

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 79659

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

RECEIVED
OCT 31 2014
Department of Water Resources
Eastern Region

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) 4W Farms (Deloy, Viola, Neal, and Shelly Ward)

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

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

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

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

- ☐ ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☒ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
- ☐ ☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s).**
** Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☒ ☐ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☒ ☐ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm.
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☒ ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the 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: Maps from 2009 and 2011 showing pivot corner irrigation.

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OCT 31 2014

Department of Water Resources
Eastern RegionSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant(s) 4W Farms (Deloy, Viola, Neal, and Shelly Ward) Phone 208-356-5190
 Mailing address 1305 S. 200 E., Rexburg, ID 83440 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 Robert L. Harris, Holden, Kidwell, Hahn & Crapo, PLLC Phone 208-523-0620
 Mailing address 1000 Riverwalk Dr., Idaho Falls, ID 83405 Email rharris@holdenlegal.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.

Robert L. Harris
 Signature of Applicant or Authorized Representative

Robert L. Harris, Attorney
 Print Name and Title if applicable

October 31, 2014
 Date

 Signature of Applicant or Authorized Representative

 Print Name and Title if applicable

 Date

A. PURPOSE OF TRANSFER

- ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Combine POU of rights.
- 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**.

This transfer is necessary to cover certain acres currently irrigated but not covered by a water right in the S1/2, Section 10, 1S, 34E. To accomplish this, a 30 acre portion of Water Right No. 35-7075 will be moved and joined with the entirety of Water Right No. 35-13465 to create a 289-acre place of use.

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 ☒ ☐	35-13465	4.64/1036	Irrigation	5/01 to 10/31	Ground water
☐ ☒	35-7075 (moved)	.53/120	Irrigation	4/15 to 10/15	Ground water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 5.17 cfs and/or 1156 acre-feet.

2. Total amount of water proposed to be transferred or changed 5.17 cubic feet per second and/or 1156 acre-feet per year.

3. Point(s) of Diversion:

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

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
N			SW	SE	10	1S	34E	BINGHAM	GROUND WATER	A0006206

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	
1S	34E	10									32.8	35	37.2	39.5	34.4	33	39.9	37.2	289
Total Acres (for irrigation use)																			289

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

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

Well and pump into mainlines and center pivots and hand lines.

- 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: No.

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

- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?

If yes, ☐ complete Attachment WSB.

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

The current place of use for 35-7075 will be reduced by 30 acres, and the current place of use of 35-13465 will have said 30 acre portion of 35-7075 combined with it for a total place of use of 289 acres.

- f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:

None

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

Yes No

- | | | |
|--------------------------|-------------------------------------|---|
| ☐ | ☒ | undergone a period of five or more consecutive years of non-use, |
| ☐ | ☒ | currently leased to the Water Supply Bank, |
| ☐ | ☒ | currently used in a mitigation plan limiting the use of water under the right, or |
| ☐ | ☒ | currently enrolled in a Federal set-aside program limiting the use of water under the rights? |

If yes, describe:

****See Attachment #10.** Transfer of pivot corners are generally subject to additional scrutiny by IDWR. The applicant irrigated all corners in 2009 and 2011 (see maps), and applicant has irrigated some of the corners in alternating seasons (such as 2013 where only 3 corners were irrigated). Forfeiture is not an issue.

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

- If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

If any part of the irrigation water right is leased to the Water Supply Bank, you must also specify the location and number of acres that will remain idled for the duration of the lease contract at the new, proposed place of use.

☐ 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**.

☐ 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:

[illegible]

Transfer contains _____ pages and _____ attachments.

Received by _____ Date 10/31/14 Preliminary check by _____ Date _____
 Fee paid 900.00 Date 10/31/14 Received by ae Receipt # E040375
 Add'l fee paid _____ Date _____ Received by _____ Receipt # _____

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

[Close](#)IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

10/30/2014

WATER RIGHT NO. 35-13465

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DE LOY Z WARD
Current Owner	NEAL D WARD
Current Owner	SHELLY M WARD
Current Owner	VIOLA J WARD
	1305 S 200 E
	REXBURG, ID 83440
	(208)356-5190
Original Owner	DAVID T LOSEE
	RT 4 BOX 142
	BLACKFOOT, ID 83221
Original Owner	FARM CREDIT BANK OF SPOKANE
	2225 W BROADWAY STE A
	IDAHO FALLS, ID 83402
	(208)552-2300

Priority Date: 05/10/1968

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	05/01	10/30	4.64 CFS	1036 AFA
Total Diversion			4.64 CFS	

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Location of Point(s) of Diversion:

GROUND WATER|SWSE|Sec. 10|Township 01S|Range 34E|BINGHAM County

Place(s) of use:

Place of Use Legal Description: IRRIGATION BINGHAM County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
01S	34E	10		NESW	32		NWSW	32		SWSW	32		SESW	32
				NESE	32		NWSE	32		SWSE	35		SESE	32

Total Acres: 259

Conditions of Approval:

1. 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.
The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown
2. X61 and other elements of the right are not exceeded. The use of water before 5/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than SRBA partial decree date.

Dates:

Licensed Date:

Decreed Date: 03/04/2002

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: And

Water District Number: 120

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Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

10/30/2014

WATER RIGHT NO. 35-7075

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DE LOY Z WARD
Current Owner	NEAL D WARD
Current Owner	SHELLY M WARD
Current Owner	VIOLA J WARD
	1305 S 200 E
	REXBURG, ID 83440
	(208)356-5190
Original Owner	CHARLES M FRANDSEN
	RT 4 BOX 142
	BLACKFOOT, ID 83221
Original Owner	FARM CREDIT BANK OF SPOKANE
	2225 W BROADWAY STE A
	IDAHO FALLS, ID 83402
	(208)552-2300

Priority Date: 04/01/1969

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/15	10/15	5.57 CFS	1252 AFA
Total Diversion			5.57 CFS	

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Location of Point(s) of Diversion:

GROUND WATER|SENW|Sec. 13|Township 01S|Range 34E|BINGHAM County

Place(s) of use:

Place of Use Legal Description: IRRIGATION BINGHAM County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
01S	34E	12		NESW	40		NWSW	39		SWSW	38		SESW	40
		13		NENW	40		NWNW	37		SWNW	39		SENW	40

Total Acres: 313

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 AND AFTER OCTOBER 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

Dates:

Licensed Date:

Decreed Date: 03/04/2002

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

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Attachment No. 4

Power of Attorney

**Attorney Roster Search - Individual Attorney Result
(as of 10/24/14)****Robert Lynn Harris**

Address: PO Box 50130
Idaho Falls, ID 83405
Firm: Holden, Kidwell, Hahn & Crapo, PLLC

Phone: (208) 523-0620 Ext.
FAX: (208) 523-9518

E-Mail Address: rharris@holdenlegal.com
Website Address: www.holdenlegal.com

ISB Membership Number: 7018
Admittance Date: Sep/30/2004
Status: Active

Address Change Form

The information above is based on the Idaho State Bar records as of the date listed above. To send us an update on your own listing, please use the online Address Change Form or send an email to the Licensing Department. Please notify the Licensing Department if you find that another attorney's information is incorrect. Questions on attorney status and good standing should also be directed to the Licensing Department at (208) 334-4500.

Current Status Definitions

Contact the Bar Counsel's Office at (208) 334-4500 to request a disciplinary history on an attorney.

Information on former members of the Idaho State Bar is limited to name, admission date and status. The online records include former members going back to approximately 1994. Records on former members from before 1994 are not available online. Please contact the Licensing Department for more information on former members.

P.O. Box 895 Boise Idaho 83701 ph (208) 334-4500 fax (208) 334-4515

Idaho State Bar | Idaho Law Foundation | Idaho.gov | [Site Map](#) | [Contact Us](#)

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Attachment No. 5

ESPA Analysis and Mitigation Plan

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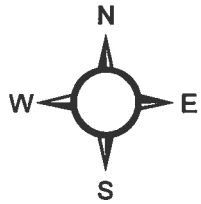
ESPA ANALYSIS

Per Transfer Memo No. 24, Part 12 is not necessary to run an ESPA analysis because the portion of 35-7075 being transferred is being moved to a point of diversion in a model grid cell adjacent to the current point of diversion. The adjacent cells are 72,138 (from well) and 71, 137 (to well).

7 9 6 5 9

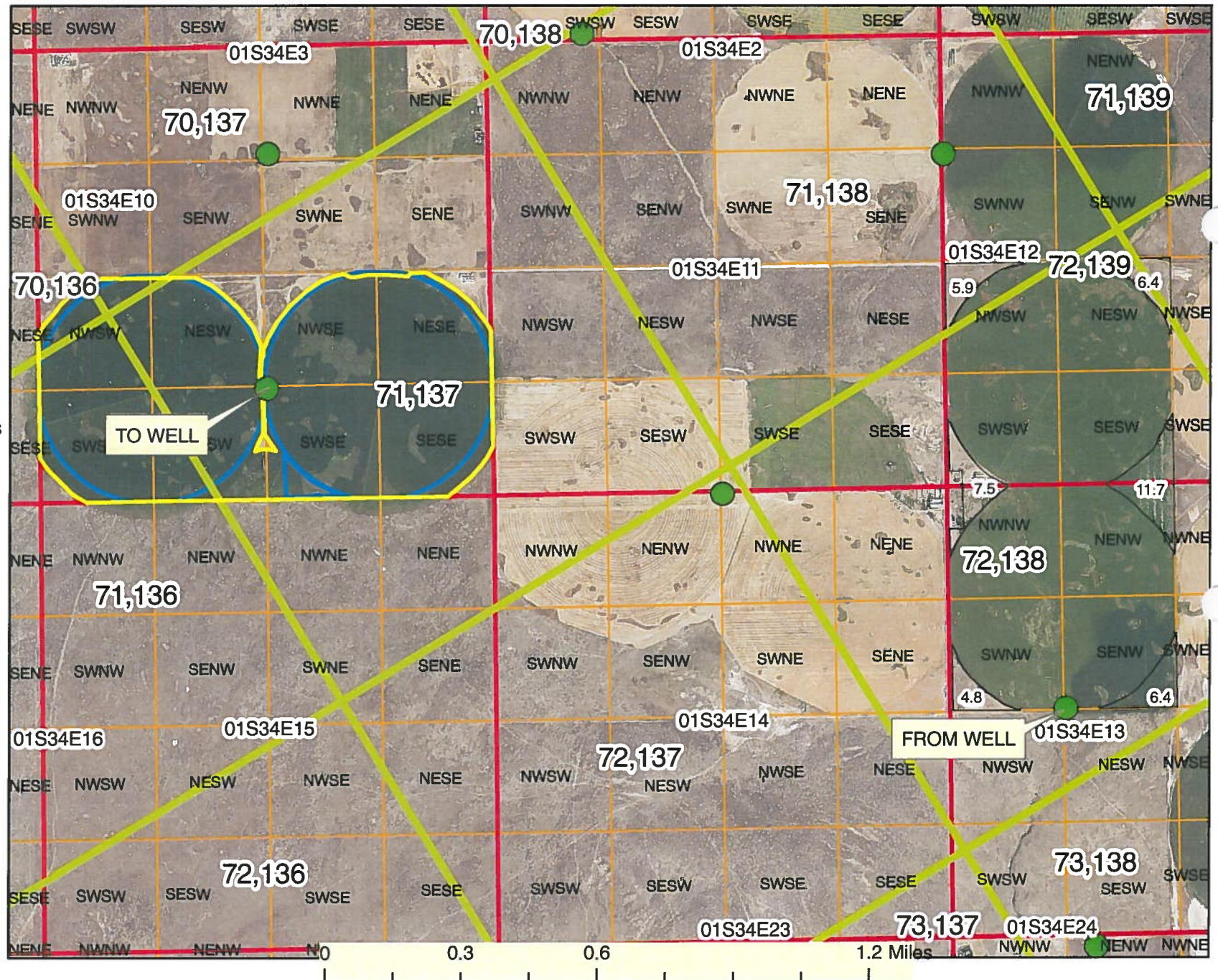
7 9 6 5 9

4W FARMS TRANSFER



Legend

- wrpod
- New POU
- modelgrid
- 13465_POU
- 7075 Pivot Corners
- Township_Lines
- Section_Lines
- Quarter-quarters



Prepared by:
Robert L. Harris
2013 Photo

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Attachment No. 7a

Map

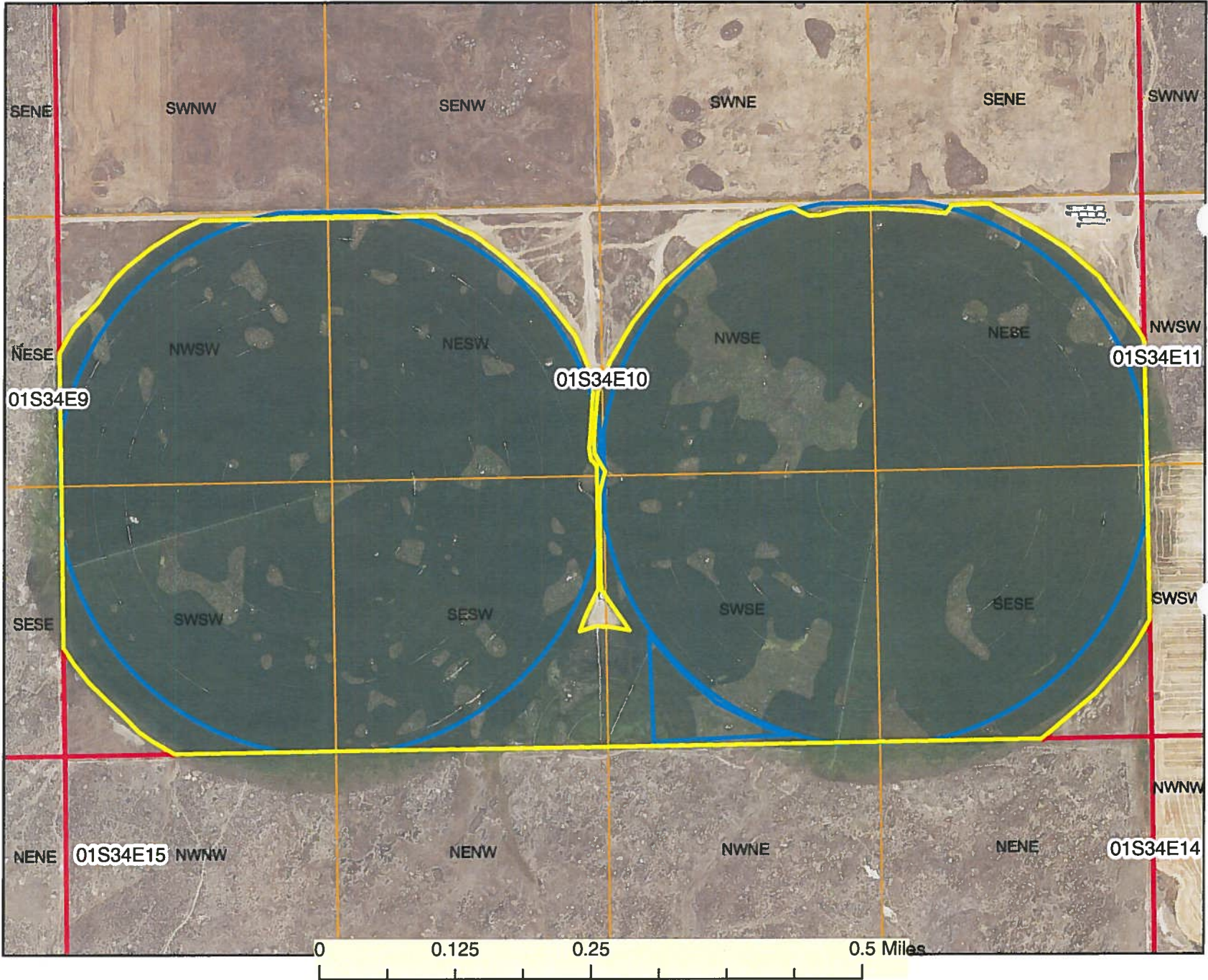
4W FARMS TRANSFER

Legend

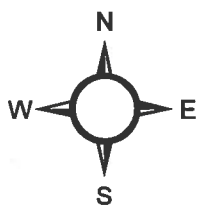
- New POU
- 13465_POU
- Township_Lines
- Section_Lines
- Quarter-quarters

69962

Prepared by:
Robert L. Harris
2013 Photo

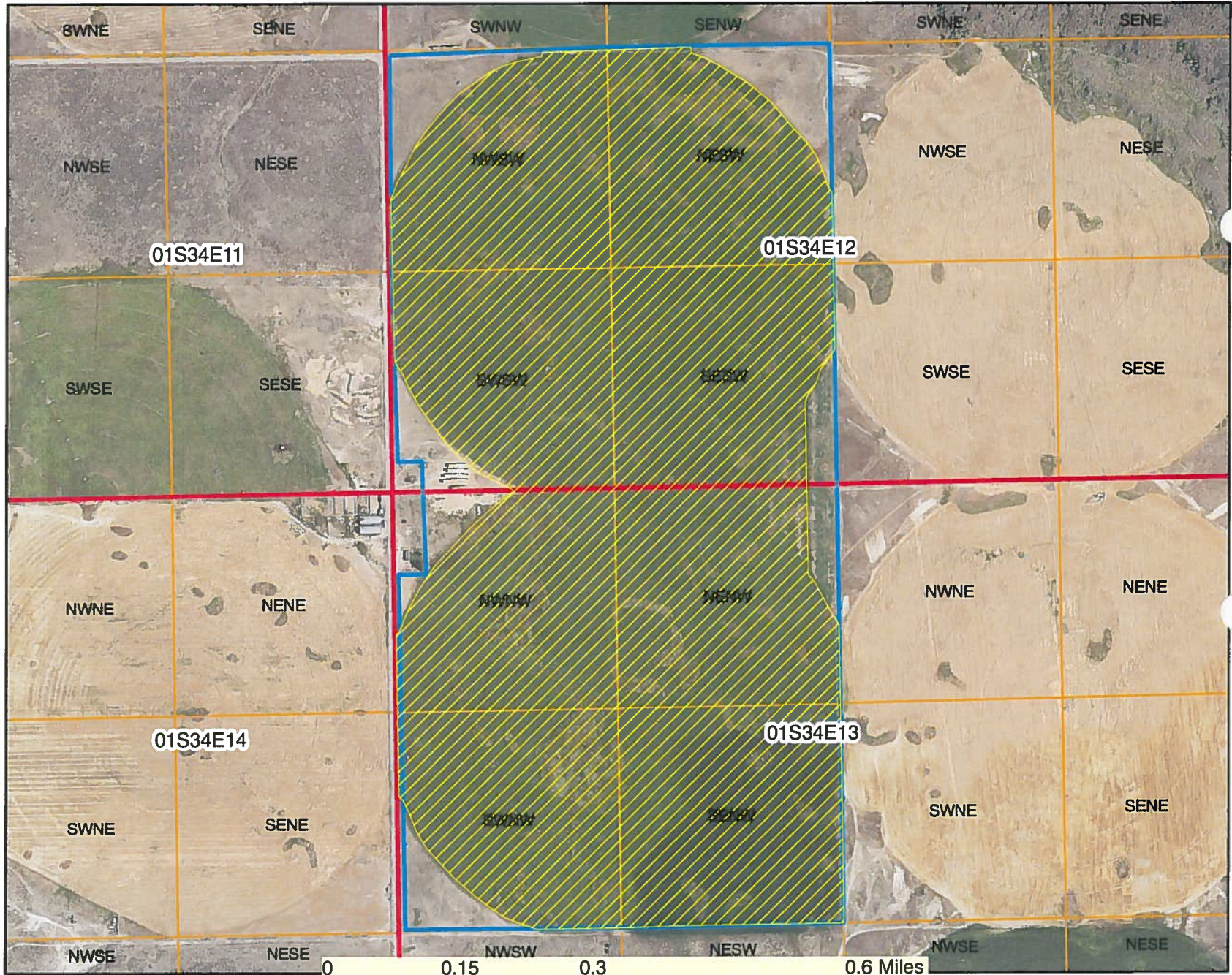


4W FARMS TRANSFER

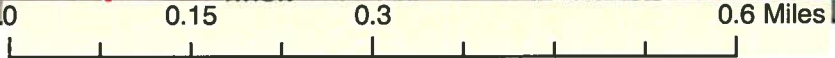


- Legend**
- New 7075 POU
 - Old_7075
 - Township_Lines
 - Section_Lines
 - Quarter-quarters

79659

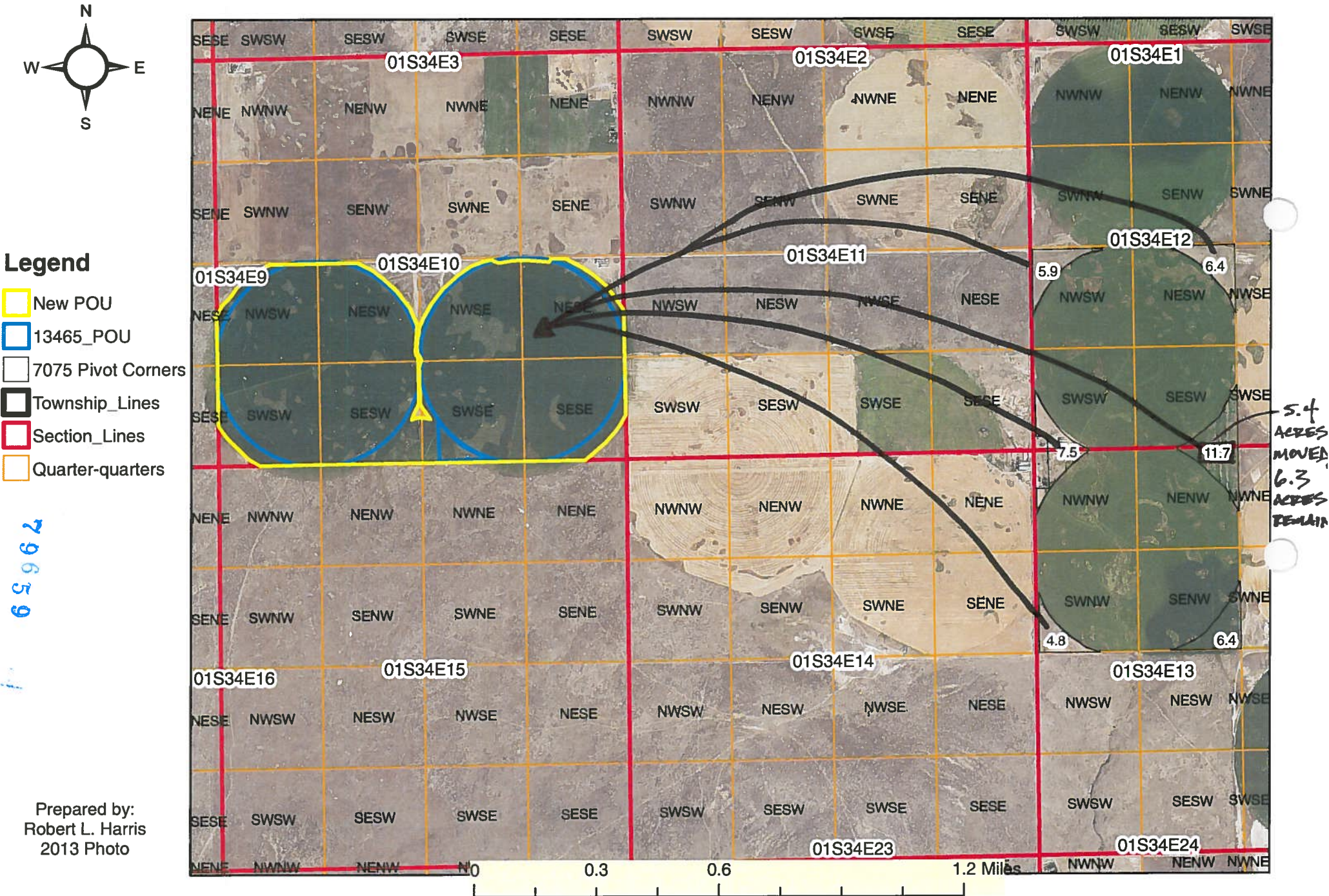


Prepared by:
Robert L. Harris
2013 Photo

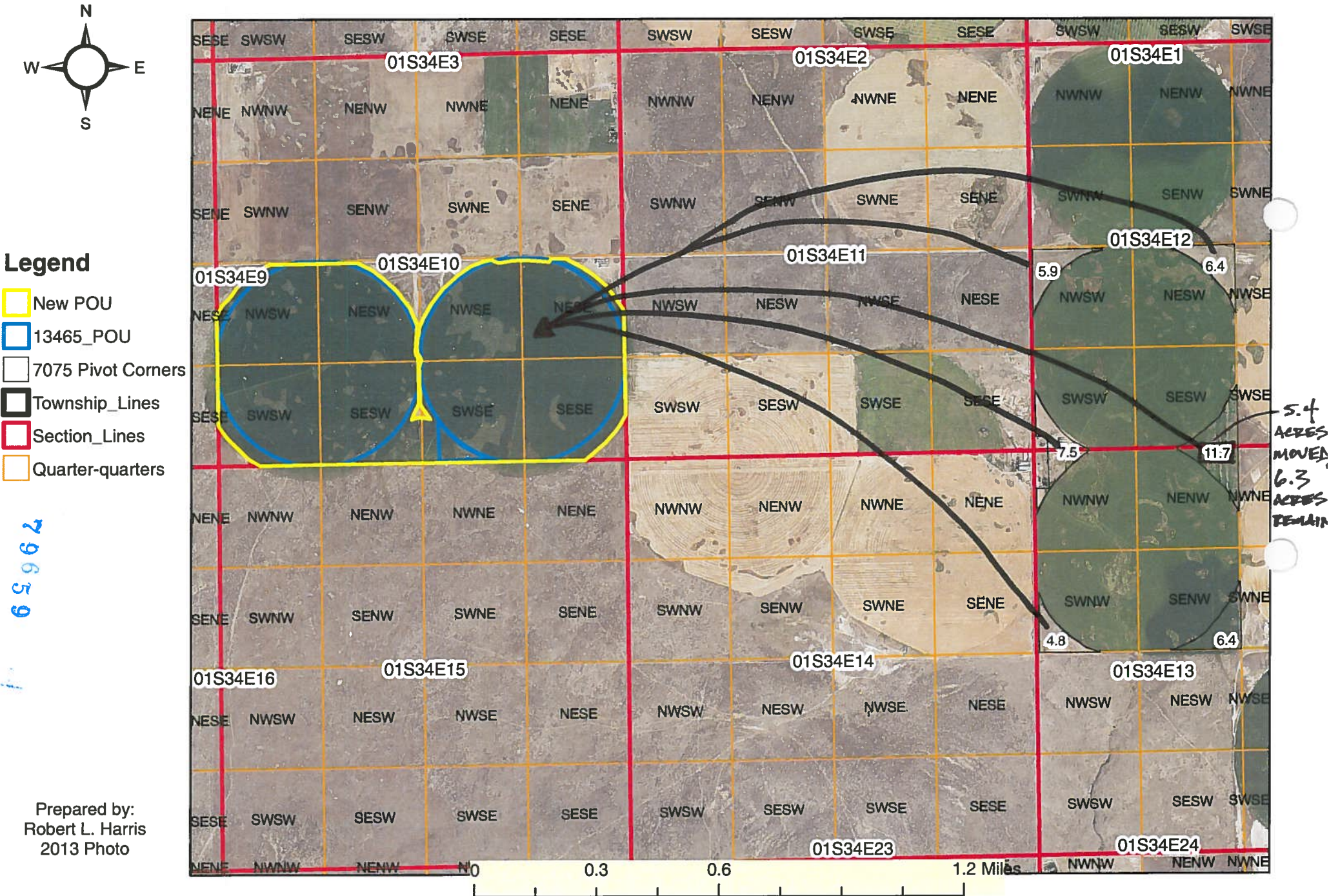


Attachment No. 7b
Map (GIS shapefile)

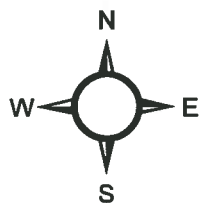
4W FARMS TRANSFER



4W FARMS TRANSFER

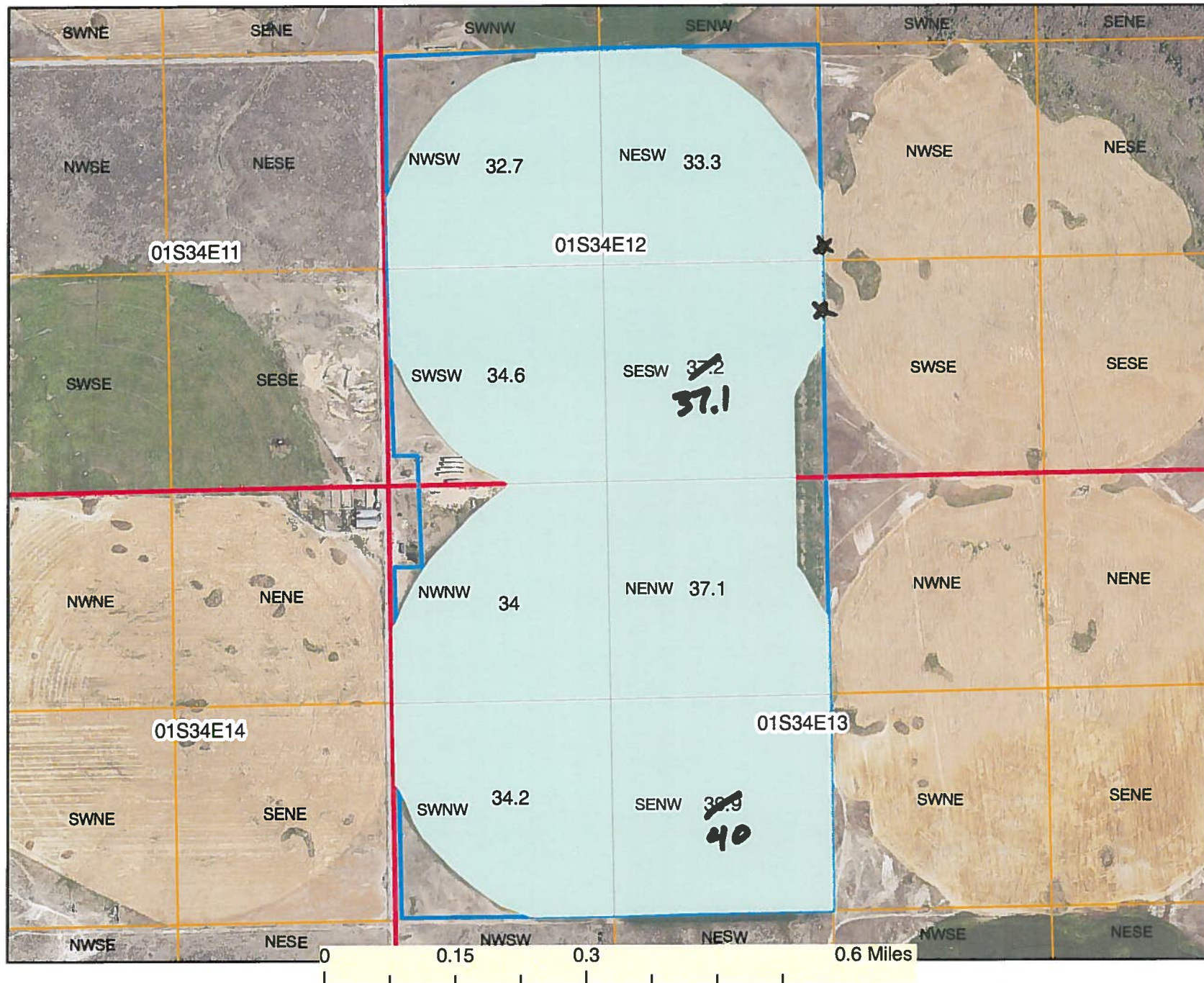


4W FARMS TRANSFER



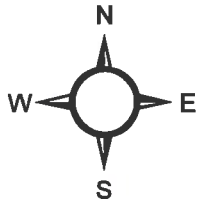
Legend

-  gcdb_qq_Clip19
-  New 7075 POU
-  Old_7075
-  Township_Lines
-  Section_Lines
-  Quarter-quarters



Prepared by:
Robert L. Harris
2013 Photo

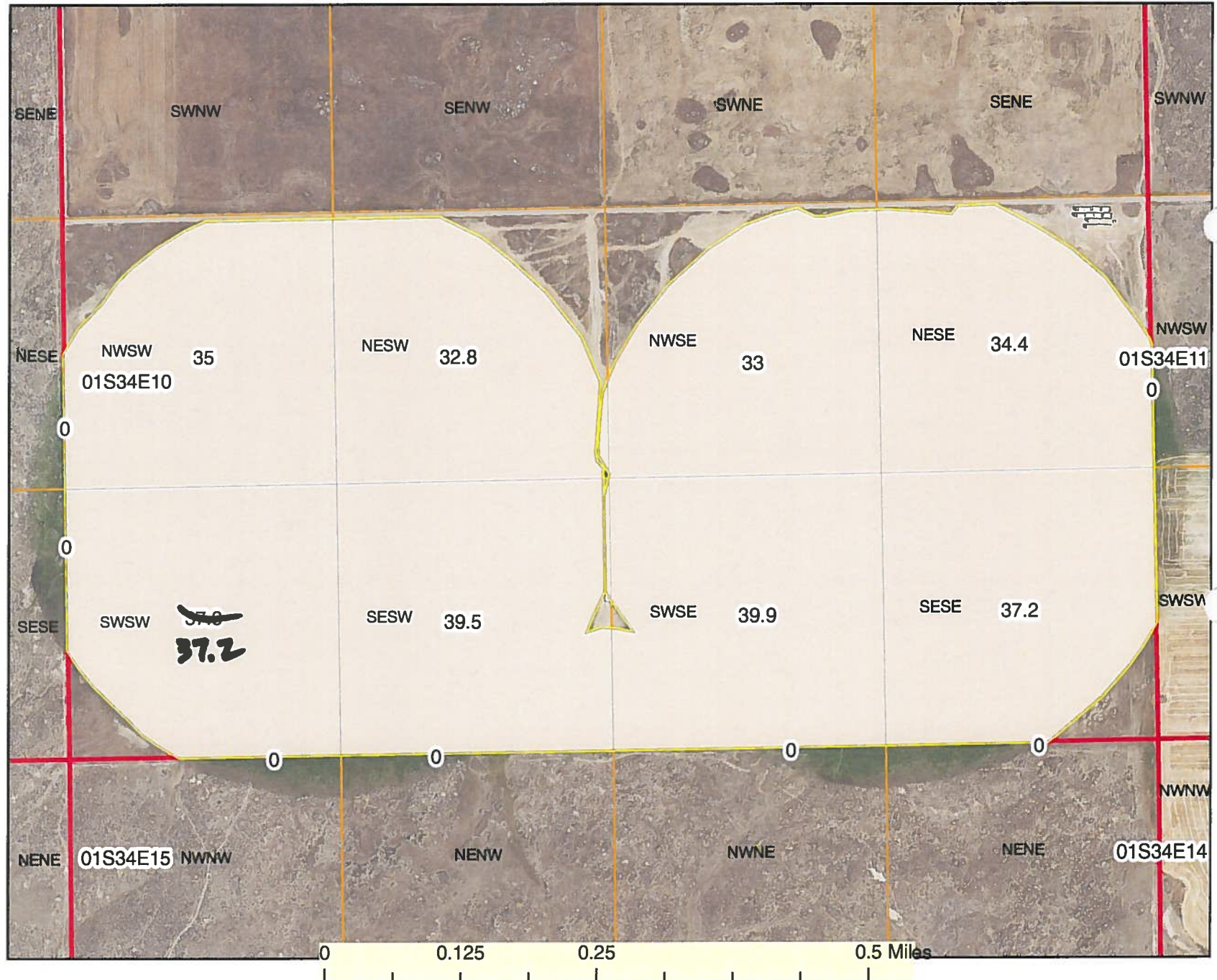
4W FARMS TRANSFER



Legend

-  gcdb_qq_Clip20
-  New POU
-  Township_Lines
-  Section_Lines
-  Quarter-quarters

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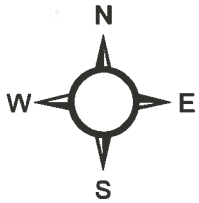


Prepared by:
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2013 Photo

Attachment No. 10

Other

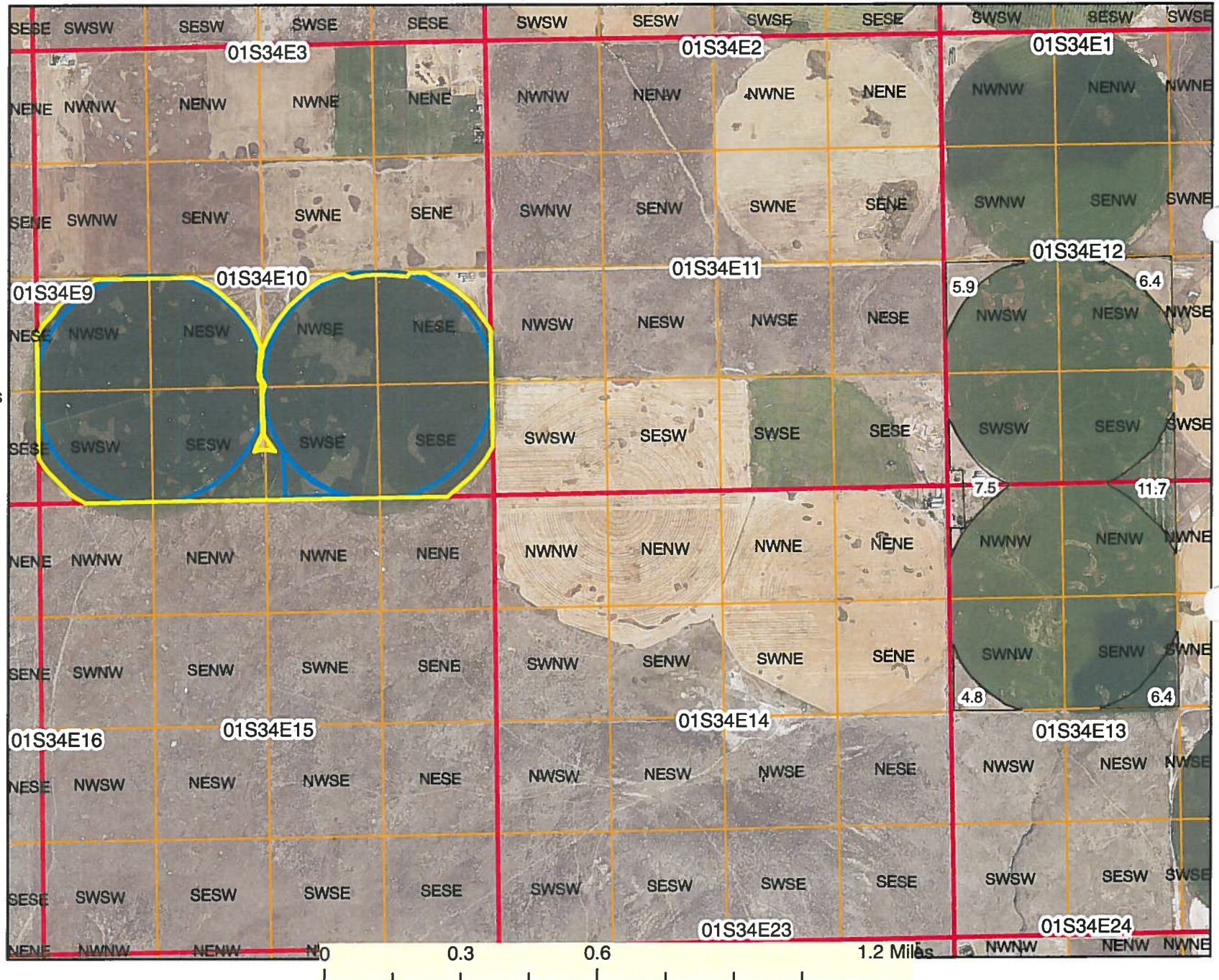
4W FARMS TRANSFER



Legend

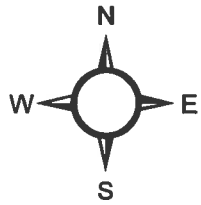
- New POU
- 13465_POU
- 7075 Pivot Corners
- Township_Lines
- Section_Lines
- Quarter-quarters

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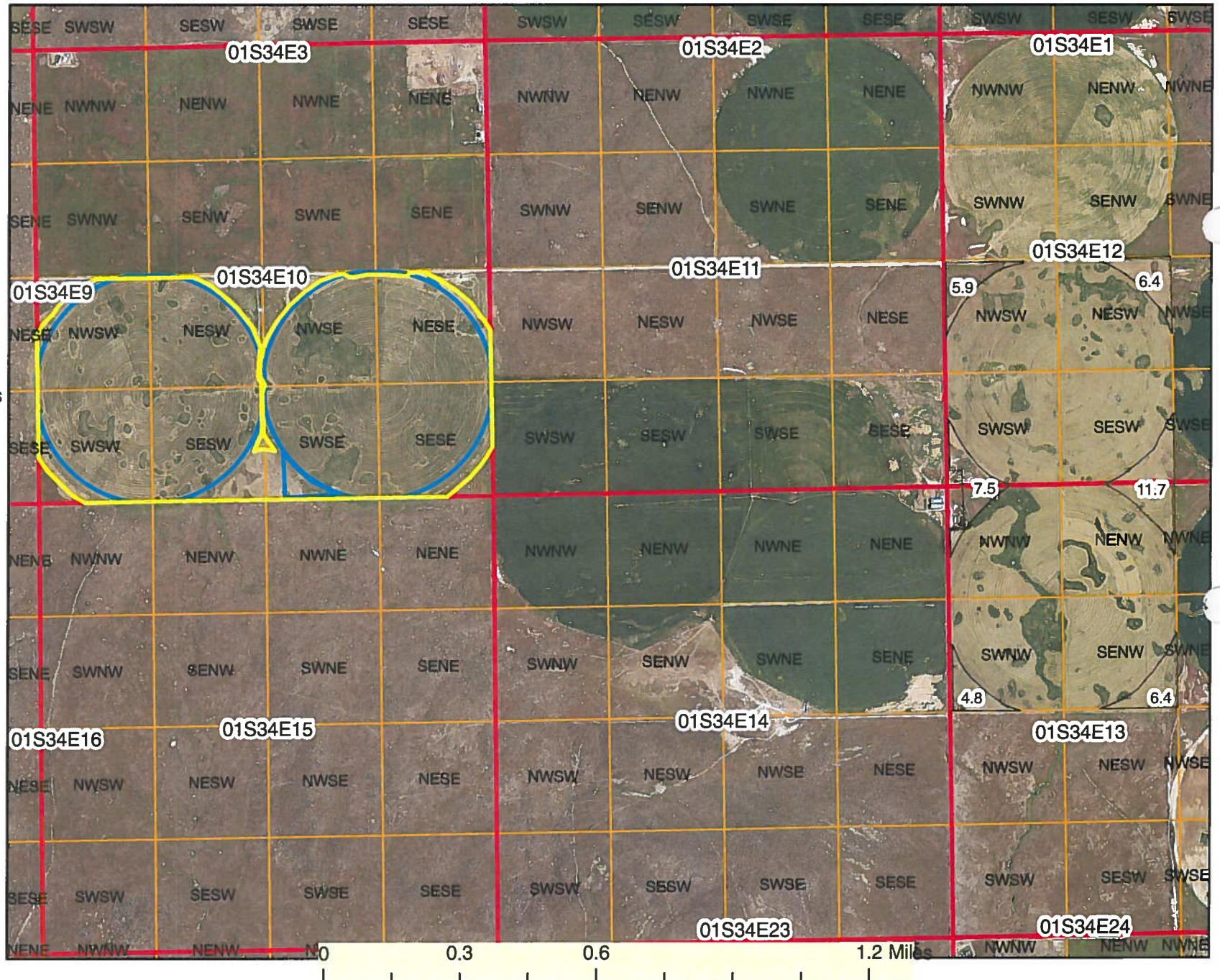
Prepared by:
Robert L. Harris
2013 Photo

4W FARMS TRANSFER



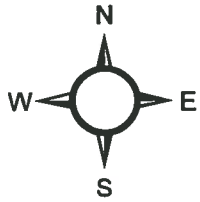
Legend

- New POU
- 13465_POU
- 7075 Pivot Corners
- Township_Lines
- Section_Lines
- Quarter-quarters



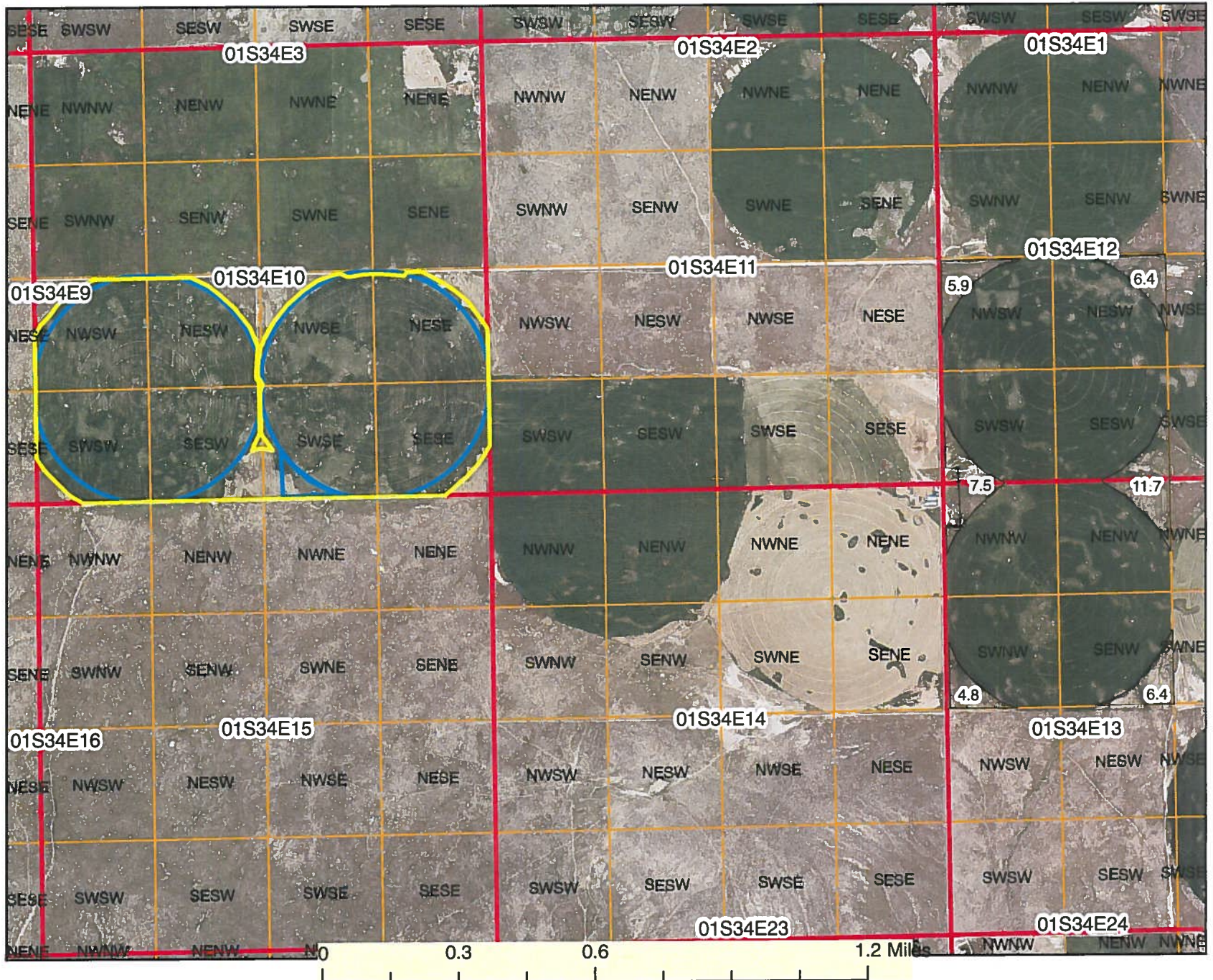
Prepared by:
Robert L. Harris
2011 Photo

4W FARMS TRANSFER



Legend

- New POU
- 13465_POU
- 7075 Pivot Corners
- Township_Lines
- Section_Lines
- Quarter-quarters



Prepared by:
Robert L. Harris
2009 Photo

79659



Holden Kidwell
Hahn & Crapo P.L.L.C.
LAW OFFICES

1000 Riverwalk Drive, Suite 200
PO Box 50130
Idaho Falls, Idaho 83405

RECEIVED

OCT 31 2014

Department of Water Resources
Eastern Region

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Email: rharris@holdenlegal.com

October 31, 2014

Blake Jordan
Idaho Department of Water Resources
900 N. Skyline Drive, Suite A
Idaho Falls, ID 83402-1718

RE: Application for Transfer for Water Right 35-13465 and for a Portion of Water Right No. 35-7075 in the Name of 4W Farms.

Dear Blake:

Enclosed for processing is an *Application for Transfer* of the above-referenced water rights. As contained in the application, this transfer proposes to move a 30 acre portion of Water Right No. 35-7075 to cover acres not currently covered by a water right in the S $\frac{1}{2}$ of Section 10, Township 1 South, Range 43 East. The end result of the transfer will be a combined 289 acre place of use. We have attached a number of maps to assist you in review of the transfer. In addition, we have prepared GIS shape files for the combined 289 acre place of use, as well as the remaining 283 acre place of use for the remainder of Water Right No. 35-7075. When you need these shape files, please let me know and I will email them to you.

The transfer proposes to amend 5.17 cfs of water rights, and according to the Department's fee schedule, requires a fee in the amount of \$900.00. A check for this amount is included.

If you have any questions or concerns, please let me know.

Best Regards,

Robert L. Harris
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

Enclosures

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