State of Idaho
DEPARTMENT OF WATER RESOURCES
322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098
Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

September 22, 2014

CLAUDIA J SNYDER
CHARLES RUSSELL SNYDER
4060 N 1200 E
BUHL ID 83316

RE: APPLICATION TO LEASE WATER RIGHT NO. 47-4046 TO THE WATER SUPPLY BANK

Dear Applicant:

The Department of Water Resources ("Department") cannot complete its review of your application to sale water right to the Water Supply Bank ("Bank"). The Department cannot accept water right 47-4046 into the Bank.

This letter is notice that the attached application to sale water to the Bank is **returned**. The department sent you a letter, on August 20, 2014, requesting additional information regarding historic use information and the number of canal shares you own with the Twin Falls Canal Company. As of the date of this letter we have not received a response from you. The value of the right for rental is questionable and there is little probability for rental without enlargement of the right. This information was required to complete our review of your application.

I have requested a refund for $250 for receipt # S034133 be returned to you under separate cover from the State Controller's Office.

If you have any questions, please contact me at (208) 287-4944.

Sincerely,

Clay Webster
Water Resources Agent

Enclosure: Lease Application

Webster, Clay

From: Webster, Clay
Sent: Monday, September 22, 2014 10:40 AM
To: Marston, Sascha
Subject: Refund for Receipt S034133

Good morning Sascha,

I need to request a full refund of $250.00 be sent to:

CLAUDIA SNYDER
SNYDER WINERY LLC
4060 N 1200 E
BUHL ID, 83316

Their water right Sell could not be processed. Thanks

Sincerely,

Clay Webster

Water Resource Agent
clay.webster@idwr.idaho.gov
208-287-4910
Idaho Department of Water Resources (IDWR)
322 E. Front Street
P.O. Box 83720
Boise, ID 83720-0098
208-287-4800
www.idwr.idaho.gov

Form 42-1761-1 1/14

STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED
JUL 07 2014
DEPT OF WATER RESOURCES
SOUTHERN REGION

Returned un-processed

WATER SUPPLY BANK LEASE OR SALE APPLICATION CHECKLIST

An application to lease or sell a water right into the Water Supply Bank must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Use this checklist to ensure all necessary documentation has been provided. This checklist is part of the lease application and must be included with the lease application. **Incomplete applications will be returned to applicants for completion.**

Designated Applicant Claudia J. Snyder

Water Right No. 47-4046
One water right per application

All items must be checked as either *Attached* (Yes) or *Not Applicable* (N/A)

Attachment	N/A	YES	
		☑	Completed *Water Supply Bank Lease or Sale Application Checklist* (this form).
		☑	Completed *Application to Sell or Lease a Water Right to the Water Supply Bank* (pages 2-3).
		☑	Application filing fee of $250.00. If you are submitting more than one lease application and the water rights have a common place of use, or common diversion rate, or common diversion volume, the combined maximum fee is $500.00.
1A	☐	☑	Contact information for ***all owners*** of the water right that is being leased or sold on this application.
1B		☑	An Internal Revenue Service (IRS) Form W-9 for the Designated Applicant.
1C	☑	☐	*Notice of Change in Water Right Ownership* form (accessible from www.idwr.idaho.gov).
1D	☑	☐	Written consent from irrigation district or water delivery company.
1E	☑	☐	Contact information for an authorized representative and documentary proof they are authorized to represent the Designated Applicant on this application. If the Designated Applicant is a business, partnership, municipality, organization or association, include documents identifying officers authorized to sign or act on behalf of the entity.
2	☐	☑	Description of a water right portion offered to the Water Supply Bank.
3D	☐	☑	Evidence demonstrating that a water right has not been lost through abandonment or forfeiture pursuant to Section 42-222(2), Idaho Code.
4		☑	A map that clearly outlines the specific location where irrigated acres will be dried up, or where a beneficial use of water will be suspended. If you don't already have a detailed map, you can create one using IDWR's online General Mapping Tool (http://maps.idwr.idaho.gov/mapall/) to locate a water right place of use or point of diversion.

Department Use Only			
Fee Amount $ 250-	Received By: DM	Date Received: 7-7-2014	Receipt # 5034133
W-9 received? Yes ☒ No ☐	(Route W-9 to Fiscal)	Name on W-9:	

RECEIVED

JUL 07 2014

DEPT OF WATER RESOURCES
SOUTHERN REGION

Form 42-1761-1 04/13

STATE OF IDAHO
WATER RESOURCE BOARD

Receipt No. _____
Fee Amount $_____
Date/by _____
(For Department Use Only)

APPLICATION TO SELL OR LEASE A WATER RIGHT TO THE WATER SUPPLY BANK

Name of Seller/Lessor Charles Russell Snyder - Claudia J. Snyder Phone 208-543-6938
Mailing address 4060 N 1200 E Buhl, ID 83316 Email SnyderWinery@gmail.com

A. DESCRIPTION OF WATER RIGHT, OR PORTION THEREOF, OFFERED TO THE BANK

If the entire right is for sale or lease, check here ☑, list the water right number, and skip to Part B.

1. Water Right Number

Water Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use
47-4046	1 CFS	IRRIGATION	03/15 to 11/15
	.03 CFS	STOCKWATER	01/01 to
			to

Total Amount: 1.03 CFS

2. Source of water GROUND WATER tributary to —

3. Point(s) of Diversion:

Twp	Rge	Sec	Lot	¼	¼	¼	County
10S	14E	03		SW	NW		TWIN FALLS

4. Lands irrigated or place of use: *See Part D for additional information regarding place of use.

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	14E	03						39	11										50

If the right is for irrigation, show total number of acres offered to the bank. **Total Acres** 50

B. OWNERSHIP

1. Are you currently listed in IDWR's records as the owner of the water right being offered to the bank? Yes ☑ No ☐
If no, provide documentation of your authority to sign on behalf of the right holder OR attach a Notice of Change in Water Right Ownership form along with the required documentation and fee.

2. Is the diversion works or system owned or managed by an irrigation district or water delivery company? Yes ☐ No ☑
If yes, provide written consent from the company, corporation or irrigation district to the proposed sale or lease and list name of entity:

_____

Form 42-1761-1 04/13

C. GENERAL INFORMATION

1. Please provide a description of the current diversion system.

2. Describe any other water rights used for the same purpose or at the same place of use as described above.
N/A

3. Will the present place of use continue to receive water from any source? Yes ☑ No ☐
If yes, describe. _____

4. Has any portion of this water right undergone a period of five or more consecutive years of non-use? Yes ☐ No ☑
If yes, describe and attach watermaster records or other evidence to demonstrate that the right has not been lost through abandonment or forfeiture pursuant to Section 42-222(2), Idaho Code. _____

5. Is this water right involved in any other Department process such as an application for transfer or a mitigation plan? Yes ☐ No ☑
If yes, describe. _____

D. REQUIRED ITEMS

This form must be signed and submitted with the following REQUIRED items:

1. Plat map, survey map or aerial photograph clearly showing the specific acres proposed to be idled by this lease application.
2. Filing fee of $250.00. If you are submitting more than one lease application and the rights have a common place of use or common diversion rate or common diversion volume, the combined maximum fee is $500.00.
3. A completed Internal Revenue Service (IRS) Form W-9 (attached). If your water right is rented, we will be unable to issue payment to you without a current W-9 form.

E. SALE/LEASE AGREEMENT

1. Is the water right, or portion thereof, described above offered to the Idaho Water Resource Board (IWRB) for sale ☑ or lease ☐?
If lease, for a period from _____ (Month / Day / Year) to _____ (Month / Day / Year) (not to exceed 5 years).

2. Show the minimum payment acceptable to the Seller/Lessor. The minimum payment may be shown as the "current rental rate" as established by the IWRB. Include the method of determining the minimum payment if other than the current rental rate.

I hereby assert that the information contained in this application is true to the best of my knowledge, and that I have the authorities necessary to offer this right for sale or lease to the Idaho Water Resource Board.

The owner/lessor acknowledges the following:

1. Payment to the owner/lessor is contingent upon the sale or rental of the right from the bank.
2. While a right is in the bank, the owner/lessor of the right may not use the right even if the right is not rented from the bank.
3. A right accepted into the bank stays in the bank until the Board releases it or the lease term expires.
4. While a right is in the bank, forfeiture provisions are stayed.
5. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right.

Signature of Applicant	Printed Name and Title*	Date
Signature of Applicant	CLAUDIA J. SNYDER	6-21-14
	Printed Name and Title*	Date

*Please provide title of signatory if signing on behalf of a company or organization or with power of attorney

Mail to: Idaho Department of Water Resources, P.O. Box 83720, Boise, ID 83720-0098

Form 42-1761-1 04/13

Receipt No. _____
Fee Amount $ _____
Date/by _____
(For Department Use Only)

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO SELL OR LEASE A WATER RIGHT TO THE WATER SUPPLY BANK

Name of Seller/Lessor Charles Russell Snyder - Claudia J. Snyder Phone 208-543-6938
Mailing address 4060 N 1200 E Buhl, ID 83316 Email SnyderWinery@gmail.com

A. DESCRIPTION OF WATER RIGHT, OR PORTION THEREOF, OFFERED TO THE BANK

If the entire right is for sale or lease, check here ☑ list the water right number, and skip to Part B.

1. Water Right Number

Water Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use
47-4046	1 CFS	IRRIGATION	03/15 to 11/15
	.03 CFS	STOCKWATER	01/01 to
			to

Total Amount: 1.03 CFS

2. Source of water Ground Water tributary to —

3. Point(s) of Diversion:

Twp	Rge	Sec	Lot	¼	¼	¼	County
10S	14E	03		SW	NW		Twin Falls

4. Lands irrigated or place of use: *See Part D for additional information regarding place of use.

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	14E	03						39	11										50

If the right is for irrigation, show total number of acres offered to the bank. Total Acres 50

B. OWNERSHIP

1. Are you currently listed in IDWR's records as the owner of the water right being offered to the bank? Yes ☑ No ☐
If no, provide documentation of your authority to sign on behalf of the right holder OR attach a Notice of Change in Water Right Ownership form along with the required documentation and fee.

2. Is the diversion works or system owned or managed by an irrigation district or water delivery company? Yes ☐ No ☑
If yes, provide written consent from the company, corporation or irrigation district to the proposed sale or lease and list name of entity:

Form 42-1761-1 04/13

C. GENERAL INFORMATION

1. Please provide a description of the current diversion system.

2. Describe any other water rights used for the same purpose or at the same place of use as described above.
N/A

3. Will the present place of use continue to receive water from any source? Yes ☑ No ☐
If yes, describe.

4. Has any portion of this water right undergone a period of five or more consecutive years of non-use? Yes ☐ No ☑
If yes, describe and attach watermaster records or other evidence to demonstrate that the right has not been lost through abandonment or forfeiture pursuant to Section 42-222(2), Idaho Code.

5. Is this water right involved in any other Department process such as an application for transfer or a mitigation plan? Yes ☐ No ☑
If yes, describe.

D. REQUIRED ITEMS

This form must be signed and submitted with the following REQUIRED items:

1. Plat map, survey map or aerial photograph clearly showing the specific acres proposed to be idled by this lease application.
2. Filing fee of $250.00. If you are submitting more than one lease application and the rights have a common place of use or common diversion rate or common diversion volume, the combined maximum fee is $500.00.
3. A completed Internal Revenue Service (IRS) Form W-9 (attached). If your water right is rented, we will be unable to issue payment to you without a current W-9 form.

E. SALE/LEASE AGREEMENT

1. Is the water right, or portion thereof, described above offered to the Idaho Water Resource Board (IWRB) for sale ☑ or lease ☐?
If lease, for a period from _____ (Month / Day / Year) to _____ (Month / Day / Year) (not to exceed 5 years).

2. Show the minimum payment acceptable to the Seller/Lessor. The minimum payment may be shown as the "current rental rate" as established by the IWRB. Include the method of determining the minimum payment if other than the current rental rate.

I hereby assert that the information contained in this application is true to the best of my knowledge, and that I have the authorities necessary to offer this right for sale or lease to the Idaho Water Resource Board.

The owner/lessor acknowledges the following:

1. Payment to the owner/lessor is contingent upon the sale or rental of the right from the bank.
2. While a right is in the bank, the owner/lessor of the right may not use the right even if the right is not rented from the bank.
3. A right accepted into the bank stays in the bank until the Board releases it or the lease term expires.
4. While a right is in the bank, forfeiture provisions are stayed.
5. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right.

Charles R. Snyder	CHARLES R. SNYDER OWNER	7-3-14
Signature of Applicant	Printed Name and Title*	Date
Claudia J. Snyder	CLAUDIA J. SNYDER	6-21-14
Signature of Applicant	Printed Name and Title*	Date

*Please provide title of signatory if signing on behalf of a company or organization or with power of attorney

Mail to: Idaho Department of Water Resources, P.O. Box 83720, Boise, ID 83720-0098

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

6/30/2014

WATER RIGHT NO. 47-4046

Owner Type	Name and Address
Current Owner	CHARLES RUSSELL SNYDER
Current Owner	CLAUDIA J SNYDER
	4060 N 1200 E
	BUHL, ID 83316
Original Owner	AMBER ROCHELLE GAY
Original Owner	LOY CURTIS GAY
	4050 N 1200 E
	BUHL, ID 83316
	(208)733-1335
Original Owner	JOHN J AHRENDSEN
	4285 N YELLOWSTONE #18
	IDAHO FALLS, ID 83401
	(208)523-4203

Priority Date: 05/01/1953
Basis: Decreed
Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	03/15	11/15	1 CFS	
STOCKWATER	01/01	12/31	0.03 CFS	
Total Diversion			1 CFS	

Location of Point(s) of Diversion:

GROUND WATER | SWNW | Sec. 03 | Township 10S | Range 14E | TWIN FALLS County

Place(s) of use:

Place of Use Legal Description: IRRIGATION TWIN FALLS County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
10S	14E	3	4	NWNW	39		SWNW	11						

Place of Use Legal Description: STOCKWATER TWIN FALLS County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
10S	14E	3	4	NWNW			SWNW							

Total Acres: 50

Conditions of Approval:

1.	C05	Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
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.	S20	Use of this right is combined with water from Twin Falls Canal Co.
4.	R31	This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
5.	N05	The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
6.	N08	The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

Dates:
Licensed Date:
Decreed Date: 06/01/2010
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Water Supply Bank Enrollment Date Accepted:
Water Supply Bank Enrollment Date Removed:
Application Received Date:
Protest Deadline Date:
Number of Protests: 0

Other Information:
State or Federal: S
Owner Name Connector: OR
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:

Old Case Number:
Decree Plantiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Close

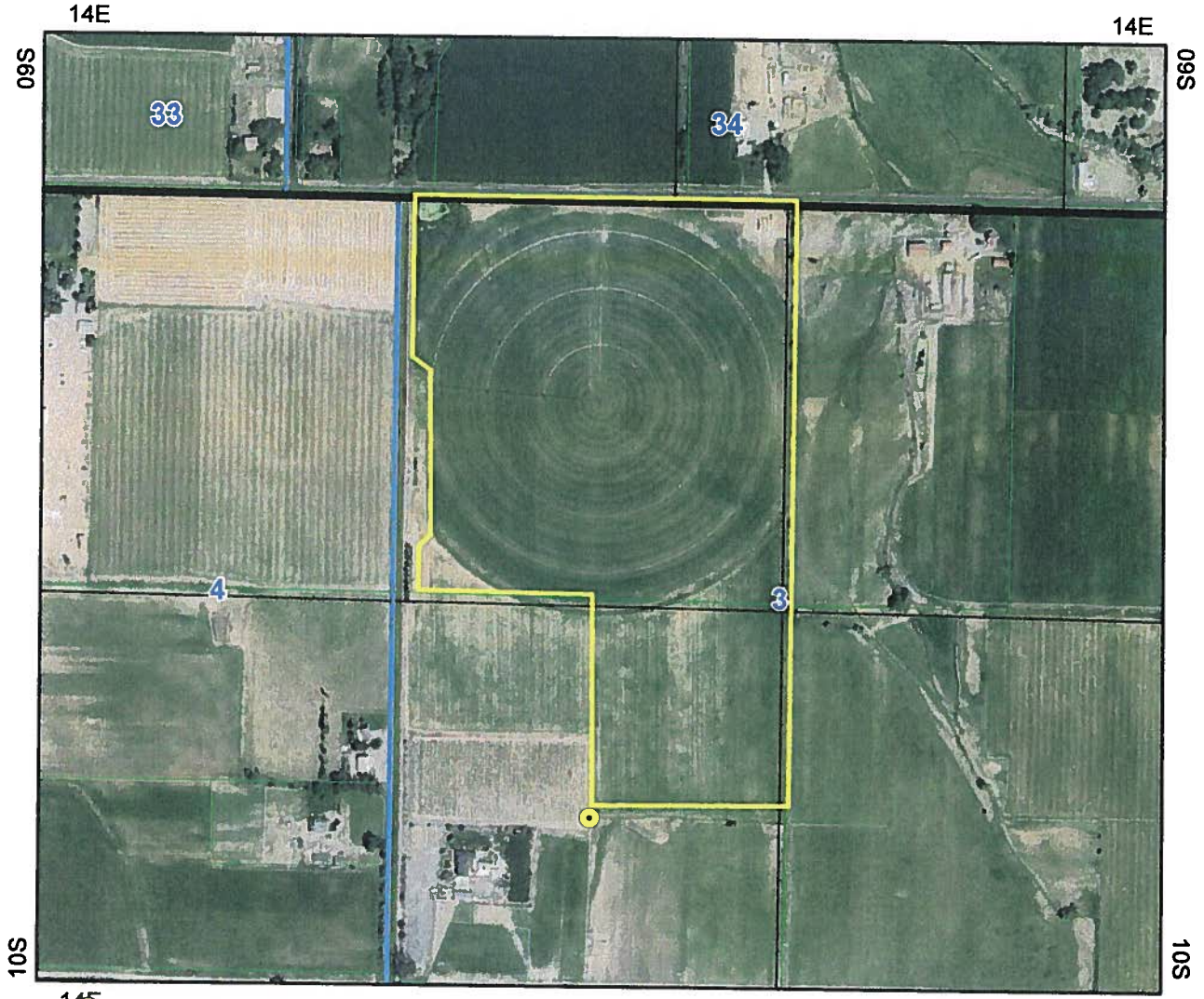
State of Idaho
Department of Water Resources

Water Right

47-4046

IRRIGATION

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



Map produced on June 30, 2014

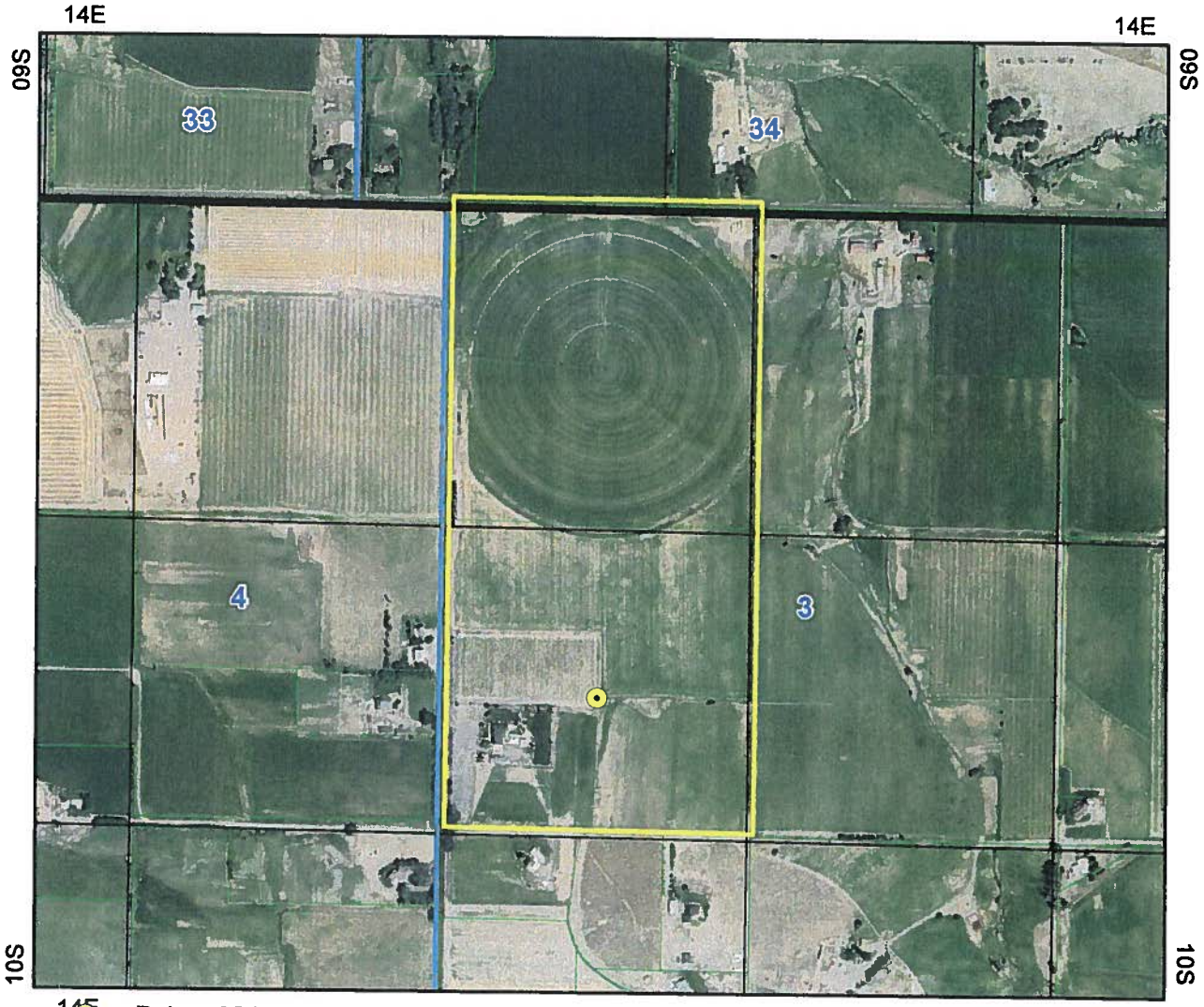
State of Idaho
Department of Water Resources

Water Right

47-4046

STOCKWATER

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



Map produced on June 30, 2014

State of Idaho
DEPARTMENT OF WATER RESOURCES
322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098
Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

August 20, 2014

CLAUDIA J SNYDER
CHARLES RUSSELL SNYDER
4060 N 1200 E
BUHL ID 83316

RE: ADDITIONAL INFORMATION REQUEST FOR PROCESSING APPLICATION TO SALE WATER RIGHT NO. 47-4046 TO THE WATER SUPPLY BANK

*****TIME SENSITIVE RESPONSE REQUIRED*****

Dear Applicant:

The Idaho Department of Water Resources (Department) acknowledges receipt of the application to sell the above referenced water right to the Idaho Water Resource Board's Water Supply Bank (Bank).

A preliminary review of your application has been completed and it has been determined that additional information is required to continue processing.

Water right 47-4046 is supplemental to water rights held by the Twin Falls Canal Company. Therefore, the value of the right for sale is questionable.

> The Water Supply Bank Rules provide criteria to be considered when determining whether to accept a water right into the Bank. Some of the criteria for consideration are the historic use[1] of the water right and the probability of selling or renting the water right from the Bank. In addition, the rules prohibit enlargement of the use of the water right.
>
> Section III, part 1A(D)(4)(d) of the Water Supply Bank Processing Handbook states that:
>
> An application proposing to lease a supplemental irrigation water right to the Bank for rental as a primary water right for irrigation or other use constitutes an enlargement. An exception is when the applicant can demonstrate there would be no enlargement of the water right being changed or other related water rights because the supplemental water right has been used on a regular basis and the extent of beneficial use under all associated rights prior to the lease will be proportionately reduced.

---

[1] **Per Transfer Processing Policies & Procedures #5, (5d)(5), When it is necessary to determine the historic consumptive use under a supplemental right, the average annual historic consumptive use, over an appropriately representative time period not less than five years but that may require greater than five years, will be the basis for the volume available for transfer. For supplemental irrigation rights, a representative time period will include years with both good and bad surface water supplies for the area.**

A supplemental water right can be rented from the Bank for a primary use only if historic beneficial use is established prior to the acceptance into the Bank, and the use of the primary water rights associated with the leased right is proportionately reduced.

At this time the department requires more information from you in order to determine the volume of water historically diverted in connection with this water right. Please provide the following information within 30 days of the date of this letter or the application will be returned:

- Historic water measurement records for a minimum of five years
- Number of shares you currently use from the Twin Falls Canal Company within this place of use, do you plan to fully irrigate your property using those shares?

The department will continue processing your application(s) once you have submitted the requested information. Water right forms are available from the Department's web site at www.idwr.idaho.gov. If you have any questions, please contact me at (208) 287-4910, or via e-mail at clay.webster@idwr.idaho.gov.

Sincerely,

Clay Webster
Technical Records Specialist