

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69504

This is to certify that: BLACK BUTTE HILLS LLC
PO BOX 1607
BELLEVUE WA 98009
(425) 688-9304

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>
37-20560	AJC/License	10/30/1974	0.10 cfs	N/A	N/A	8.0	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>
37-20560	NO	YES	YES	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>
37-20560	37-20560	0.10 cfs	24 af	N/A	8.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.10 cfs	24 af	N/A	8.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 16th day of June, 20 06



Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20560
As Modified by Transfer No. 69504

In accordance with the approval of Transfer No. 69504, Water Right No. 37-20560 is now described as follows.

Right Holder: BLACK BUTTE HILLS LLC
 PO BOX 1607
 BELLEVUE WA 98009

Priority Date: October 30, 1974

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	05/01	10/01	0.10 CFS	24.0 AF
			0.10 CFS	24.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SESE Sec. 13 Twp 02S Rge 15E CAMAS County

GROUND WATER NWNW Sec. 19 Twp 02S Rge 16E CAMAS 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	
02S 15E 13		4.0											2.0				6.0
02S 16E 18									2.0								2.0

Total Acres: 8

CONDITIONS OF APPROVAL

1. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/15 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 5/1 and after 10/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
2. 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.
3. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

WATER RIGHT NO. 37-20560
As Modified by Transfer No. 69504

CONDITIONS OF APPROVAL

5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
7. Groundwater point of diversion in S19, T2S, R16E is developed by underground collector into groundwater surface.

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 16th day of June, 20 06



Chief, Water Allocation Bureau