

Page 1 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES66511
Transfer No. 5089

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant George A. &/or Gwen Montgomery Phone 673-6644
Post Office address Star Rt. Box 13, Albion, ID 83311

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 Add re-diversion points SPLIT RIGHT
2. Describe the reason for the proposed changes To record a change in place of use that occurred many years ago without an approved transfer.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number 45-00294D Priority 3-31-1888 Amount (cfs/ac-ft) 1.60 cfs Nature of Use Irrig. Period of Use 4-1 to 10-31
2. Total amount of water being transferred 1.60 cubic feet per second and/or acre-feet per annum.
3. Source of water Lake Cleveland tributary to Sinks
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NW	3	13S	24E	Cassia	Point of diversion From lake
	NE	NW	SW	12	12S	24E	"	Re-diversion From Marsh Creek
		NW	NW	27	"	"	"	Point of injection into Marsh Creek
	SW	SE	NW	12	"	"	"	Re-diversion From Marsh Creek

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
12S	24E	12		25			22			24									71

Total acres 71

PART 1

6. General Information:

a. Description of diversion system Headgate & ditch from Marsh Lake Cleveland to Marsh Creek. Two headgates & ditches from Marsh Creek to gravity irrigation.

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:

Water has been used on our land since 1893, but never transferred thru IDWR.

d. Remarks:

Of the 80" of water dumped into Marsh Creek, we can re-divert 75" onto our farm. The whole right is for 240" going into Marsh Creek. We own 1/3 of the total.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

WITHDRAWN

Witness my hand this _____ day of _____, 19 _____.