

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70217

This is to certify that: DAN MCKAY FARMS
2105 W 3600 S
WESTON ID 83286
(208)747-3934

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>Acres</u>	<u>Total</u>	<u>Source</u>
13-138	WR/Decreed	06/01/1877	2 cfs	N/A			WESTON SLOUGH

Purpose of Transfer (Changes Proposed)

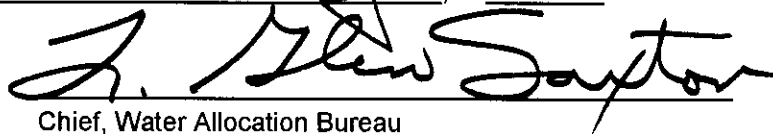
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
13-138	NO	NO	YES	NO	NO	NO

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>
13-138	13-138	1.77 cfs	310.1 af	N/A	88.6		N/A	N/A	N/A	N/A
TOTALS		1.77 cfs	310.1 af	N/A	88.6		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 23rd day of January, 2003


Chief, Water Allocation Bureau

WATER RIGHT NO. 13-138
As Modified by Transfer No. 70217

In accordance with the approval of Transfer No. 70217, Water Right No. 13-138 is now described as follows.

Right Holder: DAN MCKAY FARMS
2105 W 3600 S
WESTON ID 83286

Priority Date: June 01, 1877

Source: WESTON SLOUGH

Tributary: BEAR RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to 09/30		1.77 CFS	
			1.77 CFS	310.1 AF

LOCATION OF POINT(S) OF DIVERSION:

WESTON SLOUGH NESWNE Sec. 18 Twp 16S Rge 39E FRANKLIN County

PLACE OF USE: IRRIGATION

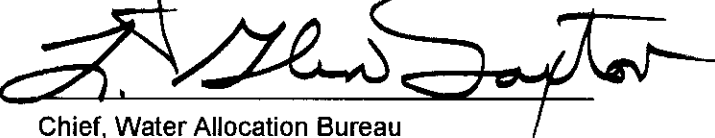
Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16S	39E	18			31.0	20.0					37.6								88.6
Total Acres:			88.6																

CONDITIONS OF APPROVAL

1. 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. 11.
2. 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.
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. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. 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 23rd day of January, 2003


Chief, Water Allocation Bureau