

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77285

This is to certify that: HOUGHLAND FARMS INC
 C/O PORTER HOUGHLAND
 1842 W 800 S
 PINGREE ID 83262-1253
 (208)328-2245

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>
35-7139	WR/Decreed	04/08/1970	4.95 cfs	1176 af	N/A	294.0	GROUND WATER
35-7140	WR/Decreed	04/08/1970	2.21 cfs	616 af	N/A	154.0	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>
35-7139	YES	YES	YES	NO	NO	NO
35-7140	YES	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>
35-7139	35-14141	0.84 cfs	198.4 af	49.6	161.0	35-14140	4.11 cfs	977.6 af	N/A	244.4
35-7140	35-14143	0.22 cfs	62.4 af	15.6	161.0	35-14142	1.99 cfs	553.6 af	N/A	138.4
COMBINED TOTALS		1.06 cfs	260.8 af	65.2	161.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 28th day of June, 2011


 Water Resources Program Manager

SUPPORT DATA

IN FILE # 35-7139

WATER RIGHT NO. 35-14140
As Modified by Transfer No. 77285

In accordance with the approval of Transfer No. 77285, Water Right No. 35-14140 is now described as follows.

Right Holder: HOUGHLAND FARMS INC
 C/O PORTER HOUGHLAND
 1842 W 800 S
 PINGREE ID 83262-1253

Priority Date: April 08, 1970

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	to 10/01	4.11 CFS	977.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESWNE Sec. 30 Twp 04S Rge 33E BINGHAM County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
04S	33E	19															28.1	27.0	55.1
04S	33E	30	26.9	28.8	33.0	34.0									34.0	32.6			189.3

Total Acres: 244.4

CONDITIONS OF APPROVAL

1. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 and after 10/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 01/31/2002
2. 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 28th day of June, 2011



 Water Resources Program Manager

WATER RIGHT NO. 35-14141
As Modified by Transfer No. 77285

In accordance with the approval of Transfer No. 77285, Water Right No. 35-14141 is now described as follows.

Right Holder: HOUGHLAND FARMS INC
 C/O PORTER HOUGHLAND
 1842 W 800 S
 PINGREE ID 83262-1253

Priority Date: April 08, 1970

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	to 10/01	0.84 CFS	198.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSESW Sec. 19 Twp 04S Rge 33E BINGHAM 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 32E 24													.5				.5
04S 33E 19							.1		31.7	25.4	27.1	35.6					119.9
04S 33E 30					23.1	17.5											40.6

Total Acres: 161

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 49.6 acres within the authorized place of use in a single irrigation season.
2. Rights 35-14141 and 35-14143 when combined shall not exceed the irrigation of 65.2 acres.
3. Rights 35-14141 and 35-14143 are limited to the irrigation of a specific 65.2 acres within the 161.0 acre place of use authorized by this right in a single irrigation season. The specific 65.2 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 65.2 acres to be irrigated within the 161.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
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. 120.

WATER RIGHT NO. 35-14141
As Modified by Transfer No. 77285

CONDITIONS OF APPROVAL

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. Prior to the diversion and use of water under Transfer approval 77285, 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.
7. 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.
8. 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.
9. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 and after 10/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 01/31/2002
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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 28th day of June, 20 11


Water Resources Program Manager

WATER RIGHT NO. 35-14142
As Modified by Transfer No. 77285

In accordance with the approval of Transfer No. 77285, Water Right No. 35-14142 is now described as follows.

Right Holder: HOUGHLAND FARMS INC
 C/O PORTER HOUGHLAND
 1842 W 800 S
 PINGREE ID 83262-1253

Priority Date: April 08, 1970

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	to 10/01	1.99 CFS	553.6 AF

LOCATION OF POINT(S) OF DIVERSION:
 GROUND WATER NESWNW Sec. 29 Twp 04S Rge 33E BINGHAM 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	33E	29						38.0	39.0		30.1	31.3							138.4

Total Acres: 138.4

CONDITIONS OF APPROVAL

1. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 and after 10/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 01/31/2002
2. 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 28th day of June, 20 11


 Water Resources Program Manager

WATER RIGHT NO. 35-14143
As Modified by Transfer No. 77285

In accordance with the approval of Transfer No. 77285, Water Right No. 35-14143 is now described as follows.

Right Holder: HOUGHLAND FARMS INC
 C/O PORTER HOUGHLAND
 1842 W 800 S
 PINGREE ID 83262-1253

Priority Date: April 08, 1970

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	to 10/01	0.22 CFS	62.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSESW Sec. 19 Twp 04S Rge 33E BINGHAM 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	32E	24													.5				.5
04S	33E	19							.1		31.7	25.4	27.1	35.6					119.9
04S	33E	30					23.1	17.5											40.6

Total Acres: 161

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 15.6 acres within the authorized place of use in a single irrigation season.
2. Rights 35-14141 and 35-14143 when combined shall not exceed the irrigation of 65.2 acres.
3. Rights 35-14141 and 35-14143 are limited to the irrigation of a specific 65.2 acres within the 161.0 acre place of use authorized by this right in a single irrigation season. The specific 65.2 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 65.2 acres to be irrigated within the 161.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
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. 120.

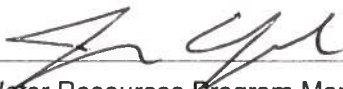
WATER RIGHT NO. 35-14143
As Modified by Transfer No. 77285

CONDITIONS OF APPROVAL

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. Prior to the diversion and use of water under Transfer approval 77285, 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.
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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 28th day of June, 20 11


Water Resources Program Manager