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Documents
In File

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70106

This is to certify that: BOWLER RANCHES INC
PO BOX 760
AMERICAN FALLS ID 83211
(208)226-2611

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
35-8332	WR/License	12/05/1983	2.64 cfs	528 af	N/A	132.0	GROUND WATER
35-13383	WR/License	04/17/1984	5.65 cfs	1188 af	N/A	297.0	GROUND WATER
35-13408	WR/Decreed	03/28/1974	4.74 cfs	948 af	N/A	237.0	GROUND WATER

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

35-7402	WR/Decreed	03/28/1974	1.94 cfs	388 af	97.0	100.9	GROUND WATER
35-13381	WR/License	08/14/1989	1.22 cfs	244 af	N/A	61.0	GROUND WATER
35-13409	WR/Decreed	03/28/1974	0.08 cfs	16 af	4.0	100.9	GROUND WATER

Purpose of Transfer (Changes Proposed)

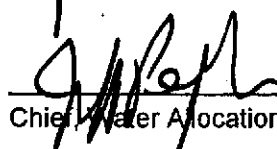
Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
35-8332	YES	YES	YES	NO	NO	NO
35-13383	YES	YES	YES	NO	NO	NO
35-13408	YES	NO	YES	NO	NO	NO

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
35-8332	35-13411	0.14 cfs	43.2 af	10.8	56.5	35-13410	2.42 cfs	484.8 af	N/A	121.2
35-13383	35-13413	0.78 cfs	163.2 af	40.8	56.5	35-13412	4.87 cfs	1024.8 af	N/A	256.2
35-13408	35-13415	0.10 cfs	20.0 af	5.0	56.5	35-13414	4.64 cfs	928.0 af	N/A	232.0
COMBINED TOTALS		1.02 cfs	226.0 af	N/A	56.5		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 1st day of May, 20 03 MICROFILMED
JUL 23 2003

For  Chief Water Allocation Bureau

WATER RIGHT NO. 35-13411
As Modified by Transfer No. 70106

In accordance with the approval of Transfer No. 70106, Water Right No. 35-13411 is now described as follows.

Right Holder: BOWLER RANCHES INC
 PO BOX 760
 AMERICAN FALLS ID 83211

Priority Date: December 05, 1983

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	0.14 CFS	43.2 AF
			0.14 CFS	43.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNENW Sec. 23 Twp 08S Rge 29E POWER 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	
08S	29E	23																	56.5

Total Acres: 56.5

CONDITIONS OF APPROVAL

1. Prior to the diversion and use of water under Transfer approval 70106, 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 10.8 acres within the place of use described above in a single irrigation season.
3. 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.
4. Rights 35-7402, 35-13409, 35-13411, 13413, 35-13414, 35-13415 is also diverted through the point of diversion described above.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. 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.
8. 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.

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 JUL 23 2003

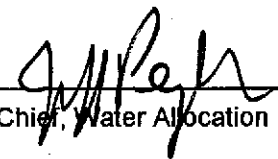
WATER RIGHT NO. 35-13411
As Modified by Transfer No. 70106

CONDITIONS OF APPROVAL

9. 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.
10. Rights 35-7401, 35-13410 and 35-13411 when combined shall not exceed a total diversion rate of 5.28 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 13th day of May, 2003


For Chief, Water Allocation Bureau

MICROFILMED

111 2 3 2003

WATER RIGHT NO. 35-13413
As Modified by Transfer No. 70106

In accordance with the approval of Transfer No. 70106, Water Right No. 35-13413 is now described as follows.

Right Holder: BOWLER RANCHES INC
 PO BOX 760
 AMERICAN FALLS ID 83211

Priority Date: April 17, 1984

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	0.78 CFS	163.2 AF
			0.78 CFS	163.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNENW Sec. 23 Twp 08S Rge 29E POWER 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	
08S	29E	23																	56.5
Total Acres:																			56.5

CONDITIONS OF APPROVAL

1. Prior to the diversion and use of water under Transfer approval 70106, 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 40.8 acres within the place of use described above in a single irrigation season.
3. 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.
4. Rights 35-7402, 35-13409, 35-13411, 13413, 35-13414, 35-13415 is also diverted through the point of diversion described above.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. 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.
8. 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.

MICROFILMED

JUL 23 2003

WATER RIGHT NO. 35-13413
As Modified by Transfer No. 70106

CONDITIONS OF APPROVAL

9. 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.
10. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.

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 1ST day of May, 20 03


For Chief, Water Allocation Bureau

MICROFILMED

JUL 23 2003

WATER RIGHT NO. 35-13415
As Modified by Transfer No. 70106

In accordance with the approval of Transfer No. 70106, Water Right No. 35-13415 is now described as follows.

Right Holder: BOWLER RANCHES INC
 PO BOX 760
 AMERICAN FALLS ID 83211

Priority Date: March 28, 1974

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	0.10 CFS	20.0 AF
		0.10 CFS	20.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNENW Sec. 23 Twp 08S Rge 29E POWER County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
08S 29E 23							15.5	11.0	19.0	11.0							56.5

Total Acres: 56.5

CONDITIONS OF APPROVAL

1. Prior to the diversion and use of water under Transfer approval 70106, 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 5 acres within the place of use described above in a single irrigation season.
3. Rights 35-07402, 35-13409, 35-13411, 35-13413, 35-13414, and 35-13415 are also diverted through the point of diversion described above.
4. 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.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. 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.

MICROFILMED

111 2 3 2003

WATER RIGHT NO. 35-13415
As Modified by Transfer No. 70106

CONDITIONS OF APPROVAL

8. 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.
9. 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.

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 15th day of May, 2003

[Signature]
For Chief, Water Allocation Bureau

MICROFILMED

199 2 3 2003

WATER RIGHT NO. 35-13410
As Modified by Transfer No. 70106

In accordance with the approval of Transfer No. 70106, Water Right No. 35-13410 is now described as follows.

Right Holder: BOWLER RANCHES INC
PO BOX 760
AMERICAN FALLS ID 83211

Priority Date: December 05, 1983

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	2.42 CFS	484.8 AF
		2.42 CFS	484.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESW Sec. 13 Twp 08S Rge 29E POWER County

PLACE OF USE: IRRIGATION

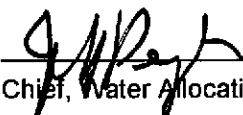
Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S 30E 18									30.3	30.3	30.3	30.3					121.2
Total Acres:																	121.2

CONDITIONS OF APPROVAL

1. Rights 35-07401 and 35-13410, 35-13411 when combined shall not exceed a total diversion rate of 5.28 cfs.
2. Right 35-07401 is also diverted through the point of diversion described above.
3. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
4. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
5. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
6. Approval of this transfer does not confirm the validity of this water right.

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 12th day of May, 20 03


 For Chief, Water Allocation Bureau
 MICHOPIA
 JUL 23 2003

WATER RIGHT NO. 35-13412
As Modified by Transfer No. 70106

In accordance with the approval of Transfer No. 70106, Water Right No. 35-13412 is now described as follows.

Right Holder: BOWLER RANCHES INC
 PO BOX 760
 AMERICAN FALLS ID 83211

Priority Date: April 17, 1984

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	4.87 CFS	1,024.8 AF
		4.87 CFS	1,024.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENW Sec. 19 Twp 08S Rge 30E POWER 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	
08S 30E 19					30.5	28.9	30.2	31.2	31.2	30.2	37.0	37.0					256.2
Total Acres: 256.2																	

CONDITIONS OF APPROVAL

1. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
2. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
3. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
4. Approval of this transfer does not confirm the validity of this water right.
5. Rights 35-13381 and 35-13412 when combined shall not exceed a total diversion rate of 4.91 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 1ST day of May, 2003


 For _____
 Chief, Water Allocation Bureau

MICROFILMED

JUL 23 2003

WATER RIGHT NO. 35-13414
As Modified by Transfer No. 70106

In accordance with the approval of Transfer No. 70106, Water Right No. 35-13414 is now described as follows.

Right Holder: BOWLER RANCHES INC
 PO BOX 760
 AMERICAN FALLS ID 83211

Priority Date: March 28, 1974

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	4.64 CFS	928.0 AF
			4.64 CFS	928.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNENW Sec. 23 Twp 08S Rge 29E POWER 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	
08S	29E	23	20.0	36.0	40.0	35.0	24.0				31.0	9.0			11.0	26.0			232.0
Total Acres:			232																

CONDITIONS OF APPROVAL

1. Rights 35-07402, 35-13409, 35-13411, 35-13413, 35-13414, and 35-13415 are also diverted through the point of diversion described above.
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 1st day of May, 2003


 For _____
 Chief Water Allocation Bureau

MICROFILMED

JUN 23 2003

WATER RIGHT NO. 35-7402
As Modified by Transfer No. 70106

In accordance with the approval of Transfer No. 70106, Water Right No. 35-7402 is now described as follows.

Right Holder: BOWLER RANCHES INC
 PO BOX 760
 AMERICAN FALLS ID 83211

Priority Date: March 28, 1974

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15 to 11/15	1.94 CFS	388.0 AF
		1.94 CFS	388.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNENW Sec. 23 Twp 08S Rge 29E POWER County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE	NW	SW	SE	Totals
08S 29E 14	NE NW SW SE	NE NW SW SE	NE NW SW SE	NE NW SW SE	NE NW SW SE
	.5	19.0	2.4	10.0	39.0
					30.0
					100.9

Total Acres: 100.9

CONDITIONS OF APPROVAL

1. Prior to the diversion and use of water under Transfer approval 70093, 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.
2. This right is limited to the irrigation of 97 acres within the place of use described above in a single irrigation season.
3. Rights 35-07402, 35-13409, 35-13411, 35-13413, 35-13414, and 35-13415 are also diverted through the point of diversion described above.
4. 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.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. 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.

MICROFILMED

1992 2 3 2003

WATER RIGHT NO. 35-7402

As Modified by Transfer No. 70106

8. 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.
9. 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.
- 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 15th day of May, 2003


For Chief, Water Allocation Bureau

MICROFILMED

JUL 23 2003

WATER RIGHT NO. 35-13381
As Modified by Transfer No. 70106

In accordance with the approval of Transfer No. 70106, Water Right No. 35-13381 is now described as follows.

Right Holder: BOWLER RANCHES INC
 PO BOX 760
 AMERICAN FALLS ID 83211

Priority Date: August 14, 1989

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	1.22 CFS	244.0 AF
			1.22 CFS	244.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNENW Sec. 19 Twp 08S Rge 30E POWER 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	
08S 30E 30					30.5	30.5											61.0

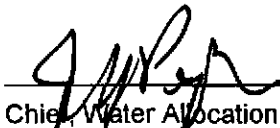
Total Acres: 61

CONDITIONS OF APPROVAL

1. Rights 35-13381 and 35-13412 when combined shall not exceed a total diversion rate of 4.91 cfs.
2. Approval of this transfer does not confirm the validity of this water right.
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. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.

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 1st day of May, 20 03

For  Chief, Water Allocation Bureau

MICROFILMED

MAY 23 2003

WATER RIGHT NO. 35-13409
As Modified by Transfer No. 70106

In accordance with the approval of Transfer No. 70106, Water Right No. 35-13409 is now described as follows.

Right Holder: BOWLER RANCHES INC
 PO BOX 760
 AMERICAN FALLS ID 83211

Priority Date: March 28, 1974

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	0.08 CFS	16.0 AF
			0.08 CFS	16.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNENW Sec. 23 Twp 08S Rge 29E POWER 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	
08S 29E 14																	100.9

Total Acres: 100.9

CONDITIONS OF APPROVAL

1. Prior to the diversion and use of water under Transfer approval 70093, 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.
2. This right is limited to the irrigation of 4 acres within the place of use described above in a single irrigation season.
3. Rights 35-07402, 35-13409, 35-13411, 35-13413, 35-13414, and 35-13415 are also diverted through the point of diversion described above.
4. 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.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. 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.

MICROFILMED

JUL 23 2003

WATER RIGHT NO. 35-13409

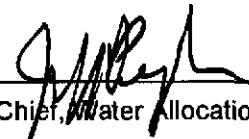
As Modified by Transfer No. 70106

8. 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.

9. 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.

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 15th day of May, 20 03

For  _____
Chief, Water Allocation Bureau

MICROFILMED

100-2-2-2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70093

This is to certify that: BOWLER RANCHES INC
PO BOX 760
AMERICAN FALLS ID 83211
(208)226-2611

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>
35-7400	WR/Decreed	03/28/1974	4.82 cfs	964 af		241.0	GROUND WATER
35-7402	WR/Decreed	03/28/1974	1.94 cfs	388 af		97.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

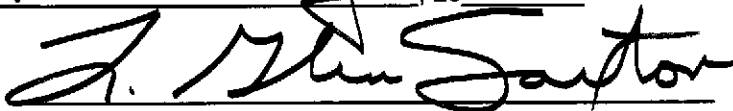
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
35-7400	YES	YES	YES	NO	NO	NO
35-7402	NO	NO	YES	NO	NO	NO

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>
35-7400	35-13409	0.08 cfs	16 af	4.0	100.9	35-13408	4.74 cfs	948 af	N/A	237.0
35-7402	35-7402	1.94 cfs	388 af	97.0	100.9		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		2.02 cfs	404 af		100.9		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 4th day of February, 2003



Chief, Water Allocation Bureau

MICROFILMED

FEB 25 2003

WATER RIGHT NO. 35-7402
As Modified by Transfer No. 70093

In accordance with the approval of Transfer No. 70093, Water Right No. 35-7402 is now described as follows.

Right Holder: BOWLER RANCHES INC
PO BOX 760
AMERICAN FALLS ID 83211

Priority Date: March 28, 1974

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	1.94 CFS	388.0 AF
			1.94 CFS	388.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNENW Sec. 23 Twp 08S Rge 29E POWER 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		
08S	29E	14									.5				19.0	2.4	10.0	39.0	30.0	100.9

Total Acres: 100.9

CONDITIONS OF APPROVAL

1. Prior to the diversion and use of water under Transfer approval 70093, 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.
2. This right is limited to the irrigation of 97 acres within the place of use described above in a single irrigation season.
3. Rights 35-13409 and 35-13408 are also diverted through the point of diversion described above.
4. 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.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

MICROFILMED

FEB 25 2003

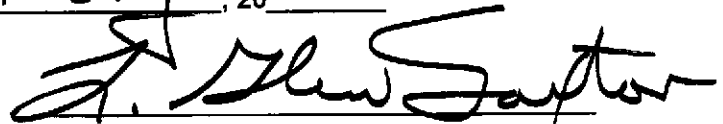
WATER RIGHT NO. 35-7402
As Modified by Transfer No. 70093

CONDITIONS OF APPROVAL

7. 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.
8. 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.
9. 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.

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 4th day of February, 2003



Chief, Water Allocation Bureau

MICROFILMED

FEB 23 2003

WATER RIGHT NO. 35-13409
As Modified by Transfer No. 70093

In accordance with the approval of Transfer No. 70093, Water Right No. 35-13409 is now described as follows.

Right Holder: BOWLER RANCHES INC
 PO BOX 760
 AMERICAN FALLS ID 83211

Priority Date: March 28, 1974

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	0.08 CFS	16.0 AF
		0.08 CFS	16.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNENW Sec. 23 Twp 08S Rge 29E POWER County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
08S 29E 14								.5				19.0	2.4	10.0	39.0	30.0	100.9

Total Acres: 100.9

CONDITIONS OF APPROVAL

1. Prior to the diversion and use of water under Transfer approval 70093, 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.
2. This right is limited to the irrigation of 4 acres within the place of use described above in a single irrigation season.
3. Rights 35-07402 and 35-13408 are also diverted through the point of diversion described above.
4. 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.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

MICROFILMED

FEB 25 2003

WATER RIGHT NO. 35-13409

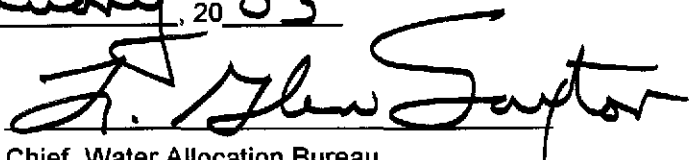
As Modified by Transfer No. 70093

CONDITIONS OF APPROVAL

7. 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.
8. 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.
9. 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.

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 4th day of February, 20 03


Chief, Water Allocation Bureau

MICROFILMED
FEB 25 2003

WATER RIGHT NO. 35-13408
As Modified by Transfer No. 70093

In accordance with the approval of Transfer No. 70093, Water Right No. 35-13408 is now described as follows.

Right Holder: BOWLER RANCHES INC
 PO BOX 760
 AMERICAN FALLS ID 83211

Priority Date: March 28, 1974

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	4.74 CFS	948.0 AF
			4.74 CFS	948.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNENW Sec. 23 Twp 08S Rge 29E POWER 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	
08S	29E	23	21.0	36.0	40.0	36.0	25.0				31.0	9.0			12.0	27.0			237.0

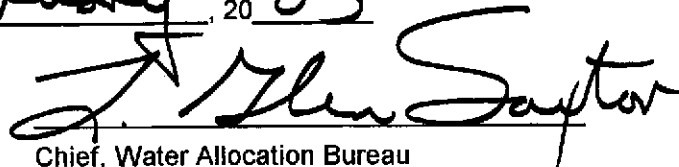
Total Acres: 237

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 4th day of February, 2003


 Chief, Water Allocation Bureau

MICROFILMED

FEB 25 2003

2002 JAN 31 AM 11:52

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA

Case No. 39576

)
) **ORDER OF PARTIAL DECREE**
)

) **For Water Right 35-07402**
)

On November 13, 2001, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 35-07402 is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED January 31, 2002.

Roger Burdick

ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

MICROFILMED

FEB 25 2003

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA
Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 35-07402

2002 JAN 31 AM 11:48

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

NAME AND ADDRESS: BOWLER RANCHES INC
C/O RALPH BOWLER
PO BOX 760
AMERICAN FALLS, ID 83211

SOURCE: GROUNDWATER

QUANTITY: 1.94 CFS
388.00 AFY

PRIORITY DATE: 03/28/1974

POINT OF DIVERSION: T08S R29E S23 NWNENW Within Power County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	1.94 CFS 388.00 AFY

PLACE OF USE:	Irrigation		Within Power County
	T08S R29E S14	NESW 1.0	SESW 20.0
		NESE 2.0	NWSE 8.0
		SWSE 39.0	SESE 27.0
	97.0 Acres Total		

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Roger Burdick

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

MICROFILMED

FEB 25 2002

2002 JAN 31 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)

CERTIFICATE OF MAILING

Case No. 39576)
_____)

Water Right(s): 35-07402

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 35-07402 was mailed
on January 31, 2002, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

BOWLER RANCHES INC
Represented by:
JEFFREY C. FEREDAY
PO BOX 2720
BOISE, ID 83701-2720
Phone: 208-388-1200

STATE OF IDAHO
Represented by:
NATURAL RESOURCES DIV CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
PO BOX 44449
BOISE, ID 83711-4449

DIANA DELANEY
Chief Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1
01/31/02

MICROFILMED
FEB 25 2003

MEMORANDUM

TO: FILE 35-7402
FROM: VAULT
RE: TRANSFER # 70104
DATE: 5.2.03

=====

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

FILE # 35-8332

MICROFILMED
JUL 23 2003

MEMORANDUM

TO: FILE 35-07402

FROM: VAULT

RE: TRANSFER # 70093

DATE: 8-20-2002

=====

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

FILE # 35-7400

MICROFILMED

FEB 25 2003