

Transfer No. 74985
Receipt No. S030337

CORRECTED

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

1. Applicant Information

TENA PETTER And JACK PETTER
1130 E 3700 N
BUHL ID 83316
(208)543-6704

RECEIVED
AUG 08 2008
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Will this transfer result in an ownership change? No

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

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
47-12662	WR/Decreed	0.16				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
47-12662	NO	YES	YES	NO	NO	NO

Describe the reason for the proposed changes

The point of diversion and place of use are shown incorrectly on the water right, and this needs to be corrected in order to satisfy the county planning office in relation to a proposed expansion of the existing feedlot. Nothing on the property will change under this transfer.

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
47-12662	0.16 cfs			
TOTAL	0.16 cfs			

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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.

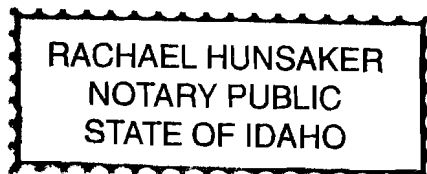
Lina Rutter
Jack Rutter
(Signature of Applicant)

(Title or Office)

Subscribed and sworn to before me this 8th day of August, 2008.

Rachael Hunsaker
(Notary Public)

My commission expires 06-01-10



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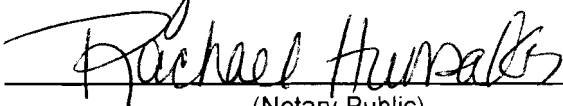
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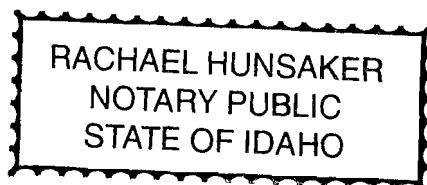

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(Title or Office)

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(Notary Public)

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

Current Water Right No. 47-12662

Priority Date: April 01, 1939
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	1/01	12/31	0.12 CFS		
DOMESTIC	1/01	12/31	0.04 CFS		
	Total Diversion		0.16 CFS		

Source and Point(s) of Diversion:

GROUND WATER SWSW Sec. 28 Twp 10S Rge 14E TWIN FALLS
County

PLACE OF USE: STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
10S 14E 28											X						

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
10S 14E 28											X						

Conditions/Remarks:

1. THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. 500 BEEF STOCK 10S14E284800

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?

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

Transfer corrects error in legal description of pod & pou - no actual change to water system.

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

NO

Proposed Water Right No. 47-12662

Source: GROUND WATER

Source and Point(s) of Diversion:

GROUND WATER SESESW Sec. 28 Twp 10S Rge 14E TWIN FALLS
County

Point of Diversion # 1 Existing well, motor, pump, lines to home and corrals

Tw	Rge	Sec	NE				NW				SW				SE				
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
10S	14E	28												X					

Twp	Rge	Sec	NE				NW				SW				SE				
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
10S	14E	28												X					



SE/SW Sec. 28

T74985