

AMENDED MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

RECEIVED

May 31, 2022

DEPARTMENT OF
WATER RESOURCES

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at idwr.idaho.gov.

Name of Applicant(s) Salubria Holdings LLC c/o Givens Pursley LLP

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.

Yes N/A * Means the item is always required and must be included with the application.

- ☒ * Completed Application for Transfer of Water Right form, Part 1.
- ☒ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☒ * Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded.
- ☒ ☐ Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application.
- ☒ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☒ * Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-10.

- ☐ ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☒ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
- ☐ ☒ #2b 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).**
** Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☒ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☒ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at idwr.idaho.gov/water-rights/transfers/resources.html.
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☒ ☐ #7b 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. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.
- ☒ ☐ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see fee schedule.
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☒ #9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. (Attachment WSB)
- ☐ ☒ #10 Other. Please describe: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED

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

Name of Applicant(s) Salubria Holdings LLC c/o Givens Pursley LLP Phone (208) 388-1200

Mailing address 601 W Bannock St, Boise, ID 83702 Email _____

Attn Michael P Lawrence and Charlie S Baser

- ☐ 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

(208) 387-7000

Name of Representative Scott N. King Phone (208) 383-4140

Mailing address 300 E Mallard Dr, Ste 350, Boise, Idaho 83706 Email sking@spfwater.com

412 E Parkcenter Blvd, Suite 100, Boise, ID 83706

scott.king@hdrinc.com

☐ 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.

Richard Ferebay
Signature of Applicant or Authorized Representative

Richard Ferebay
Print Name and Title if applicable

5-26-22
Date

for Salubria Holdings
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 _____

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**.

This transfer changes an 8.5-acre portion of two overlapping irrigation water rights to aesthetic and stockwater storage in a pond. The transferred portion accommodates storage volume, evaporation, and seepage. The point of diversion is unchanged.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

AMENDED

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						
☐	☒	67-14645	0.11 cfs	Diversion to Storage	3/15 to 10/31	Rush Creek / Weiser River
☐	☒	67-14645	22.7 ac-ft	Aesthetic Storage	1/1 to 12/31	Rush Creek / Weiser River
☐	☒	67-14645	22.7 ac-ft	Stockwater Storage	1/1 to 12/31	Rush Creek / Weiser River
☐	☒	67-14643	~~0.00 cfs~~ ^{0.13 cfs}	Diversion to Storage	3/15 to 10/31	Rush Creek / Weiser River
☐	☒	67-14643	22.7 ac-ft	Aesthetic Storage	1/1 to 12/31	Rush Creek / Weiser River
☐	☒	67-14643	22.7 ac-ft	Stockwater Storage	1/1 to 12/31	Rush Creek / Weiser River
☐	☐				to	
☐	☐				to	
☐	☐				to	

Total authorized under rights 4.23 cfs and/or 0.24 acre-feet.

2. Total amount of water proposed to be transferred or changed -0.20 cubic feet per second and/or 23 af ^{22.7} 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	
15N	3W	26																JS	
																		SS	

JS = Aesthetic Storage
SS = Stockwater Storage

Total Acres (for irrigation use)

SUPERCEDED

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.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☐ ☒	67-14645	0.11 cfs	Diversion to Storage	3/15 to 10/31	Rush Creek / Weiser River
☐ ☒	67-14645	22.7 ac-ft	Aesthetic Storage	1/1 to 12/31	Rush Creek / Weiser River
☐ ☒	67-14645	22.7 ac-ft	Stockwater Storage	1/1 to 12/31	Rush Creek / Weiser River
☐ ☒	67-14643	0.09 cfs	Diversion to Storage	3/15 to 10/31	Rush Creek / Weiser River
☐ ☒	67-14643	22.7 ac-ft	Aesthetic Storage	1/1 to 12/31	Rush Creek / Weiser River
☐ ☒	67-14643	22.7 ac-ft	Stockwater Storage	1/1 to 12/31	Rush Creek / Weiser River
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 4.23 cfs and/or acre-feet.

2. Total amount of water proposed to be transferred or changed 0.20 cubic feet per second and/or 22.7 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	
15N	3W	26																JS	
																		SS	

JS = Aesthetic Storage
SS = Stockwater Storage

Total Acres (for irrigation use)

Hummer, Phill

From: Michael P. Lawrence <mpl@givenspursley.com>
Sent: Thursday, November 7, 2024 12:41 PM
To: Clark, Cynthia Bridge; Dylan Lawrence; Charlie S. Baser; knoah2874@gmail.com; noahrnch@ctcweb.net; Stephanie White; Mary Barnes
Cc: Hersley, Jean; King, Scott; Hummer, Phill
Subject: RE: Transfer 85359 in the name of Salubria Holdings LLC - hearing dates [GP-DMS.002244.0002.FID727281]
Attachments: Transfer 85359 - Salubria Second Amended Application 2024-11-07_18632432_1.pdf

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.

All,

Per the Hearing Officer's instructions below, attached is Salubria's Second Amended Application. Changes are in red on PDF pages 1 (header), 3 (quantities), 7 (quantity), and 12 (quantity analysis).

Please let me know if you have any questions.

Thanks,
Mike

MICHAEL P. LAWRENCE
GIVENS PURSLEY LLP
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main 208-388-1200
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From: Clark, Cynthia Bridge <Cynthia.Clark@idwr.idaho.gov>
Sent: Wednesday, November 6, 2024 12:01 PM
To: Michael P. Lawrence <mpl@givenspursley.com>; Dylan Lawrence <dylan@varinthomas.com>; Charlie S. Baser <charliebaser@givenspursley.com>; knoah2874@gmail.com; noahrnch@ctcweb.net; Stephanie White <stephaniew@givenspursley.com>; Mary Barnes <marybarnes@givenspursley.com>
Cc: Hersley, Jean <Jean.Hersley@idwr.idaho.gov>; King, Scott <Scott.King@hdrinc.com>
Subject: RE: Transfer 85359 in the name of Salubria Holdings LLC - hearing dates [GP-DMS.002244.0002.FID727281]

EXTERNAL

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:

Headgate from Rush Creek with measuring device. Ditch to place of use.

- b. Who owns the property at the point(s) of diversion? Gary Farrens

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

Existing point of diversion will not be altered or moved by this transfer.

- 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:

8.5 acres of irrigated land will be dried.

- 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:

Water rights 67-14643, 14645, and 67-14647 use the same point of diversion and list the same irrigation place of use.

- 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:

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

Current Water Right No.: 67-14643

Current Owner: SALUBRIA HOLDINGS LLC
Priority Date: 10/29/1908
Origin: Water Right
Status: Active
Basis: Decreed

Source

RUSH CREEK

Tributary

WEISER RIVER

Beneficial Use

IRRIGATION

From To

03/15 to 10/31

Total Diversion

Diversion Rate

3.94 CFS

3.94 CFS

Annual Volume

Location of Point(s) of Diversion

RUSH CREEK

NE1/4SE1/4

Sec. 15, Twp 15N, Rge 03W B.M.

WASHINGTON County

Place of Use

IRRIGATION Within WASHINGTON County

T15N R03W S25	SWSW	18.00	T15N R03W S26	SESE	12.00
T15N R03W S35	NENE	2.60	T15N R03W S36	NWNE	5.90
T15N R03W S36	SWNE	24.00	T15N R03W S36	SENE	23.00
T15N R03W S36	NENW	25.00	T15N R03W S36	NWNW	30.00
T15N R03W S36	SWNW	1.50	T15N R03W S36	SENW	25.00
Total Acres: 167					

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. E56 The rights listed below are limited to the irrigation of a combined total of 167.0 acres in a single irrigation season. Combined Right Nos.: 67-14643, 67-14645, & 67-14647
3. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Decreed Date: 10/20/2008

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

Current Water Right No.: 67-14645

Current Owner: SALUBRIA HOLDINGS LLC
Priority Date: 5/1/1891
Origin: Water Right
Status: Active
Basis: Decreed

Source

RUSH CREEK

Tributary

WEISER RIVER

Beneficial Use

IRRIGATION

From To

03/15 to 10/31

Total Diversion

Diversion Rate

0.29 CFS

0.29 CFS

Annual Volume

Location of Point(s) of Diversion

RUSH CREEK

NE1/4SE1/4

Sec. 15, Twp 15N, Rge 03W B.M.

WASHINGTON County

Place of Use

IRRIGATION Within WASHINGTON County

T15N R03W S25	SWSW	18.00	T15N R03W S26	SESE	12.00
T15N R03W S35	NENE	2.60	T15N R03W S36	NWNE	5.90
T15N R03W S36	SWNE	24.00	T15N R03W S36	SENE	23.00
T15N R03W S36	NENW	25.00	T15N R03W S36	NWNW	30.00
T15N R03W S36	SWNW	1.50	T15N R03W S36	SENW	25.00

Total Acres: 167

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. E56 The rights listed below are limited to the irrigation of a combined total of 167.0 acres in a single irrigation season. Combined Right Nos.: 67-14643, 67-14645, & 67-14647
3. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
4. K06 This right is limited to the irrigation of 23.2 acres within the place of use described above in a single irrigation season.

Decreed Date: 10/20/2008

Total Acres (for irrigation use) 8.5

Total Acres (for irrigation use)	8.5
----------------------------------	-----

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

A. DESCRIPTION OF RIGHT(S) AS RECORDED

For each **water right** listed in Part 1B.1 of the application, attach a **Part 2A** report obtained from any Department office or from the Department's website @ idwr.idaho.gov, Water Right Transfers, Step 1.
Insert Part 2A reports into the application following Part 1.

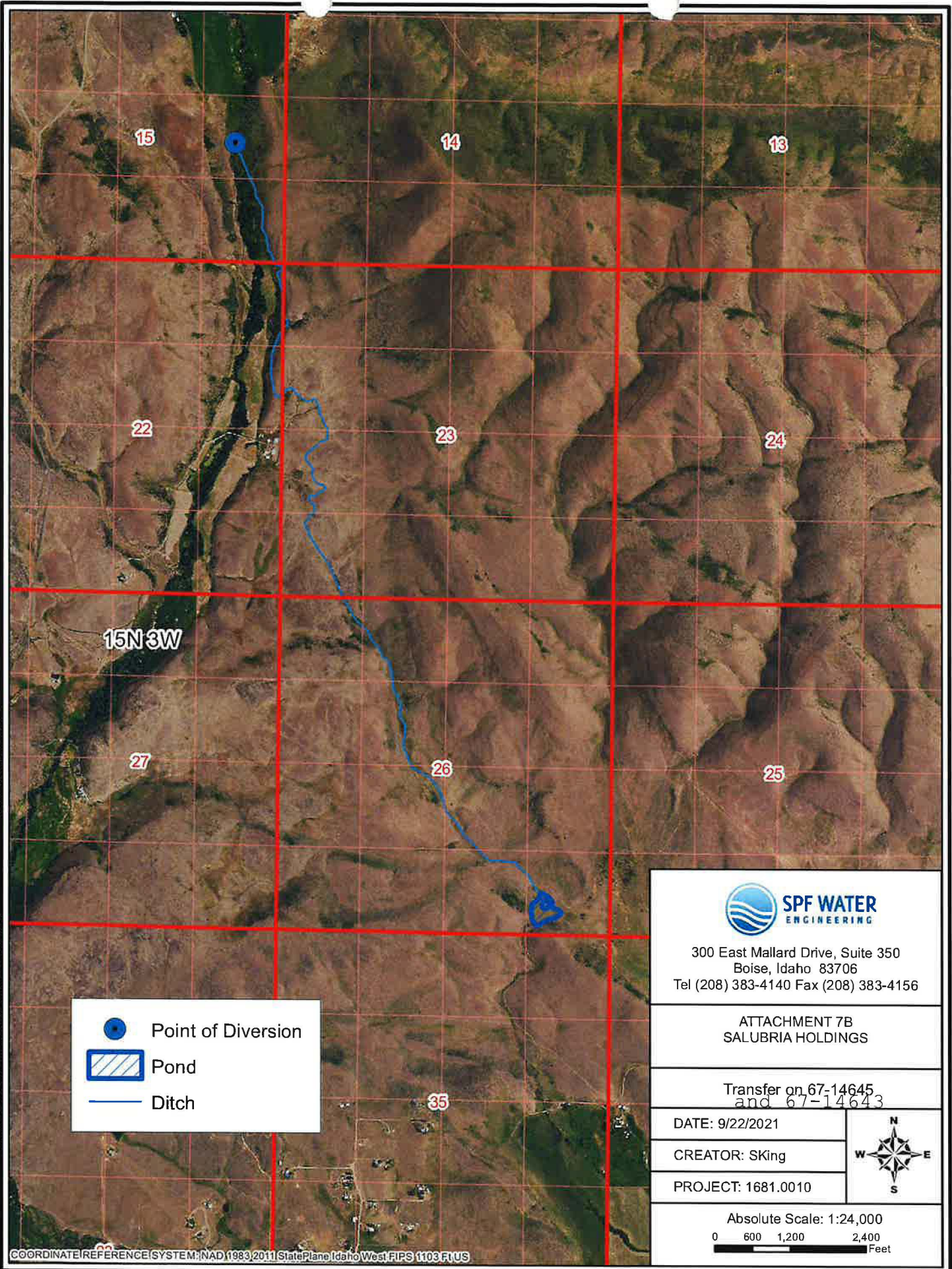
B. IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

- ☒ Complete and attach one copy of Part 2B for each right for which only a portion is proposed to be changed. If the entire right is proposed to be changed, Part 2B is not applicable. Additional copies of the **Part 2B** form can be obtained from any Department office or from the Department's website @ idwr.idaho.gov, Water Right Transfers, Step 3, or Water Right Forms, Changes in Use. Insert completed Part 2B forms into the application following Part 2A of the same water right.

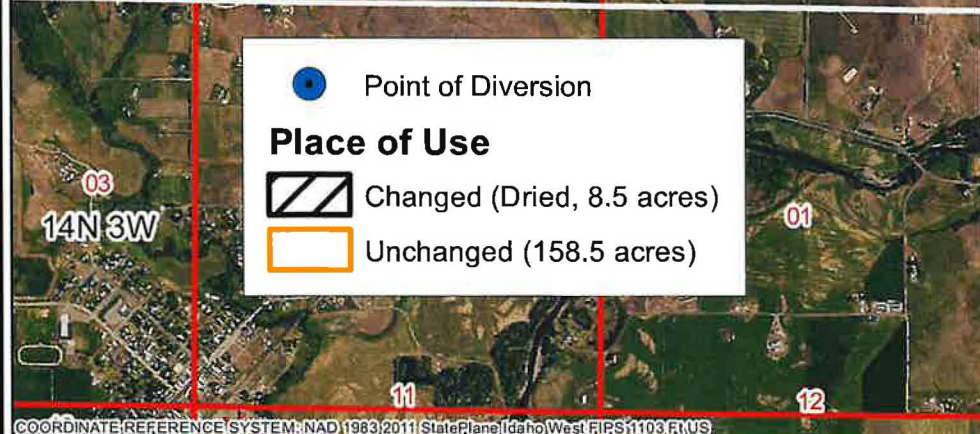
Right Number: 67-14645

1. amount 0.11 cfs (cfs/ac-ft) for Irrigation purposes from 3/15 to 10/31
 amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
 amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
 amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
 amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
 amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
 amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
 amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

[illegible]



Path: S:\PROJECTS\SS Inm Z Projects\Salubria Holdings_16810010_Cambridge Pond WR\PROJECT\GIS\ArcMap_Projects\XFR 7A.mxd



● Point of Diversion

Place of Use

▨ Changed (Dried, 8.5 acres)

▭ Unchanged (158.5 acres)



300 East Mallard Drive, Suite 350
Boise, Idaho 83706
Tel (208) 383-4140 Fax (208) 383-4156

ATTACHMENT 7B
Salubria Holdings

67-14645 Transfer
and 67-14643

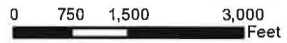
DATE: 9/22/2021

CREATOR: SKing

PROJECT: 1681.0010



Absolute Scale: 1:30,000



COORDINATE REFERENCE SYSTEM: NAD 1983 2011 StatePlane Idaho West FIPS 1103 F.T. US

AMENDED

WATER BALANCE

ET_{Idaho} 2017, Cambridge (NWS--USC00101408)
Precipitation Deficit Requirements

Grass Pasture - high management															
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Growing Season ^a	Non Growing Season ^b	Annual
Mean ⁱ	mm/day												mm		
Monthly ^c	-0.06	0.05	0.25	2.41	4	5.17	6.1	5.09	3.05	0.59	-0.74	-0.24	816	-30	786

Open water - small stock ponds															
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Growing Season ^a	Non Growing Season ^b	Annual
Mean ⁱ	mm/day												mm		
Monthly ^c	-7.18	-1.18	0.28	1.67	2.13	3.2	4.19	3.56	2.34	0.57	-1.57	-2.8	303	0	303
days / month	31	28	31	30	31	30	31	31	30	31	30	31			365
mm / month				50.1	66.0	96.0	129.9	113.5	70.2	20.8					546

- a 546 mm/yr, Net annual positive-month precipitation-deficit pond consumptive use (from above, open water, annual use)
- b 1.79 ft/yr, Net annual precipitation-deficit pond consumptive use ($b = a / 304.8$)
- c 3.00 acres, Pond surface area
- d 5.4 af/yr, total annual pond consumptive evaporative use ($d = b \times c$)
- e 9.6 af/yr, pond storage capacity (see Pond Storage Calcs Spreadsheet)
- f 7.7 af/yr, pond estimated seepage loss (see Pond Storage Calcs Spreadsheet)
- g 22.7 af/yr, pond TOTAL VOLUME REQUIRED ($g = d + e + f$)

- h 816 mm/yr, net annual precipitation-deficit irrigated crop land consumptive use (from above, **pasture grass** growing season)
- i 2.68 ft/yr, Net annual precipitation-deficit crop land consumptive use ($i = h / 25.4 / 12$)
- k 8.47 acres, crop land consumptive use required for transfer to balance total pond volume requirement ($k = g / i$)

- m 0.0125 cfs/acre, duty of Transferred water right 67-14645 (0.29 cfs / 23.2 acres) (SENIOR RT)
- n 0.11 cfs associated with 8.5 acres of 67-14645 ($n = m \times k$)
- where this right overlaps the SENIOR Right (0.02 - 0.0125 cfs/acre) (JUNIOR RT)
- p 0.0075 cfs/acre, duty, irrigation portion of Transferred water right 67-14643 (0.174 cfs / 23.2 acres)
- q 0.06 cfs associated with 8.5 irrigation acres of 67-14643 ($q = p \times k$)
- 0.0080 (1.34 cfs / 167 acres) (JUNIOR RT)
- r ~~0.0036~~ cfs/acre, duty, conveyance loss portion of Transferred water right 67-14643 (~~0.6 cfs / 167 acres~~)
- s ~~0.03~~ cfs, conveyance loss portion associated with 8.5 acres of 67-14643 ($r = s \times k$)
- 0.0680
- t ~~0.20~~ cfs, total quantity changed to pond use ($t = n + q + s$)
- 0.24

IDWR provided explanatory details on 67-14643.

Rights 67-14645 and 67-14647 provide 0.0125 cfs per acre for 23.2 and 36 acres, respectively. Right 67-14643 provides the following:

- a) 0.444 cfs (an additional 0.0075 cfs per acre) for 59.2 acres covered by 67-14645 and 67-14647, making the combined duty 0.02 cfs/acre,
- b) 2.156 cfs (0.02 cfs per acre) for 107.8 acres, making the sum 167 acres ($107.8 + 59.2 = 167.0$), and
- c) ~~0.6 cfs for conveyance loss~~
1.34 cfs for conveyance loss ($3.94 - 0.444 - 2.156$)

WATER BALANCE

ET_{Idaho} 2017, Cambridge (NWS--USC00101408)
Precipitation Deficit Requirements

Grass Pasture - high management															
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Growing Season ^a	Non Growing Season ^b	Annual
Mean ^f	mm/day												mm		
Monthly ^g	-0.06	0.05	0.25	2.41	4	5.17	6.1	5.09	3.05	0.59	-0.74	-0.24	816	-30	786

Open water - small stock ponds															
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Growing Season ^a	Non Growing Season ^b	Annual
Mean ^f	mm/day												mm		
Monthly ^g	-2.18	-1.18	-0.28	1.67	2.13	3.2	4.19	3.66	2.34	0.67	-1.57	-2.8	303	0	303
days / month	31	28	31	30	31	30	31	31	30	31	30	31			365
mm / month				50.1	66.0	96.0	129.9	113.5	70.2	20.8					546

- a 546 mm/yr, Net annual positive-month precipitation-deficit pond consumptive use (from above, open water, annual use)
- b 1.79 ft/yr, Net annual precipitation-deficit pond consumptive use ($b = a / 304.8$)
- c 3.00 acres, Pond surface area
- d 5.4 af/yr, total annual pond consumptive evaporative use ($d = b \times c$)
- e 9.6 af/yr, pond storage capacity (see Pond Storage Calcs Spreadsheet)
- f 7.7 af/yr, pond estimated seepage loss (see Pond Storage Calcs Spreadsheet)
- g 22.7 af/yr, pond TOTAL VOLUME REQUIRED ($g = d + e + f$)

- h 816 mm/yr, net annual precipitation-deficit irrigated crop land consumptive use (from above, **pasture grass** growing season)
- i 2.68 ft/yr, Net annual precipitation-deficit crop land consumptive use ($i = h / 25.4 / 12$)
- k 8.47 acres, crop land consumptive use required for transfer to balance total pond volume requirement ($k = g / i$)

- m 0.0125 cfs/acre, duty of Transferred water right 67-14645 (0.29 cfs / 23.2 acres)
- n 0.11 cfs associated with 8.5 acres of 67-14645 ($n = m \times k$)

- p 0.0075 cfs/acre, duty, irrigation portion of Transferred water right 67-14643 (0.174 cfs / 23.2 acres)
- q 0.06 cfs associated with 8.5 irrigation acres of 67-14643 ($q = p \times k$)

- r 0.0036 cfs/acre, duty, conveyance loss portion of Transferred water right 67-14643 (0.6 cfs / 167 acres)
- s 0.03 cfs, conveyance loss portion associated with 8.5 acres of 67-14643 ($r = s \times k$)

- t 0.20 cfs, total quantity changed to pond use ($t = n + q + s$)

IDWR provided explanatory details on 67-14643.

- Rights 67-14645 and 67-14647 provide 0.0125 cfs per acre for 23.2 and 36 acres, respectively. Right 67-14643 provides the following:
- a) 0.444 cfs (an additional 0.0075 cfs per acre) for 59.2 acres covered by 67-14645 and 67-14647, making the combined duty 0.02 cfs/acre,
 - b) 2.156 cfs (0.02 cfs per acre) for 107.8 acres, making the sum 167 acres ($107.8 + 59.2 = 167.0$), and
 - c) 0.6 cfs for conveyance loss.

Seepage Loss Calculations

This spreadsheet has been designed by Idaho Department of Water Resources to estimate the total annual seepage losses from a pond.

FILE NUMBER	Pond 3
REVIEWER	Scott King
DATE	8/19/2021

User Input
Calculated value
Formula Explanations

INPUTS

Pond Surface Area (AC.)	3	AC.
-------------------------	---	-----

Pond Surface Area (SQ. FT.)	130680	SQ. FT.
-----------------------------	--------	---------

I used the following method to obtain my Soil Classification information:	NRCS Web Soil Survey	
My Soil Classification is	SC	
Suggested Seepage Rate (FT./DAY)	0.0070	FT./DAY

Formula: (Surface Area X Seepage Rate) X 7.48 = Gallons Per Day Loss
--

Convert to GPD	6842	GPD
----------------	------	-----

Total Seepage Loss (AFA)	7.7	AFA
--------------------------	-----	-----

Though sand and gravel seepage rates may actually be higher, the maximum allowable rate is 0.2 ft/day, pursuant to Administrative Memo "Seepage Loss Standards for Ponds and Reservoirs."

Suggested Seepage Rates for Different Soil Types:
GW, GP, GM, GC, SW, SP and SM (silty sand, sand silt mixtures and gravel mixtures) = 0.2 ft per day
OL and ML (inorganic silts - very fine sands, silty, or clayey fine sands) = 0.02 ft per day
SC (clayey sands, sand clay mixtures) = 0.007 ft per day
CL (Low to medium plasticity clays) = 0.003 ft per day
MH, OH, PT and CH (high plasticity clays) = 0.0003 ft per day
LINED PONDS (liners can be chemical, fabric, or bentonite) = 0 ft per day
Ponds Intercepting Groundwater (excavated ponds filled by ground water) = 0 ft per day

PLEASE NOTE: The initial basis for the Suggested Seepage Rates in the table above is found on Page 16 of Seepage from Fish Ponds, Bulletin 599, August 1989 Alabama Agricultural experiment Station, Auburn University, Auburn University Alabama. If you don't know the soil type, please refer to the map provided at the NRCS Web Soil Survey (Tab #1), an ArcMap Soil Classification Map (Tab #1.1), or published NRCS Soil Survey (Tab #1.2). Use "0" if the pond fill relies on the water table.

Evaporation Loss Calculations

This spreadsheet has been designed by Idaho Department of Water Resources to estimate the annual evaporation losses from a pond.

FILE NUMBER	Pond 3
REVIEWER	Scott King
DATE	8/19/2021

User Input
Calculated value
Formula Explanations

The acronyms used on the Kimberly Research Center website are defined below:
P = Precipitation
ET= Evapotranspiration
P _d = Precipitation deficit
P _d =ET-P

USING THIS SPREADSHEET

Use the link below to access the Kimberly Research Center website. This website provides the Precipitation Deficit for a station most representative of the pond under examination. The Precipitation Deficit is the total amount of free water surface evaporation minus the precipitation for a given area, which gives the total amount of evaporative losses incurred by the pond. There are several weather sites that are used throughout the state. IDWR staff can find the nearest site using Arc Map. The shape file containing the sites can be found at <X:/Spatial/Climate/ETIdahostations.shp>.

Instructions:

1. Use the link below to navigate to ET Idaho 2012.
2. Select the station which is most representative to your pond location.
3. Click Submit Query.
4. Under "Land Covers with Evapotranspiration Estimates," select "Open Water - Shallow Systems (ponds, streams)" or "Open Water - small stock ponds" depending on the pond size.
5. Click the link to "Precipitation Deficit."
6. Reference and copy (ctrl + C) the first subheading "Mean" values.
7. Click the "Paste Values from ET Idaho" button. The table will automatically enter a zero (0) for any negative precipitation deficit values.

Found at: <http://data.kimberly.uidaho.edu/ETIdaho/>

Precipitation Deficit

Station: Cambridge (NWS -- 101408)

Month	mm/day ¹	Days per month	mm/Month
Jan	-2.18	31	0.00
Feb	-1.18	28	0.00
March	-0.28	31	0.00
April	1.67	30	50.10
May	2.13	31	66.03
June	3.20	30	96.00
July	4.19	31	129.89
August	3.66	31	113.46
September	2.34	30	70.20
October	0.67	31	20.77
November	-1.57	30	0.00
December	-2.80	31	0.00

PLEASE NOTE: The seasonal average for precipitation deficit should not be used for calculations because precipitation often exceeds evaporation during wetter months of the year. If the pond is kept full, excess precipitation during wetter months does not serve to refill the pond during drier months.

For example, see Sandpoint KSPT (NWS -- 108137), the annual precipitation deficit is -106 mm. However, April through September have positive precipitation deficit values. To properly estimate the annual volume of water necessary to refill a pond due to evaporation losses, the table will automatically enter a zero (0) for each month that the precipitation value is reported as a negative value.

As described above, precipitation offsets evaporation in winter months, so the net effect is that wintertime precipitation deficit is usually zero.

Total mm/year = 546.45

$$((546.45) \div (\text{convert to feet})) \times (\text{Surface area of pond, in acres}) = \text{Evaporation Loss in Acre Feet}$$

$$((546.45) \div 304.8) \times 3.00 = 5.4 \text{ AFA}$$

Total Storage Calculations

FILE NUMBER	Pond 3
REVIEWER	Scott King
DATE	8/19/2021

This spreadsheet has been designed by Idaho Department of Water Resources to estimate the total seepage, evaporation and fill capacity required for a pond.

User Input
Calculated value
Formula Explanations

Surface Area (AC.)	3	"Surface Area" is automatically carried over from the "Seepage Loss" sheet.
Average Pond Depth (FT.)	3.2	"Average Pond Depth" depicts the actual depth of the pond either measured or estimated. Note: If you know the maximum depth and not the average depth, the Field Examiner's Handbook suggests multiplying the maximum depth by 0.4 to get the average depth, or you can use any method that seems reasonable to attain average depth.
Pond Capacity (AF)	9.6	Pond Capacity is calculated by multiplying the Pond Surface Area by the Average Pond Depth. If you know the capacity, divide the capacity by surface area and enter the average pond depth in the space above. Note: If pond capacity is determined using a method shown on the "Pond Capacity" sheet, the user may need to modify the value of "Pond Capacity" (cell B9) manually. Note that if the value is modified manually, the formula will be altered for future use.

Multiple Fill Volume Above Initial Fill to Fulfill From Storage Needs- "Multiple Fills" (AF)	0	The "Multiple Fill Volume Above Initial Fill" is the acre-feet of water required to meet a <i>from storage</i> component if the <i>from storage</i> component exceeds a one time fill. This section should not include the amount of water needed to fill the pond initially or the amount of water needed to maintain the pond level due to evaporation or seepage. For example: if a pond has a capacity of 5 acre feet and 2.5 acre feet of seepage and evaporation, but the pond is used for irrigation that requires 10 acre feet of from storage for the irrigation use, then you would insert 5 acre feet into this location (10 acre feet needed - 5 acre feet from the initial fill = 5 acre feet of additional storage needed). Note: You must have a "From Storage" component exceeding the initial fill on the permit to include a volume in this space.
Estimated Seepage Loss (AF)	7.7	The "Estimated Seepage Loss" is automatically carried over from the "Seepage Loss" sheet.
Estimated Evaporation Loss (AF)	5.4	The "Estimated Evaporation Loss" is automatically carried over from the "Evaporation Loss" sheet.
Total Volume Required (AF)	22.6	The "Total Volume Required" is calculated by adding the Pond Capacity, Multiple Fills, Seepage Loss, and Evaporation Loss amounts to determine the total amount of storage required.

Flow Rate into Pond (CFS)	0.20	The "Flow Rate into Pond" depicts the actual flow, either measured or estimated, into the pond. For offstream facilities, this will be equivalent to "diversion to storage" rate.
Highest Daily Evaporation Rate From Evaporation Tab. (mm/Day)	4.19	This number is carried over from the "Evaporation Loss" sheet. It is the highest recorded number in the "Precipitation Deficit Table".
Required Daily Maintenance Volume (AF/Day)	0.06	"Required Daily Maintenance Volume" is the maximum volume of water needed on any given day during the year to maintain pond volume. It is calculated by adding the highest daily evaporation loss to the average daily seepage loss in acre feet. The average daily seepage loss is calculated by dividing the "Estimated Seepage Loss" by 365 days. This is acceptable, since the seepage rate shouldn't vary throughout the season unless the pond completely freezes over during the winter months. The highest daily evaporation loss is calculated by dividing the Highest Daily Evaporation Rate by the 304.8 conversion factor and multiplying this number by the pond surface area to attain a combined daily acre feet requirement.
Minimum Maintenance Flow (CFS)	0.03	The "Minimum Maintenance Flow" is the minimum amount of flow required to maintain the level of the pond. This number is determined by dividing the "Maximum Required Daily Maintenance Volume" by 1.9835. This flow can be used to determine if the flow rate into the pond is adequate to maintain the pond level.
Days Required to Fill the Pond	29	The "Days Required to Fill the Pond" is calculated by dividing the "Pond Capacity" by the "Flow Rate" minus "Minimum Maintenance Flow" multiplied by 1.9835. This section will assist you in determining if the flow rate being diverted to the pond is adequate to fill the pond while maintaining the pond level. The length of time to fill the pond will help determine if the flow rate is adequate for the size of pond being proposed. If this number is approximately 6 months (180 days) or more, the reviewer should have a discussion with the applicant to make sure he/she understands that it will take a significant length of time to fill the pond.
Days Required to Fill the Pond at 13,000 Gallons per Day	-430	Some water users may want to fill a pond under the 13,000 gallons per day domestic exemption. The "Days Required to Fill the Pond at 13,000 Gallons per Day" is calculated by converting the "Pond Capacity" and the "Required Daily Maintenance Volume" to gallons. The "Pond Capacity" is then divided by 13,000 gallons minus the "Required Daily Maintenance Volume" in gallons to determine the number of days to fill pond. If this number is approximately 6 months (180 days) or more, the reviewer should have a discussion with the applicant to make sure he/she understands that it will take a significant length of time to fill the pond. Negative values indicate that the supply of 13,000 gallons per day is not enough volume to overcome the required daily maintenance volume; the pond will never fill.

RECEIVED

RECEIVED

SEP 30 2021

STATE OF IDAHO

Transfer No. 85359

DEPARTMENT OF WATER RESOURCES

SEP 29 2021

WATER RESOURCES
WESTERN REGION**MINIMUM REQUIREMENTS CHECKLIST**
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at idwr.idaho.gov.

Name of Applicant(s) Salubria Holdings LLC c/o Givens Pursley LLP**Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.****Yes N/A** * Means the item is always required and must be included with the application.

- ☒ * Completed Application for Transfer of Water Right form, Part 1.
- ☒ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☒ * Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded.
- ☒ ☐ Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application.
- ☒ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☒ * Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-10.

- ☐ ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☒ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
- ☐ ☒ #2b 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). **
** Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☒ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☒ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at idwr.idaho.gov/water-rights/transfers/resources.html.
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☒ ☐ #7b 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. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.
- ☒ ☐ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see fee schedule.
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☒ #9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. (Attachment WSB)
- ☐ ☒ #10 Other. Please describe: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) Salubria Holdings LLC c/o Givens Pursley LLP Phone (208) 388-1200
Mailing address 601 W Bannock St, Boise, ID 83702 Email _____
Attn Michael P Lawrence and Charlie S Baser

- ☐ 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**.

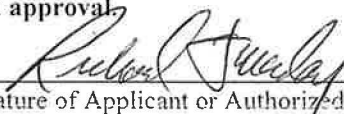
Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative Scott N. King Phone (208) 383-4140
Mailing address 300 E Mallard Dr, Ste 350, Boise, Idaho 83706 Email sking@spfwater.com

- ☐ 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

Richard Fereday
Print Name and Title if applicable

9/22/21
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 _____

2. 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**.

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**.

This transfer changes an 8.5-acre portion of an irrigation water right to aesthetic and stockwater storage in a pond.
The transferred portion accommodates storage volume, evaporation, and seepage. There is no change to the point of diversion.

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.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☐ ☒	67-14645	0.11 cfs	Diversion to Storage	3/15 to 10/31	Rush Creek / Weiser River
☐ ☒	67-14645	22.7 ac-ft	Aesthetic Storage	1/1 to 12/31	Rush Creek / Weiser River
☐ ☒	67-14645	22.7 ac-ft	Stockwater Storage	1/1 to 12/31	Rush Creek / Weiser River
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 0.29 cfs and/or acre-feet.

2. Total amount of water proposed to be transferred or changed 0.11 cubic feet per second and/or 22.7 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	
15N	3W	26																JS	
																		SS	

JS = Aesthetic Storage
SS = Stockwater Storage

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:

Headgate from Rush Creek with measuring device. Ditch to place of use.

- b. Who owns the property at the point(s) of diversion? Gary Farrens

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
Existing point of diversion will not be altered or moved by this transfer.

- 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:
8.5 acres of irrigated land will be dried.

- 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:
Water rights 67-14643, 14645, and 67-14647 use the same point of diversion and list the same irrigation place of use.

- 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:

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

Current Water Right No.: 67-14645

Current Owner: SALUBRIA HOLDINGS LLC
Priority Date: 5/1/1891
Origin: Water Right
Status: Active
Basis: Decreed

Source

RUSH CREEK

Tributary

WEISER RIVER

Beneficial Use

IRRIGATION

From To

03/15 to 10/31

Total Diversion

Diversion Rate

0.29 CFS

0.29 CFS

Annual Volume

Location of Point(s) of Diversion

RUSH CREEK

WASHINGTON County

NE1/4SE1/4

Sec. 15, Twp 15N, Rge 03W B.M.

Place of Use

IRRIGATION Within WASHINGTON County

T15N R03W S25	SWSW	18.00	T15N R03W S26	SESE	12.00
T15N R03W S35	NENE	2.60	T15N R03W S36	NWNE	5.90
T15N R03W S36	SWNE	24.00	T15N R03W S36	SENE	23.00
T15N R03W S36	NENW	25.00	T15N R03W S36	NWNW	30.00
T15N R03W S36	SWNW	1.50	T15N R03W S36	SENE	25.00

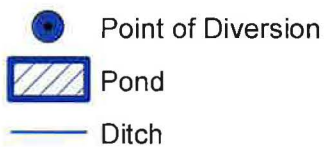
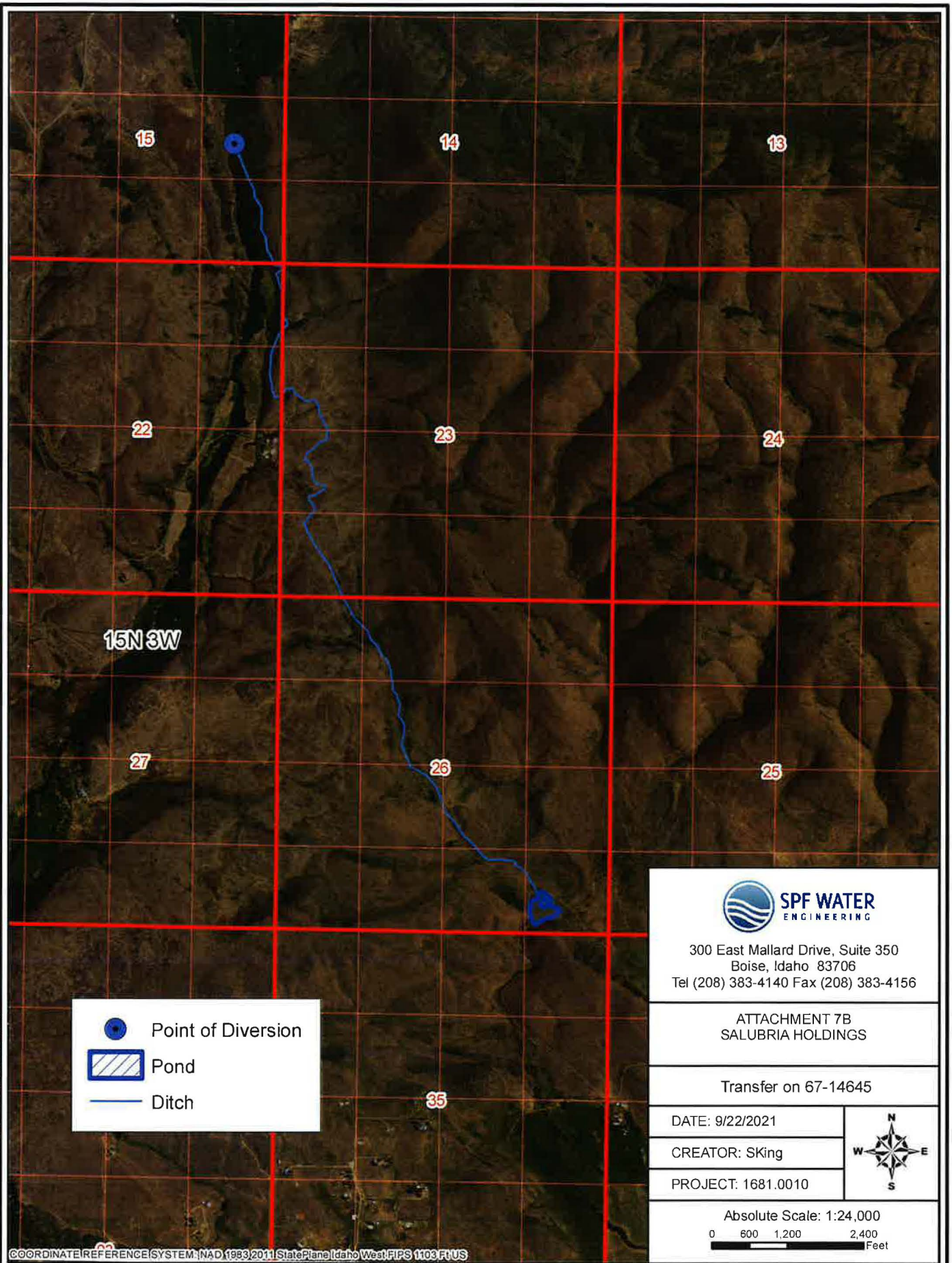
Total Acres: 167

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. E56 The rights listed below are limited to the irrigation of a combined total of 167.0 acres in a single irrigation season. Combined Right Nos.: 67-14643, 67-14645, & 67-14647
3. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
4. K06 This right is limited to the irrigation of 23.2 acres within the place of use described above in a single irrigation season.

Decreed Date: 10/20/2008

85350



300 East Mallard Drive, Suite 350
Boise, Idaho 83706
Tel (208) 383-4140 Fax (208) 383-4156

ATTACHMENT 7B
SALUBRIA HOLDINGS

Transfer on 67-14645

DATE: 9/22/2021

CREATOR: SKing

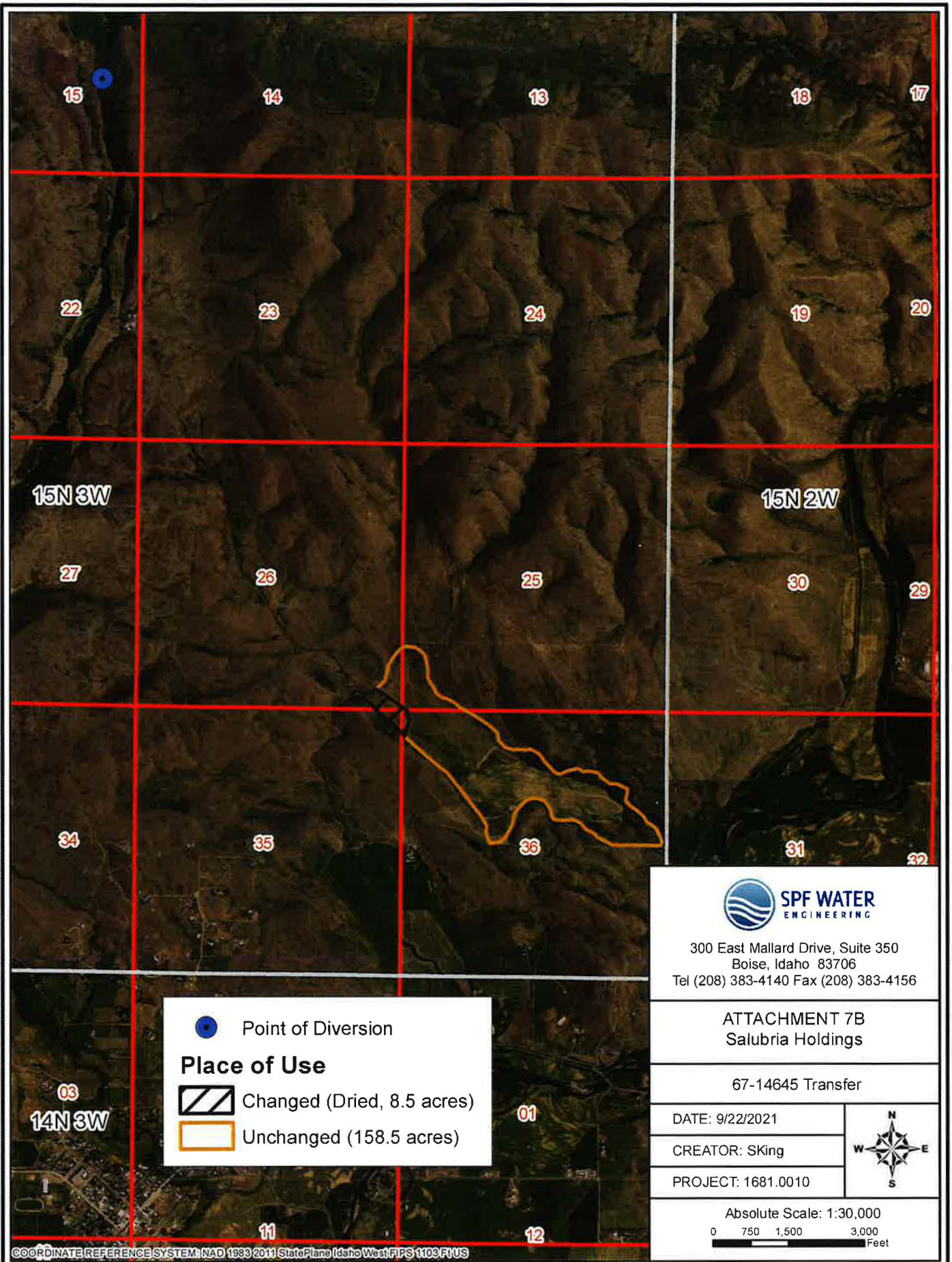
PROJECT: 1681.0010



Absolute Scale: 1:24,000

0 600 1,200 2,400 Feet

Path: S:\PROJECTS\16810010_Cambridge Pond WRP\PROJECT\GIS\Map_Salubria\7A.mxd



85030

ATTACHMENT 8A

WATER BALANCE

ET_{Idaho} 2017, Cambridge (NWS--USC00101408)

Precipitation Deficit Requirements

Grass Pasture - high management															
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Growing Season ^a	Non Growing Season ^b	Annual
Mean ⁱ	mm/day												mm		
Monthly ^c	-0.06	0.05	0.25	2.41	4	5.17	6.1	5.09	3.05	0.59	-0.74	-0.24	816	-30	786

Open water - small stock ponds															
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Growing Season ^a	Non Growing Season ^b	Annual
Mean ⁱ	mm/day												mm		
Monthly ^c	-2.18	-1.18	-0.28	1.67	2.13	3.2	4.19	3.66	2.34	0.67	-1.57	-2.8	303	0	303
days / month	31	28	31	30	31	30	31	31	30	31	30	31			365
mm / month				50.1	66.0	96.0	129.9	113.5	70.2	20.8					546

- a 546 mm/yr, Net annual positive-month precipitation-deficit pond consumptive use (from above, open water, annual use)
 b 1.79 ft/yr, Net annual precipitation-deficit pond consumptive use ($b = a / 304.8$)
 c 3.00 acres, Pond surface area
 d 5.4 af/yr, total annual pond consumptive use ($d = b \times c$)
 e 9.6 af/yr, pond storage capacity (see Pond Storage Calcs Spreadsheet)
 f 7.7 af/yr, pond estimated seepage loss (see Pond Storage Calcs Spreadsheet)
 g 22.7 af/yr, pond TOTAL VOLUME REQUIRED ($g = d + e + f$)
- h 816 mm/yr, net annual precipitation-deficit irrigated crop land consumptive use (from above, **pasture grass** growing season)
 i 2.68 ft/yr, Net annual precipitation-deficit crop land consumptive use ($i = h / 25.4 / 12$)
 k **8.47** acres, crop land consumptive use required for transfer to balance total pond volume requirement ($k = g / i$)
- m 0.0125 cfs/acre, duty of Transferred water right 67-14645 ($0.29 \text{ cfs} / 23.2 \text{ acres}$)
 n 0.11 cfs associated with 8.5 acres of 67-14645 ($n = m \times k$)

Seepage Loss Calculations

This spreadsheet has been designed by Idaho Department of Water Resources to estimate the total annual seepage losses from a pond.

FILE NUMBER	Pond 3
REVIEWER	Scott King
DATE	8/19/2021

User Input
Calculated value
Formula Explanations

INPUTS

Pond Surface Area (AC.)	3	AC.
-------------------------	---	-----

Pond Surface Area (SQ. FT.)	130680	SQ. FT.
-----------------------------	--------	---------

I used the following method to obtain my Soil Classification information:	NRCS Web Soil Survey	
My Soil Classification is	SC	
Suggested Seepage Rate (FT./DAY)	0.0070	FT./DAY

Formula: (Surface Area X Seepage Rate) X 7.48 = Gallons Per Day Loss
--

Convert to GPD	6842	GPD
----------------	------	-----

Total Seepage Loss (AFA)	7.7	AFA
--------------------------	-----	-----

Though sand and gravel seepage rates may actually be higher, the maximum allowable rate is 0.2 ft/day, pursuant to Administrative Memo "Seepage Loss Standards for Ponds and Reservoirs."

Suggested Seepage Rates for Different Soil Types:

GW, GP, GM, GC, SW, SP and SM (silty sand, sand silt mixtures and gravel mixtures) = 0.2 ft per day

OL and ML (inorganic silts - very fine sands, silty, or clayey fine sands) = 0.02 ft per day

SC (clayey sands, sand clay mixtures) = 0.007 ft per day

CL (Low to medium plasticity clays) = 0.003 ft per day

MH, OH, PT and CH (high plasticity clays) = 0.0003 ft per day

LINED PONDS (liners can be chemical, fabric, or bentonite) = 0 ft per day

Ponds Intercepting Groundwater (excavated ponds filled by ground water) = 0 ft per day

PLEASE NOTE: The initial basis for the Suggested Seepage Rates in the table above is found on Page 16 of Seepage from Fish Ponds, Bulletin 599, August 1989 Alabama Agricultural experiment Station, Auburn University, Auburn University Alabama. If you don't know the soil type, please refer to the map provided at the NRCS Web Soil Survey (Tab #1), an ArcMap Soil Classification Map (Tab #1.1), or published NRCS Soil Survey (Tab #1.2). Use "0" if the pond fill relies on the water table.

Evaporation Loss Calculations

This spreadsheet has been designed by Idaho Department of Water Resources to estimate the annual evaporation losses from a pond.

FILE NUMBER	Pond 3
REVIEWER	Scott King
DATE	8/19/2021

User Input
Calculated value
Formula Explanations

The acronyms used on the Kimberly Research Center website are defined below:
P = Precipitation
ET= Evapotranspiration
P _d = Precipitation deficit
P _d =ET-P

USING THIS SPREADSHEET

Use the link below to access the Kimberly Research Center website. This website provides the Precipitation Deficit for a station most representative of the pond under examination. The Precipitation Deficit is the total amount of free water surface evaporation minus the precipitation for a given area, which gives the total amount of evaporative losses incurred by the pond. There are several weather sites that are used throughout the state. IDWR staff can find the nearest site using Arc Map. The shape file containing the sites can be found at X:/Spatial/Climate/ETIdahostations.shp.

Instructions:

1. Use the link below to navigate to ET Idaho 2012.
2. Select the station which is most representative to your pond location.
3. Click Submit Query.
4. Under "Land Covers with Evapotranspiration Estimates," select "Open Water - Shallow Systems (ponds, streams)" or "Open Water - small stock ponds" depending on the pond size.
5. Click the link to "Precipitation Deficit."
6. Reference and copy (ctrl + C) the first subheading "Mean" values.
7. Click the "Paste Values from ET Idaho" button. The table will automatically enter a zero (0) for any negative precipitation deficit values.

Found at: <http://data.kimberly.uidaho.edu/ETIdaho/>

Precipitation Deficit

Station: Cambridge (NWS -- 101408)

Month	mm/day ¹	Days per month	mm/Month
Jan	-2.18	31	0.00
Feb	-1.18	28	0.00
March	-0.28	31	0.00
April	1.67	30	50.10
May	2.13	31	66.03
June	3.20	30	96.00
July	4.19	31	129.89
August	3.66	31	113.46
September	2.34	30	70.20
October	0.67	31	20.77
November	-1.57	30	0.00
December	-2.80	31	0.00

PLEASE NOTE:

The seasonal average for precipitation deficit should not be used for calculations because precipitation often exceeds evaporation during wetter months of the year. If the pond is kept full, excess precipitation during wetter months does not serve to refill the pond during drier months.

For example, see Sandpoint KSPT (NWS -- 108137), the annual precipitation deficit is -106 mm. However, April through September have positive precipitation deficit values. To properly estimate the annual volume of water necessary to refill a pond due to evaporation losses, the table will automatically enter a zero (0) for each month that the precipitation value is reported as a negative value.

As described above, precipitation offsets evaporation in winter months, so the net effect is that wintertime precipitation deficit is usually zero.

Total mm/year = 546.45

$[(\text{mm/yr}) \div (\text{convert to feet})] \times (\text{Surface area of pond, in acres}) = \text{Evaporation Loss in Acre Feet}$

(546.45 ÷ 304.8) X 3.00 = 5.4 AFA

Total Storage Calculations

FILE NUMBER	Pond 3
REVIEWER	Scott King
DATE	8/19/2021

This spreadsheet has been designed by Idaho Department of Water Resources to estimate the total seepage, evaporation and fill capacity required for a pond.

User Input
Calculated value
Formula Explanations

Surface Area (AC.)	3	"Surface Area" is automatically carried over from the "Seepage Loss" sheet.
Average Pond Depth (FT.)	3.2	"Average Pond Depth" depicts the actual depth of the pond either measured or estimated. Note: If you know the maximum depth and not the average depth, the Field Examiner's Handbook suggests multiplying the maximum depth by 0.4 to get the average depth, or you can use any method that seems reasonable to attain average depth.
Pond Capacity (AF)	9.6	Pond Capacity is calculated by multiplying the Pond Surface Area by the Average Pond Depth. If you know the capacity, divide the capacity by surface area and enter the average pond depth in the space above. Note: If pond capacity is determined using a method shown on the "Pond Capacity" sheet, the user may need to modify the value of "Pond Capacity" (cell B9) manually. Note that if the value is modified manually, the formula will be altered for future use.
Multiple Fill Volume Above Initial Fill to Fulfill From Storage Needs- "Multiple Fills" (AF)	0	The "Multiple Fill Volume Above Initial Fill" is the acre-feet of water required to meet a <i>from storage</i> component if the <i>from storage</i> component exceeds a one time fill. This section should not include the amount of water needed to fill the pond initially or the amount of water needed to maintain the pond level due to evaporation or seepage. For example: if a pond has a capacity of 5 acre feet and 2.5 acre feet of seepage and evaporation, but the pond is used for irrigation that requires 10 acre feet of from storage for the irrigation use, then you would insert 5 acre feet into this location (10 acre feet needed - 5 acre feet from the initial fill = 5 acre feet of additional storage needed). Note: You must have a "From Storage" component exceeding the initial fill on the permit to include a volume in this space.
Estimated Seepage Loss (AF)	7.7	The "Estimated Seepage Loss" is automatically carried over from the "Seepage Loss" sheet.
Estimated Evaporation Loss (AF)	5.4	The "Estimated Evaporation Loss" is automatically carried over from the "Evaporation Loss" sheet.
Total Volume Required (AF)	22.6	The "Total Volume Required" is calculated by adding the Pond Capacity, Multiple Fills, Seepage Loss, and Evaporation Loss amounts to determine the total amount of storage required.

Flow Rate into Pond (CFS)	0.11	The "Flow Rate into Pond" depicts the actual flow, either measured or estimated, into the pond. For offstream facilities, this will be equivalent to "diversion to storage" rate.
Highest Daily Evaporation Rate From Evaporation Tab. (mm/Day)	4.19	This number is carried over from the "Evaporation Loss" sheet. It is the highest recorded number in the "Precipitation Deficit Table".
Required Daily Maintenance Volume (AF/Day)	0.06	"Required Daily Maintenance Volume" is the maximum volume of water needed on any given day during the year to maintain pond volume. It is calculated by adding the highest daily evaporation loss to the average daily seepage loss in acre feet. The average daily seepage loss is calculated by dividing the "Estimated Seepage Loss" by 365 days. This is acceptable, since the seepage rate shouldn't vary throughout the season unless the pond completely freezes over during the winter months. The highest daily evaporation loss is calculated by dividing the Highest Daily Evaporation Rate by the 304.8 conversion factor and multiplying this number by the pond surface area to attain a combined daily acre feet requirement.
Minimum Maintenance Flow (CFS)	0.03	The "Minimum Maintenance Flow" is the minimum amount of flow required to maintain the level of the pond. This number is determined by dividing the "Maximum Required Daily Maintenance Volume" by 1.9835. This flow can be used to determine if the flow rate into the pond is adequate to maintain the pond level.
Days Required to Fill the Pond	65	The "Days Required to Fill the Pond" is calculated by dividing the "Pond Capacity" by the "Flow Rate" minus "Minimum Maintenance Flow" multiplied by 1.9835. This section will assist you in determining if the flow rate being diverted to the pond is adequate to fill the pond while maintaining the pond level. The length of time to fill the pond will help determine if the flow rate is adequate for the size of pond being proposed. <i>If this number is approximately 6 months (180 days) or more, the reviewer should have a discussion with the applicant to make sure he/she understands that it will take a significant length of time to fill the pond.</i>
Days Required to Fill the Pond at 13,000 Gallons per Day	-430	Some water users may want to fill a pond under the 13,000 gallons per day domestic exemption. The "Days Required to Fill the Pond at 13,000 Gallons per Day" is calculated by converting the "Pond Capacity" and the "Required Daily Maintenance Volume" to gallons. The "Pond Capacity" is then divided by 13,000 gallons minus the "Required Daily Maintenance Volume" in gallons to determine the number of days to fill pond. <i>If this number is approximately 6 months (180 days) or more, the reviewer should have a discussion with the applicant to make sure he/she understands that it will take a significant length of time to fill the pond.</i> Negative values indicate that the supply of 13,000 gallons per day is not enough volume to overcome the required daily maintenance volume; the pond will never fill.



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

June 29, 2022

SALUBRIA HOLDINGS LLC
C/O GIVENS PURSLEY LLP
ATTN MICHAEL P LAWRENCE AND CHARLIE S BASER
601 W BANNOCK ST.
BOISE, ID 83702

RE: Transfer No. 85359
Water Right No(s). 67-14643, 67-14645

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 WEISER SIGNAL 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,

Jean Hersley
Technical Records Specialist

CC: HDR Engineering Inc

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

67-15429

DWAYNE J ELLIS

ELLIS HAY FARM LLC

5010 N MOUNT SHADOW LN

BOISE, ID 83714-9712

Point of Diversion SESW S3 T12N R01W WASHINGTON County

Source GROUND WATER

Use: IRRIGATION

03/15 to 10/31

1.6 CFS

Total Diversion:

1.6 CFS

Date Filed: 05-02-2022

Place Of Use: IRRIGATION

T12N R01W S3 SWSW, SESW, SWSE

Total Acres: 80

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the State office at (208) 287-4800; 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, State Office, 322 E Front St, PO Box 83720, Boise, ID 83720 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

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 85359

SALUBRIA HOLDINGS LLC, C/O GIVENS PURSLEY LLP

ATTN MICHAEL P LAWRENCE AND CHARLIE S BASER

601 W BANNOCK ST., BOISE, ID 83702 has filed Application No. 85359 for changes to the following water rights within WASHINGTON County(s): Right No(s). 67-14643, 67-14645; 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:

Sulbria Holdings LLC has filed a water right transfer on water rights 67-14643 and 67-146745 to retire 8.5 acres of irrigation to supply 22.7 acre-feet of water to cover the seepage and evaporation losses and the 9.6 acre-feet capacity of a pond located in the SE¼SE¼ of Section 26 in Township 15 North, Range 2 West B.M. The pond will be used for aesthetic and stockwater purposes. The pond is located on a property approximately 1.8 miles northeast of Cambridge Idaho. The point of diversion and remaining irrigation use will not be changed.

For additional information concerning the property location, contact IDWR State office at (208) 287-4800; or for a full description of the transfer, please see <http://www.idwr.idaho.gov/water-rights/transfers/search.html>

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, 322 E Front St, PO Box 83720, Boise ID 83720-0098 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

Hersley, Jean

From: Hersley, Jean
Sent: Wednesday, June 29, 2022 10:47 AM
To: rhlegals@custertel.net
Subject: Legal Notice for the Recorder Herold for Extension of Time to Avoid Forfeiture 75-14155
Attachments: Legal Notice.doc

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper 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, PO Box 83720, Boise, Idaho, 83720-0098 before July 25, 2022. Your cooperation is appreciated.

Sincerely

Jean Hersley
Technical Records Specialist II
IDWR State Office
322 E Front St
Boise ID 83720
208-287-4942
jean.hersley@idwr.idaho.gov



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

June 29, 2022

DANA HOFSTETTER
TYLER J ANDERSON
AMY M J KNIGHT
C/O HAWLEY TROXELL ENNIS & HAWLEY LLP
PO BOX 1617
BOISE ID 83701-1617

MARION OGLE
1039 W INDIAN VALLEY RD
INDIAN VALLEY ID 83632

RE: Application for Transfer No. 85359
Water Rights 67-14643 & 67-14645

Dear Interested Party:

The Department of Water Resources is notifying you of an application for amendment of permit that may be of interest to you. A full description concerning property location may be found at:

<https://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>.

Salubria Holdings LLC has filed this transfer to retire 8.5 acre of irrigation to supply 22.7 af of water to cover the seepage and evaporation losses and the 9.6 af capacity of a pond located near your property. You are receiving this notice since you have or you are representing someone that has a transfer pending on the same tributary.

If you desire to file a formal protest against approval of the application, a written protest along with the \$25 protest fee for each application protested must be received by July 25, 2022. Notice of Protest forms are available on our website, www.idwr.idaho.gov.

Please contact me at (208) 287-4942 if you have any questions regarding the application.

Sincerely,

Jean Hersley
Technical Records Specialist II

Hersley, Jean

From: Hersley, Jean
Sent: Wednesday, June 29, 2022 11:04 AM
To: 'watermaster67@hotmail.com'
Subject: Application for Transfer No. 85359
Attachments: tmp752D.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://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>. Please review the application, then complete the enclosed recommendation form and return it to this office by July 25, 2022

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 July 25, 2022, 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.

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



Nelson, Dan

From: Nelson, Dan
Sent: Thursday, June 09, 2022 1:30 PM
To: King, Scott
Subject: RE: Transfer 85359 for water rights 6714645 and 67-14643

Thank you, Scott. I appreciate the corrections.

Dan Nelson

From: King, Scott <Scott.King@hdrinc.com>
Sent: Thursday, June 09, 2022 12:42 PM
To: Nelson, Dan <Dan.Nelson@idwr.idaho.gov>
Subject: RE: Transfer 85359 for water rights 6714645 and 67-14643

Correction below.

Scott N. King, PE
D +1.208.872-9527

hdrinc.com/follow-us
spfwater.com

From: King, Scott
Sent: Thursday, June 9, 2022 12:39 PM
To: Nelson, Dan <Dan.Nelson@idwr.idaho.gov>
Subject: RE: Transfer 85359 for water rights 6714645 and 67-14643

Dan,

The stockwater storage portion should be based on 50 head for 5 months, so 50 head x 12 gallons/day x 152 days / 325850 = 0.3 acre feet.

Thank you,
Scott

Scott N. King, PE
D +1.208.872-9527

hdrinc.com/follow-us
spfwater.com

From: Nelson, Dan <Dan.Nelson@idwr.idaho.gov>
Sent: Tuesday, June 7, 2022 10:39 AM
To: King, Scott <Scott.King@hdrinc.com>
Subject: Transfer 85359 for water rights 6714645 and 67-14643

CAUTION: [EXTERNAL] This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello Scott,

In my review of the amendment, I agree with everything you did except of the stockwater storage calculations. We limit the stockwater storage to the number of livestock using the pond. We use Administrative Memorandum #3 when the livestock will be using the pond all year round, or we use the Non-Irrigation Requirement Worksheet if the animals are only going to use the pond a portion of the year. For Example $(200 \text{ head of cattle} \times 12 \text{ g/d} \times 180 \text{ days}) / 325850 = 1.3 \text{ af}$ of stockwater storage. The Aesthetic storage was done correctly as being the pond size with seepage and evaporation. The stockwater storage is just what the stock will drink. Could you send me the calculations showing how much stockwater storage there is actually going to be?

Thank you.

Daniel Nelson
Water Right Analyst 3
Idaho Department of Water Resources
Telephone (208) 287-4856
Fax (208) 287-6700 (attn: Dan Nelson)

Nelson, Dan

From: Nelson, Dan
Sent: Tuesday, June 07, 2022 10:39 AM
To: King, Scott
Subject: Transfer 85359 for water rights 6714645 and 67-14643
Attachments: App Process 3.pdf; Non-irrigation Requirement Requirement Worksheet (1).pdf

Hello Scott,

In my review of the amendment, I agree with everything you did except of the stockwater storage calculations. We limit the stockwater storage to the number of livestock using the pond. We use Administrative Memorandum #3 when the livestock will be using the pond all year round, or we use the Non-Irrigation Requirement Worksheet if the animals are only going to use the pond a portion of the year. For Example (200 head of cattle X 12 g/d X 180 days) / 325850 = 1.3 af of stockwater storage. The Aesthetic storage was done correctly as being the pond size with seepage and evaporation. The stockwater storage is just what the stock will drink. Could you send me the calculations showing how much stockwater storage there is actually going to be?

Thank you.

Daniel Nelson
Water Right Analyst 3
Idaho Department of Water Resources
Telephone (208) 287-4856
Fax (208) 287-6700 (attn: Dan Nelson)

Nelson, Dan

From: Nelson, Dan
Sent: Tuesday, May 31, 2022 8:04 AM
To: King, Scott
Subject: RE: Salubria Holdings Transfer

Hello Scott,

I can start working on this transfer with the emailed version sent to me, but I can't accept it to the file as being received. We can now start accepting emailed filings and forms if they are sent to file@idwr.idaho.gov. This allows the filing to receive the official date stamp. Unfortunately, I can't forward the filing there for you. You have to send it. The transfer number is 85359, and you can make it attention Dan Nelson.

It is a bit of a hassle, but it does save a bit of time being able to email in the transfers.

Dan Nelson

From: King, Scott <Scott.King@hdrinc.com>
Sent: Friday, May 27, 2022 3:54 PM
To: Nelson, Dan <Dan.Nelson@idwr.idaho.gov>
Subject: Salubria Holdings Transfer

Dan,
Attached is an amended transfer application for Salubria Holdings. I believe this is XFR 85359.

This amendment includes the quantity associated with 8.5 acres of 67-14643 that overlaps 67-14645. The Water Balance page includes a descriptive narrative of the quantity changed on both rights.

Please let me know if you need anything further. We look forward to having this advertised soon.

Thank you,
Scott

Scott N. King, PE
Project Manager

We are now HDR | SPF
412 E Parkcenter Blvd
Suite 100
Boise, ID 83706
D +1.208.872.9527
scott.king@hdrinc.com

hdrinc.com/follow-us
spfwater.com

Nelson, Dan

From: Nelson, Dan
Sent: Thursday, May 19, 2022 3:19 PM
To: King, Scott
Subject: Water Right Transfer 85359 for Salubria Holdings LLC.
Attachments: memo.docx

Hello Scott,

I called you yesterday and left a message. I wanted to provide you with the more detailed explanation of what is needed to fix the water right transfer 85359 for Salubria Holdings LLC. As you know there are 3 water rights on the 167 acres that are currently being irrigated. You requested to unstack those rights and use just one right. This would have worked if you used 67-14643, but it will not work with 67-14645 or 67-14647. If you use 67-14645 or 67-14647, then you will need to include 67-14643.

Water right 67-14643 doesn't have a permissible place of use (PPU) because a portion of this right covers the entire 167 acres. 67-14645 and 67-14647 provide 5/8 of an inch of water for a portion of the 167 acres, and 67-14643 provides the additional 3/8 of an inch to bring the total diversion rate up to an inch per acre for all of the acres plus some ditch loss capacity.

I go into more detail in the attached memo. If you want to talk about this, I would be happy to speak with you.

Respectfully,

Daniel Nelson
Water Right Analyst 3
Idaho Department of Water Resources
Telephone (208) 287-4856
Fax (208) 287-6700 (attn: Dan Nelson)

MEMORANDUM

TO: Water Right Transfer 85359

FROM: Daniel A. Nelson

DATE: May 18, 2022

SUBJECT: Overlapping water rights for Transfer 85359

There are three water rights that irrigate the same 167 acres. The application for transfer wishes to use one of the three water rights used to irrigate the 167 acres. I will discuss origins of each water right and how they were decreed, and then I will discuss the rights as a whole.

67-14643:

Water Right 67-14643 is a result of three decreed water rights that were combined into a single right to allow for ditch losses and then split into 2 water rights. The three original rights were decreed in the Allison Decree as follows:

67-282 = Decreed for 2.72 cfs and 217.6 acres.
67-300 = Decreed for 0.38 cfs and 30.4 acres.
67-302 = Decreed for 1.26 cfs and 100.8 acres.

The Allison Decree limited the water use to $\frac{5}{8}$ of an inch per acre. An inch per acre is equal to 0.02 cfs per acre. Therefore, the above acre amounts were determined in the Snake River Basin Adjudication (SRBA) by dividing the diversion rate by 0.0125 cfs ($0.02 \text{ cfs} \times \frac{5}{8} = 0.0125 \text{ cfs}$).

All three of these rights were claimed and combined into water right 67-14094 in the SRBA, which was then split into 67-14642 and 67-14643 due to change of ownership. The combination resulted into the following:

67-14643 = Decreed for 3.94 cfs and 167 acres.

In the review of the adjudication files, it was determined that the combination of Allison Decreed rights into 67-14643 would ensure that diversion rate would authorize 0.02 cfs per acre for the entire 167 acre when combined with the other rights plus an additional 1.34 cfs for ditch loss for transporting all three water rights to the property.

67-14645:

Water Right 67-14645 is a result of decreed water right 67-281 that was split by ownership into 67-14644 and 67-14645.

67-281 = Decreed for 0.32 cfs and 25 acres.

As shown above, the acre limitation was based on the 5/8 per inch authorization in the Allison Decree.

67-14645 was Decreed in the SRBA for 0.29 cfs and 23.2 acres.

The diversion rate Decreed in the SRBA would equal 23.2 acre at 5/8th of an inch of water (0.29 cfs/0.0125 cfs = 23.2 acres).

67-14647:

Water Right 67-14647 is a result of decreed water right 67-298 that was split by ownership into 67-14646 and 67-14647.

67-298 = Decreed for 0.50 cfs and 40 acres.

As shown above, the acre limitation was based on the 5/8 per inch authorization in the Allison Decree.

67-14647 was Decreed in the SRBA for 0.45 cfs and 36 acres.

The diversion rate Decreed in the SRBA would equal 23.2 acre at 5/8th of an inch of water (0.45 cfs/0.0125 cfs = 36 acres).

Combination of water rights 67-14643, 67-14645, and 67-14647:

In order to understand the relationship of the water rights 67-14643, 67-14645, and 67-14647, I created the following table:

Acres in 167-acre place of use	Diversion Rate in cfs supplied by 67-14643 using (Acres X 0.02 cfs/ac) – Diversion Rate of 67-14645 or 67-14647	Diversion Rate in cfs supplied by 67-14645	Diversion Rate in cfs supplied by 67-14647	Combined Rate per acre
23.2	0.17	0.29		0.02
36	0.27		0.45	0.02
107.8	2.16			0.02
167	2.60	0.29	0.45	TOTALS

Water Right 67-14643 authorizes a diversion rate of 3.94 cfs to allow up to 0.02 cfs per acre and ditch losses. The ditch losses are 1.34 cfs (3.94 authorized cfs – 2.60 cfs for irrigation = 1.34 cfs for ditch losses).

The only way to unstack these water rights to retire the 8.5 acres needed to create the storage component is to only use water right 67-14643 or use a combination of water right 67-14643 and 67-14645 or 67-14647. Water rights 67-14645 and 67-14647 cannot be used independently of water right 67-14643.



SPF WATER
ENGINEERING

RECEIVED

SEP 29 2021

WATER RESOURCES
WESTERN REGION

RECEIVED

SEP 30 2021

DEPARTMENT OF
WATER RESOURCES

September 27, 2021

IDWR Western Region Office
2735 Airport Way
Boise, ID 83705

Subject: Application for Permit

Enclosed on behalf of Salubria Holdings LLC is an *Application for Transfer* proposing to change a portion of water right no. 67-14645 from irrigation to accommodate storage in a pond. Also enclosed is check no. 107 for \$750 to cover filing fees of \$500 for 22.7 acre feet of volume and \$250 for change in nature of use.

Please let me know if there are any questions.

Sincerely,

Scott N. King, P.E.
Project Manager

Cc: Salubria Holdings (via email)

Enclosures

SPF file number: 1681.0010