

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 81129

This is to certify that: FLYING TRIANGLE INC
C/O WILLIAM N BRAILSFORD
PO BOX 180
HAGERMAN, ID 83332

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
36-11142	WR/DECREED	3/8/1902	1.580 cfs	N/A	N/A	18.7	WEATHERBY SPRINGS
36-30	WR/DECREED	9/1/1889	8.000 cfs	N/A	N/A	131.7	LEN LEWIS SPRING

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
36-11142	NO	YES	YES	NO	NO	NO
36-30	NO	NO	YES	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
36-11142	36-11142	1.580 cfs	N/A	18.7	264.6	N/A	N/A	N/A	N/A	N/A
36-30	36-30	8.000 cfs	N/A	131.7	264.6	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		9.580 cfs	N/A	150.4	264.6		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 15th day of December, 2016.



Southern Region Manager

SUPPORT DATA

IN FILE # 36-30

Transfer No. 81129

WATER RIGHT NO. 36-30**As Modified by Transfer No. 81129**

In accordance with the approval of Transfer No. 81129, Water Right No. 36-30 is now described as follows:

Right Holder: FLYING TRIANGLE INC
C/O WILLIAM N BRAILSFORD
PO BOX 180
HAGERMAN, ID 83332

Priority Date: 9/1/1889

Source: LEN LEWIS SPRING

Tributary: RILEY CREEK

BENEFICIAL USE

IRRIGATION
STOCKWATER

From

2/15
1/01

to 11/30
to 12/31

To**Diversion Rate**

8.000 cfs
0.140 cfs
8.000 cfs

LOCATION OF POINT(S) OF DIVERSION

LEN LEWIS SPRING SESWNE Sec 6 Twp 08S Rge 14E GOODING 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	
07S	13E	25						40.0	39.1										79.1
07S	13E	26	40.1	14.9	24.4	40.0									40.0	26.1			185.5

Right Acre Limit: 131.7

POU Total Acres: 264.6

PLACE OF USE: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	13E	25						X	X										
07S	13E	26	X	X	X	X									X	X			

CONDITIONS OF APPROVAL

1. The appropriator is entitled to the quantity of water described for stock water purposes at a point of measurement where the delivery ditch enters the place of use described. Use of this right with rights 36-12; 36-43A; 36-84; 36-104A and 36-104B for stockwater or other non-irrigation purposes outside of the irrigation season shall be limited to a total combined diversion rate of 4.0 cfs.
2. The operation and administration of this water right is also subject to the stipulation dated September 11, 1996, among the United States of America and the claimants under the Brailsford Ditch, which is on file in the records of the clerk and recorder, Gooding Co., Idaho.

Transfer No. 81129

WATER RIGHT NO. 36-30

As Modified by Transfer No. 81129

CONDITIONS OF APPROVAL

3. Water is delivered through the Brailsford Ditch.
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. 36A.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
6. 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.
7. This right is limited to the irrigation of 131.7 acres within the authorized place of use in a single irrigation season.
8. This right is limited to the irrigation of a specific 131.7 within the 264.6 acre place of use authorized by this right in a single irrigation season. The specific 131.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 131.7 acres to be irrigated within the 264.6 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
9. The right holder shall accomplish the change authorized by this transfer within one year 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. 36-11142**As Modified by Transfer No. 81129**

In accordance with the approval of Transfer No. 81129, Water Right No. 36-11142 is now described as follows:

Right Holder: FLYING TRIANGLE INC
C/O WILLIAM N BRAILSFORD
PO BOX 180
HAGERMAN, ID 83332

Priority Date: 3/8/1902

Source: WEATHERBY SPRINGS

Tributary: BILLINGSLEY CREEK

BENEFICIAL USE

	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	02/15	to 11/30	1.580 cfs
STOCKWATER	02/15	to 11/30	0.140 cfs
STOCKWATER	12/01	to 02/14	0.220 cfs
			1.580 cfs

LOCATION OF POINT(S) OF DIVERSION

WEATHERBY SPRINGS SENESW Sec 30 Twp 07S Rge 14E 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	
07S	13E	25						40.0	39.1										79.1
07S	13E	26	40.1	14.9	24.4	40.0									40.0	26.1			185.5

Right Acre Limit: 18.7

POU Total Acres: 264.6

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	13E	25						X	X										
07S	13E	26	X	X	X	X									X	X			

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. 36A.

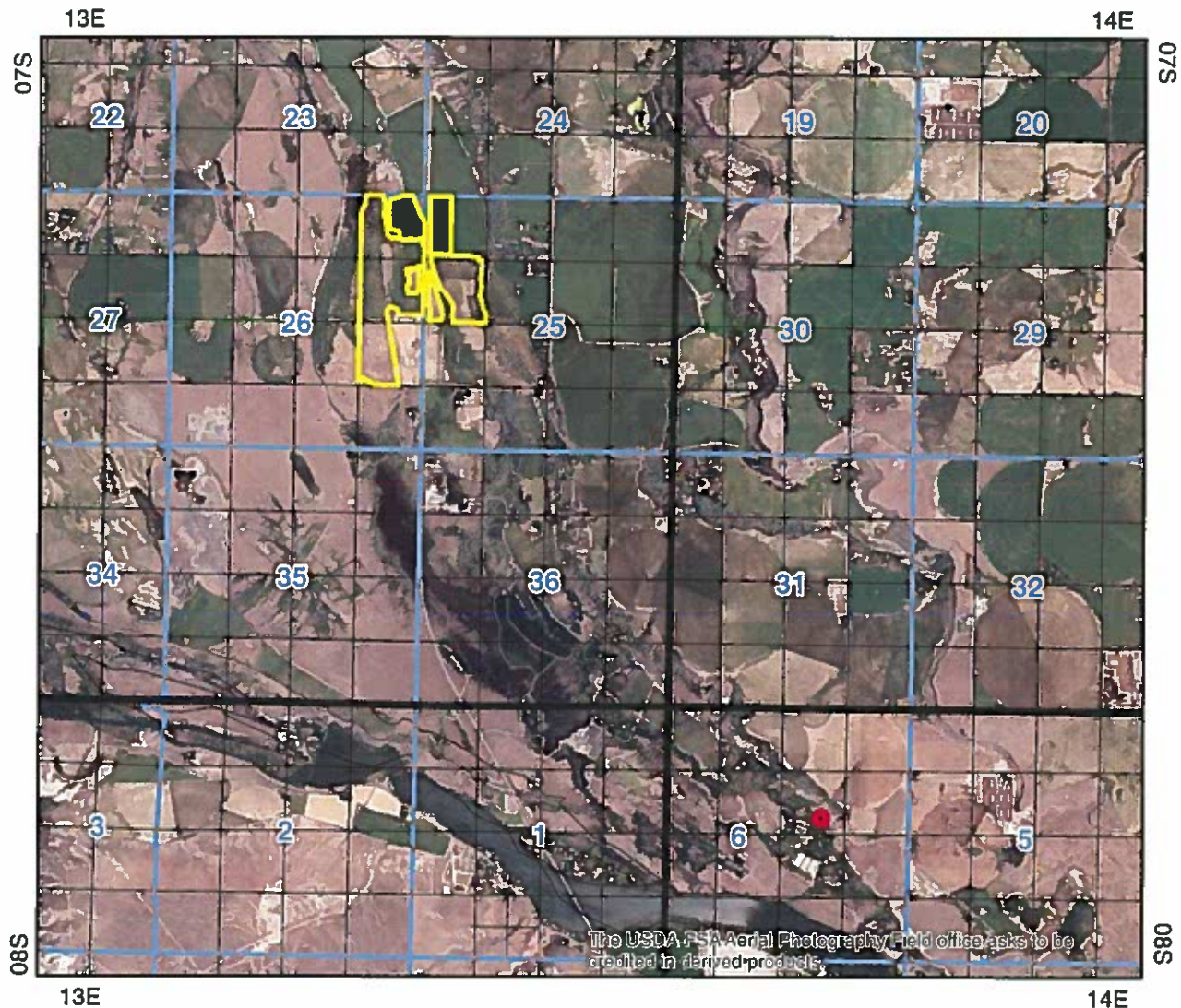
WATER RIGHT NO. 36-11142
As Modified by Transfer No. 81129

CONDITIONS OF APPROVAL

2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
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. This right is limited to the irrigation of 18.7 acres within the authorized place of use in a single irrigation season.
5. This right is limited to the irrigation of a specific 18.7 acres within the 264.6 acre place of use authorized by this right in a single irrigation season. The specific 18.7 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 18.7 acres to be irrigated within the 264.6 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
6. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
7. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
8. Water is delivered through the Bar S Pipeline, Curren Ditch and North Pipeline.
9. The right holder shall accomplish the change authorized by this transfer within one year 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.

State of Idaho
Department of Water Resources
Attachment to Transfer # 81129
36-30

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



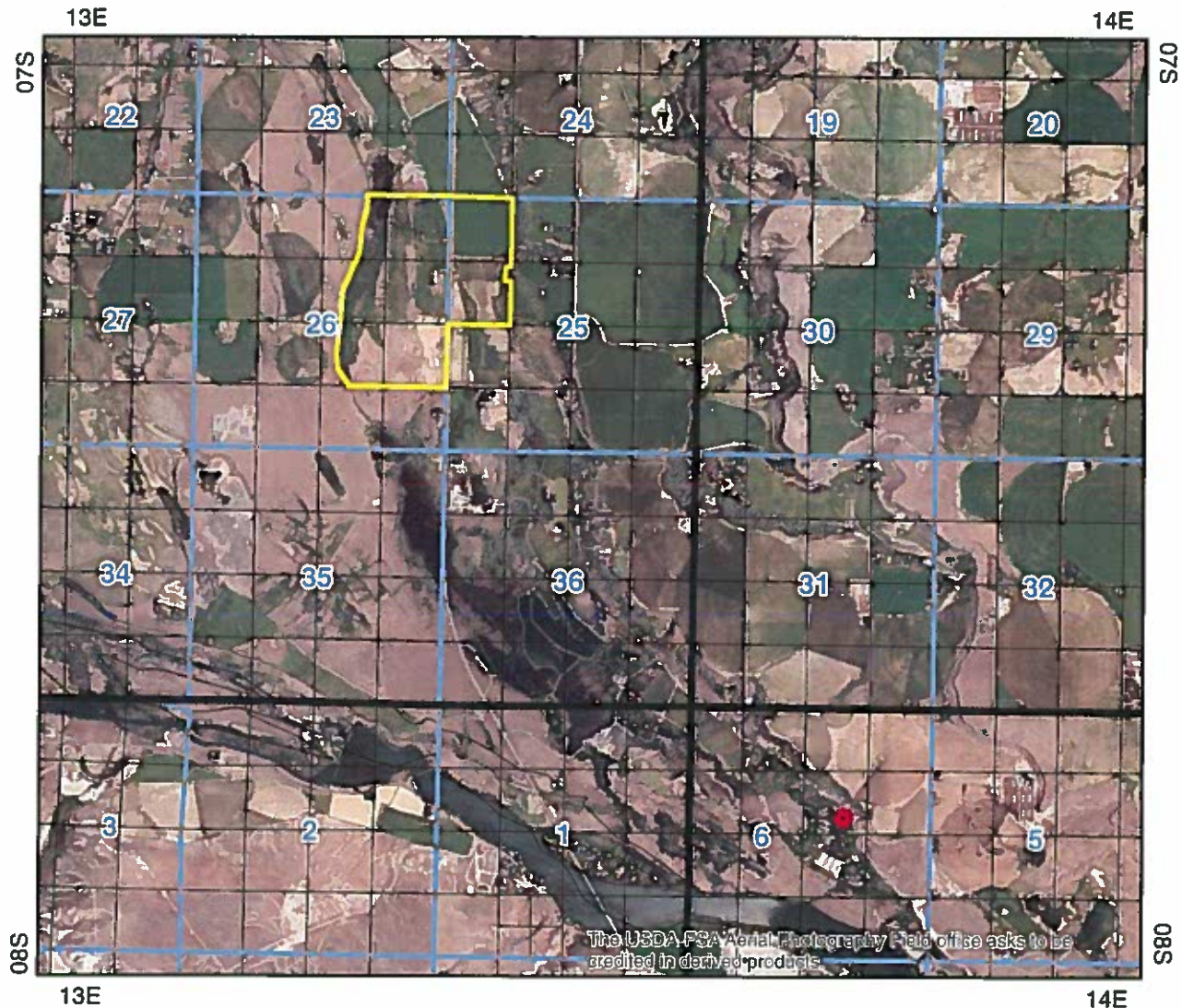
- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections

0 0.45 0.9 1.8 Miles



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Department of Water Resources
Attachment to Transfer # 81129
36-30

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



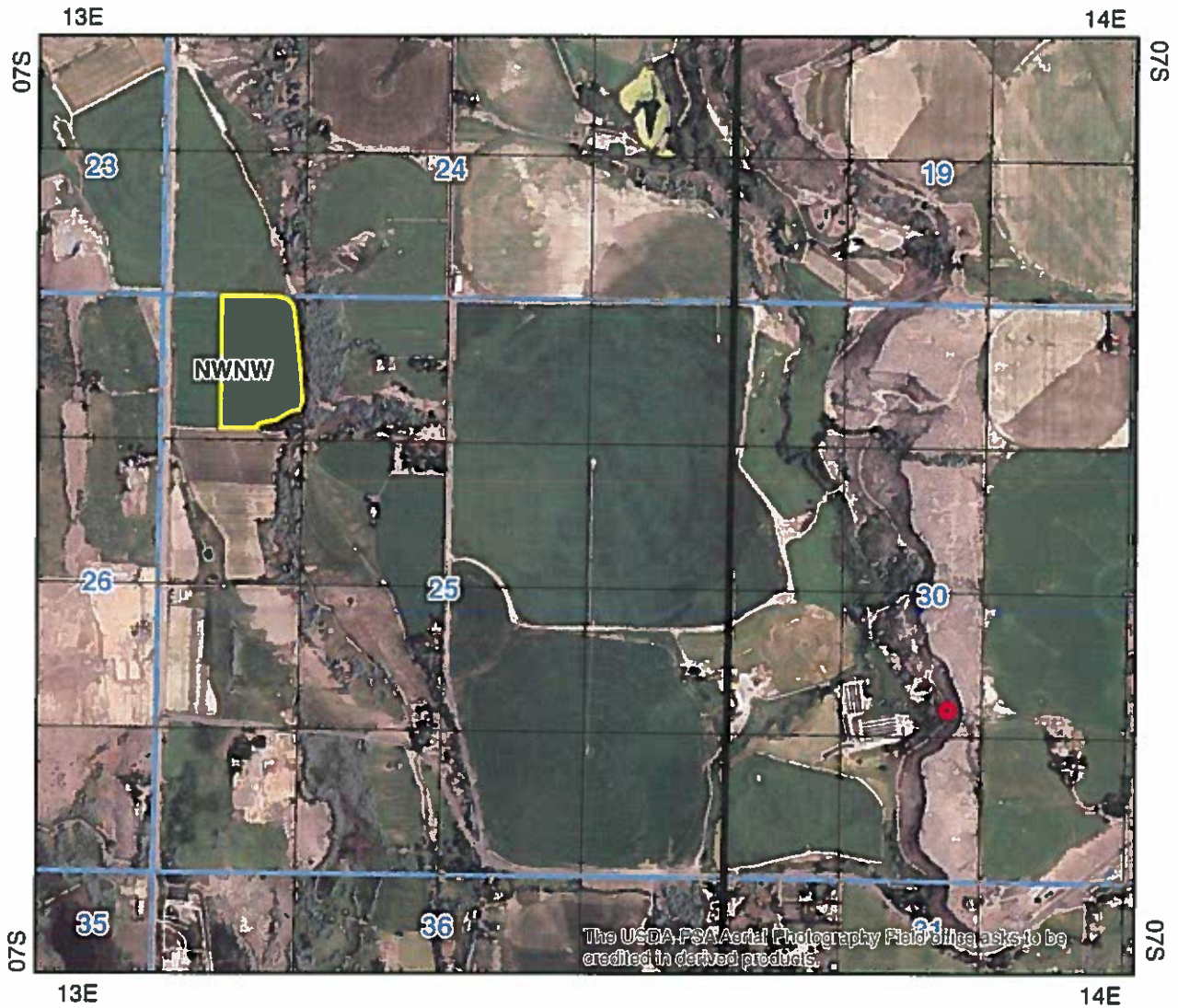
- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections

0 0.45 0.9 1.8 Miles



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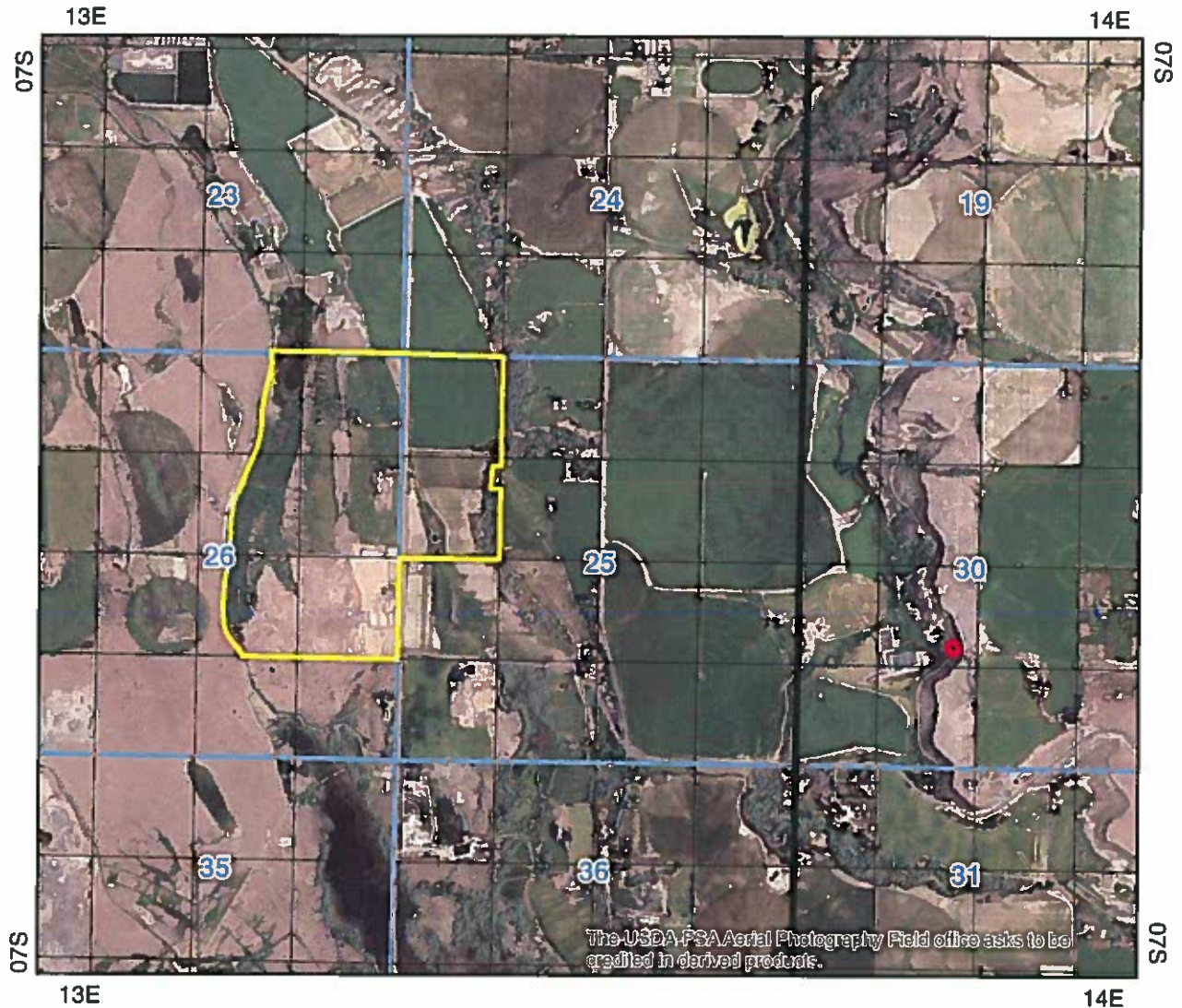
- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections

0 0.2 0.4 0.8 Miles



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36-11142

This map depicts the STOCKWATER place of use boundary for this water right 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 0.275 0.55 1.1 Miles

