

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 74896

This is to certify that: AARDEMA FARMS LTD PARTNERSHIP
 2306 E 3600 S
 WENDELL ID 83355
 (208)539-1614

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>
36-2575B	WR/Decreed	08/05/1963	0.05 cfs	9 af	N/A	N/A	GROUND WATER
36-8179	WR/Decreed	01/10/1997	0.06 cfs	13 af	N/A	N/A	GROUND WATER
36-14430	WR/Decreed	11/01/1979	0.06 cfs	1.5 af	N/A	N/A	GROUND WATER
36-16446	WR/Decreed	01/28/1964	2.77 cfs	708.2 af	268.2	451.6	GROUND WATER
36-16448	WR/Decreed	05/26/1976	6.26 cfs ¹	098.2 af	N/A	451.6	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>
36-2575B	NO	YES	NO	NO	NO	NO
36-8179	YES	YES	NO	NO	NO	NO
36-14430	YES	YES	NO	NO	NO	NO
36-16446	YES	YES	YES	YES	YES	YES
36-16448	YES	YES	YES	YES	YES	YES

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>
36-2575B	36-2575B	0.05 cfs	9 af	N/A	N/A		N/A	N/A	N/A	N/A
36-8179	36-16891	0.06 cfs	10.6 af	N/A	N/A	36-16890	0.06 cfs	2.4 af	N/A	N/A
36-14430	36-16893	0.02 cfs	0.3 af	N/A	N/A	36-16892	0.04 cfs	1.2 af	N/A	N/A
36-16446	36-16895	0.1 cfs	16.3 af	N/A	N/A	36-16894	2.67 cfs	664.6 af	251.7	435.1
36-16448	36-16897	0.23 cfs	8.5 af	N/A	N/A	36-16896	6.03 cfs	1075.8 af	N/A	435.1
COMBINED TOTALS		0.40 cfs	44.7 af	N/A	N/A		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

SUPPORT DATA

Dated this 1st day of September, 20 11 IN FILE # 36-2575B


 Southern Region Manager

WATER RIGHT NO. 36-2575B
As Modified by Transfer No. 74896

In accordance with the approval of Transfer No. 74896, Water Right No. 36-2575B is now described as follows.

Right Holder: AARDEMA FARMS LTD PARTNERSHIP
 2306 E 3600 S
 WENDELL ID 83355

Priority Date: August 05, 1963

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01 to	12/31	0.05 CFS	9.0 AF
COMMERCIAL	01/01 to	12/31	0.05 CFS	9.0 AF
			0.05 CFS	9.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSW Sec. 11 Twp 07S Rge 17E JEROME County

GROUND WATER SWSW Sec. 11 Twp 07S Rge 17E JEROME County

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07S 17E 11											X						

PLACE OF USE: COMMERCIAL

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07S 17E 11											X						

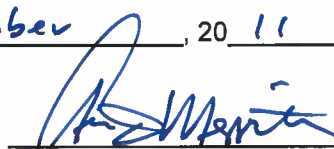
WATER RIGHT NO. 36-2575B
As Modified by Transfer No. 74896

CONDITIONS OF APPROVAL

1. Rights 36-2575B, 36-16891, 36-16893, 36-16895, and 36-16897 when combined shall not exceed a total diversion rate of 0.40 cfs, or a total annual maximum diversion volume of 44.7 af.
2. 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. 130.
3. Prior to the diversion and use of water under Transfer approval 74896, 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.
4. 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.
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. Commercial use is for a dairy located in SWSW, S11, T7S, R17E.
7. Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.
8. The dairy operation authorized under this approval shall comply with applicable county zoning and use ordinances.
9. The right holder shall accomplish the change authorized by this transfer within one (1) 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 1st day of September, 20 11


Southern Region Manager

WATER RIGHT NO. 36-16890
As Modified by Transfer No. 74896

In accordance with the approval of Transfer No. 74896, Water Right No. 36-16890 is now described as follows.

Right Holder: AARDEMA FARMS LTD PARTNERSHIP
2306 E 3600 S
WENDELL ID 83355

Priority Date: January 10, 1997

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	01/01	to 12/31	0.06 CFS	2.4 AF
			0.06 CFS	2.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESWSW Sec. 11 Twp 07S Rge 17E JEROME County

PLACE OF USE: DOMESTIC

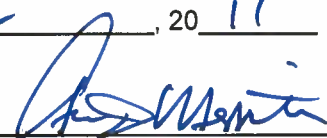
Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07S	17E	11											X						

CONDITIONS OF APPROVAL

- Domestic use is for 2 homes.
- The quantity of water under this right shall not exceed 13,000 gallons per day.
- The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- 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 15th day of September, 20 11



Southern Region Manager

WATER RIGHT NO. 36-16891
As Modified by Transfer No. 74896

In accordance with the approval of Transfer No. 74896, Water Right No. 36-16891 is now described as follows.

Right Holder: AARDEMA FARMS LTD PARTNERSHIP
 2306 E 3600 S
 WENDELL ID 83355

Priority Date: January 10, 1997

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01	to 12/31	0.06 CFS	10.6 AF
			0.06 CFS	10.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSW Sec. 11 Twp 07S Rge 17E JEROME County

GROUND WATER SWSW Sec. 11 Twp 07S Rge 17E JEROME County

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07S 17E 11											X						

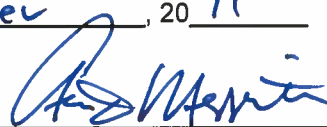
WATER RIGHT NO. 36-16891
As Modified by Transfer No. 74896

CONDITIONS OF APPROVAL

1. Rights 36-2575B, 36-16891, 36-16893, 36-16895, and 36-16897 when combined shall not exceed a total diversion rate of 0.40 cfs, or a total annual maximum diversion volume of 44.7 af.
2. 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. 130.
3. Prior to the diversion and use of water under Transfer approval 74896, 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.
4. 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.
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. Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.
7. The dairy operation authorized under this approval shall comply with applicable county zoning and use ordinances.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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 15th day of September, 20 11



Southern Region Manager

WATER RIGHT NO. 36-16892
As Modified by Transfer No. 74896

In accordance with the approval of Transfer No. 74896, Water Right No. 36-16892 is now described as follows.

Right Holder: AARDEMA FARMS LTD PARTNERSHIP
 2306 E 3600 S
 WENDELL ID 83355

Priority Date: November 01, 1979

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	01/01 to	12/31	0.04 CFS	1.2 AF
			0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSWSW Sec. 11 Twp 07S Rge 17E JEROME County

PLACE OF USE: DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07S	17E	11											X						

CONDITIONS OF APPROVAL

- Domestic use is for 1 home.
- The quantity of water under this right shall not exceed 13,000 gallons per day.
- The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- 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 1st day of September, 20 11


 Southern Region Manager

WATER RIGHT NO. 36-16893
As Modified by Transfer No. 74896

In accordance with the approval of Transfer No. 74896, Water Right No. 36-16893 is now described as follows.

Right Holder: AARDEMA FARMS LTD PARTNERSHIP
 2306 E 3600 S
 WENDELL ID 83355

Priority Date: November 01, 1979

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01	to 12/31	0.02 CFS	0.3 AF
			0.02 CFS	0.3 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSW Sec. 11 Twp 07S Rge 17E JEROME County

GROUND WATER SWSW Sec. 11 Twp 07S Rge 17E JEROME County

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07S	17E	11											X						

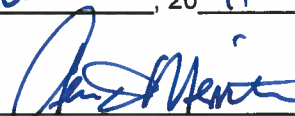
WATER RIGHT NO. 36-16893
As Modified by Transfer No. 74896

CONDITIONS OF APPROVAL

1. Rights 36-2575B, 36-16891, 36-16893, 36-16895, and 36-16897 when combined shall not exceed a total diversion rate of 0.40 cfs, or a total annual maximum diversion volume of 44.7 af.
2. 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. 130.
3. Prior to the diversion and use of water under Transfer approval 74896, 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.
4. 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.
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. Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.
7. The dairy operation authorized under this approval shall comply with applicable county zoning and use ordinances.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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 15th day of September, 2011



Southern Region Manager

WATER RIGHT NO. 36-16894

As Modified by Transfer No. 74896

In accordance with the approval of Transfer No. 74896, Water Right No. 36-16894 is now described as follows.

Right Holder: AARDEMA FARMS LTD PARTNERSHIP
2306 E 3600 S
WENDELL ID 83355

Priority Date: January 28, 1964

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	05/01	to 09/30	2.67 CFS	664.6 AF
			2.67 CFS	664.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENESE Sec. 9 Twp 07S Rge 17E JEROME 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	
07S 17E 8													36.0	2.3		30.0	68.3
07S 17E 9									37.1	37.8	13.0	20.0		23.9	25.0		156.8
07S 17E 10							35.0	33.8	35.0	35.0	33.7	37.5					210.0

Total Acres: 435.1

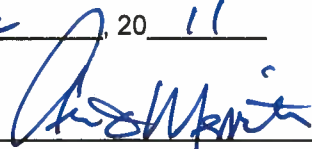
WATER RIGHT NO. 36-16894
As Modified by Transfer No. 74896

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 251.7 acres within the place of use described above in a single irrigation season.
2. Use of this right with right no. 36-16896 is limited to the irrigation of a combined total of 435.1 acres in a single irrigation season.
3. Use of this right with right no. 36-16896 is limited to a total combined diversion rate of 8.7 cfs and to a total combined annual diversion volume of 1740.4 af.
4. Right no. 36-16896 is also diverted through point of diversion described above.
5. The use of water for irrigation under this right may begin as early as March 15 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before May 1 and after September 30 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
6. Use of this right is combined with water from North Side Canal Co. Ltd.
7. 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 1st day of September, 20 11


Southern Region Manager

WATER RIGHT NO. 36-16895**As Modified by Transfer No. 74896**

In accordance with the approval of Transfer No. 74896, Water Right No. 36-16895 is now described as follows.

Right Holder: AARDEMA FARMS LTD PARTNERSHIP

2306 E 3600 S

WENDELL ID 83355

Priority Date: January 28, 1964**Source:** GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01 to	12/31	0.10 CFS	16.3 AF
COMMERCIAL	01/01 to	12/31	0.10 CFS	16.3 AF
			0.10 CFS	16.3 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSW Sec. 11 Twp 07S Rge 17E JEROME County

GROUND WATER SWSW Sec. 11 Twp 07S Rge 17E JEROME County

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	17E	11												X					

PLACE OF USE: COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	17E	11												X					

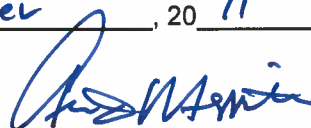
WATER RIGHT NO. 36-16895
As Modified by Transfer No. 74896

CONDITIONS OF APPROVAL

1. Rights 36-2575B, 36-16891, 36-16893, 36-16895, and 36-16897 when combined shall not exceed a total diversion rate of 0.40 cfs, or a total annual maximum diversion volume of 44.7 af.
2. 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. 130.
3. Prior to the diversion and use of water under Transfer approval 74896, 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.
4. 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.
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. Commercial use is for a dairy located in SWSW, S11, T7S, R17E.
7. Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.
8. The dairy operation authorized under this approval shall comply with applicable county zoning and use ordinances.
9. The right holder shall accomplish the change authorized by this transfer within one (1) 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 1st day of September, 20 11



Southern Region Manager

WATER RIGHT NO. 36-16896
As Modified by Transfer No. 74896

In accordance with the approval of Transfer No. 74896, Water Right No. 36-16896 is now described as follows.

Right Holder: AARDEMA FARMS LTD PARTNERSHIP
 2306 E 3600 S
 WENDELL ID 83355

Priority Date: May 26, 1976

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	6.03 CFS	1,075.8 AF
			6.03 CFS	1,075.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENESE Sec. 9 Twp 07S Rge 17E JEROME 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	
07S 17E 8													36.0	2.3		30.0	68.3
07S 17E 9									37.1	37.8	13.0	20.0		23.9	25.0		156.8
07S 17E 10							35.0	33.8	35.0	35.0	33.7	37.5					210.0

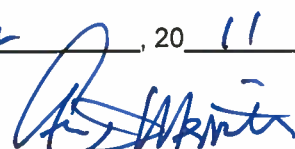
Total Acres: 435.1

CONDITIONS OF APPROVAL

1. Right no. 36-16894 is also diverted through point of diversion described above.
2. Use of this right with right no. 36-16894 is limited to the irrigation of a combined total of 435.1 acres in a single irrigation season.
3. Use of this right with right no. 36-16894 is limited to a total combined diversion rate of 8.7 cfs and to a total combined annual diversion volume of 1740.4 af.
4. Use of this right is combined with water from North Side Canal Co., Ltd.
5. 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 15th day of September, 20 11


 Southern Region Manager

WATER RIGHT NO. 36-16897
As Modified by Transfer No. 74896

In accordance with the approval of Transfer No. 74896, Water Right No. 36-16897 is now described as follows.

Right Holder: AARDEMA FARMS LTD PARTNERSHIP
 2306 E 3600 S
 WENDELL ID 83355

Priority Date: May 26, 1976

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
COMMERCIAL	01/01 to	12/31	0.23 CFS	8.5 AF
STOCKWATER	01/01 to	12/31	0.23 CFS	8.5 AF
			0.23 CFS	8.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSW Sec. 11 Twp 07S Rge 17E JEROME County

GROUND WATER SWSW Sec. 11 Twp 07S Rge 17E JEROME County

PLACE OF USE: COMMERCIAL

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07S 17E 11											X						

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07S 17E 11											X						

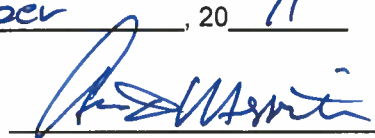
WATER RIGHT NO. 36-16897
As Modified by Transfer No. 74896

CONDITIONS OF APPROVAL

1. Rights 36-2575B, 36-16891, 36-16893, 36-16895, and 36-16897 when combined shall not exceed a total diversion rate of 0.40 cfs, or a total annual maximum diversion volume of 44.7 af.
2. 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. 130.
3. Prior to the diversion and use of water under Transfer approval 74896, 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.
4. 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.
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. Commercial use is for a dairy located in SWSW, S11, T7S, R17E.
7. Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.
8. The dairy operation authorized under this approval shall comply with applicable county zoning and use ordinances.
9. The right holder shall accomplish the change authorized by this transfer within one (1) 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 1st day of September, 20 11


Southern Region Manager