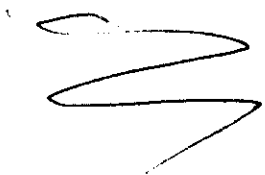


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Documents
In File



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 68993

This is to certify that: JOHN R BUSMAN
3212 S 2300 E
JEROME ID 83338
(208) 324-7333

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>
36-10640	WR/Decreed	06/01/1978	0.04 cfs	N/A	N/A	N/A	GROUND WATER
36-15713	WR/Decreed	02/18/1971	0.53 cfs	N/A	N/A	156.5	GROUND WATER
36-15715	WR/Decreed	10/18/1968	1.25 cfs	N/A	85.5	156.5	GROUND WATER
36-15717	WR/Decreed	12/03/1966	0.97 cfs	N/A	48.6	156.5	GROUND WATER
37-21133	WR/Decreed	01/07/1974	0.04 cfs	8.8 af	N/A	2.2	GROUND WATER
37-21134	WR/Decreed	01/07/1974	0.31 cfs	75.6 af	N/A	18.9	GROUND WATER

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

37-7757	WR/Decreed	02/27/1979	0.86 cfs	172.0 af	N/A	43.0	GROUND WATER
37-21132	WR/Decreed	01/07/1974	3.25 cfs	651.6 af	N/A	162.9	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>
36-10640	NO	NO	NO	YES	NO	NO
36-15713	YES	YES	YES	NO	YES	YES
36-15715	YES	YES	YES	NO	YES	YES
36-15717	YES	YES	YES	NO	YES	YES
37-21133	NO	YES	YES	NO	YES	YES
37-21134	NO	NO	YES	NO	YES	YES

MICROFILMED

APR 11 2002

SCANNED
AUG 21 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 68993

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
36-10640	36-10640	0.04 cfs	6.0 af	N/A	N/A		N/A	N/A	N/A	N/A
36-15713	36-15569	0.07 cfs	7.7 af	N/A	N/A	36-15568	0.46 cfs	N/A	N/A	136.5
36-15715	36-15571	0.16 cfs	29.4 af	N/A	N/A	36-15570	1.09 cfs	N/A	74.6	136.5
36-15717	36-15573	0.12 cfs	16.7 af	N/A	N/A	36-15572	0.85 cfs	N/A	42.4	136.5
37-21133	36-16182	0.04 cfs	6.2 af	N/A	N/A		N/A	N/A	N/A	N/A
COMBINED TOTALS		0.31 cfs	66.0 af	N/A	N/A		1.55 cfs	N/A	N/A	136.5

Related Mitigation Right

37-21134	37-21134	0.31 cfs	75.6 af	10.5	18.9		N/A	N/A	N/A	N/A
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Detailed Water Right Description(s) attached

Dated this 25 day of July, 2003


 For Chief, Water Allocation Bureau

MICROFILMED

SCANNED
4/11/2003

WATER RIGHT NO. 36-10640
As Modified by Transfer No. 68993

In accordance with the approval of Transfer No. 68993, Water Right No. 36-10640 is now described as follows.

Right Holder: JOHN R BUSMAN And
 SHERRY A BUSMAN
 3212 S 2300 E
 JEROME ID 83338

Priority Date: June 01, 1978

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	01/01 to	12/31	0.04 CFS	1.2 AF
STOCKWATER	01/01 to	12/31	0.04 CFS	4.8 AF
			0.04 CFS	6.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L4 (SWSW)	Sec. 7	Twp 08S	Rge 16E	GOODING County
GROUND WATER	L4 (SWSW)	Sec. 7	Twp 08S	Rge 16E	GOODING County
GROUND WATER	SESW	Sec. 7	Twp 08S	Rge 16E	GOODING County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S 16E 7												X					
												L 4					

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	
08S 16E 7												X					
												L 4	X				

MICROFILMED

SEP 13 2003

SCANNED
 AUG 7 8 2003

WATER RIGHT NO. 36-10640
As Modified by Transfer No. 68993

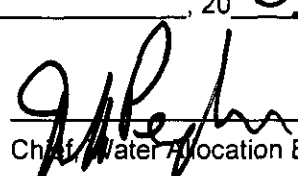
CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Rights 36-10640, 36-15569, 36-15571, 36-15573 and 36-16182 shall not exceed 0.31 cfs, nor a total combined annual volume of 66.0 afa.
2. Prior to the diversion and use of water under Transfer approval 68993, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
3. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
4. Prior to diversion of water under this approval, the right holder shall provide a lockable controlling works for all authorized points of diversion. The controlling works must be suitable for control of the diversions and acceptable to the watermaster.
5. Prior to the diversion of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
6. Prior to the diversion of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
7. Use of water under this right may be affected by an agreement between the protestant and the right holder.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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.
11. Place of use includes Parcel No. RP08S16E076974

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 25 day of July, 2003

For


Chief, Water Allocation Bureau

MICROFILMED

SEP 11 2003

PLANNED

SEP 11 2003

WATER RIGHT NO. 36-15569
As Modified by Transfer No. 68993

In accordance with the approval of Transfer No. 68993, Water Right No. 36-15569 is now described as follows.

Right Holder: JOHN R BUSMAN And
 SHERRY A BUSMAN
 3212 S 2300 E
 JEROME ID 83338

Priority Date: February 18, 1971

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	0.07 CFS	7.7 AF
COMMERCIAL	01/01	to 12/31	0.07 CFS	7.7 AF
			0.07 CFS	7.7 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L4 (SWSW)	Sec. 7	Twp 08S	Rge 16E	GOODING County
GROUND WATER	L4 (SWSW)	Sec. 7	Twp 08S	Rge 16E	GOODING County
GROUND WATER	SESW	Sec. 7	Twp 08S	Rge 16E	GOODING 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	
08S 16E 7												X	X				
												L 4					

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	
08S 15E 12																	X
08S 16E 7										X	X	X					
										L 3	L 4						
08S 16E 18							X										
							L 1										

MICROFILMED

APR 2 1983

RECORDED
 APR 28 2003

WATER RIGHT NO. 36-15569
As Modified by Transfer No. 68993

CONDITIONS OF APPROVAL

1. Rights 36-15573, 36-15571 and 36-15569 when combined shall not exceed a total diversion rate of 0.23 cfs and a total diversion volume of 53.8 afa.
2. The total instantaneous diversion of water from all points of diversion under Rights 36-10640, 36-15569, 36-15571, 36-15573 and 36-16182 shall not exceed 0.31 cfs, nor a total combined annual volume of 66.0 afa.
3. The water right holder shall maintain control of the necessary portion of right 37-21134 for mitigation purposes under Transfer approval 68993. If the necessary portion of the mitigation right is sold, transferred, leased, used on any place of use or is not deliverable due to priority call, then the amount of water authorized for diversion under this transfer approval shall be reduced by the same proportion of the amount reduced under the mitigation right.
4. Prior to the diversion and use of water under Transfer approval 68993, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
6. Prior to diversion of water under this approval, the right holder shall provide a lockable controlling works for all authorized points of diversion. The controlling works must be suitable for control of the diversions and acceptable to the watermaster.
7. Commercial use is for a dairy with barn located in Lot 4 (SWSW), S7, T8S, R16E.
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. Prior to the diversion of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
10. Prior to the diversion of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
11. Use of water under this right may be affected by an agreement between the protestant and the right holder.
12. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

MICROFILMED
SCANNED
APR 15 2001

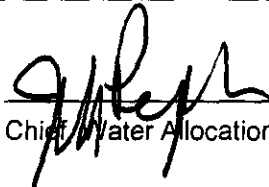
WATER RIGHT NO. 36-15569
As Modified by Transfer No. 68993

CONDITIONS OF APPROVAL

13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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 25 day of July, 2003

For  _____
Chief, Water Allocation Bureau

MICROFILMED

SEP 5 2003

SCANNED
SEP 5 2003

WATER RIGHT NO. 36-15571
As Modified by Transfer No. 68993

In accordance with the approval of Transfer No. 68993, Water Right No. 36-15571 is now described as follows.

Right Holder: JOHN R BUSMAN And
 SHERRY A BUSMAN
 3212 S 2300 E
 JEROME ID 83338

Priority Date: October 18, 1968

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	0.16 CFS	29.4 AF
STOCKWATER	01/01	to 12/31	0.16 CFS	29.4 AF
			0.16 CFS	29.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L4 (SWSW)	Sec. 7	Twp 08S	Rge 16E	GOODING County
GROUND WATER	L4 (SWSW)	Sec. 7	Twp 08S	Rge 16E	GOODING County
GROUND WATER	SESW	Sec. 7	Twp 08S	Rge 16E	GOODING 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	
08S 15E 12																	X
08S 16E 7									X		X	X					
08S 16E 18							X										
							L1										

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	
08S 16E 7											X	X					
											L4						

MICROFILMED

1980-1981

SCANNED
 10/15/2013

WATER RIGHT NO. 36-15571
As Modified by Transfer No. 68993

CONDITIONS OF APPROVAL

1. Rights 36-15573 and 36-15571 when combined shall not exceed a total diversion rate of 0.16 cfs.
2. Rights 36-15573, 36-15571 and 36-15569 when combined shall not exceed a total diversion rate of 0.23 cfs and a total diversion volume of 53.8 afa.
3. The total instantaneous diversion of water from all points of diversion under Rights 36-10640, 36-15569, 36-15571, 36-15573 and 36-16182 shall not exceed 0.31 cfs, nor a total combined annual volume of 66.0 afa.
4. The water right holder shall maintain control of the necessary portion of right 37-21134 for mitigation purposes under Transfer approval 68993. If the necessary portion of the mitigation right is sold, transferred, leased, used on any place of use or is not deliverable due to priority call, then the amount of water authorized for diversion under this transfer approval shall be reduced by the same proportion of the amount reduced under the mitigation right.
5. Prior to the diversion and use of water under Transfer approval 68993, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
6. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
7. Prior to diversion of water under this approval, the right holder shall provide a lockable controlling works for all authorized points of diversion. The controlling works must be suitable for control of the diversions and acceptable to the watermaster.
8. Commercial use is for a dairy with barn located in Lot 4 (SWSW), S7, T8S, R16E.
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. Prior to the diversion of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
11. Prior to the diversion of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
12. Use of water under this right may be affected by an agreement between the protestant and the right holder.
13. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

MICROFILMED

SEP 13 2003

SCANNED
SEP 13 2003

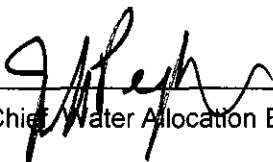
WATER RIGHT NO. 36-15571
As Modified by Transfer No. 68993

CONDITIONS OF APPROVAL

14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. 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 25 day of July, 2003

For 
Chief, Water Allocation Bureau

MICROFILMED

APR 13 2004

SCANNED
AUG 28 2003

WATER RIGHT NO. 36-15573
As Modified by Transfer No. 68993

In accordance with the approval of Transfer No. 68993, Water Right No. 36-15573 is now described as follows.

Right Holder: JOHN R BUSMAN And
 SHERRY A BUSMAN
 3212 S 2300 E
 JEROME ID 83338

Priority Date: December 03, 1966

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	0.12 CFS	16.7 AF
COMMERCIAL	01/01 to	12/31	0.12 CFS	16.7 AF
			0.12 CFS	16.7 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L4 (SWSW)	Sec. 7	Twp 08S	Rge 16E	GOODING County
GROUND WATER	L4 (SWSW)	Sec. 7	Twp 08S	Rge 16E	GOODING County
GROUND WATER	SESW	Sec. 7	Twp 08S	Rge 16E	GOODING 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	
08S 16E 7											X	X					
											L 4						

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	
08S 15E 12																X	
08S 16E 7									X	X	X						
									L 3	L 4							
08S 16E 18						X											
						L 1											

MICROFILMED

1998 03 2001

SCANNED

1998 03 2001

WATER RIGHT NO. 36-15573
As Modified by Transfer No. 68993

CONDITIONS OF APPROVAL

1. Rights 36-15573 and 36-15571 when combined shall not exceed a total diversion rate of 0.16 cfs.
2. Rights 36-15573, 36-15571 and 36-15569 when combined shall not exceed a total diversion rate of 0.23 cfs and a total diversion volume of 53.8 afa.
3. The total instantaneous diversion of water from all points of diversion under Rights 36-10640, 36-15569, 36-15571, 36-15573 and 36-16182 shall not exceed 0.31 cfs, nor a total combined annual volume of 66.0 afa.
4. The water right holder shall maintain control of the necessary portion of right 37-21134 for mitigation purposes under Transfer approval 68993. If the necessary portion of the mitigation right is sold, transferred, leased, used on any place of use or is not deliverable due to priority call, then the amount of water authorized for diversion under this transfer approval shall be reduced by the same proportion of the amount reduced under the mitigation right.
5. Prior to the diversion and use of water under Transfer approval 68993, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
6. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
7. Prior to diversion of water under this approval, the right holder shall provide a lockable controlling works for all authorized points of diversion. The controlling works must be suitable for control of the diversions and acceptable to the watermaster.
8. Commercial use is for a dairy with barn located in Lot 4 (SWSW), S7, T8S, R16E.
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. Prior to the diversion of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
11. Prior to the diversion of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
12. Use of water under this right may be affected by an agreement between the protestant and the right holder.
13. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

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11/13/2003

SCANNED
4007-5-0003

WATER RIGHT NO. 36-15573
As Modified by Transfer No. 68993

CONDITIONS OF APPROVAL

14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. 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 25 day of July, 20 03

For 
Chief, Water Allocation Bureau

MICROFILMED

SCANNED
Aug 12 2003

WATER RIGHT NO. 36-16182
As Modified by Transfer No. 68993

In accordance with the approval of Transfer No. 68993, Water Right No. 37-21133 is now described as follows.

Right Holder: JOHN R BUSMAN And
 SHERRY A BUSMAN
 3212 S 2300 E
 JEROME ID 83338

Priority Date: January 07, 1974

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	0.04 CFS	6.2 AF
STOCKWATER	01/01 to	12/31	0.04 CFS	6.2 AF
			0.04 CFS	6.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	L4 (SWSW)	Sec. 7	Twp 08S	Rge 16E	GOODING County
GROUND WATER	L4 (SWSW)	Sec. 7	Twp 08S	Rge 16E	GOODING County
GROUND WATER	SESW	Sec. 7	Twp 08S	Rge 16E	GOODING 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	
08S 15E 12																	X
08S 16E 7										X	X	X					
08S 16E 18							X										
							L1										

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	
08S 16E 7											X	X					
											L4						

CONDITIONS OF APPROVAL

- The total instantaneous diversion of water from all points of diversion under Rights 36-10640, 36-15569, 36-15571, 36-15573 and 36-16182 shall not exceed 0.31 cfs, nor a total combined annual volume of 66.0 afa.
- The water right holder shall maintain control of the necessary portion of right 37-21134 for mitigation purposes under Transfer approval 68993. If the necessary portion of the mitigation right is sold, transferred, leased, used on any place of use or is not deliverable due to priority call, then the amount of water authorized for diversion under this transfer approval shall be reduced by the same proportion of the amount reduced under the mitigation right.

MICROFILMED

APR 11 2003

SCANNED

APR 11 2003

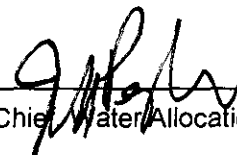
WATER RIGHT NO. 36-16182
As Modified by Transfer No. 68993

CONDITIONS OF APPROVAL

3. Prior to the diversion and use of water under Transfer approval 68993, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion, in accordance with Department specifications.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
5. Prior to diversion of water under this approval, the right holder shall provide a lockable controlling works for all authorized points of diversion. The controlling works must be suitable for control of the diversions and acceptable to the watermaster.
6. Commercial use is for a dairy with barn located in Lot 4 (SWSW), S7, T8S, R16E.
7. 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.
8. Prior to the diversion of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
9. Prior to the diversion of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
10. Use of water under this right may be affected by an agreement between the protestant and the right holder.
11. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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 25 day of July, 2003

For  _____
Chief Water Allocation Bureau

MICROFILMED

SEP 15 2003

RECORDED
AUG 23 2003

WATER RIGHT NO. 37-21134

As Modified by Transfer No. 68993

In accordance with the approval of Transfer No. 68993, Water Right No. 37-21134 is now described as follows.

Right Holder: JOHN R BUSMAN And
SHERRY A BUSMAN
3212 S 2300 E
JEROME ID 83338

Priority Date: January 07, 1974

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	0.17 CFS	42.0 AF
MITIGATION	01/01 to	12/31	0.31 CFS	75.6 AF
			0.31 CFS	75.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENWSE Sec. 13 Twp 06S Rge 18E LINCOLN County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
06S 18E 13	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	18.9
																	18.9

Total Acres: 18.9

PLACE OF USE: MITIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
06S 18E 13	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	X

MICROFILMED

1990 JUL 2 2003

1990 JUL 2 2003

WATER RIGHT NO. 37-21134
As Modified by Transfer No. 68993

CONDITIONS OF APPROVAL

1. Use of Right no. 37-7757, 37-21132 and 37-21134 when combined are limited to a total combined diversion rate of 3.73 cfs.
2. Right 37-21134 is used for mitigation purposes for rights 36-15569, 36-15571 36-15573, and 36-16182 under Transfer approval 68993. The irrigation and mitigation uses described under this mitigation right is limited to the following schedule of allowed use which begins on the date of approval of the transfer. The right holder shall file a notice of intent with the Department prior to the increased use of water under the mitigation rights each time an increase according to the schedule is sought.

Years 2003 through 2012 the diversion and use of this right is limited to 0.00 cfs, 0.0 afa and 0.0 acres (18.9 acres left unirrigated).

Years 2013 through 2022 the diversion and use of this right is limited to 0.14 cfs, 33.6 afa and 8.4 acres (10.5 acres left unirrigated).

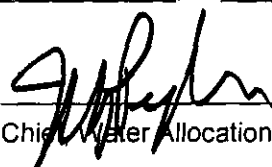
Years 2023 through 2031 the diversion and use of this right is limited to 0.16 cfs, 38.0 afa and 9.5 acres (9.4 acres left unirrigated).

Years 2032 and beyond the diversion and use of this right is limited to 0.17 cfs, 42.0 afa and 10.5 acres (8.4 acres left unirrigated).

3. The model used to calculate depletion effects and mitigation for the Milner to King Hill reach may also show gains in other reaches of the Snake River. Such gains have not been quantified at this time. The right holder retains the right to seek quantification of such gains resulting from Transfer approval 69200. Protestants retain the right to object to the quantification of such gains. If such reach gains are quantified and acknowledged by the Department, credits for such gains shall be available for use only after the Department has implemented a system for administering such credits.
4. Rights 37-7757, 37-21132 and 37-21134 are diverted through or associated with the point(s) of diversion described above.
5. 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 25 day of July, 2003

For  Chief, Water Allocation Bureau

MICHAEL J. HUME

2003 JUL 25

SCANNED
AUG 18 2003

WATER RIGHT NO. 36-15568
As Modified by Transfer No. 68993

In accordance with the approval of Transfer No. 68993, Water Right No. 36-15568 is now described as follows.

Right Holder: VIVIAN K LARSEN And
 JOHN C LARSEN
 129 S 2900 E
 PAUL ID 83347

Priority Date: February 18, 1971

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.46 CFS	
			0.46 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWSE	Sec. 19 Twp 08S	Rge 22E	MINIDOKA County
GROUND WATER	NESWNE	Sec. 30 Twp 08S	Rge 22E	MINIDOKA 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	
08S 22E 19			13.3	15.6								4.8	24.5		22.5		80.7
08S 22E 30		21.2			34.6												55.8

Total Acres: 136.5

MICROFILMED

APR 23 2003

SCANNED
 APR 23 2003

WATER RIGHT NO. 36-15568
As Modified by Transfer No. 68993

CONDITIONS OF APPROVAL

1. Rights 36-15572, 36-15570 and 36-15568 when combined shall not exceed a total diversion rate of 1.55 cfs, a total annual maximum diversion volume of 546 af at the field headgate, and the irrigation of 136.5 acres.
2. A measuring device of a type approved by IDWR shall be maintained as a part of the diverting works.
3. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of the originating approval/SRBA partial decree date.
4. Rights 36-15572, 36-15570, 36-15568, 36-16104, 36-16106 and 36-16108 are all diverted through the point(s) of diversion described above.
5. Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
6. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
7. 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 25 day of July, 2003

For  Chief, Water Allocation Bureau

MICROFILMED

SEP 15 2004

SCANNED
AUG 12 2003

WATER RIGHT NO. 36-15570
As Modified by Transfer No. 68993

In accordance with the approval of Transfer No. 68993, Water Right No. 36-15570 is now described as follows.

Right Holder: VIVIAN K LARSEN And
 JOHN C LARSEN
 129 S 2900 E
 PAUL ID 83347

Priority Date: October 18, 1968

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	10/31	1.09 CFS	
			1.09 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWSE	Sec. 19 Twp 08S	Rge 22E	MINIDOKA County
GROUND WATER	NESWNE	Sec. 30 Twp 08S	Rge 22E	MINIDOKA 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	
08S 22E 19			13.3	15.6								4.8	24.5		22.5		80.7
08S 22E 30		21.2			34.6												55.8

Total Acres: 136.5

MICROFILMED

APR 11 2001

SCANNED
 AUG 7 8 2003

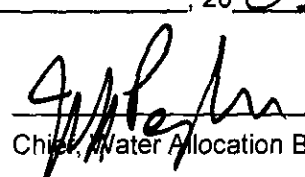
WATER RIGHT NO. 36-15570
As Modified by Transfer No. 68993

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 74.6 acres within the place of use described above in a single irrigation season.
2. Rights 36-15572 and 36-15570 when combined shall not exceed 1.09 cfs.
3. Rights 36-15572, 36-15570 and 36-15568 when combined shall not exceed a total diversion rate of 1.55 cfs, a total annual maximum diversion volume of 546 af at the field headgate, and the irrigation of 136.5 acres.
4. A measuring device of a type approved by IDWR shall be maintained as a part of the diverting works.
5. The period of use for the irrigation described in this approval may be extended to an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of the originating approval/SRBA partial decree date.
6. Rights 36-15572, 36-15570, 36-15568, 36-16104, 36-16106, and 36-16108 are all diverted through the point(s) of diversion described above.
7. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
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 25 day of July, 2003

For 
Chief, Water Allocation Bureau

MICROFILMED

1997 JUL 2003

RECORDED
AUG 7 3 2003

WATER RIGHT NO. 36-15572
As Modified by Transfer No. 68993

In accordance with the approval of Transfer No. 68993, Water Right No. 36-15572 is now described as follows.

Right Holder: VIVIAN K LARSEN And
 JOHN C LARSEN
 129 S 2900 E
 PAUL ID 83347

Priority Date: December 03, 1966

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	to 10/31	0.85 CFS	
			0.85 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWSE	Sec. 19 Twp 08S	Rge 22E	MINIDOKA County
GROUND WATER	NESWNE	Sec. 30 Twp 08S	Rge 22E	MINIDOKA 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	
08S	22E	19			13.3	15.6							4.8	24.5			22.5		80.7
08S	22E	30		21.2			34.6												55.8

Total Acres: 136.5

MICROFILMED

APR 12 2003

PLANNED

APR 12 2003

WATER RIGHT NO. 36-15572
As Modified by Transfer No. 68993

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 42.4 acres within the place of use described above in a single irrigation season.
2. Rights 36-15572 and 36-15570 when combined shall not exceed 1.09 cfs.
3. Rights 36-15572, 36-15570, and 36-15568 when combined shall not exceed a total diversion rate of 1.55 cfs, a total annual maximum diversion volume of 546 af at the field headgate, and the irrigation of 136.5 acres.
4. A measuring device of a type approved by IDWR shall be maintained as a part of the diverting works.
5. The period of use for the irrigation described in this approval may be extended to an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of the originating approval/SRBA partial decree date.
6. Rights 36-15572, 36-15570, 36-15568, 36-16104, 36-16106, and 36-16108 are all diverted through the point(s) of diversion described above.
7. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
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 25 day of July, 2003


For Chief Water Allocation Bureau

MICROFILMED

APR 23 2003

SCANNED
JUL 7 7 4003

WATER RIGHT NO. 37-7757
As Modified by Transfer No. 68993

In accordance with the approval of Transfer No. 68993, Water Right No. 37-7757 is now described as follows.

Right Holder: BONNIE B BECKLEY And
 R K BECKLEY
 188 S 700 E
 DIETRICH ID 83324

Priority Date: February 27, 1979

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	0.86 CFS	172.0 AF
			0.86 CFS	172.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENWSE Sec. 13 Twp 06S Rge 18E LINCOLN 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	
06S 18E 13										4.0	39.0						43.0

Total Acres: 43

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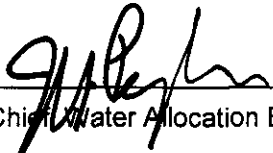
WATER RIGHT NO. 37-7757
As Modified by Transfer No. 68993

CONDITIONS OF APPROVAL

1. Rights 37-7757, 37-21132 and 37-21134 are all diverted through the point(s) of diversion described above.
2. Rights 37-7757, 37-21132 and 37-21134 when combined shall not exceed a total diversion rate of 3.73 cfs.
3. Rights 37-7757 and 37-21132 when combined shall not exceed a total diversion rate of 3.42 cfs, a total annual maximum diversion volume of 823.6 af at the field headgate, and the irrigation of 205.9 acres.
4. 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 25 day of July, 20 03

For 
Chief, Water Allocation Bureau

MICROFILMED

SEP 12 2003

SCANNED

SEP 12 2003

WATER RIGHT NO. 37-21132
As Modified by Transfer No. 68993

In accordance with the approval of Transfer No. 68993, Water Right No. 37-21132 is now described as follows.

Right Holder: BONNIE B BECKLEY And
 R K BECKLEY
 188 S 700 E
 DIETRICH ID 83324

Priority Date: January 07, 1974

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	3.25 CFS	651.6 AF
		3.25 CFS	651.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENWSE Sec. 13 Twp 06S Rge 18E LINCOLN 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	
06S 18E 13	31.0	25.0	37.0	34.9					35.0								162.9

Total Acres: 162.9

MICROFILMED

APR 19 2008

SCANNED
 APR 7 2008

WATER RIGHT NO. 37-21132
As Modified by Transfer No. 68993

CONDITIONS OF APPROVAL

1. Rights 37-7757, 37-21132 and 37-21134 are all diverted through the point(s) of diversion described above.
2. Rights 37-7757, 37-21132 and 37-21134 when combined shall not exceed a total diversion rate of 3.73 cfs.
3. Rights 37-7757 and 37-21132 when combined shall not exceed a total diversion rate of 3.42 cfs, a total annual maximum diversion volume of 823.6 af at the field headgate, and the irrigation of 205.9 acres.
4. 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 25 day of July, 20 03


Per _____
Chief, Water Allocation Bureau

MICROFILMED

2003

SCANNED
406 2 1 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 29, 2003

JOHN R BUSMAN
SHERRY A BUSMAN
3212 S 2300 E
JEROME ID 83338

BONNIE B BECKLEY
R K BECKLEY
188 S 700 E
DIETRICH ID 83324

JOHN C LARSEN
VIVIAN K LARSEN
129 S 2900 E
PAUL ID 83347

RE: Transfer No.: 68993 - Water Rights 36-10640, 36-15568/69/70/71/72/73,
36-15713, 36-15715, 36-15717, 36-16182, 37-7331, 37-7757, 37-21132, 37-21133,
37-21134 - Transfer Approval Notice

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's homepage on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

MICROFILMED

AUG 1 8 2003

SCANNED
AUG 1 8 2003

SCANNED
AUG 2 8 2003

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7940.

Sincerely,

Samela S Skaggs
for Jeff Peppersack, Manager
Water Rights Permits Section

JP:klt

Enclosure(s)

MICROFILMED
AUG 2 8 2003

SCANNED
AUG 2 8 2003

CERTIFICATE OF SERVICE

I hereby certify that on July 29, 2003 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below:

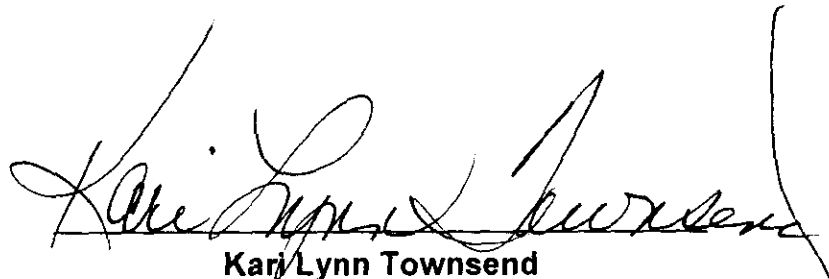
RE: TRANSFER NO. 68993

WATER RIGHTS 36-10640, 36-15568/69/70/71/72/73, 36-15713, 36-15715,
36-15717, 36-16182, 37-7331, 37-7757, 37-21132, 37-21133, 37-21134

JOHN R BUSMAN
SHERRY A BUSMAN
3212 S 2300 E
JEROME ID 83338

BONNIE B BECKLEY
R K BECKLEY
188 S 700 E
DIETRICH ID 83324

JOHN C LARSEN
VIVIAN K LARSEN
129 S 2900 E
PAUL ID 83347



Karl Lynn Townsend
Secretary

MICROFILMED
SEP 6 3 2003

SCANNED
AUG 2 8 2003

SCANNED
AUG 2 8 2003

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

MICROFILMED
SEP 13 2003
SCANNED
SEP 13 2003

AUG 10 2003

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MEMORANDUM

TO: FILE 37-21134
FROM: VAULT
RE: TRANSFER # 68992
DATE: 7.29.03

=====

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

FILE # 36-10640

SCANNED
AUG 2 2003
MICROFILMED
SEP 3 3 2003