

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73480

This is to certify that: G LUKE MONTGOMERY And
 BRIDGIT MONTGOMERY
 1968 S 2450 E
 MALTA ID 83342
 (208)645-2202

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>
43-2323	WR/Decreed	09/15/1948	1.5 cfs	300 af	75.0	299.0	GROUND WATER
43-2495	WR/Decreed	10/26/1960	1.28 cfs	256 af	64.0	299.0	GROUND WATER
43-10808	WR/Decreed	04/05/1954	3.2 cfs	640 af	160.0	299.0	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>
43-2323	YES	YES	NO	NO	NO	NO
43-2495	YES	YES	NO	NO	NO	NO
43-10808	YES	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>
43-2323	43-13485	0.03 cfs	6.8 af	1.7	6.6	43-13484	1.47 cfs	293.2 af	73.3	292.4
43-2495	43-13487	0.03 cfs	5.6 af	1.4	6.6	43-13486	1.25 cfs	250.4 af	62.6	292.4
43-10808	43-13489	0.07 cfs	14 af	3.5	6.6	43-13488	3.13 cfs	626 af	156.5	292.4
COMBINED TOTALS		0.13 cfs	26.4 af	6.6	6.6		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 19th day of May, 2008

For 
 Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 43-2323

WATER RIGHT NO. 43-13484
As Modified by Transfer No. 73480

In accordance with the approval of Transfer No. 73480, Water Right No. 43-13484 is now described as follows.

Right Holder: DAWN HIGLEY And
 HEATH HIGLEY
 1968 S 2450 E
 MALTA ID 83342

Priority Date: September 15, 1948

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15 to	11/15	1.47 CFS	293.2 AF
			1.47 CFS	293.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWNWSW	Sec. 32 Twp 13S	Rge 27E	CASSIA County
GROUND WATER	SWNWSW	Sec. 32 Twp 13S	Rge 27E	CASSIA County
GROUND WATER	SWNESE	Sec. 32 Twp 13S	Rge 27E	CASSIA 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	
13S 27E 32			40.0	39.0			32.0	39.0	38.0	38.0			29.4	37.0			292.4

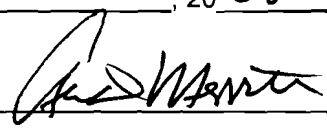
Total Acres: 292.4

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 73.3 acres within the place of use described above in a single irrigation season.
2. Use of the rights listed below is limited to the irrigation of a combined total of 292.4 acres in a single irrigation season. Combined right nos.: 43-13484, 43-13486, and 43-13488.
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.

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 May, 20 08


 Chief, Water Allocation Bureau

WATER RIGHT NO. 43-13485
As Modified by Transfer No. 73480

In accordance with the approval of Transfer No. 73480, Water Right No. 43-13485 is now described as follows.

Right Holder: G LUKE MONTGOMERY And
BRIDGIT MONTGOMERY
1968 S 2450 E
MALTA ID 83342

Priority Date: September 15, 1948

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.03 CFS	6.8 AF
			0.03 CFS	6.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNESE Sec. 32 Twp 13S Rge 27E CASSIA 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
13S 27E 32													6.6				6.6

Total Acres: 6.6

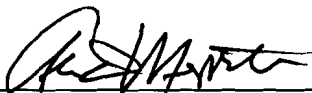
CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 1.7 acres within the place of use described above in a single irrigation season.
2. Rights 43-13485, 43-13487, and 43-13489 when combined shall not exceed the irrigation of 6.6 acres.
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. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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.

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 May, 20 08


FOR _____
Chief, Water Allocation Bureau

WATER RIGHT NO. 43-13486
As Modified by Transfer No. 73480

In accordance with the approval of Transfer No. 73480, Water Right No. 43-13486 is now described as follows.

Right Holder: HEATH HIGLEY And
DAWN HIGLEY
1968 S 2450 E
MALTA ID 83342

Priority Date: October 26, 1960

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	1.25 CFS	250.4 AF
			1.25 CFS	250.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWNWSW	Sec. 32 Twp 13S	Rge 27E	CASSIA County
GROUND WATER	SWNWSW	Sec. 32 Twp 13S	Rge 27E	CASSIA County
GROUND WATER	SWNESE	Sec. 32 Twp 13S	Rge 27E	CASSIA 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	
13S 27E 32			40.0	39.0			32.0	39.0	38.0	38.0			29.4	37.0			292.4

Total Acres: 292.4

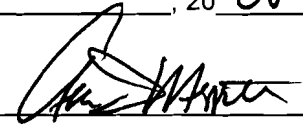
CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 62.6 acres within the place of use described above in a single irrigation season.
2. Use of the rights listed below is limited to the irrigation of a combined total of 292.4 acres in a single irrigation season. Combined right nos.: 43-13484, 43-13486, and 43-13488.
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.

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 May, 20 08

FOR



Chief, Water Allocation Bureau

WATER RIGHT NO. 43-13487
As Modified by Transfer No. 73480

In accordance with the approval of Transfer No. 73480, Water Right No. 43-13487 is now described as follows.

Right Holder: G LUKE MONTGOMERY And
 BRIDGIT MONTGOMERY
 1968 S 2450 E
 MALTA ID 83342

Priority Date: October 26, 1960

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.03 CFS	5.6 AF
			0.03 CFS	5.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNESE Sec. 32 Twp 13S Rge 27E CASSIA 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	
13S 27E 32													6.6				6.6

Total Acres: 6.6

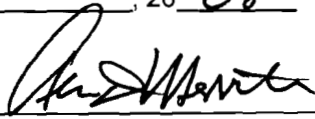
CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 1.4 acres within the place of use described above in a single irrigation season.
2. Rights 43-13485, 43-13487, and 43-13489 when combined shall not exceed the irrigation of 6.6 acres.
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. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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.

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 May, 20 08


FOR _____
Chief, Water Allocation Bureau

WATER RIGHT NO. 43-13488
As Modified by Transfer No. 73480

In accordance with the approval of Transfer No. 73480, Water Right No. 43-13488 is now described as follows.

Right Holder: DAWN HIGLEY And
 HEATH HIGLEY
 1968 S 2450 E
 MALTA ID 83342

Priority Date: April 05, 1954

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15 to	11/15	3.13 CFS	626.0 AF
			3.13 CFS	626.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWNWSW	Sec. 32 Twp 13S	Rge 27E	CASSIA County
GROUND WATER	SWNWSW	Sec. 32 Twp 13S	Rge 27E	CASSIA County
GROUND WATER	SWNESE	Sec. 32 Twp 13S	Rge 27E	CASSIA 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	
13S 27E 32			40.0	39.0			32.0	39.0	38.0	38.0			29.4	37.0			292.4

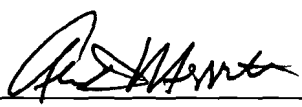
Total Acres: 292.4

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 156.5 acres within the place of use described above in a single irrigation season.
2. This right is a combination of portions of old right nos. 43-02406, & 43-02407.
3. Use of the rights listed below is limited to the irrigation of a combined total of 292.4 acres in a single irrigation season. Combined right nos.: 43-13484, 43-13486, and 43-13488.
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 19th day of May, 20 08


 FOR Chief, Water Allocation Bureau

WATER RIGHT NO. 43-13489
As Modified by Transfer No. 73480

In accordance with the approval of Transfer No. 73480, Water Right No. 43-13489 is now described as follows.

Right Holder: BRIDGIT MONTGOMERY And
G LUKE MONTGOMERY
1968 S 2450 E
MALTA ID 83342

Priority Date: April 05, 1954

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.07 CFS	14.0 AF
			0.07 CFS	14.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNESE Sec. 32 Twp 13S Rge 27E CASSIA 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
13S 27E 32													6.6				6.6

Total Acres: 6.6

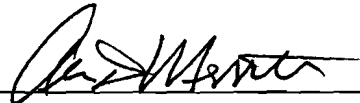
CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 3.5 acres within the place of use described above in a single irrigation season.
2. Rights 43-13485, 43-13487, and 43-13489 when combined shall not exceed the irrigation of 6.6 acres.
3. This right is a combination of portions of old right nos.43-02406, & 43-02407.
4. 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.
5. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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.

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 May, 20 08

FOR 
Chief, Water Allocation Bureau