

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77282

This is to certify that: JAMES A SCHILLER And
EMILY K SCHILLER
5876 DIAMOND RIDGE WAY
NAMPA ID 83686
(208)467-1199

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>
63-33385	WR/Decreed	02/27/1962	0.54 cfs	243.5 af	N/A	54.1	GROUND WATER
63-33387	WR/Decreed	08/09/1972	0.54 cfs	243.5 af	N/A	54.1	GROUND WATER

Purpose of Transfer (Changes Proposed)

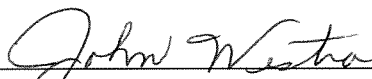
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
63-33385	YES	YES	NO	NO	NO	NO
63-33387	YES	YES	NO	NO	NO	NO

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>
63-33385	63-33538	0.02 cfs	7.7 af	N/A	1.7	63-33537	0.52 cfs	235.8 af	N/A	52.4
63-33387	63-33540	0.02 cfs	7.7 af	N/A	1.7	63-33539	0.52 cfs	235.8 af	N/A	52.4
COMBINED TOTALS		0.04 cfs	7.7 af	N/A	1.7		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 20th day of July, 2011


John Westra, Western Regional Manager

SUPPORT DATA

IN FILE # 63-33385

WATER RIGHT NO. 63-33537
As Modified by Transfer No. 77282

In accordance with the approval of Transfer No. 77282, Water Right No. 63-33537 is now described as follows.

Right Holder: JOE F STAFFORD
 DIAMOND RIDGE LLC
 PO BOX 1028
 MERIDIAN ID 83680

Priority Date: February 27, 1962

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	to 11/15	0.52 CFS	235.8 AF
			0.52 CFS	235.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L1 (NENE) Sec. 3 Twp 01N Rge 02W CANYON 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	
01N	02W	3					26.4				26.0								52.4
							L 3												

Total Acres: 52.4

CONDITIONS OF APPROVAL

1. 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.
2. Rights 63-33537 and 63-33539 when combined shall not exceed a total annual maximum diversion volume of 235.8 af at the field headgate, and the irrigation of 52.4 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

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 20th day of July, 20 11


 John Westra, Western Regional Manager

WATER RIGHT NO. 63-33538
As Modified by Transfer No. 77282

In accordance with the approval of Transfer No. 77282, Water Right No. 63-33538 is now described as follows.

Right Holder: JAMES A SCHILLER And
 EMILY K SCHILLER
 5876 DIAMOND RIDGE WAY
 NAMPA ID 83686

Priority Date: February 27, 1962

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	to 11/15	0.02 CFS	7.7 AF
			0.02 CFS	7.7 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L3 (NENW) Sec. 3 Twp 01N Rge 02W CANYON 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					
01N	02W	3					1.7										1.7		
							L3												

Total Acres: 1.7

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.
4. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
5. Rights 63-33538 and 63-33540 when combined shall not exceed a total annual maximum diversion volume of 7.7 af at the field headgate, and the irrigation of 1.7 acres.
6. Point of diversion and place of use is located within Lot 6, Blk. 1, Diamond Ridge Subdivision.

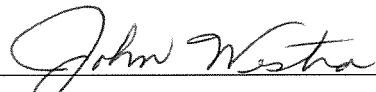
WATER RIGHT NO. 63-33538
As Modified by Transfer No. 77282

CONDITIONS OF APPROVAL

7. The following rights are diverted through point of diversion described above: 63-33538 and 63-33540.

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 20th day of July, 20 11



John Westra, Western Regional Manager



WATER RIGHT NO. 63-33539
As Modified by Transfer No. 77282

In accordance with the approval of Transfer No. 77282, Water Right No. 63-33539 is now described as follows.

Right Holder: JOE F STAFFORD
 DIAMOND RIDGE LLC
 PO BOX 1028
 MERIDIAN ID 83680

Priority Date: August 09, 1972

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.52 CFS	235.8 AF
			0.52 CFS	235.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L1 (NENE)	Sec. 3 Twp 01N Rge 02W CANYON County
GROUND WATER	L2 (NWNE)	Sec. 3 Twp 01N Rge 02W CANYON County
GROUND WATER	SWSW	Sec. 34 Twp 02N Rge 02W CANYON County
GROUND WATER	SESW	Sec. 34 Twp 02N Rge 02W CANYON County
GROUND WATER	SESE	Sec. 34 Twp 02N Rge 02W CANYON 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	
01N 02W 3					26.4			26.0									52.4
					L 3												

Total Acres: 52.4

CONDITIONS OF APPROVAL

- 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.
- The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 4/29/2009.
- Rights 63-33537 and 63-33539 when combined shall not exceed a total annual maximum diversion volume of 235.8 af at the field headgate, and the irrigation of 52.4 acres.

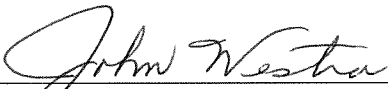
WATER RIGHT NO. 63-33539
As Modified by Transfer No. 77282

CONDITIONS OF APPROVAL

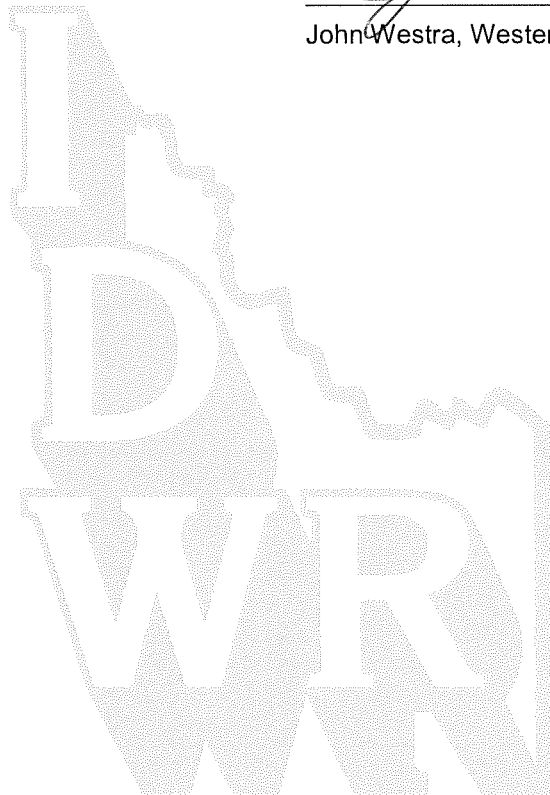
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

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 20th day of July, 20 11



John Westra, Western Regional Manager



WATER RIGHT NO. 63-33540
As Modified by Transfer No. 77282

In accordance with the approval of Transfer No. 77282, Water Right No. 63-33540 is now described as follows.

Right Holder: JAMES A SCHILLER And
 EMILY K SCHILLER
 5876 DIAMOND RIDGE WAY
 NAMPA ID 83686

Priority Date: August 09, 1972

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.02 CFS	7.7 AF
			0.02 CFS	7.7 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L3 (NENW) Sec. 3 Twp 01N Rge 02W CANYON 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	
01N	02W	3					1.7												1.7
							L3												

Total Acres: 1.7

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.
4. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 4/29/2009.
5. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
6. Rights 63-33538 and 63-33540 when combined shall not exceed a total annual maximum diversion volume of 7.7 af at the field headgate, and the irrigation of 1.7 acres.

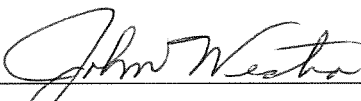
WATER RIGHT NO. 63-33540
As Modified by Transfer No. 77282

CONDITIONS OF APPROVAL

7. Point of diversion and place of use is located within Lot 6, Blk. 1, Diamond Ridge Subdivision.
8. The following rights are diverted through point of diversion described above: 63-33538 and 63-33540.

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 20th day of July, 20 11



John Westra, Western Regional Manager

