

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 74515

This is to certify that: HILLARY MICKELSEN And
TODD MICKELSEN
411 N 400 W
BLACKFOOT ID 83221
(208)681-3684

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>
35-7194	WR/Decreed	12/17/1971	2.81 cfs	1192.8 af	N/A	310.0	GROUND WATER
35-8024	WR/Decreed	07/18/2005	0.94 cfs	47.2 af	N/A	310.0	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>
35-7194	NO	NO	YES	NO	NO	NO
35-8024	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>
35-7194	35-7194	2.81 cfs	1048 af	N/A	262.0		N/A	N/A	N/A	N/A
35-8024	35-8024	0.94 cfs	47.2 af	N/A	262.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		3.75 cfs	1048 af	262	262		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 19th day of July, 2008

Chief, Water Allocation Bureau

SUPPORT DATA
IN FILE # 35-7194

WATER RIGHT NO. 35-7194
As Modified by Transfer No. 74515

In accordance with the approval of Transfer No. 74515, Water Right No. 35-7194 is now described as follows.

Right Holder: HILLARY MICKELSEN And
TODD MICKELSEN
411 N 400 W
BLACKFOOT ID 83221

Priority Date: December 17, 1971

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/15	2.81 CFS	1,048.0 AF
			2.81 CFS	1,048.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSESE Sec. 17 Twp 02S Rge 33E 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
02S	33E	17	33.0	33.0	33.0	33.0									36.0	35.0	34.0	25.0	262.0

Total Acres: 262

CONDITIONS OF APPROVAL

1. 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.
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. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. Prior to the diversion and use of water under Transfer approval 74515, 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. Rights 35-7194 and 35-8024 when combined shall not exceed a total annual maximum diversion volume of 1048 af at the field headgate, and the irrigation of 262 acres.

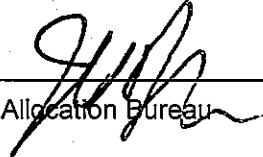
WATER RIGHT NO. 35-7194
As Modified by Transfer No. 74515

CONDITIONS OF APPROVAL

6. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 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 1/31/2002.
7. The following rights are diverted through point(s) of diversion described above: 35-7194 and 35-8024
8. 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.
9. The right holder shall accomplish the change authorized by this transfer within 1 year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.

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 19th day of July, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 35-8024
As Modified by Transfer No. 74515

In accordance with the approval of Transfer No. 74515, Water Right No. 35-8024 is now described as follows.

Right Holder: TODD MICKELSEN And
 HILLARY MICKELSEN
 411 N 400 W
 BLACKFOOT ID 83221

Priority Date: July 18, 2005

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	0.94 CFS	47.2 AF
			0.94 CFS	47.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESE Sec. 17 Twp 02S Rge 33E BINGHAM 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	
02S 33E 17	33.0	33.0	33.0	33.0									36.0	35.0	34.0	25.0	262.0

Total Acres: 262

CONDITIONS OF APPROVAL

1. 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.
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. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. The following rights are diverted through point(s) of diversion described above: 35-7194 and 35-8024.
5. Prior to the diversion and use of water under Transfer approval 74515, 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. Rights 35-7194 and 35-8024 when combined shall not exceed a total annual maximum diversion volume of 1048 af at the field headgate, and the irrigation of 262 acres.

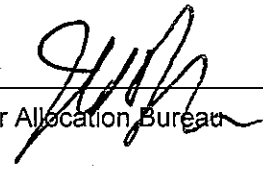
WATER RIGHT NO. 35-8024
As Modified by Transfer No. 74515

CONDITIONS OF APPROVAL

7. 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.
8. The right holder shall accomplish the change authorized by this transfer within 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. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.

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 19th day of July, 20 08



Chief, Water Allocation Bureau