

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77180

This is to certify that: IDAHO WATER COMPANY LLC C/O DEL KOHTZ
 1135 VALLEY RD SO
 EDEN ID 83325
 (208)825-5617

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>
43-4112	WR/Decreed	03/15/1957	1 cfs	N/A		154.0	GROUND WATER
43-2325	WR/Decreed	10/15/1948	1.08 cfs	N/A	120.0	154.0	GROUND WATER
43-2009	WR/Decreed	10/15/1948	2.98 cfs	N/A	149.0	154.0	RAFT 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>
43-4112	NO	YES	YES	YES	NO	NO
43-2325	NO	YES	YES	YES	NO	NO
43-2009	NO	NO	NO	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>
43-4112	43-4112	1 cfs	488	N/A	154.0		N/A	N/A	N/A	N/A
43-2325	43-2325	1.08 cfs	480	120.0	154.0		N/A	N/A	N/A	N/A

(Right 43-2009 relinquished or abandoned via this transfer approval)

COMBINED

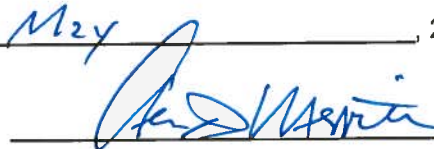
TOTALS	2.08 cfs	616 af	154	154		N/A	N/A	N/A	N/A
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Detailed Water Right Description(s) attached

Dated this 25th day of May, 2011

SUPPORT DATA

IN FILE # 43-2325


 Southern Region Manager

WATER RIGHT NO. 43-4112
As Modified by Transfer No. 77180

In accordance with the approval of Transfer No. 77180, Water Right No. 43-4112 is now described as follows.

Right Holder: ESTELLA MC KEE
 BOX 760031
 TRIDELL UT 84076

MORRIS HALL
 PO BOX 2042
 MALTA ID 83342

RODNEY HALL
 PO BOX 631
 MALTA ID 83342

NILA BROWN
 2210 N GLENFIELD WAY
 MERIDIAN ID 83642

PATRICIA BANNER
 4158 BENNIONRD
 TAYLORSVILLE UT 84119

Priority Date: March 15, 1957

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	1.00 CFS	488.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSWSW Sec. 29 Twp 10S Rge 28E CASSIA County

GROUND WATER SESESW Sec. 29 Twp 10S Rge 28E CASSIA 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>	
10S 28E 29									32.0	31.0	32.0	31.0					126.0
10S 28E 32			28.0														28.0

Total Acres: 154

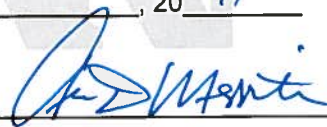
WATER RIGHT NO. 43-4112
As Modified by Transfer No. 77180

CONDITIONS OF APPROVAL

1. Rights 43-4112, and 43-2335 when combined shall not exceed a total diversion rate of 2.08 cfs, a total annual maximum diversion volume of 616.0 af at the field headgate, and the irrigation of 154 acres.
2. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
3. The well located within the SWSWSW Section 29, T10S, R28E also serves rights 43-13513 and 43-13515. If the well authorized to be drilled by this transfer in the SESESW Section 29, T10S, R28E is developed a transfer must be filed to add this well for use under rights 43-13513 and 43-13515.
4. 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.
5. 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.
6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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 25th day of May, 20 11



Southern Region Manager

WATER RIGHT NO. 43-2325
As Modified by Transfer No. 77180

In accordance with the approval of Transfer No. 77180, Water Right No. 43-2325 is now described as follows.

Right Holder: RODNEY HALL

PO BOX 631
MALTA ID 83342

NILA BROWN
2210 N GLENFIELD WAY
MERIDIAN ID 83642

PATRICIA BANNER
4158 BENNIONRD
TAYLORSVILLE UT 84119

ESTELLA MC KEE
BOX 760031
TRIDELL UT 84076

MORRIS HALL
PO BOX 2042
MALTA ID 83342

Priority Date:**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	1.08 CFS	480.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSWSW Sec. 29 Twp 10S Rge 28E CASSIA County

GROUND WATER SESESW Sec. 29 Twp 10S Rge 28E CASSIA 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	
10S	28E	29									32.0	31.0	32.0	31.0					126.0
10S	28E	32			28.0														28.0

Total Acres: 154

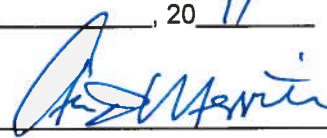
WATER RIGHT NO. 43-2325
As Modified by Transfer No. 77180

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 120 acres within the authorized place of use in a single irrigation season.
2. Rights 43-4112, and 43-2335 when combined shall not exceed a total diversion rate of 2.08 cfs, a total annual maximum diversion volume of 616.0 af at the field headgate, and the irrigation of 154 acres.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. The well located within the SWSWSW Section 29, T10S, R28E also serves rights 43-13513 and 43-13515. If the well authorized to be drilled by this transfer in the SESESW Section 29, T10S, R28E is developed a transfer must be filed to add this well for use under rights 43-13513 and 43-13515.
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 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 right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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 25th day of May, 20 11


Southern Region Manager

WATER RIGHT NO. 43-2009
As Modified by Transfer No. 77180

In accordance with the approval of Transfer No. 77180, Water Right No. 43-2325 is now described as follows.

Right Holder: RODNEY HALL

PO BOX 631
MALTA ID 83342

NILA BROWN
2210 N GLENFIELD WAY
MERIDIAN ID 83642

PATRICIA BANNER
4158 BENNIONRD
TAYLORSVILLE UT 84119

ESTELLA MC KEE
BOX 760031
TRIDELL UT 84076

MORRIS HALL
PO BOX 2042
MALTA ID 83342

Priority Date: October 19, 1928

SOURCE

RAFT RIVER

Tributary: SNAKE RIVER**BENEFICIAL USE**

IRRIGATION

From

03/15 to 11/15

To**Diversion Rate**

2.98 CFS

LOCATION OF POINT(S) OF DIVERSION:

RAFT RIVER
CASSIA County

SE1/4SW1/4NE1/4

Sec. 24, Twp 12S, Rge 26E, B.M.

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	
12S 26E 13													39.0	39.0			78.0
12S 26E 24		38.0	38.0														76.0

Total Acres: 154

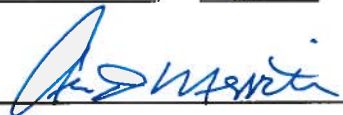
WATER RIGHT NO. 43-2009
As Modified by Transfer No. 77180

CONDITIONS OF APPROVAL

1. *Right 43-2009 is relinquished or abandoned through approval of Transfer 77180.*

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 25th day of May, 2011



Southern Region Manager

