

No Color
Documents
In File

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69396

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

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
43-13142	WR/Decreed	05/29/1950	2.40 cfs	564.0 af	141.0	208.0	GROUND WATER
43-13138	WR/Decreed	11/30/1957	4.44 cfs	1724.0 af	431.0	569.0	GROUND WATER
43-13140	WR/Decreed	11/27/1957	2.58 cfs	1258.9 af	431.0	569.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

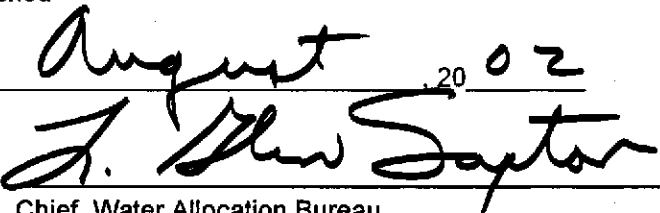
Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
43-13142	YES	YES	YES	NO	NO	NO
43-13138	YES	YES	YES	NO	NO	NO
43-13140	YES	YES	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
43-13142	43-13149	0.03 cfs	8.0 af	2.0	5.0	43-13148	2.37 cfs	556.0 af	139.0	208.0
43-13138	43-13153	0.03 cfs	12.0 af	3.0	5.0	43-13152	4.41 cfs	1712.0 af	428.0	569.0
43-13140	43-13151	0.02 cfs	9.8 af	3.0	5.0	43-13150	2.56 cfs	1249.1 af	428.0	569.0
TOTALS		0.08 cfs	20.0 af	N/A	5.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 2nd day of August, 2002


Chief, Water Allocation Bureau

MICROFILMED

APR 15 2002

WATER RIGHT NO. 43-13148
As Modified by Transfer No. 69396

In accordance with the approval of Transfer No. 69396, Water Right No. 43-13148 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	11/15	2.37 CFS	556.0 AF
			2.37 CFS	556.0 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 9													33.0			34.0	67.0
11S 26E 10					31.0					32.0							63.0
11S 26E 15						39.0	39.0										78.0

Total Acres: 208

MICROFILMED

1994 1 3 2002

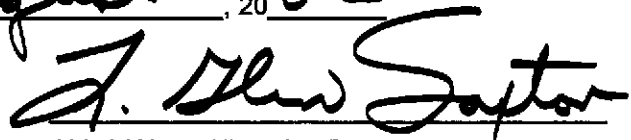
WATER RIGHT NO. 43-13148
As Modified by Transfer No. 69396

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 139.0 acres within the place of use described above in a single irrigation season.
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 2nd day of August, 2002


Chief, Water Allocation Bureau

MICROFILMED

DATE: 11/11/02

WATER RIGHT NO. 43-13149
As Modified by Transfer No. 69396

In accordance with the approval of Transfer No. 69396, Water Right No. 43-13149 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	0.03 CFS	8.0 AF
		0.03 CFS	8.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSENW Sec. 36 Twp 10S Rge 27E CASSIA County
GROUND WATER	SWSESE Sec. 1 Twp 11S Rge 27E CASSIA County
GROUND WATER	NESENE Sec. 12 Twp 11S Rge 27E CASSIA County
GROUND WATER	NESESE Sec. 12 Twp 11S Rge 27E CASSIA County
GROUND WATER	Lot 4 SENWNW Sec. 6 Twp 11S Rge 28E 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	27E	1				2.6									2.4				5.0

Total Acres: 5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 2.0 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 43-13149, 43-13151 and 43-13153 shall not exceed 0.08 cfs, nor total combined annual volume of 20.0 af, for the irrigation of 5.0 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.

MICROFILMED

APR 13 2002

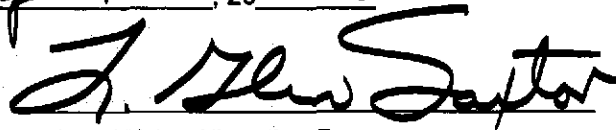
WATER RIGHT NO. 43-13149
As Modified by Transfer No. 69396

CONDITIONS OF APPROVAL

4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
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 2nd day of August, 2002


Chief, Water Allocation Bureau

MICROFILMED

AUG 15 2002

WATER RIGHT NO. 43-13150
As Modified by Transfer No. 69396

In accordance with the approval of Transfer No. 69396, Water Right No. 43-13150 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	2.56 CFS	1,249.1 AF
			2.56 CFS	1,249.1 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	L 3	L 4											80.0
11S 26E 9				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

MICROFILMED

1978 1 5 2002

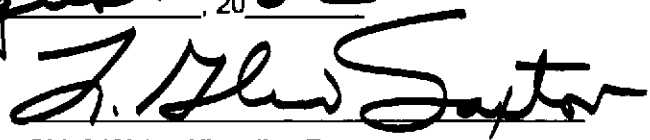
WATER RIGHT NO. 43-13150
As Modified by Transfer No. 69396

CONDITIONS OF APPROVAL

1. Rights 43-13150 and 43-13152 when combined shall not exceed a total annual maximum diversion volume of 1712.0 af at the field headgate, and the irrigation of 428.0 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 2nd day of August, 2002


Chief, Water Allocation Bureau

MICROFILM

NOV 15 2002

WATER RIGHT NO. 43-13151
As Modified by Transfer No. 69396

In accordance with the approval of Transfer No. 69396, Water Right No. 43-13151 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	11/15	0.02 CFS	9.8 AF
			0.02 CFS	9.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSENW Sec. 36 Twp 10S Rge 27E CASSIA County

GROUND WATER SWSESE Sec. 1 Twp 11S Rge 27E CASSIA County

GROUND WATER NESENE Sec. 12 Twp 11S Rge 27E CASSIA County

GROUND WATER NESESE Sec. 12 Twp 11S Rge 27E CASSIA County

GROUND WATER Lot 4 SENWNW Sec. 6 Twp 11S Rge 28E 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	27E	1				2.6									2.4				5.0

Total Acres: 5

CONDITIONS OF APPROVAL

1. Rights 43-13151 and 43-13153 when combined shall not exceed a total annual maximum diversion volume of 12.0 af at the field headgate, and the irrigation of 3.0 acres.
2. The total instantaneous diversion of water from all points of diversion under Rights 43-13149, 43-13151 and 43-13153 shall not exceed 0.08 cfs, nor total combined annual volume of 20.0 af, for the irrigation of 5.0 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.

MICROFILMED

NOV 14 2002

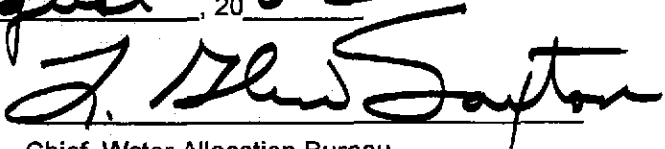
WATER RIGHT NO. 43-13151
As Modified by Transfer No. 69396

CONDITIONS OF APPROVAL

4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
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 2nd day of August, 2002


Chief, Water Allocation Bureau

MICROFILM

SEP 11 1992

WATER RIGHT NO. 43-13152
As Modified by Transfer No. 69396

In accordance with the approval of Transfer No. 69396, Water Right No. 43-13152 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	11/15	4.41 CFS	1,712.0 AF
			4.41 CFS	1,712.0 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
							L 3	L 4											
11S	26E	4	40.0			40.0													80.0
			L 1																
11S	26E	9				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

MICROFILMED

6/18/1982

WATER RIGHT NO. 43-13152

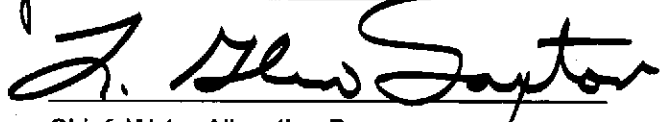
As Modified by Transfer No. 69396

CONDITIONS OF APPROVAL

1. Rights 43-13150 and 43-13152 when combined shall not exceed a total annual maximum diversion volume of 1712.0 af at the field headgate, and the irrigation of 428.0 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 2nd day of August, 2002



Chief, Water Allocation Bureau

MICROFILM

405 7 3 2012

WATER RIGHT NO. 43-13153
As Modified by Transfer No. 69396

In accordance with the approval of Transfer No. 69396, Water Right No. 43-13153 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	0.03 CFS	12.0 AF
			0.03 CFS	12.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSENE Sec. 36 Twp 10S Rge 27E CASSIA County
GROUND WATER	SWSESE Sec. 1 Twp 11S Rge 27E CASSIA County
GROUND WATER	NESENE Sec. 12 Twp 11S Rge 27E CASSIA County
GROUND WATER	NESESE Sec. 12 Twp 11S Rge 27E CASSIA County
GROUND WATER	Lot 4 SENWNW Sec. 6 Twp 11S Rge 28E 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	27E	1				2.6									2.4				5.0

Total Acres: 5

CONDITIONS OF APPROVAL

1. Rights 43-13151 and 43-13153 when combined shall not exceed a total annual maximum diversion volume of 12.0 af at the field headgate, and the irrigation of 3.0 acres.
2. The total instantaneous diversion of water from all points of diversion under Rights 43-13149, 43-13151 and 43-13153 shall not exceed 0.08 cfs, nor total combined annual volume of 20.0 af, for the irrigation of 5.0 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.

WATER RIGHT NO. 43-13153

As Modified by Transfer No. 69396

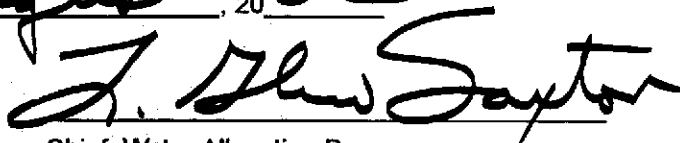
CONDITIONS OF APPROVAL

4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
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 2nd day of

August, 2002



Chief, Water Allocation Bureau

W
ICRC
10/1/02

MEMORANDUM

TO: FILE 43-13151
FROM: VAULT
RE: TRANSFER # 69396
DATE: 8.2.02

=====

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

FILE # 43-13138

MICROFILMED
AUG 15 2002