

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73345

This is to certify that: REID G STEWART
 3100 W 1000 S
 ABERDEEN ID 83210
 (208)220-8000

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>
35-7632A	WR/Decreed	08/05/1976	0.02 cfs	8 af	N/A	2.0	GROUND WATER
35-13609	WR/Decreed	09/05/1972	0.72 cfs	228 af	N/A	57.0	GROUND WATER

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

35-13608	WR/Decreed	09/05/1972	0.06 cfs	20 af	N/A	5.0	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>
35-7632A	NO	NO	YES	NO	NO	NO
35-13609	NO	YES	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>
35-7632A	35-7632A	0.02 cfs	8 af	2.0	264.0		N/A	N/A	N/A	N/A
35-13609	35-13609	0.72 cfs	228 af	57.0	264.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		0.74 cfs	236 af	59.0	264.0		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 # 35-7632A

WATER RIGHT NO. 35-7632A
As Modified by Transfer No. 73345

In accordance with the approval of Transfer No. 73345, Water Right No. 35-7632A is now described as follows.

Right Holder: REID G STEWART
 3100 W 1000 S
 ABERDEEN ID 83210

Priority Date: August 05, 1976

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	0.02 CFS	8.0 AF
			0.02 CFS	8.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESW Sec. 16 Twp 04S Rge 31E 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	
04S	31E	16																	264.0

Total Acres: 264

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 2 acres within the place of use described above in a single irrigation season.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
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. 120.
5. 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.
6. Prior to the diversion and use of water under Transfer approval 73345, 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.

WATER RIGHT NO. 35-7632A
As Modified by Transfer No. 73345

CONDITIONS OF APPROVAL

7. 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.
8. 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.
9. Rights 35-13609, 35-7632A and 35-7246M when combined shall not exceed the irrigation of 264 acres.

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. 35-13608
As Modified by Transfer No. 73345

In accordance with the approval of Transfer No. 73345, Water Right No. 35-13608 is now described as follows.

Right Holder: REID G STEWART
 3100 W 1000 S
 ABERDEEN ID 83210

Priority Date: September 05, 1972

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.06 CFS	20.0 AF
			0.06 CFS	20.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNE Sec. 34 Twp 04S Rge 30E BINGHAM County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
04S	30E	34	3.0	2.0			5.0

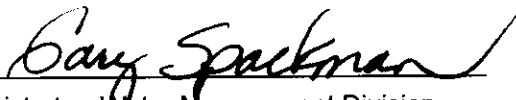
Total Acres: 5

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 31st day of August, 20 07


 Administrator, Water Management Division

WATER RIGHT NO. 35-13609
As Modified by Transfer No. 73345

In accordance with the approval of Transfer No. 73345, Water Right No. 35-13609 is now described as follows.

Right Holder: REID G STEWART
 3100 W 1000 S
 ABERDEEN ID 83210

Priority Date: September 05, 1972

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	0.72 CFS	228.0 AF
			0.72 CFS	228.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESW Sec. 16 Twp 04S Rge 31E 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	
04S	31E	16													33.0	33.0	33.0	33.0	264.0

Total Acres: 264

CONDITIONS OF APPROVAL

1. 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.
2. 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.
3. 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.
4. This right is limited to the irrigation of 57 acres within the place of use described above in a single irrigation season.
5. Rights 35-13609, 35-7632A and 35-7246M when combined shall not exceed the irrigation of 264 acres.
6. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
7. Prior to the diversion and use of water under Transfer approval 73345, 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.

WATER RIGHT NO. 35-13609
As Modified by Transfer No. 73345

CONDITIONS OF 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 31st day of August, 20 07


Administrator, Water Management Division