

ORIGINALSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1****RECEIVED****APR 29 2008**WATER RESOURCES
WESTERN REGIONName of Applicant Dale and/or Jackie Van Es Phone (208) 896-5990Post Office address 8222 Desert Dr., Marsing, ID 83639**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 _____
2. Describe the reason for the proposed changes Reflect an integrated system and permissible place of use for irrigation flexibility.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>57-2254</u>	<u>8/28/1962</u>	<u>1.09 cfs/319.5 ac-ft</u>	<u>Irrigation</u>	<u>4/01</u> to <u>10/31</u>
<u>2-10238</u>	<u>9/04/1974</u>	<u>0.72 cfs/366.9 ac-ft</u>	<u>Irrigation</u>	<u>3/15</u> to <u>11/15</u>
<u>2-10239</u>	<u>9/04/1974</u>	<u>3.28 cfs/1,680.6 ac-ft</u>	<u>Irrigation</u>	<u>3/15</u> to <u>11/15</u>
<u>2-10240</u>	<u>12/18/1974</u>	<u>0.48 cfs/246.0 ac-ft</u>	<u>Irrigation</u>	<u>3/15</u> to <u>11/15</u>
<u>2-10241</u>	<u>12/18/1974</u>	<u>2.21 cfs/1,126.5 ac-ft</u>	<u>Irrigation</u>	<u>3/15</u> to <u>11/15</u>
<u>2-10242</u>	<u>7/07/1994</u>	<u>1.2 cfs/201.6 ac-ft</u>	<u>Irrigation</u>	<u>3/15</u> to <u>11/15</u>
<u>2-10243</u>	<u>7/07/1994</u>	<u>5.49 cfs/923.4 afa</u>	<u>Irrigation</u>	<u>3/15</u> to <u>11/15</u>

2. Total amount of water being transferred 14.47 cubic feet per second and/or 4,864.5 acre-feet per annum.3. Source of water Snake River tributary to Columbia River4. Point(s) of Diversion: N/C

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2N	4W	16									31		40						71
		17													40	26	37	40	143
		20	40			40												20	100
		21		40	40		40	40	40	40	40	40	40	40		40	40		480
		28		40			40	40	40	40	40	40	40						320
		29	40		40	40									40	40		40	240

(Irrigation of 1,081 licensed acres (1,010 Snake River water, 71 ground water) within a 1,354 permissible place of use) Total Acres 1,354*SUPERSEDED*

PART 1

6. General Information:

- a. Description of diversion system Pump station, well, pressurized irrigation system
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
X Yes No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
N/A
- d. Remarks:
Irrigation will continue within the limits of the water rights.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And the said application is hereby _____, subject to the following conditions:

Witness my hand this _____ day of _____, 20 _____.

For the Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 74776

APPLICATION FOR TRANSFER OF WATER RIGHT PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED (See attached Partial Decree 57-2254 and Licenses 2-10238 through 2-10243. Transfer application pages 3 and 4 apply to all seven rights.)

1. Right as evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☒ Warranty Deeds ☐ Other _____

3. Source of water _____ tributary to _____

4. Date or priority _____

5. Water is used for the following purposes:

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion

8. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres _____

9. Describe any other water rights used for the same purpose as described above Those proposed for transfer and 55 shares from Gem Irrigation District appurtenant to property north of South Canal in Section 17.

PART 2

Transfer No. 74776

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED*(If the entire right is to be changed by the applicant, omit part B and C.)*

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

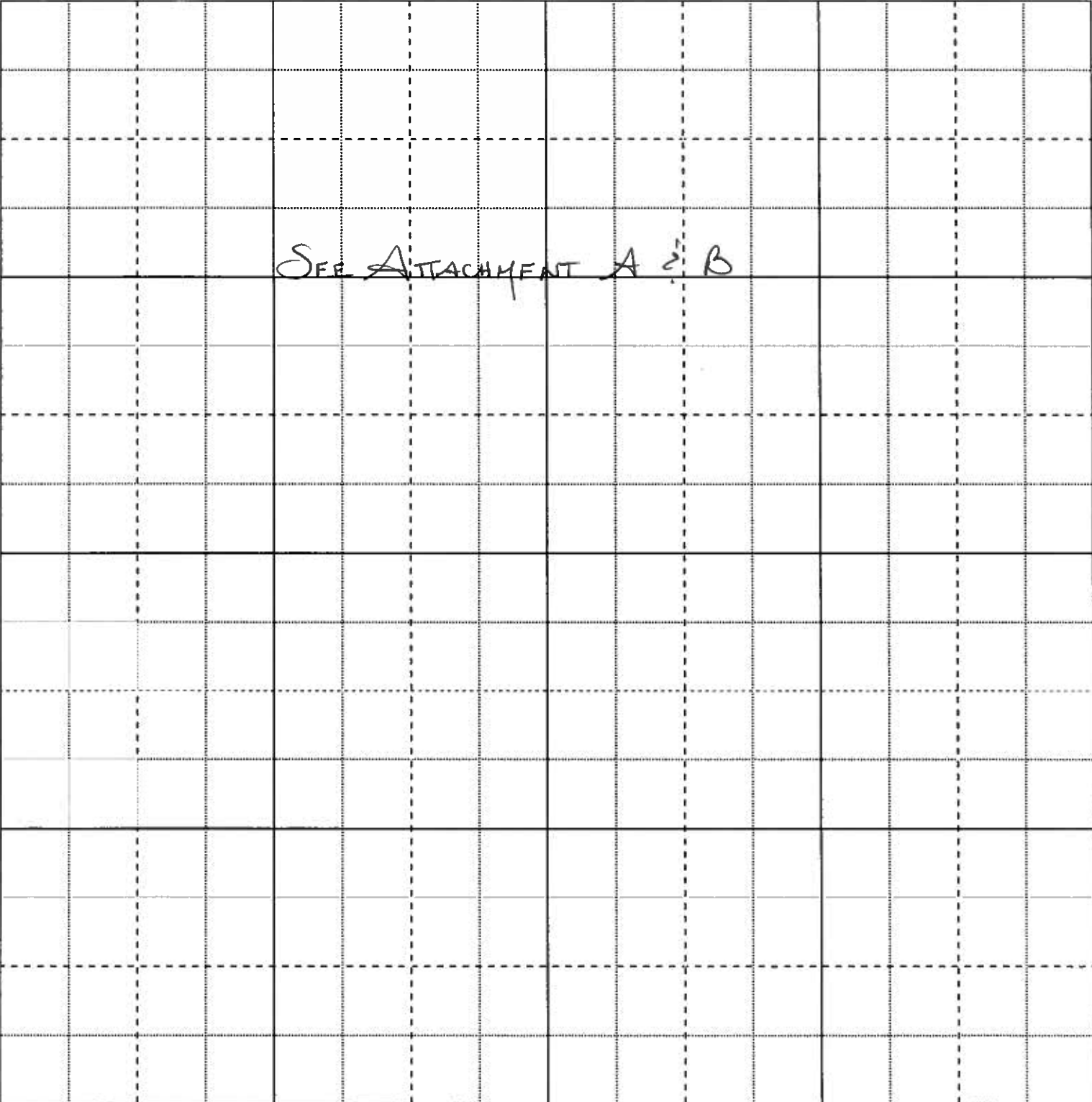
Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

See Attached Maps

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for the rights described in part 1. Clearly depict the land by section, township and range number.



SEE ATTACHMENT A & B

Scale: 2 inches equal 1 mile. Draw plan in ink.

PART 3**B. CHANGES IN NATURE OF USE**

1.	<u>New Nature of Use</u>	<u>Amount(cfs/af-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
	<u>N/A</u>			_____ to _____
				_____ to _____

Quantity and quality of return flows and location of discharge: _____

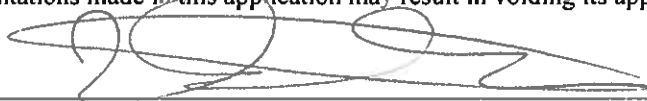
N/A

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

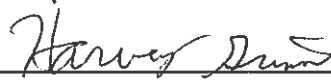
N/A

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.

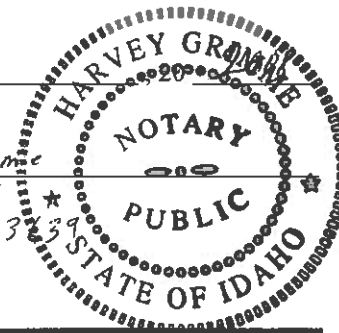
I understand that any willful misrepresentations made in this application may result in voiding its approval.



(Signature of Applicant)

Subscribed and sworn to before me this April 22 day of April


Harvey Grimmer
(Notary Public) 211 main st
Marsing ID 83439

My commission expires 8-10-2008**FOR DEPARTMENT USE ONLY**Transfer contains 6 pages and 4 attachmentsReceived by DB Date 4-29-08 Protest filed by _____Prelim. Check by AR Fee \$1582.90Received by DB / W036412 Date 4-29-08

Published in _____ Copies of protest forwarded by _____

Pub. Dates _____ Hearing held by _____ Date _____

Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial

_____ received _____ by _____

Copy of transfer sent to lien holder _____