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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED**TRANSFER OF WATER RIGHT*****AMENDED*****TRANSFER NO. 68947**

This is to certify that: PAUL R KLEINT
GRETEL M KLEINT
PO BOX 42
DONNELLY ID 83615

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. The right holder shall accomplish the authorized change within one (1) year of the date of this approval. Failure of the right holder to comply with the conditions of approval for each water right affected by this transfer is cause for the Director to rescind approval of all or part of the transfer.

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>
65-2276	AJC/Decreed	03/29/1945	1 cfs		40 0	40 0	UNNAMED STREAMS

Purpose of Transfer (Changes Proposed)

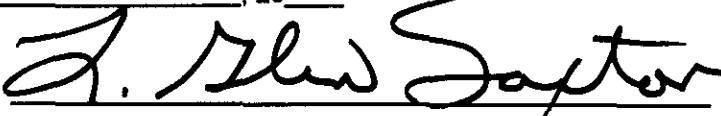
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
65-2276	YES	YES	YES	NO	NO	NO

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>
65-2276	65-22348	0.2 cfs	30 af	10.0	10.0	65-22347	0.8 cfs	N/A	30.0	30.0
TOTALS		0.2 cfs	30 af	10.0	10.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 5th day of June, 2001


Chief, Water Allocation Bureau

MICROFILMED

JUN 20 2001

WATER RIGHT NO. 65-22347
As Modified by Transfer No. 68947

In accordance with the approval of Transfer No. 68947, Water Right No. 65-22347 is now described as follows.

Right Holder: ESTATE OF MARGARET E KLEINT
 BOX 42
 DONNELLY ID 83615

Priority Date: 03/29/1945

Source: UNNAMED STREAMS

Tributary: NORTH FORK PAYETTE RIVER

BENEFICIAL USE	From	To	Diversion Rate	Volume
IRRIGATION	04/15	to 10/15	0.80 CFS	0.0 AF
DOMESTIC	01/01	to 12/31	0.02 CFS	0.0 AF
			0.80 CFS	

LOCATION OF POINT(S) OF DIVERSION:

UNNAMED STREAMS NESE Sec. 12 Twp 16N Rge 02E VALLEY County

UNNAMED STREAMS SESE Sec. 12 Twp 16N Rge 02E VALLEY 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	
16N 03E 7											10.0						10.0
16N 03E 18							20.0										20.0

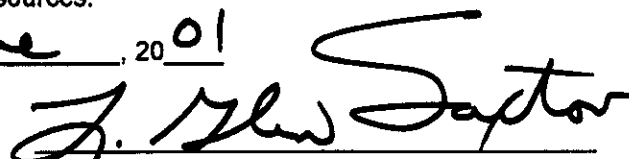
Total Acres: 30

CONDITIONS OF APPROVAL

- 1 Source is known locally as Kleint Creek.
- 2 The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use and shall not exceed 13,000 gallons per day.
- 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.

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 5th day of June, 2001


 Chief, Water Allocation Bureau

MICROFILMED

JUN 20 2001

WATER RIGHT NO. 65-22348
As Modified by Transfer No. 68947

In accordance with the approval of Transfer No. 68947, Water Right No. 65-22348 is now described as follows.

Right Holder: PAUL R KLEINT OR
 GRETEL M KLEINT
 PO BOX 42
 DONNELLY ID 83615

Priority Date: 04/27/2001

Source: GOLD FORK RIVER

Tributary: CASCADE RESERVOIR

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/15	0.20 CFS	30.0 AF
			0.20 CFS	30.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GOLD FORK RIVER NWNWNW Sec. 25 Twp 16N Rge 03E VALLEY 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	
16N 03E 23					10.0												10.0

Total Acres: 10

CONDITIONS OF APPROVAL

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 65, Payette River.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
4. The period of use for the irrigation described in this approval may be extended to 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 after 10/15 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.
5. Approval of Transfer 68947 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

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JUN 20 2001

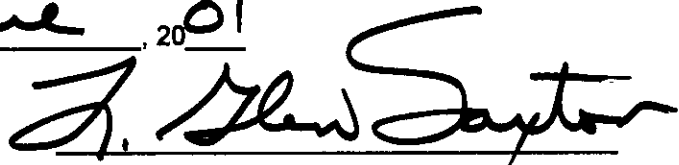
WATER RIGHT NO. 65-22348
As Modified by Transfer No. 68947

CONDITIONS OF APPROVAL

6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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 5th day of June, 2001



Chief, Water Allocation Bureau

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JUN 20 2001

BEFORE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF TRANSFER NO.)	
68947 IN THE NAME OF PAUL R.)	
KLEINT OR GRETTEL M. KLEINT)	
_____)	PRELIMINARY ORDER CORRECTING TRANSFER APPROVAL

This matter having come before the Department of Water Resources (Department) as a result of an application for transfer of a water right, the Department makes the following Findings of Fact, Conclusions of Law, and Order:

FINDINGS OF FACT

1. On February 5, 2001, Application for Transfer No. 68947 (transfer) was filed in the name of Paul R. Kleint or Gretel M. Kleint (applicant) to change the point of diversion and place of use for part of Water Right No. 65-2276. The transfer proposed to move the point of diversion from an unnamed stream to Gold Fork River, both tributary to Cascade Reservoir.
2. On April 27, 2001, the Department approved the transfer. The approval split Water Right No. 65-2276 into two parts. The transferred part is represented by Water Right No. 65-22348 and the remaining part is represented by Water Right No. 65-22347.
3. The transfer approval included the following as Condition of Approval No. 1 for Water Right No 65-22348:

The priority date of this right is advanced to the date of approval of this transfer and shall be junior to all existing water rights in use at the time of said approval.
4. The transfer approval listed the priority date for Water Right No. 65-22348 as March 29, 1945, the same date listed for Water Right No. 65-2276.

CONCLUSIONS OF LAW

1. The priority date for Water Right No. 65-22348 should be shown as the date of approval of the transfer.

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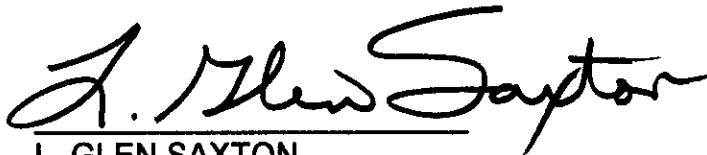
JUN 20 2001

2. The Department should correct the transfer approval by changing the priority date to April 27, 2001 and removing Condition of Approval No. 1 for Water Right No. 65-22348.

ORDER

IT IS HEREBY ORDERED that the approval for Transfer No. 68947 issued by the Department on April 27, 2001 is **CORRECTED** by changing the priority date to April 27, 2001 and removing Condition of Approval No. 1 for Water Right No. 65-22348. An Amended Transfer Approval shall be prepared to incorporate the corrections hereby ordered.

Dated this 5th day of June, 2001.



L. GLEN SAXTON
Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 68947

This is to certify that PAUL R KLEINT
GRETEL M KLEINT
PO BOX 42
DONNELLY ID 83615

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. The right holder shall accomplish the authorized change within one (1) year of the date of this approval. Failure of the right holder to comply with the conditions of approval for each water right affected by this transfer is cause for the Director to rescind approval of all or part of the transfer.

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>
65-2276	AJC/Decreed	03/29/1945	1 cfs		40.0	40.0	UNNAMED STREAMS

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>
65-2276	YES	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>
65-2276	65-22348	0.2 cfs	30 af	10.0	10.0	65-22347	0.8 cfs	N/A	30.0	30.0
TOTALS		0.2 cfs	30 af	10.0	10.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 27th day of April, 2001


Chief, Water Allocation Bureau

MICROFILMED

MAY 03 2001

WATER RIGHT NO. 65-22347
As Modified by Transfer No. 68947

In accordance with the approval of Transfer No. 68947, Water Right No 65-22347 is now described as follows

Right Holder: ESTATE OF MARGARET E KLEINT
 BOX 42
 DONNELLY ID 83615

Priority Date: 03/29/1945

Source: UNNAMED STREAMS

Tributary: NORTH FORK PAYETTE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15 to	10/15	0.80 CFS	0.0 AF
DOMESTIC	01/01 to	12/31	0.02 CFS	0.0 AF
			0.80 CFS	

LOCATION OF POINT(S) OF DIVERSION:

UNNAMED STREAMS NESE Sec. 12 Twp 16N Rge 02E VALLEY County

UNNAMED STREAMS SESE Sec. 12 Twp 16N Rge 02E VALLEY 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	
16N	03E	7											10.0						10.0
16N	03E	18							20.0										20.0

Total Acres. 30

CONDITIONS OF APPROVAL

- 1 Source is known locally as Kleint Creek.
2. The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use and shall not exceed 13,000 gallons per day
- 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.

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 27th day of April, 2001

MICROFILMED

MAY 03 2001

Chief, Water Allocation Bureau

WATER RIGHT NO. 65-22348
As Modified by Transfer No. 68947

In accordance with the approval of Transfer No 68947, Water Right No. 65-22348 is now described as follows

Right Holder: PAUL R KLEINT OR
 GRETEL M KLEINT
 PO BOX 42
 DONNELLY ID 83615

Priority Date: 03/29/1945

Source: GOLD FORK RIVER

Tributary: CASCADE RESERVOIR

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15 to	10/15	0.20 CFS	30.0 AF
			0.20 CFS	30.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GOLD FORK RIVER NWNWNW Sec. 25 Twp 16N Rge 03E VALLEY 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	
16N 03E 23					10.0												10.0

Total Acres 10

CONDITIONS OF APPROVAL

- 1 The priority date of this right is advanced to the date of approval of this transfer and shall be junior to all existing water rights in use at the time of said approval.
- 2 Use of water under this water right will be regulated by the watermaster of State Water District No. 65, Payette River.
- 3 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion
- 4 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
- 5 The period of use for the irrigation described in this approval may be extended to 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 after 10/15 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.

MICROFILMED

MAY 19 2001

WATER RIGHT NO. 65-22348
As Modified by Transfer No. 68947

CONDITIONS OF APPROVAL

- 6 Approval of Transfer 68947 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
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.

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 27th day of April, 2001


Chief, Water Allocation Bureau

MICROFILMED

MAY 09 2001

MEMORANDUM

TO: FILE 65-22348
FROM: VAULT
RE: TRANSFER # 68947
DATE: 5.1.01

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

FILE # 65-02274

MICROFILMED
MAY 09 2001