

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 81812**

This is to certify that: **RICHARD WINBERG**
1027 S 2600 W
ABERDEEN, ID 83210

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>
35-13579	WR/LICENSE	2/9/1990	0.880 cfs	208.0 af	52.0	74.0	GROUND WATER
35-13581	WR/DECREED	3/27/1981	0.100 cfs	20.0 af	5.0	74.0	GROUND WATER
35-13606	WR/DECREED	1/26/1976	0.340 cfs	68.0 af	17.0	74.0	GROUND WATER
35-2209A	WR/DECREED	12/24/1951	2.740 cfs	548.0 af	137.0	219.0	GROUND WATER
35-4047A	WR/DECREED	6/18/1954	1.640 cfs	328.0 af	82.0	219.0	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>
35-13579	NO	YES	YES	NO	NO	NO
35-13581	NO	YES	YES	NO	NO	NO
35-13606	NO	YES	YES	NO	NO	NO
35-2209A	YES	YES	YES	NO	NO	NO
35-4047A	YES	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>
35-13579	35-13579	0.880 cfs	208.0 af	52.0	105.0	N/A	N/A	N/A	N/A	N/A
35-13581	35-13581	0.100 cfs	20.0 af	5.0	105.0	N/A	N/A	N/A	N/A	N/A
35-13606	35-13606	0.340 cfs	68.0 af	17.0	105.0	N/A	N/A	N/A	N/A	N/A
35-2209A	35-14542	0.390 cfs	77.6 af	19.4	105.0	35-2209A	2.350 cfs	470.4 af	117.6	188.0
35-4047A	35-14543	0.230 cfs	46.4 af	11.6	105.0	35-4047A	1.410 cfs	281.6 af	70.4	188.0
COMBINED TOTALS		1.940 cfs	420.0 af	105.0	105.0		N/A	N/A	N/A	N/A

SUPPORT DATA

Transfer No. 81812

IN FILE #

35-2209A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 81812

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 1st day of September, 2017.


Water Resources Program Manager



WATER RIGHT NO. 35-2209A
As Modified by Transfer No. 81812

In accordance with the approval of Transfer No. 81812, Water Right No. 35-2209A is now described as follows:

Right Holder: RICHARD WINBERG
 1027 S 2600 W
 ABERDEEN, ID 83210

Priority Date: 12/24/1951

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

4/01

To

to 10/31

Diversion Rate

2.350 cfs

2.350 cfs

Diversion Volume

470.4 af

470.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

SESW

Sec 35 Twp 03S Rge 31E 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	
03S	31E	35											13.0	40.0					53.0
04S	31E	2					32.0	36.0	34.0	33.0									135.0
							L3	L4											

Right Acre Limit: 117.6

POU Total Acres: 188.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 117.6 acres within the authorized place of use in a single irrigation season.
2. Rights 35-2209A and 35-4047A when combined shall not exceed a total diversion rate of 3.76 cfs, a total annual maximum diversion volume of 752.0 af at the field headgate, and the irrigation of 188.0 acres.
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. 35-14542
As Modified by Transfer No. 81812

In accordance with the approval of Transfer No. 81812, Water Right No. 35-14542 is now described as follows:

Right Holder: RICHARD WINBERG
 1027 S 2600 W
 ABERDEEN, ID 83210

Priority Date: 12/24/1951

Source: GROUND WATER

BENEFICIAL USE
 IRRIGATION

From
 4/01

To
 to 10/31

Diversion Rate
 0.390 cfs
 0.390 cfs

Diversion Volume
 77.6 af
 77.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NESW Sec 2 Twp 04S Rge 31E BINGHAM 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	
04S	31E	2									18.0	29.5	29.5	28.0					105.0

Right Acre Limit: 19.4

POU Total Acres: 105.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 19.4 acres within the authorized place of use in a single irrigation season.
2. Rights 35-14542 and 35-14543 when combined shall not exceed the irrigation of 31.0 acres.
3. Rights 35-13579, 35-13581, 35-13606, 35-14542 and 35-14543 when combined shall not exceed the irrigation of 105.0 acres.
4. 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. 120.
5. 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.

WATER RIGHT NO. 35-14542
As Modified by Transfer No. 81812

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 81812, 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 when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
9. The right holder shall accomplish the change authorized by this transfer within one year(s) 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.

WATER RIGHT NO. 35-4047A
As Modified by Transfer No. 81812

In accordance with the approval of Transfer No. 81812, Water Right No. 35-4047A is now described as follows:

Right Holder: RICHARD WINBERG
 1027 S 2600 W
 ABERDEEN, ID 83210

Priority Date: 6/18/1954

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

4/01

To

to 10/31

Diversion Rate

1.410 cfs

1.410 cfs

Diversion Volume

281.6 af

281.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

SESW

Sec 35 Twp 03S Rge 31E 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	
03S	31E	35											13.0	40.0					53.0
04S	31E	2					32.0	36.0	34.0	33.0									135.0
							L3	L4											

Right Acre Limit: 70.4

POU Total Acres: 188.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 70.4 acres within the authorized place of use in a single irrigation season.
2. Rights 35-2209A and 35-4047A when combined shall not exceed a total diversion rate of 3.76 cfs, a total annual maximum diversion volume of 752.0 af at the field headgate, and the irrigation of 188.0 acres.
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. 35-14543
As Modified by Transfer No. 81812

In accordance with the approval of Transfer No. 81812, Water Right No. 35-14543 is now described as follows:

Right Holder: RICHARD WINBERG
 1027 S 2600 W
 ABERDEEN, ID 83210

Priority Date: 6/18/1954

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

4/01

To

to 10/31

Diversion Rate

0.230 cfs

0.230 cfs

Diversion Volume

46.4 af

46.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

NESW

Sec 2 Twp 04S Rge 31E BINGHAM 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	
04S	31E	2									18.0	29.5	29.5	28.0					105.0

Right Acre Limit: 11.6

POU Total Acres: 105.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 11.6 acres within the authorized place of use in a single irrigation season.
2. Rights 35-14542 and 35-14543 when combined shall not exceed the irrigation of 31.0 acres.
3. Rights 35-13579, 35-13581, 35-13606, 35-14542 and 35-14543 when combined shall not exceed the irrigation of 105.0 acres.
4. 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. 120.
5. 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.

WATER RIGHT NO. 35-14543
As Modified by Transfer No. 81812

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 81812, 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 when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
9. The right holder shall accomplish the change authorized by this transfer within one year(s) 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.

WATER RIGHT NO. 35-13606 **As Modified by Transfer No. 81812**

In accordance with the approval of Transfer No. 81812, Water Right No. 35-13606 is now described as follows:

Right Holder: RICHARD WINBERG
 1027 S 2600 W
 ABERDEEN, ID 83210

Priority Date: 1/26/1976

Source: GROUND WATER

BENEFICIAL USE
 IRRIGATION

From 04/01 **To** 11/01

Diversion Rate
 0.340 cfs
 0.340 cfs

Diversion Volume
 68.0 af
 68.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NESW Sec 2 Twp 04S Rge 31E BINGHAM 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	
04S	31E	2										18.0	29.5	29.5	28.0					105.0

Right Acre Limit: 17.0

POU Total Acres: 105.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 17.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13579, 35-13581 and 35-13606 when combined shall not exceed the irrigation of 74.0 acres.
3. Rights 35-13579, 35-13581, 35-13606, 35-14542 and 35-14543 when combined shall not exceed the irrigation of 105.0 acres.
4. 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. 120.
5. 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.

WATER RIGHT NO. 35-13606
As Modified by Transfer No. 81812

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 81812, 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 when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
9. The right holder shall accomplish the change authorized by this transfer within one year(s) 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.

WATER RIGHT NO. 35-13579
As Modified by Transfer No. 81812

In accordance with the approval of Transfer No. 81812, Water Right No. 35-13579 is now described as follows:

Right Holder: RICHARD WINBERG
 1027 S 2600 W
 ABERDEEN, ID 83210

Priority Date: 2/9/1990

Source: GROUND WATER

BENEFICIAL USE
 IRRIGATION

From 04/01 **To** 10/31

Diversion Rate
 0.880 cfs
 0.880 cfs

Diversion Volume
 208.0 af
 208.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NESW Sec 2 Twp 04S Rge 31E BINGHAM 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	
04S	31E	2										18.0	29.5	29.5	28.0					105.0

Right Acre Limit: 52.0

POU Total Acres: 105.0

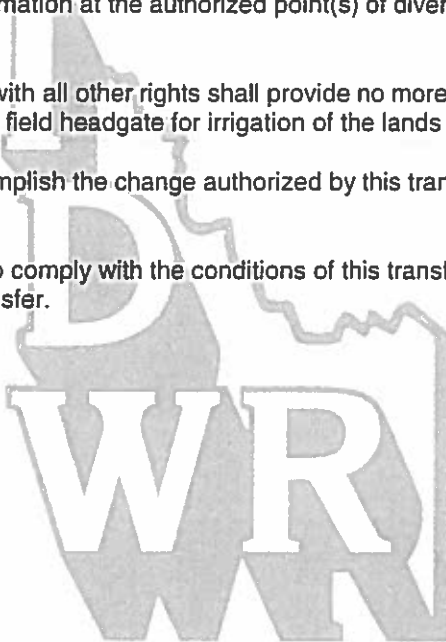
CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 52.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13579, 35-13581 and 35-13606 when combined shall not exceed the irrigation of 74.0 acres.
3. Rights 35-13579, 35-13581, 35-13606, 35-14542 and 35-14543 when combined shall not exceed the irrigation of 105.0 acres.
4. 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. 120.
5. 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.

WATER RIGHT NO. 35-13579
As Modified by Transfer No. 81812

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 81812, 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 when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
9. The right holder shall accomplish the change authorized by this transfer within one year(s) 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.



WATER RIGHT NO. 35-13581 **As Modified by Transfer No. 81812**

In accordance with the approval of Transfer No. 81812, Water Right No. 35-13581 is now described as follows:

Right Holder: RICHARD WINBERG
 1027 S 2600 W
 ABERDEEN, ID 83210

Priority Date: 3/27/1981

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	0.100 cfs	20.0 af
			0.100 cfs	20.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NESW Sec 2 Twp 04S Rge 31E BINGHAM 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	
04S	31E	2										18.0	29.5	29.5	28.0					105.0

Right Acre Limit: 5.0
 POU Total Acres: 105.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 5.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13579, 35-13581 and 35-13606 when combined shall not exceed the irrigation of 74.0 acres.
3. Rights 35-13579, 35-13581, 35-13606, 35-14542 and 35-14543 when combined shall not exceed the irrigation of 105.0 acres.
4. 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. 120.
5. 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.

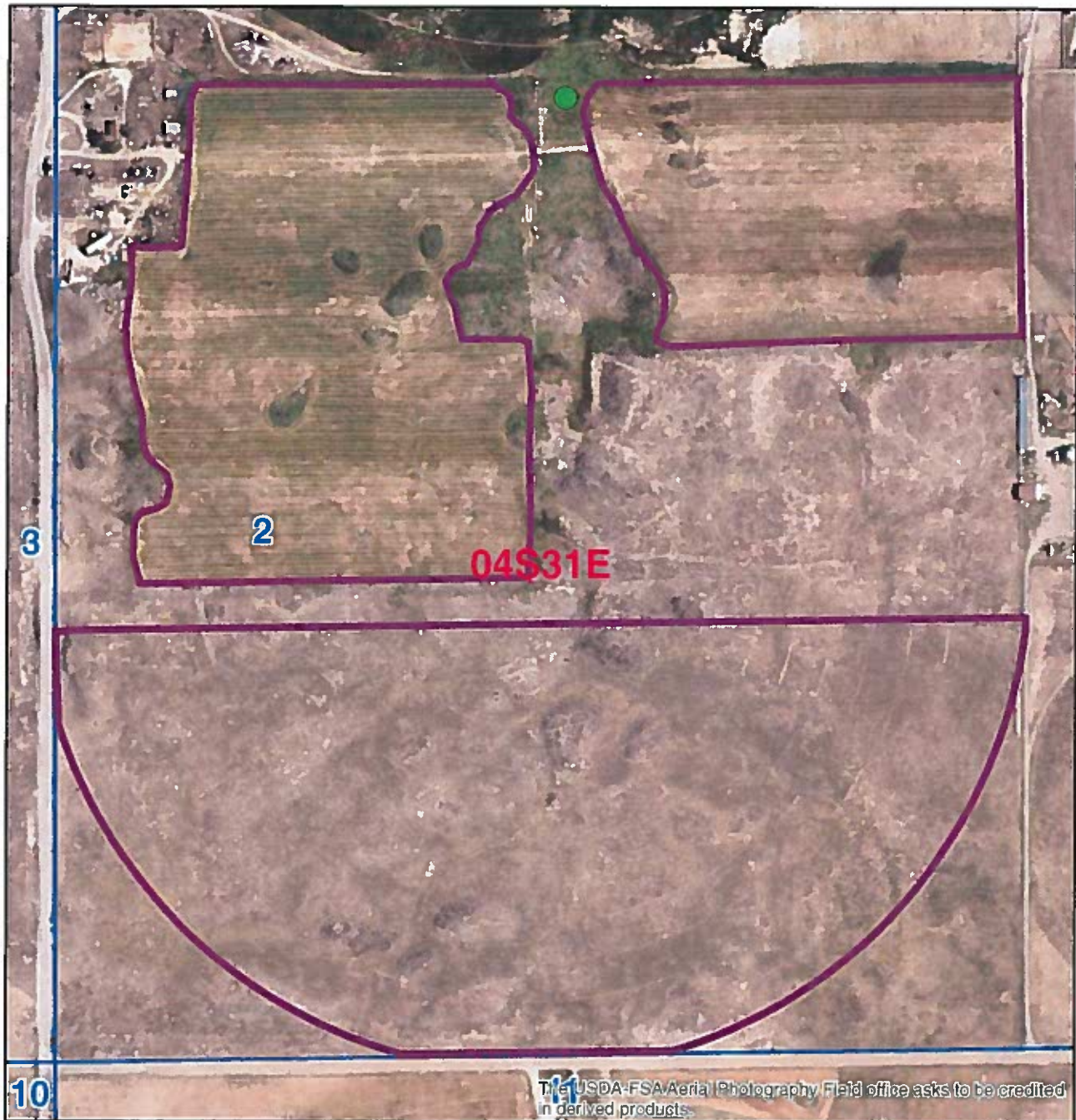
WATER RIGHT NO. 35-13581
As Modified by Transfer No. 81812

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 81812, 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 when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
9. The right holder shall accomplish the change authorized by this transfer within one year(s) 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.

Transfer Approval 81812

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

0 200 400 800 Feet

1 inch = 437 feet

