

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73406

This is to certify that: BARBARA J CARNEY And

GARY CARNEY

225 N 1250 W

PAUL ID 83347

(208)438-5348

And

POLLY CARNEY And

PAUL CARNEY

291 S 2800 E

PAUL ID 83347

(208)438-2400

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>
37-2578	AJC/License	08/30/1955	2.74 cfs	850.5 af	N/A	243.0	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>
37-2578	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>
37-2578	37-2578	2.74 cfs	850.5 af	N/A	243.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		2.74 cfs	850.5 af	N/A	243.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 11th day of May, 2007


 Acting Administrator, Water Management Division

WATER RIGHT NO. 37-2578
As Modified by Transfer No. 73406

In accordance with the approval of Transfer No. 73406, Water Right No. 37-2578 is now described as follows.

Right Holder: GARY CARNEY And
 BARBARA J CARNEY
 225 N 1250 W
 PAUL ID 83347

And

PAUL CARNEY And
 POLLY CARNEY
 291 S 2800 E
 PAUL ID 83347

Priority Date: August 30, 1955

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15 to 10/31	2.74 CFS	850.5 AF
		2.74 CFS	850.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSWSW Sec. 1 Twp 01N Rge 22E BLAINE 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	
01N 22E 1											13.0						13.0
01N 22E 2															24.0	40.0	64.0
01N 22E 11	32.0	40.0			26.0			38.0	17.0								153.0
01N 22E 12						13.0											13.0

Total Acres: 243

CONDITIONS OF APPROVAL

1. The rights listed below are limited to the irrigation of a combined total of 270 acres in a single irrigation season. Combined Right Nos.: 37-758, 37-760, 37-761A, 37-763, 37-764, 37-1163, and 37-2578.
2. 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.

WATER RIGHT NO. 37-2578
As Modified by Transfer No. 73406

CONDITIONS OF APPROVAL

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. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
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. 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.
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.

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 11th day of May, 20 07


Acting Administrator, Water Management Division