

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 81762**

This is to certify that: **JAMES S GUTHRIE AND
SUZANNE K WILKIN
537 PARKWAY CIR
TWIN FALLS, ID 83301**

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>
22-14264	WR/DECREED	8/2/1976	0.040 cfs	14.0 af	5.6	5.6	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>
22-14288	WR/DECREED	1/22/1916	1.900 cfs	N/A		47.0	BADGER CREEK
22-14296	WR/DECREED	6/1/1899	0.630 cfs	N/A		47.0	BADGER CREEK
22-14297	WR/DECREED	6/1/1901	0.510 cfs	N/A		8.0	BULL ELK CREEK
22-14298	WR/DECREED	4/1/1939	1.270 cfs	N/A		47.0	BADGER 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>
22-14264	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>
22-14264	22-14264	0.040 cfs	14.0 af	N/A	5.6	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.040 cfs	14.0 af	N/A	5.6		N/A	N/A	N/A	N/A

SUPPORT DATA

Transfer No. 81762

IN FILE # 22-14264

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 81762

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 31st day of October, 2017.


for _____
Chief, Water Allocation Bureau



WATER RIGHT NO. 22-14264
As Modified by Transfer No. 81762

In accordance with the approval of Transfer No. 81762, Water Right No. 22-14264 is now described as follows:

Right Holder: JAMES S GUTHRIE AND
SUZANNE K WILKIN
537 PARKWAY CIR
TWIN FALLS, ID 83301

Priority Date: 8/2/1976

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/15	to 10/15	0.040 cfs	14.0 af
			0.040 cfs	14.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L2 (NWNE) Sec 6 Twp 06N Rge 45E TETON 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	
06N	45E	6		5.6															5.6
				L 2															

POU Total Acres: 5.6

CONDITIONS OF APPROVAL

1. Rights 22-14264, 22-14288, 22-14296, 22-14297 and 22-14298 when combined shall not exceed the irrigation of 47 acres.
2. 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.
3. The use of water for irrigation under this right may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 10/24/2008.
4. Water is delivered through Ricks Canal.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

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WATER RIGHT NO. 22-14264
As Modified by Transfer No. 81762

CONDITIONS OF APPROVAL

6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 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. 22-14288**As Modified by Transfer No. 81762**

In accordance with the approval of Transfer No. 81762, Water Right No. 22-14288 is now described as follows:

Right Holder: SUZANNE K WILKIN And
JAMES S GUTHRIE
537 PARKWAY CIR
TWIN FALLS, ID 83301

Priority Date: 1/22/1916

Source: BADGER CREEK

Tributary: TETON RIVER

BENEFICIAL USE
IRRIGATION

From 04/15 to **To** 10/31

Diversion Rate
1.900 cfs
1.900 cfs

LOCATION OF POINT(S) OF DIVERSION

BADGER CREEK NWSENE Sec 8 Twp 06N Rge 45E TETON 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	
06N	45E	6		37.0															37.0
				L 2															
07N	45E	31															10.0		10.0
																	L 6		

POU Total Acres: 47.0

CONDITIONS OF APPROVAL

1. Rights 22-14264, 22-14288, 22-14296, 22-14297 and 22-14298 when combined shall not exceed the irrigation of 47 acres.
2. Water is delivered through Ricks Canal.
3. Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
4. 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.

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WATER RIGHT NO. 22-14296**As Modified by Transfer No. 81762**

In accordance with the approval of Transfer No. 81762, Water Right No. 22-14296 is now described as follows:

Right Holder: SUZANNE K WILKIN And
JAMES S GUTHRIE
537 PARKWAY CIR
TWIN FALLS, ID 83301

Priority Date: 6/1/1899

Source: BADGER CREEK

Tributary: TETON RIVER

BENEFICIAL USE
IRRIGATION

From
04/15 to **To**
10/31

Diversion Rate
0.630 cfs
0.630 cfs

LOCATION OF POINT(S) OF DIVERSION

BADGER CREEK NWSENE Sec 8 Twp 06N Rge 45E TETON 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	
06N	45E	6		37.0															37.0
				L 2															
07N	45E	31															10.0		10.0
																	L 6		

POU Total Acres: 47.0

CONDITIONS OF APPROVAL

1. Rights 22-14264, 22-14288, 22-14296, 22-14297 and 22-14298 when combined shall not exceed the irrigation of 47 acres.
2. Water is delivered through Ricks Canal.
3. 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. 22-14297

As Modified by Transfer No. 81762

In accordance with the approval of Transfer No. 81762, Water Right No. 22-14297 is now described as follows:

Right Holder: JAMES S GUTHRIE And
SUZANNE K WILKIN
537 PARKWAY CIR
TWIN FALLS, ID 83301

Priority Date: 6/1/1901

Source: BULL ELK CREEK

Tributary: BADGER CREEK

BENEFICIAL USE
IRRIGATION

From 04/15 to **To** 10/31

Diversion Rate
0.510 cfs
0.510 cfs

LOCATION OF POINT(S) OF DIVERSION

BULL ELK CREEK L1 (SENESE) Sec 6 Twp 06N Rge 45E TETON 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	
07N	45E	31															8.0		8.0
																	L 6		

POU Total Acres: 8.0

CONDITIONS OF APPROVAL

1. Rights 22-14264, 22-14288, 22-14296, 22-14297 and 22-14298 when combined shall not exceed the irrigation of 47 acres.
2. Water is delivered through Ricks Canal.
3. Source is also known as Little Badger Creek.
4. 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. 22-14298**As Modified by Transfer No. 81762**

In accordance with the approval of Transfer No. 81762, Water Right No. 22-14298 is now described as follows:

Right Holder: JAMES S GUTHRIE AND
SUZANNE K WILKIN
537 PARKWAY CIR
TWIN FALLS, ID 83301

Priority Date: 4/1/1939

Source: BADGER CREEK

Tributary: TETON RIVER

BENEFICIAL USE
IRRIGATION

From 04/15 to **To** 10/31

Diversion Rate
1.270 cfs
1.270 cfs

LOCATION OF POINT(S) OF DIVERSION

BADGER CREEK NWSENE Sec 8 Twp 06N Rge 45E TETON 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	
06N	45E	6		37.0															37.0
				L 2															
07N	45E	31															10.0		10.0
																	L 6		

POU Total Acres: 47.0

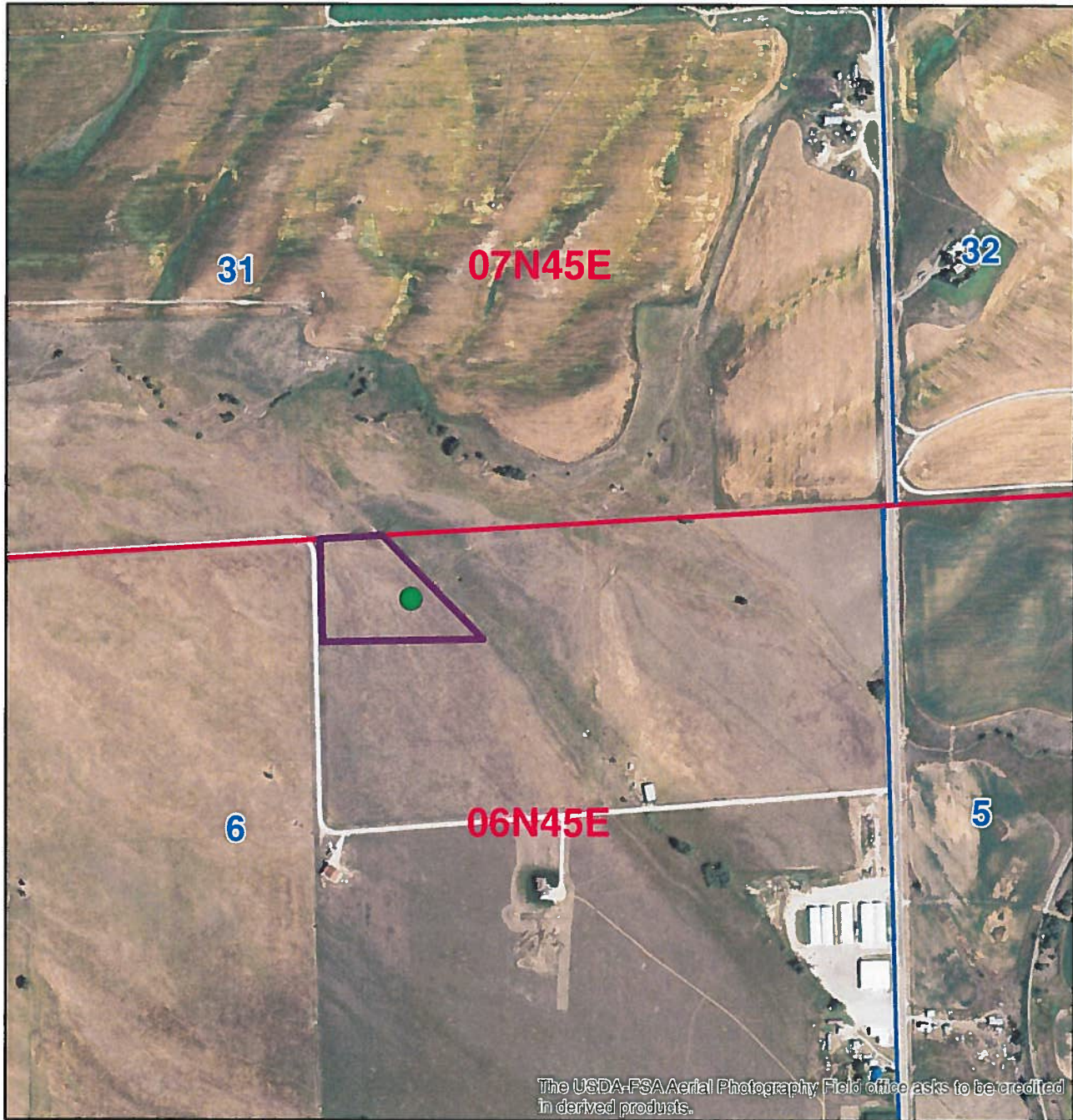
CONDITIONS OF APPROVAL

1. Rights 22-14264, 22-14288, 22-14296, 22-14297 and 22-14298 when combined shall not exceed the irrigation of 47 acres.
2. Water is delivered through Ricks Canal.
3. Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
4. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
5. 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.

Transfer No. 81762

Transfer Approval 81762

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

0 325 650 1,300 Feet

1 inch = 723 feet

