

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 72054**

This is to certify that: BARBARA J CARNEY

225 N 1250 W
PAUL ID 83347
(208)438-5348

And

GARY CARNEY
225 N 1250 W
PAUL ID 83347
(208)438-5348

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>
36-7408	WR/Decreed	11/21/1973	1.84 cfs	N/A	92.0	180.0	GROUND WATER
36-7560	WR/Decreed	03/03/1976	5.45 cfs	1324 af		331.0	GROUND WATER
36-7603	WR/Decreed	01/29/1976	1.76 cfs	N/A	88.0	180.0	GROUND WATER

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>
36-7408	NO	NO	YES	YES	NO	NO
36-7560	NO	NO	YES	YES	NO	NO
36-7603	NO	NO	YES	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>
36-7408	36-7408	1.84 cfs	368 af	92.0	779.0		N/A	N/A	N/A	N/A
36-7560	36-7560	5.45 cfs	1324 af	331.0	779.0		N/A	N/A	N/A	N/A
36-7603	36-7603	1.76 cfs	352 af	88.0	779.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		7.51 cfs	2044 af	511	779		N/A	N/A	N/A	N/A

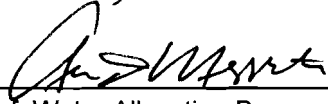
SUPPORT DATA

IN FILE # 36-7408

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 72054

Detailed Water Right Description(s) attached

Dated this 12th day of January, 20 10


For Chief, Water Allocation Bureau

WATER RIGHT NO. 36-7408
As Modified by Transfer No. 72054

In accordance with the approval of Transfer No. 72054, Water Right No. 36-7408 is now described as follows.

Right Holder: GARY CARNEY
 225 N 1250 W
 PAUL ID 83347

And

BARBARA J CARNEY
 225 N 1250 W
 PAUL ID 83347

Priority Date: November 21, 1973

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	1.84 CFS	368.0 AF
			1.84 CFS	368.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESENE Sec. 2 Twp 09S Rge 21E JEROME County

GROUND WATER SESWSE Sec. 2 Twp 09S Rge 21E JEROME 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	
09S	21E	1		21.0	37.0	32.0	24.0	20.0	38.0	40.0	40.0	30.0	1.0	11.0	32.0	36.0	39.0	33.0	434.0
				L 2			L 3	L 4											
09S	21E	2			38.0	38.0				20.0	38.0	14.0	37.0	31.0	37.0	36.0	36.0	20.0	345.0

Total Acres: 779

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 92 acres within the place of use described above in a single irrigation season.
2. Rights 36-7408 and 36-7603 when combined shall not exceed a total diversion rate of 2.06 cfs, a total annual maximum diversion volume of 720.0 af at the field headgate, and the irrigation of 180 acres.

WATER RIGHT NO. 36-7408
As Modified by Transfer No. 72054

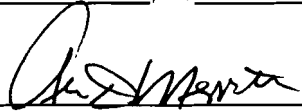
CONDITIONS OF APPROVAL

3. Rights 36-7408, 36-7560 and 36-7603 when combined shall not exceed a total diversion rate of 7.51 cfs, a total annual maximum diversion volume of 2044.0 af at the field headgate, and the irrigation of 511 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
5. This right is combined with shares in the A & B Irrigation District, which are also delivered from a ground water source.
6. 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.
7. Prior to the diversion and use of water under Transfer approval 72054 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.
8. 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. 130.
9. Place of use includes land in Tracts A, E, F, and G in Sec. 1, and Tracts D, G, H, J, K, L and M in Sec. 2 T. 9S R. 21E.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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.

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 12th day of January, 2010

FOI2



Chief, Water Allocation Bureau

WATER RIGHT NO. 36-7603
As Modified by Transfer No. 72054

In accordance with the approval of Transfer No. 72054, Water Right No. 36-7603 is now described as follows.

Right Holder: GARY CARNEY
 225 N 1250 W
 PAUL ID 83347

And

BARBARA J CARNEY
 225 N 1250 W
 PAUL ID 83347

Priority Date: January 29, 1976

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	1.76 CFS	352.0 AF
			1.76 CFS	352.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESENE Sec. 2 Twp 09S Rge 21E JEROME County

GROUND WATER SESWSE Sec. 2 Twp 09S Rge 21E JEROME 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	
09S	21E	1	21.0	37.0	32.0	24.0	20.0	38.0	40.0	40.0	30.0	1.0	11.0	32.0	36.0	39.0	33.0		434.0
			L 2				L 3 L 4												
09S	21E	2		38.0	38.0				20.0	38.0	14.0	37.0	31.0	37.0	36.0	36.0	20.0		345.0

Total Acres: 779

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 88 acres within the place of use described above in a single irrigation season.
2. Rights 36-7408 and 36-7603 when combined shall not exceed a total diversion rate of 2.06 cfs, a total annual maximum diversion volume of 720.0 af at the field headgate, and the irrigation of 180 acres.

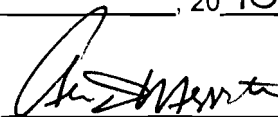
WATER RIGHT NO. 36-7603
As Modified by Transfer No. 72054

CONDITIONS OF APPROVAL

3. Rights 36-7408, 36-7560 and 36-7603 when combined shall not exceed a total diversion rate of 7.51 cfs, a total annual maximum diversion volume of 2044.0 af at the field headgate, and the irrigation of 511 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
5. Prior to the diversion and use of water under Transfer approval 72054 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. 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.
7. This right is combined with shares in the A & B Irrigation District, which are also delivered from a ground water source.
8. 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. 130.
9. Place of use includes land in Tracts A, E, F, and G in Sec. 1, and Tracts D, G, H, J, K, L and M in Sec. 2 T. 9S R. 21E.
10. 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.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. 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 12th day of January, 20 10


F012 Chief, Water Allocation Bureau

WATER RIGHT NO. 36-7560
As Modified by Transfer No. 72054

In accordance with the approval of Transfer No. 72054, Water Right No. 36-7560 is now described as follows.

Right Holder: GARY CARNEY
 225 N 1250 W
 PAUL ID 83347

And

BARBARA J CARNEY
 225 N 1250 W
 PAUL ID 83347

Priority Date: March 03, 1976

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	5.45 CFS	1,324.0 AF
			5.45 CFS	1,324.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESENE Sec. 2 Twp 09S Rge 21E JEROME County

GROUND WATER SESWSE Sec. 2 Twp 09S Rge 21E JEROME 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	
09S	21E	1		21.0	37.0	32.0	24.0	20.0	38.0	40.0	40.0	30.0	1.0	11.0	32.0	36.0	39.0	33.0	434.0
				L 2			L 3	L 4											
09S	21E	2			38.0	38.0				20.0	38.0	14.0	37.0	31.0	37.0	36.0	36.0	20.0	345.0

Total Acres: 779

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 331 acres within the place of use described above in a single irrigation season.
2. Rights 36-7408, 36-7560 and 36-7603 when combined shall not exceed a total diversion rate of 7.51 cfs, a total annual maximum diversion volume of 2044.0 af at the field headgate, and the irrigation of 511 acres.

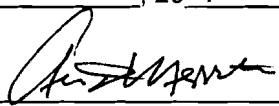
**WATER RIGHT NO. 36-7560
As Modified by Transfer No. 72054**

CONDITIONS OF APPROVAL

3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. Prior to the diversion and use of water under Transfer approval 72054 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.
5. 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.
6. This right is combined with shares in the A & B Irrigation District, which are also delivered from a ground water source.
7. 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. 130.
8. Place of use includes land in Tracts A, E, F, and G in Sec. 1, and Tracts D, G, H, J, K, L and M in Sec. 2 T. 9S R. 21E.
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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. 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 12th day of January, 2010



PR Chief, Water Allocation Bureau