

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 85514

NOV 10 2021

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

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

Name of Applicant(s) Grouse Creek Reserve LLCCheck whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.Yes N/A * Means the item is always required and must be included with the application.

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

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

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) Grouse Creek Reserve LLC Phone 626-795-0713
Mailing address 180 S Lake Ave Ste 405, Pasadena, CA 91101-4711 Email dennis@foxdaleproperties.com

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

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

☐ No Representative

Name of Representative Rocky Mountain Environmental Associates, Inc Phone 208-524-2353
Mailing address 482 Constitution Way Ste 303, Idaho Falls, ID 83402 Email kristin.rmea@gmail.com

☐ Send all correspondence for this application to the representative and not to the applicant.

OR

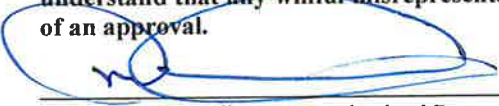
☒ Send original correspondence to the applicant and copies to the representative.

☒ The representative may submit information for the applicant but is not authorized to sign for the applicant.

OR

☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.


Signature of Applicant or Authorized Representative

Dennis Gertmenian, Member
Print Name and Title if applicable

11/9/21
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

- ☒ Change point of diversion
☐ Change nature of use

☐ Add diversion point(s)
☐ Change period of use

☒ Change place of use
☐ Other _____
- Is this a transfer for changes pursuant to [Idaho Code § 42-221.0.8](#)?
If yes, ☐ attach an explanation and any supporting documentation labeled as **Part 1A.2**.
- Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.3**.
Applicant proposes to relocate 60% of the water rights to another property nearby. Applicant owns both the proposed and the existing POUs. A change in rediversion location is necessary to allow delivery to new POU. See Part 1A.3 for more information.

Narrative in Support of Application for Transfer

Grouse Creek Reserve LLC

Applicant proposes to relocate 60% of water rights 22-131C, 22-238B, and 22-2029E for irrigation of dry farm. The new POU is located upstream of the existing POU and will require a change in rediversion location. It is also proposed to remove the Hubbard Ditch as a point of diversion from the transferred portion of the water right since it cannot physically deliver water to the proposed POU.

The water rights currently include a condition that states:

“The amount of water that may be injected into and rediverted from Grouse Creek is limited to 60% of this right ([lists proportionate amount for the water right]). The remainder of the water diverted under this right shall be delivered to the place of use through the North Leigh Canal and the Hubbard Ditch.”

This transfer proposes to relocate the 60% of the water rights that are injected into and rediverted from Grouse Creek. The “remainder of the water” described in the condition will continue to be delivered through the North Leigh Canal and Hubbard Ditch. It is anticipated that the water rights will be split as follows:

Water Right No.	Existing Water Right		Transfer Portion			Remaining Portion		
	cfs	acres	Percentage	cfs	acres	Percentage	cfs	acres
22-131C	1.2	56	60%	0.72	33.6	40%	0.48	22.4
22-238B	1.55	56	60%	0.93	33.6	40%	0.62	22.4
22-2029E	0.8	40	60%	0.48	24	40%	0.32	16
	3.55			2.13	33.6		1.42	22.4

The original place of use has been irrigated through a ditch delivery system as shown approximately on Attachment #7b Page 2. Although the ditches are not visible on every aerial photo, they are visible on certain years (especially through Google Earth) and can be traced. The ditch system historically consisted of a combination of natural drainages and artificial ditches for delivery of water to the western portion of the property. If water was available for delivery, it delivered and beneficially used.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☐ ☒	22-131C	0.72 cfs	Irrigation	4/15 to 10/31	North Leigh Ck/ Spring Ck
☐ ☒	22-238B	0.93 cfs	Irrigation	4/15 to 10/31	North Leigh Ck/ Spring Ck
☐ ☒	22-2029E	0.48 cfs	Irrigation	4/15 to 10/31	North Leigh Ck/ Spring Ck
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 2.13 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 2.13 cubic feet per second and/or _____ acre-feet per year.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA.
Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
N	1		NW	NE	29	6N	46E	TETON	North Leigh Creek	North Leigh Canal
N			SE	SW	19	6N	46E	TETON	North Leigh Creek	Injection
Y			SW	SW	19	6N	46E	TETON	North Leigh Creek	Rediversion
Y			SE	SW	19	6N	46E	TETON	North Leigh Creek	Rediversion
Y			SE	SW	19	6N	46E	TETON	North Leigh Creek	Rediversion

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6N	46E	19											6.5	16.4			10.7		33.6
Total Acres (for irrigation use)																			33.6

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:
Water is diverted through the North Leigh Canal, then through a ditch, injected into Grouse Creek, and will be
rediverted into mainline for delivery to irrigation system. Pump used for rediversion will be portable, but will be
sized appropriately to accommodate the variable diversion rates due to curtailment.
- b. Who owns the property at the point(s) of diversion? Applicant
 If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
 If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: _____

 It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.
- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?
 If yes, ☐ complete Attachment WSB.
- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
The land now irrigated will be retired from irrigation and will be dry farmed.

- f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:
At existing POU: no other water rights. At existing POD: many other users share the North Leigh Canal. At
proposed rediversions: no other water rights. At proposed POU: no other water rights.

- g. To your knowledge, has/is any portion of the water right(s) proposed to be changed:
Yes No
☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently leased to the Water Supply Bank,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right, or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the rights?
 If yes, describe:

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT REPORT

11/1/2021

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 22-131C

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GROUSE CREEK RESERVE LLC 180 S LAKE AVE STE 405 PASADENA, CA 91101-4711 6267950713

Priority Date: 01/22/1916

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
NORTH LEIGH CREEK	SPRING CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	1.2 CFS	
Total Diversion			1.2 CFS	

Location of Point(s) of Diversion:

NORTH LEIGH CREEK Rediversion	NWSE	Sec. 23	Township 06N	Range 45E	TETON County
NORTH LEIGH CREEK	NESENE	Sec. 25	Township 06N	Range 45E	TETON County
NORTH LEIGH CREEK Injection	SESW	Sec. 19	Township 06N	Range 46E	TETON County
NORTH LEIGH CREEK	NWNE Lt 1	Sec. 29	Township 06N	Range 46E	TETON County

Place(s) of use:

Place of Use Legal Description: IRRIGATION TETON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
06N	45E	22		NESE	18									
		23		NESW	18		NWSW	20						

Total Acres: 56

Conditions of Approval:

1. X35 Rights 22-131C, 22-238B and 22-2029E when combined shall not exceed the irrigation of 56 acres.
2. R05 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. 01.
3. R43 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).
4. The amount of water that may be injected into and rediverted from Grouse Creek is limited to 60% of this right (0.72 cfs). The remainder of the water diverted under this right shall be delivered to the place of use through the North Leigh Canal and the Hubbard Ditch.
5. F01 Water is delivered through North Leigh Canal or Hubbard ditch.
6. F15 One of the points of diversion for this right is in Wyoming: T45N, R118W, Sec. 32, SENW, Lot 2, 6PM. The point of diversion shown above (Lot 1 (NWNE), Section 29, T06N, R46E) is where the North Leigh Canal enters Idaho.
7. Point of injection and point of rediversion are on Grouse Creek.
8. R59 This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
9. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. T08 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. T19 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.

Dates:

Licensed Date:

Decreed Date: 11/24/2008

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:

Owner Name Connector:

Water District Number: 01

Generic Max Rate per Acre:

Generic Max Volume per Acre: 3.5

Combined Acres Limit: 56

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

11/1/2021

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 22-238B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GROUSE CREEK RESERVE LLC 180 S LAKE AVE STE 405 PASADENA, CA 91101-4711 6267950713

Priority Date: 06/01/1890

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
NORTH LEIGH CREEK	SPRING CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	1.55 CFS	
Total Diversion			1.55 CFS	

Location of Point(s) of Diversion:

NORTH LEIGH CREEK Rediversion	NWSE	Sec. 23	Township 06N	Range 45E	TETON County
NORTH LEIGH CREEK	NESENE	Sec. 25	Township 06N	Range 45E	TETON County
NORTH LEIGH CREEK Injection	SESW	Sec. 19	Township 06N	Range 46E	TETON County
NORTH LEIGH CREEK	NWNE Lt 1	Sec. 29	Township 06N	Range 46E	TETON County

Place(s) of use:

Place of Use Legal Description: IRRIGATION TETON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
06N	45E	22		NESE	18									
		23		NESW	18		NWSW	20						

Total Acres: 56

Conditions of Approval:

85514

1. X35 Rights 22-131C, 22-238B and 22-2029E when combined shall not exceed the irrigation of 56 acres.
2. R05 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. 01.
3. R43 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).
4. The amount of water that may be injected into and rediverted from Grouse Creek is limited to 60% of this right (0.93 cfs). The remainder of the water diverted under this right shall be delivered to the place of use through the North Leigh Canal and the Hubbard Ditch. 0.37 cfs of this right shall be used to offset conveyance losses in the North Leigh Canal and Hubbard Ditch.
5. F01 Water is delivered through North Leigh Canal or Hubbard ditch.
6. F15 One of the points of diversion for this right is in Wyoming: T45N, R118W, Sec. 32, SENW, Lot 2, 6PM. The point of diversion shown above (Lot 1 (NWNE), Section 29, T06N, R46E) is where the North Leigh Canal enters Idaho.
7. Point of injection and point of rediversion are on Grouse Creek.
8. R59 This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
9. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. T08 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. T19 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.

Dates:

Licensed Date:

Decreed Date: 11/24/2008

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:

Water District Number: 01

Generic Max Rate per Acre:

Generic Max Volume per Acre: 3.5

Combined Acres Limit: 56

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

11/1/2021

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 22-2029E

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GROUSE CREEK RESERVE LLC 180 S LAKE AVE STE 405 PASADENA, CA 91101-4711 6267950713

Priority Date: 01/20/1908

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
NORTH LEIGH CREEK	SPRING CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	0.8 CFS	
Total Diversion			0.8 CFS	

Location of Point(s) of Diversion:

NORTH LEIGH CREEK Rediversion	NWSE	Sec. 23	Township 06N	Range 45E	TETON County
NORTH LEIGH CREEK	NESENE	Sec. 25	Township 06N	Range 45E	TETON County
NORTH LEIGH CREEK Injection	SESW	Sec. 19	Township 06N	Range 46E	TETON County
NORTH LEIGH CREEK	NWNE Lt 1	Sec. 29	Township 06N	Range 46E	TETON County

IRRIGATION Use:

Acre Limit: 40

Place(s) of use:

Place of Use Legal Description: IRRIGATION TETON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
06N	45E	22		NESE	18									
		23		NESW	18		NWSW	20						

85514

Total Acres: 56

Conditions of Approval:

1. X35 Rights 22-131C, 22-238B and 22-2029E when combined shall not exceed the irrigation of 56 acres.
2. R05 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. 01.
3. R43 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).
4. The amount of water that may be injected into and rediverted from Grouse Creek is limited to 60% of this right (0.48 cfs). The remainder of the water diverted under this right shall be delivered to the place of use through the North Leigh Canal and the Hubbard Ditch.
5. F01 Water is delivered through North Leigh Canal or Hubbard ditch.
6. F15 One of the points of diversion for this right is in Wyoming: T45N, R118W, Sec. 32, SENW, Lot 2, 6PM. The point of diversion shown above (Lot 1 (NWNE), Section 29, T06N, R46E) is where the North Leigh Canal enters Idaho.
7. Point of injection and point of rediversion are on Grouse Creek.
8. R59 This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
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Dates:

Licensed Date:

Decreed Date: 11/24/2008

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:

Owner Name Connector:

Water District Number: 01

Generic Max Rate per Acre:

Generic Max Volume per Acre: 3.5

Combined Acres Limit: 56

Combined Volume Limit:

Combined Rate Limit:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

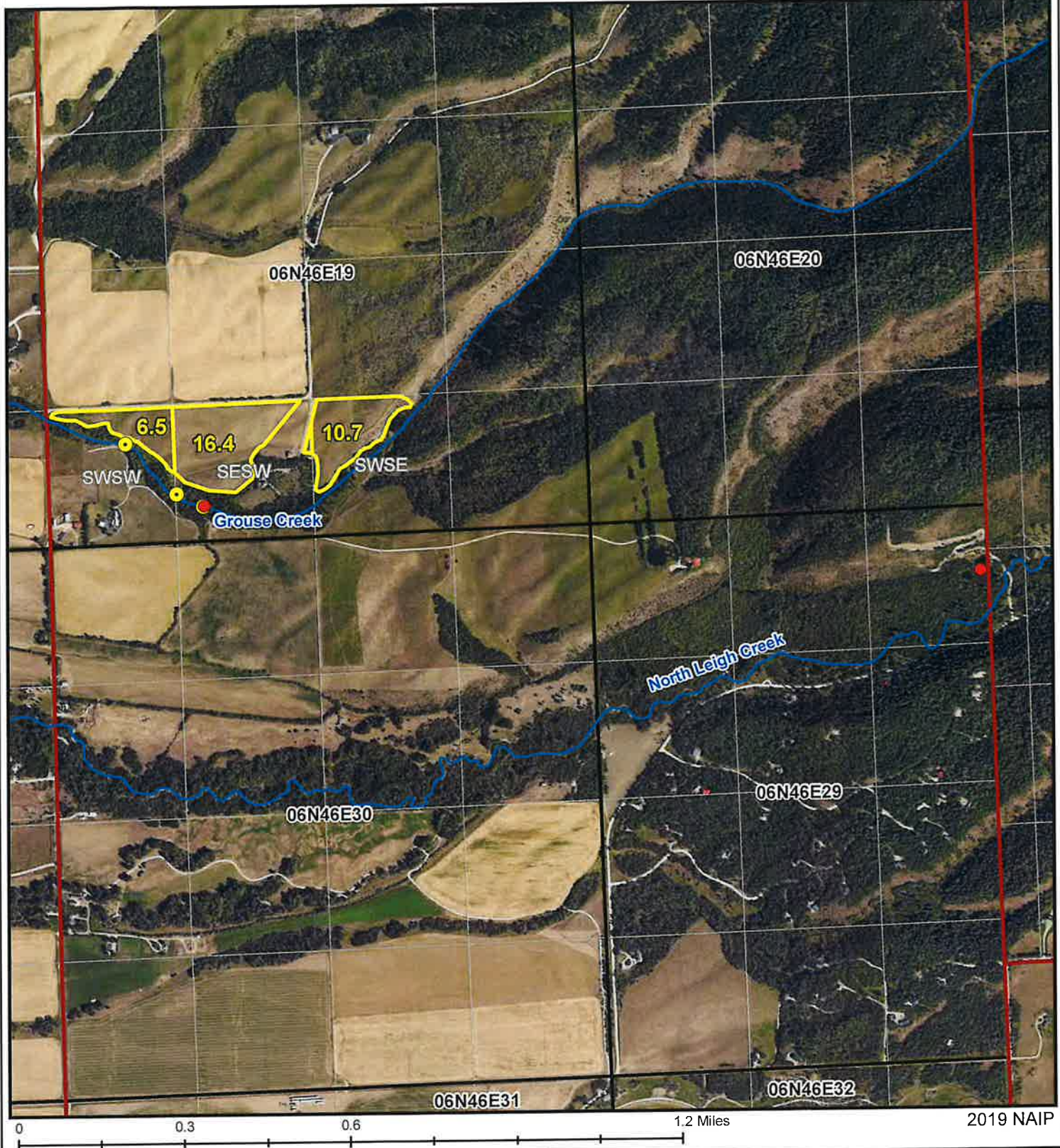
DLE Act Number:

Cary Act Number:

Mitigation Plan: False

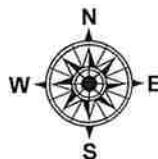
This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There are approximately 20 lines visible. The paper appears to be a standard notebook page.

85514



Legend

- Existing Points of Diversion
- New Redirection Locations
- Proposed POU
- Twp & Rng
- Section
- QQ



Proposed Locations

Grouse Creek Reserve LLC

RMEA # 20-0055

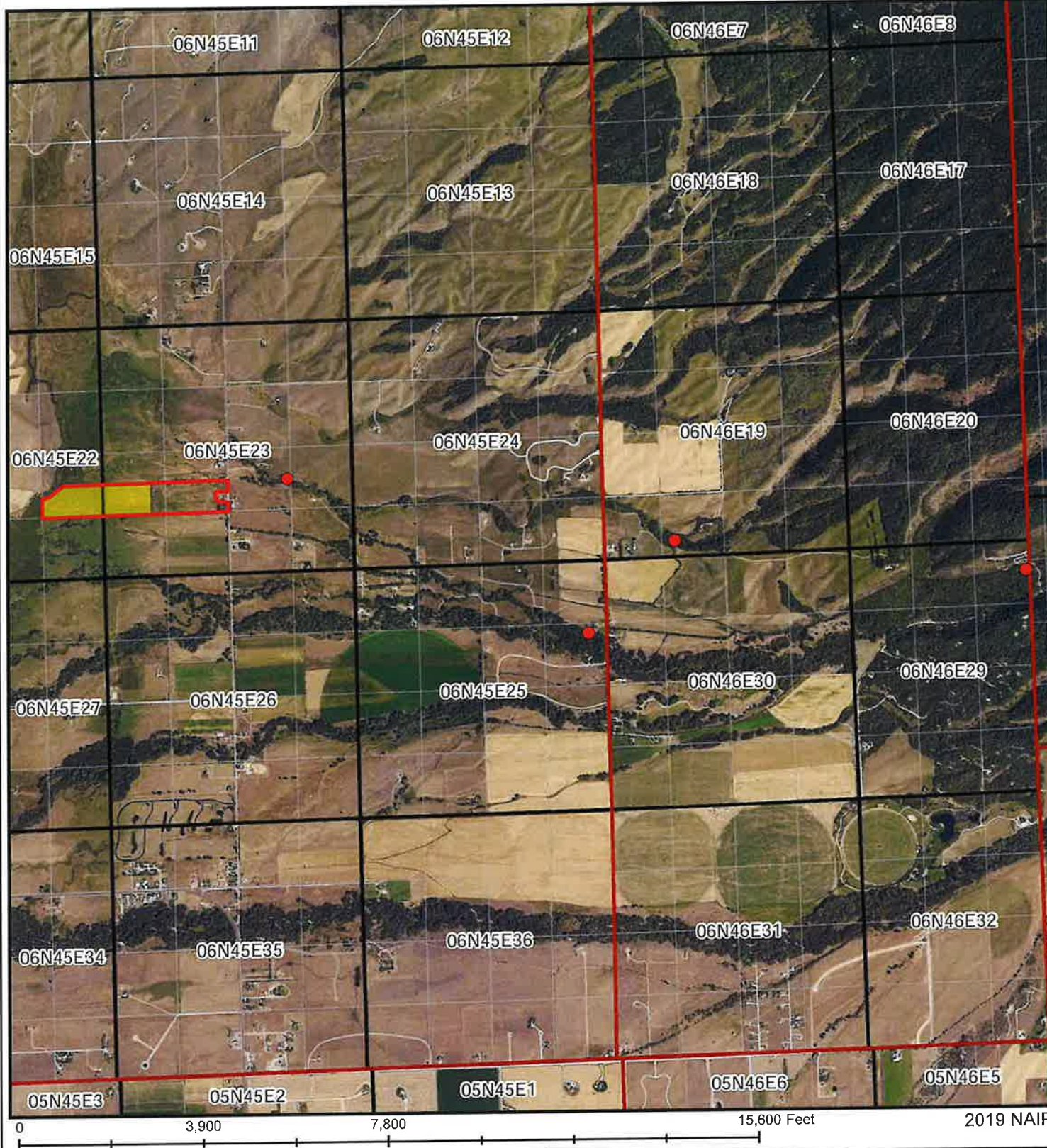
by: KM

Date: 11/4/2021



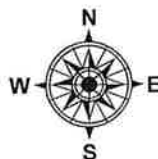
Rocky Mountain
ENVIRONMENTAL
ASSOCIATES, INC.

85514



Legend

- WR POD 22-131C et al
- Section
- WR POU 22-131C et al
- QQ
- Transfer Portion
- Twp & Rng



Existing Locations Pg 1

Grouse Creek Reserve LLC

RMEA # 20-0055

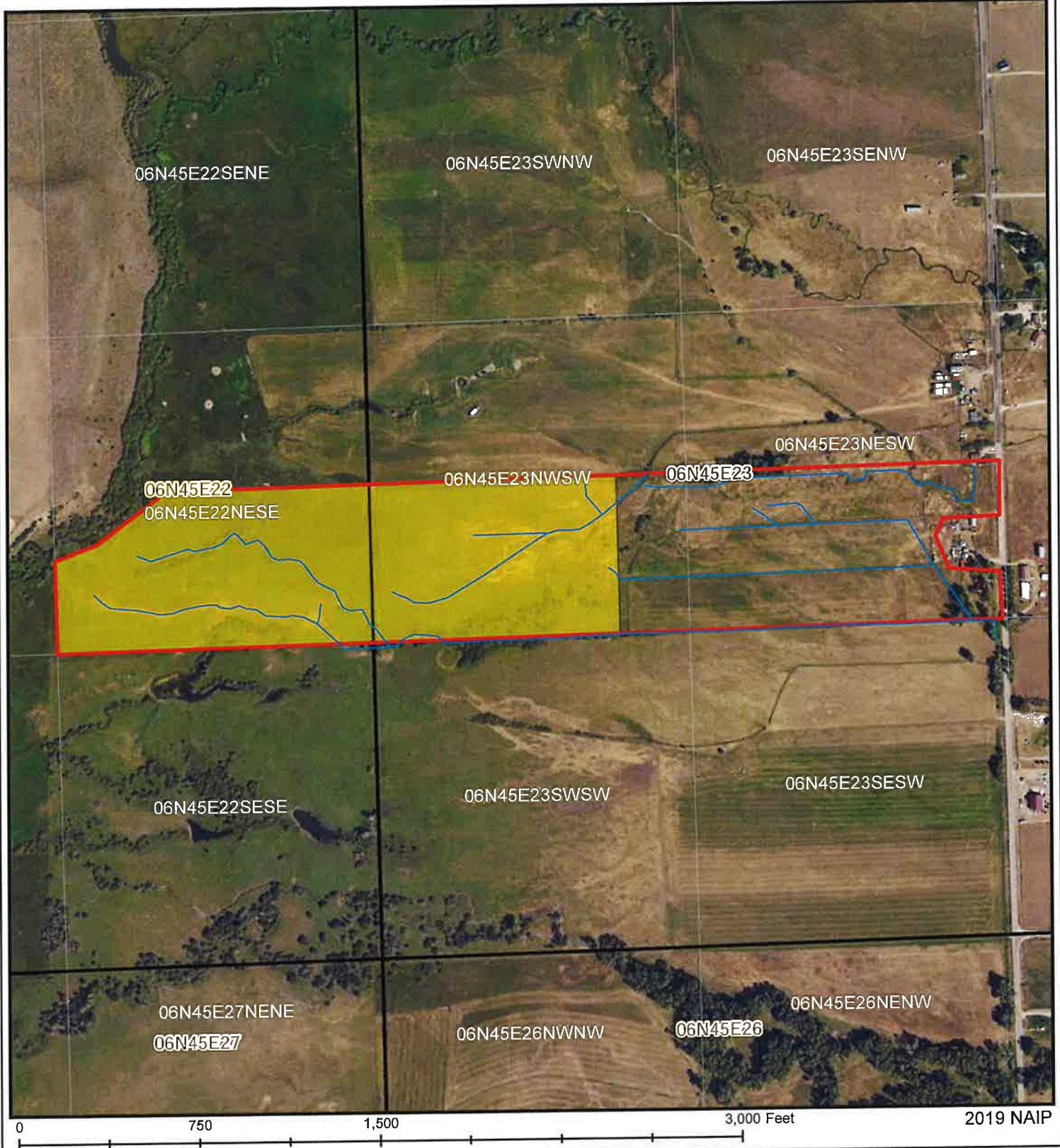
by: KM

Date: 11/1/2021



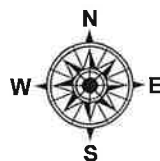
Rocky Mountain
ENVIRONMENTAL
ASSOCIATES, INC.

85514



Legend

- Ditch Delivery System
- WR POU 22-131C et al
- Transfer Portion
- Twp & Rng
- Section
- QQ



Existing Locations Pg 2

Grouse Creek Reserve LLC

RMEA # 20-0055

by: KM

Date: 11/1/2021



Rocky Mountain
ENVIRONMENTAL
ASSOCIATES, INC.



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

November 17, 2021

GROUSE CREEK RESERVE LLC
180 S LAKE AVE STE 405
PASADENA, CA 91101-4711

RE: Transfer No. 85514
Water Right Nos. 22-131C, 22-2029E, 22-238B
Transfer No. 85516
Water Right No. 22-14026

Dear Applicant:

The Department of Water Resources has received your water right transfer applications. Please refer to the transfer number referenced above in all future correspondence regarding these transfers.

A legal notice of the applications has been prepared and is scheduled for publication in the TETON VALLEY NEWS on 11/26/2021 and 12/3/2021. Protests to these applications may be submitted for a period ending ten (10) days after the second publication.

If the applications are protested, you will be sent a copy of each protest. All protests must be resolved before the applications 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 applications are not protested, the Department will process your applications and notify you of any action taken on the applications. If your applications are approved, the Department will send you a copy of the approval document.

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

Sincerely,

Christina Henman
Administrative Assistant

CC:
ROCKY MOUNTAIN ENVIRONMENTAL ASSOC INC
C/O KRISTIN MOORE
482 CONSTITUTION WAY STE 303
IDAHO FALLS, ID 83402-3552

Henman, Christina

From: Henman, Christina
Sent: Wednesday, November 17, 2021 3:03 PM
To: legalnotices@postregister.com
Subject: Legal Notice for Teton Valley News
Attachments: 85514, 85516 Teton Valley News.docx

LEGAL NOTICE DEPARTMENT
TETON VALLEY NEWS
80 E LITTLE AVE
DRIGGS, ID 83422

RE: Transfer No. 85514, 85516
Water Right No(s). 22-131C, 22-2029E, 22-238B, 22-14026

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 12/13/2021. Your cooperation is appreciated.

Thank You,



Christina Henman
Administrative Assistant
IDWR, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 525-7161

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 85514**

GROUSE CREEK RESERVE LLC, 180 S LAKE AVE STE 405, PASADENA, CA 91101-4711 has filed Application No. 85514 for changes to the following water rights within TETON County(s): Right No(s). 22-131C, 22-2029E, 22-238B; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: change and add points of diversion, and change place of use. The proposed points of diversion for 2.13 cfs from North Leigh Creek are in Lot 1 (NWNE) Sec 29 T06N R46E (North Leigh Canal), SESW Sec 19 T06N R46E (injection into Grouse Creek), SESW Sec 19 T06N R46E (2 new diversions from Grouse Creek), and Lot 4 (SWSW) Sec 19 T06N R46E (new diversion from Grouse Creek). The proposed place of use is in Lot 4 (SWSW), SESW, and SWSE Sec 19 T06N R46E for 33.6 acres.

TRANSFER NO. 85516

GROUSE CREEK RESERVE LLC, 180 S LAKE AVE STE 405, PASADENA, CA 91101-4711 has filed Application No. 85516 for changes to the following water rights within TETON County(s): Right No(s). 22-14026; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: change point of diversion, add points of diversion, and change place of use. The proposed points of diversion are 2 wells in Lot 4 (SWSW), and 1 well in SWSE, Sec 19 T06N R46E for 0.12 cfs from ground water. The proposed place of use is in SESW and SWSE Sec 19, and NWNE Sec 30, T06N R46E for 10 acres. For additional information concerning the property location, contact Eastern Region office at (208)525-7161. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before 12/13/2021. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 11/24/2021 and 12/1/2021