

INCOMPLETE
RECEIVED

JUL 12 2017

RECEIVED
JUL 18 2017
WATER RESOURCES
WESTERN REGION
COMPLETE

42-222 POD - 09/14

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
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) Jess & Brenda Baugh Ram Phone 208-628-3733

2. MAILING ADDRESS PO Box 1459 City Riggins
State ID Zip 83549 Email brenda@idahoriver.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) 77-14302

- ☒ 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 0.23' 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 #
Y		NW	NE		32	24N	8E	Idaho	Mackay 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: Need new box so we have our own system
~~Box has 1 line coming out. We need to put in our own line~~
~~so we can have our own delivery system separate from our neighbor~~
- b. Who owns the property at the point(s) of diversion? We do / OR USFS
 If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
Single POD either our property or USFS if USFS seeking
- c. To your knowledge has/is any portion of the water right(s) proposed to be changed: special use permit

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 1/4 1/4 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.

Brenda Baugh
 Signature of applicant or authorized agent

Brenda Baugh
 Print name and title if applicable

7-7-17
 Date

Jess Baugh
 Signature of applicant or authorized agent

Jess Baugh
 Print name and title if applicable

7-7-17
 Date

\$500.00

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/WaterRightTransfers/Step4 and in the Application for Transfer Instructions.

FOR DEPARTMENT USE ONLY

Transfer includes 3 pages of attachments.

Received by aj

Date 7/12/17

Fee paid \$500.00

Date 7/12/17

Received by aj

Receipt # W045408

Preliminary review by _____

Date _____

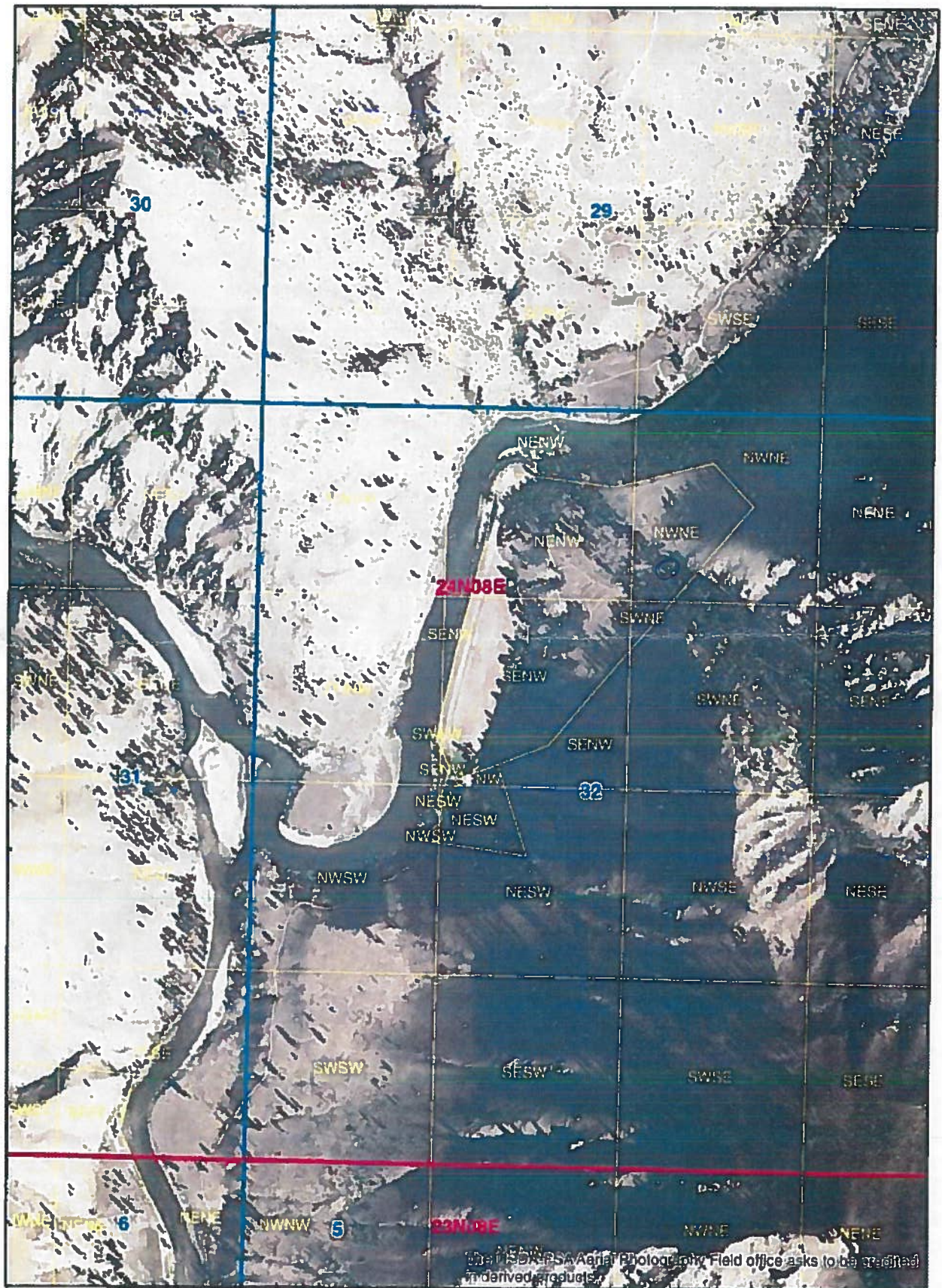
Active in the Water Supply Bank? Yes ☐ No ☐

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)



81805

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

7/12/2017

Water Right 77-14302

Owner Type **Name and Address**
Current Owner RAM HOUSE LLC
 PO BOX 1459
 RIGGINS, ID 83549
 (208) 628-2727

Original Owner SALMON RIVER PLACER CO
 BOISE, ID

Previous Owner MACKAY BAR CORP
 PO BOX 7968
 BOISE, ID 83707
 (208) 344-9904

Priority Date: 11/3/1943

Basis: Decreed

Status: Active

Source
MACKAY CREEK

Tributary
SALMON RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	03/15	10/31	0.230 CFS	
DOMESTIC	01/01	12/31	0.040 CFS	
	Total Diversion		0.230 CFS	

Source and Point(s) of Diversion

MACKAY CREEK NWNE Sec. 32, Twp 24N, Rge 08E, IDAHO County

Place Of Use

IRRIGATION within IDAHO County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
24N	08E	32					9.5			2.0									11.5

POU Total Acres: 11.5

DOMESTIC Same as IRRIGATION

Conditions of Approval:

1. This right is a split from former right 77-2088.
2. J02 Property is within Homestead Entry Survey No. 537.
3. 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.
4. N12 The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

7/12/2017

5. N09 The quantity of water decreed for this water right for domestic use and stockwater use is not a determination of historical beneficial use.

Comments:

Dates and Other Information

Decreed Date: 4/15/2010
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A



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

RAM HOUSE LLC
PO BOX 1459
RIGGINS, ID 83549

RE: Transfer No. 81805
Water Right No(s). 77-14302

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 IDAHO COUNTY FREE PRESS 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 8:49 AM
To: 'IFP Legals'
Subject: Idaho Legal Ad
Attachments: Idaho Cover Letter.docx; Idaho 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
IDAHO COUNTY FREE PRESS
PO BOX 690
GRANGEVILLE, ID 83530

RE: Transfer No. 81805

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. 81805**

Ram House LLC of PO Box 1459, Riggins, ID, 83549, filed application No. 81805 to transfer Water Right 77-14302 affecting 0.23 cfs. The right has a priority date of 11/3/1943, a source of Mackay Creek, and is tributary to the Salmon River. The purpose of this transfer is to add a new point of diversion and to no longer use the existing shared delivery system. The proposed new POD will be located either downstream from the existing system on the applicant's property, or upstream from the existing system on forest service land. The proposal is located in Mackay Bar Subdivision; just east of the Salmon River, Mackay Bar, and Mackay Bar Airstrip in Idaho County.

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

BUCK DEWEY
JONI DEWEY
PO BOX 340
GRANGEVILLE ID 83530

MACKAY BAR SUBDIVISION HOMEOWNERS ASSN INC
C/O SHELLEY RAMBO
1475 MACE RD
EAGLE ID 83616

Re: Application for Transfer No. 81805

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 *Idaho City Free Press* 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

Neely, Rachel

From: Neely, Rachel
Sent: Friday, October 13, 2017 8:55 AM
To: Clark, Cynthia (Bridge)
Subject: Application for Transfer No. 81805, Applications for Permit Nos. 61-12314, 63-34348 & 2-10535
Attachments: Agency Recommendation Form.docx; Application for Transfer No. 81805.pdf; Application for Permit No. 61-12314.pdf; Application for Permit No. 63-34348.pdf; Application for Permit No. 2-10535.pdf

October 13, 2017

IDAHO DEPARTMENT OF WATER RESOURCES
WATER PROJECTS SECTION MANAGER
ATTN: CYNTHIA (BRIDGE) CLARK
322 E FRONT ST
PO BOX 83720
BOISE ID 83720-0098

RE: Application for Transfer No. 81805, Applications for Permit Nos. 61-12314, 63-34348 & 2-10535

Dear Ms. Clark:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendation(s) from your agency regarding the above referenced water right application(s). Copy(s) of the application(s) are 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 **November 6, 2017**.

If your agency desires 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 your agency does not object to this application if a timely response is not received. Please contact me if you have any questions regarding the application. 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

Neely, Rachel

From: Neely, Rachel
Sent: Friday, October 13, 2017 8:54 AM
To: 'Bassista, Tom'
Subject: Applications for Transfer Nos. 81805 & 81843, Applications for Permit Nos. 63-34348, 61-12314, & 2-10535
Attachments: IDFG Recommendation Form.docx; Application for Transfer No. 81805.pdf; Application for Transfer No. 81843.pdf; Application for Permit No. 61-12314.pdf; Application for Permit No. 2-10535.pdf; Application for Permit No. 63-34348.pdf

October 13, 2017

STATE OF IDAHO
DEPT OF FISH & GAME
ATTN: THOMAS BASSISTA
3101 S POWERLINE RD
NAMPA, ID 83686

RE: Applications for Transfer Nos. 81805 & 81843, Applications for Permit Nos. 63-34348, 61-12314, & 2-10535

Dear Mr. Bassista:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendation(s) from your agency regarding the above referenced water right application(s). Copy(s) of the application(s) are 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 November 6, 2017.

If your agency desires 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 your agency does not object to this application if a timely response is not received. Please contact me if you have any questions regarding the application. 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

Neely, Rachel

From: Neely, Rachel
Sent: Friday, October 13, 2017 8:55 AM
To: 'amccclory@fs.fed.us'
Subject: Application for Transfer No. 81805
Attachments: Agency Recommendation Form.docx; Application for Transfer No. 81805.pdf

October 13, 2017

US FOREST SERVICE
ADAM MCCLORY
amccclory@fs.fed.us

RE: Application for Transfer No. 81805

Dear Mr. McClory:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendation(s) from your agency regarding the above referenced water right application(s). Copy(s) of the application(s) are 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 November 6, 2017.

If your agency desires 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 your agency does not object to this application if a timely response is not received. Please contact me if you have any questions regarding the application. 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

MEMORANDUM

TO: Transfer No. 81805
FROM: Rachel Sommer
DATE: October 4, 2017
RE: Evaluation of Application

Summary of Application Proposal

The following proposals are to be met following a transfer approval in the name of Ram House LLC. The purpose of this transfer is to change the diversion point by adding a new point of diversion (POD) to Water Right 77-14302 and to no longer use the existing shared delivery system. The proposed new POD will be located either downstream from the existing system on the applicant's property, or upstream from the existing system on forest service land.

Location of Application Proposal

The proposal is located in Mackay Bar Subdivision; just east of the Salmon River, Mackay Bar, and Mackay Bar Airstrip in Idaho County.

Summary of Information Submitted

Authority to File:

On July 18, 2017 a complete transfer application was received to add a new POD Water Right 77-14302. The right and taxlot information are currently in the name of RAM House LLC. The transfer application was filed under Jess and Brenda Baugh without a request for an ownership change. Brenda Baugh is the owner of Ram House LLC. The Baughs were emailed on August 10, 2017 to clarify if the intent was to change the right ownership into their names through the transfer process or was the application to be processed in the name of the LLC. On August 14, 2017 the applicants responded stating the application was to be processed in the name of Ram House LLC.

Because Brenda Baugh is the owner of the LLC the application could have been processed solely in her name by removing Jess Baugh. I will continue to process the transfer in the name of the LLC as requested by applicants and will not request amendments to the applicants name as sufficient explanation and correspondence are in the file.

Water Right Validity/ Historical Beneficial Use:

77-14302: priority date 11/3/1943, decreed 4/15/2010.

Right 77-14302 authorizes domestic uses for 13,000 gpd and irrigation for 11.5 acres. 2015 aerial imagery and a statement from Baugh on October 3, 2017 confirms the domestic use is being used for a dwelling on the property. The domestic portion of the right is considered valid. Aerial imagery does not confirm irrigation of 11.5 acres has occurred within the previous, consecutive, five-year period. On August 30, 2017 I emailed Baugh stating the validity of the right is in question and requested she provide written documentation demonstrating the right has been used within the last five years, a defense to forfeiture, or a withdrawal of application for transfer. On October 3, 2017 a defense to forfeiture was submitted explaining how Baugh purchased the property a few ago and was unaware the property had not been irrigated prior to the purchase and that the right could potentially be forfeited if not used. The defense also explains the current POD is owned by another party and that Baugh is charged an expedient fee to utilize the system. It has not been feasible for Baugh to appropriate the full allotment of water authorized under the right for irrigation purposes. The new POD proposed in this Transfer would allow Baugh to irrigate all 11.5 acres and would ensure the domestic portion of the right could be maintained. The information submitted in the defense to forfeiture statement is considered acceptable documentation and will protect the right from forfeiture.

Water Supply Bank:

The water right within this transfer is not leased into the Water Supply Bank.

Overlapping POU/POD:**POU overlap:**

- Water Right 77-14277 is for power and irrigation. The power POU is within the same POU as 77-14302. If 77-14277 was a non-consumptive right and did not include irrigation this transfer could not be processed without adding this right to the proposal, or the change would negatively affect the right and power use could no longer be used. However, the right does include irrigation that is not within 77-14302 POU and POU overlap is not a concern because the change proposed will not affect 77-14277.

POD overlap:

- Water Rights 77-14277, 77-14302, and 77-14303 currently share the same delivery system. If this transfer is approved, 77-14302 will be removed from the shared delivery system.

Associated Rights:

None.

Injury to Other Water Rights:

There should be no injury to other water rights under this transfer as long as the new right holder abides by the amount of water that is appurtenant to this property.

Enlargement of Use:

No enlargement should occur under the proposed transfer application. The application proposes to change the points of diversion from an existing shared pump to a new pump, only to be used by the applicant, just upstream or downstream from the existing system. No new irrigation or domestic water is sought under this proposal.

Local Public Interest:

It is within the local public interest to allow property owners to develop their property as long as the application is processed without issues.

Beneficial Use/Conservation of Water Resources:

The application proposes beneficial use consistent with conservation of water resources in Idaho.

Legal Notice:

Pursuant to Section 42-222, Idaho Code, the Department has discretion to provide public notice as deemed appropriate. The water right changes proposed through this transfer application do appear to change the effect on the original or hydraulically connected water source or affect other water rights. Therefore, staff review of the transfer application found public notice is required. The application will advertise as follows:

Ram House LLC of PO Box 1459, Riggins, ID, 83549, filed application No. 81805 to transfer Water Right 77-14302 affecting 0.23 cfs. The right has a priority date of 11/3/1943, a source of Mackay Creek, and is tributary to the Salmon River. The purpose of this transfer is to change the diversion point by adding a new point of diversion and to no longer use the existing shared delivery system. The proposed new POD will be located either downstream from the existing system on the applicant's property, or upstream from the existing system on forest service land. The proposal is located just east of the Salmon River, Mackay Bar, Mackay Bar Subdivision, and the Mackay Bar Airstrip in Idaho County.

Summary of Application Approval / Denial

The application is consistent with criteria of I. C. § 42-222 and should be processed. Assuming protests are not filed and/or other information does not contradict the above analysis, the application can be approved as reflected by the draft approval.

24N08E32

24N08E32			NE				NW				SW				SE					
WR No.	Source	Use	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Total Acres	Actual Overlap
77-14277	MACKAY CREEK	IRRIGATION					1		0.5	10	1.4	1.2							14.1	NO
77-14277	MACKAY CREEK	POWER								X										YES
77-14302	MACKAY CREEK	IRRIGATION					9.5			2									11.5	X
77-14303	MACKAY CREEK	DOMESTIC					X			X										NO
77-14303	MACKAY CREEK	IRRIGATION					0.2			2									2.2	NO
77-4045	MACKAY SPRING	COMMERCIAL					X			X										NO
77-4045	MACKAY SPRING	IRRIGATION								2	1								5	NO
77-4049	SALMON RIVER	IRRIGATION					1		0.5	10	1.4	1.2							14.1	NO

Sommer, Rachel

From: Brenda Baugh <brenda@mntnriveroutfitters.com>
Sent: Tuesday, October 03, 2017 1:02 PM
To: Sommer, Rachel
Subject: FW: 81805 Transfer of Water Rights

From: Jess Baugh [<mailto:jess@idahoriver.com>]
Sent: Tuesday, October 03, 2017 12:54 PM
To: brenda@mntnriveroutfitters.com
Subject: RE: 81805 Transfer of Water Rights

Rachel,

I would like to explain why we have not used the full water right the past few years. We purchased property only a few years ago and did not know of the 5-year use rule. We were trying to get along with the other property owner on Mackay Bar who also uses the Mackay Creek water. We cordially have allowed them to use the majority of our water right to power there hydro and have limited our use thinking this would be a goodwill gesture. They sent us a letter threatening to turn off our water completely since they own the line that feeds into the shared tank if we did not pay \$400 per month. We are trying to avoid going to court and would just like to use our full water right of 11 + acres but cannot do this under the current diversion. If we receive the transfer, we are going to irrigate and use the water right to benefit the property that it was intended for, the total amount of water is needed to minimize fire risk and to adequately maintain pasture, fruit trees and 11 of the 43 acres of property along with the house that is 3800 square feet of primary residence and commercial lodge operation. We have a verbal agreement right now to not have our water turned off from existing line for \$100 per month while they use our water right to power there hydro for their commercial lodge operation. This is extortion and wrong and I urge you to allow us to transfer this water right.

Thank you for your consideration and help,

Jess and Brenda Baugh

Ram House Lodge

Sommer, Rachel

From: Sommer, Rachel
Sent: Wednesday, September 20, 2017 9:26 AM
To: 'brenda@idahoriver.com'
Subject: Intent to Void Transfer Application No. 81805
Attachments: Withdrawal of Application for Transfer.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

RE: Notice of Pending Order to Void Application for Transfer

Dear Applicant,

On August 30, 2017 I sent an email to you requesting additional information. On August 31, 2017 we spoke and you stated a reply would be sent to me on September 1, 2017. This email is a courtesy to remind you that the Department is awaiting action from you. Please address the following by **September 26, 2017**.

Confirm the greatest amount of acres you've irrigated in one season in the last five (5) years and describe the method of irrigation used. If you are unable confirm 11.5 acres of irrigation occurred, the non-irrigated acres will be forfeited through the process of this transfer. If you have not irrigated 11.5 acres and are not wanting a portion of your right to be forfeited, you may withdraw your application by returning the enclosed withdrawal form.

Please let me know if you have questions.

Sincerely,

Rachel Sommer | Water Resource Agent, Senior
Idaho Dept. of Water Resources | Western Regional Office
208.334.2190 | 2735 Airport Way, Boise ID 83705

From: Sommer, Rachel
Sent: Wednesday, August 30, 2017 3:30 PM
To: 'brenda@idahoriver.com' <brenda@idahoriver.com>
Subject: 81805 Transfer of Water Rights

Dear Applicant,

This email is regarding the validity of Water Right No. 77-14302 within your Transfer Application 81805. The irrigation portion of the right is for 11.5 acres and I'm having a difficult time verifying 11.5 acres have been irrigated within the last five (5) years. Please respond to this email confirming the greatest amount of acres you've irrigated in one season in the last five (5) years and the method of irrigation used. If the department is unable to recognize 11.5 acres of irrigation has occurred, the portion of right not irrigated will be forfeited through the process of this transfer. If you have not irrigated 11.5 acres and are not wanting a portion of your right to be forfeited you may withdraw your transfer.

Please note, below is the evaluation criteria used when processing transfers.

For any application for transfer, the department must determine the validity of the water right(s), or part thereof, proposed to be changed. The following factors must be considered when processing an application for transfer and may require additional information from the applicant.

(1) Department Records. For any application for transfer, the department must determine that a right, or part thereof, proposed to be transferred is valid and has not been lost by forfeiture or partial forfeiture. The department will presume, absent other information indicating forfeiture, that the right has not been forfeited if the department's water

measurement records, aerial photography, remote sensing, or other information, shows use of water during the previous, consecutive, five-year period. The department will also presume that the right has not been forfeited when it is claimed in a pending adjudication or initially decreed in an adjudication within the previous five-year period. If staff makes a field inspection (all transfers seeking a change to a right evidenced only by a claim are to be field inspected or otherwise reviewed, see Transfer Processing Memorandum No. 1 as revised in Section 5b.(4) below), information must be gathered concerning the current status of diversion and delivery facilities and the apparent recent use of water.

(2) Other Acceptable Documentation. If the records available to the department do not establish that a right has been used within the previous, consecutive, five-year period (except as provided in (1) above or for a right held by a municipal provider for reasonably anticipated future needs pursuant to Section 42-223(2), Idaho Code), the applicant must be asked to provide written documentation demonstrating that the right has been used within that time period. Examples of appropriate documentation include power records for pumps used to divert water under the right, Farm Service Agency (FSA) crop production records, receipts or other evidence of expenditures or revenue from the use of water under the right, and adequate affidavits of objective persons having actual knowledge of the uses of water under the right. Alternatively, if the right has not been used within the previous, consecutive, five-year period, then the applicant must be asked to provide information showing that exceptions or defenses to forfeiture are applicable. Exceptions or defenses to forfeiture include those set forth in Section 42-223, Idaho Code; extensions provided for in Section 42-222, Idaho Code; and case law relating to factors such as resumption of use, unavailability of water when needed, or non-use when other water is available. Note that filing an application for transfer does not toll the statutory period for forfeiture of a water right due to non-use.

Please let me know if you have questions.

Sincerely,

Rachel Sommer | Water Resource Agent, Senior
Idaho Dept. of Water Resources | Western Regional Office
208.334.2190 | 2735 Airport Way, Boise ID 83705

Sommer, Rachel

From: Brenda Baugh <brenda@mntnriveroutfitters.com>
Sent: Monday, August 14, 2017 5:11 PM
To: Sommer, Rachel
Subject: RE: 81805 Transfer of Water Rights

Hi Rachel,
We will just apply in the LLC for now.
Thank you,
Brenda

Sommer, Rachel

From: Sommer, Rachel
Sent: Thursday, August 10, 2017 10:17 AM
To: 'brenda@idahoriver.com'
Subject: 81805 Transfer of Water Rights
Attachments: Notice of Change in Water Right Ownership.pdf

Jess and Brenda,

As we discussed this morning, the department received your transfer application in the name of you both. Because the water right, 77-14302, involved in this transfer is in the name of Ram House LLC we cannot process the transfer until further documentation and/or comments are admitted. The IDSOS lists Brenda as the owner of Ram House LLC; so if you would like to continue processing the transfer in the name of the LLC please respond to this email stating so. If your intentions are to have the departments records reflect you both as owners on the right rather than the LLC, please complete the attached change in ownership form and return the original to our office with the \$25 processing fee and a deed showing the conveyance of property/water rights to you.

Please let me know if you have questions and have a wonderful day.

Sincerely,

Rachel Sommer | Water Resource Agent, Senior
Idaho Dept. of Water Resources | Western Regional Office
208.334.2190 | 2735 Airport Way, Boise ID 83705

Grimm, Angie

From: Grimm, Angie
Sent: Monday, July 24, 2017 1:28 PM
To: Adam McClory
Subject: RE: Baugh water transfer
Attachments: DOC004.pdf

Adam,

Good afternoon! Attached is a copy of the Temporary Water Use Application received today. This application will be given to the western regional manager for processing. I have begun the initial phase of processing the Transfer application (it's been assigned Transfer No. 81805). I will ask staff to notify you for comment when the Transfer application is set for publication.

Regards,
Angie

Angela M. Grimm, P.G.
Water Rights Supervisor
IDWR - Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190 phone
(208) 334-2348 fax

From: Grimm, Angie
Sent: Friday, July 14, 2017 12:16 PM
To: 'McClory, Adam B -FS' <amccclory@fs.fed.us>
Subject: RE: Baugh water transfer

Adam,

Thank you for sending me a copy of the application. IDWR staff will notify you when the transfer application is set for publication via comment letter. Also, I will send you a copy of the Application for Temporary Approval of Water Use once received and keep you posted on processing for both applications.

Regards,
Angie

Angela M. Grimm, P.G.
Water Rights Supervisor
IDWR - Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190 phone
(208) 334-2348 fax

From: McClory, Adam B -FS [<mailto:amccclory@fs.fed.us>]
Sent: Friday, July 14, 2017 12:09 PM
To: Grimm, Angie <Angie.Grimm@idwr.idaho.gov>
Cc: McClory, Adam B -FS <amccclory@fs.fed.us>
Subject: RE: Baugh water transfer

Howdy Angie,

Thanks again for your time this morning as we address the situation with the Brenda and Jess Baugh.

Attached is their Forest Service application for a water transmission system.

Look forward to staying in touch regarding this, thanks.

Adam



Adam McClory
Lands Special Uses Program Coordinator
Nez Perce - Clearwater National Forests

p: 208-875-1734
c: 208-301-8224
f: 208-875-1133
amccclory@fs.fed.us

1700 Hwy 6
Potlatch, ID 83855
www.fs.fed.us



Caring for the land and serving people

From: Grimm, Angie [<mailto:Angie.Grimm@idwr.idaho.gov>]
Sent: Friday, July 14, 2017 10:49 AM
To: McClory, Adam B -FS <amccclory@fs.fed.us>
Subject: RE: Baugh water transfer

Angela M. Grimm, P.G.
Water Rights Supervisor
IDWR - Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190 phone
(208) 334-2348 fax

From: McClory, Adam B -FS [<mailto:amccclory@fs.fed.us>]
Sent: Friday, July 14, 2017 11:48 AM
To: Grimm, Angie <Angie.Grimm@idwr.idaho.gov>

Cc: McClory, Adam B -FS <amccclory@fs.fed.us>

Subject: Baugh water transfer



Adam McClory
Lands Special Uses Program Coordinator
Nez Perce - Clearwater National Forests

p: 208-875-1734

c: 208-301-8224

f: 208-875-1133

amccclory@fs.fed.us

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Potlatch, ID 83855

www.fs.fed.us



Caring for the land and serving people

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RECEIVED
JUL 24 2017

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

COPY

ID No. _____

WATER RESOURCES
WESTERN REGION

APPLICATION FOR TEMPORARY APPROVAL OF WATER USE

For a use not intended to become an established water right and not to exceed one (1) year in duration in accordance with Idaho Code § 42-202A.

Name of applicant Jess Baugh & Brande Baugh Phone 208 628-3733
Mailing address PO Box 1459 City Riggins
State ID Zip 83549 Email _____

1. Source of water Mackay Creek tributary to SALMON RIVER
2. Location of point(s) of diversion. If more than two, attach a Point of Diversion/Place of Use Supplement. ☐

TWP	RGE	SEC	GOVT LOT	1/4	1/4	1/4	County	Source	Local name or tag #
24N	06E	32		NW	NE	32	Idaho	Mackay Creek	

3. Location of place of use. If more rows are needed, attach a Point of Diversion/Place of Use Supplement. ☐

TWP	RGE	SEC	NE			NW				SW				SE				Totals
			NE	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
24N	06E	32				9.5			2.0								11.5	

4. Proposed use of water: - Home water and irrigation of small yard
 a. ☐ Prevention of flood damage ☐ Ground water recharge ☐ Ground water or surface water remediation
☐ Other (Limited to a diverted volume of 5 acre-feet.) Describe: _____
 b. Attach a detailed description of how the proposal will accomplish the intended objective, such as prevention of flood damage.
 5. Amount of water. Complete all three:
 a. Maximum rate of diversion: .23 cfs; or _____ gpm.
 b. Maximum daily volume: _____ AF; or _____ gallons.
 c. Maximum volume over the duration of the request: _____ AF; or _____ gallons.
 6. Duration of diversion: from Aug 1st 2017 (month-day) to July 30 2018 (month-day).
 7. Describe proposed diverting works: existing rock with wood with 2" hole
 8. a. Who owns the property at the requested point of diversion? Jess Baugh
 b. Who owns the facilities that will convey water to the place of use? Jess Baugh
 c. Who owns the land to be irrigated or place of use? Jess Baugh
 d. If any of the items above is owned by a person or entity other than the applicant, describe the arrangement allowing access and attach written evidence of the arrangement. NONE
 9. Attach an 8 1/2" x 11" map identifying the water source, point(s) of diversion, place(s) of use and conveyance system.

I hereby acknowledge that I assume all risk of the diversion and use of the water under this approval. I certify this is a temporary use and is not intended to become an established water right.

Signature of Applicant Jess Baugh Title, if any OWNER Date 7-15-17

Received by CJ Date 7/24/17 Time 12:00
 \$50.00 fee received by CJ # W045487 Date 7/18/17
 Watermaster comments received? _____ Date _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources ("Department") has examined this application for temporary approval to use water under the provisions of Idaho Code § 42-202A and has determined that:

- ___ A. The application for temporary approval should be denied because _____
- ___ B. The application for temporary approval should be approved, since
1. The temporary approval can be properly administered.
 2. Other water sources are not readily available.
 3. The approval is in the public interest.
 4. The approval will not injure known public values associated with the water source or any known water rights.
 5. If the temporary approval is within a water district, the Department has sought and considered the recommendations of the watermaster.

This application is therefore hereby:

- ___ A. DENIED
- ___ B. APPROVED, subject to the following conditions:
1. Diversion and use of water under this approval is subject to all valid existing water rights.
 2. The applicant assumes all risk of the use of the water under this approval.
 3. This approval authorizes a maximum diversion volume of _____ AF and a maximum diversion rate of _____ cfs.
 4. This approval does not grant a right-of-way across the land of another.
 5. The Department may cancel or reduce the rate of flow or volume authorized by this approval. For example, the Department may cancel or reduce this approval if it concludes the water use is injuring other water rights or adversely affecting fish, wildlife or other public values.
 6. The applicant shall not divert water when downstream minimum flow water rights are not being satisfied.
 7. This approval does not create a continuing right to use water.
 8. A temporary approval for ground water recharge or prevention of flood damage shall be an opportunistic use of surplus water and shall not interfere with the filling of surface water reservoirs.
 9. For a temporary approval authorizing ground water recharge or ground water or surface water remediation, the applicant shall measure and record the weekly quantity of water diverted and report the diversion data to the Department upon request.
 10. This temporary approval is not an authorization for the described water use to be used as mitigation or credit for any other purpose.
 11. Other: _____
 12. This approval expires on _____.

Signed this _____ day of _____, 20____.

For the Department



Diversi

U.S. Navy, Naval Hydrographic Field office asks to be notified
in derived products

STANDARD FORM 299 (05/2009)
Prescribed by DOI/USDA/DOT
P.L. 96-487 and Federal
Register Notice 5-22-95

APPLICATION FOR TRANSPORTATION AND
UTILITY SYSTEMS AND FACILITIES
ON FEDERAL LANDS

FORM APPROVED
OMB Control Number: 0596-0082
Expiration Date: 4/30/2017

FOR AGENCY USE ONLY

Application Number

Date Filed

3. Telephone (area code)

Applicant

Authorized Agent

NOTE: Before completing and filing the application, the applicant should completely review this package and schedule a preapplication meeting with representatives of the agency responsible for processing the application. Each agency may have specific and unique requirements to be met in preparing and processing the application. Many times, with the help of the agency representative, the application can be completed at the preapplication meeting.

1. Name and address of applicant (include zip code)

Jess Rough
PO Box 1459
Riggins ID 83549

2. Name, title, and address of authorized agent if different from item 1 (include zip code)

4. As applicant are you? (check one)

- a. ☒ Individual
b. ☐ Corporation*
c. ☐ Partnership/Association*
d. ☐ State Government/State Agency
e. ☐ Local Government
f. ☐ Federal Agency

* If checked, complete supplemental page

5. Specify what application is for: (check one)

- a. ☒ New authorization
b. ☐ Renewing existing authorization No.
c. ☐ Amend existing authorization No.
d. ☐ Assign existing authorization No.
e. ☐ Existing use for which no authorization has been received*
f. ☐ Other*

* If checked, provide details under item 7

6. If an individual, or partnership are you a citizen(s) of the United States? ☒ Yes ☐ No

7. Project description (describe in detail): (a) Type of system or facility, (e.g., canal, pipeline, road), (b) related structures and facilities; (c) physical specifications (Length, width, grading, etc.); (d) term of years needed; (e) time of year of use or operation; (f) Volume or amount of product to be transported; (g) duration and timing of construction; and (h) temporary work areas needed for construction (Attach additional sheets, if additional space is needed)

- (A) Diversion into 4" Pipe
(B) Existing Mackay BAR Diversion
(C) 4" Pipe to ~~the~~ Box with screen where debris will flow off clean water Holding tank 20 gallons
2" Pipe coming out of Box progressing to Ram House property approx. 150'
(D) until abandoned
(E) year around (F) .23 CFS (G) 1 DAY ASAP (H) NONE

8. Attach a map covering area and show location of project proposal

9. State or Local government approval: ☒ Attached ~~attached~~ ☐ Not Required

10. Nonreturnable application fee: ☒ Attached ☐ Not required

11. Does project cross international boundary or affect international waterways? ☐ Yes ☒ No (if "yes," indicate on map)

12. Give statement of your technical and financial capability to construct, operate, maintain, and terminate system for which authorization is being requested.

Have been operating and helping maintain existing system as well as other similar backcountry water systems. we operate and are owners of Salmon River Tours Co. a licensed outfitter on the Salmon River. There will be no impact to USFS ground if we no longer need system no permanent or large structure or pipe.

13a. Describe other reasonable alternative routes and modes considered.

~~Already have~~ Existing permit we are under is controlled by another party. need separation. ~~that~~

b. Why were these alternatives not selected?

N/A

c. Give explanation as to why it is necessary to cross Federal Lands.

Have existing storage located on our personal property that that we need to use to supply our water.

14. List authorizations and pending applications filed for similar projects which may provide information to the authorizing agency. (Specify number, date, code, or name)

15. Provide statement of need for project, including the economic feasibility and items such as: (a) cost of proposal (construction, operation, and maintenance); (b) estimated cost of next best alternative; and (c) expected public benefits.

16. Describe probable effects on the population in the area, including the social and economic aspects, and the rural lifestyles.

None - Without water is the Problem

17. Describe likely environmental effects that the proposed project will have on: (a) air quality; (b) visual impact; (c) surface and ground water quality and quantity; (d) the control or structural change on any stream or other body of water; (e) existing noise levels; and (f) the surface of the land, including vegetation, permafrost, soil, and soil stability.

None

18. Describe the probable effects that the proposed project will have on (a) populations of fish, plantlife, wildlife, and marine life, including threatened and endangered species; and (b) marine mammals, including hunting, capturing, collecting, or killing these animals.

None

19. State whether any hazardous material, as defined in this paragraph, will be used, produced, transported or stored on or within the right-of-way or any of the right-of-way facilities, or used in the construction, operation, maintenance or termination of the right-of-way or any of its facilities. "Hazardous material" means any substance, pollutant or contaminant that is listed as hazardous under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended, 42 U.S.C. 9601 et seq., and its regulations. The definition of hazardous substances under CERCLA includes any "hazardous waste" as defined in the Resource Conservation and Recovery Act of 1976 (RCRA), as amended, 42 U.S.C. 9601 et seq., and its regulations. The term hazardous materials also includes any nuclear or byproduct material as defined by the Atomic Energy Act of 1954, as amended, 42 U.S.C. 2011 et seq. The term does not include petroleum, including crude oil or any fraction thereof that is not otherwise specifically listed or designated as a hazardous substance under CERCLA Section 101(14), 42 U.S.C. 9601(14), nor does the term include natural gas.

None

20. Name all the Department(s)/Agency(ies) where this application is being filed.

FS & Water Resource

I HEREBY CERTIFY, That I am of legal age and authorized to do business in the State and that I have personally examined the information contained in the application and believe that the information submitted is correct to the best of my knowledge.

Signature of Applicant

Date

7-12-17

Title 18, U.S.C. Section 1001 makes it a crime for any person knowingly and willfully to make to any department or agency of the United States any false, fictitious, or fraudulent statements or representations as to any matter within its jurisdiction.

RECEIVED

JUL 12 2017

WATER RESOURCES
WESTERN REGION

To whom it may concern,

I am writing you today in regard to applying for an amendment on a current water delivery system. Our current water delivery system and permit is under Buck Dewey's name. Buck is a land owner on Mackay Bar and shares the current water system. The system that is in place goes from the delivery to a shared tank that is owned by everyone that resides on Mackay Bar. Since the permit is under Buck's name he is under the impression that he solely owns the tank. With this impression, Buck is attempting to implement a \$400 monthly fee for the use of the water system. In a letter, Buck demanded this monthly fee with intention to turn our water off if we do not comply immediately. The tank and accessories resides on our property that he has an easement on. We would like to request our own delivery system with a water meter so that we can ensure our water rights are covered. Since Buck has threatened to shut off our water immediately, this request is very time sensitive.

If you have any additional questions, please feel free to contact me.

Thank you for your time,



Brenda Baugh
Ram House Lodge
888-547-4837

RECEIVED

JUL 1 2017

INCOMPLETE
WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

INCOMPLETE

ORIGINAL

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) Jess & Brenda Baugh Phone 208-628-3733
 2. MAILING ADDRESS PO Box 1459 City Riggins
 State ID Zip 83549 Email brenda@idahoriver.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) _____

- ☐ 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 _____ 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	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #

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:

Box has 1 line coming out. we need to put in our own line
so we can have our own delivery system separate from our neighbor

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

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.

Branda Baugh Branda Baugh 7-7-17
Signature of applicant or authorized agent Print name and title if applicable Date

Jess Baugh Jess Baugh 7-7-17
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

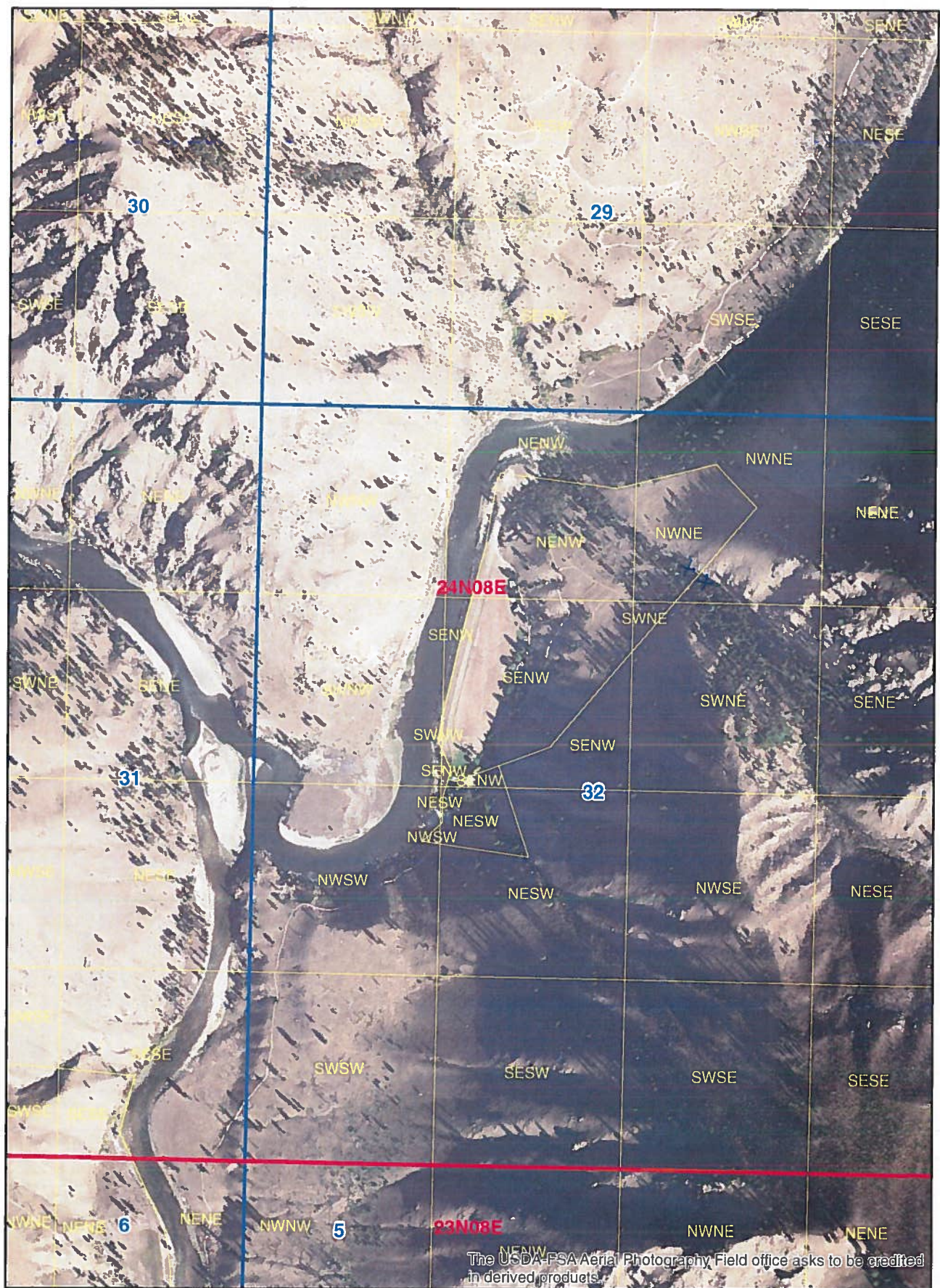
Transfer includes _____ pages of attachments. Received by cd Date 7/12/17

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)



The USDA-FSA Aerial Photography Field office asks to be credited
in derived products.