

Transfer No 69295

50 9/4/01

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant Mark OTTESON Phone (208)-775-3173 (Home)
Post Office address 2830 NORTH Black Rock Canyon Rd. Poc. ID. 83204 (208) - 233 - 6700 (WR)

A. PURPOSE OF TRANSFER

RECEIVED

JUL 19 2001

Department of Water Resources
Eastern Region

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 Right Split by Change of ownership.
Original licensed well no longer used. Transfer is to
change POO.

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
A29-071270	5/7/1973	0.05 cfs	Irrigation	3/15 to 11/15
				to
				to
				to
				to

2. Total amount of water being transferred 0.05 cfs cubic feet per second and/or 16.4 acre-feet per annum.

3. Source of water Groundwater tributary to N/A

4. Point(s) of Diversion:

[illegible]

5. Lands irrigated or place of use:

[illegible]

Total Acres 4.1

5. General information:

- a. Description of diversion system New well - 6" or 8"
- 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 effect on the land now irrigated if the place of use is changed pursuant to this transfer:
N/A

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

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report

07/02/2001

WATER RIGHT NO. 29-7127B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARK OTTESON 2830 N BLACKROCK CANYON POCATELLO, ID 83204 (208)775-3173
Original Owner	BILL B HOWELL
Original Owner	DOLORES C HOWELL , ID
Original Owner	SAMUEL D JACOBS
Original Owner	SHERRIE JACOBS 2780 N BLACKROCK RD POCATELLO, ID 83204 (208)775-3705

Priority Date: 05/07/1973
Basis: License
Status: Active

Source Tributary to
GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	3/15	11/15	0.049 CFS		
Total Diversion			0.049 CFS		

Location of Point(s) of Diversion:

GROUND WATER NENW Sec. 23 Township 07S Range 35E BANNOCK County

IRRIGATION Use:
Acre Limit: 7

Place(s) of use:

Place of Use Legal Description: IRRIGATION BANNOCK County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07S	35E	23		NWNE	7									

Total Acres: 7

Remarks:

1. General RIGHT IS SPLIT BY CHANGE OF OWNERSHIP, 07/25/97 AS: A29-07127A, 0.091 CFS, 13 ACRES, S. JACOBS
A29-07127B, 0.049 CFS, 7 ACRES, M. OTTESON ----- TOTAL 0.140 CFS, 20 ACRES,
CLAIMED IN-FULL PAID UNDER RECEIPT NO. E012991.

Dates:

Licensed Date:

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Claim Received Date:
Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:

Other Information:

Receipt Number(s): X777777
State or Federal: S
Owner Name Connector: OR
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Mark Otteson - Transfer Application

Please indicate below the location of your well(s) that you use to irrigate your pasture and return this map with your Transfer App.



Point of Diversion

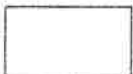
Place of Use



Taxlot Boundaries

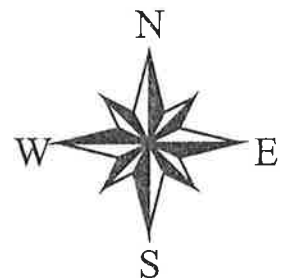


Section Lines



Quarter Quarter Lines

Irrigated Acreage: 4.1



Prepared By: Craig Saxton
July 2001

PART 3

B. CHANGES IN NATURE OF USE

1.

<u>New Nature of Use</u> <u>N/A</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:
N/A
3. Describe effects on other water uses resulting from the proposed change:
N/A

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.

Mark O'Hara

(Signature of Applicant)

Subscribed and sworn to before me this 18th day of July, 2001

Clayton S. Weber

(Notary Public)

My commission expires 12-2-01

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 0 attachments
 Received by HWT Date 7-19-01 Protest filed by _____
 Prelim. Check by _____ Fee \$100.00
 Receipted by HWT # E026931 Date 7-19-01
 Published in Idaho State Journal Copies of protest forwarded by _____
 Pub. Dates August 2 and 9th. 2001 Hearing held by _____ Date _____
 Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial
 _____ received _____ by _____

Copy of transfer sent to lien holder _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69295

RECEIVED

OCT 05 2001

Department of Water Resources
Eastern Region

This is to certify that: MARK D OTTESON
2830 N BLACKROCK CANYON RD
POCATELLO ID 83204
(208)775-3173

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

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Total</u>	<u>Source</u>
29-7127B	AJC/License	05/07/1973	0.05 cfs		7.0	7.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

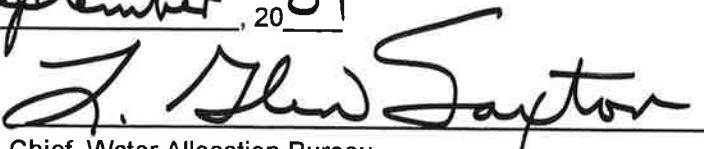
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
29-7127B	NO	YES	NO	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
29-7127B	29-7127B	0.05 cfs	16.4 af	4.1	4.1		N/A	N/A	N/A	N/A
TOTALS		0.05 cfs	16.4 af	4.1	4.1		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 28th day of September, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 29-7127B
As Modified by Transfer No. 69295

In accordance with the approval of Transfer No. 69295, Water Right No. 29-7127B is now described as follows.

Right Holder: LORI M OTTESON And
 MARK D OTTESON
 2830 N BLACKROCK CANYON RD
 POCATELLO ID 83204

Priority Date: 05/07/1973

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.05 CFS	16.4 AF
			0.05 CFS	16.4 AF

LOCATION OF POINT(S) OF DIVERSION:

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

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	35E	23																	4.1
Total Acres:			4.1																

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, 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.
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.

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 28th day of September, 2001


 Chief, Water Allocation Bureau