

MAY 17 2004

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources Transfer No.

APPLICATION FOR TRANSFER OF WATER RIGHT (Amended)

PART 1

243-5526 cell

Name of applicant

Robert or Donna Bybee

Phone

208-662-5526

Post Office address

2014 E 1800N Terreton

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

Applicant intends to move 33 acres
 from present place of use to lands assoc. with
 31-7014. Sell water right to new owners
 IM FAMILY L.P.

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
- | | | | | |
|----------|------|------|-----|--------------|
| 31-11443 | 1976 | 6.66 | IRR | 4/1 to 11/01 |
| 31-7014 | 1968 | 4.88 | IRR | 4/1 to 11/01 |
2. Total amount of water being transferred 5.54 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
	UN	NW	NE	7	7N	37E	Jefferson	

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	
7N	37E	7	38	39	40	39	39	30	30	40									295
								L-1	L-2										

Total acres

295

PART 1**6. General Information:**a. Description of diversion system WELL/PUMP TO PIVOT/SPRINKLERSb. 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 effect on the land now irrigated if the place of use is changed pursuant to this transfer:

LAND will be irrigated by Gunderson

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 _____

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

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

Subscribed and sworn to before me this _____

13

day of

April

, 18 2004

(Signature of Applicant)

(Notary Public)

My commission expires

2/26/2008

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by

DC

Date

4/13/2004

Protest filed by _____

Prelim. check by _____

Fee _____

Receipted by _____

Date _____

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 _____