

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 89184**

This is to certify that: **CHALCO LLC**
17122 E RIRIE HWY
RIRIE, ID 83443-5028

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>
25-14124	WR/DECREED	3/22/1973	0.310 cfs	79.0 af	26.0	1876.1	GROUND WATER
25-14168	WR/DECREED	12/10/1954	0.110 cfs	25.2 af	6.3	1876.1	GROUND WATER
25-14290	WR/DECREED	2/15/1951	2.410 cfs	1023.7 af	314.1	1876.1	GROUND WATER
25-14294	WR/DECREED	2/7/1957	1.750 cfs	754.8 af	314.1	1876.1	GROUND WATER
25-14407	WR/DECREED	2/7/1957	0.710 cfs	142.0 af	35.5	1876.1	GROUND WATER
25-2108C	WR/DECREED	2/15/1951	2.188 cfs	926.9 af	284.2	1876.1	GROUND WATER
25-2115A	WR/DECREED	12/10/1954	3.860 cfs	900.0 af	225.0	1876.1	GROUND WATER
25-2162A	WR/DECREED	2/7/1957	1.290 cfs	468.0 af	117.0	1876.1	GROUND WATER
25-2162B	WR/DECREED	2/7/1957	1.710 cfs	640.0 af	160.0	1876.1	GROUND WATER
25-2163C	WR/DECREED	2/7/1957	1.563 cfs	662.1 af	284.2	1876.1	GROUND WATER
25-7067	WR/DECREED	4/21/1975	2.640 cfs	528.0 af	132.0	1876.1	GROUND WATER
25-7102A	WR/DECREED	2/2/1977	6.180 cfs	1783.2 af	509.0	1876.1	GROUND WATER
25-7506	WR/LICENSE	7/3/1995	0.670 cfs	268.0 af	67.0	1876.1	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>
25-14124	NO	NO	YES	NO	NO	NO
25-14168	NO	NO	YES	NO	NO	NO
25-14290	NO	NO	YES	NO	NO	NO
25-14294	NO	NO	YES	NO	NO	NO
25-14407	NO	NO	YES	NO	NO	NO
25-2108C	NO	NO	YES	NO	NO	NO
25-2115A	NO	NO	YES	NO	NO	NO
25-2162A	NO	NO	YES	NO	NO	NO
25-2162B	NO	NO	YES	NO	NO	NO
25-2163C	NO	NO	YES	NO	NO	NO
25-7067	NO	NO	YES	NO	NO	NO
25-7102A	NO	NO	YES	NO	NO	NO
25-7506	NO	NO	YES	NO	NO	NO

Transfer No. 89184

**Support Data
In File # 25-2108C**

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 89184**

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>
25-14124	25-14124	0.310 cfs	79.0 af	26.0	1876.1	N/A	N/A	N/A	N/A	N/A
25-14168	25-14168	0.110 cfs	25.2 af	6.3	1876.1	N/A	N/A	N/A	N/A	N/A
25-14290	25-14290	2.410 cfs	1023.7 af	314.1	1876.1	N/A	N/A	N/A	N/A	N/A
25-14294	25-14294	1.750 cfs	754.8 af	314.1	1876.1	N/A	N/A	N/A	N/A	N/A
25-14407	25-14407	0.710 cfs	142.0 af	35.5	1876.1	N/A	N/A	N/A	N/A	N/A
25-2108C	25-2108C	2.188 cfs	926.9 af	284.2	1876.1	N/A	N/A	N/A	N/A	N/A
25-2115A	25-2115A	3.860 cfs	900.0 af	225.0	1876.1	N/A	N/A	N/A	N/A	N/A
25-2162A	25-2162A	1.290 cfs	468.0 af	117.0	1876.1	N/A	N/A	N/A	N/A	N/A
25-2162B	25-2162B	1.710 cfs	640.0 af	160.0	1876.1	N/A	N/A	N/A	N/A	N/A
25-2163C	25-2163C	1.563 cfs	662.1 af	284.2	1876.1	N/A	N/A	N/A	N/A	N/A
25-7067	25-7067	2.640 cfs	528.0 af	132.0	1876.1	N/A	N/A	N/A	N/A	N/A
25-7102A	25-7102A	6.180 cfs	1783.2 af	509.0	1876.1	N/A	N/A	N/A	N/A	N/A
25-7506	25-7506	0.670 cfs	268.0 af	67.0	1876.1	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		25.390 cfs	7226.8 af	1876.1	1876.1		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 12th day of September, 2024.



Regional Manager

Transfer No. 89184

**Support Data
In File # 25-2108C**

WATER RIGHT NO. 25-7506**As Modified by Transfer No. 89184**

In accordance with the approval of Transfer No. 89184, Water Right No. 25-7506 is now described as follows:

Right Holder: CHALCO LLC
17122 E RIRIE HWY
RIRIE, ID 83443-5028

Priority Date: 7/3/1995

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	4/01	to 10/31	0.670 cfs	268.0 af
			0.670 cfs	268.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SWNE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SESE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SWSE	Sec 18 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWSE	Sec 18 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWNE	Sec 19 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NESW	Sec 6 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NWSW	Sec 6 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWNE	Sec 7 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NWSE	Sec 7 Twp 03N Rge 41E	BONNEVILLE 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	
03N	40E	12	33.5	8.2	40.0	38.1	11.6			40.0	36.5				38.3	37.0	34.5	35.1	352.8
03N	40E	13	33.0	32.5							28.0	35.0	39.0	35.0	40.0	25.0	40.0	40.0	347.5
03N	40E	14													3.5			5.0	8.5
03N	40E	24	40.0	37.0	33.0	32.2	36.0	20.2	29.0	40.0	16.0	4.6			12.0	6.4			306.4
03N	41E	5											10						10
													L 1						
03N	41E	6															36	40	76
03N	41E	7	40.0	39.5	35.0	25.5		0.5	33.5	30.2	33.2	19.5			37.0	34.6			328.5
								L 1	L 2				L 3						
03N	41E	8						8.5											8.5
								L 5											
03N	41E	18									15.5	24.0	39.0	31.2					109.7
												L 3	L 4						
03N	41E	19			20.2		33.5	41.0	23.5	39.6	40.0	36.5	15.2	31.2		34.0	13.5		328.2
								L 1	L 2				L 3	L 4					

Right Acre Limit: 67.0
POU Total Acres: 1876.1

Transfer No. 89184

WATER RIGHT NO. 25-7506
As Modified by Transfer No. 89184

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 67.0 acres within the authorized place of use in a single irrigation season.
2. Rights 25-2108C, 25-2115A, 25-2162A, 25-2162B, 25-2163C, 25-7067, 25-7102A, 25-7506, 25-14124, 25-14168, 25-14290, 25-14294, and 25-14407 when combined shall not exceed a total diversion rate of 25.388 cfs, a total annual maximum diversion volume of 7226.8 af at the field headgate, and the irrigation of 1876.1 acres.
3. 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.
4. 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.
5. Prior to the diversion and use of water under Transfer approval 89184, 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.
6. 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.
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.

WATER RIGHT NO. 25-14168**As Modified by Transfer No. 89184**

In accordance with the approval of Transfer No. 89184, Water Right No. 25-14168 is now described as follows:

Right Holder: CHALCO LLC
17122 E RIRIE HWY
RIRIE, ID 83443-5028

Priority Date: 12/10/1954

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
IRRIGATION	04/01	to 10/31	0.110 cfs	25.2 af
			0.110 cfs	25.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SWNE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SESE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SWSE	Sec 18 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWSE	Sec 18 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWNE	Sec 19 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NESW	Sec 6 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NWSW	Sec 6 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWNE	Sec 7 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NWSE	Sec 7 Twp 03N Rge 41E	BONNEVILLE 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	
03N	40E	12	33.5	8.2	40.0	38.1	11.6			40.0	36.5				38.3	37.0	34.5	35.1	352.8
03N	40E	13	33.0	32.5							28.0	35.0	39.0	35.0	40.0	25.0	40.0	40.0	347.5
03N	40E	14													3.5			5.0	8.5
03N	40E	24	40.0	37.0	33.0	32.2	36.0	20.2	29.0	40.0	16.0	4.6			12.0	6.4			306.4
03N	41E	5											10						10
													L 1						
03N	41E	6															36	40	76
03N	41E	7	40.0	39.5	35.0	25.5		0.5	33.5	30.2	33.2	19.5			37.0	34.6			328.5
								L 1	L 2				L 3						
03N	41E	8						8.5											8.5
								L 5											
03N	41E	18									15.5	24.0	39.0	31.2					109.7
											L 3	L 4							
03N	41E	19			20.2		33.5	41.0	23.5	39.6	40.0	36.5	15.2	31.2		34.0	13.5		328.2
								L 1	L 2				L 3	L 4					

Right Acre Limit: 6.3
POU Total Acres: 1876.1

Transfer No. 89184

WATER RIGHT NO. 25-14168
As Modified by Transfer No. 89184

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 6.3 acres within the authorized place of use in a single irrigation season.
2. Rights 25-2108C, 25-2115A, 25-2162A, 25-2162B, 25-2163C, 25-7067, 25-7102A, 25-7506, 25-14124, 25-14168, 25-14290, 25-14294, and 25-14407 when combined shall not exceed a total diversion rate of 25.388 cfs, a total annual maximum diversion volume of 7226.8 af at the field headgate, and the irrigation of 1876.1 acres.
3. 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.
4. 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.
5. Prior to the diversion and use of water under Transfer approval 89184, 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.
6. 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.
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. 25-14290**As Modified by Transfer No. 89184**

In accordance with the approval of Transfer No. 89184, Water Right No. 25-14290 is now described as follows:

Right Holder: CHALCO LLC
17122 E RIRIE HWY
RIRIE, ID 83443-5028

Priority Date: 2/15/1951

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	2.410 cfs	1023.7 af
			2.410 cfs	1023.7 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SWNE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SESE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SWSE	Sec 18 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWSE	Sec 18 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWNE	Sec 19 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NESW	Sec 6 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NWSW	Sec 6 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWNE	Sec 7 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NWSE	Sec 7 Twp 03N Rge 41E	BONNEVILLE 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	
03N	40E	12	33.5	8.2	40.0	38.1	11.6			40.0	36.5				38.3	37.0	34.5	35.1	352.8
03N	40E	13	33.0	32.5							28.0	35.0	39.0	35.0	40.0	25.0	40.0	40.0	347.5
03N	40E	14													3.5			5.0	8.5
03N	40E	24	40.0	37.0	33.0	32.2	36.0	20.2	29.0	40.0	16.0	4.6			12.0	6.4			306.4
03N	41E	5											10						10
													L 1						
03N	41E	6															36	40	76
03N	41E	7	40.0	39.5	35.0	25.5		0.5	33.5	30.2	33.2	19.5			37.0	34.6			328.5
								L 1	L 2			L 3							
03N	41E	8						8.5											8.5
								L 5											
03N	41E	18									15.5	24.0	39.0	31.2					109.7
											L 3	L 4							
03N	41E	19			20.2		33.5	41.0	23.5	39.6	40.0	36.5	15.2	31.2		34.0	13.5		328.2
								L 1	L 2			L 3	L 4						

Right Acre Limit: 314.1
POU Total Acres: 1876.1

Transfer No. 89184

WATER RIGHT NO. 25-14290
As Modified by Transfer No. 89184

CONDITIONS OF APPROVAL

1. Rights 25-14290 and 25-14294 when combined shall not exceed a total annual maximum diversion volume of 1256.4 af at the field headgate, and the irrigation of 314.1 acres.
2. Rights 25-2108C, 25-2115A, 25-2162A, 25-2162B, 25-2163C, 25-7067, 25-7102A, 25-7506, 25-14124, 25-14168, 25-14290, 25-14294, and 25-14407 when combined shall not exceed a total diversion rate of 25.388 cfs, a total annual maximum diversion volume of 7226.8 af at the field headgate, and the irrigation of 1876.1 acres.
3. 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.
4. 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.
5. Prior to the diversion and use of water under Transfer approval 89184, 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.
6. 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.
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. 25-14294**As Modified by Transfer No. 89184**

In accordance with the approval of Transfer No. 89184, Water Right No. 25-14294 is now described as follows:

Right Holder: CHALCO LLC
17122 E RIRIE HWY
RIRIE, ID 83443-5028

Priority Date: 2/7/1957

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	1,750 cfs 1,750 cfs	754.8 af 754.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SWNE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SESE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SWSE	Sec 18 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWSE	Sec 18 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWNE	Sec 19 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NESW	Sec 6 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NWSW	Sec 6 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWNE	Sec 7 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NWSE	Sec 7 Twp 03N Rge 41E	BONNEVILLE 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	
03N	40E	12	33.5	8.2	40.0	38.1	11.6			40.0	36.5				38.3	37.0	34.5	35.1	352.8
03N	40E	13	33.0	32.5							28.0	35.0	39.0	35.0	40.0	25.0	40.0	40.0	347.5
03N	40E	14													3.5			5.0	8.5
03N	40E	24	40.0	37.0	33.0	32.2	36.0	20.2	29.0	40.0	16.0	4.6			12.0	6.4			306.4
03N	41E	5											10						10
													L 1						
03N	41E	6															36	40	76
03N	41E	7	40.0	39.5	35.0	25.5		0.5	33.5	30.2	33.2	19.5			37.0	34.6			328.5
								L 1	L 2			L 3							
03N	41E	8						8.5											8.5
								L 5											
03N	41E	18									15.5	24.0	39.0	31.2					109.7
											L 3	L 4							
03N	41E	19			20.2		33.5	41.0	23.5	39.6	40.0	36.5	15.2	31.2		34.0	13.5		328.2
								L 1	L 2			L 3	L 4						

Right Acre Limit: 314.1
POU Total Acres: 1876.1

Transfer No. 89184

WATER RIGHT NO. 25-14294
As Modified by Transfer No. 89184

CONDITIONS OF APPROVAL

1. Rights 25-14290 and 25-14294 when combined shall not exceed a total annual maximum diversion volume of 1256.4 af at the field headgate, and the irrigation of 314.1 acres.
2. Rights 25-2108C, 25-2115A, 25-2162A, 25-2162B, 25-2163C, 25-7067, 25-7102A, 25-7506, 25-14124, 25-14168, 25-14290, 25-14294, and 25-14407 when combined shall not exceed a total diversion rate of 25.388 cfs, a total annual maximum diversion volume of 7226.8 af at the field headgate, and the irrigation of 1876.1 acres.
3. 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.
4. 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.
5. Prior to the diversion and use of water under Transfer approval 89184, 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.
6. 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.
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. 25-14407
As Modified by Transfer No. 89184

In accordance with the approval of Transfer No. 89184, Water Right No. 25-14407 is now described as follows:

Right Holder: CHALCO LLC
 17122 E RIRIE HWY
 RIRIE, ID 83443-5028

Priority Date: 2/7/1957

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	0.710 cfs	142.0 af
			0.710 cfs	142.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SWNE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SESE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SWSE	Sec 18 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWSE	Sec 18 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWNE	Sec 19 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NESW	Sec 6 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NWSW	Sec 6 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWNE	Sec 7 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NWSE	Sec 7 Twp 03N Rge 41E	BONNEVILLE 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	
03N	40E	12	33.5	8.2	40.0	38.1	11.6			40.0	36.5				38.3	37.0	34.5	35.1	352.8
03N	40E	13	33.0	32.5							28.0	35.0	39.0	35.0	40.0	25.0	40.0	40.0	347.5
03N	40E	14													3.5			5.0	8.5
03N	40E	24	40.0	37.0	33.0	32.2	36.0	20.2	29.0	40.0	16.0	4.6			12.0	6.4			306.4
03N	41E	5											10						10
													L 1						
03N	41E	6															36	40	76
03N	41E	7	40.0	39.5	35.0	25.5		0.5	33.5	30.2	33.2	19.5			37.0	34.6			328.5
								L 1	L 2				L 3						
03N	41E	8						8.5											8.5
								L 5											
03N	41E	18									15.5	24.0	39.0	31.2					109.7
												L 3	L 4						
03N	41E	19			20.2		33.5	41.0	23.5	39.6	40.0	36.5	15.2	31.2		34.0	13.5		328.2
								L 1	L 2			L 3	L 4						

Right Acre Limit: 35.5
 POU Total Acres: 1876.1

Transfer No. 89184

WATER RIGHT NO. 25-14407
As Modified by Transfer No. 89184

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 35.5 acres within the authorized place of use in a single irrigation season.
2. Rights 25-2108C, 25-2115A, 25-2162A, 25-2162B, 25-2163C, 25-7067, 25-7102A, 25-7506, 25-14124, 25-14168, 25-14290, 25-14294, and 25-14407 when combined shall not exceed a total diversion rate of 25.388 cfs, a total annual maximum diversion volume of 7226.8 af at the field headgate, and the irrigation of 1876.1 acres.
3. 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.
4. 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.
5. Prior to the diversion and use of water under Transfer approval 89184, 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.
6. 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.
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. 25-2162A
As Modified by Transfer No. 89184

In accordance with the approval of Transfer No. 89184, Water Right No. 25-2162A is now described as follows:

Right Holder: CHALCO LLC
 17122 E RIRIE HWY
 RIRIE, ID 83443-5028

Priority Date: 2/7/1957

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	1.290 cfs	468.0 af
			1.290 cfs	468.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SWNE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SESE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SWSE	Sec 18 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWSE	Sec 18 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWNE	Sec 19 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NESW	Sec 6 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NWSW	Sec 6 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWNE	Sec 7 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NWSE	Sec 7 Twp 03N Rge 41E	BONNEVILLE 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	
03N	40E	12	33.5	8.2	40.0	38.1	11.6			40.0	36.5				38.3	37.0	34.5	35.1	352.8
03N	40E	13	33.0	32.5							28.0	35.0	39.0	35.0	40.0	25.0	40.0	40.0	347.5
03N	40E	14													3.5			5.0	8.5
03N	40E	24	40.0	37.0	33.0	32.2	36.0	20.2	29.0	40.0	16.0	4.6			12.0	6.4			306.4
03N	41E	5											10						10
													L 1						
03N	41E	6															36	40	76
03N	41E	7	40.0	39.5	35.0	25.5		0.5	33.5	30.2	33.2	19.5			37.0	34.6			328.5
								L 1	L 2			L 3							
03N	41E	8						8.5											8.5
								L 5											
03N	41E	18									15.5	24.0	39.0	31.2					109.7
												L 3	L 4						
03N	41E	19			20.2		33.5	41.0	23.5	39.6	40.0	36.5	15.2	31.2		34.0	13.5		328.2
								L 1	L 2			L 3	L 4						

Right Acre Limit: 117.0
 POU Total Acres: 1876.1

Transfer No. 89184

WATER RIGHT NO. 25-2162A
As Modified by Transfer No. 89184

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 117.0 acres within the authorized place of use in a single irrigation season.
2. Rights 25-2108C, 25-2115A, 25-2162A, 25-2162B, 25-2163C, 25-7067, 25-7102A, 25-7506, 25-14124, 25-14168, 25-14290, 25-14294, and 25-14407 when combined shall not exceed a total diversion rate of 25.388 cfs, a total annual maximum diversion volume of 7226.8 af at the field headgate, and the irrigation of 1876.1 acres.
3. 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.
4. 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.
5. Prior to the diversion and use of water under Transfer approval 89184, 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.
6. 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.
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. 25-7102A**As Modified by Transfer No. 89184**

In accordance with the approval of Transfer No. 89184, Water Right No. 25-7102A is now described as follows:

Right Holder: CHALCO LLC
17122 E RIRIE HWY
RIRIE, ID 83443-5028

Priority Date: 2/2/1977

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
IRRIGATION	04/01	to 11/01	6.180 cfs	1783.2 af
			6.180 cfs	1783.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SWNE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SESE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SWSE	Sec 18 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWSE	Sec 18 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWNE	Sec 19 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NESW	Sec 6 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NWSW	Sec 6 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWNE	Sec 7 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NWSE	Sec 7 Twp 03N Rge 41E	BONNEVILLE 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	
03N	40E	12	33.5	8.2	40.0	38.1	11.6			40.0	36.5				38.3	37.0	34.5	35.1	352.8
03N	40E	13	33.0	32.5							28.0	35.0	39.0	35.0	40.0	25.0	40.0	40.0	347.5
03N	40E	14													3.5			5.0	8.5
03N	40E	24	40.0	37.0	33.0	32.2	36.0	20.2	29.0	40.0	16.0	4.6			12.0	6.4			306.4
03N	41E	5											10						10
													L 1						
03N	41E	6															36	40	76
03N	41E	7	40.0	39.5	35.0	25.5		0.5	33.5	30.2	33.2	19.5			37.0	34.6			328.5
								L 1	L 2				L 3						
03N	41E	8						8.5											8.5
								L 5											
03N	41E	18									15.5	24.0	39.0	31.2					109.7
											L 3	L 4							
03N	41E	19			20.2		33.5	41.0	23.5	39.6	40.0	36.5	15.2	31.2		34.0	13.5		328.2
								L 1	L 2				L 3	L 4					

Right Acre Limit: 509.0
POU Total Acres: 1876.1

Transfer No. 89184

WATER RIGHT NO. 25-7102A
As Modified by Transfer No. 89184

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 509.0 acres within the authorized place of use in a single irrigation season.
2. Rights 25-2108C, 25-2115A, 25-2162A, 25-2162B, 25-2163C, 25-7067, 25-7102A, 25-7506, 25-14124, 25-14168, 25-14290, 25-14294, and 25-14407 when combined shall not exceed a total diversion rate of 25.388 cfs, a total annual maximum diversion volume of 7226.8 af at the field headgate, and the irrigation of 1876.1 acres.
3. 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.
4. 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.
5. Prior to the diversion and use of water under Transfer approval 89184, 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.
6. 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.
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. 25-2162B**As Modified by Transfer No. 89184**

In accordance with the approval of Transfer No. 89184, Water Right No. 25-2162B is now described as follows:

Right Holder: CHALCO LLC
17122 E RIRIE HWY
RIRIE, ID 83443-5028

Priority Date: 2/7/1957

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	1,710 cfs 1,710 cfs	640.0 af 640.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SWNE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SESE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SWSE	Sec 18 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWSE	Sec 18 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWNE	Sec 19 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NESW	Sec 6 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NWSW	Sec 6 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWNE	Sec 7 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NWSE	Sec 7 Twp 03N Rge 41E	BONNEVILLE 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	
03N	40E	12	33.5	8.2	40.0	38.1	11.6			40.0	36.5				38.3	37.0	34.5	35.1	352.8
03N	40E	13	33.0	32.5							28.0	35.0	39.0	35.0	40.0	25.0	40.0	40.0	347.5
03N	40E	14													3.5			5.0	8.5
03N	40E	24	40.0	37.0	33.0	32.2	36.0	20.2	29.0	40.0	16.0	4.6			12.0	6.4			306.4
03N	41E	5											10						10
													L 1						
03N	41E	6															36	40	76
03N	41E	7	40.0	39.5	35.0	25.5		0.5	33.5	30.2	33.2	19.5			37.0	34.6			328.5
								L 1	L 2			L 3							
03N	41E	8						8.5											8.5
								L 5											
03N	41E	18									15.5	24.0	39.0	31.2					109.7
											L 3	L 4							
03N	41E	19			20.2		33.5	41.0	23.5	39.6	40.0	36.5	15.2	31.2		34.0	13.5		328.2
								L 1	L 2			L 3	L 4						

Right Acre Limit: 160.0
POU Total Acres: 1876.1

Transfer No. 89184

WATER RIGHT NO. 25-2162B
As Modified by Transfer No. 89184

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 160.0 acres within the authorized place of use in a single irrigation season.
2. Rights 25-2162B and 25-7067 when combined shall not exceed a total diversion rate of 4.35 cfs and a total annual maximum diversion volume of 1168.0 af at the field headgate, and the irrigation of 292.0 acres.
3. Rights 25-2108C, 25-2115A, 25-2162A, 25-2162B, 25-2163C, 25-7067, 25-7102A, 25-7506, 25-14124, 25-14168, 25-14290, 25-14294, and 25-14407 when combined shall not exceed a total diversion rate of 25.388 cfs, a total annual maximum diversion volume of 7226.8 af at the field headgate, and the irrigation of 1876.1 acres.
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.
5. 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.
6. Prior to the diversion and use of water under Transfer approval 89184, 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.
7. 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.
8. This right does not grant any right-of-way or easement across the land of another.
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.

WATER RIGHT NO. 25-7067**As Modified by Transfer No. 89184**

In accordance with the approval of Transfer No. 89184, Water Right No. 25-7067 is now described as follows:

Right Holder: CHALCO LLC
17122 E RIRIE HWY
RIRIE, ID 83443-5028

Priority Date: 4/21/1975

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
IRRIGATION	04/01	to 11/01	2.640 cfs	528.0 af
			2.640 cfs	528.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SWNE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SESE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SWSE	Sec 18 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWSE	Sec 18 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWNE	Sec 19 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NESW	Sec 6 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NWSW	Sec 6 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWNE	Sec 7 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NWSE	Sec 7 Twp 03N Rge 41E	BONNEVILLE 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	
03N	40E	12	33.5	8.2	40.0	38.1	11.6			40.0	36.5				38.3	37.0	34.5	35.1	352.8
03N	40E	13	33.0	32.5							28.0	35.0	39.0	35.0	40.0	25.0	40.0	40.0	347.5
03N	40E	14													3.5			5.0	8.5
03N	40E	24	40.0	37.0	33.0	32.2	36.0	20.2	29.0	40.0	16.0	4.6			12.0	6.4			306.4
03N	41E	5											10						10
													L 1						
03N	41E	6															36	40	76
03N	41E	7	40.0	39.5	35.0	25.5		0.5	33.5	30.2	33.2	19.5			37.0	34.6			328.5
								L 1	L 2			L 3							
03N	41E	8						8.5											8.5
								L 5											
03N	41E	18									15.5	24.0	39.0	31.2					109.7
											L 3	L 4							
03N	41E	19			20.2		33.5	41.0	23.5	39.6	40.0	36.5	15.2	31.2		34.0	13.5		328.2
								L 1	L 2			L 3	L 4						

Right Acre Limit: 132.0
POU Total Acres: 1876.1

Transfer No. 89184

WATER RIGHT NO. 25-7067

As Modified by Transfer No. 89184

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 132.0 acres within the authorized place of use in a single irrigation season.
2. Rights 25-2162B and 25-7067 when combined shall not exceed a total diversion rate of 4.35 cfs and a total annual maximum diversion volume of 1168.0 af at the field headgate, and the irrigation of 292.0 acres.
3. Rights 25-2108C, 25-2115A, 25-2162A, 25-2162B, 25-2163C, 25-7067, 25-7102A, 25-7506, 25-14124, 25-14168, 25-14290, 25-14294, and 25-14407 when combined shall not exceed a total diversion rate of 25.388 cfs, a total annual maximum diversion volume of 7226.8 af at the field headgate, and the irrigation of 1876.1 acres.
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.
5. 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.
6. Prior to the diversion and use of water under Transfer approval 89184, 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.
7. 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.
8. This right does not grant any right-of-way or easement across the land of another.
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.

WATER RIGHT NO. 25-2163C
As Modified by Transfer No. 89184

In accordance with the approval of Transfer No. 89184, Water Right No. 25-2163C is now described as follows:

Right Holder: CHALCO LLC
 17122 E RIRIE HWY
 RIRIE, ID 83443-5028

Priority Date: 2/7/1957

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 11/01	1.563 cfs 1.563 cfs	662.1 af 662.1 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SWNE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SESE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SWSE	Sec 18 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWSE	Sec 18 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWNE	Sec 19 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NESW	Sec 6 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NWSW	Sec 6 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWNE	Sec 7 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NWSE	Sec 7 Twp 03N Rge 41E	BONNEVILLE 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	
03N	40E	12	33.5	8.2	40.0	38.1	11.6			40.0	36.5				38.3	37.0	34.5	35.1	352.8
03N	40E	13	33.0	32.5							28.0	35.0	39.0	35.0	40.0	25.0	40.0	40.0	347.5
03N	40E	14													3.5			5.0	8.5
03N	40E	24	40.0	37.0	33.0	32.2	36.0	20.2	29.0	40.0	16.0	4.6			12.0	6.4			306.4
03N	41E	5											10						10
													L 1						
03N	41E	6															36	40	76
03N	41E	7	40.0	39.5	35.0	25.5		0.5	33.5	30.2	33.2	19.5			37.0	34.6			328.5
								L 1	L 2			L 3							
03N	41E	8						8.5											8.5
								L 5											
03N	41E	18									15.5	24.0	39.0	31.2					109.7
											L 3	L 4							
03N	41E	19			20.2		33.5	41.0	23.5	39.6	40.0	36.5	15.2	31.2		34.0	13.5		328.2
								L 1	L 2			L 3	L 4						

Right Acre Limit: 284.2
 POU Total Acres: 1876.1

Transfer No. 89184

WATER RIGHT NO. 25-2163C
As Modified by Transfer No. 89184

CONDITIONS OF APPROVAL

1. Rights 25-2108C and 25-2163C when combined shall not exceed a total diversion rate of 3.748 cfs, a total annual maximum diversion volume of 1137.0 af at the field headgate, and the irrigation of 284.2 acres.
2. Rights 25-2108C, 25-2115A, 25-2162A, 25-2162B, 25-2163C, 25-7067, 25-7102A, 25-7506, 25-14124, 25-14168, 25-14290, 25-14294, and 25-14407 when combined shall not exceed a total diversion rate of 25.388 cfs, a total annual maximum diversion volume of 7226.8 af at the field headgate, and the irrigation of 1876.1 acres.
3. 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.
4. 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.
5. Prior to the diversion and use of water under Transfer approval 89184, 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.
6. 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.
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. 25-2108C
As Modified by Transfer No. 89184

In accordance with the approval of Transfer No. 89184, Water Right No. 25-2108C is now described as follows:

Right Holder: CHALCO LLC
 17122 E RIRIE HWY
 RIRIE, ID 83443-5028

Priority Date: 2/15/1951

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 11/01	2.188 cfs 2.188 cfs	926.9 af 926.9 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SWNE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SESE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SWSE	Sec 18 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWSE	Sec 18 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWNE	Sec 19 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NESW	Sec 6 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NWSW	Sec 6 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWNE	Sec 7 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NWSE	Sec 7 Twp 03N Rge 41E	BONNEVILLE 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	
03N	40E	12	33.5	8.2	40.0	38.1	11.6			40.0	36.5				38.3	37.0	34.5	35.1	352.8
03N	40E	13	33.0	32.5							28.0	35.0	39.0	35.0	40.0	25.0	40.0	40.0	347.5
03N	40E	14													3.5			5.0	8.5
03N	40E	24	40.0	37.0	33.0	32.2	36.0	20.2	29.0	40.0	16.0	4.6			12.0	6.4			306.4
03N	41E	5											10						10
													L 1						
03N	41E	6															36	40	76
03N	41E	7	40.0	39.5	35.0	25.5		0.5	33.5	30.2	33.2	19.5			37.0	34.6			328.5
								L 1	L 2			L 3							
03N	41E	8						8.5											8.5
								L 5											
03N	41E	18									15.5	24.0	39.0	31.2					109.7
												L 3	L 4						
03N	41E	19			20.2		33.5	41.0	23.5	39.6	40.0	36.5	15.2	31.2		34.0	13.5		328.2
								L 1	L 2			L 3	L 4						

Right Acre Limit: 284.2
 POU Total Acres: 1876.1

Transfer No. 89184

WATER RIGHT NO. 25-2108C
As Modified by Transfer No. 89184

CONDITIONS OF APPROVAL

1. Rights 25-2108C and 25-2163C when combined shall not exceed a total diversion rate of 3.748 cfs, a total annual maximum diversion volume of 1137.0 af at the field headgate, and the irrigation of 284.2 acres.
2. Rights 25-2108C, 25-2115A, 25-2162A, 25-2162B, 25-2163C, 25-7067, 25-7102A, 25-7506, 25-14124, 25-14168, 25-14290, 25-14294, and 25-14407 when combined shall not exceed a total diversion rate of 25.388 cfs, a total annual maximum diversion volume of 7226.8 af at the field headgate, and the irrigation of 1876.1 acres.
3. 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.
4. 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.
5. Prior to the diversion and use of water under Transfer approval 89184, 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.
6. 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.
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. 25-14124
As Modified by Transfer No. 89184

In accordance with the approval of Transfer No. 89184, Water Right No. 25-14124 is now described as follows:

Right Holder: CHALCO LLC
 17122 E RIRIE HWY
 RIRIE, ID 83443-5028

Priority Date: 3/22/1973

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 11/01	0.310 cfs	79.0 af
			0.310 cfs	79.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SWNE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SESE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SWSE	Sec 18 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWSE	Sec 18 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWNE	Sec 19 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NESW	Sec 6 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NWSW	Sec 6 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWNE	Sec 7 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NWSE	Sec 7 Twp 03N Rge 41E	BONNEVILLE 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	
03N	40E	12	33.5	8.2	40.0	38.1	11.6			40.0	36.5				38.3	37.0	34.5	35.1	352.8
03N	40E	13	33.0	32.5							28.0	35.0	39.0	35.0	40.0	25.0	40.0	40.0	347.5
03N	40E	14													3.5			5.0	8.5
03N	40E	24	40.0	37.0	33.0	32.2	36.0	20.2	29.0	40.0	16.0	4.6			12.0	6.4			306.4
03N	41E	5											10						10
													L 1						
03N	41E	6															36	40	76
03N	41E	7	40.0	39.5	35.0	25.5		0.5	33.5	30.2	33.2	19.5			37.0	34.6			328.5
								L 1	L 2				L 3						
03N	41E	8						8.5											8.5
								L 5											
03N	41E	18									15.5	24.0	39.0	31.2					109.7
											L 3	L 4							
03N	41E	19			20.2		33.5	41.0	23.5	39.6	40.0	36.5	15.2	31.2		34.0	13.5		328.2
								L 1	L 2			L 3	L 4						

Right Acre Limit: 26.0
 POU Total Acres: 1876.1

Transfer No. 89184

WATER RIGHT NO. 25-14124
As Modified by Transfer No. 89184

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 26.0 acres within the authorized place of use in a single irrigation season.
2. Rights 25-2108C, 25-2115A, 25-2162A, 25-2162B, 25-2163C, 25-7067, 25-7102A, 25-7506, 25-14124, 25-14168, 25-14290, 25-14294, and 25-14407 when combined shall not exceed a total diversion rate of 25.388 cfs, a total annual maximum diversion volume of 7226.8 af at the field headgate, and the irrigation of 1876.1 acres.
3. 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.
4. 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.
5. Prior to the diversion and use of water under Transfer approval 89184, 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.
6. 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.
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. 25-2115A
As Modified by Transfer No. 89184

In accordance with the approval of Transfer No. 89184, Water Right No. 25-2115A is now described as follows:

Right Holder: CHALCO LLC
 17122 E RIRIE HWY
 RIRIE, ID 83443-5028

Priority Date: 12/10/1954

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 11/01	3.860 cfs 3.860 cfs	900.0 af 900.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SWNE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SESE	Sec 12 Twp 03N Rge 40E	BONNEVILLE County
GROUND WATER	SWSE	Sec 18 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWSE	Sec 18 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWNE	Sec 19 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NESW	Sec 6 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NWSW	Sec 6 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	SWNE	Sec 7 Twp 03N Rge 41E	BONNEVILLE County
GROUND WATER	NWSE	Sec 7 Twp 03N Rge 41E	BONNEVILLE 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	
03N	40E	12	33.5	8.2	40.0	38.1	11.6			40.0	36.5				38.3	37.0	34.5	35.1	352.8
03N	40E	13	33.0	32.5							28.0	35.0	39.0	35.0	40.0	25.0	40.0	40.0	347.5
03N	40E	14													3.5			5.0	8.5
03N	40E	24	40.0	37.0	33.0	32.2	36.0	20.2	29.0	40.0	16.0	4.6			12.0	6.4			306.4
03N	41E	5											10						10
													L 1						
03N	41E	6															36	40	76
03N	41E	7	40.0	39.5	35.0	25.5		0.5	33.5	30.2	33.2	19.5			37.0	34.6			328.5
								L 1	L 2				L 3						
03N	41E	8						8.5											8.5
								L 5											
03N	41E	18									15.5	24.0	39.0	31.2					109.7
											L 3	L 4							
03N	41E	19			20.2		33.5	41.0	23.5	39.6	40.0	36.5	15.2	31.2		34.0	13.5		328.2
								L 1	L 2			L 3	L 4						

Right Acre Limit: 225.0
 POU Total Acres: 1876.1

Transfer No. 89184

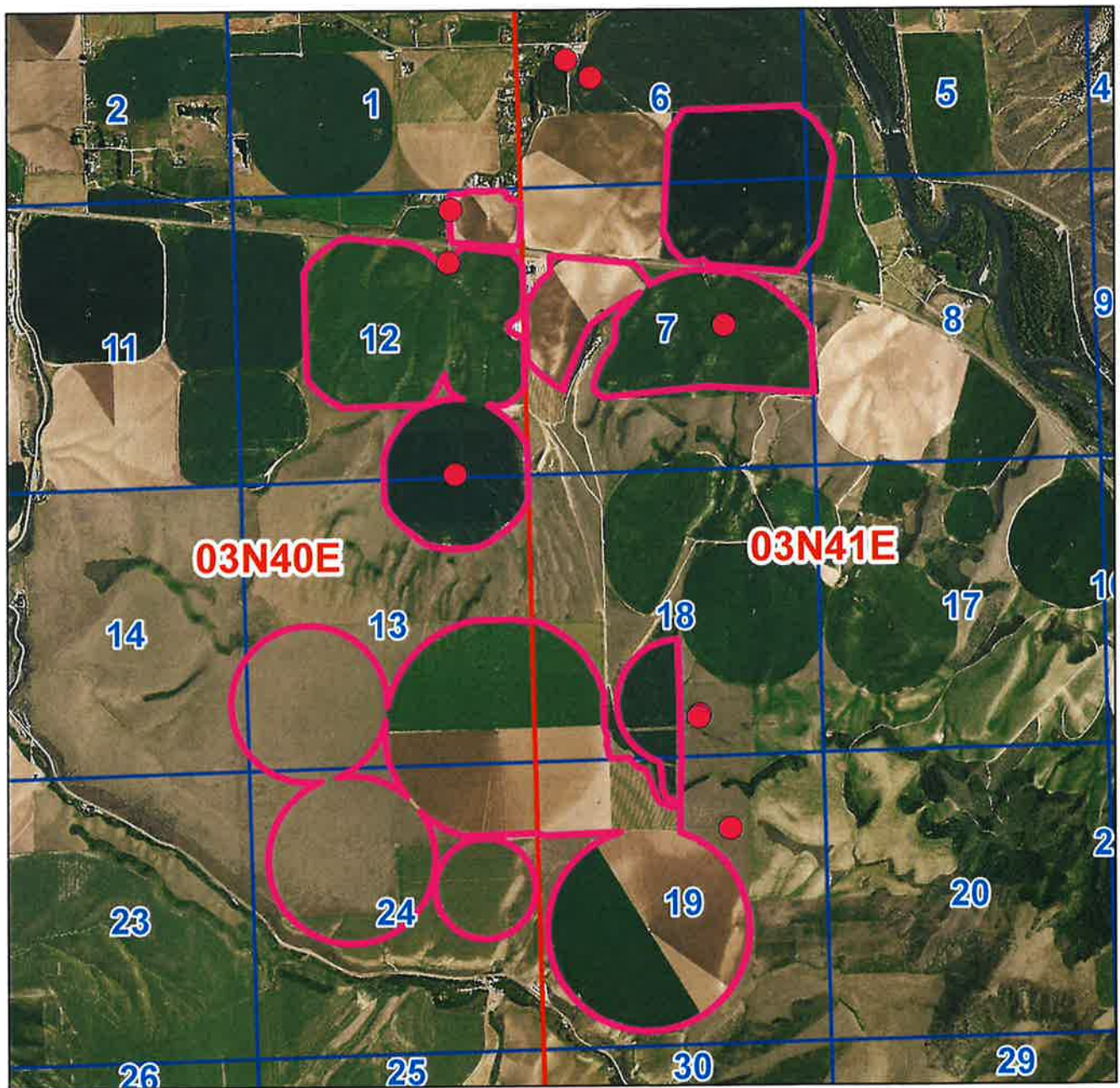
WATER RIGHT NO. 25-2115A
As Modified by Transfer No. 89184

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 225.0 acres within the authorized place of use in a single irrigation season.
2. Rights 25-2108C, 25-2115A, 25-2162A, 25-2162B, 25-2163C, 25-7067, 25-7102A, 25-7506, 25-14124, 25-14168, 25-14290, 25-14294, and 25-14407 when combined shall not exceed a total diversion rate of 25.388 cfs, a total annual maximum diversion volume of 7226.8 af at the field headgate, and the irrigation of 1876.1 acres.
3. 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.
4. 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.
5. Prior to the diversion and use of water under Transfer approval 89184, 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.
6. 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.
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 89184

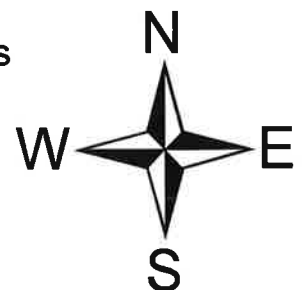
This map depicts the place of use boundary at the time of this transfer approval and is attached to the approval document solely for illustrative purposes.



Legend

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

0 0.5 1 2 Miles



Date: 9/12/2024



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

September 12, 2024

CHALCO LLC
17122 E RIRIE HWY
RIRIE ID 83443-5028

Re: Transfer No: 89184
Water Right No(s): 25-2108C, 25-2115A, 25-2162A, 25-2162B, 25-2163C,
25-7067, 25-7102A, 25-7506, 25-14124, 25-14168, 25-14290,
25-14294, 25-14407

Transfer Approval Notice

Dear Water Right Holder:

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.

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) 525-7161.

Sincerely,



Christina Henman
Administrative Assistant

Enclosure

CC:

CERTIFICATE OF SERVICE

I hereby certify that on September 12, 2024 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.: 89184

**Water Right No(s): 25-2108C , 25-2115A , 25-2162A , 25-2162B , 25-2163C ,
25-7067, 25-7102A , 25-7506, 25-14124, 25-14168, 25-14290,
25-14294, 25-14407**

**CHALCO LLC
17122 E RIRIE HWY
RIRIE ID 83443-5028**



**Christina Henman
Administrative Assistant**

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.

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.