

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 71295

RECEIVED

JUN 02 2004

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1WATER RESOURCES
Name WESTERN REGION Vallivue School District #139Phone (208) 454-0445Post Office address 5207 S Montana, Caldwell, ID 83607

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 Applicant proposes a new well for domestic purpose. Existing domestic well will be retained for redundancy purpose.

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>63-10182</u>	<u>6/16/1983</u>	<u>0.15 cfs</u>	<u>domestic</u>	<u>1/1</u> to <u>12/31</u>
				to _____
				to _____
				to _____

2. Total amount of water being transferred 0.15 cfs cubic feet per second and/or _____ acre-feet per annum.3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
		NW	SW	10	3N	3W	Canyon	Existing domestic well
		NW	SW	10	3N	3W	Canyon	Proposed domestic well

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	3W	10										D							D

Total Acres _____

AMENDED

PART 1

6. General Information:

Description of diversion system The existing domestic well has a 7.5-hp submersible pump. The proposed domestic well will have a variable speed pump.

- a. 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.

- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

NA

- c. Remarks:

Transfer eliminates irrigation use from Water Right 63-10182. Previous Licensed Water Right 63-2856 replaces the irrigation portion. See Claim 63-2856.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And the said application is hereby _____, subject to the following conditions:

Witness my hand this _____ day of _____, 20_____.

For the Director

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 as evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 63-10182 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach 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 Groundwater tributary to _____

4. Date or priority 6/16/1983

5. Water is used for the following purposes:

amount 0.47 cfs for irrigation purposes from 3/15 to 11/15

(cfs/ac-ft)

amount 0.15 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 0.62 cubic feet per second and/or 116.1 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Local name for diversion
		NW	SW	10	3N	3W	Canyon	Two wells

8. Lands irrigated or place of use:

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	S W	SE	NE	NW	SW	SE	
3N	3W	10										19.4							19.4
		10										D							

Total Acres 19.4

9. Describe any other water rights used for the same purpose as described above _____

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 _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(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. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

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. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion

3. Lands irrigated or place of use:

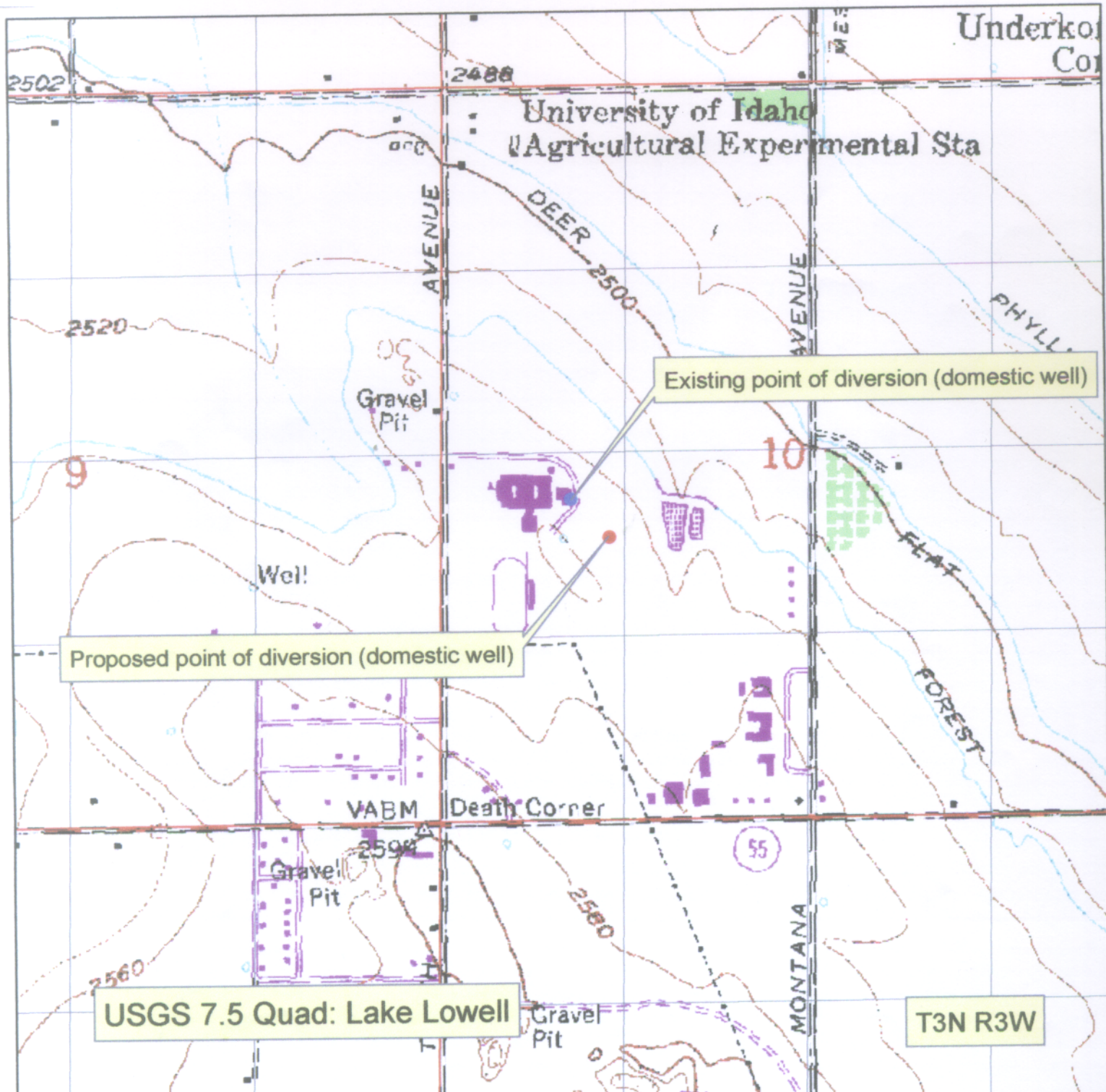
Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	S W	SE	NE	NW	SW	SE	

Total Acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
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 the rights described in part 1. Clearly depict the land by section, township and range number.



PART 3

B. CHANGES IN NATURE OF USE

1.

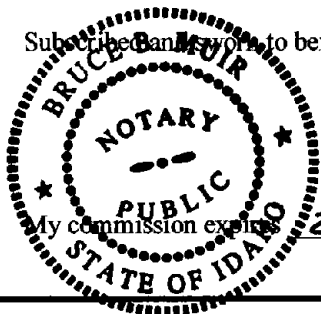
<u>New Nature of Use</u>	<u>Amount(cfs/af-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
<u>NA</u>			_____ to _____ _____ to _____
2. Quantity and quality of return flows and location of discharge: NA
3. Describe effects on other water uses resulting from the proposed change:
NA

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.

George Grant
(Signature of Applicant)

Subscribed and sworn to before me this 25th day of May, 2004.



Bruce B. Muri
(Notary Public)

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by KL Date 6/2/04 Protest filed by _____

Prelim. Check by DAN Fee \$1000

Received by * W031279 Date 2-2-04

Published in _____ Copies of protest forwarded by _____

Pub. Dates _____ Hearing held by _____ Date _____

Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial

_____ received _____ by _____

* Original Receipt was for \$250 - Please see
Review memo for explanation of reduction of fee,
DAN 6-9-04

JUN 13 1962

VALLIUE SCHOOL DISTRICT

459-2000

P-2

INSTRUMENT NO. 514820

673

WARRANTY DEED

For Value Received **WALTER C. RUSSELL and ELSIE IONE RUSSELL,**
Husband and wife, of Caldwell, Idaho,

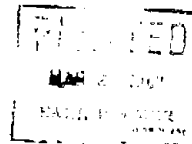
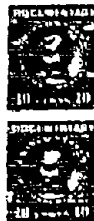
the grantors, do hereby grant, bargain, sell and convey unto **CLASS "A" SCHOOL DISTRICT NO. 139, CANYON COUNTY, IDAHO,** with P.O. Address, Caldwell, Idaho,

the grantee, the following described premises, situated in Canyon County, State of Idaho, to-wit:

All of the **NORTHWEST 1/4 OF THE SOUTHWEST 1/4**
OF SECTION 10, Township 3 North, Range 3,

West of the Boise Meridian.

Together with all water and water rights,
ditches, and rights of way for ditches
thereunto belonging.



TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its successors, heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that said premises are free from all incumbrances,

And that they will warrant and defend the same from all lawful claims whatsoever.
Dated: March 19th, 1962.

Walter C. Russell
Elsie Ione Russell

STATE OF IDAHO, COUNTY OF CANYON, SS.
on this 19th day of March, 1962,
before me, a notary public in and for said State, personally appeared
WALTER C. RUSSELL AND ELSIE IONE RUSSELL, husband and wife,

known to me to be the persons whose name is and are in the within instrument, and acknowledged to executed the same.

[Signature]
Notary Public
Caldwell, Idaho

STATE OF IDAHO, COUNTY OF CANYON, SS.
I hereby certify that this instrument was filed for record at the request of *Wilma Lee* 11 minutes past 11 o'clock P.M. on the 21 day of March, 1962, in my office, and duly recorded in Book 276 of Deeds at page 673.

S. S. MOORE
Notary Public

By *Permie Motchie* Deputy
Filed to: **Laurence N. Smith,**
P.O. Box 111, Caldwell, Idaho

VALLIUE Middle School / 16412 S. 10th