

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71537

This is to certify that: CAREY WATER & SEWER DISTRICT
PO BOX 187
CAREY ID 83320
(208)823-4047

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>
37-7766	WR/Decreed	02/21/1979	0.71 cfs	N/A	N/A	N/A	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>
37-7766	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>
37-7766	37-7766	0.71 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.71 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 9th day of March, 20 05



Chief, Water Allocation Bureau

WATER RIGHT NO. 37-7766
As Modified by Transfer No. 71537

In accordance with the approval of Transfer No. 71537, Water Right No. 37-7766 is now described as follows.

Right Holder: CAREY WATER & SEWER DISTRICT
PO BOX 187
CAREY ID 83320

Priority Date: February 21, 1979

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MUNICIPAL	01/01	to 12/31	0.71 CFS	
			0.71 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSWNW Sec. 22 Twp 01S Rge 21E BLAINE County

GROUND WATER NWNWNE Sec. 34 Twp 01S Rge 21E BLAINE County

PLACE OF USE: MUNICIPAL (See Conditions)

CONDITIONS OF APPROVAL

1. Place of use is within the service area of Carey Water and Sewer District as provided for under Idaho law. The place of use is generally described as located within Sections 22, 27, 33, and 34, Township 1S, Range 21E, and within Section 3, Township 2S, Range 21E.
2. The total instantaneous diversion of water from all points of diversion under Right 37-7766 shall not exceed 0.71 cfs.
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. 130.
4. Prior to the diversion and use of water under Transfer approval 71537, the right holder shall install and maintain acceptable measuring devices, including data loggers, at the authorized points 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.
5. Prior to diversion of water under this approval, the right holder shall provide 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.
6. 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.

WATER RIGHT NO. 37-7766
As Modified by Transfer No. 71537

CONDITIONS OF APPROVAL

7. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
8. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. The well previously used under Right 37-7766 located within the NESW, Sec. 34, Township 1S, Range 21E shall be abandoned in a manner which complies with Department well abandonment rules.
10. This right does not grant any right-of-way or easement across the land of another.
11. 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.
12. The right holder shall accomplish the change authorized by this transfer within one 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.

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 9th day of March, 20 05



Chief, Water Allocation Bureau