

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71162

This is to certify that: BRANDT AGENCY
203 11TH AVE S
NAMPA ID 83651
(208)466-7821

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>
63-3582	AJC/License	02/03/1967	3.34 cfs	751.5 af	N/A	167.0	GROUND WATER
63-11176B	WR/License	02/14/1990	0.98 cfs	220.5 af	N/A	49.0	GROUND WATER

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

63-11176A	WR/License	02/14/1990	0.20 cfs	45.0 af	N/A	10.0	GROUND WATER
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Purpose of Transfer (Changes Proposed)

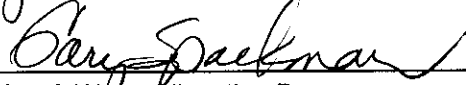
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
63-3582	NO	NO	YES	YES	NO	NO
63-11176B	NO	NO	YES	YES	NO	NO

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>
63-3582	63-3582	3.34 cfs	751.5 af	167.0	216.0		N/A	N/A	N/A	N/A
63-11176B	63-11176B	0.98 cfs	220.5 af	49.0	216.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		3.49 cfs	972.0 af	216.0	216.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 6th day of August, 2004


Chief, Water Allocation Bureau

WATER RIGHT NO. 63-3582
As Modified by Transfer No. 71162

In accordance with the approval of Transfer No. 71162, Water Right No. 63-3582 is now described as follows.

Right Holder: BRANDT AGENCY
 203 11TH AVE S
 NAMPA ID 83651

Priority Date: February 03, 1967

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	3.34 CFS	751.5 AF
			3.34 CFS	751.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENW	Sec. 25 Twp 02N Rge 03W CANYON County
GROUND WATER	SENW	Sec. 25 Twp 02N Rge 03W 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 03W 25			1.0		3.0	38.0	40.0	30.0	20.0			11.0		35.0	38.0		216.0

Total Acres: 216

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 63-3582 and 63-11176B shall not exceed 3.49 cfs, nor a total combined annual volume of 972.0 af for the irrigation of a total of 216 acres.
6. That portion of combined Rights 63-3582 and 63-11176B described as a diversion rate of 0.20 cfs for irrigation use has been relinquished through approval of Transfer 71162.
7. 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.

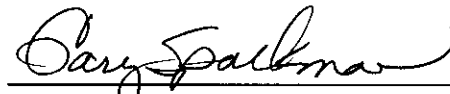
WATER RIGHT NO. 63-3582
As Modified by Transfer No. 71162

CONDITIONS OF APPROVAL

8. This right is limited to the irrigation of 167 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 a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 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.
10. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
11. Right 63-11176B is 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 6th day of August, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 63-11176B
As Modified by Transfer No. 71162

In accordance with the approval of Transfer No. 71162, Water Right No. 63-11176B is now described as follows.

Right Holder: BRANDT AGENCY
 203 11TH AVE S
 NAMPA ID 83651

Priority Date: February 14, 1990

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	0.98 CFS	220.5 AF
			0.98 CFS	220.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SENW	Sec. 25 Twp 02N	Rge 03W CANYON County
GROUND WATER	SENW	Sec. 25 Twp 02N	Rge 03W 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 03W 25			1.0		3.0	38.0	40.0	30.0	20.0			11.0		35.0	38.0		216.0

Total Acres: 216

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. 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. The total instantaneous diversion of water from all points of diversion under Rights 63-3582 and 63-11176B shall not exceed 3.49 cfs, nor a total combined annual volume of 972.0 af for the irrigation of a total of 216 acres.
5. That portion of combined Rights 63-3582 and 63-11176B described as a diversion rate of 0.20 cfs for irrigation use has been relinquished through approval of Transfer 71162.
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. This right is limited to the irrigation of 49 acres within the place of use described above in a single irrigation season.

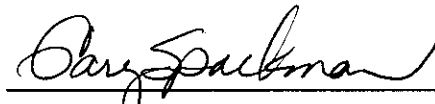
WATER RIGHT NO. 63-11176B
As Modified by Transfer No. 71162

CONDITIONS OF APPROVAL

8. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 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.
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
10. Right 63-3582 is 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 6th day of August, 20 04



Chief, Water Allocation Bureau

WATER RIGHT NO. 63-11176A
As Modified by Transfer No. 71162

In accordance with the approval of Transfer No. 71162, Water Right No. 63-11176A is now described as follows.

Right Holder: THOMAS H HAMILTON And/Or
 PATSY E HAMILTON
 7010 SKY RANCH RD
 NAMPA ID 83686

Priority Date: February 14, 1990

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	0.20 CFS	45.0 AF
			0.20 CFS	45.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSW Sec. 25 Twp 02N Rge 03W 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 03W 25																	10.0

Total Acres: 10

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. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
4. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 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 6th day of August, 2004


 Chief, Water Allocation Bureau