

RECEIVEDSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 78664

JUN 07 2013

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

DEPT. OF WATER RESOURCES

SOUTHERN REGION

Name of Applicant(s) Blue Lakes Country ClubPhone 208-733-2330Mailing address PO Box 5729 Twin Falls, Idaho 83303-5729

E-mail _____

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

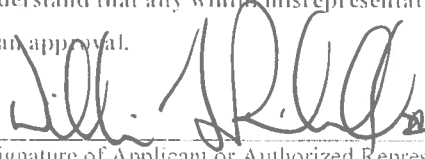
Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No RepresentativeName of Representative Travis Thompson of Barker, Rosholt & SimpsonPhone (208) 733-0700Mailing address 195 River Vista Place, Suite 204 Twin Falls, ID 83301-3029

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.


 Signature of Applicant or Authorized Representative

Bill Riebesell, President BLCC
 Print Name and Title if applicable

6-7-13
 Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☒ Change nature of use ☐ Change period of use ☐ Other _____
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. Provide water to Bass Pond as needed.

WITHDRAWN

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

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

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part					
☐ ☒	36-2083A	1.15/	Irrigation	3/15 to 11/15	Alpheus Creek & Snake River
☐ ☒	36-2083A	0.18/	Aesthetic/WaterQuality	3/15 to 11/15	Alpheus Creek & Snake River
☐ ☒	36-2083B	0.05/	Irrigation	3/15 to 11/15	Alpheus Creek & Snake River
☐ ☒	36-2083B	0.01/	Aesthetic/WaterQuality	3/15 to 11/15	Alpheus Creek & Snake River
☐ ☒	36-8593	0.70/	Irrigation	3/15 to 11/15	Alpheus Creek & Snake River
☐ ☒	36-8593	0.11/	Aesthetic/WaterQuality	3/15 to 11/15	Alpheus Creek & Snake River
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 1.9 cfs and/or 380 ac-ft

2. Total amount of water proposed to be transferred or changed 1.9 cubic feet per second and/or _____ acre-feet per annum.

3. Point(s) of Diversion:

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

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #

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

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

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
			No Change in Irrigation PDU																
			Aesthetic/ Water Quality PDU																
9S	17E	33	X																

Total Acres (for irrigation use) 95.0

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

5. General Information:

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

- b. Who owns the property at the point(s) of diversion? Blue Lakes Country Club
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system: _____

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
If yes, ☐ Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6. List the name of the entity and type of lien: N/A**

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: _____
A minimum of 90 acres will always be irrigated. Up to 15 acres will be used for Aesthetic and Water Quality for Bass Lake and Little Bass Lake.

- e. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use: None

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

Yes No

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

If yes, describe: _____

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

For each water right listed in Part 1B.1 of the application, attach a **Part 2A** report obtained from any Department office or from the Department's website @ <http://www.idwr.idaho.gov/> , Water Right Transfers, Step 1.
Insert Part 2A reports into the application following Part 1.

☐ Complete and attach one copy of Part 2B for each right for which only a portion is proposed to be changed. If the entire right is proposed to be changed, Part 2B is not applicable. Additional copies of the **Part 2B** form can be obtained from any Department office or from the Department's website @ <http://www.idwr.idaho.gov/> , Water Right Transfers, Step 3, or Water Right Forms, Changes in Use. Insert completed Part 2B forms into the application following Part 2A of the same water right.

[illegible][illegible]

Total Acres (for irrigation use) _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

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

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

B. CHANGES IN NATURE OF USE (Water Balance)

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

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

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

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.:_____

[illegible]

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments.

Received by Dm Date 6-7-2013 Prelim. Check by _____ Date _____

Fee Paid ~~\$580~~ ¹⁰83⁰⁰ Date 6/14/13 Received by J. Cooper Receipt # 5033312

Add'l Fee Paid	Date	Received by	Receipt #
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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 36-2083A

Current Owner: BLUE LAKES COUNTRY CLUB INC

Priority Date: 5/26/1949

Origin: Water Right

Status: Water Supply Bank Active

Basis: Decreed

Source

ALPHEUS CREEK

Tributary

SNAKE RIVER

Beneficial Use

IRRIGATION

From To

03/15 to 11/15

Diversion Rate

1.15 CFS

Annual Volume

Total Diversion

1.15 CFS

Location of Point(s) of Diversion

ALPHEUS CREEK

JEROME County

L6(NW1/4NE1/4)

Sec. 33, Twp 09S, Rge 17E B.M.

ALPHEUS CREEK

JEROME County

NW1/4SE1/4

Sec. 28, Twp 09S, Rge 17E B.M.

Place of Use

IRRIGATION Within JEROME County

T09S R17E S28	Lot 14	SWSW	4.10	T09S R17E S28	Lot 12	SESW	1.40
T09S R17E S28		NWSE	4.40	T09S R17E S28	Lot 5	SWSE	5.50
T09S R17E S28	Lot 11	SWSE	5.80	T09S R17E S28	Lot 6	SESE	3.10
T09S R17E S28	Lot 10	SESE	3.50	T09S R17E S33		NENE	17.20
T09S R17E S33	Lot 6	NWNE	23.50	T09S R17E S33	Lot 7	SENE	21.70
T09S R17E S34	Lot 11	SWNW	4.80				

Total Acres: 95

Conditions of Approval:

1. T18 Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
2. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
3. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
4. WB4 The total instantaneous diversion of water from all points of diversion under Rights 36-2083A, 36-2083B and 36-8593 shall not exceed 1.90 cfs, nor a total combined annual volume of 380.0 af for the irrigation of 95.0 acres in a single irrigation season.
5. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. X35 Rights 36-2083A and 36-8593 when combined shall not exceed a total diversion rate of 1.85 cfs, a total annual maximum diversion volume of 372.0 af at the field headgate, and the irrigation of 93.0 acres.
8. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Decreed Date: 12/3/2001

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

Current Water Right No.: 36-2083B

Current Owner: BLUE LAKES COUNTRY CLUB INC

Priority Date: 5/26/1949

Origin: Water Right

Status: Water Supply Bank Active

Basis: Decreed

Source

ALPHEUS CREEK

Tributary

SNAKE RIVER

Beneficial Use

IRRIGATION

From To

03/15 to 11/15

Diversion Rate

0.05 CFS

Annual Volume

Total Diversion

0.05 CFS

Location of Point(s) of Diversion

ALPHEUS CREEK

L6(NW1/4NE1/4)

Sec. 33, Twp 09S, Rge 17E B.M.

JEROME County

ALPHEUS CREEK

NW1/4SE1/4

Sec. 28, Twp 09S, Rge 17E B.M.

JEROME County

Place of Use

IRRIGATION Within JEROME County

T09S R17E S28	Lot 14	SWSW	4.10	T09S R17E S28	Lot 12	SESW	1.40
T09S R17E S28		NWSE	4.40	T09S R17E S28	Lot 5	SWSE	5.50
T09S R17E S28	Lot 11	SWSE	5.80	T09S R17E S28	Lot 6	SESE	3.10
T09S R17E S28	Lot 10	SESE	3.50	T09S R17E S33		NENE	17.20
T09S R17E S33	Lot 6	NWNE	23.50	T09S R17E S33	Lot 7	SENE	21.70
T09S R17E S34	Lot 11	SWNW	4.80				

Total Acres: 95

Conditions of Approval:

1. T18 Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
2. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
3. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. X27 This right is limited to the irrigation of 2.0 acres within the place of use described above in a single irrigation season.
5. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
6. R68 This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. WB4 The total instantaneous diversion of water from all points of diversion under Rights 36-2083A, 36-2083B and 36-8593 shall not exceed 1.90 cfs, nor a total combined annual volume of 380.0 af for the irrigation of 95.0 acres in a single irrigation season.
8. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Decreed Date: 8/27/2001

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

Current Water Right No.: 36-8593

Current Owner: BLUE LAKES COUNTRY CLUB INC

Priority Date: 7/19/1991

Origin: Water Right

Status: Water Supply Bank Active

Basis: License

Source

ALPHEUS CREEK

Tributary

SNAKE RIVER

Beneficial Use

IRRIGATION

From To

03/15 to 11/15

Total Diversion

Diversion Rate

0.7 CFS

0.7 CFS

Annual Volume

Location of Point(s) of Diversion

ALPHEUS CREEK

JEROME County

L6(NW1/4NE1/4)

Sec. 33, Twp 09S, Rge 17E B.M.

ALPHEUS CREEK

JEROME County

NW1/4SE1/4

Sec. 28, Twp 09S, Rge 17E B.M.

Place of Use

IRRIGATION Within JEROME County

T09S R17E S28	Lot 14	SWSW	4.10	T09S R17E S28	Lot 12	SESW	1.40
T09S R17E S28		NWSE	4.40	T09S R17E S28	Lot 5	SWSE	5.50
T09S R17E S28	Lot 11	SWSE	5.80	T09S R17E S28	Lot 6	SESE	3.10
T09S R17E S28	Lot 10	SESE	3.50	T09S R17E S33		NENE	17.20
T09S R17E S33	Lot 6	NWNE	23.50	T09S R17E S33	Lot 7	SENE	21.70
T09S R17E S34	Lot 11	SWNW	4.80				

Total Acres: 95

Conditions of Approval:

1. T18 Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
2. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. X35 Rights 36-2083A and 36-8593 when combined shall not exceed a total diversion rate of 1.85 cfs, a total annual maximum diversion volume of 372.0 af at the field headgate, and the irrigation of 93.0 acres.
4. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
7. WB4 The total instantaneous diversion of water from all points of diversion under Rights 36-2083A, 36-2083B and 36-8593 shall not exceed 1.90 cfs, nor a total combined annual volume of 380.0 af for the irrigation of 95.0 acres in a single irrigation season.
8. R55 This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
9. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Licensed Date: 3/22/2002

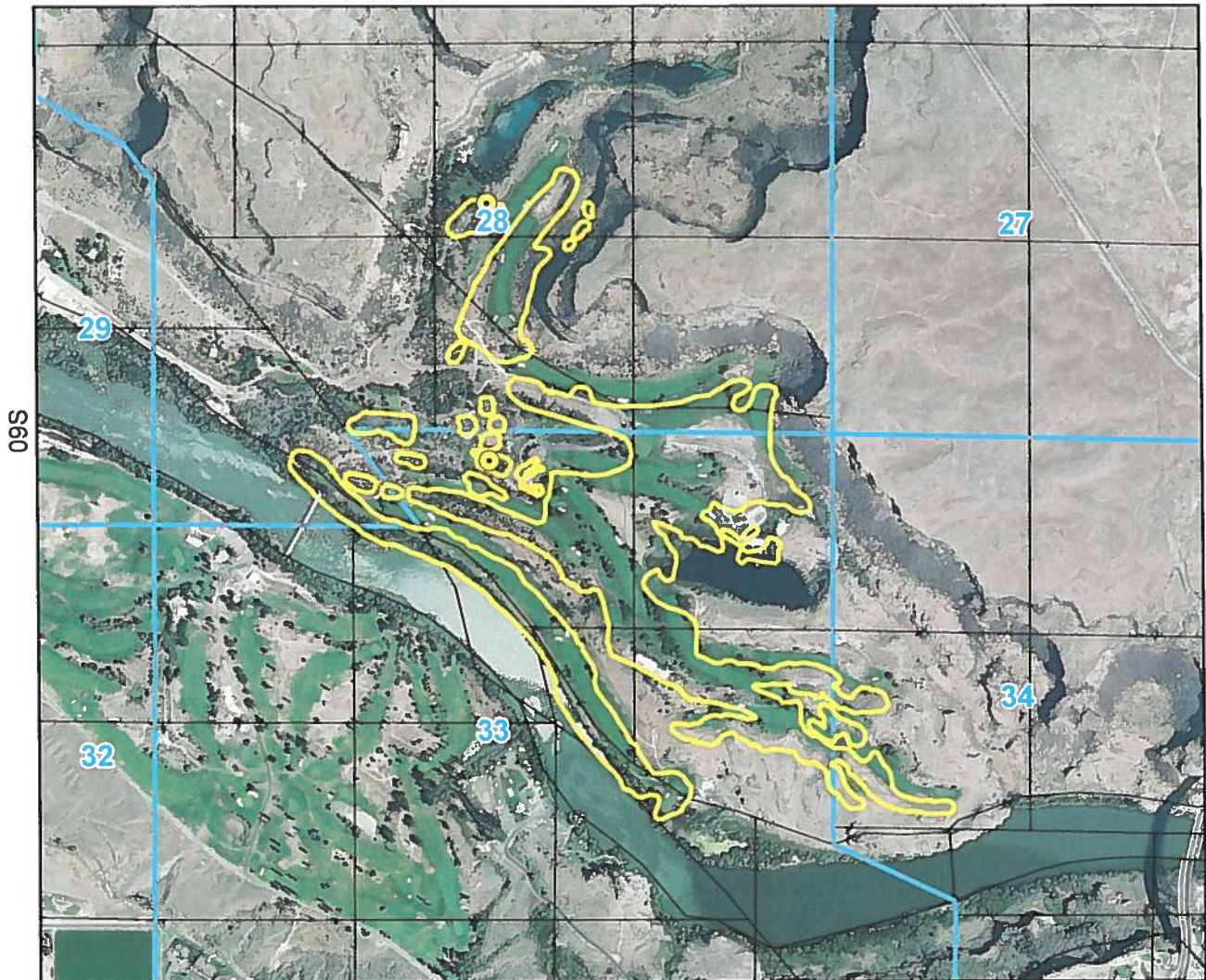
State of Idaho
Department of Water Resources

Water Right
36-2083A

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 permanent document file will be resolved in favor of the actual water right documents in the water right file.

17E



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Taxlots

0 0.15 0.3 0.6 Miles



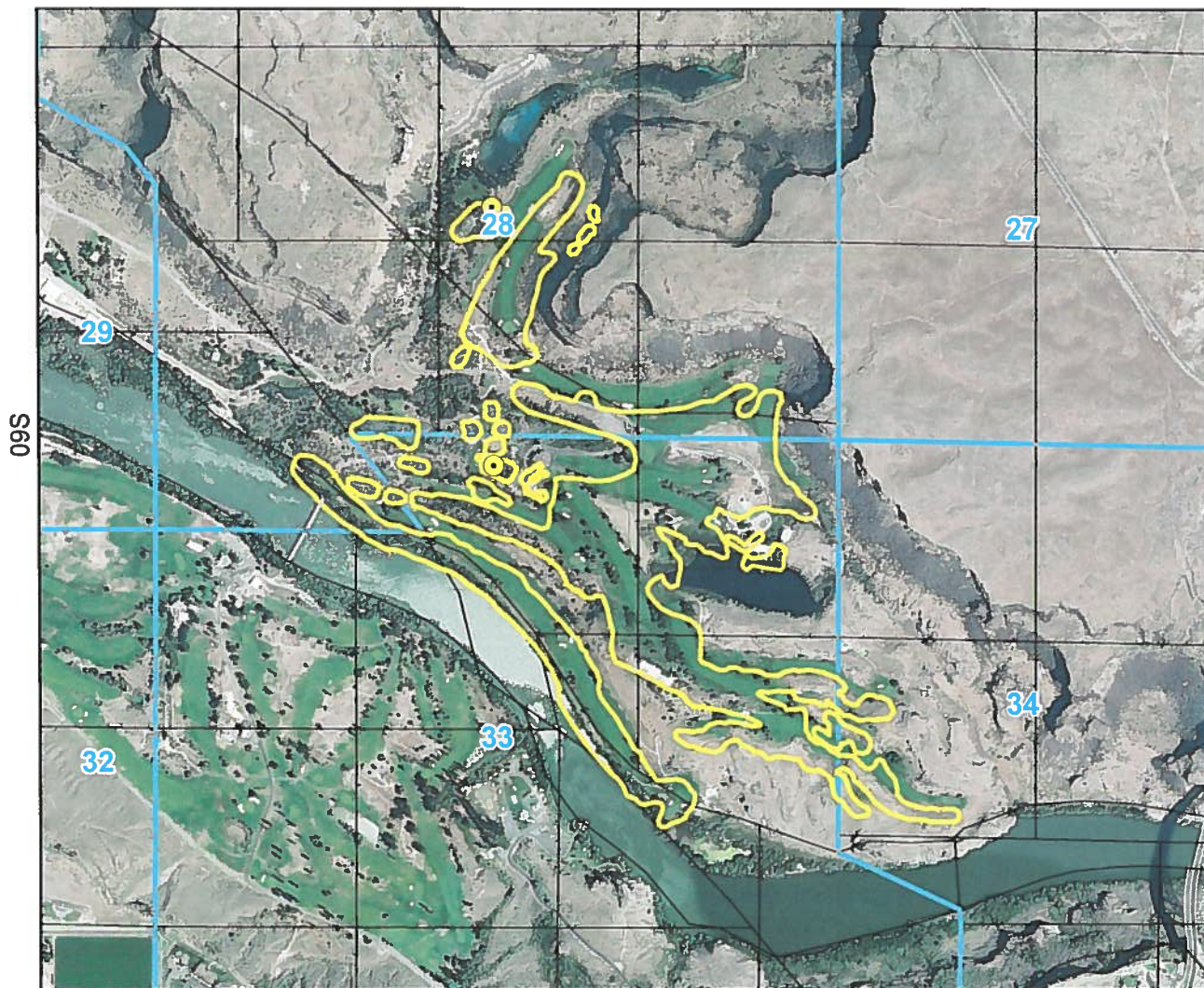
State of Idaho
Department of Water Resources

Water Right
36-2083B

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 permanent document file will be resolved in favor of the actual water right documents in the water right file.

17E



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Taxlots

0 0.15 0.3 0.6 Miles



State of Idaho
Department of Water Resources

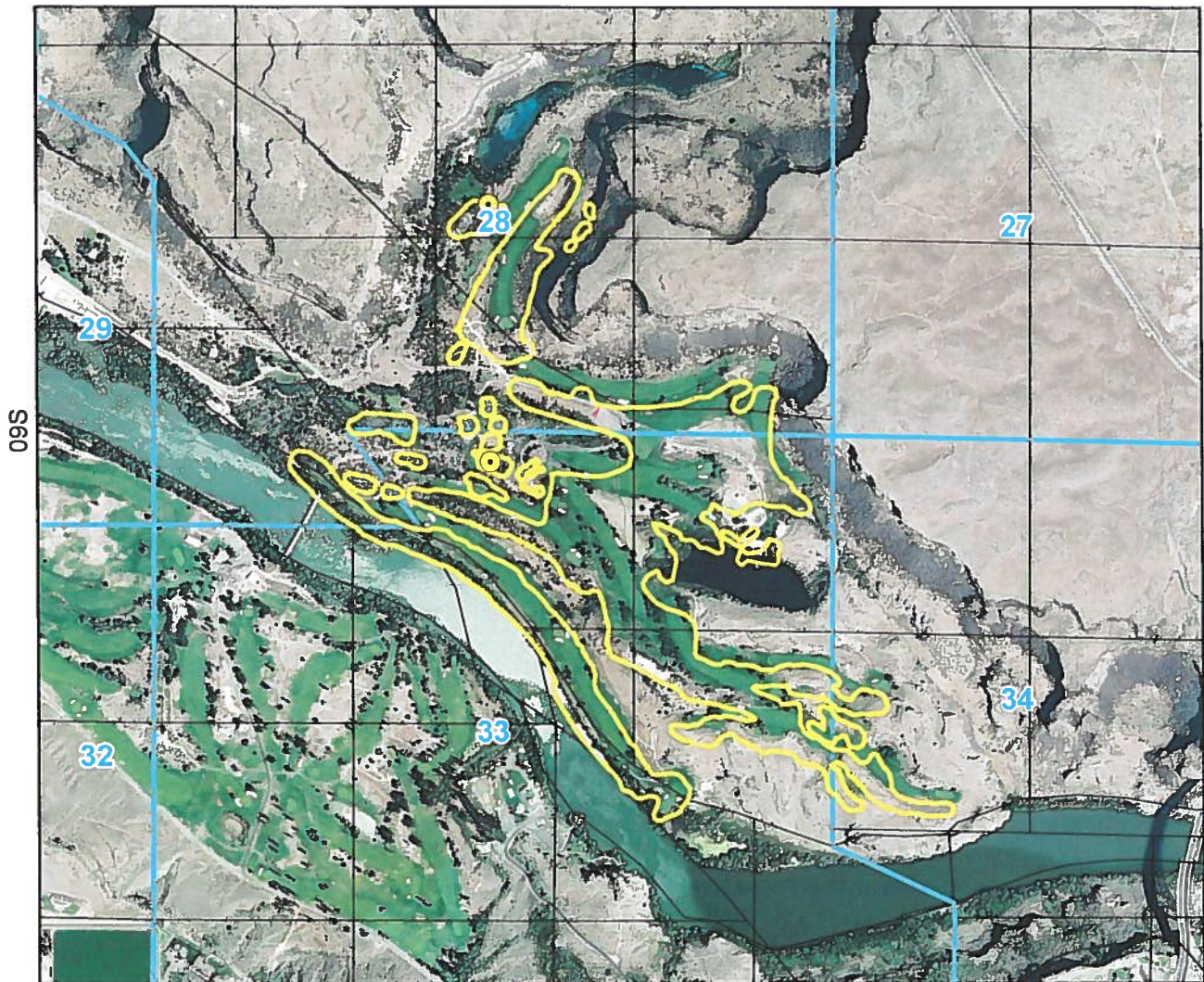
Water Right

36-8593

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 permanent document file will be resolved in favor of the actual water right documents in the water right file.

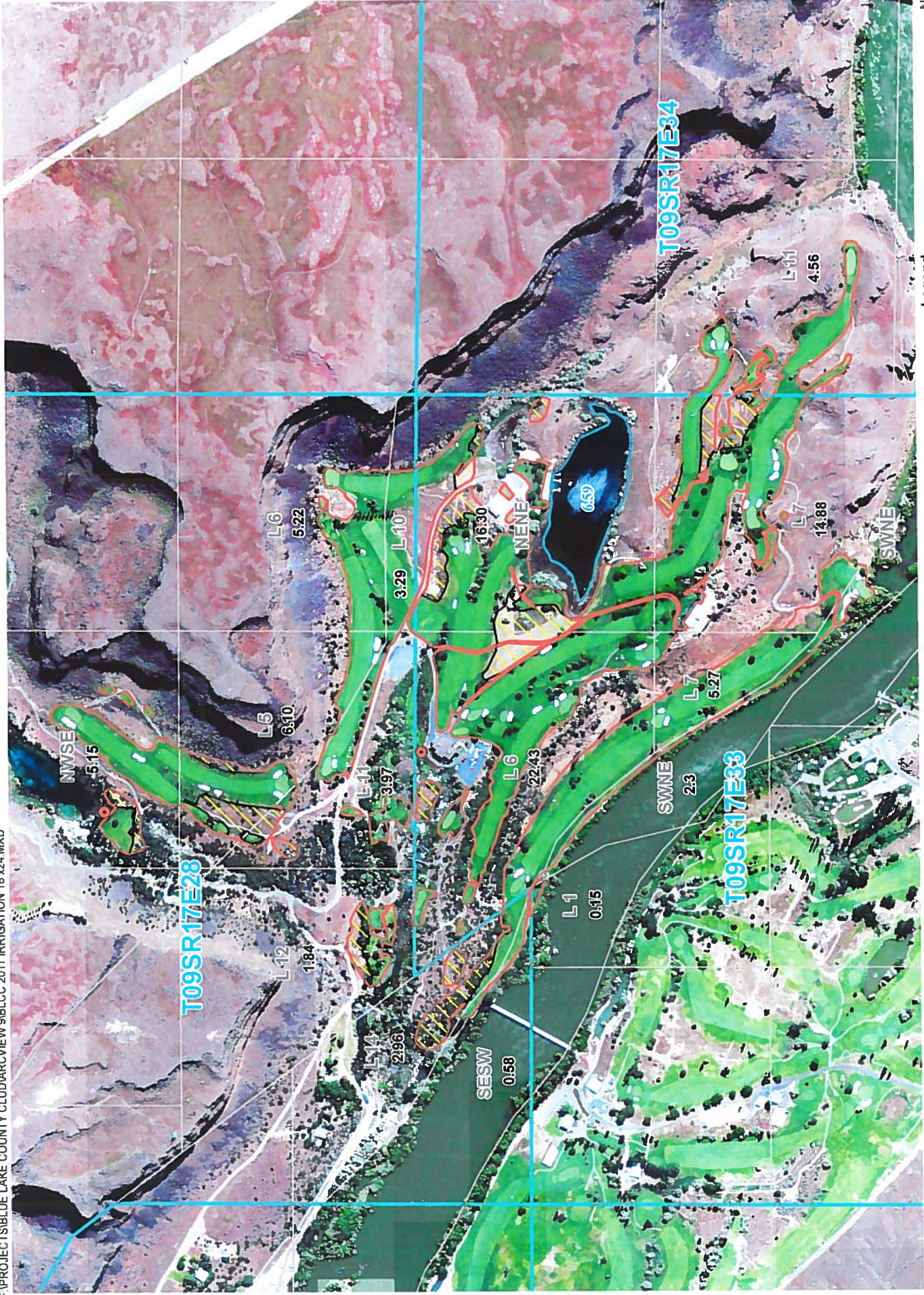
17E



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters
-  Taxlots

0 0.15 0.3 0.6 Miles





BLUE LAKE COUNTY CLUB TRANSFER 2013 MAP NAIP 2011 AERIAL PHOTOGRAPH





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

April 18, 2014

BLUE LAKES COUNTRY CLUB
ATTN: BILL RIEBESELL
PO BOX 5729
TWIN FALLS, ID 83301-5729

Re: Withdrawal of Application for Transfer No. 78664

Dear applicant:

Thank you for your recent withdrawal of the above referenced application. Per the March 7, 2014 letter from Travis Thompson of Barker Rosholt & Simpson; a refund request in the amount of \$830 has been submitted and will arrive under separate cover.

Please contact our office at 208-736-3033 if you have additional questions in this matter. Also, more information about water rights and other matters administered by this agency is available on the Internet at www.idwr.idaho.gov.

Sincerely,

A handwritten signature in cursive script that reads "Denise Maline".

Denise Maline
Administrative Assistant

cc: BARKER ROSHOLT & SIMPSON
BROCKWAY ENGINEERING

Cooper, Jeff

From: Cooper, Jeff
Sent: Tuesday, April 15, 2014 9:19 AM
To: Marston, Sascha
Subject: Refund Request

Sascha:

I can't remember if you're the right person to send this to, I apologize if you are not. We had an application for transfer get withdrawn (78664) that was filed in the name of Blue Lakes Country Club. We did not advertise it. Could you please refund \$830.00 as per receipt S033312? Please make it payable to Blue Lakes Country Club, Inc. and send it to the following address:

BLUE LAKES COUNTRY CLUB, INC.
C/O BILL RIEBESELL
PO BOX 5729
TWIN FALLS, ID 83303-5729

If you have any questions, please let me know. Thank you!!

*John A. Rosholt
Albert P. Barker
John K. Simpson
Travis L. Thompson
Shelley M. Davis
Paul L. Arrington
Scott A. Magnuson
Sarah W. Higer*



195 River Vista Pl., Suite 204
Twin Falls, ID 83301-3029
(208) 733-0700 telephone
(208) 735-2444 facsimile

1010 W. Jefferson St., Suite 102
P.O. Box 2139
Boise, ID 83701-2139
(208) 336-0700 telephone
(208) 344-6034 facsimile
brs@idahowaters.com

Travis L. Thompson
tlt@idahowaters.com

March 5, 2014

Mr. Jeff Cooper
IDWR – Southern
1341 Fillmore St., Suite 200
Twin Falls, Idaho 83301-3380

RECEIVED
MAR 07 2014
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Re: Blue Lakes Country Club Transfer No. 78664

Dear Jeff:

As discussed last week, the Blue Lakes Country Club (BLCC) would like to withdraw the above-referenced application for transfer. BLCC has submitted a water bank lease for 2014 and will likely continue with an annual lease arrangement for this matter. It's my understanding that IDWR will refund filing fee (\$580) to BLCC. Please let me know if you have any questions.

Sincerely,

BARKER ROSHOLT & SIMPSON LLP

Travis L. Thompson

cc: Jim Rasmussen / Bonnie Stevens (BLCC)



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-3380

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

January 22, 2014

Bill Riebesell
Blue Lakes Country Club
PO Box 5729
Twin Falls, ID 83303-5729

RE: Application for Transfer 78664 (Blue Lakes Country Club)

Dear Mr. Riebesell,

On June 7, 2013, Travis Thompson filed an Application for Transfer on behalf of Blue Lakes Country Club (BLCC), proposing to change the place of use (POU) and nature of use for a portion of three Alpheus Creek water rights (36-2083A, 36-2083B, 36-8593). These three rights currently authorize you to divert up to 1.90 CFS (380 AFA) for the irrigation of 95 acres within the golf course located in TWP 09S RNG 17E Sec(s) 28, 33, & 34. The application proposes to allow for a flexible change in nature of use on a year-to-year basis from irrigation to aesthetic/water quality uses to provide additional flow and fill to two natural ponds (Bass Lake & Little Bass Lake). Historically, this flexibility has been accommodated through an annual lease and rental to/from the Water Supply Bank.

Upon receiving this application, I forwarded it to Cindy Yenter (Watermaster Water District 130), since she is familiar with the system and is also responsible for the distribution of the affected rights. The Watermaster provided a memo to me on October 21, 2013, addressing some concerns, but generally supportive of the proposed changes. I've provided a copy of the memorandum for your reference. A subsequent meeting was also held in November, 2013, with regional staff, the Watermaster, and administration in our state office to discuss the various aspects of the application.

After this discussion, there was considerable concern within the Department that the proposed flexibility in use could result in enlargement of the water use authorized by the rights without extensive and time-consuming monitoring and oversight by the water district and Department to prevent enlargement. In a nutshell, the concern is that the shifting elements of the authorized uses under BLCC's proposed transfer would place significant additional burden on the Department and the watermaster each year to prevent enlargement by confirming that BLCC has complied with the proposed annual pre-season reporting requirement, that the annual balancing of the elements of the variable uses does not exceed the limits of the water rights, and that BLCC is actively apportioning the water among the multiple proposed water uses as indicated in its pre-season prediction. The water district and the Department have limited resources with which to work and it can be very difficult or impossible to administer overly complex water right conditions. The Department is wary of imposing water right requirements that would impose a substantial and unusual burden on the watermaster.

charged with administering the water right. While the watermaster was generous in her support of your transfer proposal, it seems the additional administration burden would far exceed the effort needed to confirm compliance with other kinds of water right changes, such as permissible places of use, which typically can be confirmed with a quick review of aerial photography.

The Department is also concerned that if it begins authorizing this open-ended type of transfer, it may face many more such transfer applications in the future. Unlike permits, which must be examined and licensed, transfer approvals are not routinely investigated and adjusted to match actual beneficial use. There is no statutory process for such an effort. Consequently, transfers for flexible purposes of use could result in authorized water uses that aren't actually established until far into the future. When those uses finally are developed, there will be no "real time" opportunity to evaluate the change to ensure that it has not resulted in enlargement and that it does not, at that time, injure other water rights or conflict with the public interest.

If an annual adjustment to the authorized beneficial use is really necessary, the Department recommends that BLCC continue to use the Water Supply Bank process because it provides a process to evaluate the change each time a new variant is proposed. However, as an alternative more permanent than the Water Supply Bank and less likely to enlarge the water use, the Department may be able to approve an application that proposes a fixed amount to be transferred from the existing irrigation use to the proposed new uses. If BLCC wishes to amend its application to propose changing a fixed amount, we request the following be provided within 30 days of this letter.

- (1) Provide an amended application with a fixed amount to be transferred for Aesthetic/Water Quality use. Most change-in-use applications would also need to include an appropriate consumptive use analysis to accommodate the nature of use change. This process is outlined in our Administrator's Memorandum Transfer Processing No. 24 (Dec 21, 2009) which states, in part, *"For an application for transfer seeking to change the nature or purpose of use, or season of use, including for a supplemental water right, the historic extent of beneficial use under the right must not be enlarged...The highest-year historic consumptive use (i.e. highest-use crop rotation using a climatic average for crop water use estimates), except for supplemental rights, will be the basis for the annual volume of consumptive use available for transfer."* In this case, if you can provide information demonstrating that the decrease in consumptive use volume from the discontinued irrigation will be a one-to-one offset of the increased pond evaporation losses, you may also be able to transfer the non-consumptive portion of the discontinued irrigation use to cover seepage losses and flow-through in the ponds.
- (2) With the amended application, provide a map that delineates the acres that will be irrigated within the permissible place of use (PPU). Acres which will be dried-up to be converted for use in the Aesthetic/Water Quality POU shall also be explicitly defined.
- (3) Submit, with the amended application, a proposal to update the existing measuring devices to meet current Department/Water District approved flow meter requirements.

If BLCC would like its transfer application processed as currently filed, please notify IDWR. If we have not received an amended application or other response within 30 days, IDWR will assume you

want the application to be processed as it is currently filed, despite the concerns about enlargement in use, which could result in denial of the application.

Please also be aware that although you have a pending Application for Transfer to facilitate the current practices, BLCC currently is not authorized to divert any Alpheus Creek water to Bass Lake & Little Bass Lake.

Please let me know if you have any questions. Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jeffrey S. Cooper', with a long horizontal flourish extending to the right.

Jeffrey S. Cooper
Senior Water Resource Agent, IDWR – Southern Regional Office, Twin Falls

Enclosures: October 21, 2013 Preliminary Watermaster Comments Memo

CC: Travis Thompson, T78664 File

Memorandum

October 21, 2013

TO: Transfer File 78664
FROM: Cindy Yenter
RE: Preliminary Watermaster Comments

Since 2003, Blue Lakes Country Club (BLCC) has utilized the Water Supply Bank to lease and rent back a portion of their Alpheus Creek irrigation rights to augment Bass Lakes during the irrigation season. At the time of the initial lease/rental, irrigation diversions were already being measured, and a flow meter was required to be installed on the line to Bass Lakes as a result of the rental approval. The delivery line to Bass Lakes comes off the irrigation mainline below the existing flow meter.

I have been monitoring the redirection to Bass Lake since 2003. With both flow meters in place, continually improving aerial photography, and the cooperation of the BLCC grounds crew, it has not been unduly difficult to monitor and quantify this water use. I believe the concept of a perpetual "permissible nature of use" as it applies to these rights is workable on a year-to-year basis.

There are, however, a number of complicating issues associated with these water rights that the transfer application fails to address.

- The combined volume limit of the irrigation rights, 380 AFA, is based on a standard annual diversion volume of 4 AFA for 95 acres. The transfer proposes a full volume exchange from irrigation to aesthetic use and does not recognize the consumptive exchange reduction ordinarily required for changes in nature of use. The WSB approvals for BLCC consistently leased the rights at 4 AFA per irrigated acre, but rental volumes were limited to consumptive use only for the same acres, typically around 3 AFA. This transfer should not be treated differently. **Applicant must submit a revised Table 1 – Distribution of Water Use, which reflects an appropriate consumptive-only volume for aesthetic diversions based on the corresponding reductions in irrigated area.**
- The combined flow rate for the three rights is 1.90 cfs. The most junior right 36-8593 for 0.7 cfs was obtained to facilitate higher night-time irrigation application rates on the BLCC grounds, pursuant to Application Processing Memo 60. No additional acres or volume were authorized. This right is the most junior right on the creek and has not once been in priority since the water district was formed in 2002. The additional 0.7 cfs would not be diverted at all, but for a rotation agreement signed with all downstream users in 1993. The Agreement limits BLCC is to a "nighttime application of 1,300 g/p/m ... for eight hours"¹ and a total diversion volume of 2.4 acre-feet per day². Daily volume is calculated from the maximum 24-hour volume that would be available at the priority diversion rate of 1.2 cfs under 36-2083A and 36-2083B and *must include the redirections to Bass Lakes*. Unfortunately the rotation agreement applies only to irrigation uses. **Diversions for aesthetic use will be limited to the portion of the "Pond Diversion Rate" from Table 1 which is in priority under right nos 36-2083A and 36-2083B.**

¹ The proposed total system capacity was 1300 gpm or 2.9 cfs, but found to be only 1.9 cfs.

² The rotation agreement cites 2.5 acre-feet per day, but this is not accurate based on the rights involved.

- As with irrigation PPU systems, BLCC will be required to submit a map depicting the number and location of current irrigated acres each year, as well as a statement of the number of acres and corresponding consumptive volume which will be administered as aesthetic diversions that same year, pursuant to the revised Table 1. An abbreviated version of this table could be integrated in the water right conditions.
- The existing flow meters are getting old, are not approved models, and the meter on the Bass Lakes pipeline is completely buried and has never been tested. Water District 130 will require the installation of approved-model flow meters on both the main diversion and the Bass Lakes redirection line.
- I have a concern that volumes per acre in excess of the consumptive volume, might inadvertently be forfeited for those acres converted to aesthetic enhancement for a number of successive years. Based on the construction of the application and specifically Table 1, applicant or his consultant may have the same concern. BLCC should not be penalized for attempting to come up with a creative and permanent solution to this ongoing practice. Perhaps a solution is to apply a condition that indicates that transfer of water back and forth on the property pursuant to Table 1 shall not constitute a reduction in total volume per acre when the rights are shifted back to irrigation use within the BLCC system.

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES (IDWR)**

**MINIMUM ACCEPTABLE STANDARDS
FOR OPEN CHANNEL AND CLOSED CONDUIT
MEASURING DEVICES**

The source and means of diversion of water, whether surface or ground water, generally affects the selection of a measuring device. Surface water sources such as streams, springs and waste channels are normally diverted into open channels (ditches or canals), but closed conduits (pipes or culverts) are also used. Ground water is usually diverted into pipes (which may also discharge into open channels).

Measuring devices when required by IDWR are to be installed at or near the point of diversion from the public water source.

I. MEASUREMENTS IN OPEN CHANNELS

The following discussion is applicable only to diversions from surface water sources. Measurement of a ground water diversion with an open channel measuring device must be pre-approved by the IDWR.

A. Standard Open Channel Measuring Devices

All open channel surface water diversions should be measured using one of the following standard open channel flow measuring devices commonly used in Idaho:

- **Weirs:** contracted or suppressed rectangular weirs, Cipolletti weir, 90 degree V-notch weir
- **Flumes:** Parshall flume, trapezoidal flume, ramped flume (ramped, broad-crested weir)
- **Submerged Orifices:** submerged rectangular orifice, constant head orifice
- **Acoustic:** acoustic Doppler flow meter (ADFM), acoustic Doppler current profiler

The installed flow rate accuracy of open channel measurement devices must be +/- 10.0% as compared to an acceptable open channel current meter or other standard portable measuring devices such as an acoustic Doppler flow meter or acoustic Doppler current profiler.

Construction, installation and operation of these devices should follow published guidelines, such as those published by the United States Bureau of Reclamation¹

B. Non-standard open channel devices: Rated Structures or Rated Sections

Any weir, flume, or other measuring device that has not been constructed, installed, or maintained correctly and therefore does not measure flow in the standard manner consistent with standard rating tables or curves is considered to be a non-standard device. IDWR may authorize the use of non-standard devices and rated sections provided the device or section is rated or calibrated against a set of flow measurements using an acceptable open channel current meter or standard portable open channel measuring device. Examples of standard portable open channel measuring devices include the acoustic Doppler flow meter, the acoustic Doppler current profiler, or a portable flume. These devices are acceptable provided they are installed and operated according to all relevant manufacturer recommendations.

Further information and requirements are available from IDWR upon request.

¹ The Bureau of Reclamation measurement guidelines can be found at;
http://www.idwr.idaho.gov/WaterManagement/WaterMeasurement/PDFs/BoR_WMM_%202001revision.pdf

II. CLOSED CONDUIT MEASURING DEVICES

The following discussion is applicable to measurement of diversions from any water source that diverts via a full-flowing, closed conduit.

A. Standard Closed Conduit Measuring Devices

A certified meter is required on new installations of measuring devices for closed conduit or pipe line diversions. A certified meter is a model of flow meter that has participated in independent third party testing and has been approved by IDWR for use. IDWR has published a list of meters that have participated in independent third party testing² and have been certified for use where the installation configuration and application meet manufacturer's requirements. Tests were conducted for both accuracy and repeatability on all submitted models, and a pass/fail rating awarded. A list of these meters may be found at:

http://www.idwr.idaho.gov/WaterManagement/WaterMeasurement/PDFs/Approved_flow_meter_list.pdf.

Owners or operators who install a certified meter without the minimum manufacturer spacing requirements, or otherwise inconsistent with manufacturer's specifications, may need to provide an adequate testing section of straight pipe located somewhere on the diversion system either upstream or downstream of the installed flow meter. This testing section can be excavated pipeline as long as the section of pipe carries all water being measured through the installed flow meter. Water users choosing to expose pipe will be required to excavate the pipe at their expense at the request of the district hydrographer, watermaster and/or IDWR staff.

B. Non-standard Closed Conduit Measuring Devices: Requests for Variance

In some cases, site conditions preclude use of a certified meter, and another meter or method of measurement will produce similarly accurate results. In cases where the user can show that a proposed alternative meter or method would be as accurate as, or otherwise is better suited to an application than any of the meters on the approved list, a user can propose using an alternative meter or method by submitting a Request for Variance Form, available from IDWR. If a request is submitted and granted, the water user bears the risk that the alternative meter or method will perform as expected.

The following alternate measurement methods may be considered:

- Development of a Power Consumption Coefficient (PCC), which is a ratio of power usage to water withdrawal. Acceptance of the PCC method may be provided *for qualifying irrigation diversions only*;
- Use of an hour meter (time clock) *for qualifying diversions only*;
- Use of an acceptable flow meter that was installed *prior to the date of the measurement order*;
- *For irrigation diversions only*, use of an acceptable non-certified flow meter where it can be shown that installation of a certified flow meter would be burdensome or ineffective.

If a meter is already installed, that meter may be used if the meter is field-tested by IDWR staff, the water district watermaster, or a district hydrographer using a portable standard flow meter and upon a determination that the meter is installed properly and accurate to within $\pm 10\%$ of actual rate of flow and volume. If a non-certified meter is approved and installed but does not pass a field check, IDWR may require the water user to replace the meter with a certified meter at the water user's expense.

If an alternative method is approved and that method is later found to be insufficient, the variance will be withdrawn and a certified meter will be required to be installed. The suitability of any pumping station for an hour meter or the PCC method of measurement will be based on criteria found in this document and in the document entitled *IDWR ESPA Water Measurement and Reporting Guidelines*³.

² Testing was conducted at the Utah Water Research Laboratory (UWRL), a National Institute of Standards and Technology (NIST) traceable lab in Logan, Utah.

³ This document can be found at:

http://www.idwr.idaho.gov/WaterManagement/WaterMeasurement/PDFs/IDWRESPA_WaterMeasurement_ReportingGuidlines.pdf

Idaho Department of Water Resources List of Approved Closed Conduit Flow meters

The table below lists flow meters that have been tested and approved by IDWR for use in closed conduit measurement applications where the installation configuration and application meet manufacturer's requirements for the selected model. These approved flow meters were subject to testing requirements outlined by IDWR and conducted by staff from Utah State's NIST¹ traceable lab in Logan Utah and performed at or above IDWR minimum acceptable standards for accuracy when installed in piping distances that met or exceeded minimum straight run piping requirements specified by IDWR. The approved list is current as of this printing, but may change as additional models and manufacturers undergo testing and approval. The current version of these standards, including this list, is posted on the IDWR Internet site at the following URL:

http://www.idwr.idaho.gov/WaterManagement/WaterMeasurement/PDFs/Approved_flow_meter_list.pdf

Note that not all models are appropriate for every application. Pipe size, available straight pipe lengths, water chemistry, pressure, velocity, environmental exposure, and power requirements are among the factors affecting whether a given meter will perform for a given application. Prior to selecting a meter, consult the manufacturer's installation requirements to assure they can be met.

Manufacturer	Model/Specifications	Type	IDWR-accepted Pipe Applications (Nominal Pipe Size)
Siemens	CLAMP-ON ULTRASONIC -SITRANS FUS 1010 w/ HIGH PRECISION TRANSDUCERS	Clamp-On Ultrasonic	>12"
Siemens	SITRANS F M MAGFLO MAG 5100W w/ 5000 converter	Full profile Electro-Magnetic	1" to 78"
Siemens	SITRANS FM, MAGFLO 8000, model 7ME6880	Full profile Electro-Magnetic	1" to 48"
Fuji	Time Delta C w/ 1MHz transducers	Clamp-On Ultrasonic	>12"
Seametrics	AG 2000	Full profile Electro-Magnetic	4" to 10"
GE Panametrics	AT868 w/ 1MHz transducers	Clamp-On Ultrasonic or Wetted Transducer	>12"
McCrometer	Ultra Mag w/ M-Series Converter	Full profile Electro-Magnetic	2" to 48"

¹ NIST - National Institute of Standards and Technology.

Manufacturer	Model/Specifications	Type	IDWR-accepted Pipe Applications (Nominal Pipe Size)
Badger	M2000 Amplifier w/ M2000 Detector	Full profile Electro-Magnetic	1/4" to 54"
Khrone	Enviromag 2000 w/ Optiflux 2000 F/G	Full profile Electro-Magnetic	3/8" to 80"
Rosemount	8705 w/ 8732E transmitter	Full profile Electro-Magnetic	1/2" to 36"
Burkert	8054/8055 w/ Magflow transmitter	Full profile Electro-Magnetic	1" to 80"
Sparling	Tiger Mag W/FM6561051110 Converter	Full profile Electro-Magnetic	3/8" to 48"
Sensus	IPerl	Full profile Electro-Magnetic	5/8"-1"
Master Meter	Octave	Full Profile Ultrasonic	2"-10"

WATER DISTRICT 130
MEASUREMENT PLAN SUBMITTAL FORM FOR IRRIGATION WELLS

Please fill out a form for each well

Well Name: _____
IDWR site tag: _____
Legal description: _____
Owner/Operator: _____

Check one of the following measurement options for this well:

Please note: this plan must be approved before you may install a flow meter or use any alternate measurement method.

A. I plan to install a magnetic flow meter on my well pursuant to IDWR's Order and criteria: _____

Manufacturer and Model of flow meter have you selected _____

I have not selected a meter _____

Please complete section #10, sign and submit this form to the address provided.

B. I am requesting a variance of the magnetic meter requirement: _____

Please indicate the method of measurement you wish to use and have approved:

_____ Existing operating flow meter

_____ Non-magnetic flow meter

_____ Hour Meter / Time Clock

_____ Power Consumption Coefficient (PCC)

If you are requesting a variance, you must answer the following questions:

1. Please describe the irrigation equipment used with this well (*example: center pivot with hand lines, 1/4 mile wheel lines, solid set hand lines, etc.*)

Do your pivot systems operate with corner machines? _____yes _____no _____N/A

Approximate number of acres irrigated by this well: _____ acres

2. Does the well operate under open discharge into a pond or ditch? _____yes _____no

3. Is there a flow meter presently installed on your well? _____yes _____no

Type:

Manufacture:

Installation date:

Is the meter operable?

4. Are there multiple pumps wired to the same electrical demand meter? _____yes _____no

How many are surface water boosters that would increase the power use when the deep well is not in operation?

How many are in-line pressure boosters? _____

Do in-line boosters always run with the well? _____yes _____no

over

5. Pressure Changes:

Do you throttle the main well pump? ____yes ____no

Do you throttle the in-line booster pumps? ____yes ____no

Additional explanation/information regarding pump throttling or pressure changes:

6. Does the system operate with a variable frequency drive? ____yes ____no

On Well motor: ____

On Booster motor: ____

On Both: ____

7. Is the well interconnected to other wells? ____yes ____no

Does the well supply water for use other than irrigation? (Example: stock water, commercial)

____yes ____no If yes, please list:

8. Do your cropping patterns differ under pivot systems within the same year (example: one pivot in potatoes, one pivot in wheat and both systems irrigated by the same well)?

____yes ____no If yes, please describe:

9. Does the well production decrease over the irrigation season? ____yes ____no

Does pumping water level decrease over the irrigation season? ____yes ____no

If yes, approximately how much does the level decrease (in feet)? ____

If you answered YES to any of the questions #4 through #9, your system is not likely a candidate for the Power Consumption Coefficient (PCC) method of measurement. You will be required to install a flow meter.

If the system is an OPEN DISCHARGE system (answer to #2 is YES) and well production does not decrease during the irrigation season (answer to #9 is NO), then the system may use an hour meter for measurement.

10. **Required for all systems.** Please attach a diagram or photo of the wellhead and pumping plant. Include or show locations of all proposed or existing flow meters, and the locations of boosters, valves, elbows, chemigation ports, etc., and the spacing between each.

What is the pump discharge line size? ____

PLEASE PROVIDE YOUR SIGNATURE AND A CONTACT PHONE NUMBER, AND RETURN ALL FORMS TO:

WATER DISTRICT 130
1341 FILLMORE ST STE 200
TWIN FALLS ID 83301

Name/Title

Phone #

Date

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PLEASE PROVIDE YOUR SIGNATURE AND A CONTACT PHONE NUMBER, AND RETURN ALL FORMS TO:

WATER DISTRICT 130
1341 FILLMORE ST STE 200
TWIN FALLS ID 83301

Name/Title

Phone #

Date

Memorandum

October 21, 2013

TO: Transfer File 78664 
FROM: Cindy Yenter
RE: Preliminary Watermaster Comments

Since 2003, Blue Lakes Country Club (BLCC) has utilized the Water Supply Bank to lease and rent back a portion of their Alpheus Creek irrigation rights to augment Bass Lakes during the irrigation season. At the time of the initial lease/rental, irrigation diversions were already being measured, and a flow meter was required to be installed on the line to Bass Lakes as a result of the rental approval. The delivery line to Bass Lakes comes off the irrigation mainline below the existing flow meter.

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*John A. Rosholt
Albert P. Barker
John K. Simpson
Travis L. Thompson
Shelley M. Davis
Paul L. Arrington
Scott A. Magnuson
Sarah W. Higer*



195 River Vista Pl., Suite 204
Twin Falls, ID 83301-3029
(208) 733-0700 telephone
(208) 735-2444 facsimile

1010 W. Jefferson St., Suite 102
P.O. Box 2139
Boise, ID 83701-2139
(208) 336-0700 telephone
(208) 344-6034 facsimile
brs@idahowaters.com

Travis L. Thompson
tlt@idahowaters.com

RECEIVED

JUN 07 2013

DEPT. OF WATER RESOURCES
SOUTHERN REGION

June 7, 2013

VIA HAND DELIVERY

Mr. Allen Merritt
IDWR – Southern
1341 Fillmore St., Suite 200
Twin Falls, Idaho 83301-3380

Re: Blue Lakes Country Club Transfer

Dear Allen:

Please find enclosed the following:

- 1) Application for Transfer filed by Blue Lakes Country Club
- 2) Check for Filing Fee (\$580 – Brockway Engineering)
- 3) May 30, 2013 Letter from Chuck Brockway Sr. describing the transfer application

If you have any questions or need additional information please call me at 733-0700.
Also, could you please add Chuck Brockway to the service list for any future correspondence on this matter. Thank you.

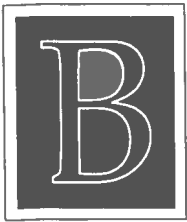
Sincerely,

BARKER ROSHOLT & SIMPSON LLP

Travis L. Thompson

Enc.

cc: Chuck Brockway Sr.
Jim Rasmussen / Bonnie Stevens (BLCC)



BROCKWAY
ENGINEERING
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DEPT. OF WATER RESOURCES
SOUTHERN REGION

May 30, 2013

Allan Merritt
Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301-3380

Re: Blue Lakes Country Club Transfer

Dear Mr. Merritt:

Blue Lakes Country Club, located in Jerome County is an 18 hole golf course irrigated with three water rights diverted from Alphaeus Creek. Irrigation water rights, 36-2083A and 36-2083B and 36-8593 are diverted from Alphaeus Creek with a pump and distributed via a buried pipe distribution system to the golf course. The total instantaneous diversion of water from all points of diversion under Rights 36-2083A, 36-2083B and 36-8593 shall not exceed 1.90 cfs, nor a total combined annual volume of 380.0 af for the irrigation of 95.0 acres in a single irrigation season. Currently (2013), Blue Lakes Country Club irrigates 83 acres associated with the golf course (see attached aerial photo).

Blue Lakes Country Club utilizes two natural ponds, Bass Lake and Little Bass Lake, as recreational amenities for members of the Club. These two ponds naturally fill with spring flows and are utilized for swimming and boating. Spring inflow has decreased over the years and it has been necessary to supplement the natural inflow with water from the irrigation system. This is accomplished by allowing water to flow into Bass Lake through a controlled valve and existing flow meter. The Club has secured this makeup water by offering part of the irrigation water rights to the State Water Bank each year and renting the same water for Aesthetic/Pond evaporation during the irrigation season.

The Club desires to discontinue the Water Bank lease/rental procedure and obtain a water right transfer on part of the irrigation water rights to secure a permanent and flexible procedure to provide make-up water to the ponds. Since the Club periodically modifies the total irrigated area within the 95 acre permissible place of use it is necessary to have a potentially variable irrigated area each year with a corresponding variable amount of the total allowed water dedicated to maintenance of pond water quality and water levels.

CHARLES E.
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The proposed transfer concept is outlined as follows;

Maximum Irrigated Area = 95 acres

Maximum total diversion rate = 1.90 cfs

Maximum annual diversion volume = 380 acre feet

Maximum annual diversion volume to ponds = 60 acre feet

Maximum diversion rate to ponds = 0.30 cfs

Minimum irrigated area = 80 acres

Table 1 shows the relationship between proposed irrigation and proposed pond make-up water use for any year. Annual reporting before April 1 of each year would be made to IDWR.

Table 1. Proposed Distribution of Water Use-Blue Lakes Country Club

Irrigated Area specified each year acres	Maximum Irrigation Diversion Rate cfs	Irrigation Diversion Vol. acre feet	Max Allowed Pond Diversion Rate cfs	Max Allowed Pond Diversion Volume acre feet	Total Maximum Diversion Rate cfs
95	1.90	380	0	0	1.90
94	1.88	376	.02	4	1.90
93	1.86	372	.04	8	1.90
92	1.84	368	.06	12	1.90
91	1.82	364	.08	16	1.90
90	1.80	360	.10	20	1.90
89	1.78	356	.12	24	1.90
88	1.76	352	.14	28	1.90
87	1.74	348	.16	32	1.90
86	1.72	344	.18	36	1.90
85	1.70	340	.20	40	1.90
84	1.68	336	.22	44	1.90
83	1.66	332	.24	48	1.90
82	1.64	328	.26	52	1.90
81	1.62	324	.28	56	1.90
80	1.60	320	.30	60	1.90

Bass Lake and Little Bass Lake are natural water bodies and the evaporative loss from the water surface is provided by natural spring inflow. Any additional water introduced to the ponds would not change the historical water level and water surface area significantly so no evaporative loss should be charged to the irrigation water provided to keep the water level at or below

historic levels. Therefore, there will be no expansion of consumptive use from the portion of the existing water rights delivered to the ponds. The maximum diversion rate allowed under the three irrigation water rights will not be increased, the net consumptive use from the variable irrigated area will not be increased over decreed or historically used volumes, and no injury to existing water rights will occur. The points of diversion will not be changed and the 95 acre irrigation permissible place of use will not be changed. Utilization of the attached Table 1 as a condition of the transfer and reporting of the specific number and location of irrigated acres each year by the applicant identifies the distribution of the total diversion for administrative purposes.

Sincerely,

A handwritten signature in dark ink, appearing to read "Charles E. Brockway", written in a cursive style.

Charles E. Brockway, Ph.D., P.E.

Cc: Travis Thompson

Enc: Transfer Application, Aerial Maps, Brockway Engineering Check #11436 for \$580.00

Merritt, Allen

From: Peppersack, Jeff
Sent: Wednesday, May 22, 2013 12:02 PM
To: Merritt, Allen
Subject: RE: Transfer Question from Chuck Brockway

Agreed, but how do we get the water users to buy in? Last run was unsuccessful. Perhaps denials of the complex proposals (on what basis?) would motivate water users to play. At a minimum, we need to require the water user to take responsibility by hiring an independent expert for monitoring and reporting to ensure compliance.

Jeff

From: Merritt, Allen
Sent: Wednesday, May 22, 2013 11:52 AM
To: Peppersack, Jeff
Subject: RE: Transfer Question from Chuck Brockway

I still think we should make a run at imposing a fee for annual filings like this and similar 206 map filings. Thanks for the heads up!

From: Peppersack, Jeff
Sent: Wednesday, May 22, 2013 11:22 AM
To: Merritt, Allen; Keen, Shelley
Subject: Transfer Question from Chuck Brockway

Chuck senior called today to inquire about filling out a transfer form to reflect a change in nature of use from irrigation to irrigation/recreation storage. Apparently Blue Lakes Country Club has been filing a one-year water bank lease/rental for the past few years to provide water to supplement a natural pond. They have decreed irrigation rights for a PPU of 95 acres. Chuck wants to file the transfer application to provide flexibility from year-to-year between irrigation and storage. The application would likely involve about 10 acres maximum, but some years might require less. Chuck is planning to propose submittal of a shapefile showing the planned irrigated acres and the amount to be converted to storage – such information to be filed in any year that would change from previous years. He also will propose that the right(s) include a combined rate and volume limit between the uses with measurement requirements.

I told Chuck I wasn't going to pre-approve the concept, but discussed how he might describe the proposal on an application. Thought I'd forewarn you that this is coming.

Jeff