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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 69708

This is to certify that: BRENT DAME

3696 E 3950 N

KIMBERLY ID 83341

(208) 423-4374

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>
45-13419	AJC/License	10/31/1974	10.98 cfs	2515.6 af	628.9	1,257.0	GROUND WATER
45-7345C	AJC/License	06/30/1978	4.66 cfs	1660.8 af	415.2	1,257.0	GROUND WATER
45-7196C	AJC/License	01/04/1975	4.26 cfs	851.6 af	212.9	1,257.0	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>
45-13419	YES	YES	YES	NO	YES	YES
45-7345C	YES	YES	YES	NO	YES	YES
45-7196C	YES	YES	YES	NO	YES	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>
45-13419	45-13425	0.63 cfs	108.9 af	N/A	N/A	45-13424	10.35 cfs	2370.4 af	592.6	1,184.5
45-7345C	45-13427	0.27 cfs	71.7 af	N/A	N/A	45-13426	4.39 cfs	1565.2 af	391.3	1,184.5
45-7196C	45-13423	0.25 cfs	36.9 af	N/A	N/A	45-13422	4.01 cfs	802.4 af	200.6	1,184.5
TOTALS		0.89 cfs	217.5 af				N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 11th day of June, 2002

J. Glen Saylor
Chief, Water Allocation Bureau

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JUN 11 2002

WATER RIGHT NO. 45-13422**As Modified by Transfer No. 69708**

In accordance with the approval of Transfer No. 69708, Water Right No. 45-13422 is now described as follows.

Right Holder: BRENT DAME
3696 E 3950 N
KIMBERLY ID 83341

Priority Date: 01/04/1975

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	4.01 CFS	802.4 AF
			4.01 CFS	802.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENESE	Sec. 27 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	NENESE	Sec. 34 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	NESENE	Sec. 35 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	NENESE	Sec. 35 Twp 12S	Rge 21E	CASSIA 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	
12S 21E 26	38.0	39.0	40.0	39.0	39.0	38.0	39.0	40.0									312.0
12S 21E 27	39.0	40.0	40.0	37.0									39.0	40.0	39.0	38.0	312.0
12S 21E 35	38.0	39.0	40.0	38.0	39.0	39.0	7.5		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	560.5

Total Acres: 1184.5

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 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.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. This right is limited to the irrigation of 200.6 acres within the place of use described above in a single irrigation season.
5. Rights 45-13422, 45-13424 and 45-13426 when combined shall not exceed a total diversion rate of 14.52 cfs.
6. Rights 45-13422 and 45-13426 when combined shall not exceed a total diversion rate of 11.19 cfs.

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 11th day of June, 2002

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JUN 11 2002

[Signature]
Chief, Water Allocation Bureau

WATER RIGHT NO. 45-13423**As Modified by Transfer No. 69708**

In accordance with the approval of Transfer No. 69708, Water Right No. 45-13423 is now described as follows.

Right Holder: BRENT DAME

3696 E 3950 N

KIMBERLY ID 83341

Priority Date: 01/04/1975**Source:** GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
COMMERCIAL	01/01	to 12/31	0.25 CFS	36.9 AF
STOCKWATER	01/01	to 12/31	0.25 CFS	36.9 AF
			0.25 CFS	36.9 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENESE	Sec. 27 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	NESENE	Sec. 34 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	NENESE	Sec. 34 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	NESENE	Sec. 35 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	NENESE	Sec. 35 Twp 12S	Rge 21E	CASSIA County

PLACE OF USE: COMMERCIAL

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S 21E 35						X											

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S 21E 35					X	X	X	X									

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one (1) 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. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
5. The total instantaneous diversion of water from all points of diversion under Rights 45-13423, 45-13425, and 45-13427 shall not exceed 0.89 cfs.
6. 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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WATER RIGHT NO. 45-13423
As Modified by Transfer No. 69708

CONDITIONS OF APPROVAL

7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
8. The dairy operation authorized under this approval shall comply with applicable county zoning and use ordinances.
9. Approval of this transfer does not authorize the construction of any new well.
10. Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.
11. After specific notification by the Department, the right holder shall measure the diversion 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.
12. Rights 45-13423 and 45-13427 when combined shall not exceed a total diversion rate of 0.68 cfs.
13. Commercial use is for a dairy.

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 11th day of June, 2002


Chief, Water Allocation Bureau

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WATER RIGHT NO. 45-13424
As Modified by Transfer No. 69708

In accordance with the approval of Transfer No. 69708, Water Right No. 45-13424 is now described as follows.

Right Holder: BRENT DAME
 3696 E 3950 N
 KIMBERLY ID 83341

Priority Date: 10/31/1974

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	10.35 CFS	2,370.4 AF
			10.35 CFS	2,370.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENESE	Sec. 27 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	NENESE	Sec. 34 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	NESENE	Sec. 35 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	NENESE	Sec. 35 Twp 12S	Rge 21E	CASSIA 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	
12S	21E	26	38.0	39.0	40.0	39.0	39.0	38.0	39.0	40.0									312.0
12S	21E	27	39.0	40.0	40.0	37.0									39.0	40.0	39.0	38.0	312.0
12S	21E	35	38.0	39.0	40.0	38.0	39.0	39.0	7.5		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	560.5

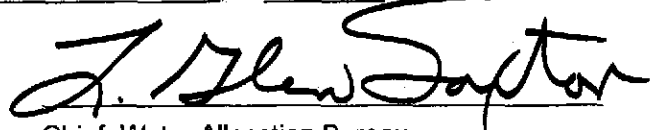
Total Acres: 1184.5

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 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.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. This right is limited to the irrigation of 592.6 acres within the place of use described above in a single irrigation season.
5. Rights 45-13422, 45-13424 and 45-13426 when combined shall not exceed a total diversion rate of 14.52 cfs.

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 11th day of June, 2002


 Chief, Water Allocation Bureau

MICROFILMED

JUN 11 2002

WATER RIGHT NO. 45-13425
As Modified by Transfer No. 69708

In accordance with the approval of Transfer No. 69708, Water Right No. 45-13425 is now described as follows.

Right Holder: BRENT DAME
 3696 E 3950 N
 KIMBERLY ID 83341

Priority Date: 10/31/1974

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
COMMERCIAL	01/01	to 12/31	0.63 CFS	108.9 AF
			0.63 CFS	108.9 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENESE	Sec. 27 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	NESENE	Sec. 34 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	NENESE	Sec. 34 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	NESENE	Sec. 35 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	NENESE	Sec. 35 Twp 12S	Rge 21E	CASSIA County

PLACE OF USE: COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	21E	35						X											

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	21E	35					X	X	X	X									

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one (1) 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. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
5. The total instantaneous diversion of water from all points of diversion under Rights 45-13423, 45-13425, and 45-13427 shall not exceed 0.89 cfs.
6. 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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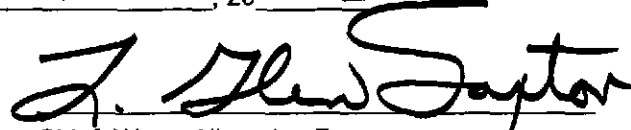
WATER RIGHT NO. 45-13425
As Modified by Transfer No. 69708

CONDITIONS OF APPROVAL

7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
8. The dairy operation authorized under this approval shall comply with applicable county zoning and use ordinances.
9. Approval of this transfer does not authorize the construction of any new well.
10. Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.
11. After specific notification by the Department, the right holder shall measure the diversion 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.
12. Commercial use is for a dairy.

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 11th day of June, 2002


Chief, Water Allocation Bureau

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WATER RIGHT NO. 45-13426
As Modified by Transfer No. 69708

In accordance with the approval of Transfer No. 69708, Water Right No. 45-13426 is now described as follows.

Right Holder: BRENT DAME
 3696 E 3950 N
 KIMBERLY ID 83341

Priority Date: 06/30/1978

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	4.39 CFS	1,565.2 AF
			4.39 CFS	1,565.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENESE	Sec. 27 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	NENESE	Sec. 34 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	NESENE	Sec. 35 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	NENESE	Sec. 35 Twp 12S	Rge 21E	CASSIA 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	
12S	21E	26	38.0	39.0	40.0	39.0	39.0	38.0	39.0	40.0									312.0
12S	21E	27	39.0	40.0	40.0	37.0								39.0	40.0	39.0	38.0	312.0	
12S	21E	35	38.0	39.0	40.0	38.0	39.0	39.0	7.5	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	560.5	

Total Acres: 1184.5

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 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.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. This right is limited to the irrigation of 391.3 acres within the place of use described above in a single irrigation season.
5. Rights 45-13422, 45-13424 and 45-13426 when combined shall not exceed a total diversion rate of 14.52 cfs.
6. Rights 45-13422 and 45-13426 when combined shall not exceed a total diversion rate of 11.19 cfs.

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 11th day of June, 2002

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JUN 11 2002

J. Glen Saxton
 Chief, Water Allocation Bureau

WATER RIGHT NO. 45-13427
As Modified by Transfer No. 69708

In accordance with the approval of Transfer No. 69708, Water Right No. 45-13427 is now described as follows.

Right Holder: BRENT DAME
 3696 E 3950 N
 KIMBERLY ID 83341

Priority Date: 06/30/1978

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
COMMERCIAL	01/01	to 12/31	0.27 CFS	71.7 AF
STOCKWATER	01/01	to 12/31	0.27 CFS	71.7 AF
			0.27 CFS	71.7 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENESE	Sec. 27 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	NESENE	Sec. 34 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	NENESE	Sec. 34 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	NESENE	Sec. 35 Twp 12S	Rge 21E	CASSIA County
GROUND WATER	NENESE	Sec. 35 Twp 12S	Rge 21E	CASSIA County

PLACE OF USE: COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	21E	35						X											

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	21E	35					X	X	X	X									

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one (1) 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. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
5. The total instantaneous diversion of water from all points of diversion under Rights 45-13423, 45-13425, and 45-13427 shall not exceed 0.89 cfs.
6. 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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WATER RIGHT NO. 45-13427
As Modified by Transfer No. 69708

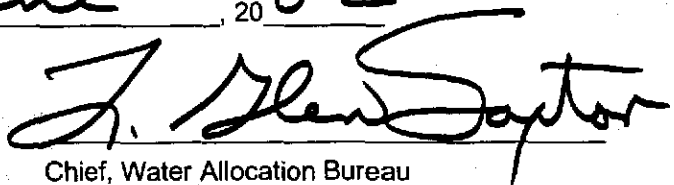
CONDITIONS OF APPROVAL

7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
8. The dairy operation authorized under this approval shall comply with applicable county zoning and use ordinances.
9. Approval of this transfer does not authorize the construction of any new well.
10. Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.
11. After specific notification by the Department, the right holder shall measure the diversion 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.
12. Rights 45-13423 and 45-13427 when combined shall not exceed a total diversion rate of 0.68 cfs.
13. Commercial use is for a dairy.

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

11th day of June, 2002


Chief, Water Allocation Bureau

MICROFILMED

JUN 11 2002

MEMORANDUM

TO: FILE 45-13423
FROM: VAULT
RE: TRANSFER # 69708
DATE: 6-12-02

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

FILE # 45-07196C

MICROFILMED
JUN 11 2002