

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69458

RECEIVED

FEB 07 2002

Department of Water Resources
Eastern Region

This is to certify that: WARD & SONS CO INC
PO BOX 51
ARBON ID 83212
(208)335-2263

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. 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

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
29-7291	AJC/License	10/22/1975	4.53 cfs	1142.8 af	326.5	326.3	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
29-7291	NO	NO	NO	YES	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
29-7291	29-7291	4.53 cfs	1305.2 af	N/A	326.3		N/A	N/A	N/A	N/A
TOTALS		4.53 cfs	1305.2 af	N/A	326.3		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 4th day of

February

20

02

[Signature]
Chief, Water Allocation Bureau

WATER RIGHT NO. 29-7291
As Modified by Transfer No. 69458

In accordance with the approval of Transfer No. 69458, Water Right No. 29-7291 is now described as follows.

Right Holder: WARD & SONS CO INC
 5336 ARBON HWY
 ARBON ID 83212

Priority Date: 10/22/1975

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	4.53 CFS	1,305.2 AF
		4.53 CFS	1,305.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSW Sec. 35 Twp 11S Rge 33E POWER County

GROUND WATER NWNWSW Sec. 35 Twp 11S Rge 33E POWER 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	
11S 33E 34													37.0	2.4	34.0	35.0	108.4
11S 33E 35									38.0	33.0	33.0	37.0		4.1	3.8		148.9
12S 33E 3	34.0	35.0															69.0
	L 1	L 2															

Total Acres: 326.3

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Right 29-7291 shall not exceed 4.53 cfs, nor total combined annual volume of 1305.2 af.
2. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
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.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

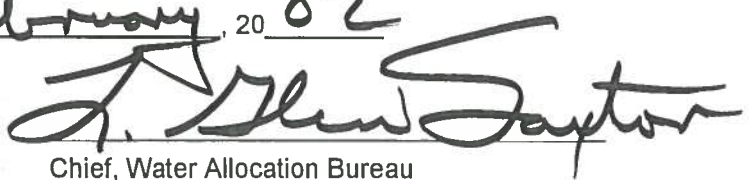
WATER RIGHT NO. 29-7291
As Modified by Transfer No. 69458

CONDITIONS OF APPROVAL

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.

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 4th day of February, 2002


Chief, Water Allocation Bureau