

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT  
TRANSFER NO. 80970

This is to certify that: **ALAN HAMBURG**  
4709 LINDBLOOM LN  
CHERRY VALLEY, IL 61016

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>  |
|--------------------|---------------------|----------------------|-----------------------|-------------------------|-------------------|--------------------|----------------|
| 34-2323E           | WR/DECREED          | 2/11/1955            | 0.060 cfs             | 14.3 af                 | 4.1               | 4.1                | GROUND WATER   |
| 34-644F            | WR/DECREED          | 6/1/1904             | 0.050 cfs             | N/A                     | 4.1               | 4.1                | BIG LOST RIVER |
| 34-780I            | WR/DECREED          | 4/22/1884            | 0.050 cfs             | N/A                     | 2.8               | 4.1                | BIG LOST RIVER |

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> |
|-----------------------|--------------|------------|------------|----------------|----------------------|----------------------|
| 34-2323E              | NO           | NO         | YES        | NO             | NO                   | NO                   |
| 34-644F               | NO           | NO         | YES        | NO             | NO                   | NO                   |
| 34-780I               | 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> |
|------------------------|----------------------------------|----------------------|------------------------|-------------------|--------------------|------------------------------------|-----------------------|-------------------------|-----------------------------|------------------------------|
| 34-2323E               | 34-2323E                         | 0.060 cfs            | 14.3 af                | 4.1               | 4.1                | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 34-644F                | 34-644F                          | 0.050 cfs            | N/A                    | 4.1               | 4.1                | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 34-780I                | 34-780I                          | 0.050 cfs            | N/A                    | 2.8               | 4.1                | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| <b>COMBINED TOTALS</b> |                                  | <b>0.110 cfs</b>     | <b>N/A</b>             | <b>4.1</b>        | <b>4.1</b>         |                                    | <b>N/A</b>            | <b>N/A</b>              | <b>N/A</b>                  | <b>N/A</b>                   |

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 14<sup>th</sup> day of June, 2016.

  
Water Resources Program Manager

Transfer No. 80970

SUPPORT DATA  
IN FILE # 34-644F

**WATER RIGHT NO. 34-644F****As Modified by Transfer No. 80970**

In accordance with the approval of Transfer No. 80970, Water Right No. 34-644F is now described as follows:

**Right Holder:** ALAN HAMBURG  
4709 LINDBLOOM LN  
CHERRY VALLEY, IL 61016

**Priority Date:** 6/1/1904

**Source:** BIG LOST RIVER

**Tributary:** SINKS

**BENEFICIAL USE**  
IRRIGATION

**From** 05/01 **To** 10/15

**Diversion Rate**  
0.050 cfs  
0.050 cfs

**LOCATION OF POINT(S) OF DIVERSION**

BIG LOST RIVER NWSWNE Sec 33 Twp 07N Rge 24E CUSTER 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 |        |
| 06N | 25E | 7   |    |    |    |    |    |    |    |    | 0.7 |    |    | 3.4 |    |    |    |    | 4.1    |

Right Acre Limit: 4.1

POU Total Acres: 4.1

**CONDITIONS OF APPROVAL**

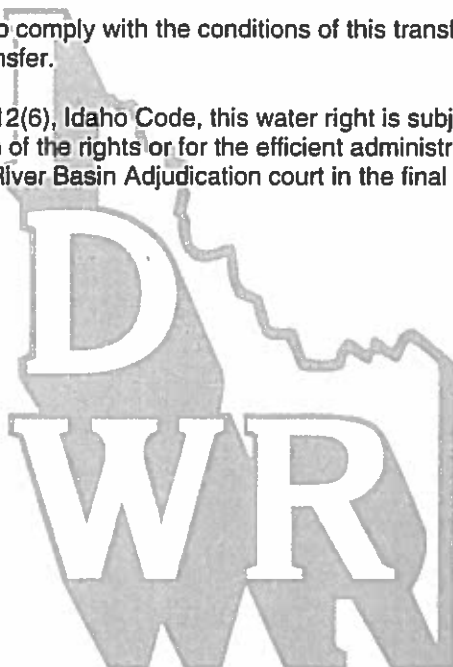
1. Rights 34-644F, 34-780I and 34-2323E when combined shall not exceed a total diversion rate of 0.11 cfs, and the irrigation of 4.1 acres.
2. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 34.
3. 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).
4. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
5. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.

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**WATER RIGHT NO. 34-644F**  
**As Modified by Transfer No. 80970**

**CONDITIONS OF APPROVAL**

6. This right does not grant any right-of-way or easement across the land of another.
7. Water is delivered through the Darlington ditch.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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. 34-780I****As Modified by Transfer No. 80970**

In accordance with the approval of Transfer No. 80970, Water Right No. 34-780I is now described as follows:

**Right Holder:** ALAN HAMBURG  
4709 LINDBLOOM LN  
CHERRY VALLEY, IL 61016

**Priority Date:** 4/22/1884

**Source:** BIG LOST RIVER

**Tributary:** SINKS

**BENEFICIAL USE**  
IRRIGATION

**From** 05/01 **To** 10/15

**Diversion Rate**  
0.050 cfs  
0.050 cfs

**LOCATION OF POINT(S) OF DIVERSION**

BIG LOST RIVER NWSWNE Sec 33 Twp 07N Rge 24E CUSTER 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 |        |
| 06N | 25E | 7   |    |    |    |    |    |    |    |    | 0.7 |    |    | 3.4 |    |    |    |    | 4.1    |

Right Acre Limit: 2.8

POU Total Acres: 4.1

**CONDITIONS OF APPROVAL**

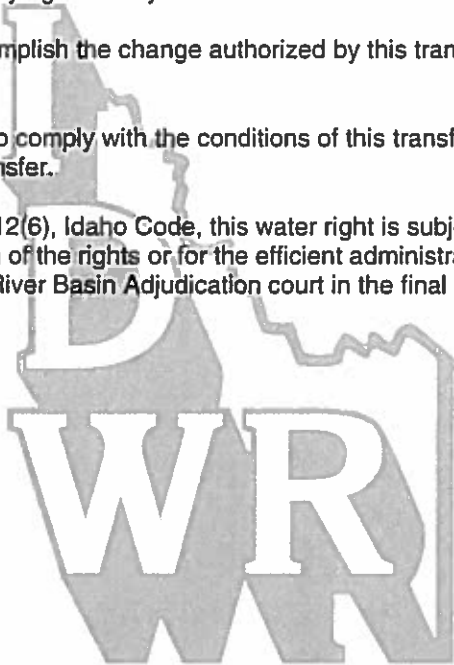
1. This right is limited to the irrigation of 2.8 acres within the authorized place of use in a single irrigation season.
2. Rights 34-644F, 34-780I and 34-2323E when combined shall not exceed a total diversion rate of 0.11 cfs, and the irrigation of 4.1 acres.
3. Use of water under this right will be 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. 34.
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. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

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**WATER RIGHT NO. 34-780I**  
**As Modified by Transfer No. 80970**

**CONDITIONS OF APPROVAL**

6. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
7. Water is delivered through Darlington Ditch.
8. This right does not grant any right-of-way or easement across the land of another.
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. 34-2323E**  
**As Modified by Transfer No. 80970**

In accordance with the approval of Transfer No. 80970, Water Right No. 34-2323E is now described as follows:

**Right Holder:** ALAN HAMBURG  
 4709 LINDBLOOM LN  
 CHERRY VALLEY, IL 61016

**Priority Date:** 2/11/1955

**Source:** GROUND WATER

**BENEFICIAL USE**  
 IRRIGATION

| <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Diversion Volume</u> |
|-------------|-----------|-----------------------|-------------------------|
| 04/15       | to 10/15  | 0.060 cfs             | 14.3 af                 |
|             |           | 0.060 cfs             | 14.3 af                 |

**LOCATION OF POINT(S) OF DIVERSION**

|              |        |                        |               |     |
|--------------|--------|------------------------|---------------|-----|
| GROUND WATER | SEWSE  | Sec 27 Twp 07N Rge 24E | CUSTER County |     |
| GROUND WATER | NWSWNE | Sec 33 Twp 07N Rge 24E | CUSTER County | (R) |

**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 |        |
| 06N | 25E | 7   |    |    |    |    |    |    |    |    | 0.7 |    |    | 3.4 |    |    |    |    | 4.1    |

Right Acre Limit: 4.1

POU Total Acres: 4.1

**CONDITIONS OF APPROVAL**

1. Rights 34-644F, 34-780I and 34-2323E when combined shall not exceed a total diversion rate of 0.11 cfs, and the irrigation of 4.1 acres.
2. 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. 34.
3. 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.
4. Prior to the diversion and use of water under Transfer approval 80970, 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.

**WATER RIGHT NO. 34-2323E**  
**As Modified by Transfer No. 80970**

**CONDITIONS OF APPROVAL**

5. 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.
6. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
7. Water diverted under a portion of this right is exchanged by injecting water diverted under this right into the Swauger ditch and diverting an equal amount from the Big Lost River at the point of rediversion described above. Water may be rediverted from the Big Lost River only when there is current demand for the water injected into the Swauger ditch by Swauger ditch water users with currently deliverable priorities below the point of injection.
8. Exchange water diverted from the Big Lost River is delivered through the Darlington ditch.
9. The use of water for irrigation under this right may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before April 15 and after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than February 13, 2002.
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.