

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 82397
RECEIVED
FEB 22 2019
 Department of Water Resources
 Eastern Region

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 idwr.idaho.gov.

Name of Applicant(s) Lyle and Krista Soderquist

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.

Yes N/A * Means the item is always required and must be included with the application.

- ☒ * Completed Application for Transfer of Water Right form, Part 1.
- ☒ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☒ * Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded.
- ☒ ☐ Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application.
- ☒ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☒ * Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-10.

- ☐ ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☒ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
- ☐ ☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s).**
 ** Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☒ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☒ ☐ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at idwr.idaho.gov/water-rights/transfers/resources.html.
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☒ ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.
- ☐ ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see fee schedule.
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☒ #9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. (Attachment WSB)
- ☐ ☒ #10 Other. Please describe: _____

AMENDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) Lyle and Krista Soderquist Phone 208-680-9300
Mailing address 494 N 1200 W, Blackfoot, ID 83221 Email _____

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

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

☐ No Representative

Name of Representative _____ Phone _____
Mailing address _____ Email _____

☐ 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.

Lyle Soderquist
Signature of Applicant or Authorized Representative

Lyle Soderquist
Print Name and Title if applicable

2-22-19
Date

Krista Soderquist
Signature of Applicant or Authorized Representative

Krista Soderquist
Print Name and Title if applicable

2-22-19
Date

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Is this a transfer for changes pursuant to Idaho Code § 42-221.0.8?
If yes, ☐ attach an explanation and any supporting documentation labeled as **Part 1A.2**.

3. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.3**.

This application proposes to change the point of diversion and place of use for a 6-acre portion of water right 35-2324A and a 7-acre portion of water right 35-13800. These 13 acres will be combined with water rights 35-13779, 35-13801 and 35-13823 to create a 63-acre irrigation place of use to reflect current irrigated acres.

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 ☐ ☒	35-2324A	0.12 / 24 af	Irrigation	4/1 to 11/1	Ground Water
☐ ☒	35-13800	0.14 / 24.5 af	Irrigation	4/1 to 11/1	Ground Water
☒ ☐	35-13779	0.27 / 64 af	Irrigation	4/1 to 10/31	Ground Water
☒ ☐	35-13801	0.12 / 21 af	Irrigation	4/1 to 11/1	Ground Water
☒ ☐	35-13823	0.29 / 112 af	Irrigation	4/1 to 11/1	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 0.94 cfs and/or 245.5 acre-feet.

2. Total amount of water proposed to be transferred or changed 0.44 cubic feet per second and/or _____ acre-feet per year.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
		NE	SE	SE	01	02S	33E	Bingham	Ground Water	A0007012
										WMIS #500432

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	
02S	33E	12	25	25			6												56
02S	34E	6											7						7
Total Acres (for irrigation use)																			63

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:
Proposed well (WMIS # 500432) is regulated by WD120 and measured by Bingham GWD. It is already equipped with a flow meter.

- b. Who owns the property at the point(s) of diversion? Applicants
 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: N/A Water rights are not being moved off of contiguous farm ground. Transfer is simply rearranging acres within our farm boundaries.

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:
Most acres under rights 35-2324A and 35-13800 are under CRP/CREP until 2021. The acres being transferred were not included in CRP/CREP contracts. We have been irrigating acres on the other side of our farm without a water right. Transfer shifts available acres to remedy violation. All other acres will remain dry.
- 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:
Water right 35-13788 is also under CRP/CREP contract, but the contract allows for the continued irrigation of 9 acres. The 9 acres irrigated under right 35-13788 are located in the SESE of Section 01, T02S, R33E and are irrigated from the same point of diversion in Section 01 (WMIS #500432).

- 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:

The current place of use for water rights 35-2324A and 35-13800 has not been irrigated since 2005. However, we have irrigated at least 13 acres without a water right on the other side of our farm since that time. This transfer shifts 13 acres of these water rights to cover the unauthorized acres.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/21/2019

Water Right 35-2324A

Owner Type **Name and Address**
Current Owner LYLE R SODERQUIST
 494 N 1200 W
 BLACKFOOT, ID 83221

Current Owner KRISTA SODERQUIST
 494 N 1200 W
 BLACKFOOT, ID 83221

Priority Date: 4/14/1953

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	11/01	1.480 CFS	296.0 AF
	<u>Total Diversion</u>		1.480 CFS	296.0 AF

Source and Point(s) of Diversion

GROUND WATER NWSESE Sec. 6, Twp 02S, Rge 34E, BINGHAM County

Place Of Use

IRRIGATION within BINGHAM County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	34E	6													38.0			36.0	74.0

POU Total Acres: 74.0

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Decreed Date: 2/25/2002

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/21/2019

Water Right 35-13800

Owner Type **Name and Address**
Current Owner KRISTA SODERQUIST
494 N 1200 W
BLACKFOOT, ID 83221

Current Owner LYLE R SODERQUIST
494 N 1200 W
BLACKFOOT, ID 83221

Priority Date: 4/14/1983

Basis: License

Status: Active

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	1.600 CFS	280.0 AF
	<u>Total Diversion</u>		1.600 CFS	280.0 AF

Source and Point(s) of Diversion

GROUND WATER SESE Sec. 6, Twp 02S, Rge 34E, BINGHAM County

Place Of Use

IRRIGATION within BINGHAM County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	34E	6	34.0			40.0									6.0				80.0

POU Total Acres: 80.0

Conditions of Approval:

1. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. T09 Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
3. R30 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.
4. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Transfer No. 3789 changed original place of use & point of diversion.

Licensed Date: 9/18/1990

**IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report**

2/21/2019

Water Right 35-13779

Owner Type **Name and Address**
Current Owner LYLE R SODERQUIST
494 N 1200 W
BLACKFOOT, ID 83221

Current Owner KRISTA SODERQUIST
494 N 1200 W
BLACKFOOT, ID 83221

Priority Date: 6/28/1980

Basis: License

Status: Active

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.270 CFS	64.0 AF
	<u>Total Diversion</u>		0.270 CFS	64.0 AF

Source and Point(s) of Diversion

GROUND WATER NESESE Sec. 1, Twp 02S, Rge 33E, BINGHAM County

Place Of Use

IRRIGATION within BINGHAM County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	33E	12	25.0	25.0															50.0

Right Acre Limit: 16.0

POU Total Acres: 50.0

Conditions of Approval:

1. X27 This right is limited to the irrigation of 16 acres within the place of use described above in a single irrigation season.
2. X35 Rights 35-13779, 35-13801 and 35-13823 when combined shall not exceed the irrigation of 50 acres.
3. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
4. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/21/2019

5. 214 Prior to the diversion and use of water under Transfer approval 74978, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
9. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
10. F06 The following rights are diverted through point(s) of diversion described above:
35-13778, 35-13779, 35-13801, 35-13823.

Licensed Date: 11/7/1996

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/21/2019

Water Right 35-13801

Owner Type **Name and Address**
Current Owner KRISTA SODERQUIST
 494 N 1200 W
 BLACKFOOT, ID 83221

Current Owner LYLE R SODERQUIST
 494 N 1200 W
 BLACKFOOT, ID 83221

Priority Date: 4/14/1983

Basis: License

Status: Active

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	0.120 CFS	21.0 AF
	<u>Total Diversion</u>		0.120 CFS	21.0 AF

Source and Point(s) of Diversion

GROUND WATER NESESE Sec. 1, Twp 02S, Rge 33E, BINGHAM County

Place Of Use

IRRIGATION within BINGHAM County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	33E	12	25.0	25.0															50.0

Right Acre Limit: 6.0

POU Total Acres: 50.0

Conditions of Approval:

1. X27 This right is limited to the irrigation of 6 acres within the place of use described above in a single irrigation season.
2. X35 Rights 35-13779, 35-13801 and 35-13823 when combined shall not exceed the irrigation of 50 acres.
3. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
4. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/21/2019

6. 214 Prior to the diversion and use of water under Transfer approval 74978, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
7. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
9. T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
10. F06 The following rights are diverted through point(s) of diversion described above:
35-13778, 35-13779, 35-13801, 35-13823.

Licensed Date: 9/18/1990

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/21/2019

Water Right 35-13823

Owner Type **Name and Address**
Current Owner LYLE R SODERQUIST
494 N 1200 W
BLACKFOOT, ID 83221

Current Owner KRISTA SODERQUIST
494 N 1200 W
BLACKFOOT, ID 83221

Priority Date: 5/1/1980

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	0.290 CFS	112.0 AF
	<u>Total Diversion</u>		0.290 CFS	112.0 AF

Source and Point(s) of Diversion

GROUND WATER NESESE Sec. 1, Twp 02S, Rge 33E, BINGHAM County

Place Of Use

IRRIGATION within BINGHAM County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	33E	12	25.0	25.0															50.0

Right Acre Limit: 28.0

POU Total Acres: 50.0

Conditions of Approval:

1. X27 This right is limited to the irrigation of 28 acres within the place of use described above in a single irrigation season.
2. X35 Rights 35-13779, 35-13801 and 35-13823 when combined shall not exceed the irrigation of 50 acres.
3. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
4. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. 214 Prior to the diversion and use of water under Transfer approval 74978, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/21/2019

6. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7. 205 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.
8. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
10. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
11. F06 The following rights are diverted through point(s) of diversion described above: 35-13778, 35-13779, 35-13801, 35-13823.
12. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Decreed Date: 1/31/2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 3

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- ☒ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.
- ☒ 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. Label it **Attachment #7b**.

If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

If any part of the irrigation water right is leased to the Water Supply Bank, you must also specify the location and number of acres that will remain idled for the duration of the lease contract at the new, proposed place of use.

B. CHANGES IN NATURE OF USE (Water Balance)

- ☐ If you propose to change the nature of use or period of use of all or part of the right(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above:

N/A

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments.

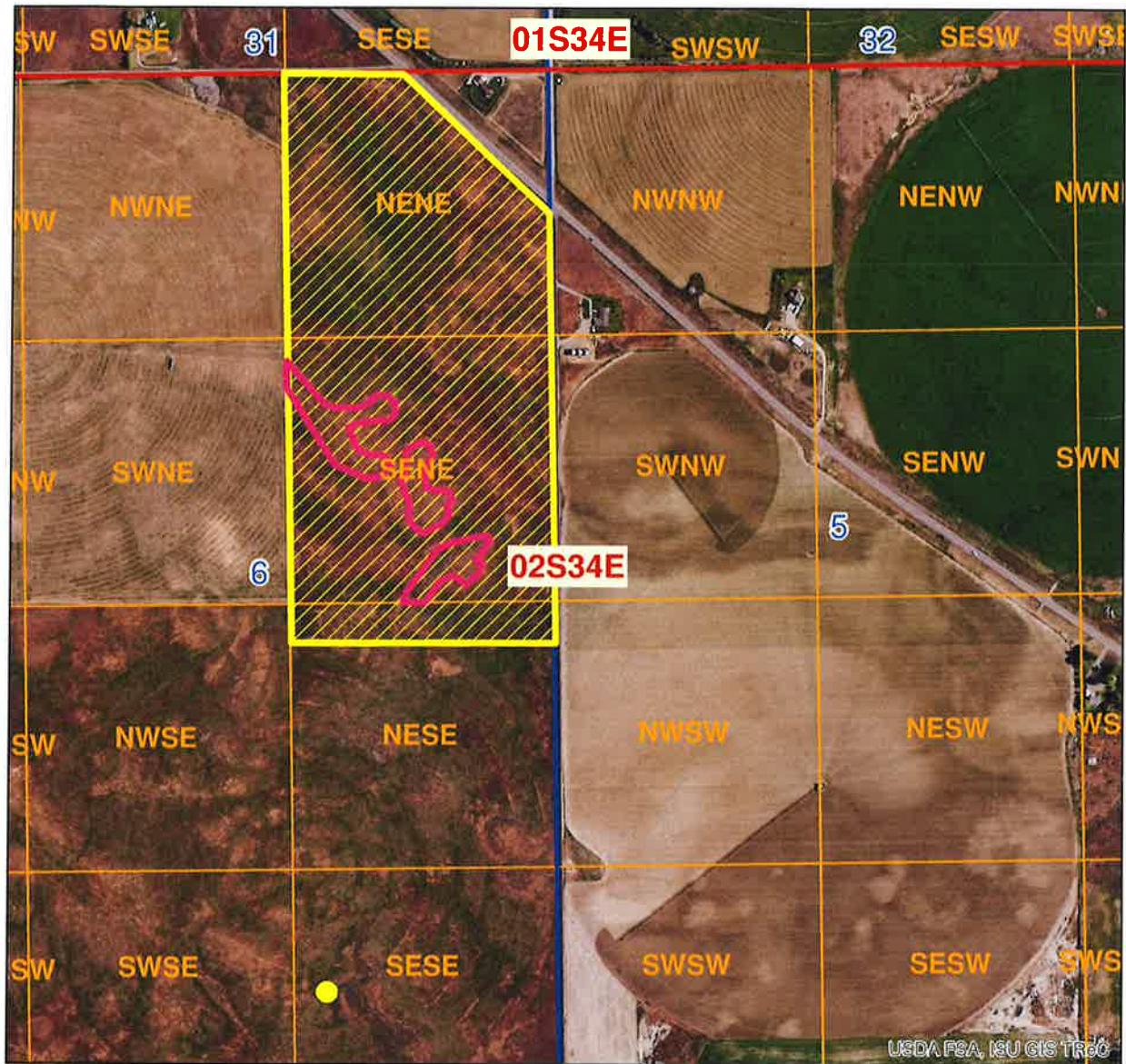
Received by _____ Date 3/29/19 Preliminary check by _____ Date _____

Fee paid \$500.00 Date 3/29/19 Received by _____ Receipt # E043842

Add'l fee paid \$50.- Date 2/22/19 Received by JB Receipt # E044732

Check all that apply: Attachment WSB ☐ (copy sent to state office) Lessor Designation form ☐ &/or W-9 ☐ (originals to state office)

Amended Application for Transfer (Soderquist) Water Right 35-13800



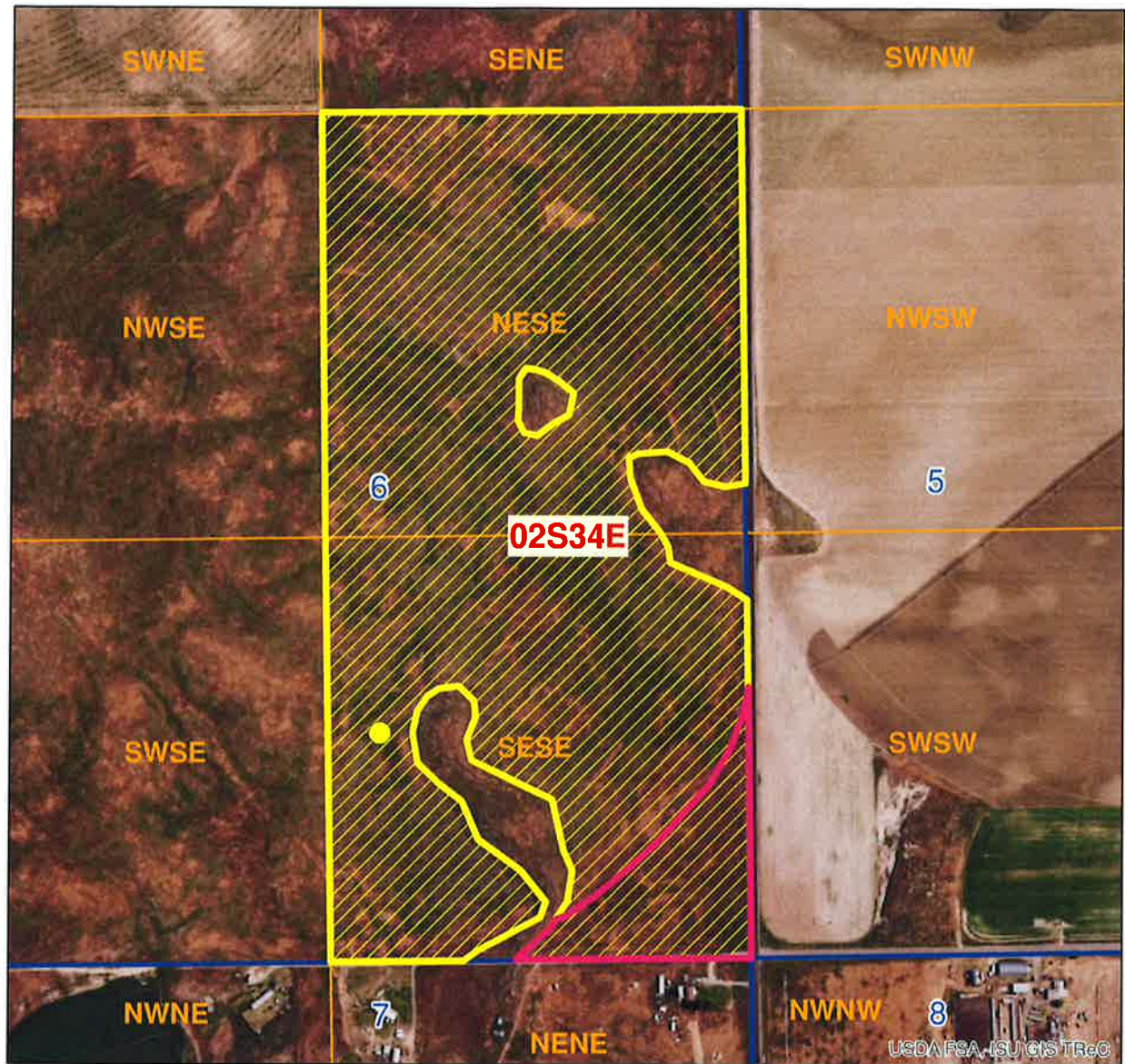
2017 Aerial Photo



0 1,000 2,000 Feet



Amended Application for Transfer (Soderquist) Water Right 35-2324A

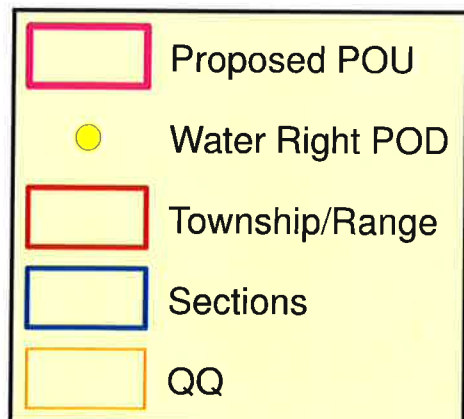
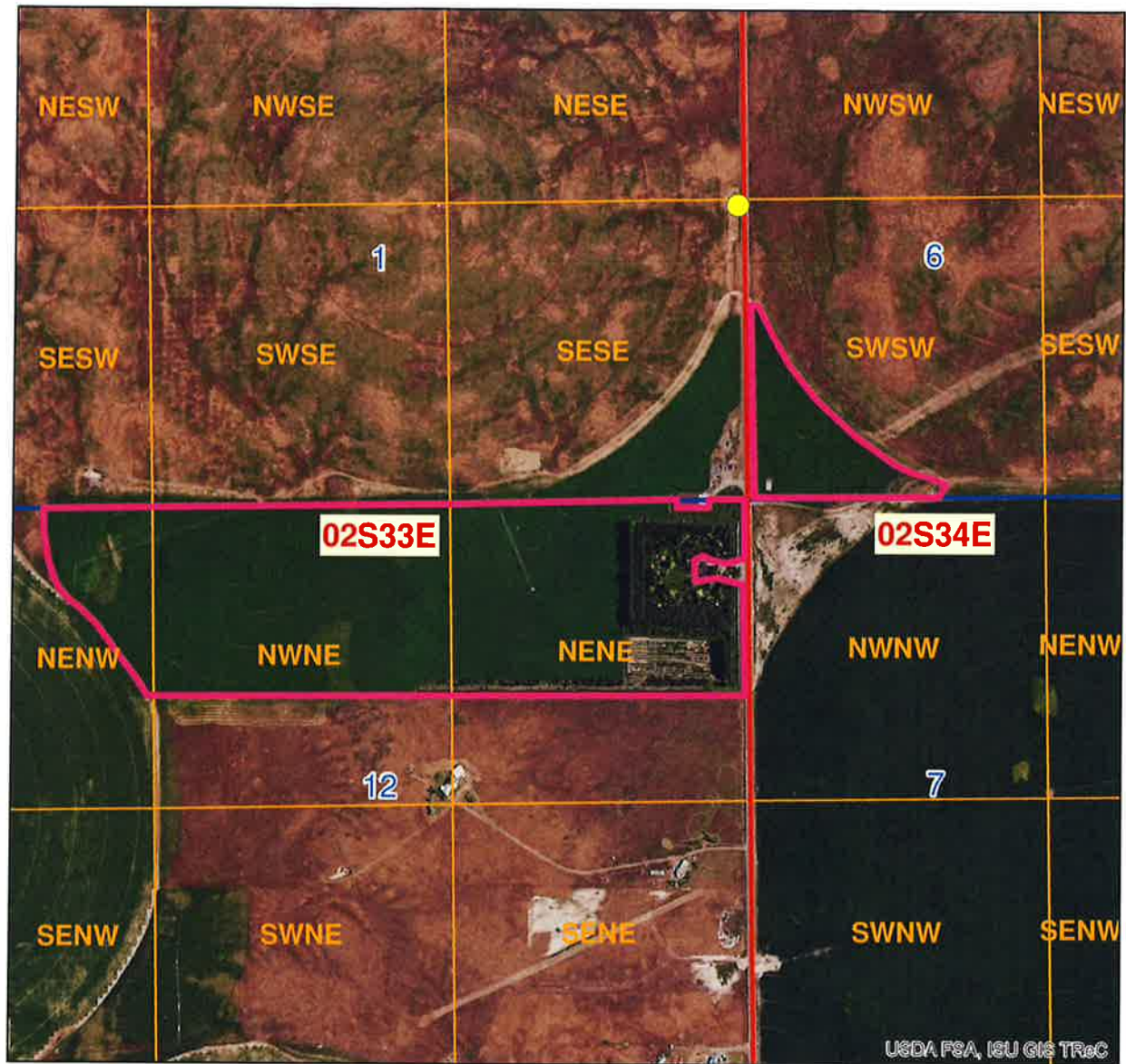


2017 Aerial Photo

0 500 1,000 Feet



Amended Application for Transfer (Soderquist) Proposed Place of Use



0 1,000 2,000 Feet





Farm
Production
and
Conservation

Farm
Service
Agency

Bingham County Farm Service Agency
725 Jensen Grove Drive Ste. 2
Blackfoot, ID 83221
Phone: (208) 785-2090 option 2
Fax: (855) 789-1388

12/07/2018

To Whom It May Concern:

Attached is Conservation Reserve Enhancement Program (CREP) contract 728B. The contract notes in section 11B the field numbers contained in the contract – please note that the field numbers are continued on the Continuation of Item 11 – Identification of CRP Land form. The field numbers on the contract correspond with the attached map. Field 8 is not contained in our CREP contract. Any questions regarding this CREP contract can be directed to my office at 208-785-2090 option 2.

Thank you,

Tyler Kendall
CED
Bingham County FSA

33

This form is available electronically.

CRP-1

U.S. DEPARTMENT OF AGRICULTURE

(03-26-04)

Commodity Credit Corporation

CONSERVATION RESERVE PROGRAM CONTRACT

NOTE: The authority for collecting the following information is Pub. L. 107-171. This authority allows for the collection of information without prior OMB approval mandated by the Paperwork Reduction Act of 1995. The time required to complete this information collection is estimated to average 4 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

7. COUNTY OFFICE ADDRESS (Include Zip Code)

Bingham County FSA
725 Jensen Grove Drive
Blackfoot, ID 83221

TELEPHONE NUMBER (Include Area Code) (208) 785-2090

1. STATE AND COUNTY CODE AND ACREAGE LOCATION

16-011

2. SIGN-UP NUMBER

35 CREP

3. CONTRACT NUMBER

725A

4. ACRES FOR ENROLLMENT

351.5

5. FARM NUMBER

58890

6. TRACT NUMBER(S)

25744

8. OFFER (Select one)

GENERAL

ENVIRONMENTAL PRIORITY

9. CONTRACT PERIOD

FROM:
(MM-DD-YYYY)

TO:
(MM-DD-YYYY)

12-01-2006 09-30-2021

THIS CONTRACT is entered into between the Commodity Credit Corporation (referred to as "CCC") and the undersigned owners, operators, or tenants (who may be referred to as "the Participant"). The Participant agrees to place the designated acreage into the Conservation Reserve Program ("CRP") or other use set by CCC for the stipulated contract period from the date the Contract is executed by the CCC. The Participant also agrees to implement on such designated acreage the Conservation Plan developed for such acreage and approved by the CCC and the Participant. Additionally, the Participant and CCC agree to comply with the terms and conditions contained in this Contract, including the Appendix to this Contract, entitled Appendix to CRP-1, Conservation Reserve Program Contract (referred to as "Appendix"). By signing below, the Participant acknowledges that a copy of the Appendix for the applicable sign-up period has been provided to such person. Such person also agrees to pay such liquidated damages in an amount specified in the Appendix if the Participant withdraws prior to CCC acceptance or rejection. The terms and conditions of this contract are contained in this Form CRP-1 and in the CRP-1 Appendix and any addendum thereto. BY SIGNING THIS CONTRACT PRODUCERS ACKNOWLEDGE RECEIPT OF THE FOLLOWING FORMS: CRP-1; CRP-1 Appendix and any addendum thereto; CRP-2 or CRP-2C, if applicable; and, if applicable, CRP-15.

10A. Rental Rate Per Acre

\$ 134

B. Annual Contract Payment

\$ 47,101

C. First Year Payment

\$ 39,229

(Item 10C applicable only to continuous signup when the first year payment is prorated.)

11. Identification of CRP Land (See Page 2 for additional space)

A. Tract No.	B. Field No.	C. Practice No.	D. Acres	E. Total Estimated Cost-Share
25744	1	CP 2	4.5	162
25744	2	CP 2	10	360
25744	3	CP 2	72.2	2,599

12. PARTICIPANTS

A(1). PARTICIPANT'S NAME AND ADDRESS (Zip Code):

Lyle Soderquist
494 N 1200 W
Blackfoot, ID 83221

(2) SHARE

50%

(3) SOCIAL SECURITY NUMBER:

(4) SIGNATURE

DATE (MM-DD-YYYY)
11-30-06

(If more than three individuals are signing, continue on attachment.)

B(1). PARTICIPANT'S NAME AND ADDRESS (Zip Code):

Krista Soderquist
494 N 1200 W
Blackfoot, ID 83221

(2) SHARE

50%

(3) SOCIAL SECURITY NUMBER:

(4) SIGNATURE

DATE (MM-DD-YYYY)
11-30-06

(If more than three individuals are signing, continue on attachment.)

C(1). PARTICIPANT'S NAME AND ADDRESS (Zip Code):

(2) SHARE

%

(3) SOCIAL SECURITY NUMBER:

(4) SIGNATURE

DATE (MM-DD-YYYY)

(If more than three individuals are signing, continue on attachment.)

(If more than three individuals are signing, continue on attachment.)

13. CCC USE ONLY - Payments according to the shares are approved.

A. SIGNATURE OF CCC REPRESENTATIVE

Teresa Yancy

B. DATE (MM-DD-YYYY)

11/30/06

NOTE: The following statement is made in accordance with the Privacy Act of 1974 (5 USC 552a) and the Paperwork Reduction Act of 1995, as amended. The authority for requesting the following information is the Food Security Act of 1985, (Pub. L. 99-198), as amended and the Farm Security and Rural Investment Act of 2002 (Pub. L. 107-171) and regulations promulgated at 7 CFR Part 1410 and the Internal Revenue Code (26 USC 6109). The information requested is necessary for CCC to consider and process the offer to enter into a Conservation Reserve Program Contract, to assist in determining eligibility, and to determine the correct parties to the contract. Furnishing the requested information is voluntary. Failure to furnish the requested information will result in determination of ineligibility for certain program benefits and other financial assistance administered by USDA agency. This information may be provided to other agencies, IRS, Department of Justice, or other State and Federal Law enforcement agencies, and in response to a court magistrate or administrative tribunal. The provisions of criminal and civil fraud statutes, including 18 USC 286, 287, 371, 641, 651, 1001; 15 USC 714m, and 31 USC 3729, may be applicable to the information provided. RETURN THIS COMPLETED FORM TO YOUR COUNTY FSA OFFICE.

The U.S. Department of Agriculture (USDA) prohibits discrimination in all its programs and activities on the basis of race, color, national origin, gender, religion, age, disability, political beliefs, sexual orientation, and marital or family status. (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audio tape, etc.) should contact USDA's TARGET Center at (202) 720-2600 (voice and TDD). To file a complaint of discrimination, write USDA, Director, Office of Civil Rights, Room 326-W, Whitten Building, 1400 Independence Avenue SW, Washington, D.C. 20250-9410 or call (202) 720-5964 (voice or TDD). USDA is an equal opportunity provider and employer.

☐ Original - County Office Copy

☐ Owner's Copy

☐ Operator's Copy

SCANNED

FEB 28 2010

82397



United States
Department of
Agriculture

Bingham County, Idaho



Common Land Unit

- Non-Cropland
- Cropland



County Boundary

Wetland Determination Identifiers

- Restricted Use
- Limited Restrictions
- Exempt from Conservation Compliance Provisions

Tract Cropland Total: 362.56 acres

2019 Program Year

Map Created August 21, 2018

Farm 6213

Tract 25744

United States Department of Agriculture (USDA) Farm Service Agency (FSA) maps are for FSA Program administration only. This map does not represent a legal survey or reflect actual ownership; rather it depicts the information provided directly from the producer and/or National Agricultural Imagery Program (NAIP) imagery. The producer accepts the data 'as is' and assumes all risks associated with its use. USDA-FSA assumes no responsibility for actual or consequential damage incurred as a result of any user's reliance on this data outside FSA Programs. Wetland identifiers do not represent the size, shape, or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact boundaries and determinations or contact USDA Natural Resources Conservation Service (NRCS).

82397

This form is available electronically.

CRP-1

(03-26-04)

U.S. DEPARTMENT OF AGRICULTURE

Commodity Credit Corporation

CONSERVATION RESERVE PROGRAM CONTRACT

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7. COUNTY OFFICE ADDRESS (Include Zip Code):

Bingham County FSA
725 Jensen Grove Drive
Blackfoot, ID 83221

TELEPHONE NUMBER (Include Area Code): (208) 785-2090

1. ST. & CO. CODE & ADMIN. LOCATION

16-011

2. SIGN-UP NUMBER

35 CREP

3. CONTRACT NUMBER

7246

4. ACRES FOR ENROLLMENT

295.3

5. FARM NUMBER

6213 5889 4011 5411

6. TRACT NUMBER(S)

26317 26417

8. OFFER (Select one)

GENERAL

ENVIRONMENTAL PRIORITY

FROM:

(MM-DD-YYYY)

TO:

(MM-DD-YYYY)

12-01-2006

09-30-2021

THIS CONTRACT is entered into between the Commodity Credit Corporation (referred to as "CCC") and the undersigned owners, operators, or tenants (who may be referred to as "the Participant"). The Participant agrees to place the designated acreage into the Conservation Reserve Program ("CRP") or other use set by CCC for the stipulated contract period from the date the Contract is executed by the CCC. The Participant also agrees to implement on such designated acreage the Conservation Plan developed for such acreage and approved by the CCC and the Participant. Additionally, the Participant and CCC agree to comply with the terms and conditions contained in this Contract, including the Appendix to this Contract, entitled Appendix to CRP-1, Conservation Reserve Program Contract (referred to as "Appendix"). By signing below, the Participant acknowledges that a copy of the Appendix for the applicable sign-up period has been provided to such person. Such person also agrees to pay such liquidated damages in an amount specified in the Appendix if the Participant withdraws prior to CCC acceptance or rejection. The terms and conditions of this contract are contained in this Form CRP-1 and in the CRP-1 Appendix and any addendum thereto. BY SIGNING THIS CONTRACT PRODUCERS ACKNOWLEDGE RECEIPT OF THE FOLLOWING FORMS: CRP-1; CRP-1 Appendix and any addendum thereto; CRP-2 or CRP-2C, if applicable; and, if applicable, CRP-15.

10A. Rental Rate Per Acre

\$ 134

11. Identification of CRP Land (See Page 2 for additional space)

B. Annual Contract Payment

\$ 39,570

A. Tract No.

B. Field No.

C. Practice No.

D. Acres

E. Total Estimated Cost-Share

C. First Year Payment

\$ 32,956

26317

2

CP 2

12.5

450

(Item 10C applicable only to continuous signup when the first year payment is prorated.)

26317

3

CP 2

6.6

238

26317

5

CP 2

132.4

4,766

12. PARTICIPANTS

A(1). PARTICIPANT'S NAME AND ADDRESS (Zip Code):

Lyle Soderquist
494 N 1200 W
Blackfoot, ID 83221

(2) SHARE

50 %

(3) SOCIAL SECURITY NUMBER:

(4) SIGNATURE

Lyle Soderquist

DATE (MM-DD-YYYY)

11-30-06

(If more than three individuals are signing, continue on attachment.)

B(1). PARTICIPANT'S NAME AND ADDRESS (Zip Code):

Krista Soderquist
494 N 1200 W
Blackfoot, ID 83221

(2) SHARE

50 %

(3) SOCIAL SECURITY NUMBER:

(4) SIGNATURE

Krista Soderquist

DATE (MM-DD-YYYY)

11-30-06

(If more than three individuals are signing, continue on attachment.)

C(1). PARTICIPANT'S NAME AND ADDRESS (Zip Code):

(2) SHARE

%

(3) SOCIAL SECURITY NUMBER:

(4) SIGNATURE

DATE (MM-DD-YYYY)

(If more than three individuals are signing, continue on attachment.)

13. CCC USE ONLY - Payments according to the shares are approved.

A. SIGNATURE OF CCC REPRESENTATIVE

Trevall Yancy

B. DATE (MM-DD-YYYY)

11/30/06

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☐ Original - County Office Copy

☐ Owner's Copy

☐ Operator's Copy

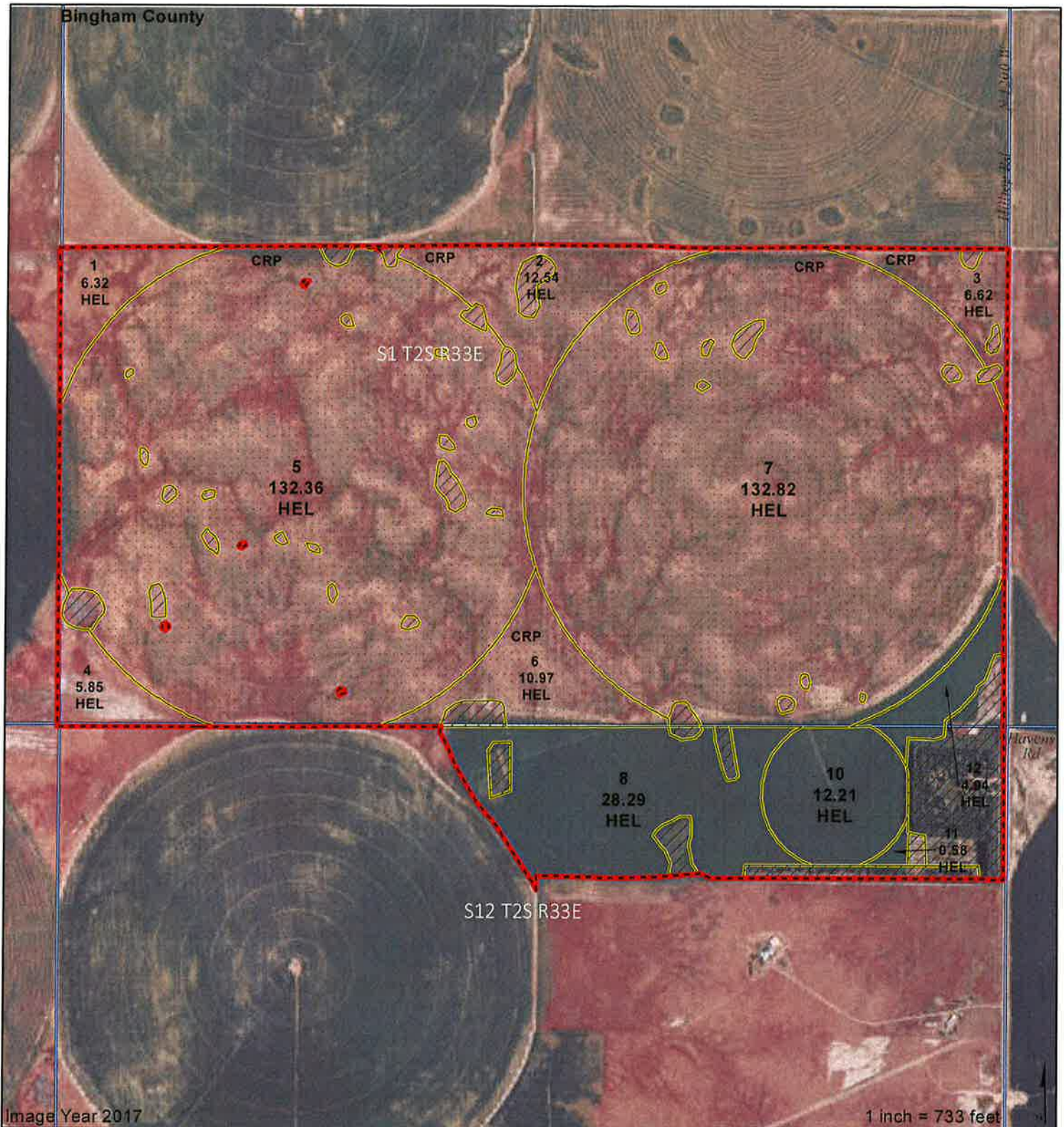
82397

SCANNED
FEB 28 2019



United States
Department of
Agriculture

Bingham County, Idaho



Common Land Unit

Non-Cropland
Cropland



CRP



Tract Boundary



PLSS

County Boundary

Wetland Determination Identifiers

- Restricted Use
- Limited Restrictions
- Exempt from Conservation Compliance Provisions

Tract Cropland Total: 353.50 acres

2019 Program Year

Map Created August 21, 2018

Farm 6213

Tract 26997

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82397