

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**TRANSFER OF WATER RIGHT**  
TRANSFER NO. 70102

This is to certify that: CHURCH OF JESUS CHRIST OF THE LATTER DAY SAINTS  
REAL ESTATE DIVISION  
TWELFTH FLOOR EAST  
50 E NORTH TEMPLE ST  
SALT LAKE CITY UT 84150-6312  
(801) 240-4656

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**

| Right    | Origin/Basis | Priority   | Rate     | Volume | Acre Limit | Total Acres | Source       |
|----------|--------------|------------|----------|--------|------------|-------------|--------------|
| 36-16071 | WR/Decreed   | 03/11/1948 | 1.54 cfs | 480 af | 120.0      | 312.0       | GROUND WATER |

**Associated Water Rights Also Included in Transfer Approval (Update Conditions)**

|          |    |    |    |    |    |    |
|----------|----|----|----|----|----|----|
| 36-2076A | NO | NO | NO | NO | NO | NO |
| 36-2085A | NO | NO | NO | NO | NO | NO |
| 36-2076B | NO | NO | NO | NO | NO | NO |
| 36-2085B | NO | NO | NO | NO | NO | NO |

**Purpose of Transfer (Changes Proposed)**

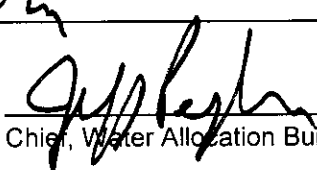
| Current Number | Split | POD | POU | Add POD | Period of Use | Nature of Use |
|----------------|-------|-----|-----|---------|---------------|---------------|
| 36-16071       | NO    | YES | YES | YES     | NO            | NO            |

**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 |
|-----------------|---------------------------|------------------|-----------------|--------------|--------------|-----------------------------|----------------|------------------|----------------------|-----------------------|
| 36-16071        | <b>36-16071</b>           | 1.54 cfs         | 480 af          | 120.0        | 745.0        |                             | N/A            | N/A              | N/A                  | N/A                   |
| <b>COMBINED</b> |                           |                  |                 |              |              |                             |                |                  |                      |                       |
| <b>TOTALS</b>   |                           | <b>10.09 cfs</b> | <b>2980 af</b>  | <b>745.0</b> | <b>745.0</b> |                             | N/A            | N/A              | N/A                  | N/A                   |

Detailed Water Right Description(s) attached

Dated this 30 day of July, 2003

For  Chief, Water Allocation Bureau

**WATER RIGHT NO. 36-16071**  
**As Modified by Transfer No. 70102**

In accordance with the approval of Transfer No. 70102, Water Right No. 36-16071 is now described as follows.

**Right Holder:** CHURCH OF JESUS CHRIST OF THE LATTER DAY SAINTS  
 REAL ESTATE DIVISION  
 TWELFTH FLOOR EAST  
 50 E NORTH TEMPLE ST  
 SALT LAKE CITY UT 84150-6312

**Priority Date:** March 11, 1948

**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  | 1.54 CFS              | 480.0 AF      |
|                       |             |           | 1.54 CFS              | 480.0 AF      |

**LOCATION OF POINT(S) OF DIVERSION:**

|              |             |                 |         |                 |
|--------------|-------------|-----------------|---------|-----------------|
| GROUND WATER | SENENE      | Sec. 36 Twp 08S | Rge 23E | MINIDOKA County |
| GROUND WATER | NWSWSE      | Sec. 36 Twp 08S | Rge 23E | MINIDOKA County |
| GROUND WATER | SESESE      | Sec. 36 Twp 08S | Rge 23E | MINIDOKA County |
| GROUND WATER | L3 (NENENW) | Sec. 1 Twp 09S  | Rge 23E | MINIDOKA 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   |        |
| 08S | 23E | 36  | 39.0 | 40.0 | 40.0 | 39.0 | 40.0 | 39.0 | 39.0 | 40.0 | 40.0 | 39.0 | 39.0 | 40.0 | 39.0 | 40.0 | 40.0 | 39.0 | 632.0  |
| 09S | 23E | 1   | 16.0 | 19.0 |      |      | 39.0 | 39.0 |      |      |      |      |      |      |      |      |      |      | 113.0  |

Total Acres: 745

**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 36-2076A, 36-2085A and 36-16071 when combined shall not exceed the irrigation of 429 acres.
3. The total instantaneous diversion of water from all points of diversion under Rights 36-2076A, 36-2076B, 36-2085A, 36-2085B and 36-16071 shall not exceed 10.95 cfs, nor total combined annual volume of 2980.0 af for the irrigation of 745 total acres.
4. Rights 36-2076A, 36-2076B, 36-2085A and 36-2085B are also diverted through the point(s) of diversion described above.

**WATER RIGHT NO. 36-16071**  
**As Modified by Transfer No. 70102**

**CONDITIONS OF APPROVAL**

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 the diversion and use of water under Transfer approval 70099, the right holder shall install and maintain an acceptable measuring device, including data logger, at the authorized point of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
7. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
8. The right holder shall maintain lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
9. 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.
10. The right holder shall accomplish the change authorized by this transfer within one (1) 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 30 day of July, 2003

For   
Chief Water Allocation Bureau

**WATER RIGHT NO. 36-2076A**  
**As Modified by Transfer No. 70102**

In accordance with the approval of Transfer No. 70102, Water Right No. 36-2076A is now described as follows.

**Right Holder:** CHURCH OF JESUS CHRIST OF THE LATTER DAY SAINTS  
 REAL ESTATE DIVISION  
 TWELFTH FLOOR EAST  
 50 E NORTH TEMPLE ST  
 SALT LAKE CITY UT 84150-6312

**Priority Date:** August 11, 1948

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 03/15       | 11/15     | 2.14 CFS              | 640.0 AF      |
|                       |             |           | 2.14 CFS              | 640.0 AF      |

**LOCATION OF POINT(S) OF DIVERSION:**

|              |             |                 |         |                 |
|--------------|-------------|-----------------|---------|-----------------|
| GROUND WATER | SENENE      | Sec. 36 Twp 08S | Rge 23E | MINIDOKA County |
| GROUND WATER | NWSWSE      | Sec. 36 Twp 08S | Rge 23E | MINIDOKA County |
| GROUND WATER | SESESE      | Sec. 36 Twp 08S | Rge 23E | MINIDOKA County |
| GROUND WATER | L3 (NENENW) | Sec. 1 Twp 09S  | Rge 23E | MINIDOKA 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   |        |
| 08S | 23E | 36  | 39.0 | 40.0 | 40.0 | 39.0 | 40.0 | 39.0 | 39.0 | 40.0 | 40.0 | 39.0 | 39.0 | 40.0 | 39.0 | 40.0 | 40.0 | 39.0 | 632.0  |
| 09S | 23E | 1   | 16.0 | 19.0 |      |      | 39.0 | 39.0 |      |      |      |      |      |      |      |      |      |      | 113.0  |
|     |     |     | L 1  | L 2  |      |      | L 3  | L 4  |      |      |      |      |      |      |      |      |      |      |        |

Total Acres: 745

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 160.0 acres within the place of use described above in a single irrigation season.
2. Rights 36-2076A, 36-2085A, and 36-16071 when combined shall not exceed the irrigation of 429.0 acres.
3. The total instantaneous diversion of water from all points of diversion under Rights 36-2076A, 36-2076B, 36-2085A, 36-2085B and 36-16071 shall not exceed 10.95 cfs, nor total combined annual volume of 2980.0 af for the irrigation of 745.0 total acres.
4. Rights 36-2076B, 36-2085A, 36-2085B and 36-16071 are also diverted through the point(s) of diversion described above.
5. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

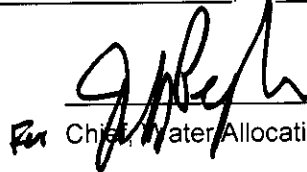
**WATER RIGHT NO. 36-2076A**  
**As Modified by Transfer No. 70102**

**CONDITIONS OF APPROVAL**

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. 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 30 day of July, 2003

  
For Chief, Water Allocation Bureau

**WATER RIGHT NO. 36-2076B**  
**As Modified by Transfer No. 70102**

In accordance with the approval of Transfer No. 70102, Water Right No. 36-2076B is now described as follows.

**Right Holder:** CHURCH OF JESUS CHRIST OF THE LATTER DAY SAINTS  
 REAL ESTATE DIVISION  
 TWELFTH FLOOR EAST  
 50 E NORTH TEMPLE ST  
 SALT LAKE CITY UT 84150-6312

**Priority Date:** August 11, 1948

**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  | 2.14 CFS              | 632.0 AF      |
|                       |             |           | 2.14 CFS              | 632.0 AF      |

**LOCATION OF POINT(S) OF DIVERSION:**

|              |             |                 |         |                 |
|--------------|-------------|-----------------|---------|-----------------|
| GROUND WATER | SENESE      | Sec. 36 Twp 08S | Rge 23E | MINIDOKA County |
| GROUND WATER | NWSWSE      | Sec. 36 Twp 08S | Rge 23E | MINIDOKA County |
| GROUND WATER | SESESE      | Sec. 36 Twp 08S | Rge 23E | MINIDOKA County |
| GROUND WATER | L3 (NENENW) | Sec. 1 Twp 09S  | Rge 23E | MINIDOKA 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   |        |
| 08S | 23E | 36  | 39.0 | 40.0 | 40.0 | 39.0 | 40.0 | 39.0 | 39.0 | 40.0 | 40.0 | 39.0 | 39.0 | 40.0 | 39.0 | 40.0 | 40.0 | 39.0 | 632.0  |
| 09S | 23E | 1   | 16.0 | 19.0 |      |      | 39.0 | 39.0 |      |      |      |      |      |      |      |      |      |      | 113.0  |
|     |     |     | L 1  | L 2  |      |      | L 3  | L 4  |      |      |      |      |      |      |      |      |      |      |        |

Total Acres: 745

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 158.0 acres within the place of use described above in a single irrigation season.
2. The total instantaneous diversion of water from all points of diversion under Rights 36-2076A, 36-2076B, 36-2085A, 36-2085B and 36-16071 shall not exceed 10.95 cfs, nor total combined annual volume of 2980.0 af for the irrigation of 745.0 total acres.
3. Rights 36-2076A, 36-2085A, 36-2085B and 36-16071 are also diverted through the point(s) of diversion described above.
4. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
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.

**WATER RIGHT NO. 36-2076B**  
**As Modified by Transfer No. 70102**

**CONDITIONS OF APPROVAL**

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 30 day of July, 2003

For   
Chief, Water Allocation Bureau

**WATER RIGHT NO. 36-2085A**  
**As Modified by Transfer No. 70102**

In accordance with the approval of Transfer No. 70102, Water Right No. 36-2085A is now described as follows.

**Right Holder:** CHURCH OF JESUS CHRIST OF THE LATTER DAY SAINTS  
 REAL ESTATE DIVISION  
 TWELFTH FLOOR EAST  
 50 E NORTH TEMPLE ST  
 SALT LAKE CITY UT 84150-6312

**Priority Date:** November 04, 1949

**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  | 2.13 CFS              | 615.0 AF      |
|                       |             |           | 2.13 CFS              | 615.0 AF      |

**LOCATION OF POINT(S) OF DIVERSION:**

|              |             |                 |         |                 |
|--------------|-------------|-----------------|---------|-----------------|
| GROUND WATER | SENENE      | Sec. 36 Twp 08S | Rge 23E | MINIDOKA County |
| GROUND WATER | NWSWSE      | Sec. 36 Twp 08S | Rge 23E | MINIDOKA County |
| GROUND WATER | SESESE      | Sec. 36 Twp 08S | Rge 23E | MINIDOKA County |
| GROUND WATER | L3 (NENENW) | Sec. 1 Twp 09S  | Rge 23E | MINIDOKA 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   |        |
| 08S | 23E | 36  | 39.0 | 40.0 | 40.0 | 39.0 | 40.0 | 39.0 | 39.0 | 40.0 | 40.0 | 39.0 | 39.0 | 40.0 | 39.0 | 40.0 | 40.0 | 39.0 | 632.0  |
| 09S | 23E | 1   | 16.0 | 19.0 |      |      | 39.0 | 39.0 |      |      |      |      |      |      |      |      |      |      | 113.0  |
|     |     |     | L1   | L2   |      |      | L3   | L4   |      |      |      |      |      |      |      |      |      |      |        |

Total Acres: 745

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 160.0 acres within the place of use described above in a single irrigation season.
2. Rights 36-2076A, 36-2085A, and 36-16071 when combined shall not exceed the irrigation of 429.0 acres.
3. The total instantaneous diversion of water from all points of diversion under Rights 36-2076A, 36-2076B, 36-2085A, 36-2085B and 36-16071 shall not exceed 10.95 cfs, nor total combined annual volume of 2980.0 af for the irrigation of 745.0 total acres.
4. Rights 36-2076A, 36-2076B, 36-2085B and 36-16071 are also diverted through the point(s) of diversion described above.
5. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

**WATER RIGHT NO. 36-2085A**  
**As Modified by Transfer No. 70102**

**CONDITIONS OF APPROVAL**

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. 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 30 day of July, 2003

  
For Chief, Water Allocation Bureau

**WATER RIGHT NO. 36-2085B**  
**As Modified by Transfer No. 70102**

In accordance with the approval of Transfer No. 70102, Water Right No. 36-2085B is now described as follows.

**Right Holder:** CHURCH OF JESUS CHRIST OF THE LATTER DAY SAINTS  
 REAL ESTATE DIVISION  
 TWELFTH FLOOR EAST  
 50 E NORTH TEMPLE ST  
 SALT LAKE CITY UT 84150-6312

**Priority Date:** November 04, 1949

**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  | 2.14 CFS              | 632.0 AF      |
|                       |             |           | 2.14 CFS              | 632.0 AF      |

**LOCATION OF POINT(S) OF DIVERSION:**

|              |             |                 |         |                 |
|--------------|-------------|-----------------|---------|-----------------|
| GROUND WATER | SENENE      | Sec. 36 Twp 08S | Rge 23E | MINIDOKA County |
| GROUND WATER | NWSWSE      | Sec. 36 Twp 08S | Rge 23E | MINIDOKA County |
| GROUND WATER | SESESE      | Sec. 36 Twp 08S | Rge 23E | MINIDOKA County |
| GROUND WATER | L3 (NENENW) | Sec. 1 Twp 09S  | Rge 23E | MINIDOKA 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   |        |
| 08S | 23E | 36  | 39.0 | 40.0 | 40.0 | 39.0 | 40.0 | 39.0 | 39.0 | 40.0 | 40.0 | 39.0 | 39.0 | 40.0 | 39.0 | 40.0 | 40.0 | 39.0 | 632.0  |
| 09S | 23E | 1   | 16.0 | 19.0 |      |      | 39.0 | 39.0 |      |      |      |      |      |      |      |      |      |      | 113.0  |
|     |     |     | L 1  | L 2  |      |      | L 3  | L 4  |      |      |      |      |      |      |      |      |      |      |        |

Total Acres: 745

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 158.0 acres within the place of use described above in a single irrigation season.
2. The total instantaneous diversion of water from all points of diversion under Rights 36-2076A, 36-2076B, 36-2085A, 36-2085B and 36-16071 shall not exceed 10.95 cfs, nor total combined annual volume of 2980.0 af for the irrigation of 745.0 total acres.
3. Rights 36-2076A, 36-2076B, 36-2085A and 36-16071 are also diverted through the point(s) of diversion described above.
4. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
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.

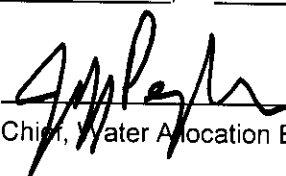
**WATER RIGHT NO. 36-2085B**  
**As Modified by Transfer No. 70102**

**CONDITIONS OF APPROVAL**

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 30 day of July, 2003

  
For Chief, Water Allocation Bureau