

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70450

This is to certify that: CHAD STIBAL Or
 BETTY STIBAL
 174 N 1700 W
 BLACKFOOT ID 83221
 (208)684-3104

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>
35-7598	WR/Decreed	03/30/1976	1.5 cfs	N/A	163.0	432.0	GROUND WATER
35-2214A	WR/Decreed	02/02/1952	4 cfs	N/A	269.0	432.0	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>
35-7598	NO	NO	YES	NO	NO	NO
35-2214A	NO	NO	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>
35-7598	35-7598	1.5 cfs	636 af	163.0	432.0		N/A	N/A	N/A	N/A
35-2214A	35-2214A	4 cfs	1076 af	269.0	432.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		4.71 cfs	1712 af		432		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 22 day of May, 20 03

For 
 Chief Water Allocation Bureau

WATER RIGHT NO. 35-7598
As Modified by Transfer No. 70450

In accordance with the approval of Transfer No. 70450, Water Right No. 35-7598 is now described as follows.

Right Holder: CHAD STIBAL And
 BETTY STIBAL
 174 N 1700 W
 BLACKFOOT ID 83221

Priority Date: March 30, 1976

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	1.50 CFS	636.0 AF
			1.50 CFS	636.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNENW Sec. 30 Twp 02S Rge 33E 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	
02S	32E	25	28.0	39.0	39.0	28.0	8.0			8.0									150.0
02S	33E	30	35.0	40.0	40.0	31.0	40.0	28.0	28.0	40.0									282.0
								L 1	L 2										

Total Acres: 432

CONDITIONS OF APPROVAL

1. Rights 35-7598 and 35-2214A when combined shall not exceed a total diversion rate of 4.71 cfs.
2. This right is limited to the irrigation of 163 acres within the place of use described above in a single irrigation season.
3. 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.
4. Prior to the diversion and use of water under Transfer approval 70450, 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.
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 lands above.

WATER RIGHT NO. 35-7598
As Modified by Transfer No. 70450

CONDITIONS OF APPROVAL

6. The right holder shall maintain lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
7. 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.
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.
9. The right holder shall accomplish the change authorized by this transfer within one (1) 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.

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 22 day of May, 2003


For Chief, Water Allocation Bureau

WATER RIGHT NO. 35-2214A
As Modified by Transfer No. 70450

In accordance with the approval of Transfer No. 70450, Water Right No. 35-2214A is now described as follows.

Right Holder: CHAD STIBAL And
 BETTY STIBAL
 174 N 1700 W
 BLACKFOOT ID 83221

Priority Date: February 02, 1952

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	4.00 CFS	1,076.0 AF
			4.00 CFS	1,076.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNENW Sec. 30 Twp 02S Rge 33E 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	
02S	32E	25	28.0	39.0	39.0	28.0	8.0				8.0								150.0
02S	33E	30	35.0	40.0	40.0	31.0	40.0	28.0	28.0	40.0									282.0
								L 1	L 2										

Total Acres: 432

CONDITIONS OF APPROVAL

1. Rights 35-7598 and 35-2214A when combined shall not exceed a total diversion rate of 4.71 cfs.
2. This right is limited to the irrigation of 269 acres within the place of use described above in a single irrigation season.
3. 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.
4. Prior to the diversion and use of water under Transfer approval 70450, 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.
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 lands above.

WATER RIGHT NO. 35-2214A
As Modified by Transfer No. 70450

CONDITIONS OF APPROVAL

6. The right holder shall maintain lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
7. 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.
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.
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. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

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 22 day of May, 2003


For Chief, Water Allocation Bureau