

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 72692

This is to certify that: PICKETT RANCH & SHEEP CO
 568 W 1650 S
 OAKLEY ID 83346
 (208)862-3482

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>
45-7047A	WR/Decreed	02/26/1970	4.31 cfs	862 af	215.5	448.0	GROUND WATER
45-7221A	WR/Decreed	01/07/1975	2.20 cfs	440 af	110.0	448.0	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>
45-7047A	YES	YES	YES	YES	YES	YES
45-7221A	YES	YES	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>
45-7047A	45-13998	0.93 cfs	119.8 af	N/A	N/A	45-13997	3.38 cfs	675.2 af	168.8	255.0
45-7221A	45-14000	0.48 cfs	61.0 af	N/A	N/A	45-13999	1.72 cfs	344.8 af	86.2	255.0
COMBINED TOTALS		1.04 cfs	180.8 af	N/A	N/A		3.77 cfs	1020.0 af	255.0	255.0

Detailed Water Right Description(s) attached

Dated this 27th day of July, 2006


 Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 45-7047A

WATER RIGHT NO. 45-13997
As Modified by Transfer No. 72692

In accordance with the approval of Transfer No. 72692, Water Right No. 45-13997 is now described as follows.

Right Holder: PICKETT RANCH & SHEEP CO
 568 W 1650 S
 OAKLEY ID 83346

Priority Date: February 26, 1970

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	3.38 CFS	675.2 AF
			3.38 CFS	675.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSESE Sec. 4 Twp 12S Rge 21E 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	
12S	21E	4									33.0	32.0	30.0	32.0	32.0	33.0	32.0	31.0	255.0

Total Acres: 255

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 168.8 acres within the place of use described above in a single irrigation season.
2. 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.
3. 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.
4. Use of this right with right no. 45-13999 is limited to a total combined diversion rate of 3.77 cfs and to a total combined annual diversion volume of 1020.0 af.
5. Failure of the right holder to comply with the conditions of transfer 5564 is cause for the Director to rescind approval of the transfer.
6. The right holder shall accomplish the change authorized by transfer 5564 within one (1) year of the date of the approval.

WATER RIGHT NO. 45-13997
As Modified by Transfer No. 72692

CONDITIONS OF APPROVAL

7. Use of this right with right no. 45-13999 is limited to the irrigation of a combined total of 255 acres in a single irrigation season.
8. 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 the date a partial decree is entered for this right.
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 27th day of July, 2006


Chief, Water Allocation Bureau

WATER RIGHT NO. 45-13998
As Modified by Transfer No. 72692

In accordance with the approval of Transfer No. 72692, Water Right No. 45-13998 is now described as follows.

Right Holder: PICKETT RANCH & SHEEP CO
 568 W 1650 S
 OAKLEY ID 83346

Priority Date: February 26, 1970

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01	12/31	0.93 CFS	119.8 AF
COMMERCIAL	01/01	12/31	0.93 CFS	119.8 AF
			0.93 CFS	119.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSWSW Sec. 26 Twp 12S Rge 21E CASSIA County

GROUND WATER SESESE Sec. 26 Twp 12S Rge 21E 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	
12S	21E	26									X	X	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	
12S	21E	26									X	X	X	X					

CONDITIONS OF APPROVAL

1. Rights 45-13998 and 45-14000 when combined shall not exceed a total diversion rate of 1.04 cfs and a total annual maximum diversion volume of 180.8 af.
2. Prior to the diversion and use of water under Transfer approval 72692, 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.
3. After specific notification by the Department, the right holder shall record the quantity of water diverted 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.

WATER RIGHT NO. 45-13998
As Modified by Transfer No. 72692

CONDITIONS OF APPROVAL

4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. This right does not grant any right-of-way or easement across the land of another.
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. Commercial use is for a dairy operation.
9. Right 45-14000 is also diverted through the point(s) of diversion described above.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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 27th day of July, 20 06



Chief, Water Allocation Bureau

WATER RIGHT NO. 45-13999
As Modified by Transfer No. 72692

In accordance with the approval of Transfer No. 72692, Water Right No. 45-13999 is now described as follows.

Right Holder: PICKETT RANCH & SHEEP CO
 568 W 1650 S
 OAKLEY ID 83346

Priority Date: January 07, 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	1.72 CFS	344.8 AF
		1.72 CFS	344.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSESE Sec. 4 Twp 12S Rge 21E CASSIA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
12S	21E	4									33.0	32.0	30.0	32.0	32.0	33.0	32.0	31.0	255.0

Total Acres: 255

CONDITIONS OF APPROVAL

1. Use of this right with right no. 45-13997 is limited to the irrigation of a combined total of 255 acres in a single irrigation season.
2. 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.
3. Use of this right with right no. 45-13997 is limited to a total combined diversion rate of 3.77cfs and to a total combined annual diversion volume of 1020.0 af.
4. Failure of the right holder to comply with the conditions of transfer 5564 is cause for the Director to rescind approval of the transfer.
5. The right holder shall accomplish the change authorized by transfer 5564 within one (1) year of the date of the approval.
6. This right is limited to the irrigation of 86.2 acres within the place of use described above in a single irrigation season.

WATER RIGHT NO. 45-13999
As Modified by Transfer No. 72692

CONDITIONS OF APPROVAL

7. 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.
8. 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 the date a partial decree is entered for this right.
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 27th day of July, 20 06



Chief, Water Allocation Bureau

WATER RIGHT NO. 45-14000
As Modified by Transfer No. 72692

In accordance with the approval of Transfer No. 72692, Water Right No. 45-14000 is now described as follows.

Right Holder: PICKETT RANCH & SHEEP CO
 568 W 1650 S
 OAKLEY ID 83346

Priority Date: January 07, 1975

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01	12/31	0.48 CFS	61.0 AF
COMMERCIAL	01/01	12/31	0.48 CFS	61.0 AF
			0.48 CFS	61.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSWSW Sec. 26 Twp 12S Rge 21E CASSIA County

GROUND WATER SESESE Sec. 26 Twp 12S Rge 21E 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	
12S 21E 26									X	X	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	
12S 21E 26									X	X	X	X					

CONDITIONS OF APPROVAL

1. Rights 45-13998 and 45-14000 when combined shall not exceed a total diversion rate of 1.04 cfs and a total annual maximum diversion volume of 180.8 af.
2. Prior to the diversion and use of water under Transfer approval 72692, 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.
3. After specific notification by the Department, the right holder shall record the quantity of water diverted 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.

WATER RIGHT NO. 45-14000
As Modified by Transfer No. 72692

CONDITIONS OF APPROVAL

4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. This right does not grant any right-of-way or easement across the land of another.
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. Commercial use is for a dairy operation.
9. Right 45-13998 is also diverted through the point(s) of diversion described above.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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 27th day of July, 2006


Chief, Water Allocation Bureau