

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70596

This is to certify that: SCOTT E POULSON
2831 W 1500 S
ABERDEEN ID 83210
(208)397-5240

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>
35-7728	AJC/License	07/11/1977	3.16 cfs	724 af	N/A	181.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

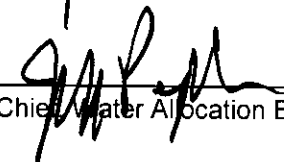
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
35-7728	YES	YES	NO	NO	NO	NO

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>
35-7728	35-13464	0.66 cfs	152 af	N/A	38.0	35-13463	2.5 cfs	572 af	N/A	143.0
COMBINED TOTALS		0.66 cfs	152 af	N/A	38.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 24 day of July, 2003

For  Chief, Water Allocation Bureau

WATER RIGHT NO. 35-13463
As Modified by Transfer No. 70596

In accordance with the approval of Transfer No. 70596, Water Right No. 35-13463 is now described as follows.

Right Holder: JOHN R DUFFIN
1436 S 2750 W
ABERDEEN ID 83210

Priority Date: July 11, 1977

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	2.50 CFS	572.0 AF
			2.50 CFS	572.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESWNW Sec. 21 Twp 05S Rge 31E 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	
05S	31E	21					40.0	38.0	36.0	25.0	4.0								143.0

Total Acres: 143

CONDITIONS OF APPROVAL

1. Use of this right is combined with water from Aberdeen Springfield Canal Co.
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 24 day of July, 2003

For 
Chief, Water Allocation Bureau

WATER RIGHT NO. 35-13464
As Modified by Transfer No. 70596

In accordance with the approval of Transfer No. 70596, Water Right No. 35-13464 is now described as follows.

Right Holder: SCOTT E POULSON And
 DIANNE S POULSON
 2831 W 1500 S
 ABERDEEN ID 83210

Priority Date: July 11, 1977

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	0.66 CFS	152.0 AF
			0.66 CFS	152.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESW Sec. 16 Twp 05S Rge 31E BINGHAM 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
05S	31E	16																38.0	38.0

Total Acres: 38

CONDITIONS OF APPROVAL

1. Prior to the diversion and use of water under Transfer approval 70596, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and 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.
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. The right holder shall maintain a lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
4. Use of this right is combined with water from Aberdeen Springfield Canal Co.
5. 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.
6. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

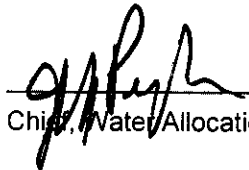
WATER RIGHT NO. 35-13464
As Modified by Transfer No. 70596

CONDITIONS OF APPROVAL

7. If the surface water right appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
8. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
10. 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 lands above.
11. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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 24 day of July, 2003


B. Chief, Water Allocation Bureau