

Page 1 of 10

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 69637

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant D. NEIL OR JULIA A MORGAN Phone 684-3060

Post Office address 762 W Hwy 39, Blackfoot Id 83221

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 _____

RECEIVED
MAY - 2 2002
Department of Water Resources

2. Describe the reason for the proposed changes CHANGE IN IRRIGATION SYSTEM

3. 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>35-76028</u>	<u>4/9/1976</u>	<u>1.61 cfs</u>	<u>IRRIGATION</u>	<u>4/1</u> to <u>10/31</u>
<u>35-7717</u>	<u>5/18/1977</u>	<u>0.34 cfs</u>	<u>IRRIGATION</u>	<u>4/1</u> to <u>10/31</u>
<u>35-12922</u>	<u>4/01/1982</u>	<u>0.658</u>	<u>IRRIGATION</u>	<u>4/1</u> to <u>10/31</u>

2. Total amount of water being transferred 1.95 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water GROUNDWATER tributary to _____

4. Point(s) of Diversion: _____

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
<u>L-4</u>	<u>NE</u>	<u>SW</u>	<u>SW</u>	<u>35</u>	<u>2S</u>	<u>34E</u>	<u>BINGHAM</u>	

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	
<u>2S</u>	<u>R34E</u>	<u>35</u>								<u>5.0</u>	<u>35</u>	<u>37</u>	<u>39</u>	<u>35</u>					<u>151</u>
													<u>L-4</u>	<u>L-3</u>					

69637

Total Acres 151

PART 1

Transfer No. 19637

6. General Information:

- a. Description of diversion system well pump mainline to laterals with sprinklers
- 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.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
will be irrigated using Danskin Ditch Co. shares
- d. Remarks:
Transfer of groundwater will not result in expansion. Land to which groundwater is to be transferred has Danskin Ditch Co. shares

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

Page 1

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

Current Water Right No. 35-7602B

Priority Date: 04/09/1976

Origin: Adjudication Recommendation

Basis: License

Status: Active

Source: GROUND WATER

Trib

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01 10/31	1.61 CFS		
	Total Diversion	1.61 CFS		

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
GROUND WATER	02S	34E	35	NESWSW	4	BINGHAM

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	
02S 34E 35							16.8		31.0	39.0	39.0	25.2					151.0
											L 4	L 3					

Total Acres: 151

Conditions/Remarks:

1. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.95 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 604 AF. COMBINED RIGHT NOS.: 35-07717 AND 35-12922.
2. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 35-07717, 35-12922.
RIGHT NO. 35-12922 IS AN ENLARGEMENT OF THIS RIGHT AND 35-07717 PURSUANT TO SECTION 42-1426, IDAHO CODE.
3. THE RIGHT HOLDER SHALL USE THE FULL ALLOTMENT OF HIS SURFACE WATER RIGHT, TO THE EXTENT IT IS AVAILABLE, IN CONJUNCTION WITH GROUNDWATER DIVERTED PURSUANT TO THIS RIGHT.
4. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 151 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-07717 AND 35-12922. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 84 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
5. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Page 2

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

Current Water Right No. 35-7602B

6. THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 35: WATER RIGHT NO. SOURCE NONE NONE THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO. SOURCE NONE NONE ALL WATER RIGHTS WITHIN BASIN 35 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.
7. USE OF THIS RIGHT IS COMBINED WITH WATER FROM DANSKIN DITCH CO.

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? *no*

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer *will be irrigated using Danskin Ditch Co. Shares*

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive *no* years of non-use?

Page 1

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

Current Water Right No. 35-7717

Priority Date: 05/18/1977

Origin: Adjudication Recommendation

Basis: License

Status: Active

Source: GROUND WATER

Trib

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01 10/31	0.34 CFS		
	Total Diversion	0.34 CFS		

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
GROUND WATER	02S	34E	35	NESWSW	4	BINGHAM

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	
02S 34E 35							16.8		31.0	39.0	39.0	25.2					151.0
											L 4	L 3					

Total Acres: 151

Conditions/Remarks:

1. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 35-07602B AND 35-12922.
RIGHT NO. 35-12922 IS AN ENLARGEMENT OF THIS RIGHT AND 35-07602B PURSUANT TO SECTION 42-1426, IDAHO CODE.
2. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 151 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-07602B AND 35-12922. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 17 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
3. THE RIGHT HOLDER SHALL USE THE FULL ALLOTMENT OF HIS SURFACE WATER RIGHT, TO THE EXTENT IT IS AVAILABLE, IN CONJUNCTION WITH GROUNDWATER DIVERTED PURSUANT TO THIS RIGHT.
4. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.95 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 604 AF. COMBINED RIGHT NOS.: 35-07602B AND 35-12922.
5. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Page 2

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

Current Water Right No. 35-7717

6. THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 35: WATER RIGHT NO. SOURCE NONE NONE THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO. SOURCE NONE NONE ALL WATER RIGHTS WITHIN BASIN 35 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.
7. USE OF THIS RIGHT IS COMBINED WITH WATER FROM DANSKIN DITCH CO.

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? *NO*

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer *will be irrigated using Danskin Ditch Co. shares*

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive *NO* years of non-use?

Page 1

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

Current Water Right No. 35-12922

Priority Date: 04/01/1982

Origin: Adjudication Recommendation

Basis: Beneficial Use

Status: Active

Source: GROUND WATER

Trib

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01 10/31	0.66 CFS		
	Total Diversion	0.66 CFS		

Source and Point(s) of Diversion:

<u>Source</u>	<u>Twp</u>	<u>Range</u>	<u>Section</u>	<u>1/4 of 1/4 of 1/4</u>	<u>Lot</u>	<u>County</u>
GROUND WATER	02S	34E	35	NESWSW	4	BINGHAM

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	
02S 34E 35							16.8		31.0	39.0	39.0	25.2					151.0
											L 4	L 3					

Total Acres: 151

Conditions/Remarks:

1. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 151 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-07717, 35-07602B.
2. THE RIGHT HOLDER SHALL USE THE FULL ALLOTMENT OF HIS SURFACE WATER RIGHT, TO THE EXTENT IT IS AVAILABLE, IN CONJUNCTION WITH GROUNDWATER DIVERTED PURSUANT TO THIS RIGHT.
POINT OF DIVERSION DESCRIBED ABOVE.
THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 35-07717 PURSUANT TO SECTION 42-1426, IDAHO CODE.
3. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.95 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 604 AF. COMBINED RIGHT NOS.: 35-07717 AND 35-07602B.
4. RIGHT NOS. 35-07602B AND 35-07717 ARE ALSO DIVERTED THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE.
THIS RIGHT IS FOR AN ENLARGEMENT OF 50 ACRES WITHIN THE PLACE OF USE DESCRIBED FOR THIS RIGHT.

Page 2

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

Current Water Right No. 35-12922

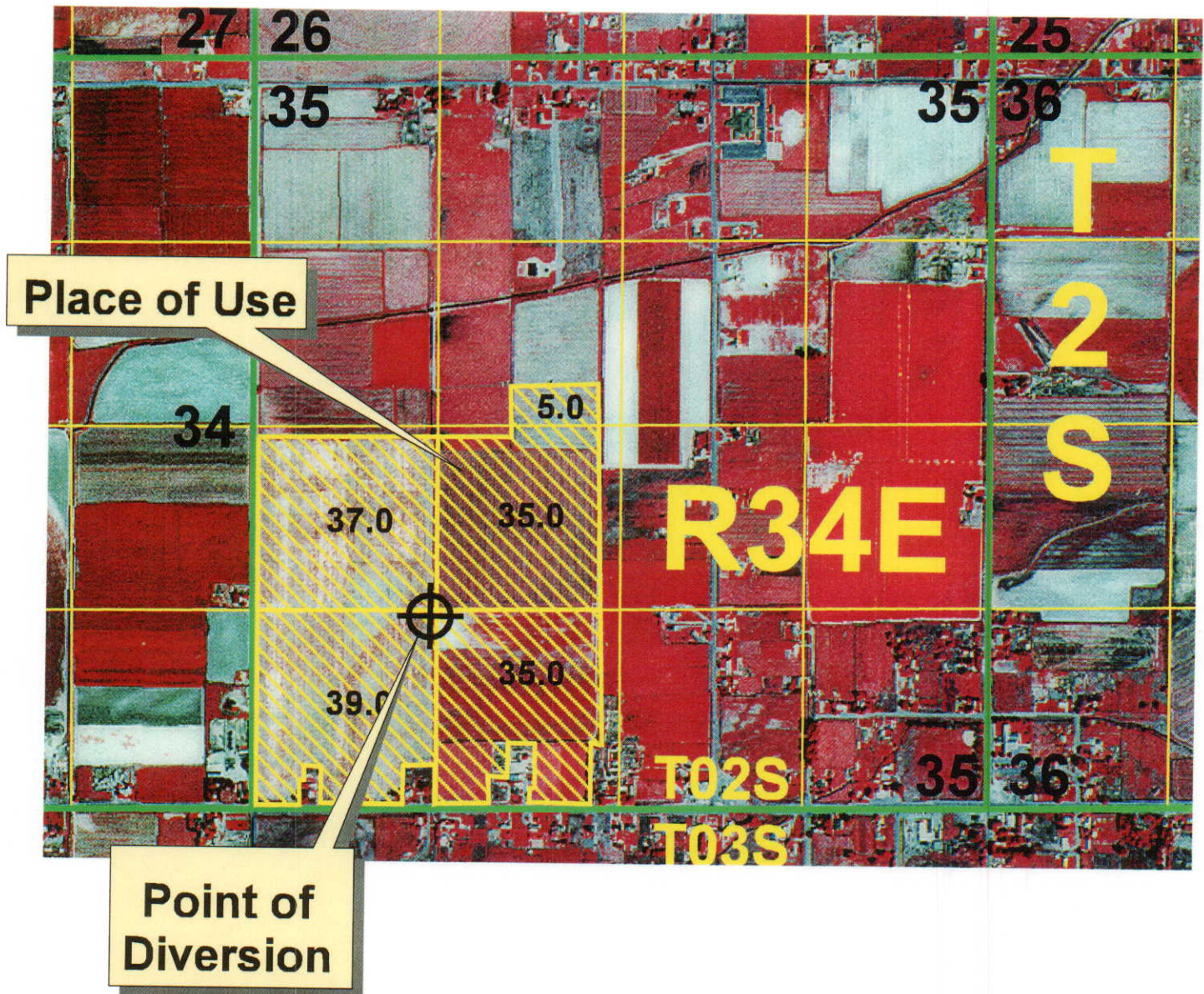
5. THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR RIGHT.
6. THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 35: WATER RIGHT NO. SOURCE NONE NONE THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 35 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO. SOURCE NONE NONE ALL WATER RIGHTS WITHIN BASIN 35 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.
7. USE OF THIS RIGHT IS COMBINED WITH WATER FROM DANSKIN DITCH CO.

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? NO

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer will be irrigated using Danskin Ditch Co. shares

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive NO years of non-use?



SEC 35, T02S, R34E

35-7602B

35-7717

35-12922

CHANGES IN NATURE OF USE

New Nature of UseAmount(cfs/af-ft)Hours/days/yearPeriod of Use

to

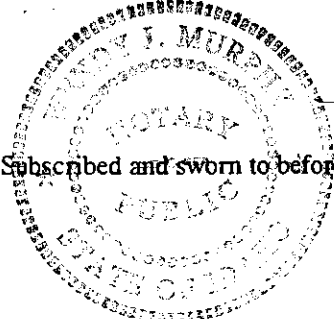
to

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.



[Signature]
(Signature of Applicant)

Subscribed and sworn to before me this 28th day of December, 20 01.

Wendy J. Murphy
(Notary Public)

My commission expires 6/23/06

FOR DEPARTMENT USE ONLY

Transfer contains 10 pages and 2 attachments

Received by KCW Date 12/28/2001 1215 hrs Protest filed by _____

Prelim. Check by _____ Fee \$290.00 E021355

Receipted by KCW Date 12/28/2001

Published in Morning News Copies of protest forwarded by _____

Pub. Dates Jan 17 & 24, 2002 Hearing held by _____ Date _____

Watermaster recommendations requested on _____ Recommended for ☒ approval ☐ denial

_____ received _____ by RDC

Copy of transfer sent to lien holder _____

414854

QUITCLAIM DEED OF WATER RIGHTS

Darrell A. Wilson and Gwen Wilson of 31 South 500 West, Blackfoot, Idaho quit claim and relinquish all right title and interest in water right licenses 35-07717 and 35-07602B and/or A35-07717 to Neil and Julia Morgan of 762 West Highway 39 Blackfoot, Idaho.

Said water right is currently being used in Section 35 T 2 S. R 34 E.B.M. Bingham County, Idaho.

Dated. 12-9-93

Darrell A. Wilson
Gwen M. Wilson

State of Idaho, County of Bingham

On this 9th day of April, 1993 before me, a notary public in and for said State, personally appeared Darrell A. Wilson and Gwen Wilson known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Theresa L. Parkman
Notary public

Residing at Blackfoot, Idaho.Comm. Expires Nov 10, 1998

414854

RECEIVED

FEE \$3.00 8JP

93 APR 12 AM 9:54

Neil Morgan

762 W Hwy 39

Blackfoot

2001

ATTACHMENT T 69637
1 OF 2

15:27:09
12/28/2001

TAX MASTER INQUIRY - AUDREY PORTER, TAX COLLECTOR
TX0040 501 N MAPLE #210
BLACKFOOT ID 83221-1700
208-785-8040

I STATUS - TAX MAY NOT APPLY
PMPKEY: RP 0220700 A YEAR 2001
TYPKEY: RP0220700 A
NAME WILSON, DARRELL A

BILLED TO: WILSON, DARRELL A
CODE AREA 900 ACCOUNT TYPE
BANK FLB OWNER PUP

BILL# 7363

ADDRESS 31 S 500 W

BLACKFOOT ID 83221

LEGAL T2S R34E SEC 35
T-9349

MARKET VALUE 24,815
HARDSHIP
HOMEOWNER
NET MARKET 24,815
TAX AMOUNT 371.30
LESS: CIRCUIT
PLUS: SPECIALS
NET TAX BILLED 371.30
TAX PAYMENTS 371.30
TAX CANCELLED
SPEC CANCELLED
REMAINING TAX DUE

T 69637
ATTACHMENT 2 OF 2