

October 9, 1987

Dee O'Brien
P.O. Box 331
Driggs, Idaho 83422

RE: Transfer of Water Right 22-0230, Duane Kunz

Dear Mr. O'Brien:

It was brought to my attention by Harold Jones that you may not have a copy of the above transfer for your records.

This transfer authorized a change in the place of use and the addition of a re-diversion point for that portion of right 22-0230 held by Mr. Kunz. For compliance with the approval conditions, water diverted under this transfer must be quantified at three sites. These are: 1) at the point of diversion on Boquet Creek; 2) at the discharge into the sump at the point of re-diversion; and 3) in the pipeline between the pump and the first riser.

The design of the system will dictate whether or not a measurement is required at each site listed above. If the only source of water available to fill the sump is Boquet Creek, then a measuring device at the point of diversion may be adequate. But if water in the sump may be supplemented with Teton River water, then Mr. Kunz must also install measuring devices at the second and third locations designated in the preceeding paragraph. Measuring devices at these locations are for Mr. Kunz's benefit to ensure he is diverting all the water to which he is entitled, while avoiding injury to other water users on both Boquet Creek and the Teton River.

The quantity of water diverted under this transfer is limited to half of the water available to fill right 22-0230 up to a maximum of 1.60 cfs.

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The diversion of water under this transfer must not deplete the quantity of water in the Teton River. If the amount of water being pumped into the sprinkler system exceeds the quantity of water discharged into the sump from Boquet Creek, then the diversion must be regulated by either terminating pumping or adjusting the rate of diversion to the correct amount.

If Mr. Kunz has not installed the required measuring devices and lockable controlling works or headgates, please advise this office and we will notify him that these items must be in place prior to diverting any water for the 1988 irrigation season.

Respectfully submitted,

Ernest Carlsen
Water Rights Supervisor

EC/dg
cc: Duane Kunz
Enclosure