

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 85581**

This is to certify that: **KING HILL IRRIGATION DISTRICT**
PO BOX 993
GLENN'S FERRY, ID 83623

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
37-21595	WR/DECREED	4/1/1909	70.000 cfs	N/A	N/A	N/A	MALAD RIVER
37-4112	WR/DECREED	3/26/1902	300.000 cfs	N/A	N/A	N/A	MALAD RIVER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
37-21595	NO	NO	NO	YES	NO	NO
37-4112	NO	NO	NO	YES	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
37-21595	37-21595	70.000 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
37-4112	37-4112	300.000 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		370.000 cfs	N/A	N/A	11573.0		N/A	N/A	N/A	N/A

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 26th day of April, 2022.


NICK MILLER, Western Regional Manager

WATER RIGHT NO. 37-4112

As Modified by Transfer No. 85581

In accordance with the approval of Transfer No. 85581, Water Right No. 37-4112 is now described as follows:

Right Holder: KING HILL IRRIGATION DISTRICT
PO BOX 993
GLENN'S FERRY, ID 83623

Priority Date: 3/26/1902

Source: MALAD RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15	to 11/15	300.000 cfs
STOCKWATER	01/01	to 12/31	30.000 cfs
			300.000 cfs

LOCATION OF POINT(S) OF DIVERSION

MALAD RIVER	L7 (NESE)	Sec 12 Twp 05S Rge 10E	ELMORE County	(R)
MALAD RIVER	L7 (SWNW)	Sec 28 Twp 05S Rge 10E	ELMORE County	(R)
MALAD RIVER	L9 (NENE)	Sec 32 Twp 05S Rge 10E	ELMORE County	(R)
MALAD RIVER	L8 (SENE)	Sec 3 Twp 06S Rge 08E	ELMORE County	(R)
MALAD RIVER	NENW	Sec 6 Twp 06S Rge 09E	ELMORE County	(R)
MALAD RIVER	L6 (NWSW)	Sec 9 Twp 06S Rge 11E	ELMORE County	(R)
MALAD RIVER	L7 (NWSW)	Sec 12 Twp 06S Rge 12E	TWIN FALLS County	(R)
MALAD RIVER	L2 (SWSW)	Sec 27 Twp 06S Rge 13E	GOODING County	(I)
MALAD RIVER	NENW	Sec 35 Twp 06S Rge 13E	GOODING County	

CONDITIONS OF APPROVAL

1. Place of use is within the boundary of the King Hill Irrigation District pursuant to Section 43-323, Idaho Code.
2. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
3. Rights 37-4112 and 37-21595 when combined shall not exceed the irrigation of 11573 acres in a single irrigation season.
4. Diversion of water from the additional point of re-diversion authorized under Transfer 80873 located in Gov't Lot 9 (NENE), Sec. 32, T05S, R10E for right 37-4112 shall not exceed a maximum diversion rate of 0.18 cfs.
5. Diversion of water from the additional point of re-diversion authorized under Transfer 85581 located in NENW, Sec. 6, T06S, R09E for rights 37-4112 and 37-21595 shall not exceed a maximum diversion rate of 61 cfs when combined.

Transfer No. 85581

WATER RIGHT NO. 37-4112

As Modified by Transfer No. 85581

CONDITIONS OF APPROVAL

6. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
7. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 02.
8. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
9. Prior to the diversion and use of water under Transfer approval 85581, the right holder shall install and maintain acceptable measuring devices, including data loggers, at the authorized points of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
10. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than 6/29/2010.
11. Point of injection into and points of redirection from the Snake River.
12. This right does not grant any right-of-way or easement across the land of another.
13. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 37-21595

As Modified by Transfer No. 85581

In accordance with the approval of Transfer No. 85581, Water Right No. 37-21595 is now described as follows:

Right Holder: KING HILL IRRIGATION DISTRICT
PO BOX 993
GLENNS FERRY, ID 83623

Priority Date: 4/1/1909

Source: MALAD RIVER

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From

03/01

To

to 10/31

Diversion Rate

70.000 cfs
70.000 cfs

LOCATION OF POINT(S) OF DIVERSION

MALAD RIVER	L7 (NESE)	Sec 12 Twp 05S Rge 10E	ELMORE County	(R)
MALAD RIVER	L7 (SWNW)	Sec 28 Twp 05S Rge 10E	ELMORE County	(R)
MALAD RIVER	L8 (SENE)	Sec 3 Twp 06S Rge 08E	ELMORE County	(R)
MALAD RIVER	NENW	Sec 6 Twp 06S Rge 09E	ELMORE County	(R)
MALAD RIVER	L6 (NWSW)	Sec 9 Twp 06S Rge 11E	ELMORE County	(R)
MALAD RIVER	L7 (NWSW)	Sec 12 Twp 06S Rge 12E	TWIN FALLS County	(R)
MALAD RIVER	L2 (SWSW)	Sec 27 Twp 06S Rge 13E	GOODING County	(I)
MALAD RIVER	NENW	Sec 35 Twp 06S Rge 13E	GOODING County	

CONDITIONS OF APPROVAL

1. Place of use is within the boundary of the King Hill Irrigation District pursuant to Section 43-323, Idaho Code.
2. The boundary encompassing the place of use for this water right is described with a digital boundary as authorized by Idaho law. The data comprising the digital boundary are stored in the electronic document management system of the Department and are incorporated into this approval by this reference. A map depicting the place of use is attached to this approval document to illustrate the place of use described by the digital boundary.
3. Rights 37-4112 and 37-21595 when combined shall not exceed the irrigation of 11573 acres.
4. Diversion of water from the additional point of re-diversion authorized under Transfer 85581 located in NENW, Sec. 6, T06S, R09E for rights 37-4112 and 37-21595 shall not exceed a maximum diversion rate of 61 cfs when combined.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
6. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 02.

Transfer No. 85581

WATER RIGHT NO. 37-21595

As Modified by Transfer No. 85581

CONDITIONS OF APPROVAL

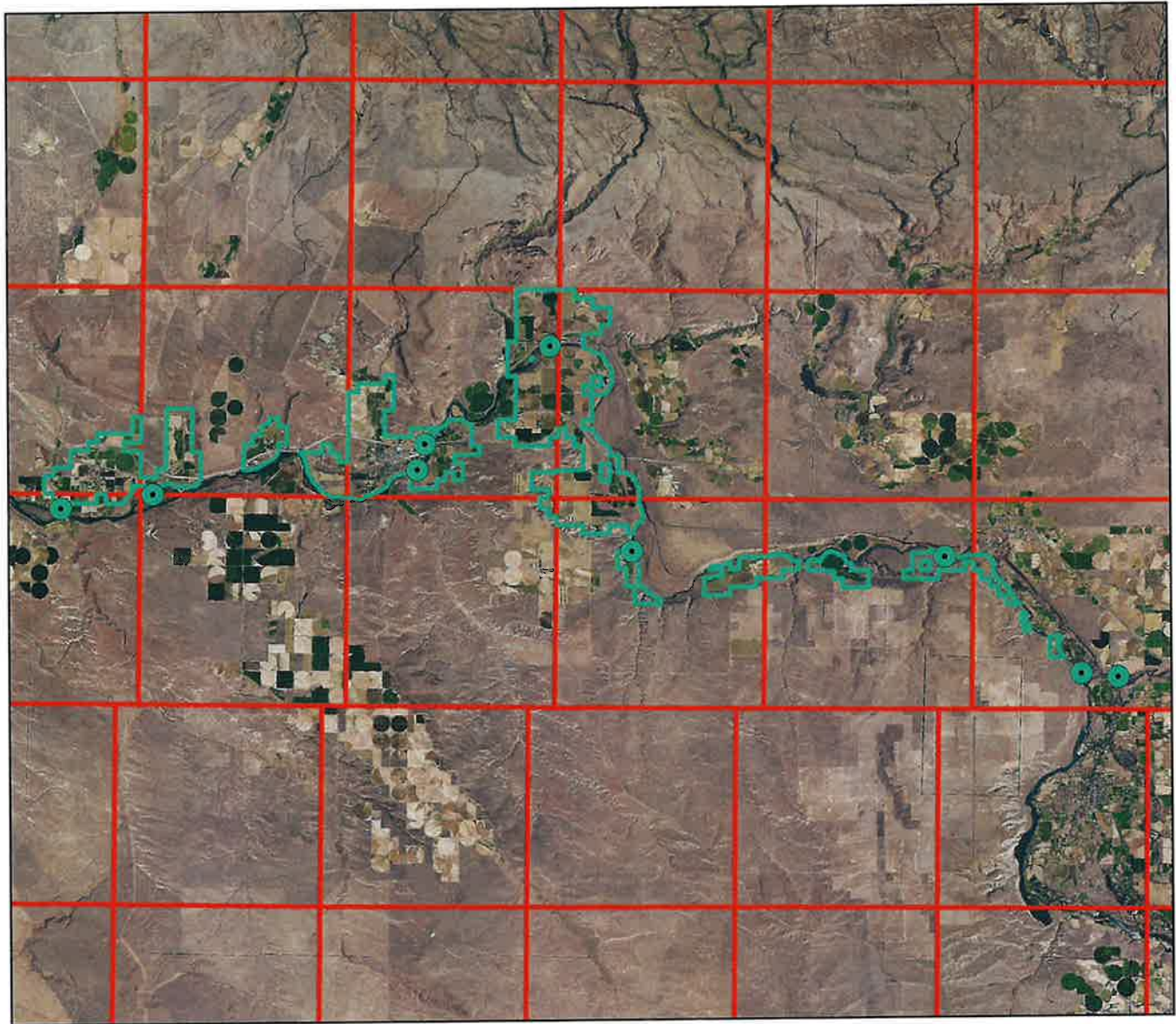
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
8. Prior to the diversion and use of water under Transfer approval 85581, the right holder shall install and maintain acceptable measuring devices, including data loggers, at the authorized point of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
9. The period of use for the irrigation described in this approval may be extended to an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water after 10/31 is subordinate to all water rights having no subordinated late irrigation use and a priority date earlier than 6/29/2010.
10. Point of injection into and point of rediversion from the Snake River.
11. This right does not grant any right-of-way or easement across the land of another.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

State of Idaho
Department of Water Resources

Attachment to Transfer No. 85581

Water Right(s): 37-4112, 37-21595

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



0 3.25 6.5 13 Miles

-  Transfer POD
-  Transfer POU
-  Township/Range





IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082

Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

April 26, 2022

KING HILL IRRIGATION DISTRICT
PO BOX 993
GLENN'S FERRY ID 83623

Re: Transfer No: 85581
Water Right No(s): 37-4112, 37-21595
Transfer Approval Notice

Dear Water Right Holder <and other Interested Persons>:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

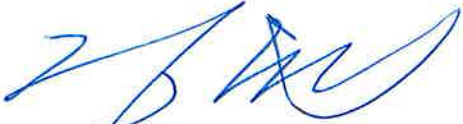
ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208) 334-2190.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Nick Miller', is written over the typed name.

Nick Miller
Regional Manager

Enclosure
CC:

DANIEL V STEENSON
SAWTOOTH LAW OFFICES PLLC
1101 W RIVER ST STE 110
PO BOX 7985
BOISE ID 83707

CERTIFICATE OF SERVICE

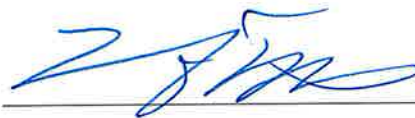
I hereby certify that on April 27, 2022 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

Re: Transfer No.: 85581

Water Right No(s): 37-4112, 37-21595

**KING HILL IRRIGATION DISTRICT
PO BOX 993
GLENN'S FERRY ID 83623**

**DANIEL V STEENSON
SAWTOOTH LAW OFFICES PLLC
1101 W RIVER ST STE 110
PO BOX 7985
BOISE ID 83707**



**Nick Miller
Regional Manager**

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MEMORANDUM

TO: Transfer No. 85581
FROM: Aaron Olson
DATE: 3/10/2022
RE: Evaluation of Application

The purpose of this transfer is to add an additional point of diversion from the Snake River to deliver water into the King Hill Irrigation District (KHID) irrigation system. The new pump station will be used to water lands already being watered within KHID's existing irrigation boundary.

The proposed new pump will pull up to 61 cfs from the north bank of the Snake River in NENW Sec 6, T6S, R9E, approximately 1/2 miles south and 1/2 miles west of the intersection of Old Hwy 30 and S. Quail Dr. within Elmore County.

Contact person for the applicant is John Hafen, manager of King Hill Irrigation District at khidh2o@yahoo.com or 208-366-2243.

Summary of Information Submitted

Authority to File:

IDWR records show the applicant is the current owner of the involved water rights. The application was signed by John Hafen who is the president of King Hill Irrigation District.

Water Right Validity:

The partial decree for water rights nos. 37-4112 and 37-21595 were issued on 6/29/2010. The rights are presumed to be valid since beneficial use has occurred within the last five years. Beneficial use confirmed by department aerial imagery, landsat images, google earth images, or other evidence.

Injury to Other Water Rights:

Other water rights should not be impacted by the proposed transfer. The quantity of water used for these rights will not change as a result. The proposed transfer was advertised and no protests were received. The application was submitted for review to the Watermaster of Water District 2 and he did not oppose approval on the condition that an approved measuring device and related data logger are maintained at the new point of diversion.

Enlargement of Use:

Enlargement does not appear to be an issue. The proposed changes will not result in an increase of diversion rate or number of acres irrigated.

Local Public Interest:

This application proposes a change consistent with the local public interest.

Beneficial Use/Conservation of Water Resources:

The application proposes beneficial use consistent with conservation of water resources in Idaho.

The application is consistent with criteria of I. C. § 42-222 and should be processed.

Discussion

If approved the following changes should be made to the conditions of the water rights:

- Add condition 131 at request of the Watermaster to require a measuring device and related data logger
- Add condition 186 to limit the maximum diversion rate for both rights combined at the additional point of diversion to 61 cfs
- Add condition 004 to right no. 37-21595 due to the additional point of diversion being located on lands not owned by the applicant

Assuming protests are not filed and/or other information does not contradict the above analysis, the application can be approved as reflected by the draft approval.

RECEIVED

JAN 20 2022

WATER RESOURCES
WESTERN REGION

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
TRANSFER NO. 85581**

KING HILL IRRIGATION DISTRICT, PO BOX 993, GLENN'S FERRY, ID 83623 has filed Application No. 85581 for changes to the following water rights within ELMORE, GOODING, TWIN FALLS County(s): Right No(s). 37-21595, 37-4112; 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:

to add an additional pump station to KHID's irrigation system. The new pump station will be used to water lands already being watered within KHID's existing irrigation boundary. The proposed new pump will pull up to 61 cfs from the north bank of the Snake River in NENW Sec 6, T6S, R9E, approximately 1/2 miles south and 1/2 miles west of the intersection of Old Hwy 30 and S. Quail Dr. within Elmore County.

For additional information concerning the property location, contact Western Region office at (208)334-2190. 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, Western Region, 2735 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of \$25.00 for each application on or before 1/24/2022. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN,
Director

First Publication:

January 5, 2022

Second Publication:

January 12, 2022

AFFIDAVIT OF PUBLICATION

County of Elmore } ss.
State of Idaho

I, **Joy Martinez**, do solemnly swear that I am the Legal Clerk of the:

Mountain Home News

A weekly newspaper of general circulation, published once a week, in Mountain Home, Idaho, that the notice attached hereto which is a part of publication thereof; was published in said newspaper for 2 consecutive weeks, the first publication having been made on the 5 day of Jan, 2022, and the last publication having been made on the 12 day of Jan, 2022; every Wednesday issue of the paper during the period and time of publication and that the notice was published in the paper proper and not in a supplement thereof.

And I further swear that the said Mountain Home News has been continuously and uninterruptedly published in said Elmore County during the period of 78 consecutive weeks prior to the first publication of the attached notice.

Joy Martinez
Legal Clerk

Subscribed and sworn to me this 13th day of Jan, 2022.

Brenda M. Fincher
Notary Public

Residing in Mountain Home, Elmore County, Idaho.

My commission expires **11-16-2022**.



* **Proof of Publication** *

Twin Falls Times-News
132 Fairfield St W, Twin Falls, Idaho 83301

SHERRI DAVIS, being duly sworn, deposes and says: That she is the Principal Clerk of the Times-News, a daily newspaper printed and published at Twin Falls, Twin Falls County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in the Times-News, in conformity with Section 60-108, Idaho Code, as amended, for:

2 Insertions

IDAHO DEPT OF WATER RESOURCES
Denise Lauerman
2735 AIRPORT WAY
BOISE ID 83705

RECEIVED

JAN 20 2022

WATER RESOURCES
WESTERN REGION

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 85581**

KING HILL IRRIGATION DISTRICT, PO BOX 993, GLENNS FERRY, ID 83623 has filed Application No. 85581 for changes to the following water rights within **ELMORE, GOODING, TWIN FALLS** County(s): Right No(s). 37-21595, 37-4112; 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:

to add an additional pump station to KHID's irrigation system. The new pump station will be used to water lands already being watered within KHID's existing irrigation boundary. The proposed new pump will pull up to 61 cfs from the north bank of the Snake River in NENW Sec 6, T6S, R9E, approximately 1/2 miles south and 1/2 miles west of the intersection of Old Hwy 30 and S. Quail Dr. within Elmore County.

For additional information concerning the property location, contact Western Region office at (208)334-2190. 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, Western Region, 2735 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of \$25.00 for each application on or before 1/24/2022. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director

Published on January 6, 13, 2022

ORDER NUMBER 122962

Sherrie Davis

(Legals Clerk)

STATE OF IDAHO)
)SS
COUNTY OF TWIN FALLS)

On this 13 day of Jan in the year of 2022 before me, a Notary Public, personally appeared before me Sherrie Davis known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Amy Wiesmore

Notary Public FOR Idaho
Residing at: Twin Falls, Idaho
My Commission expires: 9-4-2026



Section: Legals

Category: 50 Legal

PUBLISHED ON: 01/06/2022, 01/13/2022

TOTAL AD COST: 83.21
FILED ON: 1/13/2022

✓ OK
DL
01.20.2022

TRIBUNE PUBLISHING COMPANY, INC
The Lewiston Tribune
505 C St., P.O.Box 957
Lewiston, Idaho 83501
(208) 743-9411

LEGAL ADVERTISING
INVOICE

Date: 01/13/2022 INVOICE NO. 167020
Account No. 964760
Description 166020 NOTICE O
Times 2 Lines 64
Tab. lines
\$ 91.20

RECEIVED

JAN 18 2022

WATER RESOURCES
WESTERN REGION

Sold To: DEPT OF WATER RESOURCES
2735 AIRPORT WAY
BOISE ID 83705

PO# Lauerman, Denise

NOTICE: This is a invoice of Purchase made by you. Statement will be rendered the first of the month
Please Retain This Invoice as Your Statement Will Refer to Invoice by No. Only.

NOTICE OF
PROPOSED CHANGE OF
WATER RIGHT
TRANSFER NO. 85581

KING HILL IRRIGATION DISTRICT, PO BOX 993, GLENN'S FERRY, ID 83623 has filed Application No. 85581 for changes to the following water rights within ELMORE, GOODING, TWIN FALLS County(s): Right No(s). 37-21595, 37-4112; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/que-rynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows:

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For additional information concerning the property location, contact Western Region office at (208)334-2190. 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, Western Region, 2735 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of \$25.00 for each application on or before 1/24/2022. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN,
Director
Published on
1/6/2022 and 1/13/2022

AFFIDAVIT OF PUBLICATION

S KELLAM, being duly sworn, deposes and says, I am the Legal Clerk of the Tribune Publishing Company, a corporation organized and existing under and by virtue of the laws of the State of Idaho and under and by virtue of the laws of the State of Washington, publishers of the Lewiston Tribune, a newspaper of general circulation published at Lewiston, Nez Perce County, Idaho; That the said Lewiston Tribune is an established newspaper and has been published regularly and issued regularly at least once a day for more than 105 consecutive years next immediately preceding the first publication of this notice, and has been so published uninterrupted for said period; that the 166020 NOTICE O attached hereto and which is made a part of this affidavit was published in the said Lewiston Tribune,

2 time(s). Publication being on 01/06, or once a week for 2 consecutive weeks the first publication thereof being on the 01/06/2022, and the last publication thereof being on the 01/13/2022, and said 166020 NOTICE O was so published in the regular and entire issue of said newspaper and was not in a supplement thereof and was so published in every issue and number of the said paper, during the period and times of publication as set forth above.

Skellam

State of Idaho
S.S.
County of Nez Perce

On this 13 day of Jan in the year of 2022, before me, a Notary Public, personally appeared S KELLAM, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Notary Public in and for the State of Idaho,
residing at Lewiston, therein
Commission Expires 1/23/28





Beaufort Gazette
Belleville News-Democrat
Bellingham Herald
Bradenton Herald
Centre Daily Times
Charlotte Observer
Columbus Ledger-Enquirer
Fresno Bee

The Herald - Rock Hill
Herald Sun - Durham
Idaho Statesman
Island Packet
Kansas City Star
Lexington Herald-Leader
Merced Sun-Star
Miami Herald

el Nuevo Herald - Miami
Modesto Bee
Raleigh News & Observer
The Olympian
Sacramento Bee
Fort Worth Star-Telegram
The State - Columbia
Sun Herald - Biloxi

Sun News - Myrtle Beach
The News Tribune Tacoma
The Telegraph - Macon
San Luis Obispo Tribune
Tri-City Herald
Wichita Eagle

AFFIDAVIT OF PUBLICATION

Account #	Order Number	Identification	Order PO	Amount	Cols	Depth
15344	197025	Print Legal Ad - IPL0054726		\$60.22	1	47L

Attention: Tammy Alleman

7600 N MINERAL DR STE 210
COEUR D'ALENE, ID 83815

RECEIVED

JAN 13 2022

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 85581
KING HILL IRRIGATION DISTRICT, PO BOX 993, GLENN'S FERRY, ID 83623 has filed Application No. 85581 for changes to the following water rights within ELMORE, GOODING, TWIN FALLS County(s): Right No(s). 37-21595, 37-4112; 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: to add an additional pump station to K-HID's irrigation system. The new pump station will be used to water lands already being watered within K-HID's existing irrigation boundary. The proposed new pump will pull up to 61 cfs from the north bank of the Snake River in NENW Sec 6, T6S, R9E, approximately 1/2 miles south and 1/2 miles west of the intersection of Old Hwy 30 and S. Quail Dr. within Elmore County.

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GARY SPACKMAN, Director
IPL0054726
Jan 6, 13 2022

✓ OK
1/18/2022

Bettina Jantzen, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in The Idaho Statesman, in conformity with Section 60-108, Idaho Code, as amended, for:

No. of Insertions: 2

Beginning Issue of: 01/06/2022

Ending Issue of: 01/13/2022

B. Jantzen

(Legals Clerk)

On this 13th day of January in the year of 2022 before me, a Notary Public, personally appeared before me Bettina Jantzen known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Stefani Beard

Notary Public in and for the state of Texas, residing in Dallas County



Extra charge for lost or duplicate affidavits.
Legal document please do not destroy!

RECEIVED

JAN 18 2022

WATER RESOURCES
WESTERN REGION



PROOF OF PUBLICATION Post Register

State of Idaho
County of Bonneville

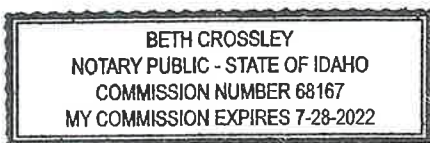
I, ~~Dawn Giannini~~, or Collins Crapo first being duly sworn, depose and say: That I am the ~~Classified Manager~~, or Processing Clerk employed by Adams Publishing Group of the Rockies LLC, publishers of The Post Register, a newspaper of general circulation, published 4 days, Tuesday, Wednesday, Friday and Sunday, at Idaho Falls, Idaho.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post Register for 2, first publication having been made on 01/05/2022 last publication having been made on 01/12/2022, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

[Signature]

Subscribed and sworn to before me, on this 12th day of January, 2022

Beth Crossley



Notary Public
My commission expires:

attached jurat _____

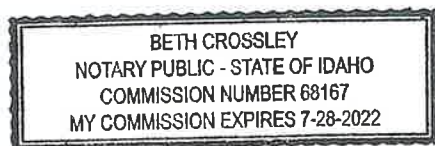
STATE OF IDAHO

ss.

COUNTY OF BONNEVILLE

On this 12th day of January, 2022 before me, the undersigned, a Notary public for said state, personally appeared ~~Dawn Giannini~~ or Collins Crapo, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he/she/they executed the same,

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Beth Crossley
Notary Public for APG of the Rockies
Residing: Idaho Falls, Idaho
Commission expires:

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 85581

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GARY SPACKMAN, Director
Published Jan 5 and 12, 2022 (PR10840-187479)



IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082

Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

November 30, 2021

KING HILL IRRIGATION DISTRICT
PO BOX 993
GLENN'S FERRY ID 83623

COPY

Re: Application for Transfer

Dear Applicant:

The Idaho Department of Water Resources (IDWR) received your application for transfer to change a water right(s) on November 4, 2021. Additional information is needed to evaluate and process your application.

Please provide the following information:

- **Item 7. Map**

-No map was attached with this application. 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 ¼ ¼ of section information. You may create a map at idwr.idaho.gov, Water Rights, Water Right Transfers, File a Transfer Application, Step 2C.

Please submit the requested information for application processing to continue. You may seek additional time to provide the information by making a written request to delay processing. Your written response including the requested information, or a request for more time to seek the information, must be received within the next thirty (30) days.

Without a timely reply, IDWR will issue a preliminary order to reject the application. The application fee will not be refunded for a rejected application. A rejected application may be re-filed when adequate information can be provided.

IDWR forms and other information are available on the Internet at www.idwr.idaho.gov. Please contact me at 208-334-2190 if you have any questions. Thank you for your attention to this matter.

Sincerely,

Aaron Olson - Water Resource Agent
Idaho Dept. of Water Resources
2735 W Airport Way Boise, ID 83705
Aaron.Olson@idwr.idaho.gov

Enclosure: Transfer Application