

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77922

This is to certify that: RUTH C BURNS And/Or
 JOHN E BURNS
 PO BOX 264
 CARMEN ID 83462
 (208)756-3645

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>
75-10061A	WR/Decreed	05/01/1875	0.059 cfs	N/A	N/A	10.9	CARMEN CREEK
75-10062A	WR/Decreed	05/01/1882	0.027 cfs	N/A	N/A	10.9	CARMEN CREEK
75-14248	WR/Decreed	04/01/1915	0.22 cfs	N/A	N/A	10.9	CARMEN CREEK
75-69A	WR/Decreed	05/01/1888	0.054 cfs	N/A	N/A	10.9	CARMEN CREEK
75-70A	WR/Decreed	05/01/1892	0.073 cfs	N/A	N/A	10.9	CARMEN 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>
75-10061A	NO	YES	NO	NO	NO	NO
75-10062A	NO	YES	NO	NO	NO	NO
75-14248	NO	YES	NO	NO	NO	NO
75-69A	NO	YES	NO	NO	NO	NO
75-70A	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>
75-10061A	75-10061A	0.059 cfs	N/A	N/A	10.9		N/A	N/A	N/A	N/A
75-10062A	75-10062A	0.027 cfs	N/A	N/A	10.9		N/A	N/A	N/A	N/A
75-14248	75-14248	0.22 cfs	N/A	N/A	10.9		N/A	N/A	N/A	N/A
75-69A	75-69A	0.054 cfs	N/A	N/A	10.9		N/A	N/A	N/A	N/A
75-70A	75-70A	0.073 cfs	N/A	N/A	10.9		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.43 cfs	N/A	N/A	10.9		N/A	N/A	N/A	N/A

SUPPORT DATA

IN FILE # 75-69A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77922

Detailed Water Right Description(s) attached

Dated this 18th day of July, 20 12



Water Resources Program Manager

WATER RIGHT NO. 75-69A
As Modified by Transfer No. 77922

In accordance with the approval of Transfer No. 77922, Water Right No. 75-69A is now described as follows.

Right Holder: RUTH C BURNS And/Or
 JOHN E BURNS
 PO BOX 264
 CARMEN ID 83462

Priority Date: May 1, 1888

Source: CARMEN 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:

CARMEN CREEK	L3 (NENW)	Sec. 2	Twp 22N	Rge 22E	LEMHI County
CARMEN CREEK	SWNW	Sec. 2	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	2							.4				1.3						1.7
22N	22E	3				1.5									7.7				9.2

Total Acres: 10.9

CONDITIONS OF APPROVAL

1. Rights 75-69A, 75-70A, 75-10061A, 75-70062A, 75-14248 and 75-7505 when combined shall not exceed the irrigation of 10.9 acres.
2. 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. 75D.
3. 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 diversions.
4. 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 place of use.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. 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. 75-69A
As Modified by Transfer No. 77922

CONDITIONS OF APPROVAL

7. 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 18th day of July, 20 12


Water Resources Program Manager

WATER RIGHT NO. 75-70A
As Modified by Transfer No. 77922

In accordance with the approval of Transfer No. 77922, Water Right No. 75-70A is now described as follows.

Right Holder: RUTH C BURNS And/Or
 JOHN E BURNS
 PO BOX 264
 CARMEN ID 83462

Priority Date: May 01, 1892

Source: CARMEN CREEK

Tributary: SALMON RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01 to	10/31	0.07 CFS

LOCATION OF POINT(S) OF DIVERSION:

CARMEN CREEK	L3 (NENW)	Sec. 2 Twp 22N Rge 22E LEMHI County
CARMEN CREEK	SWNW	Sec. 2 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	2							.4				1.3						1.7
22N	22E	3				1.5									7.7				9.2

Total Acres: 10.9

CONDITIONS OF APPROVAL

1. Rights 75-69A, 75-70A, 75-10061A, 75-70062A, 75-14248 and 75-7505 when combined shall not exceed the irrigation of 10.9 acres.
2. 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. 75D.
3. 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 diversions.
4. 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 place of use.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. 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. 75-70A
As Modified by Transfer No. 77922

CONDITIONS OF APPROVAL

7. 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 18th day of July, 20 12



Water Resources Program Manager

WATER RIGHT NO. 75-10061A
As Modified by Transfer No. 77922

In accordance with the approval of Transfer No. 77922, Water Right No. 75-10061A is now described as follows.

Right Holder: JOHN E BURNS And/Or
 RUTH C BURNS
 PO BOX 264
 CARMEN ID 83462

Priority Date: May 01, 1875

Source: CARMEN CREEK

Tributary: SALMON RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01 to	10/31	0.06 CFS

LOCATION OF POINT(S) OF DIVERSION:

CARMEN CREEK	L3 (NENW)	Sec. 2	Twp 22N	Rge 22E	LEMHI County
CARMEN CREEK	SWNW	Sec. 2	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	2							.4				1.3						1.7
22N	22E	3				1.5									7.7				9.2

Total Acres: 10.9

CONDITIONS OF APPROVAL

1. Rights 75-69A, 75-70A, 75-10061A, 75-70062A, 75-14248 and 75-7505 when combined shall not exceed the irrigation of 10.9 acres.
2. 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. 75D.
3. 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 diversions.
4. 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 place of use.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. 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. 75-10061A
As Modified by Transfer No. 77922

CONDITIONS OF APPROVAL

7. 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 18th day of July, 2012


Water Resources Program Manager

WATER RIGHT NO. 75-10062A
As Modified by Transfer No. 77922

In accordance with the approval of Transfer No. 77922, Water Right No. 75-10062A is now described as follows.

Right Holder: JOHN E BURNS And/Or
 RUTH C BURNS
 PO BOX 264
 CARMEN ID 83462

Priority Date: May 01, 1882

Source: CARMEN CREEK

Tributary: SALMON RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01 to	10/31	0.03 CFS

LOCATION OF POINT(S) OF DIVERSION:

CARMEN CREEK	L3 (NENW)	Sec. 2 Twp 22N Rge 22E LEMHI County
CARMEN CREEK	SWNW	Sec. 2 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	2							.4			1.3							1.7
22N	22E	3				1.5									7.7				9.2

Total Acres: 10.9

CONDITIONS OF APPROVAL

1. Rights 75-69A, 75-70A, 75-10061A, 75-70062A, 75-14248 and 75-7505 when combined shall not exceed the irrigation of 10.9 acres.
2. 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. 75D.
3. 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 diversions.
4. 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 place of use.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. 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. 75-10062A
As Modified by Transfer No. 77922

CONDITIONS OF APPROVAL

7. 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 18th day of July, 20 12


Water Resources Program Manager

WATER RIGHT NO. 75-14248
As Modified by Transfer No. 77922

In accordance with the approval of Transfer No. 77922, Water Right No. 75-14248 is now described as follows.

Right Holder: JOHN E BURNS And/Or
 RUTH C BURNS
 PO BOX 264
 CARMEN ID 83462

Priority Date: April 01, 1915

Source: CARMEN CREEK

Tributary: SALMON RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01 to	10/31	0.22 CFS

LOCATION OF POINT(S) OF DIVERSION:

CARMEN CREEK	L3 (NENW)	Sec. 2	Twp 22N	Rge 22E	LEMHI County
CARMEN CREEK	SWNW	Sec. 2	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	2							.4				1.3						1.7
22N	22E	3				1.5									7.7				9.2

Total Acres: 10.9

CONDITIONS OF APPROVAL

1. Rights 75-69A, 75-70A, 75-10061A, 75-70062A, 75-14248 and 75-7505 when combined shall not exceed the irrigation of 10.9 acres.
2. 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. 75D.
3. 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 diversions.
4. 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 place of use.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. 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. 75-14248
As Modified by Transfer No. 77922

CONDITIONS OF APPROVAL

7. 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 19th day of July, 20 12


Water Resources Program Manager