

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70593

This is to certify that: D WAYNE BAKER And/Or MELODIE L BAKER
HC 68 BOX 304
CLAYTON ID 83227
(208)838-2440

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>
72-196	WR/Decreed	05/01/1895	1.20 cfs	N/A	N/A	38.7	SALMON RIVER
72-197	WR/Decreed	05/01/1936	1.20 cfs	N/A	N/A	38.7	SALMON RIVER

Purpose of Transfer (Changes Proposed)

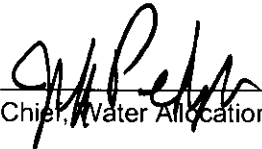
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
72-196	NO	YES	NO	NO	NO	NO
72-197	NO	YES	NO	NO	NO	NO

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>
72-196	72-196	1.20 cfs	N/A	N/A	38.7		N/A	N/A	N/A	N/A
72-197	72-197	1.20 cfs	N/A	N/A	38.7		N/A	N/A	N/A	N/A
COMBINED TOTALS		2.40 cfs	N/A	N/A	39.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 20 day of June, 2003

For  Chief, Water Allocation Bureau

MICROFILMED
2003

WATER RIGHT NO. 72-196
As Modified by Transfer No. 70593

In accordance with the approval of Transfer No. 70593, Water Right No. 72-196 is now described as follows.

Right Holder: D WAYNE BAKER
 HC 68 BOX 304
 CLAYTON ID 83227-9601

And

MELODIE L BAKER
 HC 68 BOX 304
 CLAYTON ID 83227

Priority Date: May 01, 1895

Source: EAST FORK SALMON RIVER **Tributary:** SALMON RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	1.20 CFS	
			1.20 CFS	

LOCATION OF POINT(S) OF DIVERSION:

EAST FORK SALMON RIVER L3 (NENW) Sec. 5 Twp 09N Rge 18E CUSTER 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	
09N	18E	4	8.8	12.0															20.8
			L 1	L 2															
10N	18E	33									9.7						8.2		17.9
											L 5						L 6		

Total Acres: 38.7

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 AUG 11 2003

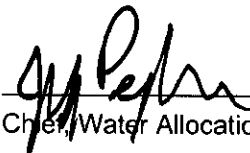
WATER RIGHT NO. 72-196
As Modified by Transfer No. 70593

CONDITIONS OF APPROVAL

1. Rights 72-196 and 72-197 when combined shall not exceed the irrigation of 39 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. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
4. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening requirements of the Idaho Department of Fish and Game.
5. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 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.
8. Rights 72-197, 72-199, 72-200, and 72-10534 are also diverted through the point of diversion described above.

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 20 day of June, 20 03

For 
Chief, Water Allocation Bureau

MICROFILMED
AUG 11 2003

WATER RIGHT NO. 72-197
As Modified by Transfer No. 70593

In accordance with the approval of Transfer No. 70593, Water Right No. 72-197 is now described as follows.

Right Holder: MELODIE L BAKER
 HC 68 BOX 304
 CLAYTON ID 83227

And

D WAYNE BAKER
 HC 68 BOX 304
 CLAYTON ID 83227-9601

Priority Date: May 01, 1936

Source: EAST FORK SALMON RIVER **Tributary:** SALMON RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to	10/31	1.20 CFS	
			1.20 CFS	

LOCATION OF POINT(S) OF DIVERSION:

EAST FORK SALMON L3 (NENW) Sec. 5 Twp 09N Rge 18E CUSTER County
 RIVER

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	
09N	18E	4	8.8	12.0															20.8
			L 1	L 2															
10N	18E	33									9.7						8.2		17.9
											L 5						L 6		

Total Acres: 38.7

MICROFILMED
 2003

WATER RIGHT NO. 72-197
As Modified by Transfer No. 70593

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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.
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Dated this 20 day of June, 20 03

For 
Chief, Water Allocation Bureau

MICHAEL WEBB
JUN 21 2003