

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 76160

This is to certify that: LAST RANCH LLC
136 BRIDON WAY
JEROME ID 83338
(208)644-1728

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>
36-2554A	WR/Decreed	08/31/1962	2.52 cfs	612 af	N/A	153.0	GROUND WATER
36-2461A	WR/Decreed	01/12/1961	3.48 cfs	984 af	N/A	246.0	GROUND WATER
36-16149	WR/Decreed	06/23/1952	0.46 cfs	136 af	N/A	34.0	GROUND WATER
36-16155	WR/Decreed	06/23/1952	0.58 cfs	128 af	N/A	32.0	GROUND WATER
36-16838	WR/Decreed	06/23/1952	0.24 cfs	76.4 af	19.1	32.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
36-2554A	NO	NO	YES	NO	NO	NO
36-2461A	NO	NO	YES	NO	NO	NO
36-16149	NO	NO	YES	NO	NO	NO
36-16155	NO	NO	YES	NO	NO	NO
36-16838	NO	YES	YES	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>
36-2554A	36-2554A	2.52 cfs	612.0 af	153.0	640.0		N/A	N/A	N/A	N/A
36-2461A	36-2461A	3.48 cfs	984.0 af	246.0	640.0		N/A	N/A	N/A	N/A
36-16149	36-16149	0.46 cfs	136.0 af	34.0	640.0		N/A	N/A	N/A	N/A
36-16155	36-16155	0.58 cfs	128.0 af	32.0	640.0		N/A	N/A	N/A	N/A
36-16838	36-16838	0.24 cfs	76.4 af	19.1	640.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		7.28 cfs	1936.4 af	484.1	640.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

SUPPORT DATA

Dated this 9th day of September, 2010 IN FILE # 36-2461A

Camela S. Skaggs
for Chief, Water Allocation Bureau

WATER RIGHT NO. 36-2461A
As Modified by Transfer No. 76160

In accordance with the approval of Transfer No. 76160, Water Right No. 36-2461A is now described as follows.

Right Holder: TEXAS MUNICIPAL PLAN CONSORTIUM LLC
 138 REGIS ST STE A
 TURLOCK CA 95382

Priority Date: January 12, 1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to	10/31	3.48 CFS	984.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWNE	Sec. 20 Twp 07S	Rge 18E	JEROME County
GROUND WATER	NENENW	Sec. 21 Twp 07S	Rge 18E	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 18E 17												40.0			40.0		80.0
07S 18E 20	40.0	40.0															80.0
07S 18E 21		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0		480.0

Total Acres: 640

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 246 acres within the authorized place of use in a single irrigation season.
2. Rights 36-2461A, 36-2554A, 36-16149, 36-16155, and 36-16838 when combined shall not exceed a total diversion rate of 7.28 cfs, a total annual maximum diversion volume of 1936.4 af. and the irrigation of 484.1 acres.
3. Rights 36-2461A, 36-2554A, 36-16149, 36-16155 and 36-16838 are limited to the irrigation of a specific 484.1 acres within the 640 acre place of use authorized above in a single irrigation season. The specific 484.1 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 484.1 acres to be irrigated within the 640 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

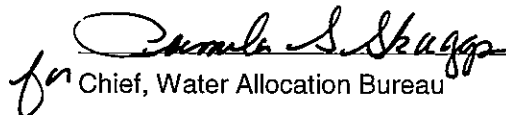
WATER RIGHT NO. 36-2461A
As Modified by Transfer No. 76160

CONDITIONS OF APPROVAL

4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7. Prior to the diversion and use of water under Transfer approval 76160, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
9. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
10. The following rights are diverted through point(s) of diversion described above: 36-2461A, 36-2554A, 36-16149, 36-16155, and 36-16838.
11. The right holder shall accomplish the change authorized by this transfer within one year(s) 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 9th day of September, 20 10


for Chief, Water Allocation Bureau

WATER RIGHT NO. 36-16155
As Modified by Transfer No. 76160

In accordance with the approval of Transfer No. 76160, Water Right No. 36-16155 is now described as follows.

Right Holder: TEXAS MUNICIPAL PLAN CONSORTIUM LLC
 138 REGIS ST STE A
 TURLOCK CA 95382

Priority Date: June 23, 1952

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	0.58 CFS	128.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWNE	Sec. 20 Twp 07S	Rge 18E	JEROME County
GROUND WATER	NENENW	Sec. 21 Twp 07S	Rge 18E	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 18E 17												40.0			40.0		80.0
07S 18E 20	40.0	40.0															80.0
07S 18E 21		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0		480.0

Total Acres: 640

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 32 acres within the authorized place of use in a single irrigation season.
2. Rights 36-2461A, 36-2554A, 36-16149, 36-16155, and 36-16838 when combined shall not exceed a total diversion rate of 7.28 cfs, a total annual maximum diversion volume of 1936.4 af. and the irrigation of 484.1 acres.
3. Rights 36-2461A, 36-2554A, 36-16149, 36-16155 and 36-16838 are limited to the irrigation of a specific 484.1 acres within the 640 acre place of use authorized above in a single irrigation season. The specific 484.1 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 484.1 acres to be irrigated within the 640 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

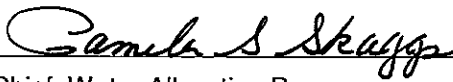
WATER RIGHT NO. 36-16155
As Modified by Transfer No. 76160

CONDITIONS OF APPROVAL

4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7. Prior to the diversion and use of water under Transfer approval 76160, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
9. The following rights are diverted through point(s) of diversion described above: 36-2461A, 36-2554A, 36-16149, 36-16155, and 36-16838.
10. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 9th day of September, 2010


for Chief, Water Allocation Bureau

WATER RIGHT NO. 36-16149
As Modified by Transfer No. 76160

In accordance with the approval of Transfer No. 76160, Water Right No. 36-16149 is now described as follows.

Right Holder: TEXAS MUNICIPAL PLAN CONSORTIUM LLC
 138 REGIS ST STE A
 TURLOCK CA 95382

Priority Date: June 23, 1952

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	0.46 CFS	136.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWNE	Sec. 20 Twp 07S	Rge 18E	JEROME County
GROUND WATER	NENENW	Sec. 21 Twp 07S	Rge 18E	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 18E 17												40.0			40.0		80.0
07S 18E 20	40.0	40.0															80.0
07S 18E 21		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0		480.0

Total Acres: 640

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 34 acres within the authorized place of use in a single irrigation season.
2. Rights 36-2461A, 36-2554A, 36-16149, 36-16155, and 36-16838 when combined shall not exceed a total diversion rate of 7.28 cfs, a total annual maximum diversion volume of 1936.4 af. and the irrigation of 484.1 acres.
3. Rights 36-2461A, 36-2554A, 36-16149, 36-16155 and 36-16838 are limited to the irrigation of a specific 484.1 acres within the 640 acre place of use authorized above in a single irrigation season. The specific 484.1 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 484.1 acres to be irrigated within the 640 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

WATER RIGHT NO. 36-16149
As Modified by Transfer No. 76160

CONDITIONS OF APPROVAL

4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7. Prior to the diversion and use of water under Transfer approval 76160, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
9. The following rights are diverted through point(s) of diversion described above: 36-2461A, 36-2554A, 36-16149, 36-16155, and 36-16838.
10. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 9th day of September, 2010

for Danila S. Skaggs
Chief, Water Allocation Bureau

WATER RIGHT NO. 36-16838
As Modified by Transfer No. 76160

In accordance with the approval of Transfer No. 76160, Water Right No. 36-16838 is now described as follows.

Right Holder: TEXAS MUNICIPAL PLAN CONSORTIUM LLC
 138 REGIS ST STE A
 TURLOCK CA 95382

Priority Date: June 23, 1952

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to	10/31	0.24 CFS	76.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWNE	Sec. 20 Twp 07S	Rge 18E	JEROME County
GROUND WATER	NENENW	Sec. 21 Twp 07S	Rge 18E	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 18E 17												40.0			40.0		80.0
07S 18E 20	40.0	40.0															80.0
07S 18E 21		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0		480.0

Total Acres: 640

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 19.1 acres within the authorized place of use in a single irrigation season.
2. Rights 36-2461A, 36-2554A, 36-16149, 36-16155, and 36-16838 when combined shall not exceed a total diversion rate of 7.28 cfs, a total annual maximum diversion volume of 1936.4 af. and the irrigation of 484.1 acres.
3. Rights 36-2461A, 36-2554A, 36-16149, 36-16155 and 36-16838 are limited to the irrigation of a specific 484.1 acres within the 640 acre place of use authorized above in a single irrigation season. The specific 484.1 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 484.1 acres to be irrigated within the 640 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

WATER RIGHT NO. 36-16838
As Modified by Transfer No. 76160

CONDITIONS OF APPROVAL

4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7. Prior to the diversion and use of water under Transfer approval 76160, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
9. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
10. The following rights are diverted through point(s) of diversion described above: 36-2461A, 36-2554A, 36-16149, 36-16155, and 36-16838.
11. The right holder shall accomplish the change authorized by this transfer within one year(s) 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 9th day of September, 20 10

for Camela S. Skaggs
Chief, Water Allocation Bureau

WATER RIGHT NO. 36-2554A
As Modified by Transfer No. 76160

In accordance with the approval of Transfer No. 76160, Water Right No. 36-2554A is now described as follows.

Right Holder: TEXAS MUNICIPAL PLAN CONSORTIUM LLC
 138 REGIS ST STE A
 TURLOCK CA 95382

Priority Date: August 31, 1962

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	2.52 CFS	612.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWNE	Sec. 20 Twp 07S	Rge 18E	JEROME County
GROUND WATER	NENENW	Sec. 21 Twp 07S	Rge 18E	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 18E 17												40.0			40.0		80.0
07S 18E 20	40.0	40.0															80.0
07S 18E 21		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0		480.0

Total Acres: 640

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 153 acres within the authorized place of use in a single irrigation season.
2. Rights 36-2461A, 36-2554A, 36-16149, 36-16155, and 36-16838 when combined shall not exceed a total diversion rate of 7.28 cfs, a total annual maximum diversion volume of 1936.4 af. and the irrigation of 484.1 acres.
3. Rights 36-2461A, 36-2554A, 36-16149, 36-16155 and 36-16838 are limited to the irrigation of a specific 484.1 acres within the 640 acre place of use authorized above in a single irrigation season. The specific 484.1 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 484.1 acres to be irrigated within the 640 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

WATER RIGHT NO. 36-2554A
As Modified by Transfer No. 76160

CONDITIONS OF APPROVAL

4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7. Prior to the diversion and use of water under Transfer approval 76160, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
9. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 8/27/2001.
10. The following rights are diverted through point(s) of diversion described above: 36-2461A, 36-2554A, 36-16149, 36-16155, and 36-16838.
11. The right holder shall accomplish the change authorized by this transfer within one year(s) 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 9th day of September, 2010

for Camille S. Skaggs
Chief, Water Allocation Bureau