

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 75967

This is to certify that: SV HOMEOWNERS ASSN INC
 C/O AMI
 PO BOX 5714
 BOISE ID 83705
 (208)921-8973

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>
63-2932	WR/Decreed	03/16/1953	1 cfs	14 af	141.0	246.0	GROUND WATER
63-161BN	WR/Decreed	05/01/1866	2.82 cfs	634.5 af	141.0	246.0	BOISE RIVER

Purpose of Transfer (Changes Proposed)

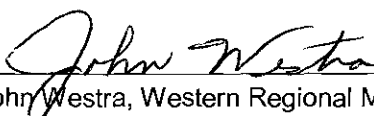
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
63-2932	NO	NO	YES	NO	NO	NO
63-161BN	NO	NO	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
63-2932	63-2932	1 cfs	14 af	141.0	255.0		N/A	N/A	N/A	N/A
63-161BN	63-161BN	2.82 cfs	634.5 af	141.0	255.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		2.82 cfs	634.5 af	141.0	255.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 15th day of July, 20 10


 John Westra, Western Regional Manager

SUPPORT DATA

IN FILE # 63-161BN

WATER RIGHT NO. 63-161BN
As Modified by Transfer No. 75967

In accordance with the approval of Transfer No. 75967, Water Right No. 63-161BN is now described as follows.

Right Holder: SV HOMEOWNERS ASSN INC

C/O AMI
 PO BOX 5714
 BOISE ID 83705

Priority Date: May 01, 1866

Source: BOISE RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	to 11/15	2.82 CFS	
			2.82 CFS	634.5 AF

LOCATION OF POINT(S) OF DIVERSION:

BOISE RIVER L6 (NWNE) Sec. 4 Twp 02N Rge 03E ADA 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	
02N	03E	4		14.5			26.0	3.0											43.5
				L 7			L 3	L 4											
03N	03E	29											.5						.5
												L 6							
03N	03E	32		1.5	31.5	4.0	24.0	8.5		16.5				35.0	10.0		8.0		139.0
				L 2		L 1													
03N	03E	33									16.0	34.5	21.5						72.0

Total Acres: 255

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.
4. This right is limited to the irrigation of 141 acres within the authorized place of use in a single irrigation season.
5. Rights 63-161BN and 63-2932 when combined shall not exceed a total diversion rate of 2.82 cfs, a total annual maximum diversion volume of 634.5 af at the field headgate, and the irrigation of 141 acres.

WATER RIGHT NO. 63-161BN
As Modified by Transfer No. 75967

CONDITIONS OF APPROVAL

6. 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.
7. Diversion under this right and Right No. 63-2932 is subject to all prior water rights and is subject to delivery by the watermaster of Water District No. 63, Boise River and tributaries.
8. The water right holder is required to install and maintain totalizing measuring devices subject to approval by the Department which record diversions under this right and Right No. 63-2932, and to maintain records of these diversions. The measuring devices and records are subject to inspection by the watermaster or the Department upon request, and shall be provided to the Department and the Watermaster no later than December 1 of each year.
9. Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoirs dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.
10. The primary source of water for the irrigation of up to 141 acres of the Surprise Valley Development is to be provided from Boise River water via this water right. This water right is to be utilized to the maximum extent during periods when it is available for diversion. The water right holder shall develop and maintain operational storage in the amount of 4.0 to 6.0 acre-feet to enable this water right to be used to satisfy diurnal fluctuations in rate of flow demands.
11. The secondary source of water for the irrigation of up to 141 acres of the Surprise Valley Development is to be provided from ground water via Water Right No. 63-2932. This water right is to be utilized only during periods when (1) full diversion under Water Right No. 63-161BN (this right) is inadequate to provide sufficient water to satisfy the irrigation requirements, and (2) during periods not to exceed seven (7) days per irrigation season when the surface water system becomes unoperational due to an unanticipated mechanical failure. The total annual diversion volume under Right No. 63-2932 shall not exceed 14.0 acre feet.
12. This right is also designated as Right No. 30 in the Boise River Stewart Decree and Boise River Water Distribution Report.

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 15th day of July, 2010


John Westra, Western Regional Manager

WATER RIGHT NO. 63-2932
As Modified by Transfer No. 75967

In accordance with the approval of Transfer No. 75967, Water Right No. 63-2932 is now described as follows.

Right Holder: SV HOMEOWNERS ASSN INC
 C/O AMI
 PO BOX 5714
 BOISE ID 83705

Priority Date: March 16, 1953

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	to 11/15	1.00 CFS	14.0 AF
			1.00 CFS	14.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESW Sec. 33 Twp 03N Rge 03E ADA 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	
02N	03E	4		14.5			26.0	3.0											43.5
				L 7			L 3	L 4											
03N	03E	29											5						.5
													L 6						
03N	03E	32		1.5	31.5	4.0	24.0	8.5		16.5					35.0	10.0		8.0	139.0
				L 2		L 1													
03N	03E	33										16.0	34.5	21.5					72.0

Total Acres: 255

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.
4. Rights 63-161BN and 63-2932 when combined shall not exceed a total diversion rate of 2.82 cfs, a total annual maximum diversion volume of 634.5 af at the field headgate, and the irrigation of 141 acres.
5. 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.

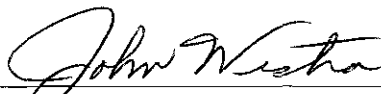
WATER RIGHT NO. 63-2932
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CONDITIONS OF APPROVAL

6. Diversion under this right and Right No. 63-161BN is subject to all prior water rights and is subject to delivery by the watermaster of Water District No. 63, Boise River and tributaries.
7. The water right holder is required to install and maintain totalizing measuring devices subject to approval by the Department which record diversions under this right and Right No. 63-161BN, and to maintain records of these diversions. The measuring devices and records are subject to inspection by the watermaster or the Department upon request, and shall be provided to the Department and the Watermaster no later than December 1 of each year.
8. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
9. If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
10. The primary source of water for the irrigation of up to 141 acres of the Surprise Valley Development is to be provided from Boise River water via Water Right No. 63-161BN. This water right is to be utilized to the maximum extent during periods of time when it is available for diversion. The water right holder shall develop and maintain operational storage in the amount of 4.0 to 6.0 acre-feet to enable this water right to be used to satisfy diurnal fluctuations in rate of flow demands.
11. The secondary source of water for the irrigation of up to 141 acres of the Surprise Valley Development is to be provided by ground water via Water Right No. 63-2932 (this right). This water right is to be utilized only during periods when (1) full diversion under Water Right No. 63-161BN is inadequate to provide sufficient water to satisfy the irrigation requirements, and (2) during periods not to exceed seven (7) days per irrigation season when the surface water system becomes unoperational due to an unanticipated mechanical failure. The total annual diversion volume under Right No. 63-2932 (this right) shall not exceed 14.0 acre feet.

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 15th day of July, 20 10


John Westra, Western Regional Manager