

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70569

This is to certify that: JEFF L WEBER And
KERI JO WEBER
950 E 570 S
DIETRICH ID 83324
(208)544-2857

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>
37-20848	WR/Decreed	10/06/1977	8.28 cfs	2242.4 af	560.6	589.0	GROUND WATER
37-20850	WR/Decreed	03/15/1983	0.4 cfs	113.6 af	28.4	589.0	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>
37-20848	NO	NO	YES	NO	NO	NO
37-20850	NO	NO	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>
37-20848	37-20848	8.28 cfs	2242.4 af	560.6	634.0		N/A	N/A	N/A	N/A
37-20850	37-20850	0.40 cfs	113.6 af	28.4	634.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		8.28 cfs	2356.0 af	589.0	634.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 3rd day of June, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20848
As Modified by Transfer No. 70569

In accordance with the approval of Transfer No. 70569, Water Right No. 37-20848 is now described as follows.

Right Holder: KERI JO WEBER And
 JEFF L WEBER
 950 E 570 S
 DIETRICH ID 83324

Priority Date: October 06, 1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	8.28 CFS	2,242.4 AF
			8.28 CFS	2,242.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESENE Sec. 3 Twp 07S Rge 19E LINCOLN County

GROUND WATER NENESE Sec. 3 Twp 07S Rge 19E 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	
06S 19E 33											11.0						11.0
07S 19E 2					12.0	12.0	37.0	35.0	20.0	35.0	39.0	24.0					214.0
					L 3	L 4											
07S 19E 3	20.0	10.0	35.0	40.0	16.0	10.0	34.0	40.0	40.0	5.0		38.0	36.0	40.0	5.0	40.0	409.0
	L 1	L 2			L 3	L 4											

Total Acres: 634

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 560.6 acres within the place of use described above in a single irrigation season.
2. Right 37-20850 is an enlargement of Right 37-20848 pursuant to Sec. 42-1426, Idaho Code.
3. Rights 37-20848 and 37-20850 when combined shall not exceed the irrigation of 589 acres within the place of use described above in a single irrigation season.
4. The total instantaneous diversion of water from all points of diversion under Rights 37-20848 and 37-20850 shall not exceed 8.28 cfs, nor a total combined annual volume of 2356.0 af.
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.

WATER RIGHT NO. 37-20848
As Modified by Transfer No. 70569

CONDITIONS OF 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. 130.
7. Prior to diversion of water under this approval, the right holder shall provide a lockable controlling works for all authorized points of diversion. The controlling works must be suitable for control of the diversions and acceptable to the watermaster.
8. Prior to the diversion and use of water under Transfer approval 70569, the right holder shall install and maintain acceptable measuring devices, including data loggers, at the authorized points of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
9. 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.
10. 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.
11. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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 3rd day of June, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20850
As Modified by Transfer No. 70569

In accordance with the approval of Transfer No. 70569, Water Right No. 37-20850 is now described as follows.

Right Holder: KERI JO WEBER And
 JEFF L WEBER
 950 E 570 S
 DIETRICH ID 83324

Priority Date: March 15, 1983

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.40 CFS	113.6 AF
			0.40 CFS	113.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESENE Sec. 3 Twp 07S Rge 19E LINCOLN County

GROUND WATER NENESE Sec. 3 Twp 07S Rge 19E 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	
06S 19E 33											11.0						11.0
07S 19E 2					12.0	12.0	37.0	35.0	20.0	35.0	39.0	24.0					214.0
					L 3	L 4											
07S 19E 3	20.0	10.0	35.0	40.0	16.0	10.0	34.0	40.0	40.0	5.0		38.0	36.0	40.0	5.0	40.0	409.0
	L 1	L 2			L 3	L 4											

Total Acres: 634

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 28.4 acres within the place of use described above in a single irrigation season.
2. Right 37-20850 is an enlargement of Right 37-20848 pursuant to Section 42-1426, Idaho Code.
3. Rights 37-20848 and 37-20850 when combined shall not exceed the irrigation of 589 acres within the place of use described above in a single irrigation season.
4. The total instantaneous diversion of water from all points of diversion under Rights 37-20848 and 37-20850 shall not exceed 8.28 cfs, nor a total combined annual volume of 2356.0 af.
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.

WATER RIGHT NO. 37-20850
As Modified by Transfer No. 70569

CONDITIONS OF APPROVAL

6. 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.
7. 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. 130.
8. Prior to diversion of water under this approval, the right holder shall provide a lockable controlling works for all authorized points of diversion. The controlling works must be suitable for control of the diversions and acceptable to the watermaster.
9. Prior to the diversion and use of water under Transfer approval 70569, the right holder shall install and maintain acceptable measuring devices, including data loggers, at the authorized points of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
10. 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.
11. 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.
12. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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 3rd day of June, 2004



Chief, Water Allocation Bureau