

ORIGINAL

Should questions arise during the processing of this application please contact:
Norm Young - ERO Resources Corp. (208) 373-7983

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OCT 21 2003

WATER RESOURCES
WESTERN REGION

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

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OCT 20 2003

Department of Water Resources

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

Name of applicant Idaho Department of Parks & Recreation

Phone (208) 334-4180

Post Office address P.O. Box 83720, Boise, Idaho 83720-0065

A. Purpose of Transfer

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 Use of water at the place of use has changed from industrial (brick making) to an office building complex with associated irrigated lawns and landscaping.

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
<u>63-4724</u>	<u>6/1/1945</u>	<u>0.08 cfs</u>	<u>Irrigation</u>	<u>3/15 to 11/15</u>
_____	_____	<u>0.04 cfs</u>	<u>Domestic</u>	<u>1/1 to 12/31</u>
_____	_____	<u>1.5 ac-ft</u>	<u>Storage for irrigation</u>	<u>3/15 to 11/15</u>
_____	_____	<u>1.5 ac-ft</u>	<u>Storage for fire protection</u>	<u>1/1 to 12/31</u>
		<u>0.08 cfs</u>	<u>Irrigation from storage</u>	<u>3/15 to 11/15</u>

2. Total amount of water being transferred 0.08 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Ground water tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
2	NW	SW	SW	28	3N	3E	Ada	(2 wells) deep domestic well and shallow sump

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	
3N	3E	28										1	1						2
3N	3E	29													0.5			0.5	1

Total acres 3

PART 1

6. General Information:

- a. Description of diversion system 1 deep well (84 feet) and 1 shallow well (17 feet) with 2 hp and 1/2 hp electric driven pumps, pipelines, domestic system, sprinklers and 1 1/2 ac-ft lined storage pond.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes XX 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: N/A
- d. Remarks:
 - 1) Domestic use is supplied only from the deep well, but both wells will provide water to irrigation and fire protection systems including storage pond.
 - 2) Domestic use is for a 70 person office and adjacent public rest stop requiring a diversion of about 900 gpd with the return flow through two on-site septic tank/drain field systems.
 - 3) The surface area of the lined pond is about 1/2 acre.
 - 4) The place of use and location of the wells will not change from that existing for the brick making facility but the application corrects the locations listed on the claim.

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 _____, 20_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2
(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. 63-4724 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 Ground water tributary to _____

4. Date of priority June 1, 1945

5. Water is used for the following purpose:

Amount 0.08 cfs for Industrial purposes from 1/1 to 12/31
(cfs/ac-ft)

Amount 0.04 cfs for Domestic purposes from 1/1 to 12/31
(cfs/ac-ft)

Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 0.08 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	SW	28	3N	3E	Ada	

8. Lands irrigated or place of use: **Place of use for domestic and industrial:**

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
3N	3E	28										X							

Total acres _____

9. Describe any other water rights used for the same purpose as described above None

PART 2

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 Brick making use ended in 1989, manufacture of log homes and construction at the site continued use until 1995 when present use by IDPR began.

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED Entire right*(If the entire right is to be changed by the applicant, omit part B and C.)*

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Points of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

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

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Points of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

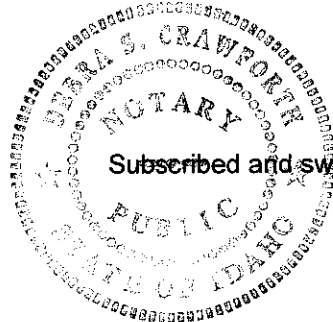
Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

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

- | 1. | New Nature of Use | Amount
(cfs/ac-ft) | Hours/days/year | Period of Use |
|----|--------------------------------|-----------------------|-------------------|----------------------|
| | <u>Irrigation</u> | <u>0.08 cfs</u> | _____ | <u>3/15 to 11/15</u> |
| | <u>Fire protection storage</u> | <u>1.5 ac-ft</u> | <u>Continuous</u> | <u>1/1 to 12/31</u> |
| | <u>Irrigation storage</u> | <u>1.5 ac-ft</u> | <u>Continuous</u> | <u>3/15 to 11/15</u> |
2. Quantity and quality of return flows and location of discharge:
- 1) Return from domestic use is treated on site by septic tank drain field systems.
2) Irrigation return flows will be minimal and confined to deep percolation to the ground water system.
3) Storage pond is lined to prevent leakage.
3. Describe 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 before me this 16th day of October, 2003

(Signature of Applicant)

(Notary Public)

My commission expires 3-18-2004

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by J. Mear Date 10-20-03 Protest filed by _____

Prelim. check by _____ Fee \$100.00 C071309

Received by J. Mear Date 10-20-03

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 _____