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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69197

This is to certify that: CHARLES R WINEGAR And/Or
NORMA WINEGAR
5501 FINLEY RD
FRUITLAND ID 83619
(208)452-3444

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>
65-2640	AJC/Decreed	12/30/1958	1.00 cfs		46.0	46.0	GROUND WATER
65-22427	AJC/Decreed	05/20/1952	1.39 cfs		90.0	90.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>PQU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
65-2640	NO	NO	YES	YES	NO	NO
65-22427	NO	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>
65-2640	65-2640	1.00 cfs	207.0 af	46.0	116.0		N/A	N/A	N/A	N/A
65-22427	65-22427	1.39 cfs	315.0 af	70.0	116.0		N/A	N/A	N/A	N/A
TOTALS		2.39 cfs	522.0 af	N/A	116.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 20th day of December, 2001


Chief, Water Allocation Bureau

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WATER RIGHT NO. 65-2640
As Modified by Transfer No. 69197

In accordance with the approval of Transfer No. 69197, Water Right No. 65-2640 is now described as follows.

Right Holder: NORMA WINEGAR And
 CHARLES R WINEGAR
 5501 FINLEY RD
 FRUITLAND ID 83619

Priority Date: 12/30/1958

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	1.00 CFS	207.0 AF
			1.00 CFS	207.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSWNW Sec. 9 Twp 07N Rge 05W PAYETTE County

GROUND WATER SWNESW Sec. 9 Twp 07N Rge 05W PAYETTE County

GROUND WATER SENWSW Sec. 9 Twp 07N Rge 05W PAYETTE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
07N	05W	9	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	116.0
									20.0	20.0	40.0	36.0							

Total Acres: 116

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. Right 65-2640 is limited to the irrigation of 46.0 acres within the place of use described above in a single irrigation season.
3. The total instantaneous diversion of water from all points of diversion under Rights 65-2640 and 65-22427 shall not exceed 2.39 cfs, nor total combined annual volume of 522.0 af.
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. 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.

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WATER RIGHT NO. 65-2640
As Modified by Transfer No. 69197

CONDITIONS OF APPROVAL

6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
7. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 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.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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.

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 20th day of December, 2001


Chief, Water Allocation Bureau

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WATER RIGHT NO. 65-22427
As Modified by Transfer No. 69197

In accordance with the approval of Transfer No. 69197, Water Right No. 65-22427 is now described as follows.

Right Holder: NORMA WINEGAR And
 CHARLES R WINEGAR
 5501 FINLEY RD
 FRUITLAND ID 83619

Priority Date: 05/20/1952

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	1.39 CFS	315.0 AF
		1.39 CFS	315.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSWNW Sec. 9 Twp 07N Rge 05W PAYETTE County

GROUND WATER SWNESW Sec. 9 Twp 07N Rge 05W PAYETTE County

GROUND WATER SENWSW Sec. 9 Twp 07N Rge 05W PAYETTE 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	
07N 05W 9							20.0	20.0	40.0	36.0							116.0

Total Acres: 116

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. Right 65-22427 is limited to the irrigation of 70.0 acres within the place of use described above in a single irrigation season.
3. The total instantaneous diversion of water from all points of diversion under Rights 65-2640 and 65-22427 shall not exceed 2.39 cfs, nor total combined annual volume of 522.0 af.
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. 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.

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WATER RIGHT NO. 65-22427
As Modified by Transfer No. 69197

CONDITIONS OF APPROVAL

6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
7. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 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.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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.

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 20th day of December, 2001


Chief, Water Allocation Bureau

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JAN 19 2002

MEMORANDUM

TO: FILE 65-22427
FROM: VAULT
RE: TRANSFER # 69197
DATE: 12.20.01

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

FILE # 65-02640

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