



JUN 24 1983

Department of Water Resources
Eastern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 2312

Water Right No. 35-4016

APPROVED

APPLICATION FOR TRANSFER OF WATER RIGHT

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

Name of applicant Chester Wahlen Phone 328-2283

Post Office address Sterling, Idaho 83279

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. _____ issued by the Idaho Department of Water Resources

c. Claim No. 35-4016 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 5-26-1961

5. Water is used for the following purposes:

amount 6.0 cfs for Irrigation purposes from 4-15 to 10-15
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 6.0 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 29
Township 6S Range 30E, B.M., in Bingham 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 $\frac{1}{4}$	
6S	30E	29					40	40	40	40	40	40	40	40					320

Total number of acres to be irrigated 320

9. 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? no 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 _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

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 6.0 c.f.s. &/or _____ acre feet
- b. Description of diverting works 2 wells with common mainline to existing sprinkler system
- c. Describe the reasons for the proposed changes Applicant wishes to make system more efficient by lowering horsepower of system.
2. Change in point of diversion
- Point of diversion SW ¼ NW ¼, Section 29 Township 6S
Range 30E, B.M., Bingham County
Additional points SW¼SW¼, Sec. 29, T. 6S, R. 30E
3. Change in place of use NO CHANGE
- a. Are there leins, 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

NO CHANGE

Total number of acres to be irrigated 320

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- The map is a technical drawing of a land section, likely for water rights or land management. It features a grid of sections, with a central section labeled 'SECTION 29'. To the right of this section is 'TOWNSHIP 6S. SOUTH' and 'RANGE 30 EAST'. The map is bounded by 'PLEASANT VALLEY' to the north and 'BINGHAM CO POWER CO' to the south. A 'Well' is marked in the center of Section 29, with a nearby 'EXISTING WELL' also indicated. A 'NEW POINT OF DIVERSION' is marked on the southern boundary of Section 29. The map includes various elevation points (e.g., 4598, 4578, 4564, 4570, 4560, 4557, 4535, 4526, 4500) and a 'Well' marked with a dot. The map is overlaid with a grid of sections, with a central section labeled 'SECTION 29'. To the right of this section is 'TOWNSHIP 6S. SOUTH' and 'RANGE 30 EAST'. The map is bounded by 'PLEASANT VALLEY' to the north and 'BINGHAM CO POWER CO' to the south. A 'Well' is marked in the center of Section 29, with a nearby 'EXISTING WELL' also indicated. A 'NEW POINT OF DIVERSION' is marked on the southern boundary of Section 29. The map includes various elevation points (e.g., 4598, 4578, 4564, 4570, 4560, 4557, 4535, 4526, 4500) and a 'Well' marked with a dot.

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 11th day of March, 19 83

Christen Ahler
(Signature of Applicant)
Callan Whaley
(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. 35-4016 and said application is hereby APPROVED, subject to the following limitations and conditions:
Approval of transfer does not validate right claimed under No. 35-4016.

Witness my hand this 21st day of June, 19 83

L. Glen Saxton
L. GLEN SAXTON, Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by <u>S.M.</u>	Date <u>3-11-83</u>	Protest filed by _____
Prelim. check by <u>HWT</u>	Fee <u>\$50.00</u>	_____
Receipted by <u>(u)</u>	Date <u>3-11-83</u> # <u>28486</u>	_____
Published in <u>Blackfoot News</u>	Copies of protest forwarded by _____	
Pub. dates <u>3/24 & 3/31/83</u>	Hearing held by _____ Date _____	
Watermaster recommendation requested on _____	Recommended for <u>approval</u> denial	
_____ rec'd. _____	by <u>Jim</u>	

Transfer No. 2812Water Right No. 35-4016STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**APPROVED****APPLICATION FOR TRANSFER OF WATER RIGHT****To Change the Point of Diversion and/or the Place of Use**Name of applicant Chester Wahlen Phone 328-2283Post Office address Sterling, Idaho 83279**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. _____ issued by the Idaho Department of Water Resources

c. Claim No. 35-4016 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** 5-26-1961**5. Water is used for the following purposes:**

amount 6.0 cfs for Irrigation purposes from 4-15 to 10-15
amount _____ for _____ purposes from _____ to _____
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&/or
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7. Location of original point of diversion is SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 29
Township 6S Range 30E, B.M., in Bingham 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 $\frac{1}{4}$	
6S	30E	29					40	40	40	40	40	40	40	40					320

Total number of acres to be irrigated 320**9. 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? no
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 6.0 c.f.s. &/or _____ acre feet
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2. Change in point of diversion

Point of diversion SW 1/4 NW 1/4, Section 29 Township 6S
Range 30E, B.M., Bingham County
Additional points SW 1/4 SW 1/4, Sec. 29, T. 6S, R. 30E

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

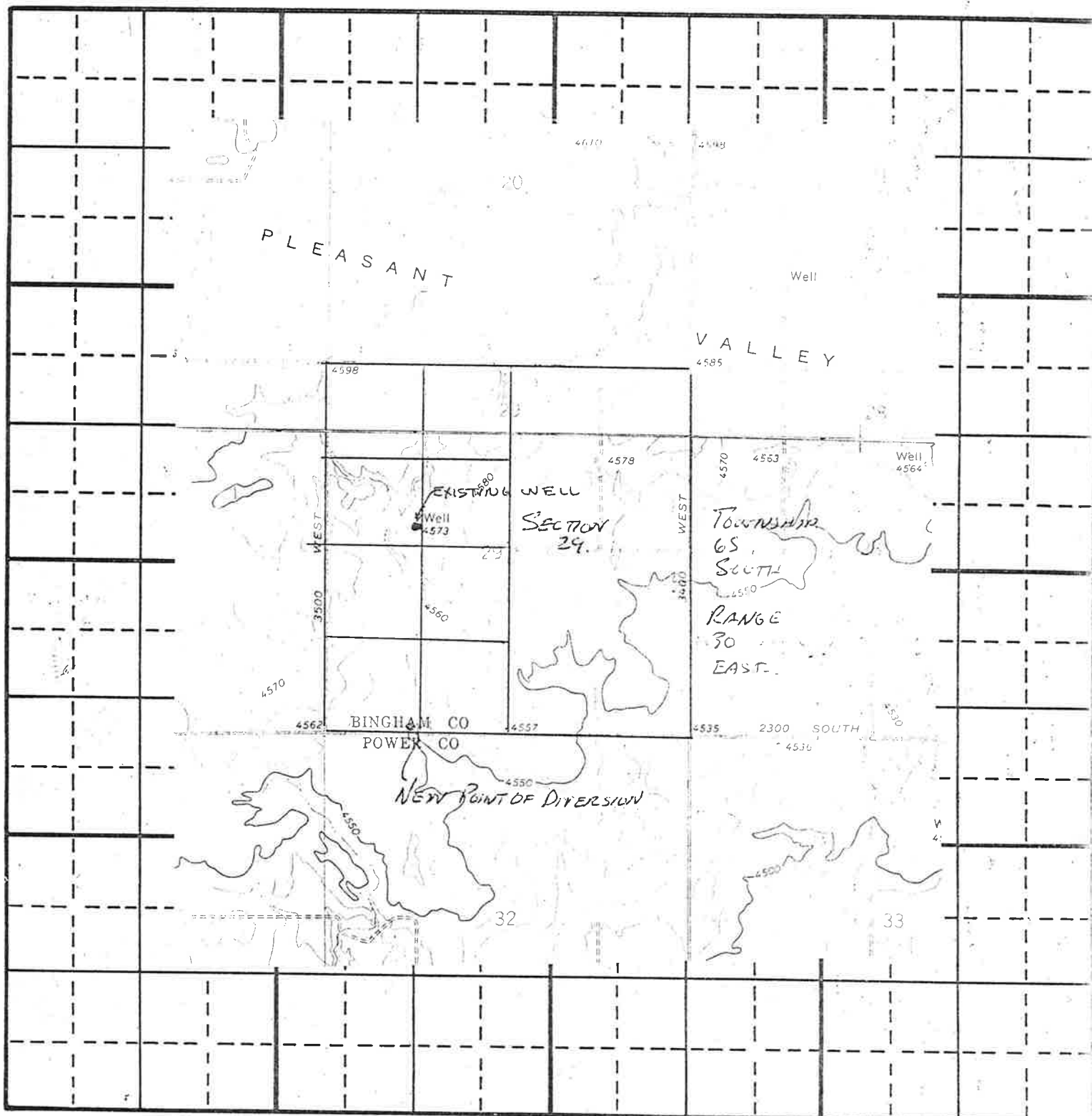
c. Describe the lands place of use to which the right will be transferred:

NO CHANGE

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6S	30E	29					40	40	40	40	40	40	40	40					320

Total number of acres to be irrigated 320

4. Describe any other water rights used for the same purpose as described above. None
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.

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Christen Stahler
(Signature of Applicant)

Subscribed and sworn to before me this 11th day of March, 19 83

Callie Wray
(Notary Public)

My commission expires 6-15-85

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Approval of transfer does not validate right claimed under No. 35-4016.

Witness my hand this 21st day of June, 19 83

L. Glen Saxton

L. GLEN SAXTON, Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by S.M. Date 3-11-83 Protest filed by _____

Prelim. check by HWT Fee \$50.00

Receipted by CU Date 3-11-83 # 25486

Published in Blackfoot News Copies of protest forwarded by _____

Pub. dates 3/24 - 3/31/83 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for approval denial

_____ rec'd. _____ by Jim