

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 74226

This is to certify that: LUCAS L TRACY
 312 7TH AVE E
 TWIN FALLS ID 83301
 (208) 733-0882

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>
34-13912	WR/Decreed	12/17/1961	1.77 cfs	308.9 af	N/A	88.3	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>
34-13912	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>
34-13912	34-13932	0.08 cfs	14.7 af	4.2	5.0	34-13931	1.69 cfs	294.2 af	N/A	84.1
COMBINED										
TOTALS		0.08 cfs	14.7 af	4.2	5.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 10th day of January, 20 08

 Chief, Water Allocation Bureau

SUPPORT DATA
 IN FILE # 39-13912

WATER RIGHT NO. 34-13931
As Modified by Transfer No. 74226

In accordance with the approval of Transfer No. 74226, Water Right No. 34-13931 is now described as follows.

Right Holder: ROBERT SILACCI
 820 PARK ROW #680
 SALINAS CA 93901-2406

Priority Date: December 17, 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 11/01	1.69 CFS	294.2 AF
			1.69 CFS	294.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNESW Sec. 31 Twp 07N Rge 25E CUSTER 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	
07N	25E	31									22.9			23.0		32.2	6.0		84.1

Total Acres: 84.05

CONDITIONS OF APPROVAL

1. A totalizing measuring device of a type approved by IDWR shall be maintained as a part of the diverting works.
2. 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.
3. Rights 34-13913, 34-13914, 34-2425B, 34-2425D, 34-2425F, 34-7090A, and 34-7090B are also diverted through the point of diversion described above.

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 10th day of January, 20 08

 Chief, Water Allocation Bureau

WATER RIGHT NO. 34-13932
As Modified by Transfer No. 74226

In accordance with the approval of Transfer No. 74226, Water Right No. 34-13932 is now described as follows.

Right Holder: LUCAS L TRACY
 312 7TH AVE E
 TWIN FALLS ID 83301

Priority Date: December 17, 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 11/01	0.08 CFS	14.7 AF
			0.08 CFS	14.7 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENESW Sec. 31 Twp 07N Rge 25E CUSTER County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
07N	25E	31	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	5.0

Total Acres: 5.0

CONDITIONS OF APPROVAL

1. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
2. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
3. 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. 34.
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.
5. Prior to the diversion and use of water under Transfer approval 74226, 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. 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.

WATER RIGHT NO. 34-13932
As Modified by Transfer No. 74226

CONDITIONS OF APPROVAL

7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
9. This right is limited to the irrigation of 4.2 acres within the place of use described above in a single irrigation season.
10. Place of use is located within Lot 9, Blk 1; Crows Nest Estates

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 10th day of January, 20 08



Chief, Water Allocation Bureau