

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70415

This is to certify that: RICHARD B DALLEY And
SHAUNA H DALLEY
131 E 100 N
RUPERT ID 83350
(208)436-5730

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>
36-2194	WR/Decreed	09/10/1984	3.18 cfs	960 af	N/A	240.0	GROUND WATER
36-2200	WR/Decreed	02/25/1953	8.46 cfs	N/A	N/A	556.0	GROUND WATER
36-7404	WR/Decreed	11/08/1973	1.29 cfs	N/A	N/A	556.0	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>
36-2194	NO	NO	YES	NO	NO	NO
36-2200	YES	NO	YES	YES	NO	NO
36-7404	YES	NO	YES	YES	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>
36-2194	36-2194	3.18 cfs	960 af	240.0	264.0		N/A	N/A	N/A	N/A
36-2200	36-16128	0.37 cfs	96 af	24.0	264.0	36-16127	8.09 cfs	2128 af	N/A	532.0
36-7404	36-16130	0.05 cfs	N/A	24.0	264.0	36-16129	1.24 cfs	N/A	N/A	532.0

COMBINED

TOTALS		3.60 cfs	1056 af	264.0	264.0		N/A	N/A	N/A	532.0
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Detailed Water Right Description(s) attached

Dated this 19th day of March, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 36-2194
As Modified by Transfer No. 70415

In accordance with the approval of Transfer No. 70415, Water Right No. 36-2194 is now described as follows.

Right Holder: RICHARD B DALLEY And
SHAUNA H DALLEY
131 E 100 N
RUPERT ID 83350

Priority Date: September 10, 1984

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	3.18 CFS	960.0 AF
			3.18 CFS	960.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESWNW Sec. 34 Twp 06S Rge 23E MINIDOKA 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 23E 34					33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0					264.0

Total Acres: 264

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 240 acres within the place of use described above in a single irrigation season.
2. Rights 36-2149, 36-16128 and 36-16130 when combined shall not exceed the irrigation of 264 acres.
3. 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.
4. 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.
5. Prior to the diversion and use of water under Transfer approval 70415, the right holder shall install and maintain an acceptable measuring device, including data logger, at the authorized point 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.

WATER RIGHT NO. 36-2194
As Modified by Transfer No. 70415

CONDITIONS OF APPROVAL

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.
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. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. 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 19th day of March, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 36-16127
As Modified by Transfer No. 70415

In accordance with the approval of Transfer No. 70415, Water Right No. 36-16127 is now described as follows.

Right Holder: SHAUNA H DALLEY And
 RICHARD B DALLEY
 131 E 100 N
 RUPERT ID 83350

Priority Date: February 25, 1953

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	8.09 CFS	2,128.0 AF
			8.09 CFS	2,128.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWNENE	Sec. 18 Twp 07S	Rge 24E	MINIDOKA County
GROUND WATER	SWNENW	Sec. 18 Twp 07S	Rge 24E	MINIDOKA County
GROUND WATER	SWNESW	Sec. 18 Twp 07S	Rge 24E	MINIDOKA County
GROUND WATER	SWNESE	Sec. 18 Twp 07S	Rge 24E	MINIDOKA 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 24E 18	40.0	36.0	37.0	40.0	40.0	20.0	20.0	40.0	40.0	20.0	15.0	39.0	40.0	36.0	36.0	33.0	532.0
						L1	L2				L3	L4					

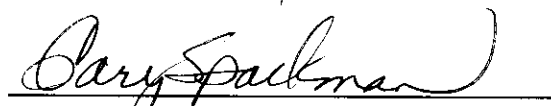
Total Acres: 532

CONDITIONS OF APPROVAL

1. Use of this right with Right No. 36-16129 is limited to the irrigation of a combined total of 532 acres in a single irrigation season.
2. 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 19th day of March, 2004


 Chief, Water Allocation Bureau

WATER RIGHT NO. 36-16128
As Modified by Transfer No. 70415

In accordance with the approval of Transfer No. 70415, Water Right No. 36-16128 is now described as follows.

Right Holder: RICHARD B DALLEY And
 SHAUNA H DALLEY
 131 E 100 N
 RUPERT ID 83350

Priority Date: February 25, 1953

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	0.37 CFS	96.0 AF
			0.37 CFS	96.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESWNW Sec. 34 Twp 06S Rge 23E MINIDOKA 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	23E	34					33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0					264.0

Total Acres: 264

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 24 acres within the place of use described above in a single irrigation season.
2. Use of this right with Right No. 36-16130 is limited to the irrigation of a combined total of 24 acres in a single irrigation season and to a total combined diversion volume of 96 af.
3. Rights 36-2149, 36-16128 and 36-16130 when combined shall not exceed the irrigation of 264 acres.
4. 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.
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. 130.
6. Prior to the diversion and use of water under Transfer approval 70415, the right holder shall install and maintain an acceptable measuring device, including data logger, at the authorized point 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.

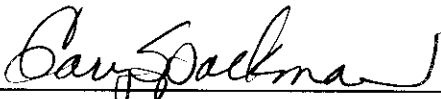
WATER RIGHT NO. 36-16128
As Modified by Transfer No. 70415

CONDITIONS OF APPROVAL

7. 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.
8. 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.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. 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 19th day of March, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 36-16129
As Modified by Transfer No. 70415

In accordance with the approval of Transfer No. 70415, Water Right No. 36-16129 is now described as follows.

Right Holder: RICHARD B DALLEY And
 SHAUNA H DALLEY
 131 E 100 N
 RUPERT ID 83350

Priority Date: November 08, 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	1.24 CFS	
			1.24 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWNE	Sec. 18 Twp 07S	Rge 24E	MINIDOKA County
GROUND WATER	SWNENW	Sec. 18 Twp 07S	Rge 24E	MINIDOKA County
GROUND WATER	SWNESW	Sec. 18 Twp 07S	Rge 24E	MINIDOKA County
GROUND WATER	SWNESE	Sec. 18 Twp 07S	Rge 24E	MINIDOKA 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	24E	18	40.0	36.0	37.0	40.0	40.0	20.0	20.0	40.0	40.0	20.0	15.0	39.0	40.0	36.0	36.0	33.0	532.0
								L1	L2			L3	L4						

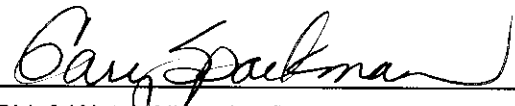
Total Acres: 532

CONDITIONS OF APPROVAL

1. Use of this right with Right No. 36-16127 is limited to the irrigation of a combined total of 532 acres in a single irrigation season.
2. 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 19th day of March, 2004


 Chief, Water Allocation Bureau

WATER RIGHT NO. 36-16130
As Modified by Transfer No. 70415

In accordance with the approval of Transfer No. 70415, Water Right No. 36-16130 is now described as follows.

Right Holder: RICHARD B DALLEY And
 SHAUNA H DALLEY
 131 E 100 N
 RUPERT ID 83350

Priority Date: November 08, 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	0.05 CFS	
			0.05 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESWNW Sec. 34 Twp 06S Rge 23E MINIDOKA 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	23E	34					33.0	33.0	33.0	33.0	33.0	33.0	33.0	33.0					264.0

Total Acres: 264

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 24 acres within the place of use described above in a single irrigation season.
2. Use of this right with Right No. 36-16128 is limited to the irrigation of a combined total of 24 acres in a single irrigation season and to a total combined diversion volume of 96 af.
3. Rights 36-2149, 36-16128 and 36-16130 when combined shall not exceed the irrigation of 264 acres.
4. 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.
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. 130.
6. Prior to the diversion and use of water under Transfer approval 70415, the right holder shall install and maintain an acceptable measuring device, including data logger, at the authorized point 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.

WATER RIGHT NO. 36-16130
As Modified by Transfer No. 70415

CONDITIONS OF APPROVAL

7. 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.
8. 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.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. 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 19th day of March, 2004



Chief, Water Allocation Bureau