

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 79231**

This is to certify that: CANYON CREEK LATERAL DITCH ASSN
12241 E 3749 N
NEWDALE, ID 83436

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>
22-13738	WR/DECREED	10/31/1978	4.950 cfs	833.5 af	N/A	3667.9	GROUND WATER
22-13739	WR/DECREED	5/3/1978	8.020 cfs	N/A	N/A	3667.9	TETON RIVER
22-163A	WR/DECREED	4/1/1896	1.330 cfs	160.0 af	80.0	3667.9	TETON RIVER
22-7253	WR/DECREED	7/29/1977	14.000 cfs	5109.5 af	1720.0	3667.9	GROUND WATER
22-7276	WR/DECREED	4/21/1978	22.700 cfs	6020.0 af	1720.0	3667.9	TETON RIVER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>PQU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
22-13738	NO	NO	YES	NO	NO	NO
22-13739	NO	NO	YES	NO	NO	NO
22-163A	NO	NO	YES	NO	NO	NO
22-7253	NO	NO	YES	NO	NO	NO
22-7276	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>
22-13738	22-13738	4.950 cfs	833.5 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
22-13739	22-13739	8.020 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
22-163A	22-163A	1.330 cfs	160.0 af	80.0	N/A	N/A	N/A	N/A	N/A	N/A
22-7253	22-7253	14.000 cfs	5109.5 af	1720.0	N/A	N/A	N/A	N/A	N/A	N/A
22-7276	22-7276	22.700 cfs	6020.0 af	1720.0	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		29.040 cfs	12327.0 af	3667.9	3667.9		N/A	N/A	N/A	N/A

SUPPORT DATA

IN FILE # 22-163A

Transfer No. 79231

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 79231

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 5th day of May, 2014.


for Chief, Water Allocation Bureau



WATER RIGHT NO. 22-7253

As Modified by Transfer No. 79231

In accordance with the approval of Transfer No. 79231, Water Right No. 22-7253 is now described as follows:

Right Holder: CANYON CREEK LATERAL DITCH ASSN
12241 E 3749 N
NEWDALE, ID 83436

Priority Date: 7/29/1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/15	to 10/15	14.000 cfs	5109.5 af
			14.000 cfs	5109.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENESE	Sec 36 Twp 07N Rge 40E	FREMONT County	
GROUND WATER	NWNWSE	Sec 36 Twp 07N Rge 40E	FREMONT County	(I)
GROUND WATER	NESENE	Sec 30 Twp 07N Rge 42E	MADISON County	(R)

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 1720 acres within the authorized place of use in a single irrigation season.
2. Rights 22-7253 and 22-13738 when combined shall not exceed a total diversion rate of 14 cfs.
3. Rights 22-163A, 22-7253, 22-7276, 22-13738, and 22-13739 when combined shall not exceed a total diversion rate of 29.04 cfs, a total annual maximum diversion volume of 12,327 af at the field headgate, and the irrigation of 3667.9 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
5. Place of use is within the area served by Canyon Creek Lateral Ditch Association.
6. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
7. Place of use does not include federal public lands.
8. 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. 1.

Transfer No. 79231

WATER RIGHT NO. 22-7253

As Modified by Transfer No. 79231

CONDITIONS OF APPROVAL

9. 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).
10. Water diverted under this right is exchanged by injecting water diverted under this right into Teton River at the point of injection described above, and diverting an equal amount from Teton River at the point of rediversion described above.
11. The exchange well must inject water into the Teton Irrigation Canal under this right, and the injection must continue after the diversion from the Teton River ceases until the water not diverted reaches the point of injection.
12. No demand on upstream prior rights or existing prior exchanges can be made and no interference with prior rights located between the rediversion pumps and the point of injection will be allowed even if the exchange well is pumping water into the Teton Irrigation Canal.
13. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than July 31, 2012.
14. Right No. 22-13738 is also diverted through point of diversion described above.
15. The following rights are (re)diverted through point of rediversion described above: 22-163A, 22-7253, 22-7276, 22-13738, and 22-13739.
16. Right No. 22-13738 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
17. Unperforated well casing shall be retained above the first confining layer to prevent interference with shallow wells and recharge to the river.
18. This right does not grant any right-of-way or easement across the land of another.
19. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
20. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
21. 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. 22-13738
As Modified by Transfer No. 79231

In accordance with the approval of Transfer No. 79231, Water Right No. 22-13738 is now described as follows:

Right Holder: CANYON CREEK LATERAL DITCH ASSN
12241 E 3749 N
NEWDALE, ID 83436

Priority Date: 10/31/1978

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 10/31	4.950 cfs	833.5 af
			4.950 cfs	833.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NESE	Sec 36 Twp 07N Rge 40E	FREMONT County	
GROUND WATER	NWSE	Sec 36 Twp 07N Rge 40E	FREMONT County	(I)
GROUND WATER	SENE	Sec 30 Twp 07N Rge 42E	MADISON County	(R)

CONDITIONS OF APPROVAL

1. This right is for an enlargement of 607.9 acres within the place of use described for this right.
2. Rights 22-7253 and 22-13738 when combined shall not exceed a total diversion rate of 14 cfs.
3. Rights 22-163A, 22-7253, 22-7276, 22-13738, and 22-13739 when combined shall not exceed a total diversion rate of 29.04 cfs, a total annual maximum diversion volume of 12,327 af at the field headgate, and the irrigation of 3667.9 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
5. Place of use is within the area served by Canyon Creek Lateral Ditch Association.
6. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
7. Place of use does not include federal public lands.
8. 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. 1.

Transfer No. 79231

WATER RIGHT NO. 22-13738

As Modified by Transfer No. 79231

CONDITIONS OF APPROVAL

9. 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).
10. Water diverted under this right is exchanged by injecting water diverted under this right into Teton River at the point of injection described above, and diverting an equal amount from Teton River at the point of rediversion described above.
11. The exchange well must inject water into the Teton Irrigation Canal under this right, and the injection must continue after the diversion from the Teton River ceases until the water not diverted reaches the point of injection.
12. No demand on upstream prior rights or existing prior exchanges can be made and no interference with prior rights located between the rediversion pumps and the point of injection will be allowed even if the exchange well is pumping water into the Teton Irrigation Canal.
13. Right No. 22-7253 is also diverted through point of diversion described above.
14. The following rights are (re)diverted through point of rediversion described above: 22-163A, 22-7253, 22-7276, 22-13738, and 22-13739.
15. This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
16. This right is based upon an enlargement of Right No. 22-7253 pursuant to Section 42-1426, Idaho Code.
17. Unperforated well casing shall be retained above the first confining layer to prevent interference with shallow wells and recharge to the river.
18. This right does not grant any right-of-way or easement across the land of another.
19. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
20. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
21. 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. 22-163A

As Modified by Transfer No. 79231

In accordance with the approval of Transfer No. 79231, Water Right No. 22-163A is now described as follows:

Right Holder: CANYON CREEK LATERAL DITCH ASSN
12241 E 3749 N
NEWDALE, ID 83436

Priority Date: 4/1/1896

Source: TETON RIVER

Tributary: HENRYS FORK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 10/31	1.330 cfs	160.0 af
			1.330 cfs	160.0 af

LOCATION OF POINT(S) OF DIVERSION

TETON RIVER SENE Sec 30 Twp 07N Rge 42E MADISON County

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 80 acres within the authorized place of use in a single irrigation season.
2. Rights 22-163A, 22-7276, and 22-13739 when combined shall not exceed a total diversion rate of 24.03 cfs.
3. Rights 22-163A, 22-7253, 22-7276, 22-13738, and 22-13739 when combined shall not exceed a total diversion rate of 29.04 cfs, a total annual maximum diversion volume of 12,327 af at the field headgate, and the irrigation of 3667.9 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
5. Place of use is within the area served by Canyon Creek Lateral Ditch Association.
6. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
7. Place of use does not include federal public lands.
8. 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. 1.

Transfer No. 79231

WATER RIGHT NO. 22-163A
As Modified by Transfer No. 79231

CONDITIONS OF APPROVAL

9. 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).
10. The following rights are (re)diverted through point of diversion described above: 22-163A, 22-7253, 22-7276, 22-13738, and 22-13739.
11. This right does not grant any right-of-way or easement across the land of another.
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. 22-7276

As Modified by Transfer No. 79231

In accordance with the approval of Transfer No. 79231, Water Right No. 22-7276 is now described as follows:

Right Holder: CANYON CREEK LATERAL DITCH ASSN
12241 E 3749 N
NEWDALE, ID 83436

Priority Date: 4/21/1978

Source: TETON RIVER

Tributary: HENRYS FORK

BENEFICIAL USE
IRRIGATION

From 04/15 to **To** 10/15

Diversion Rate
22.700 cfs
22.700 cfs

Diversion Volume
6020.0 af
6020.0 af

LOCATION OF POINT(S) OF DIVERSION

TETON RIVER SENE Sec 30 Twp 07N Rge 42E MADISON County

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 1720 acres within the authorized place of use in a single irrigation season.
2. Rights 22-163A, 22-7276, and 22-13739 when combined shall not exceed a total diversion rate of 24.03 cfs.
3. Rights 22-163A, 22-7253, 22-7276, 22-13738, and 22-13739 when combined shall not exceed a total diversion rate of 29.04 cfs, a total annual maximum diversion volume of 12,327 af at the field headgate, and the irrigation of 3667.9 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
5. Place of use is within the area served by Canyon Creek Lateral Ditch Association.
6. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
7. Place of use does not include federal public lands.
8. 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. 1.

Transfer No. 79231

WATER RIGHT NO. 22-7276

As Modified by Transfer No. 79231

CONDITIONS OF APPROVAL

9. 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).
10. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than October 1, 2012.
11. The following rights are (re)diverted through point of diversion described above: 22-163A, 22-7253, 22-7276, 22-13738, and 22-13739.
12. Right No. 22-13739 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
13. This right does not grant any right-of-way or easement across the land of another.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. 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. 22-13739
As Modified by Transfer No. 79231

In accordance with the approval of Transfer No. 79231, Water Right No. 22-13739 is now described as follows:

Right Holder: CANYON CREEK LATERAL DITCH ASSN
12241 E 3749 N
NEWDALE, ID 83436

Priority Date: 5/3/1978

Source: TETON RIVER

Tributary: HENRYS FORK

BENEFICIAL USE
IRRIGATION

From
04/01

To
to 10/31

Diversion Rate
8.020 cfs
8.020 cfs

LOCATION OF POINT(S) OF DIVERSION

TETON RIVER

SENE

Sec 30 Twp 07N Rge 42E MADISON County

CONDITIONS OF APPROVAL

1. This right is for an enlargement of 607.9 acres within the place of use described for this right.
2. Rights 22-163A, 22-7276, and 22-13739 when combined shall not exceed a total diversion rate of 24.03 cfs.
3. Rights 22-163A, 22-7253, 22-7276, 22-13738, and 22-13739 when combined shall not exceed a total diversion rate of 29.04 cfs, a total annual maximum diversion volume of 12,327 af at the field headgate, and the irrigation of 3667.9 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
5. Place of use is within the area served by Canyon Creek Lateral Ditch Association.
6. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
7. Place of use does not include federal public lands.
8. 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. 1.

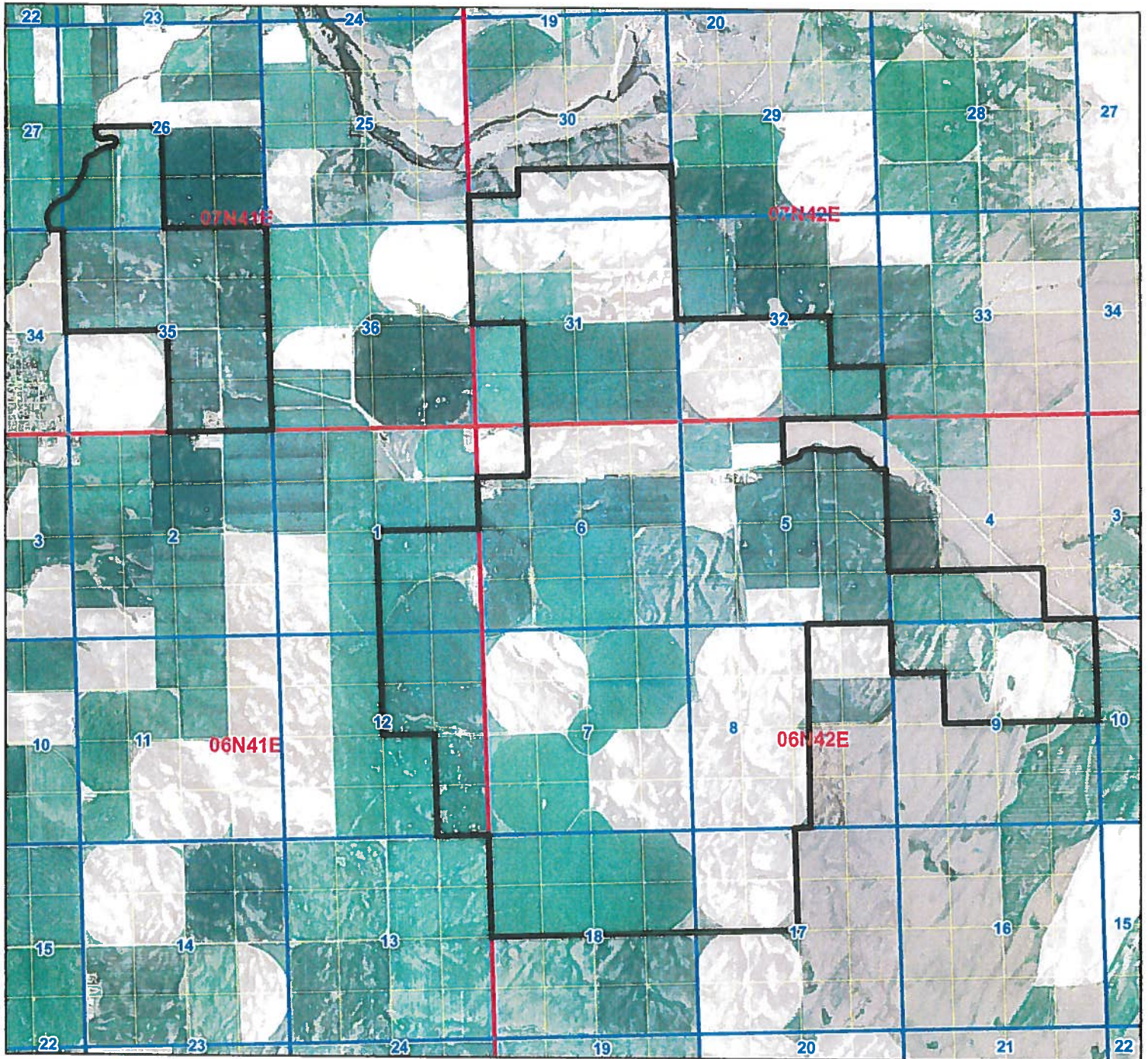
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WATER RIGHT NO. 22-13739
As Modified by Transfer No. 79231

CONDITIONS OF APPROVAL

9. 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).
10. The following rights are (re)diverted through point of diversion described above: 22-163A, 22-7253, 22-7276, 22-13738, and 22-13739.
11. This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
12. This right is based upon an enlargement of Right No. 22-7276 pursuant to Section 42-1426, Idaho Code.
13. This right does not grant any right-of-way or easement across the land of another.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. 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
Transfer No. 79231
Canyon Creek Lateral Service Area Boundary



Legend

-  newCCLDA_bndry
-  Township/Range
-  Sections
- QQ

0 0.5 1 2 Miles

N



SCANNED
MAY 02 2014

79231