

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 72307

This is to certify that: PHYLLIS BEDKE And/Or
 FRANK A BEDKE
 PO BOX 83
 OAKLEY ID 83346
 (208)862-3613

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>
45-2448A	WR/Decreed	06/01/1953	1.23 cfs	238.2 af	N/A	150.0	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>
45-2448A	NO	YES	NO	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>
45-2448A	45-2448A	1.23 cfs	238.2 af	N/A	150.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		1.23 cfs	238.2 af	N/A	150.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 7th day of February, 20 06


 Chief, Water Allocation Bureau

WATER RIGHT NO. 45-2448A
As Modified by Transfer No. 72307

In accordance with the approval of Transfer No. 72307, Water Right No. 45-2448A is now described as follows.

Right Holder: PHYLLIS BEDKE And/Or
 FRANK A BEDKE
 PO BOX 83
 OAKLEY ID 83346

Priority Date: June 01, 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	1.23 CFS	238.2 AF
			1.23 CFS	238.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENENW Sec. 6 Twp 13S Rge 22E 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	
13S 22E 6					41.0	39.0	32.0	38.0									150.0
					L 3	L 4	L 5										

Total Acres: 150

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
2. After specific notification by the Department, the right holder shall record the quantity of water diverted 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.
3. Prior to the diversion and use of water under Transfer approval 72307 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.
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. Rights 45-425A, 45-443B, 45-2448A, 45-4217, and 45-10594 when combined shall not exceed the irrigation of 370 acres.
6. Use of this right is combined with water from Oakley Canal Co.

WATER RIGHT NO. 45-2448A
As Modified by Transfer No. 72307

CONDITIONS OF APPROVAL

7. If the surface water rights appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
8. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
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.
11. 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 7th day of February, 2006


Chief, Water Allocation Bureau