

RECEIVED

Rev. 01/15

MAR 01 2018

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JAN 31 2018

WATER RESOURCES
WESTERN REGIONAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of Applicant(s) Thomas H Carson Phone 208-468-3500Mailing address 1004 7th St South Nampa, ID 83651 Email thomas.h.carson@idaho.gov

- ☐ 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.

TH Carson

Signature of Applicant or Authorized Representative

Thomas H Carson

Print Name and Title if applicable

29 JAN 2018

Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

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 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**.

Change POD to existing well in NE SW

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

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

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☒ ☐	<u>63-2733C</u>	<u>90AFA</u>	<u>Irrigation</u>	<u>3-1</u> to <u>11-15</u>	<u>Ground Water</u>
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 0.4 cfs and/or 90 acre-feet.

2. Total amount of water proposed to be transferred or changed 0.4 cubic feet per second and/or 90 acre-feet per year.

3. Point(s) of Diversion:

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

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
Yes			NE	SW	17	2N	2W	Canyon	Groundwater	

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☒ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Total Acres (for irrigation use)																			

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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:

15HP submersibles in existing well since 1977

- b. Who owns the property at the point(s) of diversion? Thomas H. Carlson
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? 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: Farm Credit Services - mortgage

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. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank? If yes, ☐ complete Attachment WSB.
e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:

NONE

- f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:

NONE

- g. 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:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Ident. No. _____

Point of Diversion/Place of Use Supplement

Attachment to: ☐ Application for Permit to Appropriate Water ☒ Application for Transfer** ☐ Adjudication Claim
☐ Application for Amendment of Permit ☐ Beneficial Use Field Report ☐ Statutory Claim

Location of points of diversion (POD):

New POD?	Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or well/diversion tag #
☒ Yes	ZN	ZW	17			NE	SW	Canyon	Groundwater	
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										

Description of place of use (POU):

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
ZN	ZW	17									10	10							20

**If this supplemental sheet is for an Application for Transfer, insert this page into Part 1B of the application.

Page _____

82211

3/1/2018

82211

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

3/1/2018

SubCaseNumber: 63-2733C

Class: 1

SF5 Filed Date:

Special Master Recom Signed Date:

Attorney Assigned:

Adjudication Agent:

Basis of Claim: License

Date Filed:

Objection Status:

Water Supply Bank:

N/A

82211

State of Idaho
Department of Water Resources

Water Right
63-2733C

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.

02W



- ⊙ Point of Diversion
- Place Of Use Boundary

- Townships
- PLS Sections
- Quarter Quarters

0 0.045 0.09 0.18 Miles

82211



State of Idaho
Department of Water Resources

Water Right
63-2733

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.

02W



- ⊙ Point of Diversion
- Place Of Use Boundary

- Townships
- PLS Sections
- Quarter Quarters

0 0.075 0.15 0.3 Miles

82211



WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

Well on Lake
Shore?

Received
12-13-77
J. D. R.

1. WELL OWNER Name <u>Chasler Eggers</u> Address <u>745 So Black Cat Rd</u> <u>Meridian Id. 83642</u> Owner's Permit No. _____	7. WATER LEVEL Static water level <u>50' 9"</u> feet below land surface Flowing? ☐ Yes ☒ No G.P.M. flow _____ Temperature _____ ° F. Quality _____ Artesian closed-in pressure _____ p.s.i. Controlled by ☐ Valve ☐ Cap ☐ Plug																																																				
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Abandoned (describe method of abandoning) _____	8. WELL TEST DATA ☐ Pump ☐ Bailer ☐ Other <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Discharge G.P.M.</th> <th>Draw Down</th> <th>Hours Pumped</th> </tr> </thead> <tbody> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> </tbody> </table>	Discharge G.P.M.	Draw Down	Hours Pumped																																																	
Discharge G.P.M.	Draw Down	Hours Pumped																																																			
3. PROPOSED USE ☐ Domestic ☒ Irrigation ☐ Test ☐ Other (specify type) _____ ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection	9. LITHOLOGIC LOG 106758 <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th rowspan="2">Hole Diam.</th> <th colspan="2">Depth</th> <th rowspan="2">Material</th> <th colspan="2">Water</th> </tr> <tr> <th>From</th> <th>To</th> <th>Yes</th> <th>No</th> </tr> </thead> <tbody> <tr> <td>12</td> <td>0</td> <td>1</td> <td>Top Soil</td> <td> </td> <td>X</td> </tr> <tr> <td>12</td> <td>1</td> <td>2</td> <td>Hard Pan</td> <td> </td> <td>X</td> </tr> <tr> <td>12</td> <td>2</td> <td>7</td> <td>Lava Rock, cracks with Hard Pan</td> <td> </td> <td>X</td> </tr> <tr> <td>12</td> <td>7</td> <td>18</td> <td>Lava Rock solid</td> <td> </td> <td>X</td> </tr> <tr> <td>10</td> <td>18</td> <td>35</td> <td>Lava Rock solid</td> <td> </td> <td>X</td> </tr> <tr> <td>10</td> <td>35</td> <td>90</td> <td>Lava Rock some cracks</td> <td> </td> <td>X</td> </tr> <tr> <td>10</td> <td>90</td> <td>153</td> <td>Lava Rock cracks</td> <td> </td> <td>X</td> </tr> </tbody> </table>	Hole Diam.	Depth		Material	Water		From	To	Yes	No	12	0	1	Top Soil		X	12	1	2	Hard Pan		X	12	2	7	Lava Rock, cracks with Hard Pan		X	12	7	18	Lava Rock solid		X	10	18	35	Lava Rock solid		X	10	35	90	Lava Rock some cracks		X	10	90	153	Lava Rock cracks		X
Hole Diam.	Depth		Material	Water																																																	
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10	90	153	Lava Rock cracks		X																																																
4. METHOD DRILLED ☒ Cable ☐ Rotary ☐ Dug ☐ Other	10. <u>12-1-77</u> finished <u>12-15-77</u> Work started _____ finished _____																																																				
5. WELL CONSTRUCTION Diameter of hole <u>10</u> inches Total depth <u>153</u> feet Drilling schedule: ☒ Steel ☐ Concrete <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Thickness</th> <th>Diameter</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td><u>250</u> inches</td> <td><u>10</u> inches</td> <td><u>1.5</u> feet</td> <td><u>19.5</u> feet</td> </tr> <tr><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td><td> </td></tr> </tbody> </table> Was casing drive shoe used? ☐ Yes ☒ No Was a packer or seal used? ☐ Yes ☒ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch Size of perforation _____ inches by _____ inches <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Number</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> </tbody> </table> Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Type _____ Model No. _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>18-5</u> Material used in seal ☒ Cement grout ☐ Pudding clay ☐ Well cuttings Sealing procedure used ☐ Sherry pit ☐ Temporary surface casing ☒ Overbore to seal depth	Thickness	Diameter	From	To	<u>250</u> inches	<u>10</u> inches	<u>1.5</u> feet	<u>19.5</u> feet																					Number	From	To										11. DRILLERS CERTIFICATION Firm Name <u>Bill Doty Well Drilling</u> Firm No. <u>42</u> Address <u>RT # 7 Caldwell</u> Date <u>12-17-77</u> Signed by (Firm Official) <u>Bill Doty</u> and (Operator) <u>Roger Lanning</u>												
Thickness	Diameter	From	To																																																		
<u>250</u> inches	<u>10</u> inches	<u>1.5</u> feet	<u>19.5</u> feet																																																		
Number	From	To																																																			
6. LOCATION OF WELL Sketch map location must agree with written location. Subdivision Name _____ Lot No. _____ Block No. _____ County <u>Canyon</u> <u>NW 1/4 Sec. 17 T. 2 N. R. 2 E</u>	USE ADDITIONAL SHEETS IF NECESSARY FORWARD THE WHITE COPY TO THE DEPARTMENT																																																				



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 13, 2018

THOMAS H CARSON
1004 7TH ST S
NAMPA, ID 83651-4124

RE: Transfer No. 82210
Transfer No. 82211

Dear Applicant(s):

The Department of Water Resources has received your water right transfer applications. Please refer to the transfer numbers referenced above in all future correspondence regarding these transfers.

A legal notice of each application has been prepared and is scheduled for publication in the PRESS TRIBUNE on 4/19/2018 and 4/26/2018. Protests to either application may be submitted for a period ending ten (10) days after the second publication.

If either 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 either 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 applications.

Sincerely,

Rachel Neely
Administrative Assistant

Neely, Rachel

From: Neely, Rachel
Sent: Friday, April 13, 2018 9:15 AM
To: 'IDAHO PRESS TRIBUNE'
Subject: Canyon Legal Ads
Attachments: Canyon Cover Letter.docx; Canyon Legal .docx

Good Morning Legal Clerk,

Please see the attached ads for publication on 4/19/2018 & 4/26/2018.

Please confirm these are okay to publish as shown.

Thank you,

Rachel Neely

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

April 13, 2018

LEGAL NOTICE DEPARTMENT
PRESS TRIBUNE
PO BOX 9399
NAMPA, ID 83652

RE: Transfer No. 82210
Transfer No. 82211

Dear Legal Notice Department:

Please publish the enclosed legal notices on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notices 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 5/7/2018. Your cooperation is appreciated.

Sincerely,

Rachel Neely
Administrative Assistant

Enclosure(s)

The following applications have been filed to appropriate the public waters of the State of Idaho:

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 82210

THOMAS H CARSON, 1004 7TH ST S, NAMPA, ID 83651-4124; has filed Application No. 82210 for changes to the following water rights within CANYON County(s): Right No(s). 63-2732. The purpose of this transfer is to change the place of use for 7 irrigated acres of water right 63-2732. 5 acres in the SESW will be irrigated by piping water from the well in the NESW across a waste ditch to be gravity fed through furrows running north-south. Water will be used south of Lakeshore Drive between Dearborne Road and Lynwood Drive, approximately 3 miles southwest of Nampa, Idaho.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 82211

THOMAS H CARSON, 1004 7TH ST S, NAMPA, ID 83651-4124; has filed Application No. 82211 for changes to the following water rights within CANYON County(s): Right No(s). 63-2733C. The purpose of this transfer is to change the point of diversion to a well located 500 ft southeast of the original in the NESW of Section 17, Township 02 North, Range 02 West, Boise Meridian. According to the applicant, the proposed point of diversion has been used for this right since 1977. Water will continue to be used at the current place of use located east of the intersection of Lakeshore Drive and Dearborne Road, approximately 3 miles southwest of Nampa, Idaho.

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 5/7/2018. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 4/19/2018 and 4/26/2018



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

February 22, 2018

THOMAS H CARSON
1004 7TH ST SOUTH
NAMPA ID 83651

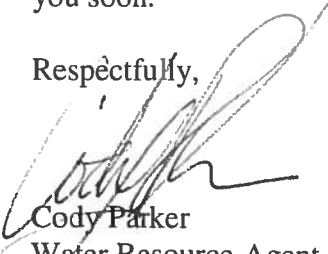
RE: Applications for transfer submitted January 31, 2018

Dear Mr. Carson,

I am writing you today in regard to the (2) applications for transfer you submitted which propose changes to water rights 63-2732 and 63-2733C. Upon initial review I have found some information to be missing. Additionally, it does not appear that the processing fee was paid for either of these, though you did pay for the Change in Ownership you submitted the same day. I would like to schedule a time to discuss your applications, and the changes they propose, in order to complete these filings and begin processing.

Please contact me at 208-334-2190 or by email at cody.parker@idwr.idaho.gov to discuss your applications or to schedule a time to meet here at the office. I cannot proceed with processing until the applications are complete and have been paid for. Thank you for your help. I look forward to hearing from you soon.

Respectfully,



Cody Parker
Water Resource Agent
IDWR Western Region
208.334.2190
cody.parker@idwr.idaho.gov