

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 75303

This is to certify that: NEIL E BROWN And
 ELIZABETH L BROWN
 2933 W 1800 S
 ABERDEEN ID 83210
 (208)397-5251

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>
35-13508	AJC/License	07/23/1956	0.02 cfs	4.0 af	1.0	4.0	GROUND WATER
35-13512	WR/Decreed	12/23/1957	0.05 cfs	14.1 af	4.0	4.0	GROUND WATER
35-13514	WR/Decreed	07/14/1958	0.03 cfs	N/A	N/A	4.0	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>
35-13508	NO	YES	NO	NO	NO	NO
35-13512	NO	YES	NO	NO	NO	NO
35-13514	NO	YES	NO	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>
35-13508	35-13508	0.02 cfs	4.0 af	1.0	4.0		N/A	N/A	N/A	N/A
35-13512	35-13512	0.05 cfs	14.1 af	N/A	4.0		N/A	N/A	N/A	N/A
35-13514	35-13514	0.03 cfs	12.7 af	N/A	4.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		0.1 cfs	16 af	4.0	4.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 27 day of February, 2009


 Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 35-13508

WATER RIGHT NO. 35-13508
As Modified by Transfer No. 75303

In accordance with the approval of Transfer No. 75303, Water Right No. 35-13508 is now described as follows.

Right Holder: NEIL E BROWN Or
 ELIZABETH L BROWN
 2933 W 1800 S
 ABERDEEN ID 83210

Priority Date: July 23, 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	0.02 CFS	4.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENESW Sec. 18 Twp 06S Rge 31E BINGHAM 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
06S	31E	18																	4.0
																			4.0

Total Acres: 4

WATER RIGHT NO. 35-13508
As Modified by Transfer No. 75303

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 1.0 acres within the place of use described above in a single irrigation season.
2. Rights 35-13508, 35-13512 and 35-13514 when combined shall not exceed a total annual maximum diversion volume of 16.0 af at the field headgate, and the irrigation of 4 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 75303, 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.
6. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. The following rights are diverted through point(s) of diversion described above: 35-11076, 35-13508, 35-13512, 35-13514.
8. The right holder shall accomplish the change authorized by this transfer within one year(s) 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 27 day of February, 2009



Chief, Water Allocation Bureau

WATER RIGHT NO. 35-13512
As Modified by Transfer No. 75303

In accordance with the approval of Transfer No. 75303, Water Right No. 35-13512 is now described as follows.

Right Holder: NEIL E BROWN And
ELIZABETH L BROWN
2933 W 1800 S
ABERDEEN ID 83210

Priority Date: December 23, 1957

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	0.05 CFS	14.1 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENESW Sec. 18 Twp 06S Rge 31E BINGHAM 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
06S	31E	18									4.0								4.0

Total Acres: 4

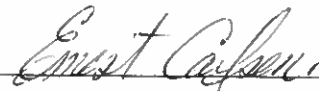
WATER RIGHT NO. 35-13512
As Modified by Transfer No. 75303

CONDITIONS OF APPROVAL

1. Rights 35-13508, 35-13512 and 35-13514 when combined shall not exceed a total annual maximum diversion volume of 16.0 af at the field headgate, and the irrigation of 4 acres.
2. 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.
3. 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.
4. Prior to the diversion and use of water under Transfer approval 75303, 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.
5. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. The following rights are diverted through point(s) of diversion described above: 35-11076, 35-13508, 35-13512, 35-13514.
7. The right holder shall accomplish the change authorized by this transfer within one year(s) 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.
9. 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 27 day of February, 2009



Chief, Water Allocation Bureau

WATER RIGHT NO. 35-13514
As Modified by Transfer No. 75303

In accordance with the approval of Transfer No. 75303, Water Right No. 35-13514 is now described as follows.

Right Holder: NEIL E BROWN And/Or
 ELIZABETH L BROWN
 2933 W 1800 S
 ABERDEEN ID 83210

Priority Date: July 14, 1958

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	0.03 CFS	12.7 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENESW Sec. 18 Twp 06S Rge 31E BINGHAM 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
06S	31E	18									4.0								4.0

Total Acres: 4

WATER RIGHT NO. 35-13514
As Modified by Transfer No. 75303

CONDITIONS OF APPROVAL

1. Rights 35-13508, 35-13512 and 35-13514 when combined shall not exceed a total annual maximum diversion volume of 16.0 af at the field headgate, and the irrigation of 4 acres.
2. 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.
3. 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.
4. Prior to the diversion and use of water under Transfer approval 75303, 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.
5. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. The following rights are diverted through point(s) of diversion described above: 35-11076, 35-13508, 35-13512, 35-13514.
7. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
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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 27 day of February, 2009



Chief, Water Allocation Bureau