

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 76797

This is to certify that: W T WILLIAMS INC
 3094 N 3200 E
 TWIN FALLS ID 83301
 (208)655-4226

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>
47-4477	WR/Decreed	03/15/1960	5.28 cfs	1190.1 af	1,257.0	1,589.4	GROUND WATER
47-4478	WR/Decreed	04/15/1951	1.68 cfs	509.9 af	856.0	1,589.4	GROUND WATER

Purpose of Transfer (Changes Proposed)

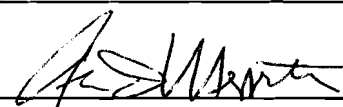
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
47-4477	NO	NO	NO	YES	NO	NO
47-4478	NO	NO	NO	YES	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
47-4477	47-4477	5.28 cfs	1190.1 af	1,257.0	1,589.4		N/A	N/A	N/A	N/A
47-4478	47-4478	1.68 cfs	509.9 af	856.0	1,589.4		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		6.68 cfs	1700 af	1257	1589.4		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 27th day of October, 2010


 Southern Region Manager

SUPPORT DATA

IN FILE # 47-4477

WATER RIGHT NO. 47-4477
As Modified by Transfer No. 76797

In accordance with the approval of Transfer No. 76797, Water Right No. 47-4477 is now described as follows.

Right Holder: W T WILLIAMS INC
 3094 N 3200 E
 TWIN FALLS ID 83301

Priority Date: March 15, 1960

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	to 09/15	5.28 CFS	1,190.1 AF
			5.28 CFS	1,190.1 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENENW	Sec. 16 Twp 12S	Rge 17E	TWIN FALLS County
GROUND WATER	SWSWSE	Sec. 16 Twp 12S	Rge 17E	TWIN FALLS County
GROUND WATER	SWNWSW	Sec. 22 Twp 12S	Rge 17E	TWIN FALLS County
GROUND WATER	NWSWNW	Sec. 26 Twp 12S	Rge 17E	TWIN FALLS County
(Rediversion)				
GROUND WATER	NENESW	Sec. 35 Twp 12S	Rge 17E	TWIN FALLS County
(Rediversion)				
GROUND WATER	NENWNE	Sec. 11 Twp 13S	Rge 17E	TWIN FALLS County
GROUND WATER	NENWNE	Sec. 11 Twp 13S	Rge 17E	TWIN FALLS County
(Injection)				
GROUND WATER	NWSWNE	Sec. 11 Twp 13S	Rge 17E	TWIN FALLS County
(Injection)				
GROUND WATER	NWSWNE	Sec. 11 Twp 13S	Rge 17E	TWIN FALLS 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	
12S	17E	9																	91.0
12S	17E	15			33.0	25.0			30.0	38.0	36.0	41.0	40.0	36.0	25.0	25.0			329.0
12S	17E	16	40.0	41.0	40.0	18.0	41.0	30.0	41.0	41.0	40.0			20.0		23.0	.7	9.8	385.5
12S	17E	21				34.0									39.0		30.0	39.0	142.0
12S	17E	22					27.0	35.0	41.0	35.0	38.0	41.0	41.0	35.0		9.9	26.0		328.9
12S	17E	27		40.0	38.0	13.0	41.0	41.0	31.0	41.0		6.3			3.4	3.3			258.0
12S	17E	28	30.0	25.0															55.0

Total Acres: 1589.4

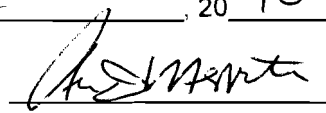
WATER RIGHT NO. 47-4477
As Modified by Transfer No. 76797

CONDITIONS OF APPROVAL

1. The point of diversion located in the SWNWSW S22, T12S, R17E is limited to a maximum diversion rate of 4.00 cfs.
2. 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 lands above.
3. This right does not grant any right-of-way or easement across the land of another.
4. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.
5. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
6. This right is limited to the irrigation of 1257 acres within the authorized place of use in a single irrigation season.
7. Rights 47-4477 and 47-4478 when combined shall not exceed a total diversion rate of 6.68 cfs, a total annual maximum diversion volume of 1700 af at the field headgate, and the irrigation of 1257 acres.
8. Rights 47-4477, 47-4478 and 47-17170 when combined shall not exceed the irrigation of 1257 acres.
9. Rights 47-4477, 47-4478, 47-12182, 47-12187, 47-4475, 47-2448 and 47-17171 when combined shall not exceed the irrigation of 1282.2 acres.
10. 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.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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 27th day of October, 2010



Southern Region Manager

WATER RIGHT NO. 47-4478
As Modified by Transfer No. 76797

In accordance with the approval of Transfer No. 76797, Water Right No. 47-4478 is now described as follows.

Right Holder: W T WILLIAMS INC
 3094 N 3200 E
 TWIN FALLS ID 83301

Priority Date: April 15, 1951

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	to 09/15	1.68 CFS	509.9 AF
			1.68 CFS	509.9 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENENW	Sec. 16 Twp 12S	Rge 17E	TWIN FALLS County
GROUND WATER	SWSWSE	Sec. 16 Twp 12S	Rge 17E	TWIN FALLS County
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GROUND WATER	NENESW	Sec. 35 Twp 12S	Rge 17E	TWIN FALLS County
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GROUND WATER	NENWNE	Sec. 11 Twp 13S	Rge 17E	TWIN FALLS County
GROUND WATER	NENWNE	Sec. 11 Twp 13S	Rge 17E	TWIN FALLS County
(Injection)				
GROUND WATER	NWSWNE	Sec. 11 Twp 13S	Rge 17E	TWIN FALLS County
(Injection)				
GROUND WATER	NWSWNE	Sec. 11 Twp 13S	Rge 17E	TWIN FALLS 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	
12S 17E 9												23.0			34.0	34.0	91.0
12S 17E 15			33.0	25.0			30.0	38.0	36.0	41.0	40.0	36.0	25.0	25.0			329.0
12S 17E 16	40.0	41.0	40.0	18.0	41.0	30.0	41.0	41.0	40.0			20.0		23.0	.7	9.8	385.5
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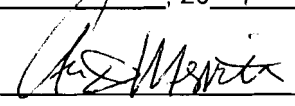
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2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. This right does not grant any right-of-way or easement across the land of another.
4. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.
5. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
6. This right is limited to the irrigation of 856 acres within the authorized place of use in a single irrigation season.
7. Rights 47-4477 and 47-4478 when combined shall not exceed a total diversion rate of 6.68 cfs, a total annual maximum diversion volume of 1700 af at the field headgate, and the irrigation of 1257 acres.
8. Rights 47-4477, 47-4478 and 47-17170 when combined shall not exceed the irrigation of 1257 acres.
9. Rights 47-4477, 47-4478, 47-12182, 47-12187, 47-4475, 47-2448 and 47-17171 when combined shall not exceed the irrigation of 1282.2 acres.
10. 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.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
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Dated this 27th day of October, 2010


Southern Region Manager