

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69638

This is to certify that: L LA VAR NEWMAN
2491 N 800 E
MONTEVIEW ID 83435
(208) 657-2252

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>
32-10358	WR/Decreed	06/25/1910	10.60 cfs	N/A	N/A	475.0	WILLOW CREEK

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

<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>
32-7116	WR/Decreed	06/12/1981	3.00 cfs	1025.7 af	N/A	341.9	GROUND WATER

Purpose of Transfer (Changes Proposed)

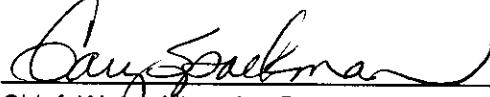
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
32-10358	YES	YES	YES	NO	NO	NO

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>
32-10358	32-13212	2.37 cfs	N/A	106.4	5,723	32-13211	8.23 cfs	N/A	N/A	368.6
COMBINED										
TOTALS		2.37 cfs	N/A	106.4	5,723		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 24th day of October, 20 03



Chief, Water Allocation Bureau

WATER RIGHT NO. 32-13211
As Modified by Transfer No. 69638

In accordance with the approval of Transfer No. 69638, Water Right No. 32-13211 is now described as follows.

Right Holder: L LA VAR NEWMAN
 2491 N 800 E
 MONTEVIEW ID 83435

Priority Date: June 25, 1910

Source: WILLOW CREEK

Tributary: BIRCH CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	05/01 to	10/31	8.23 CFS	N/A

LOCATION OF POINT(S) OF DIVERSION:

WILLOW CREEK SWSWSW Sec. 17 Twp 12N Rge 29E LEMHI County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
11N 29E 5					45.0	25.0		30.0									100.0
					L 3	L 4											
11N 29E 6	3.6																3.6
	L 1																
12N 29E 31					40.0			40.0	18.0				40.0	40.0	36.0	11.0	225.0
12N 29E 32										40.0							40.0

Total Acres: 368.6

WATER RIGHT NO. 32-13211
As Modified by Transfer No. 69638

CONDITIONS OF APPROVAL

1. Use of this right with Right No. 32-7116 is limited to a total combined diversion rate of 8.23 cfs.
2. Uses of this right with Right No 32-7116 is limited to the irrigation of a combined total of 368.6 acres in a single irrigation season.
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 24th day of October, 2003


Chief, Water Allocation Bureau

WATER RIGHT NO. 32-13212
As Modified by Transfer No. 69638

In accordance with the approval of Transfer No. 69638, Water Right No. 32-13212 is now described as follows.

Right Holder: RENO DITCH CO INC
 C/O KENT FOSTER
 HOLDEN KIDWELL HAHN & CRAPO
 PO BOX 50130
 IDAHO FALLS ID 83405

Priority Date: June 25, 1910

Source: BIRCH CREEK

Tributary: SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	05/01	to 10/31	2.37 CFS	
			2.37 CFS	

LOCATION OF POINT(S) OF DIVERSION:

BIRCH CREEK SESW Sec. 34 Twp 09N Rge 30E CLARK 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	31E	12												40.0		40.0	40.0	40.0	160.0
08N	31E	13	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0			40.0	39.0			479.0
08N	31E	14	39.0			39.0													78.0
08N	32E	1	34.0	34.0	40.0	40.0	34.0	22.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	604.0
			L 1	L 2			L 3	L 5											
08N	32E	2				24.0								26.0	40.0	24.0	40.0	40.0	194.0
						L 8									L 9				
08N	32E	10									40.0	41.0	41.0	40.0	40.0	40.0	40.0	40.0	322.0
											L 3	L 4							
08N	32E	11	41.0	41.0		41.0	41.0	28.0	41.0	41.0	41.0	41.0	41.0	41.0					438.0
08N	32E	12		40.0			40.0	40.0	40.0										160.0
08N	32E	14					40.0	40.0											80.0
08N	32E	15	40.0	40.0	40.0	40.0	40.0	42.0	42.0	40.0									324.0
								L 1	L 2										
08N	33E	5					34.0	34.0	40.0	40.0	40.0	40.0							228.0
							L 3	L 4											
08N	33E	6	34.0	34.0	40.0	40.0	34.0	17.0	20.0	40.0	40.0	20.0	20.0	40.0	40.0	40.0	40.0	40.0	539.0
			L 1	L 2			L 3	L 4	L 5			L 6	L 7						
08N	33E	7	40.0	40.0	40.0	40.0	40.0								40.0	40.0	40.0	40.0	360.0
08N	33E	8					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0
09N	32E	36	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	37.0	40.0	40.0	40.0	40.0	40.0	40.0	637.0
												L 4	L 3			L 2	L 1		
09N	33E	31									40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	320.0
											L 3	L 4							
09N	33E	32	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					480.0

Total Acres: 5723

WATER RIGHT NO. 32-13212
As Modified by Transfer No. 69638

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 106.4 acres within the place of use described above in a single irrigation season.
2. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the department for measuring the flow in Willow Creek at the original point of diversion and at the point of diversion from Birch Creek.
3. Diversion of water from Birch Creek is limited to those times water is available for diversion under this right and priority from Willow Creek, the original source.
4. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 5/1 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.
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. 32D.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
7. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
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 24th day of October, 2003


Chief, Water Allocation Bureau

WATER RIGHT NO. 32-7116
As Modified by Transfer No. 69638

In accordance with the approval of Transfer No. 69638, Water Right No. 32-7116 is now described as follows.

Right Holder: L LA VAR NEWMAN
 2491 N 800 E
 MONTEVIEW ID 83435

AND

LOUISE NEWMAN
 2941 N 800 E
 MONTEVIEW ID 83435

Priority Date: June 12, 1981

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	to 10/15	3.00 CFS	1,025.7 AF
			3.00 CFS	1,025.7 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENW Sec. 31 Twp 12n Rge 29e LEMHI County

GROUND WATER SESE Sec. 31 Twp 12n Rge 29e LEMHI 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	
11N 29E 5					44.0 L 3	25.0 L 4		5.3									74.3
11N 29E 6	3.6 L 1																3.6
12N 29E 31					40.0			40.0	18.0				40.0	39.0	11.0	36.0	224.0
12N 29E 32										40.0							40.0

Total Acres: 341.9

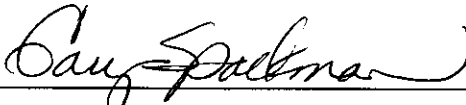
WATER RIGHT NO. 32-7116
As Modified by Transfer No. 69638

CONDITIONS OF APPROVAL

1. Use of this right with right no. 32-13211 is limited to a total combined diversion rate of 8.23 cfs.
2. Uses of this right with right no 32-13211 is limited to the irrigation of a combined total of 368.6 acres in a single irrigation season.
3. The use of water for irrigation under this right may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water after October 15 under this remark is subordinated to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right
4. 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 24th day of October, 20 03



Chief, Water Allocation Bureau