

Page 1 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 758542nd.**AMENDED APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**Name of applicant Spring Creek Idaho Ranch LLC Phone 208-726-6560
Post Office address P.O. Box 4380 Ketchum, ID 83341**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 convert acres for accompanying application for permit.

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
- 37-139¹ 6/01/1883 2.73/ Irrigation 4/15 to 10/31
- 37-139² 6/01/1883 0.27/ W, R, J 4/15 to 10/31
2. Total amount of water being transferred 3.00 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Crystal Creek tributary to Willow Creek
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
	NW	NE	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	15													~~35.0~~ 40.0			~~30.4~~ 40.0	~~71.4~~ 80.0
01S	18E	22	16.0																16.0
01S	18E	15													W, R, J			W, R, J	
01S	18E	22	~~W, R, J~~																

Irrigation within ~~96.0~~ acre POU will be limited to ~~87.3~~ acres with transfer approval.Total acres ~~96.0~~

87.4

87.4

87.4

Changes approved
CEB 3/31/2010

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 uses listed in the concurrent application for permit. Number of authorized irrigated acres will be reduced with approval of this transfer application. See accompanying water right transfers 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 for W,R,J uses associated with the concurrent permit.

² Individual water right diversion rate/volume to be converted to 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.: 37-139

Priority Date: 6/17/1883

Origin: Adjudication Recommendation

Basis: Beneficial Use

Status: Active

Source

CRYSTAL CREEK

Tributary

WILLOW CREEK

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	04:15 to 10:31	3 CFS	
	Total Diversion	3 CFS	

Location of Point(s) of Diversion

CRYSTAL CREEK

NW1/4NE1/4SE1/4

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

BLAINE County

Place of Use

IRRIGATION Within BLAINE County

			NE				NW				SW				SE					
Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals	
01S	18E	15													40		40		80	
01S	18E	22 16																	16	

Total Acres: 96

Conditions of Approval:

1. P/D NOT GIVEN IN DECREE BUT DETERMINED FROM WATERMASTER.

2. C18 This part of 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.

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B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(if the entire right is to be changed by the applicant, omit part B and C)

1. Amount 0.27/ 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
	NW	NE	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	15													40.0			40.0	80.0
01S	18E	22	16.0																16.0

Irrigation will be reduced by ~~8.7~~ acres after water right transfer approval.Total acres 96.0

8.6

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. Amount 2.73/ 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
	NW	NE	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	15													40.0			40.0	80.0
01S	18E	22	16.0																16.0

Irrigation will be reduced by ~~8.7~~ acres after water right transfer approval.Total acres 96.0

8.6



1 inch equals 1,320 feet

**SPRING CREEK IDAHO RANCH LLC
WATER RIGHT TRANSFER 75854
WATER RIGHT 37-139
NAIP 2004 AERIAL PHOTO**

Legend

- Point of Diversion
- Proposed Place of Use
- Area to be Dried Up for Permit
- SECTIONS
- 101s18a

PART 3

B. CHANGES IN NATURE OF USE

1.	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	Wildlife	0.27/	24/200	4/15 to 10/31
	Aesthetics	0.27/	24/200	4/15 to 10/31
	Recreation	0.27/	24/200	4/15 to 10/31

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.

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

11th

day of

March

, 2010

(Applicant- George Kirk, Managing Member of Sun Valley Ranch LLC)

Sheila D. Daniels

(Notary Public)

My commission expires

Aug. 16, 2013

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 2 attachments

Received by [Signature] Date 4/1/10

Protest filed by _____

Prelim. check by [Signature] Fee \$250.00 5031042

Receipted by [Signature] 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 _____

SPRING CREEK IDAHO RANCH LLC

WATER RIGHT 37-139

BROCKWAY ENGINEERING PLLC

ACRES TO BE DRIED UP FOR NEW PERMIT =

8.7 Acres

TOTAL COMBINED ACRES =

96.0 Acres

PERCENTAGE OF ACRES TO BE DRIED UP FOR NEW PERMIT =

9.0%

Existing Water Rights:

RIGHT #	37-139
SOURCE	CRYSTAL CREEK
CURRENT OWNER	SPRING CREEK IDAHO RANCH LLC
PRIORITY DATE	06/01/1883
BASIS	RECOMMENDED IN SRBA
USE	IRRIGATION
Diversion Rate	3.00 CFS
Combined Diversion LIMIT	N/A
Total Diversion LIMIT	3.00 CFS
Total Volume Limit	N/A
Acre LIMIT	96.0 Acres
Combined Acre LIMIT	96.0 Acres
Combined Acre LIMIT	96.0 Acres

Portions of Water Rights No Longer Irrigated:

RIGHT #	37-139
SOURCE	CRYSTAL CREEK
CURRENT OWNER	SPRING CREEK IDAHO RANCH LLC
PRIORITY DATE	06/01/1883
BASIS	RECOMMENDED IN SRBA
USE	IRRIGATION
Diversion Rate	0.27 CFS
Total Volume Limit	N/A
Combined Diversion LIMIT	N/A
Total Diversion LIMIT	0.27 CFS
Acre LIMIT	8.69 Acres
Combined Acre LIMIT	8.7 Acres
Combined Acre LIMIT	8.7 Acres

Remaining Water Rights

RIGHT #	37-139
SOURCE	CRYSTAL CREEK
CURRENT OWNER	SPRING CREEK IDAHO RANCH LLC
PRIORITY DATE	06/01/1883
BASIS	RECOMMENDED IN SRBA
USE	IRRIGATION
Remaining Diversion Rate	2.73 CFS
Remaining Total Volume Limit	N/A
Remaining Total Diversion Rate	2.73 CFS
Remaining Acre Limit	87.3 Acres
Combined Acre LIMIT	87.3 Acres
Combined Acre LIMIT	87.3 Acres