

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71057

This is to certify that: KARMA J MICKELSEN And
 MICHAEL B MICKELSEN
 1277 N 600 E
 RUPERT ID 83350
 (208)531-4162

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>
36-2231	WR/Decreed	07/22/1953	2.66 cfs	532 af	N/A	133.0	GROUND WATER
36-2675	WR/Decreed	04/24/1966	2.92 cfs	680 af	N/A	170.0	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>
36-2231	NO	NO	YES	NO	NO	NO
36-2675	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>
36-2231	36-2231	2.66 cfs	532 af	133.0	303.0		N/A	N/A	N/A	N/A
36-2675	36-2675	2.92 cfs	680 af	170.0	303.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		5.58 cfs	1212 af	303.0	303.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 18th day of January, 2005

Gary Spackman
 Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 36-2231

WATER RIGHT NO. 36-2231
As Modified by Transfer No. 71057

In accordance with the approval of Transfer No. 71057, Water Right No. 36-2231 is now described as follows.

Right Holder: MICHAEL B MICKELSEN And
KARMA J MICKELSEN
1277 N 600 E
RUPERT ID 83350

Priority Date: July 22, 1953

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	2.66 CFS	532.0 AF
		2.66 CFS	532.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWNE	Sec. 20 Twp 07S	Rge 25E MINIDOKA County
GROUND WATER	NENESE	Sec. 20 Twp 07S	Rge 25E MINIDOKA 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	
07S 25E 20	32.0	39.0	38.0	38.0									38.0	38.0	40.0	40.0	303.0

Total Acres: 303

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 133 acres within the place of use described above in a single irrigation season.
2. The total instantaneous diversion of water from all points of diversion under Rights 36-2231 and 36-2675 shall not exceed 5.58 cfs, nor a total combined annual volume of 1212 af for the irrigation of 303 acres.
3. 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.
4. 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 1/15/98, the SRBA partial decree date.

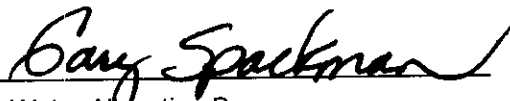
WATER RIGHT NO. 36-2231
As Modified by Transfer No. 71057

CONDITIONS OF APPROVAL

5. Right 36-2675 is also diverted through the points of diversion described above.
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 71057, 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.
8. 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.
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. The right holder shall accomplish the change authorized by this transfer within one 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 18th day of January, 20 05


Chief, Water Allocation Bureau

WATER RIGHT NO. 36-2675
As Modified by Transfer No. 71057

In accordance with the approval of Transfer No. 71057, Water Right No. 36-2675 is now described as follows.

Right Holder: KARMA J MICKELSEN And
 MICHAEL B MICKELSEN
 1277 N 600 E
 RUPERT ID 83350

Priority Date: April 24, 1966

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	2.92 CFS	680.0 AF
		2.92 CFS	680.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWNE Sec. 20 Twp 07S Rge 25E MINIDOKA County

GROUND WATER NENESE Sec. 20 Twp 07S Rge 25E MINIDOKA 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	
07S 25E 20	32.0	39.0	38.0	38.0									38.0	38.0	40.0	40.0	303.0

Total Acres: 303

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 170 acres within the place of use described above in a single irrigation season.
2. The total instantaneous diversion of water from all points of diversion under Rights 36-2231 and 36-2675 shall not exceed 5.58 cfs, nor a total combined annual volume of 1212 af for the irrigation of 303 acres.
3. 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.
4. 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 1/15/98, the SRBA partial decree date.

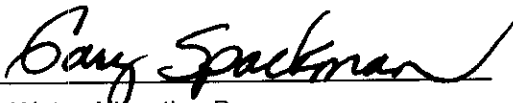
WATER RIGHT NO. 36-2675
As Modified by Transfer No. 71057

CONDITIONS OF APPROVAL

5. Right 36-2231 is also diverted through the points of diversion described above.
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 71057, 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.
8. 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.
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. The right holder shall accomplish the change authorized by this transfer within one 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 18th day of January, 2005


Chief, Water Allocation Bureau