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42-222 POD - 09/14

SEP 15 2017

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

AUG 18 2017

DEPT OF WATER RESOURCES

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

DEPT OF WATER RESOURCES
SOUTHERN REGION

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) Bonnie Fox Phone _____
 2. MAILING ADDRESS Po Box 352 City Fairfield
 State ID Zip 83327 Email _____

- ☐ 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) 37-21795

- ☒ 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 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.

New?	Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Source	Local name or tag #
~~✓~~		~~SE~~	~~SW~~		~~3~~	~~01N~~	~~14E~~	~~Camas~~	~~Soldier Creek~~	~~37-21795~~
✓		SE	SW		3	01S	14E	CAMAS	SOLDIER CREEK	

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:

Pump with 2" Badger meter.

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

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

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

Yes No

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

If yes, describe:

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

- ☐ If yes and there are multiple owners, attach a [Lessor Designation](#) form.
☐ If yes, the individual owner or designated lessor must complete, sign and attach an [IRS Form W-9](#).
(Disregard if these items are on file and ownership has not changed.)

7. **MAP** - ☒ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and $\frac{1}{4}$ $\frac{1}{4}$ 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.

Bonnie E. Fox
Signature of applicant or authorized agent

BONNIE E. FOX
Print name and title if applicable

8-16-17
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

TF/DM 9-15-2017

Transfer includes _____ pages of attachments.

Received by TF/DM

Date 8-18-2017

Fee paid \$200- Date 8-18-2017

Received by DM

Receipt # 5036304

Preliminary review by _____

Date _____

Active in the Water Supply Bank? Yes ☐ No ☐

W-9 received? Yes ☐ No ☐

Name on W-9 _____

W-9 forwarded to fiscal? Yes ☐ No ☐

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

7/19/2017

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BONNIE FOX PO BOX 352 FAIRFIELD, ID 83327 2087642715

Status: Active

<u>Source</u>	<u>Tributary</u>
SOLDIER CREEK	CAMAS CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	0.2 CFS	
Total Diversion			0.2 CFS	

SOLDIER CREEK|SESE|Sec. 33|Township 01N|Range 14E|CAMAS County

Place of Use Legal Description: IRRIGATION CAMAS County

| | | | |

TRANSFER 81938

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
01S	14E	3		SWSW	9		SESW	0.5						

Total Acres: 9.5

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412 (6), Idaho Code.
2. J01 Property is also known as Lot 7, Mtn. View Acres.

Dates:

Licensed Date:

Decreed Date: 07/13/2009

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:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

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

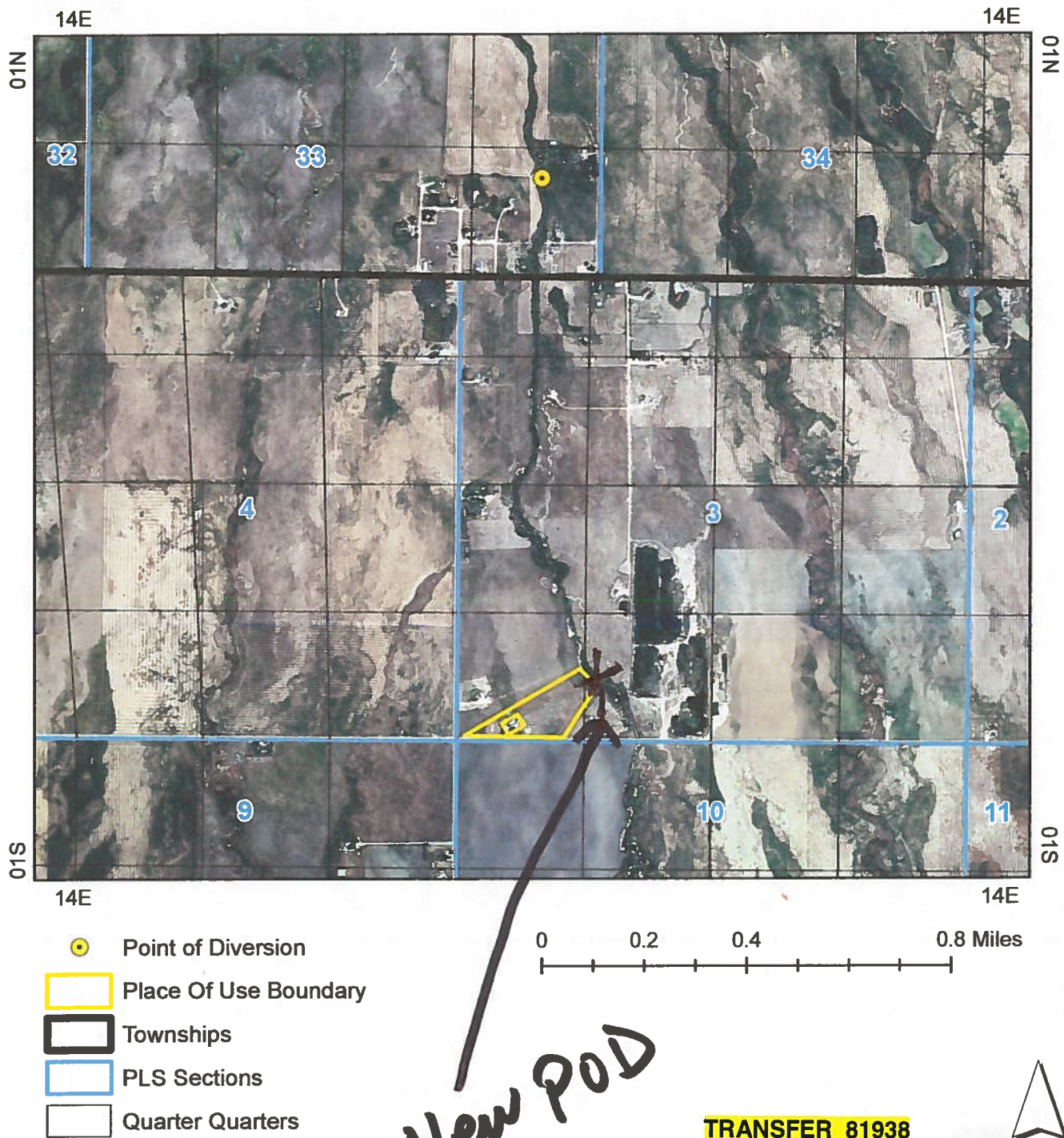
Close

State of Idaho
Department of Water Resources

Water Right
37-21795

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



State of Idaho
Department of Water Resources

Water Right

37-21795

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



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

TRANSFER 81938

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DEPT OF WATER RESOURCES
SOUTHERN REGION

TO ID DEPARTMENT OF WATER RESOURCES

Summary

AS YOU CAN SEE BONNIE FOR USED WATER FROM SOLDIER CREEK WHEN EVER IT WAS AVAILABLE, BUT ~~IT~~ NOT MUCH. ~~WHEN~~ IT WAS HARD WATCHING IT GO DOWN STREAM AND NOT BEING ABLE TO PUMP OUT OF CREEK DUE TO ~~POINT OF DIVER POD~~. BEING THE LAST PROPERTY ON DELIVERY ROUTE MADE IT HARD TO GET SERVICE SOME TIMES. DUE TO LACK OF AVAILABILITY THE PROPERTY LOOKS DRY LATE IN YEAR. MOVING THE POD WILL MAKE QUITE A DIFFERENCE IN OUR IRRIGATION EFFORT.

THANK YOU
FOR YOUR CONSIDERATION
R. A. Schuch
CO OWNER / AGENT.

208-309-1017 KANDY

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DEPT OF WATER RESOURCES
SOUTHERN REGION

TO DEPT OF WATER RESOURCES

RE: TRANSFER OF WATER RIGHT
POINT OF DIVERSION FOR WATER
RIGHT 37-21795

As A FELLOW WATER USER AT
CURRENT POD I/WE ARE NOT
OPPOSED TO THE TRANSFER OF
WATER RIGHT 37-21795 (BONNIE
FOX) POINT OF DIVERSION DOWN STREAM.

Judy Kathan 9.28.17
USER DATE

37-50E
WATER RIGHT

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DEPT OF WATER RESOURCES
SOUTHERN REGION

TO DEPT OF WATER RESOURCES

RE: TRANSFER OF WATER RIGHT
POINT OF DIVERSION FOR WATER
RIGHT 37-21795

AS A FELLOW WATER USER AT
CURRENT POD I/WE ARE NOT
OPPOSED TO THE TRANSFER OF
WATER RIGHT 37-21795 (BONNIE
FOX) POINT OF DIVERSION DOWN STREAM.

Elwyn Turner 8-26-17
USER DATE

- ELWYN TURNER

37-21298
WATER RIGHT

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DEPT OF WATER RESOURCES
SOUTHERN REGION

TO DEPT OF WATER RESOURCES

RE: TRANSFER OF WATER RIGHT
POINT OF DIVERSION FOR WATER
RIGHT 37-21795

As A FELLOW WATER USER AT
CURRENT POD I/WF ARE NOT
OPPOSED TO THE TRANSFER OF
WATER RIGHT 37-21795 (BONNIE
FOX) POINT OF DIVERSION DOWN STREAM.

William Yungst 9/9/17
USER DATE
WILLIAM YINGST

37-21796
WATER RIGHT

4135 CROOKVIEW DR

RECEIVED

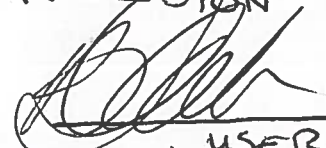
SEP 15 2017

DEPT OF WATER RESOURCES
SOUTHERN REGION

TO DEPT OF WATER RESOURCES

RE: TRANSFER OF WATER RIGHT
POINT OF DIVERSION FOR WATER
RIGHT 37-21795

AS A FELLOW WATER USER AT
CURRENT POD I/WE ARE NOT
OPPOSED TO THE TRANSFER OF
WATER RIGHT 37-21795 (BONNIE
FOX) POINT OF DIVERSION DOWN STREAM.


USER 8/26/2017
Bryan Clarke DATE

37-21287/37-22461
WATER RIGHT

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DEPT OF WATER RESOURCES
SOUTHERN REGION

Dear Mrs Fox,

Randy stopped by the office last week and requested water to be delivered to your property. I told him that I had already made priority cuts down to late 1883's so I would not be able to deliver you water. I am officially denying your request for water the 2017 irrigation season.

Thank you

Rusty Kramer

WD 37B Watermaster

Rusty Kramer

08/02/17

WE

Dear Mrs. Fox,

COPY

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DEPT OF WATER RESOURCES
SOUTHERN REGION

Randy called me and requested water to be delivered to your property. I told him that I had already made priority cuts down to 1885. I am officially denying your request water for 2016 irrigation season.

Thank you

Rusty Kramer

WD 37B Watermaster

Randy Kram 07/30/16

REQUEST was made 6/15/16
R L Schub
RANDY SCHWAB

you can also see that BRAUN CLARK
DIDN'T RECEIVE ANY WATER FOR 2016

WATERMASTER'S REPORT

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FEB 14 2017

DEPT OF WATER RESOURCES
SOUTHERN REGION

From Feb 12th, 20 16 To Feb, 20 17

Water District No. 37B

Name of Watermaster Rusty Kramer

P.O. Address 246B South Highway 46 Fairfield ID 83327

AFFIDAVIT OF WATERMASTER

STATE OF IDAHO)
COUNTY OF Camas) ss.

Rusty Kramer, being first duly sworn, deposes and says that he is Watermaster of Water District 37B, having been lawfully appointed by Gary Spackman, Director, Idaho Department of Water Resources, and that the volumes of water, as stated in this report and prorated by him to the water right holders of the district are correct.

Rusty Kramer

(Deputy) Watermaster District No. _____

Subscribed and sworn to before me, this 6th day of January, 20 17.

Korri Blodgett

Notary Public

(SEAL) KORRI BLODGETT
NOTARY PUBLIC
STATE OF IDAHO

My Commission expires 4-15-2017

Boise, Idaho, _____, 20 _____

I HEREBY CERTIFY, that _____ was lawfully appointed by me as Water Master of Water District No. _____, and that the information contained in this report, as herein sworn to, is, to the best of my knowledge and belief, correct.

Director, Department of Water Resources

By _____

2016 WD 37B Watermaster Report

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FEB 14 2017

DEPT OF WATER RESOURCES
SOUTHERN REGION

Water Users	Acre Feet
Adamski, Joe and Lisa	Water Bank
Anderson, Jack and Jeanne	20 days
Anderson, Lou and Teresa	878.64 AF
Awalt Partnership	Water Bank
Backstrom, Kenneth	Zero Usage
Baker, Dennis	Water Bank
Ballard, Nancy	39.6 AF
Barber Family Ass. LP	0 days surf/ 686 AF ground
Bennet, Pat and Vickie	177 days
Black Butte LLC	Water Bank
Bohner, Brian and Nichole	7 days
Bundy Youth Ranch	.87 AF
Camas Developers	.05 AF
Campanale, Ralph	301.92 AF Ground/ 91 days surf
Cash, Phil	149.89 AF Ground/ 56.6 AF Surface
Caven Properties LLC	127.72 AF
Caven Real Estate Services	416.12
City of Fairfield	177.07
Clark, Brian and Jennifer	No usage
Coates, Cody	Water Bank
Coates, Dave	60 days
Cox, Kenny	.01 AF
Crandall, Floyd and Dawn	193.27 AF
Crandlemire, George	15.5 AF
Cristobal, John and Barbara	163 days
Cueva, Ann	652.04 AF
Davies, Nancy	15.5 AF
Davis, William and Opal	No usage
Dennis, Janet	114.75 AF

Diamond A Livestock	174 days
Diamond/Soldier Properties LLC	Water Bank
Everett Coates Estate	Water Bank
Fir Grove LTD Partnership	Water Bank
Florence, Otto and Mary	No usage
Florence, Pat and Wendy	No usage
Fox, Bonnie	No usage
Frostenson Heritage Farms LLC	112.71 AF
Fronstenson, John	Water Bank
Fronstenson Legacy LLC	145.89 AF
Fruehling Family LLC	116.57 AF
Garner, Rex and Shiela	5.91 AF
Glese, Jerry	111 AF
Goldberg, Jon	Water Bank
Gwinn Rice Ranch Inc (ground)	444.78
Gwinn Rice Ranch Inc (surface)	54 days
Haas, Wanda and Leslie	No usage
Hagen , Duaine and Sheila	Water Bank
Hagen Properties LLC	Water Bank
Hallowell, Dirk and Nancy	8 AF
Harrison, Zane and Ruty	20 days
Harrison Family Ranch LLC	20 days
Helmick, Kieth and Sandra	177 days
Hinkle, Claude	8 AF
Hoffman, Gert	20 days
IX Nay Investment Group	Water Bank
Janss Farms	69 days
Jones, Ronald	No usage
Killian, Jennifer and Leslie	5.2 AF
Koch, Glenn	154 days
Krahn, Don and Carole	No usage
Kramer, Jimmy and Marianne	64.4 AF
Lazy P Farms	Water Bank

Lenavitt, Cheri and Jack	79.97 AF
Leonard, Steve and Marlon	No usage
McGough, Nicholas	15.55 AF
Mclam, Matt and Debbie	1514.41
Mcstay, Gary and Mary	15.13 AF surface/GW in Water Bank
Miller, James	No usage
Miller, Nancy	68 days
Mix, Mary Ann	15.55 AF
Nelson, Jerry and Sue	Water Bank
Nichols, Frank	Water Bank
Olson, Charles and Doris	40 days
Olson, Clare and Karen	323.42 AF
Olson, Clare and Karen	72 days surface
Peterson, Buzz	15.55 AF
Rablin, Ed	31.1 AF
Reedy, Dale and Jim	868.2 AF
Robinson, Cassidy	Water Bank
Royal Fork Restaurant Corp	3889.2 AF
Royal Fork Restaurant Corp	Water Bank
Ruby, Terry and Sandra Miller	10 days
Sawtooth Grazing Assoc/Music Festival	1.74 AF
Scheer, Scott	3 days
Schmidt, Gordon	262.13 AF
Simon, David	261.09 AF
Simon Farms Inc	928.89 AF
Simon, William A and Shirly	499.07 AF
Simon, William R and Shari	148.96 AF
Short, Stephon	No usage
Smith, Dale, Sharon, Ed, Dallas	250 AF
Smith, Greg and Katherine	3 AF
Smith, Victor	7 days
Smokey Dome LLC	81 Surface days/0 AF Irr Ground/.31 AF Munic
Smokey Dome Partners	2 AF

Soldier Mountain LLC	.31 AF
South Cove Ventures LLC	1062.53 AF
South Cove Ventures LLC	Water Bank
South Cove Ventures LLC	24 days
Staley, JL	Foreclosure
Stampke, Albert and Tracy	45 days
State of Idaho (Fish and Game)	No usage
Stewart, James	120 days
Stillwell, Tona and Clarence	8.1 AF
Strickland, Jerry and Carol	69.3 AF
Strickland Trust	69.3 AF
Strom Ranches Inc	138.51 af surface/ 100.64 af ground
SV Ranch LLC	2,589.45 AF
Swigert, Kevin and Jennifer	Water Bank
Toone, Nancy	88 days
Tucker Holdings LP	Water Bank
Tupper, Elwyn and Rita	5.2 AF
Tree Top Ranches	92 days
Twin Lakes Reservoir	3969 AF
Unser Hay Co LLC	103.48 AF
Walborn Rentals LLC	No usage
Weber, Jessica and Vic	5.2 AF
Wolf, Michelle	1291.91 AF
Wolf Springs Ranch	63 days
Wolfe, Brandon and Kyrie	Water Bank
Yingst, William	Water Bank

2015

AS YOU CAN SEE PER 2015 REPORT
WATER RIGHT WAS USED. IT WAS ONLY
10 DAYS DUE TO LACK OF WATER.

R. Schwab
RANDY SCHWAB

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SEP 15 2017

DEPT OF WATER RESOURCES
SOUTHERN REGION

WATERMASTER'S REPORT

COPY

From Feb 12th, 20 15 To Feb 11th, 20 16

Water District No. 37B

Name of Watermaster Rusty Kramer

P.O. Address 591 Fairfield, Id 83327

AFFIDAVIT OF WATERMASTER

STATE OF IDAHO

COUNTY OF Camas

ss.

Rusty Kramer, being first duly sworn, deposes and says that he is Watermaster of Water District 37B, having been lawfully appointed by Gary Spackman, Director, Idaho Department of Water Resources, and that the volumes of water, as stated in this report and prorated by him to the water right holders of the district are correct.

Rusty Kramer

(Deputy) Watermaster District No. 37B

Subscribed and sworn to before me, this 8th day of February, 20 2016.

CB

Notary Public

My Commission expires 6.22.2021

(SEAL)

CORNELIA B WILLIAMSON
Notary Public
State of Idaho

Boise, Idaho, _____, 20 _____

I HEREBY CERTIFY, that _____ was lawfully appointed by me as Water Master of Water District No. _____, and that the information contained in this report, as herein sworn to, is, to the best of my knowledge and belief, correct.

Director, Department of Water Resources

By _____

2015 WD 37B Watermaster Report

Water Users

A Sweet Place LLC

Adamski, Joe and Lisa

Anderson, Jack and Jeanne

Anderson, Lou and Teresa

Awalt Partnership

Backstrom, Kenneth

Baker, Dennis

Ballard, Nancy

Barber Family Ass. LP

Bennet, Pat and Vickie

Black Butte LLC

Bolan, Robert

Bohner, Brian and Nichole

Boyd, Robert and Carol

Bundy Youth Ranch

Camas Developers

Campanale, Ralph

Cash, Phil

Caven Properties LLC

City of Fairfield

Clark, Brian and Jennifer

Clifford Toone Trust

Coates, Dave

Cox, Kenny

Crandall, Floyd and Dawn

Crandlemire, George

Cristobal, John and Barbara

Cueva, Ann

Davies, Nancy

Acre Feet

Batt dead 2014 reading 504.41

Water Bank

20 days

72 days

Water Bank

3.84 AF

Water Bank

15 days

5 days surf/ 730.26 AF ground

21 days

Water Bank

No usage

7 days

Foreclosure

No water in priority

.08 AF

254.76 AF/30 days

162.82 Ground/63.17 Surface

279.68 af

230.2 af

37 days

120 days

60 days

.01 af

200.66 af

21 days

172 days

64 days

21 days

Davis, William and Opal
 Dennis, Janet
 Diamond A Livestock
 Diamond/Soldier Properties LLC
 Everett Coates Estate
 Fir Grove LTD Partnership
 Florence, Otto and Mary
 Florence, Pat and Wendy
 * Fox, Bonnie
 Fronstenson Legacy LLC
 Fronstenson, John
 Frostenson Heritage Farms LLC
 Fruehling Family LLC
 Garner, Rex and Shlela
 Giese, Jerry
 Goldberg, Jon
 Gwinn Rice Ranch Inc (ground)
 Gwinn Rice Ranch Inc (surface)
 Haas, Wanda and Leslie
 Hagen , Duaine and Shella
 Hagen Properties LLC
 Hallowell, Dirk and Nancy
 Harrison, Zane and Ruty
 Harrison Family Ranch LLC
 Helmick, Kieth and Sandra
 Hinkle, Claude
 Hoffman, Gert
 Idaho Dairy Solutions
 Lenavitt, Cheri and Jack
 Janss Farms
 Jones, Ronald
 Killian, Jennifer and Leslie
 Koch, Glenn

7 days
 32 days
 150 days
 Water Bank
 No usage
 Water Bank
 No water in priority
 No water in priority
 10 days *
 196.03 AF
 Water Bank
 113.05 af
 160.46 AF
 4.71 AF
 20 days
 Water Bank
 231.06 metered/324.73 af PCC
 45 days
 7 days
 Water Bank
 Water Bank
 12 days
 10 days
 20 days
 90 days
 12 days
 60 days
 Water Bank
 21 days
 60 days
 .79 AF
 82 days
 175 days

Krahn, Don and Carole
Kramer, Jimmy and Marianne
Lazy P Farms
Lee, Nova
Leonard, Steve and Marion
Nichols, Frank
McGough, Nicholas
Mcstay, Gary and Mary
McIam, Matt and Debbie
Mix, Mary Ann
Nelson, Jerry and Sue
Olson, Charles and Doris
Olson, Clare and Karen
Olson, Clare and Karen
Rablin, Ed
Reedy, Dale and Jim
Robinson, Cassidy
Royal Fork Restaurant Corp
Royal Fork Restaurant Corp
Ruby, Terry and Sandra Miller
Scheer, Scott
Schmidt, Gordon
Simon, David
Simon Farms Inc
Simon, William A and Shirly
Simon, William R and Shari
Short, Stephon
Smith, Dale, Sharon, Ed, Dallas
Smith, Greg and Katherine
Smith, Victor
Smokey Dome LLC
Smokey Dome Partners
South Cove Ventures LLC

7 days
No water in creek or reservoir
Water Bank
21 days
7 days
Water Bank
21 days
12.83AF surface/GW in Water Bank
1487.46 AF
21 days
Water Bank
55 days
717.82 af
55 days surface
21 days
60 days
No usage
214 days
Water Bank
10 days
7 days
67.51 AF
310.10 AF
1222.5 AF
421.34 AF
141.58 AF
No water in creek
135 days
Not in priority
No water in creek
Surface 80 days/17.46 Irr Ground
7 days
750.62 AF

South Cove Ventures LLC	Water Bank
South Cove Ventures LLC	No water in creek or reservoir
Soldier Mountain Ski Area	.17 AF
Soldier Mountain Development	Water Bank
Stampke, Albert and Tracy	60 days
State of Idaho (Fish and Game)	90.66 AF
Stewart, James	120 days
Stilwell, Tona and Clarence	30 days
Strickland, Jerry and Carol	41 days
Strickland Trust	41 days
Strom Ranches Inc	85.67 af surface/ 0 ground
SV Ranch LLC	2358.13 AF
Swigert, Kevin and Jennifer	No usage
Terrazas, Ed	Foreclosure
Tucker Holdings LP	Water Bank
Tupper, Elwyn and Rita	82 days
Tree Top Ranches	30 days
Twin Lakes Reservoir	No water in reservoir
Unser Hay Co LLC	95.82 AF
Walborn Rentals LLC	5 days
Weber, Jessica and Vic	82 days
Wolf, Shannon and Michelle	1331.98 AF
Wolf Springs Ranch	60 days
Wolfe, Brandon and Kyrie	Water Bank
Yingst, William	Water Bank

2014

DUE TO NO AVAILABLE WATER IN
CREEK WE ~~WERE~~ DIDN'T GET TO
IRRIGATE NOTE THAT BRAIN CLARK
GOT WATER DUE TO PUMPING STRAIGHT
OUT OF CREEK. KILLIAMS WHOW EVER
DIDN'T HAVE WATER SO DITCH DIDN'T
HAVE WATER FOR US TO USE. \$

R.T. Schwab
RANDY SCHWAB

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SEP 15 2017

DEPT OF WATER RESOURCES
SOUTHERN REGION

WATERMASTER'S REPORT

RECEIVED

MAR 06 2015

DEPT OF WATER RESOURCE
SOUTHERN REGION

From Feb 13th, 20 14 To Feb 12th, 20 15

Water District No. 37B
Name of Watermaster Rusty Kramer
P.O. Address 591 Fairfield Idaho 83327

COPY

AFFIDAVIT OF WATERMASTER

STATE OF IDAHO)
COUNTY OF Camas) ss.

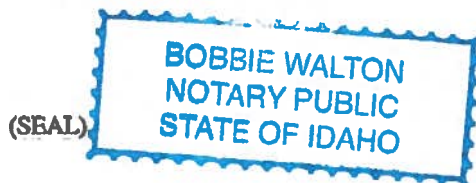
Rusty Kramer, being first duly sworn, deposes and says that he is Watermaster of Water District 37B, having been lawfully appointed by Gary Spackman, Director, Idaho Department of Water Resources, and that the volumes of water, as stated in this report and prorated by him to the water right holders of the district are correct.

Rusty Kramer

(Deputy) Watermaster District No. 37B

Subscribed and sworn to before me, this 3 day of Feb, 20 15.

Bobbie Walton
Notary Public



My Commission expires 4-22-17

Boise, Idaho, _____, 20__

I HEREBY CERTIFY, that _____ was lawfully appointed by me as Water Master of Water District No. _____, and that the information contained in this report, as herein sworn to, is, to the best of my knowledge and belief, correct.

Director, Department of Water Resources

By _____

RECEIVED

MAR 06 2015

DEPT OF WATER RESOURCES
SOUTHERN REGION

2014 WD 37B Water Usage

Water Users	Acre Feet	Acres
A Sweet Place LLC	504.41 af	
Adamski, Joe and Lisa	No use 2014	51.7 acres
Anderson, Jack and Jeanne	70 days	15 acres
Anderson, Lou and Teresa	64 days	327 acres
Awalt Partnership	No use 2014	95 acres
Backstrom, Kenneth	17.85 est ground/meter now installed	180 days at .05 cfs
Baker, Dennis	Water Bank	Water Bank
Ballard, Nancy	60 days	77 acres
Barber Family Ass. LP	No surface/839.15 af ground	
Bennet, Pat and Vickie	75 days	436 acres
Black Butte LLC	Water Bank	
Bolan, Robert	No use 2014	.5 acres
Boyd, Robert and Carol	Foreclosure	
Bundy Youth Ranch	No use 2014	187 acres
Camas Developers	.5 AF	
Campanale, Raip	198.02af/0 surface	
Cash, Phil	121.58 af ground/54.84 af surface (timeclock)	
Caven Properties LLC	337.92 af	
City of Fairfield	214.39 af	
Clark, Brian and Jennifer	60 days	33 acres
Clifford Toone Trust	88 days	60 acres
Clingerman, Adam and others	Foreclosure	
Coates, Dave	175 days	320 acres
Cox, Kenny	No use 2014	
Crandall, Floyd and Dawn	212.19 af	
Crandlemire, George	Rights no longer owned. In process of switching owners.	0
Cristobal, John and Barbara	165 days	46 acres
Cueva, Ann	64 days	497 acres
Davies, Nancy	Water right did not exist in 2014	0
Davis, William and Opal	21 days of Minnehaha, 0 on Elk Creek	140 acres

Dennis, Janet	75 days	96 acres
Diamond A Livestock	150 days	345 acres
Diamond/Soldier Properties LLC	water bank	Water bank
Everett Coates Estate	No use 2014	
Fir Grove LTD Partnership	No use 2014	100 acres
Florence, Otto and Mary	153 days	28 acres
Florence, Pat and Wendy	50 days	9.7 acres
Fox, Bonnie	No use 2014	9.5 acres
Fronstenson Legacy LLC	232.02 af	
Fronstenson, John	No use 2014	
Frostenson Heritage Farms LLC	236.74 af	
Fruehling Family LLC	147.79 af	
Garner, Rex and Shiela	4.88 af	
Giese, Jerry	No use 2014	219 acres
Goldberg, Jon	No use 2014	5.4 acres
Gwinn Rice Ranch Inc	333.49 af meter/708.92 af PCC/30 days surface 173 acres	
Haas, Wanda and Leslie	No use 2014	140 acres
Hagen , Duaine and Sheila	No use 2014	24 acres
Hagen Properties LLC	No use 2014	31 acres
Hallowell, Dirk and Nancy	12 days	17 acres
Harrison, Zane and Rutv	70 days	156 acres
Harrison Family Ranch LLC	70 days	40 acres
Helmick, Kieth and Sandra	184 days	256 acres
Hinkle, Claude	12 days	9 acres
Hoffman, Gert	50 days	8 acres
Lenavitt, Cheri and Jack	15 days	67 acres
Janss Farms	150 days	40 acres
Jones, Ronald	4 af est. ground water meter now installed	
Killian, Jennifer and Leslie	No use 2014	9 acres
Koch, Glenn	152 days	120 acres
Krahn, Don and Carole	No use 2014	73.8 acres
Kramer, Jimmy and Marianne	0 (No use in 2014. No water in reservoir)	251.5 acres
Lazy P Farms	No use 2014	.7 acres
Lee, Nova	Water right did not exist in 2014	4.3 acres

Leonard, Steve and Marion	60 days	30 acres
Lonesome Ranch LLC	60 days	10 acres
Nichols, Frank	No use 2014	156 acres
McGough, Nicholas	No use 2014	13.5 acres
Mcstay, Gary and Mary	150 days (now metered)	150 acres
Mcclam, Matt and Debbie	1314.06 af	
Mix, Mary Ann	151 days	9.6 acres
Nelson, Jerry and Sue	No use 2014	68 acres
Olson, Charles and Doris	107 days	300 acres
Olson, Clare and Karen	40.81 af for ground/137 days surface	665 acres ground/338.3 surface
Rablin, Ed	Water right did not exist in 2014	8.9 acres
Reedy, Dale and Jim	60 days	513 acres
Robinson, Cassidy	No use 2014	
Royal Fork Restaurant Corp	199 days	1229 acres
Royal Fork Restaurant Corp	No use 2014 for Chimney and Deer Creek	433 acres
Ruby, Terry and Sandra Miller	No use 2014 (no water in Cow Creek)	166 acres
Scheer, Scott	No use 2014	170 acres
Schmidt, Gordon	194.96 af	
Selby Crossing LLC	No use 2014	
Simon, David	260.73 af	
Simon, William and Shari	141.58 af	
Simon Farms Inc	753.69 af (metered)	
Simon Farms Inc	1052.14 af (PCC)	
Short, Stephon	0 (no water in unnamed stream)	0
Smith, Dale, Sharon, Ed, Dallas	152 days	147 acres
Smith, Greg and Katherine	No use 2014	8.3 acres
Smith, Victor	No use 2014	64 acres
Smokey Dome LLC	see notes	1020 acres total
Soldier Mountain Dev LLC	Water Bank	Water Bank
South Cove Ventures LLC	1211 af/No surface	
Soldier Mountain Ski Area	2.13AF/ Water Bank surface	
Stampke, Albert and Tracy	7 days	24.4 acres
State of Idaho (Fish and Game)	90.66 af/30 days surface	867 acres
Stewart, James	60 days	158 acres

Stilwell, Tona and Clarence	No use 2014	7 acres
Strickland, Jerry and Carol	83 days	33.3 acres
Strickland Trust	83 days	33.2 acres
Strom Ranches Inc	9.99 af ground/96.09 af surface	
SV Ranch LLC	1706.42 meter/1,282.14 af PCC (now metered)	
Swigert, Kevin and Jennifer	No use 2014	18 acres
Terrazas, Ed	Foreclosure	Foreclosure
Trader, Adelia and Everett	No use 2014 (no water in Cow Creek)	311 acres
Tucker, Shiela	No use 2014	68 acres
Tupper, Elwyn and Rita	30 days	9 acres
Tree Top Ranches	60 days	127 acres
Twin Lakes Reservoir	10 days	4533 acres
Unser Hay Co LLC	89.06 af	
Walborn Rentals LLC	7 days	4 acres
Weber, Jessica and Vic	14 days	13 acres
Wolf, Shannon and Michelle	1473 af	
Wolf Springs Ranch	175 days willowCreek/14 days camp	568 acres
Yingst, William	No use 2014	0

****Notes of smoky dome: 39 est af ground water-meter now installed, 17 af domestic ground water
152 days of 107 acres of 3 mile, 92 days of 913 acres of Corral**

*****70 different users of water in 2014**



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

October 12, 2017

BONNIE FOX
PO BOX 352
FAIRFIELD, ID 83327

RE: Transfer No. 81938
Water Right No(s). 37-21795

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 **CAMAS COURIER on 10/18/2017 and 10/25/2017**. 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 **November 6, 2017**.

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



State of Idaho

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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

October 12, 2017

RUSTY KRAMER
WATER DISTRICT #37B
246B S HWY 46
FAIRFIELD, ID 83327

RE: Transfer No. 81938
Water Right No(s): 37-21795

Dear Rusty:

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

October 12, 2017

IDAHO DEPT OF FISH & GAME
324 S 417 E, STE 1
JEROME, ID 83338

RE: Transfer No. 81938
Water Right No(s): 37-21795

Dear Fish & Game:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right application. A copy of the application is enclosed for your reference. Please review the application, complete the enclosed recommendation form, and submit it to this office within 21 days. In addition, detailed information regarding this application(s) can be found on our website at www.idwr.idaho.gov.

The Department can publish notice of the application as soon as the initial review is completed. Therefore, your prompt response to this request is appreciated. If your agency desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days after final publication.

Please contact this office if you have any questions regarding the application, or you may visit our website www.idwr.idaho.gov.

Sincerely,


Denise Maline
Administrative Assistant

Enclosure(s)

Maline, Denise

From: Maline, Denise
Sent: Thursday, October 12, 2017 11:16 AM
To: Camas Courier
Subject: LEGAL NOTICE
Attachments: Camas Courier cover letter.docx; Camas Courier ad.doc

Attached please find **(1)** legal notice being submitted for publication on October 18th & 25th, 2017. Please feel free to contact me if you have any questions, or if you are not able to run the ad on the dates requested.

Thank you,

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*](mailto:denise.maline@idwr.idaho.gov)



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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

October 12, 2017

LEGAL NOTICE DEPARTMENT

CAMAS COURIER

PO BOX 339

FAIRFIELD, ID 83327

RE: Transfer No. 81938
Water Right No(s): 37-21795

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 November 6, 2017. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 81938**

BONNIE FOX, PO BOX 352, FAIRFIELD, ID 83327; has filed Application No. 81938 for changes to the following water rights within CAMAS County(s): Right No(s). 37-21795; to see a full description of these rights and the proposed transfer, please see

www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the point of diversion (POD) of irrigation water right 37-21795 (0.2 cfs, 9.5 acres) which is currently diverted from Soldier Creek at a point located approximately 2.1 miles north and 0.1 mile east of the intersection of State Highway 20 and Soldier Road in Fairfield. The new POD will be located approximately 1.1 miles north and 0.3 mile east of Fairfield.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033. 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 together with a protest fee of \$25.00 for each application on or before **November 6, 2017**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on October 18th & 25th, 2017

TRANSFER SYNOPSIS

Date: October 3, 2017
To: Transfer 81938, Bonnie Fox POD Transfer file
From: Jim Bitzenburg
Re: Summary of transfer

Application for transfer proposes to change the point of diversion (POD) of irrigation water right 37-21795 (0.2 cfs, 9.5 acres) which is currently diverted from Soldier Creek at a point located approximately 2.1 miles north and 0.1 mile east of the intersection of State Highway 20 and Soldier Road in Fairfield. The new POD will be located approximately 1.1 miles north and 0.3 mile east of Fairfield.

The POD is located within Water District 37B so comments will be solicited from the Watermaster of WD-37B and since the change of POD is on a stream, the transfer will be advertised.

The current Soldier Creek POD is diverted into a ditch and flows approximately 1.0 mile to the Fox property. The change will allow the applicant to pump directly out of Soldier Creek as it flows past her property. Letters agreeing to the transfer from the other users in the shared ditch have been included in the application.

FEE MEMORANDUM

Date: October 3, 2017
To: Bonnie Fox Transfer #81938
From: Jim Bitzenburg
Re: Receipting/disposition of fees paid

This transfer was filed to move the point of diversion (POD) for a single water right currently diverted into a ditch out of Soldier Creek to a point on the applicant's property pumping directly out of Soldier Creek. The entire flow rate of the right (0.20 cfs) will be diverted from the changed POD, so that is the basis for the \$200.00 fee. The fee was submitted when the transfer was originally filed on 8/18/2017. The original transfer was returned, but the fee was retained, and the transfer was amended on 9/15/2017. The fee was paid with check #105 by GKE Ranch; Bonnie Fox, receipt #S036304.



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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

COPY

August 22, 2017

Bonnie Fox
PO Box 352
Fairfield, ID 83327

Re: Application for Transfer of Water Right – Point(s) of Diversion, for right 37-21795

Dear Ms. Fox:

On August 18 of this year, our office received an Application for Transfer of Water Right which appears to seek a change of point of diversion for water right 37-21795. We cannot process the application at this time due to several issues which need to be resolved, so we are returning the application to you. If the application is not resubmitted, with the issues addressed, within 30 days of the date of this letter, the application fee will be refunded. If you wish, you may withdraw the application and seek a refund of the filing fee now.

On the top of the first page of the application, there are several boxes to check to guide the purpose of the transfer. You checked two of the boxes, indicating that the point of diversion (POD) would be changed and that a POD would be added. Item #5 on the bottom of the first page only shows one POD and if you were adding a POD there should be two PODs listed there. That needs clarification.

In reviewing the application, another problem that is evident is on page 1, #5. Point of Diversion. The description given shows the Township as 01N while the map shows the Township as 01S. The map and the application need to correspond.

Additionally, moving the point of diversion out of the shared ditch to a pump downstream may cause injury to the other water users in the ditch, as less water flowing in the ditch will increase the conveyance loss suffered by the remaining users. You will need to demonstrate to the Idaho Department of Water Resources (Department) that the move out of the ditch will not affect the other users in the ditch by showing a plan to leave some water flowing in the ditch to account for the conveyance loss, or by obtaining written permission from the other users in the ditch stating that they are not opposed to the transfer out of the shared ditch. The other water rights and water right owners in the ditch are:

✓37-50C	Victor K. Weber; Jessica M. Weber
✓37-50E	Leslie S. Killian; Judy L. Killian
✓37-21298	Elwyn A. Tupper; Rita A. Tupper
✓37-21796	William M. Yingst
✓37-21287	Brian Clark; Jennifer J. Clark
✓37-22461	Brian Clark; Jennifer J. Clark

The Department is also required to evaluate water right validity and upon initial review, it is not clear that the right involved has been used within the last 5 year period, so the possibility of forfeiture of the right exists (see Idaho Code 42-222 (2)). In order to prove water right validity, you will need to provide written documentation of use such as aerial imagery showing irrigation, power records for pumps that demonstrate use of water, Farm Service Agency crop records, affidavits from individuals attesting that irrigation has occurred, etcetera. Idaho Code 42-223 also enumerates the various defenses to forfeiture.

As mentioned earlier, please resubmit the application with the requested information within 30 days of the date of this letter or the Department will refund your application fee and will not process the application. Alternatively, you may withdraw the application and seek a refund of the filing fee at this time.

If you have any questions, feel free to give me a call or you can email me at: james.bitzenburg@idwr.idaho.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Bitzenburg", written over a horizontal line.

Jim Bitzenburg
Water Resource Agent

Enclosure