

3, 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No.

73478

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant

Roydenation Mine & Capps

Phone

(208) 758-6195

Post Office address

PO Box 45 Lemhi ID 83465

RECEIVED

APR 12 2007

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

Department of Water Resources
Eastern Region

2. Describe the reason for the proposed changes

Remove Pools on BLM land and
add them to private land.

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

74-1031

4/1/1927

0.440 cfs

Irrigation

3/15

to 11/15

2. Total amount of water being transferred 0.08 cfs cubic feet per second and/or acre-feet per annum.

3. Source of water Basin Creek

tributary to Hayden Creek

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
2		NW	NE	3	17N	23E	Lemhi	
		SE	NE	4	17N	23E	Lemhi	
		SE	SE	35	18N	23E	Lemhi	

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	
17N	23E	2		6			7												13
18N	23E	35															3	6	10
18N	23E	36																	2

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OCT 04 2007

Total Acres

22

Department of Water Resources
Eastern Region

73478

PART 1

6. General Information:

a. Description of diversion system ditches to place of use

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
 _____ Yes ☒ 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:
no federal land will be irrigated

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

01/19/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 74-1031
NAME AND ADDRESS: MINA R CAPPS
BOX 45
LEMHI ID 83465

ROYDEN O CAPPS
BOX 45
LEMHI ID 83465

SOURCE: BASIN CREEK TRIBUTARY: HAYDEN CREEK
QUANTITY: 0.440 CFS
PRIORITY DATE: 04/01/1927
POINT OF
DIVERSION: T17N R23E S3 NWNE Lot 2 Within LEMHI County
T17N R23E S4 SENE Within LEMHI County
T18N R23E S35 SESE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	0.440 CFS

PLACE OF USE:

<u>IRRIGATION Within LEMHI County</u>			
T17N R23E S02 Lot 2 NWNE	6.00	T17N R23E S02 Lot 3 NENW	3.00
T17N R23E S02 Lot 4 NWNW	4.00	T18N R23E S35 SWSE	3.00
T18N R23E S35 SESE	4.00	T18N R23E S36 SWSW	2.00

22 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

PART 2

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.08 cfs for irrigation purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
<u>2</u>		<u>NW</u>	<u>NE</u>	<u>03</u>	<u>17N</u>	<u>23E</u>	<u>Lemhi</u>	
		<u>SE</u>	<u>NE</u>	<u>04</u>	<u>17N</u>	<u>23E</u>	<u>Lemhi</u>	
		<u>SE</u>	<u>SE</u>	<u>35</u>	<u>18N</u>	<u>23E</u>	<u>Lemhi</u>	

3. 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	
<u>17N</u>	<u>23E</u>	<u>2</u>						<u>4.0</u>											<u>4.0</u>

Total Acres 4.0

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 0.36 cfs for irrigation purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

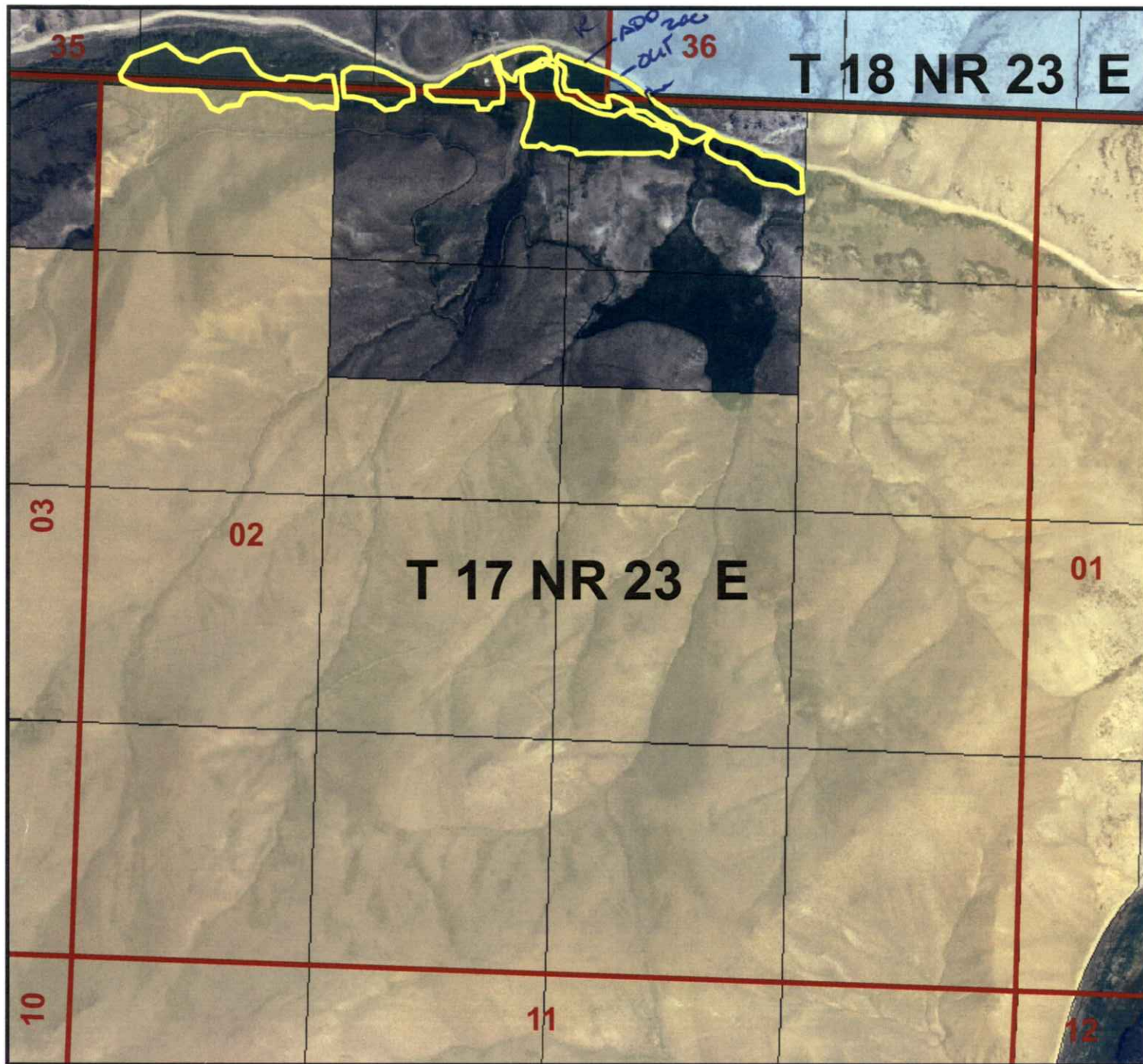
Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
<u>2</u>		<u>NW</u>	<u>NE</u>	<u>3</u>	<u>17N</u>	<u>23E</u>	<u>Lemhi</u>	
		<u>SE</u>	<u>NE</u>	<u>4</u>	<u>17N</u>	<u>23E</u>	<u>Lemhi</u>	
		<u>SE</u>	<u>SE</u>	<u>35</u>	<u>18N</u>	<u>23E</u>	<u>Lemhi</u>	

3. 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	
<u>17N</u>	<u>23E</u>	<u>2</u>	<u>7.0</u>	<u>6.0</u>			<u>3</u>	<u>4</u>											<u>13.0</u>
<u>18N</u>	<u>23E</u>	<u>35</u>														<u>3.0</u>	<u>4.0</u>		<u>7.0</u>
		<u>36</u>										<u>2.0</u>							<u>2.0</u>

Total Acres 22.0

73478



 Place of Use

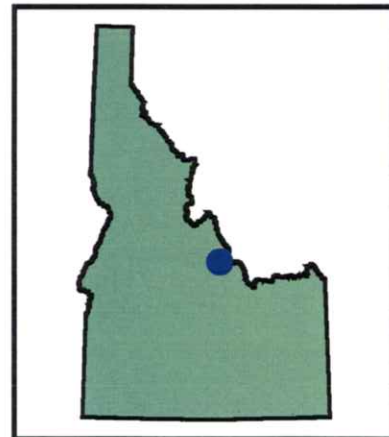
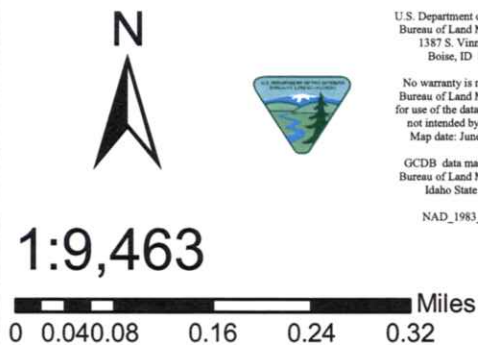
Land Ownership

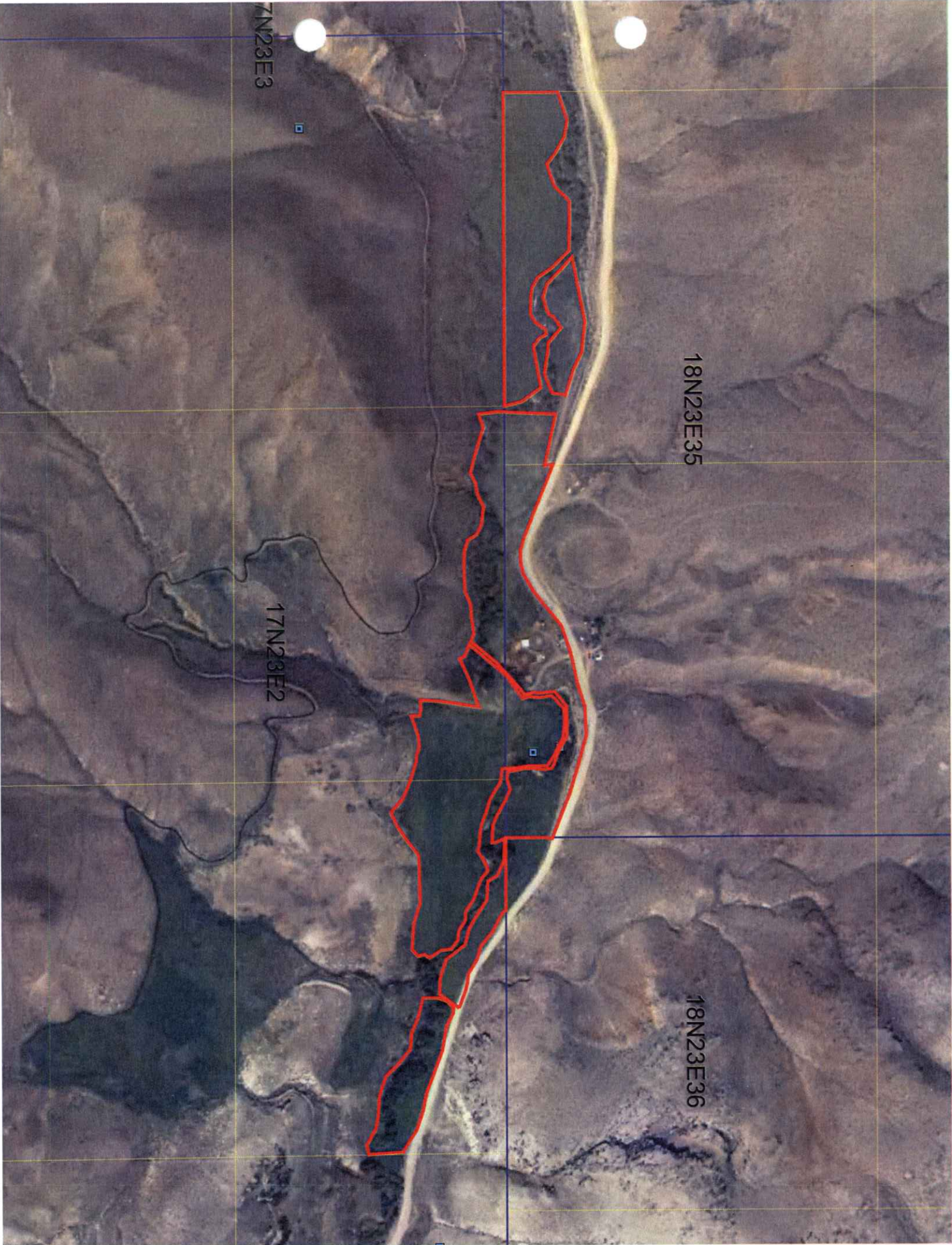
 BLM

 PRIVATE

 STATE

 USFS





7N23E3

18N23E35

17N23E2

18N23E36

PART 3

B. CHANGES IN NATURE OF USE

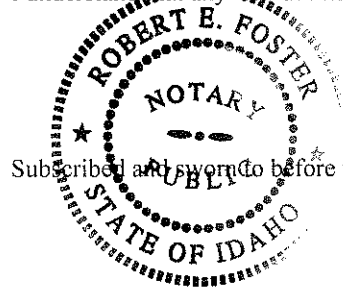
1.	<u>New Nature of Use</u>	<u>Amount(cfs/af-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
				to
				to

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.



Royden O Caffee
(Signature of Applicant)

Subscribed and sworn to before me this 10th day of April, 20 07.

Robert E Foster
(Notary Public)

My commission expires 3-6-2013

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and _____ attachments

Received by _____ Date _____ Protest filed by _____

Prelim. Check by _____ Fee \$100 2032768

Received by DC Date 4/12/2007

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 _____

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