

Transfer No. 70848
Receipt No. S025639

CORRECTED

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

1. Applicant Information LEON R. WALKER FAMILY TRUST
C/O ZEONA M. WALKER, TRUSTEE
87 S 800 E
LINDON UT 84042
(801)785-4039

Will this transfer result in an ownership change? Yes

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

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
43-2359	WR/License	2.90	628.0	157.0	170.0	GROUND WATER
43-2460	WR/License	2.76	552.0	138.0	389.0	GROUND WATER
43-4010	WR/Beneficial Use	2.34		229.0	389.0	GROUND WATER
43-7054	WR/License	2.00		251.0	389.0	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
43-2359	NO	NO	YES	YES	NO	NO
43-2460	NO	NO	YES	YES	NO	NO
43-4010	NO	NO	YES	YES	NO	NO
43-7054	NO	NO	YES	YES	NO	NO

Describe the reason for the proposed changes

Add 1 existing well to the 2 existing wells already in the system, and change the place of use to allow installation of a new pivot.

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
43-2359	2.90 cfs	157.0	546.0	628.0 af

5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres	Volume
43-2359	2.90 cfs	157.0	546.0	628.0 af
43-2460	2.76 cfs	138.0	546.0	552.0 af
43-4010	2.34 cfs	229.0	546.0	916.0 af
43-7054	2.00 cfs	251.0	546.0	971.9 af
TOTAL	10.00 cfs	546.0	546.0	2,184.0 af

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
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.

(Signature of Applicant)

(Title or Office)

Subscribed and sworn to before me this _____ day of _____, 20____.

(Notary Public)

My commission expires _____

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

Current Water Right No. 43-2359

Priority Date: December 01, 1950
 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>
IRRIGATION	03/15 11/15	2.90 CFS	628.0 AFA	
Total Diversion		2.90 CFS	628.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER SWSESE Sec. 28 Twp 10S Rge 26E CASSIA 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	
10S	26E	33	38.0				23.0												61.0
10S	26E	34						38.0	39.0			19.0							96.0

Total Acres: 170

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.

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

Some land will be dried up & not irrigated.

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. 43-2460

Priority Date: July 31, 1957
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>
IRRIGATION	03/15 11/15	2.76 CFS	552.0 AFA	
	Total Diversion	2.76 CFS	552.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER SWSESW Sec. 28 Twp 10S Rge 26E CASSIA 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	
10S 26E 27									35.0	38.0							73.0
10S 26E 28								37.0		35.0	31.0		35.0	40.0	39.0	38.0	255.0
10S 26E 29											2.0				20.0	39.0	61.0

Total Acres: 389

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. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1556 AF. COMBINED RIGHT NOS.: 43-02460, 43-04010, & 43-07054.
3. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 389 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-02460, 43-04010, & 43-07054.
4. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 138 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

Some land will be dried up & not irrigated.

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. 43-4010

Priority Date: July 11, 1962
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>
IRRIGATION	03/15 11/15	2.34 CFS		
	Total Diversion	2.34 CFS		

Source and Point(s) of Diversion:

GROUND WATER SWSESW Sec. 28 Twp 10S Rge 26E CASSIA 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	
10S 26E 27									35.0	38.0							73.0
10S 26E 28								37.0		35.0	31.0		35.0	40.0	39.0	38.0	255.0
10S 26E 29											2.0				20.0	39.0	61.0

Total Acres: 389

Conditions/Remarks:

- 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.
- USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1556 AF. COMBINED RIGHT NOS.: 43-02460, 43-04010, & 43-07054.
- USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 389 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-02460, 43-04010, & 43-07054.

4. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 229 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

Some land will be dried up and not irrigated.

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. 43-7054

Priority Date: January 27, 1975
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>
IRRIGATION	03/15 11/15	2.00 CFS		
	Total Diversion	2.00 CFS		

Source and Point(s) of Diversion:

GROUND WATER SWSESW Sec. 28 Twp 10S Rge 26E CASSIA 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	
10S 26E 27									35.0	38.0							73.0
10S 26E 28								37.0		35.0	31.0		35.0	40.0	39.0	38.0	255.0
10S 26E 29												2.0			20.0	39.0	61.0

Total Acres: 389

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. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1556 AF. COMBINED RIGHT NOS.: 43-02460, 43-04010, & 43-07054.
3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 389 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-02460, 43-04010, & 43-07054.

4. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 251 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

Land will be dried up & not irrigated.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?
NO

Transfer No. 70848
 Receipt No. S025639

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

Proposed Water Right No. 43-2359

Priority Date: December 01, 1950
 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>
IRRIGATION	03/15 11/15	2.90 CFS	628.0 AFA	
	Total Diversion	2.90 CFS	628.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NWNWNE	Sec. 28 Twp 10S Rge 26E CASSIA County
GROUND WATER	SWSESW	Sec. 28 Twp 10S Rge 26E CASSIA County
GROUND WATER	SWSESE	Sec. 28 Twp 10S Rge 26E CASSIA County

Describe the proposed diversion system

Point of Diversion # 1 Willow Creek Ent. well, motor, pump, mainline to sprinklers
 Point of Diversion # 2 Walker well, motor, pump, mainline to sprinklers
 Point of Diversion # 3 Walker well, motor, pump, mainline to sprinklers

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	
10S 26E 21																29.0	29.0
10S 26E 22																	29.0
10S 26E 27																	29.0
10S 26E 28																	66.0
10S 26E 29																	220.5
10S 26E 33	39.0	11.5		23.0	2.0	21.0										25.0	25.0
10S 26E 34																	96.5
																	80.0

Total Acres: 546

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

Proposed Water Right No. 43-2460

Priority Date: July 31, 1957
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>
IRRIGATION	03/15 11/15	2.76 CFS	552.0 AFA	
	Total Diversion	2.76 CFS	552.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NWNWNE	Sec. 28 Twp 10S	Rge 26E	CASSIA County
GROUND WATER	SWSESW	Sec. 28 Twp 10S	Rge 26E	CASSIA County
GROUND WATER	SWSESE	Sec. 28 Twp 10S	Rge 26E	CASSIA County

Describe the proposed diversion system

Point of Diversion # 1 Willow Creek Ent. well, motor, pump, mainline to sprinklers
Point of Diversion # 2 Walker well, motor, pump, mainline to sprinklers
Point of Diversion # 3 Walker well, motor, pump, mainline to sprinklers

PLACE OF USE: IRRIGATION

[illegible]

Total Acres: 546

Transfer No. 70848
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**IDAHO DEPARTMENT OF WATER RESOURCES
 APPLICATION FOR TRANSFER OF WATER RIGHT
 PART 3A**

Proposed Water Right No. 43-4010

Priority Date: July 11, 1962

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>
IRRIGATION	03/15 11/15	2.34 CFS	916.0 AFA	
	Total Diversion	2.34 CFS	916.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NWNWNE	Sec. 28 Twp 10S Rge 26E CASSIA County
GROUND WATER	SWSESW	Sec. 28 Twp 10S Rge 26E CASSIA County
GROUND WATER	SWSESE	Sec. 28 Twp 10S Rge 26E CASSIA County

Describe the proposed diversion system

Point of Diversion # 1 Willow Creek Ent. well, motor, pump, mainline to sprinklers
 Point of Diversion # 2 Walker well, motor, pump, mainline to sprinklers
 Point of Diversion # 3 Walker well, motor, pump, mainline to sprinklers

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	
10S 26E 21																29.0	29.0
10S 26E 22											29.0						29.0
10S 26E 27											32.0	34.0					66.0
10S 26E 28			1.5						27.0		35.0	22.0	35.0	39.0	28.0	33.0	220.5
10S 26E 29																25.0	25.0
10S 26E 33	39.0	11.5		23.0	2.0	21.0											96.5
10S 26E 34						23.0	40.0		17.0								80.0

Total Acres: 546

Transfer No. 70848
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**IDAHO DEPARTMENT OF WATER RESOURCES
 APPLICATION FOR TRANSFER OF WATER RIGHT
 PART 3A**

Proposed Water Right No. 43-7054

Priority Date: January 27, 1975

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>
IRRIGATION	03/15 11/15	2.00 CFS	971.9 AFA	
	Total Diversion	2.00 CFS	971.9 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NWNWNE	Sec. 28 Twp 10S Rge 26E CASSIA County
GROUND WATER	SWSESW	Sec. 28 Twp 10S Rge 26E CASSIA County
GROUND WATER	SWSESE	Sec. 28 Twp 10S Rge 26E CASSIA County

Describe the proposed diversion system

Point of Diversion # 1 Willow Creek Ent. well, motor, pump, mainline to sprinklers

Point of Diversion # 2 Walker well, motor, pump, mainline to sprinklers

Point of Diversion # 3 Walker well, motor, pump, mainline to sprinklers

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	
10S 26E 21																29.0	29.0
10S 26E 22																	29.0
10S 26E 27																	66.0
10S 26E 28			1.5														220.5
10S 26E 29																	25.0
10S 26E 33	39.0	11.5		23.0	2.0	21.0											96.5
10S 26E 34						23.0	40.0			17.0							80.0

Total Acres: 546

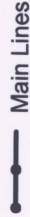
Cotterell Dairy Water Right Transfer T10S, R26E



Gibby Property



Pivot Locations (Irrigated acreage outline)



Main Lines

● Point of Diversion for Water Rights 43-2460, 43-4010, 43-7054, and 43-2359

40

Water Right 43-2359 (Walker)

40

Water Right 43-2460 (Walker)

Water Right 43-4010 (Walker)

Water Right 43-7054 (Walker)

40

Water Right 43-4011 (Gibby)

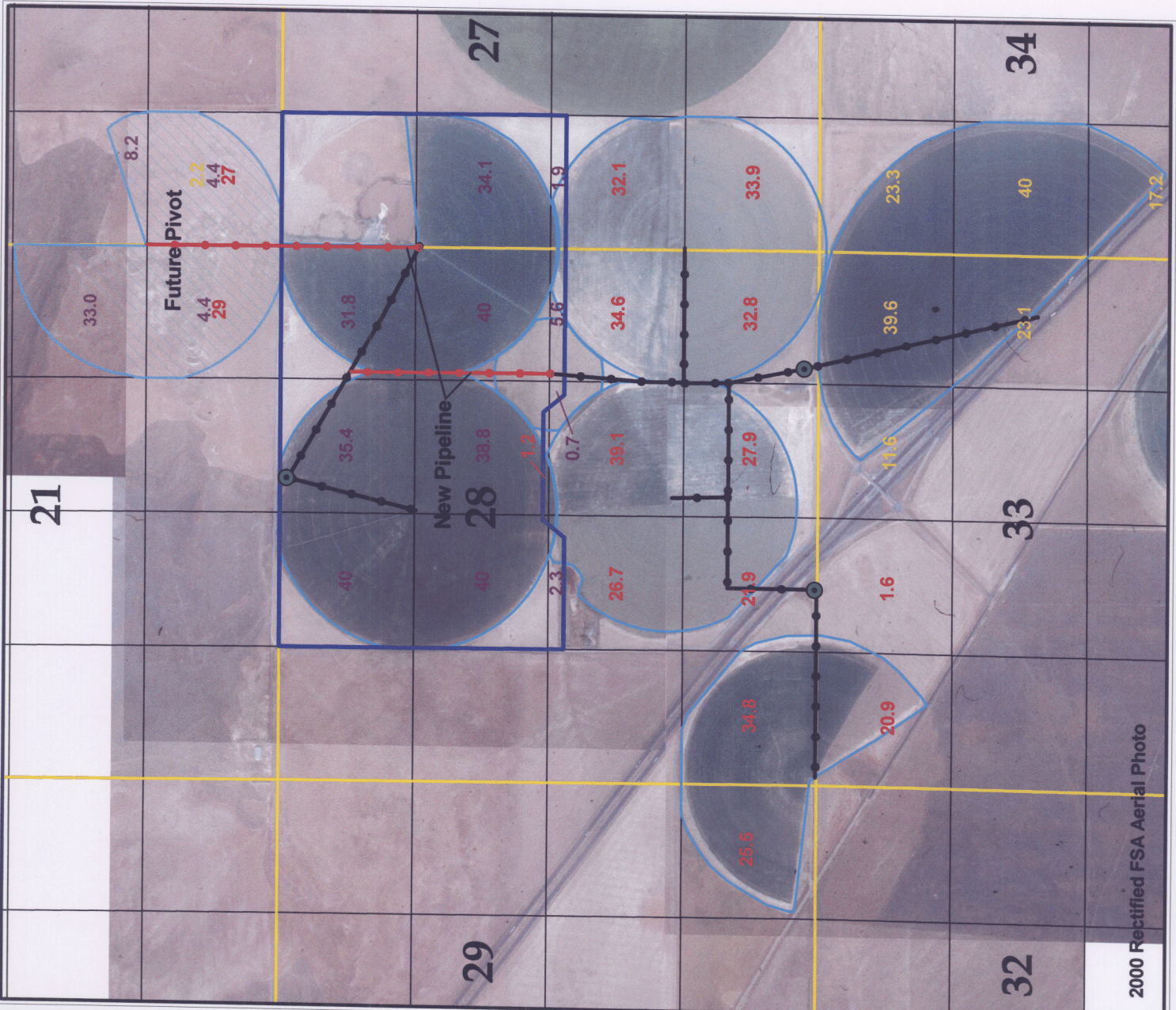
Water Right 43-7116 (Gibby)



Section Lines



Quarter Section Lines



2000 Rectified FSA Aerial Photo