

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73534

This is to certify that: LIDA CARPENTER And / Or
 ELMER D CARPENTER
 HC 63 BOX 1782
 TERRETON ID 83450
 (208)657-2205

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>
31-2296	WR/Decreed	10/27/1949	3.68 cfs	644 af	N/A	199.5	GROUND WATER
31-10466	WR/Decreed	04/01/1964	0.73 cfs	128.1 af	N/A	36.6	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>
31-2296	NO	NO	YES	NO	NO	NO
31-10466	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>
31-2296	31-2296	3.68 cfs	644.0 af	184.0	220.6		N/A	N/A	N/A	N/A
31-10466	31-10466	0.73 cfs	128.1 af	36.6	220.6		N/A	N/A	N/A	N/A
COMBINED TOTALS		4.41 cfs	772.1 af	220.6	220.6		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 31st day of August, 20 07


 Administrator, Water Management Division

SUPPORT DATA
 IN FILE # 31-2296

**WATER RIGHT NO. 31-2296
As Modified by Transfer No. 73534**

In accordance with the approval of Transfer No. 73534, Water Right No. 31-2296 is now described as follows.

Right Holder: ELMER D CARPENTER And / Or
LIDA CARPENTER
HC 63 BOX 1782
TERRETON ID 83450

Priority Date: October 27, 1949

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	3.68 CFS	644.0 AF
DOMESTIC	01/01 to	12/31	0.04 CFS	
			3.68 CFS	644.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSWSW Sec. 12 Twp 07N Rge 33E JEFFERSON 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	33E	12					16.4	16.3	38.8	37.6	30.5	29.5	21.5	30.0					220.6

Total Acres: 220.6

PLACE OF USE: 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	
07N	33E	12											X						

CONDITIONS OF APPROVAL

1. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.
2. Rights 31-2296 and 31-10466 when combined shall not exceed a total irrigation of 220.6 acres.
3. Prior to the diversion and use of water under Transfer approval 73534, the right holder shall install and maintain an acceptable measuring device, including data logger, at the authorized point 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.
4. 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. 31-2296
As Modified by Transfer No. 73534

CONDITIONS OF APPROVAL

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. The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.
7. This right is limited to the irrigation of 184 acres within the place of use described above in a single irrigation season.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
9. The right holder shall accomplish the change authorized by this transfer within one 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. 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. 110.

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 31st day of August, 20 07



Administrator, Water Management Division

WATER RIGHT NO. 31-10466
As Modified by Transfer No. 73534

In accordance with the approval of Transfer No. 73534, Water Right No. 31-10466 is now described as follows.

Right Holder: ELMER D CARPENTER And / Or
 LIDA CARPENTER
 HC 63 BOX 1782
 TERRETON ID 83450

Priority Date: April 01, 1964

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	0.73 CFS	128.1 AF
			0.73 CFS	128.1 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSWSW Sec. 12 Twp 07N Rge 33E JEFFERSON County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
07N	33E	12	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	220.6
							16.4	16.3	38.8	37.6	30.5	29.5	21.5	30.0					

Total Acres: 220.6

CONDITIONS OF APPROVAL

1. 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.
2. Rights 31-2296 and 31-10466 when combined shall not exceed a total irrigation of 220.6 acres.
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. Prior to the diversion and use of water under Transfer approval 73534, the right holder shall install and maintain an acceptable measuring device, including data logger, at the authorized point 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.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 31-10466
As Modified by Transfer No. 73534

CONDITIONS OF APPROVAL

7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
8. This right is limited to the irrigation of 36.6 acres within the place of use described above in a single irrigation season.
9. 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. 110.

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 31st day of AUGUST, 2007



Administrator, Water Management Division