

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 80937

This is to certify that: BARBARA C HEJTMANEK AND
THOMAS HEJTMANEK
1395 W 3900 N
HOWE, ID 83244

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

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
33-14867	WR/DECREED	11/10/1948	0.910 cfs	273.0 af	N/A	78.0	GROUND WATER
33-2092	WR/DECREED	5/12/1960	0.900 cfs	367.5 af	105.0	151.0	GROUND WATER
33-7062	WR/DECREED	12/2/1977	1.640 cfs	528.5 af	N/A	151.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
33-14867	NO	NO	YES	NO	NO	NO
33-2092	NO	YES	YES	NO	NO	NO
33-7062	NO	YES	YES	NO	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
33-14867	33-14867	0.910 cfs	273.0 af	78.0	229.0	N/A	N/A	N/A	N/A	N/A
33-2092	33-2092	0.900 cfs	367.5 af	105.0	229.0	N/A	N/A	N/A	N/A	N/A
33-7062	33-7062	1.640 cfs	528.5 af	151.0	229.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		2.550 cfs	801.5 af	229.0	229.0		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 25th day of July, 2016.


Water Resources Program Manager

SUPPORT DATA

Transfer No. 80937

IN FILE # 33-2092

WATER RIGHT NO. 33-2092
As Modified by Transfer No. 80937

In accordance with the approval of Transfer No. 80937, Water Right No. 33-2092 is now described as follows:

Right Holder: THOMAS HEJTMANEK
 1395 W 3900 N
 HOWE, ID 83244

Priority Date: 5/12/1960

Source: GROUND WATER

BENEFICIAL USE
 IRRIGATION

From
 04/01

To
 to 11/01

Diversion Rate
 0.900 cfs
 0.900 cfs

Diversion Volume
 367.5 af
 367.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWSNW Sec 23 Twp 06N Rge 29E 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	
06N	29E	23					39.0	33.0	39.0	40.0	40.0			38.0					229.0

Right Acre Limit: 105.0

POU Total Acres: 229.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 105 acres within the place of use described above in a single irrigation season.
2. Rights 33-2092 and 33-7062 when combined shall not exceed a total diversion rate of 1.64 cfs, a total annual maximum diversion volume of 528.5 af at the field headgate, and the irrigation of 151 acres.
3. Rights 33-2092, 33-7062, and 33-14867 when combined shall not exceed a total diversion rate of 2.55 cfs, a total annual maximum diversion volume of 801.5 af at the field headgate, and the irrigation of 229 acres.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
5. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right and shall only divert ground water under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

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WATER RIGHT NO. 33-2092

As Modified by Transfer No. 80937

CONDITIONS OF APPROVAL

6. 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.
7. Use of water under this right is combined with water from Blaine County Canal Co.
8. 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.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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. 33-7062

As Modified by Transfer No. 80937

In accordance with the approval of Transfer No. 80937, Water Right No. 33-7062 is now described as follows:

Right Holder: THOMAS HEJTMANEK
1395 W 3900 N
HOWE, ID 83244

Priority Date: 12/2/1977

Source: GROUND WATER

BENEFICIAL USE IRRIGATION

From
04/01

To
to 11/01

Diversion Rate
1.640 cfs
1.640 cfs

Diversion Volume
528.5 af
528.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWSSEW Sec 23 Twp 06N Rge 29E 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	
06N	29E	23					39.0	33.0	39.0	40.0	40.0			38.0					229.0

Right Acre Limit: 151.0

POU Total Acres: 229.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 151 acres within the authorized place of use in a single irrigation season.
2. Rights 33-7062 and 33-2092 when combined shall not exceed a total diversion rate of 1.64 cfs, a total annual maximum diversion volume of 528.5 af at the field headgate, and the irrigation of 151 acres.
3. Rights 33-7062, 33-2092 and 33-14867 when combined shall not exceed a total diversion rate of 2.55 cfs, a total annual maximum diversion volume of 801.5 af at the field headgate, and the irrigation of 229 acres.
4. 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.
5. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

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WATER RIGHT NO. 33-7062

As Modified by Transfer No. 80937

CONDITIONS OF APPROVAL

6. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with ground water diverted under this right and shall only divert ground water under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
7. 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.
8. Use of water under this right is combined with water from Blaine County Canal Co.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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. 33-14867
As Modified by Transfer No. 80937

In accordance with the approval of Transfer No. 80937, Water Right No. 33-14867 is now described as follows:

Right Holder: BARBARA C HEJTMANEK
 THOMAS HEJTMANEK
 1395 W 3900 N
 HOWE, ID 83244

Priority Date: 11/10/1948

Source: GROUND WATER

BENEFICIAL USE
 IRRIGATION

From 04/01 **To** 10/31

Diversion Rate
 0.910 cfs
 0.910 cfs

Diversion Volume
 273.0 af
 273.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWSNW Sec 23 Twp 06N Rge 29E 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	
06N	29E	23					39.0	33.0	39.0	40.0	40.0			38.0					229.0

Right Acre Limit: 78.0

POU Total Acres: 229.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 78 acres within the authorized place of use in a single irrigation season.
2. Rights 33-14867, 33-2092 and 33-7062 when combined shall not exceed a total diversion rate of 2.55 cfs, a total annual maximum diversion volume of 801.5 af at the field headgate, and the irrigation of 229 acres.
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. After specific notification by the Department, the right holder shall install a suitable measuring device 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 Department.
5. Use of water under this right is combined with water from Blaine County Canal Co.

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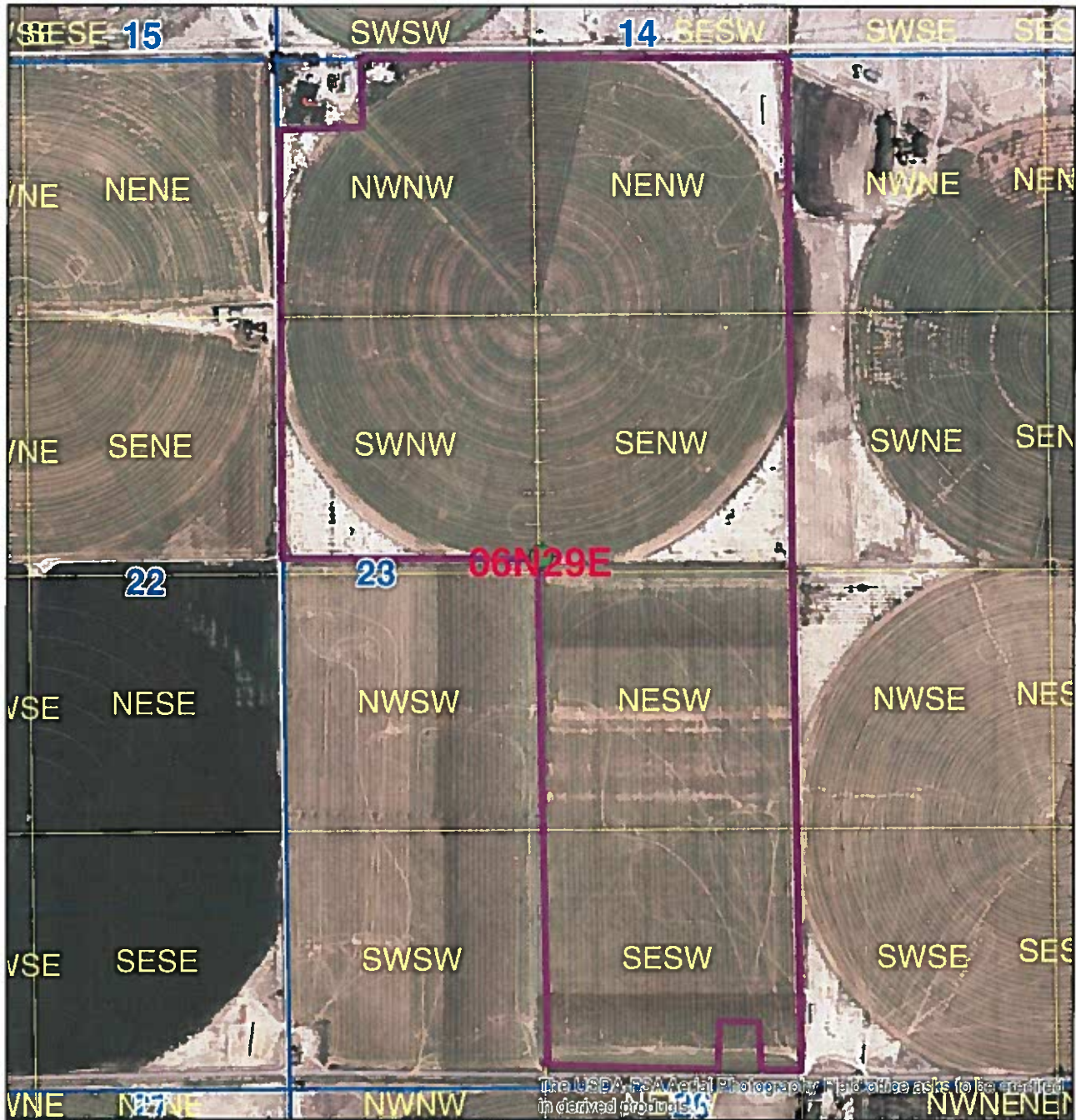
WATER RIGHT NO. 33-14867
As Modified by Transfer No. 80937

CONDITIONS OF APPROVAL

6. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
7. 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.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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 80937

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
- QQ

0 370 740 1,480 Feet

1 inch = 823 feet

