

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 90178**

This is to certify that: **CVRH FARM LLC**
48 W 1500 N
NEPHI, UT 84648

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>
27-12225	WR/DECREED	1/29/1969	1,580 cfs	374.6 af	N/A	196.0	GROUND WATER
27-12227	WR/DECREED	4/11/1963	2,340 cfs	409.8 af	117.1	196.0	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>
27-12225	YES	YES	YES	YES	NO	NO
27-12227	YES	YES	YES	YES	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
27-12225	27-12361	0.080 cfs	19.5 af	N/A	10.2	27-12225	1.500 cfs	355.1 af	N/A	185.8
27-12227	27-12360	0.120 cfs	21.3 af	6.1	10.2	27-12227	2.220 cfs	388.5 af	111.0	185.8
COMBINED TOTALS		0.200 cfs	40.8 af	10.2	10.2		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 23rd day of March, 2026.


Water Resources Program Manager

Transfer No. 90178

**Support Data
In File # 27-12225**

WATER RIGHT NO. 27-12227**As Modified by Transfer No. 90178**

In accordance with the approval of Transfer No. 90178, Water Right No. 27-12227 is now described as follows:

Right Holder: CVRH FARM LLC
48 W 1500 N
NEPHI, UT 84648

Priority Date: 4/11/1963

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	2.220 cfs	388.5 af
			2.220 cfs	388.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L3 (NWSW) Sec 17 Twp 02S Rge 37E BINGHAM 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	
02S	37E	17						21.8	38.0			15.7	2.0						77.5
									L 2			L 3							
02S	37E	18	30.0			36.0									34.0			8.3	108.3
																	L 5		

Right Acre Limit: 111.0

POU Total Acres: 185.8

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 111.0 acres within the place of use described above in a single irrigation season.
2. Rights 27-12225 and 27-12227 when combined shall not exceed a total diversion rate of 3.69 cfs, and the irrigation of 185.8 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 lands above.
4. Right 27-12225 is also diverted through the point of diversion described above.
5. 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.

Transfer No. 90178

WATER RIGHT NO. 27-12360**As Modified by Transfer No. 90178**

In accordance with the approval of Transfer No. 90178, Water Right No. 27-12360 is now described as follows:

Right Holder: CVRH FARM LLC
48 W 1500 N
NEPHI, UT 84648

Priority Date: 4/11/1963

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	0.120 cfs	21.3 af
			0.120 cfs	21.3 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENW	Sec 13 Twp 02S Rge 36E	BINGHAM County
GROUND WATER	NWSW	Sec 13 Twp 02S Rge 36E	BINGHAM County
GROUND WATER	NWNW	Sec 13 Twp 02S Rge 36E	BINGHAM County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	36E	13		1.4			4.0	4.2		0.6									10.2

Right Acre Limit: 6.1
POU Total Acres: 10.2

CONDITIONS OF APPROVAL

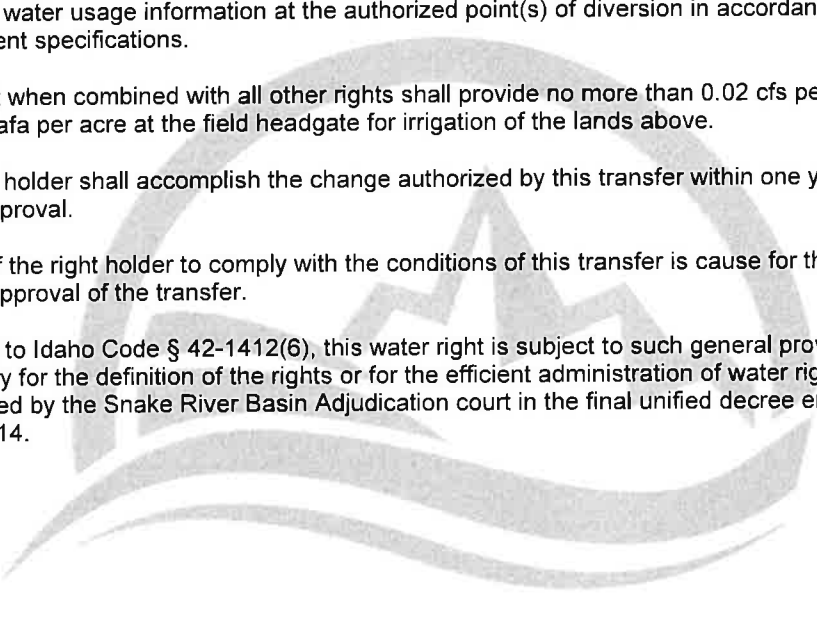
1. This right is limited to the irrigation of 6.1 acres within the authorized place of use in a single irrigation season.
2. Rights 27-12361 and 27-12360 when combined shall not exceed the irrigation of 10.2 acres.
3. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
4. 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.

Transfer No. 90178

WATER RIGHT NO. 27-12360

As Modified by Transfer No. 90178

CONDITIONS OF APPROVAL

5. Prior to the diversion and use of water under Transfer approval 90178, 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 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 lands above.
 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.
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WATER RIGHT NO. 27-12225**As Modified by Transfer No. 90178**

In accordance with the approval of Transfer No. 90178, Water Right No. 27-12225 is now described as follows:

Right Holder: CVRH FARM LLC
48 W 1500 N
NEPHI, UT 84648

Priority Date: 1/29/1969

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	1.500 cfs	355.1 af
			1.500 cfs	355.1 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L3 (NWSW) Sec 17 Twp 02S Rge 37E BINGHAM 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	
02S	37E	17						21.8	38.0			15.7	2.0						77.5
								L 2				L 3							
02S	37E	18	30.0			36.0									34.0			8.3	108.3
																		L 5	

POU Total Acres: 185.8

CONDITIONS OF APPROVAL

1. Rights 27-12225 and 27-12227 when combined shall not exceed a total diversion rate of 3.69 cfs, and the irrigation of 185.8 acres.
2. 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 lands above.
3. Diversion and use of water under this right is subject to rules that may subsequently be promulgated for existing rights used for supplemental purposes.
4. Right 27-12227 is also diverted through the point of diversion described above.
5. 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.

Transfer No. 90178

WATER RIGHT NO. 27-12361

As Modified by Transfer No. 90178

In accordance with the approval of Transfer No. 90178, Water Right No. 27-12361 is now described as follows:

Right Holder: CVRH FARM LLC
48 W 1500 N
NEPHI, UT 84648

Priority Date: 1/29/1969

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	0.080 cfs	19.5 af
			0.080 cfs	19.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNW	Sec 13 Twp 02S Rge 36E	BINGHAM County
GROUND WATER	NENW	Sec 13 Twp 02S Rge 36E	BINGHAM County
GROUND WATER	NWSW	Sec 13 Twp 02S Rge 36E	BINGHAM County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	36E	13		1.4			4.0	4.2		0.6									10.2

POU Total Acres: 10.2

CONDITIONS OF APPROVAL

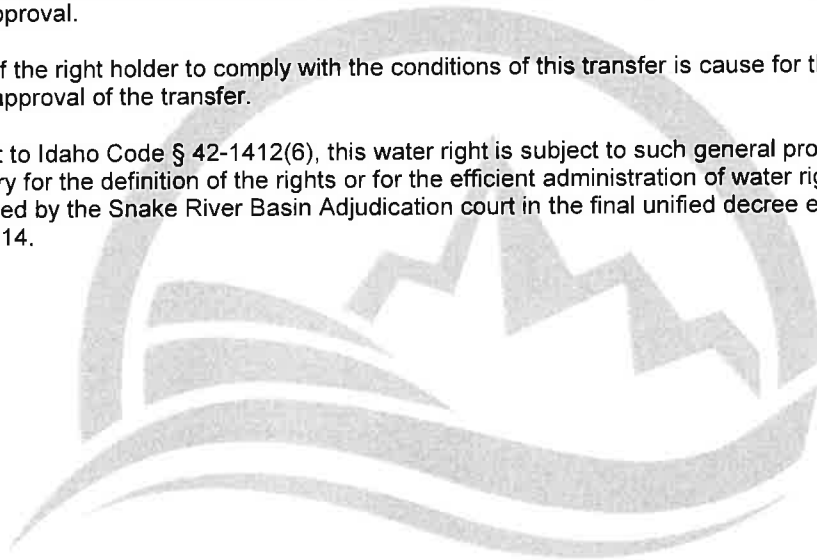
1. Rights 27-12361 and 27-12360 when combined shall not exceed the irrigation of 10.2 acres.
2. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
3. 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.
4. Prior to the diversion and use of water under Transfer approval 90178, 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.

Transfer No. 90178

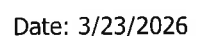
WATER RIGHT NO. 27-12361
As Modified by Transfer No. 90178

CONDITIONS OF APPROVAL

5. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
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.



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.





March 23, 2026

CVRH FARM LLC
48 W 1500 N
NEPHI UT 84648

Re: Transfer No: 90178
Water Right No(s): 27-12225, 27-12227, 27-12360, 27-12361

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.

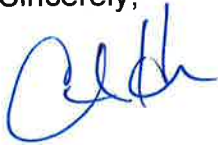
ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and 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:

GREG SULLIVAN
2016 N WASHINGTON ST STE 4
TWIN FALLS ID 83301-3082

CERTIFICATE OF SERVICE

I hereby certify that on March 23, 2026 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.: 90178

Water Right No(s): 27-12225, 27-12227, 27-12360, 27-12361

**CVRH FARM LLC
48 W 1500 N
NEPHI UT 84648**

**GREG SULLIVAN
2016 N WASHINGTON ST STE 4
TWIN FALLS ID 83301-3082**



**Christina Henman
Administrative Assistant**

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

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

The accompanying document is a “**Preliminary Order**” issued by the Idaho Department of Water Resources (“Department”) pursuant to Idaho Code § 67-5243. **This preliminary order can and will become a final order without further action of the Department, unless a party petitions for reconsideration, petitions for review, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

(See Idaho Code § 67-5243(3))

Any party may file a petition for reconsideration of this preliminary order with the Department within fourteen (14) days of the service date of this order as shown on the certificate of service. **Note: the petition must be received by the Department within this fourteen (14) day period.** The presiding officer will issue a written order disposing of the petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law.

PETITION FOR REVIEW (EXCEPTIONS)

(See Idaho Code § 67-5245)

Within fourteen (14) days after: (a) the service date of this preliminary order, (b) the service date of a denial of a petition for reconsideration of this preliminary order, or (c) the failure of the presiding officer to dispose of a petition for reconsideration of this preliminary order within twenty-one (21) days, any party may petition the Director in writing to review any part of this preliminary order by filing exceptions, and any supporting brief, with the Department.¹ Any parties opposing the exceptions shall have fourteen (14) days from the service date of the exceptions to file a brief. If the Director determines that oral argument is necessary, the Director will provide reasonable notice to the parties of the place, date, and hour for the argument.

The Director will issue a final order on exceptions within fifty-six (56) days of receipt of the final written brief or oral argument, whichever is later, unless extended for good cause. The Director may remand the matter for or hold an evidentiary hearing if further factual development of the record is necessary before issuing a final order.

REQUEST FOR HEARING

(See Idaho Code § 42-1701A(3))

Unless the right to a hearing before the Director or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order,

¹ The Director may decide to review this preliminary order upon his own motion. Should the Director decide to do so, the Director will provide written notice to the parties within the period the parties are allowed to petition the Director for review of the preliminary order.

or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter shall be entitled to a hearing before the Director to contest the action. The person shall file with the Director, within fifteen (15) days after receipt of written notice of the action issued by the Director, or receipt of actual notice, a written petition stating the grounds for contesting the action by the Director and requesting a hearing. **Note: The request must be received by the Department within this fifteen (15) day period.**

CERTIFICATE OF SERVICE

(See IDAPA 37.01.01.053, 37.01.01.202)

All documents filed with the Department in connection with a petition for reconsideration, petition for review, or a request for hearing of this preliminary order shall be served on all other parties to the proceeding in accordance with Rules 53 and 202 of the Department's Rules of Procedure.