

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 81029

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

RECEIVED
JUN 07 2016

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) Eleanor Fullmer or Albert W Fullmer Jr.

Check 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 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: Last Will and Testament of Leon L. Williams

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

Department of Water Resources
Eastern Region

Name of Applicant(s) Eleanor Fullmer or Albert W Fullmer Jr. Phone _____
Mailing address 3960 N 3650 W, Moore, ID 83255 Email _____

- ☐ 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 Rocky Mountain Environmental Associates, Inc. Phone 208-524-2353
Mailing address 482 Constitution Way, Suite 303, Idaho Falls, Idaho 83402 Email keith.rmea@gmail.com

- ☐ 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.

 Albert Fullmer 5/4/2016
Signature of Applicant or Authorized Representative Print Name and Title if applicable 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**.

System changed to reflect how the diversion system irrigates the actual Place of Use for these water rights. Note that the point(s) of diversion for surface water rights 34-00569D, 34-00608A & 34-00609A will not change, only the Place of Use will change.

Continued in Part 1A.2

Narrative of Proposal

This transfer is one of several transfers on behalf of Brett Williams to update the water rights relative to the properties that he irrigates and farms. The other transfers are relative to properties directly adjacent to those in this transfer and pertain to water rights deliverable from one or more of the same diversions. The properties are operated as one farm, even though the ownership does not reflect one owner.

Applicant (Fullmer) currently owns four water rights pertaining to a Place of Use in Custer County, Idaho. All four water rights are a part of a Permissible Place of Use (PPU) of 153 acres, in which the surface water rights (Water Right Nos. 34-569D, 34-608A, and 34-609A) can irrigate the entire acreage. The ground water right no. 34-2437A is limited to the irrigation of 148 acres within the PPU. Neighbor Brett Williams arranged to purchase this farm, which is adjacent to his own property, and is working with Fullmers to modify the water rights to more accurately describe the irrigation practices. In addition, Transfer No. 80351, which was recently approved, changed the point of diversion of right no. 34-2437A. This transfer proposes to accomplish two goals: update the irrigated acres to reflect current irrigation practices and add a point of diversion.

This transfer proposes to rearrange the irrigated acres by formally transferring corners and other small acreages to be used in the SWNW of Section 18, T6N R26E. There are no forfeiture concerns, since the water is already being used on these acres. The final Place of Use description includes 153 acres irrigable by the water rights. The total change in acreage is only 31 acres by legal description. Table 1 below shows the change in acre location using the water right Place of Use description and the actual measured acres.

Table 1. Acreage Calculations

Twp & Rng	Section	QQ	WR POU	Measured POU	Acres Transferred (Removed)
T6N R25E	13	SWNE	37	18	19
		SENE	38	38	0
		NESE	40	34	6
T6N R26E	18	SWNW	0	31	0
		NWSW	38	32	6
Total			153	153	31

The surface water rights are only being changed in part by the proposed 31 acres. No point of diversion change is proposed for the surface water rights. However, since a new point of diversion for the ground water rights is proposed to be added, the entire quantity of the ground water rights will be transferred to the new POD. Table 2 shows the acreage changes for both the ground water and surface water rights and the quantities of each water right proposed to be changed in this transfer.

Table 2. Quantity Determination for Transfer Application

Water Right Elements				Trans	Trans.	Trans WR quantities	
No.	cfs	acres	cfs/ac	% total	ac total	ac trans.	cfs trans
34-569d	1.0	50	0.02	33%	31	10.1	0.20
34-608a	1.2	60	0.02	39%	31	12.2	0.24
34-609a	1.2	153	0.0078	100%	31	31	0.24
Combined SW	3.4	153	0.02	100%	31	31	0.69
34.2437A	1.57	153		100%	153		1.57
Total cfs Transferred =						2.26	

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 ☒ ☐	34-2437A	1.57	Irrigation	4/01 to 10/31	Ground Water
☐ ☒	34-569D	1.0	Irrigation	5/01 to 10/15	Big Lost River
☐ ☒	34-608A	1.2	Irrigation	5/01 to 10/15	Big Lost River & Sinks
☐ ☒	34-609A	1.2	Irrigation	5/01 to 10/15	Big Lost River & Sinks
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 4.76 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 2.26 cubic feet per second and/or _____ acre-feet per year.

3. Point(s) of Diversion:

☐ **No Change in P/D for Big Lost River water rights 34-569D, 34-608A & 34-609A**
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. **Note: Water right 34-2437A P/D NESE (R17, C114) & P/D in SWNW (R16, C144) Sec18 T6N, R26E are in adjacent model cells. P/D in SWNW is an existing P/D.**

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
No			SW	NW	18	6N	26E	Custer	Ground Water	
No			NW	SE	18	6N	26E	Custer	Ground Water	

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	
06N	25E	13			18	38									34				90
	26E	18							31			32							63
Total Acres (for irrigation use)																			153

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:

Two wells with pumps to ditches & mainlines.

- b. Who owns the property at the point(s) of diversion? Brett Williams, See attachment #10

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
Brett Williams is currently leasing/buying the Fullmer's property and the Fullmer's are holding the mortgage. the water rights will remain in the name of the Fullmer's until the mortgage is paid off, but Williams operates the farm.

- 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:

Land now irrigated is anticipated to remain irrigated with approval of a companion transfer.

- 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:

There are other water rights in the name of Leon Williams and Brett Williams that use the same surface water diversion. There are also other water rights in the name of Brett Williams that will share the same well locations. Companion transfers describe these other uses. No other water rights will overlap the same place of use.

- 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:

Part 2.A

Fullmer Transfer

WATER RIGHT NO. 34-2437A

Owner Type	Name and Address
Current Owner	ALBERT W or ELEANOR FULLMER
	3960 N 3650 W, MOORE, ID 83255

Priority Date: 09/05/1961

Basis: Decreed

Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/01	10/31	1.57 CFS	518 AFA
Total Diversion			1.57 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NWSE	Sec. 18	Township 06N	Range 26E	CUSTER County
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IRRIGATION Use: Acre Limit: 148

Place of Use Legal Description: IRRIGATION CUSTER County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
06N	25E	13		SWNE	37		SENE	38						
				NESE	40									
	26E	18	3	NWSW	38									

Total Acres: 153 IRRIGATION Use: Acre Limit: 148

Conditions of Approval:

1.	X27	This right is limited to the irrigation of 148 acres within the authorized place of use in a single irrigation season.
2.	X35	Rights 34-569D, 34-608A, 34-609A, and 34-2437A when combined shall not exceed a total diversion rate of 4.76 cfs, and the irrigation of 153 acres.
3.	R05	Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 34.
4.	R02	A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5.	214	Prior to the diversion and use of water under Transfer approval 80351, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6.	213	Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7.	R63	This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
8.	046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

Part 2.A***Fullmer Transfer*****WATER RIGHT NO. 34-2437A (Cont)**

9.	T07	The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11.	T19	Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Decreed Date: 07/10/2002
Combined Acres Limit: 153

Owner Name Connector: OR
Combined Rate Limit: 4.76

Water District Number: 34

Part 2.A*Fullmer Transfer*WATER RIGHT NO. **34-569D** (Pg 1 of 2)

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ALBERT W or ELEANOR FULLMER JR
	3960 N 3650 W, MOORE, ID 83255

Priority Date: 04/22/1884

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG LOST RIVER	SINKS

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	5/01	10/15	1 CFS	
Total Diversion			1 CFS	

Location of Point(s) of Diversion:

BIG LOST RIVER	SWSESW	Sec. 11	Township 06N	Range 25E	CUSTER County
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IRRIGATION Use: Acre Limit: 50

Place of Use Legal Description: IRRIGATION CUSTER County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
06N	25E	13		SWNE	37		SENE	38						
				NESE	40									
	26E	18	3	NWSW	38									

Total Acres: 153

Conditions of Approval:

1.	C18	THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2.		USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.76 CFS. COMBINED RIGHT NOS.: 34-02437A, 34-00608A AND 34-00609A.
3.		USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 153 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 34-02437A, 34-00608A AND 34-00609A. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 50 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4.		WATER DELIVERED THROUGH THE BECK/MC GOWAN DITCH.
5.	C05	RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Decreed Date: 12/14/2001

Owner Name Connector: OR

Combined Acres Limit: 153

Combined Rate Limit: 4.76

Part 2.A*Fullmer Transfer*

WATER RIGHT NO. 34-608A (Pg 1 of 2)

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ALBERT W or ELEANOR FULLMER JR
	3960 N 3650 W, MOORE, ID 83255

Priority Date: 06/30/1888

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG LOST RIVER	SINKS

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	5/01	10/15	1.2 CFS	
Total Diversion			1.2 CFS	

Location of Point(s) of Diversion:

BIG LOST RIVER	SWSESW	Sec. 11	Township 06N	Range 25E	CUSTER County
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IRRIGATION Use: Acre Limit: 60

Place of Use Legal Description: IRRIGATION CUSTER County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
06N	25E	13		SWNE	37		SENE	38						
				NESE	40									
	26E	18	3	NWSW	38									

Total Acres: 153

Conditions of Approval:

1.	S34	THE PERIOD OF USE FOR IRRIGATION DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR OF THE IDAHO DEPARTMENT OF WATER RESOURCES.
2.		USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.76 CFS. COMBINED RIGHT NOS.: 34-02437A, 34-00569D AND 34-00609A.
3.		USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 153 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 34-02437A, 34-00569D AND 34-00609A. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 60 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4.	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.
5.	C05	RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
6.		WATER DELIVERED THROUGH THE BECK/MC GOWAN DITCH.

Decreed Date: 12/14/2001

Owner Name Connector: OR

Water District Number: 34

Combined Acres Limit: 153

Combined Rate Limit: 4.76

Part 2.A*Fullmer Transfer*

WATER RIGHT NO. 34-609A

Owner Type	Name and Address
Current Owner	ALBERT W or ELEANOR FULLMER JR
	3960 N 3650 W, MOORE, ID 83255

Priority Date: 06/30/1896

Basis: Decreed

Status: Active

Source	Tributary
BIG LOST RIVER	SINKS

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	5/01	10/15	1.2 CFS	
Total Diversion			1.2 CFS	

Location of Point(s) of Diversion:

BIG LOST RIVER	SWSESW	Sec. 11	Township 06N	Range 25E	CUSTER County
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Place of Use Legal Description: IRRIGATION CUSTER County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
06N	25E	13		SWNE	37		SENE	38						
				NESE	40									
	26E	18	3	NWSW	38									

Total Acres: 153

Conditions of Approval:

1.	S34	THE PERIOD OF USE FOR IRRIGATION DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR OF THE IDAHO DEPARTMENT OF WATER RESOURCES.
2.		USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.76 CFS. COMBINED RIGHT NOS.: 34-02437A, 34-00608A AND 34-00569D.
3.		USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 153 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 34-02437A, 34-00608A AND 34-00569D.
4.	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.
5.		WATER DELIVERED THROUGH THE BECK/MC GOWAN DITCH.
6.	C05	RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Decreed Date: 12/14/2001
 Combined Acres Limit: 153

Owner Name Connector: OR
 Combined Rate Limit: 4.76

Water District Number: 34

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2B

IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

- ☒ Complete and attach one copy of **Part 2B** for each right for which only a portion is proposed to be changed.

Right Number: 34-609A

- [illegible]

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per $\frac{1}{4}$ $\frac{1}{4}$ tract.)

[illegible]

Total Acres (for irrigation use) 31

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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) N/A

- ☐ 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	N/A
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- ☐ 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:

1. What is the main purpose of the study?

2. What are the research objectives?

3. What is the research methodology?

4. What are the results of the study?

5. What are the conclusions of the study?

6. What are the limitations of the study?

7. What are the implications of the study?

8. What are the future research directions?

9. What are the contributions of the study?

10. What are the key findings of the study?

FOR DEPARTMENT USE ONLY

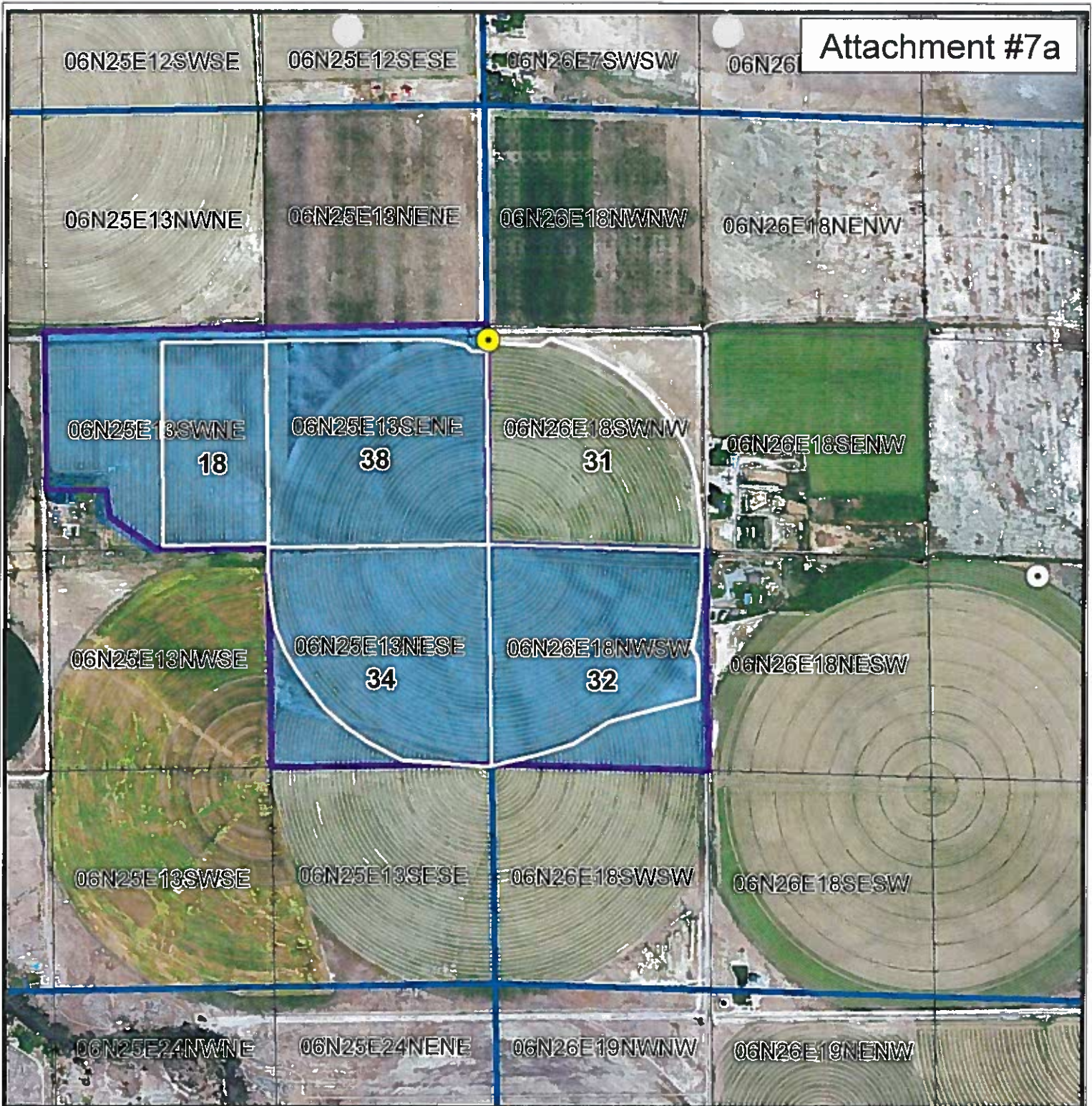
Transfer contains _____ pages and _____ attachments.

Received by _____ Date _____ Preliminary check by _____ Date _____

Fee paid \$740.- Date 10/8/2016 Received by JB Receipt # E042150

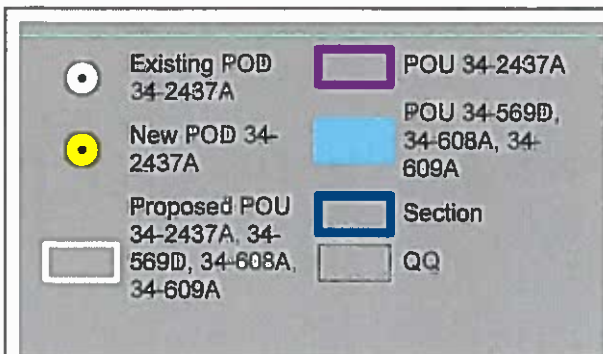
Add'l fee paid _____ Date _____ Received by _____ Receipt # _____

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



2015 NAIP Photography

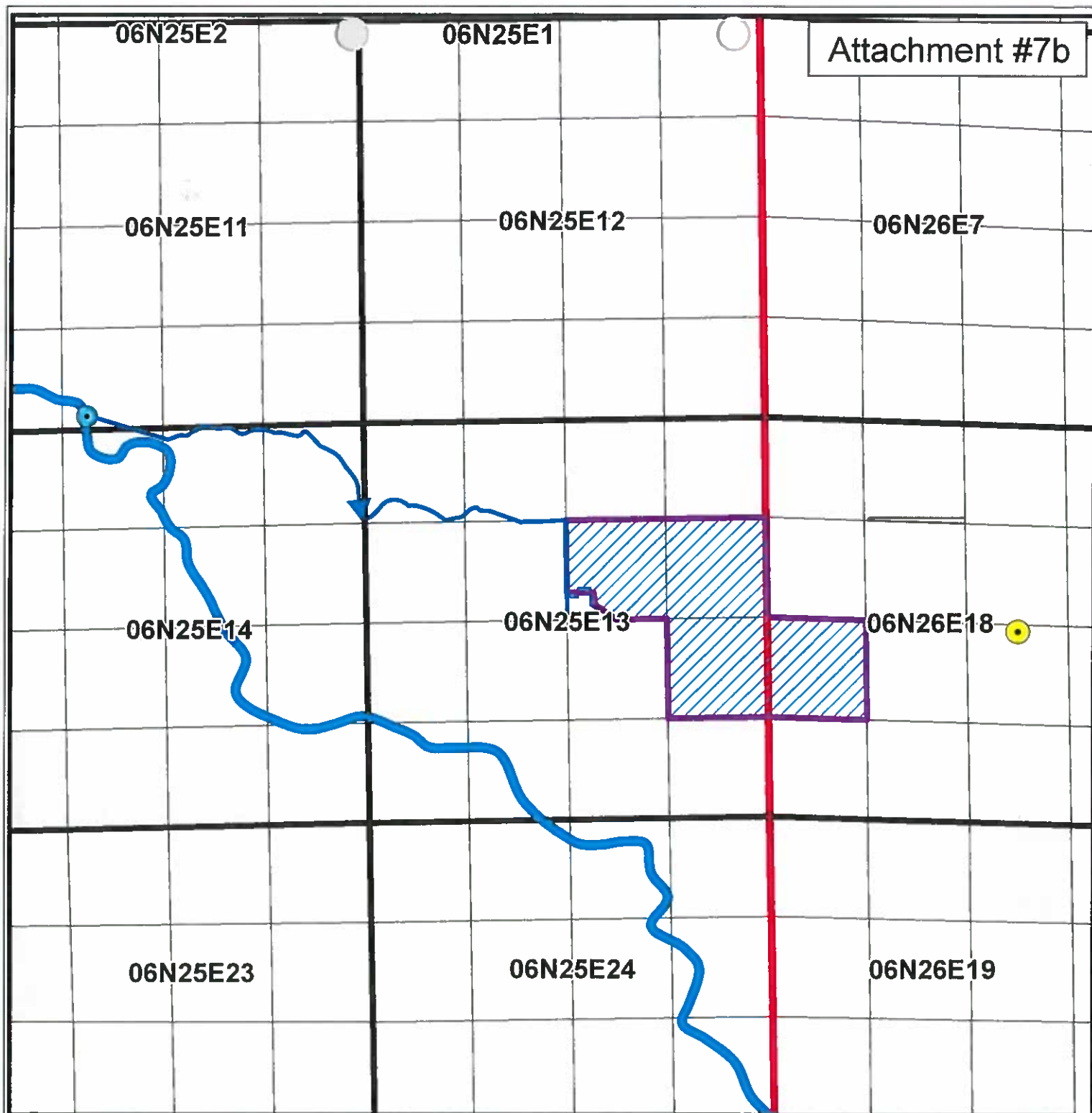
0 0.2 0.4 0.8 Miles



Albert W Fullmer Jr
 Water Right No.(s): 34-2437A, 34-569D,
 34-608A, 34-609A
 Custer County, Idaho



Date : 3/7/2016
 Project #: 15-0067



Attachment #7b

0 0.275 0.55 1.1 Miles

- Existing GW Point of Diversion
- SW Point of Diversion
- Big Lost River
- Beck / Mc Gowan Ditch
- POU 34-2437A GW
- POU 34-569D SW
- Twn & Rng
- Section
- QQ

Albert W Fullmer Jr
 Water Right No.(s): 34-2437A, 34-569D, 34-608A, 34-609A
 Custer County, Idaho



Date : 3/7/2016
 Project #: 15-0067

Authorization to Apply Water Rights

RECEIVED
SEP 15 2016
Department of Water Resources
Eastern Region

We, Brett and Trudy Williams, hereby give our authority for Albert and Eleanor Fullmer to apply their own water rights through an Application for Transfer No. 81029 to our property located south of 3980 N, in the SWNW of Section 18, Township 6 North, Range 26 East, as shown in Figure 1.

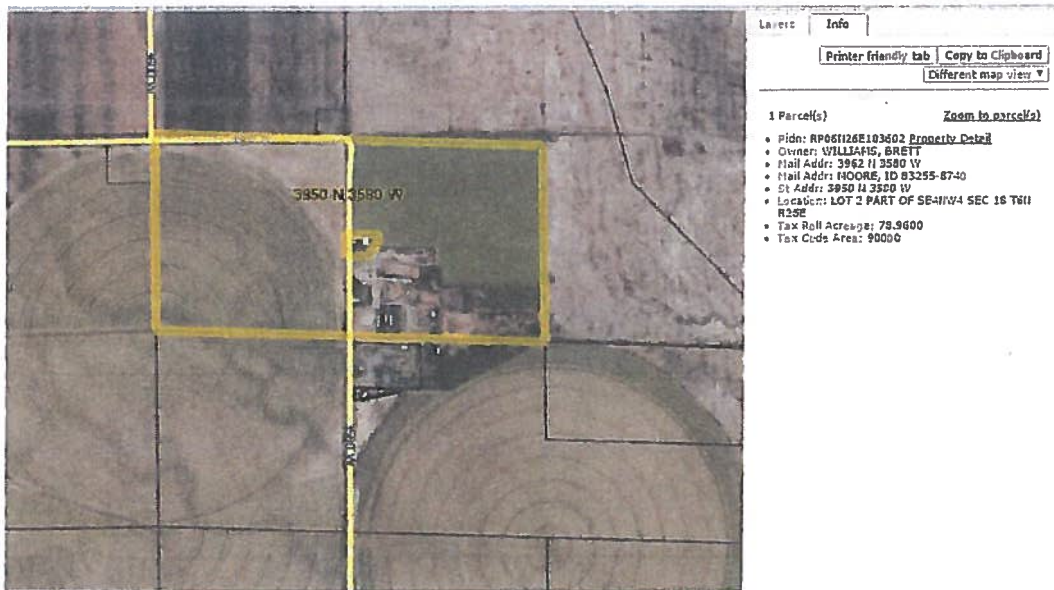


Figure 1 Custer County Parcel Map

Brett Williams
Brett Williams

Trudy Williams
Trudy Williams