

Transfer No. 73703

Receipt No. 5029583

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

1. Applicant Information LYNNE V FOSTER
6260 STEVENSON WAY
LAS VEGAS NV 89120
(702)434-9782

And

RICHARD A FOSTER
6260 STEVENSON WAY
LAS VEGAS NV 89120
(702)434-9782

RECEIVED
JUL 06 2007
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
47-4050B	AJC/Beneficial Use	0.98	196.0	49.0	49.0	SEEPAGE 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
47-4050B	NO	YES	NO	NO	NO	NO

Describe the reason for the proposed changes

We have recently purchased this water right and want to change the authorized point of diversion from its existing location on property we do not own to an existing diversion located on our property further downstream. This will result in consolidating our diversions and reduce overall maintenance requirements.

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

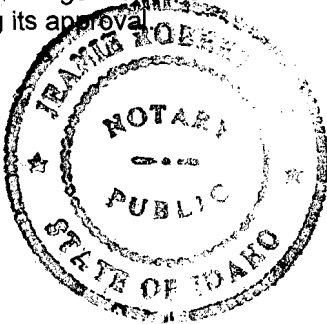
	Rate	Acre Limit	Total Acres	Volume
47-4050B	0.98 cfs		49.0	196.0 af
TOTAL	0.98 cfs		49.0	196.0 af

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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.



Lynne Foster
(Signature of Applicant)

Richard Fath
(Signature of Applicant)

Subscribed and sworn to before me this 6th day of July, 2007.

Jeanie Robertson
(Notary Public)

My commission expires 1-12-13

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

Current Water Right No. 47-4050B

Priority Date: March 15, 1958
 Origin: Adjudication Recommendation
 Basis: Beneficial Use
 Status: Active

Source: SEEPAGE WATER**Tributary:** COTTONWOOD CREEK

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	0.98 CFS	196.0 AFA	
	Total Diversion	0.98 CFS	196.0 AFA	

Source and Point(s) of Diversion:

SEEPAGE WATER SENENE Sec. 29 Twp 11S Rge 18E TWIN FALLS
 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		
11S 18E 20													18.0				31.0	49.0

Total Acres: 49

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 remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.
3. This right is a split from former right 47-4050.
4. Right 47-4050A is also diverted through the point of diversion described above.
5. 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 for irrigation of the lands above.

Documentation of Ownership of the Current Place of Use

IDWR records

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

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 3A**

Proposed Water Right No. 47-4050B

Priority Date: March 15, 1958

Origin: Adjudication
Recommendation

Basis: Beneficial Use

Status: Active

Source: UNNAMED STREAM

Tributary: COTTONWOOD CREEK

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15✓	0.98 CFS	196.0 AFA	
	Total Diversion	0.98 CFS	196.0 AFA	

Source and Point(s) of Diversion:

UNNAMED STREAM SESWSE Sec. 20 Twp 11S Rge 18E TWIN FALLS
County

Describe the proposed diversion system

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		
11S	18E	20													18.0				31.0	49.0

Total Acres: 49

