

RECEIVEDSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No.

78470

MAR 07 2013

DEPT. OF WATER RESOURCES
SOUTHERN REGION**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 I.)
- ☐ ☒ #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 I.)
- ☐ ☒ #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: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 78470

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

208-423-5176

Phone 208-423-5176
DEPT OF WATER RESOURCES
SOUTHERN REGION

Name of Applicant(s) Shaunna Crane, Danford L Crane II

Mailing address 3772 N 3600 E Kimberly, ID 83341

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.

Danford L Crane II
Signature of Applicant or Authorized Representative

Danford L Crane II Owner 3-6-13
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. SEE ATTACHMENT**

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					
☒ ☐	45-2176	1.60	Irrigation	03/15 to 11/15	Ground Water
☒ ☐	45-2220	1.86	Irrigation	03/15 to 11/15	Ground Water
☒ ☐	45-2408	1.32	Irrigation	03/15 to 11/15	Ground Water
☒ ☐	45-10107	1.18	Irrigation	03/15 to 11/15	Ground Water
☒ ☐	45-2075	0.80	Irrigation	03/15 to 11/15	Dry Creek
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 6.76 ^{5.58} cfs and/or _____ ac-ft

2. Total amount of water proposed to be transferred or changed 6.76 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	
12S	20E	06	37.9	38.5	39.3	38.9				28.7	29	26.9			38.9	33		27.9	339

Total Acres (for irrigation use) 339

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

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SOUTHERN REGION

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: _____

Diversion system will remain as currently in place. A full-profile magnetic flowmeter will be installed as required on all points of diversion.

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

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

Farm Credit Twin Falls Id

- 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: Farm Credit

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:

n/a

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

n/a

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

Yes No

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

If yes, describe: _____

Total Acres (for irrigation use) _____

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

RECEIVED
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DEPT. OF WATER RESOURCES
SOUTHERN REGION

Current Water Right No.: 45-10107

Current Owner: DANFORD L CRANE II
SHAUNNA CRANE

Priority Date: 6/30/1985

Origin: Water Right

Status: Active

Basis: Decreed

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	1.05 CFS	
	<u>Total Diversion</u>	1.05 CFS	

Location of Point(s) of Diversion

GROUND WATER

SE1/4NW1/4SE1/4

Sec. 5, Twp 12S, Rge 20E B.M.

CASSIA County

Place of UseIRRIGATION Within CASSIA County

T12S R20E S6	Lot 1	NENE	38.00	T12S R20E S6	Lot 2	NWNE	39.00
T12S R20E S6		SWNE	39.00	T12S R20E S6		SENE	38.00
T12S R20E S6		SENE	39.00	T12S R20E S6		NESW	34.00
T12S R20E S6	Lot 6	NWSW	13.70	T12S R20E S6		NESE	30.00
T12S R20E S6		NWSE	30.00				

Total Acres: 300.7

Conditions of Approval:

1. E56 Use of the rights listed below is limited to the irrigation of a combined total of 300.7 acres in a single irrigation season. Combined right nos: 45-2075, 45-10107, 45-14038, 45-14040, 45-14042.
2. K06 This right is limited to the irrigation of 52.3 acres within the place of use described above in a single irrigation season.
3. K04 This right is an expansion of Right Nos. 45-14038, 45-14040 and 45-14042 pursuant to Section 42-1416B, Idaho Code.
4. E61 Use of the rights listed below is limited to a total combined diversion rate of 4.24 cfs and to a total combined annual diversion volume of 993.6 af. Combine right nos: 45-10107, 45-14038, 45-14040, 45-14042.
5. T19 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.

TRANSFER 78470

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

Current Water Right No.: 45-2075

Current Owner: SHAUNNA CRANE
DANFORD L CRANE II
Priority Date: 2/2/1910
Origin: Water Right
Status: Active
Basis: Decreed

Source

DRY CREEK

Tributary

SNAKE RIVER

Beneficial Use

IRRIGATION

From To

3/15 to 11/15

Total Diversion

Diversion Rate

0.8 CFS

0.8 CFS

Annual Volume

Location of Point(s) of Diversion

DRY CREEK

CASSIA County

NW1/4NW1/4NE1/4

Sec. 12, Twp 12S, Rge 19E B.M.

Place of Use

IRRIGATION Within CASSIA County

T12S R20E S6

SENE

40.00

Total Acres: 40

Conditions of Approval:

1. T19 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.
2. E56 Use of the rights listed below is limited to the irrigation of a combined total of 300.7 acres in a single irrigation season. Combined right nos: 45-2075, 45-10107, 45-14038, 45-14040, 45-14042.

Decreed Date: 6/24/2005

TRANSFER 78470

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Decreed Date: 6/24/2005

Transfer contains 8 pages and _____ attachments.
Received by CH Date 3.7.2013 Prelim. Check by _____ Date _____
Fee Paid ₹ 980.00 Date 8/7/13 Received by Cumth Receipt # 3033100
Add'l Fee Paid _____ Date _____ Received by _____ Receipt # _____

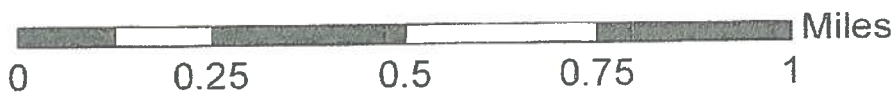
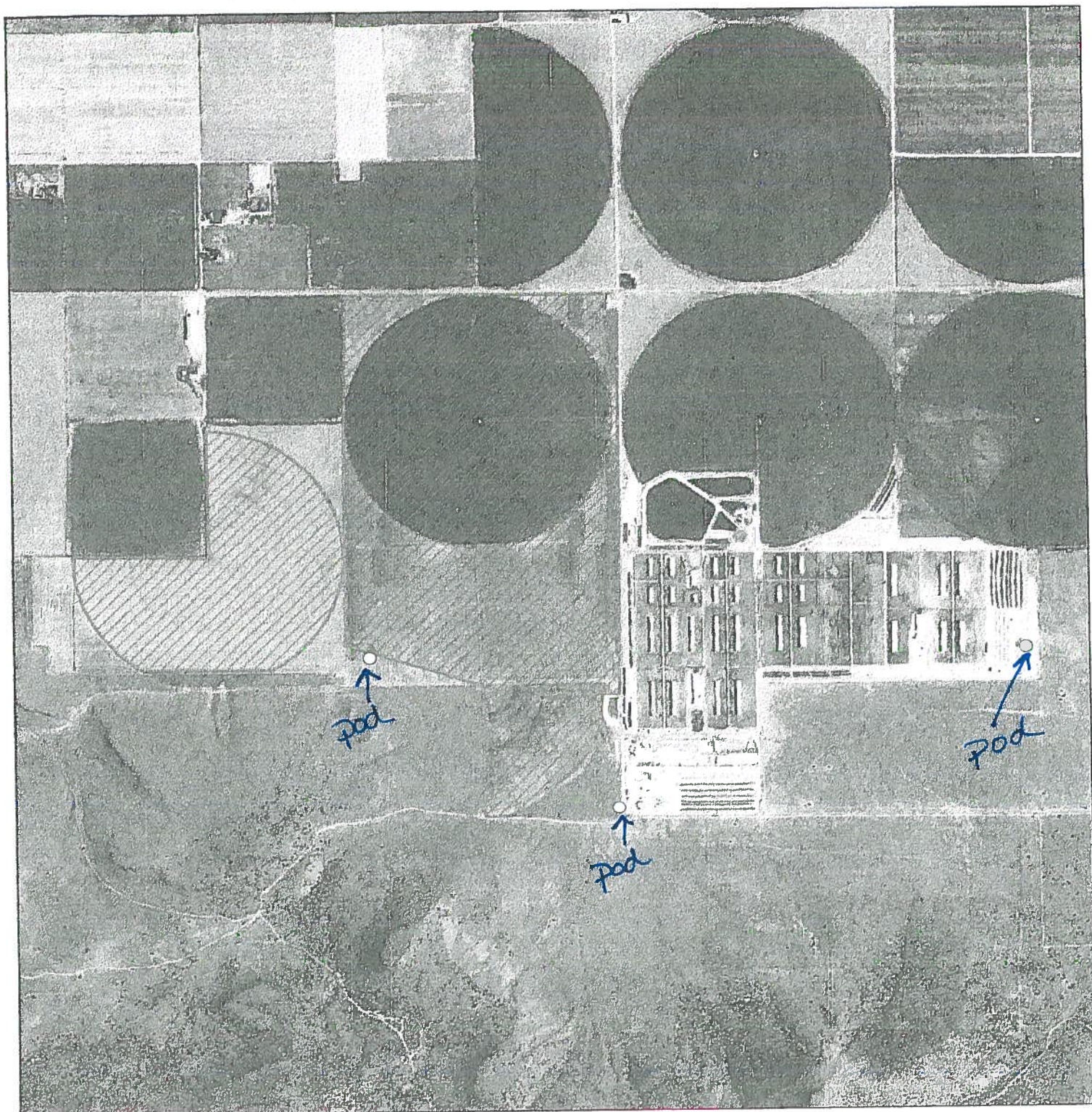
Part 1A.2.

Current water right conditions are based on transfer #73369 which is near the end of allowed development period. Said transfer was completed based on future construction of a dairy facility and included addition of a point of diversion for commercial use. No construction has been completed and a point of diversion was not added. As part of this transfer, it is requested that transfer #73369 be rescinded. Changes in place of use for this transfer are based on the original 339 acres of irrigation place of use from rights 45-2176, 45-2220, 45-2408, 45-10107, and 45-2075. This transfer is designed to put current irrigation practices into compliance and to combine the 5 rights listed. No changes in point of diversion are required.

TRANSFER 78470

78470

Danford L Crane- WR Transfer



○ wrpod selection  Place of Use

2011 NAIP Aerial Imagery.



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

March 27, 2013

DONALD CRANER
WATER DISTRICT #45-N
4442 E 2900 N
MURTAUGH, ID 83344

RE: Transfer No. 78470
Water Right No(s): 45-2075, 45-2176, 45-2220, 45-2408, 45-10107

Dear Mr. Craner:

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 10 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 10 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)

State of Idaho
Department of Water Resources
Transfer of Water Right(s)
RECOMMENDATION FORM

RECEIVED
MAR 25 2013
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Transfer Application No.: **78470** Water Right No(s): 45-2075, 45-2176, 45-2220,
45-2408, 45-10107

Transfer Applicant's Name: DANFORD CRANE II
SHAUNNA CRANE
3772 N 3600 E
KIMBERLY, ID 83341

Watermaster's Recommendation:

- a) X I do not oppose approval of this application.
- b) _____ I do not oppose approval of this application if it is conditioned as follows:
- c) _____ I oppose approval of this application for the following reasons:
- d) _____ Additional comments:

Dated this 25 day of March, ~~2012~~ **2013**

Water District No. 140



Watermaster's Signature

BRIAN HIGGS

Printed Name

MEMORANDUM

Date: March 18, 2013
To: Transfer 78470 File
From: Jana Reeder
Re: Evaluation of Sufficiency of Information Submitted

Transfer proposes combining four ground water rights and one surface water right to create a new authorized place of use on a farm located approximately 5.2- 6.2 mi. due south of Murtaugh to reflect current irrigation practices. Three existing wells on the farm will be used to divert up to 4.78 cfs and an existing diversion from Dry Creek will be used to divert 0.80 cfs to irrigate the proposed 339 acre permissible place of use on the farm.

The properties and points of diversions involved with the application are located within the Artesian City Critical Ground Water Area and Water Districts 140 and 45N so water master comments will be necessary. The farm is located outside the ESPA with no proposed changes to the points of diversion, recommended no advertisement.

- **Authority to File:**
Applicant is listed as the current owner on IDWR records.
- **Water Right Validity:**
Water rights 45-2075, 45-2176, 45-222, 45-2408 and 45-10107 were decreed in the SRBA on 6/24/2005. Recent aerial photography indicates that the lands involved with the transfer have been irrigated in recent years.
- **Injury to Other Water Rights:**
None anticipated.
- **In Enlargement of Use:**
None anticipated.
- **Local Public Interest:**
Points of diversion are not changing and acres are shifting slightly to allow for current irrigation practices.
- **Beneficial Use/Conservation of Water Resources:**
Proposed use is recognized as a beneficial use of water.

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.



815 North College Road
PO Box 5059, Twin Falls, ID 83303-5059
Voice: 208.732.1000 Fax: 208.732.1005

March 7, 2013

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DEPT. OF WATER RESOURCES
SOUTHERN REGION

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

Re: Danford L. Crane, II

To Whom It May Concern:

With regard to the Application for Transfer of Water Rights numbered 45-2176, 45-2220, 45-2408, 45-10107 and 45-2075, Northwest Farm Credit Services as lien holder, approves this transfer.

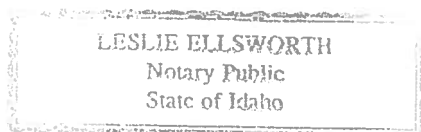
Please feel free to contact either Bill Lickley or myself at (208) 732-1000 with any questions.

Sincerely,

Stephanie Dalrymple
Sr. Credit Officer
Northwest Farm Credit Services

STATE of IDAHO)
) ss.
County of Twin Falls)

On this 7th day of March, 2013, before me personally appeared Stephanie Dalrymple, known to me to be an authorized agent of Northwest Farm Credit Services, FLCA, that executed the within instrument, and acknowledged to me that such corporation executed the same as its free act and deed; and on oath stated that he was authorized to execute said instrument.



Leslie Ellsworth
Notary Public for the State of Idaho
Residing at Filer, Idaho
My commission expires on May 2, 2015