

No Color
Documents
In File

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69552

This is to certify that: **LEON D FOLKMAN**
 PO BOX 823
 ARCO ID 83213
 (208)527-8231

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>
34-596	WR/Decreed	09/28/1896	2 cfs	N/A	100.0	110.0	BIG LOST RIVER
34-7069	WR/Decreed	04/02/1974	1.46 cfs	385 af		110.0	BIG LOST RIVER
34-651	WR/Decreed	06/01/1920	0.8 cfs	N/A		110.0	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>
34-596	YES	NO	YES	NO	NO	NO
34-7069	YES	NO	YES	NO	NO	NO
34-651	YES	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>
34-596	34-13711	0.03 cfs	N/A	N/A	2.0	34-13710	1.97 cfs	N/A	98.0	108.0
34-7069	34-13715	0.02 cfs	7.0 af	N/A	2.0	34-13714	1.44 cfs	378 af	N/A	108.0
34-651	34-13713	0.01 cfs	N/A	N/A	2.0	34-13712	0.79 cfs	N/A	N/A	108.0
TOTALS		0.04 cfs	N/A	N/A	2.0		3.00 cfs	N/A	N/A	108.0

Detailed Water Right Description(s) attached

Dated this 4th day of December, 2002

 Chief, Water Allocation Bureau

MICROFILMED
 FEB 25 2003

WATER RIGHT NO. 34-13713
As Modified by Transfer No. 69552

In accordance with the approval of Transfer No. 69552, Water Right No. 34-13713 is now described as follows.

Right Holder: LEON D FOLKMAN
PO BOX 823
ARCO ID 83213

Or

MARLENE FOLKMAN
PO BOX 823
ARCO ID 83213

Priority Date: June 01, 1920

Source: BIG LOST RIVER

Tributary: SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	05/01	to 10/15	0.01 CFS	
			0.01 CFS	

LOCATION OF POINT(S) OF DIVERSION:

BIG LOST RIVER NWNWNW Sec. 26 Twp 04N Rge 26E BUTTE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N 27E 7											1.0	1.0					2.0
											1.4						

Total Acres: 2

MICROFILMED
FEB 25 2003

WATER RIGHT NO. 34-13713
As Modified by Transfer No. 69552

CONDITIONS OF APPROVAL

1. Rights 34-13711, 34-13713 and 34-13715 when combined shall not exceed a total diversion rate of 0.04 cfs, and the irrigation of 2 acres.
2. 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.
3. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/01 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 5/01 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 12/14/2001.
4. Water delivered through Munsey Ditch.
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 lands above.
6. The right holder shall accomplish the change authorized by this transfer within one (1) 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 4th day of December, 2002



Chief, Water Allocation Bureau

MICROFILMED
FEB 25 2003

WATER RIGHT NO. 34-13715
As Modified by Transfer No. 69552

In accordance with the approval of Transfer No. 69552, Water Right No. 34-13715 is now described as follows.

Right Holder: LEON D FOLKMAN
PO BOX 823
ARCO ID 83213

Or

MARLENE FOLKMAN
PO BOX 823
ARCO ID 83213

Priority Date: April 02, 1974

Source: BIG LOST RIVER

Tributary: SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/15	0.02 CFS	7.0 AF
			0.02 CFS	7.0 AF

LOCATION OF POINT(S) OF DIVERSION:

BIG LOST RIVER NWNWNW Sec. 26 Twp 04N Rge 26E 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	
03N 27E 7											10	10					20
											L4						

Total Acres: 2

MICROFILMED
FEB 25 2003

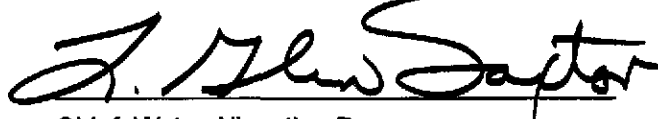
WATER RIGHT NO. 34-13715
As Modified by Transfer No. 69552

CONDITIONS OF APPROVAL

1. Rights 34-13711, 34-13713 and 34-13715 when combined shall not exceed a total diversion rate of 0.04 cfs, and the irrigation of 2 acres.
2. 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.
3. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/01 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 12/14/2001.
4. Water delivered through Munsey Ditch.
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 lands above.
6. The right holder shall accomplish the change authorized by this transfer within one (1) 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 4th day of December, 2002


Chief, Water Allocation Bureau

MICROFILMED
FEB 25 2003

WATER RIGHT NO. 34-13714
As Modified by Transfer No. 69552

In accordance with the approval of Transfer No. 69552, Water Right No. 34-13714 is now described as follows.

Right Holder: MARLENE FOLKMAN
 PO BOX 823
 ARCO ID 83213

Or

LEON D FOLKMAN
 PO BOX 823
 ARCO ID 83213

Priority Date: April 02, 1974

Source: BIG LOST RIVER

Tributary: SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/15	1.44 CFS	378.0 AF
			1.44 CFS	378.0 AF

LOCATION OF POINT(S) OF DIVERSION:

BIG LOST RIVER SWSWSW Sec. 7 Twp 03N Rge 27E 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	
03N 26E 12															36.0	34.0	70.0
03N 26E 13	38.0																38.0

Total Acres: 108

MICROFILMED
 FEB 25 2003

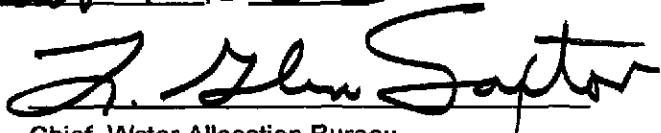
WATER RIGHT NO. 34-13714
As Modified by Transfer No. 69552

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 98 acres within the place of use described above in a single irrigation season.
2. Rights 34-13710, 34-13712 and 34-13714 when combined shall not exceed a total diversion rate of 3.00 cfs, and the irrigation of 108 acres.
3. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/01 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 12/14/2001.
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.

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 4th day of December, 20 02


Chief, Water Allocation Bureau

MICROFILMED
FEB 25 2003

WATER RIGHT NO. 34-13710
As Modified by Transfer No. 69552

In accordance with the approval of Transfer No. 69552, Water Right No. 34-13710 is now described as follows.

Right Holder: MARLENE FOLKMAN
 PO BOX 823
 ARCO ID 83213

Or

LEON D FOLKMAN
 PO BOX 823
 ARCO ID 83213

Priority Date: September 28, 1896

Source: BIG LOST RIVER

Tributary: SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	05/01	to 10/15	1.97 CFS	
			1.97 CFS	

LOCATION OF POINT(S) OF DIVERSION:

BIG LOST RIVER NWNWNW Sec. 26 Twp 04N Rge 26E 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	
03N 26E 12															36.0	34.0	70.0
03N 26E 13	38.0																38.0

Total Acres: 108

MICROFILMED

1992 5 2003

WATER RIGHT NO. 34-13710
As Modified by Transfer No. 69552

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 98 acres within the place of use described above in a single irrigation season.
2. Rights 34-13710, 34-13712 and 34-13714 when combined shall not exceed a total diversion rate of 3.00 cfs, and the irrigation of 108 acres.
3. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/01 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 5/01 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 12/14/2001.
4. Right includes accomplished change in place of use pursuant to Section 42-1425 Idaho Code.
5. Water delivered through Munsey Ditch.
6. 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 4th day of December, 2002



Chief, Water Allocation Bureau

MICROFILMED

FEB 25 2003

WATER RIGHT NO. 34-13712
As Modified by Transfer No. 69552

In accordance with the approval of Transfer No. 69552, Water Right No. 34-13712 is now described as follows.

Right Holder: MARLENE FOLKMAN
PO BOX 823
ARCO ID 83213

Or

LEON D FOLKMAN
PO BOX 823
ARCO ID 83213

Priority Date: June 01, 1920

Source: BIG LOST RIVER

Tributary: SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	05/01	to 10/15	0.79 CFS	
			0.79 CFS	

LOCATION OF POINT(S) OF DIVERSION:

BIG LOST RIVER NWNWNW Sec. 26 Twp 04N Rge 26E 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	
03N 26E 12															36.0	34.0	70.0
03N 26E 13	38.0																38.0

Total Acres: 108

MICROFILMED
FEB 25 2003

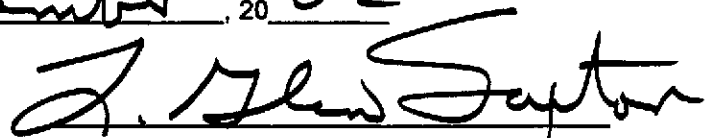
WATER RIGHT NO. 34-13712
As Modified by Transfer No. 69552

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 98 acres within the place of use described above in a single irrigation season.
2. Rights 34-13710, 34-13712 and 34-13714 when combined shall not exceed a total diversion rate of 3.00 cfs, and the irrigation of 108 acres.
3. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/01 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 5/01 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 12/14/2001.
4. Right includes accomplished change in place of use pursuant to Section 42-1425 Idaho Code.
5. Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
6. Water delivered through Munsey Ditch.
7. 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 4th day of December, 2002



Chief, Water Allocation Bureau

MICROFILMED

FEB 25 2003

WATER RIGHT NO. 34-13711
As Modified by Transfer No. 69552

In accordance with the approval of Transfer No. 69552, Water Right No. 34-13711 is now described as follows.

Right Holder: LEON D FOLKMAN
PO BOX 823
ARCO ID 83213

Or

MARLENE FOLKMAN
PO BOX 823
ARCO ID 83213

Priority Date: September 28, 1896

Source: BIG LOST RIVER

Tributary: SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	05/01	to 10/15	0.03 CFS	
			0.03 CFS	

LOCATION OF POINT(S) OF DIVERSION:

BIG LOST RIVER NWNWNW Sec. 26 Twp 04N Rge 26E 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	
03N 27E 7												1.0	1.0				2.0
												1.4					

Total Acres: 2

MICROFILMED
FEB 25 2003

WATER RIGHT NO. 34-13711
As Modified by Transfer No. 69552

CONDITIONS OF APPROVAL

1. Rights 34-13711, 34-13713 and 34-13715 when combined shall not exceed a total diversion rate of 0.04 cfs, and the irrigation of 2 acres.
2. 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.
3. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/01 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 5/01 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 12/14/2001.
4. Water delivered through Munsey Ditch.
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 lands above.
6. The right holder shall accomplish the change authorized by this transfer within one (1) 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 4th day of December, 2002


Chief, Water Allocation Bureau

MICROFILMED

FEB 25 2003

MEMORANDUM

TO: FILE 34-13712

FROM: VAULT

RE: TRANSFER # 69552

DATE: 12.4.02

=====

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

FILE # 34-596

MICROFILMED
FEB 25 2003