

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 74522

This is to certify that: LANTING ENTERPRISES LLC
 C/O JAMES W LANTING
 2181 N 2300 E
 TWIN FALLS ID 83301
 (208)431-4423

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>
47-8007B	WR/License	06/28/1985	0.1 cfs	42.4 af	87.0	749.0	GROUND WATER
47-8261	WR/License	02/19/1991	3.8 cfs	760 af	190.0	749.0	GROUND WATER
47-2263	AJC/License	02/29/1952	0.2 cfs	97.6 af	70.0	749.0	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>
47-8007B	NO	NO	YES	NO	NO	NO
47-8261	NO	NO	YES	NO	NO	NO
47-2263	NO	NO	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>
47-8007B	47-8007B	0.1 cfs	42.4 af	87.0	869.0		N/A	N/A	N/A	N/A
47-8261	47-8261	3.8 cfs	760 af	190.0	869.0		N/A	N/A	N/A	N/A
47-2263	47-2263	0.2 cfs	97.6 af	70.0	869.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		4.1 cfs	900 af	347	869		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 23rd day of September, 2008

FOR

Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 47-2263

WATER RIGHT NO. 47-2263
As Modified by Transfer No. 74522

In accordance with the approval of Transfer No. 74522, Water Right No. 47-2263 is now described as follows.

Right Holder: LANTING ENTERPRISES LLC
C/O JAMES W LANTING
2181 N 2300 E
TWIN FALLS ID 83301

Priority Date: February 29, 1952

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 SWNWSW Sec. 5 Twp 13S Rge 16E TWIN FALLS
County

GROUND WATER SENENE Sec. 8 Twp 13S Rge 16E TWIN FALLS
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	
12S	16E	31															1.0	1.0	
12S	16E	32										6.0						6.0	
13S	16E	4									35.0	35.0	33.0	34.0				137.0	
13S	16E	5			1.0		11.0 L 3	36.0 L 4	37.0	34.0	33.0	39.0	13.0	1.0	33.0	32.0	32.0	36.0	338.0
13S	16E	6	23.0 L 1		12.0	32.0									38.0	38.0	22.0	24.0	189.0
13S	16E	7	12.0	28.0															40.0
13S	16E	8	34.0	1.0	33.0	39.0									26.0	25.0			158.0

Total Acres: 869

WATER RIGHT NO. 47-2263
As Modified by Transfer No. 74522

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 70 acres within the place of use described above in a single irrigation season.
2. Rights 47-2263, 47-8007B and 47-8261 when combined shall not exceed a total diversion rate of 4.10 cfs, a total annual maximum diversion volume of 900.0 af at the field headgate, and the irrigation of 347.0 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 this right is combined with water from Salmon River Canal Co. Ltd.
5. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
6. If the surface water rights appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
7. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
8. 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.
9. The right holder shall accomplish the change authorized by this transfer within one years of the date of this approval.
10. Failure of the right holder to comply with the conditions of transfer # 74522 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 23rd day of September, 20 08



FOR Chief, Water Allocation Bureau

WATER RIGHT NO. 47-8007B
As Modified by Transfer No. 74522

In accordance with the approval of Transfer No. 74522, Water Right No. 47-8007B is now described as follows.

Right Holder: LANTING ENTERPRISES LLC
 C/O JAMES W LANTING
 2181 N 2300 E
 TWIN FALLS ID 83301

Priority Date: June 28, 1985

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	0.10 CFS	42.4 AF
			0.10 CFS	42.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNWSW Sec. 5 Twp 13S Rge 16E TWIN FALLS
 County

GROUND WATER SENENE Sec. 8 Twp 13S Rge 16E TWIN FALLS
 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	
12S 16E 31																1.0	1.0
12S 16E 32											6.0						6.0
13S 16E 4									35.0	35.0	33.0	34.0					137.0
13S 16E 5			1.0		11.0	36.0	37.0	34.0	33.0	39.0	13.0	1.0	33.0	32.0	32.0	36.0	338.0
13S 16E 6	23.0		12.0	32.0	L 3	L 4							38.0	38.0	22.0	24.0	189.0
13S 16E 7	L 1																40.0
13S 16E 8	34.0	1.0	33.0	39.0									26.0	25.0			158.0

Total Acres: 869

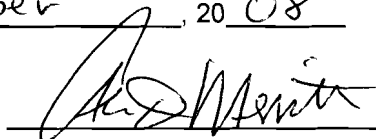
WATER RIGHT NO. 47-8007B
As Modified by Transfer No. 74522

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 87 acres within the place of use described above in a single irrigation season.
2. Rights 47-2263, 47-8007B and 47-8261 when combined shall not exceed a total diversion rate of 4.10 cfs, a total annual maximum diversion volume of 900.0 af at the field headgate, and the irrigation of 347.0 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 this right is combined with water from Salmon River Canal Co. Ltd.
5. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
6. If the surface water rights appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
7. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
8. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
9. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
10. The right holder shall accomplish the change authorized by this transfer within one years of the date of this approval.
11. Failure of the right holder to comply with the conditions of transfer # 74522 is cause for the Director to rescind approval of the transfer.

This water right is subject to all prior water rights and shall be ad

Dated this 23rd day of September, 20 08


FOR Chief, Water Allocation Bureau

WATER RIGHT NO. 47-8261
As Modified by Transfer No. 74522

In accordance with the approval of Transfer No. 74522, Water Right No. 47-8261 is now described as follows.

Right Holder: LANTING ENTERPRISES LLC
C/O JAMES W LANTING
2181 N 2300 E
TWIN FALLS ID 83301

Priority Date: February 19, 1991

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	3.80 CFS	760.0 AF
			3.80 CFS	760.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNWSW Sec. 5 Twp 13S Rge 16E TWIN FALLS
County

GROUND WATER SENENE Sec. 8 Twp 13S Rge 16E TWIN FALLS
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		
12S	16E	31															1.0	1.0		
12S	16E	32										6.0						6.0		
13S	16E	4										35.0	35.0	33.0	34.0			137.0		
13S	16E	5			1.0		11.0 L 3	36.0 L 4	37.0	34.0		33.0	39.0	13.0	1.0	33.0	32.0	32.0	36.0	338.0
13S	16E	6	23.0 L 1		12.0	32.0										38.0	38.0	22.0	24.0	189.0
13S	16E	7	12.0	28.0																40.0
13S	16E	8	34.0	1.0	33.0	39.0										26.0	25.0			158.0

Total Acres: 869

WATER RIGHT NO. 47-8261
As Modified by Transfer No. 74522

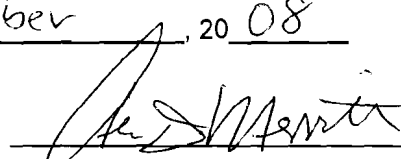
CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 190 acres within the place of use described above in a single irrigation season.
2. Rights 47-2263, 47-8007B and 47-8261 when combined shall not exceed a total diversion rate of 4.10 cfs, a total annual maximum diversion volume of 900.0 af at the field headgate, and the irrigation of 347.0 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 this right is combined with water from Salmon River Canal Co. Ltd.
5. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
6. If the surface water rights appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
7. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
8. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
9. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
10. The right holder shall accomplish the change authorized by this transfer within one years of the date of this approval.
11. Failure of the right holder to comply with the conditions of transfer # 74522 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 23rd day of September, 20 08

FOR


Chief, Water Allocation Bureau