

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 81066**

This is to certify that: JOHN E MC AFFEE
570 NORVIN AVE
IDAHO FALLS, ID 83401

R DANIEL WADDOUPS
2775 N 3520 W
MOORE, ID 83255

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>
34-172G	WR/DECREED	8/1/1898	0.190 cfs	N/A	9.7	150.0	BIG LOST RIVER
34-313B	WR/DECREED	5/1/1899	1.330 cfs	N/A	66.7	150.0	BIG LOST RIVER
34-446D	WR/DECREED	9/1/1899	0.330 cfs	N/A	16.5	150.0	BIG LOST RIVER
34-503E	WR/DECREED	6/1/1898	0.490 cfs	N/A	24.7	150.0	BIG LOST RIVER
34-7226D	WR/DECREED	2/24/1980	1.480 cfs	259.0 af	74.0	150.0	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>
34-172G	NO	NO	YES	NO	NO	NO
34-313B	NO	NO	YES	NO	NO	NO
34-446D	NO	NO	YES	NO	NO	NO
34-503E	NO	NO	YES	NO	NO	NO
34-7226D	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>
34-172G	34-172G	0.190 cfs	N/A	9.7	76.0	N/A	N/A	N/A	N/A	N/A
34-313B	34-313B	1.330 cfs	N/A	66.7	76.0	N/A	N/A	N/A	N/A	N/A
34-446D	34-446D	0.330 cfs	N/A	16.5	76.0	N/A	N/A	N/A	N/A	N/A
34-503E	34-503E	0.490 cfs	N/A	24.7	76.0	N/A	N/A	N/A	N/A	N/A
34-7226D	34-7226D	1.480 cfs	259.0 af	74.0	76.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		3.700 cfs	N/A	76.0	76.0		N/A	N/A	N/A	N/A

Transfer No. 81066

SUPPORT DATA
IN FILE # 34-172G

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 81066

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 14th day of June, 2018.



Water Resources Program Manager



WATER RIGHT NO. 34-503E

As Modified by Transfer No. 81066

In accordance with the approval of Transfer No. 81066, Water Right No. 34-503E is now described as follows:

Right Holder: R DANIEL WADDOUPS
2775 N 3520 W
MOORE, ID 83255

Priority Date: 6/1/1898

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE
IRRIGATION

From
05/01

To
to 10/15

Diversion Rate
0.490 cfs
0.490 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER NWNWNW Sec 26 Twp 04N Rge 26E BUTTE 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	
04N	27E	32									38.0			38.0					76.0

Right Acre Limit: 24.7

POU Total Acres: 76.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 24.7 acres within the authorized place of use in a single irrigation season.
2. Rights 34-172G, 34-313B, 34-446D, 34-503E and 34-7226D when combined shall not exceed a total diversion rate of 3.70 cfs and the irrigation of 76 acres.
3. The period of use for the irrigation described in this approval may be extended to a beginning date of 04/20 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 05/01 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 02/05/1998.
4. 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.
5. Water is delivered through Arco Canal.

Transfer No. 81066

WATER RIGHT NO. 34-503E
As Modified by Transfer No. 81066

CONDITIONS OF APPROVAL

6. This right does not grant any right-of-way or easement across the land of another.
7. 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.
8. 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).
9. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
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 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. 34-446D
As Modified by Transfer No. 81066

In accordance with the approval of Transfer No. 81066, Water Right No. 34-446D is now described as follows:

Right Holder: R DANIEL WADDOUPS
2775 N 3520 W
MOORE, ID 83255

Priority Date: 9/1/1899

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE
IRRIGATION

From
05/01

To
to 10/15

Diversion Rate
0.330 cfs
0.330 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER NWNWNW Sec 26 Twp 04N Rge 26E BUTTE 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	
04N	27E	32									38.0			38.0					76.0

Right Acre Limit: 16.5

POU Total Acres: 76.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 16.5 acres within the authorized place of use in a single irrigation season.
2. Rights 34-172G, 34-313B, 34-446D, 34-503E and 34-7226D when combined shall not exceed a total diversion rate of 3.70 cfs and the irrigation of 76 acres.
3. The period of use for the irrigation described in this approval may be extended to a beginning date of 04/20 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 05/01 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 02/05/1998.
4. 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.
5. Water is delivered through Arco Canal.

Transfer No. 81066

WATER RIGHT NO. 34-446D
As Modified by Transfer No. 81066

CONDITIONS OF APPROVAL

6. This right does not grant any right-of-way or easement across the land of another.
7. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
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. 34.
9. 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).
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 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. 34-172G

As Modified by Transfer No. 81066

In accordance with the approval of Transfer No. 81066, Water Right No. 34-172G is now described as follows:

Right Holder: R DANIEL WADDOUPS
2775 N 3520 W
MOORE, ID 83255

Priority Date: 8/1/1898

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE

IRRIGATION

From

05/01

to 10/15

To

Diversion Rate

0.190 cfs

0.190 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER

NWNWNW

Sec 26 Twp 04N Rge 26E BUTTE 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	
04N	27E	32									38.0			38.0					76.0

Right Acre Limit: 9.7

POU Total Acres: 76.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 9.7 acres within the authorized place of use in a single irrigation season.
2. Rights 34-172G, 34-313B, 34-446D, 34-503E and 34-7226D when combined shall not exceed a total diversion rate of 3.70 cfs and the irrigation of 76 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. Water is delivered through Arco Canal.
5. The period of use for the irrigation described in this approval may be extended to a beginning date of 04/20 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 05/10 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 02/05/1998.

Transfer No. 81066

WATER RIGHT NO. 34-172G
As Modified by Transfer No. 81066

CONDITIONS OF APPROVAL

6. This right does not grant any right-of-way or easement across the land of another.
7. 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.
8. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
9. 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).
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 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. 34-313B
As Modified by Transfer No. 81066

In accordance with the approval of Transfer No. 81066, Water Right No. 34-313B is now described as follows:

Right Holder: R DANIEL WADDOUPS
 2775 N 3520 W
 MOORE, ID 83255

Priority Date: 5/1/1899

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE
 IRRIGATION

From
 05/01

To
 to 10/15

Diversion Rate
 1,330 cfs
 1,330 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER NWNWNW Sec 26 Twp 04N Rge 26E BUTTE 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	
04N	27E	32									38.0			38.0					76.0

Right Acre Limit: 66.7

POU Total Acres: 76.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 66.7 acres within the authorized place of use in a single irrigation season.
2. Rights 34-172G, 34-313B, 34-446D, 34-503E and 34-7226D when combined shall not exceed a total diversion rate of 3.70 cfs and the irrigation of 76 acres.
3. The period of use for the irrigation described in this approval may be extended to a beginning date of 04/20 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 05/01 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 02/05/1998.
4. 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.
5. Water is delivered through Arco Canal.

Transfer No. 81066

WATER RIGHT NO. 34-313B
As Modified by Transfer No. 81066

CONDITIONS OF APPROVAL

6. This right does not grant any right-of-way or easement across the land of another.
7. 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.
8. 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).
9. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
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 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. 34-7226D
As Modified by Transfer No. 81066

In accordance with the approval of Transfer No. 81066, Water Right No. 34-7226D is now described as follows:

Right Holder: R DANIEL WADDOUPS
 2775 N 3520 W
 MOORE, ID 83255

Priority Date: 2/24/1980

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

to 11/01

To

Diversion Rate

1.480 cfs

1.480 cfs

Diversion Volume

259.0 af

259.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

SWSWSE

Sec 23 Twp 04N Rge 26E BUTTE 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	
04N	27E	32									38.0			38.0					76.0

Right Acre Limit: 74.0

POU Total Acres: 76.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 74 acres within the authorized place of use in a single irrigation season.
2. Rights 34-172G, 34-313B, 34-446D, 34-503E and 34-7226D when combined shall not exceed a total diversion rate of 3.70 cfs and the irrigation of 76 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. Water is injected into the Arco Canal at a point above the measuring gauge used by the watermaster in delivery of water to the Arco Canal.
5. Water is delivered through Arco Canal.

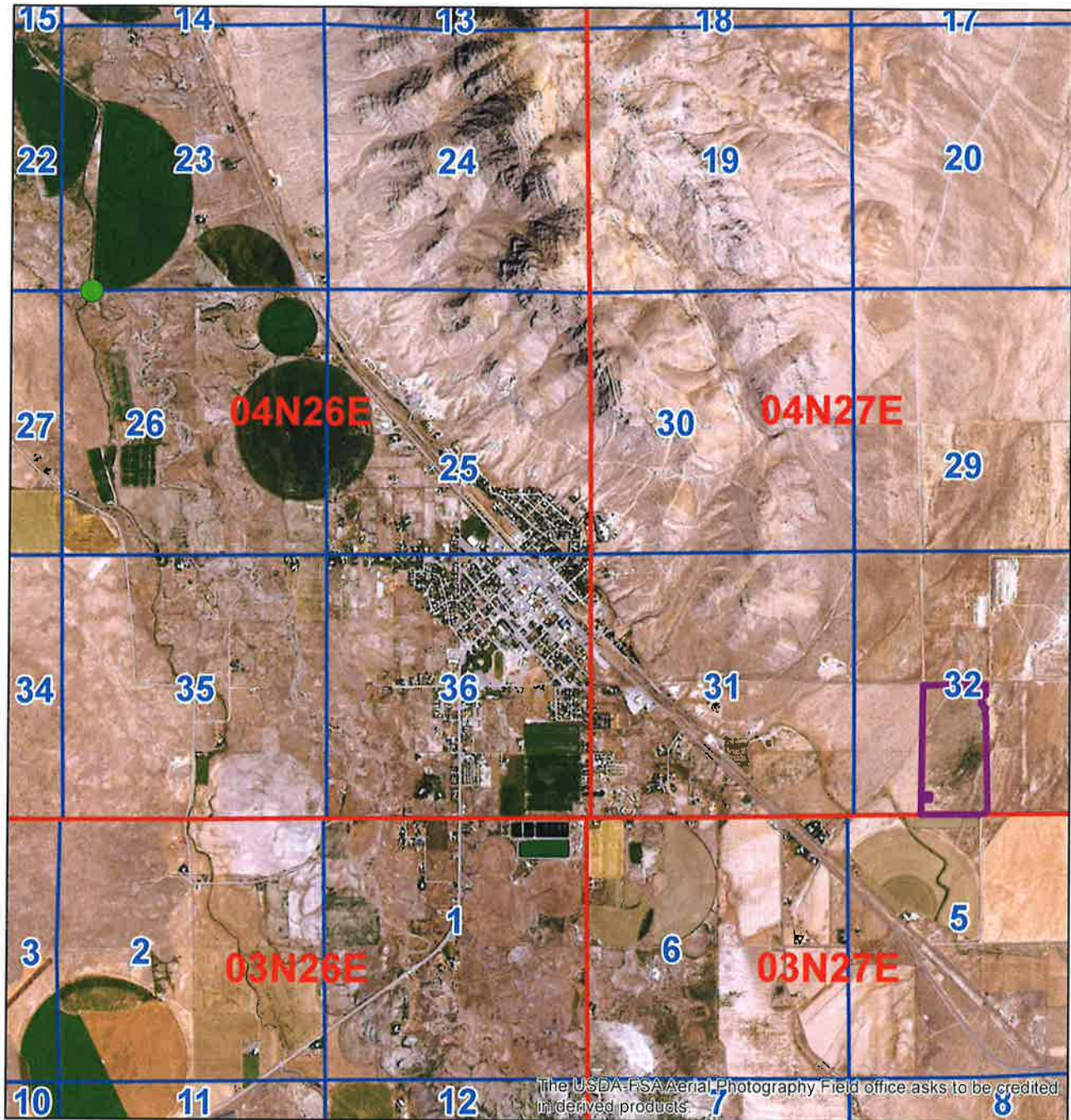
WATER RIGHT NO. 34-7226D
As Modified by Transfer No. 81066

CONDITIONS OF APPROVAL

6. This water right enjoys the benefit of subordination of hydropower water right nos. 02-00100, 02-4000A, 02-4001A, 02-02032A, 02-4000B, 02-4001B, 02-02032B, 02-02036, 02-02056, 02-02065, 02-02064, 02-10135, 02-02060, 02-02059, 02-02001B, 02-02001A, 02-02057, 37-02128, 37-02472, 37-02471, 37-20710, 37-20709, 36-02013, 36-02018 and 36-02026 only so long as the average daily flows as measured at the Murphy Gaging station meet or exceed the minimum stream flows established by state action.
7. 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.
8. 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.
9. Prior to the diversion and use of water under Transfer approval 81066, 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.
10. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
11. This right does not grant any right-of-way or easement across the land of another.
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 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 81066

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 1,400 2,800 5,600 Feet

1 inch = 3,186 feet

