

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 78639

JUN 18 2013 MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFERDEPT. 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/>.

Name of Applicant(s) 7 SPRINGS RANCH LLC

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.**Yes N/A** *Means the item is always required and must be included with the application.

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

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

- ☐ ☐ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☐ #2a Water Right ownership documentation if Dept. records do not show the transfer applicant as the current water right owner.
- ☐ ☐ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s).
- ☐ ☐ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☐ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☐ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at <http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm>.
- ☐ ☐ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☐ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☐ ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use.
- ☐ ☐ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.)
- ☐ ☐ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☐ #9 Other. Please describe: _____

RECEIVED

JUN 18 2013

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDEPT. OF WATER RESOURCES
SOUTHERN REGIONAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of Applicant 7 SPRINGS RANCH LLCPhone (208)645-2361Mailing Address 2025 S HWY 81, MALTA ID 83342Email pbars@atcnet.net

- ☐ 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 _____

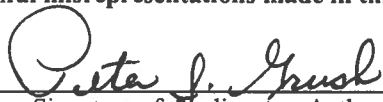
Phone _____

Mailing Address _____

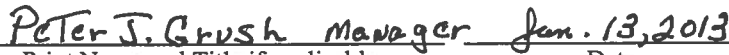
Email _____

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

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



Signature of Applicant or Authorized Representative



Print Name and Title if applicable

Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1.	Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
	43-368	No	No	Yes	No	No	No
	43-369A	No	No	Yes	No	No	No
	43-369B	No	No	Yes	No	No	No
	43-370	No	No	Yes	No	No	No
	43-417A	No	No	Yes	No	No	No
	43-417B	No	No	Yes	No	No	No
	43-7080	No	No	Yes	No	No	No

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**

Application filed to change the authorized place of use of several water rights to reflect the land that will be irrigated due to installation of sprinkler irrigation systems.

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

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

Summary of Water Rights After the Approved Change

Transferred Right (All or Part)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	Original Right (Remaining Portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
43-368	1.000 cfs	N/A	87.0	211.0		N/A	N/A	N/A	N/A
43-370	1.200 cfs	N/A	166.0	211.0		N/A	N/A	N/A	N/A
43-7080	0.640 cfs	311.0 af	109.0	211.0		N/A	N/A	N/A	N/A
43-417B	0.560 cfs	N/A	28.0	211.0		N/A	N/A	N/A	N/A
43-369A	2.120 cfs	N/A	166.0	211.0		N/A	N/A	N/A	N/A
43-369B	0.970 cfs	N/A	87.0	211.0		N/A	N/A	N/A	N/A
43-417A	0.620 cfs	N/A	31.0	211.0		N/A	N/A	N/A	N/A

**COMBINED
TOTALS**

4.450 cfs N/A 211.0 211.0 N/A N/A N/A N/A

2. Total amount of water proposed to be transferred or changed 4.45 cubic feet per second and/or _____ acre-feet per annum

3. Points(s) of Diversion:

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

4. Place of Use:

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

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

Proposed Water Right No. 43-368

Current Water Right Owner
7 SPRINGS RANCH LLC
2025 S HWY 81
MALTA, ID 83342

Priority Date: 4/15/1882

Origin: Water Right

Basis: Decreed

Status Active

Source: CONNOR CREEK **Tributary:** BLACKSMITH CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	4/01	10/31	1.000 CFS	
Total Diversion			1.000 CFS	

Source and Point(s) of Diversion:
CONNOR CREEK NWNWSE Sec. 15 Twp 13S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	25E	11			5.0					9.0	22.0			28.0		7.0	3.0		74
13S	25E	14					33.0	29.0	35.0	40.0									137

Right Acre Limit: 87.0

POU Total Acres: 211.0

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

Proposed Water Right No. 43-370

Current Water Right Owner
 7 SPRINGS RANCH LLC
 2025 S HWY 81
 MALTA, ID 83342

Priority Date: 4/30/1885

Origin: Water Right

Basis: Decreed

Status Active

Source: BLACKSMITH CREEK **Tributary:** CASSIA CREEK
Source: MAHOGANY SPRINGS **Tributary:** BLACKSMITH CREEK
Source: SIBLEY CREEK **Tributary:** BLACKSMITH CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	4/01	10/31	1.200 CFS	
Total Diversion			1.200 CFS	

Source and Point(s) of Diversion:

BLACKSMITH CREEK	NENENW	Sec. 14 Twp 13S Rge 25E CASSIA County
BLACKSMITH CREEK	NWSWSE	Sec. 11 Twp 13S Rge 25E CASSIA County
MAHOGANY SPRINGS	NWSWSE	Sec. 10 Twp 13S Rge 25E CASSIA County
MAHOGANY SPRINGS	NESWSW	Sec. 10 Twp 13S Rge 25E CASSIA County
MAHOGANY SPRINGS	NWSWSW	Sec. 10 Twp 13S Rge 25E CASSIA County
BLACKSMITH CREEK	SWNWNE	Sec. 11 Twp 13S Rge 25E CASSIA County
SIBLEY CREEK	SENENW	Sec. 10 Twp 13S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	25E	11			5.0					9.0	22.0			28.0		7.0	3.0		74
13S	25E	14					33.0	29.0	35.0	40.0									137

Right Acre Limit: 166.0

POU Total Acres: 211.0

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

Proposed Water Right No. 43-7080

Current Water Right Owner
7 SPRINGS RANCH LLC
2025 S HWY 81
MALTA, ID 83342

Priority Date: 7/22/1977

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	3/15	11/15	0.640 CFS	311.0 AFA	
Total Diversion			0.640 CFS	311.0 AFA	

Source and Point(s) of Diversion:
GROUND WATER SESWSE Sec. 11 Twp 13S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	25E	11			5.0					9.0	22.0			28.0		7.0	3.0		74
13S	25E	14					33.0	29.0	35.0	40.0									137

Right Acre Limit: 109.0

POU Total Acres: 211.0

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

Proposed Water Right No. 43-417B

Current Water Right Owner
7 SPRINGS RANCH LLC
2025 S HWY 81
MALTA, ID 83342

Priority Date: 4/15/1882

Origin: Water Right

Basis: Decreed

Status Active

Source: SPRINGS Tributary: BLACKSMITH CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	4/01	10/31	0.560 CFS	
Total Diversion			0.560 CFS	

Source and Point(s) of Diversion:

SPRINGS	SWNWNW	Sec. 14 Twp 13S Rge 25E CASSIA County
SPRINGS	NWSWNW	Sec. 14 Twp 13S Rge 25E CASSIA County
SPRINGS	NESWNW	Sec. 14 Twp 13S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	25E	11			5.0					9.0	22.0			28.0		7.0	3.0		74
13S	25E	14					33.0	29.0	35.0	40.0									137

Right Acre Limit: 28.0

POU Total Acres: 211.0

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

Proposed Water Right No. 43-369A

Current Water Right Owner
7 SPRINGS RANCH LLC
2025 S HWY 81
MALTA, ID 83342

Priority Date: 4/1/1894

Origin: Water Right

Basis: Decreed

Status Active

Source: MAHOGANY SPRINGS **Tributary:** BLACKSMITH CREEK
Source: BLACKSMITH CREEK **Tributary:** CASSIA CREEK
Source: SIBLEY CREEK **Tributary:** BLACKSMITH CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	4/01	10/31	2.120 CFS	
Total Diversion			2.120 CFS	

Source and Point(s) of Diversion:

MAHOGANY SPRINGS	NWSWSE	Sec. 10 Twp 13S Rge 25E	CASSIA County
BLACKSMITH CREEK	NENENW	Sec. 14 Twp 13S Rge 25E	CASSIA County
MAHOGANY SPRINGS	NESWSW	Sec. 10 Twp 13S Rge 25E	CASSIA County
SIBLEY CREEK	SENENW	Sec. 10 Twp 13S Rge 25E	CASSIA County
BLACKSMITH CREEK	SWNWNE	Sec. 11 Twp 13S Rge 25E	CASSIA County
BLACKSMITH CREEK	NWSWSE	Sec. 11 Twp 13S Rge 25E	CASSIA County
MAHOGANY SPRINGS	NWSWSW	Sec. 10 Twp 13S Rge 25E	CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	25E	11			5.0					9.0	22.0			28.0		7.0	3.0		74
13S	25E	14					33.0	29.0	35.0	40.0									137

Right Acre Limit: 166.0
POU Total Acres: 211.0

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

Proposed Water Right No. 43-369B

Current Water Right Owner
7 SPRINGS RANCH LLC
2025 S HWY 81
MALTA, ID 83342

Priority Date: 4/1/1894

Origin: Water Right

Basis: Decreed

Status Active

Source: CONNOR CREEK **Tributary:** BLACKSMITH CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	4/01	10/31	0.970 CFS	
Total Diversion			0.970 CFS	

Source and Point(s) of Diversion:
CONNOR CREEK NWNWSE Sec. 15 Twp 13S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	25E	11			5.0					9.0	22.0			28.0		7.0	3.0		74
13S	25E	14					33.0	29.0	35.0	40.0									137

Right Acre Limit: 87.0

POU Total Acres: 211.0

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

Proposed Water Right No. 43-417A

Current Water Right Owner
7 SPRINGS RANCH LLC
2025 S HWY 81
MALTA, ID 83342

Priority Date: 4/15/1882

Origin: Water Right

Basis: Decreed

Status Active

Source: SPRINGS **Tributary:** BLACKSMITH CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	4/01	10/31	0.620 CFS	
Total Diversion			0.620 CFS	

Source and Point(s) of Diversion:

SPRINGS	NESWSW	Sec. 11 Twp 13S Rge 25E CASSIA County
SPRINGS	NWSESW	Sec. 11 Twp 13S Rge 25E CASSIA County
SPRINGS	SWNESW	Sec. 11 Twp 13S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	25E	11			5.0					9.0	22.0			28.0		7.0	3.0		74
13S	25E	14					33.0	29.0	35.0	40.0									137

Right Acre Limit: 31.0

POU Total Acres: 211.0

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

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

Series of diversion to distribution pond. Measuring devices installed
per water master direction.

- b. Who owns the property at the point(s) of diversion

Applicant is BLM
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
Applicant has right of way

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
No, ☒ If Yes, ☐

Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien:

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:

Acres being shifted around to accommodate irrigation system.

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

just rights in this application

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

Yes No

☐
☐
☐
☐

☒
☒
☒
☒

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

If yes, describe:

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

Current Water Right No. 43-368

Current Water Right Owner
7 SPRINGS RANCH LLC
2025 S HWY 81
MALTA, ID 83342

RECEIVED
JUN 18 2013
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Priority Date: 4/15/1882

Origin: Water Right

Basis: Decreed

Status: Active

Source: CONNOR CREEK Tributary: BLACKSMITH CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	4/01	10/31	1.000 CFS	
Total Diversion			1.000 CFS	

Source and Point(s) of Diversion:
CONNOR CREEK NWNWSE Sec. 15 Twp 13S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	25E	11			9.7					3.3	16.0			34.0		5.7	3.3		72.0
13S	25E	14					38.0	27.0	40.0	34.0									139.0
Right Acre Limit:			87.0																
POU Total Acres:			211.0																

Conditions/Remarks:

- USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 211 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHTS: 43-00368, 43-00369A, 43-00369B, 43-00370, 43-00417A, 43-00417B AND 43-07080.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 87 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS. 43-00368 AND 43-00369B.
- THE COMBINED FLOW RATE FOR THE RIGHTS LISTED BELOW INCLUDES 0.23 CFS FOR CONVEYANCE LOSS BETWEEN THE POINT OF DIVERSION AND THE FIELD HEADGATE.
COMBINED RIGHTS: 43-00368, AND 43-00369B.
- 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.
- USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.45 CFS.
COMBINED RIGHTS: 43-00368, 43-00369A, 43-00369B, 43-00370, 43-00417A, 43-00417B AND 43-07080.

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

Current Water Right No. 43-370

Current Water Right Owner
7 SPRINGS RANCH LLC
2025 S HWY 81
MALTA, ID 83342

RECEIVED
JUN 18 2013
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Priority Date: 4/30/1885

Origin: Water Right

Basis: Decreed

Status: Active

Source: BLACKSMITH CREEK **Tributary:** CASSIA CREEK
Source: MAHOGANY SPRINGS **Tributary:** BLACKSMITH CREEK
Source: SIBLEY CREEK **Tributary:** BLACKSMITH CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	4/01	10/31	1.200 CFS	
Total Diversion			1.200 CFS	

Source and Point(s) of Diversion:

BLACKSMITH CREEK	NENENW	Sec. 14 Twp 13S Rge 25E CASSIA County
BLACKSMITH CREEK	NWSWSE	Sec. 11 Twp 13S Rge 25E CASSIA County
MAHOGANY SPRINGS	NWSWSE	Sec. 10 Twp 13S Rge 25E CASSIA County
MAHOGANY SPRINGS	NESWSW	Sec. 10 Twp 13S Rge 25E CASSIA County
MAHOGANY SPRINGS	NWSWSW	Sec. 10 Twp 13S Rge 25E CASSIA County
BLACKSMITH CREEK	SWNWNE	Sec. 11 Twp 13S Rge 25E CASSIA County
SIBLEY CREEK	SENENW	Sec. 10 Twp 13S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	25E	11			9.7					3.3	16.0			34.0			5.7	3.3	72.0
13S	25E	14					38.0	27.0	40.0	34.0									139.0

Right Acre Limit: 166.0

POU Total Acres: 211.0

Conditions/Remarks:

- This right is limited to the irrigation of 166 acres within the authorized place of use in a single irrigation season.
- This right is limited to the irrigation of 166 acres within the authorized place of use in a single irrigation season.
- Rights 43-00368, 43-00369A, 43-00369B, 43-00370, 43-00417A, 43-00417B and 43-07080. when combined shall not exceed a total diversion rate of 4.45 cfs, and the irrigation of 211 acres in any season.
- Rights 43-00369A and 43-00370 when combined shall not exceed a total irrigation of 166 acres in any season.
- This right does not grant any right-of-way or easement across the land of another and does not constitute approval that may be required by the United States to access federal land.
- Transfer No. 78296 is subject to a private agreement between the water right holder and the BLM.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

7. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 43C.
8. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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

Current Water Right No. 43-7080

Current Water Right Owner
7 SPRINGS RANCH LLC
2025 S HWY 81
MALTA, ID 83342

RECEIVED
JUN 18 2013
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Priority Date: 7/22/1977

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	3/15	11/15	0.640 CFS	311.0 AFA	
Total Diversion			0.640 CFS	311.0 AFA	

Source and Point(s) of Diversion:
GROUND WATER SESWSE Sec. 11 Twp 13S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	25E	11			9.7					3.3	16.0			34.0		5.7	3.3		72.0
13S	25E	14					38.0	27.0	40.0	34.0									139.0

Right Acre Limit: 109.0

POU Total Acres: 211.0

Conditions/Remarks:

- USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 211 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHTS: 43-00368, 43-00369A, 43-00369B, 43-00370, 43-00417A, 43-00417B AND 43-07080.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 109 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
- USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.45 CFS.
COMBINED RIGHTS: 43-00368, 43-00369A, 43-00369B, 43-00370, 43-00417A, 43-00417B AND 43-07080.
- 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. 43-417B

Current Water Right Owner
7 SPRINGS RANCH LLC
2025 S HWY 81
MALTA, ID 83342

RECEIVED
JUN 18 2013
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Priority Date: 4/15/1882

Origin: Water Right

Basis: Decreed

Status: Active

Source: SPRINGS Tributary: BLACKSMITH CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	4/01	10/31	0.560 CFS	
Total Diversion			0.560 CFS	

Source and Point(s) of Diversion:

SPRINGS	SWNWNW	Sec. 14 Twp 13S Rge 25E CASSIA County
SPRINGS	NWSWNW	Sec. 14 Twp 13S Rge 25E CASSIA County
SPRINGS	NESWNW	Sec. 14 Twp 13S Rge 25E CASSIA County

Place of Use: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	25E	11			9.7					3.3	16.0			34.0		5.7	3.3		72.0
13S	25E	14					38.0	27.0	40.0	34.0									139.0

Right Acre Limit: 28.0

POU Total Acres: 211.0

Conditions/Remarks:

- 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.
- USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 211 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHTS: 43-00368, 43-00369A, 43-00369B, 43-00370, 43-00417A, 43-00417B AND 43-07080.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 28 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
- USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.45 CFS.
COMBINED RIGHTS: 43-00368, 43-00369A, 43-00369B, 43-00370, 43-00417A, 43-00417B AND 43-07080.

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

Current Water Right No. 43-369A

Current Water Right Owner
7 SPRINGS RANCH LLC
2025 S HWY 81
MALTA, ID 83342

RECEIVED
JUN 18 2013
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Priority Date: 4/1/1894

Origin: Water Right

Basis: Decreed

Status: Active

Source: MAHOGANY SPRINGS **Tributary:** BLACKSMITH CREEK
Source: BLACKSMITH CREEK **Tributary:** CASSIA CREEK
Source: SIBLEY CREEK **Tributary:** BLACKSMITH CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	4/01	10/31	2.120 CFS	
Total Diversion			2.120 CFS	

Source and Point(s) of Diversion:

MAHOGANY SPRINGS	NWSWSE	Sec. 10 Twp 13S Rge 25E	CASSIA County
BLACKSMITH CREEK	NENENW	Sec. 14 Twp 13S Rge 25E	CASSIA County
MAHOGANY SPRINGS	NESWSW	Sec. 10 Twp 13S Rge 25E	CASSIA County
SIBLEY CREEK	SENENW	Sec. 10 Twp 13S Rge 25E	CASSIA County
BLACKSMITH CREEK	SWNWNE	Sec. 11 Twp 13S Rge 25E	CASSIA County
BLACKSMITH CREEK	NWSWSE	Sec. 11 Twp 13S Rge 25E	CASSIA County
MAHOGANY SPRINGS	NWSWSW	Sec. 10 Twp 13S Rge 25E	CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	25E	11			9.7					3.3	16.0			34.0		5.7	3.3		72.0
13S	25E	14					38.0	27.0	40.0	34.0									139.0

Right Acre Limit: 166.0

POU Total Acres: 211.0

Conditions/Remarks:

- This right is limited to the irrigation of 166 acres within the authorized place of use in a single irrigation season.
- Rights 43-00368, 43-00369A, 43-00369B, 43-00370, 43-00417A, 43-00417B and 43-07080. when combined shall not exceed a total diversion rate of 4.45 cfs, and the irrigation of 211 acres in any season.
- Rights 43-00369A and 43-00370 when combined shall not exceed a total irrigation of 166 acres in any season.
- This right does not grant any right-of-way or easement across the land of another and does not constitute approval that may be required by the United States to access federal land.
- Transfer No. 78296 is subject to a private agreement between the water right holder and the BLM.
- Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 43C.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

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

Current Water Right No. 43-369B

Current Water Right Owner
7 SPRINGS RANCH LLC
2025 S HWY 81
MALTA, ID 83342

Priority Date: 4/1/1894

Origin: Water Right

Basis: Decreed

Status: Active

Source: CONNOR CREEK Tributary: BLACKSMITH CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	4/01	10/31	0.970 CFS	
Total Diversion			0.970 CFS	

Source and Point(s) of Diversion:
CONNOR CREEK NWNWSE Sec. 15 Twp 13S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	25E	11			9.7					3.3	16.0			34.0		5.7	3.3		72.0
13S	25E	14					38.0	27.0	40.0	34.0									139.0
Right Acre Limit:			87.0																
POU Total Acres:			211.0																

Conditions/Remarks:

1. 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. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.45 CFS.
COMBINED RIGHTS: 43-00368, 43-00369A, 43-00369B, 43-00370, 43-00417A, 43-00417B AND 43-07080.
3. THE COMBINED FLOW RATE FOR THE RIGHTS LISTED BELOW INCLUDES 0.23 CFS FOR CONVEYANCE LOSS BETWEEN THE POINT OF DIVERSION AND THE FIELD HEADGATE.
COMBINED RIGHTS: 43-00368, AND 43-00369B.
4. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 211 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHTS: 43-00368, 43-00369A, 43-00369B, 43-00370, 43-00417A, 43-00417B AND 43-07080.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 87 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS. 43-00368 AND 43-00369B.

RECEIVED
JUN 18 2013
DEPT. OF WATER RESOURCES
SOUTHERN REGION

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

Current Water Right No. 43-417A

Current Water Right Owner
7 SPRINGS RANCH LLC
2025 S HWY 81
MALTA, ID 83342

RECEIVED
JUN 18 2013
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Priority Date: 4/15/1882

Origin: Water Right

Basis: Decreed

Status: Active

Source: SPRINGS Tributary: BLACKSMITH CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	4/01	10/31	0.620 CFS	
Total Diversion			0.620 CFS	

Source and Point(s) of Diversion:

SPRINGS	NESWSW	Sec. 11 Twp 13S Rge 25E CASSIA County
SPRINGS	NWSESW	Sec. 11 Twp 13S Rge 25E CASSIA County
SPRINGS	SWNESW	Sec. 11 Twp 13S Rge 25E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	25E	11			9.7					3.3	16.0			34.0			5.7	3.3	72.0
13S	25E	14					38.0	27.0	40.0	34.0									139.0

Right Acre Limit: 31.0

POU Total Acres: 211.0

Conditions/Remarks:

1. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 211 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHTS: 43-00368, 43-00369A, 43-00369B, 43-00370, 43-00417A, 43-00417B AND 43-07080.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 31 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
2. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.45 CFS.
COMBINED RIGHTS: 43-00368, 43-00369A, 43-00369B, 43-00370, 43-00417A, 43-00417B AND 43-07080.
3. 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.

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3**

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

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

B. CHANGES IN NATURE OF USE (Water Balance)

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

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

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

1. Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above.: _____

FOR DEPARTMENT USE ONLY

Transfer Contains 21 pages and _____ attachments.

Received By _____ Date 6-18-2013 Prelim. Check By _____

Fee Paid \$820- Date 6.18.2013 Received By CS

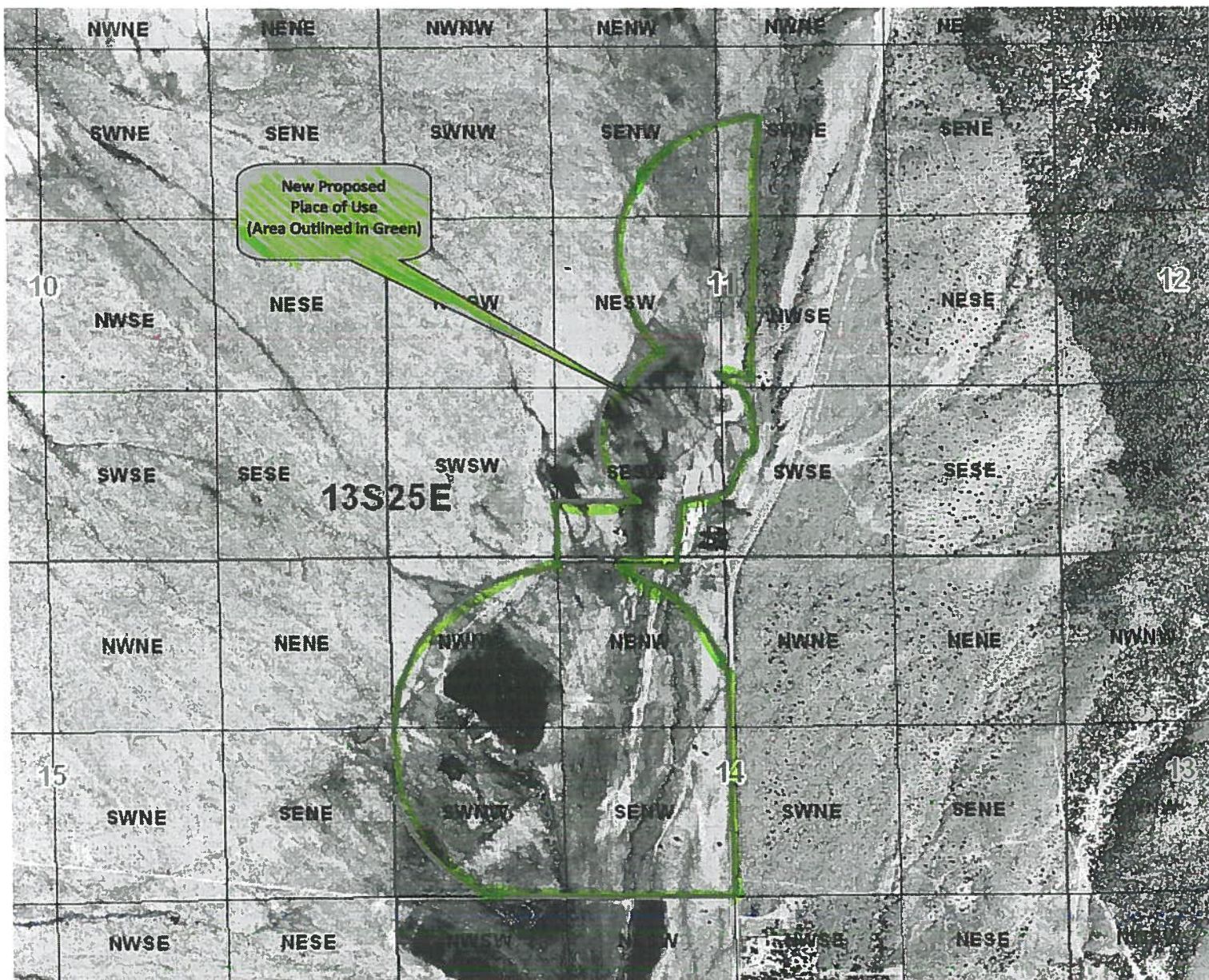
Add'l Fee Paid _____ Date _____ Received By _____

Date _____

Receipt # S033330

Receipt # _____

2009 Aerial Photography



Recorded for:
LAND TITLE AND ESCROW
1:28:37 pm 02-07-2012
2012-000540
No. Pages: 3 Fee: \$16.00
JOSEPH W. LARSEN
County Clerk
Deputy: THERESA

WARRANTY DEED

THIS INDENTURE, made this 6th day of February, 2012,

between NOEL B. BOWCUT and LOIS BOWCUT, husband and wife, of #19 Granada Place, Burley, ID 83318 ("GRANTOR"), and 7-SPRINGS RANCH, LLC, whose address is 2187 S. Highway 81, Malta, ID 83342 ("GRANTEE").

WITNESSETH:

The Grantor for and in consideration of the sum of Ten Dollars (\$10.00), lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold and by these presents does grant, bargain and sell, convey and confirm unto the Grantee, and to the successors and assigns of Grantee forever, all of the following described real estate situated in the County of Cassia, State of Idaho, described on Exhibit A attached hereto and incorporated herein by reference.

SUBJECT TO: 2012 taxes, levies and assessments; assessments levied by the Raft River Ground Water District; Easement recorded as Instrument No. 168766 to the Albion Telephone Company; Electric Right-of-Way Easement recorded as Instrument No. 203685.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, all water and Water Rights, including but not limited to, Nos. 43-368, 43-369-A, 43-369-B, 43-370, 43-417-A, 43-417-B, 43-7080 and 43-10062, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to said property as well in law as in equity of the Grantor.

WARRANTY DEED - 1

TRANSFER 78639

~~SCANNED~~
FEB 09 2012

1 TO HAVE AND TO HOLD, all and singular the above-mentioned and described
2 premises, together with appurtenances unto the Grantee and to the successors and assigns of
3 Grantee forever.

4 The Grantor shall and will warrant and by these presents will forever defend the said
5 premises in the quiet and peaceable possession of the Grantee, and the successors and assigns
6 of Grantee against all and every person and persons whomsoever lawfully claiming the same,
7 except as aforesaid.

8
9 IN WITNESS WHEREOF, the Grantor has executed this Deed the day and year first
10 above written.

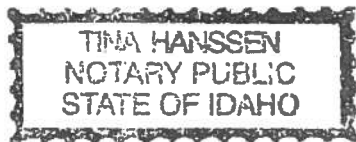
11 GRANTOR

12
13 
14 NOEL B. BOWCUT

15
16 
17 LOIS BOWCUT

18 STATE OF IDAHO)
19) ss
20 County of Cassia)

21 On this 6th day of February, in the year 2012, before me, the
22 undersigned, a Notary Public in and for said State, personally appeared NOEL B. BOWCUT
23 and LOIS BOWCUT, husband and wife, known or identified to me to be the persons whose
24 names are subscribed to the within instrument, and acknowledged to me that they executed the
25 same.




Notary Public for Idaho
Residing at: Repet, ID
Comm. Exp.: 05/07/15

(BowcutNoel\7SpringsWD.doc)

WARRANTY DEED - 2

SCANNED
FEB 19 2012

EXHIBIT A

TOWNSHIP 13 SOUTH, RANGE 25 EAST OF THE BOISE MERIDIAN, CASSIA COUNTY, IDAHO

Section 11: $E\frac{1}{2}SW\frac{1}{4}$, $E\frac{1}{2}NW\frac{1}{4}$, $SW\frac{1}{4}NE\frac{1}{4}$, $W\frac{1}{2}SE\frac{1}{4}$ and $SE\frac{1}{4}SE\frac{1}{4}$

SAVE AND EXCEPT part of the $SW\frac{1}{4}SE\frac{1}{4}$; more particularly described as follows:

Beginning at the Southeast corner of the $SW\frac{1}{4}SE\frac{1}{4}$ of Section 11, said corner marked by a USBLM Aluminum pipe; Thence North $89^{\circ}47'49''$ West along the south line of Section 11 for a distance of 686.04 feet to a $\frac{1}{2}$ inch rebar which shall be the Point of Beginning; Thence North $89^{\circ}47'49''$ West along the south line of Section 11 for a distance of 446.26 feet to a $\frac{1}{2}$ inch rebar on the easterly right-of-way of State Highway 77; Thence North $29^{\circ}19'41''$ East along the easterly right-of-way of State Highway 77 for a distance of 334.29 feet to a $\frac{1}{2}$ inch rebar; Thence North $88^{\circ}12'59''$ East for a distance of 283.73 feet to a $\frac{1}{2}$ inch rebar; Thence South $00^{\circ}12'11''$ West for a distance of 301.86 feet to the Point of Beginning.

Section 14: $NW\frac{1}{4}$

No. W 107538	Due no later than Oct 31, 2012 Annual Report Form		2. Registered Agent and Address (NO PO BOX)																					
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE	1. Mailing Address: Correct in this box if needed. 7-SPRINGS RANCH, LLC SYLVIA T GRUSH 2025 S HWY 81 MALTA ID 83342	L MORTON III JOSEPH 707 E UNITED HERITAGE CT SUITE 100 MERIDIAN ID 83642																						
		3. <u>New</u> Registered Agent Signature:*																						
4. Limited Liability Companies: Enter Names and Addresses of at least one Member or Manager. <table border="1"> <thead> <tr> <th>Office Held</th> <th>Name</th> <th>Street or PO Address</th> <th>City</th> <th>State</th> <th>Country</th> <th>Postal Code</th> </tr> </thead> <tbody> <tr> <td>MANAGER</td> <td>PETER J GRUSH</td> <td>2025 S HWY 81</td> <td>MALTA</td> <td>ID</td> <td>USA</td> <td>83342</td> </tr> <tr> <td>MANAGER</td> <td>SYLVIA T GRUSH</td> <td>2025 S HWY 81</td> <td>MALTA</td> <td>ID</td> <td>USA</td> <td>83342</td> </tr> </tbody> </table>				Office Held	Name	Street or PO Address	City	State	Country	Postal Code	MANAGER	PETER J GRUSH	2025 S HWY 81	MALTA	ID	USA	83342	MANAGER	SYLVIA T GRUSH	2025 S HWY 81	MALTA	ID	USA	83342
Office Held	Name	Street or PO Address	City	State	Country	Postal Code																		
MANAGER	PETER J GRUSH	2025 S HWY 81	MALTA	ID	USA	83342																		
MANAGER	SYLVIA T GRUSH	2025 S HWY 81	MALTA	ID	USA	83342																		
5. Organized Under the Laws of: NV W 107538	6. Annual Report must be signed.* Signature: Sylvia Grush Name (type or print): Sylvia Grush Date: 10/15/2012 Title: Member																							
Processed 10/15/2012	* Electronically provided signatures are accepted as original signatures.																							

TRANSFER 78639



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

June 28, 2013

7 SPRINGS RANCH LLC
2025 S HWY 81
MALTA, ID 83342

RE: Transfer No. 78639
Water Right No(s). 43-368, 43-369A, 43-369B, 43-370, 43-417A, 43-417B, 43-7080

Dear Applicant(s):

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the **TIMES NEWS on 7/4/2013 and 7/11/2013**. Protests to this application may be submitted for a period ending ten (10) days after the second publication (**July 22, 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

Maline, Denise

From: Maline, Denise
Sent: Friday, June 28, 2013 8:27 AM
To: Times News
Subject: LEGAL NOTICE
Attachments: Times News Cover Letter.docx; Times News Ad.docx

Attached please find (1) legal notice being submitted for publication on July 4th & 11th, 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

June 28, 2013

LEGAL NOTICE DEPARTMENT
TIMES NEWS
PO BOX 548
TWIN FALLS, ID 83303-0548

RE: Transfer No. 78549
Water Right No(s): 43-10137A, 43-10142, 43-2501

RE: Transfer No. 78639
Water Right No(s): 43-368, 43-369A, 43-369B, 43-370, 43-417A, 43-417B, 43-7080

RE: Transfer No. 78674
Water Right No(s): 43-2692

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 July 22, 2013. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 78549**

BRIGHAM YOUNG UNIVERSITY, ATTN: BRIAN EVANS, ADMINISTRATIVE VICE PRESIDENT, ASB B-340, PROVO, UT 84602; has filed Application No. 78549 for changes to the following water rights within CASSIA County(s): Right No(s). 43-10137A, 43-10142, 43-2501. The purpose of the transfer is to change a portion of the above rights as follows: This application seeks to change the point of diversion (POD) of groundwater water right 43-10142 (domestic, 0.04 CFS) currently authorized to divert from a well located approximately 9.1 mi. N & 3.3 mi. W of the intersection of State Highways 77 & 81 in Malta, Idaho, to the actual location of the well, located approximately 8.7 mi. N & 3.3 mi. W of Malta. This well is also the POD for water right 43-2501 (stockwater, 0.02 CFS). This well has been connected to the system which supplies water right 43-10137A (stockwater, 0.02 CFS) from an unnamed spring, located approximately 9.8 mi. N & 4.8 mi. W of Malta. Application proposes to show these two PODs on all three rights. The application also intends to combine the places of use (POU) for the stockwater rights (43-2501 & 43-10137A) to reflect the fact that the two systems are now interconnected. The proposed POU is located approximately 8.5 to 10.0 mi. N & 3.1 to 4.5 mi. W of the intersection of State Highways 77 & 81 in Malta.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 78674**

UNITED STATES OF AMERICA ACTING THROUGH THE DEPARTMENT OF INTERIOR BUREAU OF LAND MANAGEMENT, IDAHO STATE OFFICE, ATTN: FRED PRICE, 1387 S VINNELL WAY, BOISE, ID 83709-1657; has filed Application No. 78674 for changes to the following water rights within CASSIA County(s): Right No(s). 43-2692. The purpose of the transfer is to change a portion of the above rights as follows: Transfer Application proposes to add a second ground water point of diversion to a stockwater right currently authorized to divert up to 0.02 cfs (14.50 af). This additional point of diversion is an existing well located approximately 3.8 miles south and 4.2 miles east of Malta.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 78639**

7 SPRINGS RANCH LLC, 2025 S HWY 81, MALTA, ID 83342; has filed Application No. 78639 for changes to the following water rights within CASSIA County(s): Right No(s). 43-368, 43-369A, 43-369B, 43-370, 43-417A, 43-417B, 43-7080. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes changing the place of use of seven rights diverted from Conner Creek, Blacksmith Creek, Mahogany Springs, Sibley Creek, Springs, and Groundwater sources that allow for the irrigation of 211 acres on a farm located along the west side of Highway 77 approximately 7.0 – 8.3 miles south and 3.5 -4.2 miles east of Albion. The proposed change in place of use consists of rearranging the authorized acres to allow for the irrigation of 211 acres via sprinkler irrigation systems on the farm.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or to see a full description of these rights and the proposed transfers, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 1341 Fillmore St, Suite 200, Twin Falls ID 83301 together with a protest fee of \$25.00 for each application on or before July 22, 2013. The protestant must also send a copy of the protest to the applicant

GARY SPACKMAN, Director
Published on July 4th & 11th, 2013

Maline, Denise

From: Maline, Denise
Sent: Friday, June 28, 2013 9:21 AM
To: 'mussbfishin@yahoo.com'
Subject: Comment Letter for Transfer #78639 - 7 Springs Ranch
Attachments: Comment Letter to Roger Musser.pdf; Transfer app 78639.pdf

→ Roger Musser WD43C

Hi Roger,

Attached please find a cover letter, recommendation form, and a copy of a transfer currently being processed by the department. Please review the information and provide any comments you may have within the next 21 days. If you have any questions regarding this information, please feel free to contact our office.

Sincerely,

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



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

June 28, 2013

ROGER MUSSER
WATER DISTRICT #43-C
917 PARK LN
POCATELLO, ID 83201

Via e-mail

RE: Transfer No. 78639
Water Right No(s): 43-368, 43-369A, 43-369B, 43-370, 43-417A, 43-417B,
43-7080

Dear Mr. Musser:

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,

Denise Maline
Administrative Assistant

Enclosure(s)

MEMORANDUM

Date: June 26, 2013
To: Transfer 78639 File
From: Corey Skinner
Re: Evaluation of Sufficiency of Information Submitted

Application proposes changing the place of use of seven rights (43-00368, 43-00369A, 43-00369B, 43-00370, 43-00417A, 43-00417B and 43-07080) diverted from Conner Creek, Blacksmith Creek, Mahogany Springs, Sibley Creek, Springs, and Groundwater sources that allow for the irrigation of 211 acres on a farm located along the west side of Highway 77 approximately 7.0 – 8.3 miles south and 3.5 -4.2 miles east of Albion. The proposed change in place of use consists of rearranging the authorized acres to allow for the irrigation of 211 acres via sprinkler irrigation systems on the farm. Note that the surface water rights are located within Water District 43C. Also note that as part of the transfer, the description of one of the points of diversion on right 43-417A will be corrected from the NESWSW of Section 11 to the SWSESW of Section 11. During the SRBA, the recommendation for this right and diversion described the NESWSW of Section 11, the BLM objected to this location, and an SF5 was signed and prepared describing the diversion within the SESESW of Section 11 even though the SRBA reviewing agent's notes indicated that it should be within the SWSESW of Section 11. Despite all of this, for whatever reason this point of diversion was still decreed in the SRBA as being located within the NESWSW of Section 11 (as originally recommended despite objection).

- **Authority to File:**
The applicant (7 Springs Ranch) is listed as the current owner of the rights involved with the transfer. Warranty deed confirms the applicant's ownership of the new place of use.
- **Water Right Validity:**
Water rights involved with this transfer were decreed in the SRBA in 2002. Review of aerial photography appears to support recent use of the rights involved with this transfer.
- **Injury to Other Water Rights:**
None anticipated. Transfer only proposes rearranging the authorized place of use.
- **Enlargement of Use:**
None anticipated.
- **Local Public Interest:**
No negative impact anticipated. Application will be subject to public notice.

- **Beneficial Use/Conservation of Water Resources:**
Proposed use is recognized as a beneficial use of water. Sprinklers will be used for irrigation.
- **Effect on Economy of the Local Area:**
None anticipated.
- **Effect of the Agricultural Base of the Local Area:**
None anticipated.

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

Skinner, Corey

From: Dacx Duffin [dacxd@pmt.org]
Sent: Tuesday, June 11, 2013 2:16 PM
To: Skinner, Corey
Subject: Peter Grush
Attachments: PETER GRUSH spring 13revised 6.11.pdf

Corey,

As per the request of Peter Grush, he had me shift the newly proposed pivot southeast closer to the power line. The attached map shows the newly described acres in each quadrant.

If you have any questions feel free to call me

Dacx Duffin
(208) 431 3248