

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 79080**

This is to certify that: **GARY ROGERS**
3771 N US HWY 93
MOORE, ID 83255-8725
AND/OR
PAMELA ANN ROGERS
3771 N HWY 93
MOORE, ID 83255

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>
34-13738	WR/DECREED	9/5/1961	0.080 cfs	24.5 af	N/A	7.0	GROUND WATER
34-14373	WR/DECREED	9/5/1961	0.030 cfs	8.8 af	2.5	2.5	GROUND WATER
34-14374	WR/DECREED	9/5/1961	0.030 cfs	8.8 af	2.5	2.5	GROUND WATER
34-14375	WR/DECREED	9/5/1961	0.070 cfs	24.5 af	7.0	7.0	GROUND WATER
34-14394	WR/DECREED	11/24/1975	1.800 cfs	315.0 af	N/A	90.0	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>
34-13738	NO	YES	YES	NO	NO	NO
34-14373	NO	YES	YES	NO	NO	NO
34-14374	NO	YES	YES	NO	NO	NO
34-14375	NO	YES	YES	NO	NO	NO
34-14394	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>
34-13738	34-13738	0.080 cfs	24.5 af	7.0	109.0	N/A	N/A	N/A	N/A	N/A
34-14373	34-14373	0.030 cfs	8.8 af	2.5	109.0	N/A	N/A	N/A	N/A	N/A
34-14374	34-14374	0.030 cfs	8.7 af	2.5	109.0	N/A	N/A	N/A	N/A	N/A
34-14375	34-14375	0.070 cfs	24.5 af	7.0	109.0	N/A	N/A	N/A	N/A	N/A
34-14394	34-14394	1.800 cfs	315.0 af	90.0	109.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		2.010 cfs	381.5 af	109.0	109.0		N/A	N/A	N/A	N/A

SUPPORT DATA

IN FILE #

34-13738

Transfer No. 79080

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 79080

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 18th day of March, 2014.


for Chief, Water Allocation Bureau



WATER RIGHT NO. 34-13738
As Modified by Transfer No. 79080

In accordance with the approval of Transfer No. 79080, Water Right No. 34-13738 is now described as follows:

Right Holder: WILLIAM FORBUSH AND
 KIMBERLY FORBUSH
 3536 W 3900 N
 MOORE, ID 83255

Priority Date: 9/5/1961

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	0.080 cfs	24.5 af
			0.080 cfs	24.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L3 (SWNWSW) Sec 30 Twp 06N Rge 26E custer 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	
06N	26E	30									31.5	27.3	22.7	27.5					109.0

Right Acre Limit: 7.0
 POU Total Acres: 109.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 7.0 acres within the authorized place of use in a single irrigation season.
2. Rights 34-13738, 34-14373, 34-14374, 34-14375 and 34-14394 when combined shall not exceed a total diversion rate of 2.01 cfs, a total annual maximum diversion volume of 381.5 af at the field headgate, and the irrigation of 109 acres.
3. Approval of this transfer does not authorize the alteration of any stream for the placement, operation or maintenance of the proposed pivot.
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. 34.

Transfer No. 79080

WATER RIGHT NO. 34-13738
As Modified by Transfer No. 79080

CONDITIONS OF APPROVAL

5. 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.
6. 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.
7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
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.

WATER RIGHT NO. 34-14373**As Modified by Transfer No. 79080**

In accordance with the approval of Transfer No. 79080, Water Right No. 34-14373 is now described as follows:

Right Holder: HENRY ADEMA
3512 W 3900 N
DARLINGTON, ID 83255
And
JAMES IPPOLITO And
EVELYN IPPOLITO
3514 W 3900 N
DARLINGTON, ID 83255

Priority Date: 9/5/1961

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 04/01 to **To** 10/31

Diversion Rate
0.030 cfs
0.030 cfs

Diversion Volume
8.8 af
8.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L3 (SWNWSW) Sec 30 Twp 06N Rge 26E custer 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	
06N	26E	30									31.5	27.3	22.7	27.5					109.0
											L 3	L 4							

Right Acre Limit: 2.5

POU Total Acres: 109.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 2.5 acres within the authorized place of use in a single irrigation season.
2. Rights 34-13738, 34-14373, 34-14374, 34-14375 and 34-14394 when combined shall not exceed a total diversion rate of 2.01 cfs, a total annual maximum diversion volume of 381.5 af at the field headgate, and the irrigation of 109 acres.
3. Approval of this transfer does not authorize the alteration of any stream for the placement, operation or maintenance of the proposed pivot.

Transfer No. 79080

WATER RIGHT NO. 34-14373
As Modified by Transfer No. 79080

CONDITIONS OF APPROVAL

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. 34.
5. 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.
6. 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.
7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
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.

WATER RIGHT NO. 34-14375
As Modified by Transfer No. 79080

In accordance with the approval of Transfer No. 79080, Water Right No. 34-14375 is now described as follows:

Right Holder: JAMES IPPOLITO And
 EVELYN IPPOLITO
 3514 W 3900 N
 DARLINGTON, ID 83255

Priority Date: 9/5/1961

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	0.070 cfs	24.5 af
			0.070 cfs	24.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L3 (SWNWSW) Sec 30 Twp 06N Rge 26E custer 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	
06N	26E	30									31.5	27.3	22.7	27.5					109.0
											L3	L4							

Right Acre Limit: 7.0
 POU Total Acres: 109.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 7.0 acres within the authorized place of use in a single irrigation season.
2. Rights 34-13738, 34-14373, 34-14374, 34-14375 and 34-14394 when combined shall not exceed a total diversion rate of 2.01 cfs, a total annual maximum diversion volume of 381.5 af at the field headgate, and the irrigation of 109 acres.
3. Approval of this transfer does not authorize the alteration of any stream for the placement, operation or maintenance of the proposed pivot.
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. 34.

Transfer No. 79080

WATER RIGHT NO. 34-14375

As Modified by Transfer No. 79080

CONDITIONS OF APPROVAL

5. 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.
6. 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.
7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
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.

WATER RIGHT NO. 34-14394
As Modified by Transfer No. 79080

In accordance with the approval of Transfer No. 79080, Water Right No. 34-14394 is now described as follows:

Right Holder: W GARY ROGERS
 3771 N HWY 93
 MOORE, ID 83255

Priority Date: 11/24/1975

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 11/01	1.800 cfs	315.0 af
			1.800 cfs	315.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L3 (SWNWSW) Sec 30 Twp 06N Rge 26E custer 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	
06N	26E	30									31.5	27.3	22.7	27.5					109.0
											L 3	L 4							

Right Acre Limit: 90.0
 POU Total Acres: 109.0

CONDITIONS OF APPROVAL

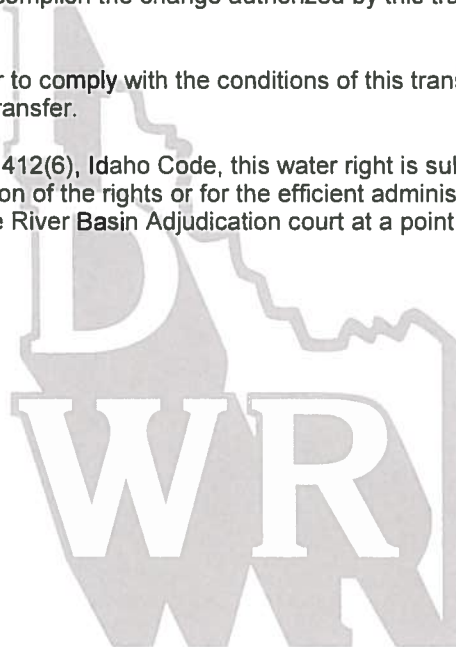
1. This right is limited to the irrigation of 90 acres within the authorized place of use in a single irrigation season.
2. Rights 34-13738, 34-14373, 34-14374, 34-14375 and 34-14394 when combined shall not exceed a total diversion rate of 2.01 cfs, a total annual maximum diversion volume of 381.5 af at the field headgate, and the irrigation of 109 acres.
3. Approval of this transfer does not authorize the alteration of any stream for the placement, operation or maintenance of the proposed pivot.
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. 34.
5. 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.

Transfer No. 79080

WATER RIGHT NO. 34-14394
As Modified by Transfer No. 79080

CONDITIONS OF APPROVAL

6. 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.
7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
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.



WATER RIGHT NO. 34-14374**As Modified by Transfer No. 79080**

In accordance with the approval of Transfer No. 79080, Water Right No. 34-14374 is now described as follows:

Right Holder: HENRY ADEMA
3512 W 3900 N
DARLINGTON, ID 83255

Priority Date: 9/5/1961

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	0.030 cfs	8.7 af
			0.030 cfs	8.7 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L3 (SWNWSW) Sec 30 Twp 06N Rge 26E custer 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	
06N	26E	30									31.5	27.3	22.7	27.5					109.0
											L 3	L 4							

Right Acre Limit: 2.5
POU Total Acres: 109.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 2.5 acres within the authorized place of use in a single irrigation season.
2. Rights 34-13738, 34-14373, 34-14374, 34-14375 and 34-14394 when combined shall not exceed a total diversion rate of 2.01 cfs, a total annual maximum diversion volume of 381.5 af at the field headgate, and the irrigation of 109 acres.
3. Approval of this transfer does not authorize the alteration of any stream for the placement, operation or maintenance of the proposed pivot.
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. 34.
5. 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.

Transfer No. 79080

WATER RIGHT NO. 34-14374
As Modified by Transfer No. 79080

CONDITIONS OF APPROVAL

6. 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.
7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
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.

