

T5778

STEWART

35-7246M

Eastern

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 5778
WATER RIGHT NO. 35-07246M

RECEIVED

AUG 11 2000

This is to certify that: **REID STEWART**
3100 W 1000 S
ABERDEEN ID 83210

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>
IRRIGATION	04/01 to 10/31	2.07 CFS	820.0 AF

SOURCE

GROUNDWATER

Priority: 09/05/1972

LOCATION OF POINT(S) OF DIVERSION:

SENESEW, Sec. 16, Township 04S, Range 31E
BINGHAM County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04S 31E 16	NESW 25.7	NWSW 25.7	SWSW 25.7	
	SESW 25.7	NESE 25.6	NWSE 25.6	
	SWSE 25.5	SESE 25.5		205.0
		Total number of acres irrigated:		205.0

CONDITIONS OF APPROVAL AND REMARKS

- 46 1. ✓ Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- EXP 0672. ✓ 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.
3. 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.
- R64 ✓ 4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- 707 5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- 708

TRANSFER NO. 5778
WATER RIGHT NO. 35-07246M

CONDITIONS OF APPROVAL AND REMARKS

- C18
6. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
- X63.
7. All water rights within Basin 35 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.

Dated this 4th day of

August, 2000.

J. Glen Saylor
Chief, Water Allocation Bureau

So 7/26/00

Page 1 of 6

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 5778

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of Applicant Reid Stewart Phone 208-397-4572Post Office address 3100 W. 1000 S. Aberdeen, ID 83210

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
- The original ground will not be farmed
-
- & I want to move this right to other ground I own.

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
35-07246M	9/05/1972	2.07 cfs	Irrigation	4/01 to 10/31

2. Total amount of water being transferred
- 2.07
- 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
	SE	NB	SW	16	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	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4S	31E	16									25.7	25.7	25.7	25.7	25.6	25.6	25.5	25.5	205

Total Acres 205

6. General Information:

a. Description of diversion system well + pump to 2 pivots with no
endguns.

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:
This land will not be irrigated

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

PART 2

TRANS NO. 5778

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. X35-07246M

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	2.07 CFS	820.0 AF

SOURCE

GROUNDWATER

Priority: 09/05/1972

LOCATION OF POINT(S) OF DIVERSION:NWSE , Sec. 27, Township 04S, Range 30E
BINGHAM CountyPLACE OF USE:

IRRIGATION

				NE				NW				SW				SE								
				NENE	NWNE	SWNE	SENE	: NENW NWNW SWNW SENW :				NESW	NWSW	SWSW	SESW	: NESE NWSE SWSE SESE :								
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM			
04S	30E	26	:					:					:	30	25		30	:				:	85.0	
04S	30E	27	:					:					:					:	30	30	30	30	:	120.0
																			TOTAL ACRES			205.0		

CONDITIONS/REMARKS:

1. 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.

Describe any other water rights used for the same purpose as described above:

Water Right No. X35-07246M

To your knowledge has any portion of this water right undergone a period of five or more consecutive years of non-use? X If yes, describe:

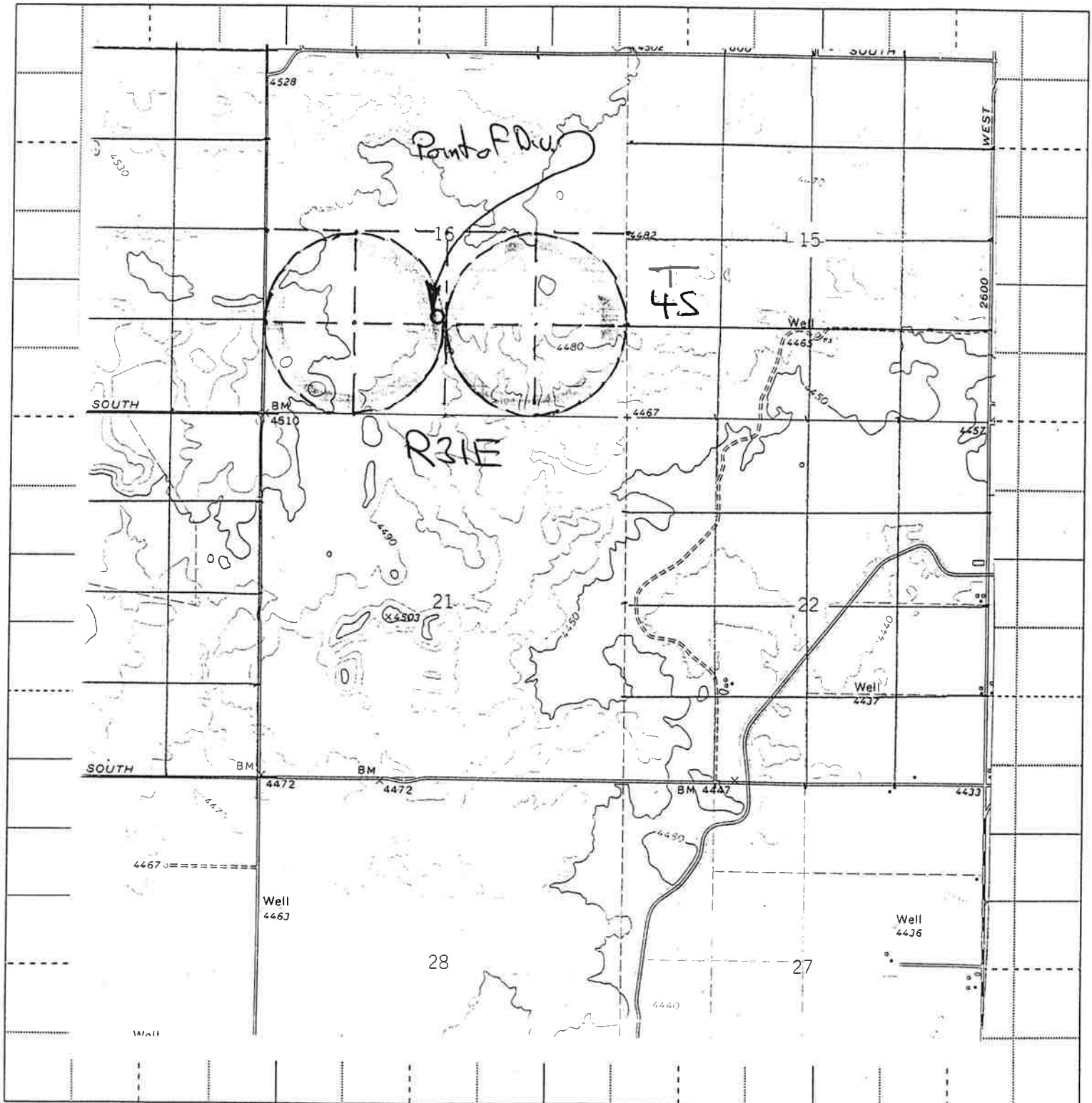
Land is in CRP

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 RESOURCESAPPLICATION 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 the rights described in part 1. Clearly depict the land by section, township and range number.



Scale: 2 inches equal 1 mile. Draw plan in ink.

PART 3

B. CHANGES IN NATURE OF USE

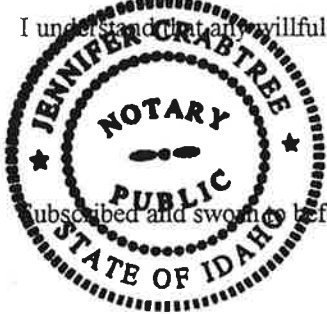
1.

<u>New Nature of Use</u>	<u>Amount(cfs/af-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
_____	_____	_____	_____ 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.



Reil S. Stunt
 (Signature of Applicant)

Subscribed and sworn to before me this 23rd day of June, 20 00.

Jennifer Crabtree
 (Notary Public)

My commission expires 9/23/03

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 2 attachments

Received by HWT Date 6-23-00 Protest filed by _____

Prelim. Check by _____ Fee \$1000

Receipted by HWT #E025930 Date 6-26-00

Published in Bigh Morning News Copies of protest forwarded by _____

Pub. Dates 7/6 & 7/13/2000 Hearing held by _____ Date _____

Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial

_____ received _____ by _____

Copy of transfer sent to lien holder _____