

Page **1** of STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**AMENDED APPLICATION FOR TRANSFER OF WATER RIGHT**

PART 1

NOV 21 2009

Name of applicant WG FARMS LLC Phone 208-531-5104DEPT. OF WATER RESOURCES
SOUTHERN REGIONPost Office address c/o: Steven Whitesides, 719E 700N, Rupert, Idaho 83350**A. PURPOSE OF TRANSFER**

- 1 ☒ Change point of diversion ☒ Add diversion point ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Create Permissible Place of Use
- 2 Describe the reason for the proposed changes Applicants have applied for enrollment into the CREP program for portions of the lands irrigated by the water rights below. Creating a PPU is the most efficient way to allow for the enrollment of more junior water rights in CREP, and allow for the continued use of senior rights.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1.	Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
	36-2061	2/20/1948	1.8 / 1280	Irrigation	15-Mar to 15-Nov
	36-2134	6/7/1951	4.4 / 1160	Irrigation	15-Mar to 15-Nov
	36-2135	6/7/1951	2.4 / 568	Irrigation	15-Mar to 15-Nov
	36-2136	6/7/1951	2.7 / 640	Irrigation	15-Mar to 15-Nov
	36-2142A	4/1/1974	2.7 / 632	Irrigation	15-Mar to 15-Nov
	36-2220	5/2/1953	3 / 608	Irrigation	15-Mar to 15-Nov
	36-2315A	1/21/1957	4.4 / 1016	Irrigation	15-Mar to 15-Nov
	36-2315B	1/21/1957	6.46 / 1476.4	Irrigation	15-Mar to 15-Nov
	36-2315C	1/21/1957	0.9 / 248	Irrigation	15-Mar to 15-Nov
	36-2315D	1/21/1957	2.8 / 880	Irrigation	15-Mar to 15-Nov
	36-2315E	1/21/1957	3.4 / 1248	Irrigation	15-Mar to 15-Nov
	36-2415A	2/18/1960	3.8 / 1074	Irrigation	15-Mar to 15-Nov
	36-2501	7/25/1961	0.8 / 260	Irrigation	15-Mar to 15-Nov
	36-2550	8/27/1962	4 / 868	Irrigation	15-Mar to 15-Nov
	36-7186	5/19/1972	0.3 /	Irrigation	15-Mar to 15-Nov
	36-7187	5/19/1972	0.4 /	Irrigation	15-Mar to 15-Nov
	36-7399	10/30/1973	4.8 / 1280	Irrigation	15-Mar to 15-Nov
	36-8212	6/22/1983	1.2 / 228	Irrigation	15-Mar to 15-Nov
	36-8213	6/22/1983	2 / 544	Irrigation	15-Mar to 15-Nov
	36-8257	12/6/1984	4.4 / 932	Irrigation	15-Mar to 15-Nov
	36-8258	12/6/1984	8.7 / 1740	Irrigation	15-Mar to 15-Nov
	36-8259	12/6/1984	5.2 / 1040	Irrigation	15-Mar to 15-Nov
	36-15380	4/1/1974 OR 4-12-1994	0.3 /	Irrigation	15-Mar to 15-Nov
	36-15356A	6/30/1973 OR 4-12-1994	0.2 / 66	Irrigation	15-Mar to 15-Nov
	36-16403	2/20/1948	3.2 / 1280	Irrigation	15-Mar to 15-Nov
	36-7267	4/21/1989	0.2 / 64.4	Irrigation	15-Mar to 15-Nov
	36-16736	12/1/1972	0.3 / 59.2	Irrigation	1-Apr to 15-Oct

Part 1

6. General Information:

a. Description of diversion system Diversion system is a series of wells and pumps interconnected through a series of mainlines to a series of pivot, wheel line, and habd line irrigation systems.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
 Yes XX No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
The establishment of this PPU will facilitate enrolment of pivot comers and less productive ground into the CREP program.

d. Remarks:
Within the PPU listed above, individual water rights will be limited to the irrigation of a maximum number of acres, cfs, and total annual diversion as follows:

<u>Irrigation limit for individual right</u>				<u>Irrigation limit when the listed rights are combined</u>			
<u>Water right</u>	<u>Acres</u>	<u>cfs</u>	<u>Annual diversion</u>	<u>Acres</u>	<u>cfs</u>	<u>Annual diversion</u>	<u>Combined rights: ALL BASIN 36-</u>
36-2136	160	2.68	640	160	2.68	640	<i>this right has no combinations</i>
36-2061	320	1.8	1280	612	10.88	2448	2061, 2220, 2501, 8213, 16403
36-2220	152	3.04	608	"	"	"	2061, 2220, 2501, 8213, 16403
36-2501	65	0.8	260	"	"	"	2061, 2220, 2501, 8213, 16403
36-8213	136	2.04	544	"	"	"	2061, 2220, 2501, 8213, 16403
36-16403		3.2	1280	"	"	"	2061, 2220, 2501, 8213, 16403
36-2134	295	4.41	1160	295	4.58	1160	2134, 7186
36-7186		0.26		"	"	"	2134, 7186
36-2135	142	2.44	568	142	2.84	568	2135, 7187
36-7187		0.4		"	"	"	2135, 7187
36-2142A	140	2.65	632	158	2.25	632	2142A, 15380
36-15380	18	0.26		"	"	"	2142A, 15380
36-2315A	254	4.38	1016	2496	42.45	9984	2315A/B/C/D/E, 7399, 8257, 8258, 8259
36-2315B	369	6.46	1476	"	"	"	2315A/B/C/D/E, 7399, 8257, 8258, 8259
36-2315C	62	0.92	248	"	"	"	2315A/B/C/D/E, 7399, 8257, 8258, 8259
36-2315D	220	2.83	880	"	"	"	2315A/B/C/D/E, 7399, 8257, 8258, 8259
36-2315E	312	3.44	1248	"	"	"	2315A/B/C/D/E, 7399, 8257, 8258, 8259
36-7399	320	4.83	1280	"	"	"	2315A/B/C/D/E, 7399, 8257, 8258, 8259
36-8257	233	4.42	932	"	"	"	2315A/B/C/D/E, 7399, 8257, 8258, 8259
36-8258	435	8.7	1740	"	"	"	2315A/B/C/D/E, 7399, 8257, 8258, 8259
36-8259	260	5.2	1040	"	"	"	2315A/B/C/D/E, 7399, 8257, 8258, 8259
36-7267	155	1.5	620	155	1.5	620	<i>this right has no combinations</i>
36-16736	49	0.98	196	49	0.98	196	<i>this right has no combinations</i>

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 36-16736 Decreed to _____
in case of _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach copy of last year's tax notice for the property for which the water right is appurtenant or other documents which show ownership

Label document as attachment A. Check appropriate box below:

☐

Tax Notice

☒

Warranty Deed

☐

Other _____

3. Source of water GROUND WATER tributary to _____4. Date of priority 12/1/1972

5. Water is used for the following purposes:

amount 0.98 / 196.0 for IRRIGATION purposes from 1-Apr to 15-Oct
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 0.5 cubic feet per second and/or 100 acre feet per annum.

7. Point(s) of diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
	SW	NE	SE	22	08S	25E	MINIDOKA	WELL AND PUMP

8. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	25E	22															9	40	

Total Acres 49

9. Describe any other water rights used for the same purpose as described above

NONE.

Part 2

10. To your knowledge, has any portion of the water right undergone a period of five or more consecutive years of non-use?

NO _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.30 / 59.2 for Irrigation purposes from 1-Apr to 15-Oct
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
	SW	NE	SE	22	08S	25E	MINIDOKA	WELL AND PUMP

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	25E	22															9	5.8	14.8

Total Acres 14.8**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**1. amount 0.68 / 136.8 for Irrigation purposes from 1-Apr to 15-Oct
(cfs/ac-ft)

2. Point(s) of Diversion

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
	SW	NE	SE	22	08S	25E	MINIDOKA	WELL AND PUMP

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	25E	22																34.2	34.2

Total Acres 34.2

WG FARMS LLC
WATER TRANSFER CALCULATIONS
 BROCKWAY ENGINEERING PLLC

ACRES TO BE TRANSFERRED TO WG FARMS LLC PPU = **14.8 Acres**
 TOTAL ACRES = **49.0 Acres**
 PERCENTAGE OF ACRES TO BE TRANSFERRED = **30.2%**

Existing Water Right:

RIGHT #	36-16736
SOURCE	GROUND WATER
CURRENT OWNER	W-4 Dairy
PRIORITY DATE	12/1/1972
BASIS	PARTIALLY DECREED
USE	IRRIGATION
Diversion Rate	0.98 CFS
Diversion Volume	196.0 AFA
Acre LIMIT	49.0 Acres

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 SOUTHERN REGION

Water Rights to be Transferred to WG Farms PPU:

RIGHT #	36-16736
SOURCE	GROUND WATER
CURRENT OWNER	W-4 Dairy
PRIORITY DATE	12/1/1972
BASIS	PARTIALLY DECREED
USE	IRRIGATION
Diversion Rate	0.30 CFS
Diversion Volume	59.2 AFA
Acre LIMIT	14.8 Acres

Water Right to Remain by W-4 Dairy:

RIGHT #	36-16736
SOURCE	GROUND WATER
CURRENT OWNER	W-4 Dairy
PRIORITY DATE	12/1/1972
BASIS	PARTIALLY DECREED
USE	IRRIGATION
Remaining Diversion Rate	0.68 CFS
Remaining Total Volume Limit	136.8 AFA
Remaining Acre Limit	34.2 Acres