

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73887

This is to certify that: WILLIAM R SMITH
6898 SE VALLEY VIEW
MOUNTAIN HOME ID 83647
(208)580-2113

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>
61-12074	WR/Decreed	04/23/1964	1.6 cfs	508 af	112.9	146.7	GROUND WATER
61-12076	WR/Decreed	03/15/1977	0.36 cfs	N/A	33.8	146.7	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>
61-12074	NO	NO	YES	YES	NO	NO
61-12076	NO	NO	YES	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>
61-12074	61-12119	0.02 cfs	6.9 af	1.5	2.0	61-12118	1.58 cfs	501.1 af	111.4	144.7
61-12076	61-12182	0.01 cfs	N/A	.5	2.0	61-12181	0.35 cfs	N/A	33.3	144.7
COMBINED TOTALS		0.02 cfs	6.9 af	2.0	2.0		1.58 cfs	501.1 af	144.7	144.7

Detailed Water Right Description(s) attached

Dated this 15th day of September, 20 08

Chief, Water Allocation Bureau

SUPPORT DATA
IN FILE # 61-12074

WATER RIGHT NO. 61-12118
As Modified by Transfer No. 73887

In accordance with the approval of Transfer No. 73887, Water Right No. 61-12118 is now described as follows.

Right Holder: M PETER NIELSEN
 3955 S 136 W
 MOUNTAIN HOME ID 83647

Priority Date: April 23, 1964

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	1.58 CFS	501.1 AF
			1.58 CFS	501.1 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENENW Sec. 19 Twp 04S Rge 05E ELMORE 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
04S 05E 19	33.9	14.4	32.2		23.6		7.4	33.2									144.7

Total Acres: 144.7

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 period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 10-26-2000.
3. Right 61-12181 is an enlargement of Right 61-12118 pursuant to Section 42-1426, Idaho Code.
4. Rights 61-12118 and 61-12181 when combined shall not exceed a total diversion rate of 1.58 cfs, a total annual maximum diversion volume of 501.1 af at the field headgate, and the irrigation of 144.7 acres.
5. This right is limited to the irrigation of 111.4 acres within the place of use described above in a single irrigation season.
6. The following right is also diverted through the point of diversion described above: 61-12181.

WATER RIGHT NO. 61-12118
As Modified by Transfer No. 73887

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 15th day of September, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 61-12119
As Modified by Transfer No. 73887

In accordance with the approval of Transfer No. 73887, Water Right No. 61-12119 is now described as follows.

Right Holder: WILLIAM R SMITH
 6898 SE VALLEY VIEW
 MOUNTAIN HOME ID 83647

Priority Date: April 23, 1964

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	6.9 AF
			0.02 CFS	6.9 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSW Sec. 17 Twp 04S Rge 07E ELMORE 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
04S 07E 17																2.0	2.0

Total Acres: 2

CONDITIONS OF APPROVAL

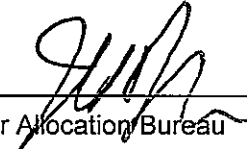
1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Pursuant to Section 42-1412(6), Idaho 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 is limited to the irrigation of 1.5 acres within the place of use described above in a single irrigation season.
5. Right 61-12182 is an enlargement of Right 61-12119 pursuant to Section 42-1426, Idaho Code.
6. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 10-26-2000.
7. 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.

WATER RIGHT NO. 61-12119
As Modified by Transfer No. 73887

8. Rights 61-12119 and 61-12182 when combined shall not exceed a total diversion rate of 0.02 cfs, a total annual maximum diversion volume of 6.9 af at the field headgate, and the irrigation of 2 acres.
9. The following right is also diverted through the point of diversion described above: 61-12182.

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 15th day of September, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 61-12181
As Modified by Transfer No. 73887

In accordance with the approval of Transfer No. 73887, Water Right No. 61-12181 is now described as follows.

Right Holder: M PETER NIELSEN
 3955 S 136 W
 MOUNTAIN HOME ID 83647

Priority Date: March 15, 1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15 to	11/15	0.35 CFS
			0.35 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENENW Sec. 19 Twp 04S Rge 05E ELMORE 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	
04S	05E	19	33.9	14.4	32.2		23.6		7.4	33.2									144.7

Total Acres: 144.7

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. Right 61-12181 is an enlargement of Right 61-12118 pursuant to Section 42-1426, Idaho Code.
3. Rights 61-12118 and 61-12181 when combined shall not exceed a total diversion rate of 1.58 cfs, a total annual maximum diversion volume of 501.1 af at the field headgate, and the irrigation of 144.7 acres.
4. This right is limited to the irrigation of 33.3 acres within the place of use described above in a single irrigation season.
5. The following right is also diverted through point of diversion described above: 61-12118.

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 15th day of September, 20 08

 Chief, Water Allocation Bureau

WATER RIGHT NO. 61-12182
As Modified by Transfer No. 73887

In accordance with the approval of Transfer No. 73887, Water Right No. 61-12182 is now described as follows.

Right Holder: WILLIAM R SMITH
 6898 SE VALLEY VIEW
 MOUNTAIN HOME ID 83647

Priority Date: March 15, 1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15 to	11/15	0.01 CFS
			0.01 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSW Sec. 17 Twp 04S Rge 07E ELMORE 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
04S	07E	17																	2.0
																			2.0

Total Acres: 2

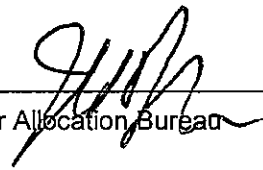
CONDITIONS OF APPROVAL

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 is limited to the irrigation of 0.5 acres within the place of use described above in a single irrigation season.
5. Right 61-12182 is an enlargement of Right 61-12119 pursuant to Section 42-1426, Idaho Code.
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. Rights 61-12119 and 61-12182 when combined shall not exceed a total diversion rate of 0.02 cfs, a total annual maximum diversion volume of 6.9 af at the field headgate, and the irrigation of 2 acres.
8. The following rights is also diverted through point of diversion described above: 61-12119.

WATER RIGHT NO. 61-12182
As Modified by Transfer No. 73887

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 15th day of September, 2008



Chief, Water Allocation Bureau