

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUN 01 2018

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

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

Check all that apply:

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

1. **APPLICANT(S)** Lovas Trust Phone 925-577-0293

* 2. MAILING ADDRESS 681 Norante Court 13233 Snowshoe Thompson City Pleasanton Truckee
State CA Zip 94566 96161 Email mjlovas@gmail.com Circle

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

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

- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

- ☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. LIST WATER RIGHT NUMBER(S) 37-2625A, 37-2638, 37-2700, 37-21463

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

4. **TOTAL AMOUNT OF WATER** transferred is 2.2 cubic feet per second and/or _____ acre-feet per annum.
(diversion rate) (storage volume)

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

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

[illegible]

6. GENERAL INFORMATION

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

16-inch well, 200 feet deep, pressurized irrigation system. Measuring device and lockable controlling works will be accommodated.

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

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

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

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right(s), or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe:

- d. Is any portion of the water right(s) proposed to be changed currently leased to the Water Supply Bank? ☒ Yes ☐ No

- ☐ If yes and there are multiple owners, attach a [Lessor Designation](#) form.
☐ If yes, the individual owner or designated lessor must complete, sign and attach an [IRS Form W-9](#).

(Disregard if these items are on file and ownership has not changed.)
6.5 acres of applicant's property are currently in the bank until 12/31/2018. Applicant will re-submit a new lease application at that time if these acres will continue to not be irrigated.

7. MAP - ☒ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and 1/4 1/4 of section information. The [Map Tool](#), available at maps.idwr.idaho.gov/TransferApplicationLayouts/ provides a satisfactory template for creating the required map.

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


Signature of applicant or authorized agent

MICHAEL J LOVAS
Print name and title if applicable

5/21/18
Date

Signature of applicant or authorized agent

Print name and title if applicable

Date

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

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments.

Received by TF

Date 6-1-2018

Fee paid \$6600- Date _____

Received by AM

Receipt # SO36773

Preliminary review by _____

Date 6-1-2018

Active in the Water Supply Bank? Yes ☐ No ☐

W-9 received? Yes ☐ No ☐

Name on W-9 _____

W-9 forwarded to fiscal? Yes ☐ No ☐

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

COPY

Rev. 02/14

For Office Use Only
Updated by DM
Date 6.1.2018

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CHANGE IN ADDRESS

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.
(Please print or type)

RECEIVED

JUN 01 2018

DEPT OF WATER RESOURCES
SOUTHERN REGION

Water Right Number(s): 37-481B, 37-482G, 37-483B, 37-665K, 37-666J, 37-667N, 37-2625A

Name(s): Lovas Trust

Trustee: Michael Lovas

Old Mailing Address: 681 Norante Court

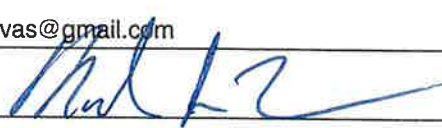
Pleasanton, CA 94566

New Mailing Address: 13233 Snowshoe Thompson Circle

Truckee, CA 96161

Telephone Number: 925-577-0293

Email: mjlovas@gmail.com

Signature(s) of Owner(s) 

Trustee of Lovas Trust

(Include your title if on behalf of company or organization.)

Date: May 15, 2018

Send a signed original to your closest regional office:

IDWR Northern Region
7600 N. Mineral Dr., Suite 100
Coeur d'Alene, ID 83815-7763
(208) 762-2800

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

IDWR Southern Region
650 Addison Ave W, Suite 500
Twin Falls, ID 83301-5858
(208) 736-3033

COPY

Rev. 02/14

For Office Use Only
Updated by DM
Date 6.1.2018

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CHANGE IN ADDRESS

This form can be used to notify the Department of a change in
address of the owners of record for the listed water rights.
(Please print or type)

RECEIVED

JUN 01 2018

DEPT OF WATER RESOURCES
SOUTHERN REGION

Water Right Number(s): 37-2638, 37-2700, 37-21463, 37-22155

Name(s): Lovas Trust
Trustee: Michael Lovas

Old Mailing Address: 681 Norante Court
Pleasanton, CA 94566

New Mailing Address: 13233 Snowshoe Thompson Circle
Truckee, CA 96161

Telephone Number: 925-577-0293

Email: mjlovas@gmail.com

Signature(s) of Owner(s) 
Trustee of Lovas Trust
(Include your title if on behalf of company or organization.)

Date: May 15, 2018

Send a signed original to your closest regional office:

IDWR Northern Region
7600 N. Mineral Dr., Suite 100
Coeur d'Alene, ID 83815-7763
(208) 762-2800

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

IDWR Southern Region
650 Addison Ave W, Suite 500
Twin Falls, ID 83301-5858
(208) 736-3033

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

5/10/2018

WATER RIGHT NO. 37-2625A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LOVAS TRUST 681 NORANTE COURT PLEASANTON, CA 94566 9255770293
Trustee	MICHAEL LOVAS 681 NORANTE COURT PLEASANTON, CA 94566 9255770293
Original Owner	NMS LEASING INC BANK OF HAWAII ATTN: MS KIM YOSHIMOTO 130 MERCHANT ST HONOLULU, HI 96802 8085384737
Original Owner	K F HELLYER HWY 68 GANNETT, ID 83329

Priority Date: 11/13/1959

Basis: Decreed

Status: Active

Water Supply Bank Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	0.8 CFS	139.7 AFA
Total Diversion			0.8 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NWSWNW	Sec. 17	Township 01N	Range 19E	BLAINE County
GROUND WATER	NENENW	Sec. 20	Township 01N	Range 19E	BLAINE County
GROUND WATER	SWSENW	Sec. 28	Township 01N	Range 19E	BLAINE County

IRRIGATION Use:
Acre Limit: 39.9

Place(s) of use:

Place of Use Legal Description: IRRIGATION BLAINE County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
01N	19E	17		SWNW 3										
				NWSW 21			SWSW 40			SESW 9				
		20		NWNE 0.5										
				NENW 30			NWNW 40							

Total Acres: 143.5

Conditions of Approval:

1. K06 This right is limited to the irrigation of 39.9 acres within the place of use described above in a single irrigation season.
2. Right Nos. 37-2625A, 37-2638, 37-2700 and 37-21463 are limited to the irrigation of a combined total of 143.5 acres in a single irrigation season.
3. K01 Right No. 37-21463 is an enlargement of this right pursuant to Section 42-1426, Idaho Code. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the
4. 065 diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
5. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code. This partial decree is subject to such general provisions necessary for the definition of the rights or for
6. C18 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. E52 The rights listed below are limited to a total combined diversion rate of 2.2 cfs. Combined Right Nos.: 37-2625A, 37-2638, 37-2700 and 37-21463.
8. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code. Right Nos. 37-481B, 37-482G, 37-483B, 37-665K, 37-666J, 37-667N, 37-2625A, 37-2638, 37-2700,
9. 37-21463 and 37-22155 are limited to the irrigation of a combined total of 143.5 acres in a single irrigation season.
10. 104 If the surface water rights appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
11. Total combined delivery at the field headgates (for surface water rights) and diversion at the wellheads

12.

(for ground water rights) for this right along with water right nos. 37-481B, 37-482G, 37-483B, 37-665K, 37-666J, 37-667N, 37-2625A, 37-2638, 37-2700, 37-21463, and 37-22155 shall not exceed a total instantaneous rate of 2.9 cfs (which equates to 0.02 cfs per acre over the combined permissible places of use for these water rights totaling 143.5 acres).

Total volume of water delivered to the field from this right along with water right nos. 37-481B, 37-482G, 37-483B, 37-665K, 37-666J, 37-667N, 37-2625A, 37-2638, 37-2700, 37-21463, and 37-22155 shall not exceed 502.3 acre-feet per year (which equates to 3.5 acre-feet per acre over the combined permissible places of use for these water rights totaling 143.5 acres).

Dates:

Licensed Date:

Decreed Date: 01/14/2009

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 143.5

Combined Volume Limit:

Combined Rate Limit:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Water Supply Bank:

Lessor Name(s): REDSTONE PARTNERS LP

Lease Status: Active

Lease Amount: 116.6

Rental Availability: 116.6

Date Received: 4/30/2014

Lease Begin Date: 4/30/2014

Expiration Date: 12/31/2018

Close

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

5/10/2018

WATER RIGHT NO. 37-2638

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LOVAS TRUST 681 NORANTE COURT PLEASANTON, CA 94566 9255770293
Trustee	MICHAEL LOVAS 681 NORANTE COURT PLEASANTON, CA 94566 9255770293
Original Owner	NMS LEASING INC BANK OF HAWAII ATTN: MS KIM YOSHIMOTO 130 MERCHANT ST HONOLULU, HI 96802 8085384737
Original Owner	K F HELLYER HWY 68 GANNETT, ID 83329

Priority Date: 08/01/1960

Basis: Decreed

Status: Active

Water Supply Bank Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	0.4 CFS	149.8 AFA
Total Diversion			0.4 CFS	

Location of Point(s) of Diversion:

GROUND WATER|NWSWNW|Sec. 17|Township 01N|Range 19E|BLAINE County
GROUND WATER|NENENW|Sec. 20|Township 01N|Range 19E|BLAINE County
GROUND WATER|SWSENW|Sec. 28|Township 01N|Range 19E|BLAINE County

IRRIGATION Use:
Acre Limit: 42.8

Place(s) of use:

Place of Use Legal Description: IRRIGATION BLAINE County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
01N	19E	17		SWNW 3										
				NWSW 21			SWSW 40			SESW 9				
		20		NWNE 0.5										
				NENW 30			NWNW 40							

Total Acres: 143.5

Conditions of Approval:

1. 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
2. 104 If the surface water rights appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
3. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
4. Right Nos. 37-2625A, 37-2638, 37-2700 and 37-21463 are limited to the irrigation of a combined total of 143.5 acres in a single irrigation season.
5. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
6. X27 This right is limited to the irrigation of 42.8 acres within the place of use described above in a single irrigation season.
7. 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.
8. Right Nos. 37-481B, 37-482G, 37-483B, 37-665K, 37-666J, 37-667N, 37-2625A, 37-2638, 37-2700, 37-21463 and 37-22155 are limited to the irrigation of a combined total of 143.5 acres in a single irrigation season.
9. E55 Right Nos. 37-2638 and 2700 are limited to the irrigation of a combined total of 84.2 acres in a single irrigation season.
10. E52 The rights listed below are limited to a total combined diversion rate of 2.2 cfs. Combined Right Nos.: 37-2625A, 37-2638, 37-2700 and 37-21463.

11. Total combined delivery at the field headgates (for surface water rights) and diversion at the wellheads (for ground water rights) for this right along with water right nos. 37-481B, 37-482G, 37-483B, 37-665K, 37-666J, 37-667N, 37-2625A, 37-2638, 37-2700, 37-21463, and 37-22155 shall not exceed a total instantaneous rate of 2.9 cfs (which equates to 0.02 cfs per acre over the combined permissible places of use for these water rights totaling 143.5 acres).
12. Total volume of water delivered to the field from this right along with water right nos. 37-481B, 37-482G, 37-483B, 37-665K, 37-666J, 37-667N, 37-2625A, 37-2638, 37-2700, 37-21463, and 37-22155 shall not exceed 502.3 acre-feet per year (which equates to 3.5 acre-feet per acre over the combined permissible places of use for these water rights totaling 143.5 acres).

Dates:

Licensed Date:

Decreed Date: 01/14/2009

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 84.2

Combined Volume Limit:

Combined Rate Limit:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Water Supply Bank:

Lessor Name(s): REDSTONE PARTNERS LP

Lease Status: Active

Lease Amount: 125

Rental Availability: 125

Date Received: 4/30/2014

Lease Begin Date: 4/30/2014

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

5/10/2018

WATER RIGHT NO. 37-2700

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LOVAS TRUST 681 NORANTE COURT PLEASANTON, CA 94566 9255770293
Trustee	MICHAEL LOVAS 681 NORANTE COURT PLEASANTON, CA 94566 9255770293
Original Owner	NMS LEASING INC
Original Owner	K F HELLYER BANK OF HAWAII ATTN: MS KIM YOSHIMOTO 130 MERCHANT ST HONOLULU, HI 96802 8085384737
Original Owner	FRED BROSSY COVE RANCH BELLEVUE, ID 83313

Priority Date: 08/20/1964

Basis: Decreed

Status: Active

Water Supply Bank Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	0.99 CFS	148.2 AFA
Total Diversion			0.99 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NWSWNW	Sec. 17	Township 01N	Range 19E	BLAINE County
GROUND WATER	NENENW	Sec. 20	Township 01N	Range 19E	BLAINE County
GROUND WATER	SWSENW	Sec. 28	Township 01N	Range 19E	BLAINE County

IRRIGATION Use:
Acre Limit: 49.4

Place(s) of use:

Place of Use Legal Description: IRRIGATION BLAINE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
01N	19E	17		SWNW 3										
				NWSW 21			SWSW 40			SESW 9				
		20		NWNE 0.5										
				NENW 30			NWNW 40							

Total Acres: 143.5

Conditions of Approval:

1. 104 If the surface water rights appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
2. E52 The rights listed below are limited to a total combined diversion rate of 2.2 cfs. Combined Right Nos.: 37-2625A, 37-2638, 37-2700 and 37-21463.
3. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
4. 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under 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. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
7. Right Nos. 37-2625A, 37-2638, 37-2700 and 37-21463 are limited to the irrigation of a combined total of 143.5 acres in a single irrigation season.
8. E55 Right Nos. 37-2638 and 2700 are limited to the irrigation of a combined total of 84.2 acres in a single irrigation season.
9. Right Nos. 37-481B, 37-482G, 37-483B, 37-665K, 37-666J, 37-667N, 37-2625A, 37-2638, 37-2700, 37-21463 and 37-22155 are limited to the irrigation of a combined total of 143.5 acres in a single irrigation season.

10. X27 This right is limited to the irrigation of 49.4 acres within the place of use described above in a single irrigation season.
11. Total combined delivery at the field headgates (for surface water rights) and diversion at the wellheads (for ground water rights) for this right along with water right nos. 37-481B, 37-482G, 37-483B, 37-665K, 37-666J, 37-667N, 37-2625A, 37-2638, 37-2700, 37-21463, and 37-22155 shall not exceed a total instantaneous rate of 2.9 cfs (which equates to 0.02 cfs per acre over the combined permissible places of use for these water rights totaling 143.5 acres).
12. Total volume of water delivered to the field from this right along with water right nos. 37-481B, 37-482G, 37-483B, 37-665K, 37-666J, 37-667N, 37-2625A, 37-2638, 37-2700, 37-21463, and 37-22155 shall not exceed 502.3 acre-feet per year (which equates to 3.5 acre-feet per acre over the combined permissible places of use for these water rights totaling 143.5 acres).

Dates:

Licensed Date:

Decreed Date: 01/14/2009

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 84.2

Combined Volume Limit:

Combined Rate Limit:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Water Supply Bank:

Lessor Name(s): REDSTONE PARTNERS LP

Lease Status: Active

Lease Amount: 123.6

Rental Availability: 123.6

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

5/10/2018

WATER RIGHT NO. 37-21463

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LOVAS TRUST 681 NORANTE COURT PLEASANTON, CA 94566 9255770293
Trustee	MICHAEL LOVAS 681 NORANTE COURT PLEASANTON, CA 94566 9255770293
Original Owner	NMS LEASING INC BANK OF HAWAII ATTN: MS KIM YOSHIMOTO 130 MERCHANT ST HONOLULU, HI 96802 8085384737

Priority Date: 04/01/1984

Basis: Decreed

Status: Active

Water Supply Bank Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	0.3 CFS	67.9 AFA
Total Diversion			0.3 CFS	

Location of Point(s) of Diversion:

GROUND WATER|NWSWNW|Sec. 17|Township 01N|Range 19E|BLAINE County

GROUND WATER	NENENW	Sec. 20	Township 01N	Range 19E	BLAINE County
GROUND WATER	SWSSENW	Sec. 28	Township 01N	Range 19E	BLAINE County

IRRIGATION Use:
Acre Limit: 19.4

Place(s) of use:

Place of Use Legal Description: IRRIGATION BLAINE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
01N	19E	17		SWNW 3										
				NWSW 21			SWSW 40			SESW 9				
		20		NWNE 0.5										
				NENW 30			NWNW 40							

Total Acres: 143.5

Conditions of Approval:

- 104 If the surface water rights appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
- C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code. Right Nos. 37-481B, 37-482G, 37-483B, 37-665K, 37-666J, 37-667N, 37-2625A, 37-2638, 37-2700, 37-21463 and 37-22155 are limited to the irrigation of a combined total of 143.5 acres in a single irrigation season.
- K01 This right is an enlargement of Right 37-2625A, 37-2638 & 37-2700 pursuant to Section 42-1426, Idaho Code.
- Right Nos. 37-2625A, 37-2638, 37-2700 and 37-21463 are limited to the irrigation of a combined total of 143.5 acres in a single irrigation season.
- 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.
- X27 This right is limited to the irrigation of 19.4 acres within the place of use described above in a single irrigation season.
- 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. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the
- 065 diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
10. The rights listed below are limited to a total combined diversion rate of 0.8 cfs. Combined Right Nos.: 37-2625A and 37-21463.

11. E52 The rights listed below are limited to a total combined diversion rate of 2.2 cfs. Combined Right Nos.: 37-2625A, 37-2638, 37-2700 and 37-21463.
12. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
13. Total combined delivery at the field headgates (for surface water rights) and diversion at the wellheads (for ground water rights) for this right along with water right nos. 37-481B, 37-482G, 37-483B, 37-665K, 37-666J, 37-667N, 37-2625A, 37-2638, 37-2700, 37-21463, and 37-22155 shall not exceed a total instantaneous rate of 2.9 cfs (which equates to 0.02 cfs per acre over the combined permissible places of use for these water rights totaling 143.5 acres).
14. Total volume of water delivered to the field from this right along with water right nos. 37-481B, 37-482G, 37-483B, 37-665K, 37-666J, 37-667N, 37-2625A, 37-2638, 37-2700, 37-21463, and 37-22155 shall not exceed 502.3 acre-feet per year (which equates to 3.5 acre-feet per acre over the combined permissible places of use for these water rights totaling 143.5 acres).

Dates:

Licensed Date:

Decreed Date: 01/14/2009

Enlargement Use Priority Date:

Enlargement Statute Priority Date: 4/12/1994

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 143.5

Combined Volume Limit:

Combined Rate Limit:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Water Supply Bank:

Lessor Name(s): REDSTONE PARTNERS LP

Lease Status: Active

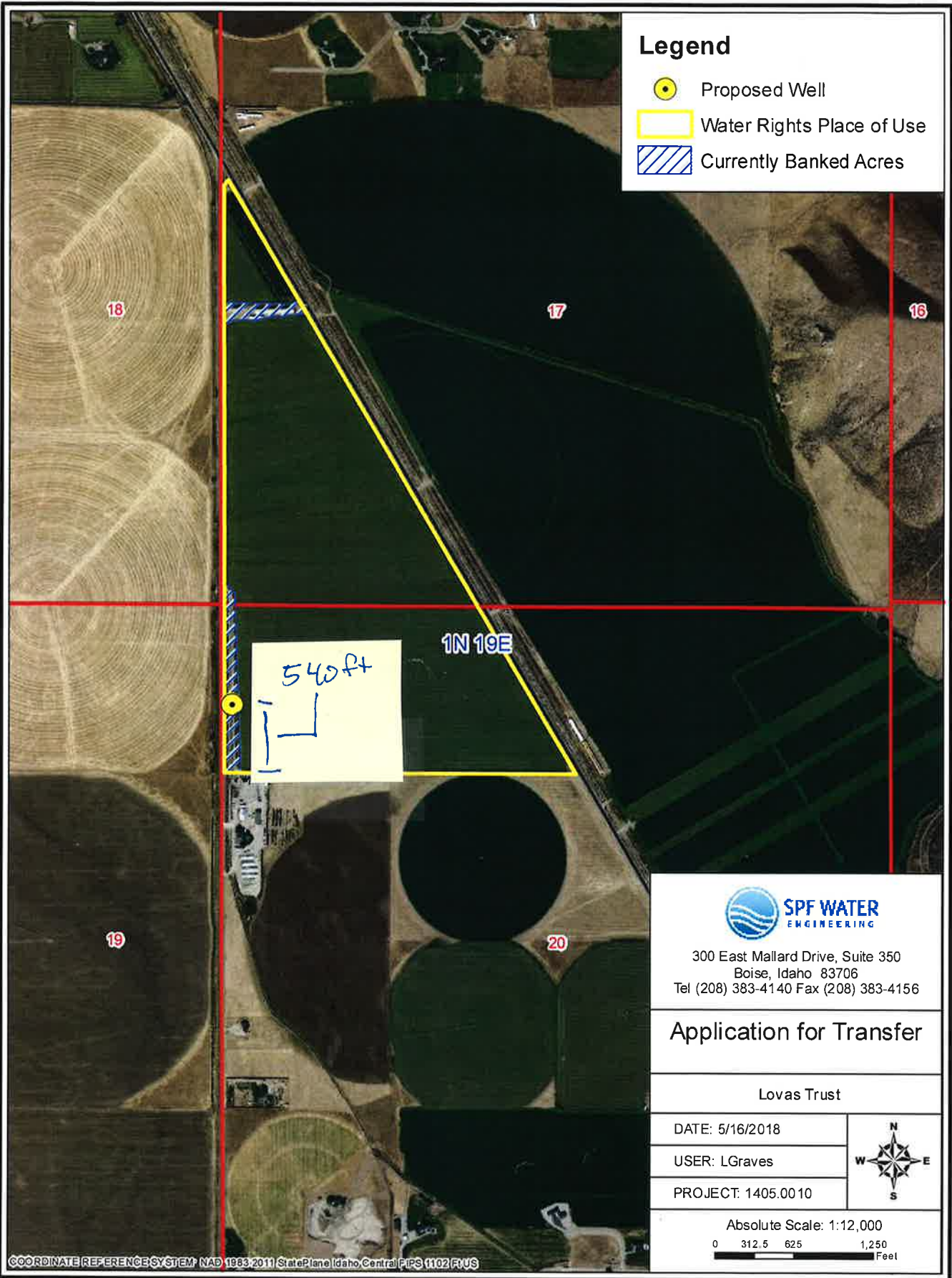
Lease Amount: 57

Rental Availability: 57

Date Received: 4/30/2014

Lease Begin Date: 4/30/2014

Path: S:\PROJECTS\Irru L Project\Irrigation Engineering\PROJECT\GIS\Map\Map.mxd



Legend

- Proposed Well
- Water Rights Place of Use
- Currently Banked Acres



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

Application for Transfer

Lovas Trust

DATE: 5/16/2018

USER: LGraves

PROJECT: 1405.0010



Absolute Scale: 1:12,000

0 312.5 625 1,250 Feet

TRANSFER 82572

Maline, Denise

From: Maline, Denise
Sent: Friday, August 10, 2018 10:11 AM
To: Kevin Lakey (WD37); Cyndi WD37
Subject: Comment Letters - Transfer 82556 & 82572
Attachments: Comment letter to WD37 for 82556 & 82572.docx; Transfer 82556 Lake Meadows HOA.pdf; Transfer 82572 Lovas.pdf

Hi Kevin,

Attached are 2 applications for transfer currently being processed within your district. Please review the information and provide any necessary comments within 21 days.

Thank you & have a good weekend,

Denise @ IDWR

Denise Maline

Administrative Assistant

Idaho Dept of Water Resources, Southern Region

650 Addison Ave W, Ste 500

Twin Falls, ID 83301

(208) 736-3033

denise.maline@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION • 650 ADDISON AVE W STE 500 • TWIN FALLS ID 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

August 10, 2018

WATER DISTRICT #37
KEVIN LAKEY
107 W 1ST ST
SHOSHONE ID 83352

via e-mail

RE: Transfer No. 82556
Water Right No(s). 37-22663

RE: Transfer No. 82572
Water Right No(s). 37-21463, 37-2625A, 37-2638, 37-2700

Dear Kevin:

A copy of the above referenced application is enclosed. Please review the application, then complete the enclosed recommendation form as necessary, and return it to this office within 21 days of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the water master, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR's regional offices can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)



State of Idaho

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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

August 9, 2018

LOVAS TRUST
13233 SNOWSHOE THOMPSON CIR
TRUCKEE, CA 96161

RE: Transfer No. 82572
Water Right No(s). 37-21463, 37-2625A, 37-2638, 37-2700

Dear Applicant(s):

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

A legal notice of the application has been prepared and is scheduled for publication in the **IDAHO MOUNTAIN EXPRESS on 8/15/2018 and 8/22/2018**. Protests to this application may be submitted for a period ending ten (10) days after the second publication. Any protest against this application must be filed with the Department of Water Resources, together with a protest fee of \$25.00 for each application, on or before **September 4, 2018**.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

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

Sincerely,

Denise Maline
Administrative Assistant

cc: SPF WATER ENGINEERING LLC
MICHAEL LOVAS, TRUSTEE

Maline, Denise

From: Maline, Denise
Sent: Thursday, August 09, 2018 9:38 AM
To: Idaho Mountain Express
Subject: LEGAL NOTICE
Attachments: Idaho Mtn Express cover letter.docx; Idaho Mtn Express ad.docx

Attached please find (1) legal notice being submitted for publication on August 15th & 22nd, 2018. Please let me know if there are any questions or if you are not able to run the ad on the dates requested.

Thank you in advance,

Denise

Denise Maline

Administrative Assistant I

Idaho Dept of Water Resources, Southern Region

650 Addison Ave W, Ste 500

Twin Falls, ID 83301

(208) 736-3033

denise.maline@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION • 650 ADDISON AVE W STE 500 • TWIN FALLS ID 83301-5858

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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

August 9, 2018

LEGAL NOTICE DEPARTMENT
IDAHO MOUNTAIN EXPRESS
PO BOX 1013
KETCHUM, ID 83340

RE: Transfer No. 82556
Water Right No(s): 37-22663

RE: Transfer No. 82082
Water Right No(s): 36-2069, etc.

RE: Transfer No. 82572
Water Right No(s): 37-21463, 37-2625A, 37-2638, 37-2700

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before September 4, 2018. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 82556**

LAKE CREEK MEADOWS HOMEOWNERS ASSN INC, PO BOX 3144, KETCHUM, ID 83340; has filed Application No. 82556 for changes to the following water rights within BLAINE County(s): Right No(s). 37-22663. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to add a point of diversion (POD) to water right 37-22663 which allows for the diversion of 1.1 cfs out of Lake Creek for irrigation of 55 acres. The proposed POD is located downstream of the existing PODs authorized for this water right and is approximately 3 miles north of Ketchum east of Highway 75 in the Lake Creek Meadows Subdivision.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 82572**

LOVAS TRUST, 13233 SNOWSHOE THOMPSON CIR, TRUCKEE, CA 96161; has filed Application No. 82572 for changes to the following water rights within BLAINE County(s): Right No(s). 37-21463, 37-2625A, 37-2638, 37-2700. The purpose of the transfer is to change a portion of the above rights as follows: Applicant proposes adding a new point of diversion for 2.2 cfs of groundwater for irrigation from a well to be drilled approximately 3.9 miles south and 1.8 miles east of the city center of Bellevue.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 82082**

WESTERN MORTGAGE & REALTY CO, PO BOX 3110, PASCO, WA 99301; has filed Application No. 82082 for changes to the following water rights within BLAINE, MINIDOKA County(s): Right No(s). 36-10515, 36-10850A, 36-10863A, 36-10863B, 36-15217, 36-15264A, 36-15264B, 36-16042, 36-16309, 36-16473, 36-16816, 36-2069, 36-2090B, 36-2092, 36-2097, 36-2259, 36-2433, 36-2434, 36-2435, 36-2582A, 36-2582B, 36-2618, 36-7209, 36-7246A, 36-7246B, 36-7356C, 36-7627, 36-8227. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes creating a 7,037.5 acre permissible place of use (PPU) on a farm located approximately 10.0 to 16.7 miles east and 7.6 to 13.2 miles north of Rupert for 25 rights totaling 62.97 cfs and 4,953.5 acres currently diverted from 17 wells on the farm. The application also proposes moving a 0.46 cfs and 59 acre portion of an additional right from a farm located approximately 9.7 to 10.1 miles east and 10.0 to 10.6 miles north to the 17 wells and proposed PPU. In addition, a portion of two water rights totaling 1.15 cfs and 96 acres are also proposed to be moved from a farm located 16.5 to 17.0 miles east and 8.1 to 8.7 miles north to the 17 wells and proposed PPU. In total the 28 rights will allow for the diversion of 64.58 cfs from 17 wells for the irrigation of 5,108.5 acres within the 7,037.5 acre PPU. Published in the Idaho Mountain Express on August 15th & 22nd, 2018 and in the Times News on August 16th & 23rd, 2018.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or to see a full description of these rights and/or the proposed transfers, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 ADDISON AVE W, STE 500, TWIN FALLS, ID 83301-5858 together with a protest fee of \$25.00 for each application on or before **September 4, 2018**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on August 15th & 22nd, 2018

Barnes, Clinton

From: Barnes, Clinton
Sent: Monday, August 06, 2018 10:28 AM
To: Buyer, Remington; Webster, Clay
Subject: Transfer 82572 Lovas Trust

Gentlemen,

For your information, Lovas Trust has filed a transfer to add a POD to four water rights which have a portion of each (6.5 ac/ea) in the WSB. Please see backfile or contact me if you need more information.

Thanks,

Clinton Barnes

Idaho Department of Water Resources
Sr. Water Resource Agent – Well Drilling Coordinator
Southern Regional Office

MEMORANDUM

Date: August 6, 2018
To: 82572 Lovas Trust File
From: C Barnes
Re: Transfer Summary

Applicant proposes adding a new point of diversion for 2.2 cfs of groundwater for irrigation from a well to be drilled approximately 3.9 miles south and 1.8 miles east of the city center of Bellevue.

Farm appears to be within Water District 37. An overlap analysis shows that the four water rights listed in the transfer are the only groundwater rights associated with the POU. Big Wood surface water rights also cover the POU and the farm lies within the Upper Wood River Users Association, Inc. service area.

A change of ownership was received and processed for Lovas Trust, for the four water rights associated with this transfer, as well for other surface water rights (11 rights total).

This transfer will be advertised and subject to public comment and protest.

FEE MEMORANDUM

Date: August 6, 2018
To: 82572 Lovas Trust File
From: C Barnes
Re: Transfer Fees Paid

The total amount of water being transferred is 2.2 CFS. The IDWR Application for Transfer or Exchange Fee Schedule indicates that the fee for 2.2 CFS is \$660.00, which is the fee that was paid by the applicant on June 1, 2018 on receipt S036773. The correct fee has been received.



May 30, 2018

RECEIVED

JUN 01 2018

DEPT OF WATER RESOURCES
SOUTHERN REGION

Corey Skinner
IDWR Southern Region Office
650 Addison Ave W, Ste 500
Twin Falls, ID 83301-5858

Subject: Lovas Trust Transfer Application, Address Change Notice

Dear Corey,

Enclosed on behalf of the Lovas Trust (Michael Lovas, Trustee) is an *Application for Transfer*. Applicant formerly owned Cove Ranch, but recently sold a majority of the property while retaining a 153-acre portion. The appurtenant water rights were split accordingly. The well currently authorized for supplemental irrigation is located on property the applicant sold. Applicant now seeks authorization to develop a separate, private irrigation well on property he retained.

Also enclosed are Change in Address Notices for applicant's resulting water rights. Because of limited space for the water right numbers, two forms were used.

Check No. 012090 for \$660 is enclosed for the filing fee. Thank you very much for your consideration and assistance in this matter. Please call me if you have any questions.

Sincerely,

A handwritten signature in blue ink, appearing to read "Lori Graves".

Lori Graves
Water Rights Specialist

Cc: Michael Lovas
Greg Travelstead

Enclosures

SPF file number: 1405.0010