

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

FEB 08 2013

Department of Water Resources
Eastern RegionAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of Applicant Kamlah and/or Janey RoundyPhone 208-657-2313Mailing Address 2527 N 665 E, Montevue, ID 83435

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 RepresentativeName of Representative Rocky Mountain Environmental Associates Inc. Phone (208) 524-2353 / Fax 524-1795Mailing address 482 Constitution Way, Ste 303, Idaho Falls, ID 83402 Email kmoore@rockymountainenvironmental.com☐ Send all correspondence for this application to the representative and not to the applicant.

OR

☒ Send original correspondence to the applicant and copies to the representative.☒ The representative may submit information for the applicant but is not authorized to sign for the applicant.

OR

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

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

Kamlah Roundy

Signature of Applicant or Authorized Representative

Kamlah Roundy

Print Name and Title if applicable

2-4-13

Date

Janey Roundy

Signature of Applicant or Authorized Representative

Janey Roundy

Print Name and Title if applicable

2-28-13

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**:

Applicant proposes to join the existing water rights into a permissible place of use, which will allow annual rotation to different pivots within the place of use. There will be no enlargement of acreage irrigated or water diverted. A new well will be drilled to enable better efficiency for locations farthest from the existing wells.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

AMENDED

PAGE

B. DESCRIPTION OF RIGHT(S) 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					
☒ ☐	31-4089	1.96 cfs	Irrigation	4/01 to 10/31	Ground Water
☒ ☐	31-4090	3.2 cfs	Irrigation	4/01 to 10/31	Ground Water
☒ ☐	31-4117	3.76 cfs	Irrigation	4/01 to 10/31	Ground Water
☒ ☐	31-10405A	1.6 cfs	Irrigation	4/01 to 10/31	Ground Water
☒ ☐	31-10405B	0.8 cfs	Irrigation	4/01 to 10/31	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total Authorized under rights 11.32 cfs and/or _____ ac-ft

2. Total amount of water being transferred or changed 11.32 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 #
N		SE	SE	SE	24	8N	33E	JEFFERSON	GROUND WATER	
N		SE	SE	SE	19	8N	34E	JEFFERSON	GROUND WATER	
N		NE	SE	SW	20	8N	34E	JEFFERSON	GROUND WATER	
N		NW	NW	NE	29	8N	34E	JEFFERSON	GROUND WATER	
N			SE	NW	30	8N	34E	JEFFERSON	GROUND WATER	
Y		SE	NW	SW	30	8N	34E	JEFFERSON	GROUND WATER	

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.) **Permissible Place of Use***

- ☐ 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	
8N	33E	25	40	36	40	40					40	17	27	40	40	40	40	40	440
	34E	19													40	40	40	40	160
		20									40	40	40	40					160
		29	40	36	40	26	40	40	40	40	40	40	14	3		10			409
		30	40	40	40	40	40	39	39	40	40	39	37	32	40	40	37	25	608

Total Acres (for irrigation use): 1,777

***PPU totals 1,777 acres, but will be limited to 686 irrigated acres in a given year.**

78471

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: The existing wells and proposed new well will be tied together using mainline and will be capable of distributing to various pivot locations within the place of use. The pivot sprinklers will be relocated annually to different pivot sites that will be connected to the mainline.

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? 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: Zions Bank holds the mortgage. A certified letter is attached.

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 affect on the land now irrigated if the place of use is changed pursuant to this transfer:

The land now irrigated will become a part of a permissible place of use that will allow the irrigated acres to be rotated throughout the described place of use annually. Irrigated acreage will not exceed 686 acres annually.

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) of use:

No other water rights overlap the property.

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: _____

WATER RIGHT NO. 31-4089

Part 2A

Owner Type **Name and Address**
 Current Owner MICHAEL D FERGUSON
 PO BOX 413
 REXBURG, ID 83440
 (208)356-4336

Priority Date: 02/22/1946
 Basis: Decreed
 Status: Active

Source **Tributary**
 GROUND WATER

Beneficial Use **From** **To** **Diversion Rate** **Volume**
 IRRIGATION 04/01 10/31 1.96 CFS 343 AFA
 Total Diversion 1.96 CFS

Location of Point(s) of Diversion:

GROUND WATER NWNWNE Sec. 29 Township 08N Range 34E JEFFERSON County

Place of Use Legal Description: IRRIGATION JEFFERSON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
08N	34E	29		NENE 31			NWNE 29			SWNE 19			SENE 19	
Total Acres: 98														

Conditions of Approval:

1. R05 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. 110.
2. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
3. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
4. 214 Prior to the diversion and use of water under Transfer approval 75545, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
5. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
6. T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
7. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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.

WATER RIGHT NO. 31-4090

Part 2A

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	KAMLAH ROUNDY Lienholder MILBURN HAWKER JR
	2527 N 665 E 1052 E 2600 N
	MONTEVIEW, ID 83435 MONTEVIEW, ID 83435
	(208)657-2313 (208)657-2578

Priority Date: 04/14/1949

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	3.2 CFS	875 AFA
Total Diversion			3.2 CFS	

Location of Point(s) of Diversion:

GROUND WATER SESESE Sec. 19 Township 08N Range 34E JEFFERSON County

GROUND WATER NESESW Sec. 20 Township 08N Range 34E JEFFERSON County

Place of Use Legal Description: IRRIGATION JEFFERSON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
08N	34E	19		NESE	32		NWSE	32		SWSE	26		SESE	32
		20		NESW	32		NWSW	31		SWSW	32		SESW	33

Total Acres: 250

Conditions of Approval:

1. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition
2. T19 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.
3. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
Prior to the diversion and use of water under Transfer approval 73574, the right holder shall install and maintain acceptable measuring devices, including data loggers, at the authorized points of diversion and in accordance with Department
5. 131 specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
7. R05 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. 110.
8. X35 Right 31-4090 shall not exceed a total diversion rate of 3.2 cfs, a total annual maximum diversion volume of 875 af at the field headgate.

WATER RIGHT NO. 31-4117

Part 2A

Owner Type **Name and Address**
 Current Owner MICHAEL D FERGUSON
 PO BOX 413
 REXBURG, ID 83440
 (208)356-4336

Priority Date: 05/01/1961
 Basis: Decreed
 Status: Active

Source **Tributary**
 GROUND WATER

Beneficial Use **From** **To** **Diversion Rate** **Volume**
 IRRIGATION 04/01 10/31 3.76 CFS 658 AFA
 Total Diversion 3.76 CFS

Location of Point(s) of Diversion:
 GROUND WATER SENW Sec. 30 Township 08N Range 34E JEFFERSON County

IRRIGATION Use: Acre Limit: 188

Place of Use Legal Description: IRRIGATION JEFFERSON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
08N	33E	25		NENE	27.8		NWNE	27		SWNE	27.8		SENE	28.8
				NESW	32.3		NWSW	18.3		SWSW	17.8		SESW	29.2
	34E	30		NENW	32.8		NWNW	32.4		SWNW	31.6		SENW	32.2

Total Acres: 338

Conditions of Approval:

1. X27 This right is limited to the irrigation of 188 acres within the place of use described above in a single irrigation season.
2. X35 Rights 31-4117, 31-10405A and 31-10405B when combined shall not exceed a total diversion rate of 6.16 cfs, a total annual maximum diversion volume of 1183 af at the field headgate, and the irrigation of 338 acres.
3. R05 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. 110.
4. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. 214 Prior to the diversion and use of water under Transfer approval 76174, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
8. F06 The following rights are diverted through point(s) of diversion described above: 31-4117, 31-10405A, 31-10405B.
9. T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
10. T08 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. 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.

WATER RIGHT NO. 31-10405A

Part 2A**Owner Type Name and Address**

Current Owner MICHAEL D FERGUSON

PO BOX 413

REXBURG, ID 83440

(208)356-4336

Priority Date: 01/20/1931

Basis: Decreed

Status: Active

Source Tributary

GROUND WATER

Beneficial Use From To Diversion Rate Volume

IRRIGATION 04/01 10/31 1.6 CFS 280 AFA

Total Diversion 1.6 CFS

Location of Point(s) of Diversion:

GROUND WATER SESESE Sec. 24 Township 08N Range 33E JEFFERSON County

GROUND WATER SENW Sec. 30 Township 08N Range 34E JEFFERSON County

Place of Use Legal Description: IRRIGATION JEFFERSON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
08N	33E	25		NENE	27.8		NWNE	27		SWNE	27.8		SENE	28.8
				NESW	32.3		NWSW	18.3		SWSW	17.8		SESW	29.2
	34E	30		NENW	32.8		NWNW	32.4		SWNW	31.6		SENW	32.2

Total Acres: 338 Acre Limit: 80

Conditions of Approval:

- X27 This right is limited to the irrigation of 80 acres within the place of use described above in a single irrigation season.
- X35 Rights 31-4117, 31-10405A and 31-10405B when combined shall not exceed a total diversion rate of 6.16 cfs, a total annual maximum diversion volume of 1183 af at the field headgate, and the irrigation of 338 acres.
- R05 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. 110.
- R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
Prior to the diversion and use of water under Transfer approval 76174, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
- 214 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
- 213 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
- R63
- F06 The following rights are diverted through point(s) of diversion described above: 31-4117, 31-10405A, 31-10405B.
- T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
- T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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.
- T19

WATER RIGHT NO. 31-10405B

Part 2A**Owner Type Name and Address**

Current Owner MICHAEL D FERGUSON

PO BOX 413

REXBURG, ID 83440

(208)356-4336

Priority Date: 04/01/1960

Basis: Decreed

Status: Active

Source Tributary

GROUND WATER

Beneficial Use From To Diversion Rate Volume

IRRIGATION 04/01 10/31 0.8 CFS 245 AFA

Total Diversion 0.8 CFS

Location of Point(s) of Diversion:

GROUND WATER SESESE Sec. 24 Township 08N Range 33E JEFFERSON County

GROUND WATER SENW Sec. 30 Township 08N Range 34E JEFFERSON County

Place of Use Legal Description: IRRIGATION JEFFERSON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
08N	33E	25		NENE	27.8		NWNE	27		SWNE	27.8		SENE	28.8
				NESW	32.3		NWSW	18.3		SWSW	17.8		SESW	29.2
	34E	30		NENW	32.8		NWNW	32.4		SWNW	31.6		SENW	32.2

Total Acres: 338 Acre Limit: 150

Conditions of Approval:

- X27 This right is limited to the irrigation of 150 acres within the place of use described above in a single irrigation season.
- X35 Rights 31-4117, 31-10405A and 31-10405B when combined shall not exceed a total diversion rate of 6.16 cfs, a total annual maximum diversion volume of 1183 af at the field headgate, and the irrigation of 338 acres.
- R05 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. 110.
- R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
- 214 Prior to the diversion and use of water under Transfer approval 76174, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
- 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
- R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
- F06 The following rights are diverted through point(s) of diversion described above: 31-4117, 31-10405A, 31-10405B.
- T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
- T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- 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.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

Part 3

A. PLAT MAP (See Part 3A for 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**.

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 supplemental, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on part 3B above:

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments.			
Received by <u>SB</u>	Date <u>2/6/13</u>	Prelim. Check by <u>SB</u>	Date <u>2/6/13</u>
Fee Paid <u>1380.00</u>	Date <u>2/6/13</u>	Received by <u>SB</u>	Receipt # <u>8038488</u>
Add'l Fee Paid _____	Date _____	Received by _____	Receipt # _____

Prior to applicant filing this transfer, Zions Bank prepared a Notice of Change in Water Right Ownership form and a Security Interest form to be submitted to IDWR. However, those forms were not submitted prior to this transfer, but are being submitted simultaneously and will serve as the required documentation under Attachment #2a.

Application for Transfer Kamlah Roundy

ESPA Analysis

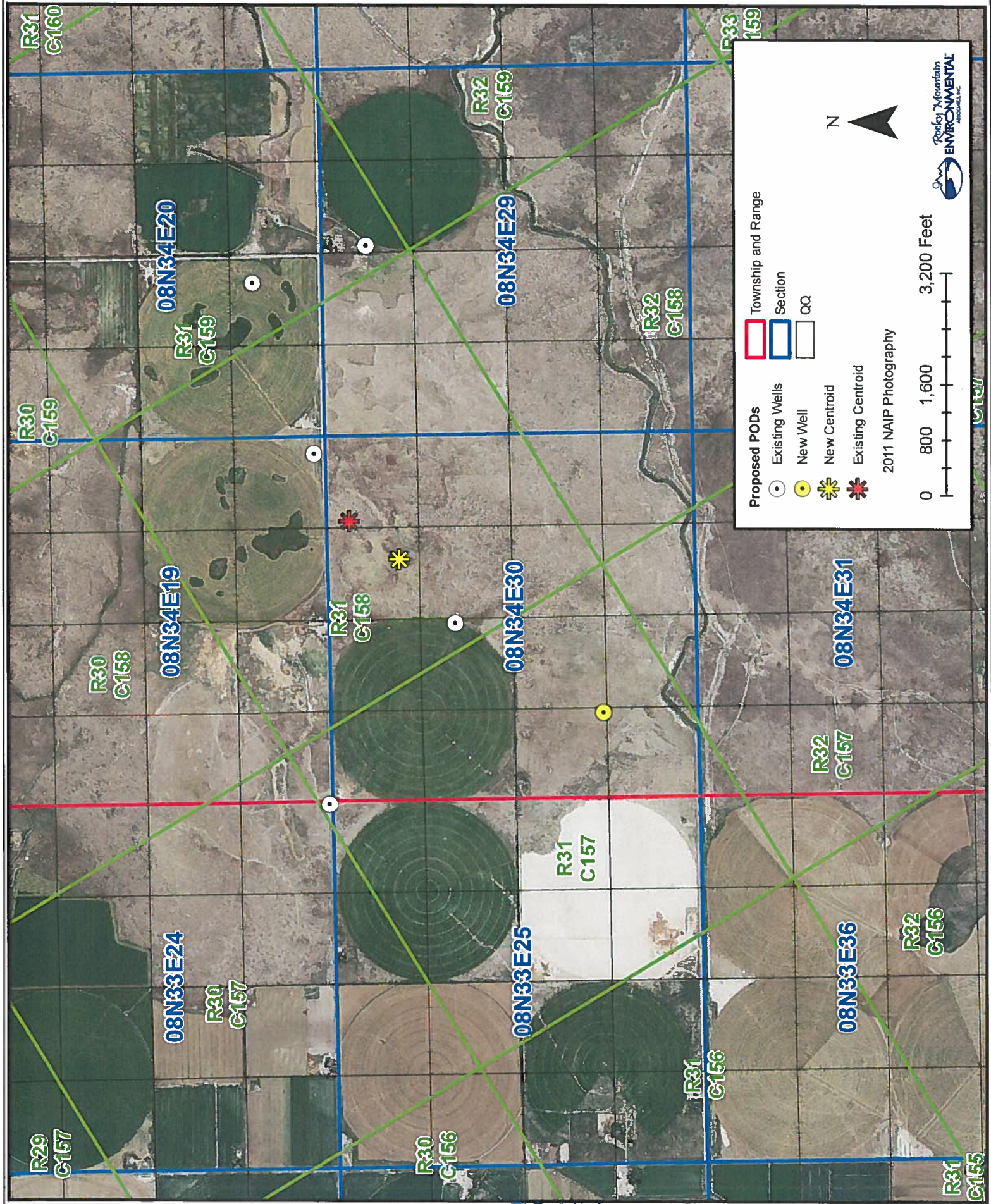
Applicant is proposing to add a well to an existing group of wells. The amount of water that will be diverted from the new well will vary depending on which group of pivots will be used in a given year. To best represent the changes in points of diversion, a centroid (labeled "Existing Centroid" on the map) has been calculated based on the permitted diversion from each of the wells under their respective water rights.

A centroid ("labeled "New Centroid") has also been calculated for the existing wells plus the new well. Since it is uncertain what the new well may produce, a volume was assigned to it that equals the greatest volume diverted from one of the existing wells. The attached map shows the location of both centroids.

Since both centroids are located within the same ESPA Grid Cell, an ESPA Analysis is not required. Note also that the New and Existing Centroids are in adjacent cells to all wells.

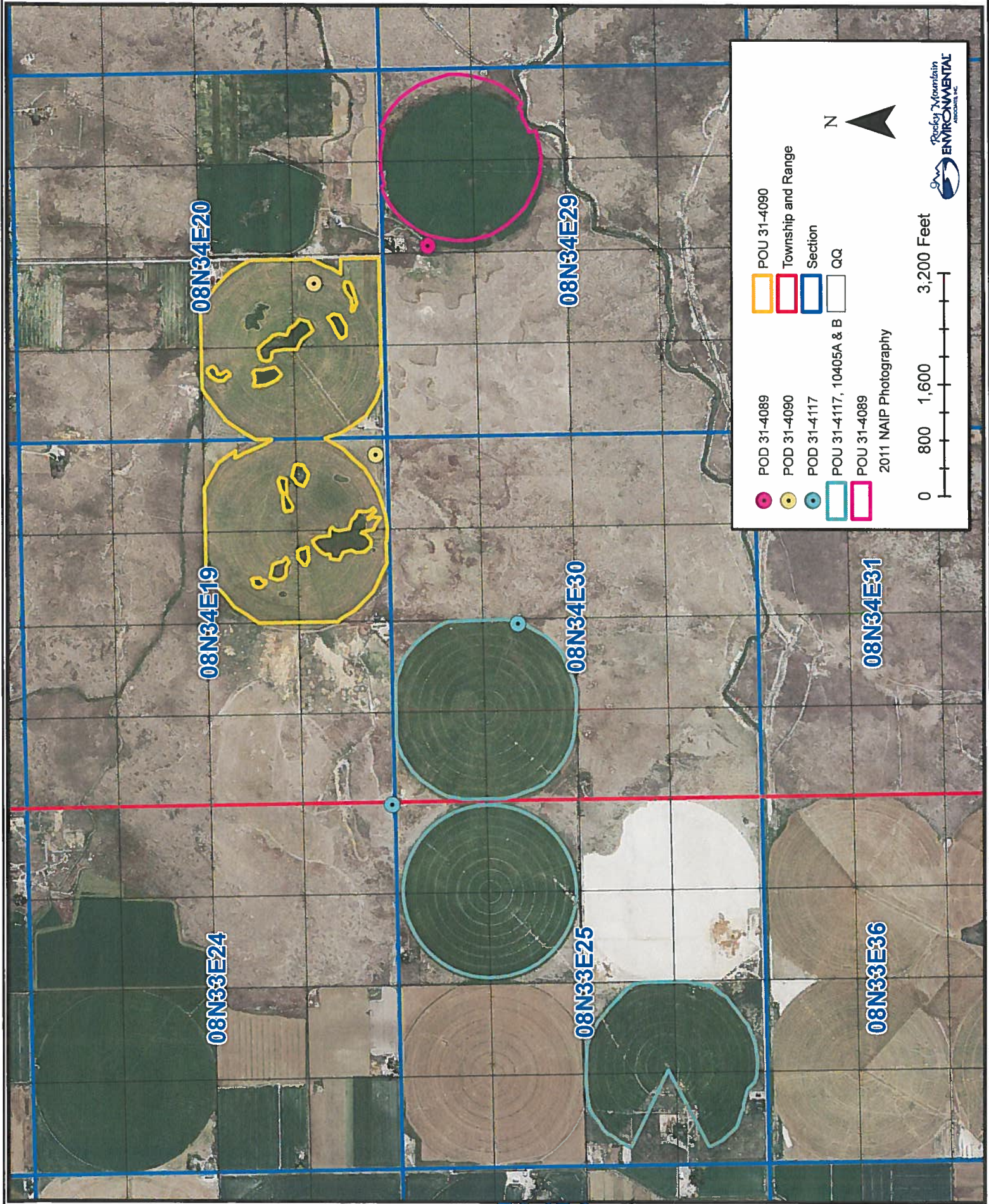
Application for Transfer Kamlah Roundy

Attachment #5

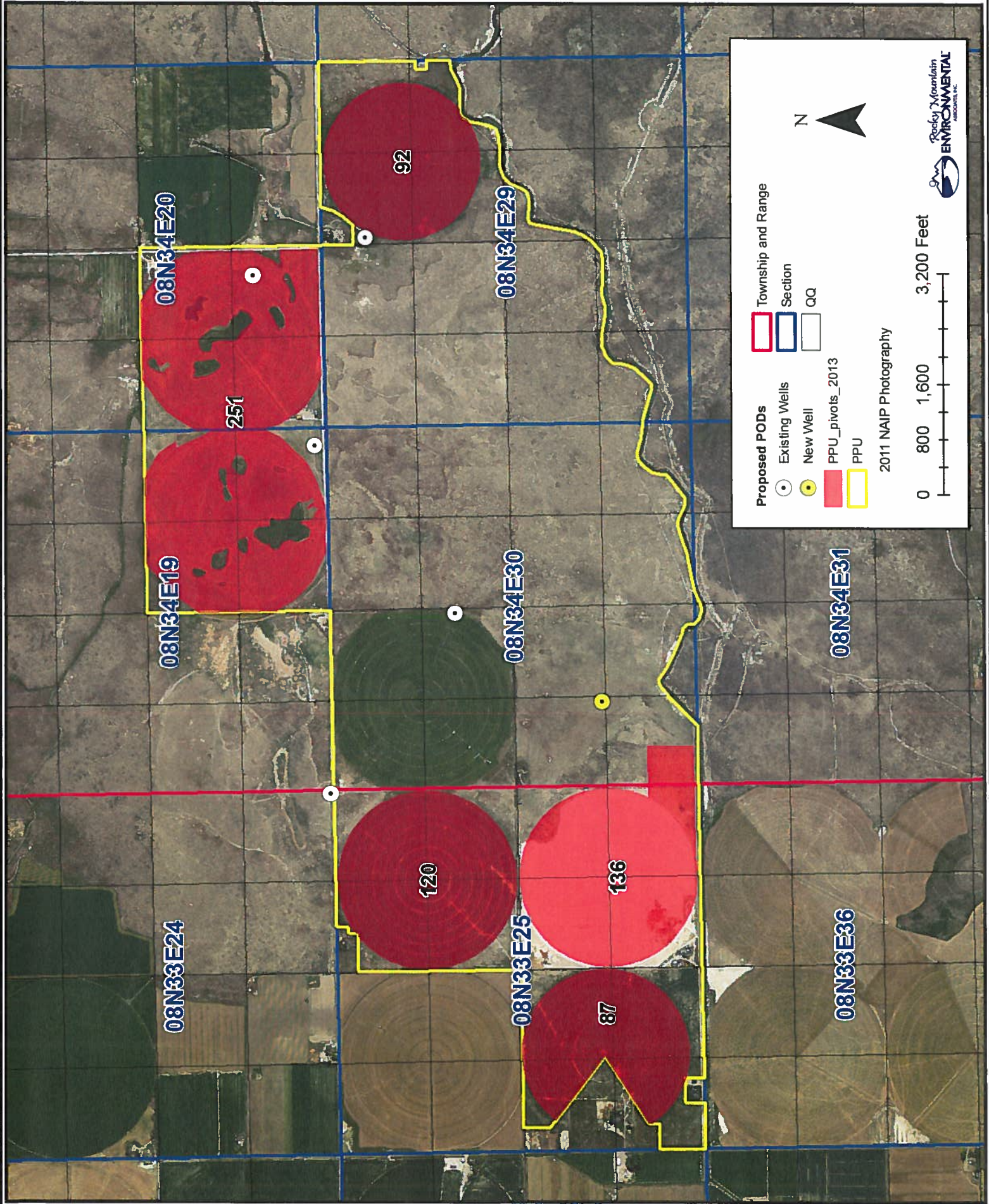


Application for Transfer Kamlah Roundy

Attachment #7b

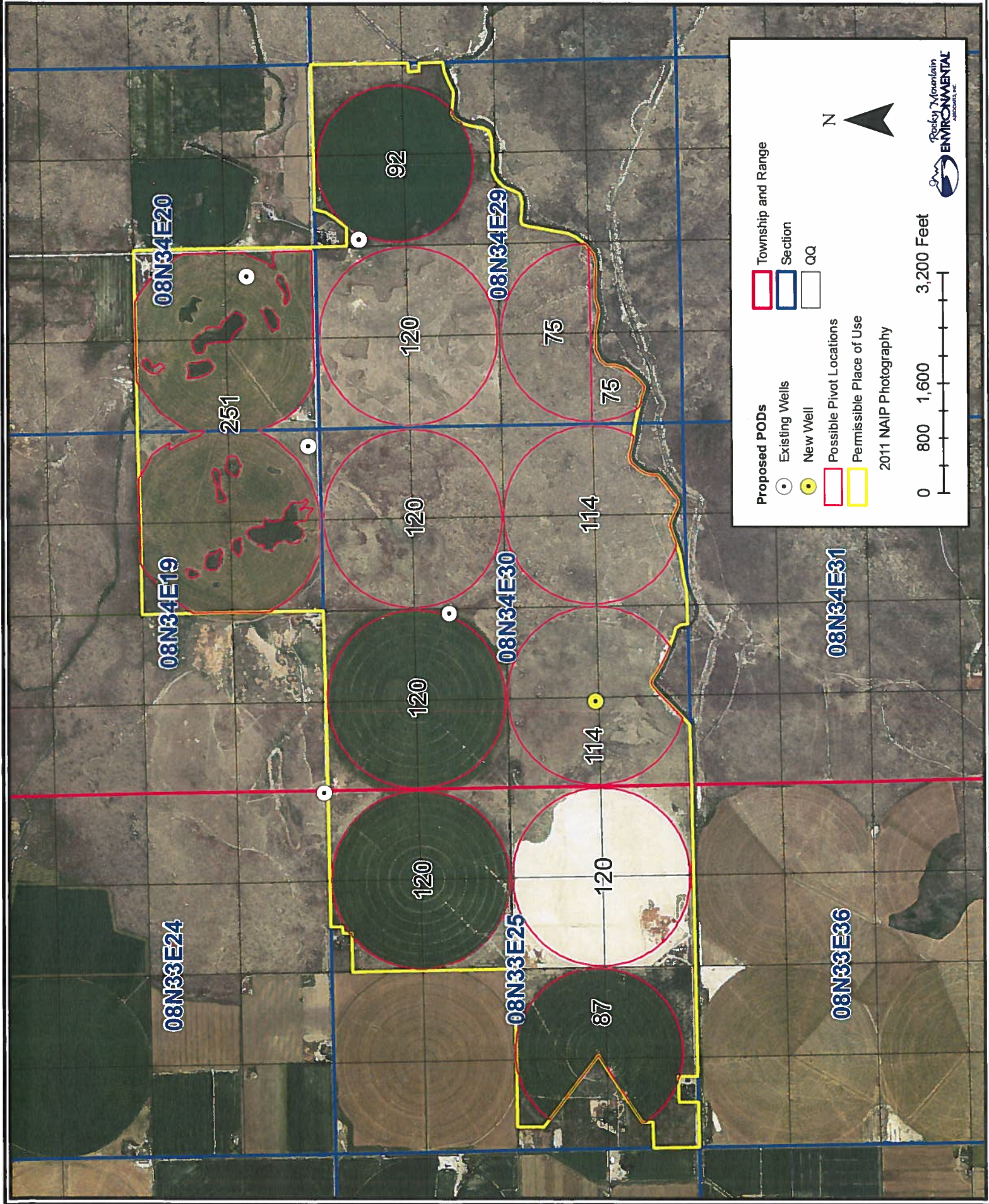


Application for Transfer Kamlah Roundy-2013 Irrigation



Application for Transfer Kamlah Roundy

Attachment #7a
AMENDED



February 5, 2013

State of Idaho
Department of Water Resources
IDWR Eastern Region
900 N Skyline Drive, Suite A
Idaho Falls, ID 83402-1718

Re: Kamlah F. Roundy and Janey H. Roundy,
Water Right numbers 31-10405A, 31-10405B, 31-4117 and 31-4089

To Whom It May Concern:

Zions First National Bank hereby authorizes Kamlah F. Roundy and Janey H. Roundy to transfer the above referenced water rights within the legal description covered under two mortgages the first being dated December 31, 2012 recorded December 31, 2012 as instrument number 402144 and the second being dated January 30, 2013 recorded February 5, 2013 as instrument number 402932.

Please let us know if you have any questions or need further information. Our phone number is 208-745-1423.

Sincerely,

ZIONS FIRST NATIONAL BANK



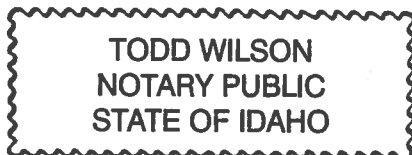
Grant Boehme,
Vice President

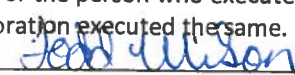
pm

CORPORATE ACKNOWLEDGMENT

STATE OF IDAHO)
) ss.
COUNTY OF JEFFERSON)

On this 5th day of FEBRUARY, 2013, before me, THE UNDERSIGNED, a notary public, in and for the State of Idaho, personally appeared **GRANT BOEHME, Vice President of ZIONS FIRST NATIONAL BANK**, known or identified to me (or proved to me on the oath of _____), to be the authorized signer of **ZIONS FIRST NATIONAL BANK**, the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.




NOTARY PUBLIC for Idaho
Residing at: _____
My commission expires: **TODD WILSON, NOTARY PUBLIC
RESIDING AT SHELLEY, IDAHO
MY COMMISSION EXPIRES: 01.20.2017**

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

SUPERCEDED
PAGE

B. DESCRIPTION OF RIGHT(S) 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					
☒ ☐	31-4089	1.96 cfs	Irrigation	4/01 to 10/31	Ground Water
☒ ☐	31-4090	3.2 cfs	Irrigation	4/01 to 10/31	Ground Water
☒ ☐	31-4117	3.76 cfs	Irrigation	4/01 to 10/31	Ground Water
☒ ☐	31-10405A	1.6 cfs	Irrigation	4/01 to 10/31	Ground Water
☒ ☐	31-10405B	0.8 cfs	Irrigation	4/01 to 10/31	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total Authorized under rights 11.32 cfs and/or _____ ac-ft

2. Total amount of water being transferred or changed 11.32 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 #
N		SE	SE	SE	24	8N	33E	JEFFERSON	GROUND WATER	
N		SE	SE	SE	19	8N	34E	JEFFERSON	GROUND WATER	
N		NW	SE	SW	20	8N	34E	JEFFERSON	GROUND WATER	
N		NW	NW	NE	29	8N	34E	JEFFERSON	GROUND WATER	
N			SE	NW	30	8N	34E	JEFFERSON	GROUND WATER	
Y		SE	NW	SW	30	8N	34E	JEFFERSON	GROUND WATER	

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.) **Permissible Place of Use***

- ☐ No changes to place of use are proposed-the following chart is therefore not completed. (Proceed to #5)

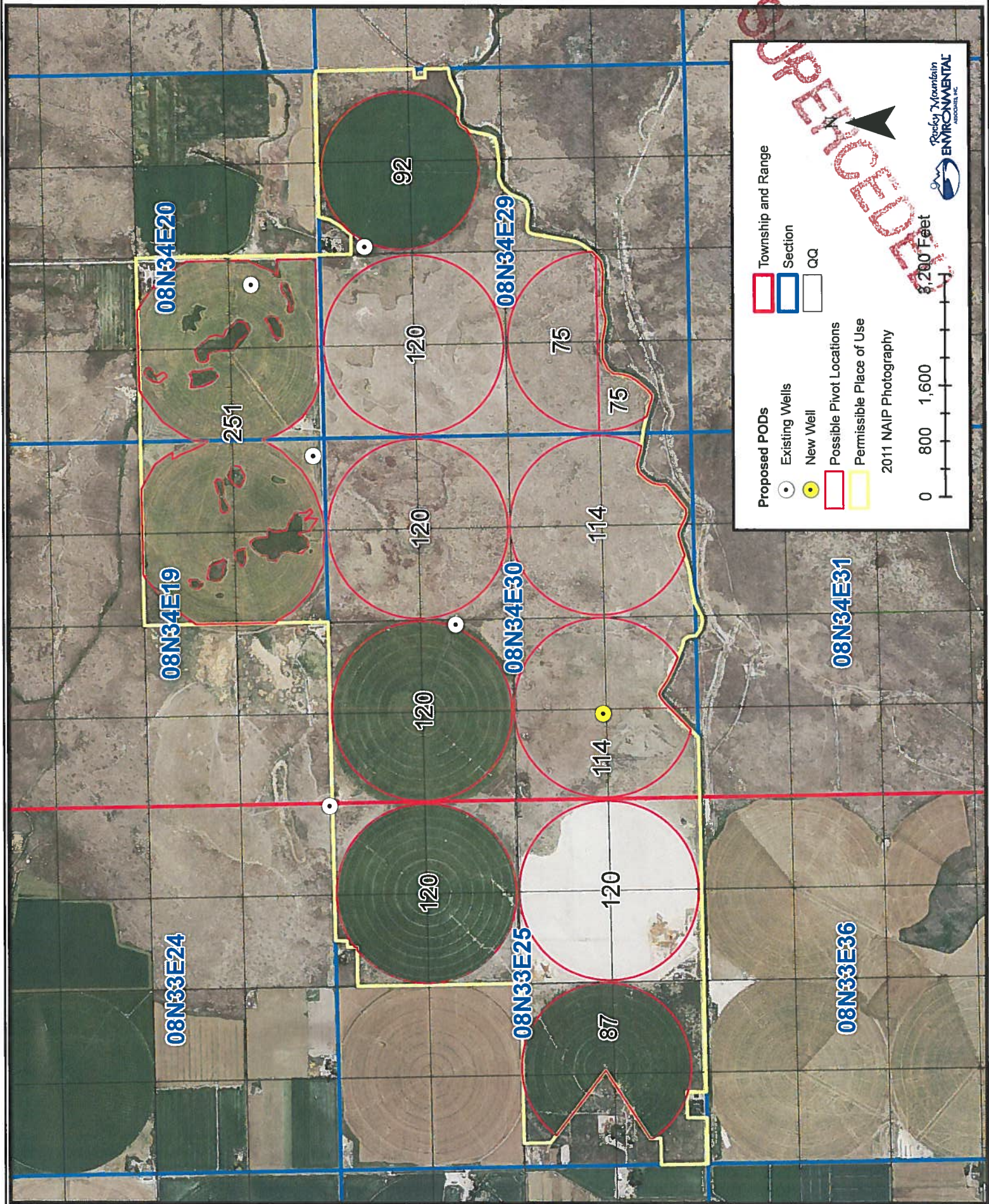
Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
8N	33E	25	40	36	40	40					40	17	27	40	40	40	40	40	440
	34E	19													40	40	40	40	160
		20									40	40	40	40					160
		29	40	36	40	26	40	40	40	40	40	40	14	3		10			408
		30	40	40	40	40	40	39	39	40	40	39	37	32	40	40	37	25	608

Total Acres (for irrigation use): 1,776

***PPU totals 1,776 acres, but will be limited to 686 irrigated acres in a given year.**

Application for Transfer Kamlah Roundy

Attachment #7a



RECEIVED

FEB 06 2013

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

Transfer No. _____

Kamlah Roundy

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

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

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

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

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

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

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