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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4846
WATER RIGHT NO(S) . 36-07058/36-11079

This is to certify that: MARGARET HUNT
DUANE W HUNT
1100 W 320 N
PAUL ID 83347

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 36-07058 :			
IRRIGATION	04/01 to 10/31	2.70 CFS	640.0 AF
Priority: 04/09/1969			
Right No. 36-11079 :			
IRRIGATION	03/15 to 11/15	0.05 CFS	12.0 AF
Priority: 03/15/1973			
	TOTAL:	* 2.70 CFS	* 652.0 AF

SOURCE
GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SESW , Sec. 4, Township 09S, Range 22E
MINIDOKA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09S	22E	4	SWNE 1	SWNW 1	SENW 1	
			NESW 40	NWSW 39	SWSW 38	
			SESW 29	NWSE 13	SWSE 1	163
Total number of acres irrigated:						* 163 **

CONDITIONS OF APPROVAL AND REMARKS

1. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
2. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

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CONDITIONS OF APPROVAL AND REMARKS

3. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
4. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.
5. 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.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- ** 8. Right 36-07058 is limited to the irrigation of 160.0 acres in the place of use described above in a single irrigation season.
- * 9. Rights 36-07058 and 36-11079 when combined shall not exceed a total diversion rate of 2.70 cfs, a total annual maximum diversion volume of 652.0 af at the field headgate, and the irrigation of 163.0 acres.
10. Use of water under Rights 36-07058 and 36-11079 is combined with water from A & B Irrigation District.
11. Right 36-11079 is an enlargement of Right 36-07058 pursuant to Section 42-1426, Idaho Code.
12. Right 36-11079 is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
13. The use of water for irrigation under Right 36-07058 may begin as early as March 15 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date an amended partial decree is entered for this right.

Dated this 16 day of August, 1999.

J. Glen Saxton
Chief, Water Allocation Bureau

SEP 22 1999

9 3 25

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 36-11079

177 21 04 00 00 25
DISTRICT COURT
TWIN FALLS, IDAHO

NAME & ADDRESS: MARGARET HUNT
DUANE W HUNT
1100 WEST 320 NORTH
PAUL ID 83347

SOURCE: GROUNDWATER

QUANTITY: 0.05 CFS

USE OF THIS RIGHT WITH RIGHT NO. 36-07058 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 2.70 CFS AND A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 652 AF.

PRIORITY DATE: 03/15/1973

THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A
PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED
AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS
BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION
42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR
RIGHT.

POINT OF DIVERSION: T09S R22E S04 NWSESW Within MINIDOKA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE IRRIGATION	PERIOD OF USE Irrigation Season	QUANTITY 0.05 CFS
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PLACE OF USE:	IRRIGATION	Within MINIDOKA County			
	T09S R22E S04	SENE 3	NESW 40	NWSW 39	SWSW 3
		SESW 29	NWSE 13	SWSE 1	
	163 ACRES TOTAL				

USE OF THIS RIGHT WITH RIGHT NO. 36-07058 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 163 ACRES IN A SINGLE
IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT
NO. 36-07058 PURSUANT TO SECTION 42-1426, IDAHO CODE.


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 36-11079

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MEMORANDUM

TO: Files 36-07058 & 36-11079

FROM: Pam Skaggs^{CS}/State Office

SUBJECT: Transfer 4846

DATE: August 13, 1999

Transfer 4846 changes the place of use under Rights 36-07058 and 36-11079, shifting 3.0 acres in a land swap with Commons under Transfer 4845. The applicants own adjacent land and are shifting acres to square field boundaries and facilitate the sprinkler operation.

These rights were evaluated through the SRBA process and partial decrees issued. They have been resubmitted to the court to address the irrigation season. The transfer approval incorporates the seasons and conditions recommended in the amended report.

Recommended conditions include measuring device, measuring & annual reporting, supplemental groundwater conditions, permissible place of use limits, combined right limits, enlargement right limits, expanded season of use limits, irrigation overlap and standard transfer conditions.

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MEMORANDUM

TO: FILE 36-11079

FROM: PAM SKAGGS

RE: TRANSFER # 4846

DATE: 6/12/96

Original Transfer Application, Form and correspondence
regarding the above referenced Transfer is located within
file # 36-07058.

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