

RECEIVED

WATER DISTRICT 1

001 2 1915

Transfer No. 2342

Water Right No.

01-0031X/0132X/0133X/0263

Department of Water Resources

STATE OF IDAHO

Eastern District Office DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

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

APPROVED

Name of applicant New Lavaside Canal Company Phone 785-3459

Post office address % Glen Ramey, Route #1, Box 139, Blackfoot, Idaho 83221

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree to New Lavaside Ditch Company, Ltd. (Name)

in case of Rexburg Irrigation Co., et al vs Teton Irrigation Canal Co., et al

dated 12-16-1910 in Sixth Judicial Court 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

3. Source of water Snake River tributary to Columbia River

4. Date of priority (01-0131X) 6-01-1884; (01-0132X) 3-01-1889; (01-0133X) 11-24-1890

5. Water is used for the following purposes:

01-0131X amount 19.79 for Irrigation purposes from 4/1 to 11/1

01-0132X amount 59.36 59.37 for Irrigation purposes from 4/1 to 11/1

01-0133X amount 71.24 for Irrigation purposes from 4/1 to 11/1 (month/day - both dates inclusive)

6. Total amount of water under right: a. 150.4 cubic feet per second &/or b. acre feet per annum

7. Location of original point of diversion is NE 1/4 of SE 1/4 of Section 27

Township 1S Range 36E, B.M., in Bingham County

Additional points of diversion, if any

8. Lands irrigated or place of use: REFER TO LAND LIST ATTACHMENT

TWP.	RANGE	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

9. Describe any other water rights used for the same purposes as described above

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by: 01-0263
- a. Decree to New Lavaside Ditch Company (Name)
in case of Woodville Canal Company vs Clark & Edwards Canal & Irrig. Co. e
dated 6-25-1929 in U.S. District Court county of Eastern Division
(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 _____

3. Source of water Snake River tributary to Columbia River
4. Date of priority 1-22-1916
5. Water is used for the following purposes:
amount 30.0 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. 30.0 cubic feet per second
b. _____ &/or
_____ acre feet per annum
7. Location of original point of diversion is _____ % of Lot 3 _____ % of Section: 24
Township 1S Range 36E, B.M., in Bingham County
Additional points of diversion, if any _____

8. Lands irrigated or place of use: REFER TO LAND LIST ATTACHMENT

[illegible]

Total number of acres to be irrigated: 1

9. Describe any other water rights used for the same purposes as described above

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

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

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

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

1. Change in point of diversion

a. Amount of water to be diverted 180.4 c.f.s. &/or _____ acre feet

b. Point(s) of diversion SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 27 Township 1S
Range 36E, B.M., Bingham County

Additional points NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 12, T. 2S, R. 35E

c. Description of diverting works pump and pipeline, diversion dam, headgate & canal

d. Describe the reasons for applying for a change in the point(s) of diversion _____

2. Change in place of use NO CHANGE

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

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 $\frac{1}{4}$	

Total number of acres to be irrigated _____

LAND LIST ATTACHMENT

Description and location of place of use:

[illegible]

Total number of acres irrigated.

5,2

5176

561



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

Remarks _____

I hereby assert that no one will be injured by such change and 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.

Subscribed and sworn to before me this 27th day of August, 19 79.

[Signature]
(Signature of applicant)

[Signature]
(Notary public)

Lifetime Commission
Renewable Commission 981
NOTARY PUBLIC OF IDAHO
Residing at Blackfoot, Idaho

My commission expires _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 01-0031/0132/0133/0263 and said application is hereby approved, subject to the following limitations and conditions:

(1) Use of water under this Right is subject to control by the watermaster of State Water District No. 01, Snake River. (2) A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

Witness my hand this 28th day of September, 19 79.

[Signature]
NORMAN C. YOUNG
Administrator, Resources Admin. Div.

FOR DEPARTMENT USE ONLY

Received by <u>dh</u>	Date <u>8-29-79</u>	Protest filed by _____
Prelim. check by _____	Fee <u>\$35.00</u> # <u>11988</u>	_____
Receipted by <u>dh</u>	Date <u>7-06-79</u>	_____
Published in <u>Blackfoot News</u>	Copies of protest forwarded by _____	
Pub. dates <u>8/30 & 9/6/79</u>	Hearing held by _____ Date _____	
Watermaster recommendation requested on <u>8-27-79</u>	Recommended for <u>approval</u> <u>denial</u>	
rec'd. <u>[initials]</u>	by <u>RDC Jim</u>	