

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 80650**

This is to certify that: **ROSCOE & JOYCE WARD FAMILY TRUST**
1581 E EY RD
MALTA, ID 83342

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>
43-10820	WR/DECREED	4/1/1872	4.800 cfs	N/A	240.0	390.4	RAFT RIVER
43-2411	WR/DECREED	8/11/1954	5.680 cfs	1440.0 af	360.0	390.4	GROUND WATER
43-280	WR/DECREED	4/1/1879	4.800 cfs	N/A	240.0	390.4	RAFT RIVER
43-4181	WR/DECREED	3/15/1956	2.070 cfs	120.0 af	360.0	390.4	GROUND WATER
43-47B	WR/DECREED	4/1/1872	1.820 cfs	N/A	91.0	390.4	RAFT 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>
43-10820	NO	NO	YES	NO	NO	NO
43-2411	NO	NO	YES	NO	NO	NO
43-280	NO	NO	YES	NO	NO	NO
43-4181	NO	NO	YES	NO	NO	NO
43-47B	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>
43-10820	43-10820	4.800 cfs	N/A	240.0	390.0	N/A	N/A	N/A	N/A	N/A
43-2411	43-2411	5.680 cfs	1440.0 af	360.0	390.0	N/A	N/A	N/A	N/A	N/A
43-280	43-280	4.800 cfs	N/A	240.0	390.0	N/A	N/A	N/A	N/A	N/A
43-4181	43-4181	2.070 cfs	120.0 af	360.0	390.0	N/A	N/A	N/A	N/A	N/A
43-47B	43-47B	1.820 cfs	N/A	91.0	390.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		7.800 cfs	N/A	390.0	390.0		N/A	N/A	N/A	N/A

SUPPORT DATA

IN FILE # 43-47B

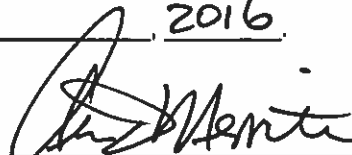
Transfer No. 80650

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 80650

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 April, 2016.


Southern Region Manager



WATER RIGHT NO. 43-4181**As Modified by Transfer No. 80650**

In accordance with the approval of Transfer No. 80650, Water Right No. 43-4181 is now described as follows:

Right Holder: ROSCOE & JOYCE WARD FAMILY TRUST
1581 E EY RD
MALTA, ID 83342

Priority Date: 3/15/1956

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 10/31	2.070 cfs	120.0 af
			2.070 cfs	120.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWSENW Sec 11 Twp 16S Rge 25E CASSIA 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	
16S	25E	11			24	23				38	13				19	4.3			119.3
16S	25E	12	3.1	13.0	18.0		6.7		33.0	23.0									96.8
16S	26E	6	27.0	36.0	14.2		35.0	46.0	5.8	9.9									173.9
			L1	L2			L3	L4	L5										

Right Acre Limit: 360.0

POU Total Acres: 390.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 360 acres within the authorized place of use in a single irrigation season.
2. Rights 43-47B, 43-280, 43-2411, 43-4181 and 43-10820 when combined shall not exceed a total diversion rate of 7.80 cfs and the irrigation of 390 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.143.
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.

WATER RIGHT NO. 43-4181

As Modified by Transfer No. 80650

CONDITIONS OF APPROVAL

5. 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.
6. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right for land with an appurtenant surface water rights to those times when the surface water supply is not available or reasonably sufficient to irrigate the place of use authorized under this right.
7. If the surface water rights appurtenant to the place of use for this right is unavailable for any reason other than drought or curtailment by priority (for example abandoned, forfeited, sold, transferred, leased, used on another place of use, or disallowed by court decree), the right holder shall not divert ground water for irrigation purposes on the land with appurtenant surface water rights without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
8. The right holder shall accomplish the change authorized by this transfer within five years 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. 43-2411**As Modified by Transfer No. 80650**

In accordance with the approval of Transfer No. 80650, Water Right No. 43-2411 is now described as follows:

Right Holder: ROSCOE & JOYCE WARD FAMILY TRUST
1581 E EY RD
MALTA, ID 83342

Priority Date: 8/11/1954

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 10/31	5.680 cfs	1440.0 af
			5.680 cfs	1440.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWSENW Sec 11 Twp 16S Rge 25E CASSIA 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	
16S	25E	11			24	23				36	13				19	43			119.3
16S	25E	12	3.1	13.0	18.0		6.7		33.0	23.0									96.8
16S	26E	6	27.0	36.0	14.2		35.0	46.0	5.8	9.9									173.9
			L1	L2			L3	L4	L5										

Right Acre Limit: 360.0

POU Total Acres: 390.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 360 acres within the authorized place of use in a single irrigation season.
2. Rights 43-47B, 43-280, 43-2411, 43-4181 and 43-10820 when combined shall not exceed a total diversion rate of 7.80 cfs and the irrigation of 390 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. 143.
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.

WATER RIGHT NO. 43-2411

As Modified by Transfer No. 80650

CONDITIONS OF APPROVAL

5. 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.
6. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right for land with an appurtenant surface water rights to those times when the surface water supply is not available or reasonably sufficient to irrigate the place of use authorized under this right.
7. If the surface water rights appurtenant to the place of use for this right is unavailable for any reason other than drought or curtailment by priority (for example abandoned, forfeited, sold, transferred, leased, used on another place of use, or disallowed by court decree), the right holder shall not divert ground water for irrigation purposes on the land with appurtenant surface water rights without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
8. The right holder shall accomplish the change authorized by this transfer within five years 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. 43-47B**As Modified by Transfer No. 80650**

In accordance with the approval of Transfer No. 80650, Water Right No. 43-47B is now described as follows:

Right Holder: ROSCOE & JOYCE WARD FAMILY TRUST
1581 E EY RD
MALTA, ID 83342

Priority Date: 4/1/1872

Source: RAFT RIVER

Tributary: SNAKE RIVER

BENEFICIAL USE
IRRIGATION

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

Diversion Rate
1.820 cfs
1.820 cfs

LOCATION OF POINT(S) OF DIVERSION

RAFT RIVER SENWNW Sec 11 Twp 16S Rge 25E CASSIA 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	
16S	25E	11			24	23				36	13				19	43			119.3
16S	25E	12	3.1	13.0	18.0		6.7		33.0	23.0									96.8
16S	26E	6	27.0	36.0	14.2		35.0	46.0	5.8	9.9									173.9
			L 1	L 2			L 3	L 4	L 5										

Right Acre Limit: 91.0

POU Total Acres: 390.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 91 acres within the authorized place of use in a single irrigation season.
2. Rights 43-47B, 43-280, 43-2411, 43-4181 and 43-10820 when combined shall not exceed a total diversion rate of 7.80 cfs and the irrigation of 390 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. 43B.
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.
5. 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.

Transfer No. 80650

WATER RIGHT NO. 43-47B
As Modified by Transfer No. 80650

CONDITIONS OF APPROVAL

6. The right holder shall accomplish the change authorized by this transfer within five years of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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. 43-10820**As Modified by Transfer No. 80650**

In accordance with the approval of Transfer No. 80650, Water Right No. 43-10820 is now described as follows:

Right Holder: ROSCOE & JOYCE WARD FAMILY TRUST
1581 E EY RD
MALTA, ID 83342

Priority Date: 4/1/1872

Source: RAFT RIVER

Tributary: SNAKE RIVER

BENEFICIAL USE
IRRIGATION

From 04/01 **To** 07/01

Diversion Rate
4.800 cfs
4.800 cfs

LOCATION OF POINT(S) OF DIVERSION

RAFT RIVER SENWNW Sec 11 Twp 16S Rge 25E CASSIA 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	
16S	25E	11			24	23				36	13				19	4.3			119.3
16S	25E	12	3.1	13.0	18.0		6.7		33.0	23.0									96.8
16S	26E	6	27.0	36.0	14.2		35.0	46.0	5.8	9.9									173.9
			L1	L2			L3	L4	L5										

Right Acre Limit: 240.0

POU Total Acres: 390.0

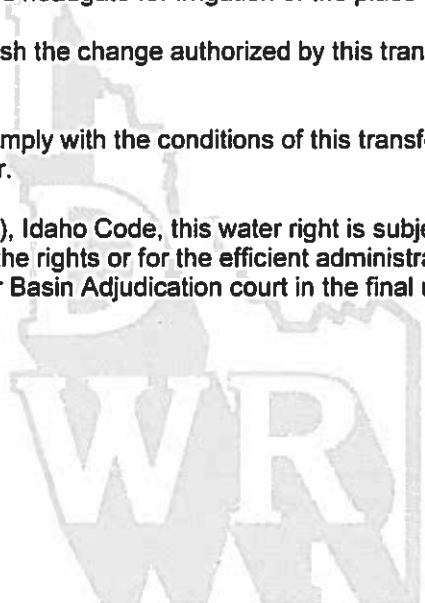
CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 240 acres within the authorized place of use in a single irrigation season.
2. Rights 43-280 and 43-10820 when combined shall not exceed a total diversion rate of 4.8 cfs and the irrigation of 240 acres.
3. Rights 43-47B, 43-280, 43-2411, 43-4181 and 43-10820 when combined shall not exceed a total diversion rate of 7.80 cfs and the irrigation of 390 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. 43B.

WATER RIGHT NO. 43-10820
As Modified by Transfer No. 80650

CONDITIONS OF APPROVAL

5. 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.
6. 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.
7. The right holder shall accomplish the change authorized by this transfer within five years of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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. 43-280**As Modified by Transfer No. 80650**

In accordance with the approval of Transfer No. 80650, Water Right No. 43-280 is now described as follows:

Right Holder: ROSCOE & JOYCE WARD FAMILY TRUST
1581 E EY RD
MALTA, ID 83342

Priority Date: 4/1/1879

Source: RAFT RIVER

Tributary: SNAKE RIVER

BENEFICIAL USE
IRRIGATION

From 07/01 **to** 10/01

Diversion Rate
4.800 cfs
4.800 cfs

LOCATION OF POINT(S) OF DIVERSION

RAFT RIVER SENWNW Sec 11 Twp 16S Rge 25E CASSIA 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	
16S	25E	11			24	23				36	13				19	43			119.3
16S	25E	12	3.1	13.0	18.0		6.7		33.0	23.0									96.8
16S	26E	6	27.0	36.0	14.2		35.0	46.0	5.8	9.9									173.9
			L1	L2			L3	L4	L5										

Right Acre Limit: 240.0

POU Total Acres: 390.0

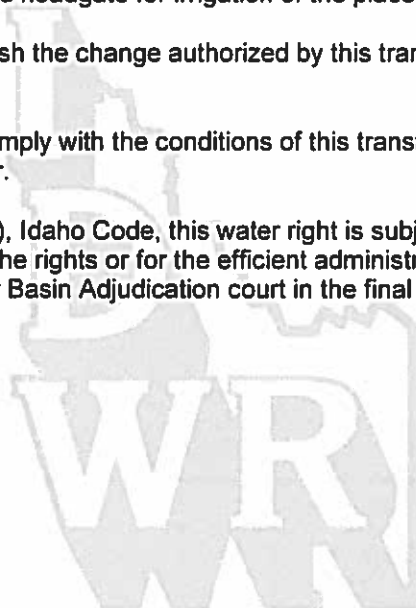
CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 240 acres within the authorized place of use in a single irrigation season.
2. Rights 43-280 and 43-10820 when combined shall not exceed a total diversion rate of 4.8 cfs and the irrigation of 240 acres.
3. Rights 43-47B, 43-280, 43-2411, 43-4181 and 43-10820 when combined shall not exceed a total diversion rate of 7.80 cfs and the irrigation of 390 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. 43B.

WATER RIGHT NO. 43-280
As Modified by Transfer No. 80650

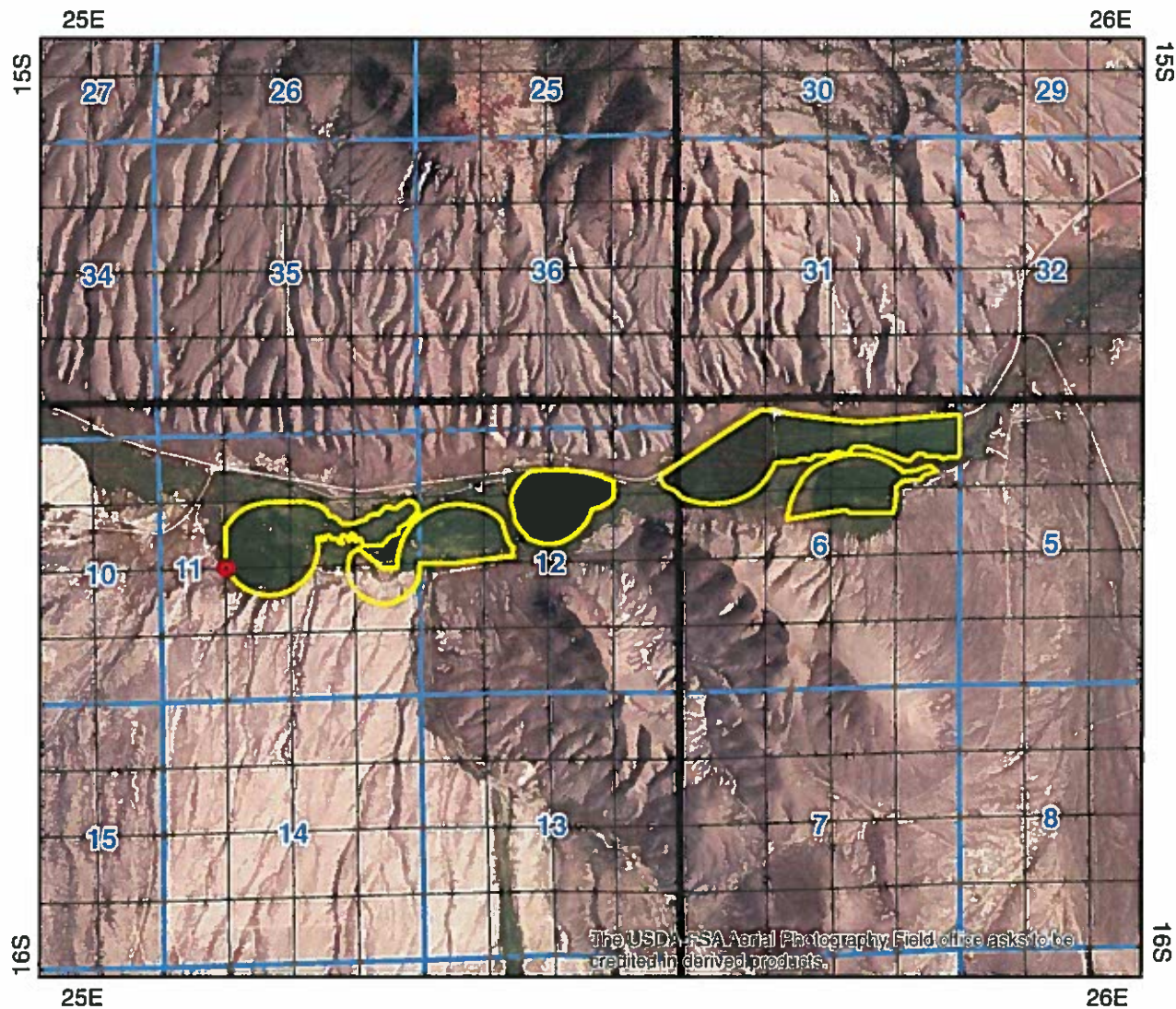
CONDITIONS OF APPROVAL

5. 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.
6. 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.
7. The right holder shall accomplish the change authorized by this transfer within five years of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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. 80650
Rights: 43-2411 & 43-4181 (Ground Water)

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.



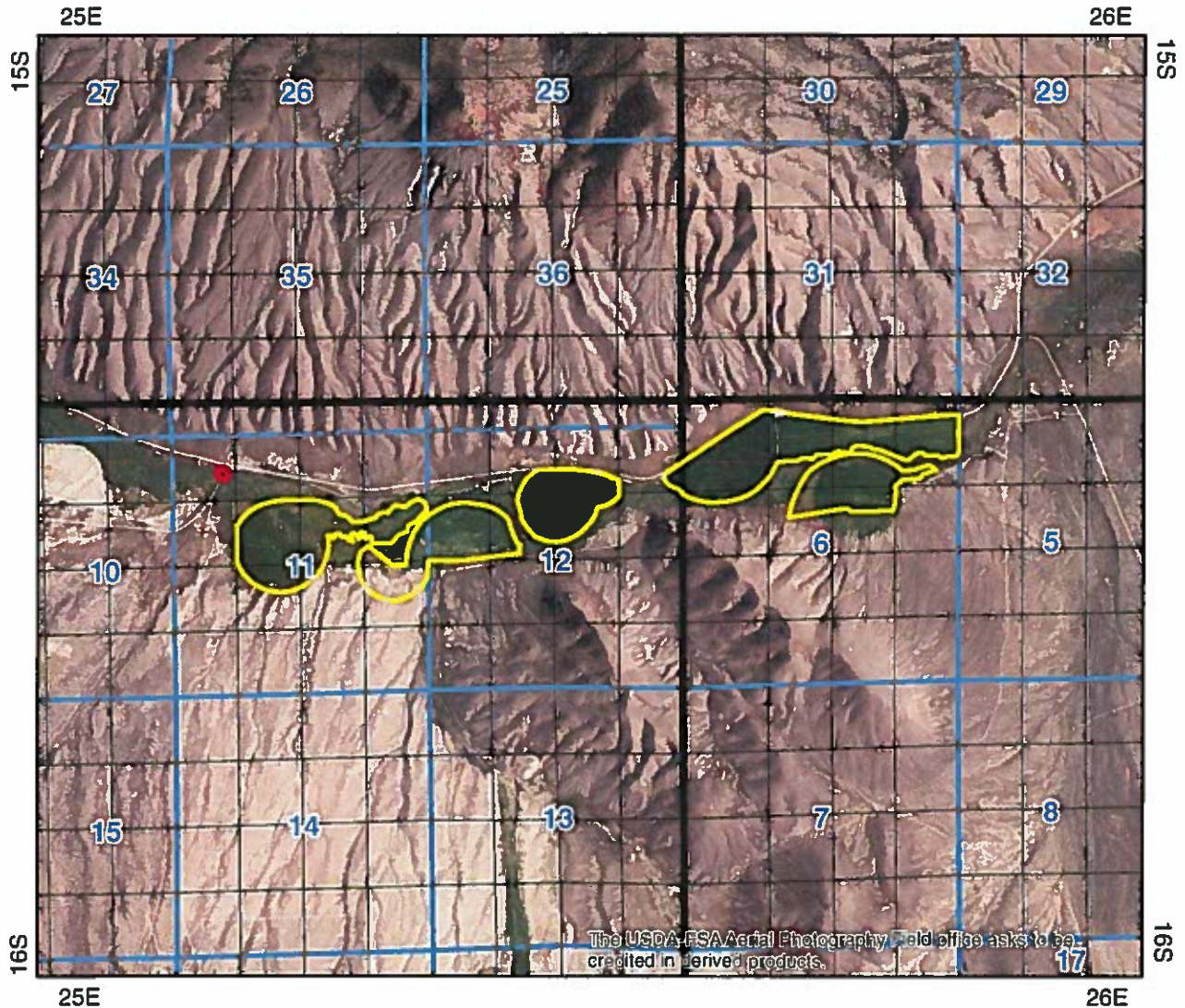
- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections

0 0.425 0.85 1.7 Miles



State of Idaho
Department of Water Resources
Attachment to Transfer No. 80650
Rights: 43-47B, 43-280 & 43-10820 (Raft River)

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 0.425 0.85 1.7 Miles

