

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 73723

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of applicant Rodney A. and Shirley S. Jentzsch Phone 208-531-5562
Post Office address 480 E. 1500 N. Rupert, ID 83350

A. PURPOSE OF TRANSFER

- ☒ Change point of diversion ☐ Add diversion point ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Create PPU and switch rights.
- Describe the reason for the proposed changes To create a 160 acre PPU, and to switch 24 acres of 36-8415 with 24 acres of 36-16170. A concurrent transfer associated with 36-16170 has been submitted to IDWR along with this application.

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
<u>36-8415^{1,2}</u>	<u>03/21/1989</u>	<u>0.48/96.0</u>	<u>Irrigation</u>	<u>4/01</u> to <u>10/31</u>
<u>36-16170³</u>	<u>06/07/1951</u>	<u>2.10/544.0</u>	<u>Irrigation</u>	<u>03/15</u> to <u>11/15</u>
				to
				to

- Total amount of water being transferred 2.58 cubic feet per second and/or 640.0 acre-feet per annum.
- Source of water Ground Water tributary to _____
- Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
	SW	NE	SW	2	07S	24E	Minidoka	Well and Pump
*	SW	NE	SE	2	07S	24E	Minidoka	

- Lands irrigated or place of use: * PER 1/22/2008 E-MAIL FROM ZACH @ BROCKWAY ENGINEERING.

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	
07S	24E	02									40	40	40	40					160

RECEIVED

FEB 26 2007

PART 1

6. General Information:

a. Description of diversion system Current irrigation system is connected by buried mainlines.

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:

There will be no effect on lands now irrigated after this transfer is approved.

d. Remarks:

The purpose of this transfer is to create a 160 acre PPU and to switch 24 acres from current POU under 36-8415 with 24 acres from current POU under 36-16170. See also transfer filed on 2/14/07 involving 36-8624 and 36-16170. See also companion transfer for remaining portion of 36-16170.

¹ - This portion of 36-8415 is limited to the irrigation of 24 acres within PPU.

² - When combined with 36-8624, total combined diversion rate is 0.86 cfs.

³ - This portion of 36-16170 is limited to the irrigation of 136 acres within PPU.

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 _____.

Page _____ of _____

Transfer No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 36-8415 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. check appropriate box below.

☐ Tax notice ☐ Warranty Deed ☒ Other Quitclaim Deed

3. Source of water Ground Water tributary to _____4. Date of priority 03/21/1989

5. Water is used for the following purpose:

Amount 0.82/164 for Irrigation purposes from 4/01 to 10/31
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 0.82 cubic feet per second and/or 164 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
		NE	SE	1	09S	24E	Minidoka	Well and Pump

8. 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	
09S	24E	1			3	27									9	2			41

Total acres 419. Describe any other water rights used for the same purpose as described above NONE.

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No _____ If yes, describe _____

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 0.48/96.0 for Irrigation purposes from 4/01 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
		NE	SE	1	09S	24E	Minidoka	Well and Pump

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	
09S	24E	1				24													24

Total acres 24

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

1. Amount 0.34/68.0 for Irrigation purposes from 4/01 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
		NE	SE	1	09S	24E	Minidoka	Well and Pump

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	
09S	24E	1			3	3									9	2			17

Total acres 17

Page _____ of _____

Transfer No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 36-16170 Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. check appropriate box below.

☐ Tax notice ☐ Warranty Deed ☒ Other Marshal's Deed

3. Source of water Ground Water tributary to _____4. Date of priority 06/07/1951

5. Water is used for the following purpose:

Amount 2.47/640 for Irrigation purposes from 3/15 to 11/15
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 2.47 cubic feet per second and/or 640 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge	County	Local name for diversion
	SW	NE	SW	02	07S	24E	Minidoka	Well and Pump
	SW	NE	SE	02	07S	24E	Minidoka	Well and Pump

8. 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	
07S	24E	02									40	40	40	40					160

Total acres 1609. Describe any other water rights used for the same purpose as described above NONE.

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No _____ If yes, describe _____

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 2.10/544 for Irrigation purposes from 3/15 to 11/15
 (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
	SW	NE	SW	02	07S	24E	Minidoka	Well and Pump
	SW	NE	SE	02	07S	24E	Minidoka	Well and Pump

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	
07S	24E	02									40	33.4	31.2	31.4					136

Total acres 136

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

1. Amount 0.37/96 for Irrigation purposes from 3/15 to 11/15
 (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
	SW	NE	SW	02	07S	24E	Minidoka	Well and Pump
	SW	NE	SE	02	07S	24E	Minidoka	Well and Pump

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	
07S	24E	02										6.6	8.8	8.6					24

Total acres 24

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

A. Draw a map or attach a

USGS map indicating the new

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

SEE ATTACHED FIGURE 1.

Page _____ of _____

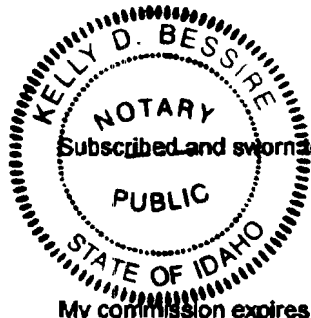
Transfer No. _____

PART 3**B. CHANGES IN NATURE OF USE**

1. New Nature of Use Amount Hours/days/year Period of Use
 (cfs/ac-ft)
- N/A _____ to _____
 _____ to _____
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

13th

day of

(Signature of Applicant)

December

, 20 06.

Kelly D. Bessire
 (Notary Public)

My commission expires

11-07-08

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by P. SKINNERDate 2/26/2007

Protest filed by _____

Prelim. check by P. SKINNERFee \$330.00 S029328Receipted by P. SKINNERDate 2/26/2007

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 _____

Page _____ of _____

Transfer No. _____

PART 3**B. CHANGES IN NATURE OF USE**

- | 1. | <u>New Nature of Use</u> | <u>Amount</u>
(cfs/ac-ft) | <u>Hours/days/year</u> | <u>Period of Use</u> |
|----|--------------------------|------------------------------|------------------------|----------------------|
| | N/A | | | to _____
to _____ |
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 13th day of December, 2006.

Shirley Intzpeh
(Signature of Applicant)

Kelly D. Bassin
(Notary Public)

My commission expires 11-02-08

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by _____	Date _____	Protest filed by _____
Prelim. check by _____	Fee _____	
Receipted by _____	Date _____	
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 _____

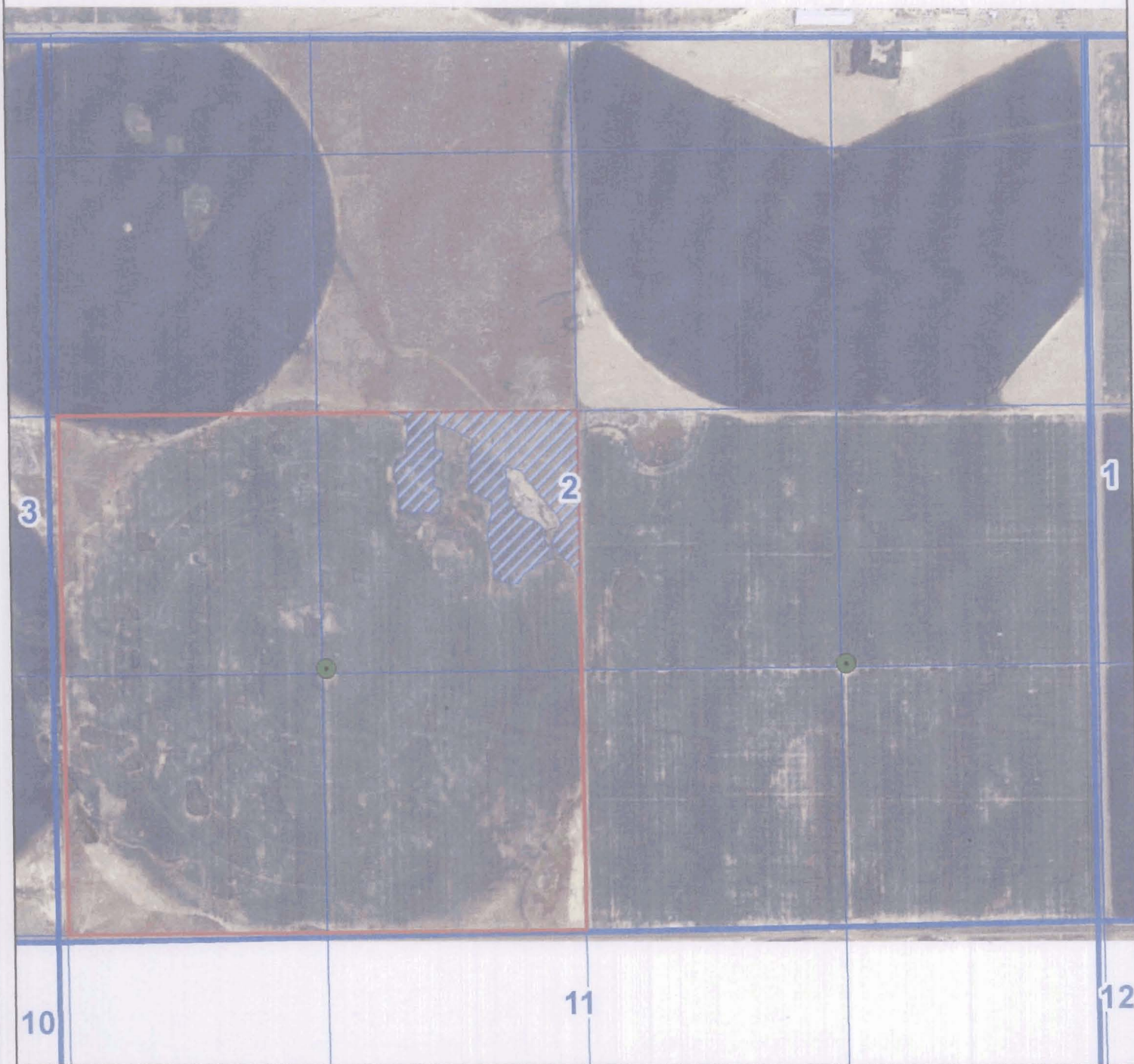


FIGURE 2
CURRENT POU FOR 36-16170: 160 ACRES
JENTZSCH- T.07S R.24E
SEC.2 SW1/4
NAIP 2004 AERIAL PHOTO

0 330 660 1,320 Feet

BROCKWAY ENGINEERING, PLLC. ZL - 12/20/06

Legend

- 36-16170 Current POD
- 36-8624 Transfer Area: 10.6 ac.
- 36-16170 Current POU
- t07s24e
- sections



F:\Projects\Jentzsch-Kearl Farms\Rod's 10 Acre Pasture Swap

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No.(s)	Adjudication Claim No.(s)	Split	Water Right No.(s)	Adjudication Claim No. (s)	Split
36-8415		☐			☐
		☐			☐
		☐			☐
		☐			☐
		☐			☐

2. The following REQUIRED information must be submitted with this form:
- A. The appropriate FILING FEE. See instructions for fee amounts.
 - B. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water right(s) in question, WITH ATTACHED LEGAL DESCRIPTION.
 - C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions): PLAT OF PROPERTY or SURVEY MAP clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency AERIAL PHOTO with the irrigated acres outlined and point(s) of diversion clearly marked. The AERIAL PHOTO should be submitted in place of the PLAT PROPERTY or SURVEY MAP.

3. Name and Address of Former Owner/Claimant(s): Darrell James Baker
655 N. 900 E. Rupert, ID 83350
4. New Owner/Claimant(s): Rodney A. and Shirley S. Jentzsch
 New Mailing Address: 480 E. 1500 N.
 City, State, Zip Code: Rupert, ID 83350
 New Telephone Number: 208-532-4119
5. Date you acquired the property: 7/27/06

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number: _____

<u>Water Use</u>	<u>Diversion Rate or Volume</u> (cubic feet per second or acre-feet annum)	<u>Description</u> (acres, number and type of stock, homes, etc.)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other: _____	_____	_____
TOTAL	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number: _____

<u>Water Use</u>	<u>Diversion Rate or Volume</u> (cubic feet per second or acre-feet annum)	<u>Description</u> (acres, number and type of stock, homes, etc.)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other: _____	_____	_____
TOTAL	_____	_____

7. Signature of New Owner(s) or Claimant(s):
(include title, if applicable)

Rodney Jentzsch
Shirley Jentzsch

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

FOR OFFICE USE ONLY

Received by: _____
Received by: _____
Processed by: _____ AJ

Date: _____
Date: _____
Date: _____

Fee: _____
Receipt No: _____
WR: _____ Date: _____

486458

MAILING ADDRESS OF GRANTEEES:

Rodney and Shirley Jentzsch
20106 S. St.
Rupert, ID 83350

Instrument # 486458

MINIDOKA COUNTY, RUPERT, IDAHO
2006-08-30 01:26:45 No. of Pages: 3
Recorded for : TINA KEARL
DUANE SMITH Fee: 9.00
Ex-Officio Recorder Deputy

QUITCLAIM DEED

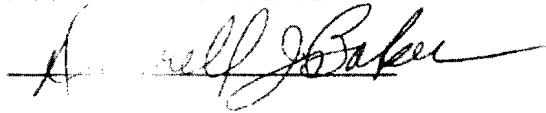
For the value received, DARREL J. BAKER, Trustee of THE BAKER FAMILY LIMITED TRUST, hereinafter called the grantor, does hereby convey, release, remise, and forever Quitclaim unto RODNEY AND SHIRLEY JENTZSCH, husband and wife, hereinafter called the grantees; the following described premises, in MINIDOKA County, Idaho, to wit and together with their appurtenances:

See attached exhibits "A and B", which exhibits are incorporated herein by reference.

THE SUCCESSOR ENTITY HAS FULL RIGHTS TO SELL OR ENCUMBER THE PROPERTY HEREIN SET FORTH.

Dated the 27th day of July, 2006.

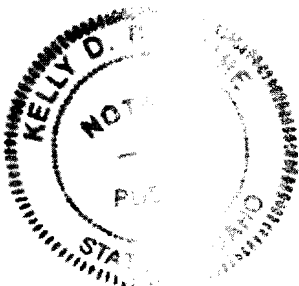
BAKER FAMILY TRUST
BY: DARREL J. BAKER



STATE OF IDAHO)

COUNTY OF MINIDOKA)

On this 27th day of July, 2006, before me, the undersigned, a Notary Public in and for said State personally appeared, DARREL J. BAKER Trustee of the BAKER FAMILY LIMITED TRUST, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.




Notary Public
Residing at: Rupert, ID 83350
My commission expires: 11-07-08

EXHIBIT "A"

ALL PLOTS 1,2,3,4,5,6,7,8,& 9

LOTS 7 & 8 BLK 10

ALL PLOTS 11,12,13,14

LOTS 11 & 12 BLK 17

ACEQUIA 1-9-24

EXHIBIT "B"

LOTS 1-10 BLK 19 ACEQUIA