



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

October 22, 2015

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

KIMBERLY WELSH
11715 N HIGHWAY 52
HORSESHOE BEND ID 83629

RE: Application for Transfer No. 80033

Dear Kimberly,

As we previously discussed, there is no need for a transfer filing to move your recorded diversion point from its current place to the location you showed me during my site visit October 2, 2015. The from and to locations fall within the same legal public land survey system subdivision as currently recorded.

I have requested a refund of the filing fees you paid for the application. Enclosed is your original application as filed. If you have any questions, please don't hesitate to call me at (208) 334-2190 or email at nick.vandyke@idwr.idaho.gov

Sincerely,

A handwritten signature in black ink, appearing to read "Nicholas Van Dyke". The signature is fluid and cursive, with a large, stylized 'N' and 'V'.

Nicholas Van Dyke
Sr. Water Resource Agent

c: Ron Shurtleff; State Watermaster District 65

APR 27 2015

WATER RESOURCES

WATER RESOURCES
WESTERN REGION

Check all that apply:

- ☒ Change diversion point(s) ☐ Add diversion point(s) ☐ Ownership change ☐ Ownership split

1. APPLICANT(S) Kimberly Welsh Phone 617 733 9190

2. MAILING ADDRESS 1715 N. Highway 52 City Unoshee State Brnd

State IA Zip 83629 Email Arthonho1942@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.ibr.idaho.gov, *Water Right Transfers, Step 1*, or by contacting any Department office.

4. TOTAL AMOUNT OF WATER transferred is 65,331.75 cfs cubic feet per second and or 53 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*.

[illegible]

WITHDRAWN

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 Code 11 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 Kimberly A. Welsh 4/21/2015
Signature of applicant or authorized agent Print name and title if applicable Date

Signature of applicant or authorized agent Print name and title if applicable Date

9. **FEE** - ☒ \$300
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/WaterRightTransfers/Step4 and in the Application for Transfer Instructions.

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments. Received by [Signature] Date 4/27/15
Fee paid \$200⁰⁰ Date 4/27/15 Received by [Signature] 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 MEANDER CORNER
LEFT BANK OF THE PAYETTE RIVER

1/4, con

DAH5, CR

5194 34
M 00.11.58A

CA No. 195177

RM9 070 PER UNRECORDED
SURVEY DATED 7/17/72

FOUND 5/8" IRON PIN CE/L5 207B
WITH ORIGINAL STONE FOR 1/1 COZ

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, CECIL COUNTY, IDAHO, I. E. N82°0'16"W.

LEGEND:

- ⑤ FOUND BRASS CAP MONUMENT
 - ⑥ FOUND ALUMINUM CAP MONUMENT
 - FOUND 5/8" IRON PIN
 - FOUND 1/2" IRON PIN
 - RE FOUND LEAD & TACK LS #108
 - SET 1/2" IRON PIN W/PLASTIC CAP
- U.S. - BARBED WIRE FENCE
COR. ENCROACHMENT

Notes:

17TH 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. & MERILYN R. SHOEL
11710 NORTH HIGHWAY 52
HORSESHOE BEND, ID 83629
(208) 584-3715

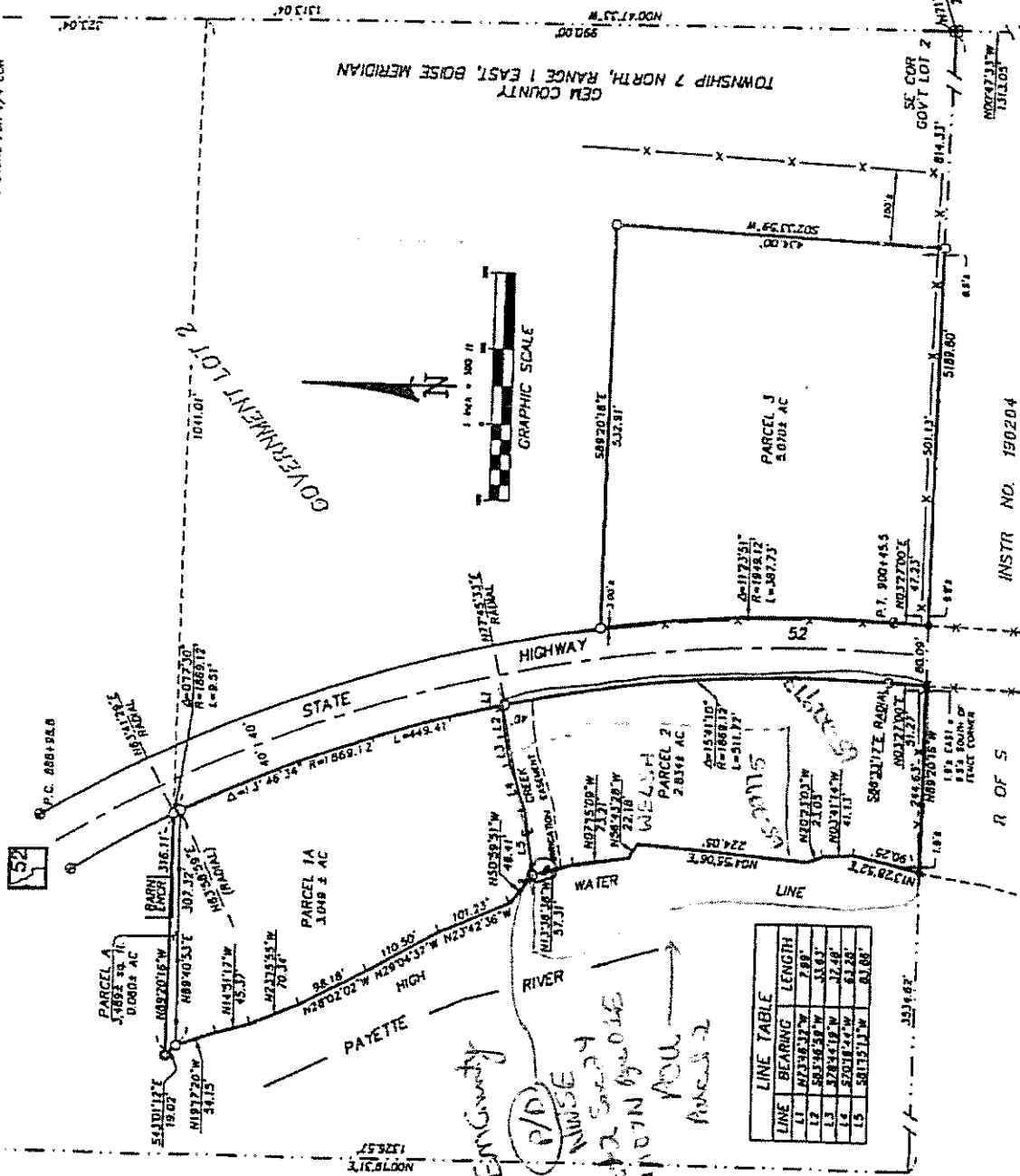
TRI COUNTY SURVEYING, INC.
PROFESSIONAL LAND SURVEYORS
P.O. Box 974
703 No. WASHINGTON AVE.
Emmett, Idaho 83617
Phone: (208) 365-7470

RECORDED 1/21 AMON PM
RMS 878 PER UNRECORDED
SURVEY 01/21/01

CR. No. 195381

INSTR NO. 130204

INBOX No. 717-24-2-1-0
OCTOBER 2000
JOB No. 00-0478



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
---------------	----------	---------------------------------------

Place Of Use

IRRIGATION within GEM County

Tw p	Rn g	Se c	NE				NW				SW				SE				Total s
			NE	N W	S W	SE	NE	N W	S W	SE	NE	N W	S W	SE	NE	N W	S W	SE	
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

Water Right 65-22975

<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	WILLIAM E SHOBEL 11710 N HWY 52 HORSESHOE BEND, ID 83629 (208)584-3316
Original Owner	MERILYN R 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: 12/13/1973

Basis: Decreed

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 SENWSE Sec. 24, Twp 07N, Rge 01E, GEM County

Place Of Use

IRRIGATION within GEM County

Tw p 07 N	Rn g 01 E	Se c 24	NE				NW				SW				SE				Total s
			NE	N W	S W	SE	NE	N W	S W	SE	NE	N W	S W	SE	NE	N W	S W	SE	
														15				15	
														L2					

POU Total Acres: 1.5

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 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.

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