

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

RECEIVED

JUN 29 2015

Department of Water Resources
Eastern RegionName of Applicant(s) JERRY AND TERRI BROWNE Phone 208-554-4800Mailing address 3041 N. 3350 W. , MOORE, ID 83255 Email browneri@hotmail.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.

Teri Browne
Signature of Applicant or Authorized Representative

Teri Browne
Print Name and Title if applicable

6-24-15
Date

Jerry L. Browne
Signature of Applicant or Authorized Representative

Jerry L. Browne
Print Name and Title if applicable

6-24-15
Date

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it Part 1A.2.

Planning on adding a pivot. We will cover acres with ground water rights that currently only have surface rights. We will combine water rights 34-312A, 34-14, 34-2424A, and 34-218B.

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

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

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☒ ☐	34-2424A	3.03	IRRIGATION	4/01 to 10/31	GROUND WATER
☒ ☐	34-14	1.6	IRRIGATION	5/01 to 10/15	BIG LOST RIVER/SINKS
☒ ☐	34-218B	1.5	IRRIGATION	5/01 to 10/15	BIG LOST RIVER/SINKS
☒ ☐	34-312A	.74	IRRIGATION	5/01 to 10/15	BIG LOST RIVER/SINKS
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 4.52 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed .75 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 #

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	
05N	26E	33							34		36	38	37	32					177
Total Acres (for irrigation use)																			177

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:
System currently has a measuring device. We will have a pivot and two wheel lines.
-
- 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: Farm Home Admin. , Blackfoot Office
-
- 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:
More efficiently irrigated with pivot. Ground water will be combine with surface water use.
-
- 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:
N/A
-
- 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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Water Right Report

6/19/2015

WATER RIGHT NO. 34-2424A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JERRY L BROWNE RT 1 BOX 26 MOORE, ID 83255 (208)554-4800
Original Owner	LORRAINE TAYLOR 501 N 400 E FIRTH, ID 83236 (208)785-3439
Original Owner	RICHARD T TAYLOR 501 N 400 E MOORE, ID 83255
Original Owner	DONALD S HYMAS 3041 N 3350 W MOORE, ID 83255 (208)554-2511
Original Owner	GEORGINNA C HYMAS 3041 N 3350 W MOORE, ID 83255 (208)554-2511

Priority Date: 06/13/1961

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
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IRRIGATION	4/01	10/31	3.03 CFS	493.5 AFA
Total Diversion			3.03 CFS	

Location of Point(s) of Diversion:

GROUND WATER|SWSWNW|Sec. 33|Township 05N|Range 26E|BUTTE County

Place(s) of use:

Place of Use Legal Description: IRRIGATION BUTTE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
05N	26E	33		SWNW	34									
				NWSW	38		SWSW	37		SESW	32			

Total Acres: 141

Conditions of Approval:

1. USE OF THIS RIGHT WITH RIGHT NOS. 34-00014 AND 34-00218B IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.78 CFS.
2. USE OF THIS RIGHT WITH RIGHT NOS. 34-00014 AND 34-00218B IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 141 ACRES IN A SINGLE IRRIGATION SEASON.
3. 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.
4. RIGHT NO. 34-02424B IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
5. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Dates:

Licensed Date:

Decreed Date: 02/07/2002

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

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Water Right Report

6/19/2015

WATER RIGHT NO. 34-14

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JERRY L BROWNE
Current Owner	TERESA L BROWNE RT 1 BOX 26 MOORE, ID 83255 (208)554-4800
Original Owner	JOHN F ABBOTT PO BOX 654 ATHOL, ID 83801 (208)263-5404
Original Owner	DONALD S HYMAS 3041 N 3350 W MOORE, ID 83255 (208)554-2511
Original Owner	GEORGANNA C HYMAS 3041 N 3350 W MOORE, ID 83255 (208)554-2511

Priority Date: 03/23/1893

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	5/01	10/15	1.6 CFS	
Total Diversion			1.6 CFS	

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Location of Point(s) of Diversion:

BIG LOST RIVER|NWSESE|Sec. 04|Township 05N|Range 26E|BUTTE County

Place(s) of use:

Place of Use Legal Description: IRRIGATION BUTTE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
05N	26E	33		SWSW	37		SESW	32						

Total Acres: 69

Conditions of Approval:

1. S34 THE PERIOD OF USE FOR IRRIGATION DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR OF THE IDAHO DEPARTMENT OF WATER RESOURCES.
2. USE OF THIS RIGHT WITH RIGHT NOS. 34-2424A AND 34-00218B IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.78 CFS.
3. USE OF THIS RIGHT WITH RIGHT NOS. 34-2424A AND 34-00218B IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 141 ACRES IN A SINGLE IRRIGATION SEASON.
4. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
5. WATER IS DELIVERED THROUGH THE MOORE DIVERSION, WESTSIDE DITCH.

Dates:

Licensed Date:

Decreed Date: 05/31/2002

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

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Water Right Report

6/19/2015

WATER RIGHT NO. 34-218B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JERRY L BROWNE
Current Owner	TERESA L BROWNE RT 1 BOX 26 MOORE, ID 83255 (208)554-4800
Original Owner	J C ERICKSON , ID
Original Owner	DONALD S HYMAS 3041 N 3350 W MOORE, ID 83255 (208)554-2511
Original Owner	GEORGANNA C HYMAS 3041 N 3350 W MOORE, ID 83255 (208)554-2511

Priority Date: 03/23/1893

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	5/01	10/15	1.5 CFS	
Total Diversion			1.5 CFS	

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Location of Point(s) of Diversion:

BIG LOST RIVER|NWSESE|Sec. 04|Township 05N|Range 26E|BUTTE County

Place(s) of use:

Place of Use Legal Description: IRRIGATION BUTTE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
05N	26E	33		SWNW	34									
				NWSW	38									

Total Acres: 72

Conditions of Approval:

1. S34 THE PERIOD OF USE FOR IRRIGATION DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR OF THE IDAHO DEPARTMENT OF WATER RESOURCES.
2. USE OF THIS RIGHT WITH RIGHT NOS. 34-2424A AND 34-00014 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.78 CFS.
3. USE OF THIS RIGHT WITH RIGHT NOS. 34-2424A AND 34-00014 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 141 ACRES IN A SINGLE IRRIGATION SEASON.
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5. WATER DELIVERED THROUGH THE MOORE DIVERSION, WESTSIDE DITCH.

Dates:

Licensed Date:

Decreed Date: 12/14/2001

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

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Water Right Report

6/19/2015

WATER RIGHT NO. 34-312A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JERRY L BROWNE
Current Owner	TERESA L BROWNE RT 1 BOX 26 MOORE, ID 83255 (208)554-4800
Original Owner	CHESTER EDWIN HARPER MOORE, ID 83255
Original Owner	DONALD S HYMAS 3041 N 3350 W MOORE, ID 83255 (208)554-2511
Original Owner	GEORGANNA C HYMAS 3041 N 3350 W MOORE, ID 83255 (208)554-2511

Priority Date: 05/31/1894

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	5/01	10/15	0.74 CFS	
Total Diversion			0.74 CFS	

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Location of Point(s) of Diversion:

BIG LOST RIVER|NWSESE|Sec. 04|Township 05N|Range 26E|BUTTE County

Place(s) of use:

Place of Use Legal Description: IRRIGATION BUTTE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
05N	26E	33		NESW	36									

Total Acres: 36

Conditions of Approval:

1. S34 THE PERIOD OF USE FOR IRRIGATION DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR OF THE IDAHO DEPARTMENT OF WATER RESOURCES.
2. 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.
3. WATER DELIVERED THROUGH THE MOORE DIVERSION, WESTSIDE DITCH.

Dates:

Licensed Date:

Decreed Date: 12/14/2001

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

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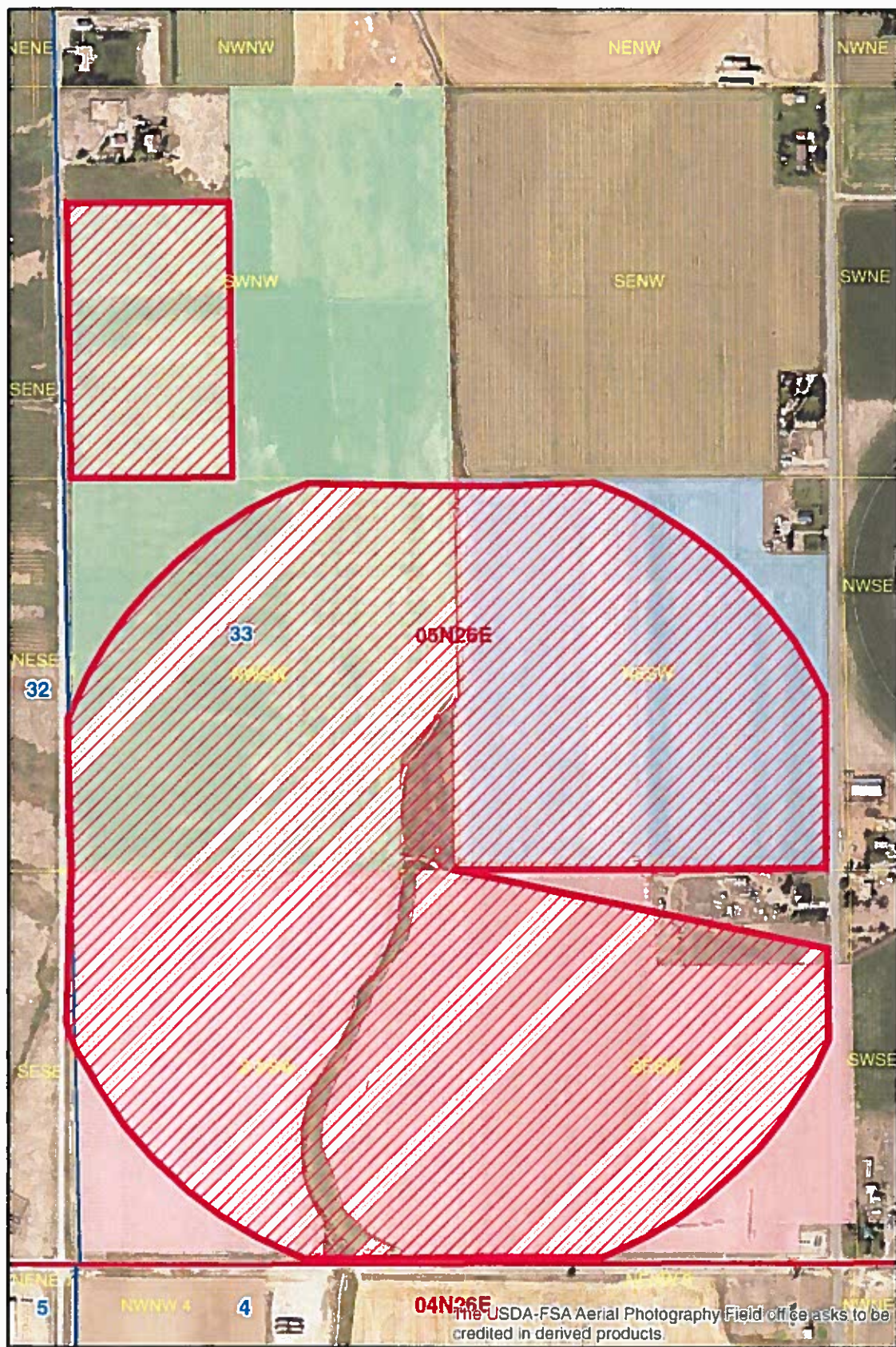


Current POU for Ground Water and Surface Rights

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RIGHTS. NED
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Browne Water Right Transfer



- Proposed GW POU
- 34-14
- 34-218B
- 34-312A
- Township/Range
- Sections
- QQ

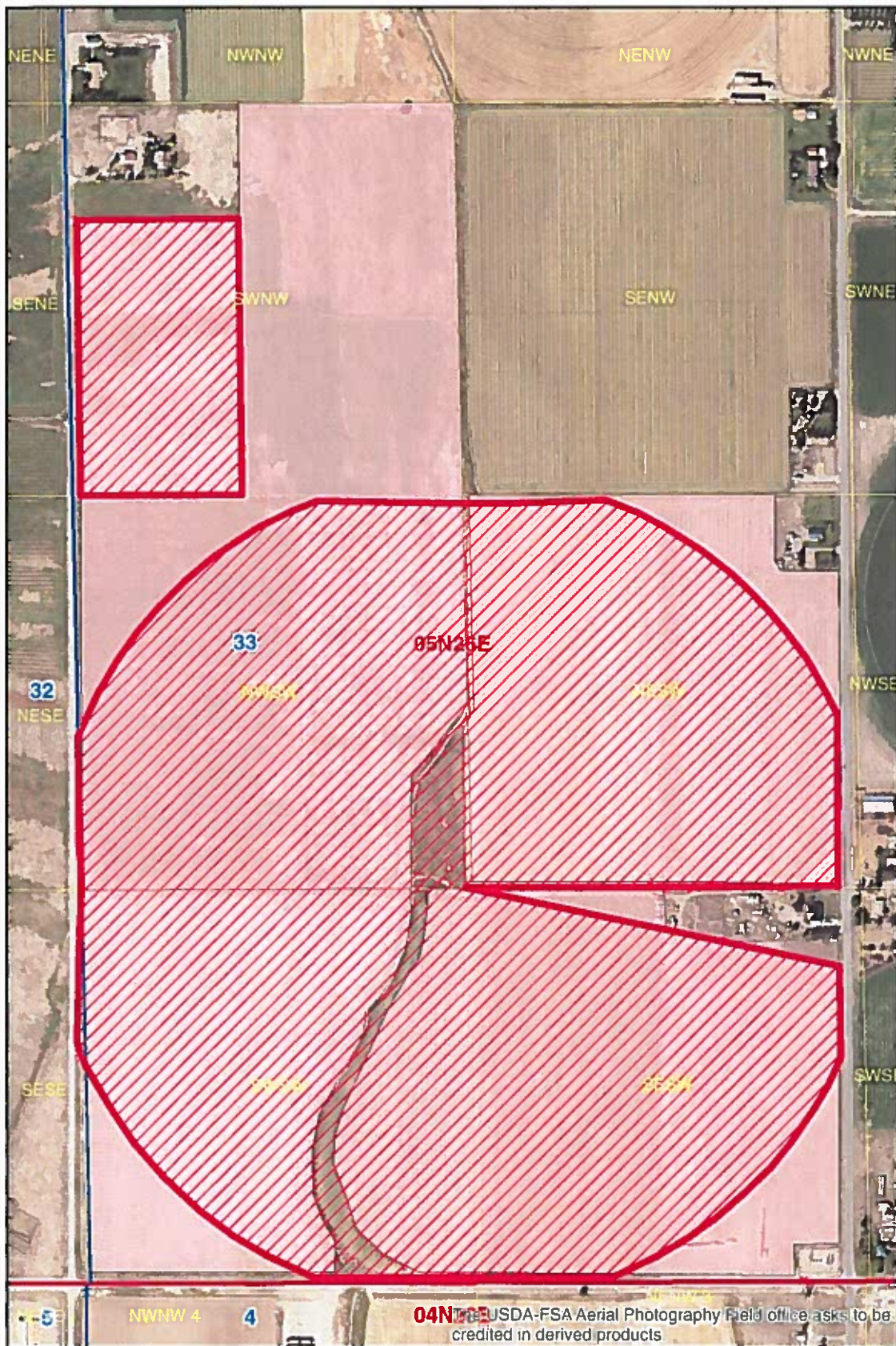


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Proposed POU for Ground Water and Surface Rights.

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Browne Water Right Transfer



- Proposed GW POU
- Proposed SW POU
- Township/Range
- Sections
- QQ



Proposed POU for Ground Water and Surface Rights.