STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 87690

This is to certify that: GREEN HEAD RANCH LLC
C/O T J LOUDERBACK
2415 SAN RAMON VALLEY BLVD STE 4380
SAN RAMON, CA 94583-5381

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

Water Right	Origin/Basis	Priority Date	Diversion Rate	Diversion Volume	Acre Limit	Total Acres	Source
63-32226	WR/LICENSE	11/21/2005	1.030 cfs	370.0 af	N/A	N/A	UNNAMED DRAIN
63-32608	WR/LICENSE	11/21/2006	2.800 cfs	1005.0 af	N/A	N/A	UNNAMED DRAIN

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
63-32226	NO	NO	NO	YES	NO	NO
63-32608	NO	NO	NO	YES	NO	NO

SUPPORT DATA
IN FILE # 63-32226

Summary Of Water Rights After the Approved Change

Existing Right	New No. (Changed Portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
63-32226	63-32226	1.030 cfs	370.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
63-32608	63-32608	2.800 cfs	1005.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		**3.830 cfs**	**1375.0 af**	**N/A**	**N/A**		**N/A**	**N/A**	**N/A**	**N/A**

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 20th day of June, 2023.

SCOTT STORMS, Water Rights Supervisor

SCANNED
JUN 22 2023

Transfer No. 87690

WATER RIGHT NO. 63-32226

As Modified by Transfer No. 87690

In accordance with the approval of Transfer No. 87690, Water Right No. 63-32226 is now described as follows:

Right Holder: GREEN HEAD RANCH LLC
C/O T J LOUDERBACK
2415 SAN RAMON VALLEY BLVD STE 4380
SAN RAMON, CA 94583-5381

Priority Date: 11/21/2005

Source: ROSS EAST END DRAIN **Tributary:** SNAKE RIVER
Source: UNNAMED DRAIN **Tributary:** ROSS EAST END DRAIN

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
DIVERSION TO STORAGE	09/01	to	02/28	1.030 cfs	
WILDLIFE	09/01	to	02/28	1.030 cfs	355.0 af
WILDLIFE STORAGE	09/01	to	02/28	0.000	15.2 af
				1.030 cfs	370.0 af

LOCATION OF POINT(S) OF DIVERSION

ROSS EAST END DRAIN	NWSW	Sec 17 Twp 05N Rge 05W CANYON County
UNNAMED DRAIN	L7 (SESW)	Sec 17 Twp 05N Rge 05W CANYON County

PLACE OF USE: WILDLIFE

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
05N	05W	17									X	X		X					
														L 7					
05N	05W	17									X	X							
											L 6	L 5							

PLACE OF USE: WILDLIFE STORAGE

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
05N	05W	17									X	X		X					
														L 7					
05N	05W	17									X	X							
											L 6	L 5							

CONDITIONS OF APPROVAL

1. The five (5) ponds established by the storage of water under this right shall not exceed a total combined capacity of 44 acre-feet or a total surface area of 23 acres.

SCANNED
JUN 22 2023

WATER RIGHT NO. 63-32226

As Modified by Transfer No. 87690

CONDITIONS OF APPROVAL

2. Rights 63-32226 and 63-32608 authorize a total annual combined storage volume of 66.9 acre-feet, 44 acre-feet to be used for the initial filling or carryover storage of the ponds and 22.9 acre-feet for the replacement of losses caused by seepage and evaporation,

3. Subsequently approved rights based on earlier-in-time applications may reduce the amount of water available for appropriation under this right and may result in a reduction of the quantity found to be beneficially used at the time of licensing of this right.

4. The right holder shall maintain a straight length of conduit or ditch suitable for installation of a device for measuring the entire flow of water being diverted in connection with this right. If the right holder uses conduit, the straight length of conduit shall be at least fifteen times the diameter of the conduit and shall be above ground or otherwise easily accessible.

5. Diversion of the Ross East End Drain is limited to those times water is available for diversion under this right and priority from the Unnamed Drain tributary to Ross East End Drain.

6. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 63.

7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

8. Right Nos. 63-32165, 63-32608, and 63-32226 are limited to a total combined diversion rate of 1.03 cfs during the irrigation season.

9. This right shall be junior and subordinate to future minimum in-stream flow water rights that may be established for the Boise River and its tributaries.

10. This right shall be junior and subordinate to future water rights authorizing the diversion and use of water from the Boise River and its tributaries, including ground water, for consumptive uses, except that this right shall not be subordinate to future water rights for similar wildlife, recreation and/or aesthetic uses.

11. When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.

12. The waste water diverted under this right is subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place of use or manner of wasting it, or to recapture it.

13. Wildlife use is for flow-through and return flow water associated with wildlife storage under this right.

SCANNED
JUN 22 2023

WATER RIGHT NO. 63-32226

As Modified by Transfer No. 87690

CONDITIONS OF APPROVAL

14. Wildlife storage use is for habitat improvement.

15. This right does not grant any right-of-way or easement across the land of another.

SCANNED
JUN 22 2023

WATER RIGHT NO. 63-32608

As Modified by Transfer No. 87690

In accordance with the approval of Transfer No. 87690, Water Right No. 63-32608 is now described as follows:

Right Holder: GREEN HEAD RANCH LLC
C/O T J LOUDERBACK
2415 SAN RAMON VALLEY BLVD STE 4380
SAN RAMON, CA 94583-5381

Priority Date: 11/21/2006

Source: ROSS EAST END DRAIN **Tributary:** SNAKE RIVER
Source: UNNAMED DRAIN **Tributary:** ROSS EAST END DRAIN

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
DIVERSION TO STORAGE	09/01	to	02/28	2.800 cfs	
WILDLIFE	09/01	to	02/28	2.800 cfs	953.3 af
WILDLIFE STORAGE	09/01	to	02/28	0.000	51.7 af
				2.800 cfs	1005.0 af

LOCATION OF POINT(S) OF DIVERSION

ROSS EAST END DRAIN	NWSW	Sec 17 Twp 05N Rge 05W CANYON County
UNNAMED DRAIN	L7 (SESW)	Sec 17 Twp 05N Rge 05W CANYON County

PLACE OF USE: WILDLIFE

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
05N	05W	17									X	X		X					
														L 7					
05N	05W	17									X	X							
											L 6	L 5							

PLACE OF USE: WILDLIFE STORAGE

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
05N	05W	17									X	X		X					
														L 7					
05N	05W	17									X	X							
											L 6	L 5							

SCANNED
JUN 22 2023

WATER RIGHT NO. 63-32608

As Modified by Transfer No. 87690

CONDITIONS OF APPROVAL

1. When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.

2. The right holder shall maintain a straight length of conduit or ditch suitable for installation of a device for measuring the entire flow of water being diverted in connection with this right. If the right holder uses conduit, the straight length of conduit shall be at least fifteen times the diameter of the conduit and shall be above ground or otherwise easily accessible.

3. Diversion of the Ross East End Drain is limited to those times water is available for diversion under this right and priority from the Unnamed Drain tributary to Ross East End Drain.

4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 63.

5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

6. Rights 63-32226 and 63-32608 authorize a total annual combined storage volume of 66.9 acre-feet, 44 acre-feet to be used for the initial filling or carryover storage of the ponds and 22.9 acre-feet for the replacement of losses caused by seepage and evaporation,

7. The five (5) ponds established by the storage of water under this right shall not exceed a total capacity of 44 acre-feet or a total surface area of 23 acres.

8. Right Nos. 63-32165, 63-32608, and 63-32226 are limited to a total combined diversion rate of 1.03 cfs during the irrigation season.

9. Subsequently approved rights based on earlier-in-time applications may reduce the amount of water available for appropriation under this right and may result in a reduction of the quantity found to be beneficially used at the time of licensing of this right.

10. This right shall be junior and subordinate to future minimum in-stream flow water rights that may be established for the Boise River and its tributaries.

11. This right shall be junior and subordinate to future water rights authorizing the diversion and use of water from the Boise River and its tributaries, including ground water, for consumptive uses, except that this right shall not be subordinate to future water rights for similar wildlife, recreation and/or aesthetic uses.

12. The waste water diverted under this right is subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place of use or manner of wasting it, or to recapture it.

SCANNED
JUN 22 2023

WATER RIGHT NO. 63-32608

As Modified by Transfer No. 87690

CONDITIONS OF APPROVAL

13. Wildlife use is for flow-through and return flow water associated with wildlife storage under this right.
14. Wildlife storage use is for habitat improvement.
15. This right does not grant any right-of-way or easement across the land of another.

SCANNED
JUN 22 2023

State of Idaho
Department of Water Resources

Attachment to Transfer No. 87690

Water Rights: 63-32226, 63-32608

This map depicts the WILDLIFE STORAGE place of use boundary for this water rights at the time of this approval and is attached to the approval document solely for illustrative purposes.



0 0.075 0.15 0.3 Miles

- Townships
- PLS Sections
- Quarter Quarters
- Existing Point of Diversion
- Additional Point of Diversion
- Place of Use

SCANNED
JUN 22 2023

RECEIVED
MAR 29 2023
WATER RESOURCES
WESTERN REGION

42-222 POD - 07/18

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
MAR 22 2023
DEPARTMENT OF
WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the *Application for Transfer Instructions* for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

☐ Change diversion point(s) ☑ Add diversion point(s) ☐ Ownership change ☐ Ownership split

☐ Transfer is for changes pursuant to Idaho Code § 42-221.O.8. Attach an explanation and any supporting documentation.

1. **APPLICANT(S)** Green Head Ranch LLC Phone (510) 837-7271

2. **MAILING ADDRESS** c/o T J Louderback, 2415 San Ramon Valley Blvd, * City San Ramon

State CA Zip 94583-5381 Email tj@bayareabev.com

*Ste 4380

☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.

☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.

☑ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) are required for water right ownership changes; see Item 9 for the fee schedule. See accompanying Water Right Ownership Change Notice

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:

☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. **LIST WATER RIGHT NUMBER(S)** 63-32226, 63-32608

☑ Attach a copy of the water right(s) as recorded, available at *idwr.idaho.gov*, *Water Right Transfers, Step 1*, or by contacting any Department office.

4. **TOTAL AMOUNT OF WATER** transferred is 3.83 (diversion rate) cubic feet per second and/or 1,375 (storage volume) acre-feet per annum.

5. **POINT OF DIVERSION** – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at idwr.idaho.gov, *Water Rights, Water Right Transfers, Modeling Resources.*

New?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
N			SE	SW	17	5N	5W	Canyon	Unnamed Drain	
Y			NW	SW	17	5N	5W	Canyon	Ross East End Drain	

SCANNED
MAY 12 2023

Transfer No. 87[illegible]

6. **GENERAL INFORMATION**

a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

Existing POD: no change; proposed POD: pump, pipe and ditch system. Measuring devices and lockable controlling works will be accommodated upon Department request.

b. Who owns the property at the point(s) of diversion? Applicant

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

c. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes	No	
☐	☑	undergone a period of five or more consecutive years of non-use,
☐	☑	currently used in a mitigation plan limiting the use of water under the right(s), or
☐	☑	currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe:

d. Is any portion of the water right(s) proposed to be changed currently leased to the Water Supply Bank? ☐ Yes ☑ No

☐ If yes and there are multiple owners, attach a Lessor Designation form.
☐ If yes, the individual owner or designated lessor must complete, sign and attach an IRS Form W-9.
(Disregard if these items are on file and ownership has not changed.)

7. **MAP** – ☑ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and ¼ ¼ of section information. You may create a map at idwr.idaho.gov, *Water Rights, Water Right Transfers, File a Transfer Application, Step 2C.*

8. **SIGNATURE** – The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

Signature of applicant or authorized agent	Print name and title if applicable	Date
[signature]	Tan J Louderback	3/20/23
Signature of applicant or authorized agent	Print name and title if applicable	Date

9. **FEE** – ☑ The application filing fee provided in Idaho Code § 42-221.O, must be submitted with the application for transfer. Applications for changes pursuant to Idaho Code § 42-221.O.8. require a filing fee of $50 per water right. All other application fees are based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The *Fee Schedule* is available at *www.idwr.idaho.gov, Water Right Transfers, Step 4* and in the *Application for Transfer Instructions*.

FOR DEPARTMENT USE ONLY

SCANNED

Transfer includes _____ pages of attachments. Received by _____ Date _____

Fee paid _____ Date _____ Receipted by _____ Receipt # MAY 12 2023

Preliminary review by _____ Date _____ Active in the Water Supply Bank? Yes ☐ No ☐

W-9 received? Yes ☐ No ☐ Name on W-9 _____ W-9 forwarded to fiscal? Yes ☐ No ☐

(Do NOT scan the W-9 – confidential information is held by fiscal only)

87096

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

Current Water Right No.: 63-32226

Current Owner: THORPE FAMILY TRUST

Priority Date: 11/21/2005

Origin: Water Right

Status: Active

Basis: License

Source	Tributary
UNNAMED DRAIN	ROSS EAST END DRAIN

Beneficial Use	From To	Diversion Rate	Annual Volume
WILDLIFE STORAGE	09/01 to 02/28		15.2 AF
DIVERSION TO STORAGE	09/01 to 02/28	1.03 CFS	
WILDLIFE	09/01 to 02/28	1.03 CFS	355 AF
	Total Diversion	1.03 CFS	370 AF

Location of Point(s) of Diversion

UNNAMED DRAIN L7(SE1/4SW1/4) Sec. 17, Twp 05N, Rge 05W B.M.

CANYON County

Place of Use

WILDLIFE Within CANYON County

T05N R05W S17		NESW	T05N R05W S17	Lot 6	NESW
T05N R05W S17		NWSW	T05N R05W S17	Lot 5	NWSW
T05N R05W S17	Lot 7	SESW			

WILDLIFE STORAGE Within CANYON County

T05N R05W S17		NESW	T05N R05W S17	Lot 6	NESW
T05N R05W S17		NWSW	T05N R05W S17	Lot 5	NWSW
T05N R05W S17	Lot 7	SESW			

Place of Use: DIVERSION TO STORAGE same as WILDLIFE

SCANNED

MAY 12 2023

Conditions of Approval:

1.		Right Nos. 63-32165, 63-32608, and 63-32226 are limited to a total combined diversion rate of 1.03 cfs during the irrigation season.
2.		Wildlife storage use is for habitat improvement.
3.	204	This right shall be junior and subordinate to future water rights authorizing the diversion and use of water from the Boise River and its tributaries, including ground water, for consumptive uses, except that this right shall not be subordinate to future water rights for similar wildlife, recreation and/or aesthetic uses.
4.	220	The five (5) ponds established by the storage of water under this right shall not exceed a total combined capacity of 44 acre-feet or a total surface area of 23 acres.
5.		Subsequently approved rights based on earlier-in-time applications may reduce the amount of water available for appropriation under this right and may result in a reduction of the quantity found to be beneficially used at the time of licensing of this right.
6.	103	When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.
7.		Wildlife use is for flow-through and return flow water associated with wildlife storage under this right.
8.	R43	The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
9.	176	The waste water diverted under this right is subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place of use or manner of wasting it, or to recapture it.
10.	219	Rights 63-32226 and 63-32608 authorize a total annual combined storage volume of 66.9 acre-feet, 44 acre-feet to be used for the initial filling or carryover storage of the ponds and 22.9 acre-feet for the replacement of losses caused by seepage and evaporation,
11.	F06	The following rights are diverted through point of diversion described above: 63-3001A, 63-3001C, 63-32165, 63-32166, 63-32226 and 63-32608.
12.	196	The right holder shall maintain a straight length of conduit or ditch suitable for installation of a device for measuring the entire flow of water being diverted in connection with this right. If the right holder uses conduit, the straight length of conduit shall be at least fifteen times the diameter of the conduit and shall be above ground or otherwise easily accessible.
13.	004	This right does not grant any right-of-way or easement across the land of another.
14.	R05	Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 63.
15.		This right shall be junior and subordinate to future minimum in-stream flow water rights that may be established for the Boise River and its tributaries.

Licensed Date: 5/13/2016

SCANNED

MAY 12 2023

87099

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

Current Water Right No.: 63-32608

Current Owner: THORPE FAMILY TRUST

Priority Date: 11/21/2006

Origin: Water Right

Status: Active

Basis: License

Source	Tributary
UNNAMED DRAIN	ROSS EAST END DRAIN

Beneficial Use	From To	Diversion Rate	Annual Volume
WILDLIFE	09/01 to 02/28	2.8 CFS	953.3 AF
WILDLIFE STORAGE	09/01 to 02/28		51.7 AF
DIVERSION TO STORAGE	09/01 to 02/28	2.8 CFS	
	Total Diversion	2.8 CFS	1005 AF

Location of Point(s) of Diversion

UNNAMED DRAIN L7(SE1/4SW1/4) Sec. 17, Twp 05N, Rge 05W B.M.

CANYON County

Place of Use

WILDLIFE Within CANYON County

T05N R05W S17		NESW	T05N R05W S17	Lot 6	NESW
T05N R05W S17		NWSW	T05N R05W S17	Lot 5	NWSW
T05N R05W S17	Lot 7	SESW			

WILDLIFE STORAGE Within CANYON County

T05N R05W S17		NESW	T05N R05W S17	Lot 6	NESW
T05N R05W S17		NWSW	T05N R05W S17	Lot 5	NWSW
T05N R05W S17	Lot 7	SESW			

Place of Use: DIVERSION TO STORAGE same as WILDLIFE

SCANNED

MAY 12 2023

Conditions of Approval:

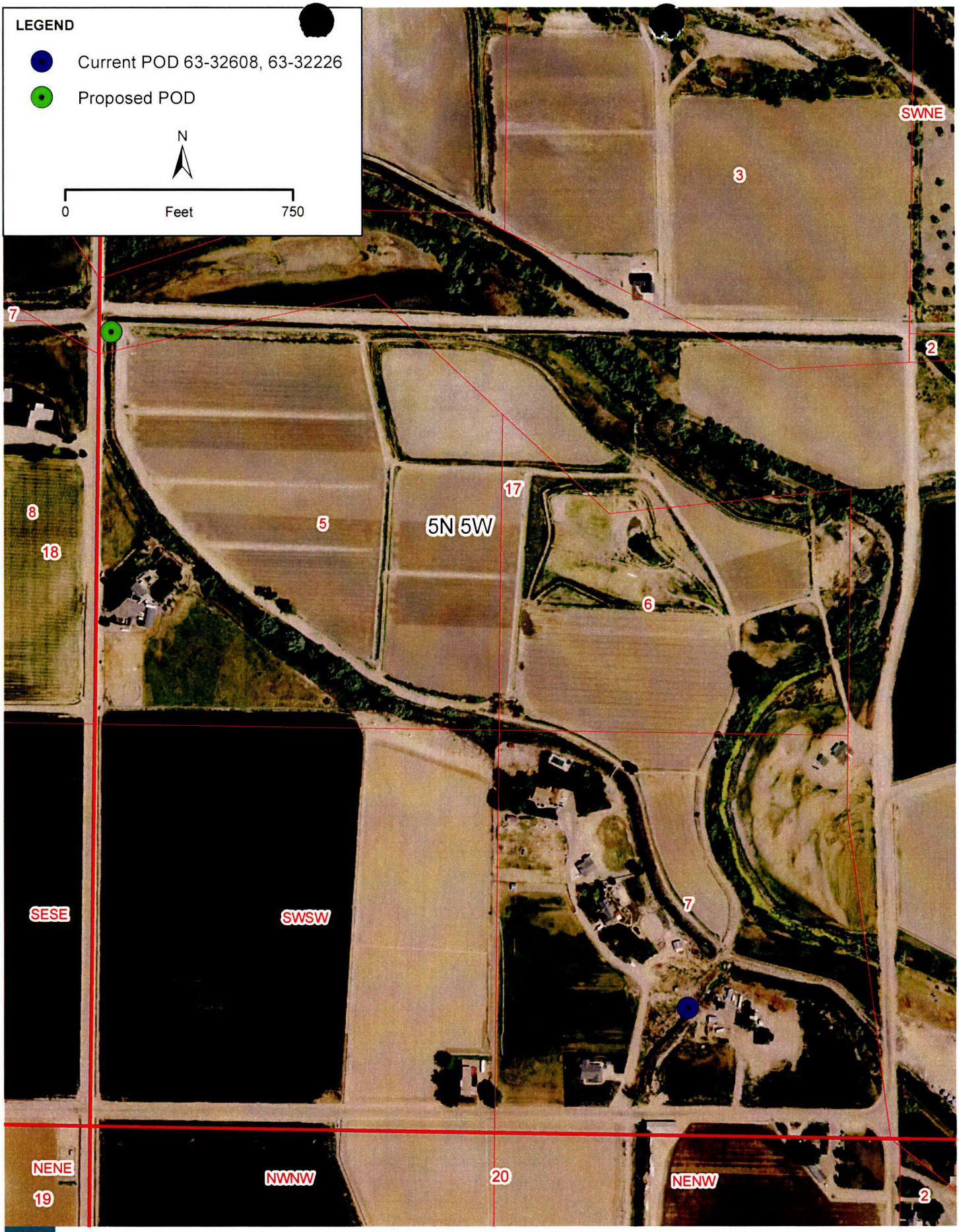
1.	103	When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.
2.	R05	Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 63.
3.	004	This right does not grant any right-of-way or easement across the land of another.
4.		Right Nos. 63-32165, 63-32608, and 63-32226 are limited to a total combined diversion rate of 1.03 cfs during the irrigation season.
5.	204	This right shall be junior and subordinate to future water rights authorizing the diversion and use of water from the Boise River and its tributaries, including ground water, for consumptive uses, except that this right shall not be subordinate to future water rights for similar wildlife, recreation and/or aesthetic uses.
6.	196	The right holder shall maintain a straight length of conduit or ditch suitable for installation of a device for measuring the entire flow of water being diverted in connection with this right. If the right holder uses conduit, the straight length of conduit shall be at least fifteen times the diameter of the conduit and shall be above ground or otherwise easily accessible.
7.		Wildlife use is for flow-through and return flow water associated with wildlife storage under this right.
8.	R43	The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
9.		Subsequently approved rights based on earlier-in-time applications may reduce the amount of water available for appropriation under this right and may result in a reduction of the quantity found to be beneficially used at the time of licensing of this right.
10.	220	The five (5) ponds established by the storage of water under this right shall not exceed a total capacity of 44 acre-feet or a total surface area of 23 acres.
11.	219	Rights 63-32226 and 63-32608 authorize a total annual combined storage volume of 66.9 acre-feet, 44 acre-feet to be used for the initial filling or carryover storage of the ponds and 22.9 acre-feet for the replacement of losses caused by seepage and evaporation,
12.		This right shall be junior and subordinate to future minimum in-stream flow water rights that may be established for the Boise River and its tributaries.
13.		Wildlife storage use is for habitat improvement.
14.	176	The waste water diverted under this right is subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place of use or manner of wasting it, or to recapture it.
15.	F06	The following rights are diverted through point of diversion described above: 63-3001A, 63-3001C, 63-32165, 63-32166, 63-32226 and 63-32608.

Licensed Date: 5/13/2016

SCANNED

MAY 12 2023

87090



DATA SOURCE: Canyon NAIP 2021

TRANSFER APPLICATION MAP

PROPOSED ADDITIONAL POD

GREEN HEAD RANCH LLC

PROJECT #10337695

SCANNED
L87090
MAY 12 2023

PATH: S:\PROJECTS\E THRU H PROJECTS\G PROJECTS\GREEN HEAD RANCH_1652\0010_2021 WATER RIGHT CONSULTING\PROJECT\GIS\ARCMAP_PROJECTS\XFR MAP.MXD - USER: LGRAVES - DATE: 3/3/2023

RECEIVED
MAR 29 2023
WATER RESOURCES
WESTERN REGION

Form 42-248-14(09)(6) Rev. 6/22

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
MAR 23 2023
DEPARTMENT OF
WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "*Yes*" in the "*Split?*" column. If the water right is leased to the Water Supply Bank, check "*Yes*". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions. DEV

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
63-32165 ✓	Yes ☐	Yes ☐		Yes ☐	Yes ☐
63-32226 ✓	Yes ☐	Yes ☐		Yes ☐	Yes ☐
63-32608 ✓	Yes ☐	Yes ☐		Yes ☐	Yes ☐
63-33643 ✓	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Thorpe Family Trust
   Name of current water right holder/claimant

3. New Owner(s)/Claimant(s): Green Head Ranch LLC
   New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or

   c/o T.J. Louderback, 2415 San Ramon Valley Blvd, Ste 4380 | San Ramon | CA | 94583-5381
   Mailing address | City | State | Zip

   (510) 837-7271 | tj@bayareabev.com
   Telephone | Email

4. If the water rights and/or adjudication claims were split, how did the division occur?
   ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
   ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: 1/28/2021.

6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
   - If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.

7. This form must be signed and submitted with the following **REQUIRED** items:
   ☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
   ☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
   ☒ Filing fee (see instructions for further explanation):
   - $25 per *undivided* water right.
   - $100 per *split* water right.
   - No fee is required for pending adjudication claims.

   SCANNED
   SUPPORT DATA
   IN FILE # 63-32165
   APR 05 2023

   ☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
   ☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: Tom J. Louderback | | 3/20/23
   Signature of new owner/claimant | Title, if applicable | Date
   Tom J. Louderback
   Print name

   Signature: _____ | _____ | _____
   Signature of new owner/claimant | Title, if applicable | Date
   _____
   Print name

For IDWR Office Use Only:

Receipted by MJ Date 3.22.23 Receipt No. C115663 Receipt Amt. 100

Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☑

Name on W-9 _____ Approved by DM Processed by DM Date 4-5-23

IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082
Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little Director Gary Spackman

June 21, 2023

GREEN HEAD RANCH LLC
C/O T J LOUDERBACK
2415 SAN RAMON VALLEY BLVD STE 4380
SAN RAMON CA 94583-5381

Re: Transfer No: 87690
Water Right No(s).: 63-32226, 63-32608

Transfer Approval Notice

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change.

SCANNED
JUN 22 2023

Failure to report these changes could result in a $100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208) 334-2190.

Sincerely,

Lynne Evans
Administrative Assistant I

Enclosure(s)

SCANNED
JUN 22 2023

CERTIFICATE OF SERVICE

I hereby certify that on June 21, 2023 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

Re: Transfer No.: 87690
Water Right No(s).: 63-32226, 63-32608

GREEN HEAD RANCH LLC
C/O T J LOUDERBACK
2415 SAN RAMON VALLEY BLVD STE 4380
SAN RAMON CA 94583-5381

LORI GRAVES
HDR INC
412 E PARKCENTER BLVD STE 100
BOISE ID 83706-6659

Lynne Evans
Administrative Assistant I

SCANNED
JUN 22 2023

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

SCANNED
JUN 22 2023

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

> Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:
>
> (a) The petition for reconsideration is disposed of; or
> (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

i. A hearing was held,
ii. The final agency action was taken,
iii. The party seeking review of the order resides, or
iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

SCANNED
JUN 22 2023

MEMORANDUM

TO: Transfer No. 87690

FROM: Blake Burkard

DATE: June 16, 2023

RE: Evaluation of Application

Transfer 87690 proposes adding a point of diversion to water rights 63-32226 and 63-32608. The proposed point of diversion from the Ross East End Drain in the NWSW of Sec 17, T05N, R05W, located approximately 0.5 miles southwest of the Boise River and 1.8 miles southwest of Parma, ID. Ross East End Drain is tributary to the Snake River. The proposed additional POD is downstream of the original POD, near the northwest corner of the northwesternmost storage area.

Summary of Information Submitted

Authority to File:
Green Head Ranch, LLC is the current owner of water rights 63-32226 and 63-32608. The application for transfer included a change in ownership for both water rights that has already been processed by the department. Since they are the owner of the water rights, Green Head Ranch has the authority to submit a transfer request. The property the POU is appurtenant to is owned by both applicants.

Water Right Validity:
The water rights in question were licensed on May 13, 2016. This right is presumed to be valid since beneficial use has occurred within the last five years. Beneficial use confirmed by department aerial imagery, landsat images, google earth images, or other evidence. Evidence of beneficial use does not need to be added to the file, as it is an IDWR product available to other staff.

Injury to Other Water Rights:
The proposed additional POD is located downstream of the original POD. The original POD is an Unnamed Drain tributary to Ross East End Drain. Water rights relevant to this transfer were previously protested by other water users in the vicinity, and comment letters were sent to the protestors on May 11, 2023. Since this transfer was not protested, it is reasonable to assume that there are no concerns of injury if the proposal is accepted. Additionally, the POUs are limited to 1.03 cfs during irrigation season to preserve the availability of water for irrigation.

Enlargement of Use:
No additional rate or volume is proposed to be diverted for the uses approved by the license. Many times, when transfer applicants propose an additional POD downstream from the original POD on a gaining reach, they intend to increase their water availability when the upstream POD does not have the quantity necessary to meet their needs. If a condition is placed on the permit to curtail the water right when there is not adequate flow at the original POD, then no enlargement is expected.

SCANNED
JUN 22 2023

Local Public Interest:
No evidence has been submitted suggesting the transfer proposes changes at odds with the local public interest. Comment letters were sent to Island Highline Ditch Co., Haas Ditch Co., Water District 63, IDFG, and IDEQ. No comments were received.

Beneficial Use/Conservation of Water Resources:
The application proposes beneficial use consistent with conservation of water resources in Idaho.

The application is consistent with criteria of I. C. § 42-222 and should be processed.

Additional Information/Analysis

Should Transfer 87690 be approved, Condition X53 should be added and modified to read:

X53 - Diversion of the Ross East End Drain is limited to those times water is available for diversion under this right and priority from the Unnamed Drain tributary to the Ross East End Drain.

63-32165 has POU overlap with water rights 63-32226 and 63-32608. 63-32165 permits the irrigation of the parcels during the standard irrigation season at 1.03 cfs. A condition limiting the diversion of water during the irrigation season to 1.03 cfs should be carried over to the transfer application.

HDR Engineering, Inc., previously SPF, represented the original owners of water rights 63-32226 and 63-32608 when the rights were established. A document attached to the file (titled *Correspondence & Misc Documents from 12/5/2005 thru 11/9/2007)* for both water rights include a diagram detailing the return flow location. The additional proposed POD is approximately where the return flow reenters the Ross East End Drain. If the application is processed, the applicant will essentially, partially, be reusing their own wastewater.

SCANNED
JUN 22 2023

23100 372969
1 IDWR - WESTERN REGION

2735 AIRPORT WAY
BOISE, ID 83705

RECEIVED
MAY 30 2023
WATER RESOURCES
WESTERN REGION

AFFIDAVIT OF PUBLICATION
STATE OF IDAHO

County of Canyon and Ada

SHARON JESSEN
of the State of Idaho, being of first duly sworn, deposes and says:

1. That I am a citizen of the United States, and at all times hereinafter mentioned was over the age of eighteen years, and not a party to the above entitled action.
2. That I am the Principle Clerk of the Idaho Press-Tribune, a daily newspaper published in the Counties of Canyon and Ada, State of Idaho; that the said newspaper is in general circulation in the said counties of Canyon and Ada, and in the vicinity of Nampa, Caldwell, and Boise, and has been uninterruptedly published in said Counties during a period of seventy -eight consecutive weeks prior to the first publication of this notice, a copy of which is hereto attached.
3. That the notice, of which the annexed is a printed copy, was published in said newspaper 2 times(s) in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement

That said notice was published the following: 05/18/2023, 05/25/2023

Sharon Jessen

SHARON JESSEN
STATE OF IDAHO

On this 25th day of May, in the year of 2023 before me a Notary Public, personally appeared. SHARON JESSEN, known or identified to me to be the person whose name is subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledge to me that he/she executed the same.

Angela Sammons

Notary Public of Idaho
My commission expires

ANGELA SAMMONS
NOTARY PUBLIC
MY COMMISSION EXPIRES 3-4-2028
STATE OF IDAHO
COMMISSION NUMBER 20220570

372969

SCANNED
JUN 22 2023

AD# 372969AD#

LEGAL NOTICE

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

63-35391
GREEN HEAD RANCH LLC C/O T J LOUDERBACK
2415 SAN RAMON VALLEY BLVD STE 4380
SAN RAMON, CA 94583-5381
Point of Diversion L3 (SENW) S17 T05N R05W CANYON County
Source BOISE RIVER
Tributary SNAKE RIVER
Use: WILDLIFE; 10/01 to 02/29; 2.85 CFS
Use: RECREATION; 10/01 to 02/29; 2.85 CFS
Use: RECREATION STORAGE; 10/01 to 02/29; 69.7 AF
Use: WILDLIFE STORAGE; 10/01 to 02/29; 69.7 AF
Use: DIVERSION TO STORAGE; 10/01 to 02/29; 2.85 CFS
Total Diversion: 2.85 CFS; 69.7 AF
Date Filed: 03-22-2023
Place Of Use: RECREATION, RECREATION STORAGE, WILDLIFE, WILDLIFE STORAGE
T05N R05W S17 SWNE, NWNW, L4 (SWNW)

63-35392
GREEN HEAD RANCH LLC, C/O T J LOUDERBACK
2415 SAN RAMON VALLEY BLVD STE 4380
SAN RAMON, CA 94583-5381
Point of Diversion L3 (SENW) S17 T05N R05W CANYON County
Source BOISE RIVER Tributary SNAKE RIVER
Use: IRRIGATION; 03/01 to 11/15; 0.52 CFS
Total Diversion: 0.52 CFS
Date Filed: 03-22-2023
Place Of Use: IRRIGATION
T05N R05W S17 SWNE, NENW, NWNW, L4 (SWNW)
Total Acres: 26

63-35393
GREEN HEAD RANCH LLC C/O T J LOUDERBACK
2415 SAN RAMON VALLEY BLVD STE 4380
SAN RAMON, CA 94583-5381
Point of Diversion L3 (SENW) S17 T05N R05W CANYON County
Source BOISE RIVER Tributary SNAKE RIVER
Use: DIVERSION TO STORAGE; 10/01 to 02/29; 0.9 CFS
Use: WILDLIFE; 10/01 to 02/29; 0.9 CFS
Use: WILDLIFE STORAGE; 10/01 to 02/29; 22 AF
Use: RECREATION; 10/01 to 02/29; 0.9 CFS
Use: RECREATION STORAGE; 10/01 to 02/29; 22 AF
Total Diversion: 0.9 CFS; 22 AF
Date Filed: 03-22-2023
Place Of Use: RECREATION, RECREATION STORAGE, WILDLIFE, WILDLIFE STORAGE
T05N R05W S17 L3 (NESW)

OK LE 6/7/23

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Western Region office at (208)334-2190; or for a full description of the right(s), please see https://idwr.idaho.gov/apps/ExtSearch/WRApplicationResults/. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of $25.00 for each application on or before 6/5/2023. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 87690

GREEN HEAD RANCH LLC, C/O T J LOUDERBACK, 2415 SAN RAMON VALLEY BLVD STE 4380, SAN RAMON, CA 94583-5381 has filed Application No. 87690 for changes to the following water rights within CANYON County(s): Right No(s). 63-32226, 63-32608; to see a full description of these rights and the proposed transfer, please see https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers. The purpose of the transfer is to change a portion of the above rights as follows:

Transfer proposes adding a point of diversion from Ross East End Drain near the confluence with the Boise River in NWSW of Sec 17, T05N, R05W, approximately 1/2 mile downstream from original POD in an Unnamed Drain tributary to Ross East End Drain.

For additional information concerning the property location, contact the Western Region office at (208)334-2190. Protests may be submitted based on the criteria of Idaho Code § 42-222. Any protest against the proposed change must be filed with the Director, Dept. of Water Resources, Western Region, 2735 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of $25.00 for each application on or before 6/5/2023. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

May 18, 25, 2023 372969

SCANNED
JUN 22 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
2735 Airport Way
Boise, Idaho 83705-5082

Return Service Requested

BOISE ID 837
16 MAY 2023 PM 2 L
PRESORTED FIRST CLASS

US POSTAGE PITNEY BOWES
ZIP 83702 $ 000.47[1]
02 4W
0000382622 MAY 12 2023

RECEIVED
MAY 25 2023
WATER RESOURCES
WESTERN REGION

SCANNED JUN 22 2023

Not at this address

HAAS DITCH CO
C/O ALLAN HUMPHRIES, JERRY WALLER
PIZZA HUT OF IDAHO INC
504 N PHILL
BOISE, ID 83

NIXIE 360 FE 1300 0005/21/23
RETURN TO SENDER
ATTEMPTED - NOT KNOWN
UNABLE TO FORWARD
BC: 837055082 35 *1436-08551-16-55

9326010673445610 ANK
DA8085 8870

Re: Transfer #87690
Permit #s 63-35391, 63-35392, 63-35393

SUPPORT DATA
IN FILE # 63-32226

Evans, Lynne

From: Mike Meyers <mike@wd63.org>
Sent: Tuesday, May 16, 2023 7:56 AM
To: Evans, Lynne; Daniel Hoke
Subject: RE: Application for Permit Nos. 63-35391, 63-35392, 63-35393; Application for Transfer No. 87690

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Lynne,

Water District 63 has no objections to theses applications.

From: Evans, Lynne <Lynne.Evans@idwr.idaho.gov>
Sent: Thursday, May 11, 2023 11:51 AM
To: Daniel Hoke <daniel@wd63.org>; Mike Meyers <mike@wd63.org>
Subject: Application for Permit Nos. 63-35391, 63-35392, 63-35393; Application for Transfer No. 87690

Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application. You can find a copy of the application at: https://research.idwr.idaho.gov/apps/waterrights/wrajsearch/wradjsearch.aspx. Please review the application, then complete the enclosed recommendation form and return it to this office by June 5, 2023.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation by June 5, 2023, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Please contact this office if you have any questions regarding the application.

Lynne Evans | Administrative Assistant I
IDWR - Western Region
2735 W Airport Way, Boise ID 83705
(208) 334-2190 | lynne.evans@idwr.idaho.gov

SCANNED
JUN 22 2023

IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082
Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

May 11, 2023

GREEN HEAD RANCH LLC
C/O T J LOUDERBACK
2415 SAN RAMON VALLEY BLVD STE 4380
SAN RAMON, CA 94583-5381

RE: Transfer No. 87690
Water Right No(s). 63-32226, 63-32608

Dear Applicant(s):

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the PRESS TRIBUNE on 5/18/2023 and 5/25/2023. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,

Lynne Evans
Administrative Assistant I

CC: LORI GRAVES, HDR ENGINEERING INC

SCANNED
MAY 12 2023

Evans, Lynne

From: Evans, Lynne
Sent: Thursday, May 11, 2023 10:51 AM
To: Legals@idahopress.com
Subject: Legal Notice for Application for Permit No. 63-35391, 63-35392, 63-35393; Transfer No. 87690
Attachments: Legal Notice.docx

Please publish the enclosed legal notice in the Press Tribune on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 6/5/2023. Your cooperation is appreciated.

Lynne Evans | Administrative Assistant I
IDWR - Western Region
2735 W Airport Way, Boise ID 83705
(208) 334-2190 | lynne.evans@idwr.idaho.gov

SCANNED
MAY 12 2023

The following application(s) have been filed to appropriate the public waters of the State of Idaho:
63-35391
GREEN HEAD RANCH LLC
C/O T J LOUDERBACK
2415 SAN RAMON VALLEY BLVD STE 4380
SAN RAMON, CA 94583-5381
Point of Diversion L3 (SENW) S17 T05N R05W CANYON County
Source BOISE RIVER Tributary SNAKE RIVER
Use: WILDLIFE; 10/01 to 02/29; 2.85 CFS
Use: RECREATION; 10/01 to 02/29; 2.85 CFS
Use: RECREATION STORAGE; 10/01 to 02/29; 69.7 AF
Use: WILDLIFE STORAGE; 10/01 to 02/29; 69.7 AF
Use: DIVERSION TO STORAGE; 10/01 to 02/29; 2.85 CFS
Total Diversion: 2.85 CFS; 69.7 AF
Date Filed: 03-22-2023
Place Of Use: RECREATION, RECREATION STORAGE, WILDLIFE, WILDLIFE STORAGE
T05N R05W S17 SWNE, NWNW, L4 (SWNW)

63-35392
GREEN HEAD RANCH LLC
C/O T J LOUDERBACK
2415 SAN RAMON VALLEY BLVD STE 4380
SAN RAMON, CA 94583-5381
Point of Diversion L3 (SENW) S17 T05N R05W CANYON County
Source BOISE RIVER Tributary SNAKE RIVER
Use: IRRIGATION; 03/01 to 11/15; 0.52 CFS
Total Diversion: 0.52 CFS
Date Filed: 03-22-2023
Place Of Use: IRRIGATION
T05N R05W S17 SWNE, NENW, NWNW, L4 (SWNW)
Total Acres: 26

63-35393
GREEN HEAD RANCH LLC
C/O T J LOUDERBACK
2415 SAN RAMON VALLEY BLVD STE 4380
SAN RAMON, CA 94583-5381
Point of Diversion L3 (SENW) S17 T05N R05W CANYON County
Source BOISE RIVER Tributary SNAKE RIVER
Use: DIVERSION TO STORAGE; 10/01 to 02/29; 0.9 CFS
Use: WILDLIFE; 10/01 to 02/29; 0.9 CFS
Use: WILDLIFE STORAGE; 10/01 to 02/29; 22 AF
Use: RECREATION; 10/01 to 02/29; 0.9 CFS
Use: RECREATION STORAGE; 10/01 to 02/29; 22 AF
Total Diversion: 0.9 CFS; 22 AF
Date Filed: 03-22-2023
Place Of Use: RECREATION, RECREATION STORAGE, WILDLIFE, WILDLIFE STORAGE
T05N R05W S17 L3 (NESW)

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Western Region office at (208)334-2190; or for a full description of the right(s), please see https://idwr.idaho.gov/apps/ExtSearch/WRApplicationResults/. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of $25.00 for each application on or before 6/5/2023. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director Published on 5/18/2023 and 5/25/2023

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 87690

GREEN HEAD RANCH LLC, C/O T J LOUDERBACK, 2415 SAN RAMON VALLEY BLVD STE 4380, SAN RAMON, CA 94583-5381 has filed Application No. 87690 for changes to the following water rights within CANYON County(s): Right No(s). 63-32226, 63-32608; to see a full description of these rights and the proposed transfer, please see https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers. The purpose of the transfer is to change a portion of the above rights as follows:
Transfer proposes adding a point of diversion from Ross East End Drain near the confluence with the Boise River in NWSW of Sec 17, T05N, R05W, approximately 1/2 mile downstream from original POD in an Unnamed Drain tributary to Ross East End Drain.

For additional information concerning the property location, contact the Western Region office at (208)334-2190. Protests may be submitted based on the criteria of Idaho Code § 42-222. Any protest against the proposed change must be filed with the Director,

SCANNED
MAY 12 2023

Dept. of Water Resources, Western Region, 2735 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of $25.00 for each application on or before 6/5/2023. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 5/18/2023 and 5/25/2023

SCANNED

MAY 12 2023

Evans, Lynne

From: Evans, Lynne
Sent: Thursday, May 11, 2023 11:51 AM
To: Daniel Hoke; Mike Meyers
Subject: Application for Permit Nos. 63-35391, 63-35392, 63-35393; Application for Transfer No. 87690
Attachments: 63-35391 WM.docx; 63-35392 WM.docx; 63-35393 WM.docx; 87690 WM.docx

Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application. You can find a copy of the application at: https://research.idwr.idaho.gov/apps/waterrights/wrajsearch/wradjsearch.aspx. Please review the application, then complete the enclosed recommendation form and return it to this office by June 5, 2023.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation by June 5, 2023, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Please contact this office if you have any questions regarding the application.

Lynne Evans | Administrative Assistant I
IDWR - Western Region
2735 W Airport Way, Boise ID 83705
(208) 334-2190 | lynne.evans@idwr.idaho.gov

SCANNED
MAY 12 2023

State of Idaho

Department of Water Resources

RECOMMENDATION FORM

RE: Transfer No. 87690
Water Right No(s). 63-32226, 63-32608

Transfer Applicant's Name: GREEN HEAD RANCH LLC
C/O T J LOUDERBACK
2415 SAN RAMON VALLEY BLVD STE 4380
SAN RAMON, CA 94583-5381

Watermaster's Recommendation:

a) _____ I do not oppose approval of this application.

b) _____ I do not oppose approval of this application if it is conditioned as follows:

c) _____ I oppose approval of this application for the following reasons:

d) _____ Additional comments:

Dated this _____ day of _____.

_____
Watermaster's Signature

SCANNED
MAY 12 2015

Evans, Lynne

From: Evans, Lynne
Sent: Thursday, May 11, 2023 12:22 PM
To: Flack,Brandon
Subject: Application for Permit Nos. 63-35391, 63-35392, 63-35393; Application for Transfer No. 87690

Dear Interested Party:

The Department of Water Resources (IDWR) is seeking written comment and/or recommendations from your organization regarding the above referenced water right application. You can find a copy of the application at: https://research.idwr.idaho.gov/apps/waterrights/wrajsearch/wradjsearch.aspx.

IDWR can finish reviewing an unprotested application as soon as the protest period has passed. Therefore, your prompt response to this request is appreciated. If your organization desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a $25.00 filing fee within 10 days of the final publication.

Please contact this office if you have any questions regarding the application.

Lynne Evans | Administrative Assistant I
IDWR - Western Region
2735 W Airport Way, Boise ID 83705
(208) 334-2190 | lynne.evans@idwr.idaho.gov

SCANNED
MAY 12 2023

IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082
Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

May 11, 2023

ISLAND HIGHLINE DITCH CO
29450 LANCE LN
PARMA, ID 83660-6914

HAAS DITCH CO
C/O ALLAN HUMPHRIES OR JERRY WALLER
PIZZA HUT OF IDAHO INC
504 N PHILLIPPI ST
BOISE, ID 83706-1522

RE: Application for Permit No. 63-35391, 63-35392, 63-35393;
Application for Transfer No. 87690

Dear Interested Party:

The Department of Water Resources (IDWR) is seeking written comment and/or recommendations from your organization regarding the above referenced water right application. You can find a copy of the application at: https://research.idwr.idaho.gov/apps/waterrights/wrajsearch/wradjsearch.aspx.

IDWR can finish reviewing an unprotested application as soon as the protest period has passed. Therefore, your prompt response to this request is appreciated. If your organization desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a $25.00 filing fee within 10 days of the final publication.

Please contact this office if you have any questions regarding the application.

Sincerely,

Lynne Evans
Administrative Assistant I

SCANNED
MAY 12 2023

IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082
Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

May 11, 2023

WOODROW J HARROLD
28594 FRENCH RD
PARMA, ID 83660-6537

DAVE HARROLD
27922 PET LN
PARMA, ID 83660-6569

JAMES B JOLLY III
27205 WINGSETTER LN
PARMA, ID 83660-6610

JOHN G CARPENTER
27130 WINGSETTER LN
PARMA, ID 83660-6610

RE: Application for Transfer No. 87690

Dear Interested Party:

The Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application. You can find a copy of the application at: https://research.idwr.idaho.gov/apps/waterrights/wrajsearch/wradjsearch.aspx.

IDWR can finish reviewing an unprotested application as soon as the protest period has passed. Therefore, your prompt response to this request is appreciated. If you desire to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a $25.00 filing fee within 10 days of the final publication.

Please contact this office if you have any questions regarding the application.

Sincerely,

Lynne Evans
Administrative Assistant I

SCANNED
MAY 12 2023

HDR | SPF

RECEIVED
MAR 29 2023
WATER RESOURCES
WESTERN REGION

RECEIVED
MAR 22 2023
DEPARTMENT OF
WATER RESOURCES

March 22, 2023

Scott Storms
IDWR Western Region Office
2735 Airport Way
Boise, ID 83705

Subject: Green Head Ranch LLC Applications

Dear Scott,

Enclosed on behalf of Green Head Ranch LLC are the following:

1. *Application for Permit* proposing nineteen acres of field flooding for wildlife and recreation uses from the Boise River. Filing fee is $330.
2. *Application for Permit* proposing six acres of field flooding for wildlife and recreation uses from the Boise River. Filing fee is $250.
3. *Application for Permit* proposing thirty-three acres irrigation from the Boise River. Filing fee is $250.
4. *Application for Transfer* proposing an additional point of diversion on Ross East End Drain for water rights 63-32226 and 63-832608. Filing fee is $1,540.
5. *Notice of Change in Water Right Ownership* for four "unsplit" water rights. Filing fee is $100.

Check No. 10024 for $2,470 is included for the filing fees. Thank you very much for your consideration and assistance in this matter. Please call me if you have any questions.

Sincerely,

HDR Engineering, Inc.

Lori Graves

Lori Graves
Sr. Water Rights Specialist

Cc: TJ Louderbach

Enclosers: applications, check

Project: 10337695

hdrinc.com

HDR | SPF, 412 E Parkcenter Blvd, Suite 100, Boise, ID 83706
(208) 387-7000

SCANNED
MAY 12 2023

March 2017

REVIEW CHECKLIST TRANSFER -- OR -- EXCHANGE

(Workflow) (maybe Workflow)

Application # 87690 **Reviewer** BB **Date** 5/2

Acceptable Filing (TP Memo #24 Sect. 3) ✓ Y ____ N If "N" 30-day Deficiency Ltr Sent _____(date & initial)

Initial Review & Abbreviated Data Entry MW 3/30/23 (date & initial) Supervisor Notes ✓ Y ____N

Right(s) in Water Bank _____ Y ✓ N, Notify S.O. _____ (date) - WSB App Attachment _____

COMMENT LETTERS ✓ Y _____ N

Water District # 63 (Required even if No Legal Notice Required)

Other(s): list here or see attached _____

ADVERTISING _____ Y _____ N If "N" Save Legal Notice Not Required DB Comment in Workflow & Memo ___

Legal Notice Required - Saved as Legal Notice Remarks in Workflow _____Y *uncheck "Currently in Data Entry" flag

Statewide ads _____ Y _____N ("Y" only if any single right > 10 cfs, 1000 af storage)

COMPLETE TO HERE BEFORE FORWARD FOR ADVERTISING

ADVERTISER COMPLETES

LEGAL NOTICE & PROTEST

Protest Deadline 6/5/23

Y	N			
____	✓	Protested	If Y: ____	Scan protest
✓	____	Affidavit received/published correctly	If N:____	Re-advertised & published correctly

REVIEW MEMO -- DRAFT APPROVAL -- APPROVAL COVER LETTER

Drilling fee upgrade _____ Paid _____WC & WR File Documented (Request, CAN NOT hold xFer if unpaid).

Review Memo Completed _____ (See Review Memo Template N:/WRProcessing/Transfers/Review Memo Template).

Data Entry, Conditions, & ArcMap Data Entry Completed _____

E'folder w/ Draft Approval _____
(applicant last name + application #)

NOTE FOR CLERICAL STAFF APPROVAL COVER LETTER

Add WSB paragraph to approval cover letter (see N:WRFormLetters/Water Bank Paragraph) _____ Y _____N

OPTIONAL PAGE -- CONDITIONS & NOTES

GROUNDWATER:

WD 161 (Non-de minimis uses) - R05
- ≤ 0.24 cfs/5 acres - No MD
- > 0.24 cfs/5 acres - 214

~~WD~~
- < 0.24 cfs/5 acres - No MD
- ≥ 0.24 cfs/5 acres - 01M or 01Q (ref. MD flowchart)

No water measurement districts in Western Region at this time.
DRILLING PERMIT - 046 (new well)

SURFACE WATER:

WD - R05
≤ 0.20 cfs - R02, 01P or No MD (ref. MD flowchart)
> 0.20 cfs - R43

~~WD~~, SPRINGS/SINK, INACTIVE WD & REST OF STATE
< 0.24 cfs/5 acres - No MD
≥ 0.24 cfs/5 acres - 01M or 01Q

STANDARD SEASON _____ to _____ (use X61 if extended season)
STANDARD VOLUME_____ af/ac
CONSUMPTIVE USE VOLUME _____ af/ac

USES:

STORAGE - 18C-18B/R40-123-220-219-221-222-259-937-938
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
Volume only - R58/R59/R60/R61
Supplemental - 943 & WB7
Storage - R70
STOCKWATER - R37 (all BLM/USFS)
MINING - 054-106
FISH PROP - 029 (70's basins only)-007-122-106
HEAT/COOL - R07 (injection well)
FIRE PROT. - 077-218
DAIRY - 082 (zoning if a concern)-106-WD8

POWER - 17H-17K (+uses)-025-106
MUNICIPAL
Restricted area - 022-075 RAFN – 007-109-X64
Irr., GW supp to SW - 102

DOMESTIC
Surface water - WB5 (Boise above Star Bridge)
>1 in restricted area - 070-071-075(no parks/common areas, etc)
Irr use listed separate - WB5

MISC CONDITIONS/REMARKS:

T07 - 1 yr to develop
T08 - comply or rescind
WD8 - land application of waste water
01Q - used instead of 01M when there's another meas. condition outside a WD

Protested - 020-X19
Water Quality - 106-R07

X27 - Number of acres/season in ppu
X35 - Combined **limits** of multiple rts
X49 - measure p/'d's (source chg'd to orig trib)
X51 - 2+ yrs to develop
X53 - Use ltd to orig. source availability
X54 - forfeited ac/rate (used rarely)
205 - use when quantity reduced by xFer approval
X55 - (transfer shrinks total water to less ac)
004 - no right-of-way
X58 - pending claim (statutory or AJ b/u claim)
X61 - extended irr season
X63 - replaced C12 through C17 - ultimately C18 placed on rts to cover issue. If C18 on rts replace with T19 and remove X63.

Apply one to chg'd & unchg'd rts that are subject to SRBA:

T09 - on-going SRBA (no Dir Rpt yet)
T19 - replaces C18 (if at Directors Report or Partial Decree stage)
T20 – use only on unchg'd rts not subject to SRBA

NOTES: