

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73801

This is to certify that: JERRY FREDERICK
 8968 S BLACKCAT RD
 NAMPA ID 83687
 (208) 870-8810

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>
63-2757	WR/Decreed	01/24/1949	0.8 cfs	N/A	N/A	40.0	UNNAMED DRAIN

Purpose of Transfer (Changes Proposed)

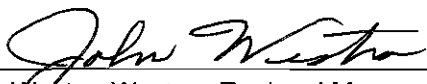
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
63-2757	NO	NO	NO	YES	NO	NO

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>
63-2757	63-2757	0.8 cfs	N/A	N/A	40.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.8 cfs	N/A	N/A	40.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 6th day of October, 2009


 John Westra, Western Regional Manager

WATER RIGHT NO. 63-2757
As Modified by Transfer No. 73801

In accordance with the approval of Transfer No. 73801, Water Right No. 63-2757 is now described as follows.

Right Holder: JERRY FREDERICK
 8968 S BLACKCAT RD
 NAMPA ID 83687

Priority Date: January 24, 1949

Source: UNNAMED DRAIN

Tributary: INDIAN CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
STOCKWATER	03/15 to	11/15	0.02 CFS
IRRIGATION	03/15 to	11/15	0.80 CFS
			0.80 CFS

LOCATION OF POINT(S) OF DIVERSION:

UNNAMED DRAIN	SWSWNE	Sec. 10 Twp 02N	Rge 01W ADA County
UNNAMED DRAIN	NENWSW	Sec. 10 Twp 02N	Rge 01W ADA 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	
02N	01W	10							30.0	10.0									40.0

Total Acres: 40

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. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 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 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 6/12/2008.

WATER RIGHT NO. 63-2757
As Modified by Transfer No. 73801

CONDITIONS OF APPROVAL

5. 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. 63, Boise River.
6. 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).
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
8. Source is locally known as Hubbard Beal Drain.

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 6th day of October, 2009


John Westra, Western Regional Manager