

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**



# APPLICATION FOR TRANSFER OF WATER RIGHT

## PART 1

18 JAN 05 Date

Name of applicant ~~Paula Lister~~, PAUL SILVIS, JASON OSWINE, RICK ROBERTS Phone 463-0509  
Post Office address 423 AUTUMN DRIVE, NAMPA IDAHO 83686

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 SUBDIVISION/DEVELOPMENT OF 40 ACRE PARCEL INTO 4x 10 ACRE LOTS. EACH LOT WILL HAVE A DOMESTIC WELL TO SERVICE RESIDENTIAL & IRRIGATION WATER REQUIREMENTS.

| 1. Right Number                                                                                                                   | Priority         | Amount<br>(cfs/ac-ft)                                | Nature<br>of Use  | Period of Use                         |
|-----------------------------------------------------------------------------------------------------------------------------------|------------------|------------------------------------------------------|-------------------|---------------------------------------|
| <u>63-31287</u>                                                                                                                   | <u>4-13-1967</u> | <u><del>21 cfs / 4 ac-ft</del><br/>.08 / 42.2 AF</u> | <u>IRRIGATION</u> | <u>MARCH 15</u> to <u>NOVEMBER 15</u> |
| _____                                                                                                                             | _____            | _____                                                | _____             | _____ to _____                        |
| _____                                                                                                                             | _____            | _____                                                | _____             | _____ to _____                        |
| _____                                                                                                                             | _____            | _____                                                | _____             | _____ to _____                        |
| _____                                                                                                                             | _____            | _____                                                | _____             | _____ to _____                        |
| 2. Total amount of water being transferred <u>.08</u> cubic feet per second and/or <u><del>21</del> 42.2</u> acre-feet per annum. |                  |                                                      |                   |                                       |
| 3. Source of water <u>GROUND WATER</u> tributary to _____                                                                         |                  |                                                      |                   |                                       |
| 4. Point(s) of Diversion: _____                                                                                                   |                  |                                                      |                   |                                       |

[illegible]

5. Lands irrigated or place of use:

[illegible]

Total acres 9.9

**PART 1**

**6. General Information:**

SALMON RIDGE SUBDIVISION

a. Description of diversion system

SUBDIVISION LOT #2 DOMESTIC WELL

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? \_\_\_\_\_ Yes X 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:

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 said application is hereby \_\_\_\_\_, subject to the following limitations and conditions:

Witness my hand this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_

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

**Current Water Right No.** 63-31287

**Priority Date:** 04/13/1967

**Origin:** Adjudication Claim

**Basis:** License

**Status:** Active

**Source:** GROUND WATER

**Tributary to:**

| <u>Beneficial Use</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> | <u>Subuse Code</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|--------------------|
| IRRIGATION            | 03/15       | 11/15     | 2.18 CFS              | 1,124.2 AFA   |                    |
| Total Diversion       |             |           | 2.18 CFS              | 1,124.2 AFA   |                    |

Source and Point(s) of Diversion:

|              |      |         |    |        |
|--------------|------|---------|----|--------|
| GROUND WATER | SESW | 02N 03W | 14 | CANYON |
| GROUND WATER | SENW | 02N 03W | 10 | CANYON |
| GROUND WATER | NWSW | 02N 03W | 11 | CANYON |

**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   |        |       |
| 02N | 03W | 10  |    |    | 16.0 |    |      |    |      |      |    |    |    |    |    | 21.0 | 40.0 | 29.0 | 37.0   | 143.0 |
| 02N | 03W | 15  |    |    |      |    | 39.0 |    | 39.0 | 40.0 |    |    |    |    |    |      |      |      |        | 118.0 |

Total Acres: 261

Conditions/Remarks:

- After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
- This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
- Approval of Transfer 66108 is not a confirmation of the validity of this water right and does not preclude the opportunity for review in the ongoing Snake River Basin Adjudication.
- The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

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

Transfer No. \_\_\_\_\_  
Receipt No. \_\_\_\_\_

Current Water Right No. 63-31287

Documentation of Ownership of the Current Place of Use  
SRBA Claim Record

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

YES \* PLEASE SEE ATTACHED \*

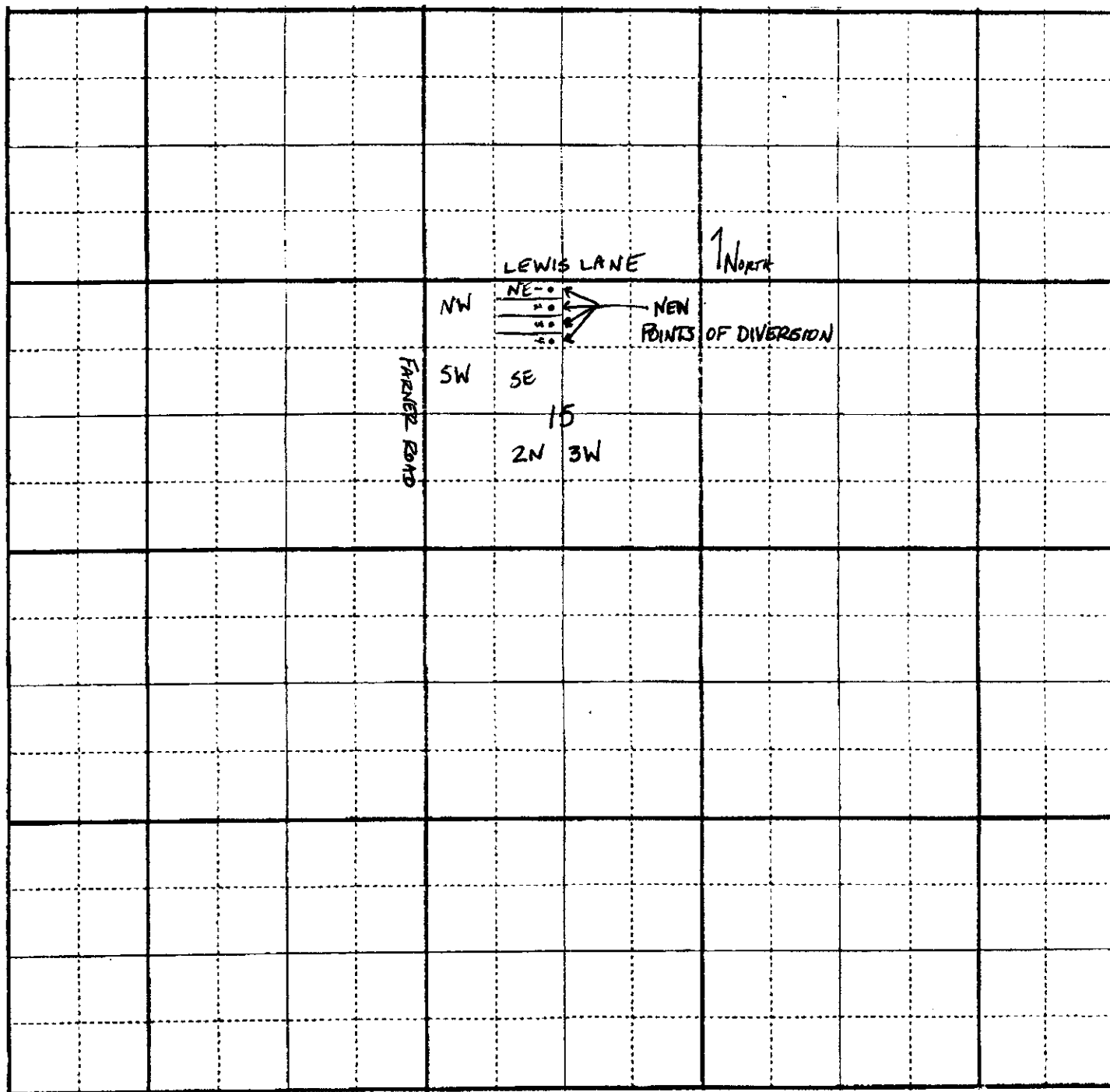
Describe the affect on the current place of use for this water right if the place of use is changed pursuant to this transfer THIS TRANSFER WILL ALLOW FOR LIGHT IRRIGATION SUFFICIENT FOR A SMALL PASTURE, ORCHARD, OR GARDEN LOT.

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

YES, MORE THAN 5 yrs., ALTHOUGH EXACT DATE IS UNKNOWN.

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**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 rights described in part 1. Clearly depict the land by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

### PART 3

#### B. CHANGES IN NATURE OF USE

| 1 | New Nature of Use | Amount<br>(cfs/ac-ft) | Hours/days/year | Period of Use  |
|---|-------------------|-----------------------|-----------------|----------------|
|   | _____             | _____                 | _____           | _____ 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.

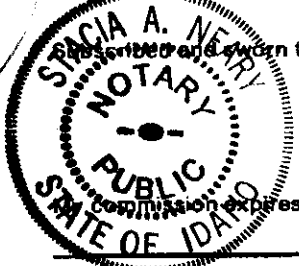
I understand that any willful misrepresentations made in this application may result in voiding its approval.

(Signature of Applicant)

Subscribed and sworn to before me this 16

day of January

19 2005



(Notary Public)

#### FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 6 attachments

Received by [Signature] Date 1-18-05

Protest filed by \_\_\_\_\_

Prelim. check by \_\_\_\_\_ Fee 100.00

RECT # W032521

Received 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 \_\_\_\_\_