

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69369

RECEIVED

NOV 08 2001

Department of Water Resources
Eastern Region

This is to certify that: KIM D HULL And
CARL G HULL
5647 W SKI VIEW DR
POCATELLO ID 83204
(208) 775-4773

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.

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
29-13229	AJC/Beneficial Use	07/13/1956	0.10 cfs	18.8 af	4.7	4.7	GROUND WATER

Purpose of Transfer (Changes Proposed)

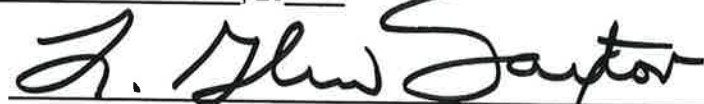
Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
29-13229	NO	YES	NO	NO	NO	NO

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
29-13229	29-13229	0.10 cfs	18.8 af	N/A	4.7		N/A	N/A	N/A	N/A
TOTALS		0.10 cfs	18.8 af	N/A	4.7		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 5th day of November, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 29-13229
As Modified by Transfer No. 69369

In accordance with the approval of Transfer No. 69369, Water Right No. 29-13229 is now described as follows.

Right Holder: CARL G HULL And
 KIM D HULL
 5647 W SKI VIEW DR
 POCA TELLO ID 83204

Priority Date: 07/13/1956

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to 10/31	0.10 CFS	18.8 AF
		0.10 CFS	18.8 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SENW Sec. 23 Twp 07S Rge 35E BANNOCK County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
07S	35E	23								4.7									4.7

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. Rights 29-494D and 29-13229 when combined shall not exceed a total diversion rate of 0.14 cfs, a total annual maximum diversion volume of 18.8 af at the field headgate, and the irrigation of 4.7 acres.
3. 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.
4. 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.
5. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

WATER RIGHT NO. 29-13229
As Modified by Transfer No. 69369

CONDITIONS OF APPROVAL

7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
9. Place of use is located within Lot 6, Black Angus Ranch Subdivision.

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 5th day of November, 2001


Chief, Water Allocation Bureau

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant CARL G. and Kim D. Hall Phone 208-775-4773
Post Office address 5647 West Ski View Pocatello, ID 83204

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 We wish to change the pd to our
own well on our property.

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 |
|-----------------|-----------|--------------------|---------------|---------------|
| 29-13229 | 7-15-1956 | 0.10 cfs | Irrigation | 4/01 to 10/31 |
| | | | | to |
| | | | | to |
| | | | | to |
| | | | | to |
2. Total amount of water being transferred 0.10 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion: _____

[illegible]

5. Lands irrigated or place of use:

[illegible]

Total Acres 4.7

6. General Information:

a. Description of diversion system well + pump + sprinklersb. 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:

N/A

d. Remarks:

This land was part of The Black Angus Ranch.
The old ranch was all sprinklered By well and
pump

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

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Part 2

T69369

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08/23/2001

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-13229 V1

WATER RIGHT NUMBER: 29-13229 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CARL G HULL 5647 WEST SKI VIEW DR POCATELLO, ID 83204 (208) 775-4773
Current Owner	KIM D HULL 5647 SKI VIEW DR POCATELLO, ID 83204 (208) 775-4773

Priority Date: 07/13/1956

Basis: Beneficial Use

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.100 CFS	18.80 AF
	<u>Total Diversion:</u>	0.100 CFS	18.80 AF

Location of Point(s) of Diversion

GROUND WATER SE1/4SW1/4NW1/4 Sec. 23, Twp 07S, Rge 35E, B.M.
BANNOCK County

Place of UseIRRIGATION Within BANNOCK County

T07S R35E S23 SENW 4.7

Total Acres: 4.7

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Remarks:

1. Quantity USE OF THIS RIGHT WITH RIGHT NO. 29-00494D IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.14 CFS.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 29-13229 V1

Comments:

1. csaxton 8/23/01 Resumption

Comment: Field exam done August 23, 1956 shows historical irrigation of the property. Historical risers found in field on 7/31/01. Place of use irrigated on 7/31/01. Right recommended.

2. csaxton 8/23/01 Transfer

Comment: A transfer has been filed to change POD as of 8/23/01.

3. csaxton 8/23/01 Diversion Rate

Comment: 1956 field exam diversion rate is under claimed for all claims based on this field exam.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal:

Owner Name Connector: OR

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

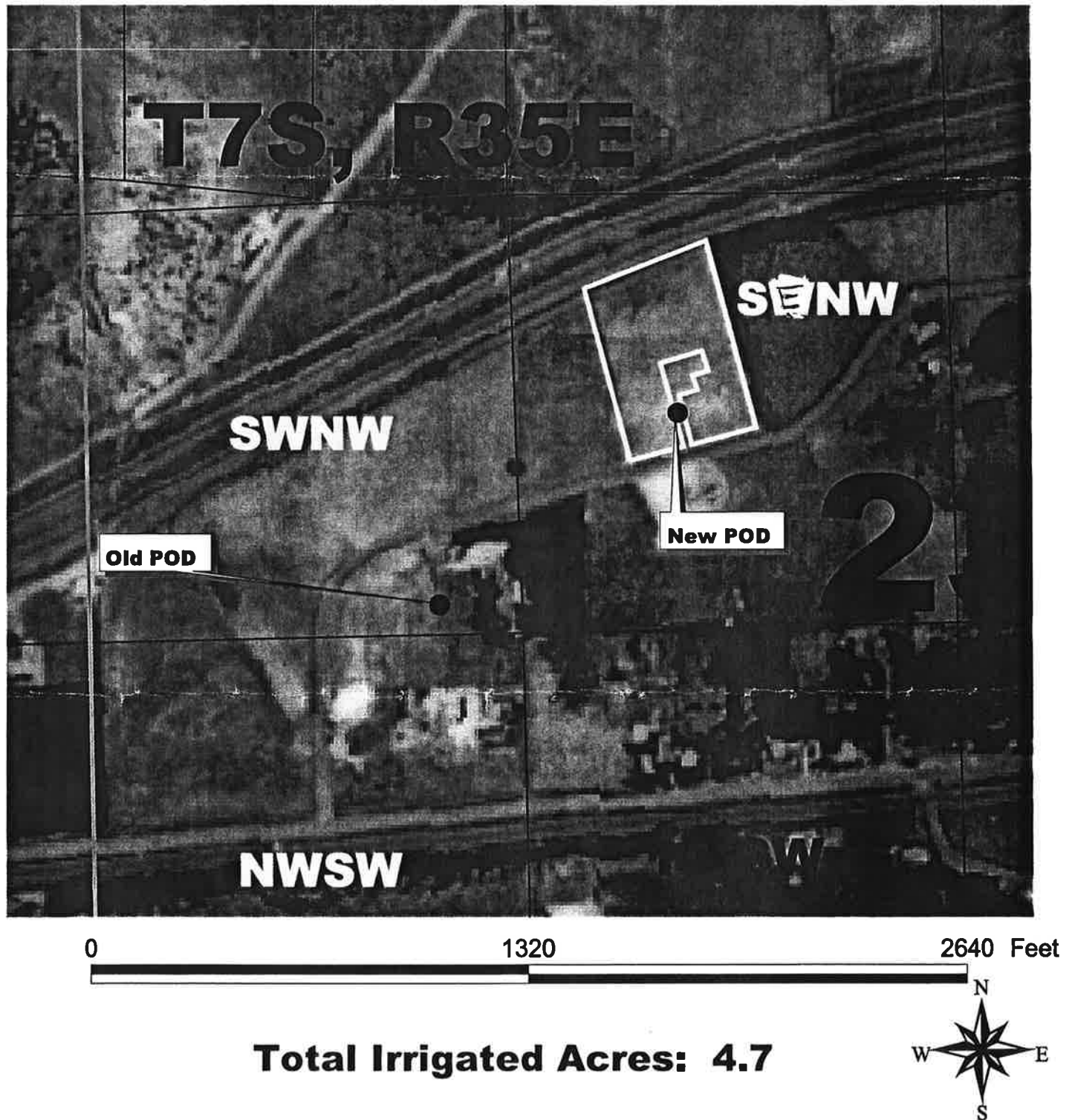
DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Carl and Kim Hull

Transfer - Change in Point of Diversion.

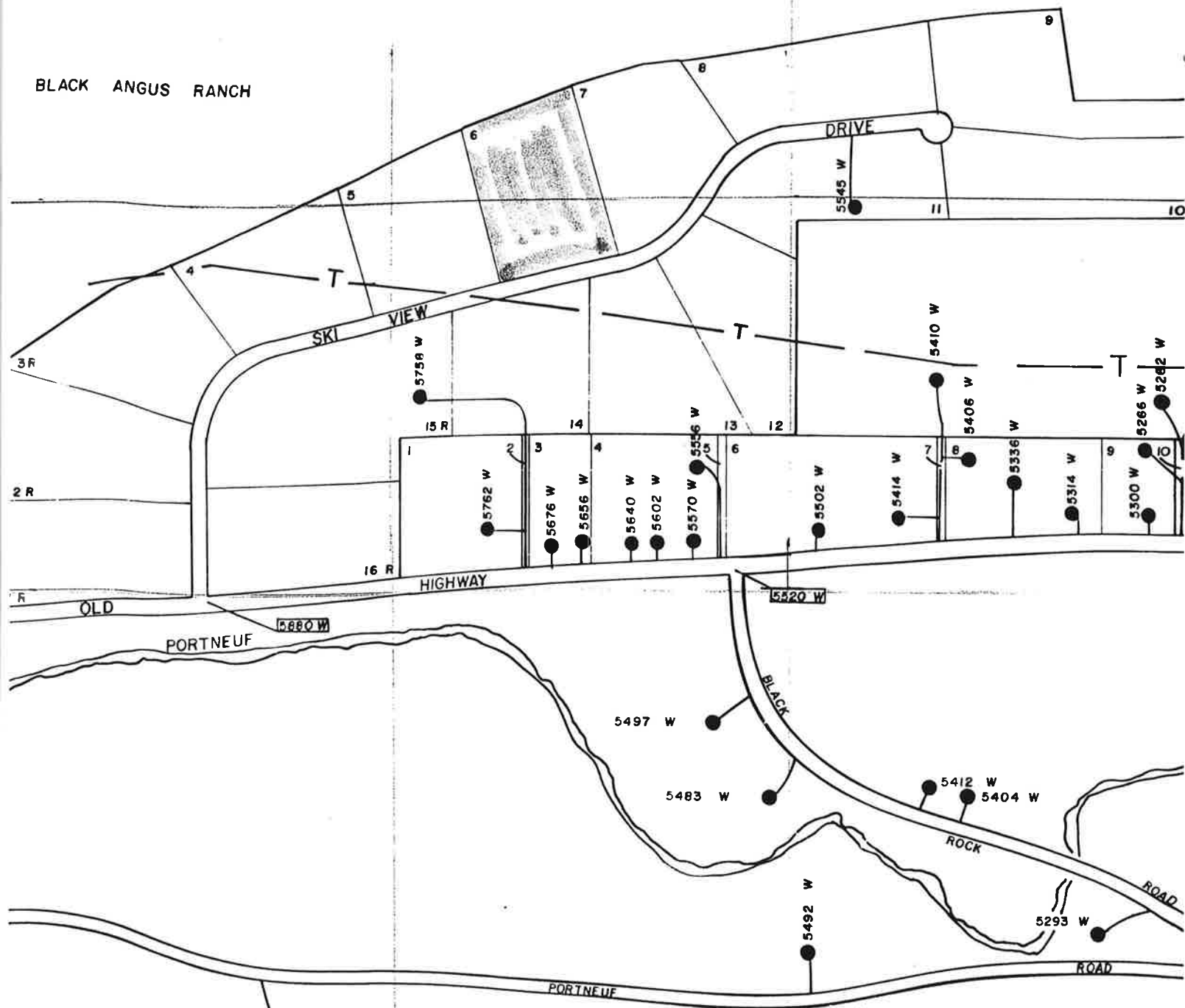


Total Irrigated Acres: 4.7

Acreage Distribution

Prepared By: Craig Saxton
August 2001

BLACK ANGUS RANCH



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>
<u>N/A</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.

Carl Gene Hull

(Signature of Applicant)

Gene A Hull

Subscribed and sworn to before me this 21 day of August, 2001.

Julie A Stone

(Notary Public)

My commission expires 8/29/2003

FOR DEPARTMENT USE ONLY

Transfer contains 7 pages and 1 attachments

Received by HWT Date 8-23-01 Protest filed by _____

Prelim. Check by _____ Fee 100.00

Receipted by CS # E027047 Date 8-23-01

Published in Idaho State Journal Copies of protest forwarded by _____

Pub. Dates Sept 6 & 13, 2001 Hearing held by _____ Date _____

Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial

_____ received _____ by _____

Copy of transfer sent to lien holder _____