

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 72954

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>
36-14035B	WR/Decreed	05/26/1976	0.42 cfs	131 af	N/A	N/A	GROUND WATER
36-14035C	WR/Decreed	05/26/1976	6.45 cfs	N/A	N/A	523.6	GROUND WATER
36-2586C	WR/Decreed	01/28/1964	2.96 cfs	898.3 af	340.2	523.6	GROUND WATER
36-2586B	WR/Decreed	01/28/1964	0.2 cfs	84.5 af	N/A	N/A	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>
36-14035B	NO	NO	YES	NO	NO	NO
36-14035C	YES	NO	YES	YES	YES	YES
36-2586C	YES	NO	YES	YES	YES	YES
36-2586B	NO	NO	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>
36-14035B	36-14035B	0.42 cfs	131 af	N/A	N/A		N/A	N/A	N/A	N/A
36-14035C	36-16449	0.19 cfs	38.5 af	N/A	N/A	36-16448	6.26 cfs	1098.2 af	N/A	451.6
36-2586C	36-16447	0.19 cfs	137.5 af	N/A	N/A	36-16446	2.77 cfs	708.2 af	268.2	451.6
36-2586B	36-2586B	0.20 cfs	84.5 af	N/A	N/A		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		1.00 cfs	307.0 af	N/A	N/A		9.03 cfs	1806.4 af	N/A	451.6

Detailed Water Right Description(s) attached

Dated this 13th day of April, 20 11

SUPPORT DATA

IN FILE # 36-2586B


 Southern Region Manager

WATER RIGHT NO. 36-16446
As Modified by Transfer No. 72954

In accordance with the approval of Transfer No. 72954, Water Right No. 36-16446 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	2.77 CFS	708.2 AF
			2.77 CFS	708.2 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	18.8		30.0	84.8
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: 451.6

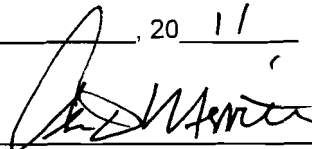
WATER RIGHT NO. 36-16446
As Modified by Transfer No. 72954

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 268.2 acres within the place of use described above in a single irrigation season.
2. Use of this right with right no. 36-16448 is limited to a total combined diversion rate of 9.03 cfs and to a total combined annual diversion volume of 1806.4 af.
3. Use of this right with right no. 36-16448 is limited to the irrigation of a combined total of 451.6 acres in a single irrigation season.
4. Right no. 36-16448 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 13th day of April, 20 11


Southern Region Manager

WATER RIGHT NO. 36-16447
As Modified by Transfer No. 72954

In accordance with the approval of Transfer No. 72954, Water Right No. 36-16447 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	0.19 CFS	137.5 AF
COMMERCIAL	01/01	to 12/31	0.19 CFS	137.5 AF
			0.19 CFS	137.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESESE Sec. 9 Twp 07S Rge 17E JEROME County

GROUND WATER SESESE Sec. 9 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 9															X	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 9																X	

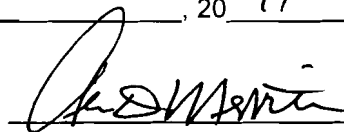
WATER RIGHT NO. 36-16447
As Modified by Transfer No. 72954

CONDITIONS OF APPROVAL

1. Rights 36-2586B, 36-14035B, 36-16447 and 36-16449 when combined shall not exceed a total diversion rate of 1.00 cfs, and total annual maximum diversion volume of 307.0 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. 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.
4. Prior to diversion and use of water under Transfer approval 72954, the right holder shall install and maintain acceptable measuring devices at the authorized points of diversion, in accordance with Department specifications.
5. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
6. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
7. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
8. The right holder shall accomplish the change authorized by this transfer within one 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 13th day of April, 20 11


Southern Region Manager

WATER RIGHT NO. 36-16448
As Modified by Transfer No. 72954

In accordance with the approval of Transfer No. 72954, Water Right No. 36-16448 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	6.26 CFS	1,098.2 AF
			6.26 CFS	1,098.2 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	18.8		30.0	84.8
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: 451.6

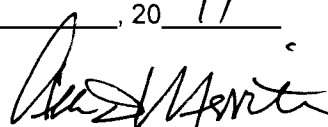
WATER RIGHT NO. 36-16448
As Modified by Transfer No. 72954

CONDITIONS OF APPROVAL

1. Use of this right with right no. 36-16446 is limited to a total combined diversion rate of 9.03 cfs and to a total combined annual diversion volume of 1806.4 af.
2. Use of this right with right no. 36-16446 is limited to the irrigation of a combined total of 451.6 acres in a single irrigation season.
3. Right no. 36-16446 is also diverted through point of diversion described above.
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 13th day of April, 2011.



Southern Region Manager

WATER RIGHT NO. 36-16449
As Modified by Transfer No. 72954

In accordance with the approval of Transfer No. 72954, Water Right No. 36-16449 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	0.19 CFS	38.5 AF
STOCKWATER	01/01	to 12/31	0.19 CFS	38.5 AF
			0.19 CFS	38.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESESE Sec. 9 Twp 07S Rge 17E JEROME County

GROUND WATER SESESE Sec. 9 Twp 07S Rge 17E JEROME County

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 9																	X

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 9															X	X	

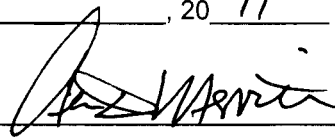
WATER RIGHT NO. 36-16449
As Modified by Transfer No. 72954

CONDITIONS OF APPROVAL

1. Rights 36-2586B, 36-14035B, 36-16447 and 36-16449 when combined shall not exceed a total diversion rate of 1.00 cfs, and total annual maximum diversion volume of 307.0 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. 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.
4. Prior to diversion and use of water under Transfer approval 72954, the right holder shall install and maintain acceptable measuring devices at the authorized points of diversion, in accordance with Department specifications.
5. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
6. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
7. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
8. The right holder shall accomplish the change authorized by this transfer within one 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 13th day of April, 20 11


Southern Region Manager

WATER RIGHT NO. 36-2586B
As Modified by Transfer No. 72954

In accordance with the approval of Transfer No. 72954, Water Right No. 36-2586B 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	0.20 CFS	84.5 AF
COMMERCIAL	01/01	to 12/31	0.20 CFS	84.5 AF
			0.20 CFS	84.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESESE Sec. 9 Twp 07S Rge 17E JEROME County

GROUND WATER SESESE Sec. 9 Twp 07S Rge 17E JEROME County

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				
			<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>	<u>Totals</u>
07S	17E	9															X	X	

PLACE OF USE: COMMERCIAL

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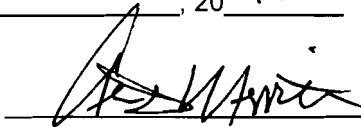
WATER RIGHT NO. 36-2586B
As Modified by Transfer No. 72954

CONDITIONS OF APPROVAL

1. Rights 36-2586B and 36-14035B when combined shall not exceed a total annual maximum diversion volume of 131.0 af.
2. Rights 36-2586B, 36-14035B, 36-16447 and 36-16449 when combined shall not exceed a total diversion rate of 1.00 cfs, and total annual maximum diversion volume of 307.0 af.
3. 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.
4. 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.
5. Prior to diversion and use of water under Transfer approval 72954, the right holder shall install and maintain acceptable measuring devices at the authorized points of diversion, in accordance with Department specifications.
6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
7. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
8. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
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 13th day of April, 20 11


Southern Region Manager

WATER RIGHT NO. 36-14035B
As Modified by Transfer No. 72954

In accordance with the approval of Transfer No. 72954, Water Right No. 36-14035B 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>
STOCKWATER	01/01	to 12/31	0.42 CFS	131.0 AF
COMMERCIAL	01/01	to 12/31	0.42 CFS	131.0 AF
			0.42 CFS	131.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESESE Sec. 9 Twp 07S Rge 17E JEROME County

GROUND WATER SESESE Sec. 9 Twp 07S Rge 17E JEROME County

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				
			<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>	<u>Totals</u>
07S	17E	9															X	X	

PLACE OF USE: COMMERCIAL

[illegible]

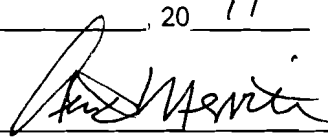
WATER RIGHT NO. 36-14035B
As Modified by Transfer No. 72954

CONDITIONS OF APPROVAL

1. Rights 36-2586B and 36-14035B when combined shall not exceed a total annual maximum diversion volume of 131.0 af.
2. Rights 36-2586B, 36-14035B, 36-16447 and 36-16449 when combined shall not exceed a total diversion rate of 1.00 cfs, and total annual maximum diversion volume of 307.0 af.
3. 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.
4. 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.
5. Prior to diversion and use of water under Transfer approval 72954, the right holder shall install and maintain acceptable measuring devices at the authorized points of diversion, in accordance with Department specifications.
6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
7. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
8. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
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 13th day of April, 20 11


Southern Region Manager

State of Idaho
Department of Water Resources

Attachment To Transfer Of Water Right

Transfer No. 72954

Rights: 36-2586B, 36-14035B, 36-16447 & 36-16449

This map depicts the COMMERCIAL 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.

R17E

T07S



Legend

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

0 0.05 0.1 0.2 Miles



State of Idaho
Department of Water Resources
Attachment To Transfer Of Water Right
Transfer No. 72954

Rights: 36-2586B, 36-14035B, 36-16447 & 36-16449

This map depicts the STOCKWATER 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.



Legend

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

0 0.045 0.09 0.18 Miles



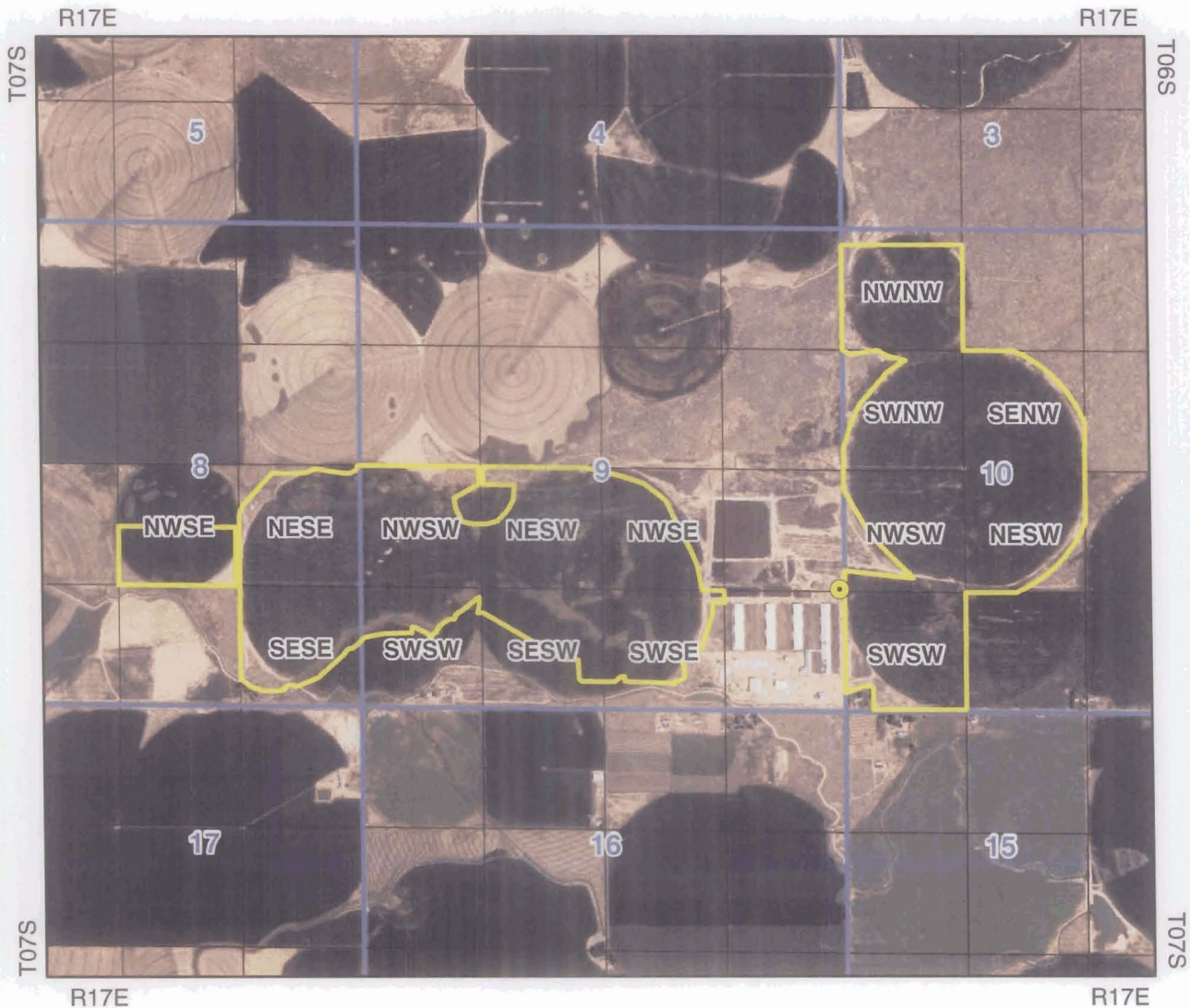
State of Idaho
Department of Water Resources

Attachment To Transfer Of Water Right

Transfer No. 72954

Rights: 36-16446 & 36-16448

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.



Legend

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

0 0.2 0.4 0.8 Miles

