

T5575 ENGLSON

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 27 2000

Department of Water Resources
Eastern Region

TRANSFER OF WATER RIGHT

TRANSFER NO. 5575
WATER RIGHT NO(S). 35-02491/35-07005/35-07648

This is to certify that: JOHN A ENGLESON
PO BOX 1304
POCATELLO ID 83204

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. 35-02491 :			
IRRIGATION	04/01 to 10/31	2.52 CFS	1068.0 AF
Priority: 01/24/1957			
Right No. 35-07005 :			
IRRIGATION	05/01 to 10/31	0.88 CFS	76.0 AF
Priority: 12/14/1967			
Right No. 35-07648 :			
IRRIGATION	04/01 to 10/31	1.63 CFS	-----
Priority: 11/24/1976			
	TOTAL:	5.03 CFS	1144.0 AF

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SESWSE , Sec. 20, Township 02S, Range 32E
NWNWSW , Sec. 28, Township 02S, Range 32E
BINGHAM County

PLACE OF USE: IRRIGATION

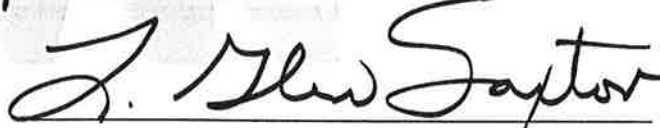
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02S	32E	20	SWSE 35	SESE 39		74
		28	SWNW 37	NWSW 40		77
		29	NENE 33	NWNE 34	SWNE 28	
			SENE 40			135
Total number of acres irrigated:						286

TRANSFER NO. 5575
WATER RIGHT NO(S). 35-02491/35-07005/35-07648

CONDITIONS OF APPROVAL AND REMARKS

1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. 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.
4. Rights 35-02491, 35-07005, and 35-07648 are diverted through the points of diversion described above.
5. Rights 35-02491, 35-07005, and 35-07648 when combined shall not exceed a total diversion rate of 5.03 cfs from all points of diversion, a total annual maximum diversion volume of 1144.0 af, and the irrigation of 286 acres.
6. All water rights within Basin 35 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
7. These rights 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.
8. The period of use for the irrigation described in this approval for Right 35-07005 may be extended to a beginning date of April 1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before May 1 is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date of this approval.

Dated this 24th day of April, 2000.


Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of applicant

JOHN A. EGGLESON

Phone

(208) 232-8800

Post Office address

P.O. Box 1304, POCAHELLO ID 83204

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 MOVE 6 ACRES OFF OF BLM LAND AND DISTRIBUTE THESE ACRES IN OTHER AREAS TO INCLUDE ROCKPILES AND A PIVOT CORNER WHICH CAN NOW BE IRRIGATED.

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 |
|-----------------|------------|--------------------|---------------|---------------|
| 35-02491 | 1-24-1957 | 2.52 cfs | IRRIGATION | 4-1 to 10-31 |
| 35-07005 | 12-14-1967 | 0.88 cfs | IRRIGATION | 4-1 to 10-31 |
| 35-07648 | 11-24-1976 | 1.63 cfs | IRRIGATION | 4-1 to 10-31 |
2. Total amount of water being transferred 5.03 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
	SE	SW	SE	20	2S	32E	BINGHAM	
	NW	NW	SW	28	2S	32E	BINGHAM	

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	
2S	32E	20															35	39	74
		28							37				40						77
		29	33	34	28	40													135

Total acres 286

PART 1

6. General Information:

a. Description of diversion system TWO WELLS WITH TURBINE PUMPS TO SPRINKLER
SYSTEM FOR IRRIGATION OF CROPLANDS

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

IT WILL BE DRIED UP.

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. 5575

A. DESCRIPTION OF RIGHT AS RECORDED:

Claim No. 35-02491

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	04/01 to 10/31	2.52 CFS

SOURCE

GROUNDWATER

Priority: 01/24/1957

LOCATION OF POINT(S) OF DIVERSION:

SESWSE , Sec. 20, Township 02S, Range 32E
 NWNWSW , Sec. 28, Township 02S, Range 32E
 BINGHAM 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>
02S	32E	20	SWSE 35	SESE 38		73
		28	NWNW ⑥	SWNW 37	NWSW 38	81
		29	NENE 32	NWNE 32	SWNE 28	
			SENE 40			132
Total number of acres irrigated:						286

CONDITIONS/REMARKS:

- RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
- RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 35:

WATER RIGHT NO.	SOURCE
NONE	NONE

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
NONE	NONE

ALL WATER RIGHTS WITHIN BASIN 35 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.

Claim No. 35-02491

CONDITIONS/REMARKS:

4. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1144 AF.
5. COMBINED RIGHT NOS.: 35-07005 AND 35-07648.
6. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 286 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-07005 AND 35-07648.
7. RIGHT NO. 35-07005 AND 35-07648 ARE ALSO DIVERTED THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE.

A. DESCRIPTION OF RIGHT AS RECORDED:

Claim No. 35-07005

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	04/01 to 10/31	0.88 CFS

SOURCE

GROUNDWATER

Priority: 12/14/1967

LOCATION OF POINT(S) OF DIVERSION:

SESWSE , Sec. 20, Township 02S, Range 32E
 NWNWSW , Sec. 28, Township 02S, Range 32E
 BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02S	32E	20	SWSE 35	SESE 38			73
		28	NWNW 6	SWNW 37	NWSW 38		81
		29	NENE 32	NWNE 32	SWNE 28		
			SENE 40				132
Total number of acres irrigated:							286

CONDITIONS/REMARKS:

- RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
- RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 35:

WATER RIGHT NO.	SOURCE
NONE	NONE

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
NONE	NONE

ALL WATER RIGHTS WITHIN BASIN 35 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.

Claim No. 35-07005

CONDITIONS/REMARKS:

4. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1144 AF.
5. COMBINED RIGHT NOS.: 35-02491 AND 35-07648.
6. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MAY 1 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
7. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 286 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-02491 AND 35-07648.
8. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 35-02491 AND 35-07648.

PART 2

TRANS NO. 5575

A. DESCRIPTION OF RIGHT AS RECORDED:

Claim No. 35-07648

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	04/01 to 11/01	1.63 CFS

SOURCE

GROUNDWATER

Priority: 11/24/1976

LOCATION OF POINT(S) OF DIVERSION:

SESWSE , Sec. 20, Township 02S, Range 32E
 NWNWSW , Sec. 28, Township 02S, Range 32E
 BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02S	32E	20	SWSE 35	SESE 38			73
		28	NWNW 6	SWNW 37	NWSW 38		81
		29	NENE 32	NWNE 32	SWNE 28		
			SENE 40				132
Total number of acres irrigated:							286

CONDITIONS/REMARKS:

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- RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 35:

WATER RIGHT NO.	SOURCE
NONE	NONE

THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN:

WATER RIGHT NO.	SOURCE
NONE	NONE

ALL WATER RIGHTS WITHIN BASIN 35 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.

Claim No. 35-07648

CONDITIONS/REMARKS:

4. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1144 AF.
5. COMBINED RIGHT NOS.: 35-07005 AND 35-02491.
6. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 286 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-07005 AND 35-02491.
7. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 35-07005 AND 35-02491.

Engleson, J. A.

**Application for
Transfer of:**

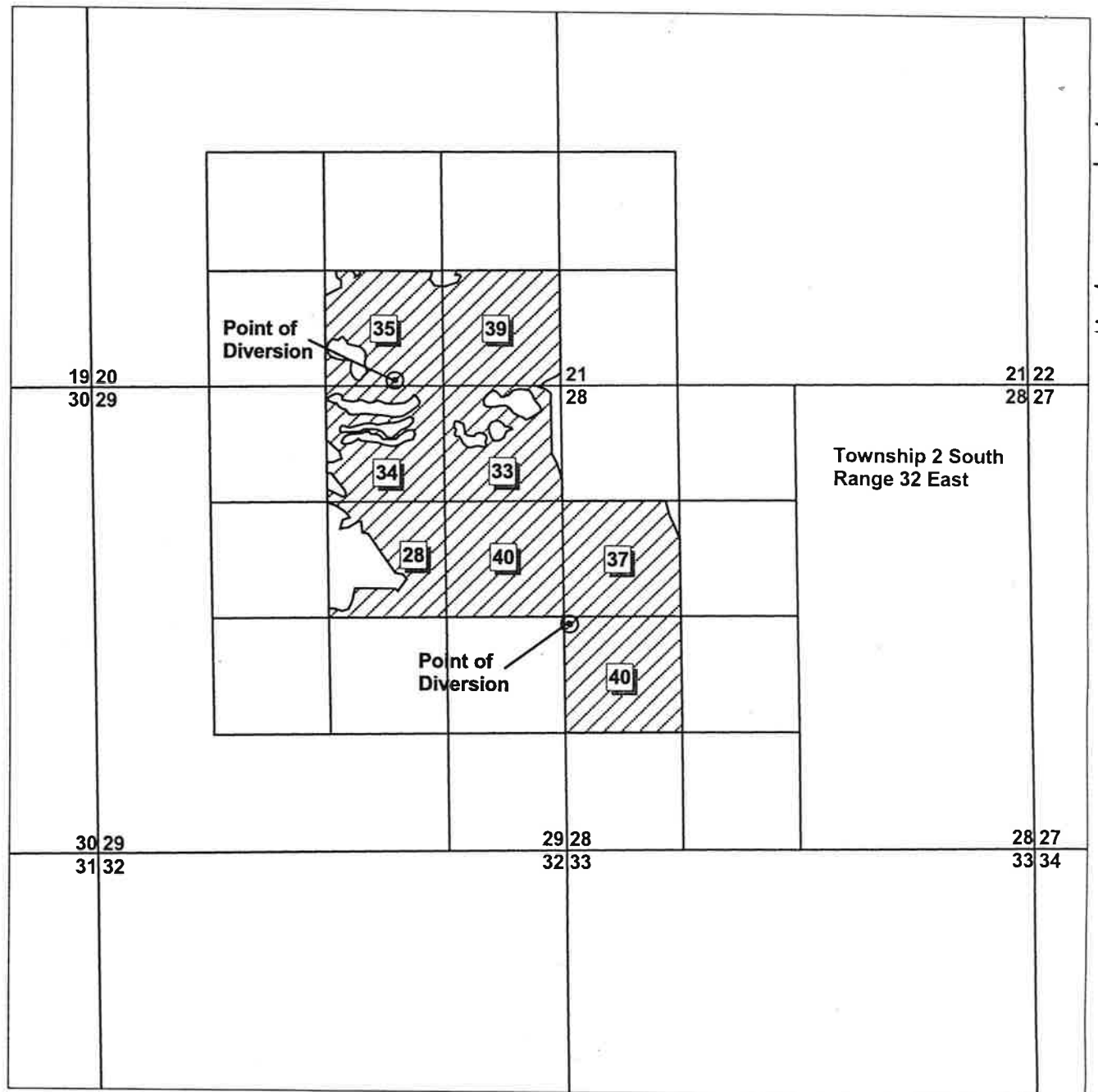
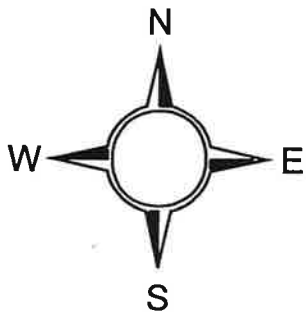
35-02491

35-07005

35-07648

**Township 2 South
Range 32 East**

1:21429



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

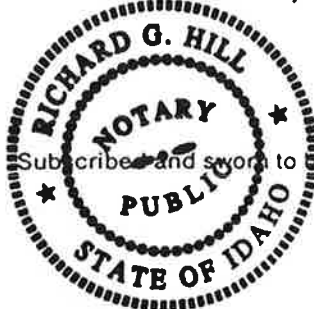
1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

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 25th day of October, 19 99.

John Engler
(Signature of Applicant)

Richard G. Hill
(Notary Public)

My commission expires 8/2/2005

FOR DEPARTMENT USE ONLY

Transfer contains 11 pages and _____ attachments

Received by HRM Date 10-25-99

Protest filed by _____

Prelim. check by _____ Fee \$100.00

Received by HRM E025402 Date 10-25-99

Published in Morning News

Copies of protest forwarded by _____

Pub. dates 10-4 & 11-11-99

Hearing held by _____ Date _____

Watermaster recommendation requested on _____

Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____