

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

GENERAL INFORMATION AND INSTRUCTIONS

RECEIVED
APR 21 2025
DEPT. OF WATER RESOURCES
EASTERN REGION

Pursuant to Section 42-222(1), *Idaho Code*, a transfer application may be filed to change the point of diversion, place of use, period of use, or nature of use of all or part of an established water right. Any person proposing to make such a change is required to file a transfer application with the Department. "Such application shall be upon forms furnished by the department and shall describe the [water right] to be changed and the changes which are proposed and shall be accompanied by the statutory filing fee." *Idaho Code* § 42-222(1).

The Department has developed this application form to assist applicants in satisfying the requirements of Section 42-222(1). This application form requests information about the applicant's authority to file (Part 1), information about the current elements of the water right(s) to be changed (Part 2), information about the proposed changes (Part 3), information about the validity of the water right(s) and the effects of the proposed changes (Part 4), and confirmation that the information provided is truthful (Part 5).

The applicant or their representative must provide a response for all applicable questions, any additional information required, and the proper filing fee before this application will be considered complete. If an application is incomplete or more information is required, the Department will notify the applicant or representative and allow time for the application to be completed. An application that remains incomplete will be returned to the applicant and the filing fee will be refunded.

An application for transfer is limited to the changes proposed for a single water distribution system. A proposal to change two or more separate water distribution systems, that will remain separate after the transfer, must be filed as separate applications. Applicants may provide additional pages to supplement their responses to the questions posed on this application form. Supplemental forms for listing additional water rights, points of diversion, or places of use can be found on the Department's website (idwr.idaho.gov). If you need assistance understanding the questions on this form, generating current water right reports, determining legal descriptions, or accessing water measurement records feel free to contact the nearest regional office of the Department.

PART 1 – CONTACT INFORMATION, OWNERSHIP RECORDS, AUTHORITY TO FILE

Name(s) of Applicant(s) Kevin Michels and Patricia Michels

Mailing Address 6527 S. Highland Park Dr.

Email* kevinmichels@gmail.com Phone 509-994-0428

Name of Representative (if any) _____

Mailing Address _____

Email* _____ Phone _____

*If an email address is provided, Department staff will use email as the primary method for corresponding with the applicant and representative about the application.

A. Representative. If the representative is authorized to sign or amend the application on behalf of the applicant, attach documents confirming that authority. Label documents as Attachment 1A.

Transfer No. 89783 Page 1

B. Current Owner. If the applicant is not the current owner of record for all water rights included in this application, attach documents showing that the applicant has the authority to make the proposed changes. Label documents as Attachment 1B.

C. Updating Ownership Records. Applicants needing to update the ownership records for any of the water rights included in this application must attach documents supporting the ownership change. Such documents must trace ownership of the subject water rights or the current place of use for the subject water rights from the current owner of record for the water rights to the applicant. Label documents as Attachment 1C.

D. Business Entities. If the applicant is a business entity (corporation, LLC, partnership, trust, etc.), is the entity currently registered with the Idaho Secretary of State?

☐ Yes. If this application is signed by someone other than a person listed on the most recent annual report filed with the Idaho Secretary of State, attach documents confirming the authority of the signer to sign on behalf of the business entity. Label documents as Attachment 1D.

☐ No. Attach documents confirming the authority of the signer to sign on behalf of the business entity. Label documents as Attachment 1D.

E. Approval of Irrigation Delivery Entity. Section 42-108, *Idaho Code*, states that a transfer application proposing to change water rights held by an irrigation company or district requires the consent of the irrigation entity. If this application proposes to change water rights held by an irrigation entity, attach a letter of consent from the entity (labeled as Attachment 1E) or have an authorized representative of the entity co-sign the application.

F. Encumbered Properties. If the current place of use for the water rights included in this application is subject to a lien, deed of trust, mortgage, or contract and the application proposes to change the nature of use of the water rights or to move water rights off the current place of use, attach a statement of consent for the change signed by the lien holder, trustee, mortgagor or contract holder. Label documents as Attachment 1F.

G. Legal Access. If the applicant is not the current owner of the proposed point(s) of diversion, conveyance system, or place(s) of use, provide evidence of legal access to the land or infrastructure not owned by the applicant. Label documents as Attachment 1G. For example, an applicant may provide a letter of consent from the owner of the land or conveyance system or may have the owner co-sign the application. For applications proposing to divert water on or convey water across federal land, an applicant is not required to demonstrate legal access to the federal land prior to approval. Instead, if the transfer application is approved, the applicant must obtain access authorization from the relevant federal agency prior to diverting water under the subject water rights.

PART 2 – WATER RIGHTS BEFORE PROPOSED CHANGES

A. Current Water Rights. For each water right proposed to be changed, attach a current water right report obtained from any Department office or from the Department's website (idwr.idaho.gov). Label water right reports as Attachment 2A.

B. Map of Current System. Attach a map of the current point(s) of diversion and place(s) of use for the water rights to be changed. The map should clearly depict the elements of the water rights to be changed. For example, if the application proposes to change the point of diversion for a water right, the map should display the current location of the point of diversion. For irrigation water rights, the map should also identify the location of the irrigated acres to be changed. Label map as Attachment 2B.

C. Current Location of Irrigated Acres. If this application proposes to change the place of use or nature of use for only a portion of an irrigation water right, use the following table to identify the current location of the irrigated acres to be changed. If additional pages are required, label additional pages as Attachment 2C. If this application proposes to change or rearrange the entire place of use for irrigation water right(s), skip to Part 3.

☒ **N/A.** This application does not propose to change the place of use or nature of use of an irrigation water right or this application proposes to change the place of use or nature of use for an entire irrigation right.

Current Location of Irrigated Acres to be Changed

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	

Total Irrigated Acres to be Changed: _____

PART 3 – DESCRIPTION OF PROPOSED CHANGES

A. Purpose of Transfer. Section 42-222(1), *Idaho Code*, states that transfer applications may only be filed to change the point of diversion, place of use, period of use, or nature of use of an established water right. Section 42-248(3), *Idaho Code*, authorizes water right ownership changes to be described on a transfer application. Identify the changes proposed in this application:

- | | |
|---|---|
| ☐ Change point(s) of diversion | ☒ Change place of use |
| ☐ Add point(s) of diversion | ☐ Change period of use |
| ☐ Change nature of use | ☐ Update water right ownership records |

B. Proposed Changes. Describe the proposed changes in narrative form:

The water rights were decreed erroneously. They have always been used on Homestead Entry No. 507 (as they state in their Conditions). The place of use was decreed on surrounding National Forest Service land in error. The points of diversion were described correctly, but their shapefiles in the IDWR database need to be updated in the same QQ.

No physical changes will result from this transfer.

Based on historical and current irrigation practices, the number of acres will be reduced to 40 from 107, reducing the rate to 1.28 cfs. Overlapping right 34-10168 will be abandoned. Ownership will be updated.

C. Summary of Proposed Changes.

1. Water Rights. Use the following table to list all water rights, or portions thereof, that are proposed to be changed as they would appear after the proposed changes. In the Amount column, list the volume in acre-feet (af) for storage uses or the rate in cubic feet per second (cfs) for all other uses.

All or Part	Right Number	Amount (cfs/af)	Nature of Use	Period of Use	Source
☒ ☐	34-625	1.28	Irrigation	05/01 to 10/15	East Fork BLR
☒ ☐	34-625	0.02	Stockwater	01/01 to 12/31	East Fork BLR
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

2. Total Amounts. Calculate the total quantity, in cfs or af, of water rights that are proposed to be changed through this application. For an application proposing to only change the place of use for irrigation rights, the total quantity of water is calculated by comparing the current place of use to the proposed place of use, summing the number of acres increased in each legal subdivision, and quantifying the proportional amount of diversion rate for the increased acres. For an application proposing to change or add points of diversion for irrigation or any other beneficial use, the total amount is the total diversion rate for the changed portion of the right.

Total Amount of Water Rights Proposed to be Changed: 1.28 cfs and/or _____ af.

3. Point(s) of Diversion. Use the following table to list all the proposed points of diversion for the water rights to be changed, including any current points of diversion that will continue to be used as part of the proposed water distribution system.

The legal description for the proposed point(s) of diversion must be to the nearest 40-acre subdivision (QQ) or U.S. Government Lot of the Public Land Survey System (PLSS). PLSS information is typically available from USGS topo maps, property deeds, tax bills or various mapping tools on the Department's website.

For points of diversion within platted subdivisions, list the lot and block number in the "Diversion Name/Number" column. An application proposing an injection into a stream and a re-diversion from that stream must list the source for the original diversion as the source for the injection and re-diversion points. If this application proposes construction of a new diversion structure (for example, a new ground water well or a new pump station on a creek), please indicate the status in the appropriate column.

☒ **N/A. This application does not propose to add or change any points of diversion.**

Proposed Points of Diversion

New?	Twp	Rge	Sec	Lot	1/4	1/4	1/4	County	Source	Diversion Name/Number

4. Place of Use. The proposed place of use must be described to the nearest 40-acre subdivision (QQ) or U.S. Government Lot of the Public Land Survey System. Government lot numbers can be noted in parenthesis below the approximate quarter-quarter location of the government lot. For water rights held by irrigation districts, municipal providers or irrigation companies, the proposed place of use may be generally described as authorized by Sections 42-202B, 42-219 and 42-222B, *Idaho Code*.

☐ **N/A. This application does not propose to change the place of use.**

Proposed Place of Use

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	
07N	20E	35			3.5														3.5
		36			4.5			0.5	10	21.5									36.5
Stock	Water	Same	as	Irrigat															

Total Irrigated Acres: 40

5. Map of Proposed System. Attach a map showing the location of the points of diversion, reservoirs, dams, canals, ditches, pipelines and other works proposed to divert and convey water. Also show the location of the place of use, including any lands to be irrigated. The map should delineate the legal subdivisions including townships, ranges, sections, quarter-quarters and government lots. Label map as Attachment 3C.

PART 4 – ADDITIONAL INFORMATION

Section 42-222(1), *Idaho Code*, establishes the criteria used to evaluate transfer applications. An applicant bears the burden of demonstrating that the water right to be changed is a valid right, that the proposed use is a beneficial use, and that the proposed changes will not injure other water rights, will not enlarge the use of the original rights, are in the local public interest, and are consistent with the conservation of water resources within the state of Idaho. To satisfy this burden, an applicant must provide sufficient data and information for the

Department to evaluate the effects of the proposed change. The Department may deny an application if the applicant fails to provide sufficient data and information to determine whether the criteria from Section 42-222(1) are satisfied. In addition to the information requested in Parts 1-3 of this application, the following information must be provided for an application to be considered complete. Department staff may request additional information or clarification as the application is processed.

A. Validity of Water Rights

1. If one or more of the water rights proposed to be changed is a statutory claim, established pursuant to Section 42-248, *Idaho Code*, attach evidence supporting the priority date claimed. Label documents as Attachment 4A-1. For statutory claims, the Department may conduct a field inspection as part of the application review process to evaluate the water right elements listed on the statutory claim.

2. Has any portion of the water right(s) proposed to be changed undergone a period of five or more consecutive years of non-use?

☐ Yes. Attach a statement describing the portion of the right(s) that were not used and the length of time of the non-use. In addition, identify any exception or defense to forfeiture and provide a detailed description as to why the water rights have not been lost and forfeited for non-use. Label documents as Attachment 4A-2. Statutory exceptions or defenses to forfeiture are set forth in Section 42-223, *Idaho Code*.

☒ No.

B. Injury to Other Water Rights

1. Identify any other water right(s) diverted at the current point(s) of diversion.

N/A

2. Identify any other water right(s) diverted at the proposed point(s) of diversion.

N/A

3. Is the proposed point of diversion within a state water district? ☐ Yes. Water District # 34. ☐ No.

4. If already constructed and in use, are the proposed points of diversion equipped with Department-approved measuring devices? ☐ Yes. ☐ No.

5. If this application proposes to divert a surface water right from a ground water well, attach a technical analysis evaluating the hydraulic connection between the proposed ground water point of diversion and the source of water listed on the right to be changed. Label technical analysis as Attachment 4B-5.

6. If this application proposes changing the point of diversion for a ground water right in the Eastern Snake Plain Aquifer (ESPA), attach a technical analysis of the anticipated depletions to reaches of the Snake River that are hydraulically connected to the ESPA using the Department's current ground water model for the ESPA. The technical analysis must evaluate depletion impacts in a time-series format at transient and steady state time steps. To assist applicants in preparing the required technical analysis, the Department has developed a transfer tool interface for the ESPA model. The transfer tool and user instructions can be downloaded from the Department's website (idwr.idaho.gov). If the proposed and current points of diversion are in the same or adjacent model cells, no technical analysis is required, unless specifically requested by the Department. Label technical analysis as Attachment 4B-6.

C. Enlargement in Use

1. Identify any other water rights used at the current place of use, including the number of shares in a canal company or acres assessed by an irrigation district.

N/A

2. Identify any other water rights used at the proposed place of use, including the number of shares in a canal company or acres assessed by an irrigation district.

N/A

3. If this application proposes changing the place of use or nature of use for irrigation water rights, will the current place of use, for the portion of the right to be changed, continue to be irrigated?

☒ Yes. Identify the water right(s) to be used for the continued irrigation.
 No physical changes will occur. This transfer corrects an error from the adjudication.

☐ No. The place of use for the portion to be changed will no longer be irrigated.

☒ N/A. The application does not propose to change the place of use for irrigation rights.

4. Unstacking Water Rights for Irrigation. If this application proposes to change the place of use for an irrigation water right that is combined with other irrigation rights at the current place of use but does not propose to change the place of use for all the stacked irrigation rights, attach evidence of the historical consumptive use occurring under all water rights at the current place of use. For irrigation rights, this should include at least five years of diversion data and/or crop data and estimates of evapotranspiration. Label the information as Attachment 4C-4. Evapotranspiration data may be available on the Department's website (<http://et-idwr.idaho.gov>)

5. If the application proposes to change the nature of use for a water right, attach evidence of the historical consumptive use occurring under the portion of the water right to be changed. For irrigation rights, this should include diversion data, crop data and estimates of evapotranspiration. Label the information as Attachment 4C-5. Evapotranspiration data may be available on the Department's website (<http://et-idwr.idaho.gov>)

6. If the application proposes to change the nature of use of a water right to municipal use for reasonably anticipated future needs, complete the form titled "Municipal Water Right Application Checklist" found on the Department's website (idwr.idaho.gov). Label the form as Attachment 4C-6.

7. To your knowledge, are any portions of the water rights proposed to be changed:

Yes

No

☐
☒

currently leased to the Water Supply Bank?

If yes, complete the form titled "Application for Transfer of Water Right Attachment WSB" found on the Department's website (idwr.idaho.gov). Label the Form as Attachment 4C-7.

☐
☒

currently used in a mitigation plan limiting the use of water under the right?

☐
☒

subject to an agreement not to divert (CREP)?

☐
☒

currently enrolled in a federal set-aside program (CRP)?

89783

D. Local Public Interest

The department must consider whether the proposed changes are in the local public interest as defined in Section 42-202B(3), *Idaho Code*. Some of the local public interest factors that may be considered in conjunction with a transfer application are (1) Recreation, fish, and wildlife impacts, (2) Water quality or contamination concerns, (3) Local and state ordinances, regulations, or policies related to water use, (4) Goals, requirements and limits set forth in the State Water Plan. If you choose to provide information about local public interest factors, label the information as Attachment 4D.

E. Conservation of Water Resources

Describe the diversion works and water delivery system. This may include sizes and dimensions of pumps, pipelines, headgates, ditches, dams, impoundments and irrigation equipment.

The existing diversion structures that were appropriately decreed.

PART 5 – FILING FEE AND SIGNATURE

A. Filing Fee. Filing fees for transfer applications are set forth in Section 42-221.O, *Idaho Code*. A table summarizing the filing fees for transfer applications is also found on the Department's website (idwr.idaho.gov). Any application proposing to change the nature of use for one or more rights requires an additional filing fee of \$250. Applications proposing to update the ownership records for water rights must also include the appropriate filing fee to update the ownership records. For any application relying on the filing fee set forth in Section 42-221.O.8, *Idaho Code*, attach a statement describing how the application qualifies under Section 42-221.O.8. Label documents as Attachment 5A.

B. Affidavit of Applicant or Representative:

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.

[Signature]
Signature of Applicant or Representative*

Patricia Michels owner
Print Name and Title, if applicable

4-15-25
Date

[Signature]
Signature of Applicant or Representative*

Kevin Michels owner
Print Name and Title, if applicable

4-15-25
Date

*If water rights included in this application are owned by multiple people or entities, each owner must sign the application form.

FOR DEPARTMENT USE ONLY

Fee Paid: \$ 50 Receipt #: E 050062 Date: _____ Received by: _____
Add'l Paid: \$ 200 Receipt #: E 050061 Date: _____ Received by: _____

\$150 needs to be refunded



Instrument # 265156

CHALLIS, CUSTER, IDAHO
02-20-2024 02:04:13 No. of Pages: 1
Recorded for: ALLIANCE TITLE - RIGBY OFFICE
Lura H. Baker Fee: \$15.00
Ex-Officio Recorder Deputy: TG

QUITCLAIM DEED

Alliance Title & Escrow, LLC ORDER NO.: 652986

FOR VALUE RECEIVED,

Herbert H. Whitworth Jr. and Teresa Whitworth, husband and wife

do(es) hereby convey, release, remise and forever quitclaim unto

Whitworth Copper Basin, LLC., an Idaho limited liability company

whose current address is: PO Box 114 Mackay, ID. 83251

the following described premises:

H. E. Survey No. 507, embracing a portion of approximately Sections 35 and 36 in Township 7 North, Range 20 East, Boise Meridian, Custer County, Idaho, more particularly bounded and described as follows:
Beginning at Corner No. 1, from which U. S. Location Monument No. 505 bears North 86°30' East 132.22 chains distant;
Thence South 29' West 20.25 chains to Corner No. 2;
Thence North 80°14' West 38.49 chains to Corner No. 3;
Thence North 85°56' West 42.01 chains to Corner No. 4;
Thence North 18' East 11.55 chains to Corner No. 5;
Thence South 87°43' East 28.57 chains to Corner No. 6;
Thence North 72°2' East 11.71 chains to Corner No. 7;
Thence South 85°1' East 40.40 chains to Corner No. 1, the place of beginning,

TO HAVE AND TO HOLD the said premises, unto the said grantees, heirs and assigns forever.

Dated: January 24, 2024

Herbert H. Whitworth Jr.

Herbert H. Whitworth Jr.

Teresa Whitworth

Teresa Whitworth

State of Virginia } ss
County of Prince William

On this 29th day of January, 2024, before me, the undersigned, a Notary Public in and for said state, personally appeared Herbert H. Whitworth Jr. and Teresa Whitworth, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument and acknowledged that he/she/they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

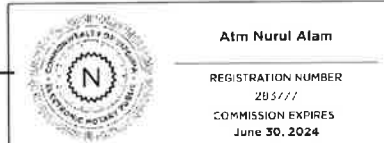
Atm Nurul Alam

Atm Nurul Alam

Notary Public for the State of Virginia
Prince William

Residing at:
Commission Expires: 06/30/2024
Electronic Notary Public

Notarized online using audio-video communication



Atm Nurul Alam

REGISTRATION NUMBER
205111
COMMISSION EXPIRES
June 30, 2024

RECEIVED
MAY 28 2025
DEPT. OF WATER RESOURCES
EASTERN REGION



COPY

Instrument # 265158
CHALLIS, CUSTER, IDAHO
02-20-2024 02:04:13 No. of Pages: 2
Recorded for: ALLIANCE TITLE - RIGBY OFFICE
Lura H. Baker Fee: \$15.00
Ex-Officio Recorder Deputy: TG

WARRANTY DEED

Alliance Title & Escrow, LLC Order No.: 652986

FOR VALUE RECEIVED

Whitworth Copper Basin, LLC, Idaho limited liability company

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Kevin Michels and Patricia Michels, husband and wife

whose current address is

6527 S. Highland Park Dr.
Spokane, WA 99223

the grantee(s), the following described premises, in Custer County, Idaho, TO WIT:

H. E. Survey No. 507, embracing a portion of approximately Sections 35 and 36 in Township 7 North, Range 20 East, Boise Meridian, Custer County, Idaho, more particularly bounded and described as follows:

Beginning at Corner No. 1, from which U. S. Location Monument No. 505 bears North 86°30' East 132.22 chains distant;

Thence South 28° West 20.25 chains to Corner No. 2;

Thence North 80°14' West 38.49 chains to Corner No. 3;

Thence North 85°56' West 42.01 chains to Corner No. 4;

Thence North 18° East 11.55 chains to Corner No. 5;

Thence South 87°43' East 28.57 chains to Corner No. 6;

Thence North 72°2' East 11.71 chains to Corner No. 7;

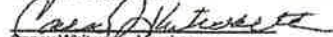
Thence South 85°1' East 40.40 chains to Corner No. 1, the place of beginning.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

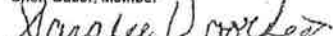
And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: February 20, 2024

Whitworth Copper Basin, LLC an Idaho limited liability company


Casey Whitworth, Member


Sheri Cutler, Member


Saralee Voorhees, Member

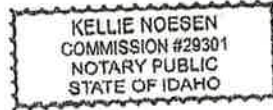
File No. 652986

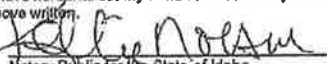
89783

Instrument # 265158

State of Idaho
County of Benneok

On this 20th day of February, in the year 2024, before me, the undersigned, a Notary Public in and for said state, personally appeared Casey Whitworth, Sheri Cutler and ~~Sarah~~ Voorhees known or identified to me to be the Members in the Limited Liability Company known as Whitworth Copper Basin, LLC and acknowledged to me that he/she executed the foregoing instrument in said LLC name.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.




Notary Public for the State of Idaho
Residing at: Pocatello, ID
Commission Expires: 2/24/28

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

5/16/2025

Water Right 34-625

Owner Type

Current Owner
Original Owner

Name

HERB WHITWORTH JR
HUGH PELTON

Priority Date: 6/15/1913

Basis: Decreed

Status: Active

Source

EAST FORK BIG LOST RIVER

Tributary

BIG LOST RIVER

Beneficial Use

IRRIGATION
STOCKWATER

From

5/01

To

10/15

Diversion Rate

3.420 CFS

Volume

0.020 CFS

Total Diversion

3.420 CFS

Source and Point(s) of Diversion:

EAST FORK BIG LOST RIVER SENE
EAST FORK BIG LOST RIVER SWNW

Sec. 36, Twp 07N, Rge 20E, CUSTER County
Sec. 36, Twp 07N, Rge 20E, CUSTER County

Place Of Use:

IRRIGATION within CUSTER County

T07N R20E S35	NENE	6.0
T07N R20E S35	NWNE	7.0
T07N R20E S35	SWNE	9.0
T07N R20E S35	SENE	12.0
T07N R20E S36	SWNE	3.0
T07N R20E S36	NENW	12.0
T07N R20E S36	NWNW	14.0
T07N R20E S36	SWNW	20.0
T07N R20E S36	SENW	24.0
POU Total Acres		107.00

STOCKWATER Same as IRRIGATION

Conditions of Approval:

1. S34 THE PERIOD OF USE FOR IRRIGATION DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR OF THE IDAHO DEPARTMENT OF

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

5/16/2025

2. WATER RESOURCES.
USE OF THIS RIGHT WITH RIGHT NO. 34-10168 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 3.42 CFS.
3. N05 THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.
4. N15 THE APPROPRIATOR IS ENTITLED TO THE QUANTITY OF WATER
DESCRIBED FOR STOCK WATER PURPOSES AT A POINT OF
MEASUREMENT WHERE THE DELIVERY DITCH ENTERS THE PLACE OF
USE DESCRIBED.
5. USE OF THIS RIGHT WITH RIGHT NO. 34-10168 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 107 ACRES IN A SINGLE
IRRIGATION SEASON.
6. N08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL
BENEFICIAL USE.
7. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO
LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-
1412(6), IDAHO CODE.
8. PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY NO. 507.
9. STOCKWATER, 800 CATTLE

Combined Use Limits:

Rate
3.420

Volume

Acres
107.0

Water Rights
34-10168 ,34-625

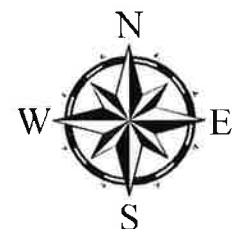
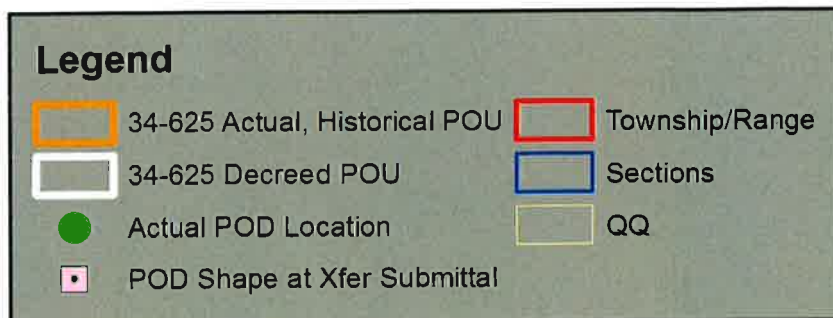
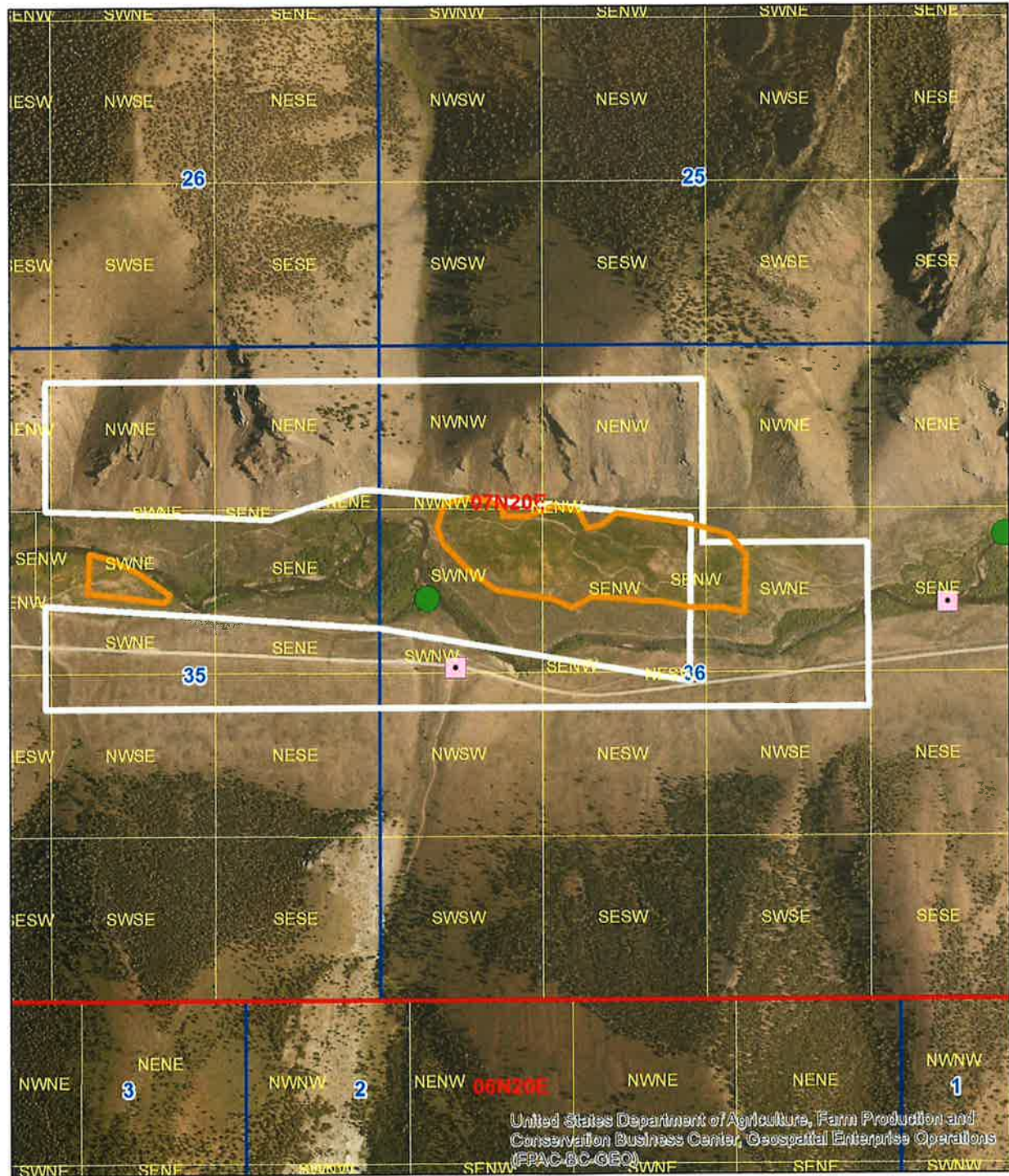
SubCase:

N/A

Water Supply Bank:

N/A

34-625 Clerical Correction Transfer



89783

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Abandonment of Water Right

RECEIVED
APR 21 2025
DEPT. OF WATER RESOURCES
EASTERN REGION

Print Name of Water Right Owner(s): Kevin Michels and Patricia Michels
Mailing Address: 6527 S. Highland Park Dr. Spokane, WA
99223 Phone: 509-994-0428

Note: If you are not listed as the current owner of the water right in the Idaho Department of Water Resources' records, you must include evidence of ownership of the water right (or portion of the water right) with this form. Evidence may include a warranty deed, quitclaim deed, court decree, contract of sale, etc.

I am the current owner of ☒ all, or ☐ part of, the water right described in the Idaho Department of Water Resources' records as Water Right No. 34-10168.

I hereby abandon ☒ all, or ☐ part of the water right designated above. This abandonment is intentional and voluntary. I recognize that this abandonment permanently eliminates the right to divert and use water under the water right designated above.

If this abandonment applies to a portion of the water right, please indicate which part is abandoned by describing the diversion rate, annual diversion volume or storage volume, and place of use (include acres if the use is irrigation) and by attaching a detailed map identifying the specific locations.

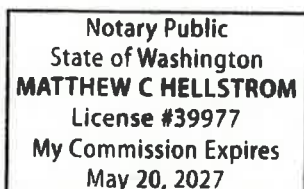
K Patricia 4-14-25
Signature of Water Right Owner(s) or Authorized Representative Date

Kevin Michels Patricia Michels
Print Name and Title of Authorized Representative
(Complete if applicable and include your authority to act on behalf of the water right owner)

State of WA)
County of Spokane) ss

On this 14 day of April, 2025, the signer(s) of the above instrument appeared before me and duly acknowledged to me that he/she executed the same.

SEAL



Matthew C Hellstrom
Notary Public

My commission expires: May 20, 2027