

Transfer No. 74347
Receipt No. E033648

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

1. Applicant Information STEPHEN B KING
3318 W 3300 N
MOORE ID 83255-8724
(208)554-3062

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
34-301B	WR/Decreed	1.00		50.0	105.0	BIG LOST RIVER
34-893B	WR/Decreed	1.40		70.0	125.0	BIG LOST RIVER
34-892B	WR/Decreed	0.20			125.0	BIG LOST RIVER

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
34-301B	NO	NO	YES	YES	NO	NO
34-893B	NO	YES	YES	NO	NO	NO
34-892B	NO	YES	YES	NO	NO	NO

Describe the reason for the proposed changes

add the island/eastside ditch as another point of diversion. drop the BJ canal.
change combine the place of use.

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

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

5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres	Volume
34-301B	1.00 cfs	50.0	170.0	
34-893B	1.40 cfs	70.0	170.0	
34-892B	0.20 cfs	125.0	170.0	
TOTAL	2.60 cfs	170.0	170.0	

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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.

Stephen B. King
(Signature of Applicant)

(Title or Office)

Subscribed and sworn to before me this 3 day of Jan, 2007.

Wade C. S.
(Notary Public)

My commission expires 2/26/2008

12 pages

Arco Advertiser - newspaper

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

Current Water Right No. 34-301B

Priority Date: May 01, 1885

Origin: Water Right

Basis: Decreed

Status: Active

Source: BIG LOST RIVER

Tributary: SINKS

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	5/01 10/15	1.00 CFS		
	Total Diversion	1.00 CFS		

Source and Point(s) of Diversion:

BIG LOST RIVER NWSESE Sec. 4 Twp 05N Rge 26E BUTTE 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	
05N	26E	15									32.0	24.0							56.0
05N	26E	16													24.0		25.0		49.0

Total Acres: 105

Conditions/Remarks:

1. THE PERIOD OF USE FOR IRRIGATION DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR OF THE IDAHO DEPARTMENT OF WATER RESOURCES.
2. USE OF THIS RIGHT WITH RIGHT NOS. 34-00892B, 34-00893B, 34-02388A, 34-07067A AND 34-02402 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.09 CFS.
3. USE OF THIS RIGHT WITH RIGHT NOS. 34-00892B, 34-00893B, 34-02388A, 34-07067A AND 34-02402 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 248.0 ACRES IN A SINGLE IRRIGATION SEASON.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 50 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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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.
5. WATER DIVERTED THROUGH MOORE DIVERSION, WESTSIDE AND ISLAND CANALS.

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

no change in place of use

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. 34-893B

Priority Date: May 12, 1885
Origin: Water Right
Basis: Decreed
Status: Active

Source: BIG LOST RIVER

Tributary: SINKS

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	5/01 10/15	1.40 CFS		
	Total Diversion	1.40 CFS		

Source and Point(s) of Diversion:

BIG LOST RIVER NWSESE Sec. 4 Twp 05N Rge 26E BUTTE County

BIG LOST RIVER NWSENE Sec. 32 Twp 06N Rge 26E BUTTE 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	
05N 26E 15									2.0	9.0							11.0
05N 26E 16			1.0	1.0									34.0	19.0	28.0	31.0	114.0

Total Acres: 125

Conditions/Remarks:

1. THE PERIOD OF USE FOR IRRIGATION DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR OF THE IDAHO DEPARTMENT OF WATER RESOURCES.
2. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.09 CFS.
COMBINED RIGHT NOS.: 34-00301B, 34-00892B, 34-02388A, 34-02402 AND 34-07067A.
3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 248 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-00301B, 34-00892B, 34-02388A, 34-02402 AND 34-07067A.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 70 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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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.
5. WATER DELIVERED THROUGH B&J DITCH OR MOORE DIVERSION, WESTSIDE CANAL.
6. RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
7. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, 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

no change in place or use

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. 34-892B

Priority Date: February 01, 1902
Origin: Water Right
Basis: Decreed
Status: Active

Source: BIG LOST RIVER**Tributary:** SINKS

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	5/01 10/15	0.20 CFS		
	Total Diversion	0.20 CFS		

Source and Point(s) of Diversion:

BIG LOST RIVER NWSESE Sec. 4 Twp 05N Rge 26E BUTTE County

BIG LOST RIVER NWSENW Sec. 32 Twp 06N Rge 26E BUTTE 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	
05N 26E 15									2.0	9.0							11.0
05N 26E 16			1.0	1.0									34.0	19.0	28.0	31.0	114.0

Total Acres: 125

Conditions/Remarks:

1. THE PERIOD OF USE FOR IRRIGATION DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR OF THE IDAHO DEPARTMENT OF WATER RESOURCES.
2. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.09 CFS.
COMBINED RIGHT NOS.: 34-00301B, 34-00893B, 34-02388A, 34-02402 AND 34-07067A.
3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 248 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-00301B, 34-00893B, 34-02388A, 34-02402 AND 34-07067A.

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5. WATER DELIVERED THROUGH B&J DITCH OR MOORE DIVERSION, WESTSIDE CANAL.
6. RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
7. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Documentation of Ownership of the Current Place of Use

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NO

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

Proposed Water Right No. 34-301B

Priority Date: May 01, 1885

Origin: Water Right

Basis: Decreed

Status: Active

Source: BIG LOST RIVER

Tributary: SINKS

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	5/01 10/15	1.00 CFS		
	Total Diversion	1.00 CFS		

Source and Point(s) of Diversion:

BIG LOST RIVER NWSESE Sec. 4 Twp 05N Rge 26E BUTTE County

BIG LOST RIVER NWSESE Sec. 4 Twp 05N Rge 26E BUTTE County

Describe the proposed diversion system

Point of Diversion # 1 MOORE CANAL

Point of Diversion # 2 island/eastside

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		
05N	26E	15										30.0	25.0						55.0	
05N	26E	16			.6	.4										32.0	17.0	30.0	35.0	115.0

Total Acres: 170

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

Proposed Water Right No. 34-893B

Priority Date: May 12, 1885

Origin: Water Right

Basis: Decreed

Status: Active

Source: BIG LOST RIVER

Tributary: SINKS

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	5/01	10/15	1.40 CFS		
	Total Diversion		1.40 CFS		

Source and Point(s) of Diversion:

BIG LOST RIVER NWSESE Sec. 4 Twp 05N Rge 26E BUTTE County

BIG LOST RIVER NWSESE Sec. 4 Twp 05N Rge 26E BUTTE County

Describe the proposed diversion system

Point of Diversion # 1 MOORE CANAL

Point of Diversion # 2 island/eastside

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	
05N	26E	15										30.0	25.0						55.0
05N	26E	16			.6	.4									32.0	17.0	30.0	35.0	115.0

Total Acres: 170

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**IDAHO DEPARTMENT OF WATER RESOURCES
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 PART 3A**

Proposed Water Right No. 34-892B

Priority Date: February 01, 1902

Origin: Water Right

Basis: Decreed

Status: Active

Source: BIG LOST RIVER

Tributary: SINKS

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	05/01 10/15	0.20 CFS		
	Total Diversion	0.20 CFS		

Source and Point(s) of Diversion:

BIG LOST RIVER NWSESE Sec. 4 Twp 05N Rge 26E BUTTE County

BIG LOST RIVER NWSESE Sec. 4 Twp 05N Rge 26E BUTTE County

Describe the proposed diversion system

Point of Diversion # 1 MOORE CANAL

Point of Diversion # 2 island/eastside

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		
05N 26E 15											30.0	25.0					55.0	
05N 26E 16			.6	.4										32.0	17.0	30.0	35.0	115.0

Total Acres: 170

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SW NE

New Pou
SE NE

15

16

NW SE

NE SE

NW SW

SW SE

SE SE

SW SW

SW

15

SEC
16

5N 26E

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