

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

RECEIVED

JAN 13 2015

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

Idaho Department of Water Resources
Eastern Region

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)** Matthew Warren and Sarah Martinez Warren Phone (208) 525-5367

2. **MAILING ADDRESS** 341 W 400 N City Malad

State ID Zip 83252 Email sarahmwarren3@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)** 15-7368

- ☐ 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 0.06 cubic feet per second and/or _____ 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*.

New?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
Y			NE	SE	10	15S	36E	Oneida	Ground Water	

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:

We are drilling a new well with 25/100 motor for irrigation & domestic use for our home on land.

- 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. 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.


Signature of applicant or authorized agent

Matthew W. Warren 1-10-2015
Print name and title if applicable Date


Signature of applicant or authorized agent

Sarah Martinez Warren 1-10-2015
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 _____

Fee paid 200- Date 1/13/15 Received by SL Receipt # E040555

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)

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

Current Water Right No.: 15-7368

Current Owner: MATTHEW WARREN
SARAH MARTINEZ WARREN

Priority Date: 6/30/1961

Origin: Water Right

Status: Active

Basis: License

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 11/01	0.06 CFS	27.6 AF
	<u>Total Diversion</u>	0.06 CFS	27.6 AF

Location of Point(s) of Diversion

GROUND WATER NE1/4NW1/4 Sec. 11, Twp 15S, Rge 36E B.M.
ONEIDA County

Place of Use

IRRIGATION Within ONEIDA County

T15S R36E S10	NESE	2.20	T15S R36E S10	SESE	6.80
Total Acres: 9					

Conditions of Approval:

1. T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
2. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
3. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
4. 004 This right does not grant any right-of-way or easement across the land of another.
5. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Licensed Date: 4/11/1979

NTO-63021

Matthew W. Warren & Sarah A. Martinez-Warren
4931 South 4700 West
Hooper, UT 84315

Microfilm No. 149084
4 Day December 20 12
At 11:00 O'clock A.M.
Rola Bott
Oneida Co. Recorder
Page 13.00 Filed
Recorded at Request of
Northern Title Co.

WARRANTY DEED

Peoa River Valley Ranch Land, LLC

Grantor(s) of Los Altos, County of Oneida State of ID,
hereby **CONVEY AND WARRANT** to

Matthew W. Warren and Sarah A. Martinez-Warren, Husband and Wife

Grantee(s) of Hooper, County of Weber, State of UT for the sum of TEN DOLLARS AND OTHER
GOOD AND VALUABLE CONSIDERATION, the following described tract of land in Oneida
County, State of ID:

SEE ATTACHED EXHIBIT "A"

Subject to easements, declarations of covenants and restrictions, rights of way of record, and taxes for
the current year and thereafter.

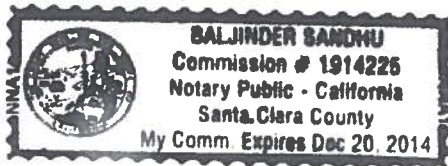
Witness, the hand(s) of said Grantor(s), this November 28th, 2012.

Peoa River Valley Ranch Land, LLC

By: Lawrence V. Riches, Member/Manager

State of CALIFORNIA)
County of SANTA CLARA)ss:

On November 28th, 2012, personally appeared before me Lawrence V. Riches, who, being
by me duly sworn, did say that he is the Manager/Member of Peoa River Valley Ranch Land, LLC
and that the said instrument was signed on behalf of said Limited Liability Company by the authority
of its Articles of Organization and Operating Agreement, and the aforesaid individual acknowledged
to me that said Company executed the same.



Baljinder Sandhu
Notary Public

79767

EXHIBIT "A"

149084

ALL THAT PART OF THE FOLLOWING DESCRIBED LANDS LYING EAST OF THE MALAD BRANCH OF RAILROAD.

TOWNSHIP 15 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, ONEIDA COUNTY, IDAHO.

COMMENCING AT A POINT 10 RODS SOUTH AND 35.52 RODS EAST OF A STAKE SITUATED BETWEEN THE NORTHEAST QUARTER OF SECTION 9 AND THE SOUTHWEST QUARTER OF SECTION 10, TOWNSHIP 15 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, AND RUNNING THENCE EAST 222 RODS, THENCE SOUTH 27.6 RODS, THENCE EAST 60.24 RODS; THENCE SOUTH 61.12 RODS, THENCE WEST 320 RODS TO SECTION LINE; THENCE NORTH 27.6 RODS, THENCE EAST 27 RODS, THENCE NORTHEASTERLY 53.635 RODS TO THE POINT OF BEGINNING (T-207, T-208)

EXCEPTING THEREFROM RAILROAD RIGHT OF WAY IN FAVOR OF THE OREGON SHORTLINE RAILROAD AS FOUND IN BOOK 11 OF DEEDS, PAGE 386 AND BOOK 7 OF DEEDS, PAGE 169.

Excepting Therefrom:

A parcel of land located in the Northeast Quarter of the Southeast Quarter (NE1/4SE1/4) of Section 10, and the Northwest Quarter of the Southwest Quarter (NW1/4SW1/4) of Section 11, Township 15 South, Range 36 East, Boise Meridian, Oneida County, Idaho, and more particularly described as follows:

Commencing at the East Quarter corner of said Section 10, from which the Southwest corner of Section 10 bears South 00° 15' 57" West;

Thence South 00° 40' 23" East 616.06 feet to a 5/8" rebar and cap labeled "A.L.S., PLS 9163" at the intersection of the west right of way line of Old Highway 191 and an existing fence line, the Point of Beginning.

Thence South 00° 32' 00" West 503.300 feet along said west right of way line to a 5/8" rebar and cap at a fence corner;

Thence North 89° 27' 00" West 1001.74 feet along said fence line to a 5/8" rebar and cap at the east right of way line of the Union Pacific Railroad;

Thence North 03° 06' 06" East 504.65 feet along said east right of way line to a 5/8" rebar and cap at a fence corner;

Thence South 89° 24' 00" East 979.12 feet along said fence line to the Point of Beginning. (T-5722)