



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

February 27, 2009

Kelly Christensen
IDWR Western Regional Office
2735 Airport Way
Boise, ID 83705-5082

RECEIVED

MAR 02 2009

WATER RESOURCES
WESTERN REGION

Re: Application for Transfer of Water Rights 36-2443, 36-7267- Duane and Laura Grant.

Dear Mr. Christensen,

Attached are 4 applications for transfer of water rights in the name of Duane and Laura Grant that have already been receipted by IDWR. You have stated that the attached transfers needed to be amended in order for processing to continue. As you are aware, the objectives of the attached transfers are as follows:

- Transfer #74404 seek to create a proposed 305 acre permissible place of use the SW $\frac{1}{4}$ and SE $\frac{1}{4}$ of Sec. 8 T.08S R.25E in Minidoka County. This transfer is to include water right 36-7267 within the proposed 305 acre PPU, for the irrigation of 155 acres. The Grants have purchased 16.1 acres of ground water right 36-2443 from Carl and Stephanie Bailey, appurtenant to 305 acres in N $\frac{1}{2}$ Sec. 36 T.08S R.22E in Minidoka County. Those 16.1 acres are sought to be moved to this 305 acres owned by the Grants. Water rights 36-2443 and 36-7267 should not share combined limits of any kind.
- The second and third transfers (no assigned transfer number) seek to swap 125.7 acres of water right 36-7267 with 58.0 acres of water right 36-2198 and 67.7 acres of water right 36-2199. Presently, ground water right 36-2198 irrigates 280 acres in the NW $\frac{1}{4}$ and NE $\frac{1}{4}$ of Sec. 17, T.07S R.24E in Minidoka County.
- Transfer #74480 seeks to create a 623.6 acre permissible place of use on the H-3 farm leased by Grant 4-D farms (Duane Grant) from Roy Honsinger. Because 16.1 acres of water right 36-2443 were moved into the proposed 305 acre PPU owned by the Grants listed above, 16.1 acres; 0.31 cfs and 64.4 AFA of ground water right 36-7267 is proposed to be moved out of the 305 acre PPU, and into the proposed 623.6 acre H-3 farm PPU. This farm has an existing 591 acre permissible place of use, where water rights 36-2101, 36-2130D, 36-2261, 36-2560, 36-7850D, and 36-8106D are limited to the irrigation of 584.0 acres. The number of irrigated acres within the proposed PPU would increase to 600.1.

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Model results using version 3.1 of the ESPA Ground Water Rights Transfer Spreadsheet indicate no mitigation will be needed as a result of these transfers

because the steady state depletion on the reaches above and below Milner are less than 2.0 AF per trimester. Model results are included in this transfer application package. Deeds for all water rights places of use, a purchase agreement between Mr. Grant and Mr. Bailey for 16.1 acres of water right 36-2443, and a limited power of attorney document are also included.

Fees for the enclosed water right applications have already been paid (see attached receipts). Please copy our office on all correspondence dealing with these water right transfer applications. Thanks for your time and have a great day.

Regards,

A handwritten signature in black ink, appearing to read 'Zach Latham', with a long horizontal flourish extending to the right.

Zach Latham, M.S. Hydrologist

Attachments:

- (4) Applications and Maps for Transfer of Water Rights.
- (1) Agreement to Sell and Purchase Water Rights.
- (2) Warranty Deeds for Grant (to) and Bailey (from) properties.