

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71560

This is to certify that: CLINT STENNETT
PO BOX 475
KETCHUM ID 83340
(208)726-8106

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>
34-13647	WR/Decreed	04/09/1961	2.07 cfs	382.39 af	109.0	215.0	GROUND WATER
34-13657	WR/Decreed	11/19/1987	1.02 cfs	371.0 af	N/A	215.0	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>
34-13647	NO	YES	NO	NO	NO	NO
34-13657	NO	YES	NO	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>
34-13647	34-13647	2.07 cfs	382.4 af	109.0	215.0		N/A	N/A	N/A	N/A
34-13657	34-13657	1.02 cfs	371.0 af	106.0	215.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		3.09 cfs	753.4 af	215.0	215.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 28th day of March, 2005



Chief, Water Allocation Bureau

SUPPORT DATA
IN FILE # 34-13647
13647

WATER RIGHT NO. 34-13647
As Modified by Transfer No. 71560

In accordance with the approval of Transfer No. 71560, Water Right No. 34-13647 is now described as follows.

Right Holder: CLINT STENNETT
 PO BOX 475
 KETCHUM ID 83340
 (208)726-8106

Priority Date: April 09, 1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to 11/01	2.07 CFS	382.4 AF
		2.07 CFS	382.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENE Sec. 33 Twp 06N Rge 26E BUTTE 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 26E 33	25.0	35.0	40.0	28.0	23.0			15.0	2.0				27.0	20.0			215.0

Total Acres: 215

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
2. This right is limited to the irrigation of 109 acres within the place of use described above in a single irrigation season
3. Rights 34-13629, 34-13631, 34-13633, 34-13635, 34-13637, 34-13639, 34-13641, 34-13643, 34-13645, 34-13647 and 34-13657 when combined shall not exceed a total diversion rate of 6.65 cfs and are limited to the irrigation of a combined total of 215 acres in a single irrigation season.
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. 34.
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.
6. After specific notification by the Department, the right holder shall record the quantity of water diverted 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. 34-13647
As Modified by Transfer No. 71560

CONDITIONS OF APPROVAL

7. 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.
8. 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.
9. Right No. 34-13657 is an enlargement of this right pursuant to Section 42-1426 Idaho Code.
10. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
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. 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 28th day of March, 20 05


Chief, Water Allocation Bureau

WATER RIGHT NO. 34-13657
As Modified by Transfer No. 71560

In accordance with the approval of Transfer No. 71560, Water Right No. 34-13657 is now described as follows.

Right Holder: CLINT STENNETT
 PO BOX 475
 KETCHUM ID 83340
 (208)726-8106

Priority Date: November 19, 1987

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	1.02 CFS	371.0 AF
		1.02 CFS	371.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENE Sec. 33 Twp 06N Rge 26E BUTTE 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 26E 33	25.0	35.0	40.0	28.0	23.0			15.0	2.0				27.0	20.0			215.0

Total Acres: 215

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 106 acres within the place of use described above in a single irrigation season.
2. Rights 34-13629, 34-13631, 34-13633, 34-13635, 34-13637, 34-13639, 34-13641, 34-13643, 34-13645, 34-13647 and 34-13657 when combined shall not exceed a total diversion rate of 6.65 cfs and the irrigation of 215 acres in a single irrigation season.
3. 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. 34.
4. 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.
5. After specific notification by the Department, the right holder shall record the quantity of water diverted 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.

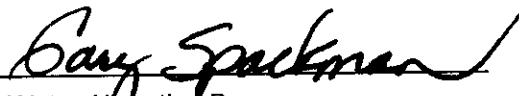
WATER RIGHT NO. 34-13657
As Modified by Transfer No. 71560

CONDITIONS OF APPROVAL

6. 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.
7. 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.
8. 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.
9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
10. 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.
11. This right is based upon an enlargement of right no. 34-13647 pursuant to Section 42-1426, Idaho Code.
12. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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 28th day of March, 2005


Chief, Water Allocation Bureau