

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 76311

This is to certify that: VELMA L METCALF Or
LYNN J METCALF
3816 W 4050 N
MOORE ID 83255
(208)588-3362

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>
34-2421	WR/Decreed	06/06/1961	1.28 cfs	224 af	64.0	70.0	GROUND WATER
34-322	WR/Decreed	07/21/1886	0.8 cfs	N/A	40.0	70.0	BIG LOST RIVER
34-323	WR/Decreed	06/01/1889	0.8 cfs	N/A	N/A	70.0	BIG LOST RIVER

Purpose of Transfer (Changes Proposed)

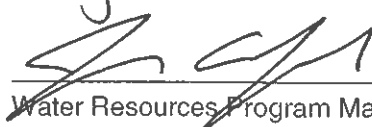
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
34-2421	NO	NO	YES	NO	NO	NO
34-322	NO	NO	YES	NO	NO	NO
34-323	NO	NO	YES	NO	NO	NO

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>
34-2421	34-2421	1.28 cfs	224 af	64.0	70.0		N/A	N/A	N/A	N/A
34-322	34-322	0.8 cfs	N/A	40.0	70.0		N/A	N/A	N/A	N/A
34-323	34-323	0.8 cfs	N/A	70.0	70.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		1.88 cfs	N/A	70	70		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 4th day of August, 20 10


Water Resources Program Manager

SUPPORT DATA

IN FILE # 34-322

WATER RIGHT NO. 34-2421
As Modified by Transfer No. 76311

In accordance with the approval of Transfer No. 76311, Water Right No. 34-2421 is now described as follows.

Right Holder: LYNN J METCALF And
 VELMA L METCALF
 3816 W 4050 N
 MOORE ID 83255

Priority Date: June 06, 1961

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	1.28 CFS	224.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNW Sec. 12 Twp 06N Rge 25E BUTTE 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	
06N	25E	12					2.0	2.0	34.0	32.0									70.0

Total Acres: 70

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 64 acres within the authorized place of use in a single irrigation season.
2. Rights 34-322, 34-323 and 34-2421 when combined shall not exceed a total diversion rate of 1.88 cfs and the irrigation of 70 acres.
3. 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. 34.
4. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
5. Prior to the diversion and use of water under Transfer approval 76311, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion 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.
6. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

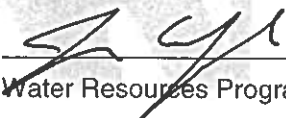
WATER RIGHT NO. 34-2421
As Modified by Transfer No. 76311

CONDITIONS OF APPROVAL

7. 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.
8. 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 without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
9. The right holder shall accomplish the change authorized by this transfer within one year(s) 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.
11. 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.
12. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

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 4th day of August, 20 10


Water Resources Program Manager

WATER RIGHT NO. 34-322
As Modified by Transfer No. 76311

In accordance with the approval of Transfer No. 76311, Water Right No. 34-322 is now described as follows.

Right Holder: LYNN J METCALF And
 VELMA L METCALF
 3816 W 4050 N
 MOORE ID 83255

Priority Date: July 21, 1886

Source: BIG LOST RIVER

Tributary: SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	05/01 to	10/15	0.80 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG LOST RIVER SENWNW Sec. 34 Twp 07N Rge 24E CUSTER 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	
06N	25E	12					2.0	2.0	34.0	32.0									70.0

Total Acres: 70

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 40 acres within the authorized place of use in a single irrigation season.
2. Rights 34-322, 34-323 and 34-2421 when combined shall not exceed a total diversion rate of 1.88 cfs and the irrigation of 70 acres.
3. 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. 34.
4. 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(s).
5. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
6. Water is delivered through Burnett Ditch.
7. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.

WATER RIGHT NO. 34-322
As Modified by Transfer No. 76311

CONDITIONS OF APPROVAL

8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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.
10. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

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 4th day of August, 2010



Water Resources Program Manager

WATER RIGHT NO. 34-323
As Modified by Transfer No. 76311

In accordance with the approval of Transfer No. 76311, Water Right No. 34-323 is now described as follows.

Right Holder: LYNN J METCALF And
VELMA L METCALF
3816 W 4050 N
MOORE ID 83255

Priority Date: June 01, 1889

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE

IRRIGATION

From

05/01 to 10/15

To

Diversion Rate

0.80 CFS

LOCATION OF POINT(S) OF DIVERSION:

BIG LOST RIVER SENWNW Sec. 34 Twp 07N Rge 24E CUSTER 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	
06N	25E	12					2.0	2.0	34.0	32.0									70.0

Total Acres: 70

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 70 acres within the authorized place of use in a single irrigation season.
2. Rights 34-322, 34-323 and 34-2421 when combined shall not exceed a total diversion rate of 1.88 cfs and the irrigation of 70 acres.
3. 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. 34.
4. 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(s).
5. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
6. Water is delivered through Burnett Ditch.
7. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.

WATER RIGHT NO. 34-323
As Modified by Transfer No. 76311

CONDITIONS OF APPROVAL

8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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.
10. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

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 4th day of August, 20 10


Water Resources Program Manager