

T5241 POPLAR IRRIGATION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5241
WATER RIGHT NO(S). 01-00156/01-00202

Eastern
RECEIVED
SEP 21 1998
Department of Water Resources
Eastern Region

This is to certify that: **POPLAR IRRIGATION DISTRICT**
C/O KYM FERGUSON
15533 E RIRIE HWY
RIRIE ID 83443

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 01-00156 :			
IRRIGATION	04/01 to 10/31	24.00 CFS	3479.2 AF
Priority: 06/01/1902			
Right No. 01-00202 :			
IRRIGATION	04/01 to 10/31	12.00 CFS	3479.2 AF
Priority: 01/22/1916			
TOTAL:		* 36.00 CFS	* 3479.2 AF

SOURCE

SNAKE RIVER, SOUTH FORK

TRIBUTARY OF

SNAKE RIVER

LOCATION OF POINT(S) OF DIVERSION: Lot 1(SESW), Sec. 5, Township 03N, Range 41E
BONNEVILLE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03N	40E	1	SWNE 30.0	SENE 30.0	NWNW 5.0	
			SWNW 40.0	SENE 30.0	NESW 40.0	
			NWSW 40.0	SWSW 40.0	SESW 40.0	
			NESE 40.0	NWSE 40.0	SWSE 40.0	
			SESE 32.0			447.0
		2	SENE 40.0	NESW 40.0	NWSW 28.0	
			SESW 17.0	NESE 12.0	NWSE 17.0	
			SWSE 28.0	SESE 25.8		207.8
		12	NWNE 8.0	NENW 14.0	NWNW 6.0	28.0
41E		6	NWNE 26.0	SWNE 3.0	NENW 40.0	
			NWNW 40.0	SWNW 26.0	SENE 20.0	
			NWSW 15.0	SWSW 5.0		175.0
04N	41E	31	SWSW 10.0	SESW 2.0		12.0
Total number of acres irrigated:						* 869.8

TRANSFER NO. 5241
WATER RIGHT NO(S). 01-00156/01-00202

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
2. This right when combined with all other rights shall provide no more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- * 6. Rights 01-00156 and 01-00202 when combined shall not exceed a total diversion rate of 36.00 cfs, a total annual maximum diversion volume of 3479.2 af at the field headgate, and the irrigation of 869.8 acres.
7. Prior to use of water for irrigation purposes under Rights 01-00156 and 01-00202, the right holder shall install a hydromet compatible measuring device to measure the amount of water diverted and shall annually report the diversion to the department. The right holder shall obtain prior approval from the department of the type of measuring device to install.
8. Approval of Transfer 5241 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

Dated this 15th day of

September, 1998

J. Glen Saxton

Chief, Water Allocation Bureau

MEMORANDUM

TO: Files 01-00156 & 01-00202

FROM: Pam Skaggs³⁸/State Office

SUBJECT: Transfer 5241

DATE: September 10, 1998



Transfer 5241 changes the point of diversion under Rights 01-00156 and 01-00202. The original point of diversion sustained flood damage to the headgates and canal.

Season of use and diversion volume were adjusted to current standards. The place of use was specifically identified describing the same 869.8 acres claimed in the SRBA.

Recommended conditions include combined right limits, watermaster control, measuring & reporting, irrigation overlap and standard transfer conditions.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 5241

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant POPLAR IRRIGATION DISTRICT % Kym Ferguson (208) 538-7949
 Post Office address 15533 E. River Hwy, Ririe, ID, 83443

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 SEVERE FLOOD DAMAGE TO HEADGATES
AND $\approx 1\frac{1}{2}$ MILES OF CANAL

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

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>01-00156</u>	<u>06/01/1902</u>	<u>24.0 cfs</u>	<u>IRRIGATION</u>	<u>4/1</u> to <u>11/1</u>
<u>01-00202</u>	<u>01/22/1916</u>	<u>12.0 cfs</u>	<u>IRRIGATION</u>	<u>4/1</u> to <u>11/1</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 36 cfs cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Snake River, South Fork tributary to Snake River

4. Point(s) of Diversion:

Lot	$\frac{1}{4}$	$\frac{1}{4}$	$\frac{1}{4}$	Sec.	Twp.	Rge.	County	Local name for diversion
<u>1</u>	<u>NW</u>	<u>SE</u>	<u>SW</u>	<u>5</u>	<u>3N</u>	<u>4E</u>	<u>BONNEVILLE</u>	<u>ANDERSON CANAL</u>

5. Lands irrigated or place of use:

Twp.	Rge.	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 $\frac{1}{4}$	
<u>3N</u>	<u>40E</u>	<u>1</u>			<u>30</u>	<u>30</u>		<u>5</u>	<u>40</u>	<u>30</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>32</u>	<u>447.0</u>
		<u>2</u>				<u>40</u>					<u>40</u>	<u>28</u>		<u>17</u>	<u>12</u>	<u>17</u>	<u>28</u>	<u>25.8</u>	<u>207.8</u>
		<u>12</u>		<u>8</u>			<u>14</u>	<u>6</u>											<u>28.0</u>
<u>3N</u>	<u>41E</u>	<u>6</u>		<u>26</u>	<u>3</u>		<u>40</u>	<u>40</u>	<u>26</u>	<u>20</u>		<u>15</u>	<u>5</u>						<u>175.0</u>
<u>4N</u>	<u>41E</u>	<u>31</u>											<u>10</u>	<u>2</u>					<u>12</u>

Total acres 869.8

PART 1

6. General Information:

- a. Description of diversion system ANDERSON CANAL HEADGATE TO SPRINKLER & FLOOD
IRRIGATION Systems with ditches
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes N/A 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:
NONE. EASIER DISTRIBUTION OF WATER RIGHTS
- d. Remarks:

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 _____.

PART 2

TRANS NO. 5241

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 01-00156

STAGE: DECREED

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	to	24.00 CFS

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
SNAKE RIVER, SOUTH FORK	SNAKE RIVER

Priority: 06/01/1902

LOCATION OF POINT(S) OF DIVERSION: Lot 4(NENW), Sec. 16, Township 03N, Range 41E
BONNEVILLE County

PLACE OF USE: See Remarks

CONDITIONS/REMARKS:

1. TRANS. 1619. P/D CHANGE.
2. P/D RILEY CANAL LEGAL FROM U.S.G.S & PLAT MAPS.
3. P/U INCOMPLETE.

PART 2

TRANS NO. 5241

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 01-00202

STAGE: DECREED

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	to	12.00 CFS

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
SNAKE RIVER	COLUMBIA RIVER

Priority: 01/22/1916

LOCATION OF POINT(S) OF DIVERSION:NENW , Sec. 16, Township 03N, Range 41E
BONNEVILLE CountyPLACE OF USE: IRRIGATION

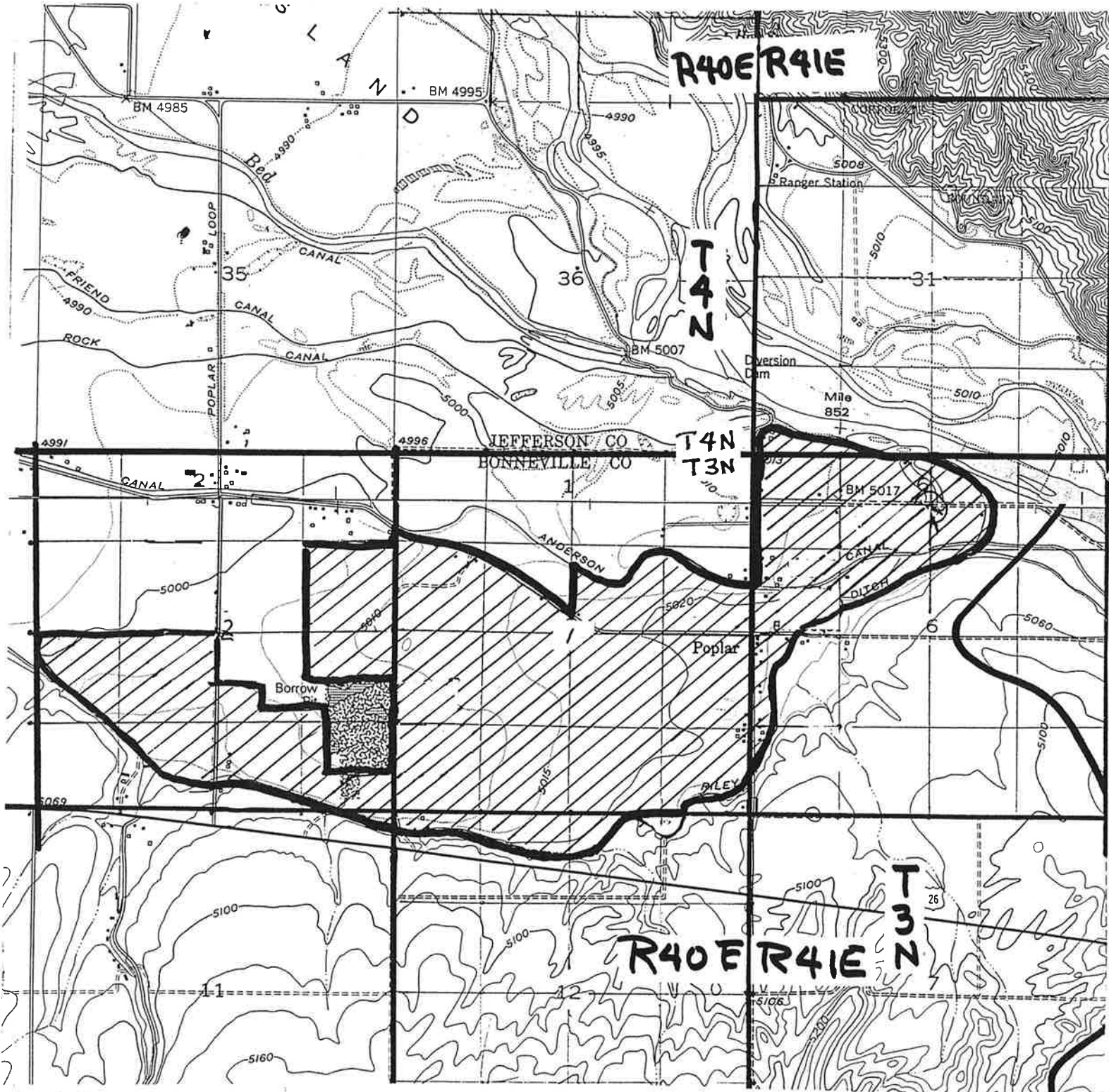
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03N	40E	1	SWNE	SENE	SWNW	
			SENE	NESW	NWSW	
			SWSW	SESW	NESE	
			NWSE	SWSE	SESE	
		2	SENE	NESW	NWSW	
			SWSW	SESW	SWSE	
			SESE			
		12	NWNE	NENW	NWNW	
41E		6	NWNE	SWNE	SENE	
			NENW	NWNW	SWNW	
			SENE	NESW	NWSW	
			SWSW			

CONDITIONS/REMARKS:

1. P/D INCOMPLETE: J. H. RILEY DITCH.
2. P/U WITHIN LANDS OF POPLAR IRRIGATION DISTRICT.

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.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

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:

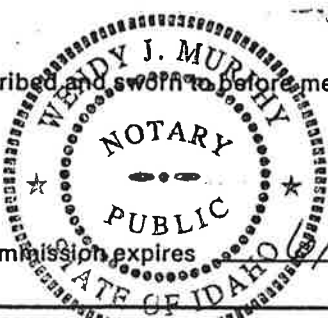
3. Describe effects on other water uses resulting from the proposed change:

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.

Subscribed and sworn to before me this 27th day of March, 19 98

(Signature of Applicant)

My commission expires 06/23/2000

(Notary Public)

Assisted by KCW 4-15-1997 3-26-1998 FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by _____ Date _____ Protest filed by _____

Prelim. check by _____ Fee \$100~~0~~Received by HUT #E024003 Date 3-27-98Published in Post Register, ID Statesman, Lewiston Trib, The Times News Copies of protest forwarded by _____Pub. dates April 9th & 16th 1998 Hearing held by _____ Date _____Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial_____ rec'd. _____ by RT

Copy of transfer sent to lien holder _____

