

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71997

This is to certify that: JOSEPH HULTS And
KAY A HULTS And
DAVID HULTS And
NICOLE HULTS
3095 S 1900 E
WENDELL ID 83355
(208)536-2143

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>
36-2296	WR/Decreed	03/21/1956	1.70 cfs	340 af	N/A	85.0	GROUND WATER
36-7003	WR/Decreed	07/21/1967	0.90 cfs	180 af	N/A	45.0	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>
36-2296	YES	YES	YES	NO	NO	NO
36-7003	YES	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>
36-2296	36-16317	1.62 cfs	324 af	81.0	120.0	36-16316	0.08 cfs	16 af	N/A	4.0
36-7003	36-16319	0.78 cfs	156 af	39.0	120.0	36-16318	0.12 cfs	24 af	N/A	6.0

COMBINED

TOTALS **2.40 cfs** **480 af** **120.0** **120.0** **0.20 cfs** **40 af** **N/A** **10.0**

Detailed Water Right Description(s) attached

Dated this 5th day of May, 20 06



Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 36-2296

WATER RIGHT NO. 36-16316
As Modified by Transfer No. 71997

In accordance with the approval of Transfer No. 71997, Water Right No. 36-16316 is now described as follows.

Right Holder: DAVID HULTS And
 NICOLE HULTS
 3095 S 1900 E
 WENDELL ID 83355

And

JOSEPH HULTS And
 KAY A HULTS
 1425 E 3200 S
 WENDELL ID 83355

Priority Date: March 21, 1956

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.08 CFS	16.0 AF
			0.08 CFS	16.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENENE Sec. 15 Twp 08S Rge 14E GOODING 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	14E	15			2.0	2.0													4.0

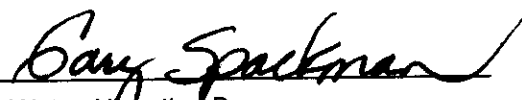
Total Acres: 4

CONDITIONS OF APPROVAL

1. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
2. Use of this right is combined with water from North Side Canal Co. Ltd.
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.

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 May, 20 06


 Chief, Water Allocation Bureau

WATER RIGHT NO. 36-16317
As Modified by Transfer No. 71997

In accordance with the approval of Transfer No. 71997, Water Right No. 36-16317 is now described as follows.

Right Holder: DAVID HULTS And
 NICOLE HULTS
 3095 S 1900 E
 WENDELL ID 83355

And

JOSEPH HULTS And
 KAY A HULTS
 1425 E 3200 S
 WENDELL ID 83355

Priority Date: March 21, 1956

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	1.62 CFS	324.0 AF
			1.62 CFS	324.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENWNE Sec. 15 Twp 08S Rge 14E GOODING 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	14E	15	25.0	28.0	34.0	33.0													120.0

Total Acres: 120

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 81 acres within the place of use described above in a single irrigation season.
2. 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.
3. Use of this right is combined with water from the North Side Canal Co. Ltd.
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. 130.
5. Prior to the diversion and use of water under Transfer approval 71997, the right holder shall install and maintain an acceptable measuring device, including data logger, at the authorized point 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.

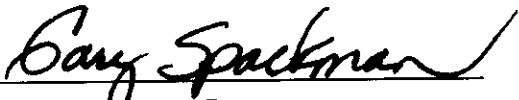
WATER RIGHT NO. 36-16317
As Modified by Transfer No. 71997

CONDITIONS OF APPROVAL

6. 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.
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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. 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 5th day of May, 20 06


Chief, Water Allocation Bureau

WATER RIGHT NO. 36-16318
As Modified by Transfer No. 71997

In accordance with the approval of Transfer No. 71997, Water Right No. 36-16318 is now described as follows.

Right Holder: KAY HULTS And
 DAVID HULTS And
 NICOLE HULTS
 3095 S 1900 E
 WENDELL ID 83355

And

JOSEPH HULTS
 1425 E 3200 S
 WENDELL ID 83355

Priority Date: July 21, 1967

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to	10/15	0.12 CFS	24.0 AF
			0.12 CFS	24.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNENE Sec. 15 Twp 08S Rge 14E GOODING 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 14E 15		6.0															6.0

Total Acres: 6

CONDITIONS OF APPROVAL

1. The use of water for irrigation under this right may begin as early as March 15 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 8-27-2001.
2. Use of this right is combined with water from North Side Canal Co. Ltd.
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.

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 May, 20 06


 Chief, Water Allocation Bureau

WATER RIGHT NO. 36-16319
As Modified by Transfer No. 71997

In accordance with the approval of Transfer No. 71997, Water Right No. 36-16319 is now described as follows.

Right Holder: JOSEPH HULTS
 1425 E 3200 S
 WENDELL ID 83355

And

DAVID HULTS And
 NICOLE HULTS And
 KAY HULTS
 3095 S 1900 E
 WENDELL ID 83355

Priority Date: July 21, 1967

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to 10/15	0.78 CFS	156.0 AF
		0.78 CFS	156.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENWNE Sec. 15 Twp 08S Rge 14E GOODING 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	14E	15	25.0	28.0	34.0	33.0													120.0

Total Acres: 120

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 39 acres within the place of use described above in a single irrigation season.
2. 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.
3. Use of this right is combined with water from the North Side Canal Co. Ltd.
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. 130.
5. Prior to the diversion and use of water under Transfer approval 71997, the right holder shall install and maintain an acceptable measuring device, including data logger, at the authorized point 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.
6. 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.

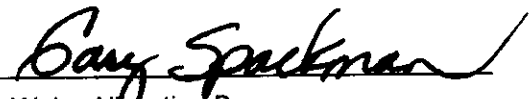
WATER RIGHT NO. 36-16319
As Modified by Transfer No. 71997

CONDITIONS OF APPROVAL

7. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 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 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 8/27/2001.
8. 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.
9. The right holder shall accomplish the change authorized by this transfer within one 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.

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 May, 20 06



Chief, Water Allocation Bureau