

**MINIMUM REQUIREMENTS CHECKLIST**  
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

RECEIVED  
NOV 23 2020

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](http://idwr.idaho.gov).

Name of Applicant(s) L2 LTD Partnership

**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 I. 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](http://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) L2 LTD Partnership Phone 208-657-2515  
Mailing address c/o Lewis Newman, 2943 N 800 E, Montevue, ID 83435 Email \_\_\_\_\_

- 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 Rocky Mountain Environmental Associates, Inc. Phone 208-524-2353  
Mailing address 482 Constitution Way Ste 303, Idaho Falls, ID 83402 Email kristin.rmea@gmail.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.

<u><i>Lewis Newman</i></u> Signature of Applicant or Authorized Representative	<u><i>Lewis Newman Partner</i></u> Print Name and Title if applicable	<u><i>Nov 12 2020</i></u> Date
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<u><i>L</i></u> Signature of Applicant or Authorized Representative	_____ Print Name and Title if applicable	_____ Date
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**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.O.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**.

Applicant proposes to reconfigure acres, drying up corners that have been irrigated with handlines and installing two mini pivots. This application is submitted as a companion to another application, which will remove 1 acre of these water rights for another location.

## Narrative to Support Application

### L2 LTD Partnership

Water rights 31-12473, 31-12475, 31-12477, and 31-12479 currently authorize irrigation of 468 acres, which are irrigated through a combination of pivots, mini pivots, and handlines.

This transfer application proposes to reconfigure the acres under this water right, removing corners under handlines and adding two mini pivots. All acres proposed to be retired have been irrigated within the last 5 years.

One acre under these water rights, from the NWSW of Section 1, will be removed through a companion transfer to be used on a neighboring property. Due to rounding and to maintain significant figures of two decimal places, the diversion rates for the 1.0 acre portion of each water right to be transferred have been rounded to the nearest hundredth.

The remaining 467 acres are proposed for reconfiguration as indicated in the transfer application and shown in Attachment #7a. A total of 14 acres are proposed to be retired from the corners to accomplish this reconfiguration. Table 1 shows the changes in the place of use, including the original water right description, the proposed acres, and the areas from which acres will be removed. Note that for this transfer, we are changing 14 acres, but with the extra acre from the NWSW of Section 1 for the companion transfer, there is a total change of 15 acres.

**Table 1. POU Reconfiguration Calculations. The yellow highlighted row is for the companion transfer.**

Section	QQ	WRPOU	Proposed POU	Changes	Added WR Acres	Dry WR Acres
1	SWNE	0	7	-7	7	
	SESE	0	4	-4	4	
	SENE	0	2	-2	2	
	NESW	40	40	0		
	<b>NWSW</b>	<b>39</b>	<b>38</b>	<b>1</b>		<b>1</b>
	SWSW	38	37	1		1
	SESW	39	39	0		
	NESE	39	36	3		3
	NWSE	40	38	2		2
	SWSE	39	39	0		
	SESE	38	35	3		3
12	NENE	38	39	-1	1	
	NWNE	39	37	2		2
	SWNE	40	37	3		3
	SENE	39	39	0		
Total		468	467	1	14	15

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.**

	<u>Right Number</u>	<u>Amount</u> (cfs/ac-ft)	<u>Nature of Use</u>	<u>Period of Use</u>	<u>Source &amp; Tributary</u>
All or Part <input checked="" type="checkbox"/> <input type="checkbox"/>	31-12473	1.63	Irrigation	4/01 to 10/31	Ground Water
<input checked="" type="checkbox"/> <input type="checkbox"/>	31-12475	1.02	Irrigation	4/01 to 10/31	Ground Water
<input checked="" type="checkbox"/> <input type="checkbox"/>	31-12477	7.51	Irrigation	4/01 to 10/31	Ground Water
<input checked="" type="checkbox"/> <input type="checkbox"/>	31-12479	2.99	Irrigation	4/01 to 10/31	Ground Water
<input type="checkbox"/> <input type="checkbox"/>				to	
<input type="checkbox"/> <input type="checkbox"/>				to	
<input type="checkbox"/> <input type="checkbox"/>				to	
<input type="checkbox"/> <input type="checkbox"/>				to	
<input type="checkbox"/> <input type="checkbox"/>				to	

Total authorized under rights 13.17 cfs and/or \_\_\_\_\_ acre-feet.

2. Total amount of water proposed to be transferred or changed 0.39 cubic feet per second and/or \_\_\_\_\_ acre-feet per year.

3. Point(s) of Diversion:

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

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #

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	
8N	33E	1			7	4				2	40	38	37	39	36	38	39	35	315
		12	39	37	37	39													152
<b>Total Acres (for irrigation use)</b>																			<b>467</b>

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:

Two wells deliver water rights to several pivots and mini pivots. The proposed change will include two additional mini pivots that will receive water through the same system. Measuring devices are already installed.

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:

The corners proposed to be retired will no longer be irrigated.

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:

No other water rights diverted at the PODs or used on the same POU.

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:



**WATER RIGHT REPORT**

11/10/2020

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 31-12473

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	L2 LTD PARTNERSHIP C/O LEWIS J NEWMAN 2943 N 800 E MONTEVIEW, ID 83435 2086572515

Priority Date: 07/25/1955

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	04/01	10/31	1.64 CFS	646.5 AFA
Total Diversion			1.64 CFS	646.5 AFA

Location of Point(s) of Diversion:

GROUND WATER | SESW | Sec. 01 | Township 08N | Range 33E | JEFFERSON County  
 GROUND WATER | NESE | Sec. 12 | Township 08N | Range 33E | JEFFERSON County

IRRIGATION Use:

Acre Limit: 452.1

Place(s) of use:

Place of Use Legal Description: IRRIGATION JEFFERSON County

Township | Range | Section | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres

08N	33E	1	NESW	40	NWSW	39	SWSW	38	Part 2A SESW	39
			NESE	39	NWSE	40	SWSE	39	SESE	38
		12	NENE	38	NWNE	39	SWNE	40	SENE	39

Total Acres: 468

Conditions of Approval:

1. X27 This right is limited to the irrigation of 452.1 acres within the place of use described above in a single irrigation season.
2. X35 Rights 31-12473, 31-12475, 35-12477 and 31-12479 when combined shall not exceed a total annual maximum diversion volume of 1638.0 af at the field headgate, and the irrigation of 468.0 acres.
3. 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 diversion.
4. 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. 110.
5. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
6. 214 Prior to the diversion and use of water under Transfer approval 80260, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
7. 186 Diversion of water from the additional well authorized under Transfer 80260 located in NESE, Sec. 12, T08N, R33E shall not exceed a total maximum diversion rate of 7.00 cfs.
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. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
10. 004 This right does not grant any right-of-way or easement across the land of another.
11. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. 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.
13. 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: 02/22/2002

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: S

Owner Name Connector:

Water District Number: 110

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 3.5

Combined Acres Limit: 468

Combined Volume Limit: 1638

Combined Rate Limit:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False



**WATER RIGHT REPORT**

11/10/2020

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 31-12475

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	L2 LTD PARTNERSHIP C/O LEWIS J NEWMAN 2943 N 800 E MONTEVIEW, ID 83435 2086572515

Priority Date: 07/26/1961

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	04/01	10/31	1.03 CFS	410.2 AFA
Total Diversion			1.03 CFS	410.2 AFA

Location of Point(s) of Diversion:

GROUND WATER | SESW | Sec. 01 | Township 08N | Range 33E | JEFFERSON County  
 GROUND WATER | NESE | Sec. 12 | Township 08N | Range 33E | JEFFERSON County

Place(s) of use:

Place of Use Legal Description: IRRIGATION JEFFERSON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
08N	33E	1		NESW	40		NWSW	39		SWSW	38		SESW	39
				NESE	39		NWSE	40		SWSE	39		SESE	38

Total Acres: 468

Conditions of Approval:

1. X35 Rights 31-12473, 31-12475, 35-12477 and 31-12479 when combined shall not exceed a total annual maximum diversion volume of 1638.0 af at the field headgate, and the irrigation of 468.0 acres.
2. 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 diversion.
3. 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. 110.
4. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
5. 214 Prior to the diversion and use of water under Transfer approval 80260, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
7. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
8. 186 Diversion of water from the additional well authorized under Transfer 80260 located in NESE, Sec. 12, T08N, R33E shall not exceed a total maximum diversion rate of 7.00 cfs.
9. 004 This right does not grant any right-of-way or easement across the land of another.
10. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
11. 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.
12. 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: 02/22/2002

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: S

Owner Name Connector:

Water District Number: 110

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 3.5

Combined Acres Limit: 468

Combined Volume Limit: 1638

Combined Rate Limit:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False



**WATER RIGHT REPORT**

11/10/2020

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 31-12477

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	L2 LTD PARTNERSHIP C/O LEWIS J NEWMAN 2943 N 800 E MONTEVIEW, ID 83435 2086572515

Priority Date: 06/22/1953

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	04/01	10/31	7.53 CFS	1434.4 AFA
Total Diversion			7.53 CFS	1434.4 AFA

Location of Point(s) of Diversion:

GROUND WATER | SESW | Sec. 01 | Township 08N | Range 33E | JEFFERSON County  
 GROUND WATER | NESE | Sec. 12 | Township 08N | Range 33E | JEFFERSON County

IRRIGATION Use:

Acre Limit: 409.8

Place(s) of use:

Place of Use Legal Description: IRRIGATION JEFFERSON County

Township | Range | Section | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres

08N	33E	1	NESW	40	NWSW	39	SWSW	38	Part 2A SESW	39
			NESE	39	NWSE	40	SWSE	39	SESE	38
		12	NENE	38	NWNE	39	SWNE	40	SENE	39

Total Acres: 468

Conditions of Approval:

1. X27 This right is limited to the irrigation of 409.8 acres within the place of use described above in a single irrigation season.
2. X35 Rights 31-12473, 31-12475, 35-12477 and 31-12479 when combined shall not exceed a total annual maximum diversion volume of 1638.0 af at the field headgate, and the irrigation of 468.0 acres.
3. 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 diversion.
4. 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. 110.
5. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
6. 214 Prior to the diversion and use of water under Transfer approval 80260, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
7. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. 186 Diversion of water from the additional well authorized under Transfer 80260 located in NESE, Sec. 12, T08N, R33E shall not exceed a total maximum diversion rate of 7.00 cfs.
9. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
10. 004 This right does not grant any right-of-way or easement across the land of another.
11. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. 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.
13. 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: 02/22/2002

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: S

Owner Name Connector:

Water District Number: 110

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 3.5

Combined Acres Limit: 468

Combined Volume Limit: 1638

Combined Rate Limit:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False



## WATER RIGHT REPORT

11/10/2020

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 31-12479

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	L2 LTD PARTNERSHIP C/O LEWIS J NEWMAN 2943 N 800 E MONTEVIEW, ID 83435 2086572515

Priority Date: 08/07/1962

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	04/01	10/31	3 CFS	1581.3 AFA
Total Diversion			3 CFS	1581.3 AFA

Location of Point(s) of Diversion:

GROUND WATER | SESW | Sec. 01 | Township 08N | Range 33E | JEFFERSON County  
 GROUND WATER | NESE | Sec. 12 | Township 08N | Range 33E | JEFFERSON County

Place(s) of use:

Place of Use Legal Description: IRRIGATION JEFFERSON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
08N	33E	1		NESW	40		NWSW	39		SWSW	38		SESW	39
				NESE	39		NWSE	40		SWSE	39		SESE	38

Total Acres: 468

Conditions of Approval:

1. X35 Rights 31-12473, 31-12475, 35-12477 and 31-12479 when combined shall not exceed a total annual maximum diversion volume of 1638.0 af at the field headgate, and the irrigation of 468.0 acres.
2. 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 diversion.
3. 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. 110.
4. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
5. 214 Prior to the diversion and use of water under Transfer approval 80260, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. 186 Diversion of water from the additional well authorized under Transfer 80260 located in NESE, Sec. 12, T08N, R33E shall not exceed a total maximum diversion rate of 7.00 cfs.
7. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
8. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
9. 004 This right does not grant any right-of-way or easement across the land of another.
10. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
11. 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.
12. 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: 02/22/2002

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: S

Owner Name Connector:

Water District Number: 110

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 3.5

Combined Acres Limit: 468

Combined Volume Limit: 1638

Combined Rate Limit:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

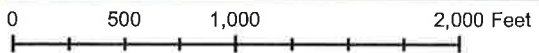
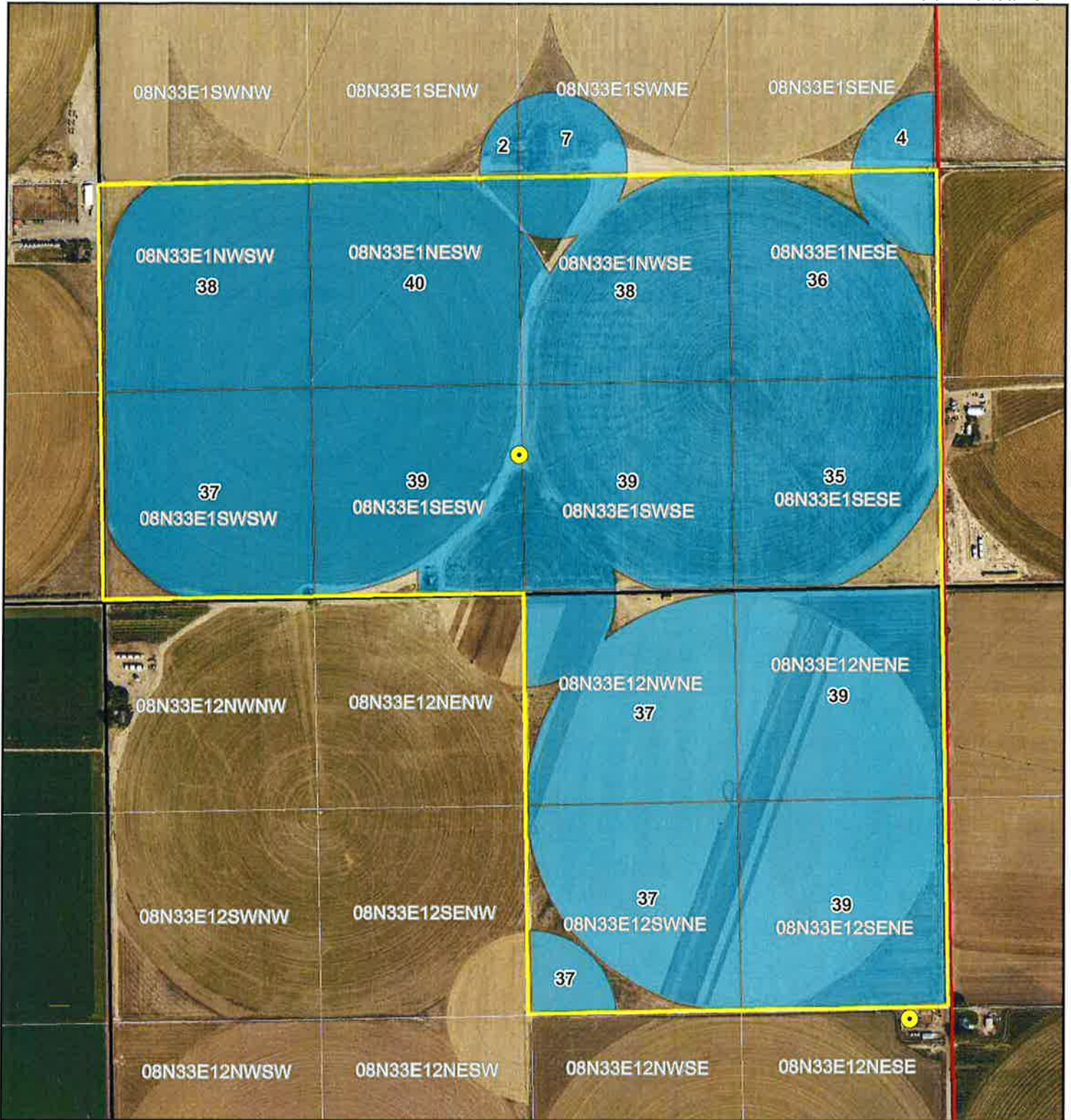
Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:







Mitigation Plan: False

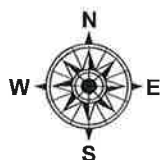




2019 Aerial Photography

**Legend**

-  WRPOD\_31-12473\_et\_al
-  Existing POU 31-12473 et al
-  Proposed POU 31-12473 et al
-  Twp & Rng
-  Section
-  QQ



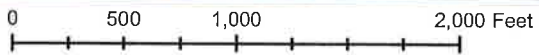
**Proposed Water Right Location**  
L2 LTD Partnership

RMEA #14-0004

by: KM








Date: 11/10/2020

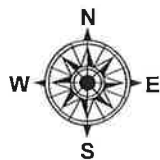




2019 Aerial Photography

**Legend**

-  WRPOD 31-12473 et al
-  Existing POU 31-12473 et al
-  Retiring POU 31-12473 et al
-  Proposed Retiring POU for Companion Transfer
-  Twp & Rng
-  Section
-  QQ



## Existing Water Right Location

### L2 LTD Partnership

RMEA #14-0004

by: KM

Date: 11/10/2020





November 23, 2020

RMEA 14-0004, 18-0104, 20-0041

Idaho Department of Water Resources  
900 N Skyline Dr. Ste A  
Idaho Falls, ID 83404

Re: New Transfer Applications

Dear Agent,

Please find enclosed four applications and check #20993 in the amount of \$2,050 for filing fees as described below:

- r Little Muddy LLC, Application for Transfer 22-253  
Change in Ownership \$500  
\$100
  - City of Moore, Application for Transfer of 34-2323C  
Change in Nature of Use \$500  
\$250
  - L2 LTD Partnership, Application for Transfer of 31-12473 et al \$500
  - L3 LTD Partnership, Application for Transfer of 31-12474 et al  
and 31-12473 et al \$200
- \$2,050

Please contact our office with any questions regarding these applications.

Thank you,

Kristin Moore  
Senior Water Rights Analyst

Enclosures