

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 79225

This is to certify that: PETER J GRUSH AND
SYLVIA T GRUSH
2025 S HWY 81
MALTA, ID 83342

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

Water Right	Origin/Basis	Priority Date	Diversion Rate	Diversion Volume	Acre Limit	Total Acres	Source
43-13206	WR/DECREED	7/13/1964	0.100 cfs	15.0 af	N/A	N/A	GROUND WATER
43-13209	WR/DECREED	7/13/1964	1.370 cfs	206.1 af	N/A	N/A	GROUND WATER
43-13540	WR/DECREED	8/26/1953	0.080 cfs	55.7 af	N/A	N/A	GROUND WATER
43-2580B	WR/DECREED	7/13/1964	0.200 cfs	40.0 af	N/A	N/A	GROUND WATER

Purpose of Transfer (Changes Proposed)

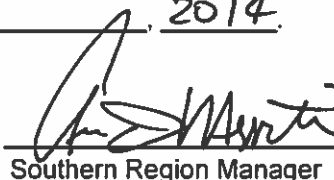
Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
43-13206	NO	YES	YES	NO	NO	NO
43-13209	NO	YES	YES	NO	NO	NO
43-13540	NO	YES	YES	NO	NO	NO
43-2580B	NO	YES	YES	NO	NO	NO

Summary Of Water Rights After the Approved Change

Existing Right	New No. (Changed Portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
43-13206	43-13206	0.100 cfs	15.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
43-13209	43-13209	1.370 cfs	206.1 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
43-13540	43-13540	0.080 cfs	55.7 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
43-2580B	43-2580B	0.200 cfs	40.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		1.750 cfs	316.8 af	N/A	N/A		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 30th day of May, 2014.


Southern Region Manager

SUPPORT DATA

Transfer No. 79225

IN FILE # 43-2580B

WATER RIGHT NO. 43-13540**As Modified by Transfer No. 79225**

In accordance with the approval of Transfer No. 79225, Water Right No. 43-13540 is now described as follows:

Right Holder: PETER J GRUSH And
SYLVIA T GRUSH
2025 S HWY 81
MALTA, ID 83342

Priority Date: 8/26/1953

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
COMMERCIAL	01/01	to 12/31	0.080 cfs	55.7 af
STOCKWATER	01/01	to 12/31	0.080 cfs	55.7 af
			0.080 cfs	55.7 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L4 (NWNW)	Sec 1	Twp 14S Rge 26E	CASSIA County
GROUND WATER	L4 (SWNWNW)	Sec 1	Twp 14S Rge 26E	CASSIA County
GROUND WATER	SESWNW	Sec 1	Twp 14S Rge 26E	CASSIA County

PLACE OF USE: COMMERCIAL

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	26E	36									X	X	X	X					
14S	26E	1		X			X	X	X	X									
				L 2			L 3	L 4											

PLACE OF USE: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	26E	36										X	X						
14S	26E	1						X	X	X									
								L 4											

CONDITIONS OF APPROVAL

1. Rights 43-2580B, 43-13206, 43-13209 and 43-13540 when combined shall not exceed a total diversion rate of 1.75 cfs, and a total annual maximum diversion volume of 316.8 af.
2. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

Transfer No. 79225

WATER RIGHT NO. 43-13540
As Modified by Transfer No. 79225

CONDITIONS OF APPROVAL

3. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
4. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
5. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
6. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by these water rights.
7. The right holder shall accomplish the change authorized by this transfer within five years 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. 43-2580B**As Modified by Transfer No. 79225**

In accordance with the approval of Transfer No. 79225, Water Right No. 43-2580B is now described as follows:

Right Holder: SYLVIA T GRUSH
PETER J GRUSH
2025 S HWY 81
MALTA, ID 83342

Priority Date: 7/13/1964

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
COMMERCIAL	01/01	to 12/31	0.200 cfs	40.0 af
STOCKWATER	01/01	to 12/31	0.200 cfs	40.0 af
			0.200 cfs	40.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L4 (NWNW)	Sec 1	Twp 14S Rge 26E	CASSIA County
GROUND WATER	L4 (SWNWNW)	Sec 1	Twp 14S Rge 26E	CASSIA County
GROUND WATER	SESWNW	Sec 1	Twp 14S Rge 26E	CASSIA County

PLACE OF USE: COMMERCIAL

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	26E	36									X	X	X	X					
14S	26E	1		X			X	X	X	X									
				L2			L3	L4											

PLACE OF USE: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	26E	36										X	X						
14S	26E	1						X	X	X									
								L4											

CONDITIONS OF APPROVAL

1. Rights 43-2580B, 43-13206, 43-13209 and 43-13540 when combined shall not exceed a total diversion rate of 1.75 cfs, and a total annual maximum diversion volume of 316.8 af.
2. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

Transfer No. 79225

WATER RIGHT NO. 43-2580B
As Modified by Transfer No. 79225

CONDITIONS OF APPROVAL

3. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
4. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
5. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by these water rights.
6. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
7. The right holder shall accomplish the change authorized by this transfer within five years 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. 43-13206**As Modified by Transfer No. 79225**

In accordance with the approval of Transfer No. 79225, Water Right No. 43-13206 is now described as follows:

Right Holder: SYLVIA T GRUSH
PETER J GRUSH
2025 S HWY 81
MALTA, ID 83342

Priority Date: 7/13/1964

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
COMMERCIAL	01/01	to 12/31	0.100 cfs	15.0 af
STOCKWATER	01/01	to 12/31	0.100 cfs	15.0 af
			0.100 cfs	15.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L4 (NWNW)	Sec 1	Twp 14S Rge 26E	CASSIA County
GROUND WATER	L4 (SWNWNW)	Sec 1	Twp 14S Rge 26E	CASSIA County
GROUND WATER	SESWNW	Sec 1	Twp 14S Rge 26E	CASSIA County

PLACE OF USE: COMMERCIAL

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	26E	36									X	X	X	X					
14S	26E	1		X			X	X	X	X									
				L2			L3	L4											

PLACE OF USE: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	26E	36										X	X						
14S	26E	1						X	X	X									
								L4											

CONDITIONS OF APPROVAL

1. Rights 43-2580B, 43-13206, 43-13209 and 43-13540 when combined shall not exceed a total diversion rate of 1.75 cfs, and a total annual maximum diversion volume of 316.8 af.
2. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

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WATER RIGHT NO. 43-13206

As Modified by Transfer No. 79225

CONDITIONS OF APPROVAL

3. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
4. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
5. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by these water rights.
6. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
7. The right holder shall accomplish the change authorized by this transfer within five years 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. 43-13209**As Modified by Transfer No. 79225**

In accordance with the approval of Transfer No. 79225, Water Right No. 43-13209 is now described as follows:

Right Holder: SYLVIA T GRUSH
PETER J GRUSH
2025 S HWY 81
MALTA, ID 83342

Priority Date: 7/13/1964

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
COMMERCIAL	01/01	to 12/31	1.370 cfs	206.1 af
STOCKWATER	01/01	to 12/31	1.370 cfs	206.1 af
			1.370 cfs	206.1 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L4 (NWNW)	Sec 1	Twp 14S Rge 26E	CASSIA County
GROUND WATER	L4 (SWNWNW)	Sec 1	Twp 14S Rge 26E	CASSIA County
GROUND WATER	SESWNW	Sec 1	Twp 14S Rge 26E	CASSIA County

PLACE OF USE: COMMERCIAL

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	26E	36									X	X	X	X					
14S	26E	1		X			X	X	X	X									
				L2			L3	L4											

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	26E	36										X	X						
14S	26E	1						X	X	X									
								L4											

CONDITIONS OF APPROVAL

1. Rights 43-2580B, 43-13206, 43-13209 and 43-13540 when combined shall not exceed a total diversion rate of 1.75 cfs, and a total annual maximum diversion volume of 316.8 af.
2. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

Transfer No. 79225

WATER RIGHT NO. 43-13209
As Modified by Transfer No. 79225

CONDITIONS OF APPROVAL

3. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
4. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
5. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by these water rights.
6. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
7. The right holder shall accomplish the change authorized by this transfer within five years 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.

State of Idaho
Department of Water Resources
Attachment To Transfer No. 79225
Rights: 43-2580B, 43-13206, 43-13209 and 43-13540

This map depicts the COMMERCIAL place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.125 0.25 0.5 Miles



State of Idaho
Department of Water Resources

Attachment To Transfer No. 79225

rights: 43-2580B, 43-13206, 43-13209 and 43-13540

This map depicts the STOCKWATER place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.175 0.35 0.7 Miles

