

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 75081

This is to certify that: ALVIN E CARPENTER
 2079 E 1700 S
 MALTA ID 83342
 (208) 645-2347

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>
43-13123	WR/Decreed	04/04/1955	0.18 cfs	37.2 af	N/A	N/A	GROUND WATER
43-13125	WR/Decreed	05/15/1961	0.13 cfs	19.8 af	N/A	N/A	GROUND WATER

Purpose of Transfer (Changes Proposed)

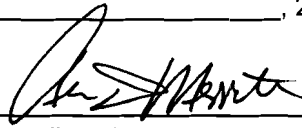
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
43-13123	NO	NO	NO	YES	NO	NO
43-13125	NO	NO	NO	YES	NO	NO

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>
43-13123	43-13123	0.18 cfs	37.2 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
43-13125	43-13125	0.13 cfs	19.8 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.25 cfs	37.2 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 31st day of March, 2009


 FOR Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 43-13123

WATER RIGHT NO. 43-13123
As Modified by Transfer No. 75081

In accordance with the approval of Transfer No. 75081, Water Right No. 43-13123 is now described as follows.

Right Holder: ALVIN E CARPENTER
 2079 E 1700 S
 MALTA ID 83342

Priority Date: April 04, 1955

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01	to 12/31	0.18 CFS	37.2 AF
COMMERCIAL	01/01	to 12/31	0.18 CFS	37.2 AF
			0.18 CFS	37.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSE	Sec. 28 Twp 13S Rge 27E CASSIA County
GROUND WATER	NWSE	Sec. 28 Twp 13S Rge 27E CASSIA County
GROUND WATER	SWSE	Sec. 28 Twp 13S Rge 27E CASSIA County

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
13S 27E 28	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
													X	X	X	X	

PLACE OF USE: COMMERCIAL

Twp Rge Sec	NE				NW				SW				SE				Totals
13S 27E 28	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
														X	X	X	

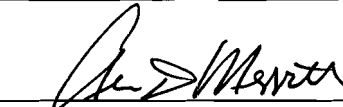
WATER RIGHT NO. 43-13123
As Modified by Transfer No. 75081

CONDITIONS OF APPROVAL

1. Rights 43-13123 and 43-13125 when combined shall not exceed a total diversion rate of 0.25 cfs, a total annual maximum diversion volume of 37.2 af.
2. Commercial use is for a dairy; the barn is located in the NW/NW/SE Sec. 28 T. 13S R. 27E.
3. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
4. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by these water rights.
5. Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.
6. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
7. Right 43-10151 is also diverted through the point of diversion in the SWSE S28, T13S, R27E.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
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 31st day of March, 20 09



FOR Chief, Water Allocation Bureau

WATER RIGHT NO. 43-13125
As Modified by Transfer No. 75081

In accordance with the approval of Transfer No. 75081, Water Right No. 43-13125 is now described as follows.

Right Holder: ALVIN E CARPENTER
 2079 E 1700 S
 MALTA ID 83342

Priority Date: May 15, 1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
COMMERCIAL	01/01	to 12/31	0.13 CFS	19.8 AF
STOCKWATER	01/01	to 12/31	0.13 CFS	19.8 AF
			0.13 CFS	19.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSE	Sec. 28 Twp 13S Rge 27E CASSIA County
GROUND WATER	NWSE	Sec. 28 Twp 13S Rge 27E CASSIA County
GROUND WATER	SWSE	Sec. 28 Twp 13S Rge 27E CASSIA County

PLACE OF USE: COMMERCIAL

Twp Rge Sec	NE				NW				SW				SE				Totals
13S 27E 28	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
														X	X	X	

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
13S 27E 28	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
													X	X	X	X	

WATER RIGHT NO. 43-13125
As Modified by Transfer No. 75081

CONDITIONS OF APPROVAL

1. Rights 43-13123 and 43-13125 when combined shall not exceed a total diversion rate of 0.25 cfs, a total annual maximum diversion volume of 37.2 af.
2. Commercial use is for a dairy; the barn is located in the NW/NW/SE Sec. 28 T. 13S R. 27E.
3. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
4. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by these water rights.
5. Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.
6. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
7. Right 43-10151 is also diverted through the point of diversion in the SWSE S28, T13S, R27E.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
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 31st day of March, 2009


FOR Chief, Water Allocation Bureau