

RECEIVED

JUL 12 2017

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 81800**MINIMUM REQUIREMENTS CHECKLIST**
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at www.idwr.idaho.gov.

Name of Applicant(s) Casa Del Norte, L.P.Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.Yes N/A * Means the item is always required and must be included with the application.

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

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

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
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WATER RESOURCES
WESTERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant(s) Casa Del Norte, L.P. Phone 208-366-7931
Mailing address 11204 North Bar 21 Drive, Glenns Ferry, ID 83623 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 SPF Water Engineering, LLC Phone 208-383-4140
Mailing address 300 E. Mallard Dr., Ste 350, Boise, ID 83706 Email lgraves@spfwater.com

- ☐ Send all correspondence for this application to the representative and not to the applicant.
OR
- ☒ Send original correspondence to the applicant and copies to the representative.
- ☒ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

John B. McCallum
Signature of Applicant or Authorized Representative

John B. McCallum
Print Name and Title if applicable

7/13/17
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

- ☐ Change point of diversion
☐ Change nature of use
 ☒ Add diversion point(s)
☐ Change period of use
 ☒ Change place of use
☐ Other _____
- Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**.
 - Change place of use to reflect current irrigation. Authorized ground water and surface water proposed for transfer will be consolidated to pivot acres.
 - Add a 2nd point of diversion to water right 61-301B.

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 ☒ ☐	61-301B	1.02/433	Irrigation	4/1 to 11/1	Ground Water
☒ ☐	61-2111	1.02/436.6	Irrigation	2/15 to 11/15	Cold Springs Creek
☒ ☐	61-11885	0.48	Irrigation	2/15 to 11/15	Cold Springs Creek
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 2.53 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 2.53 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.

POD changes to Water Right 61-301B only

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
no			NW	NE	8	4S	9E	Elmore	Ground Water	Current POD
no		SE	SE	SE	9	4S	9E	Elmore	Ground Water	Proposed/Additional
										POD

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	
4S	9E	8									14	8	35	40		0.5	11		108.5
		17		3			29	19.5											51.5
Total Acres (for irrigation use)																			160

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:

Wells, headgate, ditches, pressurized irrigation system

Measuring devices and lockable controlling works have been installed.

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

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

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien:

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?

If yes, ☐ complete Attachment WSB.

- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
Acres will no longer be irrigated due to change in place of use.

- 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:
None

- 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:

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

Current Water Right No.: 61-301B

Current Owner:	CHARTER MOUNTAIN RANCH INC
Priority Date:	6/10/1955
Origin:	Water Right
Status:	Active
Basis:	Decreed

Source

Tributary

GROUND WATER

Beneficial Use

From To

Diversion Rate

Annual Volume

IRRIGATION 04/01 to 11/01
Total Diversion

1.02 CFS	433 AF
1.02 CFS	433 AF

Location of Point(s) of Diversion

GROUND WATER
ELMORE County

NW1/4NE1/4 Sec. 8 Twp 04S Rge 09E B M.

Place of Use

IRRIGATION Within ELMORE County

T04S R09E S8	NWNE	2.40	T04S R09E S8	SWNE	25.00
T04S R09E S8	NESW	39.00	T04S R09E S8	NWSW	9.30
T04S R09E S8	SWSW	6.30	T04S R09E S8	SESW	39.00
T04S R09E S8	NWSE	27.00	T04S R09E S8	SWSE	23.00
T04S R09E S17	NENW	32.00	T04S R09E S17	NWNW	12.00

Total Acres: 215

Conditions of Approval:

1. E56 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 215 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS. 61-2111 & 61-11885
2. 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: 8/28/2002

91800

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

Current Water Right No.: 61-2111

Current Owner: CHARTER MOUNTAIN RANCH INC

Priority Date: 7/5/1955

Origin: Water Right

Status: Active

Basis: Decreed

Source

COLD SPRINGS CREEK

Tributary

SNAKE RIVER

Beneficial Use

IRRIGATION

From To

02/15 to 11/15

Diversion Rate

1.02 CFS

Annual Volume

436.6 AF

Total Diversion

1.02 CFS

436.6 AF

Location of Point(s) of Diversion

COLD SPRINGS CREEK

NW1/4SW1/4NE1/4

Sec. 35,

Twp 03S,

Rge 09E B.M.

ELMORE County

Place of Use

IRRIGATION Within ELMORE County

T04S R09E S8	NWNE	2.40	T04S R09E S8	SWNE	25.00
T04S R09E S8	NESW	39.00	T04S R09E S8	NWSW	9.30
T04S R09E S8	SWSW	6.30	T04S R09E S8	SESW	39.00
T04S R09E S8	NWSE	27.00	T04S R09E S8	SWSE	23.00
T04S R09E S17	NENW	32.00	T04S R09E S17	NWNW	12.00

Total Acres: 215

Conditions of Approval:

1. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. RIGHT NO. 61-11885 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
3. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
4. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
5. USE OF THIS RIGHT WITH RIGHT NO. 61-11885 & 61-3018 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 215 ACRES IN A SINGLE IRRIGATION SEASON.

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

Current Water Right No.: 61-11885

Current Owner: CHARTER MOUNTAIN RANCH INC

Priority Date: 7/5/1955

Origin: Water Right

Status: Active

Basis: Decreed

Source

COLD SPRINGS CREEK

Tributary

SNAKE RIVER

Beneficial Use

IRRIGATION

From To

02/15 to 11/15

Diversion Rate

0.48 CFS

Annual Volume

Total Diversion

0.48 CFS

Location of Point(s) of Diversion

COLD SPRINGS CREEK

NW1/4SW1/4NE1/4

Sec. 35,

Twp 03S,

Rge 09E B.M.

ELMORE County

Place of Use

IRRIGATION Within ELMORE County

T04S R09E S8	NWNE	2.40	T04S R09E S8	SWNE	25.00
T04S R09E S8	NESW	39.00	T04S R09E S8	NWSW	9.30
T04S R09E S8	SWSW	6.30	T04S R09E S8	SESW	39.00
T04S R09E S8	NWSE	27.00	T04S R09E S8	SWSE	23.00
T04S R09E S17	NENW	32.00	T04S R09E S17	NWNW	12.00

Total Acres: 215

Conditions of Approval:

1. RIGHT NO. 61-02111 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
2. USE OF THIS RIGHT WITH RIGHT NO. 61-02111 & 61-3018 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 215 ACRES IN A SINGLE IRRIGATION SEASON.
3. 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: 9/11/2002

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:

This image shows a single sheet of white paper with horizontal blue ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.**FOR DEPARTMENT USE ONLY**

Transfer contains _____ pages and _____ attachments.

Received by ad Date 7/12/17 Preliminary check by _____ Date _____

Fee paid \$735⁰⁰ Date 7/12/17 Received by CA Receipt # 6445470

Add'l fee paid _____ Date _____ Received by _____ Receipt # _____

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

RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:

THORNTON BYRON LLP
1101 WEST RIVER STREET, SUITE 340
POST OFFICE BOX 7156
BOISE, ID 83707-1156
208/344-8600

Instrument # 345624
Elmore County, Idaho
10:01am May 02, 2003
For: THORNTON BYRON LLP
No. of Pages: 4 Fee: \$12.00
GAIL L. BEST, Recorder
Deputy: DLE

(SPACE ABOVE LINE FOR RECORDER'S USE)

BARGAIN AND SALE DEED

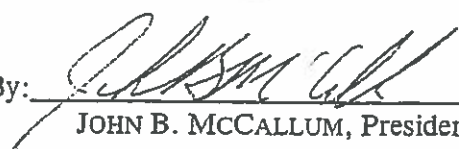
FOR VALUE RECEIVED, CHARTERS MOUNTAIN RANCH, INC., an Idaho corporation, which took title as CHARTER MOUNTAIN RANCH, INC., as Grantor, does hereby grant, bargain, sell and convey unto CASA DEL NORTE L.P., a Delaware limited partnership, whose current address is Rural Route 1, Box 451, Glenns Ferry, Idaho 83623, as Grantee, all that certain real property located in Elmore County, Idaho, as more particularly described on Exhibit A attached hereto and made a part hereof by this reference.

TOGETHER WITH all improvements, easements, hereditaments and appurtenances thereto, and subject to such rights, easements, covenants, restrictions and zoning regulations as appear of record or based upon the premises.

IN WITNESS WHEREOF, Grantor has hereunto subscribed its name to this instrument effective the first day of January, 2002.

GRANTOR:

CHARTERS MOUNTAIN RANCH, INC.
An Idaho Corporation

By: 

JOHN B. MCCALLUM, President

RE-RECORDED

Instrument # 348664
Elmore County, Idaho
10:17am Jul. 24, 2003
For: THORNTON BYRON LLP
No. of Pages: 4 Fee: \$12.00
GAIL L. BEST, Recorder
Deputy: DLE

)

SS.

COUNTY OF Elmore)

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Cherge McCallister

NOTARY PUBLIC, State of Idaho

Residing at: Alhambra

Commission expires: 9-24-06

EXHIBIT A

TRACT I-A:

Township 3 South, Range 9 East, Boise Meridian, Elmore County, Idaho

Section 34: SE $\frac{1}{4}$ NE $\frac{1}{4}$

Section 35: Lot 4 and NW $\frac{1}{4}$ SW $\frac{1}{4}$

Township 4 South, Range 9 East, Boise, Meridian, Elmore County, Idaho

Section 2: Lot 4, SW $\frac{1}{4}$ NW $\frac{1}{4}$ and NW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 3: NW $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ and SE $\frac{1}{4}$ NE $\frac{1}{4}$, Less S $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ and N $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{2}$ NE $\frac{1}{4}$, and Lot 1, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ and all of SE $\frac{1}{4}$, Less NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 8: SE $\frac{1}{4}$ SE $\frac{1}{4}$

Section 9: E $\frac{1}{2}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 10: N $\frac{1}{2}$ NE $\frac{1}{4}$ S $\frac{1}{2}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, all of SW $\frac{1}{4}$ and W $\frac{1}{2}$ SE $\frac{1}{4}$

Section 15: N $\frac{1}{2}$ NW $\frac{1}{4}$ and SW $\frac{1}{4}$ NW $\frac{1}{4}$

Section 16: NE $\frac{1}{4}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$ and SE $\frac{1}{4}$ NE $\frac{1}{4}$

Section 17: N $\frac{1}{2}$ N $\frac{1}{2}$

TRACT I-B:

Township 4 South, Range 9 East, Boise Meridian, Elmore County, Idaho

Section 29: E $\frac{1}{2}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$

TRACT I-C:

Township 4 South, Range 9 East, Boise Meridian, Elmore County, Idaho

Section 16: NW $\frac{1}{4}$ and W $\frac{1}{2}$ NE $\frac{1}{4}$

TRACT I-D:

Township 4 South, Range 9 East, Boise Meridian, Elmore County, Idaho

Section 8: W $\frac{1}{2}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$

Section 3: S $\frac{1}{2}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$

TRACT I-E:

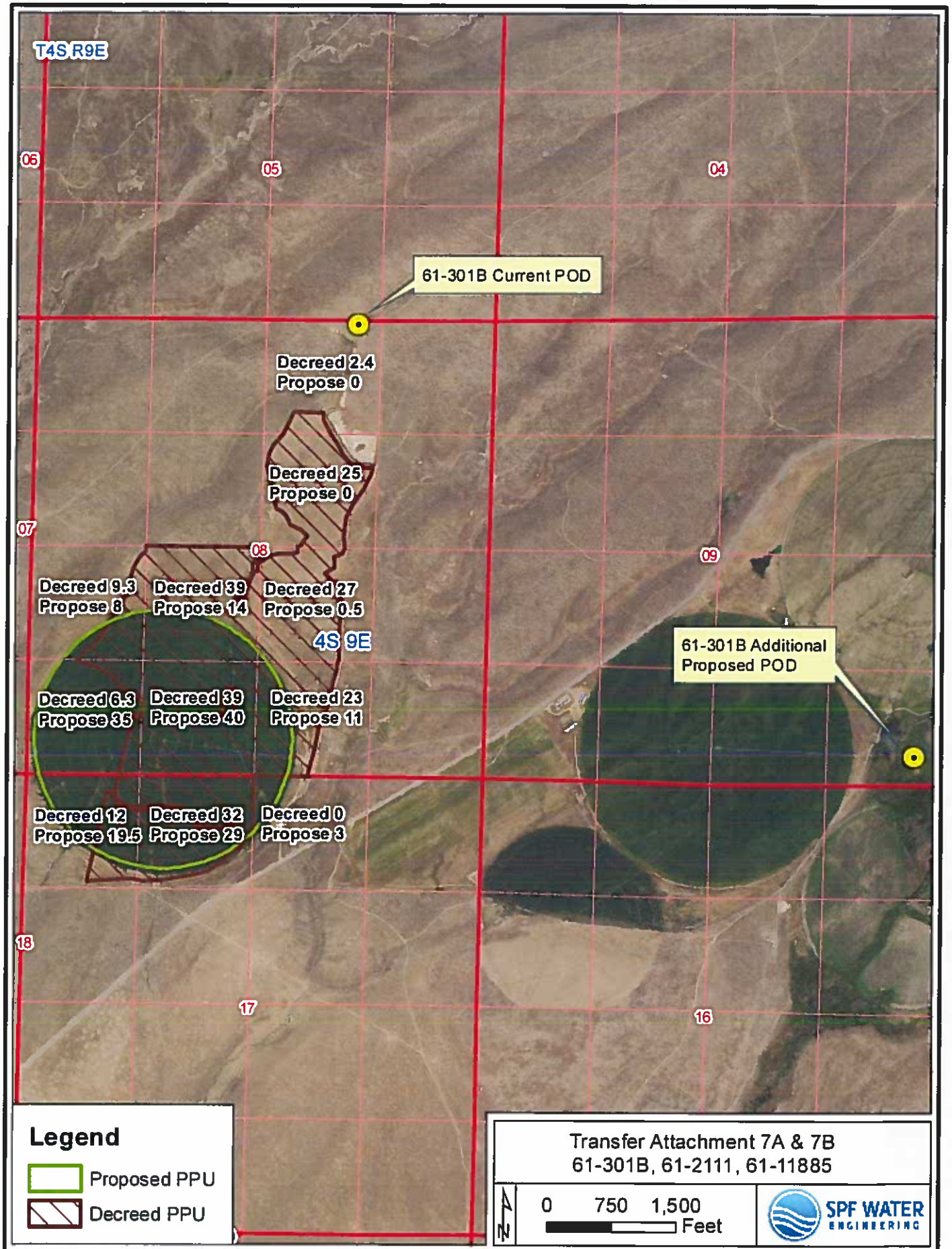
Township 4 South, Range 9 East, Boise Meridian, Elmore County, Idaho

Section 3: NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 9: NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$

Section 10: N $\frac{1}{2}$ NW $\frac{1}{4}$

Together with and including all grazing, water, mineral, ditch and other rights appurtenant thereto.



Transfer Attachment 10

Water Rights Proposed for Transfer to Bull Pasture Pivot

Bull Pasture Pvt (160 ac)	"From" Acres	"To" Acres	Total cfs	duty gpm/acre	duty cfs/acre
Ground Water					
61-301B	215	160	1.02	2.9	0.0064
Cold Springs Cr					
61-2111	215	160	1.02	2.9	0.0064
61-11885	215	160	0.48	1.3	0.0030
Total	215	160	2.52	7.1	0.0158



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

July 27, 2017

CASA DEL NORTE LP
11204 N BAR 21 DR
GLENN'S FERRY, ID 83623

RE: Transfer No. 81800
Water Right No(s). 61-301B

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 MOUNTAIN HOME NEWS on 8/2/2017 and 8/9/2017. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

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

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

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

Sincerely,

Rachel Neely
Administrative Assistant

CC:
SPF WATER ENGINEERING LLC
C/O LORI GRAVES
300 E MALLARD DR STE 350
BOISE, ID 83706

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, July 27, 2017 9:46 AM
To: Swenson, Stacy
Subject: Elmore Legal Ads
Attachments: Elmore Cover Letter.docx; Elmore Legal Ad.docx

Good Morning Legal Clerk,

Please see the attached ads for publication on 8/2/2017 & 8/9/2017.

Please confirm these are okay to publish as shown.

Thank you,

Rachel Neely

Administrative Assistant I
IDWR-Western Region
2735 Airport Way Boise, ID 83705
Rachel.Neely@idwr.idaho.gov

July 27, 2017

LEGAL NOTICE DEPARTMENT
MOUNTAIN HOME NEWS
PO BOX 1330
MOUNTAIN HOME, ID 83647-1330

RE: Application for Transfer No. 81800
Application for Exchange of Water No. 81775

Dear Legal Notice Department:

Please publish the enclosed legal notices on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notices 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 8/21/2017. Your cooperation is appreciated.

Sincerely,

Rachel Neely
Administrative Assistant

Enclosure(s)

The following applications have been filed to appropriate the public waters of the State of Idaho:

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 81800**

CASA DEL NORTE LP, 11204 N BAR 21 DR, GLENNS FERRY, ID 83623; has filed Application No. 81800 for changes to the following water rights within ELMORE County(s): Right No(s). 61-301B. The purpose of the transfer is to change the place of use to consolidate from 215 to 160 acres. The transfer will also add/update the point of diversion record for ground water right 61-301B. Changes to surface water points of diversion are not proposed. Water will be used at the current place of use 13 miles east of Mountain Home, near the end of Bennet Road.

PROPOSED EXCHANGE OF WATER RIGHT(S)

Trail Family Farms, LLLP of 5308 E Trail Rd, King Hill, ID 83633 filed an Application No. 81775 on July 14, 2017 to exchange Water Right(s) No. 61-7236A and 61-7236B with a 1975 priority date from wastewater totaling 1.00 cfs. The right(s) is diverted and used for irrigation from 4/1 to 11/1 off Morrow Res Road, north of Glenns Ferry. The purpose of the exchange is to move the wastewater point of diversion from Little Canyon Creek to the end of a King Hill Irrigation District ditch approximately four tenths of a mile east from the current point of diversion. This is a permanent exchange proposal.

For additional information concerning the property location, contact Western Region office at (208) 334-2190; or for a full description of the right(s) or proposed transfer(s) or exchange(s), please see www.idwr.idaho.gov. Protests may be submitted based on the criteria of Idaho Code § 42-222. Any protest against the proposed change(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 together with a protest fee of \$25.00 for each application on or before 8/21/2017. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 8/2/2017 and 8/9/2017



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

July 27, 2017

DOUBLE ANCHOR RANCHES
5420 W DOUBLE ANCHOR DR
GLENN'S FERRY ID 83623

Re: Application for Transfer No. 81800

Dear Interested Party:

The above referenced application may be of interest to you. I would like to inform you that the application has been submitted to the *Mountain Home News* for advertising. I have enclosed a copy of the application for your convenience. This information is also available on our website www.idwr.idaho.gov.

If you desire to file a formal protest against approval of the application, a written protest along with the \$25.00 protest fee must be received in this office by **August 21, 2017**. A copy of the protest must also be sent to the applicant.

If you have any questions regarding the application, please contact this office at 208-334-2190.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Rachel Neely', with a long horizontal flourish extending to the right.

Rachel Neely
Administrative Assistant
Western Regional Office

Enclosures

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, July 27, 2017 10:50 AM
To: Miller, Nick
Subject: Application for Transfer No. 81800
Attachments: Watermaster Recommendation Form_F.pdf; Application for Transfer 81800.pdf

July 27, 2017

NICK MILLER
IDAHO DEPT OF WATER RESOURCES
WESTERN REGIONAL MANAGER

RE: Application for Transfer No. 81800

Dear Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application. A copy of the application is enclosed with this email for your reference. Please review the application, complete a recommendation form, and submit your reply, if any, to this office by August 21, 2017.

IDWR will assume you do not object to this application if a timely response is not received. Please contact me if you have any questions in this matter. Thank you for your help.

Sincerely,

Rachel Neely

Administrative Assistant I
IDWR-Western Region
2735 Airport Way Boise, ID 83705
Rachel.Neely@idwr.idaho.gov

MEMORANDUM

TO: Transfer No. 81800
FROM: Patrick Kelly
DATE: 7/19/2017
RE: Evaluation of Application

Summary of Information Submitted Transfer 81800 proposes to change POU and POD elements to water rights 61-301B, 61-2111 and 61-11885. 61-301B is a ground water right while 61-2111 and 61-11885 serve as surface water from Cold Springs Creek. The purpose is to change the place of use to reflect current irrigation practices. The transfer will also update the POD record for water right 61-301B. Both the ground and surface water are delivered through an integrated irrigation system. The three rights sum to a total of 2.52 cfs and have a combined use limit of 215 acres. The transfer proposes to consolidate acres to match the 160 acres under pivot.

Transfer 78272 was protested and withdrawn in 2014. Comment letters will be sent to both the Basin 161 watermaster and previous protestor Double Anchor Ranches.

Lori Graves is the representative to the application. She may be contacted at 300 E Mallard Dr, Ste 350 Boise, ID 83706 (208)383-4140.

Authority to File The application was filed in the name of Casa Del Norte LP. The rights are currently in the name of Carter Mountain Ranch Inc, however an ownership change was filed in 2014 to place the rights in Casa Del Norte name. A proper conveyance document was received with the transfer application. Ownership should reflect the Casa Del Norte name, and a refund should be issued for \$75 since the OC fee was already paid in 2014. John McCallum signed the application. ID SOS records indicate Mr. McCallum is Manager and Registered Agent with the company.

Water Right Validity The right was decreed in 2002. 2015 aerial imagery shows irrigated land totaling approximately 160 acres. Historical imagery shows that a pivot system would have been installed sometime between 2006 and 2009. Forfeiture is not a concern.

Overlap Analysis The three water rights identified in the transfer are the only right pertinent to the proposed POU. No other rights should be considered.

Injury to Other Water Rights None anticipated. The transfer proposes changes that have already taken place on the ground since at least 2009. Review staff has no information to suggest a complaint has been filed or injury has occurred since the changes were made. Protests to the project may be made during the announcement period.

Enlargement of Use The three rights total 2.52 cfs and carry a combined use limit of 215 acres. This translates to 0.012 cfs/ acre. The transfer would consolidate to 160 acres, or a new duty of 0.016 cfs/ac. This is still within the inch per acre duty of water limit. Rates that were decreed for each right are not changing.

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

Beneficial Use/Conservation of Water Resources The application proposes beneficial use consistent with conservation of water resources in Idaho.

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



SPF WATER
ENGINEERING

July 12, 2017

RECEIVED
JUL 12 2017
WATER RESOURCES
WESTERN REGION

Angie Grimm
IDWR Western Region Office
2735 Airport Way
Boise, ID 83705

Subject: Application for Transfer

Dear Angie,

Enclosed on behalf of Casa Del Norte, L. P., is an *Application for Transfer* involving overlapping water rights 61-301B, 61-2111 and 61-11885 that are delivered through an integrated irrigation system.

When combined, rights 61-301B, 61-2111 and 61-11885 allow diversion of 2.52 cfs for irrigation of 215 acres. All of these three rights are proposed to be consolidated to the 160-acre pivot area aka the Bull Pasture pivot. A 2nd point of diversion is also proposed for ground water right 61-301B. Both the current well and proposed (existing) well divert from the same aquifer.

The rights are currently listed in the name of Charter Mountain Ranch, Inc. Ownership documents and additional fees are included to allow the rights to be changed into the applicant's name.

Check No. 21189 for \$735 is enclosed for the filing fees. Thank **you** very much for your consideration and assistance in this matter. Please call me if you have any questions.

Sincerely,

Lori Graves
Water Rights Specialist

Cc: John and Theresa McCallum

Enclosures

SPF file number: 162.0010