

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 74837
\$290APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of Applicant Andrew M Knight + Kathleen M Knight Phone 208 756-4484
Post Office address PO Box 71 Lemhi ID 83465

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 add source2. Describe the reason for the proposed changes Add a point of diversion so we can gravity flow the sprinkler system therefor saving \$1000 per month on energy cost. We will be ~~not~~ using excess water not being used by pivot or other irrigation practices

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>74-15536</u>	<u>1875</u>	<u>1.82</u>	<u>irrigation</u>	<u>3-15</u> to <u>11-15</u>
<u>74-15536</u>	<u>1875</u>	<u>.08</u>	<u>stockwater</u>	<u>1-01</u> to <u>12-31</u>
				to
				to

2. Total amount of water being transferred 1.82 cubic feet per second and/or _____ acre-feet per annum.3. Source of water unnamed stream tributary to Lemhi River

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
		NW	SW	~~33~~ 33	18N	24E	Lemhi	
	NE	SW	NE	32	18N	24E	Lemhi	

5. 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	
<u>18N</u>	<u>24E</u>	<u>28</u>									<u>9.3</u>		<u>13.5</u>	<u>24.5</u>					<u>47.3</u>
		<u>32</u>			<u>4.0</u>														<u>4.0</u>
		<u>33</u>																	<u>9.5</u>
									<u>9.5</u>										

Department of Water Resources
Eastern Region

RECEIVED

APR 16 2008

Total Acres 60.8

74837

Department of Water Resources

PART 1

6. General Information:

a. Description of diversion system Bubbler system going into main line

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:
None

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 RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

(Attach one copy for each right)

RECEIVED
74837
MAY 22 2008Department of Water Resources
Eastern Region

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right as evidenced by:

- a. Decree No. 75-15536 Decreed to Andrew M Knight + Kathleen M Knight
in case of State of Idaho vs. Andrew M Knight + Kathleen M Knight
dated 7-9-2007 in Idaho county of Lemhi
- 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 unnamed stream tributary to Lemhi River

4. Date or priority _____

5. Water is used for the following purposes:

amount 1.82 for irrigation purposes from 3-15 to 11-15
(cfs/ac-ft)

amount 0.08 for stockwater purposes from 1-01 to 12-31
(cfs/ac-ft)

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

6. Total amount of water under right 1.82 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
		NW	SW	33	18N	24E	Lemhi	

8. 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	
18N	24E	28									9.3		13.5	24.5					47.3
		32	4.0																4.0
		33						9.5											9.3

Total Acres 60.89. Describe any other water rights used for the same purpose as described above 74-15534

74837

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? 74837
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 NA 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 _____

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	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 _____

74837

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 74-15536 V1

WATER RIGHT NUMBER: 74-15536 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	DALE MAHAFFEY PO BOX 14 LEMHI, ID 83465 (208)756-2706
Current Owner	ANDREW M KNIGHT PO BOX 71 LEMHI, ID 83465 (208)756-4484
Original Owner	VELMA MAHAFFEY PO BOX 14 LEMHI, ID 83465 (208)768-2413
Original Owner	MERLE MAHAFFEY PO BOX 14 LEMHI, ID 83465
Current Owner	KATHLEEN M KNIGHT PO BOX 71 LEMHI, ID 83465 (208)756-4484

Priority Date: 02/12/1875

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED STREAM	LEMHI RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	1.820 CFS	
STOCKWATER	01/01 to 12/31	0.080 CFS	
	<u>Total Diversion:</u>	1.820 CFS	

Location of Point(s) of Diversion

UNNAMED STREAM	NW1/4SW1/4	Sec. 33, Twp 18N, Rge 24E, B.M.
LEMHI 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	
18N 24E 28									9.3		13.5	24.5					47.3
18N 24E 32	4.0																4.0
	L 1																

page 6 of 8

74837

Page 2

05/22/2008

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 74-15536 V1

18N 24E 33			9.0				9.0
			L 7				

Total Acres: 60.8

STOCKWATER same as IRRIGATION

Conditions of Approval:

1. 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.

Remarks:

Comments:

1. rbrown 11/22/2004 Recommendation
Comment: based on Lemhi decree 74-1862 and ownership
2. rbrown 11/22/2004 POD
Comment: Updated shape
3. rbrown 11/22/2004 POU
Comment: Updated Shape

Dates and Other Information:

Decreed Date: 7/9/2007
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Notice of Error Flag:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
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>
		60.8

Combined Water Rights: 74-15534 , 74-15536

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Summary			11/22/2004	rbrown	Active

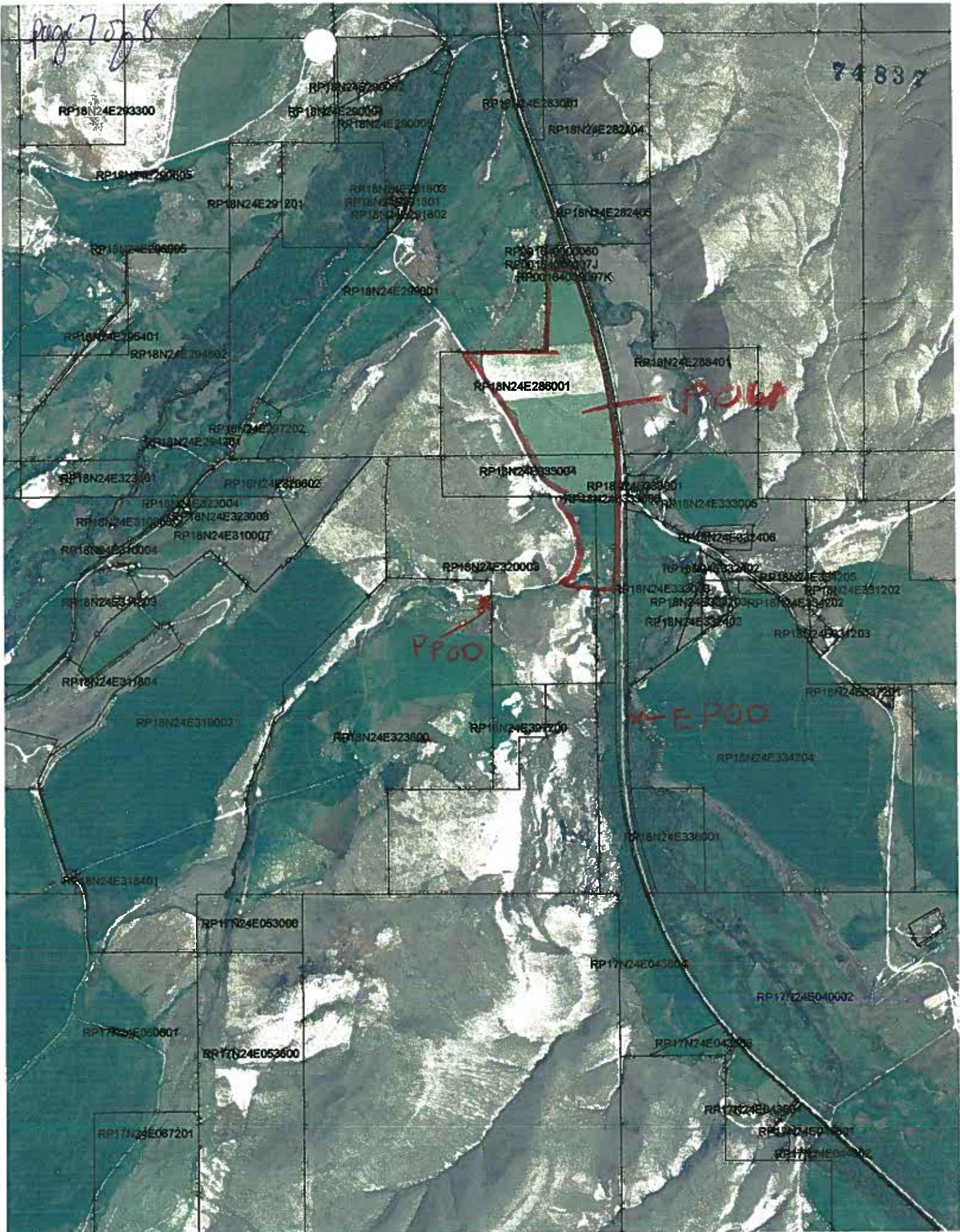
Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------

74837

page 7 of 8

74837



74837

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

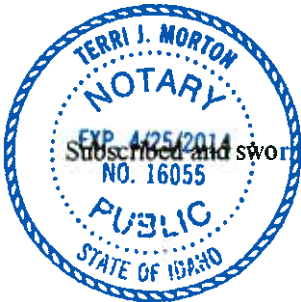
1. NA NA NA NA to _____
 _____ to _____

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.



Andy Knight (Signature of Applicant) Kathleen Knight

Subscribed and sworn to before me this 12th day of May, 20 08

Terri J. Morton (Notary Public)

My commission expires 4-25-14

FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and _____ attachments

Received by _____ Date 5/28/08 Protest filed by _____

Prelim. Check by _____ Fee 290-

Receipted by _____ Date 5/28/08 EO 34074

Published in Recorder Herald 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 _____