

MAR 25 2022

DIVERSION Department of Water Resources
Eastern Region

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

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

Check all that apply:

- ☐ Change diversion point(s) ☒ Add diversion point(s) ☒ Ownership change ☐ Ownership split
- ☐ Transfer is for changes pursuant to [Idaho Code § 42-221.O.8](#). Attach an explanation and any supporting documentation.

1. **APPLICANT(S)** CX Holdings INC & KRC Holdings LLC Phone 208.221.0570

2. MAILING ADDRESS 1034 Kimball Lane City Bancroft

State ID _____ Zip 83217 Email reedcrandall@gmail.com

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

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

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

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

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

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

3. **LIST WATER RIGHT NUMBER(S)** A29-2390 3.92 cfs, A29-02414 2.76 cfs, A29-2535 4.58 cfs

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

4. **TOTAL AMOUNT OF WATER** transferred is 11.26 cfs cubic feet per second and/or _____ acre-feet per annum.
(diversion rate) (storage volume)

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

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

[illegible]

6. GENERAL INFORMATION

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

150 HP pump connected to 125 HP pump. Main line being tied together. use of VFD

- b. Who owns the property at the point(s) of diversion? CX Holdings, INC and KRC Holdings, LLC
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

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

Yes No

- ☒ ☐ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right(s), or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe:

Been in CRP. defense to forfeiture

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

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

7. **MAP** – ☐ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and 1/4 1/4 of section information. You may create a map at idwr.idaho.gov, Water Rights, Water Right Transfers, File a Transfer Application, Step 2C.

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

Reed Crandall
Signature of applicant or authorized agent

REED CRANDALL President/Partner 3.22.22
Print name and title if applicable Date

Signature of applicant or authorized agent

Print name and title if applicable

Date

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

FOR DEPARTMENT USE ONLY

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

Fee paid \$1,805.00 Date 3/25/22 Received by Cx dh Receipt # E047939

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

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

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

\$1380 FOR TRANSFER
\$425 FOR O/Cs
Page 2 of 2

86187



2019 Imagery

Legend

- 29-2535 POD
- 29-2390, 29-2414 POD
- Township/Range
- Sections
- QQ

RECEIVED

APR 28 2022

Department of Water Resources
Eastern Region



IDAHO DEPARTMENT OF
WATER RESOURCES

Creator: JNEBEKER

86187

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

4/22/2022

Water Right 29-2390

Owner Type **Name and Address**
Current Owner CRANDALL FARMS INC
 2919 HANSEN RD
 BANCROFT, ID 83217
 (208) 648-7301

Priority Date: 3/11/1957

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	3.920 CFS	840.0 AF
STOCKWATER	01/01	12/31	0.570 CFS	
	<u>Total Diversion</u>		3.920 CFS	840.0 AF

Source and Point(s) of Diversion:

GROUND WATER SESWSW Sec. 9, Twp 07S, Rge 39E, CARIBOU County

Place Of Use:

IRRIGATION within CARIBOU County

T07S R39E S8	SENE	40.0
T07S R39E S8	NESE	40.0
T07S R39E S8	SESE	40.0
T07S R39E S9	SWNW	40.0
T07S R39E S9	NWSW	40.0
T07S R39E S9	SWSW	40.0
POU Total Acres		240.00

STOCKWATER Same as IRRIGATION

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. F05 RIGHT NO. 29-2414 IS ALSO DIVERTED THROUGH POINT OF DIVERSION

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

4/22/2022

DESCRIBED ABOVE.

Dates and Other Information:

Decreed Date: 3/22/2004
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: EXC
Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Water Rights</u>
	414.0		29-2390 ,29-2414

SubCase:

N/A

Water Supply Bank:

N/A

4/22/2022

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CRANDALL FARMS INC 2919 HANSEN RD BANCROFT, ID 83217 (208) 648-7301

Status: Active

Tributary

Source and Point(s) of Diversion:

GROUND WATER SESWSW Sec. 9, Twp 07S, Rge 39E, CARIBOU County

IRRIGATION within CARIBOU County

T07S R39E S4	SWSW	38.0
T07S R39E S5	SESE	28.0
T07S R39E S8	NENE	34.0
T07S R39E S9	NWNW	38.0
	POU Total Acres	138.00

STOCKWATER Same as IRRIGATION

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.	F05	RIGHT NO. 29-2390 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
3.	E53	USE OF THIS RIGHT WITH RIGHT NO. 29-2390 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 414 AF.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

4/22/2022

Dates and Other Information:

Decreed Date: 3/22/2004
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: EXC
Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Water Rights</u>
	414.0		29-2390 ,29-2414

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

4/22/2022

Water Right 29-2535

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MAX D RIGBY PO BOX 12 BANCROFT, ID 83217 (208) 648-7873
Current Owner	BONNIE K RIGBY PO BOX 12 BANCROFT, ID 83217 (208) 648-7873

Priority Date: 10/9/1966

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	4.580 CFS	819.0 AF
	<u>Total Diversion</u>		4.580 CFS	819.0 AF

Source and Point(s) of Diversion:

GROUND WATER

SWNWNW

Sec. 16, Twp 07S, Rge 39E, CARIBOU County

Place Of Use:

IRRIGATION within CARIBOU County

T07S R39E S16	NENE	34.0
T07S R39E S16	NWNE	34.0
T07S R39E S16	SWNE	34.0
T07S R39E S16	SENE	34.0
T07S R39E S16	NENW	34.0
T07S R39E S16	NWNW	34.0
T07S R39E S16	SWNW	34.0
T07S R39E S16	SENW	34.0
POU Total Acres		272.00

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.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

4/22/2022

Dates and Other Information:

Decreed Date: 3/22/2004
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Water District Number: EXC
Mitigation Plan: False

Combined Use Limits:

N/A

SubCase:

N/A

Water Supply Bank:

N/A



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

May 12, 2022

CX HOLDINGS INC
KRC HOLDINGS LLC
1034 KIMBALL LANE
BANCROFT, ID 83217

RE: Transfer No. 86187
Water Right No(s). 29-2390, 29-2414, 29-2535

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 POST REGISTER on 5/18/2022 and in the CARIBOU COUNTY SUN, TIMES NEWS, IDAHO STATESMAN, and LEWISTON TRIBUNE on 5/19/2022 and 5/26/2022. 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, May 11, 2022 4:44 PM
To: legalnotices@postregister.com
Subject: Legal Notice for Post Register
Attachments: 86187 Post Register.docx

LEGAL NOTICE DEPARTMENT
POST REGISTER
PO BOX 1800
IDAHO FALLS, ID 83403-1800

RE: Transfer No. 86187
Water Right No(s). 29-2390, 29-2414, 29-2535

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 6/6/2022. 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. 86187**

CX HOLDINGS INC and KRC HOLDINGS LLC, 1034 KIMBALL LANE, BANCROFT, ID 83217 has filed Application No. 86187 for changes to the following water rights within CARIBOU County(s): Right No(s). 29-2390, 29-2414, 29-2535; 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 add point of diversion. The proposed points of diversion are in NWNW Sec 16, and SESWSW Sec 9, T07S R39E for 11.26 cfs from ground water. 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 6/6/2022. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 5/18/2022 and 5/25/2022

Henman, Christina

From: Henman, Christina
Sent: Wednesday, May 11, 2022 4:44 PM
To: ccsun10@aol.com
Subject: Legal Notice for Caribou County Sun
Attachments: 86187 Caribou County Sun, Times News, Idaho Statesman, Lewiston Tribune.docx

LEGAL NOTICE DEPARTMENT
CARIBOU COUNTY SUN
PO BOX 815
SODA SPRINGS, ID 83276

RE: Transfer No. 86187
Water Right No(s). 29-2390, 29-2414, 29-2535

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 6/6/2022. 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

Henman, Christina

From: Henman, Christina
Sent: Wednesday, May 11, 2022 4:44 PM
To: legals@magicvalley.com
Subject: Legal Notice for Times News
Attachments: 86187 Caribou County Sun, Times News, Idaho Statesman, Lewiston Tribune.docx

LEGAL NOTICE DEPARTMENT
TIMES NEWS
PO BOX 548
TWIN FALLS, ID 83303-0548

RE: Transfer No. 86187
Water Right No(s). 29-2390, 29-2414, 29-2535

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 6/6/2022. 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

Henman, Christina

From: Henman, Christina
Sent: Wednesday, May 11, 2022 4:44 PM
To: legals@idahostatesman.com
Subject: Legal Notice for Idaho Statesman
Attachments: 86187 Caribou County Sun, Times News, Idaho Statesman, Lewiston Tribune.docx

LEGAL NOTICE DEPARTMENT
IDAHO STATESMAN
PO BOX 40
BOISE, ID 83707

RE: Transfer No. 86187
Water Right No(s). 29-2390, 29-2414, 29-2535

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 6/6/2022. 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

Henman, Christina

From: Henman, Christina
Sent: Wednesday, May 11, 2022 4:44 PM
To: legals@lmtribune.com
Subject: Legal Notice for Lewiston Tribune
Attachments: 86187 Caribou County Sun, Times News, Idaho Statesman, Lewiston Tribune.docx

LEGAL NOTICE DEPARTMENT
LEWISTON TRIBUNE
505 C ST
PO BOX 957
LEWISTON, ID 83501

RE: Transfer No. 86187
Water Right No(s). 29-2390, 29-2414, 29-2535

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 6/6/2022. 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. 86187**

CX HOLDINGS INC and KRC HOLDINGS LLC, 1034 KIMBALL LANE, BANCROFT, ID 83217 has filed Application No. 86187 for changes to the following water rights within CARIBOU County(s): Right No(s). 29-2390, 29-2414, 29-2535; 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 add point of diversion. The proposed points of diversion are in NWNW Sec 16, and SESWSW Sec 9, T07S R39E for 11.26 cfs from ground water. 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 6/6/2022. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 5/19/2022 and 5/26/2022