

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 82594

This is to certify that: DELOY Z WARD AND
VIOLA J WARD
1305 S 2ND E
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>
35-7237	WR/DECREED	7/4/1972	2.060 cfs	N/A	196.0	332.0	GROUND WATER
35-8580	WR/DECREED	5/30/1985	2.720 cfs	N/A	136.0	332.0	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>
35-7237	NO	NO	YES	NO	NO	NO
35-8580	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>
35-7237	35-7237	2.060 cfs	784.0 af	196.0	332.0	N/A	N/A	N/A	N/A	N/A
35-8580	35-8580	2.720 cfs	544.0 af	136.0	332.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		4.780 cfs	1328.0 af	332.0	332.0		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

SUPPORT DATA

Transfer No. 82594

IN FILE # 35-7237

WATER RIGHT NO. 35-8580
As Modified by Transfer No. 82594

In accordance with the approval of Transfer No. 82594, Water Right No. 35-8580 is now described as follows:

Right Holder: VIOLA J WARD AND
 DELOY Z WARD
 1305 S 2ND E
 REXBURG, ID 83440

Priority Date: 5/30/1985

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

4/01

To

to 10/31

Diversion Rate

2.720 cfs

2.720 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWSWSW Sec 11 Twp 01S Rge 32E 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	
01S	32E	10													34.0	34.0	34.0	34.0	136.0
01S	32E	11									36.0	35.0	34.0	35.0		40.0	16.0		196.0

Right Acre Limit: 136.0

POU Total Acres: 332.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 136 acres within the authorized place of use in a single irrigation season.
2. Rights 35-7237 and 35-8580 when combined shall not exceed a total diversion rate of 4.78 cfs, a total annual maximum diversion volume of 1328 af at the field headgate, and the irrigation of 332 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. 82594

WATER RIGHT NO. 35-8580
As Modified by Transfer No. 82594

CONDITIONS OF APPROVAL

5. Prior to the diversion and use of water under Transfer approval 82594, 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 place of use.
8. This right does not grant any right-of-way or easement across the land of another.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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.

WATER RIGHT NO. 35-7237**As Modified by Transfer No. 82594**

In accordance with the approval of Transfer No. 82594, Water Right No. 35-7237 is now described as follows:

Right Holder: VIOLA J WARD AND
DELOY Z WARD
1305 S 2ND E
REXBURG, ID 83440

Priority Date: 7/4/1972

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From
4/01

To
to 11/01

Diversion Rate
2.060 cfs
2.060 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWSWSW Sec 11 Twp 01S Rge 32E 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	
01S	32E	10													34.0	34.0	34.0	34.0	136.0
01S	32E	11									36.0	35.0	34.0	35.0		40.0	16.0		196.0

Right Acre Limit: 196.0

POU Total Acres: 332.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 196 acres within the authorized place of use in a single irrigation season.
2. Rights 35-7237 and 35-8580 when combined shall not exceed a total diversion rate of 4.78 cfs, a total annual maximum diversion volume of 1328 af at the field headgate, and the irrigation of 332 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. 82594

WATER RIGHT NO. 35-7237

As Modified by Transfer No. 82594

CONDITIONS OF APPROVAL

5. Prior to the diversion and use of water under Transfer approval 82594, 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 place of use.
8. This right does not grant any right-of-way or easement across the land of another.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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.

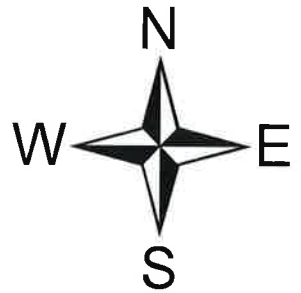
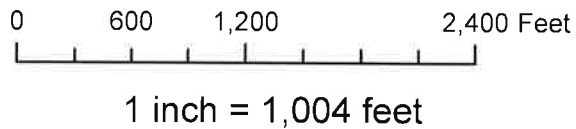
Attachment to Transfer Approval 82594

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



Date: 4/24/2019