

RECEIVED

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
CERTIFICATE OF WATER RIGHT
Transferred Right No. 390.

APR 17 1975

Department of Water Resources
Eastern District Office

This is to certify that Ezra E. Rapp, of Rigby, County of Jefferson, State of Idaho, has a right to the use of the waters of Snake River, for irrigation and domestic purposes, and that said right has been confirmed by decree of the District Court of the Sixth Judicial District of the State of Idaho, in and for the County of Fremont, in the case of Rexburg Irrigation Company, et al, plaintiffs, vs. Teton Irrigation Canal Company, et al., defendants, J. M. Stevens, District Judge, wherein 3500 inches of the waters of Dry Bed of South Fork of Snake River, in Water District No. 36, were decreed to the Butler Island Canal Company, Ltd., said right bearing date of priority of June 1, 1885; that said decree has been entered in the records of the Department of Reclamation of the State of Idaho in Book 3 of Decrees at page 450; that the applicant is now the owner and holder of 58-1/3 inches of said water right for the irrigation of the Northwest quarter (NW $\frac{1}{4}$) of Section 20, Township 4 North, Range 40 East of Boise Meridian; that, upon the application of said applicant, Ezra E. Rapp, for a transfer of water right made before the Commissioner of Reclamation of the State of Idaho and the said application having been granted, the right to the use of 58-1/3 inches of the waters of Dry Bed of South Fork of Snake River is hereby abandoned upon the lands above described and a description of the lands to be irrigated under such right and to which the water right hereby confirmed shall by this certificate become appurtenant, for irrigation and domestic use, is given in the following table, limited at any given time to an amount actually needed and beneficially used for such purposes and shall not exceed the following amount, to-wit:

58-1/3 inches, dated June 1, 1885:

Twp.	Rge.	Sec.	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
4 N.	39 E.	20		40			40

That said water is now diverted in the NE $\frac{1}{4}$ of Sec. 35, Twp. 4 North, Range 40 E., B.M., and carried through the Butler Island Canal but will hereafter, by authority of this certificate, be diverted in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 29, Twp. 4 North, Range 40 E., B.M., and carried through the canal of the Burgess Canal & Irrigation Company.

That 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 the State of Idaho.

Witness, The seal and signature of the Commissioner of Reclamation of the State of Idaho, affixed at Boise, this 13th day of August, 1926.

W. C. SWENDSEN
Commissioner of Reclamation

MICROFILMED

By

E. H. Carter
Assistant.