

RECEIVED

NOV 27 2019

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. **83795**WATER RESOURCES
WESTERN REGION**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) V&E Gingerich Properties, LLC, c/o Verlin L. Gingerich, Sole Mgr.

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. (see accompanying Notices of Change in Water Right Ownership)
- ☐ ☒ #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: _____

Rev 07/18 **RECEIVED**

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**WATER RESOURCES
WESTERN REGION**

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

Name of Applicant(s) V&E Gingerich Properties, LLC, c/o Verlin L. Gingerich, Sole Mgr. Phone (208) 845-2872
Mailing address 19285 HWY 51, Mountain Home, ID 83647 Email vgingeri@gmail.com

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☒ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b. (see accompanying Notices of Change in Water Right Ownership)**
- ☐ 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 SPF Water Engineering Phone 208-383-4140
Mailing address 300 E. Mallard Dr., Ste. 350, Boise, ID 83706 Email lgraves@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.

Verlin Gingerich SOLE MGR. PARTNER 11/26/2019
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.O.8?
If yes, ☐ attach an explanation and any supporting documentation labeled as **Part 1A.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 1A.3**.
Applicants would like to (1) reconfigure their irrigation place of use at their "Home Place" north of the Snake River to more accurately reflect current irrigation practices, and (2) transfer and change the pod for 8 acres authorized for irrigation at their "Crane Falls Ranch" south of the river to their "Home Place" north of the river to account for additional acres recently purchased from neighboring property. The 8 acres have been leased to the Water Bank since 2015 under a contract that expires 12/31/2019.

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 ☐ ☒	2-2245B	0.16/40.0	Irrigation	3/1 to 12/1	Snake R. - Columbia R.
☒ ☐	2-2091	4.15/	Irrigation	4/1 to 11/1	Snake R. - Columbia R.
☒ ☐	2-10517	0.58/144	Irrigation	4/1 to 11/1	Snake R. - Columbia R.
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 4.89 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 4.89 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 #
N		NW	SE	NE	30	5S	6E	Elmore	Snake River	Existing Pump Station

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	
5S	6E	29												26			12	0.1	38.1
		32	29	39	26	39	40			19					7.6	0.3			199.9
																L2			
		33						5	2										7
Total Acres (for irrigation use)																			245

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

Existing pump station, pressurized irrigation system.

Measuring device and lockable controlling works are in place.

- b. Who owns the property at the point(s) of diversion? n/a

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

Proposed pod is current pod authorized for rights 2-2091 & 2-10517

- 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:

Acres transferred from right 2-2245B have been banked for the last 5 years and represent pivot corners that will no longer be irrigated. Proposed pou reflects current irrigation practices.

- 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:

Current pump station authorized for 2-2245B and current/proposed pump station authorized for 2-2019 & 2-10517 are shared with several neighboring water users. No other rights are used on the 8 acres to transfer; only 2-2091 & 2-10517 are currently used at the proposed pou.

- g. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- | | | |
|-------------------------------------|-------------------------------------|---|
| ☒ | ☐ | undergone a period of five or more consecutive years of non-use, |
| ☒ | ☐ | currently leased to the Water Supply Bank, |
| ☐ | ☒ | currently used in a mitigation plan limiting the use of water under the right, or |
| ☐ | ☒ | currently enrolled in a Federal set-aside program limiting the use of water under the rights? |

If yes, describe:

Acres proposed for transfer under right 2-2245B have been banked since 2015 under a lease contract that expires 12/31/2019.

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

Current Water Right No.: 2-2091

Current Owner: VERLIN GINGERICH
ELLA GINGERICH

Priority Date: 9/2/1956

Origin: Water Right

Status: Active

Basis: Decreed

Source

SNAKE RIVER

Tributary

COLUMBIA RIVER

Beneficial Use

IRRIGATION

From To

04/01 to 11/01

Diversion Rate

4.15 CFS

Annual Volume

Total Diversion

4.15 CFS

Location of Point(s) of Diversion

SNAKE RIVER

NW1/4SE1/4NE1/4

Sec. 30, Twp 05S, Rge 06E B.M.

ELMORE County

Place of Use

IRRIGATION Within ELMORE County

T05S R06E S29	SESW	30.00	T05S R06E S29	SWSE	17.00
T05S R06E S32	NENE	30.00	T05S R06E S32	NWNE	40.00
T05S R06E S32	SWNE	23.00	T05S R06E S32	SENE	35.00
T05S R06E S32	NENW	24.00	T05S R06E S32	NESE	6.00

Total Acres: 205

Conditions of Approval:

1. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 11/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
2. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
3. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
4. 03A The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

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

Current Water Right No.: 2-2245b

Current Owner: GINGERICH BROTHERS FARMS
Priority Date: 11/22/1963
Origin: Water Right
Status: Water Supply Bank Active
Basis: Decreed

Source

SNAKE RIVER

Tributary

COLUMBIA RIVER

Beneficial Use

IRRIGATION

From To

03/01 to 12/01

Diversion Rate

0.8 CFS

Annual Volume

200 AF

Total Diversion

0.8 CFS

200 AF

Location of Point(s) of Diversion

SNAKE RIVER

L6(NW1/4NW1/4SW1/4)

Sec. 31, Twp 05S, Rge 06E B.M.

OWYHEE County

Place of Use

IRRIGATION Within OWYHEE County

T06S R05E S3

NESW

40.00

Total Acres: 40

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. Rights 2-2156, 2-2245A, 2-2298, 2-2355, 2-2356, 2-2376, 2-7055, 2-7071, 2-7112A, 2-7112B, 2-7182 and 2-7222 are also diverted through the point of diversion described above.

Decreed Date: 9/12/2012

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

Current Water Right No.: 2-10517

Current Owner: VERLIN GINGERICH
ELLA GINGERICH

Priority Date: 8/23/1968

Origin: Water Right

Status: Active

Basis: Decreed

Source

SNAKE RIVER

Tributary

COLUMBIA RIVER

Beneficial Use

IRRIGATION

From To

04/01 to 11/01

Total Diversion

Diversion Rate

0.58 CFS

0.58 CFS

Annual Volume

144 AF

144 AF

Location of Point(s) of Diversion

SNAKE RIVER

ELMORE County

NW1/4SE1/4NE1/4

Sec. 30, Twp 05S, Rge 06E B.M.

Place of Use

IRRIGATION Within ELMORE County

T05S R06E S32

NENW

15.00

T05S R06E S32

SENW

17.00

Total Acres: 32

Conditions of Approval:

1. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
2. 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. 02.
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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.
4. X61 The period of use for the irrigation described for this right may be extended to a beginning date of 3/1 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 11/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 5/11/2009.
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. 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. F06 The following rights are diverted through point(s) of diversion described above: 2-2091, 2-10517, 2-10518.
9. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Decreed Date: 5/11/2009

Instrument # 475031 # pages. 2
ELMORE COUNTY, Idaho
Aug 20, 2019 2:08:52 pm Fee: \$ 15.00
For: VERLIN GINGERICH
SHELLEY ESSL, Recorder
DELLIS, Deputy

QUITCLAIM DEED

FOR VALUE RECEIVED, Made this **2nd day of July, 2019**, between
Timothy D Landis and Melody F Landis, husband and wife as Grantor(s)
and Verlin Gingerich and Ella Gingerich, husband and wife as community property with right of
survivorship as Grantee(s)
whose current address is: 19285 Highway 51, Mountain Home, Idaho 83647
HERINAFTER GRANTOR DOES RELEASE AND FOREVER QUITCLAIM UNTO
GRANTEE, and to their heirs and assigns all right, title and interest in that certain lot, piece or
parcel of land, situate, lying and being in, County of **Elmore**, State of Idaho, particularly
described as follows, to wit:

See Exhibit "A" attached hereto and made a part hereof.

TO HAVE AND TO HOLD, All and singular the said premises, together with the appurtenances,
unto the Grantee(s) and their heirs and assigns forever.

Timothy D. Landis
Melody F. Landis

State of Idaho
County of Elmore ^{August}
On this 15th day of ~~July~~, 2019, before me, the undersigned, a Notary Public, in and for
said State, personally appeared, TIMOTHY D LANDIS AND MELODY F LANDIS, known to
me, and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose
name(s) is(are) subscribed to the within instrument and acknowledged to me that they/he/she
executed the same.

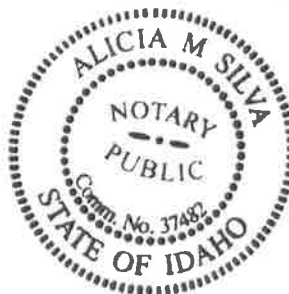
WITNESS MY HAND AND OFFICIAL SEAL

Alicia M Silva

Notary Public

Residing at: Mtn Home ID

Commission Expires: 2-5-2020



Instrument # 475030 # Pages: 2
ELMORE COUNTY, Idaho
Aug 20, 2019 2:08:51 pm Fee: \$ 15.00
For: VERLIN GINGERICH
SHELLEY ESSL, Recorder
DELLIS, Deputy

QUITCLAIM DEED

FOR VALUE RECEIVED, Made this **2nd day of July, 2019**, between
Timothy D Landis and Melody F Landis, husband and wife as Grantor(s)
and Verlin Gingerich and Ella Gingerich, husband and wife as community property with right of
survivorship as Grantee(s)
whose current address is: 19285 Highway 51, Mountain Home, Idaho 83647
HERINAFTER GRANTOR DOES RELEASE AND FOREVER QUITCLAIM UNTO
GRANTEE, and to their heirs and assigns all right, title and interest in that certain lot, piece or
parcel of land, situate, lying and being in, County of **Elmore**, State of Idaho, particularly
described as follows, to wit:

See Exhibit "A" attached hereto and made a part hereof.

TO HAVE AND TO HOLD, All and singular the said premises, together with the appurtenances,
unto the Grantee(s) and their heirs and assigns forever.

Timothy D. Landis
Melody F. Landis

State of Idaho
County of Elmore August
On this 15th day of July, 2019, before me, the undersigned, a Notary Public, in and for
said State, personally appeared, TIMOTHY D LANDIS AND MELODY F LANDIS, known to
me, and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose
name(s) is/are subscribed to the within instrument and acknowledged to me that they/he/she
executed the same.

WITNESS MY HAND AND OFFICIAL SEAL

Alicia M Silva

Notary Public

Residing at: Mtn Home ID

Commission Expires: 2-5-2020



PROPERTY DESCRIPTION

FOR

VERLIN GINGERICH

A parcel of land lying in Section 33, Township 5 South, Range 6 East, Boise Meridian, Elmore County, Idaho, said parcel being more particularly described as follows:

Commencing at the Section Corner common to Sections 33, 32, 29 and 28, also being the POINT OF BEGINNING.

Thence N. $89^{\circ}15'30''$ E. 100.00 feet along the North line of said Section 33 to a $5/8''$ iron pin;

Thence S. $00^{\circ}41'51''$ E. 266.05 feet to a $5/8''$ iron pin;

Thence S. $32^{\circ}08'45''$ E. 632.77 feet to a $5/8''$ iron pin;

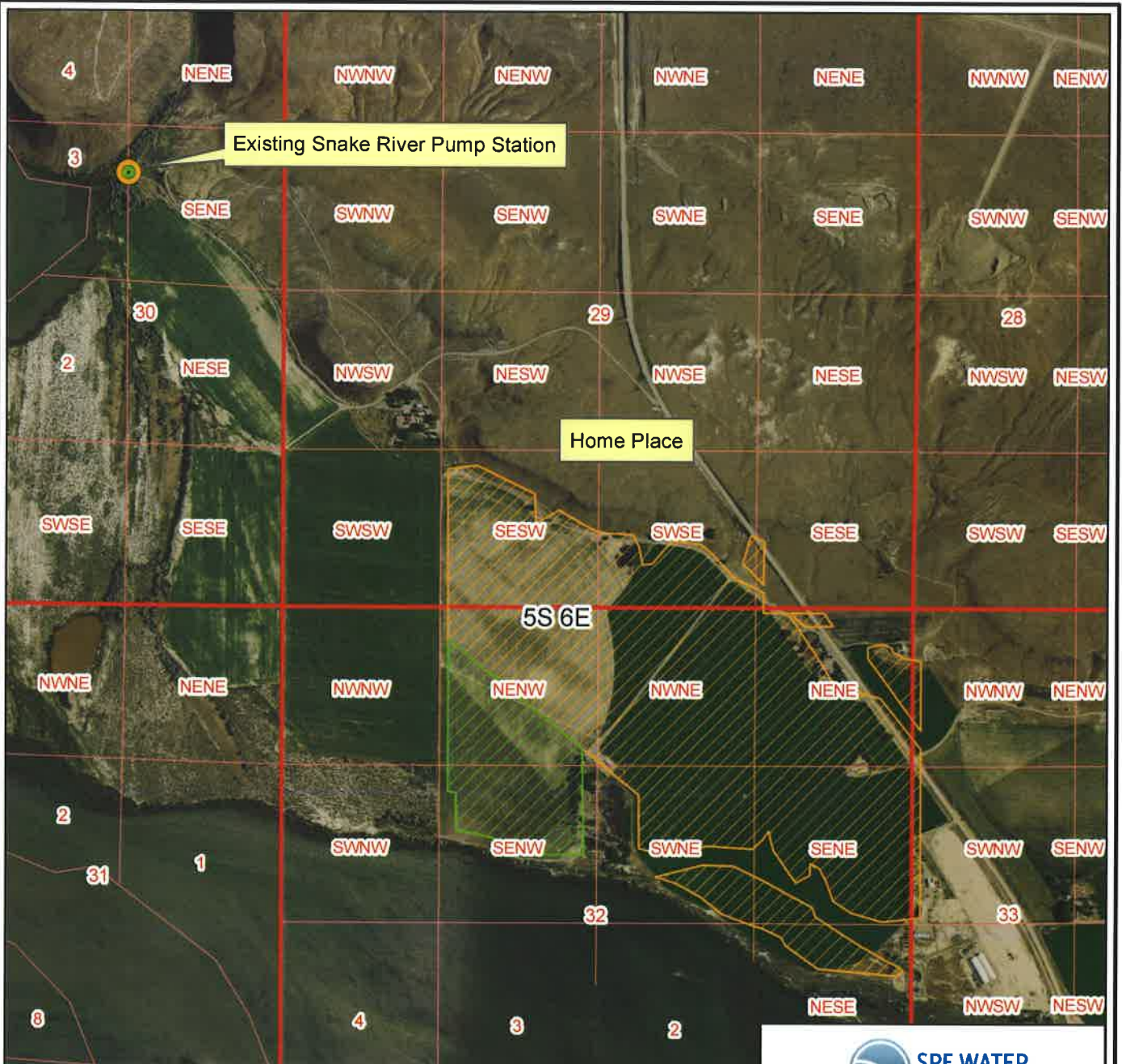
Thence S. $22^{\circ}51'11''$ W. 248.10 feet to a $5/8''$ iron pin;

Thence S. $54^{\circ}16'19''$ W. 324.21 feet to a $5/8''$ iron pin;

Thence along the northeasterly ROW of Highway 51, N. $36^{\circ}37'46''$ W. 134.71 feet to a $5/8''$ iron pin;

Thence N. $00^{\circ}00'00''$ E. 1110.34 feet along the west line of said Section 33 to the POINT OF BEGINNING.

Said parcel contains 5.74 acres, more or less, and is subject to all existing easements and right-of-ways of record or implied.



Legend

Current Places of Use - 237 acres

Water Right

-  2-2091
-  2-10517

Current Point of Diversion

Water Right

-  2-2091
-  2-10517



300 East Mallard Drive, Suite 350
Boise, Idaho 83706
Tel (208) 383-4140 Fax (208) 383-4156

Attachment 7A1

Gingerich Home Place

DATE: 11/20/2019

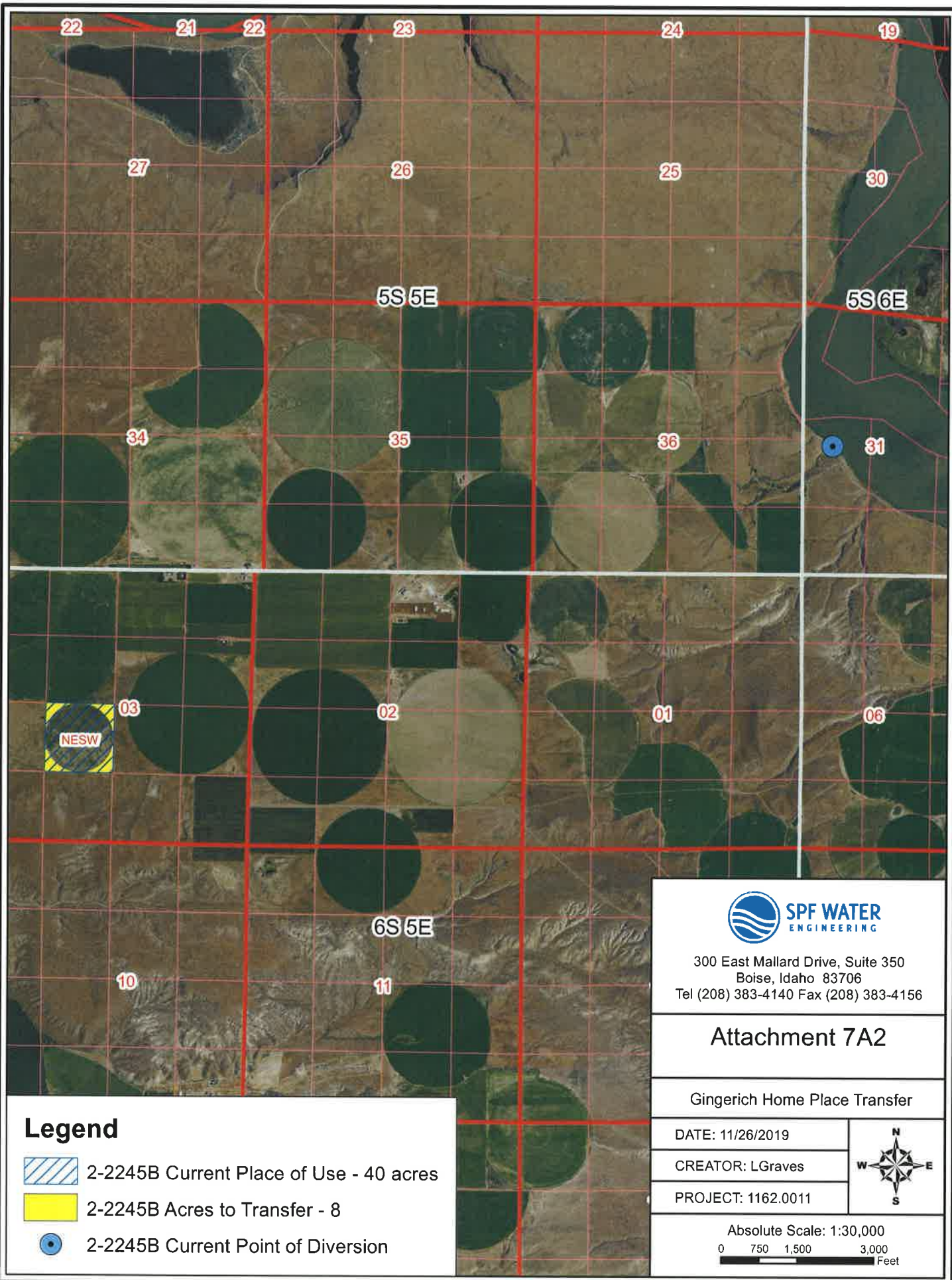
CREATOR: LGraves

PROJECT: 1162.0011



Absolute Scale: 1:15,000

0 375 750 1,500
Feet



Legend

-  2-2245B Current Place of Use - 40 acres
-  2-2245B Acres to Transfer - 8
-  2-2245B Current Point of Diversion



300 East Mallard Drive, Suite 350
Boise, Idaho 83706
Tel (208) 383-4140 Fax (208) 383-4156

Attachment 7A2

Gingerich Home Place Transfer

DATE: 11/26/2019

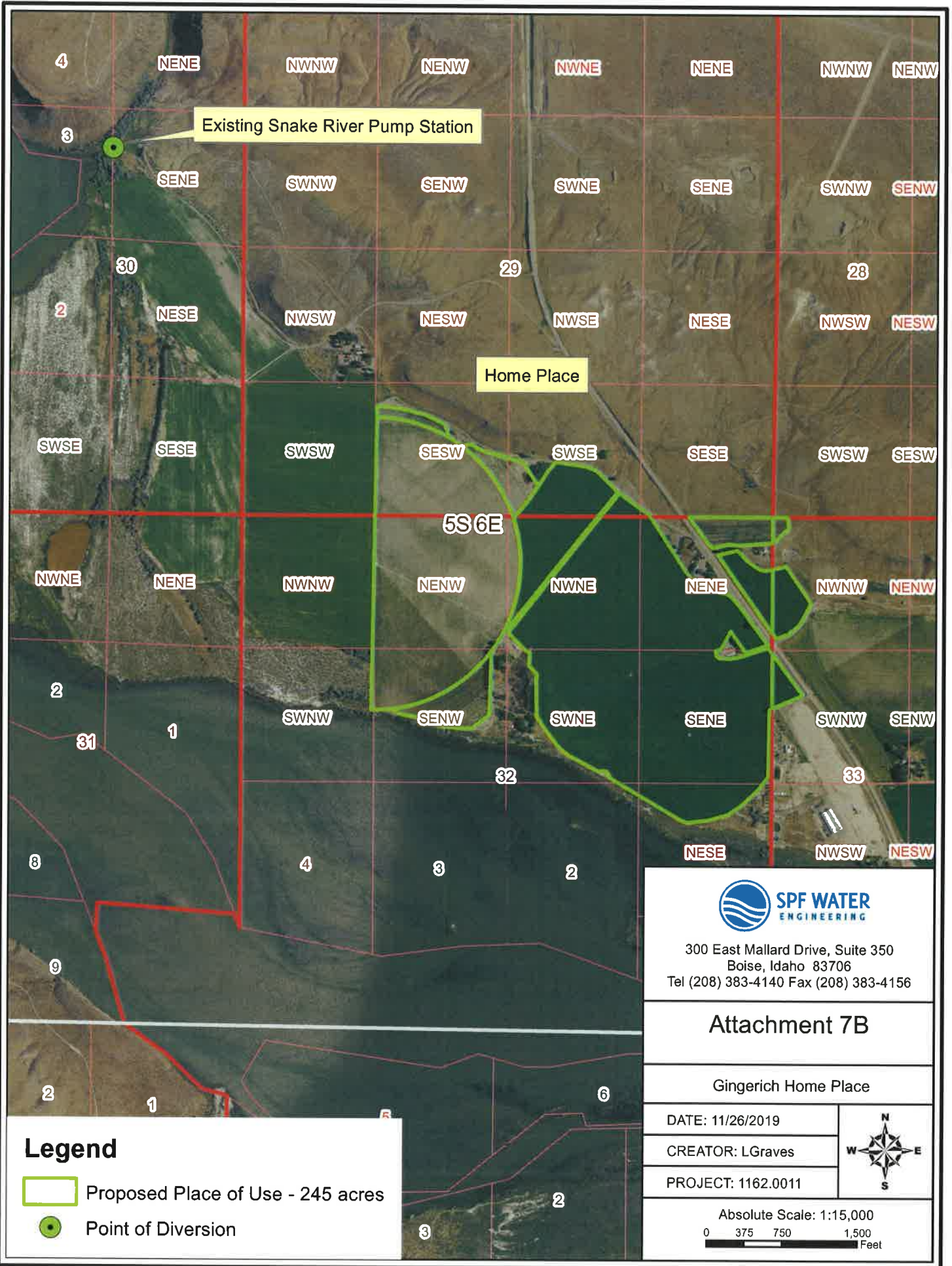
CREATOR: LGraves

PROJECT: 1162.0011



Absolute Scale: 1:30,000

0 750 1,500 3,000
Feet



Legend

-  Proposed Place of Use - 245 acres
-  Point of Diversion



300 East Mallard Drive, Suite 350
Boise, Idaho 83706
Tel (208) 383-4140 Fax (208) 383-4156

Attachment 7B

Gingerich Home Place

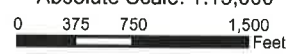
DATE: 11/26/2019

CREATOR: LGraves

PROJECT: 1162.0011



Absolute Scale: 1:15,000



Thorneycroft, Kensie

From: Thorneycroft, Kensie
Sent: Thursday, January 30, 2020 3:04 PM
To: Whitney, Rob
Subject: Application for Transfer No. 83795
Attachments: TR 83795.pdf; Watermaster Recommendation Form.docx

January 30, 2020

ROB WHITNEY
WATER DISTRICT #02
322 E FRONT ST
PO BOX 83720
BOISE, ID 83720-0098

RE: Application for Transfer No. 83795

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. A copy of the application is enclosed with this email for your reference. Please review the application, complete the attached recommendation form, and submit your reply, if any, to this office by **February 24, 2020**.

IDWR will assume you do not object to this application if a timely response is not received. Please contact me if you have any questions in this matter. Thank you for your help.

Sincerely,

Kensie Thorneycroft
Administrative Assistant 1
Idaho Dept. of Water Resources
208-334-2190



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 W AIRPORT WAY • BOISE, ID 83705-5082

Phone: (208)334-2190 • Fax: (208)334-2348 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

January 29, 2020

ELLA GINGERICH
19285 HWY 51
MOUNTAIN HOME, ID 83647

RE: Transfer No. 83795
Water Right No(s). 2-10517, 2-2091, 2-2245B

Dear Applicant:

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 MOUNTAIN HOME NEWS on 2/5/2020 and 2/12/2020. 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,


Kensie Thorneycroft
Administrative Assistant

Thorneycroft, Kensie

From: Thorneycroft, Kensie
Sent: Wednesday, January 29, 2020 3:38 PM
To: 'legaldept@mountainhomenews.com'
Subject: Elmore Legal Notice
Attachments: Cover Letter.docx; Legal Notice.docx

Follow Up Flag: Follow up
Flag Status: Completed

Good Morning Legal Clerk,

I am sending you the new legal notices, please send confirmation to my email.

Please see the attached ad for publication on 02/05/2020 & 02/12/2020.

Please confirm these are okay to publish as shown.

Kensie Thorneycroft
Administrative Assistant 1
Idaho Dept. of Water Resources
208-334-2190

January 28, 2020

LEGAL NOTICE DEPARTMENT

MOUNTAIN HOME NEWS
PO BOX 1330
MOUNTAIN HOME, ID 83647-1330

**RE: Transfer No. 83795,
Water Right No(s): 2-10517, 2-2091, 2-2245B**

Dear Legal Notice Department:

Please publish the enclosed legal notice 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 before 2/24/2020. Your cooperation is appreciated.

Sincerely,

Kensie Thorneycroft
Administrative Assistant

Enclosure(s)

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

79-14272

WHITEBIRD CEMETERY DISTRICT

PO BOX 46

WHITE BIRD, ID 83554-0046

Point of Diversion L5(SWNE) S27 T28N R01E IDAHO County Source SALMON RIVER Tributary SNAKE RIVER

Use: IRRIGATION 03/15 to 10/31 0.06 CFS

Total Diversion: 0.06 CFS

Date Filed: 6/3/2019

Place Of Use: IRRIGATION

T28N R01E S22 NESE NWSE SWSE SESE

Total Acres: 3

The water proposed in this application will benefit from the subordinated provision because it is for irrigation purposes.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Western Region office at (208) 334-2190; or for a full description of the right(s), please see www.idwr.idaho.gov. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of the application(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 02/24/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 2/6/2020 and 2/13/2020

November 26, 2019

Patrick Kelly
IDWR Western Region Office
2735 Airport Way
Boise, ID 83705

RECEIVED
NOV 27 2019
WATER RESOURCES
WESTERN REGION

Subject: Notice of Change in Water Right Ownership (3)
Application for Transfer
Water Supply Bank Lease Applications (2)

Dear Patrick,

Enclosed on behalf of the Gingerich family are the following:

Notice of Change in Water Right Ownership (4)

- Rudy and Colleen Gingerich wish to change their two water rights into the name of R&C Gingerich Properties LLC. (IDWR filing fee \$50)
- The Gingerich Brothers wish to change the water rights appurtenant to their "River Ranch Farm" and their "Crane Falls Farm" into the name of Gingerich Brothers Land Holdings LLC. A notice is being submitted for each farm. Note, eight acres of water right 2-2245B appurtenant to the "Crane Falls Farm" is proposed for split and transfer to the "Home Place Farm" on the accompanying transfer application. A split tree has been included for this right. Verlin Gingerich is the managing member for the LLC. (IDWR filing fee \$200 for the River Ranch notice and \$225 for the Crane Falls notice)
- Verlin and Ella Gingerich wish to change the water rights appurtenant to their "Home Place Farm" into the name of V&E Gingerich Properties LLC. Verlin Gingerich is the sole manager for the LLC. (IDWR filing fee \$100)

Transfer Application

V&E Gingerich Properties LLC would like to reconfigure the irrigation place of use for two water rights appurtenant to their "Home Place Farm" to more accurately reflect current irrigation practices. To account for additional acres recently purchased from the neighbor, they also propose transfer of eight acres of Snake River water appurtenant to their "Crane Falls Farm" west of the Snake River to the "Home Place Farm". Quitclaim deeds for the recently purchased property are attached to the transfer application. (IDWR filing fee \$820)

Water Bank Lease Applications

Gingerich Brothers Land Holdings LLC wish renew their leases for portions of water rights 2-2356 and 2-7071 for another 5 years. The current leases are set to expire 12/31/2019. These rights are appurtenant to their "Crane Falls Farm". Gingerich Brothers have an agreement with Frank and Cindy Bachman allowing them to rent a portion of the leased water. A rental authorization is included with each lease application. Frank and Cindy Bachman's rental request is forthcoming. (IDWR filing fee \$500)

Check No. 2003 for \$1,895 is enclosed for the filing fee. Thank you very much for your consideration and assistance in this matter. Please call me if you have any questions.

Sincerely,

A handwritten signature in blue ink that reads "Lori Graves".

Lori Graves
Water Rights Specialist

Cc: Verlin Gingerich

Enclosures

SPF file number: 1162.0011