

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**TRANSFER OF WATER RIGHT**  
TRANSFER NO. 72283

This is to certify that: KENT G KOHRING  
28924 DAVIS RD  
BRUNEAU ID 83604  
(208)845-2926

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> |
|--------------|---------------------|-----------------|-------------|---------------|-------------------|--------------------|---------------|
| 51-12977     | WR/Decreed          | 03/15/1956      | 3.295 cfs   | 636 af        | 159.0             | 471.0              | GROUND WATER  |
| 51-2214      | WR/Decreed          | 04/11/1966      | 4.04 cfs    | 1560 af       | 312.0             | 471.0              | GROUND WATER  |

**Purpose of Transfer (Changes Proposed)**

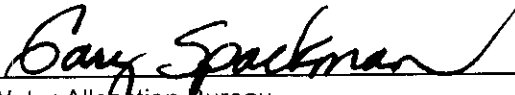
| <u>Current Number</u> | <u>Split</u> | <u>POD</u> | <u>POU</u> | <u>Add POD</u> | <u>Period of Use</u> | <u>Nature of Use</u> |
|-----------------------|--------------|------------|------------|----------------|----------------------|----------------------|
| 51-12977              | NO           | NO         | NO         | YES            | NO                   | NO                   |
| 51-2214               | NO           | NO         | NO         | 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> |
|------------------------|----------------------------------|----------------------|------------------------|-------------------|--------------------|------------------------------------|-----------------------|-------------------------|-----------------------------|------------------------------|
| 51-12977               | <b>51-12977</b>                  | 3.30 cfs             | 636 af                 | 159.0             | 471.0              |                                    | N/A                   | N/A                     | N/A                         | N/A                          |
| 51-2214                | <b>51-2214</b>                   | 4.04 cfs             | 1560 af                | 312.0             | 471.0              |                                    | N/A                   | N/A                     | N/A                         | N/A                          |
| <b>COMBINED TOTALS</b> |                                  | <b>7.34 cfs</b>      | <b>2196 af</b>         | <b>471.0</b>      | <b>471.0</b>       |                                    | N/A                   | N/A                     | N/A                         | N/A                          |

Detailed Water Right Description(s) attached

Dated this 16<sup>th</sup> day of November, 20 05

  
\_\_\_\_\_  
Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 51-2214

**WATER RIGHT NO. 51-2214**  
**As Modified by Transfer No. 72283**

In accordance with the approval of Transfer No. 72283, Water Right No. 51-2214 is now described as follows.

**Right Holder:** VIRGINIA KOHRING And  
 KENT G KOHRING  
 28924 DAVIS RD  
 BRUNEAU ID 83604

**Priority Date:** April 11, 1966

**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  | 4.04 CFS              | 1,560.0 AF    |
|                       |             |           | 4.04 CFS              | 1,560.0 AF    |

**LOCATION OF POINT(S) OF DIVERSION:**

|              |        |                 |         |               |
|--------------|--------|-----------------|---------|---------------|
| GROUND WATER | NWNWNW | Sec. 25 Twp 06S | Rge 04E | OWYHEE County |
| GROUND WATER | SWSWNW | Sec. 25 Twp 06S | Rge 04E | OWYHEE County |
| GROUND WATER | SWSWSW | Sec. 36 Twp 06S | Rge 04E | OWYHEE County |
| GROUND WATER | SWSWSW | Sec. 36 Twp 06S | Rge 04E | OWYHEE 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 |        |       |
| 06S | 04E | 24  |      |      |    |    |      |      |      |      |      |    |    |    |    |    |    |    | 38.0   | 38.0  |
| 06S | 04E | 25  | 38.0 | 36.0 |    |    | 38.0 | 39.0 | 40.0 | 40.0 | 40.0 |    |    |    |    |    |    |    |        | 271.0 |
| 06S | 05E | 30  |      |      |    |    | 40.0 | 40.0 | 40.0 | 42.0 |      |    |    |    |    |    |    |    |        | 162.0 |
|     |     |     |      |      |    |    |      | L 1  | L 2  |      |      |    |    |    |    |    |    |    |        |       |

Total Acres: 471

**CONDITIONS OF APPROVAL**

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.

**WATER RIGHT NO. 51-2214**  
**As Modified by Transfer No. 72283**

**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 is limited to the irrigation of 312 acres within the place of use described above in a single irrigation season.
6. Rights 51-2214 and 51-12977 when combined shall not exceed a total diversion rate of 7.34 cfs, a total annual maximum diversion volume of 2196.0 af at the field headgate, and the irrigation of 471.0 acres.
7. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 5/19/2004.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 5.0 afa per acre at the field headgate for irrigation of the lands above.
9. Water temperature measured at 105 degrees Fahrenheit from the point of diversion in the SWSW, S36, T6S, R4E.
10. Rights 51-12976 and 51-12977 are also diverted through the points 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 16<sup>th</sup> day of November, 20 05

  
Chief, Water Allocation Bureau

**WATER RIGHT NO. 51-12977**  
**As Modified by Transfer No. 72283**

In accordance with the approval of Transfer No. 72283, Water Right No. 51-12977 is now described as follows.

**Right Holder:** VIRGINIA KOHRING And  
 KENT G KOHRING  
 28924 DAVIS RD  
 BRUNEAU ID 83604

**Priority Date:** March 15, 1956

**Source:** GROUND WATER

| <u>BENEFICIAL USE</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| STOCKWATER            | 01/01 to    | 12/31     | 0.12 CFS              |               |
| IRRIGATION            | 03/01 to    | 11/15     | 3.18 CFS              | 636.0 AF      |
|                       |             |           | 3.30 CFS              | 636.0 AF      |

**LOCATION OF POINT(S) OF DIVERSION:**

|              |        |                 |         |               |
|--------------|--------|-----------------|---------|---------------|
| GROUND WATER | NWNWNW | Sec. 25 Twp 06S | Rge 04E | OWYHEE County |
| GROUND WATER | SWSWNW | Sec. 25 Twp 06S | Rge 04E | OWYHEE County |
| GROUND WATER | SWSWSW | Sec. 36 Twp 06S | Rge 04E | OWYHEE County |
| GROUND WATER | SWSWSW | Sec. 36 Twp 06S | Rge 04E | OWYHEE County |

**PLACE OF USE:** STOCKWATER

| Twp Rge Sec | NE        |           |           |           | NW        |           |           |           | SW        |           |           |           | SE        |           |           |           | Totals |
|-------------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|--------|
|             | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> |        |
| 06S 04E 24  |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           | X         |        |
| 06S 04E 25  | X         | X         |           |           | X         | X         | X         | X         | X         |           |           |           |           |           |           |           |        |
| 06S 05E 30  |           |           |           |           | X         | X         | X         | X         |           |           |           |           |           |           |           |           |        |
|             |           |           |           |           |           | L 1       | L 2       |           |           |           |           |           |           |           |           |           |        |

**PLACE OF USE:** IRRIGATION

| Twp Rge Sec | NE        |           |           |           | NW        |           |           |           | SW        |           |           |           | SE        |           |           |           | Totals |
|-------------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|--------|
|             | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> |        |
| 06S 04E 24  |           |           |           |           |           |           |           |           |           |           |           |           |           |           |           | 38.0      | 38.0   |
| 06S 04E 25  | 38.0      | 36.0      |           |           | 38.0      | 39.0      | 40.0      | 40.0      | 40.0      |           |           |           |           |           |           |           | 271.0  |
| 06S 05E 30  |           |           |           |           | 40.0      | 40.0      | 40.0      | 42.0      |           |           |           |           |           |           |           |           | 162.0  |
|             |           |           |           |           |           | L 1       | L 2       |           |           |           |           |           |           |           |           |           |        |

Total Acres: 471

**WATER RIGHT NO. 51-12977**  
**As Modified by Transfer No. 72283**

**CONDITIONS OF APPROVAL**

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.
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 is limited to the irrigation of 159 acres within the place of use described above in a single irrigation season.
6. Rights 51-2214 and 51-12977 when combined shall not exceed a total diversion rate of 7.34 cfs, a total annual maximum diversion volume of 2196.0 af at the field headgate, and the irrigation of 471.0 acres.
7. 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.
8. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
9. Water temperature measured at 105 degrees Fahrenheit from the point of diversion in the SWSW, S36, T6S, R4E.
10. Rights 51-2214 and 51-12977 are also diverted through the points 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 16<sup>th</sup> day of November, 20 05

  
Chief, Water Allocation Bureau