

Transfer No. 78130

Receipt No. 5032795

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

RECEIVED**SEP 17 2012**DEPT. OF WATER RESOURCES
SOUTHERN REGION

1. Applicant Information ALAN J HARPER
2436 E 1850 S
MALTA ID 83342
(208)645-2333

BEVERLY K HARPER
2436 E 1850 S
MALTA ID 83342
(208)645-2333

Will this transfer result in an ownership change? X Yes No

2. Current Water Right**Part 2 Attached for Each Right**

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
43-13079	WR/Decreed	0.001			2.5	RAFT RIVER
43-13081	WR/Decreed	0.001			2.5	RAFT RIVER
43-13083	WR/Decreed	0.01			2.5	RAFT RIVER
43-13085	WR/Decreed	0.76			2.5	RAFT RIVER
43-13087	WR/Decreed	0.02			2.5	RAFT RIVER
43-13089	WR/Decreed	0.03			2.5	RAFT RIVER
43-13091	WR/Decreed	0.01			2.5	RAFT RIVER
43-13093	WR/Decreed	0.01			2.5	RAFT RIVER
43-13095	WR/Decreed	0.01			2.5	RAFT RIVER
43-13097	WR/Decreed	0.08			2.5	RAFT RIVER

3. Purpose of Transfer (Change Proposed)**Part 3A Attached for Each Proposed Right****Part 3B Attached for Each Split Right**

Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
43-13079	NO	NO	NO	YES	NO	NO
43-13081	NO	NO	NO	YES	NO	NO
43-13083	NO	NO	NO	YES	NO	NO
43-13085	NO	NO	NO	YES	NO	NO
43-13087	NO	NO	NO	YES	NO	NO
43-13089	NO	NO	NO	YES	NO	NO

43-13091	NO	NO	NO	YES	NO	NO
43-13093	NO	NO	NO	YES	NO	NO
43-13095	NO	NO	NO	YES	NO	NO
43-13097	NO	NO	NO	YES	NO	NO

Describe the reason for the proposed changes

This transfer application proposes to add a point of diversion on Raft River for better irrigation practice on the applicants farm

4. FOR CHANGES IN NATURE OF USE ONLY

A. Describe the expected quantity of the return flows and location of discharge after the proposed change

N/A

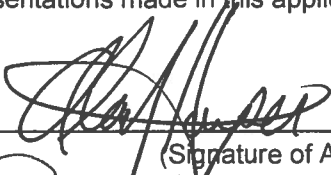
B. Describe the effects on other water uses resulting from the proposed change

None

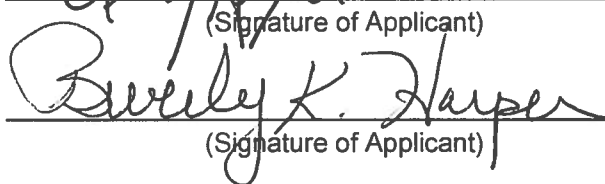
5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres	Volume
43-13079	0.00 cfs		2.5	
43-13081	0.00 cfs		2.5	
43-13083	0.01 cfs		2.5	
43-13085	0.76 cfs		2.5	
43-13087	0.02 cfs		2.5	
43-13089	0.03 cfs		2.5	
43-13091	0.01 cfs		2.5	
43-13093	0.01 cfs		2.5	
43-13095	0.01 cfs		2.5	
43-13097	0.08 cfs		2.5	
TOTAL	0.18 cfs		2.5	

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. 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 voiding its approval.



 (Signature of Applicant)



 (Signature of Applicant)

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

Current Water Right No. 43-13079

Priority Date: April 01, 1871

Origin: Water Right

Basis: Decreed

Status: Active

Source: RAFT RIVER

Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/30 07/01	0.001 CFS	
Total Diversion		0.001 CFS	

Source and Point(s) of Diversion:

RAFT RIVER NWSWNE Sec. 7 Twp 14S Rge 27E CASSIA County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S 27E 6													2.5				2.5

Total Acres: 2.5

Conditions/Remarks:

1. THIS RIGHT IS A SPLIT FROM FORMER RIGHT 43-11265.
2. RIGHT NOS. 43-13079, 43-13081, 43-13083, 43-13085, 43-13087, 43-13089, 43-13091, 43-13093, 43-13095, 43-13097, 43-13099 AND 43-13101 ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 2.5 ACRES IN A SINGLE IRRIGATION SEASON.
3. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
4. RIGHT NOS. 43-13079, 43-13081, 43-13083, 43-13085, 43-13087, 43-13089, 43-13091, 43-13093, 43-13095, 43-13099 AND 43-13101 ARE LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.10 CFS.
5. 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.

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Documentation of Ownership of the Current Place of Use
Warranty Deed

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?
Yes

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer
None

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?
NO

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

Current Water Right No. 43-13081

Priority Date: April 01, 1871

Origin: Water Right

Basis: Decreed

Status: Active

Source: RAFT RIVER

Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15 11/15	0.001 CFS	
	Total Diversion	0.001 CFS	

Source and Point(s) of Diversion:

RAFT RIVER NWSWNE Sec. 7 Twp 14S Rge 27E CASSIA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	27E	6																	2.5

Total Acres: 2.5

Conditions/Remarks:

- RIGHT NOS. 43-13079, 43-13081, 43-13083, 43-13085, 43-13087, 43-13089, 43-13091, 43-13093, 43-13095, 43-13097, 43-13099 AND 43-13101 ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 2.5 ACRES IN A SINGLE IRRIGATION SEASON.
- THIS RIGHT IS A SPLIT FROM FORMER RIGHT 43-11266.
- RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- RIGHT NOS. 43-13079, 43-13081, 43-13083, 43-13085, 43-13087, 43-13089, 43-13091, 43-13093, 43-13095, 43-13099 AND 43-13101 ARE LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.10 CFS.
- 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.

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Documentation of Ownership of the Current Place of Use
Warranty Deed

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?
Yes

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer
None

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?
NO

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

Current Water Right No. 43-13083

Priority Date: April 30, 1871

Origin: Water Right

Basis: Decreed

Status: Active

Source: RAFT RIVER

Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/30 07/01	0.01 CFS	
Total Diversion		0.01 CFS	

Source and Point(s) of Diversion:

RAFT RIVER NWSWNE Sec. 7 Twp 14S Rge 27E CASSIA County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S 27E 6													2.5				2.5

Total Acres: 2.5

Conditions/Remarks:

- RIGHT NOS. 43-13079, 43-13081, 43-13083, 43-13085, 43-13087, 43-13089, 43-13091, 43-13093, 43-13095, 43-13097, 43-13099 AND 43-13101 ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 2.5 ACRES IN A SINGLE IRRIGATION SEASON.
- RIGHT NOS. 43-13079, 43-13081, 43-13083, 43-13085, 43-13087, 43-13089, 43-13091, 43-13093, 43-13095, 43-13099 AND 43-13101 ARE LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.10 CFS.
- RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- THIS RIGHT IS A SPLIT FROM FORMER RIGHT 43-00165B.
- 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.

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Documentation of Ownership of the Current Place of Use
Warranty Deed

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?
Yes

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer
None

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?
NO

Transfer No. 78130

Receipt No. _____

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

Current Water Right No. 43-13085

Priority Date: April 01, 1871

Origin: Water Right

Basis: Decreed

Status: Active

Source: RAFT RIVER**Tributary:** SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 07/01	0.76 CFS	
	Total Diversion	0.76 CFS	

Source and Point(s) of Diversion:

RAFT RIVER NWSWNE Sec. 7 Twp 14S Rge 27E CASSIA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
14S	27E	6													2.5				2.5

Total Acres: 2.5

Conditions/Remarks:

- RIGHT NOS. 43-13079, 43-13081, 43-13083, 43-13085, 43-13087, 43-13089, 43-13091, 43-13093, 43-13095, 43-13097, 43-13099 AND 43-13101 ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 2.5 ACRES IN A SINGLE IRRIGATION SEASON.
- RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
- RIGHT NOS. 43-13079, 43-13081, 43-13083, 43-13085, 43-13087, 43-13089, 43-13091, 43-13093, 43-13095, 43-13099 AND 43-13101 ARE LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.10 CFS.
- 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.
- THIS RIGHT IS A SPLIT FROM FORMER RIGHT 43-10788.

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Documentation of Ownership of the Current Place of Use

Warranty Deed

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

Yes

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

None

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

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

Current Water Right No. 43-13087

Priority Date: April 01, 1879

Origin: Water Right

Basis: Decreed

Status: Active

Source: RAFT RIVER

Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	07/01 10/01	0.02 CFS	
	Total Diversion	0.02 CFS	

Source and Point(s) of Diversion:

RAFT RIVER NWSWNE Sec. 7 Twp 14S Rge 27E CASSIA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
14S	27E	6													2.5				2.5

Total Acres: 2.5

Conditions/Remarks:

1. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. RIGHT NOS. 43-13079, 43-13081, 43-13083, 43-13085, 43-13087, 43-13089, 43-13091, 43-13093, 43-13095, 43-13099 AND 43-13101 ARE LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.10 CFS.
3. THIS RIGHT IS A SPLIT FROM FORMER RIGHT 43-00168B.
4. 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.
5. RIGHT NOS. 43-13079, 43-13081, 43-13083, 43-13085, 43-13087, 43-13089, 43-13091, 43-13093, 43-13095, 43-13097, 43-13099 AND 43-13101 ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 2.5 ACRES IN A SINGLE IRRIGATION SEASON.

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Documentation of Ownership of the Current Place of Use
Warranty Deed

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?
Yes

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer
None

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?
NO

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

Current Water Right No. 43-13089

Priority Date: June 01, 1879

Origin: Water Right

Basis: Decreed

Status: Active

Source: RAFT RIVER

Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 10/01	0.03 CFS	
Total Diversion		0.03 CFS	

Source and Point(s) of Diversion:

RAFT RIVER NWSWNE Sec. 7 Twp 14S Rge 27E CASSIA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	27E	6													2.5				2.5

Total Acres: 2.5

Conditions/Remarks:

1. RIGHT NOS. 43-13079, 43-13081, 43-13083, 43-13085, 43-13087, 43-13089, 43-13091, 43-13093, 43-13095, 43-13097, 43-13099 AND 43-13101 ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 2.5 ACRES IN A SINGLE IRRIGATION SEASON
2. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
3. THIS RIGHT IS A SPLIT FROM FORMER RIGHT 43-00169D.
4. 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.
5. RIGHT NOS. 43-13079, 43-13081, 43-13083, 43-13085, 43-13087, 43-13089, 43-13091, 43-13093, 43-13095, 43-13099 AND 43-13101 ARE LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.10 CFS.

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Documentation of Ownership of the Current Place of Use
Warranty Deed

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

Yes

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

None

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

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

Current Water Right No. 43-13091

Priority Date: April 01, 1881

Origin: Water Right

Basis: Decreed

Status: Active

Source: RAFT RIVER

Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 10/01	0.005 CFS	
Total Diversion		0.005 CFS	

Source and Point(s) of Diversion:

RAFT RIVER NWSWNE Sec. 7 Twp 14S Rge 27E CASSIA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	27E	6													2.5				2.5

Total Acres: 2.5

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.
2. RIGHT NOS. 43-13079, 43-13081, 43-13083, 43-13085, 43-13087, 43-13089, 43-13091, 43-13093, 43-13095, 43-13099 AND 43-13101 ARE LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.10 CFS.
3. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
4. THIS RIGHT IS A SPLIT FROM FORMER RIGHT 43-00170B.
5. RIGHT NOS. 43-13079, 43-13081, 43-13083, 43-13085, 43-13087, 43-13089, 43-13091, 43-13093, 43-13095, 43-13097, 43-13099 AND 43-13101 ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 2.5 ACRES IN A SINGLE IRRIGATION SEASON.

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Documentation of Ownership of the Current Place of Use

Warranty Deed

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

Yes

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

None

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

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

Current Water Right No. 43-13093

Priority Date: April 01, 1879

Origin: Water Right

Basis: Decreed

Status: Active

Source: RAFT RIVER

Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 10/01	0.01 CFS	
	Total Diversion	0.01 CFS	

Source and Point(s) of Diversion:

RAFT RIVER NWSWNE Sec. 7 Twp 14S Rge 27E CASSIA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	27E	6													2.5				2.5

Total Acres: 2.5

Conditions/Remarks:

1. THIS RIGHT IS A SPLIT FROM FORMER RIGHT 43-00172B.
2. 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.
3. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
4. RIGHT NOS. 43-13079, 43-13081, 43-13083, 43-13085, 43-13087, 43-13089, 43-13091, 43-13093, 43-13095, 43-13099 AND 43-13101 ARE LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.10 CFS.
5. RIGHT NOS. 43-13079, 43-13081, 43-13083, 43-13085, 43-13087, 43-13089, 43-13091, 43-13093, 43-13095, 43-13097, 43-13099 AND 43-13101 ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 2.5 ACRES IN A SINGLE IRRIGATION SEASON.

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Documentation of Ownership of the Current Place of Use

Warranty Deed

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

Yes

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

None

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

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

Current Water Right No. 43-13095

Priority Date: April 01, 1882
Origin: Water Right
Basis: Decreed
Status: Active

Source: RAFT RIVER**Tributary:** SNAKE RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 10/01	0.01 CFS	
Total Diversion		0.01 CFS	

Source and Point(s) of Diversion:

RAFT RIVER NWSWNE Sec. 7 Twp 14S Rge 27E CASSIA County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S 27E 6													2.5				2.5

Total Acres: 2.5

Conditions/Remarks:

1. THIS RIGHT IS A SPLIT FROM FORMER RIGHT 43-00173B.
2. RIGHT NOS. 43-13079, 43-13081, 43-13083, 43-13085, 43-13087, 43-13089, 43-13091, 43-13093, 43-13095, 43-13099 AND 43-13101 ARE LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.10 CFS.
3. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
4. RIGHT NOS. 43-13079, 43-13081, 43-13083, 43-13085, 43-13087, 43-13089, 43-13091, 43-13093, 43-13095, 43-13097, 43-13099 AND 43-13101 ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 2.5 ACRES IN A SINGLE IRRIGATION SEASON.
5. 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.

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Documentation of Ownership of the Current Place of Use
Warranty Deed

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

Yes

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

None

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

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

Current Water Right No. 43-13097

Priority Date: December 12, 1911

Origin: Water Right

Basis: Decreed

Status: Active

Source: RAFT RIVER

Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15 11/15	0.08 CFS	
Total Diversion		0.08 CFS	

Source and Point(s) of Diversion:

RAFT RIVER NWSWNE Sec. 7 Twp 14S Rge 27E CASSIA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	27E	6													2.5				2.5

Total Acres: 2.5

Conditions/Remarks:

1. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. RIGHT NOS. 43-13079, 43-13081, 43-13083, 43-13085, 43-13087, 43-13089, 43-13091, 43-13093, 43-13095, 43-13097, 43-13099 AND 43-13101 ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 2.5 ACRES IN A SINGLE IRRIGATION SEASON.
3. 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.
4. THIS RIGHT IS A SPLIT FROM FORMER RIGHT 43-00178C.

Page 22

Documentation of Ownership of the Current Place of Use
Warranty Deed

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?
Yes

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer
None

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?
NO

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 43-13079

Priority Date: April 01, 1871

Origin: Water Right

Basis: Decreed

Status: Active

Source: RAFT RIVER

Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/30 07/01	0.001 CFS	
	Total Diversion	0.001 CFS	

Source and Point(s) of Diversion:

RAFT RIVER NENW Sec. 6 Twp 14S Rge 27E CASSIA County

RAFT RIVER NWSWNE Sec. 7 Twp 14S Rge 27E CASSIA County

Describe the proposed diversion system

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	27E	6													2.5				2.5

Total Acres: 2.5

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 43-13081

Priority Date: April 01, 1871

Origin: Water Right

Basis: Decreed

Status: Active

Source: RAFT RIVER

Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15 11/15	0.001 CFS	
	Total Diversion	0.001 CFS	

Source and Point(s) of Diversion:

RAFT RIVER NENW Sec. 6 Twp 14S Rge 27E CASSIA County

RAFT RIVER NWSWNE Sec. 7 Twp 14S Rge 27E CASSIA County

Describe the proposed diversion system

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
14S	27E	6													2.5				2.5

Total Acres: 2.5

Transfer No. 78130
 Receipt No. _____

**IDAHO DEPARTMENT OF WATER RESOURCES
 APPLICATION FOR TRANSFER OF WATER RIGHT
 PART 3A**

Proposed Water Right No. 43-13083

Priority Date: April 30, 1871

Origin: Water Right

Basis: Decreed

Status: Active

Source: RAFT RIVER

Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/30 07/01	0.01 CFS	
	Total Diversion	0.01 CFS	

Source and Point(s) of Diversion:

RAFT RIVER NENW Sec. 6 Twp 14S Rge 27E CASSIA County

RAFT RIVER NWSWNE Sec. 7 Twp 14S Rge 27E CASSIA County

Describe the proposed diversion system

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	27E	6													2.5				2.5

Total Acres: 2.5

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 43-13085

Priority Date: April 01, 1871

Origin: Water Right

Basis: Decreed

Status: Active

Source: RAFT RIVER

Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 07/01	0.76 CFS	
	Total Diversion	0.76 CFS	

Source and Point(s) of Diversion:

RAFT RIVER NENW Sec. 6 Twp 14S Rge 27E CASSIA County

RAFT RIVER NWSWNE Sec. 7 Twp 14S Rge 27E CASSIA County

Describe the proposed diversion system

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
14S	27E	6													2.5				2.5

Total Acres: 2.5

Transfer No. 78130

Receipt No. _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 43-13087

Priority Date: April 01, 1879

Origin: Water Right

Basis: Decreed

Status: Active

Source: RAFT RIVER**Tributary:** SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	07/01 10/01	0.02 CFS	
	Total Diversion	0.02 CFS	

Source and Point(s) of Diversion:

RAFT RIVER NENW Sec. 6 Twp 14S Rge 27E CASSIA County

RAFT RIVER NWSWNE Sec. 7 Twp 14S Rge 27E CASSIA County

Describe the proposed diversion system**PLACE OF USE:** IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
14S	27E	6													2.5				2.5

Total Acres: 2.5

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 43-13089

Priority Date: June 01, 1879

Origin: Water Right

Basis: Decreed

Status: Active

Source: RAFT RIVER

Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 10/01	0.03 CFS	
	Total Diversion	0.03 CFS	

Source and Point(s) of Diversion:

RAFT RIVER NENW Sec. 6 Twp 14S Rge 27E CASSIA County

RAFT RIVER NWSWNE Sec. 7 Twp 14S Rge 27E CASSIA County

Describe the proposed diversion system

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
14S	27E	6													2.5				2.5

Total Acres: 2.5

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 43-13091

Priority Date: April 01, 1881

Origin: Water Right

Basis: Decreed

Status: Active

Source: RAFT RIVER

Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 10/01	0.005 CFS	
	Total Diversion	0.005 CFS	

Source and Point(s) of Diversion:

RAFT RIVER NENW Sec. 6 Twp 14S Rge 27E CASSIA County

RAFT RIVER NWSWNE Sec. 7 Twp 14S Rge 27E CASSIA County

Describe the proposed diversion system

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
14S	27E	6													2.5				2.5

Total Acres: 2.5

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 43-13093

Priority Date: April 01, 1879

Origin: Water Right

Basis: Decreed

Status: Active

Source: RAFT RIVER

Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 10/01	0.01 CFS	
	Total Diversion	0.01 CFS	

Source and Point(s) of Diversion:

RAFT RIVER NENW Sec. 6 Twp 14S Rge 27E CASSIA County

RAFT RIVER NWSWNE Sec. 7 Twp 14S Rge 27E CASSIA County

Describe the proposed diversion system

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
14S	27E	6													2.5				2.5

Total Acres: 2.5

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 43-13095

Priority Date:

Origin: Water Right

Basis: Decreed

Status: Active

Source: RAFT RIVER

Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 10/01	0.01 CFS	
	Total Diversion	0.01 CFS	

Source and Point(s) of Diversion:

RAFT RIVER NENW Sec. 6 Twp 14S Rge 27E CASSIA County

RAFT RIVER NWSWNE Sec. 7 Twp 14S Rge 27E CASSIA County

Describe the proposed diversion system

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	27E	6													2.5				2.5

Total Acres: 2.5

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 43-13097

Priority Date: December 12, 1911

Origin: Water Right

Basis: Decreed

Status: Active

Source: RAFT RIVER

Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15 11/15	0.08 CFS	
	Total Diversion	0.08 CFS	

Source and Point(s) of Diversion:

RAFT RIVER NENW Sec. 6 Twp 14S Rge 27E CASSIA County

RAFT RIVER NWSWNE Sec. 7 Twp 14S Rge 27E CASSIA County

Describe the proposed diversion system

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
14S	27E	6													2.5				2.5

Total Acres: 2.5

RECEIVED

SEP 20 2012

DEPT. OF WATER RESOURCES
SOUTHERN REGION

The Grantor shall and will warrant and by these presents will forever defend the said premises in the quiet and peaceable possession of the Grantee, and the heirs and assigns of Grantee against all and every person and persons whomsoever lawfully claiming the same, except as aforesaid.

IN WITNESS WHEREOF, the Grantor has executed this Deed the day and year first above written.

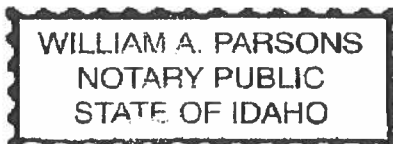
GRANTOR

ESTATE OF ELMO ELISON
& LOUISE ELISON aka LOUISE M. ELISON

BY Richard Ward
RICHARD WARD
Personal Representative

STATE OF IDAHO)
) ss
County of Cassia)

On this 31 day of March, in the year 2009, before me, the undersigned, a Notary Public in and for said State, personally appeared **RICHARD WARD**, known or identified to me to be the person whose name is subscribed to the within instrument as the Personal Representative of the Estate of Elmo Elison, and acknowledged to me that he subscribed his name as Personal Representative. & Louise Elison aka Louise M. Elison



William A. Parsons
Notary Public for Idaho
Residing at: Burley
Comm. Exp.: 7/20/2010

(WardRichard\WardHarperWD.doc)

PARSONS, SMITH & STONE, LLP
LAWYERS
BURLEY, IDAHO

RECEIVED**SEP 20 2012****DEPT. OF WATER RESOURCES
SOUTHERN REGION**

Part of the SE $\frac{1}{4}$ of Section 6 of Township 14 South, Range 27 East of the Boise Meridian, Cassia County, State of Idaho.

Beginning at the East $\frac{1}{4}$ Section corner of Section 6 of T.14 S., R.27 E., B.M. said corner marked by a 5/8" rebar; Thence South 00 degrees 11 minutes 59 seconds West along the east line of Section 6 for a distance of 680.51 feet to the Point of Beginning;

THENCE South 00 degrees 11 minutes 59 seconds West along the east line of Section 6 for a distance of 404.63 feet;

THENCE North 89 degrees 30 minutes 03 seconds West for a distance of 315.75 feet;

THENCE North 00 degrees 11 minutes 59 seconds East for a distance of 403.59 feet to a $\frac{1}{2}$ " rebar;

THENCE South 89 degrees 41 minutes 23 seconds East for a distance of 286.82 feet to a $\frac{1}{2}$ " rebar;

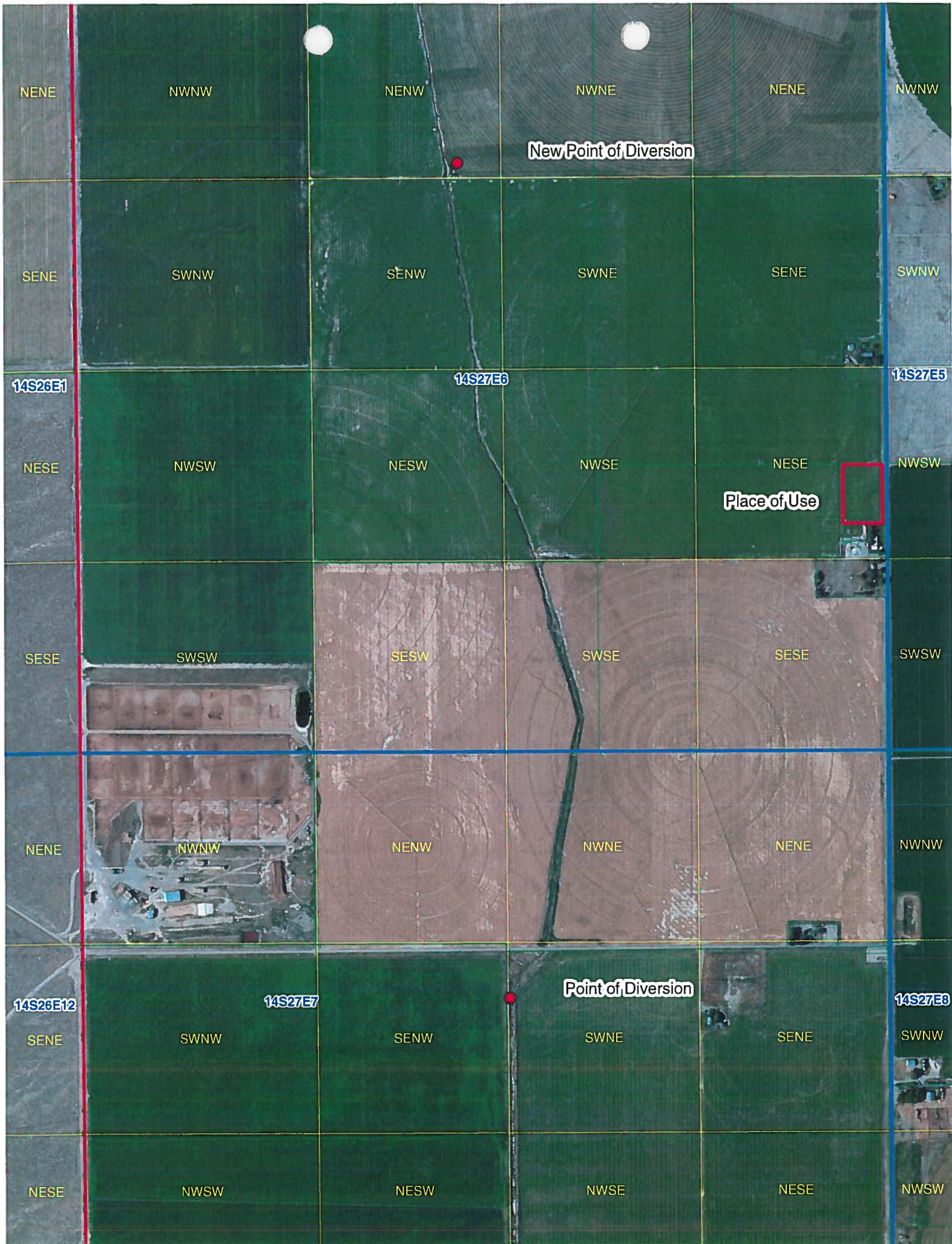
THENCE South 89 degrees 41 minutes 23 seconds East for a distance of 28.93 feet to the Point of Beginning.

Excepting therefrom that portion deeded to the Raft River Highway District by Right-of-Way Deed dated July 3, 1940 and recorded June 19, 1964 as Instrument No. 19190 records of Cassia County, Idaho.

Sometimes referred to as Parcel No. 11 on Desert West Land Surveys Job No. 8786-09B1

EXHIBIT A

To Ward-Harper Warranty Deed



D. L. Evans Bank

"Idaho's Hometown Community Bank Since 1904"



RECEIVED

SEP 24 2012

**DEPT. OF WATER RESOURCES
SOUTHERN REGION**

September 21, 2012

Alan Harper
2436 East 1850 South
Malta, Idaho 83342

Re: New Water Diversion on the Raft River; Malta, Idaho.

Dear Alan:

As per our conversation on 09/21/2012 about the new water diversion on the Raft River located in Malta, Idaho.

Please know that D. L. Evans Bank as lien holder is in concurrence with your request to the Idaho Department of Water Resources to allow a new diversion to accommodate your farm property in Malta, Idaho.

If you have any questions or concerns, please feel free to contact me.

Sincerely,

D. L. Evans Bank

Dell N. Mitchell
VP/Manager
Albion, Idaho

DM/kea



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

October 12, 2012

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

ALAN J HARPER
BEVERLY K HARPER
2436 E 1850 S
MALTA, ID 83342

RE: Transfer No. 77869

Water Right No(s). 43-10384, 43-10380, 43-11251, 43-11252, 43-11253, 43-165A, 43-11254, 43-11255, 43-11256, 43-11269, 43-11270, 43-168A, 43-169C, 43-170A, 43-171A, 43-172A, 43-173A, 43-178J, 43-10086, 43-12941, 43-12944, 43-12996, 43-12997, 43-12998, 43-12999, 43-13000, 43-13001, 43-13002, 43-13003, 43-13078, 43-13080, 43-13082, 43-13084, 43-13086, 43-13088, 43-13090, 43-13092, 43-13094, 43-13096, 43-13060

RE: Transfer No. 78130

Water Right No(s). 43-13079, 43-13081, 43-13083, 43-13085, 43-13087, 43-13089, 43-13091, 43-13093, 43-13095, 43-13097

Dear Applicant(s):

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the **TIMES NEWS on 10/18/2012 and 10/25/2012**. Protests to this application may be submitted for a period ending ten (10) days after the second publication (**November 5, 2012**).

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,

Denise Maline
Administrative Assistant

Maline, Denise

From: Maline, Denise
Sent: Friday, October 12, 2012 8:54 AM
To: Times News
Subject: LEGAL NOTICE
Attachments: Times News Cover Letter.docx; Times News Ad.docx

Attached please find (1) legal notice being submitted for publication on October 18th & 25th, 2012. Please contact me if you have any questions, or if you are not able to run the ad on the dates requested.

Thank you in advance,

Denise Maline
Administrative Assistant
Idaho Dept of Water Resources
1341 Fillmore St, Ste 200
Twin Falls, ID 83301
(208) 736-3033
denise.maline@idwr.idaho.gov

October 12, 2012

LEGAL NOTICE DEPARTMENT
TIMES NEWS
PO BOX 548
TWIN FALLS, ID 83303-0548

RE: Application For Permit No.(s): 47-17588

RE: Transfer No. 74994
Water Right No(s): 37-4097

RE: Transfer No. 77869
Water Right No(s): 43-10384, 43-10380, 43-11251, 43-11252, 43-11253, 43-165A, 43-11254, 43-11255, 43-11256, 43-11269, 43-11270, 43-168A, 43-169C, 43-170A, 43-171A, 43-172A, 43-173A, 43-178J, 43-10086, 43-12941, 43-12944, 43-12996, 43-12997, 43-12998, 43-12999, 43-13000, 43-13001, 43-13002, 43-13003, 43-13078, 43-13080, 43-13082, 43-13084, 43-13086, 43-13088, 43-13090, 43-13092, 43-13094, 43-13096, 43-13060

RE: Transfer No. 78130
Water Right No(s): 43-13079, 43-13081, 43-13083, 43-13085, 43-13087, 43-13089, 43-13091, 43-13093, 43-13095, 43-13097

RE: Transfer No. 78168
Water Right No(s): 45-2601, 45-2641

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 November 5, 2012. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

47-17588

EVELYN L POPPAY

4586 RIVER RD

BUHL, ID 83316

Point of Diversion SENE S9 T09S R14E TWIN FALLS County Source WASTE WATER Tributary DEEP CREEK

Use: DOMESTIC 03/15 to 11/15 0.02 CFS

Total Diversion: 0.02 CFS

Date Filed: 9/24/2012

Place Of Use: DOMESTIC

T09S R14E S9 SENE

Application proposes diverting up to 0.02 cfs of wastewater for domestic purposes (irrigation not to exceed 0.5 acres in connection with a home) on property located along River Road approximately 4.0 miles north and 2.6 miles west of the center of Buhl.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 74994**

ALEX ANHDER and HOLLY ANHDER, 117 N 2100 E, ROBERTS, ID 83444 has filed Application No. 74994 for changes to the following water rights within LINCOLN County(s): Right No(s). 37-4097. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes to change the points of diversion (POD) and nature of use for a one-acre portion (0.02 CFS) of wastewater irrigation/stockwater right 37-4097. Right 37-4097 currently provides for up to six acres of irrigation on ground located approximately 1.5 to 1.7 mi. S & 0.8 to 0.9 mi. W of Dietrich. Application proposes to cover wildlife storage uses for an existing pond within the current Place of Use (POU) by drying up approximately one acre of irrigation and change the POD to the location of the impoundment on the wastewater stream.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 77869**

ALAN J HARPER and BEVERLY K HARPER, 2436 E 1850 S, MALTA, ID 83342 has filed Application No. 77869 for changes to the following water rights within CASSIA County(s): Right No(s). 43-10384, 43-10380, 43-11251, 43-11252, 43-11253, 43-165A, 43-11254, 43-11255, 43-11256, 43-11269, 43-11270, 43-168A, 43-169C, 43-170A, 43-171A, 43-172A, 43-173A, 43-178J, 43-10086, 43-12941, 43-12944, 43-12996, 43-12997, 43-12998, 43-12999, 43-13000, 43-13001, 43-13002, 43-13003, 43-13078, 43-13080, 43-13082, 43-13084, 43-13086, 43-13088, 43-13090, 43-13092, 43-13094, 43-13096, 43-13060. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes to add a point of diversion for irrigation water rights diverted from Raft River by adding a new location downstream from the currently authorized diversions. The new proposed diversion will be located approximately 5.0 miles south and 1.0 mile east of Malta. The new proposed and currently authorized points of diversion will allow for up to 32.03 cfs to be diverted for the irrigation of up to 817 acres on an existing farm located approximately 4.0 to 6.0 miles south and 0.75 to 1.8 miles east of Malta.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 78130**

ALAN J HARPER and BEVERLY K HARPER, 2436 E 1850 S, MALTA, ID 83342 has filed Application No. 78130 for changes to the following water rights within CASSIA County(s): Right No(s). 43-13079, 43-13081, 43-13083, 43-13085, 43-13087, 43-13089, 43-13091, 43-13093, 43-13095, 43-13097. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes to add a point of diversion for irrigation water rights diverted from Raft River by adding a new location downstream from the currently authorized diversions. The new proposed diversion will be located approximately 5.0 miles south and 1.0 mile east of Malta. The new proposed and currently authorized points of diversion will allow for up to 0.18 cfs to be diverted for the irrigation of up to 2.5 acres on an existing farm located approximately 4.0 to 6.0 miles south and 0.75 to 1.8 miles east of Malta.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 78168**

CHRIS DRAKOS, PO BOX 793, BLACKFOOT, ID 83221 has filed Application No. 78168 for changes to the following water rights within CASSIA County(s): Right No(s). 45-2601, 45-2641. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes adding a new point of diversion (new well to be drilled) to two groundwater rights used to irrigate 639 acres on a farm located approximately 11.0 - 12.0 miles north and 4.0 - 5.0 miles east of Oakley. The new well will be located near the northwest corner of the farm and will be limited to a diversion rate of 4.0 cfs. In total, the new well and two existing wells on the farm will be limited to the currently authorized diversion of 5.24 cfs for the irrigation of 639 acres.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Southern Region office at (208) 736-3033; 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, Southern Region, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301 together with a protest fee of \$25.00 for each application on or before November 5, 2012. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on October 18th & 25th, 2012



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

October 12, 2012

RICK NEFF
WATER DISTRICT #43B
PO BOX 55
MALTA, ID 83342-0055

RE: Transfer No. 77869

Water Right No(s). 43-10384, 43-10380, 43-11251, 43-11252, 43-11253,
43-165A, 43-11254, 43-11255, 43-11256, 43-11269, 43-11270, 43-168A,
43-169C, 43-170A, 43-171A, 43-172A, 43-173A, 43-178J, 43-10086, 43-12941,
43-12944, 43-12996, 43-12997, 43-12998, 43-12999, 43-13000, 43-13001,
43-13002, 43-13003, 43-13078, 43-13080, 43-13082, 43-13084, 43-13086,
43-13088, 43-13090, 43-13092, 43-13094, 43-13096, 43-13060

RE: Transfer No. 78130

Water Right No(s). 43-13079, 43-13081, 43-13083, 43-13085, 43-13087,
43-13089, 43-13091, 43-13093, 43-13095, 43-13097

Dear Mr. Neff:

A copy of the above referenced application is enclosed. Please review the application, then complete the enclosed recommendation form and return it to this office within 21 days of the date of this letter. Due to the size of these transfers, they have been copied onto the enclosed CD for your review.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR's regional offices can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)



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IDAHO DEPT OF FISH & GAME
319 S 417 E
JEROME, ID 83338

RE: Transfer No. 78191
Water Right No(s). 37-22764

RE: Transfer 78192
Water Right No(s). 37-22765

RE: Transfer 78193
Water Right No(s). 37-22766

RE: Transfer No. 77869
Water Right No(s). 43-10384, 43-10380, 43-11251, 43-11252, 43-11253,
43-165A, 43-11254, 43-11255, 43-11256, 43-11269, 43-11270, 43-168A,
43-169C, 43-170A, 43-171A, 43-172A, 43-173A, 43-178J, 43-10086, 43-12941,
43-12944, 43-12996, 43-12997, 43-12998, 43-12999, 43-13000, 43-13001,
43-13002, 43-13003, 43-13078, 43-13080, 43-13082, 43-13084, 43-13086,
43-13088, 43-13090, 43-13092, 43-13094, 43-13096, 43-13060

RE: Transfer No. 78130
Water Right No(s). 43-13079, 43-13081, 43-13083, 43-13085, 43-13087,
43-13089, 43-13091, 43-13093, 43-13095, 43-13097

RE: Application for Permit No. 47-17588

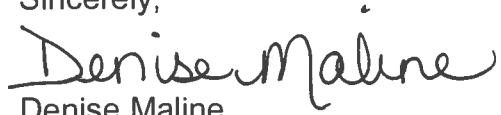
Dear Fish & Game:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right application. A copy of the application is enclosed for your reference. Please review the application, complete the enclosed recommendation form, and submit it to this office within 21 days. Due to the size of Transfer no(s). 77869 & 78130, they have been copied onto the enclosed CD for your review.

The Department can publish notice of the application as soon as the initial review is completed. Therefore, your prompt response to this request is appreciated. If your agency desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days after final publication (**November 5, 2012**).

Please contact this office if you have any questions regarding the application, or you may visit our website at www.idwr.idaho.gov .

Sincerely,

A handwritten signature in black ink that reads "Denise Maline". The signature is written in a cursive style with a large, stylized "M".

Denise Maline
Administrative Assistant

Enclosure(s)

cc: Tom Bassista, IDFG Idaho Falls