

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 78142

This is to certify that: DONALD E NICKELSON
 1701 HWY A1A STE 218
 VERO BEACH FL 32963
 (561)234-7454

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 Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
37-20433	WR/Decreed	05/04/1889	0.02 cfs	N/A		1.0	BIG WOOD RIVER
37-20435	WR/Decreed	06/01/1886	0.02 cfs	N/A		1.0	BIG WOOD RIVER
37-20437	WR/Decreed	05/21/1890	0.02 cfs	N/A		1.0	BIG WOOD RIVER

Purpose of Transfer (Changes Proposed)

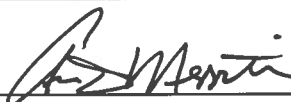
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
37-20433	NO	YES	NO	NO	NO	NO
37-20435	NO	YES	NO	NO	NO	NO
37-20437	NO	YES	NO	NO	NO	NO

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>
37-20433	37-20433	0.02 cfs	N/A	N/A	1.0		N/A	N/A	N/A	N/A
37-20435	37-20435	0.02 cfs	N/A	N/A	1.0		N/A	N/A	N/A	N/A
37-20437	37-20437	0.02 cfs	N/A	N/A	1.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.06 cfs	N/A	N/A	1.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 6th day of December, 2012


 Southern Region Manager

SUPPORT DATA

IN FILE # 37-20433

WATER RIGHT NO. 37-20433
As Modified by Transfer No. 78142

In accordance with the approval of Transfer No. 78142, Water Right No. 37-20433 is now described as follows.

Right Holder: DONALD E NICKELSON
1701 HWY A1A STE 218
VERO BEACH FL 32963

Priority Date: May 04, 1889

Source: GROUND WATER

Tributary: BIG WOOD RIVER

BENEFICIAL USE

IRRIGATION

From

04/15 to 10/31

To

Diversion Rate

0.02 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNE Sec. 7 Twp 03N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
03N	18E	7			1.0														1.0

Total Acres: 1

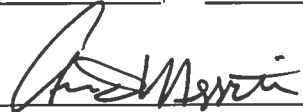
WATER RIGHT NO. 37-20433
As Modified by Transfer No. 78142

CONDITIONS OF APPROVAL

1. Rights 37-20433, 37-20435, and 37-20437 when combined shall not exceed a total diversion rate of 0.06 cfs, and the irrigation of 1.0 acres.
2. Diversion of groundwater is limited to those times water is available for diversion under this right and priority from the Big Wood River.
3. Place of use is located within Lot 2, Gimlet West Subdivision.
4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
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. 37.
6. 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 lands above.
7. When notified by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.
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.

This water right 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.

Dated this 6th day of December, 2012



Southern Region Manager

WATER RIGHT NO. 37-20435
As Modified by Transfer No. 78142

In accordance with the approval of Transfer No. 78142, Water Right No. 37-20435 is now described as follows.

Right Holder: DONALD E NICKELSON
1701 HWY A1A STE 218
VERO BEACH FL 32963

Priority Date: June 01, 1886

Source: GROUND WATER

Tributary: BIG WOOD RIVER

BENEFICIAL USE

IRRIGATION

From

04/15 to 10/31

To

Diversion Rate

0.02 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNE Sec. 7 Twp 03N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N 18E 7			1.0														1.0

Total Acres: 1

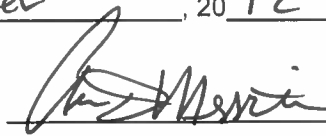
WATER RIGHT NO. 37-20435
As Modified by Transfer No. 78142

CONDITIONS OF APPROVAL

1. Rights 37-20433, 37-20435, and 37-20437 when combined shall not exceed a total diversion rate of 0.06 cfs, and the irrigation of 1.0 acres.
2. Diversion of groundwater is limited to those times water is available for diversion under this right and priority from the Big Wood River.
3. Place of use is located within Lot 2, Gimlet West Subdivision.
4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
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. 37.
6. 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 lands above.
7. When notified by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.
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.
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This water right 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.

Dated this 6th day of December, 2012


Southern Region Manager

WATER RIGHT NO. 37-20437
As Modified by Transfer No. 78142

In accordance with the approval of Transfer No. 78142, Water Right No. 37-20437 is now described as follows.

Right Holder: DONALD E NICKELSON
1701 HWY A1A STE 218
VERO BEACH FL 32963

Priority Date: May 21, 1890

Source: GROUND WATER

Tributary: BIG WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15	to 10/31	0.02 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNE Sec. 7 Twp 03N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N	18E	7			1.0														1.0

Total Acres: 1

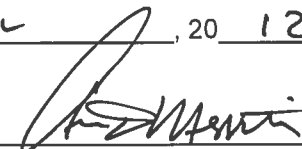
WATER RIGHT NO. 37-20437
As Modified by Transfer No. 78142

CONDITIONS OF APPROVAL

1. Rights 37-20433, 37-20435, and 37-20437 when combined shall not exceed a total diversion rate of 0.06 cfs, and the irrigation of 1.0 acres.
2. Diversion of groundwater is limited to those times water is available for diversion under this right and priority from the Big Wood River.
3. Place of use is located within Lot 2, Gimlet West Subdivision.
4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
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. 37.
6. 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 lands above.
7. When notified by the Department, the right holder shall install and maintain a measuring device of a type acceptable to the Department as part of the diverting works.
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.
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This water right 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.

Dated this 6th day of December, 2012



Southern Region Manager

State of Idaho
Department of Water Resources

Attachment To Transfer Of Water Right

Transfer No. 78142

Rights: 37-20433, 37-20435, 37-20437

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.

R18E



0 0.0375 0.075 0.15 Miles

-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

