

RECEIVED

MAR 08 2012

Department of Water Resources  
Eastern Region

AMENDED

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Transfer No. 76956  
Receipt No. E036309

6037384 850.00

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR TRANSFER OF WATER RIGHT  
PART 1

1. Applicant Information BLF LAND LLC  
PO BOX 188  
HAMER ID 83425-0188  
208-662-5501

Will this transfer result in an ownership change? \_\_\_\_\_ Yes \_\_\_\_X\_\_\_\_ No

2. Current Water Right

Part 2 Attached for Each Right

|       | Origin/Basis | Rate | Volume | Acre Limit | Total Acres | Source       |
|-------|--------------|------|--------|------------|-------------|--------------|
| 31-42 | WR/Decreed   | 4.00 | 420.0  | 120.0      | 134.0       | BEAVER CREEK |

3. Purpose of Transfer (Change Proposed)

Part 3A Attached for Each Proposed Right

Part 3B Attached for Each Split Right

| Right | Split | POD | POU | Add POD | Period of Use | Nature of Use |
|-------|-------|-----|-----|---------|---------------|---------------|
| 31-42 | NO    | YES | YES | NO      | NO            | NO            |

Describe the reason for the proposed changes

The purpose of this transfer will be to change the place of use from the Torgerson Land where we have allowed it to be used, back onto our land. Place of use will be within T9N, R36E, S32. Point of Diversion T9N, R36E, S32, NESE.

4. FOR CHANGES IN NATURE OF USE ONLY

A. Describe the expected quantity of the return flows and location of discharge after the proposed change

N/A

B. Describe the effects on other water uses resulting from the proposed change

N/A

5. Total Amounts Transferred

|       | Rate     | Acre Limit | Total Acres | Volume   |
|-------|----------|------------|-------------|----------|
| 31-42 | 4.00 cfs |            | 120.0       | 420.0 af |
| TOTAL | 4.00 cfs |            | 120.0       | 420.0 af |

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STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR TRANSFER OF WATER RIGHT  
PART 1

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. 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 voiding its approval.

*Blaine Loran*

(Signature of Applicant)

President

(Title or Office)

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

**Current Water Right No.** 31-42

Priority Date: April 22, 1913

Origin: Water Right

Basis: Decreed

Status: Active

**Source:** BEAVER CREEK

**Tributary:** CAMAS CREEK

| <u>Beneficial Use</u> | <u>From To</u> | <u>Diversion Rate</u> | <u>Volume</u> | <u>Subuse Code</u> |
|-----------------------|----------------|-----------------------|---------------|--------------------|
| IRRIGATION            | 04/15 10/15    | 4.00 CFS              | 420.0 AFA     |                    |
| Total Diversion       |                | 4.00 CFS              | 420.0 AFA     |                    |

Source and Point(s) of Diversion:

BEAVER CREEK                      NWNE                      Sec. 33 Twp 10N   Rge 36E   CLARK County

**PLACE OF USE:**    IRRIGATION

| Twp Rge Sec | NE |    |     |    | NW   |      |      |      | SW  |     |    |    | SE |    |     |    | Totals |
|-------------|----|----|-----|----|------|------|------|------|-----|-----|----|----|----|----|-----|----|--------|
|             | NE | NW | SW  | SE | NE   | NW   | SW   | SE   | NE  | NW  | SW | SE | NE | NW | SW  | SE |        |
| 10N 36E 33  |    |    | 4.0 |    | 25.0 | 16.0 | 37.0 | 40.0 | 5.0 | 6.0 |    |    |    |    | 1.0 |    | 134.0  |

Total Acres: 134

Conditions/Remarks:

1. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE [APRIL 15] AND AFTER [OCTOBER 15] UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
2. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 134 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 31-122B, 31-123B, 31-7045, 31-42
3. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.04 CFS. COMBINED RIGHT NOS.: 31-122B, 31-123B, 31-7045, 31-42

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4. 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.
5. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 120 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Documentation of Ownership of the Current Place of Use

Current POU owned by Ken and Mary Torgerson.

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?  
NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

No change.

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?  
NO

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**IDAHO DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR TRANSFER OF WATER RIGHT  
PART 3A**

**Proposed Water Right No.** 31-42

Priority Date: April 22, 1913

Origin: Water Right

Basis: Decreed

Status: Active

**Source:** BEAVER CREEK

**Tributary:** CAMAS CREEK

| <u>Beneficial Use</u> | <u>From To</u>         | <u>Diversion Rate</u> | <u>Volume</u>    | <u>Subuse Code</u> |
|-----------------------|------------------------|-----------------------|------------------|--------------------|
| IRRIGATION            | 04/15 10/15            | 4.00 CFS              | 420.0 AFA        |                    |
|                       | <b>Total Diversion</b> | <b>4.00 CFS</b>       | <b>420.0 AFA</b> |                    |

Source and Point(s) of Diversion:

BEAVER CREEK                      NESE                      Sec. 32 Twp 09N   Rge 36E   CLARK County

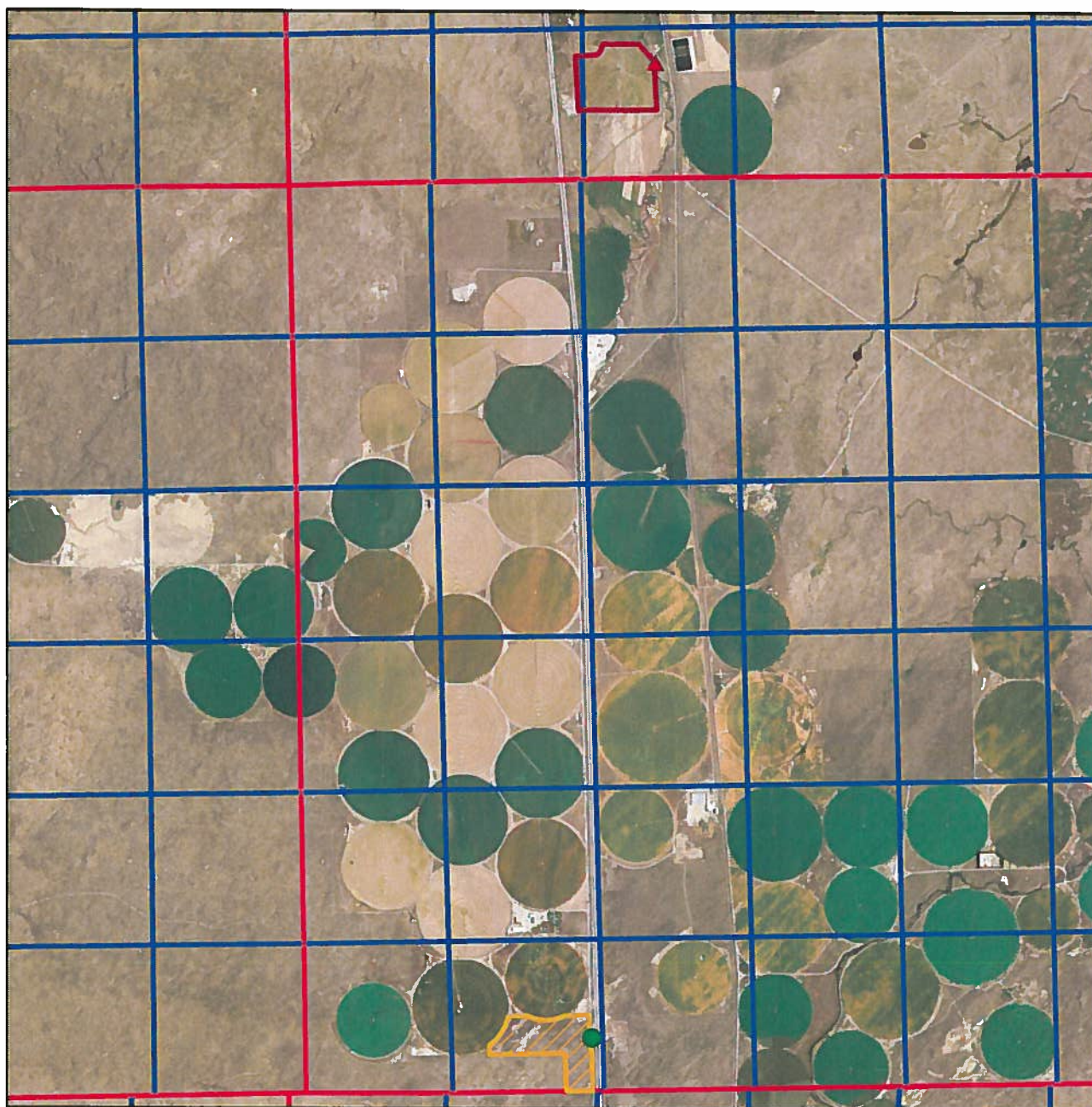
Describe the proposed diversion system

Point of Diversion # 1 Point of diversion to irrigation system.

**PLACE OF USE:**    IRRIGATION

| Twp Rge Sec | NE |    |    |    | NW |    |    |    | SW   |    |    |    | SE   |      |    |      | Totals |
|-------------|----|----|----|----|----|----|----|----|------|----|----|----|------|------|----|------|--------|
|             | NE | NW | SW | SE | NE | NW | SW | SE | NE   | NW | SW | SE | NE   | NW   | SW | SE   |        |
| 09N 36E 32  |    |    |    |    |    |    |    |    | 29.5 |    |    |    | 26.0 | 36.5 |    | 28.0 | 120.0  |

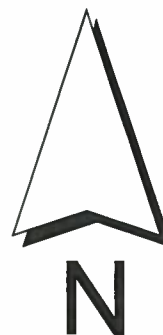
Total Acres: 120



## Legend

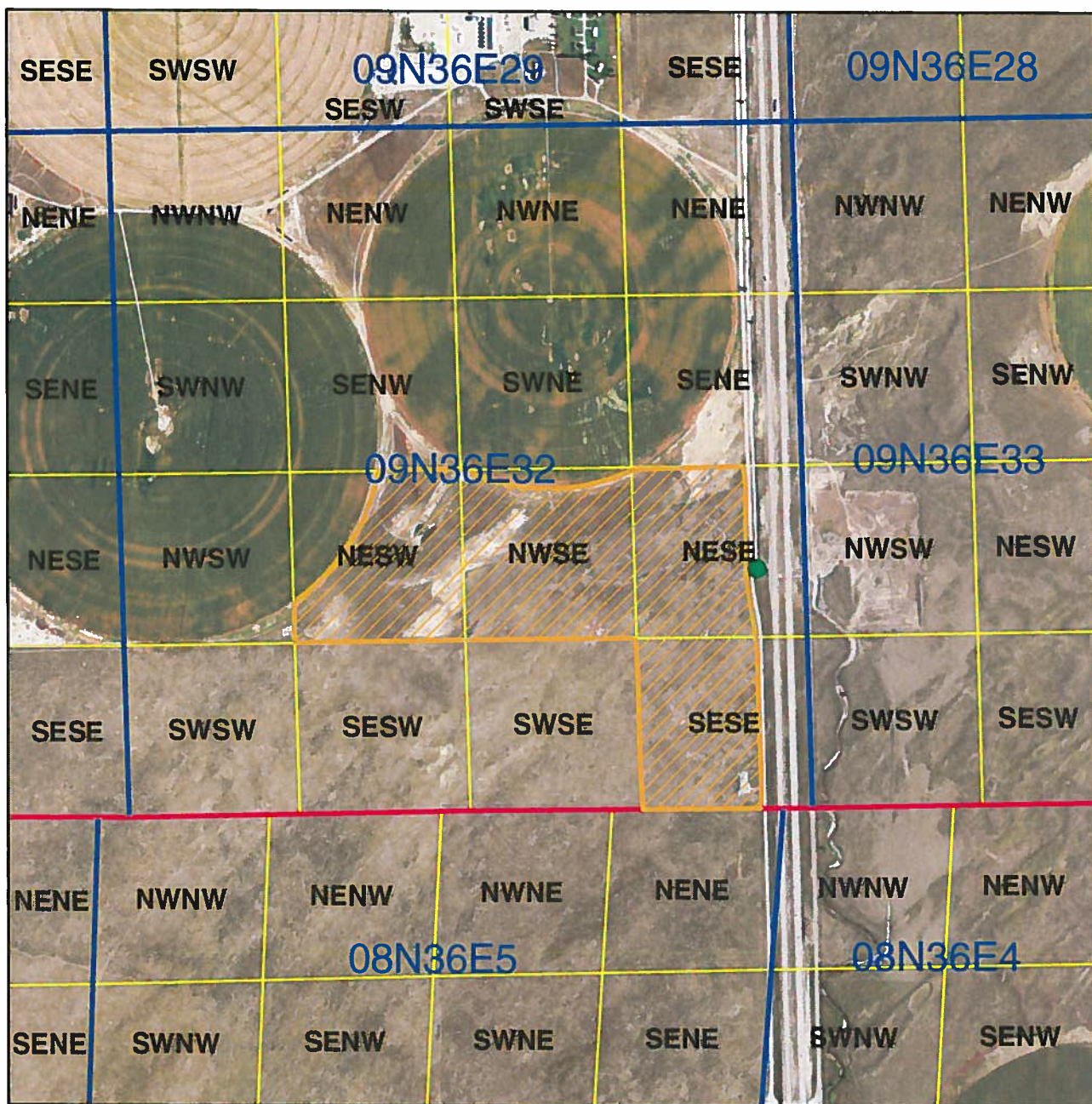
- 31-42\_Proposed POD
- ▲ 31-42\_Current POD
- ▨ 31-42\_Proposed POU
- 31-42\_Current POU
- Township/Range
- Sections

0 0.5 1 2 Miles  
1 inch = 1.08 miles



76 95 6

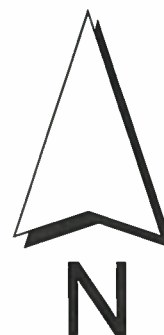
2011 Aerial Photography



## Legend

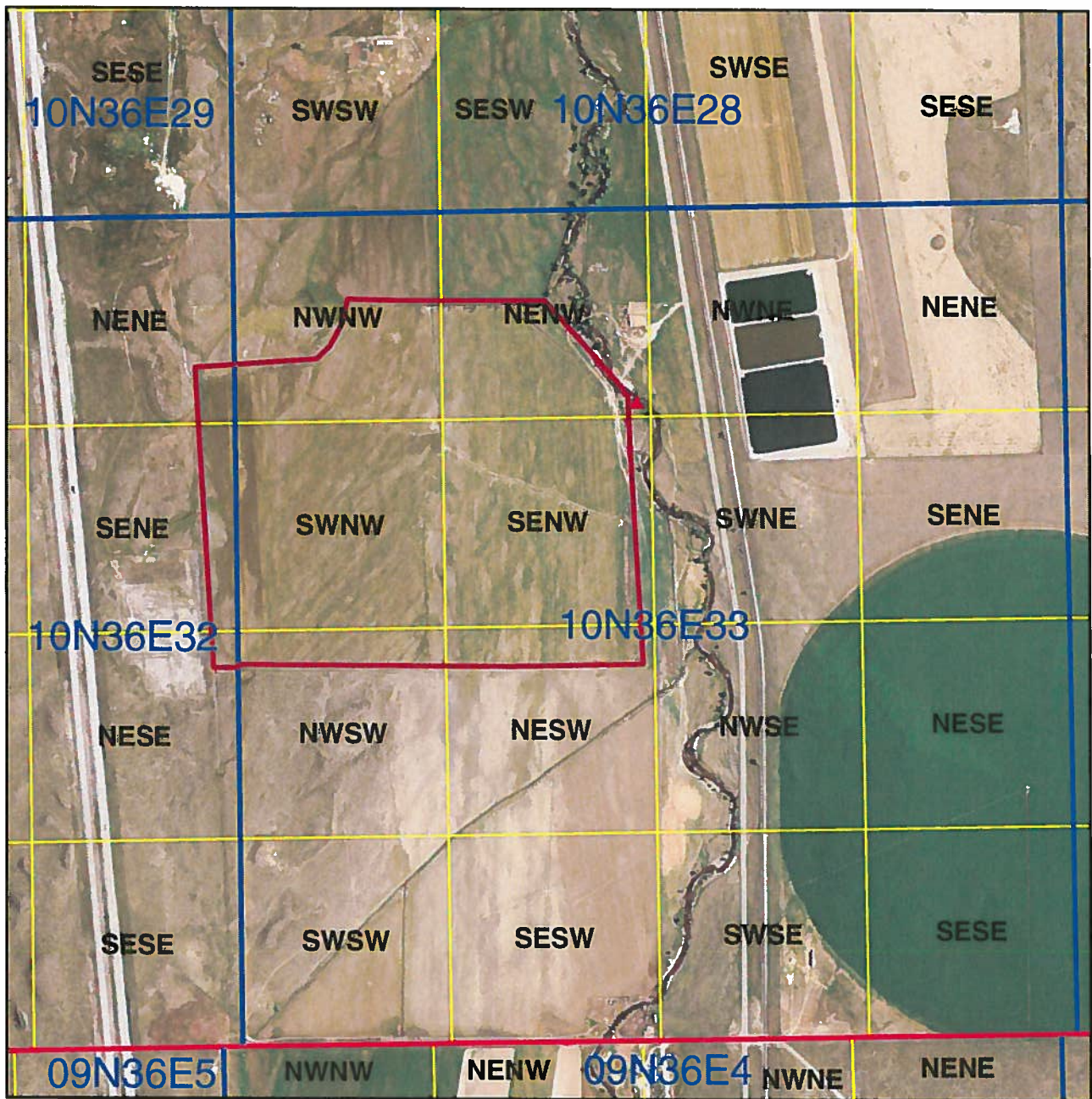
- 31-42\_Proposed POD
- ▨ 31-42\_Proposed POU
- Township/Range
- Sections
- QQ

0 0.125 0.25 0.5 Miles  
1 inch = 0.24 miles



76 95 6

2011 Aerial Photography

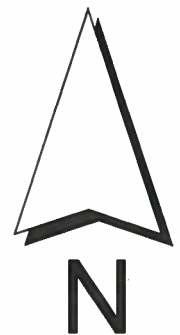


## Legend

- ▲ 31-42\_Current POD
- 31-42\_Current POU
- Township/Range
- Sections
- QQ

0 0.1 0.2 0.4 Miles

1 inch = 0.19 miles



76956

2011 Aerial Photography