

T5221 GOLD EMBLEM FARMS

Eastern

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

RECEIVED
SEP 21 1998

TRANSFER NO. 5221
WATER RIGHT NO(S). 35-02642/35-07203

Department of Water Resources
Eastern Region

This is to certify that: **GOLD EMBLEM FARMS**
PO BOX 51780
IDAHO FALLS ID 83405

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. 35-02642 :			
IRRIGATION	04/01 to 10/31	7.18 CFS	2400.0 AF
Priority: 02/14/1961			
Right No. 35-07203 :			
IRRIGATION	04/01 to 10/31	8.00 CFS	3379.9 AF
Priority: 01/13/1972			
TOTAL:		* 14.52 CFS	* 4448.0 AF

SOURCE
GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

NWSE , Sec. 22, Township 03N, Range 35E
NENW , Sec. 23, Township 03N, Range 35E
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	35E	14	NENW 30.5	NWNW 30.5	SWNW 30.5	269.5
			SENE 39.0	NESW 39.0	NWSW 30.5	
			SWSW 30.5	SESE 39.0		
15			NESE 5.0	NWSE 5.0	SWSE 36.0	474.0
22			NENE 25.0	NWNE 25.0	SWNE 36.0	
			SENE 36.0	NENW 5.0	NWNW 5.0	
			SWNW 36.0	SENE 36.0	NESW 29.0	
			NWSW 29.0	SWSW 37.0	SESE 37.5	
			NESE 38.0	NWSE 29.0	SWSE 37.5	
			SESE 33.0			
23			NENW 39.0	NWNW 30.5	SWNW 39.0	286.5
			SENE 39.0	NESW 39.0	NWSW 39.0	
			SWSW 30.5	SESE 30.5		

Total number of acres irrigated: * 1112.0

TRANSFER NO. 5221
WATER RIGHT NO(S). 35-02642/35-07203

CONDITIONS OF APPROVAL AND REMARKS

1. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor 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. Right 35-02642 is limited to the irrigation of 600.0 acres within the place of use described above in a single irrigation season.
- * 6. Rights 35-02642 and 35-07203 when combined shall not exceed a total diversion rate of 14.52 cfs, a total annual maximum diversion volume of 4448.0 af at the field headgate, and the irrigation of 1112.0 acres.
7. Rights 35-02624 and 35-07203 will be subject to such general provisions regarding the interconnection of water resources within the Snake River basin as the District Court determines necessary for the definition of the rights or for the efficient administration of water rights.

Dated this 15th day of September, 1998.


Chief, Water Allocation Bureau

MEMORANDUM

TO: Files 35-02642 & 35-07203

FROM: Pam Skaggs  State Office

SUBJECT: Transfer 5221

DATE: September 11, 1998 

Transfer 5221 changes the place of use under Rights 35-02642 and 35-07203. The applicant has installed pivots and the transfer will describe the irrigated acres under the existing system.

Season of use and diversion volume were adjusted to current standards. Recommended conditions include measuring & annual reporting, irrigation overlap, combined right limits, future District Court provisions (SRBA), and standard transfer conditions.

RECEIVED

FEB 25 1998

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Department of Water Resources
Eastern Region
Name of applicant

Gold Emblem Farms % William Taylor

Phone (208) 522-7770

Post Office address

PO Box 51780 Idaho Falls ID 83405

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 we are reflecting how our acreage is being irrigated after pivots have been installed and corners moved to new places of use.

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>35-02642</u>	<u>2/14/1961</u>	<u>7.18 cfs</u>	<u>Irrigation</u>	<u>4/01</u> to <u>10/31</u>
<u>35-07203</u>	<u>1/13/1972</u>	<u>8.00 cfs</u>	<u>" "</u>	<u>4/01</u> to <u>10/31</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred * 14.52 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	SE	22	3N	3SE	Bonneville	
		NE	NW	23	"	"		

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
3N	3SE	14					30.5	30.5	30.5	39	39	30.5	30.5	39					269.5
		15													5	5	36	36	82
		22	25	25	36	36	5	5	36	36	29	29	37	37.5	38	29	37.5	33	474
		23					39	30.5	39	39	39	39	30.5	30.5					286.5

* Acres changed to 1112 as per Adj. "R" record

Total acres 1112

PART 1**6. General Information:**

- a. Description of diversion system 2 Wells - each with a pump + a booster pump. Mainlines are connected. Currently 3 pivots used and 58 handlines
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? X 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. - See ATTACHMENT
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
LAND IRRIGATED by Handlines Will Now be IRRIGATED by Pivots. and 1 Linear System. Most of the corners won't be IRRIGATED. Total Acreage irrigated remain unchanged Pumping system & water output remain the same.
- d. Remarks:
PARTNERSHIP Includes ; William Howard Taylor, Lyman Kent Taylor, Carl Boyce Taylor

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**A. DESCRIPTION OF RIGHT AS RECORDED:**

Water Right No. 35-02642

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	to	7.18 CFS

SOURCE

GROUNDWATER

Priority: 02/14/1961

LOCATION OF POINT(S) OF DIVERSION:NWSE , Sec. 22, Township 03N, Range 35E
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	35E	15	SWSE 40	SESE 40		80
		22	NENE 40	NWNE 40	SWNE 40	
			SENE 40	SWNW 40	SENE 40	
			NESW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 40			520
						Total number of acres irrigated: 600

CONDITIONS/REMARKS:

Limited to
600 acres
within 1112 acre
place of use

PART 2

TRANS NO.

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 35-07203

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	8.00 CFS	3411.6 AF

SOURCE

GROUNDWATER

Priority: 01/13/1972

LOCATION OF POINT(S) OF DIVERSION:

NWSE , Sec. 22, Township 03N, Range 35E
 NENW , Sec. 23, Township 03N, Range 35E
 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	35E	14	NESW 40	NWSW 40	SWSW 40	
			SESW 40			160
		15	NESE 7	NWSE 7	SWSE 38	
			SESE 38			90
		22	NENE 40	NWNE 40	SWNE 40	
			SENE 40	NENW 7	NWNW 7	
			SWNW 38	SENW 40	NESW 40	
			NWSW 40	SWSW 40	SESW 40	
			NESE 40	NWSE 40	SWSE 40	
			SESE 35			567
		23	NENW 40	NWNW 20	SWNW 40	
			SENW 40	NESW 40	NWSW 40	
			SWSW 39	SESW 39		298
Total number of acres irrigated:						1115

CONDITIONS/REMARKS:

- THIS RT. WHEN COMBINED WITH RT. 35-2642 FOR THE WELL IN THE NWSE, S22, SHALL NOT EXCEED 7.26 CFS NOR MORE THAN 3.5 AF/ANNUM.

* For Part 1 B2

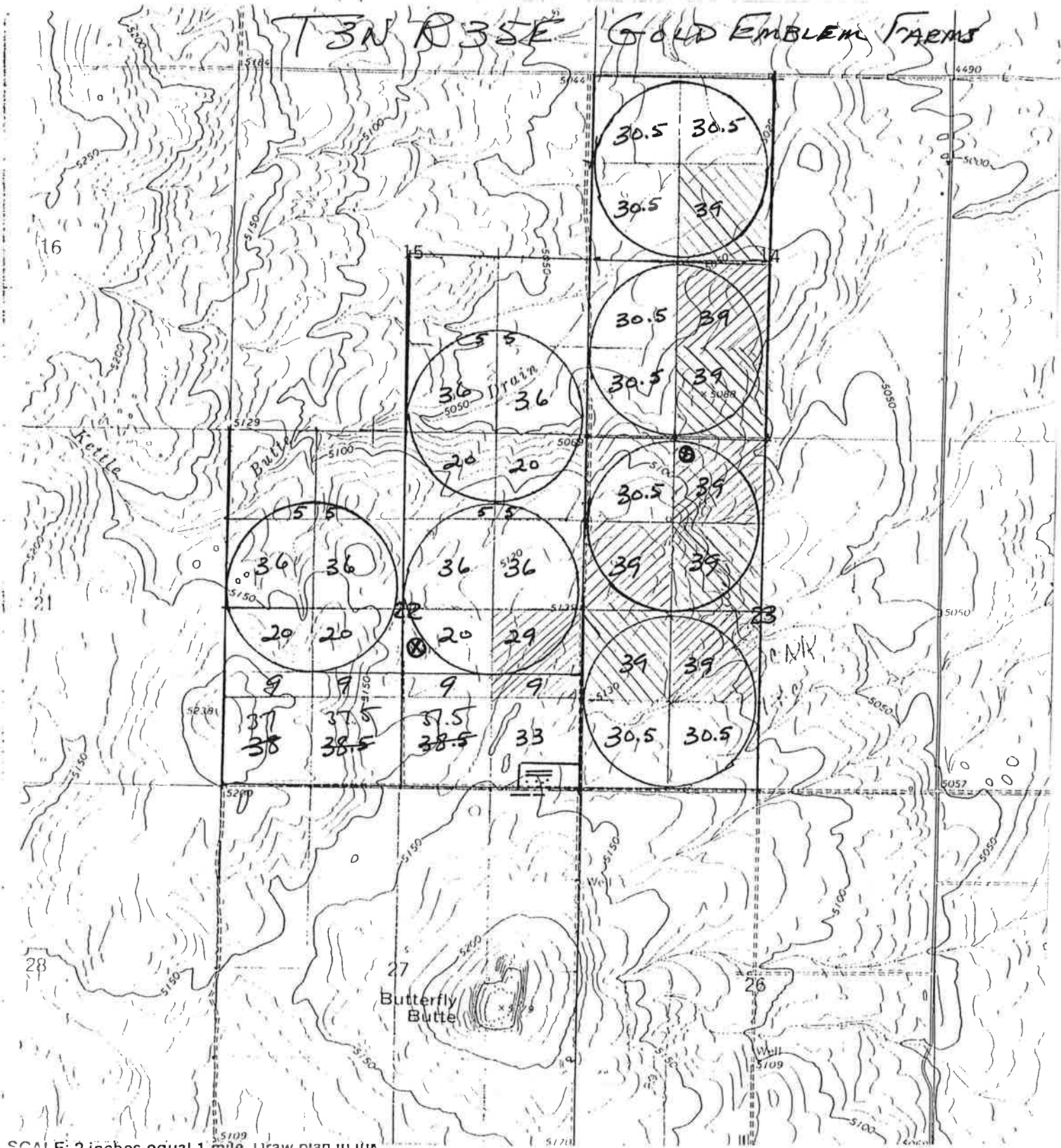
- 1/ License exam for 35-02642 recommended
7.18 cfs from well in NWSE, Sect. 22 T3N R35E.
- 2/ License exam for 35-07203 found 7.26 cfs in well
in NWSE, Sect. 22 T3N R35E. This is only 0.08 cfs more
than License 35-02642
- 3/ The additional well in the NENW Sect. 23 T3N R35E for
License 35-07203 measured 7.26 cfs.

Therefore the additive quantities are;

$$\begin{array}{r} 7.18 \text{ cfs} - 35-02642 \\ 0.08 \text{ cfs} - 35-07203 \\ 7.26 \text{ cfs} - 35-07203 \\ \hline 14.52 \text{ cfs} \end{array}$$

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.



PART 3

B. CHANGES IN NATURE OF USE

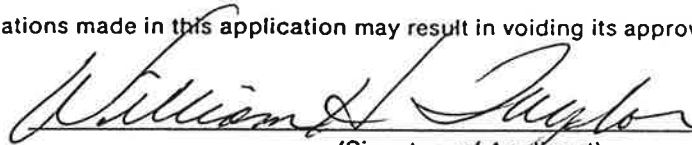
1	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
	_____	_____	_____	_____ to _____
	_____	_____	_____	_____ to _____

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.



(Signature of Applicant)

Subscribed and sworn to before me this 23rd day of Feb, 19 98.



(Notary Public)

My commission expires 11-28-2000

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by HWT Date 2-25-98 Protest filed by _____

Prelim. check by KCW Fee \$100.00 _____

Receipted by HWT #E023916 Date 2-25-98 _____

Published in Post Register, Lewiston, ID Statesman Times News Copies of protest forwarded by _____

Pub. dates March 12 & 19, 1998 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial

_____ rec'd. _____ by RDC

Copy of transfer sent to lien holder _____



Farm Credit Services

1020 Land Bank Street
P.O. Box 50030
Idaho Falls, Idaho 83405-0030
208/523-1785

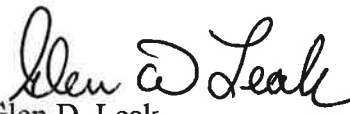
February 23, 1998

Idaho Department of Water Resources
Eastern Idaho Regional Office
900 North Skyline Drive
Idaho Falls, Idaho 83402-1718

Dear Gentlemen:

Northwest Farm Credit Services, ACA has a first mortgage on property owned by Gold Emblem Farms and located in Sections 14, 15, 22, and 23 of Township 3 North, Range 35 East. We have reviewed, with William Taylor of Gold Emblem Farms, their Application for Transfer of Water Right for 35-02642 and 35-07203 and approve of said transfer.

Sincerely,


Glen D. Leak
Branch Manager
208-523-1785

STATE OF IDAHO)
)ss.
County of Bonneville)

On this 23rd day of February, 1998, before me personally appeared Glen D. Leak, to me known to be the person(s) described in and who executed the within instrument, and acknowledged that he executed the same as his free act and deed.


Notary Public for the State of Idaho
Residing at Idaho Falls
My commission expires 3-9-98

05/07/2002

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 35-2642

NAME AND ADDRESS: GOLD EMBLEM FARMS
PO BOX 51780
IDAHO FALLS ID 83405

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 7.18 CFS
2,400.0 AFY

USE OF THIS RIGHT WITH RIGHT NO. 35-07203 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 4448 AF.

USE OF THIS RIGHT WITH RIGHT NO. 35-07203 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 14.52 CFS.

PRIORITY DATE: 02/14/1961

POINT OF DIVERSION:

T03N R35E S22 SWNWSE Within BONNEVILLE County

T03N R35E S23 NWENW Within BONNEVILLE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

4/01 10/31

7.180 CFS
2,400.00 AFY

PLACE OF USE:

IRRIGATION Within BONNEVILLE County

T03N R35E S14
T03N R35E S14
T03N R35E S14
T03N R35E S14
T03N R35E S15
T03N R35E S15
T03N R35E S22
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SESE 36.0

Omitted from TX
POU Description

1112 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 35-07203 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1112 ACRES IN A SINGLE IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 600 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT: