

AMENDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
JUN 12 2020
Department of Water Resources
Eastern Region

TEMPORARY CHANGE APPLICATION

(To change point of diversion, place of use, or purpose of use of a water right upon declaration of a drought emergency in accordance with Section 42-222A, Idaho Code.)

Name of Applicant Sunset Farm and Ranch, LLC Phone _____
Mailing Address 1450 W. Highway 24, Paul, ID 83347 Email _____

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change purpose of use ☐ Other
2. Describe the proposed change(s) and explain the reason(s) they are needed. _____
Because of the drought, the wells for Applicant's water rights are not producing an adequate supply of water. The
applicant has made arrangements with Jay Jensen to utilize his well to divert the Applicant's water rights.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1.

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>34-2480b</u>	<u>9/11/1966</u>	<u>2 cfs</u>	<u>Irrigation</u>	<u>04/01</u> to <u>10/31</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
2. Total amount of water being transferred 2 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Ground water tributary to _____.
4. Point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag number
05N	26E	27			SW	SW	Butte	Ground water	Jensen Well
04N	26E	25		NE	NE	SW	Butte	Ground water	Current POD

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
			There will be no change to the authorized POU.																

Total Acres _____

6. General Information:

- a. Who owns the water right to be changed? Applicant
- b. Describe the arrangement allowing use of the right. Jay Jensen, the owner of the proposed POD, has agreed to let the Applicant use his well to divert the Applicant's water rights.
- c. Describe the affect on the land now irrigated if the change is approved pursuant to this application:
There will be no change to the land that is currently irrigated, only the source of the water.
- d. Has the water right sought to be transferred been used this year? ☒ Yes ☐ No If yes, explain. The application will only add a new POD to the water rights.
- e. Absent the changes, how would the right be used for the remainder of the year? The Applicant would irrigate the POU with the current authorized wells to the extent possible given their limited production.
- f. Describe other water rights used for the same purpose. Several surface water rights which are not available or
- g. Remarks: PART f. cont.: not deliverable due to the drought.

I hereby assume all risk in accordance with Section 42-222A, Idaho Code, and assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in voiding its approval.

Robert Marchant
Signature of Applicant

June 12, 2020
Date

FOR DEPARTMENT USE ONLY

Received by JL Date 6/12/20 \$50 fee received by CH Receipt No. E045965
Recommend: ☐ approve ☐ deny Watermaster recommendation _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Temporary Change Application No. TC-34-168, and said application is hereby Denied.

Existing place of use does not have full water supply in non-drought years. When junior Big Lost River rights are curtailed, ground water right 34-2480B has not been used to augment the water supply. The authorized point of diversion for 34-2480B has been in disrepair and has gone unused since at least 2014.

Temporary Change Expiration Date _____

Signed this 22nd day of June, 2020.

[Signature]
For the Director

CONSENT TO WATER RIGHTS TEMPORARY TRANSFER

I, the undersigned am familiar with the Temporary Change Applications which are being submitted to the Idaho Department of Water Resources which involve Water Right Nos. 34-2277, 34-2480B, 34-14772, 34-7205, and 34-14346. I consent to the addition of my well located in the SW1/4SW1/4 of Township 05N, Range 26E, Section 27 as an authorized point of diversion for these water rights for the 2020 irrigation season.


JAY JENSEN

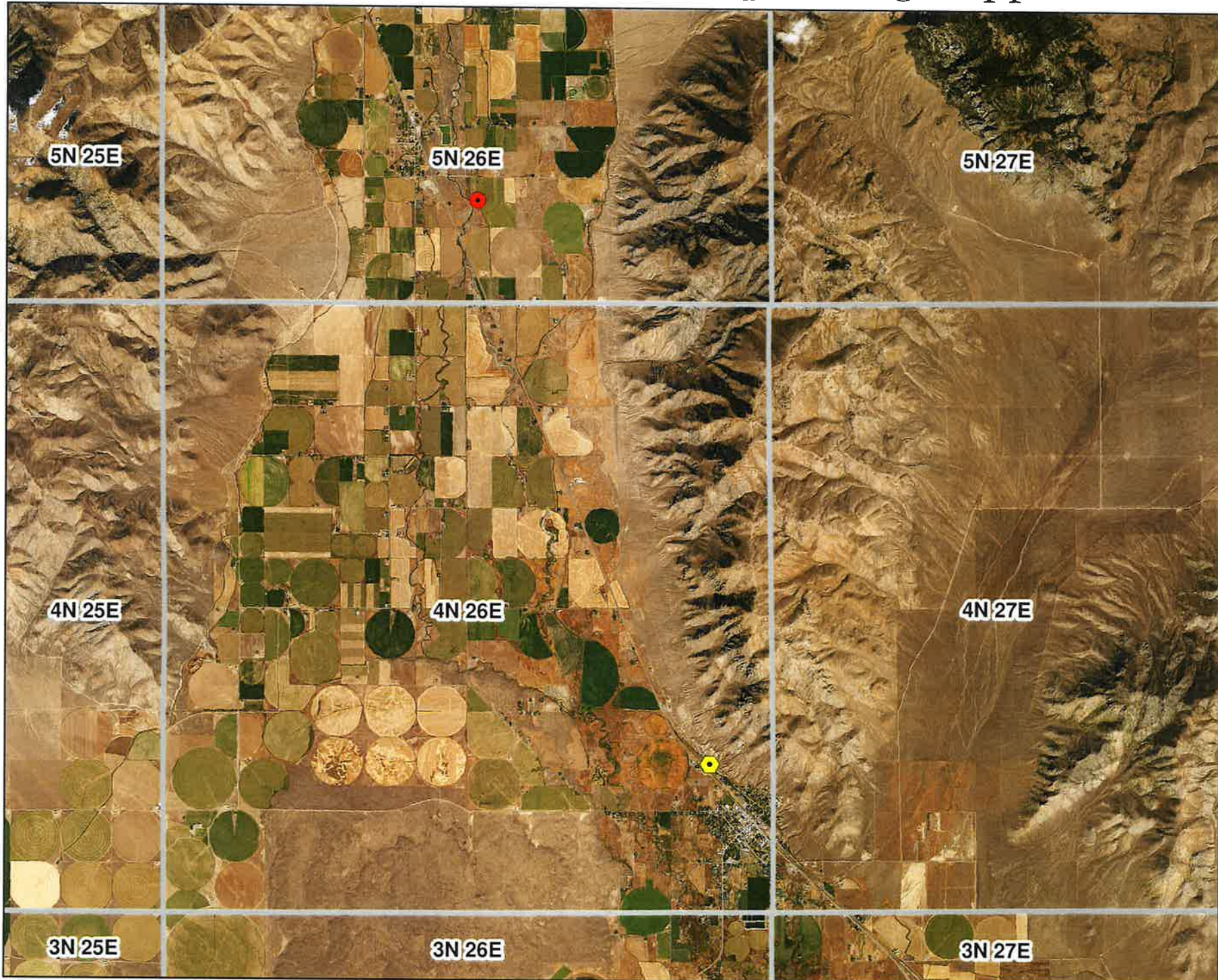
Date: 5-19-2020

SUNSET FARM AND RANCH, LLC - Temp. Change Application



Legend

- Additional POD
- 34-2480B_POD
- TR Lines



2019 NAIP Photo



Prepared by:
Luke H. Marchant
06/12/2020

12/99

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECOMMENDATION OF WATERMASTER

Application No: TC-34-168

Applicant's Name: SUNSET FARM + RANCH LLC

Watermaster's Recommendation:

a) LY I do not oppose approval of this application.

b) _____ I do not oppose approval of this application if it is conditioned as follows: _____

c) _____ I oppose approval of this application for the following reasons: _____

d) _____ Additional Comment: _____

Dated this 11 day of June, 2020

Water District No: 34

[Signature]
Watermaster's Signature

Use reverse side of page if you need more space.

SUPERCEDED

TC-34-168

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUN 01 2020

Department of Water Resources
Eastern Region

TEMPORARY CHANGE APPLICATION

(To change point of diversion, place of use, or purpose of use of a water right upon declaration of a drought emergency in accordance with Section 42-222A, Idaho Code.)

Name of Applicant Sunset Farm and Ranch, LLC Phone _____
Mailing Address 1450 W. Highway 24, Paul, ID 83347 Email _____

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change purpose of use ☐ Other
2. Describe the proposed change(s) and explain the reason(s) they are needed. _____
Because of the drought, the wells for Applicant's water rights are not producing an adequate supply of water. The
applicant has made arrangements with Jay Jensen to utilize his well to divert the Applicant's water rights.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature of Use | Period of Use |
|-----------------|------------------|-----------------------|-------------------|------------------------------|
| <u>34-2277</u> | <u>10/3/1946</u> | <u>2 cfs</u> | <u>Irrigation</u> | <u>04/01</u> to <u>10/31</u> |
| <u>34-2480B</u> | <u>9/11/1966</u> | <u>2 cfs</u> | <u>Irrigation</u> | <u>04/01</u> to <u>11/01</u> |
| <u>34-14772</u> | <u>8/18/1974</u> | <u>6.86 cfs</u> | <u>Irrigation</u> | <u>4/15</u> to <u>10/15</u> |
| _____ | _____ | _____ | _____ | _____ to _____ |
2. Total amount of water being transferred 10.86 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Ground water tributary to _____.
4. Point(s) of diversion:

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag number
05N	26E	27			SW	SW	Butte	Ground water	Jensen Well
03N	27E	08		NW	SW	NW	Butte	Ground water	Current POD
04N	26E	25		NE	NE	SW	Butte	Ground water	Current POD
04N	26E	03		SE	SE	NW	Butte	Ground water	Current POD

5. Lands irrigated or place of use:

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
			There will be no change to the authorized POU.																

SPLIT INTO TC-34-168, TC-34-171, & TC-34-172

Total Acres _____

6. General Information:

- a. Who owns the water right to be changed? Applicant
- b. Describe the arrangement allowing use of the right. Jay Jensen, the owner of the proposed POD, has agreed to let the Applicant use his well to divert the Applicant's water rights.
- c. Describe the affect on the land now irrigated if the change is approved pursuant to this application:
There will be no change to the land that is currently irrigated, only the source of the water.
- d. Has the water right sought to be transferred been used this year? ☒ Yes ☐ No If yes, explain. The application will only add a new POD to the water rights.
- e. Absent the changes, how would the right be used for the remainder of the year? The Applicant would irrigate the POU with the current authorized wells to the extent possible given their limited production.
- f. Describe other water rights used for the same purpose. Several surface water rights which are not available or
- g. Remarks: PART f. cont.: not deliverable due to the drought.

I hereby assume all risk in accordance with Section 42-222A, Idaho Code, and assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in voiding its approval.

Robert L. Jamies, Attorney
Signature of Applicant

6/1/2020
Date

FOR DEPARTMENT USE ONLY

Received by CA H Date 6/1/2020 \$50 fee received by CA H Receipt No. E045965
Recommend: ☐ approve ☐ deny Watermaster recommendation _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Temporary Change Application No. _____, and said application is hereby _____, subject to the following limitations and conditions:

Temporary Change Expiration Date _____

Signed this _____ day of _____

For the Director

CONSENT TO WATER RIGHTS TEMPORARY TRANSFER

I, the undersigned am familiar with the Temporary Change Applications which are being submitted to the Idaho Department of Water Resources which involve Water Right Nos. 34-2277, 34-2480B, 34-14772, 34-7205, and 34-14346. I consent to the addition of my well located in the SW1/4SW1/4 of Township 05N, Range 26E, Section 27 as an authorized point of diversion for these water rights for the 2020 irrigation season.


JAY JENSEN

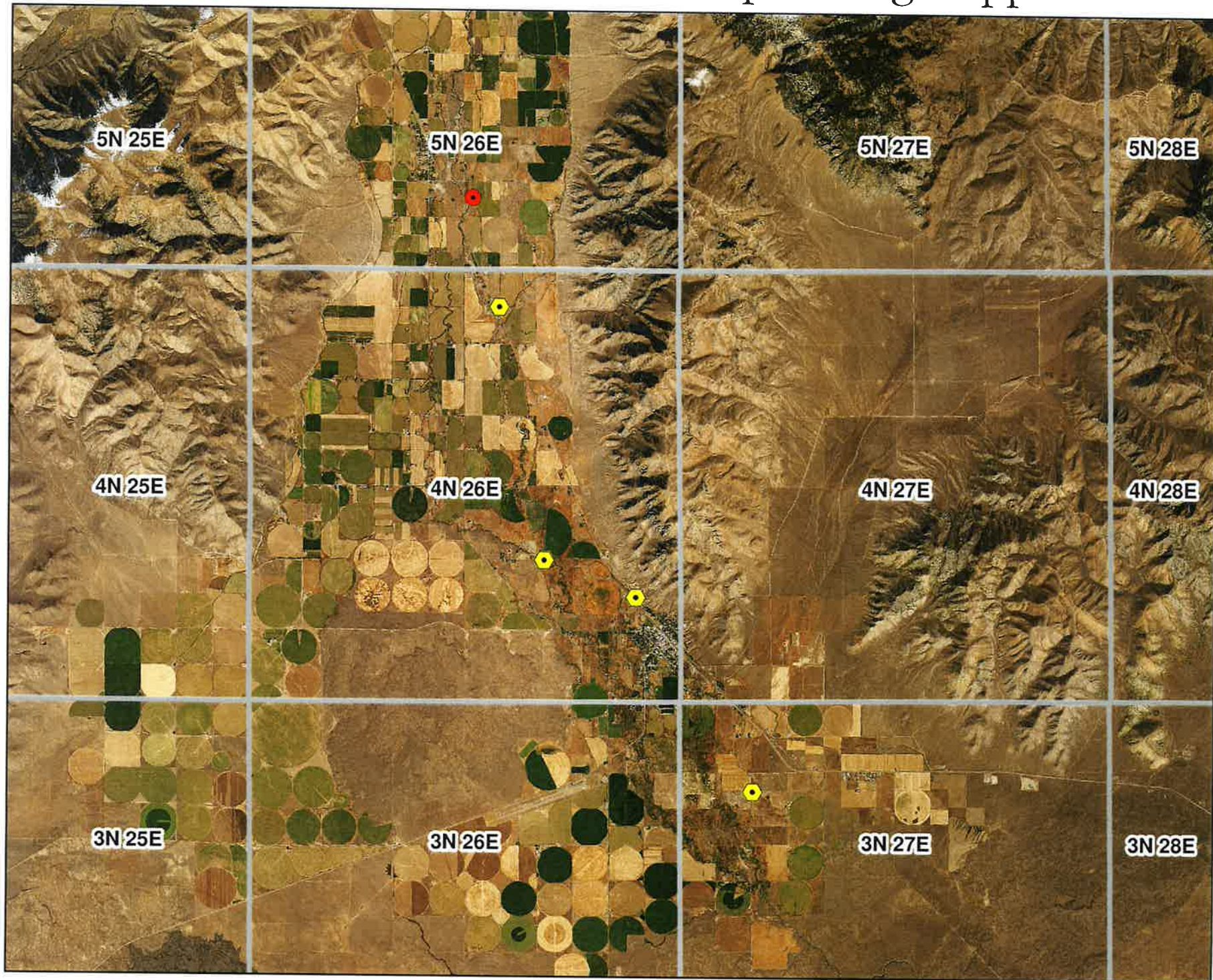
Date: 5-19-2020

SUNSET FARM AND RANCH, LLC - Temp. Change Application



Legend

- Additional POD
- Current PODs
- TR Lines



2019 NAIP Photo



Prepared by:
Luke H. Marchant
05/15/2020