

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 01 2012

APPLICATION FOR EXCHANGE OF WATER DEPARTMENT OF
WATER RESOURCES

Under the provisions of Section 42-240, *Idaho Code*, any person holding a surface water right may apply to exchange such water for the use of water from the same source or a different surface water source. Surface water right holders may also apply to exchange for the use of water authorized for diversion under one or more other valid water rights from the same source or a different surface water source.

1. INFORMATION ABOUT THE APPLICANT

Applicant Robert and Amy Berasi Telephone No. (208) 756-2902
(Name of Applicant)
26 Seventeen Mile Rd; Salmon, Idaho 83467 Email: amy.berasi@yahoo.com
(Mailing Address) (Zip Code)

Applicant's Water Right(s) to be exchanged 74-852
Attach a photocopy of the License, Permit, Transfer, Decree, or Claim evidencing the right(s) or attach a printout obtained from IDWR.

2. INFORMATION ABOUT THE CO-APPLICANT

Complete this portion if the applicant proposes to exchange for water diverted under a water right held by another party. The co-applicant is the holder of the right to be exchanged for the applicant's right. If more space is needed, please attach another sheet containing information about each co-applicant.

Co-applicant _____ Telephone No: _____
(Name of Co-applicant)

(Mailing Address) (Zip Code) Email: _____

Co-applicant's Water Right(s) to be exchanged _____
Attach a photocopy of the License, Permit, Transfer, Decree, or Claim evidencing the right(s) or attach a printout obtained from IDWR.

3. EXCHANGE AGREEMENT -- Attach a copy of the written agreement between the applicant and the co-applicant(s).

4. EXCHANGE INFORMATION -- Complete Part A or Part B to explain how the proposed exchange will operate.

Part A -- For an exchange involving two or more water right holders.

The applicant proposes to divert _____ cfs and/or _____ acre feet per year of water authorized to be diverted under the co-applicant's water right(s) listed above at _____ 1/4 of _____ 1/4, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

Additional points of diversion, if any: _____
In exchange for authorization to divert water as described above, _____ cfs and/or _____ acre feet per year of water authorized for diversion under the applicant's water right(s) listed above will be (complete 1 or 2 below):

1. made available to the co-applicant for diversion at _____ 1/4 of _____ 1/4, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.
Additional points of diversion, if any: _____

OR

2. released from storage by the co-applicant into _____ at _____ 1/4 of _____ 1/4, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

Part B-- For an exchange involving only the applicant's water right(s).

The applicant proposes to divert 0.040 cfs and/or _____ acre feet per year of water at NW $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____ Sec. 31 Township 20N Range 24E B.M., LEMHI County. Additional points of diversion, if any: _____

In exchange for authorization to divert water as described above, 0.040 cfs and/or _____ acre feet per year of water authorized for diversion under the applicant's water right(s) listed above will be (complete 1 or 2 below):

1. diverted from _____ at _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County and injected into _____ at _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

OR

2. released from storage by the applicant into Kenney Creek at SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Govt. Lot _____ Sec. 29 Township 20N Range 24E B.M., LEMHI County.

Additional Explanation -- Attach additional sheets if necessary.

Please see attached letter

If this exchange is not intended to be a permanent arrangement, please describe the circumstances under which the proposed exchange will terminate. _____

5. MAPS -- Attach two maps, one showing the water right(s) as it is (they are) now used, and another showing how the water right(s) will be used under the proposed exchange. Each map should be on an 8 $\frac{1}{2}$ "x11" sheet and should clearly identify the locations of the point(s) of diversion, injection, and re-diversion of water and the place(s) of use by 40-acre subdivisions, section, township and range of the public land survey. Photocopies of USGS 7 $\frac{1}{2}$ -minute topographic quadrangles are preferred as base maps.

SIGNATURE

Applicant hereby asserts that no one will be injured by such exchange of water and acknowledges that the applicant and/or the co-applicant will be responsible for all actions taken pursuant to this exchange. I understand that any willful misrepresentations made in this application may result in voiding its approval.

Robert Berasi and _____
Applicant's Signature (and title if application is for an organization)

2/26/12
Date

FOR DEPARTMENT USE ONLY

This exchange application contains 6 pages, including attachments.
Received by SR7 Date 3-1-2012 Fee 200-
Received by SR7 Date 3-1-2012 Receipt No. CG94772
Preliminary review by _____
Published in _____
Publication dates _____
Protests filed by _____
Copies of protests forwarded by _____
Watermaster recommendation requested on _____
Watermaster recommendation received on _____
Hearing held by _____ Date _____
Recommended for Approval _____ Denial _____ By _____

January 23, 2012

Nick Van Dyke
Idaho Department of Water Resources
322 East Front Street
PO Box 83720
Boise, Idaho 83720-0098

Dear Mr. Van Dyke,

Reg; Water Right 74-852

In order to conserve water and improve flow and connectivity of Kenney Creek, we (Robert and Amy Berasi) are seeking authorization to exchange our current point of diversion (POD) located at Kenney Creek KC-02 to a POD located on the Lemhi River along our property at a point just upstream of the confluence of Kenney Ck and the Lemhi River. No other PODs are located between our proposed POD and the confluence of Kenney Ck and the Lemhi River.

We propose the following conditions apply;

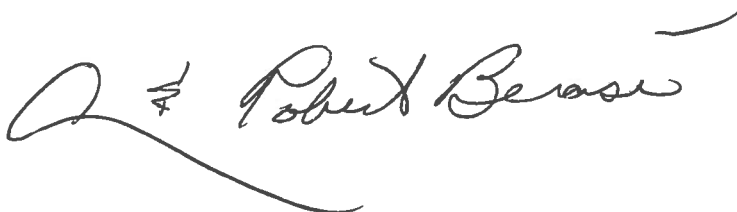
- In no event shall water be diverted from the proposed POD located on the Lemhi River if the water would not otherwise be available at the existing POD at Kenney Creek KC-02, nor shall water be diverted outside the current irrigation season associated with such water right (3/15 to 11/15).
- The existing priority date of 11/01/1877 shall remain in full force and effect.

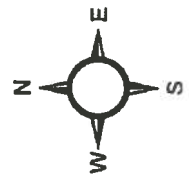
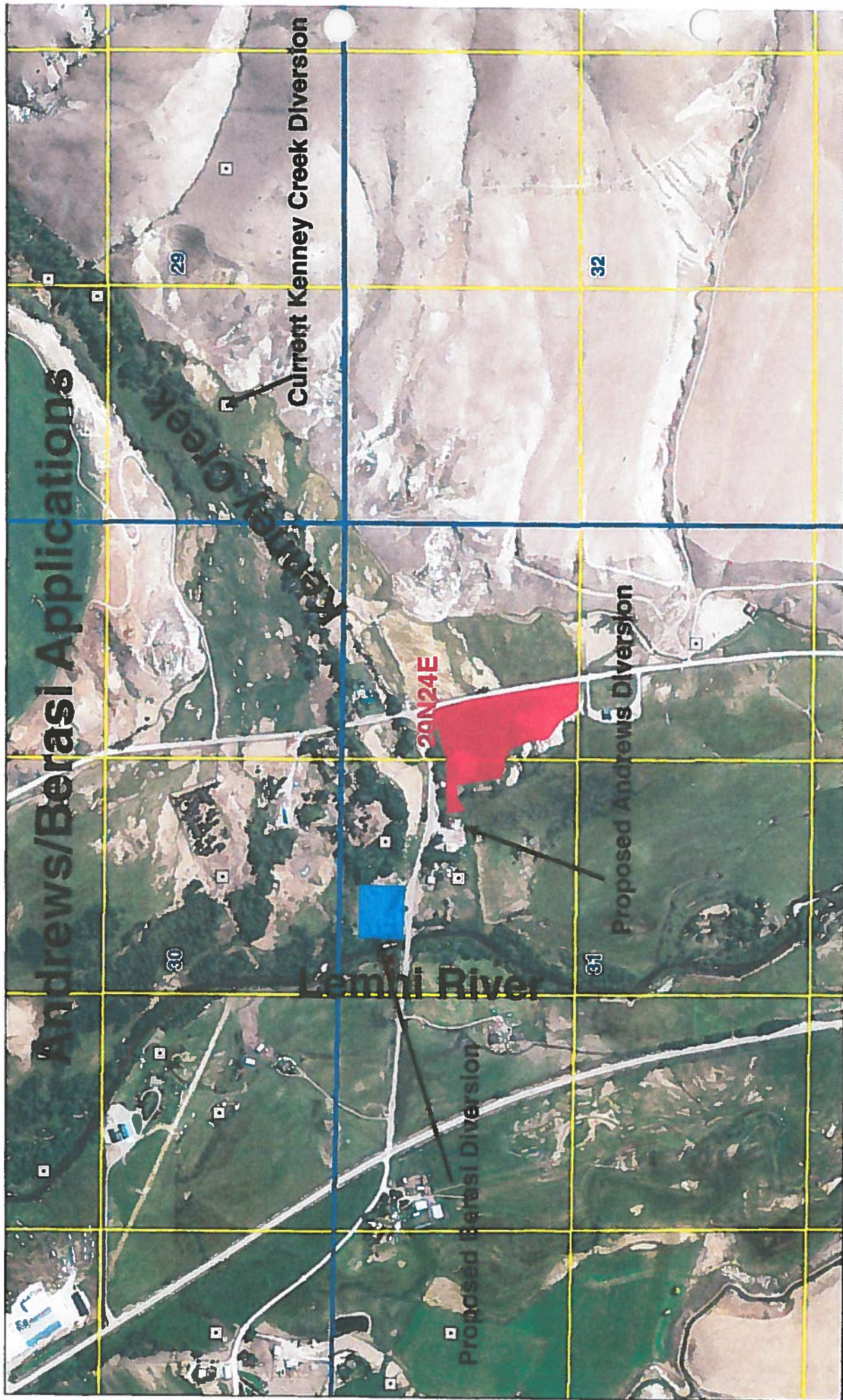
Attached to this letter of application I have included site plans for your review.

Thank you for your consideration of this application and I look forward to your response.

Sincerely,

Robert and Amy Berasi

A handwritten signature in black ink, appearing to read "Robert Berasi", with a long, sweeping underline that extends to the left.



Legend

- Andrews_property Township/Range
- Berasi_property Sections
- Water Right POD QQ

2011 Aerial Imagery

Map Created By:
Nick Van Dyke/IDWR
February 16, 2012

