

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71924

This is to certify that: BILLY V FAYLE And
JUDY A FAYLE
PO BOX 134
LEADORE ID 83464
(208)768-2645

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>
74-149	AJC/Decreed	04/15/1873	0.40 cfs	N/A	N/A	153.0	JAKES CANYON CREEK
74-150	AJC/Decreed	04/15/1876	3.60 cfs	N/A	N/A	153.0	JAKES CANYON CREEK
74-384	AJC/Decreed	04/01/1923	2.00 cfs	N/A	N/A	179.0	JAKES CANYON CREEK

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>
74-149	NO	NO	YES	NO	NO	NO
74-150	NO	NO	YES	NO	NO	NO
74-384	NO	NO	YES	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>
74-149	74-149	0.40 cfs	N/A	153.8	179.6		N/A	N/A	N/A	N/A
74-150	74-150	3.60 cfs	N/A	153.8	179.6		N/A	N/A	N/A	N/A
74-384	74-384	2.00 cfs	N/A	N/A	179.6		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		6.00 cfs	N/A	179.6	179.6		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 24th day of October, 2005


Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 74-149

WATER RIGHT NO. 74-149
As Modified by Transfer No. 71924

In accordance with the approval of Transfer No. 71924, Water Right No. 74-149 is now described as follows.

Right Holder: BILLY V FAYLE And
JUDY A FAYLE
PO BOX 134
LEADORE ID 83464

Priority Date: April 15, 1873

Source: JAKES CANYON CREEK **Tributary:** LEMHI RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.40 CFS	
			0.40 CFS	

LOCATION OF POINT(S) OF DIVERSION:

JAKES CANYON CREEK NESW Sec. 16 Twp 16N Rge 26E LEMHI 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	
16N 26E 20													9.0				9.0
16N 26E 21					40.0	40.0	35.0	40.0	15.6								170.6

Total Acres: 179.6

CONDITIONS OF APPROVAL

1. Rights 74-149 and 74-150 when combined shall not exceed the irrigation of 153.8 acres.
2. Rights 74-149, 74-150 and 74-384 when combined shall not exceed the irrigation of 179.6 acres.
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. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

WATER RIGHT NO. 74-149
As Modified by Transfer No. 71924

CONDITIONS OF APPROVAL

6. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
7. 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.

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 24th day of October, 20 05



Chief, Water Allocation Bureau

WATER RIGHT NO. 74-150
As Modified by Transfer No. 71924

In accordance with the approval of Transfer No. 71924, Water Right No. 74-150 is now described as follows.

Right Holder: BILLY V FAYLE And
JUDY A FAYLE
PO BOX 134
LEADORE ID 83464

Priority Date: April 15, 1876

Source: JAKES CANYON CREEK **Tributary:** LEMHI RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	3.60 CFS	
			3.60 CFS	

LOCATION OF POINT(S) OF DIVERSION:

JAKES CANYON CREEK NESW Sec. 16 Twp 16N Rge 26E LEMHI County

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>	
16N 26E 20													9.0				9.0
16N 26E 21					40.0	40.0	35.0	40.0	15.6								170.6

Total Acres: 179.6

CONDITIONS OF APPROVAL

1. Rights 74-149 and 74-150 when combined shall not exceed the irrigation of 153.8 acres.
2. Rights 74-149, 74-150 and 74-384 when combined shall not exceed the irrigation of 179.6 acres.
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. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

WATER RIGHT NO. 74-150
As Modified by Transfer No. 71924

CONDITIONS OF APPROVAL

6. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
7. 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.

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 24th day of October, 20 05


Chief, Water Allocation Bureau

WATER RIGHT NO. 74-384
As Modified by Transfer No. 71924

In accordance with the approval of Transfer No. 71924, Water Right No. 74-384 is now described as follows.

Right Holder: BILLY V FAYLE And
JUDY A FAYLE
PO BOX 134
LEADORE ID 83464

Priority Date: April 01, 1923

Source: JAKES CANYON CREEK **Tributary:** LEMHI RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15 to	11/15	2.00 CFS	
			2.00 CFS	

LOCATION OF POINT(S) OF DIVERSION:

JAKES CANYON CREEK NESW Sec. 16 Twp 16N Rge 26E LEMHI 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	
16N 26E 20													9.0				9.0
16N 26E 21					40.0	40.0	35.0	40.0		15.6							170.6

Total Acres: 179.6

CONDITIONS OF APPROVAL

1. Rights 74-149, 74-150 and 74-384 when combined shall not exceed the irrigation of 179.6 acres.
2. This right is limited to the irrigation of 153.8 acres within the place of use described above in a single irrigation season.
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. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

WATER RIGHT NO. 74-384
As Modified by Transfer No. 71924

CONDITIONS OF APPROVAL

6. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
7. 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.

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 24th day of October, 20 05


Chief, Water Allocation Bureau