



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

A. KENNETH DUNN

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

RECEIVED

APR 6 1984

Department of Water Resources
Eastern District Office

April 4, 1984

RE: Transfer of Water Right No. 35-7537

Reed C. &/or Mary W. Berrett
Roberts,
Idaho 83444

Dear Mr. and Mrs. Berrett:

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 2999).

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

Enclosure

Transfer No. 2999Water Right No. 35-7537STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use

Name of applicant Reed C. &/or Mary W. Berrett Phone 228-6041 home
328-3575
Post Office address Roberts, ID 83444

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ (Name of court) county of _____
- b. License No. 35-7537 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water Groundwater tributary to _____4. Date of priority 10-14-1975

5. Water is used for the following purposes:

amount 6.99 cfs for Irrigation purposes from 4-1 to 11-1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 6.99 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 4
Township 4N Range 36E, B.M., in Jefferson County
Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	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 $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
4N	36E	4					L3 39	L4 38	39	40	40	39	39	40					314
		9					40	39											79

Total number of acres to be irrigated 3939. Describe any other water rights used for the same purpose as described above None

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? _____ If yes, describe in item D, REMARKS.

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum

Point of diversion _____ $\frac{1}{4}$ _____ $\frac{1}{4}$, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____

3. Place of use:

[illegible]

Total number of acres to be irrigated _____

1. General Information

a. Amount of water to be diverted 6.99 c.f.s. &/or _____ acre feet

b. Description of diverting works Well, pump to sprinkler system

c. Describe the reasons for the proposed changes Applicant wishes to move
water to better farm land (also Desert Land Entry) I-14135

2. Change in point of diversion NO CHANGE

Point of diversion _____ ¼ _____ ¼, Section _____ Township _____

Range _____, B.M., _____ County

Additional points _____

3. Change in place of use.

a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X _____. If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.

b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer

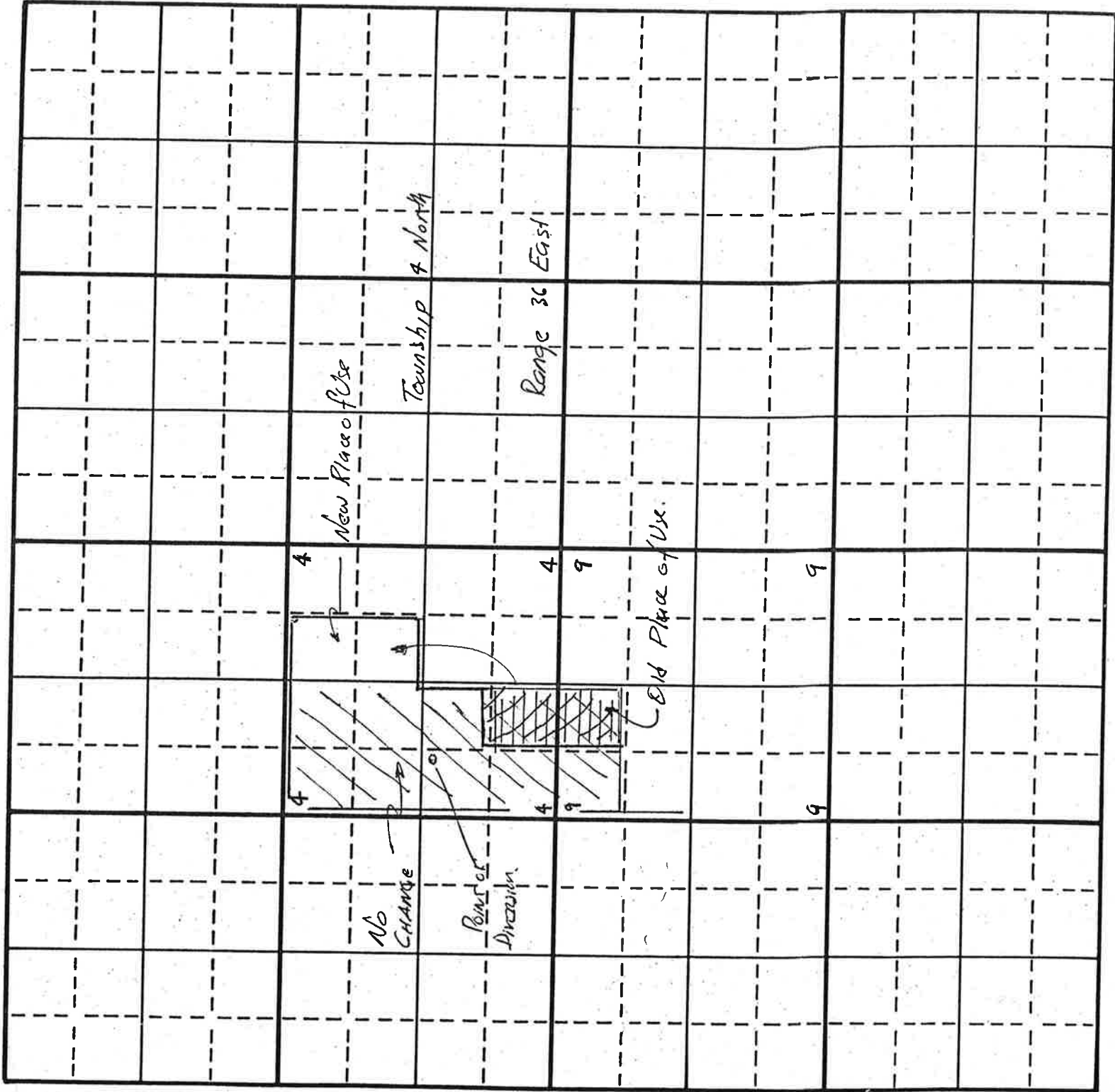
The land from which the water is being moved will no longer be irrigated.

c. Describe the lands of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE 1/4			NW 1/4			SW 1/4			SE 1/4			TOTALS
			NE 1/4	NW 1/4	SW 1/4	NE 1/4	NW 1/4	SW 1/4	NE 1/4	NW 1/4	SW 1/4	NE 1/4	NW 1/4	SW 1/4	
4N	36E	4	L2 43	L4 39	40	L3 39	L4 38	39	40	37	39	39			354
		9					39								39

Total number of acres to be irrigated 393

4. Describe any other water rights used for the same purpose as described above.
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

D. REMARKS

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 willfull misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 9th day of February, 19 84

Mary W. Bennett
(Signature of Applicant)

Allen Wray
(Notary Public)

My commission expires 6-15-85

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 35-7537
and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 3rd day of April, 19 84

J. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by <u>SM</u>	Date <u>2/9/84</u>	Protest filed by _____
Prelim. check by <u>KCW</u>	Fee <u>50.00</u>	_____
Receipted by <u>BP</u>	Date <u>2/9/84</u> # <u>33443</u>	_____
Published in <u>Bigby Star</u>	Copies of protest forwarded by _____	
Pub. dates <u>2/23 - 3/1/84</u>	Hearing held by _____ Date _____	
Watermaster recommendation requested on _____	Recommended for <u>approval</u> denial	
_____ rec'd.	by <u>EMC</u>	