

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71087

This is to certify that: HOWARD R ADAMS & SONS INC
 496 W 1000 S
 BURLEY ID 83318
 (208)678-2978

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>
45-2411	AJC/License	03/31/1952	2.48 cfs	1080.0 af	270.0	430.0	GROUND WATER
45-2412	AJC/License	03/31/1952	2.40 cfs	640.0 af	160.0	430.0	GROUND WATER
45-2594A	AJC/License	12/11/1959	1.16 cfs	268.0 af	67.0	210.0	GROUND WATER
45-10365	AJC/Beneficial Use	03/15/1962	1.13 cfs	480.0 af	120.0	210.0	GROUND WATER
45-7439A	AJC/License	02/29/1980	1.46 cfs	475.2 af	N/A	118.8	GROUND WATER
45-2504	AJC/License	10/17/1955	1.60 cfs	320.0 af	80.0	749.0	GROUND WATER
45-2605	AJC/License	02/29/1960	1.60 cfs	480.0 af	120.0	749.0	GROUND WATER
45-2392	AJC/License	10/19/1951	5.56 cfs	1280.0 af	320.0	749.0	GROUND WATER
45-2377C	AJC/License	05/14/1951	3.00 cfs	789.6 af	197.4	749.0	GROUND WATER
45-4041	AJC/Beneficial Use	06/30/1985	0.50 cfs	N/A	31.6	749.0	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>
45-2411	NO	YES	NO	NO	NO	NO
45-2412	NO	YES	NO	NO	NO	NO
45-2594A	NO	YES	NO	NO	NO	NO
45-10365	NO	YES	NO	NO	NO	NO
45-7439A	NO	YES	NO	NO	NO	NO
45-2504	NO	YES	NO	NO	NO	NO
45-2605	NO	YES	NO	NO	NO	NO
45-2392	NO	YES	NO	NO	NO	NO
45-2377C	NO	YES	NO	NO	NO	NO
45-4041	NO	YES	NO	NO	NO	NO

SUPPORT DATA

IN FILE # 45-2594
2377C

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71087

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
45-2411	45-2411	2.48 cfs	1080.0 af	270.0	430.0		N/A	N/A	N/A	N/A
45-2412	45-2412	2.40 cfs	640.0 af	160.0	430.0		N/A	N/A	N/A	N/A
45-2594A	45-2594A	1.16 cfs	268.0 af	67.0	210.0		N/A	N/A	N/A	N/A
45-10365	45-10365	1.13 cfs	480.0 af	120.0	210.0		N/A	N/A	N/A	N/A
45-7439A	45-7439A	1.46 cfs	475.2 af	N/A	118.8		N/A	N/A	N/A	N/A
45-2504	45-2504	1.60 cfs	320.0 af	80.0	749.0		N/A	N/A	N/A	N/A
45-2605	45-2605	1.60 cfs	480.0 af	120.0	749.0		N/A	N/A	N/A	N/A
45-2392	45-2392	5.56 cfs	1280.0 af	320.0	749.0		N/A	N/A	N/A	N/A
45-2377C	45-2377C	3.00 cfs	789.6 af	197.4	749.0		N/A	N/A	N/A	N/A
45-4041	45-4041	0.50 cfs	N/A	31.6	749.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		19.26 cfs	5812.8 af	1484.8	1507.8		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 7th day of December, 2004


 Chief, Water Allocation Bureau

WATER RIGHT NO. 45-7439A
As Modified by Transfer No. 71087

In accordance with the approval of Transfer No. 71087, Water Right No. 45-7439A is now described as follows.

Right Holder: HOWARD R ADAMS & SONS INC
 496 W 1000 S
 BURLEY ID 83318

Priority Date: February 29, 1980

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	1.46 CFS	475.2 AF
		1.46 CFS	475.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWNE	Sec. 24 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	SWSNW	Sec. 8 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	SWNWSW	Sec. 8 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	SWSWSW	Sec. 8 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	SWSESW	Sec. 8 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	NESW	Sec. 9 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	SESWNE	Sec. 18 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	NENENE	Sec. 19 Twp 12S	Rge 22E	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	22E	9							3.9			24.0	34.0	34.0	20.0		2.9			118.8

Total Acres: 118.8

WATER RIGHT NO. 45-7439A
As Modified by Transfer No. 71087

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Rights 45-2377C, 45-2392, 45-2411, 45-2412, 45-2504, 45-2605, 45-2594A, 45-4041, 45-7439A and 45-10365 shall not exceed 19.26 cfs, nor a total combined annual volume of 5812.8 af.
2. 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.
3. Diversion and use of water under this right from the additional wells authorized under Transfer 71087 located in SWSENE, SWNWSW, SWSWSW, and SWSESW Sec. 8, T12S, R22E; NESW Sec. 9, T12S, R22E; SESWNE Sec. 18, T12S, R22E; and NENENE Sec. 19, T12S, R22E shall be subordinate to all ground water rights existing within the immediate area prior to the date of approval of this transfer upon determination of injury due to local well interference. This right retains its priority date of 2/29/1980 relative to all other actions to distribute water.
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. 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.
6. 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.
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 7th day of December, 20 04



Chief, Water Allocation Bureau

WATER RIGHT NO. 45-2377C
As Modified by Transfer No. 71087

In accordance with the approval of Transfer No. 71087, Water Right No. 45-2377C is now described as follows.

Right Holder: HOWARD R ADAMS & SONS INC
 496 W 1000 S
 BURLEY ID 83318

Priority Date: May 14, 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	3.00 CFS	789.6 AF
		3.00 CFS	789.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWNE	Sec. 24 Twp 12S Rge 21E CASSIA County
GROUND WATER	SWSNW	Sec. 8 Twp 12S Rge 22E CASSIA County
GROUND WATER	SWNWSW	Sec. 8 Twp 12S Rge 22E CASSIA County
GROUND WATER	SWSWSW	Sec. 8 Twp 12S Rge 22E CASSIA County
GROUND WATER	SWSESW	Sec. 8 Twp 12S Rge 22E CASSIA County
GROUND WATER	NESW	Sec. 9 Twp 12S Rge 22E CASSIA County
GROUND WATER	SESWNE	Sec. 18 Twp 12S Rge 22E CASSIA County
GROUND WATER	NENENE	Sec. 19 Twp 12S Rge 22E 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 22E 7													40.0	40.0		39.0	119.0
12S 22E 8	40.0	40.0	40.0	40.0	40.0	39.0	38.0	40.0	40.0	40.0	39.0	39.0	40.0	40.0	39.0	36.0	630.0

Total Acres: 749

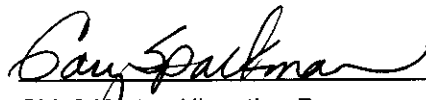
WATER RIGHT NO. 45-2377C
As Modified by Transfer No. 71087

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 197.4 acres within the place of use described above in a single irrigation season.
2. Rights 45-2377C, 45-2392, 45-2504, and 45-2605 when combined are limited to the irrigation of 717.4 acres within the place of use described above in a single irrigation season.
3. Rights 45-2377C, 45-2392, 45-2504, 45-2605, and 45-4041 when combined shall not exceed a total diversion rate of 11.76 cfs, a total annual maximum diversion volume of 2869.6 af at the field headgate, and the irrigation of 749 acres.
4. The total instantaneous diversion of water from all points of diversion under Rights 45-2377C, 45-2392, 45-2411, 45-2412, 45-2504, 45-2605, 45-2594A, 45-4041, 45-7439A and 45-10365 shall not exceed 19.26 cfs, nor a total combined annual volume of 5812.8 af.
5. 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.
6. Right 45-4041 is an expansion of this right pursuant to section 42-1416B, Idaho Code.
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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. 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.
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 7th day of December, 2004


Chief, Water Allocation Bureau

WATER RIGHT NO. 45-2392
As Modified by Transfer No. 71087

In accordance with the approval of Transfer No. 71087, Water Right No. 45-2392 is now described as follows.

Right Holder: HOWARD R ADAMS & SONS INC
 496 W 1000 S
 BURLEY ID 83318

Priority Date: October 19, 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	5.56 CFS	1,280.0 AF
			5.56 CFS	1,280.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWNE	Sec. 24 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	SWSENW	Sec. 8 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	SWNWSW	Sec. 8 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	SWSWSW	Sec. 8 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	SWSESW	Sec. 8 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	NESW	Sec. 9 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	SESWNE	Sec. 18 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	NENENE	Sec. 19 Twp 12S	Rge 22E	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 22E 7													40.0	40.0		39.0	119.0
12S 22E 8	40.0	40.0	40.0	40.0	40.0	39.0	38.0	40.0	40.0	40.0	39.0	39.0	40.0	40.0	39.0	36.0	630.0

Total Acres: 749

WATER RIGHT NO. 45-2392
As Modified by Transfer No. 71087

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 320 acres within the place of use described above in a single irrigation season.
2. Rights 45-2377C, 45-2392, 45-2504, and 45-2605 when combined are limited to the irrigation of 717.4 acres within the place of use described above in a single irrigation season.
3. Rights 45-2377C, 45-2392, 45-2504, 45-2605, and 45-4041 when combined shall not exceed a total diversion rate of 11.76 cfs, a total annual maximum diversion volume of 2869.6 af at the field headgate, and the irrigation of 749 acres.
4. The total instantaneous diversion of water from all points of diversion under Rights 45-2377C, 45-2392, 45-2411, 45-2412, 45-2504, 45-2605, 45-2594A, 45-4041, 45-7439A and 45-10365 shall not exceed 19.26 cfs, nor a total combined annual volume of 5812.8 af.
5. Right 45-4041 is an expansion of this right pursuant to section 42-1416B, Idaho Code.
6. 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.
7. 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.
8. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. 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.
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 7th day of December, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 45-2504
As Modified by Transfer No. 71087

In accordance with the approval of Transfer No. 71087, Water Right No. 45-2504 is now described as follows.

Right Holder: HOWARD R ADAMS & SONS INC
 496 W 1000 S
 BURLEY ID 83318

Priority Date: October 17, 1955

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	1.60 CFS	320.0 AF
			1.60 CFS	320.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWNE	Sec. 24 Twp 12S Rge 21E CASSIA County
GROUND WATER	SWSNW	Sec. 8 Twp 12S Rge 22E CASSIA County
GROUND WATER	SWNWSW	Sec. 8 Twp 12S Rge 22E CASSIA County
GROUND WATER	SWSWSW	Sec. 8 Twp 12S Rge 22E CASSIA County
GROUND WATER	SWSESW	Sec. 8 Twp 12S Rge 22E CASSIA County
GROUND WATER	NESW	Sec. 9 Twp 12S Rge 22E CASSIA County
GROUND WATER	SESWNE	Sec. 18 Twp 12S Rge 22E CASSIA County
GROUND WATER	NENENE	Sec. 19 Twp 12S Rge 22E 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					
12S	22E	7													40.0	40.0	39.0	119.0	
12S	22E	8	40.0	40.0	40.0	40.0	40.0	39.0	38.0	40.0	40.0	40.0	39.0	39.0	40.0	40.0	39.0	36.0	630.0

Total Acres: 749

WATER RIGHT NO. 45-2504
As Modified by Transfer No. 71087

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 80 acres within the place of use described above in a single irrigation season.
2. Rights 45-2377C, 45-2392, 45-2504, and 45-2605 when combined are limited to the irrigation of 717.4 acres within the place of use described above in a single irrigation season.
3. Rights 45-2377C, 45-2392, 45-2504, 45-2605, and 45-4041 when combined shall not exceed a total diversion rate of 11.76 cfs, a total annual maximum diversion volume of 2869.6 af at the field headgate, and the irrigation of 749 acres.
4. The total instantaneous diversion of water from all points of diversion under Rights 45-2377C, 45-2392, 45-2411, 45-2412, 45-2504, 45-2605, 45-2594A, 45-4041, 45-7439A and 45-10365 shall not exceed 19.26 cfs, nor a total combined annual volume of 5812.8 af.
5. Right 45-4041 is an expansion of this right pursuant to section 42-1416B, Idaho Code.
6. 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.
7. 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.
8. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. 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.
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 7th day of December, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 45-2605
As Modified by Transfer No. 71087

In accordance with the approval of Transfer No. 71087, Water Right No. 45-2605 is now described as follows.

Right Holder: HOWARD R ADAMS & SONS INC
 496 W 1000 S
 BURLEY ID 83318

Priority Date: February 29, 1960

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	1.60 CFS	480.0 AF
		1.60 CFS	480.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWNE	Sec. 24 Twp 12S Rge 21E CASSIA County
GROUND WATER	SWSNW	Sec. 8 Twp 12S Rge 22E CASSIA County
GROUND WATER	SWNWSW	Sec. 8 Twp 12S Rge 22E CASSIA County
GROUND WATER	SWSWSW	Sec. 8 Twp 12S Rge 22E CASSIA County
GROUND WATER	SWSESW	Sec. 8 Twp 12S Rge 22E CASSIA County
GROUND WATER	NESW	Sec. 9 Twp 12S Rge 22E CASSIA County
GROUND WATER	SESWNE	Sec. 18 Twp 12S Rge 22E CASSIA County
GROUND WATER	NENENE	Sec. 19 Twp 12S Rge 22E 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	22E	7													40.0	40.0		39.0	119.0
12S	22E	8	40.0	40.0	40.0	40.0	40.0	39.0	38.0	40.0	40.0	40.0	39.0	39.0	40.0	40.0	39.0	36.0	630.0

Total Acres: 749

WATER RIGHT NO. 45-2605
As Modified by Transfer No. 71087

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 120 acres within the place of use described above in a single irrigation season.
2. Rights 45-2377C, 45-2392, 45-2504, and 45-2605 when combined are limited to the irrigation of 717.4 acres within the place of use described above in a single irrigation season.
3. Rights 45-2377C, 45-2392, 45-2504, 45-2605, and 45-4041 when combined shall not exceed a total diversion rate of 11.76 cfs, a total annual maximum diversion volume of 2869.6 af at the field headgate, and the irrigation of 749 acres.
4. The total instantaneous diversion of water from all points of diversion under Rights 45-2377C, 45-2392, 45-2411, 45-2412, 45-2504, 45-2605, 45-2594A, 45-4041, 45-7439A and 45-10365 shall not exceed 19.26 cfs, nor a total combined annual volume of 5812.8 af.
5. Right 45-4041 is an expansion of this right pursuant to section 42-1416B, Idaho Code.
6. 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.
7. 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.
8. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. 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.
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 7th day of December, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 45-4041
As Modified by Transfer No. 71087

In accordance with the approval of Transfer No. 71087, Water Right No. 45-4041 is now described as follows.

Right Holder: HOWARD R ADAMS & SONS INC
 496 W 1000 S
 BURLEY ID 83318

Priority Date: June 30, 1985

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15	to 11/15	0.50 CFS
			0.50 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWNE	Sec. 24 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	SWSENW	Sec. 8 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	SWNWSW	Sec. 8 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	SWSWSW	Sec. 8 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	SWSESW	Sec. 8 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	NESW	Sec. 9 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	SESWNE	Sec. 18 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	NENENE	Sec. 19 Twp 12S	Rge 22E	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	22E	7																	40.0	40.0		39.0	119.0
12S	22E	8	40.0	40.0	40.0	40.0	40.0	39.0	38.0	40.0	40.0	40.0	39.0	39.0	40.0	40.0	39.0	36.0					630.0

Total Acres: 749

WATER RIGHT NO. 45-4041
As Modified by Transfer No. 71087

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 31.6 acres within the place of use described above in a single irrigation season.
2. Rights 45-2377C, 45-2392, 45-2504, and 45-2605 when combined are limited to the irrigation of 717.4 acres within the place of use described above in a single irrigation season.
3. Rights 45-2377C, 45-2392, 45-2504, 45-2605, and 45-4041 when combined shall not exceed a total diversion rate of 11.76 cfs, a total annual maximum diversion volume of 2869.6 af at the field headgate, and the irrigation of 749 acres.
4. The total instantaneous diversion of water from all points of diversion under Rights 45-2377C, 45-2392, 45-2411, 45-2412, 45-2504, 45-2605, 45-2594A, 45-4041, 45-7439A and 45-10365 shall not exceed 19.26 cfs, nor a total combined annual volume of 5812.8 af.
5. This right is an expansion of Rights 45-2377C, 45-2392, 45-2504, and 45-2605 pursuant to section 42-1416B, Idaho Code.
6. 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.
7. 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.
8. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. 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.
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 7th day of December, 20 04


Chief, Water Allocation Bureau

WATER RIGHT NO. 45-2411
As Modified by Transfer No. 71087

In accordance with the approval of Transfer No. 71087, Water Right No. 45-2411 is now described as follows.

Right Holder: HOWARD R ADAMS & SONS INC
 496 W 1000 S
 BURLEY ID 83318

Priority Date: March 31, 1952

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	2.48 CFS	1,080.0 AF
			2.48 CFS	1,080.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWNE	Sec. 24 Twp 12S Rge 21E CASSIA County
GROUND WATER	SWSNW	Sec. 8 Twp 12S Rge 22E CASSIA County
GROUND WATER	SWNWSW	Sec. 8 Twp 12S Rge 22E CASSIA County
GROUND WATER	SWSWSW	Sec. 8 Twp 12S Rge 22E CASSIA County
GROUND WATER	SWSESW	Sec. 8 Twp 12S Rge 22E CASSIA County
GROUND WATER	NESW	Sec. 9 Twp 12S Rge 22E CASSIA County
GROUND WATER	SESWNE	Sec. 18 Twp 12S Rge 22E CASSIA County
GROUND WATER	NENENE	Sec. 19 Twp 12S Rge 22E 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 22E 18	40.0	40.0	13.0	13.0	40.0	41.0	41.0	40.0	40.0	41.0	41.0	40.0	40.0	41.0	41.0	40.0	430.0
						L 1	L 2				L 3	L 4					

Total Acres: 430

WATER RIGHT NO. 45-2411
As Modified by Transfer No. 71087

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 270 acres within the place of use described above in a single irrigation season.
2. Rights 45-2411 & 45-2412 when combined are limited to the irrigation of 430 acres within the place of use described above in a single irrigation season.
3. Rights 45-2411, 45-2412, 45-2594A, and 45-10365 when combined shall not exceed a total diversion rate of 6.04 cfs, a total annual maximum diversion volume of 2468 af at the field headgate, and the irrigation of 617 acres.
4. The total instantaneous diversion of water from all points of diversion under Rights 45-2377C, 45-2392, 45-2411, 45-2412, 45-2504, 45-2605, 45-2594A, 45-4041, 45-7439A and 45-10365 shall not exceed 19.26 cfs, nor a total combined annual volume of 5812.8 af.
5. 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.
6. 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.
7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. 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.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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 7th day of December, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 45-2412
As Modified by Transfer No. 71087

In accordance with the approval of Transfer No. 71087, Water Right No. 45-2412 is now described as follows.

Right Holder: HOWARD R ADAMS & SONS INC
 496 W 1000 S
 BURLEY ID 83318

Priority Date: March 31, 1952

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	2.40 CFS	640.0 AF
			2.40 CFS	640.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWNE	Sec. 24 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	SWSENW	Sec. 8 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	SWNWSW	Sec. 8 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	SWSWSW	Sec. 8 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	SWSESW	Sec. 8 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	NESW	Sec. 9 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	SESWNE	Sec. 18 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	NENENE	Sec. 19 Twp 12S	Rge 22E	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	22E	18	40.0	40.0	13.0	13.0	40.0	41.0	41.0	40.0	40.0	41.0	41.0	40.0	40.0	41.0	41.0	40.0	430.0
								L1	L2				L3	L4					

Total Acres: 430

WATER RIGHT NO. 45-2412
As Modified by Transfer No. 71087

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 160 acres within the place of use described above in a single irrigation season.
2. Rights 45-2411 & 45-2412 when combined are limited to the irrigation of 430 acres within the place of use described above in a single irrigation season.
3. Rights 45-2411, 45-2412, 45-2594A, and 45-10365 when combined shall not exceed a total diversion rate of 6.04 cfs, a total annual maximum diversion volume of 2468 af at the field headgate, and the irrigation of 617 acres.
4. The total instantaneous diversion of water from all points of diversion under Rights 45-2377C, 45-2392, 45-2411, 45-2412, 45-2504, 45-2605, 45-2594A, 45-4041, 45-7439A and 45-10365 shall not exceed 19.26 cfs, nor a total combined annual volume of 5812.8 af.
5. 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.
6. 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.
7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. 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.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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 7th day of December, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 45-2594A
As Modified by Transfer No. 71087

In accordance with the approval of Transfer No. 71087, Water Right No. 45-2594A is now described as follows.

Right Holder: HOWARD R ADAMS & SONS INC
 496 W 1000 S
 BURLEY ID 83318

Priority Date: December 11, 1959

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	1.16 CFS	268.0 AF
		1.16 CFS	268.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWNE	Sec. 24 Twp 12S Rge 21E CASSIA County
GROUND WATER	SWSNW	Sec. 8 Twp 12S Rge 22E CASSIA County
GROUND WATER	SWNWSW	Sec. 8 Twp 12S Rge 22E CASSIA County
GROUND WATER	SWSWSW	Sec. 8 Twp 12S Rge 22E CASSIA County
GROUND WATER	SWSESW	Sec. 8 Twp 12S Rge 22E CASSIA County
GROUND WATER	NESW	Sec. 9 Twp 12S Rge 22E CASSIA County
GROUND WATER	SESWNE	Sec. 18 Twp 12S Rge 22E CASSIA County
GROUND WATER	NENENE	Sec. 19 Twp 12S Rge 22E 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 22E 18			27.0	27.0									40.0	40.0	39.0	37.0	210.0

Total Acres: 210

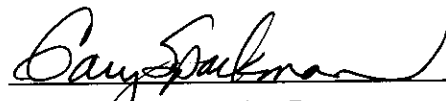
WATER RIGHT NO. 45-2594A
As Modified by Transfer No. 71087

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 67 acres within the place of use described above in a single irrigation season.
2. Rights 45-2594A & 45-10365 are limited to the irrigation of 187 acres within the place of use described above in a single irrigation season.
3. Rights 45-2411, 45-2412, 45-2594A, and 45-10365 when combined shall not exceed a total diversion rate of 6.04 cfs, a total annual maximum diversion volume of 2468 af at the field headgate, and the irrigation of 617 acres.
4. The total instantaneous diversion of water from all points of diversion under Rights 45-2377C, 45-2392, 45-2411, 45-2412, 45-2504, 45-2605, 45-2594A, 45-4041, 45-7439A and 45-10365 shall not exceed 19.26 cfs, nor a total combined annual volume of 5812.8 af.
5. 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.
6. 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.
7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. 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.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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 7th day of December, 2004


Chief, Water Allocation Bureau

WATER RIGHT NO. 45-10365
As Modified by Transfer No. 71087

In accordance with the approval of Transfer No. 71087, Water Right No. 45-10365 is now described as follows.

Right Holder: HOWARD R ADAMS & SONS INC
 496 W 1000 S
 BURLEY ID 83318

Priority Date: March 15, 1962

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	1.13 CFS	480.0 AF
			1.13 CFS	480.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWNE	Sec. 24 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	SWSENE	Sec. 8 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	SWNWSW	Sec. 8 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	SWSWSW	Sec. 8 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	SWSESW	Sec. 8 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	NESW	Sec. 9 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	SESWNE	Sec. 18 Twp 12S	Rge 22E	CASSIA County
GROUND WATER	NENENE	Sec. 19 Twp 12S	Rge 22E	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 22E 18			27.0	27.0									40.0	40.0	39.0	37.0	210.0

Total Acres: 210

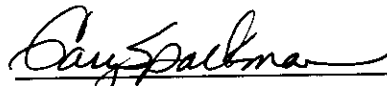
WATER RIGHT NO. 45-10365
As Modified by Transfer No. 71087

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 120 acres within the place of use described above in a single irrigation season.
2. Rights 45-2594A & 45-10365 are limited to the irrigation of 187 acres within the place of use described above in a single irrigation season.
3. Rights 45-2411, 45-2412, 45-2594A, and 45-10365 when combined shall not exceed a total diversion rate of 6.04 cfs, a total annual maximum diversion volume of 2468 af at the field headgate, and the irrigation of 617 acres.
4. The total instantaneous diversion of water from all points of diversion under Rights 45-2377C, 45-2392, 45-2411, 45-2412, 45-2504, 45-2605, 45-2594A, 45-4041, 45-7439A and 45-10365 shall not exceed 19.26 cfs, nor a total combined annual volume of 5812.8 af.
5. 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.
6. 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.
7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. 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.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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 7th day of December, 2004



Chief, Water Allocation Bureau