

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 76185**

This is to certify that: RANCH PROPERTIES LLC
3663 EAST 3500 NORTH
KIMBERLY ID 83341

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>
45-11969	WR/Decreed	06/01/1939	1.26 cfs	378.4 af		94.6	GROUND WATER
1-10443	WR/Decreed	03/15/1961	0.87 cfs	N/A		43.5	SNAKE 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>
45-11969	NO	NO	YES	NO	NO	NO
1-10443	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>
45-11969	45-11969	1.26 cfs	378.4 af	N/A	94.6		N/A	N/A	N/A	N/A
1-10443	1-10443	0.87 cfs	N/A	43.5	94.6		N/A	N/A	N/A	N/A
COMBINED TOTALS		1.89 cfs	378.4	94.6	94.6		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 13th day of April, 20 10


Southern Region Manager

SUPPORT DATA

IN FILE # 01-10443

WATER RIGHT NO. 45-11969
As Modified by Transfer No. 76185

In accordance with the approval of Transfer No. 76185, Water Right No. 45-11969 is now described as follows.

Right Holder: RANCH PROPERTIES LLC
 3663 EAST 3500 NORTH
 KIMBERLY ID 83341

Priority Date: June 01, 1939

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	1.26 CFS	378.4 AF
			1.26 CFS	378.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L9 (SENE) Sec. 29 Twp 10S Rge 24E CASSIA 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	
10S 24E 28					11.0	5.0											16.0
					L 4	L 4											
10S 24E 29	.7		7.1	24.0					15.0	9.3				16.0			72.1
	L 9		L 9	L 9					L 11	L 12				L 10			
10S 24E 30													5.7			.8	6.5
													L 8			L 8	

Total Acres: 94.6

CONDITIONS OF APPROVAL

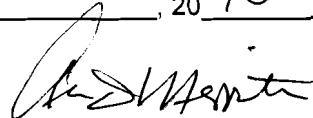
1. Rights 01-10443 & 45-11969 when combined shall not exceed a total diversion rate of 1.89 cfs and the irrigation of 94.6 acres.
2. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 01 and Water District 140.
3. 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.
4. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
5. Prior to the diversion and use of water under Transfer approval 76185, the right holder shall install and maintain acceptable measuring devices at the authorized points 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.

WATER RIGHT NO. 45-11969
As Modified by Transfer No. 76185

6. This right does not grant any right-of-way or easement across the land of another.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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

Dated this 13th day of April, 2010


Southern Region Manager

WATER RIGHT NO. 1-10443
As Modified by Transfer No. 76185

In accordance with the approval of Transfer No. 76185, Water Right No. 1-10443 is now described as follows.

Right Holder: RANCH PROPERTIES LLC
3663 EAST 3500 NORTH
KIMBERLY ID 83341

Priority Date: March 15, 1961

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15	to 11/15	0.87 CFS
			0.87 CFS

LOCATION OF POINT(S) OF DIVERSION:

SNAKE RIVER L10 (NWSE) Sec. 29 Twp 10S Rge 24E CASSIA 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	
10S 24E 28						11.0 L 4	5.0 L 4										16.0
10S 24E 29	.7 L 9		7.1 L 9	24.0 L 9					15.0 L 11	9.3 L 12				16.0 L 10			72.1
10S 24E 30													5.7 L 8			.8 L 8	6.5

Total Acres: 94.6

CONDITIONS OF APPROVAL

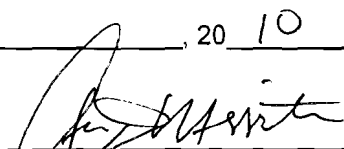
1. Rights 45-11969 and 1-10443 when combined shall not exceed a total diversion rate of 1.89 cfs and the irrigation of 94.6 acres.
2. This right is limited to the irrigation of 43.5 acres within the authorized place of use in a single irrigation season.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District 01 and Water District 140.
4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. 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.
6. This right does not grant any right-of-way or easement across the land of another.

WATER RIGHT NO. 1-10443
As Modified by Transfer No. 76185

7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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

Dated this 13th day of April, 2010



Southern Region Manager