



SPF WATER
ENGINEERING

February 5, 2010

RECEIVED

FEB 08 2010

WATER RESOURCES
WESTERN REGION

Angela Grimm
IDWR Western Region Office
2735 Airport Way
Boise, ID 83705

Subject: Applications for Transfer Nos. 74880 and 75363

Dear Angie,

The following is in response to your letter dated December 14, 2009 that requested clarification of certain items in addition to those requested in your previous letter.

1. As requested, included are signature pages signed by Mary Young and Jane Dahlstrom.
2. Please include stockwater use as part of the proposed irrigation places of use for both transfers.
3. Your acre calculations for transfer 74880 appear accurate.
4. Irrigation water from Dyes Gulch Creek is not appurtenant to the place of use proposed on either transfer.
5. To prevent enlargement and enable the Department to process Transfer 74880, an Application for Transfer from Squaw Creek Ditch Co. is enclosed with check No. 603 for the \$100 processing fee.

Please let me know if you have any further questions. Thanks Angie.

Sincerely,

Lori Graves
Water Rights Specialist

Cc: Mike Young, Blaine Dahlstrom, Squaw Creek Ditch Co.

Enclosures

SPF File Nos.: 694.0010, 766.0010



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082

Phone: (208) 334-2190 FAX: (208) 334-2348 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

December 14, 2009

COPY

Michael and/or Mary Young
M. Blaine and/or Jane A. Dahlstrom
c/o SPF Water Engineering, LLC
Attn: Lori Graves
300 E Mallard Dr, Ste 350
Boise, ID 83706

Re: Applications for Transfer No. 74880 (Young) and No. 75363 (Dahlstrom)

Dear Lori:

This office received the applications for transfer to change a water right referenced above. Additional information in response to my initial letter regarding these applications has been received from Squaw Creek Ditch Co. (Ditch Co.) and yourself on behalf of both applicants. Upon review of this information and the applications, there are areas of the applications that require additional clarification and/or completion.

Please submit an amended application(s) with additional documentation to address the following:

- Transfer No. 74880 (Young) and 75363 (Dahlstrom) require the signature of both Michael and Mary Young for Transfer No. 74880 and M. Blaine and Jane A. Dahlstrom for Transfer No. 75363. Signatures of all parties is required due to the fact that the deeds submitted as proof of ownership for the property involved use the name connector "and" as opposed to "or" or "and/or". Department policy is to record ownership of the rights according to the ownership documentation(s) submitted. Please submit amended signature pages for both transfer applications accordingly.
- Transfer No. 74880 (Young) and 75363 (Dahlstrom) list no place of use (PU) for stockwater use under right 65-3045X. Historically, the stockwater use for this right has been recognized as the irrigation PU per the right's conditions. As such, without submittal of amended applications to the contrary, the stockwater PU for the applicants' portions of this right will be recorded as the irrigation PU should

the transfer(s) be approved. Please submit an amended application(s) if this is not the applicants' intention.

Additionally, review of the amended Transfer No. 74880 application, Transfer No. 75363, and research of the rights involved revealed the following:

- Amended Transfer No. 74880 (Young) application proposes to split rights 65-3045X and 65-11217 changing the ownership of a portion of the rights to the names of Michael and Mary Young, and the remainder of the rights will be in the name of Blake and/or Sheri Probst. The application suggests one acre of the rights currently in the SE NW Sec 22, T8N, R1E (SE NW) should be placed in the name of Michael and Mary Young, with 7 acres of irrigation in the NE NW Sec 22, T8N, R1E (NENW) for a total of 8 acres irrigation. However, based on a percentage of the current PU owned by the two parties, it appears only 0.5 acres of irrigation of 65-3045X and 0.7 acres of 65-11217 in the SE NW are appurtenant to property owned by Young. Therefore, 7.7 acres of total irrigation use will be authorized in the NENW should the transfer be approved. Additionally, it appears only 0.4 af of stockwater of 63-3045X is owned by Young. The Department can approve a lesser quantity than applied for; therefore the applicant is not required to amend Transfer No. 74880 to address this issue. I have enclosed a memo illustrating my calculation methods for your reference. Please feel free to bring any errors to my attention should you feel my calculations are incorrect.
- Right 65-23167, currently in the name of the Youngs and/or Probsts, is an irrigation right from Dyes Gulch Creek for 4 acres within the NE SW Sec 22, T8N, R1E (NESW). The current GIS PU shape on file for this right is the entire 40 acre tract. The previous GIS PU shape file (prior to a split of the parent right via processing of an ownership change) indicates irrigation under this right occurred in the SW of the NESW outside of the current PU of the rights proposed for transfer. Please provide additional information to the Department to verify this right is not used within the current PU of the rights proposed for transfer. If this right is used within the same PU, please submit an amended application for Transfer No. 75363, to address this overlap issue.
- Transfer No. 74880 (Young) proposes to create a PU for the portion of rights 65-3045X and 65-11217 appurtenant to the Young property. Ditch Co. irrigation right(s) overlap the current PU for the rights proposed for transfer, however the proposed PU is not entirely within the Ditch Co. service area. In a recent office visit with Steve Lester of IDWR, Michael Young indicated the Ditch Co. shares have never been used on the current PU of the rights proposed for transfer. If this is the case, the overlap of these rights may only be a "paper overlap" meaning there has never been an overlap of beneficial use of these rights. In light of this

new information, along with the information submitted by the Ditch Co., I offer the following two options to address this issue:

1. The Ditch Co. can change the PU for the applicable rights as suggested in their letter of November 24, 2009. This change would require filing a transfer application; it can not be done with a notification of a change in the GIS shape file for these rights as was provided by the Ditch Co.

OR

2. The Ditch Co. and Michael Young may submit written documentation stating the Ditch Co. shares have never been diverted from the Ditch Co. canal east of Squaw Creek across Squaw Creek to the PU or diverted directly from Squaw Creek via Young's PD for rights 65-3045X and 65-11217. The information submitted from the Ditch Co. should also include the Ditch Co.'s intentions for the current PU for their rights, i.e. whether they wish to leave the PU as is or whether they wish to change the PU per the November 24, 2009 letter. Should the Ditch Co. still wish to change the PU, a transfer application shall be submitted.

Please submit amended applications for Transfer No. 74880 and Transfer No. 75363 and additional information, as applicable, to address the issues outlined above. Your response, or a request for more time to make your response, must be received within 30 days from the date of this mailing. Without a timely reply, IDWR will issue a preliminary order to reject the applications. The application fee will not be refunded for a rejected application. A rejected application may be re-filed when adequate information can be provided.

IDWR forms and other information are available on the Internet at www.idwr.idaho.gov. Please contact me at 208-334-2190 if you have any questions. Thank you for your attention to this matter.

Sincerely,



Angela M. Grimm
Sr. Water Resource Agent

Enclosure(s): Calculations of 65-3045X and 65-11217 Water Rights Splits memo

MEMORANDUM

TO: Transfer 74880 & 75363 files

FROM: Angela Grimm

DATE: December 8, 2009

RE: Calculations of 65-3045X and 65-11217 Water Rights Splits

The parent rights 65-3045X and 65-11217 are as follows:

65-3045X (Irrigation): 0.32 cfs / 17 ac

65-3045X (Stockwater): 0.03 cfs / 1.4 afa

65-11217 (Irrigation): 0.52 cfs / 26 ac

65-3045X + 65-11217 Conditioned: 0.02 cfs/ac irrigation w/ exact same shape i.e. 65-11217 includes 17 ac irrigation authorized under 65-3045X.

Diversion rate per acre calculation for rights (Irrigation):

65-3045X: 0.32 cfs / 17 ac = 0.02 cfs/ac

65-11217: 0.54 cfs / 26 ac = 0.02 cfs/ac

Combo: 0.02 cfs/ac

Irrigation per QQ:

NENW: 65-3045X = 7 ac & 65-11217 = 7 ac Combo => 7 ac

SENW: 65-3045X = 5 ac & 65-11217 = 8 ac Combo => 8 ac

NESW: 65-3045X = 5 ac & 65-11217 = 11 ac Combo => 11 ac

ArcMap/GIS Shape 29.6 acres for maximum of 26 ac (65-11217) irrigation. Acres of shape per QQ:

NENW: 6.6 ac ~ 7 ac (7 ac Young)

SENW: 12.2 ac (1.1 ac Young 11.1 Probst)

NESW: 10.8 ac ~ 11 ac (7.8 ac Dahlstrom 10.8 Probst)

Young (xR 74880) portion of rights per QQ:

NENW: 65-3045X = 7 ac / 0.14 cfs

65-11217 = 7 ac / 0.14 cfs

SENW: 65-3045X => (1.1 ac/12.2 ac) * 5 ac = 0.5 ac / 0.01 cfs

65-11217 => (1.1 ac/12.2 ac) * 8 ac = 0.7 ac / 0.01 cfs

Total: 65-3045X = 7.5 ac / 0.15 cfs & 65-11217 = 7.7 ac / 0.15 cfs

Dahlstrom (xR 75363) portion of rights per QQ:

NESW: 65-3045X => (7.8 ac/10.8 ac) * 5 ac = 3.6 ac / 0.07 cfs

65-11217 => (7.8 ac/10.8 ac) * 11 ac = ~ 8.0 ac / 0.16 cfs

Probst (remainder) portion of rights per QQ:

SEnw: 65-3045X => $(11.1 \text{ ac} / 12.2 \text{ ac}) * 5 \text{ ac} = 4.5 \text{ ac} / 0.09 \text{ cfs}$

65-11217 => $(11.1 \text{ ac} / 12.2 \text{ ac}) * 8 \text{ ac} = 7.3 \text{ ac} / 0.15 \text{ cfs}$

NEsw: 65-3045X => $(3.0 \text{ ac} / 10.8 \text{ ac}) * 5 \text{ ac} = 1.4 \text{ ac} / 0.03 \text{ cfs}$

65-11217 => $(3.0 \text{ ac} / 10.8 \text{ ac}) * 11 \text{ ac} = 3.0 \text{ ac} / 0.06 \text{ cfs}$

Total: 65-3045X = 5.9 ac / 0.12 cfs & 65-11217 = 10.3 ac / 0.21 cfs



SPF WATER
ENGINEERING

December 1, 2009

RECEIVED

DEC 02 2009

Angela Grimm
IDWR Western Region Office
2735 Airport Way
Boise, ID 83705

WATER RESOURCES
WESTERN REGION

Subject: Application for Transfer No. 74880

Dear Angie,

The following is in response to your letter dated September 14, 2009 that requested clarification of certain items you discovered in processing the transfer application.

As indicated in your letter, the water rights proposed for transfer are supplemental to Squaw Creek Ditch Co. irrigation rights. The original proposed permissible place of use is not entirely within the Squaw Creek Ditch Co. service area and appears that an expansion has been proposed. To remedy this situation, enclosed is an amended transfer and map indicating the specific acres that the applicant wishes to apply all his surface water for irrigation as shown in Figure 1.

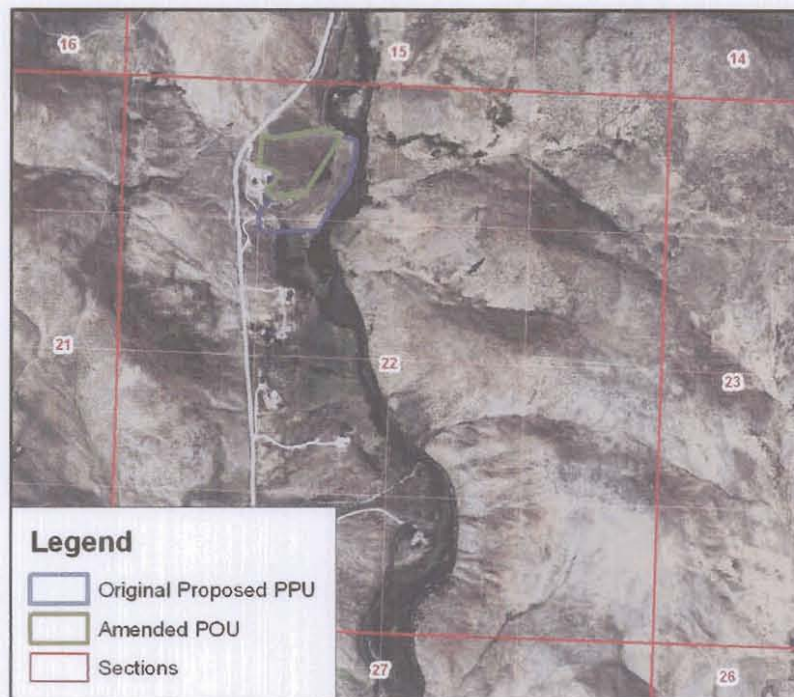


Figure 1

To enable the transfer application to be processed, attached is a letter dated November 24, 2009 from Mark John, Chairman of Squaw Creek Ditch Co., requesting that the Department modify the Company's service boundary to include the proposed acres. Fortunately, the Squaw Creek Ditch Co. water rights describe the Company's service area by tracts rather than by specific acres within each tract. The area subject to change will not result in a change to the Company's currently described service area, only a modification to the Company's GIS shape file as indicated in Figures 2 & 3.



Figure 2



Figure 3

Your letter requested planned actions regarding compliance with a condition of Transfer No. 2362 requiring measuring devices to be installed and maintained at the point of diversion on Squaw Creek and the points where Big Cottonwood Creek, Little Cottonwood Creek, Rattlesnake Creek, and Brush Creek are tributary to Squaw Creek. In an effort to address this issue, Mike Young, Scott King and I had a teleconference meeting September 23, 2009 with Eric Herr, Squaw Creek Watermaster. Mike Young discussed the tributary sources with Eric, who acknowledged that he had never been to the tributary sites. Per Mike Young's observations, flows in Big Cottonwood Creek alone were more than enough to satisfy the cfs flow rate authorized by Transfer No. 2362. In order for the Watermaster to properly administer the waters of Squaw Creek, Eric Herr agreed an acceptable plan would be for Mike Young to first measure flows in Big Cottonwood Creek, and then to measure the other streams if Big Cottonwood Creek flows were insufficient (see attached letter dated November 10, 2009 from Eric Herr). As a result, the applicant will install a suitable weir on Big Cottonwood Creek that is acceptable to the Watermaster. If the flow rate proves not to be adequate in Big Cottonwood Creek, the applicant has agreed to install acceptable measuring devices in the other listed tributaries upon Eric's request.

Please let me know if you have any further questions. Thanks Angie.

Sincerely,



Lori Graves
Water Rights Specialist

Cc: Mike Young, Eric Herr

Enclosures

SPF file number: 694.0010

November 24, 2009

Angela Grimm
IDWR Western Region Office
2735 Airport Way
Boise, ID 83705

Subject: Application for Transfer No. 74880

Dear Angela,

On behalf of Squaw Creek Ditch Company (Company), please modify the Company's GIS service area shape file in Township 8N, Range 1E, Section 22 as indicated below. Figure 1 shows the Company's current service area portion in Section 22 and Figure 2 shows the Company's requested modification. This change will enable Mike Young's Transfer Application No. 74880 to be processed. The Squaw Creek Watermaster, Eric Herr, delivers Company water to the property via Squaw Creek and has been notified of the change.



Figure 1

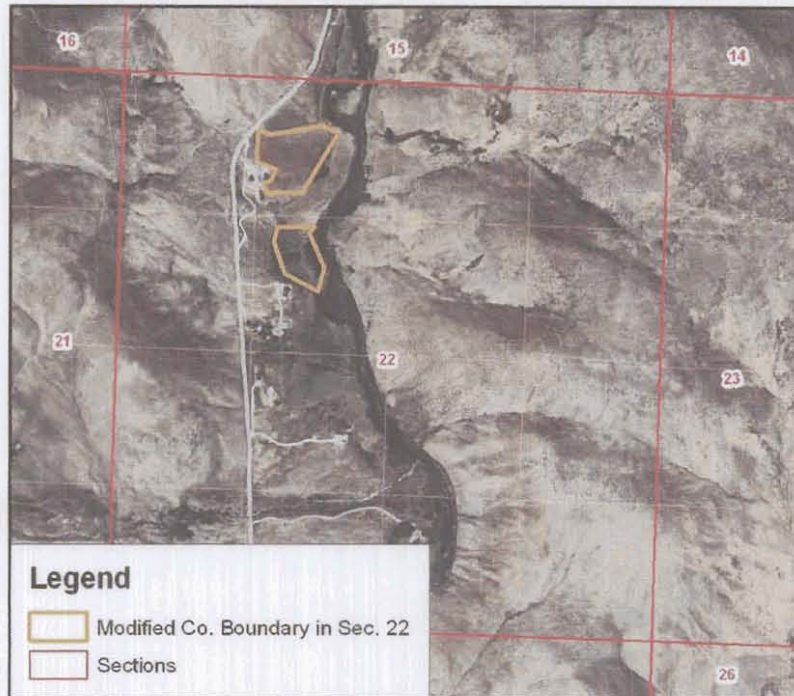


Figure 2

The Company's water rights describe the Company service area by tracts rather than by specific acres within each tract. The area subject to change will not result in a change to the currently described service area, only a modification to the GIS shape file as indicated in Figures 1 & 2. For this reason, please modify Company's GIS service area shape file based on this letter request. Thank you.

Sincerely,


Mark John
Chairman, Squaw Creek Ditch Company

November 10, 2009

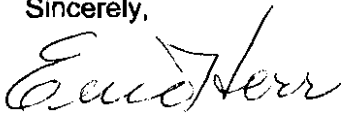
Angela Grimm
IDWR Western Region Office
2735 Airport Way
Boise, ID 83705

Subject: Application for Transfer No. 74880

Dear Angela,

On September 23, 2009, I had a teleconference meeting with Mike Young, Scott King and Lori Graves to discuss the installation of measuring devices on tributaries to Squaw Creek as required by approved Transfer No. 2362. I have not visited the creek sites, however Mike stated that, based on his observations, the flows in Big Cottonwood Creek alone are sufficient during the irrigation season to satisfy the amount authorized by Transfer No. 2362. Mike agreed to install an acceptable measuring device on Big Cottonwood Creek in a convenient location that will allow me to easily monitor the flows in Big Cottonwood Creek during the irrigation season. If the flow is not sufficient in Big Cottonwood Creek, Mike agreed to install acceptable measuring devices in the other listed tributaries upon my request. Based on these planned actions, I feel that compliance to the measuring device condition required by Transfer No. 2362 is being addressed.

Sincerely,

A handwritten signature in black ink, appearing to read "Eric Herr". The signature is fluid and cursive, with a large, stylized "H" and "r".

Eric Herr
Squaw Creek Watermaster

Grimm, Angie

From: Grimm, Angie
Sent: Friday, November 13, 2009 8:25 AM
To: 'Lori Graves'
Subject: RE: More Time

Lori,

Per your request, the deadline to submit additional information for Transfer 74880 requested in my letter of September 14, 2009 has been extended to December 14, 2009.

Thanks,
Angie

Angela M. Grimm
Water Resource Agent, Sr.
IDWR - Western Region
2735 Airport Way
Boise, ID 83705-5082
(208)334-2190 phone
(208)334-2348 fax

From: Lori Graves [mailto:LGraves@spfwater.com]
Sent: Wednesday, November 11, 2009 11:06 AM
To: Grimm, Angie
Cc: Scott King
Subject: More Time

Angie,

Friday is our deadline for submitting requested information for Transfer No. 74880 (Mike Young). We've made great progress. Eric Herr is sending us an agreement letter to submit with the amended transfer application. We have requested action from the Ditch Co., which requires a board meeting for approval. It does not appear that we will have information from the Ditch Co. by Friday. Could we please have our deadline extended 30 days? Thank you for your consideration Angie.

Lori Graves
Water Rights Specialist
300 E. Mallard, Ste 350
Boise, ID 83706
208.383.4140 x219
fax 208.383.4156
e-mail lgraves@spfwater.com
www.spfwater.com

11/13/2009

Grimm, Angie

From: Grimm, Angie
Sent: Tuesday, October 13, 2009 8:15 AM
To: 'Lori Graves'
Subject: RE: Transfer 74880

Lori,

Per your request, the deadline to submit additional information for Transfer 74880 requested in my letter of September 14, 2009 has been extended to November 15, 2009.

Thanks,
Angie

Angela M. Grimm
Water Resource Agent, Sr.
IDWR - Western Region
2735 Airport Way
Boise, ID 83705-5082
(208)334-2190 phone
(208)334-2348 fax

From: Lori Graves [mailto:LGraves@spfwater.com]
Sent: Monday, October 12, 2009 12:02 PM
To: Grimm, Angie
Cc: Scott King
Subject: Transfer 74880

Angie,

In a letter dated September 14, 2009, you requested additional information needed for processing Transfer 74880. We have met with the Squaw Creek Ditch Co. Watermaster and are in the process of preparing a response to your questions. Our 30-day response deadline is October 14, 2009. May we please have an additional 30 days? Thanks Angie.

Lori Graves
Water Rights Specialist
300 E. Mallard, Ste 350
Boise, ID 83706
208.383.4140 x219
fax 208.383.4156
e-mail lgraves@spfwater.com
www.spfwater.com

10/13/2009



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082

Phone: (208) 334-2190 FAX: (208) 334-2348 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

September 14, 2009

Michael and/or Mary Young
M. Blaine and/or Jane A. Dahlstrom
c/o SPF Water Engineering, LLC
Attn: Lori Graves
300 E Mallard Dr, Ste 350
Boise, ID 83706

COPY

Re: Applications for Transfer No. 74880 (Young) and No. 75363 (Dahlstrom)

Dear Lori:

This office received the applications for transfer to change a water right referenced above. Upon review of the applications, there are areas of the applications that require clarification and/or completion.

Please submit an amended application(s) with additional documentation to address the following:

- Application no. 74880 (Young) proposes to create a permissible place of use for the portion of rights 65-3045X and 65-11217 appurtenant to the Young property. Squaw Creek Ditch Co. irrigation right(s) overlaps the current place of use for the rights proposed for transfer, however the proposed permissible place of use (PPU) is not entirely within the Squaw Creek Ditch Co. service area. The transfer, as currently drafted, allows for expansion of the rights by proposing irrigation of lands not within the service area of Squaw Creek Ditch Co. Please submit an amended application to address this issue.

Additionally, review of the transfer applications and research of the rights involved revealed the following:

- Application no. 74880 (Young) proposes to split rights 65-3045X and 65-11217 changing the ownership of a portion of the rights to the name(s) of Michael and/or Mary Young, and the remainder of the rights will be in the name of Blake and/or Sheri Probst. The application suggests one acre of the rights in the SE NW Sec 22, T8N, R1E should be placed in the name of Michael and/or Mary Young.

However, based on a percentage of the current PU owned by the two parties, it appears only 0.4 acres of irrigation of 65-3045X and 0.6 acres of 65-11217 in the SE NW Sec 22. T8N, R1E are owned by Young. Additionally, it appears only 0.4 af of stockwater of 63-3045X is owned by Young. The Department can approve a lesser quantity than applied for; therefore the applicant is not required to amend application no. 74880 to address this issue.

- Transfer No. 2362 approval conditions for right 65-3045X required measuring devices to be installed and maintained at the point of diversion on Squaw Creek and the points where Big Cottonwood Creek, Little Cottonwood Creek, Rattlesnake Creek, and Brush Creek are tributary to Squaw Creek. An additional condition of the transfer approval stated diversion of this right from Squaw Creek shall not exceed flow reaching Squaw Creek from those tributaries. These conditions should be complied with currently and will be included as conditions of transfer no. 74880 (Young) and no. 75363 (Dahlstrom), should they be approved. A copy of Transfer No. 2362 is enclosed for your reference. Please inform the Department the measures the Youngs', Dahlstroms', and others' who use the Squaw Creek diversion of water right 65-3045X intend to implement to comply with the conditions of Transfer No. 2362 to allow further processing of the above referenced transfer applications.

Please submit an amended application for transfer no. 74880 to address the expansion issue outlined above. Also, please submit information regarding the planned actions of water right 65-3045X users to comply with conditions of Transfer No. 2362. Your response, or a request for more time to make your response, must be received within 30 days from the date of this mailing. Without a timely reply, IDWR will issue a preliminary order to reject the application. The application fee will not be refunded for a rejected application. A rejected application may be re-filed when adequate information can be provided.

IDWR forms and other information are available on the Internet at www.idwr.idaho.gov. Please contact me at 208-334-2190 if you have any questions. Thank you for your attention to this matter.

Sincerely,


Angela M. Grimm
Sr. Water Resource Agent

Enclosure(s): Copy of Transfer No. 2362

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use **APPROVED**Name of applicant Joe & or Viola M. DeMasters Phone 584-3332
Post office address Sweet, ID 83670

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree to J. B. DeMasters 65-3045
(Name)
in case of Diamond L. vs. H. Allen et al.
dated 5/28/27 in 7th Judicial District county of Gem
(Name of court)

b. License No. issued by the Idaho Department of Water Resources

c. Claim No. on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant
Purchased right from father.Big and Little Cottonwood Creek
3. Source of water Rattlesnake and Brush Creek tributary to Squaw Creek

4. Date of priority February 16, 1889

5. Water is used for the following purposes:
amount .34 for irrigation purposes from 4/1 to 11/1
amount .03 for stock purposes from 1/1 to 12/31
amount for purposes from to
(month/day - both dates inclusive)6. Total amount of water under right: a. .34 cubic feet per second
b. &/or
acre feet per annum7. Location of original point of diversion is SW 1/4 of NW 1/4 of Section 10
Township 8N Range 1E B.M. in Gem County
Additional points of diversion, if any SWSW, Sec. 10; NW1/4, NWSW, Sec. 15; all in
Twp. 8N, Rge. 1E, B.M.

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	Twp. 8				Range 1				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	
8N	1E	22					8	2		3	3	1							17

Total number of acres to be irrigated 17

9. Describe any other water rights used for the same purposes as described above Beneficial Use Right
No. 65-11217

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

Amount of water: cubic feet per second
 &/or acre feet per annum

Point of diversion 1/4 1/4 Section Township
 Range B.M. County
 Additional points
 Place of use

TWP.	RANGE	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	

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Change in point of diversion.
 - a. Amount of water to be diverted 34 c.f.s. &/or acre feet
 - b. Point(s) of diversion SE 1/4 NW 1/4 1/4 Section 22 Township BN
 Range 1E B.M. Gem County
 Additional points
 - c. Description of diverting works 10 HP motor and pump, 5 inch PVC underground pipeline to place of use.
 - d. Describe the reasons for applying for a change in the point(s) of diversion Extensive water loss in three mile of gravity ditch. Excessive maintenance of ditch. New diversion point will be a pumping station with facilities for a sprinkler system and also into a gravity ditch.

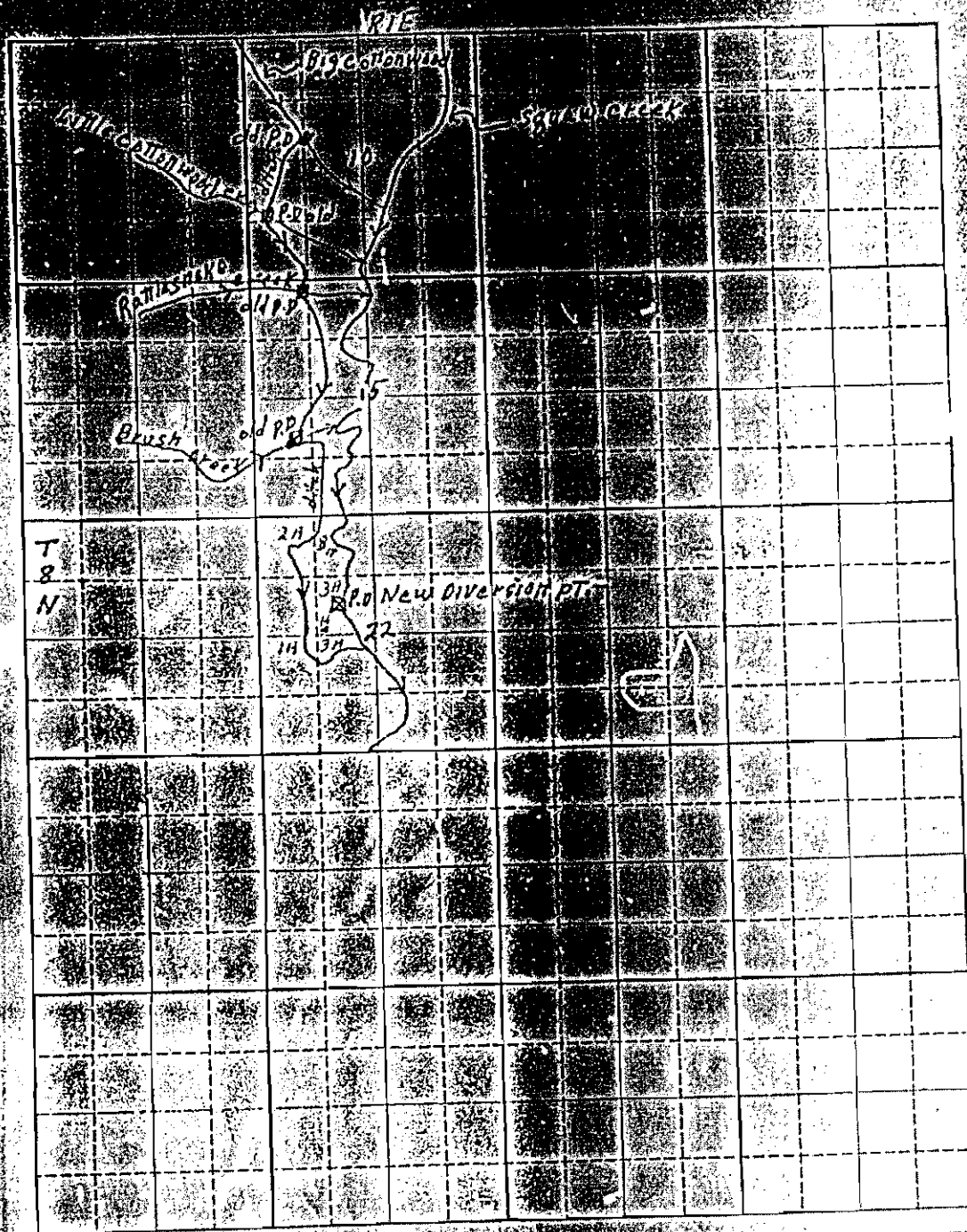
2. Change in place of use NO CHANGE
 - a. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	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	

Total number of acres to be irrigated

INDEXED
 SEP 21 1992

Draw and indicate the new point(s) of diversion to the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

MICROFILMED

Remarks: Applicant will pump out of Squaw Creek. Present sources will run into Squaw Creek and pumped from new point of diversion.

I hereby assert that no one will be injured by such change and 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.

Subscribed and sworn to before me this 30 day of October, 19 79.

(Notary public)

My commission expires 1980

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 65-3045X and said application is hereby approved, subject to the following limitations and conditions:

(1) Use of water under this permit is subject to control by the watermaster of State Water District # 65A, Squaw Creek. (2) Measuring devices of a type approved by this Department shall be permanently installed and maintained at the point of diversion from Squaw Creek and at the points where Big and Little Cottonwood, Rattlesnake and Brush Creeks are tributary to Squaw Creek. Water diverted under this Right from Squaw Creek shall not exceed water flow reaching Squaw Creek from said tributaries.

Witness my hand this 7th day of March, 19 80.

NORMAN C. YOUNG
Administrator, Resources Admin. Div.

FOR DEPARTMENT USE ONLY

Received by JAN Date 10/24/79 Protest filed by _____
Prelim. check by 665 Fee 35.00 _____
Received by Jan Date 10/24/79 #15211 _____
Published in Current Messages Copies of protest forwarded by _____
Pub. dates 10/24/79 Hearing held by _____ Date _____
Watermaster recommendation requested on _____ Recommended for approval denial _____
rec'd. 12/11/79 by D35 Jue DNR

MICROFILMED

SEP 21 1992



SPF Water Engineering, LLC
water resource consultants

RECEIVED

JUN 06 2008

WATER RESOURCES
WESTERN REGION

June 5, 2008

Steve Lester
IDWR Western Region Office
2735 Airport Way
Boise, ID 83705

Subject: Application for Transfer
Mike and Mary Young

Dear Steve,

Enclosed on behalf of Mike and Mary Young, is an *Application for Transfer*. The fee for this application is \$100; please find check no. 7353 for that amount enclosed.

Countrywide Bank holds a mortgage on the property. On May 17, 2008 I sent Countrywide a copy of the transfer application and requested their authorization (see attached). I then called Countrywide June 2, 2008 asking for their authorization. They then referred me to the Recon Trust Company. Janet, with the Recon trust Company faxed me a packet of forms that the applicant had to complete and return with a \$75 processing fee. I explained that Mike and Mary were not removing anything from the property which did not seem to register. Janet stated that before any request is reviewed, the completed forms and money have to be received by Recon Trust Company. She also stated that the review process could take 45 days or longer. Because the applicant is not proposing removal of water from the property and the difficulty in gaining requested authorization from the mortgage holder, we are suggesting that it is unnecessary and asking that the authorization from the mortgage holder be waived.

Please let me know if there are any questions concerning this application.

Sincerely,

Lori Graves
Water Rights Specialist

Cc: Mike Young

Enclosures

SPF file number: 694.0010

**SPF**Water Engineering, LLC
water resource consultants

May 17, 2008

Countrywide Corrections Dept.
Attn: Special Requests
PO Box 650070
Dallas, Texas 75265-0070

Re: Application for Transfer

Dear Special Requests:

Enclosed is an *Application for Transfer* in the name of Mike and Mary Young involving property that Countrywide holds a mortgage on (Account No. 163094926).

The water rights are appurtenant to eight acres of Mike and Mary's property with the remaining appurtenant to their neighbor's property. The purpose of the transfer application is to split the water rights into separate ownerships and allow Mike and Mary to irrigate eight acres anywhere within a sixteen acre boundary.

Item 6.b., Page 2 of the application requires a notarized statement from the property's mortgage holder stating that they (Countrywide) agree to the proposed changes. A statement form, prepared for signature, has been included for your convenience. Please feel free to use a Countrywide form if you prefer.

Once the signed and notarized statement from Countrywide is returned to my attention, we can then submit the transfer application to Idaho Department of Water Resources for processing.

Please let me know if you have any questions. Thank you for your attention to this matter.

Sincerely,

Lori Graves
Water Rights Specialist

Cc: Mike and Mary Young

Enclosures

SPF Job No.: 694.0010

SPF Water Engineering, LLC
Attn: Lori Graves
600 E. River Park Ln., Suite 105
Boise, ID 83706-6551

Re: Application for Transfer of Water Rights for Mike and Mary Young

Dear Lori,

Countrywide has received a copy of the Application for Transfer of Water Right for Mike and Mary Young, including water right nos. 65-3045X and 65-11217.

Countrywide currently has a mortgage on the property where the transfer of water rights will occur.

We approve of the transfer that is being proposed on this property.

Sincerely

State of _____)
County of _____) SS.
_____)
_____)

Subscribed and sworn (or affirmed) before me this _____ day of _____, 2008.

Notary Public

Residing at _____

My Commission Expires _____