

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 76872

This is to certify that: JAMES S LESLEY
 7551 S FLAT LN
 KUNA ID 83634
 (541)944-0565

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

Right	Origin/Basis	Priority	Rate	Volume	Acre Limit	Total Acres	Source
63-31744	WR/Decreed	05/10/1971	0.2 cfs	45 af	N/A	10.0	GROUND WATER

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

63-7426	WR/Decreed	04/28/1971	6.32 cfs	1423.8 af	N/A	316.4	GROUND WATER
63-7430A	WR/Decreed	05/10/1971	3.0 cfs	675 af	N/A	150.0	GROUND WATER
63-7430D	WR/Decreed	05/10/1971	0.2 cfs	46.8 af	N/A	10.4	GROUND WATER
63-31321	WR/Decreed	05/10/1971	0.2 cfs	45 af	N/A	10.0	GROUND WATER
63-31322	WR/Decreed	05/10/1971	0.2 cfs	45 af	N/A	10.0	GROUND WATER
63-32117	WR/Decreed	05/10/1971	0.2 cfs	45 af	N/A	10.0	GROUND WATER
63-32118	WR/Decreed	05/10/1971	0.2 cfs	45 af	N/A	10.0	GROUND WATER
63-32119	WR/Decreed	05/10/1971	0.2 cfs	45 af	N/A	10.0	GROUND WATER
63-32617	WR/Decreed	05/10/1971	0.95 cfs	206.4 af	N/A	45.6	GROUND WATER
63-32618	WR/Decreed	05/10/1971	0.18 cfs	40.5 af	N/A	9.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
63-31744	NO	YES	NO	NO	NO	NO

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
63-31744	63-31744	0.16 cfs	45 af	N/A	10.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.16 cfs	45 af	N/A	10.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 3rd day of June, 20 11

SUPPORT DATA

IN FILE # 63-31744


 John Westra, Western Regional Manager

WATER RIGHT NO. 63-31744
As Modified by Transfer No. 76872

In accordance with the approval of Transfer No. 76872, Water Right No. 63-31744 is now described as follows.

Right Holder: JAMES S LESLEY
 7551 S FLAT LN
 KUNA ID 83634

Priority Date: May 10, 1971

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.16 CFS	45.0 AF
			0.16 CFS	45.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L3 (NWSW) Sec. 18 Twp 01N Rge 01E ADA 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	
01N	01E	18																	10.0
																			L 3

Total Acres: 10

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/16/2007.

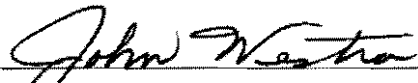
WATER RIGHT NO. 63-31744
As Modified by Transfer No. 76872

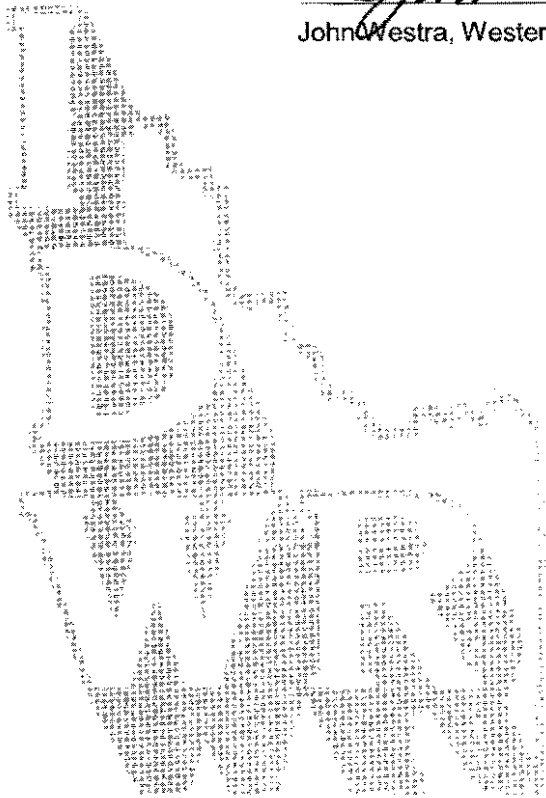
CONDITIONS OF APPROVAL

6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.

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 3rd day of June, 20 11


John Westra, Western Regional Manager



**WATER RIGHT NO. 63-7426
As Modified by Transfer No. 76872**

In accordance with the approval of Transfer No. 76872, Water Right No. 63-7426 is now described as follows:

Right Holder: STEPHEN E BEUS
1605 POEN RD
KUNA ID 83634

Priority: April 28, 1971

Maximum Diversion Rate: 6.32 CFS
Maximum Diversion Volume: 1,423.8 AF

SOURCE

GROUND WATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	03/15 to 10/15	6.32 CFS	1,423.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NW1/4NE1/4SW1/4 Sec. 19, Twp 01N, Rge 01E, B.M. ADA 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	
01N 01E 19									36.5	39.7	40.3	39.0					155.5
										L 3	L 4						
01N 01E 30					40.0	40.4	40.5	40.0									160.9
					L 1	L 2											

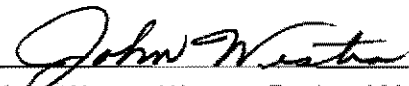
Total Acres: 316.4

CONDITIONS OF APPROVAL

1. 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.
2. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/16/2007.
3. Rights 63-7426, 63-7430A, 63-7430D, 63-31321, 63-31322, 63-32117, 63-32118, 63-32119, 63-32335, 63-32617 and 63-32618 when combined shall not exceed a total diversion rate of 10.69 cfs.
4. The following rights are diverted through point(s) of diversion described above: 63-7426, 63-7430A, 63-31322, 63-32117, 63-32118, 63-32119, 63-32617 and 63-32618.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and application rules of the Department of Water Resources.

Signed and sealed this 3rd day of June, 2011.


John Westra, Western Regional Manager

**WATER RIGHT NO. 63-7430A
As Modified by Transfer No. 76872**

In accordance with the approval of Transfer No. 76872, Water Right No. 63-7430A is now described as follows:

Right Holder: STEPHEN E BEUS
1605 POEN RD
KUNA ID 83634

Priority: May 10, 1971

Maximum Diversion Rate: 3.00 CFS
Maximum Diversion Volume: 675.0 AF

SOURCE

GROUND WATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	03/15 to 11/15	3.00 CFS	675.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L4 (SE1/4SW1/4SW1/4)	Sec. 18, Twp 01N, Rge 01E, B.M.	ADA County
GROUND WATER	NW1/4NE1/4SW1/4	Sec. 19, Twp 01N, Rge 01E, B.M.	ADA County

PLACE OF USE:

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N 01E 19					36.0	35.0	39.0	40.0									150.0
					L1	L2											

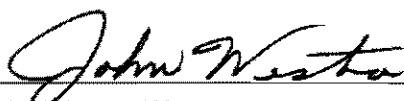
Total Acres: 150

CONDITIONS OF APPROVAL

- 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.
- The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/16/2007.
- Rights 63-7426, 63-7430A, 63-7430D, 63-31321, 63-31322, 63-32117, 63-32118, 63-32119, 63-32335, 63-32617 and 63-32618 when combined shall not exceed a total diversion rate of 10.69 cfs.
- The following rights are diverted through point(s) of diversion described above: 63-7426, 63-7430A, 63-31322, 63-32117, 63-32118, 63-32119, 63-32617 and 63-32618.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and application rules of the Department of Water Resources.

Signed and sealed this 3rd day of June, 2011.


John Westra, Western Regional Manager

**WATER RIGHT NO. 63-7430D
As Modified by Transfer No. 76872**

In accordance with the approval of Transfer No. 76872, Water Right No. 63-7430D is now described as follows:

Right Holder: ALLAN W BURTON
1458 POEN RD
KUNA ID 83634

Priority: May 10, 1971

Maximum Diversion Rate: 0.20 CFS
Maximum Diversion Volume: 46.8 AF

SOURCE

GROUND WATER

BENEFICIAL USE
IRRIGATION

PERIOD OF USE
03/15 to 11/15

DIVERSION RATE
0.20 CFS

**ANNUAL
DIVERSION VOLUME**
46.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L4 (SE1/4SE1/4SE1/4) Sec. 13, Twp 01N, Rge 01W, B.M. ADA County

PLACE OF USE:

Twp Rge Sec		NE				NW				SW				SE				Totals
		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N 01W 13																	10.4	10.4
																	L 4	

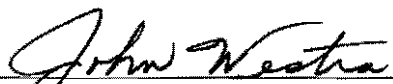
Total Acres: 10.4

CONDITIONS OF APPROVAL

1. 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.
2. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/16/2007.
3. Rights 63-7426, 63-7430A, 63-7430D, 63-31321, 63-31322, 63-32117, 63-32118, 63-32119, 63-32335, 63-32617 and 63-32618 when combined shall not exceed a total diversion rate of 10.69 cfs.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and application rules of the Department of Water Resources.

Signed and sealed this 3rd day of June, 2011.


John Westra, Western Regional Manager

**WATER RIGHT NO. 63-31321
As Modified by Transfer No. 76872**

In accordance with the approval of Transfer No. 76872, Water Right No. 63-31321 is now described as follows:

Right Holder: WILLIAM H SPEAR Or
NANCY S SPEAR
2086 POEN RD
KUNA ID

Priority: May 10, 1971

Maximum Diversion Rate: 0.20 CFS
Maximum Diversion Volume: 45.0 AF

SOURCE

GROUND WATER

BENEFICIAL USE
IRRIGATION

PERIOD OF USE
03/15 to 11/15

DIVERSION RATE
0.20 CFS

**ANNUAL
DIVERSION VOLUME**
45.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L4 (SE1/4SW1/4) Sec. 18, Twp 01N, Rge 01E, B.M. ADA County

PLACE OF USE:

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N 01E 18																	10.0

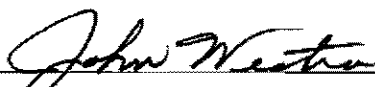
Total Acres: 10

CONDITIONS OF APPROVAL

1. 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.
2. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/16/2007.
3. Rights 63-7426, 63-7430A, 63-7430D, 63-31321, 63-31322, 63-32117, 63-32118, 63-32119, 63-32335, 63-32617 and 63-32618 when combined shall not exceed a total diversion rate of 10.69 cfs.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and application rules of the Department of Water Resources.

Signed and sealed this 3rd day of June, 2011.


John Westra, Western Regional Manager

WATER RIGHT NO. 63-31322
As Modified by Transfer No. 76872

In accordance with the approval of Transfer No. 76872, Water Right No. 63-31322 is now described as follows:

Right Holder: JOHN K ORR Or
 MICHELLE H ORR
 1615 N KASTLE FALLS
 MERIDIAN ID 83642

Priority: May 10, 1971

Maximum Diversion Rate: 0.20 CFS
 Maximum Diversion Volume: 45.0 AF

SOURCE

GROUND WATER

BENEFICIAL USE
 IRRIGATION

PERIOD OF USE
 03/15 to 11/15

DIVERSION RATE
 0.20 CFS

**ANNUAL
 DIVERSION VOLUME**
 45.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L4 (SE1/4SW1/4SW1/4) Sec. 18, Twp 01N, Rge 01E, B.M. ADA 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	
01N 01E 18												10.0					10.0

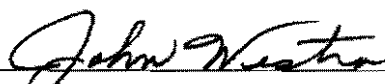
Total Acres: 10

CONDITIONS OF APPROVAL

1. 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.
2. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/16/2007.
3. Rights 63-7426, 63-7430A, 63-7430D, 63-31321, 63-31322, 63-32117, 63-32118, 63-32119, 63-32335, 63-32617 and 63-32618 when combined shall not exceed a total diversion rate of 10.69 cfs.
4. The following rights are diverted through point(s) of diversion described above: 63-7426, 63-7430A, 63-31322, 63-32117, 63-32118, 63-32119, 63-32617 and 63-32618.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and application rules of the Department of Water Resources.

Signed and sealed this 3rd day of June, 2011.


 John Westra, Western Regional Manager

**WATER RIGHT NO. 63-32117
As Modified by Transfer No. 76872**

In accordance with the approval of Transfer No. 76872, Water Right No. 63-32117 is now described as follows:

Right Holder: MITCH PETERS Or
DANIELLE PETERS
891 N QUARTZITE AVE
KUNA ID 83634

Priority: May 10, 1971

Maximum Diversion Rate: 0.20 CFS
Maximum Diversion Volume: 45.0 AF

SOURCE

GROUND WATER

BENEFICIAL USE
IRRIGATION

PERIOD OF USE
03/15 to 11/15

DIVERSION RATE
0.20 CFS

**ANNUAL
DIVERSION VOLUME**
45.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L4 (SE1/4SW1/4SW1/4) Sec. 18, Twp 01N, Rge 01E, B.M. ADA County
GROUND WATER NW1/4NE1/4SW1/4 Sec. 19, Twp 01N, Rge 01E, B.M. ADA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
01N	01E	18			10.0		10.0

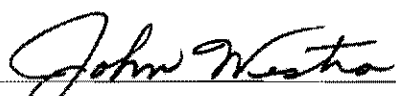
Total Acres: 10

CONDITIONS OF APPROVAL

1. 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.
2. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/16/2007.
3. Rights 63-7426, 63-7430A, 63-7430D, 63-31321, 63-31322, 63-32117, 63-32118, 63-32119, 63-32335, 63-32617 and 63-32618 when combined shall not exceed a total diversion rate of 10.69 cfs.
4. The following rights are diverted through point(s) of diversion described above: 63-7426, 63-7430A, 63-31322, 63-32117, 63-32118, 63-32119, 63-32617 and 63-32618.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and application rules of the Department of Water Resources.

Signed and sealed this 3rd day of June, 2011.


John Westra, Western Regional Manager

**WATER RIGHT NO. 63-32118
As Modified by Transfer No. 76872**

In accordance with the approval of Transfer No. 76872, Water Right No. 63-32118 is now described as follows:

Right Holder: CHRIS E KUHLMAN Or
MALISSA R KUHLMAN
1750 E POEN RD
KUNA ID 83634

Priority: May 10, 1971

Maximum Diversion Rate: 0.20 CFS
Maximum Diversion Volume: 45.0 AF

SOURCE

GROUND WATER

BENEFICIAL USE
IRRIGATION

PERIOD OF USE
03/15 to 11/15

DIVERSION RATE
0.20 CFS

**ANNUAL
DIVERSION VOLUME**
45.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L4 (SE1/4SW1/4SW1/4) Sec. 18, Twp 01N, Rge 01E, B.M. ADA County
GROUND WATER NW1/4NE1/4SW1/4 Sec. 19, Twp 01N, Rge 01E, B.M. ADA 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	
01N	01E	18																	10.0
																			10.0

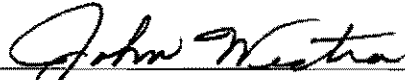
Total Acres: 10

CONDITIONS OF APPROVAL

- 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.
- The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/16/2007.
- Rights 63-7426, 63-7430A, 63-7430D, 63-31321, 63-31322, 63-32117, 63-32118, 63-32119, 63-32335, 63-32617 and 63-32618 when combined shall not exceed a total diversion rate of 10.69 cfs.
- The following rights are diverted through point(s) of diversion described above: 63-7426, 63-7430A, 63-31322, 63-32117, 63-32118, 63-32119, 63-32617 and 63-32618.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and application rules of the Department of Water Resources.

Signed and sealed this 3rd day of June, 2011.


John Westra, Western Regional Manager

**WATER RIGHT NO. 63-32119
As Modified by Transfer No. 76872**

In accordance with the approval of Transfer No. 76872, Water Right No. 63-32119 is now described as follows:

Right Holder: BILLY F MILLER Or
DEBRA L MILLER
10625 JAVA DR
BOISE ID 83713

Priority: May 10, 1971

Maximum Diversion Rate: 0.20 CFS
Maximum Diversion Volume: 45.0 AF

SOURCE

GROUND WATER

BENEFICIAL USE

IRRIGATION

PERIOD OF USE

03/15 to 11/15

DIVERSION RATE

0.20 CFS

**ANNUAL
DIVERSION VOLUME**

45.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L4 (SE1/4SW1/4SW1/4) Sec. 18, Twp 01N, Rge 01E, B.M. ADA County

GROUND WATER NW1/4NE1/4SW1/4 Sec. 19, Twp 01N, Rge 01E, B.M. ADA 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	
01N 01E 18																	10.0

Total Acres: 10

CONDITIONS OF APPROVAL

- 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.
- The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/16/2007.
- Rights 63-7426, 63-7430A, 63-7430D, 63-31321, 63-31322, 63-32117, 63-32118, 63-32119, 63-32335, 63-32617 and 63-32618 when combined shall not exceed a total diversion rate of 10.69 cfs.
- The following rights are diverted through point(s) of diversion described above: 63-7426, 63-7430A, 63-31322, 63-32117, 63-32118, 63-32119, 63-32617 and 63-32618.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and application rules of the Department of Water Resources.

Signed and sealed this 3rd day of June, 2011.


John Westra, Western Regional Manager

**WATER RIGHT NO. 63-32617
As Modified by Transfer No. 76872**

In accordance with the approval of Transfer No. 76872, Water Right No. 63-32617 is now described as follows:

Right Holder: WAYNE W CRAIG Or
ESTHER CRAIG
2200 POEN RD
KUNA ID 83634

Priority: May 10, 1971

Maximum Diversion Rate: 0.95 CFS
Maximum Diversion Volume: 206.4 AF

SOURCE

GROUND WATER

BENEFICIAL USE

DOMESTIC
IRRIGATION

PERIOD OF USE

01/01 to 12/31
03/15 to 11/15

DIVERSION RATE

0.02 CFS
0.93 CFS

**ANNUAL
DIVERSION VOLUME**

1.2 AF
205.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L4 (SE1/4SW1/4SW1/4) Sec. 18, Twp 01N, Rge 01E, B.M. ADA County
GROUND WATER NW1/4NE1/4SW1/4 Sec. 19, Twp 01N, Rge 01E, B.M. ADA County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N 01E 18									X		X						
01N 01W 13									L 3		L 4					X	
																L 4	

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	
01N 01E 18									29.0		10.0						39.0
01N 01W 13									L 3		L 4					6.6	6.6
																L 4	

Total Acres: 45.6

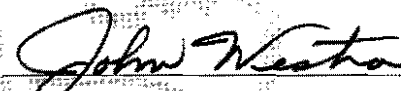
**WATER RIGHT NO. 63-32617
As Modified by Transfer No. 76872**

CONDITIONS OF APPROVAL

1. 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.
2. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 5/17/2007.
3. Rights 63-7426, 63-7430A, 63-7430D, 63-31321, 63-31322, 63-32117, 63-32118, 63-32119, 63-32335, 63-32617 and 63-32618, when combined shall not exceed a total diversion rate of 10.69 cfs.
4. The following rights are diverted through point(s) of diversion described above: 63-7426, 63-7430A, 63-31322, 63-32117, 63-32118, 63-32119, 63-32617 and 63-32618.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and application rules of the Department of Water Resources.

Signed and sealed this 3rd day of June, 2011.



John Westra, Western Regional Manager

WATER RIGHT NO. 63-32618
As Modified by Transfer No. 76872

In accordance with the approval of Transfer No. 76872, Water Right No. 63-32618 is now described as follows:

Right Holder: DEANNA L BELL
 2400 E POEN RD
 KUNA ID 83634

Priority: May 10, 1971

Maximum Diversion Rate: 0.18 CFS
 Maximum Diversion Volume: 40.5 AF

SOURCE

GROUND WATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
IRRIGATION	03/15 to 11/15	0.18 CFS	40.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L4 (SE1/4SW1/4SW1/4)	Sec. 18, Twp 01N, Rge 01E, B.M.	ADA County
GROUND WATER	NW1/4NE1/4SW1/4	Sec. 19, Twp 01N, Rge 01E, B.M.	ADA County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N 01E 18													X				
													L4				

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	
01N 01E 18																	
													9.0				9.0
													L4				

Total Acres: 9

CONDITIONS OF APPROVAL

- 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.
- The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 5/17/2007.

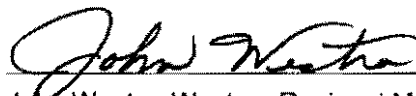
**WATER RIGHT NO. 63-32618
As Modified by Transfer No. 76872**

CONDITIONS OF APPROVAL

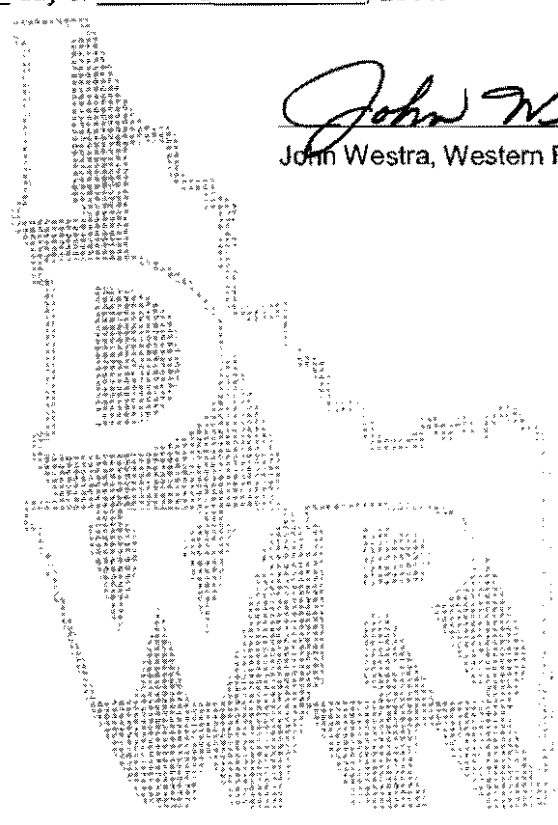
3. Rights 63-7426, 63-7430A, 63-7430D, 63-31321, 63-31322, 63-32117, 63-32118, 63-32119, 63-32335, 63-32617 and 63-32618 when combined shall not exceed a total diversion rate of 10.69 cfs.
4. The following rights are diverted through point(s) of diversion described above: 63-7426, 63-7430A, 63-31322, 63-32117, 63-32118, 63-32119, 63-32617 and 63-32618.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and application rules of the Department of Water Resources.

Signed and sealed this 3rd day of June, 2011.

A handwritten signature in cursive script, reading "John Westra", written over a horizontal line.

John Westra, Western Regional Manager





State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

June 3, 2011

JAMES S LESLEY
7551 S FLAT LN
KUNA ID 83634

RE: Transfer No.: 76872
Water Right No(s): 63-31744

Transfer Approval Notice

Dear Water Right Holder and other Interested Persons:

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 homepage 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 208-334-2190.

Sincerely,


for John Westra
Western Regional Manager

Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on June 6, 2011 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below:

RE: TRANSFER NO. 76872

WATER RIGHTS NOS. 63-31744

**JAMES S LESLEY
7551 S FLAT LN
KUNA ID 83634**

**STEPHANIE THEIS
2301 RIDENBAUGH ST
BOISE ID 83702**

A handwritten signature in cursive script, reading "Jean Hersley", is written over a horizontal line.

**Jean Hersley
Office Specialist II**

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.

Idaho Statesman

The Newspaper of the Treasure Valley
IDAHOSTATESMAN.COM

PO Box 40, Boise, ID 83707-0040

RECEIVED

MAY 13 2011

WATER RESOURCES
WESTERN REGION

LEGAL PROOF OF PUBLICATION

Account #	Ad Number	Identification	PO	Amount	Cols	Lines
47628	0000549609	LEGAL NOTICE	Lesley	\$130.20	1	64

Attention: Denise Buffington

IDAHO DEPT WATER RESOURCE

2735 AIRPORT WAY

BOISE

ID

83705

LEGAL NOTICE PROPOSED CHANGE OF WATER RIGHT(S)

✓ **James S. Lesley** of 7551 South Flat Lane Kuna, ID 83634 filed Application No. 76872 to transfer one water right with a 1971 priority date from ground water totaling 0.20 cfs. The purpose of the transfer is to change the point of diversion to a new well for irrigation of 10 acres under the right. Water will be used at the current place of use approximately one quarter mile north of the intersection of Poen Rd and Kuna Meridian Rd southeast of Kuna.

✓ **Marian Shaw** of 13975 N. Broken Horn Rd, Boise, ID 83714 filed Application No. 76948 to transfer one water right with a 1944 priority date from Dry Creek totaling 0.86 cfs. The purpose of the transfer is to move the point of diversion downstream approximately 0.25 miles. Water will be used at the current place of use generally located northwest of the intersection of Dry Creek Rd and Broken Horn Rd approximately five miles northeast of Eagle.

PROPOSED AMENDMENT OF WATER PERMIT

✓ **Lavar Thornton** of 2800 S Ten Mile Rd Kuna ID 83634 filed Application No. 76575 to amend a water permit with a 2008 priority from ground water totaling 3.3 cfs for irrigation. The permit provides irrigation water for property located east of S Cloverdale Rd between Kuna Mora Rd and the railroad tracks north of Barker Rd. The applicant proposes to amend the permit to add a new well as a point of diversion.

Please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp for a full description of the right and the proposed transfer(s). Protests may be submitted based on the criteria of Sec 42-222, Idaho Code. Any protest against the proposed change must be filed with the Director, IDWR Western Region, 2735 Airport Way, Boise ID 83705-5082 together with a protest fee of \$25.00 for each application on or before May 23, 2011. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director
Pub. May 5, 12, 2011

0000549509-01

JANICE HILDRETH, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in The Idaho Statesman, in conformity with Section 60-108, Idaho Code, as amended, for:

2 Insertions

Beginning issue of: 05/05/2011

Ending issue of: 05/12/2011

Janice Hildreth
(Legal Clerk)

STATE OF IDAHO)

SS

COUNTY OF ADA)

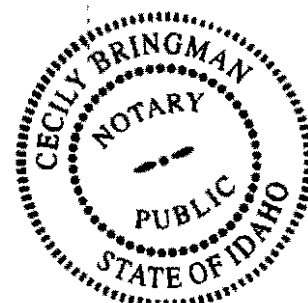
On this 12 day of May in the year of 2011 before me, a Notary Public, personally appeared before me Janice Hildreth known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Cecily Brung

Notary Public for Idaho
Residing at: Boise, Idaho

My Commission expires:

8-27-15



✓ OK DB 5/26/2011