

**STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT  
TRANSFER NO. 79822**

This is to certify that: **CAROL POPE**  
2398 HWY DR  
ARCO, ID 83213

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>  |
|--------------------|---------------------|----------------------|-----------------------|-------------------------|-------------------|--------------------|----------------|
| 34-14427           | WR/DECREED          | 9/1/1898             | 0.040 cfs             | N/A                     | N/A               | 1.7                | BIG LOST RIVER |
| 34-330D            | WR/DECREED          | 9/1/1898             | 0.121 cfs             | N/A                     | N/A               | 6.0                | BIG LOST RIVER |
| 34-4133            | WR/DECREED          | 5/1/1960             | 0.120 cfs             | N/A                     | 4.5               | 5.5                | GROUND WATER   |

**Purpose of Transfer (Changes Proposed)**

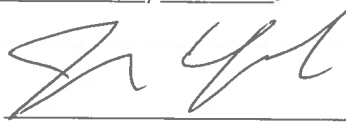
| <u>Current Number</u> | <u>Split</u> | <u>POD</u> | <u>POU</u> | <u>Add POD</u> | <u>Period of Use</u> | <u>Nature of Use</u> |
|-----------------------|--------------|------------|------------|----------------|----------------------|----------------------|
| 34-14427              | NO           | NO         | YES        | NO             | NO                   | NO                   |
| 34-330D               | NO           | NO         | YES        | NO             | NO                   | NO                   |
| 34-4133               | 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> |
|------------------------|----------------------------------|----------------------|------------------------|-------------------|--------------------|------------------------------------|-----------------------|-------------------------|-----------------------------|------------------------------|
| 34-14427               | 34-14427                         | 0.040 cfs            | N/A                    | 1.7               | 6.2                | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 34-330D                | 34-330D                          | 0.121 cfs            | N/A                    | 4.5               | 6.2                | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| 34-4133                | 34-4133                          | 0.120 cfs            | 16.0 af                | 4.5               | 6.2                | N/A                                | N/A                   | N/A                     | N/A                         | N/A                          |
| <b>COMBINED TOTALS</b> |                                  | <b>0.180 cfs</b>     | <b>N/A</b>             | <b>6.2</b>        | <b>6.2</b>         |                                    | <b>N/A</b>            | <b>N/A</b>              | <b>N/A</b>                  | <b>N/A</b>                   |

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 5<sup>th</sup> day of March, 2015.

  
for Chief, Water Allocation Bureau

SUPPORT DATA

Transfer No. 79822

IN FILE # 34-330D

## WATER RIGHT NO. 34-330D

### As Modified by Transfer No. 79822

In accordance with the approval of Transfer No. 79822, Water Right No. 34-330D is now described as follows:

**Right Holder:** CAROL C POPE  
2398 HWY DR  
ARCO, ID 83213

**Priority Date:** 9/1/1898

**Source:** BIG LOST RIVER

**Tributary:** SINKS

**BENEFICIAL USE**  
IRRIGATION

**From**  
5/01

**To**  
to 10/15

**Diversion Rate**  
0.121 cfs  
0.121 cfs

**LOCATION OF POINT(S) OF DIVERSION**

BIG LOST RIVER NWNWNW Sec 26 Twp 04N Rge 26E BUTTE 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  |        |
| 03N | 27E | 6   | 3.3 |    |    |    |    |    |    |    |    |    |    |    |    |    |     |     | 3.3    |
| 04N | 27E | 31  |     |    |    |    |    |    |    |    |    |    |    |    |    |    | 1.2 | 1.7 | 2.9    |

Right Acre Limit: 4.5

POU Total Acres: 6.2

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 4.5 acres within the authorized place of use in a single irrigation season.
2. Rights 34-330D and 34-4133 when combined shall not exceed a total diversion rate of 0.14 cfs and the irrigation of 4.5 acres.
3. Rights 34-330D, 34-4133, and 34-14427 when combined shall not exceed a total diversion rate of 0.18 cfs and the irrigation of 6.2 acres.
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. 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.

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**WATER RIGHT NO. 34-330D**  
**As Modified by Transfer No. 79822**

**CONDITIONS OF APPROVAL**

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 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.
8. Water is delivered through the Arco Canal.
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. 34-4133**  
**As Modified by Transfer No. 79822**

In accordance with the approval of Transfer No. 79822, Water Right No. 34-4133 is now described as follows:

**Right Holder:** CAROL C POPE  
 2398 HWY DR  
 ARCO, ID 83213

**Priority Date:** 5/1/1960

**Source:** GROUND WATER

**BENEFICIAL USE**

DOMESTIC  
 IRRIGATION

**From**

01/01  
 04/01

**To**

to 12/31  
 to 10/31

**Diversion Rate**

0.040 cfs  
 0.120 cfs  
 0.120 cfs

**Diversion Volume**

15.8 af  
 0.6 af  
 16.0 af

**LOCATION OF POINT(S) OF DIVERSION**

GROUND WATER L1 (NENENE) Sec 6 Twp 03N Rge 27E BUTTE County

**PLACE OF USE: DOMESTIC**

|     |     |     | NE  |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-----|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
| Twp | Rng | Sec | NE  | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 03N | 27E | 6   | X   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |
|     |     |     | L 1 |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |        |

**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  |        |
| 03N | 27E | 6   | 3.3 |    |    |    |    |    |    |    |    |    |    |    |    |    |     |     | 3.3    |
| 04N | 27E | 31  |     |    |    |    |    |    |    |    |    |    |    |    |    |    | 1.2 | 1.7 | 2.9    |

Right Acre Limit: 4.5

POU Total Acres: 6.2

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 4.5 acres within the authorized place of use in a single irrigation season.
2. Rights 34-330D and 34-4133 when combined shall not exceed a total diversion rate of 0.14 cfs and the irrigation of 4.5 acres.
3. Rights 34-330D, 34-4133, and 34-14427 when combined shall not exceed a total diversion rate of 0.18 cfs and the irrigation of 6.2 acres.

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**WATER RIGHT NO. 34-4133**  
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**CONDITIONS OF APPROVAL**

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.
5. Prior to the diversion and use of water under Transfer approval 79822, 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. 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.
7. 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.
8. 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.
9. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
10. Domestic use is for 1 home.
11. The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.
12. The right holder shall accomplish the change authorized by this transfer within one year 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 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. 34-14427

### As Modified by Transfer No. 79822

In accordance with the approval of Transfer No. 79822, Water Right No. 34-14427 is now described as follows:

**Right Holder:** CAROL C POPE  
2398 HWY DR  
ARCO, ID 83213

**Priority Date:** 9/1/1898

**Source:** BIG LOST RIVER

**Tributary:** SINKS

**BENEFICIAL USE**  
IRRIGATION

**From**  
05/01

**To**  
to 10/15

**Diversion Rate**  
0.040 cfs  
0.040 cfs

#### **LOCATION OF POINT(S) OF DIVERSION**

BIG LOST RIVER                      NWNWNW                      Sec 26 Twp 04N Rge 26E BUTTE 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  |        |
| 03N | 27E | 6   | 3.3 |    |    |    |    |    |    |    |    |    |    |    |    |    |     |     | 3.3    |
| 04N | 27E | 31  |     |    |    |    |    |    |    |    |    |    |    |    |    |    | 1.2 | 1.7 | 2.9    |

Right Acre Limit: 1.7

POU Total Acres: 6.2

#### **CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 1.7 acres within the authorized place of use in a single irrigation season.
2. Rights 34-330D, 34-4133, and 34-14427 when combined shall not exceed a total diversion rate of 0.18 cfs and the irrigation of 6.2 acres.
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. 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. 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.

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**WATER RIGHT NO. 34-14427**

**As Modified by Transfer No. 79822**

**CONDITIONS OF APPROVAL**

6. Water is delivered through the Arco Canal.
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.

