

Monica

Sr. Water Resource Agent
Idaho Department of Water Resources
322 East Front Street
PO Box 83720
Boise, ID 83720-0098
(208) 287-4907
Fax: (208) 287-6700

Monica,

Sorry about the confusion.

Paul Lorenzen

MAI, CCIM, CPM, CSM

Senior Analyst

Integra Realty Resources - Boise

plorenzen@irr.com

208-899-6650 cellphone

208-342-2500 office

208-342-2220 fax

1661 W Shoreline Dr, #200

Boise, Idaho 83702

From: Van Bussum, Monica [Monica.VanBussum@idwr.idaho.gov]

Sent: Thursday, June 03, 2010 9:09 AM

To: Paul Lorenzen

Subject: RE: Irrigation rights on Twelvemile Subdivision

Hi Paul,

2

Monica

Sr. Water Resource Agent
Idaho Department of Water Resources
322 East Front Street
PO Box 83720
Boise, ID 83720-0098
(208) 287-4907
Fax: (208) 287-6700

From: Paul Lorenzen [mailto:plorenzen@knipejanoush.com]
Sent: Wednesday, June 02, 2010 6:55 PM
To: Van Bussum, Monica
Subject: RE: Irrigation rights on Twelvemile Subdivision

Attached are the files that I think are relevant to the question.

<><><><><><><><><><><>

Paul Lorenzen
MAI, CCIM, CPM, CSM
 Senior Analyst
 Integra Realty Resources - Boise
plorenzen@irr.com
 208-899-6650 cellphone
 208-342-2500 office
 208-342-2220 fax
 1661 W Shoreline Dr, #200
 Boise, Idaho 83702

From: Van Bussum, Monica [Monica.VanBussum@idwr.idaho.gov]
Sent: Wednesday, June 02, 2010 5:17 PM
To: Paul Lorenzen
Subject: RE: Irrigation rights on Twelvemile Subdivision

Hi Paul,

Can you provide the water right number for this ground? I do not seem to have it in my record of my phone conversations with you.

Monica

From: Paul Lorenzen [mailto:plorenzen@knipejanoush.com]
Sent: Monday, May 24, 2010 4:23 PM
To: Van Bussum, Monica
Subject: RE: Irrigation rights on Twelvemile Subdivision

Monica,

RE: Irrigation rights on Twelvemile Subdivision

One more question on this project.

Attached are photos of the pump system that provides irrigation water to the subject. It is on a strip of land between the highway 93 and the Salmon River that is owned by the property owner of the parcels on the east side of the highway.

First, I need to confirm that the use of this pump system for delivering irrigation water is **approved by the state** and that it could continue if the property were to sell.

Second, I need to know whether the water rights that provide irrigation water with this equipment would be able to serve the ***eight separate parcels*** on the east side of the highway if they were sold off to ***eight separate buyers*** for development of rural residential homesites.

The thought is that this narrow strip of land between the highway and the river would be deeded as undivided interest common area to the eight parcels so that each of the eight separate parcels would have an undivided interest in this strip of land and be able to utilize the irrigation water with this water right ownership and delivery system for irrigating more than just minimal landscaping around the homes. The sites average about 10 acres each so could benefit from irrigation water and this would enhance the value of the individual parcels if they were to be sold off separately.

Can you please confirm the above two questions for me?

Thanks
Paul Lorenzen

<><><><><><><><><><><>

Paul Lorenzen
MAI, CCIM, CPM, CSM
Senior Analyst
Integra Realty Resources - Boise
plorenzen@irr.com
208-899-6650 cellphone
208-342-2500 office
208-342-2220 fax
1661 W Shorelie Dr, #200
Boise, Idaho 83702

From: Van Bussum, Monica [Monica.VanBussum@idwr.idaho.gov]
Sent: Friday, May 21, 2010 8:26 AM
To: Paul Lorenzen
Subject: RE: Well permits on Twelvemile Subdivision

Hi Paul,

If the individual lots were sold, the buyers would be able to obtain well permits for domestic water use for new residential domestic improvements. Then the new owners would be responsible for filing with the department and drilling their own wells. There are no current restrictions, other than normal statutory requirements, on domestic development in this area. When people start sharing wells, it gets more complicated.

Call or email if this doesn't answer your question. Have a good weekend!

Monica

RE: Well permits on Twelvemile Subdivision

Thanks

Paul Lorenzen
MAI, CCIM, CPM, CSM
Senior Analyst
Integra Realty Resources - Boise
plorenzen@irr.com
208-899-6650 cellphone
208-342-2500 office
208-342-2220 fax
1661 W Shorelie Dr, #200
Boise, Idaho 83702

Monica

5

Idaho Department of Water Resources
322 East Front Street
PO Box 83720
Boise, ID 83720-0098
(208) 287-4907
Fax: (208) 287-6700

Following: 5 pages
of pictures I received
from Paul Lorenzen
in email 5/24/2010
Mylan Bussum



Following:









**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA	)	Subcase _____
	)	(Insert water right number)
	)	
Case 39576	)	STANDARD FORM 4
	)	
	)	MOTION TO FILE:
	)	☐ LATE NOTICE OF CLAIM
	)	☐ AMENDED NOTICE OF CLAIM

INSTRUCTIONS

This form is used to file a late Notice of Claim or an amendment to a Notice of Claim in a reporting area where the Director's Report has been filed. Forms may be obtained from the SRBA Court, the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form. If you copy or reproduce this form, please copy on both sides with the even-number pages upside down.

The water right number for your late or amended claim must be indicated above in the blank space following "Subcase." You must use a **separate form for each** late or amended Notice of Claim.

This form has been adopted by the court in ***SRBA Administrative Order 1, Rules of Procedure*** (amended Sept. 30, 1996), Section 4, which may be consulted for further information.

By filing a *Motion to File a Late Notice of Claim* or a *Motion to File an Amended Notice of Claim*, you certify that it is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and is not filed for any improper purpose, such as to harass, cause unnecessary delay, or needlessly increase the cost of litigation.

☐ I have read **SRBA Administrative Order 1, Rules of Procedure** (amended Sept. 30, 1996).

My name is _____

My address is _____

My phone number is: Work _____ Home _____

I am an attorney representing _____

My name is _____

My address is _____

My phone number is _____

MOTION TO FILE A LATE NOTICE OF CLAIM

A *Motion to File a Late Notice of Claim* will require a hearing before the Presiding Judge.

☐ I did not file a Notice of claim to the use of water in the SRBA because:

☐ I filed a Notice of Claim and elected to defer judicial proceedings on my domestic or stock watering use. I desire to reinstate my Notice of Claim for domestic or stock watering use.

☐ I am providing legal and factual documentation for my claimed use of water. You must describe these documents and attach a readable copy. (You do not need to fill this out if you are reinstating a Notice of Claim for domestic or stock watering use, but you **must** attach a copy of your Notice of Claim.)

I have attached:

- ☐ A fully completed Notice of Claim (available from IDWR).
- ☐ A claim filing fee for a domestic and stock watering use. IDWR may charge this fee pursuant to I.C. § 42-1414. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.
- ☐ A claim filing fee and a late claim fee for those claims other than a domestic or stock watering use for which a notice of claim was not filed. To determine this amount, contact IDWR at (800) 451-4129. I have enclosed a check payable to: State of Idaho Department of Water Resources in the amount of \$ _____.

Follow these instructions regarding the hearing on this motion.

1. Contact the Clerk of the SRBA Court (208-736-3011) to request a hearing date and time.
2. Fill in the following information:

This motion will be heard on _____
(Insert Date and Time)
at the SRBA courthouse, 253 Third Avenue North, Twin Falls, Idaho.

MOTION TO FILE AN AMENDED NOTICE OF CLAIM

A Motion to File an Amended Notice of Claim may require a hearing before the Presiding Judge or Special Master or may be granted by leave of the court or by written consent of the parties and the Idaho Department of Water Resources. Leave to amend a claim shall be freely given when justice so requires.

- ☐ I must amend my Notice of Claim to the use of water in the SRBA because:

- ☐ I am providing legal and factual documentation to support my amended Notice of Claim. You must describe these documents and attach a readable copy.

I have attached:

- ☐ An amended Notice of Claim (available from IDWR).
- ☐ Payment of the following additional fees required by IDWR:

VERIFICATION (Must be completed)

State of _____

County of _____

_____, being first duly sworn, upon oath, deposes and says:
(Insert name of person filing form)

That I am the party/claimant filing this motion for late or amended claim (as listed on Page 2) as defined by I.C. §§ 42-1401A(1) and (7) or that I am the attorney for the party/claimant filing this motion for late or amended claim and that I have read this motion, know its contents, and believe that the statements are true to the best of my knowledge.

Signature of person filing motion

Attorney signing in representative capacity

Subscribed and sworn to before me on _____.
(Insert Date)

Notary Public for _____
Residing at: _____
My Commission expires: _____

INSTRUCTIONS FOR MAILING

You must mail this form, including all attachments, to the Clerk of the SRBA Court. **FAX filings will not be accepted by the SRBA Clerk of the Court.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

CERTIFICATE OF MAILING

I certify that on _____, 199____, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

3. If you are filing an amended Notice of Claim in a subcase being heard before the Presiding Judge or a Special Master, you must serve a copy on all parties to that subcase.

(Insert Names/address of parties)

Signature of person or attorney mailing the form