

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 23 2019

DEPARTMENT OF
WATER RESOURCES

APPLICATION FOR EXCHANGE OF WATER

Under the provisions of Section 42-240, *Idaho Code*, any person holding a surface water right may apply to exchange such water for the use of water from the same source or a different surface water source. Surface water right holders may also apply to exchange for the use of water authorized for diversion under one or more other valid water rights from the same source or a different surface water source.

1. INFORMATION ABOUT THE APPLICANT

Applicant

June Playfair Marie Mahaffey
(Name of Applicant)

Telephone No:

(208) 756-8076

PO Box 38 Lemhi ID
(Mailing Address)

83465
(Zip Code)

Email: jinjuneplayfair@gmail.com

Applicant's Water Right(s) to be exchanged 74-15535

Attach a photocopy of the License, Permit, Transfer, Decree, or Claim evidencing the right(s) or attach a printout obtained from IDWR.

2. INFORMATION ABOUT THE CO-APPLICANT

Complete this portion if the applicant proposes to exchange for water diverted under a water right held by another party. The co-applicant is the holder of the right to be exchanged for the applicant's right. If more space is needed, please attach another sheet containing information about each co-applicant.

Co-applicant

N/A

(Name of Co-applicant)

Telephone No:

Email:

(Mailing Address)

(Zip Code)

Co-applicant's Water Right(s) to be exchanged

Attach a photocopy of the License, Permit, Transfer, Decree, or Claim evidencing the right(s) or attach a printout obtained from IDWR.

3. EXCHANGE AGREEMENT -- Attach a copy of the written agreement between the applicant and the co-applicant(s).

4. EXCHANGE INFORMATION -- Complete **Part A** or **Part B** to explain how the proposed exchange will operate.

Part A -- For an exchange involving two or more water right holders.

The applicant proposes to divert N/A cfs and/or _____ acre feet per year of water authorized to be diverted under the co-applicant's water right(s) listed above at _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

Additional points of diversion, if any: _____

In exchange for authorization to divert water as described above, _____ cfs and/or _____ acre feet per year of water authorized for diversion under the applicant's water right(s) listed above will be (complete 1 or 2 below):

- made available to the co-applicant for diversion at _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.
Additional points of diversion, if any: _____

OR

- released from storage by the co-applicant into _____ at _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

Part B -- For an exchange involving only the applicant's water right(s).

The applicant proposes to divert 0.14 cfs and/or _____ acre feet per year of water at SW $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____ Sec. 33 Township 18N Range 24E B.M., _____ County. Additional points of diversion, if any: _____

In exchange for authorization to divert water as described above, 0 cfs and/or 0 acre feet per year of water authorized for diversion under the applicant's water right(s) listed above will be (complete 1 or 2 below):

1. diverted from the existing point of diversion at SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____ Sec. 33 Township 18N Range 24E B.M., _____ County and injected into _____ at _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

OR

2. released from storage by the applicant into _____ at _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

Additional Explanation -- Attach additional sheets if necessary.

The applicant proposes to divert 0.14 cfs from L-43B (44.84617, -113.61990), a screened diversion existing on the applicant's property on the Lemhi River in exchange for diverting 0 cfs from Little Sawmill Creek (Unnamed Tributary Stream). This exchange will remove an unscreened diversion and remove a barrier to fish passage up Little Sawmill Creek. An equivalent amount of water will enter the Lemhi River at the confluence of Little Sawmill Creek downstream.
If this exchange is not intended to be a permanent arrangement, please describe the circumstances under which the proposed exchange will terminate. N/A

5. MAPS -- Attach two maps, one showing the water right(s) as it is (they are) now used, and another showing how the water right(s) will be used under the proposed exchange. Each map should be on an 8½"x11" sheet and should clearly identify the locations of the point(s) of diversion, injection, and re-diversion of water and the place(s) of use by 40-acre subdivisions, section, township and range of the public land survey. Photocopies of USGS 7½-minute topographic quadrangles are preferred as base maps.

SIGNATURE

Applicant hereby asserts that no one will be injured by such exchange of water and acknowledges that the applicant and/or the co-applicant will be responsible for all actions taken pursuant to this exchange. I understand that any willful misrepresentations made in this application may result in voiding its approval.

James L. Playfair
Applicant's Signature (and title if application is for an organization)

16 Sept 2019
28 Oct 2019 Date

FOR DEPARTMENT USE ONLY

This exchange application contains _____ pages, including attachments.

Received by [Signature] Date 9/23/19 Fee 200

Received by [Signature] Date 9/23/19 Receipt No. C101763

Preliminary review by AD 11-4-19

Published in _____

Publication dates _____

Protests filed by _____

Copies of protests forwarded by _____

Watermaster recommendation requested on _____

Watermaster recommendation received on _____

Hearing held by _____ Date _____

Recommended for Approval _____ Denial _____ By _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 23 2019

DEPARTMENT OF
WATER RESOURCES

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1. INFORMATION ABOUT THE APPLICANT

Applicant Jane Playfair Telephone No: (208) 756-2716
(Name of Applicant)
PO Box 38 Lemhi ID 83465 Email: janeplayfair@gmail.com
(Mailing Address) (Zip Code)

Applicant's Water Right(s) to be exchanged 74-15535
Attach a photocopy of the License, Permit, Transfer, Decree, or Claim evidencing the right(s) or attach a printout obtained from IDWR.

2. INFORMATION ABOUT THE CO-APPLICANT

Complete this portion if the applicant proposes to exchange for water diverted under a water right held by another party. The co-applicant is the holder of the right to be exchanged for the applicant's right. If more space is needed, please attach another sheet containing information about each co-applicant.

Co-applicant N/A Telephone No: _____
(Name of Co-applicant)

(Mailing Address) (Zip Code) Email: _____

Co-applicant's Water Right(s) to be exchanged _____
Attach a photocopy of the License, Permit, Transfer, Decree, or Claim evidencing the right(s) or attach a printout obtained from IDWR.

3. EXCHANGE AGREEMENT -- Attach a copy of the written agreement between the applicant and the co-applicant(s).

4. EXCHANGE INFORMATION -- Complete Part A or Part B to explain how the proposed exchange will operate.

Part A -- For an exchange involving two or more water right holders.

The applicant proposes to divert N/A cfs and/or _____ acre feet per year of water authorized to be diverted under the co-applicant's water right(s) listed above at _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

Additional points of diversion, if any: _____
In exchange for authorization to divert water as described above, _____ cfs and/or _____ acre feet per year of water authorized for diversion under the applicant's water right(s) listed above will be (complete 1 or 2 below):

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OR

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Part B-- For an exchange involving only the applicant's water right(s).

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OR

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Additional Explanation – Attach additional sheets if necessary.

The applicant proposes to divert 0.14 cfs from L-43 B (44.84617, -113.61990), a screened diversion existing on the applicant's property on the Lemhi River in exchange for diverting 0 cfs from Little Sawmill Creek (unnamed tributary stream). This exchange will remove an unscreened diversion and remove a barrier to fish passage up Little Sawmill Creek. An equivalent amount of water will enter the Lemhi River at the confluence of Little Sawmill Creek downstream.
If this exchange is not intended to be a permanent arrangement, please describe the circumstances under which the proposed exchange will terminate. N/A

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James L. Playfair

Applicant's Signature (and title if application is for an organization)

16 Sept 2019

Date

FOR DEPARTMENT USE ONLY

This exchange application contains _____ pages, including attachments.

Received by [Signature] Date 9/23/19 Fee 200

Received by [Signature] Date 9/23/19 Receipt No. C107263

Preliminary review by _____

Published in _____

Publication dates _____

Protests filed by _____

Copies of protests forwarded by _____

Watermaster recommendation requested on _____

Watermaster recommendation received on _____

Hearing held by _____ Date _____

Recommended for Approval _____ Denial _____ By _____

Part B-- For an exchange involving only the applicant's water right(s).

The applicant proposes to divert 0.14 cfs and/or _____ acre feet per year of water at SW $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____ Sec. 33 Township 18N Range 24E B.M., _____ County. Additional points of diversion, if any: _____

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OR

2. released from storage by the applicant into _____ at _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

Additional Explanation – Attach additional sheets if necessary.

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James L. Playfair
Applicant's Signature (and title if application is for an organization)

16 Sept 2019
Date

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Receipted by AD Date 9/23/19 Receipt No. C107263

Preliminary review by AD 10/15/19

Published in _____

Publication dates _____

Protests filed by _____

Copies of protests forwarded by _____

Watermaster recommendation requested on _____

Watermaster recommendation received on _____

Hearing held by _____ Date _____

Recommended for Approval _____ Denial _____ By _____

Water Right 74-15535 Exchange

ID05T0180N0240E

ID05T0180N0240E

Exchange 83641

Clarification

This exchange removes the existing diversion of 0.14 cfs from Little Sawmill Creek (Point A on map) and adds it to the Diversion L-43B on the Lemhi River, (Point B on the map).

ID08T0180N0240E

ID08T0180N0240E

ID08T0180N0240E

LEMMI R.
L. SAWMILL CR.

A

LITTLE
SAWMILL

ID08T0180N0240E

ID08T0180N0240E

ID08T0180N0240E

L-43B -113 619906 44 846173

B



Water Right 74-15535 Exchange

ID08T0180N0240E

ID08T0180N0240E

ID08T0180N0240E

ID08T0180N0240E

ID08T0180N0249E

ID08T0180N0240E

ID08T0180N0240E

ID08T0180N0240E

L-43B -113.619906, 44.846173



0.25 Miles



0

Water Right Report

Close

1/28/2019

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 74-15535

<u>Owner Type</u>	<u>Name and Address</u>
-------------------	-------------------------

Current Owner	MARIE MAHAFFEY
---------------	----------------

Current Owner	JUNE PLAYFAIR
---------------	---------------

PO BOX 38

LEMHI, ID 83465-0038

2087562716

Original Owner	DALE MAHAFFEY
----------------	---------------

Original Owner	MERLE MAHAFFEY
----------------	----------------

PO BOX 14

LEMHI, ID 83465

2087562706

Original Owner	ANDREW M KNIGHT
----------------	-----------------

Original Owner	KATHLEEN M KNIGHT
----------------	-------------------

PO BOX 71

LEMHI, ID 83465

2087564484

Priority Date: 02/12/1875

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
---------------	------------------

UNNAMED STREAM	LEMHI RIVER
----------------	-------------

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
-----------------------	-------------	-----------	-----------------------	---------------

IRRIGATION	03/15	11/15	0.12 CFS	
------------	-------	-------	----------	--

STOCKWATER	01/01	12/31	0.02 CFS	
------------	-------	-------	----------	--

Total Diversion			0.14 CFS	
-----------------	--	--	----------	--

Location of Point(s) of Diversion:

UNNAMED STREAM SWSWSW Sec. 33 Township 18N Range 24E LEMHI County

Place(s) of use:

Place of Use Legal Description: IRRIGATION LEMHI County

<u>Townshi</u>	<u>Rang</u>	<u>Section</u>	<u>Lo</u>	<u>Tract</u>	<u>Acre</u>	<u>Lo</u>	<u>Trac</u>	<u>Acre</u>	<u>Lo</u>	<u>Trac</u>	<u>Acre</u>	<u>Lo</u>	<u>Trac</u>	<u>Acre</u>
<u>p</u>	<u>e</u>	<u>n</u>	<u>t</u>		<u>s</u>	<u>t</u>	<u>t</u>	<u>s</u>	<u>t</u>	<u>t</u>	<u>s</u>	<u>t</u>	<u>t</u>	<u>s</u>
18N	24E	33	4	NWN	4									
				W										

Place of Use Legal Description: STOCKWATER LEMHI County

<u>Townshi</u>	<u>Rang</u>	<u>Section</u>	<u>Lo</u>	<u>Tract</u>	<u>Acre</u>	<u>Lo</u>	<u>Trac</u>	<u>Acre</u>	<u>Lo</u>	<u>Trac</u>	<u>Acre</u>	<u>Lo</u>	<u>Trac</u>	<u>Acre</u>
<u>p</u>	<u>e</u>	<u>n</u>	<u>t</u>		<u>s</u>	<u>t</u>	<u>t</u>	<u>s</u>	<u>t</u>	<u>t</u>	<u>s</u>	<u>t</u>	<u>t</u>	<u>s</u>
18N	24E	33	4	NWN										
				W										

Total Acres: 4

Conditions of Approval:

1. C18 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. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
3. C02 Right includes accomplished change in source pursuant to Section 42-1425, Idaho Code.
4. B01 Source is locally known as Indian Springs Creek.

Dates:

Licensed Date:

Decreed Date: 07/09/2007

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: 74

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 4.5

Combined Volume Limit:

Combined Rate Limit:

Civil Case Number:

Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

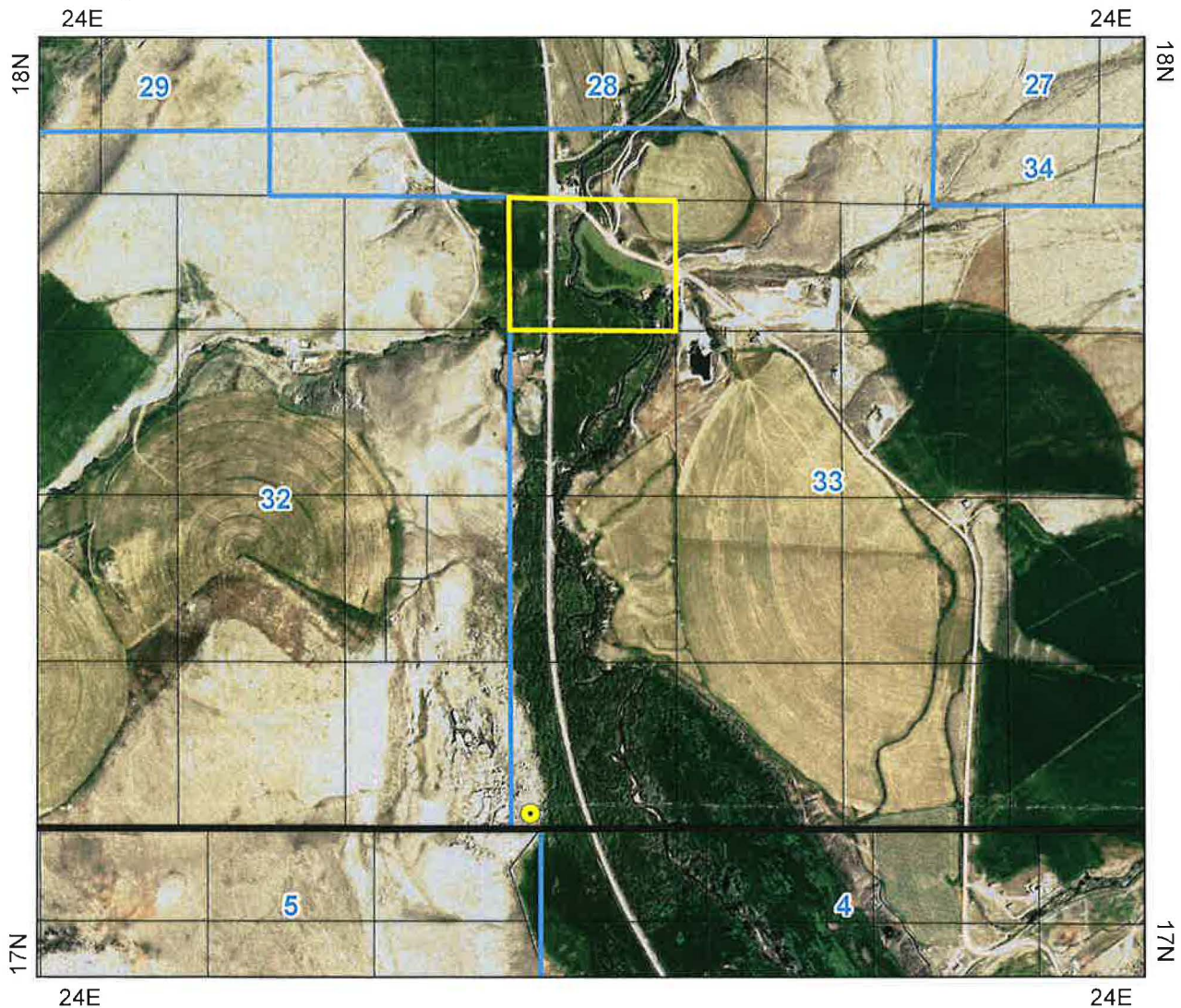
State of Idaho
Department of Water Resources






Water Right

74-15535

STOCKWATER

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.15 0.3 0.6 Miles



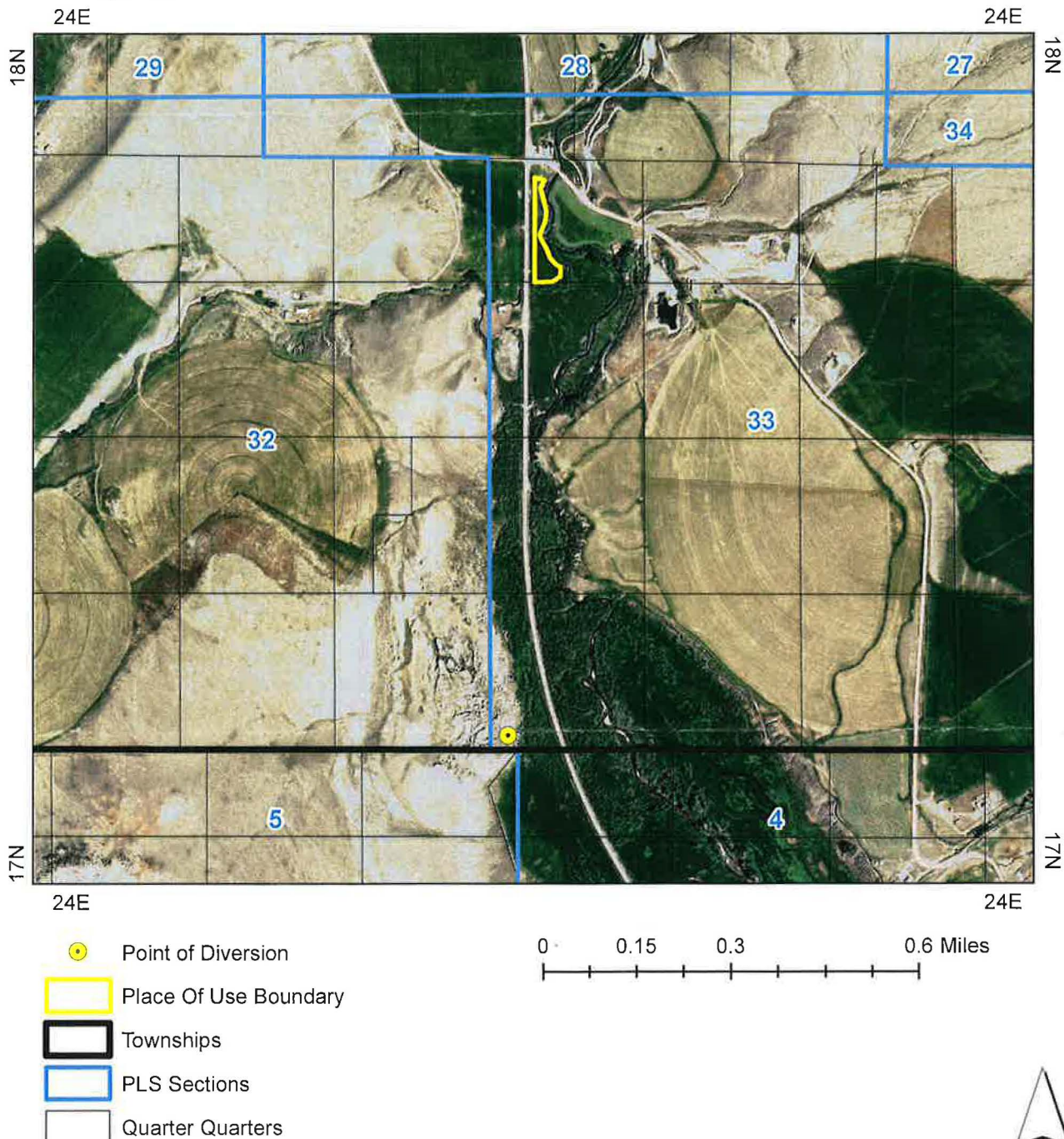
State of Idaho
Department of Water Resources

Water Right

74-15535

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

RECEIVED
MAY 29 2018
Department of Water Resources
Caldwell, ID 83402

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
74-16172 <i>OK Remove</i>	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
74-15537 <i>OK</i>	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
74-15535 <i>OK</i>	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
74-1080 <i>OK</i>	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>

2. Previous Owner's Name: Velma Mahaffey or Velma Mahaffey Irrevocable Trust
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): June L. Playfair Marie Mahaffey
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- PO Box 38 Lemhi ID 83465
Mailing address City State ZIP
208-756-2716 jimjuneplayfair@gmail.com
Telephone Email
4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: 2/12/2018
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
7. This form must be signed and submitted with the following **REQUIRED** items:
☐ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☐ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☐ Filing fee (see instructions for further explanation):
 o \$25 per *undivided* water right.
 o \$100 per *split* water right.
 o No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

SUPPORT DATA
IN FILE # 74-1080

8. Signature: June L. Playfair 5/25/2018
Signature of new owner/claimant Title, if applicable Date
- Signature: _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by JB Date 5/29/2018 Receipt No. E044050 Receipt Amt. \$75.-
Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐
Name on W-9 _____ Approved by JB Processed by JB Date 5/30/18

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

Received in
Salmon on
12/21/16RECEIVED
DEC 27 2016
DEPARTMENT OF
WATER RESOURCES

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
74-15535	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
74-1080	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>
	Yes <input type="checkbox"/>	Yes <input type="checkbox"/>		Yes <input type="checkbox"/>	Yes <input type="checkbox"/>

2. Previous Owner's Name: Velma Mahaffey
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Velma Marie Mahaffey Irrevocable Trust
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- P.O. Box 14 Lemhi ID 83465
Mailing address City State ZIP
(208) 768-2413
Telephone Email
4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: 12/14/2015
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
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☒ Filing fee (see instructions for further explanation):
 o \$25 per undivided water right.
 o \$100 per split water right.
 o No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

SUPPORT DATA

IN FILE # 74-1080

8. Signature: Velma Mahaffey Title, if applicable Date 11/29/2016
Signature of new owner/claimant
- Signature: _____ Title, if applicable Date FEB 08 2017
Signature of new owner/claimant

For IDWR Office Use Only:

Received by VC Date 12/21/16 Receipt No. C102825 Receipt Amt. 50.00

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☒

Name on W-9 _____ Approved by _____ Processed by gmh Date 2-8-17

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

In Re SRBA)
Case No. 39576)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 74-15535

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

SEP - 2 2009

By _____

Clerk

Deputy Clerk

NAME AND ADDRESS: VELMA MAHAFFEY
PO BOX 14
LEMHI, ID 83465

SOURCE: UNNAMED STREAM TRIBUTARY: LEMHI RIVER

QUANTITY: 0.14 CFS

PRIORITY DATE: 02/12/1875

POINT OF DIVERSION: T18N R24E S33 SWSWSW Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.12 CFS
	Stockwater	01-01 TO 12-31	0.02 CFS

PLACE OF USE: Irrigation Within Lemhi County
T18N R24E S33 LOT 4 (NWNW) 4.0
4.0 Acres Total

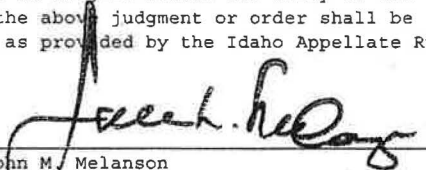
Stockwater Within Lemhi County
T18N R24E S33 LOT 4 (NWNW)

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

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

RECEIVED

SEP 03 2009

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

SEP - 2 2009

By _____

Clerk

Deputy Clerk

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

)
) ORDER OF AMENDED PARTIAL
) DECREE
)
)
)

) For water right: 74-15535
)
)
)

On July 9, 2009, this Court issued a ***Partial Decree*** for the above-captioned water right claim. On January 22, 2008, the claimant filed a *Motion to File an Amended Notice of Claim*. This Court referred the matter to Special Master Dolan for further proceedings on the *Motion*.


On February 20, 2008, a ***Special Master's Report and Recommendation*** was issued for the above-captioned water right. No Challenges were filed to the ***Special Master's Report and Recommendation*** and the time for filing Challenges has now expired. After reviewing the Findings of Fact and Conclusions of Law contained in the ***Special Master's Report and Recommendation***, this Court issued an ***Order Setting Aside Partial Decree and Order of Recommitment to IDWR for Investigation and Amended Recommendation and Report*** on February 28, 2008.

Pursuant to that ***Order***, the Idaho Department of Water Resources filed an ***Amended Director's Report*** for the above-captioned right on July 27, 2009. No objections were filed to the ***Amended Director's Report*** and the time for filing objections has now expired.

Therefore, IT IS ORDERED that the *Partial Decree* for the above-captioned water right be **amended** as set forth in the attached *Amended Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED

September 2, 2009



JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER OF AMENDED PARTIAL DECREE was mailed on September 02, 2009, with sufficient first-class postage to the following:

VELMA MAHAFFEY
PO BOX 14
LEMHI, ID 83465
Phone: 208-768-2413

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

ORDER

Page 1 9/02/09

FILE COPY FOR 00904


Deputy Clerk

SCANNED

SEP - 3 2009

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)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 74-15535

NAME AND ADDRESS: VELMA MAHAFFEY
PO BOX 14
LEMHI, ID 83465

SOURCE: LEMHI RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 0.14 CFS

PRIORITY DATE: 02/12/1875

POINT OF DIVERSION: T18N R24E S33 NWSW Within Lemhi County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.14 CFS

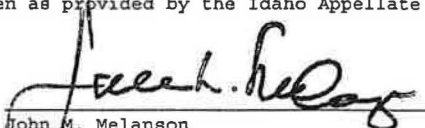
PLACE OF USE: Irrigation Within Lemhi County
T18N R24E S33 LOT 4 (NWNW) 3.3 SWNW 1.2
4.5 Acres Total

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

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

SCANNED
AUG 22 2007



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E FRONT ST STE 648 PO BOX 83720 • BOISE, ID 83720-0098

Phone: (208)287-4800 • Fax: (208)287-6700 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

May 1, 2020

JUNE PLAYFAIR
MARIE MAHAFFEY
PO BOX 38
LEMHI, ID 83465-0038

RE: Exchange No. 83641
Water Right No(s). 74-15535

Dear Applicant(s):

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the RECORDER HERALD on 5/7/2020 and 5/14/2020. Protests to this application may be submitted for a period ending ten (11) days after the second publication due to a holiday.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,

Jean Hersley
Technical Records Specialist

Legal Notice Department

Recorder Herald
PO Box 310
Salmon ID 83467

RE: Legal Ad for your paper

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notices which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office, PO Box 83720, Boise, Idaho, 83720-0098 before May 26, 2020. Your cooperation is appreciated.

Sincerely

Jean Hersley
Technical Records Specialist II
IDWR State Office
322 E Front St
Boise ID 83720
208-287-4942
jean.hersley@idwr.idaho.gov

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

74-16230

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
1206 S CHALLIS ST
SALMON, ID 83467
Point of Diversion NESESW S34 T20N R24E LEMHI County
Source UNNAMED SPRING Tributary WARM SPRING CREEK
Use: RECREATION
01/01 to 12/31
0.04 CFS
Total Diversion:
0.04 CFS
Date Filed: 03-09-2020
Place Of Use: RECREATION
T19N R24E S4 L1(NENE)

This application proposes the diversion and use of water from a tributary of the Salmon River Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for non-consumptive purposes.

74-16232

US DEPT OF INTERIOR
BUREAU OF LAND MANAGEMENT
1206 S CHALLIS ST
SALMON, ID 83467
Point of Diversion L5(SWSENE) S23 T19N R25E LEMHI County
Source UNNAMED SPRING Tributary AGENCY CREEK
Use: DOMESTIC
04/01 to 10/31
0.02 CFS
Total Diversion:
0.02 CFS
Date Filed: 03-09-2020
Place Of Use: DOMESTIC
T19N R25E S23 L5(SENE)

This application proposes the diversion and use of water from a tributary of the Salmon River Wild & Scenic River. The decreed

minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for domestic purposes.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the State office at (208) 287-4800; or for a full description of the right(s), please see <https://idwr.idaho.gov/apps/ExtSearch/WRApplicationResults/>. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, State Office, 322 E Front St, PO Box 83720, Boise, ID 83720 together with a protest fee of \$25.00 for each application on or before 5/26/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 5/7/2020 and 5/14/2020

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

EXCHANGE NO. 83641

JUNE PLAYFAIR and MARIE MAHAFFEY, PO BOX 38, LEMHI, ID 83465-0038 has filed Application No. 83641 for changes to the following water rights within LEMHI County(s): Right No(s). 74-15535; The purpose of the exchange is to change a portion of the above rights as follows:

to move a point of diversion for right 74-15535 from an unnamed stream tributary to Little Sawmill Creek, to the L-43B on the Lemhi River in the SWNW, Sec. 33, T18N, R24E. The current location of the point of diversion on record is in the SWSW QQ, Sec. 33, T18N, R24E from an unnamed stream known locally as Indian Springs Creek. The POD is currently diverted in the SWNW QQ, Sec. 33, T18N, R24E at a physical headgate on Little Sawmill Creek below the confluence with Indian Springs Creek. The new POD location would be at the L-43B, a screened diversion on the Lemhi River which is at a point upstream of the confluence of Little Sawmill Creek and the Lemhi River.

For additional information concerning the property location, contact IDWR State office at (208) 287-4800; or for a full description of the transfer, please see <http://www.idwr.idaho.gov/water-rights/transfers/search.html>

Protests may be submitted based on the criteria of Idaho Code Sec. 42-240.

Any protest against the proposed change must be filed with the Department of Water Resources, 322 E Front St, PO Box 83720, Boise ID 83720-0098 together with a protest fee of \$25.00 for each application on or before 5/26/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 5/7/2020 and 5/14/2020

Hersley, Jean

From: Hersley, Jean
Sent: Thursday, April 30, 2020 8:38 AM
To: rhlegals@custertel.net
Subject: Recorder Herald.doc
Attachments: Recorder Herald.doc

Please see attached Legal Notice. Let me know if you have any questions. Thank you.

*Jean Hersley
Technical Records Specialist II
Idaho Dept Water Resources
(208) 287-4942*

Hersley, Jean

From: Hersley, Jean
Sent: Thursday, April 30, 2020 8:38 AM
To: 'jeff.richards@idfg.idaho.gov'
Subject: Application for Permit of 74-16230 & 74-16232 and Application for Exchange 83641

Dear Interested Party:

The Department of Water Resources (IDWR) is seeking written comment and/or recommendations from your organization regarding the above referenced water right applications. You can find a copy of the applications

at: <https://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>. Documents will be available by end of day, Friday, May 1, 2020.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Therefore, your prompt response to this request is appreciated. If your organization desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days of the final publication.

Please contact this office if you have any questions regarding the application.

*Jean Hersley
Technical Records Specialist II
Idaho Dept Water Resources
(208) 287-4942*

Hersley, Jean

From: Hersley, Jean
Sent: Thursday, April 30, 2020 8:38 AM
To: Yenter, Cindy; Clark, Cynthia Bridge; Cassel, Amy; Golden, Kala
Subject: Application for Permit 74-16230 & 74-16232 Exchange 83641

These three applications will be advertised on May 7th and 14th. The protest end date is May 26, 2020. Please let me know if you have any comments or concerns with the applications. Documents will be available by end of day, tomorrow.

*Jean Hersley
Technical Records Specialist II
Idaho Dept Water Resources
(208) 287-4942*

Hersley, Jean

From: Hersley, Jean
Sent: Thursday, April 30, 2020 8:38 AM
To: 'rick375@centurytel.net'
Subject: Application for Permit of 74-16230 & Exchange 83641
Attachments: RecommendationForm New Appropriation5.docx; RecommendationForm Exchange 83641.docx

Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application. You can find a copy of the application

at: <https://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>. Please review the application, then complete the enclosed recommendation form and return it to this office within 21 days of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Please contact this office if you have any questions regarding the application.

*Jean Hersley
Technical Records Specialist II
Idaho Dept Water Resources
(208) 287-4942*

Hersley, Jean

From: Chris Gaughan <Chris.Gaughan@osc.idaho.gov>
Sent: Monday, April 27, 2020 7:56 AM
To: Dagleish, Alex
Subject: Re: Playfair Exchange

Alex,

We have been waiting on this for six months. Could you please have Phil or Angie call me today. I would like an explanation for the delay.

Chris

cell:208-515-6484

From: Dagleish, Alex <Alex.Dagleish@idwr.idaho.gov>
Sent: Friday, April 24, 2020 4:32 PM
To: Chris Gaughan <Chris.Gaughan@osc.idaho.gov>
Subject: RE: Playfair Exchange

Chris,

After talking with Angie, I believe the Department will advertise the exchange application. I will also inform June and Marie of the Department's decision to advertise.

From: Chris Gaughan [mailto:Chris.Gaughan@osc.idaho.gov]
Sent: Friday, April 24, 2020 12:56 PM
To: Dagleish, Alex <Alex.Dagleish@idwr.idaho.gov>
Subject: Re: Playfair Exchange

Ok. Please give me a call back as soon as you can.

From: Dagleish, Alex <Alex.Dagleish@idwr.idaho.gov>
Sent: Friday, April 24, 2020 12:50 PM
To: Chris Gaughan <Chris.Gaughan@osc.idaho.gov>
Cc: Yenter, Cindy <Cindy.Yenter@idwr.idaho.gov>
Subject: RE: Playfair Exchange

Hey Chris,

Thanks for sending me the clarifying document.

Here is the situation; the clarification document, like the application, poses a discrepancy in the location of the point of diversion (POD) for right 74-15535. According to Department records, the POD for right 74-15535 is not located on Little Sawmill Creek at "point A". Rather, the POD is located on an unnamed stream (known locally as Indian Springs Creek), which joins Little Sawmill Creek above "point A".

I discussed the application yesterday afternoon with June and Marie. There was a lot of confusion on my part trying to differentiate between Little Sawmill Creek and the unnamed stream (Indian Springs Creek). After looking at the clarification document, it is evident why the proposal was not clear. The application and Department records do not agree regarding the current POD location.

I called June again this morning to discuss if they have been diverting at "point A" under right 74-15535. She stated that "point A" is the location of a headgate on Little Sawmill Creek which is where diversions have been physically occurring under 74-15535.

At this point, since the Department's records for the POD of right 74-15535 do not match the "point A" location, I need to consult with my supervisors and determine if we can proceed forward despite the discrepancy.

I hope to get back to you this afternoon.

Alex Dagleish
Water Resource Agent
Phone (208) 287-4913
alex.dagleish@idwr.idaho.gov

From: Chris Gaughan [<mailto:Chris.Gaughan@osc.idaho.gov>]
Sent: Friday, April 24, 2020 10:51 AM
To: Dagleish, Alex <Alex.Dagleish@idwr.idaho.gov>
Cc: Yenter, Cindy <Cindy.Yenter@idwr.idaho.gov>
Subject: Playfair Exchange

Alex,

I have attached the paperwork that June dropped off for me this morning. She mentioned that this will not need to go into advertising. What is the next step for this to proceed?

Chris Gaughan
Project Planner
Upper Salmon Basin Watershed Program
955 Riverfront Dr. Suite B
Salmon, ID 83467
Office (208) 756-6322
Cell (208) 515-6484
chris.gaughan@osc.idaho.gov

Hersley, Jean

From: Dalgleish, Alex
Sent: Thursday, October 17, 2019 9:16 AM
To: Yenter, Cindy
Subject: RE: transfer/exchange 83641

Alright thank you.

From: Yenter, Cindy
Sent: Thursday, October 17, 2019 9:00 AM
To: Dalgleish, Alex <Alex.Dalgleish@idwr.idaho.gov>
Subject: RE: transfer/exchange 83641

The watershed office prepared the application for her, but they usually don't list themselves as representatives. I'll give them a heads up so they will know how to assist her.

From: Dalgleish, Alex
Sent: Thursday, October 17, 2019 8:58 AM
To: Yenter, Cindy <Cindy.Yenter@idwr.idaho.gov>
Subject: RE: transfer/exchange 83641

I sent it back to June. She was the only other current owner for right 74-15535.

From: Yenter, Cindy
Sent: Thursday, October 17, 2019 8:55 AM
To: Dalgleish, Alex <Alex.Dalgleish@idwr.idaho.gov>
Subject: RE: transfer/exchange 83641

Thanks Alex.. did you send that back to Chris Gaughan, or to June? I think Marie (June's mother) is deceased so June may need to file ownership change documents.

From: Dalgleish, Alex
Sent: Thursday, October 17, 2019 8:48 AM
To: Yenter, Cindy <Cindy.Yenter@idwr.idaho.gov>
Subject: RE: transfer/exchange 83641

Good Morning Cindy,

Exchange application 83641 only had June Playfair's name and signature on it. I sent a letter 10/15/19 requesting Marie Mahaffey's name and signature be added to the application since she is the other current owner of the right involved. The backfile provided that the right was deeded to June AND Marie. Once I receive the amended application back, I'm ready to submit it for review.

From: Hersley, Jean
Sent: Wednesday, October 16, 2019 12:02 PM
To: Dalgleish, Alex <Alex.Dalgleish@idwr.idaho.gov>
Subject: FW: transfer/exchange 83641

*Jean Hersley
Idaho Dept Water Resources
Technical Records Specialist II
208-287-4942*

From: Yenter, Cindy
Sent: Wednesday, October 16, 2019 8:37 AM
To: Hersley, Jean <Jean.Hersley@idwr.idaho.gov>
Subject: transfer/exchange 83641

Good morning, do you have a processing status for the above app in th ename of Playfair/Mahaffee?

*Cindy Yenter
Idaho Dept of Water Resources
Salmon Field Office
102 S Warpath, Salmon ID 83467
cindy.yenter@idwr.idaho.gov
208-742-0655
208-731-0901 cell*



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E Front Street, Suite 648 • PO Box 83720 • Boise ID 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700

Website: idwr.idaho.gov • Email: idwrinfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

October 15, 2019

JUNE PLAYFAIR
PO BOX 38
LEMHI ID 83465-0038

RE: APPLICATION FOR EXCHANGE 83641 OF WATER RIGHT 74-15535

Dear Applicant(s):

The Department of Water Resources received your exchange application on September 23, 2019. Preliminary review of the application indicates it is incomplete and cannot be accepted for processing.

According to Department records, water right 74-15535 is owned by you and Marie Mahaffey. The application for exchange does not have Marie Mahaffey's name or signature on it. I have highlighted the areas needing attention on the application.

Please provide the requested information within 30 days of this letter or your application will be returned unprocessed and a refund will be requested. You can provide the information by mail to: IDWR, PO Box 83720, Boise, ID, 83720-0098.

If you have any questions, contact me at 208-287-4913 or email me at alex.dalgleish@idwr.idaho.gov. Thank you for your attention to this matter.

Sincerely,

Alex Dalgleish
Water Resource Agent
IDWR State Office

Enclosures: Application for exchange 83641