

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 78558

This is to certify that: GARY ROGERS
3771 N US HWY 93
MOORE, ID 83255-8725

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>
34-7118B	WR/DECREED	11/24/1975	10.610 cfs	1855.0 af	N/A	530.0	GROUND WATER
34-7186A	WR/DECREED	5/16/1977	2.090 cfs	N/A	N/A	141.0	WASTE WATER
34-7186B	WR/DECREED	5/16/1977	2.090 cfs	N/A	N/A	144.0	WASTE WATER

Purpose of Transfer (Changes Proposed)

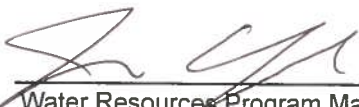
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
34-7118B	NO	NO	YES	NO	NO	NO
34-7186A	NO	NO	YES	NO	NO	NO
34-7186B	NO	NO	YES	NO	NO	NO

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>
34-7118B	34-7118B	8.810 cfs	1540.0 af	N/A	440.0	N/A	N/A	N/A	N/A	N/A
34-7186A	34-7186A	2.090 cfs	N/A	141.0	440.0	N/A	N/A	N/A	N/A	N/A
34-7186B	34-7186B	2.090 cfs	N/A	144.0	440.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		12.990 cfs	N/A	N/A	440.0		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 10th day of October, 2013.


Water Resources Program Manager

SUPPORT DATA

Transfer No. 78558

IN FILE # 34-7118B

WATER RIGHT NO. 34-7186A**As Modified by Transfer No. 78558**

In accordance with the approval of Transfer No. 78558, Water Right No. 34-7186A is now described as follows:

Right Holder: GARY W ROGERS
3403 N HWY 93
MOORE, ID 83255

Priority Date: 5/16/1977

Source: WASTE WATER

Tributary: SINKS

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 11/01

Diversion Rate

2.090 cfs

2.090 cfs

LOCATION OF POINT(S) OF DIVERSION

WASTE WATER

SESWNW

Sec 8 Twp 03N Rge 26E BUTTE 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	
03N	26E	7									30.5	29.0	29.0	30.5	30.5	29.0	29.0	30.5	238.0
												L 3	L 4						
03N	26E	8									30.0	29.5	29.5	30.0	4.0	19.0	30.0	30.0	202.0

Right Acre Limit: 141.0

POU Total Acres: 440.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 141 acres within the authorized place of use in a single irrigation season.
2. Rights 34-7118B, 34-7186A and 34-7186B when combined shall not exceed a total annual maximum diversion volume of 1540 af at the field headgate and the irrigation of 440 acres.
3. 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.
4. 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).
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Transfer No. 78558

WATER RIGHT NO. 34-7186A
As Modified by Transfer No. 78558

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. 34-7186B**As Modified by Transfer No. 78558**

In accordance with the approval of Transfer No. 78558, Water Right No. 34-7186B is now described as follows:

Right Holder: GARY W ROGERS
3403 N HWY 93
MOORE, ID 83255

Priority Date: 5/16/1977

Source: WASTE WATER

Tributary: SINKS

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 11/01

Diversion Rate

2.090 cfs

2.090 cfs

LOCATION OF POINT(S) OF DIVERSION

WASTE WATER

SWSENE

Sec 7 Twp 03N Rge 26E BUTTE 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	
03N	26E	7									30.5	29.0	29.0	30.5	30.5	29.0	29.0	30.5	238.0
												L 3	L 4						
03N	26E	8									30.0	29.5	29.5	30.0	4.0	19.0	30.0	30.0	202.0

Right Acre Limit: 144.0

POU Total Acres: 440.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 144 acres within the authorized place of use in a single irrigation season.
2. Rights 34-7118B, 34-7186A and 34-7186B when combined shall not exceed a total annual maximum diversion volume of 1540 af at the field headgate and the irrigation of 440 acres.
3. 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.
4. 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).
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Transfer No. 78558

WATER RIGHT NO. 34-7186B
As Modified by Transfer No. 78558

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. 34-7118B**As Modified by Transfer No. 78558**

In accordance with the approval of Transfer No. 78558, Water Right No. 34-7118B is now described as follows:

Right Holder: W GARY ROGERS
PO BOX 476
ARCO, ID 83213

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	8.810 cfs	1540.0 af
			8.810 cfs	1540.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L3 (NWNWSW)	Sec 7	Twp 03N Rge 26E	BUTTE County
GROUND WATER	L3 (NWNWSW)	Sec 7	Twp 03N Rge 26E	BUTTE County
GROUND WATER	NENESE	Sec 7	Twp 03N Rge 26E	BUTTE County
GROUND WATER	NWNWSW	Sec 8	Twp 03N Rge 26E	BUTTE County
GROUND WATER	SESWSE	Sec 32	Twp 05N Rge 26E	BUTTE County
GROUND WATER	SENWSE	Sec 32	Twp 05N Rge 26E	BUTTE 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	
03N	26E	7									30.5	29.0	29.0	30.5	30.5	29.0	29.0	30.5	238.0
												L 3	L 4						
03N	26E	8									30.0	29.5	29.5	30.0	4.0	19.0	30.0	30.0	202.0

POU Total Acres: 440.0

CONDITIONS OF APPROVAL

1. Rights 34-7118B, 34-7186A and 34-7186B when combined shall not exceed a total annual maximum diversion volume of 1540 af at the field headgate and the irrigation of 440 acres.
2. 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.
3. 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).
4. The total instantaneous diversion of water from all points of diversion under this right shall not exceed 8.81 cfs, nor a total combined annual volume of 1540 af.

Transfer No. 78558

WATER RIGHT NO. 34-7118B

As Modified by Transfer No. 78558

CONDITIONS OF APPROVAL

5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this 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.