

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 79939**

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

<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>
34-2328A	WR/DECREED	4/29/1955	0.180 cfs	31.5 af	N/A	9.0	GROUND WATER

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>
34-403B	WR/DECREED	6/1/1884	0.540 cfs	N/A		61.4	BIG LOST RIVER
34-403A	WR/DECREED	6/1/1884	0.090 cfs	N/A		10.6	BIG LOST RIVER
34-121A	WR/DECREED	6/1/1896	0.230 cfs	N/A		10.6	BIG LOST RIVER
34-121B	WR/DECREED	6/1/1896	1.340 cfs	N/A		61.4	BIG LOST RIVER

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>
34-2328A	NO	YES	NO	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>
34-2328A	34-2328A	0.180 cfs	31.5 af	N/A	9.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.180 cfs	31.5 af	N/A	9.0		N/A	N/A	N/A	N/A

SUPPORT DATA

IN FILE # 34-2328A

Transfer No. 79939

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 79939

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 9th day of June, 2015.

for 
Chief, Water Allocation Bureau



WATER RIGHT NO. 34-2328A
As Modified by Transfer No. 79939

In accordance with the approval of Transfer No. 79939, Water Right No. 34-2328A is now described as follows:

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

Priority Date: 4/29/1955

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	4/01	to 10/31	0.180 cfs	31.5 af
			0.180 cfs	31.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SESE Sec 20 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	20																9.0	9.0

POU Total Acres: 9.0

CONDITIONS OF APPROVAL

1. Rights 34-2328A, 34-121B, and 34-403B when combined shall not exceed a total diversion rate of 1.88 cfs and the irrigation of 61.4 acres.
2. 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.
3. Prior to the diversion and use of water under Transfer approval 79939, 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.
4. 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.

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WATER RIGHT NO. 34-2328A
As Modified by Transfer No. 79939

CONDITIONS OF APPROVAL

5. 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.
6. 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.
7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
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.

WATER RIGHT NO. 34-403B
As Modified by Transfer No. 79939

In accordance with the approval of Transfer No. 79939, Water Right No. 34-403B is now described as follows:

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

Priority Date: 6/1/1884

Source: BIG LOST RIVER **Tributary:** SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	05/01	to 10/15	0.540 cfs 0.540 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER NWSESE Sec 4 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	20															38.4	23.0	61.4

POU Total Acres: 61.4

CONDITIONS OF APPROVAL

1. Rights 34-2328A, 34-121B, and 34-403B when combined shall not exceed a total diversion rate of 1.88 cfs and the irrigation of 61.4 acres.
2. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
3. Water is delivered through the Moore Canal.
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. 34-403A
As Modified by Transfer No. 79939

In accordance with the approval of Transfer No. 79939, Water Right No. 34-403A is now described as follows:

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

Priority Date: 6/1/1884

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE
 IRRIGATION

From 05/01 **To** 10/15

Diversion Rate
 0.090 cfs
 0.090 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER NWSESE Sec 4 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	20															1.6	9.0	10.6

POU Total Acres: 10.6

CONDITIONS OF APPROVAL

1. Rights 34-121A and 34-403A when combined shall not exceed the irrigation of 10.6 acres.
2. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
3. Water is delivered through the Moore Canal.
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.

Transfer No. 79939

WATER RIGHT NO. 34-121A
As Modified by Transfer No. 79939

In accordance with the approval of Transfer No. 79939, Water Right No. 34-121A is now described as follows:

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

Priority Date: 6/1/1896

Source: BIG LOST RIVER

Tributary: SINKS

BENEFICIAL USE
 IRRIGATION

From 05/01 **To** 10/15

Diversion Rate
 0.230 cfs
 0.230 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER NWSESE Sec 4 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	20															1.6	9.0	10.6

POU Total Acres: 10.6

CONDITIONS OF APPROVAL

1. Rights 34-121A and 34-403A when combined shall not exceed the irrigation of 10.6 acres.
2. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
3. Water is delivered through the Moore Canal.
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.

Transfer No. 79939

WATER RIGHT NO. 34-121B
As Modified by Transfer No. 79939

In accordance with the approval of Transfer No. 79939, Water Right No. 34-121B is now described as follows:

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

Priority Date: 6/1/1896

Source: BIG LOST RIVER **Tributary:** SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	05/01	to 10/15	1.340 cfs
			1.340 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER NWSESE Sec 4 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	20															38.4	23.0	61.4

POU Total Acres: 61.4

CONDITIONS OF APPROVAL

1. Rights 34-2328A, 34-121B, and 34-403B when combined shall not exceed a total diversion rate of 1.88 cfs and the irrigation of 61.4 acres.
2. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.
3. Water is delivered through the Moore Canal.
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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