

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 72722

This is to certify that: PETER M CANNON And
ARLENE P CANNON
2001 S WOODRUFF AVE STE 4
IDAHO FALLS ID 83401
(208)524-4511

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

Right	Origin/Basis	Priority	Rate	Volume	Acre Limit	Total Acres	Source
35-2683C	WR/Decreed	09/16/1961	1.83 cfs	N/A	155.0	618.0	GROUND WATER

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

Right	Origin/Basis	Priority	Rate	Volume	Acre Limit	Total Acres	Source
35-2646	WR/Decreed	02/16/1961	6 cfs	N/A	460.0	618.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
35-2683C	YES	YES	NO	YES	YES	YES

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
35-2683C	35-13556	1.51 cfs	295.8 af	N/A	N/A	35-13555	0.32 cfs	106.8 af	26.7	489.7
COMBINED										
TOTALS		1.51 cfs	295.8 af	N/A	N/A		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 30th day of March, 20 07


Acting Administrator, Water Management Division

SUPPORT DATA

IN FILE # 35-02683C

WATER RIGHT NO. 35-13555
As Modified by Transfer No. 72722

In accordance with the approval of Transfer No. 72722, Water Right No. 35-13555 is now described as follows.

Right Holder: PETER M CANNON And
 ARLENE P CANNON
 2001 S WOODRUFF AVE STE 4
 IDAHO FALLS ID 83401

Priority Date: September 16, 1961

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	0.32 CFS	106.8 AF
			0.32 CFS	106.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L5 (SENE) Sec. 1 Twp 03N Rge 36E BONNEVILLE 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	
03N	36E	1				2.1									4.5			4.7	11.3
						L 5									L 6			L 7	
03N	37E	6					39.9	41.6	41.4	40.0	40.0	41.3	40.2	39.0					323.4
							L 3	L 4	L 5			L 6	L 7						
04N	36E	36													39.0	38.0	40.0	38.0	155.0
															L 3			L 4	

Total Acres: 489.7

CONDITIONS OF APPROVAL

- Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
- 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.
- Right 35-2646 is also diverted through the point(s) of diversion described above.
- This right is limited to the irrigation of 26.7 acres within the place of use described above in a single irrigation season.
- The rights listed below are limited to the irrigation of a combined total of 486.7 acres in a single irrigation season. Combined Right Nos.: 35-2646, 35-13555.
- The rights listed below are limited to a total combined annual diversion volume of 1946.8 af. Combined Right Nos.: 35-2646, 35-13555

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 30th day of March, 20 07


 Acting Administrator, Water Management Division

WATER RIGHT NO. 35-13556
As Modified by Transfer No. 72722

In accordance with the approval of Transfer No. 72722, Water Right No. 35-13556 is now described as follows.

Right Holder: ARLENE P CANNON And
 PETER M CANNON
 2001 S WOODRUFF AVE STE 4
 IDAHO FALLS ID 83401

Priority Date: September 16, 1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
COMMERCIAL	01/01	to 12/31	1.51 CFS	295.8 AF
STOCKWATER	01/01	to 12/31	1.51 CFS	295.8 AF
			1.51 CFS	295.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L6 (NWNESE)	Sec. 1	Twp 03N	Rge 36E	BONNEVILLE County
GROUND WATER	L6 (NWNESE)	Sec. 1	Twp 03N	Rge 36E	BONNEVILLE County
GROUND WATER	L7 (SWSESE)	Sec. 1	Twp 03N	Rge 36E	BONNEVILLE County

PLACE OF USE: COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	36E	1	X				X								X				X
			L 1				L 5								L 6				L 7

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	
03N	36E	1	X				X								X				X
			L 1				L 5								L 6				L 7

CONDITIONS OF APPROVAL

1. 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.
2. Prior to the diversion and use of water under Transfer approval 72722, 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.
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. The diversion and use of water described in Transfer 72722 may be subject to additional limitations agreed to by the protestant(s) and the right holder under separate agreement to which the Department is not a party and which may be enforceable by a court of law.
5. 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.
6. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.

WATER RIGHT NO. 35-13556
As Modified by Transfer No. 72722

CONDITIONS OF APPROVAL

7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. Commercial use is for a cattle feedlot.
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 30th day of March, 20 07


Acting Administrator, Water Management Division

WATER RIGHT NO. 35-2646
As Modified by Transfer No. 72722

In accordance with the approval of Transfer No. 72722, Water Right No. 35-2646 is now described as follows.

Right Holder: ARLENE P CANNON And
 PETER M CANNON
 2001 S WOODRUFF AVE STE 4
 IDAHO FALLS ID 83401

Priority Date: February 16, 1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	11/01	6.00 CFS	
			6.00 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L5 (SENE) Sec. 1 Twp 03N Rge 36E BONNEVILLE 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	
03N	36E	1				2.1 L 5									4.5 L 6			4.7 L 7	11.3
03N	37E	6					39.9 L 3	41.6 L 4	41.4 L 5	40.0	40.0	41.3 L 6	40.2 L 7	39.0					323.4
04N	36E	36													39.0 L 3	38.0	40.0	38.0 L 4	155.0

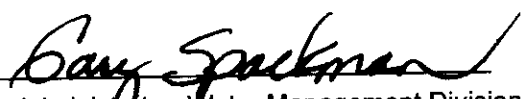
Total Acres: 489.7

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 460 acres within the place of use described above in a single irrigation season.
2. The rights listed below are limited to the irrigation of a combined total of 486.7 acres in a single irrigation season. Combined Right Nos.: 35-2646, 35-13555.
3. The rights listed below are limited to a total combined annual diversion volume of 1946.8 af. Combined Right Nos.: 35-2646, 35-13555
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.
5. Right 35-13555 is also diverted through the point(s) of diversion described above.
6. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

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 30th day of March, 20 07


 Acting Administrator, Water Management Division