

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71401

This is to certify that: BRENT DALLING
2542 E 1900 N
HAMER ID 83425
(208)662-5454

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>
31-62Q	WR/Decreed	10/31/1917	0.54 cfs	94.0 af	N/A	38.0	GROUND WATER
31-63Q	WR/Decreed	05/01/1928	0.22 cfs	39.0 af	N/A	38.0	GROUND WATER
31-2370	WR/Decreed	01/26/1959	2.65 cfs	829.5 af	N/A	237.0	GROUND WATER
31-2385	WR/Decreed	12/13/1960	2.09 cfs	829.5 af	N/A	237.0	GROUND WATER
31-11357	WR/Decreed	05/01/1981	0.69 cfs	120.0 af	34.3	271.3	GROUND WATER
31-11358	WR/Decreed	04/01/1935	2.22 cfs	388.5 af	111.0	271.3	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>
31-62Q	NO	NO	YES	YES	NO	NO
31-63Q	NO	NO	YES	YES	NO	NO
31-2370	NO	NO	YES	NO	NO	NO
31-2385	NO	NO	YES	NO	NO	NO
31-11357	NO	NO	YES	NO	NO	NO
31-11358	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>
31-62Q	31-62Q	0.54 cfs	94.0 af	38.0	309.3		N/A	N/A	N/A	N/A
31-63Q	31-63Q	0.22 cfs	39.0 af	38.0	309.3		N/A	N/A	N/A	N/A
31-2370	31-2370	2.65 cfs	829.5 af	237.0	309.3		N/A	N/A	N/A	N/A
31-2385	31-2385	2.09 cfs	829.5 af	237.0	309.3		N/A	N/A	N/A	N/A
31-11357	31-11357	0.69 cfs	120.0 af	34.3	309.3		N/A	N/A	N/A	N/A
31-11358	31-11358	2.22 cfs	388.5 af	111.0	309.3		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		6.19 cfs	1082.5 af	309.3	309.3		N/A	N/A	N/A	N/A

SUPPORT DATA

IN FILE # 31-62Q

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71401

Detailed Water Right Description(s) attached

Dated this 3rd day of January, 20 05

Gary Spackman
Chief, Water Allocation Bureau

WATER RIGHT NO. 31-62Q
As Modified by Transfer No. 71401

In accordance with the approval of Transfer No. 71401, Water Right No. 31-62Q is now described as follows.

Right Holder: LAUREL DALLING And
 BRENT DALLING
 2542 E 1900 N
 HAMER ID 83425

Priority Date: October 31, 1917

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	0.54 CFS	94.0 AF
			0.54 CFS	94.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESWNE	Sec. 35 Twp 07N	Rge 36E	JEFFERSON County
GROUND WATER	SWSWNE	Sec. 35 Twp 07N	Rge 36E	JEFFERSON 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	
07N	36E	26													5.0	34.0	2.0		41.0
07N	36E	35	29.0	40.0	37.0	39.0									3.8	2.0			150.8
07N	36E	36					.5	21.0			24.0	37.0	14.0	21.0					117.5

Total Acres: 309.3

CONDITIONS OF APPROVAL

1. Prior to the diversion and use of water under Transfer approval 71401, 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.
2. The total instantaneous diversion of water from all points of diversion under Rights 31-62Q, 31-63Q, 31-2370, 31-2385 and 31-11358 shall not exceed 6.19 cfs, nor a total combined annual volume of 1082.5 af and the irrigation of 309.3 acres.
3. Rights 31-62Q and 31-63Q when combined shall not exceed the irrigation of 38 acres.
4. 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.

WATER RIGHT NO. 31-62Q
As Modified by Transfer No. 71401

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 3.5 afa per acre at the field headgate for irrigation of the lands above.
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.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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 3rd day of January, 20 05


Chief, Water Allocation Bureau

WATER RIGHT NO. 31-63Q
As Modified by Transfer No. 71401

In accordance with the approval of Transfer No. 71401, Water Right No. 31-63Q is now described as follows.

Right Holder: LAUREL DALLING And
 BRENT DALLING
 2542 E 1900 N
 HAMER ID 83425

Priority Date: May 01, 1928

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	0.22 CFS	39.0 AF
			0.22 CFS	39.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESWNE	Sec. 35 Twp 07N	Rge 36E	JEFFERSON County
GROUND WATER	SWSWNE	Sec. 35 Twp 07N	Rge 36E	JEFFERSON 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	
07N	36E	26														5.0	34.0	2.0	41.0
07N	36E	35	29.0	40.0	37.0	39.0									3.8	2.0			150.8
07N	36E	36					.5	21.0			24.0	37.0	14.0	21.0					117.5

Total Acres: 309.3

CONDITIONS OF APPROVAL

- Prior to the diversion and use of water under Transfer approval 71401, 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.
- The total instantaneous diversion of water from all points of diversion under Rights 31-62Q, 31-63Q, 31-2370, 31-2385 and 31-11358 shall not exceed 6.19 cfs, nor a total combined annual volume of 1082.5 af and the irrigation of 309.3 acres.
- Rights 31-62Q and 31-63Q when combined shall not exceed the irrigation of 38 acres.
- 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.

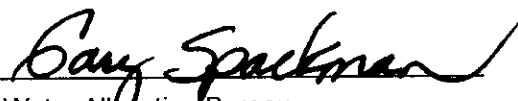
WATER RIGHT NO. 31-63Q
As Modified by Transfer No. 71401

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 3.5 afa per acre at the field headgate for irrigation of the lands above.
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.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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 3rd day of January, 20 05



Chief, Water Allocation Bureau

WATER RIGHT NO. 31-2370
As Modified by Transfer No. 71401

In accordance with the approval of Transfer No. 71401, Water Right No. 31-2370 is now described as follows.

Right Holder: BRENT DALLING And
 LAUREL DALLING
 2542 E 1900 N
 HAMER ID 83425

Priority Date: January 26, 1959

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	2.65 CFS	829.5 AF
			2.65 CFS	829.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESWNE	Sec. 35 Twp 07N	Rge 36E	JEFFERSON County
GROUND WATER	SWSWNE	Sec. 35 Twp 07N	Rge 36E	JEFFERSON 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	
07N	36E	26													5.0	34.0	2.0		41.0
07N	36E	35	29.0	40.0	37.0	39.0									3.8	2.0			150.8
07N	36E	36					.5	21.0			24.0	37.0	14.0	21.0					117.5

Total Acres: 309.3

CONDITIONS OF APPROVAL

1. Prior to the diversion and use of water under Transfer approval 71401, 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.
2. The total instantaneous diversion of water from all points of diversion under Rights 31-62Q, 31-63Q, 31-2370, 31-2385 and 31-11358 shall not exceed 6.19 cfs, nor a total combined annual volume of 1082.5 af and the irrigation of 309.3 acres.
3. Rights 31-2370 and 31-2385 when combined shall not exceed a total annual maximum diversion volume of 829.5 af at the field headgate, and the irrigation of 237 acres.
4. Rights 31-2370, 31-2385 and 31-11358 when combined shall not exceed a total diversion rate of 5.43 cfs, a total annual maximum diversion volume of 949.5 af at the field headgate, and the irrigation of 271.3 acres.

WATER RIGHT NO. 31-2370
As Modified by Transfer No. 71401

CONDITIONS OF APPROVAL

5. 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.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
7. 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.
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 3rd day of January, 2005


Chief, Water Allocation Bureau

WATER RIGHT NO. 31-2385
As Modified by Transfer No. 71401

In accordance with the approval of Transfer No. 71401, Water Right No. 31-2385 is now described as follows.

Right Holder: LAUREL DALLING And
 BRENT DALLING
 2542 E 1900 N
 HAMER ID 83425

Priority Date: December 13, 1960

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	2.09 CFS	829.5 AF
			2.09 CFS	829.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESWNE	Sec. 35 Twp 07N	Rge 36E	JEFFERSON County
GROUND WATER	SWSWNE	Sec. 35 Twp 07N	Rge 36E	JEFFERSON 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	
07N	36E	26														5.0	34.0	2.0	41.0
07N	36E	35	29.0	40.0	37.0	39.0									3.8	2.0			150.8
07N	36E	36					.5	21.0			24.0	37.0	14.0	21.0					117.5

Total Acres: 309.3

CONDITIONS OF APPROVAL

1. Prior to the diversion and use of water under Transfer approval 71401, 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.
2. The total instantaneous diversion of water from all points of diversion under Rights 31-62Q, 31-63Q, 31-2370, 31-2385 and 31-11358 shall not exceed 6.19 cfs, nor a total combined annual volume of 1082.5 af and the irrigation of 309.3 acres.
3. Rights 31-2370 and 31-2385 when combined shall not exceed a total annual maximum diversion volume of 829.5 af at the field headgate, and the irrigation of 237 acres.
4. Rights 31-2370, 31-2385 and 31-11358 when combined shall not exceed a total diversion rate of 5.43 cfs, a total annual maximum diversion volume of 949.5 af at the field headgate, and the irrigation of 271.3 acres.

WATER RIGHT NO. 31-2385
As Modified by Transfer No. 71401

CONDITIONS OF APPROVAL

5. 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.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
7. 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.
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 3rd day of January, 2005



Chief, Water Allocation Bureau

WATER RIGHT NO. 31-11357
As Modified by Transfer No. 71401

In accordance with the approval of Transfer No. 71401, Water Right No. 31-11357 is now described as follows.

Right Holder: LAUREL DALLING And
 BRENT DALLING
 2542 E 1900 N
 HAMER ID 83425

Priority Date: May 01, 1981

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	0.69 CFS	120.0 AF
			0.69 CFS	120.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESWNE	Sec. 35 Twp 07N	Rge 36E	JEFFERSON County
GROUND WATER	SWSWNE	Sec. 35 Twp 07N	Rge 36E	JEFFERSON 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	
07N 36E 26													5.0	34.0	2.0		41.0
07N 36E 35	29.0	40.0	37.0	39.0									3.8	2.0			150.8
07N 36E 36					.5	21.0			24.0	37.0	14.0	21.0					117.5

Total Acres: 309.3

CONDITIONS OF APPROVAL

- Right 31-11357 has been relinquished through approval of Transfer 71401.

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 3rd day of January, 20 05


 Chief, Water Allocation Bureau

WATER RIGHT NO. 31-11358
As Modified by Transfer No. 71401

In accordance with the approval of Transfer No. 71401, Water Right No. 31-11358 is now described as follows.

Right Holder: LAUREL DALLING And
 BRENT DALLING
 2542 E 1900 N
 HAMER ID 83425

Priority Date: April 01, 1935

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	2.22 CFS	388.5 AF
			2.22 CFS	388.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESWNE	Sec. 35 Twp 07N	Rge 36E	JEFFERSON County
GROUND WATER	SWSWNE	Sec. 35 Twp 07N	Rge 36E	JEFFERSON 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				
07N	36E	26																	5.0	34.0	2.0	41.0
07N	36E	35	29.0	40.0	37.0	39.0									3.8	2.0						150.8
07N	36E	36					.5	21.0			24.0	37.0	14.0	21.0								117.5

Total Acres: 309.3

CONDITIONS OF APPROVAL

1. Prior to the diversion and use of water under Transfer approval 71401, 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.
2. The total instantaneous diversion of water from all points of diversion under Rights 31-62Q, 31-63Q, 31-2370, 31-2385 and 31-11358 shall not exceed 6.19 cfs, nor a total combined annual volume of 1082.5 af and the irrigation of 309.3 acres.
3. This right is limited to the irrigation of 111 acres within the place of use described above in a single irrigation season.
4. Rights 31-2370, 31-2385 and 31-11358 when combined shall not exceed a total diversion rate of 5.43 cfs, a total annual maximum diversion volume of 949.5 af at the field headgate, and the irrigation of 271.3 acres.

WATER RIGHT NO. 31-11358
As Modified by Transfer No. 71401

CONDITIONS OF APPROVAL

5. 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.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
7. 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.
8. The right holder shall accomplish the change authorized by this transfer within <one> year(s) 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 3rd day of January, 2005


Chief, Water Allocation Bureau