

T3246 BURLEY IRRIGATION

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1
PROPOSED CHANGE

Name of applicant Burley Irrigation District

Phone (208) 678-2511

Post Office address Rt. 1 Box 1416 Burley, ID 83318

1. Explain Fully purpose of transfer

- ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change in nature of use from _____ to _____ ☐ Other _____

Describe the reason for the proposed changes. To add points of diversion for two private pumps to deliver water to lands within the district. Diversions on the Coors and Carey properties near Burley will reduce pumping costs to the district and improve the efficiency of distribution.

DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

2.	Right Number	Priority	Amount	Nature of Use	Period of Use
a.	<u>01-0211</u>	<u>3/26/1903</u>	<u>655.88</u>	<u>Irrigation</u>	<u> </u> to <u> </u>
b.	<u>01-0214</u>	<u>8/6/1908</u>	<u>380.0</u>	<u>Irrigation</u>	<u> </u> to <u> </u>
c.	<u>01-0007</u>	<u>4/1/1939</u>	<u>163.4</u>	<u>Irrigation</u>	<u> </u> to <u> </u>
d.	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u> to <u> </u>
e.	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u> to <u> </u>

3. Total amount of water under right: a. 1199.28 cubic feet per second and/or _____ acre feet per annum

4. Source of water Snake River tributary to Columbia River

5. Point(s) of Diversion

[illegible]

6. Lands irrigated or place of use:

[illegible]

Total Acres

7. General Information

- a. Description of diverting works _____
1) Minidoka Southside Main Canal
2) Coors pump near Burley
3) Carey Pump near Burley
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer

- d. Remarks
Any changes in lands irrigated are to be made pursuant to Title 43,
Chapters 10 & 11 of the Idaho Code.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 01-0007/0211B/02141
And said application is hereby APPROVED, subject to the following limitations and conditions:

1. Measuring devices 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 these rights is subject to control by the watermaster of State Water District No. 01, Snake River. 3. A totalizing meter of a type approved by the Department shall be permanently installed on the diversion points using pumps to divert water.

Witness my hand this 7th day of April, 19 86.

A. Newington
Chief, Operations Bureau

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9. Describe any other water rights used for the same purpose as described above 01-0007, 01-0214, 45-2005, 45-0512, 39,200 Acre Met Palisades storage, 155,395 American Falls storage

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use? no If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(if the entire right is to be changed by the applicant, omit part B.)

1. Amount of water: a. 655.88 cubic feet per second and/or b. _____ acre feet per annum

2. Point(s) of Diversion:

Twp.	Rge.	Sec.	1/4	1/4	1/4	County	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX
9S	25E	1	SW	SE	SW	Cassia	(Southside Main Canal)												

3. Lands irrigated or place of use:

Twp.	Rge.	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	
			LANDS WITHIN THE BURLEY IRRIGATION DISTRICT																

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is none) # 01-0211 Total Acres _____

1. Amount of water: a. 1070.12 cubic feet per second and/or b. _____ acre feet per annum

2. Point(s) of Diversion:

Twp.	Rge.	Sec.	1/4	1/4	1/4	County	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX
9S	25E	1	SE	SE	NW	7 Minidoka	(Northside Main Canal)												
9S	25E	1	SW	SE	SW	Cassia	(Southside Main Canal)												

3. Place(s) of Use: (Attach additional list if required)

Twp.	Rgo.	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	
		LANDS	WITHIN THE MINIDOKA				IRRIGATION DISTRICT												

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Total Acres _____

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

WATER RIGHT AS PRESENTLY RECORDED

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 01-0214 Decreed to U. S. Dept. of Interior
in case of Twin Falls Canal Co. vs Charles N. Foster
dated in June 13, 1913 in 4th Judicial District county of Twin Falls
- b. License No. _____ issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources
- d. Transfer No. _____ which produced this right

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Snake River tributary to Columbia River

4. Date of priority 8/6/1908

5. Water is used for the following purpose:

amount 1000 cfs for Irrigation purposes from _____ to _____

amount _____ for _____ purposes from _____ to _____

amount _____ for _____ purposes from _____ to _____

6. Total amount of water under right: a. 1000 cubic feet per second
and/or
b. _____ acre feet per annum

7. Point(s) of Diversion

Twp.	Rge.	Sec.	1/4	1/4	1/4	Lot	County	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX
9S	25E	1	SE	SE	NW	7	Minidoka	(Northside Main Canal)									
9S	25E	1	SW	SE	SW		Cassia	(Southside Main Canal)									

8. Place(s) of Use:

Twp.	Rge.	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	
			LANDS WITHIN THE MINIDOKA PROJECT																

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Total Acres

9. Describe any other water rights used for the same purpose as described above 01-0007, 01-0211, 45-2005-45-0512; 39,200 Acre feet Palisades storage, 155,395 American Falls storage

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use? no If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(if the entire right is to be changed by the applicant, omit part B.)

1. Amount of water: a. 380 cubic feet per second and/or b. _____ acre feet per annum

2. Point(s) of Diversion:

Twp.	Rge.	Sec.	1/4	1/4	1/4	County	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX	XXXXXX
9S	25E	1	SW	SE	SW	Cassia	(Southside Main Canal)											

3. Lands irrigated or place of use:

Twp.	Rge.	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	
			LANDS WITHIN THE BURLEY IRRIGATION DISTRICT																

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is none) # 01-0214 Total Acres _____

1. Amount of water: a. 620 cubic feet per second and/or b. _____ acre feet per annum

2. Point(s) of Diversion:

Twp.	Rge.	Sec.	1/4	1/4	1/4	Lot	County	Twp.	Rge.	Sec.	1/4	1/4	1/4	County
9S	25E	1	SE	SE	NW	7	Minidoka	(Northside Main Canal)						
9S	25E	1	SW	SE	SW		Cassia	(Southside Main Canal)						

3. Place(s) of Use: (Attach additional list if required)

Twp.	Rge.	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	
			LANDS WITHIN THE MINIDOKA IRRIGATION DISTRICT																

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Total Acres _____

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

WATER RIGHT AS PRESENTLY RECORDED

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 01-0007 Decreed to Burley Irrigation District
 in case of Burley Irrigation District vs Henry Eagle
 dated in July 10, 1968 in 4th Judicial District county of Twin Falls
- b. License No. _____ issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources
- d. Transfer No. _____ which produced this right

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Snake River tributary to Columbia River

4. Date of priority 4/1/1939

5. Water is used for the following purpose:

amount 163.4 cfs for Irrigation purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____

6. Total amount of water under right: a. 163.4 cubic feet per second
 and/or
 b. _____ acre feet per annum

7. Point(s) of Diversion

Twp.	Rge.	Sec.	1/4	1/4	1/4	County	Twp.	Rge.	Sec.	1/4	1/4	1/4	County
9S	25E	1	SW	SE	SW	Cassia	(Southside Main Canal)						

8. Place(s) of Use:

Twp.	Rge.	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	
			LANDS WITHIN THE BURLEY IRRIGATION DISTRICT																

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Total Acres _____

9. Describe any other water rights used for the same purpose as described above 01-0211, 01-0214, 45-2005, 45-0512; 39,200 Acre Palisades storage, 155,395 A American Falls storage
10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use? no If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(if the entire right is to be changed by the applicant, omit part B.)

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

2. Point(s) of Diversion:

Twp.	Rge.	Sec.	1/4	1/4	1/4	County	Twp.	Rge.	Sec.	1/4	1/4	1/4	County

3. Lands irrigated or place of use:

Twp.	Rge.	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	

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is none) # _____ Total Acres _____

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

2. Point(s) of Diversion:

Twp.	Rge.	Sec.	1/4	1/4	1/4	County	Twp.	Rge.	Sec.	1/4	1/4	1/4	County

3. Place(s) of Use: (Attach additional list if required)

Twp.	Rge.	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	

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Total Acres _____

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3
ADDITIONAL INFORMATION & SIGNATURE

1. If transfer changes nature of use, answer FULLY the following items.

a. New Nature of Use Amount Hours/day Period of Use
_____ to _____b. Quantity and quality of return flows and location of discharge.

_____c. Describe affects on other water uses resulting from the proposed change.

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.

Phil Harbor

(Signature of Applicant)

Subscribed and sworn to before me this 28 day of January, 19 86
Chairman of the BoardLoren O. Halmer

(Notary Public)

My commission expires Life

FOR DEPARTMENT USE ONLY

Transfer contains 10 pages and 1 attachmentsReceived by LH Date 1/28/86 Protest filed by NonePrelim. check by ADM Fee 5000Received by LH Date 1/28/86 # 40017Published in South Idaho Press / Minidoka Co. NewsPub. dates 2/27 & 3/6/86 / 2/26 & 3/5/86Watermaster recommendation requested on 2/13/86_____ rec'd. 2/20/86

Copy of transfer sent to lien holder _____

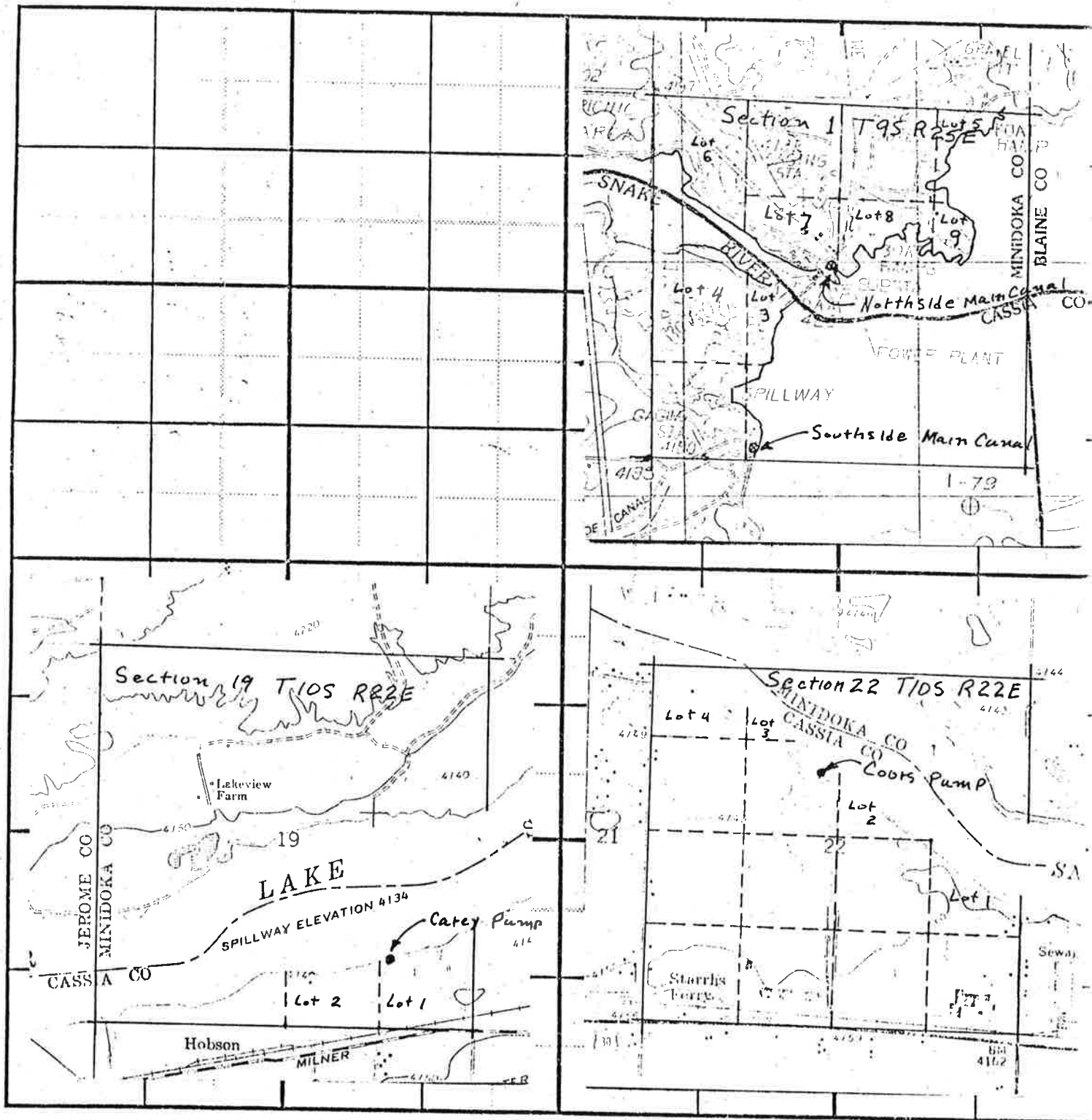
Copies of protest forwarded by _____

Hearing held by _____ Date _____

Recommended for ☒ approval ☐ denialby ADM Jim

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2. 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.

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