

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 87544**

This is to certify that: VIRGINIA C WARD AND
WALLACE P WARD
123 E 100 S
BURLEY, ID 83318-5442

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 Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
43-10268	WR/DECREED	10/19/1928	0.160 cfs	18.7 af	4.0	187.0	SPRINGS
43-2558	WR/DECREED	1/7/1963	1.540 cfs	647.0 af	185.0	187.0	GROUND WATER
43-272	WR/DECREED	4/30/1872	1.000 cfs	N/A	166.0	187.0	CASSIA CREEK
43-273	WR/DECREED	4/30/1880	1.500 cfs	N/A	166.0	187.0	CASSIA CREEK
43-274	WR/DECREED	4/30/1872	0.500 cfs	N/A	127.0	148.0	RICE SPRINGS

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>
43-10268	NO	NO	YES	NO	NO	NO
43-2558	NO	NO	YES	NO	NO	NO
43-272	NO	NO	YES	NO	NO	NO
43-273	NO	NO	YES	NO	NO	NO
43-274	NO	NO	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>
43-10268	43-10268	0.160 cfs	18.7 af	4.0	187.0	N/A	N/A	N/A	N/A	N/A
43-2558	43-2558	1.540 cfs	647.0 af	185.0	187.0	N/A	N/A	N/A	N/A	N/A
43-272	43-272	1.000 cfs	N/A	166.0	187.0	N/A	N/A	N/A	N/A	N/A
43-273	43-273	1.500 cfs	N/A	166.0	187.0	N/A	N/A	N/A	N/A	N/A
43-274	43-274	0.500 cfs	N/A	127.0	187.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		4.700 cfs	N/A	187.0	187.0		N/A	N/A	N/A	N/A

SUPPORT DATA

IN FILE # 43-272

Transfer No. 87544

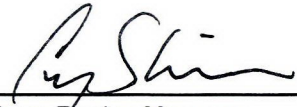
SCANNED
MAY 05 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 87544

This water right(s) 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. Detailed Water Right Description(s) attached.

Dated this 4th day of May, 2023.



Southern Region Manager



WATER RIGHT NO. 43-272**As Modified by Transfer No. 87544**

In accordance with the approval of Transfer No. 87544, Water Right No. 43-272 is now described as follows:

Right Holder: WALLACE P WARD AND
VIRGINIA C WARD
123 E 100 S
BURLEY, ID 83318-5442

Priority Date: 4/30/1872

Source: CASSIA CREEK

Tributary: RAFT RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

1.000 cfs

1.000 cfs

LOCATION OF POINT(S) OF DIVERSION

CASSIA CREEK
CASSIA CREEK

NESESE
L3 (SENWSW)

Sec 19 Twp 13S Rge 26E CASSIA County
Sec 19 Twp 13S Rge 26E CASSIA County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	26E	20									18.0			19.0	35.0	26.0	22.0	21.0	141.0
13S	26E	21							13.0			33.0							46.0

Right Acre Limit: 166.0

POU Total Acres: 187.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 166 acres within the authorized place of use in a single irrigation season.
2. Rights 43-272, and 43-273 when combined shall not exceed the irrigation of 166 acres.
3. Rights 43-272, 43-273, 43-274, 43-2558, and 43-10268 when combined shall not exceed the irrigation of 187 acres..
4. Use of water under this right may 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. 43C.
5. 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(s).

Transfer No. 87544

SCANNED

MAY 05 2023

WATER RIGHT NO. 43-272
As Modified by Transfer No. 87544

CONDITIONS OF APPROVAL

6. When combined the following rights shall provide no more than .02 cfs per acre. Combined right nos. 43-272, 43-273, 43-274, 43-2558, and 43-10268.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 43-273**As Modified by Transfer No. 87544**

In accordance with the approval of Transfer No. 87544, Water Right No. 43-273 is now described as follows:

Right Holder: WALLACE P WARD AND
VIRGINIA C WARD
123 E 100 S
BURLEY, ID 83318-5442

Priority Date: 4/30/1880

Source: CASSIA CREEK

Tributary: RAFT RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

1,500 cfs

1,500 cfs

LOCATION OF POINT(S) OF DIVERSION

CASSIA CREEK
CASSIA CREEK

NESESE
L3 (SENWSW)

Sec 19 Twp 13S Rge 26E CASSIA County
Sec 19 Twp 13S Rge 26E CASSIA County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	26E	20									18.0			19.0	35.0	26.0	22.0	21.0	141.0
13S	26E	21							13.0			33.0							46.0

Right Acre Limit: 166.0

POU Total Acres: 187.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 166 acres within the authorized place of use in a single irrigation season.
2. Rights 43-272, and 43-273 when combined shall not exceed the irrigation of 166 acres.
3. Rights 43-272, 43-273, 43-274, 43-2558, and 43-10268 when combined shall not exceed the irrigation of 187 acres..
4. Use of water under this right may 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. 43C.
5. 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(s).

Transfer No. 87544

SCANNED

MAY 05 2023

WATER RIGHT NO. 43-273
As Modified by Transfer No. 87544

CONDITIONS OF APPROVAL

6. When combined the following rights shall provide no more than .02 cfs per acre. Combined right nos. 43-272, 43-273, 43-274, 43-2558, and 43-10268.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 43-274

As Modified by Transfer No. 87544

In accordance with the approval of Transfer No. 87544, Water Right No. 43-274 is now described as follows:

Right Holder: WALLACE P WARD AND
VIRGINIA C WARD
123 E 100 S
BURLEY, ID 83318-5442

Priority Date: 4/30/1872

Source: RICE SPRINGS

Tributary: CASSIA CREEK

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

0.500 cfs

0.500 cfs

LOCATION OF POINT(S) OF DIVERSION

RICE SPRINGS

SESESW

Sec 17 Twp 13S Rge 26E CASSIA County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	26E	20									18.0			19.0	35.0	26.0	22.0	21.0	141.0
13S	26E	21							13.0			33.0							46.0

Right Acre Limit: 127.0

POU Total Acres: 187.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 127 acres within the authorized place of use in a single irrigation season.
2. Rights 43-272, 43-273, 43-274, 43-2558, and 43-10268 when combined shall not exceed the irrigation of 187 acres..
3. Use of water under this right may 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. 43C.
4. 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(s).
5. When combined the following rights shall provide no more than .02 cfs per acre. Combined right nos. 43-272, 43-273, 43-274, 43-2558, and 43-10268.

Transfer No. 87544

SCANNED

MAY 05 2023

WATER RIGHT NO. 43-274
As Modified by Transfer No. 87544

CONDITIONS OF APPROVAL

6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



WATER RIGHT NO. 43-2558**As Modified by Transfer No. 87544**

In accordance with the approval of Transfer No. 87544, Water Right No. 43-2558 is now described as follows:

Right Holder: WALLACE P WARD AND
VIRGINIA C WARD
123 E 100 S
BURLEY, ID 83318-5442

Priority Date: 1/7/1963

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 10/31	1.540 cfs	647.0 af
			1.540 cfs	647.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWSESW Sec 20 Twp 13S Rge 26E CASSIA County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	26E	20									18.0				19.0	35.0	26.0	22.0	141.0
13S	26E	21							13.0			33.0							46.0

Right Acre Limit: 185.0

POU Total Acres: 187.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 185 acres within the authorized place of use in a single irrigation season.
2. Rights 43-272, 43-273, 43-274, 43-2558, and 43-10268 when combined shall not exceed the irrigation of 187 acres..
3. Use of water under this right may 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. 143.
4. 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(s).
5. When combined the following rights shall provide no more than .02 cfs per acre. Combined right nos. 43-272, 43-273, 43-274, 43-2558, and 43-10268.

Transfer No. 87544

SCANNED

MAY 05 2023

WATER RIGHT NO. 43-2558

As Modified by Transfer No. 87544

CONDITIONS OF APPROVAL

6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



WATER RIGHT NO. 43-10268**As Modified by Transfer No. 87544**

In accordance with the approval of Transfer No. 87544, Water Right No. 43-10268 is now described as follows:

Right Holder: WALLACE P WARD AND
VIRGINIA C WARD
123 E 100 S
BURLEY, ID 83318-5442

Priority Date: 10/19/1928

Source: SPRINGS

Tributary: CASSIA CREEK

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
IRRIGATION	04/01	to 10/31	0.120 cfs	16.0 af
STOCKWATER	01/01	to 12/31	0.040 cfs	2.7 af
			0.160 cfs	18.7 af

LOCATION OF POINT(S) OF DIVERSION

SPRINGS NWSESE Sec 20 Twp 13S Rge 26E CASSIA County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	26E	20									18.0			19.0	35.0	26.0	22.0	21.0	141.0
13S	26E	21							13.0			33.0							46.0

Right Acre Limit: 4.0

POU Total Acres: 187.0

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	26E	20																X	

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 4 acres within the authorized place of use in a single irrigation season.
2. Rights 43-272, 43-273, 43-274, 43-2558, and 43-10268 when combined shall not exceed the irrigation of 187 acres.
3. When combined the following rights shall provide no more than .02 cfs per acre. Combined right nos. 43-272, 43-273, 43-274, 43-2558, and 43-10268.

Transfer No. 87544

SCANNED

MAY 05 2023

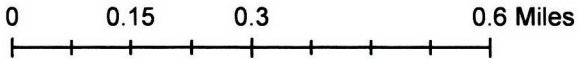
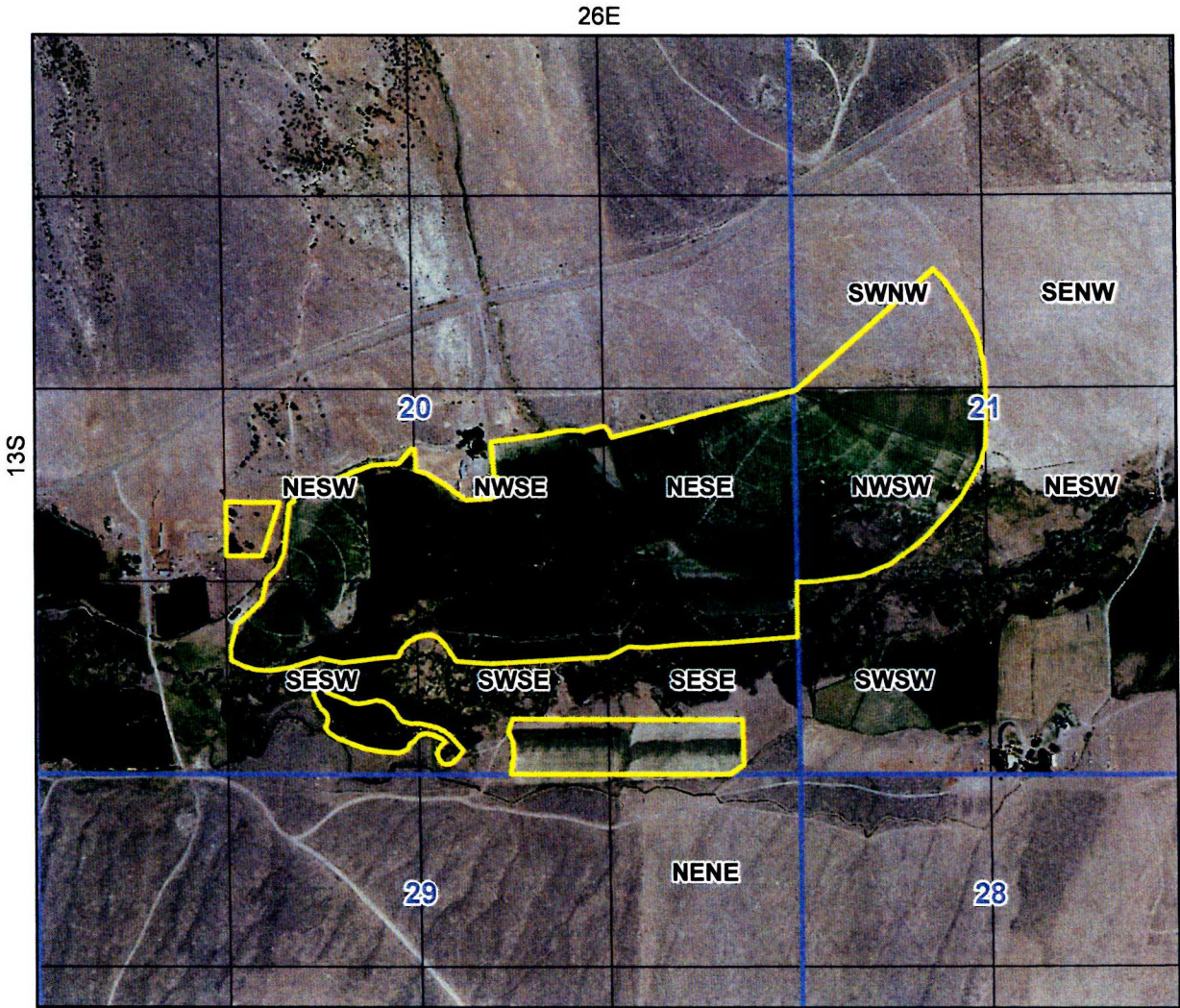
WATER RIGHT NO. 43-10268
As Modified by Transfer No. 87544

CONDITIONS OF APPROVAL

4. Use of water under this right may 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.43C.
5. These springs rise in the wastewater drain ditch and are used with the wastewater to irrigate lands covered under the other water rights listed. Instream use for stockwater is also used.
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(s).
7. The quantity of water decreed for this water right is not a determination of historical beneficial use.
8. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
9. The right holder shall accomplish the change authorized by this transfer within one 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.
11. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

State of Idaho
Department of Water Resources
Attachment to Transfer # 87544
43-272, 43-273, 43-274, 43-2558, and 43-10268

This map depicts the IRRIGATION place of use boundary for these water rights at the time of this approval and is attached to the approval document solely for illustrative purposes.



- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters