

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70253

This is to certify that: Verna J Lerwill Or
Garry L Lerwill
250 N 800 W
TETONIA ID 83452
(208)456-2579

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. 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>
22-325B	AJC/Decreed	06/01/1891	0.5 cfs	N/A		130.0	PACKSADDLE CREEK
22-326D	AJC/Decreed	04/05/1889	0.5 cfs	N/A		130.0	PACKSADDLE CREEK
22-2002A	AJC/License	01/08/1904	2.6 cfs	N/A		130.0	PACKSADDLE CREEK

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>
22-325B	NO	NO	YES	NO	NO	NO
22-326D	NO	NO	YES	NO	NO	NO
22-2002A	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>
22-325B	22-325B	0.5 cfs	87.5 af	25.0	130.0		N/A	N/A	N/A	N/A
22-326D	22-326D	0.5 cfs	87.5 af	25.0	130.0		N/A	N/A	N/A	N/A
22-2002A	22-2002A	1.6 cfs	437.5 af	125.0	130.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		2.6 cfs	455.0 af	N/A	130.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 28th day of January, 2003


Chief, Water Allocation Bureau

WATER RIGHT NO. 22-325B
As Modified by Transfer No. 70253

In accordance with the approval of Transfer No. 70253, Water Right No. 22-325B is now described as follows.

Right Holder: Verna J Lerwill And
 Garry L Lerwill
 250 N 800 W
 TETONIA ID 83452

Priority Date: June 01, 1891

Source: PACKSADDLE CREEK

Tributary: TETON RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	0.50 CFS	87.5 AF
			0.50 CFS	87.5 AF

LOCATION OF POINT(S) OF DIVERSION:

PACKSADDLE CREEK NESW Sec. 8 Twp 05N Rge 44E TETON County

PLACE OF USE: IRRIGATION

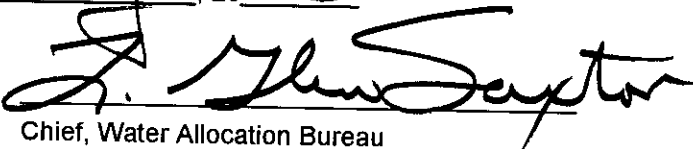
Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	44E	9																	
Total Acres: 130							4.0 25.0				40.0 40.0				21.0				130.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 25 acres within the place of use described above in a single irrigation season.
2. Rights 22-325B, 22-326D and 22-2002A when combined shall not exceed a total annual maximum diversion volume of 455 af at the field headgate, and the irrigation of 130 acres.
3. 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 lands above.
4. 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. 01.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
6. The right holder shall accomplish the change authorized by this transfer within one (1) 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. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

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 28th day of January, 2003


 Chief, Water Allocation Bureau

WATER RIGHT NO. 22-326D
As Modified by Transfer No. 70253

In accordance with the approval of Transfer No. 70253, Water Right No. 22-326D is now described as follows.

Right Holder: GARRY L LERWILL And
 VERA J LERWILL
 250 N 800 W
 TETONIA ID 83452

Priority Date: April 05, 1889

Source: PACKSADDLE CREEK

Tributary: TETON RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	0.50 CFS	87.5 AF
			0.50 CFS	87.5 AF

LOCATION OF POINT(S) OF DIVERSION:

PACKSADDLE CREEK NESW Sec. 8 Twp 05N Rge 44E TETON County

PLACE OF USE: IRRIGATION

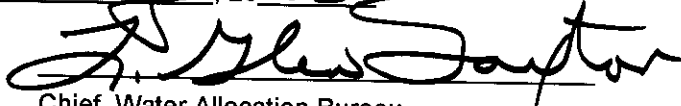
Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	44E	9						4.0	25.0			40.0	40.0				21.0		130.0
Total Acres:			130																

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 25 acres within the place of use described above in a single irrigation season.
2. Rights 22-325B, 22-326D and 22-2002A when combined shall not exceed a total annual maximum diversion volume of 455 af at the field headgate, and the irrigation of 130 acres.
3. 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 lands above.
4. 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. 01.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
6. The right holder shall accomplish the change authorized by this transfer within one (1) 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. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

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 28 day of January, 2003


 Chief, Water Allocation Bureau

WATER RIGHT NO. 22-2002A
As Modified by Transfer No. 70253

In accordance with the approval of Transfer No. 70253, Water Right No. 22-2002A is now described as follows.

Right Holder: VERNA J LERWILL And
 GARRY L LERWILL
 250 N 800 W
 TETONIA ID 83452

Priority Date: January 08, 1904

Source: PACKSADDLE CREEK

Tributary: TETON RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15 to	10/31	1.60 CFS	437.5 AF
			1.60 CFS	437.5 AF

LOCATION OF POINT(S) OF DIVERSION:

PACKSADDLE CREEK NESW Sec. 8 Twp 05N Rge 44E TETON County

PLACE OF USE: IRRIGATION

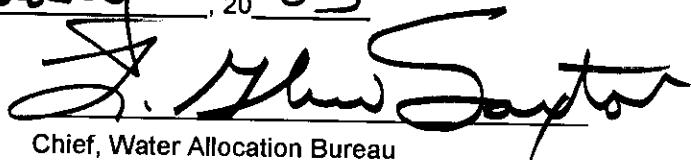
Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	44E	9																	
Total Acres: 130							4.0 25.0				40.0 40.0				21.0				130.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 125 acres within the place of use described above in a single irrigation season.
2. Rights 22-325B, 22-326D and 22-2002A when combined shall not exceed a total annual maximum diversion volume of 455 af at the field headgate, and the irrigation of 130 acres.
3. 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 lands above.
4. 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. 01.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
6. The right holder shall accomplish the change authorized by this transfer within one (1) 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. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

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 28th day of January, 2003


 Chief, Water Allocation Bureau