

4/21/15

APR 27 2015

WITHDRAWN**APPLICATION FOR TRANSFER OF WATER RIGHT - POINT(S) OF DIVERSION****WATER RESOURCES
WESTERN REGION**

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)** Kimberly Welsh Phone 617 733 91902. **MAILING ADDRESS** 11715 N. Highway 52 City Harshees BendState IA Zip 83629 Email pythonsheley@gmail.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)** 65-22973 65-22975

☒ 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 65-22973: 0.03 cubic feet per second and/or 65-22975: 0.03 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 #
	2		NW	SE	24	07N	01E	GEM	PAYETTE RIVER	
	2	SE	NW	SE	24	07N	01E	GEM	PAYETTE RIVER	

SUPPORT DATA

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:

Pump and pipeline with copy of Idaho Power bill sent directly to Watermaster via the dedicated meter.

- b. Who owns the property at the point(s) of diversion? Applicant Kimberly Welsh
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 $\frac{1}{4}$ $\frac{1}{4}$ 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.

Kimberly A. Welsh
Signature of applicant or authorized agent

Kimberly A. Welsh
Print name and title if applicable

4/21/2015
Date

Signature of applicant or authorized agent

Print name and title if applicable

Date

9. **FEE** – ☒ ^{\$200} 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 AL

Date 4/27/15

Fee paid \$200.00 Date 4/21/15

Received by AL

Receipt # W043040

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)

WITNESS CORNER TO THE USUARY CORNER
LEFT BANK OF THE PAYETTE RIVER

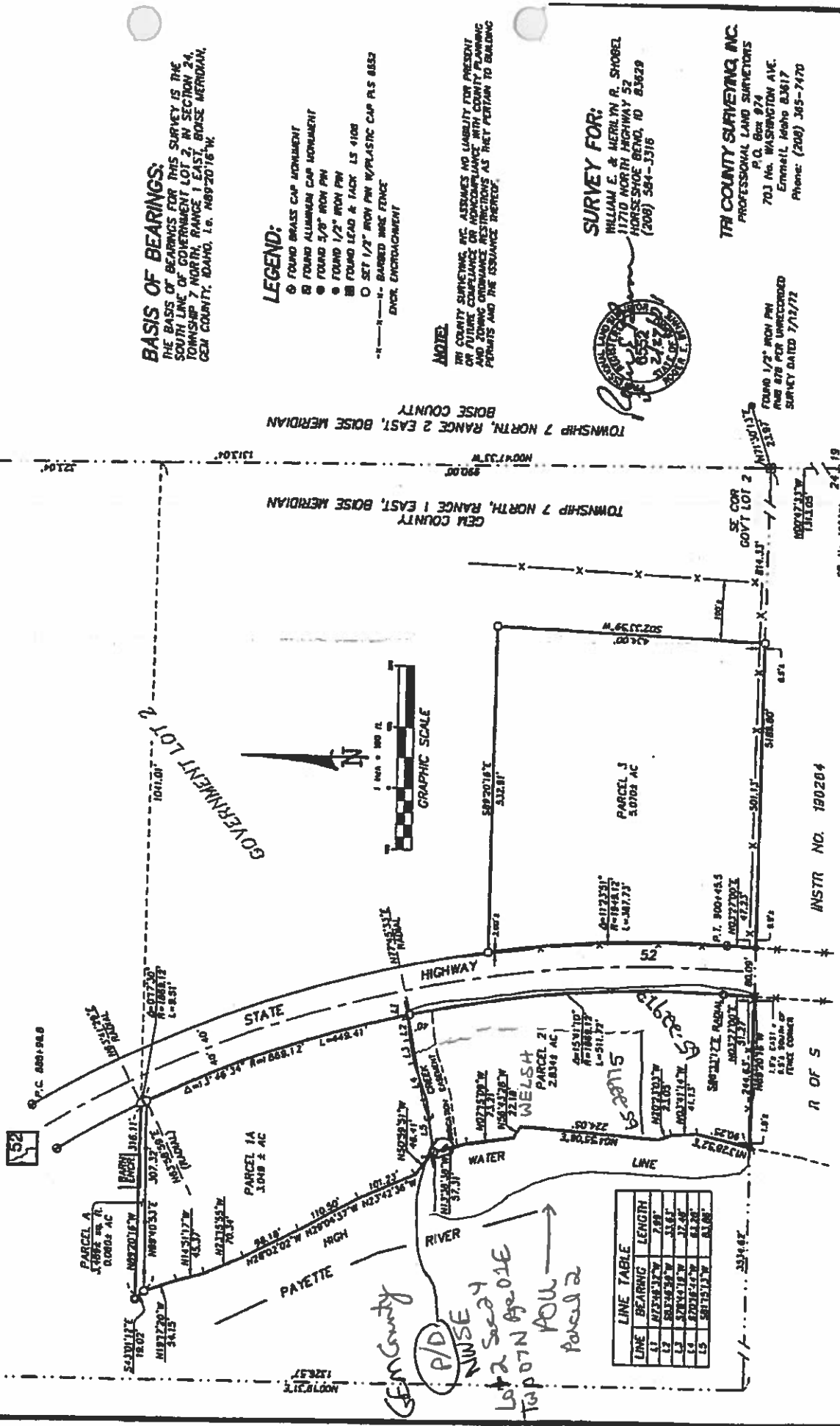
AMENDED RECORD OF SURVEY

OF A PORTION OF GOVERNMENT LOT 2, IN SECTION 24,
TOWNSHIP 7 NORTH, RANGE 1 EAST, BOISE MERIDIAN,
CEM COUNTY, IDAHO.

CR. NO. 195378
1/4 COR
45.00'
117°11'15.5"

FOUND 5/8" IRON PIN CEAS 2478
WITH ORIGINAL STONE FOR 1/4 COR
SURVEY DATED 7/12/72

CR. NO. 195377
1/4 COR
45.00'
117°11'15.5"



BASIS OF BEARINGS:
THE BASIS OF BEARINGS FOR THIS SURVEY IS THE
SOUTH LINE OF GOVERNMENT LOT 2, IN SECTION 24,
TOWNSHIP 7 NORTH, RANGE 1 EAST, BOISE MERIDIAN,
CEM COUNTY, IDAHO, I.E. N89°20'16" W.

LEGEND:

- FOUND BRASS CAP MONUMENT
- FOUND ALUMINUM CAP MONUMENT
- FOUND 5/8" IRON PIN
- FOUND 1/2" IRON PIN
- FOUND LEAD & LACK LS 4100
- SET 1/2" IRON PIN W/PLASTIC CAP PLS 8853
- N—E—S—W— BARBED WIRE FENCE
- ENCL. ENCROACHMENT

NOTE:

TRI COUNTY SURVEYING, INC. ASSUMES NO LIABILITY FOR PRESENT
OR FUTURE COMPLIANCE OR NONCOMPLIANCE WITH COUNTY PLANNING
AND ZONING ORDINANCE RESTRICTIONS AS THEY PERTAIN TO BUILDING
PERMITS AND THE ISSUANCE THEREOF.

SURVEY FOR:

WILLIAM E. & MERLYN R. SHOEBEL
11770 NORTH HIGHWAY 52
HORSESHOE BEND, ID 83629
(208) 584-3316



TRI COUNTY SURVEYING, INC.
PROFESSIONAL LAND SURVEYORS
P.O. Box 874
703 No. Washington Ave.
Emmett, Idaho 83617
Phone: (208) 365-7470

FOUND 1/2" IRON PIN
AND 5/8" PER UNRECORDED
SURVEY DATED 7/12/72

INSTR NO. 190204

CR. NO. 195381
24 19
25 30

LINE	BEARING	LENGTH
1	N72°12'31" W	7.98'
2	S72°12'31" W	31.61'
3	S72°12'31" W	31.61'
4	S72°12'31" W	31.61'
5	S72°12'31" W	31.61'

Handwritten notes:
P/D
WUSE
Lot 2 Sec 24
T3P 07N R1E 01E
Parcel 2

Water Right 65-22973

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	KIMBERLY WELSH 11715 N HWY 52 HORSESHOE BEND, ID 83629 617-733-9190
Original Owner	MERILYN R SHOBEL 11710 N HWY 52 HORSESHOE BEND, ID 83629 (208)584-3316
Original Owner	WILLIAM E SHOBEL 11710 N HWY 52 HORSESHOE BEND, ID 83629 (208)584-3316
Previous Owner	INTERMOUNTAIN MANAGEMENT GROUP INC PO BOX 606 EAGLE, ID 83616 (208) 870-6477

Priority Date: 6/30/1983

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
PAYETTE RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	0.030 CFS	5.3 AF
<u>Total Diversion</u>			0.030 CFS	5.3 AF

Source and Point(s) of Diversion

PAYETTE RIVER	L2(NWSE)	Sec. 24, Twp 07N, Rge 01E, GEM County
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Place Of Use

IRRIGATION within GEM County																			
			NE				NW				SW				SE				
Tw p	Rn g	Se c	NE	N W	S W	SE	NE	N W	S W	SE	NE	N W	S W	SE	NE	N W	S W	SE	Total s
07 N	01 E	24														1.5			1.5
																L2			
																			POU Total Acres: 1.5

Conditions of Approval:

1.	R04	Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.
2.	R30	This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.

Dates and Other Information

Licensed Date: 11/27/1991

Water District Number: 65

Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

Priority Date: 12/13/1973
Basis: Deceased
Status: Active

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	0.030 CFS	5.3 AF
<u>Total Diversion</u>		0.030 CFS		5.3 AF

PAYETTE RIVER	SENWSE	Sec. 24, Twp 07N, Rge 01E, GEM County
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IRRIGATION within GEM County																			
			NE				NW				SW				SE				
Tw p	Rn g	Se c	NE	N W	S W	SE	NE	N W	S W	SE	NE	N W	S W	SE	NE	N W	S W	SE	Total s
07 N	01 E	24																1.5	1.5
																		L2	
																			POU Total Acres: 1.5

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.
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2.		USE OF THIS RIGHT WITH ALL OTHER RIGHTS IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF .03 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3.5 AF PER ACRE AT FIELD HEADGATE.
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Dates and Other Information

Decreed Date: 7/26/2002
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 65
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A