

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73415

This is to certify that: LAYNE HARRIS
PO BOX 63
NEWDALE ID 83436
(208)458-4936

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>
22-12900	WR/Decreed	05/01/1965	0.64 cfs	259.0 af	74.0	244.0	GROUND WATER

Associated Water Rights Also Included in Transfer Approval (Update Conditions)

22-7397	AJC/License	05/20/1982	1.97 cfs	553.0 af	N/A	154.0	GROUND WATER
22-2200	AJC/License	05/14/1961	2.70 cfs	595.0 af	170.0	244.0	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>
22-12900	NO	YES	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>
22-12900	22-12900	0.64 cfs	259.0 af	N/A	74.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.64 cfs	259.0 af	N/A	74.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 15th day of May, 20 08

Chief, Water Allocation Bureau

SUPPORT DATA
IN FILE # 22-12900

WATER RIGHT NO. 22-12900
As Modified by Transfer No. 73415

In accordance with the approval of Transfer No. 73415, Water Right No. 22-12900 is now described as follows.

Right Holder: LAYNE HARRIS
 PO BOX 63
 NEWDALE ID 83436

Priority Date: May 01, 1965

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	0.64 CFS	259.0 AF
			0.64 CFS	259.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESENE Sec. 10 Twp 06N Rge 41E MADISON 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
06N	41E	3																	37.0 37.0 74.0

Total Acres: 74

CONDITIONS OF APPROVAL

1. This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
2. This right is based upon an enlargement of Right No. 22-7397 pursuant to Section 42-1426, Idaho Code.
3. This right is for an enlargement of 74 acres within the place of use described for this right.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
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.

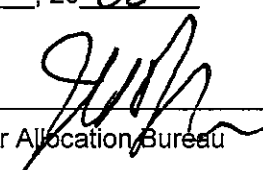
WATER RIGHT NO. 22-12900
As Modified by Transfer No. 73415

CONDITIONS OF APPROVAL

8. Right 22-7397 is also diverted through the point(s) of diversion described above.
9. Rights 22-7397 and 22-12900 when combined shall not exceed a total diversion rate of 1.97 cfs, and the irrigation of 228 acres.
10. Prior to the diversion and use of water under Transfer approval 73415, the right holder shall install and maintain acceptable measuring device, including data logger, at the authorized point 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.

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 May, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 22-2200
As Modified by Transfer No. 73415

In accordance with the approval of Transfer No. 73415, Water Right No. 22-2200 is now described as follows.

Right Holder: CAROL OSTERMILLER

8881 E HWY 33
 PO BOX 142
 NEWDALE ID 83436

Or

BOYD E HOWARD
 PO BOX 76
 NEWDALE ID 83436

Or

REESE J GODFREY
 8671 E HWY 33
 NEWDALE ID 83436

Priority Date: May 14, 1961

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	2.70 CFS	595.0 AF
			2.70 CFS	595.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSENE Sec. 3 Twp 06N Rge 41E MADISON 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	
06N	41E	3	28.0	2.0	24.0	39.0									38.0	39.0			170.0
Total Acres:			170																

CONDITIONS OF APPROVAL

1. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

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 May, 20 08

 Chief, Water Allocation Bureau

WATER RIGHT NO. 22-7397
As Modified by Transfer No. 73415

In accordance with the approval of Transfer No. 73415, Water Right No. 22-7397 is now described as follows.

Right Holder: R LAYNE HARRIS
 PO BOX 63
 NEWDALE ID 83436

Priority Date: May 20, 1982

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	1.97 CFS	553.0 AF
			1.97 CFS	553.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESENE Sec. 10 Twp 06N Rge 41E MADISON 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
06N	41E	10	39.0	38.0	40.0	37.0													154.0

Total Acres: 154

CONDITIONS OF APPROVAL

1. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. Right Nos. 22-7397 and 22-12900 are limited to the irrigation of a combined total of 228 acres in a single irrigation season.
3. Right Nos. 22-7397 and 22-12900 are limited to a total combined diversion rate of 1.97 cfs.
4. Right No. 22-12900 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
5. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

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 May, 20 08

 Chief, Water Allocation Bureau