

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73771

This is to certify that: **BROKEN ARROW FARMS INC**

C/O JIM BLANKSMA
 2014 ONATI AVE
 MOUNTAIN HOME ID 83647
 (208)587-7939

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>
61-2186	WR/Decreed	02/03/1966	3.16 cfs	510.5 af	60.0	920.0	GROUND WATER
61-2220	WR/Decreed	04/10/1967	6.4 cfs	1280.0 af	320.0	920.0	GROUND WATER
61-7060	WR/Decreed	06/20/1969	6.4 cfs	1280.0 af	320.0	920.0	GROUND WATER
61-7222	WR/Decreed	04/14/1975	0.04 cfs	5.5 af	n/a	n/a	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>
61-2186	NO	NO	NO	YES	NO	NO
61-2220	NO	NO	NO	YES	NO	NO
61-7060	NO	NO	NO	YES	NO	NO
61-7222	NO	NO	NO	YES	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>
61-2186	61-2186	3.16 cfs	510.5 af	60.0	920.0		N/A	N/A	N/A	N/A
61-2220	61-2220	6.4 cfs	1280.0 af	320.0	920.0		N/A	N/A	N/A	N/A
61-7060	61-7060	6.4 cfs	1280.0 af	320.0	920.0		N/A	N/A	N/A	N/A
61-7222	61-7222	0.04 cfs	5.5 af	N/A			N/A	N/A	N/A	N/A
COMBINED TOTALS		16.0 cfs	3076 af	700.0	920.0		N/A	N/A	N/A	N/A

SUPPORT DATA

Detailed Water Right Description(s) attached

IN FILE # 61-2186

Dated this 7th day of March, 20 08

 Chief, Water Allocation Bureau

[illegible]

**WATER RIGHT NO. 61-2186
As Modified by Transfer No. 73771**

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. 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. 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.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. Prior to use of water under this right, the right holder shall install a measuring device to the dairy mainline to measure the amount of water diverted to the dairy and shall annually report the diversion to the department. The right holder shall obtain prior approval from the department of the type of measuring device to install.
6. 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
7. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
8. 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. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
10. This right is limited to the irrigation of 60 acres within the place of use described above in a single irrigation season.
11. Rights 61-2186, 61-2220 and 61-7060 when combined shall not exceed the irrigation of 700 acres within the place of use described above in a single irrigation season.
12. All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
13. 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. 61-2186
As Modified by Transfer No. 73771

CONDITIONS OF APPROVAL

14. Commercial use is for a dairy.

15. The following rights are diverted through points of diversion described above: 61-2186, 61-2220, 61-7060, 61-7222.

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 7th day of March, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 61-2220
As Modified by Transfer No. 73771

In accordance with the approval of Transfer No. 73771, Water Right No. 61-2220 is now described as follows.

Right Holder: BROKEN ARROW FARMS INC
 C/O JIM BLANKSMA
 2014 ONATI AVE
 MOUNTAIN HOME ID 83647

Priority Date: April 10, 1967

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	6.40 CFS	1,280.0 AF
			6.40 CFS	1,280.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESE	Sec. 6	Twp 05S	Rge 06E	ELMORE County
GROUND WATER	NESE	Sec. 6	Twp 05S	Rge 06E	ELMORE County
GROUND WATER	NESE	Sec. 6	Twp 05S	Rge 06E	ELMORE County
GROUND WATER	NWSE	Sec. 6	Twp 05S	Rge 06E	ELMORE County
GROUND WATER	NWSE	Sec. 6	Twp 05S	Rge 06E	ELMORE County
GROUND WATER	NWSE	Sec. 6	Twp 05S	Rge 06E	ELMORE County
GROUND WATER	SESE	Sec. 6	Twp 05S	Rge 06E	ELMORE 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	05E	12	38.0	39.0	38.0	39.0													154.0
05S	06E	6								40.0	40.0	39.0	39.0	38.0	38.0	38.0	38.0		310.0
05S	06E	7	39.0	39.0	32.0	39.0	39.0	39.0	38.0	39.0									304.0
05S	06E	8	39.0	39.0	39.0	35.0													152.0

Total Acres: 920

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. 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. 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.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

WATER RIGHT NO. 61-2220
As Modified by Transfer No. 73771

CONDITIONS OF APPROVAL

5. 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
6. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
7. This right is limited to the irrigation of 320 acres within the place of use described above in a single irrigation season.
8. Rights 61-2186, 61-2220 and 61-7060 when combined shall not exceed the irrigation of 700 acres within the place of use described above in a single irrigation season.
9. All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
10. 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.
11. The following rights are diverted through points of diversion described above: 61-2186, 61-2220, 61-7060, 61-7222.

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 7th day of March, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 61-7060
As Modified by Transfer No. 73771

In accordance with the approval of Transfer No. 73771, Water Right No. 61-7060 is now described as follows.

Right Holder: BROKEN ARROW FARMS INC
 C/O JIM BLANKSMA
 2014 ONATI AVE
 MOUNTAIN HOME ID 83647

Priority Date: June 20, 1969

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	6.40 CFS	1,280.0 AF
			6.40 CFS	1,280.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESE	Sec. 6	Twp 05S	Rge 06E	ELMORE County
GROUND WATER	NESE	Sec. 6	Twp 05S	Rge 06E	ELMORE County
GROUND WATER	NESE	Sec. 6	Twp 05S	Rge 06E	ELMORE County
GROUND WATER	NWSE	Sec. 6	Twp 05S	Rge 06E	ELMORE County
GROUND WATER	NWSE	Sec. 6	Twp 05S	Rge 06E	ELMORE County
GROUND WATER	NWSE	Sec. 6	Twp 05S	Rge 06E	ELMORE County
GROUND WATER	SESE	Sec. 6	Twp 05S	Rge 06E	ELMORE 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	05E	12	38.0	39.0	38.0	39.0													154.0
05S	06E	6									40.0	40.0	39.0	39.0	38.0	38.0	38.0	38.0	310.0
05S	06E	7	39.0	39.0	32.0	39.0	39.0	39.0	38.0	39.0									304.0
05S	06E	8	39.0	39.0	39.0	35.0													152.0

Total Acres: 920

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. 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. 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.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

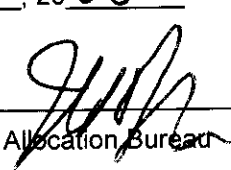
WATER RIGHT NO. 61-7060
As Modified by Transfer No. 73771

CONDITIONS OF APPROVAL

5. 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
6. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
7. All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
8. This right is limited to the irrigation of 320 acres within the place of use described above in a single irrigation season.
9. Rights 61-2186, 61-2220 and 61-7060 when combined shall not exceed the irrigation of 700 acres within the place of use described above in a single irrigation season.
10. 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.
11. The following rights are diverted through points of diversion described above: 61-2186, 61-2220, 61-7060, 61-7222.

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 7th day of March, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 61-7222
As Modified by Transfer No. 73771

In accordance with the approval of Transfer No. 73771, Water Right No. 61-7222 is now described as follows.

Right Holder: BROKEN ARROW FARMS INC
 C/O JIM BLANKSMA
 2014 ONATI AVE
 MOUNTAIN HOME ID 83647

Priority Date: April 14, 1975

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
COMMERCIAL	01/01 to	12/31	0.01 CFS	1.6 AF
STOCKWATER	01/01 to	12/31	0.03 CFS	3.9 AF
			0.04 CFS	5.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESE	Sec. 6	Twp 05S	Rge 06E	ELMORE County
GROUND WATER	NESE	Sec. 6	Twp 05S	Rge 06E	ELMORE County
GROUND WATER	NESE	Sec. 6	Twp 05S	Rge 06E	ELMORE County
GROUND WATER	NWSE	Sec. 6	Twp 05S	Rge 06E	ELMORE County
GROUND WATER	NWSE	Sec. 6	Twp 05S	Rge 06E	ELMORE County
GROUND WATER	NWSE	Sec. 6	Twp 05S	Rge 06E	ELMORE County
GROUND WATER	SESE	Sec. 6	Twp 05S	Rge 06E	ELMORE County

PLACE OF USE: COMMERCIAL

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	06E	8					X	X	X	X									

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	
05S	06E	8					X	X	X	X									

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. 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. 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.

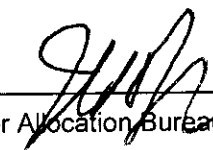
WATER RIGHT NO. 61-7222
As Modified by Transfer No. 73771

CONDITIONS OF APPROVAL

4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. 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.
6. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
7. Prior to use of water under this right, the right holder shall install a measuring device to the dairy mainline to measure the amount of water diverted to the dairy and shall annually report the diversion to the department. The right holder shall obtain prior approval from the department of the type of measuring device to install.
8. All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
9. Commercial use is for a dairy.
10. The following rights are diverted through points of diversion described above: 61-2186, 61-2220, 61-7060, 61-7222.

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 7th day of March, 20 08



Chief, Water Allocation Bureau