

\$250.00

Transfer No. 75485

Receipt No. _____

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

1. Applicant Information RUSSELL D WYNN
PO BOX 202
AMERICAN FALLS ID 83211
(208)604-3799

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
35-7457	WR/License	6.40	1,280.0		320.0	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
35-7457	NO	NO	YES	NO	NO	NO

Describe the reason for the proposed changes

Applicant has been violating POU and proposes to adjust POU listed on WR to avoid NOV.

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

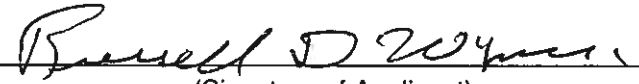
	Rate	Acre Limit	Total Acres	Volume
35-7457	6.40 cfs		320.0	1,280.0 af
TOTAL	6.40 cfs		320.0	1,280.0 af

Transfer No. 75485

Receipt No. _____

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)

(Title or Office)

Transfer No. 75485

Receipt No. _____

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

Current Water Right No. 35-7457

Priority Date: November 25, 1974

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	4/01 10/01	6.40 CFS	1,280.0 AFA	
	Total Diversion	6.40 CFS	1,280.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER SWNESW Sec. 36 Twp 07S Rge 29E POWER County

GROUND WATER SWNESE Sec. 36 Twp 07S Rge 29E POWER County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07S 29E 36									40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	320.0

Total Acres: 320

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. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER AFTER OCTOBER 1 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.

Page 4

Documentation of Ownership of the Current Place of Use

Tax Lot Information.

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

It will be dry.

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

NO

Transfer No. 75485
 Receipt No. _____

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

Proposed Water Right No. 35-7457

Priority Date: November 25, 1974

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 10/01	6.40 CFS	1,280.0 AFA	
Total Diversion		6.40 CFS	1,280.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER SWNESW Sec. 36 Twp 07S Rge 29E POWER County

GROUND WATER SWNESE Sec. 36 Twp 07S Rge 29E POWER County

Describe the proposed diversion system

Point of Diversion # 1 WELLS, PUMPS, PIPELINE & SPRINKLERS.

Point of Diversion # 2 WELLS, PUMPS, PIPELINE & 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	
07S	29E	36			6.0	3.0					37.0	33.3	18.2	35.0	32.5	40.0	38.0	38.0	281.0
08S	29E	1			27.0		12.0												39.0

Total Acres: 320

75 485

Whitnah Ranches Inc.
American Falls ID.

Whitnah Ranches Inc. gives permission for Russ Wynn to transfer water from his well located in sec.36 Twp 07S Rge 29E BM to Whitnah ranch property located in township 08S 29E.

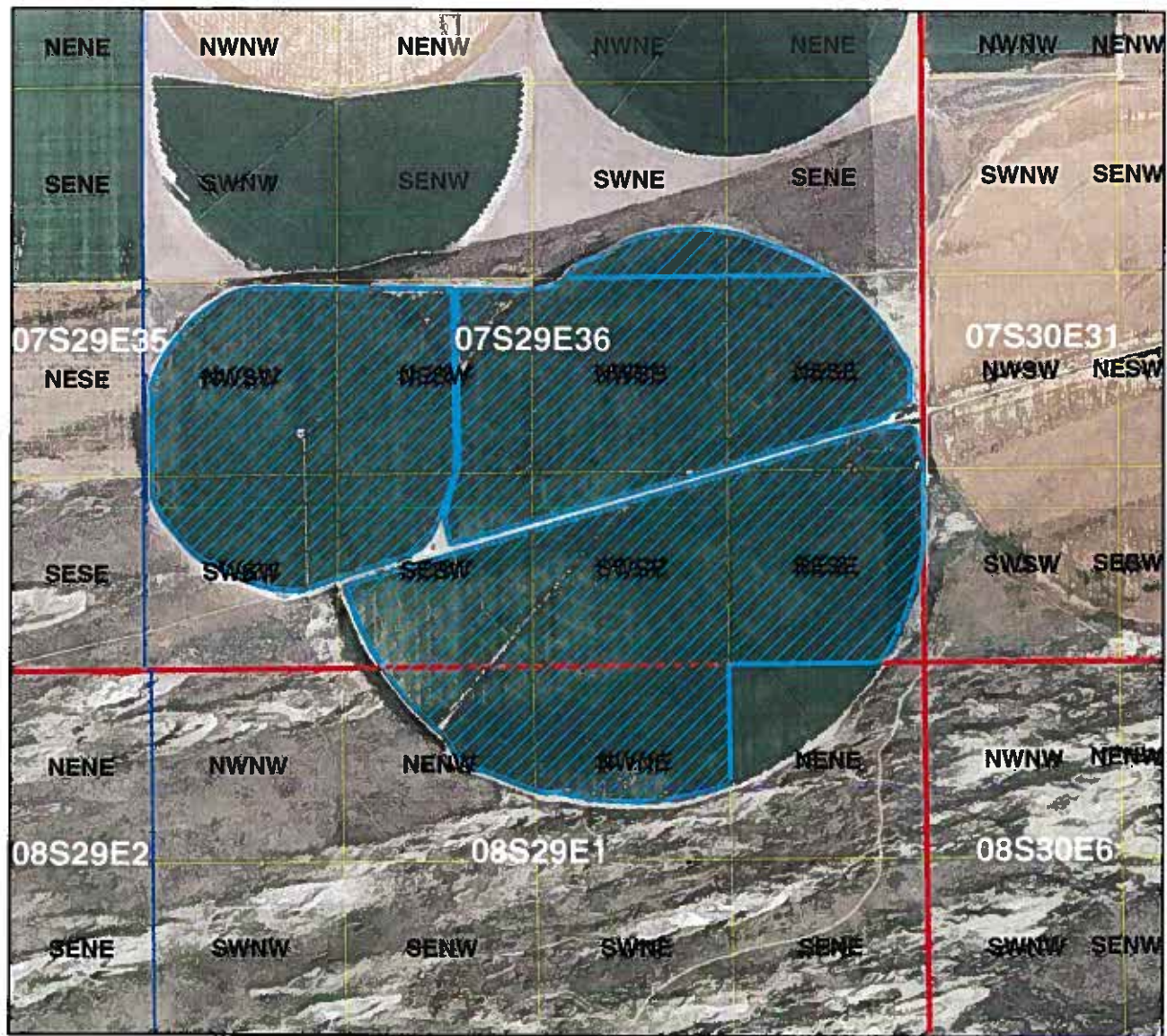
Whitnah Ranches Inc.

*Whitnah Ranches Inc.
By Roger L Whitnah
Pres.*

Dirk Driscoll
Aberdeen ID.

Dirk Driscoll gives permission for Russ Wynn to transfer water from his well located in sec.36 Twp 07S Rge 29E BM to Dirk Driscoll property located in township 07S 29E.

Proposed Water Use Transfer 75485



Legend

-  Proposed Water Use
-  Township/Range
-  Sections
-  QQ

0 0.1 0.2 0.3
Miles

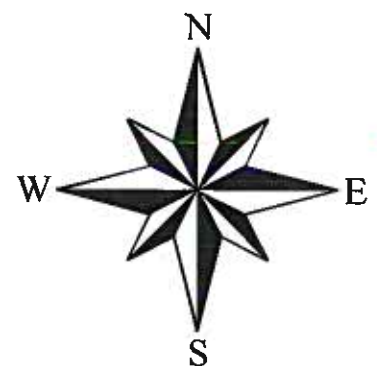


Image: NAIP 2006

Idaho Department of Water Resources
Map Prepared by Heather Bohac, April 30, 2009

75 485