

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73318

This is to certify that: PICKETT RANCH & SHEEP CO
 568 W 1650 S
 OAKLEY ID 83346
 (208)862-3482

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

Right	Origin/Basis	Priority	Rate	Volume	Acre Limit	Total Acres	Source
45-10830	WR/Decreed	05/01/1960	2.00 cfs	620 af	N/A	155.0	GROUND WATER

Associated Water Rights Also Included in Transfer Approval (Conditions Updated)

Right	Origin/Basis	Priority	Rate	Volume	Acre Limit	Total Acres	Source
45-13658	WR/Decreed	06/30/1985	0.34 cfs	N/A	29.0	475.0	GROUND WATER
45-2420	WR/Decreed	05/23/1952	1.60 cfs	640 af	160.0	475.0	GROUND WATER
45-2523	WR/Decreed	05/01/1956	3.20 cfs	1180 af	295.0	475.0	GROUND WATER
45-2650	WR/Decreed	04/21/1961	2.61 cfs	1274 af	446.0	475.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
45-10830	YES	NO	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
45-10830	45-14026	0.35 cfs	108 af	27.0	475.0	45-14025	1.65 cfs	512 af	N/A	128.0
COMBINED TOTALS		0.35 cfs	108 af	27.0	475.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 25th day of February, 20 08

 Chief, Water Allocation Bureau

SUPPORT DATA
 IN FILE # 45-10830
 IN FILE #

WATER RIGHT NO. 45-2420
As Modified by Transfer No. 73318

In accordance with the approval of Transfer No. 73318, Water Right No. 45-2420 is now described as follows.

Right Holder: PICKETT RANCH & SHEEP CO
 568 W 1650 S
 OAKLEY ID 83346

Priority Date: May 23, 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	1.60 CFS	640.0 AF
			1.60 CFS	640.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWNW	Sec. 35 Twp 11S Rge 22E CASSIA County
GROUND WATER	SWSWSW	Sec. 35 Twp 11S Rge 22E CASSIA County
GROUND WATER	SWSWSW	Sec. 35 Twp 11S Rge 22E CASSIA County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
11S 22E 35	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	475.0
	39.0	40.0	40.0	39.0	39.0	40.0	40.0	40.0	40.0	40.0	39.0	39.0					

Total Acres: 475

WATER RIGHT NO. 45-2420
As Modified by Transfer No. 73318

CONDITIONS OF APPROVAL

1. Use of the rights listed below is limited to the irrigation of a combined total of 475 acres in a single irrigation season. Combined right nos.: 45-2420, 45-2523, 45-2650 & 45-13658.
2. This right is limited to the irrigation of 160 acres within the place of use described above in a single irrigation season.
3. Right no. 45-13658 is an enlargement of this right pursuant to section 42-1426, Idaho Code.
4. Right includes accomplished change in place of use pursuant to section 42-1425, Idaho Code.
5. Use of the rights listed below is limited to a total combined diversion rate of 7.41 cfs and to a total combined annual diversion volume of 2400 af. Combined right nos.: 45-2420, 45-2523, 45-2650, 45-13658, 45-14025 & 45-14026.
6. Right includes accomplished change in point of diversion pursuant to section 42-1425, Idaho Code.
7. Use of the rights listed below is limited to the irrigation of a combined total of 446 acres in a single irrigation season. Combined right nos.: 45-2420, 45-2523 & 45-2650.
8. 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.
9. Rights 45-2420, 45-2523, 45-2650, 45-13658, and 45-14026 when combined shall not exceed a total diversion rate of 7.41 cfs, a total annual maximum diversion volume of 1892 af at the field headgate, and the irrigation of 475 acres.
10. Rights 45-2420, 45-2523, 45-2650, 45-13658, ~~45-14025~~, and ~~45-14026~~ when combined shall not exceed a total diversion rate of 7.41 cfs, a total annual maximum diversion volume of 2400 af at the field headgate, and the irrigation of 603 acres.

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 25th day of February, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 45-2523
As Modified by Transfer No. 73318

In accordance with the approval of Transfer No. 73318, Water Right No. 45-2523 is now described as follows.

Right Holder: PICKETT RANCH & SHEEP CO
 568 W 1650 S
 OAKLEY ID 83346

Priority Date: May 01, 1956

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	3.20 CFS	1,180.0 AF
			3.20 CFS	1,180.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWNW	Sec. 35 Twp 11S Rge 22E CASSIA County
GROUND WATER	SWSWSW	Sec. 35 Twp 11S Rge 22E CASSIA County
GROUND WATER	SWSWSW	Sec. 35 Twp 11S 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	
11S 22E 35	39.0	40.0	40.0	39.0	39.0	40.0	40.0	40.0	40.0	40.0	39.0	39.0					475.0

Total Acres: 475

WATER RIGHT NO. 45-2523
As Modified by Transfer No. 73318

CONDITIONS OF APPROVAL

1. Right includes accomplished change in place of use pursuant to section 42-1425, Idaho Code.
2. 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.
3. Use of the rights listed below is limited to the irrigation of a combined total of 446 acres in a single irrigation season. Combined right nos.: 45-2420, 45-2523 & 45-2650.
4. Use of the rights listed below is limited to the irrigation of a combined total of 446 acres in a single irrigation season. Combined right nos.: 45-2420, 45-2523.
5. Use of the rights listed below is limited to a total combined diversion rate of 7.41 cfs and to a total combined annual diversion volume of 2400 af. Combined right nos.: 45-2420, 45-2523, 45-2650, 45-13658, 45-14025 & 45-14026.
6. Use of the rights listed below is limited to the irrigation of a combined total of 475 acres in a single irrigation season. Combined right nos.: 45-2420, 45-2523, 45-2650 & 45-13658.
7. Right includes accomplished change in point of diversion pursuant to section 42-1425, Idaho Code.
8. Right no. 45-13658 is an enlargement of this right pursuant to section 42-1426, Idaho Code.
9. Use of this right with right no. 45-2420 is limited to a total combined annual diversion volume of 1784 af.
10. This right is limited to the irrigation of 295 acres within the place of use described above in a single irrigation season.
11. Rights 45-2420, 45-2523, 45-2650, 45-13658, and 45-14026 when combined shall not exceed a total diversion rate of 7.41 cfs, a total annual maximum diversion volume of 1892 af at the field headgate, and the irrigation of 475 acres.
12. Rights 45-2420, 45-2523, 45-2650, 45-13658, 45-14025, and 45-14026 when combined shall not exceed a total diversion rate of 7.41 cfs, a total annual maximum diversion volume of 2400 af at the field headgate, and the irrigation of 603 acres.

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 25th day of February, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 45-2650
As Modified by Transfer No. 73318

In accordance with the approval of Transfer No. 73318, Water Right No. 45-2650 is now described as follows.

Right Holder: PICKETT RANCH & SHEEP CO
 568 W 1650 S
 OAKLEY ID 83346

Priority Date: April 21, 1961

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	2.61 CFS	1,274.0 AF
			2.61 CFS	1,274.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENENW	Sec. 35 Twp 11S Rge 22E CASSIA County
GROUND WATER	SWSWSW	Sec. 35 Twp 11S Rge 22E CASSIA County
GROUND WATER	SWSWSW	Sec. 35 Twp 11S Rge 22E CASSIA County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
11S 22E 35	39.0	40.0	40.0	39.0	39.0	40.0	40.0	40.0	40.0	40.0	39.0	39.0					475.0

Total Acres: 475

WATER RIGHT NO. 45-2650
As Modified by Transfer No. 73318

CONDITIONS OF APPROVAL

1. Right includes accomplished change in point of diversion pursuant to section 42-1425, Idaho Code.
2. Right includes accomplished change in place of use pursuant to section 42-1425, Idaho Code.
3. This right is limited to the irrigation of 446 acres within the place of use described above in a single irrigation season.
4. Use of the rights listed below is limited to the irrigation of a combined total of 446 acres in a single irrigation season. Combined right nos.: 45-2420, 45-2523 & 45-2650.
5. Use of the rights listed below is limited to a total combined diversion rate of 7.41 cfs and to a total combined annual diversion volume of 1784 af. Combined right nos.: 45-2420, 45-2523 & 45-2650, 45-13658.
6. Right no. 45-13658 is an enlargement of this right pursuant to section 42-1426, Idaho Code.
7. Use of the rights listed below is limited to a total combined diversion rate of 7.41 cfs and to a total combined annual diversion volume of 2400 af. Combined right nos.: 45-2420, 45-2523, 45-2650, 45-13658, 45-14025 & 45-14026.
8. Use of the rights listed below is limited to the irrigation of a combined total of 475 acres in a single irrigation season. Combined right nos.: 45-2420, 45-2523, 45-2650 & 45-13658..
9. 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.
10. Rights 45-2420, 45-2523, 45-2650, 45-13658, and 45-14026 when combined shall not exceed a total diversion rate of 7.41 cfs, a total annual maximum diversion volume of 1892 af at the field headgate, and the irrigation of 475 acres.
11. Rights 45-2420, 45-2523, 45-2650, 45-13658, 45-14025, and 45-14026 when combined shall not exceed a total diversion rate of 7.41 cfs, a total annual maximum diversion volume of 2400 af at the field headgate, and the irrigation of 603 acres.

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 25th day of February, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 45-14025
As Modified by Transfer No. 73318

In accordance with the approval of Transfer No. 73318, Water Right No. 45-14025 is now described as follows.

Right Holder: PICKETT RANCH & SHEEP CO
 568 W 1650 S
 OAKLEY ID 83346

Priority Date: May 01, 1960

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	1.65 CFS	512.0 AF
			1.65 CFS	512.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWNW	Sec. 35 Twp 11S	Rge 22E	CASSIA County
GROUND WATER	SWSWSW	Sec. 35 Twp 11S	Rge 22E	CASSIA County
GROUND WATER	SWSWSW	Sec. 35 Twp 11S	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	
11S	22E	26									31.0	32.0	33.0	32.0					128.0

Total Acres: 128

WATER RIGHT NO. 45-14025
As Modified by Transfer No. 73318

CONDITIONS OF APPROVAL

1. Use of the rights listed below is limited to a total combined diversion rate of 7.41 cfs and to a total combined annual diversion volume of 2400 af. Combined right nos.: 45-2420, 45-2523, 45-2650, 45-13658, 45-14025 & 45-14026.
2. Right includes accomplished change in point of diversion pursuant to section 42-1425, Idaho Code.
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.

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 25th day of February, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 45-14026
As Modified by Transfer No. 73318

In accordance with the approval of Transfer No. 73318, Water Right No. 45-14026 is now described as follows.

Right Holder: PICKETT RANCH & SHEEP CO
 568 W 1650 S
 OAKLEY ID 83346

Priority Date: May 01, 1960

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	0.35 CFS	108.0 AF
			0.35 CFS	108.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWNW	Sec. 35 Twp 11S	Rge 22E	CASSIA County
GROUND WATER	SWSWSW	Sec. 35 Twp 11S	Rge 22E	CASSIA County
GROUND WATER	SWSWSW	Sec. 35 Twp 11S	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	
11S	22E	35	39.0	40.0	40.0	39.0	39.0	40.0	40.0	40.0	40.0	40.0	39.0	39.0					475.0

Total Acres: 475

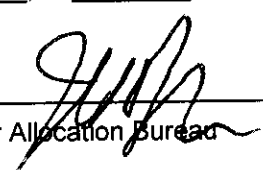
WATER RIGHT NO. 45-14026
As Modified by Transfer No. 73318

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 27 acres within the place of use described above in a single irrigation season.
2. Rights 45-2420, 45-2523, 45-2650, 45-13658, and 45-14026 when combined shall not exceed a total diversion rate of 7.41 cfs, a total annual maximum diversion volume of 1892 af at the field headgate, and the irrigation of 475 acres.
3. Rights 45-2420, 45-2523, 45-2650, 45-13658, 45-14025, and 45-14026 when combined shall not exceed a total diversion rate of 7.41 cfs, a total annual maximum diversion volume of 2400 af at the field headgate, and the irrigation of 603 acres.
4. 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.
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. 140.
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. Prior to the diversion and use of water under Transfer approval 73318, 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.
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 25th day of February, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 45-13658
As Modified by Transfer No. 73318

In accordance with the approval of Transfer No. 73318, Water Right No. 45-13658 is now described as follows.

Right Holder: PICKETT RANCH & SHEEP CO
 568 W 1650 S
 OAKLEY ID 83346

Priority Date: June 30, 1985

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15	to 11/15	0.34 CFS
			0.34 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWNW	Sec. 35 Twp 11S Rge 22E CASSIA County
GROUND WATER	SWSWSW	Sec. 35 Twp 11S Rge 22E CASSIA County
GROUND WATER	SWSWSW	Sec. 35 Twp 11S 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	
11S	22E	35	39.0	40.0	40.0	39.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	39.0	39.0	475.0	

Total Acres: 475

WATER RIGHT NO. 45-13658
As Modified by Transfer No. 73318

CONDITIONS OF APPROVAL

1. Use of the rights listed below is limited to the irrigation of a combined total of 475 acres in a single irrigation season. Combined right nos.: 45-2420, 45-2523, 45-2650 & 45-13658.
2. This right is limited to the irrigation of 29 acres within the place of use described above in a single irrigation season.
3. Use of the rights listed below is limited to a total combined diversion rate of 7.41 cfs and to a total combined annual diversion volume of 2400 af. Combined right nos.: 45-2420, 45-2523, 45-2650, 45-13658, 45-14025 & 45-14026.
4. 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.
5. Use of the rights listed below is limited to a total combined diversion rate of 7.41 cfs and to a total combined annual diversion volume of 1784 af. Combined right nos.: 45-2420, 45-2523 & 45-2650, 45-13658.
6. This right is an expansion of right nos. 45-2420, 45-2523 & 45-2650 pursuant to section 42-1416b, Idaho Code.
7. Rights 45-2420, 45-2523, 45-2650, 45-13658, and 45-14026 when combined shall not exceed a total diversion rate of 7.41 cfs, a total annual maximum diversion volume of 1892 af at the field headgate, and the irrigation of 475 acres.
8. Rights 45-2420, 45-2523, 45-2650, 45-13658, 45-14025, and 45-14026 when combined shall not exceed a total diversion rate of 7.41 cfs, a total annual maximum diversion volume of 2400 af at the field headgate, and the irrigation of 603 acres.

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 25th day of February, 20 08



Chief, Water Allocation Bureau