

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70140

This is to certify that: A W MOLYNEUX And/Or
MAXINE MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313
(208)788-2552

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>
37-20570	AJC/Decreed	03/24/1883	6.49 cfs	1386.0 af	N/A	396.0	BIG WOOD RIVER
37-20577	AJC/Decreed	05/31/1887	9.60 cfs	1386.0 af	N/A	396.0	BIG WOOD RIVER
37-20593	AJC/Decreed	06/30/1884	3.36 cfs	1330.6 af	N/A	396.0	BIG WOOD RIVER

Purpose of Transfer (Changes Proposed)

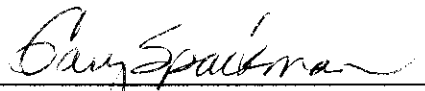
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
37-20570	NO	NO	YES	NO	NO	NO
37-20577	NO	NO	YES	NO	NO	NO
37-20593	NO	NO	YES	NO	NO	NO

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>
37-20570	37-20570	6.49 cfs	1386.0 af	396.0	591.0		N/A	N/A	N/A	N/A
37-20577	37-20577	9.60 cfs	1386.0 af	396.0	591.0		N/A	N/A	N/A	N/A
37-20593	37-20593	3.36 cfs	1330.6 af	396.0	591.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		19.45 cfs	1386.0 af	396.0	591.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 15th day of April, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20570
As Modified by Transfer No. 70140

In accordance with the approval of Transfer No. 70140, Water Right No. 37-20570 is now described as follows.

Right Holder: MAXINE MOLYNEUX And/Or
 A W MOLYNEUX
 1174 GANNETT-PICABO RD
 BELLEVUE ID 83313

Priority Date: March 24, 1883

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	to 10/15	6.49 CFS	1,386.0 AF
			6.49 CFS	1,386.0 AF

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER SWSESW Sec. 12 Twp 01N Rge 18E BLAINE County

BIG WOOD RIVER NESWSW Sec. 25 Twp 01N Rge 18E BLAINE County
 (Rediversion)

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	
01N 18E 36									40.0	40.0	38.0	39.0					157.0
01S 18E 1			19.0	19.0				5.0	20.0			35.0	40.0	40.0	40.0	39.0	257.0
			L 2	L 1				L 3									
01S 18E 12	38.0	40.0			38.0	8.0	13.0	40.0									177.0

Total Acres: 591

CONDITIONS OF APPROVAL

1. Rights 37-20570, 37-20577 and 37-20593 when combined shall not exceed a total annual maximum diversion volume of 1386 af at the field headgate, and the irrigation of 396 acres.
2. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
3. Rights 37-2658, 37-4421A, 37-4421B, 37-7651, 37-11430, 37-20570, 37-20571, 37-20574, 37-20577, 37-20578, 37-20581, 37-20584 and 37-20593 when combined shall not exceed the irrigation of 591 acres.
4. The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of water can be shown and that other elements of the water right are not exceeded. The use of water after 10/15 is subordinate to all other water rights having no subordinated late irrigation use and a priority date earlier than 6-19-2000.

WATER RIGHT NO. 37-20570
As Modified by Transfer No. 70140

CONDITIONS OF APPROVAL

5. 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. 37.
6. 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 and redirection. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
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. 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 15th day of April, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20577
As Modified by Transfer No. 70140

In accordance with the approval of Transfer No. 70140, Water Right No. 37-20577 is now described as follows.

Right Holder: MAXINE MOLYNEUX And
 A W MOLYNEUX
 1174 GANNETT-PICABO RD
 BELLEVUE ID 83313

Priority Date: May 31, 1887

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	to 10/15	9.60 CFS	
			9.60 CFS	

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER SWSESW Sec. 12 Twp 01N Rge 18E BLAINE County

BIG WOOD RIVER NESWSW Sec. 25 Twp 01N Rge 18E BLAINE County
 (Rediversion)

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	
01N 18E 36									40.0	40.0	38.0	39.0					157.0
01S 18E 1			19.0	19.0				5.0	20.0			35.0	40.0	40.0	40.0	39.0	257.0
			L 2	L 1				L 3									
01S 18E 12	38.0	40.0			38.0	8.0	13.0	40.0									177.0

Total Acres: 591

CONDITIONS OF APPROVAL

1. Rights 37-20570, 37-20577 and 37-20593 when combined shall not exceed a total annual maximum diversion volume of 1386 af at the field headgate, and the irrigation of 396 acres.
2. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
3. Rights 37-2658, 37-4421A, 37-4421B, 37-7651, 37-11430, 37-20570, 37-20571, 37-20574, 37-20577, 37-20578, 37-20581, 37-20584 and 37-20593 when combined shall not exceed the irrigation of 591 acres.
4. The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of water can be shown and that other elements of the water right are not exceeded. The use of water after 10/15 is subordinate to all other water rights having no subordinated late irrigation use and a priority date earlier than 6-19-2000.

WATER RIGHT NO. 37-20577
As Modified by Transfer No. 70140

CONDITIONS OF APPROVAL

5. 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. 37.
6. 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 and redirection. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
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. 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 15th day of April, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20593
As Modified by Transfer No. 70140

In accordance with the approval of Transfer No. 70140, Water Right No. 37-20593 is now described as follows.

Right Holder: MAXINE MOLYNEUX And
A W MOLYNEUX
1174 GANNETT-PICABO RD
BELLEVUE ID 83313

Priority Date: June 30, 1884

Source: BIG WOOD RIVER

Tributary: MALAD RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15 to	10/15	3.36 CFS	
			3.36 CFS	

LOCATION OF POINT(S) OF DIVERSION:

BIG WOOD RIVER SWSESW Sec. 12 Twp 01N Rge 18E BLAINE County

BIG WOOD RIVER NESWSW Sec. 25 Twp 01N Rge 18E BLAINE County
(Rediversion)

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	
01N	18E	36									40.0	40.0	38.0	39.0					157.0
01S	18E	1			19.0	19.0			5.0	20.0				35.0	40.0	40.0	40.0	39.0	257.0
					L 2	L 1				L 3									
01S	18E	12	38.0	40.0			38.0	8.0	13.0	40.0									177.0

Total Acres: 591

CONDITIONS OF APPROVAL

1. Rights 37-20570, 37-20577 and 37-20593 when combined shall not exceed a total annual maximum diversion volume of 1386 af at the field headgate, and the irrigation of 396 acres.
2. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
3. Rights 37-2658, 37-4421A, 37-4421B, 37-7651, 37-11430, 37-20570, 37-20571, 37-20574, 37-20577, 37-20578, 37-20581, 37-20584 and 37-20593 when combined shall not exceed the irrigation of 591 acres.
4. The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of water can be shown and that other elements of the water right are not exceeded. The use of water after 10/15 is subordinate to all other water rights having no subordinated late irrigation use and a priority date earlier than 6-19-2000.

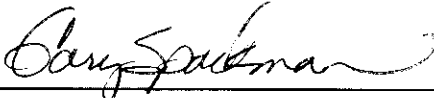
WATER RIGHT NO. 37-20593
As Modified by Transfer No. 70140

CONDITIONS OF APPROVAL

5. 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. 37.
6. 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 and redirection. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
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. 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 15th day of April, 2004



Chief, Water Allocation Bureau