

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 81519

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

RECEIVED**MAR 20 2017**

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) Pratt Creek Ranch LP, Phil Moulton

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

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

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

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

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) Pratt Creek Ranch LP Phone (208) 940-0900
Mailing address 178 Pratt Creek Road, Salmon, ID 83467 Email prattcreekranch71@yahoo.co

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

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

☒ No Representative

Name of Representative _____ Phone _____
Mailing address _____ Email _____

- ☐ Send all correspondence for this application to the representative and not to the applicant.

OR

Send original correspondence to the applicant and copies to the representative.

The representative may submit information for the applicant but is not authorized to sign for the applicant.

OR

- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

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

Phil F. Mcoulton General 3-15-2017
Signature of Applicant or Authorized Representative Print Name and Title if applicable Date

Signature of Applicant or Authorized Representative Print Name and Title if applicable Date

A. PURPOSE OF TRANSFER

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

2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**.

see attachment Part 1A.2

Part 1A.2.

The proposal is to consolidate points-of-diversion (POD) from Pratt Creek and create a new fish passable POD from Pratt Creek.

This transfer involves water rights 74-197, 74-757, 74-230, 74-2119, 74-193, 74-194, 74-530, 74-196, 74-195, 74-753, and 74-754. Four of the rights will be split to accommodate the segregation of the rights into two separate systems for irrigation of the entire ranch. This application describes the Upper System a second application describes the lower system.

All water rights listed above will be moved to the upper most diversion location on Pratt Creek.

A PPU is being sought for the areas currently irrigated. Please see cover letter for additional description.

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.

	<u>Right Number</u>	<u>Amount</u> (cfs/ac-ft)	<u>Nature of Use</u>	<u>Period of Use</u>	<u>Source & Tributary</u>
All or Part ☐ ☐	_____	_____	_____	_____ to _____	_____
☐ ☐	_____	_____	_____	_____ to _____	_____
☐ ☐	_____	_____	_____	_____ to _____	_____
☐ ☐	_____	_____	_____	_____ to _____	_____
☐ ☐	_____	_____	_____	_____ to _____	_____
☐ ☐	_____	_____	_____	_____ to _____	_____
☐ ☐	_____	_____	_____	_____ to _____	_____
☐ ☐	_____	_____	_____	_____ to _____	_____
☐ ☐	_____	_____	_____	_____ to _____	_____

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

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

3. Point(s) of Diversion:

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

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
		NW	SW		32	21N	24E	Lemhi	Pratt Creek	LPC-04
	3	NE	NW		1	20N	23E	Lemhi	Pratt Creek	rediversion
		SE	SE		36	21N	23E	Lemhi	Pratt Creek	injection

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	
20N	23E	1	39.1	36.9	34.3	37.9	31	12.6	33.3	36.3	19.3	6.1			1.7	12.5			301
20N	23E	2	14.3	28.1	18.4	33.6	23.6	20.2	22	22.4									182.6
20N	23E	3	3.8			14.8													18.6
20N	24E	6		14.3			37.5	37.6	28.1	6.2									123.7
21N	23E	35											13	18			7.1		38.1
21N	23E	36												2			10.9	20.4	33.3
21N	24E	31									32.4	6.6	18.1	36			38.3	10.7	142.1
Total Acres (for irrigation use)																			839.5

21N 23E 34

0.1

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.	<u>Right Number</u>	<u>Amount</u> (cfs/ac-ft)	<u>Nature of Use</u>	<u>Period of Use</u>	<u>Source & Tributary</u>
	All or Part				
☐	☐			to	
☐	☐			to	
☐	☐			to	
☐	☐			to	
☐	☐			to	
☐	☐			to	
☐	☐			to	
☐	☐			to	
☐	☐			to	

See Part 1 B
Supplemental Page

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

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

3. Point(s) of Diversion:

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

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
		NW	SW		32	21N	24E	Lemhi	Pratt Creek	LPC-04
	3	NE	NW		1	20N	23E	Lemhi	Pratt Creek	rediversion
		SE	SE		36	21N	23E	Lemhi	Pratt Creek	injection

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	
20N	23E	1	39.1	36.9	34.3	37.9	31	12.6	33.3	36.3	19.3	6.1			1.7	12.5			301
20N	23E	2	14.3	28.1	18.4	33.6	23.6	20.2	22	22.4									182.6
20N	23E	3	3.8			14.8													18.6
20N	24E	6		14.3			37.5	37.6	28.1	6.2									123.7
21N	23E	35											13	18			7.1		38.1
21N	23E	36												2			10.9	20.4	33.3
21N	24E	31									32.4	6.6	18.1	36			38.3	10.7	142.1
Total Acres (for irrigation use)																			839.5

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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:
The complete system will divert from an existing point of diversion with lockable controllable headgates, distribution pipelines and a new pivot. A flowmeter will be installed in the pipeline. The Idaho Department of Fish and Game will install a fish screen in 2018.

- b. Who owns the property at the point(s) of diversion? Bureau of Land Management
 If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
The point of diversion is accessed on a public road with a pre-existing right-of-way.

- 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: Northwest Farm Credit Services, FLCA**

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:
There will be no effect on the land now irrigated, the new system will deliver water to the existing irrigated land in pipelines and the addition of a pivot will more efficiently apply the water.

- 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:

Page _____ of _____

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

Current Water Right No.: 74-754

Current Owner: PRATT CREEK RANCH LP

Priority Date: 1/26/1914

Origin: Water Right

Status: Active

Basis: Decreed

Source

PRATT CREEK

Tributary

LEMHI RIVER

Beneficial Use

IRRIGATION

From To

3/15 to 11/15

Diversion Rate

0.8 CFS

Annual Volume

Total Diversion

0.8 CFS

Location of Point(s) of Diversion

PRATT CREEK

SW1/4SW1/4

Sec. 32, Twp 21N, Rge 24E B.M.

LEMHI County

PRATT CREEK

L6(NW1/4SW1/4)

Sec. 6, Twp 20N, Rge 24E B.M.

LEMHI County

Place of Use

IRRIGATION Within LEMHI County

T20N R23E S1	NESW	18.00	T20N R23E S1	SWSW	8.00
T20N R23E S1	SESW	12.00	T20N R23E S1	SWSE	2.00

Total Acres: 40

Conditions of Approval:

1. E64 This right authorizes the irrigation of 39.3 total acres.
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: 7/9/2007

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

Current Water Right No.: 74-753

Current Owner: PRATT CREEK RANCH LP
Priority Date: 10/22/1898
Origin: Water Right
Status: Active
Basis: Decreed

Source

PRATT CREEK

Tributary

LEMHI RIVER

Beneficial Use

IRRIGATION

From To

3/15 to 11/15

Diversion Rate

1.75 CFS

Annual Volume

Total Diversion

1.75 CFS

Location of Point(s) of Diversion

PRATT CREEK

SW1/4SW1/4

Sec. 32, Twp 21N, Rge 24E B.M.

LEMHI County

PRATT CREEK

L6(NW1/4SW1/4)

Sec. 6, Twp 20N, Rge 24E B.M.

LEMHI County

Place of Use

IRRIGATION Within LEMHI County

T20N R23E S1	NESE	28.00	T20N R23E S1	NWSE	21.00
T20N R24E S6	Lot 1 NENE	1.00	T20N R24E S6	Lot 2 NWNE	21.00
T20N R24E S6	SWNE	12.00	T20N R24E S6	Lot 6 NWSW	30.00

Total Acres: 113

Conditions of Approval:

1. E64 This right authorizes the irrigation of 112.6 total acres.
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: 7/9/2007

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

Current Water Right No.: 74-195

Current Owner: PRATT CREEK RANCH LP
Priority Date: 2/1/1892
Origin: Water Right
Status: Active
Basis: Decreed

Source

PRATT CREEK

Tributary

LEMHI RIVER

Beneficial Use

IRRIGATION

From To

03/15 to 11/15

Total Diversion

Diversion Rate

0.5 CFS

0.5 CFS

Annual Volume

Location of Point(s) of Diversion

PRATT CREEK

LEMHI County

SW1/4SW1/4

Sec. 32, Twp 21N, Rge 24E B.M.

PRATT CREEK

LEMHI County

L6(NW1/4SW1/4)

Sec. 6, Twp 20N, Rge 24E B.M.

Place of Use

IRRIGATION Within LEMHI County

T20N R23E S1	NESE	28.00	T20N R23E S1	NWSE	21.00
T20N R24E S6	Lot 1 NENE	1.00	T20N R24E S6	Lot 2 NWNE	21.00
T20N R24E S6	SWNE	12.00	T20N R24E S6	Lot 6 NWSW	30.00

Total Acres: 113

Conditions of Approval:

1. E64 This right authorizes the irrigation of 112.6 total acres.
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: 7/9/2007

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

Current Water Right No.: 74-196

Current Owner: PRATT CREEK RANCH LP
Priority Date: 5/1/1888
Origin: Water Right
Status: Active
Basis: Decreed

Source

PRATT CREEK

Tributary

LEMHI RIVER

Beneficial Use

IRRIGATION

From To

03/15 to 11/15

Total Diversion

Diversion Rate

1.3 CFS

1.3 CFS

Annual Volume

Location of Point(s) of Diversion

PRATT CREEK

LEMHI County

NW1/4SW1/4

Sec. 32, Twp 21N, Rge 24E B.M.

PRATT CREEK

LEMHI County

SW1/4SW1/4

Sec. 32, Twp 21N, Rge 24E B.M.

Place of Use

IRRIGATION Within LEMHI County

T20N R24E S6	Lot 3	NENW	33.00	T20N R24E S6		SENW	23.00
T21N R24E S31		NESW	33.00	T21N R24E S31	Lot 4	SWSW	12.00
T21N R24E S31		SESW	37.00	T21N R24E S31		SWSE	39.00
T21N R24E S31		SESE	11.00				

Total Acres: 188

Conditions of Approval:

1. E64 This right authorizes the irrigation of 188.0 total acres.
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: 7/9/2007

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

Current Water Right No.: 74-530

Current Owner: PRATT CREEK RANCH LP
Priority Date: 3/8/1909
Origin: Water Right
Status: Active
Basis: Decreed

Source

PRATT CREEK

Tributary

LEMHI RIVER

Beneficial Use

IRRIGATION

From To

3/15 to 11/15

Total Diversion

Diversion Rate

1.6 CFS

1.6 CFS

Annual Volume

Location of Point(s) of Diversion

PRATT CREEK

LEMHI County

SW1/4SW1/4

Sec. 32, Twp 21N, Rge 24E B.M.

Place of Use

IRRIGATION Within LEMHI County

T20N R23E S1	Lot 4	NWNW	7.00	T20N R23E S1		SWNW	36.00
T20N R23E S2	Lot 1	NENE	12.00	T20N R23E S2	Lot 2	NWNE	30.00
T20N R23E S2		SWNE	17.00	T20N R23E S2		SENE	30.00
T20N R23E S2	Lot 3	NENW	27.00	T20N R23E S2		SENW	19.00
T21N R23E S35		SWSW	14.00	T21N R23E S35		SESW	17.00
T21N R23E S35		SWSE	7.00				

Total Acres: 216

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. E64 This right authorizes the irrigation of 215.5 total acres.

Decreed Date: 7/9/2007

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

Current Water Right No.: 74-194

Current Owner: PRATT CREEK RANCH LP

Priority Date: 5/1/1888

Origin: Water Right

Status: Active

Basis: Decreed

Source

PRATT CREEK

Tributary

LEMHI RIVER

Beneficial Use

From To

Diversion Rate

Annual Volume

IRRIGATION

03/15 to 11/15

2.5 CFS

Total Diversion

2.5 CFS

Location of Point(s) of Diversion

PRATT CREEK

SW1/4SW1/4

Sec. 32, Twp 21N, Rge 24E B.M.

LEMHI County

Place of Use

IRRIGATION Within LEMHI County

T20N R23E S1	Lot 4	7.00	T20N R23E S1	SWNW	36.00
T20N R23E S2	Lot 1	12.00	T20N R23E S2	Lot 2	30.00
T20N R23E S2	Lot 3	27.00	T20N R23E S2	SWNE	17.00
T20N R23E S2	SENE	30.00	T20N R23E S2	SENE	19.00
T21N R23E S35	SWSW	14.00	T21N R23E S35	SESW	17.00
T21N R23E S35	SWSE	7.00			

Total Acres: 216

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. E64 This right authorizes the irrigation of 215.5 total acres.

Decreed Date: 7/9/2007

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

Current Water Right No.: 74-193

Current Owner: PRATT CREEK RANCH LP
Priority Date: 5/1/1888
Origin: Water Right
Status: Active
Basis: Decreed

Source

PRATT CREEK

Tributary

LEMHI RIVER

Beneficial Use

IRRIGATION

From To

03/15 to 11/15

Total Diversion

Diversion Rate

1.4 CFS

1.4 CFS

Annual Volume

Location of Point(s) of Diversion

PRATT CREEK

LEMHI County

SW1/4SW1/4

Sec. 32, Twp 21N, Rge 24E B.M.

Place of Use

IRRIGATION Within LEMHI County

T20N R23E S2	Lot 4	NWNW	22.00	T20N R23E S2	SWNW	20.00
T20N R23E S3	Lot 1	NENE	6.00	T20N R23E S3	SENE	12.00

Total Acres: 60

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. E64 This right authorizes the irrigation of 60.2 total acres.

Decreed Date: 7/9/2007

81519

Page _____ of _____

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

Current Water Right No.: 74-2119

Current Owner: PRATT CREEK RANCH LP
Priority Date: 2/16/1911
Origin: Water Right
Status: Active
Basis: Decreed

Source

PRATT CREEK

Tributary

LEMHI RIVER

Beneficial Use

IRRIGATION

From To

3/15 to 11/15

Total Diversion

Diversion Rate

3.06 CFS

3.06 CFS

Annual Volume

Location of Point(s) of Diversion

PRATT CREEK

LEMHI County

NW1/4SW1/4

Sec. 32, Twp 21N, Rge 24E B.M.

Place of Use

IRRIGATION Within LEMHI County

T21N R23E S36	SESW	1.00	T21N R23E S36	SWSE	8.00
T21N R23E S36	SESE	17.00	T21N R24E S31	NESW	33.00
T21N R24E S31	Lot 3 NWSW	4.00	T21N R24E S31	Lot 4 SWSW	12.00
T21N R24E S31	SESW	37.00	T21N R24E S31	SWSE	39.00
T21N R24E S31	SESE	11.00			

Total Acres: 162

Conditions of Approval:

1. E64 This right authorizes the irrigation of 162.6 total acres.
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: 7/9/2007

81519

Page _____ of _____

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

Current Water Right No.: 74-230

Current Owner: PRATT CREEK RANCH LP
Priority Date: 5/1/1888
Origin: Water Right
Status: Active
Basis: Decreed

Source

PRATT CREEK

Tributary

LEMHI RIVER

Beneficial Use

IRRIGATION

From To

03/15 to 11/15

Diversion Rate

0.52 CFS

Annual Volume

Total Diversion

0.52 CFS

Location of Point(s) of Diversion

PRATT CREEK

LEMHI County

L1(NE1/4NE1/4)

Sec. 1, Twp 20N, Rge 23E B.M.

PRATT CREEK

LEMHI County

L2(NW1/4NE1/4)

Sec. 1, Twp 20N, Rge 23E B.M.

PRATT CREEK

LEMHI County

L3(NE1/4NW1/4)

Sec. 1, Twp 20N, Rge 23E B.M.

Place of Use

IRRIGATION Within LEMHI County

T20N R23E S1

Lot 1

NENE

3.00

T20N R23E S1

Lot 2

NWNE

9.00

T20N R23E S1

Lot 3

NENW

14.00

Total Acres: 26

Conditions of Approval:

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

Decreed Date: 7/9/2007

Page _____ of _____

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

Current Water Right No.: 74-757

Current Owner: PRATT CREEK RANCH LP
Priority Date: 10/22/1898
Origin: Water Right
Status: Active
Basis: Decreed

Source

PRATT CREEK

Tributary

LEMHI RIVER

Beneficial Use

IRRIGATION

From To

3/15 to 11/15

Diversion Rate

1.29 CFS

Annual Volume

Total Diversion

1.29 CFS

Location of Point(s) of Diversion

PRATT CREEK

SW1/4SW1/4

Sec. 32, Twp 21N, Rge 24E B.M.

LEMHI County

Place of Use

IRRIGATION Within LEMHI County

T20N R23E S1	Lot 1	NENE	35.00	T20N R23E S1	Lot 2	NWNE	30.00
T20N R23E S1		SWNE	35.00	T20N R23E S1		SENE	36.00
T20N R23E S1	Lot 3	NENW	26.00	T20N R23E S1		SENW	39.00
T20N R23E S1		NWSW	4.00	T20N R24E S6	Lot 4	NWNW	36.00
T20N R24E S6	Lot 5	SWNW	23.00				

Total Acres: 264

Conditions of Approval:

1. E64 This right authorizes the irrigation of 264.5 total acres.
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: 7/9/2007

81519

Page _____ of _____

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

Current Water Right No.: 74-197

Current Owner: PRATT CREEK RANCH LP
Priority Date: 5/1/1888
Origin: Water Right
Status: Active
Basis: Decreed

Source

PRATT CREEK

Tributary

LEMHI RIVER

Beneficial Use

IRRIGATION

From To

03/15 to 11/15

Diversion Rate

4 CFS

Annual Volume

Total Diversion

4 CFS

Location of Point(s) of Diversion

PRATT CREEK

SW1/4SW1/4

Sec. 32, Twp 21N, Rge 24E B.M.

LEMHI County

Place of Use

IRRIGATION Within LEMHI County

T20N R23E S1	Lot 1	NENE	35.00	T20N R23E S1	Lot 2	NWNE	30.00
T20N R23E S1		SWNE	34.00	T20N R23E S1		SENE	36.00
T20N R23E S1	Lot 3	NENW	26.00	T20N R23E S1		SENW	39.00
T20N R23E S1		NWSW	5.30	T20N R24E S6	Lot 4	NWNW	36.00
T20N R24E S6	Lot 5	SWNW	24.00				

Total Acres: 265.3

Conditions of Approval:

1. E64 This right authorizes the irrigation of 264.5 total acres.
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: 7/9/2007

81519



134 E Reeder St
Dillon, MT 59725-3803
Voice: 406.683.1200 Toll-Free: 800.683.FARM Fax: 406.683.1205

March 14, 2017

To whom it may concern,

Northwest Farm Credit Services, FLCA consents to the proposed changes to water rights owned by Pratt Creek Ranch Limited Partnership and/or Phillip Moulton insomuch that the changes do not modify the ownership of said rights or the designated place of use of said rights to property not owned by Pratt Creek Ranch Limited Partnership and/or Phillip Moulton.

This letter does not convey a release of any water rights from collateral held by Northwest Farm Credit Services, FLCA.

If you have questions please contact me by phone at 406-683-1200 or email at andy.lundquist@northwestfcs.com.

Thank you,


Andy Lundquist
Branch Manager – Northwest Farm Credit Services
Dillon, Montana



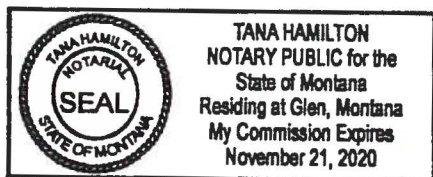


Printed Name

Notary for the State of Montana

Residing at Dillon, Montana

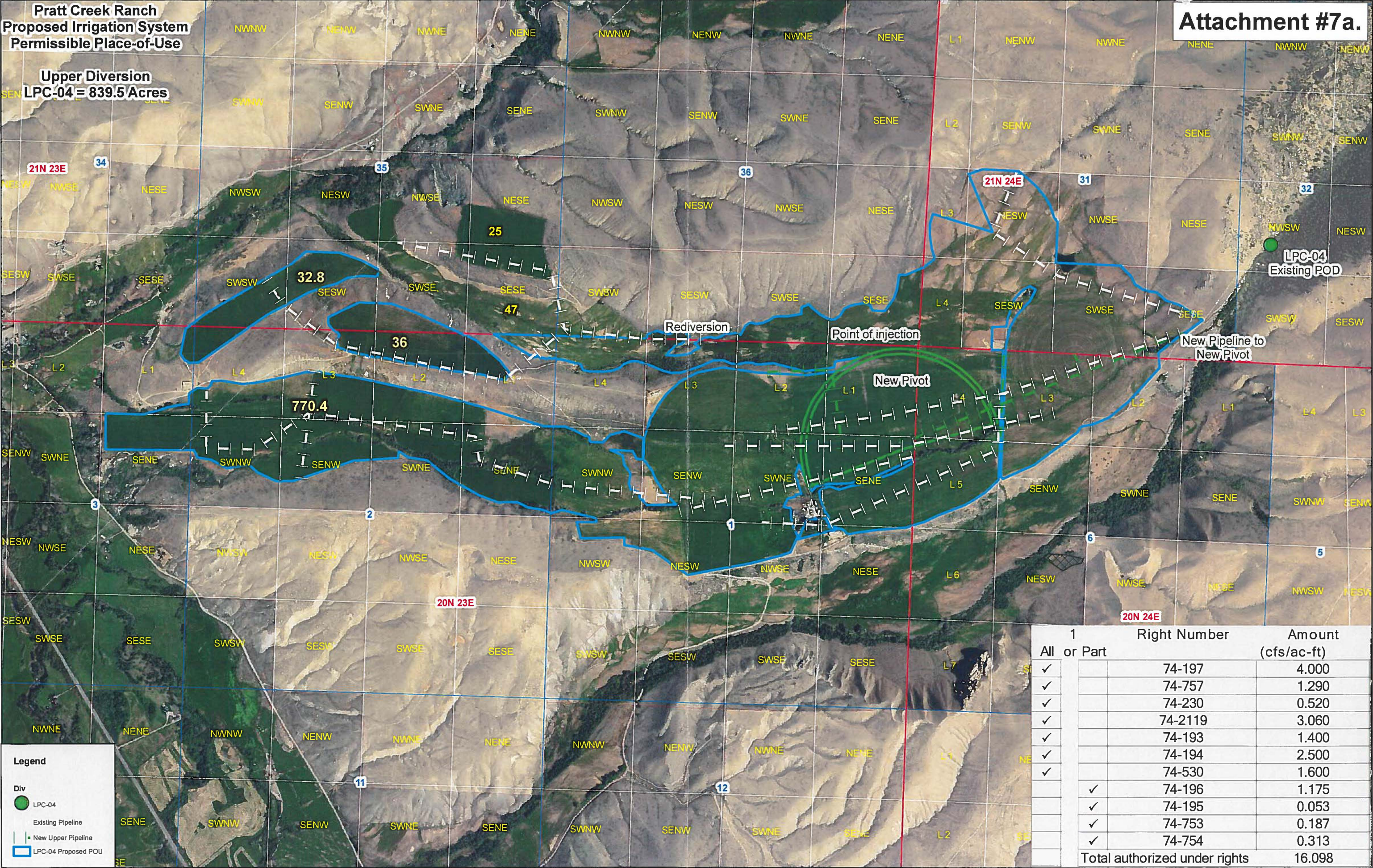
My commission expires Nov. 21, 2020



Pratt Creek Ranch
Proposed Irrigation System
Permissible Place-of-Use

Attachment #7a.

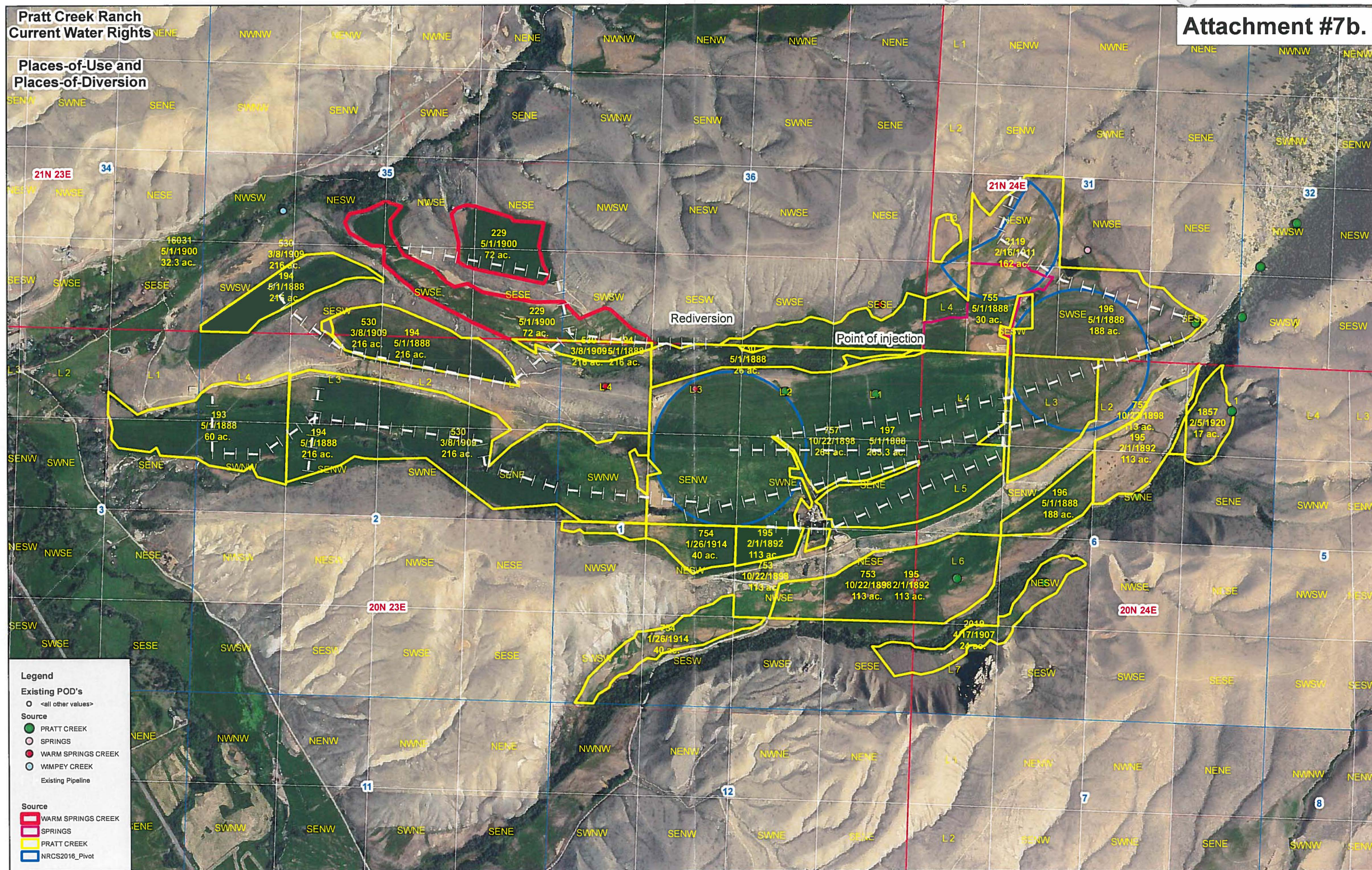
Upper Diversion
LPC-04 = 839.5 Acres



1	Right Number	Amount
All or Part		(cfs/ac-ft)
✓	74-197	4.000
✓	74-757	1.290
✓	74-230	0.520
✓	74-2119	3.060
✓	74-193	1.400
✓	74-194	2.500
✓	74-530	1.600
✓	74-196	1.175
✓	74-195	0.053
✓	74-753	0.187
✓	74-754	0.313
Total authorized under rights		16.098

Places-of-Use and Places-of-Diversion

Attachment #7b.



Hersley, Jean

From: Hersley, Jean
Sent: Friday, July 14, 2017 9:28 AM
To: rhlegals@custertel.net
Subject: Legal Notice

A COPY WILL BE FAXED TO YOU ALSO. Thank you. Jean
July 14, 2017

208-756-2222 Page 1

Legal Notice Department

Recorder Herald
PO Box 310
Salmon ID 83467

RE: Legal Ad for your paper

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper 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, PO Box 83720, Boise, Idaho, 83720-0098 before August 7, 2017. Your cooperation is appreciated.

Sincerely

Jean Hersley
Technical Records Specialist II
IDWR State Office
322 E Front St
Boise ID 83720
208-287-4942
jean.hersley@idwr.idaho.gov

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

75-14858

RICHARD R CALKINS JR
BRENDA S CALKINS
1203 GEORGESON LOOP
SITKA, AK 99835
Point of Diversion L8(SWSE) S27 T19N R21E LEMHI County
Source SALMON RIVER Tributary SNAKE RIVER
Use: IRRIGATION
04/01 to 10/31
0.13 CFS
Total Diversion:
0.13 CFS
Date Filed: 4/24/2017
Place Of Use: IRRIGATION
T19N R21E S27 L8(SWSE)
Total Acres: 4.4

This application proposes the diversion and use of water from the Salmon River tributary to the Salmon Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because the diversion rate and acres will be applied to the subordination amounts specified in the decree for the Wild & Scenic River listed above.

NOTICE OF CORRECTION

Notice is hereby given that Application Permit 74-16102 in the name of PRATT CREEK RANCH LP, 178 PRATT CREEK RD, SALMON ID 83467, was advertised incorrectly on June 15 and June 22, 2017. The place of use was omitted in the description. Place Of Use: STOCKWATER T21N R23E S34 SESE, T21N R23E S35 NESW NWSW SWSW.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the State office at (208) 287-4800; or for a full description of the right(s), please see <http://www.idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/>. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, State Office, 322 E Front St, PO Box 83720, Boise, ID 83720 together with a protest fee of \$25.00 for each application on or before 8/7/2017. The protestant must also send a copy of the protest to the applicant.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 81519

PRATT CREEK RANCH LP, 178 PRATT CREEK RD, SALMON, ID 83467; has filed Application No. 81519 for changes to the following water rights within LEMHI County(s): Right No(s). 74-193, 74-194, 74-195, 74-196, 74-197, 74-2119, 74-230, 74-530, 74-753, 74-754, 74-757; to see a full description of these rights and the proposed transfer, please see <http://www.idwr.idaho.gov/water-rights/transfers/search.html>. The purpose of the transfer is to change a portion of the above rights as follows: to consolidate and change the points of diversion for the rights to single diversion located in NWSW, Sec 32, T21N, R24E and to change the place of use by creating a 839.5 acre permissible place of use within T20N, R23E and R24E and T21N, R23E and R24E located east of the confluence of Wimpey Creek with the Lemhi River.

For additional information concerning the property location, contact IDWR State office at (208) 287-4800. 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, 322 E Front St, PO Box 83720, Boise ID 83720-0098 together with a protest fee of \$25.00 for each application on or before 8/7/2017. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 7/20/2017 and 7/27/2017



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

July 14, 2017

PRATT CREEK RANCH LP
178 PRATT CREEK RD
SALMON, ID 83467

RE: Transfer No. 81519
Water Right No(s). 74-193, 74-194, 74-195, 74-196, 74-197, 74-2119,
74-230, 74-530, 74-753, 74-754, 74-757

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 RECORDER HERALD on 7/20/2017 and 7/27/2017. 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,

Jean Hersley
Technical Records Specialist



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

July 14, 2017

IDAHO DEPT FISH AND GAME
ATTN: JEFF RICHARDS
99 HWY 93 N
SALMON ID 83467

RE: Applications for Permit No. 74-16102 (correction notice) 75-14858

Application for Transfer No. 81519

Water Right No. 74-193, 74-194, 74-195, 74-196, 74-197, 74-2119, 74-230, 74-530, 74-753,
74-754, 74-757

Dear Interested Party:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right applications. You can find a copies of the applications at: <http://www.idwr.idaho.gov/water-rights/transfers/search.html> and <http://www.idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/>

This office can publish notice of the applications 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 these applications, 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.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

July 14, 2017

DAVID ANTONELLI-WATERMASTER
WATER DISTRICT #74F
516 MAIN ST PMB 101
SALMON ID 83467

RE: Application for Transfer : 81519
Water Right Nos.: 74-193, 74-194, 74-195, 74-196, 74-197, 74-2119, 74-230,
74-530, 74-753, 74-754, 74-757

Dear Watermaster:

The Department of Water Resources is seeking written comment and/or recommendations from you regarding the above referenced water right Application for Transfer. You can find a copy of the application at: <http://www.idwr.idaho.gov/water-rights/transfers/search.html>. Please review the application, then complete the enclosed recommendation form 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 watermaster, 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 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,

Jean Hersley
Technical Records Specialist

State of Idaho
Department of Water Resources
Application for Transfer

RECOMMENDATION FORM

Application for Transfer : 81519

Water Right No. 74-193, 74-194, 74-195, 74-196, 74-197, 74-2119, 74-230,
74-530, 74-753, 74-754, 74-757

Applicant's Name:
PRATT CREEK RANCH

Watermaster's Recommendation:

- a) _____ I do not oppose approval of this application.
- b) _____ I do not oppose approval of this application if it is conditioned as follows:
- c) _____ I oppose approval of this application for the following reasons:
- d) _____ Additional comments:

Dated this _____ day of _____, 2017

Water District No. 74F

Watermaster's Signature _____

Edl, Michele

From: Edl, Michele
Sent: Wednesday, July 12, 2017 12:03 PM
To: 'Cain, Joni'; Allen Bradbury; Daniel Bertram; Littlejohn, Lucy; Guyer, Vincent; Paddy Murphy; Chad Zens
Cc: Skaggs, Pam
Subject: RE: Pratt Creek ROWs

All,

Based on the information in this email, I understand that the transfer applicant has applied to the BLM for necessary access to BLM property. Therefore as the agent assigned to Application for Transfer 81519, I will move the transfer processing to the next step, which is to advertising. I also understand that when IDWR adds certain vetted conditions to the rights through our processing, those conditions provide sufficient assurance to other agencies to allow water rights processing to move forward.

The rights acted on by Transfer 81519 will be conditioned to include the following:

- Prior to diversion and use of water under this approval, the right holder shall obtain Bureau of Land Management authorization necessary to access the point of diversion or place of use or to convey water across federal land.
- This right does not grant any right-of-way or easement across the land of another.
- Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game

Sincerely,
Michele Edl
208-287-4946

From: Cain, Joni [mailto:jdcaain@blm.gov]
Sent: Tuesday, July 11, 2017 12:34 PM
To: Allen Bradbury <Allen.Bradbury@osc.idaho.gov>; Daniel Bertram <Daniel.Bertram@osc.idaho.gov>; Littlejohn, Lucy <llittlejohn@blm.gov>; Guyer, Vincent <vguyer@blm.gov>; Edl, Michele <Michele.Edl@idwr.idaho.gov>; Paddy Murphy <pmurphy@idfg.idaho.gov>; Chad Zens <czens@blm.gov>
Subject: Pratt Creek ROWs

So...Here is what I understand about where we are! There is a current Pre-FLPMA ROW, IDI-21152, for 2 seperate ditches on BLM. Each is 20 feet in width and 450' and 350' in length respectively. The application is for 825 feet of pipeline on BLM with the FLPMA ROW being issued to Pratt Creek Ranch (PCR) Limited Partnership. I will need to know the distance and width of the ditch from the POD to the fishscreen also, as that will also be part of the ROW to PCR.

I do not have an application from IDFG for the fishscreen and bypass pile ROW. I need that ASAP. We will include the road in this ROW for access for maintenance.

I am not sure how the water right transfer plays into this. Is the POD being moved to a new location on BLM? Either way...the info. I passed on to Michele will still apply.

Please reply to all if you reply at all...I am trying to gather in all the side discussions on this so we are all on the same page.

Thanks much

Joni D. Cain

Realty Specialist

Challis/Salmon Field Offices

721 East Main Ave, Challis ID 83226

1206 S. Challis Street, Salmon ID 83467

Phones: 208.879.6218/756.5421

Cell Phone: 208.721.8328

Faxes: 208.879.6219/756.5436

jdcaain@blm.gov

insert quote here

Edl, Michele

From: Edl, Michele
Sent: Tuesday, June 13, 2017 1:27 PM
To: 'Allen Bradbury'
Subject: RE: Upper Pratt Diversion Water Rights

The local BLM office must be recovered from last year's fire. Very good.
I have possession of the water rights files so please have them direct the acknowledgement to me.
Michele Edl

From: Allen Bradbury [mailto:Allen.Bradbury@osc.idaho.gov]
Sent: Tuesday, June 13, 2017 1:16 PM
To: Edl, Michele <Michele.Edl@idwr.idaho.gov>
Subject: FW: Upper Pratt Diversion Water Rights

Hi Michele,

The BLM asked the following question , see below. Just let me know and I will give them a call.

Thanks,

Allen

From: Cain, Joni [mailto:jdcaain@blm.gov]
Sent: Tuesday, June 13, 2017 1:00 PM
To: Allen Bradbury <Allen.Bradbury@osc.idaho.gov>; Price, Fredric <fwprice@blm.gov>
Cc: Lucy Littlejohn (llittlejohn@blm.gov) <llittlejohn@blm.gov>
Subject: Re: Upper Pratt Diversion Water Rights

Allen.
To whom should this acknowledgement be directed?

Fred.
We will be processing an application for a ROW for the project discussed in the prior email. IDWR is asking for confirmation from BLM of this. Do you have any suggestion as to the avenue from which this should come?

Thanks much

Joni D. Cain
Realty Specialist
Challis/Salmon Field Offices
721 East Main Ave, Challis ID 83226
1206 S. Challis Street, Salmon ID 83467
Phones: 208.879.6218/756.5421
Cell Phone: 208.721.8328

insert quote here

On Tue, Jun 13, 2017 at 12:16 PM, Allen Bradbury <Allen.Bradbury@osc.idaho.gov> wrote:

Hi Lucy and Joni,

I was contacted by IDWR in Boise concerning Pratt Creek Ranches water right transfer. IDWR needs to have something for their files from the BLM which indicates that they know about the project and are ok with changing the POD's to a single POD and installing pipeline across BLM. It does not sound like it needs to be too formal, probably just an email acknowledgement from someone.

Thanks,

Allen

Edl, Michele

From: Edl, Michele
Sent: Tuesday, June 13, 2017 10:10 AM
To: 'prattcreekbranch71@yahoo.com'; 'Allen Bradbury'
Subject: BLM easement?

Phil Moulton,

I see that the current upper irrigation system diverts from Pratt Creek while it is still traversing BLM property. And the new, fish-friendly diversion for that same system will also be constructed on BLM property. Did you need to renegotiate with the BLM for access? Or was your current agreement with them sufficient authorize this change?

None of the water right files have a copy of any BLM authorization or easement, but that lack will not postpone transfer processing. IDWR will need to have something from the BLM which indicates that they know about this project and are ok with it. If you already have something I can put in the files, great. Meanwhile, I can will a condition to the transfer which indicates that the transfer doesn't authorize trespass.

Again thank you.

Michele Edl

208-287-4946

MEMORANDUM

Date: June 12, 2017
To: Transfer 81519
From: Michele Edl
Re: Review & Evaluation of Sufficiency of Information

This application for transfer proposes changes to 11 water rights held by the applicant. 4 of the rights will be split to accommodate changes to their POU's. POD changes are proposed for all of the rights. This application was submitted by Allen Bradbury (project planner, Upper Salmon Basin Watershed Program) on behalf of Pratt Creek Ranch.

Authority to File: Pratt Creek Ranch LP is the right holder-of-record for the 6 rights involved in this transfer. IDSOS lists it with business entity ID# L2132. Phil F. Moulton is listed as a general partner and he signed the transfer application.

Available Lemhi County taxlot information shows that the POU's are property held by Pratt Creek Ranch LP.

The new POD is located on BLM property but so are two of the existing PODs. I assume that the BLM has authorized Pratt Creek Ranch to divert from those PODs and that the BLM will also authorize the new POD.

Water Right Validity: The 11 water rights which are involved in this transfer are: 74-193, 74-194, unchanged part 74-195, unchanged part 74-196, 74-197, 74-230, 74-530, unchanged part 74-753, unchanged part 74-754, 74-757 and 74-2119. They were all decreed in the SRBA on 7/9/2007 and are sourced from Pratt Creek.

Right 74-755 is sourced from springs and the irrigation component of the right partially overlaps the pre-transfer POU acres for rights 74-196 and 74-2119. It has been brought into the transfer as an associated right.

Aerial photography shows that areas outside of the authorized POU's have been irrigated but the total irrigation has been approximately the same as was authorized by the rights. Forfeiture is not a concern at this time.

POU

Rights 74-195, 74-196, 74-753 and 74-754 have been split for this transfer and companion transfer 81518. The splits are needed to segregate the water which will be delivered through two pipelines. The northernmost of the two pipelines (also identified as the upper pipeline) is associated with transfer 81519. The southernmost of the two pipelines (also identified as the lower pipeline) is associated with transfer 81518.

The upper pipeline will carry 16.09 cfs total from a new fish-friendly POD to an 839.5-acre PPU. The new PPU is nearly equivalent to the existing upper irrigation, but will represent combined pieces of the transferred water rights.

POD

The authorized PODs for the 11 transferred rights will be retired. They will be replaced with a single POD identified by the Office of Species Conservation (OSC) as LPC-04, which is located upstream of the existing diversions. The new POD will be located on BLM property.

In addition, a portion of the piped water will be injected back into the Pratt Creek drainage system in the SESE of section 36 and then re-diverted at another irrigation pipeline intake located in the SESW of section 36. I created the diversion, injection and re-diversion shapes based on the application maps and phone discussion with OSC planner, Allen Bradbury. The injection and re-diversion sites are located on

Pratt Creek Ranch property.

Injury to Other Water Rights: Review staff has no information indicating that other water rights will be injured.

Only Pratt Creek Ranch has PODs which are authorized to divert from Pratt Creek between the old PODs and the new POD (LPC-04). It's not clear that all of those PODs have been actively used in recent years.

The rights will be subject to control by the watermaster of WD#74F-Pratt Creek.

Enlargement of Use: No enlargement is evident through this transfer. Overlapping rights were appropriately split and the transfer will be conditioned with combined limits.

Local Public interest: Review staff has no information to suggest this application is inconsistent with the local public interest.

Beneficial Use/Conservation of Water Resources: The transfer appears consistent with the conservation of water resources in Idaho.

The Pratt Creek Ranch projects are being supported by the Idaho State Office of Species Conservation and have assistance from the NRCS and the Idaho Department of Fish and Game.

Effect on Economy the Local Area: Review staff has no information to suggest this transfer will negatively impact the economy of the local area.

Effect on Agricultural Base of the Local Area: Review staff has no information to suggest this transfer will negatively impact the agricultural base of the local area.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.

Edl, Michele

From: Allen Bradbury <Allen.Bradbury@osc.idaho.gov>
Sent: Monday, June 12, 2017 3:22 PM
To: Edl, Michele; prattcreek ranch71@yahoo.com
Subject: RE: POU grid table
Attachments: Pratt_Creek_Ranch_Upper_application-for-transfer-of-a-water-right_TABLE4signed.pdf

Hi Michele,

We added in the 1/10 of an acre on the grid. Phil just happened to be in town and signed the change. Please see attached PDF. Phil will mail the hard copy today.

Thanks,
Allen

From: Edl, Michele [mailto:Michele.Edl@idwr.idaho.gov]
Sent: Monday, June 12, 2017 2:24 PM
To: prattcreek ranch71@yahoo.com; Allen Bradbury <Allen.Bradbury@osc.idaho.gov>
Subject: POU grid table

Phil Moulton, Allen Bradbury,

I found an inconsistency in the POU acreage for the upper pipeline transfer. The grid supplied in the application totals only 839.4 but the total for irrigation is given as 839.5; 1/10 acre different. I just spoke with Allen Bradbury and he thinks he has found the error. It may be as simple as running out of rows within which to insert data.

Phil Moulton

We don't need the entire application redone. But I need to get the POU grid corrected. The simple and acceptable solution is for you or Allen Bradbury to hand-write the additional grid address beneath the bottom row of the existing grid table 4 (page 3 of the application) Then please, initial and date the correction. I am hoping you can scan and email that corrected page back to me today, so I will continue with the review. IDWR will need you to drop the wet-ink, original corrected copy in the regular mail addressed to me at IDWR's state office.

322 E Front St
Boise ID 83720

Thank you both
Michele Edl
208-287-4946

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					
☐	☐			to	
☐	☐			to	
☐	☐			to	
☐	☐			to	
☐	☐			to	
☐	☐			to	
☐	☐			to	
☐	☐			to	
☐	☐			to	

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

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

3. Point(s) of Diversion:

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

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
		NW	SW		32	21N	24E	Lemhi	Pratt Creek	LPC-04
	3	NE	NW		1	20N	23E	Lemhi	Pratt Creek	rediversion
		SE	SE		36	21N	23E	Lemhi	Pratt Creek	injection

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	
20N	23E	1	39.1	36.9	34.3	37.9	31	12.6	33.3	36.3	19.3	6.1			1.7	12.5			301
20N	23E	2	14.3	28.1	18.4	33.6	23.6	20.2	22	22.4									182.6
20N	23E	3	3.8			14.8													18.6
20N	24E	6		14.3			37.5	37.6	28.1	6.2									123.7
21N	23E	35											13	18			7.1		38.1
21N	23E	36												2			10.9	20.4	33.3
21N	24E	31									32.4	6.6	18.1	36			38.3	10.7	142.1
Total Acres (for irrigation use)																			839.5

21N 23E 34

0.1

No. L 2132	Due no later than Jan 31, 2017 Annual Report Form		2. Registered Agent and Address (NO PO BOX)			
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE	1. Mailing Address: Correct in this box if needed.		PHIL F MOULTON 178 PRATT CREEK ROAD SALMON ID 83467			
	PRATT CREEK RANCH LIMITED PARTNERSHIP PHIL F. MOULTON 178 PRATT CREEK ROAD SALMON ID 83467		3. <u>New</u> Registered Agent Signature:*			
Office Held	Name	Street or PO Address	City	State	Country	Postal Code
GENERAL PARTNER	PHIL F. MOULTON	178 PRATT CREEK ROAD	SALMON	ID	USA	83467
5. Organized Under the Laws of: ID L 2132		6. Annual Report must be signed.* Signature: Phil F. Moulton Name (type or print): Phil F. Moulton Date: 11/22/2016 Title: Owner				
Processed 11/22/2016		* Electronically provided signatures are accepted as original signatures.				

Skaggs, Pam

From: Skaggs, Pam
Sent: Wednesday, March 22, 2017 12:17 PM
To: 'Allen Bradbury'
Subject: RE: Pratt Creek Ranch LP - Transfers 81518 & 81519

Allen,

I have these transfers on my desk. I have not had an opportunity to review them.
I will contact you once we have taken a look if we have questions or need any additional information.

I hope to find no issues!

Pam

Pamela S. Skaggs
Water Rights Supervisor
Idaho Department of Water Resources
322 E Front St
PO Box 83720
Boise ID 83720-0098
Phone (208) 287-4951
Fax (208) 287-6700

From: Allen Bradbury [mailto:Allen.Bradbury@osc.idaho.gov]
Sent: Wednesday, March 22, 2017 10:13 AM
To: Skaggs, Pam <Pam.Skaggs@idwr.idaho.gov>
Subject: RE: Pratt Creek Ranch Water Rights Transfer

Hi Pam,

I was wondering if the Pratt Creek Ranch applications made it to Boise. Hopefully, we got things described adequately.
I'm thankful to have Cindy here in Salmon to help guide the process.

Please call or email if you need any additional information.

Allen

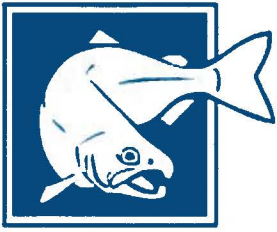
From: Skaggs, Pam [mailto:Pam.Skaggs@idwr.idaho.gov]
Sent: Thursday, March 16, 2017 2:50 PM
To: Allen Bradbury <Allen.Bradbury@osc.idaho.gov>
Subject: RE: Pratt Creek Ranch Water Rights Transfer

Allen,

Thank you for the shapes & spreadsheet to support your applications. We will process the applications upon receipt & let you know if there are any immediate issues to accepting them. If not, they will be assigned Transfer application numbers & review will begin.

I am hopeful from the detailed information you have provided that the process will not have many bumps. I'll let you know quickly if we have any issues.

Pam



Upper Salmon Basin Watershed Program

Homegrown, Common-Sense
Conservation

Coordinated by:

Idaho Governor's Office of
Species Conservation
Dustin Miller, Administrator

.

Mike Edmondson
Program Manager
Mike.Edmondson@osc.idaho.gov

.

Daniel Bertram
Project Coordinator
Daniel.bertram@osc.idaho.gov

.

USBWP Advisory Committee
John Jakovac, Chairman

.

955 Riverfront Drive, Suite B
Salmon, Idaho 83467

.

Phone 208-756-6322

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Facsimile 208-756-6376

.

www.modelwatershed.org

RECEIVED

MAR 20 2017

DEPARTMENT OF
WATER RESOURCES

March 8, 2017

Re: Pratt Creek Ranch Water Transfer (Upper System)

The Upper Salmon Basin Watershed Program is assisting Phil Moulton of Pratt Creek Ranch LP in the attached application for transfer of water rights 74-197, 74-757, 74-230, 74-2119, 74-193, 74-194, 74-530, 74-196, 74-195, 74-753, 74-754. Four of the rights will be split to accommodate the segregation of the rights into two separate systems for irrigation of the entire ranch. This application describes the Upper System.

This application seeks a permissible place-of-use (PPU) for the Pratt Creek Ranch Upper irrigation system. Currently, two unscreened diversions located on BLM supply water via two ditches from Pratt Creek to the upper part of the ranch. This water is further conveyed via a system of pipelines which transport the water to various places-of-use (POU) including three existing pivots, a number of wheellines, handlines, and flood irrigation systems. The ranch currently irrigates approximately 840 acres from Pratt Creek from the upper two diversions. A right from Wimpey Creek irrigates acres adjacent to the Upper system but does not overlap the POU. A right from a spring source overlaps some Pratt Creek upper acres but was not included in the transfer because the spring distribution system and POD will not change.

This project proposes to install infrastructure in the fall of 2017 to allow more efficient on-farm management of water, including a gravity pipeline to a new pivot. It further proposes in 2018 to consolidate the upper two ditches and diversions into a single point-of-diversion (POD) and pipeline across the hillside on BLM. The completed project will include a legal fish screen installed by the Idaho Department of Fish and Game. The new PPU would encompass 839.2 acres.

Sincerely,

Allen Bradbury
USBWP Project Planner
955 Riverfront Dr. Suite B
Salmon, Idaho 83467
(208)756-6322
Allen.Bradbury@osc.idaho.gov

Skaggs, Pam

From: Skaggs, Pam
Sent: Thursday, March 16, 2017 2:50 PM
To: 'Allen Bradbury'
Subject: RE: Pratt Creek Ranch Water Rights Transfer

Allen,

Thank you for the shapes & spreadsheet to support your applications. We will process the applications upon receipt & let you know if there are any immediate issues to accepting them. If not, they will be assigned Transfer application numbers & review will begin.

I am hopeful from the detailed information you have provided that the process will not have many bumps. I'll let you know quickly if we have any issues.

Pam

Pamela S. Skaggs
Water Rights Supervisor
Idaho Department of Water Resources
322 E Front St
PO Box 83720
Boise ID 83720-0098
Phone (208) 287-4951
Fax (208) 287-6700

From: Allen Bradbury [mailto:Allen.Bradbury@osc.idaho.gov]
Sent: Thursday, March 16, 2017 2:39 PM
To: Skaggs, Pam <Pam.Skaggs@idwr.idaho.gov>
Cc: Yenter, Cindy <Cindy.Yenter@idwr.idaho.gov>
Subject: Pratt Creek Ranch Water Rights Transfer

Hi Pam,

You are about to receive two applications for water rights transfers on the Pratt Creek Ranch. Here are the shapefiles for the currently irrigated acres, the proposed irrigated acres, new pipelines, and new pivot. Also attached is the spreadsheet showing the analysis that was used to calculate rates and acres on the splits.

Please give me a call if you need any additional information.

Allen Bradbury

Project Planner
Governor's Office of Species Conservation
Upper Salmon Basin Watershed Program
955 Riverfront Drive, Suite B
Salmon, ID 83467

Phone: (208) 756-6325
Fax: (208) 756-6376
Email: Allen.Bradbury@osc.idaho.gov

Basin	Sequence	Suffix	Process	Basis	Status	Draft	RightID	Priority Date	original Diversion Rate	Transfer diversion rate	Source List	Water Use List	Current Owner	original acres	transfer Acres	Acre Limit	% orig. acres	% orig. acres	% orig. div. rate	
<u>Upper Pipeline</u>																				☒ 1857
74	197		Water Right	Decreed	Active	N	565859	5/1/1888	4.000	4.0000	PRATT CREEK	IRRIGATION	PRATT CREEK RANCH LP	265.3		264.5				☒ 2019
74	757		Water Right	Decreed	Active	N	566833	10/22/1898	1.290	1.2900	PRATT CREEK	IRRIGATION	PRATT CREEK RANCH LP	264.0						☒ 754
74	230		Water Right	Decreed	Active	N	566139	5/1/1888	0.520	0.5200	PRATT CREEK	IRRIGATION	PRATT CREEK RANCH LP	26.0		26.0				☒ 195-753
74	196		Water Right	Decreed	Active	N	565850	5/1/1888	1.300	1.1750	PRATT CREEK	IRRIGATION	PRATT CREEK RANCH LP	188	169.9		0.096	0.904	1.175	☒ 755
74	2119		Water Right	Decreed	Active	N	567257	2/16/1911	3.060	3.0600	PRATT CREEK	IRRIGATION	PRATT CREEK RANCH LP	162.0		199.0				☒ 196
74	755		Water Right	Decreed	Active	N	566832	5/1/1888	0.620	0.6200	SPRINGS	DOMESTIC, IRRIGATION	PRATT CREEK RANCH LP	30.0						☒ 2119
74	193		Water Right	Decreed	Active	N	565793	5/1/1888	1.400	1.4000	PRATT CREEK	IRRIGATION	PRATT CREEK RANCH LP	60.0		60.2				☒ 197-757
74	194		Water Right	Decreed	Active	N	565795	5/1/1888	2.500	2.5000	PRATT CREEK	IRRIGATION	PRATT CREEK RANCH LP	216.0						☒ 230
74	530		Water Right	Decreed	Active	N	566635	3/8/1909	1.600	1.6000	PRATT CREEK	IRRIGATION	PRATT CREEK RANCH LP	216.0		215.5				☒ 16031
74	195		Water Right	Decreed	Active	N	565822	2/1/1892	0.500	0.0530	PRATT CREEK	IRRIGATION	PRATT CREEK RANCH LP	112.6	12.0	12.0	0.893	0.107	0.053	☒ 229
74	753		Water Right	Decreed	Active	N	566827	10/22/1898	1.750	0.1870	PRATT CREEK	IRRIGATION	PRATT CREEK RANCH LP	112.6	12.0		0.893	0.107	0.187	☒ 193
74	754		Water Right	Decreed	Active	N	566830	1/26/1914	0.800	0.3130	PRATT CREEK	IRRIGATION	PRATT CREEK RANCH LP	39.3	15.4	15.4	0.608	0.392	0.313	☒ 194-530
										16.718						792.6				
<u>Lower Pipeline</u>																				
74	195		Water Right	Decreed	Active	N	565822	2/1/1892	0.500	0.447	PRATT CREEK	IRRIGATION	PRATT CREEK RANCH LP	112.6	100.6	100.6	0.107	0.893	0.447	
74	753		Water Right	Decreed	Active	N	566827	10/22/1898	1.750	1.563	PRATT CREEK	IRRIGATION	PRATT CREEK RANCH LP	112.6	100.6		0.107	0.893	1.563	
74	2019		Water Right	Decreed	Active	N	567214	4/17/1907	0.880		PRATT CREEK	IRRIGATION	PRATT CREEK RANCH LP	24.0		23.1				
74	754		Water Right	Decreed	Active	N	566830	1/26/1914	0.800	0.487	PRATT CREEK	IRRIGATION	PRATT CREEK RANCH LP	39.3	23.9	23.9	0.392	0.608	0.487	
74	1857		Water Right	Decreed	Active	N	567147	2/5/1920	0.360		PRATT CREEK	IRRIGATION	PRATT CREEK RANCH LP		17.0	17.0				
74	196		Water Right	Decreed	Active	N	565850	5/1/1888	1.300	0.125	PRATT CREEK	IRRIGATION	PRATT CREEK RANCH LP	188	18.1	18.1	0.904	0.096	0.125	
										2.622						182.7				
																975.3				
74	229		Water Right	Decreed	Active	N	566124	5/1/1900	1.800	1.800	WARM SPRINGS CREEK	IRRIGATION	PRATT CREEK RANCH LP		72.0	73.1				
74	756		Water Right	Decreed	Active	N	132549	4/1/1959	0.040		GROUND WATER	DOMESTIC	PRATT CREEK RANCH LP							
74	15949		Water Right	License	Active	Y	679408	3/8/2011	0.040		SPRINGS	DOMESTIC	PRATT CREEK RANCH LP							
74	16031		Water Right	Decreed	Active	N	673691	5/1/1900	1.100		WIMPEY CREEK	IRRIGATION	PRATT CREEK RANCH LP		32.3	32.3				