

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 83028**

This is to certify that: DEBORAH J HICKS
PO BOX 64
BANCROFT, ID 83217
AND
DOUGLAS L POTTER
PO BOX 64
BANCROFT, ID 83217-0064

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>
29-14286	WR/DECREED	3/1/1920	0.010 cfs	N/A	N/A	N/A	FISH CREEK

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>
29-10660	WR/DECREED	3/1/1920	0.010 cfs	N/A		N/A	FISH CREEK

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>
29-14286	NO	NO	YES	YES	NO	NO

Summary Of Water Rights After the Approved Change

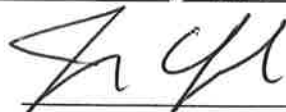
<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
29-14286	29-14286	0.010 cfs	0.6 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.010 cfs	0.6 af	N/A	N/A		N/A	N/A	N/A	N/A

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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 10th day of May, 2019



Water Resources Program Manager



WATER RIGHT NO. 29-14286**As Modified by Transfer No. 83028**

In accordance with the approval of Transfer No. 83028, Water Right No. 29-14286 is now described as follows:

Right Holder: DOUGLAS L POTTER
PO BOX 64
BANCROFT, ID 83217-0064
AND
DEBORAH J HICKS
PO BOX 64
BANCROFT, ID 83217

Priority Date: 3/1/1920

Source: FISH CREEK

Tributary: PORTNEUF RIVER

BENEFICIAL USE

STOCKWATER

From

03/01

To

to 11/01

Diversion Rate

0.010 cfs

0.010 cfs

Diversion Volume

0.6 af

0.6 af

LOCATION OF POINT(S) OF DIVERSION

FISH CREEK	NWNENW	Sec 25 Twp 09S Rge 38E	BANNOCK County	
FISH CREEK	NWNENE	Sec 26 Twp 09S Rge 38E	BANNOCK County	(B)
FISH CREEK	NENWNE	Sec 26 Twp 09S Rge 38E	BANNOCK County	(E)

PLACE OF USE: STOCKWATER

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	38E	24				X										X			
09S	38E	25		X															
09S	38E	26	X	X															
09S	39E	30					X												

CONDITIONS OF APPROVAL

1. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 29.
2. 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.
3. This right does not grant any right-of-way or easement across the land of another.
4. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Transfer No. 83028

WATER RIGHT NO. 29-14286
As Modified by Transfer No. 83028

CONDITIONS OF APPROVAL

5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. 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. 29-10660

As Modified by Transfer No. 83028

In accordance with the approval of Transfer No. 83028, Water Right No. 29-10660 is now described as follows:

Right Holder: ED L WOOSTEHULME
12820 S 3 W
IDAHO FALLS, ID 83404

Priority Date: 3/1/1920

Source: FISH CREEK

Tributary: PORTNEUF RIVER

BENEFICIAL USE
STOCKWATER

From 03/01 **To** 11/01

Diversion Rate
0.010 cfs
0.010 cfs

LOCATION OF POINT(S) OF DIVERSION

FISH CREEK	NENWNE	Sec 26 Twp 09S Rge 38E	BANNOCK County	(B)
FISH CREEK	NWNWNE	Sec 26 Twp 09S Rge 38E	BANNOCK County	(E)

PLACE OF USE: STOCKWATER

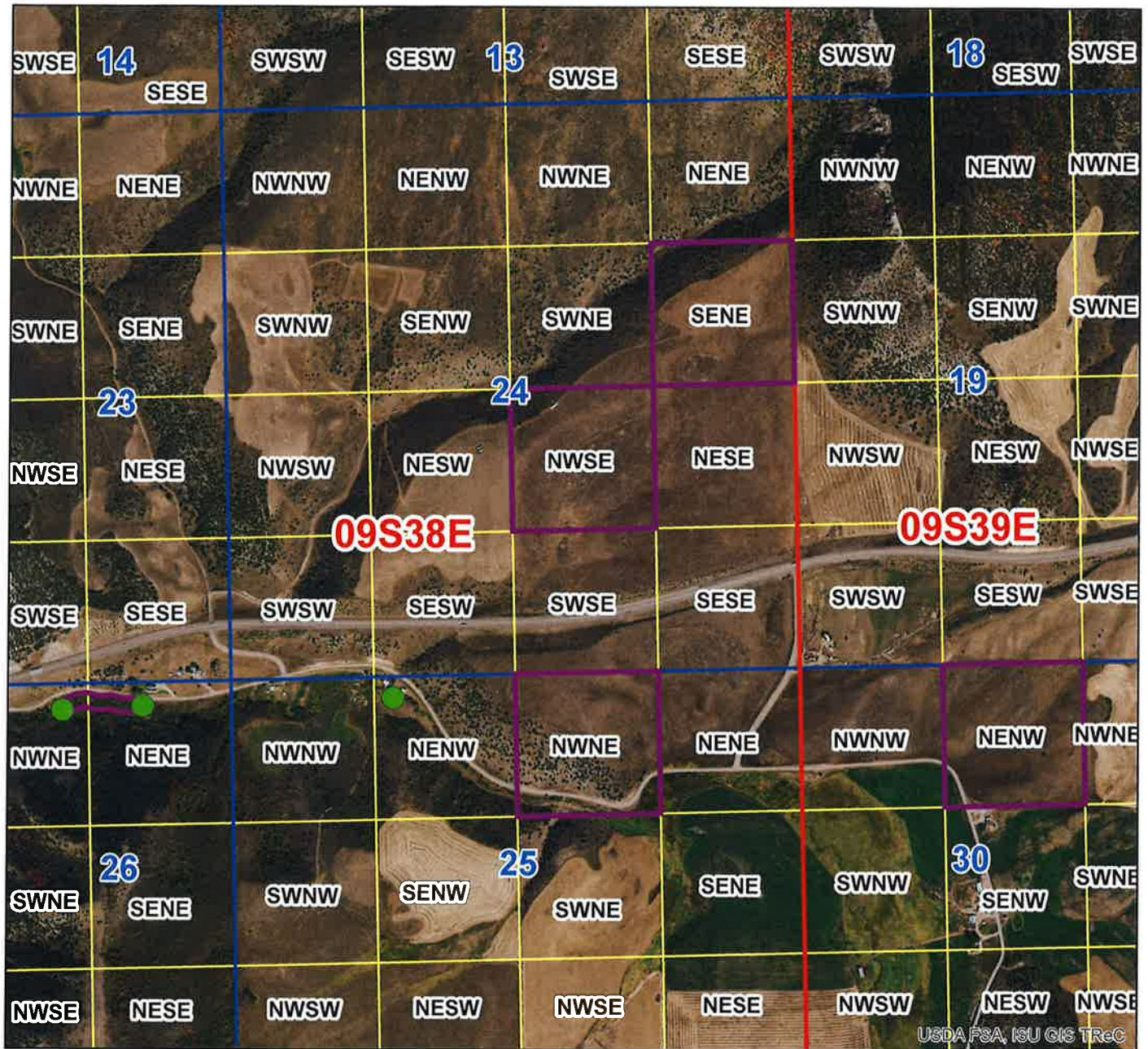
Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	38E	26		X															

CONDITIONS OF APPROVAL

1. The quantity of water decreed for this water right is not a determination of historical beneficial use.
2. The quantity of water under this right shall not exceed 6,500 gallons per day.
3. Stockwater use is for 350 sheep.
4. 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.

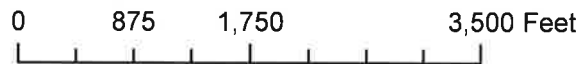
Attachment to Transfer Approval 83028

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

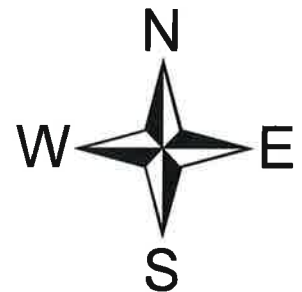


Legend

-  Water Right POD
 Water Right POU
 Township/Range
 Sections
 QQ



1 inch = 1,451 feet



Date: 5/10/2019