

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71599

This is to certify that: PETER J GRUSH
2025 S HWY 81
MALTA ID 83342
(208)645-2361

And

SYLVIA T GRUSH
2025 S HWY 81
MALTA ID 83342
(208)645-2361

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

Right	Origin/Basis	Priority	Rate	Volume	Acre Limit	Total Acres	Source
43-12966	WR/Decreed	12/04/1951	3.42 cfs	682.0 af	N/A	171.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

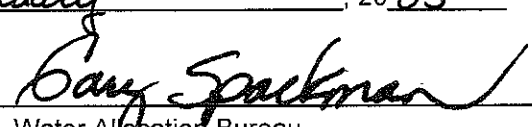
Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
43-12966	NO	NO	NO	YES	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
43-12966	43-12966	3.42 cfs	682.0 af	N/A	171.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		3.42 cfs	682.0 af	N/A	171.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 18th day of February, 2005


Chief, Water Allocation Bureau

WATER RIGHT NO. 43-12966
As Modified by Transfer No. 71599

In accordance with the approval of Transfer No 71599, Water Right No 43-12966 is now described as follows

Right Holder: RALPH WALLIN JR FAMILY INTER VIVOS TRUST
 PO BOX 243
 GRACE ID 83241

Priority Date: December 04, 1951

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	3.42 CFS	682.0 AF
			3.42 CFS	682.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L5 (SWSWNW) Sec. 6 Twp 14S Rge 27E CASSIA County

GROUND WATER L7 (SWSWSW) Sec. 6 Twp 14S Rge 27E CASSIA County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
14S 27E 6	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	171.0
					49.0	49.0			49.0	24.0							
					L 4	L 5			L 6	L 7							

Total Acres: 171

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under this right shall not exceed 3.42 cfs, nor a total combined annual volume of 682.0 af
2. 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 above
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of 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. 43-12966
As Modified by Transfer No. 71599

CONDITIONS OF APPROVAL

- 6 Right 43-12967 is also diverted through the point of diversion located within Lot 7 (SWSWSW), Sec 6, T14S, R27E
- 7 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.
- 8 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 9 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 18th day of February, 2005


Chief, Water Allocation Bureau