

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73719

This is to certify that: CRITCHFIELD FARMS
C/O DAREN CRITCHFIELD
1815 S HWY 27
OAKLEY ID 83346
(208)862-3660

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>
45-4043	WR/Decreed	06/18/1953	5.6 cfs	2732.5 af	705.7	979.9	GROUND WATER

Associated Water Rights Also Included in Transfer Approval (Conditions & Place of Use 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>
45-2379	WR/Decreed	06/05/1951	2.02 cfs	857.4 af	280.0	979.9	GROUND WATER
45-2692	WR/Decreed	03/28/1963	1.6 cfs	673 af	270.0	979.9	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>
45-4043	YES	YES	YES	NO	YES	YES

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>
45-4043	45 -14089	1.20 cfs	407 af	N/A	N/A	45-14088	4.4 cfs	2086.6 af	538.9	813.1
COMBINED										
TOTALS		1.2 cfs	407 af	N/A	N/A		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 22nd day of May, 20 08

Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 45-4043

WATER RIGHT NO. 45-14088
As Modified by Transfer No. 73719

In accordance with the approval of Transfer No. 73719, Water Right No. 45-14088 is now described as follows.

Right Holder: CRITCHFIELD FARMS
 C/O DAREN CRITCHFIELD
 1815 S HWY 27
 OAKLEY ID 83346

Priority Date: June 18, 1953

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	4.40 CFS	2,086.6 AF
			4.40 CFS	2,086.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWSW	Sec. 2 Twp 13S Rge 22E CASSIA County
GROUND WATER	SWNWSW	Sec. 2 Twp 13S Rge 22E CASSIA County
GROUND WATER	SWNWNW	Sec. 11 Twp 13S Rge 22E CASSIA 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 22E 35									41.0	41.0	36.0	41.0	41.0	40.0	40.0	35.0	315.0
13S 22E 2			8.5				40.0	33.2	40.0	40.0	40.0	40.0	3.0	40.0	40.0	3.1	327.8
13S 22E 11	2.7	38.0			40.0	40.0	28.0	20.0	1.6								170.3

Total Acres: 813.1

WATER RIGHT NO. 45-14088
As Modified by Transfer No. 73719

CONDITIONS OF APPROVAL

1. Use of the rights listed below is limited to a total combined diversion rate of 8.02 cfs and to a total combined annual diversion volume of 3252.4 af. Combined right nos.: 45-2379, 45-2692, & 45-14088.
2. This right is limited to the irrigation of 538.9 acres within the place of use described above in a single irrigation season.
3. Use of the rights listed below is limited to the irrigation of a combined total of 813.1 acres in a single irrigation season. Combined right nos.: 45-2379, 45-2692, & 45-14088.
4. 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 22nd day of May, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 45-14089
As Modified by Transfer No. 73719

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
2. 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. 140.
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. Prior to the diversion and use of water under Transfer approval 73719, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
5. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
6. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
7. Commercial use is for a dairy operation.
8. The right holder shall accomplish the change authorized by this transfer within one year 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 22nd day of May, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 45-2379
As Modified by Transfer No. 73719

In accordance with the approval of Transfer No. 73719, Water Right No. 45-2379 is now described as follows.

Right Holder: CRITCHFIELD FARMS
 C/O DAREN CRITCHFIELD
 1815 S HWY 27
 OAKLEY ID 83346

Priority Date: June 05, 1951

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	2.02 CFS	857.4 AF
			2.02 CFS	857.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWSW	Sec. 2 Twp 13S Rge 22E CASSIA County
GROUND WATER	SWNWSW	Sec. 2 Twp 13S Rge 22E CASSIA County
GROUND WATER	SWNWNW	Sec. 11 Twp 13S Rge 22E CASSIA 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 22E 35									41.0	41.0	36.0	41.0	41.0	40.0	40.0	35.0	315.0
13S 22E 2			8.5				40.0	33.2	40.0	40.0	40.0	40.0	3.0	40.0	40.0	3.1	327.8
13S 22E 11	2.7	38.0			40.0	40.0	28.0	20.0	1.6								170.3

Total Acres: 813.1

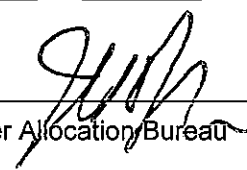
WATER RIGHT NO. 45-2379
As Modified by Transfer No. 73719

CONDITIONS OF APPROVAL

1. 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.
2. Use of the rights listed below is limited to a total combined diversion rate of 8.02 cfs and to a total combined annual diversion volume of 3252.4 af. Combined right nos.: 45-2379, 45-2692, & 45-14088.
3. Use of the rights listed below is limited to the irrigation of a combined total of 813.1 acres in a single irrigation season. Combined right nos.: 45-2379, 45-2692, & 45-14088.
4. This right is limited to the irrigation of 280 acres within the place of use described above in a single irrigation season.

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 22nd day of May, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 45-2692
As Modified by Transfer No. 73719

In accordance with the approval of Transfer No. 73719, Water Right No. 45-2692 is now described as follows.

Right Holder: CRITCHFIELD FARMS
 C/O DAREN CRITCHFIELD
 1815 S HWY 27
 OAKLEY ID 83346

Priority Date: March 28, 1963

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	1.60 CFS	673.0 AF
			1.60 CFS	673.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWSW	Sec. 2 Twp 13S Rge 22E CASSIA County
GROUND WATER	SWNWSW	Sec. 2 Twp 13S Rge 22E CASSIA County
GROUND WATER	SWNWNW	Sec. 11 Twp 13S Rge 22E CASSIA 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 22E 35									41.0	41.0	36.0	41.0	41.0	40.0	40.0	35.0	315.0
13S 22E 2			8.5				40.0	33.2	40.0	40.0	40.0	40.0	3.0	40.0	40.0	3.1	327.8
13S 22E 11	2.7	38.0			40.0	40.0	28.0	20.0	1.6								170.3

Total Acres: 813.1

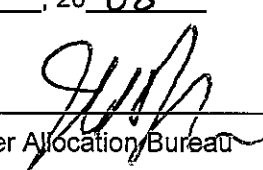
WATER RIGHT NO. 45-2692
As Modified by Transfer No. 73719

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 270 acres within the place of use described above in a single irrigation season.
2. 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 November 1 under this remark is subordinate 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.
3. 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.
4. Use of the rights listed below is limited to a total combined diversion rate of 8.02 cfs and to a total combined annual diversion volume of 3252.4 af. Combined right nos.: 45-2379, 45-2692, & 45-14088.
5. Use of the rights listed below is limited to the irrigation of a combined total of 813.1 acres in a single irrigation season. Combined right nos.: 45-2379, 45-2692, & 45-14088.

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 22nd day of May, 20 08



Chief, Water Allocation Bureau