

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70467

This is to certify that: OXFORD MOUNTAIN FARMS LLC
C/O BRICE E CHECKETTS
2250 N WESTSIDE HWY
DAYTON ID 83232
(208)747-3523

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

Right	Origin/Basis	Priority	Rate	Volume	Acre Limit	Total Acres	Source
13-2215	WR/License	08/20/1960	1.5 cfs	N/A	N/A	114.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

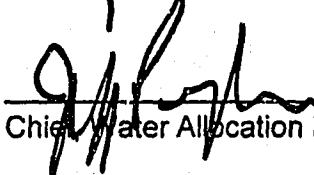
Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
13-2215	YES	NO	YES	YES	YES	YES

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
13-2215	13-7630	0.41 cfs	75.4 af	N/A	N/A	13-7629	1.09 cfs	N/A	N/A	82.6
COMBINED TOTALS		0.41 cfs	75.4 af	N/A	N/A		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 29 day of July, 2003

For 
Chief, Water Allocation Bureau

WATER RIGHT NO. 13-7629
As Modified by Transfer No. 70467

In accordance with the approval of Transfer No. 70467, Water Right No. 13-7629 is now described as follows.

Right Holder: J7 LLC
C/O JEFFREY C JOHNSON
1990 N 4000 W
DAYTON ID 83232

Priority Date: August 20, 1960

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION		to	1.09 CFS	
			1.09 CFS	

LOCATION OF POINT(S) OF DIVERSION:
GROUND WATER SWNW Sec. 11 Twp 15S Rge 38E FRANKLIN 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	
15S 38E 11			34.0				8.6	40.0									82.6

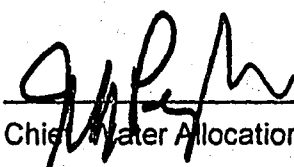
Total Acres: 82.6

CONDITIONS OF APPROVAL

1. Approval of this transfer does not confirm the validity of this water right.

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 29 day of July, 20 03

For 
Chief Water Allocation Bureau

WATER RIGHT NO. 13-7630
As Modified by Transfer No. 70467

In accordance with the approval of Transfer No. 70467, Water Right No. 13-7630 is now described as follows.

Right Holder: OXFORD MOUNTAIN FARMS LLC
 C/O BRICE E CHECKETTS
 2250 N WESTSIDE HWY
 DAYTON ID 83232

Priority Date: August 20, 1960

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
COMMERCIAL	01/01	12/31	0.41 CFS	75.4 AF
			0.41 CFS	75.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNW Sec. 11 Twp 15S Rge 38E FRANKLIN County

GROUND WATER SWNW Sec. 11 Twp 15S Rge 38E FRANKLIN 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	
15S	38E	11					X	X	X										

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
2. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
3. 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 this water right.
4. 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.
5. 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.

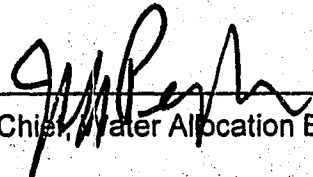
WATER RIGHT NO. 13-7630
As Modified by Transfer No. 70467

CONDITIONS OF APPROVAL

6. The total instantaneous diversion of water from all points of diversion under Right 13-7630 shall not exceed 0.41 cfs, or an annual volume of 75.4 af.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. Commercial use is for a dairy facility.

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 29 day of July, 2003


For Chief, Water Allocation Bureau

MEMORANDUM

TO: FILE 13-7630
FROM: VAULT
RE: TRANSFER # 70467
DATE: 7.29.03

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

FILE # 13-2215