

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 86695**

This is to certify that: TRUE WEST BEEF LLC
1555 W SHORELINE DR STE 320
BOISE, ID 83702-9109

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>
36-14617	WR/DECREED	5/1/1982	0.270 cfs	81.6 af	20.4	946.0	GROUND WATER
36-2283	WR/DECREED	5/10/1955	1.500 cfs	372.0 af	93.0	946.0	GROUND WATER

Associated Water Rights Also Included in the Transfer Approval (Conditions Updated)

<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>
36-17172	WR/DECREED	5/1/1982	0.630 cfs	119.0 af		N/A	GROUND WATER
36-17173	WR/DECREED	5/10/1955	3.500 cfs	542.5 af		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>
36-14617	YES	YES	YES	NO	YES	YES
36-2283	YES	YES	YES	NO	YES	YES

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>
36-14617	36-17230	0.150 cfs	28.5 af	N/A	N/A	36-14617	0.120 cfs	37.6 af	9.4	946.0
36-2283	36-17231	0.830 cfs	129.0 af	N/A	N/A	36-2283	0.670 cfs	164.0 af	41.0	946.0
COMBINED TOTALS		0.830 cfs	157.5 af	N/A	N/A		N/A	N/A	N/A	N/A

SUPPORT DATA

IN FILE # 36-2283

Transfer No. 86695

SCANNED
NOV 25 2022

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 86695

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 8th day of November, 2022.



Southern Region Manager

WATER RIGHT NO. 36-14617
As Modified by Transfer No. 86695

In accordance with the approval of Transfer No. 86695, Water Right No. 36-14617 is now described as follows:

Right Holder: TRUE WEST BEEF LLC
 1555 W SHORELINE DR STE 320
 BOISE, ID 83702-9109

Priority Date: 5/1/1982

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	3/15	to 11/15	0.120 cfs	37.6 af
			0.120 cfs	37.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NESWSW	Sec 12 Twp 08S Rge 17E	JEROME County
GROUND WATER	SWSWNE	Sec 7 Twp 08S Rge 18E	JEROME County
GROUND WATER	SWNWSE	Sec 7 Twp 08S Rge 18E	JEROME 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	
08S	17E	11									22.0			32.0	30.0	37.0	37.0	30.0	188.0
08S	17E	12				2.0					40.0	40.0	39.0	40.0	9.0				170.0
08S	18E	6															40.0		40.0
08S	18E	7		39.0	40.0	37.0	27.0	17.0	36.0	40.0	40.0	36.0	36.0	40.0	40.0	40.0	40.0	40.0	548.0
							L 1	L 2			L 3	L 4							

Right Acre Limit: 9.4

POU Total Acres: 946.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 9.4 acres within the authorized place of use in a single irrigation season.
2. 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. 130.
3. 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 diversions.
4. 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.

Transfer No. 86695

SCANNED

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WATER RIGHT NO. 36-14617
As Modified by Transfer No. 86695

CONDITIONS OF APPROVAL

5. Rights 36-2283 and 36-14617 when combined shall not exceed a total diversion rate of 0.67 cfs, a total annual maximum diversion volume of 201.6 af and the irrigation of 50.4 acres.
6. Rights 36-2283, 36-2386, 36-2608, 36-14617 and 36-16951 when combined shall not exceed a total diversion rate of 10.85 cfs, a total annual maximum diversion volume of 2502.4 af and the irrigation of 625.6 acres.
7. Rights 36-2283, 36-2386, 36-2608, 36-14617 and 36-16951 when combined are limited to the irrigation of a specific 625.6 acres within the 946 acre place of use authorized by these rights in a single irrigation season. The specific 625.6 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 625.6 acres to be irrigated within the 946 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.
8. This right is based upon an enlargement of Right No. 36-2283 pursuant to Idaho Code § 42-1426.
9. 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.
10. The right holder shall accomplish the change authorized by this transfer within one 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 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.
13. Approval of this transfer does not confirm the validity of this water right.

WATER RIGHT NO. 36-17230**As Modified by Transfer No. 86695**

In accordance with the approval of Transfer No. 86695, Water Right No. 36-17230 is now described as follows:

Right Holder: TRUE WEST BEEF LLC
1555 W SHORELINE DR STE 320
BOISE, ID 83702-9109

Priority Date: 5/1/1982

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
INDUSTRIAL	1/1	to 12/31	0.150 cfs	28.5 af
			0.150 cfs	28.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESE	Sec 11 Twp 08S Rge 17E JEROME County
GROUND WATER	SESE	Sec 11 Twp 08S Rge 17E JEROME County

PLACE OF USE: INDUSTRIAL

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	17E	11									X			X	X	X	X	X	0.0
08S	17E	12				X					X	X	X	X	X				0.0
08S	18E	6															X		0.0
08S	18E	7		X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	0.0
								L 1	L 2			L 3	L 4						

CONDITIONS OF APPROVAL

1. 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. 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 diversions.
3. Rights 36-17230 and 36-17231 when combined shall not exceed a total diversion rate of 0.83 cfs, a total annual maximum diversion volume of 157.5 af.

WATER RIGHT NO. 36-17230
As Modified by Transfer No. 86695

CONDITIONS OF APPROVAL

4. The place of industrial use authorized by this approval includes land upon which industrial wastewater may be applied for irrigation purposes. If the application of industrial wastewater occurs on lands not having a full existing (active) water right for irrigation, then the wastewater must be delivered and applied via a separate system containing only water diverted pursuant to industrial water rights 36-17172, 36-17173, 36-17230 and 36-17231. This separate system shall be independent and not shared with any other irrigation water rights or canal shares.
5. This right is based upon an enlargement of Right No. 36-17231 pursuant to Idaho Code § 42-1426.
6. 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.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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. 36-2283**As Modified by Transfer No. 86695**

In accordance with the approval of Transfer No. 86695, Water Right No. 36-2283 is now described as follows:

Right Holder: TRUE WEST BEEF LLC
1555 W SHORELINE DR STE 320
BOISE, ID 83702-9109

Priority Date: 5/10/1955

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	3/15	to 11/15	0.670 cfs	164.0 af
			0.670 cfs	164.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NESWSW	Sec 12 Twp 08S Rge 17E	JEROME County
GROUND WATER	SWSWNE	Sec 7 Twp 08S Rge 18E	JEROME County
GROUND WATER	SWNWSE	Sec 7 Twp 08S Rge 18E	JEROME 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	
08S	17E	11									22.0			32.0	30.0	37.0	37.0	30.0	188.0
08S	17E	12				2.0					40.0	40.0	39.0	40.0	9.0				170.0
08S	18E	6															40.0		40.0
08S	18E	7		39.0	40.0	37.0	27.0	17.0	36.0	40.0	40.0	36.0	36.0	40.0	40.0	40.0	40.0	40.0	548.0
								L 1	L 2			L 3	L 4						

Right Acre Limit: 41.0
POU Total Acres: 946.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 41 acres within the authorized place of use in a single irrigation season.
2. 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.130.
3. 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 diversions.
4. 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.

Transfer No. 86695

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WATER RIGHT NO. 36-2283
As Modified by Transfer No. 86695

CONDITIONS OF APPROVAL

5. Rights 36-2283 and 36-14617 when combined shall not exceed a total diversion rate of 0.67 cfs, a total annual maximum diversion volume of 201.6 af and the irrigation of 50.4 acres.
6. Rights 36-2283, 36-2386, 36-2608, 36-14617 and 36-16951 when combined shall not exceed a total diversion rate of 10.85 cfs, a total annual maximum diversion volume of 2502.4 af and the irrigation of 625.6 acres.
7. Rights 36-2283, 36-2386, 36-2608, 36-14617 and 36-16951 when combined are limited to the irrigation of a specific 625.6 acres within the 946 acre place of use authorized by these rights in a single irrigation season. The specific 625.6 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 625.6 acres to be irrigated within the 946 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.
8. Right No. 36-14617 is an enlargement of this right pursuant to Idaho Code § 42-1426.
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.
12. Approval of this transfer does not confirm the validity of this water right.

WATER RIGHT NO. 36-17231**As Modified by Transfer No. 86695**

In accordance with the approval of Transfer No. 86695, Water Right No. 36-17231 is now described as follows:

Right Holder: TRUE WEST BEEF LLC
1555 W SHORELINE DR STE 320
BOISE, ID 83702-9109

Priority Date: 5/10/1955

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
INDUSTRIAL	1/1	to 12/31	0.830 cfs	129.0 af
			0.830 cfs	129.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESE	Sec 11 Twp 08S Rge 17E JEROME County
GROUND WATER	SESE	Sec 11 Twp 08S Rge 17E JEROME County

PLACE OF USE: INDUSTRIAL

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	17E	11									X				X	X	X	X	0.0
08S	17E	12				X					X	X	X	X	X				0.0
08S	18E	6															X		0.0
08S	18E	7		X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	0.0
								L 1	L 2			L 3	L 4						

CONDITIONS OF APPROVAL

1. 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.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 diversions.
3. Rights 36-17230 and 36-17231 when combined shall not exceed a total diversion rate of 0.83 cfs, a total annual maximum diversion volume of 157.5 af.

WATER RIGHT NO. 36-17231
As Modified by Transfer No. 86695

CONDITIONS OF APPROVAL

4. The place of industrial use authorized by this approval includes land upon which industrial wastewater may be applied for irrigation purposes. If the application of industrial wastewater occurs on lands not having a full existing (active) water right for irrigation, then the wastewater must be delivered and applied via a separate system containing only water diverted pursuant to industrial water rights 36-17172, 36-17173, 36-17230 and 36-17231. This separate system shall be independent and not shared with any other irrigation water rights or canal shares.
5. Right No.36-17230 is an enlargement of this right pursuant to Idaho Code § 42-1426.
6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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. 36-17172**As Modified by Transfer No. 86695**

In accordance with the approval of Transfer No. 86695, Water Right No. 36-17172 is now described as follows:

Right Holder: TRUE WEST BEEF LLC
1555 W SHORELINE DR STE 320
BOISE, ID 83702-9109

Priority Date: 5/1/1982

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
INDUSTRIAL	1 /1	to 12/31	0.630 cfs	119.0 af
			0.630 cfs	119.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESE	Sec 11 Twp 08S Rge 17E JEROME County
GROUND WATER	SESE	Sec 11 Twp 08S Rge 17E JEROME County

PLACE OF USE: INDUSTRIAL

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	17E	11									X			X	X	X	X	X	
08S	17E	12				X					X	X	X	X	X				
08S	18E	6															X		
08S	18E	7		X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	

CONDITIONS OF APPROVAL

1. 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.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 diversions.
3. Rights 36-17172 and 36-17173 when combined shall not exceed a total diversion rate of 3.5 cfs and a total annual maximum diversion volume of 661.5 af.

WATER RIGHT NO. 36-17172

As Modified by Transfer No. 86695

CONDITIONS OF APPROVAL

4. The place of industrial use authorized by this approval includes land upon which industrial wastewater may be applied for irrigation purposes. If the application of industrial wastewater occurs on lands not having a full existing (active) water right for irrigation, then the wastewater must be delivered and applied via a separate system containing only water diverted pursuant to industrial water rights 36-17172, 36-17173, 36-17230 and 36-17231. This separate system shall be independent and not shared with any other irrigation water rights or canal shares.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 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. 36-17173**As Modified by Transfer No. 86695**

In accordance with the approval of Transfer No. 86695, Water Right No. 36-17173 is now described as follows:

Right Holder: TRUE WEST BEEF LLC
1555 W SHORELINE DR STE 320
BOISE, ID 83702-9109

Priority Date: 5/10/1955

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
INDUSTRIAL	1 / 1	to 12/31	3.500 cfs	542.5 af
			3.500 cfs	542.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESE	Sec 11 Twp 08S Rge 17E	JEROME County
GROUND WATER	SESE	Sec 11 Twp 08S Rge 17E	JEROME County

PLACE OF USE: INDUSTRIAL

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	17E	11									X			X	X	X	X	X	
08S	17E	12				X					X	X	X	X	X				
08S	18E	6															X		
08S	18E	7		X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	

CONDITIONS OF APPROVAL

1. 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. 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 diversions.
3. Rights 36-17172 and 36-17173 when combined shall not exceed a total diversion rate of 3.5 cfs and a total annual maximum diversion volume of 661.5 af.

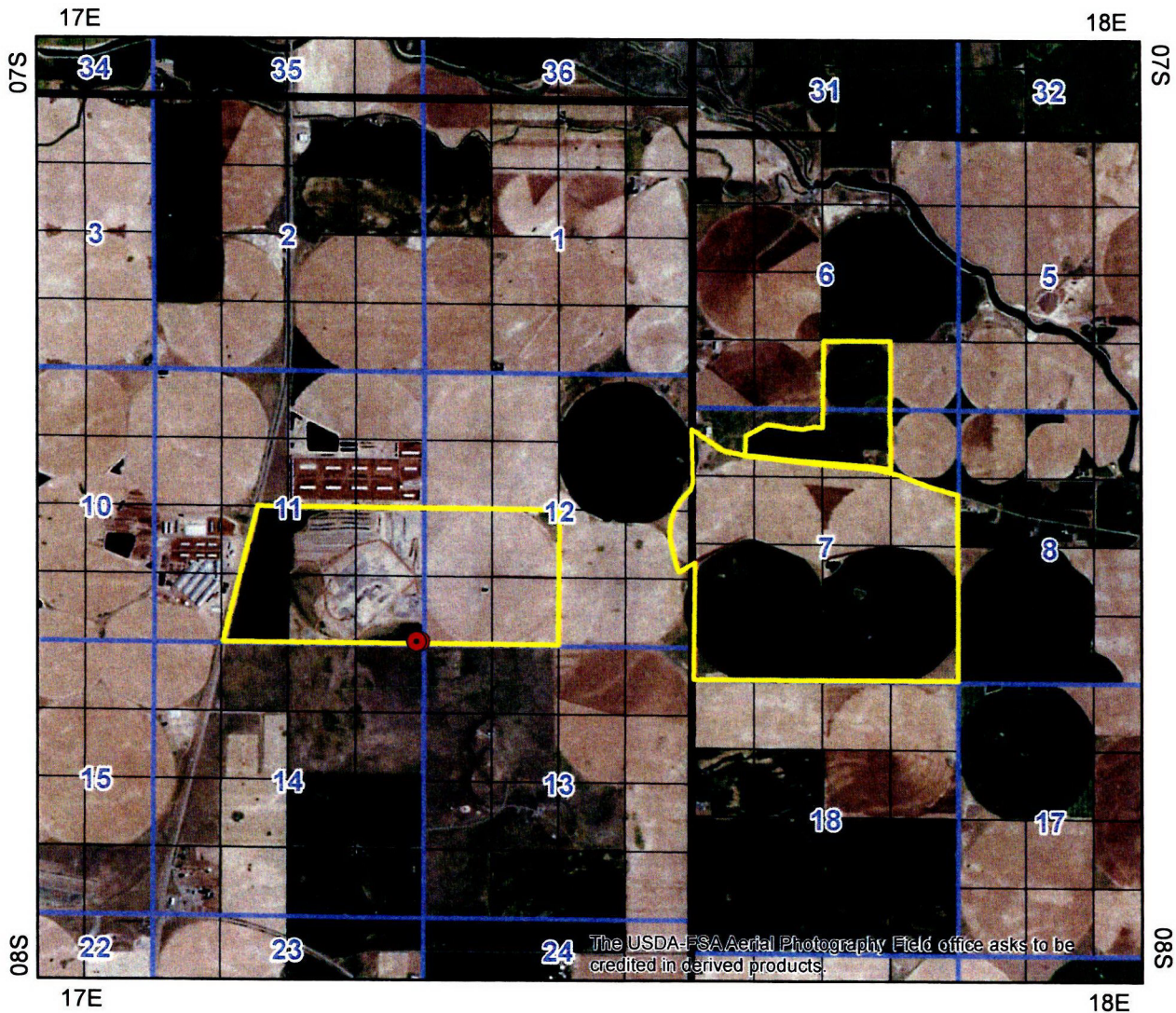
WATER RIGHT NO. 36-17173
As Modified by Transfer No. 86695

CONDITIONS OF APPROVAL

4. The place of industrial use authorized by this approval includes land upon which industrial wastewater may be applied for irrigation purposes. If the application of industrial wastewater occurs on lands not having a full existing (active) water right for irrigation, then the wastewater must be delivered and applied via a separate system containing only water diverted pursuant to industrial water rights 36-17172, 36-17173, 36-17230 and 36-17231. This separate system shall be independent and not shared with any other irrigation water rights or canal shares.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 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.

State of Idaho
Department of Water Resources
Attachment to Transfer # 86695
36-17230 & 36-17231

This map depicts the INDUSTRIAL 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.



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

0 0.425 0.85 1.7 Miles



SCANNED
NOV 25 2022