

Transfer No. 75056

Receipt No. S030394

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

**1. Applicant Information** PETER J GRUSH

2025 S HWY 81  
MALTA ID 83342  
(208)431-2361

And

SYLVIA T GRUSH  
2025 S HWY 81  
MALTA ID 83342  
(208) 645-2361

**RECEIVED**  
**AUG 29 2008**  
DEPT. OF WATER RESOURCES  
SOUTHERN REGION

Will this transfer result in an ownership change? \_\_\_\_\_ Yes \_\_\_X\_\_\_ No

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

|          | Origin/Basis      | Rate | Volume | Acre Limit | Total Acres | Source       |
|----------|-------------------|------|--------|------------|-------------|--------------|
| 43-10445 | WR/Beneficial Use | 0.04 |        |            |             | GROUND WATER |
| 43-10449 | WR/Decreed        | 0.23 |        |            |             | GROUND WATER |
| 43-10450 | WR/Beneficial Use | 0.04 |        |            |             | GROUND WATER |

**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 |
|----------|-------|-----|-----|---------|---------------|---------------|
| 43-10445 | NO    | YES | NO  | NO      | NO            | NO            |
| 43-10449 | NO    | YES | NO  | NO      | NO            | NO            |
| 43-10450 | NO    | YES | NO  | NO      | NO            | NO            |

**Describe the reason for the proposed changes**

Replacement well is being drilled.

**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**

NA

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

NA

**5. Total Amounts Transferred**

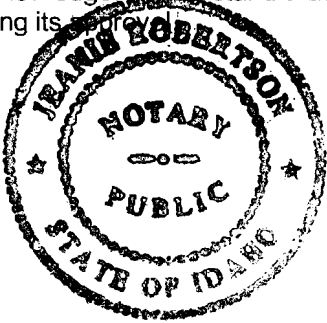
|          | Rate     | Acre Limit | Total Acres | Volume |
|----------|----------|------------|-------------|--------|
| 43-10445 | 0.04 cfs |            |             |        |
| 43-10449 | 0.23 cfs |            |             |        |
| 43-10450 | 0.04 cfs |            |             |        |
| TOTAL    | 0.31 cfs |            |             |        |

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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.



Peter J. Grush

(Signature of Applicant)

\_\_\_\_\_  
(Title or Office)

Subscribed and sworn to before me this 29<sup>th</sup> day of August, 2008.

Jeanie Robertson

(Notary Public)

My commission expires 1-12-13

Transfer No. 75056

Receipt No. \_\_\_\_\_

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

**Current Water Right No.** 43-10445

Priority Date: May 01, 1980

Origin: Water Right

Basis: Decreed

Status: Active

**Source:** GROUND WATER

| <u>Beneficial Use</u> | <u>From To</u>  | <u>Diversion Rate</u> | <u>Volume</u> | <u>Subuse Code</u> |
|-----------------------|-----------------|-----------------------|---------------|--------------------|
| DOMESTIC              | 1/01 12/31      | 0.04 CFS              |               |                    |
|                       | Total Diversion | 0.04 CFS              |               |                    |

Source and Point(s) of Diversion:

GROUND WATER      NWSWNE      Sec. 25 Twp 13S   Rge 26E   CASSIA County

**PLACE OF USE:** DOMESTIC

| Twp Rge Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | Totals |
|-------------|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|             | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |        |
| 13S 26E 25  |    |    | X  |    |    |    |    |    |    |    |    |    |    |    |    |    |        |

Conditions/Remarks:

1. THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
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. THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
4. PARCEL NO. 13S26E251350A

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

NA

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. 75056

Receipt No. \_\_\_\_\_

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

**Current Water Right No.** 43-10449

Priority Date: December 01, 1979

Origin: Water Right

Basis: Decreed

Status: Active

**Source:** GROUND WATER

| <u>Beneficial Use</u> | <u>From</u>     | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> | <u>Subuse Code</u> |
|-----------------------|-----------------|-----------|-----------------------|---------------|--------------------|
| STOCKWATER            | 1/01            | 12/31     | 0.23 CFS              |               |                    |
|                       | Total Diversion |           | 0.23 CFS              |               |                    |

Source and Point(s) of Diversion:

GROUND WATER      NWSWNE      Sec. 25 Twp 13S    Rge 26E    CASSIA County

**PLACE OF USE:** STOCKWATER

| <u>Twp</u> | <u>Rge</u> | <u>Sec</u> | <u>NE</u> |           |           |           | <u>NW</u> |           |           |           | <u>SW</u> |           |           |           | <u>SE</u> |           |           |           |               |
|------------|------------|------------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|-----------|---------------|
|            |            |            | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>NE</u> | <u>NW</u> | <u>SW</u> | <u>SE</u> | <u>Totals</u> |
| 13S        | 26E        | 25         |           |           | X         |           |           |           |           |           |           |           |           |           |           |           |           |           |               |

Conditions/Remarks:

1. THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. PARCEL NO. RP13S26E251350 STOCKWATER, 350 CATTLE

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

NA

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. 75056

Receipt No. \_\_\_\_\_

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

**Current Water Right No.** 43-10450

Priority Date: May 31, 1979

Origin: Water Right

Basis: Decreed

Status: Active

**Source:** GROUND WATER

| <u>Beneficial Use</u> | <u>From</u>     | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> | <u>Subuse Code</u> |
|-----------------------|-----------------|-----------|-----------------------|---------------|--------------------|
| DOMESTIC              | 1/01            | 12/31     | 0.04 CFS              |               |                    |
|                       | Total Diversion |           | 0.04 CFS              |               |                    |

Source and Point(s) of Diversion:

GROUND WATER                      NWSWNE                      Sec. 25 Twp 13S    Rge 26E    CASSIA County

**PLACE OF USE:** DOMESTIC

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |        |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | Totals |
| 13S | 26E | 25  |    |    | X  |    |    |    |    |    |    |    |    |    |    |    |    |    |        |

Conditions/Remarks:

1. THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
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. PARCEL NO. 13S26E251350

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

NA

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

NO

Receipt No. \_\_\_\_\_

**Proposed Water Right No. 43-10445**

Status: Active

| <u>Beneficial Use</u> | <u>From To</u>  | <u>Diversion Rate</u> | <u>Volume</u> | <u>Subuse Code</u> |
|-----------------------|-----------------|-----------------------|---------------|--------------------|
| DOMESTIC              | 01/01 12/31     | 0.04 CFS              |               |                    |
|                       | Total Diversion | 0.04 CFS              |               |                    |

GROUND WATER                  NESWNE                  Sec. 25 Twp 13S    Rge 26E   CASSIA County

Describe the proposed diversion system

**PLACE OF USE:** DOMESTIC

[illegible]

**Proposed Water Right No. 43-10449**

Origin: Water Right

Basis: Decreed

Status: Active

**Source:** GROUND WATER

| <u>Beneficial Use</u> | <u>From To</u>  | <u>Diversion Rate</u> | <u>Volume</u> | <u>Subuse Code</u> |
|-----------------------|-----------------|-----------------------|---------------|--------------------|
| STOCKWATER            | 01/01 12/31     | 0.23 CFS              |               |                    |
|                       | Total Diversion | 0.23 CFS              |               |                    |

Source and Point(s) of Diversion:

**GROUND WATER**                  **NESWNE**                  Sec. 25 Twp 13S    Rge 26E    CASSIA County

Describe the proposed diversion system

**PLACE OF USE:** STOCKWATER

[illegible]

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

**Proposed Water Right No. 43-10450**

Priority Date: May 31, 1979

Origin: Water Right

Basis: Decreed

Status: Active

**Source:** GROUND WATER

| <u>Beneficial Use</u> | <u>From To</u>  | <u>Diversion Rate</u> | <u>Volume</u> | <u>Subuse Code</u> |
|-----------------------|-----------------|-----------------------|---------------|--------------------|
| DOMESTIC              | 01/01 12/31     | 0.04 CFS              |               |                    |
|                       | Total Diversion | 0.04 CFS              |               |                    |

Source and Point(s) of Diversion:

GROUND WATER                      NESWNE                      Sec. 25 Twp 13S   Rge 26E   CASSIA County

Describe the proposed diversion system

**PLACE OF USE:** DOMESTIC

[illegible]



N

WELL

WRONG  
LOCATION

X