

T5457 WALKER

Eastern

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 5457
WATER RIGHT NO(S). 34-00320A/34-00428C/34-00894B

RECEIVED
MAR 13 2000

This is to certify that: JACK WALKER
LOIS WALKER
RT 1 BOX 119
MOORE ID 83255

Department of Water Resources
Eastern Region

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. 34-00320A : IRRIGATION Priority: 09/26/1894	05/01 to 10/15	1.01 CFS	213.5 AF
Right No. 34-00428C : IRRIGATION Priority: 06/01/1894	05/01 to 10/15	0.36 CFS	63.0 AF
Right No. 34-00894B : IRRIGATION Priority: 06/01/1895	05/01 to 10/15	0.36 CFS	138.5 AF
TOTAL:		* 1.73 CFS	* 213.5 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
BIG LOST RIVER	SINKS

LOCATION OF POINT(S) OF DIVERSION:
SESE , Sec. 4, Township 05N, Range 26E
SENW , Sec. 32, Township 06N, Range 26E
BUTTE County

PLACE OF USE: IRRIGATION

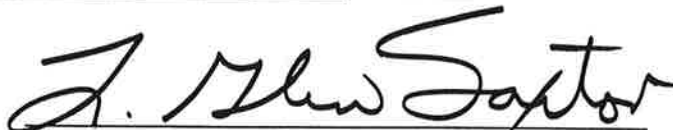
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05N	26E	4	SWSW 37	NWSE 7	SWSE 17	61
Total number of acres irrigated:						61 **

TRANSFER NO. 5457
WATER RIGHT NO(S). 34-00320A/34-00428C/34-00894B

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 34.
2. This right when combined with all other rights shall provide no more than 3.5 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 34-00320A, 34-00428C, 34-00894B, 34-02447B and 34-10930B when combined shall not exceed a total diversion rate of 1.74 cfs, the maximum diversion volume of 213.5 af at the field headgate and the irrigation of 61 acres.
7. The total instantaneous diversion of water from all points of diversion under Transfer 5457 shall not exceed 1.73 cfs, nor a total combined annual volume of 213.5 af.
8. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works from all authorized points of diversion that is acceptable to the watermaster and will provide suitable control of the diversions.
9. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/20 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 5/1 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
- ** 10. Right 34-00428C is limited to the irrigation of 18 acres within the place of use described above in a single irrigation season.

Dated this 9th day of March, 2000.


Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 5457

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

RECEIVED
APR 27 1999

Department of Water Resources
Eastern Region

Name of applicant JACK or LOIS WALKER Phone (208) 554-3282
Post Office address RT 1 Box 119 Moore, ID 83255

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 Adding a pump in the Moore canal
will allow us better distribution of our water to these split
acres.

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>34-00320A</u> | <u>9-26-1894</u> | <u>1.01</u> | <u>Irrigation</u> | <u>5-01</u> to <u>10-15</u> |
| <u>34-00894B</u> | <u>6-01-1895</u> | <u>0.36</u> | <u>" "</u> | <u>" "</u> to <u>" "</u> |
| <u>34-00428C</u> | <u>6-01-1894</u> | <u>0.36</u> | <u>" "</u> | <u>" "</u> to <u>" "</u> |
| | | <u>1.73</u> | | to |
2. Total amount of water being transferred 1.37 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Big Lost River tributary to Sinks
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	SE	NW	32	6N	26E	Butte	B + J canal
	NW	SE	SE	4	5N	26E	Butte	Moore Canal (new)

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	
5N	26E	4											37			7	17		61

Total acres 61

PART 1

6. General Information:

a. Description of diversion system 2 canals + pumps to sprinklers

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? NA 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:
NA

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 _____

Water Right Number - R34-00428C

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
WALKER

LOIS

1 - RT 1 BOX 119

2 -

3 -

City- MOORE

State- ID Zip- 83255

Phone - 208-554-3282

1 - RT 1 BOX 119

2 -

3 -

City- MOORE

State- ID Zip- 83255

Phone - 208-554-3282

WALKER

JACK

*** O - ORIGINAL OWNER ***
KING

MARIAN

1 -

2 -

3 -

City- X

State- ID Zip- X

Phone - 208-000-0000

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
06/01/1894 15 EASTERN D - DECREED

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
BIG LOST RIVER SINKS

Point of Diversion						Diversion Name	
Twn	Rng	Sec	Tract	Lot	RFlg	County	
06N	26E	32	NW SE NW		(23)	BUTTE	B & J

Code	Description	Period From	Water Use Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION		05/01	10/15	0.360	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.360 0.0

Place of Use							Description	County
Twn	Rng	Sec	Tract	Lot	Acres	Code		
05N	26E	4	SW SW		37.0	01	IRRIGATION	(23) BUTTE
05N	26E	4	NW SE		7.0	01	IRRIGATION	(23) BUTTE
05N	26E	4	SW SE		17.0	01	IRRIGATION	(23) BUTTE

Total Acres: 61.0

+ - - Diversion Means - HEADGATE, SPRINKLERS

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 34-00320A, 34-00894B, 34-02447B, 34-10930B

Water right number - R34-00428C

Prefix Translation: RESEARCH

+ - - - - Remarks - - - - - +

QNT USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 1.74 CFS. COMBINED RIGHT NOS.:
34-00320A, 34-00894B, 34-02447B AND 34-10930B.

POU1 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 18 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 61 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 34-00320A, 34-00894B,
34-02447B AND 34-10930B.

EXP WATER DELIVERED THROUGH THE B & J DITCH.

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
UTAH CONSTRUCTION JOHN F. ABBOTT, ET AL 10/21/1925

+ - - Audit Fields - 01/31/96 ECARLSEN 01/05/98 ECARLSEN

+ - - - - Comments - - - - - +

Date: 01/08/1992 User Id: SHAW Subject: COPIED FROM REMARKS
OTHER RIGHTS: 34-00405, 34-00314, 34-00320, 34-00894A, 34-02447 AND 34-10930.

Date: 01/31/1996 User Id: ECARLSEN Subject: CHANGE IN OWNERSHIP

THIS RECORD IS THE RESULT OF A CHANGE IN OWNERSHIP FOR A PORTI ON OF THE PLACE OF USE THAT SPLIT WATER RIGHT 34-00428B.

Date: 12/04/1997 User Id: ECARLSEN Subject: COPIED FROM REMARKS
WATER DELIVERED THROUGH THE B & J DITCH.

LISTED THEREIN IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF
667.5 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 267 ACRES
0.38 CFS OF RIGHT NO. 34-00320 AND 0.60 CFS OF RIGHT NO.
THIS RIGHT AND RIGHT NO. 34-00320.

USE OF THIS RIGHT WITH RIGHT NO. 34-00405 AND OTHER RIGHTS
7.02 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF
IN A SINGLE IRRIGATION SEASON.
34-00894A IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF
*****CHANGE OF OWNERSHIP*****

THE ABOVE REMARKS HAVE NOT BEEN MODIFIED TO REFLECT THE CHANGE IN OWNERSHIP. 30 JAN 96 EMC

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 01/12/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	- 34
Licensed Date	- 00/00/0000	Receipt Number	- X777777	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	-	Notice of Error Flag	-

5 0010

PART 2

5457

AJ5808NP
(GD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

04/22/99 07:50:35
Page 1

Water Right Number - R34-00320A

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***

WALKER	JACK	1 - RT 1 BOX 119	
		2 -	
		3 -	
		City- MOORE	State- ID Zip- 83255
		Phone - 208-554-3282	

WALKER	LOIS	1 - RT 1 BOX 119	
		2 -	
		3 -	
		City- MOORE	State- ID Zip- 83255
		Phone - 208-554-3282	

*** O - ORIGINAL OWNER ***

SOUTH	MAUDE A	1 -	
		2 -	
		3 -	
		City- IDAHO FALLS	State- ID Zip- X
		Phone - 208-000-0000	

HAYS	MARY ANN	1 -	
		2 -	
		3 -	
		City- X	State- ID Zip- X
		Phone - 208-000-0000	

+ - - Priority Date - - +	+ - - Region - - +	+ - - Stage - - +	+ - - Status - - - +
09/26/1894	15 EASTERN	D - DECREED	

+ - - - - Source - - - - - +	+ - - - - Tributary - - - - - +
BIG LOST RIVER	SINKS

+ - - - - Point of Diversion - - - - - +						
Twn	Rng	Sec	Tract	Lot	RFlg	County
06N	26E	32	NW SE NW		(23)	BUTTE
B & J						

+ - - - - Water Use - - - - - +						
Code	Description	Period From	Period To	Diversion Rate	Diversion Volume	
01 - IRRIGATION		05/01	10/15	1.014		

+ - Total Div. Rate - +	+ - Total Div. Volume - +	+ - Total Div. Capacity - +	+ - Total Consumptive Use - +	+ - KW Usage - +
1.014			0.0	

+ - - - - Place of Use - - - - - +							
Twn	Rng	Sec	Tract	Lot	Acres	Code	Description
05N	26E	4	SW SW		37.0	01	IRRIGATION
05N	26E	4	NW SE		7.0	01	IRRIGATION
05N	26E	4	SW SE		17.0	01	IRRIGATION
(23) BUTTE							

Total Acres: 61.0

Water right number - R34-00320A

Prefix Translation: RESEARCH

+ - - Diversion Means - B & J DITCH TO RELIFT PUMP.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 34-00428C, 34-00894B, 34-02447B, 34-10930B

+ - - - - - Remarks - - - - - +

QNT USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 1.74 CFS. COMBINED RIGHT NOS.:
34-00428C, 34-00894B, 34-02447B AND 34-10930B.

POU1 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO
THE IRRIGATION OF A COMBINED TOTAL OF 61 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 34-00428C, 34-00894B,
34-02447B AND 34-10930B.

EXP WATER DELIVERED THROUGH THE B & J DITCH.

+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - - Conditions of Approval - - - - - +
C03 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
- PURSUANT TO SECTION 42-1425, IDAHO CODE.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
UTAH CONSTRUCTION CO. JOHN F. ABBOTT, ETAL 10/21/1925

+ - - Audit Fields - 01/31/96 ECARLSEN 01/05/98 ECARLSEN 01/08/98 ECARLSEN

+ - - - - - Comments - - - - - +

Date: 01/08/1992 User Id: SHAW Subject: COPIED FROM REMARKS
OTHER RIGHTS: 34-00405, 34-00314, 34-00428B, 34-00894A, 34-02447 AND 34-10930.
Date: 01/31/1996 User Id: ECARLSEN Subject: CHANGE OF OWNERSHIP
THIS RECORD IS THE RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF THE PLACE OF USE THAT SPLIT 34-00320.
Date: 12/04/1997 User Id: ECARLSEN Subject: COPIED FROM REMARKS
WATER DELIVERED THROUGH THE 3 IN 1 DITCH. USE OF THIS RIGHT WITH RIGHT NO. 34-00405 AND OTHER RIGHTS
LISTED THEREIN IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.02 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF
667.5 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 267 ACRES IN A SINGLE IRRIGATION SEASON.
0.38 CFS OF THIS RIGHT AND 0.60 CFS OF RIGHT NO. 34-00894 IS LIMITED TO USE FOR CONVEYANCE LOSSES IN DELIVERY OF THIS RIGHT
AND RIGHT NO. 34-00428B. *****CHANGE OF OWNERSHIP*****
THE ABOVE REMARKS HAVE NOT BEEN MODIFIED TO REFLECT THE CHANGE IN OWNERSHIP. 31 JAN 96 EMC

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 01/12/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	- 34
Licensed Date	- 00/00/0000	Receipt Number	- X777777	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	- C
		Name Connector	- AND/OR	Notice of Error Flag	-

7 of 10

PART 2

5457

AJ5808NP
(00:26)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

04/22/99 07:50:47
Page 1

Water Right Number - R34-008948

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

WALKER	JACK	1 - RT 1 BOX 119	
		2 -	
		3 -	
		City- MOORE	State- ID Zip- 83255
		Phone - 208-554-3282	
WALKER	LOIS	1 - RT 1 BOX 119	
		2 -	
		3 -	
		City- MOORE	State- ID Zip- 83255
		Phone - 208-554-3282	

*** O - ORIGINAL OWNER ***

KNOWLTON	F R	1 -	
		2 -	
		3 -	
		City- X	State- ID Zip- X
		Phone - 208-000-0000	
SOUTH	MAUDE A	1 -	
		2 -	
		3 -	
		City- X	State- ID Zip- X
		Phone - 208-000-0000	

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
06/01/1895 15 EASTERN D - DECREED

+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
BIG LOST RIVER SINKS

+ - - - - Point of Diversion - - - - - +						
TwN	Rng	Sec	Tract	Lot	RFlg	County
06N	26E	32	NW SE NW		(23)	BUTTE

B & J

+ - - - - Water Use - - - - - +						
Code	Description	Period From	Period To	Diversion Rate	Diversion Volume	
01 -	IRRIGATION	05/01	10/15	0.360		

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.360 0.0

+ - - - - Place of Use - - - - - +								
TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County
05N	26E	4	SW SW		37.0	01	IRRIGATION	(23) BUTTE
05N	26E	4	NW SE		7.0	01	IRRIGATION	(23) BUTTE
05N	26E	4	SW SE		17.0	01	IRRIGATION	(23) BUTTE

Total Acres: 61.0

Prefix Translation: RESEARCH

+ - - - - - Remarks - - - - - +

EXP WATER DELIVERED THROUGH THE B & J DITCH.

+ - - - - - Conditions of Approval - - - - - +

+ - - - - - Comments - - - - - +

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 01/12/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	- 34
Licensed Date	- 00/00/0000	Receipt Number	- X777777	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	- C
		Name Connector	- AND/OR	Notice of Error Flag	-

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



Lois J. Walker
(Signature of Applicant)

Subscribed and sworn to before me this 27th day of April, 19 99.

Autumn Jones
(Notary Public)

My commission expires 4-21-2005

FOR DEPARTMENT USE ONLY

Transfer contains 10 pages and _____ attachments

Received by HWT Date 4-27-99 Protest filed by _____

Prelim. check by _____ Fee \$100~~00~~

Receipted by HWT #E024953 Date 4-28-1999

Published in Arco Advertiser Copies of protest forwarded by _____

Pub. dates May 20, & 27, 1999 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____