STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 86276

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

Water Right	Origin/Basis	Priority Date	Diversion Rate	Diversion Volume	Acre Limit	Total Acres	Source
36-16531	WR/DECREED	11/11/1959	0.130 cfs	18.0 af	N/A	N/A	GROUND WATER
36-16534	WR/DECREED	11/15/1970	0.190 cfs	26.8 af	N/A	N/A	GROUND WATER
36-16537	WR/DECREED	5/16/1980	0.050 cfs	6.6 af	N/A	N/A	GROUND WATER
36-16540	WR/DECREED	5/26/1971	0.020 cfs	3.6 af	N/A	N/A	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
36-16531	YES	YES	YES	NO	NO	NO
36-16534	YES	YES	YES	NO	NO	NO
36-16537	YES	YES	YES	NO	NO	NO
36-16540	YES	YES	YES	NO	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
36-16531	36-17212	0.040 cfs	5.2 af	N/A	N/A	36-16531	0.090 cfs	12.8 af	N/A	N/A
36-16534	36-17213	0.060 cfs	7.8 af	N/A	N/A	36-16534	0.130 cfs	19.0 af	N/A	N/A
36-16537	36-17214	0.010 cfs	1.9 af	N/A	N/A	36-16537	0.040 cfs	4.7 af	N/A	N/A
36-16540	36-17215	0.010 cfs	1.1 af	N/A	N/A	36-16540	0.010 cfs	2.5 af	N/A	N/A
COMBINED TOTALS		**0.070 cfs**	**16.0 af**	**N/A**	**N/A**		**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 30th day of January, 2023.

Southern Region Manager

SUPPORT DATA

Transfer No. 86276 IN FILE # 36-16531

SCANNED
FEB 08 2023

WATER RIGHT NO. 36-16531

As Modified by Transfer No. 86276

In accordance with the approval of Transfer No. 86276, Water Right No. 36-16531 is now described as follows:

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

Priority Date: 11/11/1959

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
COMMERCIAL	01/01	to	12/31	0.090 cfs	12.8 af
STOCKWATER	01/01	to	12/31	0.090 cfs	12.8 af
				0.090 cfs	12.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NESE	Sec 2	Twp 09S	Rge 22E	MINIDOKA County
GROUND WATER	SENESE	Sec 2	Twp 09S	Rge 22E	MINIDOKA County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
09S	22E	2									X			X	X	X	X	X	

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
09S	22E	2									X			X	X	X	X	X	

CONDITIONS OF APPROVAL

1. 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.
2. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
3. Rights 36-16531, 36-16534, 36-16537 and 36-16540 when combined shall not exceed a total diversion rate of 0.17 cfs.

Transfer No. 86276

SCANNED
FEB 08 2023

WATER RIGHT NO. 36-16531

As Modified by Transfer No. 86276

CONDITIONS OF APPROVAL

4. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.

5. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.

6. Right No. 36-16540 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

7. Commercial use is for a dairy.

8. The combination of changes under Transfer approval 73715 as described under rights 36-16531, 36-16534, 36-16537, and 36-16540 and Transfer approval 73716 as described under right 36-16380, provides the necessary mitigation for any increased depletion to connected reaches of the Snake River that would result from each individual transfer. These transfer approvals shall not require mutual dependence for ongoing mitigation.

   Any future action, including a subsequent transfer of this right or an order rescinding a transfer approval, which would result in a change to the point(s) of diversion under this right may require mitigation for the effects of the change. Such future action to change the point(s) of diversion under this right shall be analyzed for effects to connected reaches of the Snake River based on the priority date, point(s) of diversion and steady-state quantity as authorized for this right under Transfer approval 73715.

9. Prior to the diversion and use of water under Transfer approval 73715, the right holder shall install and maintain acceptable measuring devices, including data loggers, at the authorized points of diversion, in accordance with Department specifications.

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. The right holder shall accomplish the change authorized by this transfer within one 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 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.

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

SCANNED
FEB 08 2023

WATER RIGHT NO. 36-17212

As Modified by Transfer No. 86276

In accordance with the approval of Transfer No. 86276, Water Right No. 36-17212 is now described as follows:

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

Priority Date: 11/11/1959

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
COMMERCIAL	01/01	to	12/31	0.040 cfs	5.2 af
STOCKWATER	01/01	to	12/31	0.040 cfs	5.2 af
				0.040 cfs	5.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENW	Sec 36 Twp 07S Rge 24E MINIDOKA County
GROUND WATER	NENW	Sec 36 Twp 07S Rge 24E MINIDOKA County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07S	24E	36					X												0.0

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07S	24E	36					X												0.0

CONDITIONS OF APPROVAL

1. 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.

2. 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).

3. Rights 36-17212, 36-17213, 36-17214 and 36-17215 when combined shall not exceed a total diversion rate of 0.07 cfs.

Transfer No. 86276

SCANNED
FEB 08 2023

WATER RIGHT NO. 36-17212

As Modified by Transfer No. 86276

CONDITIONS OF APPROVAL

4. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.

5. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.

6. Right No. 36-17215 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

7. Commercial use is for a dairy.

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.

SCANNED
FEB 08 2023

WATER RIGHT NO. 36-16534

As Modified by Transfer No. 86276

In accordance with the approval of Transfer No. 86276, Water Right No. 36-16534 is now described as follows:

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

Priority Date: 11/15/1970

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
COMMERCIAL	01/01	to 12/31	0.130 cfs	19.0 af
STOCKWATER	01/01	to 12/31	0.130 cfs	19.0 af
			0.130 cfs	19.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NESE	Sec 2 Twp 09S Rge 22E	MINIDOKA County
GROUND WATER	SENESE	Sec 2 Twp 09S Rge 22E	MINIDOKA County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
09S	22E	2									X			X	X	X	X	X	

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
09S	22E	2									X			X	X	X	X	X	

CONDITIONS OF APPROVAL

1. 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.

2. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

3. Rights 36-16531, 36-16534, 36-16537 and 36-16540 when combined shall not exceed a total diversion rate of 0.17 cfs.

Transfer No. 86276

SCANNED
FEB 08 2023

WATER RIGHT NO. 36-16534

As Modified by Transfer No. 86276

CONDITIONS OF APPROVAL

4. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.

5. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.

6. Right No. 36-16540 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

7. Commercial use is for a dairy.

8. The combination of changes under Transfer approval 73715 as described under rights 36-16531, 36-16534, 36-16537, and 36-16540 and Transfer approval 73716 as described under right 36-16380 provides the necessary mitigation for any increased depletion to connected reaches of the Snake River that would result from each individual transfer. These transfer approvals shall not require mutual dependence for ongoing mitigation.

   Any future action, including a subsequent transfer of this right or an order rescinding a transfer approval, which would result in a change to the point(s) of diversion under this right may require mitigation for the effects of the change. Such future action to change the point(s) of diversion under this right shall be analyzed for effects to connected reaches of the Snake River based on the priority date, point(s) of diversion and steady-state quantity as authorized for this right under Transfer approval 73715.

9. Prior to the diversion and use of water under Transfer approval 73715, the right holder shall install and maintain acceptable measuring devices, including data loggers, at the authorized points of diversion, in accordance with Department specifications.

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. The right holder shall accomplish the change authorized by this transfer within one 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 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.

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

SCANNED
FEB 08 2023

WATER RIGHT NO. 36-17213

As Modified by Transfer No. 86276

In accordance with the approval of Transfer No. 86276, Water Right No. 36-17213 is now described as follows:

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

Priority Date: 11/15/1970

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
COMMERCIAL	01/01	to 12/31	0.060 cfs	7.8 af
STOCKWATER	01/01	to 12/31	0.060 cfs	7.8 af
			0.060 cfs	7.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENW	Sec 36 Twp 07S Rge 24E MINIDOKA County
GROUND WATER	NENW	Sec 36 Twp 07S Rge 24E MINIDOKA County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07S	24E	36					X												0.0

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07S	24E	36					X												0.0

CONDITIONS OF APPROVAL

1. 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.

2. 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).

3. Rights 36-17212, 36-17213, 36-17214 and 36-17215 when combined shall not exceed a total diversion rate of 0.07 cfs.

Transfer No. 86276

SCANNED
FEB 08 2023

WATER RIGHT NO. 36-17213

As Modified by Transfer No. 86276

CONDITIONS OF APPROVAL

4. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.

5. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.

6. Right No. 36-17215 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

7. Commercial use is for a dairy.

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.

SCANNED
FEB 08 2023

WATER RIGHT NO. 36-16537

As Modified by Transfer No. 86276

In accordance with the approval of Transfer No. 86276, Water Right No. 36-16537 is now described as follows:

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

Priority Date: 5/16/1980

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
COMMERCIAL	01/01	to	12/31	0.040 cfs	4.7 af
STOCKWATER	01/01	to	12/31	0.040 cfs	4.7 af
				0.040 cfs	4.7 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NESE	Sec 2	Twp 09S	Rge 22E	MINIDOKA County
GROUND WATER	SENESE	Sec 2	Twp 09S	Rge 22E	MINIDOKA County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
09S	22E	2									X			X	X	X	X	X	

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
09S	22E	2									X			X	X	X	X	X	

CONDITIONS OF APPROVAL

1. 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.

2. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

3. Rights 36-16531, 36-16534, 36-16537 and 36-16540 when combined shall not exceed a total diversion rate of 0.17 cfs.

Transfer No. 86276

SCANNED
FEB 08 2023

WATER RIGHT NO. 36-16537

As Modified by Transfer No. 86276

CONDITIONS OF APPROVAL

4. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.

5. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.

6. Right No. 36-16540 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

7. Commercial use is for a dairy.

8. The combination of changes under Transfer approval 73715 as described under rights 36-16531, 36-16534, 36-16537, and 36-16540 and Transfer approval 73716 as described under right 36-16380 provides the necessary mitigation for any increased depletion to connected reaches of the Snake River that would result from each individual transfer. These transfer approvals shall not require mutual dependence for ongoing mitigation.

   Any future action, including a subsequent transfer of this right or an order rescinding a transfer approval, which would result in a change to the point(s) of diversion under this right may require mitigation for the effects of the change. Such future action to change the point(s) of diversion under this right shall be analyzed for effects to connected reaches of the Snake River based on the priority date, point(s) of diversion and steady-state quantity as authorized for this right under Transfer approval 73715.

9. Prior to the diversion and use of water under Transfer approval 73715, the right holder shall install and maintain acceptable measuring devices, including data loggers, at the authorized points of diversion, in accordance with Department specifications.

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. The right holder shall accomplish the change authorized by this transfer within one 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 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.

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

SCANNED
FEB 08 2023

WATER RIGHT NO. 36-17214

As Modified by Transfer No. 86276

In accordance with the approval of Transfer No. 86276, Water Right No. 36-17214 is now described as follows:

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

Priority Date: 5/16/1980

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
COMMERCIAL	01/01	to	12/31	0.010 cfs	1.9 af
STOCKWATER	01/01	to	12/31	0.010 cfs	1.9 af
				0.010 cfs	1.9 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENW	Sec 36 Twp 07S Rge 24E MINIDOKA County
GROUND WATER	NENW	Sec 36 Twp 07S Rge 24E MINIDOKA County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07S	24E	36					X												0.0

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07S	24E	36					X												0.0

CONDITIONS OF APPROVAL

1. 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.

2. 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).

3. Rights 36-17212, 36-17213, 36-17214 and 36-17215 when combined shall not exceed a total diversion rate of 0.07 cfs.

Transfer No. 86276

SCANNED
FEB 08 2023

WATER RIGHT NO. 36-17214

As Modified by Transfer No. 86276

CONDITIONS OF APPROVAL

4. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.

5. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.

6. Right No. 36-17215 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.

7. Commercial use is for a dairy.

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.

SCANNED
FEB 08 2023

WATER RIGHT NO. 36-16540

As Modified by Transfer No. 86276

In accordance with the approval of Transfer No. 86276, Water Right No. 36-16540 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

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
COMMERCIAL	01/01	to	12/31	0.010 cfs	2.5 af
STOCKWATER	01/01	to	12/31	0.010 cfs	2.5 af
				0.010 cfs	2.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NESE	Sec 2	Twp 09S Rge 22E	MINIDOKA County
GROUND WATER	SENESE	Sec 2	Twp 09S Rge 22E	MINIDOKA County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
09S	22E	2									X			X	X	X	X	X	

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
09S	22E	2									X			X	X	X	X	X	

CONDITIONS OF APPROVAL

1. 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.
2. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
3. Rights 36-16531, 36-16534, 36-16537 and 36-16540 when combined shall not exceed a total diversion rate of 0.17 cfs.

Transfer No. 86276

SCANNED
FEB 08 2023

WATER RIGHT NO. 36-16540

As Modified by Transfer No. 86276

CONDITIONS OF APPROVAL

4. 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 Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

5. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.

6. This right is based upon an enlargement of Right Nos. 36-16531, 36-16534 and 36-16537 pursuant to Section 42-1426, Idaho Code.

7. Commercial use is for a dairy.

8. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.

9. The combination of changes under Transfer approval 73715 as described under rights 36-16531, 36-16534, 36-16537, and 36-16540 and Transfer approval 73716 as described under right 36-16380, provide the necessary mitigation for any increased depletion to connected reaches of the Snake River that would result from each individual transfer. These transfer approvals shall not require mutual dependence for ongoing mitigation.

   Any future action, including a subsequent transfer of this right or an order rescinding a transfer approval, which would result in a change to the point(s) of diversion under this right may require mitigation for the effects of the change. Such future action to change the point(s) of diversion under this right shall be analyzed for effects to connected reaches of the Snake River based on the priority date, point(s) of diversion and steady-state quantity as authorized for this right under Transfer approval 73715.

10. Prior to the diversion and use of water under Transfer approval 73715, the right holder shall install and maintain acceptable measuring devices, including data loggers, at the authorized points of diversion, in accordance with Department specifications.

11. The right holder shall accomplish the change authorized by this transfer within one 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 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.

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

SCANNED
FEB 08 2023

WATER RIGHT NO. 36-17215

As Modified by Transfer No. 86276

In accordance with the approval of Transfer No. 86276, Water Right No. 36-17215 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

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
COMMERCIAL	01/01	to 12/31	0.010 cfs	1.1 af
STOCKWATER	01/01	to 12/31	0.010 cfs	1.1 af
			0.010 cfs	1.1 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENW	Sec 36 Twp 07S Rge 24E MINIDOKA County
GROUND WATER	NENW	Sec 36 Twp 07S Rge 24E MINIDOKA County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07S	24E	36					X												0.0

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07S	24E	36					X												0.0

CONDITIONS OF APPROVAL

1. 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.

2. 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).

3. Rights 36-17212, 36-17213, 36-17214 and 36-17215 when combined shall not exceed a total diversion rate of 0.07cfs.

Transfer No. 86276

SCANNED
FEB 08 2023

WATER RIGHT NO. 36-17215

As Modified by Transfer No. 86276

CONDITIONS OF APPROVAL

4. 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 Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

5. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.

6. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.

7. This right is based upon an enlargement of Right Nos. 36-17212, 36-17213 and 36-17214 pursuant to Section 42-1426, Idaho Code.

8. Commercial use is for a dairy.

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 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.

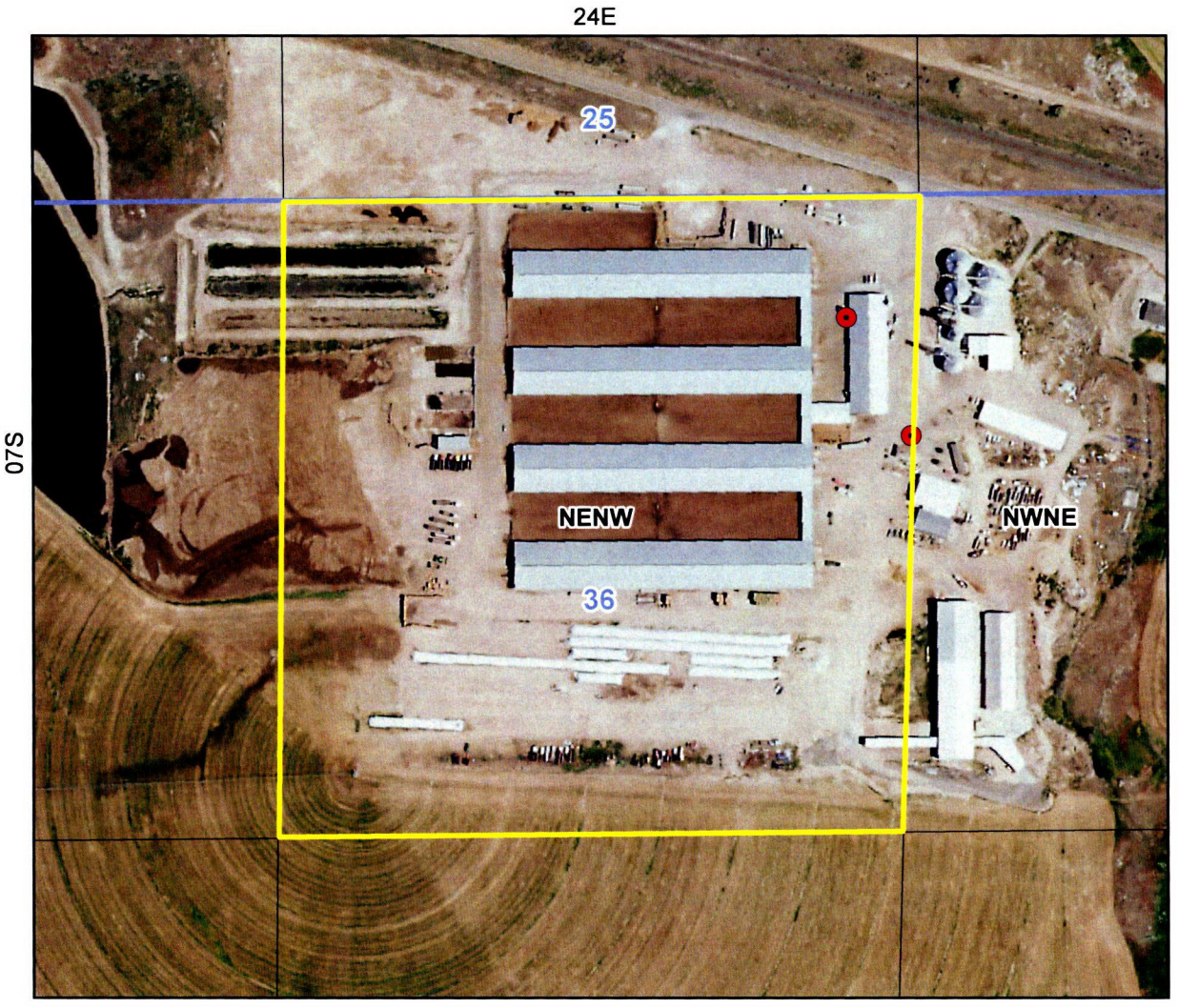
SCANNED
FEB 08 2023

State of Idaho
Department of Water Resources

Attachment to Transfer # 86276

36-17212, 36-17213, 36-17214, and 36-17215

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.



SCANNED
FEB 08 2023

IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858
Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little **Director Gary Spackman**

February 1, 2023

HANSENS QUALITY JERSEYS LLC
277 E 700 N
RUPERT ID 83350-9580

Re: Transfer No: 86276
Water Right No(s).: 36-16531, 36-16534, 36-16537, 36-16540

Re: Transfer No: 86277
Water Right No(s).: 36-7717, 36-16329, 36-16331, 36-16333, 36-16335

Transfer Approval Notice

Dear Water Right Holder and other Interested Persons:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

SCANNED
FEB 08 2023

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a $100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208) 736-3033.

Sincerely,

Corey Skinner
Southern Regional Manager

Enclosure

c:

BROCKWAY ENGINEERING PLLC
C/O GREG SULLIVAN
2016 WASHINGTON ST N STE 4
TWIN FALLS ID 83301-3082

RABO AGRIFINANCE LLC
237 CANYON CREST DR
TWIN FALLS ID 83301-5919

WATER DISTRICT 130
BRIAN RAGAN
PO BOX 83720
BOISE ID 83720-0098

SCANNED
FEB 08 2023

CERTIFICATE OF SERVICE

I hereby certify that on February 1, 2023 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

Re: Transfer No.: 86276
Water Right No(s).: 36-16531, 36-16534, 36-16537, 36-16540

Re: Transfer No: 86277
Water Right No(s).: 36-7717, 36-16329, 36-16331, 36-16333, 36-16335

HANSENS QUALITY JERSEYS LLC
277 E 700 N
RUPERT ID 83350-9580

BROCKWAY ENGINEERING PLLC
C/O GREG SULLIVAN
2016 WASHINGTON ST N STE 4
TWIN FALLS ID 83301-3082

RABO AGRIFINANCE LLC
237 CANYON CREST DR
TWIN FALLS ID 83301-5919

WATER DISTRICT 130
BRIAN RAGAN
PO BOX 83720
BOISE ID 83720-0098

Denise Maline

Denise Maline
Administrative Assistant

SCANNED
FEB 08 2023

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

SCANNED
FEB 08 2023

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

(a) The petition for reconsideration is disposed of; or
(b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

i. A hearing was held,
ii. The final agency action was taken,
iii. The party seeking review of the order resides, or
iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

SCANNED
FEB 08 2023

Sufficiency Memorandum

Date: August 25, 2022

To: Transfer 86276

From: Benny Walker

Re: Evaluation of Sufficiency of Information Submitted

Application proposes transferring a 16.0 acre feet portion (0.07cfs) of four groundwater rights for commercial and stockwater use from an existing CAFO located approximately 5.8 to 6.3 miles south and 17.0 to17.6 miles West of Minidoka to an existing dairy located approximately 5.1 to 5.4 miles west and 1.4 to1.7 miles north of Minidoka. The transferred portion of the rights,16.0 acre feet (0.07cfs), will be diverted from two existing wells located at the dairy. The wells involved with the transfer are located within the ESPA smooth model boundary area. A ground water model analysis was submitted by the applicant's representative, showing that no mitigation was required. The Department also conducted a model analysis and came to the same conclusion that mitigation for this transfer is not required. The companion transfer 86277 was modeled along with this transfer and together when combined They did not require mitigation.

The rights involved with this application are located within Water District 130. Therefore, watermaster comments were solicited and the watermaster is not opposed to approval of this transfer. The application was subject to notice and protest. No protest were received

- **Authority to File:**
  The applicant is listed as the current owner of the water rights involved in the transfer according to department records.

- **Water Right Validity:**
  The water rights involved in the transfer were decreed in the SRBA. Recent aerial photography indicates that the land has been used in recent years.

- **Injury to Other Water Rights:**
  None anticipated.

- **Enlargement of Use:**
  None anticipated.

- **Local Public Interest:**
  No negative impacts anticipated. No protests were received

- **Beneficial Use/Conservation of Water Resources:**
  Proposed uses are recognized as beneficial uses of water

- **Effect on Economy of the Local Area:**
  None anticipated.

- **Effect of the Agricultural Base of the Local Area:**
  None anticipated.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.

SCANNED
FEB 08 2023

* Proof of Publication *

Twin Falls Times-News
132 Fairfield St W, Twin Falls, Idaho 83301

REBA DAVIS, being duly sworn, deposes and says: That she is the Principal Clerk of the Times-News, a daily newspaper printed and published at Twin Falls, Twin Falls County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in the Times-News, in conformity with Section 60-108, Idaho Code, as amended, for:

2 Insertions

ID DEPARTMENT OF WATER RESOURCES Southern Region
Denise Maliine Adminisrative Assistant
650 ADDISON AVE W, STE 500
TWIN FALLS ID 83301

RECEIVED
AUG 03 2022
DEPT OF WATER RESOURCES
SOUTHERN REGION

ORDER NUMBER 129343

Reba Davis

(Legals Clerk)

STATE OF IDAHO)
.SS
COUNTY OF TWIN FALLS)

On this 28 day of July in the year of 2022 before me, a Notary Public, personally appeared before me Reba Davis known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Amy Wiesmore
Notary Public FOR Idaho
Residing at: Twin Falls, Idaho
My Commission expires: 9-4-26

AMY WIESMORE
COMMISSION NO. 20203230
NOTARY PUBLIC
STATE OF IDAHO
MY COMM. EXPIRES 09/04/2026

Section: Legals
Category: 50 Legal
PUBLISHED ON: 07/21/2022, 07/28/2022

TOTAL AD COST: 166.14
FILED ON: 7/28/2022

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 84892

WEBB BROTHERS LAND & LIVESTOCK LLC, 22 N YALE RD, DECLO, ID 83323 has filed Application No. 84892 for changes to the following water rights within CASSIA County(s): Right No(s). 43-13157. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the nature of use, place of use (POU), points of diversion (POD), and period of use for a 0.28 cfs, 16.6 acre portion of ground water irrigation right 43-13157 which currently irrigates 32.0 acres within a 4326.1 acre permissible place of use located approximately 12.8 to 15.2 miles east and 0.2 to 6.7 miles south of the intersection of Interstate Highways 84 and 86 east of Burley. The application proposes to change the nature of use and POU of this right from irrigation during the irrigation season to year-round stockwater/commercial/domestic use at a CAFO located approximately 14.8 miles east and 4.8 miles south of the Interstate 84 and 86 intersection. The transfer proposes changing the PODs for the converted portion from the currently authorized irrigation wells to two existing wells associated with the CAFO facility.

TRANSFER NO. 86276

HANSENS QUALITY JERSEYS LLC, 277 E 700 N, RUPERT, ID 83350-9580 has filed Application No. 86276 for changes to the following water rights within MINIDOKA County(s): Right No(s). 36-16531, 36-16534, 36-16537, 36-16540. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes transferring a 16.0 acre feet portion (0.07cfs) of four groundwater rights for commercial and stockwater use from an existing CAFO located approximately 5.8 to 6.3 miles south and 17.0 to17.6 miles West of Minidoka to an existing dairy located approximately 5.1 to 5.4 miles west and 1.4 to1.7 miles north of Minidoka. The transferred portion of the rights, 16.0 acre feet (0.07cfs), will be diverted from two existing wells located at the dairy.

TRANSFER NO. 86277

HANSENS QUALITY JERSEYS LLC, 277 E 700 N, RUPERT, ID 83350-9580 has filed Application No. 86277 for changes to the following water rights within MINIDOKA County(s): Right No(s). 36-16329, 36-16331, 36-16333, 36-16335, 36-7717. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes transferring a 12.0 acre feet portion (0.07cfs) of five groundwater rights for commercial and stockwater use from an existing dairy identified as dairy #2 located approximately 12.3 to 12.7 miles south and 16.0 miles West of Minidoka to an existing dairy identified as dairy #3 located approximately 5.1 to 5.4 miles west and 1.4 to1.7 miles north of Minidoka. The transferred portion of the rights,12.0 acre feet (0.07cfs), will be diverted from two existing wells located at dairy #3.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or to see a full description of these rights and/or the proposed transfers, please see https://research.idwr.idaho.gov. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 ADDISON AVE W, STE 500, TWIN FALLS, ID 83301-5858 together with a protest fee of $25.00 for each application on or before **August 8, 2022**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on July 21st & 28th, 2022

✓ OK DM 8-9-2022

SCANNED
FEB 08 2023