

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 08 2012

Department of Water Resources
Eastern Region

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 change1. APPLICANT(S) RALPH HILLMAN (HILLMAN-REPRESENTATIVE) Phone 208-778-53532. MAILING ADDRESS 2300 N 2800 E City HAMERState ID Zip 83425 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) 31-10711, 31-7234
31-10711, 31-7234☒ 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 2.56 cubic feet per second and/or 692.0 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 #
08N	38E	30	4	NE	SW	SW	Fremont	Ground Water	Pivot 13
08N	37E	25			SE	SE	Fremont	Ground Water	Pivot 12

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:

THIS SYSTEM WILL USE 2 POINTS OF DIVERSION INTERCONNECTED BY A MAINLINE PROVIDING WATER TO TWO CENTER PIVOTS. MEASUREMENT CAN BE AT MAINLINE CONNECTIONS AT EACH PUMP.

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

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
PIVOT/PUMP ROAD FROM COUNTY ROAD TO SITE

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

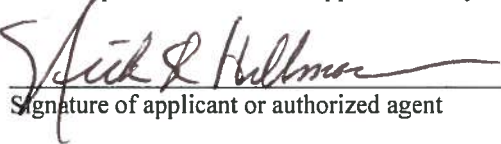
Yes No

- ☐ ☒ 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 ¼ ¼ 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.


Signature of applicant or authorized agent

NICK HILLMAN (REPRESENTATIVE)
Print name and title if applicable

3/8/12
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*.

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments. Received by _____ Date _____

Fee paid 660.00 Date 3/8/2012 Received by Blake Receipt # E037383

Preliminary review completed by _____ Date _____

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/7/2012

WATER RIGHT NO. 31-7234

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RALPH L HILLMAN 1223 HOMER AVE IDAHO FALLS, ID 83401 (208)529-0723
Representative	NICK R HILLMAN 2300 N 2800 E HAMER, ID 83425 208-778-5353
Original Owner	DYLE ROBERTSON 6612 W 6000 N REXBURG, ID 83440 (208)529-0723

Priority Date: 03/08/1977
Basis: Decreed
Status: Active

<u>Source</u>	<u>Tributary</u>
---------------	------------------

GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	11/01	2.56 CFS	384 AFA
Total Diversion			2.56 CFS	

Location of Point(s) of Diversion:

GROUND WATER|NESWSW|Sec. 30|Township 08N|Range 38E|FREMONT County

IRRIGATION Use:
Acre Limit: 128

Place(s) of use:

Place of Use Legal Description: IRRIGATION FREMONT County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
08N	37E	25		NESE	35		SESE	34						
	38E	30		NESW	36	3	NWSW	38	4	SWSW	38		SESW	35

Total Acres: 216

Conditions of Approval:

1. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 128 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
2. E60 USE OF RIGHT NO 31-07234 WITH RIGHT NO. 31-10711 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.56 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 692 AF.
3. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
4. 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.
5. E55 USE OF THIS RIGHT WITH RIGHT NO. 31-10711 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 216 ACRES IN A SINGLE IRRIGATION SEASON.
6. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
7. K01 RIGHT NO. 31-10711 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO SECTION 42-1426, IDAHO CODE.

Dates:

Licensed Date:

Decreed Date: 02/22/2002

Permit Proof Due Date: 4/1/1982

Permit Proof Made Date: 1/1/1900

Permit Approved Date: 4/26/1977

Permit Moratorium Expiration Date:

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: OR

Water District Number: 110

Generic Max Rate per Acre:

30822

Generic Max Volume per Acre:

Combined Acres Limit: 216

Combined Volume Limit: 692

Combined Rate Limit: 2.56

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

30822

[Close](#)

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/7/2012

WATER RIGHT NO. 31-10711

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RALPH L HILLMAN 1223 HOMER AVE IDAHO FALLS, ID 83401 (208)529-0723
Representative	NICK R HILLMAN 2300 N 2800 E HAMER, ID 83425 208-778-5353
Original Owner	DYLE ROBERTSON 6612 W 6000 N REXBURG, ID 83440 (208)529-0723

Priority Date: 04/01/1978

Basis: Decreed

Status: Active

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	1.76 CFS	308 AFA
Total Diversion			1.76 CFS	

Location of Point(s) of Diversion:

GROUND WATER|NESWSW|Sec. 30|Township 08N|Range 38E|FREMONT County

IRRIGATION Use:

Acre Limit: 88

Place(s) of use:

Place of Use Legal Description: IRRIGATION FREMONT County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
08N	37E	25		NESE	35		SESE	34						
	38E	30		NESW	36	3	NWSW	38	4	SWSW	38		SESW	35

Total Acres: 216

Conditions of Approval:

1. K09 THIS RIGHT IS FOR AN ENLARGEMENT OF 88 ACRES WITHIN THE PLACE OF USE DESCRIBED FOR THIS RIGHT.
2. K02 THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 31-07234 PURSUANT TO SECTION 42-1426, IDAHO CODE.
3. C11 THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR RIGHT.
4. E60 USE OF RIGHT NO 31-07234 WITH RIGHT NO. 31-10711 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.56 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 692 AF.
5. E55 USE OF THIS RIGHT WITH RIGHT NO. 31-7234 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 216 ACRES IN A SINGLE IRRIGATION SEASON.
6. 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.

Dates:

Licensed Date:

Decreed Date: 02/22/2002

Enlargement Use Priority Date:

Enlargement Statute Priority Date: 4/12/1994

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: OR

Water District Number: 110

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 216

Combined Volume Limit: 692

Combined Rate Limit: 2.56

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

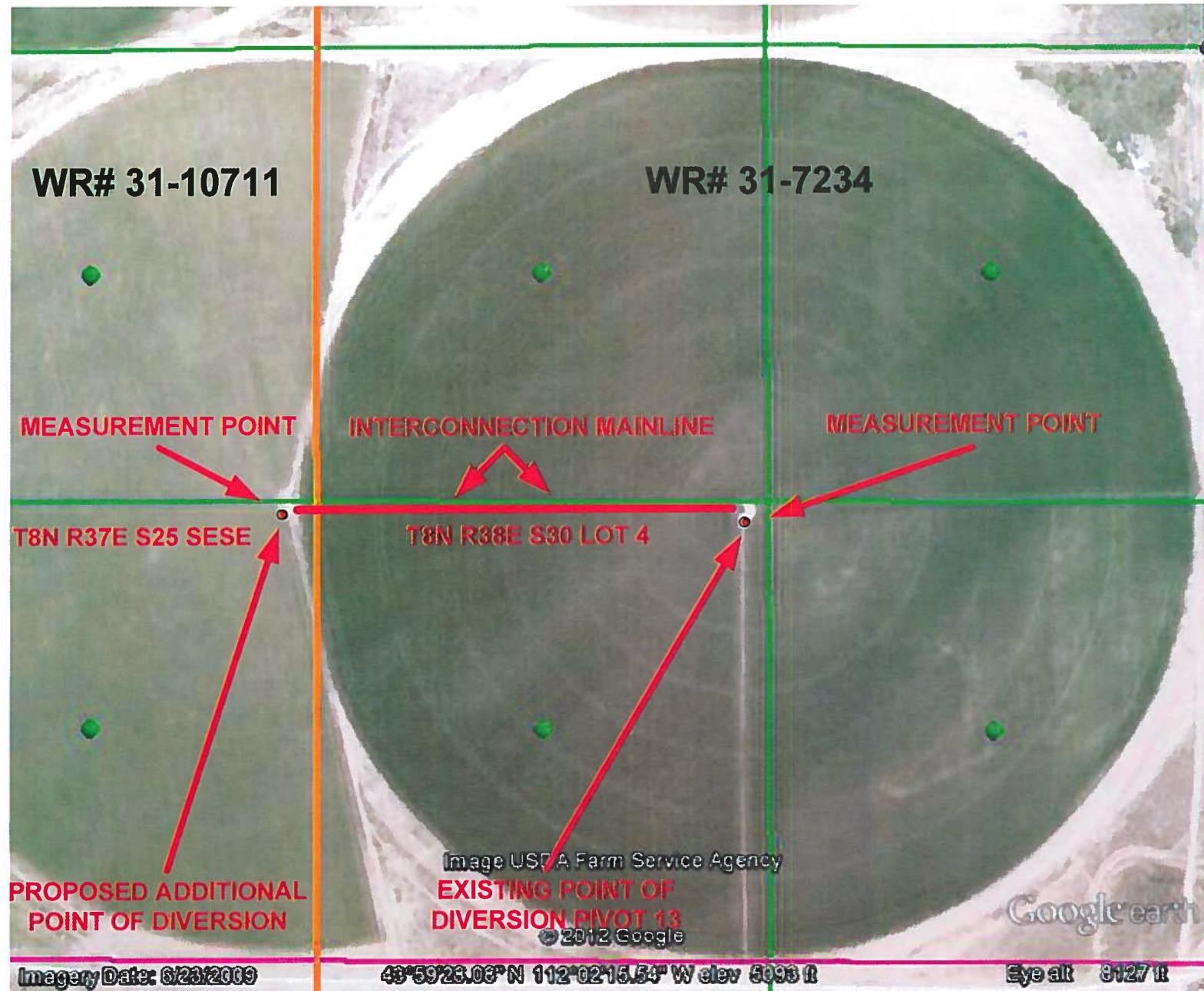
Cary Act Number:

Mitigation Plan: False

Close

80822

RALPH HILLMAN WR# 31-10711 ADD DIVERSION TRANSFER



30828
77803

SYSTEM CONTROL AND DISTRIBUTION WILL BE VIA ELECTRICAL INTERLOCK AND ELECTRIC/ MECHANICAL VALVING

ESPA Analysis

Points of diversion are within same model cell. No ESPA analysis is required