

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 76570

This is to certify that: A B L WATER USERS
17165 ELMCREST DR
CALDWELL ID 83607
(208)880-9992

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

Right	Origin/Basis	Priority	Rate	Volume	Acre Limit	Total Acres	Source
63-11229	WR/License	02/20/1990	0.14 cfs	65.5 af	N/A	12.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

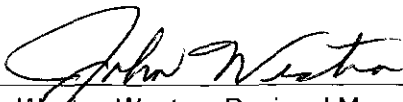
Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
63-11229	YES	NO	NO	YES	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
63-11229	63-33421	0.03 cfs	14.7 af	N/A	2.7	63-33420	0.11 cfs	50.8 af	N/A	9.3
COMBINED TOTALS		0.03 cfs	14.7 af	N/A	2.7		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 3rd day of November, 2010


John Westra, Western Regional Manager

WATER RIGHT NO. 63-33420
As Modified by Transfer No. 76570

In accordance with the approval of Transfer No. 76570, Water Right No. 63-33420 is now described as follows.

Right Holder: ELM CREST WATER USERS ASSN
 17056 ELM CREST DR
 CALDWELL ID 83605

Priority Date: February 20, 1990

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	01/01	to 12/31	0.11 CFS	8.4 AF
IRRIGATION	03/15	to 11/15	0.11 CFS	41.9 AF
STOCKWATER	01/01	to 12/31	0.01 CFS	0.5 AF
			0.11 CFS	50.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENE Sec. 19 Twp 05N Rge 03W CANYON County

PLACE OF USE: DOMESTIC

Twp	Rge	Sec	NE	NW	SW	SE	Totals
05N	03W	19	X				

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
05N	03W	19	9.3				9.3

Total Acres: 9.3

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE	NW	SW	SE	Totals
05N	03W	19	X				

CONDITIONS OF APPROVAL

1. Approval of this transfer does not confirm the validity of this water right.
2. The right holder shall use the full allotment of his surface water right, to the extent it is available, in conjunction with ground water diverted pursuant to this right.
3. Place of use is located within Lots 1-10, Blk. 1 and Lots 1-3, 5 and 6, Blk. 2, Elm-Crest Subdivision.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre or more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

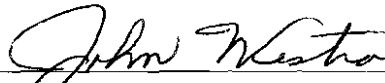
WATER RIGHT NO. 63-33420
As Modified by Transfer No. 76570

CONDITIONS OF APPROVAL

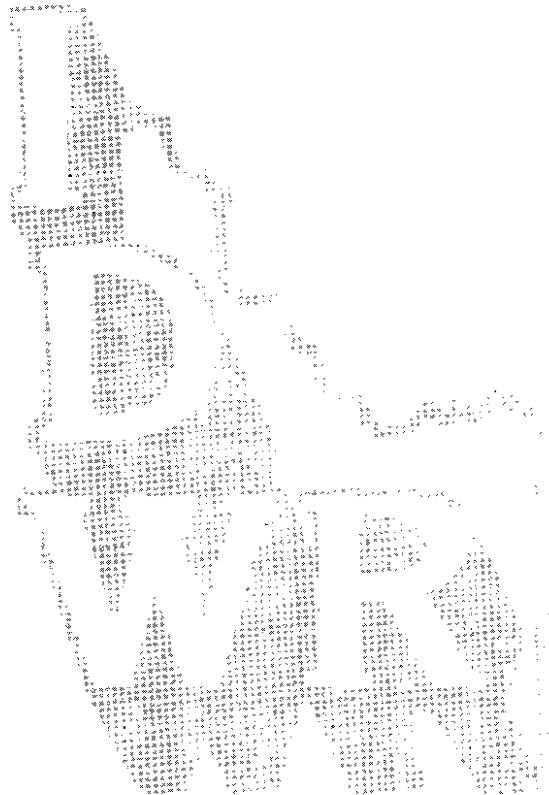
5. Domestic use is for 14 homes.

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 3rd day of November, 2010



John Westra, Western Regional Manager



WATER RIGHT NO. 63-33421
As Modified by Transfer No. 76570

In accordance with the approval of Transfer No. 76570, Water Right No. 63-33421 is now described as follows.

Right Holder: A B L WATER USERS
 17165 ELMCREST DR
 CALDWELL ID 83607

Priority Date: February 20, 1990

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	01/01	to 12/31	0.03 CFS	2.4 AF
IRRIGATION	03/15	to 11/15	0.03 CFS	12.1 AF
STOCKWATER	01/01	to 12/31	0.01 CFS	0.2 AF
			0.03 CFS	14.7 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENE Sec. 19 Twp 05N Rge 03W CANYON County

PLACE OF USE: DOMESTIC

Twp	Rge	Sec	NE	NW	SW	SE	Totals
05N	03W	19	X				

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
05N	03W	19	2.7				2.7

Total Acres: 2.7

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE	NW	SW	SE	Totals
05N	03W	19	X				

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. 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.

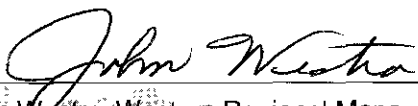
WATER RIGHT NO. 63-33421
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CONDITIONS OF APPROVAL

5. If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used for irrigation purposes without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
6. This right when combined with all other rights shall provide no more than 0.03 cfs per acre or more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
7. Domestic use is for 4 homes and does not include lawn, garden, landscape, or other types of irrigation.
8. Place of use is located within Lots 4 and 7-9, Blk. 2; Elm-Crest Subdivision.
9. Point of diversion is located within Lot 8, Blk. 2, Elm-Crest Subdivision.

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 3rd day of November, 20 10


John Westra, Western Regional Manager