

Transfer No. 2979Water Right No. 35-7155

APPROVED

STATE 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 Thomason Farms, Inc. Phone 356-3376Post Office address Rt. 1, Box 385 Rexburg, ID 83440

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. _____ Decreed to _____ (Name)
in case of _____ vs _____
dated in _____ in _____ county of _____
(Name of court)

b. License No. 35-7155 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 Bought on
contract from Lowell C. Moore

3. Source of water Groundwater tributary to _____

4. Date of priority November 2, 1970

5. Water is used for the following purposes:

amount 2.0cfs for Irrigation purposes from 5/1 to 10/1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 2.0 cubic feet per second
&/or
b. 610.9 acre feet per annum

7. Location of original point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 3
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													39			40	79
		3									39	39	40	40					158

This right when combined with right #35-2460
Shall provide no more than 3.5 afa per acre Total number of acres to be irrigated 237
on lands above.

9. Describe any other water rights used for the same purpose as described above 35-2460

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.

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ 1/4 _____ 1/4, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
3. Place of use: _____

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	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total number of acres to be irrigated _____

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

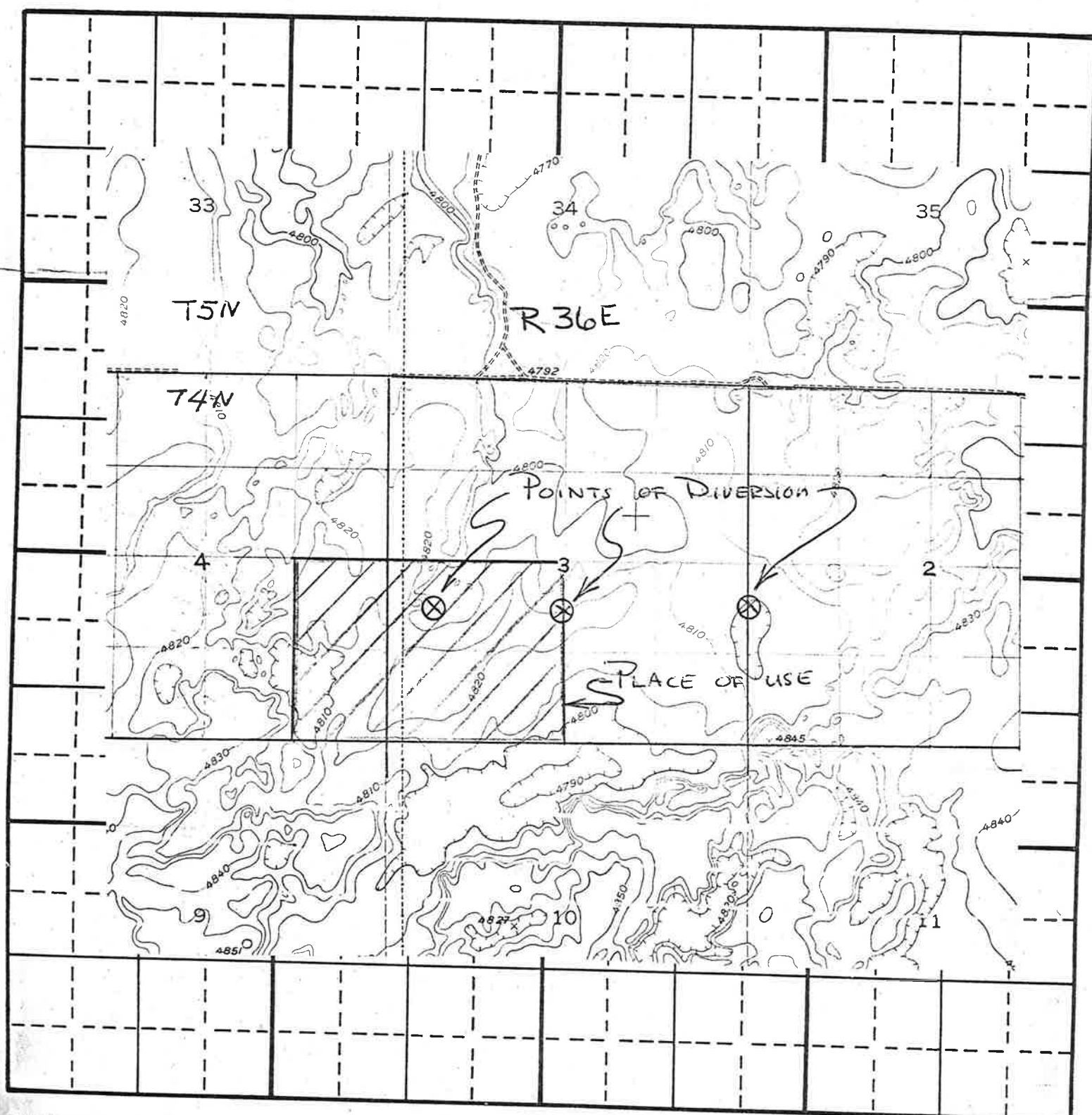
1. General Information
- a. Amount of water to be diverted 2.0 c.f.s. &/or 610.9 acre feet
- b. Description of diverting works Well, pump to mainline with sprinklers.
- c. Describe the reasons for the proposed changes Add points of diversion.
2. Change in point of diversion
- Point of diversion NW 1/4 SW 1/4, Section 3 Township 4N
Range 36E, B.M., Jefferson County
Additional points NE 1/4 SE 1/4, NW 1/4 SE 1/4, NE 1/4 SW 1/4, Sec. 3, NW 1/4 SW 1/4 Sec. 2, T. 4N
R36E.
3. Change in place of use NO CHANGE
- 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 ☐. 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
None

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

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	36E	4													39			40	79
		3									39	39	40	40					158

Total number of acres to be irrigated 237

4. Describe any other water rights used for the same purpose as described above. #35-2460
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

This transfer is to list all points of diversion that are combined into a common system to deliver water to this right.

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.

Wayne L. Thompson
(Signature of Applicant)

Subscribed and sworn to before me this 15 day of December, 1983

Philip W. Gann
(Notary Public)
Roxbury, Texas

My commission expires 10-85

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 35-7155 and said application is hereby APPROVED, subject to the following limitations and conditions:

This right when combined with right 35-2460 shall provide no more than 3.5 afa per acre for lands irrigated under this transfer.

Witness my hand this 6th day of April, 1984

J. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by <u>AW</u>	Date <u>12-16-83</u>	Protest filed by _____
Prelim. check by <u>HWJ</u>	Fee <u>\$50.00</u> <u>#297771</u>	_____
Received by <u>JW</u>	Date <u>12-16-83</u>	_____
Published in <u>Jefferson Star</u>	Copies of protest forwarded by _____	_____
Pub. dates <u>Dec. 29 - Jan 5, 1984</u>	Hearing held by _____ Date _____	_____
Watermaster recommendation requested on <u>N.A.</u>	Recommended for <u>approval</u> denial	_____
_____ rec'd.	by <u>ERK. Jm</u>	_____



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

RECEIVED

APR 12 1984

Department of Water Resources
Eastern District Office

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

April 6, 1984

RE: Transfer of Water Right No. 35-7155

Thomason Farms, Inc.
Rt. 1, Box 385
Rexburg, ID 83440

Gentlemen:

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 2979). Be sure to note the conditions of approval as listed on the fourth page.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

JJ:sc

Enclosure

State of Idaho
Department of Water Resources

RECEIVED

MAR 6 1981

WATER RIGHT LICENSE

Department of Water Resources
Eastern District Office

License of Water Right No. 35-7155 Priority November 2, 1970 Amount 2.0 cfs

THIS IS TO CERTIFY, that LOWELL C. MOORE
of Roberts, Idaho, has complied with the terms and conditions of Permit
No. 35-7155 issued pursuant to Application for Permit dated November 2, 1970,
and has submitted proof to the Department of Water Resources on November 10, 1972,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 3.40 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>May 1</u> to <u>October 1</u>	at <u>2.0</u> cfs and	<u>610.9</u> acre feet
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 2.0 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
610.9 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 3, Twp. 4N,
Rge. 36E, B.M. in the County of Jefferson

Description and location of 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													39			40	79
		3								39	37	37	34						158

Total number of acres irrigated 237

This right when combined with right 35-2460 shall provide no more than 3.5 afa
per acre on the lands above.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 27 day of
February, 19 81.

Director