

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT  
TRANSFER NO. 82970

This is to certify that: DONALD LORD AND  
JUDY LORD  
4223 N 4100 W  
MACKAY, ID 83251-4520

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> |
|--------------------|---------------------|----------------------|-----------------------|-------------------------|-------------------|--------------------|---------------|
| 34-13719           | WR/DECREED          | 4/19/1960            | 0.100 cfs             | 18.9 af                 | 6.3               | 16.0               | GROUND WATER  |
| 34-13723           | WR/DECREED          | 6/18/1948            | 0.210 cfs             | 36.8 af                 | 10.5              | 16.0               | 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> |
|-----------------------|--------------|------------|------------|----------------|----------------------|----------------------|
| 34-13719              | NO           | YES        | NO         | NO             | NO                   | NO                   |
| 34-13723              | NO           | YES        | NO         | 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> |
|------------------------|----------------------------------|----------------------|------------------------|-------------------|--------------------|------------------------------------|-----------------------|-------------------------|-----------------------------|------------------------------|
| 34-13719               | 34-13719                         | 0.100 cfs            | 18.9 af                | 6.3               | 16.0               | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 34-13723               | 34-13723                         | 0.210 cfs            | 36.8 af                | 10.5              | 16.0               | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| <b>COMBINED TOTALS</b> |                                  | <b>0.310 cfs</b>     | <b>55.7 af</b>         | <b>16.0</b>       | <b>16.0</b>        |                                    | <b>N/A</b>            | <b>N/A</b>              | <b>N/A</b>                  | <b>N/A</b>                   |

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 8<sup>th</sup> day of March, 2019.

  
Water Resources Program Manager

SUPPORT DATA

IN FILE # 34-13719

Transfer No. 82970

# **WATER RIGHT NO. 34-13719**

## **As Modified by Transfer No. 82970**

In accordance with the approval of Transfer No. 82970, Water Right No. 34-13719 is now described as follows:

**Right Holder:** DONALD LORD AND  
JUDY LORD  
4223 N 4100 W  
MACKAY, ID 83251-4520

**Priority Date:** 4/19/1960

**Source:** GROUND WATER

### **BENEFICIAL USE**

IRRIGATION

### **From**

04/01

### **To**

to 11/01

### **Diversion Rate**

0.100 cfs

0.100 cfs

### **Diversion Volume**

18.9 af

18.9 af

### **LOCATION OF POINT(S) OF DIVERSION**

GROUND WATER

SESE

Sec 31 Twp 07N Rge 25E CUSTER 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   |        |
| 07N | 25E | 31  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 16.0 | 16.0   |

Right Acre Limit: 6.3

POU Total Acres: 16.0

### **CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 6.3 acres within the authorized place of use in a single irrigation season.
2. Rights 34-13717, 34-13719, 34-13721 and 34-13723 when combined shall not exceed a total diversion rate of 0.42 cfs and the irrigation of 16.0 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
4. 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.

Transfer No. 82970

**WATER RIGHT NO. 34-13719**  
**As Modified by Transfer No. 82970**

**CONDITIONS OF APPROVAL**

5. Prior to the diversion and use of water under Transfer approval 82970, 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. 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. 34.
7. This right does not grant any right-of-way or easement across the land of another.
8. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
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 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. 34-13723**  
**As Modified by Transfer No. 82970**

In accordance with the approval of Transfer No. 82970, Water Right No. 34-13723 is now described as follows:

**Right Holder:** DONALD LORD AND  
 JUDY LORD  
 4223 N 4100 W  
 MACKAY, ID 83251-4520

**Priority Date:** 6/18/1948

**Source:** GROUND WATER

**BENEFICIAL USE**

IRRIGATION

**From**

04/01

to 10/31

**To**

**Diversion Rate**

0.210 cfs

0.210 cfs

**Diversion Volume**

36.8 af

36.8 af

**LOCATION OF POINT(S) OF DIVERSION**

GROUND WATER

SESE

Sec 31 Twp 07N Rge 25E CUSTER 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   |        |
| 07N | 25E | 31  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 16.0 | 16.0   |

Right Acre Limit: 10.5

POU Total Acres: 16.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 10.5 acres within the authorized place of use in a single irrigation season.
2. Rights 34-13717, 34-13719, 34-13721 and 34-13723 when combined shall not exceed a total diversion rate of 0.42 cfs and the irrigation of 16.0 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
4. 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.

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**WATER RIGHT NO. 34-13723**  
**As Modified by Transfer No. 82970**

**CONDITIONS OF APPROVAL**

5. Prior to the diversion and use of water under Transfer approval 82970, 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. 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. 34.
7. This right does not grant any right-of-way or easement across the land of another.
8. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.
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 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 82970

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.

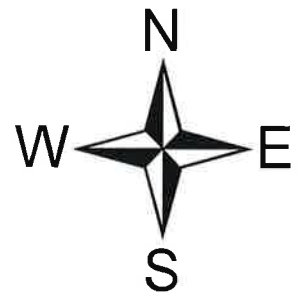


## Legend

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

0 125 250 500 Feet

1 inch = 203 feet



Date: 3/8/2019