

RECEIVED

OCT 28 2014

DEPT OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 79580MINIMUM 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) Shaunna Crane and Danford L Crane II

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

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

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

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-9.

- ☐ ☒ #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: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

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DEPT OF WATER RESOURCES
SOUTHERN REGION

Name of Applicant(s) Shaunna Crane and Danford L Crane II Phone 208-423-5176

Mailing address 3772 North 3600 East; Kimberly, Idaho 83341 Email _____

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☒ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☒ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

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

☐ No Representative

Name of Representative Erick Powell, Brockway Engineering, PLLC Phone 208-736-8543

Mailing address 2016 Washington Street North #4; Twin Falls, Idaho 83301 Email erick.powell@brockwayeng.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.

Danford L Crane II
Signature of Applicant or Authorized Representative

Danford L Crane II
Print Name and Title if applicable

10-24-14
Date

Shaunna Crane
Signature of Applicant or Authorized Representative

Shaunna Crane
Print Name and Title if applicable

10-24-14
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 Split Rights
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**.

A portion of the groundwater rights will be moved to a new POU with new PODs.

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 ☐ ☒	45-2176	0.17 / 35*	Irrigation	3/15 to 11/15	Groundwater
☐ ☒	45-2220	0.20 / 70*	Irrigation	3/15 to 11/15	Groundwater
☐ ☒	45-2408	0.14 / 70*	Irrigation	3/15 to 11/15	Groundwater
☐ ☒	45-10107	0.13 /	Irrigation	3/15 to 11/15	Groundwater
☐ ☐	* Combination	Limited to	0.52 cfs and 122 afa	to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 4.78 cfs and/or 1120 acre-feet.

2. Total amount of water proposed to be transferred or changed 0.52 cubic feet per second and/or 122 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 #
X		SW	SW	NE	33	11S	20E	Twin Falls	Groundwater	
X		SW	SW	NE	33	11S	20E	Twin Falls	Groundwater	
X		SW	SW	SW	33	11S	20E	Twin Falls	Groundwater	

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

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

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	20E	33			8.8												28		36.8
Total Acres (for irrigation use)																			36.8

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 wells will be used to divert water into pipes and distribution system to apply the ground.

- b. Who owns the property at the point(s) of diversion? Darrell M. Funk

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
Agreement between Crane's and Funk's to purchase the land and water rights.

- 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:

Land currently irrigated by water rights will continued to be irrigated by newly acquired water rights that will be transferred in by a separate transfer.

- 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:

This ground used to be irrigated by Twin Falls Canal Company water. TFCC shares have been moved from this land to other designated land.

- 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:

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SOUTHERN REGION

[illegible]

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

Current Water Right No.: 45-2176

Current Owner: SHAUNNA CRANE
DANFORD L CRANE II

Priority Date: 10/11/1929

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	03/15 to 11/15	1.6 CFS	320 AF
	<u>Total Diversion</u>	1.6 CFS	320 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NW1/4SE1/4	Sec. 5,	Twp 12S,	Rge 20E B.M.
CASSIA County				
GROUND WATER	SW1/4NW1/4SE1/4	Sec. 6,	Twp 12S,	Rge 20E B.M.
CASSIA County				
GROUND WATER	SE1/4SE1/4SE1/4	Sec. 6,	Twp 12S,	Rge 20E B.M.
CASSIA County				

Place of Use

IRRIGATION Within CASSIA County

T12S R20E S6	Lot 1	NENE	37.90	T12S R20E S6	Lot 2	NWNE	38.50
T12S R20E S6		SWNE	39.30	T12S R20E S6		SENE	38.90
T12S R20E S6		SENE	28.70	T12S R20E S6		NESW	29.00
T12S R20E S6	Lot 6	NWSW	26.90	T12S R20E S6		NESE	38.90
T12S R20E S6		NWSE	33.00	T12S R20E S6		SESE	27.90

Total Acres: 339

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. K03 Right No. 45-10107 is an expansion of this right pursuant to Section 42-1416B, Idaho Code.
3. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. X35 Rights 45-2176, 45-2220, 45-2408 and 45-10107 when combined shall not exceed a total diversion rate of 4.78 cfs, a total annual maximum diversion volume of 1120 af at the field headgate, and the irrigation of 339 acres.
5. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
6. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 170.
7. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. X35 Rights 45-2075, 45-2176, 45-2220, 45-2408 and 45-10107 when combined shall not exceed a total diversion rate of 5.58 cfs and the irrigation of 339 acres.
9. X27 This right is limited to the irrigation of 80 acres within the authorized place of use in a single irrigation season.
10. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Decreed Date: 6/24/2005

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

Current Water Right No.: 45-2220

Current Owner: SHAUNNA CRANE
DANFORD L CRANE II

Priority Date: 5/10/1946

Origin: Water Right

Status: Active

Basis: Decreed

Source

GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	1.86 CFS	640 AF
	<u>Total Diversion</u>	1.86 CFS	640 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NW1/4SE1/4	Sec. 5,	Twp 12S,	Rge 20E B.M.
CASSIA County				
GROUND WATER	SW1/4NW1/4SE1/4	Sec. 6,	Twp 12S,	Rge 20E B.M.
CASSIA County				
GROUND WATER	SE1/4SE1/4SE1/4	Sec. 6,	Twp 12S,	Rge 20E B.M.
CASSIA County				

Place of Use

IRRIGATION Within CASSIA County

T12S R20E S6	Lot 1	NENE	37.90	T12S R20E S6	Lot 2	NWNE	38.50
T12S R20E S6		SWNE	39.30	T12S R20E S6		SENE	38.90
T12S R20E S6		SENE	28.70	T12S R20E S6		NESW	29.00
T12S R20E S6	Lot 6	NWSW	26.90	T12S R20E S6		NESE	38.90
T12S R20E S6		NWSE	33.00	T12S R20E S6		SESE	27.90

Total Acres: 339

Conditions of Approval:

1. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. 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).
3. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. X27 This right is limited to the irrigation of 160 acres within the authorized place of use in a single irrigation season.
5. X35 Rights 45-2176, 45-2220, 45-2408 and 45-10107 when combined shall not exceed a total diversion rate of 4.78 cfs, a total annual maximum diversion volume of 1120 af at the field headgate, and the irrigation of 339 acres.
6. X35 Rights 45-2075, 45-2176, 45-2220, 45-2408 and 45-10107 when combined shall not exceed a total diversion rate of 5.58 cfs and the irrigation of 339 acres.
7. K03 Right No. 45-10107 is an expansion of this right pursuant to Section 42-1416B, Idaho Code.
8. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
9. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
10. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 170.

Decreed Date: 6/24/2005

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

Current Water Right No.: 45-2408

Current Owner: SHAUNNA CRANE
DANFORD L CRANE II

Priority Date: 2/20/1952

Origin: Water Right

Status: Active

Basis: Decreed

Source

GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	1.32 CFS	644.1 AF
	<u>Total Diversion</u>	1.32 CFS	644.1 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4SE1/4SE1/4	Sec. 6,	Twp 12S,	Rge 20E B.M.
CASSIA County				
GROUND WATER	SW1/4NW1/4SE1/4	Sec. 6,	Twp 12S,	Rge 20E B.M.
CASSIA County				
GROUND WATER	SE1/4NW1/4SE1/4	Sec. 5,	Twp 12S,	Rge 20E B.M.
CASSIA County				

Place of Use

IRRIGATION Within CASSIA County

T12S R20E S6	Lot 1	NENE	37.90	T12S R20E S6	Lot 2	NWNE	38.50
T12S R20E S6		SWNE	39.30	T12S R20E S6		SENE	38.90
T12S R20E S6		SENE	28.70	T12S R20E S6		NESW	29.00
T12S R20E S6	Lot 6	NWSW	26.90	T12S R20E S6		NESE	38.90
T12S R20E S6		NWSE	33.00	T12S R20E S6		SESE	27.90

Total Acres: 339

Conditions of Approval:

1. X35 Rights 45-2176, 45-2220, 45-2408 and 45-10107 when combined shall not exceed a total diversion rate of 4.78 cfs, a total annual maximum diversion volume of 1120 af at the field headgate, and the irrigation of 339 acres.
2. 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).
3. K03 Right No. 45-10107 is an expansion of this right pursuant to Section 42-1416B, Idaho Code.
4. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. X35 Rights 45-2075, 45-2176, 45-2220, 45-2408 and 45-10107 when combined shall not exceed a total diversion rate of 5.58 cfs and the irrigation of 339 acres.
6. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. X27 This right is limited to the irrigation of 240 acres within the authorized place of use in a single irrigation season.
8. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 170.
9. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
10. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Decreed Date: 6/24/2005

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

Current Water Right No.: 45-10107

Current Owner: SHAUNNA CRANE
DANFORD L CRANE II

Priority Date: 6/30/1985

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	03/15 to 11/15	1.18 CFS	
	<u>Total Diversion</u>	1.18 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4NW1/4SE1/4	Sec. 6,	Twp 12S,	Rge 20E B.M.
CASSIA County				
GROUND WATER	SE1/4SE1/4SE1/4	Sec. 6,	Twp 12S,	Rge 20E B.M.
CASSIA County				
GROUND WATER	SE1/4NW1/4SE1/4	Sec. 5,	Twp 12S,	Rge 20E B.M.
CASSIA County				

Place of Use

IRRIGATION Within CASSIA County

T12S R20E S6	Lot 1	NENE	37.90	T12S R20E S6	Lot 2	NWNE	38.50
T12S R20E S6		SWNE	39.30	T12S R20E S6		SENE	38.90
T12S R20E S6		SENW	28.70	T12S R20E S6		NESW	29.00
T12S R20E S6	Lot 6	NWSW	26.90	T12S R20E S6		NESE	38.90
T12S R20E S6		NWSE	33.00	T12S R20E S6		SESE	27.90

Total Acres: 339

Conditions of Approval:

1. X27 This right is limited to the irrigation of 59 acres within the authorized place of use in a single irrigation season.
2. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 140.
3. X35 Rights 45-2176, 45-2220, 45-2408 and 45-10107 when combined shall not exceed a total diversion rate of 4.78 cfs, a total annual maximum diversion volume of 1120 af at the field headgate, and the irrigation of 339 acres.
4. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
5. X35 Rights 45-2075, 45-2176, 45-2220, 45-2408 and 45-10107 when combined shall not exceed a total diversion rate of 5.58 cfs and the irrigation of 339 acres.
6. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
8. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. K04 This right is an expansion of Right Nos. 45-2176, 45-2220 and 45-2408 pursuant to Section 42-1416B, Idaho Code.
10. 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).

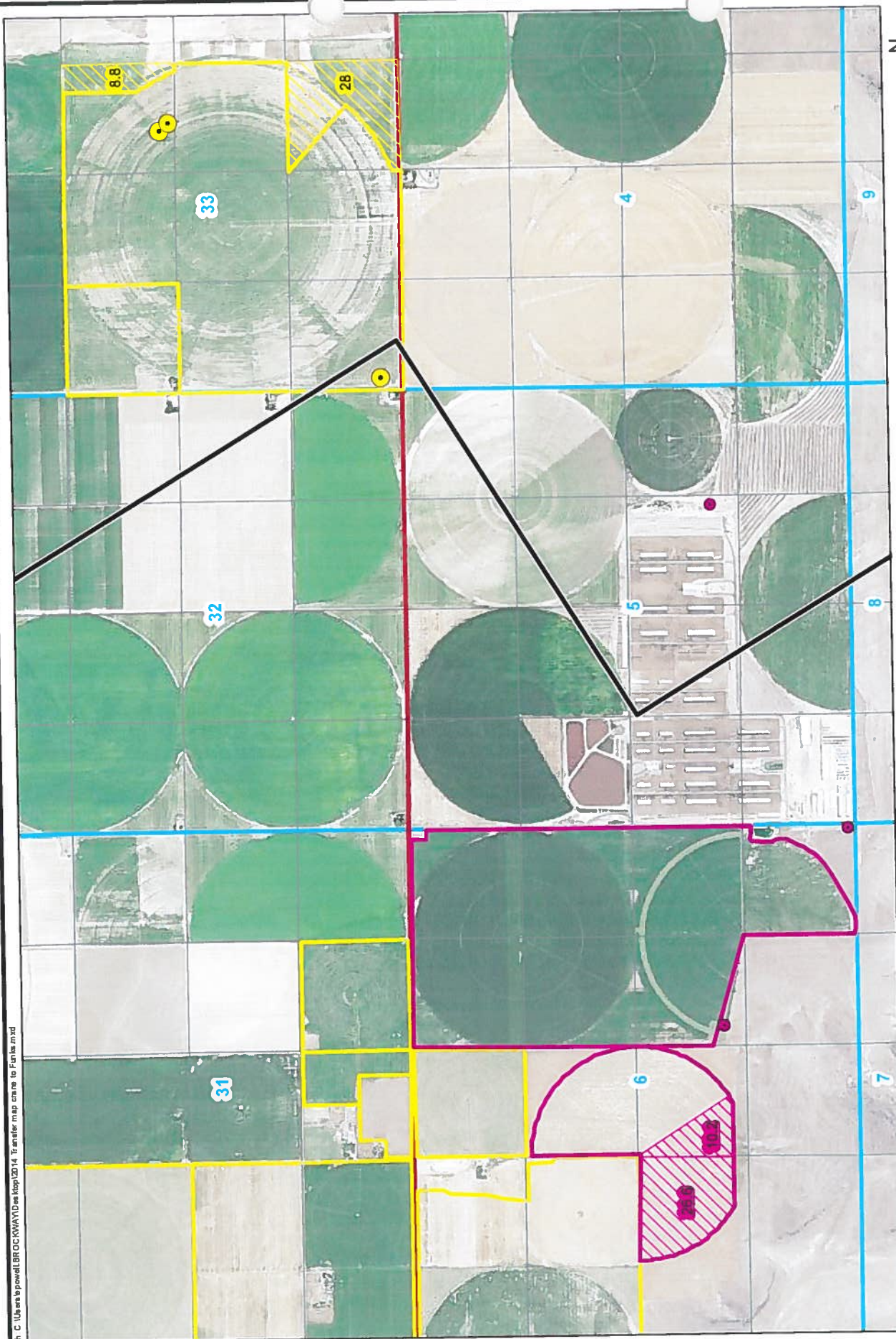
Decreed Date: 6/24/2005

Total Acres (for irrigation use)	36.8
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Total Acres (for irrigation use)	36.8
----------------------------------	------

Total Acres (for irrigation use) 36.8

Path: C:\Users\lpowell\BROCKWAY\Drawings\2014 Transfer map crane to Flank.mxd



Legend

- NewFunkt_CranePOD
- Existing POD
- Dry Up Area = 36.8 ac
- Proposed POU = 36.8 ac
- ESPAM 2.1 Boundary

CRANE, DANFORD & SHAUNNA
WATER RIGHT TRANSFER
NAIP 2013 AERIAL PHOTO.

0 500 1,000 2,000 Feet

BROCKWAY ENGINEERING, PLLC.
GEP - Date: 10/28/2014

TRANSFER 79580

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SEP 24 2014

DEPT OF WATER RESOURCES
SOUTHERN REGION

To Whom It May Concern:

I, Darrell M. Funk, am aware of the proposed transfer to move a portion of water from Shaunna and Danford Crane (Water Right Nos. 45-2176, 45-2220, and 45-2408) to portions of our property (Twin Falls County Parcel Nos. RP11S20E331200 and RP11S20E334800) located in T11S R20E Section 33. I have given my consent to this transfer and agree to allow this water to irrigate my property.

Sincerely,

Darrell M Funk

Darrell M. Funk

9-18-14

Date

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SEP 03 2014

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

Transfer No.

79580

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) Shaunna Crane and Danford L Crane IICheck 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 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: _____

SEP 03 2014

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDEPT OF WATER RESOURCES
SOUTHERN REGIONAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of Applicant(s) Shaunna Crane and Danford L Crane II Phone 208-423-5176Mailing address 3772 North 3600 East; Kimberly, Idaho 83341 Email _____

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☒ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☒ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

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

☐ No RepresentativeName of Representative Erick Powell, Brockway Engineering, PLLC Phone 208-736-8543Mailing address 2016 Washington Street North #4; Twin Falls, Idaho 83301 Email erick.powell@brockwayeng.com

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

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

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

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 Split Rights
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**.

A portion of the groundwater rights will be moved to a new POU with new PODs.

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 wells will be used to divert water into pipes and distribution system to apply the ground.

- b. Who owns the property at the point(s) of diversion? Darrell M. Funk

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
Agreement between Crane's and Funk's to purchase the land and water rights.

- 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:
Land currently irrigated by water rights will continued to be irrigated by newly acquired water rights that will be transferred in by a separate transfer.

- 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:
This ground used to be irrigated by Twin Falls Canal Company water. TFCC shares have been moved from this land to other designated land.

- 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:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 3

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- ☒ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.
- ☒ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b**. If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

B. CHANGES IN NATURE OF USE (Water Balance)

- ☐ If you propose to change the nature of use or period of use of all or part of the right(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above:

Supplemental

FOR DEPARTMENT USE ONLY

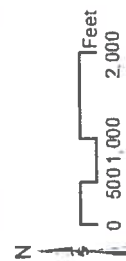
Transfer contains _____ pages and _____ attachments.

Received by <u>DM</u>	Date <u>9-3-2014</u>	Preliminary check by _____	Date _____
Fee paid <u>\$500 -</u>	Date <u>9-3-2014</u>	Received by <u>DM</u>	Receipt # <u>5034277</u>
Add'l fee paid _____	Date _____	Received by _____	Receipt # _____

Legend

- NewFunk_CranePOD
- Existing POD
- Dry Up Area = 57.5 ac
- Proposed POU = 57.5 ac
- ESPAM 2.1 Boundary

**CRANE, DANFORD & SHAUNNA
WATER RIGHT TRANSFER
NAIP 2013 AERIAL PHOTO.**





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 12, 2014

DANFORD L CRANE II
SHAUNNA CRANE
3772 N 3600 E
KIMBERLY, ID 83341

RE: Transfer No. 79580
Water Right No(s). 45-10107, 45-2176, 45-2220, 45-2408

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.

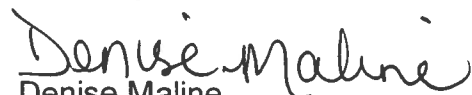
A legal notice of the application has been prepared and is scheduled for publication in the **TIMES NEWS on 12/18/2014 and 12/25/2014**. Protests to this application may be submitted for a period ending ten (10) days after the second publication (**January 5, 2015**).

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:

BROCKWAY ENGINEERING PLLC
C/O ERICK POWELL
2016 N WASHINGTON ST STE 4
TWIN FALLS, ID 83301

Maline, Denise

From: Maline, Denise
Sent: Thursday, December 11, 2014 2:50 PM
To: Times News
Subject: LEGAL NOTICE
Attachments: Times News Cover Letter.docx; Times News Ad.doc

Attached please find (1) legal notice being submitted for publication on December 18th & 25th, 2014. Please feel free to contact me if you have any questions, or if you are not able to run the ad on the dates requested.

Thank you in advance,

Denise Maline
Administrative Assistant
Idaho Dept of Water Resources, Southern Region
650 Addison Ave W, Ste 500
Twin Falls, ID 83301
(208) 736-3033
denise.maline@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

December 11, 2014

LEGAL NOTICE DEPARTMENT

TIMES NEWS

PO BOX 548

TWIN FALLS, ID 83303-0548

RE: Transfer No. 78846
Water Right No(s): 43-10597A, 43-2574D, 43-2576D

RE: Transfer No. 79579
Water Right No(s): 47-2521

RE: Transfer No. 79580
Water Right No(s): 45-10107, 45-2176, 45-2220, 45-2408

RE: Transfer No. 79679
Water Right No(s): 36-7377F, 36-7547F

RE: Transfer No. 79680
Water Right No(s): 36-7377F, 36-7547F

RE: Transfer No. 79686
Water Right No(s): 43-13286, 43-13288, 43-13290

RE: Transfer No. 79687
Water Right No(s): 37-20799

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 5, 2015. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 78846**

CROSS E LAND LLC, 358 S 2750 E, DECLO, ID 83323; has filed Application No. 78846 for changes to the following water rights within CASSIA County(s): Right No(s). 43-10597A, 43-2574D, 43-2576D. The purpose of the transfer is to change a portion of the above rights as follows: Transfer proposes to add a point of diversion to water rights 43-2574D, 43-2576D and 43-10597A, total allowance for the water rights is 26.82 cfs and 6,072 af. No change will occur to the place of use. The new well will have a maximum capacity of 6 cfs and be located approximately 5.5 miles east and 11 miles north of the City of Malta. Published in Times News, Idaho Statesman, Post Register & Lewiston Tribune on December 18th & 25th, 2014.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 79579**

BRUCE L BULCHER and KATHY J BULCHER, 3627 E 3300 N, HANSEN, ID 83334; has filed Application No. 79579 for changes to the following water rights within CASSIA, TWIN FALLS County(s): Right No(s). 47-2521. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes moving a 2.0 cfs ground water right for the irrigation of 146.5 acres at a proposed place of use (POU) on an existing farm, with water diverted from four existing wells. The proposed POU and the four wells are located approximately 4.7 to 6.0 miles south and 0.7 miles east to 0.9 miles west of Murtaugh. Current place of use is located approximately 1.1 to 1.6 miles south and 5.4 to 5.9 miles west of Murtaugh.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 79580**

SHAUNNA CRANE and DANFORD L CRANE II, 3772 N 3600 E, KIMBERLY, ID 83341; has filed Application No. 79580 for changes to the following water rights within CASSIA, TWIN FALLS County(s): Right No(s). 45-10107, 45-2176, 45-2220, 45-2408. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes moving portions of four irrigation ground water rights for use in a new place of use on an existing farm located approximately 4.5 to 5.2 miles south and 2.0 to 2.6 miles east of Murtaugh. The portions to be moved are as follows: 8.7 acres (0.17 cfs) from water right 45-2176; 17.4 acres (0.20 cfs) from right 45-2220; 26.1 acres (0.14 cfs) from right 45-2408 and 6.4 acres (0.13 cfs) from right 45-10107. Total allowed diversion for the moved portions will be 0.52 cfs and 122 Af for the irrigation of 36.8 acres. Current place of use is located approximately 5.2 to 6.2 miles south and 0.0 to 0.9 miles east of Murtaugh.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 79679**

SOUTHFIELD DAIRY, 3308 S 1600 E, WENDELL, ID 83355; has filed Application No. 79679 for changes to the following water rights within GOODING County(s): Right No(s). 36-7377F, 36-7547F. The purpose of the transfer is to change a portion of the above rights as follows: Transfer proposes moving a 5.9 acre portion of two irrigation rights from a farm located approximately 5.5 to 6.0 mi. west and 1.5 to 2.0 mi. south of the center of Wendell to an existing CAFO located approximately 3.5 to 4.0 mi. west and 5.25 to 5.5 mi. south of the center of Wendell (intersection of Main St. and HWY 46). Transfer will allow for the diversion of up to 0.11 cfs and 23.6 AFA from an existing well for uses associated with the CAFO facility.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 79680**

SOUTHFIELD DAIRY, 3308 S 1600 E, WENDELL, ID 83355; has filed Application No. 79680 for changes to the following water rights within GOODING County(s): Right No(s). 36-7377F, 36-7547F. The purpose of the transfer is to change a portion of the above rights as follows: Transfer proposes converting a 17.1 acre portion of two irrigation rights from a farm located approximately 5.5 to 6.0 mi. west and 1.5 to 2.0 mi. south of the center of Wendell to an existing dairy operation located approximately 5.0 to 5.5 mi. west and 1.5 to 2.0 mi. south of the center of Wendell (intersection of Main and HWY 46). Transfer will allow for the diversion of up to 0.32 cfs and 68.4 AFA from three existing wells for uses associated with the dairy facility.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 79686**

JCK FARMS LLC, 695 S 320 W, PROVO, UT 84601; has filed Application No. 79686 for changes to the following water rights within CASSIA County(s): Right No(s). 43-13286, 43-13288, 43-13290. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes to add a point of diversion (POD) to ground water irrigation rights 43-13286 (2.75 cfs), 43-13288 (3.68 cfs), and 43-13290 (1.04 cfs) which are currently diverted from 4 wells. The new well will be located 1.75 miles north and 0.25 miles east of the intersection of State Highways 77 and 81 in Malta.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 79687**

MICKEY R LEGUINECHE and LOUIS J LEGUINECHE, 1450 S 1750 E, GOODING, ID 83330; has filed Application No. 79687 for changes to the following water rights within GOODING County(s): Right No(s). 37-20799. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes to change a groundwater point of diversion located approximately 4.8 miles north and 1.7 miles west of the center of the city of Gooding (7th and Main) to a new well to be drilled located approximately 4.5 miles north and 2.25 miles west of the center of the city of Gooding. The proposed new well will allow for the diversion of 2.04 cfs, 408.0 afa, for the irrigation of 102.0 acres.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033. To see a full description of these rights and the proposed transfers, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 Addison Ave W Ste 500, Twin Falls ID 83301 together with a protest fee of \$25.00 for each application on or before January 5, 2015. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on December 18th & 25th, 2014

Mills, William

From: Erick Powell [erick.powell@brockwayeng.com]
Sent: Friday, December 05, 2014 2:28 PM
To: Mills, William
Subject: Crane to Funk Transfer

Hi Bill,

It is the intent of transfer no. 79580 to move a total of 36.8 acres from the current place of use to the proposed place of use. The discrepancy between the water right record and IDWR shapefile, resulted in a slight error on the area to be moved by qq. From the current place of use, please adjust the NWSW quarter to 26.9 acres and 9.9 acres out of the NESW quarter in Section 6.

Regards,
Erick

G. Erick Powell, Ph.D., P.E.
Brockway Engineering, PLLC
2016 Washington Street North, #4
Twin Falls, Idaho 83301
Office: 208-736-8543
erick.powell@brockwayeng.com

All information, calculations, maps, drawings, or other documents transmitted via email are preliminary unless explicitly stated in the email text or in the documents themselves.

MEMORANDUM

Date: December 3, 2014
To: Transfer 79580 File
From: Bill Mills
Re: Evaluation of Sufficiency of Information Submitted

Application for transfer proposes moving portions of four irrigation ground water rights for use in a new place of use (POU) on an existing farm located approximately 4.5 to 5.2 miles south and 2.0 to 2.6 miles east of Murtaugh. The portions to be moved are as follows: 8.7 acres (0.17 cfs) from water right 45-2176; 17.4 acres (0.20 cfs) from right 45-2220; 26.1 acres (0.14 cfs) from right 45-2408 and 6.4 acres (0.13 cfs) from right 45-10107. Total allowed diversion for the moved portions will be 0.52 cfs and 122 Af for the irrigation of 36.8 acres. Current place of use is located approximately 5.2 to 6.2 miles south and 0.0 to 0.9 miles east of Murtaugh.

One of the three wells at the current place of use lies just inside Eastern Snake Plain Aquifer (ESPA) smooth model boundary, and two of the three wells at the proposed POU for the split portions of the water rights are also within the ESPA boundary. The applicant's representative requested that Department staff review the application to determine if ESPA model analysis would need to be provided with the application. With the assistance of administrative staff and using a centroid analysis approach, it was determined that no model analysis would be required for this application.

All points of diversion (POD) at the current and proposed POU are within the Artesian City Critical Ground Water Area and Water District 140. Watermaster comments will be solicited.

This transfer is a companion to transfer #79579, which when approved, will move portions of a POU for a separate water right onto grounds formerly associated with the portions of the rights being split and moved to a new POU in this transfer.

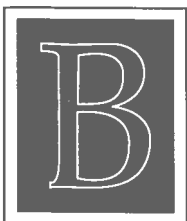
Overlap analysis indicates there are no surface or ground water rights appurtenant to the proposed POU although the POU is in both The Twin Falls Canal Company and Southwest Irrigation District service areas. Proposed PODs also provide irrigation ground water under water rights 45-2211A, 45-2403, 45-2337A and 45-2517A for a combined total of 4.71 cfs and 1284.0 af used to irrigate 321.0 acres in an adjacent POU.

- **Authority to File:** Applicant is listed as the current owner of all water rights in this transfer. The ownership of the portions being split and moved to lands owned by a separate party will be changed after transfer approval and the owner has provided documentation indicating agreement with the proposed move.
- **Water Right Validity:** The water rights in this transfer were all decreed in the SRBA on 6/24/2005. Recent aerial and satellite imagery indicate the properties associated with these rights

appear to be irrigated.

- **Injury to Other Water Rights:**
None anticipated.
- **Enlargement of Use:**
None anticipated.
- **Local Public Interest:**
No issues anticipated.
- **Beneficial Use/Conservation of Water Resources:**
Proposed use is recognized as a beneficial use of water.
- **Effect on the Economy of the Local Area:**
None Anticipated.
- **Effect on Agricultural Base of the Local Economy:**
None Anticipated.

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



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

October 28, 2014

Mr. William Mills
Idaho Department of Water Resources
650 Addison Ave. West, Suite 500
Twin Falls, Idaho 83301

Re: Amended Crane Transfer

Dear Bill,

Here is the revised Crane transfer to reflect the change in the acres and the inclusion of the expansion right.

Sincerely,

G. Erick Powell, Ph.D., P.E.

RECEIVED

OCT 28 2014

DEPT OF WATER RESOURCES
SOUTHERN REGION

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

Mills, William

From: Erick Powell [erick.powell@brockwayeng.com]
Sent: Thursday, September 25, 2014 4:20 PM
To: Mills, William
Subject: RE: Crane Transfer #79580
Attachments: 2014 Transfer map to Funks.pdf; 2014 Transfer map Crane to Funks.pdf

Hi Bill,

As we discussed on the phone, I have been instructed by our client to change the acre amount moved by the Cranes will be reduced from 57.5 acres to 36.8 acres. This will eliminate the ownership questions that you raised on Section 33. I've provided two maps to help illustrate this:

Map 1: "2014 Transfer map to Funks.pdf" – shows potential place of use for water right 47-2521. This is 146.5 acres within the PPU area. Includes the 36.8 acres of Crane water moved in Transfer 3.

Map 2: "2014 Transfer map Crane to funks.pdf" – shows original place of use of 36.8 acres of Crane water and proposed new place of use of 36.8 acres.

Reduction in area moved under Transfer #3 will likewise change the quantity of water rights moved under Transfer #3:

45-2176 (0.17 cfs and 35 acft/year)

45-2220 (0.20 cfs and 70 acft/year)

45-2408 (0.14 cfs and 70 acft/year)

45-10107 (0.13 cfs)

In combination, these rights will be limited to 0.52 cfs and 122 acft/year on 36.8 acres.

Also, I visited with Shelley this afternoon to get a bit more clarification on what IDWR is looking for to provide evidence that the shares of TFCC water were obtained to replace the groundwater and not to be used in conjunction with groundwater. I will hopefully get some additional information to you next week.

Regards,

Erick

From: Mills, William [<mailto:William.Mills@idwr.idaho.gov>]
Sent: Thursday, September 25, 2014 9:44 AM
To: Erick Powell
Subject: Crane Transfer #79580

Erick,

Attached is a map of the Funk property and in the SENE of Sec 33, Mr. Funk doesn't seem to own that property. Also I've identified the actual acre amounts he owns in the NESE & SESE of Sec 33. So, we either need a statement from UBS Agrivest (typo on the map reads USB) allowing Mr. Funk to irrigate their 6.6 acres, unless he purchased it, and/or an updated POU map and direction as to how many acres to include in the POU each QQ. Fed agribusiness owns the rest of the land he's apparently irrigating in those same three QQs, so maybe we can keep it as is, if both entities want to sign off on it.

Fun and games,
Bill

No virus found in this message.

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DEPT OF WATER RESOURCES
SOUTHERN REGION

August 29, 2014

Allen Merritt
Idaho Department of Water Resources
650 Addison Ave. West, Suite 500
Twin Falls, Idaho 83301-5858

Re: Transfer Applications for Bruce Bulcher
Project No. 1248-01-2013

Dear Allen,

Enclosed with this letter are three applications for transfer of water rights. I will discuss each water right transfer and how these applications are interrelated.

Bruce Bulcher came into our office last winter to inquire about options regarding his groundwater right (47-2521) that he no longer uses or needs. This groundwater was licensed for irrigation of 146.5 acres with 2 cfs and has a priority date of 10/25/1948. The Bulcher's also have another groundwater right (47-2531) with a priority date of 8/19/1950 to irrigate 80 acres with 0.7 cfs. Combined, these rights authorized irrigation of 226.5 acres. These rights were originally licensed as primary water source and not combined with any other source.

The Bulcher family decided that pumping groundwater for irrigation was economically prohibitive and they secured 239.97 shares of Twin Falls Canal Company in 1985 and 1986 to replace the irrigation water source on the farm. The groundwater rights were used to irrigate the rest of the 360-acre farm, not as supplement water to the TFCC shares.

Both groundwater rights were partially decreed in the SRBA on 6/10/2010. The IDWR recommendation and SRBA partial decree followed the license and historical documents, which supported that these groundwater rights are primary water sources and are not supplementary to TFCC water. However, following the partial decree, IDWR added an explanatory comment that these rights were combined with TFCC water (Condition S20). It appears that this comment was incorrectly applied to these groundwater rights, as these groundwater rights were developed as primary rights and then replaced by TFCC water. According to Mr. Bulcher, these groundwater rights were never used in combination with TFCC.

CHARLES E.
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PH.D., P.E.

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Outline of Materials Submitted:

1. PPU Transfer 47-2531
 - a. Transfer application
 - b. Map of transfer, including POU within PPU
 - c. Signed letter from lienholder
 - d. TFCC documents
 - e. License of 47-2531, other IDWR and SRBA records are available in IDWR files
 - f. Power Records from 2009-2013 from Bulcher groundwater use
 - g. Fee submitted for transfer \$500
2. Transfer of 47-2521
 - a. Transfer application
 - b. Map of transfer, including POU within PPU
 - c. Signed letter from lienholder included in 47-2531 transfer
 - d. TFCC documents included in 47-2531 transfer
 - e. License of 47-2521, other IDWR and SRBA records are available in IDWR files
 - f. Power Records from 2009-2013 included in 47-2531 transfer
 - g. Purchase agreement between Bulcher and Funk Farms
 - h. Fee submitted for transfer \$580
3. Transfer of Crane Water rights
 - a. Transfer application
 - b. Map of transfer
 - c. ESPA Evaluation was not performed because IDWR indicated that no analysis was necessary for transfers to neighboring cells
 - d. Ownership of water rights will remain with Crane's with authorization of Funks to put Bulcher's water rights on Crane property.
 - e. Fee submitted for transfer \$500