

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 77877

This is to certify that: DON MICKELSEN
 1260 TWIN BUTTE RD
 MENAN ID 83434
 (208)754-0009

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 Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
21-2166	WR/Decreed	05/07/1951	3.76 cfs	658 af	188.0	371.0	GROUND WATER
21-13083	WR/Decreed	05/07/1959	3.73 cfs	647.5 af	185.0	371.0	GROUND WATER
21-13135	WR/Decreed	04/24/1962	0.08 cfs	24.5 af	N/A	7.0	GROUND WATER
21-13137	WR/Decreed	04/24/1956	0.06 cfs	16.2 af	4.7	7.0	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>
21-2166	NO	NO	YES	NO	NO	NO
21-13083	NO	NO	YES	NO	NO	NO
21-13135	YES	YES	YES	YES	NO	NO
21-13137	YES	YES	YES	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>
21-2166	21-2166	3.76 cfs	647.5 af	188.0	372.5		N/A	N/A	N/A	N/A
21-13083	21-13083	3.73 cfs	647.5 af	185.0	372.5		N/A	N/A	N/A	N/A
21-13135	21-13141	0.02 cfs	5.3 af	1.5	372.5	21-13140	0.06 cfs	19.2 af	5.5	5.5
21-13137	21-13143	0.01 cfs	3.4 af	1.0	372.5	21-13142	0.05 cfs	12.8 af	3.7	5.5

COMBINED

TOTALS		7.52 cfs	1300.3 af	372.5	372.5		N/A	N/A	N/A	N/A
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Detailed Water Right Description(s) attached

Dated this 13th day of November, 2012


 Water Resources Program Manager

SUPPORT DATA

IN FILE # 21-2166

WATER RIGHT NO. 21-13140
As Modified by Transfer No. 77877

In accordance with the approval of Transfer No. 77877, Water Right No. 21-13140 is now described as follows.

Right Holder: DON MICKELSEN
1260 TWIN BUTTE RD
MENAN ID 83434

Priority Date: April 24, 1962

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.06 CFS	19.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSESE Sec. 33 Twp 06N Rge 38E JEFFERSON County

PLACE OF USE:

<u>IRRIGATION</u>		<u>NE</u>				<u>NW</u>				<u>SW</u>				<u>SE</u>					
<u>Twp</u>	<u>Rge</u>	<u>Sec</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
06N	38E	33													4.0			1.5	5.5

Total Acres: 5.5

CONDITIONS OF APPROVAL

1. Rights 21-13140 and 31-13142 when combined shall not exceed a total annual maximum diversion volume of 19.2 af at the field headgate and the irrigation of 5.5 acres.
2. 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.

This water right 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.

Dated this 13th day of November, 20 12


Water Resources Program Manager

WATER RIGHT NO. 21-13141
As Modified by Transfer No. 77877

In accordance with the approval of Transfer No. 77877, Water Right No. 21-13141 is now described as follows.

Right Holder: DON MICKELSEN
 1260 TWIN BUTTE RD
 MENAN ID 83434

Priority Date: April 24, 1962

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	01/01	to 12/31	0.02 CFS	5.3 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESENW	Sec. 34 Twp 06N	Rge 38E	MADISON County
GROUND WATER	SESENW	Sec. 34 Twp 06N	Rge 38E	MADISON County
GROUND WATER	NESESE	Sec. 34 Twp 06N	Rge 38E	MADISON County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE					
06N	38E	34	36.7	24.0	40.0	40.0	12.3					31.6	40.0		38.2	22.4	9.9		39.6	32.5		5.3	372.5

Total Acres: 372.5

WATER RIGHT NO. 21-13141
As Modified by Transfer No. 77877

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 1.5 acres within the authorized place of use in a single irrigation season.
2. Rights 21-13141 and 21-13143 when combined shall not exceed a total diversion rate of 0.03 cfs, a total annual maximum diversion volume of 5.3 af at the field headgate, and the irrigation of 1.5 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 place of use.
4. Prior to the diversion and use of water under Transfer approval 77877, 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.
5. 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.
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.

This water right 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.

Dated this 13th day of November, 2012



Water Resources Program Manager

WATER RIGHT NO. 21-13142
As Modified by Transfer No. 77877

In accordance with the approval of Transfer No. 77877, Water Right No. 21-13142 is now described as follows.

Right Holder: DON MICKELSEN
 1260 TWIN BUTTE RD
 MENAN ID 83434

Priority Date: April 24, 1956

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.05 CFS	12.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSESE Sec. 33 Twp 06N Rge 38E JEFFERSON County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals		
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
06N	38E	33																	4.0	1.5	5.5

Total Acres: 5.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 3.7 acres within the authorized place of use in a single irrigation season.
2. Rights 21-13140 and 21-13142 when combined shall not exceed a total annual maximum diversion volume of 19.2 af at the field headgate and the irrigation of 5.5 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 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.

This water right 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.

Dated this 13th day of November, 20 12


 Water Resources Program Manager

WATER RIGHT NO. 21-13143
As Modified by Transfer No. 77877

In accordance with the approval of Transfer No. 77877, Water Right No. 21-13143 is now described as follows.

Right Holder: DON MICKELSEN
 1260 TWIN BUTTE RD
 MENAN ID 83434

Priority Date: April 24, 1956

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.01 CFS	3.4 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESENW	Sec. 34 Twp 06N	Rge 38E	MADISON County
GROUND WATER	SESENW	Sec. 34 Twp 06N	Rge 38E	MADISON County
GROUND WATER	NESESE	Sec. 34 Twp 06N	Rge 38E	MADISON County

PLACE OF USE:

<u>IRRIGATION</u>																			
<u>Twp</u>	<u>Rge</u>	<u>Sec</u>	<u>NE</u>				<u>NW</u>				<u>SW</u>				<u>SE</u>				
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
06N	38E	34	36.7	24.0	40.0	40.0	12.3		31.6	40.0	38.2	22.4	9.9		39.6	32.5		5.3	372.5

Total Acres: 372.5

WATER RIGHT NO. 21-13143

As Modified by Transfer No. 77877

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 1 acre within the authorized place of use in a single irrigation season.
2. Rights 21-13141 and 21-13143 when combined shall not exceed a total diversion rate of 0.03 cfs, a total annual maximum diversion volume of 5.3 af at the field headgate, and the irrigation of 1.5 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 place of use.
4. Prior to the diversion and use of water under Transfer approval 77877, 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.
5. 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.
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.

This water right 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.

Dated this 13th day of November, 20 12


Water Resources Program Manager

WATER RIGHT NO. 21-13083
As Modified by Transfer No. 77877

In accordance with the approval of Transfer No. 77877, Water Right No. 21-13083 is now described as follows.

Right Holder: DON MICKELSEN
 1260 TWIN BUTTE RD
 MENAN ID 83434

Priority Date: May 07, 1959

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	3.73 CFS	647.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESENW	Sec. 34 Twp 06N	Rge 38E	MADISON County
GROUND WATER	SESENW	Sec. 34 Twp 06N	Rge 38E	MADISON County
GROUND WATER	NESESE	Sec. 34 Twp 06N	Rge 38E	MADISON County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	38E	34	36.7	24.0	40.0	40.0	12.3		31.6	40.0	38.2	22.4	9.9		39.6	32.5		5.3	372.5

Total Acres: 372.5

WATER RIGHT NO. 21-13083
As Modified by Transfer No. 77877

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 185 acres within the place of use described above in a single irrigation season.
2. Rights 21-2166 & 21-13083 when combined shall not exceed a total annual maximum diversion volume of 1298.5 af at the field headgate, and the irrigation of 371 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 place of use.
4. Prior to the diversion and use of water under Transfer approval 77877, 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.
5. 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.
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.

This water right 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.

Dated this 13th day of November, 20 12


Water Resources Program Manager

WATER RIGHT NO. 21-2166
As Modified by Transfer No. 77877

In accordance with the approval of Transfer No. 77877, Water Right No. 21-2166 is now described as follows.

Right Holder: DON MICKELSEN
 1260 TWIN BUTTE RD
 MENAN ID 83434

Priority Date: May 07, 1951

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	3.76 CFS	647.5 AF
STOCKWATER	01/01	to 12/31	0.02 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESENW	Sec. 34 Twp 06N	Rge 38E	MADISON County
GROUND WATER	SESENW	Sec. 34 Twp 06N	Rge 38E	MADISON County
GROUND WATER	NESESE	Sec. 34 Twp 06N	Rge 38E	MADISON County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	38E	34	36.7	24.0	40.0	40.0	12.3		31.6	40.0	38.2	22.4	9.9		39.6	32.5		5.3	372.5

Total Acres: 372.5

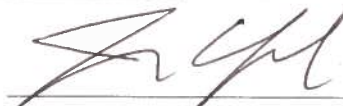
WATER RIGHT NO. 21-2166
As Modified by Transfer No. 77877

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 188 acres within the place of use described above in a single irrigation season.
2. Rights 21-2166 & 21-13083 when combined shall not exceed a total annual maximum diversion volume of 1298.5 af at the field headgate, and the irrigation of 371 acres.
3. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
4. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
5. 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 place of use.
6. Prior to the diversion and use of water under Transfer approval 77877, 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.
7. 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.
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.

This water right 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.

Dated this 13th day of November, 20 12


Water Resources Program Manager