

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 72028

This is to certify that: V & R FARMS LLC
715 S 750 E
BURLEY ID 83318
(208)654-2054

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>
45-13512	WR/Decreed	04/03/1941	0.03 cfs	N/A	N/A	N/A	GROUND WATER
45-2723	WR/Decreed	07/11/1966	1.00 cfs	480 af	N/A	120.0	GROUND WATER
45-7246	WR/Decreed	08/15/1975	1.42 cfs	480 af	N/A	120.0	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>
45-13512	NO	NO	YES	NO	NO	NO
45-2723	YES	YES	YES	NO	YES	YES
45-7246	YES	YES	YES	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>
45-13512	45-13512	0.03 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
45-2723	45-13949	0.19 cfs	60.4 af	N/A	N/A	45-13948	0.81 cfs	391.2 af	97.8	120.0
45-7246	45-13951	0.26 cfs	60.4 af	N/A	N/A	45-13950	1.16 cfs	391.2 af	97.8	120.0
COMBINED										
TOTALS		0.47 cfs	75.0 af	N/A	N/A		1.96 cfs	391.2 af	97.8	120.0

Detailed Water Right Description(s) attached

Dated this 20th day of January, 20 06


Chief, Water Allocation Bureau

SUPPORT DATA
IN FILE # 45-2723

WATER RIGHT NO. 45-13948
As Modified by Transfer No. 72028

In accordance with the approval of Transfer No. 72028, Water Right No. 45-13948 is now described as follows.

Right Holder: V & R FARMS LLC
 715 S 750 E
 BURLEY ID 83318

Priority Date: July 11, 1966

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	0.81 CFS	391.2 AF
			0.81 CFS	391.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESWNW Sec. 29 Twp 11S Rge 24E 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	
11S 24E 29									26.0	21.0	36.0	37.0					120.0

Total Acres: 120

CONDITIONS OF APPROVAL

1. Use of this right with Right No. 45-13950 is limited to the irrigation of a combined total of 97.8 acres in a single irrigation season.
2. Use of this right with Right No. 45-13950 is limited to a total combined diversion rate of 1.96 cfs and to a total combined diversion volume of 391.2 af.
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 20th day of January, 20 06


 Chief, Water Allocation Bureau

WATER RIGHT NO. 45-13949
As Modified by Transfer No. 72028

In accordance with the approval of Transfer No. 72028, Water Right No. 45-13949 is now described as follows.

Right Holder: V & R FARMS LLC
 715 S 750 E
 BURLEY ID 83318

Priority Date: July 11, 1966

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	0.19 CFS	60.4 AF
STOCKWATER	01/01 to	12/31	0.19 CFS	60.4 AF
			0.19 CFS	60.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENESW Sec. 27 Twp 11S Rge 24E CASSIA County

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	
11S	24E	27							X		X	X				X			

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	
11S	24E	27							X		X	X				X			

CONDITIONS OF APPROVAL

1. Rights 45-13549 and 45-13951 when combined shall not exceed a total diversion rate of 0.44 cfs, and a total annual maximum diversion volume of 60.4 af at the field headgate.
2. Rights 45-13949, 45-13951 and 45-13512 when combined shall not exceed a total diversion rate of 0.47 cfs, and a total annual maximum diversion volume of 75.0 af at.
3. Prior to the diversion and use of water under Transfer approval 72028, the right holder shall install and maintain an acceptable measuring device, including data logger, at the authorized point 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. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
6. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.

WATER RIGHT NO. 45-13949
As Modified by Transfer No. 72028

CONDITIONS OF APPROVAL

7. Rights 45-13512, 45-13899 and 45-13951 are also diverted through the point of diversion described above in the NE/NE/SW Sec. 27 T. 11S R. 24E.
8. Commercial use is for a feedlot.
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.
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.

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 20th day of January, 2006


Chief, Water Allocation Bureau

WATER RIGHT NO. 45-13950
As Modified by Transfer No. 72028

In accordance with the approval of Transfer No. 72028, Water Right No. 45-13950 is now described as follows.

Right Holder: V & R FARMS LLC
 715 S 750 E
 BURLEY ID 83318

Priority Date: August 15, 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	11/15	1.16 CFS	391.2 AF
			1.16 CFS	391.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSWNW Sec. 29 Twp 11S Rge 24E 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	
11S	24E	29									26.0	21.0	36.0	37.0					120.0

Total Acres: 120

CONDITIONS OF APPROVAL

1. Use of this right with Right No. 45-13948 is limited to the irrigation of a combined total of 97.8 acres in a single irrigation season.
2. Use of this right with Right No. 45-13948 is limited to a total combined diversion rate of 1.96 cfs and to a total combined diversion volume of 391.2 af.
3. The use of water for irrigation under this rights may begin as early as March 15 provided other elements of the right are not exceeded. The use of water before April 1 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.
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 20th day of January, 20 06


 Chief, Water Allocation Bureau

WATER RIGHT NO. 45-13951
As Modified by Transfer No. 72028

In accordance with the approval of Transfer No. 72028, Water Right No. 45-13951 is now described as follows.

Right Holder: V & R FARMS LLC
 715 S 750 E
 BURLEY ID 83318

Priority Date: August 15, 1975

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	0.26 CFS	60.4 AF
STOCKWATER	01/01 to	12/31	0.26 CFS	60.4 AF
			0.26 CFS	60.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENESW Sec. 27 Twp 11S Rge 24E CASSIA County

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	
11S	24E	27							X		X	X				X			

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	
11S	24E	27							X		X	X				X			

CONDITIONS OF APPROVAL

1. Rights 45-13549 and 45-13951 when combined shall not exceed a total diversion rate of 0.44 cfs, and a total annual maximum diversion volume of 60.4 af at the field headgate.
2. Rights 45-13949, 45-13951 and 45-13512 when combined shall not exceed a total diversion rate of 0.47 cfs, and a total annual maximum diversion volume of 75.0 af.
3. Prior to the diversion and use of water under Transfer approval 72028, the right holder shall install and maintain an acceptable measuring device, including data logger, at the authorized point 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. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
6. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.

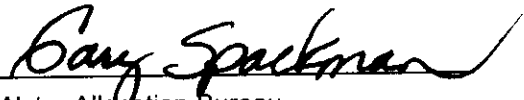
WATER RIGHT NO. 45-13951
As Modified by Transfer No. 72028

CONDITIONS OF APPROVAL

7. Rights 45-13512, 45-13899 and 45-13949 are also diverted through the point of diversion described above in the NE/NE/SW Sec. 27 T. 11S R. 24E.
8. Commercial use is for a feedlot.
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.
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.

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 20th day of January, 2006


Chief, Water Allocation Bureau

WATER RIGHT NO. 45-13512
As Modified by Transfer No. 72028

In accordance with the approval of Transfer No. 72028, Water Right No. 45-13512 is now described as follows.

Right Holder: V & R FARMS LLC
 715 S 750 E
 BURLEY ID 83318

Priority Date: April 03, 1941

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	0.03 CFS	
			0.03 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENESW Sec. 27 Twp 11S Rge 24E 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	
11S	24E	27																	
									X			X	X				X		

CONDITIONS OF APPROVAL

1. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
2. Rights 45-13949, 45-13951 and 45-13512 when combined shall not exceed a total diversion rate of 0.47 cfs, and a total annual maximum diversion volume of 75.0 af.
3. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
4. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
5. Right 45-13899 is also diverted through the point of diversion described above.
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.
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.

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 20th day of January, 2006


 Chief, Water Allocation Bureau