

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 71094

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant J7, LLC Phone (208) 747-3953

Post Office address 1990 N. 4000 W. DAYTON, ID 83232

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 NEW WELL LOCATION

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>13-7629</u>	<u>8/20/1960</u>	<u>1.09</u>	<u>IRRIGATION</u>	<u>4/1</u> to <u>10/31</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 1.09 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
	NW	NW	NW	11	15 S	38 E	FRANKLIN	

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15S	38E	11		25	25		36	3.4	3.4	36									128.8

Total Acres 128.8

5. General Information:

a. Description of diversion system WELL → MAINLINE → PILOT

b. 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 affect on the land now irrigated if the place of use is changed pursuant to this transfer:
NO CHANGE

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 the said application is hereby _____, subject to the following conditions:

Witness my hand this _____ day of _____, 20 _____.

For the Director

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Water Right Report 13-7629

WATER RIGHT NUMBER: 13-7629

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ERVEN O BERGESON
	DAYTON, ID 83232
Current Owner	J7 LLC
	C/O JEFFREY C JOHNSON
	1990 N 4000 W
	DAYTON, ID 83232
	(208)747-3953

Priority Date: 08/20/1960

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	1.090 CFS	289.10 AF
	<u>Total Diversion:</u>	1.090 CFS	289.10 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4NW1/4	Sec. 11, Twp 15S, Rge 38E, B.M.
FRANKLIN County		
GROUND WATER	SW1/4NW1/4	Sec. 11, Twp 15S, Rge 38E, B.M.
FRANKLIN 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	
15S	38E	11	25.0	25.0			36.0	3.4	3.4	36.0									128.8

Total Acres: 128.8

Conditions of Approval:

- 01Q After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
- 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 13-7629

3. 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
4. 104 If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
5. R63 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.
6. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
9. WB4 The total instantaneous diversion of water from all points of diversion under Right 13-7629 shall not exceed 1.09 cfs, nor total combined annual volume of 289.1 af.
10. X27 This right is limited to the irrigation of 82.6 acres within the place of use described above in a single irrigation season.

Remarks:Comments:

1. pskaggs 10/7/2003 1:12:42 PM Transferred Right
Comment: This is now an approved transfer, transfer number = 70732

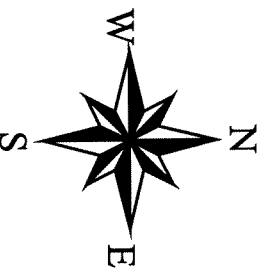
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J7 LLC

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- ⊙ Well.shp
- Place of use.shp
- Sections
- QQ



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PART 3

B. CHANGES IN NATURE OF USE

1.

New Nature of Use

Amount(cfs/af-ft)

Hours/days/year

Period of Use

No change

to

to
2.

Quantity and quality of return flows and location of discharge:

NONE
3.

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

NONE

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.

Wendy J. Murphy

(Signature of Applicant)

Subscribed and sworn to before me this

20th

 day of

February

, 20

04

Wendy J. Murphy

(Notary Public)

My commission expires

6/23/06

FOR DEPARTMENT USE ONLY

Transfer contains

6

 pages and

0

 attachments

Received by

K Roger Warner

 Date

2/20/04

 Protest filed by

Prelim. Check by Fee

290

Receipted by

KJRK ED 29548

 Date

2/20/04

Published in

Preston Citizen (WED)

 Copies of protest forwarded by

Pub. Dates Hearing held by Date

Watermaster recommendations requested on Recommended for

☐ approval ☐ denial

received by

Copy of transfer sent to lien holder

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