

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant THERESA VERBECK Phone (208)756-3553
Mailing Address 108 LOMBARD, SALMON ID 83467 Email _____
Name of Applicant MICKEY VERBECK Phone (208)756-3553
Mailing Address 108 LOMBARD, SALMON ID 83467 Email _____

- ☐ 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 Al Simpson - U.S. Bureau of Reclamation Phone (208)756-6054
Mailing Address 102 South Warpath, Salmon, ID 83467 Email jsimpson@usbr.gov

- ☐ 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.

Mickey Verbeck Signature of Applicant or Authorized Representative Mickey Verbeck Print Name and Title if applicable 9-27-13 Date
Theresa Verbeck Signature of Applicant or Authorized Representative THERESA VERBECK Print Name and Title if applicable Sept 27, 13 Date

A. PURPOSE OF TRANSFER

1.	Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
	74-544B	No	Yes	No	No	No	No
	74-544C	No	Yes	Yes	No	No	No

RECEIVED
SEP 30 2013
Department of Water Resources
Eastern Region

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

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**

See attachment.

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

1. Detailed Water Right Description(s) Attached labeled Part 1.

Summary of Water Rights After the Approved Change

Transferred Right (All or Part)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	Original Right (Remaining Portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
74-544B	0.210 cfs	N/A	N/A	7.0		N/A	N/A	N/A	N/A
74-544C	0.050 cfs	N/A	N/A	1.8		N/A	N/A	N/A	N/A

**COMBINED
TOTALS**

0.260 cfs	N/A	N/A	8.8	N/A	N/A	N/A	N/A
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2. Total amount of water proposed to be transferred or changed 0.26 cubic feet per second and/or _____ acre-feet per annum

3. Points(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
- ☒ As shown in Part 1.
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.

4. Place of Use:

- ☐ No changes to place of use are proposed. (Proceed to #5.)
- ☒ As shown in Part 1.
- ☐ See Attachment.

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes**

Proposed Water Right No. 74-544B

Current Water Right Owner

THERESA VERBECK
108 LOMBARD
SALMON, ID 83467

OR

MICKEY VERBECK
108 LOMBARD
SALMON, ID 83467

Priority Date: 4/1/1932

Origin: Water Right

Basis: Decreed

Status Active

Source: LEMHI RIVER Tributary: SALMON RIVER

Beneficial Use

IRRIGATION

From

3/15

To

11/15

Diversion Rate

0.210 CFS

Subuse Code

Total Diversion

0.210 CFS

Source and Point(s) of Diversion:

LEMHI RIVER

SWNW

Sec. 5 Twp 21N Rge 22E LEMHI County

Describe the proposed diversion system

Pump to sprinklers

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
21N	22E	5						6.9	0.1										7.0
								1.4											

POU Total Acres: 7.0

**HO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes**

Proposed Water Right No. 74-544C

Current Water Right Owner

**MICKY VERBECK
108 LOMBARD
SALMON, ID 83467**

AND

**THERESA VERBECK
108 LOMBARD
SALMON, ID 83467**

Priority Date: 4/1/1932

Origin: Water Right

Basis: Decreed

Status Active

Source: LEMHI RIVER

Tributary: SALMON RIVER

Beneficial Use

IRRIGATION

From

3/15

To

11/15

Diversion Rate

0.050 CFS

Subuse Code

Total Diversion

0.050 CFS

Source and Point(s) of Diversion:

LEMHI RIVER

SWNW

Sec. 5 Twp 21N Rge 22E LEMHI County

Describe the proposed diversion system

Pump to sprinklers

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
21N	22E	5						0.6	1.2										1.8
								1.4											

POU Total Acres:

1.8

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
Pump in river to sprinkler system. A flow meter and lockable control valve will be installed.

- b. Who owns the property at the point(s) of diversion

Applicants

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?

No, ☒ 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:

The legal description of the place of use of right no. 74-544C is being changed to correct an error in the SRBA decree, but there is no physical change to the land being irrigated.

- e. Describe the use of any other water right(s) for the same purpose or land, or same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:

- 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
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No. 74-544B

Current Water Right Owner

THERESA VERBECK
108 LOMBARD
SALMON, ID 83467

OR

MICKEY VERBECK
108 LOMBARD
SALMON, ID 83467

Priority Date: 4/1/1932
 Origin: Water Right
 Basis: Decreed
 Status: Active

Source: LEMHI RIVER Tributary: SALMON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	3/15	11/15	0.210 CFS	
Total Diversion			0.210 CFS	

Source and Point(s) of Diversion:
 LEMHI RIVER NWNESW Sec. 5 Twp 21N Rge 22E LEMHI County

Describe the proposed diversion system
 DITCH AND CHECK

Place of Use: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
21N	22E	5						6.9	0.1										7.0
								L 4											

POU Total Acres: 7.0

Conditions/Remarks:

1. 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.

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

Current Water Right No. 74-544C

Current Water Right Owner

MICKEY VERBECK
108 LOMBARD
SALMON, ID 83467

AND

THERESA VERBECK
108 LOMBARD
SALMON, ID 83467

Priority Date: 4/1/1932

Origin: Water Right

Basis: Decreed

Status: Active

Source: LEMHI RIVER

Tributary: SALMON RIVER

Beneficial Use

IRRIGATION

From

3/15

To

11/15

Diversion Rate

0.050 CFS

Subuse Code

Total Diversion

0.050 CFS

Source and Point(s) of Diversion:

LEMHI RIVER

NESW

Sec. 5 Twp 21N Rge 22E LEMHI County

Describe the proposed diversion system

HEADGATE AND DITCHES; FLOOD IRRIGATION

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
21N	22E	5							1.8										1.8

POU Total Acres:

1.8

Conditions/Remarks:

1. 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.

APPLICATION FOR TRANSFER OF WATER RIGHT PART 3

☒ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.
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. Label it **Attachment #7b**. If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

☐ If you propose to change the nature of use or period of use of all or part of the right(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation.
Label it **Attachment #8b**

1. Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above.:

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There are approximately 20 lines visible. The paper appears to be a standard notebook page or a sheet of stationery.

Transfer Contains 9 pages and attachments.
 Received By MHOLLIDAY Date 9/30/2013 Prelim. Check By MHOLLIDAY Date 10/2/2013
 Fee Paid \$500 Date 9/19/2013 Received By J JONES Receipt # E039133
 Add'l Fee Paid Date Received By Receipt #

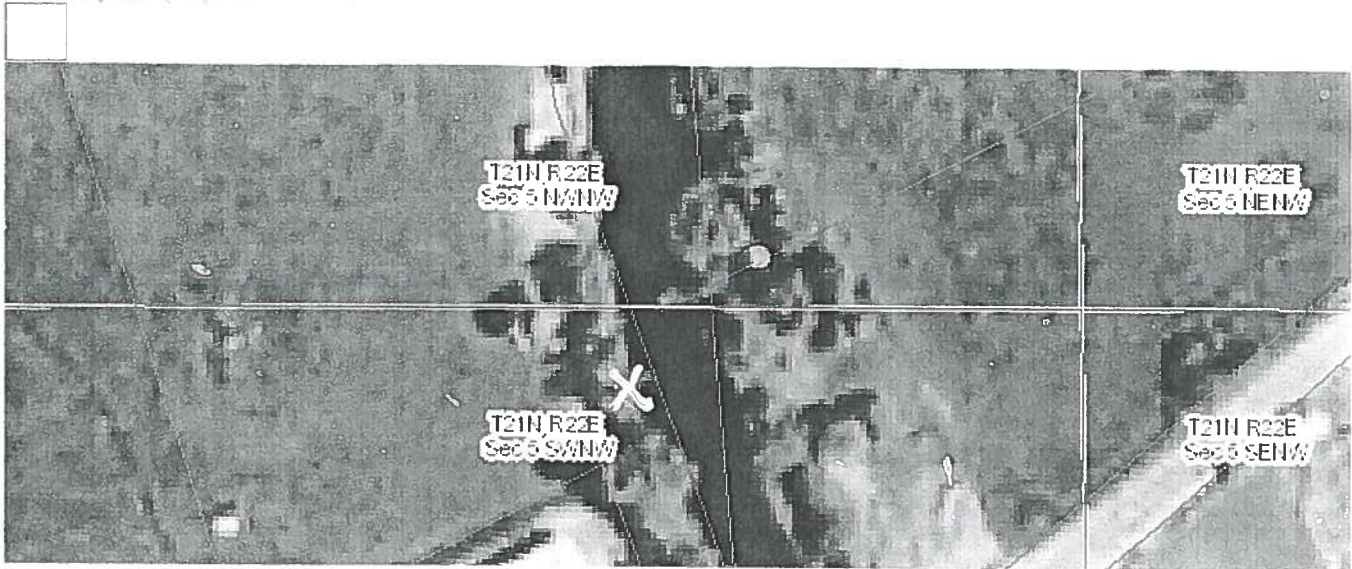
6. General Information

a. I am proposing to transfer my Lemhi River irrigation water rights from the existing point of diversion to a new location downstream. At the new location a three phase electric pump will be installed on the streambank above ordinary high water. Lemhi River water rights will be pumped from the river via a portable fish screen provided by the Idaho Dept. of Fish and Game. The fish screen meets anadromous fish screening criteria as required by the National Marine Fisheries Service (see enclosed brochure). Irrigation water rights will be conveyed to the existing point(s) of use through a pressurized pipeline/sprinkler distribution system. A flow meter(s) and lockable control valve(s) will be installed to allow for measurement and control of pumped water to the existing point(s) of use. Irrigation system design is currently being developed by the Natural Resource Conservation Service.



Department of
Water Resources

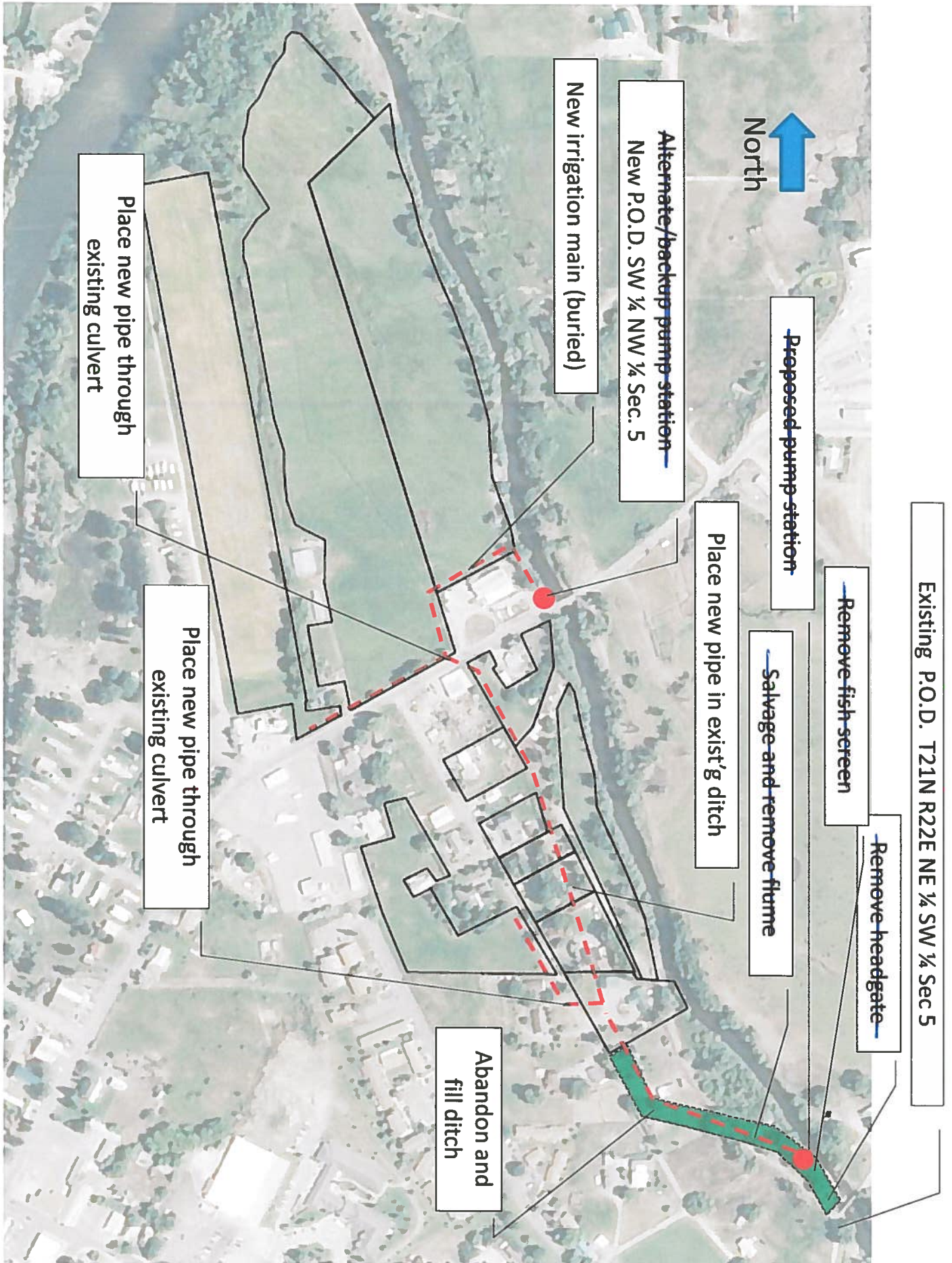
Transfer Application Internet Mapping



[Help](#) [Other Maps](#) [Water Resources Home](#) [Idaho.gov](#)

X = Proposed new POD location

78847

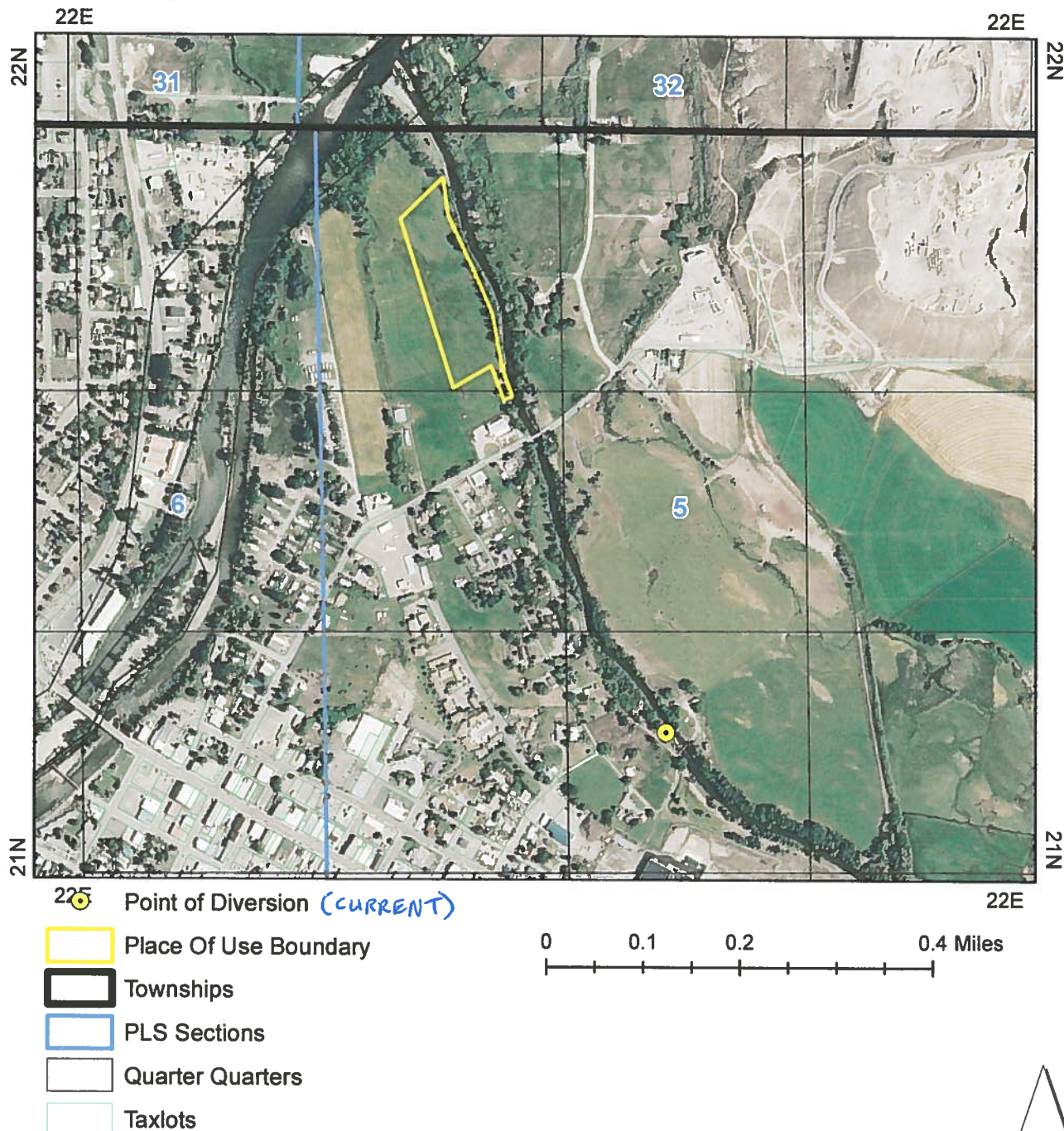


State of Idaho
Department of Water Resources

Water Right 74-544B

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

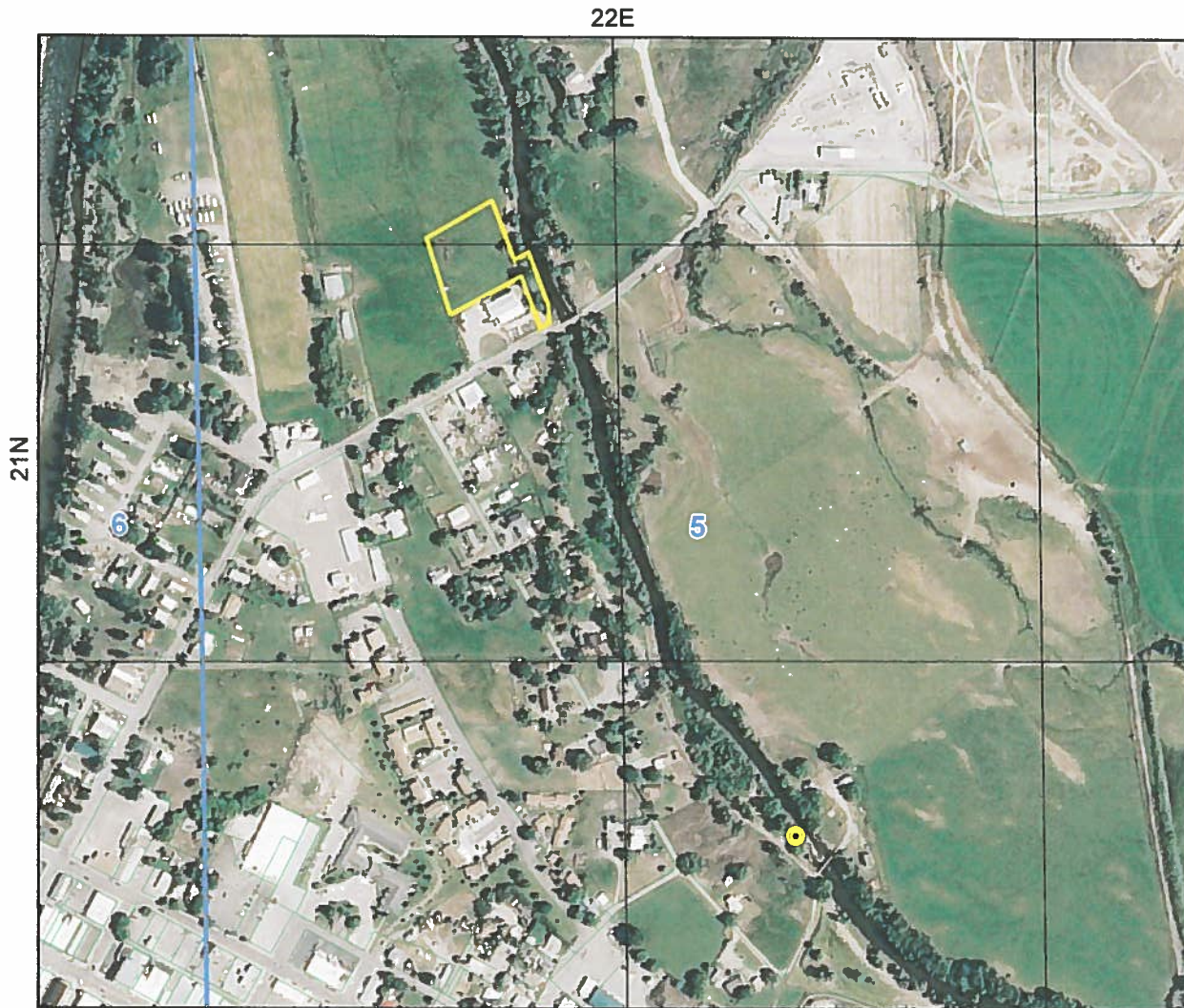


State of Idaho
Department of Water Resources

Water Right
74-544C

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



- Point of Diversion (CURRENT)
 - Place Of Use Boundary (PROPOSED)
 - Townships
 - PLS Sections
 - Quarter Quarters
 - Taxlots
- 0 0.05 0.1 0.2 Miles



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 78847

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/>.

Name of Applicant(s) THERESA VERBECK AND MICKEY VERBECK

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.)
previously submitted

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.
- ☐ ☒ #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).
- ☐ ☒ #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.)
- ☐ ☒ #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: _____