

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71838

This is to certify that: WEBB BROTHERS LAND & LIVESTOCK LLC
 22 N YALE RD
 DECLO ID 83323
 (208)349-5740

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>
43-10089	WR/Decreed	12/31/1983	0.23 cfs	N/A	N/A	N/A	GROUND WATER
43-13118	WR/Decreed	05/01/2001	0.08 cfs	N/A	N/A	N/A	GROUND WATER
43-13280	WR/Decreed	03/10/1961	3.38 cfs	N/A	219.8	314.3	GROUND WATER
43-13282	WR/Decreed	04/01/1961	3.68 cfs	815.6 af	203.9	314.3	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>
43-10089	NO	NO	YES	YES	NO	NO
43-13118	NO	NO	YES	YES	NO	NO
43-13280	YES	YES	YES	NO	YES	YES
43-13282	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>
43-10089	43-10089	0.23 cfs	14.6 af	N/A	N/A		N/A	N/A	N/A	N/A
43-13118	43-13118	0.08 cfs	3.0 af	N/A	N/A		N/A	N/A	N/A	N/A
43-13280	43-13412	0.06 cfs	10.2 af	N/A	N/A	43-13411	3.32 cfs	864.0 af	216.0	308.8
43-13282	43-13414	0.06 cfs	9.6 af	N/A	N/A	43-13413	3.62 cfs	801.2 af	200.3	308.8
COMBINED										
TOTALS		0.42 cfs	29.3 af	N/A	N/A		6.18 cfs	1235.2 af	308.8	308.8

Detailed Water Right Description(s) attached

Dated this 12th day of September, 2005

SUPPORT DATA
IN FILE # 43-10089


 Chief, Water Allocation Bureau

Right Holder: WEBB BROTHERS LAND & LIVESTOCK LLC
22 N YALE RD
DECLO ID 83323

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	0.23 CFS	11.6 AF
DOMESTIC	01/01	to 12/31	0.04 CFS	3.0 AF
			0.23 CFS	14.6 AF

GROUND WATER	SWNESE	Sec. 35 Twp 10S	Rge 27E	CASSIA County
GROUND WATER	SENESE	Sec. 35 Twp 10S	Rge 27E	CASSIA County

[illegible][illegible]

1. The domestic use authorized under Rights 43-10089 and 43-13118 is for a total of five (5) homes.
2. Rights 43-10089 and 43-13118 when combined shall not exceed a diversion of 13,000 gallons per day, nor a total annual maximum diversion volume of 14.6 acre-feet.
3. The total instantaneous diversion of water from all points of diversion under Rights 43-10089, 43-13118, 43-13412, and 43-13414 shall not exceed 0.42 cfs, nor a total combined annual volume of 29.3 af.
4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
5. 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.

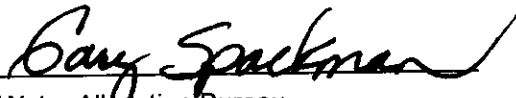
WATER RIGHT NO. 43-10089
As Modified by Transfer No. 71838

CONDITIONS OF APPROVAL

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. 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 12th day of September, 2005


Chief, Water Allocation Bureau

WATER RIGHT NO. 43-13118
As Modified by Transfer No. 71838

In accordance with the approval of Transfer No. 71838, Water Right No. 43-13118 is now described as follows.

Right Holder: WEBB BROTHERS LAND & LIVESTOCK LLC
22 N YALE RD
DECLO ID 83323

Priority Date: May 01, 2001

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	0.08 CFS	3.0 AF
			0.08 CFS	3.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWNESE	Sec. 35 Twp 10S	Rge 27E	CASSIA County
GROUND WATER	SENESE	Sec. 35 Twp 10S	Rge 27E	CASSIA County

PLACE OF USE: DOMESTIC

[illegible]

CONDITIONS OF APPROVAL

1. The domestic use authorized under Rights 43-10089 and 43-13118 is for a total of five (5) homes.
2. Rights 43-10089 and 43-13118 when combined shall not exceed a diversion of 13,000 gallons per day, nor a total annual maximum diversion volume of 14.6 acre-feet.
3. The total instantaneous diversion of water from all points of diversion under Rights 43-10089, 43-13118, 43-13412, and 43-13414 shall not exceed 0.42 cfs, nor a total combined annual volume of 29.3 af.
4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
5. 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.
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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

WATER RIGHT NO. 43-13118
As Modified by Transfer No. 71838

CONDITIONS OF 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 12th day of September, 2005


Chief, Water Allocation Bureau

WATER RIGHT NO. 43-13411
As Modified by Transfer No. 71838

In accordance with the approval of Transfer No. 71838, Water Right No. 43-13411 is now described as follows.

Right Holder: WEBB BROTHERS LAND & LIVESTOCK LLC
 22 N YALE RD
 DECLO ID 83323

Priority Date: March 10, 1961

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	3.32 CFS	864.0 AF
			3.32 CFS	864.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWNESE	Sec. 26 Twp 10S	Rge 27E	CASSIA County
GROUND WATER	SEWNNE	Sec. 35 Twp 10S	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	
10S	27E	25							27.9				2.9						30.8
10S	27E	26			18.0	34.0							1.2	34.0	33.3	38.0	31.0		189.5
10S	27E	35	15.0	33.0	39.0	1.5													88.5

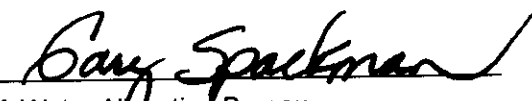
Total Acres: 308.8

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 216 acres within the place of use described above in a single irrigation season.
2. The total instantaneous diversion of water from all points of diversion under Rights 43-13411 and 43-13413 shall not exceed 6.18 cfs, nor total combined annual volume of 1235.2 af for the irrigation of a combined total of 308.8 acres
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 12th day of September, 20 05


 Chief, Water Allocation Bureau

WATER RIGHT NO. 43-13412
As Modified by Transfer No. 71838

In accordance with the approval of Transfer No. 71838, Water Right No. 43-13412 is now described as follows.

Right Holder: WEBB BROTHERS LAND & LIVESTOCK LLC
 22 N YALE RD
 DECLO ID 83323

Priority Date: March 10, 1961

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	0.06 CFS	10.2 AF
STOCKWATER	01/01	to 12/31	0.06 CFS	10.2 AF
			0.06 CFS	10.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWNESE	Sec. 35 Twp 10S	Rge 27E	CASSIA County
GROUND WATER	SENESE	Sec. 35 Twp 10S	Rge 27E	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	
10S 27E 35				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	
10S 27E 35				X													X
11S 27E 2	X																
L 1																	

CONDITIONS OF APPROVAL

1. Rights 43-13412 and 43-13414 when combined shall not exceed a total diversion rate of 0.11 cfs, nor a total annual maximum diversion volume of 14.7 af.
2. The total instantaneous diversion of water from all points of diversion under Rights 43-10089, 43-13118, 43-13412, and 43-13414 shall not exceed 0.42 cfs, nor a total combined annual volume of 29.3 af.
3. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
4. 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.

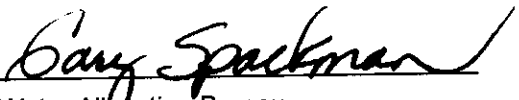
WATER RIGHT NO. 43-13412
As Modified by Transfer No. 71838

CONDITIONS OF APPROVAL

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. Commercial use is for a calf raising operation
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 12th day of September, 20 05



Chief, Water Allocation Bureau

WATER RIGHT NO. 43-13413
As Modified by Transfer No. 71838

In accordance with the approval of Transfer No. 71838, Water Right No. 43-13413 is now described as follows.

Right Holder: WEBB BROTHERS LAND & LIVESTOCK LLC
 22 N YALE RD
 DECLO ID 83323

Priority Date: April 01, 1961

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	3.62 CFS	801.2 AF
		3.62 CFS	801.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWNESE	Sec. 26 Twp 10S	Rge 27E	CASSIA County
GROUND WATER	SEWNNE	Sec. 35 Twp 10S	Rge 27E	CASSIA County

PLACE OF USE: IRRIGATION

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	
10S	27E	25							27.9				2.9						30.8
10S	27E	26			18.0	34.0								1.2	34.0	33.3	38.0	31.0	189.5
10S	27E	35	15.0	33.0	39.0	1.5													88.5

Total Acres: 308.8

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 200.3 acres within the place of use described above in a single irrigation season.
2. The total instantaneous diversion of water from all points of diversion under Rights 43-13411 and 43-13413 shall not exceed 6.18 cfs, nor total combined annual volume of 1235.2 af for the irrigation of a combined total of 308.8 acres
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 12th day of September, 20 05


 Chief, Water Allocation Bureau

WATER RIGHT NO. 43-13414
As Modified by Transfer No. 71838

In accordance with the approval of Transfer No. 71838, Water Right No. 43-13414 is now described as follows.

Right Holder: WEBB BROTHERS LAND & LIVESTOCK LLC
 22 N YALE RD
 DECLO ID 83323

Priority Date: April 01, 1961

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	0.06 CFS	9.6 AF
COMMERCIAL	01/01 to	12/31	0.06 CFS	9.6 AF
			0.06 CFS	9.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWNESE	Sec. 35 Twp 10S	Rge 27E	CASSIA County
GROUND WATER	SENESE	Sec. 35 Twp 10S	Rge 27E	CASSIA County

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>	
10S 27E 35				X									X				X
11S 27E 2	X																
	L1																

PLACE OF USE: COMMERCIAL

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>	
10S 27E 35				X									X				

CONDITIONS OF APPROVAL

1. Rights 43-13412 and 43-13414 when combined shall not exceed a total diversion rate of 0.11 cfs, nor a total annual maximum diversion volume of 14.7 af.
2. The total instantaneous diversion of water from all points of diversion under Rights 43-10089, 43-13118, 43-13412, and 43-13414 shall not exceed 0.42 cfs, nor a total combined annual volume of 29.3 af.
3. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
4. 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.
5. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.

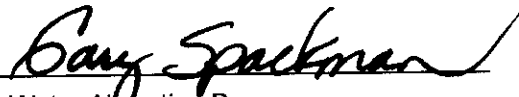
WATER RIGHT NO. 43-13414
As Modified by Transfer No. 71838

CONDITIONS OF APPROVAL

6. Commercial use is for a calf raising operation
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 12th day of September, 20 05


Chief, Water Allocation Bureau