

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 04 2016

DEPT OF WATER RESOURCES
SOUTHERN REGION

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

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the Application for Transfer Instructions for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

- ☒ Change diversion point(s) ☐ Add diversion point(s) ☐ Ownership change ☐ Ownership split

1. APPLICANT(S) THE FLORENCE FAMILY RANCH IRREVOCABLE TRUST Phone 208-358-0980
 2. MAILING ADDRESS Box EE City TWIN FALLS
 State IDAHO Zip 83303 Email florencepatrick@hotmail.com

- ☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.
☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.
☐ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) are required for water right ownership changes; see Item 9 for the fee schedule.

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:

- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

- ☒ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. LIST WATER RIGHT NUMBER(S) 37-39A

- ☒ Attach a copy of the water right(s) as recorded, available at www.idwr.idaho.gov, *Water Right Transfers, Step 1*, or by contacting any Department office.

4. TOTAL AMOUNT OF WATER transferred is 0.56 cfs cubic feet per second and/or - acre-feet per annum.
 (diversion rate) (storage volume)

5. POINT OF DIVERSION – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

- ☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at www.idwr.idaho.gov, *Water Right Transfers, Online Resources*.

New?	Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Source	Local name or tag #
YES			SE	SE	5	~~02N~~ 01N	~~14E~~	CAMAS	SOLDIER CREEK	
									See email dated March 23, 2016	

6. GENERAL INFORMATION

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

• 1½ hp. Pump, rated @ 30 gal/min

• Approved Flow Meter, version 2.7 updated 10-8-15

- b. Who owns the property at the point(s) of diversion? THE FLORENCE FAMILY RANCH IRREVOCABLE TRUST
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

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

Yes No

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

If yes, describe:

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

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

7. MAP - ☒ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and ¼ ¼ of section information. The Map Tool, available at maps.idwr.idaho.gov/TransferApplicationLayouts/ provides a satisfactory template for creating the required map.

8. SIGNATURE - The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

Patrick J. Florence, TRUSTEE
Signature of applicant or authorized agent

PATRICK FLORENCE, TRUSTEE 03-04-16
Print name and title if applicable Date

Signature of applicant or authorized agent

Print name and title if applicable

Date

9. FEE - ☒ The application filing fee provided in Section 42-221, Idaho Code, must be submitted with the application for transfer. The Application fee is based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The Fee Schedule is available at www.idwr.idaho.gov, Water Right Transfers, Step 4 and in the Application for Transfer Instructions.

Pa. Check # 3649 \$500.00 03/03/16

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments. Received by D JONES Date 3/4/16

Fee paid \$525.00 Date 3/4/16 Received by P. SKINNER Receipt # 5035313
5035314

Preliminary review by _____ Date _____ Active in the Water Supply Bank? Yes ☐ No ☐

W-9 received? Yes ☐ No ☐ Name on W-9 _____ W-9 forwarded to fiscal? Yes ☐ No ☐

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

— Move Point of Diversion

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

3/13/2015

WATER RIGHT NO. 37-39A

Owner Type	Name and Address
Current Owner	MARY ALICE FLORENCE
Current Owner	OTTO FLORENCE JR
	PO BOX EE
	TWIN FALLS, ID 83303

Pump 1 1/2 HP
Rated @ 30 gal min
sprinkler heads 8 ea @ 3 gpm = 24 gpm

Priority Date: 08/04/1884

Basis: Decreed

Status: Active

Source	Tributary
SOLDIER CREEK	CAMAS CREEK

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/15	10/31	0.56 CFS	
Total Diversion			0.56 CFS	

Location of Point(s) of Diversion:

SOLDIER CREEK	SESESE	Sec. 32	Township 02N	Range 14E	CAMAS County
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Place(s) of use:

Place of Use Legal Description: IRRIGATION CAMAS County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
01N	14E	4		SWSW	26		SESW	1.5						
		5		SESE	0.5									

Total Acres: 28

Conditions of Approval:

1.	C18	This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2.	C05	Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Dates:

Licensed Date:

Decreed Date: 09/24/2010

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: AND

Water District Number: 37C

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

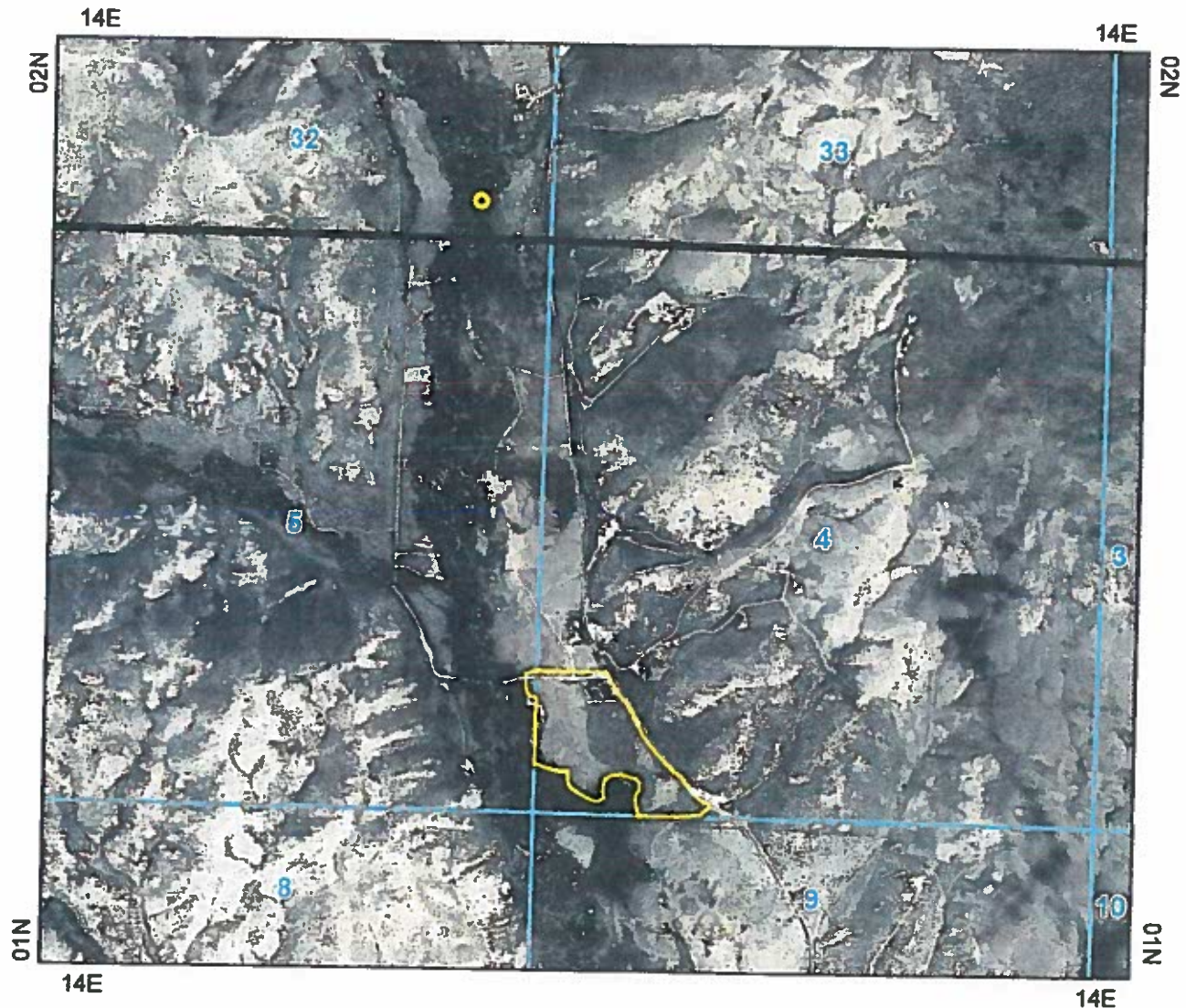
Close

State of Idaho
Department of Water Resources

Water Right 37-39A

IRRIGATION

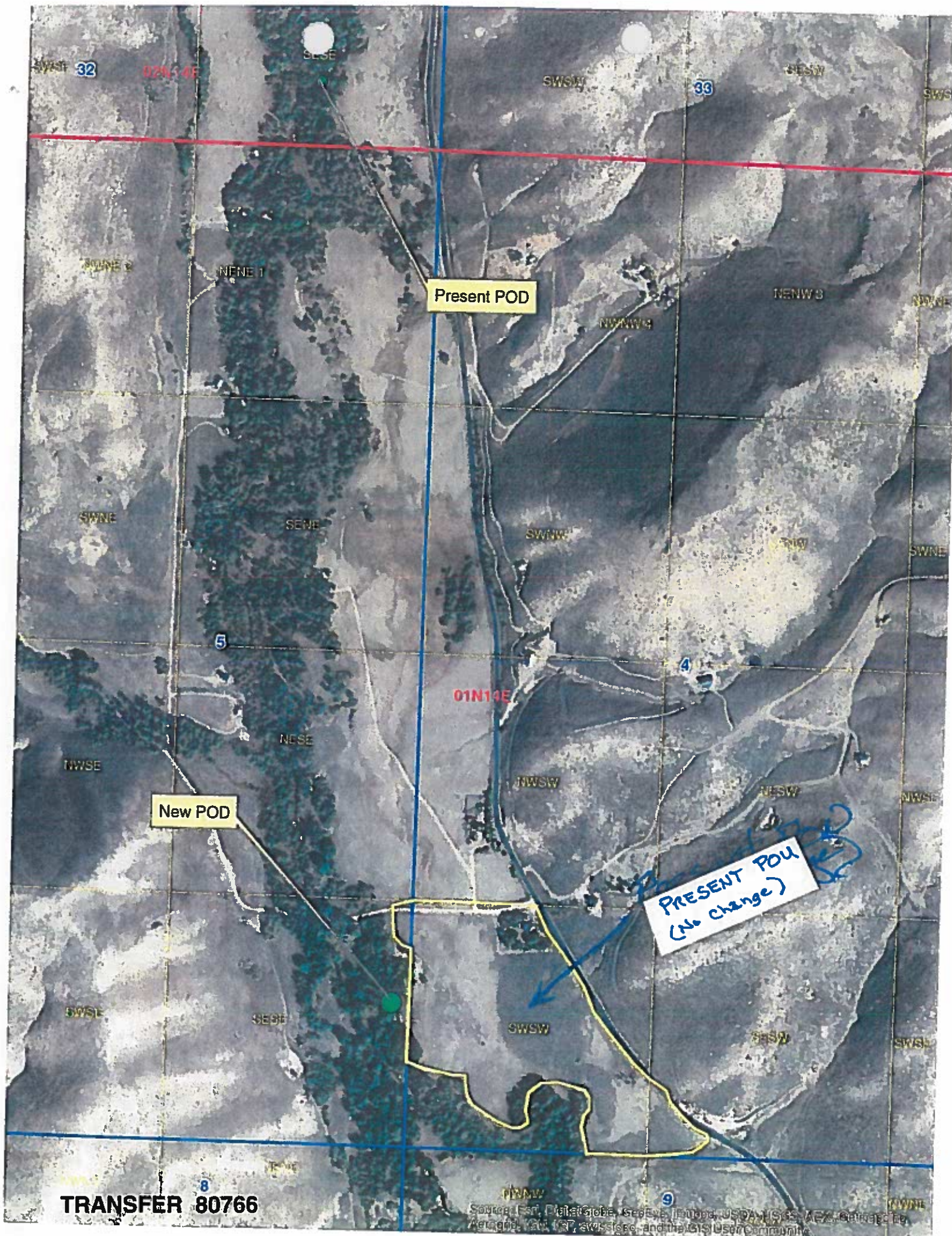
The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be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



0 0.2 0.4 0.8 Miles

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





GRANT DEED

THIS INDENTURE, made this 2nd day of March, 2016, by and between OTTO S. FLORENCE FAMILY LIMITED PARTNERSHIP, as Grantor, and Patrick Florence, Trustee of THE FLORENCE FAMILY RANCH IRREVOCABLE TRUST dated July 26, 2007, Grantee, whose address is 375 Aspenwood Drive, Twin Falls, Idaho 83301.

WITNESSETH:

The Grantor for good and valuable consideration does by these presents, grant, bargain, sell and convey unto the Grantee the following described real property, to-wit:

Parcel 1

All of that real property situated in the County of Camas, State of Idaho, described as follows:

Being a parcel of land in the E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ of section 5, Twp. 1N. Rge. 14 E.B.M.

Beginning at the north-west corner of the E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, thence running south approximately 200 ft., thence due east approximately 254 ft., to the west bank of Soldier Creek, thence in a northerly direction along the west bank of Soldier Creek, approximately 205 ft. to the north line of the E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, thence west approximately 200 ft. along the north line of the E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ to the point of beginning, Containing 1 acre more or less.

Being a parcel of land in the E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ of section 5, Twp. 1N. Rge. 14 E.B.M. and replacing former Tax Lot #1159.

Beginning at the north-west corner of the E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, thence running south approximately-200 ft., thence due east approximately 254 ft., to the west bank of Soldier Creek, thence in a northerly direction along the west bank of Soldier Creek, approximately 205 ft. to the north line of the S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$ thence following this line east a distance of 30 ft., thence south approximately 226 ft.,

thence east and a little south 200 ft., thence north approximately 265 ft. to a point on the north line of the S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, thence east following this line a distance of 185 Ft. to the north-east corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ thence south, following the east line of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ a distance of 1320 ft to the south-east corner of the SE $\frac{1}{4}$ SE $\frac{1}{4}$, thence west, following the south line of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ a distance of 660 ft. to the south-west corner of the E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, thence north, following the west line of the S $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$, a distance of 1320 ft. to the POINT OF BEGINNING, containing 17.0 acres more or less.

Parcel 2

All of that real property situated in the County of Camas, State of Idaho, described as follows:

The South Half of the Southwest Quarter (S $\frac{1}{2}$ SW $\frac{1}{4}$) of Section Four (4), Township One (1) North, Range Fourteen (14) East of the Boise Meridian, together with all ditch and water rights belonging thereto, save and except a plot of approximately two (2) acres of the said East Half of the Southeast Quarter of the Southeast Quarter (E $\frac{1}{2}$ SE $\frac{1}{4}$ SE $\frac{1}{4}$) of Section Five more particularly described as follows:

EXCEPT: (tax parcel 1560)

A parcel of land located in the Southwest $\frac{1}{4}$ of Section 4, Township 1 North, Range 14 East of the Boise Meridian, Camas County, Idaho, more particularly described as follows:

Commencing at a 5/8" rebar by P.L.S. 792 marking the Southwest corner of the Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ so said Section 4;

THENCE South 89°24'36" East 487.17 feet along the Southerly boundary of the Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ said Section 4 to a 5/8 rebar by P.L.S. 792, said point being the REAL POINT OF BEGINNING;

THENCE continuing South 89°24'36" East 20.96 feet to a 1/2" rebar by P.L.S. 792;

THENCE leaving said Southerly boundary South 10°52'47" East 209.47 feet to a 1/2" rebar by P.L.S. 792;

THENCE South 85°55'19" West 22.17 feet to a 5/8" rebar by P.L.S. 792;

THENCE North 10°28'51" West 211.02 feet to the REAL POINT OF BEGINNING.

EXCEPT: (tax parcel 1666)

A parcel of land located in the S½SW¼, Section 4, Township 1 North, Range 14 East, Boise Meridian, Camas County, Idaho, more particularly described as follows:

Beginning at a 5/8" rebar by P.L.S. 1000, marking the Southeast corner of said S½SW¼ a.k.a. the South one-quarter corner of said Section 4, which point is the REAL POINT OF BEGINNING:

Thence North 89°22'03" West 621.28 feet along the South boundary of said Section 4 to a 5/8" rebar by P.L.S. 792 on the centerline of Soldier Creek Road; Thence the following six courses and distances along said centerline of Soldier Creek Road to I.T.D. brass caps;

Thence 242.23 feet along a curve left with a radius of 716.20 feet, a central angle of 19°19'38" and a ling chord of 240.45 feet that bears North 54°08'17" West;

Thence North 63°48'06" West 180.88 feet;

Thence 260.67 feet along a curve right with a radius of 716.20 feet a central angle of 20°51'12" and a chord of 259.23 feet that bears North 53°22'30" West;

Thence North 42°56'54" West 307.96 feet;

Thence 293.15 feet along a curve right with a radius of 1718.87 feet a central angle of 9°46'18" and a chord of 292.79 feet that bears North 38°03'45" West;

Thence North 33°10'36" West 624.54 feet to a ½ inch rebar on the North boundary of said S½SW¼ Section 4;

Thence South 89°24'36" East 578.24 feet along said North boundary S2SW4 Section 4 to a 5/8 inch rebar by P.L.S. 1000 marking the Southwest one-sixteenth corner said Section 4;

Thence South 89°24'21" East 1326.96 feet along said North boundary S½SW¼ Section 4 to a 5/8 inch rebar by P.L.S. 1000 marking the center South one-sixteenth corner a.k.a. Northeast corner of said S½SW¼ Section 4;

Thence South 0°34'31" East 1341.26 feet along the East boundary of Said S½SW¼ Section 4 to the POINT OF BEGINNING.

EXCEPTING THEREFROM an easement of 25 feet for the Easterly one-half of Soldier Creek Road along the Southwesterly side of said parcel.

EXCEPT: (tax parcel 1576)

Township 1 North, Range 14 East, Boise Meridian, in Camas County, Idaho

Section 4: A parcel of land located in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, described as follows:

Commencing at the South quarter corner of Section 4;
Thence S89°14' West, 1,962.1 feet along the South boundary of Section 4;
Thence N 0°46' West 1337.9 feet to THE TRUE POINT OF BEGINNING;
Thence S 89°14' West, 194.00 feet along the North boundary of the SW $\frac{1}{4}$ SW $\frac{1}{4}$;
Thence S 0°46' East, 187.00 feet;
Thence N 89°14' East, 317.03 feet;
Thence N 34°07' West, 223.94 feet along the Westerly Right-of Way of Soldier
Creek Road, to the TRUE POINT OF BEGINNING.
containing 1.097 acres more or less

Subject to all covenants, conditions, restrictions, exceptions, reservations,
easements, and other limitations of record

Together with improvements located thereon and together with the water and
water rights appurtenant thereto

IN WITNESS WHEREOF, the Grantor has caused these presents to be executed
by it the day and year first above written.

OTTO S. FLORENCE FAMILY LIMITED
PARTNERSHIP

By 

OTTO S. FLORENCE, General Partner

By 

MARY ALICE FLORENCE, General Partner

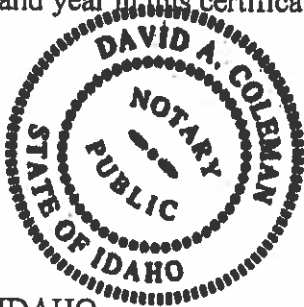
STATE OF IDAHO

County of Twin Falls

)
) ss.
)

On this 2nd day of March, 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared OTTO S. FLORENCE, known or identified to me to be a general partner in the partnership of OTTO S. FLORENCE FAMILY LIMITED PARTNERSHIP, who subscribed said partnership name to the foregoing instrument, and acknowledged to me that he executed the same in said partnership name.

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



David A. Coleman
NOTARY PUBLIC
Residing at Twin Falls, Idaho
My Commission Expires 4-17-2016

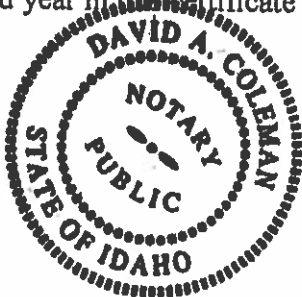
STATE OF IDAHO

County of Twin Falls

)
) ss.
)

On this 2nd day of March, 2016, before me, the undersigned, a Notary Public in and for said County and State, personally appeared MARY ALICE FLORENCE, known or identified to me to be a general partner in the partnership of OTTO S. FLORENCE FAMILY LIMITED PARTNERSHIP, who subscribed said partnership name to the foregoing instrument, and acknowledged to me that she executed the same in said partnership name.

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



David A. Coleman
NOTARY PUBLIC
Residing at Twin Falls, Idaho
My Commission Expires 4-17-2016



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

December 30, 2016

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

RE: Transfer No. 80766
Water Right No(s). 37-39A

Dear Rusty:

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

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

IDWR's regional offices can finish reviewing an untested 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

December 29, 2016

THE FLORENCE FAMILY RANCH IRREVOCABLE TRUST
PO BOX EE
TWIN FALLS, ID 83303

RE: Transfer No. 80766
Water Right No(s). 37-39A

Dear Applicant(s):

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

A legal notice of the application has been prepared and is scheduled for publication in the **CAMAS COURIER on 1/4/2017 and 1/11/2017**. 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 **January 23, 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

Maline, Denise

From: Maline, Denise
Sent: Thursday, December 29, 2016 12:58 PM
To: Camas Courier
Subject: LEGAL NOTICE
Attachments: Camas Courier Cover Letter.docx; Camas Courier Ad.doc

Attached please find (1) legal notice being submitted for publication on January 4th & 11th, 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

December 29, 2016

LEGAL NOTICE DEPARTMENT
CAMAS COURIER
PO BOX 339
FAIRFIELD, ID 83327

RE: Transfer No. 80766
Water Right No(s): 37-39A

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 January 23, 2017. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 80766**

THE FLORENCE FAMILY RANCH IRREVOCABLE TRUST, PO BOX EE, TWIN FALLS, ID 83303; has filed Application No. 80766 for changes to the following water rights within CAMAS County(s): Right No(s). 37-39A; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes to change the point of diversion for an irrigation system downstream in Soldier Creek approximately 0.95 miles, with a diversion rate of 0.56 cfs and on a property located approximately 6.78 miles north and 0.65 miles west of the center of Fairfield.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 Addison Ave W Ste 500, Twin Falls ID 83301 together with a protest fee of \$25.00 for each application on or before **January 23, 2017**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on January 4th & 11th, 2017

MEMORANDUM

Date: December 19, 2016
To: Transfer 80766 File
From: C. Barnes
Re: Sufficiency of Information Submitted

Application proposes to change the point of diversion for an irrigation system downstream in Soldier Creek approximately 0.95 miles, with a diversion rate of 0.56 cfs and on a property located approximately 6.78 miles north and 0.65 miles west of the center of Fairfield. Special care was taken to solicit comment letters from other water right holders that share the current POD.

- **Authority to File:** The signatory (Patrick Florence) is listed in the included Grant Deed as a Trustee of The Florence Family Ranch Irrevocable Trust. Currently Otto and Mary Florence are listed on the water right, but an ownership change has been filed.
- **Water Right Validity:** IDWR records indicate that the right is valid and has a priority date of August 4, 1884.
- **Injury to Other Water Rights:** None anticipated.
- **Enlargement of Use:** None anticipated.
- **Local Public Interest:** No local public interest issues are anticipated.
- **Beneficial Use/Conservation of Water Resources:** Aerial photography indicates that the POU is likely to have been irrigated in recent years
- **Effect on the Economy of the Local Area:**
No negative effects to the local economy are anticipated as a result of this transfer.
- **Effect on Agricultural Base of the Local Economy:**
No negative effects to the agriculture base of the local economy are anticipated as a result of this transfer.

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

MEMORANDUM

Date: December 19, 2016

To: Transfer 80766 file

From: Clinton Barnes

Re: Fee Memo

The fee for this transfer is \$500 based on a flow rate of 0.56 cfs. In addition there is an ownership change fee of \$25, bringing the total fee to \$525. Two checks were provided and they were receipted on receipts S035313 and S035314.

RECEIVED

DEC 12 2016

DEPT OF WATER RESOURCES
SOUTHERN REGION

Re: Transfer 37-39A

The Florence Family Ranch Irrevocable Trust

Change Diversion Point

12DEC2016

Clinton Barnes, Idaho Department of Water Resources , Water Resource Agent – Southern Region

As you requested I have attached letters from the adjacent water users that use the common Point of Diversion. I request that the IDWR proceed with our request for a change in the OPD.

Regards,



Patrick Florence

Box EE, Twin Falls, Idaho 83303

Florencepatrick@hotmail.com Telephone: 208-358-0980 (cell)

Idaho Department of Water Resources
To whom it may concern:

Patrick Florence has informed us
that he is assisting his father,
Otto Florence & the Florence Family
Ranch in their request for a
change in P.O.D. (point of diversion).

Our property adjoins "the ranch". We
do not plan to protest this request.

6/4/16 Janet Dennis

RECEIVED

DEC 12 2016

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Idaho Department of Water Resources
To whom it may concern:

Patrick Florence has informed us that he is assisting his father, Otto Florence & the Florence family Ranch in their request for a change in P.O.D. (point of diversion).

Our property adjoins "the ranch". We do not plan to protest this request.

10-9-16 Date

Jerry Stueckland

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DEC 12 2016

DEPT OF WATER RESOURCES
SOUTHERN REGION

Barnes, Clinton

From: Patrick Florence [florencepatrick@hotmail.com]
Sent: Wednesday, March 23, 2016 4:08 PM
To: Barnes, Clinton
Subject: Re: POD Transfer

23MAR16
Clinton

Yes, I believe you are correct, 01N. Thank you for discovering this discrepancy.

I appreciate your attention to this issue.

Sincerely,
Patrick Florence

From: Barnes, Clinton <Clinton.Barnes@idwr.idaho.gov>
Sent: Wednesday, March 23, 2016 3:42 PM
To: florencepatrick@hotmail.com
Subject: POD Transfer

Mr. Florence,

I am the agent who has been staffed with your POD transfer for The Florence Family Ranch Irrevocable Trust. I am looking for clarification.

On p.1, item 5, the application asks for a description of the point of diversion to be included on the water right after the proposed change. As it currently reads the POD would sit in the SESE QQ of Section 5 in 02N 14E. According to the map that was provided I believe that the correct description should read the SESE QQ of Section 5 in **01N** 14E.

Please reply back to this email affirming that this correction is consistent with the intent of the transfer.

Thank you,

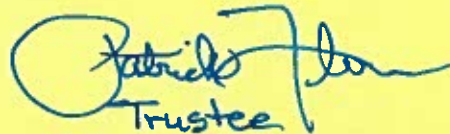
Clinton Barnes

Water Resource Agent - Well Drilling
Idaho Department of Water Resources
Southern Region

Please note: 03/04/16

This property deed was incorrectly recorded (11-19-07), this error was discovered when the request for a change of P.O.D was contemplated. On 02MAR16 this error was corrected and the GRANT DEED, attached, was recorded.

Thank you for your assistance in this matter.


Trustee

The Florence Family Ranch
Irrevocable Trust

MEMORANDUM

To File: Florence transfer on 37-39A

Date: 3/4/16

From: Douglas Jones

RE: Fee Memo

The fee for this transfer is \$500 based on a flow rate of 0.56 cfs. In addition there is an owner change fee of \$25, bringing the total fee to \$525. Two checks were provided and they are receipted on #S035313 and S035314.