

RECEIVED

APR 13 2021

DEPT OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 84895MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

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) Loving Springs Ranch, LP

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 idwr.idaho.gov/water-rights/transfers/resources.html.
- ☐ ☒ #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: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) Loving Springs Ranch, LP Phone 949-929-4709
Mailing address P.O. Box 767, Picabo, Idaho 83348 Email bashawb2@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 Travis Thompson, Barker Rosholt & Simpson LLP Phone 208-733-0700
Mailing address P.O. Box 63, Twin Falls, Idaho 83303-0063 Email ttt@idahowaters.com

☐ Send all correspondence for this application to the representative and not to the applicant.

OR

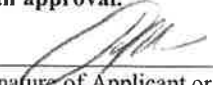
☒ Send original correspondence to the applicant and copies to the representative.

☐ 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**.

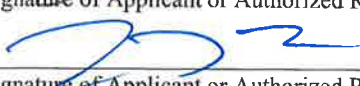
I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.


Signature of Applicant or Authorized Representative

Brett Bashaw

Print Name and Title if applicable

4/12/21
Date


Signature of Applicant or Authorized Representative

Travis Thompson

Print Name and Title if applicable

4/13/21
Date

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. Is this a transfer for changes pursuant to Idaho Code § 42-221.0.8?
If yes, ☐ attach an explanation and any supporting documentation labeled as **Part 1A.2**.

3. 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**.
Transfer proposes to move 38 acres of water right 37-2683A from the property known as Tick-Tock Ranch ~~as well as~~ to certain lands in Section 11 on the Loving Springs Ranch.

(cont Sub-2)

**per email dated 4/27/2021*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 21 2021

DEPT. OF WATER RESOURCES
SOUTHERN REGION

**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 ☐ ☒	37-2683A	0.72/113.2	Irrigation	4/15 to 10/31	Groundwater
☐ ☐	37-23289*			to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 1.88 cfs and/or 293.3 acre-feet.

2. Total amount of water proposed to be transferred or changed 0.72 cubic feet per second and/or 113.2 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 #
Y		SW	NW	SW	2	1S	19E	Blaine County	groundwater	
Y		SE	NW	SW	2	1S	19E	Blaine County	groundwater	

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	
01S	19E	11		11.1			25.5	1.1											37.7
01S	19E	2											0.3						0.3
Total Acres (for irrigation use)																			38

* Now 37-23289 Per OIC
Split Completed 4-15-2021

*

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.

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☐ ☐	37-23289 *			to	
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☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

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Y		SE	NW	SW	2	1S	19E	Blaine County	groundwater	

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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	
01S	19E	11		12.5			25.5												38
Total Acres (for irrigation use)																			38

* Now 37-23289 PER O/C SPLIT
COMPLETED 4/15/2021 P.S.

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:

Existing well and mainline to pivots. The well already has an existing measuring device and controlling works regulated by Water District 37.

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

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: _____

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:

38 acres of water right 37-2683A will no longer be irrigated within the 200.1 acre permissible place of use.

- 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:

There are no other water rights at the proposed place of use; the proposed points of diversion will be shared with Water Right No. 37-800.

- 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



IDWR offices are open to the public and following the CDC guidelines for wearing masks and observing social distancing. For in-person visits, we encourage you to [call ahead for an appointment](#).

WATER RIGHT REPORT

3/10/2021

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 37-2683A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	THE BRETT & PATRICIA BASHAW FAMILY TRUST C/O GERALD BASHAW PO BOX 767 PICABO, ID 83348 2087886571
Original Owner	WAYNE O BALDWIN PICABO, ID 83348
Original Owner	DON D BALDWIN PO BOX 655 PICABO, ID 83348

Priority Date: 08/23/1961

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	1.88 CFS	293.3 AFA
Total Diversion			1.88 CFS	293.3 AFA

Location of Point(s) of Diversion:

GROUND WATER Injection | NESW | Sec. 20 | Township 01S | Range 20E | BLAINE County

GROUND WATER	NESW	Sec. 20	Township 01S	Range 20E	BLAINE County
GROUND WATER	SWSE	Sec. 22	Township 01S	Range 20E	BLAINE County
GROUND WATER Rediversion	SWSE	Sec. 22	Township 01S	Range 20E	BLAINE County
GROUND WATER Rediversion	NENE	Sec. 27	Township 01S	Range 20E	BLAINE County
GROUND WATER Rediversion	NWNE	Sec. 27	Township 01S	Range 20E	BLAINE County

IRRIGATION Use:

Acre Limit: 98.2

Place(s) of use:

Place of Use Legal Description: IRRIGATION BLAINE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
01S	20E	22		SWNE	25.4		SENE	7.2						
				NESE	20.5		NWSE	38.9		SWSE	18.3		SESE	40.5
		23		SWSW	17.6									
		26		NWNW	13.4									
		27		NENE	16		NWNE	2.3						

Total Acres: 200.1

Conditions of Approval:

1. This right in combination with all other right for irrigation of the lands above shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre, measured at the field, when water is applied via pump and pressurized irrigation system.
2. X27 This right is limited to the irrigation of 98.2 acres within the place of use described above in a single irrigation season.
3. X35 Rights 37-2683A and 37-7349A when combined shall not exceed a total diversion rate of 3.05 cfs, a total annual maximum diversion volume of 503.3 af at the field headgate, and the irrigation of 158.2 acres.
4. X35 Rights 37-2683A, 37-7349A, 37-22550, 37-22552, 37-22554, 37-22556, 37-22558, 37-22560, 37-22562, 37-22564, 37-22566, and 37-22572 when combined shall not exceed the irrigation of 192.1 acres.
5. X11 Prior to the diversion and use of water under this right, the right holder shall install and maintain acceptable measuring devices at the point of injection into and at the point of rediversion from Silver Creek.
6. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the rediversions from Silver Creek.
7. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37M.
8. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

9. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted from the wells and shall annually report the information to the Department.
10. F06 The following rights are diverted through point(s) of diversion described above within TWP 01S, RNG 21E, Sec 20: 37-2444, 37-2683A, 37-2683B, 37-7349A, 37-7349B, 37-21942, 37-22560, 37-22562, 37-22564, 37-22566 and 37-22572.
11. 004 This right does not grant any right-of-way or easement across the land of another.
12. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Dates:

Licensed Date:

Decreed Date: 09/18/2009

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: 37

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 158.2

Combined Volume Limit: 503.3

Combined Rate Limit: 3.05

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

PART 2B

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Change in Water Right Ownership

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
37-2683A	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: The Brett & Patricia Family Trust
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Loving Springs Ranch LP
New owner(s) as listed on the conveyance document
- | | | | | | |
|------------------------|---------------------------|----------------|------------------------------|-----------------------------|---------------------------------|
| <u>P.O. Box 767</u> | <u>Picabo</u> | Name connector | ☐ and | ☐ or | ☐ and/or |
| <u>Mailing address</u> | <u>City</u> | <u>ID</u> | | | |
| <u>949-929-4709</u> | <u>bashawb2@gmail.com</u> | <u>State</u> | | | <u>83348</u> |
| <u>Telephone</u> | <u>Email</u> | | | | <u>ZIP</u> |
4. If the water rights and/or adjudication claims were split, how did the division occur?
☒ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: March 17, 2021
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
7. This form must be signed and submitted with the following **REQUIRED** items:
- ☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
 - ☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
 - ☒ Filing fee (see instructions for further explanation):
 - ☐ \$25 per *undivided* water right.
 - ☐ \$100 per *split* water right.
 - ☐ No fee is required for pending adjudication claims.
 - ☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
 - ☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature:  Partner, Loving Springs Ranch LP
Signature of new owner/claimant Title, if applicable Date
- Signature: _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by _____ Date _____ Receipt No. _____ Receipt Amt. _____
Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐
Name on W-9 _____ Approved by _____ Processed by _____ Date _____

Please record and return to:

WATER RIGHT QUITCLAIM DEED

FOR VALUE RECEIVED, the receipt and sufficiency of which is hereby acknowledged, THE BRETT & PATRICIA BASHAW FAMILY TRUST, by and through its Trustee, P.O. Box 767, Picabo, Idaho 83348 ("Grantor"), hereby quitclaims unto LOVING SPRINGS RANCH, L.P, P.O. Box 767, Picabo, Idaho 83348 ("Grantee"), and to Grantee's heirs, successors and assigns forever, that portion of Grantor's right, title, and interest in the following described water right:

37-2683A

0.72 cfs 113.2 acre-feet

38 acres irrigation

TO HAVE AND TO HOLD, all and singular the above-mentioned and described portion of water right, unto the Grantee and to the successors and assigns of Grantee forever.

[signatures on next page]

IN WITNESS WHEREOF, this Water Right Quitclaim Deed has been duly executed by Grantor on this 17 day of March, 2021

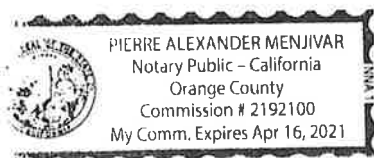
THE BRETT & PATRICIA BASHAW
FAMILY TRUST

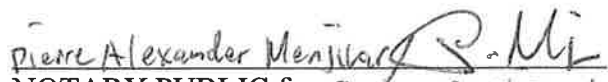

By: Brett Bashaw, Trustee

STATE OF California)
)ss.
County of Orange)

On this 17th day of March, 2021, before me, the undersigned, a Notary Public in and for said County and State, personally appeared BRETT BASHAW, trustee of THE BRETT & PATRICIA BASHAW FAMILY TRUST, known to me to be the person whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that he executed the same on behalf of the trust.

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




NOTARY PUBLIC for State of California
Residing at: Newport Beach / California
Commission Expires: April 16, 2021

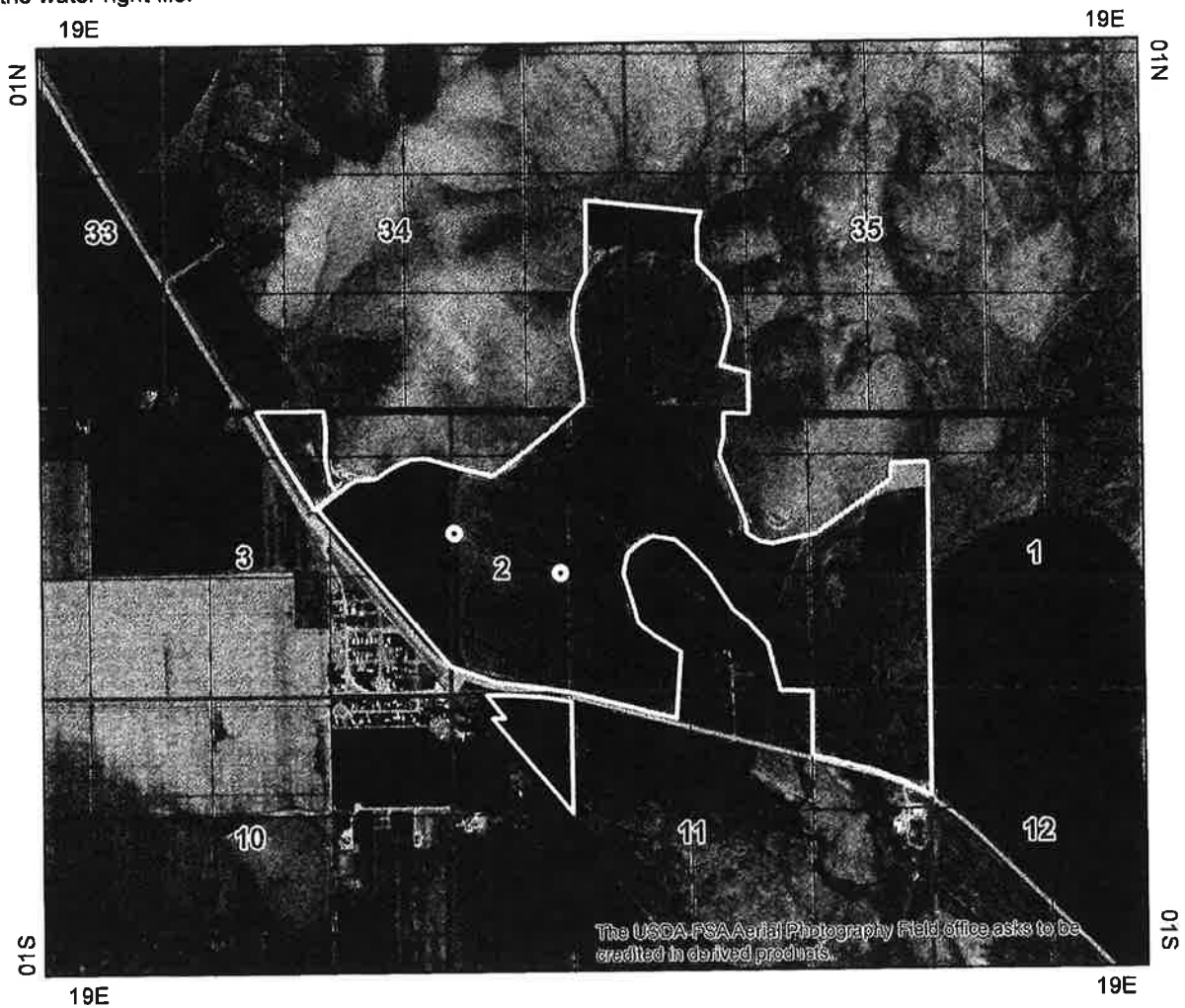
Attachment #7A

State of Idaho
Department of Water Resources

Water Right
37-800

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



- Point of Diversion
- Place Of Use Boundary

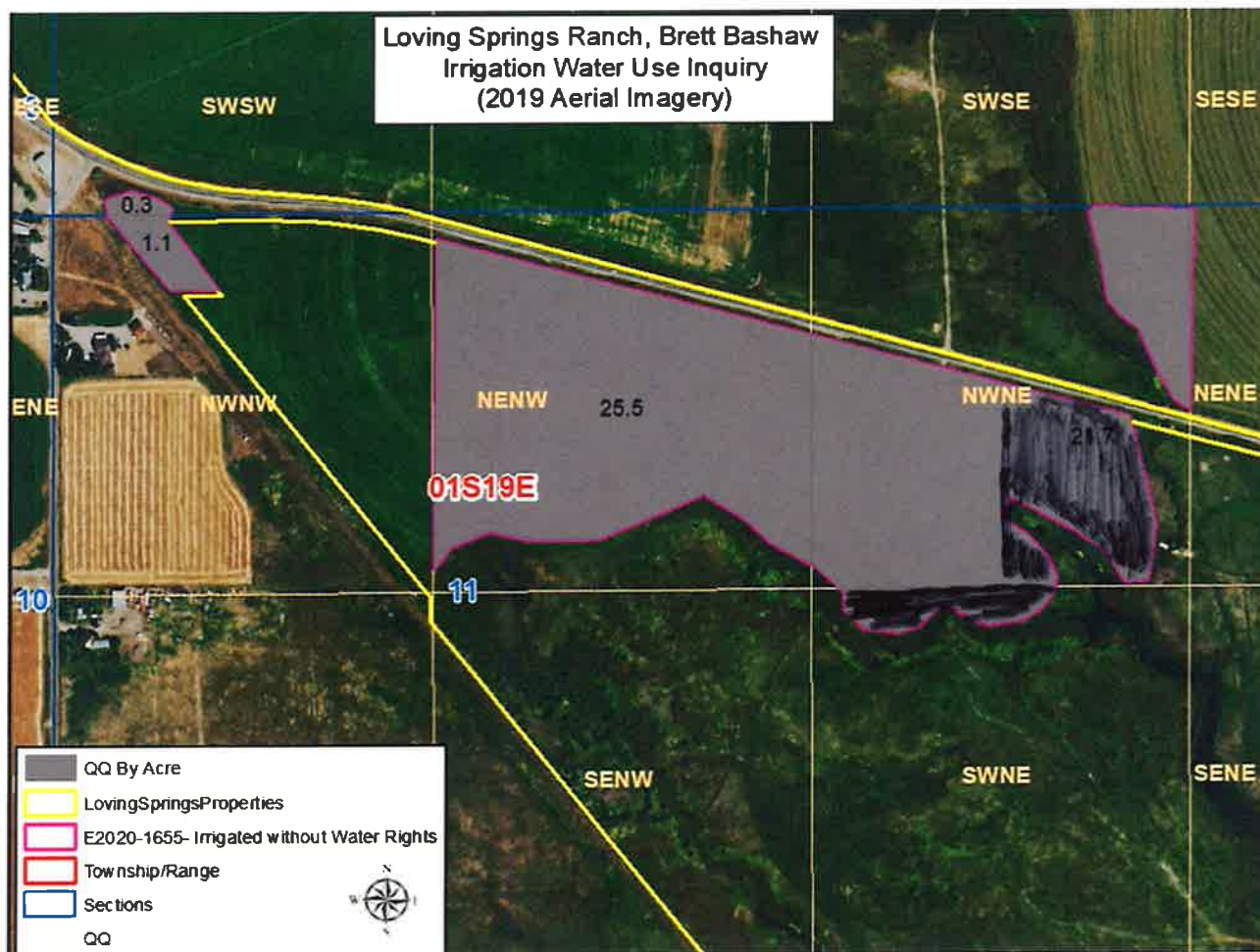
- Townships
- PLS Sections
- Quarter Quarters

0 0.225 0.45 0.9 Miles



Map produced on March 10, 2021

TRANSFER 84895



Attchment #7 (B)

Attachment #7b (statement re: permissible place of use)

Part 3A – Map Supplement

The place of use at the Tick-Tock Ranch currently consists of a permissible place of use of 200.1 acres. The boundaries for the existing permissible place of use under water right 37-2683A are not proposed to be changed. The total number of irrigated acres within this permissible place of use will decrease by 38 acres, leaving 60.2 acres authorized for irrigation under this right, 120.2 acres authorized for irrigation (combined with water right 37-7349A) and 154.1 acres authorized for irrigation overall (combined with other water rights).



Idaho Limited Partnership Reinstatement Form

File online at: sos.idaho.gov

Return completed form to:

Idaho Secretary of State
Attn: Reinstatements
450 North 4th Street
Boise, ID 83720
Phone: (208) 334-2300

Reinstatement fee: \$30.00.

SOS Control Number: 36788

Filing Status: Inactive-Terminated

Limited Partnership (D)

Date Formed: 09/24/2014

Formation Locale: ID

Name and Mailing Address:

LOVING SPRINGS RANCH LP

~~PO BOX 878~~

~~PO BOX 878~~

(1) Add or Change Mailing Address:

PO Box 7156

Boise, ID 83707-1156

Registered Agent (RA) and Registered Office (RO) Address:

NO AGENT

AGENT RESIGNED OR INVALID

BOISE, ID 83702 (ADA)

(2) Change RA and/or RO Address:

Gregory A. Byron

3101 W. Main Street, Suite 200

Boise, ID 83702

Note: The Registered Office address must be a physical Idaho address (no postal box).

(3) New Registered Agent (RA) Signature:

If a new agent is appointed in item (2) above, the new agent must sign here to accept the appointment.

(4) Limited Partnership: Enter names and addresses of General Partners. Do NOT put 'same as last year' or 'same as above'. These will not be accepted. Changes here will not affect the entity mailing address. If more space is needed, please add an attachment.

Name	Business Address	City, State, Zip
GLS, LLC	301 E. Edgewater Ave.	Newport Beach, CA 92661

(5) Signature:

(6) Date:

5/2/15

(7) Type/Print Name: Brett D. Bashaw

(8) Title: Manager of General Partner

Instructions: Legibly complete the form above. Enclose a check made payable to the Idaho Secretary of State for \$30.00. Sign and date this form and return to the address provided above.

TRANSFER 84895

30243-4891 06/03/2019 2:30 PM Received by ID Secretary of State Lawrence Denney

the name change.
Dated: April 27, 2021.

CLERK OF THE DISTRICT COURT
By: /s/ Jolynn Drage
Deputy Clerk

PUBLISH
IDAHO MOUNTAIN EXPRESS
MAY 5, 12, 19 & 26, 2021

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 84895

LOVING SPRINGS RANCH LP, PO BOX 767, PICABO, ID 83348-0767 has filed Application No. 84895 for changes to the following water rights within BLAINE County(s): Right No(s), 37-23289; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynew/transfers>. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes changing the points of diversion and place of use for a 28 acre (0.72 cfs) irrigation ground water right that is diverted from a well located approximately 8.2 miles west and 1.5 miles north of Carey, where it is injected and rediverted from Silver Creek. This right can also be diverted from a well located at the current place of use approximately 5.1 to 6.0 miles west and 0.8 to 1.7 miles north of Carey. Application proposes moving the right to irrigate new acres at an existing farm and diverting it from two existing wells located adjacent to the proposed place of use which is approximately 10.7 to 11.4 miles west and 3.6 to 4.0 miles north of Carey.

For additional information concerning the property location, contact Southern Region office at (208)736-3033. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 ADDISON AVE W STE 500, TWIN FALLS ID 83301-5858 together with a protest fee of \$25.00 for each application on or before May 24, 2021. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

PUBLISH
IDAHO MOUNTAIN EXPRESS
MAY 5 & 12, 2021

NOTICE OF ADMINISTRATIVE PROCEEDING IDAHO DEPARTMENT OF WATER RESOURCES

Notice is hereby given that, the Director of the Idaho Department of Water Resources ("Department") has initiated an administrative proceeding concerning water rights in Basin 37 (Wood River Basin). A drought is predicted for the 2021 irrigation season and the water supply in Silver Creek and its tributaries may be inadequate to meet the needs of surface water users. Curtailment model runs of the Wood River Valley Groundwater Flow Model v.1.1 ("Model") show that curtailment of ground water rights during the 2021 irrigation season would result in increased surface water flows for the holders of senior surface water rights during the 2021 irrigation season. Pursuant to Idaho Code § 42-237a g, "water in a well shall not be deemed available to fill a water right therein if withdrawal therefrom of the amount called for by such right would affect... the present or future use of any prior surface or ground water right." Based on the information from the Model, the Director believes that the withdrawal of water from ground water wells in the Wood River Valley south of Bellevue (commonly referred to as the Bellevue Triangle) would affect the use of senior surface water rights on Silver Creek and its tributaries during the 2021 irrigation season. Therefore, the Director is initiating an administrative proceeding to determine whether water is available to fill the ground water rights, excluding water rights for domestic uses as defined in Idaho Code § 42-111 and stock watering uses as defined in Idaho Code § 42-1401A(1), within the Wood River Valley south of Bellevue. If the Director concludes that water is not available to fill the ground

water rights, the Director may order the ground water rights curtailed for the 2021 irrigation season. The proceeding is Docket # AA-WRA-2021-001. Further information and a map of the above described area may be viewed online at the following link:

<https://idwr.idaho.gov/legal-actions/administrative-actions/basin-37.html>

The Director of the Department will hold a pre-hearing conference regarding Docket # AA-WRA-2021-001 on May 24, 2021, at 9:30 a.m. In addition, a hearing is scheduled June 7-11, 2021 at 10:00 a.m. Information on how you can participate in the pre-hearing conference and hearing can be found at the above-described link.

Gary Spackman, Director

PUBLISH
IDAHO MOUNTAIN EXPRESS
MAY 5 & 12, 2021

NOTICE OF MEETING AND PUBLIC HEARING BEFORE THE BELLEVUE CITY COUNCIL ADOPTING NEW FEE

NOTICE IS HEREBY GIVEN that on May 24th, 2021 at approximately 6:00 p.m. the Bellevue City Council will consider adopting a NEW FEE to the Bellevue City Code. The new fee will cover the cost and installation of water meters. The passage of a Resolution to adopt the new fee will be considered. Due to COVID-19, this meeting may only be attended remotely.

Supporting background materials for the update are available on the city website www.bellevueidaho.us and at the Community Development Department in City Hall during regular city business hours.

NOTICE IS FURTHER GIVEN that at the aforementioned time and place all interested parties may appear and shall be given an opportunity to comment on the matter stated above. Written comment may also be submitted to the Community Development Department, P.O. Box 825, Bellevue, Idaho 83313.

PUBLISH
IDAHO MOUNTAIN EXPRESS
MAY 5, 12 & 19, 2021

LEGAL NOTICE BLAINE COUNTY BOARD OF COUNTY COMMISSIONERS MAY 25, 2021

On Tuesday, May 25, 2021, the Blaine County Board of County Commissioners will hold a public meeting upstairs in the Old County Courthouse located at 206 First Ave. So., in Hailey. Items on their agenda include the following:

1:30 pm ACTION ITEM: Title 9 Zoning Regulations Text Amendment - Floodplain Overlay District and Riparian Setback District: A public hearing on and consideration of county-initiated amendments to Blaine County Code, Title 9, Zoning Regulations, Chapter 17. The majority of proposed amendments are required updates according to the National Flood Insurance Program. Other minor amendments are proposed to increase clarity and consistency in regulation and interpretation. A new class of stream is proposed to address ESA listed aquatic species in the Salmon River watershed. Sections 2, 5, 6, 7, and 11 of Chapter 17 are proposed to be amended. Sections 12 and 13 are proposed as new. The Planning and Zoning Commission recommended approval of the amendments on April 8, 2021.

This meeting is open to the public but attendees are STRONGLY ENCOURAGED to attend by web access rather than in person. The meeting agenda will be posted to the Blaine County website at <https://www.co.blaine.id.us/AgendaCenter> by the Thursday prior to the hearing. Please check the meeting agenda for further instructions for digital web access.

The materials associated with this meeting are available for review at Land Use and Building Services located in the Blaine County Annex at 219

NOTICE OF PUBLIC HEARING BEFORE THE KETCHUM PLANNING AND ZONING COMMISSION

Meeting Date:	May 25, 2021
Meeting Time:	4:30 PM, or thereafter as the matter can be heard.
Meeting Location:	City Hall Council Chambers, 480 East Avenue North, Ketchum, Idaho. Comments on this project may be provided either in person at the meeting or remotely by dialing 1 253 215 8782 and using meeting number ID: 915 9875 6901
Project Name:	Conditional Use Permit P21-029, Pioneer Pickleball Club
Project Location:	115 Northwood Way Unit A, Ketchum Idaho
Representative:	Steve Beck
Property Owner:	Steve Beck
Application Type:	Conditional Use Permit to allow a pickleball court available to the public in the Light Industrial LI-1 Zoning District
Project Description:	The Ketchum Planning and Zoning Commission will hold a public hearing to review, hear public input and make a decision on a request to establish a pickleball court in the Light Industrial District that will be available for public use. Recreation uses in the Light Industrial Zoning district require a conditional use permit.

A copy of the Staff Report will be available on the City website at the following link <https://ketchumidaho.org/meetings>. The meeting will be livestreamed with the video feed accessible at the same link at 4:30 p.m. the day of the meeting.

NOTICE IS FURTHER GIVEN that at the aforementioned time all interested persons shall be given an opportunity to comment on the matter stated above. Comments and questions prior to the hearing may be directed to the Ketchum Department of Planning and Building, P.O. Box 2315, Ketchum, Idaho, 83340, via email to participate@ketchumidaho.org, or via facsimile to (208)726-7812. Written comments received by 5:00 PM, seven (7) days prior to the hearing will be included as an attachment to the staff report. For additional information, please call (208) 726-7801.

Dated this 5th day of May 2021.

PUBLISH
IDAHO MOUNTAIN EXPRESS
MAY 5, 2021

NOTICE OF PUBLIC HEARING BEFORE THE KETCHUM PLANNING AND ZONING COMMISSION

Meeting Date:	May 25, 2021
Meeting Time:	4:30 PM, or thereafter as the matter can be heard.
Meeting Location:	City Hall Council Chambers, 480 East Avenue North, Ketchum, Idaho. Comments on this project may be provided either in person at the meeting or remotely by dialing 1 253 215 8782 and using meeting number ID: 915 9875 6901
Project Name:	Conditional Use Permit P21-030, Reinheimer Ranch Event Activities
Project Location:	12749 Highway 75, Ketchum Idaho
Representative:	Cathy Reinheimer
Property Owner:	Cathy Reinheimer
Application Type:	Conditional Use Permit to allow property zoned for Agricultural and Forestry to be used as a summer event venue.
Project Description:	The Ketchum Planning and Zoning Commission will hold a public hearing to review, hear public input and make a decision on a request to use the property located at 12749 Highway 75 in Ketchum for 8 events taking place between June 28 th and September 11 th 2021

A copy of the Staff Report will be available on the City website at the following link <https://ketchumidaho.org/meetings>. The meeting will be livestreamed with the video feed accessible at the same link at 4:30 p.m. the day of the meeting.

NOTICE IS FURTHER GIVEN that at the aforementioned time all interested persons shall be given an opportunity to comment on the matter stated above. Comments and questions prior to the hearing may be directed to the Ketchum Department of Planning and Building, P.O. Box 2315, Ketchum, Idaho, 83340, via email to participate@ketchumidaho.org, or via facsimile to (208)726-7812. Written comments received by 5:00 PM, seven (7) days prior to the hearing will be included as an attachment to the staff report. For additional information, please call (208) 726-7801.

Dated this 5th day of May 2021.

PUBLISH
IDAHO MOUNTAIN EXPRESS
MAY 5, 2021

First Avenue South, Suite 208 in Hailey and on the Blaine County web page at <https://www.co.blaine.id.us/199/County-Commissioner-Hearing-Materials>. To receive adequate consideration, written comments in excess of one page should be forwarded to Blaine County at least 4 days prior to the public hearing by mail, e-mail to pzcounter@co.blaine.id.us, or by fax to (208) 788-5576.

PUBLISH
IDAHO MOUNTAIN EXPRESS
MAY 5, 2021

LEGAL NOTICE BLAINE COUNTY BOARD OF COUNTY COMMISSIONERS MAY 25, 2021

On Tuesday, May 25, 2021, the Blaine County Board of County Commissioners will hold a public meeting upstairs in the Old County Courthouse located at 206 First Ave. So., in Hailey. Items on their agenda include the following:

2:45 PM ACTION ITEM: 20' Right of Way Street Vacation of a portion of David Street, Picabo Townsite, Blaine County, ID: A public hearing and consideration of an application by G.R. Brown to abandon and vacate the western 20' of David Street. Specifically, the applicants seek to vacate 20' of David Street from the

northern boundary at 1st Street to the southern boundary where David Street meets Fourth Street within the South Picabo Townsite Replat. The adjoining properties are legally described as Block 1: Lots 1 - 8, East ½ of 14, 15, 16, 17, 18; Block 8: Lots East ½ of 1, 2 - 6; Block 9: Lot 1A, Picabo Townsite, as amended, Blaine County, Idaho. These lots are zoned Medium-Density Residential (R-4).

This meeting is open to the public but attendees are STRONGLY ENCOURAGED to attend by web access rather than in person. The meeting agenda will be posted to the Blaine County website at <https://www.co.blaine.id.us/AgendaCenter> by the Thursday prior to the hearing. Please check the meeting agenda for further instructions for digital web access.

The materials associated with this meeting are available for review at Land Use and Building Services located in the Blaine County Annex at 219 First Avenue South, Suite 208 in Hailey and on the Blaine County web page at <https://www.co.blaine.id.us/199/County-Commissioner-Hearing-Materials>. To receive adequate consideration, written comments in excess of one page should be forwarded to Blaine County at least 4 days prior to the public hearing by mail, e-mail to pzcounter@co.blaine.id.us, or by fax to

(208) 788-5576.

PUBLISH
IDAHO MOUNTAIN EXPRESS
MAY 5 & 19, 2021

LEGAL NOTICE BLAINE COUNTY HEARING EXAMINER MAY 20, 2021 AT 6:30 P.M.

On Thursday, May 20, 2021, the Blaine County Hearing Examiner will hold a public meeting beginning at 6:30 p.m. on the first floor of the County Courthouse Annex Building located at 219 First Avenue South in Hailey, Idaho. (Entrance is on the south side of the building on Walnut Street.) Public comment will be taken and entered into the record for the public hearing on the following:

ACTION ITEM: 102 Broadford Highlands Lane - Home Occupation Conditional Use Permit. Continuation of public hearing and consideration of an application by Lindsey and Ian Jameson for a conditional use permit (CUP) for a home occupation to operate a summer camp. The project is proposed on Lot 11, Block 1, Broadford Highlands Subdivision. The property is zoned Low Density Residential District (R-1).

ACTION ITEM: 15 Copper Creek Road - Accessory Dwelling Unit

Maline, Denise

From: Maline, Denise
Sent: Friday, April 30, 2021 10:46 AM
To: Kevin Lakey (WD37); Cyndi WD37
Subject: Comment Letter for Transfer 84895
Attachments: Transfer 84895 Loving Springs Ranch.pdf; Comment Letter to WD37 for 84895.docx

Hi Kevin,

Attached is an application for transfer currently being processed by the department. Please review the application and provide any necessary comments within 21 days.

Thank you in advance,

Denise @ IDWR



State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858
Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

April 30, 2021

WATER DISTRICT 37
KEVIN D LAKEY
107 W 1ST
SHOSHONE, ID 83352

RE: Transfer No. 84895 (Loving Springs Ranch LP)

Dear Kevin:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application. You can find a copy of the application at:

<https://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>. Please review the application, then complete the enclosed recommendation form and return it to this office within 21 days of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR can finish reviewing an untested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

Maline, Denise

From: Maline, Denise
Sent: Friday, April 30, 2021 10:49 AM
To: 'Dawson,Bradley'
Subject: Comment Letter for Water Right Transfer #84895
Attachments: Transfer 84895 Loving Springs Ranch.pdf; Comment Letter to F&G for 84895.docx

Good morning,

Attached is an application for transfer currently being processed by the department. Please review the application and provide any necessary comments within 21 days.

If you have any questions regarding this application, please feel free to contact Water Resource Agent Bill Mills at (208) 736-3033.

Thank you in advance,

Denise @ IDWR

Denise Maline

Administrative Assistant I

Idaho Dept of Water Resources, Southern Region

650 Addison Ave W, Ste 500

Twin Falls, ID 83301

(208) 293-9908

denise.maline@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858
Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

April 30, 2021

IDAHO DEPT OF FISH & GAME
BRADLEY DAWSON
324 S 417 E STE 1
JEROME ID 83338-6206

RE: Transfer No(s). 84895 (Loving Springs Ranch LP)
Water Right No(s).: 37-23289

Dear Fish & Game:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from your organization regarding the above referenced water right application. *You can find a complete copy of the application(s) at:*

<https://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>. Please review the application, complete the enclosed recommendation form, and submit it to this office within 21 days of the date of this letter.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Therefore, your prompt response to this request is appreciated. If your organization desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days after final publication (**on or before May 24, 2021**).

Please contact this office if you have any questions regarding the application.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858

Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

April 29, 2021

LOVING SPRINGS RANCH LP
PO BOX 767
PICABO, ID 83348-0767

RE: Transfer No. 84895
Water Right No(s). 37-23289

Dear Applicant(s):

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the **IDAHO MOUNTAIN EXPRESS** on **5/5/2021** and **5/12/2021**. Protests to this application may be submitted for a period ending ten (10) days after the second publication. Any protest against this application must be filed with the Department of Water Resources, together with a protest fee of \$25.00 for each application, on or before **May 24, 2021**.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant

c: Travis Thompson, attorney

Maline, Denise

From: Maline, Denise
Sent: Thursday, April 29, 2021 2:20 PM
To: Idaho Mountain Express
Subject: LEGAL NOTICES
Attachments: Idaho Mtn Express cover letter.docx; Idaho Mtn Express ad.docx; Notice of Administrative Proceeding Ad (Wood River Basin).docx

Attached please find **(2)** legal notice being submitted for publication on May 5th & 12th, 2021. Please let me know if there are any questions or if you are not able to run the ad on the dates requested.

Thank you in advance,

Denise @ IDWR Twin Falls

Denise Maline

Administrative Assistant I

Idaho Dept of Water Resources, Southern Region

650 Addison Ave W, Ste 500

Twin Falls, ID 83301

(208) 293-9908

denise.maline@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858

Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

April 29, 2021

LEGAL NOTICE DEPARTMENT
IDAHO MOUNTAIN EXPRESS
PO BOX 1013
KETCHUM, ID 83340

RE: Transfer No. 84895
Water Right No(s). 37-23289

RE: Notice of Administrative Proceeding

Dear Legal Notice Department:

Please publish the enclosed legal notices on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notices on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavits and bill to this office before May 24, 2021. Your cooperation is appreciated.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 84895**

LOVING SPRINGS RANCH LP, PO BOX 767, PICABO, ID 83348-0767 has filed Application No. 84895 for changes to the following water rights within BLAINE County(s): Right No(s). 37-23289; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes changing the points of diversion and place of use for a 28 acre (0.72 cfs) irrigation ground water right that is diverted from a well located approximately 8.2 miles west and 1.5 miles north of Carey, where it is injected and rediverted from Silver Creek. This right can also be diverted from a well located at the current place of use approximately 5.1 to 6.0 miles west and 0.8 to 1.7 miles north of Carey. Application proposes moving the right to irrigate new acres at an existing farm and diverting it from two existing wells located adjacent to the proposed place of use which is approximately 10.7 to 11.4 miles west and 3.6 to 4.0 miles north of Carey.

For additional information concerning the property location, contact Southern Region office at (208)736-3033. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 ADDISON AVE W STE 500, TWIN FALLS ID 83301-5858 together with a protest fee of \$25.00 for each application on or before **May 24, 2021**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on May 5th & 12th, 2021

Mills, Bill

From: Travis Thompson <tlth@idahowaters.com>
Sent: Tuesday, April 27, 2021 8:59 AM
To: Mills, Bill
Subject: RE: Loving Springs LP

Hi Bill,

Yes the intent was to change points of diversion for that portion of the water right proposed for transfer to the other property, the remaining portion will still have the existing PODs at the existing POU. Sorry for the confusion on the application.

If you need anything else please advise.

Thanks

Travis

From: Mills, Bill <Bill.Mills@idwr.idaho.gov>
Sent: Tuesday, April 27, 2021 8:56 AM
To: Travis Thompson <tlth@idahowaters.com>
Subject: RE: Loving Springs LP

Travis,

As I was processing the transfer application for Loving Springs Ranch LP, I noticed you had checked the box for Add diversion points instead of Change point of diversion under Part A. Purpose of Transfer on page 2. Since, the transfer is dropping the current PODs and moving diversion to existing wells on the Loving Springs Ranch, clearly the intent is to change the PODs. Could you send me an email to clarify the intent, so I can check the appropriate box on the transfer application,

Thanks

Bill

From: Travis Thompson [<mailto:tlth@idahowaters.com>]
Sent: Wednesday, April 21, 2021 1:08 PM
To: Mills, Bill <Bill.Mills@idwr.idaho.gov>
Subject: Loving Springs LP

Bill

This is the correct page for the Part 1 of the revised transfer, sorry I think I had sent in the wrong version of that page last week.

Thanks

Travis

From: scans@barker.com <scans@barker.com>
Sent: Wednesday, April 21, 2021 1:07 AM

To: Travis Thompson <tlh@idahowaters.com>

Subject: Attached Image

MEMORANDUM

Date: April 26, 2021
To: Transfer 84895 File
From: Bill Mills
Re: Transfer Proposal

Application proposes changing the points of diversion and place of use for a 28 acre (0.72 cfs) irrigation ground water right that is diverted from a well located approximately 8.2 miles west and 1.5 miles north of Carey where it is injected and rediverted from Silver Creek. This right can also be diverted from a well located at the current place of use approximately 5.1 to 6.0 miles west and 0.8 to 1.7 miles north of Carey. Application proposes moving the right to irrigate new acres at an existing farm and diverting it from two existing wells located adjacent to the proposed place of use which is approximately 10.7 to 11.4 miles west and 3.6 to 4.0 miles north of Carey.

All points of diversion and places of use associated with this transfer application are located in Water District 37.

MEMORANDUM

Date: April 26, 2021
To: Transfer 84895 File
From: Bill Mills
Re: Fee Evaluation

Filing fees charged for transfer application #84895 are based on the current transfer fee schedule and are set at \$500.00 for the 0.72 cfs being transferred in the application (Receipt Nos. S038484).

Mills, Bill

From: Travis Thompson <tlth@idahowaters.com>
Sent: Wednesday, April 21, 2021 1:08 PM
To: Mills, Bill
Subject: Loving Springs LP
Attachments: 0173_001.pdf

Bill

This is the correct page for the Part 1 of the revised transfer, sorry I think I had sent in the wrong version of that page last week.

Thanks
Travis

From: scans@barker.com <scans@barker.com>
Sent: Wednesday, April 21, 2021 1:07 AM
To: Travis Thompson <tlth@idahowaters.com>
Subject: Attached Image



Barker Rosholt
& Simpson LLP

Travis L. Thompson

EMAIL: tlt@idahowaters.com

PHONE: 208.733.0700

WEB: idahowaters.com

Twin Falls

163 Second Ave. West
P.O. Box 63
Twin Falls, Idaho 83301
p. 208.733.0700
f. 208.735.2444

Attorneys

Albert P. Barker
John K. Simpson
Travis L. Thompson
Scott A. Magnuson
Sarah W. Higer

John A. Rosholt
(1937-2019)

April 13, 2021

VIA HAND DELIVERY

Mr. Bill Mills
Idaho Dept. of Water Resources
Southern Regional Office
650 Addison Ave. West, Suite 500
Twin Falls, Idaho 83301-5858

RECEIVED

APR 13 2021

**DEPT OF WATER RESOURCES
SOUTHERN REGION**

Re: Loving Springs Ranch L.P. (Transfer / Notice of Change of Ownership)

Dear Bill:

Please find enclosed the following for filing on behalf of our client Loving Springs Ranch, L.P.:

- 1) Revised *Application for Transfer* (with attachments)
- 2) New *Notice of Change of Ownership Form* (with attached Quit Claim Deed)

The above documents replace those previously filed with your office late last month. As you will see, the transfer only proposes to move a portion of ground water right 37-2683A.

I have included a map of the proposed acres to be irrigated by the transfer on the Loving Springs Ranch, L.P. property in Sections 2 and 11. I have also included Part 2B for water right 37-2683A as requested in your March 29, 2021 letter. My client is not proposing to transfer any portion of water right 37-2615 anymore or change ownership as that portion of the water right. Will you advise as to refund of fees for the prior *Notice of Change of Ownership* filing that was returned.

If you have any questions or need additional information please contact me at 733-0700. Thank you for your attention to this matter.

Mr. Bill Mills (IDWR)
April 13, 2021
Page - 2

Sincerely,

BARKER ROSHOLT & SIMPSON LLP

A handwritten signature in dark ink, appearing to read 'Travis L. Thompson', with a stylized flourish at the end.

Travis L. Thompson

Enc.

cc: Brett Bashaw, Loving Springs Ranch L.P.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858
Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

March 29, 2021

Loving Springs Ranch, L.P.
PO Box 767
Picabo ID 83348

To All Whom It Concerns:

Please find enclosed a Notice of Change in Water Right Ownership and a water right transfer application, both recently filed with our office in the name of Loving Springs Ranch, L.P.

The notice and the transfer application are being returned due to issues that preclude further processing of either application.

In regards to the Notice of Change in Water Right Ownership, there are issues that need to be addressed for both listed water rights.

In regards to water right 37-2683A, the quitclaim conveys the portion of this right from Tick-Tock LLC to Loving Springs Ranch, L.P. The current owner of record for this water right is The Brett & Patricia Bashaw Family Trust. Per Section 7 of the instructions for filing a notice of change in water right ownership: If you are submitting a quitclaim deed and the grantor's name does not match the water right holder of record, you will need to provide a chain of title that goes back to the water right holder of record.

As for water right 37-2615, the provided quitclaim would only remove The Brett & Patricia Bashaw Family Trust from the split portion. Bashaw Family Trust is also listed as a current owner on the water right and without proper documentation, i.e. chain of title or an additional quitclaim, this entity would remain listed as owner on all portions of this water right.

The transfer application cannot be processed as submitted as water right 37-2615 is considered "stacked" with the following water rights: 37-95G, 37-426E, 37-632G and 37-706E. These 5 water rights all share the same 62.8 acre place of use (POU). Splitting and transferring a portion of one of these rights would effectively "unstack" that portion and would presumably enlarge it. In order to split and transfer a portion of one of these stacked rights, an equal proportion of all the rights stacked together in the 62.8 acre POU is required. The four rights stacked with water right 37-2615 are diverted from Loving Creek and if these rights are split proportionally and proposed to be transferred, it would be an upstream move which presents other issues to consider as well. Additionally, on Page 3 under Section 4 of the transfer application, there is a POU grid that requires the quarter-quarter tracts to identify the number of irrigated acres per tract. On the application an X was placed in the tract boxes in lieu of the required acre amounts. Another item that needs to be addressed is a Part 2 B is required for all portions of water rights that are being split. One was provided for water right 37-2615 but one was not provided for 37-2683A. Since the POU is not properly filled out and the additional Part 2B was not provided, these two issues make the application incomplete.

The Department will allow you 30 days to submit a replacement transfer application and an updated notice of change of ownership addressing the items outlined in this letter. If replacement applications are not received in 30 days, a refund of your filing fee will be initiated. As an alternative, if you decide not to refile the applications, you may request a refund of your filing fee at an earlier date.

If you have any questions, feel free to contact me at your convenience.

Sincerely,



Bill Mills
Sr. Water Resource Agent
IDWR Southern Region

Enclosures

c: Travis L. Thompson (enclosure via email)



Barker Rosholt
& Simpson LLP

Travis L. Thompson

EMAIL: tlth@idahowaters.com

PHONE: 208.733.0700

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Twin Falls

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Attorneys

Albert P. Barker

John K. Simpson

Travis L. Thompson

Scott A. Magnuson

Sarah W. Higer

John A. Rosholt
(1937-2019)

RECEIVED

MAR 25 2021

DEPT OF WATER RESOURCES
SOUTHERN REGION

March 25, 2021

VIA HAND DELIVERY

Mr. Corey Skinner
Idaho Dept. of Water Resources
Southern Regional Office
650 Addison Ave. West, Suite 500
Twin Falls, Idaho 83301-5858

Re: Loving Springs Ranch L.P. (Transfer / Notice of Change of Ownership)

Dear Corey:

Please find enclosed the following for filing on behalf of our client Loving Springs Ranch, L.P.:

- 1) *Application for Transfer* (with attachments)
- 2) *Notice of Change of Ownership Forms* (with attached copies of Quit Claim Deeds)
- 3) Check for \$700 for Filing Fees (\$500 for transfer, \$200 for ownership forms)

Our client has acquired portions of two groundwater rights owned by other entities (37-2615 by The Brett & Patricia Bashaw Family Trust and 37-2683A by Tick-Tock, LLC). The portions of these groundwater rights (10 acres from 37-2615 and 38 acres from 37-2683A) are proposed to be moved to lands owned by the Applicant that currently do not have a water right in the NW and NE of Section 11, Township 1S, Range 19E, Blaine County. The water will be diverted from existing points of diversion (wells) identified on water right 37-800. If you have any questions or need additional information please contact me at 733-0700.

Sincerely,

BARKER ROSHOLT & SIMPSON LLP

Travis L. Thompson

Enc.

cc: Brett Bashaw, Loving Springs Ranch L.P.

*From Original Application
that was returned 3/30/21