

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant JOHN A KANGAS Phone (208) 407-7174

Mailing Address 3237 W 3400 N, MOORE ID 83255 Email j_kangas@msn.com

Name of Applicant RAE L KANGAS Phone (208) 407-7174

Mailing Address 3237 W 3400 N, MOORE ID 83255 Email _____

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative _____ Phone _____

Mailing Address _____ Email _____

☐ Send all correspondence for this application to the representative and not to the applicant.

OR

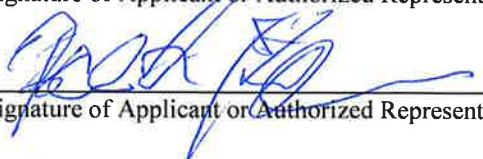
☐ Send original correspondence to the applicant and copies to the representative.

☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.

OR

☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). 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 rejection of the application or cancellation of an approval.

 Signature of Applicant or Authorized Representative	<u>John A. Kangas</u> Print Name and Title if applicable	<u>8/19/18</u> Date
 Signature of Applicant or Authorized Representative	<u>RAE KANGAS</u> Print Name and Title if applicable	<u>8/19/18</u> Date

A. PURPOSE OF TRANSFER

1.	Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
	34-13984	Yes	Yes	No	No	No	No

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**

New well to irrigate 17.3 acres of the existing 87 acres now irrigated.

- B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT TO A SEPARATE SYSTEM, DESCRIBE PORTIONS TO BE CHANGED TO A SEPARATE SYSTEM AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.**

1. Detailed Water Right Description(s) Attached labeled Part 1.

Summary of Water Rights After the Approved Change

Transferred Right (All or Part)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	Original Right (Remaining Portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
34-14672	0.360 cfs	60.5 af	N/A	17.3	34-13984	1.450 cfs	244.0 af	N/A	69.7

**COMBINED
TOTALS**

0.360 cfs	60.5 af	N/A	17.3	N/A	N/A	N/A	N/A
-----------	---------	-----	------	-----	-----	-----	-----

2. Total amount of water proposed to be transferred or changed 0.36 cubic feet per second and/or _____ acre-feet per annum

3. Points(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
- ☒ As shown in Part 1.
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.

4. Place of Use:

- ☐ No changes to place of use are proposed. (Proceed to #5.)
- ☒ As shown in Part 1.
- ☐ See Attachment.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Unchanged Portion After Requested Changes

Original Water Right No. 34-13984

Current Water Right Owner

RAE L KANGAS
3237 W 3400 N
MOORE, ID 83255

AND

JOHN A KANGAS
3237 W 3400 N
MOORE, ID 83255

Priority Date: 3/6/1961

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01	10/31	1.450 CFS	244.0 AFA	
Total Diversion			1.450 CFS	244.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER

SWNE

Sec. 15 Twp 05N Rge 26E BUTTE County

Describe the proposed diversion system

WELL/PUMP

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	26E	15		12.6	26.6											30.5			69.7

POU Total Acres: 69.7

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Split Portion After Requested Changes**

Proposed Water Right No. 34-14672

(Original Water Right No. 34-13984)

Current Water Right Owner

JOHN A KANGAS
3237 W 3400 N
MOORE, ID 83255

AND

RAE L KANGAS
3237 W 3400 N
MOORE, ID 83255

Priority Date: 3/6/1961

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01	10/31	0.360 CFS	60.5 AFA	
Total Diversion			0.360 CFS	60.5 AFA	

Source and Point(s) of Diversion:
GROUND WATER

NWNE

Sec. 15 Twp 05N Rge 26E BUTTE County

Describe the proposed diversion system

WELL/PUMP

Place of Use: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	26E	15		7.4	6.4											3.5			17.3

POU Total Acres: 17.3

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future
140' well with 8" casing utilizing 15 HP submersible pump. System will have standard measuring device
& lockable control works.

b. Who owns the property at the point(s) of diversion
Applicant
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
No, ☒ If Yes, ☐
Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien:
It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

d. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
No change to POU.

e. Describe the use of any other water right(s) for the same purpose or land, or same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:
Rights 34-13978, 34-13980, and 34-13982 share the same place of use. Rights 34-2401E and 34-13983 are
pumped from the existing well.

f. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes

☐

No

☒☐☐☐☒☒☒☒

undergone a period of five or more consecutive years of non-use,

currently leased to the Water Supply Bank,

currently used in a mitigation plan limiting the use of water under the right, or

currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe:

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No. 34-13984

Current Water Right Owner

RAE L KANGAS
3237 W 3400 N
MOORE, ID 83255

And

JOHN A KANGAS
3237 W 3400 N
MOORE, ID 83255

Priority Date: 3/6/1961

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01	10/31	1.810 CFS	304.5 AFA	
Total Diversion			1.810 CFS	304.5 AFA	

Source and Point(s) of Diversion:
GROUND WATER

SWNE

Sec. 15 Twp 05N Rge 26E BUTTE County

Describe the proposed diversion system

WELL/PUMP

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	26E	15		20.0	33.0											34.0			87.0

POU Total Acres: 87.0

Conditions/Remarks:

1. WATER DELIVERED THROUGH THE MOORE DIVERSION, ISLAND DITCH.
2. 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.
3. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.43 CFS. COMBINED RIGHT NOS.: 34-13978, 34-13980 AND 34-13982.
4. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 87 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 34-13978, 34-13980 AND 34-13982.

APPLICATION FOR TRANSFER OF WATER RIGHT PART 2B

☒ Complete and attach one copy of **Part 2B** for each right for which only a portion is proposed to be changed.

[illegible][illegible]

Total Acres (for irrigation use) 173

☒ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.

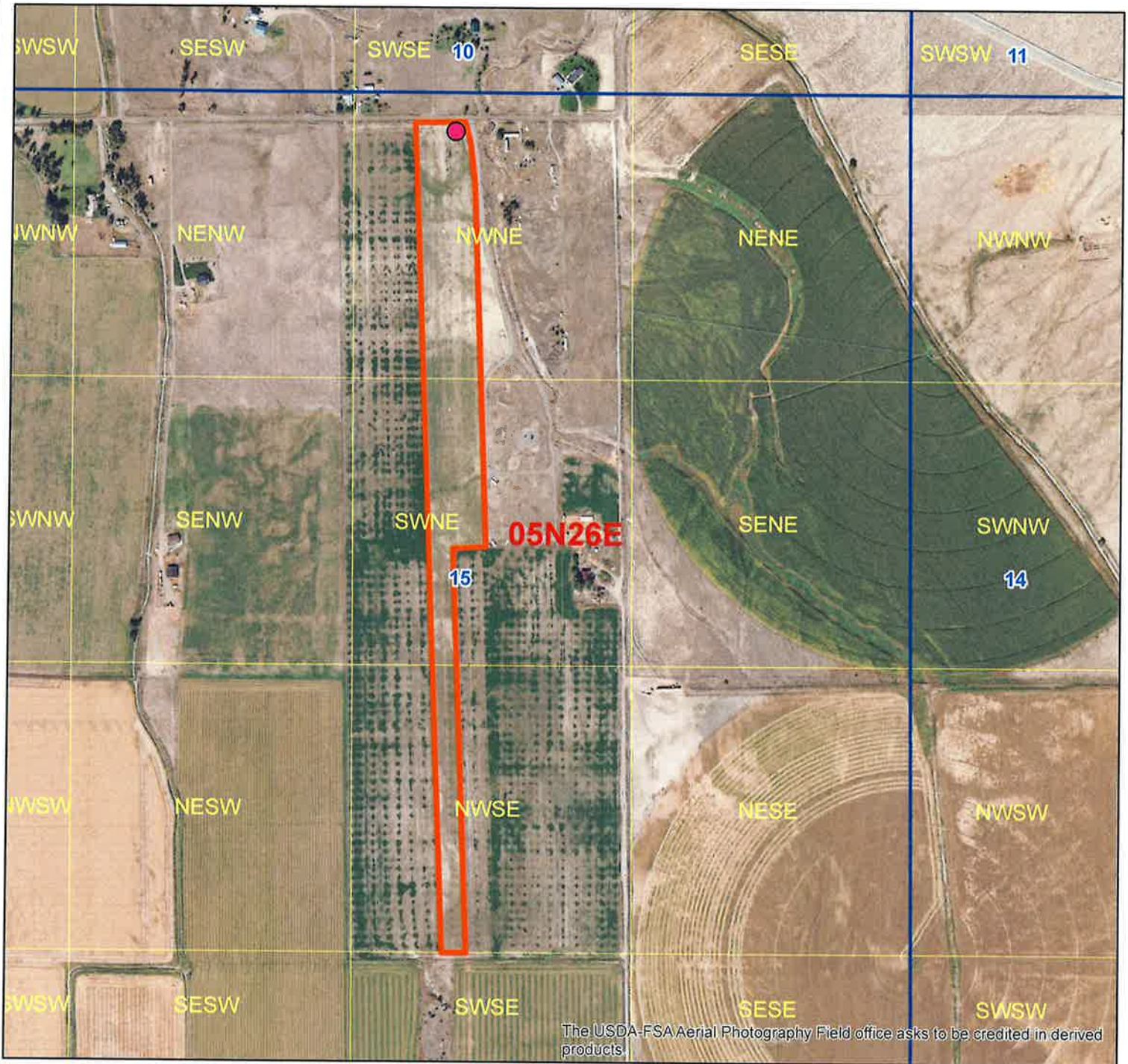
☐ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b**. If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

☐ If you propose to change the nature of use or period of use of all or part of the right(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation.
Label it **Attachment #8b**

1. Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above.:

Transfer Contains 9 pages and _____ attachments.
 Received By _____ Date 8/9/2018 Prelim. Check By MH Date 8/14/2018
 Fee Paid \$ 500 Date 8/9/18 Received By JB Receipt # E044286
 Add'l Fee Paid _____ Date _____ Received By _____ Receipt # _____



Legend

- Proposed POD
- 34-14672
- Township/Range
- Sections
- QQ

0 0.1 0.2 0.4 Miles



Legal Description of 17 Acre Airfield
(signed with seal PDF in Kangas file)

A parcel of land located in the Northwest Quarter of the Northeast Quarter and the Southwest Quarter of the Northeast Quarter and the Northwest Quarter of the Southeast Quarter of Section 15, Township 5 North, Range 26 East of the Boise Meridian, Butte County, Idaho, more particularly described as follows:

Commencing at the North Quarter Corner of said Section 15, Township 5 North, Range 26 East of the Boise Meridian, marked with a found $\frac{1}{2}$ inch rebar monument in 3400 North Road. Thence along the Center of Section Line of Section 15 to a $\frac{1}{2}$ " x 24" long rebar with plastic cap at the Southerly Right-of-Way line of 3400 North Road and the Northwesterly lot corner of the parcel shown on Record of Survey Instrument Number 49240, records of Butte County, Idaho; thence along the Southerly right-of-way line of 3400 North Road N.89°43'31"E. a distance of 362.85 feet to a $\frac{1}{2}$ " by 24" long rebar with plastic cap at the Northwest corner of the King Mountain Glider Park Airfield, the Real Point of Beginning.

Thence along the Westerly line of said airfield S.01°49'18"E. a distance of 3,854.72 feet to a point N.01°49'18"W 50.05 feet from the South line of the Northwest Quarter of the Southeast Quarter of said Section 15; thence S.89°20'51"E. a distance of 120.11 feet parallel with and 50 feet Northerly of the South line of the Northwest Quarter of the Southeast Quarter of Section 15 to a point; thence along the Easterly line of the airfield N.01°49'18"W. a distance of 1,875.87 feet to a point; thence N.89°16'05"E. a distance of 150.03 feet to a point; thence along the Easterly line of said airfield N.01°49'18"W. a distance of 1,671.21 feet to a point on the Westerly right-of-way line of a 50 feet wide access road; thence along the Westerly right-of-way line of a 50 feet wide access road and parallel with a ditch N.06°42'37"W. a distance of 199.06 feet to a point ; thence continuing along the Westerly right-of-way line of a 50 feet wide access road and parallel with a ditch N.15°30'44"W. a distance of 114.50 feet to a point on the Southerly right-of-way line of 3400 North Road, said point being S.89°43'31"W. a distance of 51.82 feet from a $\frac{1}{2}$ " x 24" long rebar with plastic cap marking the center-line of the a ditch and the Northeast property corner of the parcel as shown on Record of Survey Instrument Number 49240, records of Butte County, Idaho; thence along the Southerly right-of-way line of 3400 North Road S.89°43'31"W. a distance of 226.02 feet to a $\frac{1}{2}$ "x 24" long rebar with plastic cap at the Northwest corner of the Airfield, The Real Point of Beginning.

Said parcel contains 17.3247 Acres, more or less, and is subject to easements and rights-of-way of use or of record.

Prepared by: Rodney L. Baldwin, PE/LS
Consulting Engineer/Land Surveyor
4066 Hawthorne Way
Boise, Idaho 83703-3923
Phone No. (208) 343-4135
Cell Phone (208) 484-4450
Fax No. (208) 344-3596
Email: rodbaldwinpels@cableone.net