

**STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT  
TRANSFER NO. 82099**

This is to certify that: **ALEXIA A JOHNSON AND  
DOUGLAS D JOHNSON  
76 E GOODENOUGH RD  
MCCAMMON, ID 83250**

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> |
|--------------------|---------------------|----------------------|-----------------------|-------------------------|-------------------|--------------------|---------------|
| 29-4160            | WR/DECREED          | 5/24/1888            | 0.150 cfs             | N/A                     | N/A               | 4.9                | SPRING        |
| 29-4161B           | WR/DECREED          | 5/24/1888            | 0.570 cfs             | N/A                     | N/A               | 28.5               | MARSH CREEK   |

**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> |
|-----------------------|--------------|------------|------------|----------------|----------------------|----------------------|
| 29-4160               | NO           | NO         | YES        | NO             | NO                   | NO                   |
| 29-4161B              | YES          | YES        | YES        | 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> |
|------------------------|----------------------------------|----------------------|------------------------|-------------------|--------------------|------------------------------------|-----------------------|-------------------------|-----------------------------|------------------------------|
| 29-4160                | 29-4160                          | 0.150 cfs            | N/A                    | 4.9               | 30.6               | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 29-4161B               | 29-14254                         | 0.510 cfs            | N/A                    | 25.7              | 30.6               | 29-4161B                           | 0.060 cfs             | N/A                     | N/A                         | 2.8                          |
| <b>COMBINED TOTALS</b> |                                  | <b>0.660 cfs</b>     | <b>N/A</b>             | <b>30.6</b>       | <b>30.6</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 23<sup>rd</sup> day of February, 2018.

  
Water Resources Program Manager

SUPPORT DATA

Transfer No. 82099

IN FILE # 29-4160

**WATER RIGHT NO. 29-4161B**  
**As Modified by Transfer No. 82099**

In accordance with the approval of Transfer No. 82099, Water Right No. 29-4161B is now described as follows:

**Right Holder:** DEBRA HALL AND  
DONALD K HALL  
4234 S MARSH CREEK RD  
MCCAMMON, ID 83250

**Priority Date:** 5/24/1888

**Source:** MARSH CREEK

**Tributary:** PORTNEUF RIVER

**BENEFICIAL USE**

IRRIGATION

**From**

04/01

to

**To**

10/31

**Diversion Rate**

0.060 cfs

0.060 cfs

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

MARSH CREEK  
MARSH CREEK

SWNENW  
NENWNW

Sec 27 Twp 08S Rge 36E BANNOCK County  
Sec 27 Twp 08S Rge 36E BANNOCK 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 |        |
| 08S | 36E | 27  |    |    |    |    |    | 2.8 |    |    |    |    |    |    |    |    |    |    | 2.8    |

POU Total Acres: 2.8

**CONDITIONS OF APPROVAL**

1. 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.
2. 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. 29H.
3. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
4. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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**WATER RIGHT NO. 29-4161B**  
**As Modified by Transfer No. 82099**

**CONDITIONS OF APPROVAL**

6. 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. 29-14254**  
**As Modified by Transfer No. 82099**

In accordance with the approval of Transfer No. 82099, Water Right No. 29-14254 is now described as follows:

**Right Holder:** ALEXIA A JOHNSON AND  
DOUGLAS D JOHNSON  
76 E GOODENOUGH RD  
MCCAMMON, ID 83250

**Priority Date:** 5/24/1888

**Source:** MARSH CREEK

**Tributary:** PORTNEUF RIVER

**BENEFICIAL USE**

IRRIGATION

**From**

04/01

**To**

to 10/31

**Diversion Rate**

0.510 cfs

0.510 cfs

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

|             |      |                        |                |
|-------------|------|------------------------|----------------|
| MARSH CREEK | SWNW | Sec 27 Twp 08S Rge 36E | BANNOCK County |
| MARSH CREEK | NENW | Sec 27 Twp 08S Rge 36E | BANNOCK County |
| MARSH CREEK | NWNW | Sec 27 Twp 08S Rge 36E | BANNOCK 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 |        |
| 08S | 36E | 27  |    |    |    |    | 7.7 | 15.0 | 7.2 | 0.7 |    |    |    |    |    |    |    |    | 30.6   |

Right Acre Limit: 25.7

POU Total Acres: 30.6

**CONDITIONS OF APPROVAL**

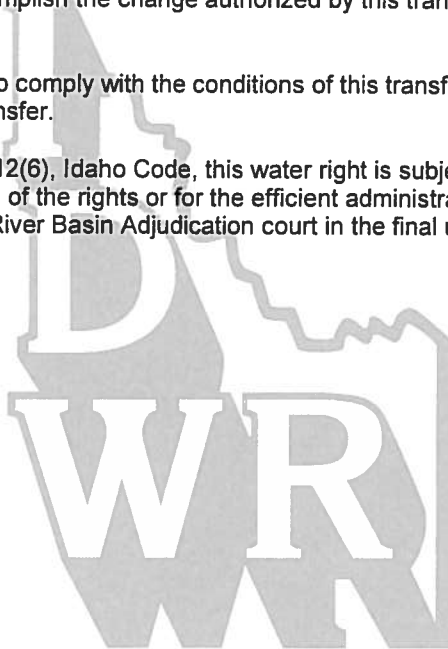
1. This right is limited to the irrigation of 25.7 acres within the authorized place of use in a single irrigation season.
2. Rights 29-4160 and 29-14254 when combined shall not exceed the irrigation of 30.6 acres.
3. Use of water under this right may be regulated by a watermaster with responsibility 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. 29H.
4. 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).

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**WATER RIGHT NO. 29-14254**  
**As Modified by Transfer No. 82099**

**CONDITIONS OF APPROVAL**

5. This water right is limited to two points of diversion. Immediately after the two points of diversion authorized under Transfer 82099 are completed, the right holder shall notify the department of the diversion locations and request that the unused point of diversion be removed from the water right.
6. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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.



**WATER RIGHT NO. 29-4160****As Modified by Transfer No. 82099**

In accordance with the approval of Transfer No. 82099, Water Right No. 29-4160 is now described as follows:

**Right Holder:** DOUGLAS D JOHNSON AND  
ALEXIA A JOHNSON  
76 E GOODENOUGH RD  
MCCAMMON, ID 83250

**Priority Date:** 5/24/1888

**Source:** SPRING

**Tributary:** SINKS

**BENEFICIAL USE**

IRRIGATION

**From**

04/01

**To**

to 10/31

**Diversion Rate**

0.150 cfs

0.150 cfs

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

SPRING  
SPRING

NWNWNW  
SWNWNW

Sec 27 Twp 08S Rge 36E BANNOCK County  
Sec 27 Twp 08S Rge 36E BANNOCK 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 |        |
| 08S | 36E | 27  |    |    |    |    | 7.7 | 15.0 | 7.2 | 0.7 |    |    |    |    |    |    |    |    | 30.6   |

Right Acre Limit: 4.9

POU Total Acres: 30.6

**CONDITIONS OF APPROVAL**

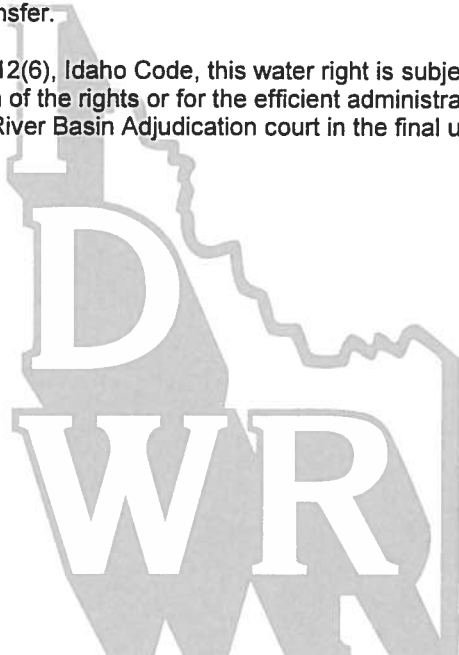
1. This right is limited to the irrigation of 25.7 acres within the authorized place of use in a single irrigation season.
2. Rights 29-4160 and 29-14254 when combined shall not exceed the irrigation of 30.6 acres.
3. Use of water under this right may be regulated by a watermaster with responsibility 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. 29H.
4. 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).
5. This water right is limited to two points of diversion. Immediately after the two points of diversion authorized under Transfer 82099 are completed, the right holder shall notify the department of the diversion locations and request that the unused point of diversion be removed from the water right.

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**WATER RIGHT NO. 29-4160**  
**As Modified by Transfer No. 82099**

**CONDITIONS OF APPROVAL**

6. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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.



# Transfer Approval 82099

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

0 130 260 520 Feet

1 inch = 285 feet

