

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70848

This is to certify that: LEON R WALKER FAMILY TRUST
C/O ZEONA M WALKER TRUSTEE
87 S 800 E
LINDON UT 84042
(801)785-4039

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>
43-2359	WR/Decreed	12/01/1950	2.90 cfs	628 af	157.0	170.0	GROUND WATER
43-2460	WR/Decreed	07/31/1957	2.76 cfs	552 af	138.0	389.0	GROUND WATER
43-4010	WR/Decreed	07/11/1962	2.34 cfs	N/A	229.0	389.0	GROUND WATER
43-7054	WR/Decreed	01/27/1975	2.00 cfs	N/A	251.0	389.0	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>
43-2359	NO	NO	YES	YES	NO	NO
43-2460	NO	NO	YES	YES	NO	NO
43-4010	NO	NO	YES	YES	NO	NO
43-7054	NO	NO	YES	YES	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>
43-2359	43-2359	2.90 cfs	628.0 af	157.0	546.0		N/A	N/A	N/A	N/A
43-2460	43-2460	2.76 cfs	552.0 af	138.0	546.0		N/A	N/A	N/A	N/A
43-4010	43-4010	2.34 cfs	916.0 af	229.0	546.0		N/A	N/A	N/A	N/A
43-7054	43-7054	2.00 cfs	971.9 af	251.0	546.0		N/A	N/A	N/A	N/A

COMBINED

TOTALS	10.00 cfs	2184.0 af	546.0	546.0			N/A	N/A	N/A	N/A
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Detailed Water Right Description(s) attached

Dated this 24th day of April, 20 06

SUPPORT DATA

IN FILE # 43-2359


Chief, Water Allocation Bureau

WATER RIGHT NO. 43-2359
As Modified by Transfer No. 70848

In accordance with the approval of Transfer No. 70848, Water Right No. 43-2359 is now described as follows.

Right Holder: LEON R WALKER FAMILY TRUST
 C/O ZEONA M WALKER TRUSTEE
 87 S 800 E
 LINDON UT 84042

Priority Date: December 01, 1950

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	2.90 CFS	628.0 AF
			2.90 CFS	628.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWNE	Sec. 28 Twp 10S	Rge 26E	CASSIA County
GROUND WATER	SWSESW	Sec. 28 Twp 10S	Rge 26E	CASSIA County
GROUND WATER	SWSESE	Sec. 28 Twp 10S	Rge 26E	CASSIA 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	
10S 26E 21																29.0	29.0
10S 26E 22											29.0						29.0
10S 26E 27										32.0	34.0						66.0
10S 26E 28			1.5						27.0		35.0	22.0	35.0	39.0	28.0	33.0	220.5
10S 26E 29																25.0	25.0
10S 26E 33	39.0	11.5		23.0	2.0	21.0											96.5
10S 26E 34						23.0	40.0			17.0							80.0

Total Acres: 546

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 157 acres within the place of use described above in a single irrigation season.
2. Rights 43-2359, 43-2460, 43-4010 and 43-7054 when combined shall not exceed a total diversion rate of 10.00 cfs, a total annual maximum diversion volume of 2184.0 af at the field headgate, and the irrigation of 546.0 acres.

WATER RIGHT NO. 43-2359
As Modified by Transfer No. 70848

CONDITIONS OF APPROVAL

3. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
4. 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.
5. This right does not grant any right-of-way or easement across the land of another.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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.

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 24th day of April, 20 06


Chief, Water Allocation Bureau

WATER RIGHT NO. 43-2460
As Modified by Transfer No. 70848

In accordance with the approval of Transfer No. 70848, Water Right No. 43-2460 is now described as follows.

Right Holder: LEON R WALKER FAMILY TRUST
 C/O ZEONA M WALKER TRUSTEE
 87 S 800 E
 LINDON UT 84042

Priority Date: July 31, 1957

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	2.76 CFS	552.0 AF
			2.76 CFS	552.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWNE	Sec. 28 Twp 10S	Rge 26E	CASSIA County
GROUND WATER	SWSESW	Sec. 28 Twp 10S	Rge 26E	CASSIA County
GROUND WATER	SWSESE	Sec. 28 Twp 10S	Rge 26E	CASSIA 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	
10S 26E 21																29.0	29.0
10S 26E 22											29.0						29.0
10S 26E 27										32.0	34.0						66.0
10S 26E 28			1.5						27.0		35.0	22.0	35.0	39.0	28.0	33.0	220.5
10S 26E 29																25.0	25.0
10S 26E 33	39.0	11.5		23.0	2.0	21.0											96.5
10S 26E 34						23.0	40.0			17.0							80.0

Total Acres: 546

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 138 acres within the place of use described above in a single irrigation season.
2. Rights 43-2460, 43-4010 and 43-7054 when combined shall not exceed a total annual maximum diversion volume of 1556 af at the field headgate, and the irrigation of 389 acres.
3. Rights 43-2359, 43-2460, 43-4010 and 43-7054 when combined shall not exceed a total diversion rate of 10.00 cfs, a total annual maximum diversion volume of 2184.0 af at the field headgate, and the irrigation of 546.0 acres.

WATER RIGHT NO. 43-2460
As Modified by Transfer No. 70848

CONDITIONS OF APPROVAL

4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
5. 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.
6. This right does not grant any right-of-way or easement across the land of another.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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.

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 24th day of April, 2006


Chief, Water Allocation Bureau

WATER RIGHT NO. 43-4010
As Modified by Transfer No. 70848

In accordance with the approval of Transfer No. 70848, Water Right No. 43-4010 is now described as follows.

Right Holder: LEON R WALKER FAMILY TRUST
 C/O ZEONA M WALKER TRUSTEE
 87 S 800 E
 LINDON UT 84042

Priority Date: July 11, 1962

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	2.34 CFS	916.0 AF
			2.34 CFS	916.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWNE	Sec. 28 Twp 10S	Rge 26E	CASSIA County
GROUND WATER	SWSESW	Sec. 28 Twp 10S	Rge 26E	CASSIA County
GROUND WATER	SWSESE	Sec. 28 Twp 10S	Rge 26E	CASSIA 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	
10S 26E 21																29.0	29.0
10S 26E 22											29.0						29.0
10S 26E 27									32.0	34.0							66.0
10S 26E 28			1.5						27.0		35.0	22.0	35.0	39.0	28.0	33.0	220.5
10S 26E 29																25.0	25.0
10S 26E 33	39.0	11.5		23.0	2.0	21.0											96.5
10S 26E 34						23.0	40.0		17.0								80.0

Total Acres: 546

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 229 acres within the place of use described above in a single irrigation season.
2. Rights 43-2460, 43-4010 and 43-7054 when combined shall not exceed a total annual maximum diversion volume of 1556 af at the field headgate, and the irrigation of 389 acres.
3. Rights 43-2359, 43-2460, 43-4010 and 43-7054 when combined shall not exceed a total diversion rate of 10.00 cfs, a total annual maximum diversion volume of 2184.0 af at the field headgate, and the irrigation of 546.0 acres.

WATER RIGHT NO. 43-4010
As Modified by Transfer No. 70848

CONDITIONS OF APPROVAL

4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
5. 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.
6. This right does not grant any right-of-way or easement across the land of another.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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.

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 24th day of April, 2006


Chief, Water Allocation Bureau

WATER RIGHT NO. 43-7054
As Modified by Transfer No. 70848

In accordance with the approval of Transfer No. 70848, Water Right No. 43-7054 is now described as follows.

Right Holder: LEON R WALKER FAMILY TRUST
 C/O ZEONA M WALKER TRUSTEE
 87 S 800 E
 LINDON UT 84042

Priority Date: January 27, 1975

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	2.00 CFS	971.9 AF
			2.00 CFS	971.9 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWNE	Sec. 28 Twp 10S	Rge 26E	CASSIA County
GROUND WATER	SWSESW	Sec. 28 Twp 10S	Rge 26E	CASSIA County
GROUND WATER	SWSESE	Sec. 28 Twp 10S	Rge 26E	CASSIA 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	
10S 26E 21																29.0	29.0
10S 26E 22											29.0						29.0
10S 26E 27									32.0	34.0							66.0
10S 26E 28			1.5						27.0		35.0	22.0	35.0	39.0	28.0	33.0	220.5
10S 26E 29																25.0	25.0
10S 26E 33	39.0	11.5		23.0	2.0	21.0											96.5
10S 26E 34						23.0	40.0		17.0								80.0

Total Acres: 546

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 251 acres within the place of use described above in a single irrigation season.
2. Rights 43-2460, 43-4010 and 43-7054 when combined shall not exceed a total annual maximum diversion volume of 1556 af at the field headgate, and the irrigation of 389 acres.
3. Rights 43-2359, 43-2460, 43-4010 and 43-7054 when combined shall not exceed a total diversion rate of 10.00 cfs, a total annual maximum diversion volume of 2184.0 af at the field headgate, and the irrigation of 546.0 acres.

WATER RIGHT NO. 43-7054
As Modified by Transfer No. 70848

CONDITIONS OF APPROVAL

4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
5. 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.
6. This right does not grant any right-of-way or easement across the land of another.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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.

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 24th day of April, 20 06


Chief, Water Allocation Bureau