

SEP 11 2019

Department of Water Resources
Eastern RegionSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the [Application for Transfer Instructions](#) for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

- ☒ Change diversion point(s) ☐ Add diversion point(s) ☐ Ownership change ☐ Ownership split

1. APPLICANT(S) Brandon Hansen Phone 208-684-0002
 2. MAILING ADDRESS 512 N. 500 E. City FIRTH
 State ID Zip 83236 Email hansen.bt@gmail.com

- ☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.
☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.
☐ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) are required for water right ownership changes; see Item 9 for the [fee schedule](#).

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:

- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. LIST WATER RIGHT NUMBER(S) Split portion from 27-7388

- ☒ Attach a copy of the water right(s) as recorded, available at www.idwr.idaho.gov, *Water Right Transfers, Step 1*, or by contacting any Department office.

4. TOTAL AMOUNT OF WATER transferred is .02 cubic feet per second and/or 4 acre-feet per annum.
 (diversion rate) (storage volume)

5. POINT OF DIVERSION – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

- ☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at www.idwr.idaho.gov, *Water Right Transfers, Online Resources*.

New?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
Y			SE	SE	2	2S	36E	Bingham	Ground Water	

6. 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:

Well to sprinklers

- b. Who owns the property at the point(s) of diversion? Applicant

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

- c. 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 used in a mitigation plan limiting the use of water under the right(s), or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

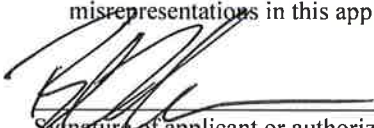
If yes, describe:

- d. Is any portion of the water right(s) proposed to be changed currently leased to the Water Supply Bank? ☐ 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.
(Disregard if these items are on file and ownership has not changed.)

7. **MAP** – ☒ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and ¼ ¼ of section information. The *Map Tool*, available at maps.idwr.idaho.gov/TransferApplicationLayouts/ provides a satisfactory template for creating the required map.

8. **SIGNATURE** – The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.


Signature of applicant or authorized agent

BRANDON HANSEN
Print name and title if applicable

8/18/19
Date

Signature of applicant or authorized agent

Print name and title if applicable

Date

9. **FEE** – ☐ The application filing fee provided in Section 42-221, Idaho Code, must be submitted with the application for transfer. The Application fee is based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The Fee Schedule is available at www.idwr.idaho.gov, *Water Right Transfers, Step 4* and in the Application for Transfer Instructions.

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments.

Received by _____

Fee paid \$200.- Date 9/11/2019

Received by JB

Date 8/18/19 Receipt # E045196 E045314 E045313 E045315

Preliminary review by _____

Date _____

Active in the Water Supply Bank? Yes ☐ No ☐

W-9 received? Yes ☐ No ☐

Name on W-9 _____

W-9 forwarded to fiscal? Yes ☐ No ☐

(Do NOT scan the W-9 – confidential information is held by fiscal only)

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

9/25/2019

Water Right 27-7388

Owner Type **Name**
Current Owner ROY W HANSEN
Priority Date: 3/30/1984
Basis: License
Status: Active

Source **Tributary**
GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.120 CFS	24.0 AF
	<u>Total Diversion</u>		0.120 CFS	24.0 AF

Source and Point(s) of Diversion
GROUND WATER NWSWSE Sec. 2, Twp 02S, Rge 36E, BINGHAM County

Place Of Use
IRRIGATION within BINGHAM County
T02S R36E S2 SESE 6.0
POU Total Acres: 6.0

Conditions of Approval:

1. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
2. 048 The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.

Dates and Other Information

Licensed Date: 12/18/2002
Water District Number: 120
Generic Max Rate Per Acre: 0.020
Generic Max Volume Per Acre: 4.0
Swan Falls Trust or Nontrust: N
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
SEP 11 2019
Department of Water Resources
Eastern Region

Notice of Change in Water Right Ownership

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, [see #6](#) of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
27-7388	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Roy Hansen
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): ☒ Brandon Hansen
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- ☒ 512 N 500 E ☒ Firth ID 83236
Mailing address City State ZIP
- ☒ 208-684-0002 ☒ hansen.bt@gmail.com
Telephone Email
4. If the water rights and/or adjudication claims were split, how did the division occur?
☒ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: 5/8/2018
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed [IRS Form W-9](#) for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed [Lessor Designation](#) form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
7. This form must be signed and submitted with the following **REQUIRED** items:
☐ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☐ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☐ Filing fee (see instructions for further explanation):
 ☐ \$25 per *undivided* water right.
 ☐ \$100 per *split* water right.
 ☐ No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. ☒ Signature:  Title, if applicable: _____ Date: 8/18/19
Signature of new owner/claimant

Signature: _____ Title, if applicable: _____ Date: _____
Signature of new owner/claimant

For IDWR Office Use Only:

Received by: JB Date: 9/11/2019 Receipt No. 4 o/c applications E045312 Receipt Amt. \$ 100.-

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

Name on W-9: _____ Approved by: _____ Processed by: _____ Date: _____

83613

Place of Use Map for Water Right 27-7388 with Parcels Displayed



Instrument # 696637
 BINGHAM COUNTY
 5-8-2018 11:47:31 AM No. of Pages: 1
 Recorded for: 1000 JOHN HANSEN
 PAMELA W. ECKHARDT Fee: 15.00
 Ex-Officio Recorder Deputy

Recording Information Above

WARRANTY DEED

For Value Received, John Hansen and Darlene Hansen, husband and wife, whose address is 490 E. 500 N. Firth, Idaho 83236

hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto Brandon Hansen

whose address is 512 N. 500 E. Firth, Idaho 83236

thereinafter called the Grantee, the following described premises situated in Bingham County, Idaho, to-wit:

Part of the SE ¼ of the SE ¼ of Section 2, Township 2 South, Range 36 East of the Boise Meridian, Bingham County, Idaho, being more particularly described as follows:

Commencing at the Southeast corner of said Section 2; Thence N 00°28'36" W 544.53 feet along the East line of said Section 2 to the POINT OF BEGINNING, said point being the NE corner of Deed Instrument No. 592146; Thence S 44°44'22" W 371.96 feet to the NW corner of said deed; Thence N 00°28'47" W 180.46 feet to the Northerly line of Deed instrument No. 591179; Thence N 44°44'22" E 371.97 feet to the East line of said Section 2; Thence S 00°28'36" E 180.47 feet along said East line to the POINT OF BEGINNING.

Containing 1.09 Acres more or less, and subject to County Road right-of-way along the East side of above described parcel.

TO HAVE AND TO HOLD the said premises, with their 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 they 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.

Dated: 5-8-18

John Hansen
 John Hansen

Darlene Hansen
 Darlene Hansen

State of Idaho)
) ss

County of Bingham)

On this day 8th day of May, 2018, before me a Notary Public in and for said State, personally appeared John Hansen and Darlene Hansen, known or identified to me to be the person(s) whose name(s) are/is subscribed to the within instrument, and acknowledged to me that they/he/she executed the same.

Melissa Goodwin
 Notary Public for Idaho
 Residing at Blackfoot, ID
 My Commission Expires May 8, 2020



696637

WARRANTY DEED

234058

For Value Received

ROY HANSEN, a married man dealing with his separate property, and
~~MARGARET J. HANSEN, his wife~~
 the grantors, do hereby grant, bargain, sell, and convey unto

JOHN HANSEN of Route 1
 Shelley, Idaho 89274
~~Shelley, Idaho 89274~~
 the grantee, the following described premises, to-wit:

A portion of the SE~~1~~SE~~4~~ of Section 2, Township 2 South, Range 36 E.B.M.,
 Bingham County, Idaho, described as:

Beginning at the SE corner of said Section 2, thence N. 10 rods, thence
 W. 16 rods, thence S. 10 rods, thence E. 16 rods to the point of begin-
 ning.

Together with all the tenements, hereditaments and appurtenances includ-
 ing all water and water rights, ditches and ditch rights, and water of
 the Snake River Valley Irrigation District.

Subject to reservations in the United States Patent, existing and recorded
 rights of way and easements, zoning and building ordinances, taxes and
 assessments as pro-rated between the parties hereto.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee,
 his heirs and assigns forever. And the said Grantors do hereby covenant to and
 with the said Grantee, that they are the owners in fee simple of said premises; that said
 premises are free from all incumbrances except as hereinabove set forth and that they will warrant and
 defend the same from all lawful claims whatsoever.

Dated: September 28, 1977

Roy Hansen
 ROY HANSEN

MARGARET J. HANSEN

STATE OF IDAHO, COUNTY OF BINGHAM
 On this 19th day of September, 1977,
 before me, a notary public in and for said State, personally
 appeared

ROY HANSEN and MARGARET
 J. HANSEN, husband and wife

known to me to be the persons who names are
 subscribed to the within instrument, and acknowledged to
 me that they executed the same.

[Signature]
 Notary Public
 Residing at _____, Idaho
 Comm. Expires _____

BINGHAM COUNTY RECORDER
 IN AOKFOOT, IDAHO
 REC'D NO 41. FEE 1.25 DEPT

'78 JAN 20 AM 9 18

234058

RECORDED AT THE REQUEST OF

BINGHAM TITLE & TRUST CO.



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

September 26, 2019

BRANDON HANSEN
512 N 500 E
FIRTH, ID 83236

RE: Transfer No. 83613
Water Right No(s). 27-7388

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 MORNING NEWS on 10/3/2019 and 10/10/2019. 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,

Christina Henman
Administrative Assistant

Henman, Christina

From: Henman, Christina
Sent: Thursday, September 26, 2019 11:52 AM
To: MORNING NEWS (legals@am-news.com)
Subject: Morning News Legal Ads
Attachments: 83613, 83614, 83615, 83616 Morning News (Notice & Cover Letter).doc

Hello,

Please see attached regarding ads to run in 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

September 26, 2019

MAY CONTAIN MORE THAN 1 PAGE

LEGAL NOTICE DEPARTMENT
MORNING NEWS
PO BOX 70
BLACKFOOT, ID 83221-0070

RE: Transfer No. 83613, 83614, 83615, 83616,
Water Right No(s): 27-7388, 27-7388, 27-7388, 27-7388

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 10/21/2019. Your cooperation is appreciated.

Sincerely,

Christina Henman
Administrative Assistant
Department of Water Resources
900 N Skyline Dr Ste A
Idaho Falls ID 83402
208-525-7161
208-525-7177 – fax

PLEASE PUT IN NORMAL COLUMN AND NO BORDERS. THANK YOU.

.....

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 83613

BRANDON HANSEN, 512 N 500 E, FIRTH, ID 83236; has filed Application No. 83613 for changes to the following water rights within BINGHAM County(s): Right No(s). 27-7388. The purpose of the transfer is to change a portion of the above rights as follows: change point of diversion. The point of diversion will be in SESE Sec 2 T2S R36E for 0.02 cfs from ground water. The place of use remains the same.

TRANSFER NO. 83614

TYLER HANSEN, 508 N 500 E, FIRTH, ID 83236; has filed Application No. 83614 for changes to the following water rights within BINGHAM County(s): Right No(s). 27-7388. The purpose of the transfer is to change a portion of the above rights as follows: change point of diversion. The point of diversion will be in SESE Sec 2 T2S R36E for 0.02 cfs from ground water. The place of use remains the same.

TRANSFER NO. 83615

BUCKY WHITE and STEVIKAY WHITE, 496 UTAH RD, FIRTH, ID 83236; has filed Application No. 83615 for changes to the following water rights within BINGHAM County(s): Right No(s). 27-7388. The purpose of the transfer is to change a portion of the above rights as follows: change point of diversion. The point of diversion will be in SESE Sec 2 T2S R36E for 0.03 cfs from ground water. The place of use remains the same.

TRANSFER NO. 83616

DARLENE HANSEN and JOHN W HANSEN, 490 E 500 N, FIRTH, ID 83236; has filed Application No. 83616 for changes to the following water rights within BINGHAM County(s): Right No(s). 27-7388. The purpose of the transfer is to change a portion of the above rights as follows: change point of diversion. The point of diversion will be in SESE Sec 2 T2S R36E for 0.05 cfs from ground water. The place of use remains the same.

To see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. For additional information concerning the property location, contact Eastern Region office at (208) 525-7161. 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, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before 10/21/2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director Published on 10/3/2019 and 10/10/2019

State of Idaho
Department of Water Resources

RECOMMENDATION OF WATERMASTER

Transfer No(s).: 83613

Applicant's Name: Brandon Hansen

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 Comment:

Dated this ____ day of _____, 20____.

Water District No: 120

Watermaster's Signature