

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73928

This is to certify that: WHEELER FAMILY TRUST
PO BOX 1150
NEWPORT OR 97365
(541)996-2019

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>
77-2036	WR/Decreed	01/10/1920	0.14 cfs	N/A	N/A	7.0	LICK CREEK

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>
77-2036	YES	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>
77-2036	77-14305	0.04 cfs	N/A	N/A	2.0	77-14304	0.1 cfs	N/A	N/A	5.0
COMBINED										
TOTALS		0.04 cfs	N/A	N/A	2.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 22nd day of December, 2008


John Westra, Western Regional Manager

SUPPORT DATA
IN FILE # 77-2036

SCANNED
JAN 13 2009

WATER RIGHT NO. 77-14304
As Modified by Transfer No. 73928

In accordance with the approval of Transfer No. 73928, Water Right No. 77-14304 is now described as follows.

Right Holder: DIANA VITA And
 GREG R VITA
 36918 PALO COLORADO RD
 CARMEL CA 93923

Priority Date: January 10, 1920

Source: LICK CREEK

Tributary: BIG CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
DOMESTIC	01/01 to	12/31	0.02 CFS
IRRIGATION	05/01 to	10/31	0.10 CFS
			0.10 CFS

LOCATION OF POINT(S) OF DIVERSION:

LICK CREEK NWSE Sec. 2 Twp 20N Rge 09E VALLEY County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
20N 09E 2								X									

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
20N 09E 2																	5.0
							3.0	2.0									

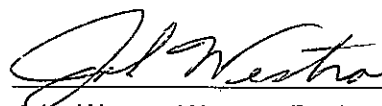
Total Acres: 5

CONDITIONS OF APPROVAL

1. 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.
2. The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.
3. The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.

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 22nd day of December, 2008



John Westra, Western Regional Manager

SCANNED

IAN 13 2009

WATER RIGHT NO. 77-14305
As Modified by Transfer No. 73928

In accordance with the approval of Transfer No. 73928, Water Right No. 77-14305 is now described as follows.

Right Holder: WHEELER FAMILY TRUST
 PO BOX 1150
 NEWPORT OR 97365

Priority Date: January 10, 1920

Source: LICK CREEK

Tributary: BIG CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	05/01	to 10/31	0.04 CFS
			0.04 CFS

LOCATION OF POINT(S) OF DIVERSION:

LICK CREEK NWSE Sec. 2 Twp 20N Rge 09E VALLEY 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	
20N	09E	2					2.0												2.0

Total Acres: 2

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.
4. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
5. Prior to diversion of water under this right, the right holder shall install a lockable device, subject to the approval of the Department, in a manner that will provide suitable control of the diversion.

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 22nd day of December, 2008

SCANNED

JAN 13 2009


 John Westra, Western Regional Manager