

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**TRANSFER OF WATER RIGHT**  
**TRANSFER NO. 75914**

This is to certify that: WILLOWBROOK DEVELOPMENT INC  
 210 MURRAY ST  
 BOISE ID 83714  
 (208)376-4665

has requested a change to the water right listed below. This change in water right 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> |
|--------------|---------------------|-----------------|-------------|---------------|-------------------|--------------------|---------------|
| 63-32821     | WR/Decreed          | 01/23/1968      | 1.76 cfs    | 873 af        | N/A               | 194.0              | 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> |
|-----------------------|--------------|------------|------------|----------------|----------------------|----------------------|
| 63-32821              | 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> |
|------------------------|----------------------------------|----------------------|------------------------|-------------------|--------------------|------------------------------------|-----------------------|-------------------------|-----------------------------|------------------------------|
| 63-32821               | <b>63-32821</b>                  | 1.76 cfs             | 873 af                 | N/A               | 194                |                                    | N/A                   | N/A                     | N/A                         | N/A                          |
| <b>COMBINED TOTALS</b> |                                  | <b>1.76 cfs</b>      | <b>873 af</b>          | <b>N/A</b>        | <b>194</b>         |                                    | <b>N/A</b>            | <b>N/A</b>              | <b>N/A</b>                  | <b>N/A</b>                   |

Detailed Water Right Description attached

Dated this 16<sup>th</sup> day of April, 20 10

  
 John Westra, Western Regional Manager

**WATER RIGHT NO. 63-32821**  
**As Modified by Transfer No. 75914**

In accordance with the approval of Transfer No. 75914, Water Right No. 63-32821 is now described as follows.

**Right Holder:** WILLOWBROOK DEVELOPMENT INC  
 210 MURRAY ST  
 BOISE ID 83714

**Priority Date:** January 23, 1968

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 03/15       | 11/15     | 1.76 CFS              | 873.0 AF      |
|                       |             |           | 1.76 CFS              | 873.0 AF      |

**LOCATION OF POINTS OF DIVERSION:**

|              |             |                 |                       |
|--------------|-------------|-----------------|-----------------------|
| GROUND WATER | L2 (NWSWNW) | Sec. 31 Twp 05N | Rge 01W ADA County    |
| GROUND WATER | SENE        | Sec. 25 Twp 05N | Rge 02W CANYON County |
| GROUND WATER | SWSW        | Sec. 25 Twp 05N | Rge 02W CANYON County |
| GROUND WATER | NENWSE      | Sec. 25 Twp 05N | Rge 02W CANYON 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   |        |
| 05N 02W 25  |    |    |    | 3.0 |    |    |    |    |    |    |    | 39.0 | 38.0 | 34.0 | 40.0 | 40.0 | 194.0  |

Total Acres: 194

**CONDITIONS OF APPROVAL**

1. Rights 63-32819 and 63-32821 when combined shall not exceed the irrigation of 194 acres.
2. 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.
3. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 3/19/2009.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

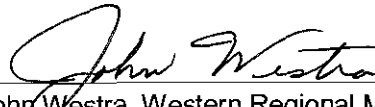
**WATER RIGHT NO. 63-32821**  
**As Modified by Transfer No. 75914**

**CONDITIONS OF APPROVAL**

5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 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 16<sup>th</sup> day of April, 2010

  
John Westra, Western Regional Manager