

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 89563**

This is to certify that: **BIG SKY DAIRY**
430 E YAKIMA
JEROME, ID 83338-4928

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>
51-2186	WR/DECREED	12/9/1963	5.400 cfs	1080.0 af	270.0	2222.0	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>
51-2185	WR/DECREED	12/13/1963	5.800 cfs	1160.0 af	290.0	1902.0	GROUND WATER
51-2189	WR/DECREED	12/24/1963	4.140 cfs	828.0 af	207.0	1902.0	GROUND WATER
51-2188	WR/DECREED	1/11/1964	1.620 cfs	N/A	217.0	1902.0	GROUND WATER
51-10046	WR/DECREED	6/30/1985	0.355 cfs	N/A	61.0	1902.0	GROUND WATER
51-7018	WR/DECREED	4/5/1968	3.000 cfs	840.0 af	210.0	1902.0	GROUND WATER
51-7030	WR/DECREED	9/30/1968	4.800 cfs	1136.0 af	284.0	1902.0	GROUND WATER
51-7038	WR/DECREED	6/20/1969	4.280 cfs	1276.0 af	319.0	1902.0	GROUND WATER
51-13117	WR/DECREED	2/19/1968	1.100 cfs	352.0 af	88.0	1902.0	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>
51-2186	NO	NO	NO	YES	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>
51-2186	51-2186	2.400 cfs	876.6 af	22.0	1902.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		2.400 cfs	876.6 af	22.0	N/A		N/A	N/A	N/A	N/A

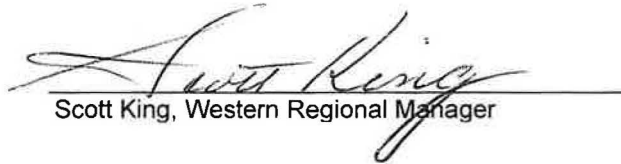
Transfer No. 89563

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 89563**

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 26th day of May 2026


Scott King, Western Regional Manager



WATER RIGHT NO. 51-2186**As Modified by Transfer No. 89563**

In accordance with the approval of Transfer No. 89563, Water Right No. 51-2186 is now described as follows:

Right Holder: BIG SKY DAIRY
PO BOX 407
JEROME, ID 83338-0407

Priority Date: 12/10/1963

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
IRRIGATION	3/15	to 11/15	0.440 cfs	88.0 af
COMMERCIAL	01/01	to 12/31	1.020 cfs	314.0 af
STOCKWATER	01/01	to 12/31	0.780 cfs	469.0 af
DOMESTIC	01/01	to 12/31	0.160 cfs	5.6 af
			2.400 cfs	876.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENE	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	12E	28					X	X	X	X	X	X	X	X					0

PLACE OF USE: DOMESTIC

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	12E	29			X	X													

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	
09S	11E	24	40.0	40.0															80.0
09S	12E	17															40.0		40.0
09S	12E	18									40.0	35.0	35.0	40.0			40.0	40.0	230.0
												L 3	L 4						
09S	12E	19	40.0	40.0	40.0	40.0	40.0	36.0	36.0	40.0	40.0				40.0	40.0	40.0	40.0	512.0
								L 1	L 2										
09S	12E	20	40.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		520.0
09S	12E	21									40.0	40.0	40.0	40.0					160.0
09S	12E	29	40.0	40.0	40.0	40.0	40.0	40.0		40.0					40.0	40.0			360.0

Right Acre Limit: 22.0

Transfer No. 89563

WATER RIGHT NO. 51-2186
As Modified by Transfer No. 89563

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	
POU Total Acres:			1902.0																

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	12E	28					X	X	X	X	X	X	X	X					

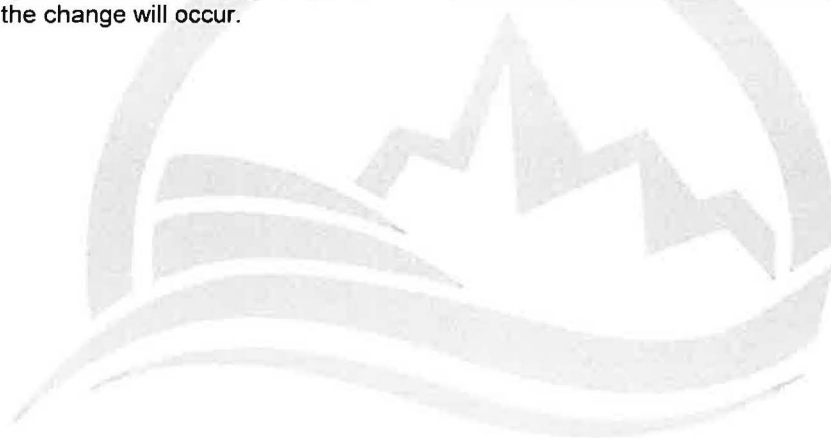
CONDITIONS OF APPROVAL

1. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
2. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. Pursuant to Section 42-1412(6), Idaho Code, 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.
5. This right is limited to the irrigation of 22 acres within the authorized place of use in a single irrigation season.
6. Rights 51-2185, 51-2186 and 51-2189 when combined shall not exceed a total diversion rate of 11.28 cfs.
7. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 when combined shall not exceed a total diversion rate of 24.05 cfs, a total annual maximum diversion volume of 7254.6 af at the field headgate, and the irrigation of 1,764 acres.
8. Rights 51-2185, 51-2186, 51-2189, 51-7018, 51-7030 and 51-7038 when combined shall not exceed a total diversion rate of 21.33 cfs.
9. 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.
10. The following rights are diverted through point(s) of diversion described above: 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117.

WATER RIGHT NO. 51-2186
As Modified by Transfer No. 89563

CONDITIONS OF APPROVAL

11. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
12. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 are limited to the irrigation of a specific 1,764.0 acres within the 1,902.0 acre place of use authorized by this right in a single irrigation season. The specific 1,764.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 1,764.0 acres to be irrigated within the 1,902.0 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.



WATER RIGHT NO. 51-2185**As Modified by Transfer No. 89563**

In accordance with the approval of Transfer No. 89563, Water Right No. 51-2185 is now described as follows:

Right Holder: BIG SKY DAIRY
PO BOX 407
JEROME, ID 83338-0407

Priority Date: 12/13/1963

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
IRRIGATION	3/15	to 11/15	5.800 cfs	1160.0 af
			5.800 cfs	1160.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENW	Sec 20 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SENW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NENE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWNW	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSE	Sec 29 Twp 09S Rge 12E	OWYHEE 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	
09S	11E	24	40.0	40.0															80.0
09S	12E	17															40.0		40.0
09S	12E	18									40.0	35.0	35.0	40.0			40.0	40.0	230.0
											L 3	L 4							
09S	12E	19	40.0	40.0	40.0	40.0	40.0	36.0	36.0	40.0	40.0				40.0	40.0	40.0	40.0	512.0
								L 1	L 2										
09S	12E	20	40.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		520.0
09S	12E	21								40.0	40.0	40.0	40.0						160.0
09S	12E	29	40.0	40.0	40.0	40.0	40.0	40.0		40.0					40.0	40.0			360.0

Right Acre Limit: 290.0

POU Total Acres: 1902.0

CONDITIONS OF APPROVAL

1. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

Transfer No. 89563

WATER RIGHT NO. 51-2185
As Modified by Transfer No. 89563

CONDITIONS OF APPROVAL

2. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. Pursuant to Section 42-1412(6), Idaho Code, 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.
5. This right is limited to the irrigation of 290 acres within the authorized place of use in a single irrigation season.
6. Rights 51-2185, 51-2186 and 51-2189 when combined shall not exceed a total diversion rate of 11.28 cfs.
7. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 when combined shall not exceed a total diversion rate of 24.05 cfs, a total annual maximum diversion volume of 7254.6 af at the field headgate, and the irrigation of 1,764 acres.
8. Rights 51-2185, 51-2186, 51-2189, 51-7018, 51-7030 and 51-7038 when combined shall not exceed a total diversion rate of 21.33 cfs.
9. 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.
10. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
11. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 are limited to the irrigation of a specific 1,764.0 acres within the 1,902.0 acre place of use authorized by this right in a single irrigation season. The specific 1,764.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 1,764.0 acres to be irrigated within the 1,902.0 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.
12. The following rights are diverted through point(s) of diversion described above: 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117.

WATER RIGHT NO. 51-2189**As Modified by Transfer No. 89563**

In accordance with the approval of Transfer No. 89563, Water Right No. 51-2189 is now described as follows:

Right Holder: BIG SKY DAIRY
PO BOX 407
JEROME, ID 83338-0407

Priority Date: 12/24/1963

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	4.140 cfs	828.0 af
			4.140 cfs	828.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENW	Sec 20 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SENW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NENE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWNW	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSE	Sec 29 Twp 09S Rge 12E	OWYHEE 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	
09S	11E	24	40.0	40.0															80.0
09S	12E	17															40.0		40.0
09S	12E	18									40.0	35.0	35.0	40.0			40.0	40.0	230.0
											L 3	L 4							
09S	12E	19	40.0	40.0	40.0	40.0	40.0	36.0	36.0	40.0	40.0				40.0	40.0	40.0	40.0	512.0
								L 1	L 2										
09S	12E	20	40.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		520.0
09S	12E	21								40.0	40.0	40.0	40.0						160.0
09S	12E	29	40.0	40.0	40.0	40.0	40.0	40.0		40.0					40.0	40.0			360.0

Right Acre Limit: 207.0

POU Total Acres: 1902.0

CONDITIONS OF APPROVAL

1. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

Transfer No. 89563

WATER RIGHT NO. 51-2189
As Modified by Transfer No. 89563

CONDITIONS OF APPROVAL

2. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. Pursuant to Section 42-1412(6), Idaho Code, 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.
5. This right is limited to the irrigation of 207 acres within the authorized place of use in a single irrigation season.
6. Rights 51-2185, 51-2186 and 51-2189 when combined shall not exceed a total diversion rate of 11.28 cfs.
7. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 when combined shall not exceed a total diversion rate of 24.05 cfs, a total annual maximum diversion volume of 7254.6 af at the field headgate, and the irrigation of 1,764 acres.
8. Rights 51-2185, 51-2186, 51-2189, 51-7018, 51-7030 and 51-7038 when combined shall not exceed a total diversion rate of 21.33 cfs.
9. 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.
10. The following rights are diverted through point(s) of diversion described above: 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117.
11. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 are limited to the irrigation of a specific 1,764.0 acres within the 1,902.0 acre place of use authorized by this right in a single irrigation season. The specific 1,764.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 1,764.0 acres to be irrigated within the 1,902.0 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.
12. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

WATER RIGHT NO. 51-2188**As Modified by Transfer No. 89563**

In accordance with the approval of Transfer No. 89563, Water Right No. 51-2188 is now described as follows:

Right Holder: BIG SKY DAIRY
PO BOX 407
JEROME, ID 83338-0407

Priority Date: 1/11/1964

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate
IRRIGATION	3/15	to 11/15	1.620 cfs 1.620 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENW	Sec 20 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SENW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NENE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWNW	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSE	Sec 29 Twp 09S Rge 12E	OWYHEE 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	
09S	11E	24	40.0	40.0															80.0
09S	12E	17															40.0		40.0
09S	12E	18									40.0	35.0	35.0	40.0			40.0	40.0	230.0
											L 3	L 4							
09S	12E	19	40.0	40.0	40.0	40.0	40.0	36.0	36.0	40.0	40.0				40.0	40.0	40.0	40.0	512.0
								L 1	L 2										
09S	12E	20	40.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		520.0
09S	12E	21								40.0	40.0	40.0	40.0						160.0
09S	12E	29	40.0	40.0	40.0	40.0	40.0	40.0		40.0					40.0	40.0			360.0

Right Acre Limit: 217.0

POU Total Acres: 1902.0

CONDITIONS OF APPROVAL

1. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

Transfer No. 89563

WATER RIGHT NO. 51-2188
As Modified by Transfer No. 89563

CONDITIONS OF APPROVAL

2. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. Pursuant to Section 42-1412(6), Idaho Code, 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.
5. This right is limited to the irrigation of 217 acres within the authorized place of use in a single irrigation season.
6. The following rights are diverted through point(s) of diversion described above: 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117.
7. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 when combined shall not exceed a total diversion rate of 24.05 cfs, a total annual maximum diversion volume of 7254.6 af at the field headgate, and the irrigation of 1,764 acres.
8. Rights 51-2188 and 51-10046 when combined shall not exceed a total diversion rate of 1.62 cfs, a total annual maximum diversion volume of 786 af at the field headgate, and the irrigation of 278 acres.
9. 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.
10. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 are limited to the irrigation of a specific 1,764.0 acres within the 1,902.0 acre place of use authorized by this right in a single irrigation season. The specific 1,764.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 1,764.0 acres to be irrigated within the 1,902.0 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.
11. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
12. Right No. 51-10046 is an expansion of this right pursuant to Section 42-1416B, Idaho Code.

WATER RIGHT NO. 51-10046**As Modified by Transfer No. 89563**

In accordance with the approval of Transfer No. 89563, Water Right No. 51-10046 is now described as follows:

Right Holder: BIG SKY DAIRY
PO BOX 407
JEROME, ID 83338-0407

Priority Date: 6/30/1985

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	3/15	to 11/15	0.355 cfs 0.355 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENW	Sec 20 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SENW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NENE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWNW	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSE	Sec 29 Twp 09S Rge 12E	OWYHEE 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	
09S	11E	24	40.0	40.0															80.0
09S	12E	17															40.0		40.0
09S	12E	18									40.0	35.0	35.0	40.0			40.0	40.0	230.0
											L 3	L 4							
09S	12E	19	40.0	40.0	40.0	40.0	40.0	36.0	36.0	40.0	40.0				40.0	40.0	40.0	40.0	512.0
								L 1	L 2										
09S	12E	20	40.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		520.0
09S	12E	21								40.0	40.0	40.0	40.0						160.0
09S	12E	29	40.0	40.0	40.0	40.0	40.0	40.0		40.0					40.0	40.0			360.0

Right Acre Limit: 61.0

POU Total Acres: 1902.0

CONDITIONS OF APPROVAL

1. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

Transfer No. 89563

WATER RIGHT NO. 51-10046
As Modified by Transfer No. 89563

CONDITIONS OF APPROVAL

2. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. Pursuant to Section 42-1412(6), Idaho Code, 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.
5. The following rights are diverted through point(s) of diversion described above: 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117.
6. This right is limited to the irrigation of 61 acres within the authorized place of use in a single irrigation season.
7. Rights 51-2188 and 51-10046 when combined shall not exceed a total diversion rate of 1.62 cfs, a total annual maximum diversion volume of 786 af at the field headgate, and the irrigation of 278 acres.
8. 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.
9. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 when combined shall not exceed a total diversion rate of 24.05 cfs, a total annual maximum diversion volume of 7254.6 af at the field headgate, and the irrigation of 1,764 acres.
10. This right is an expansion of Right No. 51-2188 pursuant to Section 42-1416B, Idaho Code.
11. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 are limited to the irrigation of a specific 1,764.0 acres within the 1,902.0 acre place of use authorized by this right in a single irrigation season. The specific 1,764.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 1,764.0 acres to be irrigated within the 1,902.0 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.
12. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

WATER RIGHT NO. 51-7018**As Modified by Transfer No. 89563**

In accordance with the approval of Transfer No. 89563, Water Right No. 51-7018 is now described as follows:

Right Holder: BIG SKY DAIRY
430 E YAKIMA
JEROME, ID 83338-4928

Priority Date: 4/5/1968

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	3.000 cfs	840.0 af
			3.000 cfs	840.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENE	Sec 20 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SENE	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NENE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWNW	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSE	Sec 29 Twp 09S Rge 12E	OWYHEE 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	
09S	11E	24	40.0	40.0															80.0
09S	12E	17															40.0		40.0
09S	12E	18									40.0	35.0	35.0	40.0			40.0	40.0	230.0
											L 3	L 4							
09S	12E	19	40.0	40.0	40.0	40.0	40.0	36.0	36.0	40.0	40.0				40.0	40.0	40.0	40.0	512.0
								L 1	L 2										
09S	12E	20	40.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		520.0
09S	12E	21								40.0	40.0	40.0	40.0						160.0
09S	12E	29	40.0	40.0	40.0	40.0	40.0	40.0		40.0					40.0	40.0			360.0

Right Acre Limit: 210.0

POU Total Acres: 1902.0

CONDITIONS OF APPROVAL

1. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

Transfer No. 89563

WATER RIGHT NO. 51-7018
As Modified by Transfer No. 89563

CONDITIONS OF APPROVAL

2. This right is appurtenant to land designated as DLE I-1104.
3. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Pursuant to Section 42-1412(6), Idaho Code, 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.
6. This right is limited to the irrigation of 210.0 acres within the authorized place of use in a single irrigation season.
7. Rights 51-2185, 51-2186, 51-2189, 51-7018, 51-7030 and 51-7038 when combined shall not exceed a total diversion rate of 21.33 cfs.
8. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 are limited to the irrigation of a specific 1,764.0 acres within the 1,902.0 acre place of use authorized by this right in a single irrigation season. The specific 1,764.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 1,764.0 acres to be irrigated within the 1,902.0 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.
9. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 when combined shall not exceed a total diversion rate of 24.05 cfs, a total annual maximum diversion volume of 7254.6 af at the field headgate, and the irrigation of 1,764 acres.
10. 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.
11. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
12. The following rights are diverted through point(s) of diversion described above: 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117.

WATER RIGHT NO. 51-7030**As Modified by Transfer No. 89563**

In accordance with the approval of Transfer No. 89563, Water Right No. 51-7030 is now described as follows:

Right Holder: BIG SKY DAIRY
430 E YAKIMA
JEROME, ID 83338-4928

Priority Date: 9/30/1968

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	4.800 cfs	1136.0 af
			4.800 cfs	1136.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENW	Sec 20 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SENW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NENE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWNW	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSE	Sec 29 Twp 09S Rge 12E	OWYHEE 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	
09S	11E	24	40.0	40.0															80.0
09S	12E	17															40.0		40.0
09S	12E	18									40.0	35.0	35.0	40.0			40.0	40.0	230.0
											L 3	L 4							
09S	12E	19	40.0	40.0	40.0	40.0	40.0	36.0	36.0	40.0	40.0				40.0	40.0	40.0	40.0	512.0
								L 1	L 2										
09S	12E	20	40.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		520.0
09S	12E	21								40.0	40.0	40.0	40.0						160.0
09S	12E	29	40.0	40.0	40.0	40.0	40.0	40.0		40.0					40.0	40.0			360.0

Right Acre Limit: 284.0

POU Total Acres: 1902.0

CONDITIONS OF APPROVAL

- After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

Transfer No. 89563

WATER RIGHT NO. 51-7030

As Modified by Transfer No. 89563

CONDITIONS OF APPROVAL

2. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. Pursuant to Section 42-1412(6), Idaho Code, 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.
5. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 are limited to the irrigation of a specific 1,764.0 acres within the 1,902.0 acre place of use authorized by this right in a single irrigation season. The specific 1,764.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 1,764.0 acres to be irrigated within the 1,902.0 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.
6. This right is appurtenant to land designated as DLE I-1370.
7. This right is limited to the irrigation of 284 acres within the authorized place of use in a single irrigation season.
8. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 when combined shall not exceed a total diversion rate of 24.05 cfs, a total annual maximum diversion volume of 7254.6 af at the field headgate, and the irrigation of 1,764 acres.
9. Rights 51-2185, 51-2186, 51-2189, 51-7018, 51-7030 and 51-7038 when combined shall not exceed a total diversion rate of 21.33 cfs.
10. 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.
11. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
12. The following rights are diverted through point(s) of diversion described above: 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117.

WATER RIGHT NO. 51-7038**As Modified by Transfer No. 89563**

In accordance with the approval of Transfer No. 89563, Water Right No. 51-7038 is now described as follows:

Right Holder: BIG SKY DAIRY
430 E YAKIMA
JEROME, ID 83338-4928

Priority Date: 6/20/1969

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	4.280 cfs	1276.0 af
			4.280 cfs	1276.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENW	Sec 20 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SENW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NENE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWNW	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSE	Sec 29 Twp 09S Rge 12E	OWYHEE 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	
09S	11E	24	40.0	40.0															80.0
09S	12E	17															40.0		40.0
09S	12E	18									40.0	35.0	35.0	40.0			40.0	40.0	230.0
											L 3	L 4							
09S	12E	19	40.0	40.0	40.0	40.0	40.0	36.0	36.0	40.0	40.0				40.0	40.0	40.0	40.0	512.0
								L 1	L 2										
09S	12E	20	40.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		520.0
09S	12E	21								40.0	40.0	40.0	40.0						160.0
09S	12E	29	40.0	40.0	40.0	40.0	40.0	40.0		40.0					40.0	40.0			360.0

Right Acre Limit: 319.0

POU Total Acres: 1902.0

CONDITIONS OF APPROVAL

1. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

Transfer No. 89563

WATER RIGHT NO. 51-7038
As Modified by Transfer No. 89563

CONDITIONS OF APPROVAL

2. This right is appurtenant to land designated as DLE I-017104.
3. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Pursuant to Section 42-1412(6), Idaho Code, 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.
6. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 are limited to the irrigation of a specific 1,764.0 acres within the 1,902.0 acre place of use authorized by this right in a single irrigation season. The specific 1,764.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 1,764.0 acres to be irrigated within the 1,902.0 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.
7. This right is limited to the irrigation of 319 acres within the authorized place of use in a single irrigation season.
8. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 when combined shall not exceed a total diversion rate of 24.05 cfs, a total annual maximum diversion volume of 7254.6 af at the field headgate, and the irrigation of 1,764 acres.
9. Rights 51-2185, 51-2186, 51-2189, 51-7018, 51-7030 and 51-7038 when combined shall not exceed a total diversion rate of 21.33 cfs.
10. 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.
11. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
12. The following rights are diverted through point(s) of diversion described above: 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117.

WATER RIGHT NO. 51-13117
As Modified by Transfer No. 89563

In accordance with the approval of Transfer No. 89563, Water Right No. 51-13117 is now described as follows:

Right Holder: BIG SKY DAIRY
 PO BOX 407
 JEROME, ID 83338-0407

Priority Date: 2/19/1968

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	1.100 cfs	352.0 af
			1.100 cfs	352.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENE	Sec 20 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SENE	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWSW	Sec 28 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NENE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	SWNE	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWNW	Sec 29 Twp 09S Rge 12E	OWYHEE County
GROUND WATER	NWSE	Sec 29 Twp 09S Rge 12E	OWYHEE 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	
09S	11E	24	40.0	40.0															80.0
09S	12E	17															40.0		40.0
09S	12E	18									40.0	35.0	35.0	40.0			40.0	40.0	230.0
												L 3	L 4						
09S	12E	19	40.0	40.0	40.0	40.0	40.0	36.0	36.0	40.0	40.0				40.0	40.0	40.0	40.0	512.0
								L 1	L 2										
09S	12E	20	40.0	40.0	40.0	40.0			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		520.0
09S	12E	21								40.0	40.0	40.0	40.0						160.0
09S	12E	29	40.0	40.0	40.0	40.0	40.0	40.0		40.0					40.0	40.0			360.0

Right Acre Limit: 88.0

POU Total Acres: 1902.0

CONDITIONS OF APPROVAL

- After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

Transfer No. 89563

WATER RIGHT NO. 51-13117
As Modified by Transfer No. 89563

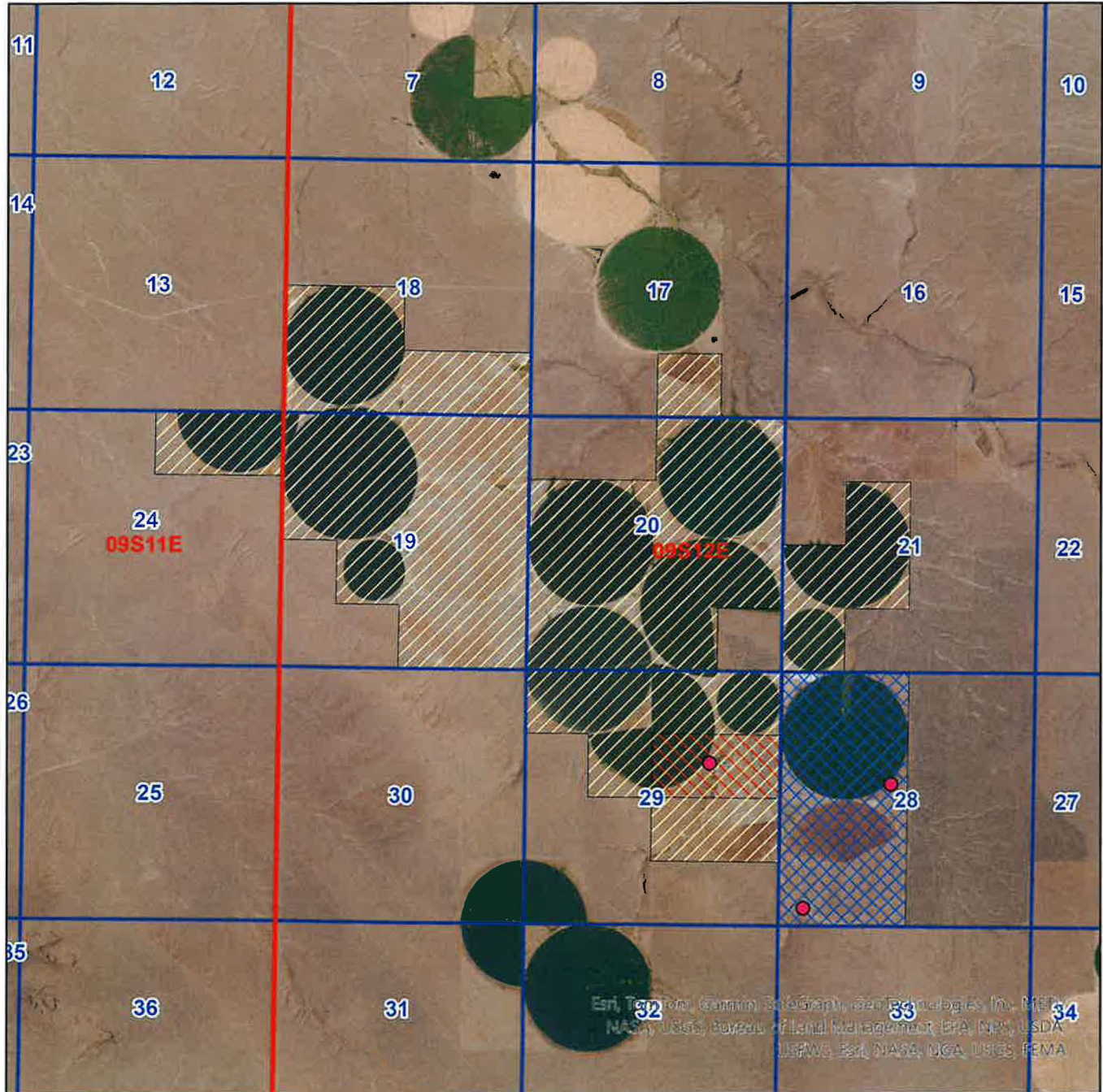
CONDITIONS OF APPROVAL

2. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. Pursuant to Section 42-1412(6), Idaho Code, 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.
5. This right is limited to the irrigation of 88 acres within the authorized place of use in a single irrigation season.
6. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 are limited to the irrigation of a specific 1,764.0 acres within the 1,902.0 acre place of use authorized by this right in a single irrigation season. The specific 1,764.0 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 1,764.0 acres to be irrigated within the 1,902.0 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.
7. Rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117 when combined shall not exceed a total diversion rate of 24.05 cfs, a total annual maximum diversion volume of 7254.6 af at the field headgate, and the irrigation of 1,764 acres.
8. 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.
9. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 12/1/2000.
10. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
11. The following rights are diverted through point(s) of diversion described above: 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046 and 51-13117.

Attachment to Transfer No. 89563

Water Right(s): 51-2186

This map depicts the IRRIGATION, COMMERCIAL, STOCKWATER, and DOMESTIC place of use at the time of this approval and is attached to the approval document solely for illustrative purposes.



Legend

- | | | |
|----------------|--------------------|----------------|
| ● Transfer POD | COMMERCIAL | Township/Range |
| Transfer POU | IRRIGATION | Sections |
| WaterUse | STOCKWATER | |
| DOMESTIC | <all other values> | |



IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082

Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

May 28, 2026

BIG SKY DAIRY
430 E YAKIMA
JEROME ID 83338-4928

Re: Transfer No: 89563

Water Right Nos.: 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038,
51-10046, 51-13117

Transfer Approval Notice

Dear Water Right Holder:

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

The Transfer of Water Rights 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 this office at (208) 334-2190.

Sincerely,

A handwritten signature in blue ink that reads "Susan E. Hobson". The signature is written in a cursive, flowing style.

Susy Hobson
Technical Records Specialist

Enclosures

CERTIFICATE OF SERVICE

I hereby certify that on May 28, 2026 I mailed a true and correct copy, postage prepaid, or delivered by electronic mail, the foregoing PRELIMINARY ORDER (Approved Transfer) to the persons listed below:

BIG SKY DAIRY
430 E YAKIMA
JEROME ID 83338-4928

AGPROFESSIONALS
ATTN VALENE CAUHORN
213 CANYON CREST DR STE 100
TWIN FALLS ID 83301-3053
vcauhorn@agpros.com

AGPROFESSIONALS
ATTN MATTHEW THOMPSON
213 CANYON CREST DR STE 100
TWIN FALLS ID 83301-3053
mthompson@agpros.com

AGPROFESSIONALS
ATTN HANNAH DUTROW
213 CANYON CREST DR STE 100
TWIN FALLS ID 83301-3053
hdutrow@agpros.com

METLIFE REAL ESTATE LENDING LLC
C/O METLIFE INVESTMENT MANAGEMENT LLC
10801 MASTIN ST STE 700
OVERLAND PARK KS 66210-1673



Susy Hobson
Technical Records Specialist

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.

MEMORANDUM

TO: Transfer No. 89563
FROM: Kate Englund
DATE: 5/26/2026
RE: Evaluation of Application

Big Sky Dairy submitted transfer 89563 to provide stock and commercial to a proposed Dairy from irrigation water licensed under WR # 51-2186. The application for transfer was later amended to include domestic use, to four domestic units at a rate of 0.16 cfs as well as add a point of diversion located at 09S 12E S29 SWNE. This point of diversion is intended by the applicant to be used for the commercial and stockwater systems only. Stock and commercial use will also be supplied by two wells previously listed as points of diversion on right 51-2186. One existing well is currently used for irrigation. The applicant stated that other existing well will be recased and will continue to supply water for irrigation use as well as stock and commercial. The application includes an addendum explaining each proposal made under Application for Transfer 89563, explaining that a flow meter will be installed between each point of diversion used for the dairy, and the dairy system.

The site is in Owyhee County and covers 2,222 acres within 09S 11E section 24 and 09S 12E sections 17-21 and 28-29, approximately 15 miles West of Buhl. WR 51-2186 includes a permissible place of use of 270 acres.

Summary of Information Submitted

Authority to File:

Transfer 89563 was submitted in the name of Big Sky Dairy, the current owner of WR 51-2186 to be changed. The application was signed by Russell Visser, who is listed as a partner on a Statement of Partnership Authority. Russell's proof of partnership authority can be found under the Statement of Amendment of Partnership Authority on Idaho Secretary of State. The land listed as place of use and points of diversion for both WR 51-2186 and the proposed POU for the Dairy is owned by Big Sky Dairy.

Water Right Validity:

The decree for water right no. 51-2186 was issued on 12/01/2000. The right is presumed to be valid since beneficial use has occurred within the last five years. Beneficial use confirmed by department aerial imagery and google earth images. Evidence of beneficial use does not need to be added to the file since it is an IDWR product available to other staff.

Injury to Other Water Rights:

Transfer 89563 is not expected to injure water rights not owned by Big Sky Dairy. There is a proposed new point of diversion for WR 51-2186, with no additional diversion rate. The combined diversion volume limit will be reduced from 7,458 acre-feet to 7,250 acre-feet for water rights 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046, and 51-13117 after the total annual volume for 51-2186 was reduced by the proposed transfer. These rights are owned and used by Big Sky Dairy.

Enlargement of Use:

The two existing points of diversion used in the proposed transfer are existing wells decreed under WR 51-2186, located in SENW and SWSW of Sec. 20 09S 12E and are shared points of diversion for WRs 51-2185, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038, 51-10046, and 51-13117. The proposed point of diversion is to provide water to the commercial and stockwater systems, at no additional diversion rate. The purpose of the new point of diversion is to provide the proposed diversion rate for commercial and stockwater under this transfer. These rights are conditioned with a combined diversion rate of 21.33 cfs and annual volume of 7,458 AFA. The place of use for the above-mentioned rights includes 1,764 irrigated acres with a 1,902-acre permissible place of use.

Irrigation will be discontinued within the NW and SW quarters of 09S 12E Sec. 28. Of the 320 acres that these quarters include, about 248 acres have historically been irrigated to produce alfalfa. The SWSW well will continue to serve multiple beneficial uses, including the transferred uses, and a flow meter will be installed between the well and the irrigation system to monitor annual volumes of each individual use once this transfer is finalized. The applicants will be installing flow meters per their own preference, and no monitoring reports are required to be submitted to the Department under the Blue Gulch Critical Groundwater Area Order. The replaced well will be drilled within the same $\frac{1}{4}$ $\frac{1}{4}$ and does not require a change in point of diversion on a transfer.

To account for commercial, stockwater, and domestic; the applicant is discontinuing irrigation of 248 acres within 320-acre area within the NW and SW quarters of T09S R12E S28 and reducing the PPU to 1,764 acres within a 1902-acre area.

The combined diversion rate and annual volume should remain the same since all uses are consumptive. The precipitation deficit table for alfalfa with frequent cuttings near Castleford, Idaho shows a precipitation deficit of 971.35 mm annually, or 3.18 AFA, indicating that the historic use for the retired acreage totaled 796.5 AFA for irrigation of 250 acres. The proposed uses include Stockwater for 469 AFA and 0.78 cfs, Commercial for 314 AFA and 1.02 cfs, and Domestic for 5.6 AFA and 0.16cfs.

Local Public Interest:

There are no anticipated negative impacts of the proposed transfer. This application proposes a change consistent with the local public interest.

Beneficial Use/Conservation of Water Resources:

Two points of diversion from WR 51-2186 which are closest to the proposed commercial place of use are proposed to be used after the transfer. The well located in SENW of Sec. 20 09S 12E needs to be re-cased before used for stockwater and commercial benefit. The SWSW Sec. 28 09S 12E well is active and will continue to be used for some irrigation as well as providing commercial and stockwater. The proposed transfer is consistent with conservation of water resources in Idaho. WR 51-2186 is within the Blue Gulch critical groundwater management area and the Snake River Basin moratorium, so enlargement was closely considered by the department and representatives of Big Sky Dairy LLC.

The application is consistent with criteria of I. C. § 42-222 and should be processed.

Summary

Water Right Overlap

All water rights with complete and partial overlapping place of use and points of diversion are owned by Big Sky Dairy. These water rights include 51-10046, 51-13117, 51-2185, 51-2186, 51-2188, 51-2189, 51-7018, 51-7030, 51-7038.

Discussion

Right 51-2186, if this transfer is approved, would allow Big Sky Dairy to utilize 750 AFA at 4.8 cfs for commercial and stockwater. Four domestic units would be authorized for a total rate of 0.16 cfs and 5.6 AFA, based on a 5,000 gallons per day estimate accounting for 44 employees utilizing the domestic units. 88 AFA would remain for irrigation use of 22 acres within a 1,902-acre place of use.

Commercial and Stockwater places of use have been updated to include the entire NW, and SW quarters of 09S 12E S28 and the Domestic place of use was updated to include the SWNE and SENE quarter-quarters of 09S 12E S29. Irrigation within the NW and SW quarters of section 28 will be discontinued and commercial, domestic, and stockwater use will take place. Discontinuing irrigation of NW and SW quarters of 09S 12E S28 affects all the water rights mentioned above by reducing the PPU by 248 acres. The above-mentioned rights should be limited to 1,698 acres within the 1,974-acre place of use, and conditions 206 and X35 have been updated for all associated rights. There will be 22 acres remaining for irrigation on right 51-2186. Standard transfer conditions T07 and T08 should be added to right 51-2186. Condition 046 should be added to 51-2186 since the transfer proposes adding a new point of diversion from groundwater.

Assuming protests are not filed and/or other information does not contradict the above analysis, the application can be approved as reflected by the draft approval.

The historic consumptive use for the retired 250 acres, consistent with the Castleford Weather Station Alfalfa – less frequent cuttings precipitation deficit, equals 796.5 AFA.

$$\frac{971.35 \text{ mm/yr}}{304.8} = 3.186 \text{ AFA} * 250 \text{ acres} = 796.5 \text{ AFA}$$

Stockwater use to meet the consumptive requirements of 12,000 dairy cows includes 469.2 AFA, calculated in accordance with IDWR administrative Application Processing Memo 3, 'Annual Use of Water for Stockwater Purposes.'

$$12,000 \text{ cattle} * 0.0391 = 469.2 \text{ AFA}$$

Using an estimate of average domestic water use of 94 gpd/resident and a capacity of 44 residents, totaling 4,136 gallons per day from the American Water Works Association, we rounded up to 5,000 gallons per day per employee. The Application for Transfer indicated 5.6 AFA for domestic use.

$$\frac{5,000 \text{ gpd} * 365 \text{ days}}{325,850} = 5.6 \text{ AFA}$$

Two commercial milking parlors estimated to utilize 120,065 gallons per day, per parlor, includes an annual volume of 268. AFA

$$\frac{120,065 \text{ gpd} * 2 \text{ parlors} * 365 \text{ days}}{325,850 \text{ gallons}} = 268.9 \text{ AFA}$$

The total use for commercial, stockwater, and domestic under this transfer proposal is 743.7 AFA, 52.8 AFA less than the historic consumptive use for the 250 acres that are proposed to be retired by this transfer. We can either allocate an additional 52.8 AFA to commercial use or reduce the retired acreage from 250 acres to 233 acres.