

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71047

This is to certify that: BOYD L HARMS
2871A S 1500 E
WENDELL ID 83355
(208)536-6329

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>
36-7370	WR/Decreed	08/21/1973	6.68 cfs	1336 af	N/A	334.0	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>
36-7370	YES	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>
36-7370	36-16203	2.60 cfs	520 af	N/A	130.0	36-16202	4.08 cfs	816 af	N/A	204.0
COMBINED TOTALS		2.60 cfs	520 af	N/A	130.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 21ST day of May, 20 04



Chief, Water Allocation Bureau

WATER RIGHT NO. 36-16202
As Modified by Transfer No. 71047

In accordance with the approval of Transfer No. 71047, Water Right No. 36-16202 is now described as follows.

Right Holder: BOYD L HARMS
 2871A S 1500 E
 WENDELL ID 83355

Priority Date: August 21, 1973

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	4.08 CFS	816.0 AF
			4.08 CFS	816.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWSW	Sec. 26 Twp 07S	Rge 14E	GOODING County
GROUND WATER	NESENE	Sec. 27 Twp 07S	Rge 14E	GOODING County
GROUND WATER	SWNWSE	Sec. 27 Twp 07S	Rge 14E	GOODING 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	
07S 14E 26																	8.0
07S 14E 27	22.0	6.0	8.0	7.0			32.0	40.0	40.0	32.0			1.0	8.0			196.0

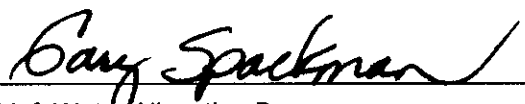
Total Acres: 204

CONDITIONS OF APPROVAL

- Right No. 36-07817 is also diverted through point of diversion described above.
- Use of this right is combined with water from North Side Canal Co. Ltd.
- 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 21ST day of May, 2004


 Chief, Water Allocation Bureau

WATER RIGHT NO. 36-16203
As Modified by Transfer No. 71047

In accordance with the approval of Transfer No. 71047, Water Right No. 36-16203 is now described as follows.

Right Holder: BOYD L HARMS And
 PAMELA A HARMS
 2871A S 1500 E
 WENDELL ID 83355

Priority Date: August 21, 1973

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	2.60 CFS	520.0 AF
		2.60 CFS	520.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESE Sec. 27 Twp 07S Rge 14E GOODING 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	
07S 14E 27			32.0	32.0									34.0	32.0			130.0

Total Acres: 130

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
2. 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.
3. 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.
4. The right holder shall maintain lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to the diversion and use of water under Transfer approval 71047, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) 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.
6. 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.

WATER RIGHT NO. 36-16203
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CONDITIONS OF APPROVAL

7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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 21st day of May, 2004



Chief, Water Allocation Bureau