

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73456

This is to certify that: JAMES K SCHAEFFER

300 N 1005 W
 PAUL ID 83347
 (208)438-5234

And

DIANNE SCHAEFFER
 300 N 1005 W
 PAUL ID 83347
 (208)438-5234

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>
36-16200	WR/Decreed	01/22/1958	0.26 cfs	58 af			GROUND WATER
36-13767	WR/Decreed	03/01/1955	0.17 cfs	14.6 af			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>
36-16200	NO	NO	YES	YES	NO	NO
36-13767	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>
36-16200	36-16200	0.26 cfs	58.0 af	N/A	N/A		N/A	N/A	N/A	N/A
36-13767	36-13767	0.17 cfs	14.6 af	N/A	N/A		N/A	N/A	N/A	N/A
COMBINED TOTALS		0.43 cfs	72.6 af	N/A	N/A		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 23rd day of August, 20 07


 Administrator, Water Management Division

SUPPORT DATA

IN FILE # 36-13767

WATER RIGHT NO. 36-13767

As Modified by Transfer No. 73456

In accordance with the approval of Transfer No. 73456, Water Right No. 36-13767 is now described as follows.

Right Holder: JAMES K SCHAEFFER

300 N 1005 W

PAUL ID 83347

And

DIANNE SCHAEFFER

300 N 1005 W

PAUL ID 83347

Priority Date: March 01, 1955

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	01/01	to 12/31	0.08 CFS	3.6 AF
STOCKWATER	01/01	to 12/31	0.09 CFS	11.0 AF
			0.17 CFS	14.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENW Sec. 29 Twp 08S Rge 22E MINIDOKA County

GROUND WATER NESENW Sec. 29 Twp 08S Rge 22E MINIDOKA County

PLACE OF USE: DOMESTIC

[illegible]

PLACE OF USE: STOCKWATER

[illegible]

**WATER RIGHT NO. 36-13767
As Modified by Transfer No. 73456**

CONDITIONS OF APPROVAL

1. The quantity of water under this right shall not exceed 13,000 gallons per day.
2. The right holder shall maintain lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. Prior to the diversion and use of water under Transfer approval 73456, the right holder shall install and maintain acceptable measuring devices, including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
5. Right 36-16200 is also diverted through the point of diversion described above.
6. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
7. 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. 130.
8. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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 23rd day of August, 2007


Administrator, Water Management Division

WATER RIGHT NO. 36-16200
As Modified by Transfer No. 73456

In accordance with the approval of Transfer No. 73456, Water Right No. 36-16200 is now described as follows.

Right Holder: JAMES K SCHAEFFER
 300 N 1005 W
 PAUL ID 83347

And

DIANNE SCHAEFFER
 300 N 1005 W
 PAUL ID 83347

Priority Date: January 22, 1958

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	0.26 CFS	58.0 AF
			0.26 CFS	58.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NENW	Sec. 29 Twp 08S Rge 22E MINIDOKA County
GROUND WATER	NESENW	Sec. 29 Twp 08S Rge 22E MINIDOKA County

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
08S 22E 29	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
			X			X		X									

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
2. The right holder shall maintain lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
3. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
4. Right 36-13767 is also diverted through the point of diversion described above.

WATER RIGHT NO. 36-16200
As Modified by Transfer No. 73456

CONDITIONS OF APPROVAL

5. 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. 130.
6. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
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.
9. Prior to the diversion and use of water under Transfer approval 73456, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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 23rd day of August, 20 07



Administrator, Water Management Division