

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 78962

This is to certify that: JANET YATES AND
KIRTLAND YATES
1941 S 2450 E
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

<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>
43-10593	WR/DECREED	6/30/1985	0.840 cfs	N/A	68.5	235.0	GROUND WATER
43-2307	WR/DECREED	3/31/1948	2.900 cfs	666.0 af	166.5	235.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

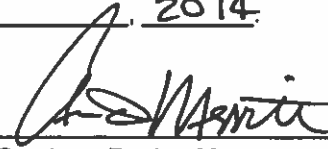
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
43-10593	NO	NO	NO	YES	NO	NO
43-2307	NO	NO	NO	YES	NO	NO

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>
43-10593	43-10593	0.840 cfs	N/A	68.5	235.0	N/A	N/A	N/A	N/A	N/A
43-2307	43-2307	2.900 cfs	666.0 af	166.5	235.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		2.900 cfs	666.0 af	N/A	235.0		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 28th day of February, 2014.


Southern Region Manager

SUPPORT DATA

IN FILE # 43-2307

Transfer No. 78962

WATER RIGHT NO. 43-2307
As Modified by Transfer No. 78962

In accordance with the approval of Transfer No. 78962, Water Right No. 43-2307 is now described as follows:

Right Holder: JANET YATES
KIRTLAND YATES
1941 S 2450 E
MALTA, ID 83342

Priority Date: 3/31/1948

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	2.900 cfs	666.0 af
			2.900 cfs	666.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWSW	Sec 33 Twp 13S Rge 27E CASSIA County
GROUND WATER	SWSW	Sec 33 Twp 13S Rge 27E CASSIA County
GROUND WATER	SENW	Sec 34 Twp 13S Rge 27E CASSIA County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
13S	27E	33					40.0	39.0	37.0	40.0	40.0	39.0							235.0

Right Acre Limit: 166.5

POU Total Acres: 235.0

CONDITIONS OF APPROVAL

1. 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 determine the amount of water diverted from power records and shall annually report the information to the Department.
2. This right is limited to the irrigation of 166.5 acres within the place of use described above in a single irrigation season.
3. Rights 43-2307 and 43-10593 when combined shall not exceed a total diversion rate of 2.90 cfs, a total annual maximum diversion volume of 666 af at the field headgate, and the irrigation of 235 acres.
4. This right does not grant any right-of-way or easement across the land of another.
5. The right holder shall accomplish the change authorized by this transfer within 1 year of the date of this approval.

Transfer No. 78962

WATER RIGHT NO. 43-2307
As Modified by Transfer No. 78962

CONDITIONS OF APPROVAL

6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 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. 43-10593
As Modified by Transfer No. 78962

In accordance with the approval of Transfer No. 78962, Water Right No. 43-10593 is now described as follows:

Right Holder: KIRTLAND YATES
JANET YATES
1941 S 2450 E
MALTA, ID 83342

Priority Date: 6/30/1985

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

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

Diversion Rate
0.840 cfs
0.840 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWSW	Sec 33 Twp 13S Rge 27E	CASSIA County
GROUND WATER	SWSW	Sec 33 Twp 13S Rge 27E	CASSIA County
GROUND WATER	SENW	Sec 34 Twp 13S Rge 27E	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	
13S	27E	33					40.0	39.0	37.0	40.0	40.0	39.0							235.0

Right Acre Limit: 68.5
POU Total Acres: 235.0

CONDITIONS OF APPROVAL

1. 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 determine the amount of water diverted from power records and shall annually report the information to the Department.
2. This right is limited to the irrigation of 68.5 acres within the place of use described above in a single irrigation season.
3. Rights 43-2307 and 43-10593 when combined shall not exceed a total diversion rate of 2.90 cfs, a total annual maximum diversion volume of 666 af at the field headgate, and the irrigation of 235 acres.
4. This right is an expansion of Right No. 43-2307 pursuant to Section 42-1416B, Idaho Code.
5. The right holder shall accomplish the change authorized by this transfer within 1 year of the date of this approval.

Transfer No. 78962

WATER RIGHT NO. 43-10593

As Modified by Transfer No. 78962

CONDITIONS OF APPROVAL

6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 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.

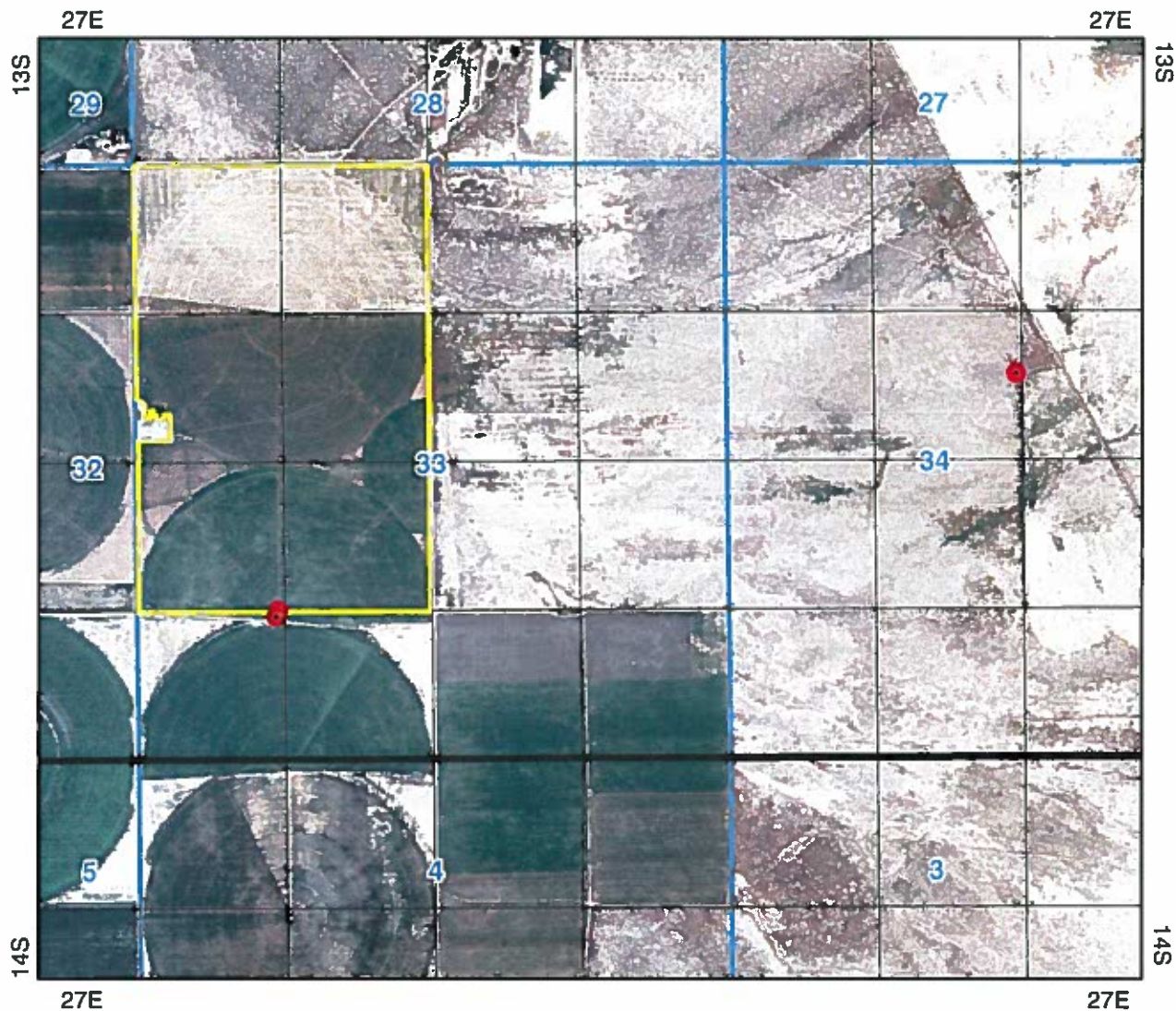


State of Idaho
Department of Water Resources

Attachment To Transfer No. 78962

Rights: 43-2307 and 43-10593

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 0.175 0.35 0.7 Miles

