

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 81841**

This is to certify that: CUB RIVER IRRIGATION CO
PO BOX 215
LEWISTON, UT 84320

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>
13-26B	WR/DECREED	4/1/1880	38.360 cfs	N/A	1530.0	N/A	CUB RIVER

Purpose of Transfer (Changes Proposed)

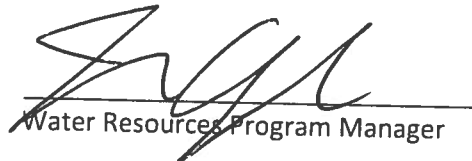
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
13-26B	NO	NO	NO	NO	YES	NO

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>
13-26B	13-26B	38.360 cfs	N/A	1530.0	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		38.360 cfs	N/A	1530.0	N/A		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 September, 2017.


Water Resources Program Manager

WATER RIGHT NO. 13-26B
As Modified by Transfer No. 81841

In accordance with the approval of Transfer No. 81841, Water Right No. 13-26B is now described as follows:

Right Holder: CUB RIVER IRRIGATION CO
PO BOX 215
LEWISTON, UT 84320

Priority Date: 4/1/1880

Source: CUB RIVER

Tributary: BEAR RIVER

BENEFICIAL USE

IRRIGATION

From

4/01

To

to 10/31

Diversion Rate

38.360 cfs

38.360 cfs

LOCATION OF POINT(S) OF DIVERSION

CUB RIVER
CUB RIVER

NWSE
NWNE

Sec 24 Twp 15S Rge 40E FRANKLIN County
Sec 3 Twp 16S Rge 40E FRANKLIN County

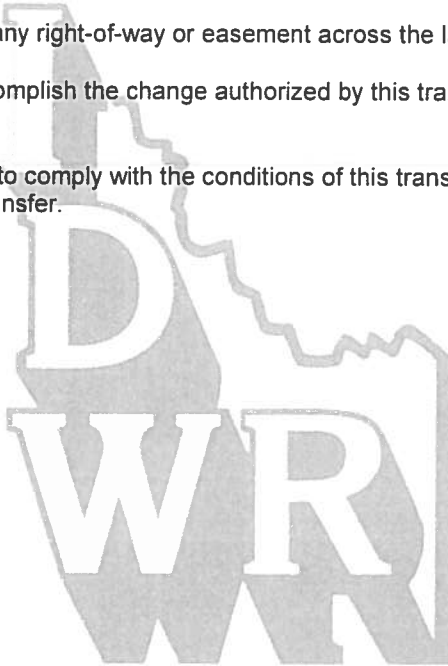
CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 1530.0 acres within the authorized place of use in a single irrigation season.
2. The total instantaneous diversion of water from all points of diversion under Transfer 81841 shall not exceed 38.36 cfs or a total of 134.36 cfs when diversion includes 38% of available high water.
3. A portion of the place of use is located within Sections 35 and 36, T15N, RR01W; Sections 1, 2, 3, 11, 12, 13, 14, 15, 22, 23, 24, 25 and 26, T14N, R01W; Sections 3, 4, 5, 6, 7, 8, 9, 10, 15, 16, 17, 18, 19, 20, 21, 28, 29, 30, 31 and 32, T14N, R01E, of the Salt Lake Meridian in Cache County, Utah.
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. 13A.
5. 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).
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.

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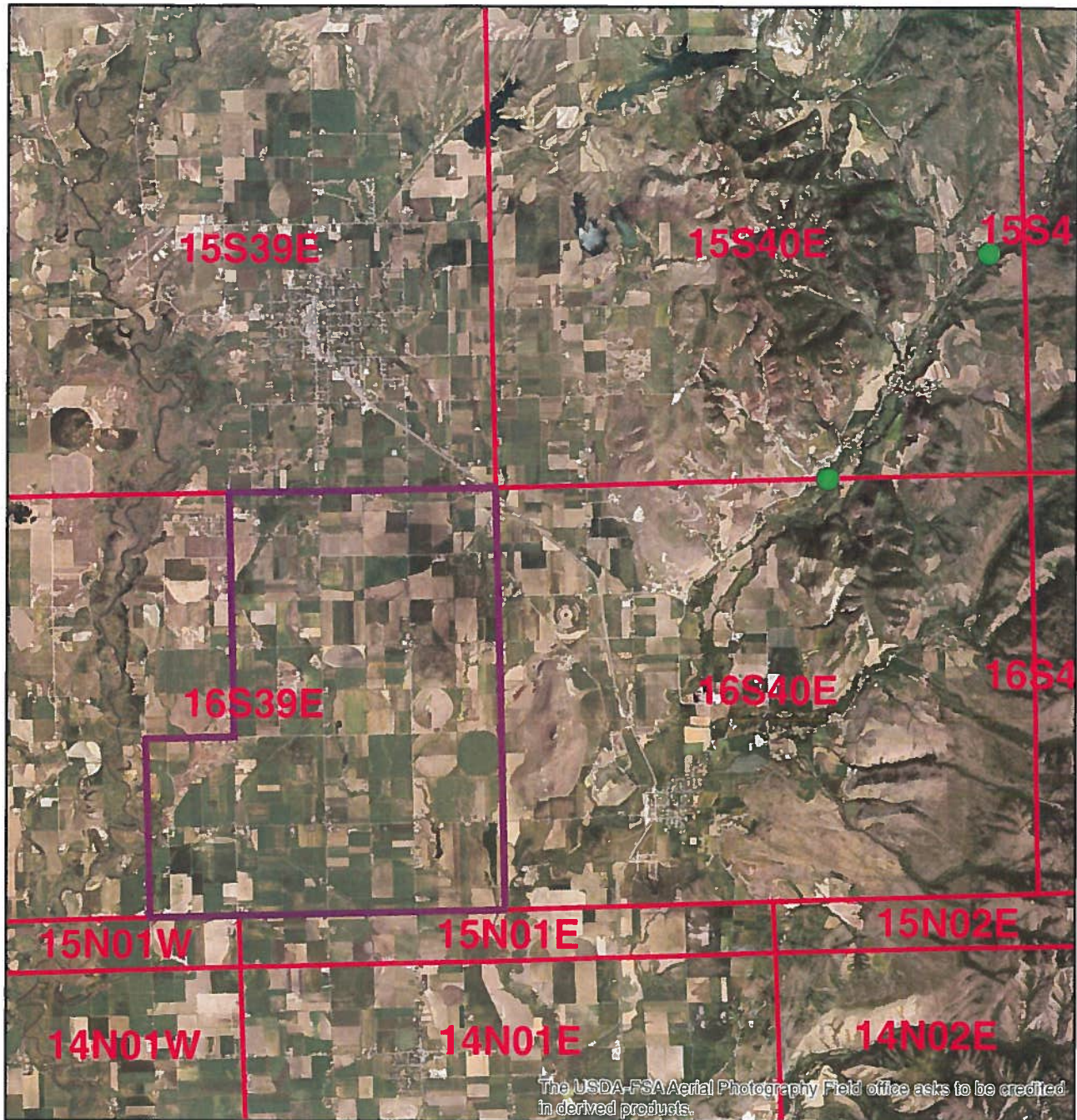
CONDITIONS OF APPROVAL

7. The diversion and use of water described in transfer 5010 may be subject to additional conditions and limitations agreed to by the protestant and the right holder under a separate agreement to which the Department is not a party. Because the Department is not a party, the Department is not responsible for enforcement of any aspect of the agreement not specifically addressed in other conditions herein. Enforcement of those portions of the agreement not specifically addressed in other conditions shall be the responsibility of the protestant and the water right holder.
8. This right does not grant any right-of-way or easement across the land of another.
9. The right holder shall accomplish the change authorized by this transfer within one (1) 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.



Transfer Approval 81841

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

0 4,200 8,400 16,800 Feet

1 inch = 9,512 feet

