

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71321

This is to certify that: LAVAR K THORNTON And
 WILMA THORNTON And
 LAYNE THORNTON And
 LORI THORNTON
 2800 S TEN MILE RD
 KUNA ID 83634
 (208)922-5779

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>
63-2986	AJC/License	04/12/1954	0.92 cfs	360.0 af	N/A	80.0	GROUND WATER
63-3404	AJC/License	04/16/1964	3.68 cfs	670.5 af	N/A	229.0	GROUND WATER
63-7474	AJC/License	10/01/1971	1.81 cfs	427.5 af	N/A	95.0	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>
63-2986	NO	NO	YES	YES	NO	NO
63-3404	YES	NO	YES	NO	NO	NO
63-7474	YES	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>
63-2986	63-2986	0.92 cfs	360.0 af	80.0	446.0	N/A	N/A	N/A	N/A	N/A
63-3404	63-31951	3.60 cfs	652.5 af	225.0	446.0	63-31950	0.08 cfs	18.0 af	N/A	4.0
63-7474	63-31953	1.33 cfs	315.0 af	70.0	446.0	63-31952	0.48 cfs	112.5 af	N/A	25.0
COMBINED										
TOTALS		5.85 cfs	1327.5 af	296.0	446.0		0.54 cfs	130.5 af	N/A	29.0

Detailed Water Right Description(s) attached

Dated this 27th day of December, 2004

SUPPORT DATA
IN FILE # 63-2986


 Chief, Water Allocation Bureau

WATER RIGHT NO. 63-31950
As Modified by Transfer No. 71321

In accordance with the approval of Transfer No. 71321, Water Right No. 63-31950 is now described as follows.

Right Holder: ANTHONY MILLER
 10597 E KUNA MORA RD
 KUNA ID 83634

Priority Date: April 16, 1964

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.08 CFS	18.0 AF
			0.08 CFS	18.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L1 (NENENE)	Sec. 3	Twp 01N	Rge 01E	ADA County
GROUND WATER	SENESE	Sec. 3	Twp 01N	Rge 01E	ADA 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	
01N	01E	2																	4.0

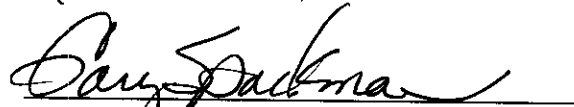
Total Acres: 4

CONDITIONS OF APPROVAL

1. 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.
2. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 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 the date of this approval.
3. Rights 63-31950 and 63-31952 when combined shall not exceed a total diversion rate of 0.54 cfs.

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 27th day of December, 2004


 Chief, Water Allocation Bureau

WATER RIGHT NO. 63-31951
As Modified by Transfer No. 71321

In accordance with the approval of Transfer No. 71321, Water Right No. 63-31951 is now described as follows.

Right Holder: LAVAR K THORNTON And
 WILMA M THORNTON
 2800 S TEN MILE RD
 KUNA ID 83634

Priority Date: April 16, 1964

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	3.60 CFS	652.5 AF
			3.60 CFS	652.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L1 (NENENE)	Sec. 3	Twp 01N	Rge 01E	ADA County
GROUND WATER	SENESE	Sec. 3	Twp 01N	Rge 01E	ADA 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			
01N	01E	2									40.0	40.0			23.0	33.0					136.0
01N	01E	3	40.0	40.0	40.0	40.0							36.0	20.0			40.0	40.0		14.0	310.0

Total Acres: 446

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. 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.

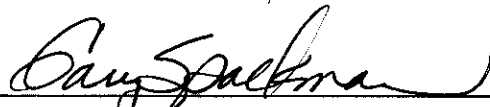
WATER RIGHT NO. 63-31951
As Modified by Transfer No. 71321

CONDITIONS OF APPROVAL

5. The total instantaneous diversion of water from all points of diversion under Rights 63-2986, 63-31951 and 63-31953 shall not exceed 5.62 cfs, nor a total combined annual volume of 1327.5 af and the irrigation of 296 acres within the place of use described above.
6. This right is limited to the irrigation of 225 acres within the place of use described above in a single irrigation season.
7. 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.
8. Rights 63-2986 and 63-31951 when combined shall not exceed a total diversion rate of 4.50 cfs and the irrigation of 226 acres.
9. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 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 the date of this approval.
10. 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.
11. Rights 63-2986, 63-31950, 63-31952 and 63-31953 are also diverted through the points 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 27th day of December, 20 04



Chief, Water Allocation Bureau

WATER RIGHT NO. 63-2986
As Modified by Transfer No. 71321

In accordance with the approval of Transfer No. 71321, Water Right No. 63-2986 is now described as follows.

Right Holder: LAVAR K THORNTON And
 WILMA M THORNTON
 2800 S TEN MILE RD
 KUNA ID 83634

Priority Date: April 12, 1954

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	to 11/15	0.92 CFS	360.0 AF
			0.92 CFS	360.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L1 (NENENE)	Sec. 3	Twp 01N	Rge 01E	ADA County
GROUND WATER	SENESE	Sec. 3	Twp 01N	Rge 01E	ADA 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	
01N	01E	2									40.0	40.0	23.0	33.0					136.0
01N	01E	3	40.0	40.0	40.0	40.0					36.0	20.0			40.0	40.0	14.0		310.0

Total Acres: 446

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. 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.

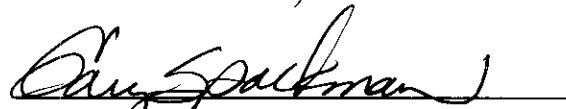
WATER RIGHT NO. 63-2986
As Modified by Transfer No. 71321

CONDITIONS OF APPROVAL

5. The total instantaneous diversion of water from all points of diversion under Rights 63-2986, 63-31951 and 63-31953 shall not exceed 5.62 cfs, nor a total combined annual volume of 1327.5 af and the irrigation of 296 acres within the place of use described above.
6. This right is limited to the irrigation of 80 acres within the place of use described above in a single irrigation season.
7. 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.
8. Rights 63-2986 and 63-31951 when combined shall not exceed a total diversion rate of 4.50 cfs and the irrigation of 226 acres.
9. 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.
10. Rights 63-31950, 63-31951, 63-31952 and 63-31953 are also diverted through the points 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 27th day of December, 20 04


Chief, Water Allocation Bureau

WATER RIGHT NO. 63-31952
As Modified by Transfer No. 71321

In accordance with the approval of Transfer No. 71321, Water Right No. 63-31952 is now described as follows.

Right Holder: ANTHONY MILLER
 10597 E KUNA MORA RD
 KUNA ID 83634

Priority Date: October 01, 1971

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	0.48 CFS	112.5 AF
			0.48 CFS	112.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L1 (NENENE)	Sec. 3	Twp 01N	Rge 01E	ADA County
GROUND WATER	SENESE	Sec. 3	Twp 01N	Rge 01E	ADA 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	
01N	01E	2																	20.0
01N	01E	3															5.0		5.0

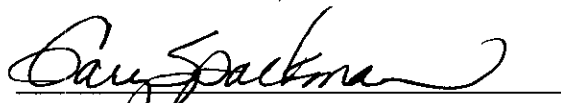
Total Acres: 25

CONDITIONS OF APPROVAL

- 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.
- The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 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 the date of this approval.
- Rights 63-31950 and 63-31952 when combined shall not exceed a total diversion rate of 0.54 cfs.

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 27th day of December, 2004


 Chief, Water Allocation Bureau

WATER RIGHT NO. 63-31953
As Modified by Transfer No. 71321

In accordance with the approval of Transfer No. 71321, Water Right No. 63-31953 is now described as follows.

Right Holder: LAVAR K THORNTON And
 WILMA M THORNTON
 2800 S TEN MILE RD
 KUNA ID 83634

Priority Date: October 01, 1971

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	1.33 CFS	315.0 AF
			1.33 CFS	315.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L1 (NENENE)	Sec. 3	Twp 01N	Rge 01E	ADA County
GROUND WATER	SENESE	Sec. 3	Twp 01N	Rge 01E	ADA 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			
01N	01E	2									40.0	40.0			23.0	33.0					136.0
01N	01E	3	40.0	40.0	40.0	40.0						36.0	20.0				40.0	40.0		14.0	310.0

Total Acres: 446

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. 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.

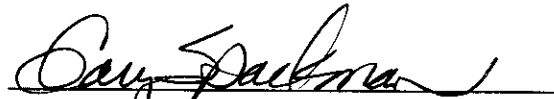
WATER RIGHT NO. 63-31953
As Modified by Transfer No. 71321

CONDITIONS OF APPROVAL

5. The total instantaneous diversion of water from all points of diversion under Rights 63-2986, 63-31951 and 63-31953 shall not exceed 5.62 cfs, nor a total combined annual volume of 1327.5 af and the irrigation of 296 acres within the place of use described above.
6. This right is limited to the irrigation of 70 acres within the place of use described above in a single irrigation season.
7. 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.
8. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 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 the date of this approval.
9. 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.
10. Rights 63-2986, 63-31950, 63-31951 and 63-31952 are also diverted through the points 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 27th day of December, 2004


Chief, Water Allocation Bureau