

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JUN 21 2022

APPLICATION FOR TRANSFER OF WATER RIGHT Exchange
PART 1

Department of Water Resources
Eastern Region

Name of Applicant(s) Heidi & Brady Dowding Phone 208-244-1292
Mailing address 2455 Diane Ln Pocatello, ID 83201 Email heidi@idortho.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.

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

- ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use

☐ Change nature of use ☐ Change period of use ☒ Other Ownership
- Is this a transfer for changes pursuant to Idaho Code §42-221.0.8?
If yes, ☐ attach an explanation and any supporting documentation labeled as **Part 1A.2**.
- 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**.
The shared ditch adjacent to our property is no longer functioning.
We propose to change our pod to a pump on the Salmon River near our property.
The pou for water rights 75-4033G and 75-2149G will be combined on Lot B.

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**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.		<u>Right Number</u>	<u>Amount</u> (cfs/ac-ft)	<u>Nature of Use</u>	<u>Period of Use</u>	<u>Source & Tributary</u>
All or Part	☐	75-14566	0.05 cfs	Irrigation	04/01 to 10/31	Salmon to Snake
	☐	75-14568	0.05 cfs	Irrigation	04/01 to 10/31	Lake Creek to Salmon
	☐	75-2149G	0.22 cfs	Irrigation	04/01 to 10/31	Lake Creek to Salmon
	☐	75-4033G	0.14 cfs	Irrigation	04/01 to 10/31	Salmon to Snake
	☐				to	
	☐				to	
	☐				to	
	☐				to	
	☐				to	

Total authorized under rights 0.46 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 0.46 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 #
Yes			SW	NW	36	20N	21E	Lemhi	Salmon River	

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.)

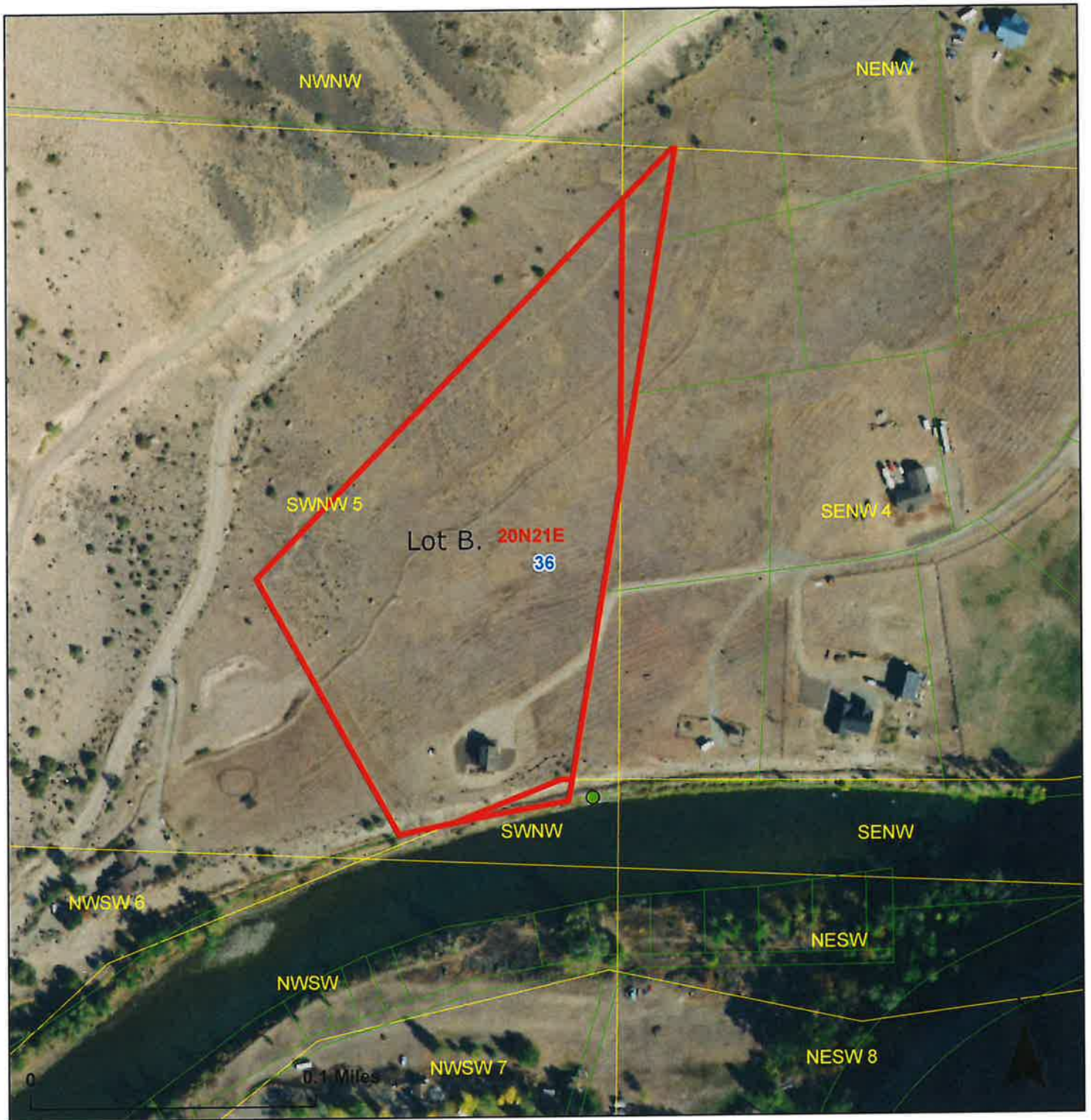
Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
20N	21E	36							10/L5	0.6/L4									10.6
20N	21E	36							0.1										0.1
Total Acres (for irrigation use)																			10.7

**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:
Private pump on shared river access on of Gary Leuzingers property.
Pump to sprinkler lines. Measuring Devices will be installed when required.
- b. Who owns the property at the point(s) of diversion? Gary Leuzinger
 If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
Written agreement.
- 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: N/A
- 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:
WR 75-4033G overlapes Garys property and his water rights. when I move my water right off,
he will continue to irrigate like he has in the past.
- 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:
N/A
- 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:
N/A



Legend

- 75-4033G & 75-2149G POU
- Dowding POD
- Parcels
- Township/Range
- Sections
- QQ

2021 Imagery



Creator: JNEBEKER

86483

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- If any part of the irrigation water right is leased to the Water Supply Bank, you must also specify the location and number of acres that will remain idled for the duration of the lease contract at the new, proposed place of use.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

-
- This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There is no handwriting or other markings on the paper.

86483

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

5/17/2022

Water Right 75-14566

Owner Type

Current Owner
Current Owner

Name

VICKI L PENCE
F CARL PENCE

Priority Date: 7/15/1910

Basis: Decreed

Status: Active

Source

SALMON RIVER

Tributary

SNAKE RIVER

Beneficial Use

IRRIGATION

From

04/01

To

10/31

Diversion Rate

0.050 CFS

Volume

Total Diversion

0.050 CFS

Source and Point(s) of Diversion:

SALMON RIVER

L5(SESE)

Sec. 35, Twp 20N, Rge 21E, LEMHI County

Place Of Use:

IRRIGATION within LEMHI County

T20N R21E S36 L5

SWNW

0.1

T20N R21E S36 L4

SENW

2.2

POU Total Acres

2.30

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. This right is a split from former right 75-13994 .
3. X60 Place of use is located within Lot 9 Ponderosa Estates.

Dates and Other Information:

Decreed Date: 11/17/2008

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

Owner Name Connector: AND

Water District Number: NWD

Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

5/17/2022

Water Right 75-14568

Owner Type

Current Owner
Current Owner

Name

VICKI L PENCE
F CARL PENCE

Priority Date: 11/14/1961

Basis: Decreed

Status: Active

Source

LAKE CREEK

Tributary

SALMON RIVER

Beneficial Use

IRRIGATION

From

04/01

To

10/31

Diversion Rate

0.050 CFS

Volume

6.8 AF

Total Diversion

0.050 CFS

6.8 AF

Source and Point(s) of Diversion:

LAKE CREEK

L1(SENENE)

Sec. 2, Twp 19N, Rge 21E, LEMHI County

Place Of Use:

IRRIGATION within LEMHI County

T20N R21E S36 L5

SWNW

0.1

T20N R21E S36 L4

SENW

2.2

POU Total Acres

2.30

Conditions of Approval:

1. This right is a split from former right 75-13992 .
2. 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.
3. X60 Place of use is located within Lot 9 Ponderosa Estates.

Dates and Other Information:

Decreed Date: 11/17/2008

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

Owner Name Connector: AND

Water District Number: NWD

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

5/17/2022

Water Right 75-2149G

Owner Type

Current Owner
Current Owner

Name

BRADY DOWDING
HEIDI DOWDING

Priority Date: 11/14/1961

Basis: Decreed

Status: Active

Source

LAKE CREEK

Tributary

SALMON RIVER

Beneficial Use

IRRIGATION

From

04/01

To

10/31

Diversion Rate

0.220 CFS

Volume

21.0 AF

Total Diversion

0.220 CFS

21.0 AF

Source and Point(s) of Diversion:

LAKE CREEK

L1(SENENE)

Sec. 2, Twp 19N, Rge 21E, LEMHI County

Place Of Use:

IRRIGATION within LEMHI County

T20N R21E S36 L5	SWNW	4.0
T20N R21E S36 L4	SENW	6.9
	Right Acre Limit	6.90
	POU Total Acres	10.90

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.

Dates and Other Information:

Decreed Date: 11/17/2008

Civil Case Number: 39576

Judicial District: FIFTH

State or Federal: S

Owner Name Connector: AND

Water District Number: NWD

Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

5/17/2022

Water Right 75-4033G

Owner Type

Current Owner
Current Owner

Name

BRADY DOWDING
HEIDI DOWDING

Priority Date: 8/15/1955

Basis: Decreed

Status: Active

Source

SALMON RIVER

Tributary

SNAKE RIVER

Beneficial Use

IRRIGATION

From

04/01

To

10/31

Diversion Rate

0.140 CFS

Volume

Total Diversion

0.140 CFS

Source and Point(s) of Diversion:

SALMON RIVER

L5(SESE)

Sec. 35, Twp 20N, Rge 21E, LEMHI County

Place Of Use:

IRRIGATION within LEMHI County

T20N R21E S36 L5	SWNW	5.4
T20N R21E S36 L4	SENW	1.5
	Right Acre Limit	6.90
	POU Total Acres	6.90

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.

Dates and Other Information:

Decreed Date: 11/17/2008
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Water District Number: NWD
Mitigation Plan: False

Nebeker, Jake

From: Gary Leuzinger <gbgv16a@yahoo.com>
Sent: Friday, April 22, 2022 11:44 AM
To: Nebeker, Jake
Subject: Release of ownership

I, Gary Leuzinger release any ownership interest
in Water Right 75-4033G to the Dowding's.



Sent from my iPhone

RECEIVED

MAR 14 2022

RECEIVED

MAR 16 2022

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDepartment of Water Resources
Eastern Region

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

DEPARTMENT OF
WATER RESOURCES

owners 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. DE

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
75-14566 ✓	Yes ☐	Yes ☐		Yes ☐	Yes ☐
75-14568 ✓	Yes ☐	Yes ☐		Yes ☐	Yes ☐
75-2149G ✓	Yes ☐	Yes ☐		Yes ☐	Yes ☐
75-4033G ✓	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Vicki & Carl Pence

Name of current water right holder/claimant BS

3. New Owner(s)/Claimant(s): Heidi & Brady Dowding Dowding

New owner(s) as listed on the conveyance document

Name connector ☒ and ☐ or

2455 Diane Lane

Mailing address

208-244-1292

Telephone

Pocatello

City

heidi@idortho.com

Email

ID

State

83201

Zip

RECEIVED

APR 04 2022

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: 3/27/2017

6. Do you own the land identified as the water right place of use? Yes ☒ No ☐

- o 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):
- o \$25 per undivided water right.
 - o \$100 per split water right.
 - o No fee is required for pending adjudication claims.
- ☐ 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: Brady Dowding Title, if applicable: _____ Date: 3-7-2022

Signature of new owner/claimant

Print name

Signature: Heidi Dowding Title, if applicable: _____ Date: 3/7/22

Signature of new owner/claimant

Print name

Received by: JB Date: 3/14/2022 For IDWR Office Use Only: Receipt No. E0478926 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: _____ Processed by: _____ Date: _____

Warranty Deed

For Value Received

**F Carl Pence a/k/a Carl Pence and Vicki L Pence a/k/a Vicki Pence,
husband and wife**

the grantors, do hereby grant, bargain, sell and convey unto

Brady Jay Dowding and Heidi Swa Dowding, husband and wife

Whose current address is:

**2455 Diane Ln
Pocatello, ID 83201**

the grantee, the following described premises, to-wit:

See Attached Legal Description as Exhibit 'A'

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees that they are the owners in fee simple of said premises; that they are free from all encumbrances EXCEPT: Subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes, assessments, including irrigation and utility easements (if any) for the current year, which are not due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: March 27, 2017


F Carl Pence


Vicki L Pence

STATE OF Idaho)
COUNTY OF Ada) ss

On this 27 day of March, 2017, before me, a notary public in and for said State, personally appeared **F Carl Pence and Vicki L Pence** known to me or proved to me to be the person whose names are subscribed to the within instrument and acknowledged to me that they executed the same.


Notary Public
Residing at: Kuna, Idaho
Comm. Expires: 01/30/2023

DANYA MCKINSEY
Notary Public
State of Idaho

Legal Description

Lot 9 of Ponderosa Estates Subdivision, according to the official plat thereof filed for record in Book 7 of Plats at Page 9, official records of Lemhi County, Idaho.

Together with and Subject to: A 25 ft. wide easement for ingress, egress and utility purposes, located north of the southerly boundary line of said Lot 9.

Together with: A 25 ft. wide easement for ingress, egress and utility purposes, located south of the northerly boundary line of Lot 10 of said Ponderosa Estates Subdivision.

ALSO:

A parcel of land located in Government Lots 4 and 5, Section 36, T. 20 N., R. 21 E., Boise Meridian, Lemhi County, Idaho, more particularly described as follows:

Commencing at the NW Corner of said Section 36 from which the W 1/4 Corner of Section 36 bears S 01°22'40" W 2685.72 ft., the Basis Of Bearing of this description, run thence S 01°22'40" W along the westerly boundary of said section a distance of 1342.86 ft. to the SW Corner of the N 1/2 NW 1/4 of said section;

Thence S 86°46'59" E a distance of 1425.95 ft. to the POINT OF BEGINNING;

Thence S 09°03'33" W a distance of 1231.14 ft. to a point on the northerly bank of The Salmon River;

Thence along said bank the following courses and distances:

S 79°29'52" W, 165.55 ft.; S 77°53'57" W, 155.00 ft.;

Thence N 29°32'20" W a distance of 544.07 ft.;

Thence N 43°57'40" E a distance of 1118.49 ft. to the POINT OF BEGINNING.

Together with: A 25 ft. wide easement for ingress, egress and utility purposes, located north of the southerly boundary line of Lot 9 Ponderosa Estates Subdivision and a 25 ft. wide easement for ingress, egress and utility purposes, located south of the northerly boundary line of Lot 10 of Ponderosa Estates Subdivision.

Hersley, Jean

From: Hersley, Jean
Sent: Thursday, March 17, 2022 12:20 PM
To: heidi@idortho.com
Cc: Margheim, Kris
Subject: Additional fees needed for ownership change of water rights
Attachments: AssembledDoc36.docx

Please see the attached letter regarding additional fees. Let me know if you have any questions. Thank you.

*Jean Hersley
Technical Records Specialist II
Idaho Dept Water Resources
(208) 287-4942*



IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

March 17, 2022

BRADY DOWDING
HEIDI DOWDING
2455 DIANE LN
POCATELLO ID 83201-1906

COPY

RE: Change in Ownership Water Right No(s): 75-4033G

Dear Interested Parties:

The Department of Water Resources (Department) acknowledges receipt of your Notice of Change in Water Right Ownership (Notice).

Our review of your Notice indicates that additional information is required before the Department can process the change. The information required is indicated below:

- Filing Fee of \$100 per water right for changes resulting from division of a water right. Water right 75-4033G will need to be split. A portion of this water right, 1.5 acres, located in Township 20N, Range 21E, Section 36, SENW, that is not appurtenant to your property.

Effective July 1, 2000, the legislature enacted House Bill No. 545 requiring a filing fee for a change in water right ownership. The fee is \$25 per water right, except for ownership changes resulting in the division of a water right, which is \$100 per water right. All ownership change notices received after June 30, 2000, must include the appropriate filing fees in order to be processed. We have determined that the filing fee for your notice will be an additional **\$75**.

Because the Department cannot process the Notice without proper fee, we will hold any action on your notice pending receipt of the necessary fees. If we do not receive the necessary fees within 30 days, the Department will update water rights 75-14566, 75-14568 & 75-2149G only.

Also, please note that permit holders are required to report any change of ownership and/or mailing address to the Department within 120 days of the change. Forms to assign ownership or update your address are available from any office of the Department or on the Department's website.

If you have any questions regarding this matter, please contact me at (208) 287-4942.

Sincerely,

Jean Hersley
Technical Records Specialist 2

Enclosure(s)

86483



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 Gary Spackman

July 13, 2022

BRADY DOWDING
2455 DIANE LN
POCATELLO, ID 83201-1906

RE: Transfer No. 86483
Water Right No(s). 75-14566, 75-14568, 75-2149G, 75-4033G

Dear Applicant:

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 RECORDER HERALD on 7/21/2022 and 7/28/2022. 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,

Christina Henman
Administrative Assistant

Henman, Christina

From: Henman, Christina
Sent: Wednesday, July 13, 2022 3:18 PM
To: rhlegals@custertel.net
Subject: Legal Notice for Recorder Herald
Attachments: 74-16258, 75-15050, 86483 Recorder Herald.docx

LEGAL NOTICE DEPARTMENT
RECORDER HERALD
PO BOX 310
SALMON, ID 83467

RE: Application for Permit No. 74-16258, 75-15050, 86483

Dear Legal Notice Department:

Please publish the enclosed legal notice 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 8/8/2022. Your cooperation is appreciated.

Thank You,



Christina Henman
Administrative Assistant
IDWR, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 525-7161

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

74-16258

JENNIE SMITH, 156 LEMHI RD, SALMON, ID 83467-5140

Point of Diversion NENE S9 T21N R22E LEMHI County

Source WASTE WATER Tributary LEMHI RIVER

Use: IRRIGATION

3 /15 to 11/15

0.25 CFS

Total Diversion:

0.25 CFS

Date Filed: 04-15-2022

Place Of Use: IRRIGATION

T21N R22E S10

NWNNW

Total Acres: 13

This application proposes the diversion and use of water from Waste Water tributary to the Salmon Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because the diversion rate and acres will be applied to the subordination amounts specified in the decree for the Wild & Scenic River listed above.

75-15050

AKSLAND FAMILY 2020 REVOCABLE TRUST, PO BOX 714, MANTECA, CA 95336-1132

Point of Diversion L9(SWSW) S1 T19N R21E LEMHI County

Source SALMON RIVER Tributary SNAKE RIVER

Use: IRRIGATION

04/01 to 10/31

0.19 CFS

Total Diversion:

0.19 CFS

Date Filed: 06-30-2022

Place Of Use: IRRIGATION

T19N R21E S1

L9(NWSW),L9(SWSW)

Total Acres: 9.5

This application proposes the diversion and use of water from the Salmon Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because the diversion rate and acres will be applied to the subordination amounts specified in the decree for the Wild & Scenic River listed above.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Eastern office at (208)525-7161; or for a full description of the right(s), please see <https://idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/>. 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, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before 8/8/2022. The protestant must also send a copy of the protest to the applicant.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 86483

BRADY DOWDING, 2455 DIANE LN, POCATELLO, ID 83201-1906 has filed Application No. 86483 for changes to the following water rights within LEMHI County(s): Right No(s). 75-14566, 75-14568, 75-2149G, 75-4033G; 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: change point of diversion for all 4 rights, and change place of use for 2 rights. The proposed point of diversion is in SWNW Sec 36 T20N R21E for 0.46 cfs from Lake Creek and Salmon River. The proposed place of use for rights 75-4033G and 75-2149G is in Lot 5 (SWNW), SWNW, and Lot 4 (SENNW) Sec 36 T20N R21E for 10.7 acres.

For additional information concerning the property location, contact Eastern Region office at (208)525-7161. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before 8/8/2022. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

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