

MAR 20 2003

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Transfer No. 74727

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of Applicant Randy R. Helmer, Amy M. Helmer Phone 208 743-2888
Mailing address 14 Hill Creek Road, Homestead Bend Park 83629 Email vhelmer@a cs com

A. PURPOSE OF TRANSFER

- ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
- Describe the reason for the proposed changes we would like to install a gravity flow sprinkler system on our ranch, currently we use flood irrigation + have to water

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>05-3303B</u>	<u>12/31/88</u>	<u>3.970 CFS</u>	<u>irrigation</u>	<u>1/01</u> to <u>11/01</u>

- Total amount of water being transferred 3.970 CFS cubic feet per second and/or _____ acre-feet per annum.
- Source of water Hill Creek tributary to Payette River
- Point(s) of Diversion: New

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
				<u>3</u>	<u>7N</u>	<u>2E</u>	<u>Boise</u>	<u>Hill Creek</u>
	<u>SW</u>	<u>NW</u>		<u>6</u>	<u>7N</u>	<u>1E</u>	<u>Boise</u>	<u>Hill Creek</u>

5. Lands irrigated or place of use: Add

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	
<u>7N</u>	<u>2E</u>	<u>12</u>						<u>20</u>											

Total Acres 20

PART 1

6. General Information:

a. Description of diversion system Canal gate with furrow Suction bar
sprinkler irrigation

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:
Water usage will be more more efficient

d. Remarks:

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

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

SEE ATTACHED

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 Deed ☐ 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 _____

PART 2

Transfer No. _____

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 _____

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:

[illegible]

3. Lands irrigated or place of use:

[illegible]

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:

[illegible]

- 3.
- Lands irrigated or place of use:

[illegible]

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- 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.

The form consists of a large grid for drawing a map. The grid is composed of 16 columns and 16 rows of squares. The top right quadrant of the grid contains the handwritten text "SEE ATTACHED" in black ink. The grid is used for drawing a map or attaching a USGS map indicating the new point(s) of diversion and/or the new place of use for the rights described in part 1. The grid is used to clearly depict the land by section, township and range number.

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>
_____	_____	_____	_____ to _____
_____	_____	_____	_____ to _____

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

3. 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.

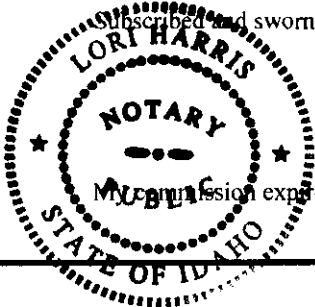
Rory Piller

(Signature of Applicant)

Rory Piller

Print Name (and title, if applicable)

Subscribed and sworn to before me this 24 day of March, 2008.



Lori Harris

(Notary Public)

My commission expires 12-12-2012

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and _____ attachments

Received by J.O.S. Date 3-10-08 Protest filed by _____

Prelim. Check by _____ Fee \$100 -

Receipted by J.O.S. Date March 20, 08 # 2036282

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 _____

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 65-3803B

WATER RIGHT NUMBER: 65-3803B

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	EVERETT K ALLEN
Original Owner	DOUBLE DIAMOND INC (aka D R & J Investments) C/O DONALD RUMSEY RT 1 BOX 54 HORSESHOE BEND, ID 83629
Current Owner	RANDY HEFFNER 14 HILL CREEK RD HORSESHOE BEND, ID 83629 (208)793-2898
Current Owner	AMY HEFFNER 14 HILL CREEK RD HORSESHOE BEND, ID 83629 (208)793-2898

Priority Date: 12/23/1888

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
HILL CREEK	PAYETTE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01	to 11/01	3.970 CFS	
	<u>Total Diversion:</u>		3.970 CFS	

Location of Point(s) of Diversion

HILL CREEK	SE1/4NE1/4	Sec. 1,	Twp 07N,	Rge 02E, B.M.
BOISE County				
HILL CREEK	SE1/4NW1/4	Sec. 1,	Twp 07N,	Rge 02E, B.M.
BOISE County				

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N	02E	1						2.0	10.0	7.0		10.0	12.0						41.0
								L 4											
07N	02E	2	4.0	4.0	28.0	39.0									32.0	26.0			133.0
			L 1	L 2															

Total Acres: 174

Attachment A
(2 pgs)

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 65-3803B

Conditions of Approval:

1. E60 USE OF THIS RIGHT WITH RIGHT NO. 65-07833 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.02 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 4.5 AF AT FIELD HEADGATE.
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.

Dates and Other Information:

Licensed Date:
 Decreed Date: 8/2/2004
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector: And/Or
 Water District Number: 65
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Decree Defendant:
 Decree Plaintiff:
 Civil Case Number: 39576
 Judicial District: FIFTH
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.02	4.5	

Combined Water Rights: 65-7833 , 65-3803B

Az

Hettner Trans.

New
P/D
SWNW
Sec 6



Attachment B