

Transfer No. 75722

Receipt No. 503/042

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

RECEIVED**AUG 14 2009**DEPT. OF WATER RESOURCES
SOUTHERN REGION

1. Applicant Information HELEN M KLEVMOEN
3476 S 1800 E
WENDELL ID 83355
(208)536-2400

Will this transfer result in an ownership change? Yes

2. Current Water Right**Part 2 Attached for Each Right**

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
36-2380	WR/Decreed	1.80	380.0		95.0	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
36-2380	NO	NO	YES	NO	NO	NO

Describe the reason for the proposed changes

Originally, land south of the south canal that runs through this farm was irrigated only with canal shares. Pivots were installed on the property in early 2003, and are fed only by the irrigation well. Pivot corners are no longer watered, but the well water is now also used south of the canal. Some canal water is used to water trees on one corner, but the rest of the shares are still owned and paid for but not actually used. This transfer legalizes the change in place of use that occurred in 2003. The transfer also removes Ole Klevmoen as an owner, as he passed away in 2002.

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

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

5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres	Volume
36-2380	1.80 cfs		94.0	376.0 af
TOTAL				

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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.

Helen M. Kleven

(Signature of Applicant)

Owner of water rights

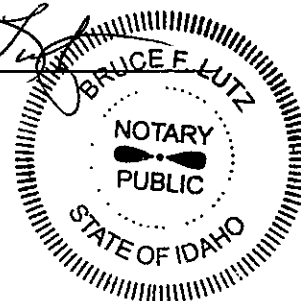
(Title or Office)

Subscribed and sworn to before me this 7 day of August, 2009.

Bruce F. Lutz

(Notary Public)

My commission expires January 23, 2012



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

Current Water Right No. 36-2380

Priority Date: April 03, 1959

Origin: Water Right

Basis: Decreed

Status: Active

Source: 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	1.80 CFS	380.0 AFA	
	Total Diversion	1.80 CFS	380.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER NENWSW Sec. 29 Twp 08S Rge 15E GOODING 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	
08S 15E 29					25.0	40.0			30.0								95.0

Total Acres: 95

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. USE OF THIS RIGHT IS COMBINED WITH WATER FROM NORTH SIDE CANAL CO. LTD.

Documentation of Ownership of the Current Place of Use

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

Some land outside pivots is no longer irrigated with ground water; trees in one corner is irrigated with canal shares.

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

YES One acre has not been irrigated since the pivots were installed in early 2003.

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

Proposed Water Right No. 36-2380

Priority Date: April 03, 1959

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	1.80 CFS	376.0 AFA	
	Total Diversion	1.80 CFS	376.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER NENWSW Sec. 29 Twp 08S Rge 15E GOODING County

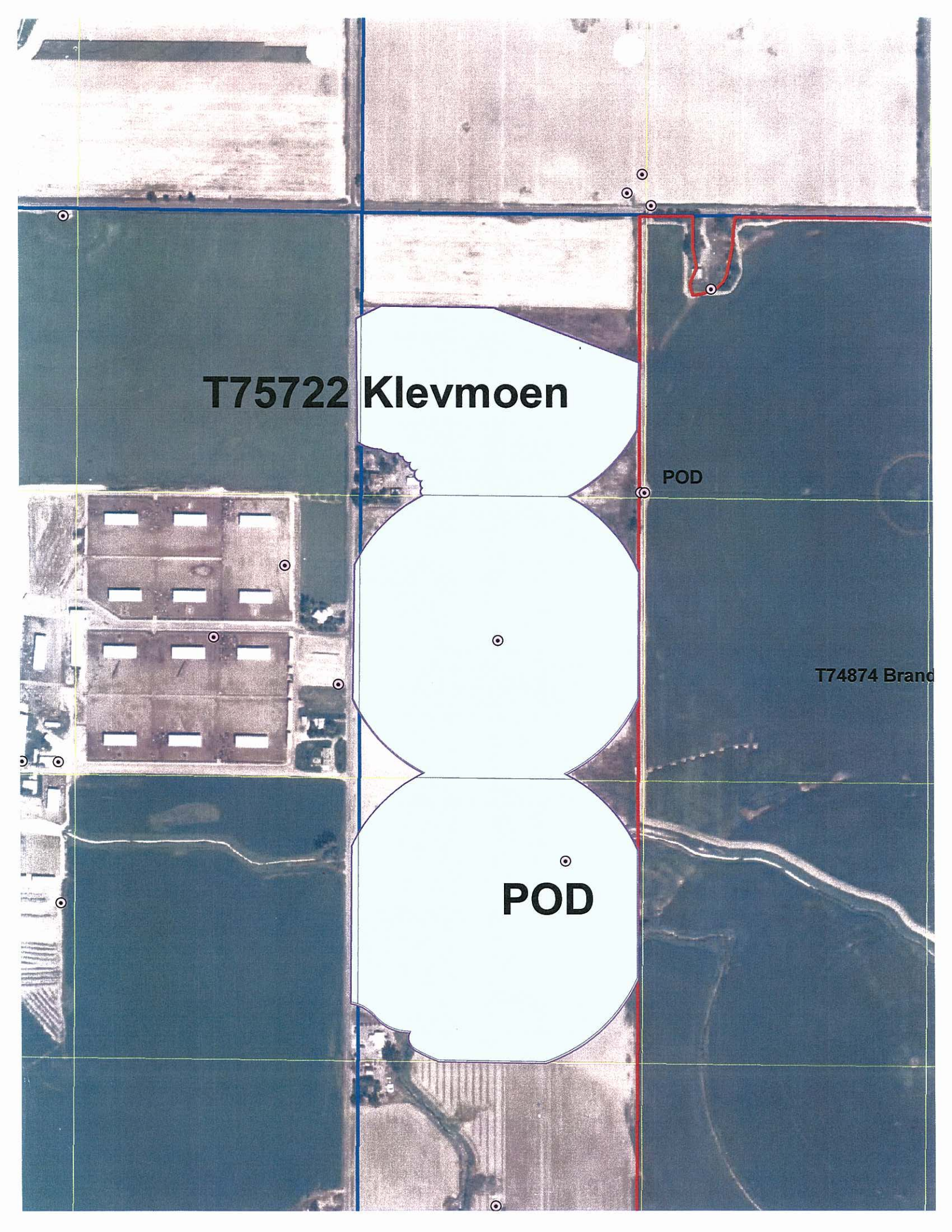
Describe the proposed diversion system

Point of Diversion # 1 Existing well, motor, pump, mainline to pivots with end guns

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	
08S	15E	29						22.0	36.0			36.0							94.0

Total Acres: 94

An aerial photograph of a rural area with property boundaries overlaid. A central vertical strip is divided into three white, rounded rectangular sections. The top section is labeled 'T75722 Klevmoen'. The middle section is empty. The bottom section is labeled 'POD'. To the left of this strip is a large green field. To the right is a dark blue area, possibly water or a forest. A red line runs vertically along the right edge of the white sections. A yellow line runs horizontally across the middle. A blue line runs horizontally across the top. Several small circles with dots inside are scattered across the map, particularly along the boundaries and in the green field. A building with several windows is visible on the left side, near the middle section.

T75722 Klevmoen

POD

T74874 Brand

POD