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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69813

This is to certify that: RANDALL J LEWIS
3655 N 18TH E
MOUNTAIN HOME ID 83647
(208)587-2938

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>
61-11938	WR/Decreed	04/23/1964	2 58 cfs	822 6 af	182.8	229 8	GROUND WATER
61-11898	WR/Decreed	03/15/1977	0 56 cfs	N/A	47.0	295.0	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>
61-11938	YES	NO	YES	YES	NO	NO
61-11898	YES	NO	YES	YES	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>
61-11938	61-11981	0.04 cfs	12.9 af	2.9	3.4	61-11980	2.54 cfs	809.7 af	179.9	226.4
61-11898	61-11983	0.01 cfs	N/A	0.5	3.4	61-11982	0.55 cfs	N/A	46.5	226.4
COMBINED										
TOTALS		0.04 cfs	12.9 af	N/A	3.4		2.54 cfs	809.7 af	N/A	226.4

Detailed Water Right Description(s) attached

Dated this 10 day of April, 20 03


 for Chief, Water Allocation Bureau

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MAY 21 2003

WATER RIGHT NO. 61-11981
As Modified by Transfer No. 69813

In accordance with the approval of Transfer No. 69813, Water Right No. 61-11981 is now described as follows.

Right Holder: RANDALL J LEWIS And
 KATHRYN J LEWIS
 3655 N 18TH E
 MOUNTAIN HOME ID 83647

Priority Date: April 23, 1964

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	0.04 CFS	12.9 AF
			0.04 CFS	12.9 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENENE Sec. 13 Twp 03S Rge 06E 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	
03S 06E 13	3.4																3.4

Total Acres: 3.4

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. Prior to diversion and use of water under this transfer approval, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications and shall report the amount of water diverted to the Department at the end of each calendar year.
3. This right is limited to the irrigation of 2.9 acres within the place of use described above in a single irrigation season.
4. Right 61-11981 retains its priority date of April 23, 1964 and right 61-11983 retains its priority date of March 15, 1977 relative to actions to distribute water that relates to management of the Mountain Home Ground Water Management Area overall. Diversion and use of water is subordinate to all rights to use ground water existing within the immediate area of the point of diversion on the date of this approval. Any water management dispute relative to increased draw downs of the water table or depletion of ground water resulting from this approval is presumed to be within the immediate area, resulting in a subordination of the water right.

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MAY 21 2003

WATER RIGHT NO. 61-11981
As Modified by Transfer No. 69813

5. 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.
6. Rights 61-11981 and 61-11983 when combined shall not exceed a total diversion rate of 0.04 cfs, a total annual maximum diversion volume of 12.9 af at the field headgate, and the irrigation of 3.4 acres.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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.
10. 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 10-26-2000.
11. Right 61-11983 is an enlargement of Right No. 61-11981 pursuant to Section 42-1426, Idaho Code.

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 10 day of April, 20 03

For 
Chief, Water Allocation Bureau

MICROFILMED

MAY 21 2003

WATER RIGHT NO. 61-11982
As Modified by Transfer No. 69813

In accordance with the approval of Transfer No. 69813, Water Right No. 61-11982 is now described as follows.

Right Holder: M PETER NIELSEN
3955 S 136 W
MOUNTAIN HOME ID 83647

Priority Date: March 15, 1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15	to 11/15	0.55 CFS
			0.55 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENENW Sec. 19 Twp 04S Rge 05E 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	
04S	05E	19	35.6	38.0	37.0	22.0	39.0	7.4	7.4	40.0									226.4

Total Acres: 226.4

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 46.5 acres within the place of use described above in a single irrigation season.
2. Rights 61-11980 and 61-11982 when combined shall not exceed a total diversion rate of 2.54 cfs, a total annual maximum diversion volume of 809.7 af at the field headgate, and the irrigation of 226.4 acres.
3. This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
4. Right 61-11980 is also diverted through the point(s) of diversion described above.

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WATER RIGHT NO. 61-11982
As Modified by Transfer No. 69813

5. 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.
6. Right 61-11982 is an enlargement of Right No. 61-11980 pursuant to Section 42-1426, Idaho Code.

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 10 day of April, 20 03

for 
Chief, Water Allocation Bureau

MICROFILMED

MAY 21 2003

WATER RIGHT NO. 61-11983

As Modified by Transfer No. 69813

In accordance with the approval of Transfer No. 69813, Water Right No. 61-11983 is now described as follows.

Right Holder: RANDALL J LEWIS And
KATHRYN J LEWIS
3655 N 18TH E
MOUNTAIN HOME ID 83647

Priority Date: March 15, 1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15	11/15	0.01 CFS
			0.01 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENENE Sec. 13 Twp 03S Rge 06E 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	
03S	06E	13	3	4															3.4

Total Acres: 3.4

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. Prior to diversion and use of water under this transfer approval, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion, in accordance with Department specifications and shall report the amount of water diverted to the Department at the end of each calendar year.
3. This right is limited to the irrigation of 0.5 acres within the place of use described above in a single irrigation season.
4. Right 61-11981 retains its priority date of April 23, 1964 and right 61-11983 retains its priority date of March 15, 1977 relative to actions to distribute water that relates to management of the Mountain Home Ground Water Management Area overall. Diversion and use of water is subordinate to all rights to use ground water existing within the immediate area of the point of diversion on the date of this approval. Any water management dispute relative to increased draw downs of the water table or depletion of ground water resulting from this approval is presumed to be within the immediate area, resulting in a subordination of the water right.

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WATER RIGHT NO. 61-11983
As Modified by Transfer No. 69813

5. 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.
6. Rights 61-11981 and 61-11983 when combined shall not exceed a total diversion rate of 0.04 cfs, a total annual maximum diversion volume of 12.9 af at the field headgate, and the irrigation of 3.4 acres.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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.
10. Right 61-11983 is an enlargement of Right No. 61-11981 pursuant to Section 42-1426, Idaho Code.

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 10 day of April, 20 03

For 
Chief, Water Allocation Bureau

MICROFILMED

MAY 21 2003

WATER RIGHT NO. 61-11980
As Modified by Transfer No. 69813

In accordance with the approval of Transfer No. 69813, Water Right No. 61-11980 is now described as follows.

Right Holder: M PETER NIELSEN
 3955 S 136 W
 MOUNTAIN HOME ID 83647

Priority Date: April 23, 1964

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	2.54 CFS	809.7 AF
			2.54 CFS	809.7 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENENW Sec. 19 Twp 04S Rge 05E ELMORE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
04S	05E	19	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
			35.6	38.0	37.0	22.0	39.0	7.4	7.4	40.0									226.4
								L1	L4										

Total Acres: 226.4

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 179.9 acres within the place of use described above in a single irrigation season.
2. Rights 61-11980 and 61-11982 when combined shall not exceed a total diversion rate of 2.54 cfs, a total annual maximum diversion volume of 809.7 af at the field headgate, and the irrigation of 226.4 acres.
3. Right 61-11982 is also diverted through the point(s) of diversion described above.
4. 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 10-26-2000.
5. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

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WATER RIGHT NO. 61-11980
As Modified by Transfer No. 69813

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.
7. Right 61-11982 is an enlargement of Right No. 61-11980 pursuant to Section 42-1426, Idaho Code.

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 10 day of April, 20 03

For 
Chief, Water Allocation Bureau

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MAY 21 2003

MEMORANDUM

TO: FILE 61-11981
FROM: VAULT
RE: TRANSFER # 69813
DATE: 4.11.03

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

FILE # 61-11898

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MAY 21 2003