

POOR ORIGINAL

Creek water to be transferred

Willolite Pond to be served by:

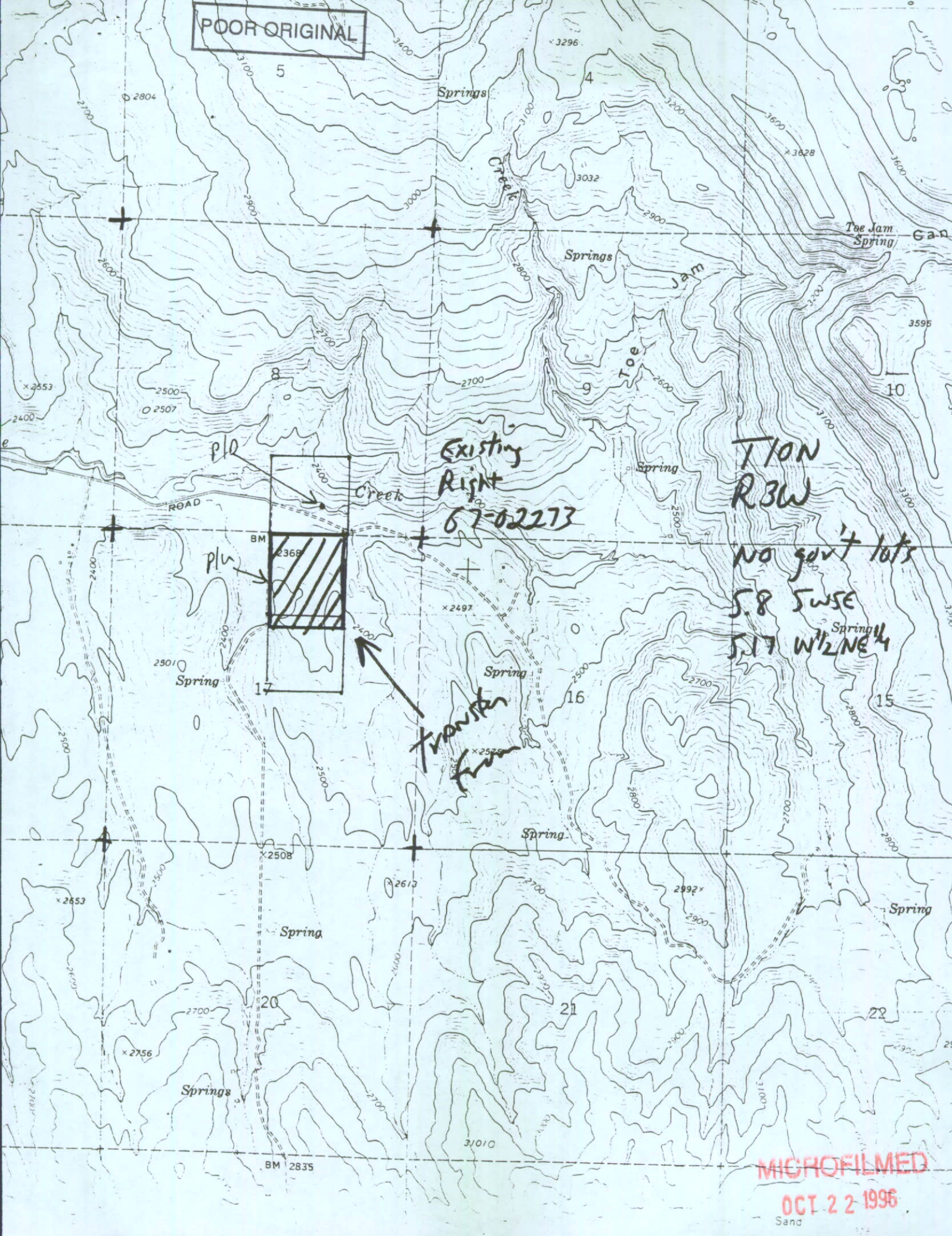
67-02273 Cove Ck. (transfer)

67-07987 well (permit; amend app)

SL 7/5/95

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T10N
R3W

no gov't lots
5.8 SWSE
5.17 W1/2 NE 4

Existing
Right
67-02273

Transfer
from

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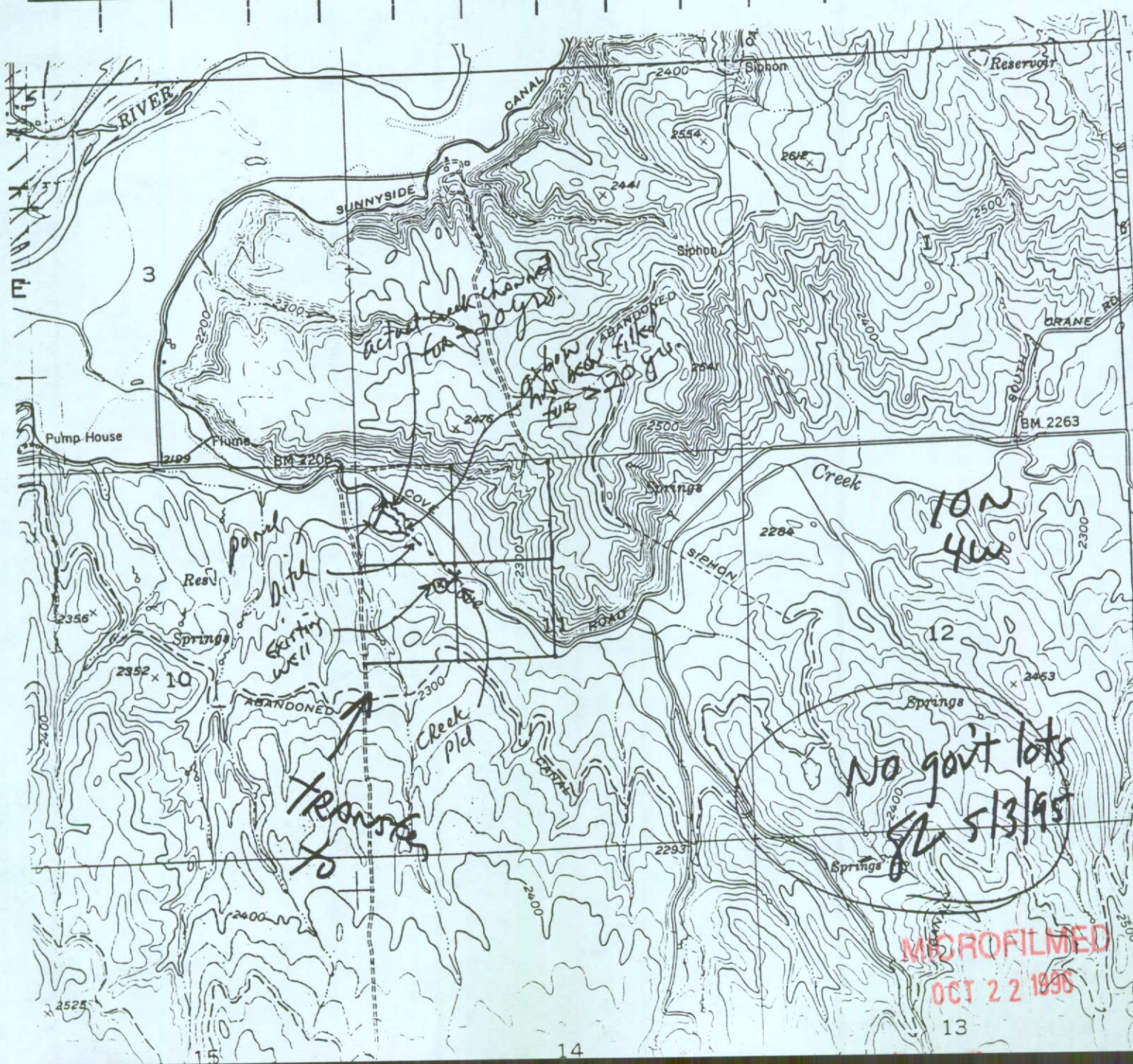
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Sand

POOR ORIGINAL

Copy from Appl. for Permit 67-07987. Creek pld deleted
from 67-07987 and replaced with Transfer Application of
67-02273. Result: 67-02273 creek } to pond, all year,
67-07987 well } wildlife use

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



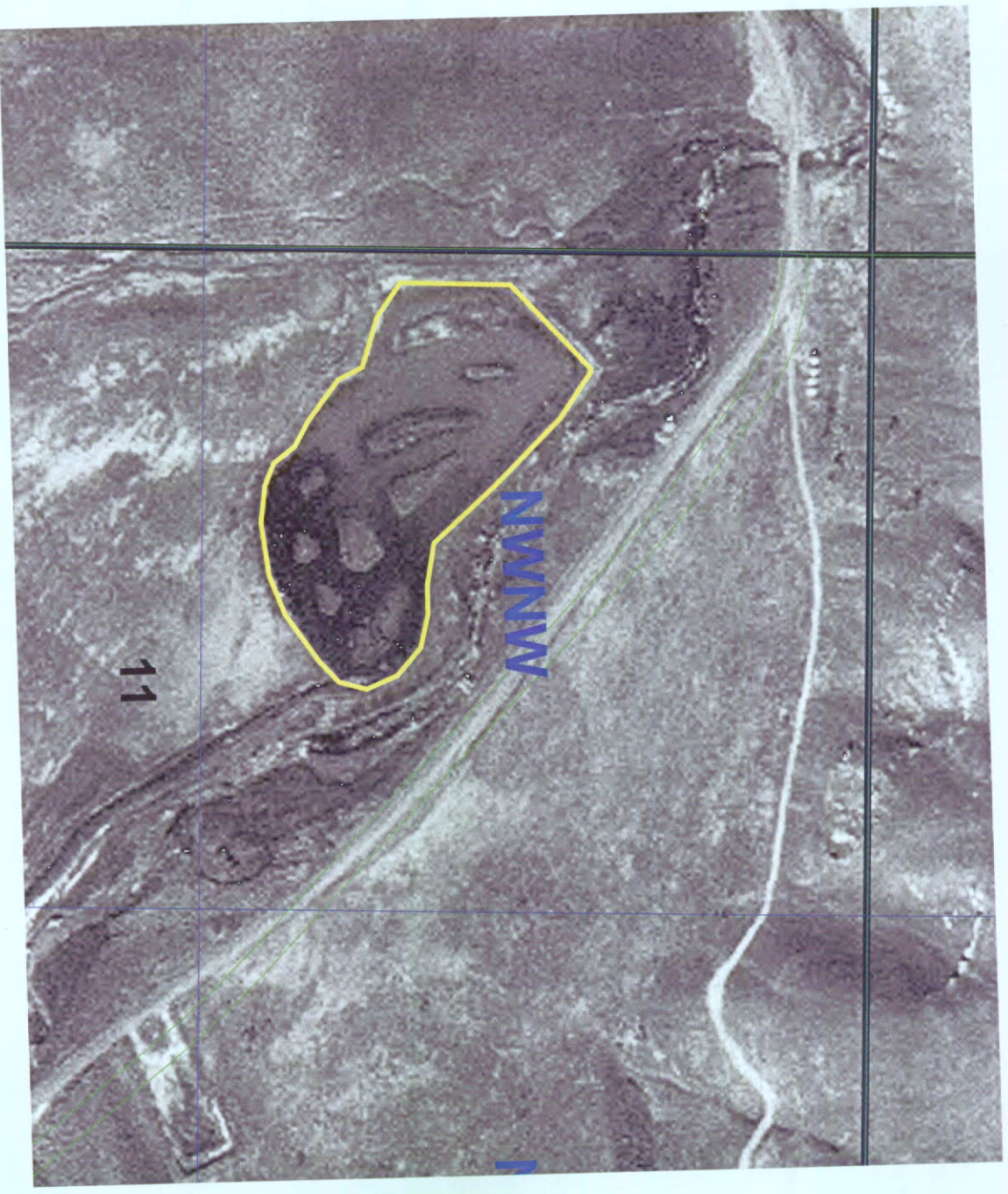
Idaho Department of Water Resources

67 - 2273

Legend

-  Claim 67-2273 POU
-  Washington taxlots
-  Sections
-  Quarter Quarter

T 10N, R 04W, Section 11



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A67-02273**
Date Received: 10/10/1989
Receipt No: M004858
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: CLYDE S GRAFE 208-549-3405
Address: 2279 COVE RD
WEISER ID 83672

2. Date of Priority: MAY 27, 1959

3. Source: COVE CREEK Trib. to: WEISER RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	04W	11	SW	NW			WASHINGTON
			SE	NW			WASHINGTON

5. Description of diverting works:
HEADGATE & DITCH TO POND.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
WILDLIFE	01/01	12/31	0.520		190.00
WILDLIFE STORAGE	01/01	12/31			10.00
DIVERSION TO STORAGE	01/01	12/31	0.520		

7. Total Quantity Appropriated is:
0.520 C.F.S. (and/or) 200.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
WILDLIFE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	04W	11	NW	NW		WILDLF	

11. Place of use in counties: WASHINGTON

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
67-07987

14. Remarks:

CLAIM AMENDED PER TRANSFER NO. 4670 APPROVED 12/4/1995.

AFTER SPECIFIC NOTIFICATION BY THE DEPT., THE RT. HOLDER SHALL ANNUALLY REPORT THE AMOUNT OF WATER DIVERTED TO THE DEPARTMENT.

A SEPARATE STREAM ALTERATION PERMIT FROM THE IDWR IS REQUIRED FOR ANY ACTIVITY IN THE STREAM CHANNEL OTHER THAN CONSTRUCTION AND/OR MAINTENANCE OF THE DIVERSION STRUCTURE. IF THE PROPOSED CONSTRUCTION OR OPERATION INVOLVES CONSTRUCTION OF AN OUTFALL OR ANY OTHER WORK IN THE STREAM CHANNEL OTHER THAN A WATER DIVERSION THE RT. HOLDER SHALL CONTACT THE DEPT. AND OBTAIN A STREAM CHANNEL ALTERATION PERMIT PRIOR TO THE START OF CONSTRUCTION.

THE DIVERSION WORKS SHALL BE CONSTRUCTED IN A MANNER THAT WILL PROTECT STREAM VALUES AND NOT INTERFERE WITH OTHER COVE CREEK DIVERSIONS.

INJECTION OF WATER FROM COVE CREEK INTO ANY WELL IS SPECIFICALLY PROHIBITED.

SINGLE POINT OF DIVERSION IS LOCATED ON OR NEAR THE LINE BETWEEN SWNW AND SENW, S11, T10N, R04W.

SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE COPY OF APPROVED TRANSFER NO. 4670 IN FILE. KW 3/25/96

15. Basis of Claim: LICENSE

Water Right Number: 28061

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 4670
WATER RIGHT NO. 67-02273

RECEIVED
DEC 07 1995

WATER RESOURCES
WESTERN REGION

This is to certify that: **CLYDE S GRAFE**
2279 COVE RD
WEISER ID 83672

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
WILDLIFE	01/01 to 12/31	0.52 CFS	190.0 AF
WILDLIFE STORAGE	01/01 to 12/31		10.0 AF
DIVERSION TO STORA	01/01 to 12/31	0.52 CFS	
	Totals	0.52 CFS	200.0 AF

SOURCE

COVE CREEK

TRIBUTARY OF

WEISER RIVER

Priority: 05/27/1959

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 11, Township 10N, Range 04W
SEnw , Sec. 11, Township 10N, Range 04W
WASHINGTON County

PLACE OF USE: WILDLIFE

TWN RGE SEC

10N 04W 11

NWNW

CONDITIONS OF APPROVAL AND REMARKS

- R04 1. Use of water under this water right will be regulated by the watermaster of State Water District No. (67)
- R43 2. A measuring device and lockable controlling works of a type approved by this Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

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TRANSFER NO. 4670
WATER RIGHT NO. 67-02273

CONDITIONS OF APPROVAL AND REMARKS

- 3. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
- 4. A separate stream alteration permit from the IDWR is required for any activity in the stream channel other than construction and/or maintenance of the diversion structure. If the proposed construction or operation involves construction of an outfall or any other work in the stream channel other than a water diversion, the right holder shall contact the Department and obtain a Stream Channel Alteration permit prior to the start of construction.
- TOT 5. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- TOT 6. 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.
- TOT 7. 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.
- 8. The diversion works shall be constructed in a manner that will protect stream values and not interfere with other Cove Creek diversions.
- 9. Injection of water from Cove Creek into any well is specifically prohibited.
- 10. Single point of diversion is located on or near the line between SWNW and SENW, S11, T10N, R04W.

Dated this 4th day of December, 1995.

A. Glen Saxton
Chief, Water Alloc. Bureau

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Post Office address 2279 Cove Rd. Weise ID 83672

Total acres OCT 22 1996

ALSO SEE REMARKS - PG. 2

PART 1

6. General Information:

a. Description of diversion system
Headgate is built to pump, co-mingle water (via Aft.) from well to 67-07987 for wildlife use; return flow from pond to creek (will need Station Channel Alteration Report for return flows).

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:
There is a meadow water right and still two wells on site. Records of well CFS should be at your office. Note Melba water right should also be at office.

d. Remarks:
Appl. 67-07987 proposed creek plus well to pond. Application is protected - Applicant seeks replacement of creek water via transfer in effort to resolve prior project with HIP project with IDF's assistance. 67-07987 will only cover the wells as needed. Total water use under 67-02273 & 67-07987 limited to 1.00 cfs and 10 at storage pond.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____, subject to the following limitations and conditions:
And said application is hereby _____

Witness my hand this _____ day of _____ 19 _____

POOR ORIGINAL

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. 67-02273 issued by the Idaho Department of Water Resources.
- c. Claim No. on file with the Idaho Department of Water Resources.
- d. Transfer No. 3627 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 Cove Creek tributary to Weiser River4. Date or priority 5/27/1959

5. Water is used for the following purpose:

amount .52 for Irrigation purposes from 3/15 to 11/15
(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 .52 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
		SW	SE	8	10N	3W	Washington	

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	
10N	3W	~~8~~ 17		40	4														44.5

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Total acres

44.5 (or 45 A
per standard
rounding)

9. Describe any other water rights used for the same purpose as described above

67-04492 Cove Cr. (15 ac. NWR) & 67-07541 (includes all 45 ac. over listed above)

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 67-02273

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.52 CFS	200.0 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
COVE CREEK	WEISER RIVER

Priority: 05/27/1959

LOCATION OF POINT(S) OF DIVERSION:SWSE , Sec. 8, Township 10N, Range 03W
WASHINGTON CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
10N	03W	17	NWNE 40	SWNE 4.5		44.5
Total number of acres irrigated:						44.5

CONDITIONS/REMARKS:

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 67.
2. The use of water on the lands to which the above referenced water rights were appurtenant is hereby abandoned and failure to put the water to beneficial use within five (5) years of the date of the approval of this transfer on the new land identified under item B.5 shall constitute loss or forfeiture of the water rights.
3. TRANS. 3627. INJECTION OF WATER FROM COVE CK. INTO ANY WELL IS SPECIFICALLY PROHIBITED. WATER SHALL BE DIVERTED UNDER THIS RT. AT THE NEW POINT OF DIVERSION IN THE SWSE, S8, T10N, R3W ONLY DURING PERIODS WHEN WATER WOULD HAVE BEEN AVAILABLE AT THE ORIGINAL LOCATION IN THE NWNW, S11, T10N, R4W. THE OWNER OF THIS RIGHT HAS THE RESPONSIBILITY TO PROVIDE ANY WEIRS NEEDED TO MAKE THIS DETERMINATION OF AVAILABILITY AS DESIGNATED BY THE DEPT. & BY THE WATERMASTER OF WATER DISTRICT 67. NO WATER SHALL BE DIVERTED UNDER THIS RIGHT UNTIL A MEASURING DEVICE & LOCKABLE CONTROLLING WORKS FOR USE BY THE WATERMASTER HAVE BEEN INSTALLED. THIS RIGHT IS SUBJECT TO ALL PRIOR WATER RIGHTS & DOWNSTREAM JUNIOR WATER RIGHTS FOR THE PURPOSE OF WATERING STOCK FROM THE STREAM BETWEEN THE ORIGINAL POINT OF DIVERSION AND THE NEW POINT OF DIVERSION.

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OCT 22 1996

POOR ORIGINAL

Page 5 of

Transfer No.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
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.

See attached maps (3)

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OCT 22 1996

B. CHANGES IN NATURE OF USE

New Nature of Use

water

Amount
(cfs/ac-ft)
.52

Hours/days/year

Period of Use

Feb. to Dec.

PART 3

Transfer No.

Page 6 of

2. Quantity and quality of return flows and location of discharge:

water quality will be improved because of sediment load being deposited in pond and location is Town Park Sec 11 NW 1/4

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

Change from irrigation use to wildlife use.

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 denial of its approval.

(Signature of Applicant)

14 day of July

Subscribed and sworn to before me this

(Notary Public)

9-16-98

My commission expires

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and attachments

Received by

Date

7-17-95

Prelim. check by

Fee

\$100

Received by

Date

7-17-95

Published in

Pub. dates

Watermaster recommendation requested on

Recommended for

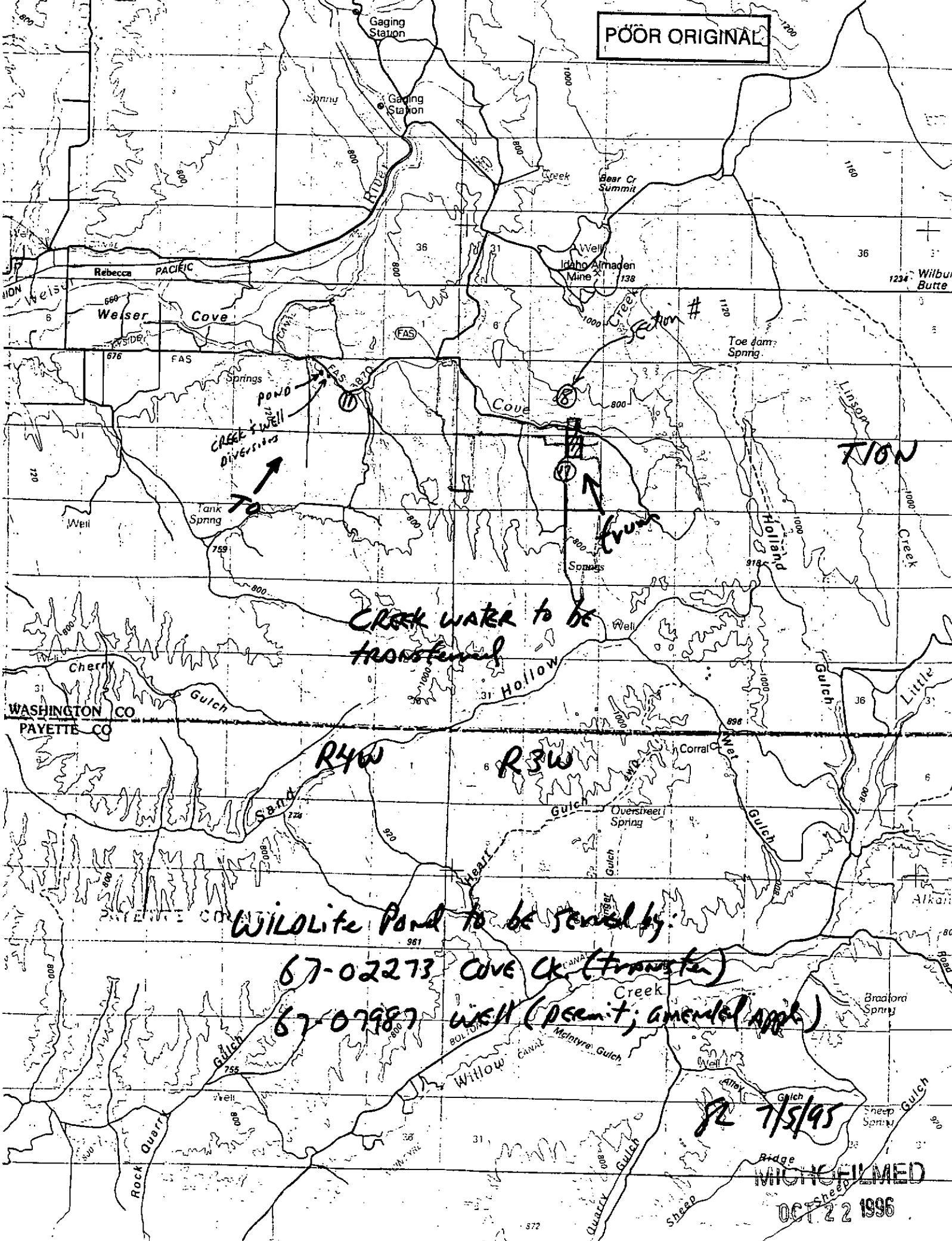
☐ approval ☐ denial

by

rec'd.

Copy of transfer sent to lien holder

POOR ORIGINAL



Creek & well
diversions

To

from

Creek water to be
transferred

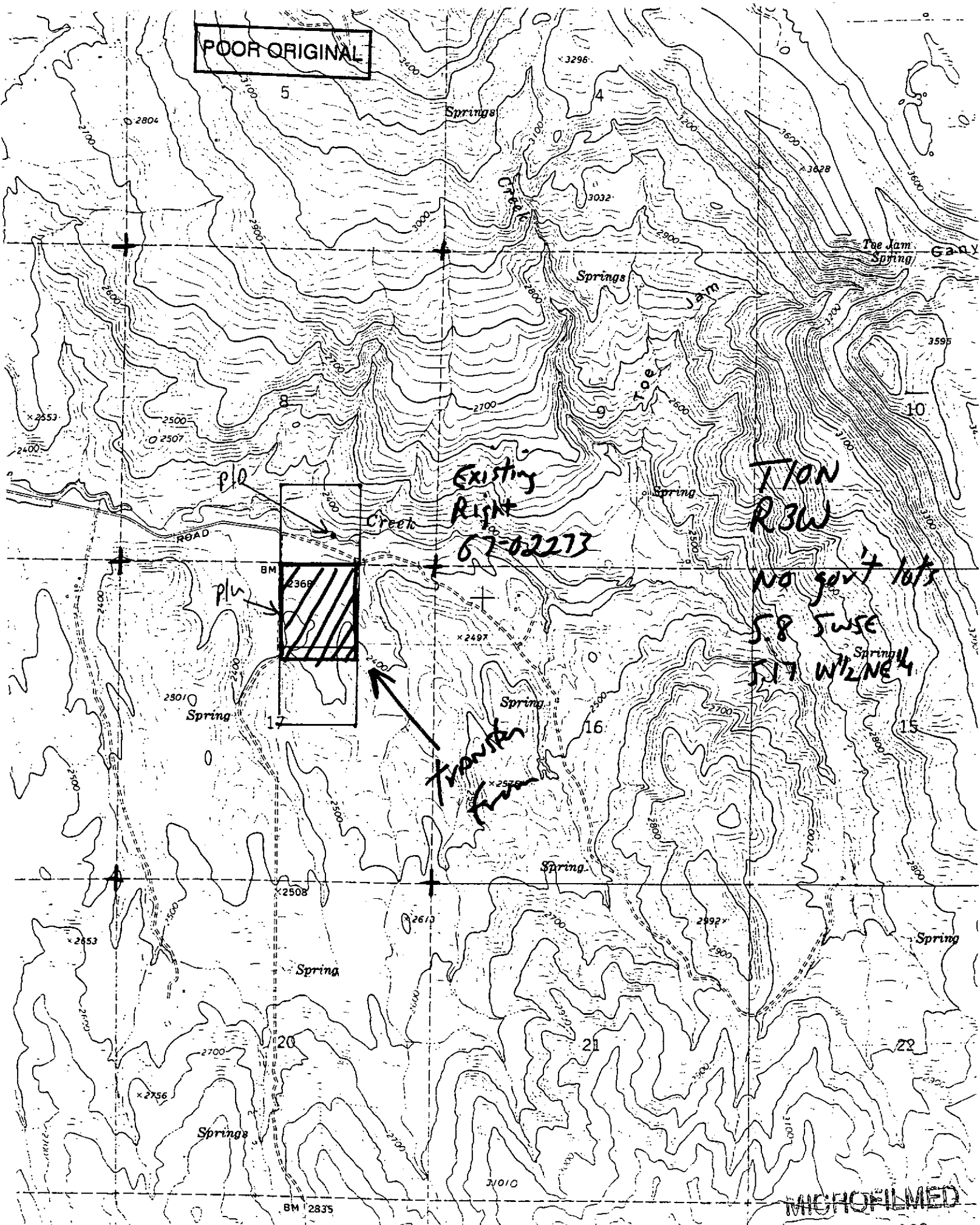
Wilolite Pond to be served by:

67-02273 Cove Ck (transfer)
67-07987 well (permit; amend app)

8/2 7/5/95

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T10N
R3W

No govt lots
5.8 SWSE
5.17 W1/2 NE 1/4

Existing
Right
67-02273

Transfer

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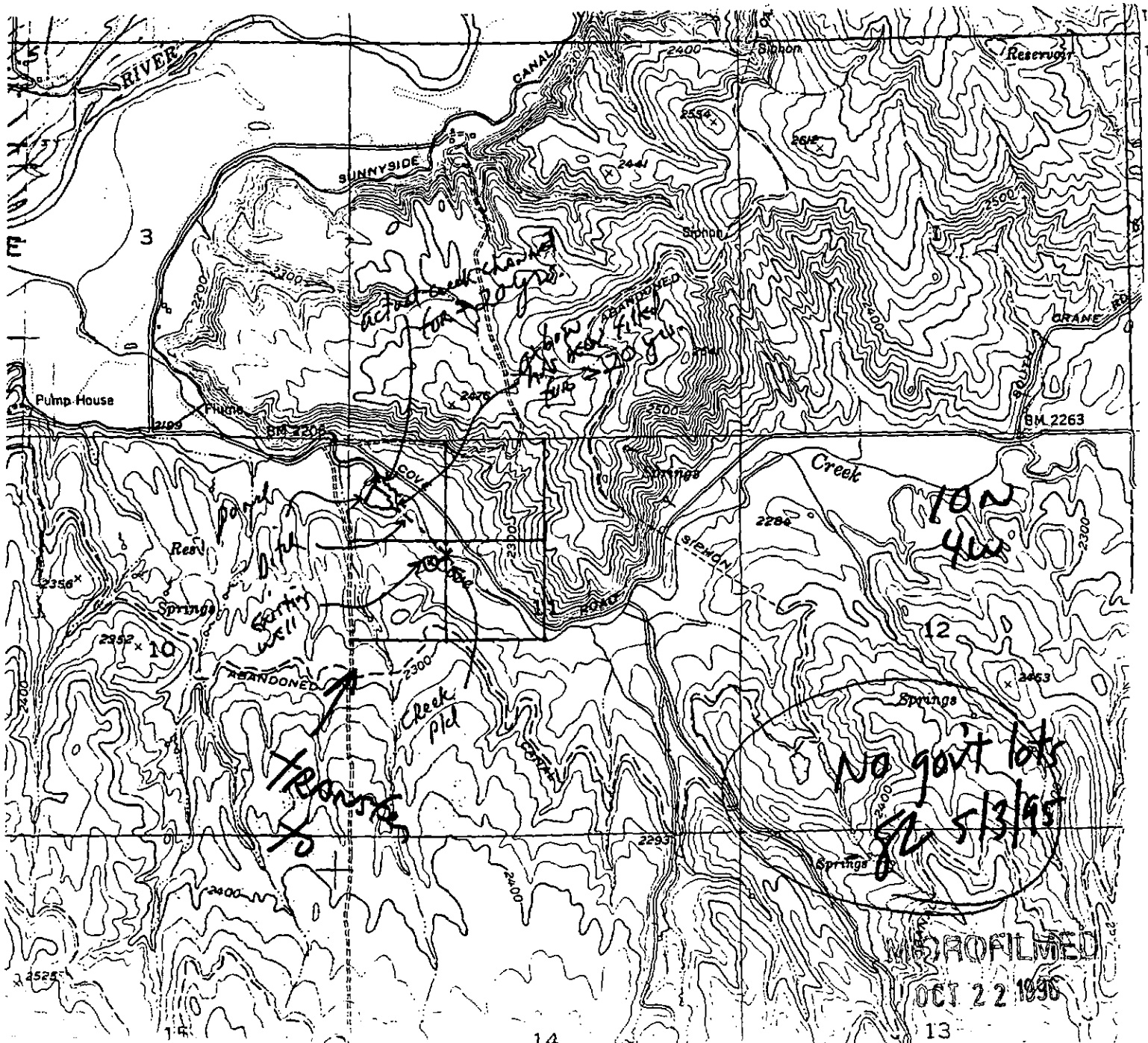
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Sand

POOR ORIGINAL

Copy from Appl. for Permit 67-07987. Creek pld deleted
from 67-07987 and replaced with Transfer Application of
67-02273. Result: 67-02273 creek } to pond, all year,
67-07987 well } wildlife use

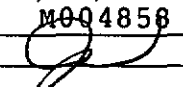
13. Map of proposed project show clearly the proposed point of diversion, place of use, section number, township and range number.



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A67-02273
Date Received: 10/10/1989
Receipt No: M004858
Received By: 

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CLYDE S. GRAFE 208-549-3405
Address: 2279 COVE RD.
WEISER, ID 83672
2. Date of Priority: MAY 27, 1959
3. Source: COVE CREEK Trib. to: WEISER RIVER
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|------------|
| 10N | 03W | 8 | SW | SE | | | WASHINGTON |
5. Description of diverting works:
DIV. DAM IN CK. W/PUMP AND PIPELINE FOR SPRINKLER IRRIG.
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.520 | | 200.00 |
7. Total Quantity Appropriated is:
0.520 C.F.S. (and/or) 200.00 A.F.A.
8. Total consumptive use is 157.5 Acre Feet Per Annum.
9. Non-irrigation uses:
NONE.
10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
10N	03W	17	NW	NE		IRR	40.0
			SW	NE		IRR	5.0
Section Acres							45.0

A67-02273

Page 1

Date: 10/10/89

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OCT 01 1992

10. Place of Use: Continued

Total Acres 45.0

11. Place of use in counties: WASHINGTON

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE.

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 28061

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not + wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 0

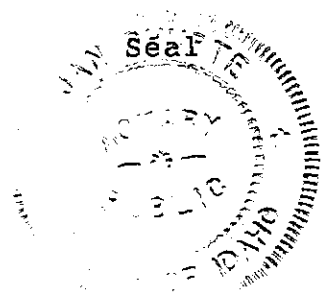
For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Charles E. Jaffe Date: 10/10/89
Date: _____

State of Idaho)
County of AOA) SS.

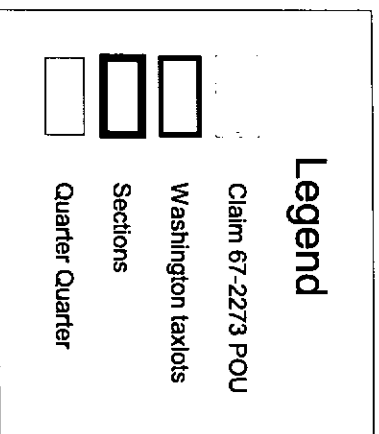
Subscribed and sworn (or affirmed) before me this 10th day
of October 19 89 Jan Shute
Notary Public



Residing at Meridian ID
My Commission Expires 9-14-94

Idaho Department of Water Resources

67 - 2273



T 10N, R 04W, Section 11

