

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77636

This is to certify that: JOHN LEZAMIZ FAMILY LTD PARTNERSHIP
 847 CANYON SPRINGS
 TWIN FALLS ID 83301

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>
34-230	WR/Decreed	06/01/1895	2.4 cfs	N/A	155.0	490.9	BIG LOST RIVER
34-231	WR/Decreed	06/01/1889	2.7 cfs	N/A	135.0	490.9	BIG LOST RIVER
34-232	WR/Decreed	06/01/1886	0.8 cfs	N/A	40.0	490.9	CONGDON SPRINGS
34-2350	WR/Decreed	07/13/1959	1.6 cfs	280 af	80.0	490.9	GROUND WATER
34-2275	WR/Decreed	06/11/1946	1.3 cfs	N/A	60.0	490.9	CONGDON SPRINGS
34-2418	WR/Decreed	05/24/1961	1.26 cfs	262.5 af	75.0	490.9	GROUND WATER
34-10895	WR/Decreed	08/29/1960	4.55 cfs	794.9 af	N/A	226.4	GROUND WATER

Associated Water Rights Also Included in Transfer Approval (Update Conditions)

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Total</u>	<u>Source</u>
34-12365	WR/Decreed	05/31/1884	1 cfs	N/A	50.0	226.4	BIG LOST RIVER
34-490	WR/Decreed	05/06/1899	1 cfs	N/A	188.0	226.4	BIG LOST RIVER
34-459	WR/Decreed	10/12/1884	0.16 cfs	N/A	8.0	226.4	BIG LOST RIVER
34-374B	WR/Decreed	04/28/1898	1.6 cfs	N/A	80.0	226.4	BIG LOST RIVER

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>
34-230	NO	NO	YES	NO	NO	NO
34-231	NO	NO	YES	NO	NO	NO
34-232	NO	NO	YES	NO	NO	NO
34-2350	NO	NO	YES	NO	NO	NO
34-2275	NO	NO	YES	NO	NO	NO
34-2418	NO	NO	YES	NO	NO	NO
34-10895	YES	YES	YES	NO	NO	NO

SUPPORT DATA

IN FILE # 34-230

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77636

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
34-230	34-230	2.4 cfs	N/A	155.0	490.9		N/A	N/A	N/A	N/A
34-231	34-231	2.7 cfs	N/A	135.0	490.9		N/A	N/A	N/A	N/A
34-232	34-232	0.8 cfs	N/A	40.0	490.9		N/A	N/A	N/A	N/A
34-2350	34-2350	1.6 cfs	280 af	80.0	490.9		N/A	N/A	N/A	N/A
34-2275	34-2275	1.3 cfs	N/A	60.0	490.9		N/A	N/A	N/A	N/A
34-2418	34-2418	1.26 cfs	262.5 af	75.0	490.9		N/A	N/A	N/A	N/A
34-10895	34-14312	0.38 cfs	66.2 af	18.9	490.9	34-14311	4.17 cfs	728.7 af	N/A	207.5
COMBINED										
TOTALS		6.28 cfs	N/A	173.9	490.9		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 29th day of December, 20 11



Water Resources Program Manager

WATER RIGHT NO. 34-230
As Modified by Transfer No. 77636

In accordance with the approval of Transfer No. 77636, Water Right No. 34-230 is now described as follows.

Right Holder: JOHN LEZAMIZ FAMILY LTD PARTNERSHIP
847 CANYON SPRINGS
TWIN FALLS ID 83301

Priority Date: June 01, 1895

Source: BIG LOST RIVER **Tributary:** SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>		<u>Diversion Rate</u>
IRRIGATION	05/01	to 10/15		2.40 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG LOST RIVER SENWNW Sec. 34 Twp 07N Rge 24E CUSTER County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				<u>Totals</u>
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
07N	25E	30									19.0			42.0		.5	33.0	9.9	104.4
07N	25E	31	41.0	41.5	41.0	40.0	42.0	50.0	50.0	42.0					39.0				386.5

Total Acres: 490.9

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 155.0 acres within the authorized place of use described above in a single irrigation season.
2. Rights 34-00230, 34-00231, 34-00232, 34-02275, 34-02350 and 34-2418 when combined shall not exceed a total diversion rate of 5.90 cfs and the irrigation of 155.0 acres.
3. Rights 34-00230, 34-00231, 34-00232, 34-02275, 34-02350, 34-2418 and 34-14312 when combined shall not exceed a total diversion rate of 6.28 cfs and the irrigation of 173.9 acres.
4. Rights 34-00230, 34-00231, 34-00232, 34-02275, 34-02350, 34-2418 and 34-14312 are limited to the irrigation of a specific 173.9 acres within the 490.9 acre place of use authorized by this right in a single irrigation season. The specific 173.9 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 173.9 acres to be irrigated within the 490.9 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. 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. 34.

WATER RIGHT NO. 34-230
As Modified by Transfer No. 77636

CONDITIONS OF APPROVAL

6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
8. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
9. Water is delivered through the Burnett Ditch.
10. The right holder shall accomplish the change authorized by this transfer within one year(s) 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 29th day of December, 20 11


Water Resources Program Manager

WATER RIGHT NO. 34-231
As Modified by Transfer No. 77636

In accordance with the approval of Transfer No. 77636, Water Right No. 34-231 is now described as follows.

Right Holder: JOHN LEZAMIZ FAMILY LTD PARTNERSHIP
847 CANYON SPRINGS
TWIN FALLS ID 83301

Priority Date: June 01, 1889

Source: BIG LOST RIVER **Tributary:** SINKS

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>
IRRIGATION	05/01 to 10/15	2.70 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG LOST RIVER SENWNW Sec. 34 Twp 07N Rge 24E CUSTER 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	
07N	25E	30									19.0			42.0		.5	33.0	9.9	104.4
07N	25E	31	41.0	41.5	41.0	40.0	42.0	50.0	50.0	42.0				39.0					386.5

Total Acres: 490.9

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 135.0 acres within the authorized place of use described above in a single irrigation season.
2. Rights 34-00230, 34-00231, 34-00232, 34-02275, 34-02350 and 34-2418 when combined shall not exceed a total diversion rate of 5.90 cfs and the irrigation of 155.0 acres.
3. Rights 34-00230, 34-00231, 34-00232, 34-02275, 34-02350, 34-2418 and 34-14312 when combined shall not exceed a total diversion rate of 6.28 cfs and the irrigation of 173.9 acres.
4. Rights 34-00230, 34-00231, 34-00232, 34-02275, 34-02350, 34-2418 and 34-14312 are limited to the irrigation of a specific 173.9 acres within the 490.9 acre place of use authorized by this right in a single irrigation season. The specific 173.9 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 173.9 acres to be irrigated within the 490.9 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. 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. 34.

WATER RIGHT NO. 34-231
As Modified by Transfer No. 77636

CONDITIONS OF APPROVAL

6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
8. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
9. Water is delivered through the Burnett Ditch.
10. The right holder shall accomplish the change authorized by this transfer within one year(s) 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 29th day of December, 2011


Water Resources Program Manager

WATER RIGHT NO. 34-232
As Modified by Transfer No. 77636

In accordance with the approval of Transfer No. 77636, Water Right No. 34-232 is now described as follows.

Right Holder: JOHN LEZAMIZ FAMILY LTD PARTNERSHIP
847 CANYON SPRINGS
TWIN FALLS ID 83301

Priority Date: June 01, 1886

Source: CONGDON SPRINGS

Tributary: CONGDON SPRINGS CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	05/01 to	10/15	0.80 CFS

LOCATION OF POINT(S) OF DIVERSION:

CONGDON SPRINGS NWNE Sec. 31 Twp 07N Rge 25E CUSTER 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	
07N	25E	30									19.0			42.0		.5	33.0	9.9	104.4
07N	25E	31	41.0	41.5	41.0	40.0	42.0	50.0	50.0	42.0					39.0				386.5

Total Acres: 490.9

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 40.0 acres within the authorized place of use described above in a single irrigation season.
2. Rights 34-00230, 34-00231, 34-00232, 34-02275, 34-02350 and 34-2418 when combined shall not exceed a total diversion rate of 5.90 cfs and the irrigation of 155.0 acres.
3. Rights 34-00230, 34-00231, 34-00232, 34-02275, 34-02350, 34-2418 and 34-14312 when combined shall not exceed a total diversion rate of 6.28 cfs and the irrigation of 173.9 acres.
4. Rights 34-00230, 34-00231, 34-00232, 34-02275, 34-02350, 34-2418 and 34-14312 are limited to the irrigation of a specific 173.9 acres within the 490.9 acre place of use authorized by this right in a single irrigation season. The specific 173.9 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 173.9 acres to be irrigated within the 490.9 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. 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. 34.

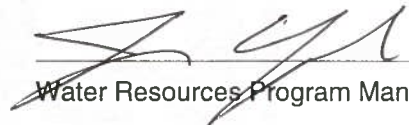
WATER RIGHT NO. 34-232
As Modified by Transfer No. 77636

CONDITIONS OF APPROVAL

6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
8. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
9. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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 29th day of December, 2011


Water Resources Program Manager

WATER RIGHT NO. 34-2275
As Modified by Transfer No. 77636

In accordance with the approval of Transfer No. 77636, Water Right No. 34-2275 is now described as follows.

Right Holder: JOHN LEZAMIZ FAMILY LTD PARTNERSHIP
847 CANYON SPRINGS
TWIN FALLS ID 83301

Priority Date: June 11, 1946

Source: CONGDON SPRINGS

Tributary: CONGDON SPRINGS CREEK

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>
IRRIGATION	05/01 to 10/15	1.30 CFS

LOCATION OF POINT(S) OF DIVERSION:

CONGDON SPRINGS SENWNE Sec. 31 Twp 07N Rge 25E CUSTER 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	
07N	25E	30									19.0			42.0		.5	33.0	9.9	104.4
07N	25E	31	41.0	41.5	41.0	40.0	42.0	50.0	50.0	42.0				39.0					386.5

Total Acres: 490.9

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 60.0 acres within the authorized place of use described above in a single irrigation season.
2. Rights 34-00230, 34-00231, 34-00232, 34-02275, 34-02350 and 34-2418 when combined shall not exceed a total diversion rate of 5.90 cfs and the irrigation of 155.0 acres.
3. Rights 34-00230, 34-00231, 34-00232, 34-02275, 34-02350, 34-2418 and 34-14312 when combined shall not exceed a total diversion rate of 6.28 cfs and the irrigation of 173.9 acres.
4. Rights 34-00230, 34-00231, 34-00232, 34-02275, 34-02350, 34-2418 and 34-14312 are limited to the irrigation of a specific 173.9 acres within the 490.9 acre place of use authorized by this right in a single irrigation season. The specific 173.9 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 173.9 acres to be irrigated within the 490.9 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. 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. 34.

WATER RIGHT NO. 34-2275
As Modified by Transfer No. 77636

CONDITIONS OF APPROVAL

6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
8. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
9. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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 29th day of December, 2011



Water Resources Program Manager

WATER RIGHT NO. 34-2350
As Modified by Transfer No. 77636

In accordance with the approval of Transfer No. 77636, Water Right No. 34-2350 is now described as follows.

Right Holder: JOHN LEZAMIZ FAMILY LTD PARTNERSHIP
847 CANYON SPRINGS
TWIN FALLS ID 83301

Priority Date: July 13, 1959

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	1.60 CFS	280.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWNE Sec. 31 Twp 07N Rge 25E CUSTER 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	
07N	25E	30									19.0			42.0		.5	33.0	9.9	104.4
07N	25E	31	41.0	41.5	41.0	40.0	42.0	50.0	50.0	42.0				39.0					386.5

Total Acres: 490.9

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 80.0 acres within the authorized place of use described above in a single irrigation season.
2. Rights 34-00230, 34-00231, 34-00232, 34-02275, 34-02350 and 34-2418 when combined shall not exceed a total diversion rate of 5.90 cfs and the irrigation of 155.0 acres.
3. Rights 34-00230, 34-00231, 34-00232, 34-02275, 34-02350, 34-2418 and 34-14312 when combined shall not exceed a total diversion rate of 6.28 cfs and the irrigation of 173.9 acres.
4. Rights 34-00230, 34-00231, 34-00232, 34-02275, 34-02350, 34-2418 and 34-14312 are limited to the irrigation of a specific 173.9 acres within the 490.9 acre place of use authorized by this right in a single irrigation season. The specific 173.9 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 173.9 acres to be irrigated within the 490.9 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. 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. 34.

WATER RIGHT NO. 34-2350
As Modified by Transfer No. 77636

CONDITIONS OF APPROVAL

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 77636, 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 3.5 afa per acre at the field headgate for irrigation of the lands above.
10. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
11. If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
12. The right holder shall accomplish the change authorized by this transfer within one year(s) 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 29th day of December, 20 11


Water Resources Program Manager

WATER RIGHT NO. 34-2418
As Modified by Transfer No. 77636

In accordance with the approval of Transfer No. 77636, Water Right No. 34-2418 is now described as follows.

Right Holder: JOHN LEZAMIZ FAMILY LTD PARTNERSHIP
 847 CANYON SPRINGS
 TWIN FALLS ID 83301

Priority Date: May 24, 1961

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	1.26 CFS	262.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWNE Sec. 31 Twp 07N Rge 25E CUSTER County

PLACE OF USE: IRRIGATION

Tw	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N	25E	30									19.0			42.0		.5	33.0	9.9	104.4
07N	25E	31	41.0	41.5	41.0	40.0	42.0	50.0	50.0	42.0				39.0					386.5

Total Acres: 490.9

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 75.0 acres within the authorized place of use described above in a single irrigation season.
2. Rights 34-00230, 34-00231, 34-00232, 34-02275, 34-02350 and 34-2418 when combined shall not exceed a total diversion rate of 5.90 cfs and the irrigation of 155.0 acres.
3. Rights 34-00230, 34-00231, 34-00232, 34-02275, 34-02350, 34-2418 and 34-14312 when combined shall not exceed a total diversion rate of 6.28 cfs and the irrigation of 173.9 acres.
4. Rights 34-00230, 34-00231, 34-00232, 34-02275, 34-02350, 34-2418 and 34-14312 are limited to the irrigation of a specific 173.9 acres within the 490.9 acre place of use authorized by this right in a single irrigation season. The specific 173.9 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 173.9 acres to be irrigated within the 490.9 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. 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. 34.

WATER RIGHT NO. 34-2418
As Modified by Transfer No. 77636

CONDITIONS OF APPROVAL

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 77636, 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 3.5 afa per acre at the field headgate for irrigation of the lands above.
10. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
11. If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
12. The right holder shall accomplish the change authorized by this transfer within one year(s) 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 29th day of December, 20 11


Water Resources Program Manager

WATER RIGHT NO. 34-14311
As Modified by Transfer No. 77636

In accordance with the approval of Transfer No. 77636, Water Right No. 34-14311 is now described as follows.

Right Holder: NOTCH BUTTE FARMS LLC
 PO BOX 486
 JEROME ID 83338

Priority Date: August 29, 1960

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	4.15 CFS	726.2 AF
DIVERSION TO STORAGE	01/01	to 12/31	0.02 CFS	
RECREATION STORAGE	01/01	to 12/31		2.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L2 (SWNWNE) Sec. 6 Twp 06N Rge 25E CUSTER 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				
06N	25E	6	36.7	38.6	40.0	32.3	3.6					9.0	3.3					24.0	19.7		.3	207.5
			L 1	L 2			L 3					L 6										

Total Acres: 207.5

PLACE OF USE: RECREATION STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE				
06N	25E	6																X				

CONDITIONS OF APPROVAL

1. The reservoir established by the storage of water under this right shall not exceed a total capacity of 2.5 acre feet or a total surface area of 0.4 acres.
2. This right authorizes the diversion of an annual total of 2.5 af of water to be used for the initial filling of the reservoir, and for the replacement of losses caused by evaporation from the reservoir.
3. Rights 34-374B, 34-459, 34-490, 34-12365 and 34-14311 when combined shall not exceed a total diversion rate of 4.17 cfs and the irrigation of 207.5 acres.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 34.
5. 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.

WATER RIGHT NO. 34-14311
As Modified by Transfer No. 77636

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 77431, 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.
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. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
9. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
10. This right does not grant any right-of-way or easement across the land of another.
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 29th day of December, 20 11


Water Resources Program Manager

WATER RIGHT NO. 34-14312
As Modified by Transfer No. 77636

In accordance with the approval of Transfer No. 77636, Water Right No. 34-14312 is now described as follows.

Right Holder: NOTCH BUTTE FARMS LLC
 PO BOX 486
 JEROME ID 83338

Priority Date: August 29, 1960

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	66.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWNE Sec. 31 Twp 07N Rge 25E CUSTER 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	
07N 25E 30									19.0			42.0		.5	33.0	9.9	104.4
07N 25E 31	41.0	41.5	41.0	40.0	42.0	50.0	50.0	42.0					39.0				386.5

Total Acres: 490.9

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 18.9 acres within the authorized place of use described above in a single irrigation season.
2. Rights 34-00230, 34-00231, 34-00232, 34-02275, 34-02350, 34-2418 and 34-14312 when combined shall not exceed a total diversion rate of 6.28 cfs and the irrigation of 173.9 acres.
3. Rights 34-00230, 34-00231, 34-00232, 34-02275, 34-02350, 34-2418 and 34-14312 are limited to the irrigation of a specific 173.9 acres within the 490.9 acre place of use authorized by this right in a single irrigation season. The specific 173.9 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 173.9 acres to be irrigated within the 490.9 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. 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. 34.
5. 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.

WATER RIGHT NO. 34-14312
As Modified by Transfer No. 77636

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 77636, 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.
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. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
9. This right does not grant any right-of-way or easement across the land of another.
10. The right holder shall accomplish the change authorized by this transfer within one year(s) 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 29th day of December, 20 11


Water Resources Program Manager

WATER RIGHT NO. 34-374B
As Modified by Transfer No. 77636

In accordance with the approval of Transfer No. 77636, Water Right No. 34-374B is now described as follows.

Right Holder: NOTCH BUTTE FARMS LLC
 PO BOX 486
 JEROME ID 83338

Priority Date: April 28, 1898

Source: BIG LOST RIVER **Tributary:** SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	05/01 to	10/15	1.60 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG LOST RIVER	SWNESE	Sec. 6	Twp 06N	Rge 25E	CUSTER County
BIG LOST RIVER	SWNESE	Sec. 6	Twp 06N	Rge 25E	CUSTER County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
06N	25E	6	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
			36.7	38.6	40.0	32.3	3.6				9.0	3.3			24.0	19.7		.3	207.5
			L 1	L 2			L 3					L 6							

Total Acres: 207.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 80.0 acres within the authorized place of use in a single irrigation season.
2. Rights 34-374B, 34-459, 34-490 and 34-12365 when combined shall not exceed the irrigation of 188.0 acres.
3. Rights 34-374B, 34-459, 34-490, 34-12365 and 34-14311 when combined shall not exceed a total diversion rate of 4.17 cfs and the irrigation of 207.5 acres.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No.34.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
7. Water delivered through the Sutter ditch.
8. This right does not grant any right-of-way or easement across the land of another.

WATER RIGHT NO. 34-374B
As Modified by Transfer No. 77636

CONDITIONS OF APPROVAL

9. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04/20 and an ending date of 10/31 at the discretion of the Director of the Idaho Department of Water Resources.
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 29th day of December, 20 11


Water Resources Program Manager

WATER RIGHT NO. 34-459
As Modified by Transfer No. 77636

In accordance with the approval of Transfer No. 77636, Water Right No. 34-459 is now described as follows.

Right Holder: NOTCH BUTTE FARMS LLC
PO BOX 486
JEROME ID 83338

Priority Date: October 12, 1884

Source: BIG LOST RIVER

Tributary: SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	05/01 to	10/15	0.16 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG LOST RIVER	SWNESE	Sec. 6	Twp 06N	Rge 25E	CUSTER County
BIG LOST RIVER	SWNESE	Sec. 6	Twp 06N	Rge 25E	CUSTER 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	
06N	25E	6	36.7	38.6	40.0	32.3	3.6				9.0	3.3			24.0	19.7		.3	207.5
			L 1	L 2			L 3					L 6							

Total Acres: 207.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 8.0 acres within the authorized place of use in a single irrigation season.
2. Rights 34-374B, 34-459, 34-490 and 34-12365 when combined shall not exceed the irrigation of 188.0 acres.
3. Rights 34-374B, 34-459, 34-490, 34-12365 and 34-14311 when combined shall not exceed a total diversion rate of 4.17 cfs and the irrigation of 207.5 acres.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No.34.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
7. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04/20 and an ending date of 10/31 at the discretion of the Director of the Idaho Department of Water Resources.

WATER RIGHT NO. 34-459
As Modified by Transfer No. 77636

CONDITIONS OF APPROVAL

8. Water delivered through the Sutter ditch.
9. This right does not grant any right-of-way or easement across the land of another.
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 29th day of December, 20 11


Water Resources Program Manager

WATER RIGHT NO. 34-490
As Modified by Transfer No. 77636

In accordance with the approval of Transfer No. 77636, Water Right No. 34-490 is now described as follows.

Right Holder: NOTCH BUTTE FARMS LLC
PO BOX 486
JEROME ID 83338

Priority Date: May 06, 1899

Source: BIG LOST RIVER

Tributary: SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	05/01 to	10/15	1.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG LOST RIVER	SWNESE	Sec. 6	Twp 06N	Rge 25E	CUSTER County
BIG LOST RIVER	SWNESE	Sec. 6	Twp 06N	Rge 25E	CUSTER 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	
06N	25E	6	36.7	38.6	40.0	32.3	3.6				9.0	3.3			24.0	19.7		.3	207.5
			L 1	L 2			L 3					L 6							

Total Acres: 207.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 188.0 acres within the authorized place of use in a single irrigation season.
2. Rights 34-374B, 34-459, 34-490 and 34-12365 when combined shall not exceed the irrigation of 188.0 acres.
3. Rights 34-374B, 34-459, 34-490, 34-12365 and 34-14311 when combined shall not exceed a total diversion rate of 4.17 cfs and the irrigation of 207.5 acres.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No.34.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
7. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04/20 and an ending date of 10/31 at the discretion of the Director of the Idaho Department of Water Resources.

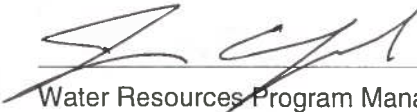
WATER RIGHT NO. 34-490
As Modified by Transfer No. 77636

CONDITIONS OF APPROVAL

8. Water delivered through the Sutter ditch.
9. This right does not grant any right-of-way or easement across the land of another.
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 29th day of December, 20 11


Water Resources Program Manager

WATER RIGHT NO. 34-12365
As Modified by Transfer No. 77636

In accordance with the approval of Transfer No. 77636, Water Right No. 34-12365 is now described as follows.

Right Holder: NOTCH BUTTE FARMS LLC
 PO BOX 486
 JEROME ID 83338

Priority Date: May 31, 1884

Source: BIG LOST RIVER

Tributary: SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	05/01 to	10/15	1.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG LOST RIVER	SWNESE	Sec. 6	Twp 06N	Rge 25E	CUSTER County
BIG LOST RIVER	SWNESE	Sec. 6	Twp 06N	Rge 25E	CUSTER County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
06N	25E	6	36.7	38.6	40.0	32.3	3.6				9.0	3.3			24.0	19.7		.3	207.5
			L 1	L 2			L 3					L 6							

Total Acres: 207.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 50.0 acres within the authorized place of use in a single irrigation season.
2. Rights 34-374B, 34-459, 34-490 and 34-12365 when combined shall not exceed the irrigation of 188.0 acres.
3. Rights 34-374B, 34-459, 34-490, 34-12365 and 34-14311 when combined shall not exceed a total diversion rate of 4.17 cfs and the irrigation of 207.5 acres.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No.34.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
7. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04/20 and an ending date of 10/31 at the discretion of the Director of the Idaho Department of Water Resources.

WATER RIGHT NO. 34-12365
As Modified by Transfer No. 77636

CONDITIONS OF APPROVAL

8. Water delivered through the Sutter ditch.
9. This right does not grant any right-of-way or easement across the land of another.
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 29th day of December, 20 11


Water Resources Program Manager