

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70891

This is to certify that: MARY MOZES And
BOB MOZES
3320 W 3400 N
MOORE ID 83255
(208)554-2013

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

Right	Origin/Basis	Priority	Rate	Volume	Acre Limit	Total Acres	Source
34-2406G	WR/Decreed	03/20/1961	0.33 cfs	N/A	N/A	14.0	GROUND WATER

Associated Water Rights Also Included in Transfer Approval (Update Conditions)

34-2406D	WR/Decreed	03/20/1961	0.60 cfs	N/A	N/A	30.5	GROUND WATER
34-2406H	WR/Decreed	03/20/1961	0.77 cfs	N/A	N/A	37.0	GROUND WATER
34-12367	WR/Decreed	03/20/1961	1.34 cfs	234.5 af	N/A	67.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
34-2406G	NO	YES	NO	NO	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
34-2406G	34-2406G	0.29 cfs	49 af	N/A	14.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.29 cfs	49 af	N/A	14.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 13th day of February, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 34-2406G
As Modified by Transfer No. 70891

In accordance with the approval of Transfer No. 70891, Water Right No. 34-2406G is now described as follows.

Right Holder: BOB MOZES
 3320 W 3400 N
 MOORE ID 83255

Priority Date: March 20, 1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.29 CFS	49.0 AF
			0.29 CFS	49.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSESE Sec. 9 Twp 05N Rge 26E BUTTE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE					
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals	
05N	26E	9																14.0	14.0	

Total Acres: 14

CONDITIONS OF APPROVAL

1. Right 34-386F, 34-387F and 34-2406G when combined shall not exceed a total diversion rate of 0.38 cfs, and the irrigation of 14.0 acres.
2. After specific notification by the Department, the right holder shall measure the diversion 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.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. 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. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
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.

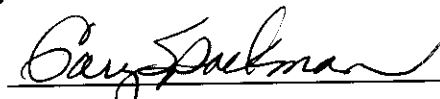
WATER RIGHT NO. 34-2406G
As Modified by Transfer No. 70891

CONDITIONS OF APPROVAL

7. 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 without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
9. The portion of Right 34-2406G in the amount of 0.04 cfs shall be considered forfeited through approval of Transfer 70891.
10. 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 13th day of February, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 34-2406D
As Modified by Transfer No. 70891

In accordance with the approval of Transfer No. 70891, Water Right No. 34-2406D is now described as follows.

Right Holder: DIANE BROWN Or
 DUANE BROWN
 13809 JENNY LN
 CALDWELL ID 83605

Priority Date: March 20, 1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to 10/31	0.60 CFS	
		0.60 CFS	

LOCATION OF POINT(S) OF DIVERSION:
 GROUND WATER NWSWSE Sec. 9 Twp 05N Rge 26E BUTTE 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	
05N	26E	9																	30.5
																			30.5

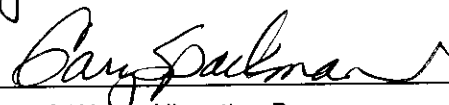
Total Acres: 30.5

CONDITIONS OF APPROVAL

1. Right 34-386C, 34-387C and 34-2406D when combined shall not exceed a total diversion rate of 0.82 cfs, and the irrigation of 30.5 acres.
2. Rights 34-2406D, 34-2406H and 34-12367 when combined shall not exceed a total diversion rate of 2.40 cfs.
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.

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 13th day of February, 2004


 Chief, Water Allocation Bureau

WATER RIGHT NO. 34-2406H
As Modified by Transfer No. 70891

In accordance with the approval of Transfer No. 70891, Water Right No. 34-2406H is now described as follows.

Right Holder: JULIE LORD And
 GRANT LORD
 RT 1 BOX 4
 DARLINGTON ID 83255

Priority Date: March 20, 1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.77 CFS	
			0.77 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSWSE Sec. 9 Twp 05N Rge 26E BUTTE 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	
05N	26E	9																	37.0
																			37.0

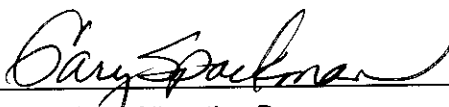
Total Acres: 37

CONDITIONS OF APPROVAL

1. Right 34-386G, 34-387G and 34-2406H when combined shall not exceed a total diversion rate of 0.99 cfs, and the irrigation of 37.0 acres.
2. Rights 34-2406D, 34-2406H and 34-12367 when combined shall not exceed a total diversion rate of 2.40 cfs.
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.

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 13th day of February, 2004


 Chief, Water Allocation Bureau

WATER RIGHT NO. 34-12367
As Modified by Transfer No. 70891

In accordance with the approval of Transfer No. 70891, Water Right No. 34-12367 is now described as follows.

Right Holder: MARGARET HOCKING WHARTON And
 LARRY F WHARTON
 PO BOX 324
 MACKAY ID 83251

Priority Date: March 20, 1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	1.34 CFS	234.5 AF
			1.34 CFS	234.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSWNE Sec. 9 Twp 05N Rge 26E BUTTE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
05N	26E	9	36.0	31.0			67.0

Total Acres: 67

CONDITIONS OF APPROVAL

1. Right 34-800C and 34-12367 when combined shall not exceed a total diversion rate of 1.82 cfs, and the irrigation of 67.0 acres.
2. Rights 34-2406D, 34-2406H and 34-12367 when combined shall not exceed a total diversion rate of 2.40 cfs.
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.

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 13th day of February, 2004



Chief, Water Allocation Bureau