

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED**TRANSFER OF WATER RIGHT*****AMENDED***

TRANSFER NO. 69414

This is to certify that: RAY SAUER
HC 63 BOX 2130
MONTEVIEW ID 83435
(208)657-2258

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>
31-4011C	WR/Decreed	09/01/1956	1.75 cfs	742.8 af	N/A	392.0	GROUND WATER
31-160B	WR/Decreed	04/01/1936	0.75 cfs	136.5 af	39.0	392.0	GROUND WATER
31-161B	WR/Decreed	04/01/1936	2.03 cfs	406.0 af	116.0	392.0	GROUND WATER
31-7131	WR/Decreed	07/30/1974	4.82 cfs	N/A	N/A	392.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

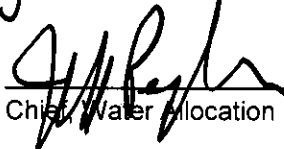
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
31-4011C	NO	NO	NO	YES	NO	NO
31-160B	NO	NO	NO	YES	NO	NO
31-161B	NO	NO	NO	YES	NO	NO
31-7131	NO	NO	NO	YES	NO	NO

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>
31-4011C	31-4011C	1.75 cfs	742.8 af	N/A	392.0		N/A	N/A	N/A	N/A
31-160B	31-160B	0.75 cfs	136.5 af	39.0	392.0		N/A	N/A	N/A	N/A
31-161B	31-161B	2.03 cfs	406.0 af	116.0	392.0		N/A	N/A	N/A	N/A
31-7131	31-7131	4.82 cfs	1372.0 af	N/A	392.0		N/A	N/A	N/A	N/A
TOTALS		5.17 cfs	1372.0 af	N/A	392.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 14 day of August, 2003

For 
Chief, Water Allocation Bureau

MICROFILMED

OCT 17 2003

WATER RIGHT NO. 31-160B
As Modified by Transfer No. 69414

In accordance with the approval of Transfer No. 69414, Water Right No. 31-160B is now described as follows.

Right Holder: RAY SAUER And
CLARICE SAUER
HC 63 BOX 2130
MONTEVIEW ID 83435

Priority Date: 04/01/1936

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	0.75 CFS	136.5 AF
			0.75 CFS	136.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER S W N E S E Sec. 13 Twp 07N Rge 33E JEFFERSON
County

GROUND WATER NENESE Sec. 5 Twp 07N Rge 34E JEFFERSON
County

GROUND WATER Lot 3 SENWSW Sec. 18 Twp 07N Rge 34E JEFFERSON
County

GROUND WATER NESE Sec. 18 Twp 07N Rge 34E JEFFERSON
County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals			
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>				
07N	34E	17											40.0	40.0	39.0	40.0		38.0	35.0		232.0	
07N	34E	18																40.0	40.0	40.0	40.0	160.0

Total Acres: 392

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. Right 31-160B is limited to the irrigation of 39.0 acres within the place of use described above in a single irrigation season.
3. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

MICROFILMED

1992

WATER RIGHT NO. 31-160B
As Modified by Transfer No. 69414

CONDITIONS OF APPROVAL

4. The total instantaneous diversion of water from all points of diversion under Rights 31-160B, 31-161B, 31-4011C and 31-7131 shall not exceed 5.17 cfs, nor total combined annual volume of 1372.0 af for the irrigation of 392.0 total acres.
5. Rights 31-160B, 31-161B, 31-4011C and 31-7131 when combined with Rights 31-160A, 31-161A, 31-4011B, 31-4012 and 31-10652 shall not exceed a total diversion rate of 16.32 cfs
6. Rights 31-160B, 31-161B, 31-4011C, 31-7131, 31-160A, 31-161A, 31-4011B, 31-4012 and 31-10652 when combined with Rights 31-2299, 31-2415 and 31-7320 shall not exceed a total diversion rate of 26.90 cfs and a total annual maximum diversion volume of 7350.0 af at the field headgate. Diversion of water from the two (2) wells located in NESE, S5, T7N, R34E shall not exceed a total diversion rate of 16.32 cfs.
7. A priority date of 9-18-2001 shall be applied relative to any injury to nearby wells due to the diversion of water from the wells located in SWNESE, S13, T7N, 33E, and the NESE and SENWSW, S18, T7N, R34E in excess of a total annual diversion volume of 1148.2 af.
8. The Director maintains jurisdiction of this transfer up to five (5) years for the purpose of determining potential injury to existing rights, both junior and senior, in the vicinity of the transferred points of diversion.
9. 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.
10. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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 14 day of August, 2003

For  _____
Chief, Water Allocation Bureau

MICHAEL J. SMITH
SEP 17 2003

WATER RIGHT NO. 31-161B
As Modified by Transfer No. 69414

In accordance with the approval of Transfer No. 69414, Water Right No. 31-161B is now described as follows.

Right Holder: RAY SAUER And
CLARICE SAUER
HC 63 BOX 2130
MONTEVIEW ID 83435

Priority Date: 04/01/1936

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	2.03 CFS	406.0 AF
			2.03 CFS	406.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNESE Sec. 13 Twp 07N Rge 33E JEFFERSON
County

GROUND WATER NENESE Sec. 5 Twp 07N Rge 34E JEFFERSON
County

GROUND WATER Lot 3 SENWSW Sec. 18 Twp 07N Rge 34E JEFFERSON
County

GROUND WATER NESE Sec. 18 Twp 07N Rge 34E JEFFERSON
County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
07N	34E	17									40.0	40.0	39.0	40.0		38.0	35.0		232.0
07N	34E	18													40.0	40.0	40.0	40.0	160.0

Total Acres: 392

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. Right 31-161B is limited to the irrigation of 116.0 acres within the place of use described above in a single irrigation season.
3. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

MICHAEL
OCT 6 1999

WATER RIGHT NO. 31-161B
As Modified by Transfer No. 69414

CONDITIONS OF APPROVAL

4. The total instantaneous diversion of water from all points of diversion under Rights 31-160B, 31-161B, 31-4011C and 31-7131 shall not exceed 5.17 cfs, nor total combined annual volume of 1372.0 af for the irrigation of 392.0 total acres.
5. Rights 31-160B, 31-161B, 31-4011C and 31-7131 when combined with Rights 31-160A, 31-161A, 31-4011B, 31-4012 and 31-10652 shall not exceed a total diversion rate of 16.32 cfs.
6. Rights 31-160B, 31-161B, 31-4011C, 31-7131, 31-160A, 31-161A, 31-4011B, 31-4012 and 31-10652 when combined with Rights 31-2299, 31-2415 and 31-7320 shall not exceed a total diversion rate of 26.90 cfs and a total annual maximum diversion volume of 7350.0 af at the field headgate. Diversion of water from the two (2) wells located in NESE, S5, T7N, R34E shall not exceed a total diversion rate of 16.32 cfs.
7. A priority date of 9-18-2001 shall be applied relative to any injury to nearby wells due to the diversion of water from the wells located in SWNESE, S13, T7N, 33E, and the NESE and SENWSW, S18, T7N, R34E in excess of a total annual diversion volume of 1148.2 af.
8. The Director maintains jurisdiction of this transfer up to five (5) years for the purpose of determining potential injury to existing rights, both junior and senior, in the vicinity of the transferred points of diversion.
9. 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.
10. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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 14 day of August, 2003

For 
Chief, Water Allocation Bureau

Michael J. Smith
August 14, 2003

WATER RIGHT NO. 31-4011C
As Modified by Transfer No. 69414

In accordance with the approval of Transfer No. 69414, Water Right No. 31-4011C is now described as follows.

Right Holder: RAY SAUER And
CLARICE SAUER
HC 63 BOX 2130
MONTEVIEW ID 83435

Priority Date: 09/01/1956

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	1.75 CFS	742.8 AF
			1.75 CFS	742.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNESE Sec. 13 Twp 07N Rge 33E JEFFERSON
County

GROUND WATER NESE Sec. 5 Twp 07N Rge 34E JEFFERSON
County

GROUND WATER NENESE Sec. 5 Twp 07N Rge 34E JEFFERSON
County

GROUND WATER Lot 3 SENWSW Sec. 18 Twp 07N Rge 34E JEFFERSON
County

GROUND WATER NESE Sec. 18 Twp 07N Rge 34E JEFFERSON
County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>		
07N	34E	17										40.0	40.0	39.0	40.0		38.0	35.0		232.0
07N	34E	18														40.0	40.0	40.0	40.0	160.0

Total Acres: 392

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

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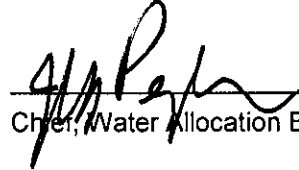
WATER RIGHT NO. 31-4011C
As Modified by Transfer No. 69414

CONDITIONS OF APPROVAL

3. The total instantaneous diversion of water from all points of diversion under Rights 31-160B, 31-161B, 31-4011C and 31-7131 shall not exceed 5.17 cfs, nor total combined annual volume of 1372.0 af for the irrigation of 392.0 total acres.
4. Rights 31-160B, 31-161B, 31-4011C and 31-7131 when combined with Rights 31-160A, 31-161A, 31-4011B, 31-4012 and 31-10652 shall not exceed a total diversion rate of 16.32 cfs.
5. Rights 31-160B, 31-161B, 31-4011C, 31-7131, 31-160A, 31-161A, 31-4011B, 31-4012 and 31-10652 when combined with Rights 31-2299, 31-2415 and 31-7320 shall not exceed a total diversion rate of 26.90 cfs and a total annual maximum diversion volume of 7350.0 af at the field headgate. Diversion of water from the two (2) wells located in NESE, S5, T7N, R34E shall not exceed a total diversion rate of 16.32 cfs.
6. A priority date of 9-18-2001 shall be applied relative to any injury to nearby wells due to the diversion of water from the wells located in SWNESE, S13, T7N, 33E, and the NESE and SENWSW, S18, T7N, R34E in excess of a total annual diversion volume of 1148.2 af.
7. The Director maintains jurisdiction of this transfer up to five (5) years for the purpose of determining potential injury to existing rights, both junior and senior, in the vicinity of the transferred points of diversion.
8. 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.
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 14 day of August, 2003

For  Chief, Water Allocation Bureau

MICHAEL J. SMITH
AUG 17 2003

WATER RIGHT NO. 31-7131
As Modified by Transfer No. 69414

In accordance with the approval of Transfer No. 69414, Water Right No. 31-7131 is now described as follows.

Right Holder: RAY SAUER And
CLARICE SAUER
HC 63 BOX 2130
MONTEVIEW ID 83435

Priority Date: 07/30/1974

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to 11/01	4.82 CFS	1,372.0 AF
		4.82 CFS	1,372.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENECA Sec. 13 Twp 07N Rge 33E JEFFERSON
County

GROUND WATER NENESE Sec. 5 Twp 07N Rge 34E JEFFERSON
County

GROUND WATER Lot 3 SENWSW Sec. 18 Twp 07N Rge 34E JEFFERSON
County

GROUND WATER NESE Sec. 18 Twp 07N Rge 34E JEFFERSON
County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
07N	34E	17										40.0	40.0	39.0	40.0		38.0	35.0	232.0
07N	34E	18														40.0	40.0	40.0	160.0

Total Acres: 392

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

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WATER RIGHT NO. 31-7131
As Modified by Transfer No. 69414

CONDITIONS OF APPROVAL

3. The total instantaneous diversion of water from all points of diversion under Rights 31-160B, 31-161B, 31-4011C and 31-7131 shall not exceed 5.17 cfs, nor total combined annual volume of 1372.0 af for the irrigation of 392.0 total acres.
4. Rights 31-160B, 31-161B, 31-4011C and 31-7131 when combined with Rights 31-160A, 31-161A, 31-4011B, 31-4012 and 31-10652 shall not exceed a total diversion rate of 16.32 cfs.
5. Rights 31-160B, 31-161B, 31-4011C, 31-7131, 31-160A, 31-161A, 31-4011B, 31-4012 and 31-10652 when combined with Rights 31-2299, 31-2415 and 31-7320 shall not exceed a total diversion rate of 26.90 cfs and a total annual maximum diversion volume of 7350.0 af at the field headgate. Diversion of water from the two (2) wells located in NESE, S5, T7N, R34E shall not exceed a total diversion rate of 16.32 cfs.
6. A priority date of 9-18-2001 shall be applied relative to any injury to nearby wells due to the diversion of water from the wells located in SWNESE, S13, T7N, 33E, and the NESE and SENWSW, S18, T7N, R34E in excess of a total annual diversion volume of 1148.2 af.
7. The Director maintains jurisdiction of this transfer up to five (5) years for the purpose of determining potential injury to existing rights, both junior and senior, in the vicinity of the transferred points of diversion.
8. 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.
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 14 day of August, 2003



Michael J. Miller
Chief, Water Allocation Bureau

MICHAEL

AUG 14 2003