STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 74408

This is to certify that: HEATHER I CARTER And/Or
VAL C CARTER
1025 S 1500 W
PINGREE ID 83262
(208) 684-4811

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

Right	Origin/Basis	Priority	Rate	Volume	Acre Limit	Total Acres	Source
35-7707	WR/Decreed	05/09/1977	1.58 cfs	N/A	79.0	194.0	GROUND WATER
35-2208	WR/Decreed	11/29/1951	2.3 cfs	N/A	115.0	194.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
35-7707	NO	NO	YES	NO	NO	NO
35-2208	NO	NO	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
35-7707	**35-7707**	1.58 cfs	316 af	79.0	194.0		N/A	N/A	N/A	N/A
35-2208	**35-2208**	2.3 cfs	460 af	115.0	194.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		**2.62 cfs**	**776 af**	**194.0**	**194.0**		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 28 day of July, 2009

Ernest Carlson

for Chief, Water Allocation Bureau

SUPPORT DATA
IN FILE # 35-2208

WATER RIGHT NO. 35-2208
As Modified by Transfer No. 74408

In accordance with the approval of Transfer No. 74408, Water Right No. 35-2208 is now described as follows.

Right Holder: VAL C CARTER And/Or
HEATHER I CARTER
1025 S 1500 W
PINGREE ID 83262

Priority Date: November 29, 1951

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Volume
IRRIGATION	04/01	to 10/31	2.30 CFS	460.0 AF

LOCATION OF POINT(S) OF DIVERSION:
GROUND WATER NESWSW Sec. 22 Twp 04S Rge 33E BINGHAM 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 33E 22									33.0	34.0	40.0	29.0 L 4					136.0
04S 33E 27					.5 L 12	50.0 L 1	6.0 L 2										56.5
04S 33E 28	.5																.5

Total Acres: 194

WATER RIGHT NO. 35-2208
As Modified by Transfer No. 74408

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 115 acres within the place of use described above in a single irrigation season.

2. Rights 35-2208 and 35-7707 when combined shall not exceed a total diversion rate of 2.62 cfs, a total annual maximum diversion volume of 776 af at the field headgate, and the irrigation of 194 acres.

3. 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. 120.

4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

5. Prior to diversion and use of water under Transfer approval 74408, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.

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. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.

8. 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.

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 28 day of July, 2009

Ernest Carlson

for Chief, Water Allocation Bureau

WATER RIGHT NO. 35-7707
As Modified by Transfer No. 74408

In accordance with the approval of Transfer No. 74408, Water Right No. 35-7707 is now described as follows.

Right Holder: VAL C CARTER And/Or
HEATHER I CARTER
1025 S 1500 W
PINGREE ID 83262

Priority Date: May 09, 1977

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Volume
IRRIGATION	04/01	11/01	1.58 CFS	316.0 AF

LOCATION OF POINT(S) OF DIVERSION:
GROUND WATER NESWSW Sec. 22 Twp 04S Rge 33E BINGHAM 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 33E 22									33.0	34.0	40.0	29.0 L 4					136.0
04S 33E 27					.5 L 12	50.0 L 1	1.0 L 12										51.5
04S 33E 28	.5																.5

Total Acres: 194

WATER RIGHT NO. 35-7707
As Modified by Transfer No. 74408

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 79 acres within the place of use described above in a single irrigation season.

2. Rights 35-2208 and 35-7707 when combined shall not exceed a total diversion rate of 2.62 cfs, a total annual maximum diversion volume of 776 af at the field headgate, and the irrigation of 194 acres.

3. 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. 120.

4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

5. Prior to diversion and use of water under Transfer approval 74408, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications.

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. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.

8. 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.

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. Prior to the diversion and use of water under Transfer approval 74408, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and 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.

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 28 day of July, 2009

Ernest Carlsen

for Chief, Water Allocation Bureau