

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 74314**

This is to certify that: BIG SKY DAIRY
PO BOX 407
JEROME ID 83338
(208) 934-9072

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>
45-7147	WR/Decreed	07/31/1973	4.41 cfs	1216 af	304.0	311.0	GROUND WATER
45-2652	WR/Decreed	05/16/1961	5.32 cfs	1064 af	276.0	482.0	GROUND WATER
45-7148	WR/Decreed	07/31/1973	3.81 cfs	1120 af		280.0	GROUND WATER
45-2606A	WR/Decreed	03/03/1960	0.2 cfs	97.6 af	516.2	701.0	GROUND WATER
45-2534A	WR/Decreed	09/04/1956	0.3 cfs	146.4 af	516.2	701.0	GROUND WATER
45-2356A	WR/Decreed	11/27/1950	2.12 cfs	572.2 af	585.7	701.0	GROUND WATER
45-2685	WR/Decreed	01/19/1963	5.31 cfs	2064.8 af	516.2	701.0	GROUND WATER
45-2377B	WR/Decreed	05/14/1951	2.18 cfs	1063.8 af	516.2	701.0	GROUND WATER
45-7012	WR/Decreed	09/11/1967	6.08 cfs	1216 af		304.0	GROUND WATER
45-13853	WR/Decreed	06/30/1985	2.27 cfs	N/A	206.0	482.0	GROUND WATER
45-13854	WR/Decreed	06/30/1985	1.66 cfs	N/A	115.3	701.0	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>
45-7147	NO	NO	YES	YES	NO	NO
45-2652	NO	NO	YES	YES	NO	NO
45-7148	NO	NO	YES	YES	NO	NO
45-2606A	NO	NO	YES	YES	NO	NO
45-2534A	NO	NO	YES	YES	NO	NO
45-2356A	NO	NO	YES	YES	NO	NO
45-2685	NO	NO	YES	YES	NO	NO
45-2377B	NO	NO	YES	YES	NO	NO
45-7012	NO	NO	YES	YES	NO	NO
45-13853	NO	NO	YES	YES	NO	NO
45-13854	NO	NO	YES	YES	NO	NO

SUPPORT DATA

IN FILE # 45-2356A

TRANSFER OF WATER RIGHT

TRANSFER NO. 74314

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
45-7147	45-7147	4.41 cfs	1216 af	304.0	2,077.0		N/A	N/A	N/A	N/A
45-2652	45-2652	5.32 cfs	1064 af	276.0	2,077.0		N/A	N/A	N/A	N/A
45-7148	45-7148	3.81 cfs	1120 af	280.0	2,077.0		N/A	N/A	N/A	N/A
45-2606A	45-2606A	0.2 cfs	97.6 af	516.2	2,077.0		N/A	N/A	N/A	N/A
45-2534A	45-2534A	0.3 cfs	146.4 af	516.2	2,077.0		N/A	N/A	N/A	N/A
45-2356A	45-2356A	2.12 cfs	572.2 af	585.7	2,077.0		N/A	N/A	N/A	N/A
45-2685	45-2685	5.31 cfs	2064.8 af	516.2	2,077.0		N/A	N/A	N/A	N/A
45-2377B	45-2377B	2.18 cfs	1063.8 af	516.2	2,077.0		N/A	N/A	N/A	N/A
45-7012	45-7012	6.08 cfs	1216 af	304.0	2,077.0		N/A	N/A	N/A	N/A
45-13853	45-13853	2.27 cfs	N/A	206.0	2,077.0		N/A	N/A	N/A	N/A
45-13854	45-13854	1.66 cfs	N/A	115.3	2,077.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		29.73cfs	6958.8 af	2071	2077		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 9th day of June, 20 09

FOR 
 Chief, Water Allocation Bureau

WATER RIGHT NO. 45-2356A
As Modified by Transfer No. 74314

In accordance with the approval of Transfer No. 74314, Water Right No. 45-2356A is now described as follows.

Right Holder: BIG SKY DAIRY
 PO BOX 407
 JEROME ID 83338

Priority Date: November 27, 1950

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	2.12 CFS	572.2 AF
			2.12 CFS	572.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NENENE	Sec. 36 Twp 11S	Rge 21E	CASSIA County
GROUND WATER	NENENW	Sec. 36 Twp 11S	Rge 21E	CASSIA County
GROUND WATER	NWNWNE	Sec. 31 Twp 11S	Rge 22E	CASSIA County
GROUND WATER	L1 (NENENE)	Sec. 1 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	SESWNW	Sec. 5 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	SESWSW	Sec. 5 Twp 12S	Rge 22E	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	
11S	21E	36	31.0	31.0	39.0	33.0	33.0	33.0	35.0	38.0	38.0	34.0	33.0	39.0	33.0	38.0	31.0	31.0	550.0
11S	22E	31	33.0	33.0	38.0	33.0	33.0	33.0	38.0	38.0	33.0	33.0	33.0	33.0	33.0	38.0	33.0	33.0	548.0
11S	22E	32																	132.0
12S	21E	1	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0									264.0
12S	22E	5	33.0	38.0	33.0	34.0	33.0	39.0	38.0	39.0	35.0	40.0	39.0	35.0	33.0	38.0	38.0	33.0	583.0

Total Acres: 2077

WATER RIGHT NO. 45-2356A
As Modified by Transfer No. 74314

CONDITIONS OF APPROVAL

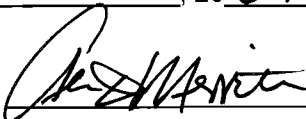
1. This right is limited to the irrigation of 585.7 acres within the place of use described above in a single irrigation season.
2. Rights 45-2356A, 45-2377B, 45-2534A, 45-2606A and 45-2685 when combined shall not exceed a total diversion rate of 10.11 cfs, a total annual maximum diversion volume of 2342.8 af at the field headgate, and the irrigation of 585.7 acres.
3. Rights 45-2356A, 45-2377B, 45-2534A, 45-2606A, 45-2685 and 45-13854 when combined shall not exceed a total diversion rate of 10.11 cfs, a total annual maximum diversion volume of 2342.8 af at the field headgate, and the irrigation of 701.0 acres.
4. Rights 45-2356A, 45-2377B, 45-2534A, 45-2606A, 45-2562, 45-2685, 45-7012, 45-7147, 45-7148, 45-13853 and 45-13854 when combined shall not exceed a total diversion rate of 29.73 cfs, a total annual maximum diversion volume of 6958.8 af at the field headgate, and the irrigation of 2071.0 acres.
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. The wells located in Sec. 36 T. 11S R. 21E and in Sec. 1 T. 12S R. 21E, located within the West Oakley Fan Critical Groundwater Area, when combined shall not exceed a total diversion rate of 14.3 cfs, nor a total annual maximum diversion volume of 3552.0 af at the field headgate.
7. The wells located in Sec. 31 T. 11S R. 22E and in Sec. 5 T. 12S R. 22 E, located within the Oakley-Kenyon Critical Groundwater Area, when combined shall not exceed a total diversion rate of 15.43 cfs, nor a total annual maximum diversion volume of 3406.8 af at the field headgate.
8. Right No. 45-13854 is an expansion of this right pursuant to Sec. 42-1416B, Idaho Code.
9. 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. 140.
10. Prior to the diversion and use of water under Transfer approval 74314, the right holder shall install and maintain acceptable measuring devices at the authorized points 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.
11. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
12. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
13. Place of use is within the area served by Southwest Irrigation District.

WATER RIGHT NO. 45-2356A
As Modified by Transfer No. 74314

14. 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.
15. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
16. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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 9th day of June, 2009

For 
Chief, Water Allocation Bureau

WATER RIGHT NO. 45-2377B
As Modified by Transfer No. 74314

In accordance with the approval of Transfer No. 74314, Water Right No. 45-2377B is now described as follows.

Right Holder: BIG SKY DAIRY
 PO BOX 407
 JEROME ID 83338

Priority Date: May 14, 1951

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15 to 11/15	2.18 CFS	1,063.8 AF
		2.18 CFS	1,063.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NENENE	Sec. 36 Twp 11S	Rge 21E	CASSIA County
GROUND WATER	NENENW	Sec. 36 Twp 11S	Rge 21E	CASSIA County
GROUND WATER	NWNWNE	Sec. 31 Twp 11S	Rge 22E	CASSIA County
GROUND WATER	L1 (NENENE)	Sec. 1 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	SESWNW	Sec. 5 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	SESWSW	Sec. 5 Twp 12S	Rge 22E	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	
11S	21E	36	31.0	31.0	39.0	33.0	33.0	33.0	35.0	38.0	38.0	34.0	33.0	39.0	33.0	38.0	31.0	31.0	550.0
11S	22E	31	33.0	33.0	38.0	33.0	33.0	33.0	38.0	38.0	33.0	33.0	33.0	33.0	33.0	38.0	33.0	33.0	548.0
11S	22E	32							L1 L2		33.0	33.0	33.0	33.0					132.0
12S	21E	1	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0									264.0
12S	22E	5	33.0	38.0	33.0	34.0	39.0	38.0	38.0	39.0	35.0	40.0	39.0	35.0	33.0	38.0	38.0	33.0	583.0
			L1	L2			L3	L4											

Total Acres: 2077

WATER RIGHT NO. 45-2377B
As Modified by Transfer No. 74314

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 516.2 acres within the place of use described above in a single irrigation season.
2. Rights 45-2377B, 45-2534A, 45-2606A and 45-2685 when combined shall not exceed a total diversion rate of 7.99 cfs, a total annual maximum diversion volume of 2064.8 af at the field headgate, and the irrigation of 516.2 acres.
3. Rights 45-2356A, 45-2377B, 45-2534A, 45-2606A and 45-2685 when combined shall not exceed a total diversion rate of 10.11 cfs, a total annual maximum diversion volume of 2342.8 af at the field headgate, and the irrigation of 585.7 acres.
4. Rights 45-2356A, 45-2377B, 45-2534A, 45-2606A, 45-2685 and 45-13854 when combined shall not exceed a total diversion rate of 10.11 cfs, a total annual maximum diversion volume of 2342.8 af at the field headgate, and the irrigation of 701.0 acres.
5. Rights 45-2356A, 45-2377B, 45-2534A, 45-2606A, 45-2562, 45-2685, 45-7012, 45-7147, 45-7148, 45-13853 and 45-13854 when combined shall not exceed a total diversion rate of 29.73 cfs, a total annual maximum diversion volume of 6958.8 af at the field headgate, and the irrigation of 2071.0 acres.
6. 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.
7. The wells located in Sec. 36 T. 11S R. 21E and in Sec. 1 T. 12S R. 21E, located within the West Oakley Fan Critical Groundwater Area, when combined shall not exceed a total diversion rate of 14.3 cfs, nor a total annual maximum diversion volume of 3552.0 af at the field headgate.
8. The wells located in Sec. 31 T. 11S R. 22E and in Sec. 5 T. 12S R. 22E, located within the Oakley-Kenyon Critical Groundwater Area, when combined shall not exceed a total diversion rate of 15.43 cfs, nor a total annual maximum diversion volume of 3406.8 af at the field headgate.
9. Right No. 45-13854 is an expansion of this right pursuant to Sec. 42-1416B, Idaho Code.
10. 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. 140.
11. Prior to the diversion and use of water under Transfer approval 74314, the right holder shall install and maintain acceptable measuring devices at the authorized points 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.
12. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.

WATER RIGHT NO. 45-2377B
As Modified by Transfer No. 74314

13. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
14. Place of use is within the area served by Southwest Irrigation District.
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.
16. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
17. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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 9th day of June, 20 09



FOR Chief, Water Allocation Bureau

WATER RIGHT NO. 45-2534A
As Modified by Transfer No. 74314

In accordance with the approval of Transfer No. 74314, Water Right No. 45-2534A is now described as follows.

Right Holder: BIG SKY DAIRY
 PO BOX 407
 JEROME ID 83338

Priority Date: September 04, 1956

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.30 CFS	146.4 AF
			0.30 CFS	146.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NENENE	Sec. 36 Twp 11S Rge 21E CASSIA County
GROUND WATER	NENENW	Sec. 36 Twp 11S Rge 21E CASSIA County
GROUND WATER	NWNWNE	Sec. 31 Twp 11S Rge 22E CASSIA County
GROUND WATER	L1 (NENENE)	Sec. 1 Twp 12S Rge 21E CASSIA County
GROUND WATER	SESWNW	Sec. 5 Twp 12S Rge 22E CASSIA County
GROUND WATER	SESWSW	Sec. 5 Twp 12S Rge 22E 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	
11S	21E	36	31.0	31.0	39.0	33.0	33.0	33.0	35.0	38.0	38.0	34.0	33.0	39.0	33.0	38.0	31.0	31.0	550.0
11S	22E	31	33.0	33.0	38.0	33.0	33.0	33.0	38.0	38.0	33.0	33.0	33.0	33.0	33.0	38.0	33.0	33.0	548.0
11S	22E	32																	132.0
12S	21E	1	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0									264.0
12S	22E	5	33.0	38.0	33.0	34.0	39.0	38.0	38.0	39.0	35.0	40.0	39.0	35.0	33.0	38.0	38.0	33.0	583.0

Total Acres: 2077

WATER RIGHT NO. 45-2534A
As Modified by Transfer No. 74314

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 516.2 acres within the place of use described above in a single irrigation season.
2. Rights 45-2377B, 45-2534A, 45-2606A and 45-2685 when combined shall not exceed a total diversion rate of 7.99 cfs, a total annual maximum diversion volume of 2064.8 af at the field headgate, and the irrigation of 516.2 acres.
3. Rights 45-2356A, 45-2377B, 45-2534A, 45-2606A and 45-2685 when combined shall not exceed a total diversion rate of 10.11 cfs, a total annual maximum diversion volume of 2342.8 af at the field headgate, and the irrigation of 585.7 acres.
4. Rights 45-2356A, 45-2377B, 45-2534A, 45-2606A, 45-2685 and 45-13854 when combined shall not exceed a total diversion rate of 10.11 cfs, a total annual maximum diversion volume of 2342.8 af at the field headgate, and the irrigation of 701.0 acres.
5. Rights 45-2356A, 45-2377B, 45-2534A, 45-2606A, 45-2562, 45-2685, 45-7012, 45-7147, 45-7148, 45-13853 and 45-13854 when combined shall not exceed a total diversion rate of 29.73 cfs, a total annual maximum diversion volume of 6958.8 af at the field headgate, and the irrigation of 2071.0 acres.
6. 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.
7. The wells located in Sec. 36 T. 11S R. 21E and in Sec. 1 T. 12S R. 21E, located within the West Oakley Fan Critical Groundwater Area, when combined shall not exceed a total diversion rate of 14.3 cfs, nor a total annual maximum diversion volume of 3552.0 af at the field headgate.
8. The wells located in Sec. 31 T. 11S R. 22E and in Sec. 5 T. 12S R. 22E, located within the Oakley-Kenyon Critical Groundwater Area, when combined shall not exceed a total diversion rate of 15.43 cfs, nor a total annual maximum diversion volume of 3406.8 af at the field headgate.
9. Right No. 45-13854 is an expansion of this right pursuant to Sec. 42-1416B, Idaho Code.
10. 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. 140.
11. Prior to the diversion and use of water under Transfer approval 74314, the right holder shall install and maintain acceptable measuring devices at the authorized points 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.
12. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.

WATER RIGHT NO. 45-2534A
As Modified by Transfer No. 74314

13. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
14. Place of use is within the area served by Southwest Irrigation District.
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.
16. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
17. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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 9th day of June, 20 09

FOR 
Chief, Water Allocation Bureau

WATER RIGHT NO. 45-2606A
As Modified by Transfer No. 74314

In accordance with the approval of Transfer No. 74314, Water Right No. 45-2606A is now described as follows.

Right Holder: BIG SKY DAIRY
 PO BOX 407
 JEROME ID 83338

Priority Date: March 03, 1960

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.20 CFS	97.6 AF
			0.20 CFS	97.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NENENE	Sec. 36 Twp 11S	Rge 21E	CASSIA County
GROUND WATER	NENENW	Sec. 36 Twp 11S	Rge 21E	CASSIA County
GROUND WATER	NWNWNE	Sec. 31 Twp 11S	Rge 22E	CASSIA County
GROUND WATER	L1 (NENENE)	Sec. 1 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	SESWNW	Sec. 5 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	SESWSW	Sec. 5 Twp 12S	Rge 22E	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	
11S	21E	36	31.0	31.0	39.0	33.0	33.0	33.0	35.0	38.0	38.0	34.0	33.0	39.0	33.0	38.0	31.0	31.0	550.0
11S	22E	31	33.0	33.0	38.0	33.0	33.0	33.0	38.0	38.0	33.0	33.0	33.0	33.0	33.0	38.0	33.0	33.0	548.0
11S	22E	32																	132.0
12S	21E	1	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0									264.0
12S	22E	5	33.0	38.0	33.0	34.0	33.0	39.0	38.0	39.0	35.0	40.0	39.0	35.0	33.0	38.0	38.0	33.0	583.0

Total Acres: 2077

WATER RIGHT NO. 45-2606A
As Modified by Transfer No. 74314

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 516.2 acres within the place of use described above in a single irrigation season.
2. Rights 45-2377B, 45-2534A, 45-2606A and 45-2685 when combined shall not exceed a total diversion rate of 7.99 cfs, a total annual maximum diversion volume of 2064.8 af at the field headgate, and the irrigation of 516.2 acres.
3. Rights 45-2356A, 45-2377B, 45-2534A, 45-2606A and 45-2685 when combined shall not exceed a total diversion rate of 10.11 cfs, a total annual maximum diversion volume of 2342.8 af at the field headgate, and the irrigation of 585.7 acres.
4. Rights 45-2356A, 45-2377B, 45-2534A, 45-2606A, 45-2685 and 45-13854 when combined shall not exceed a total diversion rate of 10.11 cfs, a total annual maximum diversion volume of 2342.8 af at the field headgate, and the irrigation of 701.0 acres.
5. Rights 45-2356A, 45-2377B, 45-2534A, 45-2606A, 45-2562, 45-2685, 45-7012, 45-7147, 45-7148, 45-13853 and 45-13854 when combined shall not exceed a total diversion rate of 29.73 cfs, a total annual maximum diversion volume of 6958.8 af at the field headgate, and the irrigation of 2071.0 acres.
6. 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.
7. The wells located in Sec. 36 T. 11S R. 21E and in Sec. 1 T. 12S R. 21E, located within the West Oakley Fan Critical Groundwater Area, when combined shall not exceed a total diversion rate of 14.3 cfs, nor a total annual maximum diversion volume of 3552.0 af at the field headgate.
8. The wells located in Sec. 31 T. 11S R. 22E and in Sec. 5 T. 12S R. 22E, located within the Oakley-Kenyon Critical Groundwater Area, when combined shall not exceed a total diversion rate of 15.43 cfs, nor a total annual maximum diversion volume of 3406.8 af at the field headgate.
9. Right No. 45-13854 is an expansion of this right pursuant to Sec. 42-1416B, Idaho Code.
10. 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. 140.
11. Prior to the diversion and use of water under Transfer approval 74314, the right holder shall install and maintain acceptable measuring devices at the authorized points 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.
12. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.

WATER RIGHT NO. 45-2606A
As Modified by Transfer No. 74314

13. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
14. Place of use is within the area served by Southwest Irrigation District.
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.
16. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
17. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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 9th day of June, 20 09


FOR Chief, Water Allocation Bureau

WATER RIGHT NO. 45-2652
As Modified by Transfer No. 74314

In accordance with the approval of Transfer No. 74314, Water Right No. 45-2652 is now described as follows.

Right Holder: BIG SKY DAIRY
 PO BOX 407
 JEROME ID 83338

Priority Date: May 16, 1961

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	5.32 CFS	1,064.0 AF
		5.32 CFS	1,064.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NENENE	Sec. 36 Twp 11S	Rge 21E	CASSIA County
GROUND WATER	NENENW	Sec. 36 Twp 11S	Rge 21E	CASSIA County
GROUND WATER	NENENW	Sec. 31 Twp 11S	Rge 22E	CASSIA County
GROUND WATER	L1 (NENENE)	Sec. 1 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	SESWNW	Sec. 5 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	SESWSW	Sec. 5 Twp 12S	Rge 22E	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	
11S	21E	36	31.0	31.0	39.0	33.0	33.0	33.0	35.0	38.0	38.0	34.0	33.0	39.0	33.0	38.0	31.0	31.0	550.0
11S	22E	31	33.0	33.0	38.0	33.0	33.0	33.0	38.0	38.0	33.0	33.0	33.0	33.0	33.0	38.0	33.0	33.0	548.0
11S	22E	32									33.0	33.0	33.0	33.0					132.0
12S	21E	1	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0									264.0
12S	22E	5	33.0	38.0	33.0	34.0	39.0	38.0	38.0	39.0	35.0	40.0	39.0	35.0	33.0	38.0	38.0	33.0	583.0

Total Acres: 2077

WATER RIGHT NO. 45-2652
As Modified by Transfer No. 74314

CONDITIONS OF APPROVAL

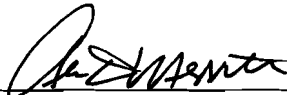
1. This right is limited to the irrigation of 276.0 acres within the place of use described above in a single irrigation season.
2. Rights 45-2652 and 45-13853 when combined shall not exceed a total diversion rate of 5.32 cfs, a total annual maximum diversion volume of 1064.0 af at the field headgate, and the irrigation of 482.0 acres.
3. Rights 45-2356A, 45-2377B, 45-2534A, 45-2606A, 45-2562, 45-2685, 45-7012, 45-7147, 45-7148, 45-13853 and 45-13854 when combined shall not exceed a total diversion rate of 29.73 cfs, a total annual maximum diversion volume of 6958.8 af at the field headgate, and the irrigation of 2071.0 acres.
4. 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.
5. The wells located in Sec. 36 T. 11S R. 21E and in Sec. 1 T. 12S R. 21E, located within the West Oakley Fan Critical Groundwater Area, when combined shall not exceed a total diversion rate of 14.3 cfs, nor a total annual maximum diversion volume of 3552.0 af at the field headgate.
6. The wells located in Sec. 31 T. 11S R. 22E and in Sec. 5 T. 12S R. 22 E, located within the Oakley-Kenyon Critical Groundwater Area, when combined shall not exceed a total diversion rate of 15.43 cfs, nor a total annual maximum diversion volume of 3406.8 af at the field headgate.
7. 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. 140.
8. Prior to the diversion and use of water under Transfer approval 74314, the right holder shall install and maintain acceptable measuring devices at the authorized points 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.
9. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
10. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
11. Right No. 45-13853 is an expansion of this right pursuant to Sec. 42-1416B, Idaho Code.
12. 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 4/15 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 5/6/2006.

WATER RIGHT NO. 45-2652
As Modified by Transfer No. 74314

13. Place of use is within the area served by Southwest Irrigation District.
14. 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.
15. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
16. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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 9th day of June, 2009


For Chief, Water Allocation Bureau

WATER RIGHT NO. 45-2685
As Modified by Transfer No. 74314

In accordance with the approval of Transfer No. 74314, Water Right No. 45-2685 is now described as follows.

Right Holder: BIG SKY DAIRY
 PO BOX 407
 JEROME ID 83338

Priority Date: January 19, 1963

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15 to 11/15	5.31 CFS	2,064.8 AF
		5.31 CFS	2,064.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NENENE	Sec. 36 Twp 11S Rge 21E CASSIA County
GROUND WATER	NENENW	Sec. 36 Twp 11S Rge 21E CASSIA County
GROUND WATER	NENENW	Sec. 31 Twp 11S Rge 22E CASSIA County
GROUND WATER	L1 (NENENE)	Sec. 1 Twp 12S Rge 21E CASSIA County
GROUND WATER	SESWNW	Sec. 5 Twp 12S Rge 22E CASSIA County
GROUND WATER	SESWSW	Sec. 5 Twp 12S Rge 22E 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	
11S 21E 36	31.0	31.0	39.0	33.0	33.0	33.0	35.0	38.0	38.0	34.0	33.0	39.0	33.0	38.0	31.0	31.0	550.0
11S 22E 31	33.0	33.0	38.0	33.0	33.0	33.0	38.0	38.0	33.0	33.0	33.0	33.0	33.0	38.0	33.0	33.0	548.0
11S 22E 32									33.0	33.0	33.0	33.0					132.0
12S 21E 1	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0									264.0
12S 22E 5	33.0	38.0	33.0	34.0	39.0	38.0	38.0	39.0	35.0	40.0	39.0	35.0	33.0	38.0	38.0	33.0	583.0
	L 1	L 2			L 3	L 4											

Total Acres: 2077

WATER RIGHT NO. 45-2685
As Modified by Transfer No. 74314

CONDITIONS OF APPROVAL

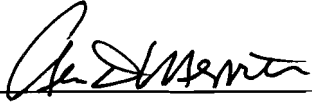
1. This right is limited to the irrigation of 516.2 acres within the place of use described above in a single irrigation season.
2. Rights 45-2377B, 45-2534A, 45-2606A and 45-2685 when combined shall not exceed a total diversion rate of 7.99 cfs, a total annual maximum diversion volume of 2064.8 af at the field headgate, and the irrigation of 516.2 acres.
3. Rights 45-2356A, 45-2377B, 45-2534A, 45-2606A and 45-2685 when combined shall not exceed a total diversion rate of 10.11 cfs, a total annual maximum diversion volume of 2342.8 af at the field headgate, and the irrigation of 585.7 acres.
4. Rights 45-2356A, 45-2377B, 45-2534A, 45-2606A, 45-2685 and 45-13854 when combined shall not exceed a total diversion rate of 10.11 cfs, a total annual maximum diversion volume of 2342.8 af at the field headgate, and the irrigation of 701.0 acres.
5. Rights 45-2356A, 45-2377B, 45-2534A, 45-2606A, 45-2562, 45-2685, 45-7012, 45-7147, 45-7148, 45-13853 and 45-13854 when combined shall not exceed a total diversion rate of 29.73 cfs, a total annual maximum diversion volume of 6958.8 af at the field headgate, and the irrigation of 2071.0 acres.
6. 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.
7. The wells located in Sec. 36 T. 11S R. 21E and in Sec. 1 T. 12S R. 21E, located within the West Oakley Fan Critical Groundwater Area, when combined shall not exceed a total diversion rate of 14.3 cfs, nor a total annual maximum diversion volume of 3552.0 af at the field headgate.
8. The wells located in Sec. 31 T. 11S R. 22E and in Sec. 5 T. 12S R. 22E, located within the Oakley-Kenyon Critical Groundwater Area, when combined shall not exceed a total diversion rate of 15.43 cfs, nor a total annual maximum diversion volume of 3406.8 af at the field headgate.
9. Right No. 45-13854 is an expansion of this right pursuant to Sec. 42-1416B, Idaho Code.
10. 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. 140.
11. Prior to the diversion and use of water under Transfer approval 74314, the right holder shall install and maintain acceptable measuring devices at the authorized points 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.
12. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.

WATER RIGHT NO. 45-2685
As Modified by Transfer No. 74314

13. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
14. Place of use is within the area served by Southwest Irrigation District.
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.
16. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
17. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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 9th day of June, 2009


For _____
Chief, Water Allocation Bureau

WATER RIGHT NO. 45-7012
As Modified by Transfer No. 74314

In accordance with the approval of Transfer No. 74314, Water Right No. 45-7012 is now described as follows.

Right Holder: BIG SKY DAIRY
 PO BOX 407
 JEROME ID 83338

Priority Date: September 11, 1967

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15 to	11/15	6.08 CFS	1,216.0 AF
			6.08 CFS	1,216.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NENENE	Sec. 36 Twp 11S Rge 21E CASSIA County
GROUND WATER	NENENW	Sec. 36 Twp 11S Rge 21E CASSIA County
GROUND WATER	NWNWNE	Sec. 31 Twp 11S Rge 22E CASSIA County
GROUND WATER	L1 (NENENE)	Sec. 1 Twp 12S Rge 21E CASSIA County
GROUND WATER	SESWNW	Sec. 5 Twp 12S Rge 22E CASSIA County
GROUND WATER	SESWSW	Sec. 5 Twp 12S Rge 22E 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	
11S 21E 36	31.0	31.0	39.0	33.0	33.0	33.0	35.0	38.0	38.0	34.0	33.0	39.0	33.0	38.0	31.0	31.0	550.0
11S 22E 31	33.0	33.0	38.0	33.0	33.0	33.0	33.0	38.0	38.0	33.0	33.0	33.0	33.0	33.0	38.0	33.0	548.0
11S 22E 32							L1 L2				L3 L4						132.0
12S 21E 1	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0									264.0
12S 22E 5	L1	L2			L3	L4			33.0	38.0	33.0	34.0	39.0	38.0	38.0	33.0	583.0
	L1	L2			L3	L4			35.0	40.0	39.0	35.0	33.0	38.0	38.0	33.0	

Total Acres: 2077

**WATER RIGHT NO. 45-7012
As Modified by Transfer No. 74314**

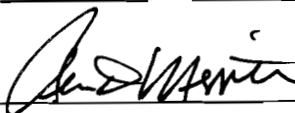
CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 304.0 acres within the place of use described above in a single irrigation season.
2. Rights 45-2356A, 45-2377B, 45-2534A, 45-2606A, 45-2562, 45-2685, 45-7012, 45-7147, 45-7148, 45-13853 and 45-13854 when combined shall not exceed a total diversion rate of 29.73 cfs, a total annual maximum diversion volume of 6958.8 af at the field headgate, and the irrigation of 2071.0 acres.
3. 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.
4. The wells located in Sec. 36 T. 11S R. 21E and in Sec. 1 T. 12S R. 21E, located within the West Oakley Fan Critical Groundwater Area, when combined shall not exceed a total diversion rate of 14.3 cfs, nor a total annual maximum diversion volume of 3552.0 af at the field headgate.
5. The wells located in Sec. 31 T. 11S R. 22E and in Sec. 5 T. 12S R. 22 E, located within the Oakley-Kenyon Critical Groundwater Area, when combined shall not exceed a total diversion rate of 15.43 cfs, nor a total annual maximum diversion volume of 3406.8 af at the field headgate.
6. 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. 140.
7. Prior to the diversion and use of water under Transfer approval 74314, the right holder shall install and maintain acceptable measuring devices at the authorized points 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 points of diversion in accordance with Department specifications.
9. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
10. Place of use is within the area served by Southwest Irrigation District.
11. 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.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 45-7012
As Modified by Transfer No. 74314

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 9th day of June, 2009


FOR Chief, Water Allocation Bureau

WATER RIGHT NO. 45-7147
As Modified by Transfer No. 74314

In accordance with the approval of Transfer No. 74314, Water Right No. 45-7147 is now described as follows.

Right Holder: BIG SKY DAIRY
 PO BOX 407
 JEROME ID 83338

Priority Date: July 31, 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 10/15	4.41 CFS	1,216.0 AF
			4.41 CFS	1,216.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NENENE	Sec. 36 Twp 11S	Rge 21E	CASSIA County
GROUND WATER	NENENW	Sec. 36 Twp 11S	Rge 21E	CASSIA County
GROUND WATER	NWNWNE	Sec. 31 Twp 11S	Rge 22E	CASSIA County
GROUND WATER	L1 (NENENE)	Sec. 1 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	SESWNW	Sec. 5 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	SESWSW	Sec. 5 Twp 12S	Rge 22E	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	
11S	21E	36	31.0	31.0	39.0	33.0	33.0	33.0	35.0	38.0	38.0	34.0	33.0	39.0	33.0	38.0	31.0	31.0	550.0
11S	22E	31	33.0	33.0	38.0	33.0	33.0	33.0	38.0	38.0	33.0	33.0	33.0	33.0	33.0	38.0	33.0	33.0	548.0
11S	22E	32																	132.0
12S	21E	1	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0									264.0
12S	22E	5	33.0	38.0	33.0	34.0	39.0	38.0	38.0	39.0	35.0	40.0	39.0	35.0	33.0	38.0	38.0	33.0	583.0

Total Acres: 2077

WATER RIGHT NO. 45-7147
As Modified by Transfer No. 74314

CONDITIONS OF APPROVAL

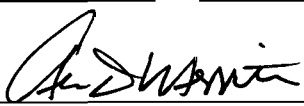
1. This right is limited to the irrigation of 280.0 acres within the place of use described above in a single irrigation season.
2. Rights 45-2356A, 45-2377B, 45-2534A, 45-2606A, 45-2562, 45-2685, 45-7012, 45-7147, 45-7148, 45-13853 and 45-13854 when combined shall not exceed a total diversion rate of 29.73 cfs, a total annual maximum diversion volume of 6958.8 af at the field headgate, and the irrigation of 2071.0 acres.
3. 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.
4. The wells located in Sec. 36 T. 11S R. 21E and in Sec. 1 T. 12S R. 21E, located within the West Oakley Fan Critical Groundwater Area, when combined shall not exceed a total diversion rate of 14.3 cfs, nor a total annual maximum diversion volume of 3552.0 af at the field headgate.
5. The wells located in Sec. 31 T. 11S R. 22E and in Sec. 5 T. 12S R. 22 E, located within the Oakley-Kenyon Critical Groundwater Area, when combined shall not exceed a total diversion rate of 15.43 cfs, nor a total annual maximum diversion volume of 3406.8 af at the field headgate.
6. 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. 140.
7. Prior to the diversion and use of water under Transfer approval 74314, the right holder shall install and maintain acceptable measuring devices at the authorized points 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 points of diversion in accordance with Department specifications.
9. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
10. 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 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 5/13/2005.
11. Place of use is within the area served by Southwest Irrigation District.
12. 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. 45-7147
As Modified by Transfer No. 74314

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.

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 9th day of June, 2009


for _____
Chief, Water Allocation Bureau

WATER RIGHT NO. 45-7148
As Modified by Transfer No. 74314

In accordance with the approval of Transfer No. 74314, Water Right No. 45-7148 is now described as follows.

Right Holder: BIG SKY DAIRY
 PO BOX 407
 JEROME ID 83338

Priority Date: July 31, 1973

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/15	3.81 CFS	1,120.0 AF
			3.81 CFS	1,120.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NENENE	Sec. 36 Twp 11S	Rge 21E	CASSIA County
GROUND WATER	NENENW	Sec. 36 Twp 11S	Rge 21E	CASSIA County
GROUND WATER	NWNWNE	Sec. 31 Twp 11S	Rge 22E	CASSIA County
GROUND WATER	L1 (NENENE)	Sec. 1 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	SESWNW	Sec. 5 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	SESWSW	Sec. 5 Twp 12S	Rge 22E	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	
11S	21E	36	31.0	31.0	39.0	33.0	33.0	33.0	35.0	38.0	38.0	34.0	33.0	39.0	33.0	38.0	31.0	31.0	550.0
11S	22E	31	33.0	33.0	38.0	33.0	33.0	33.0	38.0	38.0	33.0	33.0	33.0	33.0	33.0	38.0	33.0	33.0	548.0
11S	22E	32					L 1	L 2			33.0	33.0	33.0	33.0					132.0
12S	21E	1	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0									264.0
12S	22E	5	33.0	38.0	33.0	34.0	39.0	38.0	38.0	39.0	35.0	40.0	39.0	35.0	33.0	38.0	38.0	33.0	583.0
			L 1	L 2			L 3	L 4											

Total Acres: 2077

**WATER RIGHT NO. 45-7148
As Modified by Transfer No. 74314**

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 304.0 acres within the place of use described above in a single irrigation season.
2. Rights 45-2356A, 45-2377B, 45-2534A, 45-2606A, 45-2562, 45-2685, 45-7012, 45-7147, 45-7148, 45-13853 and 45-13854 when combined shall not exceed a total diversion rate of 29.73 cfs, a total annual maximum diversion volume of 6958.8 af at the field headgate, and the irrigation of 2071.0 acres.
3. 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.
4. The wells located in Sec. 36 T. 11S R. 21E and in Sec. 1 T. 12S R. 21E, located within the West Oakley Fan Critical Groundwater Area, when combined shall not exceed a total diversion rate of 14.3 cfs, nor a total annual maximum diversion volume of 3552.0 af at the field headgate.
5. The wells located in Sec. 31 T. 11S R. 22E and in Sec. 5 T. 12S R. 22 E, located within the Oakley-Kenyon Critical Groundwater Area, when combined shall not exceed a total diversion rate of 15.43 cfs, nor a total annual maximum diversion volume of 3406.8 af at the field headgate.
6. 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. 140.
7. Prior to the diversion and use of water under Transfer approval 74314, the right holder shall install and maintain acceptable measuring devices at the authorized points 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 points of diversion in accordance with Department specifications.
9. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
10. 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 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 5/13/2005.
11. Place of use is within the area served by Southwest Irrigation District.
12. 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. 45-7148
As Modified by Transfer No. 74314

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.

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 9th day of June, 20 09


For Chief, Water Allocation Bureau

WATER RIGHT NO. 45-13853
As Modified by Transfer No. 74314

In accordance with the approval of Transfer No. 74314, Water Right No. 45-13853 is now described as follows.

Right Holder: BIG SKY DAIRY
 PO BOX 407
 JEROME ID 83338

Priority Date: June 30, 1985

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15	to 11/15	2.27 CFS
			2.27 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NENENE	Sec. 36 Twp 11S	Rge 21E	CASSIA County
GROUND WATER	NENENW	Sec. 36 Twp 11S	Rge 21E	CASSIA County
GROUND WATER	NWNWNE	Sec. 31 Twp 11S	Rge 22E	CASSIA County
GROUND WATER	L1 (NENENE)	Sec. 1 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	SESWNW	Sec. 5 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	SESWSW	Sec. 5 Twp 12S	Rge 22E	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	
11S	21E	36	31.0	31.0	39.0	33.0	33.0	33.0	35.0	38.0	38.0	34.0	33.0	39.0	33.0	38.0	31.0	31.0	550.0
11S	22E	31	33.0	33.0	38.0	33.0	33.0	33.0	38.0	38.0	33.0	33.0	33.0	33.0	33.0	38.0	33.0	33.0	548.0
11S	22E	32						L 1	L 2		33.0	33.0	33.0	33.0					132.0
12S	21E	1	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0									264.0
12S	22E	5	L 1	L 2			L 3	L 4											
			33.0	38.0	33.0	34.0	39.0	38.0	38.0	39.0	35.0	40.0	39.0	35.0	33.0	38.0	38.0	33.0	583.0
			L 1	L 2			L 3	L 4											

Total Acres: 2077

WATER RIGHT NO. 45-13853
As Modified by Transfer No. 74314

CONDITIONS OF APPROVAL

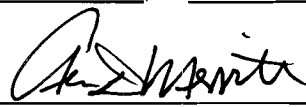
1. This right is limited to the irrigation of 206.0 acres within the place of use described above in a single irrigation season.
2. Rights 45-2652 and 45-13853 when combined shall not exceed a total diversion rate of 5.32 cfs, a total annual maximum diversion volume of 1064.0 af at the field headgate, and the irrigation of 482.0 acres.
3. Rights 45-2356A, 45-2377B, 45-2534A, 45-2606A, 45-2562, 45-2685, 45-7012, 45-7147, 45-7148, 45-13853 and 45-13854 when combined shall not exceed a total diversion rate of 29.73 cfs, a total annual maximum diversion volume of 6958.8 af at the field headgate, and the irrigation of 2071.0 acres.
4. 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.
5. The wells located in Sec. 36 T. 11S R. 21E and in Sec. 1 T. 12S R. 21E, located within the West Oakley Fan Critical Groundwater Area, when combined shall not exceed a total diversion rate of 14.3 cfs, nor a total annual maximum diversion volume of 3552.0 af at the field headgate.
6. The wells located in Sec. 31 T. 11S R. 22E and in Sec. 5 T. 12S R. 22 E, located within the Oakley-Kenyon Critical Groundwater Area, when combined shall not exceed a total diversion rate of 15.43 cfs, nor a total annual maximum diversion volume of 3406.8 af at the field headgate.
7. 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. 140.
8. Prior to the diversion and use of water under Transfer approval 74314, the right holder shall install and maintain acceptable measuring devices at the authorized points 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.
9. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
10. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
11. This right is an expansion of Right No. 45-2652 pursuant to Sec. 42-1416B, Idaho Code.
12. Place of use is within the area served by Southwest Irrigation District.
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.

WATER RIGHT NO. 45-13853
As Modified by Transfer No. 74314

14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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 9th day of June, 2009


For Chief, Water Allocation Bureau

WATER RIGHT NO. 45-13854
As Modified by Transfer No. 74314

In accordance with the approval of Transfer No. 74314, Water Right No. 45-13854 is now described as follows.

Right Holder: BIG SKY DAIRY
 PO BOX 407
 JEROME ID 83338

Priority Date: June 30, 1985

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15 to	11/15	1.66 CFS
			1.66 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NENENE	Sec. 36 Twp 11S	Rge 21E	CASSIA County
GROUND WATER	NENENW	Sec. 36 Twp 11S	Rge 21E	CASSIA County
GROUND WATER	NWNWNE	Sec. 31 Twp 11S	Rge 22E	CASSIA County
GROUND WATER	L1 (NENENE)	Sec. 1 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	SESWNW	Sec. 5 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	SESWSW	Sec. 5 Twp 12S	Rge 22E	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	
11S	21E	36	31.0	31.0	39.0	33.0	33.0	33.0	35.0	38.0	38.0	34.0	33.0	39.0	33.0	38.0	31.0	31.0	550.0
11S	22E	31	33.0	33.0	38.0	33.0	33.0	33.0	38.0	38.0	33.0	33.0	33.0	33.0	33.0	38.0	33.0	33.0	548.0
11S	22E	32																	132.0
12S	21E	1	33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0									264.0
12S	22E	5	33.0	38.0	33.0	34.0	33.0	39.0	38.0	39.0	35.0	40.0	39.0	35.0	33.0	38.0	38.0	33.0	583.0

Total Acres: 2077

WATER RIGHT NO. 45-13854
As Modified by Transfer No. 74314

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 115.3 acres within the place of use described above in a single irrigation season.
2. Rights 45-2356A, 45-2377B, 45-2534A, 45-2606A, 45-2685 and 45-13854 when combined shall not exceed a total diversion rate of 10.11 cfs, a total annual maximum diversion volume of 2342.8 af at the field headgate, and the irrigation of 701.0 acres.
3. Rights 45-2356A, 45-2377B, 45-2534A, 45-2606A, 45-2562, 45-2685, 45-7012, 45-7147, 45-7148, 45-13853 and 45-13854 when combined shall not exceed a total diversion rate of 29.73 cfs, a total annual maximum diversion volume of 6958.8 af at the field headgate, and the irrigation of 2071.0 acres.
4. 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.
5. The wells located in Sec. 36 T. 11S R. 21E and in Sec. 1 T. 12S R. 21E, located within the West Oakley Fan Critical Groundwater Area, when combined shall not exceed a total diversion rate of 14.3 cfs, nor a total annual maximum diversion volume of 3552.0 af at the field headgate.
6. The wells located in Sec. 31 T. 11S R. 22E and in Sec. 5 T. 12S R. 22 E, located within the Oakley-Kenyon Critical Groundwater Area, when combined shall not exceed a total diversion rate of 15.43 cfs, nor a total annual maximum diversion volume of 3406.8 af at the field headgate.
7. This right is an expansion Rights 45-2356A, 45-2377B, 45-2534A, 45-2606A and 45-2685 pursuant to Sec. 42-1416B, Idaho Code.
8. 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. 140.
9. Prior to the diversion and use of water under Transfer approval 74314, the right holder shall install and maintain acceptable measuring devices at the authorized points 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.
10. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
11. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
12. Place of use is within the area served by Southwest Irrigation District.
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.

WATER RIGHT NO. 45-13854
As Modified by Transfer No. 74314

14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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 9th day of June, 2009


FOR Chief, Water Allocation Bureau