

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 81267**

This is to certify that: **DELILAH SLADE AND
KEVIN L SLADE
3550 S 2100 E
WENDELL, ID 83355**

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>
36-17056	WR/DECREED	12/31/1953	0.990 cfs	N/A	49.7	304.0	GROUND WATER
36-17057	WR/DECREED	1/19/1959	1.970 cfs	N/A	106.0	304.0	GROUND WATER
36-17058	WR/DECREED	1/7/1965	0.650 cfs	N/A	52.3	304.0	GROUND WATER
36-17059	WR/DECREED	8/9/1972	2.120 cfs	N/A	192.1	304.0	GROUND WATER
36-17060	WR/DECREED	2/13/1973	0.740 cfs	N/A	96.0	304.0	GROUND WATER
36-17061	WR/DECREED	3/15/1973	0.070 cfs	N/A	3.3	304.0	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>
36-17056	NO	NO	YES	NO	NO	NO
36-17057	NO	NO	YES	NO	NO	NO
36-17058	NO	NO	YES	NO	NO	NO
36-17059	NO	NO	YES	NO	NO	NO
36-17060	NO	NO	YES	NO	NO	NO
36-17061	NO	NO	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>
36-17056	36-17056	0.990 cfs	198.8 af	49.7	304.0	N/A	N/A	N/A	N/A	N/A
36-17057	36-17057	1.970 cfs	424.0 af	106.0	304.0	N/A	N/A	N/A	N/A	N/A
36-17058	36-17058	0.650 cfs	209.2 af	52.3	304.0	N/A	N/A	N/A	N/A	N/A
36-17059	36-17059	2.120 cfs	768.4 af	192.1	304.0	N/A	N/A	N/A	N/A	N/A
36-17060	36-17060	0.740 cfs	290.6 af	96.0	304.0	N/A	N/A	N/A	N/A	N/A
36-17061	36-17061	0.070 cfs	12.2 af	3.3	304.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		5.750 cfs	1215.0 af	304.0	304.0		N/A	N/A	N/A	N/A

SUPPORT DATA

Transfer No. 81267

IN FILE # 36-17056

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 81267

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 2nd day of March, 2017.



Southern Region Manager



WATER RIGHT NO. 36-17056

As Modified by Transfer No. 81267

In accordance with the approval of Transfer No. 81267, Water Right No. 36-17056 is now described as follows:

Right Holder: KEVIN L SLADE And
DELILAH SLADE
3550 S 2100 E
WENDELL, ID 83355

Priority Date: 12/31/1953

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	0.990 cfs 0.990 cfs	198.8 af 198.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESENE	Sec 35 Twp 08S Rge 15E	GOODING County
GROUND WATER	NENENW	Sec 36 Twp 08S Rge 15E	GOODING County
GROUND WATER	SENWNW	Sec 36 Twp 08S Rge 15E	GOODING County
GROUND WATER	SWNWSW	Sec 36 Twp 08S Rge 15E	GOODING 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	
08S	15E	36					39	32	40	40	40	40	33	40					304

Right Acre Limit: 49.7
POU Total Acres: 304.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 49.7 acres within the authorized place of use in a single irrigation season.
2. Rights 36-17056, 36-17057, 36-17058, 36-17059, and 36-17060, when combined shall not exceed a total diversion rate of 5.75 cfs, a total annual maximum diversion volume of 1202.8. af at the field headgate, and the irrigation of 300.7 acres.
3. Rights 36-17056, 36-17057, 36-17058, 36-17059, 36-17060, and 36-17061 when combined shall not exceed a total diversion rate of 5.75 cfs, a total annual maximum diversion volume of 1215.0 af at the field headgate, and the irrigation of 304.0 acres.
4. 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.

Transfer No. 81267

WATER RIGHT NO. 36-17056
As Modified by Transfer No. 81267

CONDITIONS OF APPROVAL

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. 130.
6. 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.
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. Prior to the diversion and use of water under Transfer approval 81267, 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.
9. Right No. 36-17061 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
10. This right does not grant any right-of-way or easement across the land of another.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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. 36-17057

As Modified by Transfer No. 81267

In accordance with the approval of Transfer No. 81267, Water Right No. 36-17057 is now described as follows:

Right Holder: KEVIN L SLADE And
DELILAH SLADE
3550 S 2100 E
WENDELL, ID 83355

Priority Date: 1/19/1959

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	1.970 cfs	424.0 af
			1.970 cfs	424.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESENE	Sec 35 Twp 08S Rge 15E	GOODING County
GROUND WATER	NENENW	Sec 36 Twp 08S Rge 15E	GOODING County
GROUND WATER	SENWNW	Sec 36 Twp 08S Rge 15E	GOODING County
GROUND WATER	SWNWSW	Sec 36 Twp 08S Rge 15E	GOODING 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	
08S	15E	36					39	32	40	40	40	40	33	40					304

Right Acre Limit: 106.0

POU Total Acres: 304.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 106.0 acres within the authorized place of use in a single irrigation season.
2. Rights 36-17056, 36-17057, 36-17058, 36-17059, and 36-17060, when combined shall not exceed a total diversion rate of 5.75 cfs, a total annual maximum diversion volume of 1202.8. af at the field headgate, and the irrigation of 300.7 acres.
3. Rights 36-17056, 36-17057, 36-17058, 36-17059, 36-17060, and 36-17061 when combined shall not exceed a total diversion rate of 5.75 cfs, a total annual maximum diversion volume of 1215.0 af at the field headgate, and the irrigation of 304.0 acres.
4. 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.

Transfer No. 81267

WATER RIGHT NO. 36-17057

As Modified by Transfer No. 81267

CONDITIONS OF APPROVAL

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.130.
6. 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.
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. Prior to the diversion and use of water under Transfer approval 81267, 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.
9. Right No.36-17061 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
10. This right does not grant any right-of-way or easement across the land of another.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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. 36-17058

As Modified by Transfer No. 81267

In accordance with the approval of Transfer No. 81267, Water Right No. 36-17058 is now described as follows:

Right Holder: DELILAH SLADE And
KEVIN L SLADE
3550 S 2100 E
WENDELL, ID 83355

Priority Date: 1/7/1965

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	0.650 cfs	209.2 af
			0.650 cfs	209.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESENE	Sec 35 Twp 08S Rge 15E	GOODING County
GROUND WATER	NENENW	Sec 36 Twp 08S Rge 15E	GOODING County
GROUND WATER	SENWNW	Sec 36 Twp 08S Rge 15E	GOODING County
GROUND WATER	SWNWSW	Sec 36 Twp 08S Rge 15E	GOODING 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	
08S	15E	36						39	32	40	40	40	40	33	40					304

Right Acre Limit: 52.3

POU Total Acres: 304.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 52.3 acres within the authorized place of use in a single irrigation season.
2. Rights 36-17056, 36-17057, 36-17058, 36-17059, and 36-17060, when combined shall not exceed a total diversion rate of 5.75 cfs, a total annual maximum diversion volume of 1202.8. af at the field headgate, and the irrigation of 300.7 acres.
3. Rights 36-17056, 36-17057, 36-17058, 36-17059, 36-17060, and 36-17061 when combined shall not exceed a total diversion rate of 5.75 cfs, a total annual maximum diversion volume of 1215.0 af at the field headgate, and the irrigation of 304.0 acres.
4. 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.

Transfer No. 81267

WATER RIGHT NO. 36-17058

As Modified by Transfer No. 81267

CONDITIONS OF APPROVAL

5. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 11/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the SRBA partial decree date.
6. 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. 130.
7. 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.
8. 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.
9. Prior to the diversion and use of water under Transfer approval 81267, 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.
10. Right No. 36-17061 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
11. This right does not grant any right-of-way or easement across the land of another.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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. 36-17059

As Modified by Transfer No. 81267

In accordance with the approval of Transfer No. 81267, Water Right No. 36-17059 is now described as follows:

Right Holder: KEVIN L SLADE And
DELILAH SLADE
3550 S 2100 E
WENDELL, ID 83355

Priority Date: 8/9/1972

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 10/15	2.120 cfs	768.4 af
			2.120 cfs	768.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESENE	Sec 35 Twp 08S Rge 15E	GOODING County
GROUND WATER	NENENW	Sec 36 Twp 08S Rge 15E	GOODING County
GROUND WATER	SENWNW	Sec 36 Twp 08S Rge 15E	GOODING County
GROUND WATER	SWNWSW	Sec 36 Twp 08S Rge 15E	GOODING 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	
08S	15E	36					39	32	40	40	40	40	33	40					304

Right Acre Limit: 192.1

POU Total Acres: 304.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 192.1 acres within the authorized place of use in a single irrigation season.
2. Rights 36-17056, 36-17057, 36-17058, 36-17059, and 36-17060, when combined shall not exceed a total diversion rate of 5.75 cfs, a total annual maximum diversion volume of 1202.8. af at the field headgate, and the irrigation of 300.7 acres.
3. Rights 36-17056, 36-17057, 36-17058, 36-17059, 36-17060, and 36-17061 when combined shall not exceed a total diversion rate of 5.75 cfs, a total annual maximum diversion volume of 1215.0 af at the field headgate, and the irrigation of 304.0 acres.
4. 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.

Transfer No. 81267

WATER RIGHT NO. 36-17059

As Modified by Transfer No. 81267

CONDITIONS OF APPROVAL

5. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the SRBA partial decree date.
6. 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. 130.
7. 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.
8. 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.
9. Prior to the diversion and use of water under Transfer approval 81267, 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.
10. Right No. 36-17061 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
11. This right does not grant any right-of-way or easement across the land of another.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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. 36-17060

As Modified by Transfer No. 81267

In accordance with the approval of Transfer No. 81267, Water Right No. 36-17060 is now described as follows:

Right Holder: DELILAH SLADE And
KEVIN L SLADE
3550 S 2100 E
WENDELL, ID 83355

Priority Date: 2/13/1973

Source: GROUND WATER

BENEFICIAL USE

	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 10/15	0.740 cfs 0.740 cfs	290.6 af 290.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESENE	Sec 35 Twp 08S Rge 15E	GOODING County
GROUND WATER	NENENW	Sec 36 Twp 08S Rge 15E	GOODING County
GROUND WATER	SENWNW	Sec 36 Twp 08S Rge 15E	GOODING County
GROUND WATER	SWNWSW	Sec 36 Twp 08S Rge 15E	GOODING 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	
08S	15E	36					39	32	40	40	40	40	33	40					304

Right Acre Limit: 96.0
POU Total Acres: 304.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 96.0 acres within the authorized place of use in a single irrigation season.
2. Rights 36-17056, 36-17057, 36-17058, 36-17059, and 36-17060, when combined shall not exceed a total diversion rate of 5.75 cfs, a total annual maximum diversion volume of 1202.8. af at the field headgate, and the irrigation of 300.7 acres.
3. Rights 36-17056, 36-17057, 36-17058, 36-17059, 36-17060, and 36-17061 when combined shall not exceed a total diversion rate of 5.75 cfs, a total annual maximum diversion volume of 1215.0 af at the field headgate, and the irrigation of 304.0 acres.
4. 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.

Transfer No. 81267

WATER RIGHT NO. 36-17060

As Modified by Transfer No. 81267

CONDITIONS OF APPROVAL

5. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the SRBA partial decree date.
6. 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. 130.
7. 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.
8. 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.
9. Prior to the diversion and use of water under Transfer approval 81267, 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.
10. Right No. 36-17061 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
11. This right does not grant any right-of-way or easement across the land of another.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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. 36-17061

As Modified by Transfer No. 81267

In accordance with the approval of Transfer No. 81267, Water Right No. 36-17061 is now described as follows:

Right Holder: KEVIN L SLADE And
DELILAH SLADE
3550 S 2100 E
WENDELL, ID 83355

Priority Date: 3/15/1973

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	0.070 cfs	12.2 af
			0.070 cfs	12.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESENE	Sec 35 Twp 08S Rge 15E	GOODING County
GROUND WATER	NENENW	Sec 36 Twp 08S Rge 15E	GOODING County
GROUND WATER	SENWNW	Sec 36 Twp 08S Rge 15E	GOODING County
GROUND WATER	SWNWSW	Sec 36 Twp 08S Rge 15E	GOODING 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	
08S	15E	36					39	32	40	40	40	40	33	40					304

Right Acre Limit: 3.3

POU Total Acres: 304

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 3.3 acres within the authorized place of use in a single irrigation season.
2. Rights 36-17056, 36-17057, 36-17058, 36-17059, 36-17060, and 36-17061 when combined shall not exceed a total diversion rate of 5.75 cfs, a total annual maximum diversion volume of 1215.0 af at the field headgate, and the irrigation of 304.0 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. 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.130.

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WATER RIGHT NO. 36-17061

As Modified by Transfer No. 81267

CONDITIONS OF APPROVAL

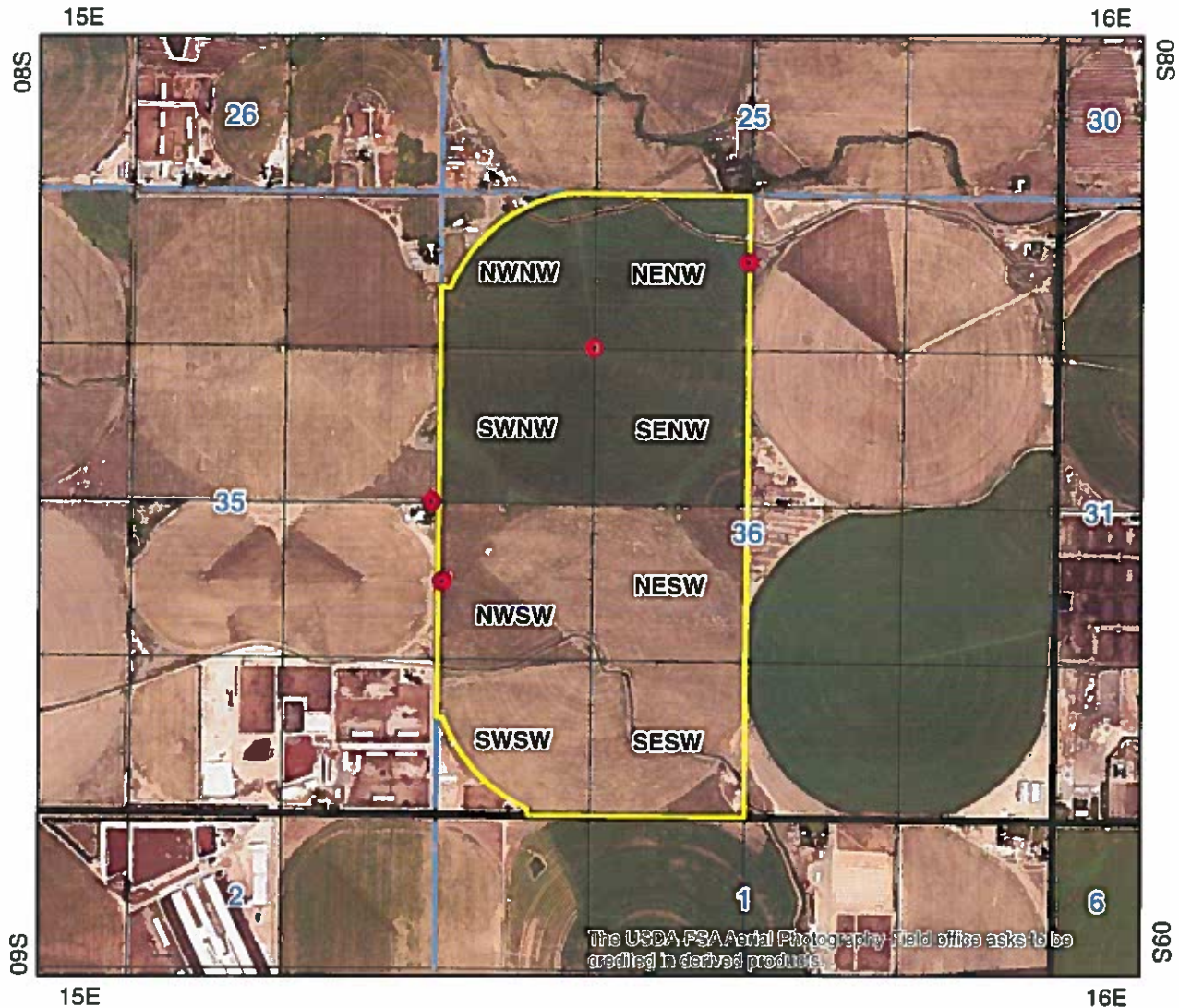
5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7. Prior to the diversion and use of water under Transfer approval 81267, 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.
8. This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
9. This right is based upon an enlargement of Rights 36-17056, 36-17057, 36-17058, 36-17059, and 36-17060 pursuant to Section 42-1426, Idaho Code.
10. This right does not grant any right-of-way or easement across the land of another.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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.

State of Idaho
Department of Water Resources

Attachment to Transfer # 81267

Rights 36-17056, 36-17057, 36-17058, 36-17059, 36-17060, and 36-17061

This map depicts the IRRIGATION place of use boundary for these water rights at the time of this approval and is attached to the approval document solely for illustrative purposes.



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections

0 0.175 0.35 0.7 Miles





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 3, 2017

KEVIN L SLADE
DELILAH SLADE
3550 S 2100 E
WENDELL ID 83355

Re: Transfer No: 81267
Water Right No(s): 36-17056, 36-17057, 36-17058, 36-17059, 36-17060, 36-17061

Transfer Approval Notice

Dear Water Right Holder and other Interested Persons:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208) 736-3033.

Sincerely,

A handwritten signature in cursive script, appearing to read "Corey Skinner".

Corey Skinner
Southern Regional Manager

Enclosure

cc:

NATHAN ERICKSON
WATER DISTRICT 130
650 ADDISON AVE W STE 500
TWIN FALLS ID 83301

CERTIFICATE OF SERVICE

I hereby certify that on March 3, 2017 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below:

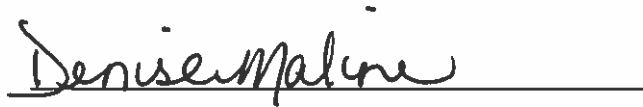
Re: Transfer No.: 81267

Water Right No(s): 36-17056, 36-17057, 36-17058, 36-17059, 36-17060, 36-17061

**KEVIN L SLADE
DELILAH SLADE
3550 S 2100 E
WENDELL ID 83355**

**NATHAN ERICKSON
WATER DISTRICT 130
650 ADDISON AVE W STE 500
TWIN FALLS ID 83301**

via e-mail

A handwritten signature in black ink, reading "Denise Maline", is written over a horizontal line.

**Denise Maline
Administrative Assistant**

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

State of Idaho
Department of Water Resources

RECOMMENDATION OF WATERMASTER

Transfer No: 81267
Water Right No: 36-17056, etc.
Applicant Name: Kevin & Delilah Slade

Watermaster's Recommendation:

- a) ☒ I do not oppose approval of this application
- b) ☐ I do not oppose approval of this application under the following terms:
- c) ☐ I oppose approval of this application(s) for the following reasons:
- d) ☐ Additional comment:

Dated: November 17, 2016

Water District 130



Nathan Erickson, Watermaster