

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 78999

This is to certify that: MARK T NEWCOMB
251 E 200 S
RUPERT, ID 83350

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>
45-2329A	WR/DECREED	9/30/1950	0.760 cfs	N/A	72.0	256.0	GROUND WATER
45-2370	WR/DECREED	2/16/1951	2.420 cfs	N/A	184.0	256.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

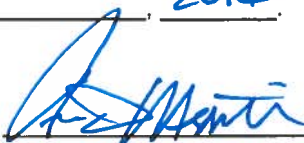
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
45-2329A	NO	NO	NO	YES	NO	NO
45-2370	NO	NO	NO	YES	NO	NO

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>
45-2329A	45-2329A	0.760 cfs	288.0 af	72.0	256.0	N/A	N/A	N/A	N/A	N/A
45-2370	45-2370	2.420 cfs	736.0 af	184.0	256.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		3.180 cfs	1024.0 af	256.0	256.0		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 20th day of March, 2014.


Southern Region Manager

SUPPORT DATA

IN FILE # 45-2329A

Transfer No. 78999

WATER RIGHT NO. 45-2329A
As Modified by Transfer No. 78999

In accordance with the approval of Transfer No. 78999, Water Right No. 45-2329A is now described as follows:

Right Holder: MARK T NEWCOMB
 251 E 200 S
 RUPERT, ID 83350

Priority Date: 9/30/1950

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	0.760 cfs 0.760 cfs	288.0 af 288.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNWSE	Sec 1	Twp 10S Rge 24E	CASSIA County
GROUND WATER	NWSESE	Sec 1	Twp 10S Rge 24E	CASSIA County
GROUND WATER	SWNWSE	Sec 6	Twp 10S Rge 25E	CASSIA 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	
10S	24E	1													40.0	40.0		40.0	120.0
10S	25E	6									40.0	32.0	32.0	32.0					136.0
											L 6	L 7							

Right Acre Limit: 72.0
 POU Total Acres: 256.0

CONDITIONS OF APPROVAL

1. Rights 45-2329A, and 45-2370 when combined shall not exceed a total diversion rate of 3.18 cfs, a total annual maximum diversion volume of 1024 af at the field headgate, and the irrigation of 256 acres.
2. This right is limited to the irrigation of 72 acres within the authorized place of use in a single irrigation season.
3. The point of diversion located in the NWNWSE S1, T10S, R24E is limited to a maximum diversion rate of 3.0 cfs.
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. 140.

Transfer No. 78999

WATER RIGHT NO. 45-2329A
As Modified by Transfer No. 78999

CONDITIONS OF APPROVAL

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.
6. Prior to the diversion and use of water under Transfer approval 78999, 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 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.
11. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

WATER RIGHT NO. 45-2370**As Modified by Transfer No. 78999**

In accordance with the approval of Transfer No. 78999, Water Right No. 45-2370 is now described as follows:

Right Holder: MARK T NEWCOMB
251 E 200 S
RUPERT, ID 83350

Priority Date: 2/16/1951

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 03/15 **To** 11/15

Diversion Rate
2.420 cfs
2.420 cfs

Diversion Volume
736.0 af
736.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWNWSE Sec 1 Twp 10S Rge 24E CASSIA County
GROUND WATER NWSESE Sec 1 Twp 10S Rge 24E CASSIA County
GROUND WATER SWNWSE Sec 6 Twp 10S Rge 25E CASSIA 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	
10S	24E	1													40.0	40.0		40.0	120.0
10S	25E	6									40.0	32.0	32.0	32.0					136.0
											L 6	L 7							

Right Acre Limit: 184.0

POU Total Acres: 256.0

CONDITIONS OF APPROVAL

1. The point of diversion located in the NWNWSE S1, T10S, R24E is limited to a maximum diversion rate of 3.0 cfs.
2. This right is limited to the irrigation of 184 acres within the authorized place of use in a single irrigation season.
3. Rights 45-2329A and 45-2370 when combined shall not exceed a total diversion rate of 3.18 cfs, a total annual maximum diversion volume of 1024 af at the field headgate, and the irrigation of 256 acres.
4. 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.

WATER RIGHT NO. 45-2370

As Modified by Transfer No. 78999

CONDITIONS OF APPROVAL

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. 140.
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. Prior to the diversion and use of water under Transfer approval 78999, 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.
8. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
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.

State of Idaho
Department of Water Resources

Attachment To Transfer No. 78999

Rights: 45-2329A and 45-2370

This map depicts the IRRIGATION 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 0.15 0.3 0.6 Miles

