

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 75454**APPLICATION FOR TRANSFER OF WATER RIGHT
MINIMUM REQUIREMENTS CHECKLIST**

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule and water right proof report or details report for Part 2A of the transfer application are available from any Department office or on the Department's website at <http://www.idwr.idaho.gov/>.

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer. * Means the item is always required and must be included with application.

Yes N/A



* Completed Application for Transfer of Water Right form, Part 1.

* Notarized signature of applicant(s) or applicant's authorized representative on first page of transfer application form. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.



* Application for Transfer Part 2A. Attach a Proof Report (obtained from Department) or Details Report (obtained on website) describing each water right in the transfer as currently recorded.



☐ Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application.

* Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).



* Correct fee submitted with transfer application form. (See last page of the instructions for application for transfer.)

Attachments to Application Label each attachment with the corresponding number shown below as **Attachment #1-9**.



☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)



☒ #2a Water Right ownership documentation if Department records do not show the transfer applicant as the current water right owner.



☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s).



☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.



☐ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)



☒ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at <http://www.idwr.idaho.gov/water/rights>.



☐ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.b.)



* #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)



☒ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use.



☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.)



☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)



☐ #9 Other. Please describe: Answer to Part 1, No. 5(a) - description of the diversion system

SCANNED
MAR 20 2009

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 1RECEIVED
MAR 09 2009
DEPT. OF WATER RESOURCES
SOUTHERN REGION
75454Name of Applicant Idaho Ranch LLC Phone (949) 675-1590Mailing address 2296 Channel Rd., Newport Beach, CA 92661 Email coastal_eddy@yahoo.com

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

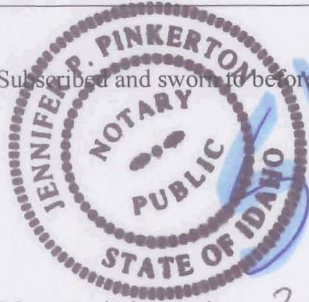
I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Signature of Applicant or Authorized Representative

James P. Speck, attorney-in-fact

Print Name and Title if applicable

- ☒ If signed by an authorized representative, attach Power of Attorney or documentation providing authority to sign on the applicant's behalf. Also attach documentation providing authority for others – consultants, attorneys or representatives – to act on the applicant's behalf. Label these documents **Attachment #4**.

Representative's name and mailing address James P. Speck, SPECK & AANESTAD, P.C., PO Box 987, Ketchum, ID 83340Phone 208-726-4421 Email jim@speckandaanestad.comSubscribed and sworn to before me this 6 day of March, 20 09.

See amended application

Jennifer Pinkerton

(Notary Public)

My commission expires 2/9/15

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**. Point of diversion will be moved "downstream" in Broadford Slough from its current location at the Wrencher 39 Headgate approximately 1,400 feet to a new pumping station to more efficiently deliver the water to the lands currently irrigated.

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APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1. <u>Right Number</u>	<u>Amount</u> (cfs/ac-ft)	<u>Nature of Use</u>	<u>Period of Use</u>		<u>Source & Tributary</u>
37-21733	0.08 cfs	Irrigation	April 15	to October 31	Big Wood River (Broadford Slough) trib, to Malad River
37-21734	0.02 cfs	Irrigation	April 15	to October 31	Big Wood River (Broadford Slough) trib. to Malad River
37-21735	0.24 cfs	Irrigation	April 15	to October 31	Big Wood River (Broadford Slough) trib. to Malad River
37-21736	0.06 cfs	Irrigation	April 15	to October 31	Big Wood River (Broadford Slough) trib. to Malad River
Total <u>0.40 cfs</u> cfs and/or _____ ac-ft					

2. Total amount of water being transferred or changed 0.40 cfs cubic feet per second and/or _____ acre-feet per annum.

3. Point(s) of Diversion:

☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it Attachment #5.

New ?	Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Source	Local name or tag #
			NW	NE	35	2N	18E	Blaine	Big Wood River (Broadford Slough)	

4. Place of use: (If irrigation, identify with number of acres irrigated per 1/4 1/4 tract.)

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2N	18E	35		2.7	17.3														20

Total Acres (for irrigation use) _____

20

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