

RECEIVED

MAY 16 1978

Transfer No. 2212
Application No. 35-2493

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

APPROVED

Name of applicant Eastern Idaho Production Credit Association Phone 785-1510
Post office address P.O. Box 992, Blackfoot, ID 83221

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree to _____ (Name)
in case of _____ vs _____
dated _____ in _____ county of _____
(Name of court)
- b. License No. 35-2493 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 and was purchased by applicant

3. Source of water ground water tributary to _____

4. Date of priority 2-13-1956 2/6/1957 S.S.

5. Water is used for the following purposes:

amount 4.04 for irrigation purposes from Apr. 1 to Nov. 1
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 4.04 cubic feet per second
b. _____ &/or
acre feet per annum

7. Location of original point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 22
Township 1S Range 33E, 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 $\frac{1}{4}$	
1S	33E	22													20	20	30	20	90
		26					40	40											80
		27	30	30	20	30	15												125

Total number of acres to be irrigated 295

B. DESCRIPTION OF PORTION OF RIGHT FOR WHICH THE CHANGE IS REQUESTED (If the entire right is requested changed, 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	

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

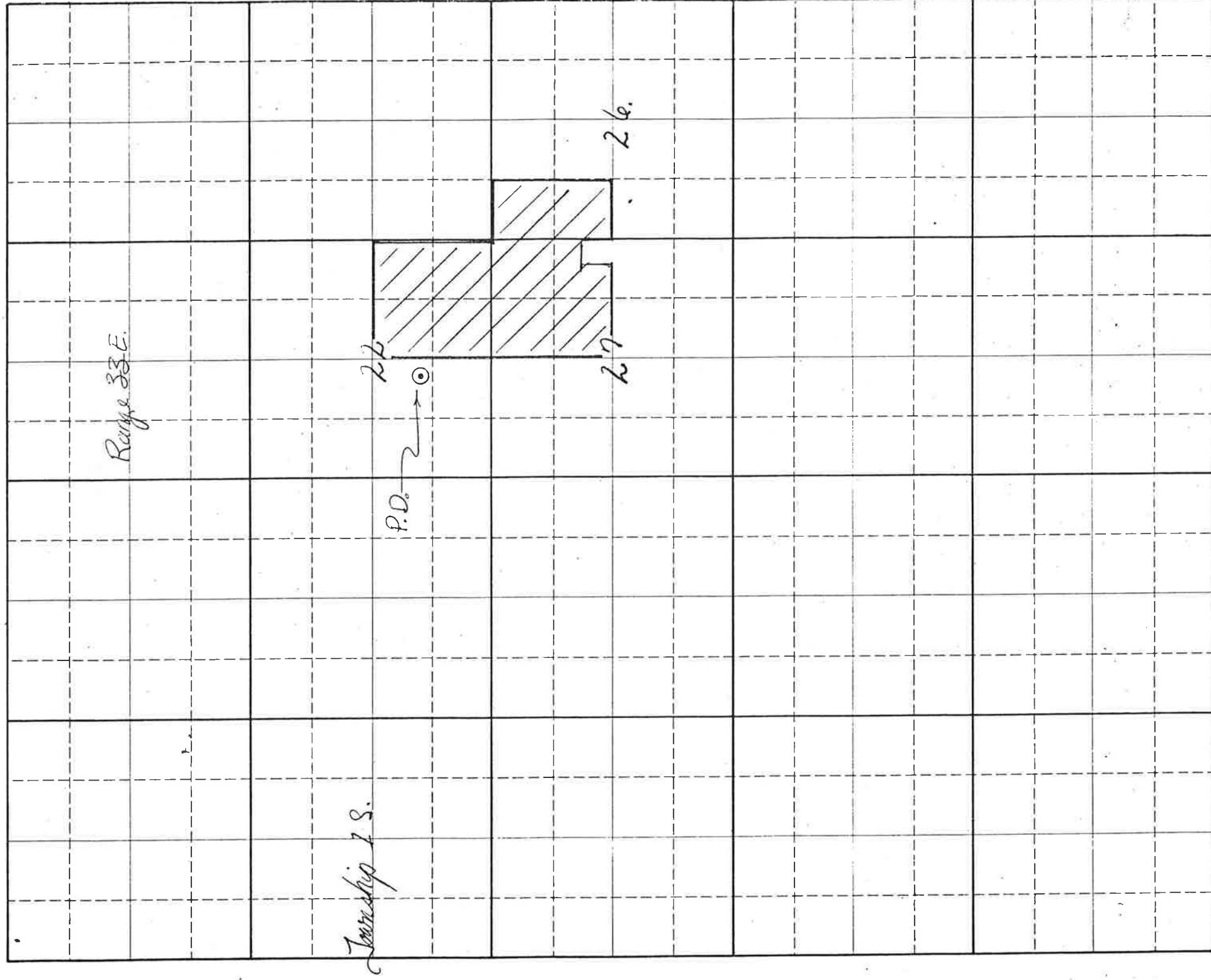
1. Change in point of diversion NO CHANGE
- a. Amount of water to be diverted _____ c.f.s. &/or _____ acre feet
- b. Point(s) of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____
- c. Description of diverting works _____
- d. Describe the reasons for applying for a change in the point(s) of diversion _____

2. Change in place of use

- a. Describe the lands or 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	
1S	33E	22													20	20	30	20	90
		26						40	40										80
		27	35	35	25	30													125

- b. 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.

3. 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 25th day of January, 19 78
Arnold Seely
Asst Sec (Signature of applicant)

Ronald D. Carson
(Notary public)

My commission expires 2/19/78

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 35-2493, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

2. Denial of said application is for the following reasons: _____

Witness my hand this 9th day of _____, 19 78

Norman C. Young
Administrator

FOR DEPARTMENT USE ONLY

Received by me Date 1-24-78

Prelim. check by EMC Fee 30.00

Receipted by me Date 1-26-78 # 9803

Published in The Blackfoot Times

Pub. dates Feb 2 & Feb 9, 1978

Re-ad. Mar. 2 & 9-1978

Watermaster recommendation requested on _____

_____ rec'd. _____

Protest filed by _____

Copies of protest forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial

by Jim Johnson

State of Idaho
License and Certificate of Water Right

Water License No. G-26746 35-2493

Amount 4.04 c.f.s.

Water District No.

Priority Feb. 6, 1957

THIS IS TO CERTIFY that ROBERT C. RHEAD
of Moreland, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated February 6, 1957; that Permit No. G-26746
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
4.04 second feet, was issued thereunder on February 13, 1964, showing that said works
were completed on the 6th day of February, 1962; and that on the 6th
day of February, 1962,

ROBERT C. RHEAD
of Moreland, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation
, under Use Permit No. G-26746 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
12 of Licenses at page 7815, on the 13 day of February, 1964;

The right hereby confirmed dates from February 6, 1957;

The Point of Diversion is located
in the NE 1/4 SW 1/4, Sec. 22, Tp. 1 S, R. 33 E, B. M. County Bingham

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 4.04 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
1 S.	33 E	22	NE 1/4 SE 1/4	20	20
			NW 1/4 SE 1/4	40	20
			SW 1/4 SE 1/4	40	30
			SE 1/4 SE 1/4	40	20
		26	NW 1/4 NW 1/4	40	40
			SW 1/4 NW 1/4	40	40
			NE 1/4 NE 1/4		30 5
		27	NW 1/4 NE 1/4		30 5
			SW 1/4 NE 1/4		20 5
			SE 1/4 NE 1/4		30
			NE 1/4 NW 1/4		15
		Total number of acres to be irrigated:			295

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

13th day of February, 1964

35-2493

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

Cecil D. Andrus
Governor
R. Keith Higginson
Director

Statehouse — Annex 2
Boise, Idaho 83707
(208) 384-2215



Water Rights Administration
Water Resource Investigations
Dam and Reservoir Safety
Water Well Drilling
Waste Disposal Wells
Stream Channel Protection

June 19, 1973

Edward J. Berrett
c/o Merrill & Merrill
Attorneys at Law
P. O. Box 991
Pocatello, Idaho 83201

Dear Mr. Berrett:

Here are the copies of the well logs, we have on file, that you requested in your June 15 letter. As you can see, we only have logs on wells 2, 3, 4, and 5. Perhaps some of these wells were drilled prior to the 1953 date when well logs were required to be submitted, or perhaps the drillers neglected to submit them.

We also researched our water right files and have found the following rights on the wells you are concerned with:

Well # 1 was covered by Permit No. 35-7069, which lapsed and is no longer in effect.

Well # 2 is under Permit 35-7162, and the proof of beneficial use is due on March 1, 1976.

Well #33 is under Permit No. 35-7161, with proof due also on March 1, 1976.

Well # 4 has a Licensed Right No. 35-2493.

Well # 5 is covered by Permit No. 35-2722, which is ready for licensing upon the payment of \$15.00 licensing fee. We have been unable to contact the permit holder, Mr. Leo J. Behrend, as yet. Another, Permit No. 35-7095, has been issued for this well and proof of beneficial use is due before December 1, 1974.

Well #10 appears to be licensed under License No. 35-2651.

Well #11 appears to be licensed under License No. 35-2651.

Well #12 was covered by Permit No. 35-7007, which has lapsed and is no longer in effect.

Well #13 is covered by License No. 35-2568.

Well #16 has no recorded water right.

Well #19 is covered by License No. 35-2552.

35 2493

New applications must be filed on the wells that have no recorded rights and those on which the permits have lapsed, if they were drilled after March 25, 1963. Use of these wells without a valid permit is prohibited by Section 42-229 Idaho Code.

If you have further questions about the permits, licenses, or logs of specific wells, please let us know.

Sincerely,


BOBBY D. FLEENOR
Assistant Director

BDF:jc

Enc: Well logs 2,3,4,&5