

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUN 06 2017

DEPARTMENT OF
WATER RESOURCES**AMENDED**

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

Name of Applicant(s) The Lucile Rose LLC Phone 208-761-9171
Mailing address 1606 Ridgecliff Lane Email jimbalkins@msn.com

- ☒ 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**. Is Registered in Idaho
- ☒ 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 Trustee/member of LLC

Name of Representative Almon James Balkins III Phone 208-761-9171
Mailing address 1606 Ridgecliff Lane Boise, Id 83702 Email jimbalkins@msn.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**. A. James Balkins is Trustee/member of the LLC

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.

Almon James Balkins III
Signature of Applicant or Authorized Representative

Almon James Balkins III
Print Name and Title if applicable

June 6, 2017
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

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

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

Need to extend water right to cover the entire property which has two tax parcels - need to cover both SE SW of section 24 and NENW of section 25, where the barn is located, for livestock.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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DEPARTMENT OF
WATER RESOURCES

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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 ☒ ☐	63-10892B	0.04/1.2 AF	Domestic	1-01 to 12-31	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 0.04 cfs and/or 1.2 acre-feet.

2. Total amount of water proposed to be transferred or changed 0.04 cubic feet per second and/or 1.2 acre-feet per year.

3. Point(s) of Diversion:

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

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #

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	
05N	01E	524					~~SPR~~							X					
05N	01E	525					X												
Total Acres (for irrigation use)																			

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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JUN 06 2017

DEPARTMENT OF
WATER RESOURCES**AMENDED**

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 using domestic pump has PVC pipe underground
to Barn

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

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

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

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

- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:

N/A

- 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:

63-10892 A - Commercial use abandoned.

- 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:

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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**. *N/A*

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.** *N/A*

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 _____ Date _____ Preliminary check by _____ Date _____

Fee paid _____ Date _____ Received by _____ Receipt # _____

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

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

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JUN 06 2017

DEPARTMENT OF
WATER RESOURCES

Page _____ of _____

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

Current Water Right No.: 63-10892B

Current Owner: THE LUCILE ROSE LLC

Priority Date: 8/11/1989

Origin: Water Right

Status: Active

Basis: License

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.04 CFS	1.2 AF
	<u>Total Diversion</u>	0.04 CFS	1.2 AF

Location of Point(s) of Diversion

GROUND WATER

SE1/4SW1/4 Sec. 24, Twp 05N, Rge 01E B.M.

ADA County

Place of Use

DOMESTIC Within ADA County

T05N R01E S24 SESW

Conditions of Approval:

1. The total combined rate of diversion under this right and 63-10892A shall not exceed 0.04 cfs.
Domestic use is for 1 home.
The place of use is also known as Lot 1, Block 2, Spring Creek Estates No. 2.

Licensed Date: 8/10/1992

AMENDED

The LucileRose LLC Transfer

RECEIVED

JUN 06 2017

DEPARTMENT OF
WATER RESOURCES



created by CWebster 2017

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) The Lucile Rose LLC Phone 208-761-9171
Mailing address 1606 Ridgecliff Lane, Boise, ID. 83702 Email jimbalkins@msn.com

- ☒ 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. IS Registered in Idaho
- ☒ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it Attachment #2a. Notice of Change in Water Right Ownership
- ☒ 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. Deeds

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

☐ No Representative Trustee/member of LLC

Name of Representative Almon James Balkins III Phone 208-761-9171
Mailing address 1606 Ridgecliff Lane Boise ID. 83702 Email jimbalkins@msn.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. A. James Balkins is Trustee/member of the LLC.

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.

Almon James Balkins III Almon James Balkins III 4-26-2017
Signature of Applicant or Authorized Representative Print Name and Title if applicable Date
Trustee/member Trustee/member

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

A. PURPOSE OF TRANSFER

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

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

Prior useage for golf course restrooms No longer required.
New Barn for Equine and stock on 8425 Spring Creek way property
requires water for Stockwater

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.

- Total authorized under rights .02 cfs cfs and/or 0.1 AF acre-feet.

- ☒ 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**.

June 6, 2017

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

[illegible]

Page _____ of _____

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

Current Water Right No.: 63-10892A

Current Owner: MAUVEEN A STADLER

Priority Date: 8/11/1989

Origin: Water Right

Status: Active

Basis: License

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
COMMERCIAL	1/01 to 12/31	0.02 CFS	0.1 AF
	<u>Total Diversion</u>	0.02 CFS	0.1 AF

Location of Point(s) of Diversion

GROUND WATER

SE1/4SW1/4 Sec. 24, Twp 05N, Rge 01E B.M.

ADA County

Place of Use

COMMERCIAL Within ADA County

T05N R01E S25

NENW

Conditions of Approval:

1. The total combined rate of diversion under this right and 63-10892B shall not exceed 0.04 cfs.
Commercial use is for toilet facilities on a golf course.

Licensed Date: 7/16/1992

SUPERCEDED

June 6, 2017

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 using domestic pump with PVC pipe underground
To Barn.
Will be able to make accommodations for measuring device

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

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

N/A

- 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. N/A

June 6, 2017

- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:

N/A

- 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:

63-10892B - Domestic Right for house from same well.

- 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:

Line to Golf Course Restrooms was cut. Line has been
extended and used at the barn.

part 2A

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 63-10892A

4/28/2017

Owner Type **Name and Address**
Current Owner THE LUCILEROSE LLC
1606 RIDGECLIFF LN
BOISE, ID 83702
208-761-9171

Original Owner LILLIAN E STADLER
RT 1 HWY 55
BOISE, ID 83703
(208)939-6689

Previous Owner MAUVEEN A STADLER
8425 SPRING CREEK WAY
BOISE, ID 83703

Priority Date: 8/11/1989

Basis: License

Status: Active

Source **Tributary**
GROUND WATER

Beneficial Use	From	To	Diversion Rate	Volume
COMMERCIAL	1/01	12/31	0.020 CFS	0.1 AF
	Total Diversion		0.020 CFS	0.1 AF

June 6, 2017

Source and Point(s) of Diversion

GROUND WATER SESW Sec. 24, Twp 05N, Rge 01E, ADA County

Place Of Use

COMMERCIAL within ADA County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	01E	25					X												

Conditions of Approval:

- The total combined rate of diversion under this right and 63-10892B shall not exceed 0.04 cfs.
Commercial use is for toilet facilities on a golf course.

Comments:

- jhersley 4/28/2017 POU
Updated Shape

Dates and Other Information

Licensed Date: 7/16/1992

Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 63-10892A

4/28/2017

Combined Use Limits

Rate

0.040

63-10892A ,63-10892B

Volume

Acres

SubCase:

N/A

Water Supply Bank:

N/A

SUPERCEDED

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. *N/A*

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:

*Historical use of rights for total facility on a golf course,
current use of rights for stockwater connected with barn on
the property for equine (horses and mules).*

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments.

Received by AG Date 4-26-17 Preliminary check by _____ Date _____

Fee paid 200 Date 4-26-17 Received by Jan Receipt # W045218

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

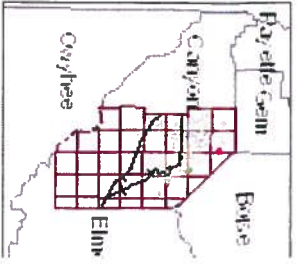
Check all that apply: Attachment WSB ☐ (copy sent to state office) Lessor Designation form ☐ &/or W-9 ☐ (originals to state office)

Ada County Assessor

This map is a user generated static output from an internet mapping site and is for general reference only. Data layers that appear on this map may or may not be accurate, current, or otherwise reliable. THIS MAP IS NOT TO BE USED FOR NAVIGATION OR LEGAL PURPOSES.



Map Scale: 1,200.00



Legend

- Railroad
- Roads (<2,000 scale)
- <all other values>
- Interstate
- Ramp
- Principal Arterial
- Collector
- Minor Arterial
- Local
- Parks
- Alley
- Driveway
- Parks
- Address
- Townships
- Sections
- Condos
- Parcels

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APR 26 2017

APR 27 2017

Notice of Change in Water Right Ownership

WATER RESOURCES
WESTERN REGION

1. ~~With the number of~~ ^{DEPARTMENT OF} all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
63-10892 A	Yes ☐	Yes ☐		Yes ☐	Yes ☐
63-10892 B	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Mauveen A. Stadler
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): The Lucile Rose LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 1606 Ridgecliff Lane Boise ID. 83702
Mailing address City State ZIP
- 208-761-9171 jimbalkins@msn.com
Telephone Email
4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: February 8, 2016
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
7. This form must be signed and submitted with the following **REQUIRED** items:
☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☒ Filing fee (see instructions for further explanation):
 o \$25 per undivided water right.
 o \$100 per split water right.
 o No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

SUPPORT DATA

IN FILE # 63-10892 A

8. Signature: The Lucile Rose LLC by Union James Bell III 4-26-2017
Signature of new owner/claimant Title, if applicable Trustee - member Date
- Signature: _____ Title, if applicable _____ Date _____
Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by AG Date 4/26/17 Receipt No. W045218 Receipt Amt. 250

Active in the Water Supply Bank? Yes ☐ No ☒ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

Name on W-9 _____ Approved by _____ Processed by gma Date 4-28-17

MEMORANDUM

Date: June 13, 2017
To: Transfer 81603
From: Clay Webster
Re: Legal Notice Not Required

This transfer proposes to include the southern portion of the water right owner's property within the place of use. This will not change the diversion location nor diversion amounts authorized.

Pursuant to Section 42-222, Idaho Code, the Department has discretion to provide public notice as deemed appropriate. The water right changes proposed through this transfer application do not appear to change the effect on the original or hydraulically connected water source or affect other water rights. Therefore, staff review of the transfer application found no cause to require public notice. This application will continue processing without advertisement and be forwarded for approval consideration.

MEMORANDUM

Date: May 16, 2017
To: Transfer 81603
From: Clay Webster
Re: Review & Evaluation of Sufficiency of Information

The department received an application to transfer 63-10892A to change the nature of use to stockwater and to change the place of use on 4/26/2017. Upon review and through a meeting with the applicant, we found that there would be minimal gain for the applicant to accomplish the transfer as submitted due to the combined limits of these rights. The applicant submitted amendments to this application to reflect changing the place of use for water right 63-10892B. The water for livestock will be provided through the domestic use on this right. He also submitted the form to abandon 63-10892A. The combined limits between these rights will be removed.

Authority to File:

This application was signed by Alman James Balkins III, a trustee/member of The LucileRose LLC. The water right is currently listed in the name of the LucileRose LLC. The applicant wishes to add the NENW of S25 T05N R01E to the domestic water right to accommodate a new barn and livestock use under his domestic right.

Injury to Other Water Rights:

Since this use will not change the amount of water diverted and will not change the point of diversion, review staff has no other injury concerns at this time.

Enlargement of Use:

63-10892B has historically been diverted from the same well as 63-10892A. These rights were permitted and then split after licensing. 63-10892A has been abandoned by the owner. I contacted the applicant and they stated that they have 4-6 horses or mules at any given time.

Local Public interest:

Since this proposed transfer is to only include the southern portion of the lot and will have no effect on the original or hydraulically connected water source, I foresee no issues.

Beneficial Use/Conservation of Water Resources:

The transfer appears consistent with the conservation of water resources in Idaho.

Effect on Economy the Local Area:

No effects are anticipated.

Effect on Agricultural Base of the Local Area:

No effects anticipated

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

Webster, Clay

From: A JAMES BALKINS <JIMBALKINS@msn.com>
Sent: Monday, June 05, 2017 2:28 PM
To: Webster, Clay
Cc: A JAMES BALKINS
Subject: Re: Request for Additional Information on Transfer application for 63-10892A

Thank you.

Sent from my iPhone

On Jun 5, 2017, at 10:12 AM, Webster, Clay <Clay.Webster@idwr.idaho.gov> wrote:

Jim,

I will reserve some time for you at 1:30 tomorrow.

Clay

From: A JAMES BALKINS [<mailto:JIMBALKINS@msn.com>]
Sent: Monday, June 05, 2017 8:57 AM
To: Webster, Clay <Clay.Webster@idwr.idaho.gov>
Cc: A JAMES BALKINS <jimbalkins@msn.com>
Subject: Re: Request for Additional Information on Transfer application for 63-10892A

Clay

Thanks

Would it be convenient for me to come in around 1:30 pm tomorrow, Tuesday to chat with you briefly? Jim

Sent from my iPhone

On Jun 5, 2017, at 7:30 AM, Webster, Clay <Clay.Webster@idwr.idaho.gov> wrote:

Mr. Balkins,

I apologize for the mix up with your name on the last e-mail. I am located in the front street office. I look forward to hearing from you.

Sincerely,
Clay Webster
Water Resource Agent Sr.
clay.webster@idwr.idaho.gov
208-287-4910
Idaho Department of Water Resources (IDWR)

From: A JAMES BALKINS [<mailto:JIMBALKINS@msn.com>]
Sent: Friday, June 02, 2017 6:30 PM
To: Webster, Clay <Clay.Webster@idwr.idaho.gov>
Cc: A JAMES BALKINS <JIMBALKINS@msn.com>
Subject: RE: Request for Additional Information on Transfer application for 63-10892A

Clay,

Thank you for the email last week with this information. I still have not received the hard copy letter, so it has been especially nice to have the advance email.

The information and options you laid out are very helpful. The barn is located in the NENW section. So that narrows the options.

I will reach out to you by phone to find a time that would be convenient for me to meet with you briefly next week to bring this to closure. Are you located in the Airport Way office or on Front Street?

Thanks again.

Jim Balkins
208-761-9171

From: Webster, Clay [<mailto:Clay.Webster@idwr.idaho.gov>]
Sent: Friday, May 26, 2017 3:55 PM
To: jimbalkins@msn.com
Subject: Request for Additional Information on Transfer application for 63-10892A

Mr. Almon,

The attached letter and attachments will go out in Tuesday's mail requesting additional information on your application. I didn't want you to have to wait until after the long weekend to get it. Have a great weekend.

Sincerely,
Clay Webster
Water Resource Agent Sr.
clay.webster@idwr.idaho.gov
208-287-4910
Idaho Department of Water Resources (IDWR)



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

May 26, 2017

THE LUCILE ROSE LLC
1606 RIDGECLIFF LN
BOISE ID 83702

RE: APPLICATION FOR TRANSFER OF WATER RIGHT 63-10892A

Dear Applicant:

The Department of Water Resources received your application to transfer water right 63-10892A from you on April 26, 2017. Initial review of your application found that we need some clarification on your application and, if processed, an additional fee. The following is a list of items that should be considered prior to processing this application;

- The fee submitted with your application was insufficient. According to the application for transfer or exchange fee schedule (copy enclosed), you will be required to submit an additional \$250.00 for the change in nature of use.
- You currently have a domestic right (63-10892B). Idaho Code 42-111 defines domestic purposes. Water for livestock is one of the uses which your domestic right can provide as long as your total use does not exceed thirteen thousand gallons per day (gpd). With the combined limits on these two rights, you would not gain any diversion rate from this proposed transfer. 63-10892B has a diversion rate of 0.04 cubic feet per second (cfs) and these two rights share a combined rate of diversion of 0.04 cfs.
- The only water that you would gain from this transfer is 0.1 acre feet (af) of water annually. This is a very low volume of water. This would give you about 89 gallons of water per day which would already be covered under the 13,000 gpd limit on your other right.

You have three options to move forward. First, if your barn is located in the SESW of section 24, you could withdraw this application and your filing fee for the transfer would be refunded to you. Second, you could pay an additional \$250.00 to proceed with this transfer knowing that it will not provide any additional water. Third, if your barn is located in the NENW of Section 25 (see map enclosed) you could withdraw this application and submit an application for transfer on your domestic right to change the place of use to add this section.

Non-use of water right 63-10892A for five years would result in forfeiture. Abandoning it would remove it from our records (form enclosed).

Please provide me with your decision, and the additional fee if you wish to proceed within 30 days of this letter. Or your application will be returned to you unprocessed.

If you have any questions on this matter, please contact me at (208) 287-4910.

Sincerely,


Clay Webster
Water Resource Agent Sr.

Attachments include Receipt W045218

The Lucile Rose

