

Amended
7/6/05

Transfer No. 72083

Receipt No. 5027797

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

1. Applicant Information DELILAH SLADE
 3550 S 2100 E
 WENDELL ID 83355
 (208)536-2080
 And/Or
 KEVIN L SLADE
 3550 S 2100 E
 WENDELL ID 83355
 (208)536-2080

RECEIVED

JUL 01 2005

Department of Water Resources
Southern Region

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
36-7119	WR/Decreed	2.41		134.0	153.0	GROUND WATER
36-15229	WR/Beneficial Use	0.30			153.0	GROUND 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
36-7119	NO	NO	NO	YES	NO	NO
36-15229	NO	NO	NO	YES	NO	NO

Describe the reason for the proposed changes

The existing well has dropped off in production. It has been re-drilled without much success. A new well is needed to recover decreed rate sufficient to water crops.

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**

Does not apply.

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

Does not apply.

5. Total Amounts Transferred

Rate	Acre Limit	Total Acres	Volume
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36-7119	2.41 cfs	134.0	153.0
36-15229	0.30 cfs	19.0	153.0
TOTAL	2.41 cfs	153.0	153.0

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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.

Delilah Slade Kerri Slade
(Signature of Applicant)

Owners

(Title or Office)



Subscribed and sworn to before me this 1st day of July, 20 05

Allen D. Merritt

(Notary Public)

My commission expires 6/30/06

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

Current Water Right No. 36-7119

Priority Date: February 24, 1970

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	4/01 10/15	2.41 CFS		
	Total Diversion	2.41 CFS		

Source and Point(s) of Diversion:

GROUND WATER SESWSW Sec. 35 Twp 08S Rge 15E GOODING County

PLACE OF USE: IRRIGATION

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>
08S	15E	35									38.0	37.0	39.0	39.0					153.0

Total Acres: 153

Conditions/Remarks:

1. USE OF THIS RIGHT WITH RIGHT NO. 36-15229 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.41 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 612 AF.
2. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
3. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 134 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHT NO. 36-15229 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 153 ACRES IN A SINGLE IRRIGATION SEASON.

4. 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.
5. RIGHT NO. 36-15229 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
RIGHT NO. 36-15229 IS AN EXPANSION OF THIS RIGHT PURSUANT TO IDAHO CODE 42-1426.
6. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

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
N/A

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 2**

Current Water Right No. 36-15229

Priority Date: August 17, 1972

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	3/15 11/15	0.30 CFS		
	Total Diversion	0.30 CFS		

Source and Point(s) of Diversion:

GROUND WATER SESWSW Sec. 35 Twp 08S Rge 15E GOODING County

PLACE OF USE: IRRIGATION

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>
08S	15E	35									38.0	37.0	39.0	39.0					153.0

Total Acres: 153

Conditions/Remarks:

1. THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 36-07119 PURSUANT TO SECTION 42-1426, IDAHO CODE.
2. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 19 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
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.
4. THIS WATER RIGHT IS SUBORDINATE TO ALL WATER RIGHTS WITH A PRIORITY DATE EARLIER THAN APRIL 12, 1994, THAT ARE NOT DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE. AS BETWEEN WATER RIGHTS DECREED AS ENLARGEMENTS PURSUANT TO SECTION 42-1426, IDAHO CODE, THE EARLIER PRIORITY RIGHT IS THE SUPERIOR RIGHT.

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5. USE OF THIS RIGHT WITH RIGHT NO. 36-07119 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.41 CFS AND A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 612 AF.
6. USE OF THIS RIGHT WITH RIGHT NO. 36-07119 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 153 ACRES IN A SINGLE IRRIGATION SEASON.
7. RIGHT NO. 36-07119 IS ALSO DIVERTED THROUGH THE POINT OF DIVERSION DESCRIBED ABOVE.

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

N/A

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. 36-7119

Priority Date: February 24, 1970

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/15	2.41 CFS		
	Total Diversion	2.41 CFS		

Source and Point(s) of Diversion:

GROUND WATER ~~NESWSW~~ Sec. 35 Twp 08S Rge 15E GOODING County

GROUND WATER SESWSW Sec. 35 Twp 08S Rge 15E GOODING County

Describe the proposed diversion system

Point of Diversion # 1 Proposed Well

Point of Diversion # 2 150HP PUMP, SPRINKLER 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	
08S	15E	35									38.0	37.0	39.0	39.0					153.0

Total Acres: 153

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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 36-15229**Priority Date:** August 17, 1972**Origin:** Water Right**Basis:** Decreed**Status:** Active**Source:** GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15 11/15	0.30 CFS		
	Total Diversion	0.30 CFS		

Source and Point(s) of Diversion:

GROUND WATER ~~NE~~SWSW Sec. 35 Twp 08S Rge 15E GOODING County

GROUND WATER SESWSW Sec. 35 Twp 08S Rge 15E GOODING County

Describe the proposed diversion system

Point of Diversion # 1 Proposed Well

Point of Diversion # 2 Existing well

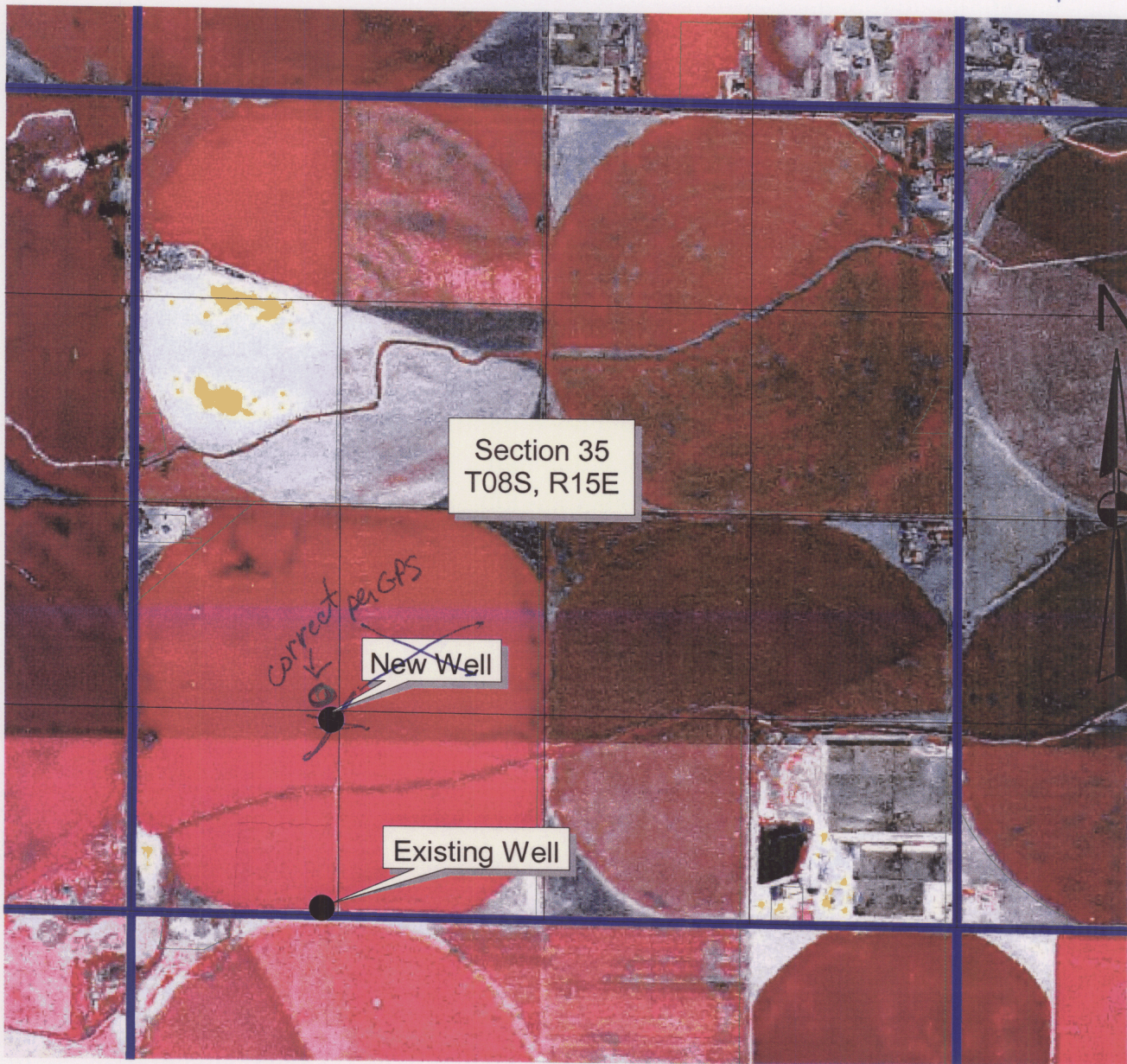
PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08S	15E	35									38.0	37.0	39.0	39.0					153.0

Total Acres: 153

Slade Transfer 72083

Handwritten: 7-6-05



across line by 10'?

1320 0 1320 2640 Feet

- T08s15e.shp
- Gooding taxlots
- PLSS Section LinesGcdb_sections.shp
- Espa_new_03.shp

GIFT DEED

THIS INDENTURE, made this 12th day of January, 2001, between **WILLIAM J. SLADE and WYLENE SLADE**, husband and wife, hereinafter referred to as "Grantors", and **KEVIN LEE SLADE and DELILAH SLADE**, husband and wife, whose address is 3550 S 2100 E, Wendell, Idaho, hereinafter referred to as "Grantees",

IN CONSIDERATION of this premise, and in further consideration of the Grantors' natural love and affection for said Grantees, the Grantors do hereby grant, bargain, sell and convey unto the Grantees, an undivided fifty-four percent (54%) interest in the following described real property located in Gooding County, Idaho, to wit:

A parcel of real property located in Gooding County, Idaho, and described as follows:

The SW 1/4 of Section 35, Township 8 South, Range 15 East, Boise Meridian,

EXCEPTING the following parcel:

Beginning at the West Quarter corner for Section 35, the TRUE POINT OF BEGINNING.

THENCE North 89°56'01" East 794.80 feet along the Northerly boundary of NW 1/4 SW 1/4;

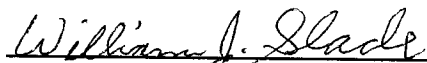
THENCE South 48° 54' 28" West 1054.07 feet to the Westerly boundary of NW 1/4 SW 1/4;

THENCE North 0° 02' West 691.89 feet along said Westerly boundary to the TRUE POINT OF BEGINNING, Said parcel containing 6.31 acres, more or less, and is subject to a 25.00 feet in width, county road right-of-way along the Westerly boundary.

TOGETHER with all appurtenances and water rights and easements appertaining thereto and together with the circular pivot irrigation system relating to and used in connection with said parcel.

IN WITNESS WHEREOF, I have hereunto subscribed my name on the day and year first written above.

"GRANTORS"


WILLIAM J. SLADE


WYLENE SLADE

Instrument # 189050

GOODING, GOODING, IDAHO

2001-01-18

03:23:36 No. of Pages: 2

Recorded for : KEVIN LEE SLADE

HELEN EDWARDS

Fee: 6.00

Ex-Officio Recorder Deputy

Index to: DEED, GIFT

