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NOV 25 2020

DEPARTMENT OF
WATER RESOURCESSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESLori Graver
11/25/2020APPLICATION 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 ☒ ☐	73-152A	3.20	irrigation	4/1 to 10/31	Pahsimeroi R./Salmon R.
☒ ☐	73-153A	1.54	irrigation	4/1 to 10/31	Big Creek/Pahsimeroi R.
☒ ☐	73-10100	1.65	irrigation	4/1 to 10/31	Pahsimeroi R./Salmon R.
☐ ☒	73-12252	0.27	irrigation	4/1 to 10/31	Pahsimeroi R./Salmon R.
☐ ☒	73-33	0.42	irrigation	4/1 to 10/31	Big Creek/Pahsimeroi R.
☐ ☒	73-2151	0.35	irrigation	4/1 to 10/31	Patterson Cr/Pahsimeroi R
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 7.43 cfs and/or _____ acre-feet.2. Total amount of water proposed to be transferred or changed 5.89 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 #
			NW	SW	12	13N	23E	Lemhi	Big Creek	73-33 POD Changed
										no other changes

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

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

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	22E	22			30	30									29	30		0.4	119.4
14N	22E	23									31	34	33	31					129.0
																			248.4
14N	22E	22															38.8	39.6	78.4
14N	22E	23											7.2						7.2
14N	22E	26					40	40											80
																			165.6
Total Acres (for irrigation use)																			414.0

AMENDED

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FEB 25 2020

DEPARTMENT OF
WATER RESOURCES

AMENDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

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OCT 08 2020

DEPARTMENT OF
WATER RESOURCESMINIMUM 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) Big Creek Ranch, LLCCheck 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 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: _____

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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OCT 08 2020
DEPARTMENT OF
WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) Big Creek Ranch, LLC Phone (208) 788-1771
Mailing address P.O. Box 5987, Ketchum, ID 83340-5987 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 Lori Graves Phone 383-4140
Roxanne Brown, SPF Water Engineering Phone (208) 859-8428
Mailing address 300 E. Mallard Dr., Suite 350, Boise, ID 83706 Email rbrown@spfwater.com
lgraves

- ☐ 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] Michael Page, Manager 2/20/2020
Signature of Applicant or Authorized Representative Print Name and Title if applicable Date

Signature of Applicant or Authorized Representative Print Name and Title if applicable Date

A. PURPOSE OF TRANSFER

- ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
- 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 I.A.2**.
- Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part I.A.3**.
This application seeks to identify a new place of use after converting an existing pivot to a full circle. Portions of applicants' water rights 73-33 and 73-12252 will be removed from the Idaho Water Supply Bank to accomplish the proposed change. (and 73-2151)

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OCT 08 2020

DEPARTMENT OF
WATER RESOURCESSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION 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 ☒ ☐	73-152A	3.20 cfs	irrigation	4/1 to 10/31	Pahsimeroi R./Salmon R.
☒ ☐	73-153A	1.54 cfs	irrigation	4/1 to 10/31	Big Creek/Pahsimeroi R.
☒ ☐	73-10100	1.65 cfs	irrigation	4/1 to 10/31	Pahsimeroi R./Salmon R.
☐ ☒	73-12252	0.27 cfs	irrigation	4/1 to 10/31	Pahsimeroi R./Salmon R.
☐ ☒	73-33	0.70 cfs	irrigation	4/1 to 10/31	Big Creek/Pahsimeroi R.
☐ ☒	73-2151	0.74 cfs	irrigation	4/1 to 10/31	Patterson Cr./Pahsimeroi R.
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 8.80 cfs and/or 10.8 acre-feet.2. Total amount of water proposed to be transferred or changed 5.82 cubic feet per second and/or 6.56 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 #
			NW	SW	12	13N	23E	Lemhi	Big Creek	73-33 POD changed
										no other changes

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

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

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	22E	22			30	30									29	30		0.4	119.4
14N	22E	23									31	34	33	31					129.0
																			248.4
14N	22E	22															38.8	39.6	78.4
14N	22E	23											7.2						7.2
14N	22E	26					40	40											80.0
																			165.6
Total Acres (for irrigation use)																			414.0

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:

The existing diversion structure includes an approved measuring device and lockable controlling works.

- b. Who owns the property at the point(s) of diversion? USDI-Bureau of Land Mangement; applicant

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
Access to the existing points of diversion is authorized under the Federal Land Policy and Management Act (FLPMA).

- 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:
None.

- 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:
None.

- 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:

See Attachment WSB

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

Current Water Right No.: 73-152A

Current Owner: BIG CREEK RANCH LLC

Priority Date: 5/1/1886

Origin: Water Right

Status: Active

Basis: Decreed

Source

PAHSIMEROI RIVER

Tributary

SALMON RIVER

Beneficial Use

IRRIGATION

From To

04/01 to 10/31

Diversion Rate

3.2 CFS

Annual Volume

Total Diversion

3.2 CFS

Location of Point(s) of Diversion

PAHSIMEROI RIVER

LEMHI County

NE1/4SW1/4

Sec. 35, Twp 14N, Rge 22E B.M.

Place of Use

IRRIGATION Within LEMHI County

T14N R22E S22	SWNE	25.00	T14N R22E S22	SENE	30.00
T14N R22E S22	NESE	29.00	T14N R22E S22	SESE	0.40
T14N R22E S23	NESW	31.00	T14N R22E S23	NWSW	34.00
T14N R22E S23	SWSW	33.00	T14N R22E S23	SESW	31.00

Total Acres: 213.4

Conditions of Approval:

1. X35 Rights 73-152A, 73-153A and 73-10100 when combined shall not exceed the irrigation of 213.4 acres.
2. X35 Rights 73-152A and 73-153A when combined shall not exceed a total diversion rate of 3.20 cfs and the irrigation of 160.0 acres.
3. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. K06 This right is limited to the irrigation of 160.0 acres within the place of use described above in a single irrigation season.
5. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
6. 004 This right does not grant any right-of-way or easement across the land of another.
7. 029 Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
8. 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.
9. 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.
10. 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. 73, Pahsimeroi River.
11. R59 This right when combined with all other rights shall provide no more than 3.5 cfs per acre at the field headgate for irrigation of the place of use.

Decreed Date: 3/12/2010

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

Current Water Right No.: 73-153A

Current Owner: BIG CREEK RANCH LLC

Priority Date: 5/1/1888

Origin: Water Right

Status: Active

Basis: Decreed

Source

BIG CREEK

Tributary

PAHSIMEROI RIVER

Beneficial Use

IRRIGATION

From To

04/01 to 10/31

Total Diversion

Diversion Rate

1.54 CFS

1.54 CFS

Annual Volume

Location of Point(s) of Diversion

BIG CREEK

LEMHI County

NW1/4SW1/4

Sec. 12, Twp 13N, Rge 23E B.M.

Place of Use

IRRIGATION Within LEMHI County

T14N R22E S22	SWNE	25.00	T14N R22E S22	SENE	30.00
T14N R22E S22	NESE	29.00	T14N R22E S22	SESE	0.40
T14N R22E S23	NESW	31.00	T14N R22E S23	NWSW	34.00
T14N R22E S23	SWSW	33.00	T14N R22E S23	SESW	31.00

Total Acres: 213.4

83914

Conditions of Approval:

1. R59 This right when combined with all other rights shall provide no more than 3.5 cfs per acre at the field headgate for irrigation of the place of use.
2. K06 This right is limited to the irrigation of 160.0 acres within the place of use described above in a single irrigation season.
3. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. 004 This right does not grant any right-of-way or easement across the land of another.
5. Water under this right shall only be delivered when there is insufficient water in the Pahsimeroi River to deliver water right 73-152A.
6. D09 The appropriator is entitled to the quantity of water described above at the point of measurement in T14N, R22E, S26, SWSW.
7. X35 Rights 73-152A and 73-153A when combined shall not exceed a total diversion rate of 3.20 cfs and the irrigation of 160.0 acres.
8. 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. 73, Pahsimeroi River.
9. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
10. 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.
11. 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.
12. X35 Rights 73-152A, 73-153A and 73-10100 when combined shall not exceed the irrigation of 213.4 acres.
13. 029 Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.

Decreed Date: 3/12/2010

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

Current Water Right No.: 73-10100

Current Owner: BIG CREEK RANCH LLC

Priority Date: 2/18/1926

Origin: Water Right

Status: Active

Basis: Decreed

Source

PAHSIMEROI RIVER

Tributary

SALMON RIVER

Beneficial Use

IRRIGATION

From To

04/01 to 10/31

Total Diversion

Diversion Rate

1.85 CFS

1.85 CFS

Annual Volume

Location of Point(s) of Diversion

PAHSIMEROI RIVER

LEMHI County

NE1/4SW1/4

Sec. 35, Twp 14N, Rge 22E B.M.

Place of Use

IRRIGATION Within LEMHI County

T14N R22E S22	SWNE	25.00	T14N R22E S22	SENE	30.00
T14N R22E S22	NESE	29.00	T14N R22E S22	SESE	0.40
T14N R22E S23	NESW	31.00	T14N R22E S23	NWSW	34.00
T14N R22E S23	SWSW	33.00	T14N R22E S23	SESW	31.00

Total Acres: 213.4

Conditions of Approval:

1. 029 Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
2. R59 This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
3. 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.
4. 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.
5. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. 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. 73, Pahsimeroi River.
7. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
8. X35 Rights 73-152A, 73-153A and 73-10100 when combined shall not exceed the irrigation of 213.4 acres.
9. 004 This right does not grant any right-of-way or easement across the land of another.

Decreed Date: 3/12/2010

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

Current Water Right No.: 73-33

Current Owner: BIG CREEK RANCH LLC
 Priority Date: 8/16/1910
 Origin: Water Right
 Status: Water Supply Bank Active
 Basis: Decreased

Source

BIG CREEK

Tributary

PAHSIMEROI RIVER

Beneficial Use

IRRIGATION

From To

04/01 to 10/31

Total Diversion

Diversion Rate

2.4 CFS

2.4 CFS

Annual Volume

Location of Point(s) of Diversion

BIG CREEK

LEMHI County

NE1/4NE1/4SW1/4

Sec. 11, Twp 13N, Rge 23E B.M.

Place of Use

IRRIGATION Within LEMHI County

T14N R22E S22	SWNE	1.20	T14N R22E S22	NWSE	32.90
T14N R22E S22	SWSE	39.70	T14N R22E S22	SESE	39.60
T14N R22E S23	SWSW	7.20	T14N R22E S26	NENW	40.00
T14N R22E S26	NWNW	40.00			

Total Acres: 200.6

00914

Conditions of Approval:

1. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
2. 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.
3. K06 This right is limited to the irrigation of 120.0 acres within the place of use described above in a single irrigation season.
4. X35 Rights 73-33, 73-2151 and 73-12252 when combined shall not exceed the irrigation of 200.6 acres.
5. 029 Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
6. 004 This right does not grant any right-of-way or easement across the land of another.
7. 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.
8. R59 This right when combined with all other rights shall provide no more than 3.5 cfs per acre at the field headgate for irrigation of the place of use.
9. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. 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. 73, Pahsimero River.

Decreed Date: 3/12/2010

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

Current Water Right No.: 73-12252

Current Owner: BIG CREEK RANCH LLC

Priority Date: 2/18/1926

Origin: Water Right

Status: Water Supply Bank Active

Basis: Decreed

Source

PAHSIMEROI RIVER

Tributary

SALMON RIVER

Beneficial Use

IRRIGATION

From To

04/01 to 10/31

Total Diversion

Diversion Rate

1.55 CFS

1.55 CFS

Annual Volume

Location of Point(s) of Diversion

PAHSIMEROI RIVER

LEMHI County

NE1/4SW1/4

Sec. 35, Twp 14N, Rge 22E B.M.

Place of Use

IRRIGATION Within LEMHI County

T14N R22E S22	SWNE	1.20	T14N R22E S22	NWSE	32.90
T14N R22E S22	SWSE	39.70	T14N R22E S22	SESE	39.60
T14N R22E S23	SWSW	7.20	T14N R22E S26	NENW	40.00
T14N R22E S26	NWNW	40.00			

Total Acres: 200.6

Page _____ of _____

Conditions of Approval:

1. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. X35 Rights 73-33, 73-2151 and 73-12252 when combined shall not exceed the irrigation of 200.8 acres.
3. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
4. 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.
5. 004 This right does not grant any right-of-way or easement across the land of another.
6. 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. 73, Pahsimeroi River.
7. 029 Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
8. R59 This right when combined with all other rights shall provide no more than 3.5 cfs per acre at the field headgate for irrigation of the place of use.
9. 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.

Decreed Date: 3/12/2010

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

TSP
9/28/2020

Current Water Right No.: 73-2151

Current Owner: BIG CREEK RANCH LLC
Priority Date: 6/23/1959
Origin: Water Right
Status: Water Supply Bank Active
Basis: Decreed

Source

PATTERSON CREEK

Tributary

PAHSIMEROI RIVER

Beneficial Use

IRRIGATION

From To

04/01 to 10/31

Total Diversion

Diversion Rate

2 CFS

2 CFS

Annual Volume

Location of Point(s) of Diversion

PATTERSON CREEK

LEMHI County

NW1/4NE1/4

Sec. 23, Twp 14N, Rge 22E B.M.

Place of Use

IRRIGATION Within LEMHI County

T14N R22E S22	SWNE	1.20	T14N R22E S22	NWSE	32.90
T14N R22E S22	SWSE	39.70	T14N R22E S22	SESE	39.60
T14N R22E S23	SWSW	7.20	T14N R22E S26	NENW	40.00
T14N R22E S26	NWNW	40.00			

Total Acres: 200.6

Conditions of Approval:

1. 004 This right does not grant any right-of-way or easement across the land of another.
2. 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.
3. K06 This right is limited to the irrigation of 95.0 acres within the place of use described above in a single irrigation season.
4. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
5. 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.
6. 029 Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
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. 73, Pahsimeroi River.
8. X35 Rights 73-33, 73-2151 and 73-12252 when combined shall not exceed the irrigation of 200.6 acres.
9. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
10. R59 This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.

Decreed Date: 3/12/2010

Total Acres (for irrigation use)	35
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

**APPLICATION FOR TRANSFER OF WATER RIGHT
ATTACHMENT WSB:
TRANSFERRING WATER RIGHTS LEASED TO THE WATER SUPPLY BANK**

Approval of a transfer application will not impact the terms of a Water Supply Bank Lease Contract. Any transferred water right or portion of a water right that is leased to the Water Supply Bank (Bank) shall remain unused while the lease is active.

If the transfer proposes to relocate the place of use of an irrigation water right, and the relocated acres include land currently idled due to a Bank lease contract, the applicant is required to identify the areas that will be idled at the new place of use for the duration of the lease contract. The acres to be idled should be clearly identified on the map created for Attachment 7B of the transfer application. The applicant should confirm the map is attached when completing the table below. If the leased portion of the place of use is not proposed to be relocated, a map is not required.

A Bank lease contract shall remain in effect until it expires, a new lease proposal is processed to replace it, or the water right is released from the Bank through written confirmation issued by the Water Resource Board. If the proposed transfer is approved, the water right owner will be provided sufficient time to allow the lease contract to expire before beneficial use of water at the new place of use will be expected. Meanwhile, water rights leased to the Bank are protected from forfeiture for the duration of the lease contract.

Water right owners who would like to adjust the terms of their lease contracts can either submit a new lease proposal on an Application to Lease a Water Right to the Water Supply Bank form, or they can request early termination of their lease contracts by completing a Request to Release a Water Right from the Water Supply Bank form. If a water right is leased to the Bank, and it is currently being rented from the Bank, the lease cannot be reduced or terminated until the rental agreement concludes. A request to release a water right or to submit a new lease application should be sent to the Department's state office. To find out if there are any rentals associated with a leased water right, please call a Bank representative at the Department at 208-287-4800.

In the table below, please provide the requested information for any water right that is both proposed for transfer and leased to the Bank. The information needed to complete this table can be found in your Bank lease contract. A copy of your lease contract can be obtained using the 'Search Water Rights' option on the Department's internet page at www.idwr.idaho.gov or by contacting any Department office.

Water Right Number	Lease Contract Expiration Date	Water Right Quantities Leased to the Bank			Map Attachment 7B Clearly Identifies Idled Place of Use at New Location
		Rate (cfs)	Volume (AF)	Acres	
73-12252	12/31/2020	1.55	657.9	200.6	Attached? ☒ or No Change ☐
73-33	12/31/2020	2.40	420.0	120.0	Attached? ☒ or No Change ☐
73-2151	12/31/2020	2.0	332.5	95.0	Attached? ☒ or No Change ☐
					Attached? ☐ or No Change ☐
					Attached? ☐ or No Change ☐
					Attached? ☐ or No Change ☐
					Attached? ☐ or No Change ☐

Is the ownership of the water right(s) leased to the Bank being changed? ☐ Yes ☒ No

- ☐ If yes and there are multiple owners, attach a Lessor Designation form.
☐ If yes, the individual owner or designated lessor must complete, sign and attach an IRS Form W-9.

Additional Information:

Agency Use Only: Personnel processing transfer applications should forward a copy of this attachment, the original Lessor Designation form and/or IRS Form W-9, if received, to the State Office.

RECEIVED

FEB 25 2020

DEPARTMENT OF
WATER RESOURCESSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

MINIMUM 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) Big Creek Ranch, LLC**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) Big Creek Ranch, LLC Phone (208) 788-1771
Mailing address P.O. Box 5987, Ketchum, ID 83340-5987 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 Roxanne Brown, SPF Water Engineering Phone (208) 859-8428
Mailing address 300 E. Mallard Dr., Suite 350, Boise, ID 83706 Email rbrown@spfwater.com

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

OR

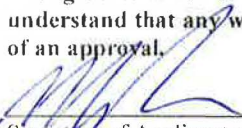
☒ Send original correspondence to the applicant and copies to the representative.

☒ 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

Michael Page, Manager
Print Name and Title if applicable

2/20/2020
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

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**.
This application seeks to identify a new place of use after converting an existing pivot to a full circle. Portions of applicants' water rights 73-33 and 73-12252 will be removed from the Idaho Water Supply Bank to accomplish the proposed change.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

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

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☒ ☐	73-152A	3.20 cfs	irrigation	4/1 to 10/31	Pahsimeroi R./Salmon R.
☒ ☐	73-153A	1.54 cfs	irrigation	4/1 to 10/31	Big Creek/Pahsimeroi R.
☒ ☐	73-10100	1.65 cfs	irrigation	4/1 to 10/31	Pahsimeroi R./Salmon R.
☐ ☒	73-12252	0.27 cfs	irrigation	4/1 to 10/31	Pahsimeroi R./Salmon R.
☐ ☒	73-33	0.70 cfs	irrigation	4/1 to 10/31	Big Creek/Pahsimeroi R.
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 8.80 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 5.82 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 #
			NW	SW	12	13N	23E	Lemhi	Big Creek	73-33 POD changed
										no other changes

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

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

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14N	22E	22			30	30									29	30		0.4	119.4
14N	22E	23									31	34	33	31					129.0
																			248.4
14N	22E	22															38.8	39.6	78.4
14N	22E	23											7.2						7.2
14N	22E	26					40	40											80.0
																			165.6
Total Acres (for irrigation use)																			414.0

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:

The existing diversion structure includes an approved measuring device and lockable controlling works.

- b. Who owns the property at the point(s) of diversion? USDI-Bureau of Land Management; applicant

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
Access to the existing points of diversion is authorized under the Federal Land Policy and Management Act (FLPMA).

- 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:
None.

- 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:
None.

- 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:

See Attachment WSB

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

Current Water Right No.: 73-153A

Current Owner: BIG CREEK RANCH LLC
Priority Date: 5/1/1888
Origin: Water Right
Status: Active
Basis: Decreed

Source

BIG CREEK

Tributary

PAHSIMEROI RIVER

Beneficial Use

IRRIGATION

From To

04/01 to 10/31

Diversion Rate

1.54 CFS

Annual Volume

Total Diversion

1.54 CFS

Location of Point(s) of Diversion

BIG CREEK

NW1/4SW1/4

Sec. 12, Twp 13N, Rge 23E B.M.

LEMHI County

Place of Use

IRRIGATION Within LEMHI County

T14N R22E S22	SWNE	25.00	T14N R22E S22	SENE	30.00
T14N R22E S22	NESE	29.00	T14N R22E S22	SESE	0.40
T14N R22E S23	NESW	31.00	T14N R22E S23	NWSW	34.00
T14N R22E S23	SWSW	33.00	T14N R22E S23	SESW	31.00

Total Acres: 213.4

Conditions of Approval:

1. R59 This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
2. K06 This right is limited to the irrigation of 160.0 acres within the place of use described above in a single irrigation season.
3. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. 004 This right does not grant any right-of-way or easement across the land of another.
5. Water under this right shall only be delivered when there is insufficient water in the Pahsimeroi River to deliver water right 73-152A.
6. D09 The appropriator is entitled to the quantity of water described above at the point of measurement in T14N, R22E, S26, SWSW.
7. X35 Rights 73-152A and 73-153A when combined shall not exceed a total diversion rate of 3.20 cfs and the irrigation of 160.0 acres.
8. 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. 73, Pahsimeroi River.
9. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
10. 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.
11. 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.
12. X35 Rights 73-152A, 73-153A and 73-10100 when combined shall not exceed the irrigation of 213.4 acres.
13. 029 Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.

Decreed Date: 3/12/2010

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

Current Water Right No.: 73-10100

Current Owner: BIG CREEK RANCH LLC
Priority Date: 2/18/1926
Origin: Water Right
Status: Active
Basis: Decreed

Source

PAHSIMEROI RIVER

Tributary

SALMON RIVER

Beneficial Use

IRRIGATION

From To

04/01 to 10/31

Total Diversion

Diversion Rate

1.65 CFS

1.65 CFS

Annual Volume

Location of Point(s) of Diversion

PAHSIMEROI RIVER

LEMHI County

NE1/4SW1/4

Sec. 35, Twp 14N, Rge 22E B.M.

Place of Use

IRRIGATION Within LEMHI County

T14N R22E S22	SWNE	25.00	T14N R22E S22	SENE	30.00
T14N R22E S22	NESE	29.00	T14N R22E S22	SESE	0.40
T14N R22E S23	NESW	31.00	T14N R22E S23	NWSW	34.00
T14N R22E S23	SWSW	33.00	T14N R22E S23	SESW	31.00

Total Acres: 213.4

Conditions of Approval:

1. 029 Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
2. R59 This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
3. 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.
4. 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.
5. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. 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. 73, Pahsimeroi River.
7. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
8. X35 Rights 73-152A, 73-153A and 73-10100 when combined shall not exceed the irrigation of 213.4 acres.
9. 004 This right does not grant any right-of-way or easement across the land of another.

Decreed Date: 3/12/2010

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

Current Water Right No.: 73-33

Current Owner: BIG CREEK RANCH LLC
 Priority Date: 8/16/1910
 Origin: Water Right
 Status: Water Supply Bank Active
 Basis: Decreed

Source

BIG CREEK

Tributary

PAHSIMEROI RIVER

Beneficial Use

IRRIGATION

From To

04/01 to 10/31

Total Diversion

Diversion Rate

2.4 CFS

2.4 CFS

Annual Volume

Location of Point(s) of Diversion

BIG CREEK

LEMHI County

NE1/4NE1/4SW1/4

Sec. 11, Twp 13N, Rge 23E B.M.

Place of Use

IRRIGATION Within LEMHI County

T14N R22E S22	SWNE	1.20	T14N R22E S22	NWSE	32.90
T14N R22E S22	SWSE	39.70	T14N R22E S22	SESE	39.60
T14N R22E S23	SWSW	7.20	T14N R22E S26	NENW	40.00
T14N R22E S26	NWNW	40.00			

Total Acres: 200.6

Conditions of Approval:

1. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
2. 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.
3. K06 This right is limited to the irrigation of 120.0 acres within the place of use described above in a single irrigation season.
4. X35 Rights 73-33, 73-2151 and 73-12252 when combined shall not exceed the irrigation of 200.6 acres.
5. 029 Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
6. 004 This right does not grant any right-of-way or easement across the land of another.
7. 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.
8. R59 This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
9. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. 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. 73, Pahsimeroi River.

Decreed Date: 3/12/2010

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

Current Water Right No.: 73-12252

Current Owner: BIG CREEK RANCH LLC
 Priority Date: 2/18/1926
 Origin: Water Right
 Status: Water Supply Bank Active
 Basis: Decreed

Source

PAHSIMEROI RIVER

Tributary

SALMON RIVER

Beneficial Use

IRRIGATION

From To

04/01 to 10/31

Total Diversion

Diversion Rate

1.55 CFS

1.55 CFS

Annual Volume

Location of Point(s) of Diversion

PAHSIMEROI RIVER

LEMHI County

NE1/4SW1/4

Sec. 35, Twp 14N, Rge 22E B.M.

Place of Use

IRRIGATION Within LEMHI County

T14N R22E S22	SWNE	1.20	T14N R22E S22	NWSE	32.90
T14N R22E S22	SWSE	39.70	T14N R22E S22	SESE	39.60
T14N R22E S23	SWSW	7.20	T14N R22E S26	NENW	40.00
T14N R22E S26	NWNW	40.00			

Total Acres: 200.6

Page _____ of _____

Conditions of Approval:

1. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. X35 Rights 73-33, 73-2151 and 73-12252 when combined shall not exceed the irrigation of 200.6 acres.
3. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
4. 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.
5. 004 This right does not grant any right-of-way or easement across the land of another.
6. 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. 73, Pahsimeroi River.
7. 029 Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
8. R59 This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
9. 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.

Decreed Date: 3/12/2010

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

Current Water Right No.: 73-152A

Current Owner: BIG CREEK RANCH LLC
Priority Date: 5/1/1886
Origin: Water Right
Status: Active
Basis: Decreed

Source

PAHSIMEROI RIVER

Tributary

SALMON RIVER

<u>Beneficial Use</u>	<u>From To</u>
IRRIGATION	04/01 to 10/31
	<u>Total Diversion</u>

<u>Diversion Rate</u>	<u>Annual Volume</u>
3.2 CFS	
3.2 CFS	

Location of Point(s) of Diversion

PAHSIMEROI RIVER
LEMHI County

NE1/4SW1/4 Sec. 35, Twp 14N, Rge 22E B.M.

Place of Use

IRRIGATION Within LEMHI County

T14N R22E S22	SWNE	25.00	T14N R22E S22	SENE	30.00
T14N R22E S22	NESE	29.00	T14N R22E S22	SESE	0.40
T14N R22E S23	NESW	31.00	T14N R22E S23	NWSW	34.00
T14N R22E S23	SWSW	33.00	T14N R22E S23	SESW	31.00

Total Acres: 213.4

Conditions of Approval:

1. X35 Rights 73-152A, 73-153A and 73-10100 when combined shall not exceed the irrigation of 213.4 acres.
2. X35 Rights 73-152A and 73-153A when combined shall not exceed a total diversion rate of 3.20 cfs and the irrigation of 160.0 acres.
3. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. K06 This right is limited to the irrigation of 160.0 acres within the place of use described above in a single irrigation season.
5. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
6. 004 This right does not grant any right-of-way or easement across the land of another.
7. 029 Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
8. 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.
9. 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.
10. 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. 73, Pahsimeroi River.
11. R59 This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.

Decreed Date: 3/12/2010

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

**APPLICATION FOR TRANSFER OF WATER RIGHT
ATTACHMENT WSB:
TRANSFERRING WATER RIGHTS LEASED TO THE WATER SUPPLY BANK**

Approval of a transfer application will not impact the terms of a Water Supply Bank Lease Contract. Any transferred water right or portion of a water right that is leased to the Water Supply Bank (Bank) shall remain unused while the lease is active.

If the transfer proposes to relocate the place of use of an irrigation water right, and the relocated acres include land currently idled due to a Bank lease contract, the applicant is required to identify the areas that will be idled at the new place of use for the duration of the lease contract. The acres to be idled should be clearly identified on the map created for Attachment 7B of the transfer application. The applicant should confirm the map is attached when completing the table below. If the leased portion of the place of use is not proposed to be relocated, a map is not required.

A Bank lease contract shall remain in effect until it expires, a new lease proposal is processed to replace it, or the water right is released from the Bank through written confirmation issued by the Water Resource Board. If the proposed transfer is approved, the water right owner will be provided sufficient time to allow the lease contract to expire before beneficial use of water at the new place of use will be expected. Meanwhile, water rights leased to the Bank are protected from forfeiture for the duration of the lease contract.

Water right owners who would like to adjust the terms of their lease contracts can either submit a new lease proposal on an Application to Lease a Water Right to the Water Supply Bank form, or they can request early termination of their lease contracts by completing a Request to Release a Water Right from the Water Supply Bank form. If a water right is leased to the Bank, and it is currently being rented from the Bank, the lease cannot be reduced or terminated until the rental agreement concludes. A request to release a water right or to submit a new lease application should be sent to the Department's state office. To find out if there are any rentals associated with a leased water right, please call a Bank representative at the Department at 208-287-4800.

In the table below, please provide the requested information for any water right that is both proposed for transfer and leased to the Bank. The information needed to complete this table can be found in your Bank lease contract. A copy of your lease contract can be obtained using the 'Search Water Rights' option on the Department's internet page at www.idwr.idaho.gov or by contacting any Department office.

Water Right Number	Lease Contract Expiration Date	Water Right Quantities Leased to the Bank			Map Attachment 7B Clearly Identifies Idled Place of Use at New Location
		Rate (cfs)	Volume (AF)	Acres	
73-12252	12/31/2020	1.55	657.9	200.6	Attached? ☒ or No Change ☐
73-33	12/31/2020	2.40	420.0	120.0	Attached? ☒ or No Change ☐
					Attached? ☐ or No Change ☐
					Attached? ☐ or No Change ☐
					Attached? ☐ or No Change ☐
					Attached? ☐ or No Change ☐
					Attached? ☐ or No Change ☐

Is the ownership of the water right(s) leased to the Bank being changed? ☐ Yes ☒ No

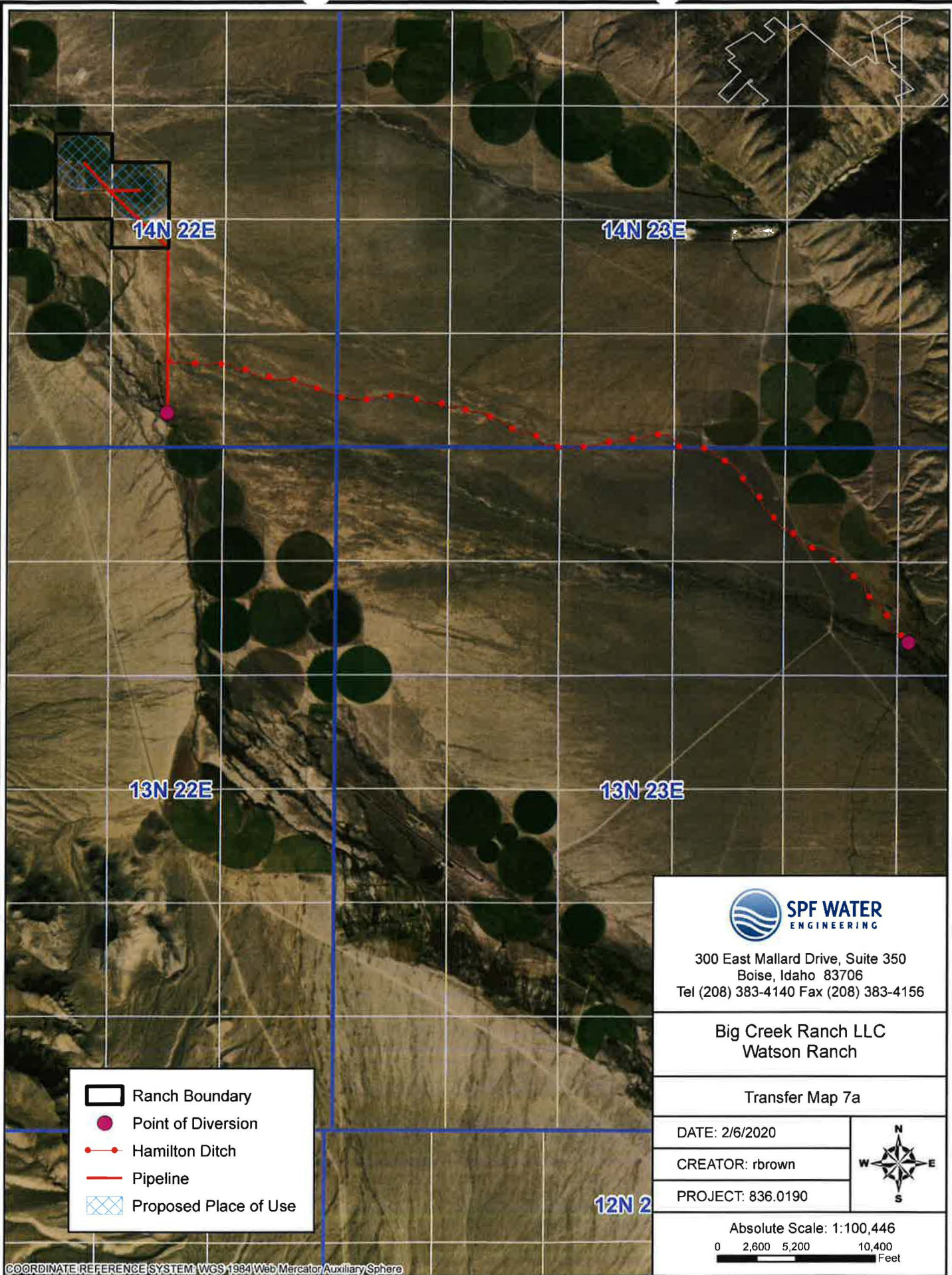
☐ If yes and there are multiple owners, attach a Lessor Designation form.

☐ If yes, the individual owner or designated lessor must complete, sign and attach an IRS Form W-9.

Additional Information:

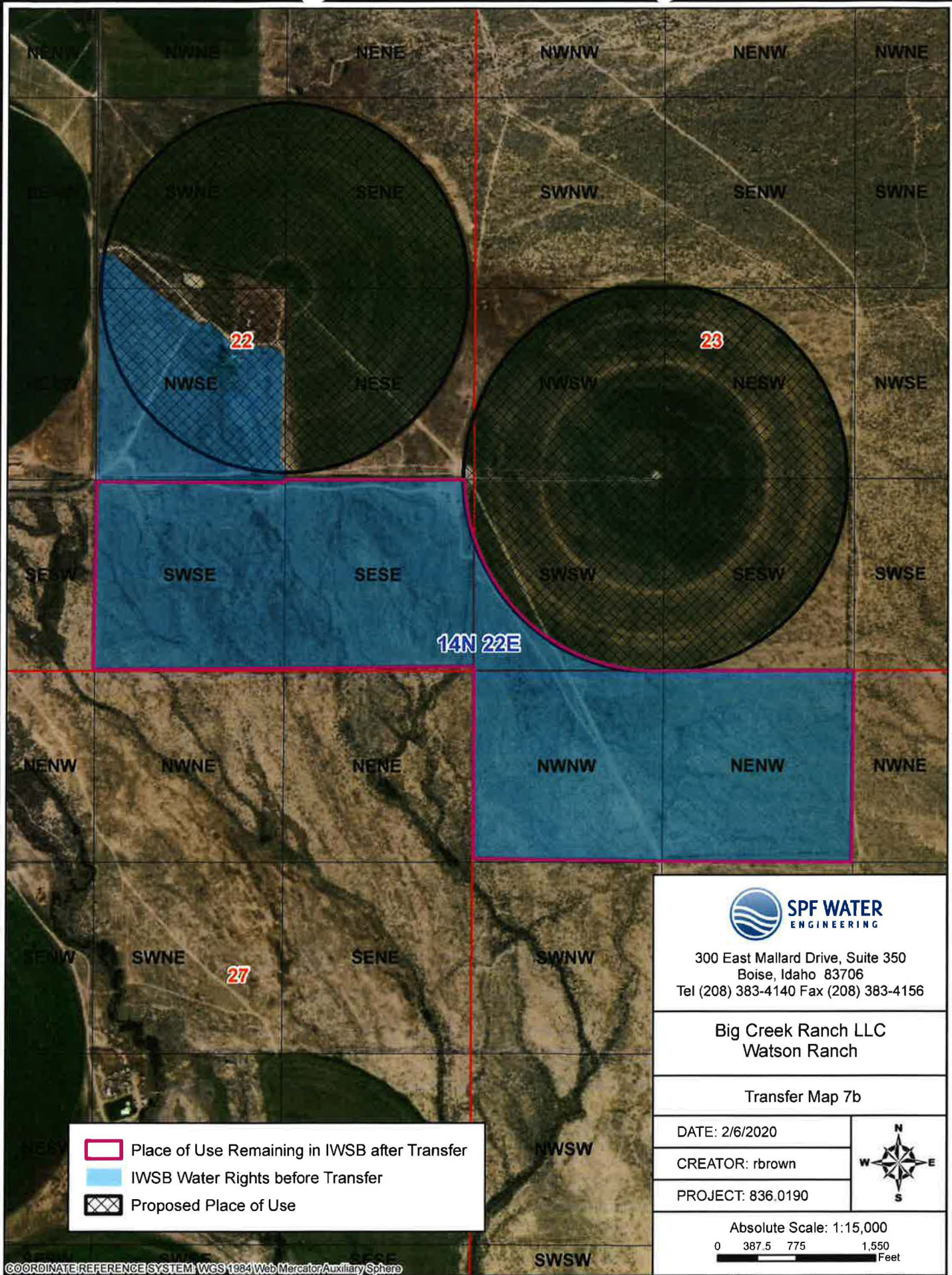
Agency Use Only: Personnel processing transfer applications should forward a copy of this attachment, the original Lessor Designation form and/or IRS Form W-9, if received, to the State Office.

Path: S:\PROJECTS\A thru D\Projects\Big Creek Ranch\Big Creek Ranch Transfer - 2020\PROJECTGIS\Map\Projects\Watson Ranch Transfer Map 7a.mxd



83914

Path: S:\PROJECTS\A thru D\Projects\B Projects\Big Creek Ranch_ 8360190_ Watson Ranch Transfer- 2020\PROJECT\GIS\ArcMap_ Projects\Watson Ranch Transfer Map 7b.mxd



83914



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E FRONT ST STE 648 PO BOX 83720 • BOISE, ID 83720-0098

Phone: (208)287-4800 • Fax: (208)287-6700 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

June 12, 2020

BIG CREEK RANCH LLC
PO BOX 5987
KETCHUM, ID 83340-5987

RE: Transfer No. 83914
Water Right No(s). 73-12252, 73-33

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 RECORDER HERALD on 6/18/2020 and 6/25/2020. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

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,

Jean Hersley
Technical Records Specialist

CC: SPF WATER ENGINEERING LLC

Hersley, Jean

From: Hersley, Jean
Sent: Friday, June 12, 2020 7:50 AM
To: rhlegals@custertel.net
Subject: Legal Notice for your paper
Attachments: Recorder Herald.doc

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notices which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice 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 all affidavits and bills to this office, PO Box 83720, Boise, Idaho, 83720-0098 before July 6, 2020.** Your cooperation is appreciated.

*Jean Hersley
Technical Records Specialist II
Idaho Dept Water Resources
(208) 287-4942*

Legal Notice Department

Recorder Herald
PO Box 310
Salmon ID 83467

RE: Legal Ad for your paper

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notices which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice 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 affidavit and bill to this office, PO Box 83720, Boise, Idaho, 83720-0098 before July 6, 2020. Your cooperation is appreciated.

Sincerely

Jean Hersley
Technical Records Specialist II
IDWR State Office
322 E Front St
Boise ID 83720
208-287-4942
jean.hersley@idwr.idaho.gov

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 83914**

BIG CREEK RANCH LLC, PO BOX 5987, KETCHUM, ID 83340-5987 has filed Application No. 83914 for changes to the following water rights within LEMHI County(s): Right No(s). 73-12252, 73-33; 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:

to move the POD for right 73-33 approximately 0.7 miles upstream on Big Creek and reconfigure portions of rights 73-33 and 73-12252 to be combined with the places of use with existing rights 73-125A, 73-153A and 73-10100 to cover two full circular pivots. The transfer area is located approximately 7 miles SE of May Idaho.

The application proposes the diversion and use from Big Creek, a tributary to the Salmon Wild and Scenic River. The decreed minimum stream flow rights for the federal Wild and Scenic Rivers are subordinate to certain categories of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordinate provision because the diversion rate 5.82 and 248.4 acres will be applied to the subordination amounts specified in the decree for the Wild & Scenic River listed above.

For additional information concerning the property location, contact IDWR State office at (208) 287-4800. 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, 322 E Front St, PO Box 83720, Boise ID 83720-0098 together with a protest fee of \$25.00 for each application on or before 7/6/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 6/18/2020 and 6/25/2020

The following AMENDED application has been filed to appropriate the public waters of the State of Idaho:

75-14970

MURRAY FAMILY TRUST

C/O JOHN MURRAY

PO BOX 916

SALMON, ID 83467-0916

Point of Diversion NWNE S17 T23N R22E LEMHI County

Source TOWER CREEK Tributary SALMON RIVER

Use: IRRIGATION

04/01 to 10/31

0.01 CFS

Use: IRRIGATION STORAGE

04/01 to 10/31

2.5 AF

Use: IRRIGATION FROM STORAGE

04/01 to 10/31

2.5 AF

Use: DIVERSION TO STORAGE

04/01 to 10/31

0.04 CFS

Use: FIRE PROTECTION STORAGE

01/01 to 12/31

2.5 AF

Total Diversion:

0.04 CFS

2.5 AF

Date Filed: 10-15-2019

Place Of Use: FIRE PROTECTION STORAGE, IRRIGATION, IRRIGATION FROM STORAGE, IRRIGATION STORAGE

T23N R22E S17 SENW

This application proposes the diversion and use of water from a tributary of the Salmon Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for domestic purposes.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the State office at (208) 287-4800; or for a full description of the right(s), please see

<https://idwr.idaho.gov/apps/ExtSearch/WRApplicationResults/>. Protests may be submitted based on the criteria of Idaho Code §

42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, State Office, 322 E Front St, PO Box 83720, Boise, ID 83720 together with a protest fee of \$25.00 for each application on or before 7/6/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 6/18/2020 and 6/25/2020

Hersley, Jean

From: Hersley, Jean
Sent: Friday, June 12, 2020 7:50 AM
To: Jeff Richards
Subject: Comments for Applications

RE: Amended Application for Permit No. 75-14970
Transfer No. 83914
Water Rights: 73-33 & 73-12252

Dear Interested Party:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right applications. You can find a copy of the application at: <http://www.idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>.

This office can publish notice of application as soon as the initial review is completed; therefore, your prompt response to this request is appreciated. If your agency 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.

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

Sincerely,

Jean Hersley
Technical Records Specialist II
Idaho Dept Water Resources
(208) 287-4942

Hersley, Jean

From: Hersley, Jean
Sent: Friday, June 12, 2020 7:50 AM
To: Clark, Cynthia Bridge; Cassel, Amy; Golden, Kala
Cc: Yenter, Cindy
Subject: Applications being advertised

Application for Permit 82-12286 and Amended Application for Permit 75-14970 along with Transfer 83914 for water rights 73-33 & 73-12252 will be advertised in the next two weeks. Please let me know if you have any comments or concerns with the applications. Protest end date is July 6, 2020. Documents should be available by the end of the day.

*Jean Hersley
Technical Records Specialist II
Idaho Dept Water Resources
(208) 287-4942*



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E FRONT ST STE 648 PO BOX 83720 • BOISE, ID 83720-0098

Phone: (208)287-4800 • Fax: (208)287-6700 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

June 12, 2020

WATER DISTRICT NO 73
TED O NEAL- WATERMASTER
11 O NEAL LN
MAY, ID 83253

RE: Transfer No. 83914

Dear Watermaster:

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 unprotested 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,

Jean Hersley
Technical Records Specialist 2

Enclosure(s)

State of Idaho
Department of Water Resources
RECOMMENDATION FORM

RE: Transfer No. 83914
Water Right No. 73-33 & 73-12252

Transfer Applicant's Name: BIG CREEK RANCH LLC
 PO BOX 5987
 KETCHUM, ID 83340-5987

Watermaster's Recommendation:

- a) _____ 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 comments:

Dated this _____ day of _____.

Watermaster's Signature



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E Front Street, Suite 648 • PO Box 83720 • Boise ID 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700

Website: idwr.idaho.gov • Email: idwrinfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

June 12, 2020

IDAHO DEPARTMENT OF ENVIRONMENTAL QUALITY
900 NORTH SKYLINE SUITE B
IDAHO FALLS ID 83402

RE: Amended Application for Permit No. 75-14970
Transfer 83914; Water Right 75-33 & 75-12252

Dear Interested Party:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right applications. You can find copies of the applications at:

<http://www.idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>.

This office can publish notice of the applications as soon as the initial review is completed; therefore, your prompt response to this request is appreciated. If your agency desires to formally protest the approval of these applications, 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.

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

Sincerely,

A handwritten signature in cursive script that reads "Jean Hersley".

Jean Hersley
Technical Records Specialist II

Dagleish, Alex

From: Dagleish, Alex
Sent: Tuesday, April 28, 2020 8:59 AM
To: 'Roxanne Brown'
Subject: RE: Big Creek Ranch Transfer

Hey Roxanne,

Thank you for clarifying the intention of a PPU through the transfer. Lori at SPF sent me the POU shapefile yesterday. I understand the transfer also proposes to move the POD for right 73-33 to a new location on Big Creek which will be shared with rights 73-153A, 73-158 and 73-156A.

I believe I can continue processing the application. If other questions/issues arise, I will reach out.

Best,

Alex Dagleish
Water Resource Agent
Phone (208) 287-4913
alex.dagleish@idwr.idaho.gov

From: Roxanne Brown [mailto:rbrown.boise@gmail.com]
Sent: Monday, April 27, 2020 3:22 PM
To: Dagleish, Alex <Alex.Dagleish@idwr.idaho.gov>
Cc: pageshouse@msn.com
Subject: RE: Big Creek Ranch Transfer

Alex –

Your assumption is correct; the intention of the transfer application is to create a PPU for a combined irrigation of 248.4 acres. Unfortunately, the copy of the application submitted was printed without additional notations made in the pdf document that would have clarified this fact. The additional place of use shown on Page 3 was intended to describe the remainder of the place of use unchanged by the transfer.

Also, there will be one POD from Big Creek shared by 73-33 and 73-153A after the transfer is approved.

I will ask SPF to forward a copy of the POU in shapefile format. I know I made one!

Please contact me if you have any other questions.

Roxanne Brown

From: Dalglish, Alex <Alex.Dalglish@idwr.idaho.gov>
Sent: Monday, April 27, 2020 2:10 PM
To: Roxanne Brown <rbrown.boise@gmail.com>
Subject: RE: Big Creek Ranch Transfer

Roxanne,

I was in the process of responding to Tom when I received your email just now. I will direct my email to you and leave Tom out of it.

Lori responded to my email seeking clarification on the transfer application. Specifically, I was trying to clarify if Big Creek Ranch LLC wishes to create a permissible place of use (PPU) at the two circular pivots? As the application requests, moving 35 acres from rights 73-33 and 73-12252 to be used with current rights 73-152A, 73-153A and 73-10100 on the full and $\frac{3}{4}$ pivots, brings the total acreage at the two pivots to 248.4 acres. It is my understanding that this would create a PPU. I was hoping I could get this file included with the next round of advertising, which goes out later this week. But I felt that I needed to fully understand the transfer proposal first.

Also, Lori sent me shapefiles for the place of use and point of diversion but the place of use file was not in a shapefile format. Would it be possible for you to send me a shapefile for the proposed place of use? Also, as the representative for Big Creek Ranch LLC, would you like to amend the application to update your contact information?

Best,

Alex Dalglish
Water Resource Agent
Phone (208) 287-4913
alex.dalglish@idwr.idaho.gov

From: Tom Page [<mailto:pageshouse@msn.com>]
Sent: Monday, April 27, 2020 11:15 AM
To: Lori Graves <LGraves@spfwater.com>; Roxanne Brown <rbrown.boise@gmail.com>; Dalglish, Alex <Alex.Dalglish@idwr.idaho.gov>
Subject: Re: Big Creek Ranch Transfer

Hi Lori - Not quite sure what you are asking me for re retraction. The purpose of the application is to get square on the the water rights acreage that will cover the ground going under pivot irrigation this summer on the existing pivot that's now a full circle. It used to be a $\frac{3}{4}$ pivot. We are not installing a new pivot, or moving any irrigation infrastructure from where it is now.

Hope this helps.

Thanks,

Tom

From: Lori Graves <LGraves@spfwater.com>

Sent: Thursday, April 23, 2020 11:52 AM

To: rbrown.boise@gmail.com <rbrown.boise@gmail.com>; Tom Page <pageshouse@msn.com>

Cc: Alex.Dalgleish@idwr.idaho.gov <Alex.Dalgleish@idwr.idaho.gov>; Terry Scanlan <TScanlan@spfwater.com>; Bob Hardgrove <BHardgrove@spfwater.com>

Subject: FW: Big Creek Ranch Transfer

Hi Tom and Roxanne,

I apologize for my misunderstanding regarding Roxanne's retirement. Thank you Tom for your email confirming Big Creek Ranch would like to change their authorized representative from SPF to Roxanne. As shown in the email string below, yesterday I responded to an information request email from Alex with IDWR regarding the Watson Ranch transfer Roxanne filed on behalf of Big Creek Ranch. Please let me know if you would like me to retract it. If acceptable, please respond to Alex's follow-up email requesting additional information. Thank you.

Lori

From: Dalgleish, Alex <Alex.Dalgleish@idwr.idaho.gov>

Sent: Wednesday, April 22, 2020 2:41 PM

To: Lori Graves <LGraves@spfwater.com>

Subject: RE: Big Creek Ranch Transfer

Lori,

Thank you for getting back to me on behalf of Roxanne.

To be clear, is it the purpose of the application to create a permissible place of use of 248.4 acres by transferring portions of rights 73-12252 and 73-33 to create a second circular pivot with rights 73-152A, 73-153A and 73-10100?

Also, the proposed place of use file you attached to the last email was not in a shapefile format. Is it possible to send me the shapefile for the proposed POU?

Finally, would you or SPF like to amend the application to change the representative from Roxanne to another person?

Best,

Alex Dalgleish

Water Resource Agent

Phone (208) 287-4913

alex.dalgleish@idwr.idaho.gov

From: Lori Graves [<mailto:LGraves@spfwater.com>]

Sent: Wednesday, April 22, 2020 12:44 PM

To: Dalgleish, Alex <Alex.Dalgleish@idwr.idaho.gov>

Cc: Bob Hardgrove <BHardgrove@spfwater.com>; Terry Scanlan <TScanlan@spfwater.com>

Subject: RE: Big Creek Ranch Transfer

Hi Alex,

Roxanne has officially retired and I am responding to her emails. After reviewing the application, I understand your confusion. Below are my comments in red. Please let me know if you have any further questions. Thanks Alex.

From: Dalglish, Alex <Alex.Dalglish@idwr.idaho.gov>

Sent: Wednesday, April 22, 2020 10:11 AM

To: Roxanne Brown <RBrown@spfwater.com>

Subject: Big Creek Ranch Transfer

Good morning Roxanne,

I am beginning to process a transfer application from Big Creek Ranch LLC and I need clarification on a few items. I've attached the application for reference.

The application states that a new place of use is sought after converting an existing pivot to a full circle.

From my understanding, the application proposes to reconfigure .27 cfs/35 acres from right 73-12252 and 35 acres/0.70 cfs from right 73-33 into the NWSE and SWNE QQ's of Sec. 22, Twp. 14N, Rge. 22E to complete the pivot into a full circle. These amounts will be removed from the WSB in order to complete the requested changes. **Agree**

On page 3 of the application, it is stated that a total 5.82 cfs is requested to be transferred or changed. I believe this amount is the sum of the diversions authorized under rights 73-152A, 73-10100 and the partial amounts proposed for rights 73-12252 and 73-33. **However, I am a little confused what changes will occur to rights 73-152A, 73-153A and 73-10100 through the transfer. Can you please clarify? This amount is the sum authorized under 73-152A, 73-153A, 73-10100, and the partial amounts proposed for 73-12252 and 73-33.**

The footprints for both pivots total 248.4 acres. The pou authorized under water rights 73-152A, 73-153A and 73-10100 currently describes 213.4 acres of the total footprint area. I believe the intent of the transfer was to describe all the 248.4 pivot acres under all the rights since molecules authorized under each right cannot be separated when used in a pivot irrigation system. For the proposed pou on page 3 of the application, Roxanne described the specific 248.4 pivot acres on the top half of the grid that I believe she proposed for all 5 rights. The bottom half describes the unchanged 165.5 acres authorized under water rights 73-12252 and 73-33 to remain in the Bank. I'm assuming these 165.5 acres were listed because they are part of water rights 73-12252 and 73-33 that will remain unchanged. I do not believe the intent was to include these acres on water rights 73-152A, 73-153A and 73-10100.

Also, the application proposes to move the POD for right 73-33 from the NESW QQ, Sec. 11 to the NWSW QQ, Sec. 12 in Twp. 13N, Rge 23E. **Can you please confirm that the new POD for right 73-33 will be shared with rights 73-153A, 73-158 and 73-156A?** These rights also divert from Big Creek in the NWSW QQ of Sec. 12. **Yes, according to IDWR's GIS shapefile for water right pods, this point is shared with the three rights you listed and is described as BGC1A Hamilton Ditch.**

Finally, if you have shapefiles for the rights as proposed by the transfer, could you please send them my way. **Attached.**

Don't hesitate to call me if you'd like to further discuss my questions above.

Thank you,

Alex Dalglish
Water Resource Agent

Phone (208) 287-4913

alex.dalglish@idwr.idaho.gov

Dalgleish, Alex

From: Dalgleish, Alex
Sent: Wednesday, April 22, 2020 10:11 AM
To: 'rbrown@spfwater.com'
Subject: Big Creek Ranch Transfer
Attachments: Big Creek Ranch LLC Transfer.pdf

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