

RECEIVED

MAY 17 2012

**Department of Water Resources
Eastern Region**

STATE 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) JOHN ALDOUS Phone 208-940-0816
2. MAILING ADDRESS P.O. Box 44 City CARMEN
State IDAHO Zip 83462 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) 75-14287, 75-14289, 75-14283,
75-14285, 75-14365

- ☒ Attach a copy of the water right(s) as recorded, available at www.idaho.gov, *Water Right Transfers, Step 1*, or by contacting any Department office.

4. **TOTAL AMOUNT OF WATER** transferred is 8.56 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*.

[illegible]

MAY 07 2012

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

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

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State IDAHO Zip 83462 Email _____

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75-14285, 75-14365

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(diversion rate) (storage volume)

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- ☐ 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 #
22N	22E	2	3	NW	NE	NW	LEMHI	CARMEN CR.	CC9
22N	22E	2	—	SW	SW	NW	LEMHI	CARMEN CR.	CC7
23N	22E	36	—	NE	NW	SW	LEMHI	FREEMAN CR.	CC-FC 01

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:

NEW STEEL HEADGATES AND FISH SCREENS INSTALLED BY IDAHO FISH & GAME DEPT, SEE ATTACHED SHEET.

- b. Who owns the property at the point(s) of diversion? IDAHO FISH AND GAME EASEMENT.
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

ACCESS VIA EASEMENT.

- 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.

John Aldous
Signature of applicant or authorized agent

John Aldous/Owner
Print name and title if applicable

4/9/12
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](#).

FEE REMITTED BY IDF&C.

FOR DEPARTMENT USE ONLY

Transfer includes 17 pages of attachments. Received by Km Date 5-9-2012

Fee paid \$1,140 Date _____ Received by _____ Receipt # _____

Preliminary review completed by Km Date 5-9-2012

ATTACHMENT TO APPLICATION FOR TRANSFER
(Point of Diversion)

Name: JOHN ALDOUS

Right Numbers: 75-14287, 75-14289, 75-14283, 75-14285
75-14365

Note that this property is currently served by four Diversion Points, CC7, CC8 CC9, and CC ~~1~~, all indicated on each decreed right. In addition, a fifth diversion point and right on the opposite side of Carmen Creek serves an additional tract of Aldous property not involved with the rights affected by this transfer.

FC-01

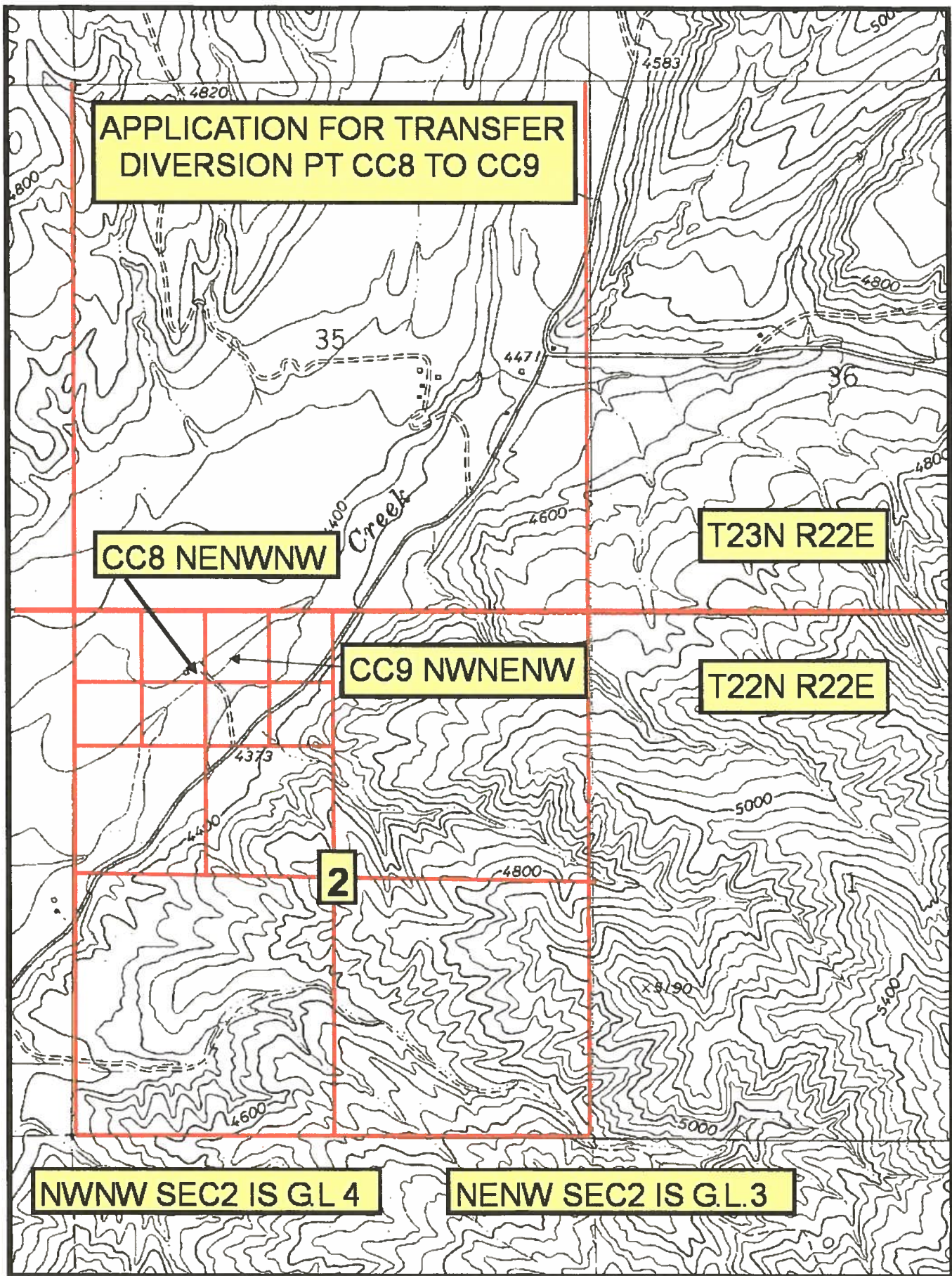
The diversion screening program by Idaho Fish & Game for the protection of salmon and steelhead fish has installed a steel headgate and screen at existing diversion point CC9, just upstream from CC8. A short crosscut pipe with steel gate and weir has been installed directly below the CC9 screen. It connects with the ditch from CC8 just below that diversion, which will be closed. Diversion point CC9 will now serve both ditches. Consequently, the diversion point for CC8 is no longer needed.

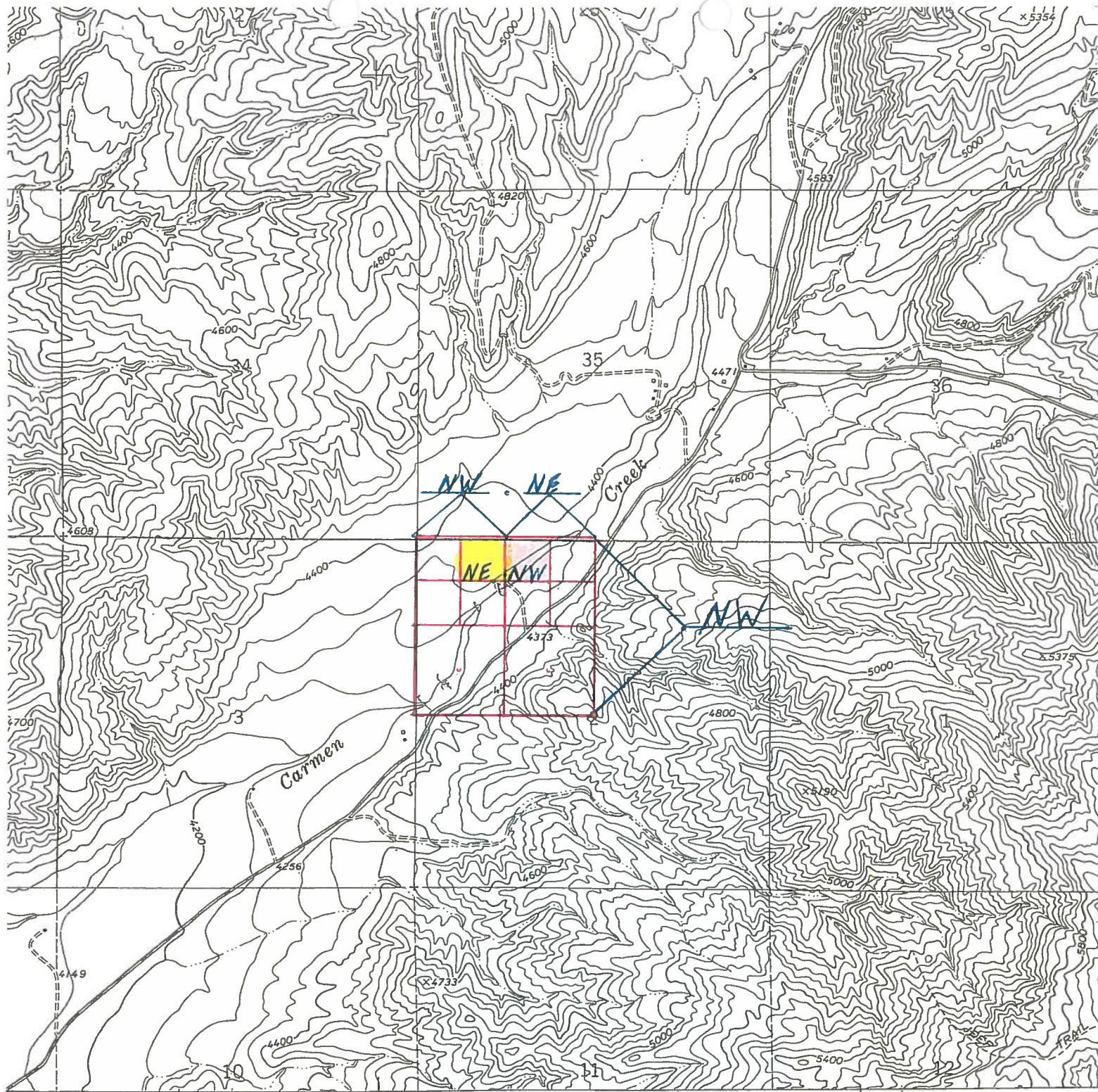
A new metal headgate and fish screen have been installed for CC7, further downstream from CC8 and CC9, but CC7 is not affected by the transfer. It serves the same rights as CC8 and CC9.

FC-01

A new metal headgate and fish screen have also been installed on CC ~~1~~, located in Freeman Creek (tributary to Carmen) upstream from CC8 and CC9. It serves the same rights as CC8 and CC9 but is not affected by the transfer.

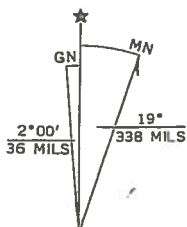
In sum, the consolidation of CC8 and CC9 reduces the number of diversion points by one. CC9 will now carry the combined CC8 and CC9 flow. CC7 will continue as before, as will CC *FC-01*.



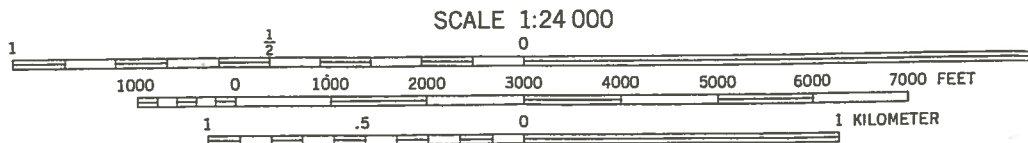


CARMEN 2.4 MI.
SALMON (VIA U.S. 93) 7 MI.

cal Survey



UTM GRID AND 1966 MAGNETIC NORTH
DECLINATION AT CENTER OF SHEET



CONTOUR INTERVAL 40 FEET
NATIONAL GEODETIC VERTICAL DATUM OF 1929

ATTACHMENT 7A

New PCP NW¹/₄, NE¹/₄, NW

THIS MAP COMPLIES WITH NATIONAL MAP ACCURACY STANDARDS
FOR SALE BY U. S. GEOLOGICAL SURVEY, DENVER, COLORADO 80225, OR RESTON, VIRGINIA 22
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

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Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/26/2012

WATER RIGHT NO. 75-14287

Owner Type	Name and Address
Current Owner	JOHN ALDOUS PO BOX 44 CARMEN, ID 83462 (208) 940-0816

Priority Date: 05/01/1875

Basis: Decreed

Status: Active

Source	Tributary
CARMEN CREEK	SALMON RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	1.11 CFS	
Total Diversion			1.11 CFS	

Location of Point(s) of Diversion:

CARMEN CREEK	NENW	Sec. 02	Township 22N	Range 22E	LEMHI County
CARMEN CREEK	SENWNW	Sec. 02	Township 22N	Range 22E	LEMHI County
CARMEN CREEK	SWSWNW	Sec. 02	Township 22N	Range 22E	LEMHI County
CARMEN CREEK	NENWSW	Sec. 36	Township 23N	Range 22E	LEMHI County

-9
-8
-7
Fremont } 1.11 cfs
214 ac

Place(s) of use:

Place of Use Legal Description: IRRIGATION LEMHI County

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Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
22N	22E	3		NESW	1		SWSW	4.7		SESW	32			
				NESE	0.8		NWSE	13		SWSE	28		SESE	0.5
		10		NWNE	34		SWNE	6.2						
				NENW	35		NWNW	0.8		SWNW	21		SENE	37

Total Acres: 214

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.	E56	The rights listed below are limited to the irrigation of a combined total of 214 acres in a single irrigation season. Combined Right Nos.: 75-14283, 75-14285, 75-14287, 75-14289 and 75-14365.
3.	U42	Place of use does not include federal public lands

Dates:

Licensed Date:

Decreed Date: 01/16/2009

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

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 214

Combined Volume Limit:

Combined Rate Limit:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

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Close

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Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/26/2012

WATER RIGHT NO. 75-14289

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JOHN ALDOUS PO BOX 44 CARMEN, ID 83462 (208) 940-0816

Priority Date: 05/01/1882

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
CARMEN 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	0.61 CFS	
Total Diversion			0.61 CFS	

Location of Point(s) of Diversion:

CARMEN CREEK	NENW Lt 3	Sec. 02	Township 22N	Range 22E	LEMHI County
CARMEN CREEK	SENWNW	Sec. 02	Township 22N	Range 22E	LEMHI County
CARMEN CREEK	SWSWNW	Sec. 02	Township 22N	Range 22E	LEMHI County
CARMEN CREEK	NENWSW	Sec. 36	Township 23N	Range 22E	LEMHI County

-9
-8
-7
Freeman } 0.61 cfs
214 ac

Place(s) of use:

Place of Use Legal Description: IRRIGATION LEMHI County

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Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
22N	22E	3		NESW	1		SWSW	4.7		SESW	32			
				NESE	0.8		NWSE	13		SWSE	28		SESE	0.5
		10		NWNE	34		SWNE	6.2						
				NENW	35		NWNW	0.8		SWNW	21		SENE	37

Total Acres: 214

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.	E56	The rights listed below are limited to the irrigation of a combined total of 214 acres in a single irrigation season. Combined Right Nos.: 75-14283, 75-14285, 75-14287, 75-14289 and 75-14365.
3.	U42	Place of use does not include federal public lands

Dates:

Licensed Date:

Decreed Date: 01/16/2009

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

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 214

Combined Volume Limit:

Combined Rate Limit:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

77937

Close

77937

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/26/2012

WATER RIGHT NO. 75-14283

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JOHN ALDOUS PO BOX 44 CARMEN, ID 83462 (208) 940-0816
Original Owner	HILLIARD H DAHLE

Priority Date: 05/01/1885

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
CARMEN 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	1.44 CFS	
Total Diversion			1.44 CFS	

Location of Point(s) of Diversion:

CARMEN CREEK	NENW Lt 3	Sec. 02	Township 22N	Range 22E	LEMHI County
CARMEN CREEK	SENWNW	Sec. 02	Township 22N	Range 22E	LEMHI County
CARMEN CREEK	SWSWNW	Sec. 02	Township 22N	Range 22E	LEMHI County
CARMEN CREEK	NENWSW	Sec. 36	Township 23N	Range 22E	LEMHI County

- cc 9
8
- 7
Freeman
1.44 cfs
214 ac

IRRIGATION Use:

Acre Limit: 145

77937

Place(s) of use:

Place of Use Legal Description: IRRIGATION LEMHI County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
22N	22E	3		NESW	1		SWSW	4.7		SESW	32			
				NESE	0.8		NWSE	13		SWSE	28		SESE	0.5
		10		NWNE	34		SWNE	6.2						
				NENW	35		NWNW	0.8		SWNW	21		SENE	37

Total Acres: 214

Conditions of Approval:

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2.	E56	The rights listed below are limited to the irrigation of a combined total of 214 acres in a single irrigation season. Combined Right Nos.: 75-14283, 75-14285, 75-14287, 75-14289 and 75-14365.
3.	C05	Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
4.	K06	This right is limited to the irrigation of 145 acres within the place of use described above in a single irrigation season.
5.	U42	Place of use does not include federal public lands

Dates:

Licensed Date:

Decreed Date: 01/16/2009

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

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 214

Combined Volume Limit:

Combined Rate Limit:

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Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Close

77937

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/26/2012

WATER RIGHT NO. 75-14285

1588
14285

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JOHN ALDOUS PO BOX 44 CARMEN, ID 83462 (208) 940-0816
Original Owner	JOHN PALMER

Priority Date: 05/01/1888

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
CARMEN 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	1.91 CFS	
Total Diversion			1.91 CFS	

Location of Point(s) of Diversion:

CARMEN CREEK	SWSWNE	Sec. 02	Township 22N	Range 22E	LEMHI County
CARMEN CREEK	NENW Lt 3	Sec. 02	Township 22N	Range 22E	LEMHI County
CARMEN CREEK	SENWNW	Sec. 02	Township 22N	Range 22E	LEMHI County
CARMEN CREEK	NENWSW	Sec. 36	Township 23N	Range 22E	LEMHI County

? - error SWSW NW - 7
9
82
- Freeman
1.91 cfs
214 ac

IRRIGATION Use:

Acre Limit: 145

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Place(s) of use:

Place of Use Legal Description: IRRIGATION LEMHI County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
22N	22E	3		NESW	1		SWSW	4.7		SESW	32			
				NESE	0.8		NWSE	13		SWSE	28		SESE	0.5
		10		NWNE	34		SWNE	6.2						
				NENW	35		NWNW	0.8		SWNW	21		SENW	37

Total Acres: 214

Conditions of Approval:

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5.	U42	Place of use does not include federal public lands

Dates:

Licensed Date:

Decreed Date: 01/16/2009

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

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 214

Combined Volume Limit:

Combined Rate Limit:

77937

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

77937

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/26/2012

WATER RIGHT NO. 75-14365

Owner Type	Name and Address
Current Owner	JOHN ALDOUS PO BOX 44 CARMEN, ID 83462 (208) 940-0816

Priority Date: 04/01/1915

Basis: Decreed

Status: Active

Source	Tributary
CARMEN CREEK	SALMON RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	3.49 CFS	
Total Diversion			3.49 CFS	

Location of Point(s) of Diversion:

CARMEN CREEK	NENW Lt 3	Sec. 02	Township 22N	Range 22E	LEMHI County
CARMEN CREEK	SENWNW	Sec. 02	Township 22N	Range 22E	LEMHI County
CARMEN CREEK	SWSWNW	Sec. 02	Township 22N	Range 22E	LEMHI County

Place(s) of use:

Place of Use Legal Description: IRRIGATION LEMHI County

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1915
Same as 1888
Does not include
freedom
14365

3.49
3.49 cfs
214 ac
9
8
-7
Det freedom
on this one

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
22N	22E	3		NESW	1		SWSW	4.7		SESW	32			
				NESE	0.8		NWSE	13		SWSE	28		SESE	0.5
		10		NWNE	34		SWNE	6.2						
				NENW	35		NWNW	0.8		SWNW	21		SENW	37

Total Acres: 214

Conditions of Approval:

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3.	U42	Place of use does not include federal public lands

Dates:

Licensed Date:

Decreed Date: 01/16/2009

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

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 214

Combined Volume Limit:

Combined Rate Limit:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

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