

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED**TRANSFER OF WATER RIGHT*****AMENDED*****TRANSFER NO. 71617**

This is to certify that: BROKEN ARROW FARMS INC
C/O JIM BLANKSMA
HC 85 BOX 23A
MOUNTAIN HOME ID 83647
(208)587-7939

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>
61-2186	WR/Decreed	02/03/1966	3.16 cfs	N/A	158.0	1,075.0	GROUND WATER
61-2220	WR/Decreed	04/10/1967	6.40 cfs	N/A	320.0	1,075.0	GROUND WATER
61-7060	WR/Decreed	06/20/1969	6.40 cfs	N/A	320.0	1,075.0	GROUND WATER
61-7222	WR/Decreed	04/14/1975	3.20 cfs	N/A	160.0	1,075.0	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>
61-2186	NO	YES	YES	NO	YES	YES
61-2220	NO	YES	YES	NO	NO	NO
61-7060	NO	YES	YES	NO	NO	NO
61-7222	NO	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>
61-2186	61-2186	3.16 cfs	510.5 af	60.0	920.0		N/A	N/A	N/A	N/A
61-2220	61-2220	6.40 cfs	1280.0 af	320.0	920.0		N/A	N/A	N/A	N/A
61-7060	61-7060	6.40 cfs	1280.0 af	320.0	920.0		N/A	N/A	N/A	N/A
61-7222	61-7222	0.04 cfs	5.5 af	N/A	N/A		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		16.00 cfs	3076.0 af	700.0	920.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 24th day of March, 20 05



Chief, Water Allocation Bureau

WATER RIGHT NO. 61-2186
As Modified by Transfer No. 71617

In accordance with the approval of Transfer No. 71617, Water Right No. 61-2186 is now described as follows.

Right Holder: BROKEN ARROW FARMS INC
 C/O JIM BLANKSMA
 HC 85 BOX 23A
 MOUNTAIN HOME ID 83647

Priority Date: February 03, 1966

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	1.20 CFS	240.0 AF
STOCKWATER	01/01 to	12/31	1.39 CFS	192.1 AF
COMMERCIAL	01/01 to	12/31	0.57 CFS	78.4 AF
			3.16 CFS	510.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NENESE	Sec. 6	Twp 05S	Rge 06E	ELMORE County
GROUND WATER	NENWSE	Sec. 6	Twp 05S	Rge 06E	ELMORE County
GROUND WATER	SEWSE	Sec. 6	Twp 05S	Rge 06E	ELMORE 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	
05S	05E	12	38.0	39.0	38.0	39.0													154.0
05S	06E	6								40.0	40.0	39.0	39.0	38.0	38.0	38.0	38.0		310.0
05S	06E	7	39.0	39.0	32.0	39.0	39.0	39.0	38.0	39.0									304.0
05S	06E	8	39.0	39.0	39.0	35.0													152.0

Total Acres: 920

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	
05S	06E	8					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	
05S	06E	8					X	X	X	X									

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

WATER RIGHT NO. 61-2186
As Modified by Transfer No. 71617

CONDITIONS OF APPROVAL

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.
5. Prior to use of water under this right, the right holder shall install a measuring device to the dairy mainline to measure the amount of water diverted to the dairy and shall annually report the diversion to the department. The right holder shall obtain prior approval from the department of the type of measuring device to install.
6. After specific notification by the Department, the right holder shall record the quantity of water diverted for all uses 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 total instantaneous diversion of water from all points of diversion under Rights 61-2186, 61-2220, 61-7060 and 61-7222 shall not exceed 16.0 cfs, nor a total combined annual volume of 3,076.0 af.
8. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
9. 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.
10. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
11. This right is limited to the irrigation of 60 acres within the place of use described above in a single irrigation season.
12. Rights 61-2186, 61-2220 and 61-7060 when combined shall not exceed the irrigation of 700 acres within the place of use described above in a single irrigation season.
13. 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.
14. All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
15. Commercial use is for a dairy.
16. Rights 61-2220, 61-7060 and 61-7222 are also diverted through the points of diversion described 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 24th day of March, 2005


Chief, Water Allocation Bureau

WATER RIGHT NO. 61-2220
As Modified by Transfer No. 71617

In accordance with the approval of Transfer No. 71617, Water Right No. 61-2220 is now described as follows.

Right Holder: BROKEN ARROW FARMS INC
 C/O JIM BLANKSMA
 HC 85 BOX 23A
 MOUNTAIN HOME ID 83647

Priority Date: April 10, 1967

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	6.40 CFS	1,280.0 AF
			6.40 CFS	1,280.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NENESE	Sec. 6	Twp 05S	Rge 06E	ELMORE County
GROUND WATER	NENWSE	Sec. 6	Twp 05S	Rge 06E	ELMORE County
GROUND WATER	SENWSE	Sec. 6	Twp 05S	Rge 06E	ELMORE 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	
05S	05E	12	38.0	39.0	38.0	39.0													154.0
05S	06E	6								40.0	40.0	39.0	39.0	38.0	38.0	38.0	38.0		310.0
05S	06E	7	39.0	39.0	32.0	39.0	39.0	39.0	38.0	39.0									304.0
05S	06E	8	39.0	39.0	39.0	35.0													152.0

Total Acres: 920

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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.
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. The total instantaneous diversion of water from all points of diversion under Rights 61-2186, 61-2220, 61-7060 and 61-7222 shall not exceed 16.0 cfs, nor a total combined annual volume of 3,076.0 af.

WATER RIGHT NO. 61-2220
As Modified by Transfer No. 71617

CONDITIONS OF APPROVAL

6. 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.
7. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
8. This right is limited to the irrigation of 320 acres within the place of use described above in a single irrigation season.
9. Rights 61-2186, 61-2220 and 61-7060 when combined shall not exceed the irrigation of 700 acres within the place of use described above in a single irrigation season.
10. 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.
11. All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
12. Rights 61-2186, 61-7060 and 61-7222 are also diverted through the points of diversion described 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 24th day of March, 2005



Chief, Water Allocation Bureau

WATER RIGHT NO. 61-7060
As Modified by Transfer No. 71617

In accordance with the approval of Transfer No. 71617, Water Right No. 61-7060 is now described as follows.

Right Holder: BROKEN ARROW FARMS INC
 C/O JIM BLANKSMA
 HC 85 BOX 23A
 MOUNTAIN HOME ID 83647

Priority Date: June 20, 1969

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	6.40 CFS	1,280.0 AF
			6.40 CFS	1,280.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NENESE	Sec. 6	Twp 05S	Rge 06E	ELMORE County
GROUND WATER	NENWSE	Sec. 6	Twp 05S	Rge 06E	ELMORE County
GROUND WATER	SENWSE	Sec. 6	Twp 05S	Rge 06E	ELMORE 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	
05S	05E	12	38.0	39.0	38.0	39.0													154.0
05S	06E	6								40.0	40.0	39.0	39.0	38.0	38.0	38.0	38.0		310.0
05S	06E	7	39.0	39.0	32.0	39.0	39.0	39.0	38.0	39.0									304.0
05S	06E	8	39.0	39.0	39.0	35.0													152.0

Total Acres: 920

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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.
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. The total instantaneous diversion of water from all points of diversion under Rights 61-2186, 61-2220, 61-7060 and 61-7222 shall not exceed 16.0 cfs, nor a total combined annual volume of 3,076.0 af.

WATER RIGHT NO. 61-7060
As Modified by Transfer No. 71617

CONDITIONS OF APPROVAL

6. 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.
7. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
8. This right is limited to the irrigation of 320 acres within the place of use described above in a single irrigation season.
9. Rights 61-2186, 61-2220 and 61-7060 when combined shall not exceed the irrigation of 700 acres within the place of use described above in a single irrigation season.
10. 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.
11. All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
12. Rights 61-2186, 61-2220 and 61-7222 are also diverted through the points of diversion described 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 24th day of March, 20 05



Chief, Water Allocation Bureau

WATER RIGHT NO. 61-7222
As Modified by Transfer No. 71617

In accordance with the approval of Transfer No. 71617, Water Right No. 61-7222 is now described as follows.

Right Holder: BROKEN ARROW FARMS INC
 C/O JIM BLANKSMA
 HC 85 BOX 23A
 MOUNTAIN HOME ID 83647

Priority Date: April 14, 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	0.01 CFS	1.6 AF
STOCKWATER	01/01	to 12/31	0.03 CFS	3.9 AF
			0.04 CFS	5.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NENESE	Sec. 6	Twp 05S	Rge 06E	ELMORE County
GROUND WATER	NENWSE	Sec. 6	Twp 05S	Rge 06E	ELMORE County
GROUND WATER	SENWSE	Sec. 6	Twp 05S	Rge 06E	ELMORE 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	
05S	06E	8					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	
05S	06E	8					X	X	X	X									

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

WATER RIGHT NO. 61-7222
As Modified by Transfer No. 71617

CONDITIONS OF APPROVAL

5. Prior to use of water under this right, the right holder shall install a measuring device to the dairy mainline to measure the amount of water diverted to the dairy and shall annually report the diversion to the department. The right holder shall obtain prior approval from the department of the type of measuring device to install.
6. The total instantaneous diversion of water from all points of diversion under Rights 61-2186, 61-2220, 61-7060 and 61-7222 shall not exceed 16.0 cfs, nor a total combined annual volume of 3,076.0 af.
7. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
8. 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.
9. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
10. All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
11. Commercial use is for a dairy.
12. Rights 61-2186, 61-2220 and 61-7060 are also diverted through the points of diversion described 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 24th day of March, 2005


Chief, Water Allocation Bureau