

T5587 DUNES DAIRY

Eastern

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5587
WATER RIGHT NO. 13-02268

This is to certify that: **DUNES DAIRY**
C/O MELVIN ROBERTS
1539 W HWY 36
PRESTON ID 83263

RECEIVED

APR 24 2000

Department of Water Resources
Eastern Region

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	0.14 CFS	24.2 AF
STOCKWATER	01/01 to 12/31	0.28 CFS	35.2 AF
COMMERCIAL	01/01 to 12/31	0.28 CFS	35.2 AF
Totals		0.42 CFS	59.4 AF

SOURCE

GROUNDWATER

Priority: 10/11/1965

LOCATION OF POINT(S) OF DIVERSION:

NWSW , Sec. 5, Township 16S, Range 39E
FRANKLIN County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
16S	39E	5	NWSW	6.9		6.9
Total number of acres irrigated:						6.9

PLACE OF USE: STOCKWATER, same as IRRIGATION use

PLACE OF USE: COMMERCIAL, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.

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CONDITIONS OF APPROVAL AND REMARKS

3. Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.
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. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
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.
7. Commercial use is for a dairy.

Dated this 19th day of April, 2000.

J. Glen Saylor
Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 3587

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Dunes Dairy c/o Melvin Roberts Phone 208-852-2514
Post Office address 1539 W. Hwyway 36 Preston, ID 83263

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☒ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes We are building a dairy and want to transfer a portion of our water right to cover that use and also to irrigate 6.9 adjacent acres.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>13-02268</u>	<u>10/11/1965</u>	<u>0.28 cfs</u>	<u>Commercial</u>	<u>1-1</u> to <u>12-31</u>
		<u>0.28 cfs</u>	<u>Stockwater</u>	<u>1-1</u> to <u>12-31</u>
		<u>0.14 cfs</u>	<u>Irrigation</u>	<u>4-01</u> to <u>11-01</u>
				to _____

2. Total amount of water being transferred 0.42 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	SW	5	16S	39E	Franklin	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>16S</u>	<u>39E</u>	<u>5</u>									<u>6.9</u>								<u>6.9</u>

Total acres 6.9

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 13-02268

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	0.42 CFS	73.5 AF

SOURCE

GROUNDWATER

Priority: 10/11/1965

LOCATION OF POINT(S) OF DIVERSION: Lot 6 (SWSW), Sec. 6, Township 16S, Range 39E
FRANKLIN County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
16S	39E	6	Lot 6(SWSW)	6	SESW 15	21
Total number of acres irrigated:						21

CONDITIONS/REMARKS:

PART 3

B. CHANGES IN NATURE OF USE

1 New Nature of Use Commercial/Dairy Amount 0.28 cfs Hours/days/year Period of Use
1-1 to 12-31
 to _____

2. Quantity and quality of return flows and location of discharge:

See attached dairy sheet

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 28th day of October, 19 99.



Melvin S. Roberts
 (Signature of Applicant)

Bonnie Kay Jensen
 (Notary Public)

My commission expires 7-7-2000

FOR DEPARTMENT USE ONLY

Transfer contains 5 pages and _____ attachments

Received by _____ Date _____ Protest filed by _____

Prelim. check by _____ Fee _____

Receipted by _____ Date _____

Published in Preston Citizen Copies of protest forwarded by _____

Pub. dates 11-11-99 & 11-18-99. Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____