

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69120

This is to certify that: UR FARMS
363 N 300 W
JEROME ID 83338
(208)324-3129

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>
36-8549	WR/License	06/28/1990	0.09 cfs	17.6 af	N/A	N/A	GROUND WATER
36-15647	WR/Decreed	12/03/1966	0.12 cfs	N/A	5.8	18.7	GROUND WATER
36-15645	WR/Decreed	10/18/1968	0.15 cfs	N/A	10.2	18.7	GROUND WATER
36-15649	WR/Decreed	02/18/1971	0.06 cfs	N/A	N/A	18.7	GROUND WATER
37-21142	WR/Decreed	01/07/1974	0.1 cfs	19.6 af	N/A	4.9	GROUND WATER
37-21143	WR/Decreed	01/07/1974	0.04 cfs	8.4 af	N/A	2.1	GROUND WATER
37-21160	WR/Decreed	02/27/1979	0.14 cfs	28.0 af	N/A	7.0	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>
36-8549	NO	NO	YES	YES	NO	NO
36-15647	NO	YES	YES	NO	YES	YES
36-15645	NO	YES	YES	NO	YES	YES
36-15649	NO	YES	YES	NO	YES	YES
37-21142	NO	NO	YES	NO	YES	YES
37-21143	NO	YES	YES	NO	YES	YES
37-21160	NO	NO	YES	NO	YES	YES

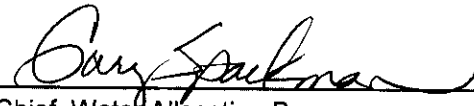
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER NO. 69120

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
36-8549	36-8549	0.09 cfs	17.6 af	N/A	N/A		N/A	N/A	N/A	N/A
36-15647	36-15647	0.12 cfs	15.6 af	N/A	N/A		N/A	N/A	N/A	N/A
36-15645	36-15645	0.15 cfs	27.4 af	N/A	N/A		N/A	N/A	N/A	N/A
36-15649	36-15649	0.06 cfs	7.3 af	N/A	N/A		N/A	N/A	N/A	N/A
37-21142	37-21142	0.08 cfs	19.6 af	3.5	4.9		N/A	N/A	N/A	N/A
37-21143	36-16192	0.03 cfs	5.8 af	N/A	N/A		N/A	N/A	N/A	N/A
37-21160	37-21160	0.12 cfs	28.0 af	N/A	N/A		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.33 cfs	73.7 af	N/A	N/A		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 13th day of November, 2003



Chief, Water Allocation Bureau

Right Holder: UR FARMS
363 N 300 W
JEROME ID 83338

Source: GROUND WATER

GROUND WATER NWNWNE Sec. 34 Twp 07S Rge 16E JEROME County

[illegible][illegible]

WATER RIGHT NO. 36-8549
As Modified by Transfer No. 69120

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Rights 36-8549, 36-15647, 36-15645, 36-15649 and 36-16192 shall not exceed 0.33 cfs, nor a total combined annual volume of 73.7 afa except as modified below.
2. Beginning on the date of approval of Transfer 69120, Rights 36-8549, 36-15647, 36-15645, 36-15649 and 36-16192 when combined are limited to the following schedule of allowed diversion volume. The diversion of water shall be evenly distributed throughout the authorized season of use, except that minor variations are allowed for seasonal fluctuations in water requirements. The right holder shall file a notice of intent with the Department prior to increasing the annual diversion volume each time an increase according to the schedule is sought.

Year 2003 the rights are limited to 17.6 afa.

Year 2004 the rights are limited to 51.3 afa.

Years 2005 through 2007 the rights are limited to 54.1 afa.

Years 2008 through 2012 the rights are limited to 62.5 afa.

Years 2013 through 2017 the rights are limited to 68.1 afa.

Years 2018 through 2022 the rights are limited to 72.0 afa.

Years 2023 and beyond the rights are limited to 73.7 afa.

3. Prior to the diversion and use of water under Transfer approval 69120, 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.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
5. Prior to diversion of water under this approval, the right holder shall provide a lockable controlling works for all authorized points of diversion. The controlling works must be suitable for control of the diversions and acceptable to the watermaster.
6. Commercial use is for a dairy with barn located in the NWNE S34, T07S, R16E, B.M.
7. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by these water rights.
8. Prior to the diversion of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
9. Prior to the diversion of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
10. The diversion and use of water described in Transfer 69120 may be subject to additional conditions and limitations agreed to by the protestant(s) and the right holder under separate agreement to which the Department is not a party and which may be enforceable by a court of law.

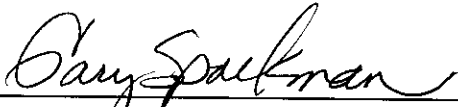
WATER RIGHT NO. 36-8549
As Modified by Transfer No. 69120

CONDITIONS OF APPROVAL

11. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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 13th day of November, 2003



Chief, Water Allocation Bureau

WATER RIGHT NO. 36-15647
As Modified by Transfer No. 69120

In accordance with the approval of Transfer No. 69120, Water Right No. 36-15647 is now described as follows.

Right Holder: UR FARMS
363 N 300 W
JEROME ID 83338

Priority Date: December 03, 1966

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	0.12 CFS	15.6 AF
COMMERCIAL	01/01	to 12/31	0.12 CFS	15.6 AF
			0.12 CFS	15.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWNE Sec. 34 Twp 07S Rge 16E JEROME County

GROUND WATER NWNWNE Sec. 34 Twp 07S Rge 16E JEROME County

PLACE OF USE: STOCKWATER

[illegible]

PLACE OF USE: COMMERCIAL

[illegible]

WATER RIGHT NO. 36-15647
As Modified by Transfer No. 69120

CONDITIONS OF APPROVAL

1. Rights 36-15647 and 36-15645 when combined shall not exceed a total diversion rate of 0.15 cfs.
2. Rights 36-15747, 36-15645 and 36-15649 when combined shall not exceed a total diversion rate of 0.21 cfs and a total diversion volume of 50.3 afa except as modified below.
3. The total instantaneous diversion of water from all points of diversion under Rights 36-8549, 36-15647, 36-15645, 36-15649 and 36-16192 shall not exceed 0.33 cfs, nor a total combined annual volume of 73.7 afa except as modified below.
4. Beginning on the date of approval of Transfer 69120, Rights 36-8549, 36-15647, 36-15645, 36-15649 and 36-16192 when combined are limited to the following schedule of allowed diversion volume. The diversion of water shall be evenly distributed throughout the authorized season of use, except that minor variations are allowed for seasonal fluctuations in water requirements. The right holder shall file a notice of intent with the Department prior to increasing the annual diversion volume each time an increase according to the schedule is sought.

Year 2003 the rights are limited to 17.6 afa.

Year 2004 the rights are limited to 51.3 afa.

Years 2005 through 2007 the rights are limited to 54.1 afa.

Years 2008 through 2012 the rights are limited to 62.5 afa.

Years 2013 through 2017 the rights are limited to 68.1 afa.

Years 2018 through 2022 the rights are limited to 72.0 afa.

Years 2023 and beyond the rights are limited to 73.7 afa.

5. The water right holder shall maintain control of the necessary portion of right 37-21142 and 37-21160 for mitigation purposes under Transfer approval 69120. If the necessary portion of the mitigation right is sold, transferred, leased, used on any place of use or is not deliverable due to priority call, then the amount of water authorized for diversion under this transfer approval shall be reduced by the same proportion of the amount reduced under the mitigation right.
6. Prior to the diversion and use of water under Transfer approval 69120, 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.
7. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
8. Prior to diversion of water under this approval, the right holder shall provide a lockable controlling works for all authorized points of diversion. The controlling works must be suitable for control of the diversions and acceptable to the watermaster.
9. Commercial use is for a dairy with barn located in the NWNE S34, T07S, R16E, B.M.

WATER RIGHT NO. 36-15647
As Modified by Transfer No. 69120

CONDITIONS OF APPROVAL

10. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by these water rights.
11. Prior to the diversion of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
12. Prior to the diversion of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
13. The diversion and use of water described in Transfer 69120 may be subject to additional conditions and limitations agreed to by the protestant(s) and the right holder under separate agreement to which the Department is not a party and which may be enforceable by a court of law.
14. The model used to calculate depletion effects and mitigation for the Milner to King Hill reach may also show gains in other reaches of the Snake River. Such gains have not been quantified at this time. The right holder retains the right to seek quantification of such gains resulting from Transfer approval 69120. Protestants retain the right to object to the quantification of such gains. If such reach gains are quantified and acknowledged by the Department, credits for such gains shall be available for use only after the Department has implemented a system for administering such credits.
15. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
16. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
17. 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 13th day of November, 20 03



Chief, Water Allocation Bureau

WATER RIGHT NO. 36-15645
As Modified by Transfer No. 69120

In accordance with the approval of Transfer No. 69120, Water Right No. 36-15645 is now described as follows.

Right Holder: UR FARMS
363 N 300 W
JEROME ID 83338

Priority Date: October 18, 1968

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	03/01 to	10/31	0.15 CFS	27.4 AF
COMMERCIAL	01/01 to	12/31	0.15 CFS	27.4 AF
			0.15 CFS	27.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWNE Sec. 34 Twp 07S Rge 16E JEROME County

GROUND WATER NWNWNE Sec. 34 Twp 07S Rge 16E JEROME County

PLACE OF USE: STOCKWATER

[illegible]

PLACE OF USE: COMMERCIAL

[illegible]

WATER RIGHT NO. 36-15645
As Modified by Transfer No. 69120

CONDITIONS OF APPROVAL

1. Rights 36-15647 and 36-15645 when combined shall not exceed a total diversion rate of 0.15 cfs.
2. Rights 36-15747, 36-15645 and 36-15649 when combined shall not exceed a total diversion rate of 0.21 cfs and a total diversion volume of 50.3 afa except as modified below.
3. The total instantaneous diversion of water from all points of diversion under Rights 36-8549, 36-15647, 36-15645, 36-15649 and 36-16192 shall not exceed 0.33 cfs, nor a total combined annual volume of 73.7 afa except as modified below.
4. Beginning on the date of approval of Transfer 69120, Rights 36-8549, 36-15647, 36-15645, 36-15649 and 36-16192 when combined are limited to the following schedule of allowed diversion volume. The diversion of water shall be evenly distributed throughout the authorized season of use, except that minor variations are allowed for seasonal fluctuations in water requirements. The right holder shall file a notice of intent with the Department prior to increasing the annual diversion volume each time an increase according to the schedule is sought.

Year 2003 the rights are limited to 17.6 afa.

Year 2004 the rights are limited to 51.3 afa.

Years 2005 through 2007 the rights are limited to 54.1 afa.

Years 2008 through 2012 the rights are limited to 62.5 afa.

Years 2013 through 2017 the rights are limited to 68.1 afa.

Years 2018 through 2022 the rights are limited to 72.0 afa.

Years 2023 and beyond the rights are limited to 73.7 afa.

5. The water right holder shall maintain control of the necessary portion of right 37-21142 and 37-21160 for mitigation purposes under Transfer approval 69120. If the necessary portion of the mitigation right is sold, transferred, leased, used on any place of use or is not deliverable due to priority call, then the amount of water authorized for diversion under this transfer approval shall be reduced by the same proportion of the amount reduced under the mitigation right.
6. Prior to the diversion and use of water under Transfer approval 69120, 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.
7. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
8. Prior to diversion of water under this approval, the right holder shall provide a lockable controlling works for all authorized points of diversion. The controlling works must be suitable for control of the diversions and acceptable to the watermaster.
9. Commercial use is for a dairy with barn located in the NWNE S34, T07S, R16E, B.M.

WATER RIGHT NO. 36-15645
As Modified by Transfer No. 69120

CONDITIONS OF APPROVAL

10. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by these water rights.
11. Prior to the diversion of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
12. Prior to the diversion of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
13. The diversion and use of water described in Transfer 69120 may be subject to additional conditions and limitations agreed to by the protestant(s) and the right holder under separate agreement to which the Department is not a party and which may be enforceable by a court of law.
14. The model used to calculate depletion effects and mitigation for the Milner to King Hill reach may also show gains in other reaches of the Snake River. Such gains have not been quantified at this time. The right holder retains the right to seek quantification of such gains resulting from Transfer approval 69120. Protestants retain the right to object to the quantification of such gains. If such reach gains are quantified and acknowledged by the Department, credits for such gains shall be available for use only after the Department has implemented a system for administering such credits.
15. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
16. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
17. 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 13th day of November, 2003



Chief, Water Allocation Bureau

Right Holder: UR FARMS
363 N 300 W
JEROME ID 83338

Source: GROUND WATER

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWNE Sec. 34 Twp 07S Rge 16E JEROME County

GROUND WATER NWNWNE Sec. 34 Twp 07S Rge 16E JEROME County

[illegible][illegible]

WATER RIGHT NO. 36-15649
As Modified by Transfer No. 69120

CONDITIONS OF APPROVAL

1. Rights 36-15747, 36-15645 and 36-15649 when combined shall not exceed a total diversion rate of 0.21 cfs and a total diversion volume of 50.3 afa except as modified below.
2. The total instantaneous diversion of water from all points of diversion under Rights 36-8549, 36-15647, 36-15645, 36-15649 and 36-16192 shall not exceed 0.33 cfs, nor a total combined annual volume of 73.7 afa except as modified below.
3. Beginning on the date of approval of Transfer 69120, Rights 36-8549, 36-15647, 36-15645, 36-15649 and 36-16192 when combined are limited to the following schedule of allowed diversion volume. The diversion of water shall be evenly distributed throughout the authorized season of use, except that minor variations are allowed for seasonal fluctuations in water requirements. The right holder shall file a notice of intent with the Department prior to increasing the annual diversion volume each time an increase according to the schedule is sought.

Year 2003 the rights are limited to 17.6 afa.

Year 2004 the rights are limited to 51.3 afa.

Years 2005 through 2007 the rights are limited to 54.1 afa.

Years 2008 through 2012 the rights are limited to 62.5 afa.

Years 2013 through 2017 the rights are limited to 68.1 afa.

Years 2018 through 2022 the rights are limited to 72.0 afa.

Years 2023 and beyond the rights are limited to 73.7 afa.

4. The water right holder shall maintain control of the necessary portion of right 37-21142 and 37-21160 for mitigation purposes under Transfer approval 69120. If the necessary portion of the mitigation right is sold, transferred, leased, used on any place of use or is not deliverable due to priority call, then the amount of water authorized for diversion under this transfer approval shall be reduced by the same proportion of the amount reduced under the mitigation right.
5. Prior to the diversion and use of water under Transfer approval 69120, 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.
6. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
7. Prior to diversion of water under this approval, the right holder shall provide a lockable controlling works for all authorized points of diversion. The controlling works must be suitable for control of the diversions and acceptable to the watermaster.
8. Commercial use is for a dairy with barn located in the NWNE S34, T07S, R16E, B.M.
9. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by these water rights.

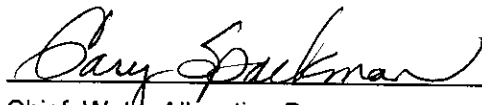
WATER RIGHT NO. 36-15649
As Modified by Transfer No. 69120

CONDITIONS OF APPROVAL

10. Prior to the diversion of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
11. Prior to the diversion of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
12. The diversion and use of water described in Transfer 69120 may be subject to additional conditions and limitations agreed to by the protestant(s) and the right holder under separate agreement to which the Department is not a party and which may be enforceable by a court of law.
13. The model used to calculate depletion effects and mitigation for the Milner to King Hill reach may also show gains in other reaches of the Snake River. Such gains have not been quantified at this time. The right holder retains the right to seek quantification of such gains resulting from Transfer approval 69120. Protestants retain the right to object to the quantification of such gains. If such reach gains are quantified and acknowledged by the Department, credits for such gains shall be available for use only after the Department has implemented a system for administering such credits.
14. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. 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 13th day of November, 2003



Chief, Water Allocation Bureau

WATER RIGHT NO. 37-21142
As Modified by Transfer No. 69120

In accordance with the approval of Transfer No. 69120, Water Right No. 37-21142 is now described as follows.

Right Holder: UR FARMS
 363 N 300 W
 JEROME ID 83338

Priority Date: January 07, 1974

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MITIGATION	01/01	to 12/31	0.08 CFS	19.6 AF
IRRIGATION	03/15	to 11/15	0.06 CFS	14.0 AF
			0.08 CFS	19.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENWSE Sec. 13 Twp 06S Rge 18E LINCOLN County

PLACE OF USE: MITIGATION

Twp Rge Sec	NE				NW				SW				SE				
	<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>	<u>Totals</u>
06S 18E 13									X								

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	<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>	<u>Totals</u>
06S 18E 13									4.9								4.9

Total Acres: 4.9

WATER RIGHT NO. 37-21142
As Modified by Transfer No. 69120

CONDITIONS OF APPROVAL

1. Right 37-21142 is used for mitigation purposes for rights 36-15645, 36-15647, 36-15649 and 36-16192 under Transfer approval 69120. The irrigation and mitigation uses described under this mitigation right is limited to the following schedule of allowed use which begins on the date of approval of the transfer. The right holder shall file a notice of intent with the Department prior to the increased use of water under the mitigation rights each time an increase according to the schedule is sought.

Years 2003 through 2022 the diversion and use of this right is limited to 0.00 cfs, 0.0 afa and 0.0 acres (4.9 acres left unirrigated).

Years 2023 through 2031 the diversion and use of this right is limited to 0.02 cfs, 5.6 afa and 1.4 acres (3.5 acres left unirrigated).

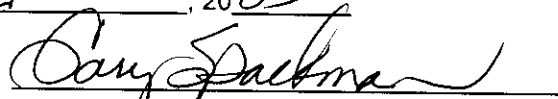
Years 2032 through 2042 the diversion and use of this right is limited to 0.04 cfs, 11.2 afa and 2.8 acres (2.1 acres left unirrigated).

Years 2043 and beyond the diversion and use of this right is limited to 0.06 cfs, 14.0 afa and 3.5 acres (1.4 acres left unirrigated).

2. The diversion and use of water described in Transfer 69120 may be subject to additional conditions and limitations agreed to by the protestant(s) and the right holder under separate agreement to which the Department is not a party and which may be enforceable by a court of law.
3. The model used to calculate depletion effects and mitigation for the Milner to King Hill reach may also show gains in other reaches of the Snake River. Such gains have not been quantified at this time. The right holder retains the right to seek quantification of such gains resulting from Transfer approval 69120. Protestants retain the right to object to the quantification of such gains. If such reach gains are quantified and acknowledged by the Department, credits for such gains shall be available for use only after the Department has implemented a system for administering such credits.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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.

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 13th day of November, 2003


Chief, Water Allocation Bureau

Right Holder: UR FARMS
363 N 300 W
JEROME ID 83338

Source: GROUND WATER

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWNE Sec. 34 Twp 07S Rge 16E JEROME County

[illegible][illegible]

WATER RIGHT NO. 36-16192
As Modified by Transfer No. 69120

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Rights 36-8549, 36-15647, 36-15645, 36-15649 and 36-16192 shall not exceed 0.33 cfs, nor a total combined annual volume of 73.7 afa except as modified below.
2. Beginning on the date of approval of Transfer 69120, Rights 36-8549, 36-15647, 36-15645, 36-15649 and 36-16192 when combined are limited to the following schedule of allowed diversion volume. The diversion of water shall be evenly distributed throughout the authorized season of use, except that minor variations are allowed for seasonal fluctuations in water requirements. The right holder shall file a notice of intent with the Department prior to increasing the annual diversion volume each time an increase according to the schedule is sought.

Year 2003 the rights are limited to 17.6 afa.
Year 2004 the rights are limited to 51.3 afa.
Years 2005 through 2007 the rights are limited to 54.1 afa.
Years 2008 through 2012 the rights are limited to 62.5 afa.
Years 2013 through 2017 the rights are limited to 68.1 afa.
Years 2018 through 2022 the rights are limited to 72.0 afa.
Years 2023 and beyond the rights are limited to 73.7 afa.
3. The water right holder shall maintain control of the necessary portion of right 37-21142 and 37-21160 for mitigation purposes under Transfer approval 69120. If the necessary portion of the mitigation right is sold, transferred, leased, used on any place of use or is not deliverable due to priority call, then the amount of water authorized for diversion under this transfer approval shall be reduced by the same proportion of the amount reduced under the mitigation right.
4. Prior to the diversion and use of water under Transfer approval 69120, 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.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
6. Prior to diversion of water under this approval, the right holder shall provide a lockable controlling works for all authorized points of diversion. The controlling works must be suitable for control of the diversions and acceptable to the watermaster.
7. Commercial use is for a dairy with barn located in the NWNE S34, T07S, R16E, B.M.
8. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by these water rights.
9. Prior to the diversion of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.

WATER RIGHT NO. 36-16192
As Modified by Transfer No. 69120

CONDITIONS OF APPROVAL

10. Prior to the diversion of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
11. The diversion and use of water described in Transfer 69120 may be subject to additional conditions and limitations agreed to by the protestant(s) and the right holder under separate agreement to which the Department is not a party and which may be enforceable by a court of law.
12. The model used to calculate depletion effects and mitigation for the Milner to King Hill reach may also show gains in other reaches of the Snake River. Such gains have not been quantified at this time. The right holder retains the right to seek quantification of such gains resulting from Transfer approval 69120. Protestants retain the right to object to the quantification of such gains. If such reach gains are quantified and acknowledged by the Department, credits for such gains shall be available for use only after the Department has implemented a system for administering such credits.
13. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. 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 13th day of November, 2003


Chief, Water Allocation Bureau

WATER RIGHT NO. 37-21160
As Modified by Transfer No. 69120

In accordance with the approval of Transfer No. 69120, Water Right No. 37-21160 is now described as follows.

Right Holder: UR FARMS
 363 N 300 W
 JEROME ID 83338

Priority Date: February 27, 1979

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MITIGATION	01/01	to 12/31	0.12 CFS	28.0 AF
			0.12 CFS	28.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENWSE Sec. 13 Twp 06S Rge 18E LINCOLN County

PLACE OF USE: MITIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
06S	18E	13																	
												X							

WATER RIGHT NO. 37-21160
As Modified by Transfer No. 69120

CONDITIONS OF APPROVAL

1. Right 37-21160 is used for mitigation purposes for rights 36-15645, 36-15647, 36-15649 and 36-16192 under Transfer approval 69120. The irrigation and mitigation uses described under this mitigation right is limited to the following schedule of allowed use which begins on the date of approval of the transfer. The right holder shall file a notice of intent with the Department prior to the increased use of water under the mitigation rights each time an increase according to the schedule is sought.

Years 2003 and beyond the diversion and use of this right is limited to 0.00 cfs, 0.0 afa and 0.0 acres (7.0 acres left unirrigated).

2. The diversion and use of water described in Transfer 69120 may be subject to additional conditions and limitations agreed to by the protestant(s) and the right holder under separate agreement to which the Department is not a party and which may be enforceable by a court of law.
3. The model used to calculate depletion effects and mitigation for the Milner to King Hill reach may also show gains in other reaches of the Snake River. Such gains have not been quantified at this time. The right holder retains the right to seek quantification of such gains resulting from Transfer approval 69120. Protestants retain the right to object to the quantification of such gains. If such reach gains are quantified and acknowledged by the Department, credits for such gains shall be available for use only after the Department has implemented a system for administering such credits.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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.

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 13th day of November, 2003


Chief, Water Allocation Bureau