

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 72870

This is to certify that: AMBER HILLS RANCH LLP
104 S 800 E
RUPERT ID 83350
(208)436-1690

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>
45-7462B	WR/Decreed	02/10/1981	0.22 cfs	36 af	N/A	N/A	GROUND WATER
45-7462C	WR/Decreed	02/10/1981	2.09 cfs	452 af	N/A	113.0	GROUND WATER

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

45-7232E	WR/Decreed	03/13/1975	1.36 cfs	272 af	N/A	68.0	GROUND WATER
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Purpose of Transfer (Changes Proposed)

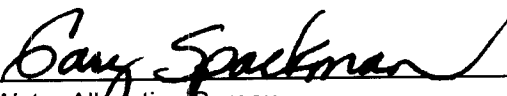
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
45-7462B	NO	YES	NO	NO	NO	NO
45-7462C	YES	YES	NO	NO	YES	YES

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>
45-7462B	45-7462B	0.22 cfs	36.0 af	N/A	N/A		N/A	N/A	N/A	N/A
45-7462C	45-14020	0.04 cfs	26.8 af	N/A	N/A	45-14019	2.05 cfs	416 af	N/A	104.0
COMBINED										
TOTALS		0.26 cfs	62.8 af	N/A	N/A		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 19th day of October, 20 06



Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 45-7462B

WATER RIGHT NO. 45-7462B
As Modified by Transfer No. 72870

In accordance with the approval of Transfer No. 72870, Water Right No. 45-7462B is now described as follows.

Right Holder: AMBER HILLS RANCH LLP
 104 S 800 E
 RUPERT ID 83350

Priority Date: February 10, 1981

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	0.22 CFS	36.0 AF
		0.22 CFS	36.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSWSE Sec. 34 Twp 09S Rge 25E CASSIA 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	
09S 25E 34															X		

CONDITIONS OF APPROVAL

1. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
2. 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.
3. Prior to the diversion and use of water under Transfer approval 72870 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.
4. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
5. Right 45-14020 is also diverted through the point 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.

WATER RIGHT NO. 45-7462B
As Modified by Transfer No. 72870

CONDITIONS OF 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 19th day of October, 20 06


Chief, Water Allocation Bureau

WATER RIGHT NO. 45-14019
As Modified by Transfer No. 72870

In accordance with the approval of Transfer No. 72870, Water Right No. 45-14019 is now described as follows.

Right Holder: PKD PROPERTIES LC
 750 E 100 S
 RUPERT ID 83350

Priority Date: February 10, 1981

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	2.05 CFS	416.0 AF
		2.05 CFS	416.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESESW Sec. 34 Twp 09S Rge 25E 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	
09S 25E 34									34.0	34.0			36.0				104.0

Total Acres: 104

CONDITIONS OF APPROVAL

1. 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.
2. Rights 45-7232E and 45-14019 when combined shall not exceed a total diversion rate of 2.05 cfs.
3. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
4. The use of water for irrigation under this right may begin as early as March 15 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than May 13, 2005.
5. 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 19th day of October, 20 06


 Chief, Water Allocation Bureau

WATER RIGHT NO. 45-14020
As Modified by Transfer No. 72870

In accordance with the approval of Transfer No. 72870, Water Right No. 45-14020 is now described as follows.

Right Holder: AMBER HILLS RANCH LLP
 104 S 800 E
 RUPERT ID 83350

Priority Date: February 10, 1981

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	0.04 CFS	26.8 AF
			0.04 CFS	26.8 AF

LOCATION OF POINT(S) OF DIVERSION:
 GROUND WATER SWSWSE Sec. 34 Twp 09S Rge 25E CASSIA County

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
09S	25E	34	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
																	X		

CONDITIONS OF APPROVAL

1. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
2. 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.
3. Prior to the diversion and use of water under Transfer approval 72870 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.
4. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
5. Right 45-7462B is also diverted through the point 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.

WATER RIGHT NO. 45-14020
As Modified by Transfer No. 72870

CONDITIONS OF 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 19th day of October, 20 06


Chief, Water Allocation Bureau

WATER RIGHT NO. 45-7232E
As Modified by Transfer No. 72870

In accordance with the approval of Transfer No. 72870, Water Right No. 45-7232E is now described as follows.

Right Holder: JADE INVESTMENTS LTD PARTNERSHIP
 RT 1 PO BOX 293-A
 RUPERT ID 83350

Priority Date: March 13, 1975

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	1.36 CFS	272.0 AF
			1.36 CFS	272.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESESW Sec. 34 Twp 09S Rge 25E 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	
09S 25E 34									34.0	34.0							68.0

Total Acres: 68

CONDITIONS OF APPROVAL

1. 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.
2. The use of water for irrigation under this right may begin as early as March 15 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than May 13, 2005.
3. Rights 45-7232E and 45-14019 when combined shall not exceed a total diversion rate of 2.05 cfs.
4. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
5. 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.

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 October, 20 06


 Chief, Water Allocation Bureau