

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 79860**

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>
34-2464	WR/DECREED	6/28/1965	2.360 cfs	413.0 af	N/A	118.0	GROUND WATER
34-489A	WR/DECREED	5/6/1899	0.200 cfs	N/A	N/A	10.0	BIG LOST RIVER
34-74	WR/DECREED	6/30/1904	2.400 cfs	N/A	N/A	118.0	BIG LOST RIVER

Purpose of Transfer (Changes Proposed)

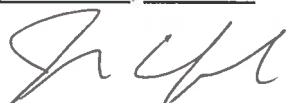
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
34-2464	NO	NO	YES	NO	NO	NO
34-489A	NO	NO	YES	NO	NO	NO
34-74	NO	NO	YES	NO	NO	NO

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>
34-2464	34-2464	2.360 cfs	413.0 af	118.0	128.0	N/A	N/A	N/A	N/A	N/A
34-489A	34-489A	0.200 cfs	N/A	10.0	128.0	N/A	N/A	N/A	N/A	N/A
34-74	34-74	2.400 cfs	N/A	118.0	128.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		4.950 cfs	N/A	N/A	128.0		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

Transfer No. 79860

IN FILE # 34-74

WATER RIGHT NO. 34-74
As Modified by Transfer No. 79860

In accordance with the approval of Transfer No. 79860, Water Right No. 34-74 is now described as follows:

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

Priority Date: 6/30/1904

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE
IRRIGATION

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

Diversion Rate
2,400 cfs
2,400 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER SENWNW Sec 34 Twp 07N Rge 24E CUSTER 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	
06N	25E	5					40.0	39.0	18.0	31.0									128.0
							L 3	L 4											

Right Acre Limit: 118.0
POU Total Acres: 128.0

CONDITIONS OF APPROVAL

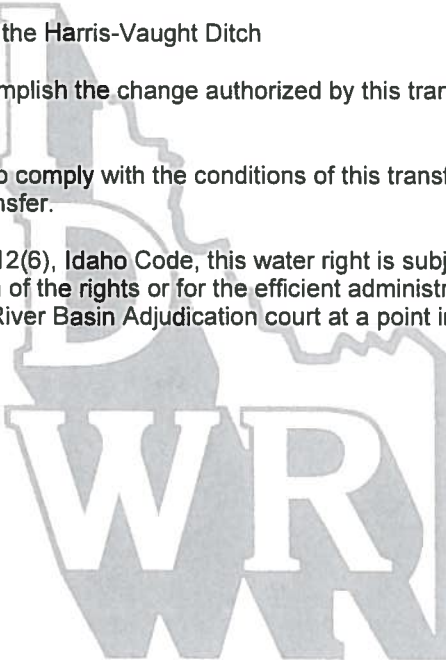
1. This right is limited to the irrigation of 118 acres within the authorized place of use in a single irrigation season.
2. Rights 34-74 and 34-2464 when combined shall not exceed a total diversion rate of 4.75 cfs and the irrigation of 118 acres.
3. Rights 34-74, 34-489A and 34-2464 when combined shall not exceed a total diversion rate of 4.95 cfs and the irrigation of 128 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. 34.
5. 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).

Transfer No. 79860

WATER RIGHT NO. 34-74
As Modified by Transfer No. 79860

CONDITIONS OF APPROVAL

6. 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.
7. 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.
8. Water is delivered through the Harris-Vaught Ditch
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. 34-2464**As Modified by Transfer No. 79860**

In accordance with the approval of Transfer No. 79860, Water Right No. 34-2464 is now described as follows:

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

Priority Date: 6/28/1965

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

4/01

to

To

11/01

Diversion Rate

2.360 cfs

2.360 cfs

Diversion Volume

413.0 af

413.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

L4 (NWNWNW)

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						40.0	39.0	18.0	31.0									128.0
								L 3	L 4											

Right Acre Limit: 118.0

POU Total Acres: 128.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 118 acres within the authorized place of use in a single irrigation season.
2. Rights 34-74 and 34-2464 when combined shall not exceed a total diversion rate of 4.75 cfs and the irrigation of 118 acres.
3. Rights 34-74, 34-489A and 34-2464 when combined shall not exceed a total diversion rate of 4.95 cfs and the irrigation of 128 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. 34.
5. 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. 79860

WATER RIGHT NO. 34-2464

As Modified by Transfer No. 79860

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 79860, 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. 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.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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. 34-489A

As Modified by Transfer No. 79860

In accordance with the approval of Transfer No. 79860, Water Right No. 34-489A is now described as follows:

Right Holder: GARY L KIMBALL AND
LINDA 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

To

Diversion Rate

0.200 cfs

0.200 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					40.0	39.0	18.0	31.0									128.0
							L 3	L 4											

Right Acre Limit: 10.0

POU Total Acres: 128.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 10 acres within the authorized place of use in a single irrigation season.
2. Rights 34-74, 34-489A and 34-2464 when combined shall not exceed a total diversion rate of 4.95 cfs and the irrigation of 128 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. 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).
5. 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.

Transfer No. 79860

WATER RIGHT NO. 34-489A
As Modified by Transfer No. 79860

CONDITIONS OF APPROVAL

6. 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.
7. Water is delivered through the Harris-Vaught Ditch.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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.

