

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 68544 5861

RECEIVED

FEB 26 2001

Department of Water Resources
Eastern Region

This is to certify that: SCHOOL DISTRICT NO 401
PO BOX 215
DRIGGS ID 83422

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. The right holder shall accomplish the authorized change within one (1) year of the date of this approval. Failure of the right holder to comply with the conditions of approval for each water right affected by this transfer is cause for the Director to rescind approval of all or part of the transfer.

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
22-2138A	AJC/License	07/05/1950	0.76 cfs		38.0	38.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
22-2138A	NO	YES	NO	NO	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
22-2138A	22-2138A	0.76 cfs	133 af	N/A	38.0		N/A	N/A	N/A	N/A
TOTALS		0.76 cfs	133 af	N/A	38.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 16th day of February 2001

[Signature]
Chief, Water Allocation Bureau

WATER RIGHT NO. 22-2138A
As Modified by Transfer No. 68544

In accordance with the approval of Transfer No. 68544, Water Right No. 22-2138A is now described as follows.

Right Holder: SCHOOL DISTRICT NO 401
 PO BOX 215
 DRIGGS ID 83422

Priority Date: 07/05/1950

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	to 10/31	0.76 CFS	133.0 AF

0.76 CFS 133.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NESWNW Sec. 25 Twp 05N Rge 45E TETON 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	
05N 45E 25							38.0										38.0
Total Acres: 38.0																	

CONDITIONS OF APPROVAL

1. Right holder shall comply with the Drilling Permit requirements of Section 42-235, Idaho Code.
2. After specific notification by the Department, the right holder shall install a suitable measuring device 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.
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 lands above.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

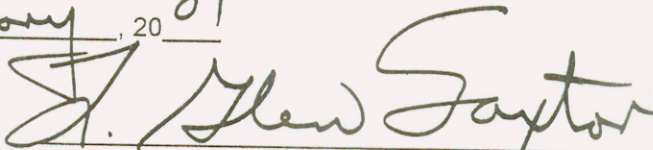
WATER RIGHT NO. 22-2138A
As Modified by Transfer No. 68544

CONDITIONS OF APPROVAL

5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

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 16th day of February, 2001


Chief, Water Allocation Bureau

State of Idaho License and Certificate of Water Right

Water License No. 21571

Amount 2.4 second feet

Water District No. _____

Priority July 5, 1950

THIS IS TO CERTIFY that

MILTON W. BUTLER and CLAUDE DALLEY

of Driggs, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated July 5, 19 50; that Permit No. 21571 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 2.5 second feet, was issued thereunder on July 15, 19 54, showing that said works were completed on the 15th day of July, 19 54; and that on the 20th day of August, 19 54,

MILTON W. BUTLER and CLAUDE DALLEY

of Driggs, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer, of Idaho, of the right to use the waters of a well ~~underground~~ (subterranean flow), for the purpose of irrigation (supplemental

, under Use Permit No. 21571 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

9 of Licenses at page 5516, on the 11th day of July, 19 55;

The right hereby confirmed dates from July 5, 19 50;

The Point of Diversion is located

In the SE 1/4 NW 1/4, Sec. 25, Tp. 5 N, R. 45 E., B. M. Teton County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 2.4 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
5 N.	45 E.	25	SW $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			N $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$	20	20
			N $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$	20	20
			Number of Acres Actually Irrigated		

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

11th day of July, 19 55.

MARK R. KULP

State Reclamation Engineer.

(SEAL)

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 21571

This proof is for Beneficial use In Water District No. _____

1. Name of applicant Milton W. Butler & Claude Dalley, Driggs, Idaho

2. Source of water supply: Subterranean from a well

3. Location of point of diversion: Is in the SE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 25
T. 5 N. R. 45 E. County of Teton

4. Describe works as they exist, giving dimensions and capacities of same: Well is 60' deep by 21" diameter perforated on the lower 40 feet. H=30' draw down 15'. There is no protection no curbing. Pump rests on timbers across the top of the well there is a Fairbanks Morse Pump, Serial No. PL 6788 driven by a Model A John Deere Tractor through a belt. This water is strictly supplemental water. It has not actually been used on the North one-third of the place except by trading with the supplemental delivery that could be used on the South two-thirds of the place.

5. Water is used for: Supplementary irrigation

6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ N $\frac{1}{2}$ SW $\frac{1}{4}$ Section 25, Twp. 5 North, Range 45 East, B. . .

See the map

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: Crops are mostly hay and grain though they are beginning to raise some potatoes.

Milton W. Butler & Claude Dalley
Driggs, Idaho

5317 U.S. Reclamation Service Permit No. 21571

Examination for Beneficial Use

County Teton

25-SN-ASE.

Q = 2.4 c.f.s.

S = well

P.D. = SENW, Sec. 25, T.5N. - R.4E.

within 1 mi. of Driggs

Use = Irrigation (Sugarcane)

Priority = Jul. 5, 1950
Due = Jul. 6, 1955

CW = 7-15-54

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
JUN 22 1955

Department of Reclamation

30' 2 1/4' perf. lower 40'

h = 30' d.d. = 15'

Pump about 100' of 100'.

Franklin's 7 1/2' x 10' pump.

PL 6782 Power a turbine

8" col. x 50'

6" d.d. to 2 1/2' x 10' d.d.

4' w. in bottom

No protection - hard but
timber can be removed.

10' x 10' x 10' 10' x 10' x 10'

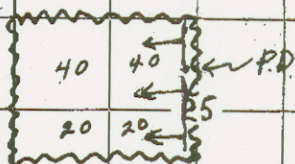
10' x 10' x 10' 10' x 10' x 10'

125 x 112 11/25

Allow 120" Supplemental

R-45E.

T.
5
N.



The North 40 has never actually been irrigated from this well but the only reason is that it has not been necessary. Irrig. has been by trading water.

This is strictly supplemental water and is not pumped until August.

I recommend the full 120 inches for the full 120 acres.

Subdivisions = four