

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 81478**

This is to certify that: DELOY Z WARD AND
NEAL D WARD AND
SHELLY M WARD AND
VIOLA J WARD
1305 S 2ND E
REXBURG, ID 83440

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>
35-7075	WR/DECREED	4/1/1969	5.040 cfs	1132.0 af	N/A	283.0	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>
35-7075	YES	YES	YES	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>
35-7075	35-14526	0.210 cfs	48.0 af	N/A	12.0	35-7075	4.830 cfs	1084.0 af	N/A	271.0
COMBINED TOTALS		0.210 cfs	48.0 af	12.0	12.0		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 9th day of June, 2017.


Water Resources Program Manager

SUPPORT DATA

IN FILE # 35-7075

Transfer No. 81478

WATER RIGHT NO. 35-7075**As Modified by Transfer No. 81478**

In accordance with the approval of Transfer No. 81478, Water Right No. 35-7075 is now described as follows:

Right Holder: VIOLA J WARD AND
NEAL D WARD AND
SHELLY M WARD
1305 S 2ND E
REXBURG, ID 83440
AND
DE LOY Z WARD
1305 S 200 E
REXBURG, ID 83440

Priority Date: 4/1/1969

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 4/15 **to** 10/15

Diversion Rate
4.830 cfs
4.830 cfs

Diversion Volume
1084.0 af
1084.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SENW Sec 13 Twp 01S Rge 34E 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	
01S	34E	12										33.3	32.7	34.6	34.4					135.0
01S	34E	13						33.8	34.0	34.2	34.0									136.0

POU Total Acres: 271.0

CONDITIONS OF APPROVAL

1. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 3/4/2002.
2. 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. 81478

WATER RIGHT NO. 35-14526**As Modified by Transfer No. 81478**

In accordance with the approval of Transfer No. 81478, Water Right No. 35-14526 is now described as follows:

Right Holder: VIOLA J WARD AND
NEAL D WARD AND
SHELLY M WARD
1305 S 2ND E
REXBURG, ID 83440
AND
DE LOY Z WARD
1305 S 200 E
REXBURG ID 83440

Priority Date: 4/1/1969

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From
4/15

To
to 10/15

Diversion Rate
0.210 cfs
0.210 cfs

Diversion Volume
48.0 af
48.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER
GROUND WATER

NWSW
SWNW

Sec 34 Twp 01S Rge 34E BINGHAM County
Sec 3 Twp 02S Rge 34E 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	
01S	34E	34																	7.5
02S	34E	3					4.5												4.5

POU Total Acres: 12.0

CONDITIONS OF APPROVAL

1. 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.
2. 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.

Transfer No. 81478

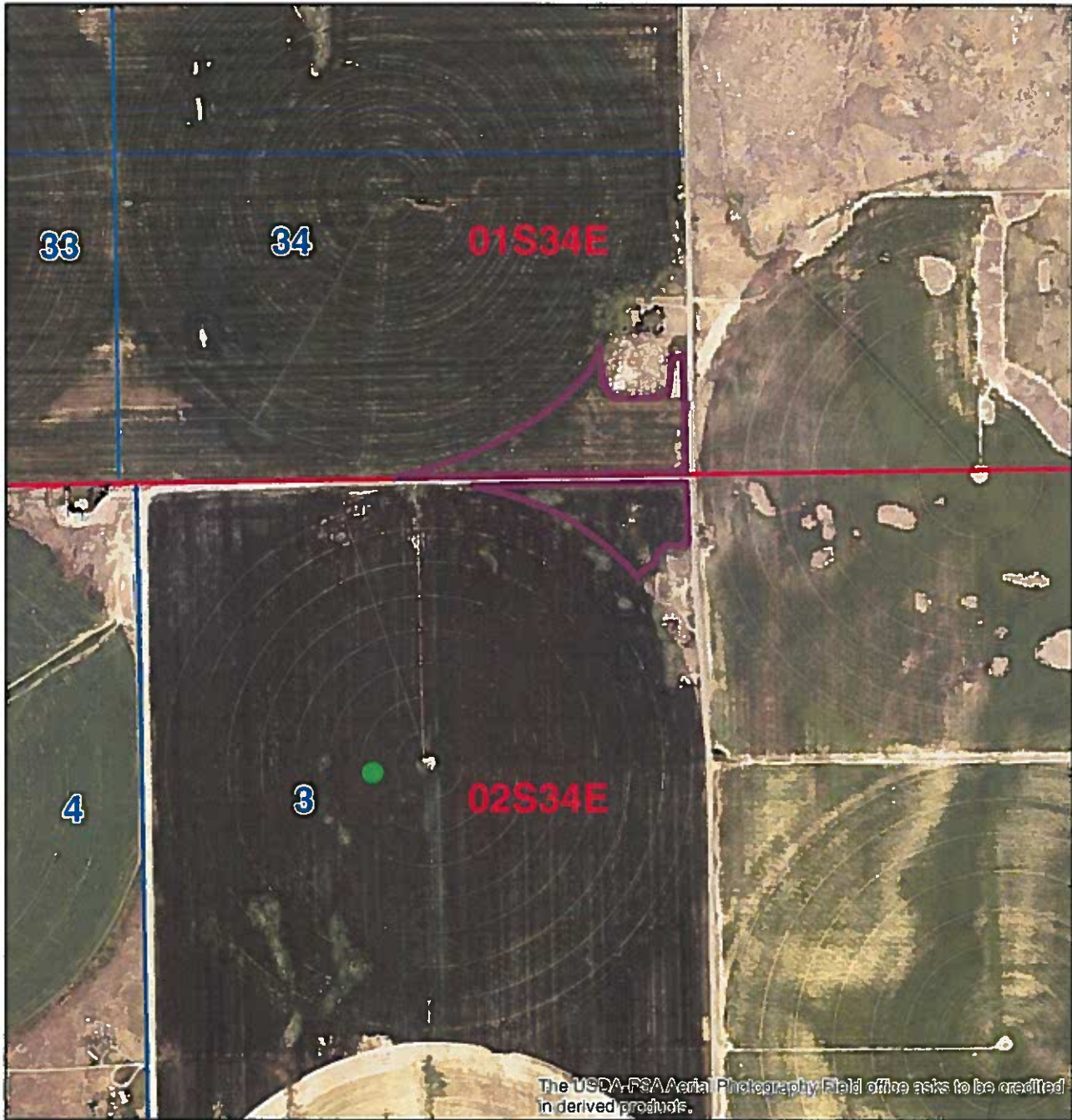
WATER RIGHT NO. 35-14526
As Modified by Transfer No. 81478

CONDITIONS OF APPROVAL

3. Prior to the diversion and use of water under Transfer approval 81478, 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. 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.
6. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 3/4/2002.
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.

Transfer Approval 81478

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

0 335 670 1,340 Feet

1 inch = 747 feet

