

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70836

This is to certify that: ALFRED PETERSON LIVING TRUST

C/O ARNOLD PATTERSON

875 W 300 N

PAUL ID 83347

(208)438-5557

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>
36-7687	WR/Decreed	04/04/1977	2.80 cfs	796 af	N/A	199.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

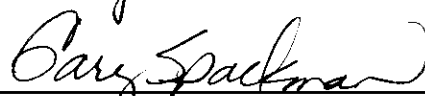
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
36-7687	NO	NO	NO	YES	NO	NO

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>
36-7687	36-7687	2.80 cfs	796 af	N/A	199.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		2.80 cfs	796 af	N/A	199.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 5th day of February, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 36-7687
As Modified by Transfer No. 70836

In accordance with the approval of Transfer No. 70836, Water Right No. 36-7687 is now described as follows.

Right Holder: ALFRED PETERSON LIVING TRUST
 C/O ARNOLD PATTERSON
 875 W 300 N
 PAUL ID 83347

Priority Date: April 04, 1977

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	2.80 CFS	796.0 AF
			2.80 CFS	796.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L1 (NWNENE) Sec. 3 Twp 09S Rge 22E MINIDOKA County

GROUND WATER SENWSE Sec. 3 Twp 09S Rge 22E 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	
09S	22E	3	39.0	40.0	40.0	39.0					18.0	3.0					10.0	10.0	199.0
			L 1	L 2															

Total Acres: 199

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
2. 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.
3. The total instantaneous diversion of water from all points of diversion under Right 36-7687 shall not exceed 2.80 cfs, nor a total combined annual volume of 796.0 af.
4. Prior to the diversion and use of water under Transfer approval 70863, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) 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. 36-7687
As Modified by Transfer No. 70836

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. 130.
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. 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 measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
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.
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 5th day of February, 2004



Chief, Water Allocation Bureau