

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73629

This is to certify that: DOUBLE B DAIRY LLC
 PO BOX 587
 JEROME ID 83338
 (208) 536-6128

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>
36-15988	WR/Decreed	06/04/1951	1.46 cfs	N/A	72.8	142.8	GROUND WATER
36-15989	WR/Decreed	06/04/1951	0.08 cfs	13.4 af	N/A	N/A	GROUND WATER
36-15990	WR/Decreed	11/29/1973	1.4 cfs	N/A	70.0	142.8	GROUND WATER
36-15991	WR/Decreed	11/29/1973	0.08 cfs	12.8 af	N/A	N/A	GROUND WATER
36-10889	WR/Decreed	11/01/1980	0.11 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>
36-15988	YES	YES	YES	NO	YES	YES
36-15989	NO	YES	YES	NO	NO	NO
36-15990	YES	YES	YES	NO	YES	YES
36-15991	NO	YES	YES	NO	NO	NO
36-10889	NO	YES	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>
36-15988	36-16496	0.17 cfs	25.6 af	N/A	N/A	36-16495	1.29 cfs	257.2 af	64.3	126.2
36-15989	36-15989	0.08 cfs	13.4 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
36-15990	36-16498	0.16 cfs	24.4 af	N/A	N/A	36-16497	1.24 cfs	247.6 af	61.9	126.2
36-15991	36-15991	0.08 cfs	12.8 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
36-10889	36-10889	0.11 cfs	5.5 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A

COMBINED

TOTALS **0.46 cfs** **81.7 af** **N/A** **N/A** **N/A** **2.13 cfs** **504.8** **N/A** **126.2**

Detailed Water Right Description(s) attached

Dated this 17th day of November, 2007

Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 36-10889

WATER RIGHT NO. 36-16495
As Modified by Transfer No. 73629

In accordance with the approval of Transfer No. 73629, Water Right No. 36-16495 is now described as follows.

Right Holder: DOUBLE B DAIRY LLC
 PO BOX 587
 JEROME ID 83338

Priority Date: June 04, 1951

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	01/01 to	12/31	0.04 CFS	N/A
IRRIGATION	03/15 to	11/15	1.29 CFS	257.2 AF
			1.29 CFS	257.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESWSW Sec. 20 Twp 08S Rge 15E GOODING County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S 15E 20									X	X	X	X					
08S 15E 29						X											

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	
08S 15E 20									33.0	2.2	38.0	39.0					112.2
08S 15E 29						14.0											14.0

Total Acres: 126.2

WATER RIGHT NO. 36-16495
As Modified by Transfer No. 73629

CONDITIONS OF APPROVAL

1. Rights 36-16495 and 36-16497 when combined shall not exceed a total diversion rate of 2.13 cfs, a total annual maximum diversion volume of 504.8 af at the field headgate, and the irrigation of 126.2 acres.
2. This right is limited to the irrigation of 64.3 acres within the place of use described above in a single irrigation season.
3. Use of this right is combined with water from North Side Canal Co. Ltd.
4. The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.
5. The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.
6. 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 17th day of November, 20 07



Chief, Water Allocation Bureau

WATER RIGHT NO. 36-16496
As Modified by Transfer No. 73629

In accordance with the approval of Transfer No. 73629, Water Right No. 36-16496 is now described as follows.

Right Holder: DOUBLE B DAIRY LLC
 PO BOX 587
 JEROME ID 83338

Priority Date: June 04, 1951

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01 to	12/31	0.17 CFS	25.6 AF
COMMERCIAL	01/01 to	12/31	0.17 CFS	25.6 AF
			0.17 CFS	25.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWSW Sec. 20 Twp 08S Rge 15E GOODING County

GROUND WATER NWNWSW Sec. 20 Twp 08S Rge 15E GOODING 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	
08S	15E	20							X				X						

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	
08S	15E	20							X				X						

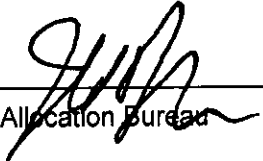
WATER RIGHT NO. 36-16496
As Modified by Transfer No. 73629

CONDITIONS OF APPROVAL

1. Rights 36-16496 and 36-16498 when combined shall not exceed a total diversion rate of 0.22 cfs and a total annual maximum diversion volume of 50 af at the field headgate.
2. Rights 36-10889, 36-15989, 36-15991, 36-16496, and 36-16498 when combined shall not exceed a total diversion rate of 0.46 cfs and 81.7 af.
3. 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. 130.
4. 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.
5. Prior to the diversion and use of water under Transfer approval 73629, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
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 the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
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.
11. Commercial use is for a dairy.

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 17th day of November, 20 07



Chief, Water Allocation Bureau

WATER RIGHT NO. 36-16497
As Modified by Transfer No. 73629

In accordance with the approval of Transfer No. 73629, Water Right No. 36-16497 is now described as follows.

Right Holder: DOUBLE B DAIRY LLC
 PO BOX 587
 JEROME ID 83338

Priority Date: November 29, 1973

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	01/01	12/31	1.24 CFS	247.6 AF
			1.24 CFS	247.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESWSW Sec. 20 Twp 08S Rge 15E GOODING 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	
08S 15E 20									33.0	2.2	38.0	39.0					112.2
08S 15E 29						14.0											14.0

Total Acres: 126.2

CONDITIONS OF APPROVAL

1. Rights 36-16495 and 36-16497 when combined shall not exceed a total diversion rate of 2.13 cfs, a total annual maximum diversion volume of 504.8 af at the field headgate, and the irrigation of 126.2 acres.
2. This right is limited to the irrigation of 61.9 acres within the place of use described above in a single irrigation season.
3. Use of this right is combined with water from North Side Canal Co. Ltd.
4. 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 17th day of November, 20 07

 Chief, Water Allocation Bureau

WATER RIGHT NO. 36-16498
As Modified by Transfer No. 73629

In accordance with the approval of Transfer No. 73629, Water Right No. 36-16498 is now described as follows.

Right Holder: DOUBLE B DAIRY LLC
 PO BOX 587
 JEROME ID 83338

Priority Date: November 29, 1973

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	0.16 CFS	24.4 AF
STOCKWATER	01/01 to	12/31	0.16 CFS	24.4 AF
			0.16 CFS	24.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWSW Sec. 20 Twp 08S Rge 15E GOODING County

GROUND WATER NWNWSW Sec. 20 Twp 08S Rge 15E GOODING County

PLACE OF USE: COMMERCIAL

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>	
08S	15E	20							X				X						

PLACE OF USE: STOCKWATER

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>	
08S	15E	20							X				X						

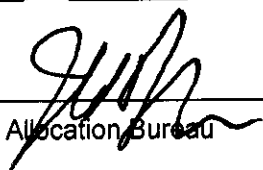
WATER RIGHT NO. 36-16498
As Modified by Transfer No. 73629

CONDITIONS OF APPROVAL

1. Rights 36-16496 and 36-16498 when combined shall not exceed a total diversion rate of 0.22 cfs and a total annual maximum diversion volume of 50 af at the field headgate.
2. Rights 36-10889, 36-15989, 36-15991, 36-16496, and 36-16498 when combined shall not exceed a total diversion rate of 0.46 cfs and 81.7af.
3. 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. 130.
4. 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.
5. Prior to the diversion and use of water under Transfer approval 73629 the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
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 the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
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.
11. Commercial use is for a dairy

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 17th day of November, 20 07



Chief, Water Allocation Bureau

WATER RIGHT NO. 36-10889
As Modified by Transfer No. 73629

In accordance with the approval of Transfer No. 73629, Water Right No. 36-10889 is now described as follows.

Right Holder: DOUBLE B DAIRY LLC
 PO BOX 587
 JEROME ID 83338

Priority Date: November 01, 1980

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01 to	12/31	0.11 CFS	5.5 AF
			0.11 CFS	5.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWSW Sec. 20 Twp 08S Rge 15E GOODING County

GROUND WATER NWNWSW Sec. 20 Twp 08S Rge 15E GOODING 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	
08S 15E 20							X				X						

WATER RIGHT NO. 36-10889
As Modified by Transfer No. 73629

CONDITIONS OF APPROVAL

1. The quantity of water under this right shall not exceed 13,000 gallons per day.
2. The total instantaneous diversion of water from all points of diversion under Rights 36-10889, 36-15989 and 36-15991 shall not exceed 0.24 cfs, nor total combined annual volume of 31.7 af.
3. Rights 36-10889, 36-15989, 36-15991, 36-16496, and 36-16498 when combined shall not exceed a total diversion rate of 0.46 cfs and 81.7 af.
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. 130.
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. Prior to the diversion and use of water under Transfer approval 73629, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
7. Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.
8. The dairy operation authorized under this approval shall comply with applicable county zoning and use ordinances.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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.
12. Commercial use is for a dairy

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 17th day of November, 2007



Chief, Water Allocation Bureau

WATER RIGHT NO. 36-15989
As Modified by Transfer No. 73629

In accordance with the approval of Transfer No. 73629, Water Right No. 36-15989 is now described as follows.

Right Holder: DOUBLE B DAIRY LLC
 PO BOX 587
 JEROME ID 83338

Priority Date: June 04, 1951

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01 to	12/31	0.08 CFS	13.4 AF
COMMERCIAL	01/01 to	12/31	0.08 CFS	13.4 AF
			0.08 CFS	13.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWSW Sec. 20 Twp 08S Rge 15E GOODING County

GROUND WATER NWNWSW Sec. 20 Twp 08S Rge 15E GOODING 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	
08S 15E 20							X				X						

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	
08S 15E 20							X				X						

WATER RIGHT NO. 36-15989
As Modified by Transfer No. 73629

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Rights 36-10889, 36-15989 and 36-15991 shall not exceed 0.24 cfs, nor total combined annual volume of 31.7 af.
2. Rights 36-15989 and 36-15991 when combined shall not exceed a total diversion rate of 0.13 cfs.
3. Rights 36-10889, 36-15989, 36-15991, 36-16496, and 36-16498 when combined shall not exceed a total diversion rate of 0.46 cfs and 81.7 af.
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. 130.
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. The dairy operation authorized under this approval shall comply with applicable county zoning and use ordinances.
7. Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.
8. Prior to the diversion and use of water under Transfer approval 73629, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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.
12. Commercial use is for a dairy

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 17th day of November, 20 07

Chief, Water Allocation Bureau

WATER RIGHT NO. 36-15991
As Modified by Transfer No. 73629

In accordance with the approval of Transfer No. 73629, Water Right No. 36-15991 is now described as follows.

Right Holder: DOUBLE B DAIRY LLC
 PO BOX 587
 JEROME ID 83338

Priority Date: November 29, 1973

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01 to	12/31	0.08 CFS	12.8 AF
COMMERCIAL	01/01 to	12/31	0.08 CFS	12.8 AF
			0.08 CFS	12.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWSW Sec. 20 Twp 08S Rge 15E GOODING County

GROUND WATER NWNWSW Sec. 20 Twp 08S Rge 15E GOODING 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	
08S 15E 20							X				X						

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	
08S 15E 20							X				X						

WATER RIGHT NO. 36-15991
As Modified by Transfer No. 73629

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Rights 36-10889, 36-15989 and 36-15991 shall not exceed 0.24 cfs, nor total combined annual volume of 31.7 af.
2. Rights 36-15989 and 36-15991 when combined shall not exceed a total diversion rate of 0.13 cfs.
3. Rights 36-10889, 36-15989, 36-15991, 36-16496, and 36-16498 when combined shall not exceed a total diversion rate of 0.46 cfs and 81.7 af.
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. 130.
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. Prior to the diversion and use of water under Transfer approval 73629 the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
7. The dairy operation authorized under this approval shall comply with applicable county zoning and use ordinances.
8. Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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.
12. Commercial use is for a dairy

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 17th day of November, 20 07



Chief, Water Allocation Bureau