

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	<u>Right Number</u>	<u>Amount</u> (cfs/ac-ft)	<u>Nature of Use</u>	<u>Period of Use</u>	<u>Source & Tributary</u>
All or Part					
☒ ☐	35-13931	2.82 cfs	Irrigation	04/01 to 11/01	Ground Water
☒ ☐	35-13932	5.64 cfs	Irrigation	04/01 to 11/01	Ground Water
☒ ☐	35-14099	0.83 cfs	Irrigation	04/01 to 11/01	Ground Water
☒ ☐	35-14103	0.83 cfs	Irrigation	04/01 to 11/01	Ground Water
☒ ☐	35-14105	0.41 cfs	Irrigation	04/01 to 11/01	Ground Water
☒ ☐	35-14107	0.11 cfs	Irrigation	04/01 to 11/01	Ground Water
☒ ☐	35-14109	0.09 cfs	Irrigation	04/01 to 11/01	Ground Water
☒ ☐	35-14111	0.07 cfs	Irrigation	04/01 to 11/01	Ground Water
☒ ☐	35-14101	0.82		to	

Total authorized under rights 9.49 cfs and/or 2907.2 ac-ft

2. Total amount of water proposed to be transferred or changed 9.49 cubic feet per second and/or 2907.2 acre-feet per annum.

3. Point(s) of Diversion:

- ☒ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed-the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	35E	22	30	31	32	31	31	31	31	31	33	33	31	32	29.5	30	29.5	30	496
04N	35E	23	32	34	32	31	31	31	31	31									253

Total Acres (for irrigation use) 749

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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 35-14101

Current Owner: FOSTER COMPANY

Priority Date: 9/25/1973

Origin: Water Right

Status: Water Supply Bank Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 11/01	0.82 CFS	163.6 AF
	<u>Total Diversion</u>	0.82 CFS	163.6 AF

Location of Point(s) of Diversion

GROUND WATER NW1/4NE1/4 Sec. 22, Twp 04N, Rge 35E B.M.
JEFFERSON County

Place of Use

IRRIGATION Within JEFFERSON County

T04N R35E S22	NENE	40.00	T04N R35E S22	NWNE	40.00
T04N R35E S22	SWNE	40.00	T04N R35E S22	SENE	40.00
T04N R35E S22	NENW	40.00	T04N R35E S22	NWNW	40.00
T04N R35E S22	SWNW	40.00	T04N R35E S22	SENW	40.00
T04N R35E S22	NESW	40.00	T04N R35E S22	NWSW	40.00
T04N R35E S22	SWSW	40.00	T04N R35E S22	SESW	40.00
T04N R35E S22	NESE	40.00	T04N R35E S22	NWSE	40.00
T04N R35E S22	SWSE	40.00	T04N R35E S22	SESE	40.00

Total Acres: 640

Conditions of Approval:

1. 213 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.
2. X35 Rights 35-14099, 35-14101, 35-14103, 35-14105, 35-14107, 35-14109 and 35-14111 when combined shall not exceed a total diversion rate of 1.03 cfs, a total annual maximum diversion volume of 439.2 af at the field headgate, and the irrigation of 132.0 acres.
3. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. R02 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.
6. R64 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.
7. 206 This right is limited to the irrigation of a specific 543.6 acres within the 640.0 acre place of use authorized by this right in a single irrigation season. The specific 543.6 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 543.6 acres to be irrigated within the 640.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
8. 214 Prior to the diversion and use of water under Transfer approval 77056 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.
9. X35 Rights 35-14099, 35-14101, 35-14103 and 35-14105 when combined shall not exceed a total diversion rate of 0.91 cfs, a total annual maximum diversion volume of 388.1 af at the field headgate, and the irrigation of 132.0 acres.
10. X27 This right is limited to the irrigation of 40.9 acres within the authorized place of use in a single irrigation season.
11. X35 Rights 35-13932, 35-14099, 35-14101, 35-14103, 35-14105, 35-14107, 35-14109 and 35-14111 when combined shall not exceed a total diversion rate of 6.67 cfs, a total annual maximum diversion volume of 2085.6 af at the field headgate, and the irrigation of 543.6 acres.
12. T19 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.
13. R05 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. 120.

Decreed Date: 8/2/2002