

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73370

This is to certify that: TRS FARMS
 PO BOX 671
 REXBURG ID 83440
 (208) 709-3508

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>
22-2182	AJC/License	11/29/1960	9.60 cfs	1680.0 af	480.0	1,288.2	GROUND WATER
22-7040	AJC/License	10/21/1970	16.66 cfs	2950.5 af	843.0	1,288.2	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>
22-2182	NO	NO	YES	NO	NO	NO
22-7040	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>
22-2182	22-2182	9.60 cfs	1680.0 af	480.0	1,288.2		N/A	N/A	N/A	N/A
22-7040	22-7040	16.66 cfs	2950.5 af	843.0	1,288.2		N/A	N/A	N/A	N/A
COMBINED TOTALS		16.66 cfs	4508.7 af	1288.2	1288.2		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 7th day of June, 20 07


 Administrator, Water Management Division

SUPPORT DATA

IN FILE # 22-2182

WATER RIGHT NO. 22-7040
As Modified by Transfer No. 73370

In accordance with the approval of Transfer No. 73370, Water Right No. 22-7040 is now described as follows.

Right Holder: TRS FARMS
 PO BOX 671
 REXBURG ID 83440

Priority Date: October 21, 1970

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	05/01	to 11/01	16.66 CFS	2,950.5 AF
			16.66 CFS	2,950.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWSE	Sec. 23 Twp 05N Rge 40E	MADISON County
GROUND WATER	NWNESW	Sec. 26 Twp 05N Rge 40E	MADISON County
GROUND WATER	SESENE	Sec. 35 Twp 05N Rge 40E	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	NE	NW	SW	SE	
04N 40E 2					39.4	37.0	36.1	39.8									152.3
					L 3	L 4											
05N 40E 23	19.0	2.1	6.4	39.2									39.2	7.2	10.8	40.0	163.9
05N 40E 24						1.2	7.5		30.6	39.5	7.8						86.6
05N 40E 26	28.0			28.8	14.6	37.8	37.7	18.3	18.5	39.3	36.0	19.1	29.1			28.7	335.9
05N 40E 35	27.9	.8	40.0	40.0	19.0	36.6	37.4	40.0	40.0	35.0	35.8	39.3	40.0	40.0	39.0	38.7	549.5

Total Acres: 1288.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 843 acres within the place of use described above in a single irrigation season.
2. Rights 22-2182 and 22-7040 when combined shall not exceed a total diversion rate of 16.66 cfs, a total annual maximum diversion volume of 4508.7 af at the field headgate, and the irrigation of 1288.2 acres.
3. Prior to the diversion and use of water under Transfer approval 73370, the right holder shall install and maintain acceptable measuring devices, including data loggers, at the authorized points 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.

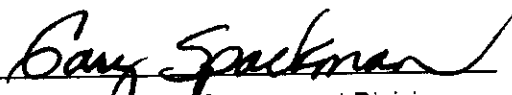
WATER RIGHT NO. 22-7040
As Modified by Transfer No. 73370

CONDITIONS OF APPROVAL

4. 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.
5. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/01 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 5/01 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.
6. Right 22-2182 is also diverted through the point of diversion described above.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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 7th day of June, 20 07


Administrator, Water Management Division

WATER RIGHT NO. 22-2182
As Modified by Transfer No. 73370

In accordance with the approval of Transfer No. 73370, Water Right No. 22-2182 is now described as follows.

Right Holder: TRS FARMS
 PO BOX 671
 REXBURG ID 83440

Priority Date: November 29, 1960

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	9.60 CFS	1,680.0 AF
			9.60 CFS	1,680.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWSE	Sec. 23 Twp 05N Rge 40E	MADISON County
GROUND WATER	NWNESW	Sec. 26 Twp 05N Rge 40E	MADISON County
GROUND WATER	SESENE	Sec. 35 Twp 05N Rge 40E	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	NE	NW	SW	SE	
04N 40E 2					39.4	37.0	36.1	39.8									152.3
					L 3	L 4											
05N 40E 23	19.0	2.1	6.4	39.2									39.2	7.2	10.8	40.0	163.9
05N 40E 24						1.2	7.5		30.6	39.5	7.8						86.6
05N 40E 26	28.0			28.8	14.6	37.8	37.7	18.3	18.5	39.3	36.0	19.1	29.1			28.7	335.9
05N 40E 35	27.9	.8	40.0	40.0	19.0	36.6	37.4	40.0	40.0	35.0	35.8	39.3	40.0	40.0	39.0	38.7	549.5

Total Acres: 1288.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 480 acres within the place of use described above in a single irrigation season.
2. Rights 22-2182 and 22-7040 when combined shall not exceed a total diversion rate of 16.66 cfs, a total annual maximum diversion volume of 4508.7 af at the field headgate, and the irrigation of 1288.2 acres.
3. Prior to the diversion and use of water under Transfer approval 73370, the right holder shall install and maintain acceptable measuring devices, including data loggers, at the authorized points 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.

WATER RIGHT NO. 22-2182
As Modified by Transfer No. 73370

CONDITIONS OF APPROVAL

4. 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.
5. Right 22-7040 is also diverted through the point(s) of diversion described above.
6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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 7th day of June, 20 07


Administrator, Water Management Division