

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 74686

This is to certify that: SPURWING GREENS LLC And
LION LAND LLC
3405 E OVERLAND RD
STE 150
MERIDIAN ID 83642
(208)322-7300

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>
63-11270	WR/License	02/16/1990	1.97 cfs	495 af	110.0	129.9	GROUND WATER
63-161AC	WR/Decreed	05/01/1866	0.48 cfs	N/A	N/A	62.0	BOISE RIVER
63-32977	WR/Decreed	06/17/1980	0.42 cfs	202.8 af	N/A	88.6	GROUND WATER
63-32979	WR/Decreed	01/10/1964	0.68 cfs	245.4 af	N/A	88.6	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>
63-11270	YES	YES	YES	YES	NO	NO
63-161AC	YES	NO	YES	NO	NO	NO
63-32977	NO	YES	YES	YES	NO	NO
63-32979	NO	YES	YES	YES	NO	NO

Summary of Water Rights After the Approved Change

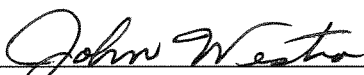
<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
63-11270	63-33485	1.41 cfs	354.8 af	78.8	198.0	63-33484	0.56 cfs	140.2 af	31.2	41.8
63-161AC	63-33483	0.2 cfs	N/A	40.0	198.0	63-33482	0.28 cfs	N/A	N/A	22.0
63-32977	63-32977	0.42 cfs	202.8 af	88.6	198.0		N/A	N/A	N/A	N/A
63-32979	63-32979	0.68 cfs	245.4 af	88.6	198.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		2.71 cfs	N/A	N/A	198.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 5th day of May, 20 11

SUPPORT DATA

IN FILE # 63-161AC


John Westra, Western Regional Manager

WATER RIGHT NO. 63-32977
As Modified by Transfer No. 74686

In accordance with the approval of Transfer No. 74686, Water Right No. 63-32977 is now described as follows.

Right Holder: SPURWING GREENS LLC And
 LION LAND LLC
 3405 E OVERLAND RD
 STE 150
 MERIDIAN ID 83642

Priority Date: June 17, 1980

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	0.42 CFS	202.8 AF
			0.42 CFS	202.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESE	Sec. 22 Twp 04N	Rge 01W ADA County
GROUND WATER	SWSE	Sec. 22 Twp 04N	Rge 01W ADA County
GROUND WATER	SWSE	Sec. 22 Twp 04N	Rge 01W ADA 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		
04N 01W 22			1.0	9.0				3.0	30.0				39.0	40.0	36.0	39.0	1.0	198.0

Total Acres: 198

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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

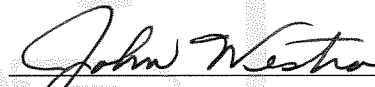
WATER RIGHT NO. 63-32977
As Modified by Transfer No. 74686

CONDITIONS OF APPROVAL

5. 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.
6. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/16/2007.
7. Rights 63-32977 and 63-32979 when combined shall not exceed a total annual maximum diversion volume of 398.7 af at the field headgate, and the irrigation of 88.6 acres.
8. Rights 63-33483, 63-33485, 63-32977 and 63-32979 when combined are limited to the irrigation of 198 acres in a single irrigation season.
9. 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.
10. Use of this right is combined with water from Settlers Irrigation District.

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 5th day of May, 20 11


John Westra, Western Regional Manager

WATER RIGHT NO. 63-32979
As Modified by Transfer No. 74686

In accordance with the approval of Transfer No. 74686, Water Right No. 63-32979 is now described as follows.

Right Holder: SPURWING GREENS LLC And
 LION LAND LLC
 3405 E OVERLAND RD
 STE 150
 MERIDIAN ID 83642

Priority Date: January 10, 1964

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/16	to 10/16	0.68 CFS	245.4 AF
			0.68 CFS	245.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESE	Sec. 22 Twp 04N	Rge 01W ADA County
GROUND WATER	SWSE	Sec. 22 Twp 04N	Rge 01W ADA County
GROUND WATER	SWSE	Sec. 22 Twp 04N	Rge 01W ADA 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		
04N 01W 22			1.0	9.0				3.0	30.0				39.0	40.0	36.0	39.0	1.0	198.0

Total Acres: 198

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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

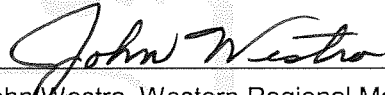
WATER RIGHT NO. 63-32979
As Modified by Transfer No. 74686

CONDITIONS OF APPROVAL

5. 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.
6. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/16/2007.
7. Rights 63-32977 and 63-32979 when combined shall not exceed a total annual maximum diversion volume of 398.7 af at the field headgate, and the irrigation of 88.6 acres.
8. Rights 63-33483, 63-33485, 63-32977 and 63-32979 when combined are limited to the irrigation of 198 acres in a single irrigation season.
9. 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.
10. Use of this right is combined with water from Settlers Irrigation District.

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 5th day of May, 20 11



John Westra, Western Regional Manager

WATER RIGHT NO. 63-33482
As Modified by Transfer No. 74686

In accordance with the approval of Transfer No. 74686, Water Right No. 63-33482 is now described as follows.

Right Holder: DON PAYNE

12222 W BAND DR

STAR ID 83669

Or

JO ANN EGGERS

1884 HENDRICKS CT

MERIDIAN ID 83642

Or

MICHAEL SIRON

6045 N BLACK CAT RD

MERIDIAN ID 83642

Or

JOHN BAGLEY

5000 LARRY LN

MERIDIAN ID 83642

Or

ROGER WILLIAMS

4915 LARRY LN

MERIDIAN ID 83642

Or

CURTIS GUILS

5120 LARRY LN

MERIDIAN ID 83642

Priority Date: May 01, 1866**Source:** BOISE RIVER**Tributary:** SNAKE RIVER**BENEFICIAL USE**

IRRIGATION

From

03/01 to 11/15

To**Diversion Rate**

0.28 CFS

0.28 CFS

LOCATION OF POINT(S) OF DIVERSION:

BOISE RIVER

L7 (SWNE)

Sec. 9 Twp 03N Rge 02E ADA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
04N	01W	28	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
			16.0			6.0													22.0

Total Acres: 22

WATER RIGHT NO. 63-33482
As Modified by Transfer No. 74686

CONDITIONS OF APPROVAL

1. 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.
2. This right is delivered via the Settlers Irrigation District Canal.
3. This right is also designated as Right No. 30 in the Boise River Stewart Decree and Boise River Water Distribution Report.
4. This right when combined with all other right shall provide no more than .02 cfs per acre acre.
5. Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoirs dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.

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 5th day of May, 20 11


John Westra, Western Regional Manager

WATER RIGHT NO. 63-33483
As Modified by Transfer No. 74686

In accordance with the approval of Transfer No. 74686, Water Right No. 63-33483 is now described as follows.

Right Holder: SPURWING GREENS LLC And
 LION LAND LLC
 3405 E OVERLAND RD
 STE 150
 MERIDIAN ID 83642

Priority Date: May 01, 1866

Source: BOISE RIVER

Tributary: SNAKE RIVER

BENEFICIAL USE

	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/01	to 11/15	0.20 CFS
			0.20 CFS

LOCATION OF POINT(S) OF DIVERSION:

BOISE RIVER L7 (SWNE) Sec. 9 Twp 03N Rge 02E ADA 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		
04N	01W	22			1.0	9.0				3.0	30.0				39.0	40.0	36.0	39.0	1.0	198.0

Total Acres: 198

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. Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoirs dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.

WATER RIGHT NO. 63-33483
As Modified by Transfer No. 74686

CONDITIONS OF APPROVAL

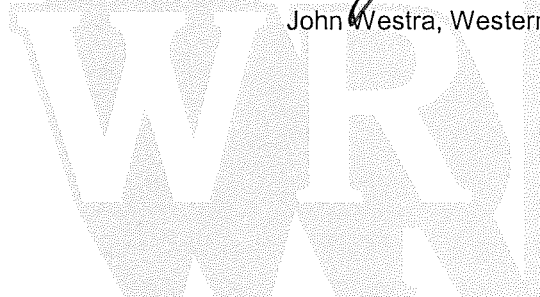
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 63.
6. This right is limited to the irrigation of 40 acres within the authorized place of use in a single irrigation season.
7. Rights 63-33483, 63-33485, 63-32977 and 63-32979 when combined are limited to the irrigation of 198 acres 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. This right is also designated as Right No. 30 in the Boise River Stewart Decree and Boise River Water Distribution Report.
10. This right is delivered via the Settlers Irrigation District Canal.

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 5th day of May, 20 11



John Westra, Western Regional Manager



WATER RIGHT NO. 63-33484
As Modified by Transfer No. 74686

In accordance with the approval of Transfer No. 74686, Water Right No. 63-33484 is now described as follows.

Right Holder: JO ANN EGGERS
 1884 HENDRICKS CT
 MERIDIAN ID 83642

Priority Date: February 16, 1990

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	0.56 CFS	140.2 AF
			0.56 CFS	140.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESE Sec. 22 Twp 04N Rge 01W ADA 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		
04N	01W	22				5.0												1.7	35.1	41.8

Total Acres: 41.8

CONDITIONS OF APPROVAL

1. 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.
2. This right is limited to the irrigation of 31.2 acres within the authorized place of use in a single irrigation season.
3. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

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 5th day of May, 20 11


 John Westra, Western Regional Manager

WATER RIGHT NO. 63-33485
As Modified by Transfer No. 74686

In accordance with the approval of Transfer No. 74686, Water Right No. 63-33485 is now described as follows.

Right Holder: SPURWING GREENS LLC And
 LION LAND LLC
 3405 E OVERLAND RD
 STE 150
 MERIDIAN ID 83642

Priority Date: February 16, 1990

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	1.41 CFS	354.8 AF
			1.41 CFS	354.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESE	Sec. 22 Twp 04N	Rge 01W ADA County
GROUND WATER	SWSE	Sec. 22 Twp 04N	Rge 01W ADA County
GROUND WATER	SWSE	Sec. 22 Twp 04N	Rge 01W ADA 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		
04N 01W 22			1.0	9.0				3.0	30.0				39.0	40.0	36.0	39.0	1.0	198.0

Total Acres: 198

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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

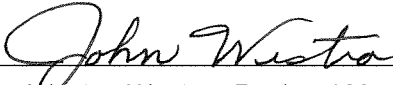
WATER RIGHT NO. 63-33485
As Modified by Transfer No. 74686

CONDITIONS OF APPROVAL

5. 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.
6. This right is limited to the irrigation of 78.8 acres within the authorized place of use in a single irrigation season.
7. Rights 63-33483, 63-33485, 63-32977 and 63-32979 when combined are limited to the irrigation of 198 acres 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.

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 5th day of May, 20 11



John Westra, Western Regional Manager

