

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77617

This is to certify that: DEAN SCHWENDIMAN & SONS INC
PO BOX 57
NEWDALE ID 83436
(208)458-4314

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>
21-7084	WR/Decreed	04/14/1976	6.0 cfs	1105 af	442.0	1,887.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

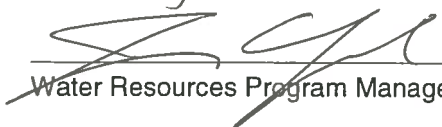
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
21-7084	NO	NO	NO	YES	NO	NO

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>
21-7084	21-7084	6.0 cfs	1105 af	442.0	1,887.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		6.0 cfs	1105 af	442.0	1887.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 11th day of January, 20 12



Water Resources Program Manager

SUPPORT DATA
IN FILE # 21-7084

WATER RIGHT NO. 21-7084
As Modified by Transfer No. 77617

In accordance with the approval of Transfer No. 77617, Water Right No. 21-7084 is now described as follows.

Right Holder: DEAN SCHWENDIMAN & SONS INC
 PO BOX 57
 NEWDALE ID 83436

Priority Date: April 14, 1976

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	6.00 CFS	1,105.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NENE	Sec. 30 Twp 08N	Rge 42E	FREMONT County
GROUND WATER	SWSW	Sec. 32 Twp 08N	Rge 42E	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	
07N	41E	12	38.0	40.0	40.0	40.0				37.0	40.0			39.0	40.0	40.0	39.0	39.0	432.0
07N	42E	5	38.0	39.0	38.0	39.0	38.0	38.0	37.0	37.0									304.0
			L 1	L 2			L 3	L 4											
07N	42E	7	39.0	40.0	40.0	40.0	40.0	36.0	36.0	40.0	40.0	37.0			36.0	40.0			464.0
							L 1	L 2				L 3							
07N	42E	8			40.0	40.0	40.0	39.0	40.0	40.0	40.0	37.0			40.0	40.0			396.0
07N	42E	9							40.0	33.0	40.0	40.0							153.0
08N	42E	32											37.0	35.0			35.0	31.0	138.0

Total Acres: 1887

WATER RIGHT NO. 21-7084
As Modified by Transfer No. 77617

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 442.0 acres within the authorized place of use in a single irrigation season.
2. Rights 21-7084, 22-2193, 22-7020, and 22-12543 when combined shall not exceed a total diversion rate of 10.11 cfs, a total annual maximum diversion volume of 2849.6 af at the field headgate, and the irrigation of 1887.0 acres.
3. Prior to the diversion and use of water under Transfer approval 77617, 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.
4. 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.
5. 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.
6. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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 11th day of January, 2012


Water Resources Program Manager