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DEPT. OF WATER RESOURCES
SOUTHERN REGION

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Transfer No. 77207

Receipt No. SØ31911

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

1. Applicant Information MICHAEL P WHEELER And
DIANA M WHEELER
2155 E 100 S
DECLO ID 83323
(208)349-5761

Will this transfer result in an ownership change? _____ Yes X No

2. Current Water Right

Part 2 Attached for Each Right

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
43-7020D	WR/License	2.22	840.0	210.0	280.0	GROUND WATER
43-7319	WR/License	1.79	280.0	70.0	280.0	GROUND WATER
43-10041	WR/Beneficial Use	0.15			7.5	GROUND WATER

3. Purpose of Transfer (Change Proposed)

Part 3A Attached for Each Proposed Right

Part 3B Attached for Each Split Right

Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
43-7020D	NO	YES	YES	NO	NO	NO
43-7319	NO	NO	YES	NO	NO	NO
43-10041	NO	YES	YES	NO	NO	NO

Describe the reason for the proposed changes

To create a PPU of 287.5 acres and correct the legal description of the well, if necessary.

4. FOR CHANGES IN NATURE OF USE ONLY

A. Describe the expected quantity of the return flows and location of discharge after the proposed change

N/A

B. Describe the effects on other water uses resulting from the proposed change

N/A

5. Total Amounts Transferred

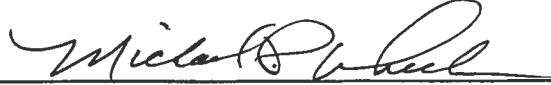
	Rate	Acre Limit	Total Acres	Volume
43-7020D	2.22 cfs	210.0	287.5	840.0 af
43-7319	1.79 cfs	70.0	287.5	280.0 af
43-10041	0.15 cfs	7.5	287.5	
TOTAL	4.01 cfs	287.5	287.5	1,120.0 af

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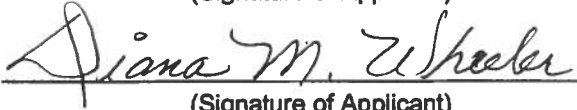
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**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

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.



(Signature of Applicant)



(Signature of Applicant)

Transfer No. 77207

Receipt No. 503911

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 43-7020D

Priority Date: February 12, 1971

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	2.22 CFS	840.0 AFA	
	Total Diversion	2.22 CFS	840.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER NWNESE Sec. 27 Twp 10S Rge 26E CASSIA 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		
10S 26E 27			38.8	21.2				21.2	38.8				21.2	38.8	40.0	38.8	21.2	280.0

Total Acres: 280

Conditions/Remarks:

1. 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.
2. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 210 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
3. USE OF THESE RIGHTS LISTED BELOW ARE LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.33 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1880 AF. COMBINED RIGHT NOS.: 43-7020C, 43-7020D AND 43-10041.
4. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

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Documentation of Ownership of the Current Place of Use
IDWR Records

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

Three rights will be put into a PPU of 287.5 acres.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 43-7319

Priority Date: January 09, 1992

Origin: Water Right

Basis: License

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	1.79 CFS	280.0 AFA	
	Total Diversion	1.79 CFS	280.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER SWNESE Sec. 27 Twp 10S Rge 26E CASSIA 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		
10S	26E	27			38.8	21.2				21.2	38.8				21.2	38.8	40.0	38.8	21.2	280.0

Total Acres: 280

Conditions/Remarks:

1. This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
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. Right 43-7020D is also diverted through the point of diversion described above.
4. Rights 43-7020D and 43-7319 when combined shall not exceed the irrigation of 280 acres.

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Documentation of Ownership of the Current Place of Use
IDWR Records

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

Three rights will be put into a PPU of 287.5 acres.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 43-10041

Priority Date: March 15, 1987

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	0.15 CFS		
	Total Diversion	0.15 CFS		

Source and Point(s) of Diversion:

GROUND WATER NENESW Sec. 26 Twp 10S Rge 26E CASSIA County

GROUND WATER NWNESE Sec. 26 Twp 10S Rge 26E CASSIA County

GROUND WATER NWNESE Sec. 27 Twp 10S Rge 26E CASSIA 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	
10S	26E	27															7.5	7.5	

Total Acres: 7.5

Conditions/Remarks:

1. USE OF THESE RIGHTS LISTED BELOW ARE LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.33 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1880 AF. COMBINED RIGHT NOS.: 43-7020C, 43-7020D AND 43-10041.
2. 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.

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**Documentation of Ownership of the Current Place of Use
IDWR Records**

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?
NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

Three rights will be put into a PPU of 287.5 acres.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?
NO

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Receipt No. 503/9/1

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 43-7319

Priority Date: January 09, 1992

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	1.79'CFS	280.0 AFA	
	Total Diversion	1.79 CFS	280.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER SWNESE Sec. 27 Twp 10S Rge 26E CASSIA County

Describe the proposed diversion system

Point of Diversion # 1 350 hp U. S. Motors motor, pump, mainline to 14-tower pivot

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		
10S 26E 27			39.0	23.0				22.5	39.0				23.0	39.0	40.0	39.0	23.0	287.5

Total Acres: 287.5

Transfer No. 77207

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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 43-10041

Priority Date: March 15, 1987

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	0.15 CFS		
	Total Diversion	0.15 CFS		

Source and Point(s) of Diversion:

GROUND WATER SWNESE Sec. 27 Twp 10S Rge 26E CASSIA County

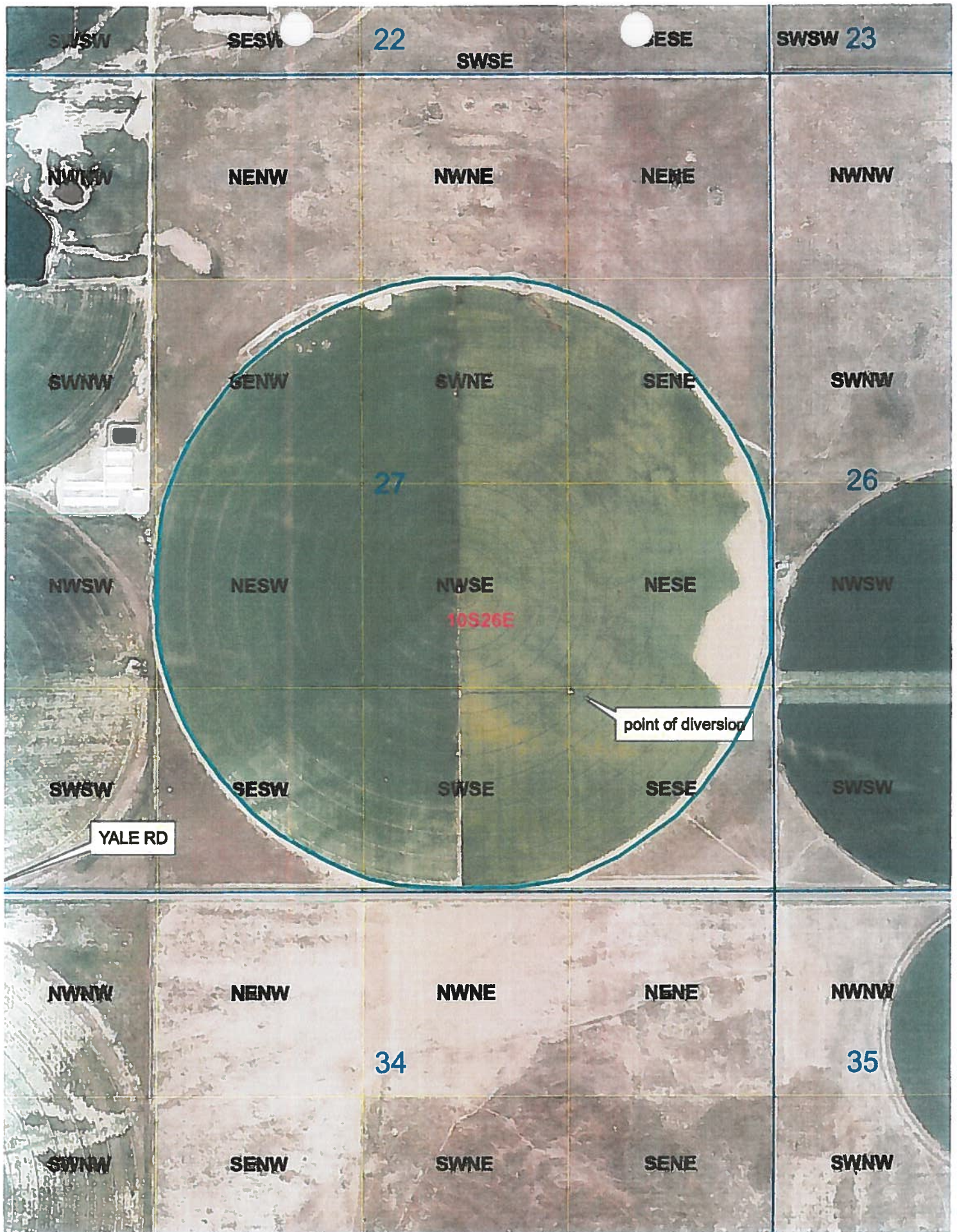
Describe the proposed diversion system

Point of Diversion # 1 3 WELLS AND PUMPS, SPRINKLERS

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		
10S 26E 27			39.0	23.0				22.5	39.0				23.0	39.0	40.0	39.0	23.0	287.5

Total Acres: 287.5



TR. 77207