

W.D. #11
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Department of Water Resources
Eastern District Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 2118
Application No. 11-1012 thru 11-1041

APPROVED

APPLICATION FOR TRANSFER OF WATER RIGHT

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

Name of applicant Montpelier Irrigation Co. Phone 847-1332

Post office address c/o Walt Rohner, 232 9th Street, Montpelier, ID

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree to All persons named in decree
in case of E. Strong et al (Name) vs Montpelier Irrigation Co. et al
dated 2-20-1902 in 5th Judicial Court county of Bear Lake
(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
all rights have been assigned to the Montpelier Irrigation Company and are now represented by stock certificates

3. Source of water Montpelier Creek tributary to Bear River

4. Date of priority see remarks

5. Water is used for the following purposes:
amount 96.48 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. 96.48 cubic feet per second
b. _____ &/or acre feet per annum

7. Location of original point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 1
Township 13S Range 44E, B.M., in Bear Lake County
Additional points of diversion, if any SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 2, SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 3, NW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9, T. 13S, R. 44E; SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 27, T. 12S, R. 45E, B.M.

8. Lands irrigated or place of use: SEE ATTACHMENT

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 _____

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. 1.58 cubic feet per second
&/or
b. acre feet per annum
2. Point of diversion NE 1/4 NE 1/4, Section 2 Township 13S
Range 44E, B.M., Bear Lake County
Additional points
3. Place of use:

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
13S	44E	3										40	40						84 80 DP
		5	40	40	4														
		4													40			40	80 DP
		4																	
																			84 160 DP

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

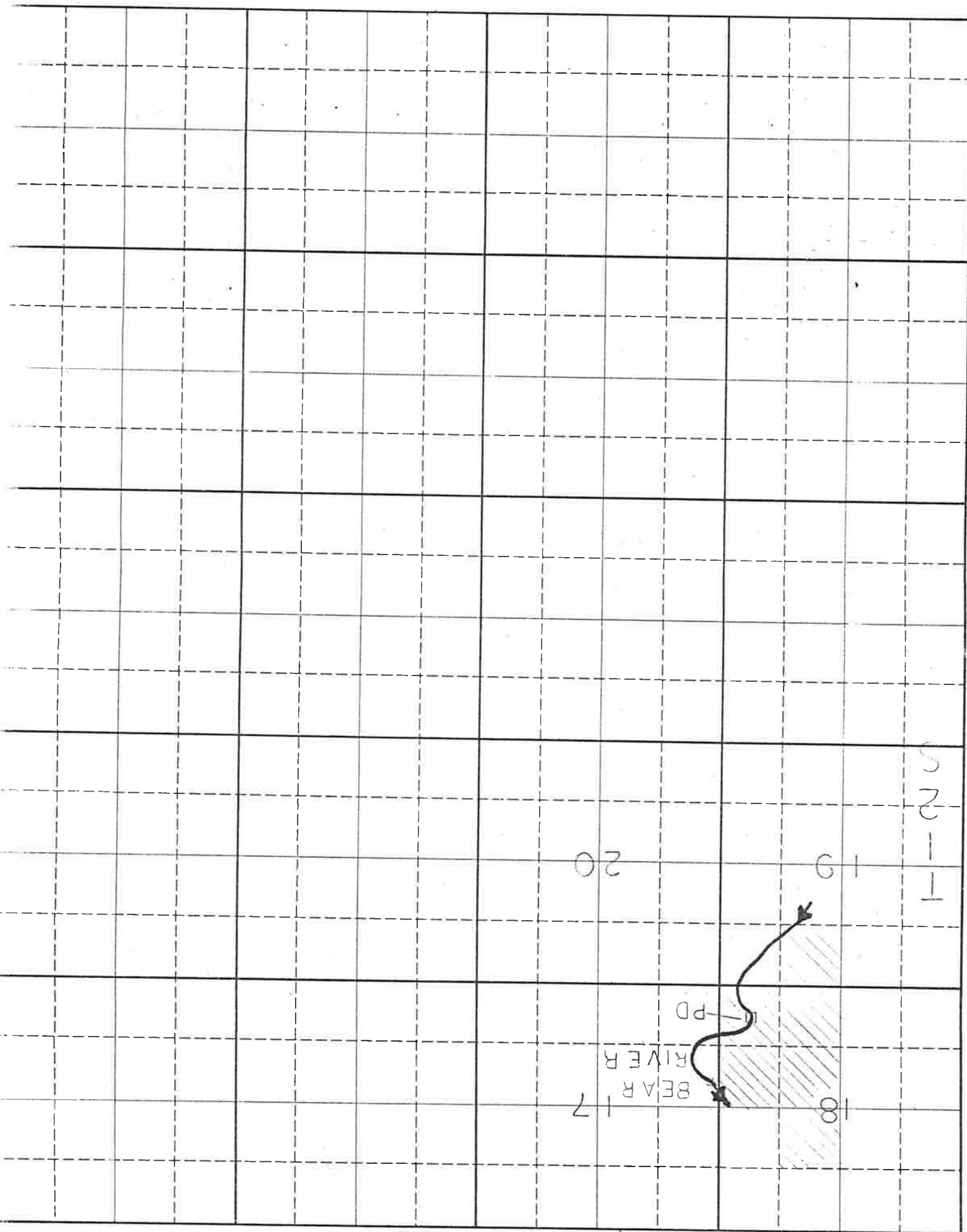
1. Change in point of diversion
- a. Amount of water to be diverted 1.58 c.f.s. &/or acre feet
- b. Point(s) of diversion SE 1/4 SE 1/4, Section 18 Township 12S
Range 44E, B.M., Bear Lake County
Additional points
- c. Description of diverting works diesel pump, pipeline
- d. Describe the reasons for applying for a change in the point(s) of diversion
applicant purchased shares of stock
2. Change in place of use
- a. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
12S	44E	18			34										15	40	40	25	154
		19		40															40
13S	44E	3										40	40						
		4													40			40	80 DP

*No more than 84 acres will be irrigated under this transfer in any one year. The remainder will be supplemented with storage water.

Total number of acres to be irrigated 194 *

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



R 4 4 E

Show clearly the land involved by section, township and range number.

b. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated.

3. Remarks The water rights on Montpelier Creek are represented by 3476 shares of
stock. Each share of stock also represents storage rights in Montpelier
Reservoir. At the present time, one share of stock represents 0.0229 cfs
decreed rights and 1.15 AF of storage.

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 12 day of May, 19 77
Douglas Perkins
President of Montpelier Irr. Co.
(Signature of applicant)

My commission expires May 5, 1979
Betty L. Sorensen
(Notary public)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 11-1012 thru 11-1041 and said application is hereby APPROVED.

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

(1) Measuring devices of a type(s) approved by the Department shall be permanently
installed and maintained at the point where water from Montpelier Creek is injected
into the Bear River and as part of the diverting works from Bear River. (2) Is
subject to the control of the watermaster of State Water District #11, Bear River.

Witness my hand this 11 day of October, 19 77

A. Kenneth Huns
Deputy Director

FOR DEPARTMENT USE ONLY

Received by M.C. Date 5-13-77

Prelim. check by L.H. Fee \$30.00

Receipted by CW Date 5-26-77

Published in Quas'Chamier # 7313

Pub. dates June 9 & 16 - 1977

Watermaster recommendation requested on 6-09-77

W.D. #11 rec'd. 6-16-77

Russel Staker

Protest filed by _____

Copies of protest forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial

by RDC JS