

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 86277**

This is to certify that: **HANSENS QUALITY JERSEYS LLC**
277 E 700 N
RUPERT, ID 83350-9580

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>
36-16329	WR/DECREED	11/11/1959	0.140 cfs	18.5 af	N/A	N/A	GROUND WATER
36-16331	WR/DECREED	11/15/1970	0.210 cfs	28.1 af	N/A	N/A	GROUND WATER
36-16333	WR/DECREED	5/16/1980	0.050 cfs	6.8 af	N/A	N/A	GROUND WATER
36-16335	WR/DECREED	5/26/1971	0.020 cfs	3.9 af	N/A	N/A	GROUND WATER
36-7717	WR/DECREED	5/26/1977	0.070 cfs	11.1 af	N/A	N/A	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>
36-16329	YES	YES	YES	NO	NO	NO
36-16331	YES	YES	YES	NO	NO	NO
36-16333	YES	YES	YES	NO	NO	NO
36-16335	YES	YES	YES	NO	NO	NO
36-7717	YES	YES	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>
36-16329	36-17216	0.030 cfs	3.6 af	N/A	N/A	36-16329	0.110 cfs	14.9 af	N/A	N/A
36-16331	36-17217	0.040 cfs	5.5 af	N/A	N/A	36-16331	0.170 cfs	26.6 af	N/A	N/A
36-16333	36-17218	0.010 cfs	1.3 af	N/A	N/A	36-16333	0.040 cfs	5.5 af	N/A	N/A
36-16335	36-17220	0.010 cfs	0.8 af	N/A	N/A	36-16335	0.010 cfs	3.1 af	N/A	N/A
36-7717	36-17219	0.010 cfs	2.0 af	N/A	N/A	36-7717	0.060 cfs	9.1 af	N/A	N/A
COMBINED TOTALS		0.070 cfs	12.0 af	N/A	N/A		N/A	N/A	N/A	N/A

SUPPORT DATA

IN FILE # 36-7717

Transfer No. 86277

SCANNED

FEB 08 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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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 30th day of January, 2023.



Southern Region Manager



WATER RIGHT NO. 36-16335
As Modified by Transfer No. 86277

In accordance with the approval of Transfer No. 86277, Water Right No. 36-16335 is now described as follows:

Right Holder: HANSENS QUALITY JERSEYS LLC
 277 E 700 N
 RUPERT, ID 83350-9580

Priority Date: 5/26/1971

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
COMMERCIAL	01/01	to 12/31	0.010 cfs	3.1 af
STOCKWATER	01/01	to 12/31	0.010 cfs	3.1 af
			0.010 cfs	3.1 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENENE	Sec 12 Twp 10S Rge 22E	MINIDOKA County
GROUND WATER	NENENE	Sec 12 Twp 10S Rge 22E	MINIDOKA County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	22E	12	X																

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	22E	12	X																

CONDITIONS OF APPROVAL

1. Rights 36-7717, 36-16329, 36-16331, 36-16333 and 36-16335 when combined shall not exceed a total diversion rate of 0.27 cfs, and a total annual maximum diversion volume of 50.5 af.
2. Rights 36-7717, 36-16331, 36-16333, and 36-16329 are also diverted through the point(s) of diversion described above.
3. 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.

Transfer No. 86277

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 FEB 08 2023

WATER RIGHT NO. 36-16335
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CONDITIONS OF APPROVAL

4. Prior to the diversion and use of water under Transfer approval 72018, 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. Beginning on the date of approval of Transfer 72018, Rights 36-16329, 36-16331, 36-16333, and 36-16335 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 changing the annual diversion volume each time a change according to the schedule is sought.

Years 2006 through 2019 the rights are limited to 57.2 afa.

Years 2020 and beyond the rights are limited to 41.4 afa.

6. The model used to calculate depletion effects and mitigation for the Neeley to Minidoka 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 72018. 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.
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. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
9. Commercial use is for a dairy operation.
10. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
11. This right is based upon an enlargement of Right Nos. 36-16329, 36-16331 and 36-16333 pursuant to Idaho Code § 42-1426.
12. This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Idaho Code § 42-1426. As between water rights decreed as enlargements pursuant to Idaho Code § 42-1426, the earlier priority right is the superior right.
13. The right holder shall accomplish the change authorized by this transfer within one 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.

WATER RIGHT NO. 36-16335
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CONDITIONS OF APPROVAL

15. 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.
16. Approval of this transfer does not confirm the validity of this water right.

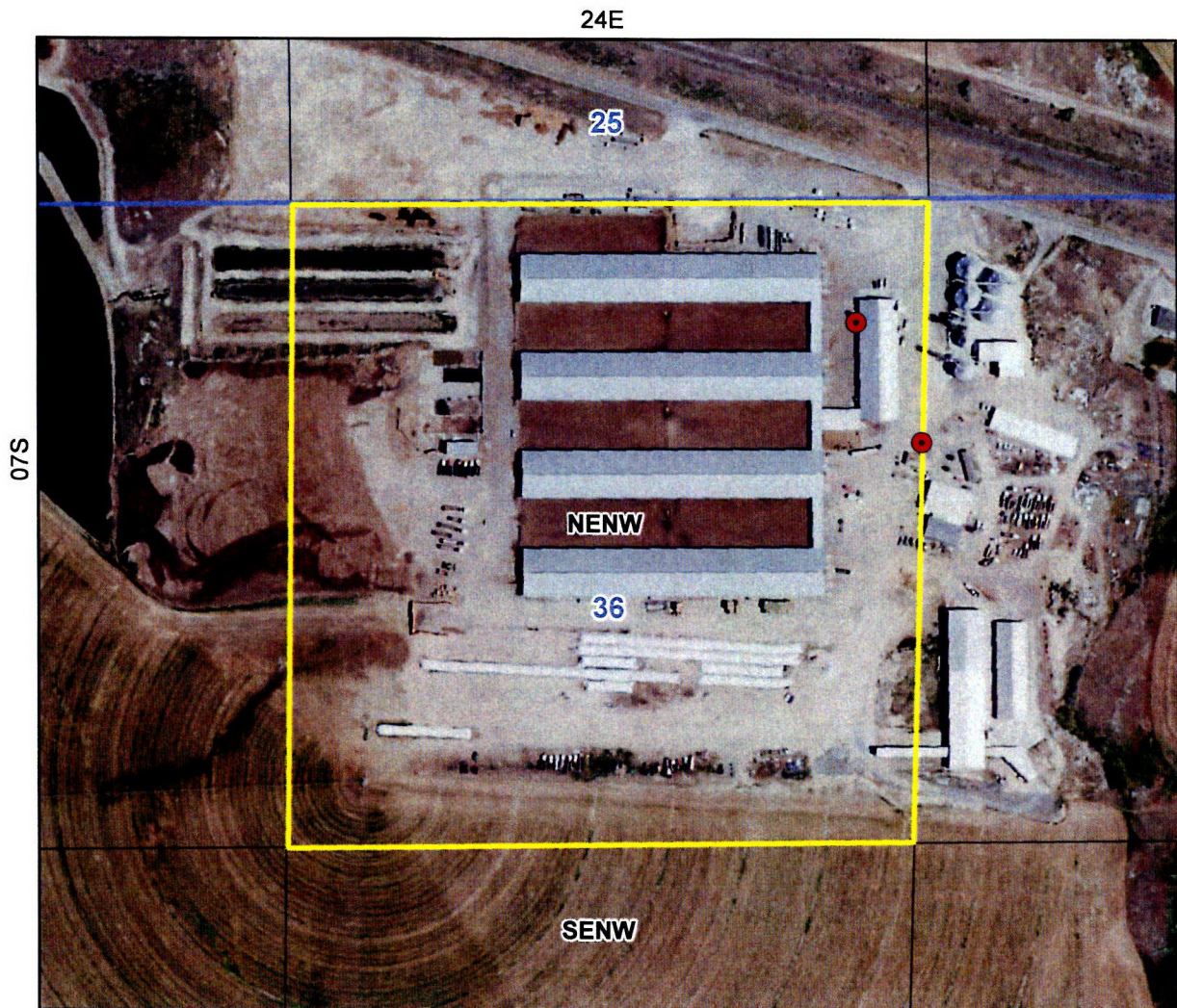


State of Idaho
Department of Water Resources

Attachment to Transfer # 86277

36-17216, 36-17217, 36-17218, 36-17219, and 36-17220

This map depicts the STOCKWATER & COMMERCIAL place of use boundary for these water rights at the time of this approval and is attached to the approval document solely for illustrative purposes.



0 0.045 0.09 0.18 Miles

- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters



SCANNED
FEB 08 2023