

RECEIVED

DEC 02 2014

DEPT OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 79235

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) Lynn CampionCheck 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: Water rights split analysis

AMENDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
DEC 02 2014
DEPT OF WATER RESOURCES
SOUTHERN REGION

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

Name of Applicant(s) Lynn Campion Phone 208-788-4953
Mailing address PO Box 3710, Hailey, ID 83333 Email lcampwaddell@me.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**.
- ☐ 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 SPF Water Engineering, LLC Phone 208-383-4140
Mailing address 300 E. Mallard Dr., Ste. 350, Boise, ID 83706 Email cpetrich@spfwater.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.

Lynn Campion
Signature of Applicant or Authorized Representative

Lynn Campion
Print Name and Title if applicable

Nov 20 2014
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 clarify surface water pou in the NESE
- 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**.
(1) Clarify surface water POU in the NESE, (2) gain authorization for development of 2 shallow wells that will have a direct hydraulic connection to the Big Wood River to replace water previously delivered via Purdum Slough, and (3) split water rights according to applicant's ownership and/or controlling ownership.

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 ☐ ☒	37-577CA	0.243 cfs	Irrigation	4/15 to 10/31	Ground Water, Big Wood R./Malad R.
☐ ☒	37-659A	0.505 cfs	Irrigation	4/15 to 10/31	"
☐ ☒	37-7017	0.55/95.9	Irrigation	4/1 to 11/1	Ground Water
☒ ☐	37-8485	0.09/10.5	Irrigation	4/15 to 10/15	Ground Water
☐ ☐		0.02/0.6	Domestic	1/1 to 12/31	Gound Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 1.408 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 1.408 cubic feet per second and/or _____ acre-feet per annum.

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 #
Y			NE	SW	29	3N	18E	Blaine	Ground Water	Shallow Well
Y			SE	SW	29	3N	18E	Blaine	Ground Water	Shallow Well
N		SE	NE	SW	29	3N	18E	Blaine	Big Wood River	Purdum Slough POD
N		NE	SE	SW	20	3N	18E	Blaine	Big Wood River	River POD
N		SE	SE	SW	29	3N	18E	Blaine	Ground Water	37-7017, 37-8485

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	
3N	18E	29									10			27.4					37.4
Total Acres (for irrigation use)																			37.4

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:
Existing surface water and ground water systems with the addition of 2 proposed shallow wells. Measuring devices and lockable controlling works will be installed upon Department's request and standards.
- b. Who owns the property at the point(s) of diversion? Applicant, Campion Ashley Christina Trustee, Campion Berit Katrina Trustee
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. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
The amount of authorized surface water irrigation in the NESE will not change.
- e. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:
None
- f. 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:

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

Current Water Right No.: 37-577ca

Current Owner: LYNN H CAMPION

Priority Date: 3/24/1883

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

0.26 CFS

Annual Volume

Total Diversion

0.26 CFS

Location of Point(s) of Diversion

BIG WOOD RIVER

NE1/4SE1/4SW1/4

Sec. 20, Twp 03N, Rge 18E B.M.

BLAINE County

BIG WOOD RIVER

SE1/4NE1/4SW1/4

Sec. 29, Twp 03N, Rge 18E B.M.

BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T03N R18E S29

NESW

10.00

T03N R18E S29

SESW

30.00

Total Acres: 40

Conditions of Approval:

1. The appropriator is entitled to the quantity of water described above at the point of diversion from the Purdum Slough in Twp 03N, Rge 18E, Sec 29, SENESW.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
3. T05 The use of water on the lands to which the above referenced water rights were appurtenant is hereby abandoned and failure to put the water to beneficial use within five (5) years of the date of the approval of Transfer No. 3574 on the new land identified under item B.5 shall constitute loss or forfeiture of the water rights.
4. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 37, Big Wood River.
5. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

Page _____ of _____

Decreed Date: 1/29/2010

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

Current Water Right No.: 37-659a

Current Owner: LYNN H CAMPION

Priority Date: 7/15/1889

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

0.54 CFS

Annual Volume

Total Diversion

0.54 CFS

Location of Point(s) of Diversion

BIG WOOD RIVER

BLAINE County

NE1/4SE1/4SW1/4

Sec. 20, Twp 03N, Rge 18E B.M.

BIG WOOD RIVER

BLAINE County

SE1/4NE1/4SW1/4

Sec. 29, Twp 03N, Rge 18E B.M.

Place of Use

IRRIGATION Within BLAINE County

T03N R18E S29

NESW

10.00

T03N R18E S29

SESW

30.00

Total Acres: 40

Conditions of Approval:

1. T05 The use of water on the lands to which the above referenced water rights were appurtenant is hereby abandoned and failure to put the water to beneficial use within five (5) years of the date of the approval of Transfer No. 3574 on the new land identified under item B.5 shall constitute loss or forfeiture of the water rights.
2. J01 Property is also known as Lot 1, Blk 2, Zinc Spur Ranch Subdivision #4.
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.
4. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 37, Big Wood River.
5. The appropriator is entitled to the quantity of water described above at the point of diversion from the Purdum Slough in Twp 03N, Rge 18E, Sec 29, SENESW.
6. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

Page _____ of _____

Decreed Date: 1/29/2010

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

Current Water Right No.: 37-7017

Current Owner: LYNN H CAMPION

Priority Date: 10/31/1989

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	04/01 to 11/01	0.6 CFS	105 AF
	<u>Total Diversion</u>	0.6 CFS	105 AF

Location of Point(s) of Diversion

GROUND WATER SE1/4SE1/4SW1/4 Sec. 29, Twp 03N, Rge 18E B.M.
BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T03N R18E S29 SESW 30.00

Total Acres: 30

Conditions of Approval:

- | | | |
|----|-----|---|
| 1. | T03 | The priority date of this right is set to the date of approval of Transfer No. 3562 and shall be junior to all existing water rights in use at the time of said approval. |
| 2. | E62 | This right when combined with all other rights shall provide no more than .02 cfs per acre no more than 3.0 afa per acre for the lands below. |
| 3. | A03 | The use of water on the lands to which the above referenced water right was appurtenant is hereby abandoned and failure to put the water to beneficial use within five (5) years of the date of the approval of Transfer No. 3562 on the new land identified under Item B.5 shall constitute loss or forfeiture of the water right. |
| 4. | J01 | Property is also known as Lot 1, Blk 2, Zinc Spur Ranch Subdivision #4 and Lot 3, Shady Nook Subdivision. |
| 5. | R01 | A measuring device of a type approved by this Department shall be maintained as a part of the diverting works. |
| 6. | 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: 1/28/2010

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

Current Water Right No.: 37-8485

Current Owner: THOMAS B CAMPION
LYNN H CAMPION

Priority Date: 1/23/1989

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	0.02 CFS	0.6 AF
IRRIGATION	4/15 to 10/15	0.09 CFS	10.5 AF
	<u>Total Diversion</u>	0.11 CFS	11.1 AF

Location of Point(s) of Diversion

GROUND WATER
BLAINE County

SE1/4SW1/4 Sec. 29, Twp 03N, Rge 18E B.M.

Place of Use

IRRIGATION Within BLAINE County

T03N R18E S29 SESW 3.00

Total Acres: 3

Place of Use: DOMESTIC same as IRRIGATION

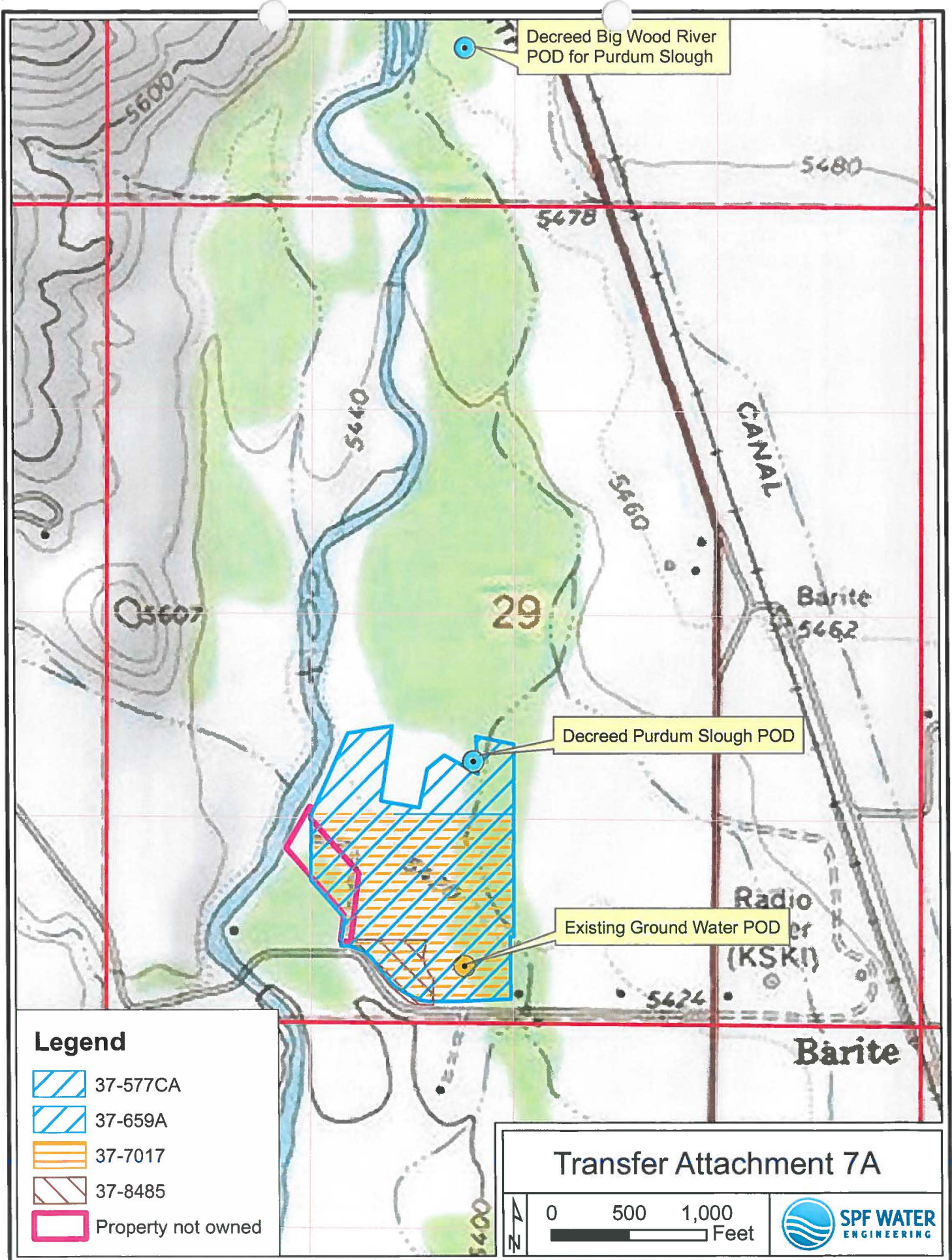
Conditions of Approval:

1. Domestic use does not include lawn, garden, landscape, or other types of irrigation.
Domestic use is for 1 home.
2. 041 Irrigation use under this right is authorized only in connection with a domestic use.
3. R50 This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.

Licensed Date: 12/8/1994

Total Acres (for irrigation use)	37.4
----------------------------------	------

Total Acres (for irrigation use)	27.4
----------------------------------	------



TRANSFER 79235

T3N R18E

Proposed Shallow Wells

Decreed Purdum Slough POD

Existing Ground Water POD

Legend

-  Proposed SW Rights POU
-  37-7017 POU
-  37-8485 POU (no change)

Transfer Attachment 7B



0 250 500
Feet



TRANSFER 79235

APR 04 2014DEPT. OF WATER RESOURCES
SOUTHERN REGION

Narrative and Supplemental Information
Application for Transfer of Water Rights 37-577CA and 37-659A
Prepared by SPF Water Engineering, LLC
March 28, 2014

Overview

The purpose of this transfer is to accomplish the following:

1. Add a well to serve as an alternate point of diversion (POD) for water rights 37-577CA and 37-569A. The current POD is located near the point at which water is diverted from the Big Wood River into the Purdum Slough. The proposed POD (well) would be located on the Campion property in close proximity to the Big Wood River. The purpose of moving the POD is that factors outside of the water right holder's control have prevented Purdum Slough from being used to divert (and re-divert) water to the Campion property.

IDWR rules require that a 50% of the water volume pumped from the well serving as a surface-water POD comes directly from the surface-water source within a 24-hour period. A stream depletion analysis for the proposed POD is provided below.

Aggregate diversions from the existing POD (should Purdum Slough ever become serviceable again) and new POD cannot exceed the authorized maximum instantaneous diversion rate and volumes authorized under water rights 37-577CA and 37-569A.

2. Identify the portions of water rights 37-577CA and 37-659A that are appurtenant to Campion property (portions of these rights are appurtenant to a neighboring property).
3. Change the place of use (POU) listed under water rights 37-577CA and 37-569A that are appurtenant to the Campion property to include northern portion of Campion property and exclude portions of the Campion property east of Purdum Slough, i.e., the POU (once approved) will include the entire Campion property between Purdum Slough and the Big Wood River. This represents no change in the maximum number of acres that can be irrigated under these rights.
4. Changes the nature of use of 13 acres irrigated under water rights 37-577CA and 37-569A from irrigation to mitigation of junior-priority groundwater depletions under water rights 37-7017 and 37-8485. The underlying use – irrigation – does not change.

Stream Depletion Analysis

IDWR rules¹ provide that a surface-water POD can be transferred to a well near a hydraulically-connected surface-water source (i.e., Big Wood River) as long as 50% of the water volume pumped from the well in a 24-hour period comes directly from the river. A stream depletion analysis was performed to determine the maximum distance that a new well on the Campion property could be located from the Big Wood River and still meet this criterion. The stream-depletion analysis was conducted using a spreadsheet provided by IDWR² which uses the Glover and Ballmer (1954) method as described in Jenkins (1968).

Stream depletion is dependent on duration of pumping, aquifer transmissivity, specific yield, and distance between the Big Wood River and the proposed well. The pumping rate is 0.8 cfs³ (0.26 cfs under water right 37-577CA and 0.54 cfs under water right 37-659A), which is equivalent to 359 gpm. The assumed pumping duration is 24 hours (to calculate the amount of stream depletion within a 24-hour period).

A transmissivity value for this analysis was estimated based on aquifer-test values and aquifer materials. The 48-foot deep Sun Valley Well No. 6 located near the Big Wood River in Ketchum had a specific capacity of 500 gpm/foot at a pumping rate of 990 gpm (Scanlan, 1988), suggesting a transmissivity of 100,000 ft²/day. Further south in Bellevue, transmissivity of the water table aquifer is reported to range from 30,000 to 70,000 ft²/day (Brockway and Kahlown, 1994).

Two higher-production wells within or near the Campion property (the Waddell and Brennan wells the NWSE of Section 29 (see Attachment B) show 42 and 52 feet, respectively, of saturated boulders, gravel, sand, or gravel and clay layers. Alluvial gravel sediments could be expected to have hydraulic conductivity values ranging from approximately 143 ft/day to 1,431 ft/day (properties listed in the stream depletion worksheet), which, with an aquifer thickness of 50 feet, would yield transmissivity values of 7,150 ft²/day (53,000 gal/day/ft) to 71,500 ft²/day (535,000 gal/day/ft). Additional aquifer zones are likely present below those tapped by these wells.

Based on these data, a hydraulic conductivity value of 1,400 ft/day and an assumed aquifer thickness of 50 feet yield an aquifer transmissivity estimate of 70,000 ft²/day. This is less than the 100,000-ft²/day estimate for Sun Valley Well No. 6, at the high end of estimates in the general Bellevue area, and consistent with published values reported in the stream depletion worksheet.

Based on an assumed pumping rate of 0.8 cfs, hydraulic conductivity of 1,400 ft/day, and specific yield of 0.15, the minimum distance from the Big Wood River

¹ IDWR Transfer Memo No. 24, dated December 21, 2009.

² Mat Weaver (IDWR), created December 10, 2008, modified March 27, 2012.

³ Although included as a parameter in the stream-depletion analysis, pumping rate does not impact the stream-depletion percentages calculated for this analysis.

that a pumping well could be located on the Campion property resulting in a 50% stream-depletion volume in 24 hours is 370 feet. To account for method uncertainty, we recommend that the new point of diversion (i.e., well) under water rights 37-577CA and 37-569A must be located within 300 feet of the Big Wood River to meet the 24-hour stream-depletion criterion.

Calculation of Stream Depletion Rate & Volume		
User Defined Input Variables		
t =	1	duration of pumping (days)
K =	1,400.00	hydraulic conductivity (ft/day)
b =	50.00	saturated thickness (ft)
Sy =	0.15	specific yield in decimals (unitless)
a =	370.00	distance (ft)
Q =	0.80	pumping rate (ft ³ /s)
Calculated Input Variables		
T =	70,000	transmissivity (ft ² /day)
Sy/T =	0.00000214	component of sdf (unitless) for observation only
Q =	69120	pumping rate (ft ³ /day)
Qt =	69120	pumped volume (ft ³)
	1.59	pumped vol (ac-ft)
Table Values		
sdf =	0.2934	stream depletion factor (units of time)
t/sdf =	3.41	(unitless)
q/Q =	0.688	(unitless)
v/Qt =	0.502	(unitless)
Stream Depletion Rate		
q =	0.551	stream depletion rate (ft ³ /s)
% Total =	68.8	contribution of total flow rate from stream (%)
Stream Depletion Volume		
v =	34,702	vol. strm depletion (ft ³)
	0.7967	vol. strm depletion (ac-ft)
% Total =	50.2	contribution of total volume from stream (%)

Table 1. Stream depletion analysis.

that a pumping well could be located on the Campion property resulting in a 50% stream-depletion volume in 24 hours is 370 feet. To account for method uncertainty, we recommend that the new point of diversion (i.e., well) under water rights 37-577CA and 37-569A must be located within 300 feet of the Big Wood River to meet the 24-hour stream-depletion criterion.

Calculation of Stream Depletion Rate & Volume		
User Defined Input Variables		
t =	1	duration of pumping (days)
K =	1,400.00	hydraulic conductivity (ft/day)
b =	50.00	saturated thickness (ft)
Sy =	0.15	specific yield in decimals (unitless)
a =	370.00	distance (ft)
Q =	0.80	pumping rate (ft ³ /s)
Calculated Input Variables		
T =	70,000	transmissivity (ft ² /day)
Sy/T =	0.00000214	component of sdf (unitless) for observation only
Q =	69120	pumping rate (ft ³ /day)
Qt =	69120	pumped volume (ft ³)
	1.59	pumped vol (ac-ft)
Table Values		
sdf =	0.2934	stream depletion factor (units of time)
t/sdf =	3.41	(unitless)
q/Q =	0.688	(unitless)
v/Qt =	0.502	(unitless)
Stream Depletion Rate		
q =	0.551	stream depletion rate (ft ³ /s)
% Total =	68.8	contribution of total flow rate from stream (%)
Stream Depletion Volume		
v =	34,702	vol. strm depletion (ft ³)
	0.7967	vol. strm depletion (ac-ft)
% Total =	50.2	contribution of total volume from stream (%)

Table 1. Stream depletion analysis.

RECEIVED

DEC 02 2014

DEPT OF WATER RESOURCES
SOUTHERN REGION

November 19, 2014

Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705

Re: Application for Transfer of Water Rights No. 79235

To Whom It May Concern:

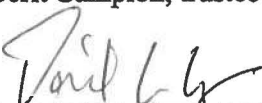
The Campion Daughters' Trust, U/T/A dated December 20, 2012 (the "Daughters' Trust") owns a portion of the place of use proposed on a transfer application in the name of Lynn Campion, a co-owner of such property. The trustees of the Daughters' Trust hereby approve the transfer application proposed by Lynn Campion. In addition, the trustees of the Daughters' Trust hereby appoint Lynn Campion as its agent with respect to the Application for Transfer of Water Rights No. 79235 (the "Application") and actions involving the property's ("Appurtenant Water Rights"), and hereby give her all rights and authority to represent the Daughters' Trust in all matters pertaining to the Application and Appurtenant Water Rights to approve and sign any documentation related thereto.

Pursuant to subsection U.1. of Article XIII of the Daughters' Trust (a copy of which is enclosed for your reference, along with the first page and signature pages of the agreement creating the Daughters' Trust), a decision made by a majority of the co-fiduciaries is allowed, thus the appointment as agent and delegation of authority to Lynn Campion with respect to the Application are valid with just two trustees' signatures.

Very truly yours,

Campion Daughters' Trust, U/T/A dated
December 20, 2012

By: 
Berit Campion, trustee

By: 
David C. Cooper, Vice President and
Senior Trust Officer for Washington
Trust Bank, trustee

TRANSFER 79235

Campion Daughters' Trust Agreement

This Agreement is made as of December 20, 2012, by and between Lynn Campion, of Hailey, Idaho, as Settlor, and Ashley Christina Campion, Berit Katrina Campion, and Washington Trust Bank, as trustees (the "trustee").

I, Lynn Campion, as Settlor, hereby transfer to the trustees the property described in the attached Schedule A, which shall constitute the initial principal of the "Campion Daughters' Trust" (hereinafter sometimes referred to as the "Daughters' Trust"). This Agreement and the trusts created hereunder shall become effective upon execution of this Agreement by me and any one of the trustees, as if each trustee that subsequently executes this Agreement signed at the same time as me.

U. *Multiple Fiduciaries.* If more than one person or entity is acting in the same fiduciary capacity with respect to a trust:

1. *Majority Vote to Govern.* A decision made by a majority of the co-fiduciaries who are qualified to vote on such decision shall control, without liability to any co-fiduciary who dissents in writing. For purposes of this paragraph, if only two (2) co-fiduciaries are qualified to vote on a decision, such decision shall control only if both fiduciaries vote in favor of the decision.

IN WITNESS WHEREOF, I have hereunto set my hand as of the date first set forth above.

Lynn Campion
Lynn Campion, Settlor

The undersigned hereby accept the trusteeship hereof and the property listed in the attached Schedule A and agree to hold and administer the trust property pursuant to the terms and provisions of this Agreement, all as of the date first set forth above.

Ashley Christina Campion, Trustee

Berit Katrina Campion, Trustee

Washington Trust Bank, Trustee

By: _____
Its: _____

IN WITNESS WHEREOF, I have hereunto set my hand as of the date first set forth above.

Lynn Campion, Settlor

The undersigned hereby accept the trusteeship hereof and the property listed in the attached Schedule A and agree to hold and administer the trust property pursuant to the terms and provisions of this Agreement, all as of the date first set forth above.

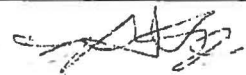


Ashley Christina Campion, Trustee

Berit Katrina Campion, Trustee

Washington Trust Bank, Trustee

By: _____
Its: _____



IN WITNESS WHEREOF, I have hereunto set my hand as of the date first set forth above.

Lynn Campion, Settlor

The undersigned hereby accept the trusteeship hereof and the property listed in the attached Schedule A and agree to hold and administer the trust property pursuant to the terms and provisions of this Agreement, all as of the date first set forth above.

Ashley Christina Campion, Trustee

Berit K. Campion

Berit Katrina Campion, Trustee

Washington Trust Bank, Trustee

By: _____
Its: _____

IN WITNESS WHEREOF, I have hereunto set my hand as of the date first set forth above.

Lynn Campion, Settlor

The undersigned hereby accept the trusteeship hereof and the property listed in the attached Schedule A and agree to hold and administer the trust property pursuant to the terms and provisions of this Agreement, all as of the date first set forth above.

Ashley Christina Campion, Trustee

Berit Katrina Campion, Trustee

Washington Trust Bank, Trustee

By: David C. Cooper
Its: Vice President & Senior Trust Officer

RECEIVED

OCT 24 2014

DEPT OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 79235

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) Lynn CampionCheck 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 #1-9.

- ☐ ☒ #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 on behalf of right holder. (See Part 1.)
- ☒ ☐ #2a Water Right ownership documentation if Deeds 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.
- ☒ ☐ #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 right 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 Other. Please describe: Water rights split analysis

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

Name of Applicant(s) Lynn Campion Phone 208-788-4953
Mailing address PO Box 3710, Hailey, ID 83333 Email lcampwaddell@me.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**.
- ☐ 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 SPF Water Engineering, LLC Phone 208-383-4140
Mailing address 300 E. Mallard Dr., Ste. 350, Boise, ID 83706 Email cpetrich@spfwater.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.

Lynn Campion
Signature of Applicant or Authorized Representative

Lynn Campion
Print Name and Title if applicable

Oct 17 2014
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 Change source
- 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**.
(1) consolidate irrigation POU to acres west of Purdom Slough, 2) gain authorization for development of 2 shallow wells that will have a direct hydraulic connection to the Big Wood River to replace water previously delivered via Purdom Slough and (2) split water rights according to portions owned and proposed for transfer.

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						
☐	☒	37-577CA	0.2431 cfs	Irrigation	4/15 to 10/31	Ground Water, Big Wood R./Malad R.
☐	☒	37-659A	0.5049 cfs	Irrigation	4/15 to 10/31	"
☐	☐				to	
☐	☐				to	
☐	☐				to	
☐	☐				to	
☐	☐				to	
☐	☐				to	
☐	☐				to	

Total authorized under rights 0.748 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 0.748 cubic feet per second and/or _____ acre-feet per annum.

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 proposed 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 #
Y			NE	SW	29	3N	18E	Blaine	Ground Water	Shallow Well
Y			SE	SW	29	3N	18E	Blaine	Ground Water	Shallow Well
N		SE	NE	SW	29	3N	18E	Blaine	Big Wood River	Purdum Slough POD
N		NE	SE	SW	20	3N	18E	Blaine	Bog Wood River	River POD

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	
3N	18E	29									13			24.4					37.4
Total Acres (for irrigation use)																			37.4

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:
Existing surface water system with the addition of 2 proposed shallow wells. Measuring devices and lockable controlling works will be installed upon Department's request and standards.
- 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:
- 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 property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.
- d. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
Areas east of Purdum Slough will not receive irrigation water.
- e. 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:
Ground water rights 37-7017 and 37-8485. Surface water and ground water appurtenant to the property have not been used in the same irrigation season; each source has a completely separate irrigation system.
- f. 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:
Water rights 37-577CA and 37-659A were partially decreed in the SRBA in 2010.

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT**

PART 2A

Current Water Right No.: 37-577CA

Current Owner: LYNN H CAMPION

Priority Date: 3/24/1883

Origin: Adjudication Recommendation

Status: Active

Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Diversion Rate

0.26 CFS

Annual Volume

Total Diversion

0.26 CFS

Location of Point(s) of Diversion

BIG WOOD RIVER

BLAINE County

NE1/4SE1/4SW1/4

Sec. 20,

Twp 03N,

Rge 18E B.M.

BIG WOOD RIVER

BLAINE County

SE1/4NE1/4SW1/4

Sec. 29,

Twp 03N,

Rge 18E B.M.

Place of Use

IRRIGATION Within BLAINE County

T03N R18E S29

NESW

10.00

T03N R18E S29

SESW

30.00

Total Acres: 40

Conditions of Approval:

1. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
2. The appropriator is entitled to the quantity of water described above at the point of diversion from the Purdum Slough in Twp 03N, Rge 18E, Sec 29, SENESW.
3. T05 The use of water on the lands to which the above referenced water rights were appurtenant is hereby abandoned and failure to put the water to beneficial use within five (5) years of the date of the approval of Transfer No. 3574 on the new land identified under item B.5 shall constitute loss or forfeiture of the water rights.
4. 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.
5. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 37, Big Wood River.

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

Current Water Right No.: 37-659A

Current Owner: LYNN H CAMPION

Priority Date: 7/15/1889

Origin: Adjudication Recommendation

Status: Active

Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Diversion Rate

0.54 CFS

Annual Volume

Total Diversion

0.54 CFS

Location of Point(s) of Diversion

BIG WOOD RIVER

BLAINE County

NE1/4SE1/4SW1/4

Sec. 29 Twp 03N, Rge 18E B.M.

BIG WOOD RIVER

BLAINE County

SE1/4NE1/4SW1/4

Sec. 29 Twp 03N, Rge 18E B.M.

Place of Use

IRRIGATION Within BLAINE County

T03N R18E S29

NESW

10.00

T03N R18E S29

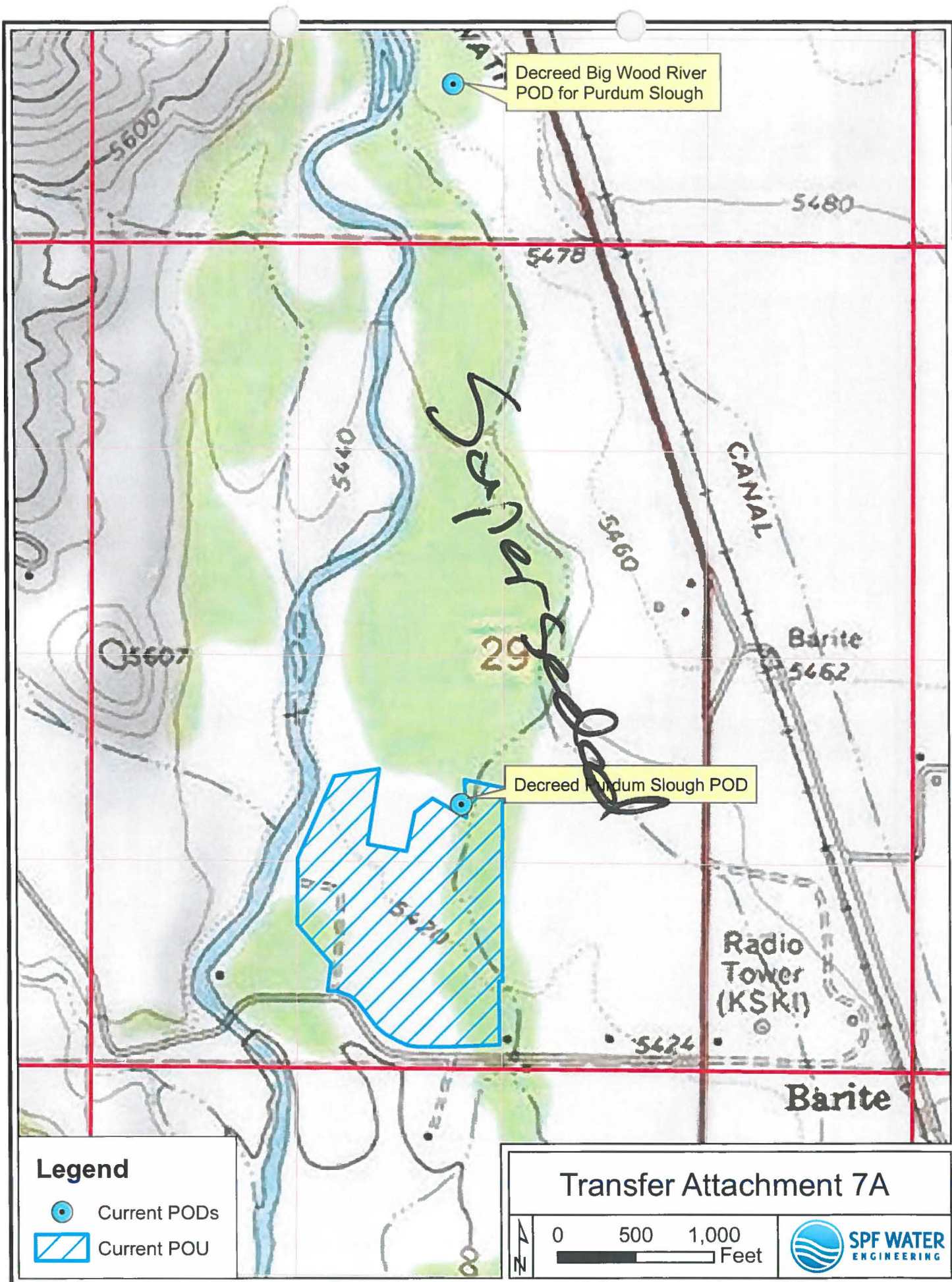
SESW

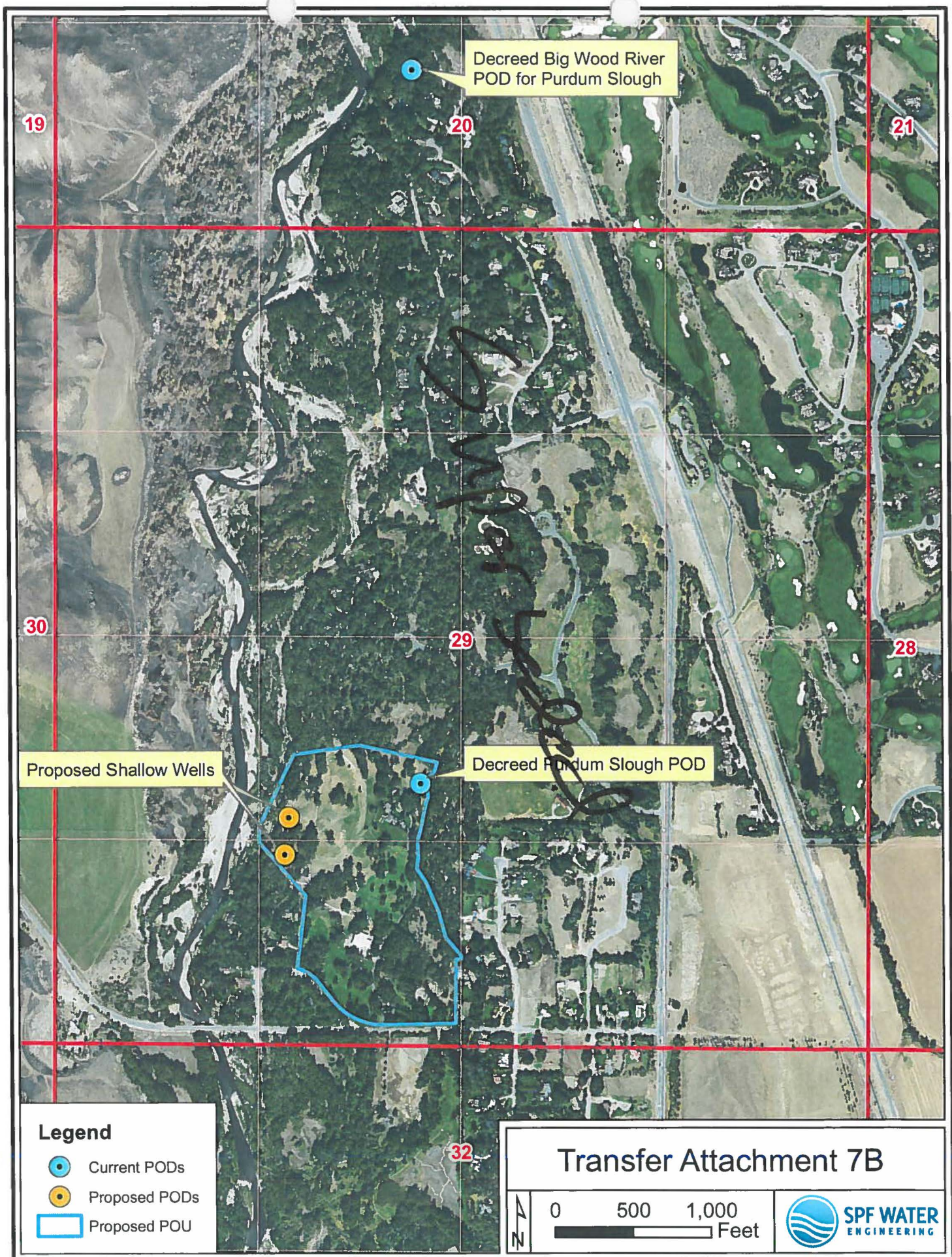
30.00

Total Acres: 40

Conditions of Approval:

1. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
2. J01 Property is also known as Lot 1, Blk 2, Zinc Spur Ranch Subdivision #4.
3. T05 The use of water on the lands to which the above referenced water rights were appurtenant is hereby abandoned and failure to put the water to beneficial use within five (5) years of the date of the approval of Transfer No. 3574 on the new land identified under item B.5 shall constitute loss or forfeiture of the water rights.
4. 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.
5. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 37, Big Wood River.
6. The appropriator is entitled to the quantity of water described above at the point of diversion from the Purdum Slough in Twp 03N, Rge 18E, Sec 29, SENESW.





ATTACHMENT 9
WATER RIGHTS SPLIT ANALYSIS

Split Analysis

Water Right Number: 37-659A

Diversion Rate: 0.54 CFS

Acreage Analysis

Twp	Rng	Sec	Q-Q	Lot	Parent	Children Acres	
					37-659A	Campion	Residual
3N	18E	29	NESW		10	10	0
			SESW		30	27.4	2.6

Water Right Number: 37-659A

Diversion Rate: 0.54 CFS

Split Tree

37-659A

(40.0 ac & 0.54 cfs)

Campion

(37.4 ac & 0.50 cfs)

Residual

(2.6 ac & 0.04 cfs)

Summary

Right No:	Diversion Rate	Irrigated Acres	CFS / Acre
37-659A	0.54	40	0.014
Campion	0.505	37.4	0.014
Residual	0.035	2.6	0.014

Split Analysis

Water Right Number: 37-577CA
 Diversion Rate: 0.26 CFS

Acreage Analysis

Twp	Rng	Sec	Q-Q	Lot	Parent	Children Acres	
					37-577CA	Campion	Residual
3N	18E	29	NESW		10	10	0
			SESW		30	27.4	2.6

Water Right Number: 37-577CA
 Diversion Rate: 0.26 CFS

Split Tree

<u>37-577CA</u> (40.0 ac & 0.26 cfs)	Campion
	(37.4 ac & 0.24 cfs)
	Residual
	(2.6 ac & 0.02 cfs)

Summary

Right No:	Diversion Rate	Irrigated Acres	CFS / Acre
37-577CA	0.26	40	0.007
Campion	0.243	37.4	0.007
Residual	0.017	2.6	0.007

APR 04 2014

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 79235DEPT. OF WATER RESOURCES
SOUTHERN REGION**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) Lynn CampionCheck 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 #1a 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 #1-9.

- ☐ ☒ #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.
- ☒ ☐ #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 Other. Please describe: Water rights split analysis

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

APR 04 2014

APPLICATION FOR TRANSFER OF WATER RIGHT DEPT. OF WATER RESOURCES
SOUTHERN REGION
PART 1

Name of Applicant(s) Lynn Campion Phone 208-788-4953

Mailing address PO Box 3710, Hailey, ID 83333 Email lcampwaddell@me.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**.
- ☐ 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 SPF Water Engineering, LLC Phone 208-383-4140

Mailing address 300 E. Mallard Dr., Ste. 350, Boise, ID 83706 Email cpetrich@spfwater.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.

Lynn Campion
Signature of Applicant or Authorized Representative

Lynn Campion
Print Name and Title if applicable

April 1 2014
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 Change source
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**.
(1) gain authorization for development of a shallow well that will have a direct hydraulic connection to the Big Wood River to replace water previously delivered via Purdum Slough; (2) provide mitigation water for irrigation of 13 acres vulnerable to curtailment under ground water rights 37-7017 and 37-8485; and (3) split water rights by portions proposed for transfer.

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 ☐ ☒	37-577CA	0.1586 cfs	Irrigation	4/15 to 10/31	Ground Water, Big Wood R./Malad R.
☐ ☐		0.0845 cfs	Mitigation	4/15 to 10/31	"
☐ ☒	37-659A	0.3294 cfs	Irrigation	4/15 to 10/31	"
☐ ☐		0.1755 cfs	Mitigation	4/15 to 10/31	"
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 0.748 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 0.748 cubic feet per second and/or _____ acre-feet per annum.

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 #
Y			NE	SW	29	3N	18E	Blaine	Ground Water	Shallow Well
N		NE	SE	SW	20	3N	18E	Blaine	Big Wood River	River POD
N		SE	NE	SW	29	3N	18E	Blaine	Big Wood River	Purdum Slough POD

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	
3N	18E	29									13			24.4					37.4
Total Acres (for irrigation use)																			37.4

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:

Existing surface water system with the addition of a proposed shallow well. Measuring devices and lockable controlling works will be installed upon Department's request and standards.

- 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:

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. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer: Areas east of Purdum Slough will not receive irrigation water.

- e. 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: Supplemental ground water rights 37-7017 and 37-8485.

- f. 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:

Water rights 37-577CA and 37-659A were partially decreed in the SRBA in 2010.

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

Current Water Right No.: 37-577CA

Current Owner: LYNN H CAMPION

Priority Date: 3/24/1883

Origin: Adjudication Recommendation

Status: Active

Basis: Decreed

Source

BIG WOOD RIVER

Tributary

WILLAD RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Diversion

0.26 CFS

Annual Volume

Total Diversion

0.26 CFS

Location of Point(s) of Diversion

BIG WOOD RIVER

BLAINE County

NE1/4SE1/4SW1/4

Sec 20, Twp 03N, Rge 18E B.M.

BIG WOOD RIVER

BLAINE County

SE1/4NE1/4SW1/4

Sec 29, Twp 03N, Rge 18E B.M.

Place of Use

IRRIGATION Within BLAINE County

T03N R18E S29

NESW

10.00

T03N R18E S29

SESW

30.00

Total Acres: 40

Conditions of Approval:

1. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
2. The appropriator is entitled to the quantity of water described above at the point of diversion from the Purdum Slough in Twp 03N, Rge 18E, Sec 29, SENESW.
3. T05 The use of water on the lands to which the above referenced water rights were appurtenant is hereby abandoned and failure to put the water to beneficial use within five (5) years of the date of the approval of Transfer No. 3574 on the new land identified under item B.5 shall constitute loss or forfeiture of the water rights.
4. 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.
5. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 37, Big Wood River.

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

Current Water Right No.: 37-659A

Current Owner: LYNN H CAMPION

Priority Date: 7/15/1889

Origin: Adjudication Recommendation

Status: Active

Basis: Decreed

Source

BIG WOOD RIVER

Troutery

BLAINE RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Total Diversion

Diversion Rate

0.54 CFS

0.54 CFS

Annual Volume

Location of Point(s) of Diversion

BIG WOOD RIVER

BLAINE County

NE1/4SE1/4SW1/4

Sec. 20,

Twp 03N,

Rge 18E B.M.

BIG WOOD RIVER

BLAINE County

SE1/4NE1/4SW1/4

Sec. 29,

Twp 03N,

Rge 18E B.M.

Place of Use

IRRIGATION Within BLAINE County

T03N R18E S29

NESW

10.00

T03N R18E S29

SESW

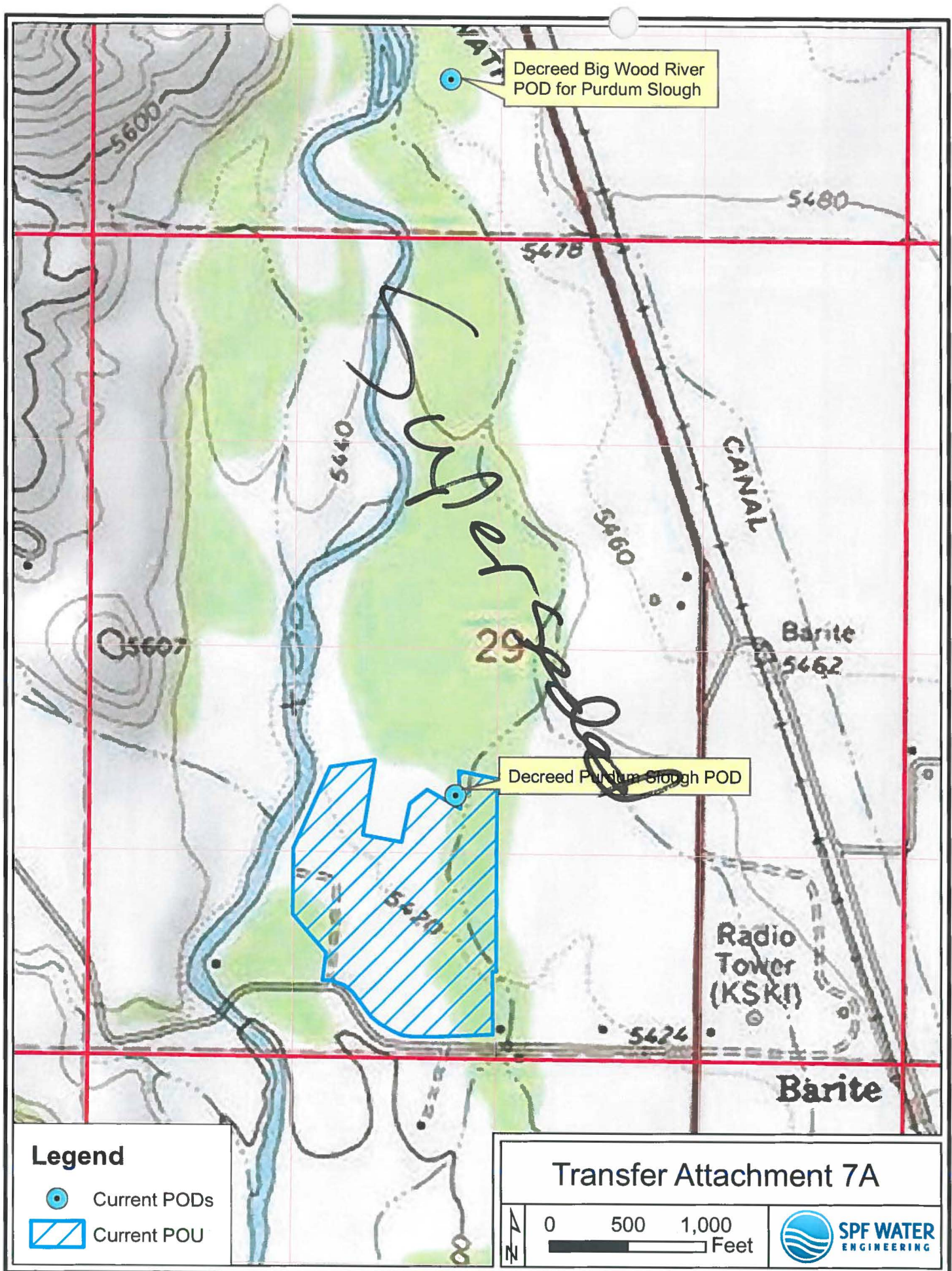
30.00

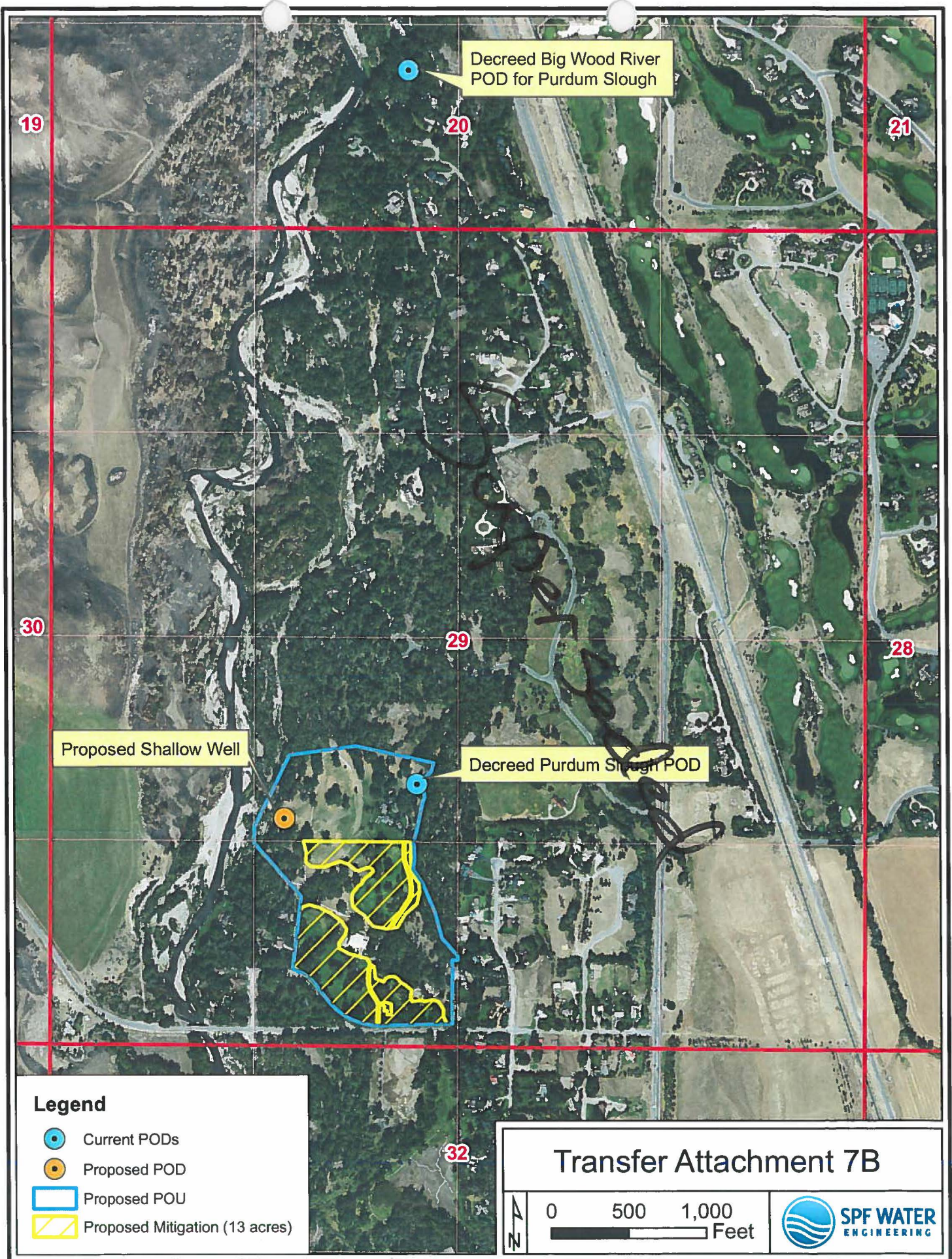
Total Acres: 40

Conditions of Approval:

1. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
2. J01 Property is also known as Lot 1, Blk 2, Zinc Spur Ranch Subdivision #4.
3. T05 The use of water on the lands to which the above referenced water rights were appurtenant is hereby abandoned and failure to put the water to beneficial use within five (5) years of the date of the approval of Transfer No. 3574 on the new land identified under item B.5 shall constitute loss or forfeiture of the water rights.
4. 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.
5. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 37, Big Wood River.
6. The appropriator is entitled to the quantity of water described above at the point of diversion from the Purdum Slough in Twp 03N, Rge 18E, Sec 29, SENESW.

Total Acres (for irrigation use)	37.4
----------------------------------	------





ATTACHMENT 9
WATER RIGHTS SPLIT ANALYSIS

Split Analysis

Water Right Number: 37-659A

Diversion Rate: 0.54 CFS

Acreage Analysis

Twp	Rng	Sec	Q-Q	Lot	Parent	Children Acres	
					37-659A	Campion	Residual
3N	18E	29	NESW		10	10	0
			SESW		30	27.4	2.6

Water Right Number: 37-659A

Diversion Rate: 0.54 CFS

Split Tree

37-659A
(40.0 ac & 0.54 cfs)

Campion (37.4 ac & 0.50 cfs)
Residual (2.6 ac & 0.04 cfs)

Summary

Right No:	Diversion Rate	Irrigated Acres	CFS / Acre
37-659A	0.54	40	0.014
Campion	0.505	37.4	0.014
Residual	0.035	2.6	0.014

Split Analysis

Water Right Number: 37-577CA

Diversion Rate: 0.26 CFS

Acreage Analysis

					Parent	Children Acres	
Twp	Rng	Sec	Q-Q	Lot	37-577CA	Campion	Residual
3N	18E	29	NESW		10	10	0
			SESW		30	27.4	2.6

Water Right Number: 37-577CA

Diversion Rate: 0.26 CFS

Split Tree

37-577CA
(40.0 ac & 0.26 cfs)

Campion
(37.4 ac & 0.24 cfs)

Residual
(2.6 ac & 0.02 cfs)

Summary

Right No:	Diversion Rate	Irrigated Acres	CFS / Acre
37-577CA	0.26	40	0.007
Campion	0.243	37.4	0.007
Residual	0.017	2.6	0.007



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 31, 2014

LYNN H CAMPION
PO BOX 3710
HAILEY, ID 83333

RE: Transfer No. 79235
Water Right No(s). 37-577CA, 37-659A, 37-7017, 37-8485

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 **1/7/2015** and **1/14/2015**. Protests to this application may be submitted for a period ending ten (10) days after the second publication (**January 26, 2015**).

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:

SPF WATER ENGINEERING
C/O LORI GRAVES
300 E MALLARD DR, STE 350
BOISE, ID 83706

Maline, Denise

From: Maline, Denise
Sent: Wednesday, December 31, 2014 10:05 AM
To: Idaho Mountain Express
Subject: LEGAL NOTICE
Attachments: Idaho Mountain Express Cover Letter.docx; Idaho Mountain Express Ad.doc

Attached please find (1) legal notice being submitted for publication on January 7th & 14th, 2015. 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 & Happy New Year !

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 31, 2014

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

RE: Transfer No. 79235
Water Right No(s): 37-577CA, 37-659A, 37-7017, 37-8485

RE: Transfer No. 79715
Water Right No(s): 71-10919

RE: Extension of Time to Avoid Forfeiture of a Water Right No. 37-21671, 37-21680, 37-21689, 37-21698,
37-21707

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 26, 2015. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 79235**

LYNN H CAMPION, PO BOX 3710, HAILEY, ID 83333; has filed Application No. 79235 for changes to the following water rights within BLAINE County(s): Right No(s). 37-577CA, 37-659A, 37-7017, 37-8485. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes adding two new wells as points of diversion (POD) to a 0.243 cfs portion of Big Wood River irrigation right 37-577CA; 0.505 cfs portion of Big Wood River irrigation right 37-659A; a 0.55 cfs portion of ground water irrigation right 37-7017 and to irrigation and domestic ground water right 37-8485 (0.110cfs; 11.1 af). The application includes a hydrologic analysis indicating the connection between the proposed wells and the Big Wood River. Place of use, existing and proposed PODs are located approximately 2.5 to 2.9 miles north and 1.0 to 1.3 miles west of the intersection of Bullion St and Hwy 75 in Hailey.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 79715**

KETCHUM LONG ISLAND LLC, PO BOX 2238, KETCHUM, ID 83340; has filed Application No. 79715 for changes to the following water rights within BLAINE County(s): Right No(s). 71-10919. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes converting a 0.13 cfs & 1.1 acre-foot portion of a Salmon River water right from recreation/aesthetic storage use(s) to irrigation use for the irrigation of 0.94 acres. The property involved with the transfer is located approximately 18.7 miles south and 6.3 miles east of the Highway 21 and Highway 75 intersection in Stanley. A portion of the right was converted from irrigation to recreation/aesthetic storage use(s) to cover evaporative losses associated with a proposed pond project via an approved transfer in 2009. The ponds were subsequently constructed smaller than originally proposed resulting in an excess amount of recreation/aesthetic storage use(s) which are now being proposed to be converted back to the original irrigation use.

EXTENSION OF TIME TO AVOID FORFEITURE

JAMES D and SHEILA WHITE, PO BOX 367, BELLEVUE, ID 83313 filed five Extensions of Time to Avoid Forfeiture. The first application is for Water Right 37-21680, with an 1884 priority from the Big Wood River in the amount of 0.005 cfs for 5.0 acres. The second application is for Water Right 37-21689, with an 1885 priority from the Big Wood River in the amount of 0.05 cfs for 5.0 acres. The third application is for Water Right 37-21698, with an 1886 priority from the Big Wood River in the amount of 0.005 cfs for 5.0 acres. The fourth application is for Water Right 37-21671, with an 1883 priority from the Big Wood River in the amount of 0.08 cfs for 5.0 acres. The fifth application is for Water Right 37-21707, with an 1891 priority from the Big Wood River in the amount of 0.13 cfs for 5.0 acres. All five water rights were partially decreed on 9/24/2010. Applicants are currently not able to divert the water under these rights for reasons beyond their control and are actively pursuing means to reestablish use of these water rights. All five water rights are appurtenant to 5.0 acres of land located approximately 0.5 to 0.6 miles east and 1.7 to 1.8 miles south of the intersection of Hwy 75 and the Bellevue Gannett Road south of Bellevue. For further information regarding these applications, you may research at the following link, under water rights 37-21680, 37-21689, 37-21698, 37-21671, and 37-21707:
www.idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx.

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 the proposed transfer, 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 January 26, 2015. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on January 7th & 14th, 2015

Maline, Denise

From: Maline, Denise
Sent: Wednesday, December 31, 2014 4:54 PM
To: 'Kevin Lakey'
Subject: Comment Letters
Attachments: Comment Letter to WM37 for 79235, 37-21671, etc..docx; Transfer 79235.pdf; 37-21698 Ext..pdf; 37-21707 Ext..pdf; 37-21671 Ext..pdf; 37-21680 Ext..pdf; 37-21689 Ext..pdf

Hi Kevin,

Attached is a cover letter, recommendation forms and copies of transfer 79235, and 5 Applications for Extension of Time to Avoid Forfeiture. Please review the information and provide any necessary comments within 21 days. Feel free to contact our office if you have any questions.

Thank you and Happy New Year,

Denise Maline
Idaho Dept of Water Resources
Administrative Assistant, 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 31, 2014

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

Via E-mail

RE: Transfer No. 79235
Water Right No(s): 37-577CA, 37-659A, 37-7017, 37-8485

RE: Application For Extension of Time to Avoid Forfeiture of Water Right No.(s):
37-21671, 37-21680, 37-21689, 37-21698 & 37-21707

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 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 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)

MEMORANDUM

Date: December 22, 2014
To: Transfer 79235
From: William Mills
Re: Evaluation of Sufficiency of Information Submitted

Application proposes to add two points of diversion to portions of two Big Wood River water rights and two ground water rights. The application proposes adding two shallow wells to a 0.505 cfs portion of Big Wood River water right 37-659A (0.540 cfs; 40 acres); a 0.243 cfs portion of Big Wood River water right 37-577CA (0.26 cfs; 40 acres); a 0.55cfs portion of ground water right 37-7101 (0.600cfs; 105.0 af) and to ground water right 37-8485 (0.09 cfs, 1.5 af irrigation; 0.020, 0.6 af domestic; 0.110 cfs, 11.1 af combined). The combined rights will be used to irrigate 37.4 acres from the two new wells and an existing well.

The current POD's for both Big Wood River water rights are on the Purdum Slough and the applicants have not been able to divert water under these rights for reasons beyond their control. Both rights were decreed 12/9/2010, and the applicants have filed requests for an Extension of Time to Avoid Forfeiture in order to develop means to divert the water or commit the water for mitigation purposes.

Hydrologic analysis included with the application indicated the proposed wells would have to be located within 370 ft of the Big Wood River to yield a stream depletion volume of 50 % reduction in the original source (Big Wood River) in less than a 24 hour period. Applicant suggested locating the proposed wells within 300 feet of the Big Wood River to account for uncertainty in the methodology. A condition will be placed on the water rights requiring the wells be drilled within 300 feet of the Big Wood River.

Overlap review indicates that all irrigation rights appurtenant to the property are included in this transfer. POU and PODs are in Water District 37 and Watermaster comments will be solicited.

- **Authority to File:**
IDWR records indicate the applicant currently owns the water rights involved in the transfer. Documentation has also been provided indicating the applicant has the authority to request changes to portions of the water rights on lands within the POU that are not directly owned by the applicant.
- **Water Right Validity:**
Water right 37-22755 was decreed in the SRBA on 6/29/2011. Water right 37-8646 was licensed 5/4/1996. Water right 37-7017 was decreed in the SRBA on 1/28/2010. Recent aerial photography indicates that the property associated with this transfer appears irrigated.
- **Injury to Other Water Rights:**
None anticipated. The application proposes a change in source from the Big Wood River

to ground water (tributary to Big Wood River) for water rights 37-577CA and 37-659A although the original PODs will be retained on the water rights. Hydrologic analysis was included and indicated that the proposed wells will need to be located within 370' of the Big Wood River to yield a stream depletion volume of 50 % reduction in the original source (Big Wood River) in less than a 24 hour period. Application proposes locating the wells within 300' of the river or closer.

- **Enlargement of Use:**
None anticipated.
- **Local Public Interest:**
No issues anticipated.
- **Beneficial Use/Conservation of Water Resources:**
Proposed uses are recognized as beneficial uses of water.

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.



SPF WATER
ENGINEERING

RECEIVED
DEC 02 2014
DEPT OF WATER RESOURCES
SOUTHERN REGION

November 28, 2014

Bill Mills
IDWR Southern Region Office
650 Addison Ave. W.
Twin Falls, ID 83301

**Subject: *Amended Application for Transfer No. 79235
Amended Water Supply Bank Lease Applications (37-577CA, 37-659A)
Proposed Water Supply Bank Lease Application (37-7017)***

Dear Bill,

On behalf of Lynn Campion, please find enclosed the following in response to your letter dated November 10, 2014:

1. *Amended Application for Transfer No. 79235.* The revised transfer application includes overlapping ground water right 37-7017 and associated ground water right 37-8485.
2. *Amended Idaho Water Supply Bank Lease Applications* for water rights 37-577CA and 37-659A. The applications have been amended to reflect transfer application revisions and to request a 5-year lease period rather than 1 year.
3. *Proposed Idaho Water Supply Bank Lease Application* for overlapping ground water right 37-7017.
4. Documentation from Campion Ashely Christina Trustee and Campion Berit Katrina Trustee authorizing Lynn Campion to make changes to portions of water rights appurtenant to their property.

With regards to the tax lot size issue, now that the decreed place of use for water rights 37-577CA, 37-659A, and 37-7017 in the SESW of Section 29 is no longer proposed for change in the transfer, the acre discrepancy that you raised should no longer be an issue.

Check No. 1070 for \$750 was previously paid for the original transfer application. Based on a conversation with Pam Skaggs at IDWR State Office, additional fees are not required for the requested water right splits because the water rights are currently in the name of the applicant. Because no changes are proposed for the water right portions (2.6 acres) not owned by the applicant, Pam agreed the owner of the 2.6 acres is responsible for filing a Notice of Change in Water Right Ownership. Until then, the resulting water right splits for the remaining 2.6 acres not proposed for change will continue to be listed in the applicant's name. Based on this

November 28, 2014

conversation and the total flow rate proposed for transfer, the filing fee for the amended application is \$580, which should result in a \$170 refund to the applicant. Please send the refund to the following address:

Lynn Campion
PO Box 3710
Hailey, ID 83333

Check No. 1099 for \$700 previously paid covered the filing fees for two Requests for Extension of Time to Avoid Forfeiture and lease applications for water rights 37-577CA and 37-659A.. An additional lease-application filing fee should not be required for groundwater right 37-7017 because the proposed place of use is in common with the place of use to be leased under water rights 37-577CA and 37-659A.

Thank you very much for your consideration and assistance in this matter. Please call me or Christian if you have any questions.

Sincerely,



Lori Graves
Water Rights Specialist

Cc: Lynn Campion

Enclosures

SPF file number: 1083.0010



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

November 10, 2014

Lori Graves
SPF Water Engineering, LLC
300 Mallard Drive
Suite 350
Boise, ID 83706

RE: Transfer Application for Water Rights 37-577CA & 37-659A

Dear Ms. Graves:

The Department of Water Resources recently received an amended transfer application that you submitted in the name of Lynn Campion (Transfer # 79235). Upon further review of this application, it has been determined that additional changes are required before the application is acceptable for processing.

The application states that the ground water and surface water systems are separate and have never been used together in the same irrigation season. However, ground water right 37-7107 is utilized for the same use, irrigation, and is appurtenant to the same 30 acres as surface water rights 37-577CA and 37-659A in the SESW1/4 of Sec. 29, Twp 03N, Rge 18E, making this a group of "stacked" water rights. When changing elements of stacked rights, changing some of the rights without changing others is presumed to enlarge the water rights. Therefore, water right 37-7107 also needs to be included as a transferred right in this application to change the place of use (POU) so it is consistent with the changes made to the surface water rights. Water right 37-8485, which also authorizes three acres of irrigation using ground water in the SESW1/4, could also be included as a transferred water right, but, as long as there are no changes in the elements of this water right, it can be included as an associated water right only.

Another item that requires addressing is that the transfer is seeking to move the rights off of approximately three acres listed as owned by Campion Ashley Christina Trustee, Campion Berit Katrina Trustee. Some form of documentation indicating that Lynn Campion is authorized to make these changes to the portions of the water rights appurtenant to this ground is required prior to processing the transfer.

Additionally, the size of the taxlot does not match the proposed POU for the water rights. The taxlot information provided by the Blaine County Assessor's Office indicates that Lot 1A, Blk 2 of Zinc Spur Subdivision #2 owned by Lynn H Campion is 36.9 acres in size, while the transfer seeks to make a 37.4 acre POU on this property. This is within 0.5 acres and is not an issue that will prevent further processing of the transfer application, but is something that is notable and could possibly be addressed in the transfer.

If you wish to proceed with processing this transfer application, the Department requests you provide the requested information and make the necessary changes to the transfer

application within 60 days. Otherwise, the application will be returned and the application filing fee will be refunded.

If you have any questions, or if I can be of any assistance, feel free to contact me at your convenience.

Sincerely,

A handwritten signature in black ink, appearing to read "Bill Mills", written in a cursive style.

Bill Mills
Senior Water Resource Agent



SPF WATER
ENGINEERING

RECEIVED

OCT 24 2014

DEPT. OF WATER RESOURCES
SOUTHERN REGION

October 23, 2014

Allen Merritt
IDWR Southern Region Office
650 Addison Ave. W.
Twin Falls, ID 83301

Subject: Amended Application for Transfer No. 79235
Water Supply Bank Lease Applications (2) - sent to S.O.,
Extensions of Time to Avoid Forfeiture (2)

Dear Allen,

On behalf of Lynn Campion and Ted Waddell, please find enclosed the following:

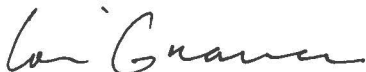
1. *Amended Application for Transfer No. 79235.* The revised transfer application removes a previously-requested mitigation component and adds an additional point of diversion for a shallow well. A stream-depletion analysis submitted as part of the original transfer application on March 28, 2014 and hydraulic-connection analysis (submitted on June 27, 2014) apply to both proposed PODs.
2. Idaho Water Supply Bank lease applications for water rights 37-577CA and 37-659A. The applicants anticipate using a portion of these rights to help mitigate for depletions under groundwater rights 37-7017 and 37-8485 in the future, and are submitting lease applications for only one year in the event that mitigation is required in 2016.
3. Requests for Extension of Time to Avoid Forfeiture for water rights 37-577CA and 37-659A. The Applicants are currently unable to divert water under these rights for reasons beyond their control. The extensions would provide the Applicants additional time to develop means of diversion and/or commit the water for mitigation purposes.

Check No. 1070 for \$750 was previously paid for the original transfer application. No additional fees are required for the amended transfer application. Check No. 1099 for \$700 is enclosed to cover the filing fees required for the water bank lease applications (\$250 each) and the extensions (\$100 each).

October 23, 2014

Thank you very much for your consideration and assistance in this matter. Please call me or Christian if you have any questions.

Sincerely,



Lori Graves
Water Rights Specialist

Cc: Lynn Campion

Enclosures

SPF file number: 1083.0010



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

September 22, 2014

Christian Petrich
SPF Water Engineering, LLC
300 Mallard Drive
Suite 350
Boise, ID 83706

RE: Transfer Application for Water Rights 37-577CA & 37-659A

Dear Mr. Petrich:

The Department of Water Resources recently received a transfer application that you submitted in the name of Lynn Campion (Transfer # 79235) along with the appropriate filing fee. It has been determined that insufficient documentation was provided along with the application for transfer to currently enable further processing of this application.

The application for transfer proposes mitigation of 0.0845 cfs from water right 37-577CA and 0.1755 cfs from water right 37-659A. Yet, on Part 1B of the transfer application, 37.4 acres are identified for irrigation and no place of use is identified as mitigation. Attachment 7B identifies a mitigation shape, but there is no actual mitigation plan provided. As such, it is not entirely clear what the application is proposing.

Section 43 Mitigation Plan (Rule 43) of the Conjunctive Management Rules (IDAPA 37.03.11) states a mitigation plan must contain the following:

- Name and address of person or persons submitting the plan.
- Identify the water rights that will benefit from the proposed plan.
- A description of the plan and any circumstances or limitations of the water supplies used for mitigation purposes.
- Information to allow the Director to evaluate the plan based on criteria set forth in Rule Subsection 043.03 (see attached IDAPA 37.03.11 Section 43).

This application has not described the proposed mitigation plan or identified a senior priority water right that could benefit from the plan, and as such, can't be evaluated based on the Rule 43 criteria.

Under the Conjunctive Management Rule 40 (CM Rule 40), a transfer of this nature seeking to mitigate prior to an actual delivery call is not precluded by the CM Rule 40. However, the plan must be properly filed and the water users that may be presented with the mitigation plan to preclude curtailment under a delivery call must be properly notified.

A previous transfer, no. 78255, proposed the ground water recharge of surface water as mitigation for supplemental irrigation under junior water right 37-2623. The transfer was approved, but the applicant petitioned for reconsideration seeking to revise a condition of approval that stated in the event of curtailment of right 37-2623 "the sufficiency of this recharge effort to prevent injury will not be determined unless there has been a delivery call,

a determination of injury, and an analysis of the adequacy of this recharge as a mitigation plan to prevent injury." By Order, the exception was denied, based on the finding the notice had not adequately notified water right users that might have been affected by the approval of the mitigation plan. The transfer was approved and the condition was modified to state the mitigation plan "may be sufficient to mitigate for a delivery call" (see attached Order).

To Summarize:

- The Department is open to accepting applications for transfer that seek to mitigate prior to a delivery call, but those plans are required to meet the criteria set forth in Rule 43.
- Parties which may be impacted by the proposed mitigation plan must be adequately notified.
- The Department will likely condition the approval to allow for additional review of the adequacy of the mitigation plan after a delivery call has been made.

If you wish to proceed with amending the transfer application in order to provide an acceptable mitigation plan or amending the transfer to drop the mitigation component, the Department requests you do so within 30 days. Otherwise, the application will be returned and the application filing fee will be refunded.

If you have any questions, or if I can be of any further assistance, feel free to contact me at your convenience.

Sincerely,



Bill Mills

Senior Water Resource Agent

Enclosures

Mills, William

From: Skinner, Corey
Sent: Friday, September 19, 2014 4:20 PM
To: Merritt, Allen; Mills, William; Luke, Tim
Subject: FW: Campion Transfer

FYI- E-mail from Christian Petrich relating to our teleconference Monday morning

From: Christian Petrich [mailto:CPetrich@spfwater.com]
Sent: Friday, September 19, 2014 3:43 PM
To: Skinner, Corey
Cc: Keen, Shelley; Peppersack, Jeff; Lynn Campion (lcampwaddell@me.com)
Subject: RE: Campion Transfer

Corey,

Per Shelley's suggestion, this email addresses IDWR concerns regarding transfers that propose to mitigate for the depletive impacts of junior-priority groundwater rights.

My understanding is that IDWR is reluctant to approve the portion of the Campion transfer proposing mitigation for junior-priority depletions because (1) there is no guarantee that the proposed mitigation plans will work for any and every delivery call and (2) processing transfers in anticipation of specific mitigation requirements may contribute unnecessarily to an already full workload.

However, I believe that IDWR should process transfers proposing mitigation for depletive impacts of junior high priority groundwater rights, for the following reasons:

1. IDWR has stated for several years now that conjunctive administration of groundwater and surface water rights will begin in the Big Wood River Valley in the next several years. Experience in the ESPA has shown that the chances of knowing all future water delivery calls at the time that conjunctive administration begins is very, very small. Thus, conjunctive administration based on an initial water delivery call does not ensure that refinement of conjunctive administration requirements and/or additional mitigation measures will not be needed in the future.
2. Delaying the processing of proposed transfers mitigating for junior-priority groundwater depletions carries the inherent assumption that conjunctive administration will be driven by water delivery calls. In my experience (and as Shelley states in his email), IDWR seeks to encourage proactive planning. Recent efforts to respond to water delivery calls in the ESPA have been highly reactive. Processing the proposed mitigation transfers is a proactive form of conjunctive administration that serves to (a) reduce overall authorized diversions and (b) maintain beneficial use authorized by senior-priority surface water rights in advance of regional conjunctive administration efforts.
3. Transfers proposing mitigation uses for existing irrigation rights (such as the Campion transfer) add to IDWR's workload. However, the alternative to processing transfers like this one is to place senior-priority surface water into the Idaho Water Supply Bank as protection from forfeiture (possibly on a year-to-year basis until it is clear when conjunctive administration will begin). Thus, postponing processing mitigation transfers results in greater near-term workload for staff processing Idaho Water Supply Bank leases and rentals. Furthermore, the postponed mitigation transfers likely will still require processing at some future date.
4. IDWR currently processes new applications for groundwater diversions mitigated by non-use of senior-priority surface water rights. Changing the nature of use of a senior-priority surface water right from irrigation to

mitigation for junior-priority (e.g., 1970s, 1980s, or 1990s) depletions is not fundamentally different than using the same senior-priority surface water rights for mitigating depletions associated with new applications.

5. The proposed transfer to change the nature of use of senior-priority surface water is not a mitigation plan structured to shield water users from all possible claims of impact. It would be difficult (if not impossible) to anticipate mitigation requirements to address any and all future successful water delivery calls. Thus, it may be appropriate to add a condition to junior-priority groundwater rights being mitigated by senior-priority surface water rights stating that additional mitigation may be required in the future.
6. The proposed change in the nature of use would not absolve the ground water user from possible future curtailment requirements. Curtailment of groundwater diversions would still be required if (a) the groundwater right is out of priority and (b) the surface water right used for mitigation is out of priority.

In summary, water users seeking to mitigate for depletive impacts associated with junior-priority groundwater rights by non-use of senior-priority surface-water rights are, in my view, trying to do the right thing. They are proactively anticipating conjunctive administration in the Big Wood River Valley, and are proposing changes to existing senior-priority surface-water rights to mitigate for junior-priority groundwater diversions. As we've seen in the ESPA, additional local or regional mitigation plans may be required in the future in response to specific water-delivery call requirements.

In summary, I would like to respectfully request that IDWR continue processing the proposed Campion transfer. IDWR concerns regarding this portion of the proposed transfer might be addressed by adding conditions stating that (1) mitigation under water rights 37-577CA and 37-569A are limited to mitigation for groundwater depletions under water rights 37-7017 and 37-8485, and (2) the adequacy of the mitigation with respect to future water delivery calls is subject to review.

Thank you for the opportunity to weigh in on this topic.

Regards,
Christian

Christian R. Petrich, Ph.D., P.E., P.G.
Principal Engineer/Hydrologist
SPF Water Engineering, LLC
300 E Mallard Drive, Suite 350 | Boise, ID 83706
Tel: 208.383.4140
Fax: 208.383.4156
Cell: 208.869.4569
web: www.spfwater.com

The information contained in this e-mail is intended only for the individual or entity to whom it is addressed. Its contents (including any attachments) may contain confidential and/or privileged information. If you are not an intended recipient you must not use, disclose, disseminate, copy or print its contents. If you receive this e-mail in error, please notify the sender by reply e-mail and delete and destroy the message.

From: Keen, Shelley [<mailto:Shelley.Keen@idwr.idaho.gov>]
Sent: Friday, September 12, 2014 4:35 PM
To: Christian Petrich
Cc: Skinner, Corey; Peppersack, Jeff
Subject: Campion Transfer

Christian,

Hope you've had a nice break. I'll be on vacation myself for the next week and a half. Before leaving, I wanted to let you know that a handful of my compadres at IDWR plan to meet early the week of Sept. 22 to discuss the Campion transfer, which you and I discussed at length before you left. The subject matter will be whether IDWR should be approving

transfers that propose to mitigate for delivery calls that haven't been made yet. As we discussed, IDWR wants to encourage planning ahead. At the same time, however, the agency is not sure it can guarantee that a generic mitigation plan will work for any delivery call. If it is approved, it may have to be reviewed again when a specific delivery call and finding of material injury have been made. IDWR is also concerned about the large number of these plans that have already been presented or suggested compared to other pressing workloads.

If you want to offer something in writing to the group, I suggest sending it to Corey Skinner.

Regards,

Shelley Keen
Idaho Department of Water Resources
Shelley.Keen@idwr.idaho.gov
208-287-4947



SPF WATER
ENGINEERING

April 3, 2014

RECEIVED

APR 04 2014

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Allen Merritt
IDWR Southern Region Office
650 Addison Ave. W.
Twin Falls, ID 83301

Subject: Application for Transfer

Dear Allen,

Enclosed on behalf of Lynn Campion, is an *Application for Transfer* seeking authorization for proposed water right changes addressed in the attached transfer narrative.

Check No. 1070 for \$750 is enclosed for the filing fee. Although we are requesting the water rights be split according to the portions owned by the applicant and subject to the transfer application, Pam Skaggs assured us additional fees are not required for the requested splits because the water rights are currently in the name of the applicant. Since no changes are proposed for the water right portions (2.6 acres) not owned by the applicant, Pam agreed the owner of the 2.6 acres is responsible for filing a Notice of Change in Water Right Ownership. Until then, the resulting water right splits for the remaining 2.6 acres not proposed for change will continue to be listed in the applicant's name.

Thank you very much for your consideration and assistance in this matter. Please call me or Christian if you have any questions.

Sincerely,

Lori Graves
Water Rights Specialist

Cc: Lynn Campion

Enclosures

SPF file number: 1083.0010