

SEE FULL
REVIEW

IN FILE

37-20720

(previously 37-7192)
As claimed

SPLIT
5/9/02
SCL

Clelland, Steve

From: Stanton, Jim
Sent: Wednesday, March 28, 2007 4:46 PM
To: Clelland, Steve
Cc: Stanton, Jim
Subject: Right 37-20721 Harold Huyser (Now Big Sky Dairy)

Steve - This right is involved in a new transfer I am reviewing, and a question has come up about how it got into its present form. T3080 created the expanded stockwater/industrial use (dust control) in 1985. The transfer allowed 39.2 afa for dust control from 4-1 to 11-1, but the decree reversed the stockwater and industrial volumes, and also allowed year-round use for industrial purposes. I was told there was a feed mill on the property until recently, which I assume to be a year-round use. How did the decree come out so differently than what the approved transfer allowed? This is in your area, so I assume you were the reviewing agent (the decree was issued in December of 2002, and the file is now in the adjudication vault). Please check this out and get back to me.

CALL BACK Thua 29th 10:40

search for file

05/17/2002

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

RIGHT NUMBER: **37-20721**

NAME AND ADDRESS: HAROLD HUYSER
173 MILLARD RD
DIETRICH ID 83324

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.44 CFS
92.8 AFY

USE OF THIS RIGHT WITH RIGHT NOS. 37-7488 & 37-20720 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 3.19 CFS.

PRIORITY DATE: 01/10/1973

POINT OF DIVERSION:

T06S R18E S20 SENENE Within LINCOLN County

T06S R18E S21 NENWNW Within LINCOLN County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.440 CFS 39.20 AFY
INDUSTRIAL	01/01 12/31	0.440 CFS 53.60 AFY

PLACE OF USE: STOCKWATER Within LINCOLN County

T06S R18E S20 NENE T06S R18E S21 NWNW

INDUSTRIAL same as STOCKWATER

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

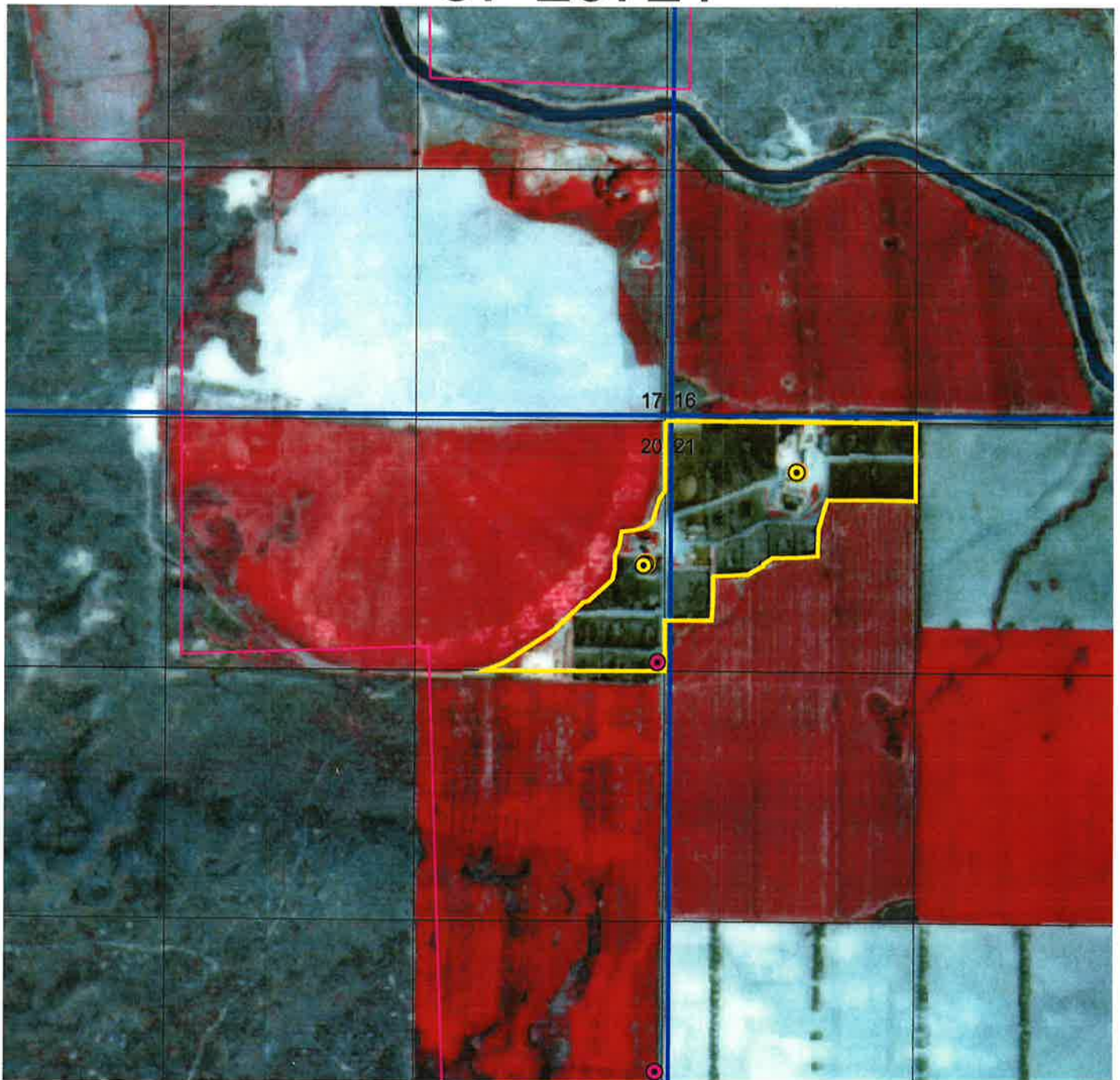
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

EXPLANATORY MATERIAL: License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

IDAHO DEPT OF WATER RESOURCES

37-20721



1320 0 1320 Feet

-  Basin 37 part 1-POU
-  Basin 37 part 1-POD
-  Ownership FED-Private
-  Streams
-  Section Lines
-  Quarter - Quarter lines

TWN: 6S
RNG: 18E
SEC: 20 & 21



GIS Place of Use Presentation
NAPP Aerial Photo 1987/1988
By Steve Clelland

Date: MAY 17, 2002