

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71169

This is to certify that: DAWN E WENDLAND
 3378 N 3300 E
 KIMBERLY ID 83341
 (208)733-3929
 And

JEFF M WENDLAND
 3378 N 3300 E
 KIMBERLY ID 83341
 (208)733-3929

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>
47-7531	AJC/License	04/05/1971	0.32 cfs	60.2 af	N/A	15.0	WASTE 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>
47-7531	YES	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>
47-7531	47-17118	0.17 cfs	31.3 af	N/A	7.8	47-17117	0.15 cfs	20.1 af	N/A	5.0
COMBINED TOTALS		0.17 cfs	31.3 af	N/A	7.8		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 2nd day of February, 2006


 Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 47-7531

WATER RIGHT NO. 47-17117
As Modified by Transfer No. 71169

In accordance with the approval of Transfer No. 71169, Water Right No. 47-17117 is now described as follows.

Right Holder: JEFF M WENDLAND
 3378 N 3300 E
 KIMBERLY ID 83341

And

DAWN E WENDLAND
 3378 N 3300 E
 KIMBERLY ID 83341

Priority Date: April 05, 1971

Source: WASTE WATER

Tributary: ROCK CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01	12/31	0.01 CFS	0.1 AF
IRRIGATION	04/01	10/15	0.14 CFS	20.0 AF
			0.15 CFS	20.1 AF

LOCATION OF POINT(S) OF DIVERSION:

WASTE WATER L1 (NWNW) Sec. 7 Twp 11S Rge 18E TWIN FALLS County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE	NW	SW	SE	Totals
11S 18E 7	NE NW SW SE	NE NW SW SE	NE NW SW SE	NE NW SW SE	5.0
		5.0			
		L1			

Total Acres: 5

CONDITIONS OF APPROVAL

- Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

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 February, 2006


 Chief, Water Allocation Bureau

WATER RIGHT NO. 47-17118
As Modified by Transfer No. 71169

In accordance with the approval of Transfer No. 71169, Water Right No. 47-17118 is now described as follows.

Right Holder: JEFF M WENDLAND
 3378 N 3300 E
 KIMBERLY ID 83341

And

DAWN E WENDLAND
 3378 N 3300 E
 KIMBERLY ID 83341

Priority Date: April 05, 1971

Source: ROCK CREEK
 UNNAMED STREAM

Tributary: SNAKE RIVER
 ROCK CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01 to 12/31		0.01 CFS	0.1 AF
IRRIGATION	04/01 to 10/15		0.16 CFS	31.2 AF
			0.17 CFS	31.3 AF

LOCATION OF POINT(S) OF DIVERSION:

ROCK CREEK L1 (NWNW) Sec. 7 Twp 11S Rge 18E TWIN FALLS
 County

UNNAMED STREAM L1 (NWNW) Sec. 7 Twp 11S Rge 18E TWIN FALLS
 County

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
11S 18E 7	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
						X											
						L 1											

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
11S 18E 7	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
						7.8											7.8
						L 1											

Total Acres: 7.8

WATER RIGHT NO. 47-17118
As Modified by Transfer No. 71169

CONDITIONS OF APPROVAL

1. 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.
2. 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.
3. Diversion from Rock Creek is only authorized at times when an equal or greater amount of water from the original source (unnamed stream) is flowing into Rock Creek. To make this determination after specific notification by the Department, an acceptable gauge or measuring device must be installed on the original source (unnamed stream) near the point where this stream becomes tributary to Rock Creek.
4. 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 the date of this approval.
5. The approval of Transfers 71169 and 71179 redefines all the elements of Rights 47-17117 and 47-17118, and the new use of water authorized by these approvals shall constitute the full extent of the original Right 47-7531.
6. The right holder shall accomplish the change authorized by this transfer within one 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. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

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 February, 2006



Chief, Water Allocation Bureau