

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 86038**

This is to certify that: **DEAN ANDERSEN AND
KARALEE W ANDERSEN
3482 W 2900 N
MOORE, ID 83255-8765**

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>
34-10669	WR/DECREED	3/1/1902	0.755 cfs	N/A	N/A	134.0	BIG LOST RIVER
34-117D	WR/DECREED	6/1/1884	0.368 cfs	N/A	18.4	134.0	BIG LOST RIVER
34-2416B	WR/DECREED	5/16/1961	1.340 cfs	234.5 af	N/A	67.0	GROUND WATER
34-2416C	WR/DECREED	5/16/1961	0.800 cfs	140.0 af	N/A	40.0	GROUND WATER
34-311B	WR/DECREED	7/15/1884	0.800 cfs	N/A	N/A	35.5	BIG LOST RIVER
34-377B	WR/DECREED	6/1/1885	0.500 cfs	N/A	25.0	134.0	BIG LOST RIVER
34-615	WR/DECREED	6/1/1896	1.170 cfs	N/A	58.5	134.0	BIG LOST RIVER
34-622C	WR/DECREED	6/1/1896	0.400 cfs	N/A	N/A	40.0	BIG LOST RIVER
34-623A	WR/DECREED	3/1/1902	0.210 cfs	N/A	N/A	35.5	BIG LOST RIVER
34-623B	WR/DECREED	3/1/1902	0.305 cfs	N/A	N/A	40.0	BIG LOST RIVER

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>
34-10669	NO	NO	YES	NO	NO	NO
34-117D	NO	NO	YES	NO	NO	NO
34-2416B	NO	NO	YES	NO	NO	NO
34-2416C	NO	NO	YES	NO	NO	NO
34-311B	NO	NO	YES	NO	NO	NO
34-377B	NO	NO	YES	NO	NO	NO
34-615	NO	NO	YES	NO	NO	NO
34-622C	NO	NO	YES	NO	NO	NO
34-623A	NO	NO	YES	NO	NO	NO
34-623B	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>
34-10669	34-10669	0.755 cfs	N/A	134.0	209.5	N/A	N/A	N/A	N/A	N/A
34-117D	34-117D	0.368 cfs	N/A	18.4	209.5	N/A	N/A	N/A	N/A	N/A
34-2416B	34-2416B	1.340 cfs	234.5 af	67.0	209.5	N/A	N/A	N/A	N/A	N/A
34-2416C	34-2416C	0.800 cfs	140.0 af	40.0	209.5	N/A	N/A	N/A	N/A	N/A

Transfer No. 86038

**Support Data
In File # 34-117D**

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 86038

Summary Of Water Rights After the Approved Change

Existing Right	New No. (Changed Portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
34-311B	34-311B	0.800 cfs	N/A	35.5	209.5	N/A	N/A	N/A	N/A	N/A
34-377B	34-377B	0.500 cfs	N/A	25.0	209.5	N/A	N/A	N/A	N/A	N/A
34-615	34-615	1.170 cfs	N/A	58.5	209.5	N/A	N/A	N/A	N/A	N/A
34-622C	34-622C	0.400 cfs	N/A	40.0	209.5	N/A	N/A	N/A	N/A	N/A
34-623A	34-623A	0.210 cfs	N/A	35.5	209.5	N/A	N/A	N/A	N/A	N/A
34-623B	34-623B	0.305 cfs	N/A	40.0	209.5	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		5.540 cfs	N/A	209.5	209.5		N/A	N/A	N/A	N/A

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 23rd day of May, 2022.



Regional Manager

Transfer No. 86038

Support Data
In File # 34-117D

WATER RIGHT NO. 34-311B
As Modified by Transfer No. 86038

In accordance with the approval of Transfer No. 86038, Water Right No. 34-311B is now described as follows:

Right Holder: DEAN ANDERSEN
 3482 W 2900 N
 MOORE, ID 83255-8765

Priority Date: 7/15/1884

Source: BIG LOST RIVER

Tributary: SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	5/01	to 10/15	0.800 cfs 0.800 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER NWSESE Sec 4 Twp 05N Rge 26E BUTTE 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	
04N	26E	5									40.0	35.0	37.0	29.5		39.0	29.0		209.5

Right Acre Limit: 35.5
 POU Total Acres: 209.5

CONDITIONS OF APPROVAL

1. Rights 34-311B and 34-623A when combined shall not exceed the irrigation of 35.5 acres.
2. Rights 34-117D, 34-311B, 34-377B, 34-615, 34-622C, 34-623A, 34-623B, 34-10669, 34-2416B and 34-2416C when combined shall not exceed a total diversion rate of 5.54 cfs and the irrigation of 209.5 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.34.
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. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.

Transfer No. 86038

WATER RIGHT NO. 34-311B
As Modified by Transfer No. 86038

CONDITIONS OF APPROVAL

6. 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 place of use.
7. Water is delivered through the Moore Diversion, Moore Canal.
8. The right holder shall accomplish the change authorized by this transfer within one 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 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. 34-2416C**As Modified by Transfer No. 86038**

In accordance with the approval of Transfer No. 86038, Water Right No. 34-2416C is now described as follows:

Right Holder: DEAN ANDERSEN
KARALEE W ANDERSEN
3482 W 2900 N
MOORE, ID 83255-8765

Priority Date: 5/16/1961

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	0.800 cfs	140.0 af
			0.800 cfs	140.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWNW Sec 5 Twp 04N Rge 26E BUTTE 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	
04N	26E	5									40.0	35.0	37.0	29.5		39.0	29.0		209.5

Right Acre Limit: 40.0
POU Total Acres: 209.5

CONDITIONS OF APPROVAL

1. Rights 34-622C, 34-623B and 34-2416C when combined shall not exceed a total diversion rate of 1.01 cfs and the irrigation of 40 acres.
2. Rights 34-117D, 34-311B, 34-377B, 34-615, 34-622C, 34-623A, 34-623B, 34-10669, 34-2416B and 34-2416C when combined shall not exceed a total diversion rate of 5.54 cfs and the irrigation of 209.5 acres.
3. Rights 34-2416B and 34-2416C are limited to the irrigation of a specific 107 acres within the 209.5 acre place of use authorized by the rights in a single irrigation season. The specific 107 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 107 acres to be irrigated within the 209.5 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

Transfer No. 86038

WATER RIGHT NO. 34-2416C
As Modified by Transfer No. 86038

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.34.
5. Prior to the diversion and use of water under Transfer approval 86038, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion 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.
6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
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 place of use.
8. The right holder shall accomplish the change authorized by this transfer within one 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 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. 34-623A
As Modified by Transfer No. 86038

In accordance with the approval of Transfer No. 86038, Water Right No. 34-623A is now described as follows:

Right Holder: DEAN ANDERSEN
 3482 W 2900 N
 MOORE, ID 83255-8765

Priority Date: 3/1/1902

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE

IRRIGATION

From

5/01

To

to 10/15

Diversion Rate

0.210 cfs

0.210 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER NWSESE Sec 4 Twp 05N Rge 26E BUTTE 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	
04N	26E	5									40.0	35.0	37.0	29.5		39.0	29.0		209.5

Right Acre Limit: 35.5

POU Total Acres: 209.5

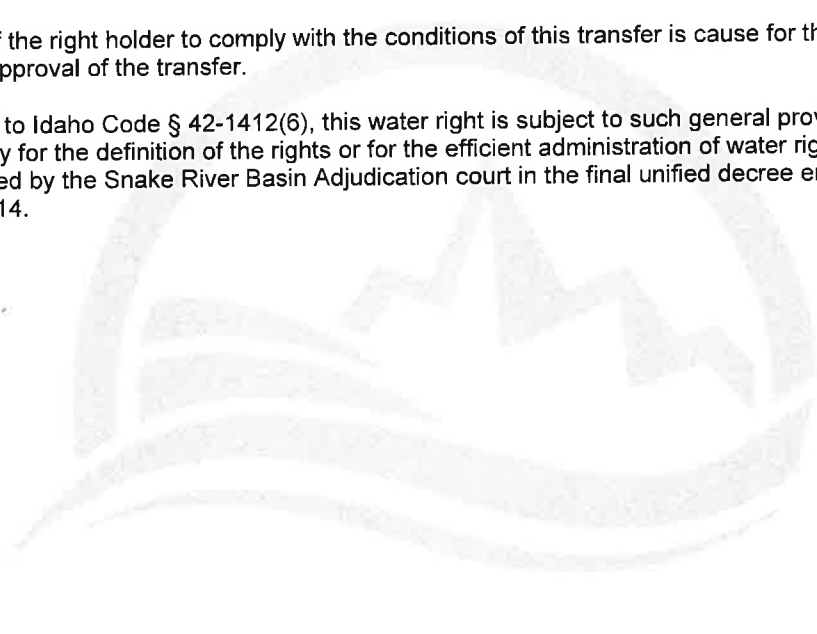
CONDITIONS OF APPROVAL

1. Rights 34-311B and 34-623A when combined shall not exceed the irrigation of 35.5 acres.
2. Rights 34-117D, 34-311B, 34-377B, 34-615, 34-622C, 34-623A, 34-623B, 34-10669, 34-2416B and 34-2416C when combined shall not exceed a total diversion rate of 5.54 cfs and the irrigation of 209.5 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.34.
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. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.

Transfer No. 86038

WATER RIGHT NO. 34-623A
As Modified by Transfer No. 86038

CONDITIONS OF APPROVAL

6. 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 place of use.
 7. Water is delivered through the Moore Diversion, Moore Canal.
 8. The right holder shall accomplish the change authorized by this transfer within one 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 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.
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WATER RIGHT NO. 34-615

As Modified by Transfer No. 86038

In accordance with the approval of Transfer No. 86038, Water Right No. 34-615 is now described as follows:

Right Holder: DEAN ANDERSEN
3482 W 2900 N
MOORE, ID 83255-8765

Priority Date: 6/1/1896

Source: BIG LOST RIVER

Tributary: SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	5/01	to 10/15	1.170 cfs 1.170 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER NWSESE Sec 4 Twp 05N Rge 26E BUTTE 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	
04N	26E	5									40.0	35.0	37.0	29.5		39.0	29.0		209.5

Right Acre Limit: 58.5

POU Total Acres: 209.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 58.5 acres within the authorized place of use in a single irrigation season.
2. Rights 34-117D, 34-377B, 34-615, 34-10669 and 34-2416B when combined shall not exceed a total diversion rate of 3.518 cfs and the irrigation of 134 acres.
3. Rights 34-117D, 34-311B, 34-377B, 34-615, 34-622C, 34-623A, 34-623B, 34-10669, 34-2416B and 34-2416C when combined shall not exceed a total diversion rate of 5.54 cfs and the irrigation of 209.5 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.34.
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. 86038

WATER RIGHT NO. 34-615
As Modified by Transfer No. 86038

CONDITIONS OF APPROVAL

6. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
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 place of use.
8. Water is delivered through the Moore Diversion, Moore Canal.
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. 34-623B**As Modified by Transfer No. 86038**

In accordance with the approval of Transfer No. 86038, Water Right No. 34-623B is now described as follows:

Right Holder: KARALEE W ANDERSEN
DEAN ANDERSEN
3482 W 2900 N
MOORE, ID 83255-8765

Priority Date: 3/1/1902

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE
IRRIGATION

From 5/01 **To** 10/15

Diversion Rate
0.305 cfs
0.305 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER NWSESE Sec 4 Twp 05N Rge 26E BUTTE 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	
04N	26E	5									40.0	35.0	37.0	29.5		39.0	29.0		209.5

Right Acre Limit: 40.0

POU Total Acres: 209.5

CONDITIONS OF APPROVAL

1. Rights 34-622C, 34-623B and 34-2416C when combined shall not exceed a total diversion rate of 1.01 cfs and the irrigation of 40 acres.
2. Rights 34-117D, 34-311B, 34-377B, 34-615, 34-622C, 34-623A, 34-623B, 34-10669, 34-2416B and 34-2416C when combined shall not exceed a total diversion rate of 5.54 cfs and the irrigation of 209.5 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.34.
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).

Transfer No. 86038

WATER RIGHT NO. 34-623B
As Modified by Transfer No. 86038

CONDITIONS OF APPROVAL

5. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
6. 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 place of use.
7. Water is delivered through the Moore Diversion, Moore Canal.
8. The right holder shall accomplish the change authorized by this transfer within one 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 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. 34-10669

As Modified by Transfer No. 86038

In accordance with the approval of Transfer No. 86038, Water Right No. 34-10669 is now described as follows:

Right Holder: DEAN ANDERSEN
3482 W 2900 N
MOORE, ID 83255-8765

Priority Date: 3/1/1902

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE
IRRIGATION

From 5/01 **To** 10/15

Diversion Rate
0.755 cfs
0.755 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER NWSESE Sec 4 Twp 05N Rge 26E BUTTE 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	
04N	26E	5									40.0	35.0	37.0	29.5		39.0	29.0		209.5

Right Acre Limit: 134.0

POU Total Acres: 209.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 134 acres within the authorized place of use in a single irrigation season.
2. Rights 34-117D, 34-377B, 34-615, 34-10669 and 34-2416B when combined shall not exceed a total diversion rate of 3.518 cfs and the irrigation of 134 acres.
3. Rights 34-117D, 34-311B, 34-377B, 34-615, 34-622C, 34-623A, 34-623B, 34-10669, 34-2416B and 34-2416C when combined shall not exceed a total diversion rate of 5.54 cfs and the irrigation of 209.5 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.34.
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. 86038

WATER RIGHT NO. 34-10669
As Modified by Transfer No. 86038

CONDITIONS OF APPROVAL

6. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
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 place of use.
8. Water is delivered through the Moore Diversion, Moore Canal.
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. 34-117D

As Modified by Transfer No. 86038

In accordance with the approval of Transfer No. 86038, Water Right No. 34-117D is now described as follows:

Right Holder: DEAN ANDERSEN
3482 W 2900 N
MOORE, ID 83255-8765

Priority Date: 6/1/1884

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE
IRRIGATION

From 5/01 **To** 10/15

Diversion Rate
0.368 cfs
0.368 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER NWSESE Sec 4 Twp 05N Rge 26E BUTTE 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	
04N	26E	5									40.0	35.0	37.0	29.5		39.0	29.0		209.5

Right Acre Limit: 18.4

POU Total Acres: 209.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 18.4 acres within the authorized place of use in a single irrigation season.
2. Rights 34-117D, 34-377B, 34-615, 34-10669 and 34-2416B when combined shall not exceed a total diversion rate of 3.518 cfs and the irrigation of 134 acres.
3. Rights 34-117D, 34-311B, 34-377B, 34-615, 34-622C, 34-623A, 34-623B, 34-10669, 34-2416B and 34-2416C when combined shall not exceed a total diversion rate of 5.54 cfs and the irrigation of 209.5 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.34.
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. 86038

WATER RIGHT NO. 34-117D
As Modified by Transfer No. 86038

CONDITIONS OF APPROVAL

6. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
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 place of use.
8. Water is delivered through the Moore Diversion, Moore Canal.
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. 34-377B
As Modified by Transfer No. 86038

In accordance with the approval of Transfer No. 86038, Water Right No. 34-377B is now described as follows:

Right Holder: DEAN ANDERSEN
 3482 W 2900 N
 MOORE, ID 83255-8765

Priority Date: 6/1/1885

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE
 IRRIGATION

From
 5/01

To
 to 10/15

Diversion Rate
 0.500 cfs
 0.500 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER NWSESE Sec 4 Twp 05N Rge 26E BUTTE 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	
04N	26E	5									40.0	35.0	37.0	29.5		39.0	29.0		209.5

Right Acre Limit: 25.0

POU Total Acres: 209.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 25 acres within the authorized place of use in a single irrigation season.
2. Rights 34-117D, 34-377B, 34-615, 34-10669 and 34-2416B when combined shall not exceed a total diversion rate of 3.518 cfs and the irrigation of 134 acres.
3. Rights 34-117D, 34-311B, 34-377B, 34-615, 34-622C, 34-623A, 34-623B, 34-10669, 34-2416B and 34-2416C when combined shall not exceed a total diversion rate of 5.54 cfs and the irrigation of 209.5 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.34.
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. 86038

WATER RIGHT NO. 34-377B
As Modified by Transfer No. 86038

CONDITIONS OF APPROVAL

6. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
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 place of use.
8. Water is delivered through the Moore Diversion, Moore Canal.
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. 34-622C

As Modified by Transfer No. 86038

In accordance with the approval of Transfer No. 86038, Water Right No. 34-622C is now described as follows:

Right Holder: KARALEE W ANDERSEN OR
DEAN ANDERSEN
3482 W 2900 N
MOORE, ID 83255-8765

Priority Date: 6/1/1896

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE
IRRIGATION

From 5/01 **To** 10/15

Diversion Rate
0.400 cfs
0.400 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER NWSESE Sec 4 Twp 05N Rge 26E BUTTE 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	
04N	26E	5									40.0	35.0	37.0	29.5		39.0	29.0		209.5

Right Acre Limit: 40.0

POU Total Acres: 209.5

CONDITIONS OF APPROVAL

1. Rights 34-622C, 34-623B and 34-2416C when combined shall not exceed a total diversion rate of 1.01 cfs and the irrigation of 40 acres.
2. Rights 34-117D, 34-311B, 34-377B, 34-615, 34-622C, 34-623A, 34-623B, 34-10669, 34-2416B and 34-2416C when combined shall not exceed a total diversion rate of 5.54 cfs and the irrigation of 209.5 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.34.
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).

Transfer No. 86038

WATER RIGHT NO. 34-622C
As Modified by Transfer No. 86038

CONDITIONS OF APPROVAL

5. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
6. 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 place of use.
7. Water is delivered through the Moore Diversion, Moore Canal.
8. The right holder shall accomplish the change authorized by this transfer within one 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 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. 34-2416B**As Modified by Transfer No. 86038**

In accordance with the approval of Transfer No. 86038, Water Right No. 34-2416B is now described as follows:

Right Holder: DEAN ANDERSEN
3482 W 2900 N
MOORE, ID 83255-8765

Priority Date: 5/16/1961

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	1.340 cfs	234.5 af
			1.340 cfs	234.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWNW Sec 5 Twp 04N Rge 26E BUTTE 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	
04N	26E	5									40.0	35.0	37.0	29.5		39.0	29.0		209.5

Right Acre Limit: 67.0

POU Total Acres: 209.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 67 acres within the authorized place of use in a single irrigation season.
2. Rights 34-117D, 34-377B, 34-615, 34-10669 and 34-2416B when combined shall not exceed a total diversion rate of 3.518 cfs and the irrigation of 134 acres.
3. Rights 34-117D, 34-311B, 34-377B, 34-615, 34-622C, 34-623A, 34-623B, 34-10669, 34-2416B and 34-2416C when combined shall not exceed a total diversion rate of 5.54 cfs and the irrigation of 209.5 acres.
4. Rights 34-2416B and 34-2416C are limited to the irrigation of a specific 107 acres within the 209.5 acre place of use authorized by the rights in a single irrigation season. The specific 107 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 107 acres to be irrigated within the 209.5 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

Transfer No. 86038

WATER RIGHT NO. 34-2416B

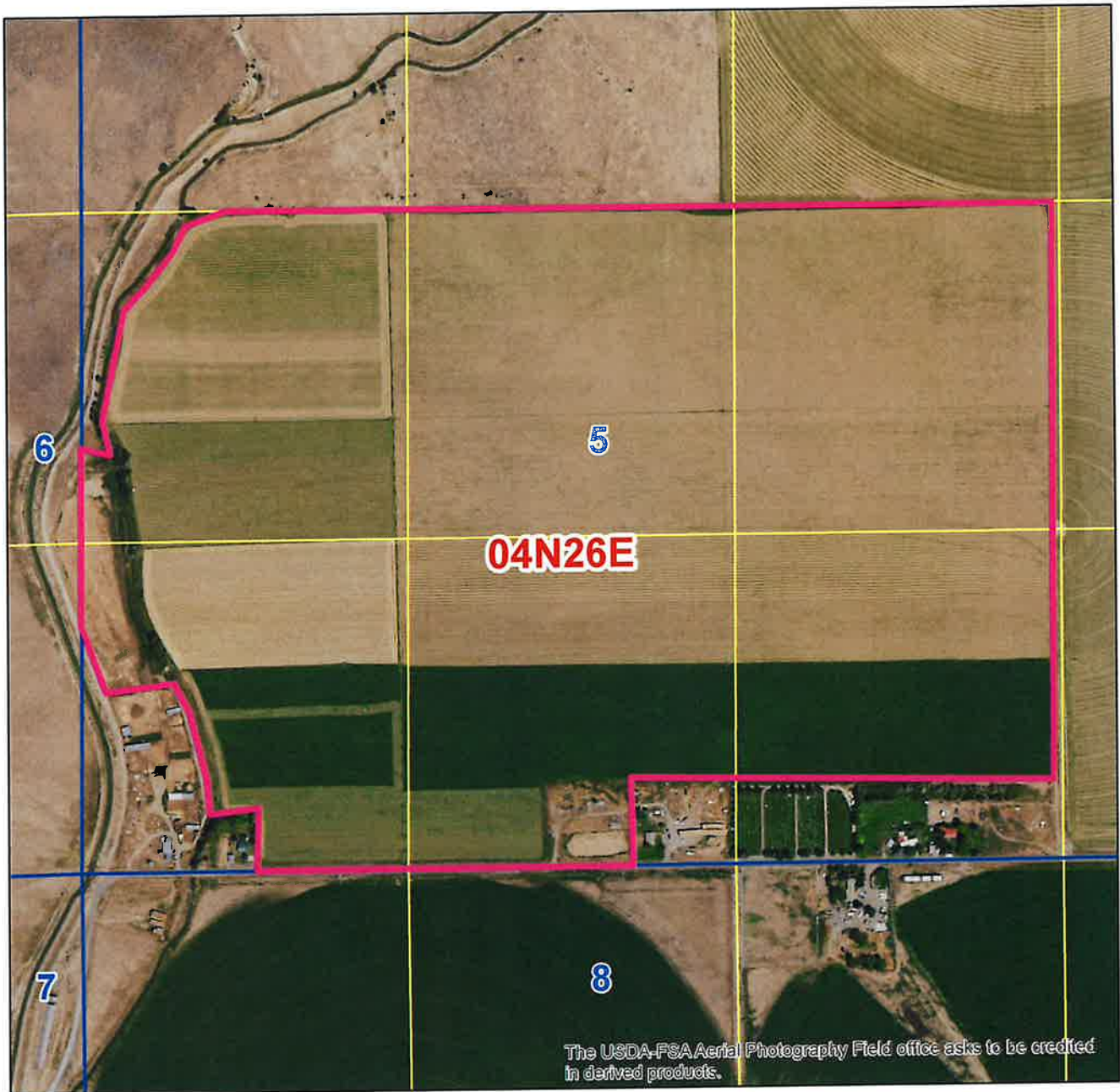
As Modified by Transfer No. 86038

CONDITIONS OF APPROVAL

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.34.
6. Prior to the diversion and use of water under Transfer approval 86038, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion 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.
7. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
8. 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 place of use.
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.

Attachment to Transfer Approval 86038

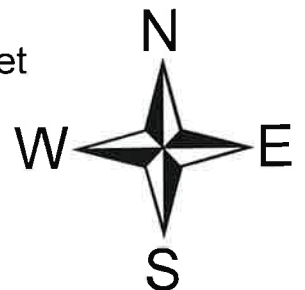
This map depicts the place of use boundary at the time of this transfer approval and is attached to the approval document solely for illustrative purposes.



Legend

- WR POD
- WR POU
- Township/Range
- Sections
- QQ

0 375 750 1,500 Feet

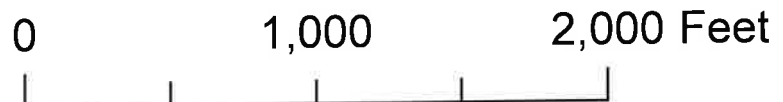
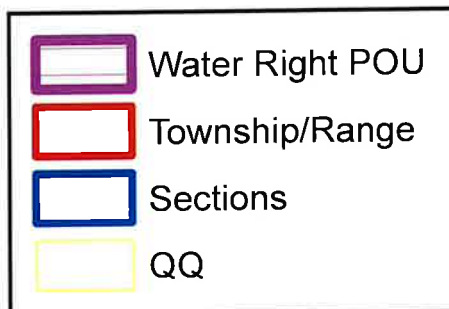
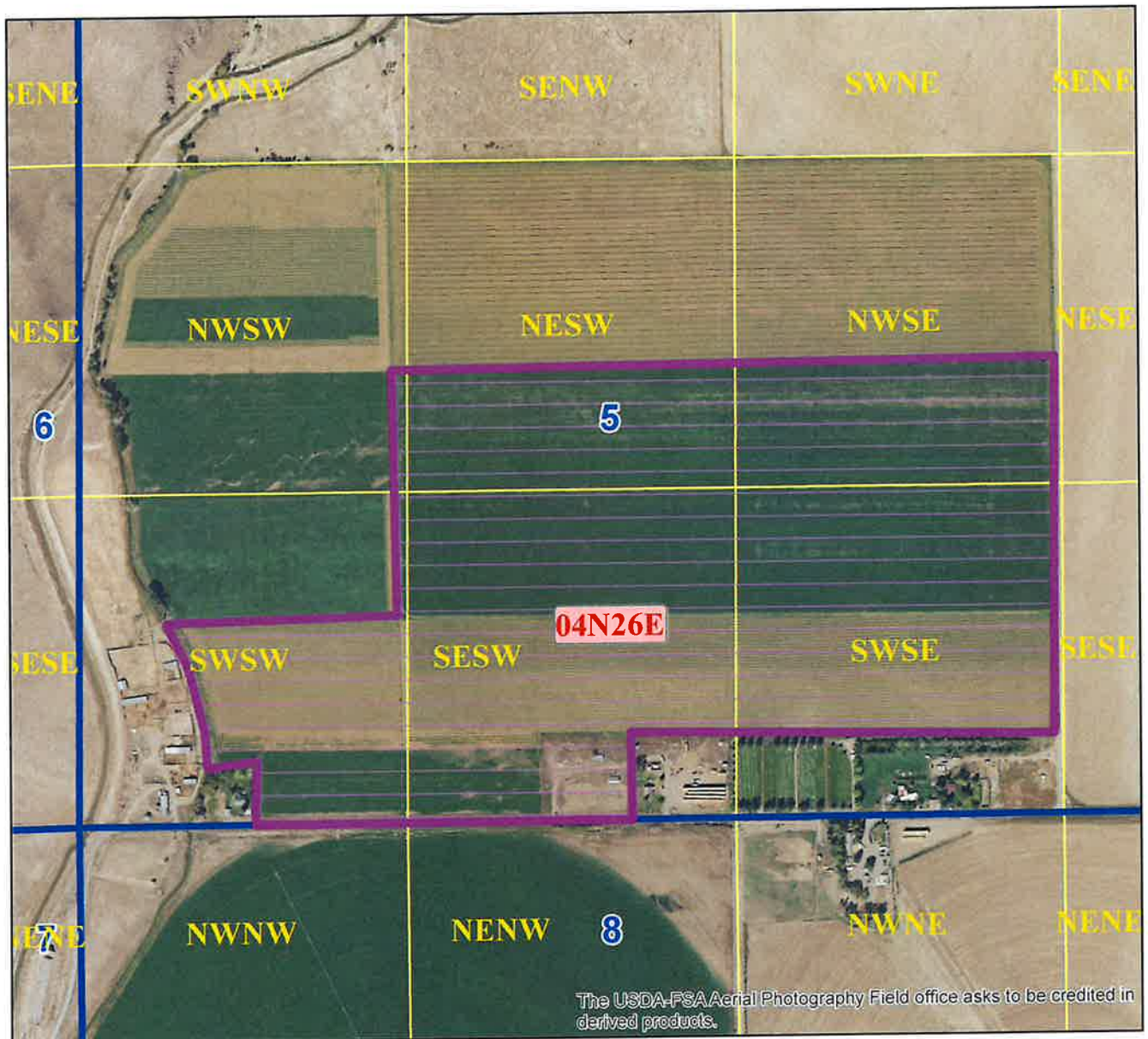


Date: 5/23/2022

Attachment to Transfer Approval 86038

107-acre Place of Use for Water Rights 34-2416B and 34-2416C

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



Date: 5/23/2022



Governor Brad Little

Director Gary Spackman

May 23, 2022

DEAN ANDERSEN
KARALEE W ANDERSEN
3482 W 2900 N
MOORE ID 83255-8765

Re: Transfer No: 86038
Water Right No(s): 34-117D , 34-311B , 34-377B , 34-615, 34-622C , 34-623A ,
34-623B , 34-2416B , 34-2416C , 34-10669

Transfer Approval Notice

Dear Water Right Holder:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208) 525-7161.

Sincerely,



Christina Henman
Administrative Assistant

Enclosure

CC:

CERTIFICATE OF SERVICE

I hereby certify that on May 23, 2022 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

Re: Transfer No.: 86038

**Water Right No(s): 34-117D , 34-311B , 34-377B , 34-615, 34-622C , 34-623A ,
34-623B , 34-2416B , 34-2416C , 34-10669**

**DEAN ANDERSEN
KARALEE W ANDERSEN
3482 W 2900 N
MOORE ID 83255-8765**



**Christina Henman
Administrative Assistant**

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.