

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 73629APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of applicant DOUBLE B DAIRY LLC Phone 208-536-6148Post Office address 2930 S. 2300 E., WENDEL, IDAHO 83355

A. PURPOSE OF TRANSFER

RECEIVED

1. ☒ Change point of diversion ☐ Add diversion point ☒ Change place of use
☒ Change nature of use ☒ Change period of use ☐ Other _____

JUN 29 2007

DEPT. OF WATER RESOURCES
SOUTHERN REGION

2. Describe the reason for the proposed changes
- DAIRY FACILITIES

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
SEE ATT. "A"				_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred
- 0.46
- cubic feet per second and/or
- 81.7
- acre-feet per annum.

3. Source of water
- GROUNDWATER
- tributary to _____

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
		NW	SW	20	08S	15E	Gooding	(2) WELLS

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
08S	15E	20							S/C			S/C							

ATTACHMENT "A"

DOUBLE B DAIRY LLC

APPLICATION FOR TRANSFER

PART # 1

B Description of rights or portion thereof , after the requested change.
1.

Right Number	Priority	Amount (cfs/ac-ft)	Nature of use	Period of Use
36-15988	6/4/1951	0.16/24.5	stock/comm.	1/1 to 12/31
36-15990	11/29/1973	0.17/25.5	stock/comm.	1/1 to 12/31
36-15989	6/4/1951	0.08/13.4	stock/comm.	1/1 to 12/31
36-15991	11/29/1973	0.08/12.8	stock/comm.	1/1 to 12/31
36-10889	11/1/1980	0.11/5.5	stock/comm.	1/1 to 12/31

PART 1**6. General Information:**

a. Description of diversion system (2) WELLS, MOTORS AND PUMPS USED IN A COMMON SYSTEM

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 effect on the land now irrigated if the place of use is changed pursuant to this transfer:

LANDS WILL BE DRYED UP.

d. Remarks:

*CONSUMPTIVE VOLUME BASED ON JEROME PASTURE. THESE RIGHTS WHEN CONBINED SHALL NOT
EXCEED 2.35 CFS AND 571.2 ACFT.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

RECEIVED

JUN 29 2007

DEPT. OF WATER RESOURCES
SOUTHERN REGION

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 36-15988 Decreed to _____
 in case of _____ vs. _____
 dated _____ in _____ county of _____
- b. License No. _____ 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 a 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 of priority 06/04/1951

5. Water is used for the following purpose:

Amount 1.46cfs 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)

6. Total amount of water under right 1.46 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
	SW	SE	SW	20	08S	15E	Gooding	(2) wells 1 & 2

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
08S	15E	20									33	18.8	38	39					128.8
		29						14											14

Total acres 142.89. Describe any other water rights used for the same purpose as described above 35-15990

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 0.17/33.9 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
	SW	SW	SW	20	08S	15E	Gooding	(2) WELLS 1&2

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
08S	15E	20										16.6							16.6

Total acres 16.6

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

1. Amount 1.29/257.3 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
	SW	SE	SW	20	08S	15E	Gooding	(2) WELLS 1&2

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
08S	15E	20									33	2.2	38	39					112.2
		29						14											14

126.2

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

09/22/2005

2 water lines
35 S have NSC.

WATER RIGHT NO. 36-15988

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LINDA HILLIS
Current Owner	MERRILL DON HILLIS
	3356 S 1800 E
	WENDELL, ID 83355
	(208)536-2757

Priority Date: 06/04/1951

Basis: Decreed

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>Volume</u>
IRRIGATION	03/15	11/15	1.46 CFS	
DOMESTIC	01/01	12/31	0.04 CFS	
Total Diversion			1.46 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SWSESW	Sec. 20	Township 08S	Range 15E	GOODING County
GROUND WATER	SWSESW	Sec. 20	Township 08S	Range 15E	GOODING County

IRRIGATION Use:

Acre Limit: 72.8

Place(s) of use:

Place of Use Legal Description: IRRIGATION GOODING County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
08S	15E	20		NESW	33		NWSW	18.8		SWSW	38		SESW	39
		29		NWNW	14									

Place of Use Legal Description: DOMESTIC GOODING County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
08S	15E	20		NESW			NWSW			SWSW			SESW	
		29		NWNW										

Total Acres: 142.8

Conditions of Approval:

1.	T19	Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
2.	N10	The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.
3.	N12	The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.
4.	S17	Use of this right is combined with water from North Side Canal Co. Ltd.
5.	X36	Right 36-15990 is also diverted through the point(s) of diversion described above.
6.	X27	This right is limited to the irrigation of 72.8 acres within the place of use described above in a single irrigation season.
7.	X35	Rights 36-15988 and 36-15990 when combined shall not exceed a total diversion rate of 2.35 cfs, a total annual maximum diversion volume of 571.2 af at the field headgate, and the irrigation of 142.8 acres.

4.0 Acre / ANN

Dates:

Licensed Date:

Decreed Date: 08/27/2001

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:
Water Supply Bank Enrollment Date Removed:
Application Received Date:
Protest Deadline Date:
Number of Protests: 0

Other Information:

State or Federal: S
Owner Name Connector: And
Water District Number: 130
Generic Max Rate per Acre: 0.02
Generic Max Volume per Acre: 4
Combined Acres Limit: 142.8
Combined Volume Limit: 571.2
Combined Rate Limit: 2.35
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

A small rectangular button with the word "Close" in a bold, sans-serif font.

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

RECEIVED

JUN 29 2007

DEPT. OF WATER RESOURCES
SOUTHERN REGION

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 36-15990 Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ 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 a 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 CONTRACT OF SALE3. Source of water GROUNDWATER tributary to _____4. Date of priority 11/29/1973

5. Water is used for the following purpose:

Amount 1.4 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)

6. Total amount of water under right 1.4 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
	SW	SE	SW	20	08S	15E	Gooding	2 WELLS 1 & 2

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
08S	15E	20									33	18.8	38	39					128.8
		29						14											14

Total acres 142.89. Describe any other water rights used for the same purpose as described above 36-15990, 36-15988

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

09/22/2005

WATER RIGHT NO. 36-15990

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LINDA HILLIS
Current Owner	MERRILL DON HILLIS
	3356 S 1800 E
	WENDELL, ID 83355
	(208)536-2757

Priority Date: 11/29/1973

Basis: Decreed

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>Volume</u>
IRRIGATION	03/15	11/15	1.4 CFS	
Total Diversion			1.4 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SWSESW	Sec. 20	Township 08S	Range 15E	GOODING County
GROUND WATER	SWSESW	Sec. 20	Township 08S	Range 15E	GOODING County

IRRIGATION Use:

Acre Limit: 70

Place(s) of use:

Place of Use Legal Description: IRRIGATION GOODING County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
08S	15E	20		NESW	33		NWSW	18.8		SWSW	38		SESW	39
		29		NWNW	14									

Total Acres: 142.8

Conditions of Approval:

1.	T19	Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
2.	S17	Use of this right is combined with water from North Side Canal Co. Ltd.
3.	X36	Right 36-15988 is also diverted through the point(s) of diversion described above.
4.	X27	This right is limited to the irrigation of <u>70.0</u> acres within the place of use described above in a single irrigation season.
5.	X35	Rights 36-15988 and 36-15990 when combined shall not exceed a total diversion rate of 2.35 cfs, a total annual maximum diversion volume of 571.2 af at the field headgate, and the irrigation of 142.8 acres.

4 ac ft / ANN

Dates:

Licensed Date:

Decreed Date: 08/27/2001

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

, 0161

Other Information:

State or Federal: S

Owner Name Connector: And

Water District Number: 130

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 4

Combined Acres Limit: 142.8
Combined Volume Limit: 571.2
Combined Rate Limit: 2.35
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Close

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

1.

<u>New Nature of Use</u>	<u>Amount (cfs/ac-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
<u>Stock/comm.</u>	<u>0.46/81.7</u>	<u>AS NEEDED</u>	<u>1/1 to 12/31</u>
_____	_____	_____	<u>to _____</u>

2. Quantity and quality of return flows and location of discharge:
TO GROUNDS BEING IRRIGATED WHEN NEEDED.

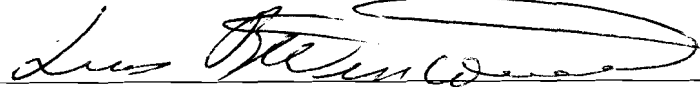
3. Describe the effects on other water uses resulting from the proposed change:
NONE

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.

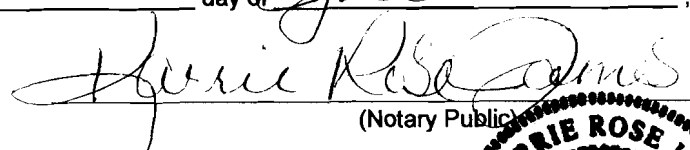
I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 25th day of June, 19 2007.

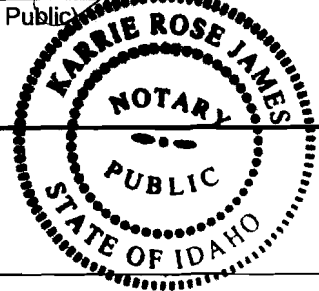
My commission expires Oct. 17, 2011



 (Signature of Applicant)



 (Notary Public)

**FOR DEPARTMENT USE ONLY**

Transfer contains _____ pages and _____ attachments

Received by _____ Date _____ Protest filed by _____

Prelim. check by _____ Fee _____

Receipted by _____ Date _____

Published in _____ Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ Approval ☐ Denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____