

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 76182

This is to certify that: PATRICK E SIMPSON And/Or
 KAREN JEAN SIMPSON
 PO BOX 414
 HAILEY ID 83333
 (208)726-5045

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>
73-127	WR/Decreed	03/01/1908	3.2 cfs	N/A	N/A	46.5	MORGAN CREEK, NORTH FORK MORGAN CREEK
73-12041	WR/Decreed	06/16/1917	3.82 cfs	N/A	N/A	46.5	MORGAN CREEK, NORTH FORK MORGAN CREEK

Associated Water Rights Also Included in Transfer Approval (Update Conditions)

<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>
73-7053	AJC/License	05/06/1981	0.06 cfs	9 af	N/A	3.0	SPRING

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>
73-127	NO	YES	YES	NO	NO	NO
73-12041	NO	YES	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>
73-127	73-127	3.2 cfs	N/A	N/A	46.5		N/A	N/A	N/A	N/A
73-12041	73-12041	3.82 cfs	N/A	N/A	46.5		N/A	N/A	N/A	N/A
COMBINED TOTALS		7.02 cfs	N/A	N/A	46.5		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 20 day of January, 2010

Ernest Carlson
 for Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 73-127

WATER RIGHT NO. 73-127
As Modified by Transfer No. 76182

In accordance with the approval of Transfer No. 76182, Water Right No. 73-127 is now described as follows.

Right Holder: PATRICK E SIMPSON And
 KAREN JEAN SIMPSON
 PO BOX 414
 HAILEY ID 83333

Priority Date: March 01, 1908

Source: MORGAN CREEK **Tributary:** PAHSIMEROI RIVER
 NORTH FORK MORGAN CREEK MORGAN CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01	to 10/31	3.20 CFS

LOCATION OF POINT(S) OF DIVERSION:

NORTH FORK MORGAN CREEK	L6 (SWNW)	Sec. 31	Twp 16N	Rge 22E	LEMHI County
NORTH FORK MORGAN CREEK	L6 (SWNW)	Sec. 31	Twp 16N	Rge 22E	LEMHI County
MORGAN CREEK	L8 (NWSW)	Sec. 31	Twp 16N	Rge 22E	LEMHI 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	
16N	21E	36													7.9	2.9	14.6	1.2	26.6
16N	22E	31							.7		1.2		.6						2.5
									L 5		L 7		L 10						

Total Acres: 46.5

CONDITIONS OF APPROVAL

1. Rights 73-127, 73-7053 and 73-12041 when combined shall not exceed the irrigation of 46.5 acres.
2. 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. 73.
3. 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).
4. 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.
5. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
6. This right does not grant any right-of-way or easement across the land of another.

WATER RIGHT NO. 73-127
As Modified by Transfer No. 76182

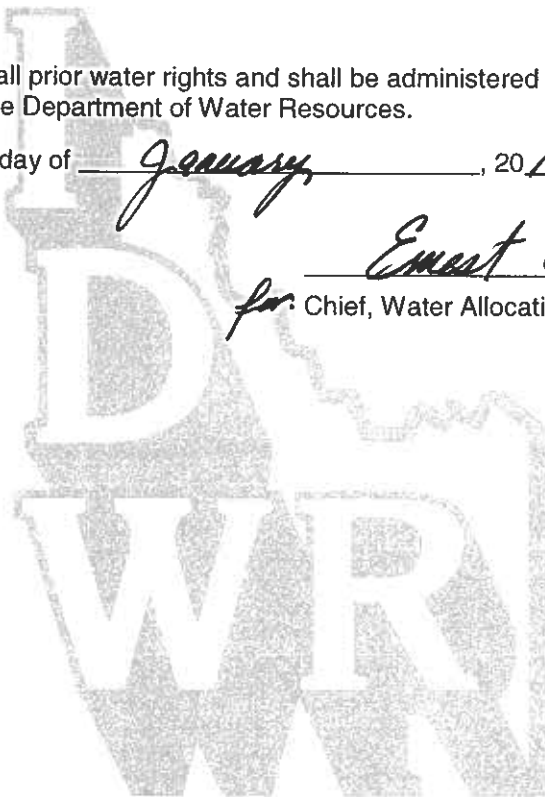
CONDITIONS OF APPROVAL

7. The following rights are diverted through point(s) of diversion described above: 73-127, 73-12041.
8. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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.

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 20 day of January, 2010

Ernest Carlson
for: Chief, Water Allocation Bureau



WATER RIGHT NO. 73-12041
As Modified by Transfer No. 76182

In accordance with the approval of Transfer No. 76182, Water Right No. 73-12041 is now described as follows.

Right Holder: PATRICK E SIMPSON
 PO BOX 414
 HAILEY ID 83333

Priority Date: June 16, 1917

Source: MORGAN CREEK **Tributary:** PAHSIMEROI RIVER
 NORTH FORK MORGAN CREEK MORGAN CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01 to	07/15	3.82 CFS
STOCKWATER	04/01 to	12/01	0.05 CFS

LOCATION OF POINT(S) OF DIVERSION:

NORTH FORK MORGAN CREEK	L6 (SWNW)	Sec. 31	Twp 16N	Rge 22E	LEMHI County
NORTH FORK MORGAN CREEK	L6 (SWNW)	Sec. 31	Twp 16N	Rge 22E	LEMHI County
MORGAN CREEK	L8 (NWSW)	Sec. 31	Twp 16N	Rge 22E	LEMHI 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	
16N 21E 36													7.9	2.9	14.6	1.2	26.6
16N 22E 31							.7 L 5		1.2 L 7		.6 L 10						2.5

Total Acres: 46.5

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16N 21E 36													X	X	X	X	
16N 22E 31							X L 5		X L 7		X L 10						

WATER RIGHT NO. 73-12041
As Modified by Transfer No. 76182

CONDITIONS OF APPROVAL

1. Rights 73-127, 73-7053 and 73-12041 when combined shall not exceed the irrigation of 46.5 acres.
2. 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. 73.
3. 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).
4. 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.
5. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
6. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
7. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
8. This right does not grant any right-of-way or easement across the land of another.
9. The following rights are diverted through point(s) of diversion described above: 73-127, 73-12041.
10. The right holder shall accomplish the change authorized by this transfer within one year(s) 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 20 day of January, 2010

Ernest Carlson
for Chief, Water Allocation Bureau

WATER RIGHT NO. 73-7053
As Modified by Transfer No. 76182

In accordance with the approval of Transfer No. 76182, Water Right No. 73-7053 is now described as follows.

Right Holder: PATRICK E SIMPSON And
 KAREN JEAN SIMPSON
 PO BOX 414
 HAILEY ID 83333

Priority Date: May 06, 1981

Source: SPRING

Tributary: SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.06 CFS	9.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SPRING L9 (NWSW) Sec. 31 Twp 16N Rge 22E LEMHI 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	
16N 22E 31									2.0								2.0
16N 22E 31									L 9								
									1.0								1.0
									L 8								

Total Acres: 3

CONDITIONS OF APPROVAL

1. Rights 73-127, 73-7053 and 73-12041 when combined shall not exceed the irrigation of 46.5 acres.
2. 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 20 day of January, 2010

Ernest Carlson
 for Chief, Water Allocation Bureau