

T3118 EGBERT

Transfer No. 3118

Water Right No. 21-0172

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 Egbert Farms c/o Z.J. Egbert Phone 652-3689

Post Office address P.O. Box 517, Ashton, ID 83420

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 21-0172 Decreed to Egbert Farms, Inc.
in case of Egbert Farms, Inc. vs Arthur L. Larsen
dated in 8-11-1980 in Seventh Jud. District County of Fremont
(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. 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 _____

3. Source of water Henry's Fork, Snake R. tributary to Snake River

4. Date of priority June 1, 1957

5. Water is used for the following purposes:

amount 2.5cfs for Irrigation purposes from * Not specified in decree to
 amount for purposes from to
 amount for purposes from to
 (month/day — both dates inclusive)

6. Total amount of water under right: a. 2.5 cubic feet per second
&/or
b. _____ acre feet per annum

7. Location of original point of diversion is _____ 1/4 of _____ 1/4 of Section _____
Township _____ Range _____, B.M., in _____ County

Additional points of diversion, if any P/D's described as 3/8 mile E. and 3/8 mile W.
of the mouth of Willow Creek

8. Lands irrigated or place of use:

[illegible]

Total number of acres to be irrigated _____

9. Describe any other water rights used for the same purpose as described above 21-7214/7278 (Permits)

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 2.5 c.f.s. &/or _____ acre feet
- b. Description of diverting works Pump #2 & #5 to mainline with laterals and sprinklers
- c. Describe the reasons for the proposed changes To clarify decree as to location of P/D's and specify acreage irrigated.

2. Change in point of diversion NO CHANGE

Point of diversion SE ¼ SW (pump #2) ¼, Section 14 Township 9N
Range 42E, B.M., Fremont County
Additional points (pump #5) SE½NW¼, Sec. 22, T. 9N, R. 42E

3. Change in place of use NO CHANGE

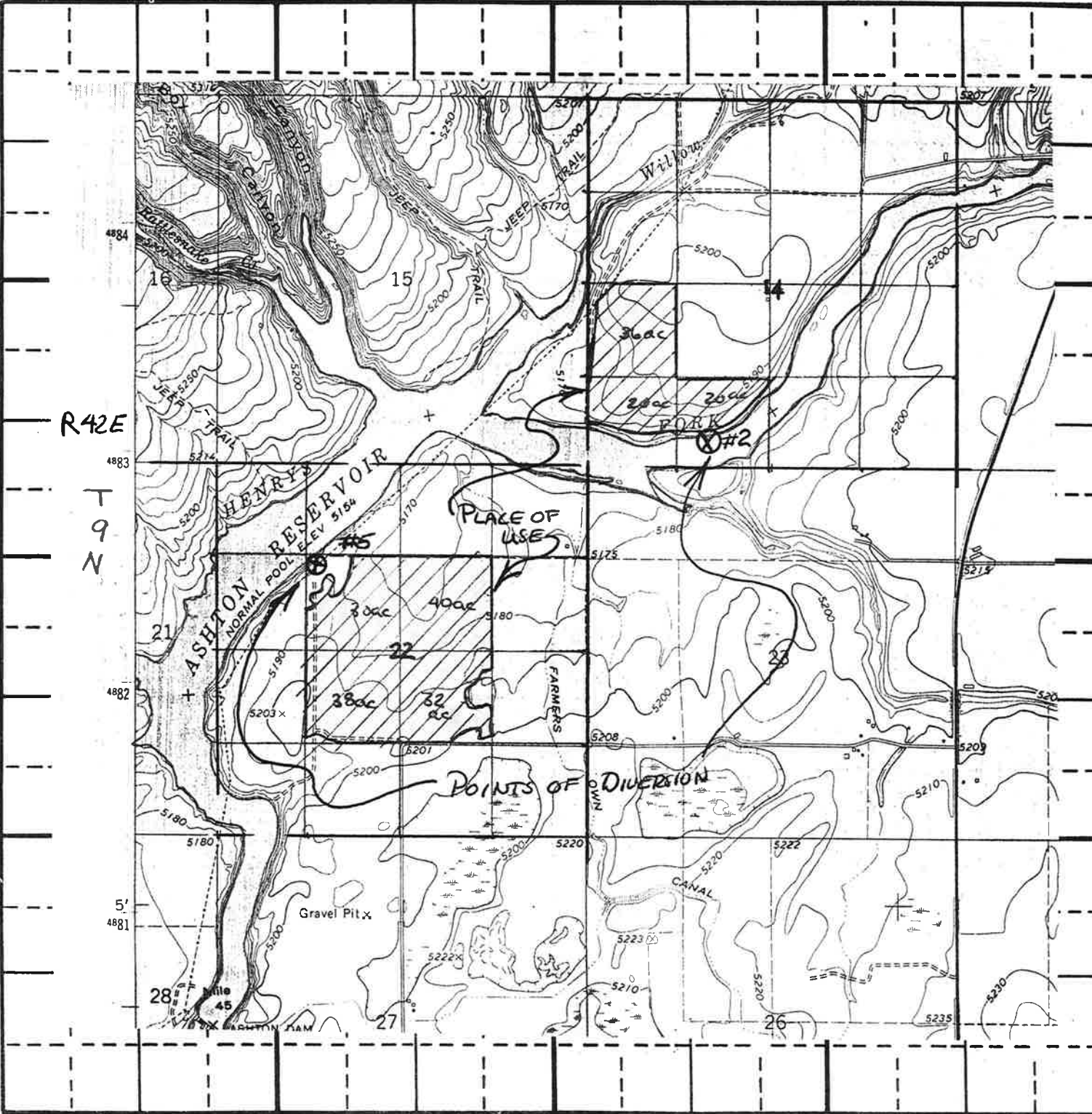
- a. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed change.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
None - no change

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	
9N	42E	14											36	L-6 20	L-7 20				76
		22			40				L-6 30	38					32				140

Total number of acres to be irrigated 216

4. Describe any other water rights used for the same purpose as described above. 21-7214 / 7278 (Permits)
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.

Subscribed and sworn to before me this 12th day of

February, 19 85
39 Edmont
(Signature of Applicant)
Calvin Wray
(Notary Public)

My commission expires 6-15-85

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 21-0172 and said application is hereby APPROVED, subject to the following limitations and conditions:

1. A totalizing measuring device 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 this right is subject to control by the watermaster of State Water District No. 01, Snake River.

Witness my hand this 13th day of August, 19 85

A. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Assisted by KCW Date 2-12-85
Received by _____ Date _____ Protest filed by _____
Prelim. check by Ln Fee \$50.00 #33205
Receipted by CW Date 2-12-85
Published in Ashton Herald
Pub. dates 2-28 & 3-7-85
Copies of protest forwarded by _____
Hearing held by _____ Date _____
Watermaster recommendation requested on 3-4-85 Recommended for approval denial
WD #1 rec'd. 3-18-85 by BBC Jim