

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 79347

This is to certify that: TED DUMONT AND
HEIDI DUMONT
PO BOX 8084
BOISE, ID 83707

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>
65-23427	WR/DECREED	7/1/1873	0.100 cfs	N/A	N/A	17.1	WARM SPRINGS CREEK
65-23429	WR/DECREED	6/1/1866	0.100 cfs	N/A	N/A	17.1	WARM SPRINGS CREEK

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>
65-23427	NO	NO	NO	YES	NO	NO
65-23429	NO	NO	NO	YES	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>
65-23427	65-23427	0.100 cfs	N/A	N/A	17.1	N/A	N/A	N/A	N/A	N/A
65-23429	65-23429	0.100 cfs	N/A	N/A	17.1	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.200 cfs	N/A	N/A	17.1		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 15th day of September, 2014.


JOHN WESTRA, Western Regional Manager

SUPPORT DATA
IN FILE # 63-23427

Transfer No. 79347

WATER RIGHT NO. 65-23427
As Modified by Transfer No. 79347

In accordance with the approval of Transfer No. 79347, Water Right No. 65-23427 is now described as follows:

Right Holder: TED DUMONT And
HEIDI DUMONT
PO BOX 8084
BOISE, ID 83707

Priority Date: 7/1/1873

Source: WARM SPRINGS CREEK

Tributary: MIDDLE FORK PAYETTE RIVER

BENEFICIAL USE
IRRIGATION

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

Diversion Rate
0.100 cfs
0.100 cfs

LOCATION OF POINT(S) OF DIVERSION

WARM SPRINGS CREEK NWNE
WARM SPRINGS CREEK NWSW

Sec 3 Twp 09N Rge 04E BOISE County
Sec 34 Twp 10N Rge 04E BOISE 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	
09N	04E	3		6.5			6.0			4.6									17.1
				L 2			L 3												

POU Total Acres: 17.1

CONDITIONS OF APPROVAL

- The following rights are also diverted through point of diversion located in Sec. 34, 10N, 4E as described above: 65-03002C, 65-23213, 65-23215, 65-23217, 65-23426, 65-23428, 65-23429, 65-23219, 65-03002E, 65-03002X, 65-03236A, 65-03237C, 65-03237E & 65-03237X.
- Rights 65-23427 & 65-23429 when combined shall not exceed the irrigation of 17.1 acres.
- The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 8/3/2004.
- 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. 65L.

Transfer No. 79347

WATER RIGHT NO. 65-23427
As Modified by Transfer No. 79347

CONDITIONS OF APPROVAL

5. Upon specific notification by the Department, the right holder shall install a lockable device of a type acceptable to the Department in a manner that will provide the watermaster suitable control of the diversion.
6. This right does not grant any right-of-way or easement across the land of another.
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.
10. Basin 65 General Provisions No. 3, the Separate Streams General Provision, does not apply to appropriations of water after October 18, 1977.
This water right shall be administered as being from a separate source pursuant to Basin 65 General Provision No. 3. If the holder of this right seeks to change the right pursuant to Idaho Code § 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.

WATER RIGHT NO. 65-23429
As Modified by Transfer No. 79347

In accordance with the approval of Transfer No. 79347, Water Right No. 65-23429 is now described as follows:

Right Holder: TED DUMONT And
 HEIDI DUMONT
 PO BOX 8084
 BOISE, ID 83707

Priority Date: 6/1/1866

Source: WARM SPRINGS CREEK

Tributary: MIDDLE FORK PAYETTE RIVER

BENEFICIAL USE
 IRRIGATION

From
 04/01

To
 to 11/01

Diversion Rate
 0.100 cfs
 0.100 cfs

LOCATION OF POINT(S) OF DIVERSION

WARM SPRINGS CREEK NWNE
 WARM SPRINGS CREEK NWSW

Sec 3 Twp 09N Rge 04E BOISE County
 Sec 34 Twp 10N Rge 04E BOISE 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	
09N	04E	3		6.5			6.0			4.6									17.1
				L 2			L 3												

POU Total Acres: 17.1

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2. Rights 65-23427 & 65-23429 when combined shall not exceed the irrigation of 17.1 acres.
3. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 8/3/2004.
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