

APR 28 2017

DEPARTMENT OF
WATER RESOURCES**MINIMUM REQUIREMENTS CHECKLIST**
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at www.idwr.idaho.gov.

Name of Applicant(s) KERRIE N CHENEY, JANIS S CHENEYCheck whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.Yes N/A * Means the item is always required and must be included with the application.

- ☒ * Completed Application for Transfer of Water Right form, Part 1.
- ☐ * **Signature of applicant(s)** or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☒ * Application for Transfer Part 2A. Attach a **Part 2A** report describing each water right in the transfer as currently recorded.
- ☐ ☒ Complete and attach an Application for Transfer **Part 2B** for each water right for which only a portion is proposed to be changed through this transfer application.
- ☒ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☐ * **Correct fee** submitted with transfer application form. ([Fee schedule](#) is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-10.

- ☐ ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☒ ☐ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
- ☐ ☒ #2b 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).**
** Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☒ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☒ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm.
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☒ ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (**GIS**) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.
- ☐ ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see [fee schedule](#).
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☒ #9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. ([Attachment WSB](#))
- ☐ ☒ #10 Other. Please describe: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) KERRIE N CHENEY, JANIS S CHENEY Phone 208.756.3345
Mailing address 27 CHENEY LN, SALMON ID 83467 Email bzcmtpk@hotmail.com

- ☐ 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.

Kerrie N Cheney
Signature of Applicant or Authorized Representative

Kerrie N. Cheney
Print Name and Title if applicable

4/26/17
Date

Janis S Cheney
Signature of Applicant or Authorized Representative

Janis S Cheney
Print Name and Title if applicable

4/26/17
Date

A. PURPOSE OF TRANSFER

- ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use

☐ Change nature of use ☐ Change period of use ☐ Other _____
- 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**.
We received a portion of water right 74-15947 in the division of the Cheney Estate, to be used on Lot 17 Bar Lazy V Ranch Sub. A 0.9-acre portion of our total 5.2 acres is presently in a different QQ and must be moved into Lot 17.

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 ☒ ☐	74-16084	0.14	irrigation	3/15 to 11/15	Lemhi River
☐ ☐		0.01	stockwater	01/01 to 12/31	Lemhi River
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 0.14 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 0.14 cubic feet per second and/or _____ 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 #

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	
21N	22E	10												5.2					5.2
														S					
Total Acres (for irrigation use)																			5.2

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:
Diversion is at Lemhi River diversion L-6 which has a lockable controlling works, measuring device and fish screen in place. The L-6 ditch is administered by WD74U.
- b. Who owns the property at the point(s) of diversion? Danita Bachmann
 If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
existing irrigation diversion
- 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: _____
- 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 - irrigation is already occurring to the full extent in Lot 17.
- 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:
No other irrigation rights on POU. There are numerous rights sharing the L-6 diversion.
- 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:

We are unsure of the exact location of the 0.9 acres in NESE Sec 9. We have been irrigating 5.2 acres on our lot for the last 5 years. The delay in probate has delayed the division of this estate. These lands are part of a conservation easement agreement entered into by the prior landowners (Raymond Cheney Estate).

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- ☒ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a.**
- ☒ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System ([GIS](#)) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b.**

If any part of the irrigation water right is leased to the Water Supply Bank, you must also specify the location and number of acres that will remain idled for the duration of the lease contract at the new, proposed place of use.

B. CHANGES IN NATURE OF USE (Water Balance)

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

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

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

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

[illegible]

FOR DEPARTMENT USE ONLY

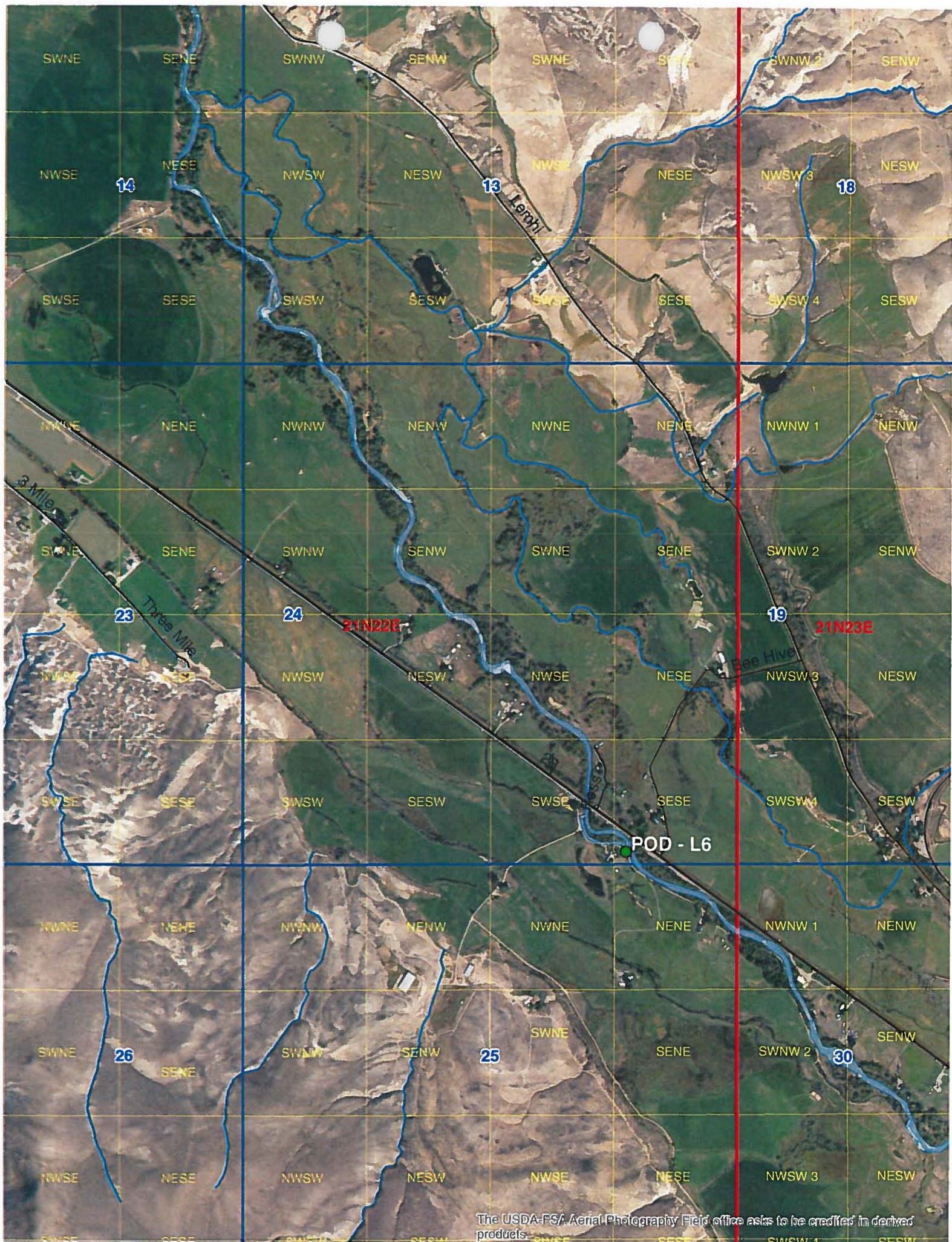
Transfer contains _____ pages and _____ attachments.

Received by VC Date 9/28/17 Preliminary check by _____ Date _____

Fee paid \$200 Date 4/28/17 Received by VC Receipt # C103483

Add'l fee paid _____ Date _____ Received by _____ Receipt # _____

Check all that apply: Attachment WSB ☐ (copy sent to state office) Lessor Designation form ☐ &/or W-9 ☐ (originals to state office)





Legal Notice Department

Recorder Herald
PO Box 310
Salmon ID 83467

RE: Legal Ad for your paper

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper 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, PO Box 83720, Boise, Idaho, 83720-0098 before July 24, 2017. Your cooperation is appreciated.

Sincerely

Jean Hersley
Technical Records Specialist II
IDWR State Office
322 E Front St
Boise ID 83720
208-287-4942
jean.hersley@idwr.idaho.gov

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

74-16070

JUDITH A BAILEY JACKSON
CECIL T JACKSON
1705 LEMHI RD
SALMON, ID 83467
Point of Diversion NWSWSW S29 T20N R24E LEMHI County
Source SPRINGS Tributary KENNEY CREEK
Use: STOCKWATER
01/01 to 12/31
0.04 CFS
Total Diversion:
0.04 CFS
Date Filed: 5/15/2017
Place of Use: STOCKWATER
T20N R24E S30 SESE

This application proposes the diversion and use of water from a spring tributary to Kenney Creek a tributary of the Salmon Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for stockwater purposes.

75-14861

RUTH ANDERSEN
14 BEE HAVEN LN
SALMON, ID 83467
Point of Diversion L8(SES)W S34 T19N R21E LEMHI County
Source GROUND WATER
Point of Diversion L8(SES)W S34 T19N R21E LEMHI County
Source GROUND WATER
Use: DOMESTIC
01/01 to 12/31
0.04 CFS
Use: IRRIGATION
04/01 to 10/31
0.15 CFS

Total Diversion:

0.19 CFS

Date Filed: 5/10/2017

Place of Use: IRRIGATION

T19N R21E S34 L8(SESW) L8(SWSE)

Place of Use: DOMESTIC

T19N R21E S34 L8(SESW)

Total Acres: 5

This application proposes the diversion and use of water from ground water tributary to the Salmon Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because the diversion rate and acres will be applied to the subordination amounts specified in the decree for the Wild & Scenic River listed above.

75-14862

RUTH ANDERSEN

14 BEE HAVEN LN

SALMON, ID 83467

Point of Diversion L8(NWSWSE) S34 T19N R21E LEMHI County

Source SPRING Tributary SALMON RIVER

Use: DOMESTIC

01/01 to 12/31

0.04 CFS

Use: IRRIGATION

04/01 to 10/31

0.15 CFS

Total Diversion:

0.19 CFS

Date Filed: 5/10/2017

Place of Use: IRRIGATION

T19N R21E S34 L8(SESW) L8(SWSE)

Place of Use: DOMESTIC

T19N R21E S34 L8(SESW)

Total Acres: 5

75-14863

RUTH ANDERSEN

14 BEE HAVEN LN

SALMON, ID 83467

Point of Diversion L8(SESW) S34 T19N R21E LEMHI County

Source SALMON RIVER Tributary SNAKE RIVER

Use: IRRIGATION

04/01 to 10/31

0.15 CFS

Total Diversion:

0.15 CFS

Date Filed: 5/10/2017

Place of Use: IRRIGATION

T19N R21E S34 L8(SESW) L8(SWSE)

Total Acres: 5

These applications propose the diversion and use of water from the Salmon River tributary to the Salmon Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because the diversion rate and acres will be applied to the subordination amounts specified in the decree for the Wild & Scenic River listed above.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the State office at (208) 287-4800; or for a full description of the right(s), please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, State Office, 322 E Front St, PO Box 83720, Boise, ID 83720 together with a protest fee of \$25.00 for each application on or before 7/24/2017. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 7/6/2017 and 7/13/2017

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 81604

KERRIE N CHENEY, 27 CHENEY LN, SALMON, ID 83467; JANIS S CHENEY, 27 CHENEY LANE, SALMON, ID 83467; has filed Application No. 81604 for changes to the following water rights within LEMHI County(s): Right No(s). 74-16084; to

see a full description of these rights and the proposed transfer, please see <http://www.idwr.idaho.gov/water-rights/transfers/search.html>. The purpose of the transfer is to change a portion of the above rights as follows: to change the place of use for 0.9 acres of irrigation use from the Salmon River to the existing location on the applicant's property in Lot 17, Bar Lazy V Ranch Subdivision located in the SESW, Sec 10, T21N R22E.

TRANSFER NO. 81518

PRATT CREEK RANCH LP, 178 PRATT CREEK RD, SALMON, ID 83467; has filed Application No. 81518 for changes to the following water rights within LEMHI County(s): Right No(s). 74-1857, 74-195, 74-196, 74-2019, 74-753, 74-754; to see a full description of these rights and the proposed transfer, please see <http://www.idwr.idaho.gov/water-rights/transfers/search.html>. The purpose of the transfer is to change a portion of the above rights as follows:

The applicant proposes to consolidate and change the points of diversion for the rights to single pipeline intake located in L1(NENE), Sec 6, T20N, R24E and to change the place of use by creating a 188.2 acre permissible place of use within Sec 1, T20N, R23E and Sec 6, T20N, R24.

TRANSFER NO. 81674

ANTHONY F FIORI, 40 KELSEY RD, SALMON, ID 83467; has filed Application No. 81674 for changes to the following water rights within LEMHI County(s): Right No(s). 75-4024; to see a full description of these rights and the proposed transfer, please see <http://www.idwr.idaho.gov/water-rights/transfers/search.html>. The purpose of the transfer is to change a portion of the above rights as follows:

to change the point of diversion from Rattlesnake Creek near the confluence with the Salmon River in L2(NENW) of Sec 34, T19N, R21E to a point on the Salmon River approximately 1/3 mile downstream in the SWSE of Sec 27, T19N, R21E.

For additional information concerning the property locations, contact IDWR State office at (208) 287-4800.

Protests may be submitted based on the criteria of Idaho Code Sec. 42-222.

Any protest against the proposed change must be filed with the Department of Water Resources, 322 E Front St, PO Box 83720, Boise ID 83720-0098 together with a protest fee of \$25.00 for each application on or before 7/24/2017. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 7/6/2017 and 7/13/2017



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

June 29, 2017

KERRIE N CHENEY
JANIS S CHENEY
27 CHENEY LN
SALMON, ID 83467

RE: Transfer No. 81604
Water Right No(s). 74-16084

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 RECORDER HERALD on 7/6/2017 and 7/13/2017. 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,

A handwritten signature in cursive script, reading 'Jean Hersley'.

Jean Hersley
Technical Records Specialist



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

June 29, 2017

IDAHO DEPT FISH AND GAME
ATTN: JEFF RICHARDS
99 HWY 93 N
SALMON ID 83467

RE: Applications for Permit No. 74-16070, 75-14861, 75-14862 & 75-14863
Applications for Transfer No. 81604 (74-16084), 81674 (75-4024) & 81518 (74-195, 74-196,
74-753, 74-754, 74-1857 & 74-2019)

Dear Interested Party:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right applications for permit and applications for transfer. You can find copies of the applications at:

<https://idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/> and
<https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>

This office can publish notice of the applications as soon as the initial review is completed; therefore, your prompt response to this request is appreciated. If your agency desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days after final publication.

Please contact this office if you have any questions regarding the application.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

June 29, 2017

RICK SAGER
WATER DISTRICT #74
985 HWY 28
SALMON ID 83467

RE: Application for Transfer: 81604 (74-16084)
Application for Permit: 74-16070

Dear Watermaster:

The Department of Water Resources is seeking written comment and/or recommendations from you regarding the above referenced water right application for permit and application for transfer. You can find a copy of the transfer application at <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers> and a copy of the application for permit at <https://idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/>. Please review the applications, then complete the enclosed recommendation form for each process and return it to this office within 21 days of the date of this letter.

If the applications are approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR's offices can finish reviewing an unprotested applications as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Sincerely,

Jean Hersley
Technical Records Specialist

Enclosure(s)

State of Idaho
Department of Water Resources
Application for Permit

RECOMMENDATION FORM

Application No.: 81604

Applicant's Name:
KERRIE & JANIS CHENEY

Watermaster's Recommendation:

- a) _____ I do not oppose approval of this application.
- b) _____ I do not oppose approval of this application if it is conditioned as follows:
- c) _____ I oppose approval of this application for the following reasons:
- d) _____ Additional comments:

Dated this _____ day of _____, 2017

Water District No. 74

Watermaster's Signature _____

State of Idaho
Department of Water Resources
Application for Permit

RECOMMENDATION FORM

Application No.: 74-16070

Applicant's Name:
CECIL & JUDITH JACKSON

Watermaster's Recommendation:

- a) _____ I do not oppose approval of this application.
- b) _____ I do not oppose approval of this application if it is conditioned as follows:
- c) _____ I oppose approval of this application for the following reasons:
- d) _____ Additional comments:

Dated this _____ day of _____, 2017

Water District No. 74

Watermaster's Signature _____

Hersley, Jean

From: Hersley, Jean
Sent: Thursday, June 29, 2017 11:56 AM
To: Yenter, Cindy; Clark, Cynthia (Bridge)
Subject: Applications for permit and transfer

Applications for Permit No. 74-16070, 75-14861, 75-14862 & 75-14863

Applications for Transfer No. 81604 (74-16084), 81674 (75-4024) & 81518 (74-195, 74-196, 74-753, 74-754, 74-1857 & 74-2019)

These applications will be advertised on July 6 and July 13. The files will be scanned by the end of the day. Please let me know if you have any comments or concerns. Thank you.

*Jean Hersley
Idaho Dept Water Resources
Technical Records Specialist II
208-287-4942*

Date: June 23, 2017

To: Transfer 81604

From: Sandra Thiel

Re: Review & Evaluation of Sufficiency of Information

According to the transfer application Kerrie and Janis Cheney received a portion of water right 74-15947 in the division of the Cheney Estate. This right was split among family members along with the land. The intended place of use is Lot 17 Bar Lazy V Ranch Subdivision. When approved this transfer will correct the location of 0.9 irrigation acres and clean up the water right after and ownership changes and the water right splits. The result is the irrigation of 5.2 acres in the correct quarter T21N R22E Section 10 SESW. The L6 point of diversion from the Lemhi River will not change.

Authority to File: According to the 2017 Lemhi County tax lot data Kerrie Cheney owns Lot 17 of the Bar Lazy V Ranch Subdivision.

Water Right Validity: Right 74-16084 was decree in 2007 and used at the original place of use. Currently the entire 5.2 acres at the transfer place of use are irrigated. Forfeiture is not an issue.

Injury to Other Water Rights: The point of diversion will not change through this transfer. There will not be an increase in irrigated acres. These rights are regulated by the water master in water district 74. No injury is anticipated.

Enlargement of Use: There will not be an increase in acres.

Local Public interest: There are no apparent issues with local public interest. IDWR will advertise the transfer.

Beneficial Use/Conservation of Water Resources: This transfer appears to be consistent with the conservation of water resources in Idaho.

Effect on Economy the Local Area: No adverse impacts anticipated.

Effect on Agricultural Base of the Local Area: The transfer shows no negative impacts on the local agriculture.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.

February 1, 2017

Jim & Ranee Wall
12024 Goldenrod Dr.
Boise, ID 83713
208-378-1453

RECEIVED

FEB 03 2017

DEPARTMENT OF
WATER RESOURCES

Jean Hersley
Idaho Department of Water Resources
322 East Front Street
Boise, Idaho 83702-7374

Hi Jean,

We are finally ready to make the water right splits for the Estate of Margaret Cheney, water right number 74-15947.

The following documents needed to split this water right are enclosed.

1. "Notice of Change in Water Right Ownership" document signed by all parties with a water claim on 74-15947, except Teresa Johnson.
2. Deeds to the property, showing their ownership, plus Janadeen Keller divorce decree, showing her former name, Janadeen Weed.
3. The excel spreadsheet you have previously reviewed showing the breakout of the splits of this water right. Note, that the deeds from the heirs to the estate specify the amount of water right per lot, and aligns with this spreadsheet.
4. After the splits are completed, there should only be 1.9 acres of water left (0.03 cfs) left in Water Right 74-15947 for Teresa Johnson, Cottonwood Acres Lot 4.
5. Enclosed is a check for \$100 for the splits.

If you need anything else, please let me know.

Kind regards,


Jim

WATER RIGHT NO. 74-15947 (Lemhi River, Irrigation, Stocker water)					Water Right in Acres					Percent	Irrigation	Stockwater
Proposed Splits				Land Acres	10 NWSW	10 SWSW	10 SESW	9 NESE	Total	of Land	Diversion CFS	CFS
Per Jean Hersley 11/1/2016 (IDWR)	Owner	New Owner	Lots	91.377	7.8	29.5	34	10.3	81.6	Covered	2.4	0.02
RP 00217000010 A	Jeffrey James Haire	n/c	Bar Lazy V Ranch Lot 1	4.470	2.2				2.2	49%	0.06	
RP 00217000020 A	Margaret Lila Cheney	Randall Cheney	Bar Lazy V Ranch Lot 2	3.773	2.4	0.8			3.2	85%	0.09	
RP 00217000030 A	Margaret Lila Cheney	Dorene Thomas	Bar Lazy V Ranch Lot 3	3.997	1.9	1.7			3.6	90%	0.11	
RP 00217000040 A	Margaret Lila Cheney	Debra Allred	Bar Lazy V Ranch Lot 4	4.604	1.3	2.8			4.1	89%	0.12	
RP 00217000070 A	Margaret Lila Cheney	Ranee Wall	Bar Lazy V Ranch Lot 7	2.653			2.7		2.7	102%	0.08	
RP 00217000080 A	Margaret Lila Cheney	Ranee Wall	Bar Lazy V Ranch Lot 8	2.573			2.6		2.6	101%	0.08	
RP 00217000090 A	Margaret Lila Cheney	Karen Carter	Bar Lazy V Ranch Lot 9	3.469			3.5		3.5	101%	0.10	
RP 002170000100 A	Margaret Lila Cheney	Karen Carter	Bar Lazy V Ranch Lot 10	3.875		3.9			3.9	101%	0.11	
RP 002170000110 A	Margaret Lila Cheney	Dorene Thomas	Bar Lazy V Ranch Lot 11	4.387		4.4			4.4	100%	0.13	
RP 002170000120 A	Margaret Lila Cheney	Dorene Thomas	Bar Lazy V Ranch Lot 12	4.549		3.2	1.4		4.6	101%	0.14	
RP 002170000130 A	Margaret Lila Cheney	Debra Allred	Bar Lazy V Ranch Lot 13	4.369		0.5	3.9		4.4	101%	0.13	
RP 002170000140 A	Margaret Lila Cheney	Debra Allred	Bar Lazy V Ranch Lot 14	3.624			3.6		3.6	99%	0.11	
RP 002170000150 A	Margaret Lila Cheney	Karen Carter	Bar Lazy V Ranch Lot 15	3.703			3.7		3.7	100%	0.11	
RP 002170000160 A	Margaret Lila Cheney	Karen Carter	Bar Lazy V Ranch Lot 16	3.640			3.6		3.6	99%	0.11	
RP 002170000170 A	Margaret Lila Cheney	Kerrie Cheney	Bar Lazy V Ranch Lot 17	9.006			4.3	0.9	5.2	58%	0.14	
RP 002170000180 A	Margaret Lila Cheney	Ranee Wall	Bar Lazy V Ranch Lot 18	8.673			4.7	0.4	5.1	59%	0.14	
		Ranee Wall, Dorene Thomas, Debra										
RP 21N22E106005 A	Margaret Lila Cheney	Allred, Karen Carter	T-4312	6.520		6.5			6.5	100%	0.19	
RP 21N22E106006 A	Estate of Margaret Lila Cheney	Randall Cheney	T-5971 (S of Hwy 28)	0.680	No water rights							
RP 21N22E106001 A	Lenard A Hatch & Judy B Hatch	n/c	T-2255 10 21 22	5.700		5.7			5.7	100%	0.17	
RP 001780000020 A	Janadeen J Keller	n/c	Cottonwood Acres Lot 2	1.904				1.9	1.9	100%	0.06	
RP 001780000030 A	Janadeen J Keller	n/c	Cottonwood Acres Lot 3	1.903				1.9	1.9	100%	0.06	
RP 001780000070 A	Dean Robert Jackson & Peggy J Jackson	n/c	Cottonwood Acres Lot 7	1.445				1.4	1.4	97%	0.04	
RP 001780000080 A	Dean Robert Jackson & Peggy J Jackson	n/c	Cottonwood Acres Lot 8	1.860				1.9	1.9	102%	0.06	
RP 001780000040 A	Teresa M Johnson (not included in this split)	n/c	Cottonwood Acres Lot 4	1.898				1.9	1.9	100%	0.06	
			Total	93.275	7.8	29.5	34	10.3	81.6		2.40	
			Difference					0	0		0.00	