

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 72691

This is to certify that: JOHN J RAIS And
 JOANNE RAIS
 149 ANDERSON CREEK RD
 GARDEN VALLEY ID 83622
 (208)462-3797

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>
65-22819	WR/Decreed	05/02/1912	0.32 cfs	N/A	N/A	14.0	ANDERSON CREEK

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>
65-22819	YES	NO	NO	NO	YES	YES

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>
65-22819	65-23035	0.22 cfs	N/A	N/A	7.9	65-23034	0.10 cfs	N/A	N/A	4.5
COMBINED TOTALS		0.22 cfs	N/A	N/A	7.9		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 6th day of July, 2006


 Chief, Water Allocation Bureau

SUPPORT DATA
 IN FILE # 65-22819

WATER RIGHT NO. 65-23034
As Modified by Transfer No. 72691

In accordance with the approval of Transfer No. 72691, Water Right No. 65-23034 is now described as follows.

Right Holder: DOUGLAS YOUREN Or
 MARY KAY YOUREN
 149 ANDERSON CREEK RD
 GARDEN VALLEY ID 83622

Priority Date: May 02, 1912

Source: ANDERSON CREEK

Tributary: MIDDLE FORK PAYETTE RIVER

<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	
			0.10 CFS	

LOCATION OF POINT(S) OF DIVERSION:

ANDERSON CREEK SENE Sec. 23 Twp 09N Rge 04E BOISE 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	
09N 04E 14									.6							3.9	4.5
												1.5					

Total Acres: 4.5

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 6th day of July, 2006


 Chief, Water Allocation Bureau

WATER RIGHT NO. 65-23035
As Modified by Transfer No. 72691

In accordance with the approval of Transfer No. 72691, Water Right No. 65-23035 is now described as follows.

Right Holder: JOHN J RAIS And
 JOANNE RAIS
 149 ANDERSON CREEK RD
 GARDEN VALLEY ID 83622

Priority Date: May 02, 1912

Source: ANDERSON CREEK

Tributary: MIDDLE FORK PAYETTE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	0.18 CFS	
DIVERSION TO STORAGE	04/01	to 11/01	0.04 CFS	
AESTHETIC STORAGE	01/01	to 12/31		0.2 AF
AESTHETIC	04/01	to 11/01	0.04 CFS	5.4 AF
			0.22 CFS	

LOCATION OF POINT(S) OF DIVERSION:

ANDERSON CREEK SENE Sec. 23 Twp 09N Rge 04E BOISE 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	
09N 04E 14												7.9					7.9
												L 5					

Total Acres: 7.9

PLACE OF USE: AESTHETIC STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09N 04E 14												X					
												L 5					

PLACE OF USE: AESTHETIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09N 04E 14												X					
												L 5					

WATER RIGHT NO. 65-23035
As Modified by Transfer No. 72691

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.
4. 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. 65.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
6. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 11/3/2000.
7. The pond established by the storage of water under this right shall not exceed a total capacity of 0.1 acre feet or a total surface area of 0.04 acres.
8. This right authorizes the diversion of an annual total of 0.2 af of water to be used for the initial filling of the pond, and for the replacement of losses caused by evaporation from the pond.
9. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
10. Place of use is located within Lot 1, Anderson Creek Meadows Subdivision.

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 6th day of July, 2006



Chief, Water Allocation Bureau