

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73977

This is to certify that: BHA INC And
NATHAN ASHCRAFT
2983 E 2000 N
SUGAR CITY ID 83448
(208)356-3533

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>
22-4052	AJC/Statutory Claim	09/01/1961	0.97 cfs	280 af	80.0	420.4	GROUND WATER
22-13279	AJC/License	08/12/1965	0.62 cfs	273 af	78.0	420.4	GROUND WATER
22-2168	AJC/License	04/07/1958	3.64 cfs	819 af	234.0	420.4	GROUND WATER
22-13281	AJC/License	04/04/1968	0.76 cfs	133 af	38.0	420.4	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>
22-4052	NO	NO	YES	NO	NO	NO
22-13279	NO	NO	YES	NO	NO	NO
22-2168	NO	NO	YES	NO	NO	NO
22-13281	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>
22-4052	22-4052	0.97 cfs	280 af	80.0	420.4		N/A	N/A	N/A	N/A
22-13279	22-13279	0.62 cfs	273 af	78.0	420.4		N/A	N/A	N/A	N/A
22-2168	22-2168	3.64 cfs	819 af	234.0	420.4		N/A	N/A	N/A	N/A
22-13281	22-13281	0.76 cfs	133 af	38.0	420.4		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		5.99 cfs	1471.4 af	420.4	420.4		N/A	N/A	N/A	N/A

SUPPORT DATA

IN FILE # 22-2168

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73977

Detailed Water Right Description(s) attached

Dated this 19th day of December, 20 07



Chief, Water Allocation Bureau

WATER RIGHT NO. 22-2168
As Modified by Transfer No. 73977

In accordance with the approval of Transfer No. 73977, Water Right No. 22-2168 is now described as follows.

Right Holder: BHA INC
 2983 E 2000 N
 SUGAR CITY ID 83448

Priority Date: April 07, 1958

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	3.64 CFS	819.0 AF
			3.64 CFS	819.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWNWSW	Sec. 16 Twp 06N	Rge 41E	MADISON County
GROUND WATER	SENE	Sec. 21 Twp 06N	Rge 41E	MADISON 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					
06N	41E	16									35.0	39.0	39.0	34.0	39.0	39.0	38.0	38.0	301.0
06N	41E	17													19.0	11.0	8.7	39.0	77.7
06N	41E	21	39.0	2.7															41.7

Total Acres: 420.4

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 234 acres within the place of use described above in a single irrigation season.
2. Rights 22-2168, 22-4052, 22-13279, and 22-13281 when combined shall not exceed a total diversion rate of 5.99 cfs, a total annual maximum diversion volume of 1471.4 af at the field headgate, and the irrigation of 420.4 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. 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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 22-2168
As Modified by Transfer No. 73977

CONDITIONS OF APPROVAL

7. 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. The following rights are diverted through points of diversion described above: 22-2168, 22-4052, 22-13279, and 22-13281.

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 December, 20 07



Chief, Water Allocation Bureau

WATER RIGHT NO. 22-4052
As Modified by Transfer No. 73977

In accordance with the approval of Transfer No. 73977, Water Right No. 22-4052 is now described as follows.

Right Holder: BHA INC
 2983 E 2000 N
 SUGAR CITY ID 83448

Priority Date: September 01, 1961

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	0.97 CFS	280.0 AF
			0.97 CFS	280.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWNWSW	Sec. 16 Twp 06N	Rge 41E	MADISON County
GROUND WATER	SENE	Sec. 21 Twp 06N	Rge 41E	MADISON 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					
06N	41E	16									35.0	39.0	39.0	34.0	39.0	39.0	38.0	38.0	301.0
06N	41E	17													19.0	11.0	8.7	39.0	77.7
06N	41E	21	39.0	2.7															41.7

Total Acres: 420.4

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 80 acres within the place of use described above in a single irrigation season.
2. Rights 22-2168, 22-4052, 22-13279, and 22-13281 when combined shall not exceed a total diversion rate of 5.99 cfs, a total annual maximum diversion volume of 1471.4 af at the field headgate, and the irrigation of 420.4 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. 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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 22-4052
As Modified by Transfer No. 73977

CONDITIONS OF APPROVAL

7. 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. The following rights are diverted through points of diversion described above: 22-2168, 22-4052, 22-13279, and 22-13281.

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 December, 20 07



Chief, Water Allocation Bureau

WATER RIGHT NO. 22-13279
As Modified by Transfer No. 73977

In accordance with the approval of Transfer No. 73977, Water Right No. 22-13279 is now described as follows.

Right Holder: NATHAN ASHCRAFT And/Or
 JAMIE ASHCRAFT
 2983 E 2000 N
 SUGAR CITY ID 83448

Priority Date: August 12, 1965

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	0.62 CFS	273.0 AF
			0.62 CFS	273.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWNWSW	Sec. 16 Twp 06N	Rge 41E	MADISON County
GROUND WATER	SENE	Sec. 21 Twp 06N	Rge 41E	MADISON 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					
06N	41E	16									35.0	39.0	39.0	34.0	39.0	39.0	38.0	38.0	301.0
06N	41E	17													19.0	11.0	8.7	39.0	77.7
06N	41E	21	39.0		2.7														41.7

Total Acres: 420.4

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 78 acres within the place of use described above in a single irrigation season.
2. Rights 22-2168, 22-4052, 22-13279, and 22-13281 when combined shall not exceed a total diversion rate of 5.99 cfs, a total annual maximum diversion volume of 1471.4 af at the field headgate, and the irrigation of 420.4 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. 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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 22-13279
As Modified by Transfer No. 73977

CONDITIONS OF APPROVAL

7. 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. The following rights are diverted through points of diversion described above: 22-2168, 22-4052, 22-13279, and 22-13281.

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 December, 20 07



Chief, Water Allocation Bureau

WATER RIGHT NO. 22-13281
As Modified by Transfer No. 73977

In accordance with the approval of Transfer No. 73977, Water Right No. 22-13281 is now described as follows.

Right Holder: NATHAN ASHCRAFT And/Or
 JAMIE ASHCRAFT
 2983 E 2000 N
 SUGAR CITY ID 83448

Priority Date: April 04, 1968

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	0.76 CFS	133.0 AF
			0.76 CFS	133.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWNWSW	Sec. 16 Twp 06N	Rge 41E	MADISON County
GROUND WATER	SENE	Sec. 21 Twp 06N	Rge 41E	MADISON 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					
06N	41E	16									35.0	39.0	39.0	34.0	39.0	39.0	38.0	38.0	301.0
06N	41E	17													19.0	11.0	8.7	39.0	77.7
06N	41E	21	39.0	2.7															41.7

Total Acres: 420.4

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 38 acres within the place of use described above in a single irrigation season.
2. Rights 22-2168, 22-4052, 22-13279, and 22-13281 when combined shall not exceed a total diversion rate of 5.99 cfs, a total annual maximum diversion volume of 1471.4 af at the field headgate, and the irrigation of 420.4 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. 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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 22-13281
As Modified by Transfer No. 73977

CONDITIONS OF APPROVAL

7. 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. The following rights are diverted through points of diversion described above: 22-2168, 22-4052, 22-13279, and 22-13281.

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 December, 20 07



Chief, Water Allocation Bureau