

Should questions arise during the processing of this application please contact:
Steven Hannula ERO Resources Corp. (208) 373-7983

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of applicant Haringa Family Trust

Phone (209) 847-4586

Post Office address 14842 Keyes, Denair, CA 95316

A. Purpose of Transfer

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes To redefine the location description of the wells; to modify the description that was approved in transfer 72354.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>61-11997</u>	<u>8-2-1968</u>	<u>0.52 / 139.9</u>	<u>Stockwater and Commercial</u>	<u>01/01 to 12/31</u>
<u>61-11999</u>	<u>6-14-1974</u>	<u>0.52 / 69.4</u>	<u>Stockwater and Commercial</u>	<u>01/01 to 12/31</u>
<u>61-12001</u>	<u>11-8-1974</u>	<u>0.66 / 88.4</u>	<u>Stockwater and Commercial</u>	<u>01/01 to 12/31</u>
<u>61-12003</u>	<u>10-25-1974</u>	<u>0.53 / 70.8</u>	<u>Stockwater and Commercial</u>	<u>01/01 to 12/31</u>

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WATER RESOURCES
WESTERN REGION

2. Total amount of water being transferred 2.23 cubic feet per second and/or 368.5 acre-feet per annum.
3. Source of water Ground water tributary to N/A
4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SE	35	4S	6E	ELMORE	Existing Well
		SW	SE	35	4S	6E	ELMORE	Proposed Well

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
4S	6E	35													s/c	s/c	s/c	s/c	

Total acres N/A

PART 1

6. General Information:

- a. Description of diversion system New well with submersible pump, pipelines, various dairy equipment.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes ☒ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer: None
- d. Remarks: This proposed well will provide backup services only and will not change the diversion rate or annual volume authorized. No impact to the aquifer will result from this transfer. The only change this transfer seeks is to identify the correct quarter-quarter description for the wells.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____
And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 20 _____.

PART 2 (61-11997)

9. Describe any other water rights used for the same purpose as described above 61-11999, 61-12001, 61-12003
10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED*(If the entire right is to be changed by the applicant, omit part B and C.)*

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Points of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Points of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

Part 2 - Attachment A - proof reports

PART 2 (61-11999)

Transfer No. _____

9. Describe any other water rights used for the same purpose as described above 61-11997, 61-12001, 61-12003

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED*(If the entire right is to be changed by the applicant, omit part B and C.)*

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Points of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Points of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

PART 2 (61-12001)

9. Describe any other water rights used for the same purpose as described above 61-11997, 61-11999, 61-12003
10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED*(If the entire right is to be changed by the applicant, omit part B and C.)*

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Points of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Points of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

PART 2 (61-12003)9. Describe any other water rights used for the same purpose as described above 61-11997, 61-11999, 61-12001

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED*(If the entire right is to be changed by the applicant, omit part B and C.)*

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
- Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
- Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Points of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
- Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
- Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Points of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

PART 3**B. CHANGES IN NATURE OF USE**

- | 1. | New Nature of Use | Amount
(cfs/ac-ft) | Hours/days/year | Period of Use |
|----|-------------------|-----------------------|-----------------|----------------|
| | _____ | _____ | _____ | _____ to _____ |
| | _____ | _____ | _____ | _____ to _____ |
2. Quantity and quality of return flows and location of discharge: _____
3. Describe effects on other water uses resulting from the proposed change: _____

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in voiding its approval.



Johanne Oppedye (Successor of Harry Family Trust)
(Signature of Applicant)

Subscribed and sworn before me this 6th day of April, 20 07.

Steve R. Hannula
(Notary Public)

My commission expires 8-18-11

FOR DEPARTMENT USE ONLY

Transfer contains 1 pages and 2 attachments

Received by SB Date 4.7.07 Protest filed by _____

Prelim. check by VLM Fee \$330.00 *

Receipted by SB Date 4.7.07

Published in _____ Copies of protest forwarded by _____

Pub. Dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

* W035240
W035241

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 61-11997

WATER RIGHT NUMBER: 61-11997

Owner Type Name and Address

Original Owner W D HENNIS
 RT 7
 NAMPA, ID 83651

Current Owner HARINGA FAMILY TRUST
 14842 KEYES
 DENAIR, CA 95316
 (209) 471-9782

Priority Date: 08/02/1968

Basis: Decreed

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31	0.520 CFS	139.90 AF
COMMERCIAL	01/01 to 12/31	0.520 CFS	139.90 AF
	<u>Total Diversion:</u>	0.520 CFS	139.90 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4SW1/4SE1/4	Sec. 35, Twp 04S, Rge 06E, B.M.	ELMORE County
GROUND WATER	SE1/4SW1/4SE1/4	Sec. 35, Twp 04S, Rge 06E, B.M.	ELMORE County

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S	06E	35													X	X	X	X	

COMMERCIAL, same as stockwater

Conditions of Approval:

1. T19 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.
2. X63 All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
3. 106 Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
4. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
6. Commercial use is for a dairy.
7. 082 Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
8. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Dates and Other Information:

Decreed Date: 10/26/2000
 State or Federal: S
 Civil Case Number: 39576
 Judicial District: FIFTH
 Mitigation Plan: False

Attachment A (p. 1 of 4)

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 61-11999

WATER RIGHT NUMBER: 61-11999

Owner Type Name and Address

Current Owner HARINGA FAMILY TRUST
 14842 KEYES
 DENAIR, CA 95316
 (209) 471-9782

Original Owner W D HENNIS
 RT 7
 NAMPA, ID 83651

Priority Date: 06/14/1974

Basis: Decreed

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
COMMERCIAL	01/01 to 12/31	0.520 CFS	69.40 AF
STOCKWATER	01/01 to 12/31	0.520 CFS	69.40 AF
	<u>Total Diversion:</u>	0.520 CFS	69.40 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4SW1/4SE1/4	Sec. 35, Twp 04S, Rge 06E, B.M.	ELMORE County
GROUND WATER	SE1/4SW1/4SE1/4	Sec. 35, Twp 04S, Rge 06E, B.M.	ELMORE County

Place of Use

COMMERCIAL, same as stockwater

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04S	06E	35													X	X	X	X	

Conditions of Approval:

1. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
2. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Commercial use is for a dairy.
5. T19 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.
6. X63 All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
7. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
8. 106 Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
9. 082 Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.

Dates and Other Information:

Decreed Date: 10/26/2000
 State or Federal: S
 Civil Case Number: 39576
 Judicial District: FIFTH
 Mitigation Plan: False

Attachment A (p. 2 of 4)

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 61-12001

WATER RIGHT NUMBER: 61-12001

Owner Type Name and Address

Original Owner W D HENNIS
 RT 7
 NAMPA, ID 83651

Current Owner HARINGA FAMILY TRUST
 14842 KEYES
 DENAIR, CA 95316
 (209) 471-9782

Priority Date: 11/08/1974

Basis: Decreed

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31	0.660 CFS	88.40 AF
COMMERCIAL	01/01 to 12/31	0.660 CFS	88.40 AF
	<u>Total Diversion:</u>	0.660 CFS	88.40 AF

Location of Point(s) of Diversion

GROUND WATER NE1/4SW1/4SE1/4 Sec. 35, Twp 04S, Rge 06E, B.M. ELMORE County

GROUND WATER SE1/4SW1/4SE1/4 Sec. 35, Twp 04S, Rge 06E, B.M. ELMORE County

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S	06E	35														X	X	X	X

COMMERCIAL, same as stockwater

Conditions of Approval:

1. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
2. X63 All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
3. 106 Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
4. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
5. Commercial use is for a dairy.
6. 082 Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
7. T19 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.
8. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Dates and Other Information:

Decreed Date: 10/26/2000
 Enlargement Use Priority Date:
 State or Federal: S
 Civil Case Number: 39576
 Judicial District: FIFTH
 Mitigation Plan: False

Attachment A (p. 3 of 4)

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 61-12003

WATER RIGHT NUMBER: 61-12003

Owner Type Name and Address

Original Owner W D HENNIS
RT 7
NAMPA, ID 83651

Current Owner HARINGA FAMILY TRUST
14842 KEYES
DENAIR, CA 95316
(209) 471-9782

Priority Date: 10/25/1974

Basis: Decreed

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31	0.530 CFS	70.80 AF
COMMERCIAL	01/01 to 12/31	0.530 CFS	70.80 AF
	<u>Total Diversion:</u>	0.530 CFS	70.80 AF

Location of Point(s) of Diversion

GROUND WATER NE1/4SW1/4SE1/4 Sec. 35, Twp 04S, Rge 06E, B.M. ELMORE County

GROUND WATER SE1/4SW1/4SE1/4 Sec. 35, Twp 04S, Rge 06E, B.M. ELMORE County

Place of Use

STOCKWATER

Twp	Rge	Sec	NE	NW	SW	SE	Totals
04S	06E	35	X	X	X	X	

COMMERCIAL, same as stockwater

Conditions of Approval:

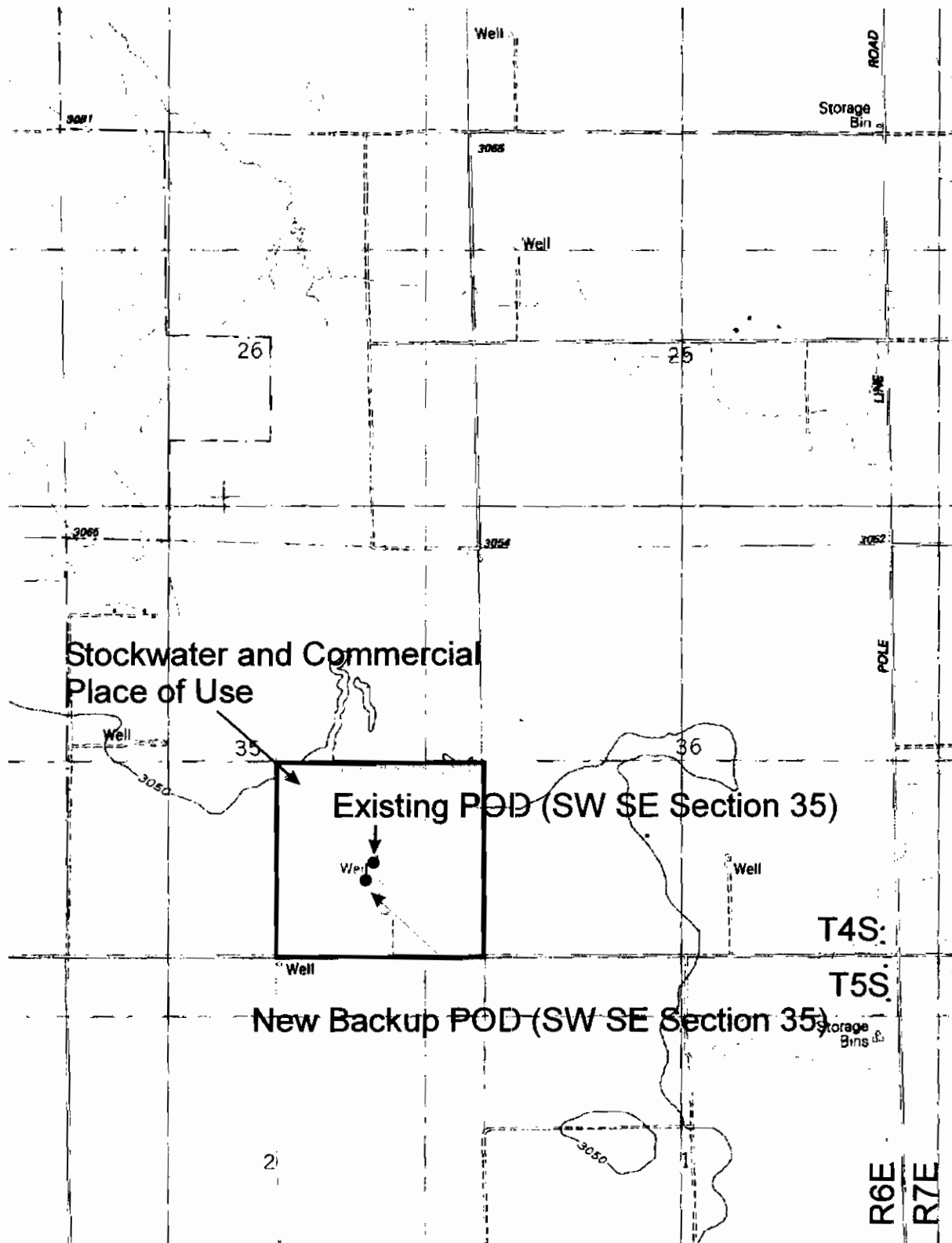
1. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
2. 082 Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
3. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. Commercial use is for a dairy.
5. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. 106 Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
8. X63 All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
9. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

Dates and Other Information:

Decreed Date: 10/26/2000
State or Federal: S
Civil Case Number: 39576
Judicial District: FIFTH
Mitigation Plan: False

Attachment A (p. 4 of 4)

Place of Use and Points of Diversion Map Haring Family Trust Application for Transfer



Attachment B