

RECEIVED

FEB 21 2013

Department of Water Resources
Eastern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

T 78451

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)** Diane Ricks (name changed from Diane Sauer) Phone 208-356-7264
2. **MAILING ADDRESS** 2482 East 3000 North (new address) City Sugar City
State ID Zip 83448 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)** 32-2141B

- ☒ 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 12.06 cfs 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 #
09N	34E	31			NE	NW	Clark	Ground Water	
		31			NE	SW	Clark	Ground Water	
		31			SW	SE	Clark	Ground Water	
		32			NW	NW	Clark	Ground Water	

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:

Four points of diversion under the water right. This transfer corrects an error from the adjudication. Well has always been located in the SWSWSE of Section 31. 10-acre designations will be dropped from all PODs.

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

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

- c. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

☐

☒

undergone a period of five or more consecutive years of non-use,

☐

☒

currently leased to the Water Supply Bank,

☐

☒

currently used in a mitigation plan limiting the use of water under the right(s), or

☐

☒

currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe

7. MAP - ☒ Attach a map of the diversion, measurement, control and distribution system. Clearly label the map with township, range, section and $\frac{1}{4}$ $\frac{1}{4}$ of section information. The *Map Tool*, available at <http://maps.idwr.idaho.gov/TransferApplicationLayouts/> provides a satisfactory template for creating the required map.

8. SIGNATURE - The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

Diane Ricks

Signature of applicant or authorized agent

Diane Ricks

Print name and title if applicable

2/21/2013

Date

Signature of applicant or authorized agent

Print name and title if applicable

Date

9. FEE - ☒ The application filing fee provided in Section 42-221, Idaho Code, must be submitted with the application for transfer. The Application fee is based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The *Fee Schedule* is available at www.idwr.idaho.gov, *Water Right Transfers, Step 4* and in the *Application for Transfer Instructions*.

FOR DEPARTMENT USE ONLY

Transfer includes 2 pages of attachments.

Received by KJ/JRC

Date 2/21/2013

Fee paid \$200.00 Date 2/21/2013

Received by KJ

Receipt # E038427

Preliminary review completed by _____ Date _____

02-21-2013

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 32-2141 B

WATER RIGHT NUMBER: 32-2141 B

Owner Type: Name and Address
Current Owner DIANE SAUER
2104 SAUER FARMS RD
MONTEVIEW, ID 83435

Priority Date: 7/13/1955

Basis: Decreed

Status: Active

Source: Tributary:
GROUND WATER N/A

<u>Beneficial Use:</u>	<u>From / To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	12.060 CFS	2110.50 AF
	<u>Total Diversion</u>	12.060 CFS	2110.50 AF

Location of Point(s) of Diversion:

GROUND WATER	NWNENW	Sec. 31, Twp 09N, Rge 34E B.M. CLARK County
GROUND WATER	NWNWNW	Sec. 32, Twp 09N, Rge 34E B.M. CLARK County
GROUND WATER	NWSWSE	Sec. 31, Twp 09N, Rge 34E B.M. CLARK County
GROUND WATER	NWNESW	Sec. 31, Twp 09N, Rge 34E B.M. CLARK County

Place of Use:

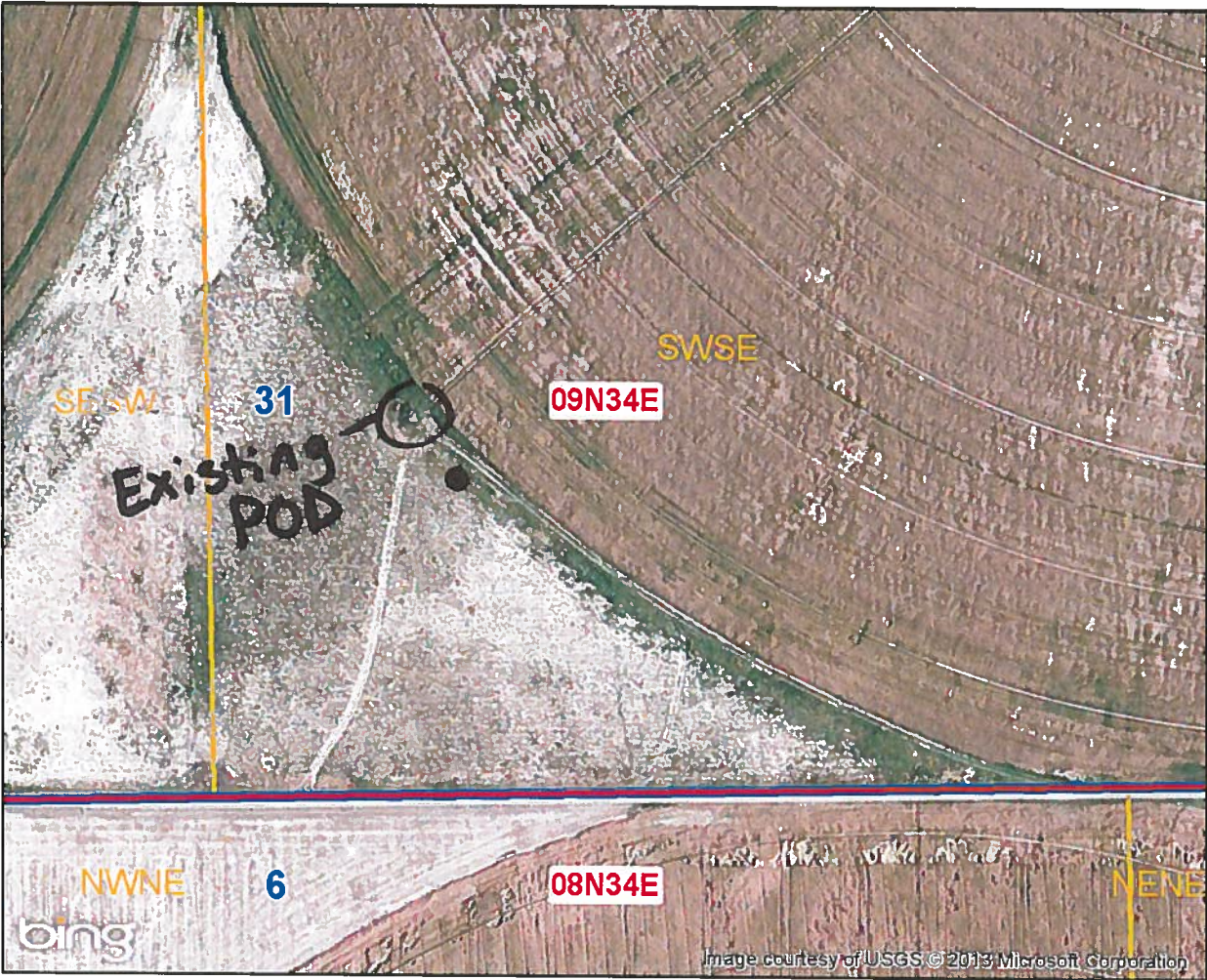
IRRIGATION within CLARK County

			NE				NW				SW				SE				Totals
Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09N	34E	31	35.0	10.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	39.0	39.0	40.0	40.0	40.0	40.0	603
								L1	L2			L3	L4						
Total Acres: 603.0																			

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. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
3. THE FOLLOWING RIGHTS ARE DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 32-02141B, 32-07099B.
4. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

Diane Ricks POD Transfer



Legend

-  Proposed POU
-  Township/Range
-  Sections
-  QQ

