

T4667 RICKS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4667
WATER RIGHT NO(S). 32-02113A/32-02113B

RECEIVED

NOV 02 1995

Department of Water Resources
Eastern District Office

This is to certify that: REED RICKS
NADINE RICKS
PO BOX 2102
MONTEVIEW ID 83435

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. 32-02113A : IRRIGATION	04/15 to 10/15	2.20 CFS	490.0 AF
Right No. 32-02113B : IRRIGATION	04/15 to 10/15	0.98 CFS	217.0 AF
	TOTAL:	3.18 CFS	707.0 AF

Priority: 01/15/1962

SOURCE

GROUNDWATER

Right No. 32-02113A :
LOCATION OF POINT(S) OF DIVERSION: NENW , Sec. 22, Township 09N, Range 33E
CLARK County

Right No. 32-02113B :
LOCATION OF POINT(S) OF DIVERSION: SWSW , Sec. 2, Township 10N, Range 32E
CLARK County

Right No. 32-02113A :
PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
09N	33E	22	NENW 35	NWNW 35	SWNW 35	140
			SENW 35			140
Total number of acres irrigated:						140

TRANSFER NO. 4667
WATER RIGHT NO(S). 32-02113A/32-02113B

Right No. 32-02113B :

PLACE 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	32E	11	SWNE 7	NESE 23	NWSE 32	62
Total number of acres irrigated:						62

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this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.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. 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. The well previously authorized under Right No. 32-02113 located within NENE, S21, T09N, R33E, shall be abandoned in a manner which complies with Department well abandonment rules.
7. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under Right No. 32-02113B.
8. Right No. 32-02113B to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.

Dated this 30th day of October, 1995.


Chief, Water Alloc. Bureau

MEMORANDUM

TO: FILE NO. 32-02113

FROM: PAM SKAGGS/^{CS}STATE OFFICE

SUBJECT: TRANSFER NO. 4667

DATE: October 27, 1995

=====

Transfer No. 4667 was filed to change the point of diversion and place of use under a portion of Right No. 32-02113, splitting the right into parts A and B. The transfer modifies both Parts A and B to match current use and the right as claimed and later modified in the SRBA.

Previous Transfer No. 3121 proposed to develop two pivots from two wells, but only one of the wells proved to be productive. The producing well was deepened in 1994 and will serve the 140 acres described under Part A.

The 124 acres described in the NE, S21, T09N, R33E are being left as non-irrigated pasture. These acres are being reorganized with 62 acres of the groundwater right being changed to supplement Crooked Creek rights in S11, T10N, R32E, and 62 acres are added to the remaining unchanged portion of the right in the NW, S22, T09N, R33E to irrigate a single pivot.

Season of use and diversion volume were adjusted to current standards. Recommended conditions include irrigation overlap, future measuring/annual reporting and standard transfer conditions.

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of applicant REED OR NADINE RICKS Phone (208) 657-2502
Post Office address BOX 2102 MONTEVIEW ID 83435

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 THE WELL FOR THE TWO PIVOTS DID NOT PROVE TO BE PRODUCTIVE AND ONLY CAN WATER ONE PIVOT. I WANT TO MOVE THE EXTRA ACRES BACK UP TO MY FARM ON THE CROOKED CREEK DRAINAGE.

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>32-02113B</u> | <u>1/15/1962</u> | <u>0.98</u> | <u>IRRIGATION - Stock</u> | <u>4/15</u> to <u>10/15</u> |
| <u>32-02113A</u> | <u>1/15/1962</u> | <u>2.20</u> | <u>IRRIGATION</u> | <u>4/15</u> to <u>10/15</u> |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
2. Total amount of water being transferred 3.18 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water GROUNDWATER tributary to _____
4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	2	10N	32E	CLARK	32-02113B
		NE	NW	22	9N	33E	CLARK	32-02113A

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	
9N	33E	22	35	35	35	35	35	35	35	35	(32-02113A)								140
10N	32E	11									(32-02113B)				23	32			62

PART 1

6. General Information:

a. Description of diversion system WELL AND PUMP TO EXISTING GRAVITY FLOW SPRINKLER SYSTEM.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? X 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:
WE WILL USE THIS AREA AS NON-IRRIGATED PASTURE.

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 _____

**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. 32-02113 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ 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 1/15/1962

5. Water is used for the following purpose:

amount 3.18 cfs for IRRIGATION purposes from 4/1 to 11/1
(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 3.18 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	NE	21	9N	33E	CLARK	
		NE	NW	22	9N	33E	CLARK	

8. 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	
9N	33E	21	31	31	31	31													124
		22					8	8	31	31									78

Total acres 202

9. Describe any other water rights used for the same purpose as described above NONE

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 _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. 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	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

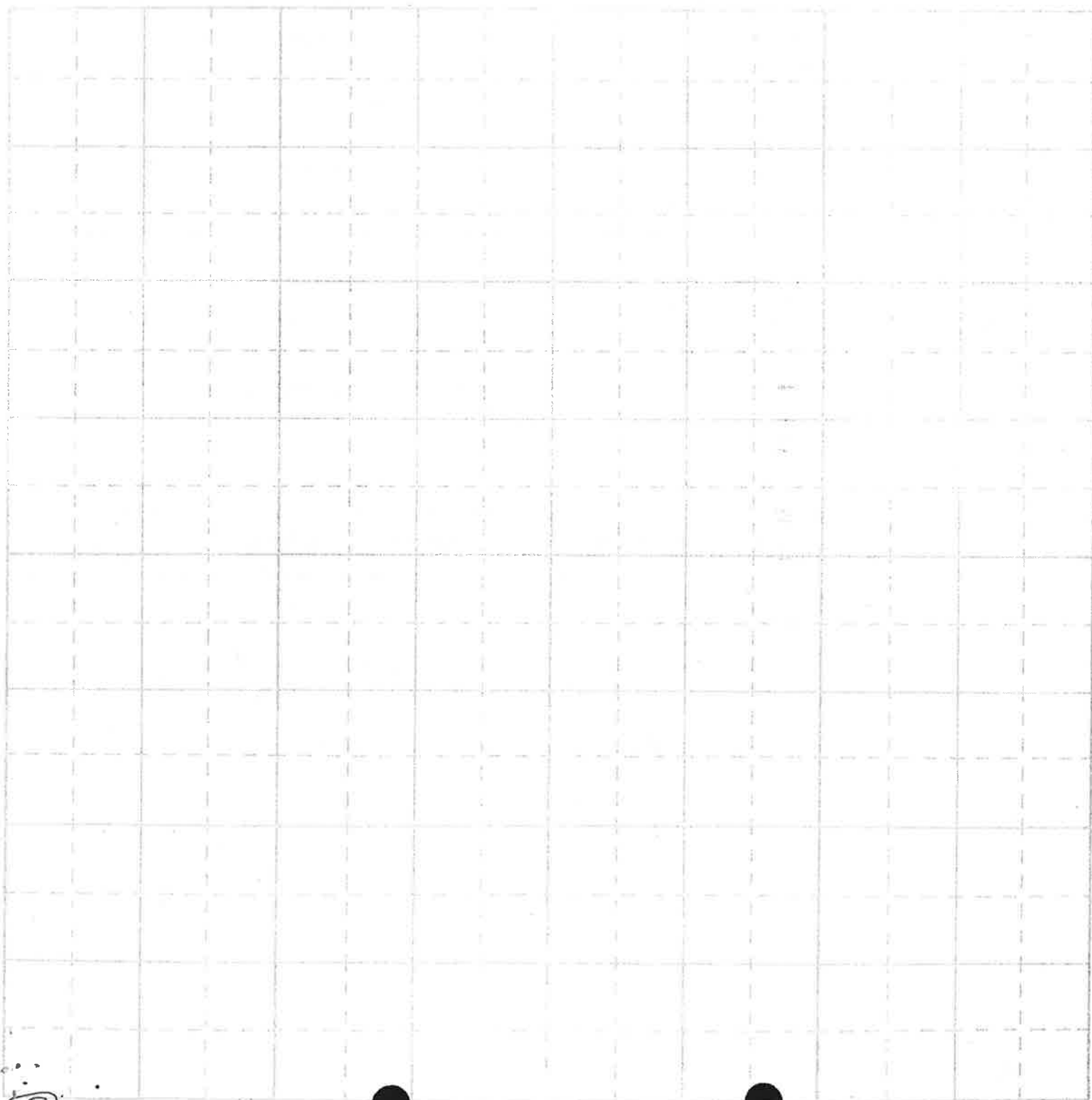
3. Lands irrigated or place of use:

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	

Total acres _____

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.



(6)

PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

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

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

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Rud. Ricker

(Signature of Applicant)

Subscribed and sworn to before me this 5th day of July, 19 95.Kevin Christensen

(Notary Public)

My commission expires 1-5-2000

FOR DEPARTMENT USE ONLY

Transfer contains 7 pages and 1 attachmentsReceived by Lh Date 7/10/95 Protest filed by _____Prelim. check by _____ Fee \$100^{xx} _____Receipted by HUT #E021260 Date 7-11-95 _____Published in Post Register Copies of protest forwarded by _____Pub. dates July 27 and August 3, 1995 Hearing held by _____ Date _____Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

