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MAR 19 2013

DEPT. OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 78521

MINIMUM REQUIREMENTS CHECKLIST
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/>.

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

- Yes N/A
- ☒ * 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: _____

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STATE OF IDAHO
DEPT. OF WATER RESOURCES
SOUTHERN REGION
DEPARTMENT OF WATER RESOURCES

Transfer No. 78521

**MAR 19 2013 APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Name of Applicant(s) Donald Krahn & Carole Krahn

Phone (208) 378-0260

Mailing address 8471 W Rifleman St, Boise, ID 83704

Email donkrahnh@hotmail.com

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

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

☐ No Representative

Name of Representative _____ Phone _____

Mailing address _____ Email _____

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

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DEPT. OF WATER RESOURCES
SOUTHERN REGION

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. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**. Create a permissible place of use to move water to better soil. Would like to retain the ability to move the water back to the original place of use if necessary.

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 78521

MAR 19 2013 APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

DEPT. OF WATER RESOURCES
SOUTHERN REGION
Name of Applicant(s) Donald Krahn

Phone (208) 378-0260

Mailing address 8471 W Rifleman St, Boise, ID 83704

Email donkrahn@hotmail.com

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

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

☐ No Representative

Name of Representative _____ Phone _____

Mailing address _____ Email _____

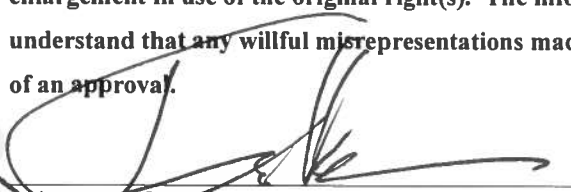
- ☐ Send all correspondence for this application to the representative and not to the applicant.
- OR
- ☐ Send original correspondence to the applicant and copies to the representative.
- ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.
-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

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DEPT. OF WATER RESOURCES
SOUTHERN REGION

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

Donald E Krahn
Print Name and Title if applicable

3/15/2013
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**. Create a permissible place of use to move water to better soil. Would like to retain the ability to move the water back to the original place of use if necessary.

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 ☒ ☐	37-2215	0.84 cfs	Irrigation	04/15 to 10/31	Deer Ck and Little Deer Ck
☐ ☐				to	Trib. Camas Ck and Deer Ck
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 0.84 cfs and/or _____ ac-ft

2. Total amount of water proposed to be transferred or changed 0.84 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	
1N	15E	19						3	6.5			25	38.5	1					74

Total Acres (for irrigation use) 42 AC w/i 74 PPU

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

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

Upper POD consists of tarp put in the stream diverting to ditch. Lower POD is a headgate diversion to ditch. No measuring devices are currently in place. If required, we will install devices consistent with WD requirements.

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

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

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

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

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

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

42 acres of the proposed 74 acre PPU will be irrigated. The remaining acreage will be dry.

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

None. No other water rights.

- 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: _____

Total Acres (for irrigation use)	42
----------------------------------	----

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

Current Water Right No.: 37-2215

Current Owner: INA M KRAHN
ESTATE OF EDWARD KRAHN

Priority Date: 6/21/1911

Origin: Water Right

Status: Active

Basis: Decreed

Source

DEER CREEK
LITTLE DEER CREEK

Tributary

CAMAS CREEK
DEER CREEK

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Total Diversion

Diversion Rate

0.84 CFS

0.84 CFS

Annual Volume

Location of Point(s) of Diversion

LITTLE DEER CREEK
CAMAS County
DEER CREEK
CAMAS County

NW1/4NW1/4NW1/4

Sec. 19, Twp 01N, Rge 15E B.M.

NW1/4SW1/4

Sec. 19, Twp 01N, Rge 15E B.M.

Place of Use

IRRIGATION Within CAMAS County

T01N R15E S19	Lot 2	SWNW	6.00	T01N R15E S19	Lot 3	NWSW	20.00
T01N R15E S19	Lot 4	SWSW	16.00				

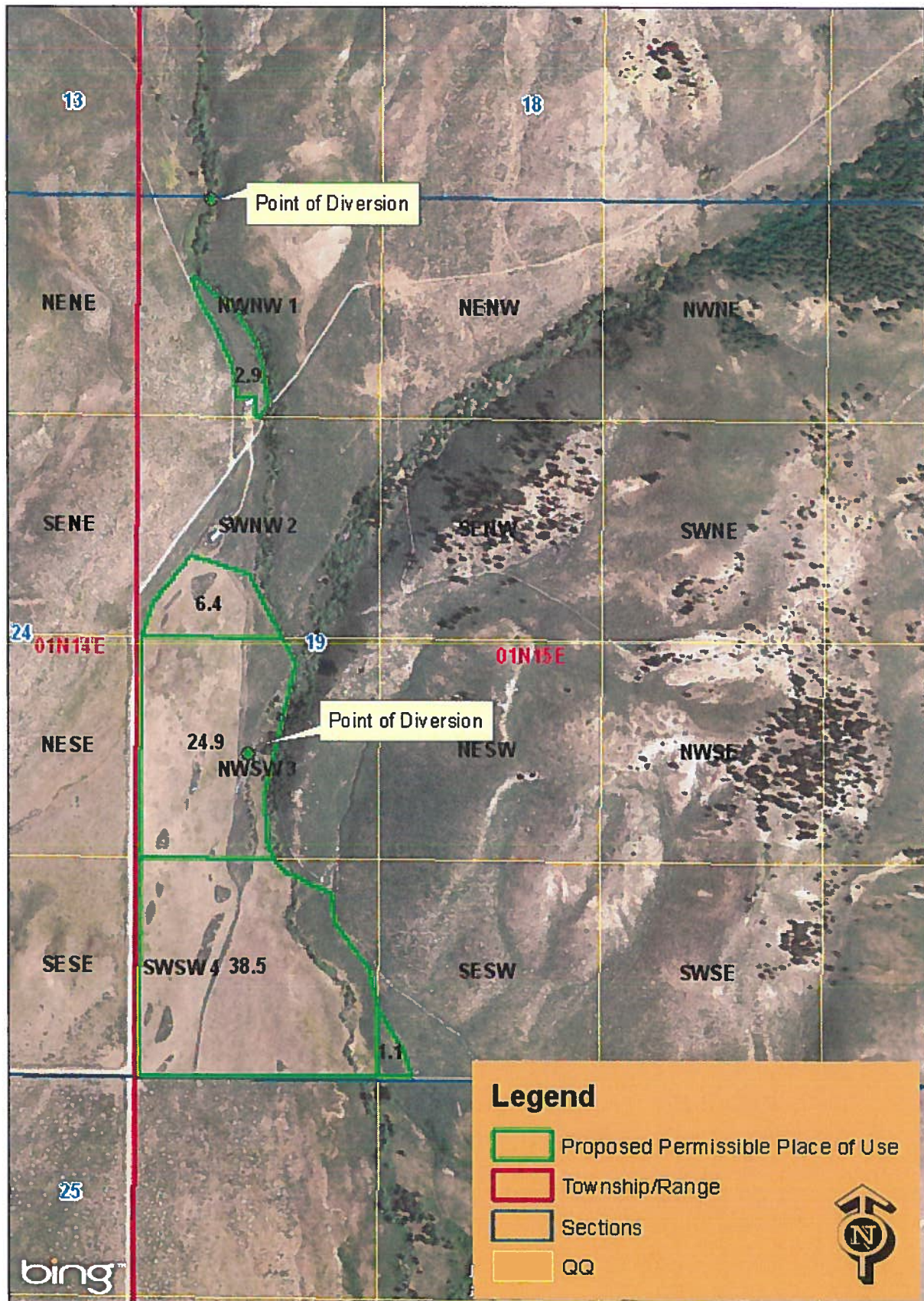
Total Acres: 42

Conditions of Approval:

1. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
2. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
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.

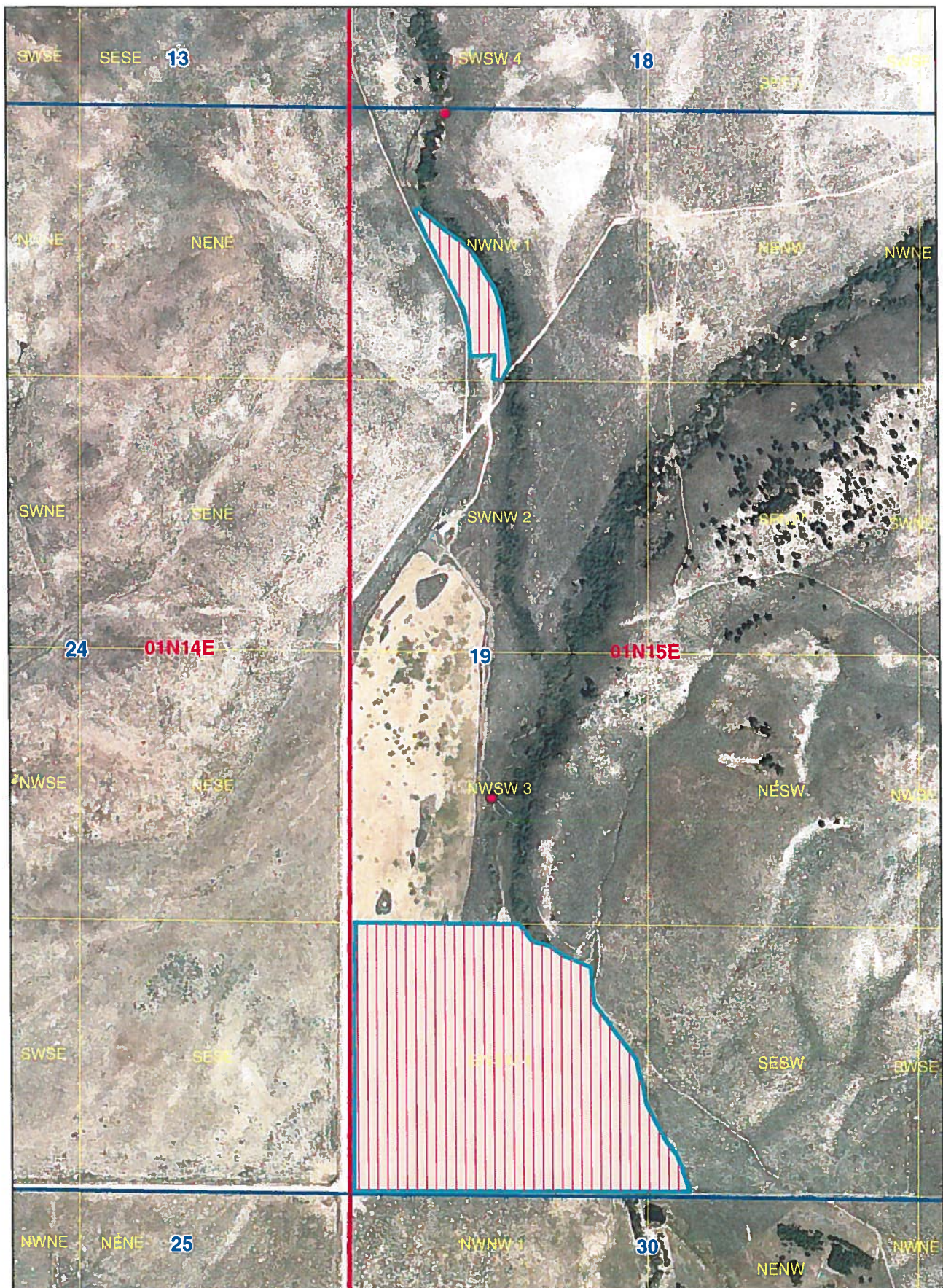
Decreed Date: 10/30/2009

Received by JB Date 3.28.2013 Prelim. Check by _____ Date _____
 Fee Paid \$500- Date 3.28.2013 Received by JB Receipt # 5033152
 Add'l Fee Paid \$25- Date 3.28.2013 Received by JB Receipt # 5033145
Ownership



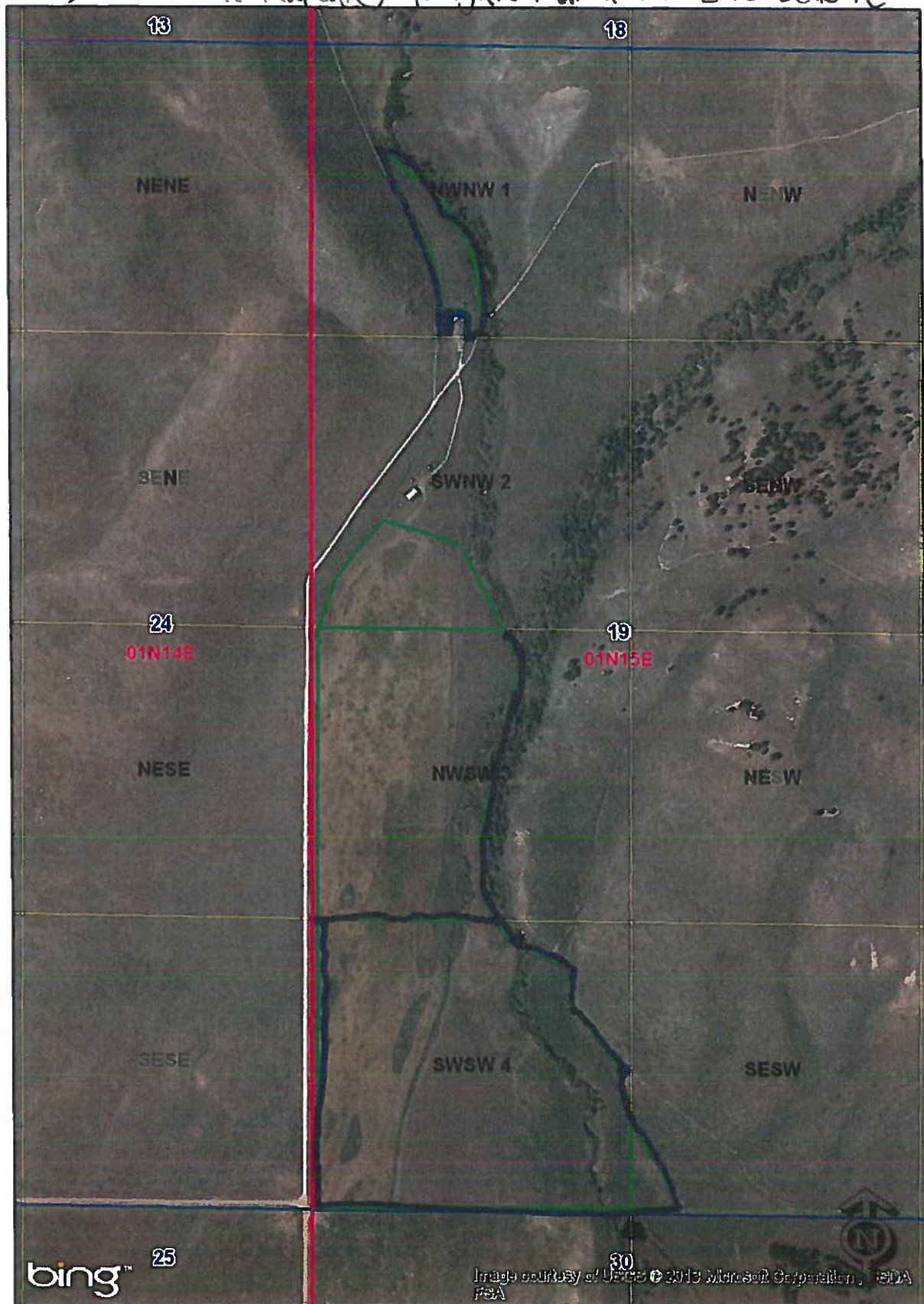
Attachment 7a

Krahn Transfer - Irrigated Acres



TRANSFER 78521

Blue outline indicates irrigated area for 2013 Season



TRANSFER 78521

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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SOUTHERN REGION

Notice of Change in Water Right Ownership

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
<u>37-2215</u>	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Ina M Krahn and Estate of Edward Krahn
Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Donald E. Krahn and Ciro A. Krahn
Name of each new owner as listed on the conveyance document

New owner continued ☐ Name connector ☐ and ☐ or ☐ and/or

8471 West Rifleman St.

Mailing address

Boise

City

ID 83704

State

ZIP

208-378-0240 mgentamarvel@gmail.com

Telephone

Email

4. If the water rights and/or adjudication claims were split, how did the division occur?

- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: 08-22-2012

6. This form must be signed and submitted with the following **REQUIRED** items:

- A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
- Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
- Filing fee (see instructions for further explanation):
 - \$25 per *undivided* water right.
 - \$100 per *split* water right.
 - No fee is required for pending adjudication claims.

7. Signature: [Signature]
Signature of new owner/claimant

Title, if applicable

Date

3/27/13

Signature: [Signature]
Signature of new owner/claimant

Title, if applicable

Date

3/27/13

For IDWR Office Use Only:

Received by Jim B. Date 3-29-13 Receipt No. 5033145 Receipt Amt. 25.00
Approved by _____ Processed by _____ Date _____

copy

CAMAS COUNTY
Recorded for:
STEPHEN, KYANYIG, STONE
10:01:37 am 08-22-2012
2012-084610
No. Pages: 2 Fee: \$13.01
KORRI BLODGETT
County Clerk
Deputy: **ROBERTS**

GRANT DEED

CLINTON D. KRAHN dealing with his sole and separate property and **BERNICE KRAHN**, his spouse as her interest may appear (Grantors) do hereby Grant, Bargain and Sell without warranty to **DONALD E. KRAHN and CAROLE KRAHN**, husband and wife (Grantee) whose current address is 8471 West Rifleman Drive, Boise, Idaho 83704 the following described property:

"Township 1 North, Range 14 East, Boise Meridian, Camas County, Idaho

Section 13: S $\frac{1}{2}$ N $\frac{1}{2}$, N $\frac{1}{2}$ S $\frac{1}{2}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SE $\frac{1}{4}$
Section 24: NE $\frac{1}{4}$

AND

Township 1 North, Range 15 East, Boise Meridian, Camas County, Idaho

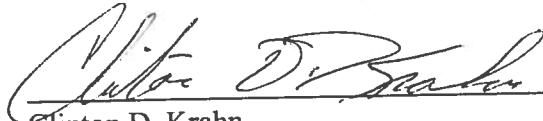
Section 18: Government Lots 2, 3 and 4;
Section 19: Government Lots 1, 2, 3 and 4, W $\frac{1}{2}$ SE $\frac{1}{4}$; E $\frac{1}{2}$ SW $\frac{1}{4}$

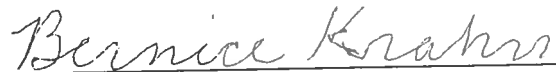
SUBJECT TO taxes and assessments for the year 2012 and all subsequent years, and SUBJECT TO any and all existing easements, rights-of-way, reservations, restrictions and encumbrances of record, to any existing tenancies, to all zoning laws and ordinances, and to any state of facts an accurate survey or inspection of the premises would show.

This property is being conveyed "AS IS, WHERE IS with all faults".

This conveyance shall include any and all appurtenances, tenements, hereditaments, reversions, remainders, easements, rights-of-way and water rights in anywise appertaining to the property herein described.

IN WITNESS WHEREOF, the Grantors, Clinton D. Krahn and Bernice Krahn hereunto subscribed their names to this instrument this 16 day of August, 2012.


Clinton D. Krahn

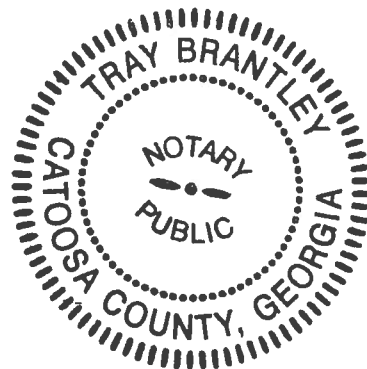

Bernice Krahn

GRANTORS

STATE OF GEORGIA)
 : ss.
COUNTY OF Catoosa)

On this 16 day of August, 2012, before me, the undersigned, a notary public in and for the State of Georgia, personally appeared Clinton D. Krahn and Bernice Krahn, known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.


Notary Public for Georgia
My Commission Expires on April 22, 2016



Bitzenburg, James

From: Palmer, Cherie
Sent: Monday, April 15, 2013 10:44 AM
To: Bitzenburg, James
Subject: RE: IDWR-Transfer Map



krahntransfer.dbf



krahntransfer.prj



krahntransfer.sbn



krahntransfer.sbx



krahntransfer.shp



krahntransfer.shx

Here is the shape for the PPU. When Don comes into the office today, I will probably just have him draw on a map the area he plans on irrigating this season. We are getting closer on this one ☺

Cherie

From: Bitzenburg, James
Sent: Monday, April 15, 2013 10:13 AM
To: Palmer, Cherie
Subject: RE: IDWR-Transfer Map

Thanks, Cherie. Do you have a shapefile for that? If so, could you send that? Thanks for all of your help with this.

Jim

From: Palmer, Cherie
Sent: Friday, April 12, 2013 4:38 PM
To: Bitzenburg, James
Subject: RE: IDWR-Transfer Map

You're welcome! Don is coming in on Monday to make sure we're on the same page so I will email the final map on Monday. Have a great weekend.

Cherie

From: Bitzenburg, James
Sent: Friday, April 12, 2013 1:28 PM
To: Palmer, Cherie
Subject: RE: IDWR-Transfer Map

Thanks, Cherie! I appreciate it.

MEMORANDUM

Date: April 12, 2013
To: Transfer 78521 File
From: Jim Bitzenburg
Re: Evaluation of Sufficiency of Information Submitted

Application proposes to change the place of use (POU), and create a 74-acre permissible place of use (PPU) for a 0.84 CFS (42 acre) irrigation water right (37-2215, Deer Creek & Little Deer Creek). The current POU is located approximately 3.3 miles east and 3.9 to 4.8 miles north of the intersection of U.S. Highway 20 and Soldier Road in Fairfield, Idaho. Application proposes to incorporate 32 adjacent acres into a PPU to facilitate flexibility in irrigation practices.

Source is tributary to Camas Creek which is administered independent of the Big Wood River Water District (WD37), so watermaster comments were not solicited.

- **Authority to File:**
The applicants have submitted a change of ownership for water right 37-2215, which is being processed during the application data entry, and will show that the water right is owned by the applicants. The application was signed by Donald and Carole Krahn.
- **Water Right Validity:**
Right 37-2215 was partially decreed in the SRBA in October of 2009. A review of satellite imagery indicates irrigation has occurred on the place of use within the last five years. Based on this review, forfeiture is not an issue.
- **Injury to Other Water Rights:**
None anticipated or foreseen.
- **Enlargement of Use:**
None anticipated. Right will be limited to authorized acres within the PPU.
- **Local Public Interest:**
No issues anticipated.
- **Beneficial Use/Conservation of Water Resources:**
Proposed use is recognized as a beneficial use of water.
- **Effect on the Economy of the Local Area:**
None Anticipated
- **Effect of the Agricultural Base of the 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.

Bitzenburg, James

From: Bitzenburg, James
Sent: Monday, April 01, 2013 3:21 PM
To: 'magentamarvel@gmail.com'
Subject: Transfer application signature
Attachments: DOC000.pdf

Mr. and Mrs. Krahn-

I have attached the signature page from the transfer application which we have been working on. Mrs. Krahn, if you could print off the page, sign on the line under your husband's name, print your name, and date, then mail it into our office, we can once again proceed with the application. Our address is:

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

Also, we will need the map of the acres that you intend to irrigate within the PPU before the transfer can be approved.

Thank you for your help and patience and feel free to give me a call if you have any questions or problems.

Jim

Jim Bitzenburg
Water Resource Agent
Southern Regional Office
Phone (208)-736-3033
Fax (208)-736-3037
james.bitzenburg@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 833301-3380

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 20, 2013

Donald Krahn
8471 W. Rifleman St.
Boise, ID 83704

Dear Mr. Krahn:

Please find enclosed a water right transfer application that was recently filed with our office. The filing fee (check #1001 for \$500.00) that was submitted with the application is also enclosed. The application is being returned because it is considered incomplete and cannot be accepted for processing. The following items need to be addressed before the application can be accepted for processing.

The application proposes modifying water right 37-2215, which is currently in the name of Ina M. Krahn and the Estate of Edward Krahn according to IDWR records. The taxlot information which IDWR has access to shows the owner to be Donald E. Krahn $\frac{3}{4}$ Interest. The application lists the applicant as Donald Krahn. In order to transfer a water right, the applicant must show that they own the right(s) involved with the transfer &/or the land to which it is appurtenant. If the applicant does not own the right(s) &/or the land involved with the application, documentation must be included with the application showing that the applicant has authority to file the application on behalf of the owner(s). Note that no information was included that allows the applicant to transfer a water right owned by Ina M. Krahn and the Estate of Edward Krahn.

For applications that propose changing the place of use of a water right, the applicant (in this case Donald Krahn) not only needs to show that he owns the right(s) involved with the transfer &/or the land to which it is appurtenant, but he must also show that he owns the land where he is proposing to move the water right(s) to. If the land is owned by a party other than the applicant, then the applicant must have some sort of documentation from the current owner of the land allowing the applicant to move the water right(s) to their land. In addition, documentation must be included that addresses the ownership of the right(s) on the land. The documentation must clearly address the issue of whether the applicant will retain ownership of the right(s) on someone else's land, or whether the land owner will own the right(s) once the transfer is approved. Note that this information has not been provided relating to right 37-2215 and/or the property where the current POU and the proposed POU are located.

A change of ownership will have to occur if you, Donald Krahn are the current owner of water right 37-2215. There is a \$25.00 fee to update the ownership of a right in a water right transfer process.

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In addition, in transfers involving a permissible place of use, we must have a map of the actual acres which you intend to irrigate. In this case, it would show which 42 acres out of the 74 acre PPU that you intend to irrigate.

If you have any questions, or if I can be of any further assistance, feel free to contact me at your convenience.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Bitzenburg', with a stylized, sweeping flourish extending to the right.

Jim Bitzenburg
Water Resource Agent

Enclosure