

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 68893

RECEIVED
MAY 23 2001

Department of Water Resources
Eastern Region

This is to certify that: KENT B CORNELISON
PO BOX 50243
IDAHO FALLS ID 83405
(208)529-1028

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document. The right holder shall accomplish the authorized change within one (1) year of the date of this approval. Failure of the right holder to comply with the conditions of approval for each water right affected by this transfer is cause for the Director to rescind approval of all or part of the transfer.

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
35-2576C	AJC/License	04/15/1959	0.81 cfs	212 af	53.0	53.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

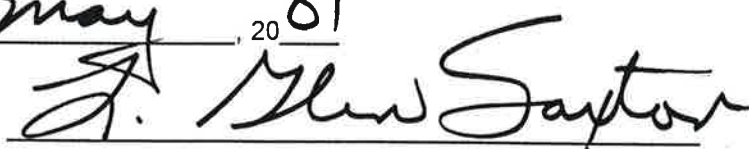
Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
35-2576C	NO	YES	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
35-2576C	35-2576C	0.81 cfs	212 af	53.0	53.0		N/A	N/A	N/A	N/A
TOTALS		0.81 cfs	212 af	53	53		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 14th day of May, 2001


Chief, Water Allocation Bureau

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. Use of this right is combined with water from Butte and Market Lake Canal Co.
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. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
5. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
6. 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.

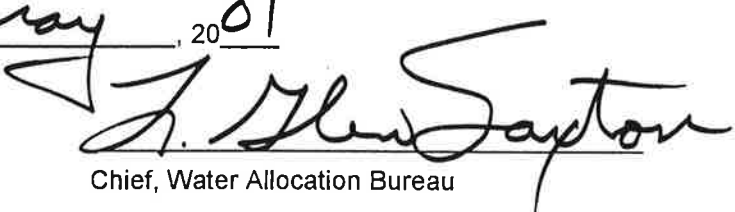
WATER RIGHT NO. 35-2576C
As Modified by Transfer No. 68893

CONDITIONS OF APPROVAL

7. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 14th day of May, 2001


Chief, Water Allocation Bureau

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of Applicant Kent B Cornelison Phone 529-1028Post Office address PO Box 50243 Idaho Falls, Idaho 83405

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 To utilize water Right and to Supplement Existing Water Rights in Butte Market Lake Canal Co.

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>35-02576C</u>	<u>4-15-1959</u>	<u>0.81 CFS</u>	<u>Irrigation</u>	<u>Apr. 1 to Nov. 1</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____

2. Total amount of water being transferred 0.81 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	27	4N	37E	Jefferson	

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Total
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	37E	27						6	31		3	13							

Total Acres _____

6. General Information:

- a. Description of diversion system Well pump mainline to laterals
With Sprinklers
- 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:
Ground will be irrigated Thru Butte-Market Lake Canal
- d. Remarks:
Land to which groundwater is being tranferred aKa under
Butte-Market Lake Canal

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. 68893

A. DESCRIPTION OF RIGHT AS RECORDED:

Claim No. 35-02576C

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	0.81 CFS	212.0 AF

SOURCE

GROUNDWATER

Priority: 04/15/1959

LOCATION OF POINT(S) OF DIVERSION:NESENW , Sec. 34, Township 04N, Range 37E
JEFFERSON 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	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
04N	37E	34	:	33		05		15				:									:									:	53.0	
																												TOTAL ACRES	53.0			

CONDITIONS/REMARKS:

1. USE OF THIS RIGHT IS COMBINED WITH WATER FROM BUTTE & MARKET LAKE CANAL CO.
2. RIGHT NO. 35-02576B IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

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

Shares in Butte - Market Lake CanalTo your knowledge has any portion of this water right undergone a period of five or more consecutive years of non-use? ☒ If yes, describe:

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TRANS NO. 68893

Claim No. 35-02576C

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 _____

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SRBA
DIRECTORS REPORT 35-02576C

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IWT072

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

Right Number: 35-02576C

Name and Address: KENT B CORNELISON
BOX 50243
IDAHO FALLS, ID 83405

Source: GROUNDWATER

Quantity: .81 CFS
212.00 AFY

Priority Date: 04-15-1959

Diversion Point: T04N R37E S34 NESENW Within Jefferson County

Purpose and Period of Use:	Purpose of Use	Period of Use	Quantity
	Irrigation	04-01 TO 10-31	.81 CFS
			212.00 AFY

Place of Use: Irrigation Within Jefferson County

T04N R37E S34	NENE 33	NWNE 5
	SENE 15	

53 Acres Total

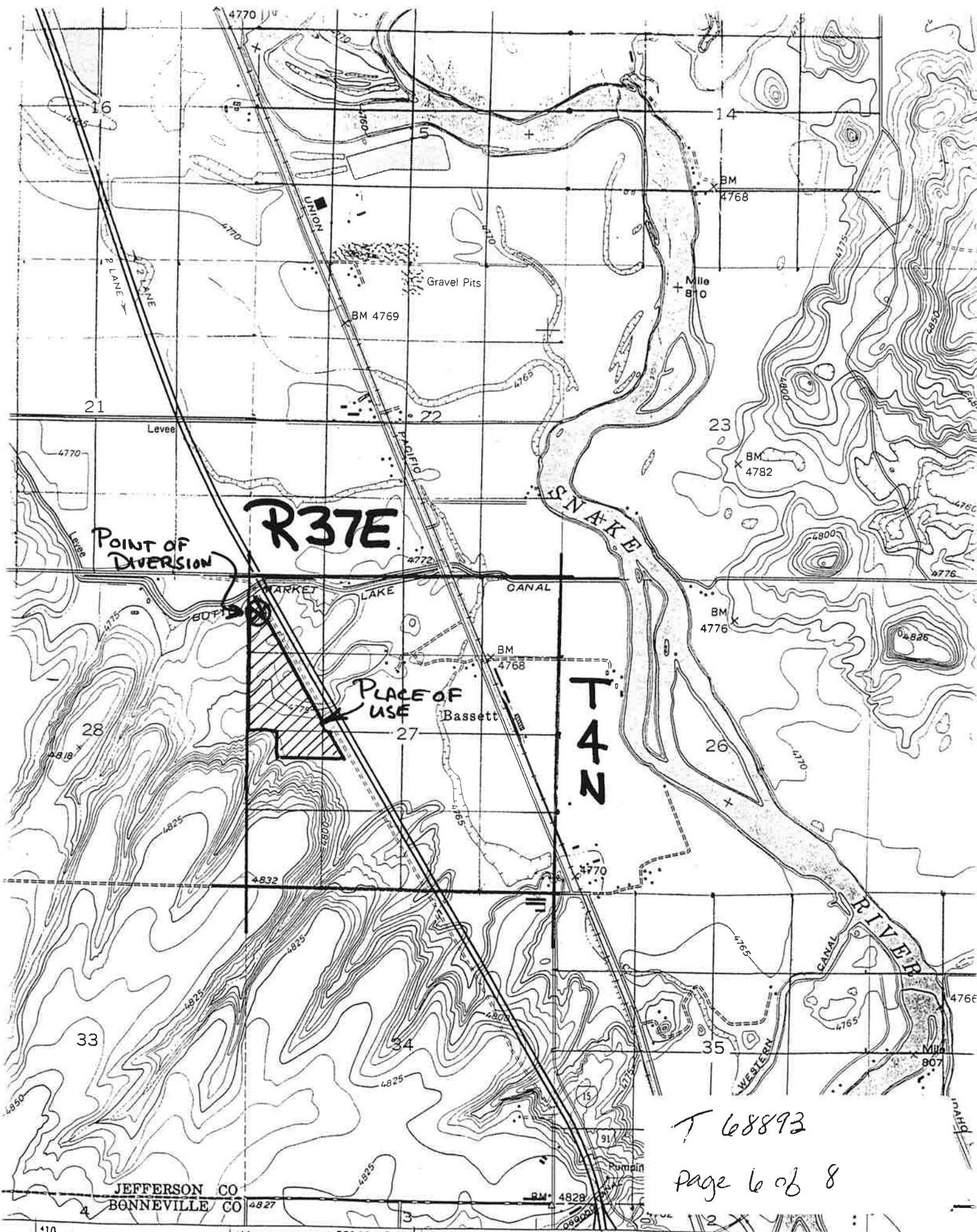
Other Provisions Necessary for Definition / Administration of this Water Right:

IN THE NEAR FUTURE IDWR WILL RECOMMEND A GENERAL PROVISION FOR THIS SUB-BASIN REGARDING THE INTERCONNECTION OF WATER RESOURCES WITHIN THE SNAKE RIVER BASIN. AN OPPORTUNITY WILL BE PROVIDED AT THAT TIME TO FILE AN OBJECTION WITH THE DISTRICT COURT TO THAT PROVISION. THIS WATER RIGHT WILL BE SUBJECT TO TO SUCH GENERAL PROVISIONS AS THE DISTRICT COURT DETERMINES NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF WATER RIGHTS.

Explanatory Material: Basis of Claim - License

RIGHT NO. 35-02576B IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

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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.

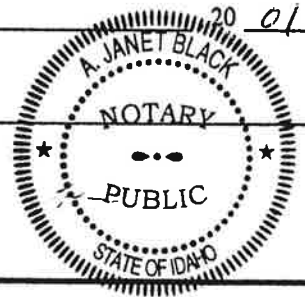
Kent B Cornelison

(Signature of Applicant)

Subscribed and sworn to before me this 17th day of January

A. Janet Black

(Notary Public)



My commission expires 3/19/2006

FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and 5 attachments
Received by KW Date 01/17/2001 Protest filed by _____
Prelim. Check by _____ Fee 250⁰⁰ # E026437
Receipted by KW Date 01/17/2001
Published in Jefferson Star Copies of protest forwarded by _____
Pub. Dates Feb 21 & 28, 2001 Hearing held by _____ Date _____
Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial
_____ received _____ by _____

Copy of transfer sent to lien holder _____