

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 75484

This is to certify that: W-4 DAIRY
 116 N RIVER ISLAND RD
 RUPERT ID 83350
 (208)436-1700

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>
36-7275	WR/Decreed	12/01/1972	2.28 cfs	456 af	N/A	114.0	GROUND WATER

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

<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>
36-16375	WR/Decreed	04/20/1950	3.83 cfs	796 af	199.0	320.0	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>
36-7275	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>
36-7275	36-16737	1.3 cfs	260 af	65.0	320.0	36-16736	0.98 cfs	196 af	N/A	49.0
COMBINED										
TOTALS		1.3 cfs	260 af	65	320		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 9th day of July, 2009

SUPPORT DATA

IN FILE # 36-7275

FAR


 Chief, Water Allocation Bureau

WATER RIGHT NO. 36-16736
As Modified by Transfer No. 75484

In accordance with the approval of Transfer No. 75484, Water Right No. 36-16736 is now described as follows.

Right Holder: W-4 DAIRY
 116 N RIVER ISLAND RD
 RUPERT ID 83350

Priority Date: December 01, 1972

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	0.98 CFS	196.0 AF
			0.98 CFS	196.0 AF

LOCATION OF POINT(S) OF DIVERSION:
 GROUND WATER SWNESE Sec. 22 Twp 08S Rge 25E MINIDOKA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
08S	25E	22	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
																	9.0	40.0	49.0

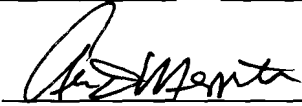
Total Acres: 49

CONDITIONS OF APPROVAL

- Right No. 36-7945 is also diverted through point of diversion described above.
- Use of this right is combined with water from A & B Irrigation Dist.
- The use of water for irrigation under this right may begin as early as March 15 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 15 under this remark is subordinated to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
- Property is also known as Tract B of Twp 08S, Rge 25E, Section 22.
- This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

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 July, 20 09


 For Chief, Water Allocation Bureau

WATER RIGHT NO. 36-16737
As Modified by Transfer No. 75484

In accordance with the approval of Transfer No. 75484, Water Right No. 36-16737 is now described as follows.

Right Holder: W-4 DAIRY
 116 N RIVER ISLAND RD
 RUPERT ID 83350

Priority Date: December 01, 1972

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	1.30 CFS	260.0 AF
			1.30 CFS	260.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNESE Sec. 27 Twp 07S Rge 25E MINIDOKA County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07S 25E 27	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0

Total Acres: 320

WATER RIGHT NO. 36-16737
As Modified by Transfer No. 75484

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 65 acres within the place of use described above in a single irrigation season.
2. Rights 36-16375 and 36-16737 when combined shall not exceed the irrigation of 264 acres in a single irrigation season.
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. 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. 130.
5. 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.
6. Prior to the diversion and use of water under Transfer approval 75484, the right holder shall install and maintain acceptable measuring device 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.
7. Right 36-16375 is also diverted through the point of diversion described above.
8. 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 8/27/2001, the date of the partial decree.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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.

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 July, 20 09

FOR 
Chief, Water Allocation Bureau

WATER RIGHT NO. 36-16375
As Modified by Transfer No. 75484

In accordance with the approval of Transfer No. 75484, Water Right No. 36-16375 is now described as follows.

Right Holder: W-4 DAIRY
 116 N RIVER ISLAND RD
 RUPERT ID 83350

Priority Date: April 20, 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	3.83 CFS	796.0 AF
			3.83 CFS	796.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNESE Sec. 27 Twp 07S Rge 25E MINIDOKA 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	
07S	25E	27	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0

Total Acres: 320

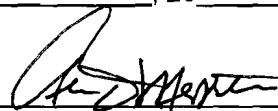
WATER RIGHT NO. 36-16375
As Modified by Transfer No. 75484

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 199 acres within the place of use described above in a single irrigation season.
2. Rights 36-16375 and 36-16737 when combined shall not exceed the irrigation of 264 acres in a single irrigation season.
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. 130.
4. 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.
5. Prior to the diversion and use of water under Transfer 75484 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. 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 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.

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 July, 2009

For 
Chief, Water Allocation Bureau