

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77160

This is to certify that: SPENCER BROWN And
 KAMI BROWN And
 JOE SLAGOWSKI And
 NICOLE SLAGOWSKI
 2273 E 2300 N
 HAMER ID 83425
 (208)662-5421

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>
31-7082	WR/Decreed	03/28/1973	2.17 cfs	409.5 af	N/A	117.0	GROUND WATER
31-4023	WR/Decreed	12/31/1943	0.18 cfs	17.9 af	N/A	3.2	GROUND WATER
31-4065	WR/Decreed	05/01/1956	0.6 cfs	105 af	N/A	30.0	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>
31-7082	YES	YES	YES	NO	NO	NO
31-4023	YES	YES	YES	NO	NO	NO
31-4065	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>
31-7082	31-12237	0.09 cfs	17.9 af	5.1	36.3	31-12236	2.08 cfs	391.6 af	N/A	111.9
31-4023	31-12233	0.06 cfs	11.2 af	3.2	36.3	31-12232	0.12 cfs	6.7 af	N/A	N/A
31-4065	31-12235	0.56 cfs	98 af	28.0	36.3	31-12234	0.04 cfs	7 af	N/A	2.0
COMBINED										
TOTALS		0.71 cfs	127.1 af	36.3	36.3		N/A	N/A	N/A	N/A

SUPPORT DATA

IN FILE # 31-4023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77160

Detailed Water Right Description(s) attached

Dated this 11th day of May, 2011


Water Resources Program Manager



WATER RIGHT NO. 31-12232
As Modified by Transfer No. 77160

In accordance with the approval of Transfer No. 77160, Water Right No. 31-12232 is now described as follows.

Right Holder: SPENCER BROWN And
 KAMI BROWN And
 JOE SLAGOWSKI And
 NICOLE SLAGOWSKI
 2273 E 2300 N
 HAMER ID 83425
 (208)662-5421

HAMER ID 83425

Priority Date: December 31, 1943

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01	to 12/31	0.12 CFS	6.7 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSWSE	Sec. 4 Twp 07N Rge 36E	JEFFERSON County
GROUND WATER	NESESE	Sec. 5 Twp 07N Rge 36E	JEFFERSON County

PLACE OF USE: STOCKWATER

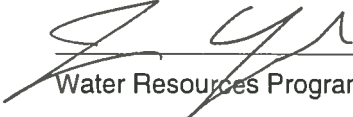
Twp	Rge	Sec	NE	NW	SW	SE	Totals
07N	36E	4	NE	NW	SW	SE	X

CONDITIONS OF APPROVAL

1. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
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 11th day of May, 20 11


 Water Resources Program Manager

WATER RIGHT NO. 31-12233
As Modified by Transfer No. 77160

In accordance with the approval of Transfer No. 77160, Water Right No. 31-12233 is now described as follows.

Right Holder: SPENCER BROWN And
 KAMI BROWN And
 JOE SLAGOWSKI And
 NICOLE SLAGOWSKI
 2273 E 2300 N
 HAMER ID 83425
 (208)662-5421

Priority Date: December 31, 1943

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	0.06 CFS	11.2 AF

LOCATION OF POINT(S) OF DIVERSION:
 GROUND WATER SESW Sec. 30 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	30									25.8	6.1	.2	4.2					36.3

Total Acres: 36.3

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 3.2 acres within the authorized place of use in a single irrigation season.
2. Rights 31-12233, 31-12235 and 31-12237 when combined shall not exceed the irrigation of 36.3 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. 110.
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 77160, 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.

WATER RIGHT NO. 31-12233
As Modified by Transfer No. 77160

CONDITIONS OF APPROVAL

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 3.5 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 11th day of May, 2011


Water Resources Program Manager

WATER RIGHT NO. 31-12234
As Modified by Transfer No. 77160

In accordance with the approval of Transfer No. 77160, Water Right No. 31-12234 is now described as follows.

Right Holder: JOE SLAGOWSKI And
J NICOLE SLAGOWSKI
2259 E 2350 N
HAMER ID 83425

Priority Date: May 01, 1956

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	0.04 CFS	7.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L5 (NESWNW) Sec. 6 Twp 07N 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	
07N 36E 6							2.0										2.0
							L 5										

Total Acres: 2

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.

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 May, 20 11


Water Resources Program Manager

WATER RIGHT NO. 31-12235
As Modified by Transfer No. 77160

In accordance with the approval of Transfer No. 77160, Water Right No. 31-12235 is now described as follows.

Right Holder: JOE SLAGOWSKI And
J NICOLE SLAGOWSKI
2259 E 2350 N
HAMER ID 83425

Priority Date: May 01, 1956

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	0.56 CFS	98.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESW Sec. 30 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	30									25.8	6.1	.2	4.2					36.3

Total Acres: 36.3

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 28.0 acres within the authorized place of use in a single irrigation season.
2. Rights 31-12233, 31-12235 and 31-12237 when combined shall not exceed the irrigation of 36.3 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. 110.
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 77160, 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.

WATER RIGHT NO. 31-12235
As Modified by Transfer No. 77160

CONDITIONS OF APPROVAL

7. 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.
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 11th day of May, 20 11


Water Resources Program Manager

WATER RIGHT NO. 31-12236
As Modified by Transfer No. 77160

In accordance with the approval of Transfer No. 77160, Water Right No. 31-12236 is now described as follows.

Right Holder: LOYD L GASSER
 2303 E 2300 N
 HAMER ID 83425

Priority Date: March 28, 1973

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	2.08 CFS	391.6 AF

LOCATION OF POINT(S) OF DIVERSION:
 GROUND WATER NESESE Sec. 5 Twp 07N Rge 36E JEFFERSON County

<u>PLACE OF USE:</u>		IRRIGATION																	
Twp	Rge	Sec	NE				NW				SW				SE				<u>Totals</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>	
07N	36E	4																38.0	38.0
07N	36E	5																33.9	40.0
																			73.9

Total Acres: 111.9

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.

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 May, 20 11


 Water Resources Program Manager

WATER RIGHT NO. 31-12237
As Modified by Transfer No. 77160

In accordance with the approval of Transfer No. 77160, Water Right No. 31-12237 is now described as follows.

Right Holder: SPENCER BROWN And
 KAMI BROWN
 2273 E 2300 N
 HAMER ID 83425

Priority Date: March 28, 1973

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	0.09 CFS	17.9 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESW Sec. 30 Twp 08N Rge 36E JEFFERSON County

PLACE OF USE: IRRIGATION

Twp	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	30									25.8	6.1	.2	4.2					36.3

Total Acres: 36.3

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 5.1 acres within the authorized place of use in a single irrigation season.
2. Rights 31-12233, 31-12235 and 31-12237 when combined shall not exceed the irrigation of 36.3 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. 110.
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 77160, 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.

WATER RIGHT NO. 31-12237
As Modified by Transfer No. 77160

CONDITIONS OF APPROVAL

7. 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.
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 11th day of May, 20 11


Water Resources Program Manager