

RECEIVED
AUG 10 2016
Department of Water Resources
Eastern RegionAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant(s) Carol Stevens Phone 208-766-4599 / 520-9430
 Mailing address 321 N 5400 W, Malad, ID 83252 Email maladite@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.

Carol Stevens
 Signature of Applicant or Authorized Representative

Carol Stevens
 Print Name and Title if applicable

8/10/2016
 Date

 Signature of Applicant or Authorized Representative

 Print Name and Title if applicable

 Date

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**.

Applicant seeks to add a POD to both rights because the 2 wells will be tied together via a common main line and will share a common POU.

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 ContinuedB. 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 ☒ ☐	15-2032	1.90 cfs	Irrigation	4/1 to 10/31	Ground water
☒ ☐	15-7263	1.11 cfs	Irrigation	4/1 to 10/15	Ground water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 3.01 cfs and/or _____ acre-feet.2. Total amount of water proposed to be transferred or changed 3.01 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 #
			NE	SE	22	14S	35E	ONEIDA	Ground water	main well
			SE	SE	22	14S	35E	Oneida	Ground water	south well

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	
14S	35E	22													32				32
		23									40	40	40						120
		26						40											40
Total Acres (for irrigation use)																			192

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:

Main well with 100 HP pump and south well with 100 HP pump tied together with 8 inch main line to 3/4 circle pivot and 4 quarter mile wheel lines.

- b. Who owns the property at the point(s) of diversion? Applicant owns main well; Fox Hollow owns south well.

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
Written agreement for use of south well.

- 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:

Lands currently being irrigated will continue to be irrigated, but from 2 wells tied together.

- 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:

Right 15-7421 is diverted from south well.

- 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:

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/10/2016

Water Right 15-2032

Owner Type **Name**
Current Owner CHAD L RINDLISBACHER
Current Owner CAROL RINDLISBACHER
Priority Date: 8/14/1945
Basis: License
Status: Active

Source **Tributary**
GROUND WATER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	/	/	1.900 CFS	
	Total Diversion		1.900 CFS	

Source and Point(s) of Diversion
GROUND WATER NESE Sec. 22, Twp 14S, Rge 35E, ONEIDA County

Place Of Use
IRRIGATION within ONEIDA County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	35E	22													32.0				32.0
14S	35E	23									40.0	40.0				40.0			120.0

POU Total Acres: 152.0

Conditions of Approval:

Dates and Other Information
Licensed Date: 4/11/1979
Owner Name Connector: AND/OR
Mitigation Plan: False

Combined Use Limits
N/A

SubCase:
N/A

Water Supply Bank:
N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/10/2016

Water Right 15-7263

Owner Type Name
Current Owner CAROL STEVENS
Priority Date: 6/1/1949
Basis: Statutory Claim
Status: Active

Source Tributary
GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/15	1.110 CFS	
	<u>Total Diversion</u>		1.110 CFS	

Source and Point(s) of Diversion
GROUND WATER SESE Sec. 22, Twp 14S, Rge 35E, ONEIDA County

Place Of Use
IRRIGATION within ONEIDA County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	35E	23											40.0						40.0
14S	35E	26						40.0											40.0

POU Total Acres: 80.0

Conditions of Approval:

Dates and Other Information
Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
2.230		
15-7262 ,15-7263		

SubCase:
N/A

Water Supply Bank:
N/A

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

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 the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

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 rights(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:

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments.

Received by SC Date 8/10/16 Preliminary check by _____ Date _____

Fee paid 740 - Date 8/10/16 Received by sc Receipt # E042345

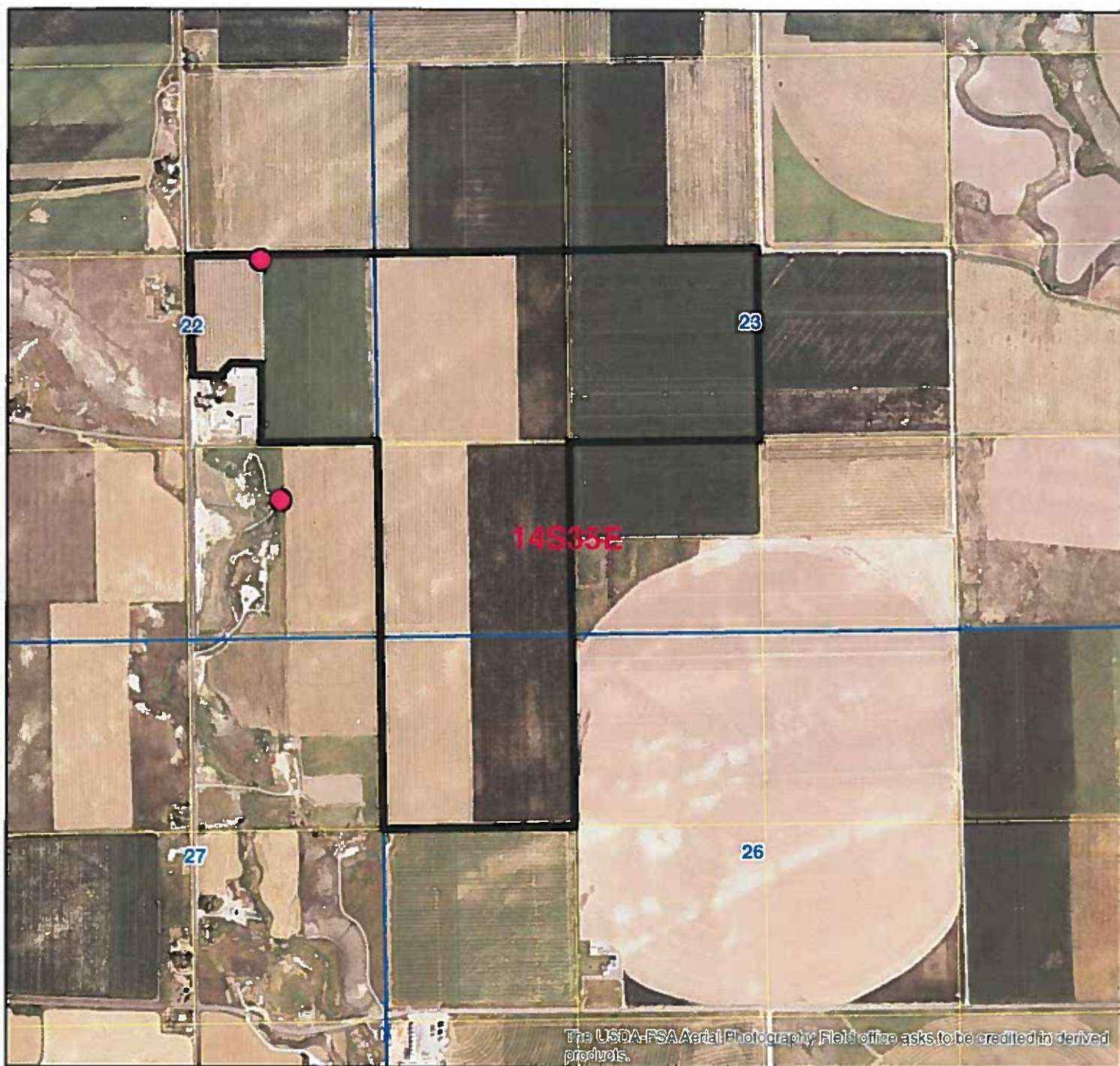
Add'l fee paid _____ Date _____ Received by _____ Receipt # _____

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



Transfer of rights 15-2032 and 15-7263

Date: 8/10/2016



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

Legend

- Proposed POD
- ▬ Proposed POU
- ▬ Township/Range
- ▬ Sections
- ▬ QQ

0 0.225 0.45 0.9 Miles



8 12 72

Map prepared by Michael Holliday

NTO-5
Carol Rindlisbacher
321 North 5400 West
Malad City, ID 83252

144796
25 August 2009
1:55
Dinner Business
9:00
Carol Rindlisbacher

WARRANTY DEED

CHAD L. RINDLISBACHER AND CAROL J. RINDLISBACHER, TRUSTEES OF THE CHAD L. RINDLISBACHER AND CAROL J. RINDLISBACHER COMBINED REVOCABLE TRUST UNDER AGREEMENT DATED THE 16TH DAY OF FEBRUARY 2008, as to both the undivided one-half (1/2) interest held for the Trust Fund of CHAD L. RINDLISBACHER and as to the undivided one-half (1/2) interest held for the Trust Fund of CAROL J. RINDLISBACHER and CHAD L. RINDLISBACHER and CAROL J. RINDLISBACHER, FORMERLY HUSBAND AND WIFE, INDIVIDUALLY

Grantor(s) of Malad City, County of Oneida, State of ID
hereby **CONVEY AND WARRANT** to

CAROL J. RINDLISBACHER, a single woman, as her sole and separate property

Grantee(s) of Malad City, County of Oneida, State of ID for the sum of TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION, the following described tract of land in Oneida County, State of ID:

See Attached Exhibit "A"

Subject to easements, declarations of covenants and restrictions, rights of way of record, and taxes for the current year and thereafter.

Witness, the hand(s) of said Grantor(s), this Aug 25 2009

THE CHAD L. RINDLISBACHER AND CAROL J. RINDLISBACHER COMBINED REVOCABLE TRUST AGREEMENT, DATED THE 16TH DAY OF FEBRUARY 2008

Chad L. Rindlisbacher, Trustee
Chad L. Rindlisbacher, Trustee

Carol J. Rindlisbacher, Trustee
Carol J. Rindlisbacher, Trustee

Chad L. Rindlisbacher, Individually
Chad L. Rindlisbacher, individually

Carol J. Rindlisbacher, Individually
Carol J. Rindlisbacher, individually

Exhibit "A"

TOWNSHIP 14 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, ONEIDA COUNTY, IDAHO.

SECTION 22: NORTHEAST QUARTER OF THE SOUTHEAST QUARTER

SECTION 23: NORTH HALF OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER;

NORTHWEST QUARTER OF THE SOUTHWEST QUARTER;

NORTHEAST QUARTER OF THE SOUTHWEST QUARTER;

SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER.

SECTION 26: NORTHWEST QUARTER OF THE NORTHWEST QUARTER

TOGETHER WITH A THREE/FOURTHS (3/4) INTEREST IN AND TO THAT CERTAIN DEEP WELL USED FOR IRRIGATION OF THE AFOREMENTIONED LANDS, BEING SITUATED UPON THE LANDS OF THE GRANTEE HEREIN THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 22, TOWNSHIP 14 SOUTH, RANGE 35 EAST OF THE BOISE MERIDIAN, UNDER STATE OF IDAHO WATER LICENSE NO. 19577, PRIORITY OF AUGUST 14, 1945, TOGETHER WITH THE PUMP AND ALL PUMPING EQUIPMENT AND IN CONNECTION WITH THE OPERATION OF THE SAME.

ALSO A ONE-HALF INTEREST IN AND TO THAT CERTAIN DEEP IRRIGATION WELL, PUMP AND MOTOR SITUATED IN THE NORTHWEST CORNER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 22, TOWNSHIP 14 SOUTH, RANGE 35 EAST BOISE MERIDIAN, TOGETHER WITH THE RIGHT TO CONVEY THE WATER THEREFROM THROUGH THE BURIED MAIN LINE LEADING TO THE ABOVE DESCRIBED PREMISES.

State of ID)
 County of Oneida)

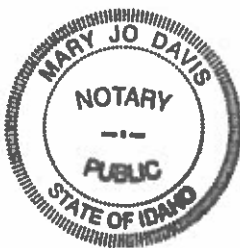
On this 25 day of Aug, 2009, before me, a Notary Public in and for said State, personally appeared Chad L. Rindlisbacher, known to me to be Trustee of the CHAD L. RINDLISBACHER AND CAROL J. RINDLISBACHER COMBINED REVOCABLE TRUST AGREEMENT, dated February 16, 2008 and in his individual capacity, and the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same as such Trustee and individually.



Lori Christiansen
 Notary Public
 Resides: Malad City
 Expires: 11/22/2012

State of ID)
 County of Oneida)

On this 17th day of AUGUST, 2009, before me, a Notary Public in and for said State, personally appeared Carol J. Rindlisbacher, known to me to be Trustee of the CHAD L. RINDLISBACHER AND CAROL J. RINDLISBACHER COMBINED REVOCABLE TRUST AGREEMENT, dated February 16, 2008 and in her individual capacity and the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same as such Trustee and individually.



Mary Jo Davis
 Notary Public
 Resides: Malad City
 Expires: 9/26/2011





8 12 72