

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71198

This is to certify that: PIONEER DITCH CO LTD
 PO BOX 70
 STAR ID 83669
 (208)286-7481

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>
63-183	AJC/Decreed	06/01/1870	25.72 cfs	N/A	N/A	1,286.1	BOISE RIVER

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>
63-183	NO	NO	NO	NO	NO	YES

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>
63-183	63-183	25.72 cfs	N/A	N/A	1,283.1		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		25.72 cfs	N/A	N/A	1,283.1		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 14th day of December, 2004


 Chief, Water Allocation Bureau

WATER RIGHT NO. 63-183
As Modified by Transfer No. 71198

In accordance with the approval of Transfer No. 71198, Water Right No. 63-183 is now described as follows.

Right Holder: PIONEER DITCH CO LTD
 PO BOX 70
 STAR ID 83669

Priority Date: June 01, 1870

Source: BOISE RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
MITIGATION	03/01 to	11/15	0.06 CFS	
IRRIGATION	03/01 to	11/15	25.66 CFS	
			25.72 CFS	

LOCATION OF POINT(S) OF DIVERSION:

BOISE RIVER L3 (NENW) Sec. 14 Twp 04N Rge 01W ADA County

PLACE OF USE: MITIGATION

Twp Rge Sec	NE				NW				SW				SE								
	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>		<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>		<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>		<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>		<u>Totals</u>
04N 01W 17									X												

PLACE OF USE: IRRIGATION Within the boundaries of Pioneer Ditch Co. Limited.

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
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. 63.
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.

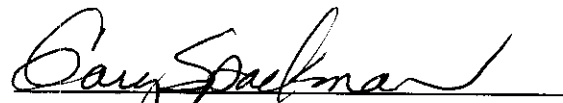
WATER RIGHT NO. 63-183
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CONDITIONS OF APPROVAL

6. Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoir dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.
7. This right is limited to the irrigation of 1283.1 acres within the boundaries of Pioneer Ditch Co. Limited in a single irrigation season.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
9. Mitigation use is for the consumptive use of water under Right 63-31890.
10. Water is delivered through the Pioneer Canal.
11. Right 63-31937 is also diverted through the point of diversion described above.

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 14th day of December, 20 04



Chief, Water Allocation Bureau