

RECEIVED

JUN 17 2014

Department of Water Resources  
Eastern RegionSTATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

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

79406

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 an entire 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 or to report an ownership change for a portion 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

1. APPLICANT(S) Frederick Louis Scarlett or Griffin B Scarlett Phone (307) 690-15532. MAILING ADDRESS PO Box 3715 City JacksonState WY Zip 83001 Email \_\_\_\_\_

- ☐ 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) required for water right ownership changes; see fee schedule.
- ☐ 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) 24-4006

- ☒ 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 1.49 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*.

| Twp | Rge | Sec | Govt Lot | ¼ | ¼  | ¼  | County  | Source        | Local name or tag # |
|-----|-----|-----|----------|---|----|----|---------|---------------|---------------------|
| 05S | 46E | 10  |          |   | SW | NW | Caribou | Tin Cup Creek | new pump station    |
|     |     |     |          |   |    |    |         |               |                     |
|     |     |     |          |   |    |    |         |               |                     |
|     |     |     |          |   |    |    |         |               |                     |
|     |     |     |          |   |    |    |         |               |                     |
|     |     |     |          |   |    |    |         |               |                     |
|     |     |     |          |   |    |    |         |               |                     |
|     |     |     |          |   |    |    |         |               |                     |
|     |     |     |          |   |    |    |         |               |                     |
|     |     |     |          |   |    |    |         |               |                     |

79406

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:

NRCS has designed a new pivot to be installed on the east side of property. New pump station in Tin Cup Creek will be more ideal to provide water to proposed pivot. No change to place of use.

- 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 leased to the Water Supply Bank,  
☐ ☒ 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 \_\_\_\_\_

7. MAP - ☒ Attach a map of the diversion, measurement, control and distribution system. Clearly label the map with township, range, section and  $\frac{1}{4}$   $\frac{1}{4}$  of section information. The *Map Tool*, available at <http://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.

Frederick Louis Scarlett

Signature of applicant or authorized agent

Frederick Louis Scarlett

Print name and title if applicable

6/17/14

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](http://www.idwr.idaho.gov), *Water Right Transfers, Step 4* and in the *Application for Transfer Instructions*.

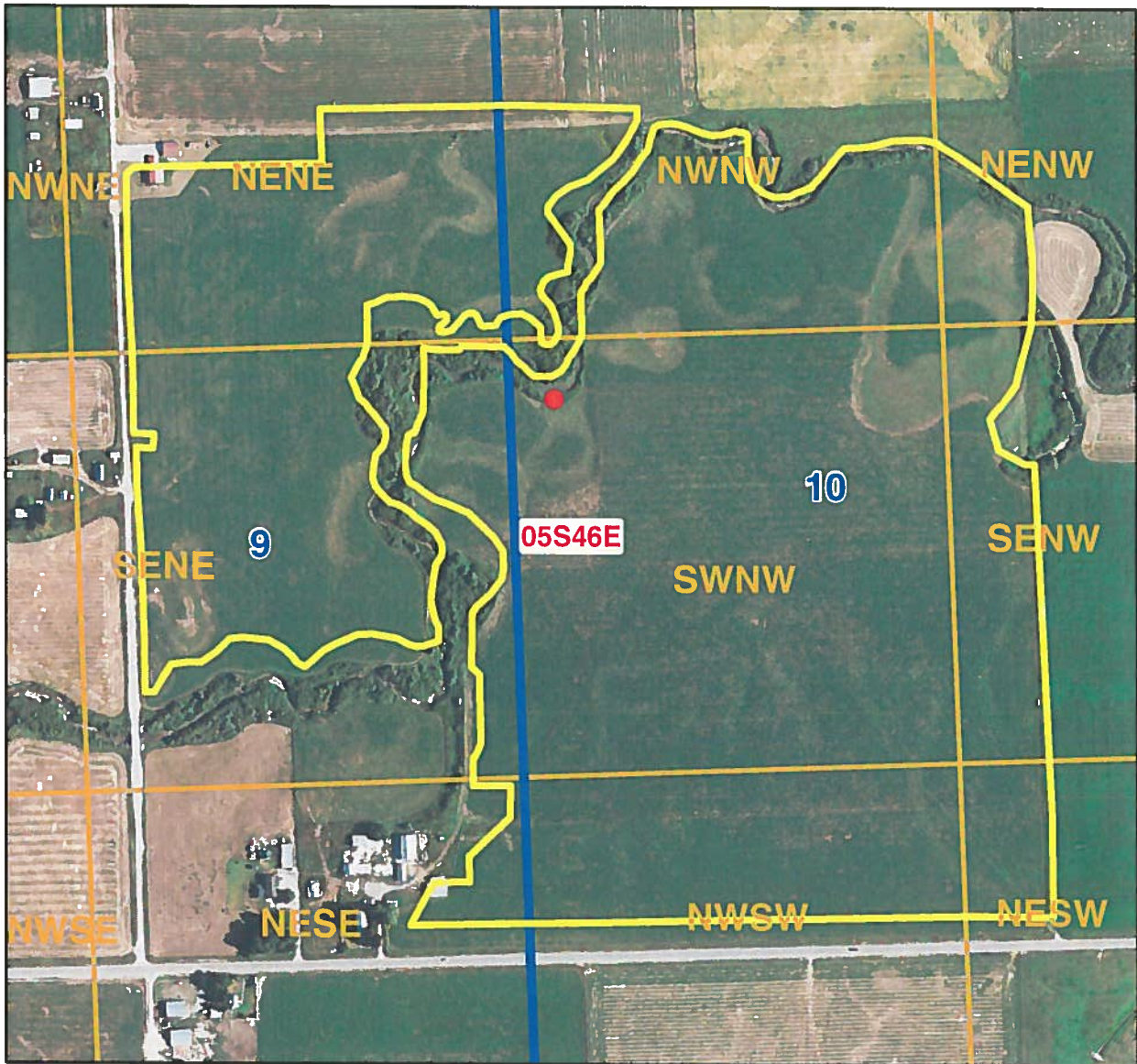
FOR DEPARTMENT USE ONLY

Transfer includes \_\_\_\_\_ pages of attachments. Received by \_\_\_\_\_ Date \_\_\_\_\_

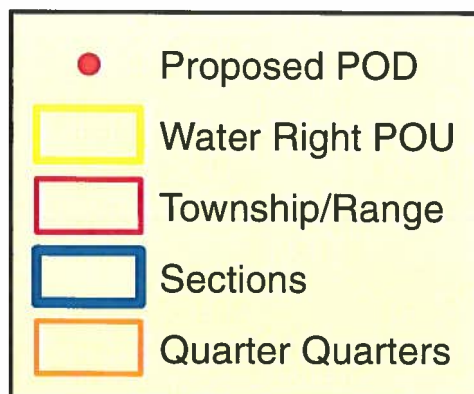
Fee paid 580.00 Date 6-17-2014 Received by JS Receipt # E039939

Preliminary review completed by \_\_\_\_\_ Date \_\_\_\_\_

## Scarlett Transfer - Water Right 24-4006



2013 Aerial Photo



0 500 1,000 Feet



**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

6/17/2014

**Water Right 24-4006**

**Owner Type**      **Name and Address**  
Current Owner      GRIFFIN B SCARLETT  
                             BOX 3715  
                             JACKSON, WY 83001  
                             (307)733-6718

Current Owner      FREDERICK LOUIS SCARLETT  
                             PO BOX 3715  
                             JACKSON, WY 83001  
                             (307)733-6718

**Priority Date:** 6/1/1910

**Basis:** Decreed

**Status:** Active

**Source**  
TINCUP CREEK

**Tributary**  
SALT RIVER

| <b><u>Beneficial Use</u></b> | <b><u>From</u></b>            | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> | <b><u>Volume</u></b> |
|------------------------------|-------------------------------|------------------|------------------------------|----------------------|
| IRRIGATION                   | 04/15                         | 10/31            | 1.490 CFS                    |                      |
|                              | <b><u>Total Diversion</u></b> |                  | 1.490 CFS                    |                      |

**Source and Point(s) of Diversion**

|              |        |                                           |
|--------------|--------|-------------------------------------------|
| TINCUP CREEK | SESENE | Sec. 9, Twp 05S, Rge 46E, CARIBOU County  |
| TINCUP CREEK | SENWNW | Sec. 10, Twp 05S, Rge 46E, CARIBOU County |
| TINCUP CREEK | SWNWNW | Sec. 10, Twp 05S, Rge 46E, CARIBOU County |

**Place Of Use**

IRRIGATION within CARIBOU County

|     |     |     | NE   |    |    |      | NW  |      |      |     | SW  |      |    |    | SE  |    |    |    | Totals |
|-----|-----|-----|------|----|----|------|-----|------|------|-----|-----|------|----|----|-----|----|----|----|--------|
| Twp | Rng | Sec | NE   | NW | SW | SE   | NE  | NW   | SW   | SE  | NE  | NW   | SW | SE | NE  | NW | SW | SE |        |
| 05S | 46E | 9   | 16.0 |    |    | 22.0 |     |      |      |     |     |      |    |    | 1.7 |    |    |    | 39.7   |
| 05S | 46E | 10  |      |    |    |      | 2.9 | 16.0 | 40.0 | 7.4 | 2.9 | 14.0 |    |    |     |    |    |    | 83.2   |

POU Total Acres: 122.9

**Conditions of Approval:**

1.      C03      Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
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.      E64      This right authorizes the irrigation of 75 acres within a single irrigation season.