

(Internet)

AMENDED

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 73591

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Douglas M Fransen

Cell 208-604-2239

Phone 208-657-2239

Post Office address P.O. Box 8, Montevideo ID 83435

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes To transfer water from rocky ground and to
transfer water to new well to better distribute water.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

<u>1.Right Number</u>	<u>Priority</u>	<u>Amount(cfs/ac-ft)</u>	<u>Nature of Use</u>	<u>Period of Use</u>
31-2281	3/7/1947	.39 / 68.20	Irrigation	4/15 to 10/15
31-2246	4/14/1931	1.31 / 229.60	Irrigation	4/15 to 10/15
31-2258H	11/23/1935	0.10 / 16.80	Irrigation	4/15 to 10/15
31-4128	8/25/1954	.35 / 61.00	Irrigation	4/15 to 10/15
*31-10392B	4/1/1987	(0.01) / 1.70	Irrigation	4/15 to 10/15
*31-11284	5/7/1987	(0.04) / 8.20	Irrigation	4/1 to 10/31
*cfs is non-additive				

2. Total amount of water being transferred 2.15 cubic feet per second and/or 385.5 acre-feet per annum.

3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion:

[illegible]

5. Lands irrigated or place of use:

[illegible]

PART 1

6. General Information:

- a. Description of diversion system A new well to divert water to existing pivot.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
X Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes. See Attached Letter from Northwest Farm Credit
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

- d. Remarks:

The un-transferred portion of these rights overlap with water right, 31-11890, 31-11892, 31-11894, 31-11896, 31-11898, 31-11900, 31-11902, 31-11904, 31-11906 and 31-11908.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____.

And the said application is hereby _____, subject to the following conditions:

Witness my hand this _____ day of _____, 20____

For the Director

SCANNED
AUG 14 1992

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05/22/2007

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 31-2281

WATER RIGHT NUMBER: 31-2281

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DOUGLAS M FRANSEN 856 E 2400 N PO BOX 8 MONTEVIEW, ID 83435 (208)657-2239

Priority Date: 03/07/1947

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/15	1.900 CFS	332.50 AF
	<u>Total Diversion:</u>	1.900 CFS	332.50 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4NW1/4	Sec. 36, Twp 08N, Rge 33E, B.M.
JEFFERSON County		
GROUND WATER	L4 (SE1/4NW1/4NW1/4)	Sec. 1, Twp 07N, Rge 33E, B.M.
JEFFERSON County		
GROUND WATER	NW1/4NE1/4	Sec. 36, Twp 08N, Rge 33E, B.M.
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	
07N	33E	1	25.2	25.3	25.2	25.3													101.0
			L 1	L 2															
08N	33E	36	32.0	32.0	38.0	33.0	32.0	32.0	34.0	39.0	38.0	33.0	33.0	33.0	28.9	38.0	29.0		504.9

Total Acres: 605.9

Conditions of Approval:

1. X27 This right is limited to the irrigation of 95 acres within the place of use described above in a single irrigation season.
2. X35 Rights 31-11284, 31-10392B, 31-2281, 31-2246, 31-4128 and 31-2258H when combined shall not exceed a total diversion rate of 10.56 cfs, a total annual maximum diversion volume of 1886 af at the field headgate, and the irrigation of 565.9 acres.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 31-2281

3. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. 067 The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
6. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/22/2002.
7. T19 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.
8. R63 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 lands above.
9. 131 Prior to the diversion and use of water under Transfer approval 71877, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and 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.
10. WB4 The total instantaneous diversion of water from all points of diversion under Rights 31-11284, 31-10392B, 31-2281, 31-2246, 31-4128, 31-2258H, 31-11890, 31-11892, 31-11894, 31-11896, 31-11898, 31-11900, 31-11902, 31-11904, 31-11906 and 31-11908 shall not exceed 11.36 cfs, a total combined annual volume of 2026 af and the irrigation of 605.9 acres.

Remarks:Comments:

1. dcarlson 7/27/2005 POU

Comment: Updated Shape

2. psdaggs 9/2/2005 3:05:04 PM Transferred Right

Comment: This is now an approved transfer, transfer number = 71877

3. Ownership Change 4/13/2007 1:32:27 PM Split Right

Comment: Split into 31-11963 and 31-11964.

SEARCHED
SERIALIZED
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PART 2

Transfer No. 73591

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
 _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.39 / 68.2 for Irrigation purposes from 4/15 to 10/15
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
4	SE	NW	NW	1	7N	33E	Jefferson	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
7N	33E	1	25.2	25.3	25.2	25.3													101
8N	33E	36													3.9	6.9	4.2		15

Total acres 116.0

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 1.51 / 264.3 for Irrigation purposes from 4/15 to 10/15
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	NW	36	8N	33E	Jefferson	
		NW	NE	36	8N	33E	Jefferson	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
8N	33E	36	32	32	38	33	32	32	34	39	38	33	33	33	25	31.1	24.8		489.9

Total acres 489.9

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05/22/2007

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 31-2246

WATER RIGHT NUMBER: 31-2246

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DOUGLAS M FRANSEN 856 E 2400 N PO BOX 8 MONTEVIEW, ID 83435 (208)657-2239

Priority Date: 04/14/1931

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/15	6.400 CFS	1,120.00 AF
	<u>Total Diversion:</u>	6.400 CFS	1,120.00 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4NW1/4	Sec. 36, Twp 08N, Rge 33E, B.M.
JEFFERSON County		
GROUND WATER	L4 (SE1/4NW1/4NW1/4)	Sec. 1, Twp 07N, Rge 33E, B.M.
JEFFERSON County		
GROUND WATER	NW1/4NE1/4	Sec. 36, Twp 08N, Rge 33E, B.M.
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	
07N	33E	1	25.2	25.3	25.2	25.3													101.0
			L 1	L 2															
08N	33E	36	32.0	32.0	38.0	33.0	32.0	32.0	34.0	39.0	38.0	33.0	33.0	33.0	28.9	38.0	29.0		504.9

Total Acres: 605.9

Conditions of Approval:

1. R63 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 lands above.
2. 067 The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 31-2246

3. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. X35 Rights 31-11284, 31-10392B, 31-2281, 31-2246, 31-4128 and 31-2258H when combined shall not exceed a total diversion rate of 10.56 cfs, a total annual maximum diversion volume of 1886 af at the field headgate, and the irrigation of 565.9 acres.
5. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
6. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/22/2002.
7. 131 Prior to the diversion and use of water under Transfer approval 71877, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and 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.
8. T19 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.
9. X27 This right is limited to the irrigation of 320 acres within the place of use described above in a single irrigation season.
10. WB4 The total instantaneous diversion of water from all points of diversion under Rights 31-11284, 31-10392B, 31-2281, 31-2246, 31-4128, 31-2258H, 31-11890, 31-11892, 31-11894, 31-11896, 31-11898, 31-11900, 31-11902, 31-11904, 31-11906 and 31-11908 shall not exceed 11.36 cfs, a total combined annual volume of 2026 af and the irrigation of 605.9 acres.

Remarks:Comments:

1. pskaggs 9/2/2005 3:05:04 PM Transferred Right
Comment: This is now an approved transfer, transfer number = 71877
2. Ownership Change 4/13/2007 3:03:46 PM Split Right
Comment: Split into 31-11965 and 31-11966.

Dates and Other Information:

Licensed Date:
Decreed Date: 2/22/2002
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre: 0.02
Generic Max Volume Per Acre: 3.5
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
 _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 1.31/229.6 for Irrigation purposes from 4/15 to 10/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
4	SE	NW	NW	1	7N	33E	Jefferson	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
7N	33E	1	25.2	25.3	25.2	25.3													101
8N	33E	36													3.9	6.9	4.2		15

Total acres 116.0

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 5.09/890.4 for Irrigation purposes from 4/15 to 10/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	NW	36	8N	33E	Jefferson	
		NW	NE	36	8N	33E	Jefferson	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
8N	33E	36	32	32	38	33	32	32	34	39	38	33	33	33	25	31.1	24.8		489.9

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400 14 20X Total acres 489.9

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IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 31-2258H

WATER RIGHT NUMBER: 31-2258H

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DOUGLAS M FRANSEN 856 E 2400 N PO BOX 8 MONTEVIEW, ID 83435 (208)657-2239

Priority Date: 11/23/1935

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/15	0.470 CFS	82.20 AF
	<u>Total Diversion:</u>	0.470 CFS	82.20 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4NW1/4	Sec. 36, Twp 08N, Rge 33E, B.M.
JEFFERSON County		
GROUND WATER	L4 (SE1/4NW1/4NW1/4)	Sec. 1, Twp 07N, Rge 33E, B.M.
JEFFERSON County		
GROUND WATER	NW1/4NE1/4	Sec. 36, Twp 08N, Rge 33E, B.M.
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	
07N	33E	1	25.2	25.3	25.2	25.3													101.0
			L 1	L 2															
08N	33E	36	32.0	32.0	38.0	33.0	32.0	32.0	34.0	39.0	38.0	33.0	33.0	33.0	28.9	38.0	29.0		504.9

Total Acres: 605.9

Conditions of Approval:

1. X35 Rights 31-11284, 31-10392B, 31-2281, 31-2246, 31-4128 and 31-2258H when combined shall not exceed a total diversion rate of 10.56 cfs, a total annual maximum diversion volume of 1886 af at the field headgate, and the irrigation of 565.9 acres.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 31-2258H

2. 131 Prior to the diversion and use of water under Transfer approval 71877, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and 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.
3. X27 This right is limited to the irrigation of 23.5 acres within the place of use described above in a single irrigation season.
4. Rights 31-10392B and 31-2258H when combined shall not exceed a total diversion rate of 0.47 cfs, a total annual maximum diversion volume of 90.6 af at the field headgate, and the irrigation of 25.9 acres.
5. R63 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 lands above.
6. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. 067 The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
8. T19 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.
9. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/22/2002.
10. WB4 The total instantaneous diversion of water from all points of diversion under Rights 31-11284, 31-10392B, 31-2281, 31-2246, 31-4128, 31-2258H, 31-11890, 31-11892, 31-11894, 31-11896, 31-11898, 31-11900, 31-11902, 31-11904, 31-11906 and 31-11908 shall not exceed 11.36 cfs, a total combined annual volume of 2026 af and the irrigation of 605.9 acres.
11. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Remarks:Comments:

1. dcarlson 7/27/2005 POU
Comment: Updated Shape

2. psdaggs 9/2/2005 3:05:04 PM Transferred Right
Comment: This is now an approved transfer, transfer number = 71877

3. Ownership Change 4/13/2007 4:38:14 PM Split Right
Comment: Split into 31-11971 and 31-11972.

PART 2

Transfer No. 73591

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
 _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.10/16.8 for Irrigation purposes from 4/15 to 10/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
4	SE	NW	NW	1	7N	33E	Jefferson	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
7N	33E	1	25.2	25.3	25.2	25.3													101
8N	33E	36													3.9	6.9	4.2		15

Total acres 116.0

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 0.37/65.4 for Irrigation purposes from 4/15 to 10/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	NW	36	8N	33E	Jefferson	
		NW	NE	36	8N	33E	Jefferson	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
8N	33E	36	32	32	38	33	32	32	34	39	38	33	33	33	25	31.1	24.8		489.9

73591

489.9 Total acres

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05/22/2007

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 31-4128

WATER RIGHT NUMBER: 31-4128

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DOUGLAS M FRANSEN 856 E 2400 N PO BOX 8 MONTEVIEW, ID 83435 (208)657-2239

Priority Date: 08/25/1954

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/15	1.700 CFS	297.50 AF
STOCKWATER	01/01 to 12/31	0.090 CFS	5.40 AF
	<u>Total Diversion:</u>	1.790 CFS	302.90 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4NW1/4	Sec. 36, Twp 08N, Rge 33E, B.M.
JEFFERSON County		
GROUND WATER	L4 (SE1/4NW1/4NW1/4)	Sec. 1, Twp 07N, Rge 33E, B.M.
JEFFERSON County		
GROUND WATER	NW1/4NE1/4	Sec. 36, Twp 08N, Rge 33E, B.M.
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	
07N	33E	1	25.2	25.3	25.2	25.3													101.0
			L 1	L 2															
08N	33E	36	32.0	32.0	38.0	33.0	32.0	32.0	34.0	39.0	38.0	33.0	33.0	33.0	28.9	38.0	29.0		504.9

Total Acres: 605.9

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08N	34E	31					X	X											
								L 1											

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 31-4128

Conditions of Approval:

1. 131 Prior to the diversion and use of water under Transfer approval 71877, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and 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.
2. WB4 The total instantaneous diversion of water from all points of diversion under Rights 31-11284, 31-10392B, 31-2281, 31-2246, 31-4128, 31-2258H, 31-11890, 31-11892, 31-11894, 31-11896, 31-11898, 31-11900, 31-11902, 31-11904, 31-11906 and 31-11908 shall not exceed 11.36 cfs, a total combined annual volume of 2026 af and the irrigation of 605.9 acres.
3. 067 The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
4. Rights 31-11284 and 31-4128 when combined shall not exceed a total diversion rate of 1.79 cfs, a total annual maximum diversion volume of 342.9 af at the field headgate, and the irrigation of 125 acres.
5. T19 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.
6. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. X27 This right is limited to the irrigation of 85 acres within the place of use described above in a single irrigation season.
8. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/22/2002.
9. N08 The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
10. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. R63 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 lands above.
12. X35 Rights 31-11284, 31-10392B, 31-2281, 31-2246, 31-4128 and 31-2258H when combined shall not exceed a total diversion rate of 10.56 cfs, a total annual maximum diversion volume of 1886 af at the field headgate, and the irrigation of 565.9 acres.

Remarks:

Comments:

1. dcarlson 7/27/2005 POU
Comment: Updated Shape

2. psdaggs 9/2/2005 3:05:05 PM Transferred Right
Comment: This is now an approved transfer, transfer number = 71877

3. Ownership Change 4/13/2007 3:32:16 PM Split Right
Comment: Split into 31-11967 and 31-11968.

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
 _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.35/61 for Irrigation purposes from 4/15 to 10/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
4	SE	NW	NW	1	7N	33E	Jefferson	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
7N	33E	1	25.2	25.3	25.2	25.3													101
8N	33E	36													3.9	6.9	4.2		15

Total acres 116.0**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount 1.35/236.5 for Irrigation purposes from 4/15 to 10/15
 (cfs/ac-ft)
 amount 0.09/5.4 for Stockwater purposes from 1/1 to 12/31
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	NW	36	8N	33E	Jefferson	
		NW	NE	36	8N	33E	Jefferson	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
8N	33E	36	32	32	38	33	32	32	34	39	38	33	33	33	25	31.1	24.8		489.9

73591

Total acres 489.9

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05/22/2007

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 31-10392B

WATER RIGHT NUMBER: 31-10392B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DOUGLAS M FRANSEN 856 E 2400 N PO BOX 8 MONTEVIEW, ID 83435 (208)657-2239

Priority Date: 04/01/1954

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
---------------	------------------

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/15	0.040 CFS	8.40 AF
	<u>Total Diversion:</u>	0.040 CFS	8.40 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4NW1/4	Sec. 36, Twp 08N, Rge 33E, B.M.
JEFFERSON County		
GROUND WATER	L4 (SE1/4NW1/4NW1/4)	Sec. 1, Twp 07N, Rge 33E, B.M.
JEFFERSON County		
GROUND WATER	NW1/4NE1/4	Sec. 36, Twp 08N, Rge 33E, B.M.
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	
07N	33E	1	25.2	25.3	25.2	25.3													101.0
			L 1	L 2															
08N	33E	36	32.0	32.0	38.0	33.0	32.0	32.0	34.0	39.0	38.0	33.0	33.0	33.0	28.9	38.0	29.0		504.9

Total Acres: 605.9

Conditions of Approval:

- WB4 The total instantaneous diversion of water from all points of diversion under Rights 31-11284, 31-10392B, 31-2281, 31-2246, 31-4128, 31-2258H, 31-11890, 31-11892, 31-11894, 31-11896, 31-11898, 31-11900, 31-11902, 31-11904, 31-11906 and 31-11908 shall not exceed 11.36 cfs, a total combined annual volume of 2026 af and the irrigation of 605.9 acres.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 31-10392B

2. 131 Prior to the diversion and use of water under Transfer approval 71877, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and 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.
3. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. X27 This right is limited to the irrigation of 2.4 acres within the place of use described above in a single irrigation season.
5. 067 The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
6. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/22/2002.
7. T19 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.
8. Rights 31-10392B and 31-2258H when combined shall not exceed a total diversion rate of 0.47 cfs, a total annual maximum diversion volume of 90.6 af at the field headgate, and the irrigation of 25.9 acres.
9. R63 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 lands above.
10. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. X35 Rights 31-11284, 31-10392B, 31-2281, 31-2246, 31-4128 and 31-2258H when combined shall not exceed a total diversion rate of 10.56 cfs, a total annual maximum diversion volume of 1886 af at the field headgate, and the irrigation of 565.9 acres.

Remarks:Comments:

1. dcarlson 7/27/2005 POU
Comment: Updated Shape

2. pskaggs 9/2/2005 3:05:05 PM Transferred Right
Comment: This is now an approved transfer, transfer number = 71877

3. Ownership Change 4/16/2007 8:17:31 AM Split Right
Comment: Split into 31-11973 and 31-11974.

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
 _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.01/1.7 for Irrigation purposes from 4/15 to 10/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
4	SE	NW	NW	1	7N	33E	Jefferson	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
7N	33E	1	25.2	25.3	25.2	25.3													101
8N	33E	36													3.9	6.9	4.2		15

Total acres 116.0

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 0.03/6.7 for Irrigation purposes from 4/15 to 10/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	NW	36	8N	33E	Jefferson	
		NW	NE	36	8N	33E	Jefferson	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
8N	33E	36	32	32	38	33	32	32	34	39	38	33	33	33	25	31.1	24.8		489.9

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AUG 1 1973 Total acres 489.9

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05/22/2007

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 31-11284

WATER RIGHT NUMBER: 31-11284

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DOUGLAS M FRANSEN 856 E 2400 N PO BOX 8 MONTEVIEW, ID 83435 (208)657-2239

Priority Date: 05/07/1987

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.210 CFS	40.00 AF
	<u>Total Diversion:</u>	0.210 CFS	40.00 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4NW1/4	Sec. 36, Twp 08N, Rge 33E, B.M.
JEFFERSON County		
GROUND WATER	L4 (SE1/4NW1/4NW1/4)	Sec. 1, Twp 07N, Rge 33E, B.M.
JEFFERSON County		
GROUND WATER	NW1/4NE1/4	Sec. 36, Twp 08N, Rge 33E, B.M.
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	
07N	33E	1	25.2	25.3	25.2	25.3													101.0
			L 1	L 2															
08N	33E	36	32.0	32.0	38.0	33.0	32.0	32.0	34.0	39.0	38.0	33.0	33.0	33.0	28.9	38.0	29.0		504.9

Total Acres: 605.9

Conditions of Approval:

1. T19 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.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 31-11284

2. WB4 The total instantaneous diversion of water from all points of diversion under Rights 31-11284, 31-10392B, 31-2281, 31-2246, 31-4128, 31-2258H, 31-11890, 31-11892, 31-11894, 31-11896, 31-11898, 31-11900, 31-11902, 31-11904, 31-11906 and 31-11908 shall not exceed 11.36 cfs, a total combined annual volume of 2026 af and the irrigation of 605.9 acres.
3. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/22/2002.
4. 067 The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
5. ~~X87~~ This right is limited to the irrigation of 40 acres within the place of use described above in a single irrigation season.
6. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. K01 This right is based upon an enlargement of right no. 31-4128 pursuant to section 42-1426, Idaho Code.
8. C11 This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
9. 131 Prior to the diversion and use of water under Transfer approval 71877, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and 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.
10. R63 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 lands above.
11. X35 Rights 31-11284, 31-10392B, 31-2281, 31-2246, 31-4128 and 31-2258H when combined shall not exceed a total diversion rate of 10.56 cfs, a total annual maximum diversion volume of 1886 af at the field headgate, and the irrigation of 565.9 acres.
12. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. R03. This right is for an enlargement of 40 acres within the place of use described for this right.
14. ~~101~~ Rights 31-11284 and 31-4128 when combined shall not exceed a total diversion rate of 1.79 cfs, a total annual maximum diversion volume of 342.9 af at the field headgate, and the irrigation of 125 acres.

Remarks:Comments:

1. dcarlson 7/27/2005 POU

Comment: Updated Shape

2. psdaggs 9/2/2005 3:05:05 PM Transferred Right

Comment: This is now an approved transfer, transfer number = 71877

3. Ownership Change 4/13/2007 4:08:27 PM Split Right

Comment: Split into 31-11969 and 31-11970.

PART 2

Transfer No. 73591

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
 _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.04/8.20 for Irrigation purposes from 4/1 to 10/31
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
4	SE	NW	NW	1	7N	33E	Jefferson	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE %	NW %	SW %	SE %	NE %	NW %	SW %	SE %	NE %	NW %	SW %	SE %	NE %	NW %	SW %	SE %	
7N	33E	1	25.2	25.3	25.2	25.3													101
8N	33E	36													3.9	6.9	4.2		15

Total acres 116.0

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

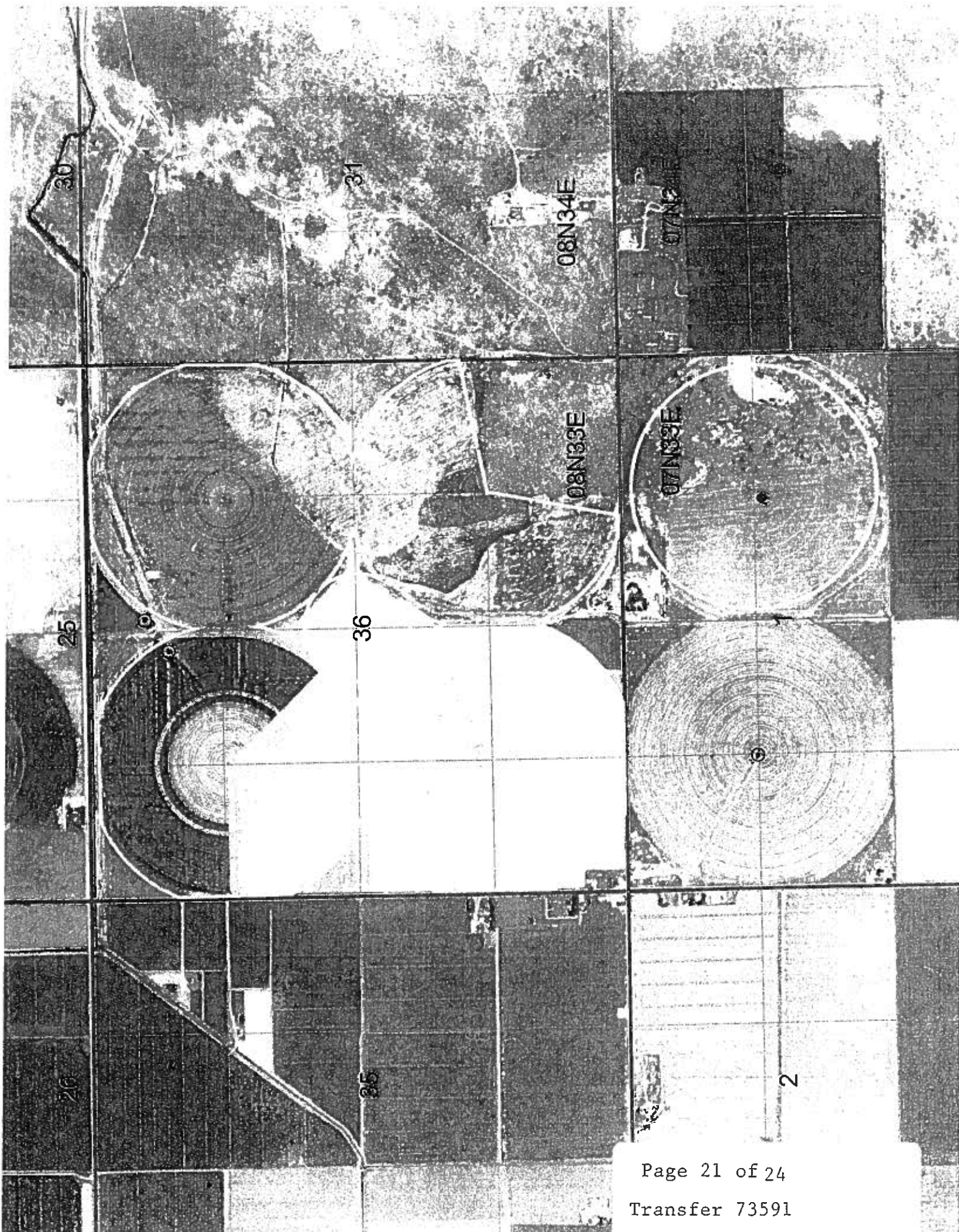
1. amount 0.17/31.80 for Irrigation purposes from 4/1 to 10/31
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	NW	36	8N	33E	Jefferson	
		NW	NE	36	8N	33E	Jefferson	

3. Lands irrigated or place of use:

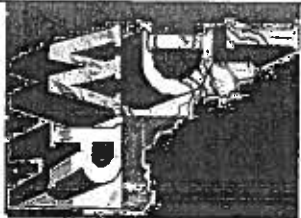
Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE %	NW %	SW %	SE %	NE %	NW %	SW %	SE %	NE %	NW %	SW %	SE %	NE %	NW %	SW %	SE %	
8N	33E	36	32	32	38	33	32	32	34	39	38	33	33	33	25	31.1	24.8		489.9



31-11964
31-11966
31-11968
31-11970
31-11972
31-11974

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Idaho Department of Water Resources

Unchanged Portion of the Right

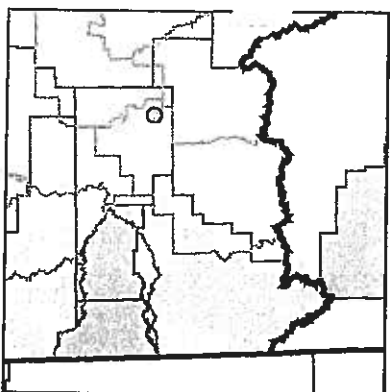
Water Right:

31-11963

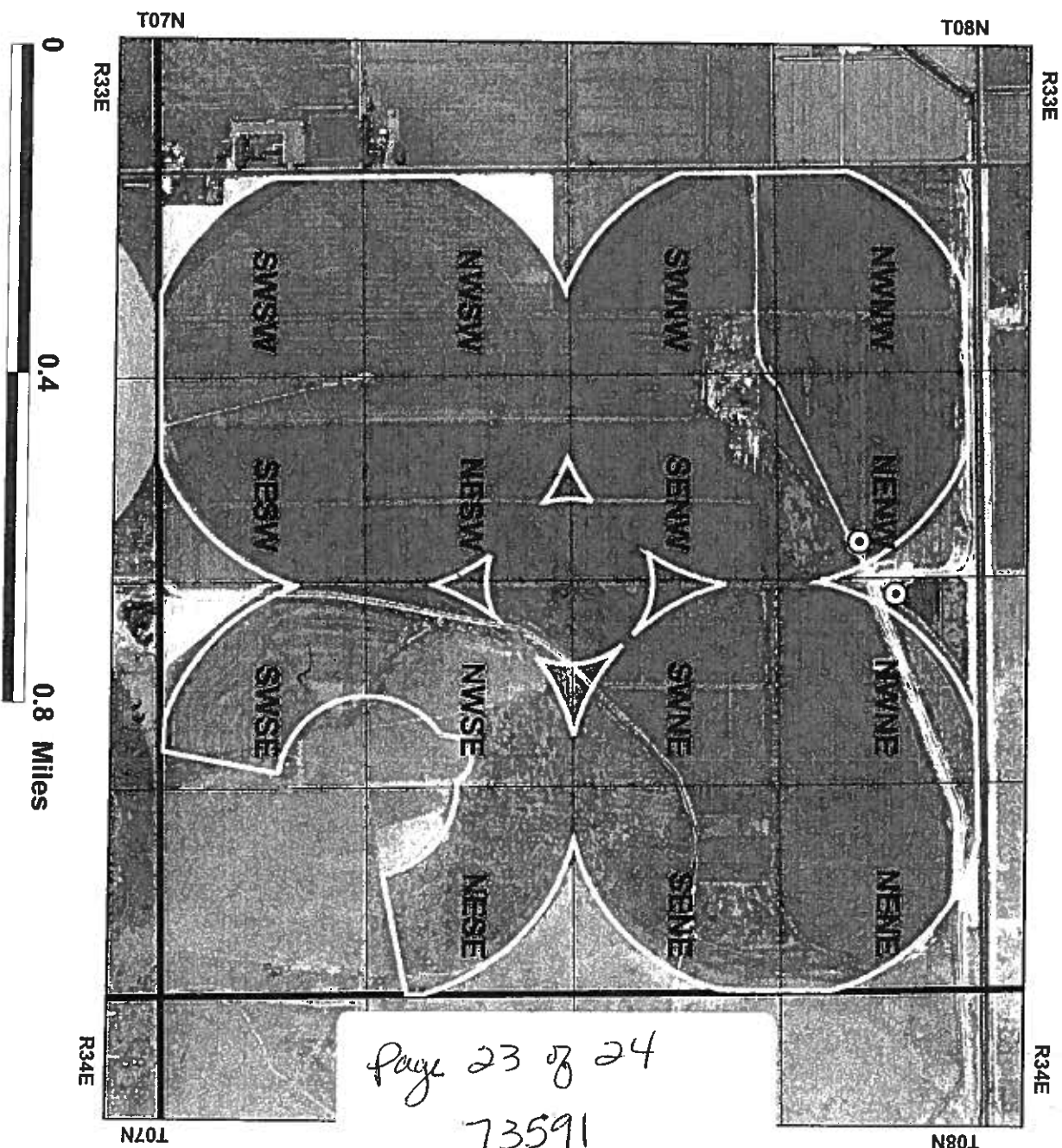
(Irrigation)

Legend

- Point of Diversion
Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Jefferson County
IDWR Basin 31



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PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

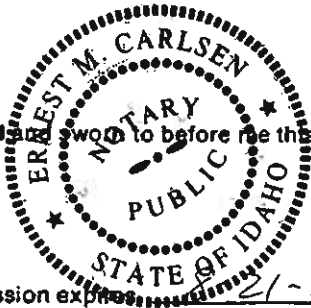
2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this



(Signature of Applicant)

6 day of August, 192007

(Notary Public)

My commission expires 21-2009.

FOR DEPARTMENT USE ONLYTransfer contains 24 pages and _____ attachments

Received by _____ Date _____ Protest filed by _____

Prelim. check by _____ Fee _____

Receipted by _____ Date _____

Published in Jefferson Star Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

Split/Overlap Analysis

Water Right Number: 31-2258H
Total Diversion Rate: 0.47 A-Feet 82.2

Total Acres 23.5

				Parent		Children							Total Children Acreage
Twp	Rng	Sec	QA	Lot	31-2258H	31-11971	31-11972						
					23.5	18.7	4.8						
					23.5	18.7	4.8	0.0	0.0	0.0	0.0	0.0	23.5

Water Right To Be Split				CFS	Acres	CFS per ACRE	all/acre
31-2258H				0.47	23.5	0.0200	82.2 3.497872
Children							
	31-11971			0.37	18.7	0.02000	66.41021 3.497872
	31-11972			0.10	4.8	0.02000	16.78979 3.497872
				0.47	23.5		82.2

Split/Overlap Analysis

Water Right Number: 31-10392B

Total Diversion Rate: 0.04

A-Feet

8.39

Total Acres 2.4

				Parent		Children		Total Children Acreage
Twp	Rng	Sec	QQ	Lot	31-10392B	31-11973	31-11974	
					2.4	1.9	0.5	
					2.4	1.9	0.5	2.4

Water Right To Be Split		CFS	Acres	CFS per ACRE	A-Feet
	31-10392B	0.04	2.4	0.0167	8.39
Children					
	31-11973	0.03	1.9	0.01667	6.65
	31-11974	0.01	0.5	0.01667	1.75
		0.04	2.4		8.39

Combined Use Analysis

Water Right Number: 31-2258H 31-10329B

Total Diversion Rate: 0.47

A-Feet

90.59489362

Total Acres 25.9

				Parent	Children			
Twp	Rng	Sec	QQ	Lot	31-2258H 31-10392B	31-11971, 31-11973	31-11972, 31-11974	Total Children Acreage
					25.9	20.6	5.3	
					25.9	20.6	5.3	25.9

Water Right To Be Split		CFS	Acres	CFS per ACRE	
31-2258H 31-10392B		0.47	25.9	0.0181	90.59
Children					
31-11971, 31-11973		0.37	20.6	0.01815	72.06
31-11972, 31-11974		0.10	5.3	0.01815	18.54
		0.47	25.9		90.59