

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 78739**

This is to certify that: MIMI L G ROSENKRANCE
SHANE D ROSENKRANCE
5532 BARTON FLAT RD
MACKAY, ID 83251

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>
34-10392	WR/DECREED	8/1/1899	1.536 cfs	N/A	N/A	216.0	BIG LOST RIVER
34-10396	WR/DECREED	5/1/1905	1.730 cfs	N/A	N/A	52.0	BIG LOST RIVER
34-10400	WR/DECREED	5/1/1928	5.000 cfs	N/A	N/A	268.0	ALDER CREEK
34-119E	WR/DECREED	4/22/1884	0.960 cfs	N/A	48.0	216.0	BIG LOST RIVER
34-317C	WR/DECREED	2/18/1885	0.790 cfs	N/A	39.5	216.0	BIG LOST RIVER
34-381C	WR/DECREED	9/26/1894	0.380 cfs	N/A	19.0	216.0	BIG LOST RIVER
34-680A	WR/DECREED	6/1/1896	1.150 cfs	N/A	57.5	216.0	BIG LOST RIVER
34-682B	WR/DECREED	6/1/1909	0.240 cfs	N/A	12.0	216.0	ALDER CREEK
34-7090A	WR/DECREED	1/3/1975	1.475 cfs	297.0 af	229.0	268.0	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>
34-10392	NO	NO	YES	NO	NO	NO
34-10396	NO	NO	YES	NO	NO	NO
34-10400	NO	NO	YES	NO	NO	NO
34-119E	NO	NO	YES	NO	NO	NO
34-317C	NO	NO	YES	NO	NO	NO
34-381C	NO	NO	YES	NO	NO	NO
34-680A	NO	NO	YES	NO	NO	NO
34-682B	NO	NO	YES	NO	NO	NO
34-7090A	YES	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>
34-10392	34-10392	1.536 cfs	N/A	216.0	228.5	N/A	N/A	N/A	N/A	N/A
34-10396	34-10396	1.730 cfs	N/A	52.0	228.5	N/A	N/A	N/A	N/A	N/A
34-10400	34-10400	5.000 cfs	N/A	N/A	228.5	N/A	N/A	N/A	N/A	N/A
34-119E	34-119E	0.960 cfs	N/A	48.0	228.5	N/A	N/A	N/A	N/A	N/A
34-317C	34-317C	0.790 cfs	N/A	N/A	39.5	N/A	N/A	N/A	N/A	N/A
34-381C	34-381C	0.380 cfs	N/A	19.0	228.5	N/A	N/A	N/A	N/A	N/A

Transfer No. 78739

SUPPORT DATA

IN FILE # 34-119E

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 78739

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>
34-680A	34-680A	1.150 cfs	N/A	57.5	228.5	N/A	N/A	N/A	N/A	N/A
34-682B	34-682B	0.240 cfs	N/A	12.0	228.5	N/A	N/A	N/A	N/A	N/A
34-7090A	34-14407	0.255 cfs	51.2 af	N/A	39.5	34-7090A	1.220 cfs	245.8 af	189.5	228.5
COMBINED TOTALS		7.900 cfs	N/A	N/A	628.0		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 6th day of September, 2013.


Water Resources Program Manager

Transfer No. 78739

WATER RIGHT NO. 34-381C

As Modified by Transfer No. 78739

In accordance with the approval of Transfer No. 78739, Water Right No. 34-381C is now described as follows:

Right Holder: SHANE D ROSENKRANCE AND
MIMI L G ROSENKRANCE
5532 BARTON FLAT RD
MACKAY, ID 83251

Priority Date: 9/26/1894

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE

IRRIGATION

From

5/01

To

to 10/15

Diversion Rate

0.380 cfs

0.380 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER

NWSWNE

Sec 33 Twp 07N Rge 24E CUSTER 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	
06N	25E	16					16.2	21.8	34.3			18.6	41.1						132
06N	25E	17				8.2									8.6			6.0	22.8
06N	25E	20	6.8																6.8
			L 1																
06N	25E	21					26.7	40.2											66.9
							L 3	L 4											

Right Acre Limit: 19.0

POU Total Acres: 228.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 19 acres within the authorized place of use in a single irrigation season.
2. Rights 34-119E, 34-381C, 34-680A, 34-682B, 34-7090A, 34-10392, 34-10396 and 34-10400 when combined shall not exceed a total diversion rate of 6.86 cfs and the irrigation of 228.5 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.

Transfer No. 78739

WATER RIGHT NO. 34-381C
As Modified by Transfer No. 78739

CONDITIONS OF APPROVAL

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 period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
6. Water is delivered through the Darlington ditch.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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. 34-10400
As Modified by Transfer No. 78739

In accordance with the approval of Transfer No. 78739, Water Right No. 34-10400 is now described as follows:

Right Holder: SHANE D ROSENKRANCE AND
MIMI L G ROSENKRANCE
5532 BARTON FLAT RD
MACKAY, ID 83251

Priority Date: 5/1/1928

Source: ALDER CREEK

Tributary: BIG LOST RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	5/01	to 10/15	5.000 cfs 5.000 cfs

LOCATION OF POINT(S) OF DIVERSION

ALDER CREEK L3 (NWNWSW) Sec 7 Twp 06N Rge 25E CUSTER 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	
06N	25E	16					16.2	21.8	34.3			18.6	41.1						132
06N	25E	17				8.2									8.6			6.0	22.8
06N	25E	20	6.8																6.8
			L 1																
06N	25E	21					26.7	40.2											66.9
							L 3	L 4											

Right Acre Limit: 19.0

POU Total Acres: 228.5

CONDITIONS OF APPROVAL

1. Rights 34-119E, 34-381C, 34-680A, 34-682B, 34-7090A, 34-10392, 34-10396 and 34-10400 when combined shall not exceed a total diversion rate of 6.86 cfs and the irrigation of 228.5 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).

Transfer No. 78739

WATER RIGHT NO. 34-10400
As Modified by Transfer No. 78739

CONDITIONS OF APPROVAL

4. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. 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. 34-10392
As Modified by Transfer No. 78739

In accordance with the approval of Transfer No. 78739, Water Right No. 34-10392 is now described as follows:

Right Holder: SHANE D ROSENKRANCE AND
MIMI L G ROSENKRANCE
5532 BARTON FLAT RD
MACKAY, ID 83251

Priority Date: 8/1/1899

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE

IRRIGATION

From

5/01

To

to 10/15

Diversion Rate

1.536 cfs

1.536 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER

NWSWNE

Sec 33 Twp 07N Rge 24E CUSTER 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	
06N	25E	16					16.2	21.8	34.3			18.6	41.1						132
06N	25E	17				8.2									8.6			6.0	22.8
06N	25E	20	6.8																6.8
			L 1																
06N	25E	21					26.7	40.2											66.9
							L 3	L 4											

POU Total Acres: 228.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 216 acres within the authorized place of use in a single irrigation season.
2. Rights 34-119E, 34-381C, 34-680A, 34-682B, 34-7090A, 34-10392, 34-10396 and 34-10400 when combined shall not exceed a total diversion rate of 6.86 cfs and the irrigation of 228.5 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).

Transfer No. 78739

WATER RIGHT NO. 34-10392

As Modified by Transfer No. 78739

CONDITIONS OF APPROVAL

5. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
6. Water is delivered through the Darlington ditch.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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. 34-10396

As Modified by Transfer No. 78739

In accordance with the approval of Transfer No. 78739, Water Right No. 34-10396 is now described as follows:

Right Holder: MIMI L G ROSENKRANCE AND
SHANE D ROSENKRANCE
5532 BARTON FLAT RD
MACKAY, ID 83251

Priority Date: 5/1/1905

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE

IRRIGATION

From

5/01

To

to 10/15

Diversion Rate

1.730 cfs

1.730 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER

NWSWNE

Sec 33 Twp 07N Rge 24E CUSTER 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	
06N	25E	16					16.2	21.8	34.3			18.6	41.1						132
06N	25E	17				8.2									8.6			6.0	22.8
06N	25E	20	6.8																6.8
			L 1																
06N	25E	21					26.7	40.2											66.9
							L 3	L 4											

Right Acre Limit: 216.0

POU Total Acres: 228.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 52 acres within the authorized place of use in a single irrigation season.
2. Rights 34-119E, 34-381C, 34-680A, 34-682B, 34-7090A, 34-10392, 34-10396 and 34-10400 when combined shall not exceed a total diversion rate of 6.86 cfs and the irrigation of 228.5 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.

Transfer No. 78739

WATER RIGHT NO. 34-10396
As Modified by Transfer No. 78739

CONDITIONS OF APPROVAL

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 period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
6. Water is delivered through the Darlington ditch.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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. 34-682B**As Modified by Transfer No. 78739**

In accordance with the approval of Transfer No. 78739, Water Right No. 34-682B is now described as follows:

Right Holder: MIMI L G ROSENKRANCE AND
SHANE D ROSENKRANCE
5532 BARTON FLAT RD
MACKAY, ID 83251

Priority Date: 6/1/1909

Source: ALDER CREEK

Tributary: BIG LOST RIVER

BENEFICIAL USE

IRRIGATION
STOCKWATER

From

5/01
1/01

To

to 10/15
to 12/31

Diversion Rate

0.240 cfs
0.020 cfs
0.240 cfs

LOCATION OF POINT(S) OF DIVERSION

ALDER CREEK L3 (NWNWSW) Sec 7 Twp 06N Rge 25E 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	25E	16					16.2	21.8	34.3			18.6	41.1						132
06N	25E	17				8.2									8.6			6.0	22.8
06N	25E	20	6.8																6.8
			L 1																
06N	25E	21					26.7	40.2											66.9
							L 3	L 4											

Right Acre Limit: 52.0

POU Total Acres: 228.5

PLACE OF USE: STOCKWATER

			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	25E	20	X																0.0
			L 1																

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 12 acres within the authorized place of use in a single irrigation season.

Transfer No. 78739

WATER RIGHT NO. 34-682B

As Modified by Transfer No. 78739

CONDITIONS OF APPROVAL

2. Rights 34-119E, 34-381C, 34-680A, 34-682B, 34-7090A, 34-10392, 34-10396 and 34-10400 when combined shall not exceed a total diversion rate of 6.86 cfs and the irrigation of 228.5 acres.
3. Stockwater use is for 1000 cattle.
4. The appropriator is entitled to the quantity of water described for stockwater purposes at a point of measurement where the delivery ditch enters the place of use described.
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. 34.
6. 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).
7. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
8. Water is delivered through the Darlington ditch.
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. 34-680A**As Modified by Transfer No. 78739**

In accordance with the approval of Transfer No. 78739, Water Right No. 34-680A is now described as follows:

Right Holder: MIMI L G ROSENKRANCE AND
SHANE D ROSENKRANCE
5532 BARTON FLAT RD
MACKAY, ID 83251

Priority Date: 6/1/1896

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE

IRRIGATION

From

5/01

To

to 10/15

Diversion Rate

1.150 cfs

1.150 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER

NWSWNE

Sec 33 Twp 07N Rge 24E CUSTER 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	
06N	25E	16					16.2	21.8	34.3			18.6	41.1						132
06N	25E	17				8.2									8.6			6.0	22.8
06N	25E	20	6.8																6.8
			L 1																
06N	25E	21					26.7	40.2											66.9
							L 3	L 4											

Right Acre Limit: 12.0

POU Total Acres: 228.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 57.5 acres within the authorized place of use in a single irrigation season.
2. Rights 34-119E, 34-381C, 34-680A, 34-682B, 34-7090A, 34-10392, 34-10396 and 34-10400 when combined shall not exceed a total diversion rate of 6.86 cfs and the irrigation of 228.5 acres.
3. Water is delivered through the Darlington ditch.
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. 78739

WATER RIGHT NO. 34-680A
As Modified by Transfer No. 78739

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(s).
6. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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. 34-119E**As Modified by Transfer No. 78739**

In accordance with the approval of Transfer No. 78739, Water Right No. 34-119E is now described as follows:

Right Holder: SHANE D ROSENKRANCE AND
MIMI L G ROSENKRANCE
5532 BARTON FLAT RD
MACKAY, ID 83251

Priority Date: 4/22/1884

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE

IRRIGATION
STOCKWATER

From

5/01
1/01

to

To

10/15
to 12/31

Diversion Rate

0.960 cfs
0.020 cfs
0.960 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER

NWSWNE

Sec 33 Twp 07N Rge 24E CUSTER 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	
06N	25E	16					16.2	21.8	34.3			18.6	41.1						132
06N	25E	17				8.2									8.6			6.0	22.8
06N	25E	20	6.8																6.8
			L 1																
06N	25E	21					26.7	40.2											66.9
							L 3	L 4											

Right Acre Limit: 57.5

POU Total Acres: 228.5

PLACE OF USE: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	25E	20	X																0.0
			L 1																

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 48 acres within the authorized place of use in a single irrigation season.

Transfer No. 78739

WATER RIGHT NO. 34-119E
As Modified by Transfer No. 78739

CONDITIONS OF APPROVAL

2. Rights 34-119E, 34-381C, 34-680A, 34-682B, 34-7090A, 34-10392, 34-10396 and 34-10400 when combined shall not exceed a total diversion rate of 6.86 cfs and the irrigation of 228.5 acres.
3. Stockwater use is for 1000 cattle.
4. The appropriator is entitled to the quantity of water described for stockwater purposes at a point of measurement where the delivery ditch enters the place of use described.
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. 34.
6. 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).
7. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
8. Water is delivered through the Darlington ditch.
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. 34-317C

As Modified by Transfer No. 78739

In accordance with the approval of Transfer No. 78739, Water Right No. 34-317C is now described as follows:

Right Holder: MIMI L G ROSENKRANCE AND
SHANE D ROSENKRANCE
5532 BARTON FLAT RD
MACKAY, ID 83251

Priority Date: 2/18/1885

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE
IRRIGATION

From
5/01

To
to 10/15

Diversion Rate
0.790 cfs
0.790 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER

NWSWNE

Sec 33 Twp 07N Rge 24E CUSTER 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	
06N	25E	9											18.8	7.2					26
06N	25E	9																	
06N	25E	16					11.7	1.8											13.5

Right Acre Limit: 48.0

POU Total Acres: 39.5

CONDITIONS OF APPROVAL

1. Rights 34-317C and 34-14407 when combined shall not exceed a total diversion rate of 1.04 cfs and the irrigation of 39.5 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 period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.

Transfer No. 78739

WATER RIGHT NO. 34-317C
As Modified by Transfer No. 78739

CONDITIONS OF APPROVAL

5. Water is delivered through the Darlington ditch.
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. 34-7090A

As Modified by Transfer No. 78739

In accordance with the approval of Transfer No. 78739, Water Right No. 34-7090A is now described as follows:

Right Holder: SHANE D ROSENKRANCE AND
MIMI L G ROSENKRANCE
5532 BARTON FLAT RD
MACKAY, ID 83251

Priority Date: 1/3/1975

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	4/01	to 11/01	1.220 cfs	245.8 af
			1.220 cfs	245.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWSWNE	Sec 33 Twp 07N Rge 24E	CUSTER County	(R)
GROUND WATER	NWNESW	Sec 31 Twp 07N Rge 25E	CUSTER 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	
06N	25E	16					16.2	21.8	34.3			18.6	41.1						132
06N	25E	17				8.2									8.6			6.0	22.8
06N	25E	20	6.8																6.8
			L 1																
06N	25E	21					26.7	40.2											66.9
							L 3	L 4											

POU Total Acres: 228.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 189.5 acres within the authorized place of use in a single irrigation season.
2. Rights 34-119E, 34-381C, 34-680A, 34-682B, 34-7090A, 34-10392, 34-10396 and 34-10400 when combined shall not exceed a total diversion rate of 6.86 cfs and the irrigation of 228.5 acres.
3. Water diverted from the Big Lost River is delivered through the Darlington ditch.
4. The amount of water diverted from the Big Lost River shall be reduced where necessary to prevent injury to appropriators of water from the Big Lost River downstream from the point of diversion.

Transfer No. 78739

WATER RIGHT NO. 34-7090A

As Modified by Transfer No. 78739

CONDITIONS OF APPROVAL

5. Water diverted under this right is exchanged by injecting water diverted under this right into the Burnett ditch, and diverting an equal amount from the Big Lost River at the point of diversion described above.
6. Water may be rediverted from the Big Lost River only when there is current demand for the water injected into the Burnett Ditch by users of water from the Burnett ditch with currently deliverable priorities below the point of injection.
7. 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.
8. 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).
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. 34-14407

As Modified by Transfer No. 78739

In accordance with the approval of Transfer No. 78739, Water Right No. 34-14407 is now described as follows:

Right Holder: SHANE D ROSENKRANCE AND
MIMI L G ROSENKRANCE
5532 BARTON FLAT RD
MACKAY, ID 83251

Priority Date: 1/3/1975

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	4/01	to 11/01	0.255 cfs	51.2 af
			0.255 cfs	51.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWSWNE	Sec 33 Twp 07N Rge 24E	CUSTER County	(R)
GROUND WATER	NWNESW	Sec 31 Twp 07N Rge 25E	CUSTER 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	
06N	25E	9											18.8	7.2					26.0
06N	25E	16					11.7	1.8											13.5

Right Acre Limit: 189.5

POU Total Acres: 39.5

CONDITIONS OF APPROVAL

1. Rights 34-317C and 34-14007 when combined shall not exceed a total diversion rate of 1.04 cfs and the irrigation of 39.5 acres.
2. Water diverted from the Big Lost River is delivered through the Darlington ditch.
3. The amount of water diverted from the Big Lost River shall be reduced where necessary to prevent injury to appropriators of water from the Big Lost River downstream from the point of diversion.
4. Water diverted under this right is exchanged by injecting water diverted under this right into the Burnett ditch, and diverting an equal amount from the Big Lost River at the point of diversion described above.
5. Water may be rediverted from the Big Lost River only when there is current demand for the water injected into the Burnett Ditch by users of water from the Burnett ditch with currently deliverable priorities below the point of injection.

Transfer No. 78739

WATER RIGHT NO. 34-14407

As Modified by Transfer No. 78739

CONDITIONS OF APPROVAL

6. 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.
7. 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).
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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.