

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77479

This is to certify that: J R SIMPLOT CO
PO BOX 27
BOISE ID 83707
(208) 336-2110

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>
2-10471	WR/Decreed	02/25/1963	23.76 cfs	4752 af	1,188.0	2,640.0	SNAKE RIVER
2-10472	WR/Decreed	02/25/1963	4.80 cfs	960 af	240.0	2,640.0	SNAKE 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>
2-10471	NO	YES	YES	NO	NO	NO
2-10472	NO	YES	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

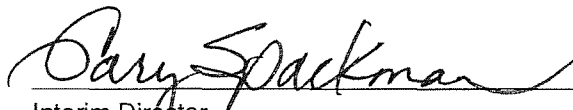
<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
2-10471	2-10471	23.76 cfs	4752 af	1188.0	1428.0		N/A	N/A	N/A	N/A
2-10472	2-10472	4.80 cfs	960 af	240.0	1428.0		N/A	N/A	N/A	N/A

COMBINED

TOTALS	28.56 cfs	5712 af	1428.0	1428.0	N/A	N/A	N/A	N/A
---------------	------------------	----------------	---------------	---------------	------------	------------	------------	------------

Detailed Water Right Descriptions attached

Dated this 7th day of November, 2011


Interim Director

SUPPORT DATA

IN FILE # 2-10471

WATER RIGHT NO. 2-10471
As Modified by Transfer No. 77479

In accordance with the approval of Transfer No. 77479, Water Right No. 2-10471 is now described as follows.

Right Holder: COTTONWOOD MUTUAL CANAL CO
 C/O RINGERT CLARK CHARTERED
 PO BOX 2773
 BOISE ID 83701

Priority Date: February 25, 1963

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	23.76 CFS	4,752.0 AF
			23.76 CFS	4,752.0 AF

LOCATION OF POINT OF DIVERSION:

SNAKE RIVER L4 (SESWSW) Sec. 22, Twp 05S, Rge 04E, ELMORE 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 04E 30				40.0					40.0		40.0	40.0	40.0	40.0	40.0	40.0	320.0
04S 04E 31															39.0	40.0	79.0
05S 04E 4									40.0								40.0
05S 04E 5					38.0	40.0	35.0	39.0	40.0	39.0	40.0	40.0	40.0	37.0	40.0	39.0	427.0
05S 04E 6	39.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	319.0
05S 04E 7	40.0			40.0													80.0
05S 04E 8			3.0		40.0	40.0	40.0	40.0									163.0

Total Acres: 1428

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within five years 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.

WATER RIGHT NO. 2-10471
As Modified by Transfer No. 77479

CONDITIONS OF APPROVAL

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. 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 4/8/2008.
5. This right is limited to the irrigation of 1188 acres within the authorized place of use in a single irrigation season.
6. 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.
7. The following rights are diverted through point of diversion described above: 2-2220, 2-2221, 2-2222, 2-2409, 2-7040, 2-7396, 2-10471 and 2-10472.
8. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

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 7th day of November, 20 11


Interim Director

WATER RIGHT NO. 2-10472
As Modified by Transfer No. 77479

In accordance with the approval of Transfer No. 77479, Water Right No. 2-10472 is now described as follows.

Right Holder: WILLIAM F RINGERT And LYNNE K RINGERT
 PO BOX 105
 HAMMETT ID 83627

Priority Date: February 25, 1963

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	4.80 CFS	960.0 AF
			4.80 CFS	960.0 AF

LOCATION OF POINT OF DIVERSION:

SNAKE RIVER L4 (SESWSW) Sec. 22, Twp 05S, Rge 04E, ELMORE 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 04E 30				40.0					40.0		40.0	40.0	40.0	40.0	40.0	40.0	320.0
04S 04E 31															39.0	40.0	79.0
05S 04E 4									40.0								40.0
05S 04E 5						38.0	40.0	35.0	39.0	40.0	39.0	40.0	40.0	37.0	40.0	39.0	427.0
05S 04E 6	39.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	319.0
05S 04E 7	40.0			40.0													80.0
05S 04E 8			3.0		40.0	40.0	40.0	40.0									163.0

Total Acres: 1428

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within five years 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. 2-10472
As Modified by Transfer No. 77479

CONDITIONS OF APPROVAL

4. 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 4/8/2008.
5. This right is limited to the irrigation of 240 acres within the authorized place of use in a single irrigation season.
6. 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.
7. The following rights are diverted through point of diversion described above: 2-2220, 2-2221, 2-2222, 2-2409, 2-7040, 2-7396, 2-10471 and 2-10472.
8. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

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 7th day of November, 2011


Interim Director