

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 74120

This is to certify that: MICHAEL W SEIBERT And
KATHLEEN SEIBERT
1665 POCATELLO CREEK RD
POCATELLO ID 83201
(208)233-1665

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>
29-4274	WR/Decreed	07/10/1958	0.09 cfs	12 af	N/A	3.0	GROUND WATER
29-10788	WR/Decreed	09/21/1960	0.13 cfs	14.7 af	N/A	3.5	GROUND WATER
29-7060	WR/Decreed	10/12/1970	0.18 cfs	31 af	N/A	8.8	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>
29-4274	NO	NO	YES	YES	NO	NO
29-10788	YES	NO	YES	YES	NO	NO
29-7060	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>
29-4274	29-4274	0.09 cfs	12 af	3.0	15.3		N/A	N/A	N/A	N/A
29-10788	29-13805	0.08 cfs	14 af	3.5	15.3	29-13804	0.05 cfs	0.7 af	N/A	N/A
29-7060	29-7060	0.18 cfs	31 af	8.8	15.3		N/A	N/A	N/A	N/A
COMBINED TOTALS		0.35 cfs	57 af	15.3	15.3		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 11th day of January, 20 08

Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 29-4274

WATER RIGHT NO. 29-4274
As Modified by Transfer No. 74120

In accordance with the approval of Transfer No. 74120, Water Right No. 29-4274 is now described as follows.

Right Holder: KATHLEEN SEIBERT And
 MICHAEL W SEIBERT
 1665 POCATELLO CREEK RD
 POCATELLO ID 83201

Priority Date: July 10, 1958

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	0.09 CFS	12.0 AF
			0.09 CFS	12.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESW	Sec. 13 Twp 06S	Rge 34E	BANNOCK County
GROUND WATER	NENESW	Sec. 13 Twp 06S	Rge 34E	BANNOCK 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	
06S	34E	13																	15.3

Total Acres: 15.3

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
2. 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.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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. This right is limited to the irrigation of 3 acres within the place of use described above in a single irrigation season.
6. Rights 29-4274, 29-7060 and 29-13805 when combined shall not exceed the irrigation of 15.3 acres.

WATER RIGHT NO. 29-4274
As Modified by Transfer No. 74120

CONDITIONS OF APPROVAL

7. Prior to the diversion and use of water under Transfer approval 74120, 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.
8. Rights 29-7060 and 29-13805 are also diverted through the point(s) 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 11th day of January, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 29-7060
As Modified by Transfer No. 74120

In accordance with the approval of Transfer No. 74120, Water Right No. 29-7060 is now described as follows.

Right Holder: KATHLEEN SEIBERT And/Or
 MICHAEL W SEIBERT
 1665 POCATELLO CREEK RD
 POCATELLO ID 83201

Priority Date: October 12, 1970

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	05/01	to 10/15	0.18 CFS	31.0 AF
			0.18 CFS	31.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESW	Sec. 13 Twp 06S	Rge 34E	BANNOCK County
GROUND WATER	NENESW	Sec. 13 Twp 06S	Rge 34E	BANNOCK 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	
06S 34E 13																	15.3

Total Acres: 15.3

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. 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 5/1 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date of 3/22/2004.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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. 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.
6. This right is limited to the irrigation of 8.8 acres within the place of use described above in a single irrigation season.

WATER RIGHT NO. 29-7060
As Modified by Transfer No. 74120

CONDITIONS OF APPROVAL

7. Rights 29-4274, 29-7060 and 29-13805 when combined shall not exceed the irrigation of 15.3 acres.
8. Prior to the diversion and use of water under Transfer approval 74120, 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.
9. Rights 29-4274 and 29-13805 are also diverted through the point(s) 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 11th day of January, 20 08



Chief, Water Allocation Bureau

WATER RIGHT NO. 29-13804
As Modified by Transfer No. 74120

In accordance with the approval of Transfer No. 74120, Water Right No. 29-13804 is now described as follows.

Right Holder: MICHAEL W SEIBERT And
 KATHLEEN SEIBERT
 1665 POCATELLO CREEK RD
 POCATELLO ID 83201

Priority Date: September 21, 1960

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01 to	12/31	0.01 CFS	0.1 AF
DOMESTIC	01/01 to	12/31	0.04 CFS	0.6 AF
			0.05 CFS	0.7 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENESW Sec. 13 Twp 06S Rge 34E BANNOCK County

PLACE OF USE: STOCKWATER and DOMESTIC

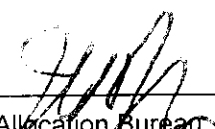
Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S 34E 13									X								

CONDITIONS OF APPROVAL

- 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 11th day of January, 2008


 Chief, Water Allocation Bureau

WATER RIGHT NO. 29-13805
As Modified by Transfer No. 74120

In accordance with the approval of Transfer No. 74120, Water Right No. 29-13805 is now described as follows.

Right Holder: MICHAEL W SEIBERT And
 KATHLEEN SEIBERT
 1665 POCATELLO CREEK RD
 POCATELLO ID 83201

Priority Date: September 21, 1960

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	0.08 CFS	14.0 AF
			0.08 CFS	14.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESW	Sec. 13 Twp 06S	Rge 34E	BANNOCK County
GROUND WATER	NENESW	Sec. 13 Twp 06S	Rge 34E	BANNOCK 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	
06S	34E	13																	15.3

Total Acres: 15.3

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
2. 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.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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. This right is limited to the irrigation of 3.5 acres within the place of use described above in a single irrigation season.
6. Rights 29-4274, 29-7060 and 29-13805 when combined shall not exceed the irrigation of 15.3 acres.

WATER RIGHT NO. 29-13805
As Modified by Transfer No. 74120

CONDITIONS OF APPROVAL

7. Prior to the diversion and use of water under Transfer approval 74120, 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.
8. Rights 29-4274 and 29-7060 are also diverted through the point(s) 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 11th day of January, 20 08



Chief, Water Allocation Bureau