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STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**TRANSFER OF WATER RIGHT**  
TRANSFER NO. 70596

This is to certify that: SCOTT E POULSON  
2831 W 1500 S  
ABERDEEN ID 83210  
(208)397-5240

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> |
|--------------|---------------------|-----------------|-------------|---------------|-------------------|--------------------|---------------|
| 35-7728      | AJC/License         | 07/11/1977      | 3.16 cfs    | 724 af        | N/A               | 181.0              | GROUND WATER  |

**Purpose of Transfer (Changes Proposed)**

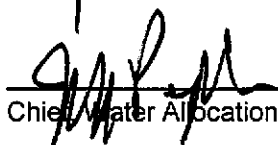
| <u>Current Number</u> | <u>Split</u> | <u>POD</u> | <u>POU</u> | <u>Add POD</u> | <u>Period of Use</u> | <u>Nature of Use</u> |
|-----------------------|--------------|------------|------------|----------------|----------------------|----------------------|
| 35-7728               | YES          | 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> |
|-----------------------|----------------------------------|----------------------|------------------------|-------------------|--------------------|------------------------------------|-----------------------|-------------------------|-----------------------------|------------------------------|
| 35-7728               | 35-13464                         | 0.66 cfs             | 152 af                 | N/A               | 38.0               | 35-13463                           | 2.5 cfs               | 572 af                  | N/A                         | 143.0                        |
| <b>COMBINED</b>       |                                  |                      |                        |                   |                    |                                    |                       |                         |                             |                              |
| <b>TOTALS</b>         |                                  | 0.66 cfs             | 152 af                 | N/A               | 38.0               |                                    | N/A                   | N/A                     | N/A                         | N/A                          |

Detailed Water Right Description(s) attached

Dated this 24 day of July, 2003

For   
Chief, Water Allocation Bureau

MICROFILMED  
AUG 20 2003

**WATER RIGHT NO. 35-13463**  
**As Modified by Transfer No. 70596**

In accordance with the approval of Transfer No. 70596, Water Right No. 35-13463 is now described as follows.

**Right Holder:** JOHN R DUFFIN  
 1436 S 2750 W  
 ABERDEEN ID 83210

**Priority Date:** July 11, 1977

**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        | 2.50 CFS              | 572.0 AF      |
|                       |                       | 2.50 CFS              | 572.0 AF      |

**LOCATION OF POINT(S) OF DIVERSION:**

GROUND WATER                      NESWNW                      Sec. 21 Twp 05S    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 |        |       |
| 05S | 31E | 21  |    |    |    |    | 40.0 | 38.0 | 36.0 | 25.0 | 4.0 |    |    |    |    |    |    |    |        | 143.0 |

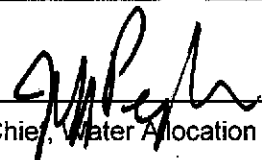
Total Acres: 143

**CONDITIONS OF APPROVAL**

1. Use of this right is combined with water from Aberdeen Springfield Canal Co.
2. 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 24 day of July, 20 03

For  Chief, Water Allocation Bureau

MICROFILMED  
 AUG 20 2003

**WATER RIGHT NO. 35-13464**  
**As Modified by Transfer No. 70596**

In accordance with the approval of Transfer No. 70596, Water Right No. 35-13464 is now described as follows.

**Right Holder:** SCOTT E POULSON And  
 DIANNE S POULSON  
 2831 W 1500 S  
 ABERDEEN ID 83210

**Priority Date:** July 11, 1977

**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        | 0.66 CFS              | 152.0 AF      |
|                       |                       | 0.66 CFS              | 152.0 AF      |

**LOCATION OF POINT(S) OF DIVERSION:**

GROUND WATER                      SESW                      Sec. 16 Twp 05S   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 |        |
| 05S 31E 16  |    |    |    |    |    |    |    |    |    |    |    | 38.0 |    |    |    |    | 38.0   |

Total Acres: 38

**CONDITIONS OF APPROVAL**

1. Prior to the diversion and use of water under Transfer approval 70596, 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. 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. The right holder shall maintain a lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
4. Use of this right is combined with water from Aberdeen Springfield Canal Co.
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 right holder shall measure 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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 AUG 20 2003

**WATER RIGHT NO. 35-13464**

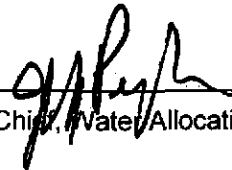
**As Modified by Transfer No. 70596**

**CONDITIONS OF APPROVAL**

7. If the surface water right appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
8. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
10. 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.
11. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. 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 24 day of July, 2003

  
By \_\_\_\_\_  
Chief, Water Allocation Bureau

MICROFILMED

AUG 20 2003

**MEMORANDUM**

**TO:** FILE 34-13464  
**FROM:** VAULT  
**RE:** TRANSFER # 70596  
**DATE:** 7.25.03

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**Original Transfer Application, Form and correspondence regarding the above  
referenced Transfer is located within:**

**FILE #** 35-7728

**MICROFILMED**

**AUG 20 2003**