

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 75513

This is to certify that: GRANT ASHCRAFT
 3930 E 2000 N
 SUGAR CITY ID 83448
 (208)356-3178

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>
31-2407	WR/Decreed	11/18/1963	2.36 cfs	560 af	160.0	334.0	GROUND WATER
31-11623	WR/Decreed	04/01/1979	0.14 cfs	24.5 af	7.0	283.0	GROUND WATER
31-7016	WR/Decreed	01/16/1969	5.52 cfs	828 af	276.0	283.0	GROUND WATER

Associated Water Rights Also Included in Transfer Approval (Update Conditions)

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Total</u>	<u>Source</u>
31-2417	WR/Decreed	08/13/1964	4.04 cfs	707 af	202.0	334.0	GROUND WATER
31-11620	WR/Decreed	04/01/1987	0.27 cfs	49 af	14.0	334.0	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>
31-2407	YES	YES	YES	NO	NO	NO
31-11623	NO	NO	YES	NO	NO	NO
31-7016	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>
31-2407	31-12139	0.22 cfs	52.5 af	15.0	298.0	31-12138	2.14 cfs	507.5 af	145.0	319.0
31-11623	31-11623	0.14 cfs	24.5 af	7.0	298.0	31-2417	4.04 cfs	707 af	202.0	319.0
31-7016	31-7016	5.52 cfs	828 af	276.0	298.0	31-11620	0.27 cfs	49 af	14.0	319.0

COMBINED

TOTALS	5.74 cfs	905 af	298.0	298.0		N/A	N/A	N/A	N/A
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Detailed Water Right Description(s) attached

Dated this 19 day of August, 2007

for Ernest Carlson
 Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 31-2407

WATER RIGHT NO. 31-12138
As Modified by Transfer No. 75513

In accordance with the approval of Transfer No. 75513, Water Right No. 31-12138 is now described as follows.

Right Holder: GRANT ASHCRAFT
 3930 E 2000 N
 SUGAR CITY ID 83448

Priority Date: November 18, 1963

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	2.14 CFS	507.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSENW	Sec. 5	Twp 06N	Rge 36E	JEFFERSON County
GROUND WATER	L1 (SWNENE)	Sec. 6	Twp 06N	Rge 36E	JEFFERSON 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	
06N	36E	5					40.0	44.0	39.0	35.0									158.0
							L 3	L 4											
06N	36E	6	44.0	41.0	37.0	39.0													161.0
			L 1	L 2															

Total Acres: 319

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 145 acres within the place of use described above in a single irrigation season.
2. Rights 31-2417 and 31-12138 when combined shall not exceed the irrigation of 305 acres.
3. Rights 31-2417, 31-11620 and 31-12138 when combined shall not exceed a total diversion rate of 6.18 cfs, a total annual maximum diversion volume of 1116.5 af at the field headgate, and the irrigation of 319 acres.
4. Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
5. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
6. Right No. 31-11620 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
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.

WATER RIGHT NO. 31-12138
As Modified by Transfer No. 75513

CONDITIONS OF APPROVAL

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 19 day of August, 2009

Ernest Carlson
for Chief, Water Allocation Bureau

**WATER RIGHT NO. 31-12139
As Modified by Transfer No. 75513**

In accordance with the approval of Transfer No. 75513, Water Right No. 31-12139 is now described as follows.

Right Holder: WAHOO INC
3930 E 2000 N
SUGAR CITY ID 83448

Priority Date: November 18, 1963

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	0.22 CFS	52.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESE	Sec. 12 Twp 06N	Rge 35E	JEFFERSON County
GROUND WATER	SWNWSE	Sec. 7 Twp 06N	Rge 36E	JEFFERSON 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	
06N	35E	13	40.0	38.5	38.5	38.5													155.5
06N	36E	18		2.0	2.0		36.0	36.0	30.5	36.0									142.5

Total Acres: 298

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 15 acres within the place of use described above in a single irrigation season.
2. Rights 31-7016, 31-11623 and 31-12139 when combined shall not exceed a total diversion rate of 5.74 cfs and the irrigation of 298.0 acres.
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 No. 110.
4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to the diversion and use of water under Transfer approval 75513, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) 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.
6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.

WATER RIGHT NO. 31-12139
As Modified by Transfer No. 75513

CONDITIONS OF APPROVAL

7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
8. Right No. 31-11620 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
9. Use of water on lands in T6N, R36E, S18, NWNE and SWNE is pursuant to State Cropland Lease No. C-8050.
10. The following rights are diverted through point(s) of diversion described above: 31-7016, 31-7079, 31-11623 and 31-12139.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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 19 day of August, 2009

Ernest Carlson
for Chief, Water Allocation Bureau

WATER RIGHT NO. 31-7016
As Modified by Transfer No. 75513

In accordance with the approval of Transfer No. 75513, Water Right No. 31-7016 is now described as follows.

Right Holder: WAHOO INC
 3930 E 2000 N
 SUGAR CITY ID 83448

Priority Date: January 16, 1969

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	05/01	to 10/01	5.52 CFS	828.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESE	Sec. 12 Twp 06N	Rge 35E	JEFFERSON County
GROUND WATER	SWNWSE	Sec. 7 Twp 06N	Rge 36E	JEFFERSON 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	
06N	35E	13	40.0	38.5	38.5	38.5													155.5
06N	36E	18		2.0	2.0		36.0	36.0	30.5	36.0									142.5

Total Acres: 298

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 276 acres within the place of use described above in a single irrigation season.
2. Rights 31-7016 and 31-11623 when combined shall not exceed a total diversion rate of 5.52 and the irrigation of 283 acres.
3. Rights 31-7016, 31-11623 and 31-12139 when combined shall not exceed a total diversion rate of 5.74 cfs and the irrigation of 298.0 acres.
4. 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. 110.
5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.

WATER RIGHT NO. 31-7016
As Modified by Transfer No. 75513

CONDITIONS OF APPROVAL

7. Prior to the diversion and use of water under Transfer approval 75513, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) 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.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
9. Right No. 31-11623 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
10. Use of water on lands in T6N, R36E, S18, NWNE and SWNE is pursuant to State Cropland Lease No. C-8050.
11. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 5/1 and after 10/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than October 17, 2002.
12. The following rights are diverted through point(s) of diversion described above: 31-7016, 31-7079, 31-11623 and 31-12139.
13. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. 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 19 day of August, 2009

Ernest Carlson
for Chief, Water Allocation Bureau

WATER RIGHT NO. 31-11623
As Modified by Transfer No. 75513

In accordance with the approval of Transfer No. 75513, Water Right No. 31-11623 is now described as follows.

Right Holder: WAHOO INC
 3930 E 2000 N
 SUGAR CITY ID 83448

Priority Date: April 01, 1979

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	0.14 CFS	24.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESE	Sec. 12 Twp 06N	Rge 35E	JEFFERSON County
GROUND WATER	SWNWSE	Sec. 7 Twp 06N	Rge 36E	JEFFERSON 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	
06N	35E	13	40.0	38.5	38.5	38.5													155.5
06N	36E	18		2.0	2.0		36.0	36.0	30.5	36.0									142.5

Total Acres: 298

CONDITIONS OF APPROVAL

1. This right is based upon an enlargement of right no. 31-07016 pursuant to Section 42-1426, Idaho Code.
2. This right is for an enlargement of 7.0 acres within the place of use described for this right.
3. Rights 31-7016 and 31-11623 when combined shall not exceed a total diversion rate of 5.52 and the irrigation of 283 acres.
4. Rights 31-7016, 31-11623 and 31-12139 when combined shall not exceed a total diversion rate of 5.74 cfs and the irrigation of 298.0 acres.
5. 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. 110.
6. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

WATER RIGHT NO. 31-11623
As Modified by Transfer No. 75513

CONDITIONS OF APPROVAL

7. Prior to the diversion and use of water under Transfer approval 75513, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) 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.
8. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
10. Use of water on lands in T6N, R36E, S18, NWNE and SWNE is pursuant to State Cropland Lease No. C-8050.
11. 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.
12. The following rights are diverted through point(s) of diversion described above: 31-7016, 31-7079, 31-11623 and 31-12139.
13. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. 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 19 day of August, 2009



Chief, Water Allocation Bureau

WATER RIGHT NO. 31-2417
As Modified by Transfer No. 75513

In accordance with the approval of Transfer No. 75513, Water Right No. 31-2417 is now described as follows.

Right Holder: GRANT ASHCRAFT
 3930 E 2000 N
 SUGAR CITY ID 83448

Priority Date: August 13, 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 11/01	4.04 CFS	707.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSENW	Sec. 5	Twp 06N	Rge 36E	JEFFERSON County
GROUND WATER	L1 (SWNENE)	Sec. 6	Twp 06N	Rge 36E	JEFFERSON 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	
06N	36E	5					40.0	44.0	39.0	35.0									158.0
							L 3	L 4											
06N	36E	6	44.0	41.0	37.0	39.0													161.0
			L 1	L 2															

Total Acres: 319

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 202 acres within the place of use described above in a single irrigation season.
2. Rights 31-2417 and 31-12138 when combined shall not exceed the irrigation of 305 acres.
3. Rights 31-2407, 31-11620 and 31-12138 when combined shall not exceed a total diversion rate of 6.18 cfs, a total annual maximum diversion volume of 1116.5 af at the field headgate, and the irrigation of 319 acres.
4. Right No. 31-11620 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
5. Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
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.

WATER RIGHT NO. 31-2417
As Modified by Transfer No. 75513

CONDITIONS OF APPROVAL

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 19 day of August, 20 09

Ernest Carlson
for Chief, Water Allocation Bureau

WATER RIGHT NO. 31-11620
As Modified by Transfer No. 75513

In accordance with the approval of Transfer No. 75513, Water Right No. 31-11620 is now described as follows.

Right Holder: GRANT ASHCRAFT
 3930 E 2000 N
 SUGAR CITY ID 83448

Priority Date: April 01, 1987

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	0.27 CFS	49.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSENW	Sec. 5	Twp 06N	Rge 36E	JEFFERSON County
GROUND WATER	L1 (SWNENE)	Sec. 6	Twp 06N	Rge 36E	JEFFERSON County

PLACE OF USE:

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	36E	5					40.0	44.0	39.0	35.0									158.0
							L 3	L 4											
06N	36E	6	44.0	41.0	37.0	39.0													161.0
			L 1	L 2															

Total Acres: 319

CONDITIONS OF APPROVAL

1. This right is for an enlargement of 14 acres within the place of use described for this right.
2. This right is based upon an enlargement of Right No. 31-2417 and 31-12138 pursuant to Section 42-1426, Idaho Code.
3. Rights 31-2407, 31-11620 and 31-12138 when combined shall not exceed a total diversion rate of 6.18 cfs, a total annual maximum diversion volume of 1116.5 af at the field headgate, and the irrigation of 319 acres.
4. Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
5. 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.
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.

WATER RIGHT NO. 31-11620
As Modified by Transfer No. 75513

CONDITIONS OF APPROVAL

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 19 day of August, 2009

Ernest Calvo.
for Chief, Water Allocation Bureau