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APR 13 2015

Department of Water Resources
Eastern Region

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the [Application for Transfer Instructions](#) for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

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

1. APPLICANT(S) State of Idaho Department of Fish and Game Phone (208) 334-3700

2. MAILING ADDRESS P.O. Box 25 City Boise

State _____ ID _____ Zip 83707 Email _____ City _____

- ☐ 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) 31-2316

- ☒ Attach a copy of the water right(s) as recorded, available at www.idwr.idaho.gov, *Water Right Transfers, Step 1*, or by contacting any Department office.

4. **TOTAL AMOUNT OF WATER** transferred is 7.5 cubic feet per second and/or 1938 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]

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:

Propose drilling new well in new location to extract water from currently used source. Currently all of our control panels that run our pumps are locked. If required to measure flow in the future we could attach a flow meter.

- b. Who owns the property at the point(s) of diversion? Idaho Department of Fish and Game

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 ¼ ¼ 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.

Terry Thomas
Signature of applicant or authorized agent

TERRY THOMAS
REGIONAL HABITAT MANAGER
Print name and title if applicable

4-13-15
Date

Signature of applicant or authorized agent

Print name and title if applicable

Date

9. FEE – ☐ The application filing fee provided in Section 42-221, Idaho Code, must be submitted with the application for transfer. The Application fee is based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The [Fee Schedule](#) is available at www.idwr.idaho.gov, *Water Right Transfers, Step 4* and in the [Application for Transfer Instructions](#).

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments. Received by _____ Date 4/13/2015

Fee paid _____ Date _____ Received by _____ Receipt # _____

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)

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

4/10/2015

WATER RIGHT NO. 31-2316

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	STATE OF IDAHO DEPT OF FISH & GAME PO BOX 25 BOISE, ID 83707 (208)334-3700

Priority Date: 02/18/1953

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>
IRRIGATION	04/01	11/01	7.5 CFS	1938 AFA
WILDLIFE	01/01	12/31	7.5 CFS	
Total Diversion			7.5 CFS	

Location of Point(s) of Diversion:

GROUND WATER|NESESE|Sec. 20|Township 07N|Range 35E|JEFFERSON County

Place(s) of use:

Place of Use Legal Description: IRRIGATION JEFFERSON County

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<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07N	34E	25		SENE	3.3									
			1	NESE	28	5	SESE	6.6						
	35E	29		SENE	5.2									
				NWSW	16		SWSW	40		SESW	32			
				NESE	13		NWSE	4.1		SWSE	35		SESE	9.9
		30		SWNE	7.9		SENE	18						
			2	SWNW	0.2									
				NESW	29	3	NWSW	21	4	SWSW	9.8		SESW	23
				NESE	40		NWSE	39		SWSE	40		SESE	40
		31	1	NENE	2.7	2	NWNE	2						
		32	2	NWNE	0.6									
			3	NENW	4.5	4	NWNW	14						

Place of Use Legal Description: WILDLIFE JEFFERSON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07N	34E	25		SWNE			SENE							
			1	NESE		2	NWSE		5	SESE				
	35E	20		SESE										
		28		NWNW			SWNW							
				NESW			NWSW			SWSW				
		29		NENE			SENE							
				SWNW										
				NWSW			SWSW			SESW				
				NESE			NWSE			SWSE			SESE	
		30		SWNE			SENE							
			2	SWNW										
				NESW		3	NWSW		4	SWSW			SESW	
				NESE			NWSE			SWSE			SESE	
		31	1	NENE		2	NWNE							
		32	2	NWNE										
			3	NENW		4	NWNW							
		33		NWNW										

Total Acres: 484.8

Conditions of Approval:

1. E55 USE OF THIS RIGHT WITH RIGHT NO. 31-2448B IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 484.8 ACRES IN A SINGLE IRRIGATION SEASON.

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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. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
4. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Dates:

Licensed Date:

Decreed Date: 02/22/2002

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

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: AND

Water District Number: 110

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 484.8

Combined Volume Limit:

Combined Rate Limit:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

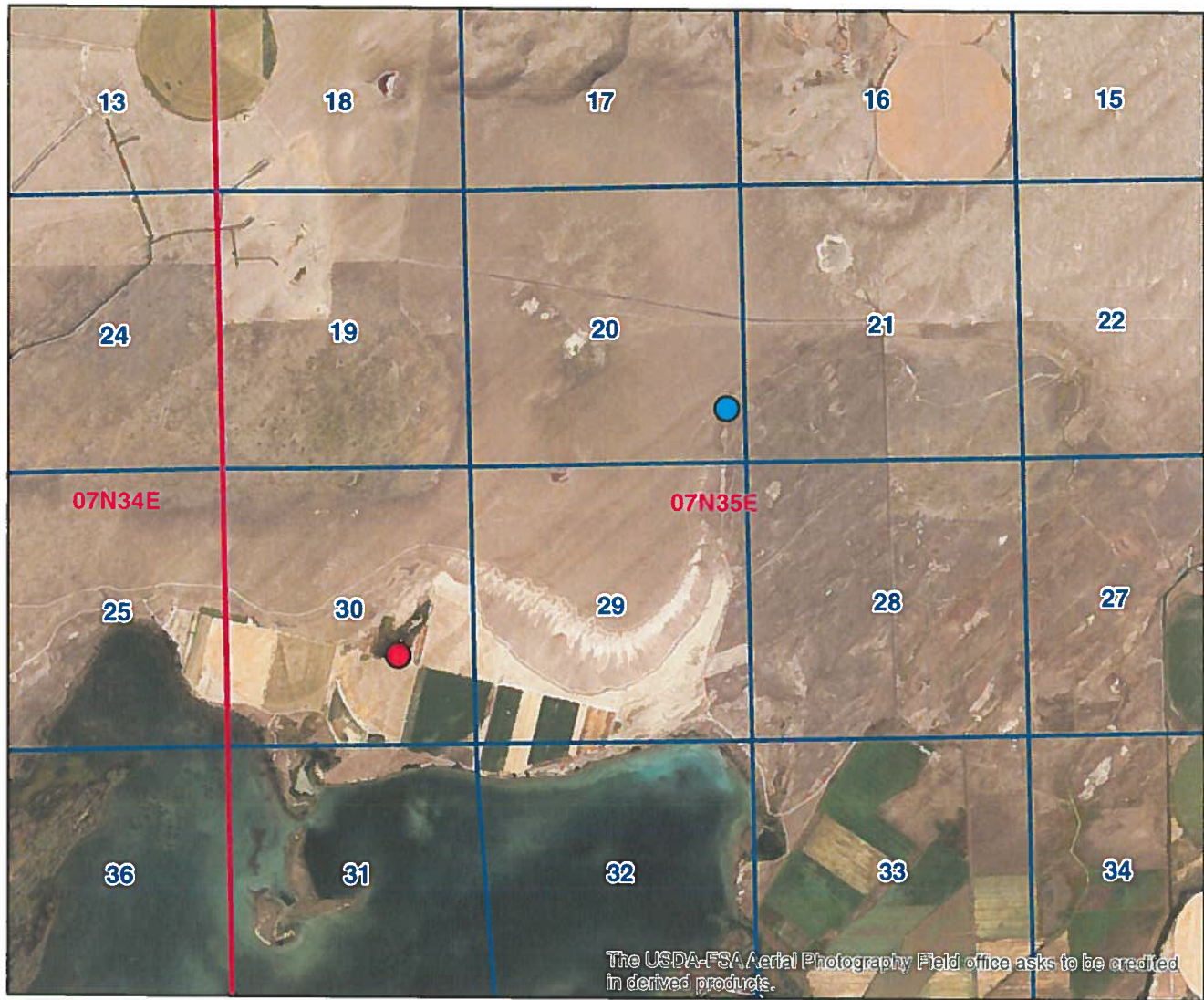
DLE Act Number:

Cary Act Number:

Mitigation Plan: False

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Water Right 31-2316



0 0.325 0.65 1.3 1.95 2.6 Miles

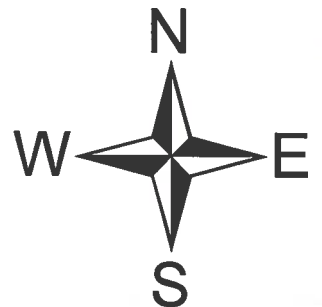
Legend

● Proposed Point of Diversion

● Current Point of Diversion

□ Township/Range

□ Sections



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Idaho Department of Water Resources, Eastern Region
Prepared by Allison Torres, April 10, 2015

Imagery: 2013 NAIP



IDAHO DEPARTMENT OF FISH AND GAME

600 S Walnut / P.O. Box 25
Boise, Idaho 83707

C.L. "Butch" Otter / Governor
Virgil Moore / Director

April 13, 2015

To Whom It May Concern:

Idaho Fish and Game will pay the \$1060 fee associated with the application to transfer point of diversion of water right 31-2316 care of Walt Poole using PCA 43610.

Sincerely,

A handwritten signature in blue ink that reads "Terry Thomas".

Terry Thomas

:clc
cc:



IDAHO DEPARTMENT OF FISH AND GAME

600 S Walnut / P.O. Box 25
Boise, Idaho 83707

C.L. "Butch" Otter / Governor
Virgil Moore / Director

April 13, 2015

To Whom It May Concern:

Terry Thomas is an authorized agent of Idaho Department of Fish and Game and is authorized to sign the application for transfer point of diversion of water right pertaining to water right 31-2316.

Sincerely,

A handwritten signature in black ink, appearing to read "Steve Schmidt", with a long horizontal line extending to the right.

Steve Schmidt

:clc

cc: