

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 79746

SUPPORT DATA

This is to certify that: JOHN & ANN WIND TRUST
12306 WHITECHAPEL WAY
NAMPA, ID 83686

IN FILE # 61-12084

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>
61-12084	WR/DECREED	2/28/1968	2.650 cfs	1022.8 af	350.5	1208.0	GROUND WATER
61-12086	WR/DECREED	2/3/1972	5.060 cfs	2147.4 af	857.5	1208.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

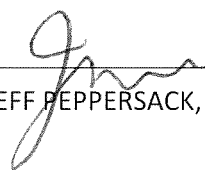
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
61-12084	NO	NO	NO	YES	NO	NO
61-12086	NO	NO	NO	YES	NO	NO

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>
61-12084	61-12084	2.650 cfs	1022.8 af	350.5	1208.0	N/A	N/A	N/A	N/A	N/A
61-12086	61-12086	5.060 cfs	2147.4 af	857.5	1208.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		7.090 cfs	3009.5 af	1208.0	1208.0		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 29th day of April, 2015.


JEFF PEPPERSACK, Interim Western Region Manager

Transfer No. 79746

WATER RIGHT NO. 61-12084

As Modified by Transfer No. 79746

In accordance with the approval of Transfer No. 79746, Water Right No. 61-12084 is now described as follows:

Right Holder: JOHN & ANN WIND TRUST
12306 WHITECHAPEL WAY
NAMPA, ID 83686

Priority Date: 2/28/1968

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/10	to 10/20	2.650 cfs	1022.8 af
			2.650 cfs	1022.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENW	Sec 19 Twp 04S Rge 07E ELMORE County
GROUND WATER	SWSE	Sec 19 Twp 04S Rge 07E ELMORE 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	
04S	07E	19	39.0	39.0	40.0	40.0	40.0	39.0	39.0	39.0	40.0	39.0		40.0	40.0	38.0	33.0	40.0	585.0
								L 1	L 2			L 3							
04S	07E	30	39.0	40.0	40.0	25.0	40.0	40.0	40.0	40.0	40.0	40.0	39.0	40.0	40.0	40.0	40.0	40.0	623.0
								L 1	L 2			L 3	L 4						

Right Acre Limit: 350.5
POU Total Acres: 1208.0

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
2. After specific notification by the Department, the right holder shall install a suitable measuring device 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.
3. This right is limited to the irrigation of 350.5 acres within the authorized place of use in a single irrigation season.
4. Rights 61-12084 and 61-12086 when combined shall not exceed a total diversion rate of 7.09 cfs and a total annual maximum diversion volume of 3009.5 af at the field headgate.

Transfer No. 79746

WATER RIGHT NO. 61-12084
As Modified by Transfer No. 79746

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 period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/10 and after 10/20 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than April 17, 2001.
7. Use of this right is combined with water from Mountain Home Irrigation District.
8. The following rights are diverted through points of diversion described above: 61-12084, 61-12086, 61-12085 & 61-12087.
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 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. 61-12086**As Modified by Transfer No. 79746**

In accordance with the approval of Transfer No. 79746, Water Right No. 61-12086 is now described as follows:

Right Holder: JOHN & ANN WIND TRUST
12306 WHITECHAPEL WAY
NAMPA, ID 83686

Priority Date: 2/3/1972

Source: GROUND WATER

BENEFICIAL USE

	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
DIVERSION TO STORAGE	04/01	to 12/31	5.060 cfs	
IRRIGATION	04/01	to 10/31	5.060 cfs	2147.4 af
IRRIGATION FROM STORAGE	04/01	to 10/31		50.5 af
IRRIGATION STORAGE	01/01	to 12/31		50.5 af
			5.060 cfs	2147.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SENW	Sec 19 Twp 04S Rge 07E	ELMORE County
GROUND WATER	SWSE	Sec 19 Twp 04S Rge 07E	ELMORE 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	
04S	07E	19	39.0	39.0	40.0	40.0	40.0	39.0	39.0	39.0	40.0	39.0		40.0	40.0	38.0	33.0	40.0	585.0
								L 1	L 2				L 3						
04S	07E	30	39.0	40.0	40.0	25.0	40.0	40.0	40.0	40.0	40.0	40.0	39.0	40.0	40.0	40.0	40.0	40.0	623.0
								L 1	L 2				L 3	L 4					

Right Acre Limit: 857.5

POU Total Acres: 1208.0

PLACE OF USE: IRRIGATION FROM STORAGE

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04S	07E	19	39.0	39.0	40.0	40.0	40.0	39.0	39.0	39.0	40.0	39.0		40.0	40.0	38.0	33.0	40.0	585.0
								L 1	L 2				L 3						
04S	07E	30	39.0	40.0	40.0	25.0	40.0	40.0	40.0	40.0	40.0	40.0	39.0	40.0	40.0	40.0	40.0	40.0	623.0
								L 1	L 2				L 3	L 4					

Right Acre Limit: 857.5

POU Total Acres: 1208.0

Transfer No. 79746

WATER RIGHT NO. 61-12086
As Modified by Transfer No. 79746

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
2. After specific notification by the Department, the right holder shall install a suitable measuring device 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.
3. This right is limited to the irrigation of 857.5 acres within the authorized place of use in a single irrigation season.
4. Rights 61-12084 and 61-12086 when combined shall not exceed a total diversion rate of 7.09 cfs and a total annual maximum diversion volume of 3009.5 af at the field headgate.
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 period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/01 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than April 17, 2001.
7. Use of this right is combined with water from Mountain Home Irrigation District.
8. The following rights are diverted through points of diversion described above: 61-12084, 61-12086, 61-12085 & 61-12087.
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 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.