

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 73889APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of Applicant Sterling Family, L.L.C. Phone 208-322-4505Post Office address 4201 Lenora Dr. Boise, ID 83704

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 A second point of diversion will be added to enhance the efficiency of water used for irrigation purposes authorized under IDWR water right no. 63-10381.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

There are no proposed changes to the licensed elements of the water right.

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>63-10381</u>	<u>Sept. 9, 1986</u>	<u>0.11 cfs</u>	<u>Irrigation</u>	<u>3/15</u> to <u>11/15</u>
		<u>0.02 cfs</u>	<u>Stockwater</u>	<u>1/1</u> to <u>12/31</u>
		<u>0.04 cfs</u>	<u>Domestic</u>	<u>1/1</u> to <u>12/31</u>
				to _____

2. Total amount of water being transferred 0.11 cfs cubic feet per second and/or 53.5 acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
3		NE	NW	5	3N	1W	Canyon	Existing Point of Diversion
3		NE	NW	5	3N	1W	Canyon	New Point of Diversion

5. Lands irrigated or place of use: Irrigation ("Irr"), Stock ("S"), and Domestic ("D") are all in the same Place of Use

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	1W	5					Irr, S, D												15

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JUN 20 2005

WATER RESOURCES
WESTERN REGIONTotal Acres 15

PART 1

6. General Information:

- a. Description of diversion system Two wells, pumps, pipelines, valves

- 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. (Water right shall remain appurtenant to the original place of use.)
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
There are no proposed changes to the place of use. The irrigated place of use will continue to 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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right as evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 63-10381 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☒ Warranty Deed ☐ Other _____

3. Source of water groundwater tributary to _____4. Date or priority September 9, 1986

5. Water is used for the following purposes:

Amount 0.11 cfs for irrigation purposes from March 15 to November 15
(cfs/ac-ft)

amount 0.02 cfs for stockwater purposes from January 1 to December 31
(cfs/ac-ft)

amount 0.04 cfs for domestic purposes from January 1 to December 31
(cfs/ac-ft)

6. Total amount of water under right 0.11 cubic feet per second and/or 55.1 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
3		NE	NW	5	3N	1W	Canyon	

8. Lands irrigated or place of use: Irrigation, Stockwater and Domestic all Within the Same Place of Use. # = Acres Irrigated; S=Stockwater, D=Domestic

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	
3N	1W	5					15, S & D												15

Total Acres 15

9. Describe any other water rights used for the same purpose as described above Nampa & Meridian Irrigation District

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 *(The only change proposed by this transfer is to add a point of diversion as shown below. The place of use, nature of use and existing point of diversion will not be changed by this transfer)*

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

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion: *(Location of New Additional Point of Diversion)*

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
3		NE	NW	5	3N	1W	Canyon	New Well

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres _____

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

1. amount _____ for _____ purposes from _____ to _____
 (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	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres _____

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-10381

Priority: September 9, 1986 Amount: 0.11 CFS 55.1 AFA

This is to certify, that J. GRANT EASTIAN
7493 W. USTICK

MERIDIAN, ID 836420000

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated September 9, 1986, and has submitted proof to the Department of Water Resources on May 13, 1987, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .110 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	03/15 to 11/15	0.11 CFS	53.5 AFA
STOCKWATER	01/01 to 12/31	0.02 CFS	0.4 AFA
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AFA
Totals		0.11 CFS	55.1 AFA

LOCATION OF POINT OF DIVERSION(S): LOT 3(NENW), Sec. 5, Township 03N, Range 01W
CANYON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03N	01W	5	LOT 3(NENW)	15		15

Total number of acres irrigated: 15

PLACE OF USE: STOCKWATER, same as IRRIGATION use

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

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PAGE 2

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-10381

CONDITIONS/REMARKS:

4. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

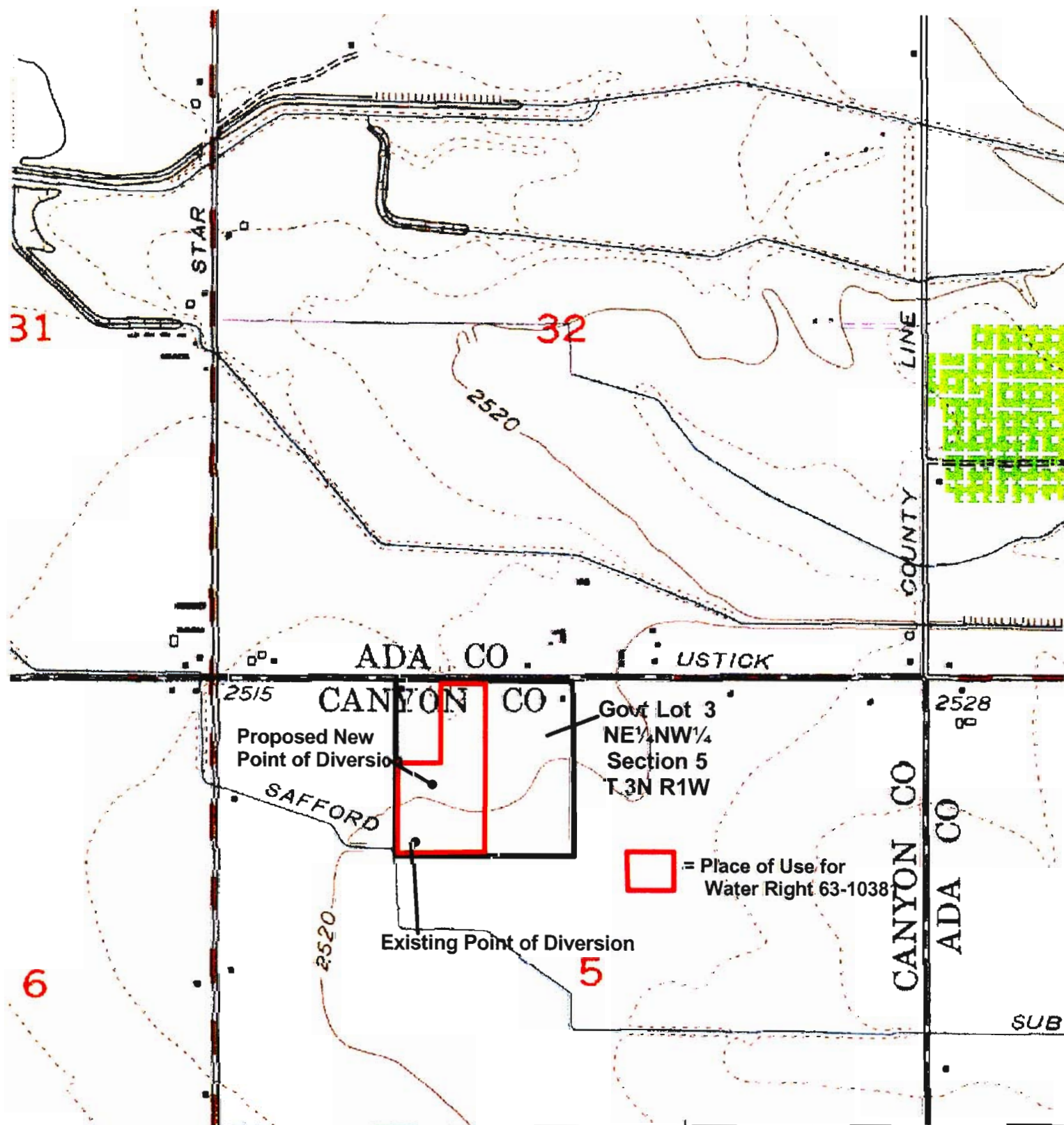
This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 17TH day of FEBRUARY, 1989.

Director

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for the rights described in part 1. Clearly depict the land by section, township and range number.



PART 3**B. CHANGES IN NATURE OF USE (No proposed changes to the nature of use)**

- | <u>New Nature of Use</u> | <u>Amount(cfs/af-ft)</u> | <u>Hours/days/year</u> | <u>Period of Use</u> |
|--------------------------|--------------------------|------------------------|----------------------|
| _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ to _____ |
- Quantity and quality of return flows and location of discharge: _____

- 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.

By: John Sterling (Signature of Applicant)
 Sterling Family, L.L.C.
 John Sterling, Member

Subscribed and sworn to before me this 20 day of June, 2005.

Kerri M Collins
 (Notary Public)

My commission expires 8/09

FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and 0 attachments

Received by DB Date 6-20-05 Protest filed by _____

Prelim. Check by SC Fee \$100-

Received by DB W033076 Date 6-20-05

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 _____