

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 79862**

This is to certify that: **GARY L KIMBALL AND
LINDA L KIMBALL
PO BOX 273
MACKAY, ID 83251**

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>
34-10515	WR/DECREED	5/6/1899	1.400 cfs	N/A	N/A	65.0	BIG LOST RIVER
34-2384	WR/DECREED	8/29/1960	1.260 cfs	220.5 af	63.0	65.0	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>
34-10515	NO	NO	YES	NO	NO	NO
34-2384	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>
34-10515	34-10515	1.400 cfs	N/A	N/A	65.0	N/A	N/A	N/A	N/A	N/A
34-2384	34-2384	1.260 cfs	220.5 af	63.0	65.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		1.720 cfs	N/A	N/A	65.0		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 5th day of March, 2015.


for _____
Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 34-2384

Transfer No. 79862

WATER RIGHT NO. 34-2384

As Modified by Transfer No. 79862

In accordance with the approval of Transfer No. 79862, Water Right No. 34-2384 is now described as follows:

Right Holder: GARY L KIMBALL AND
LINDA L KIMBALL
PO BOX 273
MACKAY, ID 83251

Priority Date: 8/29/1960

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	4/01	to 11/01	1.260 cfs	220.5 af
			1.260 cfs	220.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWNW Sec 5 Twp 06N Rge 25E CUSTER 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	
06N	25E	5							19.5				40.0	5.5					65.0

Right Acre Limit: 63.0

POU Total Acres: 65.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 63 acres within the authorized place of use in a single irrigation season.
2. Rights 34-2384 and 34-10515 when combined shall not exceed a total diversion rate of 1.72 cfs and the irrigation of 65 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. 34.
4. 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.

Transfer No. 79862

WATER RIGHT NO. 34-2384

As Modified by Transfer No. 79862

CONDITIONS OF APPROVAL

5. Prior to the diversion and use of water under Transfer approval 79862, 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.
6. This right when combined with all other rights shall provide no more than 3.5 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 one year 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 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. 34-10515
As Modified by Transfer No. 79862

In accordance with the approval of Transfer No. 79862, Water Right No. 34-10515 is now described as follows:

Right Holder: LINDA L KIMBALL AND
 GARY L KIMBALL
 PO BOX 273
 MACKAY, ID 83251

Priority Date: 5/6/1899

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE
 IRRIGATION

From 5/01 **To** 10/15

Diversion Rate
 1.400 cfs
 1.400 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER SENWNW Sec 34 Twp 07N Rge 24E CUSTER 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	
06N	25E	5								19.5				40.0	5.5					65.0

POU Total Acres: 65.0

CONDITIONS OF APPROVAL

1. Rights 34-2384 and 34-10515 when combined shall not exceed a total diversion rate of 1.72 cfs and the irrigation of 65 acres.
2. 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. 34.
3. 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(s).
4. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
5. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.

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WATER RIGHT NO. 34-10515
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CONDITIONS OF APPROVAL

6. Water is delivered through the Harris-Vaught Ditch.
7. The right holder shall accomplish the change authorized by this transfer within one year 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 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.

