

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73776

This is to certify that: TED CANTRELL And/Or
SANDY CANTRELL
28294 RIVER RD
BRUNEAU ID 83604
(208)834-2153

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>
57-7100	WR/Decreed	03/29/1973	1.06 cfs	N/A	N/A	53.0	SHOOFLY CREEK

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>
57-7100	NO	NO	YES	NO	NO	NO

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>
57-7051A	WR/Decreed	10/23/1967	1.49 cfs	N/A	N/A	60.0	GROUND WATER

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>
57-7100	57-7100	1.06 cfs	N/A	53.0	132.5	N/A	N/A	N/A	N/A	N/A
COMBINED										
TOTALS		1.06 cfs	N/A	53.0	132.5	N/A	N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 16th day of September, 20 09


John Westra, Western Regional Manager

SUPPORT DATA
IN FILE # 57-7100

WATER RIGHT NO. 57-7100
As Modified by Transfer No. 73776

In accordance with the approval of Transfer No. 73776, Water Right No. 57-7100 is now described as follows.

Right Holder: TED CANTRELL And/Or
 SANDY CANTRELL
 28294 RIVER RD
 BRUNEAU ID 83604

Priority Date: March 29, 1973

Source: SHOOFLY CREEK

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15 to 11/15	1.06 CFS

LOCATION OF POINT(S) OF DIVERSION:

SHOOFLY CREEK SWSW Sec. 25 Twp 05S Rge 03E 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	
05S 04E 30											2.5						2.5
											L 9						
05S 04E 31					32.0	48.0	20.0	30.0									130.0
						L 2	L 3										

Total Acres: 132.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 53 acres within the place of use described above in a single irrigation season.
2. Rights 57-7100 and 2-202A when combined shall not exceed the irrigation of 111 acres.
3. Rights 57-7100 and 2-10201 when combined shall not exceed a total diversion rate of 1.66 cfs and the irrigation of 83 acres.
4. Approval of Transfer 73776 creates an overlap with Right 57-7051A that has been accepted in the water supply bank and currently not used on these lands. Upon renewed use of Right 57-7051A on its current place of use within NWNW and SENW, Sec. 31, T05S, R04E, B.M.; Rights 57-7100 and 57-7051A when combined shall not exceed a total diversion rate of 1.56cfs and the irrigation of 78 acres.

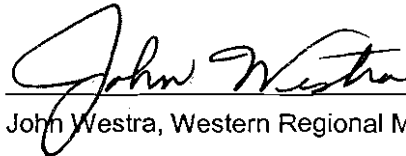
WATER RIGHT NO. 57-7100
As Modified by Transfer No. 73776

CONDITIONS OF APPROVAL

5. 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 the date of this approval or originating approval/SRBA partial decree date.
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. 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. The following rights are diverted through point(s) of diversion described above: 57-7100 and 57-2228.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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 16th day of September, 2009


John Westra, Western Regional Manager

WATER RIGHT NO. 57-7051A
As Modified by Transfer No. 73776

In accordance with the approval of Transfer No. 73776, Water Right No. 57-7051A is now described as follows.

Right Holder: THEODORE E CANTRELL And/Or
SANDY CANTRELL
28294 RIVER RD
BRUNEAU ID 83604-5106

Priority Date: October 23, 1967

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	3/01	to 12/01	1.49 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNE Sec. 31 Twp 05S Rge 04E 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	
05S 04E 31			25.0			18.0		17.0									60.0

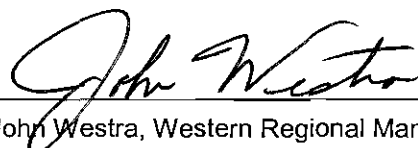
Total Acres: 60

CONDITIONS OF APPROVAL

1. Rights 57-7100 and 57-7051A when combined shall not exceed a total diversion rate of 1.56 cfs and the irrigation of 78 acres.
2. The following rights are diverted through point(s) of diversion described above: 57-7051B.
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.

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 16th day of September, 2009


John Westra, Western Regional Manager