

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 23 2015

Department of Water Resources
Eastern Region

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of Applicant(s) Jeffery J. Thomas & Lou Ann Thomas Phone 208 766 3765
Mailing address 2705 W 2000 N. Malad Id 83252 Email thart@ranch@aol.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.

Lou Ann Thomas
Signature of Applicant or Authorized Representative

Lou Ann Thomas
Print Name and Title if applicable

2/11/15
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Ownership Change
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.
This application proposes to split the applicant's proportion of right 15-2022, priority date 1/26/1938, and change that proportion's POD & ownership.

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PART 1 Continued

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

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☐ ☒	15-2022	0.17	Irrigation	04/01 to 10/31	Groundwater
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 0.17 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 0.17 cubic feet per second and/or _____ acre-feet per year.

3. Point(s) of Diversion:

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

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
No			NW	NE	24	14S	35E	Oneida	Groundwater	

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	35E	24													20.0	19.1			39.1
Total Acres (for irrigation use)																			39.1

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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:
Existing system: A portion of a lateral pivot and wheel lines. A measuring device and lockable controlling works will be accommodated in the future if needed
-
- b. Who owns the property at the point(s) of diversion? Applicant
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
-
- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: _____
-
- It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.
- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank? If yes, ☐ complete Attachment WSB.
- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
N/A
-
- f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:
Water Permit 15-7256
-
- g. To your knowledge, has/is any portion of the water right(s) proposed to be changed:
- Yes No
- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently leased to the Water Supply Bank,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right, or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the rights?
- If yes, describe:
-

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PART 2

A. DESCRIPTION OF RIGHT(S) AS RECORDED

For each water right listed in Part 1B.1 of the application, attach a **Part 2A** report obtained from any Department office or from the Department's website @ www.idwr.idaho.gov, Water Right Transfers, Step 1. Insert Part 2A reports into the application following Part 1.

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

- ☐ Complete and attach one copy of Part 2B for each right for which only a portion is proposed to be changed. If the entire right is proposed to be changed, Part 2B is not applicable. Additional copies of the Part 2B form can be obtained from any Department office or from the Department's website @ www.idwr.idaho.gov, Water Right Transfers, Step 3, or Water Right Forms, Changes in Use. Insert completed Part 2B forms into the application following Part 2A of the same water right.

Right Number: 15-2022

- [illegible]

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

[illegible]

7/27/2015

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PROGRESS IRRIGATING CO INC MALAD CITY, ID 83252

Status: Active

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	/	/	2.500 CFS	
DOMESTIC	/	/		
	Total Diversion		2.500 CFS	

Sec. 13, Twp 14S, Rge 35E, ONEIDA County

IRRIGATION within ONEIDA County

[illegible]

POU Total Acres: 562.0

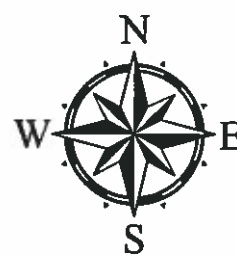
Conditions of Approval:

Licensed Date: 4/11/1979

Source: Esri, DigitalGlobe, GeoEye, Earthstar
Geographics, CNES/Airbus DS, USDA, USGS, Aero
Aerogrid, IGN, IGP, swisstopo, and the GIS User Community

Legend

-  15-2022 POU
-  POU for Split
-  15-2022 POD
-  POD for Split Portion
-  Township/Range
-  Sections
-  QQ



80275

0 0.2 0.4 0.8 Miles

WARRANTY DEED

For Value Received

JOHN P. LARSON, a married man dealing in his separate property

the grantor . do es hereby grant, bargain, sell and convey unto

JEFFERY JOHN THOMAS and LOU ANN THOMAS, husband and wife

whose current address is Rte. 1, Box 176A, Malad, Idaho

the grantee s, the following described premises, in ONEIDA County Idaho, to wit:

Township 14 South, Range 35 East, Boise Meridian:

Section 24: N½NE½SE½

Together with one share of the capital stock of the St. John Irrigating Company

Except roadways

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s, their heirs and assigns forever. And the said Grantor do es hereby covenant to and with the said Grantee s, that he is the owner in fee simple of said premises; that they are free from all incumbrances and that he will warrant and defend the same from all lawful claims.

Dated: March 31, 1994

x John P. Larson
JOHN P. LARSON

STATE OF IDAHO, COUNTY OF ONEIDA

On this 31st day of March, 1994,
before me, a notary public in and for said State, personally
appeared

JOHN P. LARSON

known to me to be the person whose name is
subscribed to the within instrument, and acknowledged to me
that he executed the same.

Walter J. Williams
Notary Public
Residing at Malad City, Idaho
Comm. Expires

120246

RECORDED

5th April 1994

Jeffery J. Thomas
Notary Public

Lou Ann Thomas
Notary Public

John P. Larson
Notary Public

John P. Larson
Notary Public

John P. Larson
Notary Public

John P. Larson
Notary Public

John P. Larson
Notary Public