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A Company of Professional Engineers

January 19, 2004

Dave Carlson
Idaho Department of Water Resources
900 Skyline Dr. Suite A
Idaho Falls, ID 83402

RECEIVED

JAN 22 2004

Department of Water Resources
Eastern Region

RE: City of McCammon Well #1 Water Rights Transfer Application

Dear Mr. Carlson:

Per our telephone conversation, I am submitting to you changes in the previously submitted water rights transfer application for the City of McCammon. As I discussed with you, the City of McCammon is changing their proposed Well #4 site location. These changes are reflected on the following pages. Also reflected in the following pages is a change in action for Well #1. Originally, Well #1 was going to be abandoned upon the approval of this water rights transfer and the construction of a new well. The new course of action will be to keep Well #1 in operation for irrigation use. A new water right will be obtained for the continued operation of Well #1; we will be filing an application with your organization in the near future.

Also attached is the Warranty Deed for the new water rights transfer site. As shown on the deed, the land is owned by the McCammon Cemetery District. An agreement has been reached between the Cemetery District and the City and the transfer of ownership of the property is being finalized.

If you have any question, please feel free to contact us.

Sincerely,
KELLER ASSOCIATES, INC.

Michael Bundy, E.I.T.
Project Engineer

Attachments

cc: File

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JAN 22 2004

Department of Water Resources
Eastern Region

Page 1 of 9

Transfer No. 70948

STATE OF IDAHO
DEPARTMENT OF WATER SERVICES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of applicant City of McCammon Phone (208) 254-3200

Post office address P.O. Box 9, McCammon, Idaho 83250

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion place ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes A new well (Well #4) will be constructed. It is desired that the Water Right for Well #1 be used for this new well. The operation of Well #1 will continue for irrigation purposes. A new water right will be obtained to allow further operation of Well #1.

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
 29-7370 4/28/1977 0.36 cfs Municipal 1/01 to 12/31
 _____ to _____
 _____ to _____
2. Total amount of water being transferred 0.36 cfs cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Groundwater tributary to NA
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	12	09S	36E	Bannock	Well #4

5. Lands irrigated or place of use:

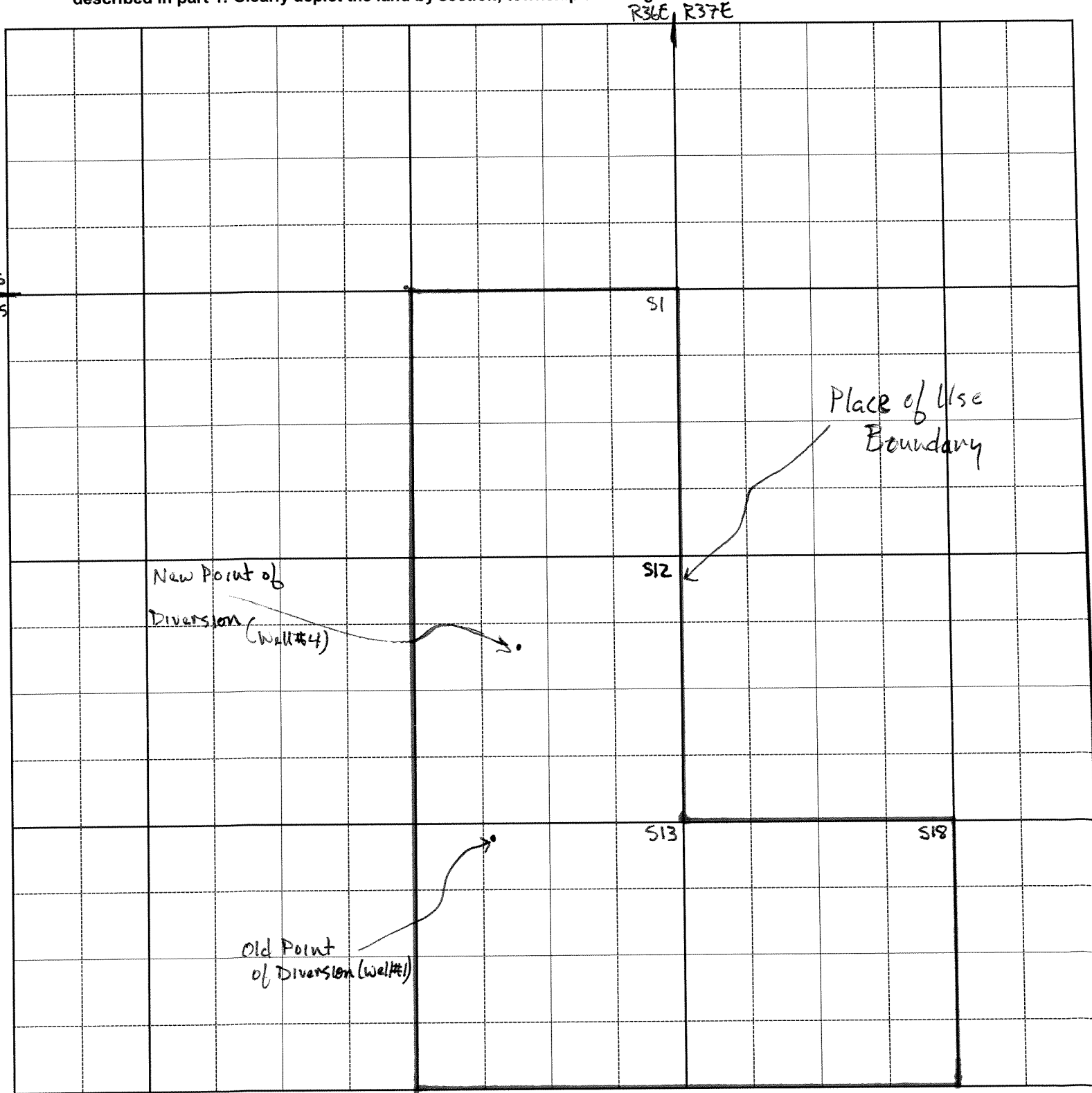
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SE 1/4				SW 1/4				Totals
			NE 1/4	NW 1/4	SE 1/4	SW 1/4	NE 1/4	NW 1/4	SE 1/4	SW 1/4	NE 1/4	NW 1/4	SE 1/4	SW 1/4	NE 1/4	NW 1/4	SE 1/4	SW 1/4	
9S	36E	12	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	
9S	36E	13	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	
9S	37E	18	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	
9S	36E	1	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	M	

Total acres _____

AMENDED

STATE OF IDAHO
DEPARTMENT OF WATER SERVICES
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.



SCALE: 2 inches equal 1 mile

INSTRUMENT No. 282737

WARRANTY DEED

This Indenture, Made this Fourth day of June in the year of Our Lord One Thousand Nine Hundred and Fifty-One, between

J. C. Jensen, Sylvia L. Jensen, his wife
 of Burley, County of Cassia, State of Idaho, the part of the
 first part, and McCammon Cemetery District
 of McCammon, County of Bannock, State of Idaho, the party of the
 second part:

WITNESSETH: That the said part of the first part, for and in consideration of the sum of One and no/100 DOLLARS, lawful money of the United States of America, to them in hand paid by the said part of the second part, the receipt whereof is hereby acknowledged, do hereby acknowledge and Confirm unto said part of the second part, and to its successors and assigns forever: All the certain lot, piece or parcel of land situate, lying and being in the County of Bannock, State of Idaho, bounded and more particularly described as follows, to-wit:

HARKNESS CEMETERY -- MCCAMMON
 Sec. 12, T. 9S., R. 36E., B.M.

Beginning at the intersection of the North right of way of First Street with the West right of way of Center Street, thence S. 70° 40' W., a distance of 320.0 feet, thence N. 19° 20' W., a distance of 180.0 feet, thence N. 70° 40' E., a distance of 320.0 feet, thence S. 19° 20' E., a distance of 180.0 feet to the point of beginning.

Together with, all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof:
 TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances and privileges thereunto incident, unto the said part of the second part, and to its successors and assigns forever. And the said parties of the first part, and their successors and assigns against the said parties of the first part, and their successors and assigns against all and every person or persons whomsoever, lawfully claiming or to claim the same, shall and will warrant and by these presents forever defend.
 IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF
 J. C. Jensen (SEAL)
 Sylvia L. Jensen (SEAL)

STATE OF IDAHO,
 County of Cassia ss.
 On this 13th day of June, in the year 1951, before me, Mack W. Crouch, Notary Public in and for said County and State, personally appeared J. C. Jensen and Sylvia L. Jensen, his wife known to me to be the persons whose name are subscribed to the within instrument, and acknowledged to me that they executed the same.
 IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.
 (Seal) Mack W. Crouch, Notary Public
 My Commission Expires May 25, 1953. Residence: Burley, Idaho