



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

July 25, 2012

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

DARRELL HEINEMANN
LINDA HEINEMANN
17985 HWY 30
HAGERMAN ID 83332

DAN & IRMA MCFADDAN FAMILY LTD PARTNERSHIP
970 PIONEER RD
HAGERMAN ID 83332

Re: Change of Ownership of Water Right 36-2169 – Split into
36-2169 – Dan & Irma McFaddan Family Ltd Partnership
36-16946 – Darrell & Linda Heinemann

Dear Water Right Holder(s):

The Department acknowledges receipt of correspondence splitting ownership of the above referenced water right. The Department has modified its records to reflect the change in ownership and has enclosed a computer-generated report for your records.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing an ownership change notice, the department does not review the history of water use to determine if the right has been forfeited through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Sections 42-222 and 42-223, Idaho Code.

Also, please note that Section 42-248, Idaho Code, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Forms to file a change of ownership of a water right and/or a change in the address of the water right owner are available from any department office, or at the department's website at: www.idwr.idaho.gov.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enclosure

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 36-16946

WATER RIGHT NUMBER: 36-16946

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DARRELL HEINEMANN 17985 HWY 30 HAGERMAN, ID 83332 (208) 837-4686
Current Owner	LINDA G HEINEMANN 17985 HWY 30 HAGERMAN, ID 83332 (208) 837-4686

Priority Date: 04/10/1952

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
FLORENCE LIVESTOCK SPRING	BILLINGSLEY CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	02/15 to 11/30	0.040 CFS	
DOMESTIC	01/01 to 12/31	0.010 CFS	
	<u>Total Diversion:</u>	0.040 CFS	

Location of Point(s) of Diversion

FLORENCE LIVESTOCK SPRING	SE1/4SE1/4NW1/4	Sec. 12, Twp 07S, Rge 13E, B.M.
GOODING 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	
07S	13E	11																	1.1
Total Acres: 1.13																			1.1

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	13E	11														X			

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 36-16946

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. N10 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. THE FOLLOWING WATER RIGHTS ARE ALSO DIVERTED THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE. RIGHTS 36-00049, 36-02169, 36-15532, 36-15533, 36-15538 AND 36-16946.
4. N12 THE COMBINED QUANTITY OF WATER UNDER RIGHTS 36-2169 AND 36-16946 FOR DOMESTIC USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

Comments:

1. CLELLAND 2/12/1992 COPIED FROM REMARKS
Comment: ***DWR NOTE***** ACCORDING TO LIC. DATE OF PRIORITY IS 4-10-1952 AND TOTAL FLOW IS 0.16 CFS. ***** OWNERSHIP CHANGE 9/4/90 BY JG.
2. THORNTON 8/11/1992 FROM NON-IRRIG. USES
Comment: THIS IS A BED AND BREAKFAST ESTABLISHMENT
3. SCHULTZ 9/22/1992 NOTICE OF ERROR (NOE)
Comment: RECEIVED NOE 9/22/92. CHANGED NOE FLAG FROM BLANK TO A. CLAIM VERIFIED 8/11/92. DID NOT REVERIFY ANY PART OF CLAIM.
4. CHRISTEN 10/17/1992 RESPONSE TO NOE
Comment: NO CHANGES RECOMMENDED. THE ONLY CHANGE MADE TO THE ORIG LICENSE WAS TO REDUCE P/U BY ONE ACRE AND THE RELATED RATES. THE REST ARE THE SAME. KKC 10-17-92.
5. SCHULTZ 2/19/1993 ADDED NEW ATTORNEY
Comment: RECEIVED NOTICE OF APPEARANCE FROM HEPWORTH NUNGESTER LEZAMIZ 2/10/93. CLAIM VERIFIED 10/17/92--DID NOT REVERIFY ANY PART OF CLAIM.
6. DSHAFF 7/29/1999 SOU
Comment: THE SOU WAS MODIFIED AND THE RECORD REFORMATTED.
7. tfawcett 7/13/2012 split right
Comment: This right was split from 36-2169 pursuant to an ownership change.
8. tfawcett 7/13/2012 12:08:23 PM POU
Comment: Updated Shape
9. tfawcett 7/13/2012 12:27:04 PM POU
Comment: Updated PLS
10. tfawcett 7/13/2012 1:27:03 PM POU
Comment: Updated Shape
11. tfawcett 7/25/2012 10:11:39 AM POU
Comment: Updated Shape

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 36-2169

WR report AFTER ownership change split

WATER RIGHT NUMBER: 36-2169

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DAN & IRMA MC FADDAN FAMILY LIMITED PARTNERSHIP 970 PIONEER RD HAGERMAN, ID 83332

Priority Date: 04/10/1952

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
FLORENCE LIVESTOCK SPRING	BILLINGSLEY CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	02/15 to 11/30	0.100 CFS	
DOMESTIC	01/01 to 12/31	0.030 CFS	
	<u>Total Diversion:</u>	0.120 CFS	

Location of Point(s) of Diversion

FLORENCE LIVESTOCK SPRING	SE1/4SE1/4NW1/4	Sec. 12, Twp 07S, Rge 13E, B.M.
GOODING 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	
07S	13E	11															3.4		3.4

Total Acres: 3.4

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	13E	11														X			

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 36-2169

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6. DSHAFF 7/29/1999 SOU
Comment: THE SOU WAS MODIFIED AND THE RECORD REFORMATTED.
7. tfawcett 7/13/2012 split right
Comment: This right was split into 36-2169 (McFaddan) and 36-16946 (Heinemann) pursuant to an ownership change.
8. tfawcett 7/13/2012 1:14:58 PM POU
Comment: Updated Shape
9. tfawcett 7/13/2012 1:20:40 PM POU
Comment: Updated Shape
10. tfawcett 7/13/2012 1:20:56 PM POU
Comment: Updated Shape