

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 79910**

This is to certify that: **JIM W TARPLEY**
221 BLUE CREEK RD
DUBOIS, ID 83423

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>
32-13236	WR/DECREED	6/13/1974	0.190 cfs	63.0 af	18.0	256.0	GROUND WATER
32-7120	WR/DECREED	9/25/1981	1.060 cfs	220.5 af	63.0	256.0	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>
32-13236	NO	YES	NO	NO	NO	NO
32-7120	NO	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>
32-13236	32-13236	0.190 cfs	63.0 af	18.0	256.0	N/A	N/A	N/A	N/A	N/A
32-7120	32-7120	1.060 cfs	220.5 af	63.0	256.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		1.250 cfs	283.5 af	N/A	256.0		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 27th day of April, 2015.


for Chief, Water Allocation Bureau

SUPPORT DATA

Transfer No. 79910

IN FILE # 32-7120

WATER RIGHT NO. 32-7120**As Modified by Transfer No. 79910**

In accordance with the approval of Transfer No. 79910, Water Right No. 32-7120 is now described as follows:

Right Holder: JIM W TARPLEY
221 BLUE CREEK RD
DUBOIS, ID 83423

Priority Date: 9/25/1981

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 11/01

Diversion Rate

1.060 cfs

1.060 cfs

Diversion Volume

220.5 af

220.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

SESE

Sec 31 Twp 10N Rge 34E CLARK 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	
09N	34E	5						2.0											2.0
								L 4											
10N	34E	31					24.0	5.0	5.0	21.0					31.0	31.0	31.0	31.0	179.0
								L 1	L 2										
10N	34E	32										39.0	36.0						75.0

Right Acre Limit: 63.0

POU Total Acres: 256.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 63.0 acres within the authorized place of use described above in a single irrigation season.
2. Rights 32-7120 and 32-13197 when combined shall not exceed a total diversion rate of 1.56 cfs and the irrigation of 78 acres.
3. Rights 32-2101, 32-7120, 32-11147, 32-13197 and 32-13236 when combined shall not exceed a total diversion rate of 3.97 cfs and the irrigation of 254 acres.
4. 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.

WATER RIGHT NO. 32-7120
As Modified by Transfer No. 79910

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 3.5 afa per acre at the field headgate for irrigation of the lands above.
6. The right holder shall make full beneficial use of all surface water rights 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 to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
7. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
8. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. The right holder shall accomplish the change authorized by this transfer within one (1) 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. 32-13236**As Modified by Transfer No. 79910**

In accordance with the approval of Transfer No. 79910, Water Right No. 32-13236 is now described as follows:

Right Holder: JIM W TARPLEY
221 BLUE CREEK RD
DUBOIS, ID 83423

Priority Date: 6/13/1974

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 11/01

Diversion Rate

0.190 cfs

0.190 cfs

Diversion Volume

63.0 af

63.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

SESE

Sec 31 Twp 10N Rge 34E CLARK 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	
09N	34E	5						2.0											2.0
								L 4											
10N	34E	31					24.0	5.0	5.0	21.0					31.0	31.0	31.0	31.0	179.0
								L 1	L 2										
10N	34E	32										39.0	36.0						75.0

Right Acre Limit: 18.0

POU Total Acres: 256.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 18 acres within the authorized place of use described above in a single irrigation season.
2. Rights 32-2101, 32-7120, 32-11147, 32-13197 and 32-13236 when combined shall not exceed a total diversion rate of 3.97 cfs and the irrigation of 254 acres.
3. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

WATER RIGHT NO. 32-13236
As Modified by Transfer No. 79910

CONDITIONS OF APPROVAL

5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year 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.

