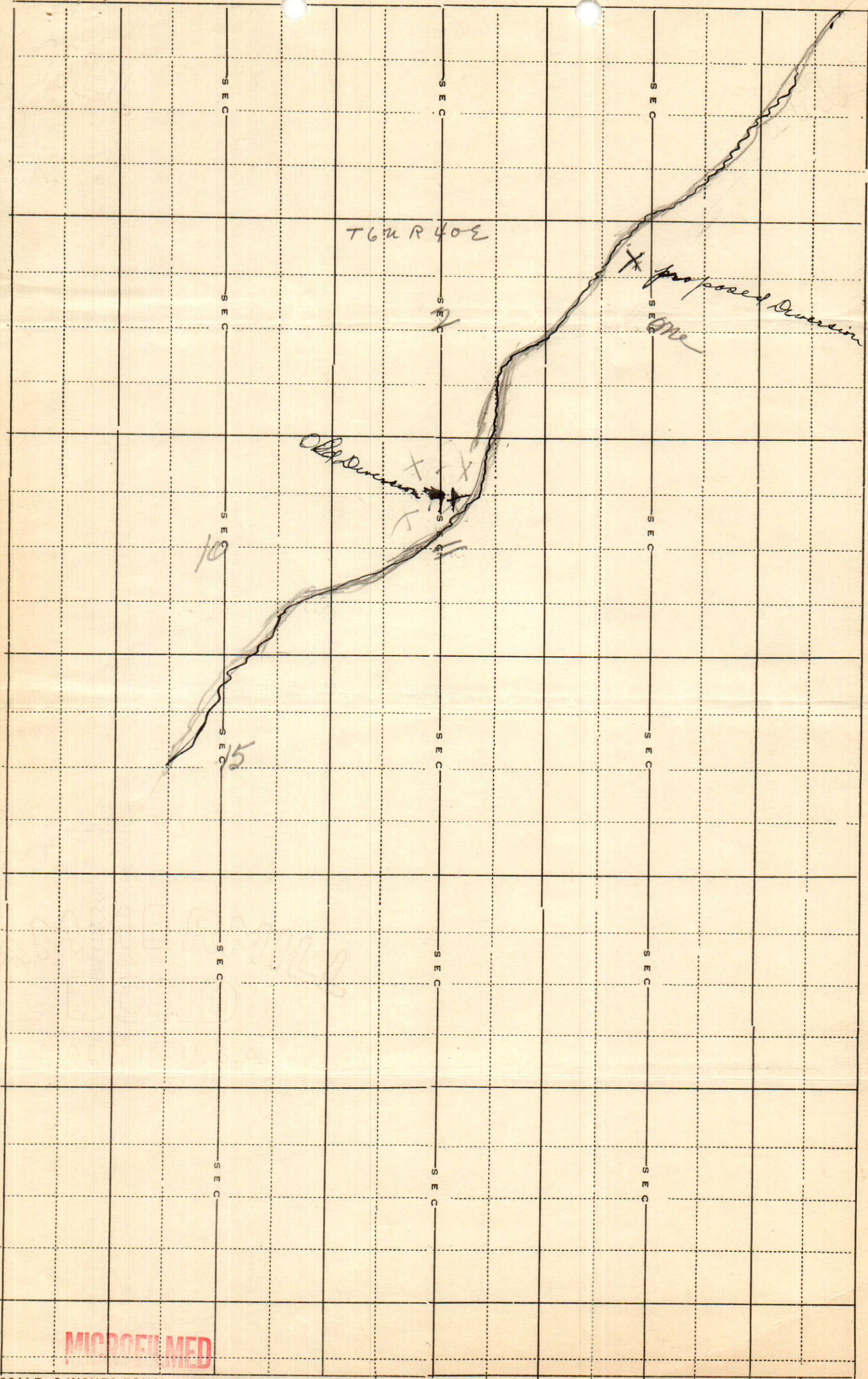




MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4028

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Glen R. Godfrey Phone 458-4170
Post Office address P.O. Box 21 Newdale, ID

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 This will enable me to change from gravity to pump irrigation when my 1898 water rights are cut.

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 |
|-----------------|---------------|--------------------|---------------|---------------|
| A22-00424 | April 1, 1898 | 2.89 cfs | Irrigation | 4-15 to 10-15 |
| A22-00425B | May 1, 1885 | 1.44 cfs | " " | " " to " " |
| A22-00491A | June 1, 1879 | 2.708 cfs | " " | " " to " " |
| A22-00490 | April 1, 1898 | 8.60 cfs | " " | " " to " " |
2. Total amount of water being transferred 15.638 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Teton River, South Fork tributary to Henry's Fork
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	2	6N	40E	Madison	New Pump
		SW	NW	1	6N	40E	" "	McCormick-Rouse Ditch

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	
6N	40E	2									40	40	40	40		40	40		240

Total acres 240

PART 1

6. General Information:

a. Description of diversion system McCormick-Rowe ditch and a pump
in the river to flood irrigation.

N.A. 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.

N.A. c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

d. Remarks:

The P.D. in the SWNW, Sect 4 (McCormick-Rowe Ditch) will be
used until my 1898 priority water is cut + gravity irrigation then
not feasible. At that time I will shift to the pump P.D. in Sect. 2

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 22-00424A/00425A/00490/
00491A
And said application is hereby APPROVED, subject to the following limitations and conditions:
SEE ATTACHED SHEET FOR CONDITIONS OF APPROVAL.

Witness my hand this _____

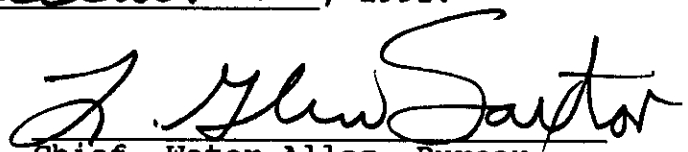
7th day ofDecember, 19 92L. Yves Saylor**APPROVED**

DEC 09 1992

CONDITIONS OF APPROVAL
Transfer of Water Rights
Nos. 22-00424A/00425A/00490/00491A

1. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
2. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
3. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
4. Use of water under this water right will be regulated by the watermaster of State Water District No. 01.
5. A measuring device and lockable headgate of a type approved by this department shall be permanently maintained as a part of the diverting works at both points of diversion.
6. Water Right Nos. 22-00424A and 22-00490 can only be diverted through the McCormick-Rowe Ditch (SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 1, T6N, R40E).
7. Water Right Nos. 22-00425A and 22-00491A can be diverted either through the McCormick-Rowe Ditch (when delivered with Rights 22-00424A and 22-00490) or in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2, T6N, R40E, after the April 1, 1898 water rights have been cut.
8. The combined annual volume of water under Right Nos. 22-00424A/00425A/00490/00491A shall not exceed 840.0 acre feet.

Dated this 7th day of December, 1992.


Chief, Water Alloc. Bureau

MINOR MED

DEC 09 1992

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A22-00491A on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Teton River, South Fork tributary to Henry's Fork

4. Date or priority June 1, 1879

5. Water is used for the following purpose:

amount 2.708 cfs for Irrigation purposes from 4-1 to 11-1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 2.708 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	SW	NW	1	6N	40E	Madison	McCormick - Rowe ditch

8. 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	
6N	40E	2									40	40	40	40		40	40		240

Total acres 240

9. Describe any other water rights used for the same purpose as described above A22-00490,
A22-00424 + A22-00425B

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 3538 which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Teton River, South Fork tributary to Henry's Fork

4. Date or priority April 1, 1898 (A22-00424) and May 1, 1885 (A22-00425B)

5. Water is used for the following purpose:

A22-00424 amount 2.89 cfs for Irrigation purposes from 4-1 to 11-1
(cfs/ac-ft) _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____
A22-00425B amount 1.44 cfs for Irrigation purposes from 4-1 to 11-1
(cfs/ac-ft) _____

6. Total amount of water under right 4.33 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	SW	NW	1	6N	40E	Madison	McCormick - Rows Ditch

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
6N	40E	2									40	40	40	40		40	40		240

Total acres 240

9. Describe any other water rights used for the same purpose as described above A22-00490,

A22-00491 A

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. A22-00490 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Teton River, South Fork tributary to Henrys Fork

4. Date or priority April 1, 1898

5. Water is used for the following purpose:

amount 8.60 cfs for Irrigation purposes from 4-1 to 11-1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 8.60 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	SW	NW	1	6N	40E	Madison	McCormick-Rouse Ditch

8. 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	
6N	40E	2									40	40	40	40		40	40		240

Total acres 240

9. Describe any other water rights used for the same purpose as described above A22-00491A,

A22-00424 + A22-00425B

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.

Subscribed and sworn to before me this 9th day of July, 19 92.

[Signature]
(Signature of Applicant)

[Signature]
(Notary Public)

My commission expires March 1994

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by KCW Date 9 July 92 Protest filed by _____

Prelim. check by _____ Fee 30th

Receipted by KCW Date 9 July 1992 # E017600

Published in Standard-Journal Copies of protest forwarded by _____

Pub. dates 7-16 & 23-92 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial

_____ rec'd. _____ by [Signature]

Copy of transfer sent to lien holder _____

MICROFILMED

DEC 09 1992

Affidavit for Change of Point of Diversion of Decreed Water Right

STATE OF IDAHO,

County of Madison

} ss.

Warm River Livestock Companybeing first duly sworn, deposes and says: That his postoffice address is Portland Oregon;That he is the owner of and using a certain water right, bearing date of priority of June 1, 1879, for 2.20 cubic feet per second of the waters of South Fork of Oton River,County of Madison, State of Idaho, decreed to Morris Mc Cormick by decree of Judge J M Stevens of the Fifth Judicial District of the State of Idaho, in and for the County of Madison, in the case of Reynolds Irrigation Co. vs. Oton Irrigation Canal said decree bearing date of Dec 16-1910, for the purpose of irrigating the following described lands, situate, lying and being in Water Dist. No. 36, in the County of Madison, and State of Idaho, to-wit: E 1/2 NW 1/4 and N 1/2 NE 1/4 sec 11 T6 N R 40 S B M.

That he is the person (or representative of the corporation) to whom such right was issued, (or has become the owner thereof in the following manner:

That said waters are now diverted from said stream in the NW 1/4 SE 1/4 of Sec. Two, Twp. Six N., Range 40 E, and conducted to the above described lands through the Mc Cormick Rouse ditch, as per map filed herewith and of this affidavit made a part;That affiant desires to change the point of diversion of said water from the point above described to a point located in NE 1/4 of NW 1/4, Sec. 1, Twp. 6 N., Range 40-E B M. and thereafter conduct same to the above described land through the Woodmansee Johnston ditch, known as W. J. R. M. Ditch Co. Ditch Co. as per map above referred to:That his reasons for desiring to make such change are as follows: Land where water now runs, subs & does not need to be irrigated. Land water is to be diverted to is on the south side of River and does not sub. It has to be surface irrigated

That no one will be injured by such change and that such change will be made at affiant's own risk.

WARM RIVER LIVESTOCK COMPANY

By James

Affiant.

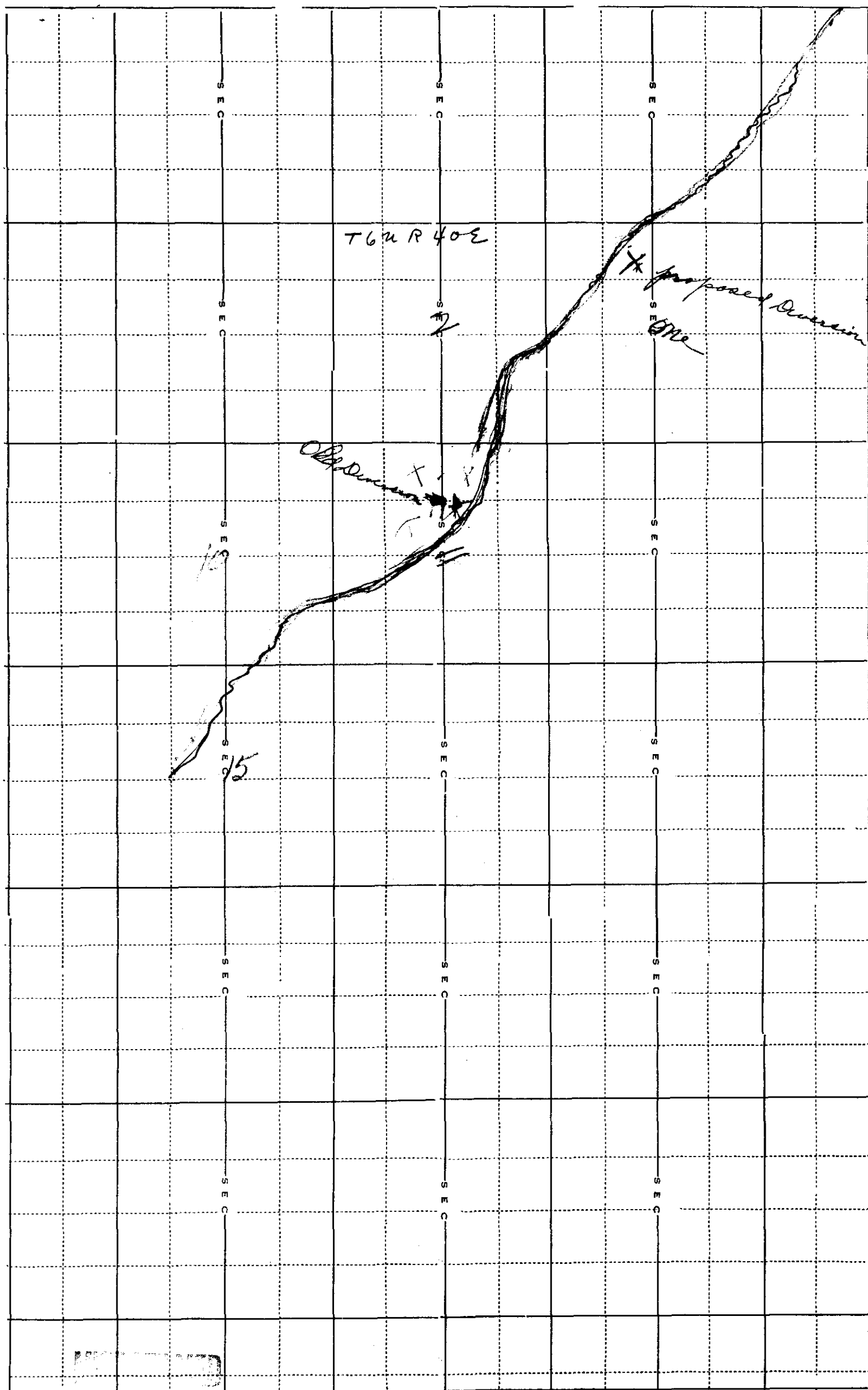
Subscribed and sworn to before me this 30th day of June, 1930.

My commission expires April 8th-1931.

L. Kelly
Notary Public for Oregon.

NOTE:—If this water right has heretofore been carried jointly in a ditch with other water, affiant should secure written consent of other owners or users to removal from its original carrier and file such consent with this affidavit.

RECORDED



MEMORANDUM

TO: Files 22-00425A/00490/00491A
FROM: Cindy Zimmerman
DATE: December 9, 1992
RE: Transfer No. 4028

=====

See file 22-00424 for all correspondence regarding the above
referenced transfer.

MICROFILMED

DEC 09 1992

July 10, 1930

Re: CHANGE OF POINT OF DIVERSION
Case No. 124

Mr. LYNN CRANDALL
Idaho Falls
I d a h o

Dear Sir:

The affidavit for change of point of diversion of a water right owned by the WARM RIVER LIVESTOCK COMPANY from the MCCORMICK-HOWE to the WOODMANSEE-JOHNSON DITCH, forwarded with your letter of July 9, has been filed as of this date.

Very truly yours,

Assistant Commissioner
of Reclamation

RECEIVED



H. C. BALDRIDGE, GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

GEORGE N. CARTER, COMMISSIONER
G. CLYDE BALDWIN, DEPUTY

WATER DISTRICT No. 36

IDAHO FALLS, IDAHO.

July 9, 1930

Mr. Geo. N. Carter,
Commissioner of Reclamation,
Boise, Idaho.

Dear Mr. Carter:

I am enclosing, herewith, affidavit for change
of point of diversion of a water right owned by the
Warm River Livestock Company from the McCormick-Rowe
to the Woodmansee-Johnson ditch.

Very truly yours,

Lyman Randall

Deputy.

Encl.

*acknowledge receipt and that it has been
filed as of this date.*

m-s.

RECORDED

Oujan July 8 1930

I the undersigned agree to give my
consent to let you change the Mc Cormack 1879
deed charges to the McCormack name

P H Row

RECORDED

Sugar City Ida. July 8 - 1930
This is to certify that The Hoodmanee
Johnston Rexburg Mill Ditch Co, Has agreed
to carry the water known as the McCormack
Row, water Decree of 1879 Teton River,
Through its canal to the McCormack
Farm.

Martin L. Nave
Chairman Board of Directors

RECORDED