

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77029

This is to certify that: GARY B HARPER
 2040 E 850 S
 DECLO ID 83323
 (208) 670-1294

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>
43-2356A	WR/Decreed	09/08/1950	1.4 cfs	458.4 af	114.6	256.4	GROUND WATER
43-2441B	WR/Decreed	03/05/1956	1.99 cfs	510 af	127.5	256.4	GROUND WATER
43-4022A	WR/Decreed	01/01/1953	0.83 cfs	168 af	42.0	256.4	GROUND WATER
43-4023A	WR/Decreed	04/01/1954	0.43 cfs	88 af	22.0	256.4	GROUND WATER
43-4024C	WR/Decreed	04/01/1954	0.27 cfs	131 af	173.0	256.4	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>
43-2356A	NO	YES	YES	NO	NO	NO
43-2441B	NO	YES	YES	NO	NO	NO
43-4022A	NO	YES	YES	NO	NO	NO
43-4023A	NO	YES	YES	NO	NO	NO
43-4024C	NO	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>
43-2356A	43-2356A	1.4 cfs	458.4 af	114.6	256.4		N/A	N/A	N/A	N/A
43-2441B	43-2441B	1.99 cfs	510 af	127.5	256.4		N/A	N/A	N/A	N/A
43-4022A	43-4022A	0.83 cfs	168 af	42.0	256.4		N/A	N/A	N/A	N/A
43-4023A	43-4023A	0.43 cfs	88 af	22.0	256.4		N/A	N/A	N/A	N/A
43-4024C	43-4024C	0.27 cfs	131 af	173.0	256.4		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		4.8 cfs	1025.6 af	256.4	256.4		N/A	N/A	N/A	N/A

SUPPORT DATA

IN FILE # 43-2356A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77029

Detailed Water Right Description(s) attached

Dated this 18th day of February, 20 11


Southern Region Manager

WATER RIGHT NO. 43-4024C
As Modified by Transfer No. 77029

In accordance with the approval of Transfer No. 77029, Water Right No. 43-4024C is now described as follows.

Right Holder: GARY B HARPER
2040 E 850 S
DECLO ID 83323

Priority Date: April 01, 1954

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	0.27 CFS	131.0 AF
			0.27 CFS	131.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESWSE Sec. 31 Twp 11S Rge 27E CASSIA County

PLACE OF USE: 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>
11S	27E	31	27.0	30.0	35.0	38.0									36.4	32.5	31.5	26.0	256.4

Total Acres: 256.4

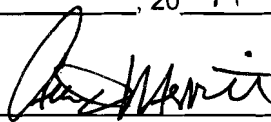
WATER RIGHT NO. 43-4024C
As Modified by Transfer No. 77029

CONDITIONS OF APPROVAL

1. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
2. This right is limited to the irrigation of 170 acres within the authorized place of use in a single irrigation season.
3. Rights 43-2356A, 43-2441B, 43-4022A, 43-4023A and 43-4024C when combined shall not exceed a total diversion rate of 4.8 cfs, a total annual maximum diversion volume of 1025.6 af at the field headgate, and the irrigation of 256.4 acres.
4. Rights 43-2441B, 43-4022A, 43-4023A and 43-4024C when combined shall not exceed a total diversion rate of 3.4 cfs, a total annual maximum diversion volume of 680 af at the field headgate, and the irrigation of 170 acres.
5. 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.
6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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 18th day of February, 2011



Southern Region Manager

WATER RIGHT NO. 43-2356A
As Modified by Transfer No. 77029

In accordance with the approval of Transfer No. 77029, Water Right No. 43-2356A is now described as follows.

Right Holder: GARY B HARPER
 2040 E 850 S
 DECLO ID 83323

Priority Date: September 08, 1950

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	1.40 CFS	458.4 AF
			1.40 CFS	458.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESWSE Sec. 31 Twp 11S Rge 27E CASSIA County

PLACE OF USE: 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>
11S 27E 31	27.0	30.0	35.0	38.0									36.4	32.5	31.5	26.0	256.4

Total Acres: 256.4

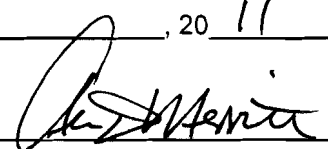
WATER RIGHT NO. 43-2356A
As Modified by Transfer No. 77029

CONDITIONS OF APPROVAL

1. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
2. This right is limited to the irrigation of 114.6 acres within the authorized place of use in a single irrigation season.
3. Rights 43-2356A, 43-2441B, 43-4022A, 43-4023A and 43-4024C when combined shall not exceed a total diversion rate of 4.8 cfs, a total annual maximum diversion volume of 1025.6 af at the field headgate, and the irrigation of 256.4 acres.
4. 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.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 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 18th day of February, 20 11


Southern Region Manager

WATER RIGHT NO. 43-4023A
As Modified by Transfer No. 77029

In accordance with the approval of Transfer No. 77029, Water Right No. 43-4023A is now described as follows.

Right Holder: GARY B HARPER
2040 E 850 S
DECLO ID 83323

Priority Date: April 01, 1954

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	0.43 CFS	88.0 AF
			0.43 CFS	88.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESWSE Sec. 31 Twp 11S Rge 27E CASSIA County

PLACE OF USE: 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>
11S 27E 31	27.0	30.0	35.0	38.0									36.4	32.5	31.5	26.0	256.4

Total Acres: 256.4

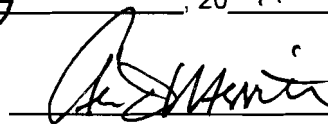
WATER RIGHT NO. 43-4023A
As Modified by Transfer No. 77029

CONDITIONS OF APPROVAL

1. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
2. This right is limited to the irrigation of 22 acres within the authorized place of use in a single irrigation season.
3. Rights 43-2441B, 43-4022A, 43-4023A and 43-4024C when combined shall not exceed a total diversion rate of 3.4 cfs, a total annual maximum diversion volume of 680 af at the field headgate, and the irrigation of 170 acres.
4. Rights 43-2356A, 43-2441B, 43-4022A, 43-4023A and 43-4024C when combined shall not exceed a total diversion rate of 4.8 cfs, a total annual maximum diversion volume of 1025.6 af at the field headgate, and the irrigation of 256.4 acres.
5. 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.
6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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 18th day of February, 20 11



Southern Region Manager

WATER RIGHT NO. 43-4022A
As Modified by Transfer No. 77029

In accordance with the approval of Transfer No. 77029, Water Right No. 43-4022A is now described as follows.

Right Holder: GARY B HARPER
 2040 E 850 S
 DECLO ID 83323

Priority Date: January 01, 1953

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	0.83 CFS	168.0 AF
			0.83 CFS	168.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESWSE Sec. 31 Twp 11S Rge 27E CASSIA 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	
11S 27E 31	27.0	30.0	35.0	38.0									36.4	32.5	31.5	26.0	256.4

Total Acres: 256.4

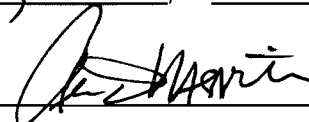
WATER RIGHT NO. 43-4022A
As Modified by Transfer No. 77029

CONDITIONS OF APPROVAL

1. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
2. This right is limited to the irrigation of 42 acres within the authorized place of use in a single irrigation season.
3. Rights 43-2441B, 43-4022A, 43-4023A and 43-4024C when combined shall not exceed a total diversion rate of 3.4 cfs, a total annual maximum diversion volume of 680 af at the field headgate, and the irrigation of 170 acres.
4. Rights 43-2356A, 43-2441B, 43-4022A, 43-4023A and 43-4024C when combined shall not exceed a total diversion rate of 4.8 cfs, a total annual maximum diversion volume of 1025.6 af at the field headgate, and the irrigation of 256.4 acres.
5. 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.
6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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 18th day of February, 20 11



Southern Region Manager

WATER RIGHT NO. 43-2441B
As Modified by Transfer No. 77029

In accordance with the approval of Transfer No. 77029, Water Right No. 43-2441B is now described as follows.

Right Holder: GARY B HARPER
 2040 E 850 S
 DECLO ID 83323

Priority Date: March 05, 1956

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	1.99 CFS	510.0 AF
			1.99 CFS	510.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESWSE Sec. 31 Twp 11S Rge 27E CASSIA 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	
11S	27E	31	27.0	30.0	35.0	38.0									36.4	32.5	31.5	26.0	256.4

Total Acres: 256.4

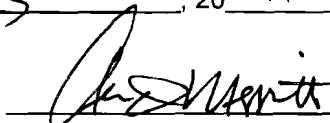
WATER RIGHT NO. 43-2441B
As Modified by Transfer No. 77029

CONDITIONS OF APPROVAL

1. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
2. This right is limited to the irrigation of 127.5 acres within the authorized place of use in a single irrigation season.
3. Rights 43-2356A, 43-2441B, 43-4022A, 43-4023A and 43-4024C when combined shall not exceed a total diversion rate of 4.8 cfs, a total annual maximum diversion volume of 1025.6 af at the field headgate, and the irrigation of 256.4 acres.
4. Rights 43-2441B, 43-4022A, 43-4023A and 43-4024C when combined shall not exceed a total diversion rate of 3.4 cfs, a total annual maximum diversion volume of 680 af at the field headgate, and the irrigation of 170 acres.
5. 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.
6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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 18th day of February, 2011



Southern Region Manager

State of Idaho
Department of Water Resources

Attachment To Transfer Of Water Right

Transfer No. 77029

Rights: 43-2356A, 43-2441B, 43-4022A, 43-4023A, 43-4024C

This map depicts the IRRIGATION place of use boundary for these water rights at the time of this approval and is attached to the approval document solely for illustrative purposes.



Legend

- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.125 0.25 0.5 Miles

