

RECEIVED

NOV 17 2009

DEPT. OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No.

76159

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

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
- ☒ * 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.

- ☐ ☒ #1 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/water/rights/>.
- ☒ ☐ #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: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 76159

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

Name of Applicant(s) Notch Butte Farms LLC Phone 208-734-7510

Mailing Address PO Box 389 Twin Falls, Idaho 83303-0389 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**.
- ☐ 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 Representative

Name of Representative Charles E Brockway Phone (208) 736-8543

Mailing Address 2016 N. Washington St. Suite 4 Twin Falls, Id 83301 Email _____

☐ Send all correspondence for this application to the representative and not to the applicant.

OR

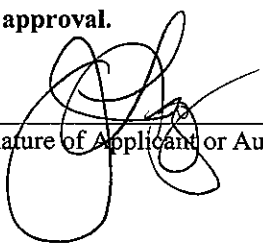
☒ Send original correspondence to the applicant and copies to the representative.

☐ 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.


Signature of Applicant or Authorized Representative

John L. LeDuc - Managing Member
Print Name and Title if applicable

11/16/09
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. 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**. Transfer the water off unproductive lands at current location to a productive areas.

[illegible]

Total Acres (for irrigation use) 12.9

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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: _____

Ground water wells, piping, pump ponds to pivots

- b. Who owns the property at the point(s) of diversion? Notch Butte Farms LLC

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

Applicant

- 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: Northwest Farm Credit Services

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: _____

12.9 acres will cease to be applied to the very poor or unproductive farm lands at current location.

- 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: _____

At the existing pou a portion of 36-16138 will remain on the productive land, in conjunction a PPU is being created at farm.

At the proposed POU there ares water right 36-2156, 36-2735B, & 36-7648 applicable.

- 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: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

A. DESCRIPTION OF RIGHT(S) AS RECORDED

For each water right listed in Part 1B.1 of the application, attach a **Part 2A** report obtained from any Department office or from the Department's website @ <http://www.idwr.idaho.gov/> , Water Right Transfers, Step 1.
Insert Part 2A reports into the application following Part 1.

B. IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

- ☒ Complete and attach one copy of Part 2B for each right for which only a portion is proposed to be changed. If the entire right is proposed to be changed, Part 2B is not applicable. Additional copies of the **Part 2B** form can be obtained from any Department office or from the Department's website @ <http://www.idwr.idaho.gov/> , Water Right Transfers, Step 3, or Water Right Forms, Changes in Use. Insert completed Part 2B forms into the application following Part 2A of the same water right.

Right Number: 36-16138

(cfs/ac-ft)

[illegible]

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per $\frac{1}{4}$ $\frac{1}{4}$ tract.)

[illegible]

Total Acres (for irrigation use) 10.3

Transfer contains _____ pages and _____ attachments.

Received by JC Date 11/17/09 Prelim. Check by _____ Date _____

Fee Paid 100⁰⁰ Date 11/17/09 Received by JC Receipt # 5031175

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

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

Current Water Right No.: 36-16140

Current Owner: LAST RANCH LLC
Priority Date: 3/15/1974
Origin: Water Right
Status: Active
Basis: Decreed

Source
GROUND WATER

Tributary

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	04/01 to 10/31	0.03 CFS	10.4 AF
	Total Diversion	0.03 CFS	10.4 AF

Location of Point(s) of Diversion

GROUND WATER NW1/4NE1/4 Sec. 20, Twp 07S, Rge 18E B.M.
JEROME County

Place of Use

IRRIGATION Within JEROME County

T07S R18E S17 SESW 32.00
Total Acres: 32

Conditions of Approval:

1. R43 The right holder shall maintain a lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
2. T08 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. X27 This right is limited to the irrigation of 2.6 acres within the place of use described above in a single irrigation season.
4. R05 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.

Page _____ of _____

5. K01 Right 36-16140 is an enlargement of Right 36-16138 pursuant to Section 42-1426, Idaho Code.
6. 067 The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
7. X61 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 5-31-2002.
8. X36 Rights 36-2554A and 36-16138 are also diverted through the point(s) of diversion described above.
9. T19 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.
10. C11 This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
11. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. X35 Rights 36-16138 and 36-16140 when combined shall not exceed a total diversion rate of 0.37 cfs.
13. 131 Prior to the diversion and use of water under Transfer approval 70512, the right holder shall install and maintain an acceptable measuring device, including data logger, at the authorized point of diversion and 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.
14. R64 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.

Decreed Date: 5/31/2002

WARRANTY DEED

For Value Received

RICHARD L. HOLYOAK and NOLA BELLE HOLYOAK, husband and wife AND
 DEL HOLYOAK and KAYLENE HOLYOAK, husband and wife d/b/a HOLYOAK FARMS
 Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto
 ROBERT S. SHILLINGTON & KELLEY J. SHILLINGTON, husband and wife AND
 JOHN T. LEZAMITZ and ANN E. LEZAMITZ, husband and wife

whose address is 1233 Shoshone Street North, P.O. Box 389, Twin Falls, Id. 83303
 Hereinafter called the Grantee, the following described premises situated in Jerome, County Idaho,
 to-wit:

SEE EXHIBIT "A" ATTACHED HERETO

TO HAVE AND TO HOLD the said premises, with all appurtenances unto the said Grantee
 and to the successors and assigns of the Grantee forever. The Grantor does hereby covenant to
 and with the said Grantee that the Grantor is the owner in fee simple of said premises, that they are
 free from all encumbrances except as above described and that Grantor will warrant and defend the
 same from all lawful claims whatsoever.

Dated March 23, 1995

Richard L. Holyoak
 RICHARD L. HOLYOAK
Del Holyoak
 DEL HOLYOAK

Nola Belle Holyoak
 NOLA BELLE HOLYOAK
Kaylene Holyoak
 KAYLENE HOLYOAK

STATE OF IDAHO, COUNTY OF Jerome
 On this 23rd day of March, 1995
 before me, a notary public in and for said State, personally appeared
 RICHARD L. HOLYOAK
 NOLA BELLE HOLYOAK
 DEL HOLYOAK
 KAYLENE HOLYOAK

known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that they executed the same.

[Signature]
 Notary Public
 Residing at _____ Idaho
 Commission expires _____

159132

STATE OF IDAHO
 COUNTY OF JEROME
 I, _____
 Clerk of the County of Jerome
 MAR 24 1995
 Recorded by _____
 Fee \$22.22 Return to _____

RICK BERNSEN
 NOTARY PUBLIC
 STATE OF ID. HO.

NOTARY AT JEROME, IDAHO
 MY COMMISSION EXPIRES JULY 25, 1997

EXHIBIT "A"

TOWNSHIP 7 SOUTH, RANGE 17, EAST OF THE BOISE MERIDIAN,
JEROME COUNTY, IDAHO

- Section 3: SW $\frac{1}{4}$; Lots 3 and 4;
Section 4: SE $\frac{1}{4}$; NW $\frac{1}{4}$ SW $\frac{1}{4}$; Lots 1, 2, 3 and 4;
Section 5: Lot 1; NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Section 9: N $\frac{1}{4}$ NE $\frac{1}{4}$; N $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$;

Parcels of land located in the E $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 31 and in the W $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 32, both of which are located in Township 7 South, Range 17 East, Boise Meridian, Lincoln County, Idaho and being more particularly described as follows:

PARCEL "A"

Commencing at the section corner common to Sections 31 and 32 on the South boundary of Township 7 South, Range 17 East, Boise Meridian and being THE TRUE POINT OF BEGINNING;
Thence South 89°51'20" West along the South boundary of the SE $\frac{1}{4}$ of Section 31 for a distance of 745.00 feet to an angle point on the South boundary of the SE $\frac{1}{4}$ of Section 31;
Thence continuing along the South boundary of the SE $\frac{1}{4}$ of Section 31 on a bearing of North 89°58'39" West for a distance of 517.63 feet to a point that is South 89°58'39" East 495.00 feet from the Southwest corner of Gov. Lot 7 of Section 31;
Thence North 00°06'21" West parallel with and 495.00 feet East from the West boundary of Gov. Lot 7 for a distance of 1374.91 feet to a point on the North boundary of Gov. Lot 7 of Section 31;
Thence South 89°54'54" East along the North boundary of Gov. Lot 7 of Section 31 for a distance of 329.87 feet to a point that is North 89°54'54" East 495.00 feet from the Northeast corner of Gov. Lot 7 of Section 31;
Thence South 00°51'54" West parallel with and 495.00 feet West from the East boundary of Gov. Lot 7 of Section 31 for a distance of 336.36 feet to a point on an arc that is located 1191.36 feet from the center of an irrigation pivot;
Thence Southeast along the arc of the curve for a distance of 1407.51 feet, said arc having a radius of 1191.36 feet and a chord bearing and distance of South 43°55'24" East 1127.07 feet;
Thence South 71°43'26" East for a distance of 91.14 feet to a point on the South boundary of Section 32;
Thence South 89°58'09" West along the South boundary of Section 32 for a distance of 505.37 feet to the section corner common to Sections 31 and 32 and being THE TRUE POINT OF BEGINNING.

PARCEL "B"

Commencing at the section corner common to Sections 31 and 32 on the South boundary of Township 7 South, Range 17 East, Boise Meridian;
Thence North 00°04'44" West along the boundary common to Sections 31 and 32 for a distance of 1572.50 feet to THE TRUE POINT OF BEGINNING;

- Continued -

CONTINUATION

EXHIBIT "A"

Thence North 61°56'13" West for a distance of 23.37 feet;
 Thence North 87°13'47" West for a distance of 299.79 feet;
 Thence South 79°16'25" West for a distance of 129.41 feet;
 Thence South 35°57'51" West for a distance of 81.21 feet to a point that is 495.0 feet Westerly from the East boundary of Section 31;
 Thence North 00°04'44" East parallel with and 495.0 feet Westerly from the East boundary of Section 31 for a distance of 1134.00 feet to a point on the North boundary of the SE¼ of Section 31;
 Thence South 89°50'25" East along the North boundary of the SE¼ of Section 31 for a distance of 495.0 feet to a point on the boundary common to Sections 31 and 32;
 Thence South 00°04'44" East along the boundary common to Sections 31 and 32 for a distance of 218.00 feet;
 Thence South 50°34'55" East for a distance of 227.63 feet;
 Thence South 43°23'25" East for a distance of 309.16 feet;
 Thence South 11°05'02" East for a distance of 181.94 feet;
 Thence South 01°02'54" West for a distance of 356.39 feet;
 Thence South 21°52'10" West for a distance of 5.198 feet;
 Thence South 28°35'41" West for a distance of 78.08 feet;
 Thence North 51°56'13" West for a distance of 389.88 feet to the TRUE POINT OF BEGINNING.

Taxes for 1995 and subsequent years, called, but not yet due and payable.

Right of way for roads, canals, laterals and waste ditches as contained in an Agreement by and between the State of Idaho and the Twin Falls North Side Land and Water Company, dated August 25, 1907, recorded in Book 15, Page 589, Jerome County Records.

Power Line Easement given by Enoch Wall and Ethel Wall, husband and wife, to Idaho Power Company, a corporation, dated October 18, 1955, recorded October 31, 1957 as Instrument Number 108746, Lincoln County records, affecting the NW¼SW¼ of Section 32, Township 6 South, Range 17, East Boise Meridian.

Power Line Easement given by Milford D. Jones and Hazel H. Jones, husband and wife, to Idaho Power Company, a corporation, dated July 28, 1955, recorded February 20, 1958 as Instrument Number 101207, Lincoln County records, affecting the SW¼SW¼ of Section 32, Township 6 South, Range 17, East Boise Meridian.

Power Line Easement given by Milford Jones and Hazel Jones, husband and wife, to Idaho Power Company, a corporation, dated May 6, 1957, recorded July 21, 1958 as Instrument Number 107718, Lincoln County records, affecting the SE¼SE¼ of Section 31, Township 6 South, Range 17, East Boise Meridian.

Power Line Easement given by George M. Likeness and Mary E. Likeness, husband and wife, to Idaho Power Company, a corporation, dated November 7, 1961, recorded August 20, 1962 as Instrument Number 113087, Lincoln County records, affecting the NW¼NW¼, SW¼NW¼ and NW¼SW¼ of Section 32, Township 6 South, Range 17, East Boise Meridian.

- Continued -

CONTINUATION

EXHIBIT "A"

Power Line Easement given by Arthur H. Sheer and Gladys M. Sheer, husband and wife, to Idaho Power Company, a corporation, dated June 1, 1956, recorded January 24, 1958 in Book 2 Orders Page 503, Jerome County records, affecting Lot 4 and the NW1/4 of Section 4, Township 7 South, Range 17, East Boise Meridian.

Power Line Easement given by Milford Jones and Hazel B. Jones, husband and wife, to Idaho Power Company, a corporation, dated December 31, 1956, recorded July 21, 1958 in Book 2 Orders Page 603 as Instrument Number 136465, Jerome County records, affecting Lot 3, Section 4, Township 7 South, Range 17, East Boise Meridian.

Power Line Easement given by Milford Jones and Hazel B. Jones, husband and wife, to Idaho Power Company, a corporation, dated October 16, 1956, recorded January 6, 1958 as Instrument Number 149625, Lincoln County records, affecting the SE1/4 of Section 31, Township 6 South, Range 17, East Boise Meridian.

Power Line Easement given by Milford Jones and Hazel B. Jones, husband and wife, to Idaho Power Company, a corporation, dated September 27, 1956, recorded November 1, 1956 as Instrument Number 14560, Jerome County records, affecting a portion of the NE1/4 of Section 5, Township 7 South, Range 17, East Boise Meridian.

Power Line Easement given by Hazel B. Jones and Milford Jones, wife and husband, to Idaho Power Company, a corporation, dated September 27, 1956, recorded November 1, 1956 as Instrument Number 14560, Jerome County records, affecting a portion of the NE1/4 of Section 5, Township 7 South, Range 17, East Boise Meridian.

Underground Power Line Easement given by Milford Jones and Hazel B. Jones, husband and wife, to Idaho Power Company, a corporation, dated May 31, 1957, recorded April 1, 1958 as Instrument Number 125938, Lincoln County records, affecting the NW1/4 of Section 32, Township 6 South, Range 17, East Boise Meridian.

Underground Power Line Easement given by Milford Jones and Hazel B. Jones, husband and wife, to Idaho Power Company, a corporation, dated March 18, 1957, recorded April 1, 1958 as Instrument Number 131215, Lincoln County records, affecting a portion of the SW1/4 of Section 32, Township 6 South, Range 17, East Boise Meridian.

(Enhanced Eastern Snake Plain Aquifer Model)

[illegible]

ENHANCED GROUND-WATER RIGHTS TRANSFER

UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEARCH INSTITUTE

IDAHO DEPARTMENT OF AGRICULTURE

Cells this color are set up for user entries

ENTER STARTING DATE FOR

SIMULATION: THEN PUSH

"UPDATE DATES" BUTTON

TRANSFER NO:

YEAR 1952

TRANSFER NAME:

SEASON SUMMER

Bragg Ranch

ENTER CELL LOCATIONS:

	TO CELL	FROM1 CELL	FROM2 CELL	FROM3 CELL	36-16138, 36-16140	128.0 AFA
ROW	48	53	53		Transferring	51.9
COLUMN	32	35	35			

TRIMESTER OF ACTIVITY	TO WELL Projected Use AF/TRIMESTER	36-16138		36-16140			
		FROM1 WELL		FROM2 WELL		FROM3 WELL	
		With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER
SUM-1966	0.0	58.8	58.8	0.0	0.0	0.0	0.0
WIN-1966	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR-1967	0.0	58.8	58.8	0.0	0.0	0.0	0.0
SUM-1967	0.0	58.8	58.8	0.0	0.0	0.0	0.0
WIN-1967	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR-1968	0.0	58.8	58.8	0.0	0.0	0.0	0.0
SUM-1968	0.0	58.8	58.8	0.0	0.0	0.0	0.0
WIN-1968	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR-1969	0.0	58.8	58.8	0.0	0.0	0.0	0.0
SUM-1969	0.0	58.8	58.8	0.0	0.0	0.0	0.0
WIN-1969	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR-1970	0.0	58.8	58.8	0.0	0.0	0.0	0.0
SUM-1970	0.0	58.8	58.8	0.0	0.0	0.0	0.0
WIN-1970	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR-1971	0.0	58.8	58.8	0.0	0.0	0.0	0.0
SUM-1971	0.0	58.8	58.8	0.0	0.0	0.0	0.0
WIN-1971	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR-1972	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM-1972	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN-1972	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR-1973	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM-1973	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN-1973	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR-1974	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM-1974	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN-1974	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR-1975	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM-1975	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN-1975	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR-1976	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM-1976	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN-1976	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR-1977	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM-1977	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN-1977	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR-1978	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM-1978	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN-1978	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR-1979	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM-1979	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN-1979	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR-1980	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM-1980	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN-1980	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR-1981	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM-1981	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN-1981	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR-1982	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM-1982	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN-1982	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR-1983	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM-1983	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN-1983	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR-1984	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM-1984	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN-1984	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR-1985	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM-1985	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN-1985	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR-1986	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM-1986	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN-1986	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR-1987	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM-1987	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN-1987	0.0	0.0	0.0	0.0	0.0	0.0	0.0

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ENTER CELL LOCATIONS:

	TO CELL	FROM1 CELL	FROM2 CELL	FROM3 CELL	36-16138, 36-16140	123.0 AFA
ROW	48	53	53		Transferring	51.9
COLUMN	32	35	35			

TRIMESTER OF ACTIVITY	TO WELL Projected Use AF/TRIMESTER	36-16138		36-16140			
		FROM1 WELL		FROM2 WELL		FROM3 WELL	
		With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER
SPR 1988	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM 1988	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN 1988	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1989	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM 1989	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN 1989	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1990	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM 1990	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN 1990	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1991	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM 1991	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN 1991	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1992	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM 1992	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN 1992	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1993	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM 1993	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN 1993	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1994	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM 1994	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN 1994	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1995	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM 1995	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN 1995	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1996	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM 1996	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN 1996	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1997	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM 1997	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN 1997	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1998	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM 1998	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN 1998	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1999	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM 1999	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN 1999	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2000	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM 2000	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN 2000	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2001	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM 2001	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN 2001	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2002	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM 2002	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN 2002	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2003	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM 2003	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN 2003	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2004	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM 2004	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN 2004	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2005	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM 2005	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN 2005	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2006	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM 2006	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN 2006	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2007	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM 2007	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN 2007	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2008	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM 2008	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN 2008	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2009	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM 2009	0.0	58.8	58.8	5.2	5.2	0.0	0.0

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ENTER CELL LOCATIONS:

	TO CELL	FROM1 CELL	FROM2 CELL	FROM3 CELL	36-16138, 36-16140	124.0 AFA
ROW	48	53	53		Transferring	51.9
COLUMN	32	35	35			

TRIMESTER OF ACTIVITY	TO WELL	36-16138		36-16140			
		FROM1 WELL		FROM2 WELL		FROM3 WELL	
		With Transfer	Without Transfer	With Transfer	Without Transfer	With Transfer	Without Transfer
AF/TRIMESTER	Projected Use	AF/TRIMESTER	AF/TRIMESTER	AF/TRIMESTER	AF/TRIMESTER	AF/TRIMESTER	AF/TRIMESTER
WIN 2009	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2010	0.0	58.8	58.8	5.2	5.2	0.0	0.0
SUM 2010	0.0	58.8	58.8	5.2	5.2	0.0	0.0
WIN 2010	0.0	0.0	0.0	0.0	0.0	0.0	0.0
	26.0	32.9	58.8	0.0	5.2	0.0	0.0
	26.0	32.9	58.8	0.0	5.2	0.0	0.0
	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2012	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2012	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2012	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2013	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2013	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2013	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2014	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2014	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2014	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2015	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2015	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2015	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2016	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2016	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2016	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2017	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2017	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2017	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2018	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2018	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2018	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2019	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2019	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2019	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2020	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2020	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2020	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2021	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2021	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2021	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2022	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2022	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2022	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2023	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2023	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2023	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2024	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2024	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2024	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2025	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2025	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2025	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2026	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2026	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2026	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2027	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2027	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2027	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2028	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2028	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2028	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2029	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2029	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2029	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2030	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2030	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2030	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2031	26.0	32.9	58.8	0.0	5.2	0.0	0.0

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ENTER CELL LOCATIONS:

	TO CELL	FROM1 CELL	FROM2 CELL	FROM3 CELL	36-16138, 36-16140	128.0 AFA
ROW	48	53	53		Transferring	51.9
COLUMN	32	35	35			

TRIMESTER OF ACTIVITY	TO WELL Projected Use AF/TRIMESTER	36-16138		36-16140			
		FROM1 WELL		FROM2 WELL		FROM3 WELL	
		With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER
SUM 2031	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2031	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2032	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2032	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2032	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2033	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2033	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2033	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2034	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2034	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2034	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2035	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2035	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2035	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2036	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2036	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2036	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2037	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2037	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2037	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2038	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2038	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2038	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2039	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2039	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2039	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2040	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2040	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2040	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2041	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2041	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2041	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2042	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2042	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2042	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2043	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2043	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2043	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2044	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2044	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2044	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2045	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2045	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2045	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2046	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2046	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2046	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2047	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2047	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2047	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2048	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2048	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2048	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2049	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2049	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2049	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2050	26.0	32.9	58.8	0.0	5.2	0.0	0.0
SUM 2050	26.0	32.9	58.8	0.0	5.2	0.0	0.0
WIN 2050	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2051	26.0	32.9	58.8	0.0	5.2	0.0	0.0

Exhibit 1 - Step by Step Process for Evaluating Mitigation Requirements - New Trnsf Memo 24

ESPA Transfer Tool	Row Column	To Cell		From Cell 1		From Cell 2		From Cell 3			
		48		53		53		0			
		32		35		35		0			
		Pre-Existing*		Proposed - Transient**		Proposed - Stead State***				Increase in Reach Depletion	
		ac-ft/tri	ac-ft/yr	ac-ft/tri	ac-ft/yr	ac-ft/tri	ac-ft/yr	ac-ft/tri	ac-ft/yr		
Ashton to Rexburg:	0.3	0.9	0.3	0.8	0.2	0.7	0.0	-0.1			
Heise to Shelley:	0.3	1.0	0.3	1.0	0.3	0.8	-0.1	-0.2			
Shelley to Near Blackfoot	2.5	7.5	2.4	7.3	2.1	6.3	-0.4	-1.2			
Near Blackfoot to Neeley:	8.7	26.1	8.5	25.5	7.3	22.0	-1.4	-4.2			
Neeley to Minidoka:	2.3	7.0	2.2	6.7	2.0	5.9	-0.4	-1.1			
Devil's Washbowl to Buhl:	15.2	45.6	16.2	48.8	13.8	40.9	-1.6	-4.8			
Buhl to 1000 Springs:	5.8	17.3	6.9	20.7	5.9	17.7	0.1	0.4			
1000 Springs:	3.6	10.7	4.3	12.9	3.7	11.1	0.1	0.4			
1000 Springs to Malad:	0.4	1.1	0.5	1.4	0.4	1.2	0.0	0.1			
Malad:	3.0	9.0	3.7	11.2	3.3	9.8	0.2	0.7			
Malad to Bancroft:	0.1	0.3	0.1	0.4	0.1	0.4	0.0	0.0			
Sum:	42.2	126.6	45.2	136.6	38.9	116.7	-3	-10			

*Preexisting depletion at time of transfer; value obtained from ESPA Trnsf Model *Total Effect w/out Transfer*

**Maximum model predicted increase in depletion; values obtained from time step w/ largest depletion value in the ESPA Trnsf Model *Total Effect w/ Transfer*

***Model predicted increase in depletion at future steady state condition; values obtained from last time step of the ESPA Trnsf Model *Total Effect w/ Transfer*

Step 1: Check to determine if the maximum increase in depletion to a single reach due to the conditions proposed by the transfer, including increases during the transient state, is greater than 2 ac-ft/trimester.

If increase is greater than 2 ac-ft/trimester mitigation may be required. If increase is less than 2 ac-ft/trimester then mitigation will not be required for the reach in question.

$$\text{Eqn 1: Increase} = (D_{\text{unssf, max}} - D_{\text{pre}})/3$$

If Increase > 2 ac-ft then 'mitigate' (1), else 'no mitigation' (0)

Step 2: Check to determine if the maximum increase in depletion to a single reach due to the conditions proposed by the transfer, at the steady state condition, is greater than the preexisting condition by 10.0%.

If increase is greater than 10% mitigation may be required. If increase is less than 10% then mitigation will not be required for the reach in question.

$$\text{Eqn 2: \% Increase} = 100 * (D_{\text{unssf, ss}} / D_{\text{pre}} - 1)$$

If % Increase > 10% of Preexisting then 'mitigate' (1) else 'no mitigation' (0)

Step 3: Check to determine if the depletion to a single reach due to the conditions proposed by the transfer, at the steady state condition, is greater than 10% of the total anticipated depletions to the Snake River.

If increase in depletions to the reach in question is greater than 10% of the total depletions to the River, mitigation may be required. If increase is less than 10% of the total, then mitigation will not be required for the reach in question.

$$\text{Eqn 3: \% Increase} = 100 * (D_{\text{unssf, ss}} / \sum D_{\text{unssf, ss}})$$

If Increase to Reach > 10% of Total Increase Then 'mitigate' (1), else 'no mitigation' (0)

Step 4: If each check (checks 1 - 3) determined that mitigation is required then the applicant is required to mitigate for the full value of increased depletion to the reach in question, as determined by the model.

If any of the checks (checks 1 - 3) determine that mitigation is not required, then the applicant is not required to mitigate.

If sum of mitigation check indicators = 3 Then 'mitigation required', else 'no mitigation required'

		Check 1 - 2 ac-ft/trimester	
		Value*	Mitigation Req'd?
Ashton to Rexburg:	0.0	NO MITIGATION	0
Heise to Shelley:	0.0	NO MITIGATION	0
Shelley to Near Blackfoot:	-0.1	NO MITIGATION	0
Near Blackfoot to Neeley:	-0.2	NO MITIGATION	0
Neeley to Minidoka:	-0.1	NO MITIGATION	0
Devil's Washbowl to Buhl:	1.0	NO MITIGATION	0
Buhl to 1000 Springs:	1.1	NO MITIGATION	0
1000 Springs:	0.7	NO MITIGATION	0
1000 Springs to Malad:	0.1	NO MITIGATION	0
Malad:	0.7	NO MITIGATION	0
Malad to Bancroft:	0.1	NO MITIGATION	0

*Obtained by using Eqn. 1

		Check 2 - 10% Dep. Increase	
		Value*	Mitigation Req'd?
Ashton to Rexburg:	0%	NO MITIGATION	0
Heise to Shelley:	0%	NO MITIGATION	0
Shelley to Near Blackfoot:	0%	NO MITIGATION	0
Near Blackfoot to Neeley:	0%	NO MITIGATION	0
Neeley to Minidoka:	0%	NO MITIGATION	0
Devil's Washbowl to Buhl:	0%	NO MITIGATION	0
Buhl to 1000 Springs:	2%	NO MITIGATION	0
1000 Springs:	4%	NO MITIGATION	0
1000 Springs to Malad:	5%	NO MITIGATION	0
Malad:	8%	NO MITIGATION	0
Malad to Bancroft:	7%	NO MITIGATION	0

*Obtained by using Eqn. 2

		Check 3 - 10% of Total Dep.	
		Value*	Mitigation Req'd?
Ashton to Rexburg:	0.6%	NO MITIGATION	0
Heise to Shelley:	0.7%	NO MITIGATION	0
Shelley to Near Blackfoot:	5.4%	NO MITIGATION	0
Near Blackfoot to Neeley:	18.8%	MITIGATION	1
Neeley to Minidoka:	5.0%	NO MITIGATION	0
Devil's Washbowl to Buhl:	35.0%	MITIGATION	1
Buhl to 1000 Springs:	15.2%	MITIGATION	1
1000 Springs:	9.5%	NO MITIGATION	0
1000 Springs to Malad:	1.0%	NO MITIGATION	0
Malad:	8.4%	NO MITIGATION	0
Malad to Bancroft:	0.3%	NO MITIGATION	0

*Obtained by using Eqn. 3

Ashton to Rexburg:	No Mitigation Required
Heise to Shelley:	No Mitigation Required
Shelley to Near Blackfoot:	No Mitigation Required
Near Blackfoot to Neeley:	No Mitigation Required
Neeley to Minidoka:	No Mitigation Required
Devil's Washbowl to Buhl:	No Mitigation Required
Buhl to 1000 Springs:	No Mitigation Required
1000 Springs:	No Mitigation Required
1000 Springs to Malad:	No Mitigation Required
Malad:	No Mitigation Required
Malad to Bancroft:	No Mitigation Required

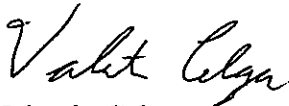
November 12, 2009

Re: Last Ranch Water Right Application
Loan No: #45678-441, 443, 444, 445, 446

TO WHOM IT MAY CONCERN:

Please be advised that Northwest Farm Credit Services, FLCA ("Northwest") is aware of the water transfer request that has been proposed by Last Ranch, L.L.C. which affects Northwest's mortgage collateral for the above loans covering portions of Section 17, 20, and 21 in Township 7S, Range 18E. Northwest does not oppose the request.

Sincerely,

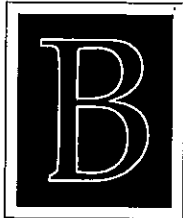


Valentin Celaya
Account Manager / VP

STATE OF Idaho)
County of Twin Falls)ss.

On this 12th day of November, 2009, before me personally appeared Valentin Celaya, known to me to be the Account Manager/VP for Northwest Farm Credit Services, the company that executed the within instrument, and acknowledged to me that such company executed the same as its free act and deed; and on oath stated that he was authorized to execute said instrument.


Notary Public for the State of Idaho
Residing at Twin Falls
My commission expires 12-15-13
Printed Name Holly Klosterman



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

NOV 17 2009

DEPT. OF WATER RESOURCES
SOUTHERN REGION

November 12, 2009

Mr. Allen Merritt
Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301

Re: Applications for transfer – Lezamiz, John (Last Ranch, Notch Butte Farm)

Project No. 535-07-2009

Dear Allen:

Enclosed are completed applications for transfer prepared on behalf of John Lezamiz. This transfer seeks to create a permissible place of use for the old Bragg place, to bring the water right pou into compliance with the current irrigation practice, and allow some flexibility for farm management. The transfer also seeks to move a small portion of Notch Butte water rights from the old Bragg place back to the Notch Butte Farms location. Notch Butte Farms will also place the transferred acreage immediately into water bank, as indicated by the associated water bank applications.

The old Bragg Ranch is currently under contract to be sold by Last Ranch. The future purchasers for the old Bragg place have explicitly requested that these transfers to be completed simultaneously.

I have enclosed fees for proposed transfers (check # 8990) in the amount of \$630.00. A total of 7.26 cfs is being transferred for the PPU transfer for a fee of \$530.00. A total of 0.15 cfs is being transfer to Notch Butte Farms for a fee of \$100.00. If you have any questions please give us a call.

Sincerely,

G. Erick Powell, P.E.
Amy Runser, Tech.

enclosed

cc: John Lezamiz

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

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