

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69834

This is to certify that: KENT CLEGG
550 BENCH LAGO RD
GRACE ID 83241
(208)425-3071

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>
13-734	WR/Decreed	05/01/1879	0.60 cfs	N/A	N/A	50	TROUT CREEK
13-735	WR/Decreed	05/01/1909	0.40 cfs	N/A	N/A	50	TROUT CREEK

Purpose of Transfer (Changes Proposed)

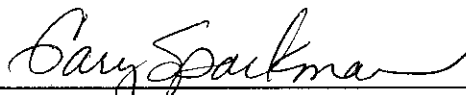
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
13-734	YES	YES	NO	NO	NO	YES
13-735	YES	YES	NO	NO	NO	YES

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>
13-734	13-7610	0.24 cfs	N/A	N/A	17.5	13-7609	0.36 cfs	N/A	N/A	30.0
13-735	13-7612	0.16 cfs	N/A	N/A	17.5	13-7611	0.24 cfs	N/A	N/A	30.0
COMBINED										
TOTALS		0.40 cfs	N/A	N/A	17.5		0.60 cfs	N/A	N/A	30.0

Detailed Water Right Description(s) attached

Dated this 20th day of October, 2004



Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 13-734

WATER RIGHT NO. 13-7609
As Modified by Transfer No. 69834

In accordance with the approval of Transfer No. 69834, Water Right No. 13-7609 is now described as follows.

Right Holder: KENT CLEGG
 550 BENCH LAGO RD
 GRACE ID 83241

Priority Date: May 01, 1879

Source: NORTH FORK TROUT CREEK **Tributary:** TROUT CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/20	to 09/30	0.36 CFS
	Total		0.36 CFS

LOCATION OF POINT(S) OF DIVERSION:

NORTH FORK TROUT CREEK NW Sec. 10 Twp 11S Rge 41E CARIBOU County

PLACE OF USE: IRRIGATION

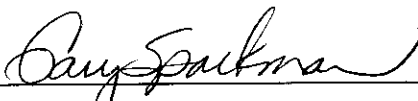
Twp	Rge	Sec	NE				NW				SW				SE				Totals
11S	41E	4	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
			X	X															
			L1	L2															

CONDITIONS OF APPROVAL

1. Rights 13-7609 and 13-7611 when combined shall not exceed the irrigation of 30 acres.

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 20th day of October, 2004


 Chief, Water Allocation Bureau

WATER RIGHT NO. 13-7610
As Modified by Transfer No. 69834

In accordance with the approval of Transfer No. 69834, Water Right No. 13-7610 is now described as follows.

Right Holder: KENT CLEGG
 550 BENCH LAGO RD
 GRACE ID 83241

Priority Date: May 01, 1879

Source: NORTH FORK TROUT CREEK **Tributary:** TROUT CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/20	to 09/30	0.21 CFS	
DIVERSION TO STORAGE	01/01	to 12/31	0.03 CFS	
RECREATION STORAGE	01/01	to 12/31		5.3 AF
Total			0.24 CFS	

LOCATION OF POINT(S) OF DIVERSION:

NORTH FORK TROUT CREEK NWNE Sec. 10 Twp 11S Rge 41E CARIBOU County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
11S	41E	4	NE	NW	SW	SE	17.5
			L 1				

PLACE OF USE: RECREATION STORAGE

Twp	Rge	Sec	NE	NW	SW	SE	Totals
11S	41E	4	NE	NW	SW	SE	
			X				
			L 1				

CONDITIONS OF APPROVAL

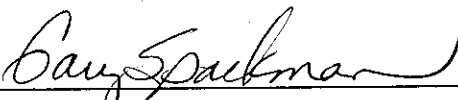
1. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 13-P.
2. The right holder shall maintain a measuring device 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. 13-7610
As Modified by Transfer No. 69834

3. 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.
4. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Recreation storage use is for 2 ponds.
7. Rights 13-7610 and 13-7612 when combined shall not exceed the irrigation of 17.5 acres.
8. The storage of water under this right is contingent upon the certification of the dam and authorization of storage per the dam safety provisions of the Idaho Code.
9. During years the ponds are filled from empty, the irrigation use under this right shall not exceed 15 acres and 0.18 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 20th day of October, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 13-7611
As Modified by Transfer No. 69834

In accordance with the approval of Transfer No. 69834, Water Right No. 13-7611 is now described as follows.

Right Holder: KENT CLEGG
550 BENCH LAGO RD
GRACE ID 83241

Priority Date: May 01, 1909

Source: NORTH FORK TROUT CREEK **Tributary:** TROUT CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/20	to 09/30	0.24 CFS
	Total		0.24 CFS

LOCATION OF POINT(S) OF DIVERSION:

NORTH FORK TROUT CREEK NE Sec. 4 Twp 11S Rge 41E CARIBOU County

PLACE OF USE: IRRIGATION

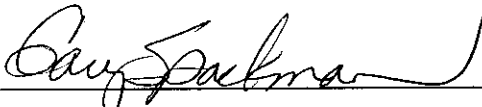
Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	41E	4	X	X															
			L1	L2															

CONDITIONS OF APPROVAL

1. Rights 13-7609 and 13-7611 when combined shall not exceed the irrigation of 30 acres.

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 20th day of October, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 13-7612
As Modified by Transfer No. 69834

In accordance with the approval of Transfer No. 69834, Water Right No. 13-7612 is now described as follows.

Right Holder: KENT CLEGG
 550 BENCH LAGO RD
 GRACE ID 83241

Priority Date: May 01, 1909

Source: NORTH FORK TROUT CREEK **Tributary:** TROUT CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/20	to 09/30	0.14 CFS	
RECREATION STORAGE	01/01	to 12/31		3.5 AF
DIVERSION TO STORAGE	01/01	to 12/31	0.02 CFS	
	Total		0.16 CFS	

LOCATION OF POINT(S) OF DIVERSION:

NORTH FORK TROUT CREEK NWNE Sec. 10 Twp 11S Rge 41E CARIBOU County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
11S	41E	4	17.5				17.5
		L1					

PLACE OF USE: RECREATION STORAGE

Twp	Rge	Sec	NE	NW	SW	SE	Totals
11S	41E	4	X				
		L1					

PLACE OF USE: DIVERSION TO STORAGE, same as RECREATION STORAGE use

CONDITIONS OF APPROVAL

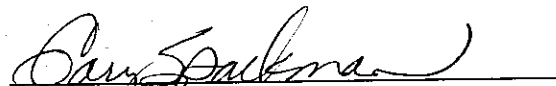
1. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 13-P.
2. The right holder shall maintain a measuring device 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. 13-7612
As Modified by Transfer No. 69834

3. 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.
4. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Recreation storage use is for 2 ponds.
7. Rights 13-7610 and 13-7612 when combined shall not exceed the irrigation of 17.5 acres.
8. Right 13-7611 is also diverted through the point of diversion described above.
9. During years the ponds are filled from empty, the irrigation use under this right shall not exceed 15 acres and 0.12 cfs.
10. The storage of water under this right is contingent upon the certification of the dam and authorization of storage per the dam safety provisions of the Idaho Code.

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 20th day of October, 2004


Chief, Water Allocation Bureau