

RECEIVED

MAR 25 2004

Page 1

Department of Water Resources
Southern Region

Transfer No. 70893

Receipt No. S025896

CORRECTED

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

1. Applicant Information ROBERT AND KATHI MEYERS LIMITED FAMILY PARTNERSHIP
3024 WOODRIDGE DRIVE
TWIN FALLS ID 83301
(208)733-4952

Will this transfer result in an ownership change? Yes

2. Current Water Right

Part 2 Attached for Each Right

Right	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
47-7464	AJC/License	47.92				CEDAR DRAW CREEK

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
47-7464	YES	NO	YES	YES	NO	YES

Describe the reason for the proposed changes

David Millard dba Crystal Springs Ranch owned both the existing place of use and the proposed place of use for this water right. We have purchased the proposed place of use and a portion of the water right, and need to change the point of diversion and place of use as allowed by our purchase. Right 47-2145 is also diverted through the proposed point of diversion, as are about 200 shares of TFCC water (66 shares are appurtenant to our property, and the rest go to a neighbor). The water being moved under this transfer will be used in new cold-water ponds, and will not be co-mingled with the geothermal ground water already being used on other ponds on this property. The cold water will not be used for commercial fish production as it has been in the past.

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

This water carries a lot of silt during the irrigation season, so will go into a settling pond as needed before going to the new recreational ponds and then into the Snake River about 1 1/4 miles upstream from where it presently enters the Snake.

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

The commercial facility where this water is now used has agreed to reduce its diversion rate in order to facilitate this transfer, which could reduce the poundage of rainbow trout being raised at this facility. There are no downstream users between the commercial facility and the Snake River.

Page 2

5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres	Volume
47-17104	5.00 cfs			
TOTAL	5.00 cfs			

Transfer No. 70893
Receipt No. S025896

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



Robert J Meyer Kathi L Meyer
(Signature of Applicant) *by Robert Meyer*
ATT-IN FAC

(Title or Office)

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

J E Stanton
(Notary Public)

My commission expires 10-25-2006

Transfer No. 70893
Receipt No. S025896

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

Current Water Right No. 47-7464

Priority Date: March 06, 1978
Origin: Adjudication Claim
Basis: License
Status: Active

Source: CEDAR DRAW CREEK **Tributary:** SNAKE RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
FISH PROPAGATION	1/01 12/31	47.92 CFS		
	Total Diversion	47.92 CFS		

Source and Point(s) of Diversion:

CEDAR DRAW CREEK SWNENE Sec. 14 Twp 09S Rge 15E TWIN FALLS
County

PLACE OF USE: FISH PROPAGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S 15E 14	X																

Conditions/Remarks:

-
- Facility volume = 252,000 cubic feet.
Stilling wells, staff gages, or rated sections, sufficient to provide a measurement of the rate of inflow & outflow from the project shall be maintained by the right holder.

Page 5

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

Less water will be diverted to the commercial trout-raising facility once the transfer is approved.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

No

Transfer No. 70893
Receipt No. S025896

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3B**

PORTION OF RIGHT No. 47-7464 BEING TRANSFERRED

Priority Date: March 06, 1978

Origin:

Basis: License

Status: Pending Transfer

Source: CEDAR DRAW CREEK

Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
FISH PROPAGATION	01/01 12/31	5.00 CFS		
	Total Diversion	5.00 CFS		

Source and Point(s) of Diversion:

CEDAR DRAW CREEK SWNE Sec. 14 Twp 09S Rge 15E TWIN FALLS
County

PLACE OF USE: FISH PROPAGATION

[illegible]



T70893 Robert Meyers

SW 1/4 Sec. 12 T. 9S R. 15E