

EAST ADJ

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69937

This is to certify that: RICHARD J HAYS
JESS T HAYS
BRETT MASON
TRESA MASON
3572 W BROADWAY
IDAHO FALLS ID 83402
(208)5235861

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 Change

Right	Origin/Basis	Priority	Rate	Volume	Acre Limit	Total Acres	Source
1-195P	AJC/Decreed	06/01/1885	0.7 cfs	N/A		40.0	SNAKE RIVER

Purpose of Transfer (Changes Proposed)

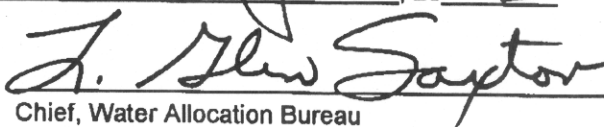
Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
1-195P	NO	NO	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
1-195P	1-195P	0.70 cfs	152 af	38.0	40.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.70 cfs	152 af	38.0	40.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 7th day of February, 2003


Chief, Water Allocation Bureau

WATER RIGHT NO. 1-195P
As Modified by Transfer No. 69937

In accordance with the approval of Transfer No. 69937, Water Right No. 1-195P is now described as follows.

Right Holder: RICHARD J HAYS
JESS T HAYS
TRESA MASON
BRETT MASON
3572 W BROADWAY
IDAHO FALLS ID 83402

Priority Date: June 01, 1885

Source: SNAKE RIVER **Tributary:** COLUMBIA RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	0.70 CFS	152.0 AF
			0.70 CFS	152.0 AF

LOCATION OF POINT(S) OF DIVERSION:
SNAKE RIVER L9 (NENE) Sec. 35 Twp 04N Rge 37E JEFFERSON
County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
02N 37E 18	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	40.0
															22.0	18.0	

Total Acres: 40

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 38 acres within the place of use described above in a single irrigation season.
2. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 01.
3. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
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 lands above.
5. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

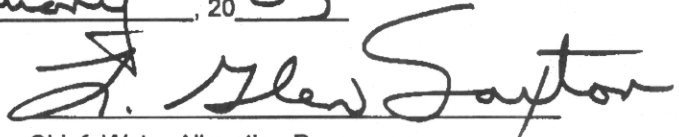
WATER RIGHT NO. 1-195P
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CONDITIONS OF APPROVAL

6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

This water right 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.

Dated this 7th day of February, 2003


Chief, Water Allocation Bureau