

MAR 03 2016

DEPT OF WATER RESOURCES
SOUTHERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 80650

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 <http://www.idwr.idaho.gov/>.

Name of Applicant(s) ROSCOE & JOYCE WARD FAMILY TRUST

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 #1-9.

- ☐ ☒ #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 transfer 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).
- ☐ ☒ #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 <http://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.
- ☐ ☒ #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.)
- ☐ ☒ #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 Other. Please describe: _____

MAR 03 2016

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

DEPT OF WATER RESOURCES
SOUTHERN REGION

Name of Applicant ROSCOE & JOYCE WARD FAMILY TRUST

Phone (208) 824-5591

Mailing Address 1581 E EY RD, MALTA ID 83342

Email JLJWUSA@YAHOO.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.

Roscoe & Joyce Ward Family Trust By Joyce Ward ROSCOE & JOYCE WARD FAMILY TRUST 2-25-2016
Signature of Applicant or Authorized Representative Print Name and Title if applicable Date

Joyce Ward Joyce Ward 2-25-2016
ROSCOE & JOYCE WARD FAMILY TRUST By Joyce Ward Signature of Applicant or Authorized Representative Print Name and Title if applicable Date

A. PURPOSE OF TRANSFER

1.	Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
	43-47B	No	No	Yes	No	No	No
	43-280	No	No	Yes	No	No	No
	43-2411	No	No	Yes	No	No	No
	43-4181	No	No	Yes	No	No	No
	43-10820	No	No	Yes	No	No	No

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

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**

CHANGE THE PLACE OF USE AND CHANGE OWNERSHIP.

- B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT TO A SEPARATE SYSTEM, DESCRIBE PORTIONS TO BE CHANGED TO A SEPARATE SYSTEM AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.**

1. Detailed Water Right Description(s) Attached labeled Part 1.

Summary of Water Rights After the Approved Change

Transferred Right (All or Part)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	Original Right (Remaining Portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
43-4181	2.070 cfs	120.0 af	360.0	390.0		N/A	N/A	N/A	N/A
43-2411	5.680 cfs	1440.0 af	360.0	390.0		N/A	N/A	N/A	N/A
43-47B	1.820 cfs	N/A	91.0	390.0		N/A	N/A	N/A	N/A
43-10820	4.800 cfs	N/A	240.0	390.0		N/A	N/A	N/A	N/A
43-280	4.800 cfs	N/A	240.0	390.0		N/A	N/A	N/A	N/A

**COMBINED
TOTALS**

7.800 cfs N/A 390.0 390.0 N/A N/A N/A N/A

2. Total amount of water proposed to be transferred or changed 7.8 cubic feet per second and/or _____ acre-feet per annum

3. Points(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
- ☒ As shown in Part 1.
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5.**

4. Place of Use:

- ☐ No changes to place of use are proposed. (Proceed to #5.)
- ☒ As shown in Part 1.
- ☐ See Attachment.

10 DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes

Proposed Water Right No. 43-4181

Current Water Right Owner ROSCOE & JOYCE WARD
FAMILY TRUST
1581 E EY RD
MALTA, ID 83342

Priority Date: 3/15/1956

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01	10/31	2.070 CFS	120.0 AFA	
Total Diversion			2.070 CFS	120.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER

SWSNW

Sec. 11 Twp 16S Rge 25E CASSIA County

Place of Use: IRRIGATION

[illegible]

Right Acre Limit:	360.0
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POU Total Acres: 390.0

IDaho DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes

Proposed Water Right No. 43-47B

Current Water Right Owner
 ROSCOE & JOYCE WARD
 FAMILY TRUST
 1581 E EY RD
 MALTA, ID 83342

Priority Date: 4/1/1872

Origin: Water Right

Basis: Decreed

Status Active

Source: RAFT RIVER Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	04/01	10/31	1.820 CFS	
Total Diversion			1.820 CFS	

Source and Point(s) of Diversion:
 RAFT RIVER SENWNW Sec. 11 Twp 16S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16S	25E	11			24	23				36	13				19	43			119.3
16S	25E	12	3.1	13.0	18.0		6.7		33.0	23.0									96.8
16S	26E	6	27.0	36.0	14.2		35.0	46.0	5.8	9.9									173.9
			L1	L2			L3	L4	L5										

Right Acre Limit: 91.0

POU Total Acres: 390.0

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes

Proposed Water Right No. 43-10820

Current Water Right Owner
 ROSCOE & JOYCE WARD
 FAMILY TRUST
 1581 E EY RD
 MALTA, ID 83342

Priority Date: 4/1/1872

Origin: Water Right

Basis: Decreed

Status Active

Source: RAFT RIVER Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	04/01	07/01	4.800 CFS	
Total Diversion			4.800 CFS	

Source and Point(s) of Diversion:
 RAFT RIVER SENWNW Sec. 11 Twp 16S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16S	25E	11			24	23				36	13				19	43			119.3
16S	25E	12	3.1	13.0	18.0		6.7		33.0	23.0									96.8
16S	25E	6	27.0	36.0	14.2		35.0	46.0	5.8	9.9									173.9
			L 1	L 2			L 3	L 4	L 5										

Right Acre Limit: 240.0

POU Total Acres: 390.0

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes**

Proposed Water Right No. 43-280

Current Water Right Owner **ROSCOE & JOYCE WARD**
FAMILY TRUST
1581 E EY RD
MALTA, ID 83342

Priority Date: 4/1/1879

Origin: Water Right

Basis: Decreed

Status: Active

Source: RAFT RIVER **Tributary:** SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	07/01	10/01	4.800 CFS	
Total Diversion			4.800 CFS	

Source and Point(s) of Diversion:
 RAFT RIVER SENWNW Sec. 11 Twp 16S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16S	25E	11			24	23				36	13				19	4.3			119.3
16S	25E	12	3.1	13.0	18.0		6.7		33.0	23.0									96.8
16S	26E	6	27.0	36.0	14.2		35.0	46.0	5.8	9.9									173.9
			L 1	L 2			L 3	L 4	L 5										

Right Acre Limit: 240.0

POU Total Acres: 390.0

**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
ONE WELL AND ONE DIVERSION OUT OF RAFT RIVER DELIVERING TO PUMPS AND DITCHES WITH PIVOTS AND HANDLINES.

b. Who owns the property at the point(s) of diversion
WELL IS ON APPLICANTS PROPERTY AND RAFT RIVER DIVERSION ON COUNTY PROPERTY.
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
LONG EXISTING EASEMENT. POD AS DECREED AND NOT BEING CHANGED.

c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
No, ☒ 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: NO. RIGHTS LIST SECURITY INTEREST BUT LIEN PAID OFF AND NEED REMOVED.
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. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
SHIFTING OF ACRES TO MORE PRODUCTIVE LAND.

e. Describe the use of any other water right(s) for the same purpose or land, or same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:
N/A

f. 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
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No. 43-4181

Current Water Right Owner

ROSCOE B WARD
PO BOX 108
ALMO, ID 83312

AND

JOYCE WARD
PO BOX 108
ALMO, ID 8312

Priority Date: 3/15/1956

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01	10/31	2.070 CFS	120.0 AFA	
Total Diversion			2.070 CFS		

Source and Point(s) of Diversion:

GROUND WATER

SWSNW

Sec. 11 Twp 16S Rge 25E CASSIA County

Place of Use: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16S	25E	11			39.0	33.0				40.0									112.0
16S	25E	12	3.8	12.0	20.0	0.3	7.9		20.0	21.0									85.0
16S	26E	6	33.0	37.0	13.0		46.0	45.0	8.4	11.0									193.4
			L1	L2			L3	L4	L5										

Right Acre Limit: 360.0

POU Total Acres: 390.4

Conditions/Remarks:

- USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.80 CFS. COMBINED RIGHT NOS.: 43-2411, 43-47B, 43-280, 43-10820.
- 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.
- THIS RIGHT IS LIMITED TO THE IRRIGATION OF 360 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
- THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 43B.
- USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 390 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-2411, 43-47B, 43-280, 43-10820.

IDaho DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No. 43-2411

Current Water Right Owner

ROSCOE B WARD
PO BOX 108
ALMO, ID 83312

AND

JOYCE WARD
PO BOX 108
ALMO, ID 8312

Priority Date: 8/11/1954

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01	10/31	5.680 CFS	1440.0 AFA	
Total Diversion			5.680 CFS	1440.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER

SWSNW

Sec. 11 Twp 16S Rge 25E CASSIA County

Place of Use: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16S	25E	11			39.0	33.0				40.0									112.0
16S	25E	12	3.8	12.0	20.0	0.3	7.9		20.0	21.0									85.0
16S	26E	6	33.0	37.0	13.0		46.0	45.0	8.4	11.0									193.4
			L 1	L 2			L 3	L 4	L 5										

Right Acre Limit: 360.0

POU Total Acres: 390.4

Conditions/Remarks:

1. THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 43B.
2. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 390 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-4181, 43-47B, 43-280, 43-10820.
3. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 360 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
5. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.80 CFS. COMBINED RIGHT NOS.: 43-4181, 43-47B, 43-280, 43-10820.
6. 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.

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No. 43-47B

Current Water Right Owner

ROSCOE B WARD
PO BOX 108
ALMO, ID 83312

AND

JOYCE WARD
PO BOX 108
ALMO, ID 8312

Priority Date: 4/1/1872

Origin: Water Right

Basis: Decreed

Status: Active

Source: RAFT RIVER

Tributary: SNAKE RIVER

Beneficial Use

IRRIGATION

From

04/01

To

10/31

Diversion Rate

1.820 CFS

Subuse Code

Total Diversion

1.820 CFS

Source and Point(s) of Diversion:

RAFT RIVER

SENNW

Sec. 11 Twp 16S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16S	25E	11			39.0	33.0				40.0									112.0
16S	25E	12	3.8	12.0	20.0	0.3	7.9		20.0	21.0									85.0
16S	26E	6	33.0	37.0	13.0		45.0	45.0	8.4	11.0									193.4
			L1	L2			L3	L4	L5										

Right Acre Limit: 91.0

POU Total Acres: 390.4

Conditions/Remarks:

1. THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 43B.
2. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 390 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-280, 43-2411, 43-4181, 43-10820.
4. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 91 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
5. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.80 CFS. COMBINED RIGHT NOS.: 43-280, 43-2411, 43-4181, 43-10820.
6. 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.

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No. 43-10820

Current Water Right Owner

ROSCOE B WARD
PO BOX 108
ALMO, ID 83312

AND

JOYCE WARD
PO BOX 108
ALMO, ID 8312

Priority Date: 4/1/1872

Origin: Water Right

Basis: Decreed

Status: Active

Source: RAFT RIVER

Tributary: SNAKE RIVER

Beneficial Use

IRRIGATION

From

04/01

To

07/01

Diversion Rate

4.800 CFS

Subuse Code

Total Diversion

4.800 CFS

Source and Point(s) of Diversion:

RAFT RIVER

SENWNW

Sec. 11 Twp 16S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16S	25E	11			39.0	33.0				40.0									112.0
16S	25E	12	3.8	12.0	20.0	0.3	7.9		20.0	21.0									85.0
16S	26E	6	33.0	37.0	13.0		46.0	45.0	8.4	11.0									193.4
			L 1	L 2			L 3	L 4	L 5										

Right Acre Limit: 240.0

POU Total Acres: 390.4

Conditions/Remarks:

1. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.80 CFS. COMBINED RIGHT NOS.: 43-47B, 43-280, 43-2411, 43-4181.
2. THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 43B.
3. USE OF THIS RIGHT WITH RIGHT NO. 43-280 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 240 ACRES IN A SINGLE IRRIGATION SEASON.
4. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
5. 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.
6. USE OF THIS RIGHT WITH RIGHT NO. 43-280 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.8 CFS.
7. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 390 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-47B, 43-280, 43-2411, 43-4181.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No. 43-280

Current Water Right Owner

ROSCOE B WARD
PO BOX 108
ALMO, ID 83312

AND

JOYCE WARD
PO BOX 108
ALMO, ID 8312

Priority Date: 4/1/1879

Origin: Water Right

Basis: Decreed

Status: Active

Source: RAFT RIVER Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	07/01	10/01	4.800 CFS	
Total Diversion			4.800 CFS	

Source and Point(s) of Diversion:

RAFT RIVER SENWNW Sec. 11 Twp 16S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16S	25E	11			39.0	33.0				40.0									112.0
16S	25E	12	3.8	12.0	20.0	0.3	7.9		20.0	21.0									85.0
16S	26E	6	33.0	37.0	13.0		46.0	45.0	8.4	11.0									193.4
			L 1	L 2			L 3	L 4	L 5										

Right Acre Limit: 240.0

POU Total Acres: 390.4

Conditions/Remarks:

1. THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 43B.
2. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.80 CFS. COMBINED RIGHT NOS.: 43-47B, 43-2411, 43-4181, 43-10820.
3. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
4. USE OF THIS RIGHT WITH RIGHT NO. 43-10820 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.8 CFS.
5. USE OF THIS RIGHT WITH RIGHT NO. 43-10820 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 240 ACRES IN A SINGLE IRRIGATION SEASON.
6. 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.
7. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 390 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-47B, 43-2411, 43-4181, 43-10820.

TO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

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.
- ☒

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

1. 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.: _____

ALL RIGHTS BEING MOVED TOGETHER.

FOR DEPARTMENT USE ONLY

DM 3/3/2016
Transfer Contains 16 pages and attachments.
Received By ADM Date 1/28/2016 Prelim. Check By Date
Fee Paid \$705.00 Date 1/28/2016 Received By ADM Receipt # S035231
Add'l Fee Paid \$200.00 Date Received By Receipt #
Additional \$200.00 paid on same receipt (S035231) for change of ownership for 8 water rights not in the transfer application.

311688

After recording, return to:
Roscoe & Joyce Ward
1581 Narrows Road
Almo, ID 83312

311688

CASSIA COUNTY, IDAHO
LARRY A. MICKELSEN
RECORDER
FEE 6.00 DEPUTY km

2006 OCT 24 AM 11 06

RECORDED AT THE REQUEST OF
Joyce Ward

WARRANTY DEED

ROSCOE B. WARD & JOYCE L. WARD, grantors of the City of Almo, County of Cassia, State of Idaho, hereby Convey & Warrant to Roscoe B. Ward & Joyce Ward, or their successors, as Trustees of the ROSCOE & JOYCE WARD FAMILY TRUST, grantees of the City of Almo, County of Cassia, State of Idaho, for the sum of TEN DOLLARS (\$10) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the following tracts of land in CASSIA COUNTY, State of Idaho:

See Exhibit "A" for a list of the legal descriptions

WITNESS the hand of said Grantor(s) this day, Oct 22, 2006.

GRANTOR:

GRANTOR:

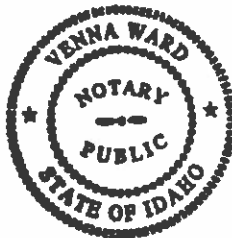
Roscoe B Ward
ROSCOE B. WARD

Joyce L. Ward
JOYCE L. WARD

ACKNOWLEDGMENT

STATE OF IDAHO)
: ss.
County of Cassia)

The foregoing instrument was acknowledged before me this day, Oct 22, 2006, by Roscoe B. Ward & Joyce L. Ward, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.



Venna Ward
Notary Public in and for the State of Idaho
Residing at: Almo, Idaho
My Commission Expires: 9-23-09

Exhibit "A"

1. **RP 16S26E154800A** described as follows: West Half of the South East Quarter (W ½ SE) and the Southwest Quarter (SW 1/4), of Section Fifteen (15), Township Sixteen (16) South, Range Twenty-six (26) East, Boise Meridian. Together with any and all **Water Rights** appurtenant to and used upon the above described premises; and also any and all Grantor's **Grazing Rights** connected with the above described premises.

300886

After recording, return to: *Mail Taxes To:*
Roscoe & Joyce Ward
1581 Narrows Road
Almo, ID 83312

WARRANTY DEED

ROSCOE WARD, grantor of the City of Almo, County of Cassia, State of Idaho, hereby Conveys & Warrants to Roscoe B. Ward & Joyce Ward, or their successors, as Trustees of the ROSCOE & JOYCE WARD FAMILY TRUST, grantees of the City of Almo, County of Cassia, State of Idaho, for the sum of TEN DOLLARS (\$10) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the following tract of land in CASSIA COUNTY, State of Idaho:

See Exhibit "A" for a list of the legal description

WITNESS the hand of said Grantor(s) this day, March 7, 2005.

GRANTOR:

Roscoe B. Ward
ROSCOE B. WARD

RECORDED AT THE REQUEST OF
Joyce Ward
Almo ID 83312

2005 MAR 11 PM 2 36

CASSIA COUNTY, IDAHO
LARRY A. MCKENSEN
RECORDER
FEE 6.00 DEPUTY W

300886

ACKNOWLEDGMENT

STATE OF Utah

County of Box Elder

)
: ss.
)

The foregoing instrument was acknowledged before me this day, March 7, 2005, by Roscoe Ward, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

Mary Ann Packer
Notary Public in and for the State of Idaho Utah
Residing at: Brigham City, Idaho Utah
My Commission Expires: 2-24-2010



Exhibit "A"

Parcel located in CASSIA County, State of Idaho

The following Parcel is located in Township Sixteen (16) South, Range Twenty-five (25) East, Boise Meridian:

1. **RP 16S25E123599A** described as follows: The South Half of the Northeast Quarter of the Southeast Quarter of the Northwest Quarter of the Northwest Quarter ($S\frac{1}{2}NE\frac{1}{4}SE\frac{1}{4}NW\frac{1}{4}NW\frac{1}{4}$); and the Southeast Quarter of the Southeast Quarter of the Northwest Quarter of the Northwest Quarter ($SE\frac{1}{4}SE\frac{1}{4}NW\frac{1}{4}NW\frac{1}{4}$), of Section Twelve (12), Township Sixteen (16) South, Range Twenty-five (25), Boise Meridian.

300887

After recording, return to: *Mail Taxes To:*
Roscoe & Joyce Ward
1581 Narrows Road
Almo, ID 83312

WARRANTY DEED

ROSCOE B. WARD & JOYCE L. WARD, grantors of the City of Almo, County of Cassia, State of Idaho, hereby Convey & Warrant to Roscoe B. Ward & Joyce Ward, or their successors, as Trustees of the ROSCOE & JOYCE WARD FAMILY TRUST, grantees of the City of Almo, County of Cassia, State of Idaho, for the sum of TEN DOLLARS (\$10) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the following tracts of land in CASSIA COUNTY, State of Idaho:

See Exhibit "A" for a list of the legal descriptions

WITNESS the hand of said Grantor(s) this day, March _____, 2005.

GRANTOR:

GRANTOR:

Roscoe B. Ward
ROSCOE B. WARD

Joyce L. Ward
JOYCE L. WARD

ACKNOWLEDGMENT

STATE OF Utah)
IDAHO)
County of Box Elder) : ss.

The foregoing instrument was acknowledged before me this day, March 7, 2005, by Roscoe B. Ward & Joyce L. Ward, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

Mary Ann Packer
Notary Public in and for the State of Idaho Utah
Residing at: Box Elder County, Idaho
My Commission Expires: 7-26-2006



Exhibit "A"

All Parcels located in CASSIA County, State of Idaho

The following Parcels are located in Township Sixteen (16) South, Range Twenty-six (26) East, Boise Meridian:

1. RP 16S26E060000A described as follows: Lots One (1) through Five (5), and the Southwest Quarter of the Northeast Quarter (SW $\frac{1}{4}$ NE $\frac{1}{4}$) and the Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$), of Section Six (6), Township Sixteen (16) South, Range Twenty-six (26) East, Boise Meridian. Together with all Water Rights appurtenant to and used upon the above described premises; and also all Grantor's Grazing Rights under the Taylor Grazing System in any manner connected with the above described premises; which rights are listed in a Warranty Deed recorded on July 18, 1990, bearing number "208609" found in the Cassia County Recorder's Office.
2. RP 16S26E170000A described as follows: The Northeast Quarter (NE $\frac{1}{4}$), of Section Seventeen (17) South, Range Twenty-six (26) East, Boise Meridian.

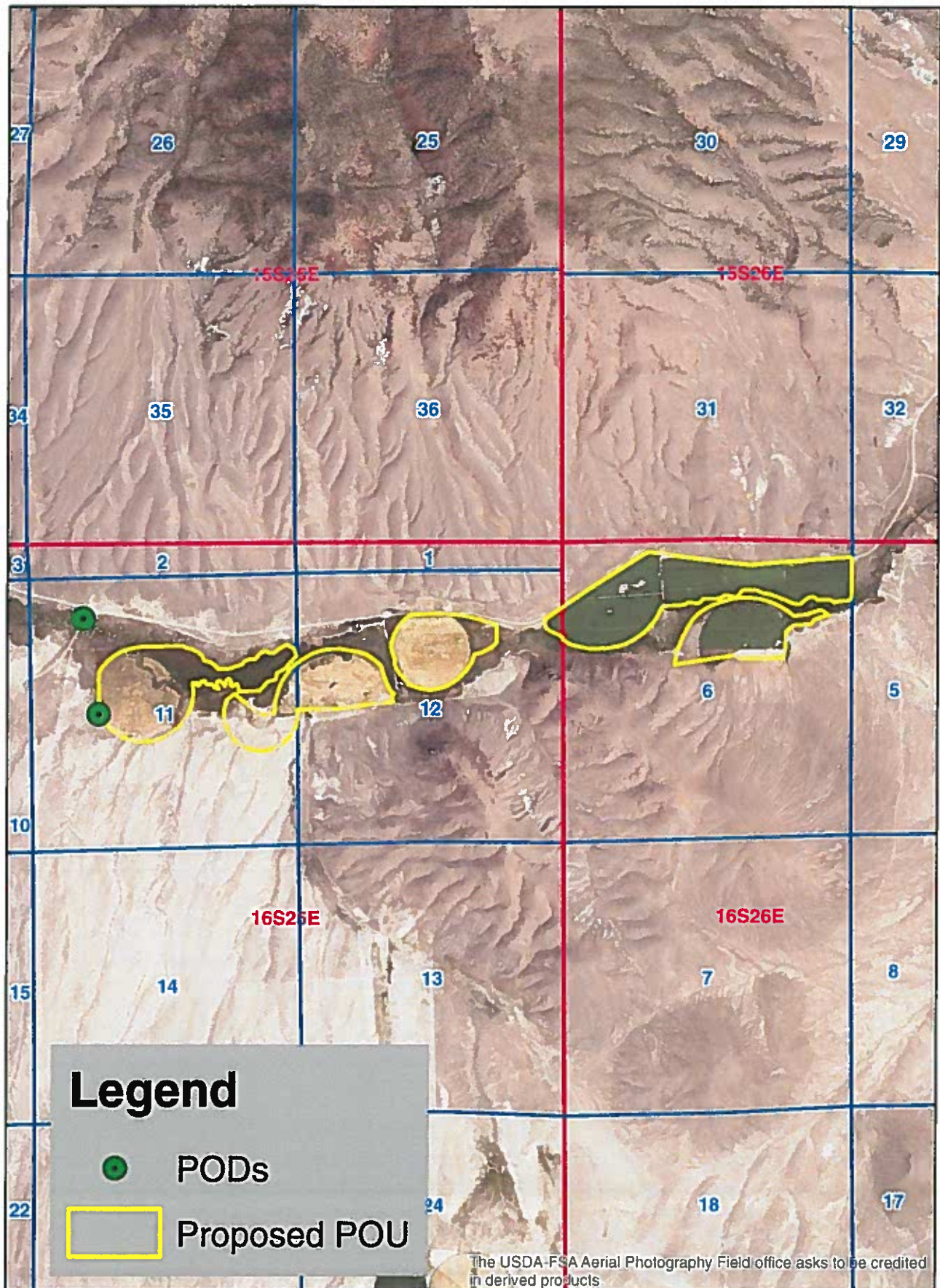
← sturds
well

The following Parcels are located in Township Sixteen (16) South, Range Twenty-five (25) East, Boise Meridian:

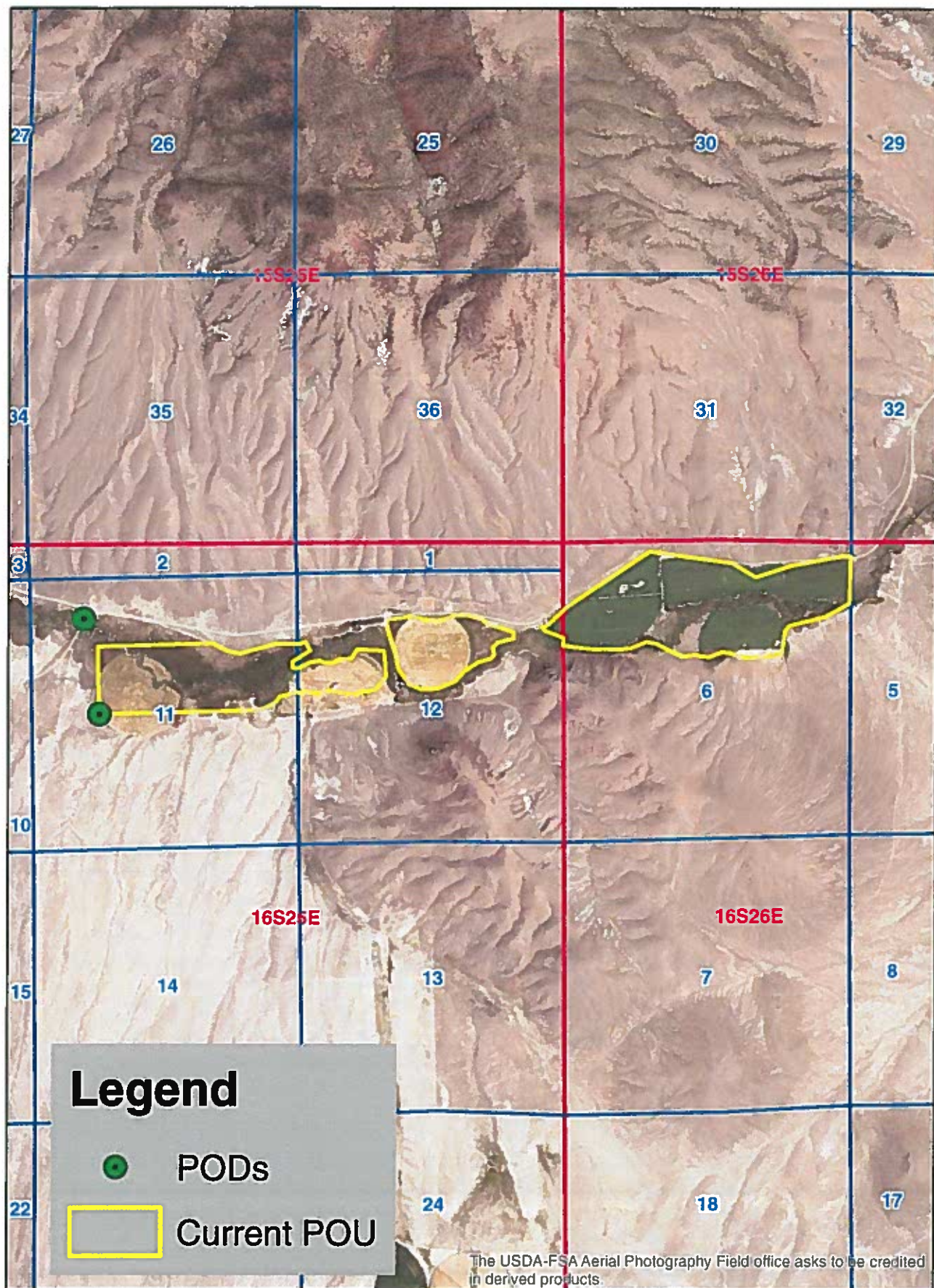
1. RP 16S25E111200A described as follows: The Southeast Quarter of the Northwest Quarter (SE $\frac{1}{4}$ NW $\frac{1}{4}$); the South Half of the Northeast Quarter (S $\frac{1}{2}$ NE $\frac{1}{4}$), of Section Eleven (11), Township Sixteen (16) South, Range Twenty-five (25) East, Boise Meridian. Together with all Water Rights appurtenant to and used upon the above described premises; and also all Grantor's Grazing Rights under the Taylor Grazing System in any manner connected with the above described premises; which rights are listed in a Warranty Deed recorded on July 18, 1990, bearing number "208609" found in the Cassia County Recorder's Office..
2. RP 16S25E114800A described as follows: The South Half of the Southeast Quarter of the Southwest Quarter of the Northeast Quarter of the Northeast Quarter (S $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$); and the South Half of the South Half of the Southeast Quarter of the Northeast Quarter of the Northeast Quarter (S $\frac{1}{2}$ S $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$); and the North Half of the Southeast Quarter (N $\frac{1}{2}$ SE $\frac{1}{4}$); and the Northeast Quarter of the Southwest Quarter (NE $\frac{1}{4}$ SW $\frac{1}{4}$), of Section Eleven (11), Township Sixteen (16) South, Range Twenty-five (25) East, Boise Meridian. Patent Number 11-84-0037.

3. **RP 16S25E120000A** described as follows: The Northeast Quarter (NE $\frac{1}{4}$); and the Southwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$ NW $\frac{1}{4}$); and the East Half of the Northwest Quarter (E $\frac{1}{2}$ NW $\frac{1}{4}$), of Section Twelve (12), Township Sixteen (16) South, Range Twenty-five (25) East, Boise Meridian. Together with all Water Rights appurtenant to and used upon the above described premises; and also all Grantor's Grazing Rights under the Taylor Grazing System in any manner connected with the above described premises; which rights are listed in a Warranty Deed recorded on July 18, 1990, bearing number "208609" found in the Cassia County Recorder's Office.
4. **RP 16S25E123400A** described as follows: The South Half of the Southwest Quarter of the Southwest Quarter of the Northwest Quarter of the Northwest Quarter (S $\frac{1}{2}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$); and the Southeast Quarter of the Southwest Quarter of the Northwest Quarter of the Northwest Quarter (SE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$); and the Southwest Quarter of the Southeast Quarter of the Northwest Quarter of the Northwest Quarter (SW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$), of Section Twelve (12), Township Sixteen (16) South, Range Twenty-five (25) East, Boise Meridian. Patent Number 11-84-0037Idaho Deed.doc

Attachment 7A: Proposed POU



Attachment 7B: Current POU



RECEIVED

JAN 28 2016

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 80650

DEPT OF WATER RESOURCES
SOUTHERN REGION

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 <http://www.idwr.idaho.gov/>.

Name of Applicant(s) ROSCOE & JOYCE WARD FAMILY TRUSTCheck 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 #1-9.

- ☐ ☐ #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 transfer 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).
- ☐ ☐ #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 <http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransferResources.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.
- ☐ ☐ #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.)
- ☐ ☐ #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 Other. Please describe: _____

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

RECEIVED
JAN 28 2016
DEPT OF WATER RESOURCES
SOUTHERN REGION

Name of Applicant ROSCOE & JOYCE WARD FAMILY TRUST

Phone (208) 824-5591

Mailing Address 1581 E EY RD, MALTA ID 83342

Email JLJWUSA@YAHOO.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.

Roscoe & Joyce Ward Family Trust By Joyce Ward
Signature of Applicant or Authorized Representative

Print Name and Title if applicable

1-28-2016
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1.	Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
	43-47B	No	No	Yes	No	No	No
	43-280	No	No	Yes	No	No	No
	43-2411	No	No	Yes	No	No	No
	43-4181	No	No	Yes	No	No	No
	43-10820	No	No	Yes	No	No	No

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 Continued

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

CHANGE THE PLACE OF USE AND CHANGE OWNERSHIP.

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT TO A SEPARATE SYSTEM, DESCRIBE PORTIONS TO BE CHANGED TO A SEPARATE SYSTEM AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1. Detailed Water Right Description(s) Attached labeled Part 1.

Summary of Water Rights After the Approved Change

Transferred Right (All or Part)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	Original Right (Remaining Portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
43-4181	2.070 cfs	N/A	360.0	390.3		N/A	N/A	N/A	N/A
43-2411	5.680 cfs	1440.0 af	360.0	390.3		N/A	N/A	N/A	N/A
43-47B	1.820 cfs	N/A	91.0	390.3		N/A	N/A	N/A	N/A
43-10820	4.800 cfs	N/A	240.0	390.3		N/A	N/A	N/A	N/A
43-280	4.800 cfs	N/A	240.0	390.3		N/A	N/A	N/A	N/A

COMBINED TOTALS

7.800 cfs N/A 390.0 390.3 N/A N/A N/A N/A

2. Total amount of water proposed to be transferred or changed 7.8 cubic feet per second and/or _____ acre-feet per annum

3. Points(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
- ☒ As shown in Part 1.
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it Attachment #5.

4. Place of Use:

- ☐ No changes to place of use are proposed. (Proceed to #5.)
- ☒ As shown in Part 1.
- ☐ See Attachment.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
Part 1 Transfer Right After Requested Changes

Proposed Water Right No. 43-4181

Current Water Right Owner

**ROSCOE & JOYCE WARD
 FAMILY TRUST
 1581 E EY RD
 MALTA, ID 83342**

Priority Date: 3/15/1956

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

Beneficial Use

IRRIGATION

From

04/01

To

10/31

Diversion Rate

2.070 CFS

Volume

120.0 AFA

Subuse Code

Total Diversion

2.070 CFS

Source and Point(s) of Diversion:

GROUND WATER

SWSENW

Sec. 11 Twp 16S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16S	25E	11			24	23				36	13				19	4.3			119.3
16S	25E	12	3.1	13	18		6.7		3.1	23		1.5							98.3
16S	26E	6	27	36	13		35	46	5.8	9.9									172.7
			L1	L2			L3	L4	L5										

Right Acre Limit: 360.0

POU Total Acres: 390.3

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
Part 1 Transfer Right After Requested Changes

Proposed Water Right No. 43-2411

Current Water Right Owner

**ROSCOE & JOYCE WARD
 FAMILY TRUST
 1581 E EY RD
 MALTA, ID 83342**

Priority Date: 8/11/1954

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01	10/31	5.680 CFS	1440.0 AFA	
Total Diversion			5.680 CFS	1440.0 AFA	

Source and Point(s) of Diversion:
 GROUND WATER

SWSNW Sec. 11 Twp 16S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16S	25E	11			24	23					13				19	43			119.3
16S	25E	12	3.1	13	18		6.7		33	2		1.5							98.3
16S	26E	6	27	36	13		35	46	5.8	9.9									172.7
			L1	L2			L3	L4	L5										

Right Acre Limit: 360.0

POU Total Acres: 390.3

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes**

Proposed Water Right No. 43-47B

Current Water Right Owner

ROSCOE & JOYCE WARD
FAMILY TRUST
1581 E EY RD
MALTA, ID 83342

Priority Date: 4/1/1872

Origin: Water Right

Basis: Decreed

Status: Active

Source: RAFT RIVER

Tributary: SNAKE RIVER

Beneficial Use

IRRIGATION

From

04/01

To

10/31

Diversion Rate

1.810 CFS

1.820 CFS

Subuse Code

Total Diversion

Source and Point(s) of Diversion:

RAFT RIVER

SE NW

Sec. 11 Twp 16S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16S	25E	11			24	23				36	13				19	4.3			119.3
16S	25E	12	3.1	13	18		6.7		33	23		1.5							98.3
16S	26E	6	27	36	13		35	46	5.8	9									172.7
			L1	L2			L3	L4	L5										

Right Acre Limit: 91.0

POU Total Acres: 390.3

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
Part 1 Transfer Right After Requested Changes

Proposed Water Right No. 43-10820

Current Water Right Owner

**ROSCOE & JOYCE WARD
 FAMILY TRUST
 1581 E EY RD
 MALTA, ID 83342**

Priority Date: 4/1/1872

Origin: Water Right

Basis: Decreed

Status Active

Source: RAFT RIVER

Tributary: SNAKE RIVER

**Beneficial Use
 IRRIGATION**

**From To Diversion Rate
 04/01 07/01 4,800 CFS
 Total Diversion 4,800 CFS**

Subuse Code

**Source and Point(s) of Diversion:
 RAFT RIVER**

SE 1/4 NW 1/4

Sec. 11 Twp 16S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16S	25E	11			24	23				36	13				19	43			119.3
16S	25E	12	3.1	13	18		6.7		30	23		1.5							98.3
16S	26E	6	27	36	13		35	46	38	9.9									172.7
			L1	L2			L3	L4	L5										

Right Acre Limit: 240.0

POU Total Acres: 390.3

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes

Proposed Water Right No. 43-280

Current Water Right Owner

**ROSCOE & JOYCE WARD
 FAMILY TRUST
 1581 E EY RD
 MALTA, ID 83342**

Priority Date: 4/1/1879

Origin: Water Right

Basis: Decreed

Status Active

Source: RAFT RIVER

Tributary: SNAKE RIVER

Beneficial Use

IRRIGATION

From

07/01

To

10/01

Diversion Rate

4.800 CFS

Subuse Code

Total Diversion

4.800 CFS

Source and Point(s) of Diversion:

RAFT RIVER

SENWNW

Sec. 11 Twp 16S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16S	25E	11			24	23					13				19	4.3			119.3
16S	25E	12	3.1	13	18		6.7		33	2		1.5							98.3
16S	26E	6	27	36	13		35	46	5.8	9.9									172.7
			L1	L2			L3	L4	L5										

Right Acre Limit: 240.0

POU Total Acres: 390.3

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
ONE WELL AND ONE DIVERSION OUT OF RAFT RIVER DELIVERING TO PUMPS AND DITCHES WITH PIVOTS AND HANDLINES.
- b. Who owns the property at the point(s) of diversion
WELL IS ON APPLICANTS PROPERTY AND RAFT RIVER DIVERSION ON COUNTY PROPERTY.
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
LONG EXISTING EASEMENT. POD AS DECREED AND NOT BEING CHANGED.
- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
No, ☒ 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: NO. RIGHTS LIST SECURITY INTEREST BUT LIEN PAID OFF AND NEED REMOVED.
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. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
SHIFTING OF ACRES TO MORE PRODUCTIVE LAND
- e. Describe the use of any other water right(s) for the same purpose, or land, or same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:
N/A
- f. 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
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No. 43-4181

Current Water Right Owner

ROSCOE B WARD
PO BOX 108
ALMO, ID 83312

AND

JOYCE WARD
PO BOX 108
ALMO, ID 8312

Priority Date: 3/15/1956

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

Beneficial Use
IRRIGATION

From
04/01

To
10/31

Diversion Rate
2.070 CFS
2.070 CFS

Volume
120.0 AFA

Subuse Code

Total Diversion

Source and Point(s) of Diversion:
GROUND WATER

SWSENW

Sec. 11 Twp 16S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16S	25E	11			39.0	33.0				40.0									112.0
16S	25E	12	3.8	12.0	20.0	0.3	7.9		20.0	21.0									85.0
16S	26E	6	33.0	37.0	13.0		46.0	45.0	8.4	11.0									193.4
			L1	L2			L3	L4	L5										

Right Acre Limit: 360.0

POU Total Acres: 390.4

Conditions/Remarks:

1. 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. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 360 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
3. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.80 CFS. COMBINED RIGHT NOS.: 43-2411, 43-47B, 43-280, 43-10820.
4. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 390 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-2411, 43-47B, 43-280, 43-10820.
5. THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 43B.

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No. 43-2411

Current Water Right Owner

ROSCOE B WARD
PO BOX 108
ALMO, ID 83312

AND

JOYCE WARD
PO BOX 108
ALMO, ID 8312

Priority Date: 8/11/1954

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

Beneficial Use
IRRIGATION

From
04/01

To
10/31

Diversion Rate
7.680 CFS
7.680 CFS

Volume
1440.0 AFA
1440.0 AFA

Subuse Code

Total Diversion

Source and Point(s) of Diversion:
GROUND WATER

SWSNW

Sec. 11 Twp 16S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16S	25E	11			39.0	33.0													112.0
16S	25E	12	3.8	12.0	20.0	0.3	7.9		20.0	21.0									85.0
16S	26E	6	33.0	37.0	13.0		46.0	45.0	8.4	11.0									193.4
			L1	L2			L3	L4	L5										

Right Acre Limit: 360.0

POU Total Acres: 390.4

Conditions/Remarks:

- USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 390 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-4181, 43-47B, 43-280, 43-10820.
- RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.80 CFS. COMBINED RIGHT NOS.: 43-4181, 43-47B, 43-280, 43-10820.
- THIS RIGHT IS LIMITED TO THE IRRIGATION OF 360 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
- THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 43B.
- 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.

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No. 43-47B

Current Water Right Owner

ROSCOE B WARD
PO BOX 108
ALMO, ID 83312

AND

JOYCE WARD
PO BOX 108
ALMO, ID 8312

Priority Date: 4/1/1872

Origin: Water Right

Basis: Decreed

Status: Active

Source: RAFT RIVER

Tributary: SNAKE RIVER

Beneficial Use
IRRIGATION

From To Diversion Rate
04/01 10/31 1.820 CFS
Total Diversion 1.820 CFS

Subuse Code

Source and Point(s) of Diversion:
RAFT RIVER

SE NW NW

Sec. 11 Twp 16S Rge 25E CASSIA County

Place of Use: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16S	25E	11			39.0	33.0				40.0									112.0
16S	25E	12	3.8	12.0	20.0	0.3	7.9		20.0	31.0									85.0
16S	26E	6	33.0	37.0	13.0		46.0	45.0	8.1	11.0									193.4
			L1	L2			L3	L4	L5										

Right Acre Limit: 91.0

POU Total Acres: 390.4

Conditions/Remarks:

1. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 91 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
2. 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.
3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 390 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-280, 43-2411, 43-4181, 43-10820.
4. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.80 CFS. COMBINED RIGHT NOS.: 43-280, 43-2411, 43-4181, 43-10820.
5. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
6. THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 43B.

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No. 43-10820

Current Water Right Owner

ROSCOE B WARD
PO BOX 108
ALMO, ID 83312

AND

JOYCE WARD
PO BOX 108
ALMO, ID 83312

Priority Date: 4/1/1872

Origin: Water Right

Basis: Decreed

Status: Active

Source: RAFT RIVER

Tributary: SNAKE RIVER

Beneficial Use
IRRIGATION

From 04/01 **To** 07/01 **Diversion Rate**
4.800 CFS
Total Diversion 4.800 CFS

Subuse Code

Source and Point(s) of Diversion:

RAFT RIVER

80NWNW

Sec. 11 Twp 16S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16S	25E	11			39.0	33.0				40.0									112.0
16S	25E	12	3.8	12.0	20.0	0.3	7.9		20.0	21.0									85.0
16S	26E	6	33.0	37.0	13.0		46.0	45.0	8.4	11.0									193.4
			L1	L2			L3	L4	L5										

Right Acre Limit: 240.0

POU Total Acres: 390.4

Conditions/Remarks:

- USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 390 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-47B, 43-280, 43-2411, 43-4181.
- USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.80 CFS. COMBINED RIGHT NOS.: 43-47B, 43-280, 43-2411, 43-4181.
- USE OF THIS RIGHT WITH RIGHT NO. 43-280 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 240 ACRES IN A SINGLE IRRIGATION SEASON.
- 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.
- USE OF THIS RIGHT WITH RIGHT NO. 43-280 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.8 CFS.
- RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 43B.

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No. 43-280

Current Water Right Owner

ROSCOE B WARD
PO BOX 108
ALMO, ID 83312

AND

JOYCE WARD
PO BOX 108
ALMO, ID 8312

Priority Date: 4/1/1879

Origin: Water Right

Basis: Decreed

Status: Active

Source: RAFT RIVER

Tributary: SNAKE RIVER

Beneficial Use
IRRIGATION

From To Diversion Rate
07/01 10/0 4.800 CFS
Total Diversion 4.800 CFS

Subuse Code

Source and Point(s) of Diversion:
RAFT RIVER

SE 1/4 Sec. 11 Twp 16S Rge 25E CASSIA County

Place of Use: IRRIGATION

			NE				SW				SE				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
16S	25E	11			39.0	33.0				40.0													112.0
16S	25E	12	3.8	12.0	20.0	0.3	7.9		20.0	21.0													85.0
16S	26E	6	33.0	37.0	13.0		46.0	45.0	5.4	11.0													193.4
			L1	L2			L3	L4	L5														

Right Acre Limit: 240.0

POU Total Acres: 390.4

Conditions/Remarks:

- 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 42-142(6), IDAHO CODE.
- THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 43B.
- RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 390 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 43-47B, 43-2411, 43-4181, 43-10820.
- USE OF THIS RIGHT WITH RIGHT NO. 43-10820 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 240 ACRES IN A SINGLE IRRIGATION SEASON.
- USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.80 CFS. COMBINED RIGHT NOS.: 43-47B, 43-2411, 43-4181, 43-10820.
- USE OF THIS RIGHT WITH RIGHT NO. 43-10820 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.8 CFS.

Superseded

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.

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

1. 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.:

ALL RIGHTS BEING MOVED TOGETHER.

FOR DEPARTMENT USE ONLY

Transfer Contains 16 pages and attachments.
Received By ADN Date 1/28/16 Prelim. Check By Date
Fee Paid 580.00 Date 1/28/16 Received By ADN Receipt # 5075231
Add'l Fee Paid Date Received By Receipt #



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 7, 2016

RICK NEFF
WATER DISTRICT #43B
PO BOX 55
MALTA, ID 83342

RE: Transfer No. 80650
Water Right No(s). 43-47B, 43-280, 43-2411, 43-4181, 43-10820

Dear Mr. Neff:

A copy of the above referenced application is enclosed. Please review the application, then complete the enclosed recommendation form as necessary, and return it to this office within 21 days of the date of this letter.

If the application is 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 regional offices can finish reviewing an unprotested application 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,

Denise Maline
Administrative Assistant

Enclosure(s)

MEMORANDUM

Date: March 3, 2016
To: Transfer 80650
From: William Mills
Re: Legal Notice Not Required

Legal Notice Not Required
3/3/2016

Since there is no change to PODs, this transfer will result in no hydrologic change and as such, legal notice is not required.

Pursuant to Section 42-222, Idaho Code, the Department has discretion to provide public notice as deemed appropriate. The water right changes proposed through this transfer application do not appear to change the effect on the original or hydraulically connected water source or affect other water rights. Therefore, staff review of the transfer application found no cause to require public notice. This application will continue processing without advertisement and be forwarded for approval consideration.

MEMORANDUM

Date: March 3, 2016
To: Transfer 80650 File
From: Bill Mills
Re: Evaluation of Sufficiency of Information Submitted

Application for transfer proposes moving acres on a 390.4 acre place of use (POU) for water rights 43-47B, 43-280, 43-2411, 43-4181 and 43-10820 to match current and planned irrigation practices. Approximately 14% of the proposed POU will be moved to new ground and ownership documentation was provided indicating ownership of all acres within the POU. Resulting POU will be 390 acres which matches the acre limit for all five rights when combined. There will be no change to current points of diversion (POD). Proposed and Current POU is located approximately 16.7 to 17.4 miles south and 3.8 to 6.4 miles west of Malta. PODs are located approximately 6.5 miles west and 16.9 to 17.2 miles south of Malta. PODs are located in Water Districts 143 and 43B. Watermaster comments will be solicited from the Watermaster for Water District 43B. There is no overlap with other irrigation rights at the requested POU. Applicant has requested five years to develop new POU. Since the application only changes the place of use and there is no hydrologic change, the transfer can be processed and approved without advertising.

- **Authority to File:** Applicants provided ownership documentation indicating ownership of grounds in proposed POU and an ownership change was processed updating the water rights based on the provided documentation.
- **Water Right Validity:** Water rights 43-47B were decreed in the SRBA on 6/28/2002 and right 43-280 was decreed on 8/15/2002. Recent aerial and satellite imagery indicates the properties involved with this transfer appear irrigated.
- **Injury to Other Water Rights:**
None anticipated.
- **Enlargement of Use:**
None anticipated.
- **Local Public Interest:**
No issues anticipated.
- **Beneficial Use/Conservation of Water Resources:**
Proposed use is recognized as a beneficial use of water.
- **Effect on the Economy of the Local Area:**
None Anticipated.
- **Effect on Agricultural Base of the Local Economy:**
None Anticipated.

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

MEMORANDUM

Date: February 1, 2016
To: Transfer 80650
From: Bill Mills
Re: Fee Evaluation

Filing fees charged for transfer application #80650 were based on the portions of the water rights that are being moved to new ground in the transfer application:

$(54.8 \text{ new aces} / 390.4 \text{ acre POU}) \times 7.8 \text{ cfs} = 1.09 \text{ cfs}$

The current fee for the transfer of 1.09 cfs is \$580.00. Additional fees were paid for ownership changes on the five rights in the transfer and a change of ownership was also filed for an additional 8 rights not in the transfer, for a total of 13 rights at \$25.00 each, for a total of \$325.00.

$\$580.00 + \$325.00 = \$905.00$ total fee.

\$905.00 paid on Receipt #S035231.