

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 76740

This is to certify that: SV RANCH LLC
 C/O GREGORY VIK
 PO BOX 1607
 BELLEVUE WA 98009
 (425)460-2542

has requested a change to the water rights listed below. This change in water rights is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
57-7034A	WR/License	12/29/1970	4.46 cfs	N/A	N/A	223.0	CASTLE CREEK
57-235	WR/Decreed	12/10/1907	1.1 cfs	N/A	N/A	63.0	CASTLE CREEK
57-11666	WR/License	12/29/1970	0.38 cfs	N/A	N/A	19.0	CASTLE CREEK
57-11667	WR/License	12/29/1970	5.84 cfs	N/A	N/A	292.0	CASTLE CREEK
57-11709	WR/License	12/29/1970	24.47 cfs	N/A	N/A	1,267.0	CASTLE CREEK

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>
57-7034A	NO	YES	YES	NO	NO	NO
57-235	NO	YES	YES	YES	NO	NO
57-11666	NO	YES	YES	NO	NO	NO
57-11667	NO	YES	YES	NO	NO	NO
57-11709	NO	YES	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
57-7034A	57-7034A	4.46 cfs	N/A	223.0	2178.0		N/A	N/A	N/A	N/A
57-235	57-235	1.10 cfs	N/A	57.0	2178.0		N/A	N/A	N/A	N/A
57-11666	57-11666	0.38 cfs	N/A	19.0	2178.0		N/A	N/A	N/A	N/A
57-11667	57-11667	5.84 cfs	N/A	292.0	2178.0		N/A	N/A	N/A	N/A
57-11709	57-11709	24.47 cfs	N/A	1267.0	2178.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		36.25 cfs	N/A	1801.0	2178.0		N/A	N/A	N/A	N/A

Detailed Water Right Descriptions attached

Dated this 3rd day of November, 20 11

SUPPORT DATA

IN FILE # 57-235


 John Westra, Western Regional Manager

WATER RIGHT NO. 57-235
As Modified by Transfer No. 76740

In accordance with the approval of Transfer No. 76740, Water Right No. 57-235 is now described as follows.

Right Holder: SV RANCH LLC
 C/O GREGORY VIK
 PO BOX 1607
 BELLEVUE WA 98009

Priority Date: December 10, 1907

Source: CASTLE CREEK

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
WILDLIFE STORAGE	04/01	to 10/15		21.0 AF
DIVERSION TO STORAGE	04/01	to 10/15	0.10 CFS	
IRRIGATION	04/01	to 10/15	1.00 CFS	
			1.10 CFS	

LOCATION OF POINTS OF DIVERSION:

CASTLE CREEK	NESE	Sec. 35, Twp 03S, Rge 01E, OWYHEE County
CASTLE CREEK	NESE	Sec. 13, Twp 04S, Rge 01E, OWYHEE County

PLACE OF USE: WILDLIFE 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	
04S 01E 12																X	
04S 01E 13		X															

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S 01E 1					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		19.0	19.0		358.0
04S 01E 2					40.0	40.4	40.0	40.0	40.6		40.0	40.0	40.0	40.0	40.0	40.0	601.0
04S 01E 11					40.0								40.0	40.0	40.0	40.0	360.0
04S 01E 12			19.0	19.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		20.0	20.0		398.0
04S 01E 13			21.0		40.0	40.0	40.0			40.0	40.0						221.0
04S 01E 14	40.0			40.0									40.0			40.0	160.0
04S 01E 23	40.0																40.0
04S 01E 24							40.0										40.0

Total Acres: 2178

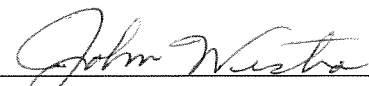
WATER RIGHT NO. 57-235
As Modified by Transfer No. 76740

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
4. 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. 57C. Diversion of this right from the Snake River may be regulated by a watermaster with responsibility for the distribution of water from that source in the event curtailment is necessary in the future.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department for measuring the flow in Castle Creek at the original point of diversion, at the mouth of Castle Creek, and at the point of diversion from the Snake River.
6. The right holder shall maintain a measuring device and lockable controlling works, at the point of diversion located in NESE, S13, T04S, R01E, with a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
7. Diversion of water from the Snake River is limited to those times when water is available for diversion under this right and priority from Castle Creek. Availability of water from the Snake River shall be determined based on the lesser of the flow in Castle Creek at the authorized point of diversion or at the mouth of Castle Creek.
8. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 1/24/2002.
9. This right is limited to the irrigation of 57 acres within the authorized place of use in a single irrigation season.
10. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
11. Rights 57-235, 57-7034A, 57-11666, 57-11667 and 57-11709 when combined shall not exceed the irrigation of 1801 acres within the authorized place of use in a single irrigation season.
12. The following rights are diverted through the point of diversion described above: 57-235, 57-7034A, 57-11666, 57-11667 and 57-11709.
13. This right mitigates for the evaporative losses caused by use of water under Right 57-11794.

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 3rd day of November, 20 11



John Westra, Western Regional Manager

WATER RIGHT NO. 57-7034A
As Modified by Transfer No. 76740

In accordance with the approval of Transfer No. 76740, Water Right No. 57-7034A is now described as follows.

Right Holder: SV RANCH LLC

C/O GREGORY VIK

PO BOX 1607

BELLEVUE WA 98009

Priority Date: December 29, 1970

Source: CASTLE CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From

03/01 to 11/15

To

Diversion Rate

4.46 CFS

4.46 CFS

LOCATION OF POINT OF DIVERSION:

CASTLE CREEK

NESE Sec. 35, Twp 03S, Rge 01E, OWYHEE 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	
04S 01E 1					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		19.0	19.0		358.0
04S 01E 2	40.0	40.4	40.0	40.0	L 3 40.6		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	601.0
04S 01E 11	40.0	40.0	40.0	40.0	40.0								40.0	40.0	40.0	40.0	360.0
04S 01E 12		19.0	19.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		20.0	20.0		398.0
04S 01E 13		21.0			40.0	40.0	40.0			40.0	40.0						221.0
04S 01E 14	40.0			40.0									40.0			40.0	160.0
04S 01E 23	40.0																40.0
04S 01E 24						40.0											40.0

Total Acres: 2178

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 57-7034A
As Modified by Transfer No. 76740

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. 57C. Diversion of this right from the Snake River may be regulated by a watermaster with responsibility for the distribution of water from that source in the event curtailment is necessary in the future.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department for measuring the flow in Castle Creek at the original point of diversion, at the mouth of Castle Creek, and at the point of diversion from the Snake River.
6. Diversion of water from the Snake River is limited to those times when water is available for diversion under this right and priority from Castle Creek. Availability of water from the Snake River shall be determined based on the lesser of the flow in Castle Creek at the authorized point of diversion or at the mouth of Castle Creek.
7. This right is limited to the irrigation of 223 acres within the authorized place of use in a single irrigation season.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
9. Rights 57-235, 57-7034A, 57-11666, 57-11667 and 57-11709 when combined shall not exceed the irrigation of 1801 acres within the authorized place of use in a single irrigation season.
10. The following rights are diverted through the point of diversion described above: 57-235, 57-7034A, 57-11666, 57-11667 and 57-11709.

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 3rd day of November, 20 11



John Westra, Western Regional Manager

WATER RIGHT NO. 57-11666
As Modified by Transfer No. 76740

In accordance with the approval of Transfer No. 76740, Water Right No. 57-11666 is now described as follows.

Right Holder: SV RANCH LLC
 C/O GREGORY VIK
 PO BOX 1607
 BELLEVUE WA 98009

Priority Date: December 29, 1970

Source: CASTLE CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From

03/01 to 11/15

To

Diversion Rate

0.38 CFS

0.38 CFS

LOCATION OF POINT OF DIVERSION:

CASTLE CREEK

NESE Sec. 35, Twp 03S, Rge 01E, OWYHEE 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	
04S 01E 1					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		19.0	19.0		358.0
04S 01E 2	40.0	40.4	40.0	40.0	40.6		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	601.0
04S 01E 11	40.0	40.0	40.0	40.0	40.0								40.0	40.0	40.0	40.0	360.0
04S 01E 12		19.0	19.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		20.0	20.0		398.0
04S 01E 13		21.0			40.0	40.0	40.0			40.0	40.0						221.0
04S 01E 14	40.0			40.0									40.0			40.0	160.0
04S 01E 23	40.0																40.0
04S 01E 24						40.0											40.0

Total Acres: 2178

CONDITIONS OF APPROVAL

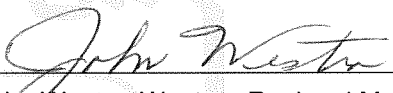
1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 57-11666
As Modified by Transfer No. 76740

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. 57C. Diversion of this right from the Snake River may be regulated by a watermaster with responsibility for the distribution of water from that source in the event curtailment is necessary in the future.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department for measuring the flow in Castle Creek at the original point of diversion, at the mouth of Castle Creek, and at the point of diversion from the Snake River.
6. Diversion of water from the Snake River is limited to those times when water is available for diversion under this right and priority from Castle Creek. Availability of water from the Snake River shall be determined based on the lesser of the flow in Castle Creek at the authorized point of diversion or at the mouth of Castle Creek.
7. This right is limited to the irrigation of 19 acres within the authorized place of use in a single irrigation season.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
9. Rights 57-235, 57-7034A, 57-11666, 57-11667 and 57-11709 when combined shall not exceed the irrigation of 1801 acres within the authorized place of use in a single irrigation season.
10. The following rights are diverted through the point of diversion described above: 57-235, 57-7034A, 57-11666, 57-11667 and 57-11709.

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 3rd day of November, 20 11



John Westra, Western Regional Manager

WATER RIGHT NO. 57-11667
As Modified by Transfer No. 76740

In accordance with the approval of Transfer No. 76740, Water Right No. 57-11667 is now described as follows.

Right Holder: SV RANCH LLC
 C/O GREGORY VIK
 PO BOX 1607
 BELLEVUE WA 98009

Priority Date: December 29, 1970

Source: CASTLE CREEK

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/01	to 11/15	5.84 CFS
			5.84 CFS

LOCATION OF POINT OF DIVERSION:

CASTLE CREEK NESE Sec. 35, Twp 03S, Rge 01E, OWYHEE 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	
04S 01E 1					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		19.0	19.0		358.0
04S 01E 2	40.0	40.4	40.0	40.0	40.6		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	601.0
04S 01E 11	40.0	40.0	40.0	40.0	40.0								40.0	40.0	40.0	40.0	360.0
04S 01E 12		19.0	19.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		20.0	20.0		398.0
04S 01E 13		21.0			40.0	40.0	40.0			40.0	40.0						221.0
04S 01E 14	40.0			40.0									40.0			40.0	160.0
04S 01E 23	40.0																40.0
04S 01E 24						40.0											40.0

Total Acres: 2178

CONDITIONS OF APPROVAL

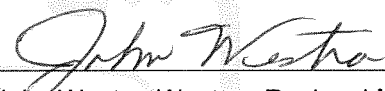
1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 57-11667
As Modified by Transfer No. 76740

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. 57C. Diversion of this right from the Snake River may be regulated by a watermaster with responsibility for the distribution of water from that source in the event curtailment is necessary in the future.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department for measuring the flow in Castle Creek at the original point of diversion, at the mouth of Castle Creek, and at the point of diversion from the Snake River.
6. Diversion of water from the Snake River is limited to those times when water is available for diversion under this right and priority from Castle Creek. Availability of water from the Snake River shall be determined based on the lesser of the flow in Castle Creek at the authorized point of diversion or at the mouth of Castle Creek.
7. This right is limited to the irrigation of 292 acres within the authorized place of use in a single irrigation season.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
9. Rights 57-235, 57-7034A, 57-11666, 57-11667 and 57-11709 when combined shall not exceed the irrigation of 1801 acres within the authorized place of use in a single irrigation season.
10. The following rights are diverted through the point of diversion described above: 57-235, 57-7034A, 57-11666, 57-11667 and 57-11709.

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 3rd day of November, 20 11



John Westra, Western Regional Manager

WATER RIGHT NO. 57-11709**As Modified by Transfer No. 76740**

In accordance with the approval of Transfer No. 76740, Water Right No. 57-11709 is now described as follows.

Right Holder: SV RANCH LLC
C/O GREGORY VIK
PO BOX 1607
BELLEVUE WA 98009

Priority Date: December 29, 1970

Source: CASTLE CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From

03/01 to 11/15

To**Diversion Rate**

24.47 CFS

24.47 CFS

LOCATION OF POINT OF DIVERSION:

CASTLE CREEK

NESE Sec. 35, Twp 03S, Rge 01E, OWYHEE 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	
04S 01E 1					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		19.0	19.0		358.0
04S 01E 2	40.0	40.4	40.0	40.0	40.6		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	601.0
04S 01E 11	40.0	40.0	40.0	40.0	40.0								40.0	40.0	40.0	40.0	360.0
04S 01E 12		19.0	19.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		20.0	20.0		398.0
04S 01E 13		21.0			40.0	40.0	40.0			40.0	40.0						221.0
04S 01E 14	40.0			40.0									40.0			40.0	160.0
04S 01E 23	40.0																40.0
04S 01E 24						40.0											40.0

Total Acres: 2178

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 57-11709
As Modified by Transfer No. 76740

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. 57C. Diversion of this right from the Snake River may be regulated by a watermaster with responsibility for the distribution of water from that source in the event curtailment is necessary in the future.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department for measuring the flow in Castle Creek at the original point of diversion, at the mouth of Castle Creek, and at the point of diversion from the Snake River.
6. Diversion of water from the Snake River is limited to those times when water is available for diversion under this right and priority from Castle Creek. Availability of water from the Snake River shall be determined based on the lesser of the flow in Castle Creek at the authorized point of diversion or at the mouth of Castle Creek.
7. This right is limited to the irrigation of 1267 acres within the authorized place of use in a single irrigation season.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
9. Rights 57-235, 57-7034A, 57-11666, 57-11667 and 57-11709 when combined shall not exceed the irrigation of 1801 acres within the authorized place of use in a single irrigation season.
10. Rights 57-235, 57-11708, 57-11709 and 57-11710 when combined shall not exceed the irrigation of 1716 acres.
11. The following rights are diverted through the point of diversion described above: 57-235, 57-7034A, 57-11666, 57-11667 and 57-11709.

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 3rd day of November, 20 11


John Westra, Western Regional Manager