

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70080

This is to certify that: ALTON HUYSER And
PAULA HUYSER
PO BOX 741
SHOSHONE ID 83352
(208)886-2777

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>
37-10561A	AJC/Decreed	05/05/1884	4.00 cfs	832 af	N/A	208.0	LITTLE WOOD RIVER
37-59K	AJC/Decreed	05/27/1899	21.76 cfs	N/A	N/A	218.0	BIG WOOD RIVER
37-10561B	AJC/Decreed	05/05/1884	2.20 cfs	N/A	N/A	218.0	LITTLE WOOD RIVER

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>
37-10561A	NO	YES	YES	NO	NO	NO
37-59K	NO	YES	YES	NO	NO	NO
37-10561B	NO	YES	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

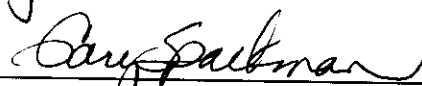
<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
37-10561A	37-10561A	4.00 cfs	832.0 af	208.0	311.6		N/A	N/A	N/A	N/A
37-59K	37-59K	21.76 cfs	872.0 af	218.0	311.6		N/A	N/A	N/A	N/A
37-10561B	37-10561B	2.20 cfs	872.0 af	218.0	311.6		N/A	N/A	N/A	N/A

COMBINED

TOTALS	21.76 cfs	1246.4 af	311.6	311.6		N/A	N/A	N/A	N/A
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Detailed Water Right Description(s) attached

Dated this 18th day of August, 2004



Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 37-59K

WATER RIGHT NO. 37-59K
As Modified by Transfer No. 70080

In accordance with the approval of Transfer No. 70080, Water Right No. 37-59K is now described as follows.

Right Holder: PAULA HUYSER And
 ALTON HUYSER
 PO BOX 741
 SHOSHONE ID 83352

Priority Date: May 27, 1899

Source: BIG WOOD RIVER
 LITTLE WOOD RIVER

Tributary: MALAD RIVER
 MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	21.76 CFS	872.0 AF
			21.76 CFS	872.0 AF

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER	SWSENE	Sec. 30 Twp 02S Rge 18E	BLAINE County
BIG WOOD RIVER (Injection)	SWNENE	Sec. 19 Twp 03S Rge 19E	LINCOLN County
BIG WOOD RIVER (Injection)	SENWSE	Sec. 25 Twp 04S Rge 19E	LINCOLN County
LITTLE WOOD RIVER (Rediversion)	SENENW	Sec. 36 Twp 05S Rge 17E	LINCOLN County
LITTLE WOOD RIVER (Rediversion)	NWSWNW	Sec. 36 Twp 05S Rge 17E	LINCOLN 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	
05S 17E 25											8.5	2.1					10.6
05S 17E 26															2.8		2.8
05S 17E 35	36.0	.2		27.0									26.0				89.2
05S 17E 36					21.0	33.0	39.0	39.0	37.0	40.0							209.0

Total Acres: 311.6

WATER RIGHT NO. 37-59K
As Modified by Transfer No. 70080

CONDITIONS OF APPROVAL

1. Rights 37-59K and 37-10561B when combined are limited to the irrigation of 218 acres within the place of use described above in a single irrigation season, and a total annual maximum diversion volume of 872 af at the field headgate.
2. Rights 37-59K, 37-10561A and 37-10561B when combined shall not exceed a total diversion rate from all points of diversion of 21.76 cfs, a total annual maximum diversion volume of 1246.4 af at the field headgate, and the irrigation of 311.6 acres.
3. This right is diverted from the Big Wood River via the Richfield Canal, then injected into the Jim Byrns Slough. The Slough runs into the Little Wood River. Pumps on the Huyser farm re-divert water from the Little Wood River to the place of use.
4. The portion of Right 37-59K used for conveyance losses is 5.88 cfs (27%); 15.88 cfs can be rediverted from the Little Wood River.
5. The right holder shall cease irrigation of 114.4 acres previously authorized under Rights 37-59K, 37-10561A and 37-10561B, and shall consolidate use of these rights on the remaining 311.6 acres.
6. This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 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.
8. 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 Districts No. 37 and 37M.
9. 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, injection and re-diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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.

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 18th day of August, 2004


Chief, Water Allocation Bureau

WATER RIGHT NO. 37-10561B
As Modified by Transfer No. 70080

In accordance with the approval of Transfer No. 70080, Water Right No. 37-10561B is now described as follows.

Right Holder: ALTON HUYSER And
 PAULA HUYSER
 PO BOX 741
 SHOSHONE ID 83352

Priority Date: May 05, 1884

Source: LITTLE WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	2.20 CFS	872.0 AF
			2.20 CFS	872.0 AF

LOCATION OF POINT(S) OF DIVERSION:

LITTLE WOOD RIVER SENENW Sec. 36 Twp 05S Rge 17E LINCOLN County

LITTLE WOOD RIVER NWSWNW Sec. 36 Twp 05S Rge 17E LINCOLN 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	
05S 17E 25											8.5	2.1					10.6
05S 17E 26																2.8	2.8
05S 17E 35	36.0	.2		27.0									26.0				89.2
05S 17E 36					21.0	33.0	39.0	39.0	37.0	40.0							209.0

Total Acres: 311.6

CONDITIONS OF APPROVAL

1. Rights 37-59K and 37-10561B when combined are limited to the irrigation of 218 acres within the place of use described above in a single irrigation season, and a total annual maximum diversion volume of 872 af at the field headgate.
2. Rights 37-59K, 37-10561A and 37-10561B when combined shall not exceed a total diversion rate from all points of diversion of 21.76 cfs, a total annual maximum diversion volume of 1246.4 af at the field headgate, and the irrigation of 311.6 acres.
3. The right holder shall cease irrigation of 114.4 acres previously authorized under Rights 37-59K, 37-10561A and 37-10561B, and shall consolidate use of these rights on the remaining 311.6 acres.
4. This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

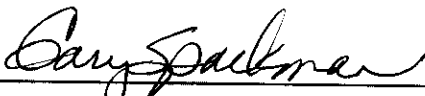
WATER RIGHT NO. 37-10561B
As Modified by Transfer No. 70080

CONDITIONS OF APPROVAL

5. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 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 11/01 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.
6. 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. 37M.
7. 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.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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.

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 18th day of August, 20 04



Chief, Water Allocation Bureau

WATER RIGHT NO. 37-10561A
As Modified by Transfer No. 70080

In accordance with the approval of Transfer No. 70080, Water Right No. 37-10561A is now described as follows.

Right Holder: ALTON HUYSER And
 PAULA HUYSER
 PO BOX 741
 SHOSHONE ID 83352

Priority Date: May 05, 1884

Source: LITTLE WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	4.00 CFS	832.0 AF
			4.00 CFS	832.0 AF

LOCATION OF POINT(S) OF DIVERSION:

LITTLE WOOD RIVER SENENW Sec. 36 Twp 05S Rge 17E LINCOLN County

LITTLE WOOD RIVER NWSWNW Sec. 36 Twp 05S Rge 17E LINCOLN 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	
05S 17E 25											8.5	2.1					10.6
05S 17E 26																2.8	2.8
05S 17E 35	36.0	.2		27.0									26.0				89.2
05S 17E 36					21.0	33.0	39.0	39.0	37.0	40.0							209.0

Total Acres: 311.6

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 208 acres within the place of use described above in a single irrigation season.
2. Rights 37-59K, 37-10561A and 37-10561B when combined shall not exceed a total diversion rate from all points of diversion of 21.76 cfs, a total annual maximum diversion volume of 1246.4 af at the field headgate, and the irrigation of 311.6 acres.
3. The right holder shall cease irrigation of 114.4 acres previously authorized under Rights 37-59K, 37-10561A and 37-10561B, and shall consolidate use of these rights on the remaining 311.6 acres.
4. This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

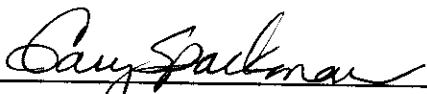
WATER RIGHT NO. 37-10561A
As Modified by Transfer No. 70080

CONDITIONS OF APPROVAL

5. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 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 11/01 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.
6. 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. 37M.
7. 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.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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.

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 18th day of August, 2004



Chief, Water Allocation Bureau