

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 85374**

This is to certify that: ASPEN LAKES CANAL CO
C/O JAMES P SPECK
PO BOX 987
KETCHUM, ID 83340

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>
37-557	WR/DECREED	5/15/1884	1.000 cfs	N/A	N/A	125.6	BIG WOOD RIVER
37-558	WR/DECREED	6/1/1886	2.000 cfs	N/A	N/A	125.6	BIG WOOD RIVER
37-559	WR/DECREED	6/1/1888	3.600 cfs	N/A	N/A	125.6	BIG WOOD 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>
37-557	NO	YES	NO	NO	NO	NO
37-558	NO	YES	NO	NO	NO	NO
37-559	NO	YES	NO	NO	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>
37-557	37-557	1.000 cfs	N/A	N/A	125.6	N/A	N/A	N/A	N/A	N/A
37-558	37-558	2.000 cfs	N/A	N/A	125.6	N/A	N/A	N/A	N/A	N/A
37-559	37-559	3.600 cfs	N/A	N/A	125.6	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		6.600 cfs	N/A	N/A	125.6		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 17th day of December, 2021.


Southern Region Manager

SUPPORT DATA

IN FILE # 37-557

Transfer No. 85374

WATER RIGHT NO. 37-557
As Modified by Transfer No. 85374

In accordance with the approval of Transfer No. 85374, Water Right No. 37-557 is now described as follows:

Right Holder: ASPEN LAKES CANAL CO
C/O JAMES P SPECK
PO BOX 987
KETCHUM, ID 83340

Priority Date: 5/15/1884

Source: GROUND WATER

Tributary: BIG WOOD RIVER

BENEFICIAL USE
IRRIGATION

From 4/01 **To** 11/01

Diversion Rate
1.000 cfs
1.000 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L2 (NWNE) Sec 5 Twp 02N Rge 18E BLAINE County
GROUND WATER L2 (NWNE) Sec 5 Twp 02N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	18E	5	12.0	38.0	23.0	25.0	1.6												99.6
			L 1	L 2			L 3												
03N	18E	32												12.0			14.0		26.0

POU Total Acres: 125.6

CONDITIONS OF APPROVAL

1. 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. 37.
2. 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 diversions.
3. Rights 37-557, 37-558 and 37-559 when combined shall not exceed the irrigation of 125.6 acres.
4. This right when combined with all other rights shall provide no more than 3.5 afa per acre for irrigation of the place of use.
5. Diversion of groundwater is limited to those times water is available for diversion under this right and priority from the Big Wood River.

Transfer No. 85374

WATER RIGHT NO. 37-557
As Modified by Transfer No. 85374

CONDITIONS OF APPROVAL

6. Any transfer of the point(s) of diversion described under this right will require the right holder to provide evidence that the new point(s) of diversion has a direct and immediate hydraulic connection to the Big Wood River.
7. The new ground water diversions authorized by the approval of this transfer (#85374), at the time of construction shall be located within 70 feet of the Big Wood River.
8. Points of Diversion are located within Lot 33, Flying Heart Ranch #2 Subdivision.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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. 37-558
As Modified by Transfer No. 85374

In accordance with the approval of Transfer No. 85374, Water Right No. 37-558 is now described as follows:

Right Holder: ASPEN LAKES CANAL CO
C/O JAMES P SPECK
PO BOX 987
KETCHUM, ID 83340

Priority Date: 6/1/1886

Source: GROUND WATER

Tributary: BIG WOOD RIVER

BENEFICIAL USE
IRRIGATION

From 4/01 **To** 11/01

Diversion Rate
2.000 cfs
2.000 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L2 (NWNE) Sec 5 Twp 02N Rge 18E BLAINE County
GROUND WATER L2 (NWNE) Sec 5 Twp 02N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	18E	5	12.0	38.0	23.0	25.0	1.6												99.6
			L 1	L 2			L 3												
03N	18E	32												12.0			14.0		26.0

POU Total Acres: 125.6

CONDITIONS OF APPROVAL

1. 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. 37.
2. 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 diversions.
3. Rights 37-557, 37-558 and 37-559 when combined shall not exceed the irrigation of 125.6 acres.
4. This right when combined with all other rights shall provide no more than 3.5 afa per acre for irrigation of the place of use.
5. Diversion of groundwater is limited to those times water is available for diversion under this right and priority from the Big Wood River.

Transfer No. 85374

WATER RIGHT NO. 37-558
As Modified by Transfer No. 85374

CONDITIONS OF APPROVAL

6. Any transfer of the point(s) of diversion described under this right will require the right holder to provide evidence that the new point(s) of diversion has a direct and immediate hydraulic connection to the Big Wood River.
7. The new ground water diversions authorized by the approval of this transfer (#85374), at the time of construction shall be located within 70 feet of the Big Wood River.
8. Points of Diversion are located within Lot 33, Flying Heart Ranch #2 Subdivision.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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. 37-559
As Modified by Transfer No. 85374

In accordance with the approval of Transfer No. 85374, Water Right No. 37-559 is now described as follows:

Right Holder: ASPEN LAKES CANAL CO
C/O JAMES P SPECK
PO BOX 987
KETCHUM, ID 83340

Priority Date: 6/1/1888

Source: GROUND WATER

Tributary: BIG WOOD RIVER

BENEFICIAL USE
IRRIGATION

From
4/01

To
to 11/01

Diversion Rate
3.600 cfs
3.600 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER L2 (NWNE) Sec 5 Twp 02N Rge 18E BLAINE County
GROUND WATER L2 (NWNE) Sec 5 Twp 02N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	18E	5	12.0	38.0	23.0	25.0	1.6												99.6
			L 1	L 2			L 3												
03N	18E	32												12.0			14.0		26.0

POU Total Acres: 125.6

CONDITIONS OF APPROVAL

1. 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. 37.
2. 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 diversions.
3. Rights 37-557, 37-558 and 37-559 when combined shall not exceed the irrigation of 125.6 acres.
4. This right when combined with all other rights shall provide no more than 3.5 afa per acre for irrigation of the place of use.
5. Diversion of groundwater is limited to those times water is available for diversion under this right and priority from the Big Wood River.

Transfer No. 85374

WATER RIGHT NO. 37-559
As Modified by Transfer No. 85374

CONDITIONS OF APPROVAL

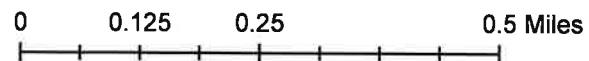
6. Any transfer of the point(s) of diversion described under this right will require the right holder to provide evidence that the new point(s) of diversion has a direct and immediate hydraulic connection to the Big Wood River.
7. The new ground water diversions authorized by the approval of this transfer (#85374), at the time of construction shall be located within 70 feet of the Big Wood River.
8. Points of Diversion are located within Lot 33, Flying Heart Ranch #2 Subdivision.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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

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



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





IDAHO DEPARTMENT OF
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

December 23, 2021

ASPEN LAKES CANAL CO
C/O JAMES P SPECK
PO BOX 987
KETCHUM ID 83340

Re: Transfer No: 85374
Water Right No(s): 37-557, 37-558, 37-559

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) 736-3033.

Sincerely,



Corey Skinner
Southern Regional Manager

Enclosure

c:

BROCKWAY ENGINEERING PLLC
C/O ZACH LATHAM
2016 WASHINGTON ST N STE 4
TWIN FALLS ID 83301-3082

WATER DISTRICT 37
KEVIN LAKEY
107 W 1ST ST
SHOSHONE ID 83352

CERTIFICATE OF SERVICE

I hereby certify that on December 23, 2021 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.: 85374

Water Right No(s): 37-557, 37-558, 37-559

ASPEN LAKES CANAL CO
C/O JAMES P SPECK
PO BOX 987
KETCHUM ID 83340

BROCKWAY ENGINEERING PLLC
C/O ZACH LATHAM
2016 WASHINGTON ST N STE 4
TWIN FALLS ID 83301-3082

WATER DISTRICT 37
KEVIN LAKEY
107 W 1ST ST
SHOSHONE ID 83352



Denise Maline
Administrative Assistant

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

Date: November 18, 2021
To: Transfer 85374 File
From: William Mills
Re: Evaluation of Sufficiency of Information Submitted

Application proposes changing the two points of diversion (PODs) for three Big Wood River irrigation rights (combined total 6.6 cfs and 125.6 acres). Current PODs are located approximately 0.25 miles north and 0.55 miles west, and 0.63 miles north and 0.60 miles west of the intersection of the south end of Aspen Lakes Dr. and Hwy 75 just north of Hailey. The transfer proposes moving the PODs to two new ground water diversions near the Big Wood River which are both located approximately 0.30 miles north and 0.50 miles west of the south end of Aspen Lakes Dr. and Hwy 75 just north of Hailey. An analysis of hydraulic connectivity between the proposed ground water diversions and the Big Wood River was provided with the application. No changes are proposed to the place of use.

The included hydrologic analysis indicated that there is a hydrologic connection between the ground water diversions and the Big Wood River. According to the analysis provided with the transfer application "approximately 89.5% of the proposed stream depletion rate and 80.7% of the proposed stream depletion volume from the Applicant's proposed" ground water diversions "originates from the Big Wood River within a 24-hour period." Department guidelines require at least a 50% reduction in the original source within a 24 hour period. The applicant's representative utilized well logs from eight nearby wells in his analysis and utilized the Department's Stream Depletion Analysis Tool. I was able to replicate the stream depletion rate of 80.7% utilizing the provided input parameters in the Stream Depletion Analysis Tool.

The water rights in this transfer are currently leased to the Water Supply Bank, current lease expires 12-31-2021. Application indicates the applicant will "likely re-lease all portions of all rights" in this transfer "for the 2022-2026 irrigation seasons and re-rent the same portion of 37-559 as previously done under approved WSB Contract No. 228 (2018)." Approval of this transfer should not impact the lease or rental of these water rights to the Water Supply Bank. The Water Supply Bank was notified of the transfer application in an email dated 10/6/2021 (in file).

Current and proposed PODs and the place of use are located in Water District 37 and Watermaster comments were solicited, and no comments were received.

- **Authority to File:**
IDWR records indicate the applicant currently owns the three water rights in this transfer.
- **Water Right Validity:** Water rights were decreed in the SRBA on 5/2/2011. Water

rights are currently leased to the Water Supply Bank (contract duration from 2018 to 2022).

- **Injury to Other Water Rights:**
None anticipated.
- **Enlargement of Use:**
None anticipated.
- **Local Public Interest:**
No issues anticipated.
- **Beneficial Use/Conservation of Water Resources:**
Proposed uses are recognized as beneficial uses of water.
- **Effect on the Economy of the Local Area:**
None Anticipated.
- **Effect on Agricultural Base of the Local Economy:**
None Anticipated.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.

Stream Depletion Analysis Tool

Read Me

Project Title

Test Transfer 85374

Definition of Variables

Calculation of Stream Depletion Rate & Volume

User Defined Input Variables

t =	1	duration of pumping (days)
K =	247.40	hydraulic conductivity (ft/day)
b =	114.40	saturated thickness (ft)
Sy =	0.20	specific yield in decimals (unitless)
a =	70.00	distance (ft)
Q =	6.60	pumping rate (ft ³ /s)

Calculated Input Variables

T =	28,303	transmissivity (ft ² /day)
Sy/T =	0.00000707	component of sdf (unitless) for observation only
Q =	570240	pumping rate (ft ³ /day)
Qt =	570240	pumped volume (ft ³)
	13.09	pumped vol (ac-ft)

Table Values

sdf =	0.0346	stream depletion factor (units of time)
t/sdf =	28.880	(unitless)
q/Q =	0.895	(unitless)
v/Qt =	0.807	(unitless)

Stream Depletion Rate

q =	5.909	stream depletion rate (ft ³ /s)
% Total =	89.5	contribution of total flow rate from stream (%)

Stream Depletion Volume

v =	460,035	vol. strm depletion (ft ³)
	10.5609	vol. strm depletion (ac-ft)
% Total =	80.7	contribution of total volume from stream (%)

Notes and Discussion

Reference:

The Glover & Balmer method utilized in analysis is recreated in part from Jenkins, C.T., 1968. Book 4 Hydrologic Analysis and Interpretation Chapter D1 Computation of Rate and volume of Stream Depletion by Wells. Techniques of Water-Resources Investigations of the United States Geological Survey.

RECEIVED

AFFIDAVIT of PUBLICATION

NOV 01 2021

COPY OF NOTICE

State of Idaho
County of BlainePam MorrisDEPT OF WATER RESOURCES
SOUTHERN REGION

Pam Morris, being the first duly sworn, deposes and says that she is the printer (publisher) of the Idaho Mountain Express, a newspaper published every week in Ketchum, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first

publication of said advertisement was on the 20 day of October, 20 21, and the date of the last publication was

on the 27 day of October, 20 21

Subscribed and sworn to before me this 27 day of Oct., 20 21.

Pam Morris

Connie N. Johnson
NOTARY PUBLIC



RESIDING AT HAILEY, IDAHO
MY COMMISSION EXPIRES ON 7/10/2024

IDAHO MOUNTAIN EXPRESS
P.O. Box 1013
Ketchum, Idaho 83340
COST OF PUBLICATION

Number of Picas per Line 11.5

Number of Lines in Notice 84

Number of Insertions 2

84 Lines tabular at 8.0 cents/pica

84 Lines straight at \$77.28 8.0 cents/pica

84 Subsequent lines at \$67.62 7.0 cents/pica

TOTAL COST \$144.90

Legal Notice
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

IDWR

BILL TO

**NOTICE OF PROPOSED CHANGE
OF WATER RIGHT
TRANSFER NO. 85369**

THUNDER MEADOWS OWNERS ASSN INC, 110 MEADOWBROOK RD, HAILEY, ID 83333-5001 has filed Application No. 85369 for changes to the following water rights within BLAINE County(s): Right No(s). 37-387C. The purpose of the transfer is to change a portion of the above rights as follows:
Application proposes to add a second point of diversion (POD) for an irrigation water right of 81 acres (1.62 cfs) from the East Fork Wood River. The location of the proposed POD is located approximately 3.4 miles south and 4.5 miles east of the center of Ketchum, Hwy 75, and Sun Valley Rd. The proposed POD will be located within the existing place of use approximately 65 feet downstream from the existing POD.

✓ OK Sm 11-15-2021

TRANSFER NO. 85374

ASPEN LAKES CANAL CO, C/O JAMES P SPECK, PO BOX 987, KETCHUM, ID 83340 has filed Application No. 85374 for changes to the following water rights within BLAINE County(s): Right No(s). 37-557, 37-558, 37-559. The purpose of the transfer is to change a portion of the above rights as follows:

Application proposes changing the two points of diversion (PODs) for three Big Wood River irrigation rights (combined total 6.6 cfs and 125.6 acres). Current PODs are located approximately 0.25 miles north and 0.55 miles west, and 0.63 miles north and 0.60 miles west of the intersection of the south end of Aspen Lakes Dr. and Hwy 75 just north of Hailey. The transfer proposes moving the PODs to two new ground water diversions near the Big Wood River which are both located approximately 0.30 miles north and 0.50 miles west of the south end of Aspen Lakes Dr. and Hwy 75 just north of Hailey. An analysis of hydraulic connectivity between the proposed ground water diversions and the Big Wood River was provided with the application. No changes are proposed to the place of use.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or to see a full description of these rights and/or the proposed transfers, please see research. idwr.idaho.gov/apps/waterrights/QueryNewTransfers. 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 **November 8, 2021**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

PUBLISH
IDAHO MOUNTAIN EXPRESS
OCT 20 & 27, 2021



✓ OK dm 11-15-2021

State of Idaho
Department of Water Resources
RECOMMENDATION FORM

RECEIVED
OCT 25 2021
DEPT OF WATER RESOURCES
SOUTHERN REGION

RE: Transfer No. 85374

Water Right No(s): 37-557, 37-558, 37-559

Transfer Applicant's Name: ASPEN LAKES CANAL CO.
C/O JAMES P SPECK, ATTORNEY
PO BOX 987
KETCHUM ID 83340-0998

Recommendation:

- a) X I do not oppose approval of this application.
- b) I do not oppose approval of this application if it is conditioned
as follows:
- c) I oppose approval of this application for the following reasons:
- d) Additional comments:

Dated this 25 day of October, 2021

Dept of Fish & Game

Bradley Dawson

Signature

Bradley Dawson

Printed Name

**BLAINE COUNTY
ORDINANCE NO. 2021-16
continued from Page 9**

receipt of the completed form, together with the information listed below, and following an on site inspection by the administrator, the completed application shall be placed on the agenda of the next available regular hearing of the hearing examiner or planning and zoning commission, as designated by resolution, and shall meet the requirements for notification in section 9-25-4 of this title.

B. - C.
D. Design Review Standards of Evaluation:

1. The size of the lot, geographical features of the lot, or a combination thereof require that the maximum height limitations for earthen berms, freestanding walls or fences, or the maximum coverage limitations for sight obscuring screens of trees must

exceed the categorical exclusion standards of this chapter in order to allow the landowner reasonable use and enjoyment of the parcel for which the permit is sought.

2. -4.
5. Walls, Fences, earthen berms and sight obscuring screens of trees must comply with all applicable regulations and standards of the Idaho Department of Transportation.

6. -9.
E. 1-3.
F.

SECTION 2. Severability Clause. The Board of County Commissioners intends that each separate provision of this Ordinance be deemed independent of all other provisions herein, and it is further the intention of said Board that if any of the provisions of this ordinance be declared to be invalid, then all other provisions thereof shall remain valid and enforceable.

PUBLISH
IDAHO MOUNTAIN EXPRESS
OCT 20, 2021

SECTION 3. Effective Date. This Ordinance shall be in full force and effect from and after its passage, approval and publication.

Regularly passed, approved and adopted by the Board of County Commissioners of Blaine County, Idaho, this 12th day of October, 2021.

BOARD OF COUNTY
COMMISSIONERS OF BLAINE
COUNTY, IDAHO

Dick Fosbury, Chairman

Angeie McCleary, Vice-Chair

Jacob Greenberg, Commissioner

ATTEST:
Stephen McDougall Graham, Clerk

Continued from Page 9

• **58.01.09, Rules Regulating Swine Facilities.** New ZBR Chapter establishes permit process to construct, operate, close, or expand swine facilities of a defined capacity, with the intent to ensure animal waste does not adversely affect public health or the environment.

• **58.01.18, Idaho Land Remediation Rules.** New ZBR Chapter applies to persons who wish to enter into a voluntary remediation agreement with the state to minimize risk of harm to public health and the environment and restore the economic viability of contaminated real property.

**IDAHO 59 – PUBLIC EMPLOYEES
RETIREMENT SYSTEM OF
IDAHO – PO Box 83720, Boise, ID
83720-0078**

59-0000-2100 - the following chapters are being reauthorized: Title 01, Chapter 01; and Title 02, Chapter 01.

**IDAHO 60 – IDAHO STATE SOIL
AND WATER CONSERVATION
COMMISSION – PO Box 83720,
Boise, ID 83720-0083**

60-0501-2100 - the following chapter is being reauthorized: Title 05, Chapter 01.

NOTICES OF BOARD MEETING

**IDAHO 58 – DEPARTMENT OF
ENVIRONMENTAL QUALITY**
58-0000-2100, 58-0000-2100F – Meeting to be held Friday, 12/03/2021 at 9:00 a.m. MT.

Please refer to the Idaho Administrative SE Bulletin, October 20, 2021, Volume 21-10SE, for notices and text of all rulemakings, proclamations, negotiated rulemaking and public hearing information and schedules, executive orders of the Governor, and agency contact information.

Issues of the Idaho Administrative Bulletin can be viewed at www.adminrules.idaho.gov/.

Office of the Administrative Rules Coordinator, Division of Financial Management, PO Box 83720, Boise, ID 83720-0032

Phone: 208-334-3900;
Email: adminrules@dm.idaho.gov

PUBLISH
IDAHO MOUNTAIN EXPRESS
OCT 20, 2021

**IN THE DISTRICT COURT OF THE
FIFTH JUDICIAL DISTRICT OF
THE STATE OF IDAHO, IN AND FOR
THE COUNTY OF BLAINE**

In the Matter of the Estate of:
BOBBY B. HINSON,
Deceased.

CASE NO. CV07-21-00453
NOTICE TO CREDITORS

NOTICE IS HEREBY GIVEN that the undersigned has been appointed personal representative of the above-named decedent. All persons having claims against the decedent or the estate are required to present their claims within four months after the date of the first publication of this Notice or said claims will be forever barred.

Claims must be presented to the undersigned at the address indicated and filed with the Clerk of the Court.

DATED: October 13, 2021.

/s/Melinda Neely
1309 N. 25th Street
Boise, Idaho 83702

PUBLISH
IDAHO MOUNTAIN EXPRESS
OCT 20, 27 & NOV 3, 2021

**NOTICE OF PUBLIC HEARING
HAILEY CITY COUNCIL
MONDAY, NOVEMBER 8, 2021
5:30 P.M.**

PUBLIC NOTICE IS HEREBY GIVEN that the Hailey City Council will hold a Public Meeting at 5:30 p.m. on Monday, November 8, 2021, to be held virtually as a remote telecommunication meeting and in compliance with the Open Meetings Law. The phone number to call in for the meeting will be posted on the agenda on the city website by November 5, 2021. The telephonic

Public Hearing will be conducted on the following item(s):

• Consideration of Final Plat Application by Amatopia, LLC represented by Galena Engineering, wherein HAILEY FR SWSE SEC 9 & FR NWNE SEC 16 TL 7816 2N 18E (235 West Maple Street) is subdivided into five (5) lots, ranging in size from 6,090 square feet to 8,035 square feet. A private road, Parcel A, will service the proposed lots, and Parcels B and C will be dedicated as open space to benefit the subdivision. A portion of this parcel is located within the Townsite Overlay (TO) and all of this parcel is located within General Residential (GR) Zoning District.

Any and all interested persons are invited to attend this public hearing using telecommunication devices or submit written comments or direct questions to the Community Development Assistant at 115 South Main Street, Hailey, Idaho 83333, or planning@haileycityhall.org. For special accommodations or to participate in the noticed meeting, please contact the City Clerk 208.788.4221.

PUBLISH
IDAHO MOUNTAIN EXPRESS
OCT 20, 2021

**NOTICE OF PROPOSED CHANGE
OF WATER RIGHT
TRANSFER NO. 85369**

THUNDER MEADOWS OWNERS ASSN INC. 110 MEADOWBROOK RD, HAILEY, ID 83333-5001 has filed Application No. 85369 for changes to the following water rights within BLAINE County(s): Right No(s). 37-387C. The purpose of the transfer is to change a portion of the above rights as follows:

Application proposes to add a second point of diversion (POD) for an irrigation water right of 81 acres (1.62 cfs) from the East Fork Wood River. The location of the proposed POD is located approximately 3.4 miles south and 4.5 miles east of the center of Ketchum, Hwy 75, and Sun Valley Rd. The proposed POD will be located within the existing place of use approximately 65 feet downstream from the existing POD.

TRANSFER NO. 85374
ASPEN LAKES CANAL CO, C/O JAMES P SPECK, PO BOX 987, KETCHUM, ID 83340 has filed Application No. 85374 for changes to the following water rights within BLAINE County(s): Right No(s). 37-557, 37-558, 37-559. The purpose of the transfer is to change a portion of the above rights as follows:

Application proposes changing the two points of diversion (PODs) for three Big Wood River irrigation rights (combined total 6.6 cfs and 125.6 acres). Current PODs are located approximately 0.25 miles north and 0.55 miles west, and 0.63 miles north and 0.60 miles west of the intersection of the south end of Aspen Lakes Dr. and Hwy 75 just north of Hailey. The transfer proposes moving the PODs to two new ground water diversions near the Big Wood River which are both located approximately 0.30 miles north and 0.50 miles west of the south end of Aspen Lakes Dr. and Hwy 75 just north of Hailey. An analysis of hydraulic connectivity between the proposed ground water diversions and the Big Wood River was provided with the application. No changes are proposed to the place of use.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or to see a full description of these rights and/or the proposed transfers, please see research. idwr.idaho.gov/apps/waterrights/QueryNewTransfers. 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 November 8, 2021. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

PUBLISH
IDAHO MOUNTAIN EXPRESS
OCT 20 & 27, 2021

**REVENUES AND EXPENDITURES SUMMARY STATEMENT - ALL FUNDS
2020-2021**

SCHOOL NAME / NUMBER: Syringa Mountain School No. 488

	BUDGET	ACTUAL
REVENUES:		
Local Revenue	\$ 69,500	\$ 102,926
State Revenue	829,284	931,514
Federal Revenue	62,583	257,414
Other Revenue	-	-
TOTAL REVENUES	\$ 961,367	\$ 1,291,854
Transfers In	-	-
TOTAL REVENUE & TRANSFERS	\$ 961,367	\$ 1,291,854
EXPENDITURES:		
Salaries	\$ 603,706	\$ 632,698
Benefits	159,104	169,555
Purchased Services	129,754	114,739
Supplies & Materials	49,873	146,971
Capital Objects	-	21,626
Debt Retirement	95,364	95,316
Insurance & Judgments	18,000	23,776
TOTAL EXPENDITURES	\$ 1,055,801	\$ 1,204,681
Transfers OUT	-	-
TOTAL EXPENDITURES & TRANSFERS	\$ 1,055,801	\$ 1,204,681
BEGINNING FUND BALANCE at July 1, 2020	\$ 196,681	\$ 394,018
Adjustments	-	-
ADJUSTED BEGINNING FUND BALANCE at July 1, 2020	\$ 196,681	\$ 394,018
ENDING FUND BALANCE at June 30, 2021	\$ 102,247	\$ 481,191

The undersigned certify that this is a true and correct report of the financial condition of the Syringa Mountain School No. 488

Randy Flood

Chairperson of the Board

Bette Reed

Business Manager

Sandi Viau

Treasurer of the Board

PUBLISH
IDAHO MOUNTAIN EXPRESS
OCT 20, 2021

Proof of legal notice received
from Idaho Mtn Express 10/18/2021

pm