

Transfer No. 71277

Receipt No. 5026790

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

1. Applicant Information A D NYE
2201 E 1625 S #2008
MALTA ID 83342
(208)645-2591
And
ANN NYE
2201 E 1625 S #2008
MALTA ID 83342
(208)645-2591

Will this transfer result in an ownership change? No

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

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
43-10064	WR/Beneficial Use	5.70	1,232.0		308.0	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
43-10064	NO	NO	NO	YES	NO	NO

Describe the reason for the proposed changes

The 2 existing wells pump a lot of sand that continuously wears out the pump bowls. The bowls are presently worn down so they pump just water, but less than what the water right allows. By adding another well to make up the difference, we think that system performance can be improved.

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

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

5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres	Volume
43-10064	5.70 cfs		308.0	1,232.0 af
TOTAL	5.70 cfs		308.0	1,232.0 af

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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.

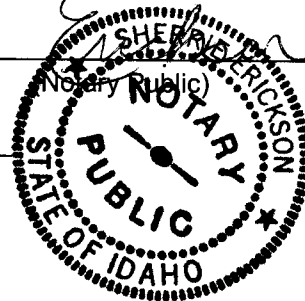
A D Nye
(Signature of Applicant)

Ann Nye

Subscribed and sworn to before me this 1st day of June, 2004.

Shirley Erickson
(Notary Public)

My commission expires 3/14/08



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

Current Water Right No. 43-10064

Priority Date: May 25, 1955

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	03/15 11/15	5.70 CFS	1,232.0 AFA	
	Total Diversion	5.70 CFS	1,232.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER SWNESW Sec. 13 Twp 13S Rge 26E CASSIA County

GROUND WATER NWSWSE Sec. 13 Twp 13S Rge 26E CASSIA County

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	
13S	26E	13			35.0	39.0				38.0	38.0				39.0	40.0	39.0	40.0	308.0

Total Acres: 311

Conditions/Remarks:

1. 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.
2. THIS RIGHT WHEN COMBINED WITH RIGHT NO. 43-144A, 43-221 and 43-251A SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE.
3. THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 43-4048, 43-4049.

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
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. 43-10064

Priority Date: May 25, 1955

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	5.70 CFS	1,232.0 AFA	
	Total Diversion	5.70 CFS	1,232.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER SWNESW Sec. 13 Twp 13S Rge 26E CASSIA County

GROUND WATER NWSWSE Sec. 13 Twp 13S Rge 26E CASSIA County

GROUND WATER SWSWSE Sec. 13 Twp 13S Rge 26E CASSIA County

Describe the proposed diversion system

Point of Diversion # 1 Existing well, pump, 100 hp motor, mainline to sprinklers
 Point of Diversion # 2 Existing well, pump, 40 hp motor, mainline to sprinklers
 Point of Diversion # 3 New well to be drilled, mainline to sprinklers and/or to sump for co-mingling
 with
 Cassia Creek water.

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	
13S 26E 13			35.0	39.0				38.0	38.0				39.0	40.0	39.0	40.0	308.0

Total Acres: 308

