

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71258

This is to certify that: BRION D EGAN
 HC 61 BOX 1060
 DUBOIS ID 83423
 (208)374-5460

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>
32-25	WR/Decreed	10/01/1883	3.36 cfs	N/A	N/A	293.0	MEDICINE LODGE CREEK
32-43	WR/Decreed	10/15/1884	2.00 cfs	N/A	N/A	293.0	MEDICINE LODGE CREEK

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>
32-25	NO	YES	NO	NO	NO	NO
32-43	NO	YES	NO	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>
32-25	32-25	3.36 cfs	N/A	N/A	293.0		N/A	N/A	N/A	N/A
32-43	32-43	2.00 cfs	N/A	N/A	293.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		5.36 cfs	N/A	293.0	293.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 9th day of November, 2004


 Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 32-25

WATER RIGHT NO. 32-25
As Modified by Transfer No. 71258

In accordance with the approval of Transfer No. 71258, Water Right No. 32-25 is now described as follows.

Right Holder: DEANNA EGAN And
BROCK P EGAN And
BRION D EGAN And
KODI J EGAN
HC 61 BOX 1060
DUBOIS ID 83423

Priority Date: October 01, 1883

Source: MEDICINE LODGE CREEK **Tributary:** SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	04/01	to 10/31	0.02 CFS	
IRRIGATION	04/01	to 10/31	3.36 CFS	
			3.36 CFS	

LOCATION OF POINT(S) OF DIVERSION:

MEDICINE LODGE CREEK NESE Sec. 6 Twp 10N Rge 35E CLARK County

MEDICINE LODGE CREEK SWNESE Sec. 25 Twp 11N Rge 34E CLARK 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	
10N	35E	6													25.0	38.0	37.0	36.0	136.0
11N	35E	31	40.0	39.0	38.0	40.0													157.0

Total Acres: 293

CONDITIONS OF APPROVAL

1. Rights 32-25 and 32-43 when combined shall not exceed the irrigation of 293 acres.
2. 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. 32C.
3. The total instantaneous diversion of water from all points of diversion under Rights 32-25 and 32-43 shall not exceed 5.36 cfs, and diversion of water from the point of diversion located in NESE, Sec 6, T10N, R35E shall not exceed 2.44 cfs.

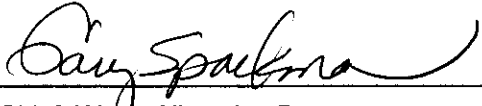
WATER RIGHT NO. 32-25
As Modified by Transfer No. 71258

CONDITIONS OF APPROVAL

4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
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. 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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

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 9th day of November, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 32-43
As Modified by Transfer No. 71258

In accordance with the approval of Transfer No. 71258, Water Right No. 32-43 is now described as follows.

Right Holder: DEANNA EGAN And
BROCK P EGAN And
BRION D EGAN And
KODI J EGAN
HC 61 BOX 1060
DUBOIS ID 83423

Priority Date: October 15, 1884

Source: MEDICINE LODGE CREEK **Tributary:** SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	2.00 CFS	
STOCKWATER	04/01	to 10/31	0.02 CFS	
			2.00 CFS	

LOCATION OF POINT(S) OF DIVERSION:

MEDICINE LODGE CREEK NESE Sec. 6 Twp 10N Rge 35E CLARK County

MEDICINE LODGE CREEK SWNESE Sec. 25 Twp 11N Rge 34E CLARK County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	<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>	
10N 35E 6													25.0	38.0	37.0	36.0	136.0
11N 35E 31	40.0	39.0	38.0	40.0													157.0

Total Acres: 293

CONDITIONS OF APPROVAL

1. Rights 32-25 and 32-43 when combined shall not exceed the irrigation of 293 acres.
2. 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. 32C.
3. The total instantaneous diversion of water from all points of diversion under Rights 32-25 and 32-43 shall not exceed 5.36 cfs, and diversion of water from the point of diversion located in NESE, Sec 6, T10N, R35E shall not exceed 2.44 cfs.

WATER RIGHT NO. 32-43
As Modified by Transfer No. 71258

CONDITIONS OF APPROVAL

4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
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.
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8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

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 9th day of November, 2004



Chief, Water Allocation Bureau