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JUL 23 2013

Department of Water Resources
Eastern RegionSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 78739

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of Applicant(s) Shane and Mimi Rosenkrance Phone 588-3086Mailing address 5532 Barton Flat Road, Mackay, ID 83251 Email _____

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

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

☐ No Representative

Name of Representative _____ Phone _____

Mailing address _____ Email _____

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

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

Shane Rosenkrance
Signature of Applicant or Authorized Representative

Shane Rosenkrance
Print Name and Title if applicable

7-19-13
Date

Mimi Rosenkrance
Signature of Applicant or Authorized Representative

Mimi Rosenkrance
Print Name and Title if applicable

7-19-13
Date

A. PURPOSE OF TRANSFER

- ☐ Change point of diversion
☐ Change nature of use
 ☐ Add diversion point(s)
☐ Change period of use
 ☒ Change place of use
☒ Other Split water right 34-7090A into 2 pieces
- 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**. See attachment labeled Part 1A.2

78739

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					
☒ ☐	34-119E	0.96 cfs	Irrigation (and stock)	5/1 to 10/15	Big Lost River
☒ ☐	34-317C	0.79 cfs	Irrigation	5/1 to 10/15	Big Lost River
☒ ☐	34-381C	0.38 cfs	Irrigation	5/1 to 10/15	Big Lost River
☒ ☐	34-680A	1.15 cfs	Irrigation	5/1 to 10/15	Big Lost River
☒ ☐	34-682B	0.24 cfs	Irrigation (and stock)	5/1 to 10/15	Alder Creek
☒ ☐	34-7090A	1.475 cfs	Irrigation	4/1 to 11/1	Ground Water
☒ ☐	34-10392	1.536 cfs	Irrigation	5/1 to 10/15	Big Lost River
☒ ☐	34-10396	1.73 cfs	Irrigation	5/1 to 10/15	Big Lost River
☒ ☐	34-10400	5.00 cfs	Irrigation	5/1 to 10/15	Alder Creek

Total authorized under rights 7.90 cfs and/or _____ ac-ft

2. Total amount of water proposed to be transferred or changed 0.78 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	
06N	25E	9											18.8	7.2					26.0
		16					11.7	1.8											13.5
06N	25E	16					16.2	21.8	34.3			18.6	41.1						132.0
		17				8.2									8.6			6.0	22.8
		20	6.8	(L1)															6.8
		21					26.7	40.2											66.9
							L3	L4											

Total Acres (for irrigation use) 268

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:

Points of diversion will not change as part of this transfer. Points of diversion already have functioning measuring devices installed. Diversions are monitored and regulated by WD34.

- b. Who owns the property at the point(s) of diversion? Existing ditches and ground water well.

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
Points of diversion will not change as part of this transfer.

- 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:

Only 268 acres will be irrigated at the proposed place of use. 39.5 acres will be irrigated under water right 34-317C and a split portion of water right 34-7090A. 228.5 acres will be irrigated by the remaining portion of right 34-7090A and the other water rights.

- 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 other irrigation rights exist at the place of use.

- 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:

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) NA

- ☒ 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 NA

- ☒ 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 _____ pages and _____ attachments.

Received by _____ Date _____ Prelim. Check by _____ Date _____

Fee Paid \$500.00 Date 7-23-2013 Received by Km Receipt # E038952

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

78739

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 34-119E

WATER RIGHT NUMBER: 34-119E

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SHANE D ROSENKRANCE 5532 BARTON FLAT RD MACKAY, ID 83251 (208)588-3086
Current Owner	MIMI L G ROSENKRANCE 5532 BARTON FLAT RD MACKAY, ID 83251 (208)588-3086

Priority Date: 04/22/1884

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG LOST RIVER	SINKS

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	5/01	to 10/15	0.960 CFS	
STOCKWATER	1/01	to 12/31	0.020 CFS	
	<u>Total Diversion:</u>		0.960 CFS	

Location of Point(s) of Diversion

BIG LOST RIVER	NW1/4SW1/4NE1/4	Sec. 33, Twp 07N, Rge 24E, B.M.
CUSTER County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	25E	16		3.0			19.0	27.0	31.0		19.0	37.0							136.0
06N	25E	17				8.5					8.5						6.0		23.0
06N	25E	20	4.0																4.0
			L 1																
06N	25E	21					28.0	25.0											53.0
							L 3	L 4											

Total Acres: 216

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 34-119E

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
06N	25E	20	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
			X																
			L 1																

Conditions of Approval:

1. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 268 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-00317C, 34-00381C, 34-00680A, 34-00682B, 34-07090A, 34-10392, 34-10396 AND 34-10400.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 48 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
2. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.90 CFS.
COMBINED RIGHT NOS.: 34-00317C, 34-00381C, 34-00680A, 34-00682B, 34-07090A, 34-10392, 34-10396 AND 34-10400.
3. N15 THE APPROPRIATOR IS ENTITLED TO THE QUANTITY OF WATER DESCRIBED FOR STOCK WATER PURPOSES AT A POINT OF MEASUREMENT WHERE THE DELIVERY DITCH ENTERS THE PLACE OF USE DESCRIBED.
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.
5. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
6. S34 THE PERIOD OF USE FOR IRRIGATION DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR OF THE IDAHO DEPARTMENT OF WATER RESOURCES.
7. WATER IS DELIVERED THROUGH THE DARLINGTON DITCH.
STOCKWATER, 1000 CATTLE

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 34-317C

WATER RIGHT NUMBER: 34-317C

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MIMI L G ROSENKRANCE 5532 BARTON FLAT RD MACKAY, ID 83251 (208)588-3086
Current Owner	SHANE D ROSENKRANCE 5532 BARTON FLAT RD MACKAY, ID 83251 (208)588-3086

Priority Date: 02/18/1885

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG LOST RIVER	SINKS

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	5/01 to 10/15	0.790 CFS	
	<u>Total Diversion:</u>	0.790 CFS	

Location of Point(s) of Diversion

BIG LOST RIVER	NW1/4SW1/4NE1/4	Sec. 33, Twp 07N, Rge 24E, B.M.
CUSTER County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	25E	16		3.0			19.0	27.0	31.0		19.0	37.0							136.0
06N	25E	17				8.5								8.5			6.0		23.0
06N	25E	20	4.0																4.0
			L 1																
06N	25E	21					28.0	25.0											53.0
							L 3	L 4											

Total Acres: 216

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 34-317C

Conditions of Approval:

1. S34 THE PERIOD OF USE FOR IRRIGATION DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR OF THE IDAHO DEPARTMENT OF WATER RESOURCES.
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. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
4. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.90 CFS.
COMBINED RIGHT NOS.: 34-00119E, 34-00381C, 34-00680A, 34-00682B, 34-07090A, 34-10392, 34-10396 AND 34-10400.
5. WATER IS DELIVERED THROUGH THE DARLINGTON DITCH.
6. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 268 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-00119E, 34-00381C, 34-00680A, 34-00682B, 34-07090A, 34-10392, 34-10396 AND 34-10400.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 39.5 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 34-381C

WATER RIGHT NUMBER: 34-381C

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SHANE D ROSENKRANCE 5532 BARTON FLAT RD MACKAY, ID 83251 (208)588-3086
Current Owner	MIMI L G ROSENKRANCE 5532 BARTON FLAT RD MACKAY, ID 83251 (208)588-3086

Priority Date: 09/26/1894

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG LOST RIVER	SINKS

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	5/01 to 10/15	0.380 CFS	
	<u>Total Diversion:</u>	0.380 CFS	

Location of Point(s) of Diversion

BIG LOST RIVER	NW1/4SW1/4NE1/4	Sec. 33, Twp 07N, Rge 24E, B.M.
CUSTER County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	25E	16		3.0			19.0	27.0	31.0		19.0	37.0							136.0
06N	25E	17				8.5								8.5			6.0		23.0
06N	25E	20	4.0																4.0
06N	25E	21					28.0	25.0											53.0
							L 3	L 4											

Total Acres: 216

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 34-381C

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. WATER IS DELIVERED THROUGH THE DARLINGTON DITCH.
3. S34 THE PERIOD OF USE FOR IRRIGATION DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR OF THE IDAHO DEPARTMENT OF WATER RESOURCES.
4. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 268 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-00119E, 34-00317C, 34-00680A, 34-00682B, 34-07090A, 34-10392, 34-10396 AND 34-10400.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 19 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
5. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.90 CFS.
COMBINED RIGHT NOS.: 34-00119E, 34-00317C, 34-00680A, 34-00682B, 34-07090A, 34-10392, 34-10396 AND 34-10400.
6. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 34-680A

WATER RIGHT NUMBER: 34-680A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MIMI L G ROSENKRANCE 5532 BARTON FLAT RD MACKAY, ID 83251 (208)588-3086
Current Owner	SHANE D ROSENKRANCE 5532 BARTON FLAT RD MACKAY, ID 83251 (208)588-3086

Priority Date: 06/01/1896

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG LOST RIVER	SINKS

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	5/01 to 10/15	1.150 CFS	
	<u>Total Diversion:</u>	1.150 CFS	

Location of Point(s) of Diversion

BIG LOST RIVER	NW1/4SW1/4NE1/4	Sec. 33, Twp 07N, Rge 24E, B.M.
CUSTER County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	25E	16		3.0			19.0	27.0	31.0		19.0	37.0							136.0
06N	25E	17				8.5					8.5						6.0		23.0
06N	25E	20	4.0																4.0
06N	25E	21					28.0	25.0											53.0
							L 3	L 4											

Total Acres: 216

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 34-680A

Conditions of Approval:

1. S34 THE PERIOD OF USE FOR IRRIGATION DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR OF THE IDAHO DEPARTMENT OF WATER RESOURCES.
2. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 268 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-00119E, 34-00317C, 34-00381C, 34-00682B, 34-07090A, 34-10392, 34-10396 AND 34-10400.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 57.5 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.90 CFS.
COMBINED RIGHT NOS.: 34-00119E, 34-00317C, 34-00381C, 34-00682B, 34-07090A, 34-10392, 34-10396 AND 34-10400.
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.
5. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
6. WATER IS DELIVERED THROUGH THE DARLINGTON DITCH.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 34-682B

WATER RIGHT NUMBER: 34-682B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MIMI L G ROSENKRANCE 5532 BARTON FLAT RD MACKAY, ID 83251 (208)588-3086
Current Owner	SHANE D ROSENKRANCE 5532 BARTON FLAT RD MACKAY, ID 83251 (208)588-3086

Priority Date: 06/01/1909

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
ALDER CREEK	BIG LOST RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	1/01	to 12/31	0.020 CFS	
IRRIGATION	5/01	to 10/15	0.240 CFS	
	<u>Total Diversion:</u>		0.240 CFS	

Location of Point(s) of Diversion

ALDER CREEK	L3 (NW1/4NW1/4SW1/4)	Sec. 7,	Twp 06N,	Rge 25E, B.M.
CUSTER County				

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	25E	20	X																
			L 1																

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	25E	16			3.0		19.0	27.0	31.0		19.0	37.0							136.0
06N	25E	17				8.5								8.5			6.0		23.0
06N	25E	20	4.0																4.0
			L 1																
06N	25E	21					28.0	25.0											53.0
							L 3	L 4											

Total Acres: 216

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 34-682B

Conditions of Approval:

1. STOCKWATER, 1000 CATTLE THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 34-00333, 34-00682A AND 34-10400.
2. N15 THE APPROPRIATOR IS ENTITLED TO THE QUANTITY OF WATER DESCRIBED FOR STOCK WATER PURPOSES AT A POINT OF MEASUREMENT WHERE THE DELIVERY DITCH ENTERS THE PLACE OF USE DESCRIBED.
3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 268 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-00119E, 34-00317C, 34-00381C, 34-00680A, 34-07090A, 34-10392, 34-10396 AND 34-10400.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 12 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
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.
5. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
6. S34 THE PERIOD OF USE FOR IRRIGATION DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR OF THE IDAHO DEPARTMENT OF WATER RESOURCES.
7. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.90 CFS.
COMBINED RIGHT NOS.: 34-00119E, 34-00317C, 34-00381C, 34-00680A, 34-07090A, 34-10392, 34-10396 AND 34-10400.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 34-7090A

WATER RIGHT NUMBER: 34-7090A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SHANE D ROSENKRANCE 5532 BARTON FLAT RD MACKAY, ID 83251 (208)588-3086
Current Owner	MIMI L G ROSENKRANCE 5532 BARTON FLAT RD MACKAY, ID 83251 (208)588-3086

Priority Date: 01/03/1975

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01	to 11/01	1.475 CFS	297.00 AF
	<u>Total Diversion:</u>		1.475 CFS	297.00 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4NE1/4	Sec. 33, Twp 07N, Rge 24E, B.M.
CUSTER County	(Rediversion)	
GROUND WATER	NW1/4NE1/4SW1/4	Sec. 31, Twp 07N, Rge 25E, B.M.
CUSTER County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	25E	9											18.0	15.0			.3		33.3
06N	25E	16		3.7			35.0	29.0	31.0			19.0	37.0						154.7
06N	25E	17				8.5									8.5		6.0		23.0
06N	25E	20	4.0																4.0
			L 1																
06N	25E	21					28.0	25.0											53.0
							L 3	L 4											

Total Acres: 268

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 34-7090A

Conditions of Approval:

1. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.90 CFS. COMBINED RIGHT NOS.: 34-00119E, 34-00317C, 34-00381C, 34-00680A, 34-00682B, 34-10392, 34-10396 AND 34-10400.
THIS RIGHT AND RIGHT NOS. 34-02425 AND 34-07090B ARE LIMITED TO A TOTAL COMBINED RATE OF DIVERSION OF 5.89 CFS.
4. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 268 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 34-00119E, 34-00317C, 34-00381C, 34-00680A, 34-10392, 34-10396 AND 34-10400.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 229 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
5. RIGHTS NOS. 34-02425 AND 34-07090B ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
WATER DIVERTED FROM THE BIG LOST RIVER DELIVERED THROUGH THE DARLINGTON DITCH.
THE AMOUNT OF WATER DIVERTED FROM THE BIG LOST RIVER SHALL BE REDUCED WHERE NECESSARY TO PREVENT INJURY TO APPROPRIATORS OF WATER FROM THE BIG LOST RIVER DOWNSTREAM FROM THE POINT OF REDIVERSION.
6. M03 A TOTALIZING MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE MAINTAINED AS A PART OF THE DIVERTING WORKS.
7. WATER DIVERTED UNDER THIS RIGHT IS EXCHANGED BY INJECTING WATER DIVERTED UNDER THIS RIGHT INTO THE BURNETT DITCH, AND DIVERTING AN EQUAL AMOUNT FROM THE BIG LOST RIVER AT THE POINT OF REDIVERSION DESCRIBED ABOVE.
WATER MAY BE REDIVERTED FROM THE BIG LOST RIVER ONLY WHEN THERE IS CURRENT DEMAND FOR THE WATER INJECTED INTO THE BURNETT DITCH BY USERS OF WATER FROM THE BURNETT DITCH WITH CURRENTLY DELIVERABLE PRIORITIES BELOW THE POINT OF INJECTION.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 34-10392

WATER RIGHT NUMBER: 34-10392

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SHANE D ROSENKRANCE 5532 BARTON FLAT RD MACKAY, ID 83251 (208)588-3086
Current Owner	MIMI L G ROSENKRANCE 5532 BARTON FLAT RD MACKAY, ID 83251 (208)588-3086

Priority Date: 08/01/1899

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG LOST RIVER	SINKS

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	5/01	to 10/15	1.536 CFS	
	<u>Total Diversion:</u>		1.536 CFS	

Location of Point(s) of Diversion

BIG LOST RIVER	NW1/4SW1/4NE1/4	Sec. 33, Twp 07N, Rge 24E, B.M.
CUSTER County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	25E	16		3.0			19.0	27.0	31.0		19.0	37.0							136.0
06N	25E	17				8.5					8.5						6.0		23.0
06N	25E	20	4.0																4.0
06N	25E	21					28.0	25.0											53.0
							L 4	L 3											

Total Acres: 216

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 34-10392

Conditions of Approval:

1. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.90 CFS.
COMBINED RIGHT NOS.: 34-00119E, 34-00317C, 34-00381C, 34-00680A, 34-00682B, 34-10392, 34-10396 AND 34-10400.
2. S34 THE PERIOD OF USE FOR IRRIGATION DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR OF THE IDAHO DEPARTMENT OF WATER RESOURCES.
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. THIS RIGHT IS A COMBINATION OF PORTIONS OF OLD RIGHT NOS.
34-00374A AND 34-00681.
WATER IS DELIVERED THROUGH THE DARLINGTON DITCH.
5. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
6. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 268 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-00119E, 34-00317C, 34-00381C, 34-00680A, 34-00682B, 34-10392, 34-10396 AND 34-10400.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 34-10396

WATER RIGHT NUMBER: 34-10396

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MIMI L G ROSENKRANCE 5532 BARTON FLAT RD MACKAY, ID 83251 (208)588-3086
Current Owner	SHANE D ROSENKRANCE 5532 BARTON FLAT RD MACKAY, ID 83251 (208)588-3086

Priority Date: 05/01/1905

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG LOST RIVER	SINKS

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	5/01 to 10/15	1.730 CFS	
<u>Total Diversion:</u>		1.730 CFS	

Location of Point(s) of Diversion

BIG LOST RIVER	NW1/4SW1/4NE1/4	Sec. 33, Twp 07N, Rge 24E, B.M.
CUSTER County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	25E	9											18.0	15.0			.3		33.3
06N	25E	16		.7			16.0	2.0											18.7

Total Acres: 52

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 34-10396

Conditions of Approval:

1. S34 THE PERIOD OF USE FOR IRRIGATION DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR OF THE IDAHO DEPARTMENT OF WATER RESOURCES.
2. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
3. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
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.
5. THIS RIGHT IS A COMBINATION OF PORTIONS OF OLD RIGHT NOS.
34-00371 AND 34-00375A.
WATER IS DELIVERED THROUGH THE DARLINGTON DITCH.
6. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.90 CFS.
COMBINED RIGHT NOS.: 34-00119E, 34-00317C, 34-00381C, 34-00680A, 34-00682B, 34-07090A, 34-10392 AND 34-10400.
7. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 268 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 34-00119E, 34-00317C, 34-00381C, 34-00680A, 34-00682B, 34-07090A, 34-10392 AND 34-10400.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 34-10400

WATER RIGHT NUMBER: 34-10400

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SHANE D ROSENKRANCE 5532 BARTON FLAT RD MACKAY, ID 83251 (208)588-3086
Current Owner	MIMI L G ROSENKRANCE 5532 BARTON FLAT RD MACKAY, ID 83251 (208)588-3086

Priority Date: 05/01/1928

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
ALDER CREEK	BIG LOST RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	5/01 to 10/15	5.000 CFS	
	<u>Total Diversion:</u>	5.000 CFS	

Location of Point(s) of Diversion

ALDER CREEK	L3 (NW1/4NW1/4SW1/4)	Sec. 7,	Twp 06N,	Rge 25E, B.M.
CUSTER County				

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	25E	9									18.0	15.0					.3		33.3
06N	25E	16		3.7			35.0	29.0	31.0		19.0	37.0							154.7
06N	25E	17				8.5									8.5		6.0		23.0
06N	25E	20	4.0																4.0
			L 1																
06N	25E	21					28.0	25.0											53.0
							L 3	L 4											

Total Acres: 268

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 34-10400

Conditions of Approval:

1. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.90 CFS. COMBINED RIGHT NOS.: 34-00119E, 34-00317C, 34-00381C, 34-00680A, 34-00682B, 34-07090A, 34-10392 AND 34-10396.
2. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 34-00333, 34-00682A AND 34-00682B
3. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 268 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 34-00119E, 34-00317C, 34-00381C, 34-00680A, 34-00682B, 34-07090A, 34-10392 AND 34-10396.
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.
5. S34 THE PERIOD OF USE FOR IRRIGATION DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR OF THE IDAHO DEPARTMENT OF WATER RESOURCES.

Part 1A.2

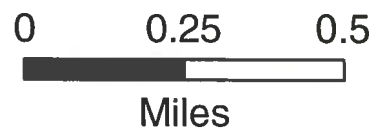
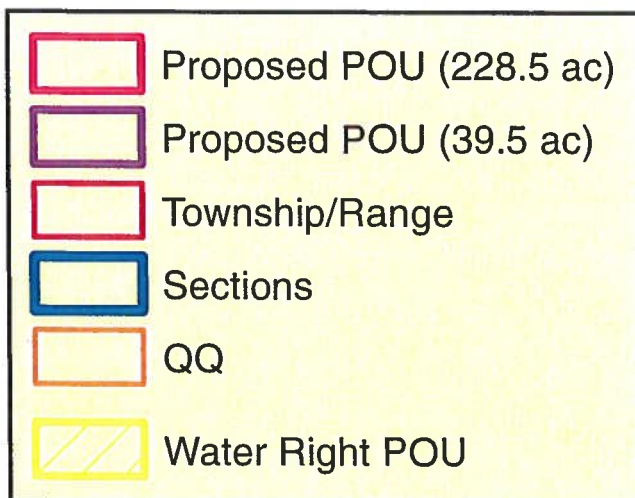
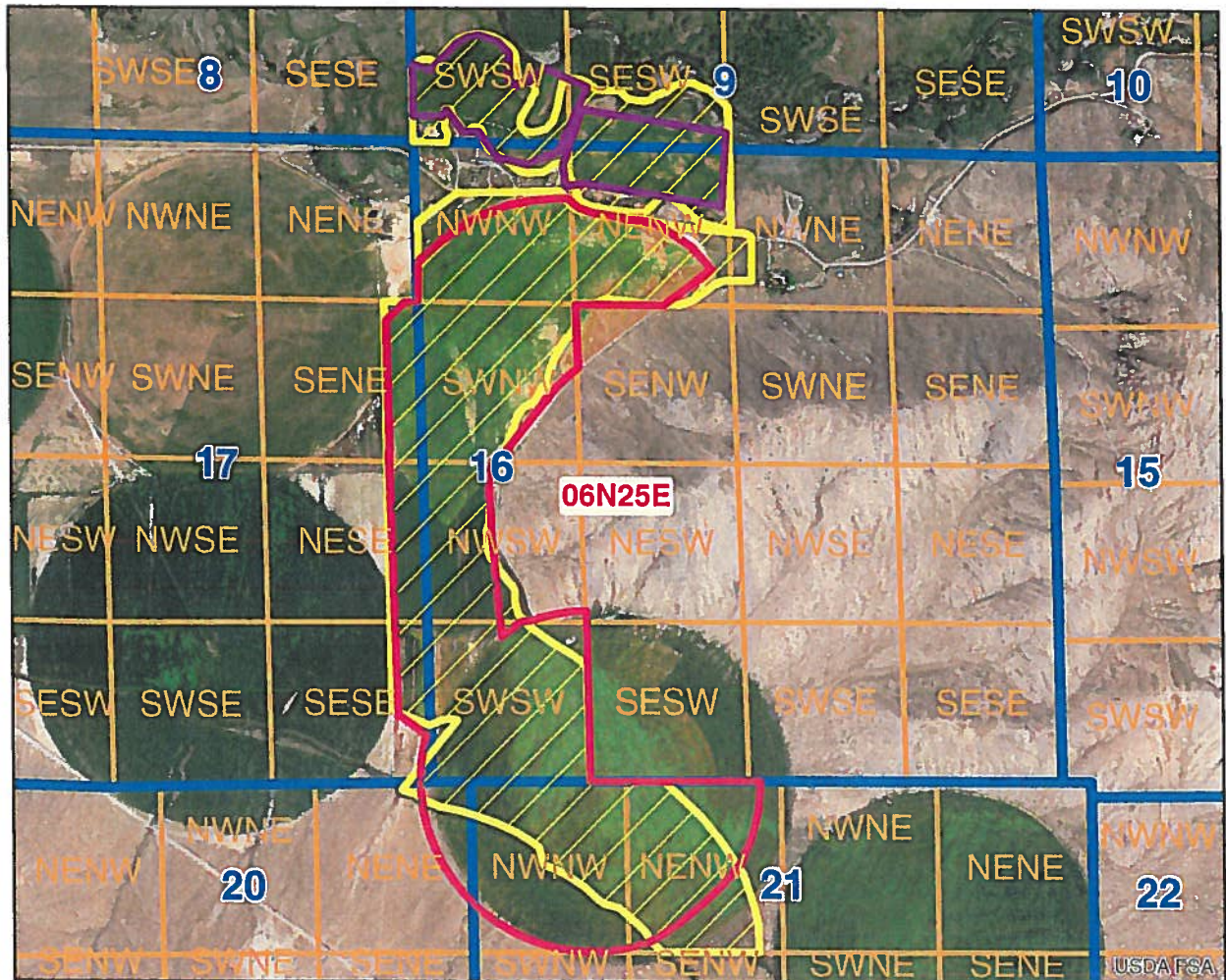
This transfer is being filed in response to a notice of unauthorized acres issued by IDWR in March 2013. We would like to rearrange the irrigation place of use for some of our water rights to cover the acres that are currently being irrigated. Points of diversion and stockwater places of use will not be changed. The nine water rights included in the transfer, in combination, authorize 268 acres of irrigation. The proposed place of use is 268 acres.

As part of this transfer, water right 34-317C will be isolated from the other water rights and assigned to a specific 39.5-acre parcel in the SWSW and SESW of Section 9 and the NWNW and NENW of Section 16, T06N, R25E. Water right 34-317C is good for 39.5 acres and does not have any other combined acre limits other than the 268-acre limit described above.

Water right 34-7090A will be split into two pieces in this transfer. One portion will authorize the irrigation of 39.5 acres and will fully overlap the place of use for water right 34-317C. Water right 34-7090A authorizes the diversion of 1.475 cfs and the irrigation of 229 acres. Therefore, the other portion of water right 34-7090A will be good for 189.5 acres (229 - 39.5) and will remain combined with the other water rights listed in the transfer.

All of the rights involved in the transfer include a condition stating that the rights, in combination, are limited to a diversion rate of 7.90 cfs. Water right 34-317C will still carry its full diversion rate of 0.79 cfs. The 39.5-acre split portion of water right 34-7090A will be good for 0.25 cfs (39.5 acres / 229 acres x 1.475 cfs = 0.25 cfs). Water right 34-317C and the 39.5-acre split portion of 34-7090A, in combination, will be limited to a diversion rate of 1.04 cfs. The remaining portion of right 34-7090A and the other rights (not including right 34-317C), in combination will be limited to a diversion rate of 6.86 cfs.

Rosenkrance Transfer



2011 Aerial Photography



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 North Skyline Drive, Suite A Idaho Falls Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

C.L. "BUTCH" OTTER - Governor
Gary Spackman - IDWR Director

July 11, 2013

Shane Rosenkrance
5532 Barton Flat Road
Mackay, ID 83251

RE: Revised Draft Transfer Application

Dear Mr. Rosenkrance:

Enclosed is a revised draft transfer application for you to review. Consistent with your instructions, this transfer will rearrange the place of use for nine water rights to cover the acres currently being irrigated. As we discussed, water right 34-317C and a 39.5 acre portion of right 34-7090A will be isolated from the other rights and placed on a 39.5 acre piece to the north of Houston Road. The 39.5 acre piece is highlighted in purple on the enclosed map. The remaining water rights will cover 228.5 acres (highlighted in dark pink). The points of diversion for the water rights will not change through this transfer.

The transfer application filing fee will be \$500. This is calculated based on the amount of water right actually being changed (24 acres will be shifting). If the transfer application correctly describes the changes you would like to make to your water rights, please sign the application and return the signature page and filing fee (check made out to IDWR) to our office. Mimi should also sign the application because she is listed as a current owner on the rights. Feel free to keep the draft copy of the application for your records. We will begin processing the transfer as soon as it arrives.

Sincerely,

James Cefalo
Water Resources Program Manager

Encl: Draft Transfer

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

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

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

- Yes N/A * Means the item is always required and must be included with the application.
- ☒ * Completed Application for Transfer of Water Right form, Part 1.
 - ☐ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
 - ☒ * Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded.
 - ☐ ☒ Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application.
 - ☒ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
 - ☐ * Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-9.

- ☐ ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☒ #2a Water Right ownership documentation if Dept. records do not show the transfer applicant as the current water right owner. 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 required for proposed changes to nature of use; 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: _____