

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77452

This is to certify that: FARMLAND RESERVE INC
139 E SOUTH TEMPLE STE 600
SALT LAKE CITY UT 84111-1175
(801)359-1600

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>
45-14356	WR/Decreed	08/11/1959	0.08 cfs	29.2 af	7.3	217.0	GROUND WATER
45-14359	WR/Decreed	01/18/1960	0.05 cfs	23.1 af	7.3	217.0	GROUND WATER
45-14362	WR/Decreed	11/19/1948	0.02 cfs	11.6 af	3.4	104.8	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
45-14356	NO	YES	YES	NO	NO	NO
45-14359	NO	YES	YES	NO	NO	NO
45-14362	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>
45-14356	45-14356	0.08 cfs	29.2 af	7.3	7.3		N/A	N/A	N/A	N/A
45-14359	45-14359	0.05 cfs	23.1 af	7.3	7.3		N/A	N/A	N/A	N/A
45-14362	45-14362	0.02 cfs	11.6 af	3.4	7.3		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.15 cfs	29.2 af	7.3	7.3		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 22nd day of September, 2011



Southern Region Manager

SUPPORT DATA

IN FILE # 45-14356

WATER RIGHT NO. 45-14362
As Modified by Transfer No. 77452

In accordance with the approval of Transfer No. 77452, Water Right No. 45-14362 is now described as follows.

Right Holder: FARMLAND RESERVE INC
 139 E SOUTH TEMPLE STE 600
 SALT LAKE CITY UT 84111-1175

Priority Date: November 19, 1948

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	11.6 AF
			0.02 CFS	11.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESW Sec. 12 Twp 11S Rge 19E TWIN FALLS
 County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
11S	19E	12																	7.3

Total Acres: 7.3

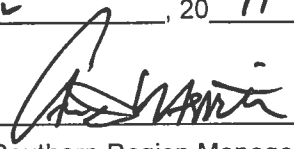
WATER RIGHT NO. 45-14362
As Modified by Transfer No. 77452

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 3.4 acres within the authorized place of use in a single irrigation season.
2. Rights 45-14356, 45-14359, and 45-14362 when combined shall not exceed a total annual maximum diversion volume of 29.2 af at the field headgate and the irrigation of 7.3 acres.
3. 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.
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. 140.
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.
6. 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.
7. Prior to the diversion and use of water under Transfer approval 77452, 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. This right does not grant any right-of-way or easement across the land of another.
9. The right holder shall accomplish the change authorized by this transfer within one year 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 22nd day of September, 20 11


Southern Region Manager

WATER RIGHT NO. 45-14359
As Modified by Transfer No. 77452

In accordance with the approval of Transfer No. 77452, Water Right No. 45-14359 is now described as follows.

Right Holder: FARMLAND RESERVE INC
 139 E SOUTH TEMPLE STE 600
 SALT LAKE CITY UT 84111-1175

Priority Date: January 18, 1960

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	0.05 CFS	23.1 AF
			0.05 CFS	23.1 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESW Sec. 12 Twp 11S Rge 19E TWIN FALLS
 County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
11S 19E 12												7.3					7.3

Total Acres: 7.3

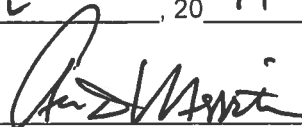
WATER RIGHT NO. 45-14359
As Modified by Transfer No. 77452

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 7.3 acres within the authorized place of use in a single irrigation season.
2. Rights 45-14356, 45-14359, and 45-14362 when combined shall not exceed a total annual maximum diversion volume of 29.2 af at the field headgate and the irrigation of 7.3 acres.
3. 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.
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. 140.
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.
6. 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.
7. Prior to the diversion and use of water under Transfer approval 77452, 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. This right does not grant any right-of-way or easement across the land of another.
9. The right holder shall accomplish the change authorized by this transfer within one year 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 22nd day of September, 20 11



Southern Region Manager

WATER RIGHT NO. 45-14356
As Modified by Transfer No. 77452

In accordance with the approval of Transfer No. 77452, Water Right No. 45-14356 is now described as follows.

Right Holder: FARMLAND RESERVE INC
 139 E SOUTH TEMPLE STE 600
 SALT LAKE CITY UT 84111-1175

Priority Date: August 11, 1959

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	0.08 CFS	29.2 AF
			0.08 CFS	29.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESW Sec. 12 Twp 11S Rge 19E TWIN FALLS
 County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
11S	19E	12																	7.3

Total Acres: 7.3

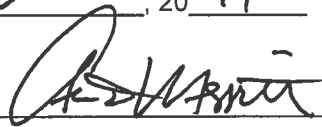
WATER RIGHT NO. 45-14356
As Modified by Transfer No. 77452

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 7.3 acres within the authorized place of use in a single irrigation season.
2. Rights 45-14356, 45-14359, and 45-14362 when combined shall not exceed a total annual maximum diversion volume of 29.2 af at the field headgate and the irrigation of 7.3 acres.
3. 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.
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. 140.
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Dated this 22nd day of September, 20 11


Southern Region Manager

State of Idaho
Department of Water Resources

Attachment To Transfer Of Water Right

Transfer No. 77452

Rights: 45-14356, 45-14359, 45-14362

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

R19E



0 0.05 0.1 0.2 Miles

Legend

- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

