

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 86042**

This is to certify that: JANETTE S PETERSON AND
KENNETH J PETERSON
PO BOX 58
LEADORE, ID 83464
AND
STEVEN L JOHNSON AND
SUSAN JOHNSON
1019 LEE CREEK RD
LEADORE, ID 83464-5011

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>
74-15714	WR/DECREED	3/25/1887	0.330 cfs	N/A	N/A	N/A	BIG EIGHTMILE CREEK
74-15715	WR/DECREED	3/25/1887	0.330 cfs	N/A	N/A	N/A	BIG EIGHTMILE CREEK
74-411	WR/DECREED	3/25/1887	0.330 cfs	N/A	N/A	N/A	BIG EIGHTMILE CREEK

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>
74-15714	NO	NO	NO	NO	YES	NO
74-15715	NO	NO	NO	NO	YES	NO
74-411	NO	NO	NO	NO	YES	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>
74-15714	74-15714	0.330 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
74-15715	74-15715	0.330 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
74-411	74-411	0.330 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.990 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A

SUPPORT DATA

Transfer No. 86042

IN FILE #

74-411

SCANNED
OCT 26 2022

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 86042

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 24th day of October, 2022.



Regional Manager

WATER RIGHT NO. 74-411

As Modified by Transfer No. 86042

In accordance with the approval of Transfer No. 86042, Water Right No. 74-411 is now described as follows:

Right Holder: STEVEN L JOHNSON AND
SUSAN JOHNSON
1019 LEE CREEK RD
LEADORE, ID 83464-5011

Priority Date: 3/25/1887

Source: BIG EIGHTMILE CREEK

Tributary: LEMHI RIVER

BENEFICIAL USE

STOCKWATER

From

1/01

To

to 12/31

Diversion Rate

0.330 cfs

0.330 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG EIGHTMILE CREEK

SWNW

Sec 33 Twp 16N Rge 25E LEMHI County

PLACE OF USE: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16N	25E	20									X		X	X		X	X		
16N	25E	29		X			X	X											

CONDITIONS OF APPROVAL

1. This right shall only be used to provide the quantity of water necessary for stockwater at the authorized place of use and to offset any associated conveyance losses. If pipelines and troughs are used to deliver water to stock, thereby reducing conveyance losses in the delivery system, the diversion from the creek shall be reduced accordingly to prevent waste.
2. This right shall not be used for irrigation.
3. The quantity of water under this right shall not exceed 13,000 gallons per day for stockwater use. Any water diverted in excess of 13,000 gallons per day shall only be used to offset conveyance losses.
4. The quantity of water decreed for this water right is not a determination of historical beneficial use.
5. 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. 74Z.

Transfer No. 86042

SCANNED

OCT 26 2022

WATER RIGHT NO. 74-411
As Modified by Transfer No. 86042

CONDITIONS OF APPROVAL

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. Water is delivered through Diversion E-14, which is also known as the Schoonover-Freeman-Seamour Ditch.
8. This right does not grant any right-of-way or easement across the land of another.
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.

WATER RIGHT NO. 74-15714
As Modified by Transfer No. 86042

In accordance with the approval of Transfer No. 86042, Water Right No. 74-15714 is now described as follows:

Right Holder: KENNETH J PETERSON AND
 JANETTE S PETERSON
 PO BOX 58
 LEADORE, ID 83464

Priority Date: 3/25/1887

Source: BIG EIGHTMILE CREEK **Tributary:** LEMHI RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
STOCKWATER	01/01	to 12/31	0.330 cfs 0.330 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG EIGHTMILE CREEK SWNW Sec 33 Twp 16N Rge 25E LEMHI County

PLACE OF USE: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16N	25E	20	X			X									X			X	
16N	25E	21									X		X	X					
16N	25E	28						X											
16N	25E	29	X																

CONDITIONS OF APPROVAL

1. This right shall only be used to provide the quantity of water necessary for stockwater at the authorized place of use and to offset any associated conveyance losses. If pipelines and troughs are used to deliver water to stock, thereby reducing conveyance losses in the delivery system, the diversion from the creek shall be reduced accordingly to prevent waste.
2. This right shall not be used for irrigation.
3. The quantity of water under this right shall not exceed 13,000 gallons per day for stockwater use. Any water diverted in excess of 13,000 gallons per day shall only be used to offset conveyance losses.
4. The quantity of water decreed for this water right is not a determination of historical beneficial use.
5. 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. 74Z.

Transfer No. 86042

SCANNED
OCT 25 2022

WATER RIGHT NO. 74-15714
As Modified by Transfer No. 86042

CONDITIONS OF APPROVAL

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. Water is delivered through Diversion E-14, which is also known as the Schoonover-Freeman-Seamour Ditch.
8. This right does not grant any right-of-way or easement across the land of another.
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.

WATER RIGHT NO. 74-15715
As Modified by Transfer No. 86042

In accordance with the approval of Transfer No. 86042, Water Right No. 74-15715 is now described as follows:

Right Holder: STEVEN L JOHNSON AND
 SUSAN JOHNSON
 1019 LEE CREEK RD
 LEADORE, ID 83464-5011

Priority Date: 3/25/1887

Source: BIG EIGHTMILE CREEK **Tributary:** LEMHI RIVER

BENEFICIAL USE **From** **To** **Diversion Rate**
 STOCKWATER 01/01 to 12/31 0.330 cfs
 0.330 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG EIGHTMILE CREEK SWNW Sec 33 Twp 16N Rge 25E LEMHI County

PLACE OF USE: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16N	25E	20	X			X									X			X	
16N	25E	21						X	X	X	X	X	X	X					

CONDITIONS OF APPROVAL

1. This right shall only be used to provide the quantity of water necessary for stockwater at the authorized place of use and to offset any associated conveyance losses. If pipelines and troughs are used to deliver water to stock, thereby reducing conveyance losses in the delivery system, the diversion from the creek shall be reduced accordingly to prevent waste.
2. This right shall not be used for irrigation.
3. The quantity of water under this right shall not exceed 13,000 gallons per day for stockwater use. Any water diverted in excess of 13,000 gallons per day shall only be used to offset conveyance losses.
4. The quantity of water decreed for this water right is not a determination of historical beneficial use.
5. 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. 74Z.

Transfer No. 86042

SCANNED
 OCT 26 2022

WATER RIGHT NO. 74-15715
As Modified by Transfer No. 86042

CONDITIONS OF APPROVAL

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. Water is delivered through Diversion E-14, which is also known as the Schoonover-Freeman-Seamour Ditch.
8. This right does not grant any right-of-way or easement across the land of another.
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.