

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF TRANSFER NO.)
69504 IN THE NAME OF BLACK BUTTE) **PRELIMINARY ORDER CORRECTING**
HILLS LLC) **TRANSFER APPROVAL**
_____)

This matter having come before the Department of Water Resources (Department) as a result of a request to correct a transfer approval, the Department makes the following Findings of Fact, Conclusions of Law, and Order:

FINDINGS OF FACT

1. On June 16, 2006, the Department approved Application for Transfer No. 69504 (transfer) changing the point of diversion and place of use for water right 37-20560.
2. The place of use was listed incorrectly on the transfer approval due to a clerical error. The place of use was listed, in part, in the NW1/4NE1/4, Sec. 13, T2S, R15E. The correct location, as listed on the transfer application is the SE1/4NE1/4, Sec. 13, T2S, R15E.

CONCLUSIONS OF LAW

1. The transfer approval should accurately describe the established water right as changed by the transfer pursuant to Section 42-222, *Idaho Code*.
2. The Department should correct the transfer approval to show the appropriate place of use authorized under the water right involved in the transfer.

ORDER

IT IS HEREBY ORDERED that the approval for Transfer No. 69504 is **CORRECTED** as set forth in the amended transfer approval issued on this date in conjunction with this order.

Dated this 12th day of June, 2007.



JEFF PEPPERSACK
Chief, Water Allocation Bureau