

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73327

This is to certify that: GLEN KOELLING AND/OR
 ARLENE KOELLING
 KREG KOELLING
 2023 E 3600 S
 MALTA ID 83342
 (208) 824-5001

have 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>
43-4083	WR/Decreed	04/16/1920	0.99 cfs	188.4 af	47.0	64.0	HOLT CREEK
43-2237	WR/Decreed	04/16/1920	0.4 cfs	80.0 af	20.0	64.0	CEMETERY SPRING

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

43-4084	WR/Decreed	04/16/1920	0.47 cfs	86.4 af	21.5	64.0	SPRING
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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>
43-4083	NO	NO	YES	NO	NO	NO
43-2237	NO	NO	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>
43-4083	43-4083	0.88 cfs	170.4 af	42.5	74.9		N/A	N/A	N/A	N/A
43-2237	43-2237	0.40 cfs	80.0 af	20.0	74.9		N/A	N/A	N/A	N/A
COMBINED TOTALS		0.92 cfs	250.4 af	62.5	74.9		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 6th day of October, 20 07

 Chief, Water Allocation Bureau **SUPPORT DATA**

IN FILE # 43-02237

WATER RIGHT NO. 43-2237
As Modified by Transfer No. 73327

In accordance with the approval of Transfer No. 73327, Water Right No. 43-2237 is now described as follows.

Right Holder: GLEN KOELLING And/Or
 ARLENE KOELLING
 KREG KOELLING
 2023 E 3600 S
 MALTA ID 83342

Priority Date: April 16, 1920

Source: CEMETERY SPRING

Tributary: SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	0.40 CFS	80.0 AF
			0.40 CFS	80.0 AF

LOCATION OF POINT(S) OF DIVERSION:

CEMETERY SPRING SWSENW Sec. 26 Twp 16S Rge 26E 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	
16S	26E	26						39.0	9.9										48.9
16S	26E	27	26.0																26.0

Total Acres: 74.9

CONDITIONS OF APPROVAL

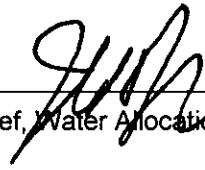
1. This right is limited to the irrigation of 20 acres within the place of use described above in a single irrigation season.
2. Rights 43-2237 and 43-4083 when combined shall not exceed a total diversion rate of 0.88 cfs, a total annual maximum diversion volume of 170.4 af.
3. Rights 43-2237 and 43-4083 when combined for irrigation use shall not exceed a total diversion rate of 0.85 cfs, a total annual maximum diversion volume of 170.0 af, and the irrigation of 42.5 acres.
4. 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. 43B.
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.

WATER RIGHT NO. 43-2237
As Modified by Transfer No. 73327

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 6th day of October, 20 07



Chief, Water Allocation Bureau

WATER RIGHT NO. 43-4083
As Modified by Transfer No. 73327

In accordance with the approval of Transfer No. 73327, Water Right No. 43-4083 is now described as follows.

Right Holder: KREG KOELLING And/Or
 GLEN KOELLING
 ARLENE KOELLING
 2023 E 3600 S
 MALTA ID 83342

Priority Date: April 16, 1920

Source: HOLT CREEK

Tributary: SINKS

BENEFICIAL USE	From	To	Diversion Rate	Volume
STOCKWATER	01/01 to	12/31	0.03 CFS	0.4 AF
IRRIGATION	04/01 to	10/31	0.85 CFS	170.0 AF
			0.88 CFS	170.4 AF

LOCATION OF POINT(S) OF DIVERSION:

HOLT CREEK SENENE Sec. 27 Twp 16S Rge 26E CASSIA County

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16S	26E	26						X	X										
16S	26E	27	X																

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	
16S	26E	26						39.0	9.9										48.9
16S	26E	27	26.0																26.0

Total Acres: 74.9

CONDITIONS OF APPROVAL

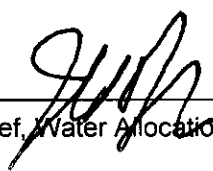
1. Rights 43-2237 and 43-4083 when combined shall not exceed a total diversion rate of 0.88 cfs, a total annual maximum diversion volume of 170.4 af.
2. Rights 43-2237 and 43-4083 when combined for irrigation use shall not exceed a total diversion rate of 0.85 cfs, a total annual maximum diversion volume of 170.0 af, and the irrigation of 42.5 acres.
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. 43B.

WATER RIGHT NO. 43-4083
As Modified by Transfer No. 73327

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 quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
6. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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 6th day of October, 20 07



Chief, Water Allocation Bureau

WATER RIGHT NO. 43-4084
As Modified by Transfer No. 73327

In accordance with the approval of Transfer No. 73327, Water Right No. 43-4084 is now described as follows.

Right Holder: CARLA GOCHNOUR
 LANE GOCHNOUR
 HC 72 BOX 2360
 MALTA ID 83342

Priority Date: April 16, 1920

Source: SPRING

Tributary: SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01 to	12/31	0.03 CFS	0.4 AF
IRRIGATION	04/01 to	10/31	0.44 CFS	86.0 AF
			0.47 CFS	86.4 AF

LOCATION OF POINT(S) OF DIVERSION:

SPRING SENENE Sec. 27 Twp 16S Rge 26E CASSIA County

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16S 26E 22													X				X
16S 26E 23									X		X						

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	
16S 26E 22													16.0				16.0
16S 26E 23									16.0		16.0						32.0

Total Acres: 64

CONDITIONS OF APPROVAL

1. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
2. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
3. Source is also known as Sandy Barnes Spring.
4. 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.

WATER RIGHT NO. 43-4084
As Modified by Transfer No. 73327

5. This right is limited to the irrigation of 21.5 acres within the place of use described above in a single irrigation season.

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 6th day of October, 20 07



Chief, Water Allocation Bureau