

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70915

This is to certify that: LEONARD R STARKEY And/Or
CARLA STARKEY
4660 N MERIDIAN RD
MERIDIAN ID 83642
(208) 888-6873

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>
63-18934	WR/Decreed	01/01/1917	0.17 cfs	N/A	N/A	N/A	GROUND WATER
63-31537	AJC/License	02/11/1977	0.15 cfs	25.2 af	N/A	5.0	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>
63-18934	NO	YES	YES	NO	NO	NO
63-31537	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>
63-18934	63-18934	0.17 cfs	9 af	N/A	N/A		N/A	N/A	N/A	N/A
63-31537	63-31537	0.15 cfs	25.2 af	N/A	5.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.32 cfs	34.2 af	N/A	5		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 19th day of March, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 63-31537
As Modified by Transfer No. 70915

In accordance with the approval of Transfer No. 70915, Water Right No. 63-31537 is now described as follows.

Right Holder: LEONARD R STARKEY And/Or
 CARLA STARKEY
 4660 N MERIDIAN RD
 MERIDIAN ID 83642

Priority Date: February 11, 1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01 to	12/31	0.05 CFS	2.7 AF
IRRIGATION	03/15 to	11/15	0.10 CFS	22.5 AF
			0.15 CFS	25.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNW	Sec. 31 Twp 04N	Rge 01E	ADA County
GROUND WATER	NWNW	Sec. 31 Twp 04N	Rge 01E	ADA County

PLACE OF USE: STOCKWATER, same as Irrigation

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	
04N	01E	31																	
									5.0										5.0
									L 1										

Total Acres: 5

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

WATER RIGHT NO. 63-31537
As Modified by Transfer No. 70915

CONDITIONS OF APPROVAL

6. The total instantaneous diversion of water from all points of diversion under Rights 63-18934 and 63-31537 shall not exceed 0.32 cfs, nor total combined annual volume of 34.2 af.
7. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
8. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right.
9. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used for irrigation purposes without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
10. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 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.
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands 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 19th day of March, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 63-18934**As Modified by Transfer No. 70915**

In accordance with the approval of Transfer No. 70915, Water Right No. 63-18934 is now described as follows.

Right Holder: LEONARD R STARKEY And/Or
CARLA STARKEY
4660 N MERIDIAN RD
MERIDIAN ID 83642

Priority Date: January 01, 1917

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01 to	12/31	0.13 CFS	7.8 AF
DOMESTIC	01/01 to	12/31	0.04 CFS	1.2 AF
			0.17 CFS	9.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNW	Sec. 31 Twp 04N Rge 01E ADA County
GROUND WATER	NWNW	Sec. 31 Twp 04N Rge 01E ADA County

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N 01E 31						X											

PLACE OF USE: DOMESTIC, same as Stockwater

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. The quantity of water decreed for this water right is not a determination of historical beneficial use.
6. The quantity of water under this right shall not exceed 13,000 gallons per day.
7. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

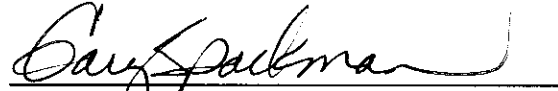
WATER RIGHT NO. 63-18934
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CONDITIONS OF APPROVAL

8. The total instantaneous diversion of water from all points of diversion under Rights 63-18934 and 63-31537 shall not exceed 0.32 cfs, nor a total combined annual volume of 25.2 af.

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 19th day of March, 2004


Chief, Water Allocation Bureau