

T4561 SQUIRREL CREEK

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4561APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant SQUIRREL CREEK IRRIGATION AND CANAL CO., LTD Phone (208) 652-7735
Post Office address 50 MARTIN BERGMAN, P.O. Box 277, ASHTON, ID 83420

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes APPLICANT WISHES TO CONVERT FROM PRESENT DITCH SYSTEM TO PRESSURIZED PIPELINES. PRESENT DITCH SYSTEM HAS CONSIDERABLE LOSSES DUE TO SOIL STRUCTURE AND NEED FOR REPAIR. PROPOSED PIPELINES WILL CUT LOSSES AND INCREASE FLOWS IN SQUIRREL CREEK. CHANGE IN PLACE OF USE TO REFLECT SPRAY CLAIM.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number 21-00109C Priority 9/1/1901 Amount (cfs/ac-ft) 20.0 CFS Nature of Use IRRIGATION Period of Use 4/1 to 11/1
 _____ to _____
 _____ to _____
 _____ to _____
2. Total amount of water being transferred 20.0 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water SQUIRREL CREEK tributary to FALLS RIVER
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NE	8	8N	44E	FREMONT	
		SE	SW	8	8N	44E	FREMONT	
		NW	SW	17	8N	44E	FREMONT	

5. 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	
8N	43E	10	40		40	40				32	32	40	40	34	40	40	33	40	451
		15	34	34	38	40	38	38	40	40	18	14			40	33	20	20	447
8N	44E	8	31			1			40	40	32	40	38	22			33		277

Total acres 1175

PART 1

6. General Information:

- a. Description of diversion system ^{PUMPING STATIONS} THREE PUMPS IN SQUIRREL CREEK TO PIPELINES TO SPRINKLER SYSTEMS (HANDLINES, WHEEL LINES, CENTER PIVOTS) FOR IRRIGATION OF SHAREHOLDERS' PROPERTY.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or N/A 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:
REFLECTS HISTORIC USE AS RECORDED IN SRBA NOTICE OF CLAIM A21-001096. NOTE
REDUCTION OF IRRIGATED ACRES FROM T2569.
- d. Remarks:
APPLICANT IS CANAL COMPANY THAT DELIVERS WATER TO SHAREHOLDERS FOR
USES DESCRIBED ABOVE. SEE ATTACHED "INITIAL ASSESMENT" PREPARED BY
HIGH COUNTRY PCID. SRBA NOTICE OF CLAIM ALSO ATTACHED.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

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A. DESCRIPTION OF RIGHT AS RECORDED

No. 21-00109C

Name: SQUIRREL CREEK CANAL
Address: C/O MARTIN BERGMAN
P.O. BOX 277
ASHTON ID 83420

Telephone: (208) 652-7735

Priority Date	Water Use	Use Period From To	Diversion Rate	Diversion Volume
09/01/1901	IRRIGATION	04-01 11-01	20.00 CFS	AFA
Total Diversion:			20.00 CFS	AFA

Source: SQUIRREL CREEK Tributary to: FALLS RIVER

Point(s) of Diversion: T08N R44E SEC3 SWSE County: FREMONT

Place of Use for: IRRIGATION County: FREMONT

Twn	Rge	Sec	NE	NW	SW	SE	SUM
08N	43E	10	40	40	40	32	472.0
08N	43E	15	40	40	40	40	520.0
08N	44E	8	40	40	40	40	320.0
Total Acres:							1312.0

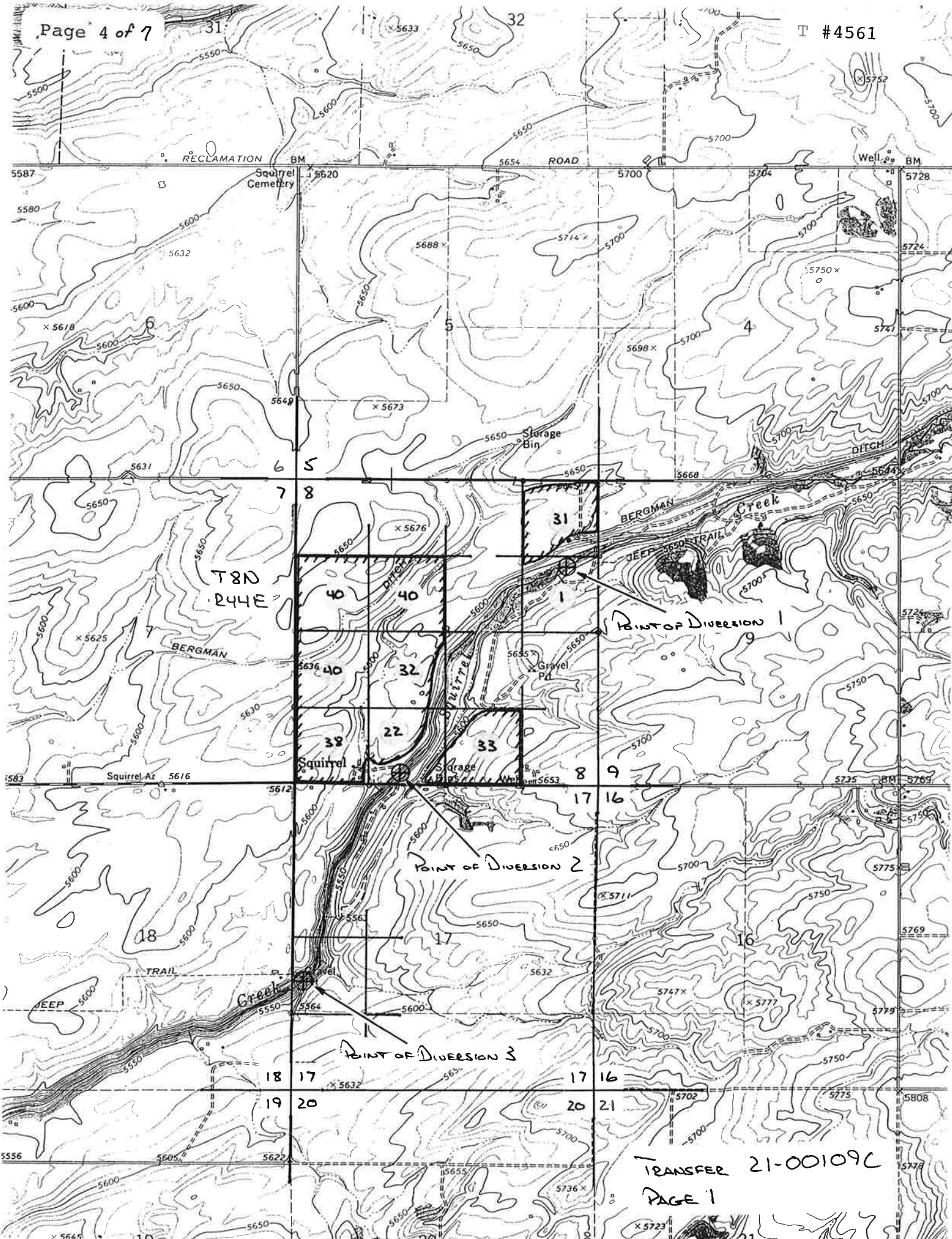
Other Rights Used: 21-02126

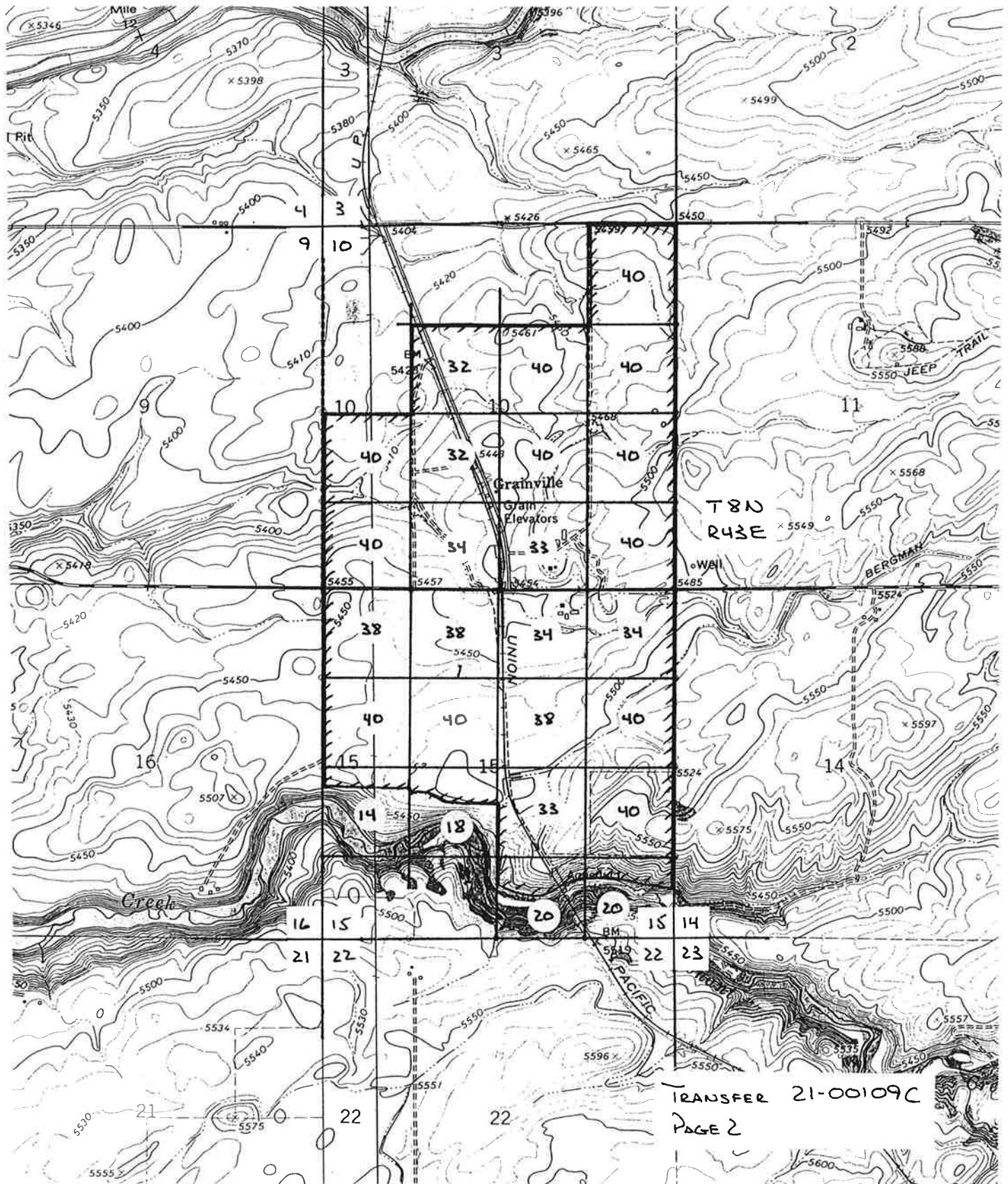
Remarks: P/D SQUIRREL CREEK CANAL.
TRANS. 1707 SPLIT INTO 21-0109A & 21-0109B.
TRANS. 2320 CHANGED P/D ON 21-0109B.
TRANS. 2569 COMBINED 21-0109A & 21-0109B INTO 21-0109C.

Stage: DECREED Plaintiff: REXBURG IRRIGATION CO.
Defendant: TETON IRRIGATION CANAL CO., ET. AL.
Date: 12/16/1910

Misc: Water District Number: 01 Field Exam Fee: SRBA Claim: Y

Abandonment/Fortfeiture: N





STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

PLEASE SEE ATTACHED MAPS

PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

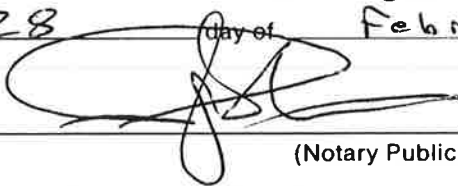
3. Describe effects on other water uses resulting from the proposed change:

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 willful misrepresentations made in this application may result in voiding its approval.

X Martin Bergman
(Signature of Applicant)

Secretary

Subscribed and sworn to before me this 28 day of February, 1995.

(Notary Public)

My commission expires 3-25-00**FOR DEPARTMENT USE ONLY**

Transfer contains _____ pages and _____ attachments

Received by PM Date 3-2-95 Protest filed by _____Prelim. check by _____ Fee \$100.00 _____Received by E020737 Date 3-2-95 _____Published in Herald Chronicle Copies of protest forwarded by _____Pub. dates March 17 & 24 - 1995 Hearing held by _____ Date _____Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____