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JUL 19 2013

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

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 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) Colson Creek Irrigation Co Phone _____2. MAILING ADDRESS 990 Homer Ave City Idaho FallsState ID Zip 83404 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) 75-14299

- ☐ 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 .63 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 #
23N	16E	25			NW	NW	Lemhi	Colson Creek	Reservoir

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:

Collection box at the dam, pump and piping downstream to users

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

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

Prescriptive Easement to Colson Creek Irrigation

- 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.

Patrick M Henderson

Signature of applicant or authorized agent

Patrick Henderson

Print name and title if applicable

Pres. 7-18-2013

Date

William English

Signature of applicant or authorized agent

William English

Print name and title if applicable

Secretary

SCOW CO

7/18/13

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 \$500 Date 7/19/2013

Received by SCOW

Receipt # E038906

Preliminary review completed by _____

Date _____

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

7/18/2013

WATER RIGHT NO. 75-14299

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	COLSON CREEK IRRIGATION CO 990 HOMER AVE IDAHO FALLS, ID 83404
Attorney	RIGBY THATCHER ANDRUS RIGBY & MOELLER C/O JERRY R RIGBY 25 N 2ND E PO BOX 250 REXBURG, ID 83440-0250 (208)356-3633

Priority Date: 10/13/1913

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
COLSON CREEK	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.6 CFS	
STOCKWATER	01/01	12/31	0.03 CFS	
Total Diversion			0.63 CFS	

78720

Location of Point(s) of Diversion:

COLSON CREEK	SESE	Sec. 25	Township 23N	Range 16E	LEMHI County
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Place(s) of use: Large POU Info

23N 16E Sec 25 NE SE

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.	135	The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
3.	N05	The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
4.	N08	The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
5.	K06	This right is limited to the irrigation of 33.4 acres within the place of use described above in a single irrigation season.

Dates:

Licensed Date:

Decreed Date: 04/01/2009

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

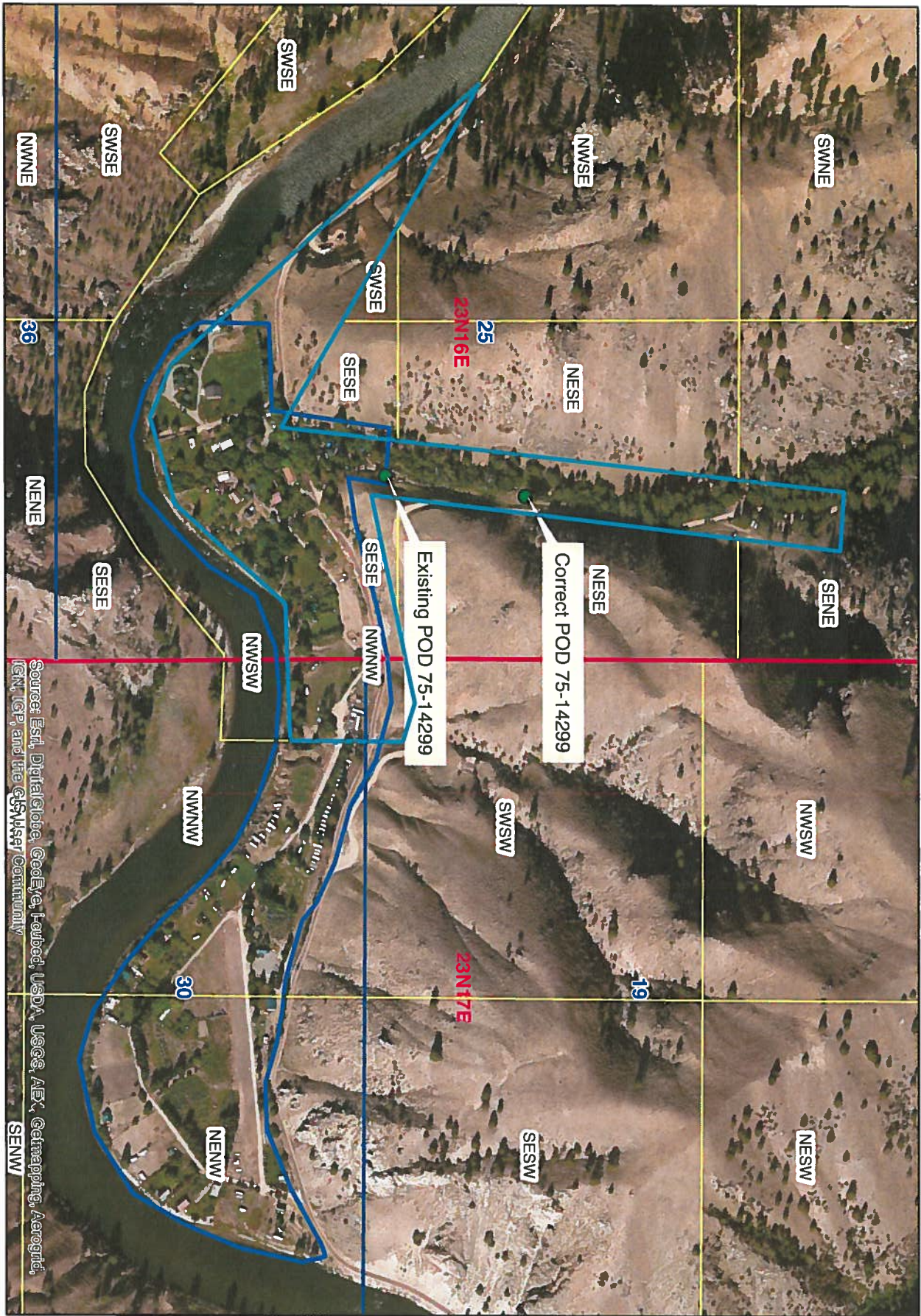
Application Received Date:

Protest Deadline Date:

Number of Protests: 0

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N

Colson_Creek_Irrigation_POU

Township/Range

Sections

QQ

Highlighted area is the NWNW Quarter

Source: Esri, DigitalGlobe, GeoEye, Earthstar, USDA, USGS, AEX, Getmapping, Aerogrid, IGN, IGP, and the GIS User Community



No. C 102465

Due no later than Jun 30, 2013

Return to:

SECRETARY OF STATE
450 N 4th STREET
PO BOX 83720
BOISE, ID 83720-0080

Annual Report Form

2. Registered Agent and Office
(NOT A P.O. BOX)
WM ENGLISH
990 HOMER AVE
IDAHO FALLS ID 83404

1. Mailing Address: Correct in this box if needed.

COLSON CREEK IRRIGATION COMPANY
WM ENGLISH
22A CHINOOK DR
SHOUP ID 83469

NO FILING FEE IF
RECEIVED BY DUE
DATE

3. New Registered Agent Signature.

4. Corporations: Enter Names and Business Addresses of President, Secretary, Directors, Treasurer, Vice Pres.

Office Held	Name	Street or PO Address	City	State	Country	Postal Code
President	Art Henderson	724 E 1800 N.	Montpelier	VT	USA	83435
Vice President	Elbie Belbin	PO Box 403	Shelby	VT	USA	83333
Director	Mike Tibbels	3451 3rd Ave	Shelby	VT	USA	83449
Director	Chad's Henderson	724 E 1800 N.	Montpelier	VT	USA	83435
Director	Ed Hauke	9001 N Camino Del Rio	Las Vegas	NV	USA	89142
Secretary	Bill English	990 Homer Ave	Idaho Falls	ID	USA	83404

5. Organized Under the Laws of:

6.

Signature:

IDAHO

C 102465

Name (type or print):

William E. English

Date:

5/29/13

Title:

Secretary

Issued 05/13/2013 by LJC

125801

INSTRUCTIONS FOR THE IDAHO ANNUAL REPORT FORM

20120827