

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 82637**

This is to certify that: **WILSON & WILSON CO INC**
PO BOX 33
HAMMETT, ID 83627

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
2-10060	WR/DECREED	9/2/1987	0.690 cfs	115.0 af	23.1	1110.1	SNAKE RIVER
2-2047	WR/DECREED	11/14/1944	10.260 cfs	2565.0 af	513.0	1110.1	SNAKE RIVER
2-2054	WR/DECREED	7/10/1946	3.660 cfs	915.0 af	183.0	1110.1	SNAKE RIVER
2-7272	WR/DECREED	10/23/1978	17.820 cfs	4455.0 af	891.0	1110.1	SNAKE RIVER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
2-10060	NO	NO	YES	NO	NO	NO
2-2047	NO	NO	YES	NO	NO	NO
2-2054	NO	NO	YES	NO	NO	NO
2-7272	NO	NO	YES	NO	NO	NO

Summary Of Water Rights After the Approved Change

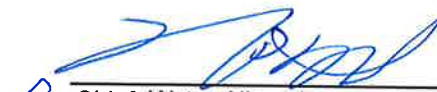
<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
2-10060	2-10060	0.360 cfs	59.2 af	23.1	1098.9	N/A	N/A	N/A	N/A	N/A
2-2047	2-2047	10.260 cfs	2565.0 af	513.0	1098.9	N/A	N/A	N/A	N/A	N/A
2-2054	2-2054	3.660 cfs	915.0 af	183.0	1098.9	N/A	N/A	N/A	N/A	N/A
2-7272	2-7272	17.820 cfs	4455.0 af	891.0	1098.9	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		26.380 cfs	7994.2 af	1098.9	1098.9		N/A	N/A	N/A	N/A

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 22nd day of August, 2019.

SUPPORT DATA

IN FILE # 2-2047



Chief, Water Allocation Bureau

Transfer No. 82637

WATER RIGHT NO. 2-2047**As Modified by Transfer No. 82637**

In accordance with the approval of Transfer No. 82637, Water Right No. 2-2047 is now described as follows:

Right Holder: WILSON & WILSON CO INC
PO BOX 33
HAMMETT, ID 83627

Priority Date: 11/14/1944

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

BENEFICIAL USE

IRRIGATION

From
03/15

To
to 11/15

Diversion Rate

10.260 cfs
10.260 cfs

Diversion Volume

2565.0 af
2565.0 af

LOCATION OF POINT(S) OF DIVERSION

SNAKE RIVER

L6 (SESE)

Sec 36 Twp 05S Rge 06E OWYHEE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	06E	1			38					0.7	37			19	31	41	34	31	231.7
06S	06E	12	39	35	24	40									41	40	40	36	295
06S	06E	13	5.9																5.9
06S	07E	6					2.3		7.1	18	18	16	37						98.4
							L 3		L 5			L 6	L 7						
06S	07E	7						38	28	25	36	40	40	40		16	23		286
								L 1	L 2			L 3	L 4						
06S	07E	18		20			40	39	20	40	22	0.9							181.9
								L 1	L 2			L 3							

Right Acre Limit: 513.0

POU Total Acres: 1098.9

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 513 acres within the authorized place of use in a single irrigation season.
2. Rights 2-2047, 2-2054, 2-7272 and 2-10060 when combined shall not exceed a total diversion rate of 26.38 cfs, a total annual maximum diversion volume of 4,395.6 af at the field headgate, and the irrigation of 1,098.6 acres.
3. 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 place of use.

Transfer No. 82637

WATER RIGHT NO. 2-2047

As Modified by Transfer No. 82637

CONDITIONS OF APPROVAL

4. Use of water under this right may 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.
5. 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. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. Pursuant to Idaho Code § 42-1412(6), 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.

WATER RIGHT NO. 2-2054**As Modified by Transfer No. 82637**

In accordance with the approval of Transfer No. 82637, Water Right No. 2-2054 is now described as follows:

Right Holder: WILSON & WILSON CO INC
PO BOX 33
HAMMETT, ID 83627

Priority Date: 7/10/1946

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

BENEFICIAL USE

IRRIGATION

From

03/15

To

to 11/15

Diversion Rate

3.660 cfs

3.660 cfs

Diversion Volume

915.0 af

915.0 af

LOCATION OF POINT(S) OF DIVERSION

SNAKE RIVER

L6 (SESE)

Sec 36 Twp 05S Rge 06E OWYHEE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	06E	1			38					0.7	37			19	31	41	34	31	231.7
06S	06E	12	39	35	24	40									41	40	40	36	295
06S	06E	13	5.9																5.9
06S	07E	6					2.3		7.1	18	18	16	37						98.4
							L 3		L 5			L 6	L 7						
06S	07E	7						38	28	25	36	40	40	40		16	23		286
								L 1	L 2			L 3	L 4						
06S	07E	18		20			40	39	20	40	22	0.9							181.9
								L 1	L 2			L 3							

Right Acre Limit: 183.0

POU Total Acres: 1098.9

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 183 acres within the authorized place of use in a single irrigation season.
2. Rights 2-2047, 2-2054, 2-7272 and 2-10060 when combined shall not exceed a total diversion rate of 26.38 cfs, a total annual maximum diversion volume of 4,395.6 af at the field headgate, and the irrigation of 1,098.6 acres.
3. 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 place of use.

Transfer No. 82637

WATER RIGHT NO. 2-2054

As Modified by Transfer No. 82637

CONDITIONS OF APPROVAL

4. Use of water under this right may 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.
5. 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. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. Pursuant to Idaho Code § 42-1412(6), 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.

WATER RIGHT NO. 2-7272**As Modified by Transfer No. 82637**

In accordance with the approval of Transfer No. 82637, Water Right No. 2-7272 is now described as follows:

Right Holder: WILSON & WILSON CO INC
PO BOX 33
HAMMETT, ID 83627

Priority Date: 10/23/1978

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

BENEFICIAL USE

IRRIGATION

From

03/15

To

to 11/15

Diversion Rate

17.820 cfs

17.820 cfs

Diversion Volume

4455.0 af

4455.0 af

LOCATION OF POINT(S) OF DIVERSION

SNAKE RIVER

L6 (SESE)

Sec 36 Twp 05S Rge 06E OWYHEE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	06E	1			38					0.7	37			19	31	41	34	31	231.7
06S	06E	12	39	35	24	40									41	40	40	36	295
06S	06E	13	5.9																5.9
06S	07E	6					2.3		7.1	18	18	16	37						98.4
							L 3		L 5			L 6	L 7						
06S	07E	7						38	28	25	36	40	40	40		16	23		286
								L 1	L 2			L 3	L 4						
06S	07E	18		20			40	39	20	40	22	0.9							181.9
							L 1	L 2				L 3							

Right Acre Limit: 891.0

POU Total Acres: 1098.9

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 891 acres within the authorized place of use in a single irrigation season.
2. Rights 2-2047, 2-2054, 2-7272 and 2-10060 when combined shall not exceed a total diversion rate of 26.38 cfs, a total annual maximum diversion volume of 4,395.6 af at the field headgate, and the irrigation of 1,098.6 acres.
3. 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 place of use.

Transfer No. 82637

WATER RIGHT NO. 2-7272

As Modified by Transfer No. 82637

CONDITIONS OF APPROVAL

4. Use of water under this right may 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.
5. 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. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. Pursuant to Idaho Code § 42-1412(6), 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.

WATER RIGHT NO. 2-10060**As Modified by Transfer No. 82637**

In accordance with the approval of Transfer No. 82637, Water Right No. 2-10060 is now described as follows:

Right Holder: WILSON & WILSON CO INC
PO BOX 33
HAMMETT, ID 83627

Priority Date: 9/2/1987

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

BENEFICIAL USE

IRRIGATION

From

03/15

to

To

11/15

Diversion Rate

0.360 cfs

0.360 cfs

Diversion Volume

59.2 af

59.2 af

LOCATION OF POINT(S) OF DIVERSION

SNAKE RIVER

L6 (SESE)

Sec 36 Twp 05S Rge 06E OWYHEE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	06E	1			38					0.7	37			19	31	41	34	31	231.7
06S	06E	12	39	35	24	40									41	40	40	36	295
06S	06E	13	5.9																5.9
06S	07E	6					2.3		7.1	18	18	16	37						98.4
							L 3		L 5			L 6	L 7						
06S	07E	7						38	28	25	36	40	40	40		16	23		286
								L 1	L 2			L 3	L 4						
06S	07E	18		20			40	39	20	40	22	0.9							181.9
								L 1	L 2			L 3							

Right Acre Limit: 11.9

POU Total Acres: 1098.9

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 11.9 acres within the authorized place of use in a single irrigation season.
2. Rights 2-2047, 2-2054, 2-7272 and 2-10060 when combined shall not exceed a total diversion rate of 26.38 cfs, a total annual maximum diversion volume of 4,395.6 af at the field headgate, and the irrigation of 1,098.6 acres.
3. 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 place of use.

Transfer No. 82637

WATER RIGHT NO. 2-10060
As Modified by Transfer No. 82637

CONDITIONS OF APPROVAL

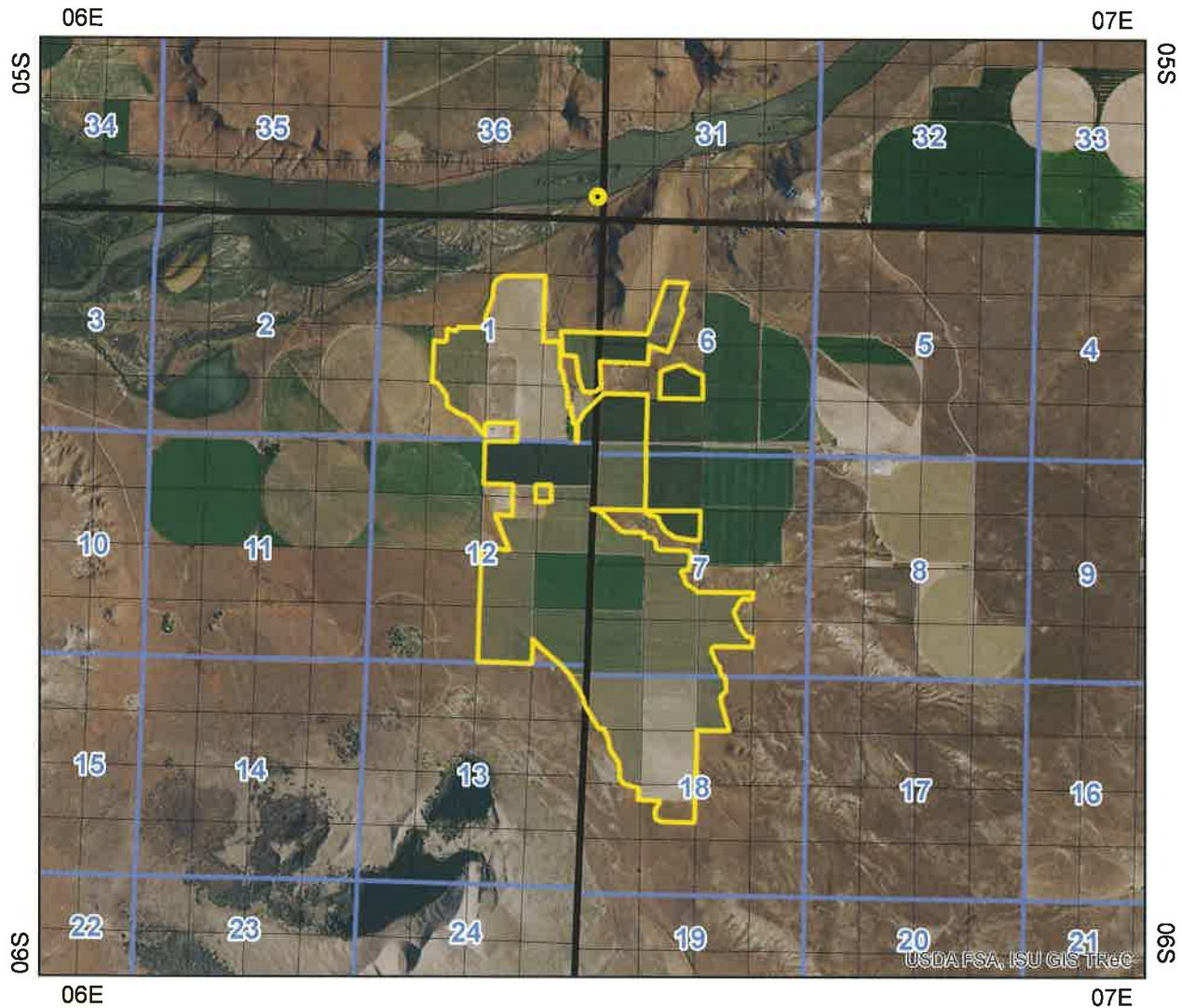
4. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 02.
5. The right holder shall maintain a measuring device 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. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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. Pursuant to Idaho Code § 42-1412(6), 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.

State of Idaho
Department of Water Resources

Attachment to Water Right Transfer 82637

2-2047, 2-2054, 2-7272 and 2-10060

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



- Point of Diversion
- Place of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.5 1 2 Miles



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 82637

RECEIVED

MAY 08 2019

AMENDED

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) WILSON & WILSON CO INC

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

Name of Applicant(s) WILSON & WILSON CO INC Phone 1-208-599-2180

Mailing address PO BOX 33, HAMMETT, ID 83627 Email blueeyes@rtci.net

- ☐ 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 Michael E. Band Phone (208) 342-3658

Mailing address PO Box 1583, Boise, Idaho 83701 Email band@davisoncoppole.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 E. Band, Attorney
Print Name and Title if applicable

5/8/19
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**.
Proposal made in response to IDWR letter dated 4/17/17 (Cherie Palmer) requiring correction to water right(s) POU.
Minor changes to POU proposed to permit irrigation of Applicant's land which is slightly outside current authorized POU. No proposed change to points of diversion and water and diversion and distribution system.

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 ☐ ☒	2-2047	10.26/2565	Irrigation	Mar to Nov	Snake & Columbia
☐ ☒	2-2054	3.66/915	Irrigation	Mar to Nov	Snake & Columbia
☐ ☒	2-7272	17.820/4455	Irrigation	Mar to Nov	Snake & Columbia
☐ ☒	2-10060	0.69/115	Irrigation	Mar to Nov	Snake & Columbia
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 26.65 cfs and/or 8050 acre-feet.

2. Total amount of water proposed to be transferred or changed 133.6 cubic feet per second and/or 133.6 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 #

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	
06S	06E	1			40	0.2					38			25	33	41	34	29	240.2
06S	06E	12	39	34	18	38									41	41	40	38	289
06S	06E	13	5.6																5.6
06S	07E	18		20.4			40	38		20	40.1	12.5	0.5						171.5
06S	07E	6					2		7.4	20	18	20	37.6						105
06S	07E	7						38.4	31	27	38	40	40.4	40		19	25		298.8
Total Acres (for irrigation use)																			1110.1

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:

See attachment 7a.

- 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. 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:

No material change. Minor POU changes to permit to authorize irrigation of land owned by Applicant which is slightly outside current authorized POU. See Attachment #7b.

- 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:

N/A

- 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:

PART 2A REPORT

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

Current Water Right No.: 2-2047

Current Owner: WILSON & WILSON CO INC
Priority Date: 11/14/1944
Origin: Water Right
Status: Active
Basis: Decreed

Source

SNAKE RIVER

Tributary

COLUMBIA RIVER

Beneficial Use

IRRIGATION

From To

03/15 to 11/15

Diversion Rate

10.26 CFS

Annual Volume

2565 AF

Total Diversion

10.26 CFS

2565 AF

Location of Point(s) of Diversion

SNAKE RIVER

L6(SE1/4SE1/4SE1/4)

Sec. 36, Twp 05S, Rge 06E B.M.

OWYHEE County

Place of Use

IRRIGATION Within OWYHEE County

T06S R06E S1		SWNE	38.00	T06S R06E S1		NESW	33.00
T06S R06E S1		SESW	33.00	T06S R06E S1		NESE	33.00
T06S R06E S1		NWSE	40.00	T06S R06E S1		SWSE	40.00
T06S R06E S1		SESE	27.00	T06S R06E S12		NENE	40.00
T06S R06E S12		NWNE	38.40	T06S R06E S12		SWNE	28.10
T06S R06E S12		SENE	39.00	T06S R06E S12		NESE	40.00
T06S R06E S12		NWSE	33.60	T06S R06E S12		SWSE	32.00
T06S R06E S12		SESE	40.00	T06S R06E S13		NENE	5.60
T06S R07E S6	Lot 5	SWNW	6.50	T06S R07E S6		SENE	0.50
T06S R07E S6		NESW	0.70	T06S R07E S6	Lot 6	NWSW	20.00
T06S R07E S6	Lot 7	SWSW	37.60	T06S R07E S7	Lot 1	NWNW	38.40
T06S R07E S7	Lot 2	SWNW	38.90	T06S R07E S7		SENE	27.00
T06S R07E S7		NESW	38.00	T06S R07E S7	Lot 3	NWSW	40.00
T06S R07E S7	Lot 4	SWSW	40.00	T06S R07E S7		SESW	40.00
T06S R07E S7		NWSE	21.70	T06S R07E S7		SWSE	25.90
T06S R07E S18		NWNE	20.40	T06S R07E S18		NENW	40.00
T06S R07E S18	Lot 1	NWNW	38.00	T06S R07E S18	Lot 2	SWNW	29.70
T06S R07E S18		SENE	40.00	T06S R07E S18		NESW	25.60
T06S R07E S18	Lot 3	NWSW	0.50				

Total Acres: 1110.1

Page _____ of _____

Conditions of Approval:

1. K06 This right is limited to the irrigation of 513 acres within the place of use described above in a single irrigation season.
2. F06 The following rights are also diverted through point of diversion described above: 02-02054, 02-07272 & 02-10060.
3. E52 The rights listed below are limited to a total combined diversion rate of 26.65 cfs. Combined Right Nos.: 02-02047, 02-02054, 02-07272 & 02-10060.
4. E56 The rights listed below are limited to the irrigation of a combined total of 1110.1 acres in a single irrigation season. Combined Right Nos.: 02-02047, 02-02054, 02-07272 & 02-10060.
5. 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.
6. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Decreed Date: 6/19/2009

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

Current Water Right No.: 2-2054

Current Owner: WILSON & WILSON CO INC
Priority Date: 7/10/1946
Origin: Water Right
Status: Active
Basis: Decreed

Source

SNAKE RIVER

Tributary

COLUMBIA RIVER

Beneficial Use

IRRIGATION

From To

03/15 to 11/15

Diversion Rate

3.66 CFS

Annual Volume

915 AF

Total Diversion

3.66 CFS

915 AF

Location of Point(s) of Diversion

SNAKE RIVER

L6(SE1/4SE1/4SE1/4)

Sec. 36, Twp 05S, Rge 06E B.M.

OWYHEE County

Place of Use

IRRIGATION Within OWYHEE County

T06S R06E S1		SWNE	38.00	T06S R06E S1		NESW	33.00
T06S R06E S1		SESW	33.00	T06S R06E S1		NESE	33.00
T06S R06E S1		NWSE	40.00	T06S R06E S1		SWSE	40.00
T06S R06E S1		SESE	27.00	T06S R06E S12		NENE	40.00
T06S R06E S12		NWNE	38.40	T06S R06E S12		SWNE	28.10
T06S R06E S12		SENE	39.00	T06S R06E S12		NESE	40.00
T06S R06E S12		NWSE	33.60	T06S R06E S12		SWSE	32.00
T06S R06E S12		SESE	40.00	T06S R06E S13		NENE	5.60
T06S R07E S6	Lot 5	SWNW	6.50	T06S R07E S6		SENW	0.50
T06S R07E S6		NESW	0.70	T06S R07E S6	Lot 6	NWSW	20.00
T06S R07E S6	Lot 7	SWSW	37.60	T06S R07E S7	Lot 1	NWNW	38.40
T06S R07E S7	Lot 2	SWNW	38.90	T06S R07E S7		SENW	27.00
T06S R07E S7		NESW	38.00	T06S R07E S7	Lot 3	NWSW	40.00
T06S R07E S7	Lot 4	SWSW	40.00	T06S R07E S7		SESW	40.00
T06S R07E S7		NWSE	21.70	T06S R07E S7		SWSE	25.90
T06S R07E S18		NWNE	20.40	T06S R07E S18		NENW	40.00
T06S R07E S18	Lot 1	NWNW	38.00	T06S R07E S18	Lot 2	SWNW	29.70
T06S R07E S18		SENW	40.00	T06S R07E S18		NESW	25.60
T06S R07E S18	Lot 3	NWSW	0.50				

Total Acres: 1110.1

Page _____ of _____

Conditions of Approval:

1. E56 The rights listed below are limited to the irrigation of a combined total of 1110.1 acres in a single irrigation season. Combined Right Nos.: 02-02047, 02-02054, 02-07272 & 02-10060.
2. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
3. F06 The following rights are also diverted through point of diversion described above: 02-02047, 02-07272 & 02-10060.
4. E52 The rights listed below are limited to a total combined diversion rate of 26.65 cfs. Combined Right Nos.: 02-02047, 02-02054, 02-07272 & 02-10060.
5. E56 The rights listed below are limited to the irrigation of a combined total of 1110.1 acres in a single irrigation season. Combined Right Nos.: 02-02047, 02-02054, 02-07272 & 02-10060.
6. 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.
7. K06 This right is limited to the irrigation of 183 acres within the place of use described above in a single irrigation season.

Decreed Date: 6/19/2009

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

Current Water Right No.: 2-7272

Current Owner: WILSON & WILSON CO INC
Priority Date: 10/23/1978
Origin: Water Right
Status: Active
Basis: Decreed

Source

SNAKE RIVER

Tributary

COLUMBIA RIVER

Beneficial Use

IRRIGATION

From To

03/15 to 11/15

Diversion Rate

17.82 CFS

Annual Volume

4455 AF

Total Diversion

17.82 CFS

4455 AF

Location of Point(s) of Diversion

SNAKE RIVER

L6(SE1/4SE1/4SE1/4)

Sec. 36, Twp 05S, Rge 06E B.M.

OWYHEE County

Place of Use

IRRIGATION Within OWYHEE County

T06S R06E S1		SWNE	38.00	T06S R06E S1		NESW	33.00
T06S R06E S1		SESW	33.00	T06S R06E S1		NESE	33.00
T06S R06E S1		NWSE	40.00	T06S R06E S1		SWSE	40.00
T06S R06E S1		SESE	27.00	T06S R06E S12		NENE	40.00
T06S R06E S12		NWNE	38.40	T06S R06E S12		SWNE	28.10
T06S R06E S12		SENE	39.00	T06S R06E S12		NESE	40.00
T06S R06E S12		NWSE	33.60	T06S R06E S12		SWSE	32.00
T06S R06E S12		SESE	40.00	T06S R06E S13		NENE	5.60
T06S R07E S6	Lot 5	SWNW	6.50	T06S R07E S6		SENE	0.50
T06S R07E S6		NESW	0.70	T06S R07E S6	Lot 6	NWSW	20.00
T06S R07E S6	Lot 7	SWSW	37.60	T06S R07E S7	Lot 1	NWNW	38.40
T06S R07E S7	Lot 2	SWNW	38.90	T06S R07E S7		SENE	27.00
T06S R07E S7		NESW	38.00	T06S R07E S7	Lot 3	NWSW	40.00
T06S R07E S7	Lot 4	SWSW	40.00	T06S R07E S7		SESW	40.00
T06S R07E S7		NWSE	21.70	T06S R07E S7		SWSE	25.90
T06S R07E S18		NWNE	20.40	T06S R07E S18		NENW	40.00
T06S R07E S18	Lot 1	NWNW	38.00	T06S R07E S18	Lot 2	SWNW	29.70
T06S R07E S18		SENE	40.00	T06S R07E S18		NESW	25.60
T06S R07E S18	Lot 3	NWSW	0.50				

Total Acres: 1110.1

Page _____ of _____

Conditions of Approval:

1. E56 The rights listed below are limited to the irrigation of a combined total of 1110.1 acres in a single irrigation season. Combined Right Nos.: 02-02047, 02-02054, 02-07272, & 02-10060.
2. 031 Water shall not be diverted under this right unless the flow of the Snake River exceeds established downstream minimum stream flows.
3. 016 See remarks for additional conditions of approval.
4. 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.
5. E52 The rights listed below are limited to a total combined diversion rate of 26.65 cfs. Combined Right Nos.: 02-02047, 02-02054, 02-07272 & 02-10060.
6. F06 The following rights are also diverted through point of diversion described above: 02-02047, 02-02054 & 02-10060.
7. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
8. K06 This right is limited to the irrigation of 891 acres within the place of use described above in a single irrigation season.

Decreed Date: 6/19/2009

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

Current Water Right No.: 2-10060

Current Owner: WILSON & WILSON CO INC
Priority Date: 9/2/1987
Origin: Water Right
Status: Active
Basis: Decreed

Source

SNAKE RIVER

Tributary

COLUMBIA RIVER

Beneficial Use

IRRIGATION

From To

03/15 to 11/15

Total Diversion

Diversion Rate

0.69 CFS

0.69 CFS

Annual Volume

115 AF

115 AF

Location of Point(s) of Diversion

SNAKE RIVER

OWYHEE County

L6(SE1/4SE1/4SE1/4)

Sec. 36, Twp 05S, Rge 06E B.M.

Place of Use

IRRIGATION Within OWYHEE County

T06S R06E S1		SWNE	38.00	T06S R06E S1		NESW	33.00
T06S R06E S1		SESW	33.00	T06S R06E S1		NESE	33.00
T06S R06E S1		NWSE	40.00	T06S R06E S1		SWSE	40.00
T06S R06E S1		SESE	27.00	T06S R06E S12		NENE	40.00
T06S R06E S12		NWNE	38.40	T06S R06E S12		SWNE	28.10
T06S R06E S12		SENE	39.00	T06S R06E S12		NESE	40.00
T06S R06E S12		NWSE	33.60	T06S R06E S12		SWSE	32.00
T06S R06E S12		SESE	40.00	T06S R06E S13		NENE	5.60
T06S R07E S6	Lot 5	SWNW	6.50	T06S R07E S6		SENE	0.50
T06S R07E S6		NESW	0.70	T06S R07E S6	Lot 6	NWSW	20.00
T06S R07E S6	Lot 7	SWSW	37.60	T06S R07E S7	Lot 1	NWNW	38.40
T06S R07E S7	Lot 2	SWNW	38.90	T06S R07E S7		SENE	27.00
T06S R07E S7		NESW	38.00	T06S R07E S7	Lot 3	NWSW	40.00
T06S R07E S7	Lot 4	SWSW	40.00	T06S R07E S7		SESW	40.00
T06S R07E S7		NWSE	21.70	T06S R07E S7		SWSE	25.90
T06S R07E S18		NWNE	20.40	T06S R07E S18		NENW	40.00
T06S R07E S18	Lot 1	NWNW	38.00	T06S R07E S18	Lot 2	SWNW	29.70
T06S R07E S18		SENE	40.00	T06S R07E S18		NESW	25.60
T06S R07E S18	Lot 3	NWSW	0.50				

Total Acres: 1110.1

Conditions of Approval:

1. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
2. F06 The following rights are also diverted through point of diversion described above: 02-02047, 02-02054 & 02-07272.
3. E55 Right Nos. 02-07272 and 02-10060 are limited to the irrigation of a combined total of 914 acres in a single irrigation season.
4. K09 This right is for an enlargement of 23.1 acres within the place of use described for this right.
5. 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.
6. C11 This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
7. E52 The rights listed below are limited to a total combined diversion rate of 26.65 cfs. Combined Right Nos.: 02-02047, 02-02054, 02-07272 & 02-10060.
8. E51 Right Nos. 02-07272 and 02-10060 are limited to a total combined diversion rate of 18.86 cfs.
9. K02 This right is based upon an enlargement of Right No. 02-07272 pursuant to Section 42-1426, Idaho Code.
10. E56 The rights listed below are limited to the irrigation of a combined total of 1110.1 acres in a single irrigation season. Combined Right Nos.: 02-02047, 02-02054, 02-07272, & 02-10060.

Decreed Date: 6/19/2009

ATTACHMENT 4

NOTICE OF LEGAL REPRESENTATION

To Whom It May Concern:

Please accept this letter as confirmation that Terry C. Copple and Michael E. Band, of the firm Davison, Copple, Copple & Copple, LLP of Boise, Idaho, are the attorneys for Wilson & Wilson Co. Inc. ("Wilson") and are authorized to represent Wilson, to receive and participate in all correspondence, information, records, and documentation necessary to effect said representation, and to sign the Application for Transfer of Water Right to which this notice is attached on behalf of Wilson and all other documents incident to such application.

DATED this 7th day of June, 2018.

Sincerely,

WILSON & WILSON CO. INC.

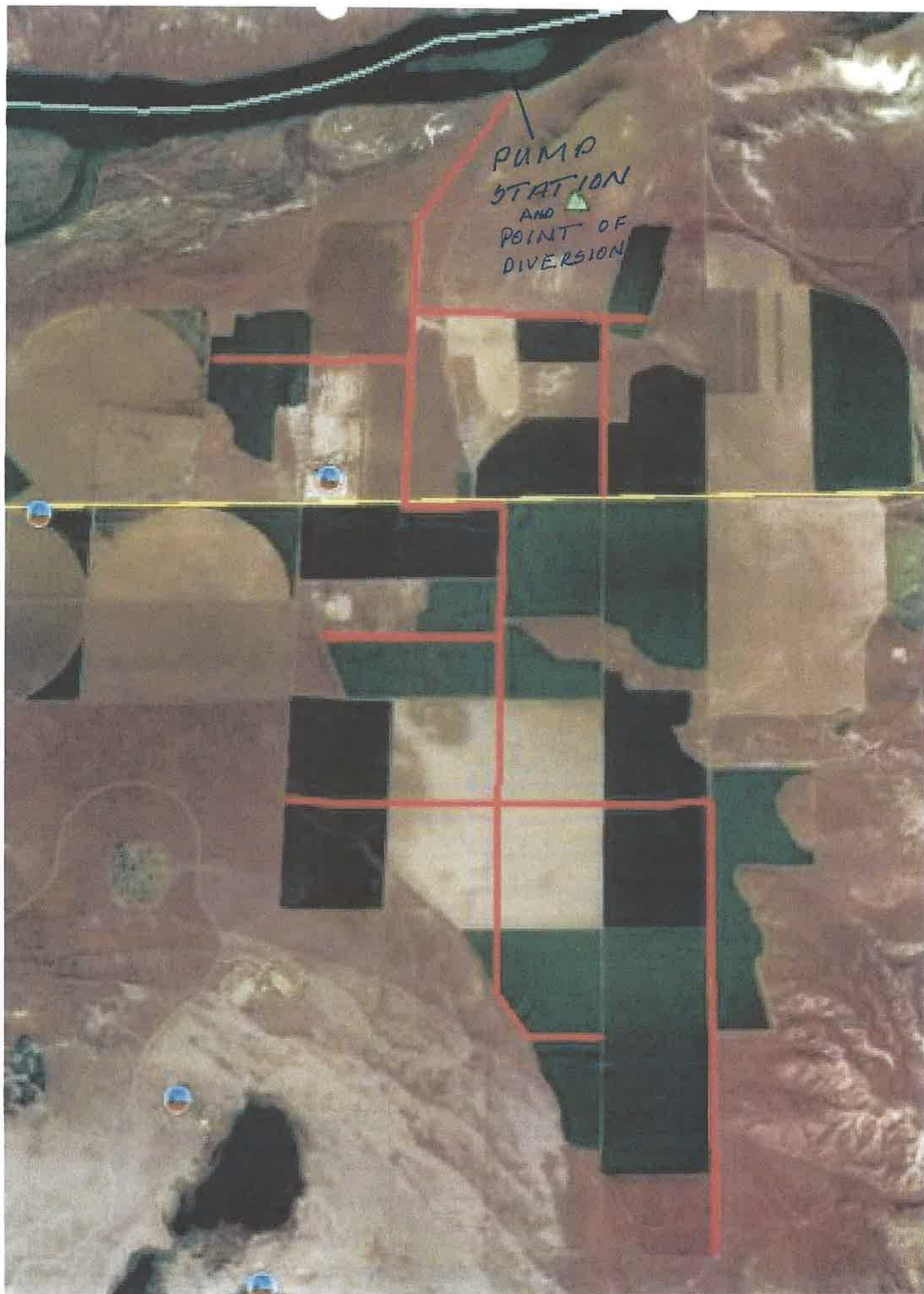

Ann Wilson, President

ATTACHMENT 7a

WILSON & WILSON CO.
EAGLE COVE

Attached please find:

- #1 map of Eagle Cove farm showing the pump station and the Point of Diversion. The red lines indicate the mainline pipe that allows water to be distributed to the entire farm.
- #2 Description of the Eagle Cove Diversion, Pump Station and Flow meter that is currently in use.



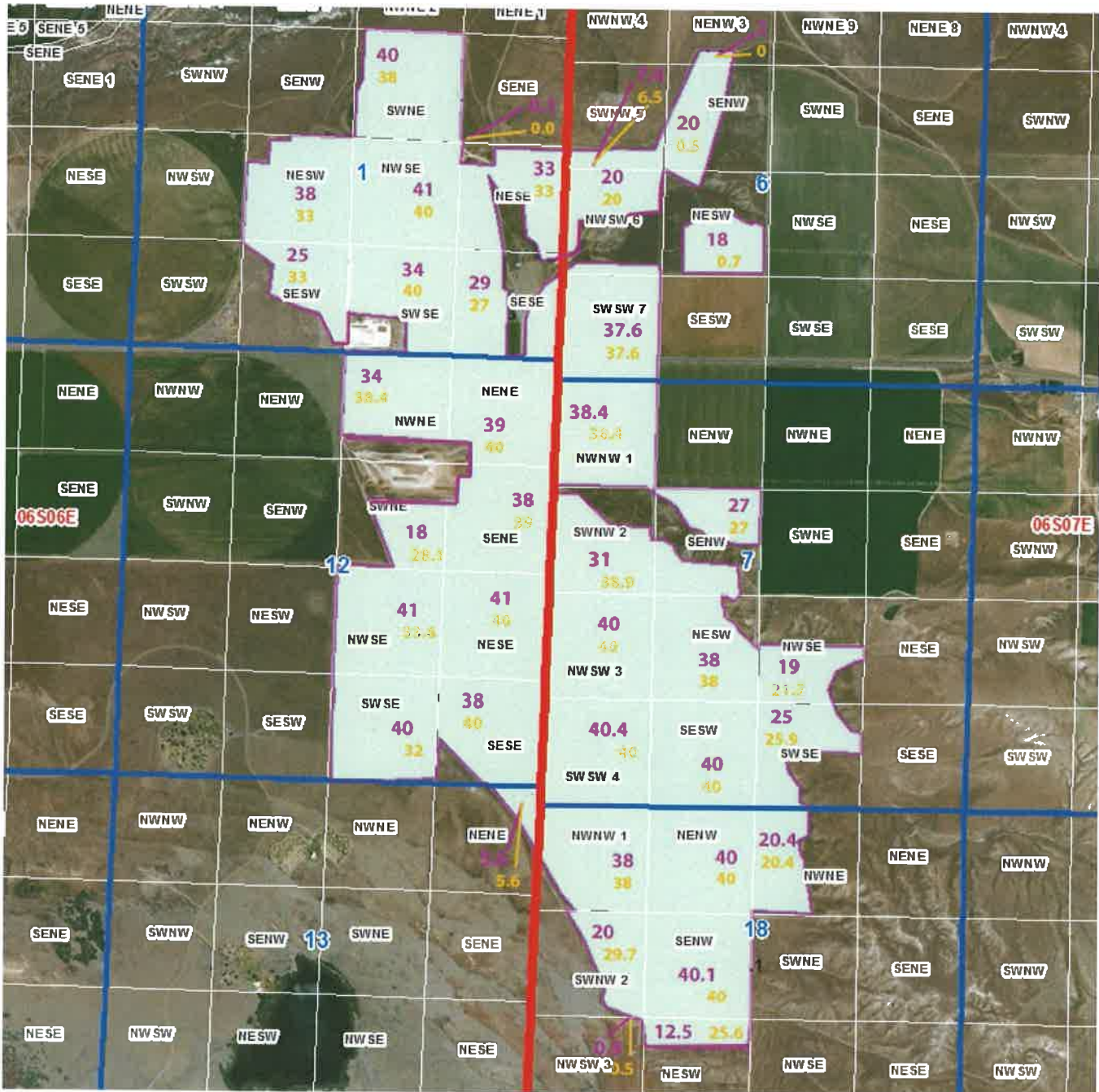
EAGLE COVE DIVERSION

- Part of Water District 02 (Rob Whitney - WD02 Water Master)
- Active Water Right at POD (Point of Diversion): 2-2047, 2-2054, 2-7272, 2-10060
- Telemetered Diversion
- Measurement Location is at POD on the Snake River
- Metal Tag #: A0008027
- Site ID (HUC) #: 13157310
- Flow Meter: Fuji Time Delta-C ultrasonic flow meter (Clamp-on transducers in a "Z" pattern)
- Flow Meter Units: ac-ft / gpm
- Flow Meter Serial #: N4k1781T
- Fuji Flow Meter is an approved meter as listed on IDWR's Approved Flow Meters List and has been installed per IDWR specifications as inspected by the WD02 Water Master.
- Fuji Flow Meter installed on horizontal pipe. Transducer Type #: FSG-31/FSG-41 (1MHz transducers).
- Pipe dimensions at measurement location are 26.00" OD (outside diameter) with a wall thickness of 0.250"
- 4 main vertical pump motors at POD (200HP and 3 - 400HP motors 1,400 HP). No VFD at POD. Measurement point is located at POD on pipe in CMP can adjacent to telemetry station.

ATTACHMENT 7b

ATTACHMENT #7b – Page 1 of 2

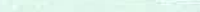
Depicted: Water Rights 2-2047, 2-2054, 2-7272, and 2-10060 as would be amended.



Key	
	Color indicates new/proposed POU area/shape.
	Color indicates new/proposed boundary and POU.
	Color indicates old/existing boundary and POU.

ATTACHMENT #7b – Page 2 of 2

[illegible]

Key	
	Color indicates new/proposed POU area/shape.
	Color indicates new/proposed boundary and POU.
	Color indicates old/existing boundary and POU.

RECEIVED

AUG 06 2018
SUPERCEDED
WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 82637**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) WILSON & WILSON CO INC**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

Name of Applicant(s) WILSON & WILSON CO INC Phone 1-208-599-2180

Mailing address PO BOX 33, HAMMETT, ID 83627 Email blueeyes@rtci.net

- ☐ 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 Michael E. Band Phone (208) 342-3658

Mailing address PO Box 1583, Boise, Idaho 83701 Email band@davisoncoppie.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.

 Michael E. Band, Attorney 8/3/2018
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**.

Proposal made in response to IDWR letter dated 4/17/17 (Cherie Palmer) requiring correction to water right(s) POU.

Minor changes to POU proposed to permit irrigation of Applicant's land which is slightly outside current authorized POU. No proposed change to points of diversion and water and diversion and distribution system.

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 ☐ ☒	2-2047	10.26/2565	Irrigation	Mar to Nov	Snake & Columbia
☐ ☒	2-2054	3.66/915	Irrigation	Mar to Nov	Snake & Columbia
☐ ☒	2-7272	17.820/4455	Irrigation	Mar to Nov	Snake & Columbia
☐ ☒	2-10060	0.69/115	Irrigation	Mar to Nov	Snake & Columbia
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 26.65 cfs and/or 8050 acre-feet.

2. Total amount of water proposed to be transferred or changed 3.2169 cubic feet per second and/or 134 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 #

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	
06S	06E	1			40	0.2					38			16	31	41	33	29	228.2
06S	06E	12	40	34.1	20	40									41	40.1	39.2	37	291.4
06S	06E	13	5.6																5.6
06S	07E	6					2		7.4	18	17	17	37.6						99
06S	07E	7						38	30	27	38	40	40.4	40		18.1	24.1		295.6
06S	07E	18		20.4			40	38	20	40.1	24								182.5
Total Acres (for irrigation use)																			1102.3

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:

See attachment 7a.

- 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. 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: No material change. Minor POU changes to permit to authorize irrigation of land owned by Applicant which is slightly outside current authorized POU. See Attachment #7b.

- 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:

N/A

- 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:

PART 2A REPORT

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

Current Water Right No.: 2-2047

Current Owner: WILSON & WILSON CO INC

Priority Date: 11/14/1944

Origin: Water Right

Status: Active

Basis: Decreed

Source

SNAKE RIVER

Tributary

COLUMBIA RIVER

Beneficial Use

IRRIGATION

From To

03/15 to 11/15

Diversion Rate

10.26 CFS

Annual Volume

2565 AF

Total Diversion

10.26 CFS

2565 AF

Location of Point(s) of Diversion

SNAKE RIVER

L6(SE1/4SE1/4SE1/4)

Sec. 36, Twp 05S, Rge 06E B.M.

OWYHEE County

Place of UseIRRIGATION Within OWYHEE County

T06S R06E S1		SWNE	38.00	T06S R06E S1		NESW	33.00
T06S R06E S1		SESW	33.00	T06S R06E S1		NESE	33.00
T06S R06E S1		NWSE	40.00	T06S R06E S1		SWSE	40.00
T06S R06E S1		SESE	27.00	T06S R06E S12		NENE	40.00
T06S R06E S12		NWNE	38.40	T06S R06E S12		SWNE	28.10
T06S R06E S12		SENE	39.00	T06S R06E S12		NESE	40.00
T06S R06E S12		NWSE	33.60	T06S R06E S12		SWSE	32.00
T06S R06E S12		SESE	40.00	T06S R06E S13		NENE	5.60
T06S R07E S6	Lot 5	SWNW	6.50	T06S R07E S6		SENW	0.50
T06S R07E S6		NESW	0.70	T06S R07E S6	Lot 6	NWSW	20.00
T06S R07E S6	Lot 7	SWSW	37.60	T06S R07E S7	Lot 1	NWNW	38.40
T06S R07E S7	Lot 2	SWNW	38.90	T06S R07E S7		SENW	27.00
T06S R07E S7		NESW	38.00	T06S R07E S7	Lot 3	NWSW	40.00
T06S R07E S7	Lot 4	SWSW	40.00	T06S R07E S7		SESW	40.00
T06S R07E S7		NWSE	21.70	T06S R07E S7		SWSE	25.90
T06S R07E S18		NWNE	20.40	T06S R07E S18		NENW	40.00
T06S R07E S18	Lot 1	NWNW	38.00	T06S R07E S18	Lot 2	SWNW	29.70
T06S R07E S18		SENW	40.00	T06S R07E S18		NESW	25.60
T06S R07E S18	Lot 3	NWSW	0.50				

Total Acres: 1110.1

Page _____ of _____

Conditions of Approval:

1. K06 This right is limited to the irrigation of 513 acres within the place of use described above in a single irrigation season.
2. F06 The following rights are also diverted through point of diversion described above: 02-02054, 02-07272 & 02-10060.
3. E52 The rights listed below are limited to a total combined diversion rate of 26.65 cfs. Combined Right Nos.: 02-02047, 02-02054, 02-07272 & 02-10060.
4. E56 The rights listed below are limited to the irrigation of a combined total of 1110.1 acres in a single irrigation season. Combined Right Nos.: 02-02047, 02-02054, 02-07272 & 02-10060.
5. 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.
6. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Decreed Date: 6/19/2009

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

Current Water Right No.: 2-2054

Current Owner: WILSON & WILSON CO INC

Priority Date: 7/10/1946

Origin: Water Right

Status: Active

Basis: Decreed

Source

SNAKE RIVER

Tributary

COLUMBIA RIVER

Beneficial Use

IRRIGATION

From To

03/15 to 11/15

Diversion Rate

3.66 CFS

Annual Volume

915 AF

Total Diversion

3.66 CFS

915 AF

Location of Point(s) of Diversion

SNAKE RIVER

L6(SE1/4SE1/4SE1/4)

Sec. 36, Twp 05S, Rge 06E B.M.

OWYHEE County

Place of UseIRRIGATION Within OWYHEE County

T06S R06E S1		SWNE	38.00	T06S R06E S1		NESW	33.00
T06S R06E S1		SESW	33.00	T06S R06E S1		NESE	33.00
T06S R06E S1		NWSE	40.00	T06S R06E S1		SWSE	40.00
T06S R06E S1		SESE	27.00	T06S R06E S12		NENE	40.00
T06S R06E S12		NWNE	38.40	T06S R06E S12		SWNE	28.10
T06S R06E S12		SENE	39.00	T06S R06E S12		NESE	40.00
T06S R06E S12		NWSE	33.60	T06S R06E S12		SWSE	32.00
T06S R06E S12		SESE	40.00	T06S R06E S13		NENE	5.60
T06S R07E S6	Lot 5	SWNW	6.50	T06S R07E S6		SENE	0.50
T06S R07E S6		NESW	0.70	T06S R07E S6	Lot 6	NWSW	20.00
T06S R07E S6	Lot 7	SWSW	37.60	T06S R07E S7	Lot 1	NWNW	38.40
T06S R07E S7	Lot 2	SWNW	38.90	T06S R07E S7		SENE	27.00
T06S R07E S7		NESW	38.00	T06S R07E S7	Lot 3	NWSW	40.00
T06S R07E S7	Lot 4	SWSW	40.00	T06S R07E S7		SESW	40.00
T06S R07E S7		NWSE	21.70	T06S R07E S7		SWSE	25.90
T06S R07E S18		NWNE	20.40	T06S R07E S18		NENW	40.00
T06S R07E S18	Lot 1	NWNW	38.00	T06S R07E S18	Lot 2	SWNW	29.70
T06S R07E S18		SENE	40.00	T06S R07E S18		NESW	25.60
T06S R07E S18	Lot 3	NWSW	0.50				

Total Acres: 1110.1

Page _____ of _____

Conditions of Approval:

1. E56 The rights listed below are limited to the irrigation of a combined total of 1110.1 acres in a single irrigation season. Combined Right Nos.: 02-02047, 02-02054, 02-07272 & 02-10060.
2. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
3. F06 The following rights are also diverted through point of diversion described above: 02-02047, 02-07272 & 02-10060.
4. E52 The rights listed below are limited to a total combined diversion rate of 26.65 cfs. Combined Right Nos.: 02-02047, 02-02054, 02-07272 & 02-10060.
5. E56 The rights listed below are limited to the irrigation of a combined total of 1110.1 acres in a single irrigation season. Combined Right Nos.: 02-02047, 02-02054, 02-07272 & 02-10060.
6. 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.
7. K06 This right is limited to the irrigation of 183 acres within the place of use described above in a single irrigation season.

Decreed Date: 6/19/2009

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

Current Water Right No.: 2-7272

Current Owner: WILSON & WILSON CO INC

Priority Date: 10/23/1978

Origin: Water Right

Status: Active

Basis: Decreed

Source

SNAKE RIVER

Tributary

COLUMBIA RIVER

Beneficial Use

IRRIGATION

From To

03/15 to 11/15

Diversion Rate

17.82 CFS

Annual Volume

4455 AF

Total Diversion

17.82 CFS

4455 AF

Location of Point(s) of Diversion

SNAKE RIVER

L6(SE1/4SE1/4SE1/4)

Sec. 36, Twp 05S, Rge 06E B.M.

OWYHEE County

Place of UseIRRIGATION Within OWYHEE County

T06S R06E S1		SWNE	38.00	T06S R06E S1		NESW	33.00
T06S R06E S1		SESW	33.00	T06S R06E S1		NESE	33.00
T06S R06E S1		NWSE	40.00	T06S R06E S1		SWSE	40.00
T06S R06E S1		SESE	27.00	T06S R06E S12		NENE	40.00
T06S R06E S12		NWNE	38.40	T06S R06E S12		SWNE	28.10
T06S R06E S12		SENE	39.00	T06S R06E S12		NESE	40.00
T06S R06E S12		NWSE	33.60	T06S R06E S12		SWSE	32.00
T06S R06E S12		SESE	40.00	T06S R06E S13		NENE	5.60
T06S R07E S6	Lot 5	SWNW	6.50	T06S R07E S6		SENW	0.50
T06S R07E S6		NESW	0.70	T06S R07E S6	Lot 6	NWSW	20.00
T06S R07E S6	Lot 7	SWSW	37.60	T06S R07E S7	Lot 1	NWNW	38.40
T06S R07E S7	Lot 2	SWNW	38.90	T06S R07E S7		SENW	27.00
T06S R07E S7		NESW	38.00	T06S R07E S7	Lot 3	NWSW	40.00
T06S R07E S7	Lot 4	SWSW	40.00	T06S R07E S7		SESW	40.00
T06S R07E S7		NWSE	21.70	T06S R07E S7		SWSE	25.90
T06S R07E S18		NWNE	20.40	T06S R07E S18		NENW	40.00
T06S R07E S18	Lot 1	NWNW	38.00	T06S R07E S18	Lot 2	SWNW	29.70
T06S R07E S18		SENW	40.00	T06S R07E S18		NESW	25.60
T06S R07E S18	Lot 3	NWSW	0.50				

Total Acres: 1110.1

Page _____ of _____

Conditions of Approval:

1. E56 The rights listed below are limited to the irrigation of a combined total of 1110.1 acres in a single irrigation season. Combined Right Nos.: 02-02047, 02-02054, 02-07272, & 02-10060.
2. 031 Water shall not be diverted under this right unless the flow of the Snake River exceeds established downstream minimum stream flows.
3. 016 See remarks for additional conditions of approval.
4. 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.
5. E52 The rights listed below are limited to a total combined diversion rate of 26.65 cfs. Combined Right Nos.: 02-02047, 02-02054, 02-07272 & 02-10060.
6. F06 The following rights are also diverted through point of diversion described above: 02-02047, 02-02054 & 02-10060.
7. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
8. K06 This right is limited to the irrigation of 891 acres within the place of use described above in a single irrigation season.

Decreed Date: 6/19/2009

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

Current Water Right No.: 2-10060

Current Owner: WILSON & WILSON CO INC

Priority Date: 9/2/1987

Origin: Water Right

Status: Active

Basis: Decreed

Source

SNAKE RIVER

Tributary

COLUMBIA RIVER

Beneficial Use

IRRIGATION

From To

03/15 to 11/15

Diversion Rate

0.69 CFS

Annual Volume

115 AF

Total Diversion

0.69 CFS

115 AF

Location of Point(s) of Diversion

SNAKE RIVER

L6(SE1/4SE1/4SE1/4)

Sec. 36, Twp 05S, Rge 06E B.M.

OWYHEE County

Place of Use

IRRIGATION Within OWYHEE County

T06S R06E S1		SWNE	38.00	T06S R06E S1		NESW	33.00
T06S R06E S1		SESW	33.00	T06S R06E S1		NESE	33.00
T06S R06E S1		NWSE	40.00	T06S R06E S1		SWSE	40.00
T06S R06E S1		SESE	27.00	T06S R06E S12		NENE	40.00
T06S R06E S12		NWNE	38.40	T06S R06E S12		SWNE	28.10
T06S R06E S12		SENE	39.00	T06S R06E S12		NESE	40.00
T06S R06E S12		NWSE	33.60	T06S R06E S12		SWSE	32.00
T06S R06E S12		SESE	40.00	T06S R06E S13		NENE	5.60
T06S R07E S6	Lot 5	SWNW	6.50	T06S R07E S6		SENE	0.50
T06S R07E S6		NESW	0.70	T06S R07E S6	Lot 6	NWSW	20.00
T06S R07E S6	Lot 7	SWSW	37.60	T06S R07E S7	Lot 1	NWNW	38.40
T06S R07E S7	Lot 2	SWNW	38.90	T06S R07E S7		SENE	27.00
T06S R07E S7		NESW	38.00	T06S R07E S7	Lot 3	NWSW	40.00
T06S R07E S7	Lot 4	SWSW	40.00	T06S R07E S7		SESW	40.00
T06S R07E S7		NWSE	21.70	T06S R07E S7		SWSE	25.90
T06S R07E S18		NWNE	20.40	T06S R07E S18		NENW	40.00
T06S R07E S18	Lot 1	NWNW	38.00	T06S R07E S18	Lot 2	SWNW	29.70
T06S R07E S18		SENE	40.00	T06S R07E S18		NESW	25.60
T06S R07E S18	Lot 3	NWSW	0.50				

Total Acres: 1110.1

Conditions of Approval:

1. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
2. F06 The following rights are also diverted through point of diversion described above: 02-02047, 02-02054 & 02-07272.
3. E55 Right Nos. 02-07272 and 02-10060 are limited to the irrigation of a combined total of 914 acres in a single irrigation season.
4. K09 This right is for an enlargement of 23.1 acres within the place of use described for this right.
5. 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.
6. C11 This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
7. E52 The rights listed below are limited to a total combined diversion rate of 26.65 cfs. Combined Right Nos.: 02-02047, 02-02054, 02-07272 & 02-10060.
8. E51 Right Nos. 02-07272 and 02-10060 are limited to a total combined diversion rate of 18.86 cfs.
9. K02 This right is based upon an enlargement of Right No. 02-07272 pursuant to Section 42-1426, Idaho Code.
10. E56 The rights listed below are limited to the irrigation of a combined total of 1110.1 acres in a single irrigation season. Combined Right Nos.: 02-02047, 02-02054, 02-07272, & 02-10060.

Decreed Date: 6/19/2009

ATTACHMENT 4

NOTICE OF LEGAL REPRESENTATION

To Whom It May Concern:

Please accept this letter as confirmation that Terry C. Copple and Michael E. Band, of the firm Davison, Copple, Copple & Copple, LLP of Boise, Idaho, are the attorneys for Wilson & Wilson Co. Inc. ("Wilson") and are authorized to represent Wilson, to receive and participate in all correspondence, information, records, and documentation necessary to effect said representation, and to sign the Application for Transfer of Water Right to which this notice is attached on behalf of Wilson and all other documents incident to such application.

DATED this 7th day of June, 2018.

Sincerely,

WILSON & WILSON CO. INC.

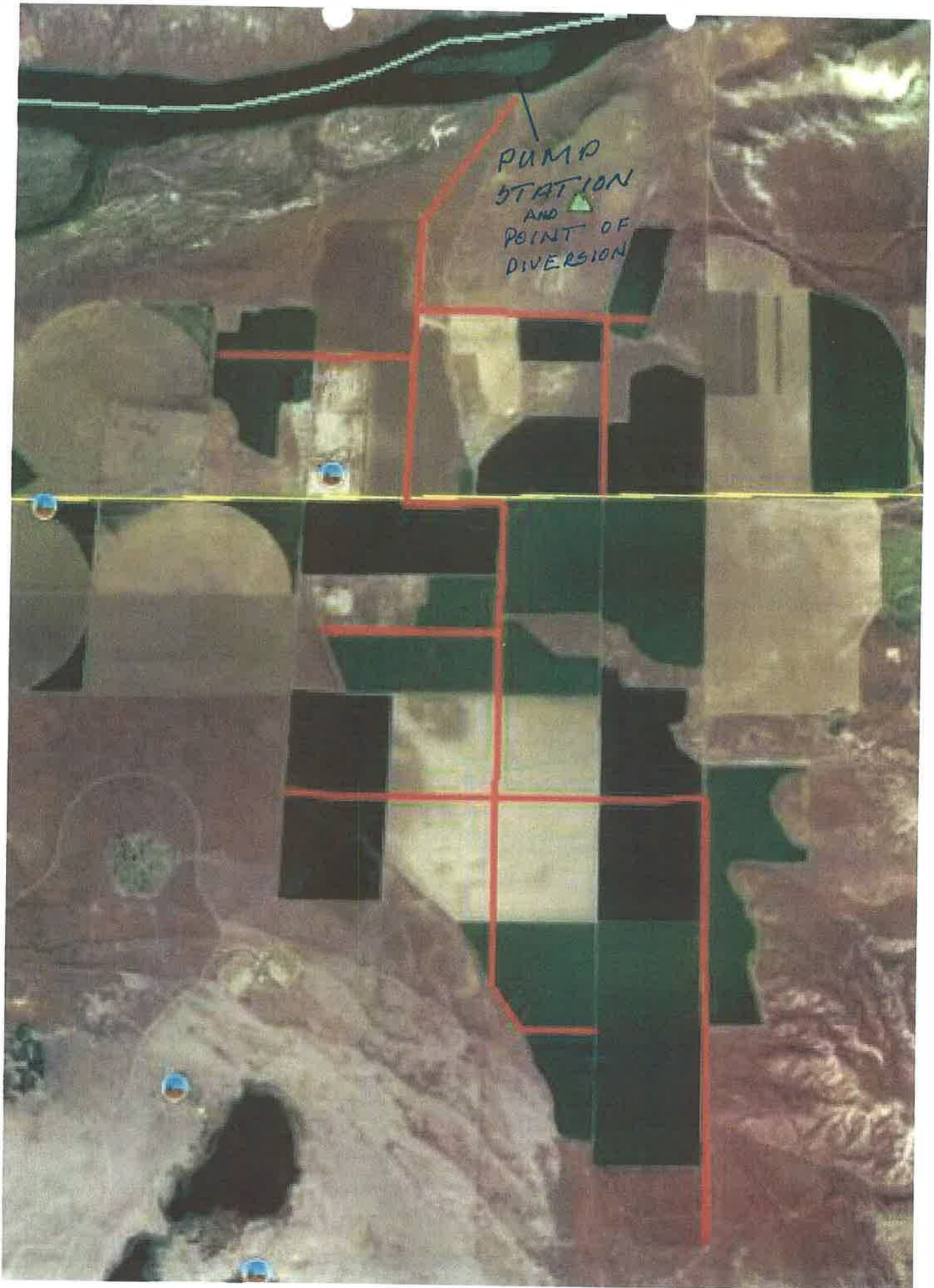

Ann Wilson, President

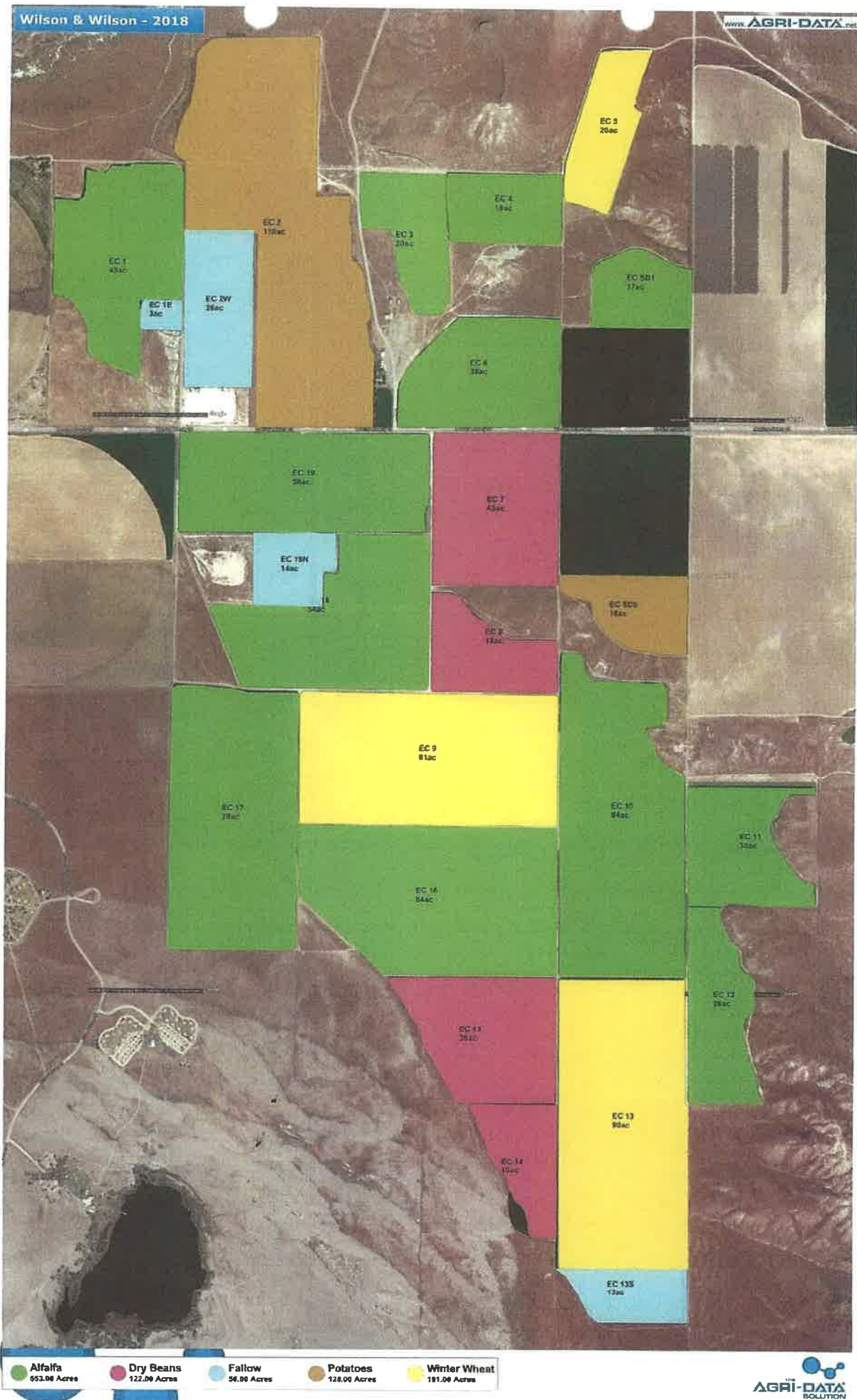
ATTACHMENT 7a

WILSON & WILSON CO.
EAGLE COVE

Attached please find:

- #1 map of Eagle Cove farm showing the pump station and the Point of Diversion. The red lines indicate the mainline pipe that allows water to be distributed to the entire farm.
- #2 Crop map of Eagle Cove. The light blue areas are the fields that are we are additionally watering this year.
- #3 Description of the Eagle Cove Diversion, Pump Station and Flow meter that is currently in use.





EAGLE COVE DIVERSION

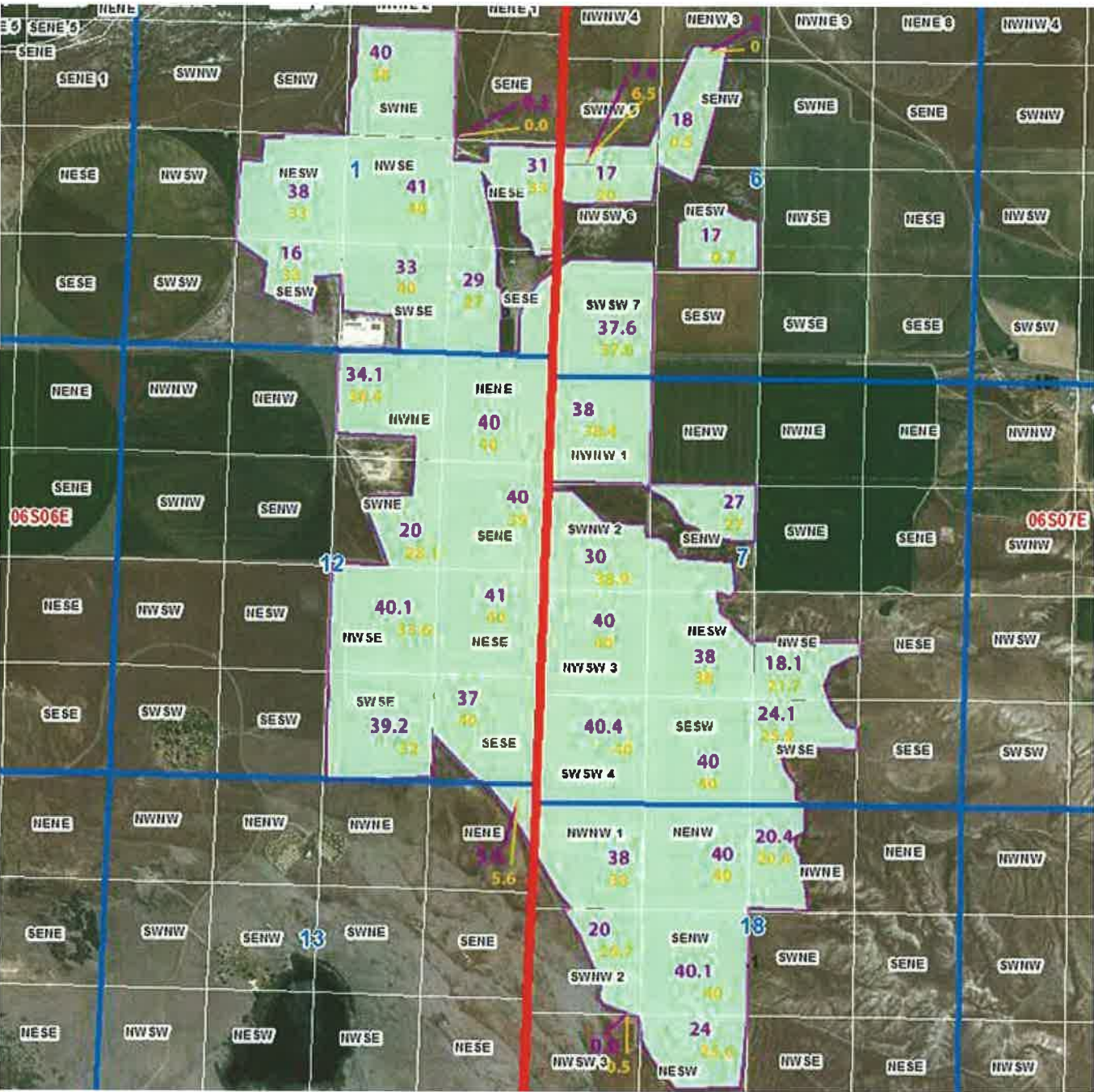
- Part of Water District 02 (Rob Whitney - WD02 Water Master)
- Active Water Right at POD (Point of Diversion): 2-2047, 2-2054, 2-7272, 2-10060
- Telemetered Diversion
- Measurement Location is at POD on the Snake River
- Metal Tag #: A0008027
- Site ID (HUC) #: 13157310
- Flow Meter: Fuji Time Delta-C ultrasonic flow meter (Clamp-on transducers in a "Z" pattern)
- Flow Meter Units: ac-ft / gpm
- Flow Meter Serial #: N4k1781T
- Fuji Flow Meter is an approved meter as listed on IDWR's Approved Flow Meters List and has been installed per IDWR specifications as inspected by the WD02 Water Master.
- Fuji Flow Meter installed on horizontal pipe. Transducer Type #: FSG-31/FSG-41 (1MHz transducers).
- Pipe dimensions at measurement location are 26.00" OD (outside diameter) with a wall thickness of 0.250"
- 4 main vertical pump motors at POD (200HP and 3 - 400HP motors = 1,400 HP). No VFD at POD. Measurement point is located at POD on pipe in CMP can adjacent to telemetry station.

ATTACHMENT 7b

WILSON & WILSON CO. INC. – WATER RIGHT TRANSFER APPLICATION

ATTACHMENT #7b – Page 1 of 2

Depicted: Water Rights 2-2047, 2-2054, 2-7272, and 2-10060 as would be amended.

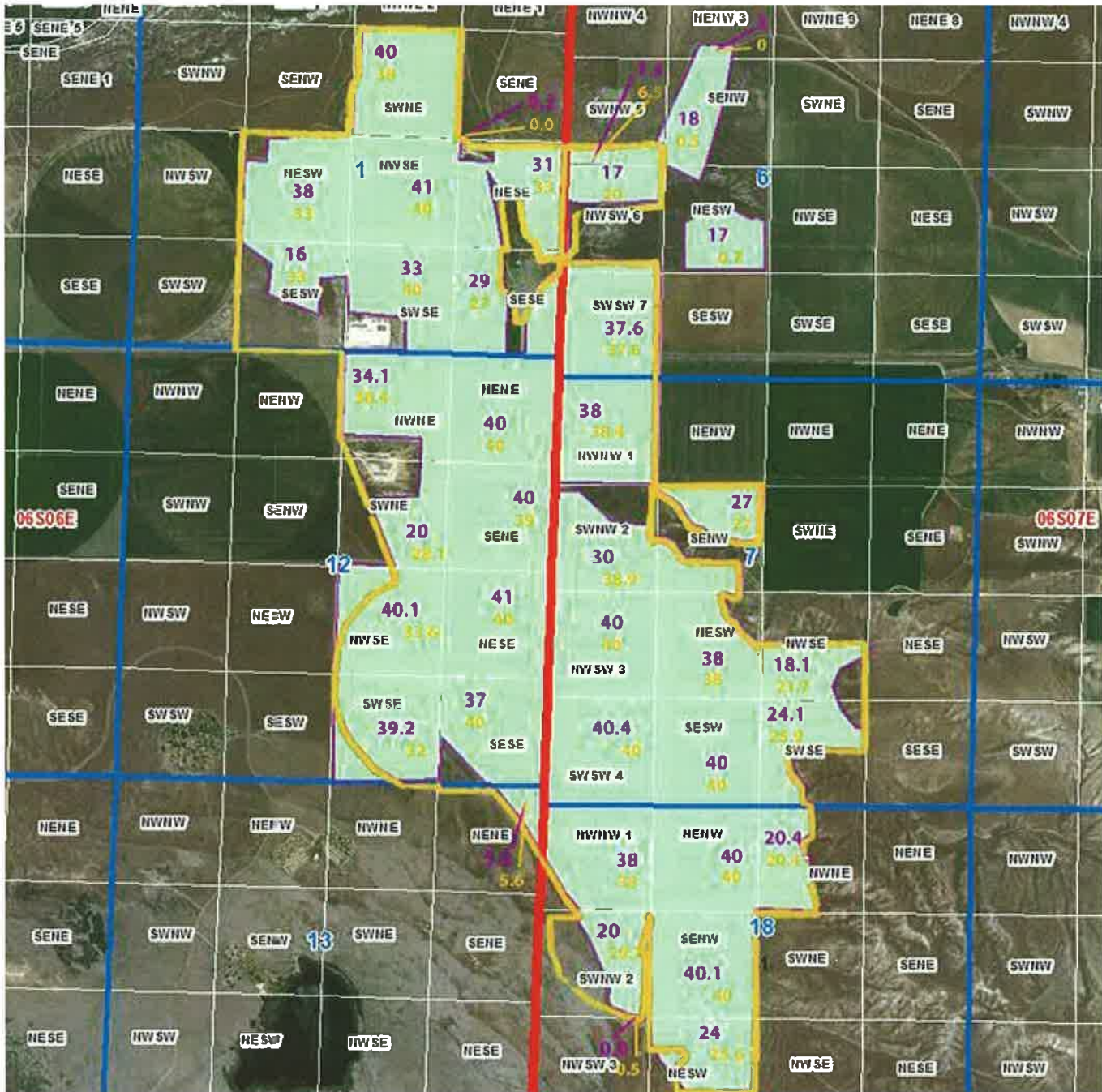


Key	
	Color indicates new/proposed POU area/shape.
	Color indicates new/proposed boundary and POU.
	Color indicates old/existing boundary and POU.

WILSON & WILSON CO. INC. – WATER RIGHT TRANSFER APPLICATION

ATTACHMENT #7b – Page 2 of 2

Depicted: Water Rights 2-2047, 2-2054, 2-7272, and 2-10060 as would be amended.



Key	
	Color indicates new/proposed POU area/shape.
	Color indicates new/proposed boundary and POU.
	Color indicates old/existing boundary and POU.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

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

BRAD LITTLE
Governor

GARY SPACKMAN
Director

August 22, 2019

WILSON & WILSON CO INC
PO BOX 33
HAMMETT ID 83627

Re: Transfer No.: 82637
Water Right Nos: 2-2047, 2-2054, 2-7272, 2-10060

Transfer Approval Notice

Dear Water Right Holder and other Interested Persons:

The Department of Water Resources has issued the enclosed approved Transfer of Water Rights. Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Rights is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208) 334-2190

Sincerely,

A handwritten signature in blue ink, appearing to read "Anna Kaiser". The signature is stylized with a large initial "A" and a long, sweeping underline.

Nick Miller
Regional Manager

Enclosure

CC:
MICHAEL E BAND
DAVISON COPPLE & COPPLE LLP
PO BOX 1583
BOISE ID 83701

CERTIFICATE OF SERVICE

I hereby certify that on August 22, 2019 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

Re: Transfer No.: 82637

Water Right No(s): 2-2047, 2-2054, 2-7272, 2-10060

WILSON & WILSON CO INC
PO BOX 33
HAMMETT ID 83627

MICHAEL BAND
DAVISON COPPLE & COPPLE LLP
PO BOX 1583
BOISE ID 83701



Anna Kaiser
Administrative Assistant

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MEMORANDUM

TO: Transfer No. 82637
FROM: Patrick Kelly
DATE: 7/25/2019
RE: Evaluation of Application

Summary of Information Submitted

Wilson & Wilson Co Inc filed transfer no. 82637 to amend the group of water rights place of use to match irrigation use outside of the legal description. Changes to the point of diversion or irrigation system are not proposed. Pursuant to Section 42-222, Idaho Code, the Department has discretion to provide public notice as deemed appropriate. The water right changes proposed through this transfer application do not appear to change the effect on the original or hydraulically connected water source or affect other water rights. Therefore, staff review of the transfer application found no cause to require public notice. This application will continue processing without advertisement and be forwarded for approval consideration.

The farm is located just south of the Snake River along State Hwy 78, approximately 14 miles east of CJ Strike Reservoir.

The POD is within the trust water boundary and Water District 02. Comment letters were sought from the watermaster September 28, 2018.

Michael E Band of Davison Copple, Copple & Copple LLC is the representative for the transfer. Mr. Band can be reached at 208-472-4556 or band@davisoncopple.com.

Authority to File

The application was filed in the name of Wilson & Wilson Co Inc. The company is both the current water right owner and property owner of all grounds pertinent to the transfer. Michael Band signed the transfer application. Mr. Band has the authority to act on behalf of the applicant per the notice of legal representation letter submitted with application.

Water Right Validity

All rights identified by the application were decreed in 2009. Aerial imagery and LandSat data since 2013 were used with ArcMap digital tools to measure the irrigation use on Wilson property. A total irrigation use of 1,098.9 acres were measured. The rights authorize a total of 1,110.1 acres, making 11.2 acres subject to forfeiture. Correspondence with the applicant including a signed declaration from Jeffrey J Blanksma were considered when evaluating beneficial use. A meeting with the applicant and representative occurred June 26, 2019 at Western Region office to further clarify statements in the application as well as irrigated acres. After considering all of the information available, I am recommending an irrigation use totaling 1,098.9 acres.

All rights identified by the application share a combined use limit of 26.65 cfs and 1,110.1 acres. The 26.65 cfs provides a diversion rate above department standard inch to the acre so consolidation is not considered. WMIS data was collected and show a maximum diversion rate of 25.40 cfs (below). Because the rights are being reduced by 11.2 acres and consolidation is not an option, the diversion rate should be reduced on a rate per acre basis for 11.2 acres. Since they are fully stacked with acre limits, I recommend reducing the most junior right by the full 11.2 acres. This will leave rights 2-2047, 2-2054 and 2-7272 unchanged but reflect the partial forfeiture on 2-10060. Consequently, the combined use limit of 18.86 cfs for 914 acres between 2-7272 and 2-10060 will be reduced as well. See the table below for additional details.

Overlap Analysis

All rights identified by the application are the only water right pertinent to the Wilson property. No other rights should be considered for this transfer.

Injury to Other Water Rights

None anticipated. Irrigation use at the proposed place of use has been occurring within the application place of use for many years. Injury in the form of a complaint has not been issued to the department since this time.

Enlargement of Use

The rights will be reduced by 0.27 cfs and 11.2 acres. Changes to the POU legal descriptions for irrigation use authorized within the limits of the rights does not constitute enlargement.

Local Public Interest

No information has been made available to suggest a conflict with public interest.

Beneficial Use/Conservation of Water Resources

The application proposes beneficial use consistent with conservation of water resources in Idaho.

The application is consistent with criteria of I. C. § 42-222 and should be processed.

Summary

Assuming no other information not yet discovered does not contradict the above analysis, the application can be approved as reflected by the draft approval.

Eagle Cove WMIS# 1001427:

Report Year	Totalizer Start	Acre Feet Volume	Max Flow Rate (CFS)	Comments
2018	1368.14	2498.02	25.40	Fuji Delta-C flow meter read for year-end total volume. Meter reading is a full year measurement. Datalogger downloaded. Flow meter totalizer NOT reset for 2019. jwe
Validated	Totalizer End	Adjusted Acre Feet	Adjusted Max Flow Rate	
Validated by Water Master 3866.16		2498.02	25.40	
Calibration Data		Acre Feet Qualifier	Preferred Method	
Date:	6/1/2015 12:00:00 AM	Monthly Recordings	FM	
Factor	1.00			
Vol. Multiplier:	1.0000			
Vol. Unit	AF			

Water Right analysis

	WR#	cfs	af	ac limit	total ac	cfs/ac	af/ac
PRE TRANSFER	2-2047	10.26	2565	513	1110.1	0.02	5
	2-2054	3.66	915	183	1110.1	0.02	5
	2-7272	17.82	4455	891	1110.1	0.02	5
	2-10060	0.69	115	23.1	1110.1	0.03	4.98
	SUM	32.43	8050	1610.1			
	LIMIT 1	18.86			914	0.0206	
	LIMIT 2	26.65			1110.1	0.0240	
	TOTAL	26.65	8050		1110.1	0.0240	7.252
POST TRANSFER	2-2047	10.26	2565	513	1098.9	0.02	5
	2-2054	3.66	915	183	1098.9	0.02	5
	2-7272	17.82	4455	891	1098.9	0.02	5
	2-10060	0.36	59.2	11.9	1098.9	0.03	4.98
	SUM	32.10	7994.2	1598.9			
	LIMIT 1	18.63			902.8	0.0206	
	LIMIT 2	26.38			1098.9	0.0240	
	TOTAL	26.38	7994.2		1098.9	0.0240	7.275

Kelly, Patrick

From: Mike Band <Band@davisoncoppie.com>
Sent: Thursday, June 27, 2019 4:08 PM
To: Kelly, Patrick
Subject: RE: Wilson Amended Transfer Application

Patrick,

Thank you again for the meeting yesterday, which was very productive.

As you requested, I am sending you this email to confirm that the map attached the Declaration of Jeffrey Blanksma was attached for the sole purpose of identifying the parcels leased and farmed by Mr. Blanksma. Its purpose was not to identify the owner's irrigation plan. As we discussed during yesterday's meeting, the owner's irrigation plan is attached to the Application for Transfer as Attachment #7b.

Please let me know if you have any questions. I look forward to hearing back from you on your recommendation to accept Wilson's irrigation plan as submitted.

- Mike

Michael E. Band, Esq.
DAVISON, COPPLE, COPPLE & COPPLE, LLP
199 N. Capitol Blvd., Ste. 600, Boise, Idaho 83702
P.O. Box 1583, Boise, Idaho 83701
www.davisoncoppie.com
Main: (208) 342-3658
Direct: (208) 472-4556
Fax: (208) 386-9428

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From: Kelly, Patrick <Patrick.Kelly@idwr.idaho.gov>
Sent: Monday, June 24, 2019 8:10 AM
To: Mike Band <Band@davisoncoppie.com>
Subject: RE: Wilson Amended Transfer Application

I have a meeting scheduled for Wednesday morning but am available in the afternoon, anytime after 1. I am also available any other time this week.

From: Mike Band [<mailto:Band@davisoncoppie.com>]
Sent: Friday, June 21, 2019 3:03 PM
To: Kelly, Patrick <Patrick.Kelly@idwr.idaho.gov>
Subject: RE: Wilson Amended Transfer Application

Could we do Wednesday at 10?

- Mike

Michael E. Band, Esq.

DAVISON, COPPLE, COPPLE & COPPLE, LLP

199 N. Capitol Blvd., Ste. 600, Boise, Idaho 83702

P.O. Box 1583, Boise, Idaho 83701

www.davisoncopples.com

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From: Kelly, Patrick <Patrick.Kelly@idwr.idaho.gov>

Sent: Thursday, June 20, 2019 2:48 PM

To: Mike Band <Band@davisoncopples.com>

Subject: RE: Wilson Amended Transfer Application

Mike,

I am out of town July 4-8 but can usually make myself available any time with a little bit of notice. Let me know what day works for you and we can schedule accordingly.

Regards,

Patrick Kelly

Water Rights Supervisor

Emergency Agency Coordinator

2735 Airport Way

Boise, Idaho 83705

o: 208.334.2190

patrick.kelly@idwr.idaho.gov

From: Mike Band [<mailto:Band@davisoncopples.com>]

Sent: Thursday, June 20, 2019 2:35 PM

To: Kelly, Patrick <Patrick.Kelly@idwr.idaho.gov>

Subject: RE: Wilson Amended Transfer Application

Patrick,

Ann and I would like to meet with you sometime soon to discuss this matter and how best to resolve the remaining issues. When would be a good time over the next couple weeks?

- Mike

Michael E. Band, Esq.

DAVISON, COPPLE, COPPLE & COPPLE, LLP

199 N. Capitol Blvd., Ste. 600, Boise, Idaho 83702

P.O. Box 1583, Boise, Idaho 83701

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From: Kelly, Patrick <Patrick.Kelly@idwr.idaho.gov>
Sent: Wednesday, May 22, 2019 1:53 PM
To: Mike Band <Band@davisoncopples.com>
Subject: RE: Wilson Amended Transfer Application

Mike,
Please find the attached letter going out to your client today. We still have forfeiture concerns. Feel free to call me at 208-334-2190 to discuss.
Sincerely,

Patrick Kelly
Water Rights Supervisor
Emergency Agency Coordinator
2735 Airport Way
Boise, Idaho 83705
o: 208.334.2190
patrick.kelly@idwr.idaho.gov

From: Mike Band [<mailto:Band@davisoncopples.com>]
Sent: Wednesday, May 08, 2019 9:29 AM
To: Kelly, Patrick <Patrick.Kelly@idwr.idaho.gov>
Subject: RE: Wilson Amended Transfer Application

Patrick,

I am submitting our application for your review. Based on your last email, I do not believe that a fee is required. Please review this and let me know if we need to submit a fee.

- Mike

Michael E. Band, Esq.
DAVISON, COPPLE, COPPLE & COPPLE, LLP
199 N. Capitol Blvd., Ste. 600, Boise, Idaho 83702
P.O. Box 1583, Boise, Idaho 83701
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From: Kelly, Patrick <Patrick.Kelly@idwr.idaho.gov>
Sent: Wednesday, May 8, 2019 9:21 AM
To: Mike Band <Band@davisoncoppie.com>
Subject: RE: Wilson Amended Transfer Application

As long as you aren't changing the amount of water being transferred. If you are amending the transfer with the same rights and the fee was paid based on their total diversion rate then there is no fee.

From: Mike Band [<mailto:Band@davisoncoppie.com>]
Sent: Wednesday, May 08, 2019 8:57 AM
To: Kelly, Patrick <Patrick.Kelly@idwr.idaho.gov>
Subject: RE: Wilson Amended Transfer Application

We don't need to pay any additional fee, correct? Since we already paid it in August?

- Mike

Michael E. Band, Esq.
DAVISON, COPPLE, COPPLE & COPPLE, LLP
199 N. Capitol Blvd., Ste. 600, Boise, Idaho 83702
P.O. Box 1583, Boise, Idaho 83701
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From: Kelly, Patrick <Patrick.Kelly@idwr.idaho.gov>
Sent: Wednesday, May 8, 2019 8:46 AM
To: Mike Band <Band@davisoncoppie.com>
Subject: RE: Wilson Amended Transfer Application

Morning Mike,
Ill take it via email.

Patrick Kelly
Water Rights Supervisor
Emergency Agency Coordinator
2735 Airport Way
Boise, Idaho 83705
o: 208.334.2190
patrick.kelly@idwr.idaho.gov

From: Mike Band [<mailto:Band@davisoncoppie.com>]
Sent: Tuesday, May 07, 2019 5:03 PM

To: Kelly, Patrick <Patrick.Kelly@idwr.idaho.gov>

Subject: Wilson Amended Transfer Application

Patrick,

Can I submit Wilson's amended transfer application via email to you, or do I need to send in a hard copy?

- Mike

Michael E. Band, Esq.

DAVISON, COPPLE, COPPLE & COPPLE, LLP

199 N. Capitol Blvd., Ste. 600, Boise, Idaho 83702

P.O. Box 1583, Boise, Idaho 83701

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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: idwr.idaho.gov • Email: westerninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

May 24, 2019

COPY

WILSON & WILSON
PO BOX 33
HAMMETT ID 83627

RE: Application for Transfer 82637 Extension Granted

Dear Representative,

On May 22, 2019, the department sent a letter to request additional information relevant to Transfer no. 82637. This request for additional information is required to establish the water right validity on your farm. On May 24, 2019, the Department received an extension request of six months to submit the information.

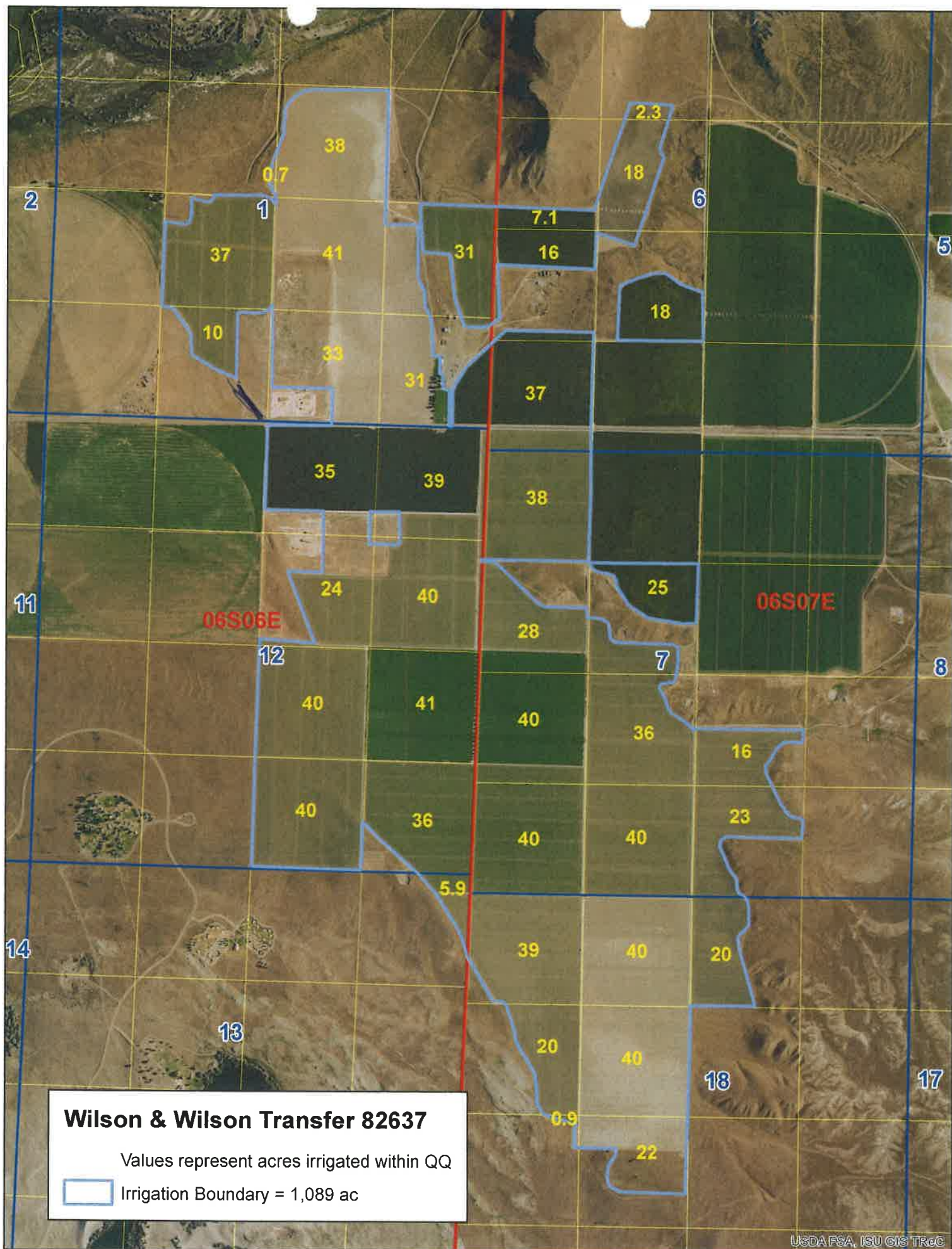
This is notice that your request has been granted and the information outlined in IDWR's letter dated May 22, 2019 shall be received no later than November 22, 2019.

Sincerely,

A handwritten signature in blue ink that reads "Patrick Kelly". The signature is written in a cursive, flowing style.

Patrick Kelly
Water Rights Supervisor

cc: Michael Band, Representative via e-mail





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: idwr.idaho.gov • Email: westerninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

May 22, 2019

COPY

WILSON & WILSON CO INC
PO BOX 33
HAMMETT ID 83627

RE: Additional Information Request for Transfer 82637

Dear Applicant:

On May 7, 2019, the department received your response to partial forfeiture letter dated April 8, 2019. The response included an affidavit from a Mr. Jeffrey J Blanksma, map and receipts of seed and farm equipment. On May 8, 2019 the department received an amended application for transfer. Thank you for this additional information.

The rights relevant to the farm authorize a total irrigation of 1,110.1 acres. Aerial imagery, LandSat data from April 2019 and digital tools to measure irrigated lands were used to measure a surface area of 1,089 acres. This suggests that 21.1 acres are subject to forfeiture. The map that was received from the representative outlines irrigation use totaling 1,050 acres. This suggests that 61.1 acres are subject to forfeiture. Further evidence of irrigation use totaling 1,110.1 is needed to complete processing of the transfer application.

Please submit the requested information for the application to be processed. You may seek additional time to provide the information by making a written request to interrupt processing for up to six months. The application may be approved with partial forfeiture or voided without a timely written reply within the next thirty (30) days. Refunds are not issued for voided applications. Please contact me at 208-334-2190 if you need more information. Thank you for your attention to these matters.

Respectfully,

Patrick Kelly
Water Rights Supervisor
208.334.2190 phone
patrick.kelly@idwr.idaho.gov

Enclosure(s): Land Satellite imagery map

cc: Michael Band, Representative via e-mail

RECEIVED

MAY 07 2019

WATER RESOURCES
WESTERN REGION

DECLARATION OF JEFFREY J. BLANKSMA

I, Jeffrey J. Blanksma, make this declaration based upon my own personal knowledge and belief. I certify and declare under perjury pursuant to the laws of the State of Idaho, that the following is true and correct:

1. I am the owner of Golden Sun Farms, Inc. ("Golden Sun Farms").
2. Golden Sun Farms has leased certain real property from Wilson and Wilson Co. ("Wilson") since 1980, including the parcels labeled EC 2W, EC 1S, EC 13S, and EC 18N, on the attached parcel map.
3. During that time Golden Sun Farms has made beneficial use of that land in that Golden Sun Farms planted and harvested crops, which has involved irrigating and caring for the land.
4. Golden Sun Farms planted a broadleaf cover crop (Camolina) on EC 1S, EC 13S, and EC 18N in the fall of 2018 so that invasive grasses – mainly cheat grass – could be controlled chemically, prior to seeding the land to pasture in 2019.
5. EC 2W was seeded to Winter Wheat in the fall of 2018.
6. Attached hereto, collectively, as EXHIBIT "A" are true and accurate invoices which establish the purchase of the seed used to plant EC 2W, EC 1S, EC 13S, and EC 18N in the fall of 2018.
7. Attached hereto as EXHIBIT "B" is a true and accurate invoice for the cost of putting irrigation risers on the southern boundary of EC 2W.

DATED this 3 day of May, 2019.


Jeffrey J. Blanksma

DECLARATION OF JEFFREY J. BLANKSMA

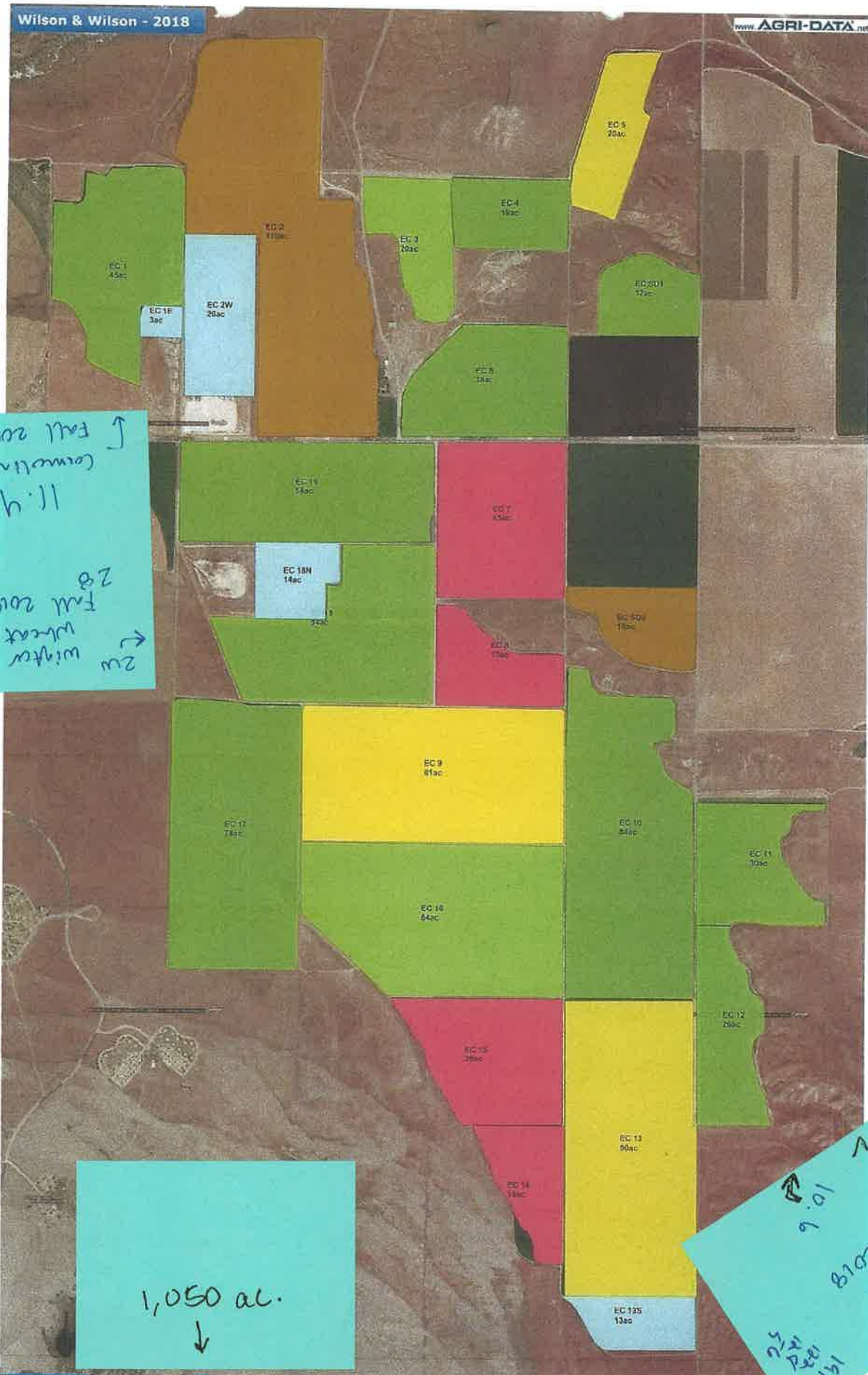


EXHIBIT “A”

LEGACY FARMS, LLC

P. O BOX 106

ID 83627

Invoice

Date	Invoice #
5/3/2019	3

Bill To
GOLDEN SUN FARMS INC.

P.O. No.	Terms	Project

Quantity	Description	Rate	Amount
600	Camelina Seed for 40 acres (600#)	3.75	2,250.00
		Total	\$2,250.00

INVOICE NUMBER V42759
DATE 10/31/18

ANSING TRADE GROUP, LLC - BLISS, ID
815 HWY 26
BLISS, IDAHO 83314
208/352-4411

Outbound

Delivery Ticket: 8LD440
Ticket Date:
Shipment Date: 10/15/2018
Customer: GOLDENSUN
Vehicle ID: OWN 10W

Bill To: GOLDEN SUN FARMS, INC.
c/o JEFF BLANKSMA
P.O. BOX 106
HAMMETT ID 83627

Ship To: GOLDEN SUN FARMS, INC.
c/o JEFF BLANKSMA
P.O. BOX 106
HAMMETT ID 83627

Quantity	Item	Description	Gross wt.	Tare	Net Wt.
374.4	CWT	WB1070CL WB 1070-CL SWW	59280	21840	37440

SEED TANK #6

ANSING TRADE GROUP, LLC GIVES NO WARRANTY, EXPRESSED OR IMPLIED, AS TO THE PRODUCTIVENESS OF ANY SEED IT SELLS AND WILL NOT IN ANY WAY BE RESPONSIBLE FOR THE CROP. OUR LIABILITY, IN ALL INSTANCES, IS LIMITED TO THE PURCHASE PRICE OF THE SEED.

Spectator/Weigher:

[Signature]

Signature:

[Signature]

WB1070CL

WB1070-CL SWW

INVOICE AMOUNT \$10,860.90
PMT APPLIED \$.00
BAL DUE \$10,860.90

"U.S. Protected Variety
Unauthorized Propagation
Prohibited"

SING TRADE GROUP, LLC - BLISS, ID
Highway 26
SS, IDAHO 83314
352-4411

INVOICE NUMBER V42759
INVOICE DATE 10/31/18

BILL TO:

GOLDEN SUN FARMS, INC
C/O JEFF BLANKSMA
P O BOX 106
HAMMETT ID 83627

GOLDEN SUN FARMS INC
C/O JEFF BLANKSMA
P O BOX 106
HAMMETT ID 83627

ROMER
DENSUN

INVOICE CODES
ID PK

INVOICE TERMS
DUE UPON RECPT

DESCRIPTION

TOTAL

1 FALL SEED
UNIFIED WB1070-CL
80 CWT TREATED
10.50 CWT

\$10,860.90

Golden Sun paid 11/29/18
Chk # 9988

WB1070CL

WB1070-CL SWW

INVOICE AMOUNT \$10,860.90
PMT APPLIED \$.00
BAL DUE \$10,860.90

"U.S. Protected Variety
Unauthorized Propagation
Prohibited"

EXHIBIT “B”

Printed: 4/15/2019 9:19:59 AM
Store: 1

Sales Receipt # 102000
4/2/2019
Cashier: SCOTT
Page 1

REPRINTED



FARMSTORE



QUALITY product QUALITY parts QUALITY service

JTS FARMSTORE LLC
447 E 1ST AVE.
Glenns Ferry, ID 83623
PHONE 208-368-2538
FAX 208-368-7527

Bill To: WILSON & WILSON COMPANY
WILSON & WILSON COMPANY
PO BOX 33
HAMMETT, ID 83627

Item #	Lookup	Qty	Description 1	Description 2	Price	Disc %	Ext Price
3168	IR330	15	Poly Riser	3" x 30" Sched.80 Poly Riser	\$9.35		\$140.25
6747	IRV43AT	15	Valve Stub Threaded	4"x3" Female Threaded Stub	\$22.95		\$343.95
11144	300-PFL	2	Glove Palm	Atlas Latex Coated Palm	\$3.46		\$6.92
3486	301-TFL	-1	Therma Fit Glove	Atlas Therma Fit Glove W/Red Trim	\$5.91		(\$5.91)
1850	IR7090G&HPSX3	15	Saddle/Bolt on	8" X 5" RPT Saddle Set	\$120.30		\$1,804.50

Subtotal: \$2,289.72
Idaho 6 % Tax + \$0.06
RECEIPT TOTAL: \$2,289.78

Signature _____

I agree to pay above amount according to card issuer agreement (merchant agreement if credit voucher).

THERE WILL BE A 20% RESTOCKING FEE ON SPECIAL ORDER ITEMS.
SOME SPECIAL ORDER ITEMS MAY NOT BE RETURNED.

NO RETURNS AFTER 30 DAYS

THANK YOU FOR SHOPPING AT JTS
WE APPRECIATE YOUR BUSINESS!

P.O.#Eagle Cove



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: idwr.idaho.gov • Email: westerninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

April 8, 2019

COPY

WILSON & WILSON CO INC
PO BOX 33
HAMMETT ID 83627

RE: Additional Information Request for Transfer 82637

Dear Applicant:

On August 6, 2018, you filed a transfer application #82637 to change the place of use for water rights 2-2047, 2-2054, 2-7272 & 2-10060. Part of the transfer process is review for rights subject to forfeiture. Idaho Statute 42-222 states in part:

(2) All rights to the use of water acquired under this chapter or otherwise shall be lost and forfeited by a failure for the term of five (5) years to apply it to the beneficial use for which it was appropriated and when any right to the use of water shall be lost through nonuse or forfeiture such rights to such water shall revert to the state and be again subject to appropriation under this chapter; except that any right to the use of water shall not be lost through forfeiture by the failure to apply the water to beneficial use under certain circumstances as specified in section 42-223, Idaho Code.

I am now trying to verify the water use on your land. The rights described above authorize a total irrigation of 1,110.1 acres. Using aerial imagery and digital tools to measure irrigated lands found an surface area of 1,040.6 acres. Remote sensing tools from satellites in 2014 to 2018 were used to show the areas described as fallow within your application may be subject to forfeiture. Evidence irrigation use in these areas is needed to complete processing of the transfer application.

Please submit the requested information for the application to be processed. You may seek additional time to provide the information by making a written request to interrupt processing for up to six months. The application may be approved with partial forfeiture or voided without a timely written reply within the next thirty (30) days. Refunds are not issued for voided applications. Please contact me at 208-334-2190 if you need more information. Thank you for your attention to these matters.

Respectfully,

Patrick Kelly

Water Rights Supervisor

208.334.2190 phone

patrick.kelly@idwr.idaho.gov

Enclosure(s): LandSattelite imagery map 2018



Hummer, Phill

From: Hummer, Phill
Sent: Friday, September 28, 2018 11:24 AM
To: Whitney, Rob
Subject: WM comments
Attachments: Watermaster Recommendation Form_F.pdf; Copy of Transfer 82637.pdf

September 28, 2018

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

RE: Application for Transfer No. 82637

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 October 29, 2018.

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,

Phill Hummer
Water Resource Agent, Sr.
Idaho Department of Water Resources
Phone: (208) 334-2190
Email: phill.hummer@idwr.idaho.gov