

T5637 ALDER CREEK RANCH

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 5637
WATER RIGHT NO. 34-12050B

RECEIVED

MAR 09 2000

Department of Water Resources
Eastern Region

This is to certify that: JERRY GOULD
STEPHANIE GOULD
ALDER CREEK RANCH
3934 NORTH 4300 WEST
MACKAY ID 83251

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>
IRRIGATION	05/01 to 10/15	* 3.26 CFS	* 388.5 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
ALDER CREEK	BIG LOST RIVER

Priority: 09/30/1882

LOCATION OF POINT(S) OF DIVERSION: Lot 18(NESE), Sec. 14, Township 06N, Range 24E
Lot 21(SWSE), Sec. 14, Township 06N, Range 24E
CUSTER County

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>
06N	24E	12	SWSW 36			36
		13	NWNW 38	SWNW 31	NWSW 6	75
Total number of acres irrigated:						111

CONDITIONS OF APPROVAL AND REMARKS

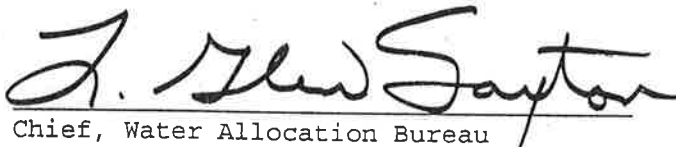
1. Use of water under this water right will be regulated by the watermaster of State Water District No. 34.
2. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
3. The right holder shall accomplish the change 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. 5637
WATER RIGHT NO. 34-12050B

CONDITIONS OF APPROVAL AND REMARKS

5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works from all authorized points of the diversion that is acceptable to the watermaster and will provide suitable control of the diversions.
- * 6. The total instantaneous diversion of water from all points of diversion under Transfer 5637 shall not exceed 3.26 cfs, nor a total combined annual volume of 388.5 af at the field headgate. Approval of Transfer 5637 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
7. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the watermaster for Water District 34.
8. Rights 34-12050A, 34-00365A and 34-12050C are also diverted through the point of diversion located in Lot 18 (NESE), S14, T06, R24E.

Dated this 3rd day of March, 2000.


Chief, Water Allocation Bureau

RECEIVED APPLICATION FOR TRANSFER OF WATER RIGHT

JAN 10 2000

PART 1

Department of Water Resources
Eastern Region

Name of applicant

ALDER CREEK RANCH, J.B. Gould

(208)

Phone

588-3388

Post Office address

3934 N 4300 W, MACKAY, ID 83251

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 Change ownership for part of right

2. Describe the reason for the proposed changes

Change Point of Diversion (Historical P/D) for aportion of water acquired in purchase of Place of Use. ADD ANHISTORICAL POINT OF DIVERSION.

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

34-12050 B09/30/18823.26 cfsIRRIGATION5/1to 10/152. Total amount of water being transferred 3.26 cubic feet per second and/or 3.62 acre-feet per annum.

3. Source of water

ALDER CREEK

tributary to

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
21		SW	SE	14	6N	24E	Custer	Old Ivie Heading
18		NE	SE	14	6N	24E	CUSTER	

5. 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	
6N	24E	12											36						36
		13						38	31			6							75

Total acres 111

PART 1

6. General Information:

a. Description of diversion system

RC#
10" UNDERGROUND PIPELINE TO PLACE
OF USE.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? ☒ Yes ☐ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

NONE

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 _____

PART 2

TRANS NO. 5637

A. DESCRIPTION OF RIGHT AS RECORDED:

Claim No. 34-12050

STAGE: DECREED

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	05/01 to 10/15	4.76 CFS

Split Right

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
ALDER CREEK	BIG LOST RIVER

Priority: 09/30/1882

LOCATION OF POINT(S) OF DIVERSION: Lot 18 (NWNESE), Sec. 14, Township 06N, Range 24E
CUSTER County

PLACE OF USE:

IRRIGATION

				NE				NW				SW				SE										
				NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
06N	24E	12	:			17	02	:				28	:				39	:						:	87.0	
06N	24E	13	:					:		38	31		:		06			:						:	75.0	
																							TOTAL ACRES	162.0		

CONDITIONS/REMARKS:

- RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
- RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- USE OF THIS RIGHT WITH RIGHT NO. 34-02329 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.58 CFS.
- USE OF THIS RIGHT WITH RIGHT NO. 34-02329 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 203 ACRES IN A SINGLE IRRIGATION SEASON.
- THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 34-00149, 34-00362, 34-00365 (PART), AND 34-00669.
- RIGHT NO. 34-00365A IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

Claim No. 34-12050

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

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:

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 _____

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

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

3.26

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

1. amount 3.62 cfs for IRRIGATION purposes from 05/01 to 10/15
 (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	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
18	NW	NE	SE	14	6N	24E	CUSTER	

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	
6N	24E	12											36						36
		13					38	31			6								75

Total acres 111

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

1. amount 1.50 cfs for IRRIGATION purposes from 05/01 to 10/15
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

2. Point(s) of Diversion:

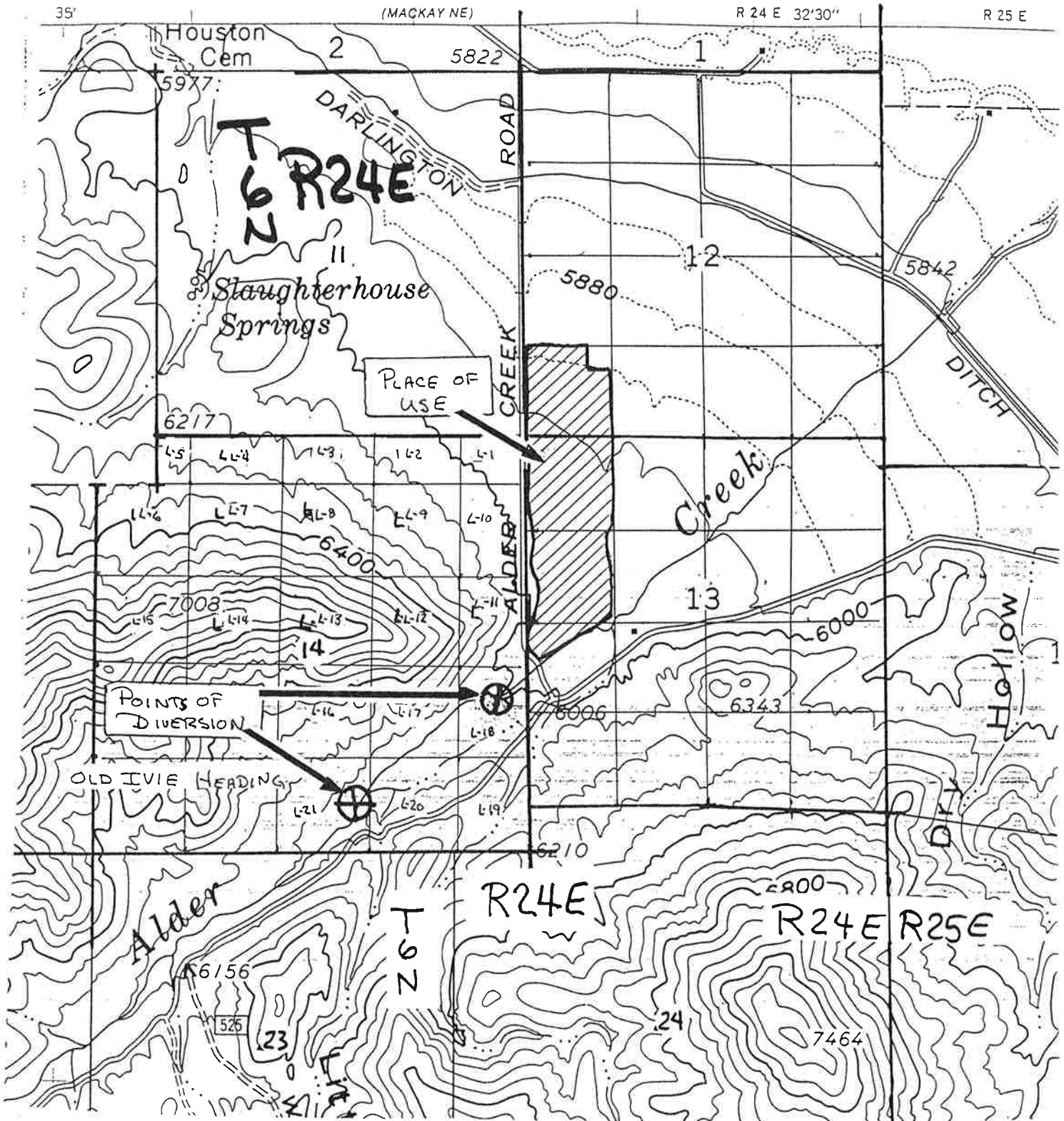
Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
18	NW	NE	SE	14	6N	24E	Custer	

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	
6N	24E	12			17.5	2				28.5			3						51
		13																	

Total acres 51

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.



PART 3

B. CHANGES IN NATURE OF USE

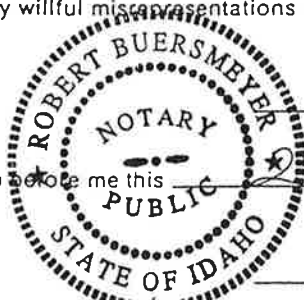
1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

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.



(Signature of Applicant)

Subscribed and sworn to before me this 28 day of Dec, 19 99.

(Notary Public)

My commission expires 2/15/2000

FOR DEPARTMENT USE ONLY

Transfer contains 7 pages and attachmentsReceived by DC & Kew Date 12/17/99 01/10/2000 Protest filed by Prelim. check by Kew Fee \$100.00Received by DC Date 12/17/99 E 025518Published in Challis Messenger Copies of protest forwarded by Pub. dates Jan. 27 & Feb 3, 2000 Hearing held by Date Watermaster recommendation requested on Recommended for ☐ approval ☐ denial rec'd. by Copy of transfer sent to lien holder