

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 80926**

This is to certify that: **KARLA ROBINSON AND/OR
LEROY ROBINSON
PO BOX 486
ALBION, ID 83311**

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>
45-326	WR/DECREED	12/1/1880	1.220 cfs	N/A	N/A	150.0	HOWELL CREEK

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>
45-260A	WR/DECREED	3/31/1876	0.700 cfs	N/A	133.0	150.0	HOWELL CREEK
45-7183	WR/DECREED	8/12/1974	0.300 cfs	102.4 af	29.0	29.0	UNNAMED STREAM
45-11043	WR/DECREED	4/1/1952	0.800 cfs	N/A	40.0	150.0	WASTE WATER
45-244A	WR/DECREED	4/12/1892	2.220 cfs	N/A		150.0	HOWELL CREEK

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>
45-326	NO	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>
45-326	45-326	1.220 cfs	N/A	N/A	150.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		1.220 cfs	N/A	N/A	150.0		N/A	N/A	N/A	N/A

SUPPORT DATA

IN FILE # 45-326

Transfer No. 80926

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 80926

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 25th day of November, 2016.



Southern Region Manager



WATER RIGHT NO. 45-326

As Modified by Transfer No. 80926

In accordance with the approval of Transfer No. 80926, Water Right No. 45-326 is now described as follows:

Right Holder: KARLA ROBINSON AND
LEROY ROBINSON
PO BOX 486
ALBION, ID 83311

Priority Date: 12/1/1880

Source: HOWELL CREEK

Tributary: MARSH CREEK

BENEFICIAL USE

IRRIGATION

From

04/01

to

To

10/31

Diversion Rate

1.220 cfs

1.220 cfs

LOCATION OF POINT(S) OF DIVERSION

HOWELL CREEK

NWSWSE

Sec 4 Twp 12S Rge 25E CASSIA 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	
12S	25E	4												21.0	21.0		15.0		57.0
12S	25E	5																17.0	17.0
12S	25E	9					40.0	36.0											76.0

POU Total Acres: 150.0

CONDITIONS OF APPROVAL

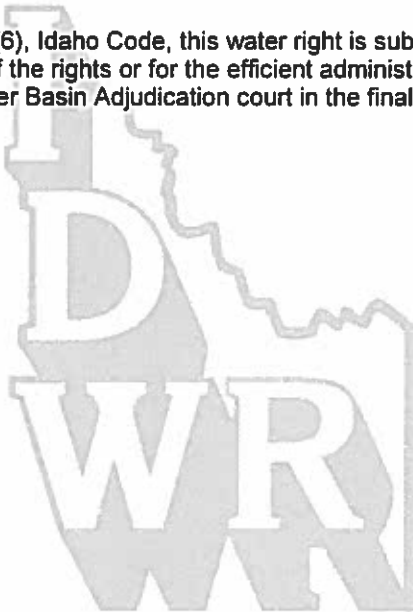
1. Rights 45-326, 45-260A, 45-244A, 45-7183, and 45-11043 when combined shall not exceed the irrigation of 150 acres.
2. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 5/06/2005
3. 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. 45F.
4. 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(s).

Transfer No. 80926

WATER RIGHT NO. 45-326
As Modified by Transfer No. 80926

CONDITIONS OF APPROVAL

5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 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. 45-260A
As Modified by Transfer No. 80926

In accordance with the approval of Transfer No. 80926, Water Right No. 45-260A is now described as follows:

Right Holder: LEROY ROBINSON AND
 KARLA ROBINSON
 PO BOX 486
 ALBION, ID 83311

Priority Date: 3/31/1876

Source: HOWELL CREEK

Tributary: MARSH CREEK

BENEFICIAL USE
 IRRIGATION

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

Diversion Rate
 0.700 cfs
 0.700 cfs

LOCATION OF POINT(S) OF DIVERSION

HOWELL CREEK NWSWSE Sec 4 Twp 12S Rge 25E CASSIA 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	
12S	25E	4											21.0	21.0			15.0		57.0
12S	25E	5																17.0	17.0
12S	25E	9					40.0	36.0											76.0

Right Acre Limit: 133.0

POU Total Acres: 150.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 133 acres within the authorized place of use in a single irrigation season.
2. Rights 45-260A, and 45-244A when combined shall not exceed a total diversion rate of 2.92 cfs at the field headgate, and the irrigation of 150 acres.
3. Rights 45-326, 45-260A, 45-244A, 45-7183, and 45-11043 when combined shall not exceed the irrigation of 150 acres.
4. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 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 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 5/06/2005.

WATER RIGHT NO. 45-260A
As Modified by Transfer No. 80926

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.45F.
6. 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(s).
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. 45-7183**As Modified by Transfer No. 80926**

In accordance with the approval of Transfer No. 80926, Water Right No. 45-7183 is now described as follows:

Right Holder: LEROY ROBINSON AND
KARLA ROBINSON
PO BOX 486
ALBION, ID 83311

Priority Date: 8/12/1974

Source: UNNAMED STREAM

Tributary: SINKS

BENEFICIAL USE

IRRIGATION
STOCKWATER

From

03/15
01/01

to

To

11/15
12/31

Diversion Rate

0.300 cfs
0.020 cfs
0.300 cfs

Diversion Volume

101.5 af
0.9 af
102.4 af

LOCATION OF POINT(S) OF DIVERSION

UNNAMED STREAM SESWSW Sec 4 Twp 12S Rge 25E CASSIA 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	
12S	25E	4											7.0						7.0
12S	25E	9					4.0	18.0											22.0

Right Acre Limit: 29.0

POU Total Acres: 29.0

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	
12S	25E	4											X						
12S	25E	9					X	X											

CONDITIONS OF APPROVAL

1. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
2. Use of the rights listed below is limited to the irrigation of a combined total of 150 acres in a single irrigation season. Combined right nos. 45-326, 45-260A, 45-7183, 45-11043 and 45-244A.

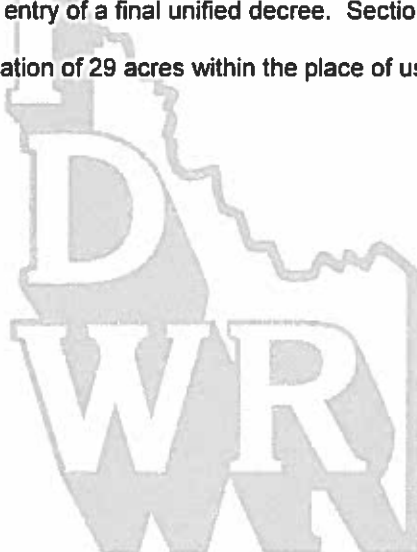
Transfer No. 80926

WATER RIGHT NO. 45-7183

As Modified by Transfer No. 80926

CONDITIONS OF APPROVAL

3. The use of water for irrigation under this right may begin as early as March 15 provided other elements of the right are not exceeded. The use of water before April 1 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.
4. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
5. This right is limited to the irrigation of 29 acres within the place of use described above in a single irrigation season.



WATER RIGHT NO. 45-11043

As Modified by Transfer No. 80926

In accordance with the approval of Transfer No. 80926, Water Right No. 45-11043 is now described as follows:

Right Holder: LEROY ROBINSON AND
KARLA ROBINSON
PO BOX 486
ALBION, ID 83311

Priority Date: 4/1/1952

Source: WASTE WATER

Tributary: SINKS

BENEFICIAL USE
IRRIGATION

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

Diversion Rate
0.800 cfs
0.800 cfs

LOCATION OF POINT(S) OF DIVERSION

WASTE WATER SWNWNW Sec 9 Twp 12S Rge 25E CASSIA 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	
12S	25E	4											21.0	21.0			15.0		57.0
12S	25E	5																17.0	17.0
12S	25E	9					40.0	38.0											76.0

Right Acre Limit: 40.0

POU Total Acres: 150.0

CONDITIONS OF APPROVAL

1. The use of water for irrigation under this right may begin as early as March 15 provided other elements of the right are not exceeded. The use of water before April 1 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.
2. This right is limited to the irrigation of 29 acres within the place of use described above in a single irrigation season.
3. Use of the rights listed below is limited to the irrigation of a combined total of 150 acres in a single irrigation season. Combined right nos. 45-326, 45-260A, 45-7183, 45-11043 and 45-244A
4. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Transfer No. 80926

WATER RIGHT NO. 45-244A
As Modified by Transfer No. 80926

In accordance with the approval of Transfer No. 80926, Water Right No. 45-244A is now described as follows:

Right Holder: LEROY ROBINSON AND
 KARLA ROBINSON
 PO BOX 486
 ALBION, ID 83311

Priority Date: 4/12/1892

Source: HOWELL CREEK

Tributary: MARSH CREEK

BENEFICIAL USE
 IRRIGATION

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

Diversion Rate
 2.220 cfs
 2.220 cfs

LOCATION OF POINT(S) OF DIVERSION

HOWELL CREEK NWSWSE Sec 4 Twp 12S Rge 25E CASSIA 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	
12S	25E	4											21.0	21.0			15.0		57.0
12S	25E	5																17.0	17.0
12S	25E	9					40.0	36.0											76.0

POU Total Acres: 150.0

CONDITIONS OF APPROVAL

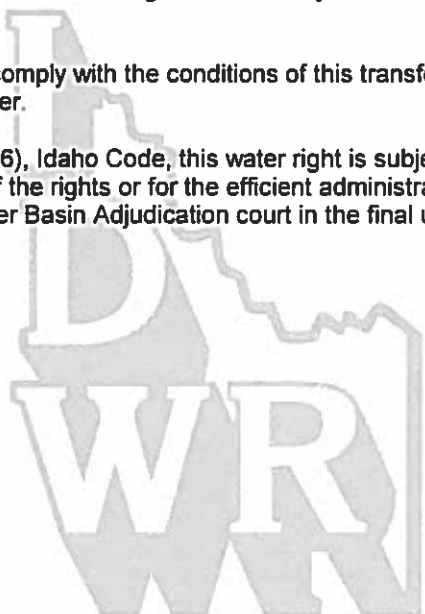
1. Rights 45-260A, and 45-244A when combined shall not exceed a total diversion rate of 2.92 cfs, and the irrigation of 150 acres.
2. Rights 45-326, 45-260A, 45-244A, 45-7183, and 45-11043 when combined shall not exceed the irrigation of 150 acres.
3. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 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 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 5/06/2005
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. 45F.

Transfer No. 80926

WATER RIGHT NO. 45-244A
As Modified by Transfer No. 80926

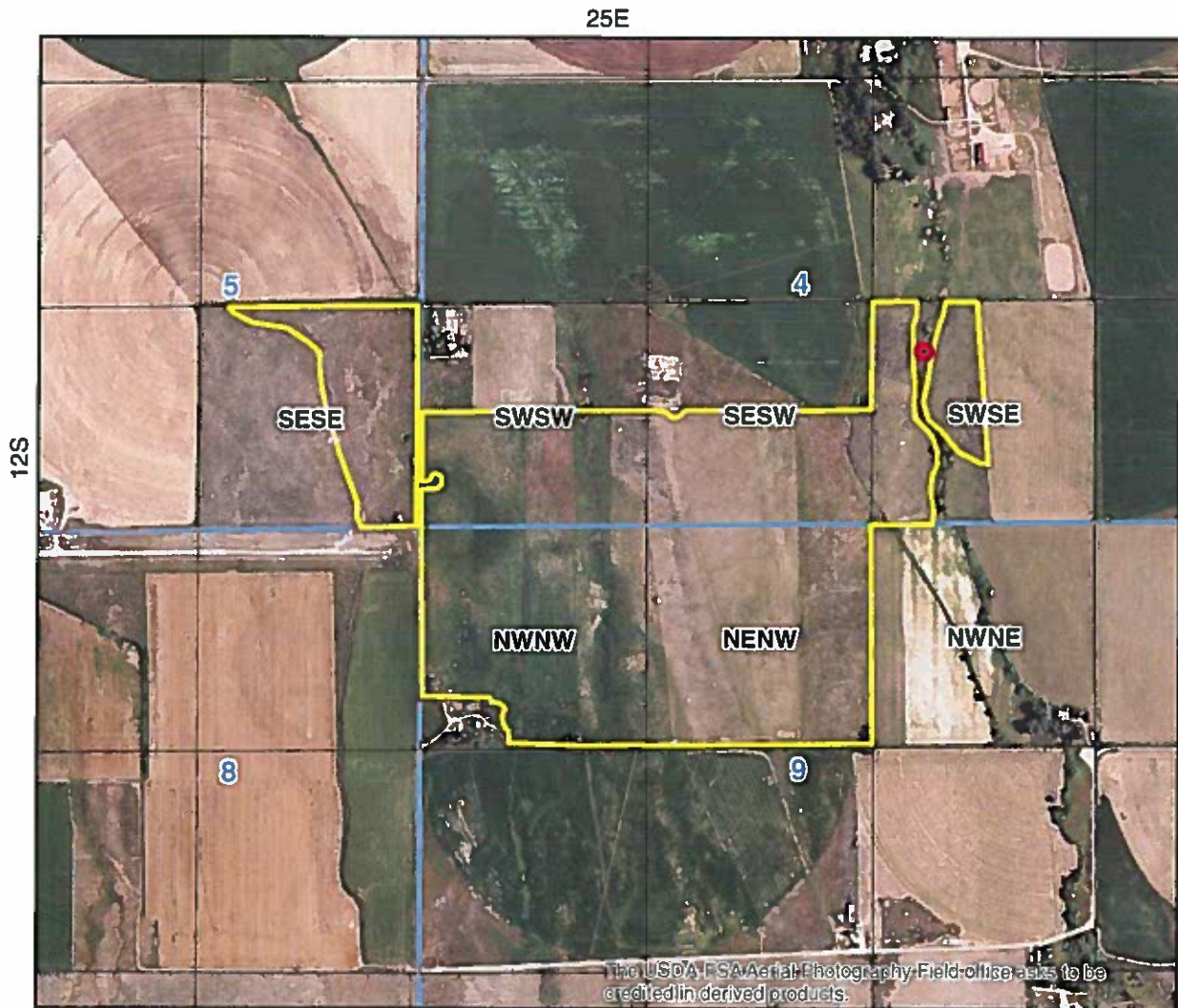
CONDITIONS OF APPROVAL

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(s).
6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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 # 80926
45-326

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 0.125 0.25 0.5 Miles

