

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 80653**

This is to certify that: JACK P JAKOVAC AND
SHARON M JAKOVAC
71 RED ROCK STAGE RD
SALMON, ID 83467

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>
74-216J	WR/DECREED	4/15/1885	0.940 cfs	N/A	N/A	63.2	WITHINGTON CREEK

Associated Water Rights Also Included in the Transfer Approval (Conditions Updated)

<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>
74-2165A	WR/DECREED	11/6/1913	1.000 cfs	N/A		67.0	LEMHI RIVER
74-221	WR/DECREED	7/26/1909	1.870 cfs	N/A		63.2	WITHINGTON CREEK

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>
74-216J	NO	NO	NO	YES	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>
74-216J	74-216J	0.940 cfs	N/A	N/A	63.2	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.940 cfs	N/A	N/A	63.2		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 8th day of April, 2016.



PAMELA S. SKAGGS, Water Rights Supervisor

Transfer No. 80653

SUPPORT DATA

74-216J

WATER RIGHT NO. 74-216J

As Modified by Transfer No. 80653

In accordance with the approval of Transfer No. 80653, Water Right No. 74-216J is now described as follows:

Right Holder: SHARON M JAKOVAC
JACK P JAKOVAC
71 RED ROCK STAGE RD
SALMON, ID 83467

Priority Date: 4/15/1885

Source: WITHINGTON CREEK **Tributary:** LEMHI RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15	to 11/15	0.940 cfs
			0.940 cfs

LOCATION OF POINT(S) OF DIVERSION

WITHINGTON CREEK	SWSW	Sec 3	Twp 20N Rge 23E	LEMHI County
WITHINGTON CREEK	NWNE	Sec 9	Twp 20N Rge 23E	LEMHI County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
20N	23E	3										12.9	17.5						30.4
20N	23E	4																6.6	6.6
20N	23E	9	26.2																26.2

POU Total Acres: 63.2

CONDITIONS OF APPROVAL

1. Rights 74-216J and 74-221 when combined shall not exceed the irrigation of 63.2 acres.
2. Rights 74-216J, 74-221 and 74-2165A when combined shall not exceed the irrigation of 67.5 acres.
3. The following rights are diverted through point of diversion in NWNE, Sec 9 described above: 74-221.
4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
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. 74J.

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WATER RIGHT NO. 74-216J
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CONDITIONS OF APPROVAL

6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 74-2165A
As Modified by Transfer No. 80653

In accordance with the approval of Transfer No. 80653, Water Right No. 74-2165A is now described as follows:

Right Holder: JACK P JAKOVAC
 SHARON M JAKOVAC
 71 RED ROCK STAGE RD
 SALMON, ID 83467

Priority Date: 11/6/1913

Source: LEMHI RIVER

Tributary: SALMON RIVER

BENEFICIAL USE
 IRRIGATION

From 03/15 **To** 11/15

Diversion Rate
 1.000 cfs
 1.000 cfs

LOCATION OF POINT(S) OF DIVERSION

LEMHI RIVER SENE Sec 25 Twp 20N Rge 23E LEMHI County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
20N	23E	3										17.0	18.0						35.0
20N	23E	4																6.0	6.0
20N	23E	9	26.0																26.0

POU Total Acres: 67.0

CONDITIONS OF APPROVAL

1. This right authorizes the irrigation of 67.5 total acres.
2. Rights 74-216J, 74-221, and 74-2165A when combined shall not exceed the irrigation of 67.5 acres.
3. 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

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WATER RIGHT NO. 74-221
As Modified by Transfer No. 80653

In accordance with the approval of Transfer No. 80653, Water Right No. 74-221 is now described as follows:

Right Holder: JACK P JAKOVAC
 SHARON M JAKOVAC
 71 RED ROCK STAGE RD
 SALMON, ID 83467

Priority Date: 7/26/1909

Source: WITHINGTON CREEK **Tributary:** LEMHI RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15	to 11/15	1.870 cfs 1.870 cfs

LOCATION OF POINT(S) OF DIVERSION

WITHINGTON CREEK NWNE Sec 9 Twp 20N Rge 23E LEMHI County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
20N	23E	3										12.9	17.5						30.4
20N	23E	4																6.6	6.6
20N	23E	9	26.2																26.2

POU Total Acres: 63.2

CONDITIONS OF APPROVAL

1. Rights 74-216J and 74-221 when combined shall not exceed the irrigation of 63.2 acres.
2. Rights 74-216J, 74-221, and 74-2165A when combined shall not exceed the irrigation of 67.5 acres.
3. 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

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