

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JUN 27 2022

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Department of Water Resources
Eastern RegionName of Applicant(s) Western Frontier Ltd Co. c/o Terri PritchettPhone 208-390-9964Mailing address 5395 Old Chilly Road, Mackay, ID 83251Email bluesageranch@atcnet.net

- ☐ 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.

AMENDED

☐ 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.

Western Frontier LTD CO

Signature of Applicant or Authorized Representative

WESTERN FRONTIER LTD CO

Print Name and Title if applicable

6-24-22

Date

Terri Pritchett Managing member

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

6-24-22

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 _____

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**.

Transfer will change the point of diversion to a location on my property. Transfer will also update the place of use to match the irrigable acres on my property.

MAY 31 2022

Rev. 01/15

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

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of Applicant(s) Western Frontier LTA CO Phone 208-390-9964
 Mailing address 5395 OLD CHILLY RD MACKAY ID 83251 Email blue.sageranck@ATC.NET.NET

- ☐ 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.
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 OR
☒ Send original correspondence to the applicant and copies to the representative.
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☐ 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.

SUPERCEDED

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.

Terri Pritchett
 Signature of Applicant or Authorized Representative

TERRI PRITCHETT MANAGING MEMBER
 Print Name and Title if applicable

5-25-22
 Date

Western Frontier LTA CO
 Signature of Applicant or Authorized Representative

WESTERN FRONTIER LTA CO
 Print Name and Title if applicable

5-25-22
 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 _____
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.2.
- Changing the point of diversion to my property.

RECEIVED

Rev 07/18

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED

JUN 27 2022

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 Continued

Department of Water Resources

Eastern Region

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 ☒ ☐	34-929	0.58 cfs	Irrigation	5/1 to 10/15	Antelope Creek tributary to Big Lost River
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 0.58 cfs and/or acre-feet.

2. Total amount of water proposed to be transferred or changed 0.58 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 #
Y			SE	SW	27	04N	23E	Custer	Antelope Creek	

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	
04N	23E	27			0.9						4.4			7.1		12.8	0.8		26.0
Total Acres (for irrigation use)																			26.0

86422

SUPERCEDED

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.

[illegible]

Total authorized under rights 0.58 cfs and/or acre-feet.

2. Total amount of water proposed to be transferred or changed 0.58 cubic feet per second and/or _____ acre-feet per year.

3. Point(s) of Diversion:

- 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**.

[illegible]

4. Place of use: (If irrigation, identify with number of acres irrigated per $\frac{1}{4}$ tract.)

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

[illegible]

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:
Will either be a pump in the creek or a weir system with adequate devices - will need to be set up now
- b. Who owns the property at the point(s) of diversion? Western Frontiers LTA CO.
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: NO

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. NO

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

Former POD washed out & was way up stream. Will be able to obtain the water on our property easier and more efficiently

- 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:

POD was washed out. have been getting water as it floods thru our property

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 3

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

- ☒ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.
☒ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b**.

If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

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.

B. CHANGES IN NATURE OF USE (Water Balance)

- ☐ If you propose to change the nature of use or period of use of all or part of the right(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above:

N/A

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments.

Received by _____ Date _____ Preliminary check by _____ Date _____

Fee paid \$500.00 Date 5/31/22 Received by CA BK Receipt # E048200

Add'l fee paid _____ Date _____ Received by _____ Receipt # _____

Check all that apply: Attachment WSB ☐ (copy sent to state office) Lessor Designation form ☐ &/or W-9 ☐ (originals to state office)

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

5/16/2022

Water Right 34-929

Owner Type
Current Owner

Name and Address
WESTERN FRONTIER LTD
C/O TERRI PRITCHETT 5395 OLD
CHILLY RD
MACKAY, ID 83251-4412
(208) 588-2963

Priority Date: 6/1/1914
Basis: Decreed
Status: Active

Source
ANTELOPE CREEK

Tributary
BIG LOST RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	5/01	10/15	0.580 CFS	
	Total Diversion		0.580 CFS	

Source and Point(s) of Diversion:
ANTELOPE CREEK SENWNW Sec. 34, Twp 04N, Rge 23E, CUSTER County

Place Of Use:
IRRIGATION within CUSTER County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	23E	27									5.0			5.0		16.0			26.0

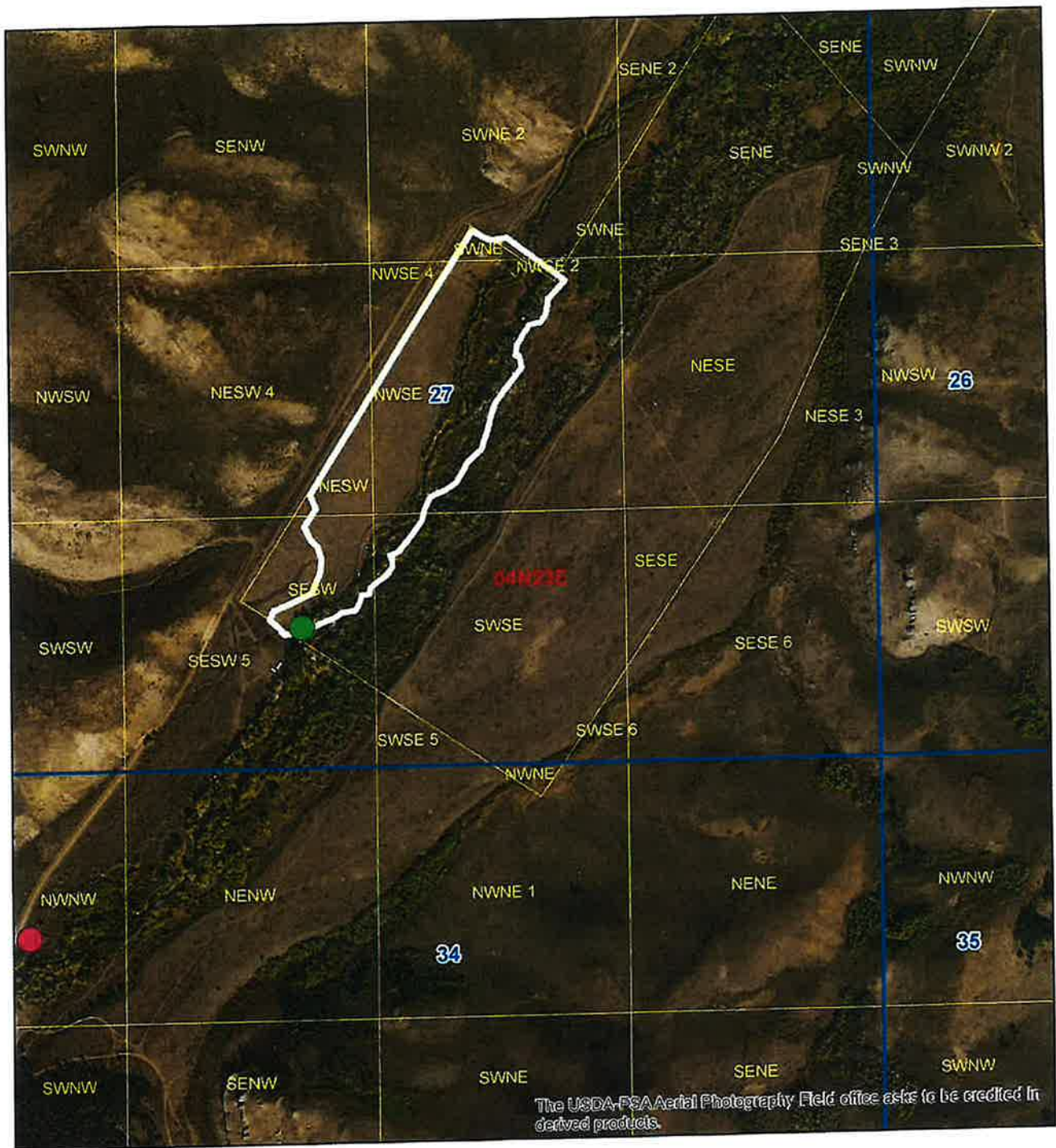
POU Total Acres: 26.0

Conditions of Approval:

1. S34 THE PERIOD OF USE FOR IRRIGATION DESCRIBED ABOVE MAY BE EXTENDED IN SEASONS OF UNUSUAL CHARACTERISTICS TO A BEGINNING DATE OF 04-20 AND AN ENDING DATE OF 10-31 AT THE DISCRETION OF THE DIRECTOR OF THE IDAHO DEPARTMENT OF WATER RESOURCES.
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.

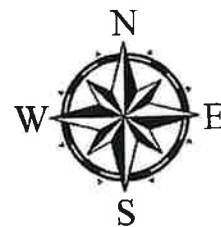
Dates and Other Information:
Decreed Date: 12/14/2001

Western Frontier Point of Diversion Change



Legend

- Pre-Transfer Point of Diversion
- Post-Transfer Point of Diversion
- Water Right POU
- Township/Range
- Sections
- QQ

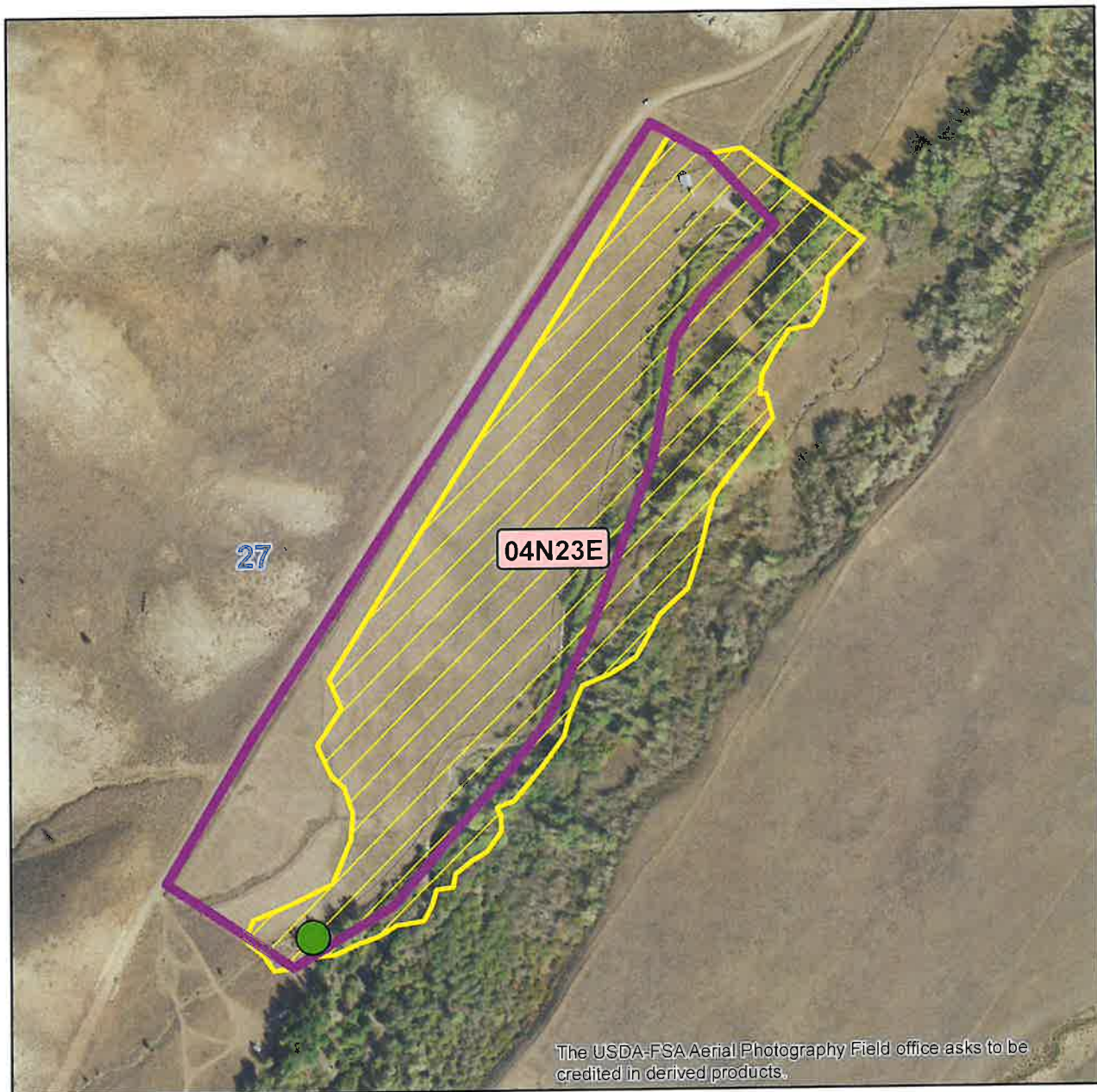


0 0.05 0.1 0.2 0.3 0.4 Miles

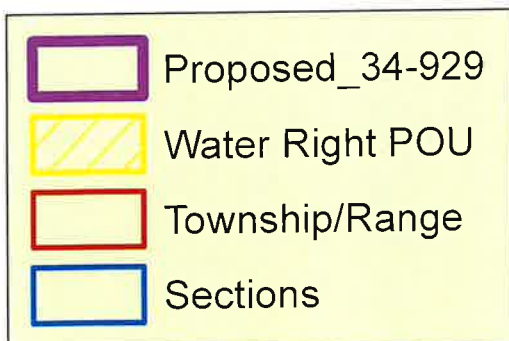
86422

Application for Transfer for WR 34-929

Proposed Point of Diversion and Place of Use



2013 Imagery



0 250 500 1,000 Feet





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

June 29, 2022

WESTERN FRONTIER LTD
C/O TERRI PRITCHETT
5395 OLD CHILLY RD
MACKAY, ID 83251-4412

RE: Transfer No. 86422
Water Right No(s). 34-929

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 CHALLIS MESSENGER and ARCO ADVERTISER on 7/7/2022 and 7/14/2022. 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, June 29, 2022 11:55 AM
To: legalnotices@postregister.com
Subject: Legal Notice for Challis Messenger
Attachments: 86422, 34-14882 Challis Messenger.docx

LEGAL NOTICE DEPARTMENT
CHALLIS MESSENGER
PO BOX 405
CHALLIS, ID 83226-0405

RE: Transfer No. 86422, Permit 34-14882

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 7/25/2022. 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

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 86422**

WESTERN FRONTIER LTD , C/O TERRI PRITCHETT, 5395 OLD CHILLY RD, MACKAY, ID 83251-4412 has filed Application No. 86422 for changes to the following water rights within CUSTER County(s): Right No(s). 34-929; 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 and place of use. Proposed point of diversion is in SESW Sec 27 T04N R23E for 0.58 cfs from Antelope Creek. Proposed place of use is in SWNE, NESW, SESW, NWSE, SWSE Sec 27 T04N R23E for 26 acres of irrigation.

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 7/25/2022. The protestant must also send a copy of the protest to the applicant.

**The following application(s) have been filed to appropriate the public waters of the State of Idaho:
34-14882**

USDA FOREST SERVICE, 1206 S CHALLIS ST, SALMON, ID 83467

Point of Diversion NWSNW S22 T07N R21E CUSTER County

Source SPRING Tributary CASTLE CREEK

Use: STOCKWATER

06/01 to 10/31

0.16 CFS

Total Diversion:

0.16 CFS

Date Filed: 06-06-2022

Place Of Use: STOCKWATER

T07N R21E S21

SESE

Place Of Use: STOCKWATER

T07N R21E S22

SWNW, SENW, NWSW, SWSW

Place Of Use: STOCKWATER

T07N R21E S27

NWNW

Place Of Use: STOCKWATER

T07N R21E S28

NENE

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 7/25/2022. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 7/7/2022 and 7/14/2022

Henman, Christina

From: Henman, Christina
Sent: Wednesday, June 29, 2022 11:54 AM
To: arcoadv@aol.com
Subject: Legal Notice for Arco Advertiser
Attachments: 86422, 34-14882, 34-14883 Arco Advertiser.docx

LEGAL NOTICE DEPARTMENT
ARCO ADVERTISER
PO BOX C
ARCO, ID 83213

RE: Transfer No. 86422, Permit 34-14882, 34-14883
Water Right No(s). 34-929

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). Please note that this is a longer notice and takes more than one page. 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 7/25/2022. 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

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 86422**

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Source SPRING Tributary CASTLE CREEK

Use: STOCKWATER

06/01 to 10/31

0.16 CFS

Total Diversion:

0.16 CFS

Date Filed: 06-06-2022

Place Of Use: STOCKWATER

T07N R21E S21

SESE

Place Of Use: STOCKWATER

T07N R21E S22

SWNW,SENW,NWSW,SWSW

Place Of Use: STOCKWATER

T07N R21E S27

NWNW

Place Of Use: STOCKWATER

T07N R21E S28

NENE

34-14883

USDI BLM IDAHO STATE OFFICE, C/O FREDRIC W. PRICE, 1387 S VINNELL WAY, BOISE, ID 83709-1657

Point of Diversion NWNE S15 T03N R27E BUTTE County

Source GROUND WATER Tributary

Use: STOCKWATER

01/01 to 12/31

0.09 CFS

Use: WILDLIFE

01/01 to 12/31

0.09 CFS

Total Diversion:

0.09 CFS

Date Filed: 06-10-2022

Place Of Use: STOCKWATER,WILDLIFE

T03N R27E S13

SWNE

Place Of Use: STOCKWATER,WILDLIFE

T03N R27E S14

NESW

Place Of Use: STOCKWATER,WILDLIFE

T03N R27E S15

SWSW

Place Of Use: STOCKWATER,WILDLIFE

T03N R27E S25

NESW,SWSE

Place Of Use: STOCKWATER,WILDLIFE

T03N R28E S19

NWNE

Place Of Use: STOCKWATER,WILDLIFE

T03N R28E S20

SESW

Place Of Use: STOCKWATER,WILDLIFE

T03N R28E S32

SWNE

Place Of Use: STOCKWATER,WILDLIFE
T03N R28E S35
NWNW

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 7/25/2022. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 7/7/2022 and 7/14/2022