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JAN 03 2011

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No.

77003

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

322 E Front St.

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at <http://www.idwr.idaho.gov/>.

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.

Yes N/A

* Means the item is always required and must be included with the application.

- ☒ * Completed Application for Transfer of Water Right form, Part 1.
- ☒ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☒ * Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded.
- ☐ ☒ Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application. Part 2B forms are available on the Department's website at: http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/PDFs_09/WaterRight_TransferApp_Part2B.pdf.
- ☐ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☐ * Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-9.

- ☒ ☒ ☒ If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☐ #2a Water Right ownership documentation if Dept. records do not show the transfer applicant as the current water right owner.
- ☐ ☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s).
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☒ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☒ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/wrt_default.htm.
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☐ * ☒ #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☐ ☒ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use.
- ☐ ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.)
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☒ ☐ #9 Other. Please describe: prorated fee request

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STATE OF IDAHO

Transfer No.

77003

DEC 30 2010

WATER RESOURCES
WESTERN REGION

DEPARTMENT OF WATER RESOURCES

DEPARTMENT OF
WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of Applicant(s) Anderson EnterprisesPhone 208-362-4649Mailing address 17220 S Cloverdale Road, Kuna ID 83634

Email _____

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☒ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**. Formerly Double A Dairy, now Anderson Enterprises.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No RepresentativeName of Representative Sid AndersonPhone 208-570-5531Mailing address 4110 Rose Hill, Boise ID 83705Email siderson@hotmail.com☒ Send all correspondence for this application to the representative and not to the applicant.

OR

☐ Send original correspondence to the applicant and copies to the representative.☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.

OR

☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Boyd Anderson
Signature of Applicant or Authorized Representative

Boyd Anderson General manager
Print Name and Title if applicable

12/27/10
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

- ☐ Change point of diversion
☐ Change nature of use
 ☒ Add diversion point(s)
☐ Change period of use
 ☐ Change place of use
☐ Other _____
- Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**. Because of the sand problems with our existing wells we are not able to get the allocated amount of water for our farm. We wish to add an additional point of diversion to help bring our water up to our allocated amount.

STATE OF IDAHO
 DEPARTMENT OF WATER RESOURCES

X-fer 77003

APPLICATION FOR TRANSFER OF WATER RIGHT
 PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☒ ☐	63-3219C	.35	irrigation	3/15 to 11/15	groundwater
☒ ☐	63-3337A	.76	irrigation	3/01 to 11/15	groundwater
☒ ☐	63-3337C	.23	irrigation	3/01 to 11/15	groundwater
☒ ☐	63-3337D	.15	irrigation	3/15 to 11/15	groundwater
☒ ☐	63-3337E	2.82	irrigation	3/15 to 11/15	groundwater
☒ ☐	63-3577	3.4	irrigation	3/15 to 11/15	groundwater
☒ ☐	63-4630	3.62	irrigation	3/1 to 11/15	Indian Creek
☒ ☐	63-7388	1.2	irrigation	3/15 to 11/15	groundwater
☒ ☐	63-3219B	2.05	irrigation	3/15 to 11/15	groundwater

Total authorized under rights See next page for additional water rights cfs and/or _____ ac-ft

2. Total amount of water proposed to be transferred or changed _____ cubic feet per second and/or _____ acre-feet per annum.

3. Point(s) of Diversion: See next page

- ☐ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA.
 Label it Attachment #5.

New ?	Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Source	Local name or tag #

4. Place of use: (If irrigation, identify with number of acres irrigated per 1/4 1/4 tract.)

- ☐ No changes to place of use are proposed-the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres (for irrigation use) _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

X-fer 77003

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
☒ ☐	63-18697	.6	irrigation	3/15 to 11/15	Indian Creek
☒ ☐	63-3219A	4.1	irrigation	3/15 to 11/15	Groundwater
☒ ☐	63-2966	1.6	irrigation	3/15 to 11/15	Groundwater
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 20.88 cfs and/or _____ ac-ft

2. Total amount of water proposed to be transferred or changed 5.57 cubic feet per second and/or _____ acre-feet per annum.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA.
 Label it Attachment #5.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
Y		SW	SE		4	1N	1E	Ada	groundwater	
or →		NE	NW		9	1N	1E	Ada	groundwater	

* final location will be based off of well driller input, piping and feasibility

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☒ No changes to place of use are proposed-the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres (for irrigation use) _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future: We can put a measuring device on in the future if it is required.
- b. Who owns the property at the point(s) of diversion? Anderson Enterprises
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system: _____
- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
If yes, ☐ Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: No
- It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.
- d. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer: n/a
- e. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use: irrigated agriculture
- f. To your knowledge, has/is any portion of the water right(s) proposed to be changed:
- | Yes | No | |
|--------------------------|-------------------------------------|---|
| ☐ | ☒ | undergone a period of five or more consecutive years of non-use, |
| ☐ | ☒ | currently leased to the Water Supply Bank, |
| ☐ | ☒ | currently used in a mitigation plan limiting the use of water under the right, or |
| ☐ | ☒ | currently enrolled in a Federal set-aside program limiting the use of water under the rights? |

If yes, describe: _____

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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 63-2966

Current Owner: DOUBLE A DAIRY
 Priority Date: 11/5/1953
 Origin: Water Right
 Status: Active
 Basis: Decreed

Source

GROUND WATER

Tributary

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	03/15 to 11/15	1.6 CFS	450 AF
	Total Diversion	1.6 CFS	450 AF

Location of Point(s) of Diversion

GROUND WATER

SE1/4SW1/4SW1/4

Sec. 4, Twp 01N, Rge 01E B.M.

ADA County

Place of UseIRRIGATION Within ADA County

T01N R01E S4	Lot 3	NENW	2.00	T01N R01E S4	Lot 4	NWNW	19.00
T01N R01E S4		SWNW	40.00	T01N R01E S4		SESW	36.00
T01N R01E S4		NESW	40.00	T01N R01E S4		NWSW	40.00
T01N R01E S4		SWSW	39.00	T01N R01E S4		SESW	39.00
T01N R01E S9		NENW	39.00	T01N R01E S9		NWNW	39.00

Total Acres: 333

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Conditions of Approval:

1. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 100.0 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
2. E56 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 333 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 63-2966, 63-3219A, 63-3337D.
3. E61 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.85 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1498.5 AF AT THE FIELD HEADGATE. COMBINED RIGHT NOS.: 63-2966, 63-3219A, 63-3337D.
4. T08 Failure of the right holder to comply with the conditions of Transfer No. 5206 is cause for the Director to rescind approval of the transfer.
5. F06 THE FOLLOWING RIGHTS ARE DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 63-2966, 63-3219A, 63-3337D.
6. R32 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.
7. 01M 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 determine the amount of water diverted from power records and shall annually report the information to the Department.
8. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
9. S39 THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

Decreed Date: 2/16/2007

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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 63-3219A

Current Owner: DOUBLE A DAIRY
 Priority Date: 1/16/1961
 Origin: Water Right
 Status: Active
 Basis: Decreed

Source

GROUND WATER

Tributary

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	03/15 to 11/15	4.1 CFS	1462.5 AF
	Total Diversion	4.1 CFS	1462.5 AF

Location of Point(s) of Diversion

GROUND WATER

SE1/4SW1/4SW1/4

Sec. 4, Twp 01N, Rge 01E B.M.

ADA County

Place of UseIRRIGATION Within ADA County

T01N R01E S4	Lot 3	NENW	2.00	T01N R01E S4	Lot 4	NWNW	19.00
T01N R01E S4		SWNW	40.00	T01N R01E S4		SESW	36.00
T01N R01E S4		NESW	40.00	T01N R01E S4		NWSW	40.00
T01N R01E S4		SWSW	39.00	T01N R01E S4		SESW	39.00
T01N R01E S9		NENW	39.00	T01N R01E S9		NWNW	39.00

Total Acres: 333

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Conditions of Approval:

1. T08 Failure of the right holder to comply with the conditions of Transfer No. 5206 is cause for the Director to rescind approval of the transfer.
2. S39 THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
3. 01M 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 determine the amount of water diverted from power records and shall annually report the information to the Department.
4. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 325.0 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
5. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
6. E56 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 333 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 63-2966, 63-3219A, 63-3337D.
7. F06 THE FOLLOWING RIGHTS ARE DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 63-2966, 63-3219A, 63-3337D.
8. R32 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.
9. E61 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.85 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1498.5 AF AT THE FIELD HEADGATE. COMBINED RIGHT NOS.: 63-2966, 63-3219A, 63-3337D.

Decreed Date: 2/16/2007

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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 63-3219B

Current Owner: DOUBLE A DAIRY
 Priority Date: 1/16/1961
 Origin: Water Right
 Status: Active
 Basis: Decreed

Source

GROUND WATER

Tributary

Beneficial Use	From	To	Diversion Rate	Annual Volume
IRRIGATION	03/15	11/15	2.05 CFS	733.5 AF
	Total Diversion		2.05 CFS	733.5 AF

Location of Point(s) of Diversion

GROUND WATER

SW1/4SW1/4NE1/4

Sec. 10, Twp 01N, Rge 01E B.M.

ADA County

Place of UseIRRIGATION Within ADA County

T01N R01E S9	NENE	38.00	T01N R01E S9	NWNE	39.00
T01N R01E S9	SWNE	40.00	T01N R01E S9	SENE	39.00
T01N R01E S10	SWNE	35.00	T01N R01E S10	SENE	20.00
T01N R01E S10	NENW	36.00	T01N R01E S10	NWNW	38.00
T01N R01E S10	SWNW	39.00	T01N R01E S10	SENW	40.00

Total Acres: 364

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Conditions of Approval:

1. Rights 63-3219B, 63-3337A, 63-3337C and 63-3577 are subject to the conditions of the Preliminary Order dated July 29, 1999 in the matter of Application for Transfer 5205.
2. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 163 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
3. S39 THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
4. E56 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 364 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 63-3219B, 63-3337A, 63-3337C, & 63-3577.
5. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
6. E61 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.44 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1638 AF AT THE FIELD HEADGATE. COMBINED RIGHT NOS.: 63-3219B, 63-3337A, 63-3337C, & 63-3577.

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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 63-3219C

Current Owner: DOUBLE A DAIRY

Priority Date: 1/16/1961

Origin: Water Right

Status: Active

Basis: Decreed

Source**Tributary**

GROUND WATER

Beneficial Use	From	To	Diversion Rate	Annual Volume
IRRIGATION	03/15 to 11/15		0.35 CFS	126 AF
	Total Diversion		0.35 CFS	126 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4SE1/4SW1/4	Sec. 3,	Twp 01N,	Rge 01E B.M.
ADA County	(Injection)			
GROUND WATER	SW1/4SW1/4SW1/4	Sec. 3,	Twp 01N,	Rge 01E B.M.
ADA County				
GROUND WATER	SE1/4NW1/4SW1/4	Sec. 3,	Twp 01N,	Rge 01E B.M.
ADA County	(Rediversion)			

Place of UseIRRIGATION Within ADA County

T01N R01E S3	NWSW	1.00	T01N R01E S3	SWSW	35.00
T01N R01E S3	SESW	30.00	T01N R01E S3	SWSE	30.00
T01N R01E S4	SWNE	11.00	T01N R01E S4	NESE	23.00
T01N R01E S4	NWSE	38.00	T01N R01E S4	SWSE	39.00
T01N R01E S4	SESE	38.00			

Total Acres: 245

Page 13 of 26**Conditions of Approval:**

1. F05 RIGHT NO. 63-4630 IS ALSO DIVERTED THROUGH POINT OF REDIVERSION DESCRIBED ABOVE.
2. S39 THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
3. R65 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 lands above.
4. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 28 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
5. R01 A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
6. E56 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 245 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 63-3219C, 63-3337C, 63-4630, AND 63-7388.
7. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
8. 01Q After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
9. G01 POINT OF INJECTION INTO AND POINT OF REDIVERSION FROM INDIAN CREEK.
10. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.90 CFS, AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1102.5 AF AT THE FIELD HEADGATE. COMBINED RIGHT NOS.: 63-3219C, 63-3337E, 63-4630, AND 63-7388.
11. T08 Failure of the right holder to comply with the conditions of transfer no. 5207 is cause for the Director to rescind approval of the transfer.
12. X11 Prior to the diversion and use of water under this approval, the right holder shall install and maintain acceptable measuring devices at the point of injection into Indian Creek and at the point of rediversion from Indian Creek.

Decreed Date: 2/16/2007

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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 63-3337A

Current Owner: DOUBLE A DAIRY

Priority Date: 6/4/1963

Origin: Water Right

Status: Active

Basis: Decreed

Source**Tributary**

GROUND WATER

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	03/01 to 11/15	0.76 CFS	171 AF
	Total Diversion	0.76 CFS	171 AF

Location of Point(s) of Diversion

GROUND WATER

SW1/4SW1/4NE1/4

Sec. 10, Twp 01N, Rge 01E B.M.

ADA County

Place of UseIRRIGATION Within ADA County

T01N R01E S9	NENE	38.00	T01N R01E S9	NWNE	39.00
T01N R01E S9	SWNE	40.00	T01N R01E S9	SENE	39.00
T01N R01E S10	SWNE	35.00	T01N R01E S10	SENE	20.00
T01N R01E S10	NENW	36.00	T01N R01E S10	NWNW	38.00
T01N R01E S10	SWNW	39.00	T01N R01E S10	SENW	40.00

Total Acres: 364

Page 15 of 26

Conditions of Approval:

1. E56 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 364 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 63-3219B, 63-3337A, 63-3337C, & 63-3577.
2. Rights 63-3219B, 63-3337A, 63-3337C and 63-3577 are subject to the conditions of the Preliminary Order dated July 29, 1999 in the matter of Application for Transfer 5205.
3. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 38 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. E61 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.44 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1638 AF AT THE FIELD HEADGATE. COMBINED RIGHT NOS.: 63-3219B, 63-3337A, 63-3337C, & 63-3577.
5. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
6. S39 THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

Decreed Date: 2/16/2007

Page 16 of 26

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 63-3337C

Current Owner: DOUBLE A DAIRY
 Priority Date: 6/4/1963
 Origin: Water Right
 Status: Active
 Basis: Decreed

Source

GROUND WATER

Tributary

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	03/01 to 11/15	0.23 CFS	58.5 AF
	Total Diversion	0.23 CFS	58.5 AF

Location of Point(s) of Diversion

GROUND WATER

SW1/4SW1/4NE1/4

Sec. 10, Twp 01N, Rge 01E B.M.

ADA County

Place of UseIRRIGATION Within ADA County

T01N R01E S9	NENE	38.00	T01N R01E S9	NWNE	39.00
T01N R01E S9	SWNE	40.00	T01N R01E S9	SENE	39.00
T01N R01E S10	SWNE	35.00	T01N R01E S10	SENE	20.00
T01N R01E S10	NENW	36.00	T01N R01E S10	NWNW	38.00
T01N R01E S10	SWNW	39.00	T01N R01E S10	SENW	40.00

Total Acres: 364

Page 17 of 26

Conditions of Approval:

1. E56 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 364 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 63-3219B, 63-3337A, 63-3337C, & 63-3577.
2. E61 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.44 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1638 AF AT THE FIELD HEADGATE. COMBINED RIGHT NOS.: 63-3219B, 63-3337A, 63-3337C, & 63-3577.
3. S39 THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
4. Rights 63-3219B, 63-3337A, 63-3337C and 63-3577 are subject to the conditions of the Preliminary Order dated July 29, 1999 in the matter of Application for Transfer 5205.
5. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 13 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
6. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Decreed Date: 2/16/2007

Page 18 of 26

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 63-3337D

Current Owner: DOUBLE A DAIRY

Priority Date: 6/4/1963

Origin: Water Right

Status: Active

Basis: Decreed

Source

GROUND WATER

Tributary**Beneficial Use**

IRRIGATION

From To

03/15 to 11/15

Total Diversion

Diversion Rate

0.15 CFS

0.15 CFS

Annual Volume

36 AF

36 AF

Location of Point(s) of Diversion

GROUND WATER

ADA County

SE1/4SW1/4SW1/4

Sec. 4, Twp 01N, Rge 01E B.M.

Place of UseIRRIGATION Within ADA County

T01N R01E S4	Lot 3	NENW	2.00	T01N R01E S4	Lot 4	NWNW	19.00
T01N R01E S4		SWNW	40.00	T01N R01E S4		SESW	36.00
T01N R01E S4		NESW	40.00	T01N R01E S4		NWSW	40.00
T01N R01E S4		SWSW	39.00	T01N R01E S4		SESW	39.00
T01N R01E S9		NENW	39.00	T01N R01E S9		NWNW	39.00

Total Acres: 333

Page 19 of 26**Conditions of Approval:**

1. 01M 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 determine the amount of water diverted from power records and shall annually report the information to the Department.
2. R32 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.
3. E61 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.85 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1498.5 AF AT THE FIELD HEADGATE. COMBINED RIGHT NOS.: 63-2966, 63-3219A, 63-3337D.
4. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
5. E56 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 333 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 63-2966, 63-3219A, 63-3337D.
6. S39 THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
7. F06 THE FOLLOWING RIGHTS ARE DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 63-2966, 63-3219A, 63-3337D.
8. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 8.0 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
9. T08 Failure of the right holder to comply with the conditions of Transfer No. 5206 is cause for the Director to rescind approval of the transfer.

Decreed Date: 2/16/2007

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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 63-3337E

Current Owner: DOUBLE A DAIRY
 Priority Date: 6/4/1963
 Origin: Water Right
 Status: Active
 Basis: Decreed

Source

GROUND WATER

Tributary

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	03/15 to 11/15	2.82 CFS	706.5 AF
	Total Diversion	2.82 CFS	706.5 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NW1/4SW1/4	Sec. 3,	Twp 01N,	Rge 01E B.M.
ADA County	(Rediversion)			
GROUND WATER	SE1/4SE1/4SW1/4	Sec. 3,	Twp 01N,	Rge 01E B.M.
ADA County	(Injection)			
GROUND WATER	SW1/4SW1/4SW1/4	Sec. 3,	Twp 01N,	Rge 01E B.M.
ADA County				

Place of UseIRRIGATION Within ADA County

T01N R01E S3	NWSW	1.00	T01N R01E S3	SWSW	35.00
T01N R01E S3	SESW	30.00	T01N R01E S3	SWSE	30.00
T01N R01E S4	SWNE	11.00	T01N R01E S4	NESE	23.00
T01N R01E S4	NWSE	38.00	T01N R01E S4	SWSE	39.00
T01N R01E S4	SESE	38.00			

Total Acres: 245

Page 21 of 26**Conditions of Approval:**

1. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 28 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
2. E56 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 245 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 63-3219C, 63-3337C, 63-4630, AND 63-7388.
3. R01 A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
4. G01 POINT OF INJECTION INTO AND POINT OF REDIVERSION FROM INDIAN CREEK.
5. 01Q After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
6. X11 Prior to the diversion and use of water under this approval, the right holder shall install and maintain acceptable measuring devices at the point of injection into Indian Creek and at the point of rediversion from Indian Creek.
7. R65 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 lands above.
8. S39 THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
9. F05 RIGHT NO. 63-4630 IS ALSO DIVERTED THROUGH POINT OF REDIVERSION DESCRIBED ABOVE.
10. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
11. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.90 CFS, AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1102.5 AF AT THE FIELD HEADGATE. COMBINED RIGHT NOS.: 63-3219C, 63-3337E, 63-4630, AND 63-7388.
12. T08 Failure of the right holder to comply with the conditions of transfer no. 5207 is cause for the Director to rescind approval of the transfer.

Decreed Date: 2/16/2007

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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 63-3577

Current Owner: DOUBLE A DAIRY

Priority Date: 1/20/1967

Origin: Water Right

Status: Active

Basis: Decreed

Source

GROUND WATER

Tributary

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	03/15 to 11/15	3.4 CFS	765 AF
	Total Diversion	3.4 CFS	765 AF

Location of Point(s) of Diversion

GROUND WATER

SW1/4SW1/4NE1/4 Sec. 10, Twp 01N, Rge 01E B.M.

ADA County

Place of UseIRRIGATION Within ADA County

T01N R01E S9	NENE	38.00	T01N R01E S9	NWNE	39.00
T01N R01E S9	SWNE	40.00	T01N R01E S9	SENE	39.00
T01N R01E S10	SWNE	35.00	T01N R01E S10	SENE	20.00
T01N R01E S10	NENW	36.00	T01N R01E S10	NWNW	38.00
T01N R01E S10	SWNW	39.00	T01N R01E S10	SENW	40.00

Total Acres: 364

Page 23 of 26

Conditions of Approval:

1. E56 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 364 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 63-3219B, 63-3337A, 63-3337C, & 63-3577.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
3. E61 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.44 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1638 AF AT THE FIELD HEADGATE. COMBINED RIGHT NOS.: 63-3219B, 63-3337A, 63-3337C, & 63-3577.
4. Rights 63-3219B, 63-3337A, 63-3337C and 63-3577 are subject to the conditions of the Preliminary Order dated July 29, 1999 in the matter of Application for Transfer 5205.
5. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 170 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
6. S39 THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

Decreed Date: 2/16/2007

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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 63-7388

Current Owner: DOUBLE A DAIRY
 Priority Date: 1/21/1971
 Origin: Water Right
 Status: Active
 Basis: Decreed

Source

GROUND WATER

Tributary

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	03/15 to 11/15	1.2 CFS	270 AF
	Total Diversion	1.2 CFS	270 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4SE1/4SW1/4	Sec. 3,	Twp 01N,	Rge 01E B.M.
ADA County	(Injection)			
GROUND WATER	SW1/4SW1/4SW1/4	Sec. 3,	Twp 01N,	Rge 01E B.M.
ADA County				
GROUND WATER	SE1/4NW1/4SW1/4	Sec. 3,	Twp 01N,	Rge 01E B.M.
ADA County	(Rediversion)			

Place of UseIRRIGATION Within ADA County

T01N R01E S3	NWSW	1.00	T01N R01E S3	SWSW	35.00
T01N R01E S3	SESW	30.00	T01N R01E S3	SWSE	30.00
T01N R01E S4	SWNE	11.00	T01N R01E S4	NESE	23.00
T01N R01E S4	NWSE	38.00	T01N R01E S4	SWSE	39.00
T01N R01E S4	SESE	38.00			

Total Acres: 245

Page 25 of 26**Conditions of Approval:**

1. R01 A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
3. S39 THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
4. X11 Prior to the diversion and use of water under this approval, the right holder shall install and maintain acceptable measuring devices at the point of injection into Indian Creek and at the point of rediversion from Indian Creek.
5. R65 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 lands above.
6. T08 Failure of the right holder to comply with the conditions of transfer no. 5207 is cause for the Director to rescind approval of the transfer.
7. F05 RIGHT NO. 63-4630 IS ALSO DIVERTED THROUGH POINT OF REDIVERSION DESCRIBED ABOVE.
8. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.90 CFS, AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1102.5 AF AT THE FIELD HEADGATE. COMBINED RIGHT NOS.: 63-3219C, 63-3337E, 63-4630, AND 63-7388.
9. G01 POINT OF INJECTION INTO AND POINT OF REDIVERSION FROM INDIAN CREEK.
10. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 28 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
11. E56 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 245 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 63-3219C, 63-3337C, 63-4630, AND 63-7388.
12. 01Q After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

Decreed Date: 2/16/2007

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

X-fer 77003

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- ☒ Attach a map of the diversion, measurement, control, and distribution system. Label it Attachment #7a.
- ☐ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it Attachment #7b. If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

B. CHANGES IN NATURE OF USE (Water Balance)

- ☐ If you propose to change the nature of use or period of use of all or part of the rights(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it Attachment #8a. NA

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it Attachment #8b. NA

1. Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above.: _____

FOR DEPARTMENT USE ONLY

Transfer contains 26 pages and 3 attachments.

Received by S.O. by DB Date 12/30/2010 Prelim. Check by VLM Date 3/8/11

Fee Paid \$450- Date 12/30/2010 Received by S.O. by DB Receipt # C092270

Add'l Fee Paid _____ Date _____ Received by _____ Receipt # _____



CERTIFICATE OF ASSUMED BUSINESS NAME

Pursuant to Section 53-504, Idaho Code, the undersigned submits for filing a certificate of Assumed Business Name.

Please type or print legibly.

NOTE: See instructions on reverse before filing.

FILED EFFECTIVE

05 MAY 19 AM 11:56

SECRETARY OF STATE
STATE OF IDAHO

1. The assumed business name which the undersigned use(s) in the transaction of business is:

Anderson Enterprises

2. The true name(s) and business address(es) of the entity or individual(s) doing business under the assumed business name:

<u>Name</u>	<u>Complete Address</u>
L 5604 <u>Boyd & Lea Anderson LP</u>	<u>17220 S. Cloverdale Kuna Id 83634</u>
L 5605 <u>John & Rose Anderson LP</u>	<u>4587 Kuna Mora Rd Kuna, Id 83634</u>

3. The general type of business transacted under the assumed business name is:

- | | |
|--|--|
| ☐ Retail Trade | ☐ Transportation and Public Utilities |
| ☐ Wholesale Trade | ☐ Construction |
| ☐ Services | ☒ Agriculture |
| ☐ Manufacturing | ☐ Mining |
| ☐ Finance, Insurance, and Real Estate | |

Submit Certificate of
Assumed Business
Name and \$25.00 fee to:

Secretary of State
700 West Jefferson
Basement West
PO Box 83720
Boise ID 83720-0080
208 334-2301

4. The name and address to which future correspondence should be addressed:

Boyd W Anderson
17220 So. Cloverdale
Kuna, Id 83634

5. Name and address for this acknowledgment copy is (if other than # 4 above):

Phone number (optional):

208-362-4649

Secretary of State use only

Signature: Boyd W Anderson

(signature required)

Printed Name: Boyd W Anderson

Capacity/Title: General Mng. Partner

(see instruction # 8 on back of form)

g:\corp\form\labn form\labn.p65
Revised 04/2003

IDAHO SECRETARY OF STATE
05/19/2006 05:00
CK: 11870 CT: 178955 BH: 955749
1 @ 25.00 = 25.00 ASSUM NAME # 2

D 100076

Legend

- ESPA
- GCDB Township/Range
- GCDB Section
- GCDB Quarter-Quarter
- Counties

⊗ existing well
— distribution lines
Ⓢ proposed new diversion point/well
site solution based upon well driller & piping analysis.
— proposed distribution lines

X-fer 77003



* Fee is \$450.⁰⁰ This is based off of the estimated cfs we will be able to receive from an additional pt of diversion.

We request that this fee be accepted in lieu of paying for total cfs, as we are currently not able to have delivered the water currently allocated to us due to all of sand are wells pump that interferes with satisfactory results from existing wells.

X-fer 77003

Attachment 9

Buffington, Denise

From: Buffington, Denise
Sent: Thursday, April 14, 2011 10:06 AM
To: Rex Barrie, WD-63
Subject: Comment Letter for Transfer # 77003
Attachments: Comment Letter to WD63.Doc; X-fer 77003 APP.pdf

Attached is a cover letter and copy of an Application(s), for your review &/or comments. If you have any questions regarding the attached information, please feel free to contact our office.

Thank you in advance,

*Denise Buffington
Administrative Assistant I
Dept of Water Resources
Western Region
(208) 334-2190*

April 14, 2011

REX BARRIE
WATER DISTRICT #63
PO BOX 767
10769 W STATE ST
STAR, ID 83669-0767

RE: Transfer No. 77003
Water Right No(s). 63-2966, 63-3219A, 63-3337D, 63-3219B, 63-3337A, 63-3337C, 63-3577,
63-3219C, 63-3337E, 63-7388

Dear Watermaster:

A copy of the above referenced application is enclosed. Please review the application, then complete the enclosed recommendation form and return it to this office within 21 days of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR's regional offices can finish reviewing an untested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Sincerely,

Denise Buffington
Administrative Assistant

Enclosure(s)

Buffington, Denise

From: Buffington, Denise
Sent: Wednesday, April 13, 2011 4:41 PM
To: Idaho Statesman
Subject: LEGAL NOTICE
Attachments: Ada County - Cover Letter.Doc; Ada County Ads - COMBINED.Doc

Attached please find (1) legal notice being submitted for publication. Please contact me immediately if you have any questions, or if you are not able to publish the ad on the dates requested.

Thank you in advance,

*Denise Buffington
Administrative Assistant I
Dept of Water Resources
Western Region
(208) 334-2190*

April 13, 2011

LEGAL NOTICE DEPARTMENT

IDAHO STATESMAN
PO BOX 40
BOISE, ID 83707

RE: Transfer No. 77003
Water Right No(s). 63-2966, 63-3219A, 63-3337D, 63-3219B, 63-3337A, 63-3337C, 63-3577, 63-3219C,
63-3337E, 63-7388

RE: Application for Extension of Time to Avoid Forfeiture for Water Right No(s).: 63-10383

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 5/9/2011. Your cooperation is appreciated.

Sincerely,

Denise Buffington
Administrative Assistant

Enclosure(s)

**EXTENSION OF TIME TO AVOID
FORFEITURE OF WATER RIGHT**

Tyson Fresh Meats Inc., c/o Kim Dirks, of 800 Stevens Port Dr, Ste 709, Dakota Dunes, SD, 57049-8709, filed an Application proposing an Extension of Time to Avoid Forfeiture for Water Right No. 63-10383, with a 1986 priority date, from ground water totaling 5.22 cfs. The applicant requests an extension for the 2.2 cfs of industrial use only, which was last used in 2006. The right serves property located 7 miles southeast of Kuna, Idaho. The applicant proposes to resume use of the right by 2016. The applicant requests the extension of time because applicant had to halt the industrial use (meat processing) due to a lack of sufficient beef size and availability, factors that were beyond the applicant's control.

PROPOSED CHANGE OF WATER RIGHTS

Anderson Enterprises of 17220 S Cloverdale Rd, Kuna, Idaho 83634, filed Application No. 77003 to transfer ten water rights with 1953 to 1971 priority dates from ground water totaling 16.66 cfs. The purpose of the transfer is to drill a new well and add a point of diversion. Currently, the applicant cannot divert the quantity authorized under the rights due to sand problems in the wells. The application proposes to transfer 5.57 cfs which is the quantity not currently able to be diverted. Water will be used at the current place of use about 5 miles southeast of Kuna and south of the intersection of S Cloverdale and E Kuna-Mora Rd.

For a full description of the rights &/or proposed transfers, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. Protests may be submitted based on the criteria of Sec 42-222 and 42-203A, Idaho Code. Permits will be subject to all prior water rights. Any protest against the approval of this application(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 together with a protest fee of \$25.00 for each application on or before May 9, 2011. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director
Published on April 21st & 28th, 2011

Music, Vicky

From: Music, Vicky
Sent: Monday, March 28, 2011 8:21 AM
To: 'SID ANDERSON'
Subject: RE: application for transfer 77003

Thanks, Sid. Hopefully, this application will go to advertising in the next few weeks. I will keep you informed via email.

Vicky Music

From: SID ANDERSON [<mailto:siderson@hotmail.com>]
Sent: Sunday, March 27, 2011 6:39 PM
To: Music, Vicky
Subject: RE: application for transfer 77003

Vicky,

The current watering system for the farm is all tied together into one system. The wells do to sand and other issues each well only produces the allocated amount for the first year after they are reworked. generally they are only producing 1/2 what they should be by the time they do get reworked. Do to the lower production of each well the overall system is not receiving the allocated amount and is short up to 5.57 cfs.

This is why we are requesting to be able to add an additional diversion point and why we are asking the fee to be associated to the amount of water to be potentially added to the existing system.

Please let me know if you have any additional questions.

Sid Anderson
570-5531

Subject: application for transfer 77003
Date: Wed, 23 Mar 2011 15:11:38 -0600
From: Vicky.Music@idwr.idaho.gov
To: siderson@hotmail.com

Sid – regarding your request for a reduced fee, I am not sure I understand your reasoning. Will you please respond in writing how you determined that 5.57 cfs was the quantity under your rights that you are not receiving and upon which you based your reduced fee? Thank you.

Vicky L. Music
Sr. Water Resource Agent
IDWR/Western Region
2735 Airport Way
Boise, Idaho 83705-5082
(208) 334-2190

Music, Vicky

From: Van Bussum, Monica
Sent: Friday, March 25, 2011 12:12 PM
To: Music, Vicky
Subject: RE: water bank question re 63-2266

Hi Vicky,

I hate to do this to you but I just had cause to pull 63-2966 for another matter. There is a letter dated 5/25/2006 from Noreen Vaughan saying Double A wanted to withdraw their water rights from the Bank. 63-2966 is included in the letter. I will close our data entry. 63-2966 is closed; nothing pending before the Bank.

Sorry. Have a good weekend!

Monica

From: Van Bussum, Monica
Sent: Thursday, March 24, 2011 3:58 PM
To: Music, Vicky
Subject: RE: water bank question re 63-2266

Hi Vicky,

On the public site, one is a "Closed" status and one is an "Application" status. Application status means we haven't processed it yet. This lease application is still before the Bank.

Monica

From: Music, Vicky
Sent: Thursday, March 24, 2011 2:20 PM
To: Van Bussum, Monica
Subject: RE: water bank question re 63-2266

Yes.

Vicky Music

From: Van Bussum, Monica
Sent: Thursday, March 24, 2011 1:37 PM
To: Music, Vicky
Subject: RE: water bank question re 63-2266

Hi Vicky,

Which right(s) do you need a status check for? Just 63-2966?

Thanks!

Monica

From: Music, Vicky
Sent: Thursday, March 24, 2011 1:31 PM
To: Van Bussum, Monica
Subject: water bank question re 63-2266

Monica! Hi!

So, I am working on a transfer for Anderson Enterprises, formerly known as Double A Diary. Looks like most of the rights were in the bank but leases expired except for 63-2966. In the database, it says it is still in the bank and when I check the status on the public website, it has 2 entries, a closed app and a closed lease.

Will you please verify for me what the status of this one is?
Thank you!

Vicky L. Music

Double A Dairy General Manager Boyd Anderson
Secretary — Lea Anderson

Family business —

Grant as

Officers

applicant

Anderson

Entrepreneur

John A. Anderson President

Lorn T. Anderson Board member

Cindy A. Mickel Board member

A. Sid Anderson Board member

Carol A. Baldwin Board member

R. Brian Anderson Board member

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