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Transfer No. 2546

Water Right No. 31-2410
31-7085

Department of Water Resources
Eastern District
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 Dale &/or Linda Murdock Phone 663-4609

Post Office address Terreton, ID 83450

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. 31-2410 & 31-7085 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

Acquired rights through purchase from original holder. See attached contract of sale.

3. Source of water Groundwater tributary to

4. Date of priority 31-2410 (2/22/1964) 31-7085 (4/3/1973)

5. Water is used for the following purposes:

31-2410 amount 4.0 cfs for irrigation purposes from April 1 to Nov. 1

31-7085 amount 6.0 cfs for irrigation purposes from April 1 to Nov. 1

amount for purposes from (month/day — both dates inclusive)

6. Total amount of water under right: a. 10.0 cubic feet per second &/or
b. acre feet per annum

7. Location of original point of diversion is SW ¼ of NW ¼ of Section 12

Township 6N Range 35E, B.M., in Jefferson 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	
31-2410																			
6N	35E	11	40			37									40			24	141
		12						15	16			28							59
																			(200)
31-7085																			
6N	35E	11		39	39	3		30	40		34			39		39	39	16	318
		12						25	24			12							61
																			(379)
																			Total number of acres to be irrigated 579

* 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? yes 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. 7.69 cubic feet per second
&/or
b. _____ -acre feet per annum
2. Point of diversion SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 12 Township 6N
Range 35E, B.M., Jefferson County
Additional points _____
3. 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 $\frac{1}{4}$	
31-2410 6N	35E	11	38			37									40			24	139
		12						15	16				28						59
																			(198)
31-7085 6N	35E	11		39	39	3										39	39	16	175
		12						25	24			12							61
																			(236)

Total number of acres to be irrigated 434

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

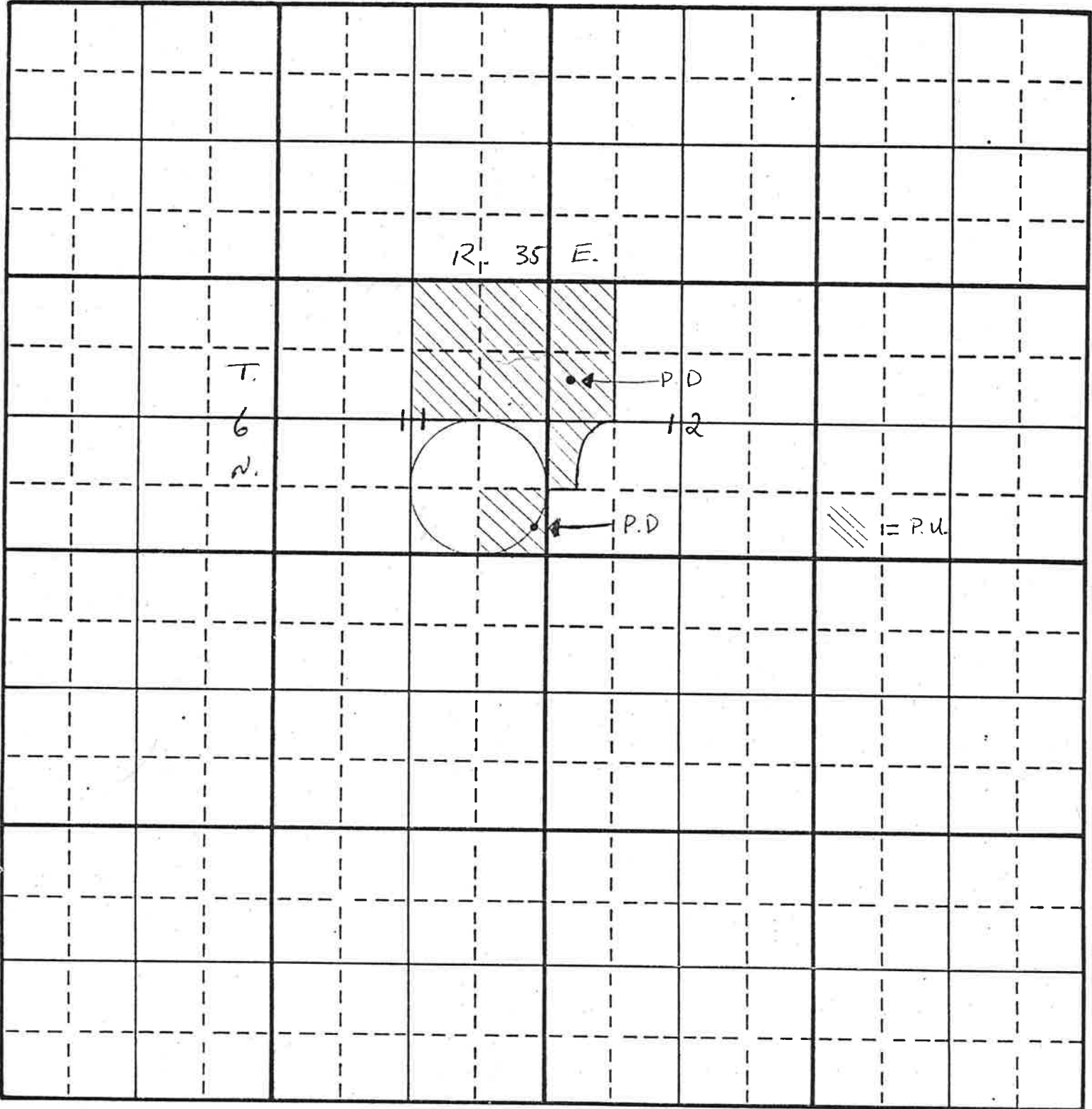
1. General Information
- a. Amount of water to be diverted 5.34 c.f.s. &/or 3.16 acre feet
(31-2410) (31-7085) 2.18
- b. Description of diverting works Circle pivot sprinkler and flood irrigation.
- c. Describe the reasons for the proposed changes Applicant is installing a circle pivot sprinkler system that will be distinct from the previous system, and wishes to have the new system on a new well.
2. Change in point of diversion
- Point of diversion SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 11 Township 6N
Range 35E, B.M., Jefferson County
Additional points SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 12, Twp. 6N, Rge. 35E
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 XX. 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
This transfer will consolidate the 32 acres into the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, Twp. 6N, Rge. 35E. The remaining lands in the SE $\frac{1}{4}$, Sec. 11, Twp. 6N, Rge. 35E will be covered by a new application for permit.

c. Describe the lands and place 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	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	
31-2410	6N	35E	11	38		37												24	99
		12					15	16			28								59
31-7085	6N	35E	11	39	39	3												8	(158) 89
		12					25	24											49
																			(138)

Total number of acres to be irrigated 296

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.



D. REMARKS

Lands not irrigated (from section A-10):

31-2410: 20 acres NE $\frac{1}{4}$ SE $\frac{1}{4}$ & 20 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, T. 6N, R. 35E

31-7085: 31 acres NW $\frac{1}{4}$ SE $\frac{1}{4}$, 39 acres SW $\frac{1}{4}$ SE $\frac{1}{4}$, 16 acres SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 11; 12 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 12, T. 6N, R. 35E

* 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.

Dale S. Murdock
(Signature of Applicant)

Subscribed and sworn to before me this 17th day of April, 19 81

Mary E Loop
(Notary Public)

My commission expires lifetime

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 31-2410 & 31-7085 and said application is hereby approved, subject to the following limitations and conditions:

Diversion of water under this transfer shall be limited to 3.16 cfs for Right No. 31-2410 and 2.18 cfs for Right No. 31-7085.

Witness my hand this 23rd day of July, 19 81

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

FOR DEPARTMENT USE ONLY

Received by JIC Date 4/13/81 Protest filed by _____
Prelim. check by Kew Fee _____
Receipted by KW Date 4/13/81 # 17168
Published in Bigby Star Copies of protest forwarded by _____
Pub. dates 4/30 & 5/07/81 Hearing held by _____ Date _____
Watermaster recommendation requested on _____ Recommended for approval denial
_____ rec'd. _____ by EMC

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 31636/31-2410 Priority Feb. 22, 1964 Amount 4.0 cfs
(late proof)

THIS IS TO CERTIFY, that RAY E. & VERLA BYRNE
of Terreton, Idaho, have, ~~has~~ complied with the terms and conditions of Permit
No. 31636/31-2410 issued pursuant to Application for Permit dated January 7, 1964,
and has submitted proof to the Department of Water Administration on February 25, 1969,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 7.3 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:

Amount 4.0 cfs for Irrigation from April 1 to Nov. 1 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 4.0 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 12, Twp. 6 N, Rge. 35 E, B.M.

in the county of Jefferson; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 600 acre feet per year or _____
3.0 acre feet per acre.

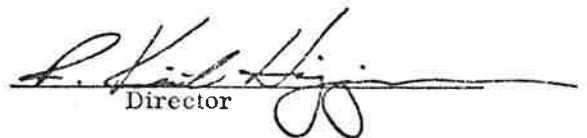
Description and location of place of use:

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 $\frac{1}{4}$	
6N	35E	11	40			37									40			24	141
		12					15	16			28								59

Total number of acres irrigated 200

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 21ST day of
February, 19 73.


Director