

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 74539

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>
35-8950	WR/License	06/28/1991	2.4 cfs	480 af	120.0	253.0	GROUND WATER
35-2103	WR/Decreed	07/07/1948	2.7 cfs	N/A	137.0	184.0	GROUND WATER
35-12158	WR/Decreed	04/01/1978	0.69 cfs	N/A	N/A	184.0	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>
35-8950	NO	NO	YES	NO	NO	NO
35-2103	NO	NO	YES	NO	NO	NO
35-12158	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>
35-8950	35-8950	2.4 cfs	480 af	120.0	253.0		N/A	N/A	N/A	N/A
35-2103	35-2103	2.7 cfs	736 af	137.0	253.0		N/A	N/A	N/A	N/A
35-12158	35-12158	0.69 cfs	188 af	47.0	253.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		4.34 cfs	1012 af	253.0	253.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 19th day of March, 20 08

Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 35-2103
TRANSFER

WATER RIGHT NO. 35-2103
As Modified by Transfer No. 74539

In accordance with the approval of Transfer No. 74539, Water Right No. 35-2103 is now described as follows.

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

Priority Date: July 07, 1948

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	2.70 CFS	736.0 AF
			2.70 CFS	736.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNWSE Sec. 3 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	3							5.0		29.0	28.0		33.0	40.0	40.0	39.0	39.0	253.0

Total Acres: 253

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 137 acres within the place of use described above in a single irrigation season.
2. Rights 35-2103 and 35-12158 when combined shall not exceed a total diversion rate of 2.7 cfs, a total annual maximum diversion volume of 736 af at the field headgate, and the irrigation of 184 acres.
3. Rights 35-8950, 35-2103 and 35-12158 when combined shall not exceed a total diversion rate of 4.34 cfs, a total annual maximum diversion volume of 1012 af at the field headgate, and the irrigation of 253 acres.
4. Prior to the diversion and use of water under Transfer approval 74539 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.
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 120.

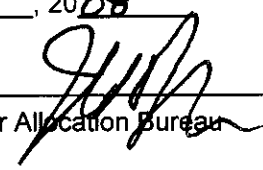
WATER RIGHT NO. 35-2103
As Modified by Transfer No. 74539

CONDITIONS OF APPROVAL

6. 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.
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: 35-8950, 35-2103, 35-12158
9. Right No. 35-12158 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
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.
12. 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 19th day of March, 2008



Chief, Water Allocation Bureau

WATER RIGHT NO. 35-12158
As Modified by Transfer No. 74539

In accordance with the approval of Transfer No. 74539, Water Right No. 35-12158 is now described as follows.

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

Priority Date: April 01, 1978

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	0.69 CFS	188.0 AF
			0.69 CFS	188.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNWSE Sec. 3 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	3							5.0						29.0	28.0		33.0	40.0	40.0	39.0	39.0	253.0

Total Acres: 253

CONDITIONS OF APPROVAL

1. Rights 35-2103 and 35-12158 when combined shall not exceed a total diversion rate of 2.7 cfs, a total annual maximum diversion volume of 736 af at the field headgate, and the irrigation of 184 acres.
2. Rights 35-8950, 35-2103 and 35-12158 when combined shall not exceed a total diversion rate of 4.34 cfs, a total annual maximum diversion volume of 1012 af at the field headgate, and the irrigation of 253 acres.
3. Prior to the diversion and use of water under Transfer approval 74539 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.
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. 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.

WATER RIGHT NO. 35-12158
As Modified by Transfer No. 74539

CONDITIONS OF APPROVAL

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.
7. This right is based upon an enlargement of Right No. 35-2103 pursuant to Section 42-1426, Idaho Code.
8. This right is for an enlargement of 47 acres within the place of use described for this right.
9. This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
10. The following rights are diverted through point(s) of diversion described above: 35-8950, 35-2103, 35-12158
11. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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 19th day of March, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 35-8950
As Modified by Transfer No. 74539

In accordance with the approval of Transfer No. 74539, Water Right No. 35-8950 is now described as follows.

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

Priority Date: June 28, 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	2.40 CFS	480.0 AF
			2.40 CFS	480.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNWSE Sec. 3 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	3							5.0		29.0	28.0		33.0	40.0	40.0	39.0	39.0	253.0

Total Acres: 253

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 120 acres within the place of use described above in a single irrigation season.
2. Rights 35-8950, 35-2103 and 35-12158 when combined shall not exceed a total diversion rate of 4.34 cfs, a total annual maximum diversion volume of 1012 af at the field headgate, and the irrigation of 253 acres.
3. Prior to the diversion and use of water under Transfer approval 74539 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.
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. 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.
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.

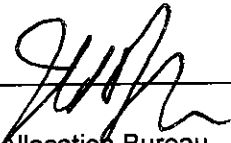
WATER RIGHT NO. 35-8950
As Modified by Transfer No. 74539

CONDITIONS OF APPROVAL

7. The following rights are diverted through point(s) of diversion described above: 35-8950, 35-2103, 35-12158
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.
11. 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.

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 19th day of March, 20 08



Chief, Water Allocation Bureau