

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 16 2018

WATER RESOURCES
WESTERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the [Application for Transfer Instructions](#) for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

- ☒ Change diversion point(s) ☐ Add diversion point(s) ☐ Ownership change ☐ Ownership split

1. APPLICANT(S) Glenn R. & Shelley Fredrickson Phone 208-257-3969

2. MAILING ADDRESS 3071 Highway 71 City Cambridge

State ID Zip 83610 Email Pinecreekquarterhorses@Live.com

- ☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.
- ☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.
- ☐ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) are required for water right ownership changes; see Item 9 for the [fee schedule](#).

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:

- ☐ 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.

- ☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. LIST WATER RIGHT NUMBER(S) 67-15008

- ☒ Attach a copy of the water right(s) as recorded, available at www.idwr.idaho.gov, *Water Right Transfers, Step 1*, or by contacting any Department office.

4. TOTAL AMOUNT OF WATER transferred is 0.4 CFS cubic feet per second and/or 90.8 AFA acre-feet per annum.
(diversion rate) (storage volume)

5. POINT OF DIVERSION – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

- ☒ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at www.idwr.idaho.gov, *Water Right Transfers, Online Resources*.

New?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
yes			SE	NW	31	15N	03W	Washington	Pine creek	

6. 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:

We will be pumping from a Buried Tank with a Lockable Headgate
the pump will have a measured device

- b. Who owns the property at the point(s) of diversion? Glenn R. & Shelley Fredrickson
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. 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 used in a mitigation plan limiting the use of water under the right(s), or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe:

- d. Is any portion of the water right(s) proposed to be changed currently leased to the Water Supply Bank? ☐ Yes ☒ No

- ☐ If yes and there are multiple owners, attach a [Lessor Designation](#) form.
☐ If yes, the individual owner or designated lessor must complete, sign and attach an [IRS Form W-9](#).
(Disregard if these items are on file and ownership has not changed.)

7. **MAP** – ☐ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and ¼ ¼ of section information. The *Map Tool*, available at maps.idwr.idaho.gov/TransferApplicationLayouts/ provides a satisfactory template for creating the required map.

8. **SIGNATURE** – The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

Glenn R. Fredrickson
Signature of applicant or authorized agent

Glenn R. Fredrickson
Print name and title if applicable

1/8/18
Date

Shelley Fredrickson
Signature of applicant or authorized agent

Shelley Fredrickson
Print name and title if applicable

1/8/18
Date

9. **FEE** – ☒ The application filing fee provided in Section 42-221, Idaho Code, must be submitted with the application for transfer. The Application fee is based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The [Fee Schedule](#) is available at www.idwr.idaho.gov, *Water Right Transfers*, Step 4 and in the [Application for Transfer Instructions](#).

FOR DEPARTMENT USE ONLY

Transfer includes 5 pages of attachments. Received by aj Date 1/16/18
Fee paid \$500.00 Date 1/16/18 Received by aj Receipt # W045976
Preliminary review by CP Date 1/19/18 Active in the Water Supply Bank? Yes ☐ No ☒
W-9 received? Yes ☐ No ☐ Name on W-9 N/A W-9 forwarded to fiscal? Yes ☐ No ☐

(Do NOT scan the W-9 – confidential information is held by fiscal only)

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

1/2/2018

WATER RIGHT NO. 67-15008

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GLENN R FREDRICKSON
Current Owner	SHELLEY FREDRICKSON 3071 HWY 71 CAMBRIDGE, ID 83610 2085505969
Original Owner	JAMES W TINDELL , ID
Original Owner	ROBERT L STINNETT 3068 HWY 71 CAMBRIDGE, ID 83610 2082573786

Priority Date: 05/01/1890

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
PINE CREEK	WEISER RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	10/31	0.4 CFS	90.8 AFA
Total Diversion			0.4 CFS	

Location of Point(s) of Diversion:

PINE CREEK|SWSW|Sec. 30|Township 15N|Range 03W|WASHINGTON County
PINE CREEK|SWNE|Sec. 31|Township 15N|Range 03W|WASHINGTON County

Place(s) of use:

Place of Use Legal Description: IRRIGATION WASHINGTON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
15N	03W	31		SWNE	2									
				NENW	9.2	1	NWNW	4.6		SENE	6.9			

Total Acres: 22.7

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. This right is a split from former right 67-200 .

Dates:

Licensed Date:

Decreed Date: 07/01/2009

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: AND/OR

Water District Number: 67

Generic Max Rate per Acre:

Generic Max Volume per Acre:

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

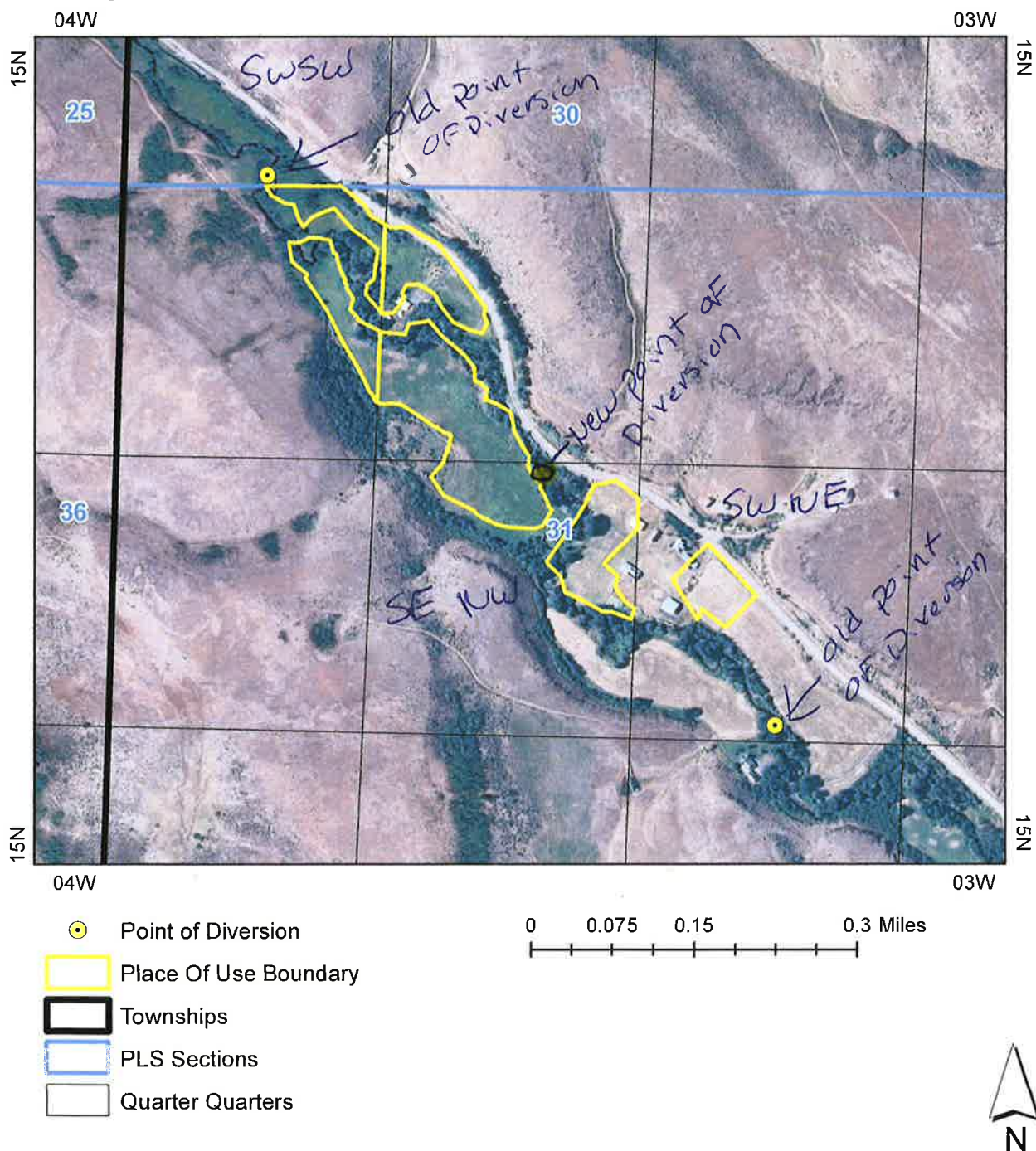
Close

State of Idaho
Department of Water Resources

Water Right 67-15008

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.



Map produced on January 11, 2018

82096

Application for Water Right

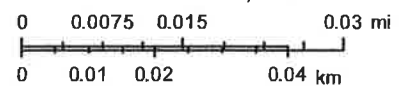


1 / 11 / 2018 9 : 08 : 15 AM

1:1,128

-  Counties
-  Township/Range
-  Section
-  Quarter Quarter

New point of Diversion



82096

Created by NRCS from 1:24,000 scale USGS topographic maps.
Esri, HERE, DeLorme, MapmyIndia, © OpenStreetMap contributors
Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus
DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community



United States Department of Agriculture
Farm Service Agency

February 06, 2014

Farm: 2799
Tract: 2590

Washington County, ID
1:4,907



Disclaimer: Wetland identifiers do not represent the size, shape or specific determination of the area.
Refer to your original determination (CPA-026 and attached maps) for exact wetland
boundaries and determinations, or contact NRCS.

82096



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

May 13, 2018

GLENN R FREDRICKSON
SHELLEY FREDRICKSON
3071 HWY 71
CAMBRIDGE, ID 83610

RE: Transfer No. 82096
Water Right No(s). 67-15008

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 UPPER COUNTRY NEWS REPORTER on 5/16/2018 and 5/23/2018. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

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,

Rachel Neely
Administrative Assistant

Neely, Rachel

From: Neely, Rachel
Sent: Tuesday, May 15, 2018 10:04 AM
To: 'REPORTER@CTCWEB.NET'
Subject: Washington Legal Ad
Attachments: Washington Cover Letter.docx; Washington Legal Ad.docx

Good Morning Legal Clerk,

Please see the attached ad for publication on 5/16/2018 & 5/23/2018.

Please confirm these are okay to publish as shown.

Rachel Neely

Administrative Assistant I
IDWR-Western Region
2735 Airport Way Boise, ID 83705
Rachel.Neely@idwr.idaho.gov

May 15, 2018

LEGAL NOTICE DEPARTMENT
UPPER COUNTRY NEWS REPORTER
PO BOX 9
CAMBRIDGE, ID 83601-0009

RE: Transfer No. 82096

Dear Legal Notice Department:

Please publish the enclosed legal notice 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 before 6/4/2018. Your cooperation is appreciated.

Sincerely,

Rachel Neely
Administrative Assistant

Enclosure(s)

The following application has been filed to appropriate the public waters of the State of Idaho:

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 82096**

GLENN R FREDRICKSON and SHELLEY FREDRICKSON, 3071 HWY 71, CAMBRIDGE, ID 83610; has filed Application No. 82096 for changes to the following water rights within WASHINGTON County(s): Right No(s). 67-15008. This transfer application proposes to change the point of diversion for water right 67-15008 to a new location on the applicant's property along Pine Creek. The proposed point of diversion is located in the SENW of Section 31, Township 15 North, Range 03 West, Boise Meridian. Water will continue to be used at the current place of use approximately 4 miles northwest of Cambridge, Idaho along Highway 71.

For additional information concerning the property location, contact Western Region office at (208) 334-2190; or for a full description of the right(s) or proposed transfer(s), please see www.idwr.idaho.gov. Protests may be submitted based on the criteria of Idaho Code § 42-222. Any protest against the proposed change(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 together with a protest fee of \$25.00 for each application on or before 6/4/2018. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 5/16/2018 and 5/23/2018

Neely, Rachel

From: Neely, Rachel
Sent: Tuesday, May 15, 2018 10:06 AM
To: 'Brandi Horton-Bonner'
Subject: Application for Transfer 82096
Attachments: Watermaster Recommendation Form_F.PDF; Application for Transfer 82096.pdf

May 15, 2018

BRANDI BONNER
WATER DISTRICT #67
2297 SNAPP LN
MIDVALE ID 83645

RE: Application for Transfer 82096

Dear Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application(s). A copy of the application(s) is enclosed with this email for your reference. Please review the application(s), complete the enclosed recommendation form, and submit your reply, if any, to this office by the protest deadline of **June 4, 2018**.

If you desire to formally protest approval of this application, you may do so by filing a written protest along with a \$25.00 filing fee for each protested application by the protest deadline..

IDWR will assume you do not object to this application(s) if a timely response is not received. Please contact me if you have any questions in this matter. Thank you for your help.

Sincerely,

Rachel Neely

Administrative Assistant I
IDWR-Western Region
2735 Airport Way Boise, ID 83705
Rachel.Neely@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

April 20, 2018

GLENN & SHELLEY FREDRICKSON
3071 HIGHWAY 71
CAMBRIDGE ID 83610

RE: Application for transfer no. 82096

Dear applicants,

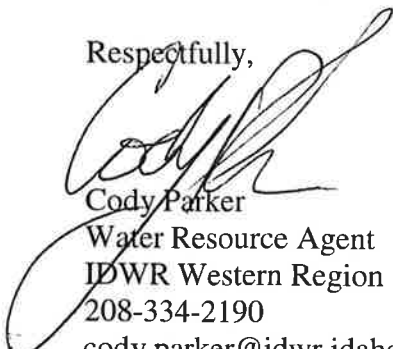
I am writing today in regard to the water right transfer application referenced above which proposes to change the point of diversion for irrigation water right no. 67-15008. You submitted the application on January 16, 2018. The next step in the transfer process is to advertise the application as a legal notice in the local newspaper to provide an opportunity for other water users to protest.

As part of the review process, the Department is required to confirm that the applicant has the authority to file the transfer application. An applicant has the authority to file the application if either: 1) they are the current owner of the water right or 2) they have written authority to file the application on behalf of the current water right owner.

In this case, it appears that 7.7 acres of the irrigation authorized by right 67-15008 are owned by the Richard A Klein Revocable Trust. If you are authorized to change the point of diversion on behalf of the Trust please provide written evidence in support of that fact. However, if you are not authorized to change the point of diversion on behalf of the Trust please contact me at 208-334-2190 to discuss paths for moving forward.

Please provide the requested information within thirty (30) days of the date of this letter. Once this matter is addressed, I can forward your application to advertising. If you do not make a timely reply to this letter, I will assume that you have no further interest in pursuing this water right transfer, and the Department will reject your application. Thank you for your time and attention to these matters. I look forward to your reply.

Respectfully,



Cody Parker

Water Resource Agent
IDWR Western Region
208-334-2190

cody.parker@idwr.idaho.gov