

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 78672

This is to certify that: LONNA NEWCOMB AND
MARK T NEWCOMB
251 E 200 S
RUPERT, ID 83350

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>
45-12441	WR/DECREED	9/30/1950	4.390 cfs	1532.0 af	383.0	546.0	GROUND WATER
45-13629	WR/DECREED	9/1/1951	0.970 cfs	468.9 af	120.0	546.0	GROUND WATER
45-2389B	WR/DECREED	2/26/1952	0.750 cfs	320.0 af	80.0	546.0	GROUND WATER
45-2508	WR/DECREED	11/4/1955	2.020 cfs	983.9 af	249.0	546.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

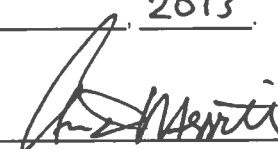
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
45-12441	NO	YES	NO	NO	NO	NO
45-13629	NO	YES	NO	NO	NO	NO
45-2389B	NO	YES	NO	NO	NO	NO
45-2508	NO	YES	NO	NO	NO	NO

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>
45-12441	45-12441	4.390 cfs	1532.0 af	383.0	546.0	N/A	N/A	N/A	N/A	N/A
45-13629	45-13629	0.970 cfs	468.9 af	120.0	546.0	N/A	N/A	N/A	N/A	N/A
45-2389B	45-2389B	0.750 cfs	320.0 af	80.0	546.0	N/A	N/A	N/A	N/A	N/A
45-2508	45-2508	2.020 cfs	983.9 af	249.0	546.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		8.130 cfs	2184.0 af	546.0	546.0		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 June, 2013.

SUPPORT DATA
IN FILE # 45-2389B 
Southern Region Manager

Transfer No. 78672

WATER RIGHT NO. 45-2389B**As Modified by Transfer No. 78672**

In accordance with the approval of Transfer No. 78672, Water Right No. 45-2389B is now described as follows:

Right Holder: MARK T NEWCOMB And
LONNA NEWCOMB
251 E 200 S
RUPERT, ID 83350

Priority Date: 2/26/1952

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

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

Diversion Rate
0.750 cfs
0.750 cfs

Diversion Volume
320.0 af
320.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SEWNNE	Sec 12 Twp 10S Rge 24E CASSIA County
GROUND WATER	NWSWNE	Sec 7 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWNENW	Sec 7 Twp 10S Rge 25E CASSIA County
GROUND WATER	NENENW	Sec 8 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWNWNE	Sec 8 Twp 10S Rge 25E 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	
10S	24E	12	40.0	22.0	15.0	35.0													112.0
10S	25E	7	40.0	40.0	34.0	35.0	40.0	33.0	28.0	34.0									284.0
								L 1	L 2										
10S	25E	8					40.0	40.0	35.0	35.0									150.0

Right Acre Limit: 80.0
POU Total Acres: 546.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 80 acres within the place of use described above in a single irrigation season.
2. Rights 45-2389B, 45-2508, 45-12441 and 45-13629 when combined shall not exceed a total annual maximum diversion volume of 2184.0 af at the field headgate, and the irrigation of 546 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

Transfer No. 78672

WATER RIGHT NO. 45-2389B

As Modified by Transfer No. 78672

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. 140.
5. Prior to the diversion and use of water under Transfer approval 76051, the right holder shall install and maintain acceptable measuring devices at the authorized points of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
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. 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.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 45-2508**As Modified by Transfer No. 78672**

In accordance with the approval of Transfer No. 78672, Water Right No. 45-2508 is now described as follows:

Right Holder: LONNA NEWCOMB And
MARK T NEWCOMB
251 E 200 S
RUPERT, ID 83350

Priority Date: 11/4/1955

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

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

Diversion Rate
2.020 cfs
2.020 cfs

Diversion Volume
983.9 af
983.9 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SEWNNE	Sec 12	Twp 10S	Rge 24E	CASSIA County
GROUND WATER	NWSWNE	Sec 7	Twp 10S	Rge 25E	CASSIA County
GROUND WATER	NWNENW	Sec 7	Twp 10S	Rge 25E	CASSIA County
GROUND WATER	NENENW	Sec 8	Twp 10S	Rge 25E	CASSIA County
GROUND WATER	NWNWNE	Sec 8	Twp 10S	Rge 25E	CASSIA 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	
10S	24E	12	40.0	22.0	15.0	35.0													112.0
10S	25E	7	40.0	40.0	34.0	35.0	40.0	33.0	28.0	34.0									284.0
								L 1	L 2										
10S	25E	8					40.0	40.0	35.0	35.0									150.0

Right Acre Limit: 249.0

POU Total Acres: 546.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 249 acres within the place of use described above in a single irrigation season.
2. Rights 45-2389B, 45-2508, 45-12441 and 45-13629 when combined shall not exceed a total annual maximum diversion volume of 2184.0 af at the field headgate, and the irrigation of 546 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

Transfer No. 78672

WATER RIGHT NO. 45-2508
As Modified by Transfer No. 78672

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. 140.
5. Prior to the diversion and use of water under Transfer approval 76051, the right holder shall install and maintain acceptable measuring devices at the authorized points of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
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. 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.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 45-12441**As Modified by Transfer No. 78672**

In accordance with the approval of Transfer No. 78672, Water Right No. 45-12441 is now described as follows:

Right Holder: MARK T NEWCOMB And
LONNA NEWCOMB
251 E 200 S
RUPERT, ID 83350

Priority Date: 9/30/1950

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

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

Diversion Rate
4.390 cfs
4.390 cfs

Diversion Volume
1532.0 af
1532.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SEWNNE	Sec 12 Twp 10S Rge 24E CASSIA County
GROUND WATER	NWSWNE	Sec 7 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWNENW	Sec 7 Twp 10S Rge 25E CASSIA County
GROUND WATER	NENENW	Sec 8 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWNWNE	Sec 8 Twp 10S Rge 25E 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	
10S	24E	12	40.0	22.0	15.0	35.0													112.0
10S	25E	7	40.0	40.0	34.0	35.0	40.0	33.0	28.0	34.0									284.0
								L 1	L 2										
10S	25E	8					40.0	40.0	35.0	35.0									150.0

Right Acre Limit: 383.0

POU Total Acres: 546.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 383 acres within the place of use described above in a single irrigation season.
2. Rights 45-2389B, 45-2508, 45-12441 and 45-13629 when combined shall not exceed a total annual maximum diversion volume of 2184.0 af at the field headgate, and the irrigation of 546 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

Transfer No. 78672

WATER RIGHT NO. 45-12441

As Modified by Transfer No. 78672

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. 140.
5. Prior to the diversion and use of water under Transfer approval 76051, the right holder shall install and maintain acceptable measuring devices at the authorized points of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
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. 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.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 45-13629**As Modified by Transfer No. 78672**

In accordance with the approval of Transfer No. 78672, Water Right No. 45-13629 is now described as follows:

Right Holder: LONNA NEWCOMB And
MARK T NEWCOMB
251 E 200 S
RUPERT, ID 83350

Priority Date: 9/1/1951

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

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

Diversion Rate
0.970 cfs
0.970 cfs

Diversion Volume
468.9 af
468.9 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SEWNNE	Sec 12 Twp 10S Rge 24E CASSIA County
GROUND WATER	NWSWNE	Sec 7 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWNENW	Sec 7 Twp 10S Rge 25E CASSIA County
GROUND WATER	NENENW	Sec 8 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWNWNE	Sec 8 Twp 10S Rge 25E 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	
10S	24E	12	40.0	22.0	15.0	35.0													112.0
10S	25E	7	40.0	40.0	34.0	35.0	40.0	33.0	28.0	34.0									284.0
								L 1	L 2										
10S	25E	8					40.0	40.0	35.0	35.0									150.0

Right Acre Limit: 120.0

POU Total Acres: 546.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 120 acres within the place of use described above in a single irrigation season.
2. Rights 45-2389B, 45-2508, 45-12441 and 45-13629 when combined shall not exceed a total annual maximum diversion volume of 2184.0 af at the field headgate, and the irrigation of 546 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

Transfer No. 78672

WATER RIGHT NO. 45-13629

As Modified by Transfer No. 78672

CONDITIONS OF APPROVAL

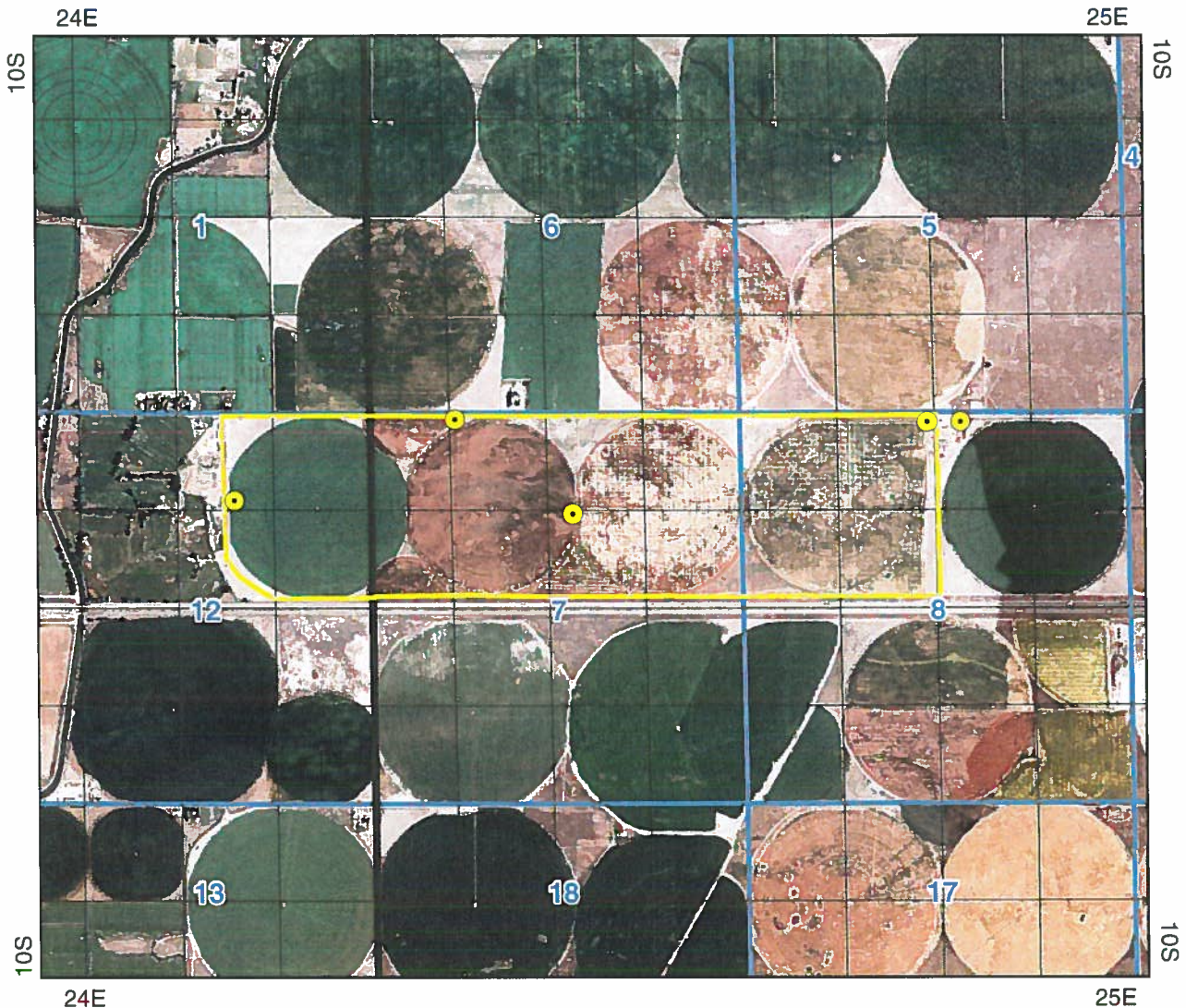
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 140.
5. Prior to the diversion and use of water under Transfer approval 76051, the right holder shall install and maintain acceptable measuring devices at the authorized points of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
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. 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.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

State of Idaho
Department of Water Resources

Attachment To Transfer No. 78672

Rights: 45-2508, 45-2389B, 45-12441 and 45-13629

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 0.275 0.55 1.1 Miles

