

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 78672

JUN 25 2013

DEPT. OF WATER RESOURCES
SOUTHERN REGION

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) MARK T NEWCOMB AND LONNA NEWCOMB

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.
- ☐ ☐ #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: _____

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant <u>MARK T NEWCOMB</u>	Phone <u>(208)431-0020</u>
Mailing Address <u>251 E 200 S, RUPERT ID 83350</u>	Email _____
Name of Applicant <u>LONNA NEWCOMB</u>	Phone <u>(208)436-5679</u>
Mailing Address <u>251 E 200 S, RUPERT ID 83350</u>	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 _____	Phone _____
Mailing Address _____	Email _____

☐ Send all correspondence for this application to the representative and not to the applicant.

OR

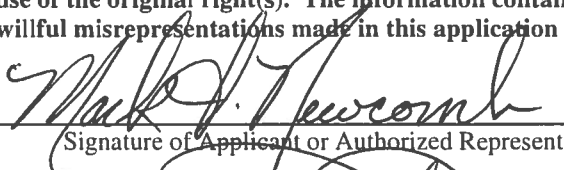
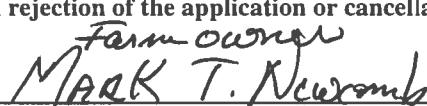
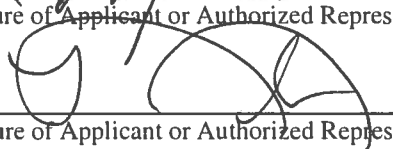
☐ Send original correspondence to the applicant and copies to the representative.

☐ 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.

 _____ Signature of Applicant or Authorized Representative	Farm owner  _____ Print Name and Title if applicable	 _____ Date
 _____ Signature of Applicant or Authorized Representative	LONNA NEWCOMB _____ Print Name and Title if applicable	06-24-13 _____ Date

A. PURPOSE OF TRANSFER

1.	Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
	45-2389B	No	Yes	No	No	No	No
	45-2508	No	Yes	No	No	No	No
	45-12441	No	Yes	No	No	No	No
	45-13629	No	Yes	No	No	No	No

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**

The old well on water rights went dry and is being replaced by well 0.25 miles to the northeast.

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
45-2389B	0.750 cfs	320.0 af	80.0	546.0		N/A	N/A	N/A	N/A
45-2508	2.020 cfs	983.9 af	249.0	546.0		N/A	N/A	N/A	N/A
45-12441	4.390 cfs	1532.0 af	383.0	546.0		N/A	N/A	N/A	N/A
45-13629	0.970 cfs	468.9 af	120.0	546.0		N/A	N/A	N/A	N/A

**COMBINED
TOTALS**

8.130 cfs 2,184.0 af 546.0 N/A N/A N/A N/A N/A

2. Total amount of water proposed to be transferred or changed 8.13 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. 45-2389B

Current Water Right Owner

MARK T NEWCOMB
 251 E 200 S
 RUPERT, ID 83350

And

LONNA NEWCOMB
 251 E 200 S
 RUPERT, ID 83350

Priority Date: 2/26/1952

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	0.750 CFS	320.0 AFA	
Total Diversion			0.750 CFS	320.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SEWNNE	Sec. 12 Twp 10S Rge 24E CASSIA County
GROUND WATER	NWSWNE	Sec. 7 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWNENW	Sec. 7 Twp 10S Rge 25E CASSIA County
GROUND WATER	NENENW	Sec. 8 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWNWNE	Sec. 8 Twp 10S Rge 25E CASSIA County

Describe the proposed diversion system

Existing well, motor, pump, mainline to sprinklers
 Existing well, motor, pump, mainline to sprinklers
 Existing well, motor, pump, mainline to sprinklers
 Existing well, motor, pump, mainline to sprinklers
 New well, motor, pump, mainline to sprinklers

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	
10S	24E	12	40.0	22.0	15.0	35.0													112.0
10S	25E	7	40.0	40.0	34.0	35.0	40.0	33.0	28.0	34.0									284.0
								L 1	L 2										
10S	25E	8					40.0	40.0	35.0	35.0									150.0

Right Acre Limit: 80.0

POU Total Acres: 546.0

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
From T 1 Transfer Right After Requested Changes

Proposed Water Right No. 45-2508

Current Water Right Owner

LONNA NEWCOMB
 251 E 200 S
 RUPERT, ID 83350

And

MARK T NEWCOMB
 251 E 200 S
 RUPERT, ID 83350

Priority Date: 11/4/1955

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	2.020 CFS	983.9 AFA	
Total Diversion			2.020 CFS	983.9 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SEWNNE	Sec. 12 Twp 10S Rge 24E CASSIA County
GROUND WATER	NWSWNE	Sec. 7 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWNENW	Sec. 7 Twp 10S Rge 25E CASSIA County
GROUND WATER	NENENW	Sec. 8 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWNWNE	Sec. 8 Twp 10S Rge 25E CASSIA County

Describe the proposed diversion system

Existing well, motor, pump, mainline to sprinklers
 Existing well, motor, pump, mainline to sprinklers
 Existing well, motor, pump, mainline to sprinklers
 Existing well, motor, pump, mainline to sprinklers
 New well, motor, pump, mainline to sprinklers

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	
10S	24E	12	40.0	22.0	15.0	35.0													112.0
10S	25E	7	40.0	40.0	34.0	35.0	40.0	33.0	28.0	34.0									284.0
								L 1	L 2										
10S	25E	8					40.0	40.0	35.0	35.0									150.0

Right Acre Limit: 249.0

POU Total Acres: 546.0

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

Proposed Water Right No. 45-12441

Current Water Right Owner

MARK T NEWCOMB
251 E 200 S
RUPERT, ID 83350

And

LONNA NEWCOMB
251 E 200 S
RUPERT, ID 83350

Priority Date: 9/30/1950

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	4.390 CFS	1532.0 AFA	
Total Diversion			4.390 CFS	1532.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SEWNNE	Sec. 12 Twp 10S Rge 24E CASSIA County
GROUND WATER	NWSWNE	Sec. 7 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWNENW	Sec. 7 Twp 10S Rge 25E CASSIA County
GROUND WATER	NENENW	Sec. 8 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWNWNE	Sec. 8 Twp 10S Rge 25E CASSIA County

Describe the proposed diversion system

Existing well, motor, pump, mainline to sprinklers

Existing well, motor, pump, mainline to sprinklers

Existing well, motor, pump, mainline to sprinklers

Existing well, motor, pump, mainline to sprinklers

New well, motor, pump, mainline to sprinklers

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	
10S	24E	12	40.0	22.0	15.0	35.0													112.0
10S	25E	7	40.0	40.0	34.0	35.0	40.0	33.0	28.0	34.0									284.0
								L 1	L 2										
10S	25E	8					40.0	40.0	35.0	35.0									150.0

Right Acre Limit: 383.0

POU Total Acres: 546.0

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

Proposed Water Right No. 45-13629

Current Water Right Owner

LONNA NEWCOMB
 251 E 200 S
 RUPERT, ID 83350

And

MARK T NEWCOMB
 251 E 200 S
 RUPERT, ID 83350

Priority Date: 9/1/1951

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	0.970 CFS	468.9 AFA	
Total Diversion			0.970 CFS	468.9 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SEWNNE	Sec. 12 Twp 10S Rge 24E CASSIA County
GROUND WATER	NWSWNE	Sec. 7 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWNENW	Sec. 7 Twp 10S Rge 25E CASSIA County
GROUND WATER	NENENW	Sec. 8 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWNWNE	Sec. 8 Twp 10S Rge 25E CASSIA County

Describe the proposed diversion system

Existing well, motor, pump, mainline to sprinklers
 Existing well, motor, pump, mainline to sprinklers
 Existing well, motor, pump, mainline to sprinklers
 Existing well, motor, pump, mainline to sprinklers
 New well, motor, pump, mainline 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	
10S	24E	12	40.0	22.0	15.0	35.0													112.0
10S	25E	7	40.0	40.0	34.0	35.0	40.0	33.0	28.0	34.0									284.0
								L 1	L 2										
10S	25E	8					40.0	40.0	35.0	35.0									150.0

Right Acre Limit: 120.0

POU Total Acres: 546.0

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

N/A

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

OWNER MARK AND LONNA NEWCOMB

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:

N/A

- 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:

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
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No. 45-2389B

Current Water Right Owner

MARK T NEWCOMB
 251 E 200 S
 RUPERT, ID 83350

And

LONNA NEWCOMB
 251 E 200 S
 RUPERT, ID 83350

Priority Date: 2/26/1952

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	0.750 CFS	320.0 AFA	
Total Diversion			0.750 CFS	320.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NENENW	Sec. 8 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWSWNE	Sec. 7 Twp 10S Rge 25E CASSIA County
GROUND WATER	NESENW	Sec. 8 Twp 10S Rge 25E CASSIA County
GROUND WATER	SENWNE	Sec. 12 Twp 10S Rge 24E CASSIA County
GROUND WATER	NWNENW	Sec. 7 Twp 10S Rge 25E CASSIA County

Describe the proposed diversion system

Existing well, motor, pump, mainline to sprinklers
 Existing well, motor, pump, mainline to sprinklers
 Existing well, motor, pump, mainline to sprinklers
 Existing well, motor, pump, mainline to sprinklers
 New well, motor, pump, mainline 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	
10S	24E	12	40.0	22.0	15.0	35.0													112.0
10S	25E	7	40.0	40.0	34.0	35.0	40.0	33.0	28.0	34.0									284.0
								L 1	L 2										
10S	25E	8					40.0	40.0	35.0	35.0									150.0

Right Acre Limit: 80.0

POU Total Acres: 546.0

Conditions/Remarks:

1. This right is limited to the irrigation of 80 acres within the place of use described above in a single irrigation season.
2. Rights 45-2389B, 45-2508, 45-12441 and 45-13629 when combined shall not exceed a total annual maximum diversion volume of 2184.0 af at the field headgate, and the irrigation of 546 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 140.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

5. Prior to the diversion and use of water under Transfer approval 76051, the right holder shall install and maintain acceptable measuring devices at the authorized points of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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

Current Water Right No. 45-2508

Current Water Right Owner

LONNA NEWCOMB
 251 E 200 S
 RUPERT, ID 83350

And

MARK T NEWCOMB
 251 E 200 S
 RUPERT, ID 83350

Priority Date: 11/4/1955

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	2.020 CFS	983.9 AFA	
Total Diversion			2.020 CFS	983.9 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NESENW	Sec. 8 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWNENW	Sec. 7 Twp 10S Rge 25E CASSIA County
GROUND WATER	SEWNNE	Sec. 12 Twp 10S Rge 24E CASSIA County
GROUND WATER	NWSWNE	Sec. 7 Twp 10S Rge 25E CASSIA County
GROUND WATER	NENENW	Sec. 8 Twp 10S Rge 25E CASSIA County

Describe the proposed diversion system

Existing well, motor, pump, mainline to sprinklers

New well, motor, pump, mainline to sprinklers

Existing well, motor, pump, mainline to sprinklers

Existing well, motor, pump, mainline to sprinklers

Existing well, motor, pump, mainline 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	
10S	24E	12	40.0	22.0	15.0	35.0													112.0
10S	25E	7	40.0	40.0	34.0	35.0	40.0	33.0	28.0	34.0									284.0
								L 1	L 2										
10S	25E	8					40.0	40.0	35.0	35.0									150.0

Right Acre Limit: 249.0

POU Total Acres: 546.0

Conditions/Remarks:

1. This right is limited to the irrigation of 249 acres within the place of use described above in a single irrigation season.
2. Rights 45-2389B, 45-2508, 45-12441 and 45-13629 when combined shall not exceed a total annual maximum diversion volume of 2184.0 af at the field headgate, and the irrigation of 546 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 140.

Conditions/Remarks:

5. Prior to the diversion and use of water under Transfer approval 76051, the right holder shall install and maintain acceptable measuring devices at the authorized points of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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

Current Water Right No. 45-12441

Current Water Right Owner

MARK T NEWCOMB
 251 E 200 S
 RUPERT, ID 83350

And

LONNA NEWCOMB
 251 E 200 S
 RUPERT, ID 83350

Priority Date: 9/30/1950

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	4.390 CFS	1532.0 AFA	
Total Diversion			4.390 CFS	1532.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NESENW	Sec. 8 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWNENW	Sec. 7 Twp 10S Rge 25E CASSIA County
GROUND WATER	SEWNNE	Sec. 12 Twp 10S Rge 24E CASSIA County
GROUND WATER	NWSWNE	Sec. 7 Twp 10S Rge 25E CASSIA County
GROUND WATER	NENENW	Sec. 8 Twp 10S Rge 25E CASSIA County

Describe the proposed diversion system

Existing well, motor, pump, mainline to sprinklers
 New well, motor, pump, mainline to sprinklers
 Existing well, motor, pump, mainline to sprinklers
 Existing well, motor, pump, mainline to sprinklers
 Existing well, motor, pump, mainline to sprinklers

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	
10S	24E	12	40.0	22.0	15.0	35.0													112.0
10S	25E	7	40.0	40.0	34.0	35.0	40.0	33.0	28.0	34.0									284.0
								L 1	L 2										
10S	25E	8					40.0	40.0	35.0	35.0									150.0

Right Acre Limit: 383.0

POU Total Acres: 546.0

Conditions/Remarks:

1. This right is limited to the irrigation of 383 acres within the place of use described above in a single irrigation season.
2. Rights 45-2389B, 45-2508, 45-12441 and 45-13629 when combined shall not exceed a total annual maximum diversion volume of 2184.0 af at the field headgate, and the irrigation of 546 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 140.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

5. Prior to the diversion and use of water under Transfer approval 76051, the right holder shall install and maintain acceptable measuring devices at the authorized points of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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

Current Water Right No. 45-13629

Current Water Right Owner

LONNA NEWCOMB
 251 E 200 S
 RUPERT, ID 83350

And

MARK T NEWCOMB
 251 E 200 S
 RUPERT, ID 83350

Priority Date: 9/1/1951

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	0.970 CFS	468.9 AFA	
Total Diversion			0.970 CFS	468.9 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NESENW	Sec. 8 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWNENW	Sec. 7 Twp 10S Rge 25E CASSIA County
GROUND WATER	SEWNNE	Sec. 12 Twp 10S Rge 24E CASSIA County
GROUND WATER	NWSWNE	Sec. 7 Twp 10S Rge 25E CASSIA County
GROUND WATER	NENENW	Sec. 8 Twp 10S Rge 25E CASSIA County

Describe the proposed diversion system

Existing well, motor, pump, mainline to sprinklers
 New well, motor, pump, mainline to sprinklers
 Existing well, motor, pump, mainline to sprinklers
 Existing well, motor, pump, mainline to sprinklers
 Existing well, motor, pump, mainline to sprinklers

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	
10S	24E	12	40.0	22.0	15.0	35.0													112.0
10S	25E	7	40.0	40.0	34.0	35.0	40.0	33.0	28.0	34.0									284.0
								L 1	L 2										
10S	25E	8					40.0	40.0	35.0	35.0									150.0

Right Acre Limit: 120.0

POU Total Acres: 546.0

Conditions/Remarks:

1. This right is limited to the irrigation of 120 acres within the place of use described above in a single irrigation season.
2. Rights 45-2389B, 45-2508, 45-12441 and 45-13629 when combined shall not exceed a total annual maximum diversion volume of 2184.0 af at the field headgate, and the irrigation of 546 acres.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 140.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

5. Prior to the diversion and use of water under Transfer approval 76051, the right holder shall install and maintain acceptable measuring devices at the authorized points of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
7. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

☐ 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**

I. 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.: _____

[illegible]

Add'l Fee Paid _____ Date _____ Received By _____ Receipt # _____

Mark Newcomb Transfer #78672
WR's 45-2389B, 45-2508, 45-12441, and 45-13629

Existing wells on water right

New well

10S 25E sec 7

10S 25E sec 8

Well to be abandoned



RECEIVED

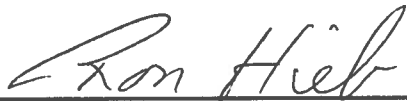
JUN 25 2013

**DEPT. OF WATER RESOURCES
SOUTHERN REGION**

June 22, 2013

To Whom It May Concern:

I, Ron Hieb, have no problem with Mark Newcomb
changing the Point of Diversion in Section 8.

A handwritten signature in cursive script that reads "Ron Hieb". The signature is written in dark ink and is positioned above a solid horizontal line.

Ron Hieb

6/21/13

HTT to Notman

Dept of Water Resources

I am writing to inform you that I
 have no objection to Mark Newcomb's changing
 the point of diversion of his well in Sec 8,
 T10 R25E from the NW $\frac{1}{4}$ to the NE $\frac{1}{4}$.
 Please let me know if you need more
 information. Thank you, Sincerely

RECEIVED

JUN 21 2013

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Bruce Newcomb

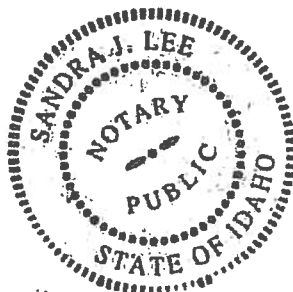
Bruce Newcomb
2567 S Swallowtail Ln.

Boise, ID 83706

208.670-3758

State of Idaho
 County of Ada S.S.

I, SANDRA J. Lee, a notary public, do
 certify on this 21st day of June, 2013,
 personally appeared before me, Bruce
Newcomb, known to me personally; and
 signed this document.



Sandra J. Lee
 Notary Public, State of Idaho
 Boise, ID
 Residing at
8/31/16
 Exp.

208.736-3037