

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70865

This is to certify that: US DEPT OF INTERIOR
 FISH & WILDLIFE SERVICE
 911 NE 11TH AVE
 PORTLAND OR 97232-4181
 (503)231-6251

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>
31-2322	WR/Decreed	05/09/1953	5.78 cfs	900 af	N/A	N/A	GROUND WATER
31-11229	WR/Decreed	11/05/1957	7.12 cfs	875 af	N/A	N/A	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>
31-2322	NO	YES	YES	NO	NO	NO
31-11229	NO	YES	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>
31-2322	31-2322	5.78 cfs	900 af	N/A			N/A	N/A	N/A	N/A
31-11229	31-11229	7.12 cfs	875 af	N/A			N/A	N/A	N/A	N/A
COMBINED TOTALS		7.12 cfs	1775 af	N/A			N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 28th day of October, 2004


 Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 31-2322

WATER RIGHT NO. 31-2322
As Modified by Transfer No. 70865

In accordance with the approval of Transfer No. 70865, Water Right No. 31-2322 is now described as follows.

Right Holder: US DEPT OF INTERIOR
 FISH & WILDLIFE SERVICE
 911 NE 11TH AVE
 PORTLAND OR 97232-4181

Priority Date: May 09, 1953

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
WILDLIFE	04/01 to	10/31	5.78 CFS	900.0 AF
			5.78 CFS	900.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESW Sec. 16 Twp 07N Rge 36E JEFFERSON County

PLACE OF USE: WILDLIFE

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 9			X						X			X		X	X	X	
07N 36E 16	X	X	X	X	X		X	X	X	X	X	X			X		
07N 36E 17				X									X	X	X	X	
07N 36E 20	X	X	X	X													
07N 36E 21					X	X											

CONDITIONS OF APPROVAL

1. Rights 31-2322 and 31-11229 when combined shall not exceed a total diversion rate of 7.12 cfs, a total combined annual volume of 1775 af, and use in 183 acres within the place of use described above.
2. Right 31-11229 is also diverted through the point of diversion described above.
3. Prior to the diversion and use of water under Transfer approval 70865, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
4. 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.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

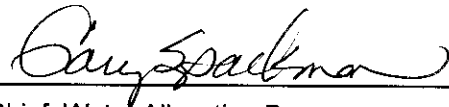
WATER RIGHT NO. 31-2322
As Modified by Transfer No. 70865

CONDITIONS OF APPROVAL

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. 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 28th day of October, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 31-11229
As Modified by Transfer No. 70865

In accordance with the approval of Transfer No. 70865, Water Right No. 31-11229 is now described as follows.

Right Holder: US DEPT OF INTERIOR
 FISH & WILDLIFE SERVICE
 911 NE 11TH AVE
 PORTLAND OR 97232-4181

Priority Date: November 05, 1957

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
WILDLIFE	03/16 to 12/16	7.12 CFS	875.0 AF
		7.12 CFS	875.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESW Sec. 16 Twp 07N Rge 36E JEFFERSON County

PLACE OF USE: WILDLIFE

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	9			X						X			X		X	X	X	
07N	36E	16	X	X	X	X	X		X	X	X	X	X				X		
07N	36E	17				X									X	X	X	X	
07N	36E	20	X	X	X	X													
07N	36E	21					X	X											

CONDITIONS OF APPROVAL

1. Rights 31-2322 and 31-11229 when combined shall not exceed a total diversion rate of 7.12 cfs, a total combined annual volume of 1775 af, and limited to use in 183 acres within the place of use described above.
2. Right 31-2322 is also diverted through the point of diversion described above.
3. Prior to the diversion and use of water under Transfer approval 70865, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
4. 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.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

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Dated this 28th day of October, 2004



Chief, Water Allocation Bureau