

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT

(For Licensing Purposes)
WATER RIGHT NO. 63-11776

RECEIVED
DEC - 3 2004
DEPARTMENT OF
WATER RESOURCES

Date of Priority: April 08, 1992

Maximum Diversion Rate:

0.84 CFS

Maximum Diversion Volume:

221.4 AF

Comes now AL BIRT

4609 SOUTHSIDE BLVD

NAMPA ID 83686 and represents to the Director of the Idaho Department

of Water Resources that he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 63-11776, and requests that the permit be changed as follows:

Source: GROUND WATER

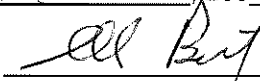
<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/01 to 11/15	0.84 CFS	221.4 AF

LOCATION OF POINT(S) OF DIVERSION:GROUND WATER NE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 11, Twp 02N, Rge 02W, B.M. CANYON 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	
02N 02W 11									18.0			2.5	.70	28.0			49.2

Total Acres: 49.2

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this 30th day of November, 2004.



(Signature)

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FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = 50.00 Received by PLC # C075998 Date 12-3-04

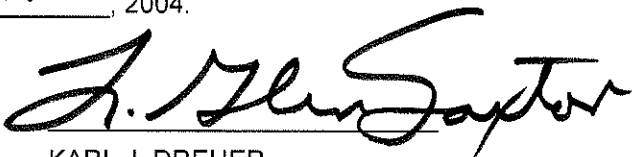
ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 63-11776 with the following:

CONDITIONS OF APPROVAL

1. Water bearing zone to be appropriated is 50 to 160 feet.
2. Right 63-11881 is also diverted through the point of diversion described above.
3. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
4. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
5. After specific notification by the Department, the right holder shall install a suitable measuring device 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.
6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 221.4 af at the field headgate for the lands above.
7. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
8. Rights 63-11776 and 63-11881 when combined shall not exceed a total diversion rate of 0.84 cfs.

Witness my hand this 6th day of December, 2004.


for **KARL J. DREHER**
Director