

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)** David A. & Samantha Jarvis Phone 256-214-3322
2. **MAILING ADDRESS** 9557 Challis Creek Rd. City Challis
State Idaho Zip 83226 Email jarvis7681@yahoo.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)** 72-32D, 1.2 CFS, Irrigation; 72-10168, 1.2 CFS, Irrigation;
~~72-10169, 0.05 CFS, Domestic; 95-13216, 0.04 CFS Domestic, Stockwater~~ *See email dated 12-6-21

- ☒ 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 2.40 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.

New?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
No		NW	SW	NE	04	14N	18E	Custer	Challis Creek	Middle
No		NW	SE	NE	04	14N	18E	Custer	Challis Creek	Lower North
No		SW	SE	NE	04	14N	18E	Custer	Challis Creek	Upper Middle
No		NE	SE	NW	04	14N	18E	Custer	Bear Creek	Upper North
No		SW	SE	NW	04	14N	18E	Custer	Challis Creek	Upper South
Yes		SW	SE	NE	04	14N	18E	Custer	Challis Creek	Lower South

DEC 16 2021

DEPT OF WATER RESOURCES
SOUTHERN REGION

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:

From the proposed POD on Challis Creek, the open air channel will have a lockable gate valve as the controlling works followed by the measuring device which will be a rectangular contracted wier.

- b. Who owns the property at the point(s) of diversion? Applicant, David A. and Samantha Jarvis

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
Not applicable

- 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)?

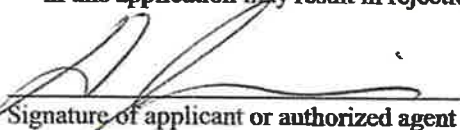
If yes, describe:

- 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 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.

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.


Signature of applicant or authorized agent

David Jarvis

Print name and title if applicable

Nov. 5, 2021

Date


Signature of applicant or authorized agent

Samanthia Jarvis

Print name and title if applicable

11-13-2021

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 \$100.00 Date 11/10/21 Received by CA H Receipt # E047521

Preliminary review by \$560.00 Date 12/10/21 Date SG 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)

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:

From the proposed POD on Challis Creek, the open air channel will have a lockable gate valve as the controlling works followed by the measuring device which will be a rectangular contracted wier.

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- ☐ ☒ 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)?

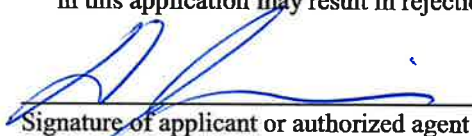
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(Disregard if these items are on file and ownership has not changed.)

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 $\frac{1}{4}$ $\frac{1}{4}$ 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.


Signature of applicant or authorized agent

David Jarvis
Print name and title if applicable

Nov. 5, 2021
Date

Samanthia Jarvis

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.

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



IDWR offices are open to the public and following the CDC guidelines for wearing masks and observing social distancing. For in-person visits, we encourage you to call ahead for an appointment.

WATER RIGHT REPORT

1/30/2021

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 72-32D

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DAVID A JARVIS
Current Owner	SAMANTHIA JARVIS 9557 CHALLIS CREEK RD CHALLIS, ID 83226-4870 2562143322
Directors Report Owner	FORREST C ANDERSON
Directors Report Owner	J B ANDERSON PO BOX 353 CHALLIS, ID 83226 2088792520
Original Owner	HAMMOND FAMILY CORP
Original Owner	BESSIE I HAMMOND
Original Owner	WILLIAM L HAMMOND HC 63 BOX 1544 CHALLIS, ID 83226 2088794459

Priority Date: 07/22/1910

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BEAR CREEK	CHALLIS CREEK
CHALLIS CREEK	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
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85586

IRRIGATION	4/15	10/15	1.2 CFS
Total Diversion			1.2 CFS

Location of Point(s) of Diversion:

CHALLIS CREEK	NWSWNE	Sec. 04	Township 14N	Range 18E	CUSTER County
CHALLIS CREEK	NWSENE	Sec. 04	Township 14N	Range 18E	CUSTER County
CHALLIS CREEK	SWSENE	Sec. 04	Township 14N	Range 18E	CUSTER County
BEAR CREEK	NESENW	Sec. 04	Township 14N	Range 18E	CUSTER County
CHALLIS CREEK	SWSENE	Sec. 04	Township 14N	Range 18E	CUSTER County

Place(s) of use:

Place of Use Legal Description: IRRIGATION CUSTER County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
14N	18E	3		SWNW	28									
				NWSW	5.9									
		4		NENE	4.9		NWNE	0.1		SENE	31			
				NESE	2.7									

Total Acres: 72.6

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. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 AND AFTER OCTOBER 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
3. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 72.6 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 72-00032D AND 72-10168.
4. PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY SURVEY NO. 586.
5. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
6. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

Dates:

Licensed Date:

Decreed Date: 12/18/2001

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: AND

Water District Number: 72A

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 72.6

Combined Volume Limit:

Combined Rate Limit:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT REPORT

11/6/2021

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 72-10168

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DAVID A JARVIS
Current Owner	SAMANTHIA JARVIS 9557 CHALLIS CREEK RD CHALLIS, ID 83226-4870 2562143322
Directors Report Owner	FORREST C ANDERSON
Directors Report Owner	J B ANDERSON PO BOX 353 CHALLIS, ID 83226 2088792520
Original Owner	HAMMOND FAMILY CORP
Original Owner	BESSIE I HAMMOND
Original Owner	WILLIAM L HAMMOND HC 63 BOX 1544 CHALLIS, ID 83226 2088794459

Priority Date: 05/01/1950

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BEAR CREEK	CHALLIS CREEK
CHALLIS CREEK	SALMON RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	10/31	1.2 CFS	
Total Diversion			1.2 CFS	

Location of Point(s) of Diversion:

85586

CHALLIS CREEK	NWSWNE	Sec. 04	Township 14N	Range 18E	CUSTER County
CHALLIS CREEK	NWSENE	Sec. 04	Township 14N	Range 18E	CUSTER County
CHALLIS CREEK	SWSENE	Sec. 04	Township 14N	Range 18E	CUSTER County
BEAR CREEK	NESENW	Sec. 04	Township 14N	Range 18E	CUSTER County
BEAR CREEK	SWSENW	Sec. 04	Township 14N	Range 18E	CUSTER County

Place(s) of use:

Place of Use Legal Description: IRRIGATION CUSTER County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
14N	18E	3		SWNW	28									
				NWSW	5.9									
		4		NENE	4.9		NWNE	0.1		SENE	31			
				NESE	2.7									

Total Acres: 72.6

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3. PROPERTY IS ALSO KNOWN AS HOMESTEAD ENTRY SURVEY NO. 586.

Dates:

Licensed Date:

Decreed Date: 10/12/2001

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: AND

85586

Water District Number: 72A

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 72.6

Combined Volume Limit:

Combined Rate Limit:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

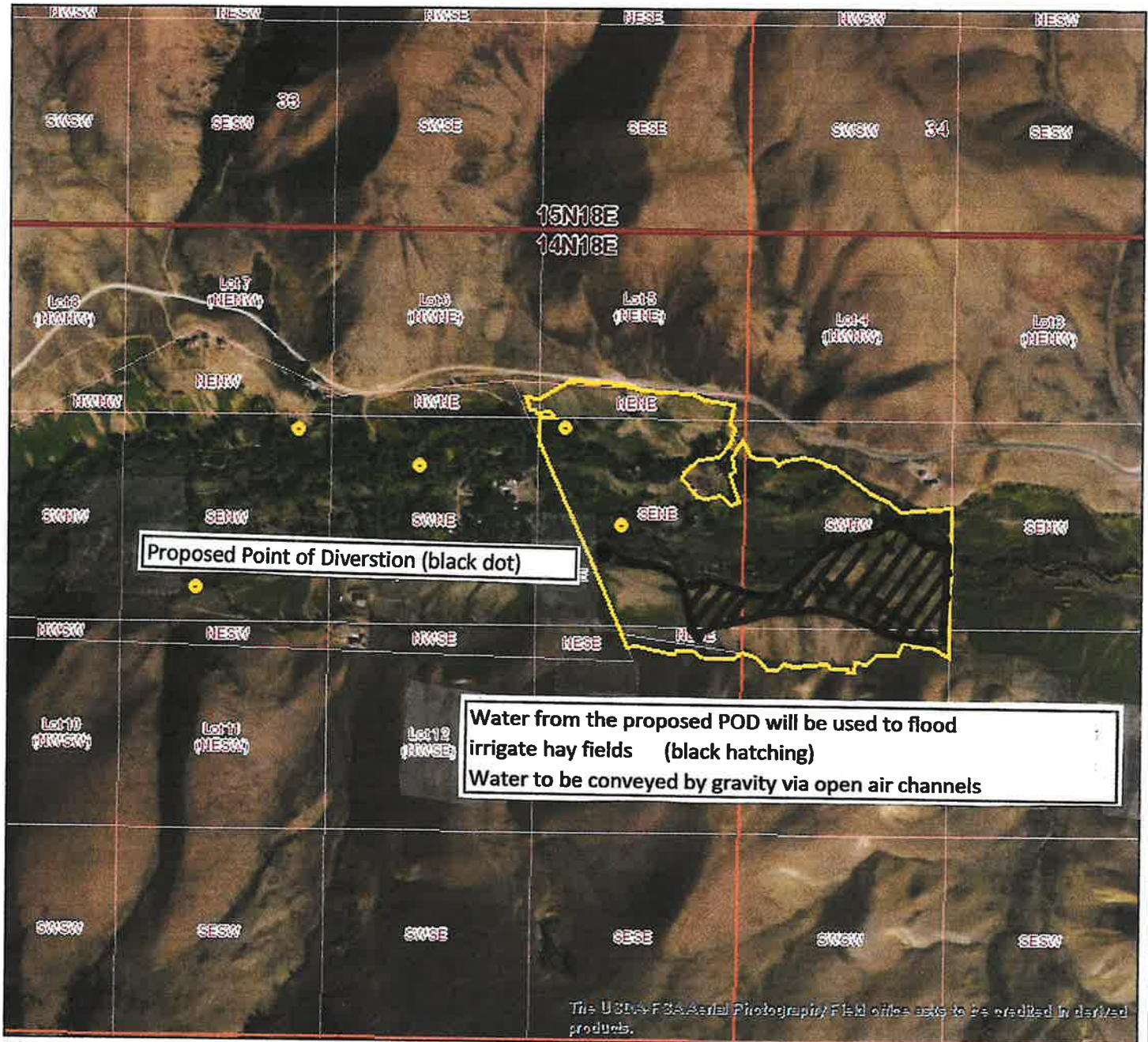
Mitigation Plan: False

State of Idaho
Department of Water Resources
Water Right

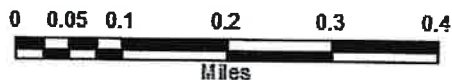
72-32D

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



Date created: 1/30/2021



Legend

- Point of Diversion
- Place of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters



85586



PioneerTitleCo.
GOING BEYOND

491 N. Main Street, Suite 102
Ketchum, ID 83340

ELECTRONICALLY RECORDED-DO NOT
REMOVE THE COUNTY STAMPED FIRST
PAGE AS IT IS NOW INCORPORATED AS
PART OF THE ORIGINAL DOCUMENT

File No. 674809 /

Instrument # 256270

CHALLIS, CUSTER, IDAHO
03-13-2019 01:16:07 No. of Pages: 2
Recorded for: PIONEER TITLE CANYON - CALDWELL
Lura H. Baker Fee: \$15.00
Ex-Officio Recorder Deputy: LK

WARRANTY DEED

For Value Received William David James Stanley, a married man as his sole and separate property,
who acquired title as an unmarried man

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

David A. Jarvis and Samantha L. Jarvis, husband and wife, as community property with right of
survivorship

hereinafter referred to as Grantee, whose current address is ~~1965 Camp Brown Rd Sylvauga, AL~~
~~25151~~

*9551 Challis Creek Road
Challis, ID 83226*

The following described premises, to-wit:

See Exhibit A attached hereto and made apart hereof

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and
Grantees(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the
said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are
free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those
made, suffered or done by the Grantee(s); and subject to U.S. Patent reservations, restrictions,
dedications, easements, rights of way and agreements, (if any) of record, and current years taxes, levies,
and assessments, includes irrigation and utility assessments, (if any) which are not yet due and payable,
and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: March 5, 2019

[Signature]
William David James Stanley

State of Idaho, County of Bingham

This record was acknowledged before me on 03/08/2019 by William David James Stanley.

[Signature]
Signature of notary public

Commission Expires: 03/06/2021

Residing at: Blackfoot

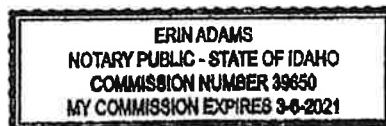


EXHIBIT 'A'

Township 14 North, Range 18 East, Boise Meridian, Custer County, Idaho

Section 3: Northwest Quarter Southwest Quarter, Southwest Quarter Northwest Quarter

ALSO:

H.E.S. No. 586 embracing a portion of Section 4, Township 14 North, Range 18 East, Boise Meridian, Custer County, Idaho, more particularly described as:

Beginning at Corner No. 1 from which the Quarter Corner of said Section 3 & 4 bears

North 0°24' East, 2.44 chains distant; thence

North 81°26' West, 11.70 chains to Corner No. 2; thence

North 23°59' West, 26.62 chains to Corner No. 3; thence

South 87°4' East, 22.55 chains to Corner No. 4; thence

South 0°24' West, 24.85 chains to Corner No. 1, THE PLACE OF BEGINNING.

EXCEPTING THEREFROM:

A parcel of land situated in the Southwest Quarter Northwest Quarter of Section 3, Township 14 North, Range 18 East, Boise Meridian, Custer County, Idaho, being more particularly described as follows:

Commencing at the Northwest corner of Section 3, Township 14 North, Range 18 East, Boise Meridian, Custer County, State of Idaho; thence along the West line of Section 3

South 0°16'01" West, 1197.27 feet to a point; thence

North 89°43'26" East, 909.68 feet along the North line of the Southwest Quarter Northwest Quarter of said Section 3, to the TRUE POINT OF BEGINNING; thence

North 89°43'26" East, 410.31 feet along said North line to the Northeast corner of the Southwest Quarter Northwest Quarter, of said Section 3, to a point; thence

South 0°16'11" West, 563.48 feet along the East line of the Southwest Quarter Northwest Quarter of said Section 3, to a point; thence

North 86°26'53" West, 229.41 feet to a point; thence

North 60°18'13" West, 203.28 feet to a point; thence

North 0°16'11" West, 446.58 feet to the POINT OF BEGINNING.

EXCEPTING THEREFROM road right-of-way.



ADVERTISING INVOICE

APG West Payment
Processing
PO Box 1570
Pocatello, ID 83204
Ph. (208) 542-6712

BILLING DATE:	ACCOUNT NO:
01/13/22	12622

Denise Maline
IDWR SOUTHERN REGION
650 ADDISON AVE W STE 500
TWIN FALLS, ID 83301

AD #	DESCRIPTION	START	STOP	TIMES	AMOUNT
192339	NOTICE OF PROPOSED C	01/20/22	01/27/22	2	\$87.65

✓ dm 1-13-2022

Proof of legal notice received from Challis Messenger 1/13/2022 (2 pgs.)

Payments:

Date	Method	Card Type	Last 4 Digits	Check	Amount
------	--------	-----------	---------------	-------	--------

Discount: \$0.00
Surcharge: \$0.00
Credits: \$0.00

Gross: \$87.65
Paid Amount: \$0.00

Amount Due: \$87.65

We Appreciate Your Business!

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 85586**

SAMANTHIA JARVIS and DAVID A JARVIS, 9557 CHALLIS CREEK RD, CHALLIS, ID 83226-4870 has filed Application No. 85586 for changes to the following water rights within CUSTER County(s): Right No(s). 72-10168, 72-32D; 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: Application proposes adding a new point of diversion as one of six points of diversion (PODs) for two irrigation rights diverted from Bear Creek & Challis Creek, (Combined 2.4 cfs; 72.6 acres). Proposed POD is located approximately 4.7 miles north and 5.6 miles west of the intersection of Hwy 75 and Hwy 93 in Challis. The five existing PODs and POU are located approximately 4.5 to 4.9 miles north and 5.2 to 6.2 miles west of the intersection of Hwy 75 and Hwy 93 in Challis.

For additional information concerning the property location, contact Southern Region office at (208)736-3033. 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, Southern Region, 650 ADDISON AVE W STE 500, TWIN FALLS ID 83301-5858 together with a protest fee of \$25.00 for each application on or before **February 7, 2022**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published Jan 20 and 27, 2022 (CM12622-192339)

✓ sm 1-13-2022



IDAHO DEPARTMENT
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

January 13, 2022

DAVID A JARVIS
SAMANTHIA JARVIS
9557 CHALLIS CREEK RD
CHALLIS, ID 83226-4870

RE: Transfer No. 85586
Water Right No(s). 72-10168, 72-32D

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 **CHALLIS MESSENGER on 1/20/2022 and 1/27/2022**. Protests to this application may be submitted for a period ending ten (10) days after the second publication. Any protest against this application must be filed with the Department of Water Resources, together with a protest fee of \$25.00 for each application, on or before **February 7, 2022**.

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,

Denise Maline
Administrative Assistant

Maline, Denise

From: Maline, Denise
Sent: Thursday, January 13, 2022 12:30 PM
To: Graybill, David
Subject: Comment Letter for app for transfer 85586
Attachments: Comment letter to WD170 for 85586.docx; Transfer app. 85586 (Jarvis).pdf

Hi David,

Attached is an application for transfer currently being processed by the department. Please review the application and provide any necessary comments within 21 days. I have also solicited comments from WD72A.

If you have any questions regarding this application, please feel free to contact Bill.

Thank you in advance,

Denise



IDAHO DEPARTMENT
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

January 13, 2022

WATER DISTRICT 170
DAVID GRAYBILL
102 S WARPATH
SALMON ID 83467

RE: Application for Transfer No(s): 85586 (David & Samanthia Jarvis)

Dear David:

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 within 21 days of the date of this letter.

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 within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

Maline, Denise

From: Maline, Denise
Sent: Thursday, January 13, 2022 12:25 PM
To: Richards,Jeff
Subject: Comment Letter for Water Right Transfer #85586
Attachments: Transfer app. 85586 (Jarvis).pdf; Comment letter to F&G for 85586.docx

Hi Jeff,

Attached is an application for transfer currently being processed by the department. Please review the application and provide any necessary comments within 21 days.

If you have any questions regarding this application, please feel free to contact Water Resource Agent Bill Mills at (208) 736-3033.

Thank you in advance,

Denise @ IDWR

Denise Maline, Administrative Assistant I

Idaho Dept. of Water Resources

650 Addison Ave W Ste 500

Twin Falls ID 83301-5858

(208) 293-9908

denise.maline@idwr.idaho.gov



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Governor Brad Little

Director Gary Spackman

January 13, 2022

IDAHO DEPT OF FISH & GAME
JEFF RICHARDS
99 HWY 93 N
SALMON ID 83467

RE: Transfer No. 85586 (David & Samanthia Jarvis)

Dear Mr. Richards:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from your organization regarding the above referenced water right application. *You can find a complete copy of the application(s) at:* <https://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>. Please review the application, complete the enclosed recommendation form, and submit it to this office within 21 days of the date of this letter.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Therefore, your prompt response to this request is appreciated. If your organization desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days after final publication (**on or before February 7, 2022**).

Please contact this office if you have any questions regarding the application.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

Maline, Denise

From: Maline, Denise
Sent: Thursday, January 13, 2022 11:16 AM
To: 'Challis Messenger'
Subject: LEGAL NOTICE
Attachments: Challis Messenger cover letter.docx; Challis Messenger ad.docx

Attached please find **(1)** legal notice being submitted for publication on January 20th & 27th, 2022. Please let me know if there are any questions or if you are not able to run the ad on the dates requested.

Thank you in advance,

Denise @ IDWR Twin Falls

Denise Maline, Administrative Assistant I
Idaho Dept. of Water Resources
650 Addison Ave W Ste 500
Twin Falls ID 83301-5858
(208) 293-9908
denise.maline@idwr.idaho.gov



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Governor Brad Little

Director Gary Spackman

January 13, 2022

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

RE: Transfer No. 85586
Water Right No(s). 72-10168, 72-32D

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 February 7, 2022. Your cooperation is appreciated.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 85586**

SAMANTHIA JARVIS and DAVID A JARVIS, 9557 CHALLIS CREEK RD, CHALLIS, ID 83226-4870 has filed Application No. 85586 for changes to the following water rights within CUSTER County(s): Right No(s). 72-10168, 72-32D; 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: Application proposes adding a new point of diversion as one of six points of diversion (PODs) for two irrigation rights diverted from Bear Creek & Challis Creek, (Combined 2.4 cfs; 72.6 acres). Proposed POD is located approximately 4.7 miles north and 5.6 miles west of the intersection of Hwy 75 and Hwy 93 in Challis. The five existing PODs and POU are located approximately 4.5 to 4.9 miles north and 5.2 to 6.2 miles west of the intersection of Hwy 75 and Hwy 93 in Challis.

For additional information concerning the property location, contact Southern Region office at (208)736-3033. 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, Southern Region, 650 ADDISON AVE W STE 500, TWIN FALLS ID 83301-5858 together with a protest fee of \$25.00 for each application on or before **February 7, 2022**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on January 20th & 27th, 2022

M E M O R A N D U M

Date: December 21, 2021

To: Transfer 85586

From: Bill Mills

Re: Transfer Proposal

Application proposes adding a new point of diversion as one of six points of diversion (PODs) for two irrigation rights diverted from Bear Creek & Challis Creek, (Combined 2.4 cfs; 72.6 acres). Proposed POD is located approximately 4.7 miles north and 5.6 miles west of the intersection of Hwy 75 and Hwy 93 in Challis. The five existing PODs and POU are located approximately 4.5 to 4.9 miles north and 5.2 to 6.2 miles west of the intersection of Hwy 75 and Hwy 93 in Challis.

M E M O R A N D U M

Date: December 21, 2021

To: Transfer 85586

From: Bill Mills

Re: Fee Evaluation

Filing fees charged for transfer application #85586 were based on the on the current transfer fee schedule and included \$660.00 for the 2.4 cfs being transferred in the application (Receipt Nos.S038984 & E047521).

Mills, Bill

From: Mills, Bill
Sent: Tuesday, December 7, 2021 5:58 AM
To: David Jarvis
Subject: RE: Application for New Point of Diversion

Mr. Jarvis,
Thank you for the clarification. Once the Department receives the additional \$560.00 in fees for the 2.40 cfs being transferred (total fee \$660.00, \$100.00 already paid receipt #E047521), I can begin processing the transfer application.
Sincerely,
Bill Mills
Sr. Water Resource Agent
Southern Region

From: David Jarvis <jarvis7681@yahoo.com>
Sent: Monday, December 6, 2021 2:33 PM
To: Mills, Bill <Bill.Mills@idwr.idaho.gov>
Subject: Application for New Point of Diversion

Mr. Mills,

For the purpose of application for a new point of diversion please include only the following water rights:

72-32D
72-10168

If you would, please RE me back to confirm receipt of this email.

Thank You,
David Jarvis

Sent from [Mail](#) for Windows