

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70867

This is to certify that: KAMLAH ROUNDY
2527 NORTH 665 EAST
MONTEVIEW ID 83435
(208)657-2313

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>
31-4090	WR/Decreed	04/14/1949	3.20 cfs	875 af	N/A	250.0	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>
31-4090	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>
31-4090	31-4090	3.20 cfs	875 af	N/A	250.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		3.20 cfs	875 af	N/A	250.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 19th day of November, 20 03



Chief, Water Allocation Bureau

WATER RIGHT NO. 31-4090
As Modified by Transfer No. 70867

In accordance with the approval of Transfer No. 70867, Water Right No. 31-4090 is now described as follows.

Right Holder: MILBURN HAWKER JR
 1052 E 2600 N
 MONTEVIEW ID 83435

Priority Date: April 14, 1949

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	3.20 CFS	875.0 AF
			3.20 CFS	875.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESE	Sec. 19 Twp 08N	Rge 34E	JEFFERSON County
GROUND WATER	NESESW	Sec. 20 Twp 08N	Rge 34E	JEFFERSON 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	
08N	34E	19													30.0	30.0	30.0	30.0	120.0
08N	34E	20									35.0	35.0	32.0	28.0					130.0

Total Acres: 250

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Right 31-4090 shall not exceed 3.20 cfs, nor total combined annual volume of 875 af.
2. 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.
3. Prior to the diversion and use of water under Transfer approval 70867, 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.
4. 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.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
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. 31-4090
As Modified by Transfer No. 70867

CONDITIONS OF APPROVAL

7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
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.

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 November, 2003



Chief, Water Allocation Bureau