

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 79938

This is to certify that: **BOYD B BURNETT**
3219 N 3400 W
MOORE, ID 83255

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

Water Right	Origin/Basis	Priority Date	Diversion Rate	Diversion Volume	Acre Limit	Total Acres	Source
34-14167	WR/DECREED	9/16/1960	1.100 cfs	N/A	55.2	69.0	GROUND WATER
34-14169	WR/DECREED	9/16/1972	0.220 cfs	N/A	13.8	69.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
34-14167	NO	YES	NO	NO	NO	NO
34-14169	NO	YES	NO	NO	NO	NO

Summary Of Water Rights After the Approved Change

Existing Right	New No. (Changed Portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
34-14167	34-14167	1.100 cfs	193.2 af	55.2	69.0	N/A	N/A	N/A	N/A	N/A
34-14169	34-14169	0.220 cfs	48.3 af	13.8	69.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		1.100 cfs	241.5 af	69.0	69.0		N/A	N/A	N/A	N/A

This water right(s) 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. Detailed Water Right Description(s) attached.

Dated this 14th day of March, 2017.



Water Resources Program Manager

Transfer No. 79938

SUPPORT DATA
IN FILE # 34-14167

WATER RIGHT NO. 34-14167
As Modified by Transfer No. 79938

In accordance with the approval of Transfer No. 79938, Water Right No. 34-14167 is now described as follows:

Right Holder: BOYD B BURNETT
 3219 N 3400 W
 MOORE, ID 83255

Priority Date: 9/16/1960

Source: GROUND WATER

BENEFICIAL USE
 IRRIGATION

From
 04/01

To
 to 11/01

Diversion Rate
 1.100 cfs
 1.100 cfs

Diversion Volume
 193.2 af
 193.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NESE Sec 29 Twp 05N Rge 26E BUTTE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	26E	29													36.0	33.0			69.0

Right Acre Limit: 55.2
 POU Total Acres: 69.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 55.2 acres within the authorized place of use in a single irrigation season.
2. Rights 34-14167 and 34-14169 when combined shall not exceed a total diversion rate of 1.10 cfs, a total annual maximum diversion volume of 241.5 af at the field headgate, and the irrigation of 69 acres.
3. Rights 34-14153, 34-14155, 34-14157, 34-14159, 34-14161, 34-14163, 34-14165, 34-14167 and 34-14169 when combined shall not exceed a total diversion rate of 1.84 cfs and the irrigation of 69 acres.
4. The new well authorized by Transfer 79938 shall be constructed with casing having a diameter of 16 inches or less and shall not exceed a maximum diversion rate of 1.10 cfs, as described by water rights 34-14167 and 34-14169. No other water rights shall ever be transferred to the new well.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 34.

Transfer No. 79938

WATER RIGHT NO. 34-14167
As Modified by Transfer No. 79938

CONDITIONS OF APPROVAL

6. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
7. Prior to the diversion and use of water under Transfer approval 79938, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
8. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
9. Right No. 34-14169 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
10. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
11. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

WATER RIGHT NO. 34-14169
As Modified by Transfer No. 79938

In accordance with the approval of Transfer No. 79938, Water Right No. 34-14169 is now described as follows:

Right Holder: BOYD B BURNETT
 3219 N 3400 W
 MOORE, ID 83255

Priority Date: 9/16/1972

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 10/31	0.220 cfs	48.3 af
			0.220 cfs	48.3 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NESE Sec 29 Twp 05N Rge 26E BUTTE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	26E	29													36.0	33.0			69.0

Right Acre Limit: 13.8
 POU Total Acres: 69.0

CONDITIONS OF APPROVAL

1. This right is for an enlargement of 13.8 acres within the place of use described for this right.
2. Rights 34-14167 and 34-14169 when combined shall not exceed a total diversion rate of 1.10 cfs, a total annual maximum diversion volume of 241.5 af at the field headgate, and the irrigation of 69 acres.
3. Rights 34-14153, 34-14155, 34-14157, 34-14159, 34-14161, 34-14163, 34-14165, 34-14167, and 34-14169 when combined shall not exceed a total diversion rate of 1.84 cfs and the irrigation of 69 acres.
4. The new well authorized by Transfer 79938 shall be constructed with casing having a diameter of 16 inches or less and shall not exceed a maximum diversion rate of 1.10 cfs, as described by water rights 34-14167 and 34-14169. No other water rights shall ever be transferred to the new well.
5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 34.

Transfer No. 79938

WATER RIGHT NO. 34-14169
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CONDITIONS OF APPROVAL

6. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
7. Prior to the diversion and use of water under Transfer approval 79938, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
8. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
9. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
10. This right is based upon an enlargement of Right No. 34-14167 pursuant to Section 42-1426, Idaho Code.
11. This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
12. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
13. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Transfer Approval 79938

This map depicts the IRRIGATION place of use boundary at the time of this transfer approval and is attached to the approval document solely for illustrative purposes.



Legend

- Water Right POD
- Water Right POU
- Township/Range
- Sections

0 200 400 800 Feet



1 inch = 431 feet

