

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 72235

This is to certify that: EDWARD G VAN GROUW SR And/Or
JEANETTE VAN GROUW
5089 S DEBONAIR LN
MERIDIAN ID 83642
(208)288-2298

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>
61-7253B	WR/Decreed	01/23/1976	2.32 cfs	465.4 af	80.5	600.0	GROUND WATER
61-7420	WR/Decreed	09/30/1980	2.27 cfs	560.0 af	140.0	600.0	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>
61-7253B	NO	YES	NO	NO	NO	NO
61-7420	NO	YES	NO	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>
61-7253B	61-7253B	2.32 cfs	465.4 af	80.5	600.0		N/A	N/A	N/A	N/A
61-7420	61-7420	2.27 cfs	560.0 af	140.0	600.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		4.58 cfs	1025.4 af	220.5	600.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 9th day of November, 20 05


Chief, Water Allocation Bureau

SUPPORT DATA

IN FILE # 61-7253B

WATER RIGHT NO. 61-7253B
As Modified by Transfer No. 72235

In accordance with the approval of Transfer No. 72235, Water Right No. 61-7253B is now described as follows.

Right Holder: EDWARD G VAN GROUW SR And
 JEANETTE VAN GROUW
 5089 S DEBONAIR LN
 MERIDIAN ID 83642

Priority Date: January 23, 1976

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	1.53 CFS	322.0 AF
COMMERCIAL	01/01	to 12/31	0.79 CFS	143.4 AF
STOCKWATER	01/01	to 12/31	0.79 CFS	143.4 AF
			2.32 CFS	465.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSW	Sec. 14 Twp 02S	Rge 04E	ELMORE County
GROUND WATER	SWSE	Sec. 14 Twp 02S	Rge 04E	ELMORE 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 04E 13									40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	320.0
02S 04E 14									40.0	20.0	20.0	40.0	40.0	40.0	40.0	40.0	280.0

Total Acres: 600

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	
02S 04E 13									X	X	X	X	X	X	X	X	
02S 04E 14									X	X	X	X	X	X	X	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	
02S 04E 13									X	X							

WATER RIGHT NO. 61-7253B
As Modified by Transfer No. 72235

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. 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.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. After specific notification by the Department, the right holder shall install a suitable measuring device 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.
6. Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.
7. Right 61-7253B is limited to the irrigation of 80.5 acres within the place of use described above in a single irrigation season.
8. Rights 61-7253B and 61-7420 when combined shall not exceed a total diversion rate of 4.58 cfs.
9. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 07-17-2000.
10. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by these water rights.
11. 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.
12. Commercial use is for a dairy located within W1/2 SW, Section 14, T2S, R4E.

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 9th day of November, 2005



Chief, Water Allocation Bureau

WATER RIGHT NO. 61-7420
As Modified by Transfer No. 72235

In accordance with the approval of Transfer No. 72235, Water Right No. 61-7420 is now described as follows.

Right Holder: EDWARD G VAN GROUW SR And
 JEANETTE VAN GROUW
 5089 S DEBONAIR LN
 MERIDIAN ID 83642

Priority Date: September 30, 1980

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	2.27 CFS	560.0 AF
			2.27 CFS	560.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSW	Sec. 14 Twp 02S	Rge 04E	ELMORE County
GROUND WATER	SWSE	Sec. 14 Twp 02S	Rge 04E	ELMORE 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					
02S	04E	13									40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	320.0
02S	04E	14									40.0	20.0	20.0	40.0	40.0	40.0	40.0	40.0	280.0

Total Acres: 600

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. 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.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. After specific notification by the Department, the right holder shall install a suitable measuring device 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.

WATER RIGHT NO. 61-7420
As Modified by Transfer No. 72235

CONDITIONS OF APPROVAL

6. Right 61-7420 is limited to the irrigation of 140.0 acres within the place of use described above in a single irrigation season.
7. Rights 61-7253B and 61-7420 when combined shall not exceed a total diversion rate of 4.58 cfs.
8. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 07-17-2000.
9. 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.

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 9th day of November, 20 05



Chief, Water Allocation Bureau