

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 80644

This is to certify that: BRENT W MULKEY
1008 HWY 28
SALMON, ID 83467-5303

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>
74-16041	WR/DECREED	6/1/1872	0.600 cfs	N/A	N/A	30.0	SANDY CREEK
74-2158	WR/DECREED	8/8/1913	1.000 cfs	N/A	N/A	50.8	PRATT 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>
74-16041	NO	YES	YES	NO	NO	NO
74-2158	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>
74-16041	74-16041	0.600 cfs	N/A	30.0	31.0	N/A	N/A	N/A	N/A	N/A
74-2158	74-2158	0.590 cfs	N/A	29.8	31.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		1.190 cfs	N/A	31.0	31.0		N/A	N/A	N/A	N/A

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 9th day of August, 2016.

SUPPORT DATA

IN FILE #

74-2158

Pamela S. Skaggs

Pamela S. Skaggs, Water Rights Supervisor

Transfer No. 80644

WATER RIGHT NO. 74-2158
As Modified by Transfer No. 80644

In accordance with the approval of Transfer No. 80644, Water Right No. 74-2158 is now described as follows:

Right Holder: BRENT W MULKEY
 1008 HWY 28
 SALMON, ID 83467-5303

Priority Date: 8/9/1913

Source: PRATT CREEK

Tributary: LEMHI RIVER

BENEFICIAL USE
 IRRIGATION

From 3/15 **To** 11/15

Diversion Rate
 0.590 cfs
 0.590 cfs

LOCATION OF POINT(S) OF DIVERSION

PRATT CREEK	SWNE	Sec 11 Twp 20N Rge 23E	LEMHI County	
PRATT CREEK	SWNW	Sec 11 Twp 20N Rge 23E	LEMHI County	(R)
PRATT CREEK	SESW	Sec 11 Twp 20N Rge 23E	LEMHI County	(I)

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	
20N	23E	2											18						18
20N	23E	11						13											13

Right Acre Limit: 29.8

POU Total Acres: 31.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 29.8 acres within the authorized place of use in a single irrigation season.
2. Rights 74-2158 and 74-16041 when combined shall not exceed the irrigation of 31.0 acres.
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 74F, Pratt Creek. Injection of Pratt Creek water into and redirection from Sandy Creek will be regulated by the watermaster of State Water District No. 74G, Sandy Creek. Delivery accounting of this right will be governed by the watermaster of Water District 74G with regulation authority shared by Water District 74F and Water District 74G.

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WATER RIGHT NO. 74-2158

As Modified by Transfer No. 80644

CONDITIONS OF APPROVAL

4. Rediversion of water is limited to those times water is available for diversion under this right and priority from Pratt Creek and the amount of water actually injected into Sandy Creek.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the department for measuring the flow in Pratt Creek at the original point of diversion, at the point of injection into Sandy Creek, and at the point of rediversion from Sandy Creek.
6. A lockable device subject to the approval of the Department shall be maintained on the diverting works from Sandy Creek in a manner that will provide the watermaster suitable control of the rediversion of Pratt Creek water.
7. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
8. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
9. This right does not grant any right-of-way or easement across the land of another.
10. The following rights are diverted through point(s) of diversion, injection, and/or rediversion described above: 74-2158, 74-465, 74-192, 74-16041 and 74-16040.
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. 74-16041
As Modified by Transfer No. 80644

In accordance with the approval of Transfer No. 80644, Water Right No. 74-16041 is now described as follows:

Right Holder: BRENT W MULKEY
 1008 HWY 28
 SALMON, ID 83467-5303

Priority Date: 6/1/1872

Source: SANDY CREEK

Tributary: LEMHI RIVER

BENEFICIAL USE
 IRRIGATION

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

Diversion Rate
 0.600 cfs
 0.600 cfs

LOCATION OF POINT(S) OF DIVERSION

SANDY CREEK SWNW Sec 11 Twp 20N Rge 23E LEMHI 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	
20N	23E	2											18						18
20N	23E	11						13											13

Right Acre Limit: 30.0

POU Total Acres: 31

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 30.0 acres within the authorized place of use in a single irrigation season.
2. Rights 74-2158 and 74-16041 when combined shall not exceed the irrigation of 31.0 acres.
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. 74G, Sandy Creek.
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).
5. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.

Transfer No. 80644

WATER RIGHT NO. 74-16041

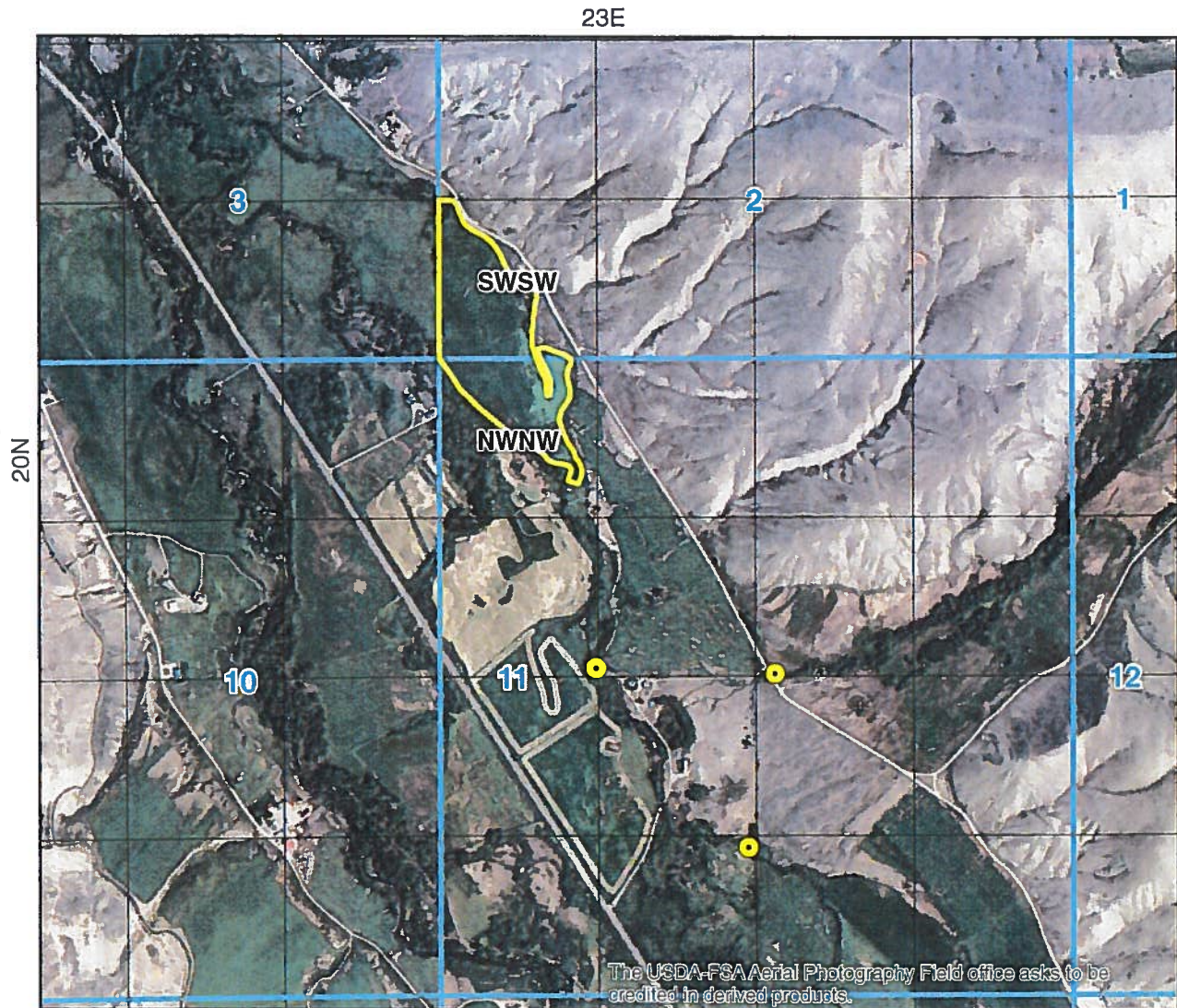
As Modified by Transfer No. 80644

CONDITIONS OF APPROVAL

6. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
7. This right does not grant any right-of-way or easement across the land of another.
8. The following rights are diverted through point(s) of diversion described above: 74-2158 and 74-465.
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 No. 80644
Rights 74-2158 & 74-16041

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 0.175 0.35 0.7 Miles

