

Transfer No. 75236

Receipt No. 5030520

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

1. Applicant Information WILLIAM L MOLYNEUX
 027 DURFEE RD
 CAREY ID 83320
 (208)823-4491

RECEIVED
NOV 12 2008
 DEPT. OF WATER RESOURCES
 SOUTHERN REGION

Will this transfer result in an ownership change? _____ Yes ☒ No

2. Current Water Right**Part 2 Attached for Each Right**

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
37-6	WR/Decreed	3.00			280.0	SILVER CREEK
37-7	WR/Decreed	2.50			280.0	SILVER CREEK
37-8	WR/Decreed	0.60			280.0	SILVER CREEK

3. Purpose of Transfer (Change Proposed)**Part 3A Attached for Each Proposed Right****Part 3B Attached for Each Split Right**

Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
37-6	NO	NO	YES	NO	NO	NO
37-7	NO	NO	YES	NO	NO	NO
37-8	NO	NO	YES	NO	NO	NO

Describe the reason for the proposed changes

Bring 2.1 acres of irrigation into compliance as part of an IDWR consent agreement.

4. FOR CHANGES IN NATURE OF USE ONLY**A. Describe the expected quantity of the return flows and location of discharge after the proposed change**

N/A

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

N/A

5. Total Amounts Transferred

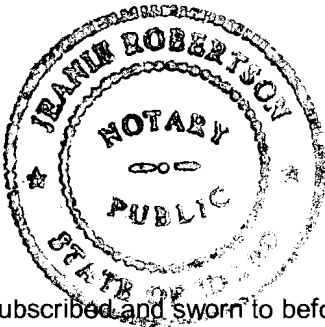
	Rate	Acre Limit	Total Acres	Volume
37-6	3.00 cfs		280.0	
37-7	2.50 cfs		280.0	
37-8	0.60 cfs		280.0	
TOTAL	0.05 cfs		2.1	

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

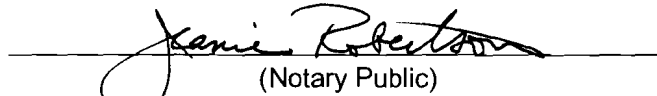
I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in voiding its approval.




(Signature of Applicant)

(Title or Office)

Subscribed and sworn to before me this 12th day of November, 2008.


(Notary Public)

My commission expires 1-12-13

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

Current Water Right No. 37-6

Priority Date: May 01, 1881

Origin: Water Right

Basis: Decreed

Status: Active

Source: SILVER CREEK**Tributary:** LITTLE WOOD RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01 11/01	3.00 CFS		
	Total Diversion	3.00 CFS		

Source and Point(s) of Diversion:

SILVER CREEK SENWNW Sec. 29 Twp 02S Rge 21E BLAINE County

SILVER CREEK SENWNW Sec. 29 Twp 02S Rge 21E BLAINE County

SILVER CREEK SENWNW Sec. 29 Twp 02S Rge 21E BLAINE 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	
02S	21E	29					34.0	36.0	36.0	40.0	38.0	39.0	40.0	17.0					280.0

Total Acres: 280

Conditions/Remarks:

1. THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 37-6A & 37-6B.
2. RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
3. 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.
4. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 280 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 37-7 & 37-8.

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Documentation of Ownership of the Current Place of Use

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

Remove 2.1 acres of rock piles and flood plain areas to be used elsewhere on the property.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

Transfer No. 75236

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

Current Water Right No. 37-7

Priority Date: April 01, 1885

Origin: Water Right

Basis: Decreed

Status: Active

Source: SILVER CREEK**Tributary:** LITTLE WOOD RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01 11/01	2.50 CFS		
	Total Diversion	2.50 CFS		

Source and Point(s) of Diversion:

SILVER CREEK SENWNW Sec. 29 Twp 02S Rge 21E BLAINE County

SILVER CREEK SENWNW Sec. 29 Twp 02S Rge 21E BLAINE County

SILVER CREEK SENWNW Sec. 29 Twp 02S Rge 21E BLAINE 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	
02S	21E	29					34.0	36.0	36.0	40.0	38.0	39.0	40.0	17.0					280.0

Total Acres: 280

Conditions/Remarks:

1. THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 37-7A & 37-7B.
2. RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 280 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 37-6 & 37-8.
4. 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.

Documentation of Ownership of the Current Place of Use

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

Remove 2.1 acres of rock piles and flood plain areas to be used elsewhere on the property.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

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

Current Water Right No. 37-8

Priority Date: April 01, 1887

Origin: Water Right

Basis: Decreed

Status: Active

Source: SILVER CREEK**Tributary:** LITTLE WOOD RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01 11/01	0.60 CFS		
	Total Diversion	0.60 CFS		

Source and Point(s) of Diversion:

SILVER CREEK SENWNW Sec. 29 Twp 02S Rge 21E BLAINE County

SILVER CREEK SENWNW Sec. 29 Twp 02S Rge 21E BLAINE County

SILVER CREEK SENWNW Sec. 29 Twp 02S Rge 21E BLAINE 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	
02S	21E	29					34.0	36.0	36.0	40.0	38.0	39.0	40.0	17.0					280.0

Total Acres: 280

Conditions/Remarks:

1. THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 37-8A & 37-8B.
2. 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.
3. RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
4. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 280 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 37-6 & 37-7.

Documentation of Ownership of the Current Place of Use

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

Remove 2.1 acres of rock piles and flood plain areas to be used elsewhere on the property.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

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

Proposed Water Right No. 37-6

Priority Date: May 01, 1881

Origin: Water Right

Basis: Decreed

Status: Active

Source: SILVER CREEK**Tributary:** LITTLE WOOD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 11/01	3.00 CFS		
	Total Diversion	3.00 CFS		

Source and Point(s) of Diversion:

SILVER CREEK SENWNW Sec. 29 Twp 02S Rge 21E BLAINE County

SILVER CREEK SENWNW Sec. 29 Twp 02S Rge 21E BLAINE County

SILVER CREEK SENWNW Sec. 29 Twp 02S Rge 21E BLAINE County

Describe the proposed diversion system**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	
02S	21E	29					34.0	36.8	35.2	40.0	38.0	39.0	40.0	17.0					280.0

Total Acres: 280

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

Proposed Water Right No. 37-7

Priority Date: April 01, 1885

Origin: Water Right

Basis: Decreed

Status: Active

Source: SILVER CREEK**Tributary:** LITTLE WOOD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 11/01	2.50 CFS		
	Total Diversion	2.50 CFS		

Source and Point(s) of Diversion:

SILVER CREEK SENWNW Sec. 29 Twp 02S Rge 21E BLAINE County

SILVER CREEK SENWNW Sec. 29 Twp 02S Rge 21E BLAINE County

SILVER CREEK SENWNW Sec. 29 Twp 02S Rge 21E BLAINE County

Describe the proposed diversion system**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	
02S	21E	29					34.0	36.8	35.2	40.0	38.0	39.0	40.0	17.0					280.0

Total Acres: 280

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

Proposed Water Right No. 37-8

Priority Date: April 01, 1887

Origin: Water Right

Basis: Decreed

Status: Active

Source: SILVER CREEK**Tributary:** LITTLE WOOD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 11/01	0.60 CFS		
	Total Diversion	0.60 CFS		

Source and Point(s) of Diversion:

SILVER CREEK SENWNW Sec. 29 Twp 02S Rge 21E BLAINE County

SILVER CREEK SENWNW Sec. 29 Twp 02S Rge 21E BLAINE County

SILVER CREEK SENWNW Sec. 29 Twp 02S Rge 21E BLAINE County

Describe the proposed diversion system**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	
02S 21E 29					34.0	36.8	35.2	40.0	38.0	39.0	40.0	17.0					280.0

Total Acres: 280

