

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 87462**

This is to certify that: PT ELLIOTT LLC
392 N 4500 E
RIGBY, ID 83442-5596

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 Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
1-7017	WR/DECREED	3/14/1978	0.220 cfs	N/A	N/A	13.1	SNAKE RIVER
35-7720	WR/DECREED	4/22/1979	0.260 cfs	52.4 af	N/A	13.1	GROUND WATER

Purpose of Transfer (Changes Proposed)

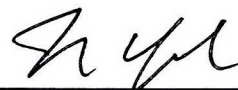
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
1-7017	NO	NO	YES	NO	NO	NO
35-7720	NO	NO	YES	NO	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
1-7017	1-7017	0.220 cfs	N/A	13.1	100.0	N/A	N/A	N/A	N/A	N/A
35-7720	35-7720	0.260 cfs	52.4 af	13.1	100.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.480 cfs	52.4 af	13.1	100.0		N/A	N/A	N/A	N/A

This water right(s) 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. Detailed Water Right Description(s) attached.

Dated this 11th day of May, 2023.



Regional Manager

Transfer No. 87462

SUPPORT DATA
IN FILE # 1-7017

SCANNED

MAY 15 2023

WATER RIGHT NO. 1-7017**As Modified by Transfer No. 87462**

In accordance with the approval of Transfer No. 87462, Water Right No. 1-7017 is now described as follows:

Right Holder: PT ELLIOTT LLC
392 N 4500 E
RIGBY, ID 83442-5596

Priority Date: 3/14/1978

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

BENEFICIAL USE

IRRIGATION

From

4/01

To

to 10/31

Diversion Rate

0.220 cfs

0.220 cfs

LOCATION OF POINT(S) OF DIVERSION

SNAKE RIVER L13 (NWNWSE) Sec 3 Twp 04N Rge 37E JEFFERSON County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	37E	3											15.0						15.0
													L 5						
04N	37E	3			4.0						17.0	36.0	2.0	1.0		1.0			61.0
					L 7						L 6					L 13			
04N	37E	3			6.0						13.0		2.0	3.0					24.0
					L 12						L 14		L 14	L 14					

Right Acre Limit: 13.1

POU Total Acres: 100.0

CONDITIONS OF APPROVAL

1. Rights 1-7017 and 35-7720 when combined shall not exceed the irrigation of 13.1 acres.
2. This right is limited to the irrigation of a specific 13.1 acres within the 100 acre place of use authorized by this right in a single irrigation season. The specific 13.1 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 13.1 acres to be irrigated within the 100 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
3. Use of water under this right may 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. 1.

Transfer No. 87462

SCANNED

MAY 15 2023

WATER RIGHT NO. 1-7017
As Modified by Transfer No. 87462

CONDITIONS OF APPROVAL

4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
5. Water is delivered through Tomchak B #1 pump.
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 place of use.
7. This right does not grant any right-of-way or easement across the land of another.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 35-7720
As Modified by Transfer No. 87462

In accordance with the approval of Transfer No. 87462, Water Right No. 35-7720 is now described as follows:

Right Holder: PT ELLIOTT LLC
 392 N 4500 E
 RIGBY, ID 83442-5596

Priority Date: 4/22/1979

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 10/31	0.260 cfs	52.4 af
			0.260 cfs	52.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L6 (NESW)	Sec 3 Twp 04N Rge 37E JEFFERSON County
GROUND WATER	L5 (SWSW)	Sec 3 Twp 04N Rge 37E JEFFERSON County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	37E	3											15.0						15.0
													L 5						
04N	37E	3			4.0						17.0	36.0	2.0	1.0		1.0			61.0
					L 7						L 6					L 13			
04N	37E	3			6.0						13.0		2.0	3.0					24.0
					L 12						L 14		L 14	L 14					

Right Acre Limit: 13.1
 POU Total Acres: 100.0

CONDITIONS OF APPROVAL

1. Rights 35-7720 and 01-7017 when combined shall not exceed the irrigation of 13.1 acres.
2. This right is limited to the irrigation of a specific 13.1 acres within the 100 acre place of use authorized by this right in a single irrigation season. The specific 13.1 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 13.1 acres to be irrigated within the 100 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
3. Use of water under this right may 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. 120.

Transfer No. 87462

SCANNED

MAY 15 2023

WATER RIGHT NO. 35-7720
As Modified by Transfer No. 87462

CONDITIONS OF APPROVAL

4. Prior to the diversion and use of water under Transfer approval 87462, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion 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.
5. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
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 place of use.
7. This right does not grant any right-of-way or easement across the land of another.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

Attachment to Transfer Approval 87462

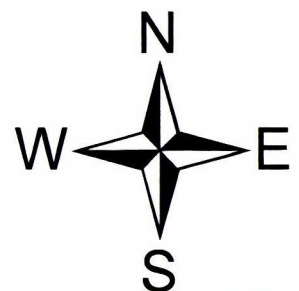
This map depicts the place of use boundary at the time of this transfer approval and is attached to the approval document solely for illustrative purposes.



Legend

- WR POD
- WR POU
- Township/Range
- Sections
- QQ

0 250 500 1,000 Feet



SCANNED

Date: 5/11/2023

MAY 19 2023