

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 74554

This is to certify that: WRIDE FARMS INC
 3166 W 1300 S
 ABERDEEN ID 83210
 (208)397-4634

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>
35-7878	WR/Decreed	10/17/1979	2.54 cfs	508 af	N/A	127.0	GROUND WATER
35-2386	WR/Decreed	09/22/1954	5.5 cfs	1224 af	306.0	437.0	GROUND WATER
35-7925	WR/Decreed	01/27/1981	2.64 cfs	528 af	132.0	437.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

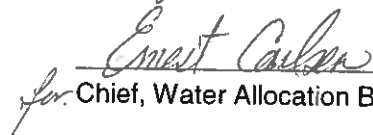
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
35-7878	NO	NO	YES	NO	NO	NO
35-2386	YES	YES	YES	NO	NO	NO
35-7925	YES	YES	YES	NO	NO	NO

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>
35-7878	35-7878	2.54 cfs	508 af	127.0	140.0		N/A	N/A	N/A	N/A
35-2386	35-13722	0.16 cfs	36 af	9.0	140.0	35-13721	5.34 cfs	1188 af	297.0	424.0
35-7925	35-13720	0.08 cfs	16 af	4.0	140.0	35-13719	2.56 cfs	512 af	128.0	424.0
COMBINED TOTALS		2.78 cfs	560 af	140.0	140.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 23 day of February, 20 09


 for Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 35-2386

WATER RIGHT NO. 35-7878
As Modified by Transfer No. 74554

In accordance with the approval of Transfer No. 74554, Water Right No. 35-7878 is now described as follows.

Right Holder: WRIDE FARMS INC
 3166 W 1300 S
 ABERDEEN ID 83210

Priority Date: October 17, 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 11/01	2.54 CFS	508.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNWSW Sec. 2 Twp 05S Rge 30E BINGHAM 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	
05S	30E	2									28.0	36.0	36.0	14.0					114.0
05S	30E	10	15.0	11.0															26.0

Total Acres: 140

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 127 acres within the place of use described above in a single irrigation season.
2. Rights 35-7878, 35-13720 and 35-13722 when combined shall not exceed a total diversion rate of 2.78 cfs, a total annual maximum diversion volume of 560.0 af at the field headgate, and the irrigation of 140 acres.
3. 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.
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 120.
5. Prior to the diversion and use of water under Transfer approval 74554 the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and 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.

WATER RIGHT NO. 35-7878
As Modified by Transfer No. 74554

CONDITIONS OF APPROVAL

7. The following rights are diverted through point(s) of diversion described above: 35-7878, 35-13720, 35-13722.
8. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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 23 day of February, 2009

Ernest Carlson
for Chief, Water Allocation Bureau

WATER RIGHT NO. 35-13719
As Modified by Transfer No. 74554

In accordance with the approval of Transfer No. 74554, Water Right No. 35-13719 is now described as follows.

Right Holder: WRIDE FARMS INC
 3166 W 1300 S
 ABERDEEN ID 83210

Priority Date: January 27, 1981

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	to 11/01	2.56 CFS	512.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENWSW Sec. 4 Twp 05S Rge 30E BINGHAM 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	
05S	30E	4			4.0	2.0			4.0	11.0	40.0	36.0	19.0	31.0	36.0	38.0	30.0	28.0	279.0
05S	30E	5			14.0	15.0									40.0	38.0	12.0	26.0	145.0

Total Acres: 424

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 128 acres within the place of use described above in a single irrigation season.
2. Rights 35-13719 and 35-13721 when combined shall not exceed a total diversion rate of 7.90 cfs, a total annual maximum diversion volume of 1696 af at the field headgate, and the irrigation of 424 acres.
3. 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.
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 120.
5. Prior to the diversion and use of water under Transfer approval 74556 the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and 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.

WATER RIGHT NO. 35-13719
As Modified by Transfer No. 74554

CONDITIONS OF APPROVAL

7. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/01 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 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 03/08/2002.
8. The following rights are diverted through point(s) of diversion described above: 35-13719, 35-13721.
9. The right holder shall accomplish the change authorized by this transfer within one year(s) 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 23 day of February, 20 09

for Ernest Carlson

Chief, Water Allocation Bureau

**WATER RIGHT NO. 35-13720
As Modified by Transfer No. 74554**

In accordance with the approval of Transfer No. 74554, Water Right No. 35-13720 is now described as follows.

Right Holder: WRIDE FARMS INC
3166 W 1300 S
ABERDEEN ID 83210

Priority Date: January 27, 1981

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15 to	11/01	0.08 CFS	16.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNWSW Sec. 2 Twp 05S Rge 30E BINGHAM 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	
05S	30E	2									28.0	36.0	36.0	14.0					114.0
05S	30E	10	15.0	11.0															26.0

Total Acres: 140

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 4 acres within the place of use described above in a single irrigation season.
2. Rights 35-7878, 35-13720 and 35-13722 when combined shall not exceed a total diversion rate of 2.78 cfs, a total annual maximum diversion volume of 560.0 af at the field headgate, and the irrigation of 140 acres.
3. 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.
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 120.
5. Prior to the diversion and use of water under Transfer approval 74554 the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and 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. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/01 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 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 03/08/2002.

WATER RIGHT NO. 35-13720
As Modified by Transfer No. 74554

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 4.0 afa per acre at the field headgate for irrigation of the lands above.
8. The following rights are diverted through point(s) of diversion described above: 35-7878, 35-13720, 35-13722.
9. The right holder shall accomplish the change authorized by this transfer within one year(s) 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 23 day of February, 2009

Ernest Carlson
for Chief, Water Allocation Bureau

WATER RIGHT NO. 35-13721
As Modified by Transfer No. 74554

In accordance with the approval of Transfer No. 74554, Water Right No. 35-13721 is now described as follows.

Right Holder: WRIDE FARMS INC
 3166 W 1300 S
 ABERDEEN ID 83210

Priority Date: September 22, 1954

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	5.34 CFS	1,188.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENWSW Sec. 4 Twp 05S Rge 30E BINGHAM 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	
05S	30E	4			4.0	2.0			4.0	11.0	40.0	36.0	19.0	31.0	36.0	38.0	30.0	28.0	279.0
05S	30E	5			14.0	15.0									40.0	38.0	12.0	26.0	145.0

Total Acres: 424

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 297 acres within the place of use described above in a single irrigation season.
2. Rights 35-13719 and 35-13721 when combined shall not exceed a total diversion rate of 7.90 cfs, a total annual maximum diversion volume of 1696 af at the field headgate, and the irrigation of 424 acres.
3. 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.
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 120.
5. Prior to the diversion and use of water under Transfer approval 74556 the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and 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.

WATER RIGHT NO. 35-13721
As Modified by Transfer No. 74554

CONDITIONS OF APPROVAL

7. The following rights are diverted through point(s) of diversion described above: 35-13719, 35-13721.
8. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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 23 day of February, 2009

Ernest Carlson
for Chief, Water Allocation Bureau

WATER RIGHT NO. 35-13722
As Modified by Transfer No. 74554

In accordance with the approval of Transfer No. 74554, Water Right No. 35-13722 is now described as follows.

Right Holder: WRIDE FARMS INC
 3166 W 1300 S
 ABERDEEN ID 83210

Priority Date: September 22, 1954

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	0.16 CFS	36.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNWSW Sec. 2 Twp 05S Rge 30E BINGHAM County

PLACE OF USE: IRRIGATION

Tw	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05S	30E	2									28.0	36.0	36.0	14.0					114.0
05S	30E	10	15.0	11.0															26.0

Total Acres: 140

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 9 acres within the place of use described above in a single irrigation season.
2. Rights 35-7878, 35-13720 and 35-13722 when combined shall not exceed a total diversion rate of 2.78 cfs, a total annual maximum diversion volume of 560.0 af at the field headgate, and the irrigation of 140 acres.
3. 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.
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 120.
5. Prior to the diversion and use of water under Transfer approval 74554 the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and 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.

WATER RIGHT NO. 35-13722
As Modified by Transfer No. 74554

CONDITIONS OF APPROVAL

7. The following rights are diverted through point(s) of diversion described above: 35-7878, 35-13720, 35-13722.
8. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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 23 day of February, 2009

Ernest Carlson
Chief, Water Allocation Bureau