

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT  
TRANSFER NO. 79935

This is to certify that: DARCY KLAUSMANN OR  
JACKLYN KLAUSMANN OR  
JAMES KLAUSMANN OR  
JEFF KLAUSMANN  
PO BOX 1218  
DRIGGS, ID 83422

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>  |
|--------------------|---------------------|----------------------|-----------------------|-------------------------|-------------------|--------------------|----------------|
| 22-178A            | WR/DECREED          | 6/1/1887             | 0.600 cfs             | 210.0 af                | N/A               | 48.4               | UNNAMED STREAM |
| 22-179B            | WR/DECREED          | 6/1/1899             | 0.800 cfs             | N/A                     | N/A               | 48.4               | WOODS 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> |
|-----------------------|--------------|------------|------------|----------------|----------------------|----------------------|
| 22-178A               | YES          | YES        | YES        | NO             | NO                   | YES                  |
| 22-179B               | YES          | YES        | YES        | NO             | NO                   | YES                  |

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> |
|------------------------|----------------------------------|----------------------|------------------------|-------------------|--------------------|------------------------------------|-----------------------|-------------------------|-----------------------------|------------------------------|
| 22-178A                | 22-14162                         | 0.015 cfs            | 2.4 af                 | N/A               | N/A                | 22-178A                            | 0.585 cfs             | 204.8 af                | N/A                         | 47.2                         |
| 22-179B                | 22-14163                         | 0.020 cfs            | 2.4 af                 | N/A               | N/A                | 22-179B                            | 0.780 cfs             | N/A                     | N/A                         | 47.2                         |
| <b>COMBINED TOTALS</b> |                                  | <b>0.035 cfs</b>     | <b>2.4 af</b>          | <b>N/A</b>        | <b>0.0</b>         |                                    | <b>N/A</b>            | <b>N/A</b>              | <b>N/A</b>                  | <b>N/A</b>                   |

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 22<sup>nd</sup> day of July, 2015.

  
for Chief, Water Allocation Bureau

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SUPPORT DATA  
IN FILE # 22-178A

**WATER RIGHT NO. 22-178A**  
**As Modified by Transfer No. 79935**

In accordance with the approval of Transfer No. 79935, Water Right No. 22-178A is now described as follows:

**Right Holder:** JEFFREY KLAUSMANN OR  
 JAMES KLAUSMANN II OR  
 DARCY KLAUSMANN OR  
 YVONNE KLAUSMANN  
 PO BOX 1218  
 DRIGGS, ID 83422

**Priority Date:** 6/1/1887

**Source:** UNNAMED STREAM

**Tributary:** TETON RIVER

**BENEFICIAL USE**  
 IRRIGATION

**From**  
 04/15

**To**  
 10/31

**Diversion Rate**  
 0.585 cfs  
 0.585 cfs

**Diversion Volume**  
 204.8 af  
 204.8 af

**LOCATION OF POINT(S) OF DIVERSION**

UNNAMED STREAM SESESW Sec 33 Twp 05N Rge 45E TETON 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 | 45E | 32  |    |    |    |    |    |    |    |    |    |    | 3.4 | 20.7 |    |    | 23.1 |    | 47.2   |

POU Total Acres: 47.2

**CONDITIONS OF APPROVAL**

1. Rights 22-178A and 22-179B when combined shall not exceed the irrigation of 47.2 acres.
2. Diversion of the unnamed stream is limited to those times water is available for diversion under this right and priority from Woods Creek.
3. 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. 01.
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).

**WATER RIGHT NO. 22-178A**  
**As Modified by Transfer No. 79935**

**CONDITIONS OF APPROVAL**

5. 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. 22-14162****As Modified by Transfer No. 79935**

In accordance with the approval of Transfer No. 79935, Water Right No. 22-14162 is now described as follows:

**Right Holder:** JAMES KLAUSMANN II OR  
JEFFREY KLAUSMANN OR  
DARCY KLAUSMANN OR  
YVONNE KLAUSMANN  
PO BOX 1218  
DRIGGS, ID 83422

**Priority Date:** 6/1/1887

**Source:** UNNAMED STREAM

**Tributary:** TETON RIVER

**BENEFICIAL USE**  
DIVERSION TO STORAGE  
RECREATION STORAGE

**From**  
4 /15  
4 /15

**To**  
to 10/31  
to 10/31

**Diversion Rate**  
0.015 cfs  
0.015 cfs

**Diversion Volume**  
2.4 af  
2.4 af

**LOCATION OF POINT(S) OF DIVERSION**

UNNAMED STREAM NESWNW Sec 33 Twp 05N Rge 45E TETON County

**PLACE OF USE: RECREATION STORAGE**

|     |     |     | 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 | 45E | 32  |    |    |    | X  |    |    |    |    |    |    |    |    |    |    |    |    | 0.0    |

**CONDITIONS OF APPROVAL**

1. 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. 01.
2. 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).
3. Water stored under this right is subject to fluctuations of the water table caused by changes in the flow of local streams and by diversions under prior ground water rights. This right does not guarantee the maintenance of any particular ground water level.
4. Rights 22-14161 and 22-14162 authorize the diversion of 2.4 acre-feet for the replacement of losses caused by evaporation.

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**WATER RIGHT NO. 22-14162**  
**As Modified by Transfer No. 79935**

**CONDITIONS OF APPROVAL**

5. Prior to diversion of water under this right, the right holder shall rent adequate water from the Water Supply Bank to cover the initial fill of the pond.
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 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. 22-179B

### As Modified by Transfer No. 79935

In accordance with the approval of Transfer No. 79935, Water Right No. 22-179B is now described as follows:

**Right Holder:** DARCY KLAUSMANN OR  
YVONNE KLAUSMANN OR  
JAMES KLAUSMANN II OR  
JEFFREY KLAUSMANN  
PO BOX 1218  
DRIGGS, ID 83422

**Priority Date:** 6/1/1899

**Source:** WOODS CREEK

**Tributary:** TETON RIVER

**BENEFICIAL USE**  
IRRIGATION

**From** 04/15 **To** 10/31

**Diversion Rate**  
0.780 cfs  
0.780 cfs

#### **LOCATION OF POINT(S) OF DIVERSION**

WOODS CREEK NWSWNW Sec 34 Twp 05N Rge 45E TETON 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 | 45E | 32  |    |    |    |    |    |    |    |    |    |    | 3.4 | 20.7 |    |    | 23.1 |    | 47.2   |

POU Total Acres: 47.2

#### **CONDITIONS OF APPROVAL**

1. Rights 22-178A and 22-179B when combined shall not exceed the irrigation of 47.2 acres.
2. 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. 01.
3. 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).
4. 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.

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**WATER RIGHT NO. 22-14163****As Modified by Transfer No. 79935**

In accordance with the approval of Transfer No. 79935, Water Right No. 22-14163 is now described as follows:

**Right Holder:** JAMES KLAUSMANN II OR  
JEFFREY KLAUSMANN OR  
DARCY KLAUSMANN OR  
YVONNE KLAUSMANN  
PO BOX 1218  
DRIGGS, ID 83422

**Priority Date:** 6/1/1899

**Source:** WOODS CREEK

**Tributary:** TETON RIVER

**BENEFICIAL USE**  
DIVERSION TO STORAGE  
RECREATION STORAGE

**From** 4/15 to 10/31  
4/15 to 10/31

**Diversion Rate**  
0.020 cfs  
0.020 cfs

**Diversion Volume**  
2.4 af  
2.4 af

**LOCATION OF POINT(S) OF DIVERSION**

WOODS CREEK NESWNW Sec 33 Twp 05N Rge 45E TETON County

**PLACE OF USE: RECREATION STORAGE**

|     |     |     | 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 | 45E | 32  |    |    |    | X  |    |    |    |    |    |    |    |    |    |    |    |    | 0.0    |

**CONDITIONS OF APPROVAL**

1. 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. 01.
2. 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).
3. Water stored under this right is subject to fluctuations of the water table caused by changes in the flow of local streams and by diversions under prior ground water rights. This right does not guarantee the maintenance of any particular ground water level.
4. Rights 22-14161 and 22-14162 authorize the diversion of 2.4 acre-feet for the replacement of losses caused by evaporation.

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**WATER RIGHT NO. 22-14163**  
**As Modified by Transfer No. 79935**

**CONDITIONS OF APPROVAL**

5. Prior to diversion of water under this right, the right holder shall rent adequate water from the Water Supply Bank to cover the initial fill of the pond.
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 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.

