



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region, 900 North Skyline Drive, Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

June 5, 2012

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

WILLIAM W CLEMENTZ
PO BOX 225
CARMEN ID 83462

RE: Application for Transfer No.: 77924
Water Right No(s): 75-69S 75-70T 75-10061AE 75-10062AC
Withdrawal of Application

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your withdrawal of the application for transfer referenced above. The withdrawal removes your application from any further consideration or action by the Department.

No fees were collected, so no refund request will be submitted.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

A handwritten signature in blue ink that reads "Sharla Cox". The signature is written in a cursive style with a large, looping initial 'S'.

Sharla Cox
Administrative Assistant

RECEIVED

MAY 31 2012

Department of Water Resources
Eastern Region

**WITHDRAWAL
OF
APPLICATION FOR TRANSFER OF WATER RIGHT(S)**

I/We, William W. Clementz and _____,
(Applicant's Printed Name) (Applicant's Printed Name)

_____ and _____,
(Applicant's Printed Name) (Applicant's Printed Name)

hereby withdraw our Application for Transfer No. 77924 of Water Right

No(s). 75-69S, 75-70T, 75-10061 AE, 75-10062 AC.

Signed this 30 day of May, 20 12.

William W. Clementz
(Signature/Title of Applicant)

(Signature/Title of Applicant)

(Signature/Title of Applicant)

(Signature/Title of Applicant)

RECEIVED

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

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) WILLIAM W. CLEMENT 2 Phone 208-756-2347
2. MAILING ADDRESS P.O. Box 225, CARMEN, ID 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) 75-695, 75-707, 75-10061AE,
75-10062AC

☐ 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 0.04 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 #
22N	R223	2	3	NW	NE	NW	LEMHI	CARMEN CR.	CC-9

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:

IDFIC SCREEN AND HEADGATE AND HEADGATE/WEIR FOR CROSS-CONNECTION TO C-8 DITCH. LOCKABLE GATES.

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

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

IDFIC LEASEMENT OR UP DITCH.

- 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. SEE ALSO ATTACHED DESCRIPTION (NARRATIVE) AND PHOTOS.
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.

William W. Clementz
Signature of applicant or authorized agent

WILLIAM W. CLEMENTZ
Print name and title if applicable

3/21/12
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 IDFIC.

FOR DEPARTMENT USE ONLY

Transfer includes 15 pages of attachments. Received by Km Date 5-9-2012

Fee paid \$200.00 Date _____ Received by _____ Receipt # _____

Preliminary review completed by Km Date 5-9-2012

WITHDRAWN

ATTACHMENT TO APPLICATION FOR TRANSFER
(Point of Diversion)

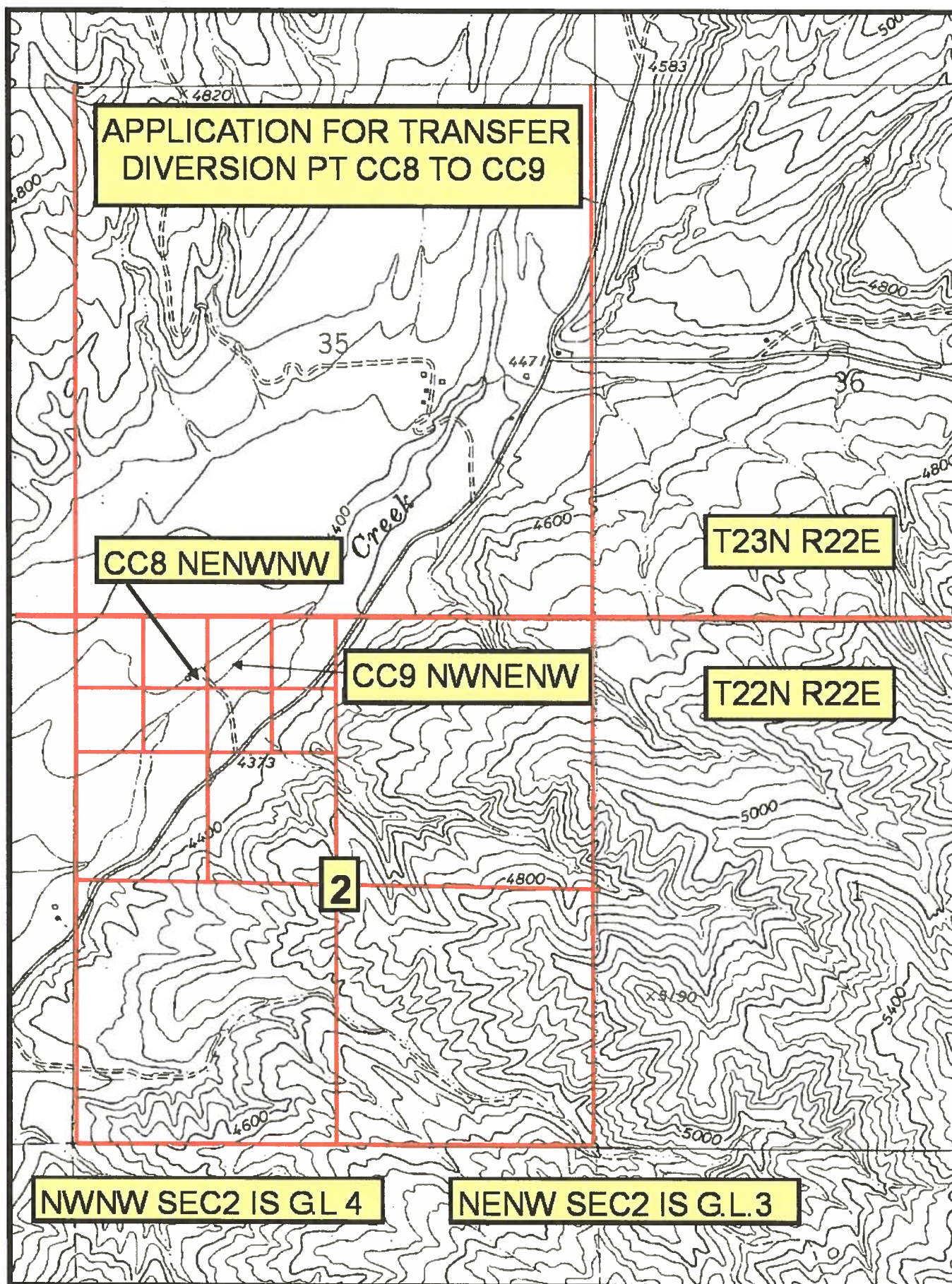
Name: WILLIAM CLEMENTZ

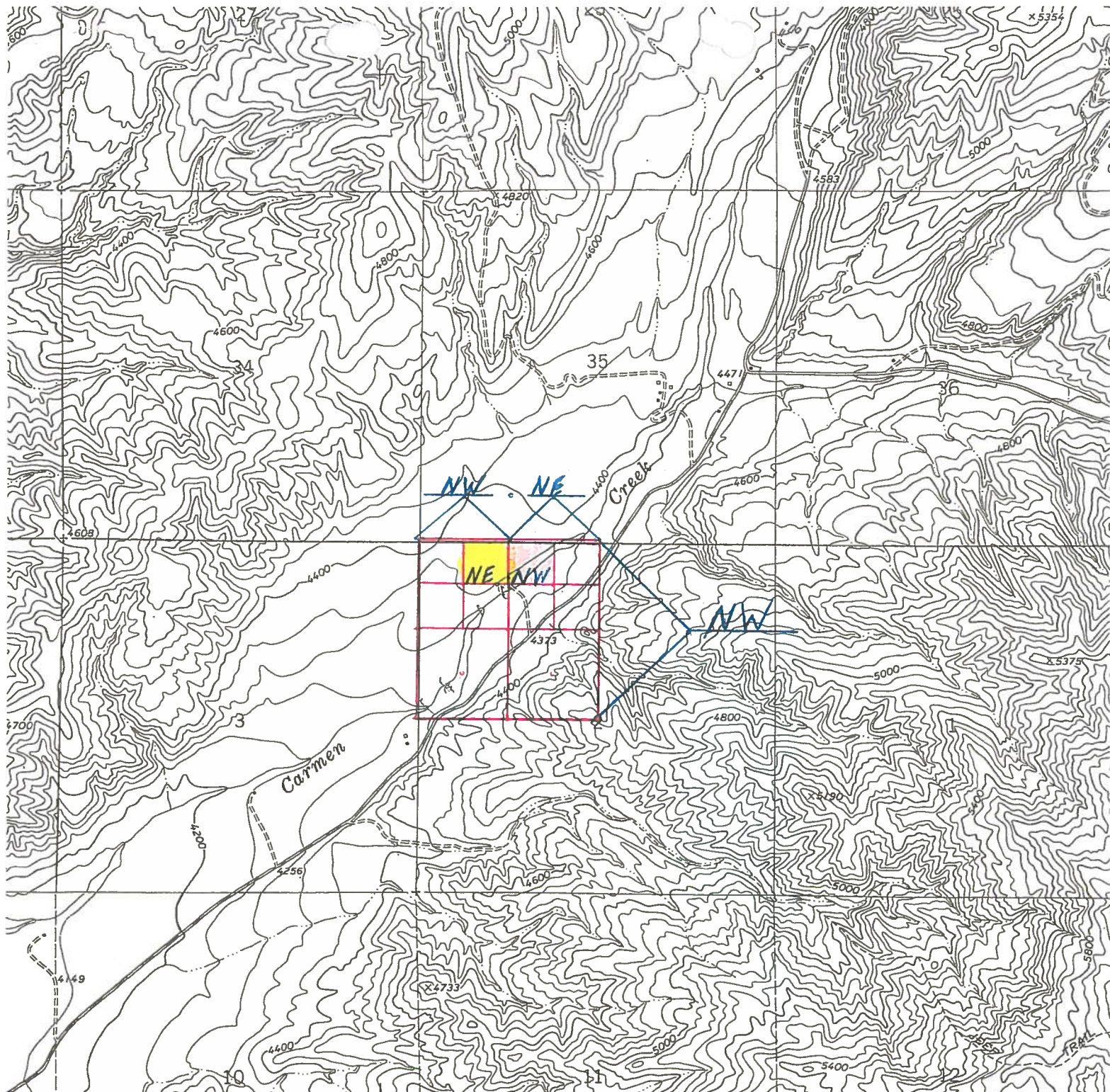
Right Numbers: 75-69S, 75-70T, 75-10061AE, 75-10062 AC

Note that this property is currently served by two Diversion Points, CC8 and CC9, both indicated on each decreed right.

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.

The existing ditches CC8 and CC9 will continue to serve the same properties as before, but with diversion for both through CC9, rather than through separate CC8 and CC9 diversion points. Although CC8 and CC9 are very close together, the line between government lots 3 and 4 of Section 2, T22N, R22E (NW of the NW and NE of the NW of Section 2) passes between the two diversion points.

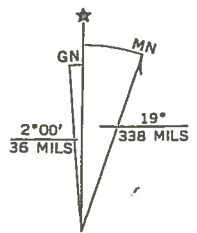
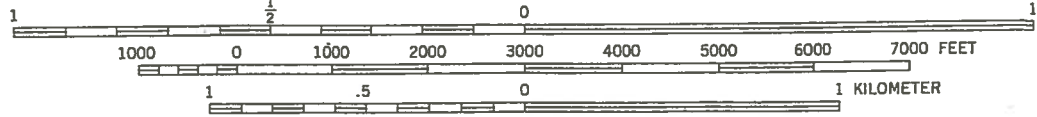




CARMEN 2.4 MI. SALMON (VIA U.S. 93) 7 MI. 540 000 FEET 50' 1278 (SALMON 1:62 500) 1280 R. 22 E. 47'

ical Survey

SCALE 1:24 000



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 220
A FOLDER DESCRIBING TOPOGRAPHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST

77924

Close

75-695

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/24/2012

WATER RIGHT NO. 75-69S

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WILLIAM W CLEMENTZ PO BOX 225 CARMEN, ID 83462 (208)756-2347
Attorney	RIGBY ANDRUS & MOELLER CHTD PO BOX 250 REXBURG, ID 83440 (208)356-3633
Original Owner	DOROTHY J SHAW
Original Owner	WAYNE A SHAW PO BOX J SALMON, ID 83467 (208)756-2711

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	0.01 CFS	
Total Diversion			0.01 CFS	

Location of Point(s) of Diversion:

77924

CARMEN CREEK	NENW Lt 3	Sec. 02	Township 22N	Range 22E	LEMHI County
CARMEN CREEK	NWNW Lt 4	Sec. 02	Township 22N	Range 22E	LEMHI County

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	2	4	NWNW	0.1		SWNW	2						

Total Acres: 2.1

Conditions of Approval:

1.	E56	The rights listed below are limited to the irrigation of a combined total of 2.1 acres in a single irrigation season. Combined Right Nos.: 75-69S, 75-70T, 75-10061AE and 75-10062AC.
2.	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.
3.	C03	Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Dates:

Licensed Date:

Decreed Date: 01/31/2011

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: 75D

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

77924

75-70T

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/24/2012

WATER RIGHT NO. 75-70T

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WILLIAM W CLEMENTZ PO BOX 225 CARMEN, ID 83462 (208)756-2347
Attorney	RIGBY ANDRUS & MOELLER CHTD PO BOX 250 REXBURG, ID 83440 (208)356-3633
Original Owner	DOROTHY J SHAW
Original Owner	WAYNE A SHAW PO BOX J SALMON, ID 83467 (208)756-2711

Priority Date: 05/01/1892

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	0.014 CFS	
Total Diversion			0.014 CFS	

Location of Point(s) of Diversion:

77924

CARMEN CREEK	NENW Lt 3	Sec. 02	Township 22N	Range 22E	LEMHI County
CARMEN CREEK	NWNW Lt 4	Sec. 02	Township 22N	Range 22E	LEMHI County

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	2	4	NWNW	0.1		SWNW	2						

Total Acres: 2.1

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 2.1 acres in a single irrigation season. Combined Right Nos.: 75-69S, 75-70T, 75-10061AE and 75-10062AC.
3.	C03	Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Dates:

Licensed Date:

Decreed Date: 01/31/2011

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: 75D

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

77924

75-10061AE

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/24/2012

WATER RIGHT NO. 75-10061AE

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WILLIAM W CLEMENTZ PO BOX 225 CARMEN, ID 83462 (208)756-2347
Attorney	RIGBY ANDRUS & MOELLER CHTD PO BOX 250 REXBURG, ID 83440 (208)356-3633
Original Owner	DOROTHY J SHAW
Original Owner	WAYNE A SHAW PO BOX J SALMON, ID 83467 (208)756-2711

Priority Date: 05/01/1875

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	0.011 CFS	
Total Diversion			0.011 CFS	

Location of Point(s) of Diversion:

77924

CARMEN CREEK	NENW Lt 3	Sec. 02	Township 22N	Range 22E	LEMHI County
CARMEN CREEK	NWNW Lt 4	Sec. 02	Township 22N	Range 22E	LEMHI County

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	2	4	NWNW	0.1		SWNW	2						

Total Acres: 2.1

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.
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Dates:

Licensed Date:

Decreed Date: 01/05/2011

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: 75D

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 2.1

Combined Volume Limit:

Combined Rate Limit:

77924

75-10062 AC

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/24/2012

WATER RIGHT NO. 75-10062AC

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WILLIAM W CLEMENTZ PO BOX 225 CARMEN, ID 83462 (208)756-2347
Attorney	RIGBY ANDRUS & MOELLER CHTD PO BOX 250 REXBURG, ID 83440 (208)356-3633
Original Owner	DOROTHY J SHAW
Original Owner	WAYNE A SHAW PO BOX J SALMON, ID 83467 (208)756-2711

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	0.005 CFS	
Total Diversion			0.005 CFS	

Location of Point(s) of Diversion:

77 924

CARMEN CREEK	NENW Lt 3	Sec. 02	Township 22N	Range 22E	LEMHI County
CARMEN CREEK	NWNW Lt 4	Sec. 02	Township 22N	Range 22E	LEMHI County

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	2	4	NWNW	0.1		SWNW	2						

Total Acres: 2.1

Conditions of Approval:

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3.	E56	The rights listed below are limited to the irrigation of a combined total of 2.1 acres in a single irrigation season. Combined Right Nos.: 75-69S, 75-70T, 75-10061AE and 75-10062AC.

Dates:

Licensed Date:

Decreed Date: 01/05/2011

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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: 75D

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 2.1

Combined Volume Limit:

Combined Rate Limit:

77924