

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 758551st. **AMENDED APPLICATION FOR TRANSFER OF WATER RIGHT**
PART 1Name of applicant Spring Creek Idaho Ranch LLC Phone 208-726-1780Post Office address P.O. Box 4380 Ketchum, ID 83340**A. PURPOSE OF TRANSFER**

1. ☐ Change point of diversion ☐ Add diversion point ☐ Change place of use
☒ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Applicant seeks to add beneficial uses to an existing irrigation water right, and to mitigate (dry up) acres for accompanying application for permit.

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AUG 13 2009
 DEPT. OF WATER RESOURCES
 SOUTHERN REGION

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number Priority Amount (cfs/ac-ft) Nature of Use Period of Use
- 37-1187¹ 5/01/1884 1.43/ Irrigation 4/15 to 10/31
- 37-1187² 5/01/1884 0.17/ W,R,J 4/15 to 10/31
2. Total amount of water being transferred 1.60 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Crystal Creek tributary to Big Wood River
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
	NE	SW	SE	15	01S	18E	BLAINE	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
01S	18E	22		27.0			38.0												65.0
01S	18E	22		W, R, J			W, R, J												

*Irrigation within 65.0 acre POU will be limited to 58.3 acres with transfer approval.

Total acres 65.0*

PART 1

6. General Information:

a. Description of diversion system Property is irrigated using an extensive system of diversion ditches and laterals to gravity (flood) irrigate.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
☐ Yes ☒ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the effect on the land now irrigated if the place of use is changed pursuant to this transfer:
Irrigated acreage will be reduced after transfer approval.

d. Remarks:

Transfer seeks to change the nature of use for a portion of the existing water right to mitigate for concurrent application for permit. Number of authorized irrigated acres will be reduced with approval of this transfer application. See accompanying water right transfers and narrative filed by Spring Creek Idaho Ranch LLC.

¹ Irrigation diversion rate/volume will continue to be diverted for irrigation use. Some irrigated area will be dried up to mitigate for W,R,J uses associated with the concurrent permit (see below).

² Diversion rate/volume to be used for mitigation and converted for W,R,J uses listed on the accompanying permit application.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 20_____.

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

Current Water Right No.: 37-1187

Current Owner: SPRING CREEK IDAHO RANCH LLC
 Priority Date: 5/1/1984
 Origin: Adjudication Recommendation
 Status: Active
 Basis: Decreed

Source

CRYSTAL CREEK

Tributary

WILLOW CREEK

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Total Diversion

Diversion Rate

1.6 CFS

1.6 CFS

Annual Volume

Location of Point(s) of Diversion

CRYSTAL CREEK

NE1/4SW1/4SE1/4

Sec. 15, Twp. 01S, Rge. 18E B.M.

BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T01S R18E S22

NWNE

27.00

T01S R18E S22

NENW

38.00

Total Acres: 65

Conditions of Approval:

1. 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 12-14 (2)(6), Idaho Code.

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B. DESCRIPTION OF PORTION RIGHT BEING TRANSFERRED*(if the entire right is to be changed by the applicant, omit part B and C)*

1. Amount 0.17/ for Irrigation purposes from 4/15 to 10/31
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
	NE	SW	SE	15	01S	18E	BLAINE	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
01S	18E	22		27.0			38.0												65.0

*Irrigation will be reduced by 6.7 acres after water right transfer approval.

Total acres 65.0***C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT** *(omit if there is no change)*

1. Amount 1.43/ for Irrigation purposes from 4/15 to 10/31
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
	NE	SW	SE	15	01S	18E	BLAINE	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
01S	18E	22		27.0			38.0												65.0

*Irrigation will be reduced by 6.7 acres after water right transfer approval.

Total acres 65.0*



1 inch equals 1,320 feet

SPRING CREEK IDAHO RANCH LLC WATER RIGHT TRANSFER 37-1187 NAIP 2004 AERIAL PHOTO

- SECTIONS**
- 37-1187_IDWR_REC_POD
 - 37-1187_IDWR_REC_POU
 - Area_to_be_Dried_Up_&_POU_for_Permit



PART 3**B. CHANGES IN NATURE OF USE**

1.	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
	<u>Wildlife</u>	<u>0.17/</u>	<u>24/200</u>	<u>4/15</u> to <u>10/31</u>
	<u>Aesthetics</u>	<u>0.17/</u>	<u>24/200</u>	<u>4/15</u> to <u>10/31</u>
	<u>Recreation</u>	<u>0.17/</u>	<u>24/200</u>	<u>4/15</u> to <u>10/31</u>

2. Quantity and quality of return flows and location of discharge:

N/A.

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

None. See accompanying narrative.

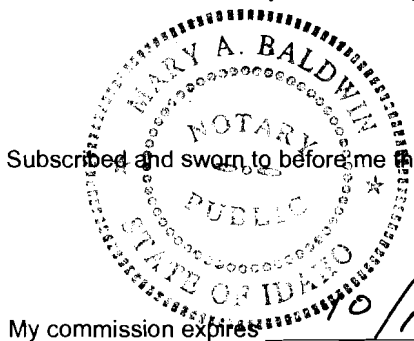
I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this

13th

day of

August, 20 09.(Applicant- George Kirk, Managing Member of Sun Valley Ranch LLC)

Charles E. Bachman, Attorney
(Applicant- George Kirk, Managing Member of Sun Valley Ranch LLC)

Mary Baldwin
(Notary Public)

My commission expires

10/16/2010**FOR DEPARTMENT USE ONLY**Transfer contains 6 pages and 1 attachmentsReceived by MB Date 8/13/09

Protest filed by _____

Prelim. check by JP Fee \$100.00 5031042Received by JP Date 8/14/09

Published in _____ Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ Approval ☐ Denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____