

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 75452

This is to certify that: KAY HUNT
PO BOX 187
AMERICAN FALLS ID 83211
(208)226-2703

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>
35-2664	WR/Decreed	05/22/1961	2.29 cfs	N/A	160.0	384.0	GROUND WATER
35-4064	WR/Decreed	06/01/1961	4.09 cfs	N/A	224.0	384.0	GROUND WATER
35-4065	WR/Decreed	06/01/1956	1.8 cfs	360 af	N/A	90.0	GROUND WATER
35-8605D	WR/License	06/28/1985	0.62 cfs	N/A	31.0	415.0	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>
35-2664	NO	NO	YES	NO	NO	NO
35-4064	NO	NO	YES	NO	NO	NO
35-4065	YES	YES	YES	YES	NO	NO
35-8605D	NO	NO	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>
35-2664	35-2664	2.29 cfs	640 af	160.0	429.5		N/A	N/A	N/A	N/A
35-4064	35-4064	4.09 cfs	896 af	224.0	429.5		N/A	N/A	N/A	N/A
35-4065	35-13892	0.29 cfs	58 af	14.5	429.5	35-13891	1.51 cfs	302 af	N/A	75.5
35-8605D	35-8605D	0.62 cfs	124 af	31.0	429.5		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		7.29 cfs	1718 af	429.5	429.5		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 10 day of July, 20 09

Ernest Carlson
for Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 35-2664

WATER RIGHT NO. 35-13891
As Modified by Transfer No. 75452

In accordance with the approval of Transfer No. 75452, Water Right No. 35-13891 is now described as follows.

Right Holder: KAY HUNT
 PO BOX 187
 AMERICAN FALLS ID 83211

Priority Date: June 01, 1956

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	1.51 CFS	302.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESWNW Sec. 4 Twp 09S Rge 29E POWER 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	
08S 29E 33											9.5	1.5					11.0
09S 29E 4					11.0	36.0	17.0										64.0
09S 29E 5	.5																.5

Total Acres: 75.5

CONDITIONS OF APPROVAL

1. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

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 10 day of July, 2009

Ernest Carlson
 for Chief, Water Allocation Bureau

WATER RIGHT NO. 35-13892
As Modified by Transfer No. 75452

In accordance with the approval of Transfer No. 75452, Water Right No. 35-13892 is now described as follows.

Right Holder: KAY HUNT
 PO BOX 187
 AMERICAN FALLS ID 83211

Priority Date: June 01, 1956

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	0.29 CFS	58.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWSW	Sec. 4	Twp 09S	Rge 29E	POWER County
GROUND WATER	SESESE	Sec. 5	Twp 09S	Rge 29E	POWER 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	
09S	29E	4			19.0		1.0		14.0	39.5	40.0	37.0	39.0	36.0			25.0	1.0	251.5
09S	29E	5													3.0		4.0	32.0	39.0
09S	29E	8	36.0	4.5															40.5
09S	29E	9		.5			33.5	36.0	28.5										98.5

Total Acres: 429.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 14.5 acres within the place of use described above in a single irrigation season.
2. Rights 35-2264, 35-4064, 35-8605D and 35-13892 when combined shall not exceed a total diversion rate of 7.29 cfs, a total annual maximum diversion volume of 1718.0 af at the field headgate, and the irrigation of 429.5 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 the diversion and use of water under Transfer approval 75452, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion 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.

WATER RIGHT NO. 35-13892
As Modified by Transfer No. 75452

CONDITIONS OF APPROVAL

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 following rights are diverted through point(s) of diversion described above: 35-2664, 35-4064, 35-8605D and 35-13892.
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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
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 10 day of July, 2009

Ernest Carlson
for Chief, Water Allocation Bureau

WATER RIGHT NO. 35-8605D
As Modified by Transfer No. 75452

In accordance with the approval of Transfer No. 75452, Water Right No. 35-8605D is now described as follows.

Right Holder: LAKE CHANNEL RANCHES INC
 PO BOX 187
 AMERICAN FALLS ID 83211-0187

Priority Date: June 28, 1985

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	0.62 CFS	124.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWSW	Sec. 4	Twp 09S	Rge 29E	POWER County
GROUND WATER	SESESE	Sec. 5	Twp 09S	Rge 29E	POWER 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	
09S	29E	4			19.0		1.0		14.0	39.5	40.0	37.0	39.0	36.0		25.0	1.0		251.5
09S	29E	5													3.0		4.0	32.0	39.0
09S	29E	8	36.0		4.5														40.5
09S	29E	9			.5		33.5	36.0	28.5										98.5

Total Acres: 429.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 31 acres within the place of use described above in a single irrigation season.
2. Rights 35-2264, 35-4064, 35-8605D and 35-13892 when combined shall not exceed a total diversion rate of 7.29 cfs, a total annual maximum diversion volume of 1718.0 af at the field headgate, and the irrigation of 429.5 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 the diversion and use of water under Transfer approval 75452, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion 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.

WATER RIGHT NO. 35-8605D
As Modified by Transfer No. 75452

CONDITIONS OF APPROVAL

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 following rights are diverted through point(s) of diversion described above: 35-2664, 35-4064, 35-8605D and 35-13892.
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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

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 10 day of July, 2009

Ernest Carlson
for Chief, Water Allocation Bureau

WATER RIGHT NO. 35-2664
As Modified by Transfer No. 75452

In accordance with the approval of Transfer No. 75452, Water Right No. 35-2664 is now described as follows.

Right Holder: KAY HUNT
 PO BOX 187
 AMERICAN FALLS ID 83211

Priority Date: May 22, 1961

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	2.29 CFS	640.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWSW	Sec. 4	Twp 09S	Rge 29E	POWER County
GROUND WATER	SESESE	Sec. 5	Twp 09S	Rge 29E	POWER 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	
09S	29E	4			19.0		1.0		14.0	39.5	40.0	37.0	39.0	36.0		25.0	1.0		251.5
09S	29E	5													3.0		4.0	32.0	39.0
09S	29E	8	36.0	4.5															40.5
09S	29E	9		.5			33.5	36.0	28.5										98.5

Total Acres: 429.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 160 acres within the place of use described above in a single irrigation season.
2. Rights 35-2264, 35-4064, 35-8605D and 35-13892 when combined shall not exceed a total diversion rate of 7.29 cfs, a total annual maximum diversion volume of 1718.0 af at the field headgate, and the irrigation of 429.5 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 the diversion and use of water under Transfer approval 75452, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion 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.

WATER RIGHT NO. 35-2664
As Modified by Transfer No. 75452

CONDITIONS OF APPROVAL

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 following rights are diverted through point(s) of diversion described above: 35-2664, 35-4064, 35-8605D and 35-13892.
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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
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 10 day of July, 2009

Ernest Carlson
for Chief, Water Allocation Bureau

WATER RIGHT NO. 35-4064
As Modified by Transfer No. 75452

In accordance with the approval of Transfer No. 75452, Water Right No. 35-4064 is now described as follows.

Right Holder: KAY HUNT
 PO BOX 187
 AMERICAN FALLS ID 83211

Priority Date: June 01, 1961

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	4.09 CFS	896.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWSW	Sec. 4	Twp 09S	Rge 29E	POWER County
GROUND WATER	SESESE	Sec. 5	Twp 09S	Rge 29E	POWER 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	
09S	29E	4			19.0		1.0		14.0	39.5	40.0	37.0	39.0	36.0		25.0	1.0		251.5
09S	29E	5													3.0		4.0	32.0	39.0
09S	29E	8	36.0	4.5															40.5
09S	29E	9		.5			33.5	36.0	28.5										98.5

Total Acres: 429.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 224 acres within the place of use described above in a single irrigation season.
2. Rights 35-2264, 35-4064, 35-8605D and 35-13892 when combined shall not exceed a total diversion rate of 7.29 cfs, a total annual maximum diversion volume of 1718.0 af at the field headgate, and the irrigation of 429.5 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 the diversion and use of water under Transfer approval 75452, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion 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.

WATER RIGHT NO. 35-4064
As Modified by Transfer No. 75452

CONDITIONS OF APPROVAL

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 following rights are diverted through point(s) of diversion described above: 35-2664, 35-4064, 35-8605D and 35-13892.
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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
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 10 day of July, 2009

Ernest Carlson
for Chief, Water Allocation Bureau