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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69786

This is to certify that: THOMAS HEJTMANEK JR
1395 W 3900 N
HOWE ID 83244
(208)767-3368

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. 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>Acres</u>	<u>Total</u>	<u>Source</u>
33-2045	WR/Decreed	04/08/1948	1.88 cfs	535.5 af		153.0	GROUND WATER
33-2120	WR/Decreed	07/09/1965	3.39 cfs	1207.5 af	345.0	345.0	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>
33-2045	YES	NO	YES	YES	NO	NO
33-2120	NO	NO	YES	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>
33-2045	33-14853	1.00 cfs	140.0 af	40.0	388.0	33-14852	0.88 cfs	250.6 af	N/A	71.6
33-2120	33-2120	3.39 cfs	1207.5 af	345.0	388.0		N/A	N/A	N/A	N/A
TOTALS		4.39 cfs	1347.5 af	385.0	388.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 30th day of October, 2002



Chief, Water Allocation Bureau

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WATER RIGHT NO. 33-2120
As Modified by Transfer No. 69786

In accordance with the approval of Transfer No. 69786, Water Right No. 33-2120 is now described as follows.

Right Holder: THOMAS HEJTMANEK JR And
 BARBARA C HEJTMANEK
 1395 W 3900 N
 HOWE ID 83244

Priority Date: July 09, 1965

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	3.39 CFS	1,207.5 AF
			3.39 CFS	1,207.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWNE Sec. 34 Twp 06N Rge 29E BUTTE County

GROUND WATER NWNWNE Sec. 34 Twp 06N Rge 29E BUTTE County

GROUND WATER NWNWSW Sec. 34 Twp 06N Rge 29E BUTTE 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 29E 34	39.0	30.0	40.0	40.0					40.0	39.0			40.0	40.0	40.0	40.0	388.0

Total Acres: 388

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 345.0 acres within the place of use described above in a single irrigation season.
2. Rights 33-2120 and 33-14853 are limited to the irrigation of 385.0 acres within the place of use described above in a single irrigation season.
3. The total instantaneous diversion of water from all points of diversion under Transfer 69786 shall not exceed 4.39 cfs, nor total combined annual volume of 1347.5 af.
4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

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WATER RIGHT NO. 33-2120
As Modified by Transfer No. 69786

CONDITIONS OF APPROVAL

5. After specific notification by the department, the right holder shall measure the diversion or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
6. 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.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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 30th day of October, 2002


Chief, Water Allocation Bureau

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WATER RIGHT NO. 33-14852

As Modified by Transfer No. 69786

In accordance with the approval of Transfer No. 69786, Water Right No. 33-14852 is now described as follows.

Right Holder: WILLIAM STAUFFER JR

1256 W 3800 N

HOWE ID 83244-8706

Priority Date: April 08, 1948

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	0.88 CFS	250.6 AF
			0.88 CFS	250.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER

SWNWNE Sec. 22 Twp 06N Rge 29E BUTTE 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 29E 24															36.0	35.6	71.6

Total Acres: 71.6

CONDITIONS OF APPROVAL

1. Use of water under this right is combined with water from Blaine County Canal Co.
2. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
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 30th day of October, 2002



Chief, Water Allocation Bureau

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WATER RIGHT NO. 33-14853
As Modified by Transfer No. 69786

In accordance with the approval of Transfer No. 69786, Water Right No. 33-14853 is now described as follows.

Right Holder: THOMAS HEJTMANEK JR And
 BARBARA C HEJTMANEK
 1395 W 3900 N
 HOWE ID 83244

Priority Date: April 08, 1948

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	1.00 CFS	140.0 AF
			1.00 CFS	140.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWNE Sec. 34 Twp 06N Rge 29E BUTTE County
GROUND WATER	NWNWNE Sec. 34 Twp 06N Rge 29E BUTTE County
GROUND WATER	NWNWSW Sec. 34 Twp 06N Rge 29E BUTTE 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 29E 34	39.0	30.0	40.0	40.0					40.0	39.0			40.0	40.0	40.0	40.0	388.0

Total Acres: 388

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 40.0 acres within the place of use described above in a single irrigation season.
2. Approval of Transfer 69786 requires the right holder to secure control of 40 shares from Blaine County Canal Co. to ensure the shares are not used. This right shall not be used if those canal shares are used on lands located within the NENW and NWNE, S24, T6N, R29E or any other lands.
3. Rights 33-2120 and 33-14853 are limited to the irrigation of 385.0 acres within the place of use described above in a single irrigation season.
4. The total instantaneous diversion of water from all points of diversion under Transfer 69786 shall not exceed 4.39 cfs, nor total combined annual volume of 1347.5 af.

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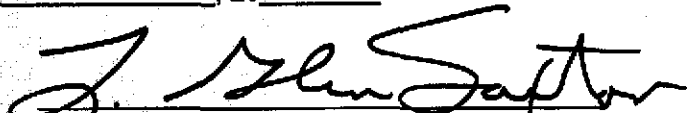
WATER RIGHT NO. 33-14853
As Modified by Transfer No. 69786

CONDITIONS OF APPROVAL

5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
6. After specific notification by the department, the right holder shall measure the diversion or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
7. 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.
8. The right holder shall accomplish the change authorized by this transfer within one (1) 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 30th day of October, 2002


Chief, Water Allocation Bureau

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MEMORANDUM

TO: FILE 33-14853
FROM: VAULT
RE: TRANSFER # 69786
DATE: 10.31.02

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**Original Transfer Application, Form and correspondence regarding the above
referenced Transfer is located within:**

FILE # 33-02045

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