

T5298 ANDREASON

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Eastern
RECEIVED

JAN 07 1999

Department of Water Resources
Eastern Region

TRANSFER OF WATER RIGHT

TRANSFER NO. 5298
WATER RIGHT NO(S). 33-07014/33-07056

This is to certify that: **JAMES O ANDREASON**
BOX 3
HOWE ID 83244

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 33-07014 :			
IRRIGATION	04/15 to 10/15	3.73 CFS	1050.0 AF
Priority: 05/10/1972			
Right No. 33-07056 :			
IRRIGATION	04/15 to 10/15	1.46 CFS	532.8 AF
Priority: 07/07/1977			
TOTAL:		* 5.19 CFS	* 1067.5 AF

SOURCE
GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SESE , Sec. 13, Township 10N, Range 26E
NENE , Sec. 24, Township 10N, Range 26E
NWNW , Sec. 19, Township 10N, Range 27E
BUTTE 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>
10N	26E	13	NESE 40	SESE 39		79
		24	NENE 27			27
27E	18		SWSW 40	SESW 20		60
	19		NENW 39	NWNW 39	SWNW 35	
			SENW 35			148
Total number of acres irrigated:						** 314

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.

TRANSFER NO. 5298
WATER RIGHT NO(S). 33-07014/33-07056

CONDITIONS OF APPROVAL AND REMARKS

2. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
7. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- * 8. The total instantaneous diversion of water from all points of diversion under Transfer 5298 shall not exceed 5.19 cfs, nor total combined annual volume of 1067.5 af.
9. After specific notification by the department, the right holder shall measure the diversion or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the
- ** 10. Right 33-07014 is limited to the irrigation of 300.0 acres in the place of use described above in a single irrigation season.
- ** 11. Right 33-07056 is limited to the irrigation of 160.0 acres in the place of use described above in a single irrigation season.
- * 12. Rights 33-07014 and 33-07056 when combined shall not exceed a
- ** total diversion rate of 5.19 cfs, a total annual maximum diversion volume of 1067.5 af at the field headgate, and the irrigation of 305.0 acres.

Dated this 28th day of December, 1998.


Chief, Water Allocation Bureau

MEMORANDUM

TO: Files 33-07014 & 33-07056

FROM: Pam Skaggs/State Office

SUBJECT: Transfer 5298

DATE: December 17, 1998

Transfer 5298 adds & changes the point of diversion, and changes the place of use under Rights 33-07014 and 33-07056. The applicant is describing his existing system to more accurately reflect the existing combined system and permissible place of use. Existing wells and currently irrigated acres are described under the transfer application.

These rights were examined by SRBA field review and 305 total acres were found to be irrigated under these combined groundwater rights. These rights supplement surface water rights that irrigate an additional 44 acres.

Irrigation season and diversion volume were adjusted to reflect current standards. Other recommended conditions include multiple points of diversion/measuring devices, future annual reporting, supplemental groundwater conditions, irrigation overlap, permissible place of use, combined right limits and standard transfer conditions.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No.

5298

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant James O Andreason Phone 208-767-3395
Post Office address Box 3, Howe ID 83244

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes I want to re-arrange the place of use
to match current irrigation practices and correct one of the well
locations

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>33-07014</u>	<u>5/10/1972</u>	<u>3.73</u>	<u>Irrigation</u>	<u>04/01</u> to <u>11/01</u>
<u>33-07056</u>	<u>7/07/1977</u>	<u>1.46</u>	<u>Irrigation</u>	<u>04/01</u> to <u>11/01</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 5.19 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SE	SE	13	10N	26E	Butte	
	SE	NE	NE	24	10N	26E	Butte	
	NW	NW	NW	19	10N	27E	Butte	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
10N	26E	13													40			39	79
		24	27																27
10N	27E	18									40	20							60
		19					39	39	35	35									148

*Rt 33-07014 limited to 300 acres

*Rt 33-07056 limited to 160 acres

Total acres * 314

PART 1

6. General Information:

a. Description of diversion system Wells/pumps to mainline to wheel lines and
handlines

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? X Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

Acreage is adjusted to conform to actual P.O.U.

d. Remarks:

33-07056 and 33-07014 are used with permissible place of use.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

PART 2

TRANS NO. 5298

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 33-07056

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	1.46 CFS	480.0 AF

SOURCE

GROUNDWATER

Priority: 07/07/1977

LOCATION OF POINT(S) OF DIVERSION:SWSW , Sec. 18, Township 10N, Range 27E
BUTTE CountyPLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
10N 27E 18	SESW 25			25
19	NENW 40	NWNW 40	SWNW 20	135
	SENW 35			160
Total number of acres irrigated:				160

CONDITIONS/REMARKS:

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for irrigation of the lands above.

PART 2

TRANS NO. 5298

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 33-07014

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	3.73 CFS	900.0 AF

SOURCE

GROUNDWATER

Priority: 05/10/1972

LOCATION OF POINT(S) OF DIVERSION:SESE , Sec. 13, Township 10N, Range 26E
NENE , Sec. 24, Township 10N, Range 26E
BUTTE CountyPLACE OF USE: IRRIGATION

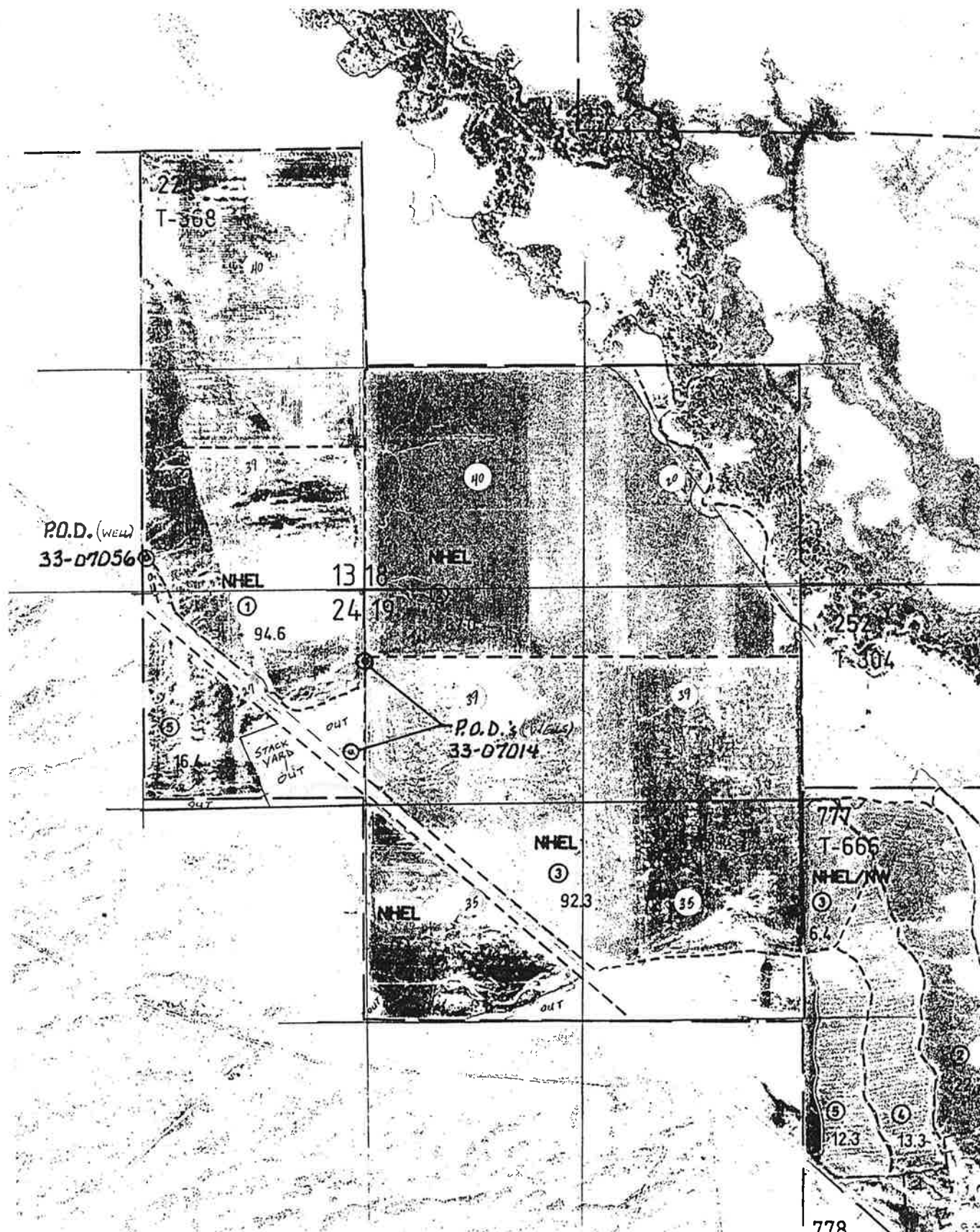
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
10N	26E	13	NESE 40	SESE 40		80
		24	NENE 25			25
27E	18		SWSW 40	SESW 20		60
	19		NENW 30	NWNW 40	SWNW 35	
			SENW 30			135
Total number of acres irrigated:						300

CONDITIONS/REMARKS:

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for irrigation of the lands above.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A.



PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

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 willful misrepresentations made in this application may result in voiding its approval.

James O Anderson
(Signature of Applicant)

Subscribed and sworn to before me this 30th day of June, 19 98.

Roberta J Whelan
(Notary Public)

My commission expires 3/4/2003

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by HWT Date 7-8-1998

Protest filed by _____

Prelim. check by _____ Fee \$100.00Received by HWT #E024251 Date 7-8-1998Published in Arco Advertiser

Copies of protest forwarded by _____

Pub. dates 7-16 & 7-23-98.

Hearing held by _____ Date _____

Watermaster recommendation requested on _____

Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____