

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 79811**

This is to certify that: **KAELYNE SCHWIEDER AND
KIRT SCHWIEDER
PO BOX 1662
IDAHO FALLS, ID 83401**

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>
35-13870	WR/DECREED	4/11/1972	7.410 cfs	2272.0 af	568.0	578.2	GROUND WATER
35-14131	WR/DECREED	4/11/1972	0.130 cfs	40.8 af	10.2	578.2	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>
35-13870	NO	NO	YES	NO	NO	NO
35-14131	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>
35-13870	35-13870	7.410 cfs	2272.0 af	568.0	578.2	N/A	N/A	N/A	N/A	N/A
35-14131	35-14131	0.130 cfs	40.8 af	10.2	578.2	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		7.540 cfs	2312.8 af	578.2	578.2		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 23rd day of February, 2015.


for Chief, Water Allocation Bureau

SUPPORT DATA

Transfer No. 79811

IN FILE # 35-13870

WATER RIGHT NO. 35-13870**As Modified by Transfer No. 79811**

In accordance with the approval of Transfer No. 79811, Water Right No. 35-13870 is now described as follows:

Right Holder: KAELYNE SCHWIEDER And
KIRT SCHWIEDER
PO BOX 1662
IDAHO FALLS, ID 83401

Priority Date: 4/11/1972

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From
04/01

To
to 11/01

Diversion Rate
7.410 cfs
7.410 cfs

Diversion Volume
2272.0 af
2272.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NENESW Sec 6 Twp 04N Rge 36E JEFFERSON 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	
04N	36E	5						44.5	40.0			40.0							124.5
								L 4											
04N	36E	6	48.0	46.0	39.0	40.0	49.0	42.0	34.0	40.0	21.0	17.0			40.0	37.7			453.7
			L 1	L 2			L 3	L 4	L 5			L 6							

Right Acre Limit: 568.0

POU Total Acres: 578.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 568.0 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13870 and 35-14131 when combined shall not exceed the irrigation of 578.2 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 120.
4. 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.

WATER RIGHT NO. 35-13870

As Modified by Transfer No. 79811

CONDITIONS OF APPROVAL

5. Prior to the diversion and use of water under Transfer approval 79811, 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. 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.
7. 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.
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. 35-14131

As Modified by Transfer No. 79811

In accordance with the approval of Transfer No. 79811, Water Right No. 35-14131 is now described as follows:

Right Holder: KIRT SCHWIEDER And
KAELYNE SCHWIEDER
PO BOX 1662
IDAHO FALLS, ID 83401

Priority Date: 4/11/1972

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 04/01 to **To** 11/01

Diversion Rate
0.130 cfs
0.130 cfs

Diversion Volume
40.8 af
40.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NENESW Sec 6 Twp 04N Rge 36E JEFFERSON 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	
04N	36E	5						44.5	40.0			40.0							124.5
								L 4											
04N	36E	6	48.0	46.0	39.0	40.0	49.0	42.0	34.0	40.0	21.0	17.0			40.0	37.7			453.7
			L 1	L 2			L 3	L 4	L 5			L 6							

Right Acre Limit: 10.2
POU Total Acres: 578.2

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 10.2 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13870 and 35-14131 when combined shall not exceed the irrigation of 578.2 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 120.
4. 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.

Transfer No. 79811

WATER RIGHT NO. 35-14131
As Modified by Transfer No. 79811

CONDITIONS OF APPROVAL

5. Prior to the diversion and use of water under Transfer approval 77108, 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. 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.
7. 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.
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.