

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 73783

This is to certify that: CHARLES DE GROOT And
JANICE DE GROOT
10394 MELMONT RD
MELBA ID 83641
(208)495-2131

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

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
63-2823C	WR/Decreed	07/24/1950	5.78 cfs	2700.4 af	N/A	535.0	GROUND WATER
63-3049C	WR/Decreed	05/31/1955	2.65 cfs	1287.8 af	N/A	535.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

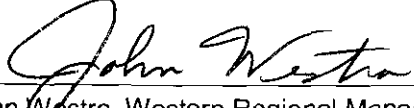
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
63-2823C	NO	NO	YES	YES	NO	NO
63-3049C	NO	NO	YES	YES	NO	NO

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>
63-2823C	63-2823C	5.78 cfs	2700.4 af	535.0	637.0		N/A	N/A	N/A	N/A
63-3049C	63-3049C	2.65 cfs	1287.8 af	535.0	637.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		8.43 cfs	2700.4 af	535.0	637.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 30th day of April, 2009


John Westra, Western Regional Manager

SUPPORT DATA
IN FILE # 63-2823C

WATER RIGHT NO. 63-2823C
As Modified by Transfer No. 73783

In accordance with the approval of Transfer No. 73783, Water Right No. 63-2823C is now described as follows.

Right Holder: CHARLES DE GROOT And
 JANICE DE GROOT
 10394 MELMONT RD
 MELBA ID 83641

Priority Date: July 24, 1950

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	01/01	to 12/31	0.06 CFS	2.4 AF
COMMERCIAL	01/01	to 12/31	0.78 CFS	167.1 AF
STOCKWATER	01/01	to 12/31	0.78 CFS	123.4 AF
IRRIGATION	03/15	to 11/15	5.00 CFS	2,407.5 AF
			5.78 CFS	2,700.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENE	Sec. 17 Twp 01N	Rge 02W	CANYON County
GROUND WATER	NESE	Sec. 17 Twp 01N	Rge 02W	CANYON County
GROUND WATER	NESE	Sec. 17 Twp 01N	Rge 02W	CANYON County
GROUND WATER	NESE	Sec. 17 Twp 01N	Rge 02W	CANYON County
GROUND WATER	NESE	Sec. 17 Twp 01N	Rge 02W	CANYON County
GROUND WATER	SWSE	Sec. 17 Twp 01N	Rge 02W	CANYON County
GROUND WATER	SESE	Sec. 17 Twp 01N	Rge 02W	CANYON County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
01N 02W 17															X		

PLACE OF USE: COMMERCIAL and STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
01N 02W 17													X	X	X	X	

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
01N 02W 17	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	37.0	40.0	40.0	40.0	40.0	40.0	637.0

Total Acres: 637

WATER RIGHT NO. 63-2823C
As Modified by Transfer No. 73783

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 transfer 5810 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 Nos. 63-2823C and 63-3049C are limited to a total combined diversion rate of 1.13 cfs for stockwater and commercial uses at a dairy, and to a total combined annual diversion volume of 123.4 AF for Stockwater use, 167.1 AF for commercial use and 2407.5 AF at the field headgate for irrigation of 535 acres.
5. 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
6. 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 the date of this approval.
7. 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.
8. The dairy operation authorized under this approval shall comply with applicable county zoning and use ordinances.
9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
10. 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 lands above.
11. Domestic use is for 2 homes.

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 30th day of April, 2009


John Westra, Western Regional Manager

WATER RIGHT NO. 63-3049C
As Modified by Transfer No. 73783

In accordance with the approval of Transfer No. 73783, Water Right No. 63-3049C is now described as follows.

Right Holder: CHARLES DE GROOT And
 JANICE DE GROOT
 10394 MELMONT RD
 MELBA ID 83641

Priority Date: May 31, 1955

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01 to	12/31	0.35 CFS	72.3 AF
COMMERCIAL	01/01 to	12/31	0.35 CFS	97.8 AF
IRRIGATION	03/15 to	11/15	2.30 CFS	1,117.7 AF
			2.65 CFS	1,287.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENE	Sec. 17 Twp 01N	Rge 02W	CANYON County
GROUND WATER	NESE	Sec. 17 Twp 01N	Rge 02W	CANYON County
GROUND WATER	NESE	Sec. 17 Twp 01N	Rge 02W	CANYON County
GROUND WATER	NESE	Sec. 17 Twp 01N	Rge 02W	CANYON County
GROUND WATER	NESE	Sec. 17 Twp 01N	Rge 02W	CANYON County
GROUND WATER	SWSE	Sec. 17 Twp 01N	Rge 02W	CANYON County
GROUND WATER	SESE	Sec. 17 Twp 01N	Rge 02W	CANYON County

PLACE OF USE: COMMERCIAL And STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
01N 02W 17													X	X	X	X	

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
01N 02W 17	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	37.0	40.0	40.0	40.0	40.0	40.0	637.0

Total Acres: 637

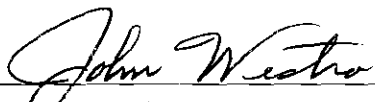
WATER RIGHT NO. 63-3049C
As Modified by Transfer No. 73783

CONDITIONS OF APPROVAL

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2. Failure of the right holder to comply with the conditions of transfer 5810 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.
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6. 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 the date of this approval.
7. 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.
8. The dairy operation authorized under this approval shall comply with applicable county zoning and use ordinances.
9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
10. 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 lands above.

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 30th day of April, 2009


John Westra, Western Regional Manager