

Transfer No. 75081
 Receipt No.S030415

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

1. Applicant Information ALVIN E CARPENTER
 2079 E 1700 S
 MALTA ID 83342
 (208) 645-2347

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
43-13123	WR/Decreed	0.18	37.2			GROUND WATER
43-13125	WR/Decreed	0.13	19.8			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
43-13123	NO	NO	NO	YES	NO	NO
43-13125	NO	NO	NO	YES	NO	NO

Describe the reason for the proposed changes

Adding point of diversion to system for backup when other wells are being worked on.

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**

NA

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

NA

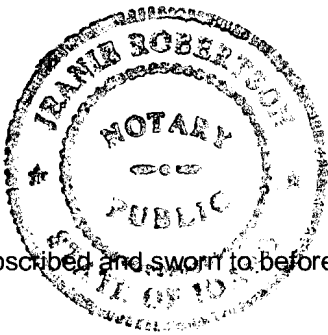
5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres	Volume
43-13123	0.18 cfs			37.2 af
43-13125	0.13 cfs			19.8 af
TOTAL	0.25 cfs			37.2 af

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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.



Alvin Carpenter
(Signature of Applicant)

(Title or Office)

Subscribed and sworn to before me this 16th day of September, 2008.

Jeanie Robertson
(Notary Public)

My commission expires 1-12-13

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

Current Water Right No. 43-13123

Priority Date: April 04, 1955
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>
STOCKWATER	01/01 12/31	0.18 CFS	37.2 AFA	Dairy
COMMERCIAL	01/01 12/31	0.18 CFS	37.2 AFA	Dairy
	Total Diversion	0.18 CFS	37.2 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NWNWSE	Sec. 28 Twp 13S	Rge 27E	CASSIA County
GROUND WATER	NWSWSE	Sec. 28 Twp 13S	Rge 27E	CASSIA County

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	27E	28													X	X	X	X	

PLACE OF USE: COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	27E	28														X	X	X	

Conditions/Remarks:

1. The total instantaneous diversion of water from all points of diversion under Rights 43-13123 and 43-13125 shall not exceed 0.25 cfs, nor total combined annual volume of 37.2 af.
2. Commercial use is for a dairy; the barn is located in the NW/NW/SE Sec. 28 T. 13S R. 27E.

3. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by these water rights.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
7. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
8. Right 43-10151 is also diverted through the point(s) of diversion described above.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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?

YES

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

NA

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. 43-13125

Priority Date: May 15, 1961
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>
COMMERCIAL	01/01	12/31	0.13 CFS	19.8 AFA	Dairy
STOCKWATER	01/01	12/31	0.13 CFS	19.8 AFA	Dairy
	Total Diversion		0.13 CFS	19.8 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NWNWSE	Sec. 28 Twp 13S	Rge 27E	CASSIA County
GROUND WATER	NWSWSE	Sec. 28 Twp 13S	Rge 27E	CASSIA County

PLACE OF USE: COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	27E	28														X	X	X	

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	27E	28														X	X	X	X

Conditions/Remarks:

- The total instantaneous diversion of water from all points of diversion under Rights 43-13123 and 43-13125 shall not exceed 0.25 cfs, nor total combined annual volume of 37.2 af.

2. Commercial use is for a dairy; the barn is located in the NW/NW/SE Sec. 28 T. 13S R. 27E.
3. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by these water rights.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.
6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
7. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
8. Right 43-10151 is also diverted through the point(s) of diversion described above.
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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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?

YES

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

NA

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 3A**

Proposed Water Right No. 43-13123

Priority Date: April 04, 1955

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>
STOCKWATER	01/01 12/31	0.18 CFS	37.2 AFA	
COMMERCIAL	01/01 12/31	0.18 CFS	37.2 AFA	
Total Diversion		0.18 CFS	37.2 AFA	

Source and Point(s) of Diversion:

GROUND WATER	~~NW~~ NWSE	Sec. 28 Twp 13S	Rge 27E	CASSIA County
GROUND WATER	~~NW~~ NWSE	Sec. 28 Twp 13S	Rge 27E	CASSIA County
GROUND WATER	~~NW~~ SWSE	Sec. 28 Twp 13S	Rge 27E	CASSIA County

cc
3/13/09

Describe the proposed diversion system

Point of Diversion # 1 Main (new) well north of new dairy barn
Point of Diversion # 2 Existing (backup) well south of new dairy barn

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	27E	28													X	X	X	X	

PLACE OF USE: COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	27E	28														X	X	X	

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

Proposed Water Right No. 43-13125

Priority Date: May 15, 1961

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>
COMMERCIAL	01/01 12/31	0.13 CFS	19.8 AFA	
STOCKWATER	01/01 12/31	0.13 CFS	19.8 AFA	
Total Diversion		0.13 CFS	19.8 AFA	

Source and Point(s) of Diversion:

GROUND WATER	~~N~~ WNWSE	Sec. 28 Twp 13S Rge 27E CASSIA County
GROUND WATER	~~T~~ WNWSE	Sec. 28 Twp 13S Rge 27E CASSIA County
GROUND WATER	~~N~~ WSWSE	Sec. 28 Twp 13S Rge 27E CASSIA County

cc
3/13/9

Describe the proposed diversion system

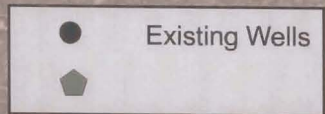
PLACE OF USE: COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	27E	28														X	X	X	

PLACE OF USE: STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	27E	28													X	X	X	X	

Water Rights
43-13123
43-13125



13S 27E 28 SESE