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In File

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69409

This is to certify that: BRIGHAM YOUNG UNIVERSITY
C/O OFFICE OF GENERAL COUNSEL
A-357 ASB
PO BOX 21333
PROVO UT 84602-1333
(801)378-3080

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>
43-13174	WR/Decreed	05/29/1950	0.55 cfs	128.0 af	32.0	208.0	GROUND WATER
43-13176	WR/Decreed	11/27/1957	1.18 cfs	575.7 af	196.0	569.0	GROUND WATER
43-13178	WR/Decreed	11/30/1957	2.01 cfs	784.0 af	196.0	569.0	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>
43-13174	NO	YES	YES	NO	NO	NO
43-13176	YES	YES	YES	NO	NO	NO
43-13178	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>
43-13174	43-13174	0.55 cfs	128.0 af	32.0	3,160.0		N/A	N/A	N/A	N/A
43-13176	43-13185	0.43 cfs	209.8 af	71.0	3,160.0	43-13184	0.75 cfs	365.9 af	125.0	569.0
43-13178	43-13187	0.73 cfs	284.0 af	71.0	3,160.0	43-13186	1.28 cfs	500.0 af	125.0	569.0
TOTALS		1.71 cfs	412.0 af	103.0	3,160.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 8th day of August, 2002


Chief, Water Allocation Bureau

MICROFILMED

SEP 15 2002

WATER RIGHT NO. 43-13174
As Modified by Transfer No. 69409

In accordance with the approval of Transfer No. 69409, Water Right No. 43-13174 is now described as follows.

Right Holder: BRIGHAM YOUNG UNIVERSITY
 C/O OFFICE OF GENERAL COUNSEL
 A-357 ASB
 PO BOX 21333
 PROVO UT 84602-1333

Priority Date: 05/29/1950

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	0.55 CFS	128.0 AF
		0.55 CFS	128.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWSE Sec. 2 Twp 13S Rge 27E CASSIA County
GROUND WATER	NESENW Sec. 3 Twp 13S Rge 27E CASSIA County
GROUND WATER	SWNWNE Sec. 4 Twp 13S Rge 27E CASSIA County
GROUND WATER	SENESE Sec. 4 Twp 13S Rge 27E CASSIA County
GROUND WATER	SESENW Sec. 9 Twp 13S Rge 27E CASSIA County
GROUND WATER	SESESE Sec. 9 Twp 13S Rge 27E CASSIA County
GROUND WATER	SESENE Sec. 10 Twp 13S Rge 27E CASSIA County
GROUND WATER	SESWSE Sec. 11 Twp 13S Rge 27E CASSIA 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	
13S	27E	2			40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		440.0
							L3	L4											
13S	27E	3	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
			L1	L2			L3	L4											
13S	27E	4	40.0	40.0	40.0	40.0									40.0	40.0	40.0	40.0	320.0
			L1	L2															
13S	27E	9	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
13S	27E	10	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
13S	27E	11		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0			480.0

Total Acres: 3160

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 1982

WATER RIGHT NO. 43-13174
As Modified by Transfer No. 69409

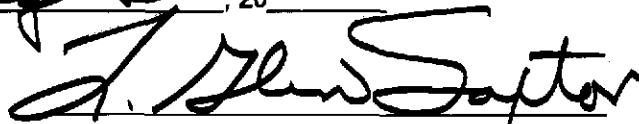
CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 32.0 acres within the place of use described above in a single irrigation season.
2. The total instantaneous diversion of water from all points of diversion under Rights 43-13174, 43-13185 and 43-13187 shall not exceed 1.71 cfs, nor total combined annual volume of 412.0 af, for the irrigation of 103.0 total acres.
3. 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.
4. 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.
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. 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 _____ day of _____, 20____

8th August, 2002



Chief, Water Allocation Bureau

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1992

WATER RIGHT NO. 43-13184
As Modified by Transfer No. 69409

In accordance with the approval of Transfer No. 69409, Water Right No. 43-13184 is now described as follows.

Right Holder: BRIGHAM YOUNG UNIVERSITY
 C/O OFFICE OF GENERAL COUNSEL
 A-357 ASB
 PO BOX 21333
 PROVO UT 84602-1333

Priority Date: 11/27/1957

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	0.75 CFS	365.9 AF
			0.75 CFS	365.9 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESE Sec. 33 Twp 10S Rge 26E CASSIA County
GROUND WATER	NWSWNW Sec. 3 Twp 11S Rge 26E CASSIA County
GROUND WATER	SWSWSW Sec. 3 Twp 11S Rge 26E CASSIA County
GROUND WATER	NWNWNW Sec. 10 Twp 11S Rge 26E CASSIA County
GROUND WATER	SWNESW Sec. 10 Twp 11S Rge 26E CASSIA 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	
11S 26E 3					20.0	40.0	40.0	34.0	38.0	35.0	22.0	40.0					269.0
11S 26E 4	40.0				L3	L4											80.0
11S 26E 9				40.0													6.0
11S 26E 10								35.0	25.0	37.0		39.0					136.0
11S 26E 15					39.0			39.0									78.0

Total Acres: 569

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AUG 15 2012

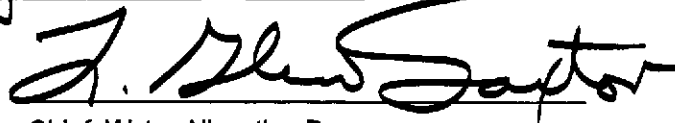
WATER RIGHT NO. 43-13184
As Modified by Transfer No. 69409

CONDITIONS OF APPROVAL

1. Rights 43-13184 and 43-13186 when combined shall not exceed a total annual maximum diversion volume of 500.0 af at the field headgate, and the irrigation of 125.0 acres.
2. 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 8th day of August, 2002


Chief, Water Allocation Bureau

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APR 11 2002

WATER RIGHT NO. 43-13185
As Modified by Transfer No. 69409

In accordance with the approval of Transfer No. 69409, Water Right No. 43-13185 is now described as follows.

Right Holder: BRIGHAM YOUNG UNIVERSITY
 C/O OFFICE OF GENERAL COUNSEL
 A-357 ASB
 PO BOX 21333
 PROVO UT 84602-1333

Priority Date: 11/27/1957

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	0.43 CFS	209.8 AF
			0.43 CFS	209.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWSE	Sec. 2	Twp 13S	Rge 27E	CASSIA County
GROUND WATER	NESENW	Sec. 3	Twp 13S	Rge 27E	CASSIA County
GROUND WATER	SWNWNE	Sec. 4	Twp 13S	Rge 27E	CASSIA County
GROUND WATER	SENESE	Sec. 4	Twp 13S	Rge 27E	CASSIA County
GROUND WATER	SESENW	Sec. 9	Twp 13S	Rge 27E	CASSIA County
GROUND WATER	SESESE	Sec. 9	Twp 13S	Rge 27E	CASSIA County
GROUND WATER	SESENE	Sec. 10	Twp 13S	Rge 27E	CASSIA County
GROUND WATER	SESWSE	Sec. 11	Twp 13S	Rge 27E	CASSIA 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	
13S	27E	2			40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	440.0	
13S	27E	3	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0	
13S	27E	4	40.0	40.0	40.0	40.0	40.0	40.0	40.0						40.0	40.0	40.0	320.0	
13S	27E	9	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0	
13S	27E	10	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0	
13S	27E	11		40.0	40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0		40.0	40.0		480.0	

Total Acres: 3160

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WATER RIGHT NO. 43-13185
As Modified by Transfer No. 69409

CONDITIONS OF APPROVAL

1. Rights 43-13185 and 43-13187 when combined shall not exceed a total annual maximum diversion volume of 284.0 af at the field headgate, and the irrigation of 71.0 acres.
2. The total instantaneous diversion of water from all points of diversion under Rights 43-13174, 43-13185 and 43-13187 shall not exceed 1.71 cfs, nor total combined annual volume of 412.0 af, for the irrigation of 103.0 total acres.
3. 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.
4. 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.
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. 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 8th day of August, 2002



Chief, Water Allocation Bureau

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APR 15 2012

WATER RIGHT NO. 43-13186
As Modified by Transfer No. 69409

In accordance with the approval of Transfer No. 69409, Water Right No. 43-13186 is now described as follows.

Right Holder: BRIGHAM YOUNG UNIVERSITY
 C/O OFFICE OF GENERAL COUNSEL
 A-357 ASB
 PO BOX 21333
 PROVO UT 84602-1333

Priority Date: 11/30/1957

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	1.28 CFS	500.0 AF
			1.28 CFS	500.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESESE	Sec. 33 Twp 10S Rge 26E	CASSIA County
GROUND WATER	NWSWNW	Sec. 3 Twp 11S Rge 26E	CASSIA County
GROUND WATER	SWSWSW	Sec. 3 Twp 11S Rge 26E	CASSIA County
GROUND WATER	NWNWNW	Sec. 10 Twp 11S Rge 26E	CASSIA County
GROUND WATER	SWNESW	Sec. 10 Twp 11S Rge 26E	CASSIA 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	
11S 26E 3					20.0	40.0	40.0	34.0	38.0	35.0	22.0	40.0					269.0
11S 26E 4	40.0			40.0	L3	L4											80.0
11S 26E 9	L1			6.0													6.0
11S 26E 10								35.0	25.0	37.0		39.0					136.0
11S 26E 15					39.0			39.0									78.0

Total Acres: 569

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 MAY 17 2002

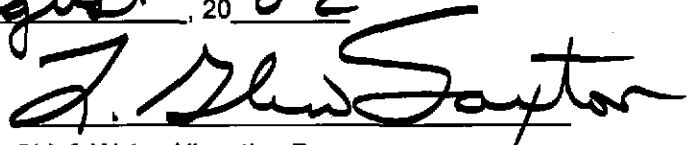
WATER RIGHT NO. 43-13186
As Modified by Transfer No. 69409

CONDITIONS OF APPROVAL

1. Rights 43-13184 and 43-13186 when combined shall not exceed a total annual maximum diversion volume of 500.0 af at the field headgate, and the irrigation of 125.0 acres.
2. 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 8th day of August, 2002


Chief, Water Allocation Bureau

MICROFILMED
SEP 13 2002

WATER RIGHT NO. 43-13187
As Modified by Transfer No. 69409

In accordance with the approval of Transfer No. 69409, Water Right No. 43-13187 is now described as follows.

Right Holder: BRIGHAM YOUNG UNIVERSITY
 C/O OFFICE OF GENERAL COUNSEL
 A-357 ASB
 PO BOX 21333
 PROVO UT 84602-1333

Priority Date: 11/30/1957

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	0.73 CFS	284.0 AF
			0.73 CFS	284.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SESWSE	Sec. 2	Twp 13S	Rge 27E	CASSIA County
GROUND WATER	NESENW	Sec. 3	Twp 13S	Rge 27E	CASSIA County
GROUND WATER	SWNWNE	Sec. 4	Twp 13S	Rge 27E	CASSIA County
GROUND WATER	SENESE	Sec. 4	Twp 13S	Rge 27E	CASSIA County
GROUND WATER	SESENW	Sec. 9	Twp 13S	Rge 27E	CASSIA County
GROUND WATER	SESESE	Sec. 9	Twp 13S	Rge 27E	CASSIA County
GROUND WATER	SESENE	Sec. 10	Twp 13S	Rge 27E	CASSIA County
GROUND WATER	SESWSE	Sec. 11	Twp 13S	Rge 27E	CASSIA 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	
13S	27E	2			40.0		40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	440.0
13S	27E	3	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
13S	27E	4	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	320.0
13S	27E	9	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
13S	27E	10	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	640.0
13S	27E	11			40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	480.0

Total Acres: 3160

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11/3/89

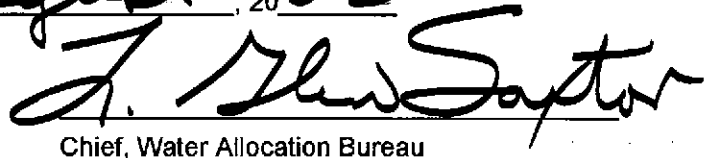
WATER RIGHT NO. 43-13187
As Modified by Transfer No. 69409

CONDITIONS OF APPROVAL

1. Rights 43-13185 and 43-13187 when combined shall not exceed a total annual maximum diversion volume of 284.0 af at the field headgate, and the irrigation of 71.0 acres.
2. The total instantaneous diversion of water from all points of diversion under Rights 43-13174, 43-13185 and 43-13187 shall not exceed 1.71 cfs, nor total combined annual volume of 412.0 af, for the irrigation of 103.0 total acres.
3. 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.
4. 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.
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. 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 8th day of August, 2002


Chief, Water Allocation Bureau

MICROFILMED

2001-11-01

MEMORANDUM

TO: FILE 43-13187
FROM: VAULT
RE: TRANSFER # 69409
DATE: 8.7.02

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

FILE # 43-13174

MICROFILMED
AUG 15 2002