

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71926

This is to certify that: F WARREN & MARGARET C CARNEFIX FAMILY TRUST
PO BOX 332
FRUITLAND ID 83619
(208)452-4204

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>
65-4547	WR/Decreed	05/01/1967	0.96 cfs	N/A	N/A	48.0	WASTE WATER
65-7880	WR/Decreed	05/09/1977	0.98 cfs	220.5 af	N/A	49.0	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>
65-4547	NO	NO	YES	NO	NO	NO
65-7880	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>
65-4547	65-4547	0.96 cfs	N/A	48.0	49.0		N/A	N/A	N/A	N/A
65-7880	65-7880	0.98 cfs	220.5 af	N/A	49.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		0.98 cfs	220.5 af	49.0	49.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 7th day of July, 20 05


Chief, Water Allocation Bureau

SUPPORT DATA
IN FILE # 65-4547

WATER RIGHT NO. 65-7880
As Modified by Transfer No. 71926

In accordance with the approval of Transfer No. 71926, Water Right No. 65-7880 is now described as follows.

Right Holder: F WARREN & MARGARET C CARNEFIX FAMILY TRUST
 PO BOX 332
 FRUITLAND ID 83619

Priority Date: May 09, 1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.98 CFS	220.5 AF
			0.98 CFS	220.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENENW Sec. 27 Twp 08N Rge 05W PAYETTE 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	
08N 05W 27					39.0	10.0											49.0
						L 1											

Total Acres: 49

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. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

WATER RIGHT NO. 65-7880
As Modified by Transfer No. 71926

CONDITIONS OF APPROVAL

6. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
7. Rights 65-4547 and 65-7880 when combined shall not exceed a total diversion rate of 0.98 cfs, a total annual maximum diversion volume of 220.5 af at the field headgate, and the irrigation of 49 acres.
8. 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 7/18/2002.
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 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 7th day of July, 20 05


Chief, Water Allocation Bureau

WATER RIGHT NO. 65-4547
As Modified by Transfer No. 71926

In accordance with the approval of Transfer No. 71926, Water Right No. 65-4547 is now described as follows.

Right Holder: F WARREN & MARGARET C CARNEFIX FAMILY TRUST
 PO BOX 332
 FRUITLAND ID 83619

Priority Date: May 01, 1967

Source: WASTE WATER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.96 CFS	
			0.96 CFS	

LOCATION OF POINT(S) OF DIVERSION:

WASTE WATER SWNENW Sec. 27 Twp 08N Rge 05W PAYETTE 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	
08N	05W	27					39.0	10.0											49.0
								L 1											

Total Acres: 49

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. 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. 65.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

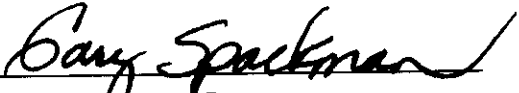
WATER RIGHT NO. 65-4547
As Modified by Transfer No. 71926

CONDITIONS OF APPROVAL

6. Rights 65-4547 and 65-7880 when combined shall not exceed a total diversion rate of 0.98 cfs, a total annual maximum diversion volume of 220.5 af at the field headgate, and the irrigation of 49 acres.
7. This right is limited to the irrigation of 48 acres within the place of use described above in a single irrigation season.
8. 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 7/18/2002.
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 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 7th day of July, 2005



Chief, Water Allocation Bureau