

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 72955

This is to certify that: DON MICKELSEN
1260 TWIN BUTTE RD
MENAN ID 83434-5118
(208)754-0009

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>
21-4000	AJC/Beneficial Use	05/07/1959	3.76 cfs	658 af	N/A	376.0	GROUND WATER
21-2166	AJC/License	05/07/1951	3.76 cfs	658 af	N/A	376.0	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>
21-4000	NO	YES	YES	NO	NO	NO
21-2166	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>
21-4000	21-4000	3.76 cfs	658 af	188.0	376.0		N/A	N/A	N/A	N/A
21-2166	21-2166	3.76 cfs	658 af	188.0	376.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		7.52 cfs	1316 af	376.0	376.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 5th day of December, 2006



Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 21-02166

WATER RIGHT NO. 21-4000
As Modified by Transfer No. 72955

In accordance with the approval of Transfer No. 72955, Water Right No. 21-4000 is now described as follows.

Right Holder: DON MICKELSEN
 1260 TWIN BUTTE RD
 MENAN ID 83434-5118

Priority Date: May 07, 1959

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	3.76 CFS	658.0 AF
			3.76 CFS	658.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESENW	Sec. 34 Twp 06N	Rge 38E	MADISON County
GROUND WATER	SESENW	Sec. 34 Twp 06N	Rge 38E	MADISON County
GROUND WATER	NWSW	Sec. 34 Twp 06N	Rge 38E	MADISON County
GROUND WATER	NESESE	Sec. 34 Twp 06N	Rge 38E	MADISON 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	
06N	38E	34	38.0	25.0	40.0	40.0	12.0		32.0	40.0	36.0	28.0	9.0		40.0	31.0		5.0	376.0

Total Acres: 376

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 188 acres within the place of use described above in a single irrigation season.
2. Rights 21-2166 and 21-4000 when combined shall not exceed the irrigation of 376 acres.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
6. 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. 21-4000
As Modified by Transfer No. 72955

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. Prior to the diversion and use of water under Transfer approval 72955, 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.
9. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
10. The well previously used under Rights 21-2166 and 21-4000 shall be abandoned in a manner which complies with Department well abandonment rules.
11. Diversion of water from the additional well authorized under Transfer 72955 located in NWSW, Sec. 34, T06N, R38E shall not exceed a total combined maximum diversion rate of 2.00 cfs.

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 5th day of December, 20 06


Chief, Water Allocation Bureau

WATER RIGHT NO. 21-2166
As Modified by Transfer No. 72955

In accordance with the approval of Transfer No. 72955, Water Right No. 21-2166 is now described as follows.

Right Holder: DON MICKELSEN
 1260 TWIN BUTTE RD
 MENAN ID 83434-5118

Priority Date: May 07, 1951

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	3.76 CFS	658.0 AF
STOCKWATER	01/01	to 12/31	0.02 CFS	
			3.76 CFS	658.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESENW	Sec. 34 Twp 06N	Rge 38E	MADISON County
GROUND WATER	SESENW	Sec. 34 Twp 06N	Rge 38E	MADISON County
GROUND WATER	NWSW	Sec. 34 Twp 06N	Rge 38E	MADISON County
GROUND WATER	NESESE	Sec. 34 Twp 06N	Rge 38E	MADISON 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		
06N	38E	34	38.0	25.0	40.0	40.0	12.0			32.0	40.0	36.0	28.0	9.0		40.0	31.0		5.0	376.0

Total Acres: 376

CONDITIONS OF APPROVAL

1. Prior to the diversion and use of water under Transfer approval 72955, 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.
2. This right is limited to the irrigation of 188 acres within the place of use described above in a single irrigation season.
3. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
4. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
5. Rights 21-2166 and 21-4000 when combined shall not exceed the irrigation of 376 acres.
6. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

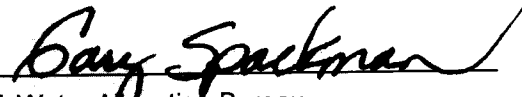
WATER RIGHT NO. 21-2166
As Modified by Transfer No. 72955

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. 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. 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.
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11. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
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13. Diversion of water from the additional well authorized under Transfer 72955 located in NWSW, Sec. 34, T06N, R38E shall not exceed a total combined maximum diversion rate of 2.00 cfs.

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 5th day of December, 20 06


Chief, Water Allocation Bureau