

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 78168

This is to certify that: **CHRIS DRAKOS**
 PO BOX 793
 BLACKFOOT ID 83221
 (208) 678-2688

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>
45-2601	WR/Decreed	01/21/1960	3.47 cfs	1686.3 af	N/A	639.0	GROUND WATER
45-2641	WR/Decreed	02/24/1961	1.77 cfs	863.7 af	N/A	639.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

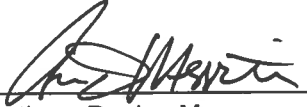
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
45-2601	NO	NO	NO	YES	NO	NO
45-2641	NO	NO	NO	YES	NO	NO

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>
45-2601	45-2601	3.47 cfs	1686.3 af	N/A	639.0		N/A	N/A	N/A	N/A
45-2641	45-2641	1.77 cfs	863.7 af	N/A	639.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		5.24 cfs	2550.0 af	N/A	639.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 13th day of November, 20 12


 Southern Region Manager

SUPPORT DATA

IN FILE # 45-2601

WATER RIGHT NO. 45-2601
As Modified by Transfer No. 78168

In accordance with the approval of Transfer No. 78168, Water Right No. 45-2601 is now described as follows.

Right Holder: CHRIS DRAKOS
PO BOX 793
BLACKFOOT ID 83221

Priority Date: January 21, 1960

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	3.47 CFS	1,686.3 AF
			3.47 CFS	1,686.3 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER (Lt 4) NWNWNW Sec. 5 Twp 12S Rge 23E CASSIA County

GROUND WATER SWSWSW Sec. 5 Twp 12S Rge 23E CASSIA County

GROUND WATER SWSWSW Sec. 5 Twp 12S Rge 23E CASSIA County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
12S 23E 5	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	639.0
	40.0	40.0	40.0	40.0	41.0	41.0	39.0	40.0	40.0	40.0	39.0	40.0	40.0	40.0	40.0	39.0	
	L 1	L 2			L 3	L 4											

Total Acres: 639

CONDITIONS OF APPROVAL

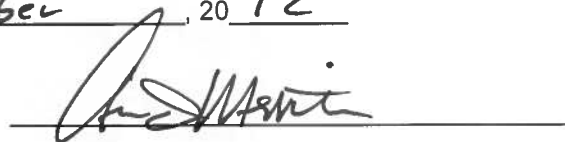
1. The point of diversion located in the NWNWNW, Section 5, Township 12 South, Range 23 East is limited to a maximum diversion rate of 4.0 cfs.
2. Rights 45-2601 and 45-2641 when combined shall not exceed a total diversion rate of 5.24 cfs, a total annual maximum diversion volume of 2550.0 af, and the irrigation of 639.0 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 place of use.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
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. 140.

WATER RIGHT NO. 45-2601
As Modified by Transfer No. 78168

6. 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.
7. Prior to the diversion and use of water under Transfer approval 78168, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) 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.
8. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
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.
11. 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 13th day of November, 2012



Southern Region Manager

WATER RIGHT NO. 45-2641
As Modified by Transfer No. 78168

In accordance with the approval of Transfer No. 78168, Water Right No. 45-2641 is now described as follows.

Right Holder: CHRIS DRAKOS
 PO BOX 793
 BLACKFOOT ID 83221

Priority Date: February 24, 1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	1.77 CFS	863.7 AF
			1.77 CFS	863.7 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER (Lt 4) NWNWNW Sec. 5 Twp 12S Rge 23E CASSIA County

GROUND WATER SWSWSW Sec. 5 Twp 12S Rge 23E CASSIA County

GROUND WATER SWSWSW Sec. 5 Twp 12S Rge 23E CASSIA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	23E	5	40.0	40.0	40.0	40.0	41.0	41.0	39.0	40.0	40.0	40.0	39.0	40.0	40.0	40.0	40.0	39.0	639.0
			L 1	L 2			L 3	L 4											

Total Acres: 639

CONDITIONS OF APPROVAL

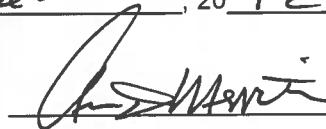
1. The point of diversion located in the NWNWNW, Section 5, Township 12 South, Range 23 East is limited to a maximum diversion rate of 4.0 cfs.
2. Rights 45-2601 and 45-2641 when combined shall not exceed a total diversion rate of 5.24 cfs, a total annual maximum diversion volume of 2550.0 af, and the irrigation of 639.0 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 place of use.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
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. 140.

WATER RIGHT NO. 45-2641
As Modified by Transfer No. 78168

6. 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.
7. Prior to the diversion and use of water under Transfer approval 78168, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) 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.
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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.
11. 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 13th day of November, 20 12



Southern Region Manager

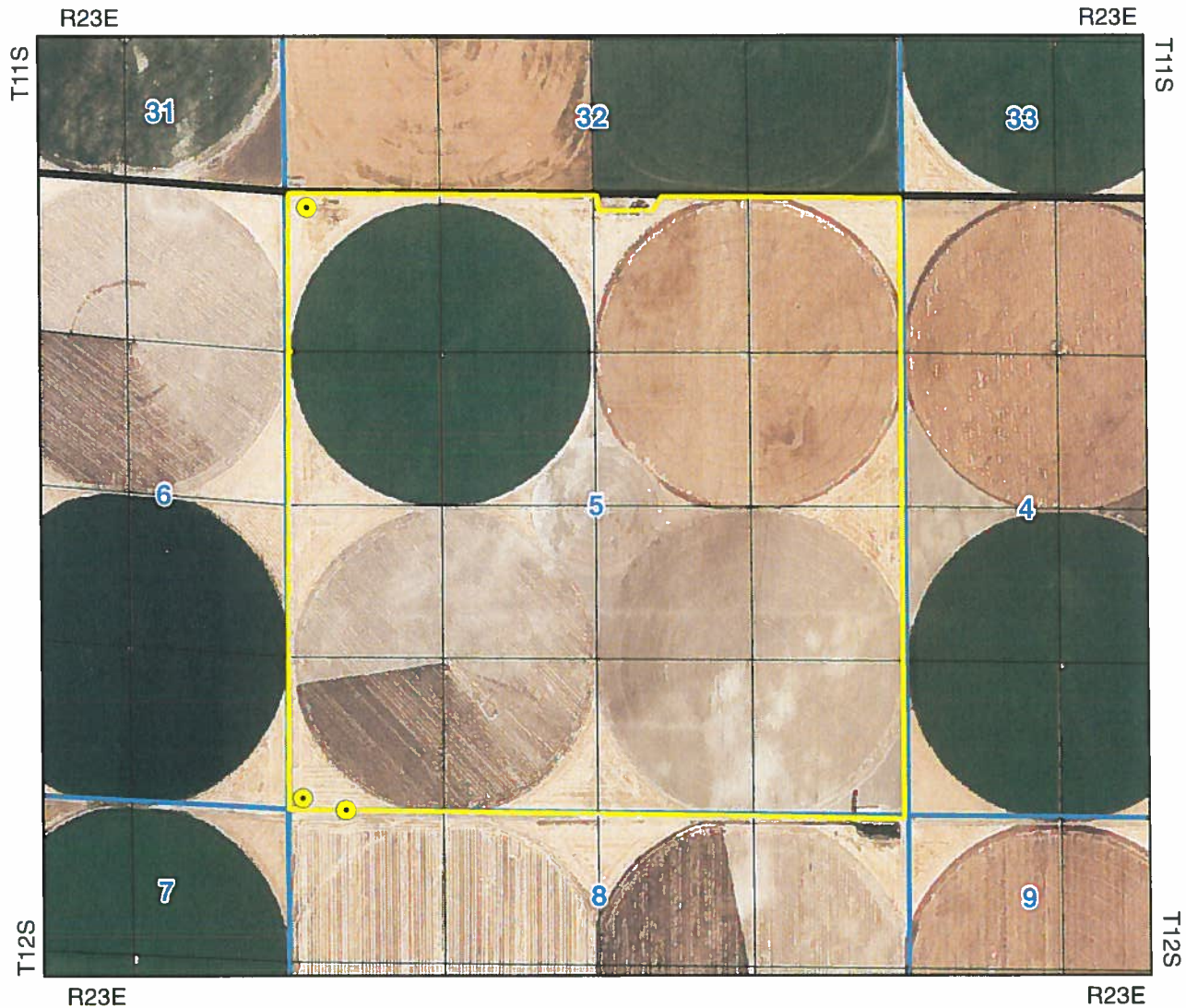
State of Idaho
Department of Water Resources

Attachment To Transfer Of Water Right

Transfer No. 78168

Rights: 45-2601, 45-2641

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.



0 0.175 0.35 0.7 Miles

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

