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JUL 19 2013

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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JUL 17 2013
DEPARTMENT OF
WATER RESOURCES

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

DEPT. OF WATER RESOURCES
SOUTHERN REGION

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at <http://www.idwr.idaho.gov/>.

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

- | | | |
|-------------------------------------|-------------------------------------|--|
| Yes | N/A | * Means the item is <u>always required</u> and must be included with 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 <u>for each water right</u> for which <u>only a portion</u> 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 <u>not</u> 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. Additional fee(s) required for water right ownership changes; see fee schedule. |
| ☒ | ☐ | #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Additional fee(s) required for water right ownership changes; see fee schedule. |
| ☐ | ☒ | #3 Documentation of authority to make the change if the applicant is not the water right owner. |
| ☐ | ☒ | #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.) |
| ☐ | ☒ | #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at 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.) Additional fee(s) required for water right ownership changes; see fee schedule. |
| ☐ | ☒ | #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.) |
| ☐ | ☒ | #9 Other. Please describe: _____ |

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APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

JUL 17 2013

DEPT. OF WATER RESOURCES

DEPARTMENT OF
WATER RESOURCES

Name of Applicant (S) Brown Ranch Inc.

Phone 208-788-2143

Mailing address 247 Glendale Road, Bellevue, Idaho 83313

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 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 Norm Young, ERO Resources Corp

Phone 208-373-7983

Mailing address 3314 Grace Street Boise, ID 83703

Email nyoung@eroresources.com

☐ Send all correspondence for this application to the representative and not to the applicant.

OR

☒ Send original correspondence to the applicant and copies to the representative.

☒ The representative may submit information for the applicant but is not authorized to sign for the applicant.

OR

☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

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

Dan Brown
Signature of Applicant or Authorized Representative

Dan Brown, President
Print Name and Title if applicable

7-11-13
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 Record ownership changes
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**. I have reacquired water rights for irrigation of land now occupied by the City of Bellevue's water treatment facility and have traded water rights for 4 acres with Barbara Tomasi. This application seeks a permissible place of use for the rights obtained from the City, the right from Tomasi and the remainder of Right No. 37-562A for irrigation using pivot irrigation systems. All of the rights are presently and will continue to be diverted through the Glendale Canal.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

A. 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					
☒ ☐	37-22220	0.11 cfs	Irrigation	4/15 to 10/31	Big Wood River/Malad River
☒ ☐	37-22222	0.14 cfs	Irrigation	4/15 to 10/31	Big Wood River/Malad River
☒ ☐	37-22224	0.11 cfs	Irrigation	4/15 to 10/31	Big Wood River/Malad River
☒ ☐	37-22226	0.06 cfs	Irrigation	4/15 to 10/31	Big Wood River/Malad River
☒ ☐	37-22228	0.03 cfs	Irrigation	4/15 to 10/31	Big Wood River/Malad River
☐ ☒	37-562A	2.04 cfs	Irrigation	4/15 to 10/31	Big Wood River/Malad River
☐ ☒	37-562A	0.11 cfs	Mitigation	4/15 to 10/31	Big Wood River/Malad River
☐ ☒	37-43C	0.12 cfs	Irrigation	4/15 to 10/31	Big Wood River/Malad River
☐ ☐					

Total authorized under rights 2.72 cfs and/or _____ ac-ft

2. Total amount of water proposed to be transferred or changed 2.72 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				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1N	18E	21	40			40									40	40			160
1N	18E	22						26	27			27							80

* The rights included in this application are limited to irrigation of 53.4 acres in a single irrigation season.

Total Acres (for irrigation use) 240 acre ppu*

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 diversion from Big Wood River through Glendale Canal, redirection to applicant's private ditch to electrically-powered pump to mainline and pivot sprinkler systems. A measuring device exists on the canal and devices can be installed on the redirection as needed to assure proper distribution of water.
- b. Who owns the property at the point(s) of diversion? Glendale Canal waterusers
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system: Applicant currently uses the Glendale Canal for diversion and conveyance of these and other rights held by the applicant.
- 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: _____

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:
The lands occupied by the City of Bellevue treatment facility will not be irrigated. The 4-acre parcel owned by Barbara Tomasi associated with right no. 37-43C will continue to be irrigated using a like amount of water under Right No. 37-562A traded by the Applicant.
- 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: N.A.

- 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: The validity of the rights included in this application has been confirmed by partial decrees issued by the SRBA court: 37-43C on October 23, 2009 and the other rights on November 3, 2011.

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

A. DESCRIPTION OF RIGHT(S) AS RECORDED

For each water right listed in Part 1 B.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.

B. IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

- ☒ 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.

Right Number: 37-43C

- [illegible]

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per $\frac{1}{4}$ $\frac{1}{4}$ tract.)

[illegible]

Total Acres (for irrigation use) 4

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

Current Water Right No.: 37-562A

Current Owner: BROWN RANCH INC

Priority Date: 5/10/1887

Origin: Water Right

Status: Active

Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

From To

Diversion Rate

Annual Volume

MITIGATION 04/15 to 10/31

0.12 CFS

IRRIGATION 04/15 to 10/31

2.24 CFS

Total Diversion

2.36 CFS

Location of Point(s) of Diversion

BIG WOOD RIVER

NE1/4NW1/4SE1/4 Sec. 14, Twp 01N, Rge 18E B.M.
(Rediversion)

BLAINE County

BIG WOOD RIVER

SE1/4SW1/4 Sec. 12, Twp 01N, Rge 18E B.M.

BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T01N R18E S22	NWNW	25.00	T01N R18E S22	SWNW	19.00
Total Acres: 44					

Place of Use: MITIGATION same as IRRIGATION

Conditions of Approval:

1. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 37.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
3. R24 This right when combined with all other rights shall provide no more than 3.0 cfs per acre for irrigation of the lands above.
4. This right shall be charged a loss of 0.12 cfs for mitigation purposes.

Decreed Date: 11/3/2011

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

Current Water Right No.: 37-22220

Current Owner: CITY OF BELLEVUE

Priority Date: 5/2/1884

Origin: Adjudication Recommendation

Status: Active

Basls: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Total Diversion

Diversion Rate

0.11 CFS

0.11 CFS

Annual Volume

Location of Point(s) of Diversion

BIG WOOD RIVER

NW1/4SE1/4SW1/4

Sec. 12, Twp 01N, Rge 18E B.M.

BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T01N R18E S14

NESW

6.30

T01N R18E S14

NWSE

3.10

Total Acres: 9.4

Conditions of Approval:

1. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
2. E56 The rights listed below are limited to the irrigation of a combined total of 9.4 acres in a single irrigation season. Combined Right Nos.: 37-22220, 37-22222, 37-22224, 37-22226, and 37-22228.
3. This right is a split from former right 37-203 .
4. 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.

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

Current Water Right No.: 37-22224

Current Owner: CITY OF BELLEVUE
Priority Date: 8/9/1899
Origin: Adjudication Recommendation
Status: Active
Basis: Decreed

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER
<u>Beneficial Use</u>	<u>From To</u>
IRRIGATION	04/15 to 10/31
	<u>Total Diversion</u>
	0.11 CFS
	0.11 CFS
<u>Location of Point(s) of Diversion</u>	
BIG WOOD RIVER	NW1/4SE1/4SW1/4
BLAINE County	Sec. 12, Twp 01N, Rge 18E B.M.

Place of Use

IRRIGATION Within BLAINE County

T01N R18E S14	NESW	6.30	T01N R18E S14	NWSE	3.10
Total Acres: 9.4					

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. This right is a split from former right 37-205.
3. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
4. E56 The rights listed below are limited to the irrigation of a combined total of 9.4 acres in a single irrigation season. Combined Right Nos.: 37-22220, 37-22222, 37-22224, 37-22226, 37-22228.

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

Current Water Right No.: 37-22228

Current Owner: CITY OF BELLEVUE
Priority Date: 6/10/1887
Origin: Adjudication Recommendation
Status: Active
Basls: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Total Diversion

Diversion Rate

0.03 CFS

0.03 CFS

Annual Volume

Location of Point(s) of Diversion

BIG WOOD RIVER

BLAINE County

NW1/4SE1/4SW1/4

Sec. 12, Twp 01N, Rge 18E B.M.

Place of Use

IRRIGATION Within BLAINE County

T01N R18E S14

NESW

6.30

T01N R18E S14

NWSE

3.10

Total Acres: 9.4

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. This right is renumbered from former right 37-478A.
3. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
4. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
5. This right is a split from former right 37-479A.
6. E56 The rights listed below are limited to the irrigation of a combined total of 9.4 acres in a single irrigation season. Combined Right Nos.: 37-22220, 37-22222, 37-22224, 37-22226, and 37-22228.
7. K06 This right is limited to the irrigation of 3 acres within the place of use described above in a single irrigation season.

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

Current Water Right No.: 37-43C

Current Owner: BARBARA TOMASI

Priority Date: 6/1/1891

Origin: Adjudication Recommendation

Status: Active

Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Diversion Rate

0.59 CFS

Annual Volume

Total Diversion

0.59 CFS

Location of Point(s) of Diversion

BIG WOOD RIVER

NW1/4SE1/4SW1/4

Sec. 12, Twp 01N, Rge 18E B.M.

BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T01N R18E S14

SENE

20.00

Total Acres: 20

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. Place of use is located within Lot 3, Sleepy Acres Subdivision.

Right Number: 37-562A

- [illegible]

- [illegible]

Total Acres (for irrigation use) 40

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, 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 rights(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.
- 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:

FOR DEPARTMENT USE ONLY

Transfer contains 14 pages and _____ attachments.

Received by HP Date 7-17-13 Prelim. Check by _____ Date _____

Fee Paid 885.00 Date 7-17-13 Received by HP Receipt # C097505

Add'l Fee Paid _____ Date _____ Received by _____ Receipt # _____



IDAHO SECRETARY OF STATE

Viewing Business Entity

Attachment 1

Ben Ysursa, Secretary of State

[[New Search](#)] [[Back to Summary](#)]
[[Get a certificate of existence for BROWN RANCH, INC.](#)]

BROWN RANCH, INC.

247 GLENDALE ROAD
BELLEVUE, ID 83313

Type of Business: CORPORATION, GENERAL BUSINESS

Status: GOODSTANDING, ANREPT SENT 11 Mar 2013

State of Origin: IDAHO

Date of 05 May 1952

Origination/Authorization:

Current Registered Agent: DANIEL P. BROWN
247 GLENDALE ROAD
BELLEVUE, ID 83313

Organizational ID / Filing C25994
Number:

Number of Authorized Stock 1
Shares:

Date of Last Annual Report: 09 May 2013

Original Filing:

[[Help Me Print/View TIFF](#)]

Filed 05 May 1952 INCORPORATION

Amendments:

[[Help Me Print/View TIFF](#)]

Amendment Filed 07 Oct 1980 OTHER - APPT OF RA

Amendment Filed 08 Jul 2004 NAME CHANGED [View Image \(PDF format\)](#) [View Image \(TIFF format\)](#)
TO BROWN
RANCH, INC.

Annual Reports:

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Report for year 2013 ANNUAL REPORT	View Document Online
Report for year 2012 ANNUAL REPORT	View Document Online
Report for year 2011 ANNUAL REPORT	View Document Online
Report for year 2010 ANNUAL REPORT	View Image (PDF format) View Image (TIFF format)
Report for year 2009 ANNUAL REPORT	View Document Online
Report for year 2008 ANNUAL REPORT	View Image (PDF format) View Image (TIFF format)
Report for year 2007 ANNUAL REPORT	View Image (PDF format) View Image (TIFF format)
Report for year 2006 ANNUAL REPORT	View Image (PDF format) View Image (TIFF format)
Report for year 2005 ANNUAL	View Image (PDF format) View

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	REPORT	Image (TIFF format)
Report for year 2004	ANNUAL REPORT	View Image (PDF format) View Image (TIFF format)
Report for year 2003	ANNUAL REPORT	View Image (PDF format) View Image (TIFF format)
Report for year 2002	ANNUAL REPORT	View Image (PDF format) View Image (TIFF format)
Report for year 2001	ANNUAL REPORT	View Image (PDF format) View Image (TIFF format)
Report for year 1999	ANNUAL REPORT	View Image (PDF format) View Image (TIFF format)
Report for year 1998	ANNUAL REPORT	View Image (PDF format) View Image (TIFF format)
Report for year 1997	ANNUAL REPORT	View Image (PDF format) View Image (TIFF format)
Report for year 1996	ANNUAL REPORT	View Image (PDF format) View Image (TIFF format)
Report for year 1995	ANNUAL REPORT	View Image (PDF format) View Image (TIFF format)
Report for year 1994	ANNUAL REPORT	View Image (PDF format) View Image (TIFF format)
Report for year 1993	ANNUAL REPORT	View Image (PDF format) View Image (TIFF format)
Report for year 1992	ANNUAL REPORT	View Image (PDF format) View Image (TIFF format)
Report for year 1991	ANNUAL REPORT	View Image (PDF format) View Image (TIFF format)
Report for year 1990	ANNUAL REPORT	View Image (PDF format) View Image (TIFF format)
Report for year 1989	ANNUAL REPORT	View Image (PDF format) View Image (TIFF format)
Report for year 1988	ANNUAL REPORT	View Image (PDF format) View Image (TIFF format)
Report for year 1987	ANNUAL REPORT	View Image (PDF format) View Image (TIFF format)

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Comments, questions or suggestions can be emailed to: sosinfo@sos.idaho.gov

Instrument # 594670

HAILEY, BLAINE, IDAHO

2-13-2012 02:55:00 No. of Pages: 1

Recorded for : WILLIAMSON LAW OFFICE

JOLYNN DRAGE

Fee: 10.00

Ex-Officio Recorder Deputy

Index to: WTYDC/CORP DEED

QUITCLAIM DEED

The CITY OF BELLEVUE, a chartered city, does hereby convey, release, remise and forever quitclaim unto BROWN RANCH, INC., an Idaho corporation, P.O. Box 352, Hailey, Idaho 83333, the following described water rights, to-wit:

Water Right No. 37-22220, Water Right No. 37-22222, Water Right No. 37-22224, Water Right No. 37-22226, and Water Right No. 37-22228, pursuant to the partial decrees for such water rights issued November 3, 2011, in In Re: SRBA, Twin Falls District Court Case No. 39576.

together with its appurtenances.

DATED this 26 day of January, 2012.

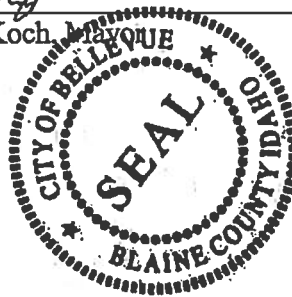
CITY OF BELLEVUE, IDAHO, an Idaho chartered city,

By

Chris Koch, Mayor

Attest:

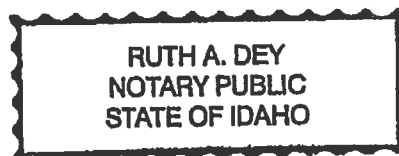
Dorothy L. Barton
Dorothy Barton, City Clerk



STATE OF IDAHO)
) ss.
County of Blaine)

On this 27 day of January, 2012, before me, a Notary Public in and for said State, personally appeared Chris Koch, known or identified to me to be the Mayor of the City of Bellevue, who executed the foregoing instrument, and acknowledged to me that he executed the same.

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



Ruth A. DeY
Notary Public for Idaho
Residing at: Bellevue, Id
My commission expires: 12/24/2013

GRANT DEED

THIS INDENTURE, made this 11th day of July ~~May~~, 2013, between

Barbara Tomasi ("Grantor"), whose address is **130 Glendale Road, Bellevue, Idaho 83313** and

Brown Ranch Inc. ("Grantee"). whose address is **% Dan Brown, 247 Glendale Road, Bellevue, Idaho 83313.**

WITNESSETH:

The Grantor for good and valuable consideration, the receipt of which is hereby acknowledged, does hereby grant, bargain and sell, convey and confirm unto the Grantee, and to the successors and assigns of Grantee forever, the right, title and interest in and to the following portion of Water Right Number **37-43C** as decreed by the Snake River Basin Adjudication Court on **October 23, 2009** recorded at the Idaho Department of Water Resources:

Quantity: 0.12 cubic feet per second for **Irrigation**.

Acres: 4 acres.

Legal Description of Place of Use: **SE ¼ NE ¼ Section 14 Township 01 North, Range 18 East within Blaine County, Idaho.**

TO HAVE AND TO HOLD, all and singular the above-mentioned and described portion of Water Right Number 37-43C, unto the Grantee and to the successors and assigns of Grantee forever.

IN WITNESS WHEREOF, the Grantor has executed this Deed the day and year first above written.

Barbara Tomasi

By: 
(Signature)

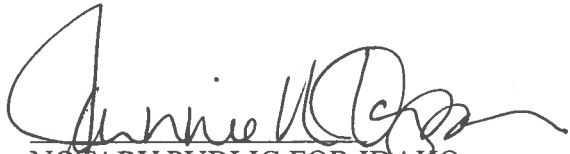
Its: _____
(Title)

STATE OF IDAHO)

County of Blaine) ss.

On this 17th day of July, 2013, before me, a Notary Public for the County and State, personally appeared Barbara Tomasi, known or identified to me, to be the person whose name is subscribed to the within instrument, and acknowledged to me that he/she executed same.

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


NOTARY PUBLIC FOR IDAHO
Residing at: Bellevue
My commission expires: 6/7/2016

JEANNIE R. TUPPER
NOTARY PUBLIC
STATE OF IDAHO

QUITCLAIM DEED

For Value Received

JOHN BROWN, INC., an Idaho Corporation

Do hereby convey, release, remise and forever quitclaim unto

BROWN RANCH, INC., an Idaho Corporation

Whose current address is 247 GLENDALE ROAD
BELLEVUE, ID 83313

the following described premises, to-wit:

NE, SENW, NESW, N1/2SE, SEC 21
1N 18E

Together with their appurtenances.

Dated: March 23, 2005

Daniel P. Brown
Daniel P. Brown, President

State of: Idaho
County of: Blaine

On this 23rd day of March in the year 2005, before me, a Notary Public personally appeared Daniel P. Brown, known or identified to me to be the President of the corporation that executed the within instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

Carolyn Baird
Notary Public
Residing at: Hailey
Comm expires: 1/23/2009



Instrument # 517759

HAILEY, BLAINE, IDAHO

2005-03-23

02:05:00 No. of Pages: 1

Recorded for : DANIEL P BROWN

MARSHA RIEMANN

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/ICORP DEED

SCANNED
OCT 21 2010

TRANSFER 78759

QUITCLAIM DEED

For Value Received

JOHN BROWN, INC., an Idaho Corporation

Do hereby convey, release, remise and forever quitclaim unto

BROWN RANCH, INC., an Idaho Corporation

Whose current address is 247 GLENDALE ROAD
BELLEVUE, ID 83313

the following described premises, to-wit:

W 27th SWNW, W 27th NWSW,
W 26th NWNW, SEC 22
1N 18E

Together with their appurtenances.

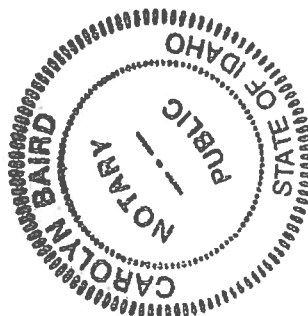
Dated: March 23, 2005

Daniel P. Brown
Daniel P. Brown, President

State of: Idaho
County of: Blaine

On this 23rd day of March in the year 2005, before me, a Notary Public personally appeared Daniel P. Brown, known or identified to me to be the President of the corporation that executed the within instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

Carolyn Baird
Notary Public
Residing at: Hailey
Comm expires: 1/23/2009



SCANNED
OCT 21 2010

TRANSFER 78759

Instrument # 517761

HAILEY, BLAINE, IDAHO

2005-03-23

02:07:00 No. of Pages: 1

Recorded for : DANIEL P BROWN

MARSHA RIEMANN

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

REMINDER NOTICE OF SECOND HALF TAXES DUE

4/18/2013

BLAINE COUNTY TREASURER

219 1ST AVE SOUTH SUITE 102
HAILEY, ID 83333BROWN RANCH INC
247 GLENDALE ROAD
BELLEVUE ID 83313

Parcel Number: RP01N180210620

Bill #: 137923

Interest Date: 06/20/2013

Parcel Description & Address:

NE, SENW, NESW, N1/2SE, SEC 21
1N 18E

Year	Tax Roll	Half		Base Tax		Late Charge		Interest		Payment		Amount Due
2012	Primary	2	\$	125.92	\$	0.00	\$	0.00	\$	0.00	\$	125.92

WHEN TAXES BECOME DELINQUENT, PAYMENTS ARE APPLIED TO THE OLDEST DELINQUENCY FIRST.
IF THIS NOTICE SHOULD GO TO A MORTGAGE COMPANY, PLEASE FORWARD IT TO THEM IMMEDIATELY.

IF ANY PORTION OF THE SECOND HALF TAX BECOMES DELINQUENT, YOU WILL BE CHARGED 2% LATE CHARGE
AND 1% INTEREST PER MONTH, WITH INTEREST DATING BACK TO JANUARY 1ST.

Our office does accept debit and credit card payments. To make a payment using your debit or credit card, please call 866-845-7143
or go online to: <http://www.pointandpay.com/onlinepayment/blaineid>.

TRANSFER 78759

REMINDER NOTICE OF SECOND HALF TAXES DUE

4/18/2013

BLAINE COUNTY TREASURER

219 1ST AVE SOUTH SUITE 102
HAILEY, ID 83333BROWN RANCH INC
247 GLENDALE ROAD
BELLEVUE ID 83313

Parcel Number: RP01N180220630

Bill #: 137924

Interest Date: 06/20/2013

Parcel Description & Address:
W 27@ SWNW, W 27@ NWSW,
W 26@ NWNW, SEC 22
1N 18E

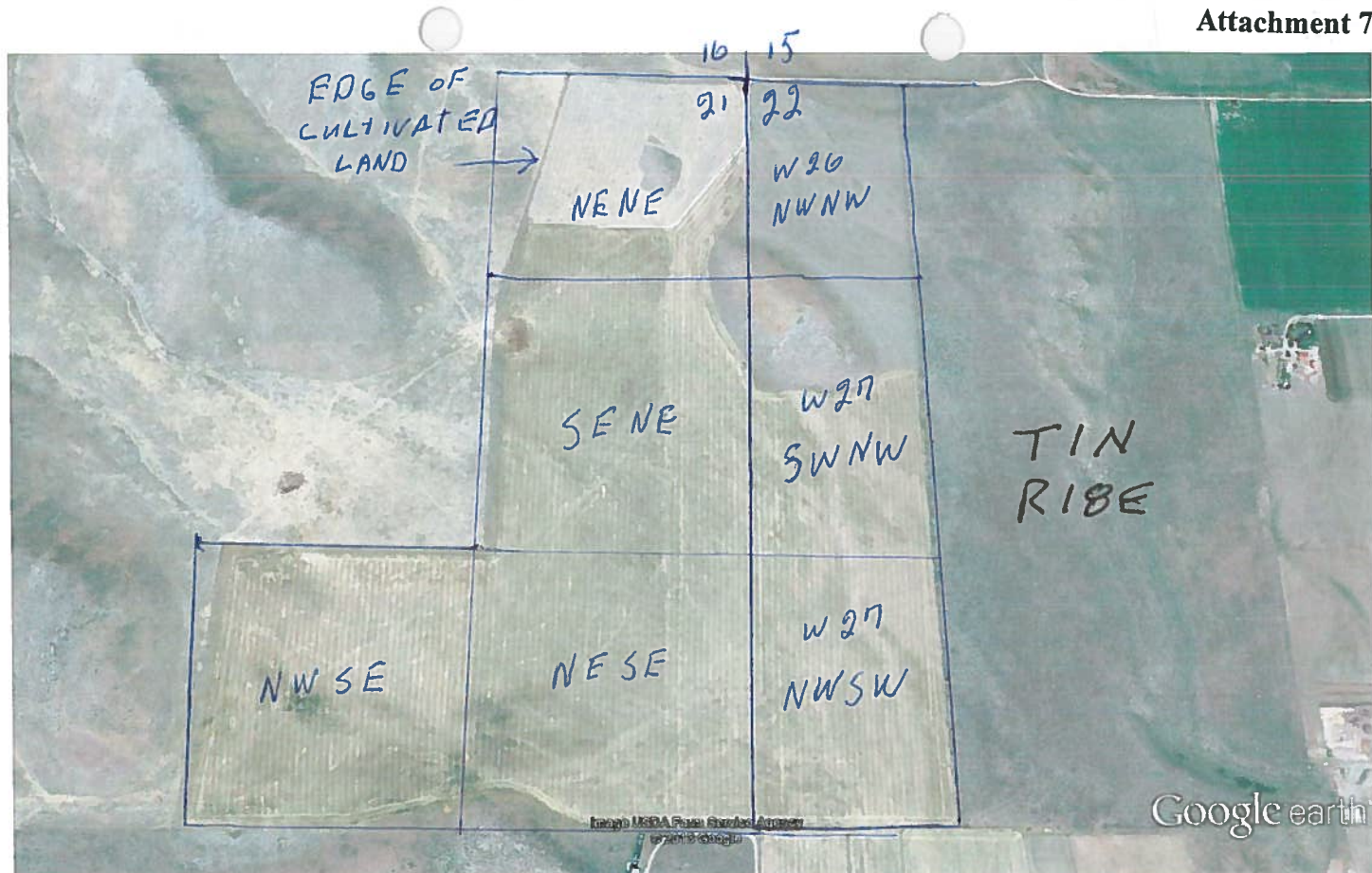
Year	Tax Roll	Half	Base Tax	Late Charge	Interest	Payment	Amount Due
2012	Primary	2	\$ 50.58	\$ 0.00	\$ 0.00	\$ 0.00	\$ 50.58

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AND 1% INTEREST PER MONTH, WITH INTEREST DATING BACK TO JANUARY 1ST.

Our office does accept debit and credit card payments. To make a payment using your debit or credit card, please call 866-845-7143
or go online to: <http://www.pointandpay.com/onlinepayment/blaineid>.

TRANSFER 78759

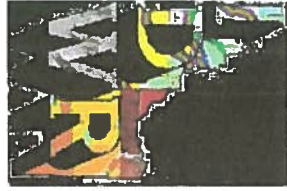


Google earth

feet 4000
km 1



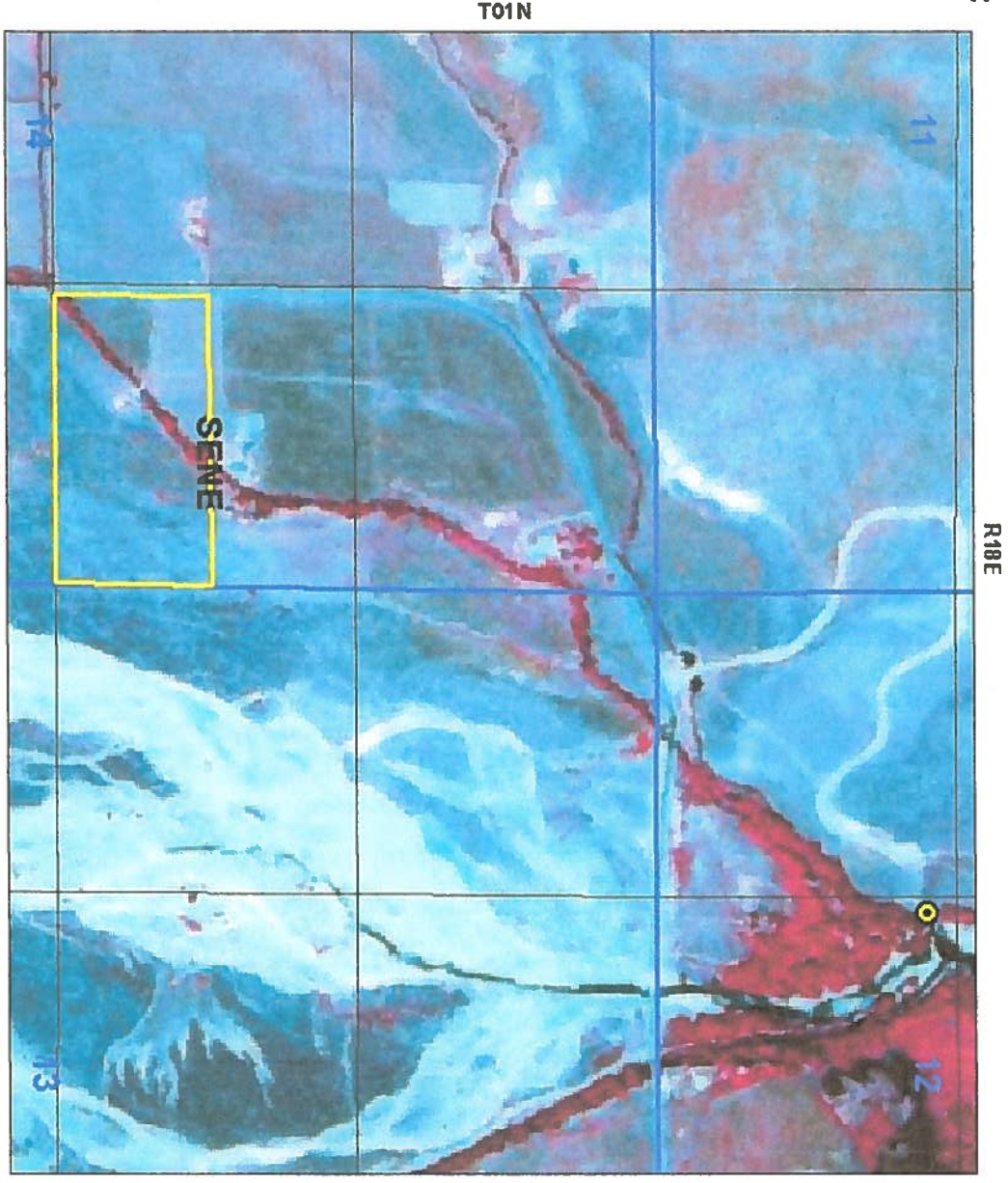
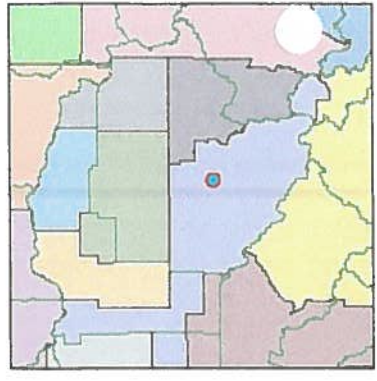
Idaho Department of Water Resources



SRBA Recommendation:
37-43C
(Irrigation)

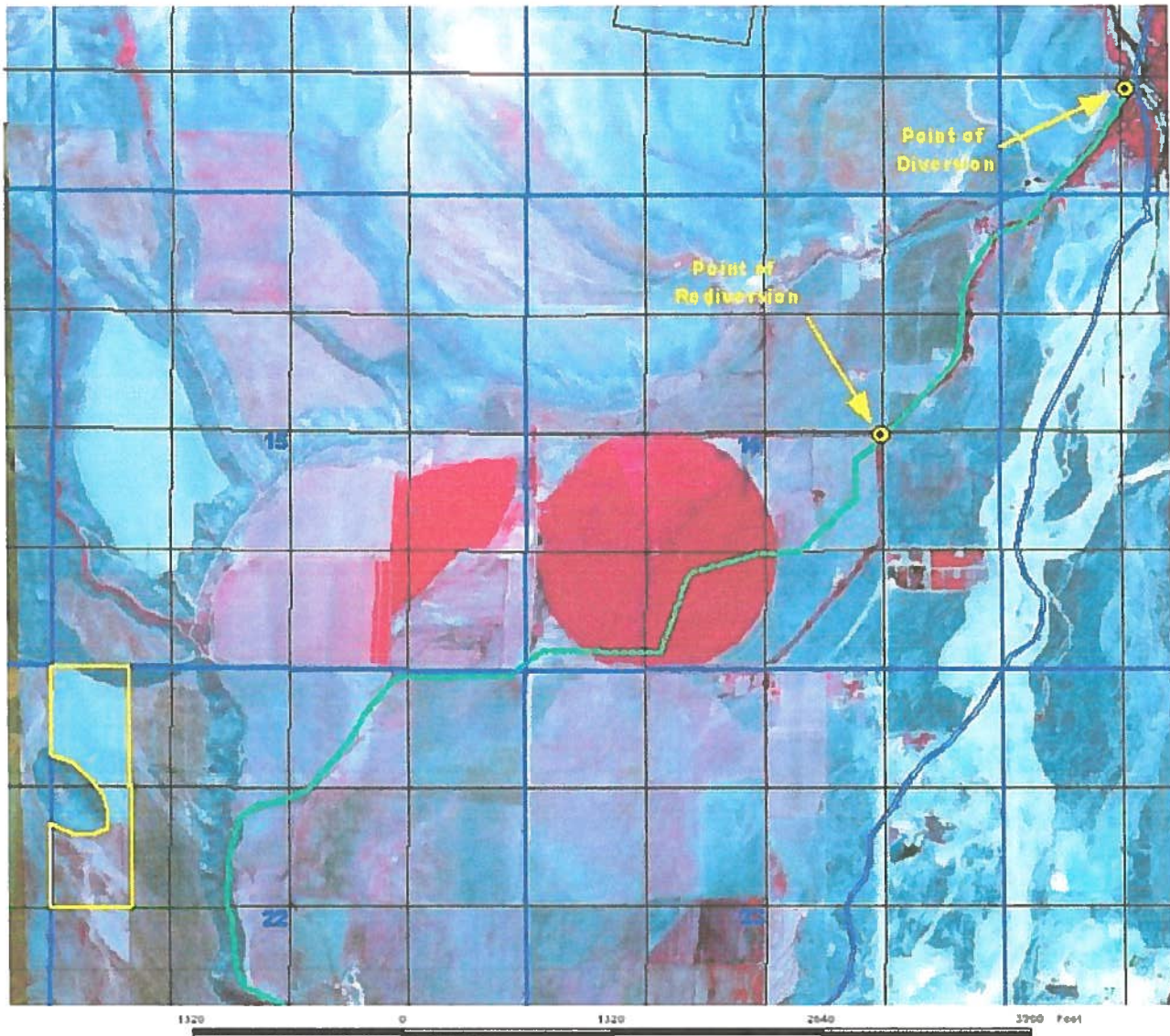
Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Prepared by C. Skinner
On Tuesday, November 21, 2006
1987/88 Aerial Photography

RECOMMENDED PLACE OF USE FOR 37-562A



PLACE OF USE
TWP 1N, RNG 18E, SEC 22
Data entry on Sept 21, 2005

- | | | | |
|--|--------------------------------|--|-------------------|
| | RECOMMENDED POINT OF DIVERSION | | LOCATION IN BASIN |
| | RECOMMENDED PLACE OF USE | | |
| | TOWNSHIP LINES | | |
| | SECTION LINES | | |
| | QUARTER/QUARTER LINES | | |

GIS PLACE OF USE PRESENTATION
1987/1988 NAPP AERIAL PHOTOGRAPHY
DATA ENTRY BY KELLY K CHRISTENSEN



TRANSFER 78759

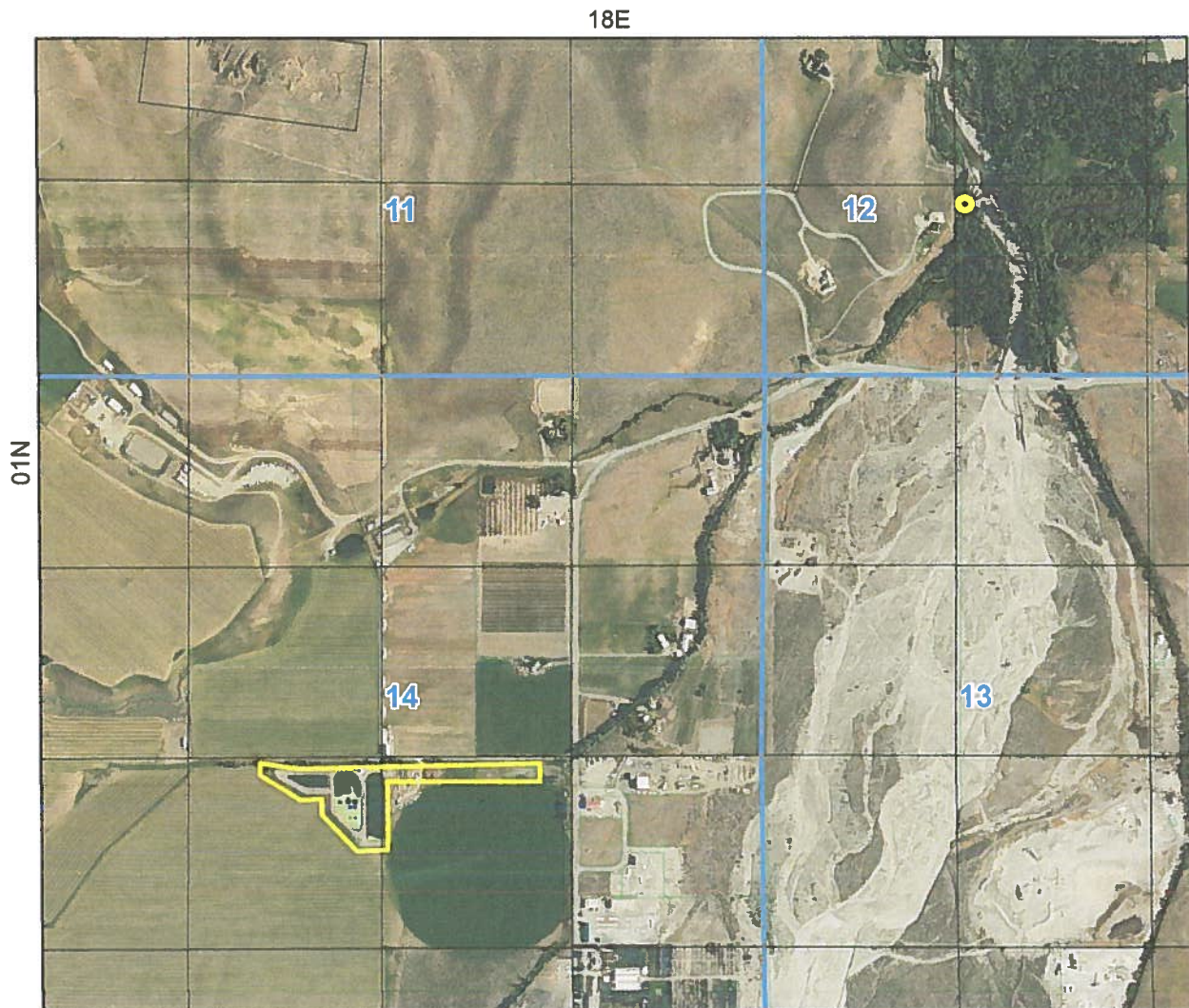
State of Idaho
Department of Water Resources

Adjudication Recommendation

37-22220 37-22222 37-22224 37-22226 37-22228

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.



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

0 0.15 0.3 0.6 Miles



TRANSFER 78759

Map produced on July 17, 2013

Dan Brown Application for Transfer



Based on 2011 NAIP Photography

Prepared for Dan Brown by ERO 9-2013

TRANSFER 78759



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

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

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

September 13, 2013

BROWN RANCH INC
247 GLENDALE RD
BELLEVUE, ID 83313

RE: Transfer No. 78759
Water Right No(s). 37-22220, 37-22222, 37-22224, 37-22226, 37-22228, 37-43C,
37-562A

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 **IDAHO MOUNTAIN EXPRESS** on **9/18/2013** and **9/25/2013**. Protests to this application may be submitted for a period ending ten (10) days after the second publication (**October 7, 2013**).

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

cc:

ERO RESOURCES CORP
C/O NORM YOUNG
3314 GRACE ST
BOISE, ID 83703

Maline, Denise

From: Maline, Denise
Sent: Thursday, September 12, 2013 4:42 PM
To: Idaho Mountain Express
Subject: LEGAL NOTICE
Attachments: Idaho Mtn Express Cover Letter.docx; Idaho Mtn Express Ad.docx

Attached please find (1) legal notice being submitted for publication on September 18th & 25th, 2013. Please 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
Administrative Assistant, Southern Region
Idaho Dept of Water Resources
1341 Fillmore St, Ste 200
Twin Falls, ID 83301
(208) 736-3033
denise.maline@idwr.idaho.gov

September 12, 2013

LEGAL NOTICE DEPARTMENT
IDAHO MOUNTAIN EXPRESS
PO BOX 1013
KETCHUM, ID 83340

RE: Application For Permit No.(s): 71-10948

RE: Transfer No. 78759
Water Right No(s): 37-22220, 37-22222, 37-22224, 37-22226, 37-22228, 37-43C, 37-562A

RE: Transfer No. 78760
Water Right No(s): 37-43C, 37-562A

RE: Transfer No. 78703
Water Right No(s): 37-13043, 37-13112, 37-13113, 37-13114, 37-13116, 37-20733, 37-21401,
37-21402, 37-21403, 37-21404, 37-21405, 37-867, 37-870, 37-895

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 October 7, 2013. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

71-10948

MICHAEL HASTINGS

MANDI HASTINGS

258 GEORGETOWN COURT

IDAHO FALLS, ID 83404

Point of Diversion SWNWSE S14 T06N R13E BLAINE County Source SPRINGS Tributary SALMON RIVER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 6/5/2013

Place Of Use: DOMESTIC

T06N R13E S14 NWSE

Application for permit proposes to divert up to 0.04 cfs from a spring for domestic uses associated with home located on the applicants property approximately 25.2 miles south and 3.0 miles east of Stanley. This application proposes the diversion and use of water tributary to the Salmon River, a federally designated Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for domestic purposes.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 78703

BIG WOOD CANAL CO, C/O LYNN HARMON, MANAGER, 409 N APPLE ST, SHOSHONE, ID 83352; has filed Application No. 78703 for changes to the following water rights within BLAINE, GOODING, LINCOLN County(s): Right No(s). 37-13043, 37-13112, 37-13113, 37-13114, 37-13116, 37-20733, 37-21401, 37-21402, 37-21403, 37-21404, 37-21405, 37-867, 37-870, 37-895. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes to add an additional point of diversion from the Little Wood River and change the place of use by adjusting the authorized service area boundary for irrigation rights owned by the Big Wood Canal Company. The additional point of diversion from the Little Wood River is located approximately 6.5 miles north and 10.5 miles east of the center of Shoshone. The application proposes limiting the diversion rate from this additional point of diversion to no more than 4.0 cfs. The service area boundary adjustment consists of adding approximately 200 acres located approximately 5.5 – 6.0 miles north and 9.5 – 10.25 miles east of the center of Shoshone. Published in the Idaho Mountain Express on September 18th & 25th, 2013 and the Times News on September 19th & 26th, 2013.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 78759

BROWN RANCH INC, 247 GLENDALE RD, BELLEVUE, ID 83313; has filed Application No. 78759 for changes to the following water rights within BLAINE County(s): Right No(s). 37-22220, 37-22222, 37-22224, 37-22226, 37-22228, 37-43C, 37-562A. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes creating a 240.0 acre permissible place of use (PPU) for seven surface water rights (2.72 cfs total) that when combined will be limited to the irrigation of 53.4 acres. Proposed PPU is located approximately 3.8 to 4.5 miles south and 2.0 to 2.7 miles west of the intersection of Hwy 75 & Broadford Rd in Bellevue.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 78760

BARBARA TOMASI, 130 GLENDALE RD, BELLEVUE, ID 83313; has filed Application No. 78760 for changes to the following water rights within BLAINE County(s): Right No(s). 37-43C, 37-562A. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes creating a 20 acre permissible place of use (PPU) for two surface water rights, a 0.21 cfs right currently limited to 4 acres irrigation and a 0.47 cfs right currently limited to 16 acres irrigation. Proposed PPU is located approximately 3.1 to 3.2 miles south and 0.25 to 0.5 miles west of the intersection of Hwy 75 & Broadford Rd in Bellevue.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or for a full description of the rights &/or proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. Protests may be submitted based on the criteria of Sec 42-222 and 42-203A, Idaho Code. Any protest against the approval of this application(s) must be filed with the Director, Dept. of Water Resources, Southern Region, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301 together with a protest fee of \$25.00 for each application on or before October 7, 2013. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on September 18th & 25th, 2013

MEMORANDUM

Date: September 9, 2013
To: Transfer 78759 File
From: Bill Mills
Re: Evaluation of Sufficiency of Information Submitted

Application proposes creating a 240.0 acre permissible place of use (PPU) for seven surface water rights (2.72 cfs total) that when combined will be limited to the irrigation of 53.4 acres. Proposed PPU is located approximately 3.8 to 4.5 miles south and 2.0 to 2.7 miles west of the intersection of Hwy 75 & Broadford Rd in Bellevue.

Water rights 37-22220 (0.11 cfs; limited to 9.4 acres); 37-22222 (0.14 cfs; limited to 9.4 acres); 37-22224 (0.11 cfs; limited to 9.4 acres); 37-22226 (0.06 cfs; limited to 9.4 acres) and 37-22228 (0.03 cfs; limited to 3.0 acres) have been purchased from the City of Bellevue and are being transferred from their current place of use in Section 14 to Brown's Ranch in Sections 21 and 22 of Twp 01N, Rge 18E. Water right 37-562A, currently owned by Brown Ranch Inc., will be split leaving 2.15 cfs on the ranch and selling 0.21 cfs to Barbara Tomasi. A 0.12 cfs portion of right 37-43C has been purchased from Barbara Tomasi by the applicant and will be transferred to the Brown Ranch in this transfer. Barbara Tomasi has submitted a companion transfer that seeks to create a 20 acre POU in the SENE1/4 of Sec. 14 of Twp 01N, Rge 18E, using the remaining portions of rights 37-562A and 37-43C (which she currently owns), that will be submitted for approval after this transfer is processed.

A mitigation rate of 0.120 cfs was charged to right 37-562A in a previous transfer and since this right is being split in this transfer, the new changed portion, 37-22833, will be charged a proportional rate of 0.11 cfs for mitigation. The 0.11 cfs mitigation will be deducted from the total diversion rate on a combined limit condition (X35) to be placed on the transferred rights, reducing the total transferred rate of 2.72 cfs to an actual combined diversion rate of 2.61 cfs for irrigation.

Overlap review indicates that right 37-562A is the only irrigation water right appurtenant to the lands in the PPU this transfer application seeks to create.

- **Authority to File:** Applicant was listed as the owner of water right 37-562A in IDWR's database. A copy of a quitclaim and a grant deed have been provided by the applicant indicating ownership of all rights transferred to the PPU and has filed a change of ownership for the water rights being transferred. Copies of warranty deeds were previously provided with a change of ownership for right 37-562A, and they indicate the applicant owns all lands within the PPU this transfer seeks to create.
- **Water Right Validity:** Water rights 37-22220; 37-22222; 37-22224; 37-22226 and 37-22228 were decreed in the SRBA November 03, 2011. Water Right 37-43C was decreed in the SRBA on October 23, 2009 and Right 37-562A was decreed on November 3, 2011. Recent aerial and satellite imagery indicates the properties involved in this transfer appear irrigated.
- **Injury to Other Water Rights:**
None anticipated.
- **Enlargement of Use:**
None anticipated.
- **Local Public Interest:**
No issues anticipated.

- **Beneficial Use/Conservation of Water Resources:**
Proposed use is recognized as a beneficial use of water.
- **Effect on the Economy of the Local Area:**
None Anticipated.
- **Effect on Agricultural Base of the Local Economy:**
None Anticipated.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing

Mills, William

From: Norm Young [mailto:nyoung@eroresources.com]
Sent: Friday, September 06, 2013 5:08 PM
To: Mills, William
Cc: Dan Brown
Subject: 206 Map for the Brown Ranch Transfer #78759

Bill:

Please substitute the 206 map attached to this email for the map I sent you earlier in the week. Dan Brown had not reviewed that map prior to you receiving it, and requested that it be redrawn to reflect an end gun that he expects to have on the pivot. This will allow him to irrigate more of the flatter land in the western part of the area covered by the pivot. The end gun will be shut down to avoid irrigating beyond roads on the west and north sides.

The areas irrigated by 40 acre parcels are:

Section 21 - NENE	32.2 acres
SENE	11.6 acres
Section 22 - NWNW	9.5 acres
SWNW	0.1 acres
Total	53.4 acres

Sorry for any extra work that this change causes you.

Norm

Mills, William

From: Norm Young [mailto:nyoung@eroresources.com]

Sent: Tuesday, September 03, 2013 5:09 PM

To: Mills, William

Cc: Dan Brown

Subject: 206 Map for the Brown Ranch Transfer #78759

Bill:

Attached is a map showing the location of the land that will be irrigated the first year under the approved transfer. A partial pivot is shown located in the north part of the requested ppu. Sorry that the color contrast is not good on the map. The acreage by 40-acre parcel is as follows:

Section 21 - NENE 31 acres, SENE 8.7 acres

Section 22 - NWNW 13.4 acres, SWNW 0.3 acres

Total - 53.4 acres.

Thanks for your help.

Norm



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

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

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

August 21, 2013

Kevin Lakey
Water District #37
107 W. 1st
Shoshone, ID 83352

Via E-mail

RE: Transfer No. 78759

Water Right No(s): 37-22220, 37-22222, 37-22224, 37-22226, 37-22228,
37-562A and 37-43C

Dear Mr. Lakey:

A copy of the above referenced application is enclosed. Please review the application, then complete the enclosed recommendation form 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,

Bill Mills
Water Resource Agent

Enclosure(s)