

Exchange No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR EXCHANGE OF WATER

Under the provisions of Section 42-240, *Idaho Code*, any person holding a surface water right may apply to exchange such water for the use of water from the same source or a different surface water source. Surface water right holders may also apply to exchange for the use of water authorized for diversion under one or more other valid water rights from the same source or a different surface water source. A filing fee of \$100.00 must be submitted with this application.

1. INFORMATION ABOUT THE APPLICANT

Applicant DKJ FARMS, LLC
(Name of Applicant)
665 CENTENNIAL LOOP, LEXBURG, ID 83440 Telephone No: 208 356-7433
(Mailing Address) (Zip Code)

Applicant's Water Right(s) to be exchanged 300 ACRE FEET OF WATER LEASED THROUGH BANK ER FREIGHT-MAN
Attach a photocopy of the License, Permit, Transfer, Decree, or Claim evidencing the right(s) or attach a printout obtained from IDWR. ID.

2. INFORMATION ABOUT THE CO-APPLICANT

Complete this portion if the applicant proposes to exchange for water diverted under a water right held by another party. The co-applicant is the holder of the right to be exchanged for the applicant's right. If more space is needed, please attach another sheet containing information about each co-applicant.

Co-applicant _____
(Name of Co-applicant)

(Mailing Address) (Zip Code) Telephone No: _____

Co-applicant's Water Right(s) to be exchanged _____
Attach a photocopy of the License, Permit, Transfer, Decree, or Claim evidencing the right(s) or attach a printout obtained from IDWR.

3. EXCHANGE AGREEMENT — Attach a copy of the written agreement between the applicant and the co-applicant(s).

4. EXCHANGE INFORMATION — Complete Part A or Part B to explain how the proposed exchange will operate.

Part A — For an exchange involving two or more water right holders.

The applicant proposes to divert _____ cfs and/or _____ acre feet per year of water authorized to be diverted under the co-applicant's water right(s) listed above at _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$, Govt. Lot _____ Sec. _____
Township _____ Range _____ B.M., _____ County.

Additional points of diversion, if any: _____
In exchange for authorization to divert water as described above, _____ cfs and/or _____ acre feet per year of water authorized for diversion under the applicant's water right(s) listed above will be (complete 1 or 2 below):

1. made available to the co-applicant for diversion at _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$, Govt. Lot _____
Sec. _____ Township _____ Range _____ B.M., _____ County.
Additional points of diversion, if any: _____

OR

2. released from storage by the co-applicant into _____ at _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$,
Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

Part B - For an exchange involving only the applicant's water right(s).

The applicant proposes to divert _____ cfs and/or 300 acre feet per year of water at NESE $\frac{1}{4}$ of NW $\frac{1}{4}$ Govt. Lot _____ Sec. 21 Township 5N Range 41 E B.M., MADISON County.

Additional points of diversion, if any: _____

In exchange for authorization to divert water as described above, _____ cfs and/or 300 acre feet per year of water authorized for diversion under the applicant's water right(s) listed above will be (complete 1 or 2 below):

1. diverted from _____ at _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County and injected into _____ at _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

OR

2. released from storage by the applicant into THE TETON RIVER at NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ Govt. Lot _____ Sec. 15 Township 7N Range 41 E B.M., MADISON County.

Additional Explanation - Attach additional sheets if necessary.

THE LEASED STORAGE WATER WILL BE CARRIED THROUGH THE CROSS-CUT CANAL & RELEASED INTO THE TETON RIVER TO REPLACE THE WATER DIVERTED BY APPLICANT IN THE MADDY.

If this exchange is not intended to be a permanent arrangement, please describe the circumstances under which the proposed exchange will terminate. THIS EXCHANGE IS BASED UPON LEASED OR RENTED WATER ONLY

THEREFORE IT IS APPLICABLE ONLY IN THOSE YEARS WHEN APPLICANT LEASES WATER & IT IS CARRIED THROUGH THE CROSS-CUT CANAL

5. MAPS - Attach two maps, one showing the water right(s) as it is (they are) now used, and another showing how the water right(s) will be used under the proposed exchange. Each map should be on an 8 $\frac{1}{2}$ "x11" sheet and should clearly identify the locations of the point(s) of diversion, injection, and re-diversion of water and the place(s) of use by 40-acre subdivisions, section, township and range of the public land survey. Photocopies of USGS 7 $\frac{1}{2}$ -minute topographic quadrangles are preferred as base maps.

SIGNATURE

Applicant hereby asserts that no one will be injured by such exchange of water and acknowledges that the applicant and/or the co-applicant will be responsible for all actions taken pursuant to this exchange. I understand that any willful misrepresentations made in this application may result in voiding its approval.

DKS Farms LLC by Della Torres
Applicant's Signature (and title if application is for an organization)

12-6-06

Date

FOR DEPARTMENT USE ONLY

This exchange application contains _____ pages, including attachments.

Received by _____ Date 2/22/07 Fee 100-

Received by SC Date 2/22/07 Receipt No. ED32634

Preliminary review by _____

Published in _____

Publication dates _____

Protests filed by _____

Copies of protests forwarded by _____

Watermaster recommendation requested on _____

Watermaster recommendation received on _____

Hearing held by _____ Date _____

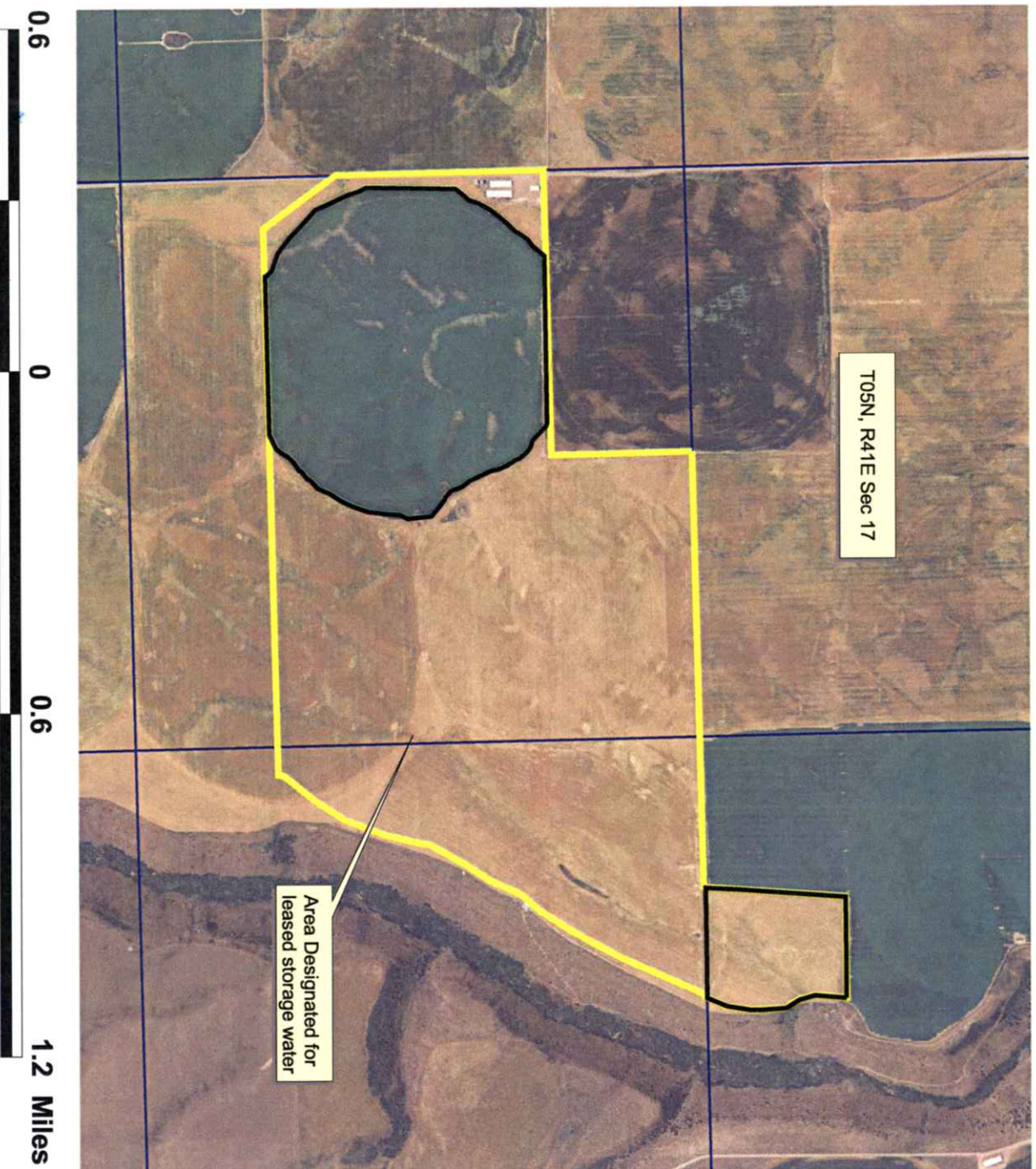
Recommended for Approval _____ Denial _____ By _____

Place of Use Legal Description: IRRIGATION MADISON County

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[illegible]

DKJ Farms, LLC



- 2007 200 acre designation.shp
- 22-265.shp
- Sections

