

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 81740**

This is to certify that: **MARSHAL TODD PERKES**
2790 N 3325 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>
34-7096A	WR/DECREED	1/31/1975	1.840 cfs	322.0 af	92.0	620.0	GROUND WATER
34-7097A	WR/DECREED	1/31/1975	1.580 cfs	276.5 af	79.0	620.0	GROUND WATER
34-7223	WR/DECREED	4/16/1979	1.580 cfs	280.0 af	80.0	620.0	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>
34-14228	WR/DECREED	5/20/1884	0.180 cfs	N/A		9.0	BIG LOST RIVER
34-14229	WR/DECREED	5/20/1884	4.340 cfs	N/A		213.0	BIG LOST RIVER
34-14230	WR/DECREED	5/20/1884	0.140 cfs	N/A		3.0	BIG LOST RIVER
34-14231	WR/DECREED	5/20/1884	1.460 cfs	N/A		73.0	BIG LOST 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>
34-7096A	NO	YES	NO	YES	NO	NO
34-7097A	NO	YES	NO	YES	NO	NO
34-7223	NO	YES	NO	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>
34-7096A	34-7096A	1.840 cfs	322.0 af	92.0	620.0	N/A	N/A	N/A	N/A	N/A
34-7097A	34-7097A	1.580 cfs	276.5 af	79.0	620.0	N/A	N/A	N/A	N/A	N/A
34-7223	34-7223	1.580 cfs	280.0 af	80.0	620.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		5.000 cfs	878.5 af	251.0	620.0		N/A	N/A	N/A	N/A

SUPPORT DATA

Transfer No. 81740

IN FILE # 34-7096A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 81740

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 7th day of September, 2017.


Water Resources Program Manager



WATER RIGHT NO. 34-7223
As Modified by Transfer No. 81740

In accordance with the approval of Transfer No. 81740, Water Right No. 34-7223 is now described as follows:

Right Holder: MARSHAL TODD PERKES
 2790 N 3325 W
 MOORE, ID 83255

Priority Date: 4/16/1979

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 11/01	1.580 cfs	280.0 af
			1.580 cfs	280.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NESENW	Sec 5	Twp 04N Rge 26E	BUTTE County
GROUND WATER	SESENW	Sec 5	Twp 04N Rge 26E	BUTTE County
GROUND WATER	NENWNW	Sec 8	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	
03N	25E	1	32.9	33.6	34.3	31.0													131.8
04N	25E	25	4.0		35.4	38.0	33.2	32.5	33.2	38.1	37.2	33.9	34.3	33.1	31.3	36.7	35.1	32.2	488.2

Right Acre Limit: 80.0

POU Total Acres: 620.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 80 acres within the authorized place of use in a single irrigation season.
2. Rights 34-7035A, 34-7096A, 34-7097A, 34-7122A and 34-7223 are limited to the irrigation of a specific 514 acres within the 620 acre place of use authorized by these rights in a single irrigation season. The specific 514 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 514 acres to be irrigated within the 620 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
3. Rights 34-7035A, 34-7096A, 34-7097A, 34-7122A and 34-7223 when combined shall not exceed a total annual maximum diversion volume of 1799 af at the field headgate, and the irrigation of 514 acres.

Transfer No. 81740

WATER RIGHT NO. 34-7223
As Modified by Transfer No. 81740

CONDITIONS OF APPROVAL

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. Use of water under this right will 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.
6. Prior to the diversion and use of water under Transfer approval 81740, 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. 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.
8. This right does not grant any right-of-way or easement across the land of another.
9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
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. 34-7096A

As Modified by Transfer No. 81740

In accordance with the approval of Transfer No. 81740, Water Right No. 34-7096A is now described as follows:

Right Holder: MARSHAL TODD PERKES
2790 N 3325 W
MOORE, ID 83255

Priority Date: 1/31/1975

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 10/31	1.840 cfs	322.0 af
			1.840 cfs	322.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NESENW	Sec 5	Twp 04N Rge 26E	BUTTE County
GROUND WATER	SESENW	Sec 5	Twp 04N Rge 26E	BUTTE County
GROUND WATER	NENWNW	Sec 8	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	
03N	25E	1	32.9	33.6	34.3	31.0													131.8
04N	25E	25	4.0		35.4	38.0	33.2	32.5	33.2	38.1	37.2	33.9	34.3	33.1	31.3	36.7	35.1	32.2	488.2

Right Acre Limit: 92.0

POU Total Acres: 620.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 92 acres within the authorized place of use in a single irrigation season.
2. Rights 34-7035A, 34-7096A, 34-7097A, 34-7122A and 34-7223 are limited to the irrigation of a specific 514 acres within the 620 acre place of use authorized by these rights in a single irrigation season. The specific 514 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 514 acres to be irrigated within the 620 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
3. Rights 34-7035A, 34-7096A, 34-7097A, 34-7122A and 34-7223 when combined shall not exceed a total annual maximum diversion volume of 1799 af at the field headgate, and the irrigation of 514 acres.

Transfer No. 81740

WATER RIGHT NO. 34-7096A
As Modified by Transfer No. 81740

CONDITIONS OF APPROVAL

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. Use of water under this right will 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.
6. Prior to the diversion and use of water under Transfer approval 81740, 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. 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.
8. This right does not grant any right-of-way or easement across the land of another.
9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
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. 34-7097A
As Modified by Transfer No. 81740

In accordance with the approval of Transfer No. 81740, Water Right No. 34-7097A is now described as follows:

Right Holder: MARSHAL TODD PERKES
 2790 N 3325 W
 MOORE, ID 83255

Priority Date: 1/31/1975

Source: GROUND WATER

BENEFICIAL USE
 IRRIGATION

<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
04/01	to 10/31	1.580 cfs	276.5 af
		1.580 cfs	276.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NESENW	Sec 5	Twp 04N Rge 26E	BUTTE County
GROUND WATER	SESENW	Sec 5	Twp 04N Rge 26E	BUTTE County
GROUND WATER	NENWNW	Sec 8	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	
03N	25E	1	32.9	33.6	34.3	31.0													131.8
04N	25E	25	4.0		35.4	38.0	33.2	32.5	33.2	38.1	37.2	33.9	34.3	33.1	31.3	36.7	35.1	32.2	488.2

Right Acre Limit: 79.0

POU Total Acres: 620.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 79 acres within the authorized place of use in a single irrigation season.
2. Rights 34-7035A, 34-7096A, 34-7097A, 34-7122A and 34-7223 are limited to the irrigation of a specific 514 acres within the 620 acre place of use authorized by these rights in a single irrigation season. The specific 514 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 514 acres to be irrigated within the 620 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
3. Rights 34-7035A, 34-7096A, 34-7097A, 34-7122A and 34-7223 when combined shall not exceed a total annual maximum diversion volume of 1799 af at the field headgate, and the irrigation of 514 acres.

WATER RIGHT NO. 34-7097A
As Modified by Transfer No. 81740

CONDITIONS OF APPROVAL

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. Use of water under this right will 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.
6. Prior to the diversion and use of water under Transfer approval 81740, 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. 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.
8. This right does not grant any right-of-way or easement across the land of another.
9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
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. 34-14228**As Modified by Transfer No. 81740**

In accordance with the approval of Transfer No. 81740, Water Right No. 34-14228 is now described as follows:

Right Holder: KIRBY A JENSEN
2781 N 3375 W
MOORE, ID 83255

Priority Date: 5/20/1884

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE

IRRIGATION

From
05/01

To
to 10/15

Diversion Rate

0.180 cfs
0.180 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER NWSESE Sec 4 Twp 05N 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	26E	17		9.0															9.0

POU Total Acres: 9.0

CONDITIONS OF APPROVAL

1. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
2. Water is delivered through Moore Canal.
3. 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. 34-14229**As Modified by Transfer No. 81740**

In accordance with the approval of Transfer No. 81740, Water Right No. 34-14229 is now described as follows:

Right Holder: JASON ANDERSEN
2791 N 3375 W
MOORE, ID 83255

Priority Date: 5/20/1884

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE
IRRIGATION

From
05/01

To
to 10/15

Diversion Rate
4.340 cfs
4.340 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER NWSESE Sec 4 Twp 05N 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	26E	17		27.0	26.0		40.0	40.0	40.0	40.0									213.0

POU Total Acres: 213.0

CONDITIONS OF APPROVAL

1. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
2. Water is delivered through Moore Canal.
3. 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. 34-14230
As Modified by Transfer No. 81740

In accordance with the approval of Transfer No. 81740, Water Right No. 34-14230 is now described as follows:

Right Holder: KIRBY A JENSEN
 2781 N 3375 W
 MOORE, ID 83255

Priority Date: 5/20/1884

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE
 IRRIGATION

From
 05/01

To
 10/15

Diversion Rate
 0.140 cfs
 0.140 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER NWSESE Sec 4 Twp 05N 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	26E	8														1.0	2.0		3.0

POU Total Acres: 3.0

CONDITIONS OF APPROVAL

1. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
2. Water is delivered through Moore Canal.
3. 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. 34-14231
As Modified by Transfer No. 81740

In accordance with the approval of Transfer No. 81740, Water Right No. 34-14231 is now described as follows:

Right Holder: JOEL S ANDERSEN AND
 BELVA E ANDERSEN
 2791 N 3375 W
 MOORE, ID 83255

Priority Date: 5/20/1884

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE

IRRIGATION

From

05/01

to

To

10/15

Diversion Rate

1.460 cfs

1.460 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER

NWSESE

Sec 4 Twp 05N 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	26E	8														35.0	38.0		73.0

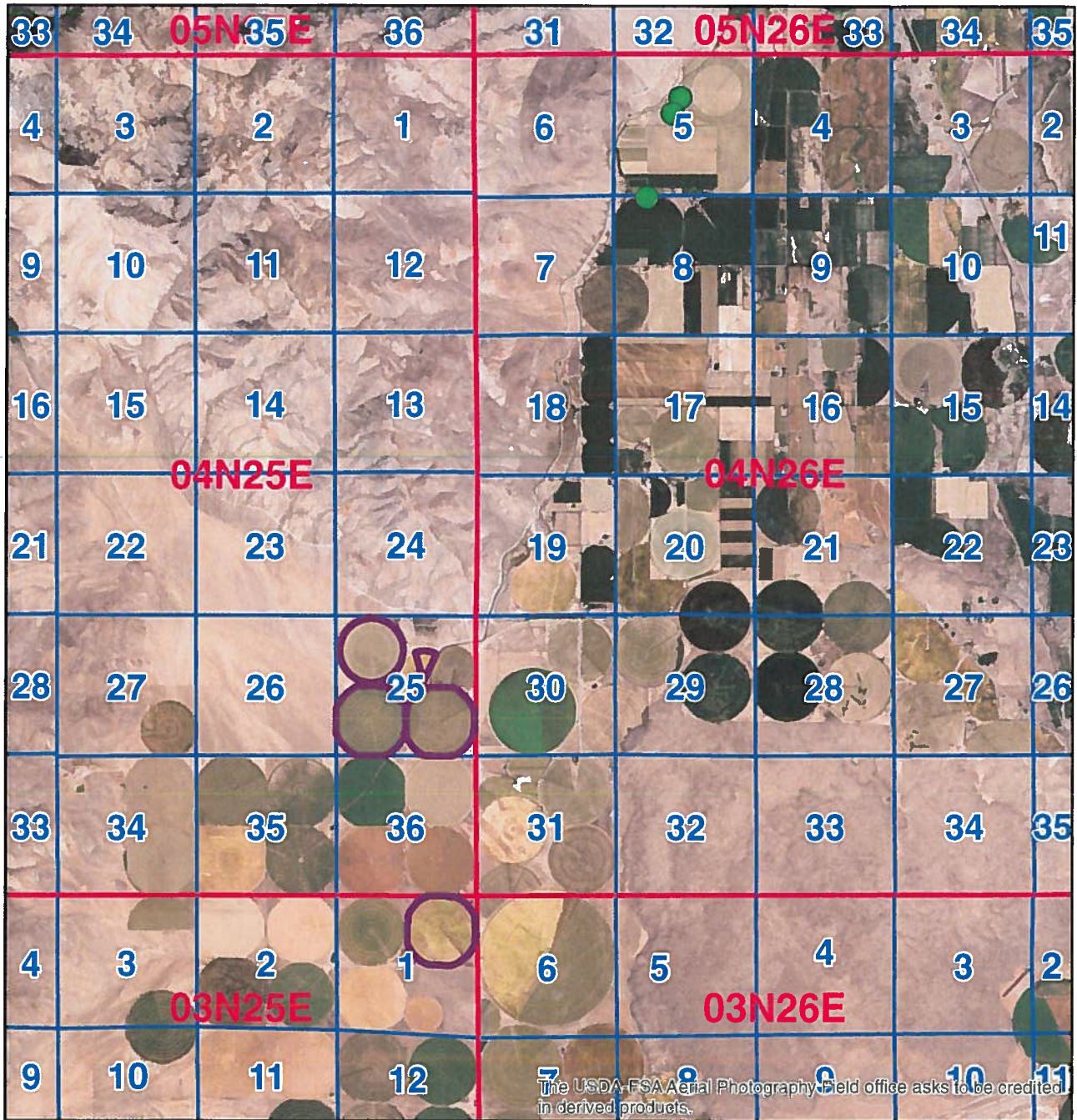
POU Total Acres: 73.0

CONDITIONS OF APPROVAL

1. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
2. Water is delivered through Moore Canal.
3. 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 81740

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 2,650 5,300 10,600 Feet

1 inch = 6,032 feet

