	389.4	GROUND WATER
35-13409	WR/Decreed	03/28/1974	0.08 cfs	16 af	4.0	389.4	GROUND WATER
35-13414	WR/Decreed	03/28/1974	4.64 cfs	928 af	232.0	389.4	GROUND WATER
35-13415	WR/Decreed	03/28/1974	0.1 cfs	20 af	5.0	389.4	GROUND WATER
35-13411	WR/License	12/05/1983	0.14 cfs	43.2 af	10.8	389.4	GROUND WATER
35-13413	WR/License	04/17/1984	0.78 cfs	163.2 af	40.8	389.4	GROUND WATER
35-13703	WR/Decreed	10/16/1974	0.93 cfs	376 af	94.0	419.3	GROUND WATER
35-13897	WR/Decreed	05/04/1978	2.04 cfs	487.4 af	121.9	419.3	GROUND WATER
35-13898	WR/Decreed	05/23/1962	0.36 cfs	233.8 af	58.4	419.3	GROUND WATER

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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>
35-7401	NO	NO	YES	YES	NO	NO
35-2172	NO	YES	YES	YES	NO	NO
29-7435	YES	YES	YES	YES	NO	NO
35-13389	NO	NO	YES	YES	NO	NO
35-13410	NO	NO	YES	YES	NO	NO
35-13412	NO	NO	YES	YES	NO	NO
35-13381	NO	NO	YES	YES	NO	NO
35-7275	NO	NO	YES	YES	NO	NO
35-2274	NO	NO	YES	YES	NO	NO
35-13387	NO	NO	YES	YES	NO	NO
35-2432C	NO	NO	YES	YES	NO	NO
35-7390	NO	NO	YES	YES	NO	NO
35-7391C	NO	NO	YES	YES	NO	NO
35-7630	NO	NO	YES	YES	NO	NO
35-7863	NO	NO	YES	YES	NO	NO
35-7399	NO	NO	YES	YES	NO	NO
35-13382	NO	NO	YES	YES	NO	NO
35-13384	NO	NO	YES	YES	NO	NO
35-13385	NO	NO	YES	YES	NO	NO
35-13386	NO	NO	YES	YES	NO	NO
35-13388	NO	NO	YES	YES	NO	NO
35-13390	NO	NO	YES	YES	NO	NO
35-13397	NO	NO	YES	YES	NO	NO
35-13899	NO	NO	YES	YES	NO	NO
35-13900	NO	NO	YES	YES	NO	NO
35-13905	NO	NO	YES	YES	NO	NO
35-13906	NO	NO	YES	YES	NO	NO
35-13915	NO	NO	YES	YES	NO	NO
35-13916	NO	NO	YES	YES	NO	NO
35-7402	NO	NO	YES	YES	NO	NO

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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>
35-13409	NO	NO	YES	YES	NO	NO
35-13414	NO	NO	YES	YES	NO	NO
35-13415	NO	NO	YES	YES	NO	NO
35-13411	NO	NO	YES	YES	NO	NO
35-13413	NO	NO	YES	YES	NO	NO
35-13703	NO	NO	YES	YES	NO	NO
35-13897	NO	NO	YES	YES	NO	NO
35-13898	NO	NO	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>
35-7401	35-7401	5.28 cfs	1056 af	264.0	6,154.0		N/A	N/A	N/A	N/A
35-2172	35-2172	2.16 cfs	580 af	145.0	6,154.0		N/A	N/A	N/A	N/A
29-7435	35 -14213	0.75 cfs	175.7 af	50.2	6,154.0	29-14006	6.16 cfs	1434.3 af	N/A	410.0
35-13389	35-13389	1.65 cfs	488 af	122.0	6,154.0		N/A	N/A	N/A	N/A
35-13410	35-13410	2.42 cfs	484.8 af	121.2	6,154.0		N/A	N/A	N/A	N/A
35-13412	35-13412	4.87 cfs	1024.8 af	256.2	6,154.0		N/A	N/A	N/A	N/A
35-13381	35-13381	1.22 cfs	244 af	61.0	6,154.0		N/A	N/A	N/A	N/A
35-7275	35-7275	2.64 cfs	808 af	202.0	6,154.0		N/A	N/A	N/A	N/A
35-2274	35-2274	2.4 cfs	700 af	175.0	6,154.0		N/A	N/A	N/A	N/A
35-13387	35-13387	3.84 cfs	716.8 af	179.2	6,154.0		N/A	N/A	N/A	N/A
35-2432C	35-2432C	0.93 cfs	288 af	72.0	6,154.0		N/A	N/A	N/A	N/A
35-7390	35-7390	3.72 cfs	1224 af	306.0	6,154.0		N/A	N/A	N/A	N/A
35-7391C	35-7391C	0.08 cfs	34 af	72.0	6,154.0		N/A	N/A	N/A	N/A
35-7630	35-7630	4.8 cfs	1208 af	302.0	6,154.0		N/A	N/A	N/A	N/A
35-7863	35-7863	5.3 cfs	1220 af	305.0	6,154.0		N/A	N/A	N/A	N/A
35-7399	35-7399	0.4 cfs	169.8 af	202.0	6,154.0		N/A	N/A	N/A	N/A
35-13382	35-13382	0.38 cfs	76 af	19.0	6,154.0		N/A	N/A	N/A	N/A
35-13384	35-13384	0.3 cfs	64 af	16.0	6,154.0		N/A	N/A	N/A	N/A
35-13385	35-13385	3.94 cfs	892 af	223.0	6,154.0		N/A	N/A	N/A	N/A
35-13386	35-13386	0.26 cfs	60 af	15.0	6,154.0		N/A	N/A	N/A	N/A

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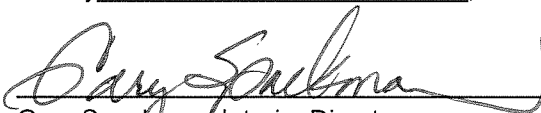
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Summary of Water Rights After the Approved Change

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
35-13388	35-13388	0.9 cfs	168 af	42.0	6,154.0		N/A	N/A	N/A	N/A
35-13390	35-13390	0.13 cfs	40 af	10.0	6,154.0		N/A	N/A	N/A	N/A
35-13397	35-13397	0.02 cfs	8 af	2.0	6,154.0		N/A	N/A	N/A	N/A
35-13899	35-13899	0.1 cfs	24.9 af	6.2	6,154.0		N/A	N/A	N/A	N/A
35-13900	35-13900	0.02 cfs	8.9 af	3.0	6,154.0		N/A	N/A	N/A	N/A
35-13905	35-13905	0.83 cfs	199.5 af	49.9	6,154.0		N/A	N/A	N/A	N/A
35-13906	35-13906	0.15 cfs	95.6 af	23.9	6,154.0		N/A	N/A	N/A	N/A
35-13915	35-13915	0.25 cfs	46 af	11.5	6,154.0		N/A	N/A	N/A	N/A
35-13916	35-13916	0.03 cfs	22 af	5.5	6,154.0		N/A	N/A	N/A	N/A
35-7402	35-7402	1.94 cfs	388 af	97.0	6,154.0		N/A	N/A	N/A	N/A
35-13409	35-13409	0.08 cfs	16 af	4.0	6,154.0		N/A	N/A	N/A	N/A
35-13414	35-13414	4.64 cfs	928 af	232.0	6,154.0		N/A	N/A	N/A	N/A
35-13415	35-13415	0.1 cfs	20 af	5.0	6,154.0		N/A	N/A	N/A	N/A
35-13411	35-13411	0.14 cfs	43.2 af	10.8	6,154.0		N/A	N/A	N/A	N/A
35-13413	35-13413	0.78 cfs	163.2 af	40.8	6,154.0		N/A	N/A	N/A	N/A
35-13703	35-13703	0.93 cfs	376 af	94.0	6,154.0		N/A	N/A	N/A	N/A
35-13897	35-13897	2.04 cfs	487.4 af	121.9	6,154.0		N/A	N/A	N/A	N/A
35-13898	35-13898	0.36 cfs	233.8 af	58.4	6,154.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		52.34 cfs	13708.7af	3434.0	6154.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 10th day of February, 2012


Gary Spackman, Interim Director

WATER RIGHT NO. 29-14006
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 29-14006 is now described as follows.

Right Holder: KRYST R KREIN And
 MELISSA KREIN
 3462 ROCK CREEK DRD
 AMERICAN FALLS ID 83211

Priority Date: December 15, 1977

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	6.16 CFS	1,434.3 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENESE Sec. 27 Twp 08S Rge 30E POWER 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	
08S	30E	26									1.7	12.0							13.7
08S	30E	27			15.0	22.0			.5		29.0	30.0	40.0	27.0	25.5	36.4	27.3	19.6	272.3
08S	30E	28													20.0	28.0	36.0	40.0	124.0

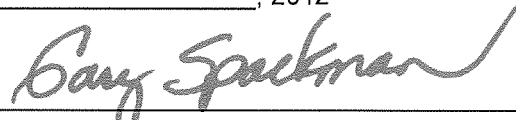
Total Acres: 410

CONDITIONS OF APPROVAL

- 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 10th day of February, 2012


 Gary Spackman, Interim Director

WATER RIGHT NO. 35-14213
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-14213 is now described as follows.

Right Holder: KRYST R KREIN And
 MELISSA KREIN
 3462 ROCK CREEK DRD
 AMERICAN FALLS ID 83211

Priority Date: December 15, 1977

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	0.75 CFS	175.7 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSENW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S 29E 13						40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S 29E 14	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
08S 29E 15	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
08S 29E 21				40.0									40.0	40.0	38.0	40.0	198.0
08S 29E 22	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
08S 29E 23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S 29E 24	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
08S 29E 25	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
08S 29E 26	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
08S 29E 27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S 30E 18									40.0	40.0	40.0	40.0					160.0
08S 30E 19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S 30E 30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-14213
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 50.2 acres within the authorized place of use in a single irrigation season.
2. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
3. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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.
4. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSENE Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSENE Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWSENE Sec. 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

WATER RIGHT NO. 35-14213
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

5. Beginning on the date of approval of Transfer 77467, the irrigation uses under rights 35-14213 is limited to the following schedule of allowed use. The right holder shall file a notice of intent with the Department prior to the increased use of water under the right each time an increase according to the schedule is sought.

Year 2012 through 2013 the right is limited to 0.73 cfs, 171.5 afa and 49.0 acres.
Year 2014 and beyond the right is limited to 0.75 cfs, 175.7 afa and 50.2 acres.

6. 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.
7. 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.
8. Prior to the diversion and use of water under Transfer approval 77467, 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.
9. 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.
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.
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 10th day of February, 2012


Gary Spackman, Interim Director

WATER RIGHT NO. 35-7275
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-7275 is now described as follows.

Right Holder: KBCP LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: January 26, 1973

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	2.64 CFS	808.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSESW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSESW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S	29E	13						40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S	29E	14	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
08S	29E	15	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
08S	29E	21				40.0									40.0	40.0	38.0	40.0	198.0
08S	29E	22	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
08S	29E	23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S	29E	24	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
08S	29E	25	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
08S	29E	26	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
08S	29E	27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S	30E	18									40.0	40.0	40.0	40.0					160.0
08S	30E	19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S	30E	30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-7275
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 202.0 acres within the authorized place of use described above in a single irrigation season.
2. Rights 35-7275 and 35-7399 when combined shall not exceed a total annual maximum diversion volume of 808.0 af at the field headgate, and the irrigation of 202.0 acres.
3. Rights 35-7275, 35-7399, and 35-13397 shall not exceed 3.06 cfs, a total combined annual volume of 816.0 af at the field headgate, and the irrigation of 204.0 acres.
4. Rights 35-7275, 35-7399, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13397, 35-13915 and 35-13916 when combined shall not exceed a total diversion rate of 9.10 cfs, a total annual maximum diversion volume of 2182 af at the field headgate, and the irrigation of 545.5 acres
5. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
6. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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.

WATER RIGHT NO. 35-7275
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

7. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSENW Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSENW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWSENW Sec 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

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. 120.
9. 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.
10. Prior to the diversion and use of water under Transfer approval 77467, 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.
11. 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.
12. 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 lands above.
13. The right holder shall accomplish the change authorized by this transfer within one years of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 35-7275
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

15. 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 10th day of February, 2012



Gary Spackman, Interim Director

WATER RIGHT NO. 35-7399
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-7399 is now described as follows.

Right Holder: KBCP LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: March 28, 1974

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	0.40 CFS	169.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSESW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSESW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S	29E	13						40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S	29E	14	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
08S	29E	15	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
08S	29E	21				40.0									40.0	40.0	38.0	40.0	198.0
08S	29E	22	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
08S	29E	23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S	29E	24	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
08S	29E	25	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
08S	29E	26	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
08S	29E	27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S	30E	18									40.0	40.0	40.0	40.0					160.0
08S	30E	19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S	30E	30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-7399
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 202.0 acres within the authorized place of use described above in a single irrigation season.
2. Rights 35-7275 and 35-7399 when combined shall not exceed a total annual maximum diversion volume of 808.0 af at the field headgate, and the irrigation of 202.0 acres.
3. Rights 35-7275, 35-7399, and 35-13397 shall not exceed 3.06 cfs, a total combined annual volume of 816.0 af at the field headgate, and the irrigation of 204.0 acres.
4. Rights 35-7275, 35-7399, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13397, 35-13915 and 35-13916 when combined shall not exceed a total diversion rate of 9.10 cfs, a total annual maximum diversion volume of 2182.0 af at the field headgate, and the irrigation of 545.5 acres.
5. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
6. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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.

WATER RIGHT NO. 35-7399
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

7. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSSENW Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSSENW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWSSENW Sec 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

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. 120.
9. 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.
10. Prior to the diversion and use of water under Transfer approval 77467, 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.
11. 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.
12. 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 lands above.
13. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

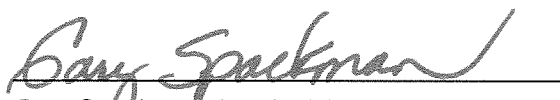
WATER RIGHT NO. 35-7399
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

15. 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 10th day of February, 2012


Gary Spackman, Interim Director

WATER RIGHT NO. 35-13397
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-13397 is now described as follows.

Right Holder: KBCP LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: March 28, 1974

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	0.02 CFS	8.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSENW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S 29E 13						40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S 29E 14	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
08S 29E 15	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
08S 29E 21				40.0									40.0	40.0	38.0	40.0	198.0
08S 29E 22	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
08S 29E 23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S 29E 24	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
08S 29E 25	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
08S 29E 26	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
08S 29E 27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S 30E 18									40.0	40.0	40.0	40.0					160.0
08S 30E 19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S 30E 30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-13397
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 2.0 acres within the authorized place of use described above in a single irrigation season.
2. Rights 35-7275, 35-7399, and 35-13397 shall not exceed 3.06 cfs, a total combined annual volume of 816.0 af at the field headgate, and the irrigation of 204.0 acres.
3. Rights 35-7275, 35-7399, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13397, 35-13915 and 35-13916 when combined shall not exceed a total diversion rate of 9.10 cfs, a total annual maximum diversion volume of 2182.0 af at the field headgate, and the irrigation of 545.5 acres
4. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
5. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSESW Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSESW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWSWNE Sec. 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

WATER RIGHT NO. 35-13397
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

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. 120.
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 77467, 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. 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 lands above.
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 10th day of February, 2012



Gary Spackman, Interim Director

WATER RIGHT NO. 35-13382
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-13382 is now described as follows.

Right Holder: KBCP LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: August 14, 1989

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	0.38 CFS	76.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSENW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S 29E 13						40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S 29E 14	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
08S 29E 15	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
08S 29E 21				40.0									40.0	40.0	38.0	40.0	198.0
08S 29E 22	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
08S 29E 23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S 29E 24	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
08S 29E 25	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
08S 29E 26	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
08S 29E 27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S 30E 18									40.0	40.0	40.0	40.0					160.0
08S 30E 19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S 30E 30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-13382
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 19.0 acres within the authorized place of use described above in a single irrigation season.
2. Rights 35-13382 and 35-13384 when combined shall not exceed a total diversion rate of 0.56 cfs.
3. Rights 35-13382, 35-13384, 35-13386, 35-13388 and 35-13390 when combined shall not exceed a total diversion rate of 1.85 cfs and the irrigation of 101.5 acres.
4. Rights 35-7275, 35-7399, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13397, 35-13915 and 35-13916 when combined shall not exceed a total diversion rate of 9.10 cfs, a total annual maximum diversion volume of 2182.0 af at the field headgate, and the irrigation of 545.5 acres.
5. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
6. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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.

WATER RIGHT NO. 35-13382
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

7. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.

Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.

Well no. 3: SWSESW Sec. 22, T08S, R29E, B.M.

Well no. 4: SWSESW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.

Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.

Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.

Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.

Well no. 9: NWSESW Sec. 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

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. 120.
9. 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.
10. Prior to the diversion and use of water under Transfer approval 77467, 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.
11. 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.
12. 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 lands above.
13. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 35-13382
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

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 10th day of February, 2012



Gary Spackman, Interim Director



WATER RIGHT NO. 35-13384
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-13384 is now described as follows.

Right Holder: KBCP LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: April 17, 1984

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	0.30 CFS	64.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSESW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSESW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S 29E 13						40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S 29E 14	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
08S 29E 15	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
08S 29E 21				40.0									40.0	40.0	38.0	40.0	198.0
08S 29E 22	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
08S 29E 23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S 29E 24	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
08S 29E 25	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
08S 29E 26	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
08S 29E 27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S 30E 18									40.0	40.0	40.0	40.0					160.0
08S 30E 19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S 30E 30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-13384
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 16.0 acres within the authorized place of use described above in a single irrigation season.
2. Rights 35-13382 and 35-13384 when combined shall not exceed a total diversion rate of 0.56 cfs.
3. Rights 35-13382, 35-13384, 35-13386, 35-13388 and 35-13390 when combined shall not exceed a total diversion rate of 1.85 cfs and the irrigation of 101.5 acres.
4. Rights 35-7275, 35-7399, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13397, 35-13915 and 35-13916 when combined shall not exceed a total diversion rate of 9.10 cfs, a total annual maximum diversion volume of 2182.0 af at the field headgate, and the irrigation of 545.5 acres.
5. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
6. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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.

**WATER RIGHT NO. 35-13384
As Modified by Transfer No. 77467**

CONDITIONS OF APPROVAL

7. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSSENW Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSSENW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWSSENW Sec 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

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. 120.
9. 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.
10. Prior to the diversion and use of water under Transfer approval 77467, 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.
11. 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.
12. 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 lands above.
13. The right holder shall accomplish the change authorized by this transfer within one years of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 35-13384
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

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 10th day of February, 2012



Gary Spackman, Interim Director



WATER RIGHT NO. 35-13385
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-13385 is now described as follows.

Right Holder: KBCP LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: March 28, 1974

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	3.94 CFS	892.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSENV	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S	29E	13						40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S	29E	14	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
08S	29E	15	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
08S	29E	21				40.0									40.0	40.0	38.0	40.0	198.0
08S	29E	22	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
08S	29E	23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S	29E	24	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
08S	29E	25	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
08S	29E	26	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
08S	29E	27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S	30E	18									40.0	40.0	40.0	40.0					160.0
08S	30E	19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S	30E	30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-13385
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 223.0 acres within the authorized place of use described above in a single irrigation season.
2. Rights 35-7275, 35-7399, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13397, 35-13915 and 35-13916 when combined shall not exceed a total diversion rate of 9.10 cfs, a total annual maximum diversion volume of 2182.0 af at the field headgate, and the irrigation of 545.5 acres.
3. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
4. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSENE Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSENE Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWSENE Sec. 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

WATER RIGHT NO. 35-13385
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

6. 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.
7. 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.
8. Prior to the diversion and use of water under Transfer approval 77467, 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.
9. 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.
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 lands above.
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 10th day of February, 2012


Gary Spackman, Interim Director

WATER RIGHT NO. 35-13386
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-13386 is now described as follows.

Right Holder: KBCP LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: March 28, 1974

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	0.26 CFS	60.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S	29E	13					40.0	40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S	29E	14	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
08S	29E	15	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
08S	29E	21				40.0									40.0	40.0	38.0	40.0	198.0
08S	29E	22	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
08S	29E	23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S	29E	24	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
08S	29E	25	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
08S	29E	26	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
08S	29E	27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S	30E	18									40.0	40.0	40.0	40.0					160.0
08S	30E	19					40.0	40.0	40.0	40.0	40.0	40.0	40.0						320.0
08S	30E	30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-13386
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 15.0 acres within the authorized place of use described above in a single irrigation season.
2. Rights 35-13382, 35-13384, 35-13386, 35-13388 and 35-13390 when combined shall not exceed a total diversion rate of 1.85 cfs and the irrigation of 101.5 acres.
3. Rights 35-7275, 35-7399, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13397, 35-13915 and 35-13916 when combined shall not exceed a total diversion rate of 9.10 cfs, a total annual maximum diversion volume of 2182.0 af at the field headgate, and the irrigation of 545.5 acres.
4. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
5. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSSENW Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSSENW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWSSENW Sec 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

WATER RIGHT NO. 35-13386
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

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. 120.
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 77467, 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. 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 lands above.
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 10th day of February, 2012



Gary Spackman, Interim Director

WATER RIGHT NO. 35-13388
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-13388 is now described as follows.

Right Holder: KBCP LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: March 28, 1974

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	0.90 CFS	168.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSESW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSESW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S 29E 13						40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S 29E 14	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
08S 29E 15	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
08S 29E 21				40.0									40.0	40.0	38.0	40.0	198.0
08S 29E 22	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
08S 29E 23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S 29E 24	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
08S 29E 25	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
08S 29E 26	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
08S 29E 27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S 30E 18									40.0	40.0	40.0	40.0					160.0
08S 30E 19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S 30E 30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-13388
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 42.0 acres within the authorized place of use described above in a single irrigation season.
2. Rights 35-13382, 35-13384, 35-13386, 35-13388 and 35-13390 when combined shall not exceed a total diversion rate of 1.85 cfs and the irrigation of 101.5 acres.
3. Rights 35-7275, 35-7399, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13397, 35-13915 and 35-13916 when combined shall not exceed a total diversion rate of 9.10 cfs, a total annual maximum diversion volume of 2182.0 af at the field headgate, and the irrigation of 545.5 acres.
4. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
5. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSSENW Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSSENW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWSSENW Sec 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

WATER RIGHT NO. 35-13388
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

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. 120.
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 77467, 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. 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 lands above.
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 10th day of February, 2012



Gary Spackman, Interim Director

WATER RIGHT NO. 35-13390
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-13390 is now described as follows.

Right Holder: KBCP LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: May 17, 1972

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	0.13 CFS	40.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S	29E	13					40.0	40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S	29E	14	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
08S	29E	15	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
08S	29E	21				40.0									40.0	40.0	38.0	40.0	198.0
08S	29E	22	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
08S	29E	23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S	29E	24	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
08S	29E	25	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
08S	29E	26	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
08S	29E	27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S	30E	18									40.0	40.0	40.0	40.0					160.0
08S	30E	19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S	30E	30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-13390
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 10.0 acres within the authorized place of use described above in a single irrigation season.
2. Rights 35-13382, 35-13384, 35-13386, 35-13388 and 35-13390 when combined shall not exceed a total diversion rate of 1.85 cfs and the irrigation of 101.5 acres.
3. Rights 35-7275, 35-7399, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13397, 35-13915 and 35-13916 when combined shall not exceed a total diversion rate of 9.10 cfs, a total annual maximum diversion volume of 2182.0 af at the field headgate, and the irrigation of 545.5 acres.
4. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
5. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSSENW Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSSENW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWSSENW Sec 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

WATER RIGHT NO. 35-13390
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

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. 120.
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 77467, 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. 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 lands above.
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 10th day of February, 2012



Gary Spackman, Interim Director

WATER RIGHT NO. 35-13915
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-13915 is now described as follows.

Right Holder: KBC FARMS LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: May 04, 1978

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	0.25 CFS	46.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSENW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S 29E 13						40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S 29E 14	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
08S 29E 15	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
08S 29E 21				40.0									40.0	40.0	38.0	40.0	198.0
08S 29E 22	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
08S 29E 23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S 29E 24	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
08S 29E 25	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
08S 29E 26	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
08S 29E 27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S 30E 18									40.0	40.0	40.0	40.0					160.0
08S 30E 19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S 30E 30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-13915
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 11.5 acres within the authorized place of use described above in a single irrigation season.
2. Rights 35-13915 and 35-13916 when combined shall not exceed a total diversion rate of 0.25 cfs, a total annual maximum diversion volume of 68 af at the field headgate, and the irrigation of 17 acres.
3. Rights 35-7275, 35-7399, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13397, 35-13915 and 35-13916 when combined shall not exceed a total diversion rate of 9.10 cfs, a total annual maximum diversion volume of 2182.0 af at the field headgate, and the irrigation of 545.5 acres.
4. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
5. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSENW Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSENW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWSENW Sec 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

WATER RIGHT NO. 35-13915
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

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. 120.
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 77467, 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. 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 lands above.
12. Any future action, including a subsequent transfer of this right or an order rescinding a transfer approval, which would result in a change to the point(s) of diversion under this right may require mitigation for the effects of the change. Such future action to change the point(s) of diversion under this right shall be analyzed for effects to connected reaches of the Snake River based on the priority date, point(s) of diversion and steady-state quantity as authorized for this right under Transfer approval 74093.
13. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. 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 10th day of February, 2012



Gary Spackman, Interim Director

WATER RIGHT NO. 35-13916
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-13916 is now described as follows.

Right Holder: KBC FARMS LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: May 23, 1962

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	0.03 CFS	22.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSENW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S 29E 13						40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S 29E 14	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
08S 29E 15	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
08S 29E 21				40.0									40.0	40.0	38.0	40.0	198.0
08S 29E 22	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
08S 29E 23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S 29E 24	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
08S 29E 25	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
08S 29E 26	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
08S 29E 27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S 30E 18									40.0	40.0	40.0	40.0					160.0
08S 30E 19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S 30E 30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-13916
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 5.5 acres within the authorized place of use described above in a single irrigation season.
2. Rights 35-13915 and 35-13916 when combined shall not exceed a total diversion rate of 0.25 cfs, a total annual maximum diversion volume of 68.0 af at the field headgate, and the irrigation of 17.0 acres.
3. Rights 35-7275, 35-7399, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13397, 35-13915 and 35-13916 when combined shall not exceed a total diversion rate of 9.10 cfs, a total annual maximum diversion volume of 2182.0 af at the field headgate, and the irrigation of 545.5 acres.
4. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
5. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSSENW Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSSENW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWSSENW Sec 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

WATER RIGHT NO. 35-13916
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

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. 120.
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 77467, 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. 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 lands above.
12. Any future action, including a subsequent transfer of this right or an order rescinding a transfer approval, which would result in a change to the point(s) of diversion under this right may require mitigation for the effects of the change. Such future action to change the point(s) of diversion under this right shall be analyzed for effects to connected reaches of the Snake River based on the priority date, point(s) of diversion and steady-state quantity as authorized for this right under Transfer approval 74093.
13. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. 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 10th day of February, 2012



Gary Spackman, Interim Director

WATER RIGHT NO. 35-13387
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-13387 is now described as follows.

Right Holder: KBC FARMS LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: March 28, 1974

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	3.84 CFS	716.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSENW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S	29E	13						40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S	29E	14	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
08S	29E	15	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
08S	29E	21				40.0									40.0	40.0	38.0	40.0	198.0
08S	29E	22	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
08S	29E	23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S	29E	24	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
08S	29E	25	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
08S	29E	26	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
08S	29E	27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S	30E	18									40.0	40.0	40.0	40.0					160.0
08S	30E	19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S	30E	30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-13387
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 179.2 acres within the authorized place of use described above in a single irrigation season.
2. Rights 35-13387, 35-13899 and 35-13900 when combined shall not exceed a total diversion rate of 3.94 cfs, a total annual maximum diversion volume of 750.6 af at the field headgate, and the irrigation of 188.4 acres.
3. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
4. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.
Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
Well no. 3: SWSSENW Sec. 22, T08S, R29E, B.M.
Well no. 4: SWSSENW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.
Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
Well no. 9: NWSSENW Sec 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.
Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.
6. 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.

WATER RIGHT NO. 35-13387
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

7. 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.
8. Prior to the diversion and use of water under Transfer approval 77467, 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.
9. 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.
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 lands above.
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 10th day of February, 2012



Gary Spackman, Interim Director

WATER RIGHT NO. 35-13899
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-13899 is now described as follows.

Right Holder: KBC FARMS LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: May 04, 1978

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	0.10 CFS	24.9 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSENW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S	29E	13						40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S	29E	14	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
08S	29E	15	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
08S	29E	21				40.0									40.0	40.0	38.0	40.0	198.0
08S	29E	22	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
08S	29E	23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S	29E	24	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
08S	29E	25	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
08S	29E	26	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
08S	29E	27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S	30E	18									40.0	40.0	40.0	40.0					160.0
08S	30E	19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S	30E	30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-13899
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 6.2 acres within the authorized place of use described above in a single irrigation season.
2. Rights 35-13899 and 35-13900 when combined shall not exceed a total diversion rate of 0.10 cfs, a total annual maximum diversion volume of 33.8 af at the field headgate, and the irrigation of 9.2 acres.
3. Rights 35-13387, 35-13899 and 35-13900 when combined shall not exceed a total diversion rate of 3.94 cfs, a total annual maximum diversion volume of 750.6 af at the field headgate, and the irrigation of 188.4 acres.
4. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
5. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSENW Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSENW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWSENW Sec 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

WATER RIGHT NO. 35-13899
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

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. 120.
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 77467, 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. 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 lands above.
12. Any future action, including a subsequent transfer of this right or an order rescinding a transfer approval, which would result in a change to the point(s) of diversion under this right may require mitigation for the effects of the change. Such future action to change the point(s) of diversion under this right shall be analyzed for effects to connected reaches of the Snake River based on the priority date, point(s) of diversion and steady-state quantity as authorized for this right under Transfer approval 74096.
13. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. 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 10th day of February, 2012


Gary Spackman, Interim Director

WATER RIGHT NO. 35-13900
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-13900 is now described as follows.

Right Holder: KBC FARMS LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: May 23, 1962

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	0.02 CFS	8.9 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSENW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S 29E 13						40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S 29E 14	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
08S 29E 15	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
08S 29E 21				40.0									40.0	40.0	38.0	40.0	198.0
08S 29E 22	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
08S 29E 23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S 29E 24	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
08S 29E 25	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
08S 29E 26	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
08S 29E 27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S 30E 18									40.0	40.0	40.0	40.0					160.0
08S 30E 19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S 30E 30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-13900
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 3.0 acres within the authorized place of use described above in a single irrigation season.
2. Rights 35-13899 and 35-13900 when combined shall not exceed a total diversion rate of 0.10 cfs, a total annual maximum diversion volume of 33.8 af at the field headgate, and the irrigation of 9.2 acres.
3. Rights 35-13387, 35-13899 and 35-13900 when combined shall not exceed a total diversion rate of 3.94 cfs, a total annual maximum diversion volume of 750.6 af at the field headgate, and the irrigation of 188.4 acres.
4. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
5. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSSENW Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSSENW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWSSENW Sec 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

WATER RIGHT NO. 35-13900
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

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. 120.
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 77467, 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. 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 lands above.
12. Any future action, including a subsequent transfer of this right or an order rescinding a transfer approval, which would result in a change to the point(s) of diversion under this right may require mitigation for the effects of the change. Such future action to change the point(s) of diversion under this right shall be analyzed for effects to connected reaches of the Snake River based on the priority date, point(s) of diversion and steady-state quantity as authorized for this right under Transfer approval 74096.
13. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. 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 10th day of February, 2012



Gary Spackman, Interim Director

WATER RIGHT NO. 35-7402
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-7402 is now described as follows.

Right Holder: KBCP LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: March 28, 1974

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	388.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S 29E 13					40.0	40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S 29E 14	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
08S 29E 15	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
08S 29E 21				40.0									40.0	40.0	38.0	40.0	198.0
08S 29E 22	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
08S 29E 23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S 29E 24	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
08S 29E 25	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
08S 29E 26	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
08S 29E 27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S 30E 18									40.0	40.0	40.0	40.0					160.0
08S 30E 19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S 30E 30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-7402
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 97.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-7402 and 35-13409 when combined shall not exceed a total diversion rate of 2.02 cfs, a total annual maximum diversion volume of 404.0 af at the field headgate, and the irrigation of 100.9 acres.
3. Rights 35-7402, 35-13409, 35-13411, 35-13413, 35-13414 and 35-13415 when combined shall not exceed a total diversion rate of 7.68 cfs, a total annual maximum diversion volume of 1558.4 af at the field headgate, and the irrigation of 389.4 acres.
4. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
5. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSNW Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSNW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWSNW Sec 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

WATER RIGHT NO. 35-7402
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

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.120.
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 77467, 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. 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 lands above.
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 10th day of February, 2012



Gary Spackman, Interim Director

WATER RIGHT NO. 35-13409
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-13409 is now described as follows.

Right Holder: KBCP LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: March 28, 1974

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	0.08 CFS	16.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S 29E 13						40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S 29E 14	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
08S 29E 15	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
08S 29E 21				40.0									40.0	40.0	38.0	40.0	198.0
08S 29E 22	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
08S 29E 23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S 29E 24	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
08S 29E 25	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
08S 29E 26	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
08S 29E 27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S 30E 18									40.0	40.0	40.0	40.0					160.0
08S 30E 19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S 30E 30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-13409
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 4.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-7402 and 35-13409 when combined shall not exceed a total diversion rate of 2.02 cfs, a total annual maximum diversion volume of 404.0 af at the field headgate, and the irrigation of 100.9 acres.
3. Rights 35-7402, 35-13409, 35-13411, 35-13413, 35-13414 and 35-13415 when combined shall not exceed a total diversion rate of 7.68 cfs, a total annual maximum diversion volume of 1558.4 af at the field headgate, and the irrigation of 389.4 acres.
4. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
5. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSSENW Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSSENW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWSSENW Sec 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

WATER RIGHT NO. 35-13409
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

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.120.
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 77467, 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. 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 lands above.
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 10th day of February, 2012


Gary Spackman, Interim Director

WATER RIGHT NO. 35-13381
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-13381 is now described as follows.

Right Holder: KBCP LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: August 14, 1989

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	1.22 CFS	244.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSENW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S	29E	13					40.0	40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S	29E	14	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
08S	29E	15	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
08S	29E	21				40.0									40.0	40.0	38.0	40.0	198.0
08S	29E	22	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
08S	29E	23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S	29E	24	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
08S	29E	25	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
08S	29E	26	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
08S	29E	27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S	30E	18									40.0	40.0	40.0	40.0					160.0
08S	30E	19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S	30E	30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-13381
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 61.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13381 and 35-13412 when combined shall not exceed a total diversion rate of 4.91 cfs.
3. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
4. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSESW Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSESW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWSWNE Sec. 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

WATER RIGHT NO. 35-13381
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

6. 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.
7. 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.
8. Prior to the diversion and use of water under Transfer approval 77467, 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.
9. 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.
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 lands above.
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.

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 10th day of February, 2012



Gary Spackman, Interim Director

WATER RIGHT NO. 35-13412
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-13412 is now described as follows.

Right Holder: KBCP LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: April 17, 1984

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	4.87 CFS	1,024.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S	29E	13					40.0	40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S	29E	14	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
08S	29E	15	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
08S	29E	21				40.0									40.0	40.0	38.0	40.0	198.0
08S	29E	22	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
08S	29E	23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S	29E	24	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
08S	29E	25	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
08S	29E	26	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
08S	29E	27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S	30E	18									40.0	40.0	40.0	40.0					160.0
08S	30E	19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S	30E	30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-13412
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 256.2 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13381 and 35-13412 when combined shall not exceed a total diversion rate of 4.91 cfs.
3. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
4. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSENW Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSENW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWSENW Sec 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

WATER RIGHT NO. 35-13412
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

6. 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.
7. 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.
8. Prior to the diversion and use of water under Transfer approval 77467, 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.
9. 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.
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.
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.

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 10th day of February, 2012


Gary Spackman, Interim Director

WATER RIGHT NO. 35-13389
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-13389 is now described as follows.

Right Holder: KBCP LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: May 17, 1972

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	1.65 CFS	488.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSENW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S	29E	13						40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S	29E	14	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
08S	29E	15	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
08S	29E	21				40.0									40.0	40.0	38.0	40.0	198.0
08S	29E	22	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
08S	29E	23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S	29E	24	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
08S	29E	25	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
08S	29E	26	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
08S	29E	27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S	30E	18									40.0	40.0	40.0	40.0					160.0
08S	30E	19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S	30E	30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-13389
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 122.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
3. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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.
4. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSSENW Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSSENW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWSSENW Sec 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

WATER RIGHT NO. 35-13389
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

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. 120.
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 77467, 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. 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. 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 10th day of February, 2012



Gary Spackman, Interim Director

WATER RIGHT NO. 35-7401
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-7401 is now described as follows.

Right Holder: KBCP LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: March 28, 1974

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	5.28 CFS	1,056.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSENW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S 29E 13						40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S 29E 14	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
08S 29E 15	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
08S 29E 21				40.0									40.0	40.0	38.0	40.0	198.0
08S 29E 22	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
08S 29E 23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S 29E 24	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
08S 29E 25	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
08S 29E 26	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
08S 29E 27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S 30E 18									40.0	40.0	40.0	40.0					160.0
08S 30E 19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S 30E 30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-7401
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 264.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
3. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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.
4. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSENE Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSENE Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWSENE Sec. 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

WATER RIGHT NO. 35-7401
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

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. 120.
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 77467, 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. 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. 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 10th day of February, 2012


Gary Spackman, Interim Director

WATER RIGHT NO. 35-13410
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-13410 is now described as follows.

Right Holder: KBCP LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: December 05, 1983

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	2.42 CFS	484.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S	29E	13						40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S	29E	14	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
08S	29E	15	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
08S	29E	21				40.0									40.0	40.0	38.0	40.0	198.0
08S	29E	22	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
08S	29E	23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S	29E	24	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
08S	29E	25	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
08S	29E	26	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
08S	29E	27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S	30E	18									40.0	40.0	40.0	40.0					160.0
08S	30E	19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S	30E	30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-13410
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 121.2 acres within the authorized place of use in a single irrigation season.
2. Rights 35-07401 and 35-13410, 35-13411 when combined shall not exceed a total diversion rate of 5.28 cfs.
3. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
4. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:
 - Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.
 - Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
 - Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
 - Well no. 3: SWSESW Sec. 22, T08S, R29E, B.M.
 - Well no. 4: SWSESW Sec. 22, T08S, R29E, B.M.
 - Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.
 - Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
 - Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
 - Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
 - Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
 - Well no. 9: NWSWNE Sec. 24, T08S, R29E, B.M.
 - Well 10 is limited to 5.88 cfs and 1852.9 af.
 - Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.
6. 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.

WATER RIGHT NO. 35-13410

As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

7. 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.
8. Prior to the diversion and use of water under Transfer approval 77467, 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.
9. 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.
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.
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.

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 10th day of February, 2012


Gary Spackman, Interim Director

WATER RIGHT NO. 35-13411
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-13411 is now described as follows.

Right Holder: KBCP LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: December 05, 1983

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	0.14 CFS	43.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSENW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S	29E	13					40.0	40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S	29E	14	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
08S	29E	15	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
08S	29E	21				40.0									40.0	40.0	38.0	40.0	198.0
08S	29E	22	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
08S	29E	23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S	29E	24	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
08S	29E	25	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
08S	29E	26	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
08S	29E	27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S	30E	18									40.0	40.0	40.0	40.0					160.0
08S	30E	19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S	30E	30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

**WATER RIGHT NO. 35-13411
As Modified by Transfer No. 77467**

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 10.8 acres within the authorized place of use described above in a single irrigation season.
2. Rights 35-13411, 35-13413 and 35-13415 when combined shall not exceed a total diversion rate of 1.02 cfs, a total annual maximum diversion volume of 226.4 af at the field headgate, and the irrigation of 56.5 acres.
3. Rights 35-7402, 35-13409, 35-13411, 35-13413, 35-13414 and 35-13415 when combined shall not exceed a total diversion rate of 7.68 cfs, a total annual maximum diversion volume of 1558.4 af at the field headgate, and the irrigation of 389.4 acres.
4. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
5. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSENE Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSENE Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWSENE Sec. 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

WATER RIGHT NO. 35-13411
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

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.120.
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 77467, 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. 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 lands above.
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.

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 10th day of February, 2012


Gary Spackman, Interim Director

WATER RIGHT NO. 35-13413
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-13413 is now described as follows.

Right Holder: KBCP LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: April 17, 1984

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	0.78 CFS	163.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S 29E 13						40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S 29E 14	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
08S 29E 15	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
08S 29E 21				40.0									40.0	40.0	38.0	40.0	198.0
08S 29E 22	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
08S 29E 23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S 29E 24	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
08S 29E 25	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
08S 29E 26	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
08S 29E 27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S 30E 18									40.0	40.0	40.0	40.0					160.0
08S 30E 19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S 30E 30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-13413

As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 40.8 acres within the authorized place of use described above in a single irrigation season.
2. Rights 35-13411, 35-13413 and 35-13415 when combined shall not exceed a total diversion rate of 1.02 cfs, a total annual maximum diversion volume of 226.4 af at the field headgate, and the irrigation of 56.5 acres.
3. Rights 35-7402, 35-13409, 35-13411, 35-13413, 35-13414 and 35-13415 when combined shall not exceed a total diversion rate of 7.68 cfs, a total annual maximum diversion volume of 1558.4 af at the field headgate, and the irrigation of 389.4 acres.
4. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
5. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.

Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.

Well no. 3: SWSSENW Sec. 22, T08S, R29E, B.M.

Well no. 4: SWSSENW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.

Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.

Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.

Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.

Well no. 9: NWSSENW Sec 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

WATER RIGHT NO. 35-13413
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

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.120.
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 77467, 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. 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 lands above.
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.

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 10th day of February, 2012


Gary Spackman, Interim Director

WATER RIGHT NO. 35-13415
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-13415 is now described as follows.

Right Holder: KBCP LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: March 28, 1974

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	0.10 CFS	20.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSENW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S 29E 13						40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S 29E 14	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
08S 29E 15	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
08S 29E 21				40.0									40.0	40.0	38.0	40.0	198.0
08S 29E 22	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
08S 29E 23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S 29E 24	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
08S 29E 25	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
08S 29E 26	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
08S 29E 27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S 30E 18									40.0	40.0	40.0	40.0					160.0
08S 30E 19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S 30E 30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-13415
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 5.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13411, 35-13413 and 35-13415 when combined shall not exceed a total diversion rate of 1.02 cfs, a total annual maximum diversion volume of 226.4 af at the field headgate, and the irrigation of 56.5 acres.
3. Rights 35-7402, 35-13409, 35-13411, 35-13413, 35-13414 and 35-13415 when combined shall not exceed a total diversion rate of 7.68 cfs, a total annual maximum diversion volume of 1558.4 af at the field headgate, and the irrigation of 389.4 acres.
4. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
5. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSENE Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSENE Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWSENE Sec. 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

WATER RIGHT NO. 35-13415
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

7. 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.
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. 120.
9. Prior to the diversion and use of water under Transfer approval 77467, 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. 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 lands above.
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 10th day of February, 2012



Gary Spackman, Interim Director

WATER RIGHT NO. 35-13414
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-13414 is now described as follows.

Right Holder: KBCP LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: March 28, 1974

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	4.64 CFS	928.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSENW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S 29E 13						40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S 29E 14	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
08S 29E 15	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
08S 29E 21				40.0									40.0	40.0	38.0	40.0	198.0
08S 29E 22	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
08S 29E 23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S 29E 24	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
08S 29E 25	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
08S 29E 26	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
08S 29E 27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S 30E 18									40.0	40.0	40.0	40.0					160.0
08S 30E 19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S 30E 30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-13414
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 232.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-7402, 35-13409, 35-13411, 35-13413, 35-13414 and 35-13415 when combined shall not exceed a total diversion rate of 7.68 cfs, a total annual maximum diversion volume of 1558.4 af at the field headgate, and the irrigation of 389.4 acres.
3. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
4. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.
Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
Well no. 3: SWSSENW Sec. 22, T08S, R29E, B.M.
Well no. 4: SWSSENW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.
Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
Well no. 9: NWSSENW Sec 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.
Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.
6. Prior to the diversion and use of water under Transfer approval 77467, 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. 35-13414
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

7. 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.
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.120.
9. 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.
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 lands above.
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 10th day of February, 2012


Gary Spackman, Interim Director

WATER RIGHT NO. 35-2274
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-2274 is now described as follows.

Right Holder: KBC FARMS LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: December 16, 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	2.40 CFS	700.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSENW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S 29E 13						40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S 29E 14	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
08S 29E 15	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
08S 29E 21				40.0									40.0	40.0	38.0	40.0	198.0
08S 29E 22	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
08S 29E 23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S 29E 24	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
08S 29E 25	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
08S 29E 26	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
08S 29E 27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S 30E 18									40.0	40.0	40.0	40.0					160.0
08S 30E 19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S 30E 30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-2274
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 175.0 acres within the authorized place of use described above in a single irrigation season.
2. Rights 35-2274, 35-7390 and 35-7630 when combined shall not exceed a total diversion rate of 6.90 cfs, a total annual maximum diversion volume of 2264.0 af at the field headgate, and the irrigation of 566.0 acres.
3. Rights 35-2274, 35-2432C, 35-7390, 35-7391C, 35-7630, and 35-7863 when combined shall not exceed a total diversion rate of 13.21 cfs, a total annual maximum diversion volume of 3772.0 af at the field headgate, and the irrigation of 943.0 acres.
4. Rights 35-2274, 35-2432C, 35-7390, 35-7391C, 35-7630, 35-7863, 35-13905 and 35-13906 when combined shall not exceed a total diversion rate of 14.04 cfs, a total annual maximum diversion volume of 4067.2 af at the field headgate, and the irrigation of 1016.8 acres.
5. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
6. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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.
7. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSSENW Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSSENW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWSSENW Sec 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

WATER RIGHT NO. 35-2274
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

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. 120.
9. 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.
10. Prior to the diversion and use of water under Transfer approval 77467, 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.
11. 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.
12. 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 lands above.
13. Wells drilled under the approval of Transfer 5433 shall have a solid un-perforated casing extending from the surface to a minimum depth of 350 feet.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. 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 10th day of February, 2012



Gary Spackman, Interim Director

WATER RIGHT NO. 35-7390
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-7390 is now described as follows.

Right Holder: KBC FARMS LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: March 13, 1974

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	3.72 CFS	1,224.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSENW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S 29E 13						40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S 29E 14	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
08S 29E 15	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
08S 29E 21				40.0									40.0	40.0	38.0	40.0	198.0
08S 29E 22	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
08S 29E 23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S 29E 24	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
08S 29E 25	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
08S 29E 26	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
08S 29E 27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S 30E 18									40.0	40.0	40.0	40.0					160.0
08S 30E 19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S 30E 30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-7390
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 306.0 acres within the authorized place of use described above in a single irrigation season.
2. Rights 35-2274, 35-7390 and 35-7630 when combined shall not exceed a total diversion rate of 6.90 cfs, a total annual maximum diversion volume of 2264.0 af at the field headgate, and the irrigation of 566.0 acres.
3. Rights 35-2274, 35-2432C, 35-7390, 35-7391C, 35-7630, 35-7863, 35-13905 and 35-13906 when combined shall not exceed a total diversion rate of 14.04 cfs, a total annual maximum diversion volume of 4067.2 af at the field headgate, and the irrigation of 1016.8 acres.
4. Rights 35-2274, 35-2432C, 35-7390, 35-7391C, 35-7630, and 35-7863 when combined shall not exceed a total diversion rate of 13.21 cfs, a total annual maximum diversion volume of 3772.0 af at the field headgate, and the irrigation of 943.0 acres.
5. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
6. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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.
7. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSENW Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSENW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWSENW Sec. 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

WATER RIGHT NO. 35-7390
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

8. Prior to the diversion and use of water under Transfer approval 77467, 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.
9. 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.
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. 120.
11. 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.
12. 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 lands above.
13. Wells drilled under the approval of Transfer 5433 shall have a solid un-perforated casing extending from the surface to a minimum depth of 350 feet.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. 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 10th day of February, 2012


Gary Spackman, Interim Director

WATER RIGHT NO. 35-7630
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-7630 is now described as follows.

Right Holder: KBC FARMS LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: August 03, 1976

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	4.80 CFS	1,208.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSESW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSESW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S	29E	13						40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S	29E	14	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
08S	29E	15	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
08S	29E	21				40.0									40.0	40.0	38.0	40.0	198.0
08S	29E	22	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
08S	29E	23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S	29E	24	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
08S	29E	25	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
08S	29E	26	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
08S	29E	27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S	30E	18									40.0	40.0	40.0	40.0					160.0
08S	30E	19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S	30E	30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-7630
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 302.0 acres within the authorized place of use described above in a single irrigation season.
2. Rights 35-2274, 35-7390 and 35-7630 when combined shall not exceed a total diversion rate of 6.90 cfs, a total annual maximum diversion volume of 2264.0 af at the field headgate, and the irrigation of 566.0 acres.
3. Rights 35-2274, 35-2432C, 35-7390, 35-7391C, 35-7630, and 35-7863 when combined shall not exceed a total diversion rate of 13.21 cfs, a total annual maximum diversion volume of 3772.0 af at the field headgate, and the irrigation of 943.0 acres.
4. Rights 35-2274, 35-2432C, 35-7390, 35-7391C, 35-7630, 35-7863, 35-13905 and 35-13906 when combined shall not exceed a total diversion rate of 14.04 cfs, a total annual maximum diversion volume of 4067.2 af at the field headgate, and the irrigation of 1016.8 acres.
5. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
6. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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.
7. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSESW Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSESW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWSSEW Sec. 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

WATER RIGHT NO. 35-7630
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

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. 120.
9. 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.
10. Prior to the diversion and use of water under Transfer approval 77467, 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.
11. 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.
12. 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 lands above.
13. Wells drilled under the approval of Transfer 5433 shall have a solid un-perforated casing extending from the surface to a minimum depth of 350 feet.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. 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 10th day of February, 2012



Gary Spackman, Interim Director

WATER RIGHT NO. 35-2432C**As Modified by Transfer No. 77467**

In accordance with the approval of Transfer No. 77467, Water Right No. 35-2432C is now described as follows.

Right Holder: KBC FARMS LLC
3062 S FRONTAGE RD
AMERICAN FALLS ID 83211

Priority Date: August 17, 1955

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	0.93 CFS	288.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSSENW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S 29E 13					40.0	40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S 29E 14	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
08S 29E 15	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
08S 29E 21				40.0									40.0	40.0	38.0	40.0	198.0
08S 29E 22	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
08S 29E 23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S 29E 24	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
08S 29E 25	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
08S 29E 26	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
08S 29E 27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S 30E 18									40.0	40.0	40.0	40.0					160.0
08S 30E 19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S 30E 30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-2432C
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 72.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-2432C and 35-7391C when combined shall not exceed a total diversion rate of 1.01 cfs, a total annual maximum diversion volume of 288.0 af at the field headgate, and the irrigation of 72.0 acres.
3. Rights 35-2274, 35-2432C, 35-7390, 35-7391C, 35-7630, and 35-7863 when combined shall not exceed a total diversion rate of 13.21 cfs, a total annual maximum diversion volume of 3772.0 af at the field headgate, and the irrigation of 943.0 acres.
4. Rights 35-2274, 35-2432C, 35-7390, 35-7391C, 35-7630, 35-7863, 35-13905 and 35-13906 when combined shall not exceed a total diversion rate of 14.04 cfs, a total annual maximum diversion volume of 4067.2 af at the field headgate, and the irrigation of 1016.8 acres.
5. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
6. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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.
7. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSESW Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSESW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSESW Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWNENW Sec. 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

WATER RIGHT NO. 35-2432C
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

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. 120.
9. 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.
10. Prior to the diversion and use of water under Transfer approval 77467, 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.
11. 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.
12. 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 lands above.
13. Wells drilled under the approval of Transfer 5433 shall have a solid un-perforated casing extending from the surface to a minimum depth of 350 feet.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. 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 10th day of February, 2012



Gary Spackman, Interim Director

WATER RIGHT NO. 35-7391C
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-7391C is now described as follows.

Right Holder: KBC FARMS LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: March 13, 1974

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	0.08 CFS	34.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSENW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S	29E	13					40.0	40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S	29E	14	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
08S	29E	15	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
08S	29E	21				40.0									40.0	40.0	38.0	40.0	198.0
08S	29E	22	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
08S	29E	23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S	29E	24	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
08S	29E	25	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
08S	29E	26	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
08S	29E	27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S	30E	18									40.0	40.0	40.0	40.0					160.0
08S	30E	19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S	30E	30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-7391C
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 72.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-2432C and 35-7391C when combined shall not exceed a total diversion rate of 1.01 cfs, a total annual maximum diversion volume of 288.0 af at the field headgate, and the irrigation of 72.0 acres.
3. Rights 35-2274, 35-2432C, 35-7390, 35-7391C, 35-7630, and 35-7863 when combined shall not exceed a total diversion rate of 13.21 cfs, a total annual maximum diversion volume of 3772.0 af at the field headgate, and the irrigation of 943.0 acres.
4. Rights 35-2274, 35-2432C, 35-7390, 35-7391C, 35-7630, 35-7863, 35-13905 and 35-13906 when combined shall not exceed a total diversion rate of 14.04 cfs, a total annual maximum diversion volume of 4067.2 af at the field headgate, and the irrigation of 1016.8 acres.
5. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
6. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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.
7. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSENW Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSENW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWSENE Sec. 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

WATER RIGHT NO. 35-7391C
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

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. 120.
9. 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.
10. Prior to the diversion and use of water under Transfer approval 77467, 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.
11. 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.
12. 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 lands above.
13. Wells drilled under the approval of Transfer 5433 shall have a solid un-perforated casing extending from the surface to a minimum depth of 350 feet.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. 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 10th day of February, 2012



Gary Spackman, Interim Director

WATER RIGHT NO. 35-7863
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-7863 is now described as follows.

Right Holder: KBC FARMS LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: July 12, 1979

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	5.30 CFS	1,220.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S 29E 13						40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S 29E 14	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
08S 29E 15	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
08S 29E 21				40.0									40.0	40.0	38.0	40.0	198.0
08S 29E 22	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
08S 29E 23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S 29E 24	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
08S 29E 25	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
08S 29E 26	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
08S 29E 27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S 30E 18									40.0	40.0	40.0	40.0					160.0
08S 30E 19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S 30E 30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-7863
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 305.0 acres within the authorized place of use described above in a single irrigation season.
2. Rights 35-2274, 35-2432C, 35-7390, 35-7391C, 35-7630, and 35-7863 when combined shall not exceed a total diversion rate of 13.21 cfs, a total annual maximum diversion volume of 3772.0 af at the field headgate, and the irrigation of 943.0 acres.
3. Rights 35-2274, 35-2432C, 35-7390, 35-7391C, 35-7630, 35-7863, 35-13905 and 35-13906 when combined shall not exceed a total diversion rate of 14.04 cfs, a total annual maximum diversion volume of 4067.2 af at the field headgate, and the irrigation of 1016.8 acres.
4. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
5. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSSENW Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSSENW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWSSENW Sec 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

WATER RIGHT NO. 35-7863
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

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. 120.
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 77467, 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. 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 lands above.
12. Wells drilled under the approval of Transfer 5433 shall have a solid un-perforated casing extending from the surface to a minimum depth of 350 feet.
13. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. 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 10th day of February, 2012


Gary Spackman, Interim Director

WATER RIGHT NO. 35-13905
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-13905 is now described as follows.

Right Holder: KBC FARMS LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: May 04, 1978

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	0.83 CFS	199.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSENW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S	29E	13					40.0	40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S	29E	14	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
08S	29E	15	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
08S	29E	21				40.0									40.0	40.0	38.0	40.0	198.0
08S	29E	22	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
08S	29E	23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S	29E	24	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
08S	29E	25	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
08S	29E	26	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
08S	29E	27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S	30E	18									40.0	40.0	40.0	40.0					160.0
08S	30E	19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S	30E	30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-13905
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 49.9 acres within the authorized place of use described above in a single irrigation season.
2. Rights 35-13905 and 35-13906 when combined shall not exceed a total diversion rate of 0.83 cfs and the irrigation of 73.8 acres.
3. Rights 35-2274, 35-2432C, 35-7390, 35-7391C, 35-7630, 35-7863, 35-13905 and 35-13906 when combined shall not exceed a total diversion rate of 14.04 cfs, a total annual maximum diversion volume of 4067.2 af at the field headgate, and the irrigation of 1016.8 acres.
4. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
5. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.
Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
Well no. 3: SWSENW Sec. 22, T08S, R29E, B.M.
Well no. 4: SWSENW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.
Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
Well no. 9: NWSENE Sec. 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.
Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.
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. 120.

WATER RIGHT NO. 35-13905
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

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 77467, 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. 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 lands above.
12. Any future action, including a subsequent transfer of this right or an order rescinding a transfer approval, which would result in a change to the point(s) of diversion under this right may require mitigation for the effects of the change. Such future action to change the point(s) of diversion under this right shall be analyzed for effects to connected reaches of the Snake River based on the priority date, point(s) of diversion and steady-state quantity as authorized for this right under Transfer approval 74095.
13. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. 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 10th day of February, 2012



Gary Spackman, Interim Director

WATER RIGHT NO. 35-13906
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-13906 is now described as follows.

Right Holder: KBC FARMS LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: May 23, 1962

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	0.15 CFS	95.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSESW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSESW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S	29E	13						40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S	29E	14	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
08S	29E	15	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
08S	29E	21				40.0									40.0	40.0	38.0	40.0	198.0
08S	29E	22	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
08S	29E	23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S	29E	24	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
08S	29E	25	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
08S	29E	26	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
08S	29E	27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S	30E	18									40.0	40.0	40.0	40.0					160.0
08S	30E	19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S	30E	30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-13906
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 23.9 acres within the authorized place of use described above in a single irrigation season.
2. Rights 35-13905 and 35-13906 when combined shall not exceed a total diversion rate of 0.83 cfs and the irrigation of 73.8 acres.
3. Rights 35-2274, 35-2432C, 35-7390, 35-7391C, 35-7630, 35-7863, 35-13905 and 35-13906 when combined shall not exceed a total diversion rate of 14.04 cfs, a total annual maximum diversion volume of 4067.2 af at the field headgate, and the irrigation of 1016.8 acres.
4. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
5. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSENW Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSENW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWSENW Sec 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

WATER RIGHT NO. 35-13906
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

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. 120.
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 77467, 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. 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.
12. Any future action, including a subsequent transfer of this right or an order rescinding a transfer approval, which would result in a change to the point(s) of diversion under this right may require mitigation for the effects of the change. Such future action to change the point(s) of diversion under this right shall be analyzed for effects to connected reaches of the Snake River based on the priority date, point(s) of diversion and steady-state quantity as authorized for this right under Transfer approval 74095.
13. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. 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 10th day of February, 2012



Gary Spackman, Interim Director

WATER RIGHT NO. 35-2172
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-2172 is now described as follows.

Right Holder: KBCP LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: April 07, 1950

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	2.16 CFS	580.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSENW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S 29E 13						40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S 29E 14	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
08S 29E 15	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
08S 29E 21				40.0									40.0	40.0	38.0	40.0	198.0
08S 29E 22	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
08S 29E 23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S 29E 24	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
08S 29E 25	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
08S 29E 26	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
08S 29E 27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S 30E 18									40.0	40.0	40.0	40.0					160.0
08S 30E 19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S 30E 30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-2172
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 145.0 acres within the authorized place of use described above in a single irrigation season.
2. Rights 35-2172, 35-13897, 35-13898 and 35-13703 when combined shall not exceed a total diversion rate of 5.13 cfs, a total annual maximum diversion volume of 1677.2 af at the field headgate, and the irrigation of 419.3 acres.
3. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
4. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:
 - Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.
 - Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
 - Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
 - Well no. 3: SWSSENW Sec. 22, T08S, R29E, B.M.
 - Well no. 4: SWSSENW Sec. 22, T08S, R29E, B.M.
 - Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.
 - Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
 - Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
 - Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
 - Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
 - Well no. 9: NWSENW Sec 24, T08S, R29E, B.M.
 - Well 10 is limited to 5.88 cfs and 1852.9 af.
 - Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.
6. 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.

WATER RIGHT NO. 35-2172
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

7. 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.
8. Prior to the diversion and use of water under Transfer approval 77467, 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.
9. 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.
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.
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 10th day of February, 2012



Gary Spackman, Interim Director

WATER RIGHT NO. 35-13703
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-13703 is now described as follows.

Right Holder: KBCP LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: October 16, 1974

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	0.93 CFS	376.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSENW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S 29E 13						40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S 29E 14	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
08S 29E 15	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
08S 29E 21				40.0									40.0	40.0	38.0	40.0	198.0
08S 29E 22	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
08S 29E 23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S 29E 24	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
08S 29E 25	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
08S 29E 26	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
08S 29E 27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S 30E 18									40.0	40.0	40.0	40.0					160.0
08S 30E 19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S 30E 30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-13703
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 94.0 acres within the authorized place of use described above in a single irrigation season.
2. Rights 35-13897, 35-13898 and 35-13703 when combined shall not exceed a total diversion rate of 2.97 cfs, a total annual maximum diversion volume of 1097.2 af at the field headgate, and the irrigation of 274.3 acres.
3. Rights 35-2172, 35-13897, 35-13898 and 35-13703 when combined shall not exceed a total diversion rate of 5.13 cfs, a total annual maximum diversion volume of 1677.2 af at the field headgate, and the irrigation of 419.3 acres
4. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
5. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSENW Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSENW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWSENW Sec 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

WATER RIGHT NO. 35-13703
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

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. 120.
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 77467, 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. 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 lands above.
12. Any future action following approval of Transfer 76601, including a subsequent transfer of this right or an order rescinding a transfer approval, which would result in a change to the point(s) of diversion under this right may require mitigation for the effects of the change. Such future action to change the point(s) of diversion under this right shall be analyzed for effects to connected reaches of the Snake River based on the priority date, point(s) of diversion and steady-state quantity as authorized for this right.
13. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. 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 10th day of February, 2012


Gary Spackman, Interim Director

WATER RIGHT NO. 35-13897
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-13897 is now described as follows.

Right Holder: KBCP LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: May 04, 1978

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	2.04 CFS	487.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSENW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S 29E 13						40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S 29E 14	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
08S 29E 15	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
08S 29E 21				40.0									40.0	40.0	38.0	40.0	198.0
08S 29E 22	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
08S 29E 23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S 29E 24	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
08S 29E 25	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
08S 29E 26	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
08S 29E 27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S 30E 18									40.0	40.0	40.0	40.0					160.0
08S 30E 19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S 30E 30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-13897
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 121.9 acres within the authorized place of use described above in a single irrigation season.
2. Rights 35-13897 and 35-13898 when combined shall not exceed a total diversion rate of 2.04 cfs, a total annual maximum diversion volume of 721.2 af at the field headgate, and the irrigation of 180.3 acres.
3. Rights 35-13897, 35-13898 and 35-13703 when combined shall not exceed a total diversion rate of 2.97 cfs, a total annual maximum diversion volume of 1097.2 af at the field headgate, and the irrigation of 274.3 acres.
4. Rights 35-2172, 35-13897, 35-13898 and 35-13703 when combined shall not exceed a total diversion rate of 5.13 cfs, a total annual maximum diversion volume of 1677.2 af at the field headgate, and the irrigation of 419.3 acres.
5. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
6. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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.
7. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSENW Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSENW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWSENE Sec. 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

WATER RIGHT NO. 35-13897
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

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. 120.
9. 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.
10. Prior to the diversion and use of water under Transfer approval 77467, 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.
11. 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.
12. 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 lands above.
13. Any future action following approval of Transfer 76601, including a subsequent transfer of this right or an order rescinding a transfer approval, which would result in a change to the point(s) of diversion under this right may require mitigation for the effects of the change. Such future action to change the point(s) of diversion under this right shall be analyzed for effects to connected reaches of the Snake River based on the priority date, point(s) of diversion and steady-state quantity as authorized for this right.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. 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 10th day of February, 2012



Gary Spackman, Interim Director

WATER RIGHT NO. 35-13898
As Modified by Transfer No. 77467

In accordance with the approval of Transfer No. 77467, Water Right No. 35-13898 is now described as follows.

Right Holder: KBCP LLC
 3062 S FRONTAGE RD
 AMERICAN FALLS ID 83211

Priority Date: May 23, 1962

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	0.36 CFS	233.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 13 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESE	Sec. 21 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSESW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSESW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNWSW	Sec. 22 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 23 Twp 08S	Rge 29E	POWER County
GROUND WATER	SWSWNE	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWSESW	Sec. 24 Twp 08S	Rge 29E	POWER County
GROUND WATER	NENWSW	Sec. 26 Twp 08S	Rge 29E	POWER County
GROUND WATER	NWNENW	Sec. 19 Twp 08S	Rge 30E	POWER 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	
08S 29E 13					40.0	40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	400.0
08S 29E 14	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
08S 29E 15	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
08S 29E 21				40.0									40.0	40.0	38.0	40.0	198.0
08S 29E 22	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
08S 29E 23	40.0	40.0	40.0	40.0	40.0	36.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	636.0
08S 29E 24	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
08S 29E 25	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
08S 29E 26	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
08S 29E 27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					40.0				360.0
08S 30E 18									40.0	40.0	40.0	40.0					160.0
08S 30E 19					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
08S 30E 30					40.0	40.0	40.0	40.0	40.0	40.0							240.0

Total Acres: 6154

WATER RIGHT NO. 35-13898
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 58.4 acres within the authorized place of use described above in a single irrigation season.
2. Rights 35-13897 and 35-13898 when combined shall not exceed a total diversion rate of 2.04 cfs, a total annual maximum diversion volume of 721.2 af at the field headgate, and the irrigation of 180.3 acres.
3. Rights 35-13897, 35-13898 and 35-13703 when combined shall not exceed a total diversion rate of 2.97 cfs, a total annual maximum diversion volume of 1097.2 af at the field headgate, and the irrigation of 274.3 acres.
4. Rights 35-2172, 35-13897, 35-13898 and 35-13703 when combined shall not exceed a total diversion rate of 5.13 cfs, a total annual maximum diversion volume of 1677.2 af at the field headgate, and the irrigation of 419.3 acres.
5. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 when combined shall not exceed a total diversion rate of 52.34 cfs, a total annual maximum diversion volume of 13,708.7 af at the field headgate, and the irrigation of 3,434.0 acres.
6. Rights 35-7275, 35-7399, 35-13397, 35-13382, 35-13384, 35-13385, 35-13386, 35-13388, 35-13390, 35-13915, 35-13916, 35-13387, 35-13899, 35-13900, 35-7402, 35-13409, 35-13381, 35-13412, 35-13389, 35-7401, 35-13410, 35-13411, 35-13413, 35-13415, 35-13414, 35-2274, 35-7390, 35-7630, 35-2432C, 35-7391C, 35-7863, 35-13905, 35-13906, 35-2172, 35-13703, 35-13897, 35-13898 and 35-14213 are limited to the irrigation of a specific 3,434.0 acres within the 6,154.0 acre place of use authorized by this right in a single irrigation season. The specific 3,434.0 acres to be irrigated by the right holder are 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 3,434.0 acres to be irrigated within the 6,154.0 acre 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.
7. Diversion of water from the point(s) of diversion authorized by approved Transfer 77467 shall not exceed the total combined maximum diversion rates and total combined maximum diversion volumes as specified below:

Wells 1 – 4 are limited to 14.69 cfs and 3420.6 af.

- Well no. 1: NWSESE Sec. 21, T08S, R29E, B.M.
- Well no. 2: NWNWSW Sec. 22, T08S, R29E, B.M.
- Well no. 3: SWSSENW Sec. 22, T08S, R29E, B.M.
- Well no. 4: SWSSENW Sec. 22, T08S, R29E, B.M.

Wells 5 – 9 are limited to 31.77 cfs and 8435.2 af.

- Well no. 5: NWNENW Sec. 23, T08S, R29E, B.M.
- Well no. 6: SESESW Sec. 13, T08S, R29E, B.M.
- Well no. 7: NWNENW Sec. 19, T08S, R30E, B.M.
- Well no. 8: SWSWNE Sec. 24, T08S, R29E, B.M.
- Well no. 9: NWSSENW Sec. 24, T08S, R29E, B.M.

Well 10 is limited to 5.88 cfs and 1852.9 af.

- Well no. 10: NENWSW Sec. 26, T08S, R29E, B.M.

WATER RIGHT NO. 35-13898
As Modified by Transfer No. 77467

CONDITIONS OF APPROVAL

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. 120.
9. 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.
10. Prior to the diversion and use of water under Transfer approval 77467, 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.
11. 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.
12. 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 lands above.
13. Any future action following approval of Transfer 76601, including a subsequent transfer of this right or an order rescinding a transfer approval, which would result in a change to the point(s) of diversion under this right may require mitigation for the effects of the change. Such future action to change the point(s) of diversion under this right shall be analyzed for effects to connected reaches of the Snake River based on the priority date, point(s) of diversion and steady-state quantity as authorized for this right.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. 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 10th day of February, 2012



Gary Spackman, Interim Director