

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71361

This is to certify that: DEBRA J MAY and DAVID C MAY

124 S 1350 W
PAUL ID 83347
(208)438-8730

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>
36-2322	WR/Decreed	04/02/1957	4.04 cfs	N/A	270.0	288.0	GROUND WATER
36-15226	WR/Decreed	06/15/1973	0.36 cfs	N/A	N/A	288.0	GROUND WATER
36-2570	WR/Decreed	06/20/1963	0.80 cfs	160 af	N/A	40.0	GROUND WATER
36-2323	WR/Decreed	04/15/1957	3.37 cfs	1168 af	N/A	292.0	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>
36-2322	NO	NO	YES	YES	NO	NO
36-15226	NO	NO	YES	YES	NO	NO
36-2570	NO	NO	YES	YES	NO	NO
36-2323	NO	NO	YES	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>
36-2322	36-2322	4.04 cfs	N/A	270.0	658.0		N/A	N/A	N/A	N/A
36-15226	36-15226	0.36 cfs	N/A	18.0	658.0		N/A	N/A	N/A	N/A
36-2570	36-2570	0.80 cfs	160 af	40.0	658.0		N/A	N/A	N/A	N/A
36-2323	36-2323	3.37 cfs	1168 af	292.0	658.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		7.41 cfs	2408 af	620.0	658.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 7th day of April, 20 05

Chief, Water Allocation Bureau

Barry Spackman

SUPPORT DATA
IN FILE # 36-2322

WATER RIGHT NO. 36-2322
As Modified by Transfer No. 71361

In accordance with the approval of Transfer No. 71361, Water Right No. 36-2322 is now described as follows.

Right Holder: DEBRA J MAY And
 DAVID C MAY
 124 S 1350 W
 PAUL ID 83347

Priority Date: April 02, 1957

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	
			4.04 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNWNE Sec. 21 Twp 08S Rge 21E JEROME County

GROUND WATER NENWNW Sec. 23 Twp 08S Rge 21E JEROME 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	
08S 21E 14											34.0						34.0
08S 21E 15											30.0	30.0	34.0	34.0	39.0	39.0	206.0
08S 21E 21	39.0	31.0	28.0	35.0													133.0
08S 21E 22	32.0	32.0			39.0	39.0	39.0		34.0	31.0							246.0
08S 21E 23						39.0											39.0

Total Acres: 658

CONDITIONS OF APPROVAL

- Right No. 36-15226 is based upon an enlargement of this right pursuant to Section 42-1426, Idaho Code.
- This right is limited to the irrigation of 270 acres within the place of use described above in a single irrigation season.
- Rights 36-2322 and 36-15226 when combined shall not exceed a total diversion rate of 4.04 cfs, a total annual maximum diversion volume of 1080 af at the field headgate, and the irrigation of 288 acres.
- The total instantaneous diversion of water from all points of diversion under Rights 36-2322, 36-15226, 36-2570 and 36-2323 shall not exceed 7.41 cfs, nor a total combined annual volume of 2408 af for the irrigation of no more than 620 acres during the irrigation season within the 658 acre permissible place of use.

WATER RIGHT NO. 36-2322
As Modified by Transfer No. 71361

CONDITIONS OF APPROVAL

5. Rights 36-2322, 36-15226, 36-2570 and 36-2323 are all diverted through the points of diversion described above.
6. 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 authorized under this right.
7. 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. 130.
8. Prior to the diversion and use of water under Transfer approval 71361, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
9. Prior to diversion of water under this approval, the right holder shall provide a lockable controlling works for all authorized points of diversion. The controlling works must be suitable for control of the diversions and acceptable to the watermaster.
10. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. 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.

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 April, 20 05


Chief, Water Allocation Bureau

WATER RIGHT NO. 36-2323
As Modified by Transfer No. 71361

In accordance with the approval of Transfer No. 71361, Water Right No. 36-2323 is now described as follows.

Right Holder: DAVID C MAY And
 DEBRA J MAY
 124 S 1350 W
 PAUL ID 83347

Priority Date: April 15, 1957

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	3.37 CFS	1,168.0 AF
			3.37 CFS	1,168.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNWNE Sec. 21 Twp 08S Rge 21E JEROME County

GROUND WATER NENWNW Sec. 23 Twp 08S Rge 21E JEROME 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	
08S 21E 14											34.0						34.0
08S 21E 15											30.0	30.0	34.0	34.0	39.0	39.0	206.0
08S 21E 21	39.0	31.0	28.0	35.0													133.0
08S 21E 22	32.0	32.0			39.0	39.0	39.0		34.0	31.0							246.0
08S 21E 23						39.0											39.0

Total Acres: 658

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 292 acres within the place of use described above in a single irrigation season.
2. Rights 36-2570 and 36-2323 when combined shall not exceed a total diversion rate of 3.37 cfs, a total annual maximum diversion volume of 1328 af at the field headgate, and the irrigation of 332 acres.
3. The total instantaneous diversion of water from all points of diversion under Rights 36-2322, 36-15226, 36-2570 and 36-2323 shall not exceed 7.41 cfs, nor a total combined annual volume of 2408 af for the irrigation of no more than 620 acres during the irrigation season within the 658 acre permissible place of use.
4. Rights 36-2322, 36-15226, 36-2570 and 36-2323 are all diverted through the points of diversion described above.

WATER RIGHT NO. 36-2323
As Modified by Transfer No. 71361

CONDITIONS OF APPROVAL

5. 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 authorized under this right.
6. 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. 130.
7. Prior to the diversion and use of water under Transfer approval 71361, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
8. Prior to diversion of water under this approval, the right holder shall provide a lockable controlling works for all authorized points of diversion. The controlling works must be suitable for control of the diversions and acceptable to the watermaster.
9. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. 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.

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 April, 2005



Chief, Water Allocation Bureau

WATER RIGHT NO. 36-2570
As Modified by Transfer No. 71361

In accordance with the approval of Transfer No. 71361, Water Right No. 36-2570 is now described as follows.

Right Holder: DEBRA J MAY And
 DAVID C MAY
 124 S 1350 W
 PAUL ID 83347

Priority Date: June 20, 1963

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to	10/31	0.80 CFS	160.0 AF
			0.80 CFS	160.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNWNE Sec. 21 Twp 08S Rge 21E JEROME County

GROUND WATER NENWNW Sec. 23 Twp 08S Rge 21E JEROME 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	
08S 21E 14											34.0						34.0
08S 21E 15									30.0	30.0			34.0	34.0	39.0	39.0	206.0
08S 21E 21	39.0	31.0	28.0	35.0													133.0
08S 21E 22	32.0	32.0			39.0	39.0	39.0		34.0	31.0							246.0
08S 21E 23						39.0											39.0

Total Acres: 658

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 40 acres within the place of use described above in a single irrigation season.
2. Rights 36-2570 and 36-2323 when combined shall not exceed a total diversion rate of 3.37 cfs, a total annual maximum diversion volume of 1328 af at the field headgate, and the irrigation of 332 acres.
3. The total instantaneous diversion of water from all points of diversion under Rights 36-2322, 36-15226, 36-2570 and 36-2323 shall not exceed 7.41 cfs, nor a total combined annual volume of 2408 af for the irrigation of no more than 620 acres during the irrigation season within the 658 acre permissible place of use.
4. Rights 36-2322, 36-15226, 36-2570 and 36-2323 are all diverted through the points of diversion described above.

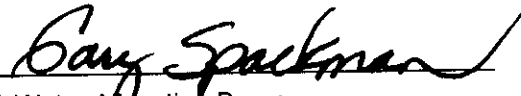
WATER RIGHT NO. 36-2570
As Modified by Transfer No. 71361

CONDITIONS OF APPROVAL

5. 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 authorized under this right.
6. 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 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of the SRBA partial decree date.
7. 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. 130.
8. Prior to the diversion and use of water under Transfer approval 71361, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
9. Prior to diversion of water under this approval, the right holder shall provide a lockable controlling works for all authorized points of diversion. The controlling works must be suitable for control of the diversions and acceptable to the watermaster.
10. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. 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.

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 April, 20 05


Chief, Water Allocation Bureau

WATER RIGHT NO. 36-15226
As Modified by Transfer No. 71361

In accordance with the approval of Transfer No. 71361, Water Right No. 36-15226 is now described as follows.

Right Holder: DEBRA J MAY And
 DAVID C MAY
 124 S 1350 W
 PAUL ID 83347

Priority Date: June 15, 1973

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	0.36 CFS	
			0.36 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWNWNE	Sec. 21 Twp 08S	Rge 21E	JEROME County
GROUND WATER	NENWNW	Sec. 23 Twp 08S	Rge 21E	JEROME 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	
08S 21E 14											34.0						34.0
08S 21E 15											30.0	30.0	34.0	34.0	39.0	39.0	206.0
08S 21E 21	39.0	31.0	28.0	35.0													133.0
08S 21E 22	32.0	32.0			39.0	39.0	39.0		34.0	31.0							246.0
08S 21E 23						39.0											39.0

Total Acres: 658

CONDITIONS OF APPROVAL

1. This right is based upon an enlargement of right No. 36-2322 pursuant to Section 42-1426, Idaho Code.
2. This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
3. This right is limited to the irrigation of 18 acres within the place of use described above in a single irrigation season.
4. Rights 36-2322 and 36-15226 when combined shall not exceed a total diversion rate of 4.04 cfs, a total annual maximum diversion volume of 1080 af at the field headgate, and the irrigation of 288 acres.

WATER RIGHT NO. 36-15226
As Modified by Transfer No. 71361

CONDITIONS OF APPROVAL

5. The total instantaneous diversion of water from all points of diversion under Rights 36-2322, 36-15226, 36-2570 and 36-2323 shall not exceed 7.41 cfs, nor a total combined annual volume of 2408 af for the irrigation of no more than 620 acres during the irrigation season within the 658 acre permissible place of use.
6. Rights 36-2322, 36-15226, 36-2570 and 36-2323 are all diverted through the points of diversion described above.
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 authorized under this right.
8. 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. 130.
9. Prior to the diversion and use of water under Transfer approval 71361, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
10. Prior to diversion of water under this approval, the right holder shall provide a lockable controlling works for all authorized points of diversion. The controlling works must be suitable for control of the diversions and acceptable to the watermaster.
11. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
14. 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.

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 April, 20 05


Chief, Water Allocation Bureau