

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70910

This is to certify that: ESTATE OF CHARLES W STEINER
HC 79 BOX 2230
OREANA ID 83650
(208)834-2595

DRAFT

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>
55-10351	WR/Decreed	06/01/1931	N/A	175 af	N/A	208.0	LOUISA 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>
55-10351	NO	NO	NO	YES	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>
55-10351	55-10351	N/A	175 af	N/A	208.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		N/A	175 af	N/A	208.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this _____ day of _____, 20____

Chief, Water Allocation Bureau

WATER RIGHT NO. 55-10351
As Modified by Transfer No. 70910

In accordance with the approval of Transfer No. 70910, Water Right No. 55-10351 is now described as follows.

Right Holder: ESTATE OF CHARLES W STEINER
 HC 79 BOX 2230
 OREANA ID 83650

Priority Date: June 01, 1931

Source: LOUISA CREEK

Tributary: ROCK CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION FROM STORAGE	04/01	to 10/31		175.0 AF
STOCKWATER FROM STORAGE	01/01	to 12/31		8.1 AF
STOCKWATER STORAGE	01/01	to 12/31		8.1 AF
IRRIGATION STORAGE	01/01	to 12/31		175.0 AF
				175.0 AF

LOCATION OF POINT(S) OF DIVERSION:

LOUISA CREEK	SWSESE	Sec. 30 Twp 07S	Rge 02W OWYHEE County
LOUISA CREEK	NESE	Sec. 31 Twp 07S	Rge 02W OWYHEE County
(Rediversion)			
LOUISA CREEK	SWSWNE	Sec. 6 Twp 08S	Rge 02W OWYHEE County

PLACE OF USE: STOCKWATER STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
07S	02W	30																	X	
07S	02W	31	X	X		X														
07S	03W	25					X				X									
07S	03W	32							X											
08S	02W	6				X										X				

PLACE OF USE: STOCKWATER FROM STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
07S	02W	30								X	X	X	X							
07S	02W	31		X			X													
07S	03W	25		X	X	X	X	X						X					X	

WATER RIGHT NO. 55-10351
As Modified by Transfer No. 70910

PLACE OF USE: IRRIGATION STORAGE, same as Stockwater Storage

PLACE OF USE: IRRIGATION FROM STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S 02W 30									1.0	11.0	30.0	24.0			6.0		72.0
										L 3	L 4						
07S 02W 31		10.0			26.0												36.0
07S 03W 25		3.0	33.0	14.0	10.0	1.0		10.0					26.0			3.0	100.0

Total Acres: 208

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this approval within 2 years.
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. 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.
4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
5. Prior to diversion of water under this right, the right holder shall provide a means acceptable to the department to measure the amount of water entering the Louisa and Triangle reservoirs and the amount of water released from the reservoirs.
6. The storage of water under this right is contingent upon the certification of the dam and authorization of storage per the dam safety provisions of the Idaho Code.
7. Rights 55-2008, 55-2152A, 55-2208A, 55-4150, 55-10351, 55-10352, 55-10353 and 55-10354 when combined shall not exceed the irrigation of 403 acres.
8. Storage of water in the Triangle Reservoir under Right 55-10351 shall be subordinate to Rights 55-2208A, 55-2208B and 55-10354. All water under Right 55-10351 that is stored in Louisa Creek Reservoir shall retain its priority date of 6/10/1931.
9. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
10. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

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 _____ day of _____, 20_____

 Chief, Water Allocation Bureau