

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 82991**

This is to certify that: DWAYNE SEELEY AND
MARIE SEELEY
33 S 5TH W
REXBURG, ID 83440

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>
21-33C	WR/DECREED	6/1/1891	0.240 cfs	N/A	N/A	231.2	FALL RIVER

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>
21-10587	WR/DECREED	6/1/1888	4.800 cfs	N/A	146.0	228.2	FALL RIVER
21-10588	WR/DECREED	6/1/1892	6.400 cfs	N/A	108.0	228.2	FALL RIVER

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>
21-33C	NO	NO	YES	NO	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>
21-33C	21-33C	0.240 cfs	N/A	N/A	3.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.240 cfs	N/A	N/A	3.0		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 April, 2019.



Water Resources Program Manager

Transfer No. 82991

WATER RIGHT NO. 21-33C
As Modified by Transfer No. 82991

In accordance with the approval of Transfer No. 82991, Water Right No. 21-33C is now described as follows:

Right Holder: DWAYNE SEELEY AND
MARIE SEELEY
33 S 5TH W
REXBURG, ID 83440

Priority Date: 6/1/1891

Source: FALL RIVER

Tributary: HENRYS FORK

BENEFICIAL USE
IRRIGATION

From 04/01 **To** 10/31

Diversion Rate
0.240 cfs
0.240 cfs

LOCATION OF POINT(S) OF DIVERSION

FALL RIVER L5 (SWNW/SW) Sec 20 Twp 08N Rge 42E FREMONT 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	
08N	41E	13										0.6	1.8	0.1					2.5
08N	41E	13											0.5						0.5
												L 11							

POU Total Acres: 3.0

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. 01.
2. 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(s).
3. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
4. Water is delivered through Curr Ditch.
5. A portion of this right (0.15 cfs) is used to offset conveyance losses in the Curr Ditch.
6. This right does not grant any right-of-way or easement across the land of another.

Transfer No. 82991

WATER RIGHT NO. 21-33C
As Modified by Transfer No. 82991

CONDITIONS OF APPROVAL

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.



WATER RIGHT NO. 21-10587**As Modified by Transfer No. 82991**

In accordance with the approval of Transfer No. 82991, Water Right No. 21-10587 is now described as follows:

Right Holder: WILCOX BROTHERS LLC
1110 GOLDEN BEAUTY DR
REXBURG, ID 83440

Priority Date: 6/1/1888

Source: FALL RIVER

Tributary: HENRYS FORK

BENEFICIAL USE
IRRIGATION

From 04/01 **To** 10/31

Diversion Rate
4.800 cfs
4.800 cfs

LOCATION OF POINT(S) OF DIVERSION

FALL RIVER L5 (SWNWSW) Sec 20 Twp 08N Rge 42E FREMONT 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	
08N	41E	13											39.0						39.0
08N	41E	14													15.0		16.0	39.0	70.0
08N	41E	23	40.0	29.0	5.1	5.3									L 2		L 3		79.4
				L 1															
08N	41E	24					0.8	39.0											39.8

Right Acre Limit: 146.0

POU Total Acres: 228.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 146 acres within the authorized place of use in a single irrigation season.
2. Rights 21-10587 and 21-10588 when combined shall not exceed the irrigation of 228.2 acres.
3. 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. 82991

WATER RIGHT NO. 21-10588**As Modified by Transfer No. 82991**

In accordance with the approval of Transfer No. 82991, Water Right No. 21-10588 is now described as follows:

Right Holder: WILCOX BROTHERS LLC
1110 GOLDEN BEAUTY DR
REXBURG, ID 83440

Priority Date: 6/1/1892

Source: FALL RIVER

Tributary: HENRYS FORK

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

6.400 cfs

6.400 cfs

LOCATION OF POINT(S) OF DIVERSION

FALL RIVER

L5 (SWNWSW)

Sec 20 Twp 08N Rge 42E FREMONT 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	
08N	41E	13											39.0						39.0
08N	41E	14													15.0		16.0	39.0	70.0
08N	41E	23	40.0	29.0	5.1	5.3									L 2		L 3		79.4
				L 1															
08N	41E	24					0.8	39.0											39.8

Right Acre Limit: 108.0

POU Total Acres: 228.2

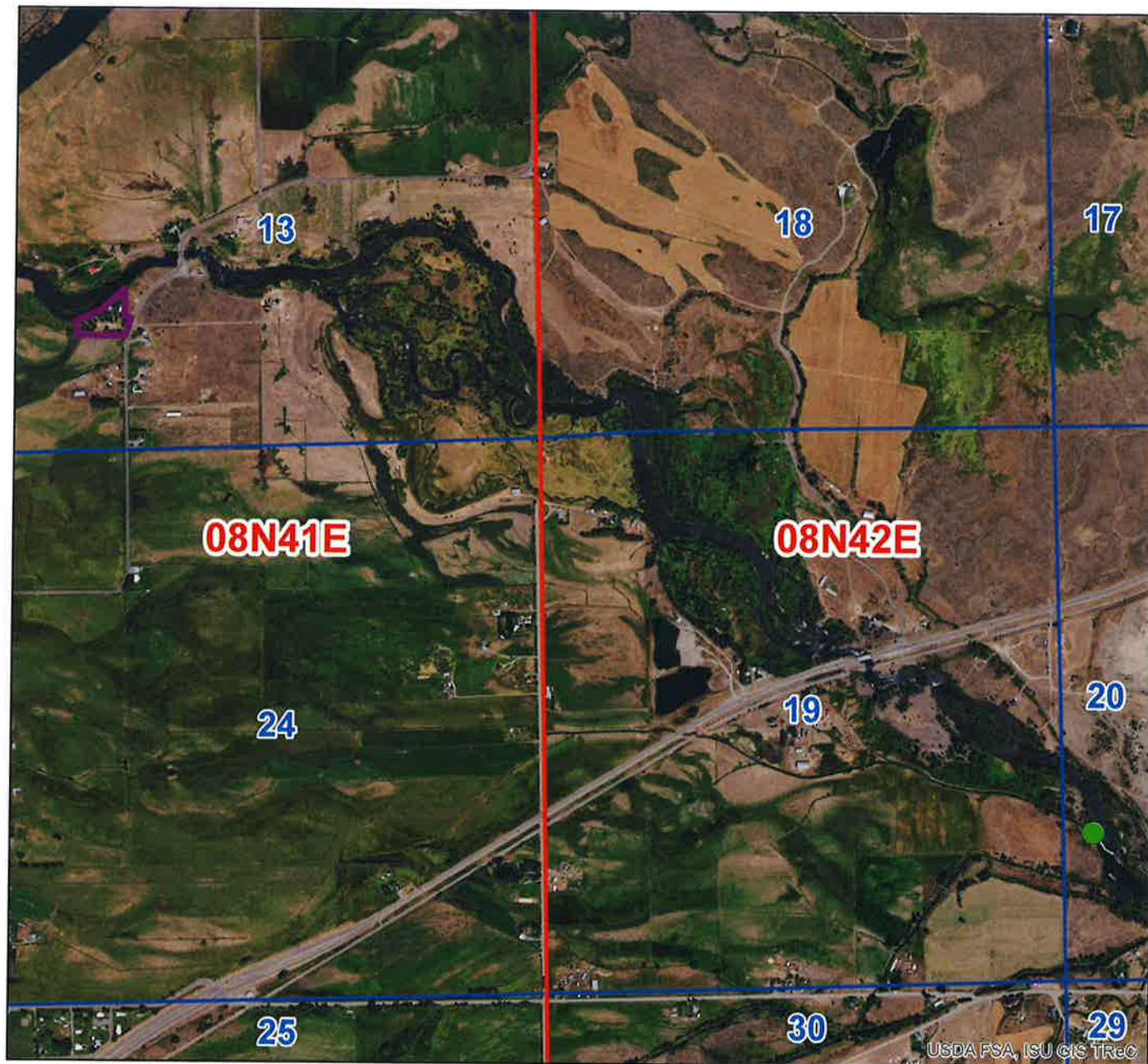
CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 108 acres within the authorized place of use in a single irrigation season.
2. Rights 21-10587 and 21-10588 when combined shall not exceed the irrigation of 228.2 acres.
3. 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. 82991

Attachment to Transfer Approval 82991

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.

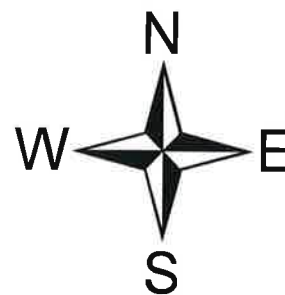


Legend

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

0 900 1,800 3,600 Feet

1 inch = 1,512 feet



Date: 4/24/2019