

(Internet)

Page 1 of 9STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 73172

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Reid G Stewart Phone 220-8000
Post Office address 3100W 1000S ABERDEEN ID 83210

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 _____
2. Describe the reason for the proposed changes DRY UP GROUND TO WATER
A HOUSE LOT. GROUNDWATER RIGHT. 9 ACRES
NEW WELL

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

1. Right Number 35-7857C Priority 1979 Amount (cfs/ac-ft) 0.18 Nature of Use IRR Period of Use 4/1 to 11/01
2. Total amount of water being transferred 0.18 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water GW tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NW	28	4S	3E	Bingham	

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	
4S	31E	28					9												9

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Total acres

9

PART 1

6. General Information:

a. Description of diversion system WELL/PUMP TO SPRINKLERS

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X 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:

IT WILL BE DRY

d. Remarks:

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:

Witness my hand this _____ day of _____, 19 _____

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10/03/2006

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 35-7857C

WATER RIGHT NUMBER: 35-7857C

Owner Type Name and Address
Current Owner REID G STEWART
 3100 W 1000 S
 ABERDEEN, ID 83210
 (208)397-4572

Priority Date: 05/09/1979

Basis: License

Status: Active

Source Tributary
GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	1.720 CFS	301.00 AF
	<u>Total Diversion:</u>	1.720 CFS	301.00 AF

Location of Point(s) of Diversion
GROUND WATER NW1/4SW1/4 Sec. 24, Twp 04S, Rge 30E, B.M.
BINGHAM 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	
04S	30E	23													5.0			7.0	12.0
04S	30E	24							5.0	28.0				33.0					66.0
04S	30E	25						8.0											8.0

Total Acres: 86

Conditions of Approval:

1. R30 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.

Remarks:

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10/03/2006

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 35-7857C

Comments:

1. SCURTIS 1/5/1996 TRANSFER NO. 4735

Comment: Trans. #4735 was filed to change the point of diversion and place of use under Right 35-08626 and a portion of Rights 35-07857 and 35-07920, splitting these rights into parts A & B.

2. PSKAGGS 6/16/1997 TRANSFER NO. 5035

Comment: Transfer No. 5035 changes the point of diversion & place of use under a portion of Right Nos. 35-07857A & 35-07920A, splitting each right into parts C & D.

3. kpickett 9/23/2005 POD

Comment: Correlated PODID 90434 from SpatialDataID 221550 to SpatialDataID 221537

Dates and Other Information:

Licensed Date: 2/12/1991

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Decree Defendant:

Decree Plaintiff:

Civil Case Number:

Judicial District:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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Water Supply Bank:

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10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.18 for IRR purposes from 4/1 to 11/01
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. 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	
<u>4s</u>	<u>30E</u>	<u>24</u>								<u>9</u>									<u>9</u>

Total acres 9**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount 1.22 for IRR purposes from 4/1 to 11/01
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. 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	
<u>4s</u>	<u>30E</u>	<u>23</u>													<u>5</u>			<u>7</u>	<u>12</u>
		<u>24</u>							<u>5</u>	<u>3</u>			<u>33</u>						<u>41</u>
		<u>25</u>						<u>8</u>											<u>8</u>

73172Total acres 61



9
AC



REMOVE ACRES

~~PAUL A & PAMELA A MUIRBRECK~~

~~WD 4-9-85 332912~~

Superior L+L LLC
WD 7-24-06 569733

Lonnie F/Tina D Lowder
WD 9-22-99 483319

GARY JOHNSON
WD 8-11-95 436890

James P Brown
QCD 2-4-00
497217

~~PAUL A & PAMELA A MUIRBRECK~~
~~% RALPH D KLASSEN FARMS~~
~~WD 4-6-93 414701~~

CI
J
M,
D
W
Q
Q

PART OF THE NW 1/4 SECTION 28
TOWNSHIP 4 SOUTH, RANGE 31 EAST
BINGHAM COUNTY, IDAHO



I, Robert B. Butler, a professional land surveyor in the State of Idaho, certify that this map is an accurate record of a survey conducted under my supervision on the 7th of December, 1999.

FOUND 1/2" IRON ROD
NO CAP
C.P. & F. #386158

Butler Engineering and Land Surveying
224 South State Shelley, Idaho 83274 Phone 357-3898

SURVEY FOR DON DODSON
SECTION 28, TOWNSHIP 4 SOUTH
RANGE 31 EAST B.M.

PROJECT

SCALE	1" = 200'
DRAWN BY	JOB NO.
TD	102

DATE _____

DODSON
DRAWING

PART 3

B. CHANGES IN NATURE OF USE

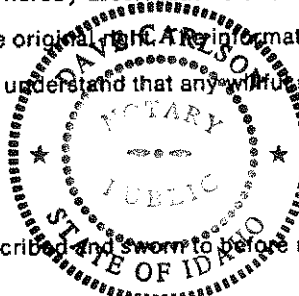
1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

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

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]
(Signature of Applicant)

Subscribed and sworn to before me this 31 day of Oct, 19 2006

[Signature]
(Notary Public)

My commission expires 2/20/2008

FOR DEPARTMENT USE ONLY

Transfer contains 9 pages and _____ attachments

Received by DC Date 10/31/2006 Protest filed by _____

Prelim. check by DC Fee \$100 E032360

Receipted by [Signature] Date _____

Published in Morning News Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____