

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 75167APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of Applicant Nicholas A. Fox Carl R. Manning Phone 756.6246
Mailing address 23 N Baker RD Salmon ID 83467 Email _____

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 changing from flood irrigation to sprinkler irrigation

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

1. Right Number 74-15864 Priority 5/27/A02 Amount (cfs/ac-ft) .12 cfs Nature of Use irrigation Period of Use 3/15 to 11/15
 _____ to _____
 _____ to _____
 _____ to _____
2. Total amount of water being transferred 0.12 cfs cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Lenhi River tributary to Salmon River
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
		SE	NW	3	20N	23E	Lenhi	L-13

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	
20N	23E	3						2.0	2.0										4.0
								4.4											

RECEIVED

OCT 08 2008

Total Acres 4.0

75167

PART 1

6. General Information:

a. Description of diversion system diversion ditch from River, pump in ditch

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
 No _____ Yes X If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes & list name of entity : _____

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

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

Transfer No. _____
Receipt No. _____

Current Water Right No. 74-15864

Priority Date: 05/27/1902

Origin: Water Right

Basis: Decreed

Status: Active

Source: LEMHI RIVER

Tributary to: SALMON RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	0.12 CFS		
Total Diversion		0.12 CFS		

Source and Point(s) of Diversion:

LEMHI RIVER NESW 20N 23E 3 LEMHI

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	
20N 23E 3						2.0	2.0										4.0
						L 4											

Total Acres: 4

Conditions/Remarks:

1. 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.
2. This right is a split from former right 74-10249.

Documentation of Ownership of the Current Place of Use *deed attached*

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

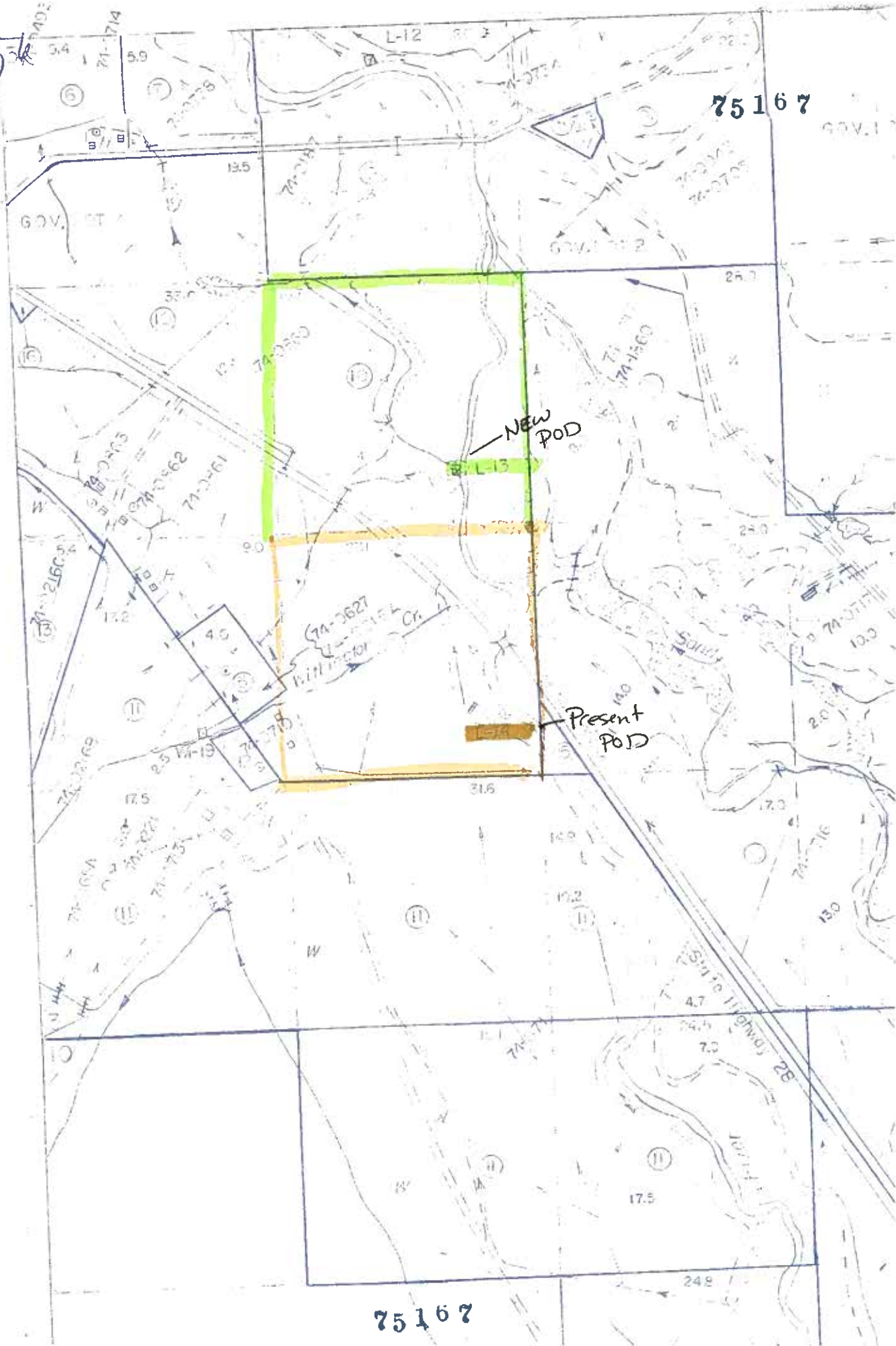
NO

Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer *NONE*

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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PART 3

B. CHANGES IN NATURE OF USE

- | 1. | New Nature of Use | Amount(cfs/af-ft) | Hours/days/year | Period of Use |
|----|-------------------|-------------------|-----------------|---------------|
| | | | | 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.

Carla Munning (Signature of Applicant) CARLA MUNNING Print Name (and title, if applicable)

Subscribed and sworn to in this 9th day of October, 20 08.

Robert E. Foster (Notary Public) My commission expires 3-6-2013

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by _____ Date _____ Protest filed by _____

Prelim. Check by _____ Fee _____

Received by Blake Date 10/19/08 E034516

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 _____

RECEIVED

OCT 10 2008

Department of Water Resources
Eastern Region

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

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

Nicholas A. Munnings Nicholas A. Munnings
 (Signature of Applicant) (Print Name (and title, if applicable))
 Subscribed and sworn to before me this 7th day of October, 20 08
Robert E. Just
 (Notary Public)
 My commission expires 3-6-2013

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 1 attachments
 Received by _____ Date _____ Protest filed by _____
 Prelim. Check by _____ Fee \$100
 Receipted by Blair Date 10/9/08 5034516
 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 _____



WARRANTY DEED

Order No.: 3070804635L-D

FOR VALUE RECEIVED

Cid E. Hayden and Donna Jean Hayden, Husband and Wife

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Nicholas A. Munning and Carla R. Munning, Husband and Wife

whose current address is

23 N. Baker Rd. Salmon, ID 83467

the grantee(s), the following described premises, in Lemhi County, Idaho, TO WIT:

A PARCEL OF LAND LOCATED IN THE NORTHWEST QUARTER, SECTION 3, T. 20 N., R. 23 E., BOISE MERIDIAN, LEMHI COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE WEST QUARTER CORNER OF SAID SECTION 3, FROM WHICH THE EAST QUARTER CORNER OF SAID SECTION BEARS N 89°45'36"E A DISTANCE OF 5245.30 FT., THE BASIS OF BEARING OF THIS DESCRIPTION, RUN THENCE N 48°44'24"E A DISTANCE OF 1126.39 FT. TO A POINT ON THE SOUTHERLY RIGHT-OF-WAY OF STATE HIGHWAY 28;

THENCE N 41°25'13"E A DISTANCE OF 253.70 FT. TO THE POINT OF BEGINNING;

THENCE N 28°35'09"W A DISTANCE OF 1156.22 FT. TO A POINT ON THE

SOUTHERLY RIGHT-OF-WAY OF BAKER LANE;

THENCE N 89°49'42"E ALONG SAID RIGHT-OF-WAY A DISTANCE OF 182.85 FT.;

THENCE S 28°35'09"E A DISTANCE OF 1010.70 FT.;

THENCE S 41°25'13"W A DISTANCE OF 171.13 FT. TO THE POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: 30 Apr 2008

Cid E. Hayden
Cid E. Hayden

Donna Jean Hayden
Donna Jean Hayden

State of Idaho)
County of Lemhi) ss.

On this 30th day of April, in the year 2008 before me, a Notary Public in and for said state, personally appeared Cid E. Hayden and Donna Jean Hayden known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and the seal of said state, at the County of Lemhi, Idaho, this 30th day of April, 2008.

State of Idaho)
County of Lemhi) SS No. 275999

This instrument was filed for record at the request of Alliance Title
at 2:30 o'clock pm 4:30 2008

and duly filed and indexed in the records of Lemhi County

Terri J. Morton
Ex-Officio Recorder

By Eyneca Cardin Deputy

Fee 3.00

Return to A-T