

T5629 HINCKS

Eastern

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5629
WATER RIGHT NO(S). 35-02187/35-07603A

RECEIVED

MAY 08 2000

Department of Water Resources
Eastern Region

This is to certify that: **ROY E HINCKS**
2851 W 900 S
STERLING ID 83210

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. 35-02187 :			
IRRIGATION	04/01 to 10/31	4.40 CFS	940.0 AF
Priority: 10/17/1950			
Right No. 35-07603A :			
IRRIGATION	04/01 to 10/31	2.12 CFS	648.0 AF
Priority: 02/15/1986			
TOTAL:		5.12 CFS *	1588.0 AF *

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION: NWNWNW , Sec. 20, Township 04S, Range 31E
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>
04S	31E	19	NENE 40	SENE 40	NESE 40	120
		20	NENW 38	NWNW 39	SWNW 40	
			SESW 40	NESW 40	NWSW 40	
						277
						Total number of acres irrigated: 397 **

CONDITIONS OF APPROVAL AND REMARKS

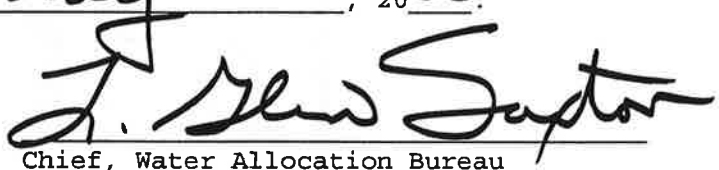
1. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

TRANSFER NO. 5629
WATER RIGHT NO(S) . 35-02187/35-07603A

CONDITIONS OF APPROVAL AND REMARKS

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. 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 35-02187 and 35-07603A, when combined shall not exceed a total diversion rate of 5.12 cfs, a total annual maximum diversion volume of 1588.0 af at the field headgate, and the irrigation of 397 acres.
- ** 7. Right 35-02187 is limited to the irrigation of 235 acres in the place of use described above in a single irrigation season.
- ** 8. Right 35-07603A is limited to the irrigation of 162 acres in the place of use described above in a single irrigation season.

Dated this 4th day of May, 2000.


Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 5629

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

RECEIVED

JAN 06 2000

Department of Water Resources
Eastern Region

Name of applicant ROY E HINCKS Phone (208) 328-2440

Post Office address 2851 W 900 S, STERLING ID 83210

A. PURPOSE OF TRANSFER

- ☐ Change point of diversion
☐ Add diversion point(s)
☒ Change place of use

☐ Change nature of use
☐ Change period of use
☐ Other _____
- Describe the reason for the proposed changes APPLICANT WISHES TO MOVE 15 ACRES OFF OF BLM LAND AND DISTRIBUTE THESE ACRES IN OTHER AREAS TO INCLUDE ACREAGE 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
<u>35-02187</u>	<u>10-17-1950</u>	<u>4.40 cfs</u>	<u>IRRIGATION</u>	<u>4-1</u> to <u>10-31</u>
<u>35-07603A</u>	<u>2-15-1986</u>	<u>2.12 cfs</u>	<u>IRRIGATION</u>	<u>4-1</u> to <u>10-31</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 5.12* cubic feet per second and/or _____ acre-feet per annum.

3. Source of water GROUNDWATER tributary to _____

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	NW	NW	20	4S	31E	BINGHAM	

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	
4S	31E	19	40			40									40				120
		20					38	39	40	40	40	40		40					277

* SEE CONDITIONS ON PART 2 FOR EACH RIGHT

Total acres 397

PART 1

6. General Information:

a. Description of diversion system WELL AND PUMP TO PIVOT AND HANDLINES FOR
IRRIGATION OF CROPLAND.

NA

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. 5629

A. DESCRIPTION OF RIGHT AS RECORDED:

Claim No. 35-02187

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	04/01 to 10/31	4.40 CFS

SOURCE

GROUNDWATER

Priority: 10/17/1950

LOCATION OF POINT(S) OF DIVERSION:NWNWNW , Sec. 20, Township 04S, Range 31E
BINGHAM CountyPLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04S 31E 19	NENE 39	SENE 40	NESE 36	
	SESE 2			117
20	SWNE 3	NENW 32	NWNW 36	
	SWNW 40	SENW 40	NESW 40	
	NWSW 40	SWSW 10	SESW 39	280
		Total number of acres irrigated:		397

CONDITIONS/REMARKS:

- 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.
- USE OF THIS RIGHT WITH RIGHT NO. 35-07603A IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.12 CFS, A TOTAL COMBINED

Claim No. 35-02187

ANNUAL DIVERSION VOLUME OF 1588 AF.

4. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 235 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHT NO. 35-07603A IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 397 ACRES IN A SINGLE IRRIGATION SEASON.
5. RIGHT NO. 35-07603A IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

PART 2

TRANS NO. 5629

A. DESCRIPTION OF RIGHT AS RECORDED:

Claim No. 35-07603A

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	04/01 to 10/31	2.12 CFS

SOURCE

GROUNDWATER

Priority: 02/15/1986

LOCATION OF POINT(S) OF DIVERSION:NWNWNW , Sec. 20, Township 04S, Range 31E
BINGHAM CountyPLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04S 31E 19	NENE 39	SENE 40	NESE 36	
	SESE 2			117
20	SWNE 3	NENW 32	NWNW 36	
	SWNW 40	SENW 40	NESW 40	
	NWSW 40	SWSW 10	SESW 39	280
		Total number of acres irrigated:		397

CONDITIONS/REMARKS:

- 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.
- USE OF THIS RIGHT WITH RIGHT NO. 35-02187 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.12 CFS, A TOTAL COMBINED

Claim No. 35-07603A

ANNUAL DIVERSION VOLUME OF 1588 AF.

4. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 162 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHT NO. 35-02187 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 397 ACRES IN A SINGLE IRRIGATION SEASON.
5. RIGHT NO. 35-02187 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

Hincks, Roy E.

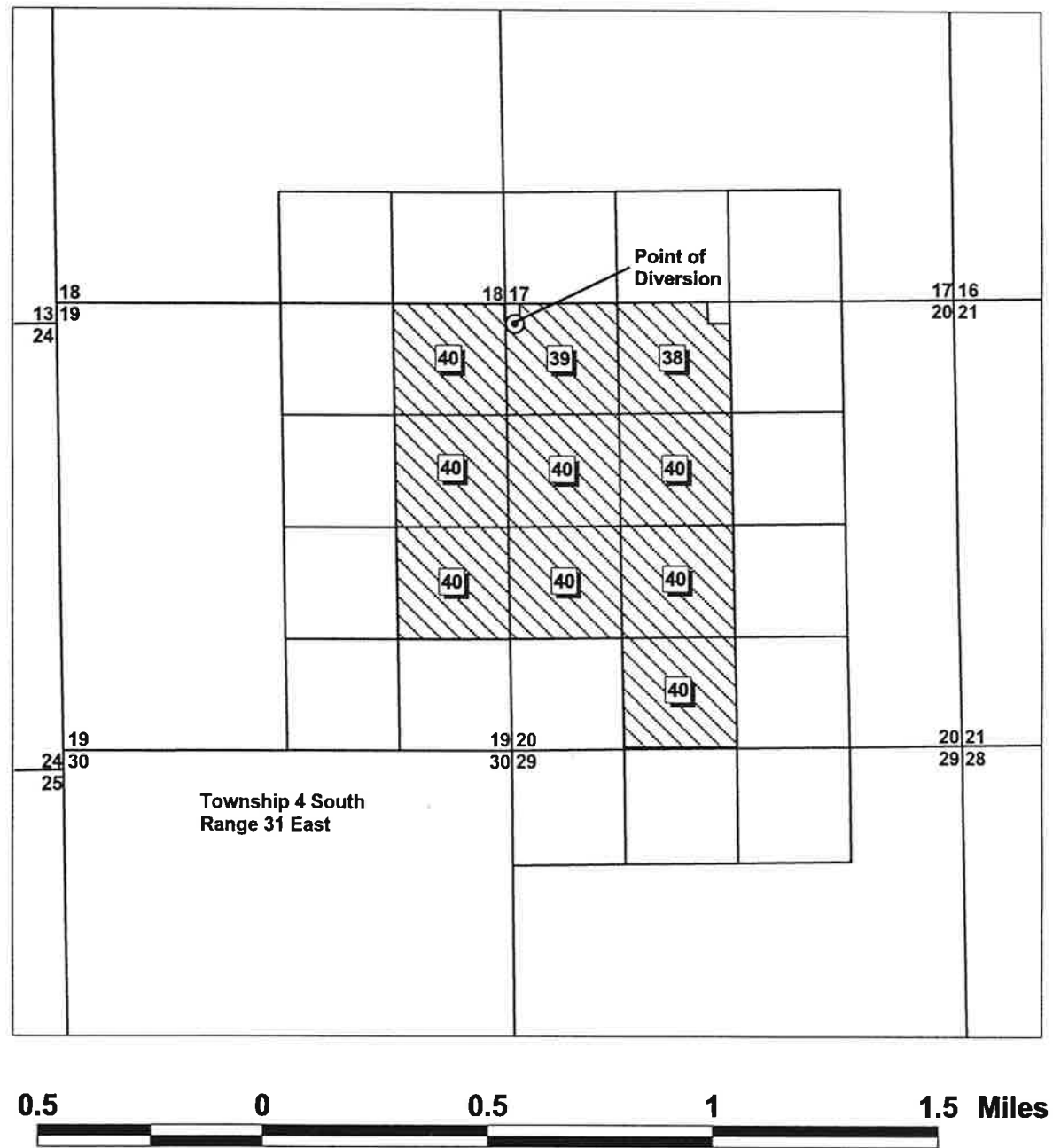
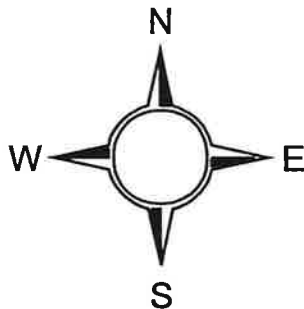
**Application for
Transfer of:**

35-02187

35-07603A

**Township 4 South
Range 31 East**

1:24000



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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.

Subscribed and sworn to before me this

5th

day of

January2000Michelle Corbridge

(Notary Public)

My commission expires

08/28/2003

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by DEMDate 1-6-2000

Protest filed by _____

Prelim. check by _____

Fee \$100%Receipted by DEMDate 1-6-2000 E025543Published in Morning News

Copies of protest forwarded by _____

Pub. dates 1-20 & 1-27-2000

Hearing held by _____ Date _____

Watermaster recommendation requested on _____

Recommended for

☐

approval

☐

denial

rec'd. _____

by _____

Copy of transfer sent to lien holder _____