

12/22/2004

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 79-7077

NAME AND ADDRESS: DONOVAN L HECKMAN
PO BOX 87
WHITE BIRD ID 83554

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.180 CFS
25.600 AFY

PRIORITY DATE: 09/23/1980

POINT OF DIVERSION:

T28N R01E S13 NWNW Within IDAHO County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS 1.20 AFY
STOCKWATER	01/01 12/31	0.020 CFS 0.40 AFY
IRRIGATION	03/15 11/15	0.120 CFS 24.00 AFY

PLACE OF USE: DOMESTIC Within IDAHO County
T28N R01E S13 NWNW
STOCKWATER Within IDAHO County
T28N R01E S13 NWNW
IRRIGATION Within IDAHO County
T28N R01E S13 NWNW 6.0

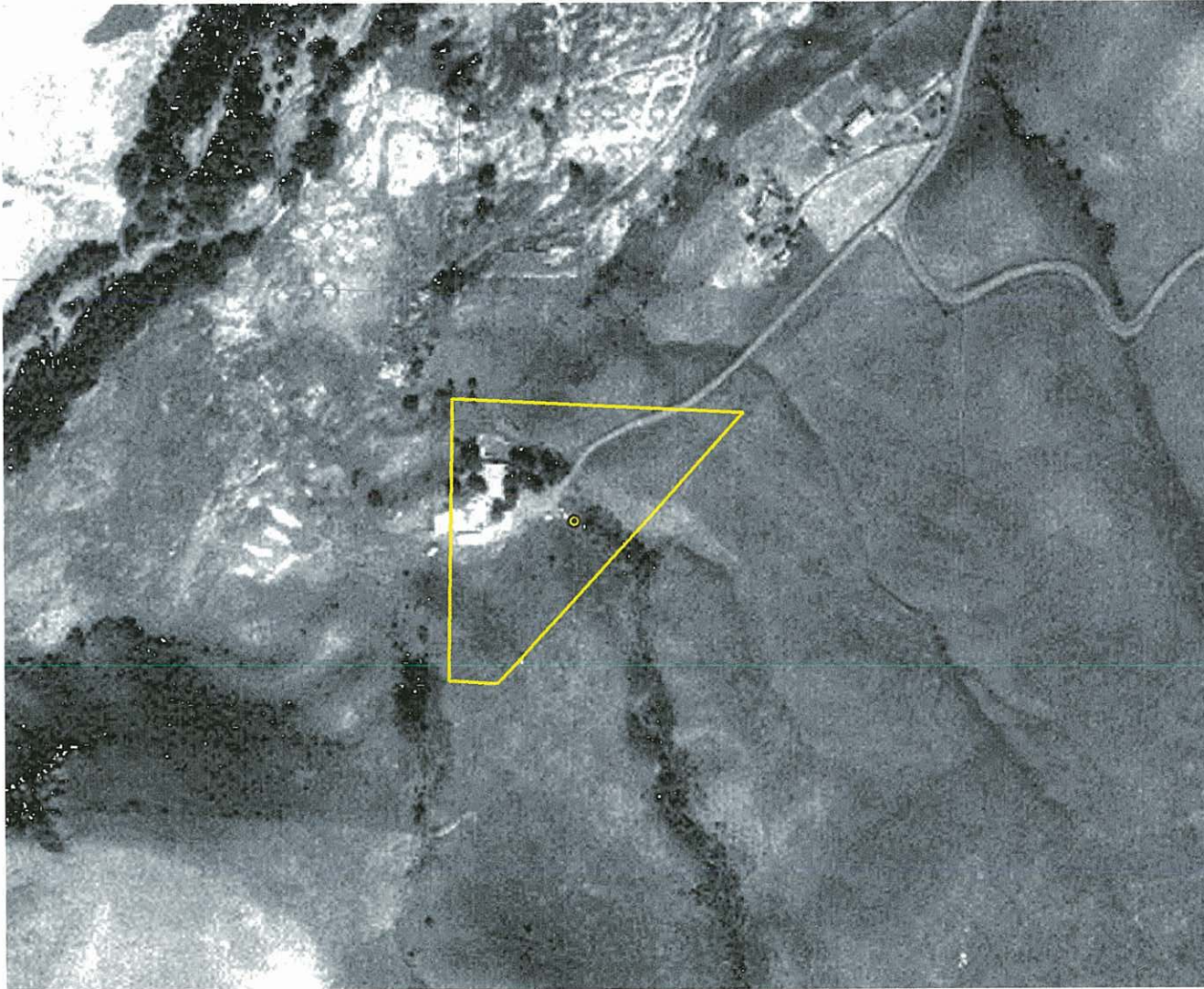
6 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

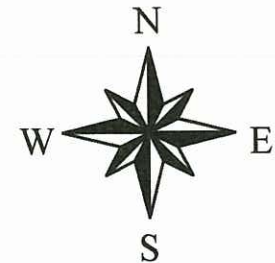
EXPLANATORY MATERIAL: License

79-7077



T28N R01E
Section(s) 13

● Point of Diversion
□ Place of Use



Map prepared by: Greg Taylor
Date Prepared: December 22, 2004
Photography: 1992 DOQQ
Idaho Department of Water Resources

0 400 800 1200 1600 Feet

A horizontal scale bar with four segments, each representing 400 feet. The segments are labeled 0, 400, 800, 1200, and 1600 Feet.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number: A79-07077

Date Received: 7/27/1988

Receipt No: W001714

Received By: JE AN

RECEIVED
FEB 22 1993
Department of Water Resources
Twin Falls Regional Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DONOVAN L. HECKMAN 208-839-2386
Address: BOX 87
WHITE BIRD, ID 83554

2. Date of Priority: AUG 20, 1980

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
28N	01E	13		NW	NW		IDAHO

5. Description of diverting works:
WELL, PUMP AND PIPELINE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.200		
STOCKWATER	01/01	12/31	0.230		
DOMESTIC	01/01	12/31	0.040		

7. Total Quantity Appropriated is:
0.470 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSEHOLD, S/1,000 HEAD CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
28N	01E	13	NW	NW		IRR	11.3

A79-07077

Page 1

Date: 12/21/88

MICROFILMED

AUG 08 1994

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For domestic purposes from 1/1 to 12/31 amount 0.04 or _____

For irrigation purposes from 3/15 to 11/15 amount 0.20 or _____

For livestock purposes from 1/1 to 12/31 amount 0.23 or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .47 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Livestock watering 1,000 head cattle, one household served

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
28N	1E	13					ISD												11.3

Total number of acres irrigated 11/3

11. In which county (ies) are lands listed above as place of use located? IDAHO

12. Do you own the property listed above as place of use? Yes XX No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None (XX)

14. Remarks:

MICROFILMED

AUG 08 1994

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39356

Ident. Number 79-07077Date Received 07/27/88Receipt Number W0021714

RECEIVED
NOV 30 1988

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
AUG 1 1988

Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) DONOVAN L. HECKMAN Phone (208) 839-2386
Mailing Address Box 87, Whitebird, ID Zip 83554
2. Date of Priority (Only one (1) per claim) 1980
3. Source of water supply (a) Groundwater
which is tributary to (b) _____
4. a. Location of existing point of diversion is: Township 28N Range 1E Section 13,
NW 1/4 of NW 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of IDAHO
Additional points of diversion if any: _____
b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____
_____ 1/4, Govt. Lot _____ B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Well, pump, 2" pipe

MICROFILMED

AUG 06 1994

Copies: White-State, Yellow-Claimant

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
28N	01E	13	NW	NW	STOCK	
			NW	NW	DOMEST	

Section Acres 11.3

Total Acres 11.3

11. Place of use in counties: IDAHO

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:
AC.IRR.=11.3.
REINSTATED 4-23-1982.

15. Basis of Claim: PERMIT

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

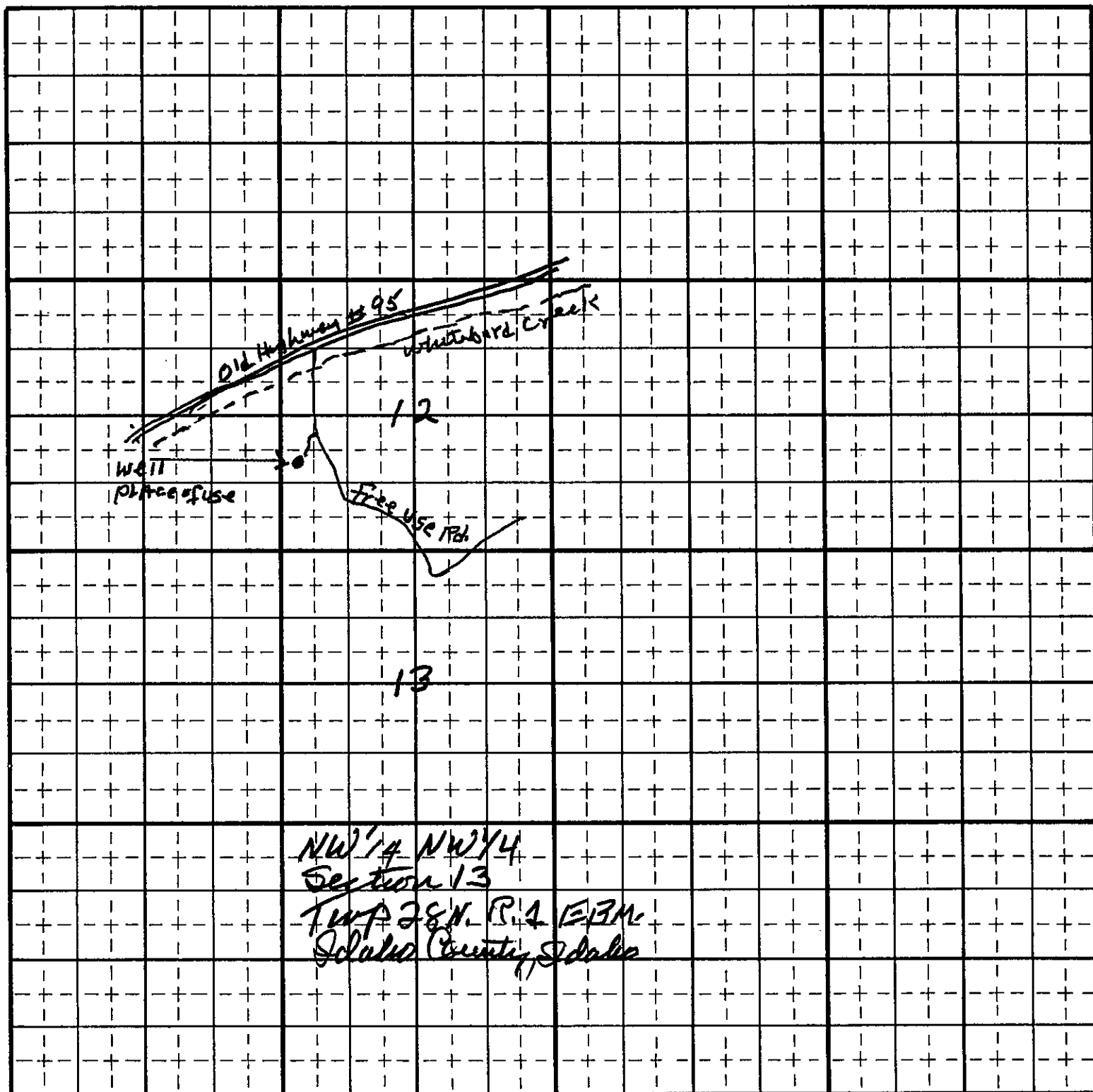
Seal

Residing at _____

My Commission Expires _____

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



MICROFILMED

AUG 08 1994

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit 79-7077
 Decree 79-7087
 If applicable provide IDWR Water Right Number 79-7077
 Court _____ Case Number _____ Decree Date _____
 Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) X Dorovan J. Decker Date July 21st 1988
 _____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____

of _____, that I have signed the foregoing
 Organization
 document in the space below as _____ of _____
 Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
 County of IDAHO) SS.

Subscribed and sworn (or affirmed) before me this 21st day of July 19 88

SEAL

Notary Public William J. Dee

Residing at Grangeville, therein.

My Commission Expires 10/1/92

Please Print Name

17. Notice of Appearance: WILLIAM J. DEE

Notice is hereby given that I, DEE, MacGREGOR & FALES will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature X William J. Dee

Address P.O. Box 463, Grangeville, ID 83530

Date July 21, 1988

MICROFILMED

AUG 08 1994

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 79-07077

Priority: September 23, 1980 Amount: 0.18 CFS 25.6 AFA

This is to certify, that DONOVAN L. HECKMAN
P.O. BOX 87

WHITEBIRD, ID 83554 has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated August 14, 1980, and has submitted proof to the Department of Water Resources on November 6, 1981, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .180 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	03/15 to 11/15	0.12 CFS	24.0 AFA
STOCKWATER	01/01 to 12/31	0.02 CFS	0.4 AFA
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AFA
	Totals	0.18 CFS	25.6 AFA

LOCATION OF POINT(S) OF DIVERSION:

NNW , Sec. 13, Township 28N, Range 01E
IDAHO County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
28N	01E	13	NNW	6		6

Total number of acres irrigated: 6

PLACE OF USE: STOCKWATER, same as IRRIGATION use

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Domestic use is for 1 home.

MICROFILMED

MAR 17 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

KEYPINCHED

A. GENERAL INFORMATION

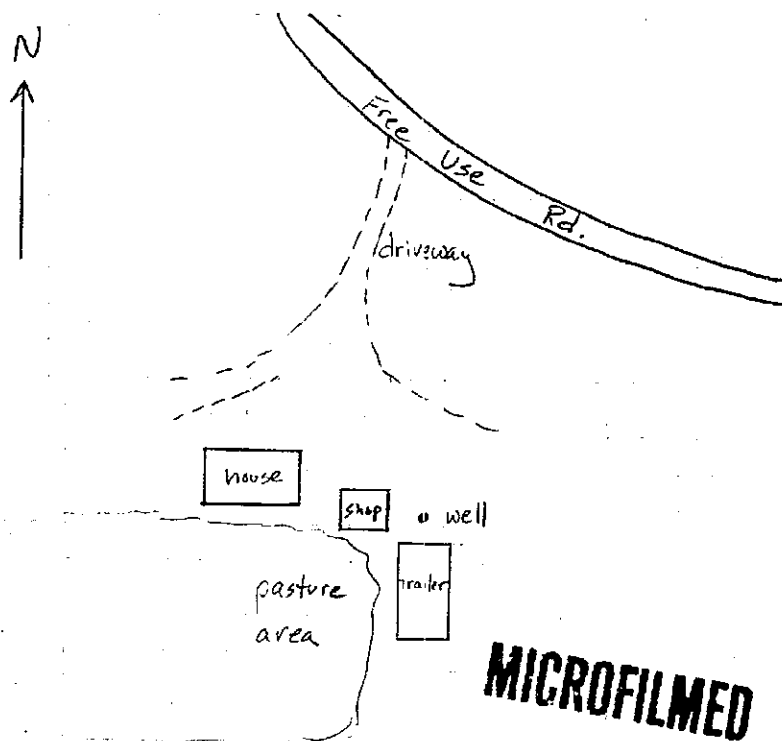
Permit No. 79-7077
1. Owner: Donovan L. Heckman Phone No. 839-2386
Current Address: P.O. Box 87, White Bird, ID 83554
2. Accompanied by: Mrs. Heckman EXAM. DATE: 9/24/87
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: 79-7138 (springs) ☐ Copies Attached
2. Other water rights with same point of diversion: 79-7087 (stockwater right) ☐ Copies Attached ☐ Copies of Field Exam's Attached
~~79-7138 (springs)~~

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = Not to Scale

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required). ☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

MICROFILMED

MAR 17 1989