

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 80864

This is to certify that: CODY G MORGAN AND
KATHY J MORGAN
PO BOX 95
PAUL, ID 83347-0095

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>
36-14632	WR/DECREE	3/11/1960	0.070 cfs	44.6 af	N/A	N/A	GROUND WATER
36-16094	WR/LICENSE	3/10/1992	0.030 cfs	0.6 af	N/A	N/A	GROUND WATER
36-16096	WR/DECREE	2/6/1961	0.020 cfs	11.7 af	N/A	N/A	GROUND WATER
36-16098	WR/DECREE	3/11/1954	0.060 cfs	17.0 af	N/A	N/A	GROUND WATER
36-16407	WR/LICENSE	3/10/1992	1.530 cfs	43.5 af	N/A	390.5	GROUND WATER
36-16408	WR/LICENSE	3/10/1992	0.080 cfs	1.5 af	N/A	N/A	GROUND WATER
36-16409	WR/DECREE	2/6/1961	1.200 cfs	585.6 af	N/A	390.5	GROUND WATER
36-16410	WR/DECREE	2/6/1961	0.060 cfs	19.9 af	N/A	N/A	GROUND WATER
36-16411	WR/DECREE	3/11/1954	3.030 cfs	1098.8 af	274.7	390.5	GROUND WATER
36-16412	WR/DECREE	3/11/1954	0.230 cfs	53.3 af	N/A	N/A	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>
36-14632	NO	NO	YES	YES	NO	NO
36-16094	NO	NO	YES	YES	NO	NO
36-16096	NO	NO	YES	YES	NO	NO
36-16098	NO	NO	YES	YES	NO	NO
36-16407	YES	YES	YES	YES	YES	YES
36-16408	NO	NO	YES	YES	NO	NO
36-16409	YES	YES	YES	YES	YES	YES
36-16410	NO	NO	YES	YES	NO	NO
36-16411	YES	YES	YES	YES	YES	YES
36-16412	NO	NO	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>
36-14632	36-14632	0.070 cfs	44.6 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
36-16094	36-16094	0.030 cfs	0.6 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
36-16096	36-16096	0.020 cfs	11.7 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
36-16098	36-16098	0.060 cfs	17.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A

Transfer No. 80864

SUPPORT DATA
IN FILE # 36-14632

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 80864

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>
36-16407	36-17071	0.060 cfs	1.3 af	N/A	N/A	36-16407	1.470 cfs	41.7 af	N/A	374.2
36-16408	36-16408	0.080 cfs	1.5 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
36-16409	36-17072	0.050 cfs	18.0 af	N/A	N/A	36-16409	1.150 cfs	561.2 af	N/A	374.2
36-16410	36-16410	0.060 cfs	19.9 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
36-16411	36-17073	0.130 cfs	31.7 af	N/A	N/A	36-16411	2.900 cfs	1052.9 af	264.3	374.2
36-16412	36-16412	0.230 cfs	53.3 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.790 cfs	176.9 af	N/A	N/A		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 27th day of September, 2016.



Southern Region Manager

WATER RIGHT NO. 36-14632**As Modified by Transfer No. 80864**

In accordance with the approval of Transfer No. 80864, Water Right No. 36-14632 is now described as follows:

Right Holder: KATHY J MORGAN AND/OR
CODY G MORGAN
PO BOX 95
PAUL, ID 83347-0095

Priority Date: 3/11/1960

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
COMMERCIAL	01/01	to 12/31	0.070 cfs	1.0 af
DOMESTIC	01/01	to 12/31	0.070 cfs	4.8 af
STOCKWATER	01/01	to 12/31	0.070 cfs	38.8 af
			0.070 cfs	44.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENW	Sec 26 Twp 09S Rge 21E JEROME County
GROUND WATER	NESWNW	Sec 26 Twp 09S Rge 21E JEROME County
GROUND WATER	SWSWNW	Sec 26 Twp 09S Rge 21E JEROME County
GROUND WATER	SWNWSW	Sec 26 Twp 09S Rge 21E JEROME County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	21E	26		X	X		X	X	X	X	X	X				X			

PLACE OF USE: DOMESTIC

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	21E	26							X										

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	
09S	21E	26		X	X		X	X	X	X	X	X				X			

WATER RIGHT NO. 36-14632
As Modified by Transfer No. 80864

CONDITIONS OF APPROVAL

1. Rights 36-14632, 36-16094, 36-16096, and 36-16098 when combined shall not exceed a total diversion rate of 0.18 cfs and a total annual maximum diversion volume of 73.9 af.
2. Rights 36-14632, 36-16094, 36-16096, 36-16098, 36-16408, 36-16410, and 36-16412, when combined shall not exceed a total diversion rate of 0.55 cfs and a total annual maximum diversion volume of 127.2 af.
3. Rights 36-14632, 36-16094, 36-16096, 36-16098, 36-16408, 36-16410, 36-16412, 36-17071, 36-17072, and 36-17073 when combined shall not exceed a total diversion rate of 0.79 cfs and a total annual maximum diversion volume of 176.9 af.
4. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.
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. Prior to diversion and use of water under Transfer approval 80864, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications. Measuring device(s) shall be installed so that irrigation diversions and stockwater and commercial diversions can be independently measured from the well located in the NESWNW of Sec 26, T 09S, R21E.
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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
10. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
11. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
12. Commercial use is for a calf-rearing operation.
13. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 36-14632
As Modified by Transfer No. 80864

CONDITIONS OF APPROVAL

15. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.



WATER RIGHT NO. 36-16411

As Modified by Transfer No. 80864

In accordance with the approval of Transfer No. 80864, Water Right No. 36-16411 is now described as follows:

Right Holder: CODY G MORGAN AND/OR
KATHY J MORGAN
PO BOX 95
PAUL, ID 83347-0095

Priority Date: 3/11/1954

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	2.900 cfs	1052.9 af
			2.900 cfs	1052.9 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NESWNW Sec 26 Twp 09S Rge 21E JEROME 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	
09S	21E	23											36.0	35.0			11.0	9.0	91.0
09S	21E	26	40.0	40.0	40.0	39.0	40.0	34.0	15.0	21.8	6.4					7.0			283.2

Right Acre Limit: 264.3

POU Total Acres: 374.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 264.3 acres within the place of use described above in a single irrigation season.
2. Rights 36-16407, 36-16409, and 36-16411 when combined shall not exceed a total diversion rate of 5.52 cfs, a total annual maximum diversion volume of 1496.8 af, and the irrigation of 374.2 acres.
3. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
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 lands above.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Transfer No. 80864

WATER RIGHT NO. 36-16411
As Modified by Transfer No. 80864

CONDITIONS OF APPROVAL

6. The right holder shall accomplish the change authorized by Transfer 70375 within one (1) year of the date of the Transfer 70375 approval.
7. Rights 36-16407 and 36-16409 are also diverted through the point of diversion described above.
8. Prior to the diversion and use of water under Transfer approval 70375, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point of diversion and 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. 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.
10. 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.
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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 36-17073**As Modified by Transfer No. 80864**

In accordance with the approval of Transfer No. 80864, Water Right No. 36-17073 is now described as follows:

Right Holder: KATHY J MORGAN AND/OR
CODY G MORGAN
PO BOX 95
PAUL, ID 83347-0095

Priority Date: 3/11/1954

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
COMMERCIAL	1/1	to 12/31	0.130 cfs	31.7 af
STOCKWATER	1/1	to 12/31	0.130 cfs	31.7 af
			0.130 cfs	31.7 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENW	Sec 26 Twp 09S Rge 21E	JEROME County
GROUND WATER	NESWNW	Sec 26 Twp 09S Rge 21E	JEROME County
GROUND WATER	SWSWNW	Sec 26 Twp 09S Rge 21E	JEROME County
GROUND WATER	SWNWSW	Sec 26 Twp 09S Rge 21E	JEROME County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	21E	26		X	X		X	X	X	X	X	X				X			0.0

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	
09S	21E	26		X	X		X	X	X	X	X	X				X			0.0

CONDITIONS OF APPROVAL

1. Rights 36-17071, 36-17072, and 36-17073 when combined shall not exceed a total diversion rate of 0.24 cfs and a total annual maximum diversion volume of 49.7 af.
2. Rights 36-14632, 36-16094, 36-16096, 36-16098, 36-16408, 36-16410, 36-16412, 36-17071, 36-17072, and 36-17073 when combined shall not exceed a total diversion rate of 0.79 cfs and a total annual maximum diversion volume of 176.9 af.

WATER RIGHT NO. 36-17073
As Modified by Transfer No. 80864

CONDITIONS OF APPROVAL

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. 130.
4. 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.
5. Prior to diversion and use of water under Transfer approval 80864, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications. Measuring device(s) shall be installed so that irrigation diversions and stockwater and commercial diversions can be independently measured from the well located in the NESWNW of Sec 26, T 09S, R21E.
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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
9. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
10. Commercial use is for a calf-rearing operation.
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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 36-16094**As Modified by Transfer No. 80864**

In accordance with the approval of Transfer No. 80864, Water Right No. 36-16094 is now described as follows:

Right Holder: CODY G MORGAN And
KATHY J MORGAN
PO BOX 95
PAUL, ID 83347-0095

Priority Date: 3/10/1992

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
STOCKWATER	01/01	to 12/31	0.030 cfs	0.6 af
			0.030 cfs	0.6 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENW	Sec 26 Twp 09S Rge 21E	JEROME County
GROUND WATER	NESWNW	Sec 26 Twp 09S Rge 21E	JEROME County
GROUND WATER	SWSWNW	Sec 26 Twp 09S Rge 21E	JEROME County
GROUND WATER	SWNWSW	Sec 26 Twp 09S Rge 21E	JEROME County

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	
09S	21E	26		X	X		X	X	X	X	X	X				X			

CONDITIONS OF APPROVAL

1. Rights 36-14632, 36-16094, 36-16096, and 36-16098 when combined shall not exceed a total diversion rate of 0.18 cfs and a total annual maximum diversion volume of 73.9 af.
2. Rights 36-14632, 36-16094, 36-16096, 36-16098, 36-16408, 36-16410, and 36-16412, when combined shall not exceed a total diversion rate of 0.55 cfs and a total annual maximum diversion volume of 127.2 af.
3. Rights 36-14632, 36-16094, 36-16096, 36-16098, 36-16408, 36-16410, 36-16412, 36-17071, 36-17072, and 36-17073 when combined shall not exceed a total diversion rate of 0.79 cfs and a total annual maximum diversion volume of 176.9 af.
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.

WATER RIGHT NO. 36-16094
As Modified by Transfer No. 80864

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. Prior to diversion and use of water under Transfer approval 80864, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications. Measuring device(s) shall be installed so that irrigation diversions and stockwater and commercial diversions can be independently measured from the well located in the NESWNW of Sec 26, T 09S, R21E.
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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
10. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
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.

WATER RIGHT NO. 36-16096**As Modified by Transfer No. 80864**

In accordance with the approval of Transfer No. 80864, Water Right No. 36-16096 is now described as follows:

Right Holder: KATHY J MORGAN And
CODY G MORGAN
PO BOX 95
PAUL, ID 83347-0095

Priority Date: 2/6/1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
STOCKWATER	01/01	to 12/31	0.020 cfs	11.7 af
			0.020 cfs	11.7 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENW	Sec 26 Twp 09S Rge 21E	JEROME County
GROUND WATER	NESWNW	Sec 26 Twp 09S Rge 21E	JEROME County
GROUND WATER	SWSWNW	Sec 26 Twp 09S Rge 21E	JEROME County
GROUND WATER	SWNWSW	Sec 26 Twp 09S Rge 21E	JEROME County

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	
09S	21E	26		X	X		X	X	X	X	X	X				X			

CONDITIONS OF APPROVAL

1. Rights 36-14632, 36-16094, 36-16096, and 36-16098 when combined shall not exceed a total diversion rate of 0.18 cfs and a total annual maximum diversion volume of 73.9 af.
2. Rights 36-14632, 36-16094, 36-16096, 36-16098, 36-16408, 36-16410, and 36-16412, when combined shall not exceed a total diversion rate of 0.55 cfs and a total annual maximum diversion volume of 127.2 af.
3. Rights 36-14632, 36-16094, 36-16096, 36-16098, 36-16408, 36-16410, 36-16412, 36-17071, 36-17072, and 36-17073 when combined shall not exceed a total diversion rate of 0.79 cfs and a total annual maximum diversion volume of 176.9 af.
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.

WATER RIGHT NO. 36-16096
As Modified by Transfer No. 80864

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. Prior to diversion and use of water under Transfer approval 80864, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications. Measuring device(s) shall be installed so that irrigation diversions and stockwater and commercial diversions can be independently measured from the well located in the NESWNW of Sec 26, T 09S, R21E.
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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
10. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 36-16098**As Modified by Transfer No. 80864**

In accordance with the approval of Transfer No. 80864, Water Right No. 36-16098 is now described as follows:

Right Holder: CODY G MORGAN And
KATHY J MORGAN
PO BOX 95
PAUL, ID 83347-0095

Priority Date: 3/11/1954

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
STOCKWATER	01/01	to 12/31	0.060 cfs	17.0 af
			0.060 cfs	17.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENW	Sec 26 Twp 09S Rge 21E	JEROME County
GROUND WATER	NESWNW	Sec 26 Twp 09S Rge 21E	JEROME County
GROUND WATER	SWSWNW	Sec 26 Twp 09S Rge 21E	JEROME County
GROUND WATER	SWNWSW	Sec 26 Twp 09S Rge 21E	JEROME County

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	
09S	21E	26		X	X		X	X	X	X	X	X				X			

CONDITIONS OF APPROVAL

1. Rights 36-14632, 36-16094, 36-16096, and 36-16098 when combined shall not exceed a total diversion rate of 0.18 cfs and a total annual maximum diversion volume of 73.9 af.
2. Rights 36-14632, 36-16094, 36-16096, 36-16098, 36-16408, 36-16410, and 36-16412, when combined shall not exceed a total diversion rate of 0.55 cfs and a total annual maximum diversion volume of 127.2 af.
3. Rights 36-14632, 36-16094, 36-16096, 36-16098, 36-16408, 36-16410, 36-16412, 36-17071, 36-17072, and 36-17073 when combined shall not exceed a total diversion rate of 0.79 cfs and a total annual maximum diversion volume of 176.9 af.
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.

WATER RIGHT NO. 36-16098
As Modified by Transfer No. 80864

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. Prior to diversion and use of water under Transfer approval 80864, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications. Measuring device(s) shall be installed so that irrigation diversions and stockwater and commercial diversions can be independently measured from the well located in the NESWNW of Sec 26, T 09S, R21E.
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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
10. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 36-16408**As Modified by Transfer No. 80864**

In accordance with the approval of Transfer No. 80864, Water Right No. 36-16408 is now described as follows:

Right Holder: CODY G MORGAN And
KATHY J MORGAN
PO BOX 95
PAUL, ID 83347-0095

Priority Date: 3/10/1992

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
COMMERCIAL	01/01	to 12/31	0.080 cfs	1.5 af
STOCKWATER	01/01	to 12/31	0.080 cfs	1.5 af
			0.080 cfs	1.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENW	Sec 26 Twp 09S Rge 21E	JEROME County
GROUND WATER	NESWNW	Sec 26 Twp 09S Rge 21E	JEROME County
GROUND WATER	SWSWNW	Sec 26 Twp 09S Rge 21E	JEROME County
GROUND WATER	SWNWSW	Sec 26 Twp 09S Rge 21E	JEROME County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	21E	26		X	X		X	X	X	X	X	X				X			

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	
09S	21E	26		X	X		X	X	X	X	X	X				X			

CONDITIONS OF APPROVAL

1. Rights 36-16408, 36-16410, and 36-16412 when combined shall not exceed a total diversion rate of 0.37 cfs and a total annual maximum diversion volume of 53.3 af.
2. Rights 36-14632, 36-16094, 36-16096, 36-16098, 36-16408, 36-16410, and 36-16412, when combined shall not exceed a total diversion rate of 0.55 cfs and a total annual maximum diversion volume of 127.2 af.

WATER RIGHT NO. 36-16408

As Modified by Transfer No. 80864

CONDITIONS OF APPROVAL

3. Rights 36-14632, 36-16094, 36-16096, 36-16098, 36-16408, 36-16410, 36-16412, 36-17071, 36-17072, and 36-17073 when combined shall not exceed a total diversion rate of 0.79 cfs and a total annual maximum diversion volume of 176.9 af.
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.
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. Prior to diversion and use of water under Transfer approval 80864, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications. Measuring device(s) shall be installed so that irrigation diversions and stockwater and commercial diversions can be independently measured from the well located in the NESWNW of Sec 26, T 09S, R21E.
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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
10. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
11. Commercial use is for a calf-rearing operation.
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.

WATER RIGHT NO. 36-16410**As Modified by Transfer No. 80864**

In accordance with the approval of Transfer No. 80864, Water Right No. 36-16410 is now described as follows:

Right Holder: CODY G MORGAN And
KATHY J MORGAN
PO BOX 95
PAUL, ID 83347-0095

Priority Date: 2/6/1961

Source: GROUND WATER

BENEFICIAL USE

	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
COMMERCIAL	01/01	to 12/31	0.060 cfs	19.9 af
STOCKWATER	01/01	to 12/31	0.060 cfs	19.9 af
			0.060 cfs	19.9 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENW	Sec 26 Twp 09S Rge 21E	JEROME County
GROUND WATER	NESWNW	Sec 26 Twp 09S Rge 21E	JEROME County
GROUND WATER	SWSWNW	Sec 26 Twp 09S Rge 21E	JEROME County
GROUND WATER	SWNWSW	Sec 26 Twp 09S Rge 21E	JEROME County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	21E	26		X	X		X	X	X	X	X	X				X			

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	
09S	21E	26		X	X		X	X	X	X	X	X				X			

CONDITIONS OF APPROVAL

1. Rights 36-16408, 36-16410, and 36-16412 when combined shall not exceed a total diversion rate of 0.37 cfs and a total annual maximum diversion volume of 53.3 af.
2. Rights 36-14632, 36-16094, 36-16096, 36-16098, 36-16408, 36-16410, and 36-16412, when combined shall not exceed a total diversion rate of 0.55 cfs and a total annual maximum diversion volume of 127.2 af.

WATER RIGHT NO. 36-16410

As Modified by Transfer No. 80864

CONDITIONS OF APPROVAL

3. Rights 36-14632, 36-16094, 36-16096, 36-16098, 36-16408, 36-16410, 36-16412, 36-17071, 36-17072, and 36-17073 when combined shall not exceed a total diversion rate of 0.79 cfs and a total annual maximum diversion volume of 176.9 af.
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.
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. Prior to diversion and use of water under Transfer approval 80864, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications. Measuring device(s) shall be installed so that irrigation diversions and stockwater and commercial diversions can be independently measured from the well located in the NESWNW of Sec 26, T 09S, R21E.
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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
10. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
11. Commercial use is for a calf-rearing operation.
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. 36-16412
As Modified by Transfer No. 80864

In accordance with the approval of Transfer No. 80864, Water Right No. 36-16412 is now described as follows:

Right Holder: CODY G MORGAN AND
 KATHY J MORGAN
 PO BOX 95
 PAUL, ID 83347-0095

Priority Date: 3/11/1954

Source: GROUND WATER

BENEFICIAL USE

	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
COMMERCIAL	01/01	to 12/31	0.230 cfs	53.3 af
STOCKWATER	01/01	to 12/31	0.230 cfs	53.3 af
			0.230 cfs	53.3 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENW	Sec 26 Twp 09S Rge 21E	JEROME County
GROUND WATER	NESWNW	Sec 26 Twp 09S Rge 21E	JEROME County
GROUND WATER	SWSWNW	Sec 26 Twp 09S Rge 21E	JEROME County
GROUND WATER	SWNWSW	Sec 26 Twp 09S Rge 21E	JEROME County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	21E	26		X	X		X	X	X	X	X	X				X			

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	
09S	21E	26		X	X		X	X	X	X	X	X				X			

CONDITIONS OF APPROVAL

1. Rights 36-16408, 36-16410, and 36-16412 when combined shall not exceed a total diversion rate of 0.37 cfs and a total annual maximum diversion volume of 53.3 af.
2. Rights 36-14632, 36-16094, 36-16096, 36-16098, 36-16408, 36-16410, and 36-16412, when combined shall not exceed a total diversion rate of 0.55 cfs and a total annual maximum diversion volume of 127.2 af.

WATER RIGHT NO. 36-16412
As Modified by Transfer No. 80864

CONDITIONS OF APPROVAL

3. Rights 36-14632, 36-16094, 36-16096, 36-16098, 36-16408, 36-16410, 36-16412, 36-17071, 36-17072, and 36-17073 when combined shall not exceed a total diversion rate of 0.79 cfs and a total annual maximum diversion volume of 176.9 af.
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.
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. Prior to diversion and use of water under Transfer approval 80864, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications. Measuring device(s) shall be installed so that irrigation diversions and stockwater and commercial diversions can be independently measured from the well located in the NESWNW of Sec 26, T 09S, R21E.
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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
10. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
11. Commercial use is for a calf-rearing operation.
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. 36-16407**As Modified by Transfer No. 80864**

In accordance with the approval of Transfer No. 80864, Water Right No. 36-16407 is now described as follows:

Right Holder: CODY G MORGAN AND/OR
KATHY J MORGAN
PO BOX 95
PAUL, ID 83347-0095

Priority Date: 3/10/1992

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

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

Diversion Rate
1.470 cfs
1.470 cfs

Diversion Volume
41.7 af
41.7 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NESWNW Sec 26 Twp 09S Rge 21E JEROME 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	
09S	21E	23											36.0	35.0			11.0	9.0	91.0
09S	21E	26	40.0	40.0	40.0	39.0	40.0	34.0	15.0	21.8	6.4					7.0			283.2

POU Total Acres: 374.2

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. 130.
2. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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 lands above.

WATER RIGHT NO. 36-16407
As Modified by Transfer No. 80864

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 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than September 20, 2003 (Transfer 70375 approval date).
6. The right holder shall accomplish the change authorized by Transfer 70375 within one (1) year of the date of the Transfer 70375 approval.
7. Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
8. Rights 36-16407, 36-16409, and 36-16411 when combined shall not exceed a total diversion rate of 5.52 cfs, a total annual maximum diversion volume of 1496.8 af, and the irrigation of 374.2 acres.
9. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
10. Prior to the diversion and use of water under Transfer approval 70375, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point of diversion and 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.
11. Rights 36-16409 and 36-16411 are also diverted through the point of diversion described above.
12. 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.
13. Approval of Transfer 80864 does not confirm the validity of this water right.

WATER RIGHT NO. 36-17071**As Modified by Transfer No. 80864**

In accordance with the approval of Transfer No. 80864, Water Right No. 36-17071 is now described as follows:

Right Holder: KATHY J MORGAN AND/OR
CODY G MORGAN
PO BOX 95
PAUL, ID 83347-0095

Priority Date: 3/10/1992

Source: GROUND WATER

BENEFICIAL USE

COMMERCIAL
STOCKWATER

From

1/1
1/1

To

to 12/31
to 12/31

Diversion Rate

0.060 cfs
0.060 cfs
0.060 cfs

Diversion Volume

1.3 af
1.3 af
1.3 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENW	Sec 26 Twp 09S Rge 21E	JEROME County
GROUND WATER	NESWNW	Sec 26 Twp 09S Rge 21E	JEROME County
GROUND WATER	SWSWNW	Sec 26 Twp 09S Rge 21E	JEROME County
GROUND WATER	SWNWSW	Sec 26 Twp 09S Rge 21E	JEROME County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	21E	26		X	X		X	X	X	X	X	X				X			0.0

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	
09S	21E	26		X	X		X	X	X	X	X	X				X			0.0

CONDITIONS OF APPROVAL

1. Rights 36-17071, 36-17072, and 36-17073 when combined shall not exceed a total diversion rate of 0.24 cfs and a total annual maximum diversion volume of 49.7 af.
2. Rights 36-14632, 36-16094, 36-16096, 36-16098, 36-16408, 36-16410, 36-16412, 36-17071, 36-17072, and 36-17073 when combined shall not exceed a total diversion rate of 0.79 cfs and a total annual maximum diversion volume of 176.9 af.

WATER RIGHT NO. 36-17071
As Modified by Transfer No. 80864

CONDITIONS OF APPROVAL

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. 130.
4. 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.
5. Prior to diversion and use of water under Transfer approval 80864, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications. Measuring device(s) shall be installed so that irrigation diversions and stockwater and commercial diversions can be independently measured from the well located in the NESWNW of Sec 26, T 09S, R21E.
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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
9. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
10. Commercial use is for a calf-rearing operation.
11. This right is for the use of trust water, and it is subject to review 20 years after its initial approval (date of permit approval) to re-evaluate the availability of trust water for the authorized use and to re-evaluate the public interest criteria for reallocating trust water.
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.

WATER RIGHT NO. 36-16409
As Modified by Transfer No. 80864

In accordance with the approval of Transfer No. 80864, Water Right No. 36-16409 is now described as follows:

Right Holder: CODY G MORGAN AND/OR
 KATHY J MORGAN
 PO BOX 95
 PAUL, ID 83347-0095

Priority Date: 2/6/1961

Source: GROUND WATER

BENEFICIAL USE
 IRRIGATION

From 03/15 **to** 11/15

Diversion Rate
 1.150 cfs
 1.150 cfs

Diversion Volume
 561.2 af
 561.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NESWNW Sec 26 Twp 09S Rge 21E JEROME 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	
09S	21E	23											36.0	35.0			11.0	9.0	91.0
09S	21E	26	40.0	40.0	40.0	39.0	40.0	34.0	15.0	21.8	6.4					7.0			283.2

POU Total Acres: 374.2

CONDITIONS OF APPROVAL

1. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
2. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
3. The right holder shall accomplish the change authorized by Transfer 70375 within one (1) year of the date of the Transfer 70375 approval.
4. Prior to the diversion and use of water under Transfer approval 70375, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point of diversion and 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. 80864

WATER RIGHT NO. 36-16409
As Modified by Transfer No. 80864

CONDITIONS OF APPROVAL

5. Rights 36-16407 and 36-16411 are also diverted through the point of diversion described above.
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.
7. Rights 36-16407, 36-16409, and 36-16411 when combined shall not exceed a total diversion rate of 5.52 cfs, a total annual maximum diversion volume of 1496.8 af, and the irrigation of 374.2 acres.
8. 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.
9. 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 lands above.
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.

WATER RIGHT NO. 36-17072**As Modified by Transfer No. 80864**

In accordance with the approval of Transfer No. 80864, Water Right No. 36-17072 is now described as follows:

Right Holder: KATHY J MORGAN AND/OR
CODY G MORGAN
PO BOX 95
PAUL, ID 83347-0095

Priority Date: 2/6/1961

Source: GROUND WATER

BENEFICIAL USE

COMMERCIAL
STOCKWATER

From

1/1
1/1

To
to 12/31
to 12/31

Diversion Rate

0.050 cfs
0.050 cfs
0.050 cfs

Diversion Volume

18.0 af
18.0 af
18.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENW	Sec 26 Twp 09S Rge 21E	JEROME County
GROUND WATER	NESWNW	Sec 26 Twp 09S Rge 21E	JEROME County
GROUND WATER	SWSWNW	Sec 26 Twp 09S Rge 21E	JEROME County
GROUND WATER	SWNWSW	Sec 26 Twp 09S Rge 21E	JEROME County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	21E	26		X	X		X	X	X	X	X	X				X			0.0

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	
09S	21E	26		X	X		X	X	X	X	X	X				X			0.0

CONDITIONS OF APPROVAL

1. Rights 36-17071, 36-17072, and 36-17073 when combined shall not exceed a total diversion rate of 0.24 cfs and a total annual maximum diversion volume of 49.7 af.
2. Rights 36-14632, 36-16094, 36-16096, 36-16098, 36-16408, 36-16410, 36-16412, 36-17071, 36-17072, and 36-17073 when combined shall not exceed a total diversion rate of 0.79 cfs and a total annual maximum diversion volume of 176.9 af.

WATER RIGHT NO. 36-17072

As Modified by Transfer No. 80864

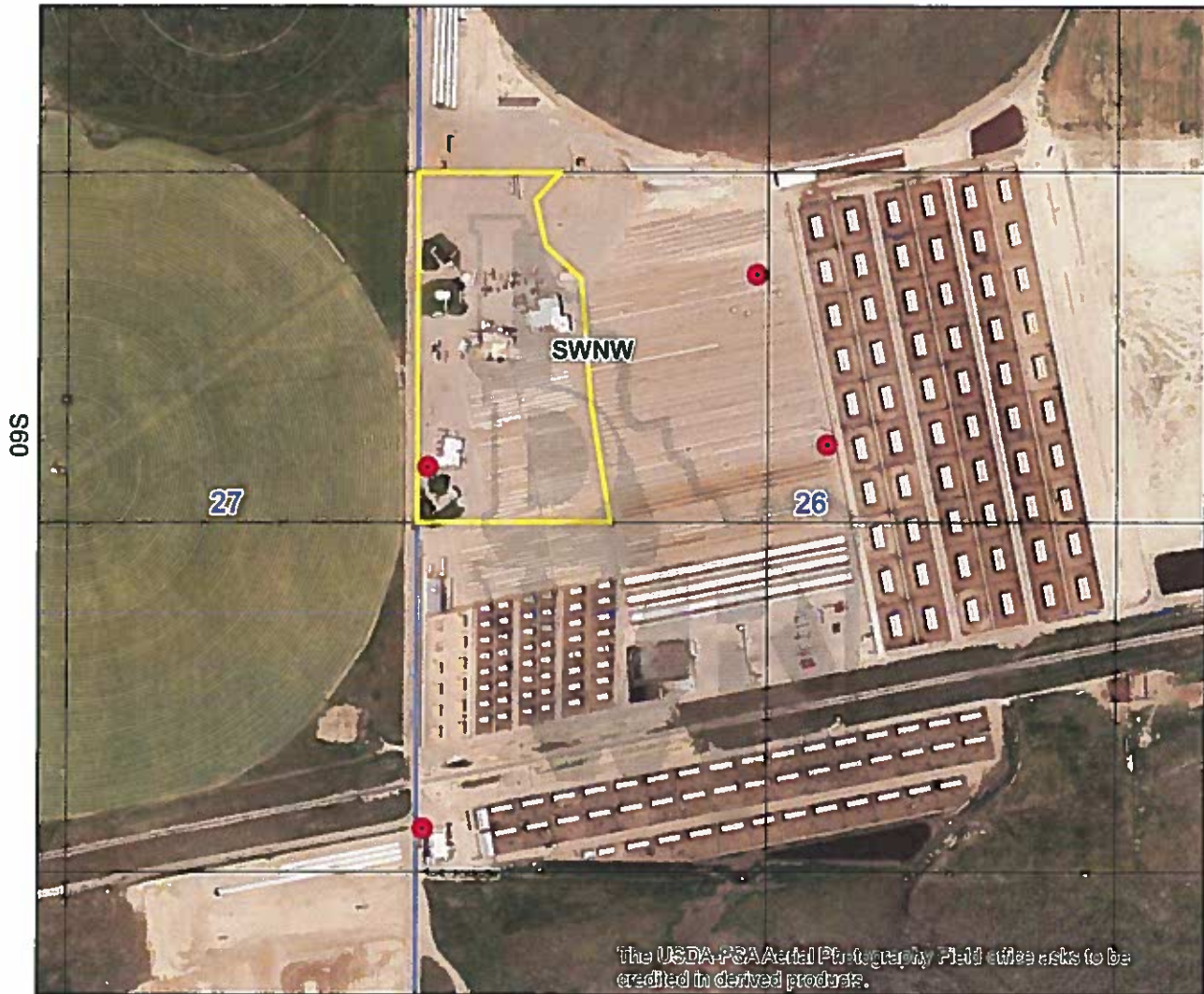
CONDITIONS OF APPROVAL

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. 130.
4. 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.
5. Prior to diversion and use of water under Transfer approval 80864, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications. Measuring device(s) shall be installed so that irrigation diversions and stockwater and commercial diversions can be independently measured from the well located in the NESWNW of Sec 26, T 09S, R21E.
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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
9. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
10. Commercial use is for a calf-rearing operation.
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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

State of Idaho
Department of Water Resources
Attachment to Transfer # 80864
36-14632

This map depicts the DOMESTIC 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.

21E



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

0 0.075 0.15 0.3 Miles

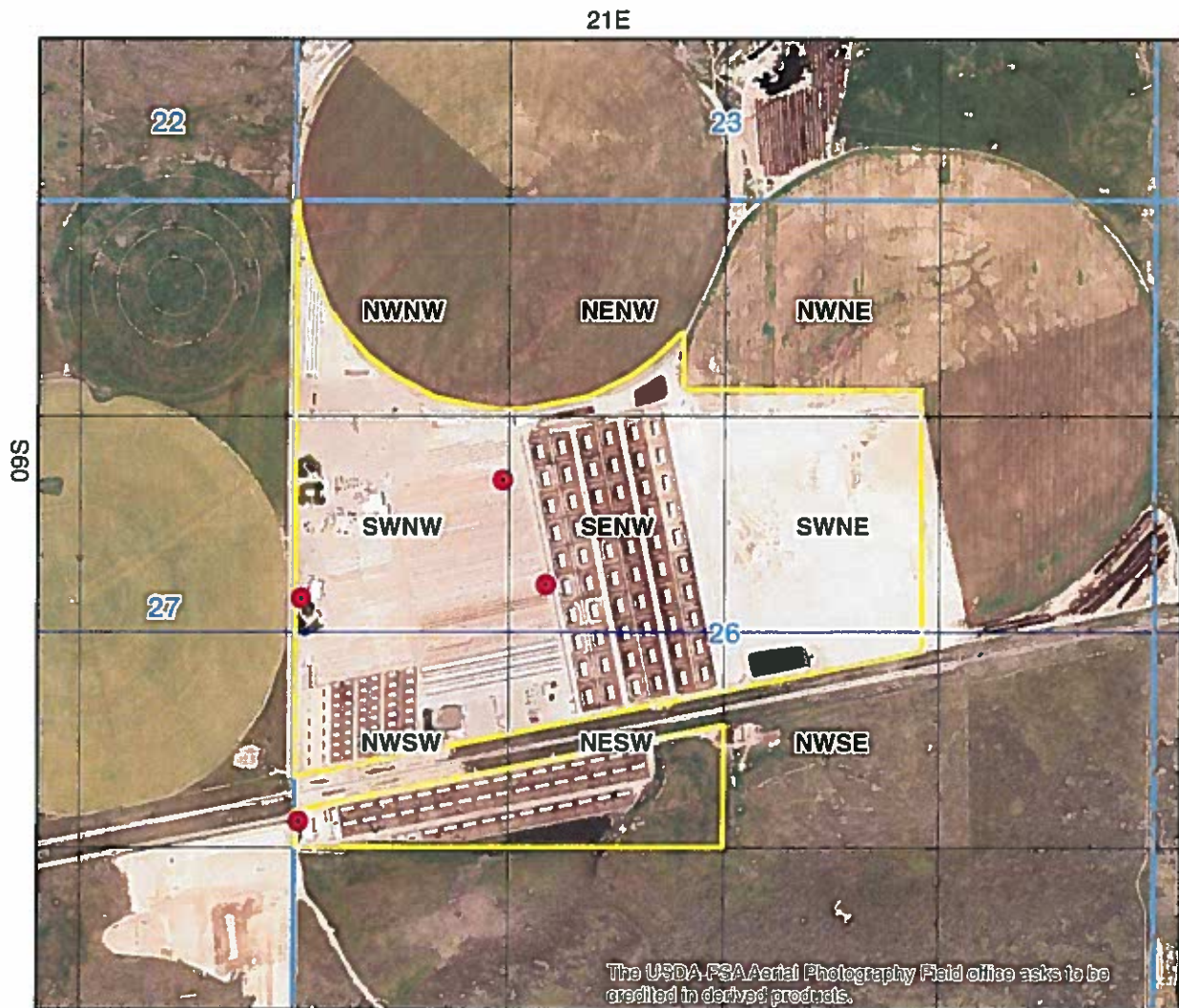


State of Idaho
Department of Water Resources

Attachment to Transfer # 80864

Rights 36-14632, 36-16094, 36-16096, 36-16098, 36-16408, 36-16410, 36-16412, 36-17071, 36-17072, and 36-17073

This map depicts the STOCKWATER & COMMERCIAL 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 0.125 0.25 0.5 Miles

