

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4886
WATER RIGHT NO(S). 13-02154A/13-02154B/13-02292A/13-02292B

This is to certify that: **H WARD NIELSEN**
1308 S 3600 W
WESTON ID 83286

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>
Right No. 13-02154A :			
IRRIGATION	04/15 to 10/15	0.15 CFS	54.4 AF
Priority: 11/16/1948			
Right No. 13-02292A :			
IRRIGATION STORAGE	01/01 to 12/31		12.0 AF
IRRIGATION FROM ST	04/15 to 10/15		12.0 AF
Priority: 11/16/1948			
	SUBTOTAL:	0.15 CFS	* 63.0 AF
Right No. 13-02154B :			
IRRIGATION	04/15 to 10/15	1.70 CFS	617.1 AF
Priority: 11/16/1948			
Right No. 13-02292B :			
IRRIGATION STORAGE	01/01 to 12/31		138.0 AF
IRRIGATION FROM ST	04/15 to 10/15		138.0 AF
Priority: 11/16/1948			
	SUBTOTAL:	1.70 CFS	** 721.0 AF
	TOTAL:	1.85 CFS	784.0 AF

SOURCE
UNNAMED STREAM

TRIBUTARY OF
BEAR RIVER

LOCATION OF POINT(S) OF DIVERSION:

Right Nos. 13-02154A/13-02292A :
SENW , Sec. 36, Township 15S, Range 38E
Right Nos. 13-02154B/13-02292B :
NWSW , Sec. 25, Township 15S, Range 38E

FRANKLIN County
FRANKLIN County

TRANSFER NO. 4886
WATER RIGHT NO(S). 13-02154A/13-02154B/13-02292A/13-02292B

PLACE OF USE:

Right Nos. 13-02154A/13-02292A : IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
15S	38E	36	NWNW 11	SENE 7		18
Total number of acres irrigated:						18

Right Nos. 13-02154B/13-02292B : IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
15S	38E	25	NESW 39	NWSW 36	SWSW 22	
			SESW 34	SWSE 39	SESE 36	206
Total number of acres irrigated:						206

CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.
2. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
3. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
4. 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.
5. The right holder will cease irrigation of 137.0 acres under Right No. 13-02154 and 65.0 acres under Right No. 13-02292 previously authorized under these rights, and consolidate use of water on the remaining 224.0 acres as described under Parts A and B of Right Nos. 13-02154 and 13-02292.
- * 6. Right Nos. 13-02154A and 13-02292A in combination shall not exceed the total annual diversion volume of 63.0 af.
- ** 7. Right Nos. 13-02154B and 13-02292B in combination shall not exceed the total annual diversion volume of 721.0 af.

Dated this 30th day of January, 1997.


Chief, Water Alloc. Bureau

Eastern

MEMORANDUM

TO: FILE NOS. 13-02154 & 13-02292

FROM: PAM SKAGGS/^{JS}STATE OFFICE

SUBJECT: TRANSFER NO. 4886

DATE: January 28, 1997

RECEIVED

FEB 05 1997

Department of Water Resources
Eastern Region

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Transfer No. 4886 was filed to change the point of diversion and place of use under Right Nos. 13-02154 ✓ and 13-02292. ✓ The application proposes to use the rights on two separate parcels of land with their own diversion points, splitting each right into parts A and B. The applicant is selling the rights to be used as proposed, in effect reducing the total number of acres irrigated ✓ under each right.

The original licenses identify sources and tributaries that are not found on the USGS map and appear to be local names. ✓ The transfer approval identifies unnamed stream as the source and Bear River as the tributary per department standards. Season of use and diversion volume were adjusted to current standards.

Recommended conditions include irrigation overlap, future measuring devices & annual reporting, reduced acres, combined right limits and standard transfer conditions. ✓

ok JS

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Transfer No. 4886

Page _____ of _____

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JUL 27 1996

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Department of Water Resources
Eastern RegionName of applicant Ward Nielsen Phone (208) 747-3520Post Office address 1308 S 3600 W., Weston ID 83286

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes I'm selling these rights to Rick Sparrow to be used on his property.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|------------------|-------------------|--------------------|-------------------|------------------------------|
| <u>13-02154A</u> | <u>11/16/1948</u> | <u>0.15 cfs</u> | <u>Irrigation</u> | <u>04-01</u> to <u>10-31</u> |
| <u>13-02154B</u> | <u>11/16/1948</u> | <u>1.70 cfs</u> | <u>Irrigation</u> | <u>04-01</u> to <u>10-31</u> |
| <u>13-02292A</u> | <u>11/16/1948</u> | <u>12.0 af</u> | <u>Irrigation</u> | <u>04-01</u> to <u>10-31</u> |
| <u>13-02292B</u> | <u>11/16/1948</u> | <u>138 af</u> | <u>Irrigation</u> | <u>04-01</u> to <u>10-31</u> |
2. Total amount of water being transferred 1.85 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Dayton-Weston Slough tributary to Dayton Creek
4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	36	15S	38E	Franklin	"A"
		NW	SW	25				"B"

5. Lands irrigated or place of use:

	Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
				NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
"A"	15S	38E	36					11		7										18
"B"	15S	38E	25									39	36	22	34			39	36	206

Total acres 224

PART 1

6. General Information:

- a. Description of diversion system Two ditches and pumps to sprinklers

- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X 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:
Property will not be irrigated

- d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

Water Right Number - 13-02154 Prefix Translation: WATER RIGHT Old (D) Number - 20739

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
NIELSEN H. WARD 1 -
2 -
3 -
City- WESTON State- ID Zip- 83286
Phone -

*** O - ORIGINAL OWNER ***
NASH ALTON 1 -
2 -
3 -
City- State- Zip-
Phone -

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
11/16/1948 15 EASTERN L - LICENSE

+ - - - - - Source - - - - - + + - - - - - Tributary - - - - - +
WESTON-DAYTON SLOUGH DAYTON CREEK

+ - - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Diversion Name Diversion Rate Diversion No.
15S 38E 36 SE NW (41) FRANKLIN

+ - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 1.850 784.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
1.850 784.00

+ - - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
15S 38E 36 NW NE 2.0 01 IRRIGATION (41) FRANKLIN
15S 38E 36 SW NE 20.0 01 IRRIGATION (41) FRANKLIN
15S 38E 36 SE NE 10.0 01 IRRIGATION (41) FRANKLIN
15S 38E 36 NE NW 40.0 01 IRRIGATION (41) FRANKLIN
15S 38E 36 NW NW 4.0 01 IRRIGATION (41) FRANKLIN
15S 38E 36 SE NW 40.0 01 IRRIGATION (41) FRANKLIN
15S 38E 36 NE SW 35.0 01 IRRIGATION (41) FRANKLIN
15S 38E 36 NW SW 10.0 01 IRRIGATION (41) FRANKLIN
15S 38E 36 SE SW 40.0 01 IRRIGATION (41) FRANKLIN
15S 38E 36 NE SE 40.0 01 IRRIGATION (41) FRANKLIN
15S 38E 36 NW SE 40.0 01 IRRIGATION (41) FRANKLIN
15S 38E 36 SW SE 40.0 01 IRRIGATION (41) FRANKLIN
15S 38E 36 SE SE 40.0 01 IRRIGATION (41) FRANKLIN

Total Acres: 361.0

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 _____

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

Old (D) Number - R819

Water Right Number - 13-02292

Prefix Translation: WATER RIGHT

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - -

*** C - CURRENT OWNER ***

NIELSEN HERMAN C. 1 -
2 -
3 -
City- WESTON State- ID Zip- 832630000
Phone -

NIELSEN VERA W. 1 -
2 -
3 -
City- WESTON State- ID Zip- 832630000
Phone -

*** O - ORIGINAL OWNER ***

NASH ALTON 1 -
2 -
3 -
City- State- Zip-
Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
11/16/1948 15 EASTERN L - LICENSE

+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
DAYTON WESTON SLOUGH DAYTON CREEK

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Diversion Name Diversion Rate Diversion No.
15S 38E 26 SE NW (41) FRANKLIN

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
02 - IRRIGATION STORAGE 150.00
03 - IRRIGATION FROM STORAGE 150.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
150.00

+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
15S 38E 36 NW NE 3.0 02 IRRIGATION STORAGE (41) FRANKLIN
15S 38E 36 SW NE 3.0 02 IRRIGATION STORAGE (41) FRANKLIN
15S 38E 36 NE NW 40.0 02 IRRIGATION STORAGE (41) FRANKLIN
15S 38E 36 NW NW 20.0 02 IRRIGATION STORAGE (41) FRANKLIN
15S 38E 36 SW NW 30.0 02 IRRIGATION STORAGE (41) FRANKLIN
15S 38E 36 SE NW 40.0 02 IRRIGATION STORAGE (41) FRANKLIN
15S 38E 36 NE SW 40.0 02 IRRIGATION STORAGE (41) FRANKLIN
15S 38E 36 NW SW 35.0 02 IRRIGATION STORAGE (41) FRANKLIN
15S 38E 36 NE SE 38.0 02 IRRIGATION STORAGE (41) FRANKLIN

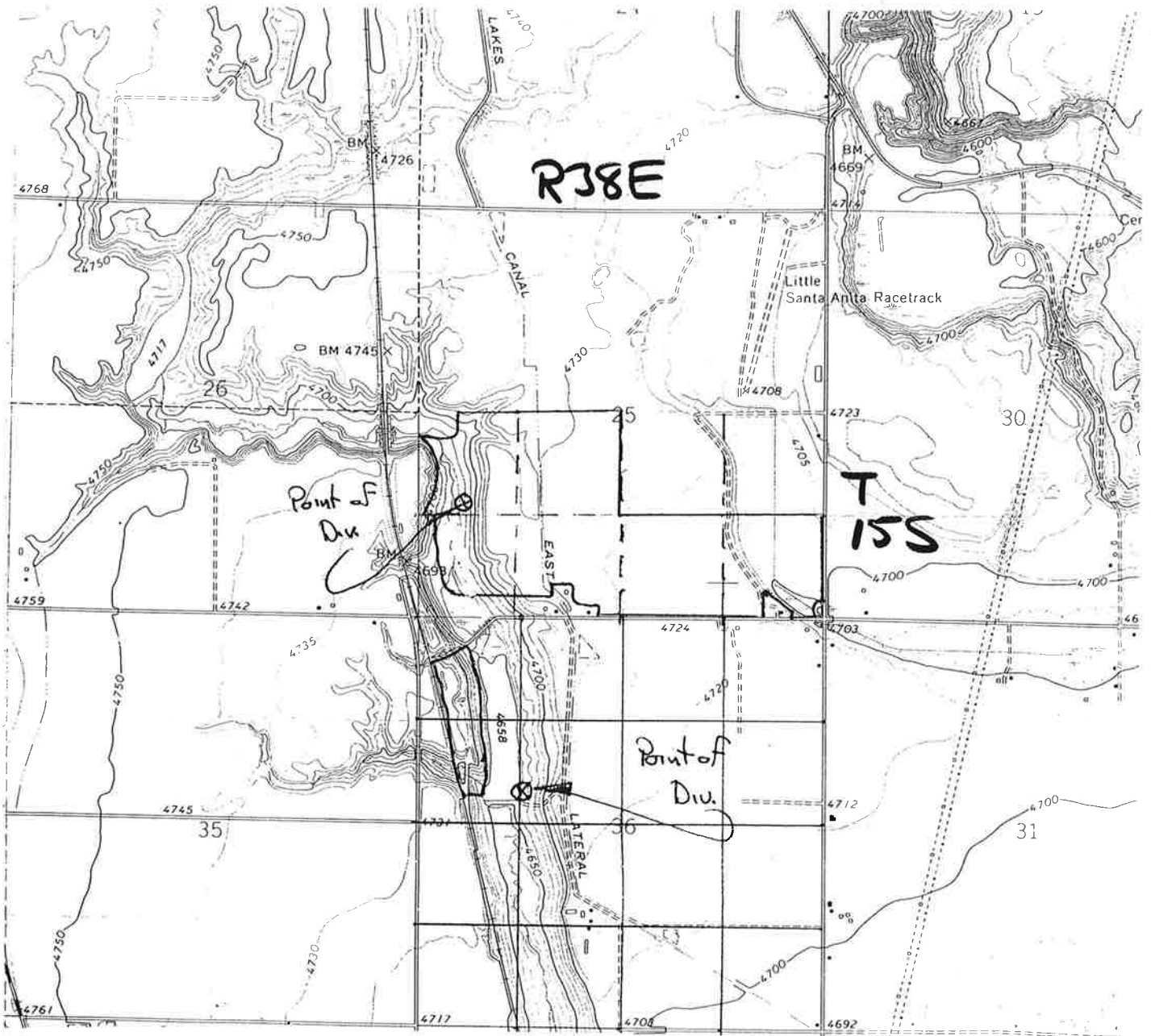
10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO

If yes, describe

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.



SCALE: 2 inches equal 1 mile. Draw plan in ink.