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SCANNED
MAR 05 2008

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70082

This is to certify that: GAYLE SIDDOWAY Or
DEAN SIDDOWAY
3312 W 3400 N
MOORE ID 83255
(208)554-2225

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>
34-12367	WR/Decreed	03/20/1961	1.34 cfs	234.5 af		67.0	GROUND WATER
34-2406D	WR/Decreed	03/20/1961	0.6 cfs	N/A		30.5	GROUND WATER
34-2406F	WR/Decreed	03/20/1961	0.33 cfs	N/A		14.0	GROUND WATER
34-2406G	WR/Decreed	03/20/1961	0.33 cfs	N/A		14.0	GROUND WATER
34-2406H	WR/Decreed	03/20/1961	0.77 cfs	N/A		37.0	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>
34-2406F	NO	YES	NO	NO	NO	NO
34-2406D	NO	NO	NO	NO	NO	NO
34-2406G	NO	NO	NO	NO	NO	NO
34-2406H	NO	NO	NO	NO	NO	NO
34-12367	NO	NO	NO	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>
34-2406F	34-2406F	0.29 cfs	49 af	N/A	14.0		N/A	N/A	N/A	N/A
34-2406D		N/A	N/A	N/A	N/A	34-2406D	0.60 cfs	N/A	N/A	30.5
34-2406G		N/A	N/A	N/A	N/A	34-2406G	0.33 cfs	N/A	N/A	14.0
34-2406H		N/A	N/A	N/A	N/A	34-2406H	0.77 cfs	N/A	N/A	37.0
34-12367		N/A	N/A	N/A	N/A	34-12367	1.34 cfs	234.5 af	N/A	67.0
COMBINED										
TOTALS		0.29 cfs	49 af	N/A	14.0		2.69 cfs	N/A	N/A	N/A

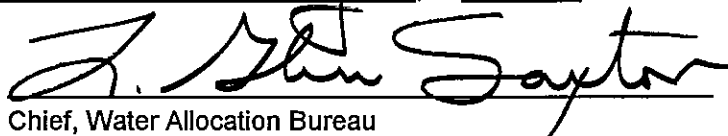
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70082

Detailed Water Right Description(s) attached

Dated this 5th day of February, 2003


Chief, Water Allocation Bureau

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WATER RIGHT NO. 34-2406F
As Modified by Transfer No. 70082

In accordance with the approval of Transfer No. 70082, Water Right No. 34-2406F is now described as follows.

Right Holder: GAYLE SIDDOWAY And
 DEAN SIDDOWAY
 3312 W 3400 N
 MOORE ID 83255

Priority Date: March 20, 1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.29 CFS	49.0 AF
			0.29 CFS	49.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESE Sec. 9 Twp 05N Rge 26E BUTTE 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	
05N	26E	9																14.0	14.0

Total Acres: 14

CONDITIONS OF APPROVAL

1. The portion of Right 34-2406F in the amount of 0.04 cfs shall be considered forfeited through approval of Transfer 70082.
2. Rights 34-386E, 34-387E and 34-2406F when combined shall not exceed a total diversion rate of 0.38 cfs and the irrigation of 14 acres.
3. 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.
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. 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.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

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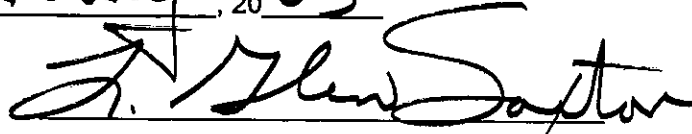
WATER RIGHT NO. 34-2406F
As Modified by Transfer No. 70082

CONDITIONS OF APPROVAL

7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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.

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 5th day of February, 2003



Chief, Water Allocation Bureau

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FEB 11 2003

WATER RIGHT NO. 34-2406D
As Modified by Transfer No. 70082

In accordance with the approval of Transfer No. 70082, Water Right No. 34-2406D is now described as follows.

Right Holder: DIANE BROWN Or
 DUANE BROWN
 13809 JENNY LN
 CALDWELL ID 83605

Priority Date: March 20, 1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.60 CFS	
			0.60 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSWSE Sec. 9 Twp 05N Rge 26E BUTTE 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	
05N 26E 9																	30.5
																	30.5

Total Acres: 30.5

CONDITIONS OF APPROVAL

1. Right 34-386C, 34-387C and 34-2406D when combined shall not exceed a total diversion rate of 0.82 cfs, and the irrigation of 30.5 acres.
2. Rights 34-2406D, 34-2406G, 34-2406H and 34-12367 when combined shall not exceed a total diversion rate of 2.69 cfs.
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.

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 5th day of February, 2003

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Chief, Water Allocation Bureau

WATER RIGHT NO. 34-2406G**As Modified by Transfer No. 70082**

In accordance with the approval of Transfer No. 70082, Water Right No. 34-2406G is now described as follows.

Right Holder: MARY MOZES And
BOB MOZES
4011 E 49 S
IDAHO FALLS ID 83406

Priority Date: March 20, 1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.33 CFS	
			0.33 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSWSE Sec. 9 Twp 05N Rge 26E BUTTE 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	
05N 26E 9																	14.0 14.0

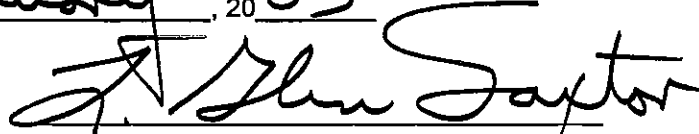
Total Acres: 14

CONDITIONS OF APPROVAL

1. Right 34-386F, 34-387F and 34-2406G when combined shall not exceed a total diversion rate of 0.38 cfs, and the irrigation of 14.0 acres.
2. Rights 34-2406D, 34-2406G, 34-2406H and 34-12367 when combined shall not exceed a total diversion rate of 2.69 cfs.
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.

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 5th day of February, 2003



Chief, Water Allocation Bureau

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FEB 11 2003

WATER RIGHT NO. 34-2406H
As Modified by Transfer No. 70082

In accordance with the approval of Transfer No. 70082, Water Right No. 34-2406H is now described as follows.

Right Holder: JULIE LORD And
 GRANT LORD
 RT 1 BOX 4
 DARLINGTON ID 83255

Priority Date: March 20, 1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.77 CFS	
			0.77 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSWSE Sec. 9 Twp 05N Rge 26E BUTTE 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	
05N	26E	9															37.0		37.0

Total Acres: 37

CONDITIONS OF APPROVAL

1. Right 34-386G, 34-387G and 34-2406H when combined shall not exceed a total diversion rate of 0.99 cfs, and the irrigation of 37.0 acres.
2. Rights 34-2406D, 34-2406G, 34-2406H and 34-12367 when combined shall not exceed a total diversion rate of 2.69 cfs.
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.

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 5th day of February, 2003


 Chief, Water Allocation Bureau

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WATER RIGHT NO. 34-12367
As Modified by Transfer No. 70082

In accordance with the approval of Transfer No. 70082, Water Right No. 34-12367 is now described as follows.

Right Holder: MARGARET HOCKING WHARTON And
 LARRY F WHARTON
 PO BOX 324
 MACKAY ID 83251

Priority Date: March 20, 1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	1.34 CFS	234.5 AF
			1.34 CFS	234.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSWNE Sec. 9 Twp 05N Rge 26E BUTTE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
05N	26E	9	36.0	31.0			67.0

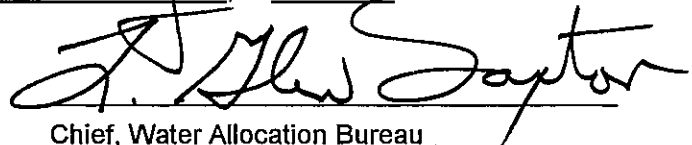
Total Acres: 67

CONDITIONS OF APPROVAL

1. Right 34-800C and 34-12367 when combined shall not exceed a total diversion rate of 1.82 cfs, and the irrigation of 67.0 acres.
2. Rights 34-2406D, 34-2406G, 34-2406H and 34-12367 when combined shall not exceed a total diversion rate of 2.69 cfs.
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.

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 5th day of February, 2003


 Chief, Water Allocation Bureau

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69966

This is to certify that: ANDREW G STAV Or
E ELAINE STAV
3306 W 3400 N
MOORE ID 83255
(208)554-3131

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. 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>Acres</u>	<u>Total</u>	<u>Source</u>
34-2406E	WR/Decreed	03/20/1961	0.821 cfs	N/A		36.5	GROUND WATER
34-2406D	WR/Decreed	03/20/1961	0.602 cfs	N/A		30.5	GROUND WATER
34-2406F	WR/Decreed	03/20/1961	0.332 cfs	N/A		14.0	GROUND WATER
34-2406G	WR/Decreed	03/20/1961	0.332 cfs	N/A		14.0	GROUND WATER
34-2406H	WR/Decreed	03/20/1961	0.773 cfs	N/A		37.0	GROUND WATER
34-12367	WR/Decreed	03/20/1961	1.34 cfs	234.5 af		67.0	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>	<u>Associated Rights</u>
34-2406E	NO	YES	YES	NO	NO	NO	NO
34-2406D	NO	NO	NO	NO	NO	NO	YES
34-2406F	NO	NO	NO	NO	NO	NO	YES
34-2406G	NO	NO	NO	NO	NO	NO	YES
34-2406H	NO	NO	NO	NO	NO	NO	YES
34-12367	NO	NO	NO	NO	NO	NO	YES

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>
34-2406E	34-2406E	0.73 cfs	127.8 af	N/A	36.5		N/A	N/A	N/A	N/A
34-2406D		N/A	N/A	N/A	N/A	34-2406D	0.60 cfs	N/A	N/A	30.5
34-2406F		N/A	N/A	N/A	N/A	34-2406F	0.33 cfs	N/A	N/A	14.0
34-2406G		N/A	N/A	N/A	N/A	34-2406G	0.33 cfs	N/A	N/A	14.0
34-2406H		N/A	N/A	N/A	N/A	34-2406H	0.77 cfs	N/A	N/A	37.0
34-12367		N/A	N/A	N/A	N/A	34-12367	1.34 cfs	234.5 af	N/A	67.0
TOTALS		0.73 cfs	127.8 af	N/A	36.5		2.98 cfs	N/A	N/A	N/A

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69966

Detailed Water Right Description(s) attached

Dated this 2nd day of December, 2002

J. Glen Saylor
Chief, Water Allocation Bureau

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FEB 11 2003

WATER RIGHT NO. 34-2406E
As Modified by Transfer No. 69966

In accordance with the approval of Transfer No. 69966, Water Right No. 34-2406E is now described as follows.

Right Holder: E ELAINE STAV And
ANDREW G STAV
3306 W 3400 N
MOORE ID 83255

Priority Date: March 20, 1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	0.73 CFS	127.8 AF
			0.73 CFS	127.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESE Sec. 9 Twp 05N Rge 26E BUTTE County

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
05N	26E	9													36.5				36.5

Total Acres: 36.5

CONDITIONS OF APPROVAL

1. The portion of Right 34-2406E in excess of this transfer approval in the amount of 0.09 cfs shall be considered forfeited through approval of Transfer 69966.
2. Rights 34-386D, 34-387D and 34-2406E when combined shall not exceed a total diversion rate of 0.98 cfs, and the irrigation of 36.5 acres.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. Use of water under this right will 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.

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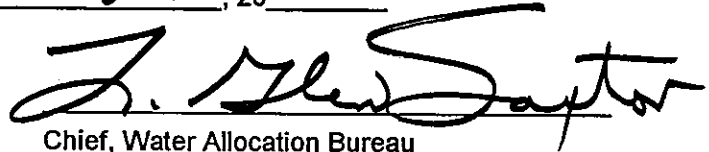
WATER RIGHT NO. 34-2406E
As Modified by Transfer No. 69966

CONDITIONS OF APPROVAL

6. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right and shall only divert ground water under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
7. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
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 lands above.
9. The right holder shall accomplish the change authorized by this transfer within one (1) 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 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.

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 2nd day of December, 2002


Chief, Water Allocation Bureau

MICROFILMED

FEB 11 2003

WATER RIGHT NO. 34-2406D
As Modified by Transfer No. 69966

In accordance with the approval of Transfer No. 69966, Water Right No. 34-2406D is now described as follows.

Right Holder: DUANE BROWN Or
DIANE BROWN
13809 JENNY LN
CALDWELL ID 83605

Priority Date: March 20, 1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.60 CFS	
			0.60 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSWSE Sec. 9 Twp 05N Rge 26E BUTTE 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	
05N	26E	9															30.5		30.5

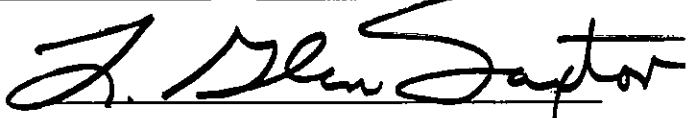
Total Acres: 30.5

CONDITIONS OF APPROVAL

1. Right 34-386C, 34-387C and 34-2406D when combined shall not exceed a total diversion rate of 0.82 cfs, and the irrigation of 30.5 acres.
2. Rights 34-2406D, 34-2406F, 34-2406G, 34-2406H and 34-12367 when combined shall not exceed a total diversion rate of 2.98 cfs.
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.

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 2nd day of December, 20 02


Chief, Water Allocation Bureau

MICROFILMED

FEB 11 2003

WATER RIGHT NO. 34-2406F
As Modified by Transfer No. 69966

In accordance with the approval of Transfer No. 69966, Water Right No. 34-2406F is now described as follows.

Right Holder: DEAN SIDDOWAY And
GAYLE SIDDOWAY
3463 SCOON RD
SUNNYSIDE WA 98944

Priority Date: March 20, 1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.33 CFS	
			0.33 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSWSE Sec. 9 Twp 05N Rge 26E BUTTE 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	
05N 26E 9																	14.0 14.0

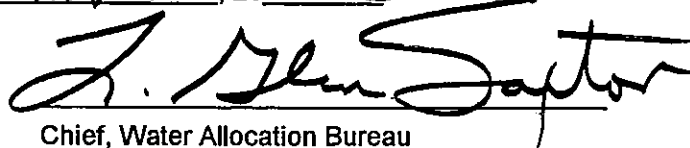
Total Acres: 14

CONDITIONS OF APPROVAL

1. Right 34-386E, 34-387E and 34-2406F when combined shall not exceed a total diversion rate of 0.38 cfs, and the irrigation of 14.0 acres.
2. Rights 34-2406D, 34-2406F, 34-2406G, 34-2406H and 34-12367 when combined shall not exceed a total diversion rate of 2.98 cfs.
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.

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 2nd day of December, 2002


Chief, Water Allocation Bureau

MICROFILMED

FEB 11 2003

WATER RIGHT NO. 34-2406G
As Modified by Transfer No. 69966

In accordance with the approval of Transfer No. 69966, Water Right No. 34-2406G is now described as follows.

Right Holder: BOB MOZES And
MARY MOZES
4011 E 49 S
IDAHO FALLS ID 83406

Priority Date: March 20, 1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.33 CFS	
			0.33 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSWSE Sec. 9 Twp 05N Rge 26E BUTTE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
05N	26E	9					14.0
							14.0

Total Acres: 14

CONDITIONS OF APPROVAL

1. Right 34-386F, 34-387F and 34-2406G when combined shall not exceed a total diversion rate of 0.38 cfs, and the irrigation of 14.0 acres.
2. Rights 34-2406D, 34-2406F, 34-2406G, 34-2406H and 34-12367 when combined shall not exceed a total diversion rate of 2.98 cfs.
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.

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 2nd day of December, 2002


Chief, Water Allocation Bureau

MICROFILMED

FEB 11 2003

WATER RIGHT NO. 34-2406H
As Modified by Transfer No. 69966

In accordance with the approval of Transfer No. 69966, Water Right No. 34-2406H is now described as follows.

Right Holder: JULIE LORD And
 GRANT LORD
 RT 1 BOX 4
 DARLINGTON ID 83255

Priority Date: March 20, 1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.77 CFS	
			0.77 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSWSE Sec. 9 Twp 05N Rge 26E BUTTE 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	
05N	26E	9															37.0		37.0

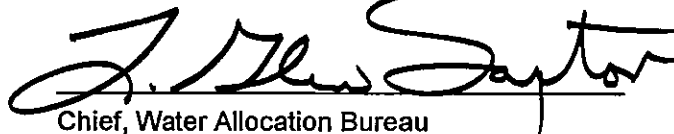
Total Acres: 37

CONDITIONS OF APPROVAL

1. Right 34-386G, 34-387G and 34-2406H when combined shall not exceed a total diversion rate of 0.99 cfs, and the irrigation of 37.0 acres.
2. Rights 34-2406D, 34-2406F, 34-2406G, 34-2406H and 34-12367 when combined shall not exceed a total diversion rate of 2.98 cfs.
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.

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 2nd day of December, 2002


 Chief, Water Allocation Bureau

MICROFILMED

FEB 11 2003

WATER RIGHT NO. 34-12367
As Modified by Transfer No. 69966

In accordance with the approval of Transfer No. 69966, Water Right No. 34-12367 is now described as follows.

Right Holder: MARGARET HOCKING WHARTON And
LARRY F WHARTON
PO BOX 324
MACKAY ID 83251

Priority Date: March 20, 1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/1 to	10/31	1.34 CFS	234.5 AF
			1.34 CFS	234.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSWNE Sec. 9 Twp 05N Rge 26E BUTTE 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	
05N	26E	9			36.0	31.0													67.0

Total Acres: 67

CONDITIONS OF APPROVAL

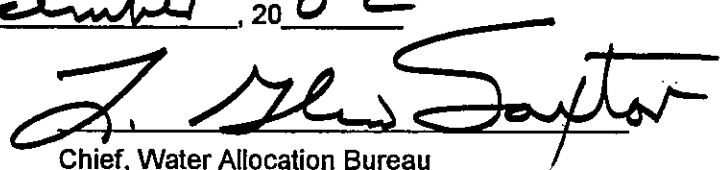
1. Right 34-800C and 34-12367 when combined shall not exceed a total diversion rate of 1.82 cfs, and the irrigation of 67.0 acres.
2. Rights 34-2406D, 34-2406F, 34-2406G, 34-2406H and 34-12367 when combined shall not exceed a total diversion rate of 2.98 cfs.
3. Pursuant to Section 42-1412(6), Idaho 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.

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 2nd day of December, 2002

MICROFILMED

FEB 11 2003


Chief, Water Allocation Bureau

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 34-2406H

WATER RIGHT NUMBER: 34-2406H

<u>Owner Type</u>	<u>Name and Address</u>
Directors Report Owner	F W DUNDAS 1912 IKIAH WAY UPLAND, CA 91786 (714) 982-5504
Current Owner	JULIE LORD RT 1 BOX 4 DARLINGTON, ID 83255 (208) 588-3168
Current Owner	GRANT LORD RT 1 BOX 4 DARLINGTON, ID 83255 (208) 588-3168

Priority Date: 03/20/1961

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/31	0.773 CFS	
	<u>Total Diversion:</u>	0.773 CFS	

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4SE1/4	Sec. 9,	Twp 05N,	Rge 26E, B.M.
BUTTE County				

Place of UseIRRIGATION Within BUTTE County

T05N R26E S09 SWSE 37.0

Total Acres: 37

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Remarks:

1. Quantity USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.99 CFS. COMBINED RIGHT NOS.: 34-386G, 34-387G AND 34-2406H.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.71 CFS. COMBINED RIGHT NOS.: 34-12367, 34-2406D, 34-2406E, 34-2406F, 34-2406G AND 34-2406H.

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FEB 11 2003

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 34-2406H

2. Place of Use USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED
- Irrigation TOTAL OF 37 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.:
34-386G, 34-387G AND 34-2406H.

Comments:

1. SSHERMAN 3/13/2000 OWNERSHIP CHANGE
Comment: DAMIANA TO LORD.

Dates and Other Information:

Decreed Date: 7/10/2002 ← 34-2406B
- See Pedigree

MICROFILMED

FEB 11 2003

Important Information About Your Water Right

July 10, 2002

Randal G Damiana
Rt 1 Box 113A
Moore, ID 83255

RECEIVED

JUL 12 2002

Dear Water Right Claimant(s):

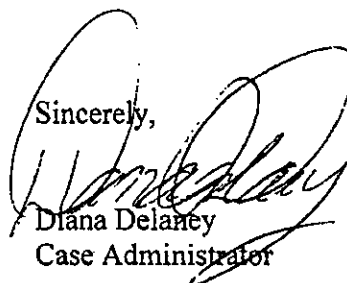
Department of Water Resources

Attached to this letter is a copy of an **Order Amending Irrigation Period of Use Element in Partial Decree, Nunc Pro Tunc** (hereinafter "**Order**") for water right number 34-2406B. According to Idaho Department of Water Resources (IDWR) records, you are the current owner of this water right. If you are not the current owner, please contact IDWR immediately at:

Idaho Department of Water Resources
1301 North Orchard
Boise, ID 83706
800-451-4129

The purpose of the **Order** is to set forth beginning and ending dates for the irrigation period of use for this water right. As stated in the face of the **Order**, this action was necessary following the decision of the Idaho Supreme Court in *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998). This **Order** also incorporates into the **Partial Decree** an express statement that the **Partial Decree** is subject to such general provisions necessary for the definition or for the efficient administration of the water right. This express statement is necessary to comply with the requirements of Idaho Code section 42-1412(6). This **Order**, in combination with the **Partial Decree** that was issued for this water right on December 31, 1997, sets forth all of the elements of your water right. The Snake River Basin Adjudication (SRBA) Court suggests that you keep this document in a safe location together with a copy of the **Partial Decree** to show evidence of this water right. The original of this **Order** and the original of the **Partial Decree** for this water right are on file with SRBA Court. If you do not have a copy of the original **Partial Decree**, one can be obtained by contacting the SRBA Court at (208) 736-3011. Please note that the **Order** is entered **Nunc Pro Tunc**, meaning that the **Order** will be treated as if it were issued on the same date that the **Partial Decree** was originally issued.

Sincerely,



Diana Delaney
Case Administrator

2002 JUL 10 PM 2:36

DISTRICT CLERK
TWIN FALLS, IDAHO
FILED _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA	)	Water Right 34-2406B
	)	
	)	ORDER AMENDING IRRIGATION PERIOD OF USE
	)	ELEMENT IN PARTIAL DECREE and
Case No. 39576	)	INCORPORATING INTO PARTIAL DECREES AN
	)	EXPRESS STATEMENT REGARDING GENERAL
	)	PROVISIONS, <i>NUNC PRO TUNC</i>

A *Partial Decree* was entered for the above-captioned irrigation water right on December 31, 1997. The period of use element was decreed as "irrigation season." In *A&B Irrigation Dist. v. Idaho Conservation League*, 131 Idaho 411, 423, 958 P.2d 568, 580 (1998), the Idaho Supreme Court remanded with the directive to include specific dates for the period of use element. Following remand, on June 24, 1999, IDWR filed a *Supplemental Director's Report, Reporting Area 1, IDWR Basin 34, Regarding Revision of Period of Use (For Irrigation Water Uses) and Conjunctive Management General Provisions*, which included an irrigation period of use recommendation for this water right. No objections were filed to this *Supplemental Director's Report*.

THEREFORE, IT IS ORDERED that the period of use element for the irrigation portion of the above-captioned water right is hereby amended and decreed as:

PERIOD OF USE: 04-01 to 10-31

IT IS FURTHER ORDERED that the *Partial Decree* for the above-captioned water right is hereby amended and decreed to contain the following:

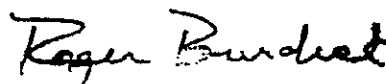
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the court at a point in time no later than the entry of a final unified decree. I.C. section 42-1412(6).

This order is being entered *nunc pro tunc* as of the date the *Partial Decree* was issued and is not intended to modify subsequent administrative changes for the water right, if any, which occurred following entry of the *Partial Decree*.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Dated July 10, 2002.



ROGER BURDICK

Presiding Judge

Snake River Basin Adjudication

RECEIVED

JAN 02 1998

Department of Water Resources
Adjudication Bureau

1997 DEC 31 AM 11:10

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

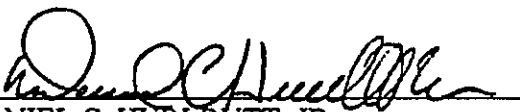
In Re SRBA	)	ORDER OF PARTIAL DECREE
	)	
Case No. 39576	)	For Water Right 34-02406B
_____	)	

On November 18, 1997, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 34-02406B is hereby decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED DEC 31 1997.


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

1997 DEC 31 AM 11:10

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 34-024068

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: RANDAL G DAMIANA
RT 1 BOX 113-A
MOORE ID 83255

SOURCE: GROUNDWATER

QUANTITY: 2.86 CFS
462.0 AFY

USE OF THIS RIGHT WITH RIGHT NOS. 34-00386A AND 34-00387A IS
LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.54 CFS.
THIS RIGHT AND RIGHT NO. 34-12367 ARE LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 3.71 CFS.

PRIORITY DATE: 03/20/1961

POINT OF DIVERSION: T05N R26E S09 NWSWE Within BUTTE County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	Irrigation Season	2.86 CFS 462.0 AFY

PLACE OF USE:	IRRIGATION	Within BUTTE County			
	T05N R26E S09	NESE 35	NWSE 37	SWSE 32	SESE 28
	132 ACRES TOTAL				

USE OF THIS RIGHT WITH RIGHT NOS. 34-00386A AND 34-00387A IS
LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 132 ACRES IN A
SINGLE IRRIGATION SEASON.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

1997 DEC 31 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
)
Case No. 39576)

)

CERTIFICATE OF MAILING

Water Right(s): 34-02406B

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 34-02406B was mailed
on December 31, 1997, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

RANDAL G. DAMIANA
Represented by:
WILLIAM R HOLLIFIELD
PO BOX 66
249 THIRD AVENUE EAST
TWIN FALLS, ID 83303
Phone: 208-734-5610

DIANA DELANEY
Chief Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1
12/31/97

**STARTING
RIGHT
SIDE OF
FILE**

MEMORANDUM

TO: FILE 34-2406 H

FROM: VAULT

RE: TRANSFER # 70082

DATE: 2-5-03

=====

**Original Transfer Application, Form and correspondence regarding the above
referenced Transfer is located within:**

FILE # 34-2406 F

MICROFILMED

FEB 11 2003

MEMORANDUM

TO: FILE 34-2406H

FROM: VAULT

RE: TRANSFER # 69966

DATE: 11-27-2002

=====

**Original Transfer Application, Form and correspondence regarding the above
referenced Transfer is located within:**

FILE # 34-2406E

MICROFILMED
FEB 11 2003