

Transfer No. 73753

JAN 26 2006

APPLICATION FOR TRANSFER OF WATER RIGHT

Name of Applicant Albert A Augustus/Rebecca S Augustus Phone 208-839-2836
Post Office address Po Box 94 Whitebird, Idaho 83554

4. 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 received quitclaim deed from former owner benefices
for water rights which had been in his deed of some property. same legal description

3. 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
A-7904009B	05/15/47	0.020 cfs	domestic use garden domestic use lawn	1/01 to 12/31
				to
				to
				to

2. Total amount of water being transferred 0.020 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Salmon River tributary to Snake River

4. Point(s) of Diversion: directly from Salmon River

[illegible]

5. Lands irrigated or place of use: please see legal description on warrant deed

[illegible]

WITHDRAWN

Total Acres

PART 1

General Information:

a. Description of diversion system directly from Salmon River

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

d. Remarks:
(Victoria Eliz Wells)
Water rights were transferred to former owner James as evidenced on his deed by executor of Hasley's will
Same water rights transferred to us by Quitclaim Deed dated December 2, 05
Personal Representative deed Hasley to Wells / Beck already in your file per settlement of estate.

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:

In witness my hand this _____ day of _____, 20_____.

 For the Director

WATER

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 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. A-7904009 B 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 Salmon River tributary to Snake River

4. Date or priority 05-15-1947

5. Water is used for the following purposes:

amount 0.020 for domestic garden & lawn purposes from 1/01 to 12/31
(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 0.020 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion

8. Lands irrigated or place of use: please see legal description warranty deed (attached)

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				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 _____

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

_____ If yes, describe _____

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 0.020 cfs for domestic garden yard purposes from 01/01 to 12/31
 (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	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion

3. Lands irrigated or place of use: please see legal description on warranty deed (attached)

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres _____

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	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				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 RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

please see attached map

- .. 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.

please see attached map

The form consists of a large grid for drawing a map. The grid is composed of solid lines forming a 12x12 square pattern. Overlaid on this grid are dashed lines that further divide each 12x12 square into a 3x3 grid of smaller squares. On the left side of the grid, there is a circular notary seal. The seal contains the text 'NOTARY PUBLIC' and 'IDAHO' around the perimeter, with some illegible text in the center. The seal is positioned over the first few rows and columns of the grid.

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

PART 3

CHANGES IN NATURE OF USE

-NA-

New Nature of Use

Amount(cfs/af-ft)

Hours/days/year

Period of Use

_____ to _____
_____ to _____

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

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

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.

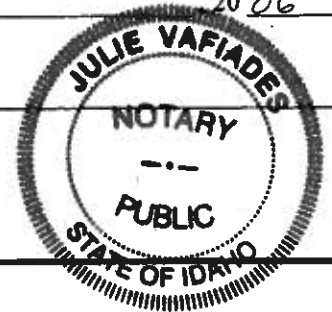
I understand that any willful misrepresentations made in this application may result in voiding its approval.

Rebecca S. Augustus
(Signature of Applicant)

Subscribed and sworn to before me this 18 day of January, 2006

Jul Vafiades
(Notary Public)

My commission expires 11-1-11



FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by SL Date 1/26/06 Protest filed by _____

Prelim. Check by _____ Fee \$100 (no \$ on 1/26/06)

Received by SL for JVO Date 1/31/07 W035044

Published in _____ Copies of protest forwarded by _____

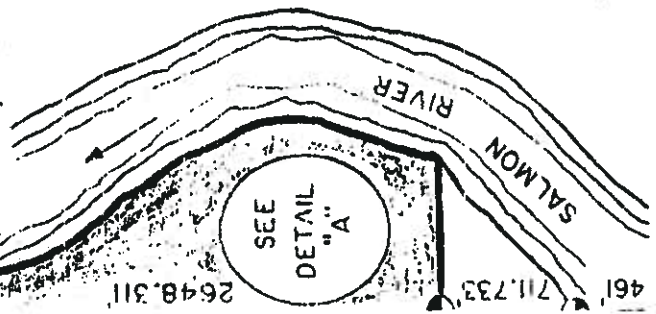
Pub. Dates _____ Hearing held by _____ Date _____

Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial

_____ received _____ by _____

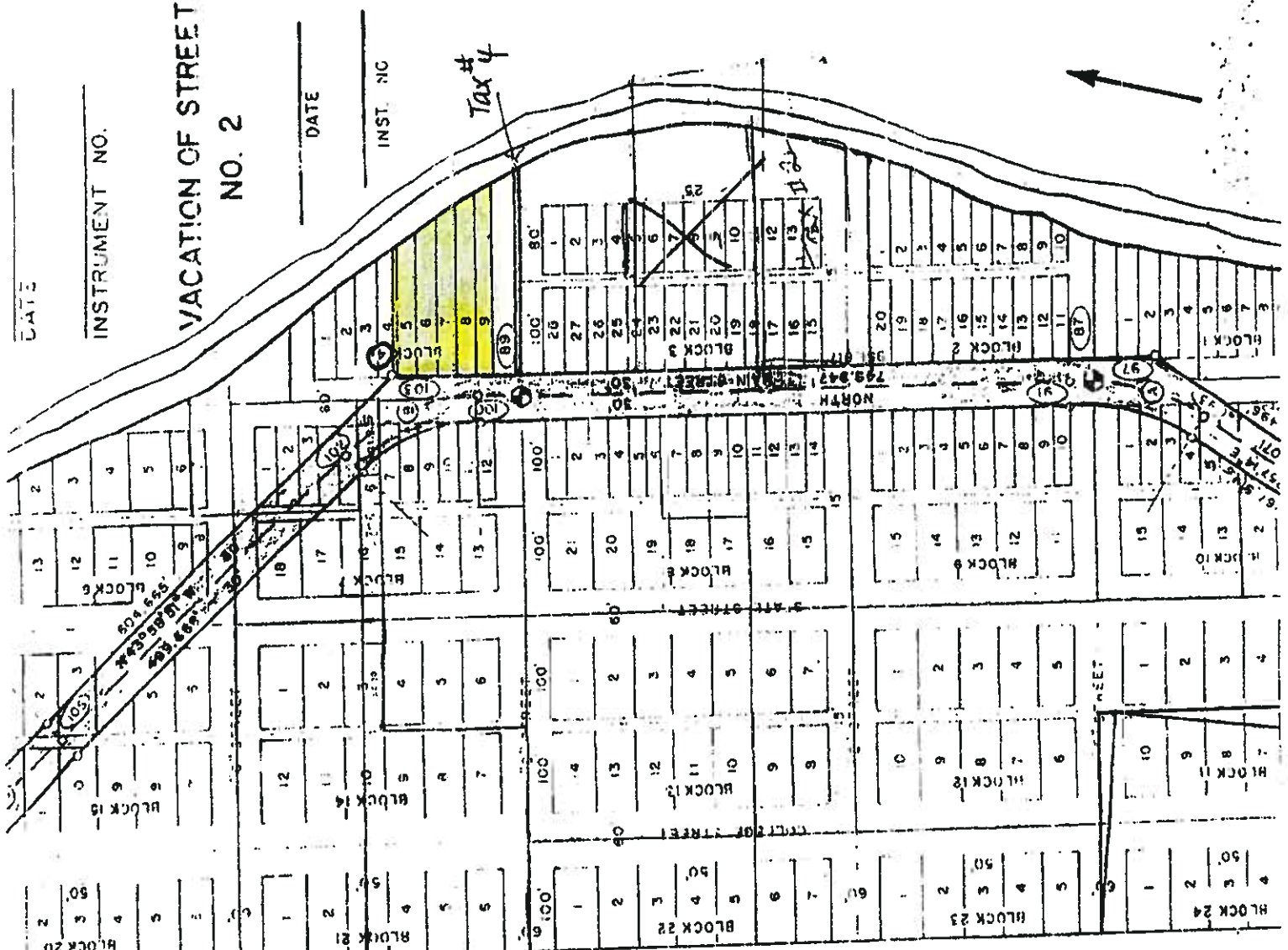
Copy of transfer sent to lien holder _____

68 10,000.000
 72 23,553.585 10,000.000
 73 20,553.701 12,663.938
 74 20,599.409 7,336.257
 75 20,634.908 9,833.516
 76 20,640.252 10,482.839
 77 21,233.144 10,000.000
 78 21,630.391 10,000.000
 79 22,573.951 10,000.000
 80 23,285.585 10,497.190
 81 23,525.585 10,580.000
 89 24,345.585 10,680.000
 91 23,555.585 10,680.000
 93 23,493.743 10,632.131
 94 23,285.585 10,461.437
 96 23,285.585 10,532.942
 97 23,558.711 10,710.000
 100 24,405.532 10,680.000
 102 24,565.248 10,615.502
 103 24,510.528 10,710.000
 105 24,924.796 10,268.523
 107 25,083.633 10,143.611
 109 25,174.445 10,086.017
 111 25,422.198 10,025.217
 112 25,254.059 10,000.000
 113 25,484.210 10,030.432
 114 25,573.505 10,027.932
 116 25,771.871 10,000.000
 117 25,933.895 10,007.481
 119 25,067.566 10,118.276
 121 20,637.274 10,000.000



1 B.C.
 2 B.C.
 3 P.T.
 4 P.C.
 5 P.C.
 6 P.T.
 7 P.T.
 8 P.C.
 9 P.C.
 10 P.T.
 11 P.T.
 12 P.C.
 13 P.C.
 14 P.T.
 15 P.T.

NORTH - 2648.311' (G.L.O. BASIS OF BEARINGS)



DATE _____
 INSTRUMENT NO. _____
 VACATION OF STREET
 NO. 2
 DATE _____
 INST. NO. _____

DESIGN: 712

DWG. No. G - 16 - 81

HWAY DISTRICT
 COPPERVILLE SUBDIVISION

146154

446190

QUITCLAIM DEED

For Value Received \$1.00

Gene K. Jiros

do hereby convey, release, remise and forever quitclaim unto

Albert A. Augustus and Rebecca Augustus
whose current address is PO Box 94 White Bird, Idaho 83554
the following described premises, to-wit:

Statement concerning water rights # A-7904009B which was a warranty deed from Beck/Wells to Jaros (Exhibit B) but originally omitted in Jaros to Augustus (Exhibit A)

To add to warranty deed:

"Also water rights in claim number A-79040098,
Idaho Department of Water Resources.

Together with all improvements, water, water rights, ditches, ditch rights, easements, hereditaments and appurtenances thereto."

together with their importances.

Dated: _____

12-02-05

Ben faros

STATE OF INDIANA, COUNTY OF Yangtze
On this 2nd day of December,
before me, a notary public in and for the said State, per-
sonally appearing [redacted] [redacted]



known to be the person who subscribed to the within instrument, and acknowledged to me that he executed the same.

Residing at
Comn. Expre

Notary Public
J. J. J.

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at
the request of Rebecca Augustus

at 35 minutes past 10 o'clock A.M.
this 17 day of January
2006, in my office, and duly recorded in Book
of Deeds at Page

ROSE E. GEHRING

Ex-Officio Recorder

By John Caputo Deputy

Press # 6000
Dial to: Five Above

Exhibit B

397758

WARRANTY DEED

GRANTORS, MARTHA L. BECK, a married woman dealing with her sole and separate property and, VICTORIA ELIZABETH WELLS, an unmarried woman, for a good and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto, GENE R. JAROS, an unmarried man, of Box 671544 Chugach, AK 99567, as GRANTEE, and to grantee's heirs and assigns forever, all of the following described real estate located in the County of Idaho, State of Idaho, to wit:

description

The following described parcels of the Village of Copperville, Idaho County, Idaho, according to the recorded plat thereof:
 Lots 5, 6, 7, 8, 9, and the south four feet of Lot 4, Block 4.
 The North half of "D" street commencing at the western edge of the Salmon River and continuing westward to the center of Main Street.
 The East half of Main Street adjacent to lots 5, 6, 7, 8, 9, and the South 4 feet Lot 4, Block 4. Less the following described parcel:
 Commencing at the Southwest corner of Lot 9, Block 4 of the Copperville Addition to Idaho County, Idaho, and proceeding southerly along the extended West line of said Lot 9 a distance of 25 feet to THE POINT OF BEGINNING, thence continuing southerly along said extended line an additional 4 feet to an iron pin, thence at right angles easterly along an existing fence to the high water mark of the Salmon River, thence at right angles northerly 4 feet, thence at right angles westerly to THE POINT OF BEGINNING. Said 4 foot strip of land being located in the center of "D" Street of the platted Addition of Copperville, according to the recorded plat thereof.
ALSO LESS THE RIGHT-OF-WAY for the COUNTY OF IDAHO and the DOUMECO HIGHWAY DISTRICT road referred to in Instrument No. 324097, records of Idaho County, Idaho.

ALSO Water Right to Claim Number A-7904009D, Idaho Department of Water Resources.

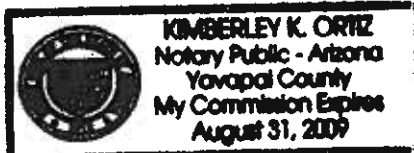
Together with all improvements, water, water rights, ditches, ditch rights, easements, servitudes and appurtenances thereto.

Subject to:

1. Subject to RIGHT-OF-WAY DEED to THE COUNTY OF IDAHO and the DOUMECO HIGHWAY DISTRICT dated September 7, 1983 and recorded December 16, 1983 as Instrument No. 324097, records of Idaho County, Idaho.
2. Matters as shown on survey recorded April 1, 1994 as Instrument Number 373541 records of Idaho County, Idaho.
3. COVENANTS, CONDITIONS, EASEMENTS, DEDICATIONS and RESTRICTIONS contained in the recorded plat of said subdivision.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantee, his heirs and assigns forever. And the Said Grantors do hereby covenant

WARRANTY DEED
PAGE 1



Kimberley K. Ortiz
 Attach. to quit claim (1 of 2)

*Add on
to Augustus/Jaros
deed per quit claim*

04/28/2004 07:34 FAX 12086632096
04/20/2004 08:01 FAX 12086632096

IDAHO COUNTY TITLE
IDAHO COUNTY TITLE

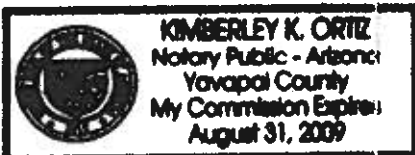
007/007
010

EXHIBIT "A"**Jarvis/Augustus Property Description**

The following described parcel of the Village of Copperville, Idaho County, Idaho, according to the recorded plat thereof, Lots 5, 6, 7, 8, 9 and the South 4 feet of Lot 4, Block 4, The North ½ of "D" Street commencing at the western edge of the Salmon River and continuing westward to the center of Main Street, The East ½ of Main Street adjacent to Lots 5, 6, 7, 8, 9 and the South 4 feet of Lot 4, Block 4, LESS the following described parcel:

Commencing at the Southwest corner of Lot 9, Block 4 of the Copperville Addition to Idaho County, Idaho, and proceeding southerly along the extended West line of said Lot 9, 26 feet to the POINT OF BEGINNING;
thence continuing southerly along said extended line an additional 4 feet to an iron pin;
thence at right angles easterly along an existing fence to the high water mark of the Salmon River;
thence at right angles northerly 4 feet;
thence at right angles westerly to the POINT OF BEGINNING, said 4 foot strip of land being located in the center of "D" Street of the platted Addition of Copperville, according to the recorded plat thereof.

ALSO LESS the Right-of-Way for the County of Idaho and the Doumaey Highway District road referred to in Instrument No. 324097, records of Idaho County, Idaho.



Kimberley K. Ortiz
Attchmt. to Quit Claim (2042)