

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77803

This is to certify that: RALPH L HILLMAN
 1223 HOMER AVE
 IDAHO FALLS ID 83401
 (208)529-0723

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>
31-7234	WR/Decreed	03/08/1977	2.56 cfs	384 af	128.0	216.0	GROUND WATER
31-10711	WR/Decreed	04/01/1978	1.76 cfs	308 af	88.0	216.0	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>
31-7234	NO	NO	NO	YES	NO	NO
31-10711	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>
31-7234	31-7234	2.56 cfs	384 af	128.0	216.0		N/A	N/A	N/A	N/A
31-10711	31-10711	1.76 cfs	308 af	88.0	216.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		2.56 cfs	692 af	216	216		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 16th day of April, 2012


 Water Resources Program Manager

SUPPORT DATA
 IN FILE # 31-7234

WATER RIGHT NO. 31-10711
As Modified by Transfer No. 77803

In accordance with the approval of Transfer No. 77803, Water Right No. 31-10711 is now described as follows.

Right Holder: RALPH L HILLMAN
 1223 HOMER AVE
 IDAHO FALLS ID 83401

Priority Date: April 01, 1978

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	1.76 CFS	308.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESE	Sec. 25 Twp 08N	Rge 37E	FREMONT County
GROUND WATER	L4 (NESWSW)	Sec. 30 Twp 08N	Rge 38E	FREMONT 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	
08N	37E	25													35.0			34.0	69.0
08N	38E	30									36.0	38.0	38.0	35.0					147.0
											L 3		L 4						

Total Acres: 216

CONDITIONS OF APPROVAL

1. This right is for an enlargement of 88.0 acres within the place of use described for this right.
2. Rights 31-7234 and 31-10711 when combined shall not exceed a total diversion rate of 2.56 cfs, a total annual maximum diversion volume of 692.0 af at the field headgate, and the irrigation of 216.0 acres.
3. 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. 110.
4. 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.
5. Prior to the diversion and use of water under Transfer approval 77803, 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.

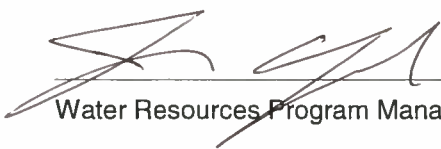
WATER RIGHT NO. 31-10711
As Modified by Transfer No. 77803

CONDITIONS OF APPROVAL

6. 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.
7. 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.
8. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. This right is based upon an enlargement of Right No. 31-07234 pursuant to Section 42-1426, Idaho Code.
10. This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
11. This right does not grant any right-of-way or easement across the land of another.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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 16th day of April, 20 12


Water Resources Program Manager

WATER RIGHT NO. 31-7234
As Modified by Transfer No. 77803

In accordance with the approval of Transfer No. 77803, Water Right No. 31-7234 is now described as follows.

Right Holder: RALPH L HILLMAN
 1223 HOMER AVE
 IDAHO FALLS ID 83401

Priority Date: March 08, 1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	2.56 CFS	384.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESE	Sec. 25 Twp 08N	Rge 37E	FREMONT County
GROUND WATER	L4 (NESWSW)	Sec. 30 Twp 08N	Rge 38E	FREMONT 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	
08N	37E	25													35.0			34.0	69.0
08N	38E	30									36.0	38.0	38.0	35.0					147.0
												L 3	L 4						

Total Acres: 216

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 128.0 acres within the authorized place of use in a single irrigation season.
2. Rights 31-7234 and 31-10711 when combined shall not exceed a total diversion rate of 2.56 cfs, a total annual maximum diversion volume of 692.0 af at the field headgate, and the irrigation of 216.0 acres.
3. 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. 110.
4. 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.
5. Prior to the diversion and use of water under Transfer approval 77803, 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.

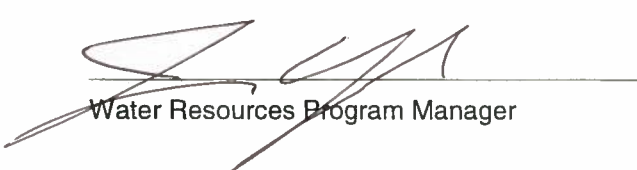
WATER RIGHT NO. 31-7234
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CONDITIONS OF APPROVAL

6. 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.
7. 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.
8. Right No.31-10711 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
10. This right does not grant any right-of-way or easement across the land of another.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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 16th day of April, 2012


Water Resources Program Manager