

T5805 MICKELSEN FARMS

Eastern

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5805
WATER RIGHT NO. 35-02714

RECEIVED

SEP 18 2000

Department of Water Resources
Eastern Region

This is to certify that: **MICKELSEN FARMS**
RIGBY PRODUCE
PO BOX 628
RIGBY ID 83442

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>
IRRIGATION	04/01 to 10/31	7.11 CFS	3018.0 AF

SOURCE

GROUNDWATER

Priority: 05/31/1962

LOCATION OF POINT(S) OF DIVERSION:

NWNWNE , Sec. 9, 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	4	NENE 37	NWNE 37	SWNE 40	
			SENE 39	NENW 28	NWNW 27	
			SWNW 40	SENW 40	NESW 40	
			NWSW 40	SWSW 39	SESW 40	
			NESE 39	NWSE 40	SWSE 40	
			SESE 39			605
	5		NENE 13	SENE 27	NESE 11	51
	9		NENE 29	NWNE 35	NENW 35	
			NWNW 34			133
Total number of acres irrigated:						789

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.

TRANSFER NO. 5805
WATER RIGHT NO. 35-02714

CONDITIONS OF APPROVAL AND REMARKS

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.

Dated this 13th day of September, 2000.

J. Allen Saxton
Chief, Water Allocation Bureau

50 9/5/00

525-3423 PS
Transfer No. 5805
681-9392-M.
-3420 Shop
524-1295-Mark

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of Applicant Kevin Ward
Eldon Ward, Michael Ward, Daniel Ward Phone (208) 521-8085

Post Office address 9310 N 35 W Idaho Falls ID 83402

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 Sold entire water right to Mickelsen Farms
requiring that we transfer water off of land in Section 9 which
we retained.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|-----------------|------------------|--------------------|---------------|----------------------------|
| <u>35-02714</u> | <u>5/31/1962</u> | <u>7.11 cfs</u> | <u>Irrig.</u> | <u>4/1</u> to <u>10/31</u> |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
- Total amount of water being transferred 7.11 cubic feet per second and/or 3018.0 acre-feet per annum.
- Source of water groundwater tributary to _____
- Point(s) of Diversion: _____

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
	NW	NW	NE	9	3N	35E	Bonneville	

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	35E	4	37	37	40	39	28	27	40	40	40	40	39	40	39	40	40	39	605
		5	13			27									11				5.1
		9	29	35			35	34											133

Total Acres 789

PART 1

6. General Information:

- a. Description of diversion system Well, pump & center pivots.
- 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:
land will become dry land pasture.
- 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 the said application is hereby _____, subject to the following conditions:

Witness my hand this _____ day of _____, 20 _____.

For the Director

A. DESCRIPTION OF RIGHT AS RECORDED:

Claim No. 35-02714

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/31	7.11 CFS	3018.0 AF

SOURCE

GROUNDWATER

Priority: 05/31/1962

LOCATION OF POINT(S) OF DIVERSION:NWNWNE , Sec. 9, Township 03N, Range 35E
BONNEVILLE CountyPLACE OF USE:

IRRIGATION

				NE				NW				SW				SE												
				NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:			
03N	35E	4	:	37		37		40		39		28		27		40		40		40		40		39		40	:	605.0
03N	35E	9	:	29		40		19		01		31		40		07		17								:	184.0	
																							TOTAL ACRES		789.0			

CONDITIONS/REMARKS:

1. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Describe any other water rights used for the same purpose as described above: NONETo your knowledge has any portion of this water right undergone a period of five or more consecutive years of non-use? NO If yes, describe:

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TRANS NO. 5805

Claim No. 35-02714

Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

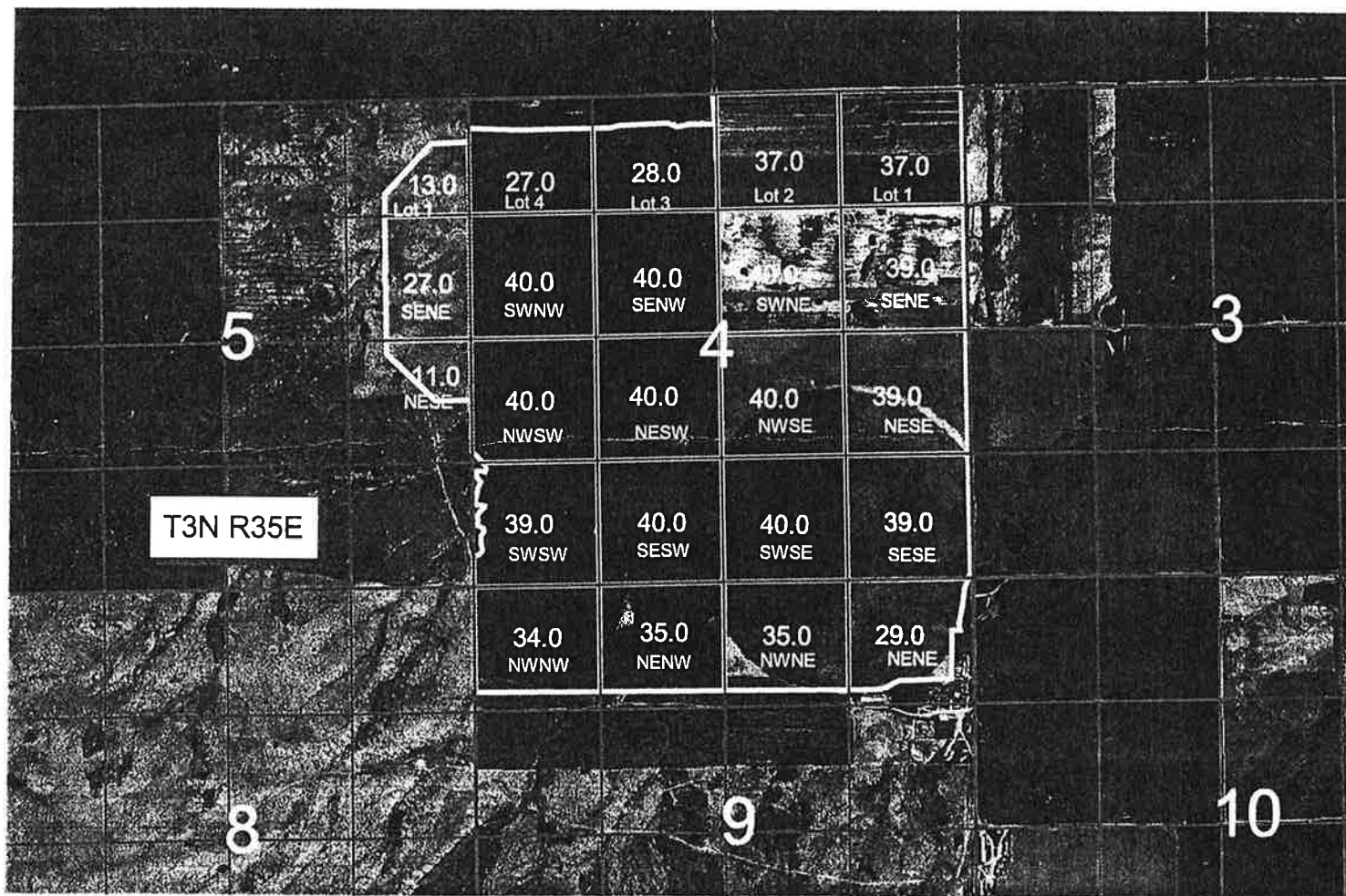


STATE OF IDAHO

Department of Water Resources

Water Right(s): 35-02714

T 5805



0 1320 2640 3960 5280 6600 Feet

LEGEND



Point of Diversion

Place of Use

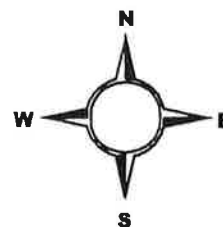
Acres Irrigated = 789



Section Line



Quarter-section line



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: E. Carlsen
Date: June, 2000

PART 3

B. CHANGES IN NATURE OF USE

1. New Nature of Use Amount(cfs/af-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:

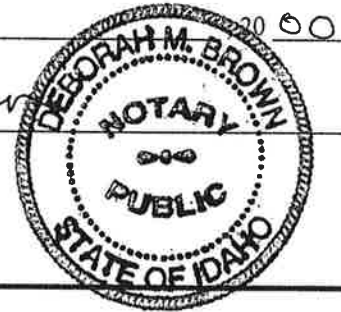
I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

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

Edward J. Ward Edson J. Ward
Michael J. Ward Daniel W. Ward
(Signature of Applicant)

Subscribed and sworn to before me this 20th day of July
Deborah M. Brown
(Notary Public)

My commission expires 2004



FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 7 attachments
Received by HJ Date 7/31/00 Protest filed by _____
Prelim. Check by _____ Fee _____
Receipted by HJ Date 7/31/00 \$530.00 E026030
Published in Post Register Copies of protest forwarded by _____
Pub. Dates Aug 10 & 17, 2000. Hearing held by _____ Date _____
Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial
_____ received _____ by _____

Copy of transfer sent to lien holder _____