

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 81469

This is to certify that: FOSTER CO
PO BOX 626
RIRIE, ID 83443

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

Water Right	Origin/Basis	Priority Date	Diversion Rate	Diversion Volume	Acre Limit	Total Acres	Source
35-2633	WR/DECREED	1/19/1961	0.850 cfs	N/A	70.8	80.0	GROUND WATER
35-2794A	WR/DECREED	10/1/1965	0.140 cfs	N/A	11.8	80.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
35-2633	NO	YES	NO	NO	NO	NO
35-2794A	NO	YES	NO	NO	NO	NO

Summary Of Water Rights After the Approved Change

Existing Right	New No. (Changed Portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
35-2633	35-2633	0.850 cfs	283.0 af	70.8	80.0	N/A	N/A	N/A	N/A	N/A
35-2794A	35-2794A	0.140 cfs	47.2 af	11.8	80.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.990 cfs	320.0 af	80.0	80.0		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 21st day of April, 2017.


Water Resources Program Manager

SUPPORT DATA

Transfer No. 81469

IN FILE # 35-2633

WATER RIGHT NO. 35-2633

As Modified by Transfer No. 81469

In accordance with the approval of Transfer No. 81469, Water Right No. 35-2633 is now described as follows:

Right Holder: FOSTER CO
PO BOX 626
RIRIE, ID 83443

Priority Date: 1/19/1961

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	0.850 cfs	283.0 af
			0.850 cfs	283.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NENW Sec 18 Twp 03N Rge 36E BONNEVILLE 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	36E	7									40.0			40.0					80.0

Right Acre Limit: 70.8

POU Total Acres: 80.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 70.8 acres within the authorized place of use in a single irrigation season.
2. Rights 35-2633 and 35-2794A when combined shall not exceed a total annual maximum diversion volume of 320 af at the field headgate, and the irrigation of 80 acres.
3. 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.
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. Prior to the diversion and use of water under Transfer approval 81469, 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.

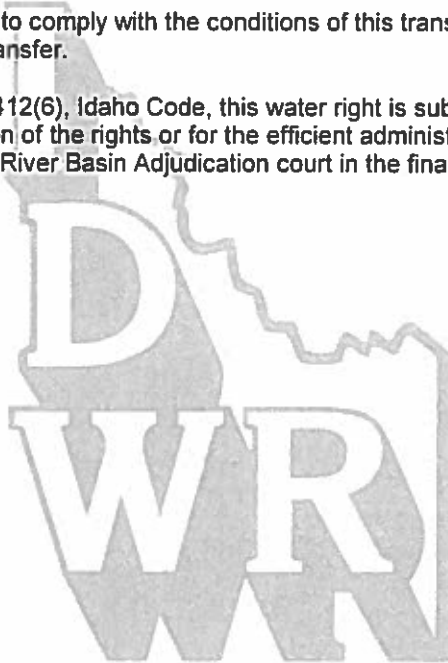
Transfer No. 81469

WATER RIGHT NO. 35-2633

As Modified by Transfer No. 81469

CONDITIONS OF APPROVAL

6. 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.
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. 35-2794A
As Modified by Transfer No. 81469

In accordance with the approval of Transfer No. 81469, Water Right No. 35-2794A is now described as follows:

Right Holder: FOSTER CO
 PO BOX 626
 RIRIE, ID 83443

Priority Date: 10/1/1965

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	0.140 cfs	47.2 af
			0.140 cfs	47.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NENW Sec 18 Twp 03N Rge 36E BONNEVILLE 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	36E	7									40.0			40.0					80.0

Right Acre Limit: 11.8

POU Total Acres: 80.0

CONDITIONS OF APPROVAL

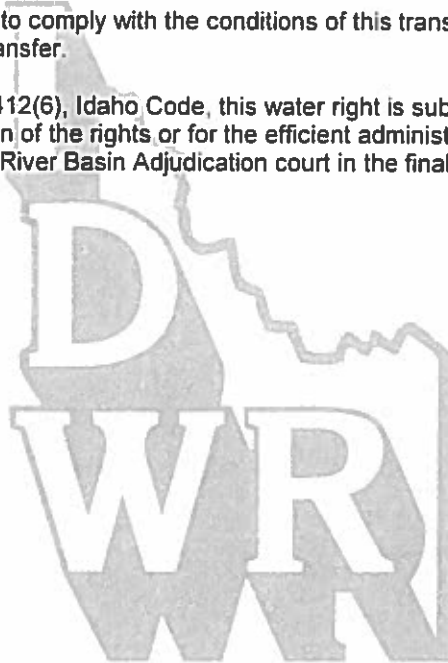
1. This right is limited to the irrigation of 11.8 acres within the authorized place of use in a single irrigation season.
2. Rights 35-2633 and 35-2794A when combined shall not exceed a total annual maximum diversion volume of 320 af at the field headgate, and the irrigation of 80 acres.
3. This right 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.
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. Prior to the diversion and use of water under Transfer approval 81469, 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.

Transfer No. 81469

WATER RIGHT NO. 35-2794A
As Modified by Transfer No. 81469

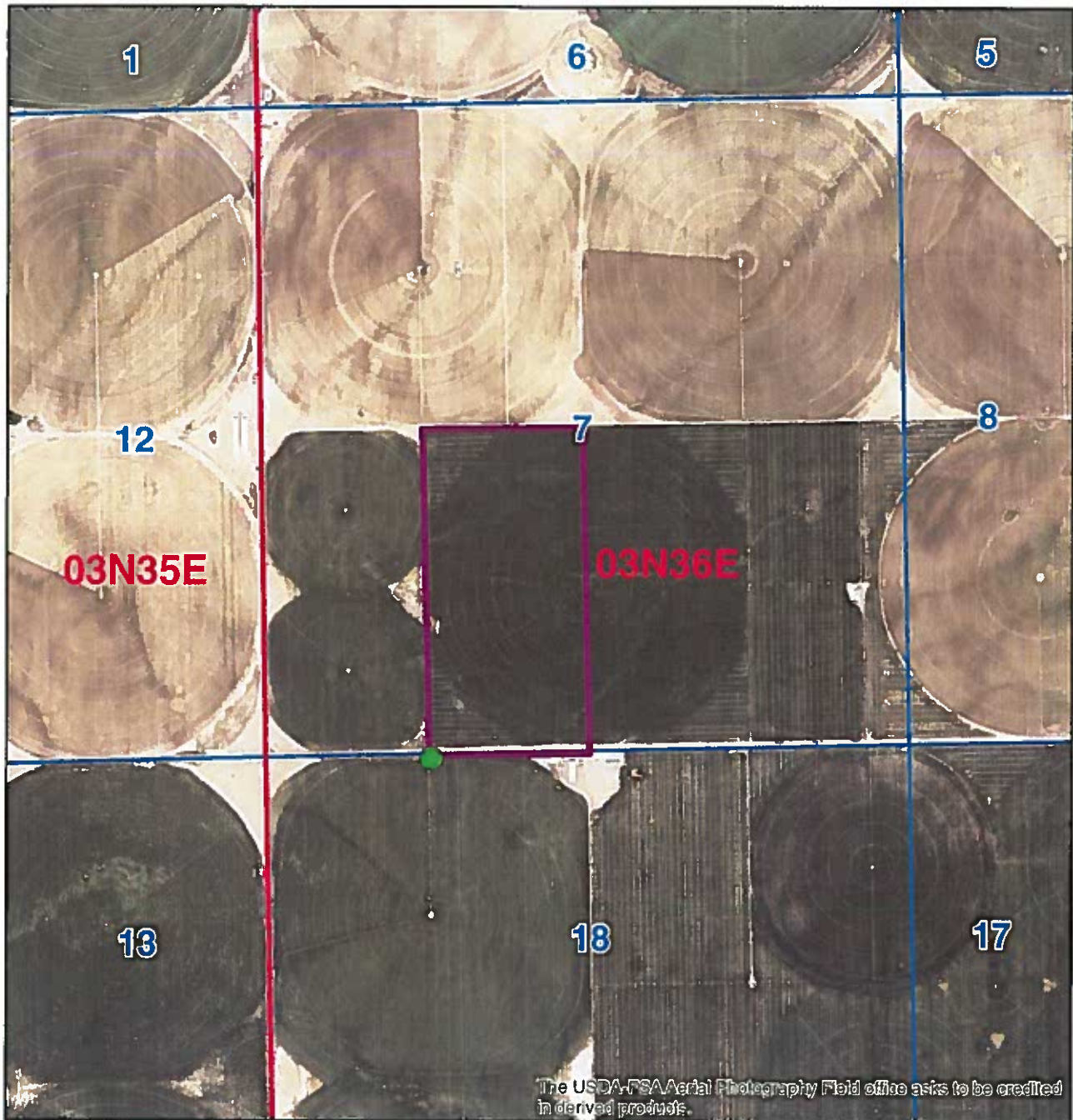
CONDITIONS OF APPROVAL

6. 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.
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 81469

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

0 550 1,100 2,200 Feet

1 inch = 1,305 feet

