

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

79032
RECEIVED
JAN 03 2014
Department of Water Resources
Eastern Region

Name of Applicant(s) Hi Willow Ranch Corp

Phone (208)522-3072

Mailing address 1357 Bone Rd., Iona, ID 83427

Email bonerancher.tfl@gmail.com

- ☐ 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.

Thomas F. Loertscher
Signature of Applicant or Authorized Representative

Thomas F. Loertscher, President
Print Name and Title if applicable

1/2/2014
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**.

The diversion point is to change the location of the diversion

The place of use is to correct the acres that were indicated on the departments maps from acres that are not irrigated to acres that are irrigated, not changing the number of acres irrigated.

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 ☒ ☐	25-227	3.2	Irrigation	04/15 to 10/31	Willow Creek/Snake River
☒ ☐	25-55B	0.8	Irrigation	04/15 to 10/31	Willow Creek/Snake River
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 4.0 cfs and/or acre-feet.

2. Total amount of water proposed to be transferred or changed 4.0 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 #
X			NW	SW	10	01S	40E	Bonneville	Willow Creek	

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	
01S	40E	4															3.5	15.5	19.0
01S	40E	3											14.5	.2					14.7
01S	40E	9	19.5	20.5	11.5	19.5									17	.8	.7	10	99.5
01S	40E	10						9	16.4			19.4	21.5						66.3

Total Acres (for irrigation use) **199.5**

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:

The diversion is changed from flood irrigation to Sprinkler system with pump. Useage is limmited by the pump output.

- b. Who owns the property at the point(s) of diversion? Hi Willow Ranch Corp

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

If yes, ☐ Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: No Liens

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:

This change allows better water management as well as helping to limit soil errosion.

- 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:

No change

- 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
Water Right Report

1/2/2014

WATER RIGHT NO. 25-227

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HI WILLOW RANCH CORP C/O TOM LOERTSCHER 1357 BONE RD IONA, ID 83427 (208)522-3072
Original Owner	J H KEEFER

Priority Date: 05/28/1884

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
WILLOW CREEK	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	3.2 CFS	
STOCKWATER	04/15	10/31	0.02 CFS	
Total Diversion			3.2 CFS	

Location of Point(s) of Diversion:

WILLOW CREEK	SENENE Lt 1	Sec. 09	Township 01S	Range 40E	BONNEVILLE County
WILLOW CREEK	SWNENE	Sec. 16	Township 01S	Range 40E	BONNEVILLE County
WILLOW CREEK	SENWNE	Sec. 16	Township 01S	Range 40E	BONNEVILLE County

IRRIGATION Use:

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Acre Limit: 160

Place(s) of use:

Place of Use Legal Description: IRRIGATION BONNEVILLE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
01S	40E	3		NWSW	0.4		SWSW	12						
		4		SWSE	0.8	6	SESE	1.5						
		9	1	NENE	22		NWNE	20		SWNE	13	2	SENE	26
			3	NESE	17		NWSE	0.8		SWSE	0.5	4	SESE	8.5
		10		NWNW	17		SWNW	23						
				NWSW	21		SWSW	16						

Place of Use Legal Description: STOCKWATER same as IRRIGATION

Total Acres: 199.5

Conditions of Approval:

1.	C18	This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2.	X36	Right 25-00055B is also diverted through the point(s) of diversion described above.
3.	X02	Stockwater use is for 300 range cattle.
4.	E55	USE OF THIS RIGHT WITH RIGHT NO. 25-00055B IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 200 ACRES IN A SINGLE IRRIGATION SEASON.
5.	K06	THIS RIGHT IS LIMITED TO THE IRRIGATION OF 160 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Dates:

Licensed Date:

Decreed Date: 03/12/2007

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

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IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

1/2/2014

WATER RIGHT NO. 25-55B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HI WILLOW RANCH CORP C/O TOM LOERTSCHER 1357 BONE RD IONA, ID 83427 (208)522-3072
Original Owner	ORVILLE BUCK
Original Owner	WILLIAM REED

Priority Date: 04/01/1874

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
WILLOW CREEK	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	0.8 CFS	
STOCKWATER	04/15	10/31	0.02 CFS	
Total Diversion			0.8 CFS	

Location of Point(s) of Diversion:

WILLOW CREEK	SENENE Lt 1	Sec. 09	Township 01S	Range 40E	BONNEVILLE County
WILLOW CREEK	SWNENE	Sec. 16	Township 01S	Range 40E	BONNEVILLE County
WILLOW CREEK	SENWNE	Sec. 16	Township 01S	Range 40E	BONNEVILLE County

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IRRIGATION Use:
Acre Limit: 40

Place(s) of use:

Place of Use Legal Description: IRRIGATION BONNEVILLE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
01S	40E	3		NWSW	0.4		SWSW	12						
		4		SWSE	0.8	6	SESE	1.5						
		9	1	NENE	22		NWNE	20		SWNE	13	2	SENE	26
			3	NESE	17		NWSE	0.8		SWSE	0.5	4	SESE	8.5
		10		NWNW	17		SWNW	23						
				NWSW	21		SWSW	16						

Place of Use Legal Description: STOCKWATER same as IRRIGATION

Total Acres: 199.5

Conditions of Approval:

1.	E55	USE OF THIS RIGHT WITH RIGHT NO. 25-00227 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 200 ACRES IN A SINGLE IRRIGATION SEASON.
2.	K06	THIS RIGHT IS LIMITED TO THE IRRIGATION OF 40 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
3.	C18	This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
4.	X02	Stockwater use is for 300 range cattle.
5.	X36	Right 25-00227 is also diverted through the point(s) of diversion described above.

Dates:

Licensed Date:

Decreed Date: 03/12/2007

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

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