

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5010
WATER RIGHT NO. 13-00026B

This is to certify that: **CUB RIVER IRRIGATION CO**
PO BOX 215
LEWISTON UT 84320

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	04/15 to 10/15	** 38.36 CFS

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
CUB RIVER	BEAR RIVER

Priority: 04/01/1880

LOCATION OF POINT(S) OF DIVERSION: NWSE , Sec. 24, Township 15S, Range 40E
NWNE , Sec. 3, Township 16S, Range 40E
FRANKLIN County

PLACE OF USE: IRRIGATION *

TWN RGE SEC
16S 39E 1, 2, 3, 10, 11, 12, 13, 14, 15, 21, 22, 23, 24, 25, 26, 27, 28
FRANKLIN County

CONDITIONS OF APPROVAL AND REMARKS

1. A portion of the place of use is located within Sections 35 and 36, T15N, R01W; Sections 1, 2, 3, 11, 12, 13, 14, 15, 22, 23, 24, 25 and 26, T14N, R01W; Sections 3, 4, 5, 6, 7, 8, 9, 10, 15, 16, 17, 18, 19, 20, 21, 28, 29, 30, 31 and 32, T14N, R01E, of the Salt Lake Meridian in Cache County, Utah.
- * 2. Right 13-00026B is limited to the irrigation of 1530.0 acres in the place of use described above in a single irrigation season.
3. Use of water under this water right will be regulated by the watermaster of State Water District No. 13A.
4. Use of water under this right may be affected by an agreement between the protestant and the right holder.

SUPPORT DATA

IN FILE # 13-26

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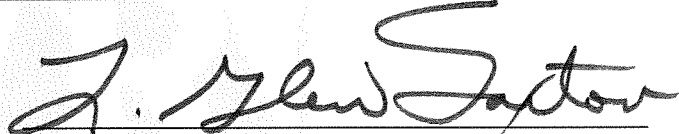
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CONDITIONS OF APPROVAL AND REMARKS

5. The right holder shall accomplish the change authorized by this transfer within one (1) 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.
7. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works from all authorized points of diversion that is acceptable to the watermaster and will provide suitable control of the diversions.
- ** 8. The total instantaneous diversion of water from all points of diversion under Transfer 5010 shall not exceed 38.36 cfs or a total of 134.36 cfs when diversion includes 38% of available high water.
9. 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.
10. Approval of Transfer 5010 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

Dated this 12th day of November, 1997.


Chief, Water Allocation Bureau

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DEC 08 1997