



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 W Airport Way • Boise ID 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348

Website: idwr.idaho.gov • Email: westerninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

June 14, 2021

LOIS VON MORGANROTH
1223 MONTANA AVE
SANTA MONICA, CA 90403

RE: Water Right 65-13303 Supplemental Use Conditions

Dear Lois Von Morganroth:

I received a telephone call from Josh Hurst today asking that I send you a letter with a copy of your water right 65-13303 and a brief explanation of the effect of the conditions included on the face of the right. I have attached two copies of your water right. The first is a copy of the license issued in 2000, and the second is a print out of the information of the water right as it is recorded in our database. These documents describe the elements of the water right. The elements, collectively, define your right to use water.

Your water right has four conditions of approval that further define and limit the use of water under the water right. The two conditions of interest read as follows:

1. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
2. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

The effect of these conditions is that the ground water use under the right is to be exercised as a supplemental source of water only. In other words, the well is to be used to irrigate the place of use only when the surface water entitlements from Little Willow Irrigation District are not available due to circumstances outside of your control. Typically, this means the well is to be used before the canal turns on, after the canal is turned off, or if you have exhausted your allotment. Of course, the season of use or the ground water right must also be observed, so I would assume the typical times to use the ground water right would be late in the season (prior to 11/15) when the surface water supply is not sufficient or you have exhausted your allotment and not exceeded the combined total volume authorized for the place of use.

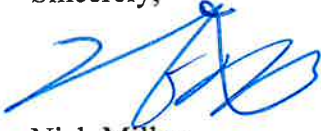
Von Morganroth 65-13303

06/14/2021

Page 2 of 2

Feel free to write, email, or call me if you have further questions.

Sincerely,



Nick Miller
Manager, IDWR Western Region.

Enclosures

CC:

Josh Hurst 6095 Little Willow RD, Payette, ID 83661

Greg and Terry Wilkinson 5999 Little Willow RD, Payette, ID 83661

Little Willow Irrigation District 5700 Little Willow RD, Payette, ID 83661

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 65-13303

Priority: January 22, 1991

Maximum Diversion Rate:

0.56 CFS

This is to certify, that **RUDOLPH ENDRIKAT**
VALERIE ENDRIKAT

5675 LITTLE WILLOW RD

PAYETTE ID 83661

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated January 22, 1991; and has submitted Proof of Beneficial Use on February 4, 1993. An examination indicates that the works have a diversion capacity of 0.560 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
------------------------------	-----------------------------	---------------------------------

IRRIGATION

03/01 to 11/15

0.56 CFS

LOCATION OF POINT(S) OF DIVERSION:

NENESE , Sec. 25, Township 09N, Range 04W
PAYETTE County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09N 04W 25	NENE 20	SESE 20		40

Total number of acres irrigated:

40

CONDITIONS OF APPROVAL AND REMARKS

1. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
2. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
3. This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 180.0 af at the field headgate for the lands above.

MICROFILMED

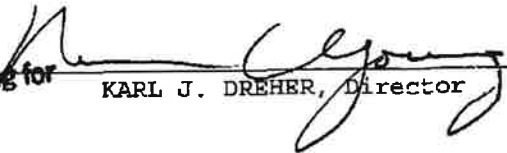
APR 24 1993

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 65-13303

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license 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. Signed and sealed this 7th day of

July, 2000.

Acting for 
KARL J. DREHER, Director

6/14/2021

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LOIS VON MORGANROTH 1223 MONTANA AVE SANTA MONICA, CA 90403 (310) 451-8531

Priority Date: 1/22/1991

Basis: License

Status: Active

Tributary

<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
3/01	11/15	0.560 CFS
Total Diversion		0.560 CFS

Volume

Source and Point(s) of Diversion

GROUND WATER

NENESE

Sec. 25, Twp 09N, Rge 04W, PAYETTE County

Place Of Use

IRRIGATION within PAYETTE County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
09N	04W	25													20.0			20.0	40.0

POU Total Acres: 40.0

Conditions of Approval:

- | <u>Conditions of Approval:</u> | | |
|--------------------------------|-----|--|
| 1. | 065 | The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder. |
| 2. | | This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 180.0 af at the field headgate for the lands above. |
| 3. | R61 | This right when combined with all other rights shall provide no more than 4.5 afa per acre at the field headgate for irrigation of the lands above. |
| 4. | 104 | If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required. |

Comments:

- | <u>Comments:</u> | | |
|------------------|---------|---|
| 1. | GARRETT | 1/28/1991 WELL DRILLING PERMIT
WELL DRILLING PERMIT IS 65-91-W-001. WELL DRILLING PERMIT WELL DRILLING
PERMIT IS 65-91-W-001. |

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/14/2021

2. mciscell 6/10/2013 POD
Bulk Generate Shape From PLS

Dates and Other Information

Licensed Date: 7/7/2000

Water District Number: TBD

Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A