

T3226 CLARK

Transfer No. 3226Water Right No. 31-7003

SEP 17 1986

STATE OF IDAHO

Department of Water Resources
Eastern District

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 Mark B. Clark Trust Phone 232-8444Post Office address P.O. Box 4972, Pocatello, Idaho 83201

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. 31-7003 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 by Purchase3. Source of water underground tributary to _____4. Date of priority 1 Nov. 1967

5. Water is used for the following purposes:

amount 4.0 cfs for Irr purposes from 4/1 to 10/15
amount _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(month/day — both dates inclusive)

6. Total amount of water under right: a. 4.0 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is N.E. $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 3
Township 5 N Range 35 E, B.M., in Jefferson 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 $\frac{1}{4}$	
5N	35E	3							L4 39	L3 37	40	40		40					196
		4				L1 39													39
		10					40			40									80

Total number of acres to be irrigated 3159. Describe any other water rights used for the same purpose as described above None

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. _____ 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	

Total number of acres to be irrigated _____

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

1. General Information

- a. Amount of water to be diverted 4.0cfs c.f.s. &/or _____ acre feet
- b. Description of diverting works well pump to center pivots hand and wheel lines
- c. Describe the reasons for the proposed changes changing place of use to facilitate center pivots

2. Change in point of diversion No change

Point of diversion NE ¼ SW ¼, Section 3 Township 5N
Range 35E, B.M., Jefferson County
Additional points _____

3. Change in place of use

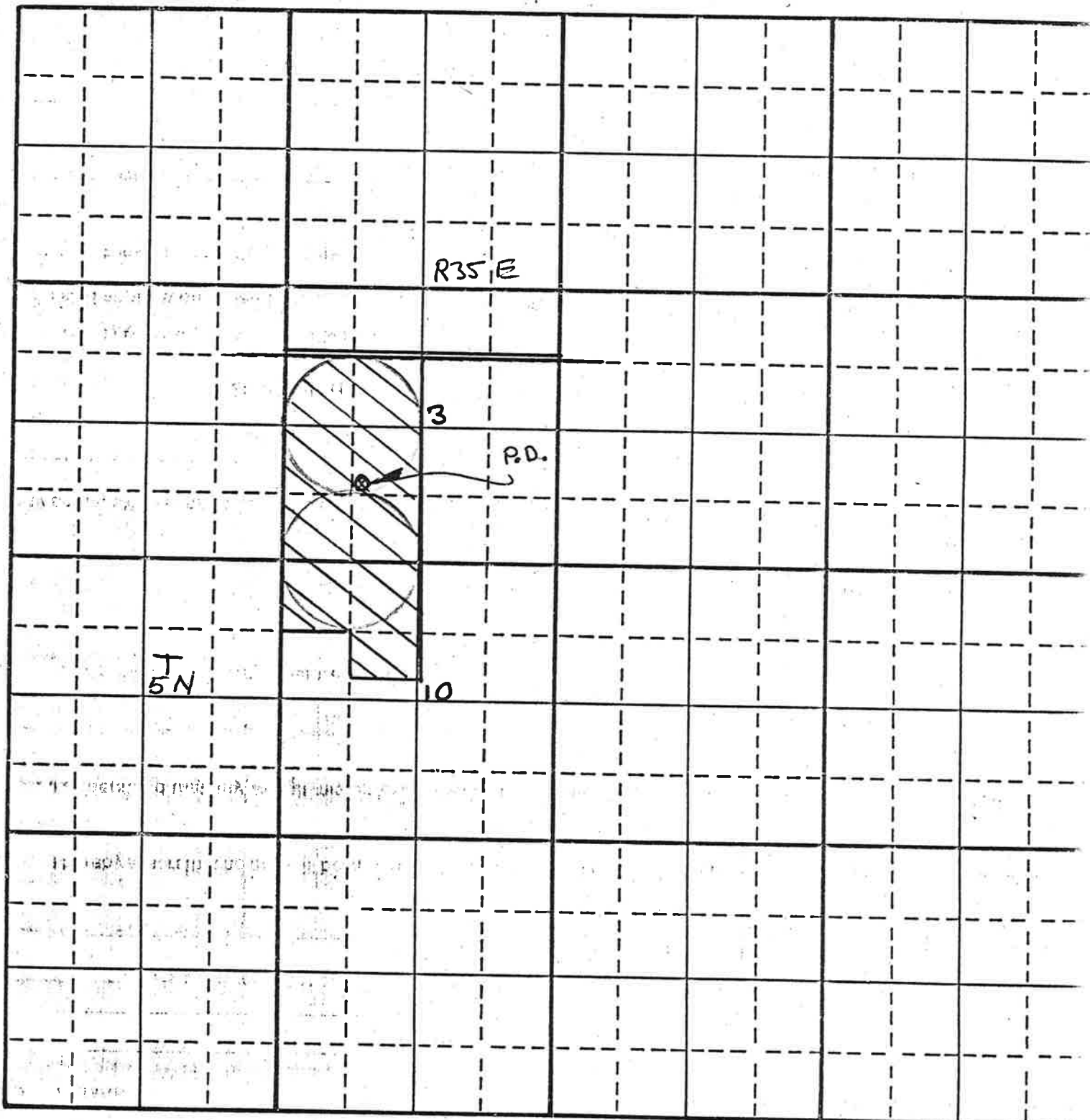
- a. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed change.
- b. Describe the affect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

c. 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	
5N	35E	10					36	36		29									101
		3							33	33	36	36	38	38					214
									L-4	L-3									

Total number of acres to be irrigated 315

4. Describe any other water rights used for the same purpose as described above. None
5. 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.

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.

Mark B. Clark Trust

BY:

Camille Clark

Camille Clark (Signature of Applicant)

Trustee

Subscribed and sworn to before me this 12th day of August, 1986

My commission expires 6-6-87

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 31-7003 and said application is hereby APPROVED, subject to the following limitations and conditions:

Land irrigated under this right as a result of the transfer shall not exceed 315 acres.

Witness my hand this 10th day of September, 1986

J. Glen Saxton
Chief, Operations Bureau

Received by CW Date 8-14-86 FOR DEPARTMENT USE ONLY
Prelim. check by CW Fee \$ 50 Protest filed by _____
Receipted by CW Date 9-5-85 # 35488
Published in Risby Star Copies of protest forwarded by _____
Pub. dates 12/18+24/85 Hearing held by _____ Date _____
Watermaster recommendation requested on _____ Recommended for approval denial
_____ rec'd. _____ by EMC Jim G.S.