

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 72042

This is to certify that: CLINT HARPER And
 LARRY F HARPER And
 LAYNE R HARPER And
 KEVIN HARPER
 672 W 100 S
 PAUL ID 83347
 (208)431-8874

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>
36-2201	WR/Decreed	03/02/1953	4.48 cfs	N/A	313.0	615.0	GROUND WATER
36-2202	WR/Decreed	03/02/1953	4.40 cfs	N/A	302.0	615.0	GROUND WATER
36-2204	WR/Decreed	03/07/1953	1.80 cfs	N/A	100.0	179.0	GROUND WATER
36-2288	WR/Decreed	10/17/1955	3.76 cfs	N/A	N/A	285.0	GROUND WATER
36-2401	WR/Decreed	09/20/1959	2.50 cfs	780 af	N/A	195.0	GROUND WATER
36-7960A	WR/Decreed	01/26/1981	0.90 cfs	N/A	N/A	615.0	GROUND WATER
36-7960B	WR/Decreed	01/26/1981	0.90 cfs	N/A	79.0	179.0	GROUND WATER
36-11673	WR/Decreed	12/31/1953	0.88 cfs	176 af	N/A	44.0	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>
36-2201	NO	NO	YES	YES	NO	NO
36-2202	NO	NO	YES	YES	NO	NO
36-2204	NO	NO	YES	YES	NO	NO
36-2288	NO	NO	YES	YES	NO	NO
36-2401	NO	NO	YES	YES	NO	NO
36-7960A	NO	NO	YES	YES	NO	NO
36-7960B	NO	NO	YES	YES	NO	NO
36-11673	YES	NO	YES	YES	NO	NO

SUPPORT DATA

IN FILE # 36-2201

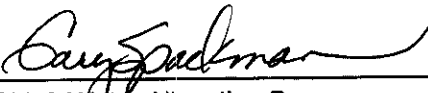
**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 72042**

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
36-2201	36-2201	4.48 cfs	1252 af	313.0	1,194		N/A	N/A	N/A	N/A
36-2202	36-2202	4.40 cfs	1208 af	302.0	1,194		N/A	N/A	N/A	N/A
36-2204	36-2204	1.80 cfs	400 af	100.0	1,194		N/A	N/A	N/A	N/A
36-2288	36-16337	0.33 cfs	100 af	25.0	1,194	36-16336	3.43 cfs	N/A	N/A	260.0
36-2401	36-2401	2.50 cfs	780 af	195.0	1,194		N/A	N/A	N/A	N/A
36-7960A	36-7960A	0.90 cfs	N/A	615.0	1,194		N/A	N/A	N/A	N/A
36-7960B	36-7960B	0.90 cfs	316 af	79.0	1,194		N/A	N/A	N/A	N/A
36-11673	36-16339	0.50 cfs	100 af	25.0	1,194	36-16338	0.38 cfs	76 af	N/A	19.0
COMBINED										
TOTALS		15.15 cfs	4156 af	1039.0	1194		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 2nd day of March, 2006



Chief, Water Allocation Bureau

WATER RIGHT NO. 36-2201
As Modified by Transfer No. 72042

In accordance with the approval of Transfer No. 72042, Water Right No. 36-2201 is now described as follows.

Right Holder: LAYNE R HARPER
 672 W 100 S
 PAUL ID 83347

Priority Date: March 02, 1953

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	4.48 CFS	1,252.0 AF
			4.48 CFS	1,252.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 9 Twp 07S Rge 23E	LINCOLN County
GROUND WATER	NESESE	Sec. 15 Twp 07S Rge 23E	MINIDOKA County
GROUND WATER	SENENW	Sec. 16 Twp 07S Rge 23E	LINCOLN County
GROUND WATER	NESESW	Sec. 16 Twp 07S Rge 23E	LINCOLN 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	
07S 23E 8				27.0									30.0				57.0
07S 23E 9							2.0		10.0	35.0	40.0	39.0		20.0	1.0		147.0
07S 23E 15			2.0		8.0	39.0	24.0		40.0	40.0	40.0	40.0	12.0	37.0	40.0	40.0	362.0
07S 23E 16	31.0	38.0	40.0	40.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	628.0

Total Acres: 1194

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 313 acres within the place of use described above in a single irrigation season.
2. Rights 36-2201, 36-2202 and 36-7960A when combined shall not exceed a total diversion rate of 9.78 cfs, a total annual maximum diversion volume of 2460 af at the field headgate, and the irrigation of 615 acres.
3. Rights 36-2201, 36-2202, 36-2204, 36-2401, 36-7960A, 36-7960B, 36-16337 and 36-16339 when combined shall not exceed a total diversion rate of 15.15 cfs, a total annual maximum diversion volume of 4156.0 af at the field headgate, and the irrigation of 1039.0 acres.

WATER RIGHT NO. 36-2201
As Modified by Transfer No. 72042

CONDITIONS OF APPROVAL

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. 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.
6. Prior to the diversion and use of water under Transfer approval 72042, the right holder shall install and maintain acceptable measuring devices, including data loggers, at the authorized points 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.
7. 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.
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 2nd day of March, 2006



Chief, Water Allocation Bureau

WATER RIGHT NO. 36-2202
As Modified by Transfer No. 72042

In accordance with the approval of Transfer No. 72042, Water Right No. 36-2202 is now described as follows.

Right Holder: LAYNE R HARPER
 672 W 100 S
 PAUL ID 83347

Priority Date: March 02, 1953

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	4.40 CFS	1,208.0 AF
		4.40 CFS	1,208.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 9 Twp 07S Rge 23E LINCOLN County
GROUND WATER	NESESE	Sec. 15 Twp 07S Rge 23E MINIDOKA County
GROUND WATER	SENENW	Sec. 16 Twp 07S Rge 23E LINCOLN County
GROUND WATER	NESESW	Sec. 16 Twp 07S Rge 23E LINCOLN 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	
07S 23E 8				27.0									30.0				57.0
07S 23E 9							2.0		10.0	35.0	40.0	39.0			20.0	1.0	147.0
07S 23E 15			2.0			8.0	39.0	24.0	40.0	40.0	40.0	40.0	12.0	37.0	40.0	40.0	362.0
07S 23E 16	31.0	38.0	40.0	40.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	628.0

Total Acres: 1194

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 302 acres within the place of use described above in a single irrigation season.
2. Rights 36-2201, 36-2202 and 36-7960A when combined shall not exceed a total diversion rate of 9.78 cfs, a total annual maximum diversion volume of 2460 af at the field headgate, and the irrigation of 615 acres.
3. Rights 36-2201, 36-2202, 36-2204, 36-2401, 36-7960A, 36-7960B, 36-16337 and 36-16339 when combined shall not exceed a total diversion rate of 15.15 cfs, a total annual maximum diversion volume of 4156.0 af at the field headgate, and the irrigation of 1039.0 acres.

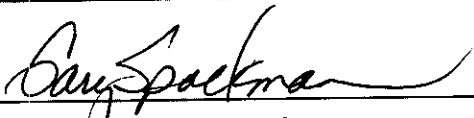
WATER RIGHT NO. 36-2202
As Modified by Transfer No. 72042

CONDITIONS OF APPROVAL

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. 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.
6. Prior to the diversion and use of water under Transfer approval 72042, the right holder shall install and maintain acceptable measuring devices, including data loggers, at the authorized points 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.
7. 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.
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 2nd day of March, 2006



Chief, Water Allocation Bureau

WATER RIGHT NO. 36-7960A
As Modified by Transfer No. 72042

In accordance with the approval of Transfer No. 72042, Water Right No. 36-7960A is now described as follows.

Right Holder: KEVIN HARPER And
 CLINT HARPER And
 LAYNE R HARPER
 672 W 100 S
 PAUL ID 83347

Priority Date: January 26, 1981

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	0.90 CFS	
			0.90 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 9 Twp 07S Rge 23E LINCOLN County
GROUND WATER	NESESE	Sec. 15 Twp 07S Rge 23E MINIDOKA County
GROUND WATER	SENENW	Sec. 16 Twp 07S Rge 23E LINCOLN County
GROUND WATER	NESESW	Sec. 16 Twp 07S Rge 23E LINCOLN 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	
07S 23E 8				27.0									30.0				57.0
07S 23E 9						2.0			10.0	35.0	40.0	39.0		20.0	1.0		147.0
07S 23E 15			2.0		8.0	39.0	24.0		40.0	40.0	40.0	40.0	12.0	37.0	40.0	40.0	362.0
07S 23E 16	31.0	38.0	40.0	40.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	628.0

Total Acres: 1194

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 615 acres within the place of use described above in a single irrigation season.
2. Rights 36-2201, 36-2202 and 36-7960A when combined shall not exceed a total diversion rate of 9.78 cfs, a total annual maximum diversion volume of 2460 af at the field headgate, and the irrigation of 615 acres.
3. Rights 36-2201, 36-2202, 36-2204, 36-2401, 36-7960A, 36-7960B, 36-16337 and 36-16339 when combined shall not exceed a total diversion rate of 15.15 cfs, a total annual maximum diversion volume of 4156.0 af at the field headgate, and the irrigation of 1039.0 acres.

WATER RIGHT NO. 36-7960A
As Modified by Transfer No. 72042

CONDITIONS OF APPROVAL

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. 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.
6. Prior to the diversion and use of water under Transfer approval 72042, the right holder shall install and maintain acceptable measuring devices, including data loggers, at the authorized points 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.
7. 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.
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 2nd day of March, 2006



Chief, Water Allocation Bureau

WATER RIGHT NO. 36-2204
As Modified by Transfer No. 72042

In accordance with the approval of Transfer No. 72042, Water Right No. 36-2204 is now described as follows.

Right Holder: LAYNE R HARPER
 672 W 100 S
 PAUL ID 83347

Priority Date: March 07, 1953

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	1.80 CFS	400.0 AF
		1.80 CFS	400.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 9 Twp 07S Rge 23E LINCOLN County
GROUND WATER	NESESE	Sec. 15 Twp 07S Rge 23E MINIDOKA County
GROUND WATER	SENENW	Sec. 16 Twp 07S Rge 23E LINCOLN County
GROUND WATER	NESESW	Sec. 16 Twp 07S Rge 23E LINCOLN 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	
07S 23E 8				27.0													57.0
07S 23E 9							2.0		10.0	35.0	40.0	39.0			20.0	1.0	147.0
07S 23E 15			2.0		8.0	39.0	24.0		40.0	40.0	40.0	40.0	12.0	37.0	40.0	40.0	362.0
07S 23E 16	31.0	38.0	40.0	40.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	628.0

Total Acres: 1194

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 100 acres within the place of use described above in a single irrigation season.
2. Rights 36-2204 and 36-7960B when combined shall not exceed a total diversion rate of 2.04 cfs, a total annual maximum diversion volume of 716 af at the field headgate, and the irrigation of 179 acres.
3. Rights 36-2201, 36-2202, 36-2204, 36-2401, 36-7960A, 36-7960B, 36-16337 and 36-16339 when combined shall not exceed a total diversion rate of 15.15 cfs, a total annual maximum diversion volume of 4156.0 af at the field headgate, and the irrigation of 1039.0 acres.

WATER RIGHT NO. 36-2204
As Modified by Transfer No. 72042

CONDITIONS OF APPROVAL

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. 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.
6. Prior to the diversion and use of water under Transfer approval 72042, the right holder shall install and maintain acceptable measuring devices, including data loggers, at the authorized points 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.
7. 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.
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 2nd day of March, 2006



Chief, Water Allocation Bureau

WATER RIGHT NO. 36-7960B
As Modified by Transfer No. 72042

In accordance with the approval of Transfer No. 72042, Water Right No. 36-7960B is now described as follows.

Right Holder: LAYNE R HARPER And
 KEVIN HARPER And
 CLINT HARPER
 672 W 100 S
 PAUL ID 83347

Priority Date: January 26, 1981

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	0.90 CFS	316.0 AF
			0.90 CFS	316.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 9 Twp 07S Rge 23E LINCOLN County
GROUND WATER	NESESE	Sec. 15 Twp 07S Rge 23E MINIDOKA County
GROUND WATER	SENENW	Sec. 16 Twp 07S Rge 23E LINCOLN County
GROUND WATER	NESESW	Sec. 16 Twp 07S Rge 23E LINCOLN 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	
07S 23E 8				27.0									30.0				57.0
07S 23E 9							2.0		10.0	35.0	40.0	39.0			20.0	1.0	147.0
07S 23E 15			2.0			8.0	39.0	24.0	40.0	40.0	40.0	40.0	12.0	37.0	40.0	40.0	362.0
07S 23E 16	31.0	38.0	40.0	40.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	628.0

Total Acres: 1194

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 79 acres within the place of use described above in a single irrigation season.
2. Rights 36-2204 and 36-7960B when combined shall not exceed a total diversion rate of 2.04 cfs, a total annual maximum diversion volume of 716 af at the field headgate, and the irrigation of 179 acres.

WATER RIGHT NO. 36-7960B
As Modified by Transfer No. 72042

CONDITIONS OF APPROVAL

3. Rights 36-2201, 36-2202, 36-2204, 36-2401, 36-7960A, 36-7960B, 36-16337 and 36-16339 when combined shall not exceed a total diversion rate of 15.15 cfs, a total annual maximum diversion volume of 4156.0 af at the field headgate, and the irrigation of 1039.0 acres.
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. 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.
6. Prior to the diversion and use of water under Transfer approval 72042, the right holder shall install and maintain acceptable measuring devices, including data loggers, at the authorized points 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.
7. 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.
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 2nd day of March, 2006



Chief, Water Allocation Bureau

WATER RIGHT NO. 36-2401
As Modified by Transfer No. 72042

In accordance with the approval of Transfer No. 72042, Water Right No. 36-2401 is now described as follows.

Right Holder: LAYNE R HARPER
 672 W 100 S
 PAUL ID 83347

Priority Date: September 20, 1959

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	2.50 CFS	780.0 AF
			2.50 CFS	780.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 9 Twp 07S Rge 23E	LINCOLN County
GROUND WATER	NESESE	Sec. 15 Twp 07S Rge 23E	MINIDOKA County
GROUND WATER	SENENW	Sec. 16 Twp 07S Rge 23E	LINCOLN County
GROUND WATER	NESESW	Sec. 16 Twp 07S Rge 23E	LINCOLN 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	
07S 23E 8				27.0									30.0				57.0
07S 23E 9							2.0		10.0	35.0	40.0	39.0			20.0	1.0	147.0
07S 23E 15			2.0		8.0	39.0	24.0		40.0	40.0	40.0	40.0	12.0	37.0	40.0	40.0	362.0
07S 23E 16	31.0	38.0	40.0	40.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	628.0

Total Acres: 1194

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 195 acres within the place of use described above in a single irrigation season.
2. Rights 36-2201, 36-2202, 36-2204, 36-2401, 36-7960A, 36-7960B, 36-16337 and 36-16339 when combined shall not exceed a total diversion rate of 15.15 cfs, a total annual maximum diversion volume of 4156.0 af at the field headgate, and the irrigation of 1039.0 acres.
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.

WATER RIGHT NO. 36-2401
As Modified by Transfer No. 72042

CONDITIONS OF APPROVAL

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 72042, the right holder shall install and maintain acceptable measuring devices, including data loggers, at the authorized points 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.
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 2nd day of March, 2006



Chief, Water Allocation Bureau

WATER RIGHT NO. 36-16336
As Modified by Transfer No. 72042

In accordance with the approval of Transfer No. 72042, Water Right No. 36-16336 is now described as follows.

Right Holder: CLINT HARPER Or
 LAYNE R HARPER
 672 W 100 S
 PAUL ID 83347

Priority Date: October 17, 1955

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	3.43 CFS	
		3.43 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSENE Sec. 9 Twp 07S Rge 23E LINCOLN County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
07S 23E 9	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
	39.0	39.0	40.0	39.0					39.0	34.0			30.0				260.0

Total Acres: 260

CONDITIONS OF APPROVAL

1. Rights 36-7412 and 36-16336 when combined shall not exceed a total annual maximum diversion volume of 1640.0 af at the field headgate, and the irrigation of 410.0 acres.
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 2nd day of March, 2006


 Chief, Water Allocation Bureau

WATER RIGHT NO. 36-16337
As Modified by Transfer No. 72042

In accordance with the approval of Transfer No. 72042, Water Right No. 36-16337 is now described as follows.

Right Holder: LAYNE R HARPER And
 CLINT HARPER
 672 W 100 S
 PAUL ID 83347

Priority Date: October 17, 1955

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	0.33 CFS	100.0 AF
		0.33 CFS	100.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 9 Twp 07S Rge 23E LINCOLN County
GROUND WATER	NESESE	Sec. 15 Twp 07S Rge 23E MINIDOKA County
GROUND WATER	SENENW	Sec. 16 Twp 07S Rge 23E LINCOLN County
GROUND WATER	NESESW	Sec. 16 Twp 07S Rge 23E LINCOLN 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	
07S 23E 8				27.0													57.0
07S 23E 9							2.0		10.0	35.0	40.0	39.0			20.0	1.0	147.0
07S 23E 15			2.0		8.0	39.0	24.0		40.0	40.0	40.0	40.0	12.0	37.0	40.0	40.0	362.0
07S 23E 16	31.0	38.0	40.0	40.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	628.0

Total Acres: 1194

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 25 acres within the place of use described above in a single irrigation season.
2. Rights 36-2201, 36-2202, 36-2204, 36-2401, 36-7960A, 36-7960B, 36-16337 and 36-16339 when combined shall not exceed a total diversion rate of 15.15 cfs, a total annual maximum diversion volume of 4156.0 af at the field headgate, and the irrigation of 1039.0 acres.
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.

WATER RIGHT NO. 36-16337
As Modified by Transfer No. 72042

CONDITIONS OF APPROVAL

4. Beginning on the date of approval of Transfer 72042, Rights 36-16337 and 36-16339 when combined are limited to the following schedule of allowed diversion volume. The diversion of water shall be evenly distributed throughout the authorized season of use, except that minor variations are allowed for seasonal fluctuations in water requirements. The right holder shall file a notice of intent with the Department prior to increasing the annual diversion volume each time an increase according to the schedule is sought.

Years 2006 through 2008 the rights are limited to 168.0 afa.

Years 2009 and beyond the rights are limited to 200.0 afa.

5. The model used to calculate depletion effects and mitigation for the Milner to King Hill reach may also show gains in other reaches of the Snake River. Such gains have not been quantified at this time. The right holder retains the right to seek quantification of such gains resulting from Transfer approval 72042. Protestants retain the right to object to the quantification of such gains. If such reach gains are quantified and acknowledged by the Department, credits for such gains shall be available for use only after the Department has implemented a system for administering such credits.
6. 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.
7. Prior to the diversion and use of water under Transfer approval 72042, the right holder shall install and maintain acceptable measuring devices, including data loggers, at the authorized points 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 the existing measuring devices.
8. 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.
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.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. 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 2nd day of March, 2006


Chief, Water Allocation Bureau

WATER RIGHT NO. 36-16338
As Modified by Transfer No. 72042

In accordance with the approval of Transfer No. 72042, Water Right No. 36-16338 is now described as follows.

Right Holder: LARRY F HARPER
 672 W 100 S
 PAUL ID 83347

Priority Date: December 31, 1953

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	0.38 CFS	76.0 AF
		0.38 CFS	76.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNESE Sec. 7 Twp 09S Rge 23E MINIDOKA 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	
09S	23E	7													19.0				19.0

Total Acres: 19

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 2nd day of March, 2006


 Chief, Water Allocation Bureau

WATER RIGHT NO. 36-16339
As Modified by Transfer No. 72042

In accordance with the approval of Transfer No. 72042, Water Right No. 36-16339 is now described as follows.

Right Holder: LARRY F HARPER
 672 W 100 S
 PAUL ID 83347

Priority Date: December 31, 1953

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	0.50 CFS	100.0 AF
			0.50 CFS	100.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESW	Sec. 9 Twp 07S Rge 23E LINCOLN County
GROUND WATER	NESESE	Sec. 15 Twp 07S Rge 23E MINIDOKA County
GROUND WATER	SENENW	Sec. 16 Twp 07S Rge 23E LINCOLN County
GROUND WATER	NESESW	Sec. 16 Twp 07S Rge 23E LINCOLN 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	
07S	23E	8				27.0									30.0				57.0
07S	23E	9						2.0			10.0	35.0	40.0	39.0			20.0	1.0	147.0
07S	23E	15			2.0			8.0	39.0	24.0	40.0	40.0	40.0	40.0	12.0	37.0	40.0	40.0	362.0
07S	23E	16	31.0	38.0	40.0	40.0	39.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	628.0

Total Acres: 1194

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 25 acres within the place of use described above in a single irrigation season.
2. Rights 36-2201, 36-2202, 36-2204, 36-2401, 36-7960A, 36-7960B, 36-16337 and 36-16339 when combined shall not exceed a total diversion rate of 15.15 cfs, a total annual maximum diversion volume of 4156.0 af at the field headgate, and the irrigation of 1039.0 acres.
3. The model used to calculate depletion effects and mitigation for the Milner to King Hill reach may also show gains in other reaches of the Snake River. Such gains have not been quantified at this time. The right holder retains the right to seek quantification of such gains resulting from Transfer approval 72042. Protestants retain the right to object to the quantification of such gains. If such reach gains are quantified and acknowledged by the Department, credits for such gains shall be available for use only after the Department has implemented a system for administering such credits.

WATER RIGHT NO. 36-16339
As Modified by Transfer No. 72042

CONDITIONS OF APPROVAL

4. Beginning on the date of approval of Transfer 72042, Rights 36-16337 and 36-16339 when combined are limited to the following schedule of allowed diversion volume. The diversion of water shall be evenly distributed throughout the authorized season of use, except that minor variations are allowed for seasonal fluctuations in water requirements. The right holder shall file a notice of intent with the Department prior to increasing the annual diversion volume each time an increase according to the schedule is sought.

Years 2006 through 2008 the rights are limited to 168.0 afa.

Years 2009 and beyond the rights are limited to 200.0 afa.

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. 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.
7. Prior to the diversion and use of water under Transfer approval 72042, the right holder shall install and maintain acceptable measuring devices, including data loggers, at the authorized points 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.
8. 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.
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.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. 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 2nd day of March, 2006



Chief, Water Allocation Bureau