

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 82871**

This is to certify that: LORI WAHLEN AND/OR
VAL F WAHLEN
1352 S 2700 E
ABERDEEN, ID 83210

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>
35-14349	WR/DECREED	12/12/1953	1.940 cfs	774.4 af	193.6	334.0	GROUND WATER
35-14350	WR/DECREED	6/26/1975	0.980 cfs	417.9 af	328.2	334.0	GROUND WATER
35-7019	WR/DECREED	4/2/1968	2.220 cfs	444.0 af	N/A	111.0	GROUND WATER

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>
35-14351	WR/DECREED	6/26/1975	2.580 cfs	N/A		129.0	UNNAMED DRAIN

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>
35-14349	YES	YES	YES	NO	NO	NO
35-14350	YES	YES	YES	NO	NO	NO
35-7019	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>
35-14349	35-14622	0.190 cfs	76.5 af	19.1	144.0	35-14349	1.750 cfs	697.9 af	174.5	301.0
35-14350	35-14623	0.100 cfs	41.3 af	32.4	144.0	35-14350	0.880 cfs	376.6 af	295.8	301.0
35-7019	35-7019	2.220 cfs	444.0 af	111.0	144.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		2.510 cfs	561.8 af	144.0	144.0		N/A	N/A	N/A	N/A

SUPPORT DATA

35-7019

Transfer No. 82871

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 82871

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 30th day of January, 2019.


Water Resources Program Manager



WATER RIGHT NO. 35-7019
As Modified by Transfer No. 82871

In accordance with the approval of Transfer No. 82871, Water Right No. 35-7019 is now described as follows:

Right Holder: VAL F WAHLEN
 LORI WAHLEN
 1352 S 2700 E
 ABERDEEN, ID 83210

Priority Date: 4/2/1968

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/20	to 11/01	2.220 cfs	444.0 af
			2.220 cfs	444.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NESESE Sec 22 Twp 04S Rge 31E 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	
04S	31E	22													36.0	34.0	40.0	34.0	144.0

Right Acre Limit: 111.0

POU Total Acres: 144.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 111.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-7019, 35-14622, and 35-14623 when combined shall not exceed the irrigation of 144.0 acres.
3. 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. 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. 82871

WATER RIGHT NO. 35-7019
As Modified by Transfer No. 82871

CONDITIONS OF APPROVAL

5. Prior to the diversion and use of water under Transfer approval 82871, 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 lands above.
8. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.
9. The use of water for irrigation under this right may begin as early as April 1 and may continue as late as November 1, provided other elements of the right are not exceeded. The use of water before April 20 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than February 25, 2002.
10. Use of this right is combined with water from Aberdeen Springfield Canal Co.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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. 35-14349**As Modified by Transfer No. 82871**

In accordance with the approval of Transfer No. 82871, Water Right No. 35-14349 is now described as follows:

Right Holder: VAL F WAHLEN AND/OR
LORI WAHLEN
1352 S 2700 E
ABERDEEN, ID 83210

Priority Date: 12/12/1953

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

1,750 cfs

1,750 cfs

Diversion Volume

697.9 af

697.9 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER
GROUND WATER

SWSW
SWSW

Sec 24 Twp 04S Rge 31E BINGHAM County
Sec 19 Twp 04S 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	
04S	31E	24									40.0	39.0	35.0	38.0		20.0			172.0
04S	32E	19									35.0	34.0	34.0	26.0					129.0
												L 3	L 4						

Right Acre Limit: 174.5

POU Total Acres: 301.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 174.5 acres within the authorized place of use in a single irrigation season.
2. Rights 35-14349 and 35-14350 when combined shall not exceed a total diversion rate of 2.63 cfs and a total annual maximum diversion volume of 1,074.5 af at the field headgate.
3. Rights 35-14349, 35-14350 and 35-14351 when combined shall not exceed a total diversion rate of 5.21 cfs and the irrigation of 301 acres.
4. 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. 120.

Transfer No. 82871

WATER RIGHT NO. 35-14349

As Modified by Transfer No. 82871

CONDITIONS OF APPROVAL

5. 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.
6. Prior to the diversion and use of water under Transfer approval 78871, 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.
7. 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.
8. 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.
9. Use of this right is combined with water from Aberdeen Springfield Canal Co.
10. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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. 35-14622

As Modified by Transfer No. 82871

In accordance with the approval of Transfer No. 82871, Water Right No. 35-14622 is now described as follows:

Right Holder: VAL F WAHLEN AND/OR
LORI WAHLEN
1352 S 2700 E
ABERDEEN, ID 83210

Priority Date: 12/12/1953

Source: GROUND WATER

BENEFICIAL USE IRRIGATION

From
04/01

To
to 10/31

Diversion Rate
0.190 cfs
0.190 cfs

Diversion Volume
76.5 af
76.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SESE Sec 22 Twp 04S Rge 31E 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	
04S	31E	22													36.0	34.0	40.0	34.0	144.0

Right Acre Limit: 19.1

POU Total Acres: 144.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 19.1 acres within the authorized place of use in a single irrigation season.
2. Rights 35-14622 and 35-14623 when combined shall not exceed the irrigation of 33 acres.
3. Rights 35-14622, 35-14623 and 35-7019 when combined shall not exceed the irrigation of 144 acres.
4. 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. 120.
5. 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. 82871

WATER RIGHT NO. 35-14622
As Modified by Transfer No. 82871

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 82871, 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.
7. 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.
8. 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.
9. Use of this right is combined with water from Aberdeen Springfield Canal Co.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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. 35-14350**As Modified by Transfer No. 82871**

In accordance with the approval of Transfer No. 82871, Water Right No. 35-14350 is now described as follows:

Right Holder: VAL F WAHLEN AND/OR
LORI WAHLEN
1352 S 2700 E
ABERDEEN, ID 83210

Priority Date: 6/26/1975

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION
STOCKWATER

From

04/01
01/01

to 11/01
to 12/31

To**Diversion Rate**

0.880 cfs
0.040 cfs
0.880 cfs

Diversion Volume

376.6 af
11.0 af
376.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWSW Sec 24 Twp 04S Rge 31E BINGHAM County
GROUND WATER SWSW Sec 19 Twp 04S 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	
04S	31E	24									40.0	39.0	35.0	38.0		20.0			172.0
04S	32E	19									35.0	34.0	34.0	26.0					129.0
												L 3	L 4						

Right Acre Limit: 295.8

POU Total Acres: 301.0

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	
04S	31E	24											X						

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 295.8 acres within the authorized place of use in a single irrigation season.
2. Rights 35-14349 and 35-14350 when combined shall not exceed a total diversion rate of 2.63 cfs and a total annual maximum diversion volume of 1,074.5 af at the field headgate.

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WATER RIGHT NO. 35-14350

As Modified by Transfer No. 82871

CONDITIONS OF APPROVAL

3. Rights 35-14349, 35-14350 and 35-14351 when combined shall not exceed a total diversion rate of 5.21 cfs and the irrigation of 301 acres.
4. 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. 120.
5. 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.
6. Prior to the diversion and use of water under Transfer approval 78871, 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.
7. 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.
8. 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.
9. Use of this right is combined with water from Aberdeen Springfield Canal Co.
10. Stockwater use is for 2500 sheep.
11. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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. 35-14623

As Modified by Transfer No. 82871

In accordance with the approval of Transfer No. 82871, Water Right No. 35-14623 is now described as follows:

Right Holder: VAL F WAHLEN AND/OR
LORI WAHLEN
1352 S 2700 E
ABERDEEN, ID 83210

Priority Date: 6/26/1975

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 11/01	0.100 cfs	41.3 af
			0.100 cfs	41.3 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SESE Sec 22 Twp 04S Rge 31E 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	
04S	31E	22													36.0	34.0	40.0	34.0	144.0

Right Acre Limit: 32.4

POU Total Acres: 144.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 32.4 acres within the authorized place of use in a single irrigation season.
2. Rights 35-14622 and 35-14623 when combined shall not exceed the irrigation of 33.0 acres.
3. Rights 35-14622, 35-14623 and 35-7019 when combined shall not exceed the irrigation of 144 acres.
4. 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. 120.
5. 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. 82871

WATER RIGHT NO. 35-14623
As Modified by Transfer No. 82871

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 82871, 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.
7. 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.
8. 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.
9. Use of this right is combined with water from Aberdeen Springfield Canal Co.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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. 35-14351

As Modified by Transfer No. 82871

In accordance with the approval of Transfer No. 82871, Water Right No. 35-14351 is now described as follows:

Right Holder: LORI WAHLEN AND/OR
VAL F WAHLEN
1352 S 2700 E
ABERDEEN, ID 83210

Priority Date: 6/26/1975

Source: UNNAMED DRAIN

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

to

To

11/01

Diversion Rate

2.580 cfs

2.580 cfs

LOCATION OF POINT(S) OF DIVERSION

UNNAMED DRAIN

SESW

Sec 19 Twp 04S 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	
04S	32E	19									35.0	34.0	34.0	26.0					129.0
											L 3	L 4							

POU Total Acres: 129.0

CONDITIONS OF APPROVAL

1. Use of this right combined with rights 35-14349 and 35-14350 shall not exceed a total diversion rate of 5.21 cfs and the irrigation of 301 acres.
2. Use of this right is combined with water from Aberdeen Springfield Canal Co.
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. 82871

Attachment to Transfer Approval 82871

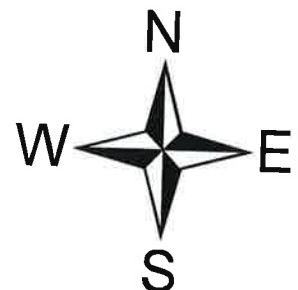
This map depicts the IRRIGATION place of use boundary at the time of this transfer approval and is attached to the approval document solely for illustrative purposes.



Legend

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

0 265 530 1,060 Feet
1 inch = 436 feet



Date: 1/30/2019