

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 74405

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant Hent L. Hlosterman Phone (208) 260-1101
Mailing address 70 West 630 Lane South, Rupert Id. 83350 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 Establish a permissible place of use within the farm area.

RECEIVED
DEC 17 2007
DEPT. OF WATER RESOURCES
SOUTHERN REGION

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>36-8432</u>	<u>6-22-1989</u>	<u>4.01 / 1044</u>	<u>122</u>	<u>4-01</u> to <u>11-01</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 4.01 cubic feet per second and/or 1044 acre-feet per annum.

3. Source of water ground water tributary to _____

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
	SE	NE	SW	34	6S	24E	Minidoka	Axxxx318

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	
6S	24E	34									40	40	39	39	40	39	40		277

Total Acres 277

PART 1**6.) General Information:**

a. Description of diversion system Deep well, 10", 8", & 6" 1 pivot and 6 wheel lines

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 - total irrigation limited to 261 acres.

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

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 36-8432

WATER RIGHT NUMBER: 36-8432

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	NORITA K KLOSTERMAN
	, ZZ
Previous Owner	HOLLY J HIEB RT 2 BOX 474B RUPERT, ID 83350
Current Owner	KENT L KLOSTERMAN 70 W 630 LN S RUPERT, ID 83350 (208)436-2300

Priority Date: 06/22/1989

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 11/01	4.010 CFS	1,044.00 AF
	<u>Total Diversion:</u>	4.010 CFS	1,044.00 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NE1/4SW1/4	Sec. 34, Twp 06S, Rge 24E, B.M.
MINIDOKA 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	
06S	24E	34									39.0	35.0	34.0	34.0	40.0	39.0	40.0		261.0

Total Acres: 261

Conditions of Approval:

1. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
2. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. 004 The issuance of this right does not grant any right-of-way or easement across the land of another.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 36-8432

4. R55 This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.

Remarks:Comments:

1. cyenter 2/22/2007 Field Report Narrative

Comment: Acres recommended represent total acres developed as of 1998, two years after proof filing, as evidenced by aerial photography. System configuration changed in 2002 with the addition of a pivot in the western part of the pou. Location of acres changed slightly but total acres do not appear to have been enlarged at that time. All pivot corners have been dry since 2002. Approximately 35 additional acres in SESE Sec 34 have been irrigated since 2003 and although those acres are on the permit, I can find no evidence of beneficial use there during the development period. Those 35 acres are not included on the license recommendation. Taxlot information suggests that permit holder does not even own the SESE Sec 34, so I shifted the 5 developed acres from SESE into the current configuration on owner property. License shapefile reflects the 2002 configuration. Additional file photos show the 1998 acres. Measurement of system last occurred in 2005, by Brian Higgs (Water Well Consulting, MVGWD Hydrographer). This measurement has been used for system capacity and licensing amounts.

2. cyenter 5/24/2007 POD
Comment: Updated PLS

3. cyenter 5/24/2007 POD
Comment: Updated PLS

4. cyenter 5/24/2007 POD
Comment: Updated shape

5. cyenter 5/24/2007 POU
Comment: Updated Shape

6. cyenter 5/24/2007 POU
Comment: Updated PLS

7. cyenter 5/24/2007 POU
Comment: Updated Shape

8. cyenter 5/24/2007 POU
Comment: Updated PLS

9. cyenter 8/30/2007 POU
Comment: Updated Shape

10. cyenter 8/30/2007 POU
Comment: Updated PLS

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 36-8432

Dates and Other Information:

Licensed Date: 10/2/2007
Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number: 130
Generic Max Rate Per Acre: 0.02
Generic Max Volume Per Acre: 4
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust: T
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Water Supply Bank:

36-8432 Klosterman
06S 24E
TRANSFER ACRES

34

261 acres PPU

POD

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

1.

<u>New Nature of Use</u>	<u>Amount(cfs/af-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
_____	_____	_____	_____ 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:

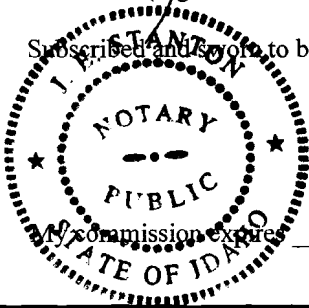
I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Kent L. Klosterman
 (Signature of Applicant)

Kent L. Klosterman
 Print Name (and title, if applicable)

Subscribed and sworn to before me this 17th day of December, 2007.



1-12-2013

J. Stanton
 (Notary Public)

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by CY Date 12/17/07 Protest filed by _____

Prelim. Check by _____ Fee \$410⁰⁰

Receipted by CY Date 12/17/07 5029889

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 _____

PART 3

B. CHANGES IN NATURE OF USE

1.

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_____	_____	_____	to _____
_____	_____	_____	to _____

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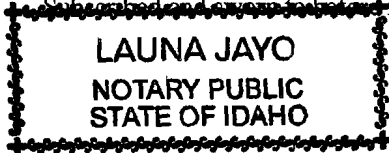
I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Holly Klosterman
 (Signature) of Applicant

Holly Klosterman
 Print Name (and title, if applicable)

Subscribed and sworn to before me this 19th day of December, 20 07.



Launa Jayo
 (Notary Public)

My commission expires 9-1-2012

FOR DEPARTMENT USE ONLY

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