

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 80651**

This is to certify that: TAYLOR MOUNTAIN WATER AND SEWER DISTRICT
C/O ROBERT L HARRIS
PO BOX 50130
IDAHO FALLS, ID 83405

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>
25-14287	WR/DECREED	8/10/1966	0.020 cfs	3.8 af	1.1	5.6	GROUND WATER
25-14301	WR/DECREED	7/27/1972	0.020 cfs	4.9 af	1.3	5.6	GROUND WATER
25-14304	WR/DECREED	8/10/1966	0.020 cfs	4.2 af	1.2	5.6	GROUND WATER
25-14313	WR/DECREED	8/10/1966	0.040 cfs	7.0 af	2.0	5.6	GROUND WATER
25-14383	WR/DECREED	8/19/1952	0.080 cfs	22.8 af	5.7	261.0	GROUND WATER
25-14385	WR/DECREED	8/19/1952	0.050 cfs	12.4 af	3.1	261.0	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>
25-14287	NO	YES	YES	YES	NO	NO
25-14301	NO	YES	YES	YES	NO	NO
25-14304	NO	YES	YES	YES	NO	NO
25-14313	NO	YES	YES	YES	NO	NO
25-14383	NO	YES	YES	NO	NO	NO
25-14385	NO	YES	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>
25-14287	25-14287	0.020 cfs	3.8 af	1.1	77.5	N/A	N/A	N/A	N/A	N/A
25-14301	25-14301	0.020 cfs	4.9 af	1.3	77.5	N/A	N/A	N/A	N/A	N/A
25-14304	25-14304	0.020 cfs	4.2 af	1.2	77.5	N/A	N/A	N/A	N/A	N/A
25-14313	25-14313	0.040 cfs	7.0 af	2.0	77.5	N/A	N/A	N/A	N/A	N/A
25-14383	25-14383	0.080 cfs	22.8 af	5.7	77.5	N/A	N/A	N/A	N/A	N/A
25-14385	25-14385	0.050 cfs	12.4 af	3.1	77.5	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.230 cfs	55.1 af	14.4	77.5		N/A	N/A	N/A	N/A

SUPPORT DATA

Transfer No. 80651

IN FILE # 25-14287

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 80651

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 3rd day of March, 2016.


for Chief, Water Allocation Bureau



WATER RIGHT NO. 25-14287**As Modified by Transfer No. 80651**

In accordance with the approval of Transfer No. 80651, Water Right No. 25-14287 is now described as follows:

Right Holder: M PATRICK DUFFIN AND
PATRICIA C DUFFIN
3270 E 17TH ST
IDAHO FALLS, ID 83406-6758

Priority Date: 8/10/1966

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 11/01

Diversion Rate

0.020 cfs

0.020 cfs

Diversion Volume

3.8 af

3.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

SWSE

Sec 21 Twp 01N Rge 38E BONNEVILLE County

GROUND WATER

SWNE

Sec 28 Twp 01N Rge 38E BONNEVILLE 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	
01N	38E	21											1.4	8.5			13.8	14.4	38.1
01N	38E	28	6.7	7.0	8.2		7.7			5.6						0.1			35.3
01N	38E	29			4.1														4.1

Right Acre Limit: 1.1

POU Total Acres: 77.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 1.1 acres within the authorized place of use in a single irrigation season.
2. Rights 25-14287, 25-14301, 25-14304 and 25-14313 when combined shall not exceed the irrigation of 5.6 acres.
3. Rights 25-14287, 25-14301, 25-14304, 25-14313, 25-14383 and 25-14385 when combined shall not exceed the irrigation of 14.4 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.

WATER RIGHT NO. 25-14287

As Modified by Transfer No. 80651

CONDITIONS OF APPROVAL

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 80651, 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 does not grant any right-of-way or easement across the land of another.
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. 25-14301**As Modified by Transfer No. 80651**

In accordance with the approval of Transfer No. 80651, Water Right No. 25-14301 is now described as follows:

Right Holder: IDAHO WATER CO LLC
1135 VALLEY RD S
EDEN, ID 83325

Priority Date: 7/27/1972

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

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

Diversion Rate
0.020 cfs
0.020 cfs

Diversion Volume
4.9 af
4.9 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER
GROUND WATER

SWSE
SWNE

Sec 21 Twp 01N Rge 38E BONNEVILLE County
Sec 28 Twp 01N Rge 38E BONNEVILLE 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	
01N	38E	21											1.4	8.5			13.8	14.4	38.1
01N	38E	28	6.7	7.0	8.2		7.7			5.6						0.1			35.3
01N	38E	29			4.1														4.1

Right Acre Limit: 1.3

POU Total Acres: 77.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 1.3 acres within the authorized place of use in a single irrigation season.
2. Rights 25-14287, 25-14301, 25-14304 and 25-14313 when combined shall not exceed the irrigation of 5.6 acres.
3. Rights 25-14287, 25-14301, 25-14304, 25-14313, 25-14383 and 25-14385 when combined shall not exceed the irrigation of 14.4 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. 80651

WATER RIGHT NO. 25-14301
As Modified by Transfer No. 80651

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 80651, 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 does not grant any right-of-way or easement across the land of another.
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. 25-14304**As Modified by Transfer No. 80651**

In accordance with the approval of Transfer No. 80651, Water Right No. 25-14304 is now described as follows:

Right Holder: CHYANNE RASMUSSEN And
ALLEN RASMUSSEN
560 RANDY DR
IDAHO FALLS, ID 83401

Priority Date: 8/10/1966

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 11/01

Diversion Rate

0.020 cfs

0.020 cfs

Diversion Volume

4.2 af

4.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER
GROUND WATER

SWSE
SWNE

Sec 21 Twp 01N Rge 38E BONNEVILLE County
Sec 28 Twp 01N Rge 38E BONNEVILLE 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	
01N	38E	21											1.4	8.5			13.8	14.4	38.1
01N	38E	28	6.7	7.0	8.2		7.7			5.6						0.1			35.3
01N	38E	29			4.1														4.1

Right Acre Limit: 1.2

POU Total Acres: 77.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 1.2 acres within the authorized place of use in a single irrigation season.
2. Rights 25-14287, 25-14301, 25-14304 and 25-14313 when combined shall not exceed the irrigation of 5.6 acres.
3. Rights 25-14287, 25-14301, 25-14304, 25-14313, 25-14383 and 25-14385 when combined shall not exceed the irrigation of 14.4 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.

Transfer No. 80651

WATER RIGHT NO. 25-14304
As Modified by Transfer No. 80651

CONDITIONS OF APPROVAL

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 80651, 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 does not grant any right-of-way or easement across the land of another.
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. 25-14313
As Modified by Transfer No. 80651

In accordance with the approval of Transfer No. 80651, Water Right No. 25-14313 is now described as follows:

Right Holder: KENNETH B NEIDER AND
MARGO Y NEIDER
2387 PTARMIGAN WAY
IDAHO FALLS, ID 83401

Priority Date: 8/10/1966

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 11/01

Diversion Rate

0.040 cfs

0.040 cfs

Diversion Volume

7.0 af

7.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

SWSE

Sec 21 Twp 01N Rge 38E BONNEVILLE County

GROUND WATER

SWNE

Sec 28 Twp 01N Rge 38E BONNEVILLE 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	
01N	38E	21											1.4	8.5			13.8	14.4	38.1
01N	38E	28	6.7	7.0	8.2		7.7			5.6						0.1			35.3
01N	38E	29			4.1														4.1

Right Acre Limit: 2.0

POU Total Acres: 77.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 2.0 acres within the authorized place of use in a single irrigation season.
2. Rights 25-14287, 25-14301, 25-14304 and 25-14313 when combined shall not exceed the irrigation of 5.6 acres.
3. Rights 25-14287, 25-14301, 25-14304, 25-14313, 25-14383 and 25-14385 when combined shall not exceed the irrigation of 14.4 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.

Transfer No. 80651

WATER RIGHT NO. 25-14313
As Modified by Transfer No. 80651

CONDITIONS OF APPROVAL

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 80651, 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 does not grant any right-of-way or easement across the land of another.
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. 25-14383**As Modified by Transfer No. 80651**

In accordance with the approval of Transfer No. 80651, Water Right No. 25-14383 is now described as follows:

Right Holder: IDAHO WATER CO LLC
C/O DEL KOHTZ
1135 VALLEY RD S
EDEN, ID 83325

Priority Date: 8/19/1952

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

0.080 cfs

0.080 cfs

Diversion Volume

22.8 af

22.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

SWSE

Sec 21 Twp 01N Rge 38E BONNEVILLE County

GROUND WATER

SWNE

Sec 28 Twp 01N Rge 38E BONNEVILLE 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	
01N	38E	21											1.4	8.5			13.8	14.4	38.1
01N	38E	28	6.7	7.0	8.2		7.7			5.6						0.1			35.3
01N	38E	29			4.1														4.1

Right Acre Limit: 5.7

POU Total Acres: 77.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 5.7 acres within the authorized place of use in a single irrigation season.
2. Rights 25-14383 and 25-14385 when combined shall not exceed the irrigation of 8.8 acres.
3. Rights 25-14287, 25-14301, 25-14304, 25-14313, 25-14383 and 25-14385 when combined shall not exceed the irrigation of 14.4 acres.

WATER RIGHT NO. 25-14383
As Modified by Transfer No. 80651

CONDITIONS OF APPROVAL

4. Beginning on the date of approval of Transfer 77439, the irrigation uses under rights 25-14383 and 25-14385 when combined are limited to the following schedule of allowed use. The right holder shall file a notice of intent with the Department prior to the increased use of water under the rights each time an increase according to the schedule is sought.

Year 2013 through 2017 the rights are limited to 0.03 cfs, 8.4 afa and 2.1 acres.

Year 2018 through 2023 the rights are limited to 0.11 cfs, 28.8 afa and 7.2 acres.

Year 2024 and beyond the rights are limited to 0.13 cfs, 35.2 afa and 8.8 acres.

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 80651, 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. 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 years 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. 25-14385**As Modified by Transfer No. 80651**

In accordance with the approval of Transfer No. 80651, Water Right No. 25-14385 is now described as follows:

Right Holder: IDAHO WATER CO LLC
C/O DEL KOHTZ
1135 VALLEY RD S
EDEN, ID 83325

Priority Date: 8/19/1952

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

0.050 cfs

0.050 cfs

Diversion Volume

12.4 af

12.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

SWSE

Sec 21 Twp 01N Rge 38E BONNEVILLE County

GROUND WATER

SWNE

Sec 28 Twp 01N Rge 38E BONNEVILLE 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	
01N	38E	21											1.4	8.5			13.8	14.4	38.1
01N	38E	28	6.7	7.0	8.2		7.7			5.6						0.1			35.3
01N	38E	29			4.1														4.1

Right Acre Limit: 3.1

POU Total Acres: 77.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 3.1 acres within the authorized place of use in a single irrigation season.
2. Rights 25-14383 and 25-14385 when combined shall not exceed the irrigation of 8.8 acres.
3. Rights 25-14287, 25-14301, 25-14304, 25-14313, 25-14383 and 25-14385 when combined shall not exceed the irrigation of 14.4 acres.

WATER RIGHT NO. 25-14385
As Modified by Transfer No. 80651

CONDITIONS OF APPROVAL

4. Beginning on the date of approval of Transfer 77439, the irrigation uses under rights 25-14383 and 25-14385 when combined are limited to the following schedule of allowed use. The right holder shall file a notice of intent with the Department prior to the increased use of water under the rights each time an increase according to the schedule is sought.

Year 2013 through 2017 the rights are limited to 0.03 cfs, 8.4 afa and 2.1 acres.

Year 2018 through 2023 the rights are limited to 0.11 cfs, 28.8 afa and 7.2 acres.

Year 2024 and beyond the rights are limited to 0.13 cfs, 35.2 afa and 8.8 acres.

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 80651, 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. This right does not grant any right-of-way or easement across the land of another.
11. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
12. The right holder shall accomplish the change authorized by this transfer within one years of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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.