

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 80788**

This is to certify that: **DELOY Z 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>
35-13257	WR/DECREED	4/1/1969	0.480 cfs	N/A	N/A	184.0	GROUND WATER
35-2099D	WR/DECREED	5/14/1948	3.730 cfs	1120.0 af	N/A	285.0	GROUND WATER
35-2130C	WR/DECREED	1/11/1949	2.500 cfs	640.0 af	125.0	184.0	GROUND WATER
35-2132	WR/DECREED	1/18/1949	4.280 cfs	N/A	220.0	348.0	GROUND WATER
35-2896	WR/DECREED	5/24/1945	3.080 cfs	616.0 af	N/A	154.0	GROUND WATER
35-7538	WR/DECREED	10/28/1975	0.780 cfs	N/A	39.0	348.0	GROUND WATER
35-7847	WR/DECREED	3/21/1979	1.780 cfs	N/A	89.0	348.0	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>
35-13257	NO	YES	YES	YES	NO	NO
35-2099D	NO	YES	YES	YES	NO	NO
35-2130C	NO	YES	YES	YES	NO	NO
35-2132	NO	YES	YES	YES	NO	NO
35-2896	NO	YES	YES	YES	NO	NO
35-7538	NO	YES	YES	YES	NO	NO
35-7847	NO	YES	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>
35-13257	*35-13257	*0.380 cfs	*76.0 af	*19.0	931.0	N/A	N/A	N/A	N/A	N/A
35-2099D	35-2099D	3.730 cfs	1120.0 af	285.0	931.0	N/A	N/A	N/A	N/A	N/A
35-2130C	35-2130C	2.500 cfs	640.0 af	125.0	931.0	N/A	N/A	N/A	N/A	N/A
35-2132	35-2132	4.280 cfs	880.0 af	220.0	931.0	N/A	N/A	N/A	N/A	N/A
35-2896	35-2896	3.080 cfs	616.0 af	154.0	931.0	N/A	N/A	N/A	N/A	N/A
35-7538	35-7538	0.780 cfs	156.0 af	39.0	931.0	N/A	N/A	N/A	N/A	N/A
35-7847	35-7847	1.780 cfs	356.0 af	89.0	931.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		15.470 cfs	3704.0 af	931.0	931.0		N/A	N/A	N/A	N/A

SUPPORT DATA

Transfer No. 80788

IN FILE # 35-2099D

* The transfer portion for right 35-13257 reflects the remaining totals after approval of transfer 80779.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 80788

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 12th day of May, 2016.

[Signature]
for Chief, Water Allocation Bureau



WATER RIGHT NO. 35-2130C**As Modified by Transfer No. 80788**

In accordance with the approval of Transfer No. 80788, Water Right No. 35-2130C is now described as follows:

Right Holder: DE LOY Z WARD
1305 S 200 E
REXBURG, ID 83440
OR
VIOLA J WARD
1305 S 2ND E
REXBURG, ID 83440

Priority Date: 1/11/1949

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

4/01

To

to 10/31

Diversion Rate

2.500 cfs

2.500 cfs

Diversion Volume

640.0 af

640.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWSW	Sec 34 Twp 01S Rge 34E	BINGHAM County
GROUND WATER	NENE	Sec 3 Twp 02S Rge 34E	BINGHAM County
GROUND WATER	SENE	Sec 3 Twp 02S Rge 34E	BINGHAM County
GROUND WATER	SWNE	Sec 3 Twp 02S Rge 34E	BINGHAM County
GROUND WATER	SWNW	Sec 3 Twp 02S Rge 34E	BINGHAM County
GROUND WATER	NWSW	Sec 3 Twp 02S Rge 34E	BINGHAM 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	
01S	34E	33													40.0	32.0	32.0	40.0	144.0
01S	34E	34									38.0	40.0	40.0	28.0			30.0	25.0	201.0
01S	34E	35											9.0	3.0					12.0
02S	34E	2					13.0	40.0	31.0				32.0						116.0
02S	34E	3	34.0	39.0	39.0	34.0	30.0	38.0	32.0	39.0	38.0	32.0	32.0		38.0	33.0			458.0

Right Acre Limit: 125.0

POU Total Acres: 931.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 125.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-2130C and 35-13257 when combined shall not exceed a total diversion rate of 2.5 cfs, a total annual maximum diversion volume of 576.0 af at the field headgate, and the irrigation of 144.0 acres.

Transfer No. 80788

WATER RIGHT NO. 35-2130C
As Modified by Transfer No. 80788

CONDITIONS OF APPROVAL

3. Rights 35-2099D, 35-2130C, 35-2132, 35-2896, 35-7538, 35-7847 and 35-13257 when combined shall not exceed a total diversion rate of 15.47 cfs, a total annual maximum diversion volume of 3704.0 af at the field headgate, and the irrigation of 931.0 acres.
4. Right No. 35-13257 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
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. 120.
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 the diversion and use of water under Transfer approval 80788, 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.
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. 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.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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. 35-2099D**As Modified by Transfer No. 80788**

In accordance with the approval of Transfer No. 80788, Water Right No. 35-2099D is now described as follows:

Right Holder: DE LOY Z WARD
1305 S 200 E
REXBURG, ID 83440
OR
VIOLA J WARD
1305 S 2ND E
REXBURG, ID 83440

Priority Date: 5/14/1948

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From
4/01

To
to 11/01

Diversion Rate

3.730 cfs
3.730 cfs

Diversion Volume

1120.0 af
1120.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWSW	Sec 34	Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	NENE	Sec 3	Twp 02S	Rge 34E	BINGHAM County
GROUND WATER	SENE	Sec 3	Twp 02S	Rge 34E	BINGHAM County
GROUND WATER	SWNE	Sec 3	Twp 02S	Rge 34E	BINGHAM County
GROUND WATER	SWNW	Sec 3	Twp 02S	Rge 34E	BINGHAM County
GROUND WATER	NWSW	Sec 3	Twp 02S	Rge 34E	BINGHAM 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	
01S	34E	33													40.0	32.0	32.0	40.0	144.0
01S	34E	34									38.0	40.0	40.0	28.0			30.0	25.0	201.0
01S	34E	35											9.0	3.0					12.0
02S	34E	2					13.0	40.0	31.0			32.0							116.0
02S	34E	3	34.0	39.0	39.0	34.0	30.0	38.0	32.0	39.0	38.0	32.0	32.0		38.0	33.0			458.0

Right Acre Limit: 285.0

POU Total Acres: 931.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 285.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-2099D, 35-2130C, 35-2132, 35-2896, 35-7538, 35-7847 and 35-13257 when combined shall not exceed a total diversion rate of 15.47 cfs, a total annual maximum diversion volume of 3704.0 af at the field headgate, and the irrigation of 931.0 acres.

Transfer No. 80788

WATER RIGHT NO. 35-2099D
As Modified by Transfer No. 80788

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. 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.
5. Prior to the diversion and use of water under Transfer approval 80788, 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. 35-7538**As Modified by Transfer No. 80788**

In accordance with the approval of Transfer No. 80788, Water Right No. 35-7538 is now described as follows:

Right Holder: VIOLA J WARD
1305 S 2ND E
REXBURG, ID 83440
AND
DE LOY Z WARD
1305 S 200 E
REXBURG, ID 83440

Priority Date: 10/29/1975

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

4/01

To

to 11/01

Diversion Rate

0.780 cfs

0.780 cfs

Diversion Volume

156.0 af

156.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWSW	Sec 34 Twp 01S Rge 34E	BINGHAM County
GROUND WATER	NENE	Sec 3 Twp 02S Rge 34E	BINGHAM County
GROUND WATER	SENE	Sec 3 Twp 02S Rge 34E	BINGHAM County
GROUND WATER	SWNE	Sec 3 Twp 02S Rge 34E	BINGHAM County
GROUND WATER	SWNW	Sec 3 Twp 02S Rge 34E	BINGHAM County
GROUND WATER	NWSW	Sec 3 Twp 02S 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	33													40.0	32.0	32.0	40.0	144.0
01S	34E	34									38.0	40.0	40.0	28.0			30.0	25.0	201.0
01S	34E	35											9.0	3.0					12.0
02S	34E	2					13.0	40.0	31.0				32.0						116.0
02S	34E	3	34.0	39.0	39.0	34.0	30.0	38.0	32.0	39.0	38.0	32.0	32.0		38.0	33.0			458.0

Right Acre Limit: 39.0

POU Total Acres: 931.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 39.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-2132, 35-7538 and 35-7847 when combined shall not exceed a total diversion rate of 6.16 cfs, a total annual maximum diversion volume of 1392.0 af at the field headgate, and the irrigation of 348.0 acres.

Transfer No. 80788

WATER RIGHT NO. 35-7538
As Modified by Transfer No. 80788

CONDITIONS OF APPROVAL

3. Rights 35-2099D, 35-2130C, 35-2132, 35-2896, 35-7538, 35-7847 and 35-13257 when combined shall not exceed a total diversion rate of 15.47 cfs, a total annual maximum diversion volume of 3704.0 af at the field headgate, and the irrigation of 931.0 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.
6. Prior to the diversion and use of water under Transfer approval 80788, 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. 35-7847**As Modified by Transfer No. 80788**

In accordance with the approval of Transfer No. 80788, Water Right No. 35-7847 is now described as follows:

Right Holder: VIOLA J WARD
1305 S 2ND E
REXBURG, ID 83440
OR
DE LOY Z WARD
1305 S 200 E
REXBURG, ID 83440

Priority Date: 3/21/1979

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From
4/01

To
to 11/01

Diversion Rate

1.780 cfs
1.780 cfs

Diversion Volume

356.0 af
356.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWSW	Sec 34	Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	NENE	Sec 3	Twp 02S	Rge 34E	BINGHAM County
GROUND WATER	SENE	Sec 3	Twp 02S	Rge 34E	BINGHAM County
GROUND WATER	SWNE	Sec 3	Twp 02S	Rge 34E	BINGHAM County
GROUND WATER	SWNW	Sec 3	Twp 02S	Rge 34E	BINGHAM County
GROUND WATER	NWSW	Sec 3	Twp 02S	Rge 34E	BINGHAM 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	
01S	34E	33													40.0	32.0	32.0	40.0	144.0
01S	34E	34									38.0	40.0	40.0	28.0			30.0	25.0	201.0
01S	34E	35											9.0	3.0					12.0
02S	34E	2					13.0	40.0	31.0			32.0							116.0
02S	34E	3	34.0	39.0	39.0	34.0	30.0	38.0	32.0	39.0	38.0	32.0	32.0		38.0	33.0			458.0

Right Acre Limit: 89.0

POU Total Acres: 931.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 89.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-2132, 35-7538 and 35-7847 when combined shall not exceed a total diversion rate of 6.16 cfs, a total annual maximum diversion volume of 1392.0 af at the field headgate, and the irrigation of 348.0 acres.

Transfer No. 80788

WATER RIGHT NO. 35-7847
As Modified by Transfer No. 80788

CONDITIONS OF APPROVAL

3. Rights 35-2099D, 35-2130C, 35-2132, 35-2896, 35-7538, 35-7847 and 35-13257 when combined shall not exceed a total diversion rate of 15.47 cfs, a total annual maximum diversion volume of 3704.0 af at the field headgate, and the irrigation of 931.0 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.
6. Prior to the diversion and use of water under Transfer approval 80788, 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. 35-2896**As Modified by Transfer No. 80788**

In accordance with the approval of Transfer No. 80788, Water Right No. 35-2896 is now described as follows:

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

Priority Date: 5/24/1945

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From
4/01**To**
to 10/31**Diversion Rate**

3.080 cfs

3.080 cfs

Diversion Volume

616.0 af

616.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWSW	Sec 34 Twp 01S Rge 34E	BINGHAM County
GROUND WATER	NENE	Sec 3 Twp 02S Rge 34E	BINGHAM County
GROUND WATER	SENE	Sec 3 Twp 02S Rge 34E	BINGHAM County
GROUND WATER	SWNE	Sec 3 Twp 02S Rge 34E	BINGHAM County
GROUND WATER	SWNW	Sec 3 Twp 02S Rge 34E	BINGHAM County
GROUND WATER	NWSW	Sec 3 Twp 02S 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	33													40.0	32.0	32.0	40.0	144.0
01S	34E	34									38.0	40.0	40.0	28.0			30.0	25.0	201.0
01S	34E	35											9.0	3.0					12.0
02S	34E	2					13.0	40.0	31.0			32.0							116.0
02S	34E	3	34.0	39.0	39.0	34.0	30.0	38.0	32.0	39.0	38.0	32.0	32.0		38.0	33.0			458.0

Right Acre Limit: 154.0

POU Total Acres: 931.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 154.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-2099D, 35-2130C, 35-2132, 35-2896, 35-7538, 35-7847 and 35-13257 when combined shall not exceed a total diversion rate of 15.47 cfs, a total annual maximum diversion volume of 3704.0 af at the field headgate, and the irrigation of 931.0 acres.

WATER RIGHT NO. 35-2896
As Modified by Transfer No. 80788

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. 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.
5. Prior to the diversion and use of water under Transfer approval 80788, 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. 35-13257**As Modified by Transfer No. 80788**

In accordance with the approval of Transfer No. 80788, Water Right No. 35-13257 is now described as follows:

Right Holder: DE LOY Z WARD
1305 S 200 E
REXBURG, ID 83440
OR
VIOLA J WARD
1305 S 2ND E
REXBURG, ID 83440

Priority Date: 4/1/1969

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From
4/01

To
to 10/31

Diversion Rate

0.380 cfs
0.380 cfs

Diversion Volume

76.0 af
76.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWSW	Sec 34 Twp 01S Rge 34E	BINGHAM County
GROUND WATER	NENE	Sec 3 Twp 02S Rge 34E	BINGHAM County
GROUND WATER	SENE	Sec 3 Twp 02S Rge 34E	BINGHAM County
GROUND WATER	SWNE	Sec 3 Twp 02S Rge 34E	BINGHAM County
GROUND WATER	SWNW	Sec 3 Twp 02S Rge 34E	BINGHAM County
GROUND WATER	NWSW	Sec 3 Twp 02S Rge 34E	BINGHAM 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	
01S	34E	33													40.0	32.0	32.0	40.0	144.0
01S	34E	34									38.0	40.0	40.0	28.0			30.0	25.0	201.0
01S	34E	35											9.0	3.0					12.0
02S	34E	2					13.0	40.0	31.0			32.0							116.0
02S	34E	3	34.0	39.0	39.0	34.0	30.0	38.0	32.0	39.0	38.0	32.0	32.0		38.0	33.0			458.0

Right Acre Limit: 19.0

POU Total Acres: 931.0

CONDITIONS OF APPROVAL

1. This right is for an enlargement of 19.0 acres within the place of use described for this right.
2. Rights 35-2130C and 35-13257 when combined shall not exceed a total diversion rate of 2.5 cfs, a total annual maximum diversion volume of 576.0 af at the field headgate, and the irrigation of 144.0 acres.

Transfer No. 80788

WATER RIGHT NO. 35-13257
As Modified by Transfer No. 80788

CONDITIONS OF APPROVAL

3. Rights 35-2099D, 35-2130C, 35-2132, 35-2896, 35-7538, 35-7847 and 35-13257 when combined shall not exceed a total diversion rate of 15.47 cfs, a total annual maximum diversion volume of 3704.0 af at the field headgate, and the irrigation of 931.0 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.
6. Prior to the diversion and use of water under Transfer approval 80788, 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. This right is based upon an enlargement of Right No. 35-2130C pursuant to Section 42-1426, Idaho Code.
10. This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
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. 35-2132**As Modified by Transfer No. 80788**

In accordance with the approval of Transfer No. 80788, Water Right No. 35-2132 is now described as follows:

Right Holder: VIOLA J WARD
1305 S 2ND E
REXBURG, ID 83440
OR
DE LOY Z WARD
1305 S 200 E
REXBURG, ID 83440

Priority Date: 1/18/1949

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

4/01

To

to 11/01

Diversion Rate

4.280 cfs

4.280 cfs

Diversion Volume

880.0 af

880.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWSW	Sec 34	Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	NENE	Sec 3	Twp 02S	Rge 34E	BINGHAM County
GROUND WATER	SENE	Sec 3	Twp 02S	Rge 34E	BINGHAM County
GROUND WATER	SWNE	Sec 3	Twp 02S	Rge 34E	BINGHAM County
GROUND WATER	SWNW	Sec 3	Twp 02S	Rge 34E	BINGHAM County
GROUND WATER	NWSW	Sec 3	Twp 02S	Rge 34E	BINGHAM 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	
01S	34E	33													40.0	32.0	32.0	40.0	144.0
01S	34E	34									38.0	40.0	40.0	28.0			30.0	25.0	201.0
01S	34E	35											9.0	3.0					12.0
02S	34E	2					13.0	40.0	31.0			32.0							116.0
02S	34E	3	34.0	39.0	39.0	34.0	30.0	38.0	32.0	39.0	38.0	32.0	32.0		38.0	33.0			458.0

Right Acre Limit: 220.0

POU Total Acres: 931.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 220.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-2132, 35-7538 and 35-7847 when combined shall not exceed a total diversion rate of 6.16 cfs, a total annual maximum diversion volume of 1392.0 af at the field headgate, and the irrigation of 348.0 acres.

Transfer No. 80788

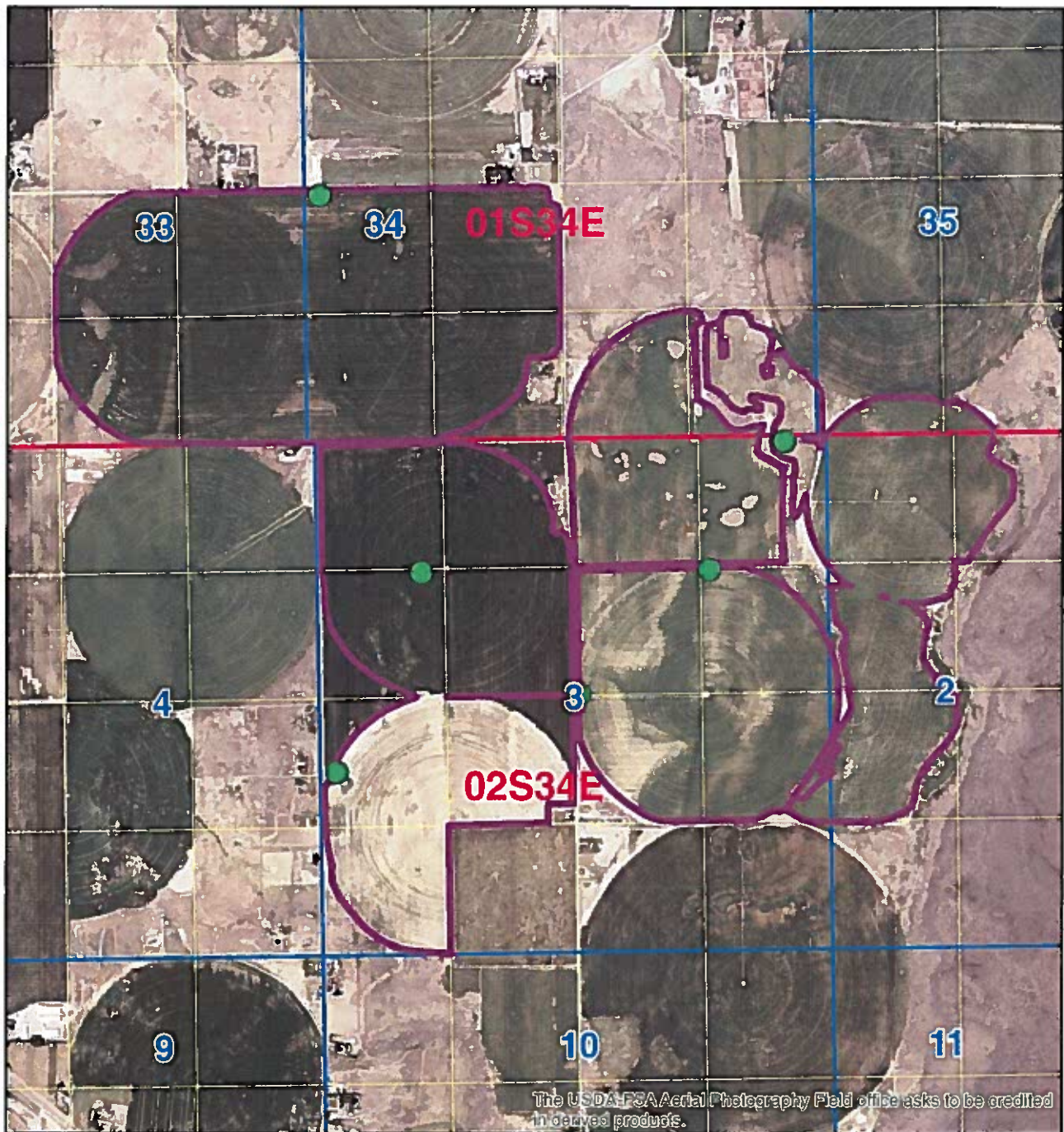
WATER RIGHT NO. 35-2132

As Modified by Transfer No. 80788

CONDITIONS OF APPROVAL

3. Rights 35-2099D, 35-2130C, 35-2132, 35-2896, 35-7538, 35-7847 and 35-13257 when combined shall not exceed a total diversion rate of 15.47 cfs, a total annual maximum diversion volume of 3704.0 af at the field headgate, and the irrigation of 931.0 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.
6. Prior to the diversion and use of water under Transfer approval 80788, 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 80788



Legend

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

0 700 1,400 2,800 Feet

1 inch = 1,643 feet

