

Barg, Jonie

From: Barg, Jonie
Sent: Tuesday, April 14, 2015 8:26 AM
To: Carlos, Rhea
Subject: Refund Request
Attachments: E040862

Rhea,

Good morning!!

I have a refund request as follows:

Receipt number: E040862
Amount: \$500.00
Payable to: ScottCo LLC
PO Box 188
Hamer ID 83425

Reason: Total filing fee received for an Application for Transfer of a Water Right was \$500.00, the applicant has decided to withdraw the transfer. Therefore a full refund is required.

Let me know if you need additional information.

Thank you so much for your time. Let me know if you have any questions.

Have a great day!!!

Jonie Barg

Jonie Barg
Technical Records Specialist
Idaho Department of Water Resources
900 N Skyline Ste A
Idaho Falls ID 83402
phone: (208) 525-7161
fax: (208) 525-7177
email: jonie.barg@idwr.idaho.gov

Torres, Allison

From: Scott Clawson [scottclawson56@gmail.com]
Sent: Friday, April 10, 2015 8:47 AM
To: Torres, Allison
Subject: RE: Recent Transfer Application

Hi Alli,

Sound great to me. Let just do the refund. By the way, I enjoyed the journey last week. Thanks, Scott

From: Torres, Allison [<mailto:Allison.Torres@idwr.idaho.gov>]
Sent: 4/10/15 8:36 AM
To: sclawson@larsenfarms.com
Subject: Recent Transfer Application

Hi Scott,

It looks like you don't have to do the transfer you submitted the other day because the acres are being moved within the same quarter-quarters. I could just change the shape in our system, but Michael says I don't even have to do that. All you need to know is that you're short 35 acres on a 125 acre pivot, so if you're doing a supply bank lease-rental deal you just need to make up those 35 acres. If you eventually come up with a permanent solution (like transferring the 35 acres from elsewhere on the farm) we will create a combined place of use with the existing two water rights and change the shape at that point. I'm guessing this is what Blake was thinking last week, but there seems to be an ongoing communication disconnect within the office, so I'm sorry for the confusion. If this is acceptable to you, then I will make sure you get a refund for the application fee. Let me know.

Thanks!

Allison Torres
Water Resource Agent
Idaho Department of Water Resources
(208) 525-7161

WRs 31-7171 & 31-11342

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

MINIMUM REQUIREMENTS CHECKLIST

TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

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

Name of Applicant(s) BLF Land LLC

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

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

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

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

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 06 2015

Department of Water Resources
Eastern Region

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

Name of Applicant(s) BLF Land LLC Phone 208-662-5501

Mailing address P.O. Box 188 Hamer, Idaho 83425 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.

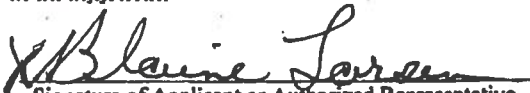
☐ No Representative

Name of Representative _____ Phone _____

Mailing address _____ Email _____

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

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


Signature of Applicant or Authorized Representative

BLAINE LARSEN, OWNER

Print Name and Title if applicable

4/6/15

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**.
Move place of use for water rights 31-7171 and 31-11342 from non-irrigated acres (unused end-gun area) to area in center of pivot that is not currently covered by a water right.

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 ☒ ☐	31-7171	1.6	irrigation	4/01 to 11/01	ground water
☒ ☐	31-11342	0.18	irrigation	4/01 to 10/31	ground water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 1.6 cfs and/or 315 acre-feet.

2. Total amount of water proposed to be transferred or changed 1.6 cubic feet per second and/or 315 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	
07N	37E	12					22.5	22.5	22.5	22.5									90
Total Acres (for irrigation use)																			90

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:

pump to pivot irrigation system.

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

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

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

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

- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank? If yes, ☐ complete Attachment WSB.
- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
It will be dry.

- 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:

- 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:

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

4/1/2015

WATER RIGHT NO. 31-11342

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BLF LAND LLC PO BOX 188 HAMER, ID 83425-0188 208-662-5501
Original Owner	GRANT SAUREY 2246 W 4000 N REXBURG, ID 83440 (208)356-6340

Priority Date: 04/01/1980

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	10/31	0.18 CFS	35 AFA
Total Diversion			0.18 CFS	

Location of Point(s) of Diversion:

GROUND WATER|SENWNW|Sec. 12|Township 07N|Range 37E|JEFFERSON County

IRRIGATION Use:

Acre Limit: 10

Place(s) of use:

Place of Use Legal Description: IRRIGATION JEFFERSON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
07N	37E	12		NENW	22.4		NWNW	22.1		SWNW	21.7		SEnw	23.8

Total Acres: 90

Conditions of Approval:

1. K09 This right is for an enlargement of 10.0 acres within the place of use described for this right. Rights 31-7171 and 31-11342 when combined shall not exceed a total diversion rate of 1.6 cfs,
2. X35 a total annual maximum diversion volume of 315.0 af at the field headgate, and the irrigation of 90.0 acres.
3. K02 This right is based upon an enlargement of Right 31-7171 pursuant to Section 42-1426, Idaho Code.
4. C11 This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
5. F06 The following rights are diverted through point(s) of diversion described above: 31-7171, 31-11342 .
6. 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.

Dates:

Licensed Date:

Decreed Date: 02/22/2002

Enlargement Use Priority Date:

Enlargement Statute Priority Date: 4/12/1994

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

4/1/2015

WATER RIGHT NO. 31-7171

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BLF LAND LLC PO BOX 188 HAMER, ID 83425-0188 208-662-5501
Original Owner	GRANT SAUREY 2246 W 4000 N REXBURG, ID 83440 (208)356-6340

Priority Date: 12/01/1975

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	11/01	1.6 CFS	280 AFA
Total Diversion			1.6 CFS	

Location of Point(s) of Diversion:

GROUND WATER|SENWNW|Sec. 12|Township 07N|Range 37E|JEFFERSON County

IRRIGATION Use:

Acre Limit: 80

Place(s) of use:

Place of Use Legal Description: IRRIGATION JEFFERSON County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
07N	37E	12		NENW	22.4		NWNW	22.1		SWNW	21.7		SENW	23.8

Total Acres: 90

Conditions of Approval:

1. X27 This right is limited to the irrigation of 80.0 acres within the authorized place of use in a single irrigation season.
2. X35 Rights 31-7171 and 31-11342 when combined shall not exceed a total diversion rate of 1.6 cfs, a total annual maximum diversion volume of 315.0 af at the field headgate, and the irrigation of 90.0 acres.
3. K01 Right 31-11342 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
4. F06 The following rights are diverted through point(s) of diversion described above: 31-7171, 31-11342 .
5. 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.

Dates:

Licensed Date:

Decreed Date: 02/22/2002

Permit Proof Due Date: 1/1/1981

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

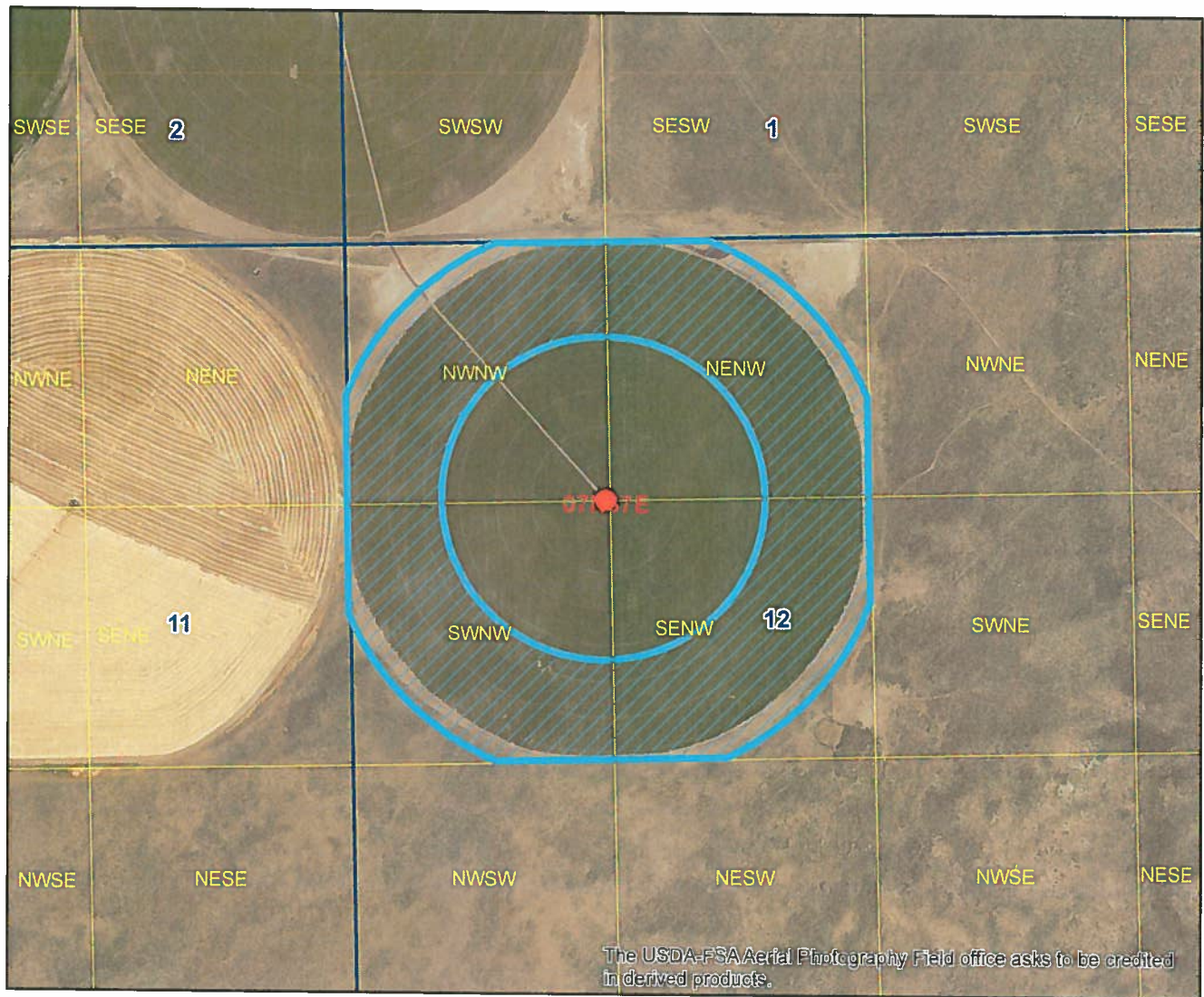
Protest Deadline Date:

Number of Protests: 0

Other Information:

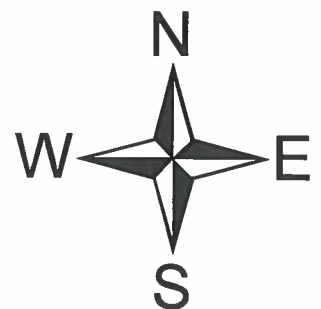
No. W 17117	Due no later than Nov 30, 2014 Annual Report Form		2. Registered Agent and Address (NO PO BOX)														
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE	1. Mailing Address: Correct in this box if needed. BLF LAND, LLC MANDY JEPPESEN PO BOX 188 HAMER ID 83425		SCOTT GEHMLICH 2379 E 2300 N HAMER 83425														
			3. <u>New</u> Registered Agent Signature:*														
4. Limited Liability Companies: Enter Names and Addresses of at least one Member or Manager. <table border="1"> <thead> <tr> <th>Office Held</th> <th>Name</th> <th>Street or PO Address</th> <th>City</th> <th>State</th> <th>Country</th> <th>Postal Code</th> </tr> </thead> <tbody> <tr> <td>MANAGER</td> <td>BLAINE LARSEN</td> <td>PO BOX 188</td> <td>IDAHO FALLS</td> <td>ID</td> <td></td> <td>83404</td> </tr> </tbody> </table>				Office Held	Name	Street or PO Address	City	State	Country	Postal Code	MANAGER	BLAINE LARSEN	PO BOX 188	IDAHO FALLS	ID		83404
Office Held	Name	Street or PO Address	City	State	Country	Postal Code											
MANAGER	BLAINE LARSEN	PO BOX 188	IDAHO FALLS	ID		83404											
5. Organized Under the Laws of: ID W 17117	6. Annual Report must be signed.* Signature: Mandy Jeppesen Name (type or print): Mandy Jeppesen Date: 10/06/2014 Title: Analyst																
Processed 10/06/2014	* Electronically provided signatures are accepted as original signatures.																

Current Place of Use

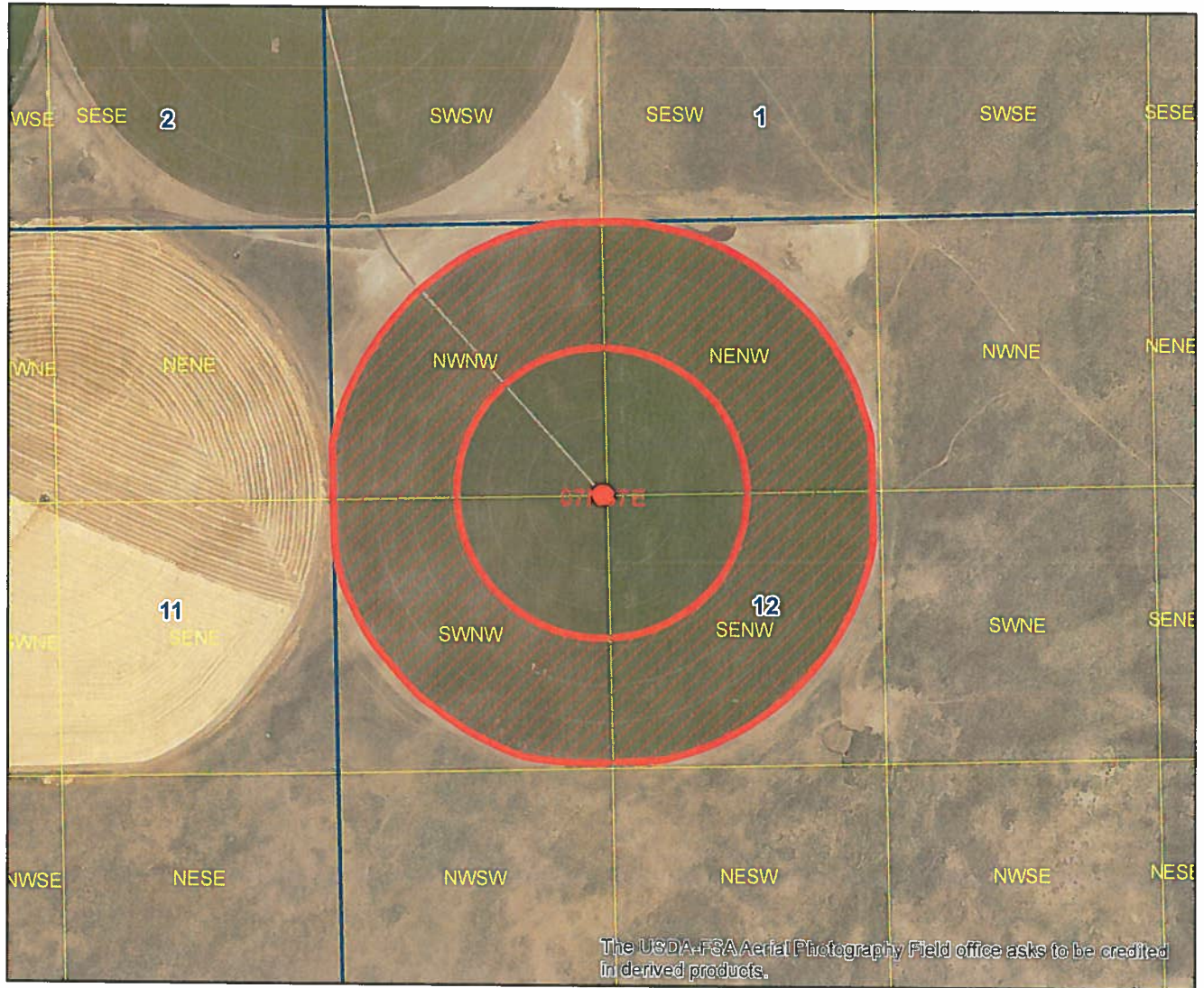


Legend

-  WRs 31-7171 & 31-11342 Place of Use
-  Point of Diversion
-  Township/Range
-  Sections
-  QQ



Proposed Place of Use



Legend

-  WRs 31-7171 & 31-11342 Place of Use
-  Point of Diversion
-  Township/Range
-  Sections
-  QQ

