

Transfer No. 70893
Receipt No. S025896

CORRECTED

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

1. Applicant Information ROBERT & KATHI MEYERS LTD FAMILY PARTNERSHIP
3024 WOODRIDGE DRIVE
TWIN FALLS ID 83301
(208)733-4952

Will this transfer result in an ownership change? ☒ Yes ☐ No

2. Current Water Right**Part 2 Attached for Each Right**

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
47-7464	AJC/License	47.92				CEDAR DRAW CREEK

Associated Water Right Also Included in Transfer Approval (Update Conditions)

47-2145	AJC/License	0.36			18.0	CEDAR DRAW
---------	-------------	------	--	--	------	------------

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
47-7464	YES	NO	YES	YES	NO	YES
47-2145	NO	NO	NO	NO	NO	YES

Describe the reason for the proposed changes

David Millard dba Crystal Springs Ranch owned both the existing place of use and the proposed place of use for this water right. We have purchased the proposed place of use and a portion of the water right, and need to change the point of diversion and place of use as allowed by our purchase. Right 47-2145 is also diverted through the proposed point of diversion, as are about 200 shares of TFCC water (66 shares are appurtenant to our property, and the rest go to a neighbor). The water being moved under this transfer will be used in new cold-water ponds, and will not be co-mingled with the geothermal ground water already being used on other ponds on this property. The cold water will not be used for commercial fish production as it has been in the past.

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**

This water carries a lot of silt during the irrigation season, so will go into a settling pond as needed before going to the new recreational ponds and then into the Snake River about 1 1/4 miles upstream from where it presently enters the Snake.

B. Describe the effects on other water uses resulting from the proposed change

The commercial facility where this water is now used has agreed to reduce its diversion rate in order to facilitate this

transfer, which could reduce the poundage of rainbow trout being raised at this facility. There are no downstream users between the commercial facility and the Snake River.

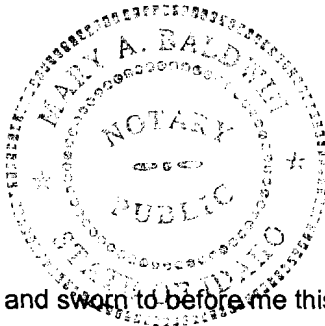
5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres	Volume
47-17104	5.00 cfs			
47-2145	0.36 cfs		17.0	
TOTAL	5.00 cfs			

Transfer No. 70893
Receipt No.S025896

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.



x Robert J. Myers
(Signature of Applicant)

owner
(Title or Office)

Subscribed and sworn to before me this 3 day of November, 2006

Mary A. Baldwin
(Notary Public)

My commission expires 10/16/2010

RECEIVED
NOV 03 2006
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Current Water Right No. 47-7464

Source: CEDAR DRAW CREEK **Tributary:** SNAKE RIVER

Source and Point(s) of Diversion:

CEDAR DRAW CREEK SWNE Sec. 14 Twp 09S Rge 15E TWIN FALLS
County

PLACE OF USE: FISH PROPAGATION

[illegible]

Conditions/Remarks:

1. See remarks for additional conditions of approval.
2. Facility volume = 252,000 cubic feet.
Stilling wells, staff gages, or rated sections, sufficient to provide a measurement of the rate of inflow & outflow from the project shall be maintained by the right holder.

Page 5

Documentation of Ownership of the Current Place of Use

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

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

No

Current Water Right No. 47-2145

Priority Date: May 06, 1920
Origin: Adjudication Recommendation
Basis: License
Status: Active

Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	3/15 11/15	0.36 CFS		
	Total Diversion	0.36 CFS		

CEDAR DRAW SWSWNE Sec. 14 Twp 09S Rge 15E TWIN FALLS
County

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
09S	15E	12											12.0	6.0					18.0

Conditions/Remarks:

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
2. USE OF THIS RIGHT IS COMBINED WITH WATER FROM TWIN FALLS CANAL CO.
3. 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.

Page 7

Documentation of Ownership of the Current Place of Use
Warranty Deed

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

1 acre of land will be dried up for mitigation for proposed transfer.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

Proposed Water Right No. 47-2145

Source: CEDAR DRAW **Tributary:** SNAKE RIVER

Source and Point(s) of Diversion:

Describe the proposed diversion system

PLACE OF USE: IRRIGATION

Total Acres: 17

PLACE OF USE: MITIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
09S	15E	12											X						

PORTION OF RIGHT No. 47-7464 BEING TRANSFERRED

Basis: License
Status: Pending
Transfer

Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
FISH PROPAGATION	01/01 12/31	5.00 CFS		
	Total Diversion	5.00 CFS		

CEDAR DRAW CREEK SWNE Sec. 14 Twp 09S Rge 15E TWIN FALLS
County

[illegible]