

April 18, 2008

Sharla Cox
Administrative Assistant
State of Idaho
Dept. of Water Resources

Dear Sharla:

It was nice to meet you guys yesterday. Thank you and Ernie for attempting to enforce the law fairly.

I knew in the meeting the diagram describing the water right was not the final draft that Keith and I had agreed to and finalized. I looked through my files during the meeting and did not find it because it was upside down and backwards. As soon as I got back to the ranch I looked through the file again and the final copy was there. The final draft of the map showing the area being watered is in color. If you don't have the originals I can make a copy in color and send it to you.

I appreciate what Ernie suggested about making sure this transfer is enough water to supply for the needs of the pond seeing how it appears that we're going to have to go through a lot of trouble to get it done anyway.

The road and the buildings I'm sure take up at least one acre if not more. So I was wondering what amount of acreage to dry up would be more appropriate for the future needs of the pond. If you guys could let me know that would be great.

Also we do water the horses out of little 4th because it's our only source of water for the winter. We purchased about 10 years ago, 250 lbs of rainbow trout from a fish farm in Twin Falls. Without the pond there would be no fish in Little 4th because it freezes solid every winter.

Thank you for your help.

Sincerely Yours
Robert R. Hallen

FINAL COPY 5-11-06

State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: www.idwr.state.id.us

EASTERN REGION

*2844 Roger*DIRK KEMPTHORNE
GovernorKARL J. DREHER
Director

May 3, 2006

Robert R. Hallen
PO Box 243
Carmen, ID 83462

Re: Transfer to change nature of use for right 75-2003

Dear Mr. Hallen:

Enclosed is a partially completed transfer form for your review. Please review the transfer and aerial photos that are enclosed. If you agree them you will need to have your signature notarized and return the completed transfer to this office.

The Department will hold further processing of your application for 30 days to allow submittal of the required information. Additional time may be granted by the Department upon receipt of a written request and sufficient justification for an extension. After that time, if adequate information is not received, the Department will issue a preliminary order to reject or deny the application.

Please provide the required information on or before May 31, 2006.

Thank you,

Keith G. Wilson
Senior Resource Agent

R21E

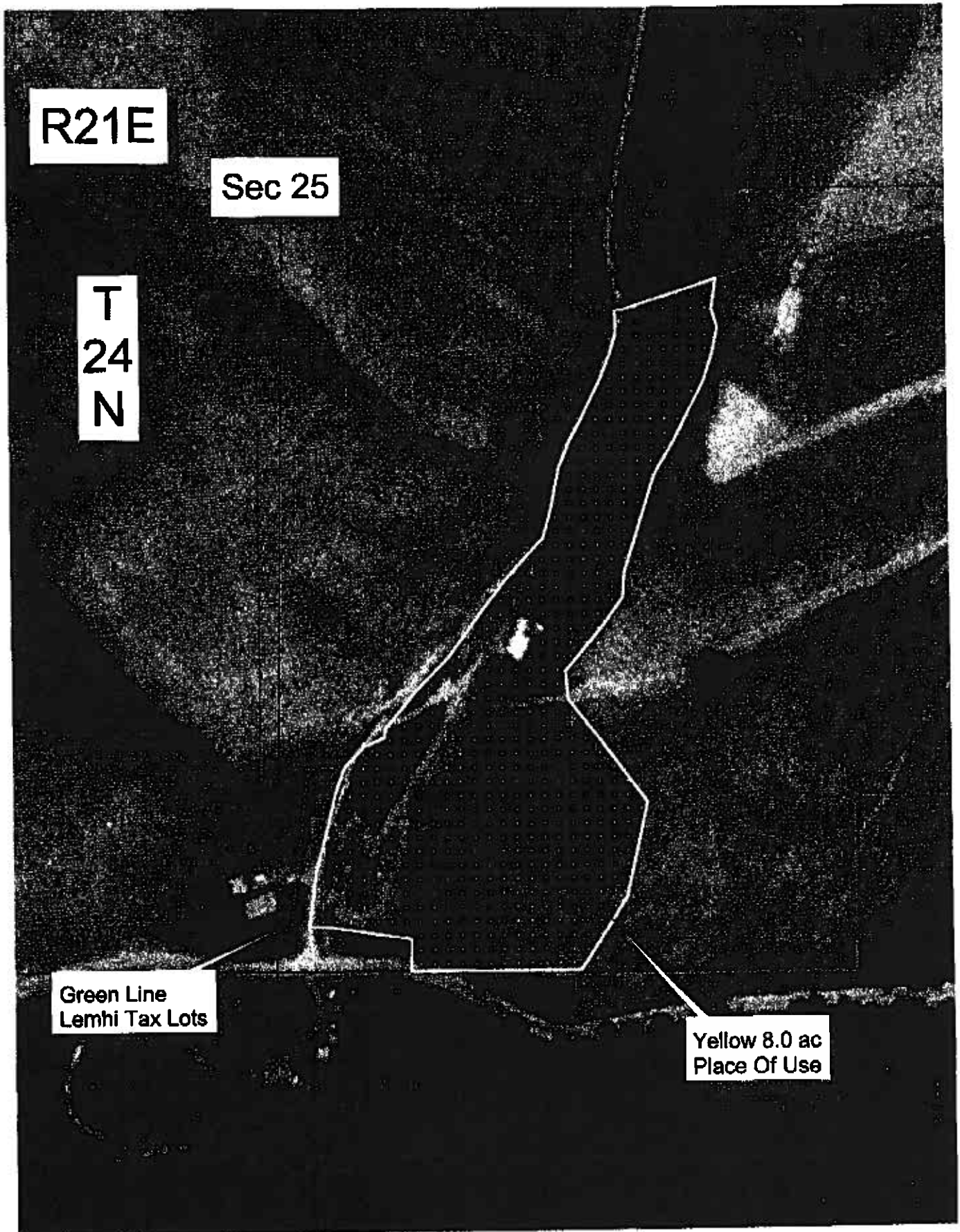
Sec 25

T
24
N

Green Line
Lemhi Tax Lots

Yellow 8.0 ac
Place Of Use

2004 Aerial Photo



2002 Aerial Photo

Form 222 November 30, 1999

Page ____ of ____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

756-7848 (cont.)

Name of Applicant Robert R. Hallen Phone (208) 665-2418
Post Office address P.O. Box 243, Carmen ID 83462

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 Add nature of use

2. Describe the reason for the proposed changes
- Diversion works in creek created small pond
-
- Total Vol of 0.4 ac-ft that exceeds 24hr diversion volume.

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

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
75-2003	5/20/1913	0.12 cfs	IRRIGATION	4/1 to 11/1
		0.02 cfs	Stockwater	1/1 to 12/31
		0.4 ac-ft	Recreation	1/1 to 12/31

2. Total amount of water being transferred
- 0.12
- cubic feet per second and/or
- 20
- acre-feet per annum.

3. Source of water
- Little fourth of July Creek
- tributary to
- Fourth of July Creek

4. Point(s) of Diversion:
- NO CHANGE

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
		NE	SE	25	24N	21E	LEMMING	

5. Lands irrigated or place of use:
- NO CHANGE

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	
24N	21E	25													8.0				8.0

Total Acres 8.0

Page _____ of _____

Transfer No. _____

PART 1

6. General Information:

a. Description of diversion system Diversion Dam in creek to headgate stock water directly from pond and ditches

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 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 affect on the land now irrigated if the place of use is changed pursuant to this transfer:

NO

d. Remarks:

Diversion Dam created a small pond that exceeds volume that can be diverted within 24hrs.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

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

For the Director

Page 1

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 75-2003

12/19/2005

WATER RIGHT NUMBER: 75-2003

Owner Type

Current Owner

Name and AddressCLINTON HANSEN
819 E 1000 S
CLEARFIELD, UT 84015
(801)773-0451

Priority Date: 05/20/1913

Basis: License

Status: Active

Source

LITTLE FOURTH OF JULY CREEK

Tributary

FOURTH OF JULY CREEK

Beneficial Use

IRRIGATION

DOMESTIC

From To

/ to /

/ to /

Diversion Rate

0.120 CFS

Annual VolumeTotal Diversion: 0.120 CFSLocation of Point(s) of Diversion

LITTLE FOURTH OF JULY CREEK

NE1/4SE1/4Sec. 25, Twp 24N, Rge 21E, B.M. LEMHI County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
24N	21E	25	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	8.0
																			8.0

Total Acres: 8

DOMESTIC same as IRRIGATIONConditions of Approval:

1. TRANS. 2844.

Remarks:Comments:Dates and Other Information:

Licensed Date: 9/23/1985

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Decree Defendant:

Decree Plaintiff:

Civil Case Number:

Judicial District:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits: Water Supply Bank:

Age _____ of _____

Transfer No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for the rights described in part 1. Clearly depict the land by section, township and range number.

SEE ATTACHED
MAPS

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

Page _____ of _____

Transfer No. _____

PART 3

B. CHANGES IN NATURE OF USE

1.

<u>New Nature of Use</u>	<u>Amount(cfs/af-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
<u>Recreational</u>	<u>0.4 af</u>	<u>24h/d/y</u>	<u>1/1 to 12/31</u>
			to _____
2. Quantity and quality of return flows and location of discharge: Non Consumptive use No Change
3. Describe effects on other water uses resulting from the proposed change:
None use is Non-Consumptive

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.

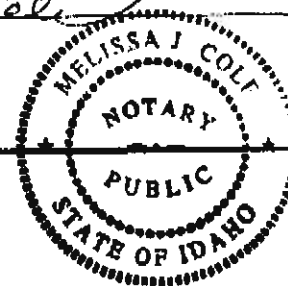
I understand that any willful misrepresentations made in this application may result in voiding its approval.

Robert R. Hall
(Signature of Applicant)

Subscribed and sworn to before me this 10th day of May, 2006

Melissa J. Cole
(Notary Public)

My commission expires 11/18/2006



FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by _____ Date _____ Protest filed by _____

Prelim. Check by _____ Fee _____

Received by _____ Date _____

Published in _____ Copies of protest forwarded by _____

Pub. Dates _____ Hearing held by _____ Date _____

Watermaster recommendations requested on _____ Recommended for ☐ approval ☐ denial

_____ received _____ by _____

Copy of transfer sent to lien holder _____