

Should questions arise during the processing of this application please contact:
Paul E. Drury, P.E. ERO Resources Corp. (208) 373-7983

RECEIVED

AUG 17 2007

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of applicant Elias and Inez Jaca Phone 208-466-8801

Post Office address 817 W. Blaine Ave. Nampa, ID 83651

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
Installation of center pivot irrigation system requires transfer so that entire circle can be irrigated.

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

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>2-10013</u>	<u>3/15/1965</u>	<u>0.48cfs / 116.6 AFY</u>	<u>Irrigation</u>	<u>03/01</u> to <u>11/15</u>
		<u>0.19 cfs</u>	<u>Stockwater</u>	<u>01/01</u> to <u>12/31</u>

2. Total amount of water being transferred 0.20 cubic feet per second and/or 45 acre-feet per annum.
3. Source of water Snake River tributary to Columbia River
4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
2	SE	SW	NE	27	01N	03W	Owyhee	Jaca Pump Station

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	
01N	03W	28				S							S		S				
		28				<u>10</u> <u>3.2</u>							<u>10</u>		<u>10</u> <u>3.2</u>				<u>30</u> <u>16.4</u> <u>AFY</u>
		<u>27</u>							<u>4</u>	<u>5.5</u>									<u>9.5</u> <u>AFY</u>
		<u>27</u>							<u>5</u>	<u>5</u>									

Total acres 3025.9 AFY

PART 1**6. General Information:****a. Description of diversion system**

Two vertical turbine pumps, (1) 150 HP and (1) 125 HP, with 10" intake and 12" discharge head located adjacent to Snake River discharge through 14" pipeline to sprinklers and irrigation ditches, associated booster pumps and daily storage pond.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X 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:**

A portion of the land irrigated in the SE ¼ NE ¼ and NE ¼ SE ¼ Section 28 will be converted to stock feed lot.

d. Remarks: 1) Right as recorded allows a diversion of 0.014 cfs per acre and 4.5 ac-ft per acre on 34 acres.

2) Transfer application is for the irrigation of 10 acres of dry ground at a rate of 0.02 cfs per acre and 4.5 ac-ft per acre.

3) Amount transferred is 0.2 cfs and 45 ac-ft leaving 0.28 cfs and 108 ac-ft on original place of use.

4) To prevent enlargement the remaining irrigated acres will be reduced based on a diversion rate of 0.014 cfs per acre.

5) The remaining irrigated acres total 20 acres and the remaining volume limitation is 90 ac-ft.

6) The right after the requested transfer will allow the irrigation of 30 acres with a diversion rate of 0.48 cfs and a volume limitation of 135 ac-ft. Area reduced by 4 acres and volume reduced by 18 ac-ft.

7) No change in stockwater component is proposed.

8) A transfer application for the same right submitted on May 16, 2007 is not being amended due to complexities resulting in a name change.

9) Property owned by Elias and Inez Jaca in section 27 have been transferred to Jaca Family Properties, L.P.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

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

For the Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right 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. 2-10013 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 Deed ☐ Other _____

3. Source of water Snake River tributary to Columbia River

4. Date of priority March 15, 1965

5. Water is used for the following purpose:

Amount 0.48 cfs/153 ac-ft for Irrigation purposes from 03/01 to 11/15
(cfs/ac-ft)

Amount 0.19 cfs for Stockwater purposes from 01/01 to 12/31
(cfs/ac-ft)

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

6. Total amount of water under right 0.48 cubic feet per second and/or 153.0 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
2	SE	SW	NE	27	01N	03W	Owyhee	Jaca Pump Station

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	
01N	03W	28				16									18				34
		28				S									S				

Total acres 34

9. Describe any other water rights used for the same purpose as described above

Place of use is within area served by Opaline Irrigation District

PART 2

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 0.2 cfs / 45 AFY for irrigation purposes from 03/01 to 11/15
 (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
2	SE	SW	NE	27	01N	03W	Owyhee	Jaca Pump Station

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	
01N	03W	28											10						10

Total acres 10**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. Amount 0.19 cfs for stockwater purposes from 01/01 to 12/31
 (cfs/ac-ft)
 Amount _____ for irrigation purposes from 03/01 to 11/15
 (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
2	SE	SW	NE	27	01N	03W	Owyhee	Jaca Pump Station

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	
01N	03W	28				S									S				
		28				10									10				20

Total acres 20

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3**

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

SCALE: 2 inches equals 1 mile. Draw plan in ink.

SEE ATTACHMENT B

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

1. New Nature of Use Amount Hours/days/year Period of Use
 (cfs/ac-ft)
NA _____ to _____
 _____ to _____

2. Quantity and quality of return flows and location of discharge:

NA

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

NA

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.



Subscribed and sworn before me this 15th day of August, 20 07.

Elian Jara Steve Jara
 (Signature of Applicant)

Steve R. Hannula
 (Notary Public)

My commission expires 8-18-11

FOR DEPARTMENT USE ONLY

Transfer contains 4 pages and 2 attachments

Received by DB Date 8-17-07 Protest filed by _____

Prelim. Check by kw Fee \$250-

Received by DB / W035746 Date 8-17-07

Published in OWYHEE AVALANCHE DB Copies of protest forwarded by _____

Pub. Dates NOVEMBER 4 & 11, 2009 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial
 _____ received _____ by _____

Copy of transfer sent to lien holder _____

Attachment A
page 1 of 2

MAKE CHECK PAYABLE TO:

BRENDA RICHARDS TAX COLLECTR
P.O. BOX 128
MURPHY, ID 83650
208-495-1158 OR 337-5522

BILL# 4288
CODE AREA 20-0000

PARCEL NUMBER
RPO1N03W282

L 150,
I 70,

1ST HALF DUE		2ND HALF DUE		FULL DUE	
TAX	1,051.98	TAX	1,051.98	TAX	2,103.96
LATE		LATE		LATE	
INT		INT		INT	
COST		COST		COST	
TOT		TOT		TOT	

TOT MV 221,

TOT ACS 429.

2006 TAX BILL/RECEIPT

JACA ELIAS
817 BLAINE AVE
NAMPA

ID 83651

N2S2,S2N2 LYING S. OF CANAL,
SESE,N2NW 28 1N 3W

9243

JACA LN

83641

*** IMPORTANT ***
PLEASE READ BOTH FRONT AND BACK
*** MONTHLY PAYMENTS ARE ACCEPTED ***

TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.

BLM + Tom Johnston

TAXING DISTRICT	RATE	
STATE	.000000000	
COUNTY	.003378621	747.
SCHOOL 363	.000912027	201.
SCHOOL 363 BOND	.004095878	906.
COUNTY RD	.000344812	76.
MARS-HOME CEM	.000099028	21.
M-R-W FIRE	.000678648	150.
AMOUNT DUE	.009509014	2,103.

BRETT ENDICOTT
OWYHEE COUNTY ASSESSOR
PO BOX 128
MURPHY ID 83650

2007

ASSESSMENT NOTICE

THIS IS NOT A BILL.
DO NOT PAY.

Attachment A
Page 2 of 2

PARCEL DESCRIPTION:

S 2SW, SWSE 28 1N 3W

For any questions, please notify the Assessor's Office immediately.

Assessor's Telephone Number: (208) 495-2817

PARCEL ADDRESS:

JACA ELIAS & INEZ
317 BLAINE AVE
NAMPA ID 83651

Appeals of your property value must be filed in writing, on a form provided by the County, by:

JUNE 25, 2007

Tax Code Area: 20-0000

Parcel Number: RP 01N03N286000 A

ASSESSED VALUE OF YOUR PROPERTY			
CURRENT CATEGORY AND DESCRIPTION	LOTS/ACRES	LAST YEAR'S VALUE	CURRENT YEAR'S VALUE
1 IRRGTD AG 5 DRY GRAZING	85.900 AC 34.100 AC	32,985 511	57,72 51
SUBTOTAL: LESS HOMEOWNERS EXEMPTION: NET TAXABLE PROPERTY VALUE:	120.000	33,496 33,496	58,23 58,23

These values may not include personal property values. Taxes are based on the values shown on this Notice and on the Budgets of the taxing districts.

TAXING DISTRICT INFORMATION			
TAXING DISTRICTS	LAST YEAR'S TAXES	PHONE NUMBER	DATE OF PUBLIC BUDGET HEARING
STATE COUNTY SCHOOL 363 SCHOOL 363 BOND COUNTY RD MARS-HOME CEM M-R-W FIRE		495-2421 896-4111 896-4111 495-2421 896-4226 495-2487	NO RESPONSE 09/04/2007 06/12/2007 06/12/2007 09/04/2007 09/03/2007 08/23/2007
SUBTOTAL: FEES: TOTAL PROPERTY TAXES & FEES:			

THIS IS NOT A BILL. DO NOT PAY.

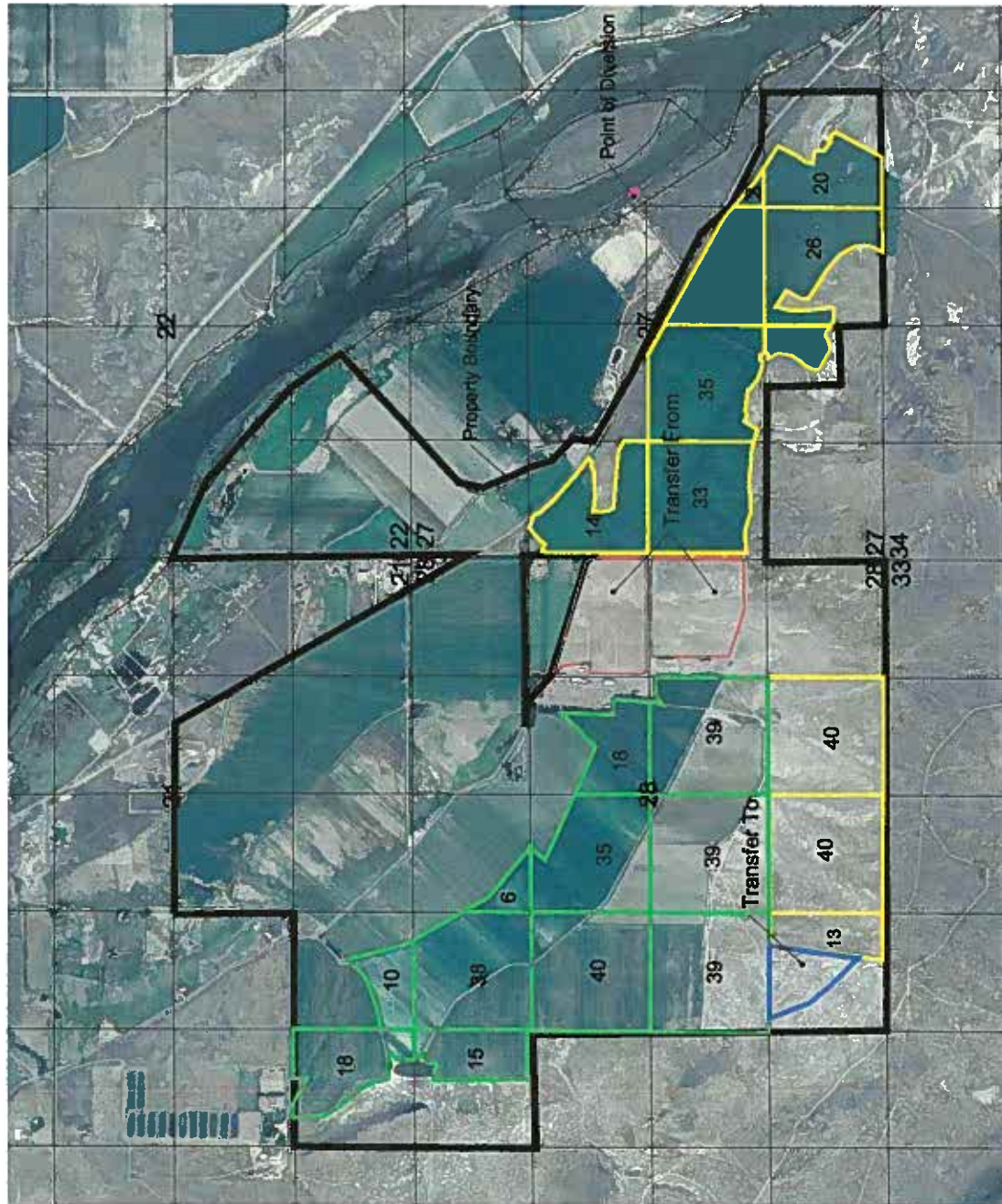
See the back of this Notice for details.

Attachment B Elias and Inez Jaca Transfer Application



T01N R03W

Water Right # 2-10013



- POU after Transfer.
- | | |
|---|--------------------|
|  | WR # 2-2266 |
|  | WR # 2-7108 |
|  | WR # 2-10013 |
|  | Point of Diversion |
|  | Property Boundary |
|  | Quarter Sections |

Date Drawn: August 13, 2007
Drawn By: Paul Drury, P.E.
Data Source: IDWR
 NAIP 2004 Aerial Photo

Attachment B