

RECEIVED

NOV 01 2013

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 78956**MINIMUM REQUIREMENTS CHECKLIST**
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at <http://www.idwr.idaho.gov/>.

Check whether each item below is attached (Yes) or not applicable (N/A) for the proposed transfer.

- Yes N/A * Means the item is always required and must be included with the application.
- ☒ * Completed Application for Transfer of Water Right form, Part 1.
 - ☒ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
 - ☒ * Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded.
 - ☒ ☐ Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application.
 - ☒ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
 - ☐ * Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-9.

- ☐ ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☒ ☐ #2a Water Right ownership documentation if Dept. records do not show the transfer applicant as the current water right owner. Additional fee(s) required for water right ownership changes; see fee schedule.
- ☒ ☐ #2b 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). Additional fee(s) required for water right ownership changes; see fee schedule.
- ☒ ☐ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☒ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☒ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at <http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm>.
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☐ ☒ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use.
- ☐ ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see fee schedule.
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☒ #9 Other. Please describe: _____

SUPPORT DATA

IN FILE #

63-32885

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 78956

NOV 04 2013

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of Applicant(s) Jonathon P. Moldenhauer and/or Gretchen A. Moldenhauer Phone 209-769-4418Mailing address 14716 Mountain Hawk Rd, Anapa, ID 83686 Email jonmoldenhauer@gmail.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.

Jonathon P. Moldenhauer
Signature of Applicant or Authorized Representative_____
Print Name and Title if applicable11/1/2013
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 _____
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**. Split portion of 63-32885 to new owner and use domestic well for source of irrigation water.

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.

	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part					
☒	63-32885	0.04125/20 _{af}	irrigation	03/15 to 11/15	Groundwater
☐				to	
☐				to	
☐				to	
☐				to	
☐				to	
☐				to	
☐				to	
☐				to	

Total authorized under rights 0.04125 cfs and/or 20 ac-ft

2. Total amount of water proposed to be transferred or changed 0.04125 cubic feet per second and/or 20 acre-feet per annum.

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 #
		SE	NW		15	02N	03W	Canyon	Groundwater	00052660

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	
02N	03W	15								5									5

Total Acres (for irrigation use) 5

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: Well to sprinklers

- 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. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:

N/A

- e. 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

- f. 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:

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

11/1/2013

Water Right 63-32885

Owner Type **Name and Address**
 Current Owner RONALD KIRK
 18159 ROYAL WAY
 NAMPA, ID 83687
 (208)442-6475

Current Owner CAROLYN KIRK
 18159 ROYAL WAY
 NAMPA, ID 83687
 (208)442-6475

Priority Date: 4/13/1967

Basis: Decreed

Status: Active

Source
 GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.165 CFS	79.6 AF
	<u>Total Diversion</u>		0.165 CFS	79.6 AF

Source and Point(s) of Diversion

GROUND WATER SENW Sec. 15, Twp 02N, Rge 03W, CANYON County

Place Of Use

IRRIGATION within CANYON 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	
02N	03W	15								20.0									20.0

POU Total Acres: 20.0

Conditions of Approval:

1. 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.
2. This right is a split from former right 63-32056 .
3. T08 Failure of the right holder to comply with the conditions of Transfer 71674 is cause for the Director to rescind approval of the transfer.
4. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
6. S39 The use of water for irrigation under this right may begin as early as March 1, provided

Proof Report

other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

7. 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 determine the amount of water diverted from power records and shall annually report the information to the Department.

Comments:**Dates and Other Information**

Decreed Date: 3/24/2009

Civil Case Number: 39576

Judicial District: FIFTH

Generic Max Rate Per Acre: 0.020

Generic Max Volume Per Acre: 4.5

Mitigation Plan: False

Combined Use Limits

N/A

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Summary	10/2/2007	lharris	10/2/2007	lharris	Closed

Verification Log

<u>Element</u>	<u>Date</u>	<u>User</u>
Summary	10/2/2007	lharris

Log Text

(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?

(No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?

(No) 5. Does this right have any combined use limits with other rights?

(Yes) 6. Is an additional remark and/or condition required?

(Yes) 7. Would you like to view the recommended right?

(Yes) 8. Is this a split or combined right?

(No) 9. Do you have documents you would like to attach or link to the file?

(Yes) 10. Would you like to set the verification date?

SubCase:

N/A

Water Supply Bank:

N/A

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

Insert Part 2A reports into the application following Part 1.

☒ 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 @ <http://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.

1. amount	<u>0.04125</u> (cfs/ac-ft)	for	<u>irrigation</u>	purposes from	<u>03/15</u>	to	<u>11/15</u>
amount		for		purposes from		to	
amount		for		purposes from		to	
amount		for		purposes for			
amount		for		purposes for			
amount		for		purposes for			
amount		for		purposes for			
amount		for		purposes for			

0.041 cfs

[illegible]

Total Acres (for irrigation use) 5

✓ per returned original appl received 9/12/13 - wrong form + incomplete
+ 200 correct appl. Tax paid ✓ - 82

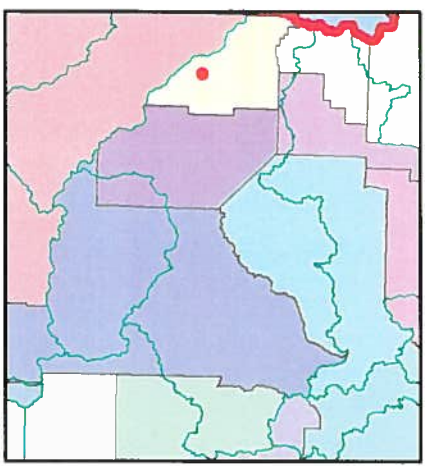
Idaho Department of Water Resources



Water Right
63-32885

Point of Diversion
(IRRIGATION)

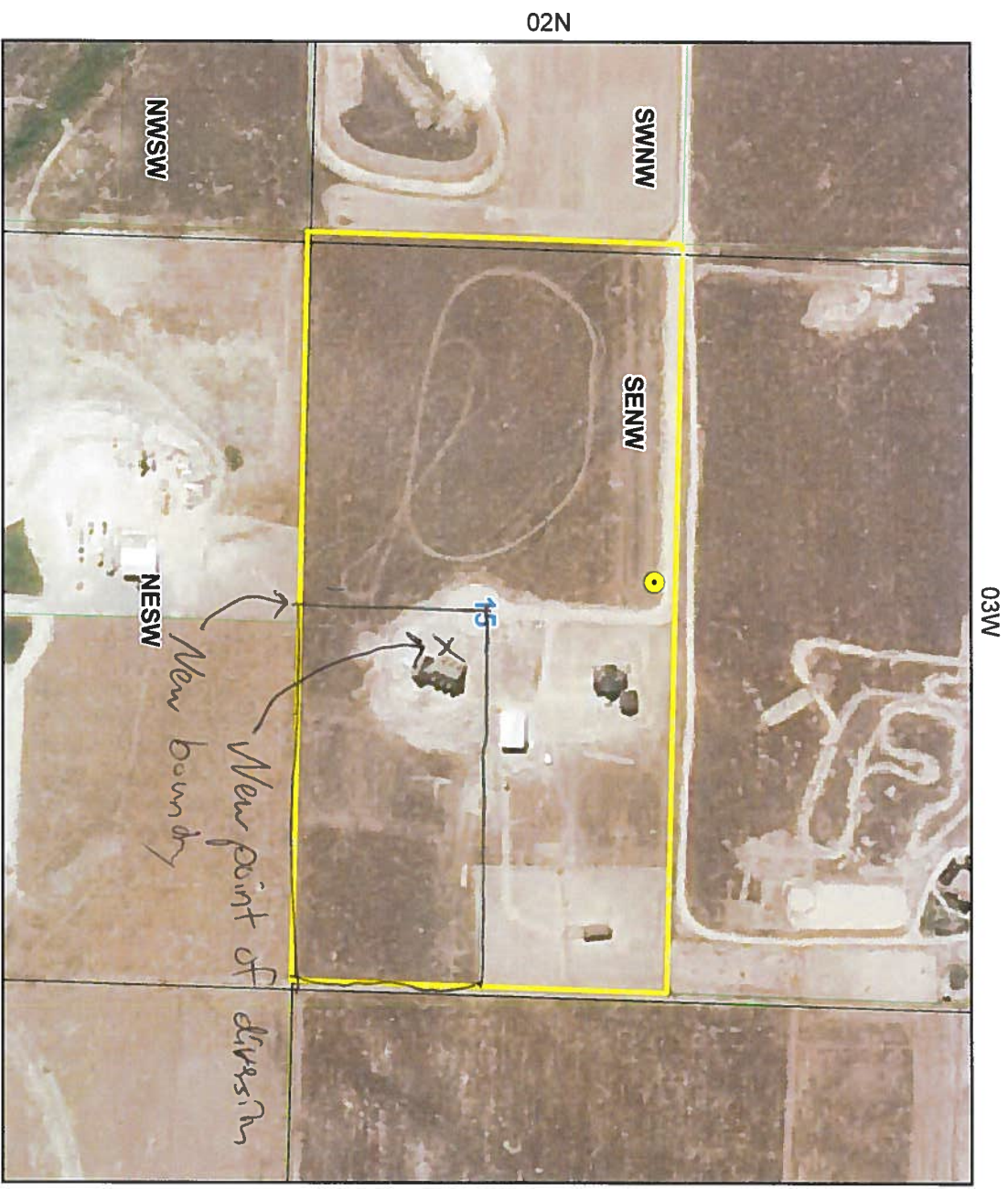
- Place of Use
- State Outline
- Townships
- PLS Sections
- Quarter Quarters
- Taxlots



Canyon County
IDWR Basin 63

Prepared by Westra, John

2009 Aerial Photography





Order Number: 12216460

2013-006619

RECORDED

02/12/2013 04:00 PM

CHRIS YAMAMOTO

CANYON COUNTY RECORDER

Pgs=1 CMCLAUGHLIN

\$10.00

TYPE: DEED

TITLEONE BOISE

ELECTRONICALLY RECORDED

Warranty Deed

For value received,

Ryan P. Kirk an unmarried person

the grantor, does hereby grant, bargain, sell, and convey unto

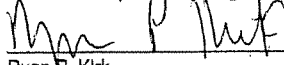
Jonathan P. Moldenhauer and Gretchen A. Moldenhauer, husband and wife

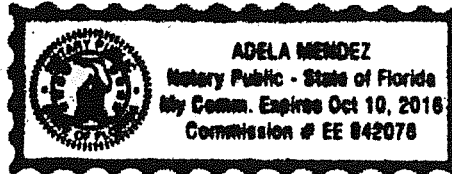
whose current address is 445 Columbia Avenue Merced, CA 95340

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

Lot 2 in Block 1 of Kirk Subdivision according to the official plat thereof, filed in Book 40 of Plats at Page 38, Official Records of Canyon County, Idaho.

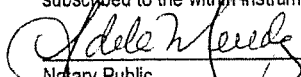
To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

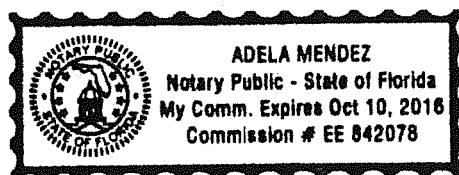

Ryan P. Kirk



State of Florida, County of Orange ss.

On this 9th day of February in the year of 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared Ryan P. Kirk, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he executed the same.


Notary Public
My Commission Expires: 10/10/16
(seal)



ELECTRONICALLY RECORDED
STAMPED FIRST PAGE NOW
INCORPORATED AS PART OF
THE ORIGINAL DOCUMENT.

Order Number: 12216460

Warranty Deed

For value received,

Ryan P. Kirk an unmarried person

the grantor, does hereby grant, bargain, sell, and convey unto

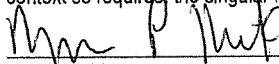
Jonathan P. Moldenhauer and Gretchen A. Moldenhauer, husband and wife

whose current address is 445 Columbia Avenue Merced, CA 95340

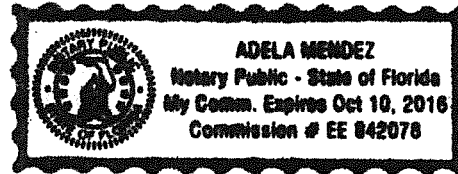
the grantee, the following described premises, in Canyon County, Idaho, to wit:

Lot 2 in Block 1 of Kirk Subdivision, according to the official plat thereof, filed in Book 40 of Plats at Page 38, Official Records of Canyon County, Idaho.

To have and to hold the said premises with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

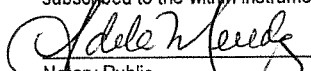


Ryan P. Kirk

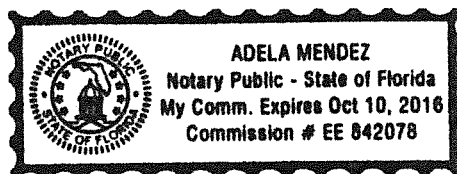


State of Florida, County of Orange, ss.

On this 9th day of February in the year of 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared Ryan P. Kirk, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he executed the same.



Notary Public
My Commission Expires: 10/10/16
(seal)

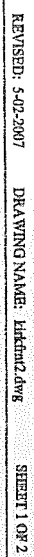


SCALE: 1" = 100'

N 1/4 CORNER SEC
CP&F NO. 9203174

LEGEND

PROPERTY BOUNDARY LINE
BASEMENT LINE
CENTER LINE OF EASEMENT



①

2008042863

RECORDED

2008 AUG 5 PM 4 31

WILLIAM H. HURST
CANYON CNTY RECORDER

REQUEST STEWART TITLE-NAMPA

TYPE Real Fee 300



WARRANTY DEED

For value received Ronald Kirk and Carolyn Kirk, Husband and wife

the Grantor, hereby grants, bargains, sells, conveys and warrants unto
Ryan P Kirk, An unmarried man

the Grantee, whose current address is 14716 Mountain Hawk Rd., Nampa, ID 83686

X the following described premises, to wit:

Lot 2, in Block 1 of Kirk Subdivision, According to the official Plat thereof, filed in Book 40 of
Plats at Page 38, records of Canyon County, Idaho X

Parcel Number: 30124107 0

SUBJECT TO: Current General Taxes, a lien in the process of assessments, not yet due
or payable. Easements, restrictions, reservations, provisions of record, and assessments, if any.

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

Dated this 4th day of August, 2008.

Ronald Kirk
Ronald Kirk

Carolyn Kirk
Carolyn Kirk

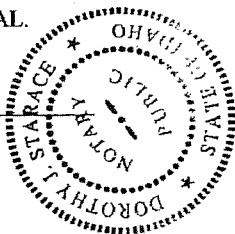
STATE OF Idaho)

COUNTY OF Ada) ss.

On this 4th day of August 2008, before me, the undersigned, a Notary
Public, in and for said State, personally appeared Ronald Kirk and Carolyn Kirk known to me,
and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose name(s)
is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the
same.

WITNESS MY HAND AND OFFICIAL SEAL.

Dorothy J. Starace
Notary Public: Dorothy J. Starace
Residing at: Meridian, Idaho
My commission expires January 27, 2008



②

Sommer, Rachel

From: Sommer, Rachel
Sent: Thursday, March 13, 2014 5:03 PM
To: 'LEGALS@IDAHOPRESS.COM'
Subject: Canyon Legal Ad
Attachments: Canyon Cover Letter.docx; Canyon Legal Ad (3 pages).docx

Good Afternoon,

Please see the attached ad for publication on 3/20/2014 & 3/27/2014.

Please confirm these are okay to publish as shown.

Thank you,

Rachel Sommer

Administrative Assistant
Dept. of Water Resources
Western Regional Office
2735 Airport Way, Boise ID 83705
Phone 208-334-2190 | Fax 208-334-2348
Email: rachel.sommer@idwr.idaho.gov

March 13, 2014

LEGAL NOTICE DEPARTMENT
PRESS TRIBUNE
PO BOX 9399
NAMPA, ID 83652

RE: Application for Transfer No. 78956
Application for Amendment No. 63-33299
Applications for Permit No's: 2-10501, 63-33863, 63-33886, 63-33894, 63-33900, 63-33901, 63-33906,
63-33917, 63-33921, 63-33922, & 63-33836.

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 4/7/2014. Your cooperation is appreciated.

Sincerely,

Rachel Sommer
Administrative Assistant

Enclosures

The following applications have been filed to appropriate the public waters of the State of Idaho:

2-10501

DENNIS TURNER
DEBBIE TURNER
2830 RIVER RD
HOMEDALE, ID 83628
Point of Diversion L1(NWNW) S19 T04N R05W CANYON County Source SNAKE RIVER Tributary COLUMBIA RIVER
Use: IRRIGATION 03/01 to 11/15 5.03 CFS
Use: STOCKWATER 01/01 to 12/31 0.7 CFS
Total Diversion: 5.03 CFS
Date Filed: 1/10/2014
Place of Use: STOCKWATER
T04N R06W S13 NESE
Place of Use: IRRIGATION
T04N R05W S18 L2(SWNW) NESW L3(NWSW) SESW SWSE
T04N R06W S13 NENE SENE
Total Acres: 251.5

63-33836

STANLEY OSTROWSKI
MICHA OSTROWSKI
16250 FROST RD
CALDWELL, ID 83607
Point of Diversion SWSE S10 T03N R04W CANYON County Source GROUND WATER
Use: IRRIGATION 03/01 to 11/15 0.06 CFS
Total Diversion: 0.06 CFS
Date Filed: 8/1/2013
Place of Use: IRRIGATION
T03N R04W S10 SWSE
Total Acres: 2

63-33863

FRANK SKINNER
MARGARET SKINNER
23797 BOEHNER ROAD
WILDER, ID 83676
Point of Diversion L3(NWSW) S31 T04N R04W CANYON County Source GROUND WATER
Use: DOMESTIC 01/01 to 12/31 0.04 CFS
Use: IRRIGATION 03/15 to 11/15 0.26 CFS
Use: STOCKWATER 01/01 to 12/31 0.02 CFS
Total Diversion: 0.32 CFS
Date Filed: 10/15/2013
Place of Use: DOMESTIC, IRRIGATION, STOCKWATER
T04N R04W S31 L3(NWSW)
Total Acres: 13
Domestic use is for one home and yard.
Stockwater use is for 10 head cattle.
Water bearing zone to be appropriated is from 169 to 179 feet.

63-33886

DEANNA L DAVIS
NATHANIEL DAVIS
5028 CENTRAL SOUTHSIDE BLVD
NAMPA, ID 83686
Point of Diversion SESWSW S1 T01N R02W CANYON County Source GROUND WATER
Use: IRRIGATION 03/01 to 11/15 0.07 CFS
Total Diversion: 0.07 CFS
Date Filed: 12/11/2013
Place of Use: IRRIGATION
T01N R02W S1 SWSW
Total Acres: 3.6
Water bearing zone to be appropriated is from 100 to 280 feet.

63-33894

KELLY KRAMER
VICKY KRAMER
1288C SOUTHSIDE BLVD
MELBA, ID 83641
Point of Diversion SWNW S27 T01N R02W CANYON County Source GROUND WATER
Use: IRRIGATION 03/01 to 11/15 1.3 CFS
Total Diversion: 1.3 CFS
Date Filed: 1/7/2014
Place of Use: IRRIGATION
T01N R02W S27 SWNW SENW
Total Acres: 65
Water bearing zone to be appropriated is from 140 to 300 feet.

63-33900

WESTERN FARMS INC
C/O JOSEPH R WEITZ
16909 MARSING RD
CALDWELL, ID 83607
Point of Diversion SWSW S5 T02N R03W CANYON County Source GROUND WATER
Use: IRRIGATION 03/01 to 11/15 4.8 CFS
Total Diversion: 4.8 CFS
Date Filed: 1/16/2014
Place of Use: IRRIGATION
T02N R03W S5 SW(ALL) NESE NWSE
Total Acres: 240
Water bearing zone to be appropriated is from 150 to 500 feet.

63-33901

FRERICHS FARMS LLC
16444 WAGNER RD
CALDWELL, ID 83607
Point of Diversion NESE S7 T03N R03W CANYON County Source GROUND WATER
Use: IRRIGATION 03/01 to 11/15 2.14 CFS
Total Diversion: 2.14 CFS
Date Filed: 1/17/2014
Place of Use: IRRIGATION
T03N R03W S7 NESE SWSE SESE
Total Acres: 107
Water bearing zone to be appropriated is from 200 to 350 feet.

63-33906

J C WATSON CO INC
PO BOX 300
PARMA, ID 83660
Point of Diversion SENE S35 T05N R04W CANYON County Source GROUND WATER
Use: IRRIGATION 03/01 to 11/15 1.76 CFS
Total Diversion: 1.76 CFS
Date Filed: 1/29/2014
Place of Use: IRRIGATION
T05N R04W S35 NWNE SWNE SENE NESE NWSE
Total Acres: 88
Water bearing zone to be appropriated is from 75 to 400 feet.

63-33917

DEBRA A GEBERT
ALLEN GEBERT
24148 GOODSON RD
PARMA, ID 83660
Point of Diversion SESE S13 T05N R05W CANYON County Source GROUND WATER
Use: IRRIGATION 03/01 to 11/15 0.62 CFS
Total Diversion: 0.62 CFS
Date Filed: 2/10/2014
Place of Use: IRRIGATION
T05N R05W S13 SESE
Total Acres: 31
Water bearing zone to be appropriated is from 75 to 250 feet.

63-33921

JOSEPH LAMAR HARRIS
7497 WARREN SPUR RD
MELBA, ID 83641
Point of Diversion SESW S2 T01S R02W CANYON County Source GROUND WATER
Use: IRRIGATION 03/01 to 11/15 0.83 CFS
Total Diversion: 0.83 CFS
Date Filed: 2/19/2014
Place of Use: IRRIGATION
T01S R02W S2 NESW SESW
Total Acres: 41.5
Water bearing zone to be appropriated is from 50 to 200 feet.

63-33922

JOSEPH LAMAR HARRIS
7497 WARREN SPUR RD
MELBA, ID 83641
Points of Diversion NWNE NENE S23 T01S R02W CANYON County Source GROUND WATER
Use: IRRIGATION 03/01 to 11/15 1.66 CFS
Total Diversion: 1.66 CFS
Date Filed: 2/19/2014
Place of Use: IRRIGATION
T01S R02W S23 NENE NWNE NENW
Total Acres: 83
Water bearing zone to be appropriated is from 50 to 400 feet.

PROPOSED CHANGE OF WATER RIGHT

Jonathon &/or Gretchen Moldenhauer of 14716 Mountain Hawk Rd., Nampa, ID, 83686, filed Application No. **78956** to transfer a portion of one water right with a 1967 priority date from a ground water source totaling 0.041 cfs. The purpose of the transfer is to split the water right and add an existing well for the property that has been separated. Water will be used at the current place of use in Kirk Subdivision that is located east of Farner Road, south of Lewis Lane, west of Pump Road and north of Deer Flat Road.

PROPOSED AMENDMENT OF WATER PERMIT

J. C. Watson Company Inc. of PO Box 300, Parma, ID, 83660, filed Application No. **79164** to amend a water permit with a 2009 priority from ground water totaling 2.74 cfs for irrigation purposes. The permit provides irrigation water for property located on the north side of Hwy 20/26, 0.5 miles east of Notus, and approx. 4.5 miles northwest of the Caldwell Labor Camp. The applicant proposes to amend the permit to add an additional point of diversion. The new point of diversion is also going to be utilized under Application for Permit 63-33906.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Western Region office at (208) 334-2190; or for a full description of the rights &/or proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. Protests may be submitted based on the criteria of Sec 42-222 and 42-203A, Idaho Code. Any protest against the approval of this application(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 together with a protest fee of \$25.00 for each application on or before 4/7/14. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 3/20/2014 and 3/27/2014



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 6, 2014

JONATHON P &/OR GRETCHEN A MOLDENHAUER
14716 MOUNTAIN HAWK RD
NAMPA ID 83686

RE: Application for Transfer No. 78956

Dear Mr. and Mrs. Moldenhauer:

We are in the process of preparing to advertise the above application for transfer and find we need some minor adjustments to the application before final action can be taken. Enclosed you will find a typed version of your application form. The changes we have made are in regard to the amount of water under the application. Our data base will only accept 3 places after the decimal point for quantity of water. In light of this, we have changed the amount of water to be diverted from your well for irrigation purposes to 0.041 cfs rather than 0.04125 cfs. We have also adjusted the volume of water based on this: $79.6 \text{ AF} \div 20 \text{ acres} = 3.98 \text{ af per acre} \times 5 \text{ acres} = 19.9 \text{ AF}$. The original application identified an amount of 20 AF. These are very small adjustments but necessary to correctly split the water right as it was decreed.

Please review the amended application form and if you agree with the changes, sign it on page 2 and return it to this office. We will proceed with advertising your application, with the corrected amounts as shown above. We will not be able to finalize the process without the amended application form. If you have any questions in regard to this matter, please do not hesitate to contact me at 334-2190.

Sincerely,

A handwritten signature in black ink that reads "Kay Walker". The signature is fluid and cursive, with the first name "Kay" and last name "Walker" clearly distinguishable.

KAY WALKER
Sr. Water Resource Agent

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082

PHONE: (208) 334-2190 FAX: (208) 334-2348 www.idwr.idaho.gov

C.L. "BUTCH" OTTER, Governor

GARY SPACKMAN, Director

September 19, 2013

JONATHAN &/OR GRETCHEN MOLDENAUER
14716 MOUNTAIN HAWK RD
NAMPA ID 83686-5129

Re: Application for Transfer, Water Right No. 63-32885

Dear Applicants:

Your recent application for transfer to split the above referenced water right and add your own well is returned as explained below. The application includes the ownership change information.

You have the correct idea but need to use the "long form" for a transfer application. The transfer short form you filed cannot be used to change ownership for a portion of a water right. Additionally, the transfer application fee is \$200 instead of \$100 you paid.

Please resubmit the application using the long form. Include the ownership change form and its information in addition to another \$100 for the transfer. The returned application lists two wells for your use. This would be correct if you intend to use the well currently described by the right plus your own well. If the well currently described by the right is on land owned by someone else, please identify that owner and state your legal access to that well. You can omit that well if you do not intend to use it.

Using your existing domestic well for your portion of the water right also involves paying a "drilling permit upgrade" from a \$75 domestic drilling permit to a \$200 irrigation drilling permit. Please include an additional \$125 for this upgrade if you intend to use your domestic well for irrigation. This is required by well construction rules to avoid loopholes in the statutory requirements for well drilling. A copy of your well driller report is enclosed for your records.

A completed long form transfer application, ownership change information, and \$225 payment can be filed at this office to allow your application to be processed without further delay. The department will refund the \$200 you already paid if you do not resubmit the transfer application and ownership change within the next sixty (60) days. Please let me know if you need more time or if you have any questions in this matter.

Sincerely,

Steve Lester
Water Rights Supervisor

Enclosure

CC for Replacement Appl
Received 11/1/13
SL