

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 78195

This is to certify that: DAVID RHOADES
2283 S 55TH W
IDAHO FALLS ID 83402
(208)523-8113

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>
75-14716	WR/Decreed	05/13/1898	0.04 cfs	N/A	N/A	4.3	WALLACE CREEK
75-14718	WR/Decreed	06/01/1902	0.05 cfs	N/A	N/A	4.3	WALLACE 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>
75-14716	NO	NO	NO	YES	NO	NO
75-14718	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>
75-14716	75-14716	0.04 cfs	N/A	N/A	4.3		N/A	N/A	N/A	N/A
75-14718	75-14718	0.05 cfs	N/A	N/A	4.3		N/A	N/A	N/A	N/A
COMBINED TOTALS		0.09 cfs	N/A	N/A	4.3		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 21st day of November, 20 12


Water Resources Program Manager

SUPPORT DATA
IN FILE # 75-14716

WATER RIGHT NO. 75-14716
As Modified by Transfer No. 78195

In accordance with the approval of Transfer No. 78195, Water Right No. 75-14716 is now described as follows.

Right Holder: BRENDA RHOADES And
 DAVID RHOADES
 2283 S 55TH W
 IDAHO FALLS ID 83402

Priority Date: May 13, 1898

Source: WALLACE CREEK

Tributary: SALMON RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01	to 10/31	0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

WALLACE CREEK	L6 (NESE)	Sec. 1	Twp 22N	Rge 21E	LEMHI County
WALLACE CREEK	L7 (NWSW)	Sec. 6	Twp 22N	Rge 22E	LEMHI 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	
22N	22E	6									4.3								4.3
											L 11								

Total Acres: 4.3

WATER RIGHT NO. 75-14716
As Modified by Transfer No. 78195

CONDITIONS OF APPROVAL

1. Diversion of water under Transfer 78195 from the point of diversion located in Lot 6, Sec. 1, T22N, R21E shall not exceed a diversion rate of 0.01 cfs.
2. Rights 75-14716 and 75-14718 when combined shall not exceed the irrigation of 4.3 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
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. 75E.
5. 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).
6. This right does not grant any right-of-way or easement across the land of another.
7. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
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 21st day of November, 20 12



Water Resources Program Manager

WATER RIGHT NO. 75-14718
As Modified by Transfer No. 78195

In accordance with the approval of Transfer No. 78195, Water Right No. 75-14718 is now described as follows.

Right Holder: BRENDA RHOADES And
 DAVID RHOADES
 2283 S 55TH W
 IDAHO FALLS ID 83402

Priority Date: June 01, 1902

Source: WALLACE CREEK

Tributary: SALMON RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01	to 10/31	0.05 CFS

LOCATION OF POINT(S) OF DIVERSION:

WALLACE CREEK	L6 (NESE)	Sec. 1	Twp 22N	Rge 21E	LEMHI County
WALLACE CREEK	L7 (NWSW)	Sec. 6	Twp 22N	Rge 22E	LEMHI 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	
22N	22E	6																	4.3
																			L 11

Total Acres: 4.3

WATER RIGHT NO. 75-14718
As Modified by Transfer No. 78195

CONDITIONS OF APPROVAL

1. Diversion of water under Transfer 78195 from the point of diversion located in Lot 6, Sec. 1, T22N, R21E shall not exceed a diversion rate of 0.01 cfs.
2. Rights 75-14716 and 75-14718 when combined shall not exceed the irrigation of 4.3 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
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. 75E.
5. 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).
6. This right does not grant any right-of-way or easement across the land of another.
7. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
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 21st day of November, 20 12


Water Resources Program Manager