

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 78734**

This is to certify that: **NANCY PETERSON AND
ROBERT PETERSON
735 ROBINS AVE
IDAHO FALLS, ID 83401**

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>
25-55D	WR/DECREED	4/1/1874	0.772 cfs	N/A	N/A	35.1	ALLEY LYONS CREEK, LITTLE POISON CREEK

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>
25-55D	NO	YES	NO	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>
25-55D	25-55D	0.772 cfs	N/A	N/A	35.1	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.772 cfs	N/A	N/A	35.1		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 August, 2013.


Water Resources Program Manager

SUPPORT DATA

IN FILE # 22-55D

Transfer No. 78734

WATER RIGHT NO. 25-55D**As Modified by Transfer No. 78734**

In accordance with the approval of Transfer No. 78734, Water Right No. 25-55D is now described as follows:

Right Holder: NANCY PETERSON OR
ROBERT PETERSON
735 ROBINS AVE
IDAHO FALLS, ID 83401

Priority Date: 4/1/1874

Source: ALLEY LYONS CREEK
Source: LITTLE POISON CREEK

Tributary: MILL CREEK
Tributary: MILL CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15	to 10/31	0.772 cfs
STOCKWATER	04/15	to 10/31	0.020 cfs
			0.772 cfs

LOCATION OF POINT(S) OF DIVERSION

ALLEY LYONS CREEK	L3 (NWNWSW)	Sec 19 Twp 02S Rge 40E	BINGHAM County
LITTLE POISON CREEK	L3 (NWNWSW)	Sec 19 Twp 02S Rge 40E	BINGHAM 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	
02S	40E	19									13.0	1.1				21.0			35.1
												L 3							

POU Total Acres: 35.1

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	
02S	40E	19									X	X				X			35.1
												L 3							

CONDITIONS OF APPROVAL

1. 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. 01.
2. 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. 78734

WATER RIGHT NO. 25-55D
As Modified by Transfer No. 78734

CONDITIONS OF APPROVAL

3. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
4. Stockwater use is for 250 range cattle.
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.