

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 72527

This is to certify that: HARRIS AG LLC
2655 E 1440 S
MALTA ID 83342
(208)645-2382

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>
43-10499	WR/Decreed	05/20/1961	0.04 cfs	N/A	N/A	N/A	GROUND WATER
43-12967	WR/Decreed	12/04/1951	0.38 cfs	76 af	N/A	19.0	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>
43-10499	NO	NO	YES	YES	NO	NO
43-12967	YES	NO	YES	YES	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>
43-10499	43-10499	0.04 cfs	14.6 af	N/A			N/A	N/A	N/A	N/A
43-12967	43-13423	0.21 cfs	27.1 af	N/A		43-13422	0.17 cfs	34 af	N/A	8.5
COMBINED TOTALS		0.25 cfs	41.7 af	N/A			N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 28th day of July, 20 06



Chief, Water Allocation Bureau

SUPPORT DATA
IN FILE # 43-10499

WATER RIGHT NO. 43-10499
As Modified by Transfer No. 72527

In accordance with the approval of Transfer No. 72527, Water Right No. 43-10499 is now described as follows.

Right Holder: HARRIS AG LLC
 2655 E 1440 S
 MALTA ID 83342

Priority Date: May 20, 1961

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	1.2 AF
STOCKWATER	01/01	to 12/31	0.04 CFS	13.4 AF
			0.04 CFS	14.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L7 (SWSWSW) Sec. 6 Twp 14S Rge 27E CASSIA County

GROUND WATER L1 (NWNWNW) Sec. 7 Twp 14S Rge 27E CASSIA County

GROUND WATER L1 (SENWNW) Sec. 7 Twp 14S Rge 27E CASSIA County

PLACE OF USE: DOMESTIC

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>	
14S 27E 7						X											
						L1											

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>	
14S 27E 6										X							
										L7							
14S 27E 7					X												
					L1												

CONDITIONS OF APPROVAL

1. The quantity of water under this right shall not exceed 13,000 gallons per day.
2. Domestic use is for 1 home.
3. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.

WATER RIGHT NO. 43-10499
As Modified by Transfer No. 72527

CONDITIONS OF APPROVAL

4. 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.
5. Right 43-13423 is also diverted through the point(s) of diversion described above.
6. Rights 43-12966 and 43-13422 are also diverted through the point of diversion located within Lot 7 (SWSWSW), Sec. 6, T14S, R27E.
7. 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.
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 28th day of July, 2006


Chief, Water Allocation Bureau

WATER RIGHT NO. 43-13423
As Modified by Transfer No. 72527

In accordance with the approval of Transfer No. 72527, Water Right No. 43-13423 is now described as follows.

Right Holder: HARRIS AG LLC
 2655 E 1440 S
 MALTA ID 83342

Priority Date: December 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	0.21 CFS	27.1 AF
COMMERCIAL	01/01	to 12/31	0.21 CFS	27.1 AF
			0.21 CFS	27.1 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L7 (SWSWSW) Sec. 6 Twp 14S Rge 27E CASSIA County

GROUND WATER L1 (NWNWNW) Sec. 7 Twp 14S Rge 27E CASSIA County

GROUND WATER L1 (SENWNW) Sec. 7 Twp 14S Rge 27E 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	
14S 27E 6											X						
											L 7						
14S 27E 7						X											
						L 1											

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	
14S 27E 6											X						
											L 7						
14S 27E 7						X											
						L 1											

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.

WATER RIGHT NO. 43-13423
As Modified by Transfer No. 72527

CONDITIONS OF APPROVAL

3. Right 43-10499 is also diverted through the point(s) of diversion described above.
4. Rights 43-12966 and 43-13422 are also diverted through the point of diversion located within Lot 7 (SWSWSW), Sec. 6, T14S, R27E.
5. Commercial use is for a feedlot operation.
6. 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.
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 28th day of July, 20 06


Chief, Water Allocation Bureau

WATER RIGHT NO. 43-13422
As Modified by Transfer No. 72527

In accordance with the approval of Transfer No. 72527, Water Right No. 43-13422 is now described as follows.

Right Holder: HARRIS AG LLC
 2655 E 1440 S
 MALTA ID 83342

Priority Date: December 04, 1951

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	0.17 CFS	34.0 AF
			0.17 CFS	34.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L7 (SWSWSW) Sec. 6 Twp 14S Rge 27E 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	
14S 27E 6																	8.5
																	L 7

Total Acres: 8.5

CONDITIONS OF APPROVAL

1. Right Nos. 43-10499, 43-12966, and 43-13423 are also diverted through point of diversion described above.
2. The remainder of this right was forfeited for non-use from 1987 to 2000.
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 28th day of July, 2004


 Chief, Water Allocation Bureau