

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 81448**

This is to certify that: **JB ENTERPRISE LLC**
1525 SOD FARM RD
POCATELLO, ID 83204

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>
29-2551	WR/DECREED	2/27/1967	3.940 cfs	N/A	N/A	196.7	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>
29-2275	WR/DECREED	8/13/1948	2.200 cfs	N/A		200.3	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>
29-2551	YES	YES	NO	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>
29-2551	29-14209	0.940 cfs	188.0 af	N/A	47.0	29-2551	3.000 cfs	N/A	N/A	149.7
COMBINED TOTALS		0.940 cfs	188.0 af	N/A	47.0		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 31st day of July, 2017.



Water Resources Program Manager

SUPPORT DATA

Transfer No. 81448

IN FILE # 29-2551

WATER RIGHT NO. 29-2551**As Modified by Transfer No. 81448**

In accordance with the approval of Transfer No. 81448, Water Right No. 29-2551 is now described as follows:

Right Holder: EDWARD A SMITH
2811 MARGO LN
POCATELLO, ID 83201

Priority Date: 2/27/1967

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

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

Diversion Rate
3.000 cfs
3.000 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NESWSE Sec 15 Twp 06S Rge 33E POWER County
GROUND WATER NWNENW Sec 22 Twp 06S Rge 33E POWER 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	
06S	33E	15																	0.7
06S	33E	22					139.0	33.0	38.0	39.0									149.0

POU Total Acres: 149.7

CONDITIONS OF APPROVAL

1. Right Nos. 29-2275 and 29-2551 are limited to a total combined annual diversion volume of 1400 AF.
2. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
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 No. 81448

WATER RIGHT NO. 29-14209

As Modified by Transfer No. 81448

In accordance with the approval of Transfer No. 81448, Water Right No. 29-14209 is now described as follows:

Right Holder: JB ENTERPRISE LLC
1525 SOD FARM RD
POCATELLO, ID 83204

Priority Date: 2/27/1967

Source: GROUND WATER

BENEFICIAL USE IRRIGATION

From 04/01	To to 10/31	Diversion Rate 0.940 cfs 0.940 cfs	Diversion Volume 188.0 af 188.0 af
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LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWSENE Sec 21 Twp 06S Rge 33E POWER 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	
06S	33E	16															17.0	30.0	47.0

POU Total Acres: 47.0

CONDITIONS OF APPROVAL

1. 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 place of use.
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. 120.
3. Prior to the diversion and use of water under Transfer approval 81448, 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.
4. 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.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

Transfer No. 81448

WATER RIGHT NO. 29-14209
As Modified by Transfer No. 81448

CONDITIONS OF APPROVAL

6. This right does not grant any right-of-way or easement across the land of another.
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. 29-2275**As Modified by Transfer No. 81448**

In accordance with the approval of Transfer No. 81448, Water Right No. 29-2275 is now described as follows:

Right Holder: EDWARD A SMITH
2811 MARGO LN
POCATELLO, ID 83201

Priority Date: 8/13/1948

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From
04/01

To
to 10/31

Diversion Rate
2.200 cfs
2.200 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NESWSE Sec 15 Twp 06S Rge 33E POWER County
GROUND WATER NWNENW Sec 22 Twp 06S Rge 33E POWER 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	
06S	33E	15				2.3					14.0	3.0	38.0	37.0	38.0	28.0	25.0	15.0	200.3

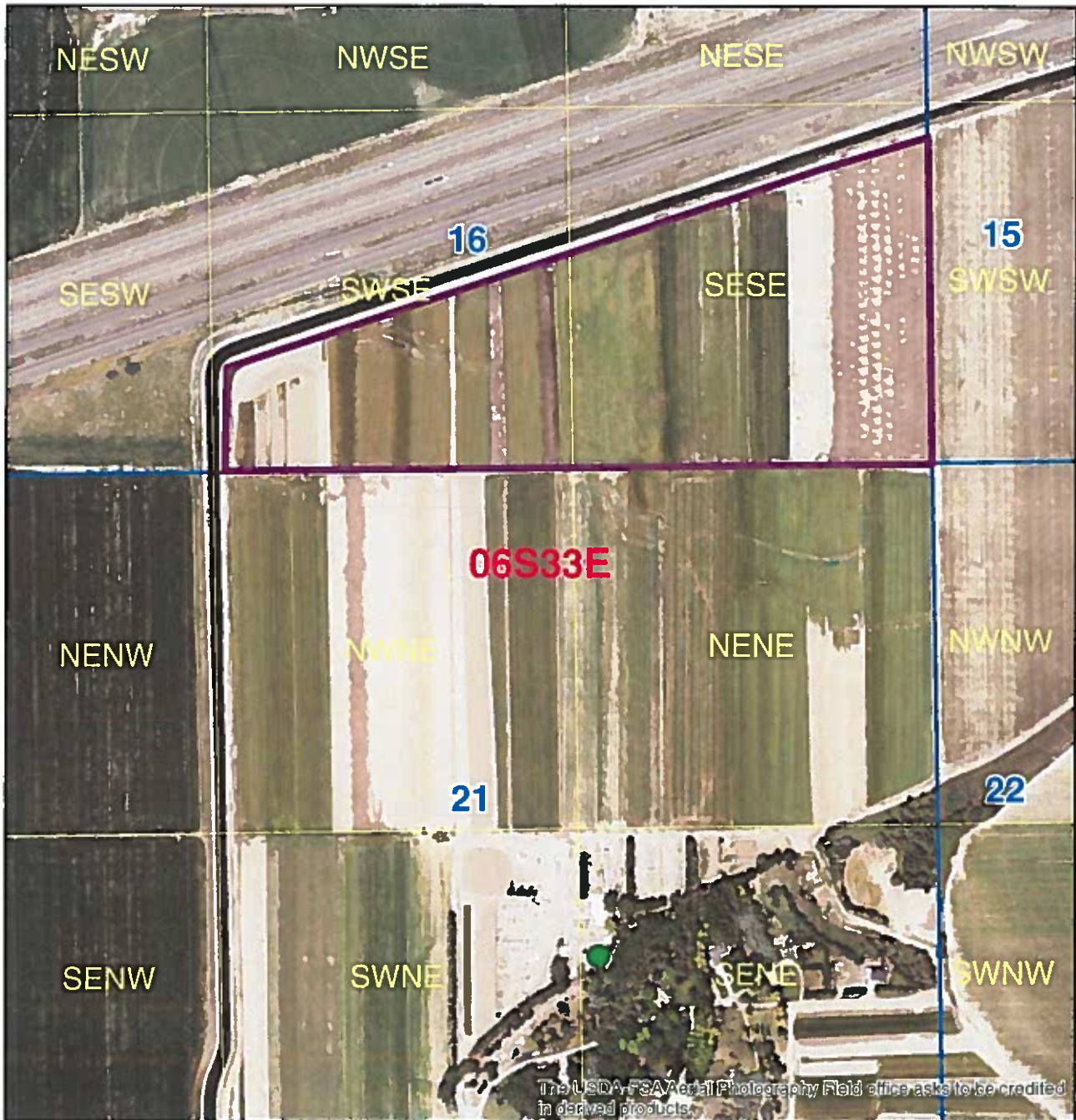
POU Total Acres: 200.3

CONDITIONS OF APPROVAL

1. Right Nos. 29-2275 and 29-2551 are limited to a total combined annual diversion volume of 1400 AF.
2. Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
3. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
4. 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 81448

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
- QQ

0 262.5 525 1,050 Feet

1 inch = 587 feet

