

(Internet)

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

Transfer No. 71243

RECEIVED

# APPLICATION FOR TRANSFER OF WATER RIGHT

FEB 12 2004

## PART 1

455-9392 wk  
573-9301 cell

WATER RESOURCES  
WESTERN REGION.

ER RESOURCES  
STERN REGION  
Name of applicant Scott +/oo Patricia Syme Phone 208-337-3030 Home

Name of applicant SEAN JAMES

Post Office address 17498 Allendale Rd, Wilder ID 83676

**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 \_\_\_\_\_

☐ Change nature of use      ☐ Change period of use      ☐ Other

2. Describe the reason for the proposed changes Priority has been subdivided, wish to add a well to each parcel and split the right to reflect separate irrigation systems. This transfer is for Parcel 3.

**B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE**

| 1. | Right Number<br>(Portion) | Priority  | Amount<br>(cfs/ac-ft) | Nature<br>of Use | Period of Use |
|----|---------------------------|-----------|-----------------------|------------------|---------------|
|    | 63-2846                   | 1/30/1951 | 105 cfs               | Irrigation       | 4/1 to 10/15  |
|    | 63-31919                  |           |                       |                  | to            |
|    |                           |           |                       |                  | to            |
|    |                           |           |                       |                  | to            |
|    |                           |           |                       |                  | to            |

2. Total amount of water being transferred 0.05 cubic feet per second and/or \_\_\_\_\_ acre-feet per annum.

3. Source of water Ground water tributary to \_\_\_\_\_

**4. Point(s) of Diversion:**

[illegible]

5. Lands irrigated or place of use:

[illegible]

Total acres 5

**PART 1****6. General Information:**a. Description of diversion system well, pump, sprinklersb. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? \_\_\_\_\_ Yes ☒ 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:

The License lists domestic use. The house that the wells originally served is not located on the subject property. The SRBA claim lists stockwater use instead of domestic use. Rather than trying to establish priority for the stockwater.

**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\_\_\_\_.

use, we did not include stockwater use as part of the transfer. Any stockwatering that occurs will not exceed the domestic use requirements.

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

**PART 2**  
(Attach one copy for each right)

*See Proof report  
attached to this page.*

**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. \_\_\_\_\_ 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 \_\_\_\_\_ tributary to \_\_\_\_\_
4. Date or priority \_\_\_\_\_
5. Water is used for the following purpose:
- amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)
6. Total amount of water under right \_\_\_\_\_ cubic feet per second and/or \_\_\_\_\_ acre-feet per annum.
7. Point(s) of Diversion:

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

**8. 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 |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

9. Describe any other water rights used for the same purpose as described above Total acres NONE

## IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-2846

WATER RIGHT NUMBER: 63-2846

| <u>Owner Type</u> | <u>Name and Address</u>                                                                 |
|-------------------|-----------------------------------------------------------------------------------------|
| Original Owner    | R C FISHER                                                                              |
| Current Owner     | NAMPA, ID<br>CLARENCE D COOK<br>9610 OAKRIDGE DR<br>SUN CITY, AZ 85351<br>(602)933-2264 |

Priority Date: 01/30/1951

Basis: License

Status: Parent

| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|
| GROUND WATER  |                  |

| <u>Beneficial Use</u> | <u>From To</u>          | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| STOCKWATER            | 1/01 to 12/31           | 0.050 CFS             |                      |
| IRRIGATION            | 4/01 to 10/15           | 0.200 CFS             |                      |
|                       | <u>Total Diversion:</u> | 0.200 CFS             |                      |

Location of Point(s) of Diversion

|               |            |                                 |
|---------------|------------|---------------------------------|
| GROUND WATER  | SW1/4NE1/4 | Sec. 35, Twp 04N, Rge 04W, B.M. |
| CANYON County |            |                                 |
| GROUND WATER  | NE1/4SW1/4 | Sec. 35, Twp 04N, Rge 04W, B.M. |
| CANYON 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 |        |
| 04N | 04W | 35  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 20.0   |
|     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 20.0   |

Total Acres: 20

STOCKWATER same as IRRIGATIONConditions of Approval:Remarks:

- General TRANS. 1639.  
ADDRESS CHANGE BY CLAIMANT NOTE 2/9/99 SS.
- General RECOMMENDED AS RIGHT NOS. 63-31250 & 63-31251.

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IDAHO DEPARTMENT OF WATER RESOURCES  
Adjudication Claim Report 63-2846

Comments:

Dates and Other Information:

Claim Received Date: 3/1/1990  
Enlargement Use Priority Date:  
Enlargement Statute Priority Date:  
State or Federal: S  
Owner Name Connector:  
Water District Number:  
Generic Max Rate Per Acre:  
Generic Max Volume Per Acre:  
Swan Falls Trust or Nontrust:  
Swan Falls Dismissed:  
DLE Act Number:  
Carey Act Number:  
Mitigation Plan: False

Combined Use Limits:

Element Reviewed/Verified Dates:

Status

| <u>Element</u> | <u>Last Reviewed Date</u> | <u>Reviewer</u> | <u>Last Verified Date</u> | <u>Verifier</u> |
|----------------|---------------------------|-----------------|---------------------------|-----------------|
|----------------|---------------------------|-----------------|---------------------------|-----------------|

Verification Log:

| <u>Element</u> | <u>Date Time Stamp</u> | <u>Reviewer</u> | <u>Log text</u> |
|----------------|------------------------|-----------------|-----------------|
|----------------|------------------------|-----------------|-----------------|

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

Parcel 3

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 105 cfs for Irrigation purposes from 4/1 to 10/15  
(cfs/ac-ft) \_\_\_\_\_  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft) \_\_\_\_\_  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft) \_\_\_\_\_

2. Point(s) of Diversion: N/A

| 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 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 |          |
| <u>4N</u> | <u>4W</u> | <u>35</u> |        |        |        |        |        |        |        |        |        |        |        |        |        | <u>5</u> |        |        | <u>5</u> |
|           |           |           |        |        |        |        |        |        |        |        |        |        |        |        |        |          |        |        |          |
|           |           |           |        |        |        |        |        |        |        |        |        |        |        |        |        |          |        |        |          |
|           |           |           |        |        |        |        |        |        |        |        |        |        |        |        |        |          |        |        |          |
|           |           |           |        |        |        |        |        |        |        |        |        |        |        |        |        |          |        |        |          |

Total acres 5

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

Remaining Right

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:

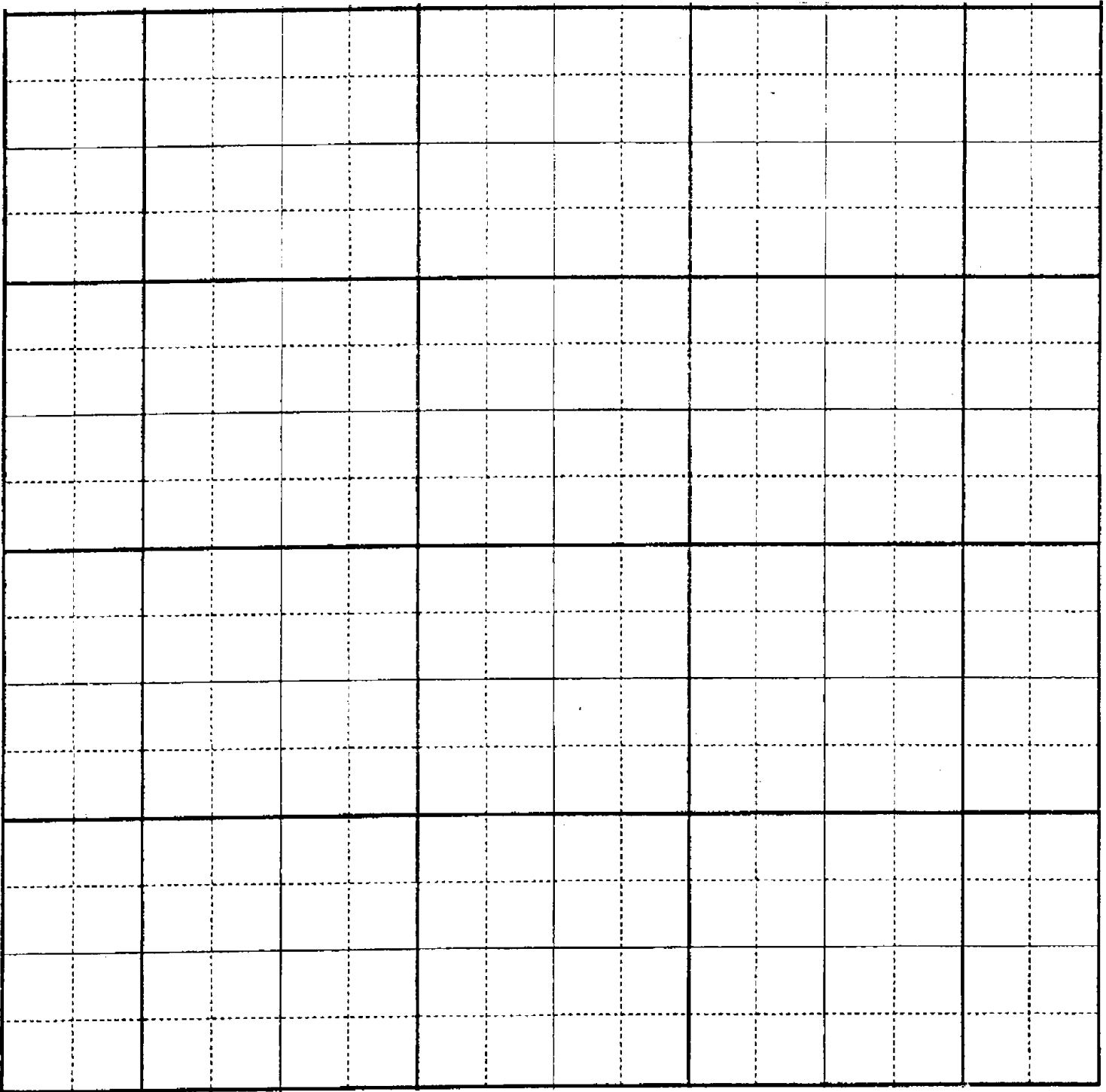
| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 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 |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total acres \_\_\_\_\_

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

PART 3 *See Attached Plat MAP*

- 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.



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

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

2. Quantity and quality of return flows and location of discharge:

N/A

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

Parcel 2 has been sold to Jim + Kristen Cowe.

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.

Patricia N. Syme Scott A. Syme  
 (Signature of Applicant)

Subscribed and sworn to before me this

18<sup>th</sup>

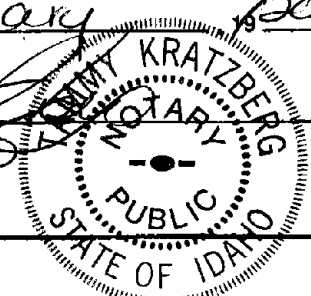
day of

February2004

My commission expires

5/3/04 5/3/10

(Notary Public)

**FOR DEPARTMENT USE ONLY**Transfer contains 6 pages and \_\_\_\_\_ attachmentsReceived by HL Date 2/12/04

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

Prelim. check by HL Fee 100.00Receipted by HL Date 2/12/04W031296

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 \_\_\_\_\_

RECORD OF SURVEY

THE N1/2NW1/4SE1/4 OF SECTION 35  
TOWNSHIP 4 NORTH, RANGE 4 WEST, BOISE MERIDIAN  
CANYON COUNTY, IDAHO

**EXHIBIT A**



SCALE 1 = 10%

### BASIS OF BEARING:

R.O.S. Insl. No. 8500.774

## Reference

R.O.S. Inst. No. 9975727

R.O.S. Inst. No. 9975727

0  
Z  
W  
O  
W  
F

- BRASS CAP MONUMENT - FOUND
- 5/8" REBAR - FOUND
- 9/8" x 30" REBAR - SET
- 1/2" REBAR - FOUND
- \* 1/2" x 24" REBAR - SET
- PK NAIL & BRASS WASHER
- CALCULATED POINT
- PROPERTY BOUNDARY LINE
- FENCE LINE
- W.C. MONIES CORNER
- DATA OF RECORD

## CERTIFICATION

I, Fritz Brown, do hereby certify that I am a Professional Surveyor, licensed by the State of Idaho, and that this map was prepared from an actual survey made on the ground under my direct supervision, and that this map is an accurate representation of said survey and that it is in conformity with the Corner Publication Act, Idaho Code 55-1001, paragraphs 55-1612



INDEPENDX No. 446-J5-2-4-Q-Q3-00

SUBJECT FOR

SCOTT SYME

**Skinner Land  
Survey Co. Inc.**

112 S. George Ave.  
Duluth, N. Dak.  
55803

Sub No. 20207

200246608

RECORDED

2023 OCT 2 PM 11:28

62011

CANYON CITY, RECORDERS

Py Jack. Alburn

| LINE TABLE |        |               |
|------------|--------|---------------|
| LINE       | LENGTH | BEARING       |
| 17         | 49.03  | S 67°25'55" E |
| 18         | 49.07  | N 27°00'00" W |
| 19         | 49.08  | S 02°11'32" W |

REQUEST Acct Sign  
TYPE Mai FEE 36

REQUEST Acct Sign  
TYPE Mai FEE 36

2018/01/25

## АНАЛИЗ А