

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71435**

This is to certify that: CLEAR LAKE RANCH P U D MASTER ASSN INC
313 CLEAR LAKE LN
BUHL ID 83316
(208)543-4056

And

CLEAR LAKE COUNTRY CLUB
403 CLEAR LAKE LN
BUHL ID 83316
(208)543-4849

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>
36-10154	WR/Decreed	03/01/1985	0.10 cfs	N/A	N/A	46.6	CLEAR LAKES CREEK
36-4074	WR/Decreed	09/19/1912	1.40 cfs	N/A	N/A	90.0	CLEAR LAKES CREEK
36-4148A	WR/Decreed	09/19/1912	1.50 cfs	N/A	N/A	133.0	CLEAR SPRINGS
36-4148B	WR/Decreed	09/19/1912	1.50 cfs	N/A	N/A	90.0	CLEAR SPRINGS

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>
36-10154	NO	NO	YES	NO	NO	NO
36-4074	NO	NO	YES	NO	NO	NO
36-4148A	YES	NO	YES	NO	NO	NO
36-4148B	NO	NO	YES	NO	NO	NO

SUPPORT DATA

IN FILE # 36-4074

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71435

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
36-10154	36-10154	0.10 cfs	N/A	5.6	90.0		N/A	N/A	N/A	N/A
36-4074	36-4074	1.40 cfs	N/A	41.0	90.0		N/A	N/A	N/A	N/A
36-4148A	36-16237	0.60 cfs	N/A	53.2	90.0	36-16236	0.90 cfs	N/A	N/A	44.7
36-4148B	36-4148B	1.50 cfs	N/A	87.9	90.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		3.50 cfs	N/A	87.9	90.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 3rd day of February, 20 06



Chief, Water Allocation Bureau

WATER RIGHT NO. 36-4074
As Modified by Transfer No. 71435

In accordance with the approval of Transfer No. 71435, Water Right No. 36-4074 is now described as follows.

Right Holder: CLEAR LAKE COUNTRY CLUB
 403 CLEAR LAKE LN
 BUHL ID 83316

Priority Date: September 19, 1912

Source: CLEAR LAKES CREEK **Tributary:** SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	1.40 CFS	
			1.40 CFS	

LOCATION OF POINT(S) OF DIVERSION:

CLEAR LAKES CREEK L7 (NESWSE) Sec. 2 Twp 09S 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	
09S 14E 1							.1	.6	22.0	10.0	13.0						45.7
							L 5	L 6	L 13	L 12	L 11						
09S 14E 2													1.8		11.0	20.0	32.8
													L 8		L 7	L 9	
09S 14E 11	8.0	3.5															11.5
	L 5	L 6															

Total Acres: 90

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 41 acres within the place of use described above in a single irrigation season.
2. Rights 36-4074 and 36-10154 when combined shall not exceed a total diversion rate of 1.4 cfs.
3. Rights 36-4074, 36-4148B, 36-10154 and 36-16237 when combined shall not exceed a total diversion rate of 3.5 cfs, and the irrigation of 87.9 acres.
4. Right No. 36-10154 is an expansion of this right pursuant to Section 42-1426(2), Idaho Code.
5. Right 36-10154 is also diverted through the point of diversion described 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. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

WATER RIGHT NO. 36-4074
As Modified by Transfer No. 71435

CONDITIONS OF APPROVAL

8. Prior to the diversion and use of water under Transfer approval 71435, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) 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.
9. 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.
10. 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.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. 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 3rd day of February, 2006



Chief, Water Allocation Bureau

WATER RIGHT NO. 36-16236
As Modified by Transfer No. 71435

In accordance with the approval of Transfer No. 71435, Water Right No. 36-16236 is now described as follows.

Right Holder: CLEAR LAKE RANCH P U D MASTER ASSN INC
 313 CLEAR LAKE LN
 BUHL ID 83316

Priority Date: September 19, 1912

Source: CLEAR SPRINGS

Tributary: CLEAR LAKES

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.90 CFS	
			0.90 CFS	

LOCATION OF POINT(S) OF DIVERSION:

CLEAR SPRINGS L5 (SESENE) Sec. 2 Twp 09S 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	
09S 14E 1									11.4	11.3	6.3						29.0
									L 13	L 12	L 11						
09S 14E 2													.1			15.5	15.6
															L 9		
09S 14E 11	.1																.1
	L 5																

Total Acres: 44.7

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.
- Rights 36-2048, 36-2659, 36-2703, 36-4013A, 36-4013B, 36-4013C, 36-4076, 36-4148B, 36-7004, and 36-16237 are also diverted through the point of diversion described above.

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 3rd day of February, 20 06


 Chief, Water Allocation Bureau

WATER RIGHT NO. 36-16237
As Modified by Transfer No. 71435

In accordance with the approval of Transfer No. 71435, Water Right No. 36-16237 is now described as follows.

Right Holder: CLEAR LAKE COUNTRY CLUB
 403 CLEAR LAKE LN
 BUHL ID 83316

Priority Date: September 19, 1912

Source: CLEAR SPRINGS

Tributary: CLEAR LAKES

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.60 CFS	
			0.60 CFS	

LOCATION OF POINT(S) OF DIVERSION:

CLEAR SPRINGS L5 (SESENE) Sec. 2 Twp 09S 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	
09S 14E 1							.1 L 5	.6 L 6	22.0 L 13	10.0 L 12	13.0 L 11						45.7
09S 14E 2													1.8 L 8		11.0 L 7	20.0 L 9	32.8
09S 14E 11	8.0 L 5	3.5 L 6															11.5

Total Acres: 90

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 53.2 acres within the place of use described above in a single irrigation season.
2. Rights 36-4074, 36-4148B, 36-10154 and 36-16237 when combined shall not exceed a total diversion rate of 3.5 cfs, and the irrigation of 87.9 acres.
3. Rights 36-2048, 36-2659, 36-2703, 36-4013A, 36-4013B, 36-4013C, 36-4076, 36-4148B, 36-7004, and 36-16236 are also diverted through the point of diversion described above.
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. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

WATER RIGHT NO. 36-16237
As Modified by Transfer No. 71435

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under Transfer approval 71435, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) 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 3rd day of February, 20 06


Chief, Water Allocation Bureau

WATER RIGHT NO. 36-4148B
As Modified by Transfer No. 71435

In accordance with the approval of Transfer No. 71435, Water Right No. 36-4148B is now described as follows.

Right Holder: CLEAR LAKE COUNTRY CLUB
 403 CLEAR LAKE LN
 BUHL ID 83316

Priority Date: September 19, 1912

Source: CLEAR SPRINGS

Tributary: CLEAR LAKES

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	1.50 CFS	
			1.50 CFS	

LOCATION OF POINT(S) OF DIVERSION:

CLEAR SPRINGS L5 (SESENE) Sec. 2 Twp 09S 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	
09S 14E 1							.1 L 5	.6 L 6	22.0 L 13	10.0 L 12	13.0 L 11						45.7
09S 14E 2													1.8 L 8		11.0 L 7	20.0 L 9	32.8
09S 14E 11	8.0 L 5	3.5 L 6															11.5

Total Acres: 90

CONDITIONS OF APPROVAL

1. Rights 36-4074, 36-4148B, 36-10154 and 36-16237 when combined shall not exceed a total diversion rate of 3.5 cfs, and the irrigation of 87.9 acres.
2. Rights 36-2048, 36-2659, 36-2703, 36-4013A, 36-4013B, 36-4013C, 36-4076, 36-7004, 36-16236 and 36-16237 are also diverted through the point of diversion described above.
3. 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.
4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to the diversion and use of water under Transfer approval 71435, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) 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. 36-4148B
As Modified by Transfer No. 71435

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 3rd day of February, 20 06


Chief, Water Allocation Bureau

WATER RIGHT NO. 36-10154
As Modified by Transfer No. 71435

In accordance with the approval of Transfer No. 71435, Water Right No. 36-10154 is now described as follows.

Right Holder: CLEAR LAKE COUNTRY CLUB
 403 CLEAR LAKE LN
 BUHL ID 83316

Priority Date: March 01, 1985

Source: CLEAR LAKES CREEK

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.10 CFS	
			0.10 CFS	

LOCATION OF POINT(S) OF DIVERSION:

CLEAR LAKES CREEK L7 (NESWSE) Sec. 2 Twp 09S 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	
09S 14E 1							.1 L 5	.6 L 6	22.0 L 13	10.0 L 12	13.0 L 11						45.7
09S 14E 2													1.8 L 8		11.0 L 7	20.0 L 9	32.8
09S 14E 11	8.0 L 5	3.5 L 6															11.5

Total Acres: 90

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 5.6 acres within the place of use described above in a single irrigation season.
2. Rights 36-4074 and 36-10154 when combined shall not exceed a total diversion rate of 1.4 cfs.
3. Rights 36-4074, 36-4148B, 36-10154 and 36-16237 when combined shall not exceed a total diversion rate of 3.5 cfs, and the irrigation of 87.9 acres.
4. This right is an expansion of Right No. 36-4074 pursuant to Section 42-1426(2), Idaho Code.
5. Right 36-4074 is also diverted through the point of diversion described 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. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

WATER RIGHT NO. 36-10154
As Modified by Transfer No. 71435

CONDITIONS OF APPROVAL

8. Prior to the diversion and use of water under Transfer approval 71435, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) 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.
9. 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.
10. This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
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.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. 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 31st day of February, 20 06


Chief, Water Allocation Bureau