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In File

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69392

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>
43-13130	WR/Decreed	11/27/1957	2.77 cfs	1351.6 af	463.0	569.0	GROUND WATER
43-13128	WR/Decreed	11/30/1957	4.77 cfs	1852.0 af	463.0	569.0	GROUND WATER
43-13136	WR/Decreed	05/29/1950	2.64 cfs	620.0 af	155.0	208.0	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>
43-13130	YES	YES	YES	NO	NO	NO
43-13128	YES	YES	YES	NO	NO	NO
43-13136	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>
43-13130	43-13141	0.19 cfs	92.7 af	32.0	362.0	43-13140	2.58 cfs	1258.9 af	431.0	569.0
43-13128	43-13139	0.33 cfs	128.0 af	32.0	362.0	43-13138	4.44 cfs	1724.0 af	431.0	569.0
43-13136	43-13143	0.24 cfs	56.0 af	14.0	362.0	43-13142	2.40 cfs	564.0 af	141.0	208.0
TOTALS		0.76 cfs	184.0 af	46.0	362.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 1st day of August, 2002

Chief, Water Allocation Bureau

MICROFILMED

AUG 15 2002

WATER RIGHT NO. 43-13138

As Modified by Transfer No. 69392

In accordance with the approval of Transfer No. 69392, Water Right No. 43-13138 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	4.44 CFS	1,724.0 AF
			4.44 CFS	1,724.0 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				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

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AUG 15 2002

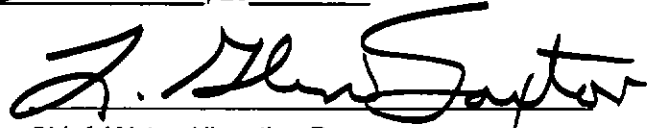
WATER RIGHT NO. 43-13138
As Modified by Transfer No. 69392

CONDITIONS OF APPROVAL

1. Rights 43-13138 and 43-13140 when combined shall not exceed a total annual maximum diversion volume of 1724.0 af at the field headgate, and the irrigation of 431.0 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 1st day of August, 2002


Chief, Water Allocation Bureau

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AUG 15 2002

WATER RIGHT NO. 43-13139
As Modified by Transfer No. 69392

In accordance with the approval of Transfer No. 69392, Water Right No. 43-13139 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	0.33 CFS	128.0 AF
			0.33 CFS	128.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENENW Sec. 31 Twp 13S Rge 27E CASSIA County

GROUND WATER Lot 3 SWNWSW Sec. 31 Twp 13S Rge 27E CASSIA County

GROUND WATER SWNESE Sec. 31 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	31	40.0	40.0	10.0	37.0	39.0	50.0	48.0	38.0					40.0	20.0			362.0
								L1	L2										

Total Acres: 362

CONDITIONS OF APPROVAL

1. Rights 43-13139 and 43-13141 when combined shall not exceed a total annual maximum diversion volume of 128.0 af at the field headgate, and the irrigation of 32.0 acres.
2. The total instantaneous diversion of water from all points of diversion under Rights 43-13139, 43-13141 and 43-13143 shall not exceed 0.76 cfs, nor total combined annual volume of 184.0 af, for the irrigation of 46.0 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.

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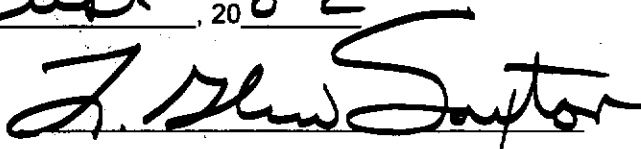
WATER RIGHT NO. 43-13139
As Modified by Transfer No. 69392

CONDITIONS OF APPROVAL

5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. 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.
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 1st day of August, 2002



Chief, Water Allocation Bureau

MICROFILMED

SEP 19 2002

WATER RIGHT NO. 43-13140
As Modified by Transfer No. 69392

In accordance with the approval of Transfer No. 69392, Water Right No. 43-13140 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	2.58 CFS	1,258.9 AF
			2.58 CFS	1,258.9 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			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

APR 15 2002

WATER RIGHT NO. 43-13140
As Modified by Transfer No. 69392

CONDITIONS OF APPROVAL

1. Rights 43-13138 and 43-13140 when combined shall not exceed a total annual maximum diversion volume of 1724.0 af at the field headgate, and the irrigation of 431.0 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 1st day of August, 2002


Chief, Water Allocation Bureau

MICROFILMED
AUG 15 2002

WATER RIGHT NO. 43-13141
As Modified by Transfer No. 69392

In accordance with the approval of Transfer No. 69392, Water Right No. 43-13141 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	0.19 CFS	92.7 AF
			0.19 CFS	92.7 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENENW Sec. 31 Twp 13S Rge 27E CASSIA County

GROUND WATER Lot 3 SWNWSW Sec. 31 Twp 13S Rge 27E CASSIA County

GROUND WATER SWNESE Sec. 31 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	31	40.0	40.0	10.0	37.0	39.0	50.0	48.0	38.0					40.0	20.0			362.0
							L1	L2											

Total Acres: 362

CONDITIONS OF APPROVAL

1. Rights 43-13139 and 43-13141 when combined shall not exceed a total annual maximum diversion volume of 128.0 af at the field headgate, and the irrigation of 32.0 acres.
2. The total instantaneous diversion of water from all points of diversion under Rights 43-13139, 43-13141 and 43-13143 shall not exceed 0.76 cfs, nor total combined annual volume of 184.0 af, for the irrigation of 46.0 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.

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AUG 15 2002

WATER RIGHT NO. 43-13141
As Modified by Transfer No. 69392

CONDITIONS OF APPROVAL

5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. 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.
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

1st

day of

August

, 20

02



Chief, Water Allocation Bureau

MICROFILMED

AUG 15 2002

WATER RIGHT NO. 43-13142
As Modified by Transfer No. 69392

In accordance with the approval of Transfer No. 69392, Water Right No. 43-13142 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	2.40 CFS	564.0 AF
			2.40 CFS	564.0 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

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AUG 15 2002

WATER RIGHT NO. 43-13142
As Modified by Transfer No. 69392

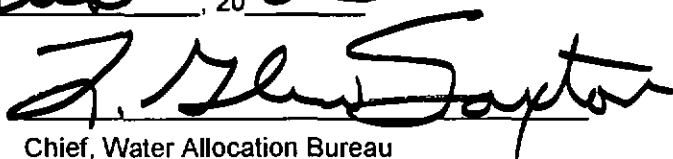
CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 141.0 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

1st day of August, 2002


Chief, Water Allocation Bureau

MICROFILMED

AUG 15 2002

WATER RIGHT NO. 43-13143
As Modified by Transfer No. 69392

In accordance with the approval of Transfer No. 69392, Water Right No. 43-13143 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	0.24 CFS	56.0 AF
		0.24 CFS	56.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENENW Sec. 31 Twp 13S Rge 27E CASSIA County

GROUND WATER Lot 3 SWNWSW Sec. 31 Twp 13S Rge 27E CASSIA County

GROUND WATER SWNESE Sec. 31 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 31	40.0	40.0	10.0	37.0	39.0	50.0	48.0	38.0					40.0	20.0			362.0
						L1	L2										

Total Acres: 362

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 14.0 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 43-13139, 43-13141 and 43-13143 shall not exceed 0.76 cfs, nor total combined annual volume of 184.0 af, for the irrigation of 46.0 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.

MICROFILMED

AUG 15 2002

WATER RIGHT NO. 43-13143
As Modified by Transfer No. 69392

CONDITIONS OF APPROVAL

5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. 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.
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.

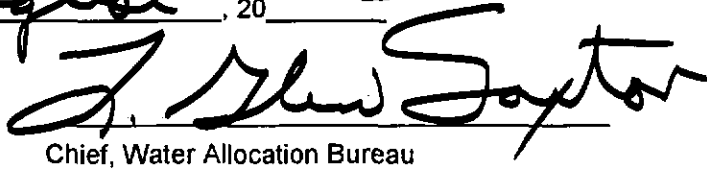
This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this

1st day of

August, 20

02



Chief, Water Allocation Bureau

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MICROFILMED
AUG 15 2002

MEMORANDUM

TO: FILE 43-13139
FROM: VAULT
RE: TRANSFER # 69392
DATE: 8.1.02

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

FILE # 43-13128

MICROFILMED

AUG 15 2002