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Documents
In File

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69066

This is to certify that: B & M LAND & LEASING LLC
C/O MIKE STEARS
243 S HIGHWAY 33
DRIGGS ID 83422

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>
22-13168	AJC/License	06/19/1958	0.07 cfs	14.0 af	4.0	20.0	GROUND WATER
22-13166	AJC/License	10/03/1966	0.22 cfs	56.0 af	16.0	20.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

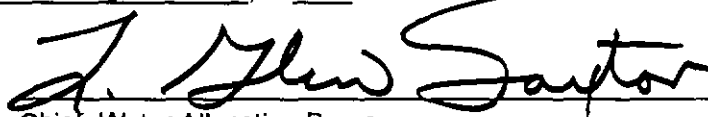
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
22-13168	NO	YES	YES	NO	NO	NO
22-13166	NO	YES	YES	NO	NO	NO

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>
22-13168	22-13168	0.07 cfs	14 af	4.0	11.0		N/A	N/A		N/A
22-13166	22-13166	0.22 cfs	38.5 af	11.0	11.0		N/A	N/A		N/A
TOTALS		0.22 cfs	38.5 af	11	11		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 30th day of October, 2001


Chief, Water Allocation Bureau

MICROFILMED
NOV 13 2001

WATER RIGHT NO. 22-13166
As Modified by Transfer No. 69066

In accordance with the approval of Transfer No. 69066, Water Right No. 22-13166 is now described as follows.

Right Holder: CEDRON IRRIGATION CORP
 C/O LARELL KUNZ
 434 W 525 SOUTH
 VICTOR ID 83455

Priority Date: 10/03/1966

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/15	0.22 CFS	38.5 AF
			0.22 CFS	38.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWNE	Sec. 11 Twp 04N	Rge 45E	TETON County
GROUND WATER	SWNE	Sec. 11 Twp 04N	Rge 45E	TETON County
GROUND WATER	SWNE	Sec. 11 Twp 04N	Rge 45E	TETON County
GROUND WATER	NWSE	Sec. 11 Twp 04N	Rge 45E	TETON 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	
04N 45E 11			6.0												5.0		11.0

Total Acres: 11

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. 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.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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.
6. 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.

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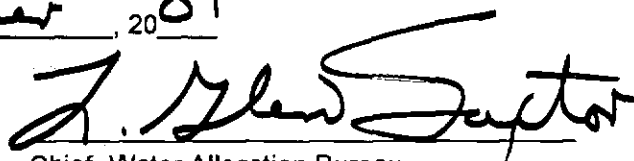
WATER RIGHT NO. 22-13166
As Modified by Transfer No. 69066

CONDITIONS OF APPROVAL

7. The total instantaneous diversion of water from all points of diversion under Rights 22-13166 and 22-13168 shall not exceed 0.22 cfs, nor total combined annual volume of 38.5 af.
8. Rights 22-13166 and 22-13168 when combined shall not exceed a total diversion rate of 0.22 cfs, a total annual maximum diversion volume of 38.5 af at the field headgate, and the irrigation of 11 acres.
9. This right is limited to the irrigation of 11 acres within the place of use described above in a single irrigation season.
10. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
11. The right holder shall cease irrigation of 9 acres previously authorized under rights 22-13166 and 22-13168, and consolidate use of water on the remaining 11 acres.
12. The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

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 30th day of October, 2001


Chief, Water Allocation Bureau

MICROFILMED

NOV 13 2001

WATER RIGHT NO. 22-13168
As Modified by Transfer No. 69066

In accordance with the approval of Transfer No. 69066, Water Right No. 22-13168 is now described as follows.

Right Holder: CEDRON IRRIGATION CORP
 C/O LARELL KUNZ
 434 W 525 SOUTH
 VICTOR ID 83455

Priority Date: 06/19/1958

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/15	0.07 CFS	14.0 AF
			0.07 CFS	14.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWNE	Sec. 11 Twp 04N	Rge 45E	TETON County
GROUND WATER	SWNE	Sec. 11 Twp 04N	Rge 45E	TETON County
GROUND WATER	SWNE	Sec. 11 Twp 04N	Rge 45E	TETON County
GROUND WATER	NWSE	Sec. 11 Twp 04N	Rge 45E	TETON 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	
04N	45E	11			6.0												5.0		11.0

Total Acres: 11

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. 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.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 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.
6. 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.

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WATER RIGHT NO. 22-13168
As Modified by Transfer No. 69066

CONDITIONS OF APPROVAL

7. The total instantaneous diversion of water from all points of diversion under Rights 22-13166 and 22-13168 shall not exceed 0.22 cfs, nor total combined annual volume of 38.5 af.
8. Rights 22-13166 and 22-13168 when combined shall not exceed a total diversion rate of 0.22 cfs, a total annual maximum diversion volume of 38.5 af at the field headgate, and the irrigation of 11 acres.
9. This right is limited to the irrigation of 4 acres within the place of use described above in a single irrigation season.
10. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
11. The right holder shall cease irrigation of 9 acres previously authorized under this right, and consolidate use of water on the remaining 11 acres.
12. The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

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 30th day of October, 2001


Chief, Water Allocation Bureau

MICROFILMED

NOV 13 2001

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69064

This is to certify that: CEDRON IRRIGATION CORP

C/O LARELL KUNZ
434 W 525 SOUTH
VICTOR ID 83455
(208)354-2554

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>
22-2169	AJC/License	06/19/1958	1.54 cfs		77.0	418.0	GROUND WATER
22-2280D	AJC/License	10/03/1966	4.63 cfs		341.0	418.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

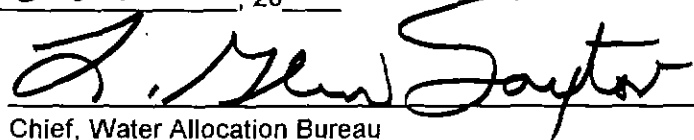
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
22-2169	YES	YES	YES	NO	NO	NO
22-2280D	YES	YES	YES	NO	NO	NO

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>
22-2169	22-13169	1.47 cfs	252.0 af	72.0	396.0	22-13168	0.07 cfs	14 af	4.0	20.0
22-2280D	22-13167	4.41 cfs	1134.0 af	324.0	396.0	22-13166	0.22 cfs	56 af	16.0	20.0
TOTALS		4.41 cfs	1386 af	396	396		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 17th day of October, 2001


Chief, Water Allocation Bureau

MICROFILMED
NOV 13 2001

WATER RIGHT NO. 22-13166
As Modified by Transfer No. 69064

In accordance with the approval of Transfer No. 69064, Water Right No. 22-13166 is now described as follows.

Right Holder: CEDRON IRRIGATION CORP
 C/O LARELL KUNZ
 434 W 525 SOUTH
 VICTOR ID 83455

Priority Date: 10/03/1966

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/15	0.22 CFS	56.0 AF
			0.22 CFS	56.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSNW Sec. 19 Twp 04N Rge 45E TETON 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	
04N 45E 18												20.0					20.0

Total Acres: 20

CONDITIONS OF APPROVAL

1. Rights 22-13166 and 22-13168 when combined shall not exceed a total diversion rate of 0.22 cfs and the irrigation of 20 acres.
2. This right is limited to the irrigation of 16 acres within the place of use described above in a single irrigation season.
3. Approval of Transfer 69064 is not a confirmation of the validity of this water right and does not preclude the opportunity for review in the ongoing Snake River Basin Adjudication.
4. The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

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 17th day of October, 2001

MICROFILMED

NOV 13 2001
 Chief, Water Allocation Bureau

WATER RIGHT NO. 22-13167

As Modified by Transfer No. 69064

In accordance with the approval of Transfer No. 69064, Water Right No. 22-13167 is now described as follows.

Right Holder: CEDRON IRRIGATION CORP
C/O LARELL KUNZ
434 W 525 SOUTH
VICTOR ID 83455

Priority Date: 10/03/1966

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/15	4.41 CFS	1,134 AF
			4.41 CFS	1,134 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSNW Sec. 19 Twp 04N Rge 45E TETON 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	
04N 45E 18							40.0		40.0	40.0			40.0	40.0	40.0		240.0
							L 2				L 3						
04N 45E 19			40.0	40.0	40.0			36.0									156.0

Total Acres: 396

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. 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.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

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NOV 13 2001

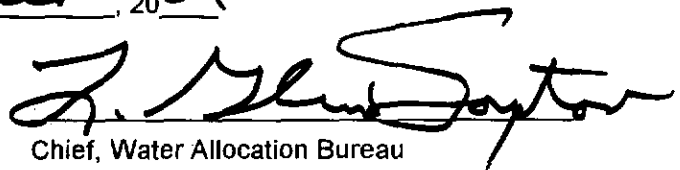
WATER RIGHT NO. 22-13167
As Modified by Transfer No. 69064

CONDITIONS OF APPROVAL

6. The right holder shall cease irrigation of 2 acres previously authorized under this right, and consolidate use of water on the remaining 396 acres.
7. Rights 22-13167 and 22-13169 when combined shall not exceed a total diversion rate of 4.41 cfs and the irrigation of 396 acres.
8. This right is limited to the irrigation of 324 acres within the place of use described above in a single irrigation season.
9. The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

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 17th day of October, 2001


Chief, Water Allocation Bureau

MICROFILMED
NOV 13 2001

WATER RIGHT NO. 22-13168
As Modified by Transfer No. 69064

In accordance with the approval of Transfer No. 69064, Water Right No. 22-13168 is now described as follows.

Right Holder: CEDRON IRRIGATION CORP
 C/O LARELL KUNZ
 434 W 525 SOUTH
 VICTOR ID 83455

Priority Date: 06/19/1958

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	to 10/15	0.07 CFS	14 AF
			0.07 CFS	14 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSNW Sec. 19 Twp 04N Rge 45E TETON 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	
04N 45E 18							20.0										20.0

Total Acres: 20

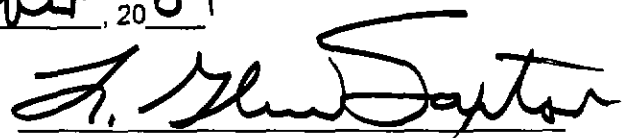
CONDITIONS OF APPROVAL

1. Rights 22-13166 and 22-13168 when combined shall not exceed a total diversion rate of 0.22 cfs and the irrigation of 20 acres.
2. This right is limited to the irrigation of 4 acres within the place of use described above in a single irrigation season.
3. Approval of Transfer 69064 is not a confirmation of the validity of this water right and does not preclude the opportunity for review in the ongoing Snake River Basin Adjudication.
4. The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

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 17th day of October, 2001

MICROFILMED
 NOV 13 2001


 Chief, Water Allocation Bureau

WATER RIGHT NO. 22-13169
As Modified by Transfer No. 69064

In accordance with the approval of Transfer No. 69064, Water Right No. 22-13169 is now described as follows.

Right Holder: CEDRON IRRIGATION CORP
 C/O LARELL KUNZ
 434 W 525 SOUTH
 VICTOR ID 83455

Priority Date: 06/19/1958

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	to 10/15	1.47 CFS	252 AF
			1.47 CFS	252 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSNW Sec. 19 Twp 04N Rge 45E TETON 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	
04N 45E 18							40.0		40.0	40.0			40.0	40.0	40.0		240.0
							L 2				L 3						
04N 45E 19		40.0	40.0		40.0			36.0									156.0

Total Acres: 396

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. 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.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

MICROFILMED

NOV 13 2001

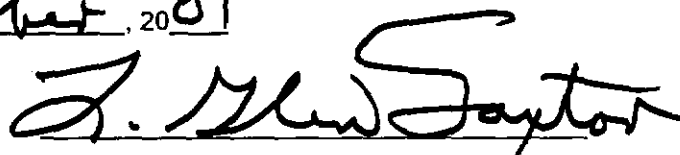
WATER RIGHT NO. 22-13169
As Modified by Transfer No. 69064

CONDITIONS OF APPROVAL

6. The right holder shall cease irrigation of 2 acres previously authorized under this right, and consolidate use of water on the remaining 396 acres.
7. Rights 22-13167 and 22-13169 when combined shall not exceed a total diversion rate of 4.41 cfs and the irrigation of 396 acres.
8. This right is limited to the irrigation of 72 acres within the place of use described above in a single irrigation season.
9. The period of use for the irrigation described in this approval may be extended to an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

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 17th day of October, 2001


Chief, Water Allocation Bureau

MICROFILMED
NOV 13 2001

MEMORANDUM

TO: FILE 22-13168

FROM: VAULT

RE: TRANSFER # 69064

DATE: 10.29.01

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

FILE # 22-2169

MICROFILMED
NOV 13 2001