

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77152

This is to certify that: MITCH JACOBS
 2496 N 2375 E
 HAMER ID 83425
 (208)662-5462

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>
31-2302	WR/Decreed	06/25/1951	0.7 cfs	122.5 af	N/A	35.0	GROUND WATER
31-2426B	WR/Decreed	08/11/1966	0.45 cfs	75.6 af	N/A	25.2	GROUND WATER
31-2426A	WR/Decreed	08/11/1966	1.9 cfs	297 af	N/A	99.0	GROUND WATER
31-11672	WR/Decreed	06/20/1969	1.85 cfs	417.1 af	N/A	139.1	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>
31-2302	YES	YES	YES	NO	NO	NO
31-2426B	YES	NO	YES	NO	NO	NO
31-2426A	NO	NO	YES	NO	NO	NO
31-11672	YES	YES	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

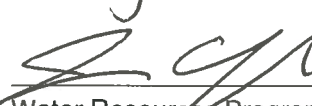
<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
31-2302	31-12231	0.07 cfs	13 af	3.7	132.3	31-12230	0.63 cfs	109.5 af	N/A	31.3
31-2426B	31-12229	0.35 cfs	59.4 af	19.8	132.3	31-12228	0.1 cfs	16.2 af	N/A	5.4
31-2426A	31-2426A	1.9 cfs	297 af	99.0	132.3		N/A	N/A	N/A	N/A
31-11672	31-12227	0.13 cfs	29.4 af	9.8	132.3	31-12226	1.72 cfs	387.7 af	N/A	129.3

COMBINED

TOTALS	2.45 cfs	398.8 af	132.3	132.3		N/A	N/A	N/A	N/A
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Detailed Water Right Description(s) attached

Dated this 20th day of May, 2011


 Water Resources Program Manager

SUPPORT DATA

IN FILE # 31-2302

WATER RIGHT NO. 31-12226
As Modified by Transfer No. 77152

In accordance with the approval of Transfer No. 77152, Water Right No. 31-12226 is now described as follows.

Right Holder: MITCH JACOBS Or
 VALYNN H JACOBS
 2496 N 2375 E
 HAMER ID 83425

Priority Date: June 20, 1969

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	to 11/15	1.72 CFS	387.7 AF

LOCATION OF POINT(S) OF DIVERSION:
 GROUND WATER NWSWNW Sec. 34 Twp 08N Rge 36E JEFFERSON County

<u>PLACE OF USE:</u>			IRRIGATION																
Twp	Rge	Sec	NE				NW				SW				SE				
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
08N	36E	33	23.7			32.1													55.8
08N	36E	34						35.8	37.7										73.5

Total Acres: 129.3

CONDITIONS OF APPROVAL

1. The use of water for irrigation under this right may begin as early as April 1 provided other elements of the right are not exceeded. The use of water before April 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than February 22, 2002.
2. 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 20th day of May, 20 11


 Water Resources Program Manager

WATER RIGHT NO. 31-12227
As Modified by Transfer No. 77152

In accordance with the approval of Transfer No. 77152, Water Right No. 31-12227 is now described as follows.

Right Holder: MITCH JACOBS Or
 VALYNN H JACOBS
 2496 N 2375 E
 HAMER ID 83425

Priority Date: June 20, 1969

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	to 11/15	0.13 CFS	29.4 AF

LOCATION OF POINT(S) OF DIVERSION:
 GROUND WATER NESESE Sec. 28 Twp 08N Rge 36E JEFFERSON County

<u>PLACE OF USE:</u>		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	36E	27									2.2	34.6	37.2	2.8					76.8
08N	36E	28													27.6		26.9		54.5
08N	36E	33	.3																.3
08N	36E	34					.7												.7

Total Acres: 132.3

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 9.8 acres within the authorized place of use in a single irrigation season.
2. Rights 31-2426A, 31-12227, 31-12229 and 31-12231 when combined shall not exceed the irrigation of 132.3 acres.
3. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than February 22, 2002.
4. 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.
5. 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.

WATER RIGHT NO. 31-12227
As Modified by Transfer No. 77152

CONDITIONS OF APPROVAL

6. 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.
7. Prior to the diversion and use of water under Transfer approval 77152, 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.
8. 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.
9. The right holder shall accomplish the change authorized by this transfer within one year 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 20th day of May, 2011


Water Resources Program Manager

WATER RIGHT NO. 31-2426A
As Modified by Transfer No. 77152

In accordance with the approval of Transfer No. 77152, Water Right No. 31-2426A is now described as follows.

Right Holder: F MITCHELL JACOBS Or
 VALYNN H JACOBS
 2496 N 2375 E
 HAMER ID 83425

Priority Date: August 11, 1966

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	to 11/15	1.90 CFS	297.0 AF

LOCATION OF POINT(S) OF DIVERSION:
 GROUND WATER NESESE Sec. 28 Twp 08N Rge 36E JEFFERSON 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	36E	27									2.2	34.6	37.2	2.8					76.8
08N	36E	28													27.6			26.9	54.5
08N	36E	33	.3																.3
08N	36E	34					.7												.7

Total Acres: 132.3

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 99.0 acres within the authorized place of use in a single irrigation season.
2. Rights 31-2426A, 31-12227, 31-12229 and 31-12231 when combined shall not exceed the irrigation of 132.3 acres.
3. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than February 22, 2002.
4. 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.
5. 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.

WATER RIGHT NO. 31-2426A
As Modified by Transfer No. 77152

CONDITIONS OF APPROVAL

6. 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.
7. Prior to the diversion and use of water under Transfer approval 77152, 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.
8. 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.
9. The right holder shall accomplish the change authorized by this transfer within one year 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 20th day of May, 20 11


Water Resources Program Manager

WATER RIGHT NO. 31-12228
As Modified by Transfer No. 77152

In accordance with the approval of Transfer No. 77152, Water Right No. 31-12228 is now described as follows.

Right Holder: MITCH JACOBS And
 VALYNN H JACOBS
 2496 N 2375 E
 HAMER ID 83425

Priority Date: August 11, 1966

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	to 11/15	0.10 CFS	16.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESESE Sec. 28 Twp 08N Rge 36E JEFFERSON County

PLACE OF USE: IRRIGATION

Tw	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
08N	36E	28																	5.4
																		5.4	

Total Acres: 5.4

CONDITIONS OF APPROVAL

1. The use of water for irrigation under this right may begin as early as April 1 provided other elements of the right are not exceeded. The use of water before April 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than February 22, 2002.
2. The following rights are diverted through the point of diversion described above: 31-2426A, 31-12227, 31-12228, 31-12229 and 31-12231.
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.

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 May, 20 11


 Water Resources Program Manager

WATER RIGHT NO. 31-12229
As Modified by Transfer No. 77152

In accordance with the approval of Transfer No. 77152, Water Right No. 31-12229 is now described as follows.

Right Holder: MITCH JACOBS And
 VALYNN H JACOBS
 2496 N 2375 E
 HAMER ID 83425

Priority Date: August 11, 1966

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	to 11/15	0.35 CFS	59.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESESE Sec. 28 Twp 08N Rge 36E JEFFERSON 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	36E	27									2.2	34.6	37.2	2.8					76.8
08N	36E	28													27.6			26.9	54.5
08N	36E	33	.3																.3
08N	36E	34						.7											.7

Total Acres: 132.3

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 19.8 acres within the authorized place of use in a single irrigation season.
2. Rights 31-2426A, 31-12227, 31-12229 and 31-12231 when combined shall not exceed the irrigation of 132.3 acres.
3. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than February 22, 2002.
4. 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.
5. 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.

WATER RIGHT NO. 31-12229
As Modified by Transfer No. 77152

CONDITIONS OF APPROVAL

6. 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.
7. Prior to the diversion and use of water under Transfer approval 77152, 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.
8. 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.
9. The right holder shall accomplish the change authorized by this transfer within one year 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 20th day of May, 20 11


Water Resources Program Manager

WATER RIGHT NO. 31-12230
As Modified by Transfer No. 77152

In accordance with the approval of Transfer No. 77152, Water Right No. 31-12230 is now described as follows.

Right Holder: ESTELLA R STALLINGS
 2237 N 900 W
 CLINTON UT 84015

Priority Date: June 25, 1951

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	0.63 CFS	109.5 AF

LOCATION OF POINT(S) OF DIVERSION:
 GROUND WATER NESESE Sec. 21 Twp 08N Rge 36E JEFFERSON County

<u>PLACE OF USE:</u>		IRRIGATION																
Twp	Rge Sec	NE				NW				SW				SE				Totals
		<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
08N	36E 21																23.0	23.0
08N	36E 28	4.0			4.3													8.3

Total Acres: 31.3

CONDITIONS OF APPROVAL

1. The remainder of this right was forfeited for non-use from 1980 to 1987.
2. 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 20th day of May, 20 11


 Water Resources Program Manager

WATER RIGHT NO. 31-12231
As Modified by Transfer No. 77152

In accordance with the approval of Transfer No. 77152, Water Right No. 31-12231 is now described as follows.

Right Holder: MITCH JACOBS And
 VALYNN H JACOBS
 2496 N 2375 E
 HAMER ID 83425

Priority Date: June 25, 1951

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	0.07 CFS	13.0 AF

LOCATION OF POINT(S) OF DIVERSION:
 GROUND WATER NESESE Sec. 28 Twp 08N Rge 36E JEFFERSON County

<u>PLACE OF USE:</u>			<u>IRRIGATION</u>																<u>Totals</u>
<u>Twp</u>	<u>Rge</u>	<u>Sec</u>	<u>NE</u>				<u>NW</u>				<u>SW</u>				<u>SE</u>				
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
08N	36E	27									2.2	34.6	37.2	2.8					76.8
08N	36E	28													27.6			26.9	54.5
08N	36E	33	.3																.3
08N	36E	34					.7												.7

Total Acres: 132.3

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 3.7 acres within the authorized place of use in a single irrigation season.
2. Rights 31-2426A, 31-12227, 31-12229 and 31-12231 when combined shall not exceed the irrigation of 132.3 acres.
3. 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.
4. 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.
5. 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.

WATER RIGHT NO. 31-12231
As Modified by Transfer No. 77152

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 77152, 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.
7. 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.
8. The right holder shall accomplish the change authorized by this transfer within one year 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 20th day of May, 20 11


Water Resources Program Manager