

Transfer No.

2621

Water Right No.

AUG 9 1982

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPROVED

Department of Water Resources
Eastern District Office

APPLICATION FOR TRANSFER OF WATER RIGHT

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

Name of applicant Lloyd Fullmer Phone 456-2393Post Office address Box 4 Tetonia, Idaho 83452

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. 22-0161 Decreed to Walter Barney (Name)
in case of Rexburg Irrigation Co. et al vs Teton Irrigation Canal Co. et al
dated in 12/16/1910 in 6th Judicial Dist. county of Fremont
(Name of court)

b. License No. _____ 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 Family ownership and warranty deed

3. Source of water South Leigh Creek tributary to Teton River

4. Date of priority June 1, 1896

5. Water is used for the following purposes:

amount 2.4cfs for Irrigation purposes from NOT SPECIFIED to _____
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 2.4 cubic feet per second
&/or
b. NOT SPECIFIED acre feet per annum

7. Location of original point of diversion is _____ 1/4 of _____ 1/4 of Section _____
Township _____ Range _____, B.M., in _____ County

Additional points of diversion, if any _____

8. Lands irrigated or 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	
6N	46E	32									X			X			X		

Total number of acres to be irrigated 120*

*See remarks Item D

9. Describe any other water rights used for the same purpose as described above 22-0610

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
- 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 0.6 (22-0582) § 0.2 (22-0347) 0.4 (22-0349)
22-0161 1.0 (22-0583) § 0.6 (22-0348)
- a. Amount of water to be diverted 2.4 c.f.s. &/or _____ acre feet
- b. Description of diverting works _____
- c. Describe the reasons for the proposed changes Consolidating amount of water to one inch per acre, specifying the point of diversion, and listing acres in place of use.
- ~~Lic.~~ 22-0161 Also for Lic. #22-0161 changing place of use from lands sold to lands retained by applicant
2. Change in point of diversion
- Point of diversion SW 1/4 NW 1/4, Section 5 Township 44N
Range 118W, B.M., Teton County Wyoming
- 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 Earlier priority right (22-0161) will be transferred to those lands.
Lic. 22-0161 - no affect to land sold, right 22-0610 will remain appurtenant to those lands and new owners will drill a well.

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by: 22-0347
22-0348
 - a. Decree No. 22-0349 decreed to Arthur Jarman
(Name)
in case of Rexburg Irrigation Co. et al's Teton Irrigation Canal Co. et al
dated in 12/16/1910 in 6th Judicial District county of Fremont
(Name of Court)
 - b. License No. 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 Family ownership and warranty deed

3. Source of water South Leigh Creek tributary to Teton River
4. Date of priority 6/1/1901 (22-0347)
6/1/1902 (22-0348) 6/1/1903 (22-0349)

5. Water is used for the following purposes: NOT SPECIFIED
- 22-0347 amount 0.4cfs for Irrigation purposes from to
- 22-0348 amount 1.2cfs for Irrigation purposes from NOT SPECIFIED to
- 22-0349 amount 0.8cfs for Irrigation purposes from Not Specified to
(month/day — both dates inclusive)

6. Total amount of water under right: a. 0.4 (22-0347)
1.2 (22-0348)
0.8 (22-0349) cubic feet per second
&/or
b. NOT SPECIFIED acre feet per annum
7. Location of original point of diversion is % of % of Section
Township Range B.M., in County
Additional points of diversion, if any

8. Lands irrigated or 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	
6N	46E	32										X	X						
		31													X			X	
5N	46E	5						X	X										
		6					X			X									

Total number of acres to be irrigated NOT SPECIFIED

9. Describe any other water rights used for the same purpose as described above 22-0610
22-0582. 22-0583
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). 0.2 (22-0347)

0.6 (22-0348)

1. Amount of water: a. 0.4 (22-0349) cubic feet per second
&/or
b. _____ acre feet per annum

2. Point of diversion SW NW ¼, Section 5 Township 44N
Range 118W B.M. Teton County Wyoming

Additional points _____

3. Place of use: Acres listed have historically been irrigated.

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
6N	46E	31													40			40	80
		32										40	40						80

Total number of acres to be irrigated 160

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

22-0582

a. Decree No. 22-0583 Decreed to Charles Williams
(Name)
in case of Rexburg Irrigation Co. et al vs Teton Irrigation Canal Co. et al
dated in 12/16/1910 in 6th Judicial District County of Fremont
(Name of court)

b. License No. _____ 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 Family ownership and warranty deed

3. Source of water South Leigh Creek tributary to Teton River
5/15/1897 (22-0582)

4. Date of priority 6/1/1899 (22-0583)

5. Water is used for the following purposes:

NOT SPECIFIED

22-0582 amount 1.2cfs for Irrigation purposes from _____ to _____

22-0583 amount 2.0cfs for Irrigation purposes from NOT SPECIFIED to _____

amount _____ for _____ purposes from _____ to _____
1.2 (22-0582) (month/day — both dates inclusive)

2.0 (22-0583)

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

b. _____ acre feet per annum

NOT SPECIFIED

7. Location of original point of diversion is _____ 1/4 of _____ 1/4 of Section _____

Township _____ Range _____, B.M., in _____ County

Additional points of diversion, if any _____

8. Lands irrigated or place of use: 22-0582 and 22-0583

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	
6N	46E	32										X	X						
		31													X			X	
5N	46E	5						X	X										
		6					X			X									

Total number of acres to be irrigated NOT SPECIFIED

9. Describe any other water rights used for the same purpose as described above 22-0610

22-0347, 22-0348, 22-0349

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).

0.6 (22-0582)
1.0 (22-0583)

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

2. Point of diversion SW NW 1/4, Section 5 Township 44N
Range 118W B.M. Teton County Wyoming
Additional points _____

3. Place of use: Acres listed have historically been irrigated.

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	
6N	46E	31													40			40	80
		32									40	40							80

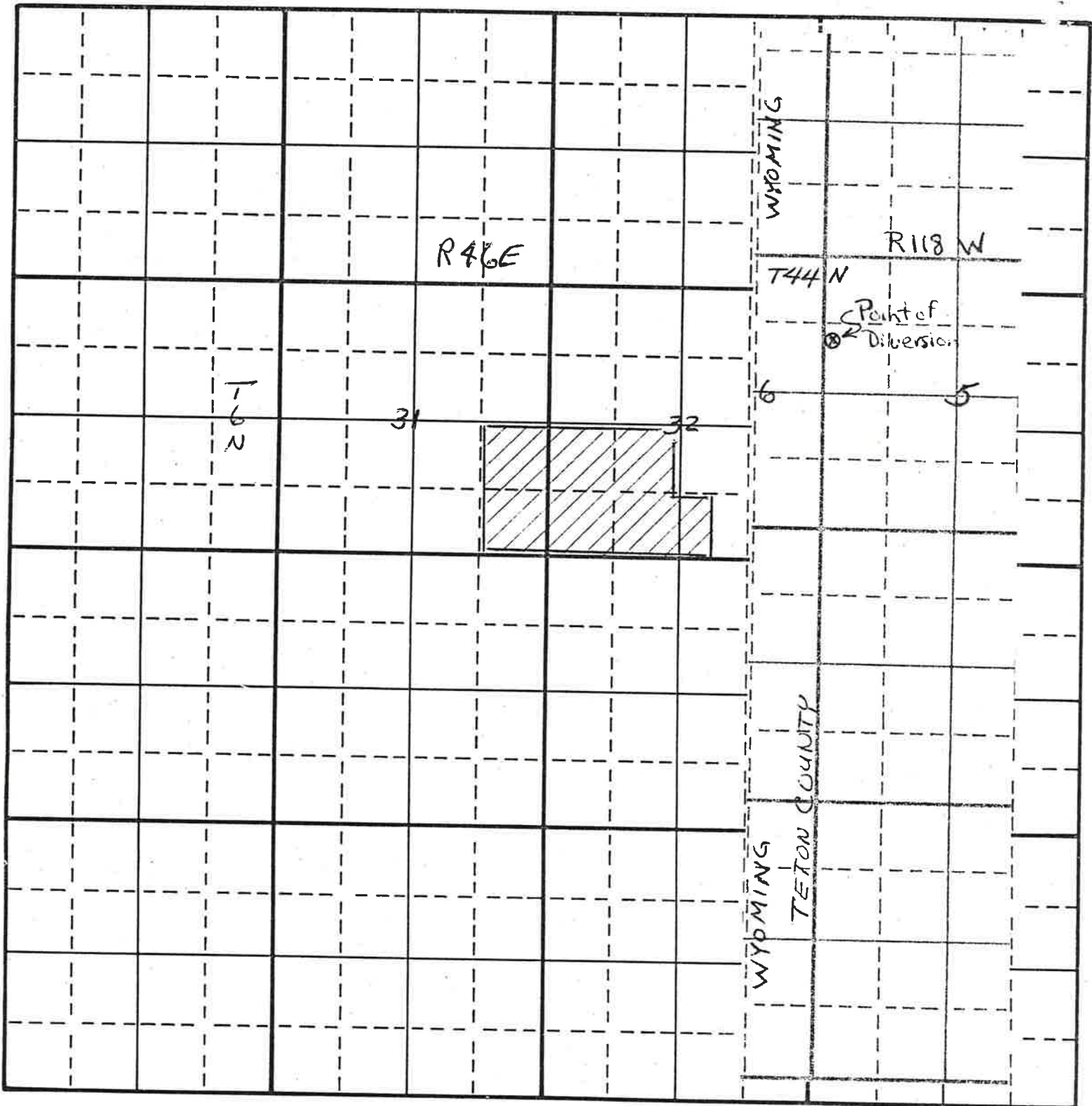
Total number of acres to be irrigated 160

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	
License	#22-0582	22-0583	22-0347	22-0348	22-0349														
6N	46E	31													40			40	80
		32										40	20						60
License	#22-0161																		
6N	46E	32								40		20	40				Lot 4 20 -20		120

Total number of acres to be irrigated 260

4. Describe any other water rights used for the same purpose as described above. 22-0610
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

~~File~~ #22-0161, p.44, of the Rexburg Decree lists three 40 acre then states, "containing 160 acres"). Points of diversion listed have historically been used

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.

Moyel Fulmore
(Signature of Applicant)

Subscribed and sworn to before me this 8th day of December, 19 81.

Ronald D. Carben
(Notary Public)

My commission expires 2/14/82

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 22-0161, 22-0582, 22-0583, 22-0347, 22-0348, & 22-0349 and said application is hereby APPROVED, subject to the following limitations and conditions:

1. A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works.
2. Use of water under this right is subject to control by the watermaster of State Water District No. 01, Snake River.
3. Lands irrigated under rights 22-0582, 22-0583, 22-0347, 22-0348, & 22-0349 shall be limited to 140 acres.

Witness my hand this 30th day of July, 19 82.

A. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by KCW Date 12-08-81 Protest filed by _____
Prelim. check by HWIS Fee 50.00 _____
Receipted by KCW Date 12-08-81 _____
Published in Teton Valley News #19193 Copies of protest forwarded by _____
Pub. dates 12/24 & 12/31/81 Hearing held by _____ Date _____
Watermaster recommendation requested on 12-18/81 Recommended for approval denial
_____ rec'd. WD #01 by E.C. Jim DRS
1-12-82