

SPLIT SUMMARY

TRANSFER NO.	NAME	AMOUNT C.F.S.	BALANCE C.F.S.	RIGHT NO.
2991	Aikele, Herman & Stewart, Gerald	4.63		34-2429
	Aikele, Herman	2.78		34-2429B
	Aikele, Herman & Stewart, Gerald	1.83		34-2429A

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Department of Water Resources
Eastern District Office

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Transfer No. 2991Water Right No. 34-2429

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

APPROVED

Name of applicant Herman Aikele Phone 527-3113Post Office address Moore, Idaho 83255**A. DESCRIPTION OF RIGHT AS RECORDED**

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____
(Name of court)
- b. License No. 34-2429 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant Well is jointly owned by Gerald Stewart & I. I own 60% and he owns 40%.

3. Source of water Groundwater tributary to _____

4. Date of priority 6-22-1961

5. Water is used for the following purposes:

amount 4.63 cfs for Irrigation purposes from 4-1 to 11-1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 4.63 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 20
Township 4N Range 26E, B.M., in Butte County

Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
4N	26E	20					37	36	39	39	40	39	36	15					281

Total number of acres to be irrigated 281

9. Describe any other water rights used for the same purpose as described above None

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in item D, REMARKS.

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. 2.78 cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 20 Township 4N
Range 26E, B.M., Butte County
Additional points _____
3. Place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
4N	26E	20						36	39			39	36	15					165

Total number of acres to be irrigated 165

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information

- a. Amount of water to be diverted 2.78 c.f.s. &/or _____ acre feet
- b. Description of diverting works Well, pump, 2 $\frac{1}{2}$ miles of gravity flow irrigation ditch.
- c. Describe the reasons for the proposed changes I am selling the land in Section 31 with my interest in the well under this license.

2. Change in point of diversion

Point of diversion NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 20 Township 4N
Range 26E, B.M., Butte County
Additional points _____

3. Change in place of use

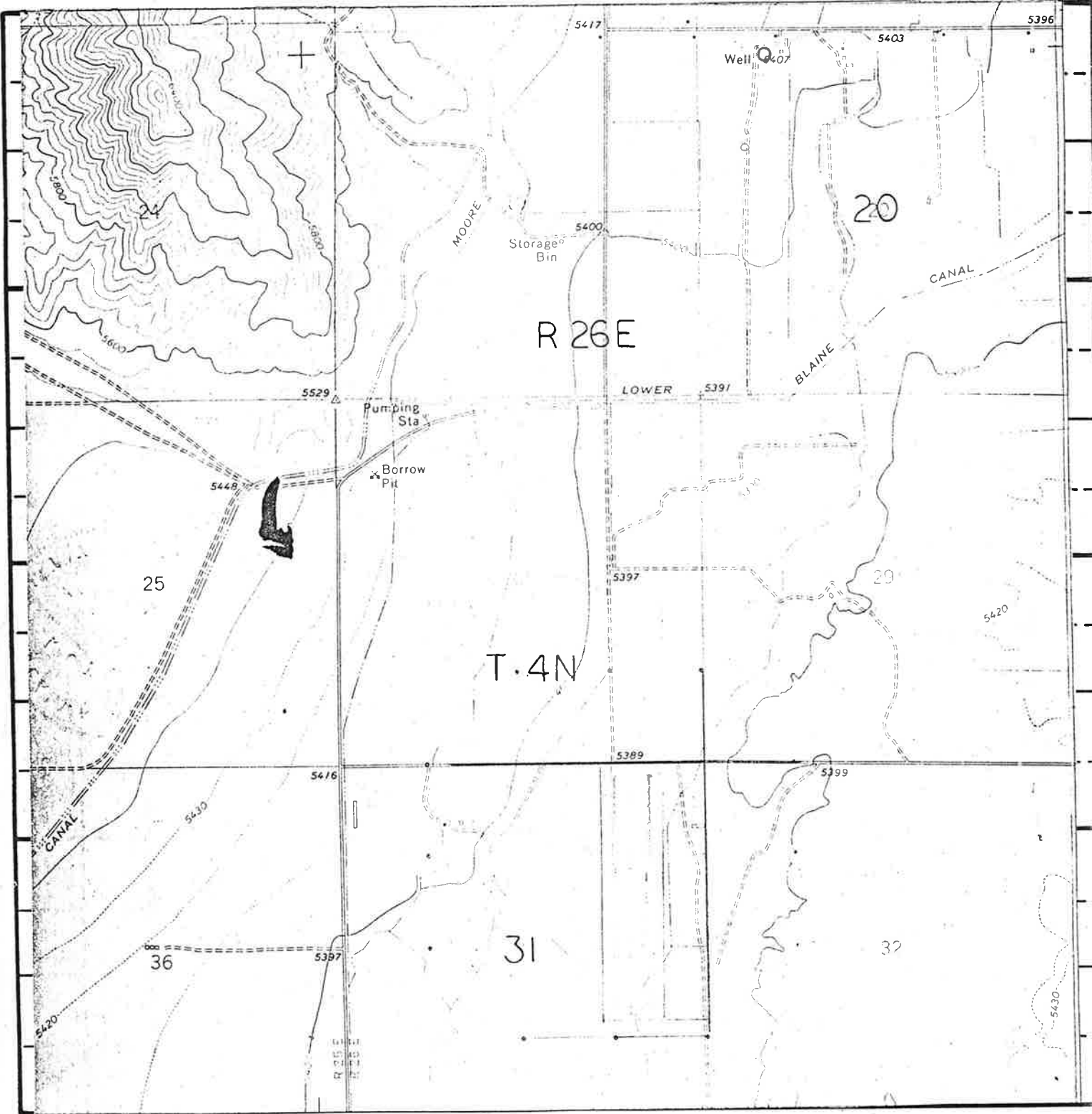
- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X. If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
Land will continue to be irrigated under permit 34-7164 and a new application.

c. Describe the lands of place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	26E	31	40	3.04	3.04	40									33.4	2.3			121.78

Total number of acres to be irrigated 121.78

4. Describe any other water rights used for the same purpose as described above. No other rights will be appurtenant to this land after the application for amendment of permit 34-7164 is approved.
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.
1: 24,000

D. REMARKS

The amount of water in excess of 2.43 cfs (0.02 cfs/ac) will be needed to reduce effects of transmission losses that are normally in the range of 25%.

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willfull misrepresentations made in this application may result in voiding its approval.

Vernon Aibele
(Signature of Applicant)

Subscribed and sworn to before me this 21st day of December, 19 83.

Deanna Myers
(Notary Public)

My commission expires 10-1-86

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 34-2429 and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 6th day of April, 19 84.

L. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by EMC Date 1-05-84 Protest filed by _____
Prelim. check by BM Fee \$50.00
Receipted by CW Date 1-05-84 #29796
Published in Arco Advertiser Copies of protest forwarded by _____
Pub. dates 2/2; 2/9/84 Hearing held by _____ Date _____
Watermaster recommendation requested on _____ Recommended for approval denial _____
_____ rec'd. _____ by Juni