

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71131

This is to certify that: DANIEL S VAN GROUW
5655 S BLACKCAT RD
MERIDIAN ID 83642
(208)887-9259

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. A summary of the changes is also listed below. 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>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
63-12109	WR/License	03/15/1994	0.23 cfs	38.9 af	N/A	N/A	GROUND WATER
63-31865	AJC/License	11/30/1972	0.26 cfs	77 af	N/A	17.1	GROUND WATER
63-31868	AJC/License	07/26/1985	0.26 cfs	80.4 af	N/A	27.1	GROUND WATER

Associated Water Rights Also Included in Transfer Approval (Update Conditions)

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
63-31749	AJC/Beneficial Use	03/01/1954	0.02 cfs	3.1 af	N/A	N/A	GROUND WATER

Purpose of Transfer (Changes Proposed)

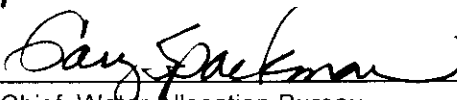
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
63-12109	NO	NO	YES	NO	NO	NO
63-31865	NO	YES	YES	NO	YES	YES
63-31868	NO	YES	YES	NO	YES	YES

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>
63-12109	63-12109	0.23 cfs	20.9 af	N/A	N/A		N/A	N/A	N/A	N/A
63-31865	63-31865	0.26 cfs	42.9 af	N/A	N/A		N/A	N/A	N/A	N/A
63-31868	63-31868	0.26 cfs	25.1 af	N/A	N/A		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.75 cfs	88.9 af	N/A	N/A		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 27th day of September, 2004


Chief, Water Allocation Bureau

REPORT DATE

FILE # 63-12109

WATER RIGHT NO. 63-31749
As Modified by Transfer No. 71131

In accordance with the approval of Transfer No. 71131, Water Right No. 63-31749 is now described as follows.

Right Holder: DANIEL S. VAN GROUW
 5655 S BLACKCAT RD
 MERIDIAN ID 83642

Priority Date: March 01, 1954

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01	to 12/31	0.02 CFS	3.1 AF
			0.02 CFS	3.1 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESE	Sec. 33 Twp 03N	Rge 01W ADA County
GROUND WATER	NESE	Sec. 33 Twp 03N	Rge 01W ADA County

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	01W	33														X	X		

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
4. 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.
5. The total instantaneous diversion of water from all points of diversion under Rights 63-12109, 63-31749, 63-31865 and 63-31868 shall not exceed 0.77 cfs, nor a total combined annual volume of 92.0 af.
6. Rights 63-12109, 63-31865 and 63-31868 are also diverted through the points of diversion described above.

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 September, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 63-12109
As Modified by Transfer No. 71131

In accordance with the approval of Transfer No. 71131, Water Right No. 63-12109 is now described as follows.

Right Holder: DANIEL S VAN GROUW
 5655 S BLACKCAT RD
 MERIDIAN ID 83642

Priority Date: March 15, 1994

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
COMMERCIAL	01/01 to	12/31	0.23 CFS	7.2 AF
STOCKWATER	01/01 to	12/31	0.23 CFS	13.7 AF
			0.23 CFS	20.9 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESE	Sec. 33 Twp 03N	Rge 01W ADA County
GROUND WATER	NESE	Sec. 33 Twp 03N	Rge 01W ADA County

PLACE OF USE: COMMERCIAL

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N 01W 33									X	X	X	X	X	X			

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N 01W 33													X	X			

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
4. 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.
5. The total instantaneous diversion of water from all points of diversion under Rights 63-12109, 63-31749, 63-31865 and 63-31868 shall not exceed 0.77 cfs, nor a total combined annual volume of 92.0 af.

WATER RIGHT NO. 63-12109

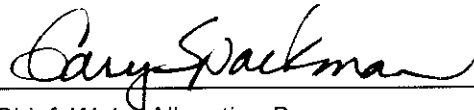
As Modified by Transfer No. 71131

CONDITIONS OF APPROVAL

6. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
7. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
8. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by these water rights.
9. Commercial use is for a dairy.
10. Rights 63-31749, 63-31865 and 63-31868 are also diverted through the points of diversion described above.

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 September, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 63-31865
As Modified by Transfer No. 71131

In accordance with the approval of Transfer No. 71131, Water Right No. 63-31865 is now described as follows.

Right Holder: DANIEL S. VAN GROUW
 5655 S BLACKCAT RD
 MERIDIAN ID 83642

Priority Date: November 30, 1972

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01 to	12/31	0.26 CFS	42.9 AF
COMMERCIAL	01/01 to	12/31	0.26 CFS	42.9 AF
			0.26 CFS	42.9 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESE	Sec. 33 Twp 03N	Rge 01W ADA County
GROUND WATER	NESE	Sec. 33 Twp 03N	Rge 01W ADA County

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N 01W 33													X	X			

PLACE OF USE: COMMERCIAL

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N 01W 33									X	X	X	X	X	X			

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
4. 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.
5. The total instantaneous diversion of water from all points of diversion under Rights 63-12109, 63-31749, 63-31865 and 63-31868 shall not exceed 0.77 cfs, nor a total combined annual volume of 92.0 af.

WATER RIGHT NO. 63-31865

As Modified by Transfer No. 71131

CONDITIONS OF APPROVAL

6. After specific notification by the Department, the right holder shall record the quantity of water diverted 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.
7. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
8. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
9. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by these water rights.
10. Commercial use is for a dairy.
11. Rights 63-12109, 63-31749 and 63-31868 are also diverted through the points of diversion described above.

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 September, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 63-31868
As Modified by Transfer No. 71131

In accordance with the approval of Transfer No. 71131, Water Right No. 63-31868 is now described as follows.

Right Holder: DANIEL S. VAN GROUW
 5655 S BLACKCAT RD
 MERIDIAN ID 83642

Priority Date: July 26, 1985

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
COMMERCIAL	01/01	12/31	0.26 CFS	25.1 AF
STOCKWATER	01/01	12/31	0.26 CFS	25.1 AF
			0.26 CFS	25.1 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESE	Sec. 33 Twp 03N	Rge 01W ADA County
GROUND WATER	NESE	Sec. 33 Twp 03N	Rge 01W ADA County

PLACE OF USE: COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		
03N	01W	33													X	X	X	X	X	X

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	01W	33													X	X			

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
4. 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.
5. The total instantaneous diversion of water from all points of diversion under Rights 63-12109, 63-31749, 63-31865 and 63-31868 shall not exceed 0.77 cfs, nor a total combined annual volume of 92.0 af.

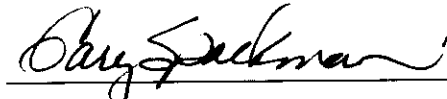
WATER RIGHT NO. 63-31868
As Modified by Transfer No. 71131

CONDITIONS OF APPROVAL

6. After specific notification by the Department, the right holder shall record the quantity of water diverted 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.
7. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
8. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
9. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by these water rights.
10. Commercial use is for a dairy.
11. Rights 63-12109, 63-31749 and 63-31865 are also diverted through the points of diversion described above.

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 September, 2004



Chief, Water Allocation Bureau