

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 75261

This is to certify that: AARON R ANDREWS
 85 LAKEVIEW DRIVE
 CAREY ID 83320
 (208)823-4702
 And

WENDY M ANDREWS
 85 LAKEVIEW DRIVE
 CAREY ID 83320
 (208)823-47-2

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>
37-747	WR/Decreed	06/01/1908	2.6 cfs	N/A		152.0	FISH CREEK

Associated Water Right Also Included In Transfer (Conditions Updated)

37-739	WR/Decreed	08/18/1905	2 cfs	N/A		144.0	FISH CREEK
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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>
37-747	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>
37-747	37-747	2.6 cfs	N/A	152.0	269.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		2.6 cfs	N/A	152	269		N/A	N/A	N/A	N/A

SUPPORT DATA
 IN FILE # 37-747

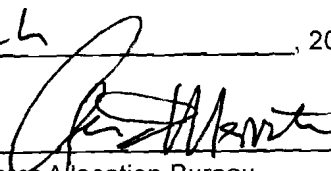
SCANNED
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 75261

Detailed Water Right Description(s) attached

Dated this 3rd day of March, 20 09

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Chief, Water Allocation Bureau

WATER RIGHT NO. 37-747
As Modified by Transfer No. 75261

In accordance with the approval of Transfer No. 75261, Water Right No. 37-747 is now described as follows.

Right Holder: WENDY M ANDREWS
 85 LAKEVIEW DRIVE
 CAREY ID 83320

And

AARON R ANDREWS
 85 LAKEVIEW DRIVE
 CAREY ID 83320

Priority Date: June 01, 1908

Source: FISH CREEK

Tributary: LITTLE WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15 to	10/31	2.60 CFS
			2.60 CFS

LOCATION OF POINT(S) OF DIVERSION:

FISH CREEK SENESE Sec. 33 Twp 01N Rge 22E BLAINE 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	
01S 22E 7								38.0	33.0			18.0		37.0	18.0		144.0
01S 22E 17									39.0	39.0				39.0			117.0
01S 22E 18													8.0				8.0

Total Acres: 269

WATER RIGHT NO. 37-747
As Modified by Transfer No. 75261

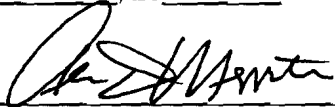
CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 152 acres within the place of use described above in a single irrigation season.
2. Rights 37-739 and 37-747 when combined shall not exceed the irrigation of 269 acres.
3. Use of this right is combined with water from Fish Creek Reservoir.
4. 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. 37U.
5. 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.
6. 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.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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 3rd day of March, 2009

FOR


Chief, Water Allocation Bureau

WATER RIGHT NO. 37-739
As Modified by Transfer No. 75261

In accordance with the approval of Transfer No. 75261, Water Right No. 37-739 is now described as follows.

Right Holder: AARON R ANDREWS
85 LAKEVIEW DRIVE
CAREY ID 83320

AND

WENDY M ANDREWS
85 LAKEVIEW DRIVE
CAREY ID 83320

Priority Date: August 18, 1905

Source: FISH CREEK

Tributary: LITTLE WOOD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/15	to 10/31	2.00 CFS
			2.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

FISH CREEK SENESE Sec. 33 Twp 01N Rge 22E BLAINE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
01S	22E	7								38.0	33.0			18.0			37.0	18.0	144.0

Total Acres: 144

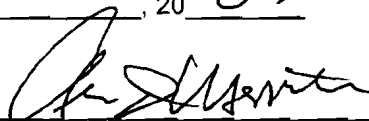
WATER RIGHT NO. 37-739
As Modified by Transfer No. 75261

CONDITIONS OF APPROVAL

1. Rights 37-739 and 37-747 when combined shall not exceed the irrigation of 269 acres.
2. Use of this right is combined with water from Fish Creek Reservoir Co.
3. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
4. 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 3rd day of March, 2009


FOR Chief, Water Allocation Bureau