

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 81482**

This is to certify that: **LITTLE WILLOW IRRIGATION DIST**
PO BOX 807
PAYETTE, ID 83661

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>
65-2149	WR/DECREED	12/29/1913	50.000 cfs	36400.0 af	2826.0	2826.0	LITTLE WILLOW CREEK
65-2973	WR/DECREED	3/2/1967	110.000 cfs	1600.0 af	2826.0	N/A	INDIAN CREEK, UNNAMED STREAM

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>
65-2149	NO	NO	NO	YES	NO	NO
65-2973	NO	NO	NO	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>
65-2149	65-2149	50.000 cfs	36400.0 af	2826.0	N/A	N/A	N/A	N/A	N/A	N/A
65-2973	65-2973	110.000 cfs	1600.0 af	2826.0	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		4.000 cfs	N/A	N/A	2826.0		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 12th day of July, 2018.

Pamela S. Skaggs

PAMELA S. SKAGGS, Water Rights Supervisor

SUPPORT DATA

IN FILE # 65-64

Transfer No. 81482

WATER RIGHT NO. 65-2149

As Modified by Transfer No. 81482

In accordance with the approval of Transfer No. 81482, Water Right No. 65-2149 is now described as follows:

Right Holder: LITTLE WILLOW IRRIGATION DIST
PO BOX 807
PAYETTE, ID 83661

Priority Date: 12/29/1913

Source: LITTLE WILLOW CREEK **Tributary:** BIG WILLOW CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	3/15	to 11/15	50.000 cfs	
IRRIGATION FROM STORAGE	3/15	to 11/15	50.000 cfs	36400.0 af
			50.000 cfs	36400.0 af

LOCATION OF POINT(S) OF DIVERSION

LITTLE WILLOW CREEK	NWSW	Sec 2 Twp 08N Rge 04W PAYETTE County	(R)
LITTLE WILLOW CREEK	NWSE	Sec 12 Twp 09N Rge 03W PAYETTE County	(R)
LITTLE WILLOW CREEK	NENW	Sec 13 Twp 09N Rge 03W PAYETTE County	(R)
LITTLE WILLOW CREEK	SWNW	Sec 13 Twp 09N Rge 03W PAYETTE County	(R)
LITTLE WILLOW CREEK	NWSE	Sec 20 Twp 09N Rge 03W PAYETTE County	(R)
LITTLE WILLOW CREEK	NENE	Sec 30 Twp 09N Rge 03W PAYETTE County	(R)
LITTLE WILLOW CREEK	NENW	Sec 36 Twp 09N Rge 04W PAYETTE County	(R)
LITTLE WILLOW CREEK	SWSE	Sec 17 Twp 10N Rge 02W WASHINGTON County	

CONDITIONS OF APPROVAL

1. Diversion of water from the additional point of rediversion authorized under transfer no. 81482, located in NENW, Sec. 36, T09N, R04W, shall not exceed a maximum diversion rate of 4.00 cfs.
2. Water diverted from the additional point of rediversion authorized under transfer no. 81482, located in NENW, Sec. 36, T09N, R04W, is limited to the amount released from storage under water right nos. 65-2149 and 65-2973 and bypassed into the Little Willow Creek channel beyond each of the authorized points of rediversion upstream of the additional point of rediversion.
3. The right holder shall measure and record the flow of storage water released into the Little Willow Creek channel under this right to confirm the amount available to be rediverted at the additional point of diversion authorized under transfer no. 81482. Additionally, the right holder shall measure and record the quantity of storage water bypassed into the Little Willow Creek channel at each of its points of rediversion under this right as necessary to confirm the amount of water available for rediversion at the additional point of rediversion authorized under transfer no. 81482. The right holder shall retain measurement records and make them available to the Department upon request.
4. Right nos. 65-64, 65-2067, 65-2149, 65-2973, 65-3130, 65-3131, 65-3132, 65-3133, and 65-3134, when combined, shall provide no more than 0.02 cfs per acre when measured at the field head gate.

Transfer No. 81482

WATER RIGHT NO. 65-2149
As Modified by Transfer No. 81482

CONDITIONS OF APPROVAL

5. This right is limited to the irrigation of 2826 acres within the boundaries of the Little Willow Irrigation District in a single irrigation season. Combined right nos. 65-64, 65-2067, 65-2149, 65-2973, 65-3130, 65-3131, 65-3132, 65-3133, and 65-3134.
6. Basin 65 General Provisions No. 3, the Separate Streams General Provision, does not apply to appropriations of water after October 18, 1977.
This water right shall be administered as being from a separate source pursuant to Basin 65 General Provision No. 3. If the holder of this right seeks to change the right pursuant to Idaho Code § 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.
7. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) (2003) and authorized pursuant to I.C. Section 42-1411(2)(h) (2003). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
8. 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.65.
9. 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.
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.

WATER RIGHT NO. 65-2973

As Modified by Transfer No. 81482

In accordance with the approval of Transfer No. 81482, Water Right No. 65-2973 is now described as follows:

Right Holder: LITTLE WILLOW IRRIGATION DIST
PO BOX 807
PAYETTE, ID 83661

Priority Date: 3/2/1967

Source: INDIAN CREEK
Source: UNNAMED STREAM

Tributary: LITTLE WILLOW CREEK
Tributary: INDIAN CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
DIVERSION TO STORAGE	1/01	to 12/31	110.000 cfs	
IRRIGATION FROM STORAGE	3/15	to 11/15		1600.0 af
			110.000 cfs	1600.0 af

LOCATION OF POINT(S) OF DIVERSION

INDIAN CREEK	NWSW	Sec 2 Twp 08N Rge 04W PAYETTE County	(R)
INDIAN CREEK	NWSE	Sec 12 Twp 09N Rge 03W PAYETTE County	(R)
INDIAN CREEK	NENW	Sec 13 Twp 09N Rge 03W PAYETTE County	(R)
INDIAN CREEK	SWNW	Sec 13 Twp 09N Rge 03W PAYETTE County	(R)
INDIAN CREEK	NWSE	Sec 20 Twp 09N Rge 03W PAYETTE County	(R)
INDIAN CREEK	NENE	Sec 30 Twp 09N Rge 03W PAYETTE County	(R)
INDIAN CREEK	NENW	Sec 36 Twp 09N Rge 04W PAYETTE County	(R)
UNNAMED STREAM	NWSE	Sec 30 Twp 10N Rge 01W WASHINGTON County	
INDIAN CREEK	SENE	Sec 32 Twp 10N Rge 01W WASHINGTON County	
INDIAN CREEK	SWNE	Sec 32 Twp 10N Rge 01W WASHINGTON County	
INDIAN CREEK	SWSE	Sec 17 Twp 10N Rge 02W WASHINGTON County (I)	

CONDITIONS OF APPROVAL

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2. Water diverted from the additional point of rediversion authorized under transfer no. 81482, located in NENW, Sec. 36, T09N, R04W, is limited to the amount released from storage under water right nos. 65-2149 and 65-2973 and bypassed into the Little Willow Creek channel beyond each of the authorized points of rediversion upstream of the additional point of rediversion.
3. The right holder shall measure and record the flow of storage water released into the Little Willow Creek channel under this right to confirm the amount available to be rediverted at the additional point of diversion authorized under transfer no. 81482. Additionally, the right holder shall measure and record the quantity of storage water bypassed into the Little Willow Creek channel at each of its points of rediversion under this right as necessary to confirm the amount of water available for rediversion at the additional point of rediversion authorized under transfer no. 81482. The right holder shall retain measurement records and make them available to the Department upon request.

WATER RIGHT NO. 65-2973
As Modified by Transfer No. 81482

CONDITIONS OF APPROVAL

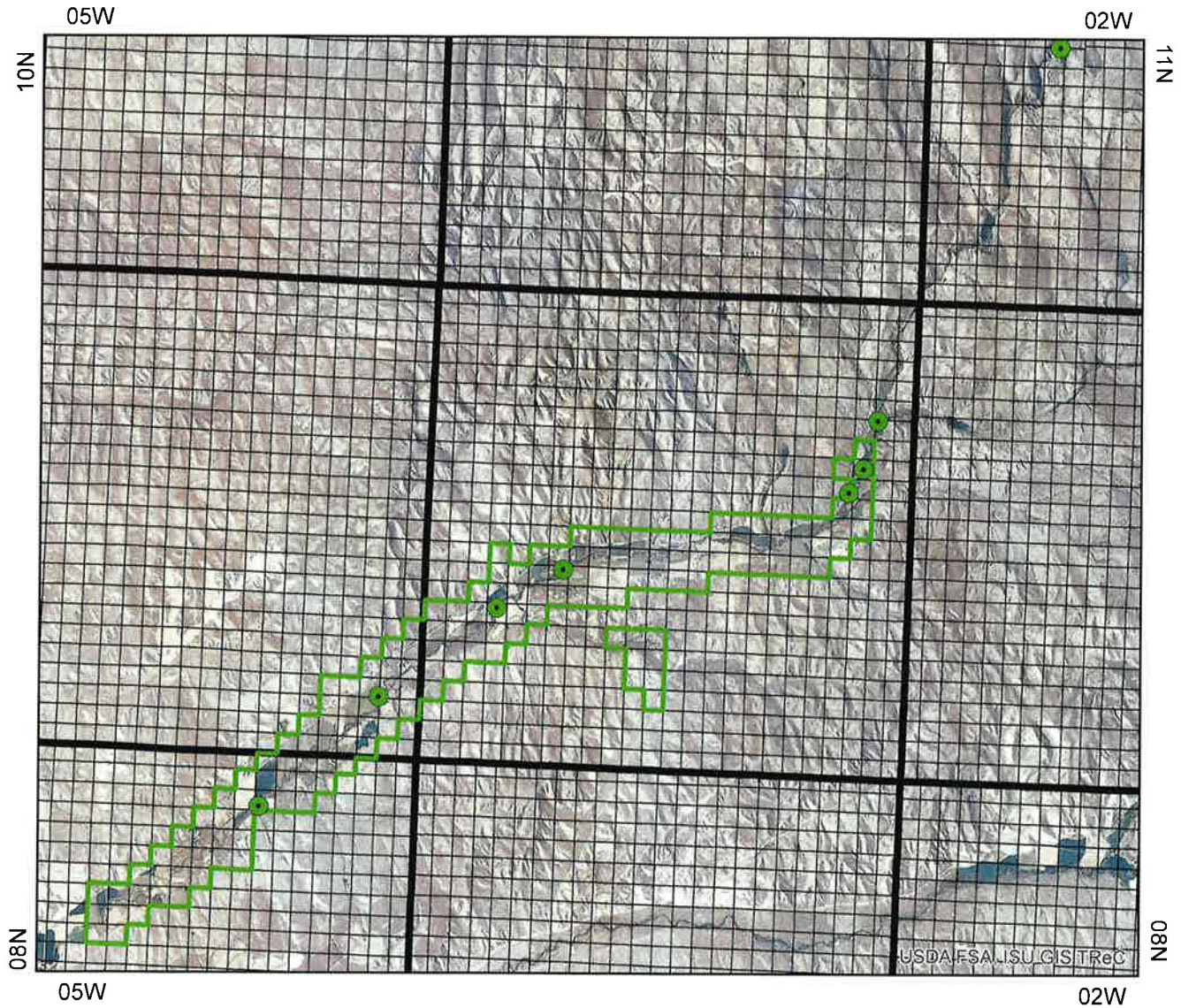
4. Right nos. 65-64, 65-2067, 65-2149, 65-2973, 65-3130, 65-3131, 65-3132, 65-3133, and 65-3134, when combined, shall provide no more than 0.02 cfs per acre when measured at the field head gate.
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11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Little Willow Irrigation Dist

Attachment to Transfer 81482

65-2149 & 65-2973

This map depicts the IRRIGATION and IRRIGATION FROM STORAGE place of use boundary for these water rights at the time of this approval and is attached to the approval document solely for illustrative purposes.



0 1.25 2.5 5 Miles

- Point of Diversion
- Place Of Use Boundary
- Townships





State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

July 12, 2018

LITTLE WILLOW IRRIGATION DISTRICT
PO BOX 807
PAYETTE ID 83661

RE: Transfer No.: 81482
Water Right No(s). 65-2149 & 65-2973

Dear Right Holder and other Interested Parties:

The Department of Water Resources has issued the enclosed Transfer Approval in relation to an Amended Preliminary Order Approving, in Part, Application for Transfer No. 81482 issued on June 7, 2018. Our water right database has been updated to reflect the changes to the affected rights listed above.

If you have any questions, please contact me at (208)287-4951.

Sincerely,

Pamela S. Skaggs
Water Rights Supervisor

Enclosure(s)

c: ALBERT P BARKER
BARKER ROSHOLT & SIMPSON LLP