

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69207

This is to certify that: RANDLE A DURHAM
3420 N 2300 E
FILER ID 83328
(208)326-5805

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>
47-2358F	AJC/License	11/06/1961	0.45 cfs	97.6 af	24.4	31.2	GROUND WATER
47-2256H	AJC/License	08/08/1954	0.20 cfs	89.2 af	22.3	31.2	GROUND WATER
47-2349F	AJC/License	04/03/1961	0.03 cfs	14.6 af	11.3	31.2	GROUND WATER

Purpose of Transfer (Changes Proposed)

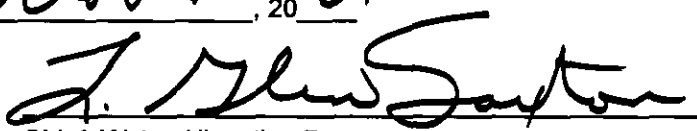
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
47-2358F	YES	YES	YES	NO	YES	YES
47-2256H	YES	YES	YES	NO	YES	YES
47-2349F	YES	YES	YES	NO	YES	YES

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>
47-2358F	47-16797	0.11 cfs	18.8 af	N/A	N/A	47-16796	0.34 cfs	72.5 af	18.1	23.2
47-2256H	47-16799	0.05 cfs	17.2 af	N/A	N/A	47-16798	0.15 cfs	66.3 af	16.6	23.2
47-2349F	47-16801	0.01 cfs	2.8 af	N/A	N/A	47-16800	0.02 cfs	10.9 af	18.1	23.2
TOTALS		0.17 cfs	18.9 af				N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 31st day of October, 2001


Chief, Water Allocation Bureau

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NOV 26 2001

WATER RIGHT NO. 47-16796
As Modified by Transfer No. 69207

In accordance with the approval of Transfer No. 69207, Water Right No. 47-16796 is now described as follows.

Right Holder: TEWS LAND & LIVESTOCK INC
 2473 E 4100 N
 FILER ID 83328

Priority Date: 11/06/1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.34 CFS	72.5 AF
			0.34 CFS	72.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENE Sec. 26 Twp 12S Rge 15E TWIN FALLS 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	
12S	15E	26	23.2																23.2

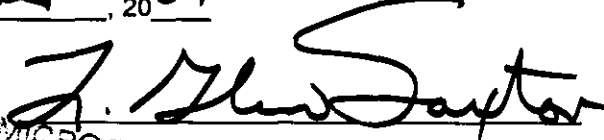
Total Acres: 23.2

CONDITIONS OF APPROVAL

1. Right 47-16796 is limited to the irrigation of 18.1 acres within the place of use described above in a single irrigation season.
2. Rights 47-16796, 47-16798, and 47-16800 when combined shall not exceed a total diversion rate of 0.51 cfs, a total annual maximum diversion volume of 72.8 af at the field headgate, and the irrigation of 18.2 acres.
3. This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. 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.

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 31st day of October, 2001


 Chief, Water Allocation Bureau

NOV 26 2001

WATER RIGHT NO. 47-16797
As Modified by Transfer No. 69207

In accordance with the approval of Transfer No. 69207, Water Right No. 47-16797 is now described as follows.

Right Holder: RANDLE A DURHAM
 3420 N 2300 E
 FILER ID 83328

Priority Date: 11/06/1961

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	0.11 CFS	18.8 AF
COMMERCIAL	01/01	to 12/31	0.11 CFS	18.8 AF
			0.11 CFS	18.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSWSW Sec. 4 Twp 11S Rge 16E TWIN FALLS 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	
11S 16E 4									X	X							

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	
11S 16E 4											X						

CONDITIONS OF APPROVAL

1. Rights 47-16797, 47-16799, and 47-16801 when combined shall not exceed a total diversion rate of 0.17 cfs, a total annual maximum diversion volume of 18.9 af at the field headgate.
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. Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.

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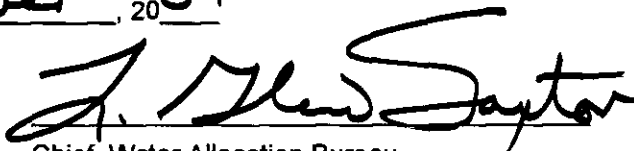
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WATER RIGHT NO. 47-16797
As Modified by Transfer No. 69207

4. The right holder shall accomplish the change authorized by this transfer within two (2) years of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. 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.
7. Commercial use is for a dairy.

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 31st day of October, 2001


Chief, Water Allocation Bureau

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WATER RIGHT NO. 47-16798
As Modified by Transfer No. 69207

In accordance with the approval of Transfer No. 69207, Water Right No. 47-16798 is now described as follows.

Right Holder: TEWS LAND & LIVESTOCK INC
 2473 E 4100 N
 FILER ID 83328

Priority Date: 08/08/1954

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.15 CFS	66.3 AF
			0.15 CFS	66.3 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENE Sec. 26 Twp 12S Rge 15E TWIN FALLS 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	
12S	15E	26	23.2																23.2

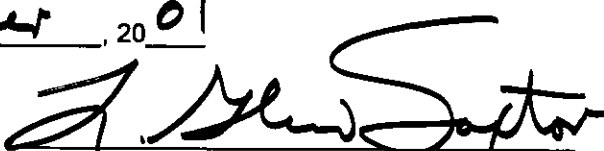
Total Acres: 23.2

CONDITIONS OF APPROVAL

1. Right 47-16798 is limited to the irrigation of 16.6 acres within the place of use described above in a single irrigation season.
2. Rights 47-16796, 47-16798, and 47-16800 when combined shall not exceed a total diversion rate of 0.51 cfs, a total annual maximum diversion volume of 72.8 af at the field headgate, and the irrigation of 18.2 acres.
3. This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. 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.

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 31st day of October, 2001

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 Chief, Water Allocation Bureau

NOV 26 2001

WATER RIGHT NO. 47-16799
As Modified by Transfer No. 69207

In accordance with the approval of Transfer No. 69207, Water Right No. 47-16799 is now described as follows.

Right Holder: RANDLE A DURHAM
 3420 N 2300 E
 FILER ID 83328

Priority Date: 08/08/1954

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01	12/31	0.05 CFS	17.2 AF
COMMERCIAL	01/01	12/31	0.05 CFS	17.2 AF
			0.05 CFS	17.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSWSW Sec. 4 Twp 11S Rge 16E TWIN FALLS 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	
11S 16E 4											X	X					

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	
11S 16E 4												X					

CONDITIONS OF APPROVAL

1. Rights 47-16797, 47-16799, and 47-16801 when combined shall not exceed a total diversion rate of 0.17 cfs, a total annual maximum diversion volume of 18.9 af at the field headgate.
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. Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.

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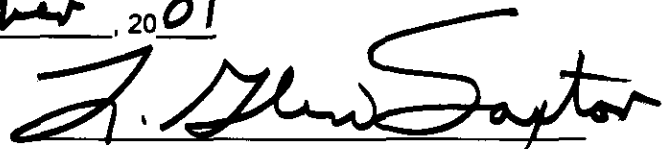
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WATER RIGHT NO. 47-16799
As Modified by Transfer No. 69207

4. The right holder shall accomplish the change authorized by this transfer within two (2) years of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. 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.
7. Commercial use is for a dairy.

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 31st day of October, 2001



Chief, Water Allocation Bureau

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WATER RIGHT NO. 47-16800
As Modified by Transfer No. 69207

In accordance with the approval of Transfer No. 69207, Water Right No. 47-16800 is now described as follows.

Right Holder: TEWS LAND & LIVESTOCK INC
 2473 E 4100 N
 FILER ID 83328

Priority Date: 04/03/1961

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.02 CFS	10.9 AF
			0.02 CFS	10.9 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENE Sec. 26 Twp 12S Rge 15E TWIN FALLS 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	
12S	15E	26	23.2																23.2

Total Acres: 23.18

CONDITIONS OF APPROVAL

- Right 47-16800 is limited to the irrigation of 18.1 acres within the place of use described above in a single irrigation season.
- Rights 47-16796, 47-16798, and 47-16800 when combined shall not exceed a total diversion rate of 0.51 cfs, a total annual maximum diversion volume of 72.8 af at the field headgate, and the irrigation of 18.2 acres.
- This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
- 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.

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 31st day of October, 2001


 Chief, Water Allocation Bureau

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WATER RIGHT NO. 47-16801
As Modified by Transfer No. 69207

In accordance with the approval of Transfer No. 69207, Water Right No. 47-16801 is now described as follows.

Right Holder: RANDLE A DURHAM
 3420 N 2300 E
 FILER ID 83328

Priority Date: 04/03/1961

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	0.01 CFS	2.8 AF
COMMERCIAL	01/01	to 12/31	0.01 CFS	2.8 AF
			0.01 CFS	2.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSWSW Sec. 4 Twp 11S Rge 16E TWIN FALLS 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	
11S 16E 4									X	X							

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	
11S 16E 4										X							

CONDITIONS OF APPROVAL

1. Rights 47-16797, 47-16799, and 47-16801 when combined shall not exceed a total diversion rate of 0.17 cfs, a total annual maximum diversion volume of 18.9 af at the field headgate.
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. Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.

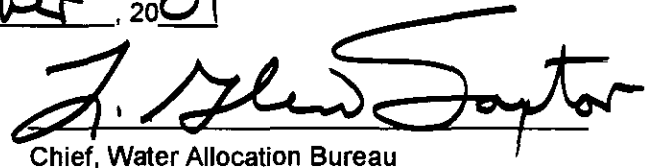
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WATER RIGHT NO. 47-16801
As Modified by Transfer No. 69207

4. The right holder shall accomplish the change authorized by this transfer within two (2) years of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. 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.
7. Commercial use is for a dairy.

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 31st day of October, 2001


Chief, Water Allocation Bureau

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NOV 26 2001

MEMORANDUM

TO: FILE 47-16797
FROM: VAULT
RE: TRANSFER # 69207
DATE: 11-1-01

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

FILE # 47-22564

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