

STATE 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 www.idwr.idaho.gov.

Name of Applicant(s) _____

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 www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm.
- ☐ ☒ #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

801 870-7157

Name of Applicant(s) Lucky Two Ranch LLC Phone 801 870-6675
Mailing address P.O. Box 858, Farmington, UT 84025 Email allenranch@outlook.com

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it Attachment #1.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it Attachment #2a.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it Attachment #2b.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it Attachment #3.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☒ No Representative

Name of Representative David Allen Phone 801 870-6675
Mailing address P.O. Box 858 Farmington, UT 84025 Email allenranch@outlook.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]
Signature of Applicant or Authorized Representative

[Signature]
Signature of Applicant or Authorized Representative

A. Jake Allen 10/30/19
Print Name and Title if applicable Date

Ross D. Allen 10/30/19
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 _____
 - 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.2.
- Sold to Lish's all but 0.18 cfs of water right 29-4328 along with ground. Kept 0.18 cfs but need to move it to another location for use and diversion point. New location is just on the side (East) of 1-15.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

801 870-7657

Name of Applicant(s) Lucky Two Ranch LLC Phone 801 870-0075
Mailing address P.O. Box 858, Farmington, Ut 84025 Email allenranch@outlook.com

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☒ No Representative

Name of Representative David Allen Phone 801 870-0075
Mailing address P.O. Box 858 Farmington, Ut 84025 Email allenranch@outlook.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

Print Name and Title if applicable

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. 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.2**.
Sold to Lish's all but .18 cfs of water right 29-4328 along with ground,
Kept .18 cfs but land need to move it to another location for use and
diversion point. New location is just on the side (East) of 1-15.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 Continued

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

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☐ ☒	29-4328	0.18	Irrigation	4/1 to 10/31	Spring to Sinks
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 0.18 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 0.18 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 #
Y		NE	SE	SE	30	10S	37E	Bannock	Spring to Sinks	

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	
10S	37E	29										4	3.5						7.5
10S	37E	30																1.5	1.5
Total Acres (for irrigation use)																			9

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:

P18 Driven 4" pump with in line measuring device, above ground mainline, 12 sticks of Handline, nozzled @ 3/16 nozzles

- b. Who owns the property at the point(s) of diversion? Lucky Two Ranch LLC

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

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: See attached Deed

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:

9 acres of land from the current place of use will be drilled up.

- 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:

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

Yes No

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

If yes, describe:

Water Right Report

10/30/2019

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 29-4328

Owner Type Name and Address

Current Owner LUCKY TWO RANCH LLC
PO BOX 858
FARMINGTON, UT 84025
(801)870-7157

Original Owner ERVIN E GILBERT
17535 S OLD HWY 91
DOWNEY, ID 83234
2088975707

Priority Date: 04/01/1934

Basis: Decreed

Status: Active

Source Tributary

SPRINGS SINKS

Beneficial Use From To Diversion Rate Volume

IRRIGATION 04/01 10/31 1.38 CFS

Total Diversion 1.38 CFS

Location of Point(s) of Diversion:

SPRINGS NESESE Sec. 30 Township 10S Range 37E BANNOCK County

83763

Place(s) of use:

Place of Use Legal Description: IRRIGATION BANNOCK County

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

10S 37E 30 SENE 21
 NESE 12 NWSE 20 SWSE 12 SESE 4

Total Acres: 69

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. STOCKWATER, 200 CATTLE
3. USE OF THIS RIGHT IS COMBINED WITH WATER FROM PORTNEUF MARSH VALLEY CANAL CO.

Dates:

Licensed Date:

Decreed Date: 03/22/2004

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

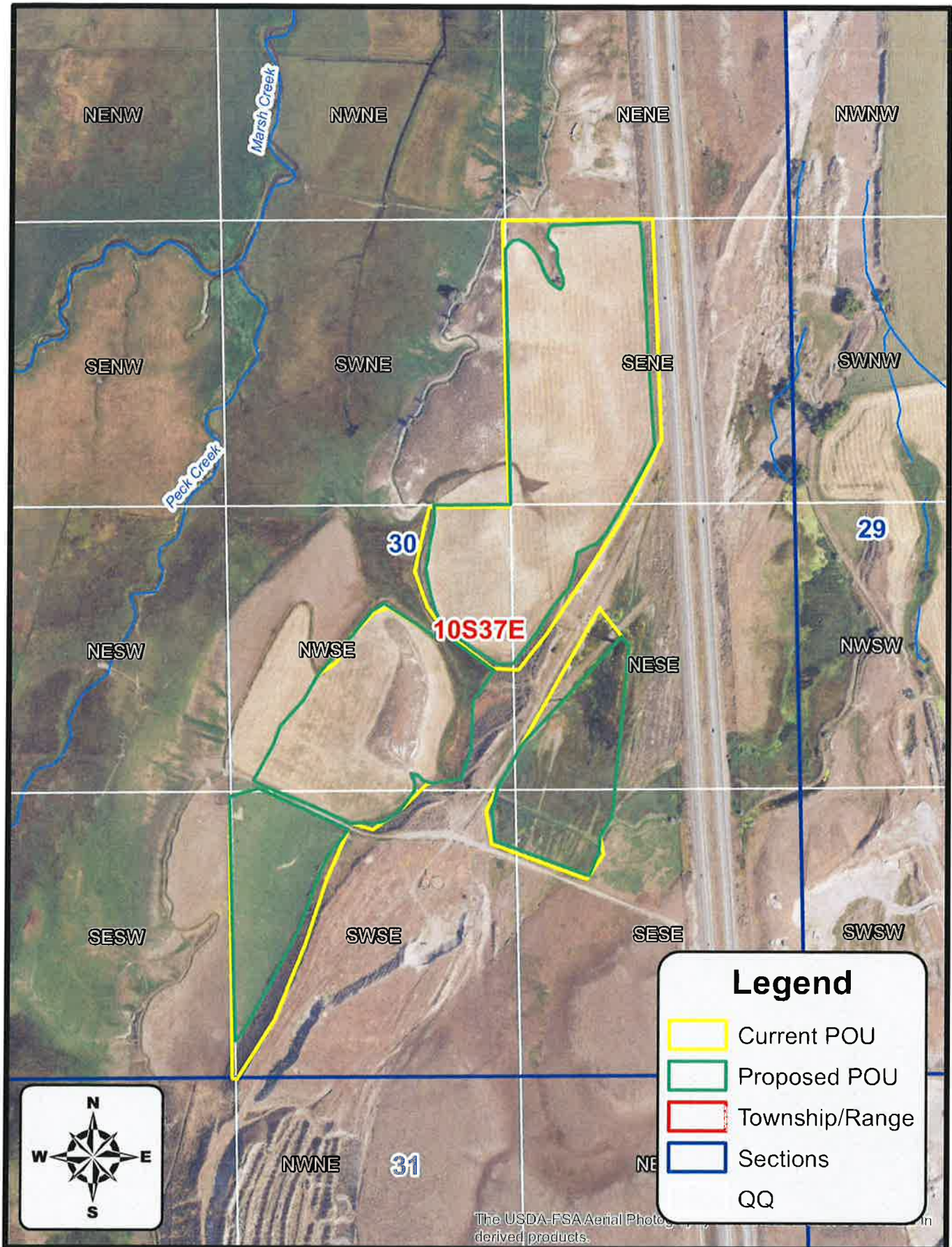
State or Federal: S

Owner Name Connector:

Water District Number: 29H

83763

Application for Transfer: Part 2B Map



$\frac{1}{2}$

8 3 7 6 3

Attachment #7A
Untitled Map 7A

Write a description for your map.

Legend

 Water Transfer

ABOVE GROUND MAINLINE

PUMP

TRACTOR
w/ ETO

NWSW 1/4 1/4

Section 29

83763

9 acres Total

SWSW
1/4 1/4

SESE 1/4 1/4
Section 30



Attachment #7b
Untitled Map 7b

Write a description for your map.

Legend

 Water Transfer

NWSW 1/4 1/4

Section 29

9 acres Total

1.36

3.67

SWSW
1/4 1/4

SESE 1/4 1/4
Section 30



600 ft

LUCKY TWO RANCH, LLC

[Update this Business](#)**Entity Number:** 8993107-0160**Company Type:** LLC - Domestic**Address:** 350 N MAIN ST Farmington, UT 84025**State of Origin:****Registered Agent:** ROSS DAVIDSON ALLEN**Registered Agent Address:**

350 N MAIN ST

Farmington, UT 84025

[View Management Team](#)**Status:** [Active](#)[Purchase Certificate of Existence](#)**Status:** Active  as of 04/26/2016**Renew By:** 03/31/2020**Status Description:** Current

The "Current" status represents that a renewal has been filed, within the most recent renewal period, with the Division of Corporations and Commercial Code.

Employment Verification: Not Registered with Verify Utah[History](#)[View Filed Documents](#)**Registration Date:** 03/26/2014**Last Renewed:** 03/07/2019[Additional Information](#)**NAICS Code:** 9999 **NAICS Title:** 9999-Nonclassifiable Establishment<< [Back to Search Results](#)Search by: **Business Name:**

Attachment #

Alanson Jake Allen - member, Lucky Two Ranch LLC
~~1857 W. Hollybrook Way~~ 560 Cherry Lane
Fruit Heights, UT 84037
801 870-7157

Ross Davidson Allen - member, Lucky Two Ranch LLC
82 West 250 South
Kaysville, Ut 84037
801 864-1891

First American Title - Pocatello

21715429

2017 Oct 18 PM 04:31:00

Electronically Recorded by Simplifile

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
223 North 15th Avenue
Pocatello, ID 83201

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **650432-P (sw)**

Date: **September 29, 2017**

For Value Received, **Lucky Two Ranch LLC**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Marsha L. Lish, a married woman as her sole and separate property**, hereinafter called the Grantee, whose current address is **15292 S. Marsh Valley Rd., Arimo, ID 83234**, the following described premises, situated in **Bannock County, Idaho**, to-wit:

**TOGETHER WITH 1.2 CFS OF IDWR PERMIT 29-04328 EXCEPT .18 CFS
RETAINED BY SELLER
AND
EXCEPTING 35% OWNERSHIP INTEREST IN THE GRAVEL CONTAINED
IN THE ATTACHED LEGAL DESCRIPTION. Gravel interest not
assignable to another party.**

See attached Exhibit "A"

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Lucky Two Ranch LLC

X By: Ross Davidson Allen
 Name: Ross Davidson Allen
 Title: Member

X By: Alanson Jake Allen
 Name: Alanson Jake Allen
 Title: Member

X STATE OF Utah)
)
 COUNTY OF Salt Lake)

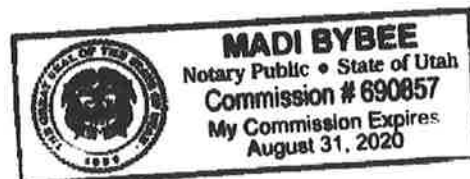
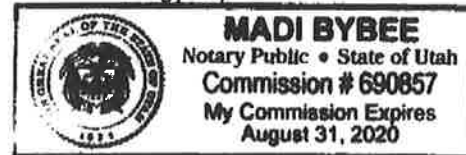
On this 17 day of October, 2017, before me, a Notary Public in and for said State, personally appeared **Ross Davidson Allen**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **Lucky Two Ranch LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that he executed the same in said Limited Liability Company's name.

Madi Bybee
 Notary Public of Utah
 Residing at: Salt Lake
 Commission Expires: 8/31/2020

X STATE OF Utah)
)
 COUNTY OF Salt Lake)

On this 17 day of October, 2017, before me, a Notary Public in and for said State, personally appeared **Alanson Jake Allen**, known or identified to me to be the person whose name is subscribed to the within Instrument as one of the Managers/Members of the **Lucky Two Ranch, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that he executed the same in said Limited Liability Company's name.

Madi Bybee
 Notary Public of Utah
 Residing at: Salt Lake
 Commission Expires: 8/31/2020



Date: October 12, 2017

File No.: 650432-P (sw)

EXHIBIT 'A'

LEGAL DESCRIPTION:

PARCEL 1:

A PARCEL OF LAND LOCATED IN SECTION 30, TOWNSHIP 10 SOUTH, RANGE 37 EAST, B.M., BANNOCK COUNTY, IDAHO. IT IS GENERALLY DESCRIBED AS ALL THAT PORTION OF THE SE $\frac{1}{4}$ NE $\frac{1}{4}$ AND THE SE $\frac{1}{4}$ OF SECTION 30 AND EXCEPTING FINK ROAD THAT LIES WEST OF I-15. IT IS A PORTION OF INSTRUMENT NO. 21506983 AND IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NE CORNER OF SECTION 30, THENCE S. 0°03'29" E. ALONG THE EAST LINE OF SECTION 30 A DISTANCE OF 1324.45 TO THE NORTH 1/16 LINE OF SECTION 30; THENCE ALONG SAID NORTH 1/16 LINE N. 89°21'30" W. A DISTANCE OF 494.41 FEET TO THE WESTERLY RIGHT OF WAY LINE OF I-15 AND THE TRUE POINT OF BEGINNING; THENCE CONTINUING ALONG 1/16 LINE N. 89°21'30" W. A DISTANCE OF 627.97 FEET TO THE EAST 1/16 LINE OF SECTION 30; THENCE S. 0°05'45" E. ALONG EAST 1/16 LINE A DISTANCE OF 1325.86 FEET TO THE LATITUDINAL CENTERLINE OF SECTION 30; THENCE N. 89°25'55" W. ALONG THE LATITUDINAL CENTERLINE A DISTANCE OF 1321.49 FEET TO THE CENTER $\frac{1}{4}$ OF SECTION 30; THENCE S. 0°08'00" E. ALONG THE MERIDIONAL CENTERLINE OF SECTION 30 A DISTANCE OF 2651.02 FEET TO THE SOUTH $\frac{1}{4}$ CORNER OF SECTION 30; THENCE S. 89°29'09" E. ALONG THE SOUTH LINE OF SECTION 30 A DISTANCE OF 2084.33 FEET TO THE WESTERLY RIGHT OF WAY LINE OF THE FRONTAGE ROAD (FINK ROAD); THENCE FOLLOWING THE FRONTAGE ROAD AND FINK ROAD RIGHT OF WAY ON THE NEXT FOUR COURSES - N. 0°38'49" W. A DISTANCE OF 685.26 FEET, THENCE N. 67°12'29" W. A DISTANCE OF 1125.80 FEET, N. 22°47'31" E. A DISTANCE OF 40.00 FEET AND S. 67°12'29" E. A DISTANCE OF 1150.82 FEET TO THE WESTERLY RIGHT OF WAY LINE OF I-15; THENCE N. 02°38'49" W. ALONG RIGHT OF WAY LINE A DISTANCE OF 3267.18 FEET TO THE TRUE POINT OF BEGINNING.

PARCEL 2:

A PARCEL OF LAND LOCATED IN SECTION 31, TOWNSHIP 10 SOUTH, RANGE 37 EAST, B.M., BANNOCK COUNTY, IDAHO, IT IS GENERALLY DESCRIBED AS ALL THAT PORTION OF THE NE $\frac{1}{4}$, NW $\frac{1}{4}$ AND THE SE $\frac{1}{4}$ OF SECTION 31 THAT LIES WEST OF I-15 AND EXCEPTING FINK ROAD INCLUDED IN INSTRUMENT NO. 21506983. IT IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

First American Title Company

File No.: 650432-P (sw)

Date: October 12, 2017

**COMMENCING AT THE N $\frac{1}{4}$ CORNER OF SECTION 31, THE TRUE POINT OF BEGINNING;
THENCE S. 89°29'09" E. ALONG THE NORTH LINE OF SECTION 31 A DISTANCE OF 2084.33
FEET TO THE WESTERLY RIGHT OF WAY LINE OF THE FRONTAGE ROAD (FINK ROAD);
THENCE S. 02°38'49" E. ALONG SAID RIGHT OF WAY LINE A DISTANCE OF 4221.01 FEET;
THENCE WEST A DISTANCE OF 2282.28 FEET TO THE MERIDIONAL CENTERLINE OF SECTION
31; THENCE N. 0°02'09" E. ALONG THE MERIDIONAL CENTERLINE A DISTANCE OF 1585.66
FEET TO THE CENTER $\frac{1}{4}$ CORNER OF SECTION 31; THENCE N. 89°35'49" W. ALONG THE
LATITUDINAL CENTERLINE OF SECTION 31 A DISTANCE OF 500.00 FEET; THENCE N.
13°47'11" E. A DISTANCE OF 841.34 FEET; THENCE N. 0°02'09" E. PARALLEL TO THE
MERIDIONAL CENTERLINE OF SECTION 31 A DISTANCE OF 1831.61 FEET TO THE NORTH
LINE OF SECTION 31; THENCE S. 89°29'09" E. A DISTANCE OF 300.00 FEET TO THE POINT
OF BEGINNING.**

Henman, Christina

From: Henman, Christina
Sent: Thursday, November 21, 2019 3:42 PM
To: STATE JOURNAL (legals@journalnet.com)
Subject: Legal Ads for Idaho State Journal
Attachments: 83763 Idaho State Journal.rtf

Hello,

Please see attached document regarding legal ads for your paper.

Thank You,

Christina Henman
Administrative Assistant
Idaho Dept. of Water Resources, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 497-3793



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls ID 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177

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

BRAD LITTLE
Governor

GARY SPACKMAN
Director

November 20, 2019

LUCKY TWO RANCH LLC
PO BOX 858
FARMINGTON, UT 84025

RE: Transfer No. 83763
Water Right No(s). 29-4328

Dear Applicant(s):

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

A legal notice of the application has been prepared and is scheduled for publication in the IDAHO STATE JOURNAL on 11/28/2019 and 12/5/2019. 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,

A handwritten signature in blue ink, appearing to read 'CH', is written over a horizontal line.

Christina Henman
Administrative Assistant



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls ID 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177

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

BRAD LITTLE
Governor

GARY SPACKMAN
Director

November 20, 2019

Water District 29H
Brad Maddox
437 S 12th Ave
Pocatello, ID 83201

RE: Applications for Transfer 83763

Dear Watermaster:

A copy of the above referenced application is enclosed. 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.

IDWR's regional offices can finish reviewing an unprotested application as soon as the protest period has passed. Your prompt response to this request will ensure that your recommendation can be considered during regional review. 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.

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

Sincerely,

Christina Henman
Administrative Assistant

Enclosure(s)

Nield, Jeff

From: ndale.lish@gmail.com
Sent: Tuesday, November 5, 2019 5:53 AM
To: Nield, Jeff
Subject: Re: Water Right 29-4328 - Maps

Good Morning Jeff,

I reviewed the changes and they are acceptable. I failed to ask you when we spoke if you agreed with the calculation of the 9 acres that Mr. Allen came up with? We purchased the property in October of 2018 which included 1.2 cfs and he retained .18 cfs.

I would like your help with application for transfer and the ownership change.

Thanks Jeff,
Dale

(208) 241-0730

On Nov 4, 2019, at 1:54 PM, Nield, Jeff <Jeff.Nield@idwr.idaho.gov> wrote:

Hi Dale,

I made some of the changes we discussed earlier this morning on the phone. Please see the attached map showing these changes. Once you have had a chance to review the map, let me know if you're okay with the changes.

You'll notice that the map doesn't represent all of the changes we discussed. The only changes I can make in this process is removing the 9 acres from the existing place of use. In order to move those other acres around I would need to initiate an Application for Transfer process for the remaining acres on your land. This can be combined with the Ownership Change process that you talked about initiating as well.

If you have any questions or concerns, please feel free to contact me. I would be happy to help you with the Application for Transfer process to get those acres where you want them.

Thank you,

Jeff Nield

Stream Protection Specialist/Water Resource Agent, Sr.

Idaho Dept. of Water Resources

900 N Skyline Dr, Suite A

Idaho Falls, ID 83402-1718

(208)497-3786

<https://idwr.idaho.gov/>

<image001.png>

From: ndale.lish [<mailto:ndale.lish@gmail.com>]
Sent: Friday, November 1, 2019 2:54 PM
To: Nield, Jeff <Jeff.Nield@idwr.idaho.gov>
Subject: Re: Water Right 29-4328 - Maps

Hi Jeff,

I appreciate your help. I will give you call next week as I have a couple of questions.

Thank you!
Dale

Sent from my Verizon, Samsung Galaxy smartphone

----- Original message -----

From: "Nield, Jeff" <Jeff.Nield@idwr.idaho.gov>
Date: 11/1/19 9:32 AM (GMT-08:00)
To: ndale.lish@gmail.com
Subject: Water Right 29-4328 - Maps

Hi Dale,

Please see the attached documents to see the maps that I've prepared for you to review. Below is a short description of each map:

- "Current Place of Use Map": this map will show you what the current authorized place of use is for water right 29-4328.
- "Proposed Place of Use Map": I drafted this map up to give you an idea of what we can look for when trying to come up with acres. This is just an example and we can certainly come up with some different acres that you might have had in mind. Sometimes it helps to have some background about the land and the farming practices when doing this.
- "Integrated Map": the current place of use and proposed place of use is just overlapping in this map; I made this map just as a reference to give you an idea of what it would look like before and after.

I would be more than happy to take some time to discuss the situation and go over some options. Please feel free to reach out to me if you have any questions or concerns.

Thank you,

Jeff Nield

Stream Protection Specialist/Water Resource Agent, Sr.

Idaho Dept. of Water Resources

900 N Skyline Dr, Suite A

Idaho Falls, ID 83402-1718

(208)497-3786

<https://idwr.idaho.gov/>



<Proposed Place of Use Map.pdf>