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STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**TRANSFER OF WATER RIGHT**

TRANSFER NO. 5718  
WATER RIGHT NO(S). 13-00705A/13-00706

This is to certify that: **MARTHA O BASSETT**  
271 HWY 34  
GRACE ID 83241

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|-----------------------|----------------------|
| Right No. 13-00705A : |                      |                       |                      |
| IRRIGATION            | 04/20 to 09/30       | 0.58 CFS              | 217.0 AF             |
| Priority: 05/01/1881  |                      |                       |                      |
| Right No. 13-00706 :  |                      |                       |                      |
| IRRIGATION            | 04/20 to 09/30       | 0.64 CFS              | 217.0 AF             |
| Priority: 05/01/1905  |                      |                       |                      |
| <b>TOTAL:</b>         |                      | <b>1.22 CFS</b>       | <b>217.0 AF *</b>    |

| <u>SOURCE</u> | <u>TRIBUTARY OF</u> |
|---------------|---------------------|
| WHISKEY CREEK | BEAR RIVER          |

LOCATION OF POINT(S) OF DIVERSION: SESENE , Sec. 24, Township 11S, Range 40E  
CARIBOU County

PLACE OF USE: IRRIGATION

| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u>                     | <u>ACRES</u> | <u>TOTAL</u> |
|------------|------------|------------|--------------|----------------------------------|--------------|--------------|
| 11S        | 40E        | 13         | SESE 4.3     |                                  |              | 4.3          |
|            |            | 24         | NENE 28.2    | SENE 29.5                        |              | 57.7         |
|            |            |            |              | Total number of acres irrigated: |              | 62.0 *       |

CONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 13S.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

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CONDITIONS OF APPROVAL AND REMARKS

3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- \* 6. Rights 13-00705A and 13-00706 when combined shall not exceed a total annual maximum diversion volume of 217.0 af at the field headgate and the irrigation of 62.0 acres.
7. The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/20 and after 9/30 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

Dated this 8<sup>th</sup> day of June, 2000.

  
Chief, Water Allocation Bureau

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JUN 14 2000

In Equity No. 203

**In the District Court of the United States  
for the District of Idaho, Eastern Division**

UTAH POWER & LIGHT COMPANY, a Corporation, *Plaintiff*,

vs.

The Last Chance Canal Company, Limited; The Tanner Canal Company, Limited; The Central Canal Company, The North Extension Canal Company, Limited; West Branch Canal Company, Limited; The Turner Canal Company, Limited; The East Branch Canal Company, The Bench Canal, and Budge Land & Live Stock Company, Limited, corporations; W. H. Larkins, Jas. Ellsmore, Geo. Hogan, Lewis S. Pond and Alex Harris as Trustees of the Gentile Valley Irrigation Company, Limited, late a corporation; The Thatcher Irrigation Company, Limited, a corporation; Nathan D. Thatcher, J. A. Folkman, Milton Robbins and Geo. M. Smith, as Trustees of Thatcher Canal & Power Company, Limited, late a corporation; Nelson Ditch Company, a corporation; A. J. Nielson, B. R. Meek, Henry McCuen, C. S. Burton and Eli Fosgreen, as Trustees of Riverdale-Preston Irrigation Company, late a corporation; The Riverdale Irrigating Company, Nielson-Meek Company and West Cache Irrigation Company, corporations; E. P. Johnson, Albert Johnson, Hyrum Johnson, Geo. D. Anderson, Joseph T. Pond, Frank W. Harris, A. C. Bosen, Hyrum J. Smith, John E. Hill, Melvin Green, Robert L. Smith, Charles Westerburg, Peter Westerburg and David P. Evans.

Horace Howard, Henry Rhinehart, Harvey W. Higley, James Monroe (or Munro), Nellie Simmons, John Baird, William Monroe (or Munro), Orrin Monroe (or Munro), Charles Monroe (or Munro), Charles Foster, Hyrum Foster, Mary Baird, John Woodall (or J. D. Woodall), George Ellis, Skinner Irrigation Company, a corporation; Heber Crane, Fred Bartschi, Charles Bartschi, David Chugg, Phillip Chugg, Fred Stauffer, William Williams, Sr. (or William Morgan Williams), William Williams, Jr. (or William Mormon Williams), Oliver Williams, E. M. Lindsay, Georgetown Irrigation Company, a corporation, and Thomas Freeman.

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MAY 14 1986

DATE OF  
PRIORITY

AMOUNT IN  
SECOND FEET

POINT OF DIVERSION AND  
PLACE OF USE

13-0699  
0700  
13-0701  
323. James Swensen:  
1877-May 1  
1883-May 1  
1905-May 1

1.2 c.f.s.  
0.8 c.f.s.  
1.4 c.f.s.

For the irrigation of 170 acres in Lot 3, the North half of Lot 4, the West half of the Southeast quarter of Section 18; the Northeast quarter of the Northwest quarter, and Lots 2 and 3 of Section 19, said Township and Range. Said water may also be diverted through the Mickelsen-Swensen Ditch, hereinbefore described, or by means of a ditch having its intake on the west side of Whisky Creek, opposite the point of said Mickelsen-Swensen ditch.

11-0631  
13-0702  
324. Mary Swensen:  
1905-May 1

1.2 c.f.s.

For the irrigation of 60 acres in the South half of Lot 4 of Section 18, and Lot 1 of Section 19, said Township and Range. Said water may also be diverted through the Mickelsen-Swensen Ditch, hereinbefore described.

13-0703  
0704  
325. Lars Rasmussen:  
1881-May 1  
1905-May 1

0.4 c.f.s.  
0.5 c.f.s.

For the irrigation of 45 acres in the North half of the Southeast quarter of Section 24, Township 11 South, Range 40 East.

0705  
0706  
326. Harold L. Bassett:  
1881-May 1  
1905-May 1

0.6 c.f.s.  
0.64 c.f.s.

For the irrigation of 62 acres in the East half of the Northeast quarter of Section 24, Township 11 South, Range 40 East.

Mendenhall Ditch, diverts on the East side of said Whiskey Creek, at a point North 37 degrees 20 minutes West 1815 feet from the Southeast corner of Section 24, Township 11 South, Range 40 East, B.M. The following parties are entitled to divert through said ditch, with priority and in the amount hereinbelow set forth:

0707  
0708  
327. Thomas Bennett:  
1877-May 1  
1905-May 1

0.4 c.f.s.  
0.9 c.f.s.

For the irrigation of 65 acres in the South half of the Southwest quarter of Section 30, Township 11 South, Range 41 East.

0709  
0710  
0711  
328. George C. Fowler:  
1877-May 1  
1905-May 1  
1905-June 1

0.8 c.f.s.  
0.9 c.f.s.  
0.5 c.f.s.

For the irrigation of 110 acres in the North half of the Southwest quarter, the Southwest quarter of the Southwest quarter of Section 30, Township 11 South, Range 41 East, B.M., and the South half of the North half of the South half of the Southeast quarter of Section 25, Township 11 South, Range 40 East.

0712  
0713  
329. J. W. Gibbs:  
1878-May 1  
1905-May 1

0.6 c.f.s.  
0.9 c.f.s.

For the irrigation of 75 acres in Lot 1, and the Southeast quarter of the Northwest quarter of Section 31, Township 11 South, Range 41 East.

0714  
330. Michael Mickelsen:  
1905-May 1

0.5 c.f.s.

For the irrigation of 50 acres in the South half of the Northeast quarter; Northwest

See Supplemental Decree  
dated 3-23-22  
188

MAY 14 1936

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**MEMORANDUM**

**TO:** FILE 13-00706

**FROM:** VAULT

**RE:** TRANSFER # 5718

**DATE:** 4/17/2000

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**Original Transfer Application, Form and correspondence regarding the above  
referenced Transfer is located within:**

**FILE #** 13-00705

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**JUN 14 2000**