

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 80689**

This is to certify that: **MATT OSWALD**
11620 PAINTBRUSH LN
POCATELLO, ID 83202

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>
29-2438A	WR/DECREED	2/3/1961	2.360 cfs	472.0 af	N/A	118.0	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>
29-2438A	YES	YES	NO	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>
29-2438A	29-14171	0.060 cfs	12.0 af	N/A	3.0	29-2438A	2.300 cfs	460.0 af	N/A	115.0
COMBINED TOTALS		0.060 cfs	12.0 af	N/A	3.0		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 22nd day of March, 2016.

for 
Chief, Water Allocation Bureau

Transfer No. 80689

SUPPORT DATA
IN FILE # 29-2438A

WATER RIGHT NO. 29-2438A

As Modified by Transfer No. 80689

In accordance with the approval of Transfer No. 80689, Water Right No. 29-2438A is now described as follows:

Right Holder: SPRING CREEK HOMES LLC
4604 BURLEY DR
CHUBBUCK, ID 83202

Priority Date: 2/3/1961

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	2.300 cfs	460.0 af
			2.300 cfs	460.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NENE Sec 26 Twp 05S Rge 34E BANNOCK 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	
05S	34E	25					12.0	21.0	21.0	2.0									56.0
05S	34E	26	20.0	14.0		21.0	4.0												59.0

POU Total Acres: 115.0

CONDITIONS OF APPROVAL

1. After specific notification by the Department, the right holder shall record the quantity of water diverted or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
2. Prior to the diversion and use of water under Transfer approval 71168, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and 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.
3. 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 lands above.
4. Point of diversion is located within Lot 10, Sage Hollow Subdivision.
5. Place of use is located within Lots 1-2 and 4-40, Sage Hollow Subdivision.

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WATER RIGHT NO. 29-2438A
As Modified by Transfer No. 80689

CONDITIONS OF APPROVAL

6. The right holder shall accomplish the change authorized by this transfer within four year(s) 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.



WATER RIGHT NO. 29-14171 **As Modified by Transfer No. 80689**

In accordance with the approval of Transfer No. 80689, Water Right No. 29-14171 is now described as follows:

Right Holder: MATT OSWALD
 BRITTNEY OSWALD
 11620 PAINTBRUSH LN
 POCA TELLO, ID 83202

Priority Date: 2/3/1961

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	0.060 cfs	12.0 af
			0.060 cfs	12.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWNE Sec 26 Twp 05S Rge 34E BANNOCK 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	
05S	34E	26					3.0												3.0

POU Total Acres: 3.0

CONDITIONS OF APPROVAL

1. Point of diversion and place of use are located within Lot 3, Block 2, Sage Hollow Subdivision, Phase 1.
2. When notified by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.
3. 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 lands above.
4. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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WATER RIGHT NO. 29-14171
As Modified by Transfer No. 80689

CONDITIONS OF APPROVAL

6. 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

