

RECEIVED

JUN 24 2011

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER RESOURCES
WESTERN 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 change

1. APPLICANT(S) Darren K. Vaughn Phone 208-631-4203

2. MAILING ADDRESS PO Box 190694 City Boise

State ID Zip 83719 Email dkvaughn@conyanaviation.com

☐ 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.

☐ 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) 77-7056 & 77-7133 (Owned by Ronald K Vaughn) and 77-14344 (Darren and/or

Jennifer Vaughn) #77-7056 + 77-7133 TO BE IN NAME OF RONALD K. VAUGHN and/or DARREN K. VAUGHN

☒ 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 0.68 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	1/4	1/4	1/4	County	Source	Local name or tag #
20N	09E	02			NE	SW	Valley	Lick Creek	

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:

Rock diversion in Lick Creek diverts water to the north down a channel to storage dam. Piped from storage dam to the water system (77-7056 & 77-7133 one pipe 77-14344 ~~another pipe~~ ^{CHANNEL} after the dam). Same P/D in creek.

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

Verbal agreement. Existing system been in place for 35 years.

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

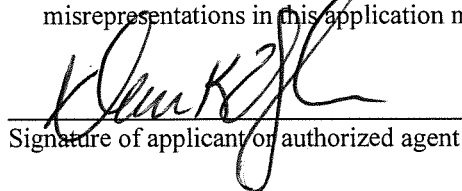
Yes No

- | | | |
|--------------------------|-------------------------------------|---|
| ☐ | ☒ | 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 1/4 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.


Signature of applicant or authorized agent

Darren K. Vaughn
Print name and title if applicable

6/24/2011
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 AG / gmH

Date 6/24/2011

Fee paid 250- Date 6-24-11

Receipted by gmH

Receipt # W039357

Preliminary review completed by VICKY MUSIC

Date 8-15-11

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

Current Water Right No.: 77-7056

Current Owner: RONALD K VAUGHN

Error: Subreport could not be shown.

Origin: Water Right

Status: Active

Basis: Decreed

Source

LICK CREEK

Tributary

BIG CREEK

Beneficial Use

From To

Diversion Rate

Annual Volume

DOMESTIC

1/01 to 12/31

0.04 CFS

1.2 AF

Total Diversion

0.04 CFS

1.2 AF

Location of Point(s) of Diversion

LICK CREEK

NW1/4SE1/4

Sec. 2, Twp 20N, Rge 09E B.M.

VALLEY County

Place of Use

DOMESTIC Within VALLEY County

T20N R09E S2

SENW

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.

Decreed Date: 10/13/2006

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

Current Water Right No.: 77-7133

Current Owner: RONALD K VAUGHN

Error: Subreport could not be shown.

Origin: Water Right

Status: Active

Basis: Decreed

Source

LICK CREEK

Tributary

BIG CREEK

Beneficial Use

POWER

From To

1/01 to 12/31

Diversion Rate

0.6 CFS

Annual Volume

Total Diversion

0.6 CFS

Location of Point(s) of Diversion

LICK CREEK

NW1/4SE1/4

Sec. 2, Twp 20N, Rge 09E B.M.

VALLEY County

Place of Use

POWER Within VALLEY County

T20N R09E S2

SENW

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. R23 The water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this license.
3. X42 The diversion and use of water for hydropower purposes under this right is subject to review by the Director on or after January 21, 2011. Upon appropriate findings relative to the interest of the public, the Director may cancel all or any part of the use authorized herein and may revise, delete or add conditions under which the right may be exercised.

Decreed Date: 10/13/2006

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

Current Water Right No.: 77-14344

Current Owner: JENNIFER VAUGHN
DARREN K VAUGHN

Error: Subreport could not be shown.

Origin: Water Right
Status: Active
Basis: Decreed

Source

LICK CREEK

Tributary

BIG CREEK

Beneficial Use

IRRIGATION

From To

05/01 to 10/31

Diversion Rate

0.02 CFS

Annual Volume

Total Diversion

0.02 CFS

Location of Point(s) of Diversion

LICK CREEK

NW1/4SE1/4

Sec. 2, Twp 20N, Rge 09E B.M.

VALLEY County

Place of Use

IRRIGATION Within VALLEY County

T20N R09E S2

NENW

1.00

Total Acres: 1

Conditions of Approval:

1. 195 Prior to diversion of water under this right, the right holder shall install a lockable device, subject to the approval of the Department, in a manner that will provide suitable control of the diversion.
2. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
3. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. R66 This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
5. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Decreed Date: 10/13/2006

RICHARD A. CUMMINGS, ISB #1815
 Attorney-at-Law
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 P.O. Box 1545
 Boise, Idaho 83701
 Telephone: (208) 367-0722
 Facsimile: (208) 367-0892
 E-mail: rcummings@cummingslawidaho.com

Attorney for Petitioners, Bryon K. Vaughn
 and Dane Vaughn

Instrument # 361031
 VALLEY COUNTY, CASCADE, IDAHO
 06-21-2011 11:26:17 No. of Pages: 2
 Recorded for: FIRST AMERICAN TITLE - MCCALL
 ARCHIE N. BANBURY Fee: \$13.00
 Ex-Officio Recorder Deputy: TME
 Electronically Recorded by Simplifile

CERTIFIED COPY

ARCHIE N. BANBURY, CLERK

By [Signature] Deputy

JUL 25 2008

Case No. _____ Inst. No. _____
 Filed 8-17 A.M. _____ P.M.

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT FOR THE
 STATE OF IDAHO, IN AND FOR THE COUNTY OF VALLEY

In the Matter of the Estate of:

RONALD K. VAUGHN,

Deceased.

Case No.: CV-2003-373C

LETTERS OF ADMINISTRATION

Darren Vaughn was duly appointed and qualified as the Successor Personal Representative for the Estate of Ronald Keith Vaughn on the 25 day of July, 2008, by the court, with all authority pertaining thereto to act on behalf of said Estate. Administration of the Estate is unsupervised. These letters are issued to evidence the appointment, qualification, and authority of the said Personal Representative.

WITNESS My signature and the seal of this court, this 25 day of July, 2008.

[Signature]
 Henry R. Broomer, Magistrate

LETTERS OF ADMINISTRATION - Page 1
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State of Idaho)
 County of Valley) SS
 I hereby certify that the foregoing is a
 true and correct copy of the original on file in
 this office.

Date 7/28/08 ARCHIE N. BANBURYBy [Signature] Deputy

JUL 25 2008 8:12AM

No. 3490 P. 2

