

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 82168

This is to certify that: JENNIFER R ELLIS AND
SHAWN D ELLIS
936 W 350 N
BLACKFOOT, ID 83221-5218

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>
35-11918	WR/DECREED	4/1/1963	1.620 cfs	556.0 af	N/A	139.0	GROUND WATER
35-14352	WR/DECREED	4/2/1982	0.600 cfs	N/A	34.0	37.0	GROUND WATER
35-14567	WR/DECREED	4/2/1982	0.050 cfs	N/A	3.0	37.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

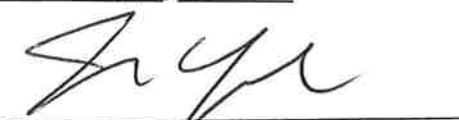
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
35-11918	YES	YES	YES	NO	NO	NO
35-14352	NO	YES	YES	NO	NO	NO
35-14567	NO	YES	YES	NO	NO	NO

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>
35-11918	35-14568	0.080 cfs	28.0 af	7.0	44.0	35-11918	1.540 cfs	528.0 af	N/A	132.0
35-14352	35-14352	0.600 cfs	136.0 af	34.0	44.0	N/A	N/A	N/A	N/A	N/A
35-14567	35-14567	0.050 cfs	12.0 af	3.0	44.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.680 cfs	176.0 af	44.0	44.0		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 25th day of May, 2018.


Water Resources Program Manager

Transfer No. 82168

SUPPORT DATA
IN FILE # 35-11918

WATER RIGHT NO. 35-11918
As Modified by Transfer No. 82168

In accordance with the approval of Transfer No. 82168, Water Right No. 35-11918 is now described as follows:

Right Holder: JENNIFER R ELLIS
 SHAWN D ELLIS
 936 W 350 N
 BLACKFOOT, ID 83221-5218

Priority Date: 4/1/1963

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	4/01	to 10/31	1,540 cfs	528.0 af
			1,540 cfs	528.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NESWNE Sec 16 Twp 02S Rge 34E 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	
02S	34E	9															11	23	34
02S	34E	16		36.0	25.0		8.0			29.0									98.0

POU Total Acres: 132.0

CONDITIONS OF APPROVAL

1. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

WATER RIGHT NO. 35-14568
As Modified by Transfer No. 82168

In accordance with the approval of Transfer No. 82168, Water Right No. 35-14568 is now described as follows:

Right Holder: SHAWN D ELLIS
 JENNIFER R ELLIS
 936 W 350 N
 BLACKFOOT, ID 83221-5218

Priority Date: 4/1/1963

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	4/01	to 10/31	0.080 cfs	28.0 af
			0.080 cfs	28.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SENE Sec 16 Twp 02S Rge 34E 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	
02S	34E	16			11.0	33.0													44.0

Right Acre Limit: 7.0
 POU Total Acres: 44.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 7 acres within the authorized place of use in a single irrigation season.
2. Rights 35-14568, 35-14352 and 35-14567 when combined shall not exceed a total diversion rate of 0.68 cfs, a total annual maximum diversion volume of 176 af at the field headgate, and the irrigation of 44 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. 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.

WATER RIGHT NO. 35-14568

As Modified by Transfer No. 82168

CONDITIONS OF APPROVAL

5. Prior to the diversion and use of water under Transfer approval 82168, 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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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. 35-14352**As Modified by Transfer No. 82168**

In accordance with the approval of Transfer No. 82168, Water Right No. 35-14352 is now described as follows:

Right Holder: JENNIFER R ELLIS
SHAWN D ELLIS
936 W 350 N
BLACKFOOT, ID 83221-5218

Priority Date: 4/2/1982

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

0.600 cfs

0.600 cfs

Diversion Volume

136.0 af

136.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

SENE

Sec 16 Twp 02S Rge 34E 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	
02S	34E	16			11.0	33.0													44.0

Right Acre Limit: 34.0

POU Total Acres: 44.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 34 acres within the authorized place of use in a single irrigation season.
2. Rights 35-14567 and 35-14352 when combined shall not exceed a total diversion rate of 0.60 cfs, a total annual maximum diversion volume of 148 af at the field headgate, and the irrigation of 37 acres.
3. Rights 35-14568, 35-14352 and 35-14567 when combined shall not exceed a total diversion rate of 0.68 cfs, a total annual maximum diversion volume of 176 af at the field headgate, and the irrigation of 44 acres.
4. 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.

WATER RIGHT NO. 35-14352
As Modified by Transfer No. 82168

CONDITIONS OF APPROVAL

5. 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.
6. Prior to the diversion and use of water under Transfer approval 82168, 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. Right No. 35-14567 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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. 35-14567**As Modified by Transfer No. 82168**

In accordance with the approval of Transfer No. 82168, Water Right No. 35-14567 is now described as follows:

Right Holder: SHAWN D ELLIS
JENNIFER R ELLIS
936 W 350 N
BLACKFOOT, ID 83221-5218

Priority Date: 4/2/1982

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

0.050 cfs

0.050 cfs

Diversion Volume

12.0 af

12.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

SENE

Sec 16 Twp 02S Rge 34E 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	
02S	34E	16			11.0	33.0													44.0

Right Acre Limit: 3.0

POU Total Acres: 44.0

CONDITIONS OF APPROVAL

1. This right is for an enlargement of 3 acres within the place of use described for this right.
2. Rights 35-14352 and 35-14567 when combined shall not exceed a total diversion rate of 0.60 cfs, a total annual maximum diversion volume of 148 af at the field headgate, and the irrigation of 37 acres.
3. Rights 35-14568, 35-14352 and 35-14567 when combined shall not exceed a total diversion rate of 0.68 cfs, a total annual maximum diversion volume of 176 af at the field headgate, and the irrigation of 44 acres.
4. This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

WATER RIGHT NO. 35-14567

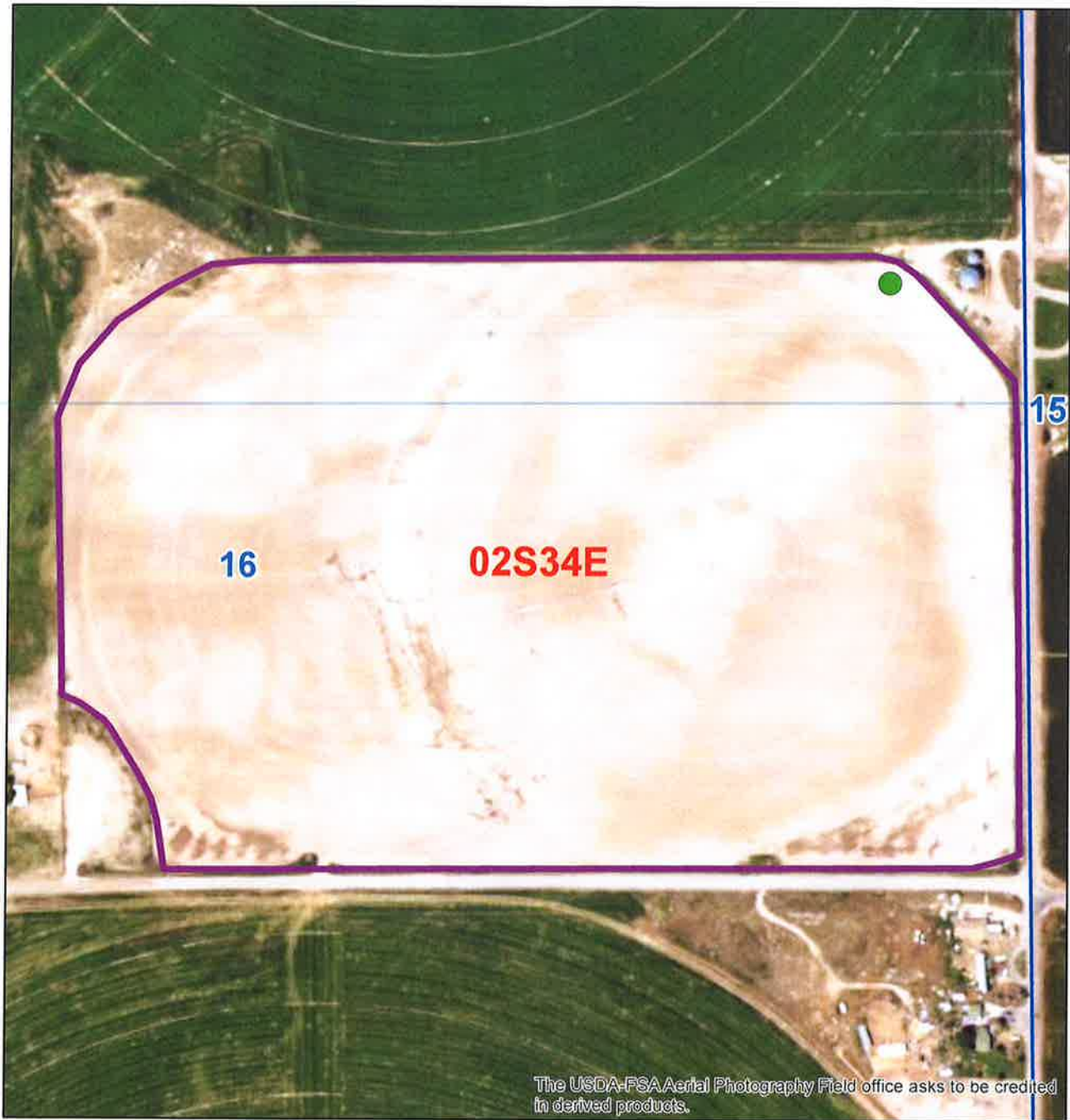
As Modified by Transfer No. 82168

CONDITIONS OF APPROVAL

5. 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.
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. Prior to the diversion and use of water under Transfer approval 82168, 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.
8. This right is based upon an enlargement of Right No. 35-14352 pursuant to Section 42-1426, Idaho Code.
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 82168

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

0 137.5 275 550 Feet

1 inch = 295 feet

