

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 74977

This is to certify that: CHURCH OF THE NAZARENE MOUNTAIN HOME IDAHO INC
 950 N 7TH E ST
 MOUNTAIN HOME ID 83647
 (208)587-3093

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>
61-12199	WR/Decreed	03/15/1977	0.34 cfs	N/A	32.4	141.7	GROUND WATER
61-12201	WR/Decreed	04/23/1964	1.55 cfs	490.7 af	109.3	141.7	GROUND WATER

Purpose of Transfer (Changes Proposed)

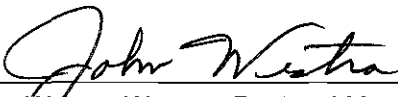
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
61-12199	YES	NO	YES	YES	NO	NO
61-12201	YES	NO	YES	YES	NO	NO

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>
61-12199	61-12230	0.02 cfs	N/A	3.0	10.0	61-12229	0.32 cfs	N/A	29.4	131.7
61-12201	61-12232*	0.11 cfs	34.6 af	6.7	10.0	61-12231	1.44 cfs	456.1 af	102.3	131.7
*The total transfer rate and volume listed under this right includes Mitigation as follows:										
		0.01 cfs	1.1 af	N/A	N/A					
COMBINED										
TOTALS		0.11 cfs	34.6 af	9.7	10.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 5th day of October, 2009


 John Westra, Western Regional Manager

SUPPORT DATA

IN FILE # 61-12199

WATER RIGHT NO. 61-12229
As Modified by Transfer No. 74977

In accordance with the approval of Transfer No. 74977, Water Right No. 61-12229 is now described as follows.

Right Holder: M PETER NIELSEN
3955 S 136 W
MOUNTAIN HOME ID 83647

Priority Date: March 15, 1977

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	0.32 CFS	
			0.32 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENENW Sec. 19 Twp 04S Rge 05E ELMORE 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	
04S 05E 19	23.9	11.4	32.2		23.6		7.4	33.2									131.7

Total Acres: 131.7

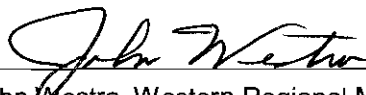
CONDITIONS OF APPROVAL

1. 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.
2. This right is limited to the irrigation of 29.4 acres within the place of use described above in a single irrigation season.
3. Rights 61-12231 and 61-12229 when combined shall not exceed a total diversion rate of 1.44 cfs, a total annual maximum diversion volume of 456.1 af at the field headgate, and the irrigation of 131.7 acres.
4. Right 61-12229 is an enlargement of Right 61-12231 pursuant to Section 42-1426, Idaho Code.
5. The following right is also diverted through point of diversion described above: 61-12231.

WATER RIGHT NO. 61-12229
As Modified by Transfer No. 74977

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 5th day of October, 2009


John Westra, Western Regional Manager

**WATER RIGHT NO. 61-12230
As Modified by Transfer No. 74977**

In accordance with the approval of Transfer No. 74977, Water Right No. 61-12230 is now described as follows.

Right Holder: CHURCH OF THE NAZARENE MOUNTAIN HOME IDAHO INC
950 N 7TH E ST
MOUNTAIN HOME ID 83647

Priority Date: March 15, 1977

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	0.02 CFS	
			0.02 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNW Sec. 31 Twp 03S Rge 07E ELMORE 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	
03S 07E 31								10.0									10.0

Total Acres: 10

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.
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 3.0 acres within the place of use described above in a single irrigation season.
5. Rights 61-12232 and 61-12230 when combined shall not exceed a total irrigation diversion rate of 0.10 cfs, a total annual maximum diversion volume of 33.5 af at the field headgate, and the irrigation of 9.7 acres within the place of use described above in a single irrigation season.

WATER RIGHT NO. 61-12230
As Modified by Transfer No. 74977

CONDITIONS OF APPROVAL

6. 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.
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. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
10. 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.
11. Right 61-12230 is an enlargement of Right 61-12232 pursuant to Section 42-1426, Idaho Code.
12. The following right is also diverted through point of diversion described above: 61-12232.

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 5th day of October, 20 09


John Westra, Western Regional Manager

WATER RIGHT NO. 61-12231
As Modified by Transfer No. 74977

In accordance with the approval of Transfer No. 74977, Water Right No. 61-12231 is now described as follows.

Right Holder: M PETER NIELSEN
 3955 S 136 W
 MOUNTAIN HOME ID 83647

Priority Date: April 23, 1964

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	1.44 CFS	456.1 AF
			1.44 CFS	456.1 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENENW Sec. 19 Twp 04S Rge 05E ELMORE 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	
04S	05E	19	23.9	11.4	32.2		23.6		7.4	33.2									131.7

Total Acres: 131.7

CONDITIONS OF APPROVAL

1. 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.
2. This right is limited to the irrigation of 102.3 acres within the place of use described above in a single irrigation season.
3. Rights 61-12231 and 61-12229 when combined shall not exceed a total diversion rate of 1.44 cfs, a total annual maximum diversion volume of 456.1 af at the field headgate, and the irrigation of 131.7 acres.
4. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 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 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 10-26-2000.

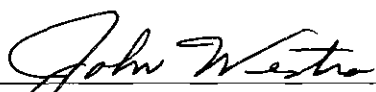
WATER RIGHT NO. 61-12231
As Modified by Transfer No. 74977

CONDITIONS OF APPROVAL

5. Right 61-12229 is an enlargement of Right 61-12231 pursuant to Section 42-1426, Idaho Code.
6. The following right is also diverted through point of diversion described above: 61-12229.

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 5th day of October, 20 09



John Westra, Western Regional Manager

WATER RIGHT NO. 61-12232
As Modified by Transfer No. 74977

In accordance with the approval of Transfer No. 74977, Water Right No. 61-12232 is now described as follows.

Right Holder: CHURCH OF THE NAZARENE MOUNTAIN HOME IDAHO INC
 950 N 7TH E ST
 MOUNTAIN HOME ID 83647

Priority Date: April 23, 1964

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MITIGATION	04/01	to 10/31	0.01 CFS	1.1 AF
IRRIGATION	04/01	to 10/31	0.10 CFS	33.5 AF
			0.11 CFS	34.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNW Sec. 31 Twp 03S Rge 07E ELMORE 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	
03S	07E	31							10.0										10.0

Total Acres: 10

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.
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 6.7 acres within the place of use described above in a single irrigation season.
5. Rights 61-12232 and 61-12230 when combined shall not exceed a total irrigation diversion rate of 0.10 cfs, a total annual maximum diversion volume of 33.5 af at the field headgate, and the irrigation of 9.7 acres within the place of use described above in a single irrigation season.

WATER RIGHT NO. 61-12232
As Modified by Transfer No. 74977

CONDITIONS OF APPROVAL

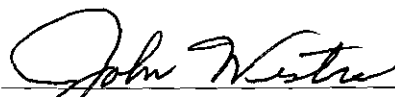
6. This right mitigates for the depletion of water resulting from the diversion and use of water under Right 61-12211. To prevent injury to other water right holders, the right holder shall cease diverting and using 0.01 cfs of this right, which shall remain undiverted.

If the mitigation portion of this right is not deliverable due to a shortage of water or a priority call, then the amount of water authorized for diversion under the uses of Right 61-12211 that are being mitigated shall be reduced by the same proportion as the reduction to this right.

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 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.
9. 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.
10. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
11. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 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 4/1 and after 10/31 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.
12. 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.
13. Right 61-12230 is an enlargement of Right 61-12232 pursuant to Section 42-1426, Idaho Code.
14. The following right is also diverted through point of diversion described above: 61-12230.

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 5th day of October, 20 09


John Westra, Western Regional Manager