

Rev. 07/11 MAY 07 2014

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

Transfer No. 79293

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 <http://www.idwr.idaho.gov/>.

Name of Applicant(s) WICKEL LAND COMPANY, LLP**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 transfer 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).
- ☐ ☐ #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 <http://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.)
- ☐ ☐ #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

RECEIVED
MAY 07 2014
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Name of Applicant WICKEL LAND COMPANY, LLP Phone (208) 654-2341
Mailing Address 1084 E 300 N, DECLO ID 83323 Email _____

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

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

☐ No Representative

Name of Representative _____ Phone _____
Mailing Address _____ Email _____

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

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

 Ardel Wickel 5/4/14
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.	Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
	45-2468	No	Yes	Yes	No	No	No
	45-7336	No	Yes	Yes	No	No	No
	45-7449	No	Yes	Yes	No	No	No
	45-7471	No	Yes	Yes	No	No	No
	45-13773	No	Yes	Yes	No	No	No
	45-14453	No	Yes	Yes	No	No	No
	45-14454	No	Yes	Yes	No	No	No

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

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**

Transfer application proposes to remove the 10-acre tract identified for the points of diversions and
move one POD to a different 40-acre tract. Application also proposes to increase the permissible place
of use to show additional land to be included in the irrigation system.

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT TO A SEPARATE SYSTEM, DESCRIBE PORTIONS TO BE CHANGED TO A SEPARATE SYSTEM AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1. Detailed Water Right Description(s) Attached labeled Part 1.

Summary of Water Rights After the Approved Change

Transferred Right (All or Part)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	Original Right (Remaining Portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
45-2468	1.480 cfs	296.0 af	74.0	999.9		N/A	N/A	N/A	N/A
45-7336	4.380 cfs	1600.0 af	400.0	999.9		N/A	N/A	N/A	N/A
45-7449	0.410 cfs	101.4 af	25.0	999.9		N/A	N/A	N/A	N/A
45-7471	1.360 cfs	272.0 af	68.0	999.9		N/A	N/A	N/A	N/A
45-13773	0.660 cfs	284.0 af	71.0	999.9		N/A	N/A	N/A	N/A
45-14453	0.070 cfs	28.8 af	7.2	999.9		N/A	N/A	N/A	N/A
45-14454	0.008 cfs	3.2 af	0.8	999.9		N/A	N/A	N/A	N/A

**COMBINED
TOTALS**

7.700 cfs 2,585.4 af 464.0 646.0 N/A N/A N/A N/A

2. Total amount of water proposed to be transferred or changed 7.7 cubic feet per second and/or _____ acre-feet per annum

3. Points(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
- ☒ As shown in Part 1.
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5.**

4. Place of Use:

- ☐ No changes to place of use are proposed. (Proceed to #5.)
- ☒ As shown in Part 1.
- ☐ See Attachment.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes

Proposed Water Right No. 45-2468

Current Water Right Owner

WICKEL LAND
 COMPANY, LLP
 1084 E 300 N
 DECLO, ID 83323

Priority Date: 12/10/1953

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	1.480 CFS	296.0 AFA	
Total Diversion			1.480 CFS	296.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NWNE	Sec. 20 Twp 10S Rgc 25E CASSIA County
GROUND WATER	SWNE	Sec. 30 Twp 10S Rgc 25E CASSIA County
GROUND WATER	SWNE	Sec. 30 Twp 10S Rgc 25E CASSIA County
GROUND WATER	LI(NWNW)	Sec. 30 Twp 10S Rgc 25E CASSIA County
GROUND WATER	LI(NWNW)	Sec. 30 Twp 10S Rgc 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	25E	19													40.0	40.0	29.7	40.0	149.7
10S	25E	20	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	39.4	40.0	40.0	31.1	20.2	610.7
10S	25E	29					38.0	37.4	29.5	16.2									121.1
10S	25E	30	38.8	24.4	22.5	32.7													118.4

Right Acre Limit: 74.0

POU Total Acres: 999.9

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes

Proposed Water Right No. 45-7336

Current Water Right Owner
 WICKEL LAND
 COMPANY, LLP
 1084 E 300 N
 DECLO, ID 83323

Priority Date: 1/24/1978

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	4.380 CFS	1600.0 AFA	
Total Diversion			4.380 CFS	1600.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NWNE	Sec. 20 Twp 10S Rge 25E CASSIA County
GROUND WATER	SWNE	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	SWNE	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	L1(NWNW)	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	L1(NWNW)	Sec. 30 Twp 10S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	25E	19													40.0	40.0	29.7	40.0	149.7
10S	25E	20	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	39.4	40.0	40.0	31.1	20.2	610.7
10S	25E	29					38.0	37.4	29.5	16.2									121.1
10S	25E	30	38.8	24.4	22.5	32.7													118.4

Right Acre Limit: 400.0

POU Total Acres: 999.9

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes**

Proposed Water Right No. 45-7449

Current Water Right Owner

WICKEL LAND
COMPANY, LLP
1084 E 300 N
DECLO, ID 83323

Priority Date: 7/15/1980

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	0.400 CFS	100.0 AFA	
STOCKWATER	01/01	12/31	0.030 CFS	1.4 AFA	
Total Diversion			0.410 CFS	101.4 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NWNE	Sec. 20 Twp 10S Rge 25E CASSIA County
GROUND WATER	SWNE	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	SWNE	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	L1(NWNW)	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	L1(NWNW)	Sec. 30 Twp 10S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	25E	19													40.0	40.0	29.7	40.0	149.7
10S	25E	20	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	39.4	40.0	40.0	31.1	20.2	610.7
10S	25E	29					38.0	37.4	29.5	16.2									121.1
10S	25E	30	38.8	24.4	22.5	32.7													118.4

Right Acre Limit: 25.0
POU Total Acres: 999.9

Place of Use: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	25E	19													X	X	X	X	
10S	25E	20	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
10S	25E	29					X	X	X	X									
10S	25E	30	X	X	X	X													

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes**

Proposed Water Right No. 45-7471

Current Water Right Owner

WICKEL LAND
COMPANY, LLP
1084 E 300 N
DECLO, ID 83323

Priority Date: 5/22/1981

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	1.360 CFS	272.0 AFA	
Total Diversion			1.360 CFS	272.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NWNE	Sec. 20 Twp 10S Rge 25E	CASSIA County
GROUND WATER	SWNE	Sec. 30 Twp 10S Rge 25E	CASSIA County
GROUND WATER	SWNE	Sec. 30 Twp 10S Rge 25E	CASSIA County
GROUND WATER	LI(NWNW)	Sec. 30 Twp 10S Rge 25E	CASSIA County
GROUND WATER	LI(NWNW)	Sec. 30 Twp 10S Rge 25E	CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	25E	19													40.0	40.0	29.7	40.0	149.7
10S	25E	20	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	39.4	40.0	40.0	31.1	20.2	610.7
10S	25E	29					38.0	37.4	29.5	16.2									121.1
10S	25E	30	38.8	24.4	22.5	32.7													118.4

Right Acre Limit: 68.0

POU Total Acres: 999.9

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes**

Proposed Water Right No. 45-13773

Current Water Right Owner
WICKEL LAND
COMPANY, LLP
1084 E 300 N
DECLO, ID 83323

Priority Date: 3/15/1968

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	0.660 CFS	284.0 AFA	
Total Diversion			0.660 CFS	284.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NWNE	Sec. 20 Twp 10S Rge 25E CASSIA County
GROUND WATER	SWNE	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	SWNE	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	L1(NWNW)	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	L1(NWNW)	Sec. 30 Twp 10S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	25E	19													40.0	40.0	29.7	40.0	149.7
10S	25E	20	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	39.4	40.0	40.0	31.1	20.2	610.7
10S	25E	29					38.0	37.4	29.5	16.2									121.1
10S	25E	30	38.8	24.4	22.5	32.7													118.4

Right Acre Limit: 71.0

POU Total Acres: 999.9

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes**

Proposed Water Right No. 45-14453

Current Water Right Owner

WICKEL LAND
COMPANY, LLP
1084 E 300 N
DECLO, ID 83323

Priority Date: 11/29/1971

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01	10/31	0.070 CFS	28.8 AFA	
Total Diversion			0.070 CFS	28.8 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NWNE	Sec. 20 Twp 10S Rge 25E	CASSIA County
GROUND WATER	SWNE	Sec. 30 Twp 10S Rge 25E	CASSIA County
GROUND WATER	SWNE	Sec. 30 Twp 10S Rge 25E	CASSIA County
GROUND WATER	L1(NWNW)	Sec. 30 Twp 10S Rge 25E	CASSIA County
GROUND WATER	L1(NWNW)	Sec. 30 Twp 10S Rge 25E	CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	25E	19													40.0	40.0	29.7	40.0	149.7
10S	25E	20	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	39.4	40.0	40.0	31.1	20.2	610.7
10S	25E	29					38.0	37.4	29.5	16.2									121.1
10S	25E	30	38.8	24.4	22.5	32.7													118.4

Right Acre Limit: 7.2

POU Total Acres: 999.9

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes**

Proposed Water Right No. 45-14454

Current Water Right Owner

WICKEL LAND
COMPANY, LLP
1084 E 300 N
DECLO, ID 83323

Priority Date: 11/29/1971

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01	10/31	0.008 CFS	3.2 AFA	
Total Diversion			0.008 CFS	3.2 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NWNE	Sec. 20 Twp 10S Rge 25E CASSIA County
GROUND WATER	SWNE	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	SWNE	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	L1(NWNW)	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	L1(NWNW)	Sec. 30 Twp 10S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	25E	19													40.0	40.0	29.7	40.0	149.7
10S	25E	20	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	39.4	40.0	40.0	31.1	20.2	610.7
10S	25E	29					38.0	37.4	29.5	16.2									121.1
10S	25E	30	38.8	24.4	22.5	32.7													118.4

Right Acre Limit: 0.8

POU Total Acres: 999.9

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

SERIES OF INTERCONNECTED WELLS IN COMMON MAINLINE SYSTEM.

- 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?
No, ☒ 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:

N/A

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

BED WATER AND WATER RENTED FROM THE WATER BANK

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

Yes No

☐
☐
☐
☐

☒
☒
☒
☒

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

If yes, describe:

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

RECEIVED
MAY 07 2014
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Current Water Right No. 45-2468

Current Water Right Owner

ARDEL W WICKEL
1084 E 300 N
DECLO, ID 83323

And

JUDY M WICKEL
1084 E 300 N
DECLO, ID 83323

Priority Date: 12/9/1953

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	1.480 CFS	296.0 AFA	
Total Diversion			1.480 CFS	296.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SEWNNE	Sec. 20 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWSWNE	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWSWNE	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWSWNE	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	SEWNW	Sec. 30 Twp 10S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	25E	20	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	39.0	40.0	40.0	31.0	20.0	610.0
10S	25E	29					38.0	37.0	29.0	16.0									120.0
10S	25E	30	39.0	24.0	23.0	33.0													119.0

Right Acre Limit: 74.0

POU Total Acres: 849.0

Conditions/Remarks:

1. This right is limited to the irrigation of 74 acres within the authorized place of use in a single irrigation season.
2. Rights 45-7336, 45-2468, 45-7449, 45-7471, and 45-13773 when combined shall not exceed a total diversion rate of 7.63 cfs, a total annual maximum diversion volume of 2553.4 af at the field headgate, and the irrigation of 638 acres.
3. The following rights are limited to the irrigation of a specific 638 acres within the 849 acre place of use authorized by this right in a single irrigation season: 45-7336, 45-2468, 45-7449, 45-7471, and 45-13773. The specific 638 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 638 acres to be irrigated within the 849 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
4. 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 lands above.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

5. 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.
6. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
7. Prior to the diversion and use of water under Transfer approval 76459, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
8. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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.

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

Current Water Right No. 45-7336

Current Water Right Owner

ARDEL W WICKEL
1084 E 300 N
DECLO, ID 83323

And

JUDY M WICKEL
1084 E 300 N
DECLO, ID 83323

RECEIVED
MAY 07 2014
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Priority Date: 1/24/1978

Origin: Water Right

Basis: Decead

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	4.380 CFS	1600.0 AFA	
Total Diversion			4.380 CFS	1600.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SEWNNE	Sec. 20 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWSWNE	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWSWNE	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWSWNE	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	SEWNNE	Sec. 30 Twp 10S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	25E	20	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	39.0	40.0	40.0	31.0	20.0	610.0
10S	25E	29					38.0	37.0	29.0	16.0									120.0
10S	25E	30	39.0	24.0	23.0	33.0													119.0

Right Acre Limit: 400.0

POU Total Acres: 849.0

Conditions/Remarks:

1. This right is limited to the irrigation of 400 acres within the authorized place of use in a single irrigation season.
2. Rights 45-7336 and 45-13773 when combined shall not exceed a total diversion rate of 4.38 cfs and a total annual maximum diversion volume of 1884 af at the field headgate.
3. Rights 45-7336, 45-2468, 45-7449, 45-7471, and 45-13773 when combined shall not exceed a total diversion rate of 7.63 cfs, a total annual maximum diversion volume of 2553.4 af at the field headgate, and the irrigation of 638 acres.
4. Right No. 45-13773 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
5. 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 lands above.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

6. The following rights are limited to the irrigation of a specific 638 acres within the 849 acre place of use authorized by this right in a single irrigation season: 45-7336, 45-2468, 45-7449, 45-7471, and 45-13773. The specific 638 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 638 acres to be irrigated within the 849 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
7. 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.
8. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
9. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
10. Prior to the diversion and use of water under Transfer approval 76459, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
11. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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.

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

RECEIVED
MAY 07 2014
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Current Water Right No. 45-7449

Current Water Right Owner

ARDEL W WICKEL
1084 E 300 N
DECLO, ID 83323

And

JUDY M WICKEL
1084 E 300 N
DECLO, ID 83323

Priority Date: 7/15/1980

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	0.400 CFS	100.0 AFA	
STOCKWATER	01/01	12/31	0.030 CFS	1.4 AFA	
Total Diversion			0.410 CFS	101.4 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NWSWNE	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWSWNE	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWSWNE	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	SENWNW	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	SENWNE	Sec. 20 Twp 10S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	25E	20	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	39.0	40.0	40.0	31.0	20.0	610.0
10S	25E	29					38.0	37.0	29.0	16.0									120.0
10S	25E	30	39.0	24.0	23.0	33.0													119.0

Right Acre Limit: 25.0

POU Total Acres: 849.0

Place of Use: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	25E	20	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	0.0
10S	25E	29					X	X	X	X									0.0
10S	25E	30	X	X	X	X													0.0

Conditions/Remarks:

1. This right is limited to the irrigation of 25 acres within the authorized place of use in a single irrigation season.
2. Rights 45-7336, 45-2468, 45-7449, 45-7471, and 45-13773 when combined shall not exceed a total diversion rate of 7.63 cfs, a total annual maximum diversion volume of 2553.4 af at the field headgate, and the irrigation of 638 acres.
3. 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 lands above.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

4. The following rights are limited to the irrigation of a specific 638 acres within the 849 acre place of use authorized by this right in a single irrigation season: 45-7336, 45-2468, 45-7449, 45-7471, and 45-13773. The specific 638 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 638 acres to be irrigated within the 849 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
5. 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.
6. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
7. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
8. Prior to the diversion and use of water under Transfer approval 76459, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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.

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

RECEIVED
MAY 07 2014
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Current Water Right No. 45-7471

Current Water Right Owner

ARDEL W WICKEL
1084 E 300 N
DECLO, ID 83323

And

JUDY M WICKEL
1084 E 300 N
DECLO, ID 83323

Priority Date: 5/22/1981

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	1.360 CFS	272.0 AFA	
Total Diversion			1.360 CFS	272.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SEWNNE	Sec. 20 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWSWNE	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWSWNE	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWSWNE	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	SEWNNE	Sec. 30 Twp 10S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	25E	20	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	39.0	40.0	40.0	31.0	20.0	610.0
10S	25E	29					38.0	37.0	29.0	16.0									120.0
10S	25E	30	39.0	24.0	23.0	33.0													119.0
Right Acre Limit:			68.0																
POU Total Acres:			849.0																

Conditions/Remarks:

- This right is limited to the irrigation of 68 acres within the authorized place of use in a single irrigation season.
- Rights 45-7336, 45-2468, 45-7449, 45-7471, and 45-13773 when combined shall not exceed a total diversion rate of 7.63 cfs, a total annual maximum diversion volume of 2553.4 af at the field headgate, and the irrigation of 638 acres.
- 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 lands above.
- The following rights are limited to the irrigation of a specific 638 acres within the 849 acre place of use authorized by this right in a single irrigation season: 45-7336, 45-2468, 45-7449, 45-7471, and 45-13773. The specific 638 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 638 acres to be irrigated within the 849 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

5. 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.
6. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
7. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
8. Prior to the diversion and use of water under Transfer approval 76459, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
9. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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.

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

RECEIVED
MAY 07 2014
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Current Water Right No. 45-13773

Current Water Right Owner

JUDY M WICKEL
1084 E 300 N
DECLO, ID 83323

And

ARDEL W WICKEL
1084 E 300 N
DECLO, ID 83323

Priority Date: 3/15/1968

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	0.660 CFS	284.0 AFA	
Total Diversion			0.660 CFS	284.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SEWNNE	Sec. 20 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWSWNE	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWSWNE	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWSWNE	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	SEWNWN	Sec. 30 Twp 10S Rge 25E CASSIA County

Place of Use: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	25E	20	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	39.0	40.0	40.0	31.0	20.0	610.0
10S	25E	29					38.0	37.0	29.0	16.0									120.0
10S	25E	30	39.0	24.0	23.0	33.0													119.0
Right Acre Limit:			71.0																
POU Total Acres:			849.0																

Conditions/Remarks:

1. This right is limited to the irrigation of 71 acres within the authorized place of use in a single irrigation season.
2. Rights 45-7336, 45-2468, 45-7449, 45-7471, and 45-13773 when combined shall not exceed a total diversion rate of 7.63 cfs, a total annual maximum diversion volume of 2553.4 af at the field headgate, and the irrigation of 638 acres.
3. Rights 45-7336 and 45-13773 when combined shall not exceed a total diversion rate of 4.38 cfs and a total annual maximum diversion volume of 1884 af at the field headgate.
4. This right is based upon an enlargement of Right No. 45-7336 pursuant to Section 42-1426, Idaho Code.
5. This right is for an enlargement of 71 acres within the place of use described for this right.
6. This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
7. 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 lands above.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

8. The following rights are limited to the irrigation of a specific 638 acres within the 849 acre place of use authorized by this right in a single irrigation season: 45-7336, 45-2468, 45-7449, 45-7471, and 45-13773. The specific 638 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 638 acres to be irrigated within the 849 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
9. 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.
10. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
11. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
12. Prior to the diversion and use of water under Transfer approval 76459, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
13. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
14. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. 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.

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

RECEIVED
MAY 07 2014
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Current Water Right No. 45-14453

Current Water Right Owner FOSTER LAND & CATTLE
PO BOX 40
RIRIE, ID 83443

Priority Date: 11/29/1971

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01	10/31	0.070 CFS	28.8 AFA	
Total Diversion			0.070 CFS	28.8 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NWSWNE	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWSWNE	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	SEWNNE	Sec. 20 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWSWNE	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	SEWNW	Sec. 30 Twp 10S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	25E	29	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	39.0	40.0	40.0	31.0	20.0	610.0
10S	25E	30	39.0	24.0	23.0	33.0													119.0

Right Acre Limit: 7.2

POU Total Acres: 849.0

Conditions/Remarks:

1. This right is limited to the irrigation of 7.2 acres within the authorized place of use in a single irrigation season.
2. Rights 45-14453 and 45-14454 when combined shall not exceed the irrigation of 8.0 acres.
3. Rights 45-14453 and 45-14454 are limited to the irrigation of a specific 8.0 acres within the 849.0 acre place of use authorized by this right in a single irrigation season. The specific 8.0 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 8.0 acres to be irrigated within the 849.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
4. 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.
5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

6. Prior to the diversion and use of water under Transfer approval 78937 measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
7. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
8. 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. The combination of changes under:
Transfer approval 78934 as described under rights 25-14396 and 25-14397
Transfer approval 78935 as described under rights 29-14096 and 29-14097
Transfer approval 78936 as described under rights 21-13178 and 21-13179
Transfer approval 78937 as described under rights 45-14453 and 45-14454
Transfer approval 78938 as described under rights 25-14398 and 25-14399
provide the necessary mitigation for any increased depletion to connected reaches of the Snake River that would result from each individual transfer. These transfer approvals shall not require mutual dependence for ongoing mitigation.

Any future action, including a subsequent transfer of this right or an order rescinding a transfer approval, which would result in a change to the point(s) of diversion under this right may require mitigation for the effects of the change. Such future action to change the point(s) of diversion under this right shall be analyzed for effects to connected reaches of the Snake River based on the priority date, point(s) of diversion and steady-state quantity as authorized for this right under Transfer approval 78937.
10. This right does not grant any right-of-way or easement across the land of another.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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.

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

Current Water Right No. 45-14454

Current Water Right Owner FOSTER LAND & CATTLE
PO BOX 40
RIRIE, ID 83443

RECEIVED
MAY 07 2014
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Priority Date: 11/29/1971

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01	10/31	0.008 CFS	3.2 AFA	
Total Diversion			0.008 CFS	3.2 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NWSWNE	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWSWNE	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	SEWNNE	Sec. 20 Twp 10S Rge 25E CASSIA County
GROUND WATER	NWSWNE	Sec. 30 Twp 10S Rge 25E CASSIA County
GROUND WATER	SEWNW	Sec. 30 Twp 10S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	25E	29	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	39.0	40.0	40.0	31.0	20.0	610.0
10S	25E	30	39.0	24.0	23.0	33.0													119.0

Right Acre Limit: 0.8

POU Total Acres: 849.0

Conditions/Remarks:

1. This right is limited to the irrigation of 0.80 acres within the authorized place of use in a single irrigation season.
2. Rights 45-14453 and 45-14454 when combined shall not exceed the irrigation of 8.0 acres.
3. Rights 45-14453 and 45-14454 are limited to the irrigation of a specific 8.0 acres within the 849.0 acre place of use authorized by this right in a single irrigation season. The specific 8.0 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 8.0 acres to be irrigated within the 849.0 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
4. 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.
5. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

6. Prior to the diversion and use of water under Transfer approval 78937 measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
7. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
8. 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. The combination of changes under:
Transfer approval 78934 as described under rights 25-14396 and 25-14397
Transfer approval 78935 as described under rights 29-14096 and 29-14097
Transfer approval 78936 as described under rights 21-13178 and 21-13179
Transfer approval 78937 as described under rights 45-14453 and 45-14454
Transfer approval 78938 as described under rights 25-14398 and 25-14399
provide the necessary mitigation for any increased depletion to connected reaches of the Snake River that would result from each individual transfer. These transfer approvals shall not require mutual dependence for ongoing mitigation.

Any future action, including a subsequent transfer of this right or an order rescinding a transfer approval, which would result in a change to the point(s) of diversion under this right may require mitigation for the effects of the change. Such future action to change the point(s) of diversion under this right shall be analyzed for effects to connected reaches of the Snake River based on the priority date, point(s) of diversion and steady-state quantity as authorized for this right under Transfer approval 78937.

10. This right does not grant any right-of-way or easement across the land of another.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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.

APPLICATION FOR TRANSFER OF WATER RIGHT PART 3

RECEIVED
MAY 07 2014
DEPT. OF WATER RESOURCES
SOUTHERN REGION

☒ 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.

☐ 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**

1. 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.:

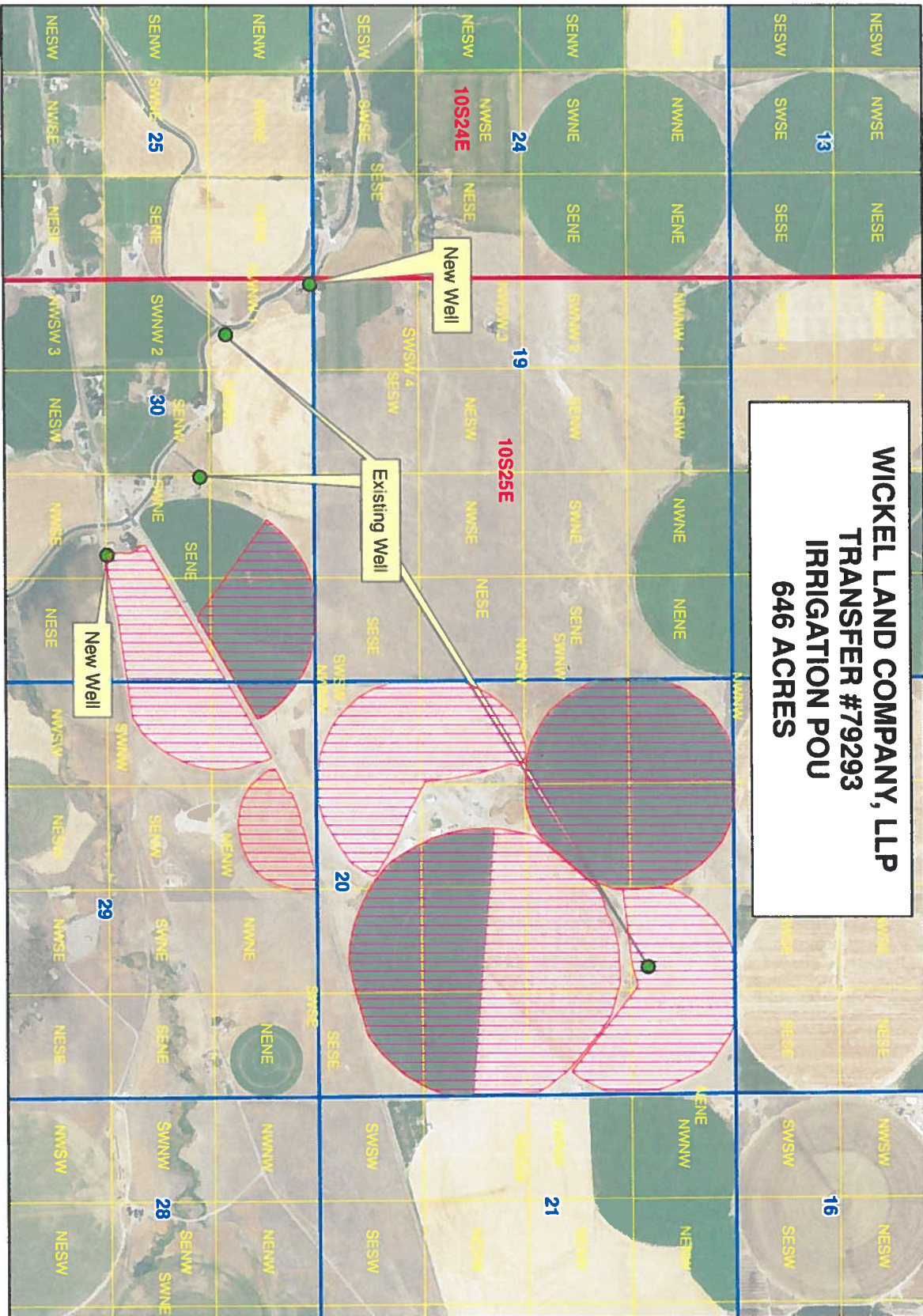
N/A

Received By N. Erickson Date 5/7/14 Prelim. Check By N. Erickson Date 5/7/14
 Fee Paid \$1,060.00 Date 5/7/14 Received By N. Erickson Receipt # 5033999
 Add'l Fee Paid \$175.00 Date 5/7/14 Received By N. Erickson Receipt # 5033999

→ OWNERSHIP CHANGE

**WICKLE, ARDEL
TRANSFER PPU 2014
NAIP 2013 AERIAL**

WICKEL LAND COMPANY, LLP
TRANSFER #79293
IRRIGATION POU
646 ACRES



No. J 2236	Due no later than Dec 31, 2013 Annual Report Form		2. Registered Agent and Address (NO PO BOX)
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE	1. Mailing Address: Correct in this box if needed. WICKEL LAND COMPANY, LLP 1084 E 300 N DECLO ID 83323	ARDEL W WICKEL 1084 E 300 N DECLO ID 83323	3. <u>New</u> Registered Agent Signature:*
4. Limited Liability Partnerships: Enter Names and Business Addresses of two (2) or more partners.			
Office Held	Name	Street or PO Address	City State Country Postal Code
PARTNER	ARDEL W WICKEL	1084 E 300 N	DECLO ID USA 83323
PARTNER	JUDY M WICKEL	1084 E 300 N	DECLO ID USA 83323
PARTNER	JESSE D WICKEL	1084 E 300 N	DECLO ID USA 83323
5. Organized Under the Laws of: ID J 2236	6. Annual Report must be signed.*		
	Signature: Jesse Wickel	Date: 02/02/2014	
	Name (type or print): Jesse Wickel	Title: Partner	
Processed 02/02/2014		* Electronically provided signatures are accepted as original signatures.	

Transfer 79293

WARRANTY DEED

Recorded for:
LAND TITLE AND ESCROW
2:44:04 pm 06-10-2013
2013-002543 #50376
No. Pages: 2 Fee: \$13.00
JOSEPH W. LARSEN
County Clerk
Deputy: TPOLLARD

For Value Received

DOLORES KELSEY, a widow

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

WICKEL LAND COMPANY, LLP, an Idaho limited liability partnership
Address: 1084 E 300 N, DECLO, ID 83323

Hereinafter called the Grantee, the following described premises situated in CASSIA County, Idaho, to-wit:

PARCEL NO. 1:

**TOWNSHIP 10 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO**

Section 19: The N½SE¼, more particularly described as follows:

Beginning at the East quarter corner of Section 19, said corner marked by a 5/8 inch rebar with 3 inch aluminum cap on top which shall be the Point of Beginning;
Thence South 00°37'13" East along the east line of Section 19 for a distance of 1314.62 feet to an iron pipe at the southeast corner of the N½SE¼ of Section 19;
Thence North 88°47'22" West along the south line of the N½SE¼ of Section 19 for a distance of 1303.29 feet to an iron pipe at the southeast corner of the NW¼SE¼ of Section 19;
Thence North 88°49'12" West along said line for a distance of 1300.79 feet to a 5/8 inch rebar at the southwest corner of the N½SE¼ of Section 19;
Thence North 00°32'07" West along the west line of the N½SE¼ of Section 19 for a distance of 1291.91 feet to an iron pipe at the center quarter corner of Section 19;
Thence South 89°18'12" East along the north line of the N½SE¼ of Section 19 for a distance of 2601.54 feet to the Point of Beginning.

PARCEL NO. 2:

**TOWNSHIP 10 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO**

Section 19: Part of the S½SE¼, more particularly described as follows:

Beginning at the Southeast corner of Section 19, said corner marked by a 5/8 inch rebar with 3 inch aluminum cap on top which shall be the Point of Beginning;
Thence North 88°11'14" West along the south line of Section 19 for a distance of 1303.04 feet to an iron pipe at the southeast corner of the SW¼SE¼ of Section 19;
Thence North 88°10'57" West along said line for a distance of 977.88 feet to a ½ inch rebar at the southwest corner of the E½W½SW¼SE¼;
Thence North 00°33'43" West along the west line of the E½W½SW¼SE¼ for a distance of 1295.55 feet to a ½ inch rebar at the northwest corner of the E½W½SW¼SE¼;
Thence South 88°49'12" East along the north line of the S½SE¼ for a distance of 975.56 feet to an iron pipe at the northeast corner of the SW¼SE¼ of Section 19;
Thence South 88°47'22" East along the north line of the S½SE¼ of Section 19 for a distance of 1303.29 feet to an iron pipe at the northeast corner of the S½SE¼ of Section 19;
Thence South 00°36'47" East along the east line of Section 19 for a distance of 1320.17 feet to the Point of Beginning.

TOGETHER WITH all water and water rights, ditches and ditch rights use thereon or appurtenant thereto.

SUBJECT TO:

All reservations in patents or deeds in the chain of title.

Taxes for 2013 and subsequent years, a lien, but not yet due or payable.

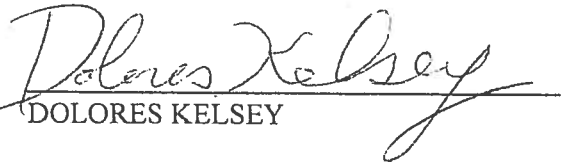
Assessments of the Burley Irrigation District and the rights and powers of said District as by law provided.

Terms and conditions in Contract And Grant Of Easement (Transmission Line) between J. Robert Kelsey and Dolores Kelsey, husband and wife, and the United States of America, Department of Energy, Bonneville Power Administration, dated June 22, 1994 and recorded August 8, 1994 as Instrument No. 232342, records of Cassia County, Idaho.

Piping Agreement between the Burley Irrigation District and Jack Lisle, dated November 12, 2002 and recorded January 27, 2003 as Instrument No. 286137, records of Cassia County, Idaho.

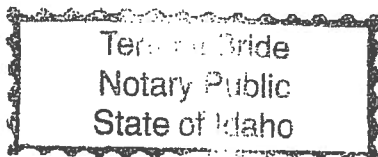
TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the successors heirs and assigns of the Grantee forever. The Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: June 10, 2013


DOLORES KELSEY

STATE OF IDAHO)
) ss.
COUNTY OF CASSIA)

On this 7th day of June, 2013, before me, the undersigned, a Notary Public in and for said State, personally appeared DOLORES KELSEY and , known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.




Notary Public
Residing at: Superior
My Commission expires: 2-5-14

CASSIA COUNTY

Recorded for:

DONALD J CHISHOLM

9:52:31 am 12-31-2012

2012-005950

No. Pages: 8

Fee: \$31.00

JOSEPH W. LARSEN

County Clerk

Deputy: HEVANS

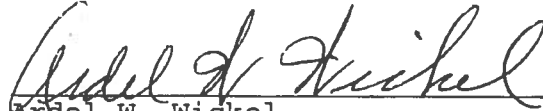
QUITCLAIM DEED

FOR VALUE RECEIVED, Ardel W. Wickel, a married man, does hereby release, remise, grant, bargain, sell, convey and forever quitclaim unto Wickel Land Company, LLP, whose present address is 1084 East 300 North, Declo, Idaho 83323, the real property in Cassia County, Idaho, described on Exhibit "A" which is attached hereto and incorporated by reference.

together with appurtenances.

This deed is executed and delivered pursuant to a Limited Liability Partnership Agreement wherein Judy M. Wickel and Ardel W. Wickel, agree to convey their interests in the parcels described above to Wickel Land Company, LLP.

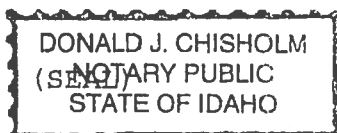
DATED this 27th day of December, 2012.


Ardel W. Wickel

STATE OF IDAHO)
) ss.
County of Cassia)

On this 27th day of December, in the year of 2012, before me the undersigned notary public in and for said state, personally appeared Ardel W. Wickel, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.




Notary Public
Residing at Boise
My Commission expires 2-14-2018

EXHIBIT "A" TO QUITCLAIM DEEDS EXECUTED BY ARDEL W. WICKEL AND
JUDY M. WICKEL PURSUANT TO LIMITED LIABILITY PARTNERSHIP AGREEMENT
FOR WICKEL LAND COMPANY, LLP

PARCEL NO. 1:

TOWNSHIP 9 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN, CASSIA COUNTY,
IDAHO

Section 31: All of that portion of Lots 3 and 4 and the E $\frac{1}{2}$ SW $\frac{1}{4}$ lying East and South of the
centerline of the Main South Side Canal.

PARCEL NO. 2:

TOWNSHIP 10 SOUTH, RANGE 24 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 1: W1/2SW1/4, EXCEPT:

Beginning at the Southwest corner of said Section 1;
Thence North 650 feet along the West line;
Thence East 230 feet;
Thence South 650 feet to the South line of said Section 1;
Thence West 230 feet to the Point of Beginning.

ALSO LESS all that part of the SW1/4SW 1/4 lying South and East of the Canal.

PARCEL NO. 3:

TOWNSHIP 10 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 20: All that portion of Section 20 lying North of the State Highway 81, formerly State
Highway 30

PARCEL NO. 4:

TOWNSHIP 10 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 30: That part of Lot 1 lying North and East of Government Canal, EXCEPTING
THEREFROM the following described Tract:

Beginning at the Northwest corner of said Section 30, said corner marked by a 1 1/2
inch iron pipe which shall be the Point of Beginning;
Thence South 89°36'00" East for 25.00 feet to a point;
Thence South 1°11'56" West for 113.36 feet to a point on the centerline of an
irrigation lateral;
Thence North 55°07'30" East along said irrigation lateral centerline for 32.46 feet
to a point;
Thence North 89°27'32" East along said irrigation lateral centerline for 200.57 feet
to a point;

Thence South 79°41'05" East along said irrigation lateral centerline for 105.69 feet to a point;
 Thence South 64°13'00" East along said irrigation lateral centerline for 78.29 feet to a point;
 Thence South 3°28'42" West for 6.00 feet to a 1/2 inch rebar;
 Thence South 3°28'42" West for 67.35 feet to a 1/2 inch rebar;
 Thence North 86°30'07" West for 50.64 feet to a 1/2 inch rebar;
 Thence South 5°30'18" West for 29.85 feet to a 1/2 inch rebar;
 Thence North 86°23'39" West for 85.82 feet to a 1/2 inch rebar;
 Thence South 5°17'11" West for 54.62 feet to a 1/2 inch rebar;
 Thence North 80°05'41" West for 30.17 feet to a 1/2 inch rebar;
 Thence South 9°53'03" West for 108.39 feet to a 1/2 inch rebar;
 Thence South 9°53'03" West for 124.30 feet to a point on the centerline of the J-canal;
 Thence North 22°28'00" West along the centerline of the J-canal for 97.18 feet to a point;
 Thence North 39°02'32" West along the centerline of the J-canal for 275.40 feet to a point on the section line;
 Thence North 1°11'56" East along section line for 55.81 feet to a 1/2 inch rebar;
 Thence North 1°11'56" East along section line for 159.44 feet to the Point of Beginning.

Section 30: NE1/4NW1/4, EXCEPT the S1/2S1/2SW1/4NE1/4NW1/4

PARCEL NO. 5:

A perpetual easement for the benefit of Parcel No. 3 as created by Warranty Deed from Michael J. Meade and Ruann W. Meade, husband and wife to Lonnie Johnson and Diane Johnson, husband and wife, dated January 16, 1991 and recorded February 1, 1991 as Instrument No. 211801 on Film No. 223, records of Cassia County, Idaho, on, over and across the following described parcel:

TOWNSHIP 10 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,
 CASSIA COUNTY, IDAHO

Section 30: Part of Lot 1, more particularly described as follows:
 Beginning at the Northwest corner of said Section 30, said corner marked by a 1 1/2 inch pipe which shall be THE POINT OF BEGINNING;
 Thence South 89°36'00" East for 25.00 feet to a point;
 Thence South 1°11'56" West for 100.00 feet;
 Thence North 89°36'00" West for 25.00 feet;
 Thence North 01°11'56" East for 100.00 feet to THE POINT OF BEGINNING.

PARCEL NO. 6:

TOWNSHIP 10 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,
 CASSIA COUNTY, IDAHO

Section 29: All that part of the NW1/4 of said Section 29, lying North of the right-of-way of the Burley and Idaho branch of the Oregon Short Line Railroad, EXCEPTING THEREFROM the right-of-way for State Highway 81 and old State Highway 30, and EXCEPT the following described tracts:

Tract No. 1:

Beginning at the East 1/4 section corner of said Section 29, said point marked by a 5/8 inch rebar; thence North 1°00'56" East along section line for 1579.53 feet to a point on the South right-of-way of old Highway 30; thence South 71°52'18" West (South 70°52' West, rec.) along said highway right-of-way for 1934.84 feet to a 1/2 inch rebar which shall be the POINT OF BEGINNING;

Thence South 17°00'30" East for 347.53 feet to a 1/2 inch rebar;

Thence South 17°00'30" East for 7.10 feet to a point on the North right-of-way of the Railroad Tracks (abandoned);

Thence on a curve to the left along said railroad right-of-way to an "X" on a large rock at point 7184-79.2, said curve having a central angle of 8°55'47" and a radius of 4397.18 feet, said rock lying South 88°08'48" West for 684.61 feet from previous point;

Thence South 83°40'55" West along said railroad right-of-way for 748.46 feet to a 1/2 inch rebar;

Thence North 36°13'41" East for 18.06 feet to a 1/2 inch rebar on the South right-of-way of the old Highway 30;

Thence North 71°54'49" East (North 70°52' East, rec.) along said highway right-of-way for 1382.04 feet to the POINT OF BEGINNING.

Tract No. 2:

Beginning at the West 1/4 section corner of said Section 29, said corner marked by a 5/8 inch rebar; thence North 0°41'09" East along section line for 278.54 feet to a point on the North right of way of a deeded right of way; thence North 83°39'14" East along said right of way for 988.70 feet to a 1/2 inch rebar; thence North 84°45'05" East along said right of way for 278.72 feet to a 1/2 inch rebar which shall be the POINT OF BEGINNING;

Thence North 1°43'26" East for 67.08 feet to a 1/2 inch rebar;

Thence North 65°01'36" East for 1464.99 feet to a 1/2 inch rebar;

Thence South 1°29'52" West parallel with the East line of the NW1/4 for 421.88 feet to a 1/2 inch rebar on the North right of way of a deeded right of way;

Thence South 71°55'04" West along said right of way for 675.44 feet to a 1/2 inch rebar;

Thence South 76°53'20" West along said right of way for 179.50 feet to a 1/2 inch rebar;

Thence South 85°18'26" West along said right of way for 156.90 feet to a 1/2 inch rebar;

Thence South 89°53'42" West along said right of way for 345.74 feet to the POINT OF BEGINNING.

PARCEL NO. 7:

TOWNSHIP 10 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 30: Part of the E1/2NE1/4, more particularly described as follows:

Beginning at the Southwest corner of the SE1/4NE1/4 of said Section 30, said point marked by a 5/8 inch rebar; thence North 1°17'34" East along the 1/16th section line for 50.0 feet to a 1/2 inch rebar; thence North 1°17'34" East along said 1/16th section line for 0.88 feet to a point on the North right-of-way of the Old State Highway which shall be the POINT OF BEGINNING;

Thence North 1°17'34" East along said 1/16th section line for 712.98 feet to a 1/2 inch rebar on the South right-of-way of the State Highway;

Thence North 60°43'04" East (North 59°33' East, State Highway Data) along said highway right-of-way for 1119.11 feet to a 1/2 inch rebar;

Thence South 0°41'09" West for 1108.24 feet to a 1/2 inch rebar on the North right-of-way of the old State Highway;
 Thence South 83°39'14" West (South 82°45' West, rec.) along said highway right-of-way for 574.93 feet to a 1/2 inch rebar at Sta. 3834+08.4;
 Thence on a curve to the left along said highway right-of-way for 186.26 feet to a 1/2 inch rebar at Sta. 3835+91; said curve having a central angle of 8°14'03" and a radius of 1296.04 feet said 1/2 inch rebar lying South 79°32'13" West for 186.10 feet from the previous point;
 Thence South 75°25'11" West (South 73°37' West, rec.) along said highway right-of-way for 142.00 feet to a 1/2 inch rebar at Sta. 3837+33;
 Thence on a curve to the right along said highway right-of-way for 89.15 feet to the POINT OF BEGINNING; said curve having a central angle of 4°39'26" and a radius of 1096.80 feet, said point lying South 77°44'54" West for 89.13 feet from the previous point.

PARCEL NO. 8:

TOWNSHIP 10 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,
 CASSIA COUNTY, IDAHO

Section 30: Part of the SW1/4NE1/4, more particularly described as follows:

Beginning at the Southeast corner of the SW1/4NE1/4 of said Section 30, said point marked by a 5/8 inch rebar; thence North 1°17'34" East along the 1/16th section line for 50.00 feet to a 1/2 inch rebar which shall be the POINT OF BEGINNING;
 Thence South 82°35'48" West (South 82°37' West rec.) along the North line of a deeded right-of-way for 320.68 feet (321', rec.) to a 1/2 inch rebar on the 1/4 section line;
 Thence North 88°26' West (Basis of Bearing) along the 1/4 section line for 339.20 feet to a 1/2 inch rebar;
 Thence North 2°40'51" West for 210.36 feet to a 1/2 inch rebar;
 Thence North 23°17'21" West for 133.81 feet to a concrete highway right-of-way marker at State Highway Sta. 561+00.0;
 Thence North 60°43'04" East (North 59°33' East, rec.) along the South right-of-way of the State Highway for 843.74 feet to a 1/2 inch rebar on the 1/16th section line;
 Thence South 1°17'34" West along the 1/16th section line for 713.85 feet to the POINT OF BEGINNING.

EXCEPTING THEREFROM, the following described tract:

Beginning at the Southeast corner of the SW1/4NE1/4 of said Section 30, said corner marked by a 5/8 inch rebar; thence North 88°26'00" West along the South line of the SW1/4NE1/4 for 317.00 feet to a 1/2 inch rebar which shall be the POINT OF BEGINNING;
 Thence North 89°26'00" West along the South line of the SW1/4NE1/4 for 339.20 feet to a 1/2 inch rebar;
 Thence North 2°40'51" West for 210.36 feet to a 1/2 inch rebar;
 Thence North 23°17'21" West for 133.81 feet to a highway right of way marker at station 561+00.00, said marker being on the Southeasterly right of way of State Highway 30;
 Thence North 60°43'04" East along said highway right of way for 310.34 feet to a 1/2 inch rebar;
 Thence South 32°32'26" East for 179.32 feet to a 1/2 inch rebar;
 Thence South 5°46'27" East for 344.68 feet to the POINT OF BEGINNING.

ALSO EXCEPTING a well easement for the benefit of the tract excepted above, and more particularly described as follows:

Beginning at the Southeast corner of the SW1/4NE1/4 of said Section 30, said corner marked by a 5/8 inch rebar; thence North 88°26'00" West along the South line of the SW1/4NE1/4, for 317.00 feet to a 1/2 inch rebar; thence North 5°46'27" West for 324.68 feet to the POINT OF BEGINNING;
Thence North 5°46'27" West for 20.00 feet to a point;
Thence North 84°13'33" East for 20.00 feet to a point;
Thence South 5°46'27" East for 20.00 feet to a point;
Thence South 84°13'33" West for 20.00 feet to the POINT OF BEGINNING.

PARCEL NO. 9:

A 20 foot easement for the benefit of Parcel No. 7 over and across the following described parcel:

Beginning at the Southeast corner of the SW1/4NE1/4 of Section 30, Township 10 South, Range 25 East of the Boise Meridian said corner marked by a 5/8 inch rebar; thence North 88°26'00" West along the South line of the SW1/4NE1/4 for 317.00 feet to a 1/2 inch rebar which shall be the POINT OF BEGINNING;
Thence North 89°26'00" West along the South line of the SW1/4NE1/4 for 339.20 feet to a 1/2 inch rebar;
Thence North 2°40'51" West for 210.36 feet to a 1/2 inch rebar;
Thence North 23°17'21" West for 133.81 feet to a highway right of way marker at station 561+00.00, said marker being on the Southeasterly right of way of State Highway 30;
Thence North 60°43'04" East along said highway right of way for 310.34 feet to a 1/2 inch rebar;
Thence South 32°32'26" East for 179.32 feet to a 1/2 inch rebar;
Thence South 5°46'27" East for 344.68 feet to the POINT OF BEGINNING.

for the maintenance, use and repair of an existing pipeline across said parcel from the well at the East side of said parcel running Westerly to the West side of said parcel.

PARCEL NO. 10:

TOWNSHIP 10 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 30: NW1/4NE1/4

PARCEL NO. 11:

TOWNSHIP 10 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 30: Part of the NE1/4NE1/4 and part of the SE1/4NE1/4 of said Section 30, more particularly described as follows:

Beginning at the Northeast corner of said Section 30, said point marked by a 2 inch iron pipe which shall be the POINT OF BEGINNING;
Thence South 0°41'09" West along section line for 975.46 feet to a 1/2 inch rebar on the North right-of-way of State Highway 30;
Thence South 60°43'04" West (South 59°33' West State Highway data) along said highway right-of-way for 52.44 feet to a highway R/W marker at Sta. 584+76.0;
Thence South 60°43'04" West (South 59°33' West State Highway data) along said highway right-of-way for 608.48 feet to a point on the 1/16th section line;
Thence South 60°43'04" West (South 59°33' West State Highway data) along said

highway right-of-way for 863.87 feet to a point on the 1/16th section line;
Thence North 1°17'34" East along said 1/16th section line for 451.72 feet to a point
at the Southwest corner of the NE1/4NE1/4;
Thence North 1°17'34" East along said 1/16th section line for 1334.18 feet to a U.S.
General Land Office Brass Cap at the East 1/16th corner;
Thence South 87°10'24" East along the section line for 1302.95 feet to the POINT
OF BEGINNING.

PARCEL NO. 12:

TOWNSHIP 10 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 30: Part of the SW1/4NE1/4 of said Section 30, more particularly described as follows:

Beginning at the Northwest corner of the SW1/4NE1/4 of said Section 30, said point
marked by a U.S. General Land Office Brass Cap which shall be the POINT
OF BEGINNING;
Thence South 87°45'36" East along the 1/16th section line for 1317.17 feet to a point
at the Northeast corner of the SW1/4NE1/4;
Thence South 1°17'34" West along the 1/16th section line for 451.72 feet to a point
on the North right-of-way of State Highway 30;
Thence South 60°43'04" West (South 59°33' West State Highway data) along said
highway right-of-way for 902.85 feet to a highway right-of-way marker at
Sta. 561+00;
Thence North 50°38'09" West along the North right-of-way of "J" Canal for 431.98
feet to a 1/2 inch rebar;
Thence North 79°33'02" West along said canal right-of-way for 208.56 feet to a 1/2
inch rebar on the 1/4 section line;
Thence North 1°51'50" East along said 1/4 section line for 633.21 feet to the POINT
OF BEGINNING.

EXCEPTING THEREFROM the following described tracts:

Tract No. 1:

Beginning at the Northwest corner of the said SW1/4NE1/4, said corner marked by
a U.S. General Land Office pipe with brass cap; thence South 1°51'50"
West along the quarter section line for 359.27 feet to a 1/2 inch rebar which
shall be the Point of Beginning;
Thence South 86°57'59" East for 122.57 feet to a 1/2 inch rebar;
Thence South 6°24'40" West for 287.40 feet to a 1/2 inch rebar on the North
right-of-way of the "J" canal; Thence North 79°33'02" West along said
right-of-way for 100.89 feet to a 1/2 inch rebar on the quarter section line;
Thence North 1°51'50" East along the quarter section line for 273.94 feet to the Point
of Beginning.

Tract No. 2:

Beginning at the Northwest corner of the said SW1/4NE1/4, said corner marked by
a U.S. General Land Office pipe with brass cap; thence South 1°51'50"
West along the quarter section line for 359.27 feet to a 1/2 inch rebar; thence
South 86°57'59" East for 122.57 feet to a 1/2 inch rebar which shall be the
Point of Beginning;
Thence South 86°57'59" East for 153.33 feet to a 1/2 inch rebar;
Thence South 0°07'35" West for 361.45 feet to a 1/2 inch rebar on the North right
of way of the "J" Canal;
Thence North 50°38'09" West for 101.58 feet to a 1/2 inch rebar;
Thence North 79°33'02" West for 107.66 feet to a 1/2 inch rebar;
Thence North 6°24'40" East for 287.40 feet to the Point of Beginning.

PARCEL NO. 13:

TOWNSHIP 10 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 30: Part of the SE1/4NE1/4 and part of the NE1/4NE1/4 of said Section 30, more particularly described as follows:

Beginning at the Northeast corner of the SE1/4NE1/4 of said Section 30, said point marked by a U.S. General Land Office Brass Cap which shall be the Point of Beginning;

Thence South 0°41'09" West along section line for 1037.81 feet to a 1/2 inch rebar on the North right-of-way of the Old State Highway;

Thence South 83°39'14" West (South 82°45' West, rec.) along said highway right-of-way for 355.36 feet to a 1/2 inch rebar;

Thence North 0°41'09" East for 1108.24 feet to a 1/2 inch rebar on the South right-of-way of State Highway 30;

Thence North 60°43'04" East (North 59°33' East State Highway data) along said highway right-of-way for 407.11 feet to a point on the section line;

Thence South 0°41'09" West along said section line for 230.28 feet to the Point of Beginning;



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

May 9, 2014

WICKEL LAND COMPANY, LLP
1084 E 300 N
DECLO, ID 83323

RE: Transfer No. 79293

Water Right No(s). 45-13773, 45-14453, 45-14454, 45-2468, 45-7336, 45-7449,
45-7471

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 5/15/2014 and 5/22/2014**. Protests to this application may be submitted for a period ending ten (10) days after the second publication (**June 2, 2014**).

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

Maline, Denise

From: Maline, Denise
Sent: Friday, May 09, 2014 8:49 AM
To: 'Brian Higgs'
Subject: Comment Letter for Transfer 79293
Attachments: Comment Letter to WM140.pdf; Transfer 79293.pdf

Dear Brian,

Attached please find a cover letter, recommendation form, and a copy of Application for Transfer 79293. Please review the attached information and provide any necessary comments within 21 days. Feel free to contact our office if you have any questions.

Thank you,

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

May 9, 2014

BRIAN HIGGS
WATER DISTRICT #140
355 W 500 S
BURLEY, ID 83318

RE: Transfer No. 79293
Water Right No(s). 45-13773, 45-14453, 45-14454, 45-2468, 45-7336, 45-7449,
45-7471

Dear Mr. Higgs:

A copy of the above referenced application is enclosed. Please review the application, then complete the enclosed recommendation form as necessary, and return it to this office within 21 days of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR's regional offices can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

Maline, Denise

From: Maline, Denise
Sent: Thursday, May 08, 2014 2:55 PM
To: Times News
Subject: LEGAL NOTICE
Attachments: Times News Cover Letter.docx; Times News Ad.docx

Attached please find (1) legal notice being submitted for publication on May 15th & 22nd, 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
Idaho Dept of Water Resources
Administrative Assistant, Southern Region
650 Addison Ave W, Ste 500
Twin Falls, ID 83301
(208) 736-3033
denise.maline@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

May 8, 2014

LEGAL NOTICE DEPARTMENT

TIMES NEWS

PO BOX 548

TWIN FALLS, ID 83303-0548

RE: Transfer No. 79264
Water Right No(s): 47-8148

RE: Transfer No. 79293
Water Right No(s): 45-13773, 45-14453, 45-14454, 45-2468, 45-7336, 45-7449, 45-7471

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 June 2, 2014. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 79264

KEN STUTZMAN and JILL STUTZMAN, 4123 HIDDEN LAKES DR, KIMBERLY, ID 83341; has filed Application No. 79264 for changes to the following water rights within TWIN FALLS County(s): Right No(s). 47-8148;. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the place of use (POU), point of diversion (POD), and season of use for a 0.26 CFS (0.6 AF) portion of a groundwater commercial right, currently authorized for 0.31 CFS (0.8 AF) at an existing facility located approximately 0.1 mi W & 0.1 mi S of the intersection of Kimberly Rd & Eastland Drive in Twin Falls. Application proposes to use this 0.26 CFS portion of the commercial right for year round use at a gravel facility located approximately 7.2 – 8.0 mi S & 0 – 0.7 mi W of Kimberly from a new well to be located within the gravel facility. Applicant will cease to divert 0.26 CFS & 0.6 AF at the current POU in lieu of use at the proposed POU.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 79293

WICKEL LAND COMPANY, LLP, 1084 E 300 N, DECLO, ID 83323; has filed Application No. 79293 for changes to the following water rights within CASSIA County(s): Right No(s). 45-13773, 45-14453, 45-14454, 45-2468, 45-7336, 45-7449, 45-7471. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes to change the permissible place of use and a point of diversion for seven groundwater rights allowing for irrigation of 646 acres (7.7 cfs). The irrigated acres are located approximately 3 miles east and 1 mile north of Declo. The point of diversion will move approximately 0.25 miles to the northwest of an existing point of diversion listed on the water rights.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or to see a full description of these rights and the proposed transfers, please visit our website at www.idwr.idaho.gov and search under New Water Right Applications. 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 June 2, 2014. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on May 15th & 22nd, 2014