

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Ownership Change Only **RECEIVED**
FEB 20 2024

DEPT. OF WATER RESOURCES
EASTERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) William Van Lente Phone (780) 382-3966
Mailing address 2811 N 3300 W, Moore, ID 83255 Email billvanlente@gmail.com

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

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☒ No Representative

Name of Representative _____ Phone _____
Mailing address _____ Email _____

- ☐ Send all correspondence for this application to the representative and not to the applicant.
OR
☐ Send original correspondence to the applicant and copies to the representative.
- ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

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

William Van Lente William Van Lente, Owner 2/15/2024
Signature of Applicant or Authorized Representative Print Name and Title if applicable Date

Signature of Applicant or Authorized Representative Print Name and Title if applicable Date

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 Change in owner
2. Is this a transfer for changes pursuant to Idaho Code § 42-221.O.8?
If yes, ☐ attach an explanation and any supporting documentation labeled as **Part 1A.2**.
3. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.3**.

STATE OF IDAHO
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APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 Continued

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

	1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☒ ☐		34-14540 <i>OK</i>	0.13 CFS	Irrigation	5/1 to 10/15	BIG LOST RIVER
☐ ☐					to	
☐ ☐					to	
☐ ☐					to	
☐ ☐					to	
☐ ☐					to	
☐ ☐					to	
☐ ☐					to	
☐ ☐					to	
☐ ☐					to	

Total authorized under rights 0.13 CFS cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 0.13 CF cubic feet per second and/or _____ acre-feet per year.

3. Point(s) of Diversion:

- ☒ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☒ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Total Acres (for irrigation use)																			

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued**

5. 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:

There currently is no diversion system given it was modified or abandoned at an unknown time in the past. A new diversion system is planned through new piping under the Moore Canal Water Users' Association, Corp. and that piped system will include a flow meter. It is estimated the new system will be in place in 2025.

- b. Who owns the property at the point(s) of diversion? William Van Lente
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? **If yes,** ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: _____

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?

If yes, ☐ complete [Attachment WSB](#).

- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:

- f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:

Application has been made for temporary water bank leased water in order to irrigate until the new piped diversion system is in place.

- g. 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 leased to the Water Supply Bank, |
| ☐ | ☒ | currently used in a mitigation plan limiting the use of water under the right, or |
| ☐ | ☒ | currently enrolled in a Federal set-aside program limiting the use of water under the rights? |

If yes, describe:

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RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
168 West Pacific Street/PO Box 868
Blackfoot, ID 83221

BUTTE COUNTY
Recorded for:
First American Title - Blackfo
10:39:56 AM 09-10-2020
0000-058586
No. Pages: 2 Fee: \$15.00
SHELLY SHAFFER
County Clerk
Deputy: KG

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **921503-B (tr)**

Date: **September 04, 2020**

For Value Received, **Charles J. Spencer and Toni A. Spencer, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **William Van Lente, an unmarried man**, hereinafter called the Grantee, whose current address is **2811 North 3300 West, Moore, ID 83255**, the following described premises, situated in **Butte County, Idaho**, to-wit:

A parcel of land generally described as being a portion of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9, Township 4 North, Range 26 East of the Boise Meridian, Butte County, Idaho, and being more particularly described as follows:

Beginning at the southeast corner of said Section 9, (Recorded — M# 7224, Butte County records), from which the east one-quarter corner of said Section 9 bears North 00° 02" West, (basis of bearings — G.L.O. records - 1944), a distance of 2635.99 feet; thence from the southeast corner of said Section 9, South 89°42'12" West along the south boundary of the SE $\frac{1}{4}$ of said Section 9, a distance of 447.30 feet; thence North 00°02'09" West parallel with the east boundary of the SE $\frac{1}{4}$ of said Section 9, a distance of 455.00 feet; thence North 89°42'12" East parallel with the south boundary of the SE $\frac{1}{4}$ of said Section 9, a distance of 447.30 feet to the east boundary of the SE $\frac{1}{4}$ of said Section 9, thence South 00°02'00" East along the east boundary of the SE $\frac{1}{4}$ of said Section 9, a distance of 455.00 feet to the southeast corner of said Section 9, and the POINT OF BEGINNING.

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Date: 09/04/2020

Warranty Deed
- continued

File No.: 921503-8 (tr)


Charles J. Spencer

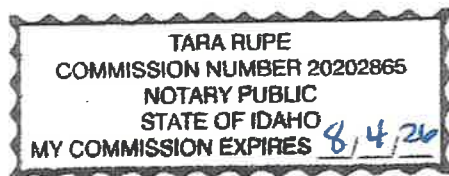

Toni A. Spencer

STATE OF Idaho

)
ss.

COUNTY OF ~~Butte~~ Bingham 

On this **Ninth day of September, 2020**, before me, a Notary Public in and for said State, personally appeared **Charles J. Spencer and Toni A. Spencer**, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.




Notary Public for the State of Idaho
Residing at: Blackfoot, ID
My Commission Expires: 08/04/2026

Conservation Plan Map

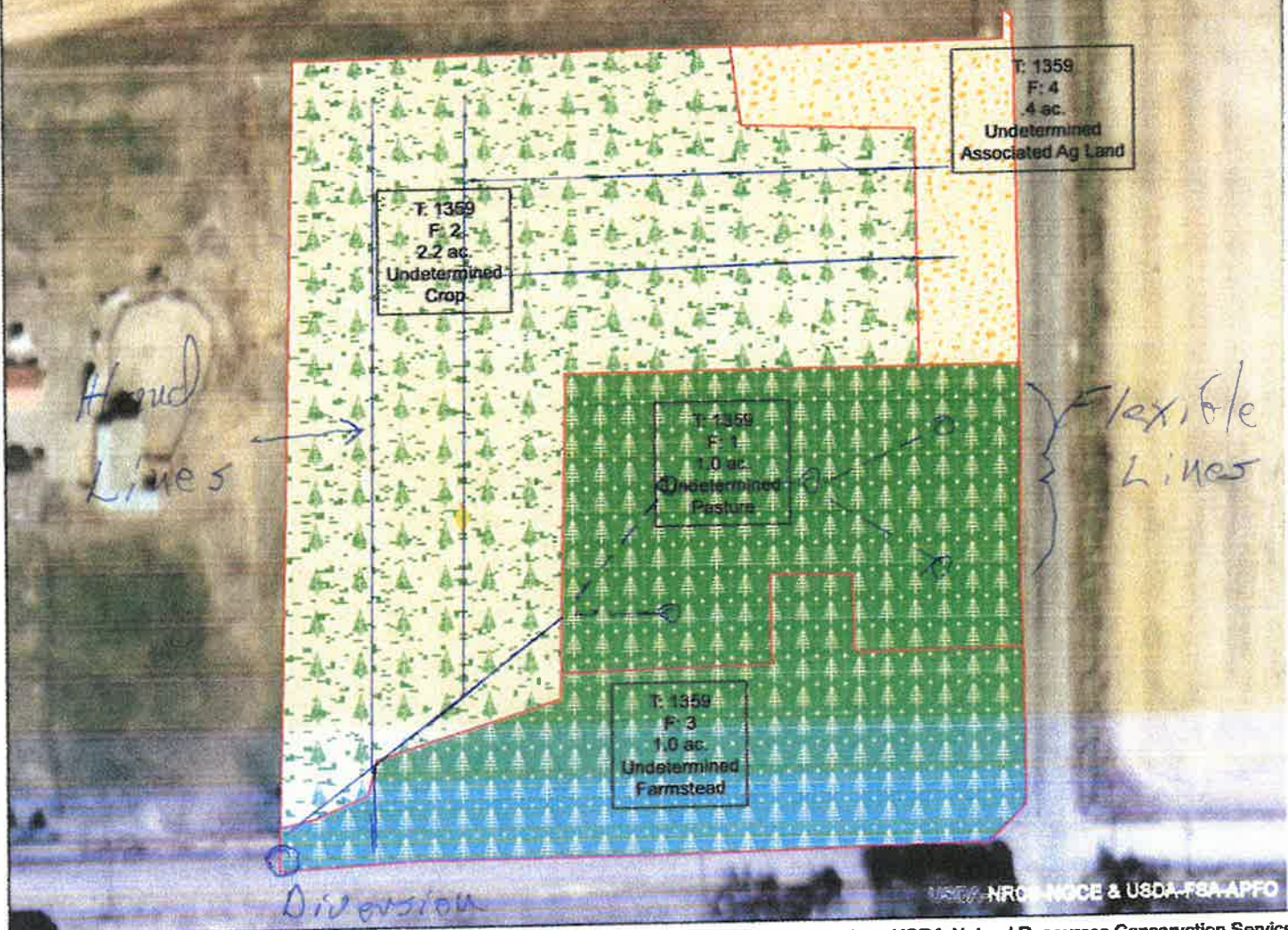
Client(s): WILLIAM D VAN LENTE
 Location: T2N R 29 Sec 18
 Butte County, Idaho
 Approximate Acres: 4.6

Assisted By: JESSE FULLMER
 USDA-NRCS
 ARCO SERVICE CENTER
 BUTTE SOIL & WATER CONSERVATION DISTRICT

Land Units: Tract 1359, Fields 1,2,3,4

Attachment 7a

Tract	Land Unit	Practice Name	Planned Amt	Planned Date
1359	1	Existing Activity Payment-Land Use (E300EAP1)	1.0	2022
1359	1	Herbaceous Weed Treatment (315)	1.0	2023
1359	2	Existing Activity Payment-Land Use (E300EAP1)	2.2	2022
1359	2	Pasture and Hay Planting (512)	2.2	2023
1359	3	Existing Activity Payment-Land Use (E300EAP1)	1.0	2022
1359	3	Herbaceous Weed Treatment (315)	1.0	2023
1359	4	Conservation Cover (327)	0.4	2024
1359	4	Existing Activity Payment-Land Use (E300EAP1)	0.4	2022
1359	4	Herbaceous Weed Treatment (315)	0.4	2023



Prepared with assistance from USDA-Natural Resources Conservation Service

0 94 Feet

Conservation Practice Points

<all other values>

Conservation Practice Polygons

<all other values>

Conservation Cover (327)

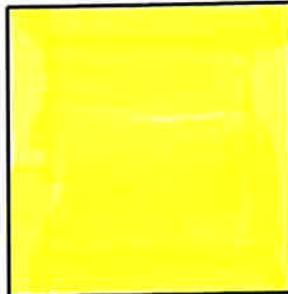
Pasture and Hay Planting (512)

Herbaceous Weed Treatment (315)

Practice Schedule PLUs



Van Lente Property



2/21/2024

Scale: 1 inch= 302 feet

File: 34-14540

Tract 1: 4.6722 Acres (203519 Sq. Feet), Closure: n89.5755e 0.02 ft. (1/90893), Perimeter=1805 ft.

01 /ne,se,9,4n,26e

02 /s00.02w 2635.99

03 s89.4212w 447.30

04 n00.0209w 455.00

05 n89.4212e 447.30

06 s00.0200e 455.00



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

February 23, 2024

WILLIAM VAN LENTE
2811 N 3300 W
MOORE ID 83255-5003

Re: Change in Ownership for Water Right No(s): 34-14540

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 497-3787.

Sincerely,

Jonie Baily
Technical Records Specialist 1

Enclosure(s)

cc: WATER DISTRICT 34

Baily, Jonie

From: Baily, Jonie
Sent: Friday, February 23, 2024 12:22 PM
To: IdwrPayable
Subject: Refund Request
Attachments: Receipt.PDF

Good afternoon!

I have a refund request as follows:

Receipt number: E049817
Amount: \$175.00
Payable to: WILLIAM VAN LENTE
2811 N 3300 W
MOORE ID 83255

Reason: Transfer Application filed. After agent review it was determined this is really an ownership change only. All information provided for the ownership change, however the filing fee for an ownership change is \$25.00 per water right, they paid \$200.00 only one water right no split so they are entitled to a partial refund, of \$175.00.

Let me know if you have any questions or need additional information. Have a great day!!!



IDAHO DEPARTMENT OF
WATER RESOURCES

Jonie Baily | Technical Records Specialist

900 N Skyline Drive Ste. A, Idaho Falls, ID 83402

Phone number: (208) 525-7161

Fax number: (208) 525-7177

Email: jonie.barg@idwr.idaho.gov

Website: www.idwr.idaho.gov

William "Bill" Van Lente
2811 N 3300 W, Moore, ID 83255
e-mail: wvanlentemba@earthlink.net
Phone: (760) 382-3966

RECEIVED

FEB 20 2024

DEPT. OF WATER RESOURCES
EASTERN REGION

February 15, 2024

IDWR Eastern Region
900 N Skyline Dr. Ste A
Idaho Falls, ID 83402

Re: Application for Transfer of Water Rights

Dear IDWR Staff:

Please accept and process the enclosed application for transfer of water rights from the previous owners of my property. Please also forgive the delay in requesting this transfer by a new, small-time farmer who has found a bit of a learning curve on water rights, irrigation and producing hay and pasture for my horses, complicated by confusion over actually obtaining my irrigation water due to loss of any conveyance to my new property.

After learning that there is no longer an available surface water conveyance to my property, I was asked to get involved in forming a lateral association that would pipe water to me and my neighbors thus replacing ditches and reducing shrink and improving the overall efficiency of water delivery. Being new to any of this, my time has been devoted to learning and participating with a team of neighbors in forming a lateral association, meeting often to plan and organize, processing all the required administrative forms to incorporate, submitting grants, working with the local NRCS office, and engaging contractors to excavate and lay pipe with necessary fixtures, a pond, etc. As the Secretary of our lateral association board, I have found it has taken many hours in meetings, phone calls, and office detail to provide meeting minutes, IRS forms, State of Idaho and USDA grant related administrative forms and supporting documents.

At this point it occurred to me after false starts and confusion over the water rights transfer process and devoting my available time instead per the above to be able to get my water, that I needed to secure the transfer of my water rights.

I hope I have completed the forms properly and provided the supporting documents. Encloses also is my check in the amount of \$200.00. If anything further is needed, please advise me and I'll provide it promptly.

Thank you for your consideration and patience.

Sincerely,



William "Bill" Van Lente