

RECEIVEDSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 81435**JAN 06 2017****MINIMUM REQUIREMENTS CHECKLIST**

TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

DEPT OF WATER RESOURCES
SOUTHERN REGION

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) Belle Ranch, LLCCheck 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 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

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**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

JAN 06 2017

DEPT OF WATER RESOURCES
SOUTHERN REGION

Name of Applicant(s) Belle Ranch, LLC Phone (208) 788-4826

Mailing address 733 N. Maine St., Ste. G, Bellevue, ID 83313 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.

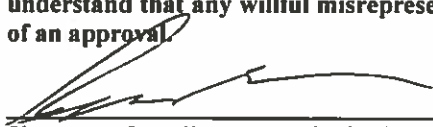
* ☐ No Representative

Name of Representative ~~Paul L. Arrington~~ Barker Rosholt & Simpson Phone (208) 336-0700
Albert P Barker Phone ~~(208) 733-0700~~

Mailing address ~~P.O. Box 63, Twin Falls, Idaho 83303-0063~~ PO Box 2139 Email pla@idahowaters.com
Boise ID 83701 apb@idahowaters.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.


Signature of Applicant or Authorized Representative

JUSTIN STEINHILBER
Print Name and Title if applicable

12-21-16
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**.

Irrigation of 21.5 acres of applicant's land approximately one mile from current place of use.

* Per 5/23/2017 E-mail

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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DEPT. OF WATER RESOURCES
SOUTHERN REGION

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 ☐ ☒	37-2668	0.43	Irrigation	04/15 to 10/31	Groundwater
☐ ☒	37-501E	0.11	Irrigation	04/15 to 10/31	Big Wood River
☐ ☒	37-22728	0.01	Irrigation	04/15 to 10/31	Big Wood River
☐ ☒	37-22730	0.04	Irrigation	04/15 to 10/31	Big Wood River
☐ ☒	37-22732	0.05	Irrigation	04/15 to 10/31	Big Wood River
☐ ☒	37-22734	0.11	Irrigation	04/15 to 10/31	Big Wood River
☐ ☒	37-597A	0.07	Irrigation	04/15 to 10/31	Big Wood River
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 0.82 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 0.82 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 changing for right number 37-2668 only.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
		NE	NE	NE	30	1N	19E	Blaine	Groundwater	

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	
1N	19E	20											21.5						21.5
Total Acres (for irrigation use)																			21.5

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 ☐ ☒	37-2668	0.43	Irrigation	04/15 to 10/31	Groundwater
☐ ☒	37-501E	0.11	Irrigation	04/15 to 10/31	Big Wood River
☐ ☒	37-22728	0.01	Irrigation	04/15 to 10/31	Big Wood River
☐ ☒	37-22730	0.04	Irrigation	04/15 to 10/31	Big Wood River
☐ ☒	37-22732	0.05	Irrigation	04/15 to 10/31	Big Wood River
☐ ☒	37-22734	0.11	Irrigation	04/15 to 10/31	Big Wood River
☐ ☒	37-597A	0.37	Irrigation	04/15 to 10/31	Big Wood River
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 0.43 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 0.43 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 changing for right number 37-2668 only.

New	Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Source	Local name or tag #
		NE	NE	NE	30	1N	19E	Blaine	Groundwater	

4. Place of use: (If irrigation, identify with number of acres irrigated per 1/4 1/4 tract.)

- ☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1N	19E	20											21.5						21.5
Total Acres (for irrigation use)																			21.5

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:

Well and pump with pipeline in place of use. The pump is in the District 45 canal.

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

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

Surface water is diverted at the headgate of the District 45 canal and will continue to be diverted there consistent with historic practice.

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: N/A

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:

Will be dried up consistent with map provided.

- 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:

Remaining portions of the above water rights will remain on the current place of use.

- 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:

These rights are part of a companion application with the water bank which will be cancelled upon approval of this transfer.

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

Current Water Right No.: 37-501E

Current Owner: JOHN F STEVENSON

Priority Date: 5/1/1886

Origin: Water Right

Status: Active

Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Diversion Rate

4.2 CFS

Annual Volume

Total Diversion

4.2 CFS

Location of Point(s) of Diversion

BIG WOOD RIVER

L3(NE1/4SW1/4NW1/4)

Sec. 36, Twp 02N, Rge 18E B.M.

BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T01N R19E S32	NESW	40.00	T01N R19E S32	NWSW	38.00
T01N R19E S32	SWSW	16.00	T01N R19E S32	SESW	35.00

Total Acres: 129

Conditions of Approval:

1. E55 Right Nos. 37-501E, 37-2631, 37-2664A, 37-2668, and 37-19735 are limited to the irrigation of a combined total of 602 acres in a single irrigation season.
2. P21 This right is a split from former right 37-501A.
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: 6/2/2010

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DEPT OF WATER RESOURCES
SOUTHERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2B

IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

- ☐ Complete and attach one copy of **Part 2B** for each right for which only a portion is proposed to be changed.

Right Number: 37-501E

[illegible]

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

[illegible]

Total Acres (for irrigation use) 3.5

* 3.7 ACRES WITHIN POU

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

Current Water Right No.: 37-597A

Current Owner: ABJ2 LLC

Priority Date: 5/1/1886

Origin: Water Right

Status: Active

Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Diversion Rate

1.6 CFS

Annual Volume

Total Diversion

1.6 CFS

Location of Point(s) of Diversion

BIG WOOD RIVER

L3(NE1/4SW1/4NW1/4)

Sec. 36, Twp 02N, Rge 18E B.M.

BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T01N R19E S32

SWSE

38.00

T01N R19E S32

SESE

39.00

Total Acres: 77

Conditions of Approval:

1. x35 Rights 37-115G, 37-158D, 37-577AP, 37-597A, 37-666H, 37-667M, 37-886D, 37-2656, 37-7645, 37-22720, 37-22722, 37-22724, 37-22726, 37-22728, 37-22730, 37-22732, 37-22734, 37-22738, and 37-22740 when combined shall not exceed the irrigation of 1156.3 acres.
2. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Decreed Date: 6/15/2010

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DEPT OF WATER RESOURCES
SOUTHERN REGION

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2B

IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

- ☒ Complete and attach one copy of **Part 2B** for each right for which only a portion is proposed to be changed.

Right Number: 37-597A

[illegible]

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per 1/4 1/4 tract.)

[illegible]

Total Acres (for irrigation use) 3.5

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2B

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DEPT OF WATER RESOURCES
SOUTHERN REGION

IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

- ☐ Complete and attach one copy of **Part 2B** for each right for which only a portion is proposed to be changed.

Right Number: 37-597A

- [illegible]

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per 1/4 1/4 tract.)

[illegible]

Total Acres (for irrigation use) 3.5

* 17.8 ACRES WITHIN POU

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

Current Water Right No.: 37-2668

Current Owner: ABJ2 LLC
 JOHN F STEVENSON

Priority Date: 8/12/1961

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/31	1.54 CFS	269.5 AF
	<u>Total Diversion</u>	1.54 CFS	269.5 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4NW1/4NW1/4	Sec. 32,	Twp 01N,	Rge 19E B.M.
BLAINE County				
GROUND WATER	NE1/4NW1/4SW1/4	Sec. 32,	Twp 01N,	Rge 19E B.M.
BLAINE County				
GROUND WATER	SE1/4SE1/4SE1/4	Sec. 32,	Twp 01N,	Rge 19E B.M.
BLAINE County				

Place of Use

IRRIGATION Within BLAINE County

T01N R19E S32	NENE	38.00	T01N R19E S32	NWNE	40.00
T01N R19E S32	SWNE	40.00	T01N R19E S32	SENE	40.00
T01N R19E S32	NENW	40.00	T01N R19E S32	NWNW	39.00
T01N R19E S32	SWNW	39.00	T01N R19E S32	SENE	40.00
T01N R19E S32	NESW	40.00	T01N R19E S32	NWSW	38.00
T01N R19E S32	SWSW	16.00	T01N R19E S32	SESW	35.00
T01N R19E S32	NESE	40.00	T01N R19E S32	NWSE	40.00
T01N R19E S32	SWSE	38.00	T01N R19E S32	SESE	39.00

Total Acres: 602

Conditions of Approval:

1. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3. Right No. 37-2668 is limited to the irrigation of 77 acres in a single irrigation season.
4. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. E55 Right Nos. 37-501E, 37-2631, 37-2664A, 37-2668, and 37-19735 are limited to the irrigation of a combined total of 602 acres in a single irrigation season.
7. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 37.
8. R30 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.
9. 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: 3/31/2010

* 21.5 ACRES WITHIN POU

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

Current Water Right No.: 37-22728

Current Owner: JOHN F STEVENSON

Priority Date: 7/10/1884

Origin: Water Right

Status: Active

Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Diversion Rate

0.39 CFS

Annual Volume

Total Diversion

0.39 CFS

Location of Point(s) of Diversion

BIG WOOD RIVER

L3(N E1/4SW1/4NW1/4)

Sec. 36, Twp 02N, Rge 18E B.M.

BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T01N R19E S19	Lot 4	SWSW	40.00	T01N R19E S19		SESW	40.00
T01N R19E S30		NENW	36.00	T01N R19E S30	Lot 1	NWNW	36.00
T01N R19E S30	Lot 2	SWNW	39.00	T01N R19E S30		SENW	39.00
T01N R19E S30	Lot 1	NESW	40.00	T01N R19E S30	Lot 3	NWSW	39.00
T01N R19E S30	Lot 4	SWSW	39.00	T01N R19E S30		SESW	40.00
T01N R19E S31		NENE	36.00	T01N R19E S31		NWNE	36.00
T01N R19E S31		SWNE	36.00	T01N R19E S31		SENE	36.00
T01N R19E S31		NENW	40.00	T01N R19E S31	Lot 1	NWNW	39.00
T01N R19E S31	Lot 2	SWNW	32.30	T01N R19E S31		SENW	40.00
T01N R19E S32		NENE	38.00	T01N R19E S32		NWNE	40.00
T01N R19E S32		SWNE	40.00	T01N R19E S32		SENE	40.00
T01N R19E S32		NENW	40.00	T01N R19E S32		NWNW	39.00
T01N R19E S32		SWNW	39.00	T01N R19E S32		SENW	40.00
T01N R19E S32		NESE	40.00	T01N R19E S32		NWSE	40.00
T01N R19E S32		SWSE	38.00	T01N R19E S32		SESE	39.00

Total Acres: 1156.3

Conditions of Approval:

1. x35 Rights 37-115G, 37-158D, 37-577AP, 37-597A, 37-666H, 37-667M, 37-886D, 37-2656, 37-764S, 37-22720, 37-22722, 37-22724, 37-22726, 37-22728, 37-22730, 37-22732, 37-22734, 37-22738, and 37-22740 when combined shall not exceed the irrigation of 1156.3 acres.
2. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
3. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
4. P21 This right is a split from former right 37-664B.

Decreed Date: 6/15/2010

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MAR 10 2017

DEPT OF WATER RESOURCES
SOUTHERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 2B

IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

- ☐ Complete and attach one copy of **Part 2B** for each right for which only a portion is proposed to be changed.

Right Number: 37-22728

[illegible]

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

[illegible]

Total Acres (for irrigation use) 18

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 2B

IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

- ☒ Complete and attach one copy of **Part 2B** for each right for which only a portion is proposed to be changed.

Right Number: 37-22728

[illegible]

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per 1/4 1/4 tract.)

[illegible]

Total Acres (for irrigation use)	1156.3
---	---------------

* 17.8 ACRES WITHIN POU

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

Current Water Right No.: 37-22730

Current Owner: JOHN F STEVENSON

Priority Date: 10/15/1884

Origin: Water Right

Status: Active

Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Diversion Rate

2.37 CFS

Annual Volume

Total Diversion

2.37 CFS

Location of Point(s) of Diversion

BIG WOOD RIVER

L3(NE1/4SW1/4NW1/4)

Sec. 36, Twp 02N, Rge 18E B.M.

BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T01N R19E S19	Lot 4	SWSW	40.00	T01N R19E S19		SESW	40.00
T01N R19E S30		NENW	36.00	T01N R19E S30	Lot 1	NWNW	36.00
T01N R19E S30	Lot 2	SWNW	39.00	T01N R19E S30		SESW	39.00
T01N R19E S30	Lot 1	NESW	40.00	T01N R19E S30	Lot 3	NWSW	39.00
T01N R19E S30	Lot 4	SWSW	39.00	T01N R19E S30		SESW	40.00
T01N R19E S31		NENE	36.00	T01N R19E S31		NWNE	36.00
T01N R19E S31		SWNE	36.00	T01N R19E S31		SENE	36.00
T01N R19E S31		NENW	40.00	T01N R19E S31	Lot 1	NWNW	39.00
T01N R19E S31	Lot 2	SWNW	32.30	T01N R19E S31		SENE	40.00
T01N R19E S32		NENE	38.00	T01N R19E S32		NWNE	40.00
T01N R19E S32		SWNE	40.00	T01N R19E S32		SENE	40.00
T01N R19E S32		NENW	40.00	T01N R19E S32		NWNW	39.00
T01N R19E S32		SWNW	39.00	T01N R19E S32		SENE	40.00
T01N R19E S32		NESE	40.00	T01N R19E S32		NWSE	40.00
T01N R19E S32		SWSE	38.00	T01N R19E S32		SESE	39.00

Total Acres: 1156.3

Page 16 of _____

Conditions of Approval:

1. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
2. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
3. x35 Rights 37-115G, 37-158D, 37-577AP, 37-597A, 37-666H, 37-667M, 37-886D, 37-2656, 37-7645, 37-22720, 37-22722, 37-22724, 37-22726, 37-22728, 37-22730, 37-22732, 37-22734, 37-22738, and 37-22740 when combined shall not exceed the irrigation of 1156.3 acres.
4. P21 This right is a split from former right 37-665I.

Decreed Date: 6/15/2010

MAR 10 2017

DEPT OF WATER RESOURCES
SOUTHERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2B

IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

- ☐ Complete and attach one copy of **Part 2B** for each right for which only a portion is proposed to be changed.

Right Number: 37-22730

[illegible]

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per 1/4 1/4 tract.)

[illegible]

Total Acres (for irrigation use) 18

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2B

IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

☒ Complete and attach one copy of **Part 2B** for each right for which only a portion is proposed to be changed.

Right Number: 37-22730

[illegible]

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per 1/4 1/4 tract.)

[illegible]

Total Acres (for irrigation use)	1156.3
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* 17.8 ACRES WITHIN POU

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

Current Water Right No.: 37-22732

Current Owner: JOHN F STEVENSON

Priority Date: 6/12/1886

Origin: Water Right

Status: Active

Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Diversion Rate

3.16 CFS

Annual Volume

Total Diversion

3.16 CFS

Location of Point(s) of Diversion

BIG WOOD RIVER

L3(NE1/4SW1/4NW1/4)

Sec. 36, Twp 02N, Rge 18E B.M.

BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T01N R19E S19	Lot 4	SWSW	40.00	T01N R19E S19		SESW	40.00
T01N R19E S30		NENW	36.00	T01N R19E S30	Lot 1	NWNW	36.00
T01N R19E S30	Lot 2	SWNW	39.00	T01N R19E S30		SENW	39.00
T01N R19E S30	Lot 1	NESW	40.00	T01N R19E S30	Lot 3	NWSW	39.00
T01N R19E S30	Lot 4	SWSW	39.00	T01N R19E S30		SESW	40.00
T01N R19E S31		NENE	36.00	T01N R19E S31		NWNE	36.00
T01N R19E S31		SWNE	36.00	T01N R19E S31		SENE	36.00
T01N R19E S31		NENW	40.00	T01N R19E S31	Lot 1	NWNW	39.00
T01N R19E S31	Lot 2	SWNW	32.30	T01N R19E S31		SENW	40.00
T01N R19E S32		NENE	38.00	T01N R19E S32		NWNE	40.00
T01N R19E S32		SWNE	40.00	T01N R19E S32		SENE	40.00
T01N R19E S32		NENW	40.00	T01N R19E S32		NWNW	39.00
T01N R19E S32		SWNW	39.00	T01N R19E S32		SENW	40.00
T01N R19E S32		NESE	40.00	T01N R19E S32		NWSE	40.00
T01N R19E S32		SWSE	38.00	T01N R19E S32		SESE	39.00

Total Acres: 1156.3

Page 19 of _____

Conditions of Approval:

1. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
2. x35 Rights 37-115G, 37-158D, 37-577AP, 37-597A, 37-666H, 37-667M, 37-886D, 37-2656, 37-7645, 37-22720, 37-22722, 37-22724, 37-22726, 37-22728, 37-22730, 37-22732, 37-22734, 37-22738, and 37-22740 when combined shall not exceed the irrigation of 1156.3 acres.
3. P21 This right is a split from former right 37-666G.
4. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Decreed Date: 6/15/2010

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2B

RECEIVED

MAR 10 2017

DEPT OF WATER RESOURCES
SOUTHERN REGION

IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

☐ Complete and attach one copy of **Part 2B** for each right for which only a portion is proposed to be changed.

Right Number: 37-22732

[illegible]

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

[illegible]

Total Acres (for irrigation use)	18
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2B

IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

☒ Complete and attach one copy of **Part 2B** for each right for which only a portion is proposed to be changed.

Right Number:37-22732

[illegible]

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per 1/4 1/4 tract.)

[illegible]

Total Acres (for irrigation use)	1156.3
---	---------------

* 17.8 ACRES WITHIN POU

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

Current Water Right No.: 37-22734

Current Owner: JOHN F STEVENSON

Priority Date: 6/15/1891

Origin: Water Right

Status: Active

Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Total Diversion

Diversion Rate

7.11 CFS

7.11 CFS

Annual Volume

Location of Point(s) of Diversion

BIG WOOD RIVER

L3(NE1/4SW1/4NW1/4)

Sec. 36, Twp 02N, Rge 18E B.M.

BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T01N R19E S19	Lot 4	SWSW	40.00	T01N R19E S19		SESW	40.00
T01N R19E S30		NENW	36.00	T01N R19E S30	Lot 1	NWNW	36.00
T01N R19E S30	Lot 2	SWNW	39.00	T01N R19E S30		SENW	39.00
T01N R19E S30	Lot 1	NESW	40.00	T01N R19E S30	Lot 3	NWSW	39.00
T01N R19E S30	Lot 4	SWSW	39.00	T01N R19E S30		SESW	40.00
T01N R19E S31		NENE	36.00	T01N R19E S31		NWNE	36.00
T01N R19E S31		SWNE	36.00	T01N R19E S31		SENE	36.00
T01N R19E S31		NENW	40.00	T01N R19E S31	Lot 1	NWNW	39.00
T01N R19E S31	Lot 2	SWNW	32.30	T01N R19E S31		SENW	40.00
T01N R19E S32		NENE	38.00	T01N R19E S32		NWNE	40.00
T01N R19E S32		SWNE	40.00	T01N R19E S32		SENE	40.00
T01N R19E S32		NENW	40.00	T01N R19E S32		NWNW	39.00
T01N R19E S32		SWNW	39.00	T01N R19E S32		SENW	40.00
T01N R19E S32		NESE	40.00	T01N R19E S32		NWSE	40.00
T01N R19E S32		SWSE	38.00	T01N R19E S32		SESE	39.00

Total Acres: 1156.3

Page 22 of _____

Conditions of Approval:

1. P21 This right is a split from former right 37-667L.
2. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
3. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
4. x35 Rights 37-115G, 37-158D, 37-577AP, 37-597A, 37-666H, 37-667M, 37-886D, 37-2656, 37-7645, 37-22720, 37-22722, 37-22724, 37-22726, 37-22728, 37-22730, 37-22732, 37-22734, 37-22738, and 37-22740 when combined shall not exceed the irrigation of 1156.3 acres.

Decreed Date: 6/15/2010

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 2B

RECEIVED

MAR 10 2017

DEPT OF WATER RESOURCES
SOUTHERN REGION

IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

- ☐ Complete and attach one copy of Part 2B for each right for which only a portion is proposed to be changed.

Right Number: 37-22734

- [illegible]

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per $\frac{1}{4}$ $\frac{1}{4}$ tract.)

[illegible]

Total Acres (for irrigation use)	18
---	-----------

* 17.8 ACRES WITHIN POU

**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:

[illegible]

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments.

Received by TF/Dm Date 1/6/2017 Preliminary check by _____ Date _____

Fee paid \$500- Date 1/6/2017 Received by Dm Receipt # 5035870

Add'l fee paid \$700- Date 1-13-2017 Received by DM Receipt # 8035885

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

**APPLICATION FOR TRANSFER OF WATER RIGHTS
IN THE NAME OF BELLE RANCH, LLC**

ATTACHMENTS 2A & 2B

QUITCLAIM DEED

Instrument # 637005

HAILEY, BLAINE, IDAHO

8-4-2016 08:52:20 AM No. of Pages: 1

Recorded for : BRETT STEVENSON

JOLYNN DRAGE

Fee: 10.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

BH

FOR VALUE RECEIVED

John Fell Stevenson, Grantor

The Grantor does hereby convey, release, remise and forever quitclaim unto

Belle Ranch LLC, the Grantee

whose current address is 733 N. Maine St, Ste. G, Bellevue, ID 83313

the following described premises:

A parcel of land being all the SW 1/4 SW 1/4 of section 20, Township 01 North, Range 19 East, Boise Meridian, Blaine County, Idaho, excluding all existing road rights of way.

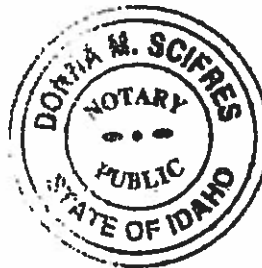
TO HAVE AND TO HOLD the said premises, unto the said grantee, heirs and assigns forever.

Dated: August 3, 2016



John Fell Stevenson

Donna M. Scifres
Notary - Bellevue, Idaho
Expires 6-17-17





FUTURA 1031

By H. Rinker

WARRANTY DEED

Order No.: 53491AM

FOR VALUE RECEIVED

Harry S. Rinker, as Trustee of The Harry S. & Diane J. Rinker Revocable Trust Dated 05/10/66, as amended and restated

the grantor, does hereby grant, bargain, sell and convey unto

John Fell Stevenson, a married man as his sole and separate property

whose current address is: 36 Hillside Ranch Road, Bellevue, ID 83313

the grantee, the following described premises, in Blaine County, Idaho, TO WIT:

A parcel of land being all the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 20, Township 01 North, Range 19 East, Boise Meridian, Blaine County, Idaho, excluding all existing road rights of way.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that he is the owner in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record; and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: January 5, 2016

★ The Harry S. & Diane J. Rinker Revocable Trust Dated 05/10/66, as amended and restated

By: Harry S. Rinker, Trustee

★ State of California } ss.
County of _____ }

On this ____ day of January, 2016, before me, _____ - a Notary Public in and for said state, personally appeared Harry S. Rinker known or identified to me to be the person whose name is subscribed to the foregoing instrument as trustee of the The Harry S. & Diane J. Rinker Revocable Trust Dated 05/10/66, as amended and restated, and acknowledged to me that he executed the same as Trustee.

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

Notary Public for the State of California
Residing at: _____
Commission Expires: _____



X _____
X _____

WARRANTY DEED

Order No.: 53491AM

FOR VALUE RECEIVED

**Harry S. Rinker, as Trustee of The Harry S. & Diane J. Rinker Revocable Trust Dated 05/10/66,
as amended and restated**

the grantor, does hereby grant, bargain, sell and convey unto

John Fell Stevenson, a married man as his sole and separate property

whose current address is: 36 Hillside Ranch Road, Bellevue, ID 83313

the grantee, the following described premises, in Blaine County, Idaho, TO WIT:

A parcel of land being all the SW¼, SW¼ of Section 20, Township 01 North, Range 19 East, Boise Meridian, Blaine County, Idaho, excluding all existing road rights of way.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that he is the owner in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record; and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: January 5, 2016

The Harry S. & Diane J. Rinker Revocable Trust Dated 05/10/66, as amended and restated

By: Harry S. Rinker, Trustee

State of California } ss.
County of _____ }

On this ____ day of January, 2016, before me, _____ - a Notary Public in and for said state, personally appeared Harry S. Rinker known or identified to me to be the person whose name is subscribed to the foregoing instrument as trustee of the The Harry S. & Diane J. Rinker Revocable Trust Dated 05/10/66, as amended and restated, and acknowledged to me that he executed the same as Trustee.

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

Notary Public for the State of California
Residing at: _____
Commission Expires: _____



WARRANTY DEED

Order No.: 53491AM

FOR VALUE RECEIVED

Harry S. Rinker, as Trustee of The Harry S. & Diane J. Rinker Revocable Trust Dated 05/10/66, as amended and restated

the grantor, does hereby grant, bargain, sell and convey unto

John Fell Stevenson, a married man as his sole and separate property

whose current address is: 36 Hillside Ranch Road, Bellevue, ID 83313

the grantee, the following described premises, in Blaine County, Idaho, TO WIT:

A parcel of land being all the SW $\frac{1}{4}$, SW $\frac{1}{4}$ of Section 20, Township 01 North, Range 19 East, Boise Meridian, Blaine County, Idaho, excluding all existing road rights of way.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that he is the owner in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record; and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: January 5, 2016

★ The Harry S. & Diane J. Rinker Revocable Trust Dated 05/10/66, as amended and restated

By: Harry S. Rinker, Trustee

★ State of California) ss.
County of _____)

On this _____ day of January, 2016, before me, _____ a Notary Public in and for said state, personally appeared Harry S. Rinker known or identified to me to be the person whose name is subscribed to the foregoing instrument as trustee of the The Harry S. & Diane J. Rinker Revocable Trust Dated 05/10/66, as amended and restated, and acknowledged to me that he executed the same as Trustee.

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

Notary Public for the State of California
Residing at: _____
Commission Expires: _____

SEE ATTACHED
CALIFORNIA ALL-
PURPOSE ACKNOWLEDGMENT

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)

County of ORANGE)

On JANUARY 8, 2016 before me, TONI BARTMAN

Date

Here Insert Name and Title of the Officer

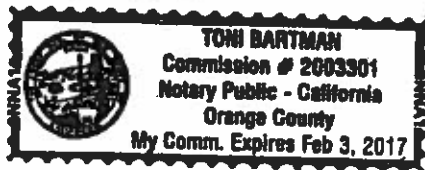
personally appeared HARRY S. RINKER

Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature Toni Bartman
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: _____ Document Date: _____

Number of Pages: _____ Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

☐ Corporate Officer — Title(s): _____

☐ Partner — ☐ Limited ☐ General

☐ Individual ☐ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: _____

Signer Is Representing: _____

Signer's Name: _____

☐ Corporate Officer — Title(s): _____

☐ Partner — ☐ Limited ☐ General

☐ Individual ☐ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: _____

Signer Is Representing: _____

QUITCLAIM DEED INSTRUCTIONS

To: AmeriTitle
Escrow No.: 53491AM
Date: January 7, 2016

You are hereby instructed to prepare a quitclaim deed from:

Elizabeth F. Stevenson, spouse of Grantee

To: John Fell Stevenson, a married man as his sole and separate property

On the property described as follows:

A parcel of land being all the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 20, Township 01 North, Range 19 East, Boise Meridian, Blaine County, Idaho, excluding all existing road rights of way.

Upon receipt of my signature on the quitclaim deed, you are instructed to record said quitclaim deed at your convenience and as an accommodation only, without any consideration paid.

DECLARATION OF ESCROW SERVICES:

The undersigned acknowledge the following by their signatures below:
I have been specifically informed that AmeriTitle. (hereinafter referred to as AMT) is not licensed to practice law and no legal or accounting advice has been offered by AMT or any of its employees. I have been further informed that AMT is acting only as Escrowholder and that it is forbidden by law from offering any advice to any party respecting the merits of this escrow transaction or the nature and content of the documents executed herein, and that it has not done so.

I have been requested by Escrowholder to seek legal counsel of our own choosing at our own expense, if we have any doubt concerning any aspect of this transaction.

I have been afforded adequate time and opportunity to read and understand these escrow instructions and all other documents referred to therein.

These escrow-closing instructions constitute the entire agreement between the Escrowholder and the undersigned parties. Any amendment and/or supplement to these instructions must be in writing.

We further understand that AMT assumes no liability as to any law, ordinance or governmental regulations including, but not limited to, building, zoning and division of land ordinances and assumes no responsibility for determining that the parties to the escrow have complied with the requirements of the Truth in Lending, Consumer Protection Act (Public Law 90-321), or similar laws.

THE UNDERSIGNED HAVE READ AND FULLY UNDERSTAND THE FOREGOING ESCROW CLOSING INSTRUCTIONS AND ALSO THE DECLARATION SET FORTH ABOVE AND AGREE TO THE SAME

I hereby release AmeriTitle and their employees from any and all liability or responsibility in connection with the compliance of this instructions.

Elizabeth F. Stevenson.
Elizabeth F. Stevenson

Jan. 11, '16



QUITCLAIM DEED

ORDER NO.: 53491AM

FOR VALUE RECEIVED,

Elizabeth F. Stevenson, spouse of Grantee

the Grantor does hereby convey, release, remise and forever quitclaim unto

John Fell Stevenson, a married man as his sole and separate property

the Grantee whose current address is: 36 Hillside Ranch Road, Bellevue, Idaho 83313

the following described premises:

A parcel of land being all the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 20, Township 01 North, Range 19 East, Boise Meridian, Blaine County, Idaho, excluding all existing road rights of way.

TO HAVE AND TO HOLD the said premises, unto the said grantees, heirs and assigns forever.

Dated: January 5, 2016

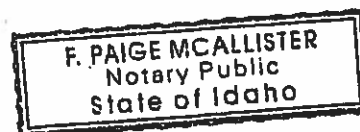
Elizabeth F. Stevenson.
Elizabeth F. Stevenson

State of Idaho } ss
County of Blaine }

On this 11th day of January, 2016, before me, F. Paige McAllister a Notary Public in and for said state, personally appeared Elizabeth F. Stevenson, known or identified to me to be the person whose name is subscribed to the within Instrument and acknowledged to me that she executed same.

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

F. Paige McAllister
Notary Public for the State of Idaho
Residing at: Ketchum, Idaho
Commission Expires: 1/31/2019



SPECIAL WATER DEED

For Value Received, **ABJ2, LLC, an Idaho limited liability company** (the "Grantor") does hereby grant, bargain, sell and convey unto **Belle Ranch, LLC, an Idaho limited liability company** (the "Grantee"), and to Grantee's heirs, successors and assigns forever, Grantor's right, title, and interest in the following portions of the following water rights on record with the Idaho Department of Water Resources:

Water Right No.	Quantity
37-2668	0.43 cfs
37-597A	0.37 cfs

Grantor hereby covenants and warrants to Grantee as follows:

- (A) that Grantor is the owner of the above water rights;
- (B) that Grantor has not conveyed the above water rights to anyone other than Grantee;
- (C) that the above water rights are free from all liens, claims, or encumbrances; and
- (D) that Grantor has disclosed to Grantee in good faith all relevant information known to Grantor bearing on the validity and extent of the above water rights.

Water Right No. 37-2668 is appurtenant to the following real property in Blaine County, Idaho:

T01N R19E S32	NENE	38.00	T01N R19E S32	NWNE	40.00
T01N R19E S32	SWNE	40.00	T01N R19E S32	SENE	40.00
T01N R19E S32	NENW	40.00	T01N R19E S32	NWNW	39.00
T01N R19E S32	SWNW	39.00	T01N R19E S32	SENE	40.00
T01N R19E S32	NESW	40.00	T01N R19E S32	NWSW	38.00
T01N R19E S32	SWSW	16.00	T01N R19E S32	SESW	35.00
T01N R19E S32	NESE	40.00	T01N R19E S32	NWSE	40.00
T01N R19E S32	SWSE	38.00	T01N R19E S32	SESE	39.00
Total Acres: 602					

Water Right No. 37-597A is appurtenant to the following real property in Blaine County, Idaho:

T01N R19E S32	SWSE	38.00	T01N R19E S32	SESE	39.00
Total Acres: 77					

[signature on next page]

GRANTOR

Dated this 21 day of Dec, 2016.

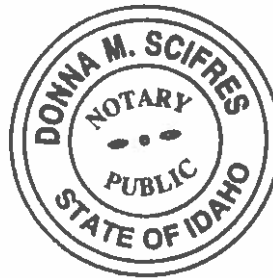
ABJ2, LLC

[Signature]
By: _____

STATE OF IDAHO)
 : ss
County of Blaine)

On this 21 day of December 2016, before me, a notary public for the State of Idaho, personally appeared Justin F. Stevenson, member or manager of ABJ2, LLC, the company identified in the above Special Water Deed, and executed the foregoing on behalf of ABJ2, LLC and acknowledged that ABJ2, LLC executed the same.

Donna M. Scifres
Notary Public for the State of Idaho
Residing at: Bellevue, Idaho
My Commission Expires: 6/17/17



RECEIVED

MAY 26 2017

DEPT OF WATER RESOURCES
SOUTHERN REGION

Instrument # 642518

HAILEY, BLAINE, IDAHO

4-3-2017 01:33:26 PM No. of Pages: 3

Recorded for : BARKER RSHOLT & SIMPSON LLP

JOLYNN DRAGE

Fee: 16.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

98

SPECIAL WATER DEED

For Value Received, **JOHN F. STEVENSON** (the "Grantor") does hereby grant, bargain, sell and convey unto **Belle Ranch, LLC**, an Idaho limited liability company (the "Grantee"), and to Grantee's heirs, successors and assigns forever, Grantor's right, title, and interest in the following portions of the following water rights on record with the Idaho Department of Water Resources:

Water Right No.	Quantity
37-2668	0.43 cfs

Grantor hereby covenants and warrants to Grantee as follows:

- (A) that Grantor is the owner of the above water rights;
- (B) that Grantor has not conveyed the above water rights to anyone other than Grantee;
- (C) that the above water rights are free from all liens, claims, or encumbrances; and
- (D) that Grantor has disclosed to Grantee in good faith all relevant information known to Grantor bearing on the validity and extent of the above water rights.

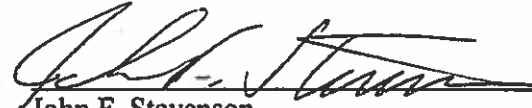
Water Right No. 37-2668 is appurtenant to the following real property in Blaine County, Idaho:

T01N R19E S32	NENE	38.00	T01N R19E S32	NWNE	40.00
T01N R19E S32	SWNE	40.00	T01N R19E S32	SENE	40.00
T01N R19E S32	NENW	40.00	T01N R19E S32	NWNW	39.00
T01N R19E S32	SWNW	39.00	T01N R19E S32	SENW	40.00
T01N R19E S32	NESW	40.00	T01N R19E S32	NWSW	38.00
T01N R19E S32	SWSW	16.00	T01N R19E S32	SESW	35.00
T01N R19E S32	NESE	40.00	T01N R19E S32	NWSE	40.00
T01N R19E S32	SWSE	38.00	T01N R19E S32	SESE	39.00

Total Acres: 602

GRANTOR

Dated this 15th day of March, 2017.



John F. Stevenson

STATE OF IDAHO)
 : ss
County of Blaine)

On this _____ day of _____, 2017, before me, a notary public for the State of Idaho, personally appeared **John F. Stevenson**, known or identified to be to be the person listed above, and acknowledged to me on this day under oath, that, being informed of the contents of this deed, he executed the same as his free and voluntary act and deed.

Notary Public for the State of Idaho
Residing at: _____
My Commission Expires: _____

See attachment
FER

RECEIVED

MAY 26 2017

DEPT OF WATER RESOURCES
SOUTHERN REGION

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)

County of Santa Barbara)

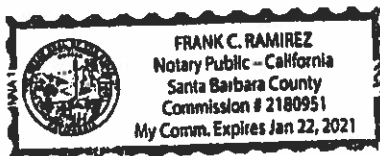
On 03/15/17 before me, Frank Ramirez, Notary Public,
Date Here Insert Name and Title of the Officer

personally appeared John Fell Stevenson
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature [Signature]
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____

☐ Corporate Officer — Title(s): _____

☐ Partner — ☐ Limited ☐ General

☐ Individual ☐ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: _____

Signer is Representing: _____

Signer's Name: _____

☐ Corporate Officer — Title(s): _____

☐ Partner — ☐ Limited ☐ General

☐ Individual ☐ Attorney in Fact

☐ Trustee ☐ Guardian or Conservator

☐ Other: _____

Signer is Representing: _____

SPECIAL WATER DEED

For Value Received, **JOHN F. STEVENSON** (the "Grantor") does hereby grant, bargain, sell and convey unto **Belle Ranch, LLC, an Idaho limited liability company** (the "Grantee"), and to Grantee's heirs, successors and assigns forever, Grantor's right, title, and interest in the following portions of the following water rights on record with the Idaho Department of Water Resources:

Water Right No.	Quantity
37-501E	0.11 cfs
37-22728	0.01 cfs
37-22730	0.04 cfs
37-22732	0.05 cfs
37-22734	0.11 cfs

Grantor hereby covenants and warrants to Grantee as follows:

- (A) that Grantor is the owner of the above water rights;
- (B) that Grantor has not conveyed the above water rights to anyone other than Grantee;
- (C) that the above water rights are free from all liens, claims, or encumbrances; and
- (D) that Grantor has disclosed to Grantee in good faith all relevant information known to Grantor bearing on the validity and extent of the above water rights.

Water Right No. 37-501E is appurtenant to the following real property located in Blaine County, Idaho:

T01N R19E S32	NESW	40.00	T01N R19E S32	NWSW	38.00
T01N R19E S32	SWSW	16.00	T01N R19E S32	SESW	35.00
Total Acres: 129					

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Water Right Nos. 37-22728, 37-22730, 37-22732 and 37-22734 are appurtenant to the following real property located in Blaine County, Idaho:

T01N R19E S19	Lot 4	SWSW	40.00	T01N R19E S19		SESW	40.00
T01N R19E S30		NENW	36.00	T01N R19E S30	Lot 1	NWNW	36.00
T01N R19E S30	Lot 2	SWNW	39.00	T01N R19E S30		SENW	39.00
T01N R19E S30	Lot 1	NESW	40.00	T01N R19E S30	Lot 3	NWSW	39.00
T01N R19E S30	Lot 4	SWSW	39.00	T01N R19E S30		SESW	40.00
T01N R19E S31		NENE	36.00	T01N R19E S31		NWNE	36.00
T01N R19E S31		SWNE	36.00	T01N R19E S31		SENE	36.00
T01N R19E S31		NENW	40.00	T01N R19E S31	Lot 1	NWNW	39.00
T01N R19E S31	Lot 2	SWNW	32.30	T01N R19E S31		SENW	40.00
T01N R19E S32		NENE	38.00	T01N R19E S32		NWNE	40.00
T01N R19E S32		SWNE	40.00	T01N R19E S32		SENE	40.00
T01N R19E S32		NENW	40.00	T01N R19E S32		NWNW	39.00
T01N R19E S32		SWNW	39.00	T01N R19E S32		SENW	40.00
T01N R19E S32		NESE	40.00	T01N R19E S32		NWSE	40.00
T01N R19E S32		SWSE	38.00	T01N R19E S32		SESE	39.00

Total Acres: 1156.3

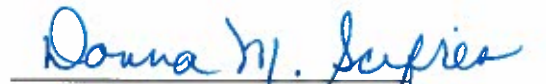
GRANTOR

Dated this 3 day of Jan., 2016.


John F. Stevenson

STATE OF IDAHO)
: ss
County of Blaine)

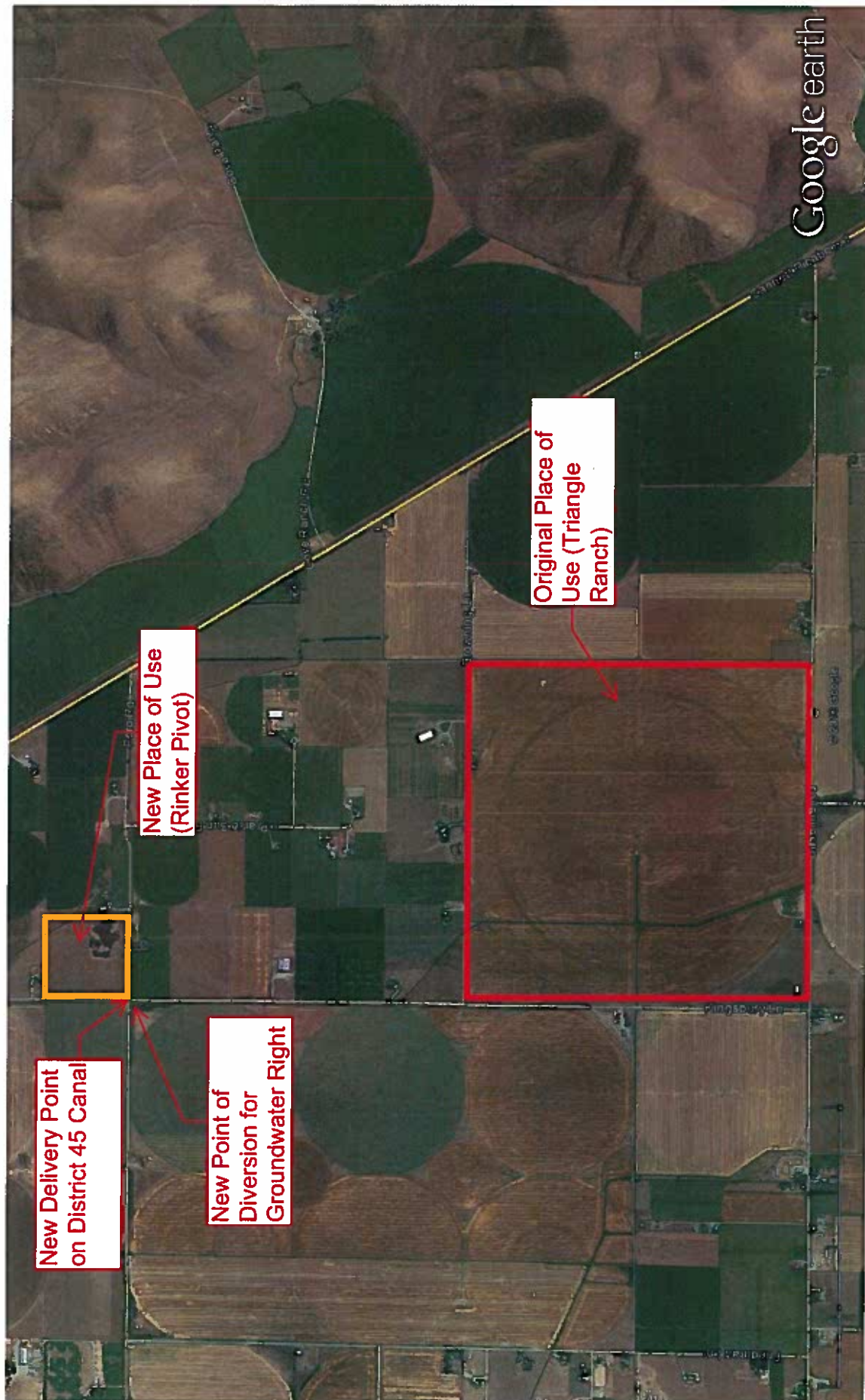
On this 3 day of January, ²⁰¹⁷~~2016~~, before me, a notary public for the State of Idaho, personally appeared **John F. Stevenson**, known or identified to be to be the person listed above, and acknowledged to me on this day under oath, that, being informed of the contents of this deed, he executed the same as his free and voluntary act and deed.


Notary Public for the State of Idaho
Residing at: Bellevue, Idaho
My Commission Expires: 6/17/17

**APPLICATION FOR TRANSFER OF WATER RIGHTS
IN THE NAME OF BELLE RANCH, LLC**

ATTACHMENTS 7A & 7B





TRANSFER 81435



TRANSFER 81435

**APPLICATION FOR TRANSFER OF WATER RIGHTS
IN THE NAME OF BELLE RANCH, LLC**

ATTACHMENT 9

RECEIVED

JAN 06 2017

APPLICATION FOR TRANSFER OF WATER RIGHT
ATTACHMENT WSB:DEPT. OF WATER RESOURCES
SOUTHERN REGION

TRANSFERRING WATER RIGHTS LEASED TO THE WATER SUPPLY BANK

Approval of a transfer application will not impact the terms of a Water Supply Bank Lease Contract. Any transferred water right or portion of a water right that is leased to the Water Supply Bank (Bank) shall remain unused while the lease is active.

If the transfer proposes to relocate the place of use of an irrigation water right, and the relocated acres include land currently idled due to a Bank lease contract, the applicant is required to identify the areas that will be idled at the new place of use for the duration of the lease contract. The acres to be idled should be clearly identified on the map created for Attachment 7B of the transfer application. The applicant should confirm the map is attached when completing the table below. If the leased portion of the place of use is not proposed to be relocated, a map is not required.

A Bank lease contract shall remain in effect until it expires, a new lease proposal is processed to replace it, or the water right is released from the Bank through written confirmation issued by the Water Resource Board. If the proposed transfer is approved, the water right owner will be provided sufficient time to allow the lease contract to expire before beneficial use of water at the new place of use will be expected. Meanwhile, water rights leased to the Bank are protected from forfeiture for the duration of the lease contract.

Water right owners who would like to adjust the terms of their lease contracts can either submit a new lease proposal on an [Application to Lease a Water Right to the Water Supply Bank](#) form, or they can request early termination of their lease contracts by completing a [Request to Release a Water Right from the Water Supply Bank](#) form. If a water right is leased to the Bank, and it is currently being rented from the Bank, the lease cannot be reduced or terminated until the rental agreement concludes. A request to release a water right or to submit a new lease application should be sent to the Department's state office. To find out if there are any rentals associated with a leased water right, please call a Bank representative at the Department at 208-287-4800.

In the table below, please provide the requested information for any water right that is both proposed for transfer and leased to the Bank. The information needed to complete this table can be found in your Bank lease contract. A copy of your lease contract can be obtained using the 'Search Water Rights' option on the Department's internet page at www.idwr.idaho.gov or by contacting any Department office.

Water Right Number	Lease Contract Expiration Date	Water Right Quantities Leased to the Bank			Map Attachment 7B Clearly Identifies Idled Place of Use at New Location
		Rate (cfs)	Volume (AF)	Acres	
37-2668		0.43		21.5	Attached? ☐ or No Change ☐
37-501E		0.11		3.7	Attached? ☐ or No Change ☐
37-2272B		0.01		17.8	Attached? ☐ or No Change ☐
37-22732		0.05		17.8	Attached? ☐ or No Change ☐
37-22734		0.11		17.8	Attached? ☐ or No Change ☐
37-22730		0.04		17.8	Attached? ☐ or No Change ☐
37-597A		0.37		17.8	Attached? ☐ or No Change ☐

Is the ownership of the water right(s) leased to the Bank being changed? ☒ Yes ☐ No

☐ If yes and there are multiple owners, attach a [Lessor Designation](#) form.

☒ If yes, the individual owner or designated lessor must complete, sign and attach an [IRS Form W-9](#).

Additional Information:

Water rights are in the bank pursuant to a companion application. Upon approval of the Transfer, the rights will be removed from the Bank. No additional acres will be dried outside of those identified on the attached maps. Ownership will be changed through the Transfer process.

Agency Use Only: Personnel processing transfer applications should forward a copy of this attachment, the original Lessor Designation form and/or IRS Form W-9, if received, to the State Office.

No. W 109197	Due no later than Dec 31, 2016 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. BELLE RANCH, LLC JUSTIN F STEVENSON PO BOX 3322 HAILEY ID 83333		JUSTIN F STEVENSON 111 3RD AV SOUTH HAILEY ID 83333								
			3. <u>New</u> Registered Agent Signature:*								
4. Limited Liability Companies: Enter Names and Addresses of at least one Member or Manager.											
Office Held MEMBER	Name BRETT STEVENSON	Street or PO Address 310 EUREKA ST	<table border="0"> <tr> <td>City</td> <td>State</td> <td>Country</td> <td>Postal Code</td> </tr> <tr> <td>HAILEY</td> <td>ID</td> <td>USA</td> <td>83333</td> </tr> </table>	City	State	Country	Postal Code	HAILEY	ID	USA	83333
City	State	Country	Postal Code								
HAILEY	ID	USA	83333								
5. Organized Under the Laws of:	6. Annual Report must be signed.* Signature: justin stevenson Name (type or print): justin stevenson										
ID W 109197	Date: 10/28/2016 Title: agent										
Processed 10/28/2016	* Electronically provided signatures are accepted as original signatures.										

TRANSFER 81435



CERTIFICATE OF ORGANIZATION LIMITED LIABILITY COMPANY

Title 30, Chapters 21 and 25, Idaho Code

Filing fee: \$100 typed, \$120 not typed

Complete and submit the application in duplicate.

FILED EFFECTIVE

2016 APR -6 AM 10:39

SECRETARY OF STATE
STATE OF IDAHO

1. The name of the limited liability company is:

ABJ2, LLC

(Remember to include the words "Limited Liability Company," "Limited Company," or the abbreviations L.L.C., LLC, or LC)

2. The complete street and mailing addresses of the principal office is:

111 3rd Ave. South, Hailey, Idaho 83333

(Street Address)

(Mailing Address, if different)

3. The name of the registered agent and the street address of the registered agent:

Justin Flood Stevenson

111 3rd Ave. South, Hailey, Idaho 83333

(Name)

(Address cannot be a post office box or postal mail box.)

4. The name and address of at least one governor of the limited liability company:

John Fell Stevenson, Jr.

1011 Sangre de Cristo, Santa Fe, NM 87501

(Name)

(Address)

Andrea Fleming Stevenson

4200 SW Torr Lane, Portland, OR 97221

(Name)

(Address)

Justin Flood Stevenson

P.O. Box 3322, Hailey, ID 83333

(Name)

(Address)

Elizabeth "Brett" Stevenson

P.O. Box 3001, Hailey, ID 83333

(Name)

(Address)

5. Mailing address for future correspondence (annual report notices):

P.O. Box 3322, Hailey, ID 83333

(Address)

Signature of organizer(s).

Signature: B. Stevenson

Printed Name: Brett Stevenson

Signature: _____

Printed Name: _____

Secretary of State use only

IDAHO SECRETARY OF STATE

04/06/2016 05:00

CK:24648 CT:156446 BH:1522269
1@ 100.00 = 100.00 ORGAN LLC #2
1@ 20.00 = 20.00 EXPEDITE C #3

W164639



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

June 29, 2017

BELLE RANCH LLC
733 N MAINE ST STE G
BELLEVUE, ID 83313

RE: Transfer No. 81435
Water Right No(s). 37-22728, 37-22730, 37-22732, 37-22734, 37-2668, 37-501E, 37-597A

Dear Applicant(s):

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

A legal notice of the application has been prepared and is scheduled for publication in the **IDAHO MOUNTAIN EXPRESS** on **7/5/2017** and **7/12/2017**. Protests to this application may be submitted for a period ending ten (10) days after the second publication. Any protest against this application must be filed with the Department of Water Resources, together with a protest fee of \$25.00 for each application, on or before **July 24, 2017**.

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

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

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

Sincerely,


Denise Maline
Administrative Assistant

cc:

ALBERT P BARKER
BARKER ROSHOLT & SIMPSON LLP
PO BOX 2139
BOISE, ID 83701-2139

Maline, Denise

From: Maline, Denise
Sent: Thursday, June 29, 2017 5:07 PM
To: Kevin Lakey (WD 37); Cyndi WD37
Subject: Comment Letters - Lodato & Belle Ranch
Attachments: Transfer 81435 Belle Ranch.pdf; Transfer 81727 Lodato.pdf; Comment Letter to WM37 for 81435 & 81727.docx

Kevin,

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

Thank you in advance,

Denise @ IDWR

Denise Maline

Administrative Assistant I

Idaho Dept of Water Resources, Southern Region

650 Addison Ave W, Ste 500

Twin Falls, ID 83301

(208) 736-3033

denise.maline@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858
Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

June 29, 2017

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

via e-mail

RE: Transfer No. 81435
Water Right No(s). 37-22728, 37-22730, 37-22732, 37-22734, 37-2668, 37-501E,
37-597A

RE: Transfer No. 81727
Water Right No(s). 37-22124

Dear Kevin:

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

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

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

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

June 29, 2017

TRIANGLE IRRIGATION DISTRICT
PO BOX 424
BELLEVUE, ID 83313

RE: Transfer No. 81435 (*Belle Ranch LLC*)
Water Right No(s). 37-22728, 37-22730, 37-22732, 37-22734, 37-2668, 37-501E,
37-597A

Dear Interested Party:

The Department of Water Resources is seeking written comments and/or recommendations from your agency regarding the above referenced water right application. A copy of the application is enclosed for your reference.

Please review the application, and submit any necessary comments to this office within 21 days. If the department has not received your written comments within 21 days; we will presume that you do not oppose approval of the application and that you have no comments for the department to consider.

In addition, if you desire to formally protest the approval of this application, you may do so by filing a written protest with this office, on or before **July 24, 2017**.

Please contact this office if you have any questions regarding this information.

Sincerely,


Denise Maline
Administrative Assistant

Enclosure(s)



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

June 29, 2017

WOOD RIVER VALLEY IRRIGATION DISTRICT #45
PO BOX 2223
HAILEY, ID 83333

RE: Transfer No. 81435 (*Belle Ranch LLC*)
Water Right No(s). 37-22728, 37-22730, 37-22732, 37-22734, 37-2668, 37-501E,
37-597A

Dear Interested Party:

The Department of Water Resources is seeking written comments and/or recommendations from your agency regarding the above referenced water right application. A copy of the application is enclosed for your reference.

Please review the application, and submit any necessary comments to this office within 21 days. If the department has not received your written comments within 21 days; we will presume that you do not oppose approval of the application and that you have no comments for the department to consider.

In addition, if you desire to formally protest the approval of this application, you may do so by filing a written protest with this office, on or before **July 24, 2017**.

Please contact this office if you have any questions regarding this information.

Sincerely,

A handwritten signature in cursive script that reads "Denise Maline".

Denise Maline
Administrative Assistant

Enclosure(s)

Maline, Denise

From: Maline, Denise
Sent: Thursday, June 29, 2017 12:18 PM
To: Idaho Mountain Express
Subject: LEGAL NOTICE
Attachments: Idaho Mtn Express cover letter.docx; Idaho Mtn Express ad.doc

Attached please find (1) legal notice being submitted for publication on July 5th & 12th, 2017. Please feel free to contact me if you have any questions, or if you are not able to run the ad on the dates requested.

Thank you in advance,

Denise Maline

Administrative Assistant

Idaho Dept of Water Resources, Southern Region

650 Addison Ave W, Ste 500

Twin Falls, ID 83301

(208) 736-3033

denise.maline@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858
Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

June 29, 2017

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

RE: Transfer No. 81435
Water Right No(s): 37-22728, 37-22730, 37-22732, 37-22734, 37-2668, 37-501E, 37-597A

RE: Transfer No. 81727
Water Right No(s): 37-22124

Dear Legal Notice Department:

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

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before July 24, 2017. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 81435**

BELLE RANCH LLC, 733 N MAINE ST STE G, BELLEVUE, ID 83313; has filed Application No. 81435 for changes to the following water rights within BLAINE County(s): Right No(s). 37-22728, 37-22730, 37-22732, 37-22734, 37-2668, 37-501E, 37-597A. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes transferring a 0.43 cfs portion of a groundwater right and six Big Wood River rights totaling 0.39 cfs that are used to irrigate 21.5 acres on a farm located approximately 5.6 to 6.7 miles south and 1.5 to 2.6 miles east of Bellevue to a farm located approximately 4.4 to 4.7 miles east and 1.5 to 1.8 miles east of Bellevue. The transferred ground water portion (0.43 cfs) will be diverted from an existing well located adjacent to the proposed new place of use. The Big Wood River rights 0.39 cfs will continue to be diverted via the District 45 canal diversion.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 81727**

JANE LODATO TRUST, C/O JANE K LODATO, 106 ELDERBERRY LN, BELLEVUE, ID 83313; has filed Application No. 81727 for changes to the following water rights within BLAINE County(s): Right No(s). 37-22124. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes moving a point of diversion (POD) for a 0.07 cfs Big Wood River irrigation right currently diverted from the Broadford Slough at a location approximately 0.5 miles west and 0.05 miles south of the intersection of the Broadford Road and Highway 75 in Bellevue. The application proposes moving the POD to a new location located approximately 0.1 miles upstream on the Broadford Slough.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or to see a full description of these rights and/or the proposed transfers, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx . Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 Addison Ave W, Ste 500, Twin Falls ID 83301 together with a protest fee of \$25.00 for each application on or before **July 24, 2017**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on July 5th & 12th, 2017

MEMORANDUM

TO: Transfer # 81435 File

FROM: Benny Walker

DATE: June 28, 2017

SUBJECT: Filing Fee

The filing fee of, \$1200.00, for this transfer is based on the amount of water proposed to be transferred or changed, 0.82 cfs. The transfer fee schedule for a transfer involving 0.21-1.00 cfs indicates that the filing fee is \$500.00. This transfer also had additional fees of \$100.00 per divided right requiring an ownership change for 7 water rights in the amount of \$700.00, for a total of \$1200.00. The applicant's representative submitted a filing fee of \$1200.00 for this transfer. (Receipts S035870 and S035885).

TRANSFER SYNOPSIS

Date: June 28, 2017
To: Transfer 81435 File
From: Benny Walker
Re: Transfer Summary

Application proposes transferring a 0.43 cfs portion of a groundwater right and six Big Wood River rights totaling 0.39 cfs that are used to irrigate 21.5 acres on a farm located approximately 5.6 – 6.7 miles south and 1.5 – 2.6 miles east of Bellevue to a farm located approximately 4.4 – 4.7 miles east and 1.5 – 1.8 miles east of Bellevue. The transferred ground water portion (0.43 cfs) will be diverted from an existing well located adjacent to the proposed new place of use. The Big Wood River rights 0.39 cfs will continue to be diverted via the District 45 canal diversion.

Walker, Benny

From: Jessica Nielsen <jf@idahowaters.com>
Sent: Friday, June 23, 2017 7:41 AM
To: Walker, Benny
Cc: Barker, Albert (IWRB Member); Paul Arrington (paul@iwua.org); Heather Rice
Subject: Belle Ranch Transfer #81435
Attachments: 20170621 Application for Transfer Part 1.B.pdf; Part 2B - 37-597A.pdf

Benny,

In response to your e-mail to Albert Barker dated June 20, 2017, attached, please find the revised 2 pages for the Application for Transfer of Water part 1 continued: item B1 water right 37-597A and part 2 water right 37-597A regarding Bell Ranch Transfer #81435.

Please let me know if there is anything else you need.

Thank you,
Jessica Nielsen
Barker Rosholt & Simpson LLP
163 2nd Avenue West
P.O. Box 63
Twin Falls, Idaho 83303-0063
Office: (208) 733-0700
Fax: (208) 735-2444

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Walker, Benny

From: Walker, Benny
Sent: Tuesday, June 20, 2017 3:05 PM
To: Al Barker (apb@idahowaters.com)
Subject: Belle Ranch Transfer #81435

Dear Mr. Barker,

It is my understanding that you are the new representative for Belle Ranch, LLC. I am currently processing this transfer, during my review I have discovered a couple of incorrect items that need to be corrected before I can proceed with this application.

On page 3, Application for Transfer of Water part 1 continued: item B1 water right 37-597A list a rate amount of 0.37 cfs and this needs to be changed to 0.07 cfs based on the number of acres (3.5) being dried up under the right. Also the Total authorized under rights of 0.43 cfs needs to be 0.82 cfs, which is the combined total cfs from all the rights involved in the transfer. In addition a new Part 2 needs to be corrected for right 37-597A, to list the correct cfs amount of 0.07 cfs. If you could submit a new page 3 and Part 2 with these correction by the end of this week I would appreciate it. I'm trying to get this transfer ready for advertising.

If you have any questions please feel free to contact me.

Sincerely,

Benny

Benny Walker
Water Resource Agent
Idaho Dept of Water Resources
Southern Regional Office
Phone (208) 736-3033
Fax (208) 736-3037
benny.walker@idwr.idaho.gov

Walker, Benny

From: Jessica Nielsen <jf@idahowaters.com>
Sent: Friday, May 26, 2017 11:55 AM
To: Walker, Benny
Cc: Paul Arrington
Subject: Stevenson / Bell Ranch Water Right No. 37-2668
Attachments: 20170403 Special Water Deed John F. Stevenson to Belle Ranch, LLC Water pdf

Benny,

I think this is the Deed you need, I can't get a hold of Paul. Please let me know if this is not what you need.

Thanks,
Jess

*Jessica Nielsen
Barker Rosholt & Simpson LLP
163 2nd Avenue West
P.O. Box 63
Twin Falls, Idaho 83303-0063
Office: (208) 733-0700
Fax: (208) 735-2444*

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Walker, Benny

From: Fawcett, Trish
Sent: Tuesday, May 23, 2017 11:52 AM
To: Walker, Benny
Subject: FW: Belle Ranch

From: Jessica Nielsen [mailto:jf@idahowaters.com]
Sent: Tuesday, May 23, 2017 11:50 AM
To: Fawcett, Trish <Trish.Fawcett@idwr.idaho.gov>
Cc: Barker, Albert (IWRB Member) <apb@idahowaters.com>; Heather Rice <har@idahowaters.com>
Subject: RE: Belle Ranch

Hi Trish,

Albert Barker is the attorney, his e-mail is apb@idahowaters.com or you can reach his assistant Heather Rice at har@idahowaters.com.

*Jessica Nielsen
Barker Rosholt & Simpson LLP
163 2nd Avenue West
P.O. Box 63
Twin Falls, Idaho 83303-0063
Office: (208) 733-0700
Fax: (208) 735-2444*

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From: Fawcett, Trish [mailto:Trish.Fawcett@idwr.idaho.gov]
Sent: Tuesday, May 23, 2017 11:47 AM
To: Jessica Nielsen <jf@idahowaters.com>
Subject: Belle Ranch

Hi Jess,

Which of your attorney's took this case over from Paul? Thanks!

Trish Fawcett
Technical Records Specialist
IDWR - Southern Region
650 Addison Ave W Ste 500
Twin Falls ID 83301
Phone (208) 736-3033
trish.fawcett@idwr.idaho.gov

Walker, Benny

From: Paul Arrington <pla@idahowaters.com>
Sent: Monday, March 13, 2017 8:00 AM
To: Skinner, Corey
Cc: Walker, Benny
Subject: RE: Belle Ranch Transfer

John will get sign and mail me the deed on Wednesday. He is in California.

Paul L. Arrington

Barker Rosholt & Simpson, LLP

208-733-0700 – Office

208-404-9436 – Cell

208-735-2444 – Fax

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From: Skinner, Corey [mailto:Corey.Skinner@idwr.idaho.gov]
Sent: Friday, March 10, 2017 1:22 PM
To: Paul Arrington <pla@idahowaters.com>
Cc: Walker, Benny <Benny.Walker@idwr.idaho.gov>
Subject: RE: Belle Ranch Transfer

Didn't we also need a deed or something for one of the rights?

From: Paul Arrington [mailto:pla@idahowaters.com]
Sent: Friday, March 10, 2017 1:07 PM
To: Walker, Benny <Benny.Walker@idwr.idaho.gov>; Skinner, Corey <Corey.Skinner@idwr.idaho.gov>
Cc: Paul Arrington <pla@idahowaters.com>
Subject: Belle Ranch Transfer

Benny & Corey:

Thank you for meeting with me last week to discuss the Belle Ranch Transfer. Attached are the revised pages you requested as well as an updated map. Please confirm this is all you need right now. Let me know if you need anything else.

Thanks, Paul.

Paul L. Arrington
Barker Rosholt & Simpson LLP
163 Second Ave. West
P.O. Box 63
Twin Falls, Idaho 83303

Walker, Benny

From: Paul Arrington <pla@idahowaters.com>
Sent: Friday, March 10, 2017 1:22 PM
To: Skinner, Corey
Cc: Walker, Benny
Subject: RE: Belle Ranch Transfer

Sorry .. Yes. You are right. I will get on that.

Paul L. Arrington

Barker Rosholt & Simpson, LLP

208-733-0700 – Office

208-404-9436 – Cell

208-735-2444 – Fax

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From: Skinner, Corey [mailto:Corey.Skinner@idwr.idaho.gov]
Sent: Friday, March 10, 2017 1:22 PM
To: Paul Arrington <pla@idahowaters.com>
Cc: Walker, Benny <Benny.Walker@idwr.idaho.gov>
Subject: RE: Belle Ranch Transfer

Didn't we also need a deed or something for one of the rights?

From: Paul Arrington [mailto:pla@idahowaters.com]
Sent: Friday, March 10, 2017 1:07 PM
To: Walker, Benny <Benny.Walker@idwr.idaho.gov>; Skinner, Corey <Corey.Skinner@idwr.idaho.gov>
Cc: Paul Arrington <pla@idahowaters.com>
Subject: Belle Ranch Transfer

Benny & Corey:

Thank you for meeting with me last week to discuss the Belle Ranch Transfer. Attached are the revised pages you requested as well as an updated map. Please confirm this is all you need right now. Let me know if you need anything else.

Thanks, Paul.

Paul L. Arrington

Barker Rosholt & Simpson LLP

163 Second Ave. West

P.O. Box 63

Twin Falls, Idaho 83303

Walker, Benny

From: Paul Arrington <pla@idahowaters.com>
Sent: Wednesday, February 22, 2017 7:45 AM
To: Walker, Benny
Cc: Paul Arrington
Subject: FW: TID approval
Attachments: Feb 9.pdf

Benny,

RE: the Belle Ranch Transfer

Here is the minutes approving the Belle Ranch Transfer at the last Triangle Irrigation District Board Meeting.

Thanks!

Paul L. Arrington

Barker Rosholt & Simpson, LLP

208-733-0700 – Office

208-404-9436 – Cell

208-735-2444 – Fax

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From: Brett Stevenson [mailto:wrbc.brett@gmail.com]
Sent: Tuesday, February 21, 2017 9:08 PM
To: Paul Arrington <pla@idahowaters.com>
Subject: TID approval

Hi Paul,

Attached are minutes from TID approving our water transfer.

tHanks,

Brett

FEB 22 2017

DEPT OF WATER RESOURCES
SOUTHERN REGION

A regular meeting was called to order at 9:05 on February 9th with Matt, Michael and Sarah all in attendance.

Michael made a motion to approve the minutes from the January 13, 2017 meeting. Matt offered a second and the motion carried.

Sarah offered to give the treasurers report as Brett was unable to attend the meeting. No deposits were made since the January 13, 2017 meeting. 3 checks were written since the last meeting.

Michael made a motion to remove Poppy Engelhardt as a signer on the TID account as she is no longer a director, and to add Matt Thornton as a signer on the TID account. Matt offered a second and the motion carried.

Michael made a motion to allow the Stevenson water transfer. Matt offered a second and motion carried.

Pepin offered to update the directors on what is happening at the Howard Park Preserve. She provided maps and reading materials. She also encouraged the board to submit a letter to the City of Bellevue in regards to their comp plan as it relates to the Diversion #45 Canal. Sarah offered to draft a letter and will send it out to the directors for approval. Pepin encouraged the directors to stay involved with the City of Bellevue and the Howard Park Preserve.

Justin shared a bid from Alpine Tree service for work on the Glen Aspen area and is anticipating a bid from Sticks and Stones in the next day or two. Justin will share this bid once it is received. John Wright is attending the Ditch riders Workshop next week. Justin spoke to Chris Martin who expressed an interest in working on the system again in 2017.

During public comment Matt suggested we enforce our No Trespassing policy at the Headgates and Howard Park Preserve area, and to also keep the paths clear of debris and wide enough to accommodate vehicles and equipment. Michael commented that we need to clear the ROW in the Glen Aspen area and should consider getting an expert opinion on whether the work we want to do would compromise the banks integrity or not. Sarah commented that she has not received a response from the D45 regarding putting the name of the TID on both the parcel and water rights. Sarah agreed to follow up with the D45 on this issue.

The next meeting is scheduled for 9:00 a.m. on March 16, 2017

Michael made a motion to adjourn at 9:56. Motion carried.

Minutes approved Feb 21, 2017

Walker, Benny

From: Paul Arrington <pla@idahowaters.com>
Sent: Monday, February 20, 2017 11:48 AM
To: Walker, Benny
Cc: Paul Arrington
Subject: FW: Belle Ranch Transfer
Attachments: ACTION TAKEN-Belle Ranch Transfer.pdf

Benny, see attached from District 45 RE: The Stevenson/Belle Ranch transfer.

Thanks!

Paul L. Arrington

Barker Rosholt & Simpson, LLP

208-733-0700 – Office

208-404-9436 – Cell

208-735-2444 – Fax

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From: Brett Stevenson [mailto:brett@hillsideranchmalt.com]
Sent: Friday, February 17, 2017 3:01 PM
To: Paul Arrington <pla@idahowaters.com>
Subject: Fwd: Belle Ranch Transfer

----- Forwarded message -----

From: WRVID 45 <wrvirrigation45@gmail.com>
Date: Fri, Feb 17, 2017 at 2:25 PM
Subject: Belle Ranch Transfer
To: brett@hillsideranchmalt.com

Brett,
Sorry for the delay with this item. Thank you for your patiences. attached is the ACTION TAKEN from our last meeting for your files and your transfer application.

Cordially,
Bette Gower
WRVID #45, Secretary

RECEIVED

FEB 20 2017

DEPT OF WATER RESOURCES
SOUTHERN REGION

**CERTIFICATE OF ACTION TAKEN BY
THE WOOD RIVER VALLEY IRRIGATION DISTRICT #45**

The undersigned hereby certifies that at the February 14th, 2017 meeting of the Board of Directors of the Wood River Valley Irrigation District #45 the board reviewed the matter of the WATER TRANSFER APPLICATION for:

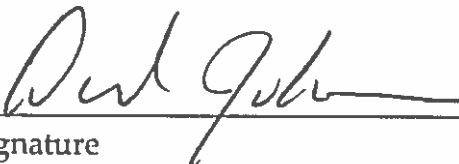
Belle Ranch, LLC dated December 21st, 2016

With the following results:

RESOLVED, THAT the District consents to the above referenced application to transfer a portion of surface water rights, presently owned by ABJ2, LLC and John Stevenson, to property owned by Belle Ranch, LLC located at the corner of Pero Road and Kingsbury Lane.

After discussion, and on motion by Director Johnson and seconded by Director Casey, this Action was unanimously approved.

DATED: February 14th, 2017



Signature
David Johnson, President and Director

*Albert P. Barker
John A. Rosholt
John K. Simpson
Travis L. Thompson
Shelley M. Davis
Paul L. Arrington*
Scott A. Magnuson*

** Licensed in Idaho & Washington*

**BARKER
ROSHOLT
&
SIMPSON
LLP**

Paul L. Arrington
pla@idahowaters.com

January 6, 2017

163 Second Avenue West
Post Office Box 63
Twin Falls, Idaho 83303-0063
(208) 733-0700 telephone
(208) 735-2444 facsimile

1010 West Jefferson, Suite 102
Post Office Box 2139
Boise, Idaho 83701-2139
(208) 336-0700 telephone
(208) 344-6034 facsimile
brs@idahowaters.com

RECEIVED

JAN 06 2017

**DEPT OF WATER RESOURCES
SOUTHERN REGION**

Idaho Department of Water Resources
Southern Region
650 Addison Ave W, Ste. 500
Twin Falls, ID 83301-5858

*RE: Applications for Transfer of Water Rights
Belle Ranch, LLC*

To Whom it May Concern:

Attached please find the Application for Transfer of Water Rights, in the name of Belle Ranch, LLC. Also included is a check for \$500 for the filing fee for this application.

Through this application, Belle Ranch seeks to transfer a portion of several water rights from their current PPU to a new location about a mile north. The current PPU includes several water rights – including many that are not subject to this transfer. These specific water rights were selected for this transfer after extensive discussions with IDWR personnel in both the Southern Region office and the Water Bank in April, 2016. At that time, Belle Ranch was preparing to place the water rights in the Water Bank for rental at the new location. To this letter, I have attached a copy of the email correspondence discussing the water rights that would be subject to the Water Bank Applications and this Transfer Application. This correspondence explains why only a portion of the water rights in the PPU are part of this Transfer Application. Given the size of the charts on the email, some of the information is difficult to read. Once this Application has been assigned to an agent, please have that agent call me and I will forward the original email with all of the charts.

Finally, on January 6, 2017, we submitted a copy of this Application to Boards of the Wood River Valley Irrigation District #45 (“WRVID#45”) and Triangle Irrigation District (“TID”) for review.¹ I anticipate having a response from them following their next board meetings.

¹ Cove Irrigation District was recently formed as a division of WRVID#45. However, in an election in November, the Cove Irrigation District and TID approved a consolidation of the two districts. This consolidation will be formalized at the January board meeting (to be held on January 13, 2017).

IDWR – Southern Region
January 6, 2017
Page 2

Please call if you need any further information.

Yours Truly,

Paul L. Arrington



PLA/jn
Encs.

From: River, Remington
 To: Paul Arrington
 Cc: Sidner, Corey
 Subject: RE: Water Bank/Transfer Question
 Date: Friday, April 01, 2016 3:43:28 PM
 Attachments: image002.png
 image004.png
 image005.png

Paul,

I can appreciate that you have a client desiring to transfer/rent water rights this year, however a rental for this summer is problematic considering the number of already received, pending rental requests in the Bank's processing cue, as well as the potential that the rental may require ground water modeling, per the Bank's [ground water management policy in the Wood River Valley](#). I think Corey did a succinct job of summarizing the issues. I would add that, from what I can see, there is a possible 30 acres that can be extracted from the PPU via a transfer/lease of water right 37-2668, however such a lease/transfer isn't possible without changing/leasing water rights 37-501E and 37-597A.

Consider the following:

Mathematically, it is impossible for water right 37-2668 to avoid overlapping with water rights 37-2631, 37-2664A, 37-19735, 37-501E and 37-597A. However, due to the acre limits of the water rights, there is a possibility that 30 acres can be extracted:

Cumulative Acres Proposed for Lease															
T	R	S	Northwest				Southwest				Southeast				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
			0	0	0	0	0	0	0	0	0	0	0	0	0.0 ACs
37-2668	37-2631	37-2664A	2.0	0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0 ACs
			0	0	0	0	0	0	0	0	0	0	0	0	0.0 ACs
															0.0 ACs

Water Rights Overlapping the Cumulative Acres Proposed for Lease to the Bank															
Water Right	Beneficial Use	Current or Proposed Owner	Source	Total Acres	Acres Used	Overlapping Acres				Years Awn				Impacted Acres	
						Minutemen	Indians	Minutemen	Indians	Priority	Transfer	1 Include	2 Include	Minutemen	Indians
37-2668	Irrigation	John Stevenson	Ground Water	0.0 ACs	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
37-2664A	Irrigation	John Stevenson	Ground Water	0.0 ACs	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
37-19735	Irrigation	John Stevenson	Ground Water	0.0 ACs	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
37-501E	Irrigation	John Stevenson	Big Wood River	0.0 ACs	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
37-597A	Irrigation	William Remondino Trust	Big Wood River	0.0 ACs	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

If your client proposed to transfer/lease only the *possible 30 acres, there would still be an unavoidable potential impact to water rights 37-501E and 37-597A.

Cumulative Acres Proposed for Lease															
T	R	S	Northwest				Southwest				Southeast				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
			0	0	0	0	0	0	0	0	0	0	0	0	0.0 ACs
37-2668	37-2631	37-2664A	2.0	0	0.0	0.0	0.0	0.0	0.0	0.0	2.0	0.0	2.0	0.0	30.0 ACs
			0	0	0	0	0	0	0	0	0	0	0	0	0.0 ACs
															0.0 ACs

Water Rights Overlapping the Cumulative Acres Proposed for Lease to the Bank															
Water Right	Beneficial Use	Current or Proposed Owner	Source	Total Acres	Acres Left	Overlapping Acres				New Acres			Impacted Acres		
						Minutemen	Indians	Minutemen	Indians	Priority	Transfer	Credits	Minutemen	Indians	Minutemen
37-3624	Irrigation	John Stevenson	Ground Water	62.8 ACs	36.0	0.0	0.0	12.8	1.0	18.0	30.0	5.0	7.0	0.0	0.0
37-3624A	Irrigation	John Stevenson	Ground Water	62.8 ACs	32.0	0.0	0.0	12.8	1.0	18.0	30.0	5.0	7.0	0.0	0.0
37-19735	Irrigation	John Stevenson	Ground Water	62.8 ACs	35.0	0.0	0.0	12.8	1.0	18.0	30.0	5.0	7.0	0.0	0.0
37-501E	Irrigation	John Stevenson	Big Wood River	23.8 ACs	23.8	0.0	0.0	21.8	2.0	2.0	20.0	0.0	0.0	23.0	0.0
37-597A	Irrigation	William Remondino Trust	Big Wood River	77.0 ACs	77.0	0.0	0.0	75.0	2.0	7.0	30.0	2.0	7.0	0.0	3.0

If your client were to lease only the 4 acres in the NE and NW Quarters of Section 32, there would be no enlargement/injury concern, due to the fact that an overlap is completely avoided.

Cumulative Acres Proposed for Lease															
T	R	S	Northwest				West				East				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
			0	0	0	0	0	0	0	0	0	0	0	0	0.0AC
001	25	32	2.0	0	0.0	0.0	0.0	1.0	1.0	0.0	0.0	0.0	0.0	0.0	4.0AC
			0	0	0	0	0	0	0	0	0	0	0	0	0.0AC
															4.0AC

Water Rights Overlapping the Cumulative Acres Proposed for Lease to the Bank														
Water Right	Beneficial Use	Current or Present Owner	Source	Total Acres	Acres Bank	Overlapping Acres				Total Acres		Impacted Acres		
						Minidoka	ER-Roseburg	Priority	Credit	Priority	Credit	Minidoka	ER-Roseburg	
37-2631	Irrigation	John Stevenson	Groundwater	69.0Ac	39.0	0.0	0.0	4.0	100	49.0	39.0	0.0	0.0	0.0
37-2664A	Irrigation	John Stevenson	Groundwater	69.0Ac	32.0	0.0	0.0	4.0	100	49.0	39.0	0.0	0.0	0.0
37-2665	Irrigation	John Stevenson	Groundwater	69.0Ac	35.0	0.0	0.0	4.0	100	49.0	39.0	0.0	0.0	0.0
37-597A	Irrigation	John Stevenson	Big Wood River	229.0Ac	32.0	0.0	0.0	0.0	0.0	297.0	39.0	0.0	0.0	0.0
37-623A	Irrigation	William Remington Trustee	Big Wood River	77.0Ac	77.0	0.0	0.0	0.0	0.0	77.0	39.0	0.0	0.0	0.0

I hope the above was of assistance,

Remington Buyer
Water Supply Bank Coordinator
Idaho Department of Water Resources
322 East Front Street, Boise, ID, 83720
T: (208) 287-4918 | F: (208) 287-6700

From: Paul Arrington [mailto:pla@idahowaters.com]
Sent: Friday, April 01, 2016 10:40 AM
To: Skinner, Corey
Cc: Buyer, Remington
Subject: RE: Water Bank/Transfer Question

Remington, please give me a call to discuss.

Thanks,

Paul L. Arrington

Barker Rosholt & Simpson, LLP
208-733-0700 – Office
208-404-9436 – Cell
208-735-2444 – Fax

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From: Skinner, Corey [mailto:Corey.Skinner@idwr.idaho.gov]
Sent: Thursday, March 31, 2016 11:47 AM
To: Paul Arrington <pla@idahowaters.com>
Cc: Buyer, Remington <Remington.Buyer@idwr.idaho.gov>
Subject: RE: Water Bank/Transfer Question

Paul,

This is a tough one, but I played around with it a little this morning and think I have an answer for you. If I understand your attachment correctly, they will be proposing transferring 6.9 acres from the NW of Section 32, 5.3 acres from the NE of Section 32, 3.7 acres from the SW of Section 32, and 2.4 acres from the SE of Section 32. Note that this adds up to 18.3 total acres, but your e-mail mentions "moving approx. 22 acres" (I am not sure what number(s) are correct).

I agree with your idea that right 37-2668 can be moved separately from the other groundwater rights (37-19735, 37-2664A, and 37-2631). Note that 37-19735, 37-2664A, and 37-2631 are limited to a combined total 525 acres with 37-2668 adding an additional 77 acres for the total of 602 acres in Section 32 under the four groundwater rights. This means that the 77 acres under 37-2668 are different than the 525 acres covered under 37-19735, 37-2664A, and 37-2631.

However, it looks like all four of the groundwater rights overlap with various surface rights from the Big Wood River. Any groundwater acres moved from the NW, NE, or SE of Section 32 will have to include rights 37-22728, 37-22730, 37-22732, and 37-22734 (total overlap with the groundwater rights in these tracts). Acres moved from the South ½ of the SE of Section 32 will also have to include right 37-597A (total overlap with the groundwater rights on this land). It also appears that if acres are moved from the South ½ of the SE of Section 32 right 37-597A needs to be included (total overlap with the groundwater rights on this land). It is also possible that some combination of rights 37-115G, 37-666H, and 37-667M could also be included with any acres moved out of the NW, NE, or SE of section 32. Note that these three rights provide 1040 acres (480 + 560) on lands that include the NW, NE, or SE of Section 32 along with other lands. However, since you are wanting to move a relatively small amount of the groundwater right(s) these three rights could probably be excluded (probably your choice on this one). Since 1040 acres is less than the 1156.3 acre PPU, it is possible that there are up to 116.3 acres within the 1156.3 acre PPU that these three rights are not used on. I suppose you could make the argument that they would be transferring rights from some of these 116.3 acres.

While I understand that your efforts might make filing the applications easier, ultimately IDWR will have to modify all of the rights we have been talking about plus some others (conditions on some of these rights refer to nineteen different rights which potentially could lead to other rights)

Hopefully this gives you some ideas/options. I am interested in what thoughts Remington might have on this also.

Corey

From: Paul Arrington (mailto:pla@idahowaters.com)
Sent: Thursday, March 31, 2016 8:44 AM
To: Sinner, Corey; Buyer, Remington
Cc: Paul Arrington
Subject: Water Bank/Transfer Question

Remington & Corey:

I spoke with both of you yesterday about a water bank/transfer application that I am working on for a client in the Wood River Valley. In short, the situation involves moving approx. 22 acres of irrigation from a current PPU to land about a mile north that present has no water. They intend to permanently transfer the water to the new property. However, since they hope to use the water this week, we will be filing a companion application with the Department for a year (maybe two) of water bank rental to allow the transfer to go through.

There are serious questions about ownership ... which I believe I have figured out and will have resolved prior to any filing.

The water rights in question are in PPU's with other water rights. There are actually 2 PPUs – one for 602 acres and one for 1100+ acres. My question for each of you yesterday was whether we would be able to move a portion of only a few of the rights within the PPU or if we had to move a portion of all rights within the PPU. I understood both of you to say that, under the right circumstances, my clients would be able to move a portion of only a few rights into the water bank or via transfer. The determination will depend on the conditions on the various water rights – including combined use limitations, etc. Further, after the move, the irrigated acreage within the PPU must be reduced accordingly.

Yesterday, I reviewed the water rights in question. Attached I have a few documents from this review:

1. First is a summary of the water rights and the land that they cover. The acres are limited to those where ground will be dried up for the transfer – though, the PPU's may actually include other acres.
2. From this review, and our calls yesterday, I believe that we could transfer a portion of water rights 37-2668 and 37-115G for this project – leaving all others within the PPUs untouched but reducing the total acreage allowed within the PPUs.
3. In the alternative, could we limit our transfer to just a portion of water right 37-2668? This would only require the amendment of one PPU and one water right?

We hope to file the companion application by the middle of next week, and the transfer shortly thereafter. I would appreciate your thoughts on this matter before we file.

Thanks,
Paul L. Arrington
Barker Rosholt & Simpson LLP
195 River Vista Place, Suite 204
Twin Falls, Idaho 83301
(208) 733-0700 - telephone
(208) 404-9436 - mobile
(208) 735-2444 - facsimile

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