

COPY

1998 MAY 22 PM 3:46
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

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

In Re SRBA

Case No. 39576

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDINGS

SUB CASE NO. 36-07318, 36-07318A,
36-07318B, 36-07318C, 36-07318D,
36-07318E

IDWR has completed the following Administrative proceeding: I.C. § 42-222 TRANSFER

An Administrative Proceeding pursuant to I.C. § 42-222 has been completed. The following changes have been made to the water right(s):

☐ Change in Ownership
☒ Point of Diversion
☒ Period of Use

☒ Split of Water Right
☒ Place of Use
☒ Nature of Use

FROM: Claimant/Seller(s):

Name and Address of Claimant/Seller(s):

TO: Claimant/Purchaser(s):

Name and Address of Claimant/Purchaser(s):

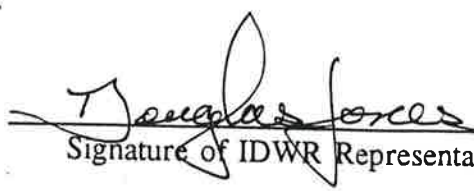
Phone:

Phone:

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 5/8/98


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 5-22, 1998, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant or attorney of record:
Jack Verbree Jr
Margaret Verbree
1574 E 2900 S
Wendell ID 83355
3. One Copy to:
Each party in the subcase or attorney of record:
4. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
5. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

AJ5859NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: MAY-7-1998

PAGE: A-1

RIGHT NUMBER: 36-07318

SPLIT RIGHT: SEE RIGHT NOS. 36-07318A, 36-07318B, 36-07318C,
36-07318D AND 36-07319E.

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: MAY-7-1998
PAGE: A-1

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 36-07318A

NAME & ADDRESS: MARGARET VERBREE
JACK VERBREE JR
1574 E 2900 S
WENDELL ID 83355

SOURCE: GROUNDWATER

QUANTITY: 0.24 CFS
80.8 AFY

PRIORITY DATE: 03/21/1973

POINT OF DIVERSION: T07S R14E S26 SWSE

Within GOODING County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
COMMERCIAL

PERIOD OF USE
01-01 12-31

QUANTITY
0.24 CFS
80.8 AFY

COMMERCIAL USE IS FOR A DAIRY.

PLACE OF USE: COMMERCIAL Within GOODING County
T07S R14E S26 SWSE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE
MAINTAINED AS A PART OF THE DIVERTING WORKS.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: MAY-7-1998
PAGE: A-2

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 36-07318B

NAME & ADDRESS: JACK VERBREE JR
MARGARET VERBREE
1574 E 2900 S
WENDELL ID 83355

SOURCE: GROUNDWATER

QUANTITY: 0.1 CFS
8.8 AFY

PRIORITY DATE: 03/21/1973

POINT OF DIVERSION: T07S R14E S26 SESE Within GOODING County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.1 CFS
	DOMESTIC	01-01 12-31	6.4 AFY
			0.03 CFS
			2.4 AFY

PLACE OF USE: STOCKWATER Within GOODING County
T07S R14E S26 SESE

Place of use for DOMESTIC is same as STOCKWATER

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE
MAINTAINED AS A PART OF THE DIVERTING WORKS.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: MAY-7-1998
PAGE: A-3

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 36-07318C

NAME & ADDRESS: MARGARET VERBREE
JACK VERBREE JR
1574 E 2900 S
WENDELL ID 83355

SOURCE: GROUNDWATER

QUANTITY: 0.09 CFS
43.2 AFY

PRIORITY DATE: 03/21/1973

POINT OF DIVERSION: T07S R14E S26 NESE Within GOODING County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.09 CFS
			43.2 AFY

PLACE OF USE: STOCKWATER Within GOODING County
T07S R14E S26 NESE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE
MAINTAINED AS A PART OF THE DIVERTING WORKS.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: MAY-7-1998

PAGE: A-4

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 36-07318D

NAME & ADDRESS: MARGARET VERBREE
JACK VERBREE JR
1574 E 2900 S
WENDELL ID 83355

SOURCE: GROUNDWATER

QUANTITY: 0.26 CFS
125.6 AFY

PRIORITY DATE: 03/21/1973

POINT OF DIVERSION: T07S R14E S35 SENE

Within GOODING County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
STOCKWATERPERIOD OF USE
01-01 12-31QUANTITY
0.26 CFS

COMMERCIAL

01-01 12-31

54.7 AFY
0.26 CFS
70.9 AFY

COMMERCIAL USE IS FOR A DAIRY.

PLACE OF USE: STOCKWATER Within GOODING County
T07S R14E S35 SENE

Place of use for COMMERCIAL is same as STOCKWATER

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE
MAINTAINED AS A PART OF THE DIVERTING WORKS.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: MAY-7-1998
PAGE: A-5

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 36-07318E

NAME & ADDRESS: JACK VERBREE JR
MARGARET VERBREE
1574 E 2900 S
WENDELL ID 83355

SOURCE: GROUNDWATER

QUANTITY: 0.05 CFS
10.4 AFY

PRIORITY DATE: 03/21/1973

POINT OF DIVERSION: T07S R14E S25 NWSWNW Within GOODING County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-01 10-31	0.05 CFS
			10.4 AFY

PLACE OF USE: IRRIGATION Within GOODING County
T07S R14E S25
2.6 ACRES TOTAL SNNW 2.6

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE
MAINTAINED AS A PART OF THE DIVERTING WORKS.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

May 22, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JACK VERBREE JR
MARGARET VERBREE
1574 E 2900 S
WENDELL ID 83355

RE: SRBA Claim(s) 36-07318

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

/tf

AJ0749NP
No. R36-07318B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 05/06/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MARGARET VERBREE	03/21/1973	STOCKWATER	01-01 12-31	0.10 CFS	6.40 AFA
C	JACK VERBREE JR 1574 E 2900 S WENDELL ID 83355 (208) 536-2732		DOMESTIC	01-01 12-31	0.03 CFS	2.40 AFA
TOTAL DIVERSION:					0.10 CFS	8.80 AFA
D	KUNIE HIRAI					
D	JACK J HIRAI					
X	ID 00000					

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T07S R14E S26

SESE

GOODING County

Place of use Legal Description for: STOCKWATER

	NE				NW				SW				SE			
	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T R S	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac	: Lt Ac
07S 14E 26	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	S :

Place of use location for DOMESTIC is the same location as described for: STOCKWATER

POU County: GOODING

Conditions of Approval:

- M01 - A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE
- MAINTAINED AS A PART OF THE DIVERTING WORKS.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

Southern AJ

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 5048
WATER RIGHT NO. 36-07318B

RECEIVED

JAN 27 1998

Department of Water Resources
Southern Region

This is to certify that: **MARGARET VERBREE**
JACK VERBREE JR
1574 E 2900 S
WENDELL ID 83355

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>
STOCKWATER	01/01 to 12/31	0.10 CFS	6.4 AF
DOMESTIC	01/01 to 12/31	0.03 CFS	2.4 AF
	Totals	0.10 CFS	8.8 AF

SOURCE

GROUNDWATER

Priority: 03/21/1973

LOCATION OF POINT(S) OF DIVERSION:

SESE , Sec. 26, Township 07S, Range 14E
GOODING County

PLACE OF USE: STOCKWATER

TWN RGE SEC

07S 14E 26 SESE

PLACE OF USE: DOMESTIC, same as STOCKWATER use

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

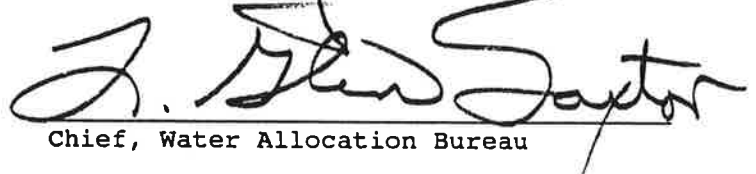
TRANSFER NO. 5048
WATER RIGHT NO. 36-07318B

CONDITIONS OF APPROVAL AND REMARKS

5. 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.
6. A measuring device of a type approved by this Department shall be maintained as part of the diverting works, or upon notification the right holder shall measure and annually report diversions of water and/or other hydrologic and system information as required by Section 42-701, Idaho Code.
7. 11.2 afa, a portion of the previously authorized annual diversion volume under 36-07318B, shall be considered abandoned through approval of Transfer 5048.
8. The remainder of Right 36-07318 after approval of Transfers 5047, 5048, 5049 and 5050 changing portions of the right to stockwater and commercial uses is identified as 36-07318E, and is limited to a diversion rate of 0.05 cfs, an annual diversion volume of 10.4 af, and irrigation of 2.6 acres each year.
9. The acres which are no longer authorized for irrigation under Right 36-07318E after approval of Transfers 5047, 5048, 5049 and 5050 are specifically described as follows: 30 acres within the NWNW and 37.4 acres within SWNW, S25, T07S, R14E.

Dated this 21st day of

January, 1998


Chief, Water Allocation Bureau

MEMORANDUM

TO: FILE 36-07318(B)

FROM: PAM SKAGGS/^{PS}STATE OFFICE

SUBJECT: TRANSFER 5048

DATE: January 16, 1998

=====

This is the second of four transfers changing a portion of Right 36-07318 to other uses, splitting the right into Parts A thru E. Transfer 5048 changes the point of diversion, place, nature and season of use to provide additional water for existing stockwater and domestic uses. The associated commercial use is described under Part A of the right.

The transfer proposes to use the full diversion rate and reduced diversion volume associated with 5.0 acres of irrigation for the new uses. Recommended conditions include drilling permit requirements, water quality, measuring device/subject to annual reporting, abandoned portion/volume, remaining irrigation portion following approval of all 4 transfers (5047/48/49/50) and standard transfer conditions.

Change in Nature of Use Evaluation

Transferred Portion before changes.

			Div.Vol./C.U.Vol.
0.10 cfs	Irrigation	5.0 acres	20.0 afa/15.0 afa

Transferred Portion after changes

0.10 cfs	Stockwater	(5.0 acres)	6.4 afa/ 0.9 afa
0.03 "	Domestic	" "	2.4 afa/ 2.4 afa*
0.10 cfs	Stock./Dom.	(5.0 acres)	8.8 afa/ 3.3 afa

Transfer reduces annual diversion and consumptive use volumes under this portion of the right.

* Domestic consumptive use estimated using the maximum allowable irrigation associated with 2 homes. It is more likely to actually be a lesser amount.

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

Transfer No. 5048

Name of Applicant Jack Verbrue Jr, & Margaret Verbrue Phone 536-2732 home
536-5608 office
Postal address 1574 E 2900 S City Wendell St ID Zip 83355

A. PURPOSE OF THE TRANSFER

1. ☒ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☒ Change nature of use ☒ Change period of use ☒ Other Split right
2. Describe reason for the proposed changes: Convert right from irrigation to stockwater/commercial/
domestic use at 2 existing dairies. This transfer covers the stock/domestic well at
Dairy #1 that is east of the dairy barn.

B. DESCRIPTION OF RIGHT(S), OR PORTIONS THEREOF, AFTER THE REQUESTED CHANGE (or ☐ see Attachment _____)

1. Right No.	Priority	Amount (cfs, ac-ft)	Nature of use	Period of Use
<u>X36-073/88</u>	<u>3-21-1973</u>	<u>0.10/6.4</u>	<u>Stockwater</u>	<u>1-1 to 12-31</u>
		<u>0.03/2.4</u>	<u>Domestic</u>	<u>" to "</u>
				<u>to</u>
				<u>to</u>

2. Total diversion rate/volume being transferred: 0.10 cfs and/or 8.8 ac-ft per annum

3. Source of water: Groundwater, tributary to: _____ (or ☐ see Attachment _____)

4. Points of diversion (or ☐ see Attachment _____):

Twp.	Rge.	Sec.	1/4	1/4	1/4	Lot	County	Local diversion name / Local landmark
<u>7S</u>	<u>14E</u>	<u>26</u>		<u>SE</u>	<u>SE</u>		<u>Gooding</u>	<u>Well #2 at Dairy #1</u>

5. Lands irrigated or place of use (or ☐ see Attachment _____):

Twp	Rge	Sec	NE				NW				SW				SE				Total
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
<u>7S</u>	<u>14E</u>	<u>26</u>																<u>D, S</u>	

Total acres _____

Permissible place of use, actual acreage irrigated not to exceed _____ acres per year.

PART 1, CONTINUED

Transfer No. 5048

6. General information:

a. Description of new diversion system (or ☐ see Attachment 1): Existing well, 3 hp pump, lines to stock troughs & 2 homes with lawns

b. Remarks (or ☒ see Attachment 1):

PLEASE READ THIS SECTION CAREFULLY

Is there a current lien, mortgage or deed of trust on the property? Yes No
If yes, please complete Part 2, item 6.

Has any portion of this right(s) undergone a period of 5 or more consecutive years of non-use? Yes No
If yes, please attach an explanation of circumstances and label it as noted in Part 2, item 9(g).

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 right(s), and that the information contained in this application is true to the best of my knowledge. I understand that I am responsible for the accuracy and completeness of the application even though I may have been assisted in the preparation of the application.

I understand that any willful misrepresentation made in this application may result in voiding the transfer approval.

Margaret Werbee
(Signature and Title of Applicant)

Subscribed and sworn before me on this 27th day of March, 19 97.

(Signature of Notary Public) J. B. Stanton

(seal)

My commission expires: 10-25-2000

FOR DEPARTMENT USE ONLY

Transfer contains 7 pages and 1 attachments

Received by J. B. Stanton Date 3-27-97 Fee \$100.

Received by J. B. Date 3-27-97 # 5019970

RECEIVED

APR 08 1997

Department of Water Resources
Southern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 5048

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. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. X36-07318 on file with the Idaho Department of Water Resources.
- d. Transfer No. 4016 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 Groundwater tributary to _____4. Date or priority 3-21-1973

5. Water is used for the following purpose:

amount 1.40 cfs for Irrig. purposes from 4-1 to 10-31
(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 1.40 cubic feet per second and/or 280.0 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	SW	NW	25	75	14E	Gooding	

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	
75	14E	25						30	40										70

Total acres 70

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

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.10 cfs for Irrig. purposes from 4-1 to 10-31
 (cfs/ac-ft) 8.8 AFA for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

2. Point(s) of Diversion: Same as 2.A.7.

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. 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	
<u>7S</u>	<u>14E</u>	<u>25</u>							<u>5</u>										<u>5</u>

Total acres 5

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change) IF all 4 transfers are

1. amount 0.05 cfs for Irrig. purposes from 4-1 to 10-31 approved
 (cfs/ac-ft) 10.4 AFA for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

2. Point(s) of Diversion: Same as 2.A.7.

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. 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	
<u>7S</u>	<u>14E</u>	<u>25</u>							<u>2.6</u>										<u>2.6</u>

Total acres 2.6

**APPLICATION FOR TRANSFER OF WATER RIGHT
ADDITIONAL DOCUMENTATION
PART 2**

ATTACHED (Required)

- _____ 1. Copy of each right as presently recorded with IDWR (printout of water right or other acceptable record must include Conditions/Remarks).

Complete the following items: prior consultation with IDWR staff is encouraged to simplify preparation (see "IDWR Information Sheet - Filing An Application For Transfer") as necessary for your transfer application. Label each supporting document as an attachment (A, B, etc.). Place a check mark by each item completed.

ATTACHED (enter "✓" or "N/A" for each item as advised by IDWR staff)

- _____ 2. Describe any other water rights used for the same purposes described in Part 2, item 1.
- _____ 3. Written description of present system and changes required to accommodate the proposed transfer.
- _____ 4. Map(s) identifying township, range, section and 1/4-1/4 locations of pertinent items as follows:
- ✓ _____ a) *proposed* water system showing the point of diversion, place of use, and any water conveyances such as ditches or pipelines; show irrigated acres per 1/4-1/4 if proposed; and
- _____ b) *unchanged portion* of water system showing point of diversion, place of use and any water conveyances such as ditches or pipelines.
- _____ c) include a system diagram of the items in 3a and 3b if this is not clear on the map(s).
- ✓ _____ 5. Evidence of water right ownership for entire right or portion of right being transferred. If transferring a portion of right, provide the name and address of the owner (if not the applicant) of the unchanged portion of the right.
- ✓ _____ 6. Notarized statement from holder of lien, mortgage, contract, deed of trust or any other encumbrance on the property agreeing to the transfer.
- ✓ _____ 7. Comments from county planning and zoning organization for county in which proposed water use will occur.
- _____ 8. Comparison between water right as recorded, Snake River Basin Adjudication (SRBA) claim as recorded or current water use practices if any differences exist between any of these three categories. Explain any differences and submit supporting evidence and/or affidavits to substantiate your explanation.

- continued on reverse side -

PART 2, CONTINUED

9. Verification of diversion and beneficial use of water within the previous five year period. Some or all of the following items might apply:

☐ a) most recent agricultural program crop map or aerial photo showing irrigated land before the proposed change

☐ b) pump power records

☐ c) water master records and/or comments if use is within a water district

☐ d) irrigation crop reports

☐ e) reports from other government agencies and/or qualified consultants

☐ f) affidavits from knowledgeable third parties familiar with the history of water use for the water right being transferred

☐ g) describe any defenses to forfeiture - CRP, extension of time, etc

☐ h) other....list other verification documentation for the water right below:

☐ **10. For a change in nature of use of part or all of the water right, complete and attach Part 3 of the transfer application.**

☐ **11. Identify any other documentation that clarifies the transfer application:**

**APPLICATION FOR TRANSFER OF WATER RIGHT
CHANGE IN NATURE OF USE DESCRIPTION
PART 3**

A. CHANGE IN NATURE OF USE

New Nature of Use	Period of Use	Diversion Rate (cfs)	Annual Diversion Volume (acre-feet)	Annual Consumptive Use Volume (acre-feet)
<u>Stockwater</u>	<u>1-1</u> to <u>12-31</u>	<u>0.10</u>	<u>6.4</u>	
<u>Domestic</u>	<u>"</u> to <u>"</u>	<u>0.03</u>	<u>2.4</u>	
	to			

☐ If present water use is other than irrigation, attach an estimate of the annual volume of water that has been consumptively used. Also, provide justification for the estimate.

☒ Attach copy of design report or system design supporting required water flow rates and volumes for the new use. Describe attachment(s):

See IDWR dairy worksheet

If water or waste will be discharged from project, describe quantity, quality and location of the discharge:

Water will be ponded & land applied as needed.

Describe measures that will be taken to prevent impacts to other water uses and water users:

Water Rights On Dairy #1 Well #2

1. Located in SE/SE 8, 26. Pumping capacity at 40 psi = 0.10 cfs
2. Claim 36-10147 covers 1 home + 100 dairy cattle, 0.04 cfs, 1.2 AFA dom
3.9 AFA stockwater. (theoretical volumes)
3. Well serves 4 homes (3 with lawns) + 800 dairy cattle. = 31.4 AFA stock + 4.2 d
4. Permit 36-08667 can be amended to cover 1 home without lawn (0.6 AFA
+ stockwater for 588 dairy cattle (21.1 AFA partial volume based on 0.03 cfs
for recommended Part B of permit).
5. Over remainder of usage (6.4 AFA stockwater, 2.4 AFA domestic, 0.0³~~5~~ cfs dom;
0.1¹⁰~~8~~ cfs stock) with transfer of X36-07318

X36-073/8 Transfer

hrs/day pumping 1. Part A - Dairy #1 barn well, 0.24 cfs & 81.0 AFA for commercial from 20.5
SW/SE S. 26

up hp? 3 2. Part B - Dairy #1 well in SE/SE S. 26, 0.10 cfs & 6.4 AFA stockwater,
102' .10 cfs 12 hrs/day pumping 0.04 cfs & 2.4 AFA domestic from 5.0

up hp? 3 3. Part C - Dairy #1, well in NE/SE S. 26, 0.09 cfs & 43.2 AFA stockwater from 10.8
17' .09 cfs 21 hrs/day pumping

hrs/day pumping 4. Part D - Dairy #2, well in NW/SW S. 25, 0.05 cfs & 35.0 AFA stockwater, 2.6
0.26 cfs & 49.3 AFA commercial from 21.1

hrs/day pumping 5. Part E - Dairy #3, well in SE/NE S. 35, 0.26 cfs & 62.7 AFA from 12.9
combination of stock & comm. use

5. Part E - Dairy #3, well in SE/NE S. 35, 0.26 cfs, 70.9 AFA comm, from 31.4 ac
54.7 AFA stockwater

6. Still need 55.1 AFA for Dairy #3 = 13.8 acres to be dried up from some
other primary groundwater right.

7. Well at commodity barn will only have SRBA right for home & not have any
water rights - none needed.

* 8. Need separate transfers for each water system

9. Fully supply Dairy #3, rest to #2

Verbee

T 2000 7:00 PM 2000 - 11:00

550 permitted = 1550 extra

36-8667 1. Dairy #1 - 75 14E S. 26 SW/SE, 700 existing + 1400 new. 1 well at barn for in-barn use only. milk 3x a day. rainbirds in floor. 5 hp at 9 psi,

36-10147 2. Dairy #1 - ^{3 w/lawn} domestic well, 4 homes, 800 milking animals ^{8.8 ac} 31.4 AFA.

~~36-8668~~ 3. Dairy #1 - ^{claim 300 by claim} 1 home, 1300 milkers, 300 dry stock ^{10.8 ac} 43.2 AFA ^{14 13.8 ac} 59.0 AFA.

~~36-8669~~ ^{need 254 more} 4. Dairy #1 - commodity barn well, 700 dry stock, 1 home ⁴ 9.4 AFA ^{2.5 ac} 41.2 AFA.

5. Dairy #2 - 75 14E S. 25 NW/SW. ⁶ 700 milkers now, 800 new. 1 existing well. 5 hp 9 psi, rainbirds, 3x a day, ⁴³⁰ 430 permitted = 937 new

~~36-8670~~ 6. Dairy #3 - 75 14E S. 35 SENE, ¹¹⁵⁰ 1300 milkers, ⁴⁵⁰ 500 dry, 1 well. 5 hp, 9 psi 3x a day, rainbirds.

7. Acres needed - 114 on dairies, 25.3 on stock wells

Barn Well A. Dairy #1 - 31.5 AFA commercial permitted, 112.5 AF total = 81 AF needed = 20 ac
Well #2 B. Dairy #1 - has claim for 100 dairy + 1 home, need 700 dairy + 3 homes more (2 w/lawn) = 27.4 AF ^{3.0 AF dom}
Well #3 C. Dairy #1 - need water for 1000 dairy + 300 dry = 43.2 AFA = 10.8 ac
D. Dairy #2 - needs 131.2 AFA. Allow 46.9 under permit, leaves 21 acres to be dried up
E. Dairy #3 - needs 70.9 AFA comm, 54.7 stockwater = 125.6 = 31.4 acres to be dried up
F. Dairy #1 - ~~need allow 140 dry + 172 dairy under permit~~ allow stockwater for 535 range cows under permit. need water for 165 range + dom use = 2.2 AFA + 1.2 AFA = 3.4 AFA. Also need 0.1 ^{5.5} ac = 5.5 ac + 9.4 AFA (no stockwater from permit)

Verhies

T. 744 5047 5048 5049