



IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

September 7, 2023

JACK E LATIMER
ALLICYN D LATIMER
25200 HIGHWAY 93
CHALLIS ID 83226-4926

Re: Withdrawal of Application for Transfer No. 87683
Water Right No(s). 72-16722, 72-16724, 72-16726

Dear Applicant(s):

Thank you for your recent withdrawal of the above referenced application for transfer. No further action is required, and the matter is now closed.

Please note, a refund request in the amount of \$200.00 has been submitted for processing and will be sent directly to you.

Please contact our office at (208) 736-3033 if you have additional questions on this matter. Also, more information about water rights and other matters administered by this agency is available on our website at www.idwr.idaho.gov.

Sincerely,

for:

Corey Skinner
Southern Regional Manager

SCANNED

SEP 07 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 87683
RECEIVED

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

MAR 27 2023

DEPT OF WATER RESOURCES
ACCEPTED FOR PROCESSING

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at idwr.idaho.gov.

Name of Applicant(s) Allicyn D Latimer and Jack E Latimer

Check whether each item below is attached (Yes) or not applicable (N/A) for the proposed transfer.

Yes N/A * Means the item is always required and must be included with the application.

- ☒ * Completed Application for Transfer of Water Right form, Part 1.
- ☒ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☒ * Application for Transfer Part 2A. Attach a [Part 2A](#) report describing each water right in the transfer as currently recorded.
- ☐ ☒ Complete and attach an Application for Transfer [Part 2B](#) for each water right for which only a portion is proposed to be changed through this transfer application.
- ☒ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☒ * Correct fee submitted with transfer application form. ([Fee schedule](#) is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-10.

- ☐ ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☒ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
- ☐ ☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). **
** Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☒ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☒ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at <https://idwr.idaho.gov/water-rights/transfers/resources/>.
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☒ ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.
- ☐ ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see [fee schedule](#).
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☒ #9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. ([Attachment WSB](#))
- ☐ ☒ #10 Other. Please describe: _____

WITHDRAWN

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 27 2023

DEPT OF WATER RESOURCES
SOUTHERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) Allicyn D Latimer and Jack E Latimer Phone 208-879-5680/ cell 208-833-2390
Mailing address 25200 Highway 93, Challis, ID 83226 Email allicyndsl@gmail.com

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☒ No Representative

Name of Representative _____ Phone _____
Mailing address _____ Email _____

- ☐ Send all correspondence for this application to the representative and not to the applicant.
OR
- ☐ Send original correspondence to the applicant and copies to the representative.
- ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). 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 rejection of the application or cancellation of an approval.

Allicyn D. Latimer
Signature of Applicant or Authorized Representative

Allicyn D Latimer
Print Name and Title if applicable

3/24/2023
Date

Jack Latimer
Signature of Applicant or Authorized Representative

Jack E Latimer
Print Name and Title if applicable

3/24/2023
Date

A. PURPOSE OF TRANSFER

- ☒ Change point of diversion
☐ Change nature of use
 ☐ Add diversion point(s)
☐ Change period of use
 ☒ Change place of use
☐ Other _____
- Is this a transfer for changes pursuant to [Idaho Code § 42-221.O.8?](#)
If yes, ☐ attach an explanation and any supporting documentation labeled as **Part 1A.2**.
- Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.3**.

Change place of use and diversion point of 3 water rights on 2.1 acres to our 10 acre hay field.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☒ ☐	72-16722	.02 cfs	irrigation	04/01 to 10/31	Challis Creek/Salmon River
☒ ☐	72-16724	.04 cfs	irrigation	04/01 to 11/01	Challis Creek/Salmon River
☒ ☐	72-16726	.04 cfs	irrigation	04/01 to 10/31	Challis Creek/Salmon River
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 0.10 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 0.10 cubic feet per second and/or _____ acre-feet per year.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
	10	SW	NW	NW	7	14N	19E	CUSTER	Challis Creek	
		NW	SW	SW	21	14N	19E	CUSTER	Challis Creek	

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	19E	21											2.1						2.1
Total Acres (for irrigation use)																			2.1

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

We are in the process of building and installing a new measurable, lockable headgate.

- b. Who owns the property at the point(s) of diversion? applicants

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: NO

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?

If yes, ☐ complete [Attachment WSB](#).

- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:

Dry the 2.1 acres up.

- f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:

72-16684 irrigation use on hay field.

- g. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- | | | |
|--------------------------|-------------------------------------|---|
| ☐ | ☒ | undergone a period of five or more consecutive years of non-use, |
| ☐ | ☒ | currently leased to the Water Supply Bank, |
| ☐ | ☒ | currently used in a mitigation plan limiting the use of water under the right, or |
| ☐ | ☒ | currently enrolled in a Federal set-aside program limiting the use of water under the rights? |

If yes, describe:

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

Current Water Right No.: 72-16722

Current Owner: JACK E LATIMER
ALLICYN D LATIMER

Priority Date: 4/1/1910

Origin: Water Right

Status: Active

Basis: Decreed

Source

CHALLIS CREEK

Tributary

SALMON RIVER

Beneficial Use

IRRIGATION

From To

04/01 to 10/31

Diversion Rate

0.02 CFS

Annual Volume

Total Diversion

0.02 CFS

Location of Point(s) of Diversion

CHALLIS CREEK

CUSTER County

NW1/4NE1/4NW1/4

Sec. 9, Twp 14N, Rge 19E B.M.

CHALLIS CREEK

CUSTER County

SE1/4SE1/4SE1/4

Sec. 4, Twp 14N, Rge 19E B.M.
(Rediversion)

Place of Use

IRRIGATION Within CUSTER County

T14N R19E S3

NENE

2.10

Total Acres: 2.1

Conditions of Approval:

1. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 2.1 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 72-16722, 72-16724, and 72-16726
2. THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 72-C.

Decreed Date: 11/17/2000

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

Current Water Right No.: 72-16724

Current Owner: ALLICYN D LATIMER
JACK E LATIMER

Priority Date: 12/15/1917

Origin: Water Right

Status: Active

Basis: Decreed

Source

CHALLIS CREEK

Tributary

SALMON RIVER

Beneficial Use

IRRIGATION

From To

04/01 to 11/01

Total Diversion

Diversion Rate

0.04 CFS

0.04 CFS

Annual Volume

Location of Point(s) of Diversion

CHALLIS CREEK

CUSTER County

SE1/4SE1/4SE1/4

Sec. 4, Twp 14N, Rge 19E B.M.

(Rediversion)

CHALLIS CREEK

CUSTER County

NW1/4NE1/4NW1/4

Sec. 9, Twp 14N, Rge 19E B.M.

Place of Use

IRRIGATION Within CUSTER County

T14N R19E S3

NENE

2.10

Total Acres: 2.1

Conditions of Approval:

1. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 2.1 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 72-16722, 72-16724, and 72-16726
2. THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 72-A.

Decreed Date: 11/17/2000

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

Current Water Right No.: 72-16726

Current Owner: ALLICYN D LATIMER
JACK E LATIMER

Priority Date: 5/1/1879

Origin: Water Right

Status: Active

Basis: Decreed

Source

CHALLIS CREEK

Tributary

SALMON RIVER

Beneficial Use

IRRIGATION

From To

04/01 to 10/31

Diversion Rate

0.04 CFS

Annual Volume

Total Diversion

0.04 CFS

Location of Point(s) of Diversion

CHALLIS CREEK

CUSTER County

NW1/4NE1/4NW1/4

Sec. 9, Twp 14N, Rge 19E B.M.

CHALLIS CREEK

CUSTER County

SE1/4SE1/4SE1/4

Sec. 4, Twp 14N, Rge 19E B.M.
(Rediversion)

Place of Use

IRRIGATION Within CUSTER County

T14N R19E S3

NENE

2.10

Total Acres: 2.1

Conditions of Approval:

1. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 2.1 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 72-16722, 72-16724, and 72-16726.
2. THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 72-A.

Decreed Date: 12/1/2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- ☐ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.
- ☐ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (**GIS**) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b**.

If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

If any part of the irrigation water right is leased to the Water Supply Bank, you must also specify the location and number of acres that will remain idled for the duration of the lease contract at the new, proposed place of use.

B. CHANGES IN NATURE OF USE (WaterBalance)

- ☐ If you propose to change the nature of use or period of use of all or part of the right(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above:

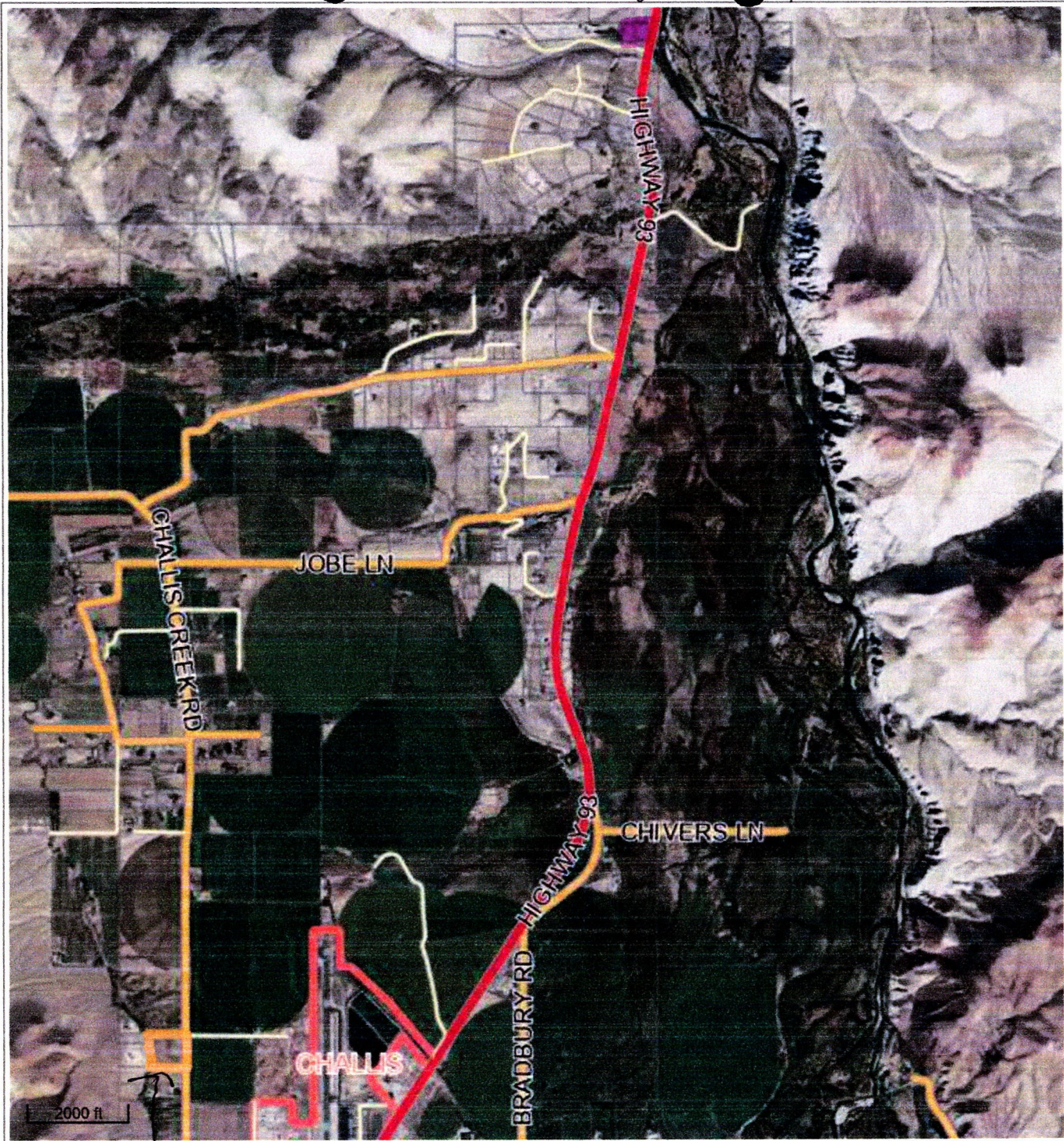
This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There are approximately 20 lines visible. The paper has a slightly textured appearance and some minor discoloration or shadows, suggesting it's a physical scan. There is no handwriting or other markings on the paper.**FOR DEPARTMENT USE ONLY**

Transfer contains	pages and	attachments.	
Received by <u>SG</u>	Date <u>3/27/2023</u>	Preliminary check by <u>SG</u>	Date <u>3/27/2023</u>
Fee paid <u>\$200.00</u>	Date <u>3/27/2023</u>	Received by <u>SG</u>	Receipt # <u>5039719</u>
Add'l fee paid	Date	Received by	Receipt #

Check all that apply: Attachment WSB ☐ (copy sent to state office) Lessor Designation form ☐ &/or W-9 ☐ (originals to state office)

Transfer

from
extending



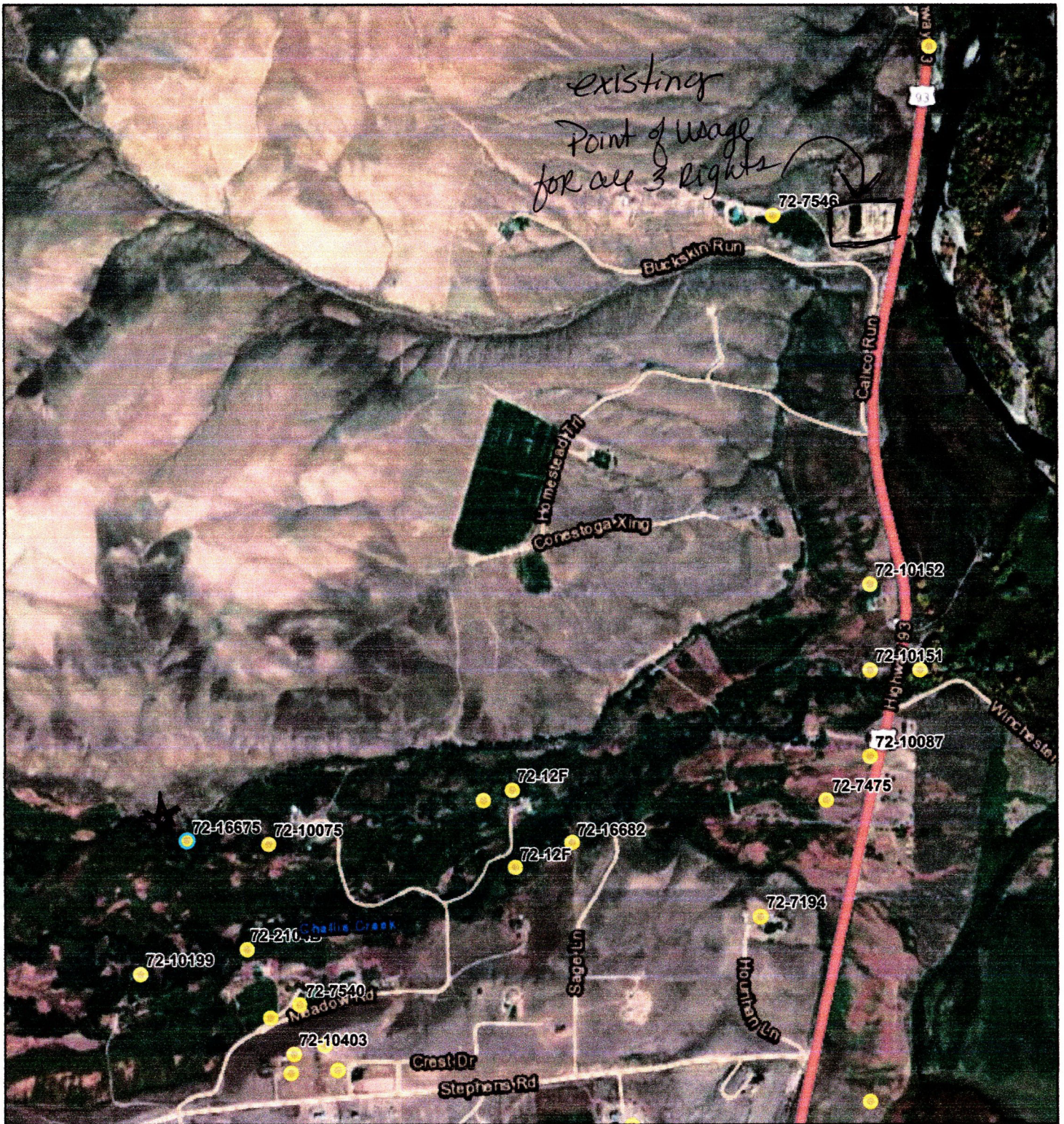
Transfer TO:
Place of use.

Part 3, A

Pg 1

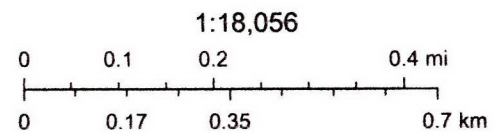
Water Rights

#7b



3/24/2023, 3:13:10 PM

✱ ● POD - Water Rights
72-16724



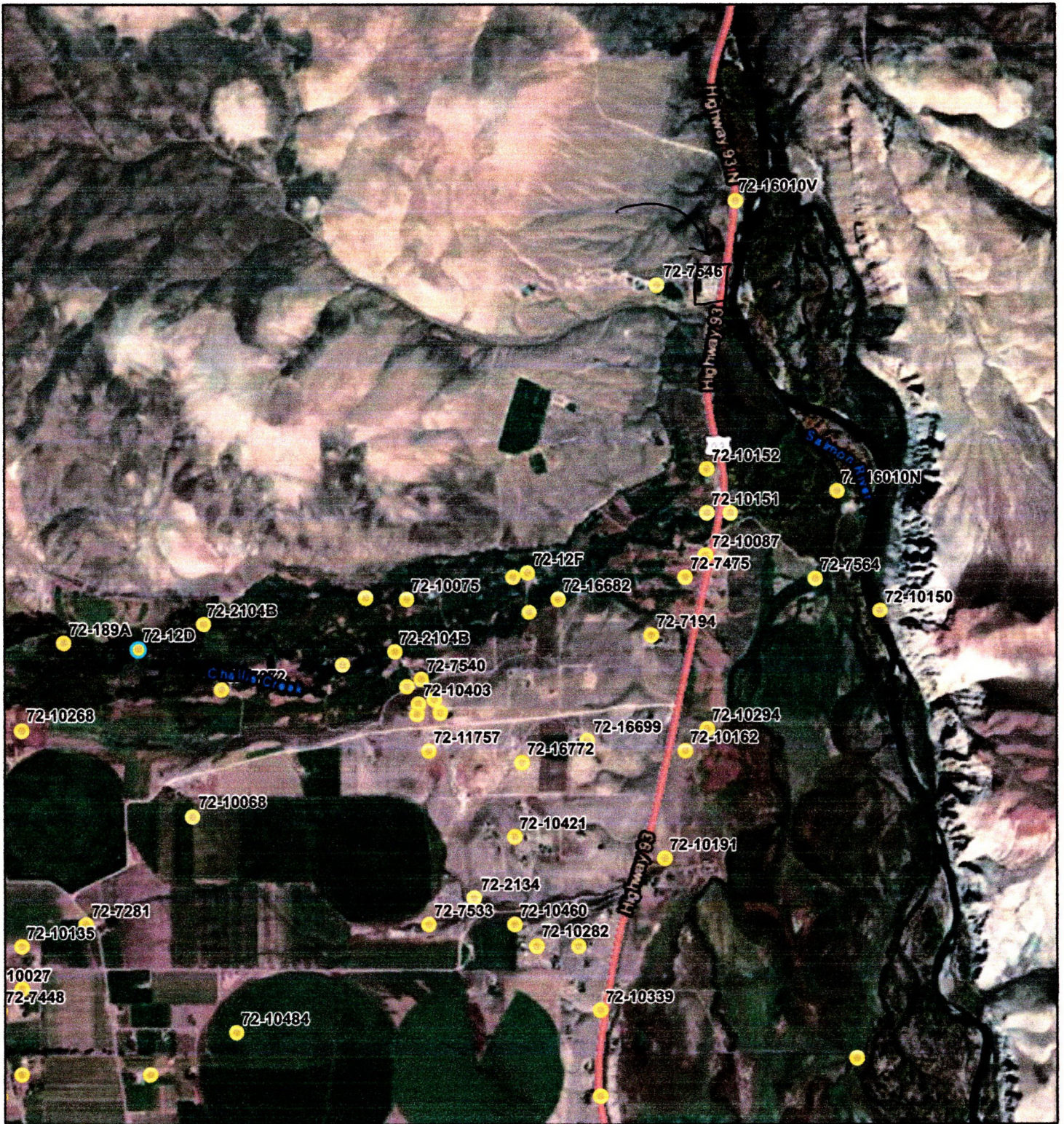
Esri, HERE, iPC, Esri, HERE, Garmin, iPC, Maxar

87683

SCANNED
SEP 07 2023

Water Rights

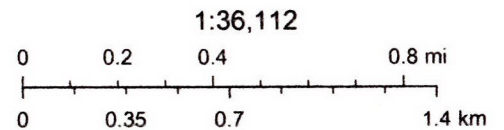
#76



3/24/2023, 3:25:29 PM

▲ ● POD - Water Rights

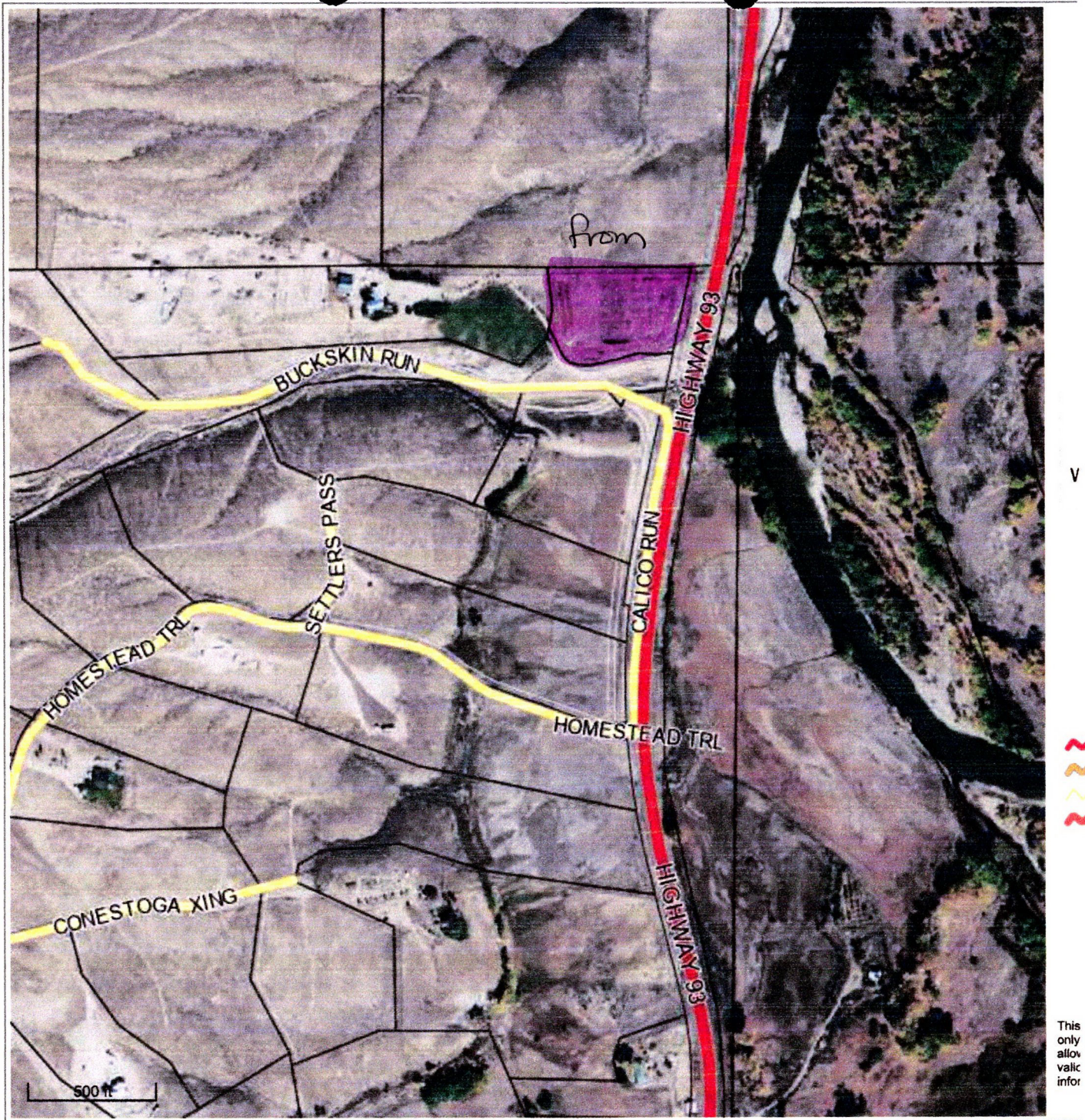
72-16720
72-16724



Esri, HERE, Garmin, Esri, HERE, Maxar

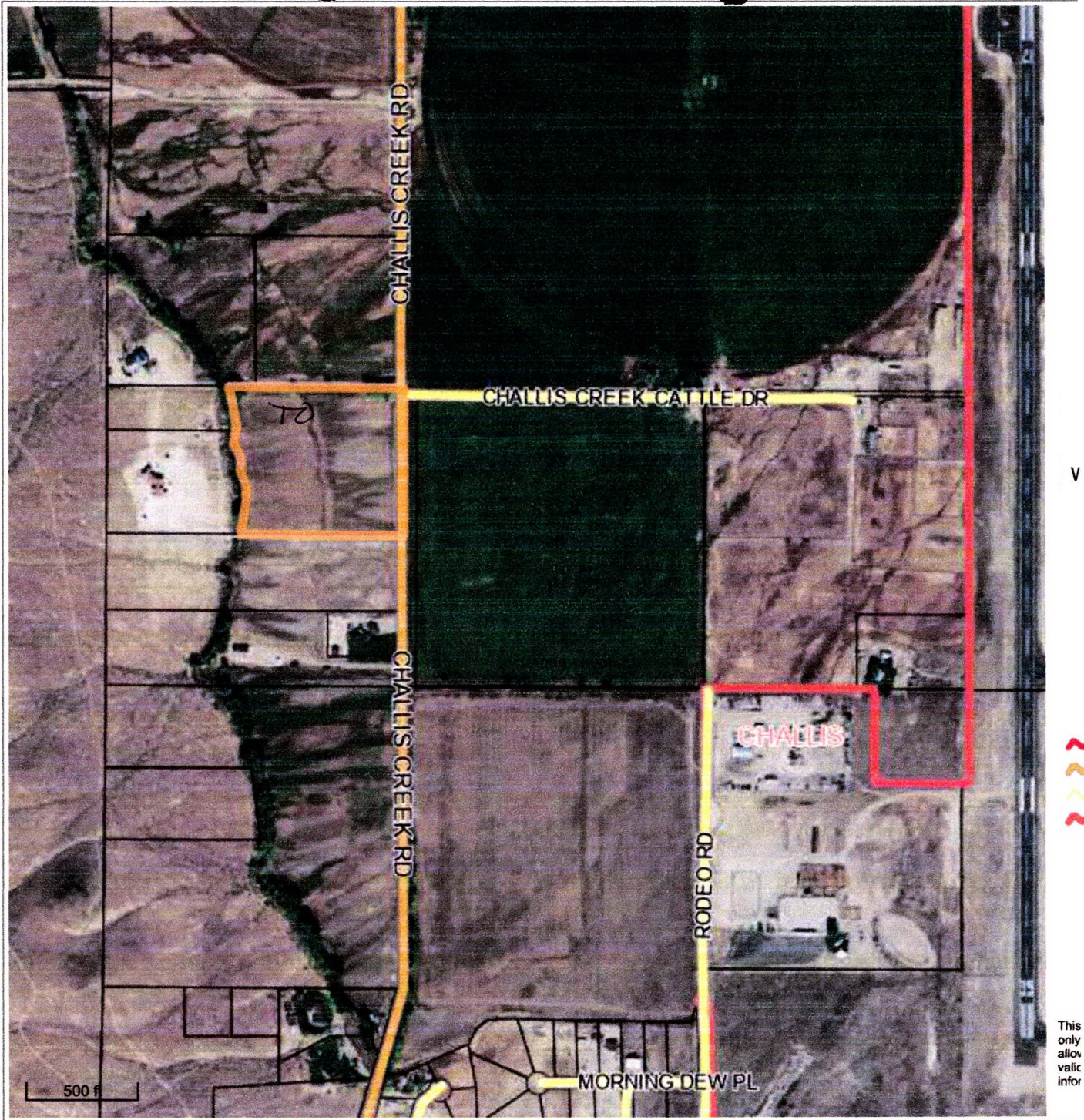
87683

SCANNED
SEP 07 2023



Larger View of Properties

Pg 2



Pg 3

Walker, Benny

From: Walker, Benny
Sent: Wednesday, September 6, 2023 2:52 PM
To: IdwrPayable
Subject: Refund

Hello,

I'm requesting a refund for withdrawal of transfer #87683 in the amount of \$200.00 for the filing fee, receipt #S039718.
To ALLICYN D & JACK E LATIMER , 25200 HIGHWAY 93, CHALLIS ID 83226-4926.

Thank you,

Benny

Benny Walker
Water Resource Agent
Southern Region
208-736-3033

RECEIVED

SEP 05 2023

DEPT OF WATER RESOURCES
SOUTHERN REGION

**WITHDRAWAL
OF
APPLICATION FOR TRANSFER OF WATER RIGHT(S)**

I/We, Jack E Latimer and Allicyn D Latimer,
(Applicant's Printed Name) (Applicant's Printed Name)

____ and ____
(Applicant's Printed Name) (Applicant's Printed Name)

hereby withdraw our Application for Transfer No. 87683 of Water Right

No(s). 72-16722, 72-16724, and 72-16726.

Signed this 30 day of August, 20 23.

Jack E Latimer
(Signature/Title of Applicant)

JACK E LATIMER
ALLICYN D LATIMER
25200 HIGHWAY 93
CHALLIS ID 83226-4926

Allicyn D Latimer
(Signature/Title of Applicant)

(Signature/Title of Applicant)

(Signature/Title of Applicant)

8-30-23

Benny Walker

We are returning the
Withdrawal for our
Waterright Change. Please
refund the \$200⁰⁰ filing
fee we sent to IOWA.

Thank You!

Allyson Holmes

RECEIVED

SEP 05 2023

DEPT OF WATER RESOURCES
SOUTHERN REGION