

T5745 BLM

Eastern

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5745
WATER RIGHT NO. 31-07119

RECEIVED

JUL 17 2000

This is to certify that: **US DEPARTMENT OF INTERIOR
BUREAU OF LAND MANAGEMENT
1405 HOLLIPARK DR
IDAHO FALLS ID 83401**

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>
STOCKWATER	01/01 to 12/31	0.10 CFS	14.0 AF
WILDLIFE	01/01 to 12/31	0.01 CFS	0.6 AF
	Totals	0.11 CFS	14.6 AF

SOURCE

GROUNDWATER

Priority: 04/10/1974

LOCATION OF POINT(S) OF DIVERSION:

SESENW , Sec. 22, Township 09N, Range 40E
FREMONT County

PLACE OF USE: STOCKWATER

TWN RGE SEC

09N 40E 15	SESW
27	NENW

PLACE OF USE: WILDLIFE, same as STOCKWATER use

CONDITIONS OF APPROVAL AND REMARKS

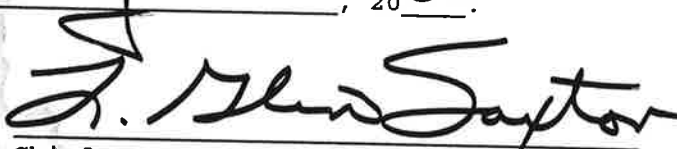
1. This right, when considered with all other rights common to the same grazing allotment, is limited to the quantity of water beneficially used by the number of stock within the allotment.
2. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

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WATER RIGHT NO. 31-07119

CONDITIONS OF APPROVAL AND REMARKS

3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. The quantity of water decreed for this water right for stockwater and wildlife uses is not a determination of historical beneficial use and shall not exceed 13,000 gallons per day.
5. Approval of Transfer 5745 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
6. The place of use is also known as Sand Dunes Well pipeline and BLM Record 3103588023.

Dated this 10th day of July, 2000.


Chief, Water Allocation Bureau

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant U.S.D.I. Bureau of Land Management Phone (208) 524-7500
Post Office address 1405 Hollipark Dr., Idaho Falls, Idaho 83401

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 GPS data indicates that the POD and POI were erroneously claimed. BLM is in possession of an easement from the State of Idaho that allows for a POI in sect. 27.
(see attached documentation)

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>31-07119</u>	<u>4/10/1974</u>	<u>0.1 cfs/14.0 ac-ft</u>	<u>Stockwater</u>	<u>01-01</u> to <u>12-31</u>
<u> </u>	<u> </u>	<u>0.0 cfs/0.6 ac-ft</u>	<u>wildlife</u>	<u>01-01</u> to <u>12-31</u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u> to <u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u> to <u> </u>

2. Total amount of water being transferred 0.11 cubic feet per second and/or 14.60 acre-feet per annum.

3. Source of water Groundwater tributary to Sinks

4. Point(s) of Diversion:

[illegible]

5. Lands irrigated or place of use:

[illegible]

PART 1

6. General Information:

a. Description of diversion system Well; pipeline to two troughs

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

N/A

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 _____

page 3 of 4

1998 JUN 24 PM 02:00
DISTRICT COURT --SRBA
TWIN FALLS CO., IDAHO
FILED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

T5745

In Re SRBA
Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 31-07119

RECEIVED

JUN 25 1998

DOJ/BOISE

NAME AND ADDRESS: USDI BLM
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE, ID 83709-1657

SOURCE: GROUNDWATER

QUANTITY: 0.11 CFS
14.60 AFY

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 04/10/1974

POINT OF DIVERSION: T09N R40E S22 SWSNW Within Fremont County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Wildlife	01-01 TO 12-31	0.01 CFS 0.60 AFY
	Stockwater	01-01 TO 12-31	0.10 CFS 14.00 AFY

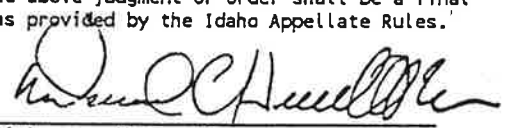
PLACE OF USE: Stockwater Within Fremont County
T09N R40E S22 SESW
Wildlife Within Fremont County
T09N R40E S22 SESW

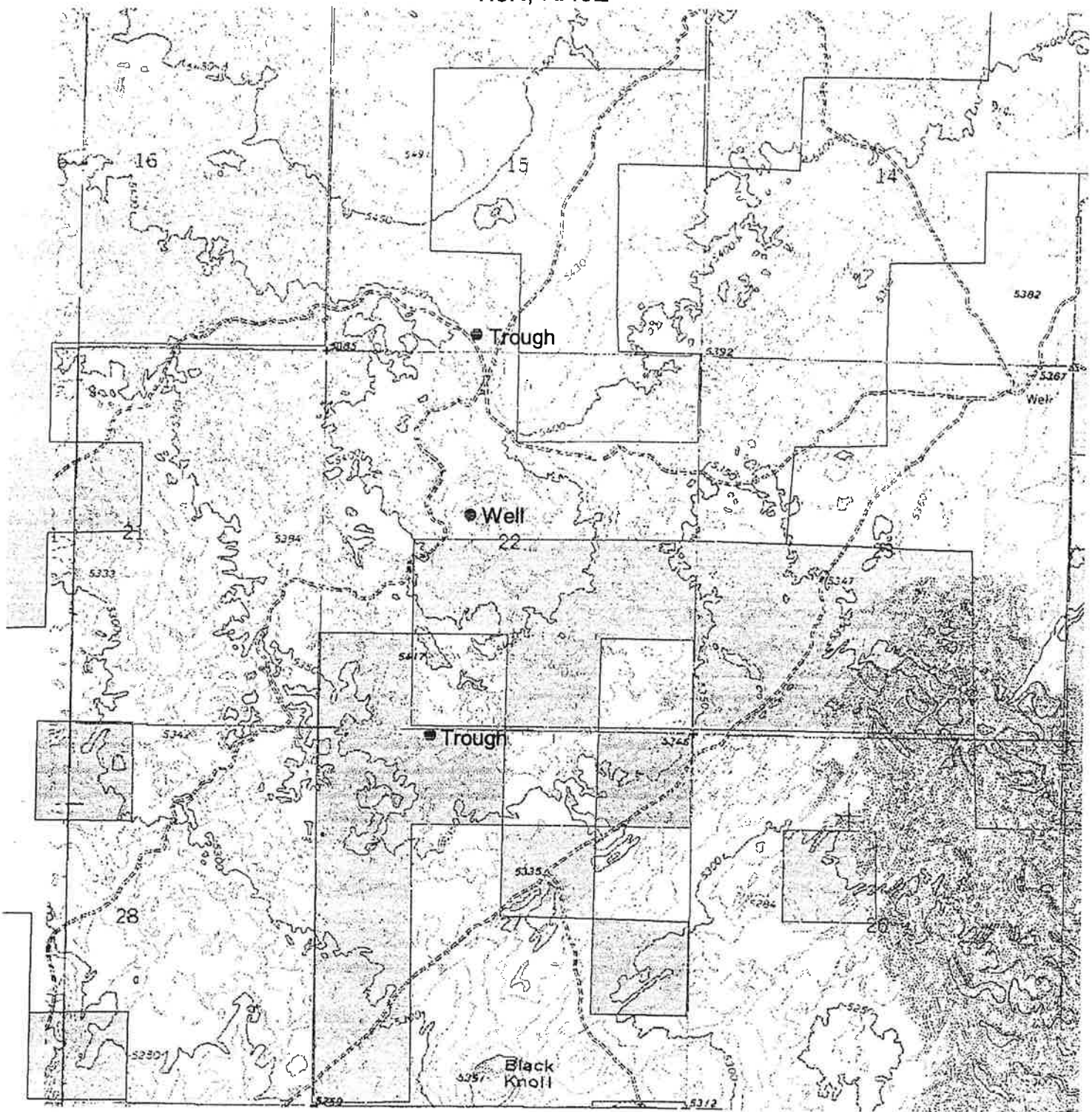
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Daniel C. Hurlbutt, JR.
Presiding Judge
Snake River Basin Adjudication



0.5 0 0.5 Miles

1:24,000 Scale



- Wtr-all01.pt
- Idown.shp
- B.L.M.
- Bureau of Indian Affairs
- Department of Energy
- Forest Service
- Military Reservations
- National Parks & Monuments
- Open water
- Private
- State of Idaho
- U.S. Fish & Wildlife Service

PRODUCED BY THE BLM, IDAHO FALLS FIELD OFFICE.
Projection Universal Transverse Mercator
Zone 12, 1927 North American Datum
No warranty is made by the Bureau of Land Management
as to the accuracy, reliability, or completeness of this data
for individual use or aggregate use with other data.
Prepared by Deena Teel on 5/4/2000 from GPS data
collected on 8/27/1996.

5745

IDAHO FALLS DISTRICT SEC 3

MT PLAT

Page No: 1349 10/17/1972
 Sec 31: Lots 1, 2, ENH in conflict
 Entry actually located in 17N R 40E
 1 15382 S1/4 Sec 27/1979
 AILNRL InTP
 ID1 30870 PX WD to BLM OE on 12/16/1996
 Sec 7: W2NW, SWSW
 Sec 18: N2NW
 ID1 29465 PX WD to BLM OE on 12/29/1997
 Sec 36: Lots 1, 2, 3, 4, W2E2, W2

Sec 36: Lots 1, 2, 3, 4, W2E2, W2

= BLM Administered land

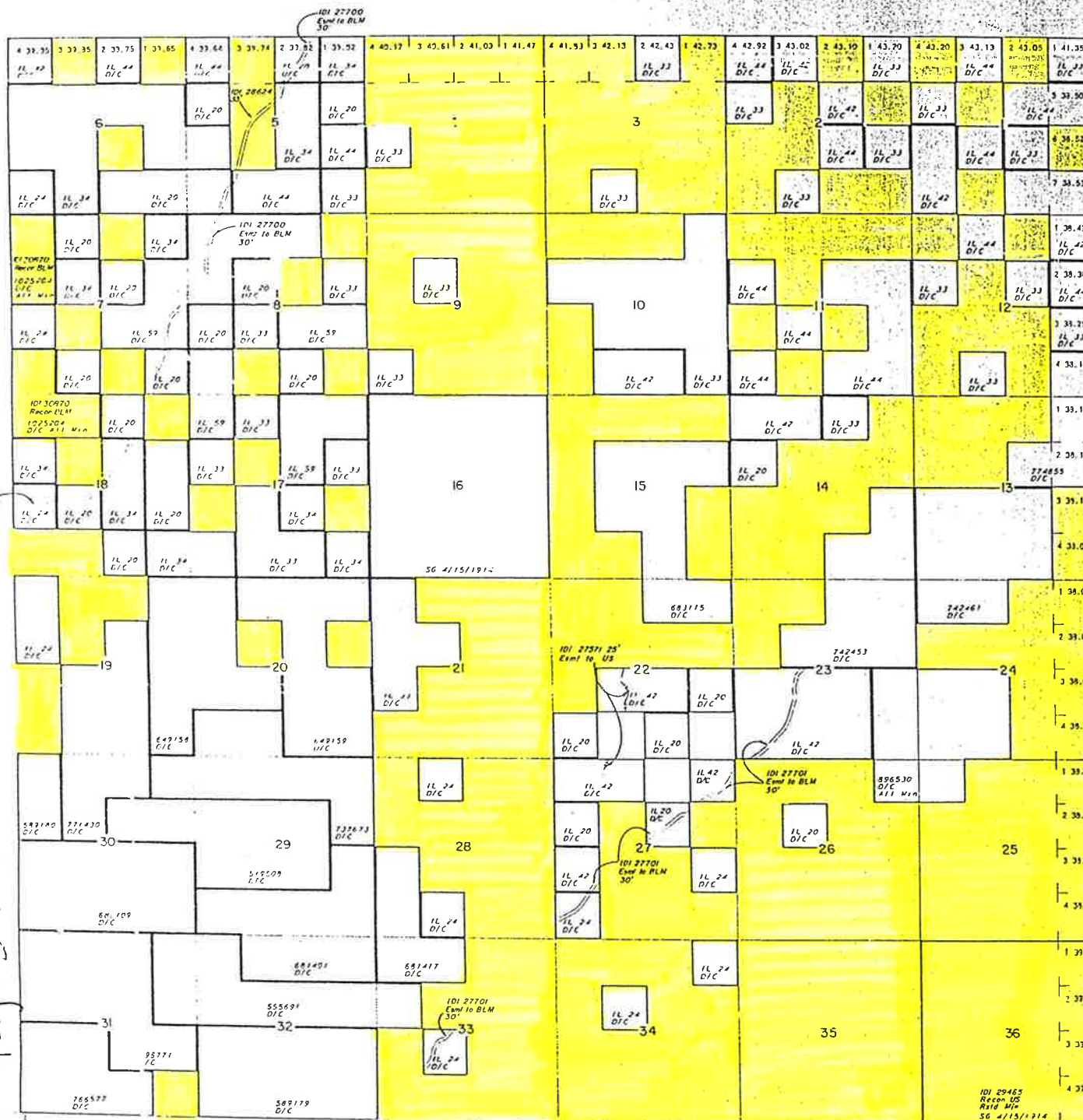
FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LANDS REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS.

CURRENT TO	CURRENT TO
MAR 10 1998	

USE PLAT:

Lat. 42° 4' 14" N
Long. 111° 35' W

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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.

Charles A. Haskins

(Signature of Applicant)

Subscribed and sworn to before me this

23

day of

May192000

Dorinda S. Hoffer

(Notary Public)

My commission expires

11-25-2002

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 4 attachments

Received by _____ Date _____

Protest filed by _____

Prelim. check by _____ Fee _____

Receipted by _____ Date _____

E025846Published in Herald Chronicle

Copies of protest forwarded by _____

Pub. dates May 31 & June 1, 2000

Hearing held by _____ Date _____

Watermaster recommendation requested on _____

Recommended for ☐ approval ☐ denial

rec'd. _____

by _____

Copy of transfer sent to lien holder _____