

Transfer No. 77717

Receipt No. W040055

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

1. Applicant Information PAULA BRACKETT
FLAT CREEK RANCH
ROGERSON ID 83302
(208)857-2217

And

BERT BRACKETT
FLAT CREEK RANCH
ROGERSON ID 83302
(208)857-2217

Will this transfer result in an ownership change? _____ Yes ☒ No

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

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
51-107	WR/Decreed	1.40		80.2	207.9	BIG FLAT CREEK, LITTLE SPRING CREEK
51-108	WR/Decreed	2.60		127.7	207.9	BIG FLAT CREEK, LITTLE SPRING CREEK
51-10180	WR/Beneficial Use	4.16			207.9	BIG FLAT CREEK, LITTLE SPRING CREEK

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
51-107	NO	YES	NO	NO	NO	NO
51-108	NO	YES	NO	NO	NO	NO
51-10180	NO	YES	NO	NO	NO	NO

Describe the reason for the proposed changes

to correct the Little Spring Creek point of diversion to reflect the actual current location.

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

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

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APR 09 2012

WATER RESOURCES
WESTERN REGION

5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres	Volume
51-107	1.40 cfs	80.2	207.9	
51-108	2.60 cfs	127.7	207.9	
51-10180	4.16 cfs		207.9	
TOTAL	8.16 cfs		207.9	

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PART 1**

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)

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Receipt No. _____IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

Current Water Right No. 51-107

Priority Date: April 01, 1918
Origin: Water Right
Basis: Decreed
Status: ActiveSource: BIG FLAT CREEK Tributary: CLOVER CREEK
 LITTLE SPRING CREEK BIG FLAT CREEK

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01 10/31	1.40 CFS		
	Total Diversion	1.40 CFS		

Source and Point(s) of Diversion:

BIG FLAT CREEK	SWSWSE	Sec. 25 Twp 15S	Rge 10E	OWYHEE County
LITTLE SPRING CREEK	NWNENW	Sec. 36 Twp 15S	Rge 10E	OWYHEE County
BIG FLAT CREEK	NWSW	Sec. 31 Twp 15S	Rge 11E	OWYHEE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
15S	10E	25											18.0	38.0			24.0		80.0
15S	10E	26															.2		.2
15S	10E	36	6.0	39.0	33.0	20.0	24.0			3.0					2.7				127.7

Total Acres: 207.9

Conditions/Remarks:

- 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. USE OF THIS RIGHT WITH RIGHT NO. 51-00108 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.0 CFS.
USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 8.16 CFS. COMBINED RIGHT NOS.: 51-00108 & 51-10180.
3. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 80.2 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 207.9 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 51-00108 AND 51-10180.
4. RIGHT INCLUDES ACCOMPLISHED CHANGE IN SOURCE PURSUANT TO SECTION 42-1425, IDAHO CODE.
5. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Documentation of Ownership of the Current Place of Use
IDWR records

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?
NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer
no change

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

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

Current Water Right No. 51-108

Priority Date: April 01, 1885

Origin: Water Right

Basis: Decreed

Status: Active

Source: BIG FLAT CREEK
LITTLE SPRING CREEK**Tributary:** CLOVER CREEK
BIG FLAT CREEK

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
STOCKWATER	1/01 12/31	0.20 CFS		
IRRIGATION	4/01 10/31	2.60 CFS		
	Total Diversion	2.60 CFS		

Source and Point(s) of Diversion:

BIG FLAT CREEK SWSWSE Sec. 25 Twp 15S Rge 10E OWYHEE County

LITTLE SPRING CREEK NWNENW Sec. 36 Twp 15S Rge 10E OWYHEE County

BIG FLAT CREEK NWSW Sec. 31 Twp 15S Rge 11E OWYHEE 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	
15S 10E 25											18.0	38.0				24.0	80.0
15S 10E 26																.2	.2
15S 10E 36	6.0	39.0	33.0	20.0	24.0			3.0					2.7				127.7

Total Acres: 207.9

Conditions/Remarks:

- 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. USE OF THIS RIGHT WITH RIGHT NO. 51-00107 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.0 CFS.
USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 8.16 CFS. COMBINED RIGHT NOS.: 51-00107 & 51-10180.
3. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 127.7 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 207.9 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 51-00107 AND 51-10180.
4. RIGHT INCLUDES ACCOMPLISHED CHANGE IN SOURCE PURSUANT TO SECTION 42-1425, IDAHO CODE.
5. STOCKWATER, 950 RANGE CATTLE
6. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Documentation of Ownership of the Current Place of Use
IDWR records

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?
NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer
no change

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

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

Current Water Right No. 51-10180

Priority Date: April 01, 1934

Origin: Water Right

Basis: Decreed

Status: Active

Source: BIG FLAT CREEK
LITTLE SPRING CREEK

Tributary: CLOVER CREEK
BIG FLAT CREEK

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01 10/31	4.16 CFS		
	Total Diversion	4.16 CFS		

Source and Point(s) of Diversion:

BIG FLAT CREEK SWSWSE Sec. 25 Twp 15S Rge 10E OWYHEE County

LITTLE SPRING CREEK NWNENW Sec. 36 Twp 15S Rge 10E OWYHEE County

BIG FLAT CREEK NWSW Sec. 31 Twp 15S Rge 11E OWYHEE 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	
15S	10E	25									18.0	38.0				24.0		80.0	
15S	10E	26														.2		.2	
15S	10E	36	6.0	39.0	33.0	20.0	24.0			3.0					2.7			127.7	

Total Acres: 207.9

Conditions/Remarks:

- 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.
- USE OF THIS RIGHT WITH RIGHT NO. 51-00108 & 51-00107 IS LIMITED TO TOTAL COMBINED DIVERSION RATE OF 8.16 CFS.

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3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 207.9 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 51-00107 AND 51-00108.
4. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 51-00107 & 51-00108.

Documentation of Ownership of the Current Place of Use
IDWR records

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

NO

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

no change

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. 51-107

Priority Date: April 01, 1918

Origin: Water Right

Basis: Decreed

Status: Active

Source: BIG FLAT CREEK
LITTLE SPRING CREEK**Tributary:** CLOVER CREEK
BIG FLAT CREEK

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	1.40 CFS		
	Total Diversion	1.40 CFS		

Source and Point(s) of Diversion:

BIG FLAT CREEK	SWSWSE	Sec. 25 Twp 15S Rge 10E OWYHEE County
LITTLE SPRING CREEK	NENW	Sec. 36 Twp 15S Rge 10E OWYHEE County
BIG FLAT CREEK	NWSW	Sec. 31 Twp 15S Rge 11E OWYHEE County

Describe the proposed diversion system

Point of Diversion # 1 CHECKDAMS & DITCHES
Point of Diversion # 2 CHECKDAMS & DITCHES

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	
15S 10E 25											18.0	38.0			24.0		80.0
15S 10E 26																.2	.2
15S 10E 36	6.0	39.0	33.0	20.0	24.0			3.0					2.7				127.7

Total Acres: 207.9

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

Proposed Water Right No. 51-108

Priority Date: April 01, 1885

Origin: Water Right

Basis: Decreed

Status: Active

Source: BIG FLAT CREEK
LITTLE SPRING CREEK

Tributary: CLOVER CREEK
BIG FLAT CREEK

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
STOCKWATER	1/01 12/31	0.20 CFS		
IRRIGATION	4/01 10/31	2.60 CFS		
	Total Diversion	2.60 CFS		

Source and Point(s) of Diversion:

BIG FLAT CREEK	SWSWSE	Sec. 25 Twp 15S	Rge 10E	OWYHEE County
LITTLE SPRING CREEK	NENW	Sec. 36 Twp 15S	Rge 10E	OWYHEE County
BIG FLAT CREEK	NWSW	Sec. 31 Twp 15S	Rge 11E	OWYHEE County

Describe the proposed diversion system

Point of Diversion # 1 CHECKDAMS & DITCHES

Point of Diversion # 2 CHECKDAMS & DITCHES

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	
15S 10E 25									18.0	38.0					24.0		80.0
15S 10E 26																.2	.2
15S 10E 36	6.0	39.0	33.0	20.0	24.0			3.0					2.7				127.7

Total Acres: 207.9

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

Proposed Water Right No. 51-10180

Priority Date: April 01, 1934

Origin: Water Right

Basis: Decreed

Status: Active

Source: BIG FLAT CREEK
LITTLE SPRING CREEK

Tributary: CLOVER CREEK
BIG FLAT CREEK

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01 10/31	4.16 CFS		
	Total Diversion	4.16 CFS		

Source and Point(s) of Diversion:

BIG FLAT CREEK	SWSWSE	Sec. 25 Twp 15S Rge 10E OWYHEE County
LITTLE SPRING CREEK	NENW	Sec. 36 Twp 15S Rge 10E OWYHEE County
BIG FLAT CREEK	NWSW	Sec. 31 Twp 15S Rge 11E OWYHEE County

Describe the proposed diversion system

Point of Diversion # 1 CHECKDAMS & DITCHES

Point of Diversion # 2 CHECKDAMS & DITCHES

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	
15S	10E	25									18.0	38.0					24.0		80.0
15S	10E	26																.2	.2
15S	10E	36	6.0	39.0	33.0	20.0	24.0			3.0					2.7				127.7

Total Acres: 207.9

