

RECEIVED

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42-222 POD - 09/14

OCT 02 2017
COMPLETE
WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESSEP 01 2017
INCOMPLETE
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) W.R. Wilkerson - William R Wilkerson Sr. Phone 208-466-2175
 2. MAILING ADDRESS 2520 So. Powerline Rd. City Nampa
 State Idaho Zip 83686 Email None

- ☐ 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) 2-7318-A
See Amos Shuman for Water Right

- ☒ 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 0.27 CFS cubic feet per second and/or _____ 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	1/4	1/4	1/4	Sec	Twp	Rge	County	Source	Local name or tag #
No	L6		SW	NW	14	03N	05W	Blaine	S Snake River	
Yes	L5		SE	NW	14	03N	05W	Blaine Co	Jump 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:

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

Dana Kasper

- 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:

Water Supply Bank

- 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. We did this in 2014
(Disregard if these items are on file and ownership has not changed.)

7. **MAP** – ☒ See Aaron Shriver for 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.

William R. Wilkerson Sr. William R. Wilkerson Sr. 8-28-17
Signature of applicant or authorized agent Print name and title if applicable Date

Imogene E. Wilkerson Imogene E. Wilkerson 8-28-17
Signature of applicant or authorized agent Print name and title if applicable 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 3 pages of attachments. Received by CJ Date 10/2/17
Fee paid \$500⁰⁰ Date 10/02/17 Received by CJ Receipt # W045710
Preliminary review by CP Date 10/03/17 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)

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

Current Water Right No.: 2-2318A

Current Owner: WILLIAM R WILKERSON SR
IMOGENE E WILKERSON

Priority Date: 6/5/1964

Origin: Water Right

Status: Water Supply Bank Active

Basis: Decreed

Source

SNAKE RIVER

Tributary

COLUMBIA RIVER

Beneficial Use

IRRIGATION

From To

3/15 to 11/15

Total Diversion

Diversion Rate

0.27 CFS

0.27 CFS

Annual Volume

Location of Point(s) of Diversion

SNAKE RIVER

L6(NW1/4NW1/4)

Sec. 14, Twp 03N, Rge 05W B.M.

OWYHEE County

Place of Use

IRRIGATION Within OWYHEE County

T03N R05W S14 Lot 6 SWNW 4.30 T03N R05W S14 Lot 5 SENW 9.00

Total Acres: 13.3

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 water right is a split from former license 02-2318. As a result, access to the decreed point of diversion and delivery system for this water right is located on property other than that to which this water right is appurtenant. The decreed elements for this water right do not constitute a judicial determination of the validity of any right to access the point of diversion and/or conveyance system located on property other than to which this water right is decreed appurtenant. The judicial determination of the right of access to the point of diversion and conveyance system was decided separately in Wilkerson v. Snake River R.V. Resort, et. al., Third Judicial District, Owyhee County (Case No. CV-06-05541). Any right of access to the point of diversion and the conveyance system located on property other than to which this water right is decreed appurtenant is subject to any final judgement entered in that proceeding.
3. S47 The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.

____ of _____
10/31/2011

Place of Use and Newly Proposed Point of Diversion for Water Right No. 2-2318A





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

October 13, 2017

WILLIAM R WILKERSON SR
2520 S POWERLINE RD
NAMPA, ID 83686

RE: Transfer No. 81936
Water Right No(s). 2-2318A

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 OWYHEE AVALANCHE on 10/18/2017 and 10/25/2017. 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: Friday, October 13, 2017 8:52 AM
To: 'Jennifer Stutheit'
Subject: Owyhee Legal Ad
Attachments: Owyhee Cover Letter.docx; Owyhee Legal Ad.docx

Good Morning Legal Clerk,

Please see the attached ad for publication on 10/18/2017 & 10/25/2017.

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

October 13, 2017

LEGAL NOTICE DEPARTMENT
OWYHEE AVALANCHE
PO BOX 97
HOMEDALE, ID 83628

RE: Transfer No. 81936

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 11/6/2017. 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. 81936**

WILLIAM R WILKERSON SR, 2520 S POWERLINE RD, NAMPA, ID 83686; has filed Application No. 81936 for changes to the following water rights within OWYHEE County(s): Right No(s). 2-2318A. The purpose of the transfer is to add a point of diversion to water right no. 2-2318A. The original point of diversion diverts water from the Snake River, and the point to be added diverts water from Jump Creek, an upstream tributary of the Snake River. Water will continue to be used at the current place of use southeast of the intersection of River Resort Dr. and N Jump Creek Rd., approximately 2.0 miles southeast of Homedale, 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 11/6/2017. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 10/18/2017 and 10/25/2017



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

October 13, 2017

GEM IRRIGATION DISTRICT
PO BOX 67
HOMEDALE ID 83628

Re: Application for Transfer No. 81936

Dear Interested Party:

The above referenced application may be of interest to you. I would like to inform you that the application has been submitted to the *Owyhee Avalanche* for advertising. I have enclosed a copy of the application for your convenience. This information is also available on our website www.idwr.idaho.gov.

If you desire to file a formal protest against approval of the application, a written protest along with the \$25.00 protest fee must be received in this office by **November 6, 2017**. A copy of the protest must also be sent to the applicant.

If you have any questions regarding the application, please contact this office at 208-334-2190.

Sincerely,

Rachel Neely
Administrative Assistant
Western Regional Office

Enclosures



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

October 3, 2017

WR WILKERSON
2520 S POWERLINE RD
NAMPA ID 83686

RE: Application for transfer for water right no. 2-2318A

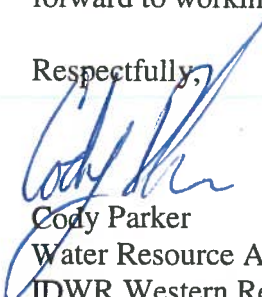
Dear Mr. Wilkerson,

I am writing concerning the application for transfer referenced above which proposes to add a point of diversion to right 2-2318A. As you may know, this right is currently leased to the Water Supply Bank. You submitted a Request to Release a Water Right from the Bank form on September 29, 2017. That request was approved on October 2, 2017. As a result, your water right will be released from the Bank as of December 31, 2017.

IDWR cannot approve changes to water rights while they are leased to the Bank. Therefore, the changes proposed to right no. 2-2318A can only be approved after December 31. Transfer approval is also subject to a Department review and advertisement period. The review and advertisement will be completed prior to that date. If there are no protests to your proposal, approval will be delayed until after the water right is released from the Bank.

Please let me know if you have any questions or comments regarding the content of this letter. You can reach me by phone at 208-334-2190, or by email at cody.parker@idwr.idaho.gov. I may attempt to contact you again prior to advertising if I find that any point of your proposal needs clarifying. I look forward to working with you during this process. Thank you for your time.

Respectfully,



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

Parker, Cody

From: Webster, Clay
Sent: Tuesday, October 03, 2017 2:37 PM
To: Parker, Cody
Subject: RE: Transfer for right 2-2318A

Cody,

This right is not currently rented. I have changed the status in our WSB database to keep it from being rented, you can proceed with the transfer. Please let me know if it does get completed prior to the end of the year. Thanks.

Sincerely,
Clay Webster
Water Resource Agent Sr.
clay.webster@idwr.idaho.gov
208-287-4910
Idaho Department of Water Resources (IDWR)

From: Parker, Cody
Sent: Tuesday, October 03, 2017 10:47 AM
To: Webster, Clay <Clay.Webster@idwr.idaho.gov>
Subject: Transfer for right 2-2318A

Mr. Webster,

I recently received a transfer for water right 2-2318A. It looks like the water right is in the WSB until 12/31/17 per a request to release. It is unlikely the transfer will go through before that date, but I will let them know that there will be a delay in approval until after the right is officially released. Let me know if you need any additional information from me.

Thanks,

Cody Parker
Water Resource Agent
IDWR Western Region



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

September 5, 2017

COPY

W.R. WILKERSON
2520 S POWERLINE RD
NAMPA, ID 83686

Re: Water Right Application for Transfer Incomplete - Returned

Dear Mr. Wilkerson:

This office received your application on September 1, 2017. The application cannot be accepted into the records of the Idaho Department of Water Resources (IDWR) until the following items are addressed:

- **Item no. 1 – Applicant name**

- The water right proposed for transfer is currently owned by William R. Wilkerson Sr. or Imogene E. Wilkerson. The application form is signed by both parties, but the applicant name listed is only "W.R. Wilkerson", whom I assume is William R. Wilkerson Sr. Please confirm W.R. Wilkerson is William R. Wilkerson Sr. and/or Imogene E. Wilkerson is also an applicant by amending item no. 1 of the form.

- **Item no. 3 – Copy of current water right record**

- Part 2A enclosed is a copy of the water right record as it currently exists. Please submit this with your amended application and filing fee.

- **Item no. 7 – Map**

- Your application says "See Aaron Skinner for Map". Aaron Skinner has prepared the enclosed map showing the current point of diversion and the point of diversion you propose to add by filing this transfer application, based on his visit with you on September 1, 2017. Please review the enclosed map labeled "Place of Use and Newly Proposed Point of Diversion for Water Right No. 2-2318A". If you agree with the locations of the points of diversion, please return this map as is with the application and filing fee. If you disagree with the locations of the points of diversion, please "X" thru the incorrect location and mark the correct one(s) on the map provided.

- **Item no. 9 – Fee**

- A filing fee of \$500 is required for your transfer application based on the rate of 0.27 cfs proposed for change. Please return the application form and attachments with the correct fee.

The original application along with the documents described above are enclosed. Please address the items outlined above and return the original application and documents/attachments outlined above with the required filing fee within the next thirty (30) days. Please contact me at (208) 334-2190 if you have any questions about the necessary information or fee.

Sincerely,


Angela M. Grimm
Water Rights Supervisor

Enclosure: Original Application, Part 2A Water Right Record, Map, Fee Schedule

COPY

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 01 2017

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) W.R. Wilkerson Phone 208-466-2175
 2. MAILING ADDRESS 2520 So. Powerline Rd. City Nampa
 State Idaho Zip 83686 Email None

- ☐ 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) 2-2318-A
See Amos Shuman for Water Right

- ☒ 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 0.27 CFS cubic feet per second and/or _____ 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	1/4	1/4	1/4	Sec	Twp	Rge	County	Source	Local name or tag #
No	L6		SW	NW	14	03N	05W	Blaine	S-rake River	
yes	L5		SE	NW	14	03N	05W	Blaine Co	Jump 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:

- b. Who owns the property at the point(s) of diversion? _____

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

Owns Property

- 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:

Water Supply Bank

- 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. We did this in 2014
(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.

William R. Wilkerson Sr.
Signature of applicant or authorized agent

William R. Wilkerson Sr.
Print name and title if applicable

8-28-17
Date

Imogene E. Wilkerson
Signature of applicant or authorized agent

Imogene E. Wilkerson
Print name and title if applicable

8-28-17
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 _____ pages of attachments. Received by _____ Date _____

Fee paid _____ Date _____ Received by _____ Receipt # _____

Preliminary review by _____ Date _____ Active in the Water Supply Bank? Yes ☐ No ☐

W-9 received? Yes ☐ No ☐ Name on W-9 _____ W-9 forwarded to fiscal? Yes ☐ No ☐

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

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

Current Water Right No.: 2-2318A

Current Owner: WILLIAM R WILKERSON SR
IMOGENE E WILKERSON

Priority Date: 6/5/1964

Origin: Water Right

Status: Water Supply Bank Active

Basis: Decreed

SourceTributary

SNAKE RIVER

COLUMBIA RIVER

Beneficial UseFrom ToDiversion RateAnnual Volume

IRRIGATION

3/15 to 11/15

0.27 CFS

Total Diversion

0.27 CFS

Location of Point(s) of Diversion

SNAKE RIVER

L6(NW1/4NW1/4)

Sec. 14, Twp 03N, Rge 05W B.M.

OWYHEE County

Place of UseIRRIGATION Within OWYHEE County

T03N R05W S14

Lot 6

SWNW

4.30

T03N R05W S14

Lot 5

SENW

9.00

Total Acres: 13.3

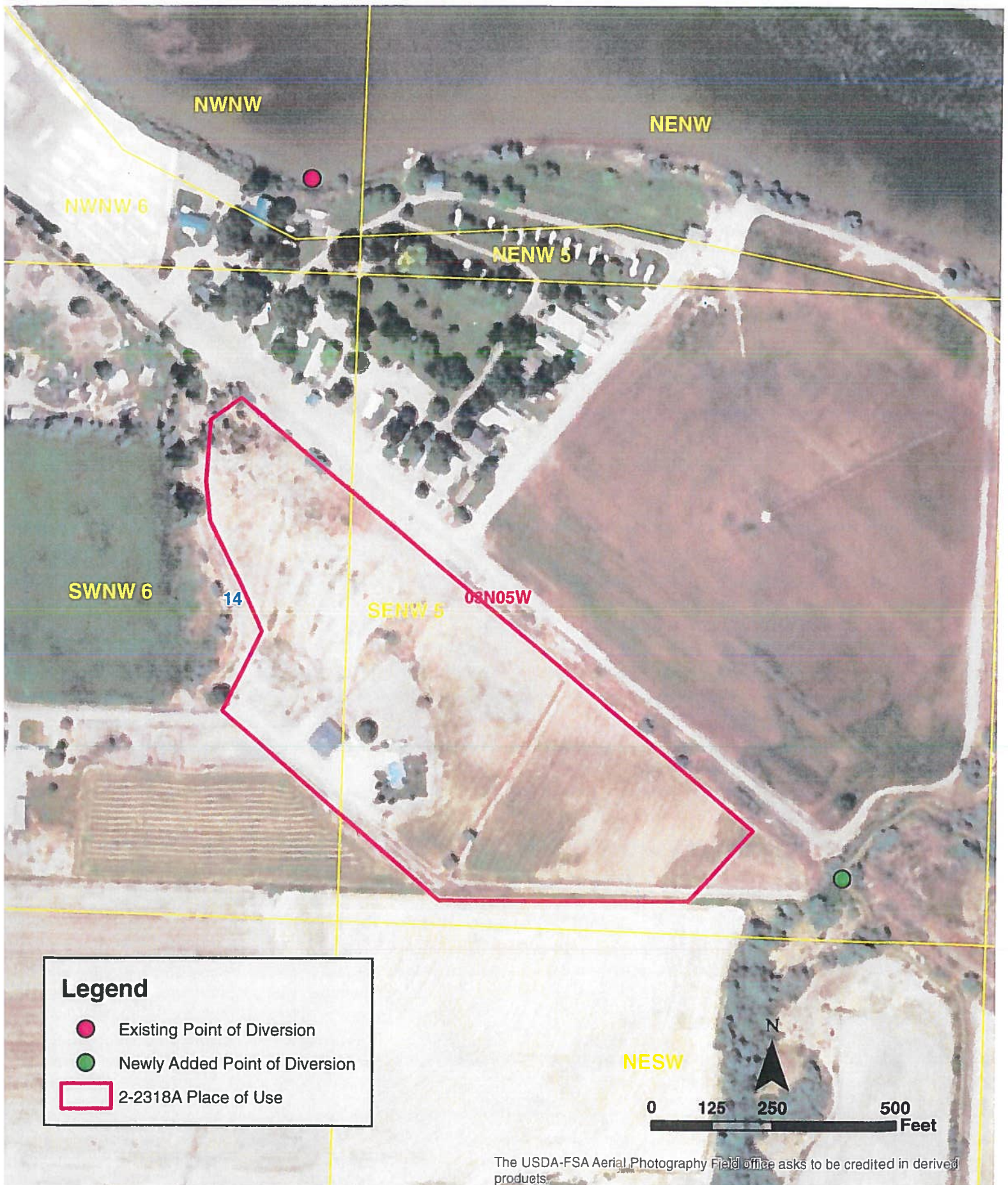
Conditions of Approval:

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 water right is a split from former license 02-2318. As a result, access to the decreed point of diversion and delivery system for this water right is located on property other than that to which this water right is appurtenant. The decreed elements for this water right do not constitute a judicial determination of the validity of any right to access the point of diversion and/or conveyance system located on property other than to which this water right is decreed appurtenant. The judicial determination of the right of access to the point of diversion and conveyance system was decided separately in Wilkerson v. Snake River R.V. Resort, et. al., Third Judicial District, Owyhee County (Case No. CV-06-05541). Any right of access to the point of diversion and the conveyance system located on property other than to which this water right is decreed appurtenant is subject to any final judgement entered in that proceeding.
3. S47 The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.

Page _____ of _____

Decreed Date: 10/31/2011

Place of Use and Newly Proposed Point of Diversion for Water Right No. 2-2318A



Application for Transfer or Exchange Fee Schedule

See [Idaho Code § 42-221.O](#)

The fee for an application for transfer is based on the storage volume (acre-feet per year or AFY) or on the diversion rate (cubic feet per second or CFS) being transferred, not necessarily on the amount of the entire right. For applications proposing a change in the diversion rate and storage volume, determine each fee separately and pay the greater of the two. See [Transfer Processing Memo No. 23](#).

(CFS = cubic feet per second; AF = acre-feet per year)

Flow Rate (CFS)	Storage Volume (AF)	Fee	Flow Rate (CFS)	Storage Volume (AF)	Fee
0.00 – 0.20	0.0 – 20.0	\$200	11.01 – 12.00	1,100.1 – 1,200.0	\$1,380
0.21 – 1.00	20.1 – 100.0	\$500	12.01 – 13.00	1,200.1 – 1,300.0	\$1,460
1.01 – 2.00	100.1 – 200.0	\$580	13.01 – 14.00	1,300.1 – 1,400.0	\$1,540
2.01 – 3.00	200.1 – 300.0	\$660	14.01 – 15.00	1,400.1 – 1,500.0	\$1,620
3.01 – 4.00	300.1 – 400.0	\$740	15.01 – 16.00	1,500.1 – 1,600.0	\$1,700
4.01 – 5.00	400.1 – 500.0	\$820	16.01 – 17.00	1,600.1 – 1,700.0	\$1,780
5.01 – 6.00	500.1 – 600.0	\$900	17.01 – 18.00	1,700.1 – 1,800.0	\$1,860
6.01 – 7.00	600.1 – 700.0	\$980	18.01 – 19.00	1,800.1 – 1,900.0	\$1,940
7.01 – 8.00	700.1 – 800.0	\$1,060	19.01 – 20.00	1,900.1 – 2,000.0	\$2,020
8.01 – 9.00	800.1 – 900.0	\$1,140	20.01 – 100.00	2,000.1 – 10,000.0	*
9.01 – 10.00	900.1 – 1,000.0	\$1,220	100.01 – 500.00	10,000.1 – 50,000.0	**
10.01 – 11.00	1,000.1 – 1,100.0	\$1,300	500.01 & over	50,000.1 & over	***

For an application including a **change in nature of use** of water under one (1) or more right(s):
Additional fee of \$250 per application.

For any application including a **change in ownership** of water right(s) as required per [Idaho Code § 42-248](#):
Additional fee of \$25.00 per undivided right requiring an ownership change and/or
Additional fee of \$100.00 per divided right requiring an ownership change.

* **\$2,020.00 plus \$40.00** for each additional 1.0 cfs or part thereof or 100 acre-feet or part thereof over the first 20.0 cfs or 2,000 acre-feet.

** **\$5,220.00 plus \$20.00** for each additional 1.0 cfs or part thereof or 100 acre-feet or part thereof over the first 100.0 cfs or 10,000 acre-feet.

** **\$13,220.00 plus \$4.00** for each additional 1.0 cfs or part thereof or 100 acre-feet or part thereof over the first 500.0 cfs or 50,000 acre-feet.