

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

1. Applicant Information BUSHMAN FARM & LIVESTOCK CO LP
 680 W MAIN
 LEHI UT 84043
 801-768-7035

Will this transfer result in an ownership change? No

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

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
43-10796A	WR/License	3.20	640.0		160.0	GROUND WATER
43-10796B	WR/License	3.90	780.0	195.0	275.0	GROUND WATER
43-10149	WR/Beneficial Use	1.10		77.0	275.0	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
43-10796A	YES	NO	YES	YES	NO	NO
43-10796B	YES	NO	YES	YES	NO	NO
43-10149	YES	NO	YES	YES	NO	NO

Describe the reason for the proposed changes

Land not dried up by T70533 is being tied together under 4 existing wells for maximum efficiency of system operation.

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
43-13325	2.75 cfs	137.5	394.5	550.0 af
43-13327	3.68 cfs	184.2	394.5	736.8 af
43-13329	1.04 cfs	72.8	394.5	
TOTAL	5.49 cfs		394.5	1,286.8 af

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Transfer No. 70710
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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.

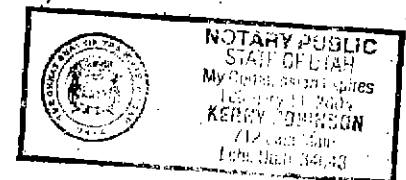
Bushman Farm & Forest Co
John H. Bushman
(Signature of Applicant)

General Partner
(Title or Office)

Subscribed and sworn to before me this 29 day of July, 2003.

Kerry Johnson
(Notary Public)

My commission expires 2-11-2004



Transfer No. 70710
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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 43-10796A

Priority Date: July 05, 1963
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	04/01 10/31	3.20 CFS	640.0 AFA	
Total Diversion		3.20 CFS	640.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER NWSWSE Sec. 36 Twp 12S 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			
12S 26E 36									40.0				40.0				40.0	40.0	160.0

Total Acres: 160

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 DIVERSION RATE OF 6.01 CFS. COMBINED RIGHT NOS.: 43-10796A, 43-10796B, & 43-10149.
3. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

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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?

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

Transfer No. 70710
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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2**

Current Water Right No. 43-10796B

Priority Date: July 05, 1963
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	04/01 10/31	3.90 CFS	780.0 AFA	
	Total Diversion	3.90 CFS	780.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NWNWSW	Sec. 36 Twp 12S Rge 26E CASSIA County
GROUND WATER	NENENE	Sec. 2 Twp 13S Rge 26E CASSIA County
GROUND WATER	SWNENE	Sec. 2 Twp 13S 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	
12S 26E 36									38.0		38.0						76.0
13S 26E 1							36.0										36.0
13S 26E 2	40.0	40.0	40.0	40.0			L 4										160.0
	L 1	L 2															

Total Acres: 275

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 THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.01 CFS. COMBINED RIGHT NOS.: 43-10796A, 43-10796B, 43-10149.

3. USE OF THIS RIGHT WITH RIGHT NO. 43-10149 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 272 ACRES IN A SINGLE IRRIGATION SEASON.
4. USE OF THIS RIGHT WITH RIGHT NO. 43-10149 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.9 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 780 AF.
5. RIGHT NO. 43-10149 IS AN EXPANSION OF THIS RIGHT PURSUANT TO SECTION 42-1416B, IDAHO CODE.
6. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 195 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
7. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

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?

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

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

Current Water Right No. 43-10149

Priority Date: June 30, 1985
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	1.10 CFS		
	Total Diversion	1.10 CFS		

Source and Point(s) of Diversion:

GROUND WATER	NWNWSW	Sec. 36 Twp 12S	Rge 26E	CASSIA County
GROUND WATER	NENENE	Sec. 2 Twp 13S	Rge 26E	CASSIA County
GROUND WATER	SWNENE	Sec. 2 Twp 13S	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	
12S 26E 36									38.0	38.0							76.0
13S 26E 1					36.0												36.0
13S 26E 2	40.0	40.0	40.0	40.0													160.0
	L 1	L 2															

Total Acres: 275

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.

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2. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.01 CFS. COMBINED RIGHT NOS.: 43-10796A, 43-10796B, & 43-10149.
3. USE OF THIS RIGHT WITH RIGHT NO. 43-10796B IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 272 ACRES IN A SINGLE IRRIGATION SEASON.
4. USE OF THIS RIGHT WITH RIGHT NO. 43-10796B IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.9 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 780 AF.
5. THIS RIGHT IS AN EXPANSION OF RIGHT NO. 43-10796B PURSUANT TO SECTION 42-1416B, IDAHO CODE.
6. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 77 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?

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

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

Proposed Water Right No. 43-13325

Priority Date: July 05, 1963

Origin:

Basis: Decreed

Status: Pending
Transfer

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	2.75 CFS	550.0 AFA	
	Total Diversion	2.75 CFS	550.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NWNWSW	Sec. 36 Twp 12S Rge 26E CASSIA County
GROUND WATER	NWSWSE	Sec. 36 Twp 12S Rge 26E CASSIA County
GROUND WATER	NENENE	Sec. 2 Twp 13S Rge 26E CASSIA County
GROUND WATER	SWNENE	Sec. 2 Twp 13S Rge 26E CASSIA County

Describe the proposed diversion system

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	
12S 26E 36									40.0	38.0	38.0	32.5		32.5	32.5		213.5
13S 26E 1							36.0										36.0
13S 26E 2	40.0	32.5	32.5	40.0													145.0
	L 1	L 2															

Total Acres: 394.5

Transfer No. 70710
Receipt No. S025357

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

Proposed Water Right No. 43-13327

Priority Date: July 05, 1963

Origin:

Basis: Decreed

Status: Pending
Transfer

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	3.68 CFS	736.8 AFA	
	Total Diversion	3.68 CFS	736.8 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NWNWSW	Sec. 36 Twp 12S Rge 26E CASSIA County
GROUND WATER	NWSWSE	Sec. 36 Twp 12S Rge 26E CASSIA County
GROUND WATER	NENENE	Sec. 2 Twp 13S Rge 26E CASSIA County
GROUND WATER	SWNENE	Sec. 2 Twp 13S Rge 26E CASSIA County

Describe the proposed diversion system

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	
12S	26E	36									40.0	38.0	38.0	32.5			32.5	32.5	213.5
13S	26E	1																	36.0
13S	26E	2	40.0	32.5	32.5	40.0													145.0
			L 1	L 2															

Total Acres: 394.5

Transfer No. 70710
Receipt No. S025357

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

Proposed Water Right No. 43-13329

Priority Date: June 30, 1985

Origin:

Basis: Decreed

Status: Pending
Transfer

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	1.04 CFS		
	Total Diversion	1.04 CFS		

Source and Point(s) of Diversion:

GROUND WATER	NWNWSW	Sec. 36 Twp 12S	Rge 26E	CASSIA County
GROUND WATER	NWSWSE	Sec. 36 Twp 12S	Rge 26E	CASSIA County
GROUND WATER	NENENE	Sec. 2 Twp 13S	Rge 26E	CASSIA County
GROUND WATER	SWNENE	Sec. 2 Twp 13S	Rge 26E	CASSIA County

Describe the proposed diversion system

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	
12S	26E	36									40.0	38.0	38.0	32.5			32.5	32.5	213.5
13S	26E	1																	36.0
																			L 4
13S	26E	2	40.0	32.5	32.5	40.0													145.0
			L 1	L 2															

Total Acres: 394.5

Transfer No. 70710
Receipt No. S025357

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

PORTION OF RIGHT No. 43-10796A BEING TRANSFERRED

Priority Date: July 05, 1963

Origin:

Basis: Decreed

Status: Pending
Transfer

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	2.75 CFS	550.0 AFA	
	Total Diversion	2.75 CFS	550.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER NWSWSE Sec. 36 Twp 12S Rge 26E CASSIA County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
12S 26E 36									40.0			32.5		32.5	32.5		137.5

Total Acres: 137.5

Transfer No. 70710
 Receipt No. S025357

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

PORTION OF RIGHT No. 43-10149 BEING TRANSFERRED

Priority Date: June 30, 1985

Origin:

Basis: Decreed

Status: Pending
 Transfer

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	1.04 CFS		
	Total Diversion	1.04 CFS		

Source and Point(s) of Diversion:

GROUND WATER	NWNWSW	Sec. 36 Twp 12S	Rge 26E	CASSIA County
GROUND WATER	NENENE	Sec. 2 Twp 13S	Rge 26E	CASSIA County
GROUND WATER	SWNENE	Sec. 2 Twp 13S	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	
12S 26E 36											38.0	38.0					76.0
13S 26E 1							36.0										36.0
13S 26E 2	40.0	32.5	32.5	40.0													145.0
	L 1	L 2					L 4										

Total Acres: 257

Transfer No. 70710
 Receipt No. S025357

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

PORTION OF RIGHT No. 43-10796B BEING TRANSFERRED

Priority Date: July 05, 1963

Origin:

Basis: Decreed

Status: Pending
 Transfer

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	3.68 CFS	736.8 AFA	
Total Diversion		3.68 CFS	736.8 AFA	

Source and Point(s) of Diversion:

GROUND WATER NWNWSW Sec. 36 Twp 12S Rge 26E CASSIA County

GROUND WATER NENENE Sec. 2 Twp 13S Rge 26E CASSIA County

GROUND WATER SWNENE Sec. 2 Twp 13S 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	
12S	26E	36									38.0		38.0						76.0
13S	26E	1																	36.0
																			L 4
13S	26E	2	40.0	32.5	32.5	40.0													145.0
			L 1	L 2															

Total Acres: 257