

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 74753

This is to certify that: DALE VAN ES And/Or
JACKIE VAN ES
8222 DESERT DR
MARSING ID 83639
(208) 896-5990

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

Right	Origin/Basis	Priority	Rate	Volume	Acre Limit	Total Acres	Source
2-2251	AJC/License	11/17/1964	6.08 cfs	1368 af	N/A	304.0	SNAKE RIVER
2-10017	AJC/License	12/04/1963	29 cfs	9860 af	N/A	2,191.0	SNAKE RIVER

Purpose of Transfer (Changes Proposed)

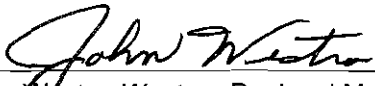
Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
2-2251	NO	NO	YES	NO	NO	NO
2-10017	NO	NO	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
2-2251	2-2251	6.08 cfs	1368 af	304	2,720		N/A	N/A	N/A	N/A
2-10017	2-10017	29.0 cfs	9860 af	2,191	2,720		N/A	N/A	N/A	N/A
COMBINED TOTALS		35.08 cfs	11228 af	2495	2720		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 4th day of February, 20 10


John Westra, Western Regional Manager

SUPPORT DATA
IN FILE # 2-2251

WATER RIGHT NO. 2-2251
As Modified by Transfer No. 74753

In accordance with the approval of Transfer No. 74753, Water Right No. 2-2251 is now described as follows.

Right Holder: DALE VAN ES And
 JACKIE VAN ES
 8222 DESERT DR
 MARSING ID 83639

Priority Date: November 17, 1964

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	6.08 CFS	1,368.0 AF
			6.08 CFS	1,368.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SNAKE RIVER SENW Sec. 30 Twp 02S Rge 01E OWYHEE 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 01W 14									40.0	40.0					40.0		120.0
02S 01W 15				40.0				40.0			40.0	40.0	40.0	40.0	40.0	40.0	280.0
02S 01W 21															40.0		40.0
02S 01W 22	40.0	40.0	40.0	40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	560.0
02S 01W 23		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		480.0
02S 01W 26		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		480.0
02S 01W 27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
02S 01W 34	40.0	40.0			40.0												120.0

Total Acres: 2720

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
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.

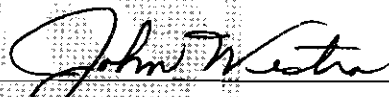
WATER RIGHT NO. 2-2251
As Modified by Transfer No. 74753

CONDITIONS OF APPROVAL

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. This right is limited to the irrigation of 304 acres within the place of use described above in a single irrigation season.
5. Rights 2-2251 and 2-10017 when combined shall not exceed a total diversion rate of 29.00 cfs and the irrigation of 2495 acres.
6. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 and after 11/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
7. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
8. The following rights are diverted through point of diversion described above: 2-2251 and 2-10017.

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 February, 20 10


John Westra, Western Regional Manager

WATER RIGHT NO. 2-10017
As Modified by Transfer No. 74753

In accordance with the approval of Transfer No. 74753, Water Right No. 2-10017 is now described as follows.

Right Holder: DALE VAN ES And
 JACKIE VAN ES
 8222 DESERT DR
 MARSING ID 83639

Priority Date: December 04, 1963

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	29.00 CFS	9,860.0 AF
			29.00 CFS	9,860.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SNAKE RIVER SENW Sec. 30 Twp 02S Rge 01E OWYHEE 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 01W 14									40.0	40.0					40.0		120.0
02S 01W 15			40.0					40.0				40.0	40.0	40.0	40.0		280.0
02S 01W 21															40.0		40.0
02S 01W 22	40.0	40.0	40.0	40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	560.0
02S 01W 23		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		480.0
02S 01W 26		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		480.0
02S 01W 27	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
02S 01W 34	40.0	40.0			40.0												120.0

Total Acres: 2720

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
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.

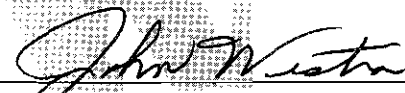
WATER RIGHT NO. 2-10017
As Modified by Transfer No. 74753

CONDITIONS OF APPROVAL

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. This right is limited to the irrigation of 2191 acres within the place of use described above in a single irrigation season.
5. Rights 2-2251 and 2-10017 when combined shall not exceed a total diversion rate of 29.00cfs and the irrigation of 2495 acres.
6. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 and after 11/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
7. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
8. The following rights are diverted through point of diversion described above: 2-2251 and 2-10017.
9. This right is a combination of old right nos. 2-2249, 2-2250, 2-2252, 2-2253, 2-2254, 2-2255 and 2-2256.

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 February, 20 10


John Westra, Western Regional Manager