

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Sirch Creek Ranches LLC Phone 208-522-8069

Post Office address 5203 South 11th East, Idaho Falls, Idaho

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 the reason for the proposed changes Change location of
land irrigated and move to existing
canal well.

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>32-13219</u>	<u>12/27/1951</u>	<u>0.64 CFS</u>	<u>Irrigation</u>	<u>04/01</u> to <u>10/31</u>
<u>32-13220</u>	<u>01/02/1952</u>	<u>0.36 CFS</u>	<u>Irrigation</u>	<u>04/01</u> to <u>10/31</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 1.0 cubic feet per second and/or 338.30 acre-feet per annum.

3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion:

[illegible]

5. Lands irrigated or place of use:

[illegible]

Total acres 10.1

71735

PART 1

6. General Information:

a. Description of diversion system Well + Pump

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? X 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 affect on the land now irrigated if the place of use is changed pursuant to this transfer:
Plant to Dry land Custered Wheat
Grass

d. Remarks:

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 _____, 19 _____.

page 3 of 9

71735

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

01/05/2005

WATER RIGHT NO. 32-13219

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BLAINE L LARSEN
Current Owner	CONNIE L LARSEN
	PO BOX 188
	HAMER, ID 83425-0188
	(208)662-5770
Original Owner	GEORGE L HANSEN
	626 E 2000 N
	MONTEVIEW, ID 83435
	(208)657-2573
Original Owner	RUTH B HANSEN
	626 W 2700 N
	MONTEVIEW, ID 83435
	(208)657-2573

Priority Date: 12/27/1951

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.64 CFS	185.5 AFA
Total Diversion			0.64 CFS	

71735

page 4 of 9

71735

Location of Point(s) of Diversion:

GROUND WATER	SENENE	Sec. 33	Township 09N	Range 33E	CLARK County
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IRRIGATION Use:

Acre Limit: 53

Place(s) of use:

Place of Use Legal Description: IRRIGATION JEFFERSON County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
09N	33E	33		NENW	33.7		NWNW	33.7		SENE	33.6			

Total Acres: 101

Conditions of Approval:

1.	C18	This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2.	131	Prior to the diversion and use of water under Transfer approval 69398, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
3.	X27	This right is limited to the irrigation of 53 acres within the place of use described above in a single irrigation season.
4.	X35	Rights 32-13219 and 32-13220 when combined shall not exceed the irrigation of 101.0 acres.
5.	T08	Failure of the right holder to comply with the conditions of transfer no. 69398 is cause for the Director to rescind approval of the transfer.
6.	T07	The right holder shall accomplish the change authorized by transfer no. 69398 by October 29, 2004.
7.	R63	This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
8.	067	The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
9.	046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

71735

page 5 of 9

71735

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

01/05/2005

WATER RIGHT NO. 32-13220

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BLAINE L LARSEN
Current Owner	CONNIE L LARSEN PO BOX 188 HAMER, ID 83425-0188 (208)662-5770
Original Owner	GEORGE L HANSEN 626 E 2000 N MONTEVIEW, ID 83435 (208)657-2573
Original Owner	RUTH B HANSEN 626 W 2700 N MONTEVIEW, ID 83435 (208)657-2573

Priority Date: 01/02/1952

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.36 CFS	152.8 AFA
Total Diversion			0.36 CFS	

71735

page 6 of 9

71735

Location of Point(s) of Diversion:

GROUND WATER	SENENE	Sec. 33	Township 09N	Range 33E	CLARK County
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IRRIGATION Use:

Acre Limit: 48

Place(s) of use:

Place of Use Legal Description: IRRIGATION JEFFERSON County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
09N	33E	33		NENW	33.7		NWNW	33.7		SENE	33.6			

Total Acres: 101

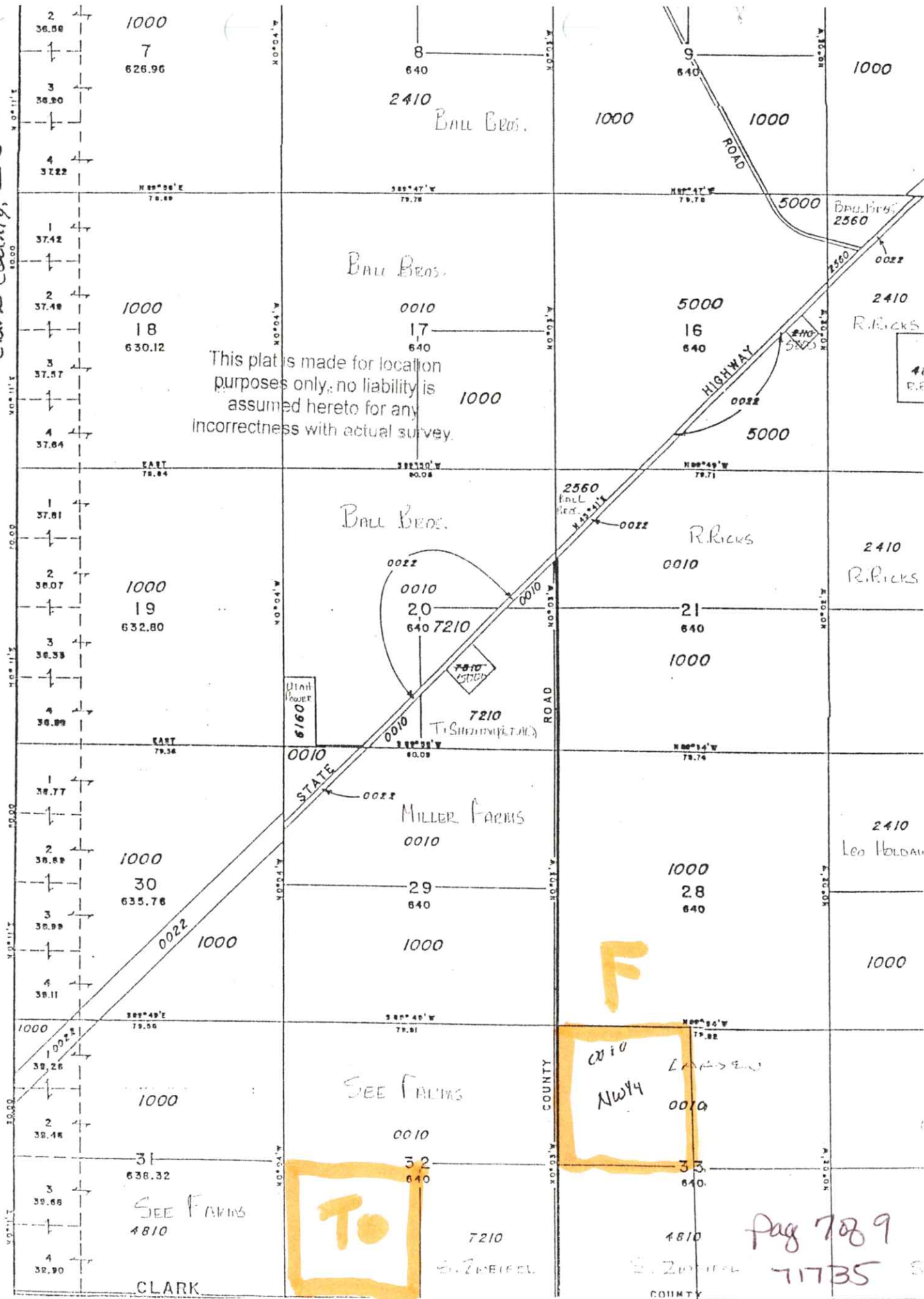
Conditions of Approval:

1.	C18	This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2.	131	Prior to the diversion and use of water under Transfer approval 69398, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
3.	X27	This right is limited to the irrigation of 48 acres within the place of use described above in a single irrigation season.
4.	X35	Rights 32-13219 and 32-13220 when combined shall not exceed the irrigation of 101.0 acres.
5.	T08	Failure of the right holder to comply with the conditions of transfer no. 69398 is cause for the Director to rescind approval of the transfer.
6.	T07	The right holder shall accomplish the change authorized by transfer no. 69398 by October 29, 2004.
7.	R63	This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
8.	067	The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

Dates:

71735

2



RF 09N33E 43070 A 2023

Part 3



NWSW 25.25	NE SW 25.25
SW SW 25.25	SE SW 25.25

Place of Use
SW 1/4
SEC 32
T9N R33E

PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	<u>none</u>			to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

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 21 day of January 2005

[Signature] Manager

(Signature of Applicant)

Subscribed and sworn to before me this 21 day of January 2005

[Signature]

(Notary Public)

My commission expires 8-27-2005

Residing in: Idaho Falls



FOR DEPARTMENT USE ONLY

Transfer contains 9 pages and 4 attachments

Received by DC Date 12/1/2005 Protest filed by _____

Prelim. check by DC Fee 250 EO 30544

Received by _____ Date _____

Published in Post Register 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 _____

LARK COUNTY ASSESSOR

BX 7

2004

JBCIS, ID 83423

ASSESSMENT NOTICE

& ESTIMATE OF TAX

**THIS IS NOT A BILL.
DO NOT PAY.**

TEL DESCRIPTION:

SEC 32 TWP 9 RGE 33
N21, SW

For any questions, please notify the Assessor's Office immediately.

Assessor's Telephone Number: (208) 374-5404

PARCEL ADDRESS:

BIRCH CREEK RANCHES INC
AN IDAHO CORPORATION
5203 SO 11TH EAST
IDAHO FALLS ID 83401Appeals of your property value must be filed in
writing, on a form provided by the County, by:

JUNE 28, 2004

Tax Code Area: 3-0000

Parcel Number: RP 09N33E320010 A

ASSESSED VALUE OF YOUR PROPERTY

CURRENT CATEGORY AND DESCRIPTION	LOTS/ACRES	LAST YEAR'S VALUE	CURRENT YEAR'S VALUE
DRY GRAZING WASTE	475.500 AC 4.500 AC	19,020	18,545
SUBTOTAL: LESS HOMEOWNERS EXEMPTION: NET TAXABLE PROPERTY VALUE:	480.000	19,020 19,020	18,545 18,545

These values may not include personal property values. Taxes are based on the values shown on this Notice and on the Budgets of the taxing districts.

ESTIMATED PROPERTY TAXES

TAXING DISTRICTS	LAST YEAR'S TAXES	CURRENT YEAR'S ESTIMATED TAXES	PHONE NUMBER	DATE OF PUBLIC BUDGET HEARING
COUNTY	72.10	70.30	208-374-5304	09/07/2004
SCHOOL DIST 161	121.88	118.84	208-374-5215	06/03/2004
METERY	1.66	1.62	208-374-5204	08/26/2004
BRARY	1.78	1.72	208-374-5267	08/19/2004
SUBTOTAL:	197.42	192.48		
FEEES:				
TOTAL PROPERTY TAXES & FEES:	197.42	192.48		

THIS IS NOT A BILL. DO NOT PAY.

See the back of this Notice for details.

Page 1 OF 1

ATTACHMENT

T 71735
1 OF 4

Received Time Jan. 21. 3:35PM

COPY

3060414955

WARRANTY DEED

THIS INDENTURE is made this 25 day of June, 2004, by BLAINE LARSEN and CONNIE LARSEN, husband and wife, the "Grantor", to BIRCH CREEK RANCHES, LLC, an Idaho limited liability company, whose mailing address is 5203 South 11 East, Idaho Falls, Idaho 83404, the "Grantee".

WITNESSETH:

That the Grantor, for and in consideration of the sum of TEN DOLLARS (\$10.00) lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, bargained, sold, and by these presents does grant, bargain, sell, convey and confirm unto the Grantee, and to the Grantee's successors and assigns forever, all of the following described real property in the County of Clark, State of Idaho, to-wit:

Township 9 North, Range 33 East, Boise Meridian, Clark County, Idaho.

Section 33: NW ¼

Excepting therefrom: Public road right of way along the West side of said property.

SUBJECT TO THE FOLLOWING:

1. Right, title and interest of the Public in and to those portions of above described property falling within the bounds of roads and highways.
2. The provisions contained in Right of Way Deed.
Recorded: April 11, 1995.
Instrument No.: 45666 of Official Records.
3. The provisions contained in Patent.
Recorded: August 20, 1971.
Instrument No.: 28344 of Official Records.
As follows: Reserving oil and gas in the land.
4. The provisions contained in Warranty Deed.
Recorded: November 26, 1973.

Microfilm No. 050696
6 Day July 2004
At 4:40 O'Clock PM
CONNIE S. OWEN
Clark Co. Recorder
Fee \$ 9-
Decky Nordstrom Deputy
Recorded at Request of
Alliance

T 71735
ATTACHMENT 2 OF 4

Instrument No.: 29546 of Official Records.

As follows: Reserves ½ of all oil and mineral rights.

5. The provisions contained in Warranty Deed.

Recorded: November 6, 1986.

Instrument No.: 40656 of Official Records.

As follows: Reserves all oil, gas, minerals, mineral rights, brine steam and geothermal rights of every kind and description.

SUBJECT to all real property taxes and assessments, all existing patent reservations, easements, rights of way, protective covenants and other matters of record, all applicable zoning ordinances, building codes, laws and regulations, and all encroachments, overlaps, boundary line disputes, claims of easements and other matters that would be disclosed by an accurate survey or inspection of the property.

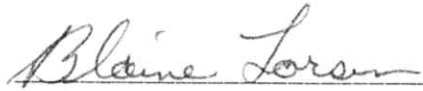
TOGETHER with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, remainders, rents, issues and profits therefrom; and all estate, right, title and interest in and to the property, as well in law as in equity, of the Grantor.

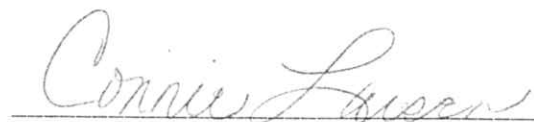
TO HAVE AND TO HOLD the property and the appurtenances unto the Grantee, and to the Grantee's successors and assigns forever. The Grantor and the Grantor's successors shall warrant and defend the property in the quiet and peaceable possession of the Grantee and the Grantee's successors and assigns, against the Grantor and the Grantor's successors, and against every person whomsoever who lawfully holds (or who later lawfully claims to have held) rights in the property as of the date hereof, subject to the matters set forth above.

In construing this Warranty Deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the Grantor has executed the within instrument the day and year first above written.

GRANTOR:


Blaine Larsen


Connie Larsen

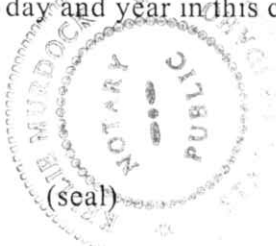
STATE OF IDAHO)

)ss.

County of Jefferson)

On the 25 day of June, 2004, before me, the undersigned, a notary public in and for said State, personally appeared Blaine Larsen, 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.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.



Kelli Murdock

Notary Public for Idaho

Residing at _____

Residing In Jefferson County

My Commission Expires: _____

Commission Expires: 07-17-09

STATE OF IDAHO)

)ss.

County of Jefferson)

On the 25 day of June, 2004, before me, the undersigned, a notary public in and for said State, personally appeared Connie Larsen, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.



Kelli Murdock

Notary Public for Idaho

Residing at _____

Residing In Jefferson County

My Commission Expires: _____

Commission Expires: 07-17-09

G:\WPDATA\CAH\8967\Larsen.Birch.62404 warranty firm