

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 72159

This is to certify that: ROBERT E PITTMAN
 3600 S HARBOR BLVD STE 165
 OXNARD CA 93035-4136

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>
34-2399	WR/Decreed	02/23/1961	1.52 cfs	266 af	76.0	89.3	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>
34-2399	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>
34-2399	34-2399	1.52 cfs	266 af	76.0	90.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		1.52 cfs	266 af	76.0	90.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 11th day of October, 20 05


 Chief, Water Allocation Bureau

WATER RIGHT NO. 34-2399
As Modified by Transfer No. 72159

In accordance with the approval of Transfer No. 72159, Water Right No. 34-2399 is now described as follows.

Right Holder: ROBERT E PITTMAN
 3600 S HARBOR BLVD STE 165
 OXNARD CA 93035-4136

And

JUDITH PITTMAN
 PO BOX 595
 MACKAY ID 83251

Priority Date: February 23, 1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	1.52 CFS	266.0 AF
			1.52 CFS	266.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSWSE Sec. 35 Twp 07N Rge 24E CUSTER 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	
06N	24E	1						8.0											8.0
								L 4											
06N	24E	2	22.7	31.6															54.3
			L 1	L 2															
07N	24E	35													8.4	19.3			27.7

Total Acres: 90

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 76 acres within the place of use described above in a single irrigation season.
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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this 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.

WATER RIGHT NO. 34-2399
As Modified by Transfer No. 72159

CONDITIONS OF APPROVAL

5. 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.
6. Rights 34-13861, 34-13859 and 34-2399 when combined shall not exceed a total diversion rate of 2.51 cfs and the irrigation of 90 acres.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands 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 11th day of October, 2005


Chief, Water Allocation Bureau