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**WATER RESOURCES
WESTERN REGION**

Transfer No. 72408

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Idaho Farmway Inc c/o Dan Weitz Phone (208) 631-7224
Post Office address PO Box 854, Baker City, OR 97814

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 The well decreed in the SW 1/4 SE 1/4, Section 9, is located on BLM land.

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

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>61-2131</u>	<u>07/15/1961</u>	<u>3.57 cfs</u>	<u>Irrigation</u>	<u>4/01</u> to <u>10/31</u>
<u>61-2136</u>	<u>07/18/1961</u>	<u>3.57 cfs</u>	<u>Irrigation</u>	<u>3/15</u> to <u>11/15</u>
<u>61-11920</u>	<u>03/15/1980</u>	<u>0.87 cfs</u>	<u>Irrigation</u>	<u>3/15</u> to <u>11/15</u>
				to _____

2. Total amount of water being transferred 3.57 cubic feet per second and/or 942 acre-feet per annum.
3. Source of water Ground Water tributary to —
4. Point(s) of Diversion:

[illegible]

5. Lands irrigated or place of use: *No Change*

[illegible]

Total acres _____

PART 1

6. General Information:

a. Description of diversion system Well, pump, mainline, 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 ☒ 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:

N/A

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 _____

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

Transfer No. _____
 Receipt No. W033304

Current Water Right No. 61-11920

Priority Date: 03/15/1980

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

Tributary to:

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	3/15	11/15	0.87 CFS		
	Total Diversion		0.87 CFS		

Source and Point(s) of Diversion:

GROUND WATER SWSE 04S 07E 9 ELMORE

GROUND WATER NWNW 04S 07E 16 ELMORE

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 07E 16							28.0	8.0	27.0	40.0	40.0	40.0		6.0	40.0		229.0
04S 07E 17	40.0	40.0	40.0	40.0	31.0	14.0		30.0	8.0				40.0	39.0	24.0	40.0	386.0
04S 07E 21		40.0			40.0	40.0											120.0

Total Acres: 735

Conditions/Remarks:

1. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE: 61-02131, 61-02136 AND 61-07021.
 THIS RIGHT IS FOR AN ENLARGEMENT OF 85 ACRES WITHIN THE PLACE OF USE DESCRIBED FOR THIS RIGHT.
2. 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.
3. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.48 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2940 AF.
 COMBINED RIGHT NOS.: 61-02131, 61-02136 AND 61-07021.

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

Transfer No. _____
Receipt No. W033304

Current Water Right No. 61-11920

4. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 735 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 61-02131, 61-02136, 61-02227 AND 61-07021.
5. USE OF THIS RIGHT IS COMBINED WITH WATER FROM MOUNTAIN HOME IRRIGATION DISTRICT.
6. THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NOS.
61-02131, 61-02136 AND 61-07021 PURSUANT TO SECTION 42-1426, IDAHO CODE.
7. THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR RIGHT.

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

No

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

Transfer No. _____
 Receipt No. W033304

Current Water Right No. 61-2131

Priority Date: 07/15/1961

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

Tributary to:

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01 10/31	3.57 CFS	942.0 AFA	
Total Diversion		3.57 CFS	942.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER SWSE 04S 07E 9 ELMORE

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 07E 16							28.0	8.0	27.0	40.0	40.0	40.0		6.0	40.0		229.0
04S 07E 17	40.0	40.0	40.0	40.0	31.0	14.0		30.0	8.0				40.0	39.0	24.0	40.0	386.0
04S 07E 21		40.0			40.0	40.0											120.0

Total Acres: 735

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. RIGHT NOS. 61-02136 AND 61-11920 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
 RIGHT NO. 61-11920 IS AN ENLARGEMENT OF THIS RIGHT AND RIGHT NOS. 61-02136 AND 61-07021 PURSUANT TO SECTION 42-1426, IDAHO CODE.
3. USE OF THIS RIGHT WITH RIGHT NO. 61-02136 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.57 CFS.
 USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.48 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2940 AF.
 COMBINED RIGHT NOS.: 61-02136, 61-07021 AND 61-11920.

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

Transfer No. _____
Receipt No. W033304

Current Water Right No. 61-2131

4. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 735 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-02136, 61-02227, 61-07021 AND 61-11920. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 235.5 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
5. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 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.
6. USE OF THIS RIGHT IS COMBINED WITH WATER FROM MOUNTAIN HOME IRRIGATION DISTRICT.
7. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

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

No

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

Transfer No. _____

Receipt No. _____

Current Water Right No. 61-2136

Priority Date: 07/18/1961

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER**Tributary to:**

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	3/15 11/15	3.57 CFS	1,088.0 AFA	
Total Diversion		3.57 CFS	1,088.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER SWSE 04S 07E 9 ELMORE

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 07E 16							28.0	8.0	27.0	40.0	40.0	40.0		6.0	40.0		229.0
04S 07E 17	40.0	40.0	40.0	40.0	31.0	14.0		30.0	8.0				40.0	39.0	24.0	40.0	386.0
04S 07E 21			40.0		40.0	40.0											120.0

Total Acres: 735

Conditions/Remarks:

- USE OF THIS RIGHT IS COMBINED WITH WATER FROM MOUNTAIN HOME IRRIGATION DISTRICT.
- RIGHT NOS. 61-02131 AND 61-11920 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
RIGHT NO. 61-11920 IS AN ENLARGEMENT OF THIS RIGHT AND RIGHT NOS. 61-02131 AND 61-07021 PURSUANT TO SECTION 42-1426, IDAHO CODE.
- USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 735 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 61-02131, 61-02227, 61-07021 AND 61-11920. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 272 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
- RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

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

Transfer No. _____
Receipt No. _____

Current Water Right No. 61-2136

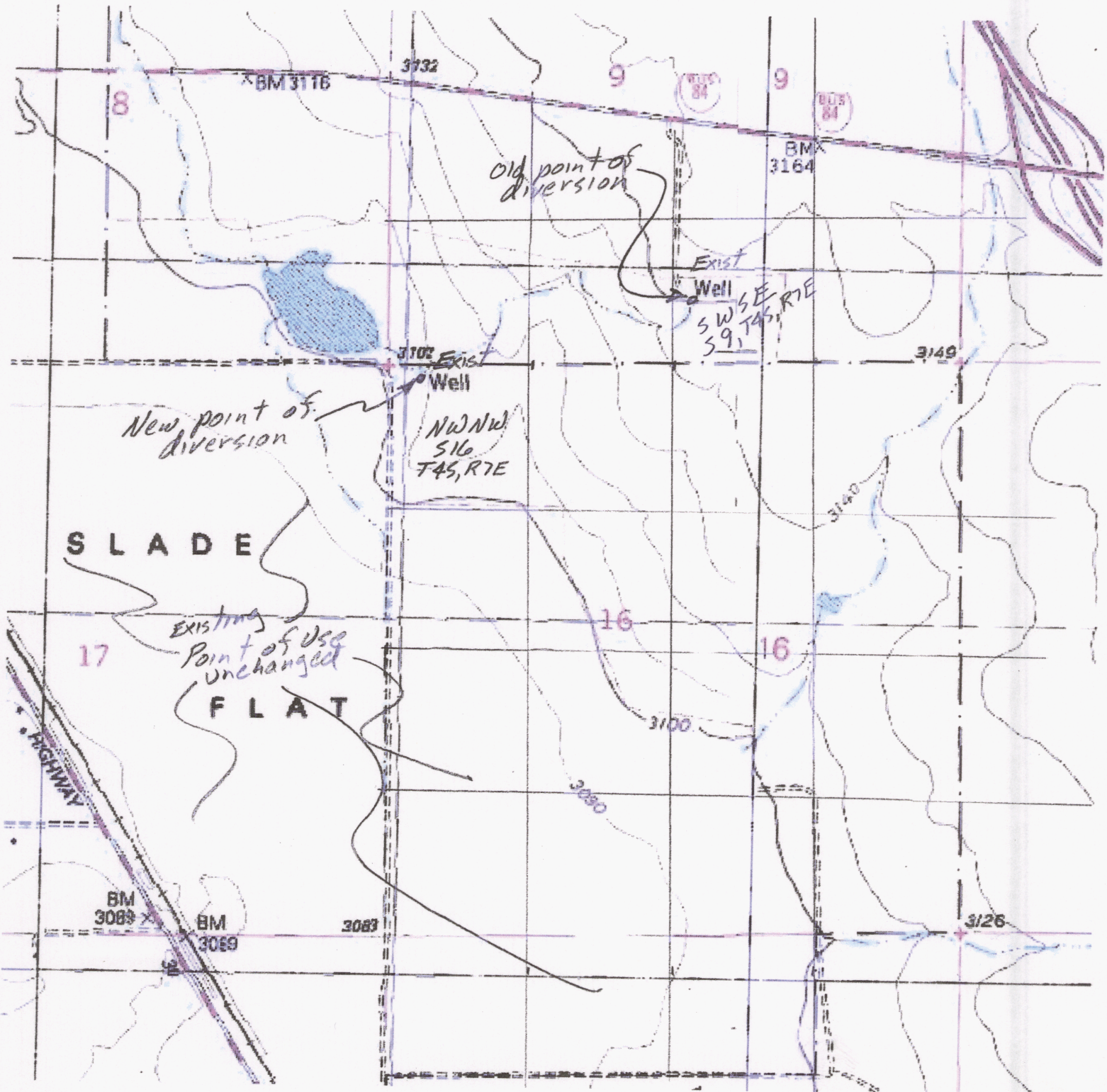
5. THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
6. USE OF THIS RIGHT WITH RIGHT NO. 61-02131 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.57 CFS.
USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.48 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2940 AF.
COMBINED RIGHT NOS.: 61-02131, 61-07021 AND 61-11920.

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

No

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	<u>N/A</u>			_____ to _____ _____ to _____

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

N/A

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

None Anticipated

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.

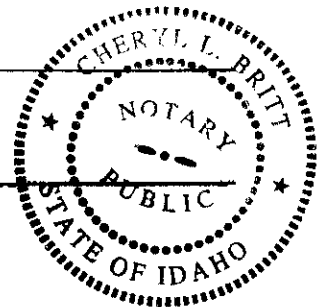
I understand that any willful misrepresentations made in this application may result in voiding its approval.

Idaho Farmer, Inc. B.
(Signature of Applicant)

Subscribed and sworn to before me this 19 day of August, 192005

Cheryl L. Britt
(Notary Public)

My commission expires 3/12/11

**FOR DEPARTMENT USE ONLY**

Transfer contains _____ pages and _____ attachments

Received by [Signature] Date 08/19/05

Protest filed by _____

Prelim. check by _____ Fee 370Received by [Signature] Date 08/19/05

Published in _____

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 _____