

T3230 WHEELER

TRANSFER NO.	NAME	AMOUNT C.F.S.	BALANCE C.F.S.	RIGHT NO.
	Williams, C. L.	5.4		~~35-2099~~
2942	Wheeler, Darrin &/or Larry	0.57		35-2099B
	Williams, C. L.	4.83		~~35-2099A~~
3230	Gwendolyn Wheeler, Family Ltd. Partnership	3.73		35-2099D
	Williams, C. L.	1.10		35-2099C

TRANSACTIONS
MICROFILMED

DEC 12 1985
Department of Water Resources
Eastern District Office

Transfer No. 3230

Water Right No. _____

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 Gwendolyn Wheeler Family Ltd. Partnership Phone _____

Post Office address Route 7, Box 349; Blackfoot, ID 83221

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. 35-2099 issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant. If the applicant is not the original holder of the water right, explain how it was acquired inheritance

3. Source of water groundwater tributary to _____

4. Date of priority May 14, 1948

5. Water is used for the following purposes:

amount 5.4 cfs for irrigation purposes from April 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. 5.4 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 3

Township 2 S Range 34 E., B.M., in Bingham County

Additional points of diversion, if any NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 3, T. 2 S., R. 34 E.B.M.

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 $\frac{1}{4}$	
2S	34E	3	25	40		35	30	40	40			40	30	40	35		25		380
		10	5	20															25

Total number of acres to be irrigated 405

9. Describe any other water rights used for the same purpose as described above N/A

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No 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. 3.73 cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 3 Township 2 S
Range 34 E., B.M., Bingham County
Additional points NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 3, T. 2 S., R. 34 E.B.M., Bingham

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	
2S	34E	3	25	40		35	30	40	40			40	30						280

Total number of acres to be irrigated 280

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

1. General Information

- a. Amount of water to be diverted 3.73 c.f.s. &/or _____ acre feet
- b. Description of diverting works well, pump, sprinklers
- c. Describe the reasons for the proposed changes more effective irrigation

2. Change in point of diversion

Point of diversion SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 3 Township 2 S
Range 34 E., B.M., Bingham County
Additional points NW $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 3, T. 2 S., R. 34 E.B.M., Bingham County

3. Change in place of use

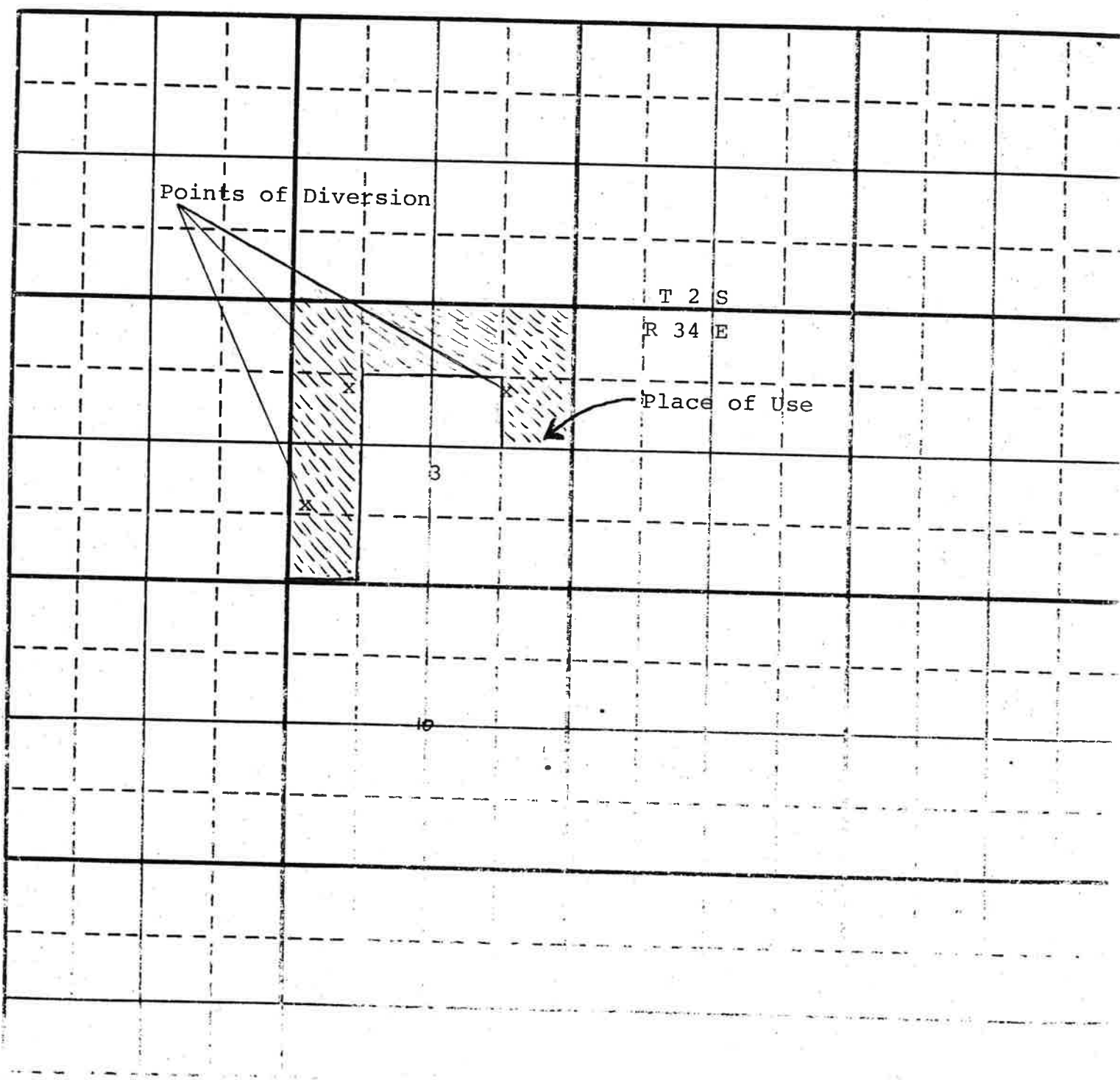
- a. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes x No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed change.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer

c. Describe the lands or 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	
2S	34E	3	25	40		35	30	40	40			40	30						280

Total number of acres to be irrigated 280

- Describe any other water rights used for the same purpose as described above. _____
- 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

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.

Gwendolyn Wheeler
(Signature of Applicant)

Subscribed and sworn to before me this 26th day of June, 19 85

Gary J. Meikle
(Notary Public)

My commission expires 11-28-85

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 35-2099D
and said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this 17th day of March, 19 86

A. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by <u>CW</u>	Date <u>6-28-85</u>	Protest filed by _____
Prelim. check by <u>KCW</u>	Fee <u>\$50.00</u>	_____
Receipted by <u>CW</u>	Date <u>7-01-85</u> # <u>35413</u>	_____
Published in <u>Blackfoot News</u>	Copies of protest forwarded by _____	
Pub. dates <u>12/26 + Jan 2 1986</u>	Hearing held by _____ Date _____	
Watermaster recommendation requested on <u>N.A.</u>	Recommended for <u>approval</u> denial	
_____ rec'd. _____	by <u>RDC</u> <u>JIM</u>	