

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 75848

This is to certify that: JONES & WIDERBURG FARMS

82 S 150 E
 BURLEY ID 83318
 (208)678-7333

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>
43-2578	WR/Decreed	10/01/1964	8.48 cfs	N/A	1,030.0	1,093.0	GROUNDWATER
43-7044C	WR/Decreed	09/17/1973	1 cfs	N/A	50.0	1,093.0	GROUND WATER
43-10802	WR/Decreed	09/17/1973	11.4 cfs	N/A	1,067.0	1,093.0	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>
43-2578	YES	YES	YES	NO	NO	NO
43-7044C	YES	YES	YES	NO	NO	NO
43-10802	YES	YES	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

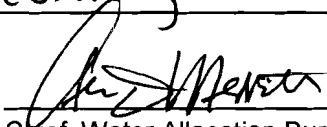
<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
43-2578	43-13645	4.16 cfs	1518.3 af	505.1	901.0	43-13644	4.32 cfs	1576.6 af	524.9	1,093.0
43-7044C	43-13647	0.49 cfs	98 af	24.5	901.0	43-13646	0.51 cfs	102 af	25.5	1,093.0
43-10802	43-13649	5.59 cfs	2092.8 af	523.2	901.0	43-13648	5.81 cfs	2175.2 af	543.8	1,093.0
COMBINED TOTALS		10.24 cfs	2144 af	536	901		10.64 cfs	2228 af	557	1,093

Detailed Water Right Description(s) attached

Dated this 3rd day of February, 20 10

SUPPORT DATA

IN FILE # 43-2578

For  Chief, Water Allocation Bureau

WATER RIGHT NO. 43-13644
As Modified by Transfer No. 75848

In accordance with the approval of Transfer No. 75848, Water Right No. 43-13644 is now described as follows.

Right Holder: JONES & WIDERBURG FARMS
 82 S 150 E
 BURLEY ID 83318

Priority Date: October 01, 1964

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/01	4.32 CFS	1,576.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNESE	Sec. 32 Twp 09S	Rge 28E	CASSIA County
GROUND WATER	NWNESE	Sec. 32 Twp 09S	Rge 28E	CASSIA County
GROUND WATER	SWNESE	Sec. 32 Twp 09S	Rge 28E	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	
09S	28E	32	21.0	17.0	40.0	40.0	11.0		26.0	39.0	40.0	40.0	36.0	39.0	40.0	40.0	39.0	39.0	507.0
09S	28E	33	30.0	30.0	40.0	39.0	27.0	24.0	40.0	40.0	40.0	40.0	40.0	39.0	39.0	40.0	40.0	39.0	586.0

Total Acres: 1093

WATER RIGHT NO. 43-13644
As Modified by Transfer No. 75848

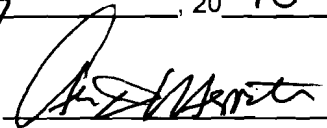
CONDITIONS OF APPROVAL

1. Right includes accomplished change in place of use pursuant to section 42-1425, Idaho Code.
2. This right is limited to the irrigation of 524.9 acres within the place of use described above in a single irrigation season.
3. Use of the rights listed below is limited to a total combined diversion rate of 10.64 cfs and to a total combined annual diversion volume of 2228 af. Combined right nos.: 43-13644, 43-13646, & 43-13648.
4. 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 10/01 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 6/28/2002.
5. Use of the rights listed below is limited to the irrigation of a combined total of 557 acres in a single irrigation season. Combined right nos.: 43-13644, 43-13646, & 43-13648.
6. 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.
7. Rights 43-13644, 43-13646, and 43-13648 are limited to the irrigation of a specific 557 acres within the 1093 acre place of use authorized by these rights in a single irrigation season. The specific 557 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 557 acres to be irrigated within the 1093 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.

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 3rd day of February, 20 10

FOR


Chief, Water Allocation Bureau

WATER RIGHT NO. 43-13645
As Modified by Transfer No. 75848

In accordance with the approval of Transfer No. 75848, Water Right No. 43-13645 is now described as follows.

Right Holder: JONES & WIDERBURG FARMS
 82 S 150 E
 BURLEY ID 83318

Priority Date: October 01, 1964

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/01	4.16 CFS	1,518.3 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER **NWNESW** Sec. 16 Twp 10S Rge 28E 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	28E	9									40.0	35.0				34.0	32.0		141.0
10S	28E	16	40.0	40.0	40.0	40.0	40.0	40.0	39.0	40.0	40.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	638.0
10S	28E	17	11.0			34.0									38.0			39.0	122.0

Total Acres: 901

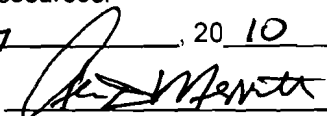
WATER RIGHT NO. 43-13645
As Modified by Transfer No. 75848

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 505.1 acres within the place of use described above in a single irrigation season.
2. Rights 43-13645, 43-13647, and 43-13649 when combined shall not exceed a total diversion rate of 10.24 cfs, a total annual maximum diversion volume of 2144 af at the field headgate, and the irrigation of 536 acres.
3. 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 10/01 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 6/28/2002.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
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. 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.
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.
10. Rights 43-13645, 43-13647, and 43-13649 are limited to the irrigation of a specific 536 acres within the 901 acre place of use authorized by these rights in a single irrigation season. The specific 536 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 536 acres to be irrigated within the 901 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.

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 3rd day of February, 20 10


For Chief, Water Allocation Bureau

WATER RIGHT NO. 43-13646
As Modified by Transfer No. 75848

In accordance with the approval of Transfer No. 75848, Water Right No. 43-13646 is now described as follows.

Right Holder: JONES & WIDERBURG FARMS
 82 S 150 E
 BURLEY ID 83318

Priority Date: September 17, 1973

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	0.51 CFS	102.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNESE	Sec. 32 Twp 09S Rge 28E CASSIA County
GROUND WATER	NWNESE	Sec. 32 Twp 09S Rge 28E CASSIA County
GROUND WATER	SWNESE	Sec. 32 Twp 09S Rge 28E 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	
09S	28E	32	21.0	17.0	40.0	40.0	11.0		26.0	39.0	40.0	40.0	36.0	39.0	40.0	40.0	39.0	39.0	507.0
09S	28E	33	30.0	30.0	40.0	39.0	27.0	24.0	40.0	40.0	40.0	40.0	39.0	39.0	40.0	40.0	39.0	39.0	586.0

Total Acres: 1093

WATER RIGHT NO. 43-13646
As Modified by Transfer No. 75848

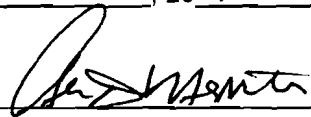
CONDITIONS OF APPROVAL

1. Right includes accomplished change in place of use pursuant to section 42-1425, Idaho Code.
2. This right is limited to the irrigation of 25.5 acres within the place of use described above in a single irrigation season.
3. Use of the rights listed below is limited to a total combined diversion rate of 10.64 cfs and to a total combined annual diversion volume of 2228 af. Combined right nos.: 43-13644, 43-13646, & 43-13648.
4. 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 6/28/2002.
5. Use of the rights listed below is limited to the irrigation of a combined total of 557 acres in a single irrigation season. Combined right nos.: 43-13644, 43-13646, & 43-13648.
6. 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.
7. Rights 43-13644, 43-13646, and 43-13648 are limited to the irrigation of a specific 557 acres within the 1093 acre place of use authorized by these rights in a single irrigation season. The specific 557 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 557 acres to be irrigated within the 1093 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.

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 3rd day of February, 20 10

FOR


Chief, Water Allocation Bureau

WATER RIGHT NO. 43-13647
As Modified by Transfer No. 75848

In accordance with the approval of Transfer No. 75848, Water Right No. 43-13647 is now described as follows.

Right Holder: JONES & WIDERBURG FARMS
 82 S 150 E
 BURLEY ID 83318

Priority Date: September 17, 1973

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	0.49 CFS	98.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER **NWNESW** Sec. 16 Twp 10S Rge 28E 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 28E 9									40.0	35.0					34.0	32.0	141.0
10S 28E 16	40.0	40.0	40.0	40.0	40.0	40.0	39.0	40.0	40.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	638.0
10S 28E 17	11.0			34.0									38.0			39.0	122.0

Total Acres: 901

WATER RIGHT NO. 43-13647
As Modified by Transfer No. 75848

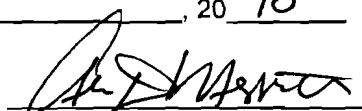
CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 24.5 acres within the place of use described above in a single irrigation season.
2. Rights 43-13645, 43-13647, and 43-13649 when combined shall not exceed a total diversion rate of 10.24 cfs, a total annual maximum diversion volume of 2144 af at the field headgate, and the irrigation of 536 acres.
3. 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 6/28/2002.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
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. 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.
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.
10. Rights 43-13645, 43-13647, and 43-13649 are limited to the irrigation of a specific 536 acres within the 901 acre place of use authorized by these rights in a single irrigation season. The specific 536 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 536 acres to be irrigated within the 901 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.

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 3rd day of February, 20 10

FOR



Chief, Water Allocation Bureau

WATER RIGHT NO. 43-13648
As Modified by Transfer No. 75848

In accordance with the approval of Transfer No. 75848, Water Right No. 43-13648 is now described as follows.

Right Holder: JONES & WIDERBURG FARMS
 82 S 150 E
 BURLEY ID 83318

Priority Date: September 17, 1973

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	5.81 CFS	2,175.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNESE	Sec. 32 Twp 09S	Rge 28E	CASSIA County
GROUND WATER	NWNESE	Sec. 32 Twp 09S	Rge 28E	CASSIA County
GROUND WATER	SWNESE	Sec. 32 Twp 09S	Rge 28E	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	
09S 28E 32	21.0	17.0	40.0	40.0	11.0		26.0	39.0	40.0	40.0	36.0	39.0	40.0	40.0	39.0	39.0	507.0
09S 28E 33	30.0	30.0	40.0	39.0	27.0	24.0	40.0	40.0	40.0	40.0	39.0	39.0	40.0	40.0	39.0	39.0	586.0

Total Acres: 1093

WATER RIGHT NO. 43-13648
As Modified by Transfer No. 75848

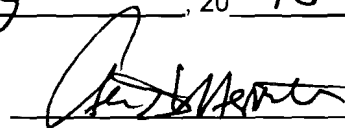
CONDITIONS OF APPROVAL

1. Right includes accomplished change in place of use pursuant to section 42-1425, Idaho Code.
2. This right is limited to the irrigation of 543.8 acres within the place of use described above in a single irrigation season.
3. Use of the rights listed below is limited to a total combined diversion rate of 10.64 cfs and to a total combined annual diversion volume of 2228 af. Combined right nos.: 43-13644, 43-13646, & 43-13648.
4. 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 6/28/2002.
5. Use of the rights listed below is limited to the irrigation of a combined total of 557 acres in a single irrigation season. Combined right nos.: 43-13644, 43-13646, & 43-13648.
6. 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.
7. Rights 43-13644, 43-13646, and 43-13648 are limited to the irrigation of a specific 557 acres within the 1093 acre place of use authorized by these rights in a single irrigation season. The specific 557 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 557 acres to be irrigated within the 1093 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.

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 3rd day of February, 20 10

For



Chief, Water Allocation Bureau

WATER RIGHT NO. 43-13649
As Modified by Transfer No. 75848

In accordance with the approval of Transfer No. 75848, Water Right No. 43-13649 is now described as follows.

Right Holder: JONES & WIDERBURG FARMS
 82 S 150 E
 BURLEY ID 83318

Priority Date: September 17, 1973

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	01/01	to 12/31	5.59 CFS	2,092.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNESW Sec. 16 Twp 10S Rge 28E 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 28E 9											40.0	35.0			34.0	32.0	141.0
10S 28E 16	40.0	40.0	40.0	40.0	40.0	40.0	39.0	40.0	40.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	638.0
10S 28E 17	11.0			34.0									38.0			39.0	122.0

Total Acres: 901

WATER RIGHT NO. 43-13649
As Modified by Transfer No. 75848

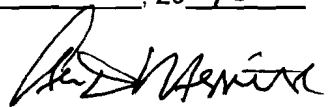
CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 523.2 acres within the place of use described above in a single irrigation season.
2. Rights 43-13645, 43-13647, and 43-13649 when combined shall not exceed a total diversion rate of 10.24 cfs, a total annual maximum diversion volume of 2144 af at the field headgate, and the irrigation of 536 acres.
3. 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 6/28/2002.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
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. 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.
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.
10. Rights 43-13645, 43-13647, and 43-13649 are limited to the irrigation of a specific 536 acres within the 901 acre place of use authorized by these rights in a single irrigation season. The specific 536 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 536 acres to be irrigated within the 901 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.

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 3rd day of February, 20 10

For


Chief, Water Allocation Bureau