

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 75502

This is to certify that: SULLIVAN LTD PARTNERSHIP
 PO BOX 67
 MONTEVIEW ID 83435
 (208)657-2304

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>
32-7055B	WR/Decreed	04/23/1983	0.66 cfs	157.5 af	45.0	279.0	GROUND WATER
32-7045A	WR/Decreed	08/11/1983	3.47 cfs	819 af	234.0	279.0	GROUND WATER
32-13226	WR/Decreed	12/24/1973	2.88 cfs	504 af	N/A	144.0	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>
32-7055B	NO	NO	YES	NO	NO	NO
32-7045A	NO	NO	YES	NO	NO	NO
32-13226	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>
32-7055B	32-7055B	0.66 cfs	157.5 af	45.0	290.5		N/A	N/A	N/A	N/A
32-7045A	32-7045A	3.47 cfs	819 af	234.0	290.5		N/A	N/A	N/A	N/A
32-13226	32-13287	0.23 cfs	40.2 af	11.5	290.5	32-13286	2.65 cfs	463.8 af	N/A	132.5
COMBINED										
TOTALS		4.36 cfs	1016.7 af	290.5	290.5		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 18 day of May, 2009

Ernest Carlson
 for Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 32-7045A

WATER RIGHT NO. 32-7045A
As Modified by Transfer No. 75502

In accordance with the approval of Transfer No. 75502, Water Right No. 32-7045A is now described as follows.

Right Holder: SULLIVAN LTD PARTNERSHIP
 PO BOX 67
 MONTEVIEW ID 83435

Priority Date: August 11, 1983

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	3.47 CFS	819.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENWNW Sec. 12 Twp 09N Rge 33E CLARK 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	
09N	33E	1									22.1			33.1	10.9	23.3	36.4	32.7	158.5
09N	33E	12		5.2			38.8	24.3	28.8	34.9									132.0

Total Acres: 290.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 234 acres within the place of use described above in a single irrigation season.
2. Rights 32-7045A, 32-7055B, and 32-13287 when combined shall not exceed a total diversion rate of 4.36 cfs, a total annual maximum diversion volume of 1016.7 af at the field headgate, and the irrigation of 290.5 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. 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.
6. Prior to the diversion and use of water under Transfer approval 75502, 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.

WATER RIGHT NO. 32-7045A
As Modified by Transfer No. 75502

CONDITIONS OF APPROVAL

7. The following rights are diverted through point(s) of diversion described above: 32-7045A, 32-7055B and 32-13287.
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. 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 18 day of May, 2009

Ernest Carlson
for Chief, Water Allocation Bureau

WATER RIGHT NO. 32-7055B
As Modified by Transfer No. 75502

In accordance with the approval of Transfer No. 75502, Water Right No. 32-7055B is now described as follows.

Right Holder: SULLIVAN LTD PARTNERSHIP
 PO BOX 67
 MONTEVIEW ID 83435

Priority Date: April 23, 1983

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	0.66 CFS	157.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENWNW Sec. 12 Twp 09N Rge 33E CLARK 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	
09N	33E	1									22.1			33.1	10.9	23.3	36.4	32.7	158.5
09N	33E	12		5.2			38.8	24.3	28.8	34.9									132.0

Total Acres: 290.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 45 acres within the place of use described above in a single irrigation season.
2. Rights 32-7045A, 32-7055B, and 32-13287 when combined shall not exceed a total diversion rate of 4.36 cfs, a total annual maximum diversion volume of 1016.7 af at the field headgate, and the irrigation of 290.5 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. 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.
6. Prior to the diversion and use of water under Transfer approval 75502, 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.

WATER RIGHT NO. 32-7055B
As Modified by Transfer No. 75502

CONDITIONS OF APPROVAL

7. The following rights are diverted through point(s) of diversion described above: 32-7045A, 32-7055B and 32-13287.
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. 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 18 day of May, 20 09

for Ernest Carlson
Chief, Water Allocation Bureau

WATER RIGHT NO. 32-13286
As Modified by Transfer No. 75502

In accordance with the approval of Transfer No. 75502, Water Right No. 32-13286 is now described as follows.

Right Holder: M FRANK SULLIVAN
 PO BOX 67
 NORTH FORK ID 83466

Priority Date: December 24, 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	11/01	2.65 CFS	463.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENENW Sec. 8 Twp 09N Rge 34E CLARK 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
09N	34E	8					34.5	32.4	32.6	33.0									132.5

Total Acres: 132.5

CONDITIONS OF APPROVAL

- 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 18 day of May, 2009

Ernest Carlson
 for _____
 Chief, Water Allocation Bureau

WATER RIGHT NO. 32-13287
As Modified by Transfer No. 75502

In accordance with the approval of Transfer No. 75502, Water Right No. 32-13287 is now described as follows.

Right Holder: SULLIVAN LTD PARTNERSHIP
 PO BOX 67
 MONTEVIEW ID 83435

Priority Date: December 24, 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 11/01	0.23 CFS	40.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENWNW Sec. 12 Twp 09N Rge 33E CLARK 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	
09N	33E	1									22.1			33.1	10.9	23.3	36.4	32.7	158.5
09N	33E	12		5.2			38.8	24.3	28.8	34.9									132.0

Total Acres: 290.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 11.5 acres within the place of use described above in a single irrigation season.
2. Rights 32-7045A, 32-7055B, and 32-13287 when combined shall not exceed a total diversion rate of 4.36 cfs, a total annual maximum diversion volume of 1016.7 af at the field headgate, and the irrigation of 290.5 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. 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.
6. Prior to the diversion and use of water under Transfer approval 75502, 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.

WATER RIGHT NO. 32-13287
As Modified by Transfer No. 75502

CONDITIONS OF APPROVAL

7. The following rights are diverted through point(s) of diversion described above: 32-7045A, 32-7055B and 32-13287.
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. 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 18 day of May, 2009

Ernest Carlson
for Chief, Water Allocation Bureau