

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No.

76776

AUG 31 2010

MINIMUM REQUIREMENTS CHECKLIST

WATER RESOURCES
WESTERN REGION

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. Part 2B forms are available on the Department's website at: http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/PDFs_09/WaterRight_TransferApp_Part2B.pdf.
- ☒ * 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.
- ☒ ☐ #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).
- ☐ ☐ #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/wrt_default.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.)
- ☐ ☐ #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: _____

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 76776

AUG 31 2010

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1WATER RESOURCES
WESTERN REGIONName of Applicant(s) USDI BLM; Idaho State OfficePhone (208) 373-4000Mailing address 1387 S. Vinnell Way; Boise, ID 83709-1657

Email _____

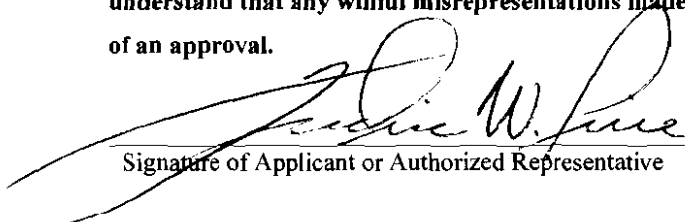
- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the 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 Fredric W. PricePhone (208) 373-4000Mailing address Same as aboveEmail Fredric_Price@blm.gov

- ☒ 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.



Signature of Applicant or Authorized Representative

Fredric W. Price, Water Rights Specialist
Print Name and Title if applicable

08-31-2010
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**. Correct a POU Range; clarify/update govt. Lots; Add B & E POD to exclude private land; add POU segment between beginning and ending of stream; move beginning upstream a few feet to where stream enters BLM land.

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 ☒ ☐	55-11877	0.02 cfs	Instream Stockwater	01-01 to 12-31	Long Gulch/Jordan Creek
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 0.02 cfs and/or _____ ae-ft

2. Total amount of water proposed to be transferred or changed 0.02 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 #
	28	NE	SE	SW	12	05S	04W	OWHYEE	LONG GULCH	BEGINNING 1
	22	NW	NE	SE	12	05S	04W	OWHYEE	LONG GULCH	ENDING 1
	20	SE	SW	NE	12	05S	04W	OWHYEE	LONG GULCH	BEGINNING 2
	21	NE	SE	NE	12	05S	04W	OWHYEE	LONG GULCH	ENDING 2

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	
05S	04W	12			L20	L21								L28	L22	L23	L29		

Total Acres (for irrigation use) _____

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: INSTREAM STOCKWATER

- b. Who owns the property at the point(s) of diversion? BUREAU OF LAND MANAGEMENT

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: 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: NONE, MINING CLAIMS IN THE AREA BUT DIFFERENT LAND.

- 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: _____

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 55-11877

WATER RIGHT NUMBER: 55-11877

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	UNITED STATES OF AMERICA ACTING THROUGH USDI BUREAU OF LAND MANAGEMENT IDAHO STATE OFFICE 1387 S VINNELL WAY BOISE, ID 83709-1657 (208)373-4000

Priority Date: 06/28/1934

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
LONG GULCH CREEK	JORDAN CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	1/01 to 12/31	0.020 CFS	
	<u>Total Diversion:</u>	0.020 CFS	

Location of Point(s) of Diversion

LONG GULCH CREEK	L6 (SE1/4NE1/4)	Sec. 12, Twp 05S, Rge 04W, B.M.
OWYHEE County	(Ending of Reach)	
LONG GULCH CREEK	L10 (SW1/4SE1/4)	Sec. 12, Twp 05S, Rge 04W, B.M.
OWYHEE County	(Beginning of Reach)	

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05S	03W	12														X			
05S	04W	12															X		
																	L 10		

Conditions of Approval:

1. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
2. STOCKWATER, 1244 RANGE CATTLE BLM RECORD ID = 5501581843
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.
4. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Dates and Other Information:

Decreed Date: 4/25/2000

Total Acres (for irrigation use)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

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

1. 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 supplemented, 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 <u>5</u> pages and _____ attachments.
Received by <u>SB</u> Date <u>8.31.10</u> Prelim. Check by <u>SC</u> Date <u>12/7/10</u>
Fee Paid <u>\$100.00</u> Date <u>8.31.10</u> Received by <u>SB</u> Receipt # <u>W038700</u>
Add'l Fee Paid _____ Date _____ Received by _____ Receipt # _____

[illegible]

This topographic map shows the Long Gulch area. The map is divided into several lots, including Lot 20, Lot 21, Lot 22, Lot 23, Lot 28, and Lot 29. A prominent feature is the Long Gulch, which is labeled in several places. The map also shows Prospect 12, which is a large area of land. Other features include the Long Gulch, Prospect 12, and various other landmarks. The map is oriented with North at the top.

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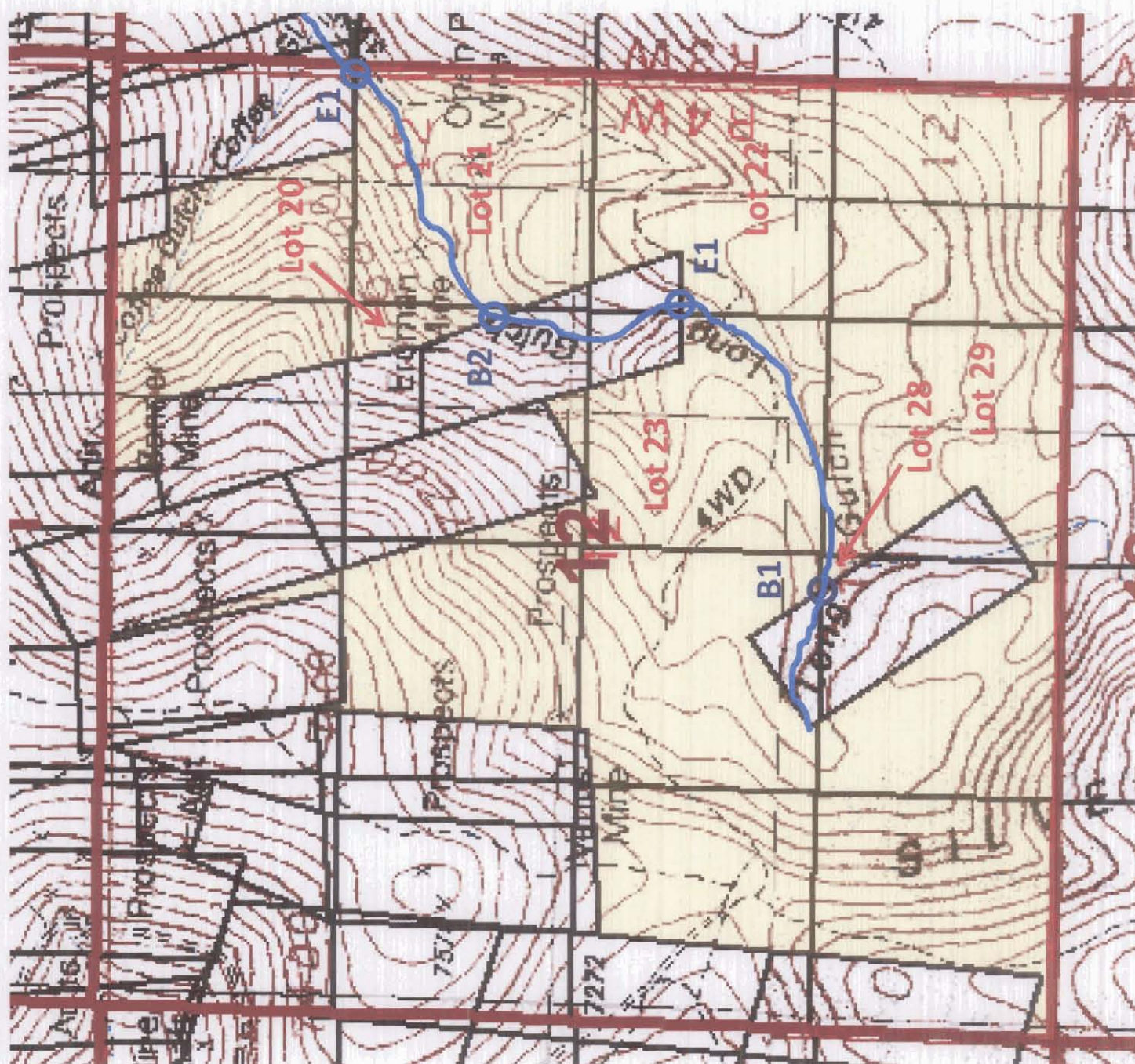
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After Transfer

T05S R04W

55-11877

All Places of Use and Points
of Division are within the Silver
City Allotment #0569



TOWNSHIP 5 SOUTH RANGE 4 WEST OF THE BOISE MERIDIAN, IDAHO

OWYHEE COUNTY 073
BOISE DISTRICT SEC 5

MS-3 W	MS-4 W
--------	--------

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLESMT PLAT[illegible]

ID1015102 Cooperative Agreement Cemetery

SAC 4

See Circuitral Final approved 08/01/2009 for official norms affecting legal submissions

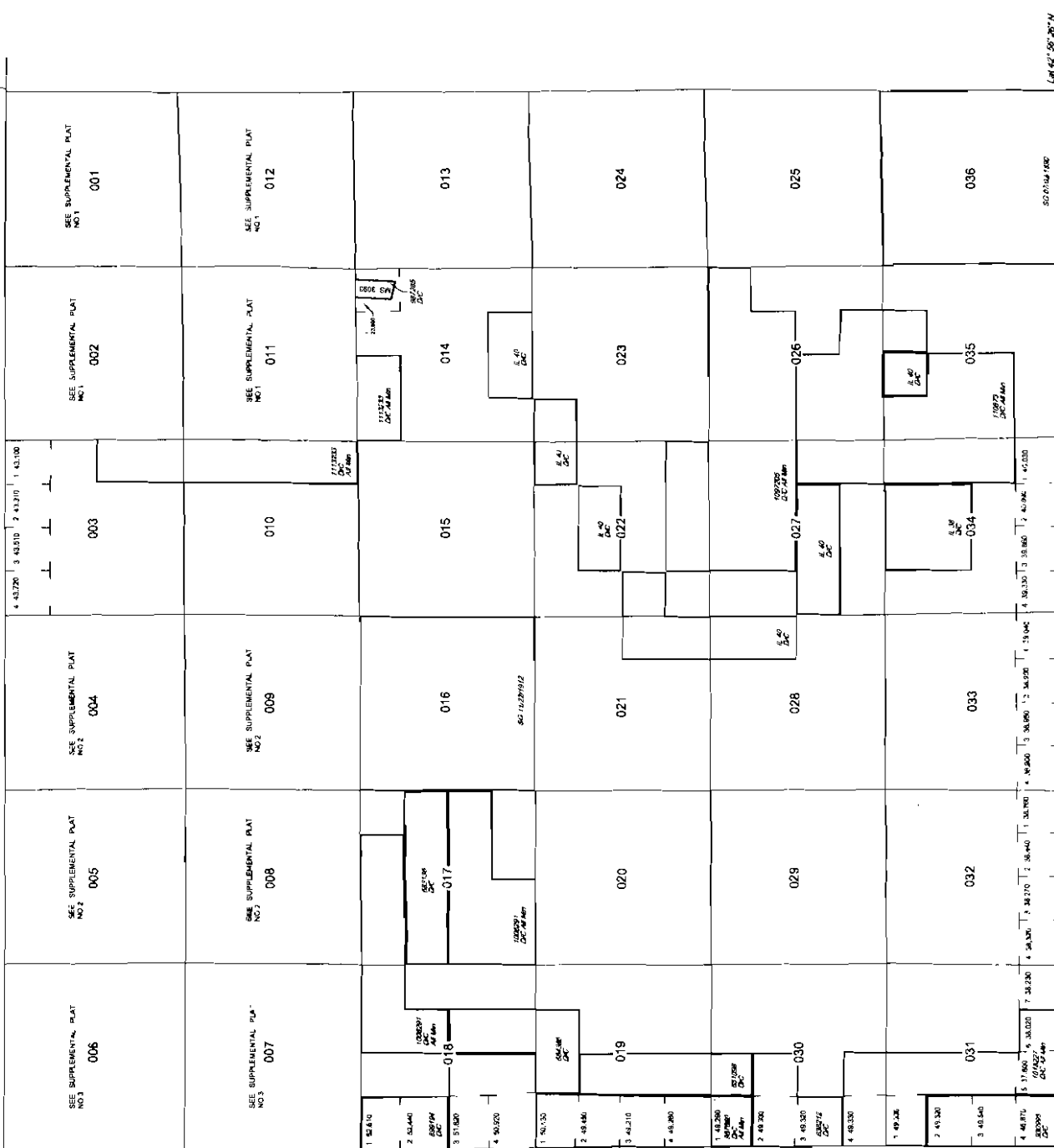
Sec 14

1

FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LAND REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS

[illegible]

T. 55
 R. 4 W

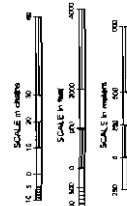
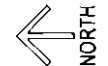


RESEARCH DESIGN

This list is only a graphic display of the Bureau of Land Management's (BLM) Record of Decision and township survey data. Records have not been updated to reflect the changes which may have been effected by later or other location of water rights to additional surveys or other information.

The variation shown on well-known maps represents the last available terrain, but may not be the effective data. Some pre-measured order for the date of original survey would assist.

No warranty is made by the Bureau of Land Management. The accuracy, reliability or completeness of these data for residential use or aggregate use with other data is not guaranteed.



U.S. Bureau of Land Management - Idaho State Office
1287 S. Vinnet Way Boise, Idaho 83709
(208) 373-4000

 $\sqrt{a^2}$

OWYHEE COUNTY 073
BOISE DISTRICT SEC 5

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES
MT PLAT
SUPPL Sec 1, 2, 11,

MT PLAT
SUPPL Sec 1, 2, 11, 12

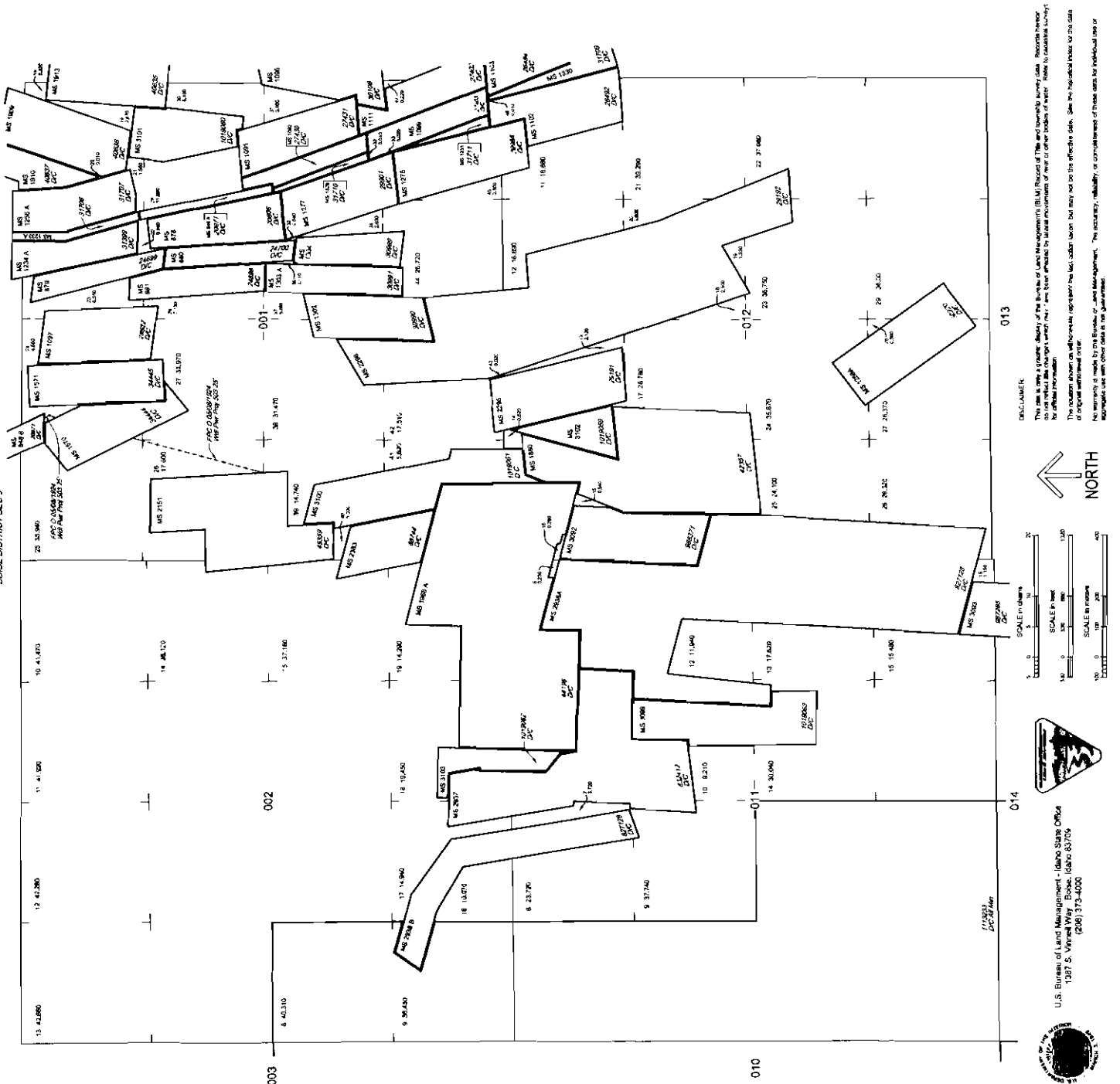
[illegible]

See Cardinal Pal approved 06/01/2009 for official across affecting legal subdivisions.

FOR ORDERS EFFECTING DISPOSAL OR USE OF
UNIDENTIFIED LAND REFER TO INDEX OF
MISCELLANEOUS DOCUMENTS

FILE REC	D:\M060530\H060530	BY	AG
COMMENTS	CROSSING		
LAST UPDATED	01/12/2010	BY	AG
CANAL	CANAL 2		
POSTED TO PUBLIC RESPONSE	January 15 2010	BY	
PUBLIC LAND SURVEY SYSTEM (PLSS)			
BLM ACRES ACQUIRED			
OTHER			
PROJECTED COORDINATE SYSTEM			
UTM ZONE 14N, NAD 83			
NOTES			
USE PLATS			

Boxing Master,
T. 5 S
R. 4 W
No. 1.





UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE SUPPLEMENT
MANUAL TRANSMITTAL SHEET

Release
1-315

Date
09/15/97

Subject

1203 - DELEGATION OF AUTHORITY

1. Explanation of Material Transmitted: This Supplement updates Idaho's delegation of authority and related procedures to Idaho Field Offices. It provides updated information on Idaho policy for delegations of authority, criteria for determining appropriate level of delegations of authority, procedures for redelegating authorities, procedures for revoking authorities, procedures for designating acting officials, and an index of Idaho authorities.
2. Reports Required: None.
3. Material Superseded: Manual Supplement pages listed below are removed by this release.
4. Filing Instructions: File as directed below.

Remove:

All of Idaho
Supplement 1203 (Rel. 1-312)

(Total: 37 Sheets)

Insert:

BLM Manual
Supplement 1203

(Total: 45 Sheets)

Handwritten signature
Associate
State Director

Attachment #4(3)

1203 - DELEGATION OF AUTHORITY

Reference Code	Activity	Authority Delegated To										
		S D	D S	P r C h	D M	A M	A O	O M	A J I S u p	W C O	E M O	M R F
6525	Approve Cooperative Management Programs Jointly with State Wildlife Agencies Pursuant to the Sikes Act, as Amended Source: 74 Stat 1652; 88 Stat 1369; 92 Stat 921, P.L. 95-420 Date of Last Change: 11/10/94				X	X						
6602	Approve Wildlife Inventory and Monitoring Plans Source: FLPMA; 43 U.S.C. 1701 ET SEQ; NEPA, 42 U.S.C. 4321 Date of Last Change: 11/10/94					X						X
6780	Approve Habitat Management Plan Source: Idaho Manual Supplement 6780 Date of Last Change: 11/10/94				X	X						X
6840	Conduct Endangered Species Consultation per Section 7 of Endangered Species Act of 1973, as Amended Source: 50 CFR 402 Date of Last Change: 11/10/94				X	X						X
7250	Settle Water Rights Issues Source: 1997 Court Order to State Director Special Delegation To Special Project Team (931) - Water Rights Date of Last Change: 01/09/95											

A²

UNITED STATES DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
Idaho State Office
1387 South Vinnell Way
Boise, Idaho 83709-1667

In Reply Refer To:
7250-1230-1033) P

July 27, 2001

MEMO

Information Memorandum No. ID-2001-063

Expires: 09-30-2002

To: ICF

From: State Director

Subject: Water Rights Delegation of Authority

Idaho State Office 1203 - Delegation of Authority Memorandum 1203-1230-1033 to add delegated authority to both the Deputy State Director for Recreation Services and the Branch Chief for Land and Minerals to negotiate and enter into the Snake River Basin Adjudication (SRBA) water right leases. The SRBA water right team leader (Craig Madenford) and the Snake River Basin Adjudication (SRBA) water right team leader (Craig Madenford) will continue to have authority to represent BLM regarding water right leases.

The delegation is effective immediately. The Idaho Delegation of Authority Supplement will be revised to reflect these changes.

Copy to Jimmie Buxton if you have comments or questions regarding this issue.

Signed by: _____ Authenticated by:
Martha G. Hahn _____ Susanna M. Henry
State Assistant (ID-1033)

cc:
ISO Water Rights Team
Larry Brown, DOI Attorney
Mel Matlock (950)
Bill Perry, Field Solicitor - Boise

Attachment #4