

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 74194

This is to certify that: KEVIN BRANIN And
 VIRGINIA BRANIN
 1006 N 900 E
 SHELLEY ID 83274
 (208)716-0732

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>
27-12158	WR/Decreed	09/11/1974	0.02 cfs	3.5 af	N/A	1.0	GROUND WATER

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

27-12156	WR/Decreed	09/11/1974	0.34 cfs	59.5 af	N/A	17.0	GROUND WATER
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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>
27-12158	NO	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>
27-12158	27-12158	0.02 cfs	3.5 af	N/A	1.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		0.02 cfs	3.5 af	N/A	1.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 8th day of December, 20 07

 Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 27-12158

WATER RIGHT NO. 27-12158
As Modified by Transfer No. 74194

In accordance with the approval of Transfer No. 74194, Water Right No. 27-12158 is now described as follows.

Right Holder: KEVIN BRANIN And
 VIRGINIA BRANIN
 1006 N 900 E
 SHELLEY ID 83274

Priority Date: September 11, 1974

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	0.02 CFS	3.5 AF
			0.02 CFS	3.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESE Sec. 9 Twp 01S Rge 37E 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	
01S 37E 9																	1.0

Total Acres: 1

CONDITIONS OF APPROVAL

1. 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.
2. Prior to the diversion and use of water under Transfer approval 74194, 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.
3. 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.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. Point of diversion is located within Parcel 2, Cox Mountainview Estates.

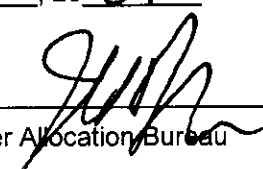
WATER RIGHT NO. 27-12158
As Modified by Transfer No. 74194

CONDITIONS OF APPROVAL

7. Place of use is located within Parcel 2, Cox Mountainview Estates.
8. The right holder shall accomplish the change authorized by this transfer within one year(s) 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. 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 8th day of December, 20 07



Chief, Water Allocation Bureau

WATER RIGHT NO. 27-12156
As Modified by Transfer No. 74194

In accordance with the approval of Transfer No. 74194, Water Right No. 27-12156 is now described as follows.

Right Holder: BYARD COX
 3775 N YELLOWSTONE HWY
 IDAHO FALLS ID 83401

Priority Date: September 11, 1974

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	0.34 CFS	59.5 AF
			0.34 CFS	59.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESENE Sec. 9 Twp 01S Rge 37E 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	
01S	37E	9																17.0	17.0

Total Acres: 17

CONDITIONS OF APPROVAL

1. This right when combined with all other rights shall provide no more than 3.5 afa per acre for irrigation of the lands above.
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.

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 8th day of December, 20 07

 Chief, Water Allocation Bureau