

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 74664

This is to certify that: JOHN LEZAMIZ FAMILY LTD PARTNERSHIP
 PO BOX 389
 TWIN FALLS ID 83303-0389
 (208)734-7510

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>
34-2350	WR/Decreed	07/13/1959	1.6 cfs	280 af	N/A	80.0	GROUND WATER
34-13949	WR/Decreed	08/23/1949	0.21 cfs	N/A	15.2	248.1	GROUND WATER
34-13951	WR/Decreed	04/14/1961	0.46 cfs	N/A	23.0	248.1	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>
34-2350	NO	NO	YES	NO	NO	NO
34-13949	NO	YES	YES	NO	NO	NO
34-13951	NO	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>
34-2350	34-2350	1.6 cfs	280 af	80.0	147.0		N/A	N/A	N/A	N/A
34-13949	34-13949	0.21 cfs	53.2 af	15.2	147.0		N/A	N/A	N/A	N/A
34-13951	34-13951	0.46 cfs	80.5 af	23.0	147.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		2.27 cfs	413.7 af	118.2	147.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 20 day of January, 2009

Ernest Carlson
 for Chief, Water Allocation Bureau
 SUPPORT DATA

IN FILE # 34-2350

WATER RIGHT NO. 34-2350
As Modified by Transfer No. 74664

In accordance with the approval of Transfer No. 74664, Water Right No. 34-2350 is now described as follows.

Right Holder: JOHN LEZAMIZ FAMILY LTD PARTNERSHIP
 PO BOX 389
 TWIN FALLS ID 83303-0389

Priority Date: July 13, 1959

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	1.60 CFS	280.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWNE Sec. 31 Twp 07N Rge 25E CUSTER 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
07N	25E	31	31.0		35.0	26.0				23.0					32.0				147.0

Total Acres: 147

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 80 acres within the place of use described above in a single irrigation season.
2. Rights 34-230, 34-231, 34-232, 34-2275 and 34-2350 when combined shall not exceed a total diversion rate of 3.16 cfs and the irrigation of 84 acres.
3. Rights 34-230, 34-231, 34-232, 34-2275, 34-2350, 34-13949, 34-13951, 34-14006, 34-14008, 34-14010 and 34-14012 when combined shall not exceed a total diversion rate of 4.48 cfs and the irrigation of 133.9 acres.
4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to the diversion and use of water under Transfer approval 74664, 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. 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. 34.
7. The following rights are diverted through point(s) of diversion described above: 34-2350, 34-13949, 34-13950.

WATER RIGHT NO. 34-2350
As Modified by Transfer No. 74664

CONDITIONS OF APPROVAL

8. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
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.
10. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
11. 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 20 day of January, 2009

Ernest Carlson
for Chief, Water Allocation Bureau

WATER RIGHT NO. 34-13949
As Modified by Transfer No. 74664

In accordance with the approval of Transfer No. 74664, Water Right No. 34-13949 is now described as follows.

Right Holder: JOHN LEZAMIZ FAMILY LTD PARTNERSHIP
 PO BOX 389
 TWIN FALLS ID 83303-0389

Priority Date: August 23, 1949

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	0.21 CFS	53.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWNE Sec. 31 Twp 07N Rge 25E CUSTER 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	
07N	25E	31	31.0		35.0	26.0				23.0					32.0				147.0

Total Acres: 147

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 15.2 acres within the place of use described above in a single irrigation season.
2. Rights 34-230, 34-231, 34-232, 34-2275, 34-2350, 34-13949, 34-13951, 34-14006, 34-14008, 34-14010 and 34-14012 when combined shall not exceed a total diversion rate of 4.48 cfs and the irrigation of 133.9 acres.
3. Rights 34-13949, 34-13951, 34-14006, 34-14008, 34-14010 and 34-14012 when combined shall not exceed a total diversion rate of 1.32 cfs and the irrigation of 49.9 acres.
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. 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. 34.
6. Prior to the diversion and use of water under Transfer approval 74664, 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.
7. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

WATER RIGHT NO. 34-13949
As Modified by Transfer No. 74664

CONDITIONS OF APPROVAL

8. The following rights are diverted through point(s) of diversion described above: 34-2350, 34-13949, 34-13950.
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.
10. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
11. 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 20 day of January, 2009

Ernest Carlson
for Chief, Water Allocation Bureau

WATER RIGHT NO. 34-13951
As Modified by Transfer No. 74664

In accordance with the approval of Transfer No. 74664, Water Right No. 34-13951 is now described as follows.

Right Holder: JOHN LEZAMIZ FAMILY LTD PARTNERSHIP
 PO BOX 389
 TWIN FALLS ID 83303-0389

Priority Date: April 14, 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	0.46 CFS	80.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWNE Sec. 31 Twp 07N Rge 25E CUSTER County

PLACE OF USE: IRRIGATION

<u>Twp</u>	<u>Rge</u>	<u>Sec</u>	<u>NE</u>				<u>NW</u>				<u>SW</u>				<u>SE</u>				
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
07N	25E	31	31.0		35.0	26.0				23.0					32.0				147.0

Total Acres: 147

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 23 acres within the place of use described above in a single irrigation season.
2. Rights 34-13949, 34-13951, 34-14006, 34-14008, 34-14010 and 34-14012 when combined shall not exceed a total diversion rate of 1.32 cfs and the irrigation of 49.9 acres.
3. Rights 34-230, 34-231, 34-232, 34-2275, 34-2350, 34-13949, 34-13951, 34-14006, 34-14008, 34-14010 and 34-14012 when combined shall not exceed a total diversion rate of 4.48 cfs and the irrigation of 133.9 acres.
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. 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. 34.
6. Prior to the diversion and use of water under Transfer approval 74664, 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.
7. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

WATER RIGHT NO. 34-13951
As Modified by Transfer No. 74664

CONDITIONS OF APPROVAL

8. The following rights are diverted through point(s) of diversion described above: 34-2350, 34-13949, 34-13950.
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.
10. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
11. 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 20 day of January, 2009

Ernest Carlson
for Chief, Water Allocation Bureau