

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 80820**

This is to certify that: **DELOY Z WARD AND
NEAL D WARD AND
SHELLY M WARD AND
VIOLA J WARD
1305 S 2ND E
REXBURG, ID 83440**

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>
35-13712	WR/DECREED	4/28/1972	0.040 cfs	N/A	2.8	8.6	GROUND WATER
35-13714	WR/DECREED	4/2/1968	0.060 cfs	N/A	5.8	8.6	GROUND WATER
35-7018A	WR/DECREED	4/2/1968	0.170 cfs	64.0 af	N/A	16.0	GROUND WATER
35-8070	WR/LICENSE	12/16/1982	1.700 cfs	340.0 af	N/A	85.0	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>
35-13712	NO	YES	YES	NO	NO	NO
35-13714	NO	YES	YES	NO	NO	NO
35-7018A	NO	YES	YES	NO	NO	NO
35-8070	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>
35-13712	35-13712	0.040 cfs	11.2 af	2.8	109.6	N/A	N/A	N/A	N/A	N/A
35-13714	35-13714	0.060 cfs	23.2 af	5.8	109.6	N/A	N/A	N/A	N/A	N/A
35-7018A	35-7018A	0.170 cfs	64.0 af	16.0	109.6	N/A	N/A	N/A	N/A	N/A
35-8070	35-8070	1.700 cfs	340.0 af	85.0	109.6	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		1.970 cfs	438.4 af	109.6	109.6		N/A	N/A	N/A	N/A

SUPPORT DATA

IN FILE # 35-7018A

Transfer No. 80820

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 80820

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 26th day of May, 2016.



Water Resources Program Manager



WATER RIGHT NO. 35-8070
As Modified by Transfer No. 80820

In accordance with the approval of Transfer No. 80820, Water Right No. 35-8070 is now described as follows:

Right Holder: DELOY Z WARD AND
 VIOLA J WARD AND
 NEAL D WARD AND
 SHELLY M WARD
 1305 S 2ND E
 REXBURG, ID 83440

Priority Date: 12/16/1982

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	4/01	to 10/31	1.700 cfs	340.0 af
			1.700 cfs	340.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWSW Sec 28 Twp 01S Rge 34E BINGHAM 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	
01S	34E	28							1.2	0.5	22.4	29.1	27.2	29.2					109.6

Right Acre Limit: 85.0
 POU Total Acres: 109.6

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 85.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-7018A, 35-8070, 35-13712 and 35-13714 when combined shall not exceed the irrigation of 109.6 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. 120.
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.

Transfer No. 80820

WATER RIGHT NO. 35-8070
As Modified by Transfer No. 80820

CONDITIONS OF APPROVAL

5. Prior to the diversion and use of water under Transfer approval 80820, 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.
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. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
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.

WATER RIGHT NO. 35-7018A
As Modified by Transfer No. 80820

In accordance with the approval of Transfer No. 80820, Water Right No. 35-7018A is now described as follows:

Right Holder: DELOY Z WARD AND
 VIOLA J WARD AND
 NEAL D WARD AND
 SHELLY M WARD
 1305 S 2ND E
 REXBURG, ID 83440

Priority Date: 4/2/1968

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

4/01

To

to 11/01

Diversion Rate

0.170 cfs

0.170 cfs

Diversion Volume

64.0 af

64.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

SWSW

Sec 28 Twp 01S Rge 34E BINGHAM 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	
01S	34E	28							1.2	0.5	22.4	29.1	27.2	29.2					109.6

Right Acre Limit: 16.0

POU Total Acres: 109.6

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 16.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-7018A, 35-8070, 35-13712 and 35-13714 when combined shall not exceed the irrigation of 109.6 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. 120.
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.

Transfer No. 80820

WATER RIGHT NO. 35-7018A
As Modified by Transfer No. 80820

CONDITIONS OF APPROVAL

5. Prior to the diversion and use of water under Transfer approval 80820, 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.
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. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
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. 35-13712
As Modified by Transfer No. 80820

In accordance with the approval of Transfer No. 80820, Water Right No. 35-13712 is now described as follows:

Right Holder: DELOY Z WARD AND
 VIOLA J WARD AND
 NEAL D WARD AND
 SHELLY M WARD
 1305 S 2ND E
 REXBURG, ID 83440

Priority Date: 4/28/1972

Source: GROUND WATER

BENEFICIAL USE
 IRRIGATION

From 04/01 **To** 11/01

Diversion Rate
 0.040 cfs
 0.040 cfs

Diversion Volume
 11.2 af
 11.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWSW Sec 28 Twp 01S Rge 34E BINGHAM 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	
01S	34E	28							1.2	0.5	22.4	29.1	27.2	29.2					109.6

Right Acre Limit: 2.8
 POU Total Acres: 109.6

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 2.8 acres within the place of use described above in a single irrigation season.
2. Rights 35-13712 and 35-13714 when combined shall not exceed the irrigation of 8.6 acres.
3. Rights 35-8070, 35-7018A, 35-13712 and 35-13714 when combined shall not exceed the irrigation of 109.6 acres.
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. 120.
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.

Transfer No. 80820

WATER RIGHT NO. 35-13712
As Modified by Transfer No. 80820

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 80820, 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.
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. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
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. 35-13714

As Modified by Transfer No. 80820

In accordance with the approval of Transfer No. 80820, Water Right No. 35-13714 is now described as follows:

Right Holder: VIOLA J WARD AND
SHELLY M WARD AND
DELOY Z WARD AND
NEAL D WARD
1305 S 2ND E
REXBURG, ID 83440

Priority Date: 4/2/1968

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 04/01 **To** 11/01

Diversion Rate
0.060 cfs
0.060 cfs

Diversion Volume
23.2 af
23.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWSW Sec 28 Twp 01S Rge 34E BINGHAM 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	
01S	34E	28							112	0.5	22.4	29.1	27.2	29.2					109.6

Right Acre Limit: 5.8
POU Total Acres: 109.6

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 5.8 acres within the place of use described above in a single irrigation season.
2. Rights 35-13712 and 35-13714 when combined shall not exceed the irrigation of 8.6 acres.
3. Rights 35-8070, 35-7018A, 35-13712 and 35-13714 when combined shall not exceed the irrigation of 109.6 acres.
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. 120.
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.

Transfer No. 80820

WATER RIGHT NO. 35-13714
As Modified by Transfer No. 80820

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 80820, 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.
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. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
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.

Transfer Approval 80820

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



Legend

- Water Right POD
- Water Right POU
- Township/Range
- Sections
- QQ

0 200 400 800 Feet

1 inch = 429 feet

