

Page 1 of 6

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 71242

RECEIVED APPLICATION FOR TRANSFER OF WATER RIGHT

FEB 12 2004

PART 1

455-9392 work
573-9301 cell

WATER RESOURCES
WESTERN REGION

Scott &/or Patricia Syme

Phone 208-337-3030 HHI

Post Office address

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 Property 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 1

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

- | 1. | Right Number
(Portion) | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|----|---------------------------|-----------|-----------------------|------------------|---------------|
| | 63-2846 | 1/30/1951 | .02 cfs | Irrigation | 4/1 to 10/15 |
| | 63-31918 | | | | |
| | | | | | |
| | | | | | |
| | | | | | |
| | | | | | |

2. Total amount of water being transferred 102 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 1.5

PART 1

6. General Information:

a. Description of diversion system well, pump, sprinklers

b. 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 None Total acres _____

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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
	NAMPA, ID
Current Owner	CLARENCE D COOK
	9610 OAKRIDGE DR
	SUN CITY, AZ 85351
	(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</u> <u>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
04N	04W	35	NE	NW	SW	SE	20.0
							20.0

Total Acres: 20

STOCKWATER same as IRRIGATION

Conditions 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>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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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 1

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

1. amount 102 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>1.5</u>		<u>1.5</u>

Total acres 1.5C. 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.

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

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

1	New Nature of Use	Amount (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 Crowe

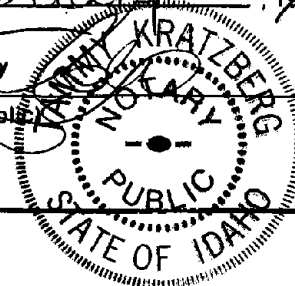
I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

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 10th day of February, 19 2004

Ammy Kratzberg
(Notary Public)



My commission expires 2/3/04 2/3/10

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 1 attachments

Received by KG Date 2/12/04 Protest filed by _____

Prelim. check by KG Fee 100.00

Receipted by KG Date 2/12/04 W031296

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 _____

02/6.8 mm

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" = 100'

BASIS OF BEARING:
R.O.S. Inst. No. 8600304
Reference Surveys
R.O.S. Inst. No. 9926727
R.O.S. Inst. No. 9781760

LEGEND

- BRASS CAP MONUMENT - FOUND
- 5/8" REBAR - FOUND
- 5/8" x 30" REBAR - SET
- 1/2" REBAR - FOUND
- 1/2" x 24" REBAR - SET
- PR. NAIL & BRASS WASHER
- CALCULATED POINT
- PROPERTY BOUNDARY LINE
- PRICE LINE
- W.C. MONUMENT CORNER
- () DATA OF RECORD

CERTIFICATION

I, THE BOARD, do hereby certify that I am a Professional Land Surveyor licensed in the State of Idaho, and that this map has been prepared from a true and correct survey of the ground under my direct supervision, that this map is a true and correct representation of said survey, and that it is in conformity with the provisions of the Professional Land Surveyor Code 55-1601 through 55-1612.



SCOTT SYME

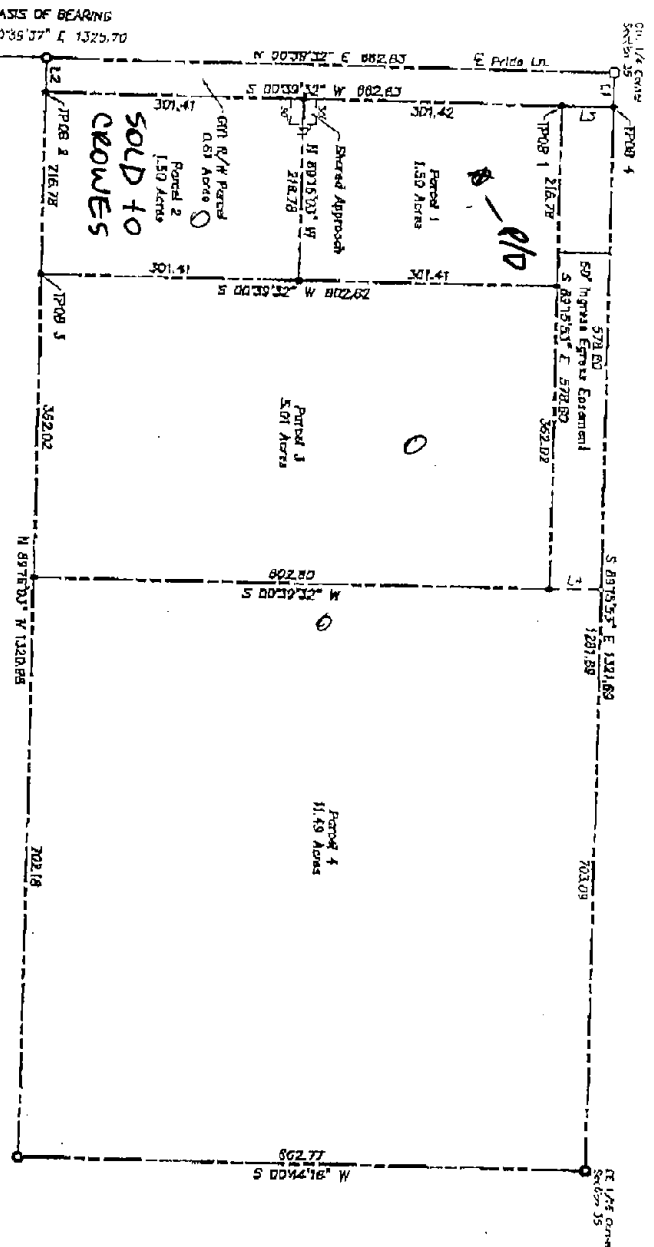
INDEX No. 441-15-2-4-0-03-00
SURVEY FOR

Owner B.C. RFL

Date/MARCH 13 2002

Skinner Land
Survey Co. Inc.

Bill A. Skinner, Inc.
Caldwell, ID 83406
(208) 457-2500



LINE	LENGTH	BEARING
1	1.50	S 82°35'31\"
2	1.50	S 82°35'31\"
3	1.50	S 82°35'31\"
4	1.50	S 82°35'31\"

RECORDED

NOV OCT 3 AM 11 29

CANYON CNTY RECORDER
G NOEL HALE
BY *John D. Hale*

20024668

REQUEST *Scott Syme*
TYPE *Map* FEE *36*

RECEIVED

JUN 09 2004

WATER RESOURCES
WESTERN REGION

Form 42-248/42-1409(6) July, 2000

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
	63-31918				

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
OR
 If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

SCOTT +/or PATRICIA SYME

17498 ALLENDALE RD WILDER

- ④ New Owner/Claimant(s)

Mark L. England

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

1522 Monte Vista Drive

City, State and ZIP Code

Caldwell Idaho 83605

New Telephone Number

(208) 453-1231

- ⑤ Date you acquired the property

6/2/04

SCANNED
JUN 14 2004

ATTACHMENT B1

Form 42-248/42-1406/13 July 2000

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

⑦

Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

Max England

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

SCANNED
JUN 14 2004

B2

MZ

PC58518

WARRANTY DEED

FOR VALUE RECEIVED Scott A. Syme, as custodian for Crysta J. Syme under the Idaho Uniform Transfers to Minors Act

the Grantor, does hereby grant, bargain, sell and convey unto Mark L. England, a married man, as his sole and separate property

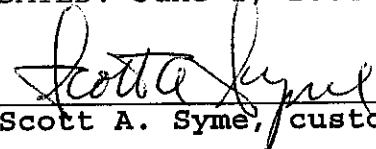
the Grantee, whose address is 1522 Monte Vista, Caldwell, ID 83605

the following described premises, to-wit:

See attached Exhibit "A", which by this reference is made a part hereof and is comprised of one (1) page.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that he is the owner in fee simple of said premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 2004 and subsequent years, covenants, conditions, restrictions and easements of record; and that he will warrant and defend the same from all lawful claims whatsoever.

DATED: June 1, 2004

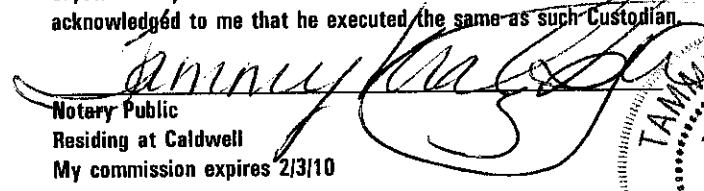


Scott A. Syme, custodian

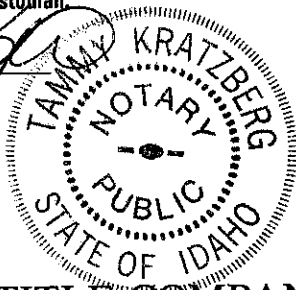
STATE OF IDAHO

COUNTY OF CANYON

On this 1st day of June in the year 2004, before me, a Notary Public, in and for the said State, personally appeared Scott A. Syme known to me to be the person whose name is subscribed to the within instrument as Custodian for Crysta J. Syme under the Idaho Uniform Transfers to Minors Act and acknowledged to me that he executed the same as such Custodian.



Notary Public
Residing at Caldwell
My commission expires 2/3/10



PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

610 SOUTH KIMBALL
CALDWELL, ID 83605

SCANNED
JUN 14 2004

PC 57797

Exhibit "A"

This parcel is a portion of the North Half of the Northwest Quarter of the Southeast Quarter of Section 35, Township 4 North, Range 4 West of the Boise Meridian, Canyon County, Idaho and is more particularly described as follows:

COMMENCING at the Northwest corner of said North Half of the Northwest Quarter of the Southeast Quarter; thence

South 89° 15' 53" East along the North boundary of said North Half of the Northwest Quarter of the Southeast Quarter a distance of 40.00 feet; thence

South 00° 39' 32" West parallel with the West boundary of said North Half of the Northwest Quarter of the Southeast Quarter a distance of 60.00 feet to the TRUE POINT OF BEGINNING; thence

South 89° 15' 53" East parallel with the North boundary of said North Half of the Northwest Quarter of the Southeast Quarter a distance of 216.78 feet; thence

South 00° 39' 32" West parallel with the West boundary of said North Half of the Northwest Quarter of the Southeast Quarter, a distance of 301.41 feet; thence

North 89° 16' 03" West parallel with the South boundary of said North Half of the Northwest Quarter of the Southeast Quarter a distance of 216.78 feet to a point which lies 40.00 feet East of the West boundary of said North Half of the Northwest Quarter of the Southeast Quarter; thence

North 00° 39' 32" East parallel with the West boundary of said North Half of the Northwest Quarter of the Southeast Quarter a distance of 301.42 feet to the TRUE POINT OF BEGINNING.

ALSO SUBJECT TO and includes the use of a 30.00 foot wide ingress-egress easement more particularly described as follows:

COMMENCING at the Northwest corner of the North Half of the Northwest Quarter of the Southeast Quarter; thence

South 89° 15' 53" East along the North boundary of said North Half of the Northwest Quarter of the Southeast Quarter a distance of 40.00 feet; thence

South 00° 39' 32" West parallel with the West boundary of said North Half of the Northwest Quarter of the Southeast Quarter a distance of 346.42 feet to the TRUE POINT OF BEGINNING; thence

South 89° 16' 03" East parallel with the South boundary of said North Half of the Northwest Quarter of the Southeast Quarter a distance of 30.00 feet; thence

South 00° 39' 32" West parallel with the West boundary of said North Half of the Northwest Quarter of the Southeast Quarter a distance of 30.00 feet; thence

North 89° 16' 03" West parallel with the South boundary of said North Half of the Northwest Quarter of the Southeast Quarter a distance of 30.00 feet; thence

North 00° 39' 32" East parallel with the West boundary of said North Half of the Northwest Quarter of the Southeast Quarter a distance of 30.00 feet to the TRUE POINT OF BEGINNING.

SEARCHED
JUN 14 2004
B4