

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 7958 LIVED

OCT 11 2011

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

WATER RESOURCES
WESTERN REGION

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at <http://www.idwr.idaho.gov/>.

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.

Yes N/A * Means the item is always required and must be included with the application.

- ☒ * Completed Application for Transfer of Water Right form, Part 1.
- ☒ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☒ * Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded.
- ☐ ☒ Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application.
- ☒ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☒ * Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-9.

- ☐ ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☒ #2a Water Right ownership documentation if Dept. records do not show the transfer applicant as the current water right owner. Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☒ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☒ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at <http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm>.
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☐ ☒ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use.
- ☐ ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see fee schedule.
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☒ ☐ #9 Other. Please describe: Description of P/D(s) and P/U for water rights after the requested changes (Part 1B #3 & #4)

AMENDED

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

Transfer No. 77581

RECEIVED

OCT 11 2011

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) Williamson Orchards Phone (208) 459-7335SOURCES
WESTERN REGIONMailing address 19692 Williamson Ln Caldwell, ID 83607 Email fruit@willorch.com

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☒ No Representative

Name of Representative _____ Phone _____

Mailing address _____ Email _____

☐ Send all correspondence for this application to the representative and not to the applicant.

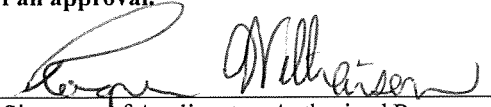
OR

☐ Send original correspondence to the applicant and copies to the representative.☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.

OR

☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). 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 rejection of the application or cancellation of an approval.


Signature of Applicant or Authorized Representative

Roger Williamson, President
Print Name and Title if applicable

10/11/11
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

- ☒ Change point of diversion
☐ Change nature of use

☐ Add diversion point(s)
☐ Change period of use

☒ Change place of use
☐ Other _____
- Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**. Want to remove right 63-3281 (restore to original description) from the PPU. 40 acres and P/D in the SW
SW Sect 24 T3N R4W to be removed from described P/Ds and PPU of irrigation rights remaining in the
system (63-2814, 63-2962, 63-8062, and 63-10013B).

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part					
☒ ☐	63-3281	0.76 / 180	Irrigation	03/01 to 11/15	Ground Water
☒ ☐	63-2814	1.5 / 495	Irrigation	03/15 to 11/15	Ground Water
☒ ☐	63-2962	1.42 / 319.5	Irrigation	03/01 to 11/15	Ground Water
☒ ☐	63-8062	2.02 / 792	Irrigation	03/01 to 11/15	Ground Water
☐ ☐		0.03 / 1.4	Stockwater	01/01 to 12/31	Ground Water
☒ ☐	63-10013B	0.38 / 135	Irrigation	03/15 to 11/15	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 6.11 cfs and/or 1427.9 ac-ft

2. Total amount of water proposed to be transferred or changed 0.76 cubic feet per second and/or 180.0 acre-feet per annum.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA.
 Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
								See Attachment 9		

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed-the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
										See Attachment 9									

Total Acres (for irrigation use) _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. 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: _____

Right 63-3281 will use a single well with plastic mainline and sprinkle or drip. Rights 63-2814, 63-2962, 63-8062, and 63-10013B will use up to four wells with plastic mainline and sprinkle or drip.

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

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

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

If yes, ☐ Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: N/A. Proposed change does not change property value.

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:

N/A. Land currently irrigated will still be irrigated.

- e. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:

None

- f. 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, or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe: _____

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

Current Water Right No.: 63-3281

Current Owner: WILLIAMSON ORCHARDS

Priority Date: 3/26/1962

Origin: Water Right

Status: Active

Basis: Decreed

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.76 CFS	180 AF
	<u>Total Diversion</u>	0.76 CFS	180 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SW1/4	Sec. 24,	Twp 03N,	Rge 04W B.M.
CANYON County				
GROUND WATER	NE1/4SE1/4	Sec. 14,	Twp 03N,	Rge 04W B.M.
CANYON County				
GROUND WATER	SW1/4SW1/4	Sec. 13,	Twp 03N,	Rge 04W B.M.
CANYON County				
GROUND WATER	SE1/4NE1/4	Sec. 23,	Twp 03N,	Rge 04W B.M.
CANYON County				
GROUND WATER	NW1/4NW1/4	Sec. 24,	Twp 03N,	Rge 04W B.M.
CANYON County				

Place of UseIRRIGATION Within CANYON County

T03N R04W S13	SWSW	31.00	T03N R04W S14	NESE	40.00
T03N R04W S14	SESE	40.00	T03N R04W S23	NENE	40.00
T03N R04W S23	SENE	40.00	T03N R04W S23	NWSE	16.00
T03N R04W S24	NWNW	40.00	T03N R04W S24	SWSW	40.00

Total Acres: 287

Conditions of Approval:

1. Right No. 63-10013B is also diverted through wells located in SWSW, S13; NESE, S14; SENE, S23 and NWNW, S24; T03N, R04W.
2. K06 This right is limited to the irrigation of 40 acres within the place of use described above in a single irrigation season.
3. The Director retains jurisdiction to require the right holder to permanently install and maintain measuring equipment on each point of diversion upon a determination of need by the Director.
4. X35 Rights 63-2814, 63-2962, 63-3281 and 63-8062 when combined shall not exceed a total annual maximum diversion volume of 1291.5 af at the field headgate, and the irrigation of 287 acres.
5. 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.
6. X36 Rights 63-2814, 63-2962, 63-8062 and 63-8900 are also diverted through the points of diversion described above.

Decreed Date: 2/6/2009

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

Current Water Right No.: 63-2814

Current Owner: WILLIAMSON ORCHARDS

Priority Date: 6/6/1950

Origin: Water Right

Status: Active

Basis: Decreed

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	1.5 CFS	495 AF
	<u>Total Diversion</u>	1.5 CFS	495 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4NW1/4	Sec. 24,	Twp 03N,	Rge 04W B.M.
CANYON County				
GROUND WATER	SW1/4SW1/4	Sec. 24,	Twp 03N,	Rge 04W B.M.
CANYON County				
GROUND WATER	NE1/4SE1/4	Sec. 14,	Twp 03N,	Rge 04W B.M.
CANYON County				
GROUND WATER	SW1/4SW1/4	Sec. 13,	Twp 03N,	Rge 04W B.M.
CANYON County				
GROUND WATER	SE1/4NE1/4	Sec. 23,	Twp 03N,	Rge 04W B.M.
CANYON County				

Place of UseIRRIGATION Within CANYON County

T03N R04W S13	SWSW	31.00	T03N R04W S14	NESE	40.00
T03N R04W S14	SESE	40.00	T03N R04W S23	NENE	40.00
T03N R04W S23	SENE	40.00	T03N R04W S23	NWSE	16.00
T03N R04W S24	NWNW	40.00	T03N R04W S24	SWSW	40.00

Total Acres: 287

Conditions of Approval:

1. The Director retains jurisdiction to require the right holder to permanently install and maintain measuring equipment on each point of diversion upon a determination of need by the Director.
2. X35 Rights 63-2814, 63-2962, 63-3281 and 63-8062 when combined shall not exceed a total annual maximum diversion volume of 1291.5 af at the field headgate, and the irrigation of 287 acres.
3. F05 Right Nos. 63-3281, 63-2962, 63-8062 and 63-8900 are also diverted through points of diversion described above.
4. Right No. 63-10013B is also diverted through wells located in SWSW, S13; NESE, S14; SENE, S23 and NWNW, S24; T03N, R04W.
5. K06 This right is limited to the irrigation of 110 acres within the place of use described above 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.
7. S39 The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

Decreed Date: 2/6/2009

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

Current Water Right No.: 63-2962

Current Owner: WILLIAMSON ORCHARDS

Priority Date: 10/6/1953

Origin: Water Right

Status: Active

Basis: Decreed

Source**Tributary**

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	1.42 CFS	319.5 AF
	<u>Total Diversion</u>	1.42 CFS	319.5 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SW1/4	Sec. 24,	Twp 03N,	Rge 04W B.M.
CANYON County				
GROUND WATER	SW1/4SW1/4	Sec. 13,	Twp 03N,	Rge 04W B.M.
CANYON County				
GROUND WATER	NW1/4NW1/4	Sec. 24,	Twp 03N,	Rge 04W B.M.
CANYON County				
GROUND WATER	NE1/4SE1/4	Sec. 14,	Twp 03N,	Rge 04W B.M.
CANYON County				
GROUND WATER	SE1/4NE1/4	Sec. 23,	Twp 03N,	Rge 04W B.M.
CANYON County				

Place of Use**IRRIGATION Within CANYON County**

T03N R04W S13	SWSW	31.00	T03N R04W S14	NESE	40.00
T03N R04W S14	SESE	40.00	T03N R04W S23	NENE	40.00
T03N R04W S23	SENE	40.00	T03N R04W S23	NWSE	16.00
T03N R04W S24	NWNW	40.00	T03N R04W S24	SWSW	40.00

Total Acres: 287

Conditions of Approval:

1. X36 Rights 63-2814, 63-3281, 63-8062 and 63-8900 are also diverted through the points of diversion described above.
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. Right No. 63-10013B is also diverted through wells located in SWSW, S13; NESE, S14; SENE, S23 and NWNW, S24; T03N, R04W.
4. The Director retains jurisdiction to require the right holder to permanently install and maintain measuring equipment on each point of diversion upon a determination of need by the Director.
5. K06 This right is limited to the irrigation of 71 acres within the place of use described above in a single irrigation season.
6. X35 Rights 63-2814, 63-2962, 63-3281 and 63-8062 when combined shall not exceed a total annual maximum diversion volume of 1291.5 af at the field headgate, and the irrigation of 287 acres.

Decreed Date: 2/6/2009

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

Current Water Right No.: 63-8062

Current Owner: WILLIAMSON ORCHARDS

Priority Date: 11/15/1974

Origin: Water Right

Status: Active

Basis: Decreed

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	2.02 CFS	792 AF
STOCKWATER	01/01 to 12/31	0.03 CFS	1.4 AF
	<u>Total Diversion</u>	2.05 CFS	793.4 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4SE1/4	Sec. 14,	Twp 03N,	Rge 04W B.M.
CANYON County				
GROUND WATER	SW1/4SW1/4	Sec. 13,	Twp 03N,	Rge 04W B.M.
CANYON County				
GROUND WATER	SE1/4NE1/4	Sec. 23,	Twp 03N,	Rge 04W B.M.
CANYON County				
GROUND WATER	NW1/4NW1/4	Sec. 24,	Twp 03N,	Rge 04W B.M.
CANYON County				
GROUND WATER	SW1/4SW1/4	Sec. 24,	Twp 03N,	Rge 04W B.M.
CANYON County				

Place of UseIRRIGATION Within CANYON County

T03N R04W S13	SWSW	31.00	T03N R04W S14	NESE	40.00
T03N R04W S14	SESE	40.00	T03N R04W S23	NENE	40.00
T03N R04W S23	SENE	40.00	T03N R04W S23	NWSE	16.00
T03N R04W S24	NWNW	40.00	T03N R04W S24	SWSW	40.00

Total Acres: 287

Place of Use: STOCKWATER same as IRRIGATION

Conditions of Approval:

1. K06 This right is limited to the irrigation of 176 acres within the place of use described above in a single irrigation season.
2. X35 Rights 63-2814, 63-2962, 63-3281 and 63-8062 when combined shall not exceed a total annual maximum diversion volume of 1291.5 af at the field headgate, and the irrigation of 287 acres.
3. 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.
4. Right No. 63-10013B is also diverted through wells located in SWSW, S13; NESE, S14; SENE, S23 and NWNW, S24; T03N, R04W.
5. X02 Stockwater use is for 100 range cattle.
6. X36 Rights 63-2814, 63-2962, 63-3281, and 63-8900 are also diverted through the points of diversion described above.
7. The Director retains jurisdiction to require the right holder to permanently install and maintain measuring equipment on each point of diversion upon a determination of need by the Director.

Decreed Date: 4/3/2009

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

Current Water Right No.: 63-10013B

Current Owner: ROGER L WILLIAMSON
JOHN C WILLIAMSON

Priority Date: 4/6/1983

Origin: Water Right

Status: Active

Basis: License

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	0.38 CFS	135 AF
	<u>Total Diversion</u>	0.38 CFS	135 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4NW1/4	Sec. 24,	Twp 03N,	Rge 04W B.M.
CANYON County				
GROUND WATER	SW1/4SW1/4	Sec. 13,	Twp 03N,	Rge 04W B.M.
CANYON County				
GROUND WATER	NE1/4SE1/4	Sec. 14,	Twp 03N,	Rge 04W B.M.
CANYON County				
GROUND WATER	SE1/4NE1/4	Sec. 23,	Twp 03N,	Rge 04W B.M.
CANYON County				

Place of UseIRRIGATION Within CANYON County

T03N R04W S13	SWSW	31.00	T03N R04W S14	SENE	30.00
T03N R04W S14	NESE	40.00	T03N R04W S14	SESE	40.00
T03N R04W S23	NENE	40.00	T03N R04W S23	SENE	40.00
T03N R04W S23	NWSE	16.00	T03N R04W S24	NWNW	40.00
T03N R04W S24	SWSW	40.00			

Total Acres: 317

Conditions of Approval:

1. R32 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.
2. This right is limited to the irrigation of 30 acres within the place of use described above in a single irrigation season. Rights 63-02814, 63-02962, 63-03281, 63-08062 and 63-08900 are also diverted through the point(s) of diversion described above.



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Licensed Date: 4/21/1997

TRANSFER No. 77581

TRANSFER No. 77581

Total Acres (for irrigation use)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- ☒ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.
- ☐ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b**. If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

B. CHANGES IN NATURE OF USE (Water Balance)

- ☐ If you propose to change the nature of use or period of use of all or part of the right(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above.:

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There are approximately 20 lines visible. The paper has a slight shadow on its right side, suggesting it's resting on a surface.

FOR DEPARTMENT USE ONLY

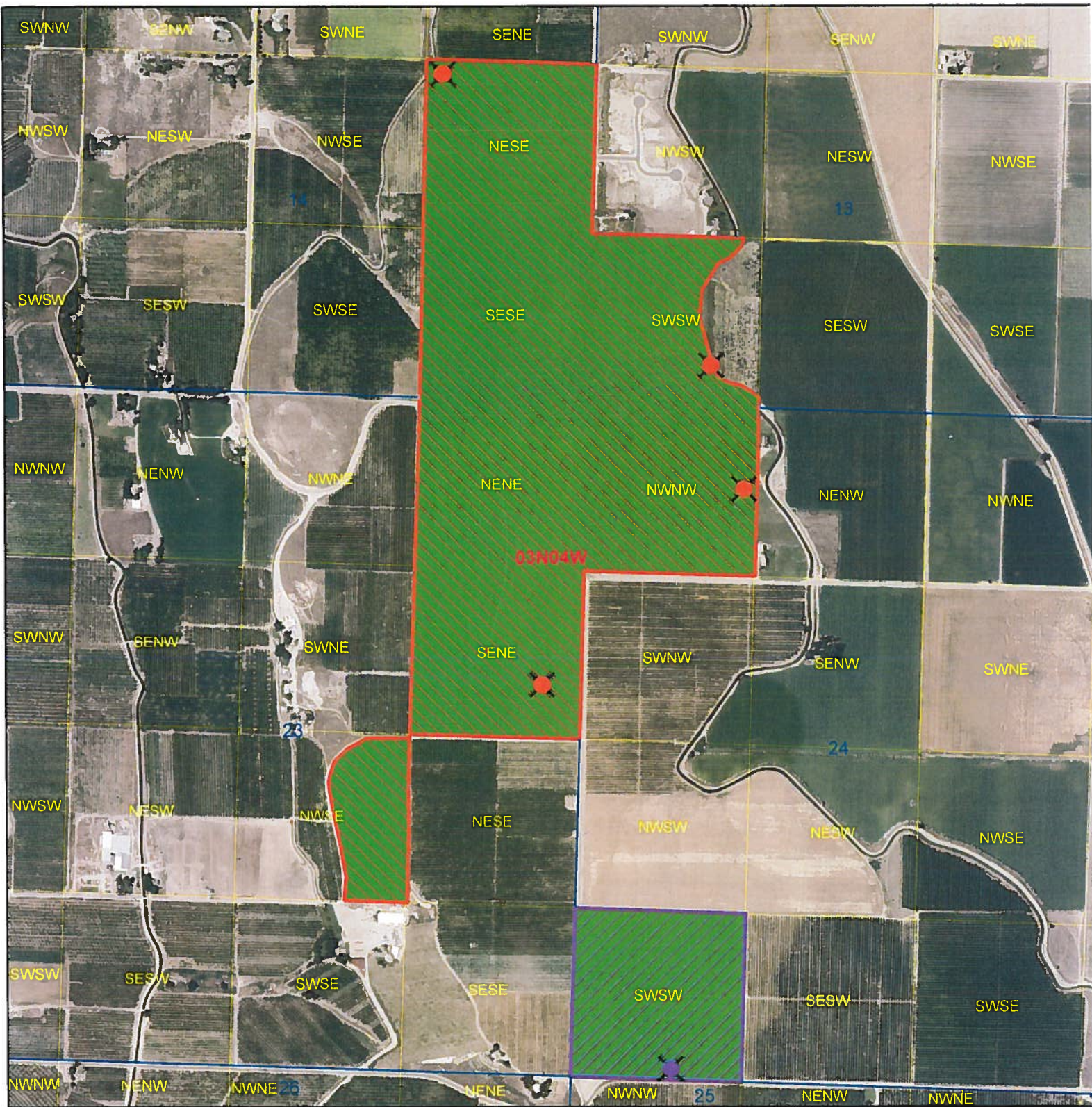
Transfer contains 15 pages and _____ attachments.

Received by AG Date 10/11/2011 Prelim. Check by AG Date 12/13/2011

Fee Paid \$500.00 Date 10/6/2011 Received by SB Receipt # W039670

Add'l Fee Paid _____ Date _____ Received by _____ Receipt # _____

Attachment #7a



Legend

-  Proposed/Old PD 63-3281
  Current PPU
-  PDs Remaining WRs
  Township/Range
-  Current PDs
  Sections
-  Proposed/Old PU 63-3281
 QQ
-  PPU Remaining WRs

2009 Aerial Photo

АТТАШМЕНТ №7а (1pg)

TRANSFER No. 775B1

Attachment 9: PD(s) and PU

Part 1B #3 POINTS OF DIVERSION:

WATER RIGHT(S)	New	1/4	1/4	Section	Twn	Rng	County	Source
63-3281	No	SW	SW	24	3N	4W	Canyon	Ground Water
63-2814, 63-2962, 63-8062, & 63-10013B	No	SW	SW	13	3N	4W	Canyon	Ground Water
	No	NE	SE	14	3N	4W	Canyon	Ground Water
	No	SE	NE	23	3N	4W	Canyon	Ground Water
	No	NW	NW	24	3N	4W	Canyon	Ground Water

Part 1B #4 PLACE OF USE:

RIGHT NO				NE				NW				SW				SE				
	TWN	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
63-3281	3N	4W	24											40						40
Remaining WRs in PU:	3N	4W	13											31						31
	3N	4W	14													40			40	80
	3N	4W	23	40			40										16			96
	3N	4W	24						40											40

63-3281 PU total 40 acres all in the SW SW Section 24 T3N R4W.

Remaining WRs in PU = 63-2814, 63-2962, and 63-8062 = 247 ac PU described above. PU for WR 63-10013B is same 247 acres described above plus 30 acres in the SE NE Section 14 T3N R4W. Each WR remaining in the system has an individual acre limit as follows; 63-2814 = 110 ac, 63-2962 = 71 ac, 63-8062 = 176 ac, and 63-10013B = 30 ac. These individual acre limits will be retained.

RECEIVED

OCT 06 2011

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 77501**MINIMUM REQUIREMENTS CHECKLIST**
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at <http://www.idwr.idaho.gov/>.

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.

Yes N/A * Means the item is always required and must be included with the application.

- ☒ * Completed Application for Transfer of Water Right form, Part 1.
- ☒ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☒ * Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded.
- ☐ ☒ Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application.
- ☒ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☒ * Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-9.

- ☒ ☐ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☒ #2a Water Right ownership documentation if Dept. records do not show the transfer applicant as the current water right owner. Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☒ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☒ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at <http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm>.
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☐ ☒ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use.
- ☐ ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see fee schedule.
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☒ #9 Other. Please describe: _____

SUPERSEDED BY AMENDED APP RECEIVED 10/11/2011

OCT 06 2011**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

Transfer No. _____

WATER RESOURCES
WESTERN REGION**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**Name of Applicant(s) Williamson Orchard Inc Phone 208 459 7333
Mailing address 19692 Williamson Ln Caldwell Email fruit@willorch.com

- ☒ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative _____ Phone _____

Mailing address _____ Email _____

- ☐ Send all correspondence for this application to the representative and not to the applicant.
- OR
- ☐ Send original correspondence to the applicant and copies to the representative.
- ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.
- OR
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). 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 rejection of the application or cancellation of an approval.

Roger L Williamson pres.
Signature of Applicant or Authorized Representative

Roger L Williamson Pres
Print Name and Title if applicable

10/6/11
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other remove water right from pp.u.

2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**. want to remove water right (restore to original description of diversion point & place of use)

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☒ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐	633281	.760 cfs	irrigation	3/1 to 11/15	Grand Water
		Vol 180 AF			.760 cfs

Total authorized under rights .760 cfs and/or 180^{REL} ac-ft

2. Total amount of water proposed to be transferred or changed .76 cubic feet per second and/or 180 acre-feet per annum.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it Attachment #5.

New ?	Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Source	Local name or tag #
			SW	SW	24	3N	4W	Canyon	ground	

4. Place of use: (If irrigation, identify with number of acres irrigated per 1/4 1/4 tract.)

- ☐ No changes to place of use are proposed-the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	4W	24											40						

Total Acres (for irrigation use) 40

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. 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: Single well with plastic mainline and sprinkle or drip

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

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
If yes, ☐ Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: N/A

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:

None

- e. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:

None

- f. 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, or |
| ☐ | ☒ | currently enrolled in a Federal set-aside program limiting the use of water under the rights? |

If yes, describe:

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Total Acres (for irrigation use) _____
 SUPERSEDED BY AMENDED APP RECEIVED 10/11/2011

SUPERSEDED BY AMENDED APP RECEIVED 10/11/2011

Attachment #1

No. C 53503	Due no later than May 31, 2011 Annual Report Form		2. Registered Agent and Address (NO PO BOX)														
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE	1. Mailing Address: Correct in this box if needed. WILLIAMSON ORCHARDS, INC. ROGER L WILLIAMSON 19692 WILLIAMSON LN CALDWELL ID 83607		ROGER L WILLIAMSON 19692 WILLIAMSON LN CALDWELL ID 83607														
		3. <u>New</u> Registered Agent Signature:*															
4. Corporations: Enter Names and Business Addresses of President, Secretary, and Directors. Treasurer (optional). <table border="1"> <thead> <tr> <th>Office Held</th> <th>Name</th> <th>Street or PO Address</th> <th>City</th> <th>State</th> <th>Country</th> <th>Postal Code</th> </tr> </thead> <tbody> <tr> <td>PRESIDENT</td> <td>ROGER L WILLIAMSON</td> <td>19692 WILLIAMSON LANE</td> <td>CALDWELL</td> <td>ID</td> <td>USA</td> <td>83607-9334</td> </tr> </tbody> </table>				Office Held	Name	Street or PO Address	City	State	Country	Postal Code	PRESIDENT	ROGER L WILLIAMSON	19692 WILLIAMSON LANE	CALDWELL	ID	USA	83607-9334
Office Held	Name	Street or PO Address	City	State	Country	Postal Code											
PRESIDENT	ROGER L WILLIAMSON	19692 WILLIAMSON LANE	CALDWELL	ID	USA	83607-9334											
5. Organized Under the Laws of: ID C 53503	6. Annual Report must be signed.* Signature: Roger L Williamson Name (type or print): Roger L Williamson Date: 03/28/2011 Title: President																
Processed 03/28/2011 * Electronically provided signatures are accepted as original signatures.																	

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Attachment #7a



Legend

- Proposed/Old PD QQ
 ✕ Current PDs  Proposed/Old PU
 Township/Range  Current PPU
 Sections

A scale bar labeled "Miles" with markings at 0, 0.05, 0.1, 0.2, 0.3, and 0.4.

2009 Aerial Photo

SUPERSEDED BY AMENDED APP RECEIVED 10/11/2011

Borgeman, Sherry

From: Borgeman, Sherry
Sent: Wednesday, December 28, 2011 1:49 PM
To: 'LEGALS@IDAHOPRESS.COM'
Subject: Legal Notice
Attachments: Canyon Cty - Cover letter.docx; Canyon Cty - Ads.docx

Attached is (1) legal notice being submitted for publication. If you have any questions regarding the attached information, or if you can not publish the ad on the dates indicated please contact me immediately.

Thank you,

Sherry Borgeman
Idaho Department of Water Resources, Western Region
208-334-2190 (ph)
208-334-2348 (fax)

December 28, 2011

LEGAL NOTICE DEPARTMENT
PRESS-TRIBUNE
PO BOX 9399
NAMPA, ID 83652

RE: Application For Permit No.(s): 63-33586

RE: Transfer No. 77489
Water Right No(s): 63-3597N

RE: Transfer No. 77581,
Water Right No(s): 63-10013B, 63-2814, 63-2962, 63-3281, 63-8062

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 1/23/2012. Your cooperation is appreciated.

Sincerely,

Sherry Borgeman
Administrative Assistant

Enclosure(s)

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

63-33586

SHERRI VALENTINE

JIM VALENTINE

14284 W LEWIS LN

NAMPA, ID 83686

Point of Diversion NWSW S10 T02N R03W CANYON County Source GROUND WATER Tributary

Use: IRRIGATION 03/01 to 11/15 1.59 CFS

Total Diversion: 1.59 CFS

Date Filed: 10/21/2011

Place Of Use: IRRIGATION

T02N R03W S10 SW (ALL)

Total Acres: 137

Water bearing zone to be appropriated is from 100 to 500 feet.

PROPOSED CHANGE OF WATER RIGHT(S)

Jim and Sherri Valentine of 14284 W Lewis Lane, Nampa, ID 83686 filed Application No. **77489** to transfer one water right with a 1967 priority date from ground water totaling 1.15 cfs. The purpose of the transfer is to change the point of diversion to a new irrigation well not yet constructed on the applicant's property. The proposed water bearing zone will be from 100 ft to 500 ft. Water will be used at the current place of use northeast of the intersection of Farner Rd and Lewis Ln approximately 1 mile southwest of Lake Lowell.

PROPOSED CHANGE OF WATER RIGHT(S)

Williamson Orchards of 19692 Williamson Ln Caldwell ID 83607 filed Application No. **77581** to transfer one water right with a 1962 priority date from ground water totaling 0.76 cfs. The purpose of the transfer is to identify a single point of diversion and associated acreage served by that existing well under the one water right. The transfer also proposes to amend the recorded place of use and points of diversion for four other rights with 1950 thru 1983 priorities from ground water totaling 5.35 cfs. Water will be used at the current place of use northeast of the intersection Chicken Dinner Rd and Lowell Rd approximately one mile west of Lake Lowell.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Western Region office at (208) 334-2190; or see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp for a full description of the rights &/or proposed transfer. Protests may be submitted based on the criteria of Idaho Code § 42-222 and 42-203A. Any protest against the approval of this application(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 together with a protest fee of \$25.00 for each application on or before January 23, 2012. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

Published on 1/5/2012 and 1/12/2012

MEMORANDUM

____ Office Visit

 x Telephone

____ Meeting

TO WILLIAMSON ORCHARDS TRANSFER FILE
FROM ANGIE GRIMM
DATE 10/7/2011
RE PHONE CONV. WITH ROGER WILLIAMSON

Discussed need to amend application drafted
during office visit yesterday. Told Mr. Williamson
all the water rights in the common system must
be listed in the transfer application in order to
remove the P/D + 40 acres from P/U in the SW/SW
Section 24, T3N R4W from their records, i.e. to completely
sever right 63.3281 from the other WRS. Drafted an
Amended application accordingly.

MEMORANDUM

☒ Office Visit

☐ Telephone

☐ Meeting

TO WILLIAMSON ORCHARDS INC. TRANSFER FILE
FROM ANGIE GRIMM
DATE 10/6/2011
RE OFFICE VISIT w/ ROGER + JOHN WILLIAMSON & RAY ROWLEY

Discussed Williamson Orchards Inc. WRs at length,
specifically those part of the large PPV. WRs involved
included WRs; 63-2814, 63-2962, 63-3281, 63-8062,
63-8900, and 63-10013B. Assist Roger Williamson
with Transfer application submitted/received today during
visit. Purpose of the transfer is to remove WR 63-3281
from PPV system + return it to its original description
(remove all added P/Ds + P/W acres, return to licensed
description). Mr. Williamson plans to sell that 40 acres
to separate individual and majority of PPV to Mr. Ray Rowley.
Discussed @ length necessary paperwork once land sold to
Mr. Rowley in December including what to do with permit
63-11803. Mr. Rowley plans to schedule an appointment
in December to complete change of ownership. Detailed personal
notes were made of this meeting + WRs on property in preparation
of this meeting. Please see me for details prior to processing
of transfer application for more information.