

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77201

This is to certify that: NEAL WARD And
 SHELLY WARD
 673 N 825 W
 BLACKFOOT ID 83221
 (208)684-5252

And

BRADLEY WARD And
 BRITTANY WARD
 673 N 825 W
 BLACKFOOT ID 83221
 (208)684-5252

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>
35-13963	WR/Decreed	08/04/1979	3.92 cfs	N/A	N/A	469.0	GROUND WATER
35-13966	WR/Decreed	02/24/1953	3.4 cfs	749 af	187.2	469.0	GROUND WATER
35-13969	WR/Decreed	06/07/1957	1.67 cfs	335.7 af	83.9	469.0	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>
35-13963	NO	NO	YES	NO	NO	NO
35-13966	NO	YES	YES	NO	NO	NO
35-13969	NO	NO	YES	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>
35-13963	35-13963	3.92 cfs	1663.9 af	N/A	469.0		N/A	N/A	N/A	N/A
35-13966	35-13966	3.4 cfs	749 af	187.2	469.0		N/A	N/A	N/A	N/A
35-13969	35-13969	1.67 cfs	335.7 af	83.9	469.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		8.99 cfs	1876 af	469.0	469.0		N/A	N/A	N/A	N/A

SUPPORT DATA

IN FILE # 35-13963

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77201

Detailed Water Right Description(s) attached

Dated this 27th day of June, 2011



Water Resources Program Manager



WATER RIGHT NO. 35-13963
As Modified by Transfer No. 77201

In accordance with the approval of Transfer No. 77201, Water Right No. 35-13963 is now described as follows.

Right Holder: SHELLY WARD And
 BRADLEY WARD
 673 N 825 W
 BLACKFOOT ID 83221

And

BRITTANY WARD And
 NEAL WARD
 673 N 825 W
 BLACKFOOT ID 83221

Priority Date: August 04, 1979

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	3.92 CFS	1,663.9 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWNWNE	Sec. 25 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	SWNWSW	Sec. 25 Twp 01S	Rge 34E	BINGHAM 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	
01S	34E	25		38.7	37.5		36.4	33.1	39.0	39.8	39.5	37.4	30.2	34.5		39.0			405.1
01S	34E	26				14.3									13.0		36.6		63.9

Total Acres: 469

WATER RIGHT NO. 35-13963
As Modified by Transfer No. 77201

CONDITIONS OF APPROVAL

1. Rights 35-13963, 35-13966 and 35-13969 when combined shall not exceed a total annual maximum diversion volume of 1876.0 af at the field headgate and the irrigation of 469.0 acres.
2. 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.
3. 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.
4. Prior to the diversion and use of water under Transfer approval 77201, 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.
5. 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.
6. 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 place of use.
7. This right does not grant any right-of-way or easement across the land of another.
8. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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 27th day of June, 20 11


Water Resources Program Manager

WATER RIGHT NO. 35-13966
As Modified by Transfer No. 77201

In accordance with the approval of Transfer No. 77201, Water Right No. 35-13966 is now described as follows.

Right Holder: NEAL WARD And
 SHELLY WARD
 673 N 825 W
 BLACKFOOT ID 83221

And

BRADLEY WARD And
 BRITTANY WARD
 673 N 825 W
 BLACKFOOT ID 83221

Priority Date: February 24, 1953

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	3.40 CFS	749.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWNWNE	Sec. 25 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	SWNWSW	Sec. 25 Twp 01S	Rge 34E	BINGHAM 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	
01S	34E	25		38.7	37.5		36.4	33.1	39.0	39.8	39.5	37.4	30.2	34.5		39.0			405.1
01S	34E	26				14.3									13.0		36.6	63.9	

Total Acres: 469

WATER RIGHT NO. 35-13966
As Modified by Transfer No. 77201

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 187.2 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13963, 35-13966 and 35-13969 when combined shall not exceed a total annual maximum diversion volume of 1876.0 af at the field headgate and the irrigation of 469.0 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. 120.
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 77201, 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.
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 4.0 afa per acre at the field headgate for irrigation of the place of use.
8. This right does not grant any right-of-way or easement across the land of another.
9. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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 27th day of June, 20 11


Water Resources Program Manager

WATER RIGHT NO. 35-13969
As Modified by Transfer No. 77201

In accordance with the approval of Transfer No. 77201, Water Right No. 35-13969 is now described as follows.

Right Holder: NEAL WARD And
 SHELLY WARD
 673 N 825 W
 BLACKFOOT ID 83221

And

BRADLEY WARD And
 BRITTANY WARD
 673 N 825 W
 BLACKFOOT ID 83221

Priority Date: June 07, 1957

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	1.67 CFS	335.7 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWNWNE	Sec. 25 Twp 01S	Rge 34E	BINGHAM County
GROUND WATER	SWNWSW	Sec. 25 Twp 01S	Rge 34E	BINGHAM 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	
01S	34E	25		38.7	37.5		36.4	33.1	39.0	39.8	39.5	37.4	30.2	34.5		39.0			405.1
01S	34E	26				14.3									13.0		36.6	63.9	

Total Acres: 469

WATER RIGHT NO. 35-13969
As Modified by Transfer No. 77201

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 83.9 acres within the authorized place of use in a single irrigation season.
2. Rights 35-13963, 35-13966 and 35-13969 when combined shall not exceed a total annual maximum diversion volume of 1876.0 af at the field headgate and the irrigation of 469.0 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. 120.
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 77201, 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.
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 4.0 afa per acre at the field headgate for irrigation of the place of use.
8. This right does not grant any right-of-way or easement across the land of another.
9. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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 27th day of June, 2011


Water Resources Program Manager