

RECEIVED

OCT 25 2021

Rev. 07/11

DEPT OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 85194

RECEIVED

NOV 01 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 <http://www.idwr.idaho.gov/>.

Name of Applicant(s) THE NATURE CONSERVANCY; WOOD RIVER LAND TRUST CO;**Check 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 #1-9.

- ☒ ☒ #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 transfer 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).
- ☐ ☒ #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 <http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm>.
- ☐ ☒ #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.
- ☒ ☐ #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.)
- ☐ ☒ #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 Other. Please describe: _____

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DEPT OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 25 2021

DEPT OF WATER RESOURCES
SOUTHERN REGIONAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant THE NATURE CONSERVANCY Phone (208) 221-5142
 Mailing Address 116 N 1ST AVE, HAILEY ID 83333-8411 Email mmanguba@tnc.org
 Name of Applicant WOOD RIVER LAND TRUST CO Phone (208) 788-3947
 Mailing Address 119 E BULLION ST, HAILEY ID 83333-8770 Email _____

- ☐ 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 UNIVERSITY OF IDAHO RINKER ROCK CREEK RANCH Phone _____
 Mailing Address C/O CAMERON PACKER
PO BOX 681, PICABO ID 83348-0681 Email cpacker@uidaho.edu

- ☒ 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 _____ Print Name and Title if applicable _____ Date _____
 Signature of Applicant or Authorized Representative _____ SCOTT BARTON _____ 10/13/21
 Print Name and Title if applicable _____ Date _____

A. PURPOSE OF TRANSFER

1.	Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
37-22264	Yes	Yes	Yes	Yes	Yes	No	Yes

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant THE NATURE CONSERVANCY Phone (208) 221-5142
Mailing Address 116 N 1ST AVE, HAILEY ID 83333-8411 Email mmanguba@tnc.org
Name of Applicant WOOD RIVER LAND TRUST CO Phone (208) 788-3947
Mailing Address 119 E BULLION ST, HAILEY ID 83333-8770 Email _____

- ☐ 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.
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- ☐ 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 UNIVERSITY OF IDAHO RINKER ROCK CREEK RANCH Phone _____
Mailing Address C/O CAMERON PACKER
PO BOX 681, PICABO ID 83348-0681 Email cpacker@uidaho.edu

- ☒ 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

Mark Menlove, TNC ID State Director
Print Name and Title if applicable

10/8/21
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1.	Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
37-22264	Yes	Yes	Yes	Yes	Yes	No	Yes

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued**

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.2**

Application is seeking to convert 0.04 cfs of this water right from irrigation use to stockwater use.

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

1. Detailed Water Right Description(s) Attached labeled Part 1.

Summary of Water Rights After the Approved Change

Transferred Right (All or Part)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	Original Right (Remaining Portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
37-23358	0.040 cfs	N/A	N/A	N/A	37-22264	0.180 cfs	N/A	N/A	4.3
COMBINED TOTALS	0.040 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A

2. Total amount of water proposed to be transferred or changed 0.04 cubic feet per second and/or _____ acre-feet per annum
3. Points(s) of Diversion:
- ☐ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
- ☒ As shown in Part 1.
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.
4. Place of Use:
- ☐ No changes to place of use are proposed. (Proceed to #5.)
- ☒ As shown in Part 1.
- ☐ See Attachment.

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Unchanged Portion After Requested Changes**

Original Water Right No. 37-22264

Current Water Right Owner

WOOD RIVER LAND
TRUST CO
119 E BULLION ST
HAILEY, ID 83333-8770

THE NATURE CONSERVANCY
116 N 1ST AVE
HAILEY, ID 83333-8411

Priority Date: 8/23/1957

Origin: Water Right

Basis: Decreed

Status Active

Source: GUY CREEK **Tributary:** ROCK CREEK

Beneficial Use

IRRIGATION

From

04/15

To

10/31

Diversion Rate

0.180 CFS

Subuse Code

Total Diversion

0.180 CFS

Source and Point(s) of Diversion:

GUY CREEK

SENW

Sec. 35 Twp 01N Rge 17E BLAINE County

Place of Use: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	17E	35								4.3									4.3

POU Total Acres: 4.3

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Split Portion After Requested Changes**

Proposed Water Right No. 37-23358

(Original Water Right No. 37-22264)

Current Water Right Owner

THE NATURE
CONSERVANCY
116 N 1ST AVE
HAILEY, ID 83333-8411

WOOD RIVER LAND TRUST CO
119 E BULLION ST
HAILEY, ID 83333-8770

Priority Date: 8/23/1957

Origin: Water Right

Basis: Decreed

Status Active

Source: GUY CREEK Tributary: ROCK CREEK

Beneficial Use

STOCKWATER

From

04/15

To

10/31

Diversion Rate

0.040 CFS

Subuse Code

Total Diversion

0.040 CFS

Source and Point(s) of Diversion:

GUY CREEK

NWSE

Sec. 21 Twp 01N Rge 17E BLAINE County

GUY CREEK

L3(SENW)

Sec. 22 Twp 01N Rge 17E BLAINE County

Place of Use: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	17E	21			X														0.0
01N	17E	22									X								0.0

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 will be diverted from Guy Creek at two diversion points and utilized in three stock troughs. Measuring devices and lockable controlling works will be installed when or if required by IDWR.
- b. Who owns the property at the point(s) of diversion
Applicants
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?
No, ☒ 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. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
1 acre of land will no longer be irrigated.
- e. Describe the use of any other water right(s) for the same purpose or land, or same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:
N/A
- f. 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
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No. 37-22264

Current Water Right Owner

WOOD RIVER LAND
TRUST CO
119 E BULLION ST
HAILEY, ID 83333-8770

AND

THE NATURE CONSERVANCY
116 N 1ST AVE
HAILEY, ID 83333-8411

Priority Date: 8/23/1957

Origin: Water Right

Basis: Decreed

Status: Active

Source: GUY CREEK Tributary: ROCK CREEK

Beneficial Use
IRRIGATION

From **To** **Diversion Rate**
04/15 10/31 0.220 CFS
Total Diversion 0.220 CFS

Subuse Code

Source and Point(s) of Diversion:

GUY CREEK

SENE

Sec. 35 Twp 01N Rge 17E 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	
01N	17E	35								5.3									5.3
POU Total Acres:			5.3																

Conditions/Remarks:

1. 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. This water right shall be administered as being from a separate source pursuant to Basin 37 Part 2 General Provision No. 1A. If the holder of this right seeks to change the right pursuant to Idaho Code Sec. 42-222 or successor statute, nothing in this General Provision shall preclude any other person or entity from demonstrating that such a change in use would cause injury to its water right or from receiving relief provided by law in the event of injury.

APPLICATION FOR TRANSFER OF WATER RIGHT PART 2B

☒ Complete and attach one copy of **Part 2B** for each right for which only a portion is proposed to be changed.

[illegible][illegible]

Transfer No. 85194

APPLICATION FOR TRANSFER OF WATER RIGHT PART 3

☒ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**. 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. Label it **Attachment #7b**. If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

☒ If you propose to change the nature of use or period of use of all or part of the right(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation.
Label it **Attachment #8b**

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.

Transfer Contains 9 pages and _____ attachments.
Received By DM Date 10-25-2021 Prelim. Check By _____ Date _____
Fee Paid \$450- Date 11-1-2021 Received By KM Receipt # C111241
Add'l Fee Paid _____ Date _____ Received By _____ Receipt # _____

Attachment #1

Change in Nature of Use Analysis

Approximately 400 cattle will be utilizing three 1000 gallon stockwater troughs with water being diverted to those troughs from two points of diversion on Guy Creek. Cattle will be on the range approximately 1 month each year. System design requires approximately 9 gallons per minute (0.02 cfs) per diversion, for a total of 18 gallons per minute or 0.04 cfs.

Volume required for cattle:

Approximately 400 cattle on grazing range for approximately a month each year,

Minimum volume required:

$400 \text{ cattle} \times 12 \text{ gallon per head} \times 31 \text{ days} = 148,800 \text{ gallons}$
 $148,800 \text{ gallons} / 325,850 \text{ gallons in an acre foot} = 0.456 \approx 0.5 \text{ acre feet}$

Rate required:

Guy Creek irrigation water right (0.22 cfs used on 5.3 acres) will have a 0.04 cfs portion converted to stockwater to provide the water needed for the two diversions.

$0.04 \text{ cfs (rate needed)} / 0.22 \text{ cfs (diversion rate for 37-22264)} = 0.181818...$

$(0.04 \text{ cfs} / 0.22 \text{ cfs}) \times 5.3 \text{ acres} = 0.96 \approx 1.0 \text{ acre}$ will need to be dried up for the conversion.

The range at the place of use consists of native grasses. Data from the University of Idaho ET Idaho indicates a precipitation deficit (pdef) of 1.89 acre feet per acre consumptive use during the growing season for low management pasture grass (Picabo weather station).

Volume based on required rate:

$1.0 \text{ acre dried up} \times 1.89 \text{ pdef} = 1.89 \approx 1.9 \text{ acre feet}$

1.0 acre will be dried up to provide a rate of 0.04 cfs and a volume of 1.9 acre feet.

Attachment 7A: Proposed Stockwater PODs & Stockwater Trough Locations



Attachment 7B: 37-22264 Existing POD, POU & Proposed POU





0004343422

**STATE OF IDAHO***Office of the secretary of state, Lawrence Denney***ANNUAL REPORT**

Idaho Secretary of State
PO Box 83720
Boise, ID 83720-0080
(208) 334-2301
Filing Fee: \$0.00

For Office Use Only

-FILED-

File #: 0004343422

Date Filed: 7/10/2021 9:41:01 AM

Entity Name and Mailing Address:

Entity Name:

WOOD RIVER LAND TRUST COMPANY

The file number of this entity on the records of the Idaho Secretary of State is: 0000329232

Address

119 E BULLION ST
HAILEY, ID 83333-8770

Entity Details:

Entity Status

Active-Good Standing

This entity is organized under the laws of:

IDAHO

If applicable, the old file number of this entity on the records of the Idaho Secretary of State was: C106731

The registered agent on record is:

Registered Agent

SCOTT BOETTGER
Registered Agent

Physical Address

119 E BULLION ST
HAILEY, ID 83333

Mailing Address

Corporate Officers and Directors:

Name	Title	Business Address
David Woodward	President	119 E BULLION ST HAILEY, ID 83333
ROLAND WOLFRAM	Vice President	119 E BULLION ST HAILEY, ID 83333-8770
RICK WEBKING	Treasurer	119 E BULLION ST HAILEY, ID 83333-8770
BARRY BUNSHOFT	Secretary	119 E BULLION ST HAILEY, ID 83333-8770
☒ DAVID ANDERSON	Director	119 E BULLION ST HAILEY, ID 83333-8770
KATHIE LEVISON	Director	119 E BULLION ST HAILEY, ID 83333-8770
NICK MILLER	Director	119 E BULLION ST HAILEY, ID 83333-8770
TRISH KLAHR	Director	119 E BULLION ST HAILEY, ID 83333-8770
CONNIE PRICE	Director	119 E BULLION ST HAILEY, ID 83333-8770
GAYLE STEVENSON	Director	119 E BULLION ST HAILEY, ID 83333-8770
DAVID PERKINS	Director	119 E BULLION ST HAILEY, ID 83333-8770
☒ SUE ORB	Director	119 E BULLION ST HAILEY, ID 83333-8770

DUPLICATE OF RECORDS RECEIVED BY ID SECRETARIAL CLERK LAWRENCE DENNEY 7/10/2021 9:41 AM



JAMES BARNES	Director	119 E BULLION ST HAILEY, ID 83333-8770
☒ DAN SMITH	Director	~~119 E BULLION ST HAILEY, ID 83333-8770~~
REBECCA PATTON	Director	119 E BULLION ST HAILEY, ID 83333-8770
ROBERT ORDAL	Director	119 E BULLION ST HAILEY, ID 83333-8770
☒ SARAH MICHAEL	Director	~~119 E BULLION ST HAILEY, ID 83333-8770~~
☒ Kathleen Bean	Director	119 E BULLION ST HAILEY, ID 83333
☒ Victor Bernstein	Director	119 E BULLION ST, HAILEY, ID 83333
☒ Karen de Saint Phalle	Director	119 E BULLION ST HAILEY, ID 83333

The annual report must be signed by an authorized signer of the entity.
Job Title: Deputy Director

Amy Trujillo 07/10/2021
Sign Here Date

07/10/2021 11:00 AM RECEIVED BY ID SECRETARY TO ID DEPARTMENT



0004357549

**STATE OF IDAHO***Office of the secretary of state, Lawrence Denney***ANNUAL REPORT**

Idaho Secretary of State
PO Box 83720
Boise, ID 83720-0080
(208) 334-2301
Filing Fee: \$0.00

For Office Use Only

-FILED-

File #: 0004357549

Date Filed: 7/26/2021 9:20:52 AM

Entity Name and Mailing Address:

Entity Name:

NATURE CONSERVANCY (THE)

Foreign Name (name in home jurisdiction):

NATURE CONSERVANCY (THE)

The file number of this entity on the records of the Idaho Secretary of State is:

0000143983

Address

LEGAL CORPORATE SERVICES
4245 FAIRFAX DR
STE 100
ARLINGTON, VA 22203-1637

Entity Details:

Entity Status

Active-Good Standing

This entity is organized under the laws of:

DISTRICT OF COLUMBIA

If applicable, the old file number of this entity on the records of the Idaho Secretary of State was:

C44001

The registered agent on record is:

Registered Agent

NATIONAL REGISTERED AGENTS INC
Commercial Registered Agent

Physical Address

921 S ORCHARD ST STE G
BOISE, ID 83705

Mailing Address

921 S ORCHARD ST STE G
BOISE, ID 83705

Agent or Address Change

☐ Select if you are appointing a new agent.

Corporate Officers and Directors:

Name	Title	Business Address
Claudia Madrazo	Director	4245 NORTH FAIRFAX DRIVE 100 ARLINGTON, VA 22203
Amy Batchelor	Director	4245 NORTH FAIRFAX DRIVE 100 ARLINGTON, VA 22203
☒ Shena Brown	Secretary	4245 NORTH FAIRFAX DRIVE 400 ARLINGTON, VA 22203
Senator William Frist	Director	4245 NORTH FAIRFAX DRIVE 100 ARLINGTON, VA 22203
Joseph Gleberman	Treasurer	4245 NORTH FAIRFAX DRIVE 100 ARLINGTON, VA 22203
Harry Hagey	Director	4245 NORTH FAIRFAX DRIVE 100 ARLINGTON, VA 22203

DUPLICATE RECEIVED BY ID SECRETARLY CLERK LAWRENCE DENNEY



Margaret Hamberg	Director	4245 NORTH FAIRFAX DRIVE 100 ARLINGTON, VA 22203
Shirley Ann Jackson	Director	4245 NORTH FAIRFAX DRIVE 100 ARLINGTON, VA 22203
Sally Jewell	Director	4245 NORTH FAIRFAX DRIVE 100 ARLINGTON, VA 22203
Nancy Knowlton	Director	4245 NORTH FAIRFAX DRIVE 100 ARLINGTON, VA 22203
Craig McCaw	Director	4245 NORTH FAIRFAX DRIVE 100 ARLINGTON, VA 22203
Jennifer Morris	President	4245 NORTH FAIRFAX DRIVE 100 ARLINGTON, VA 22203
Ana Parma	Director	4245 NORTH FAIRFAX DRIVE 100 ARLINGTON, VA 22203
Douglas Petno	Director	4245 NORTH FAIRFAX DRIVE 100 ARLINGTON, VA 22203
Vincent Ryan	Director	4245 NORTH FAIRFAX DRIVE 100 ARLINGTON, VA 22203
☒ Brenda Shapiro	Secretary	4245 NORTH FAIRFAX DRIVE 100 ARLINGTON, VA 22203
☒ Kent J. Thiry	Director	4245 NORTH FAIRFAX DRIVE 100 ARLINGTON, VA 22203
Frances A. Ulmer	Director	4245 NORTH FAIRFAX DRIVE 100 ARLINGTON, VA 22203
Kevin Weil	Director	4245 NORTH FAIRFAX DRIVE 100 ARLINGTON, VA 22203
Ying Wu	Director	4245 NORTH FAIRFAX DRIVE 100 ARLINGTON, VA 22203
☒ Edwom Macharia	Director	4245 N FAIRFAX DR STE 100 ARLINGTON, VA 22203
☒ Michelle J. DePass	Director	4245 N FAIRFAX DR STE 100 ARLINGTON, VA 22203
☒ John Bernstein	Director	4245 N FAIRFAX DR STE 100 ARLINGTON, VA 22203

The annual report must be signed by an authorized signer of the entity.
Job Title: Assistant Secretary

RECEIVED BY THE SECRETARY OF THE HOUSE OF REPRESENTATIVES
JAN 17 2007 10:07 AM



Kristalyn Loson

Sign Here

07/26/2021

Date

DU061-30430 01/20/2021 3:20 AM RECEIVED BY TD SECURITIES UT STATE LAW ENFORCE AGENCY

To: Mark Menlove, Director, Idaho Business Unit

Cc: Steve Cann, Senior Attorney

From: Toni Hardesty, Pacific NW and Canada Division Director 

Date: February 19, 2019

DELEGATION OF AUTHORITY

In my capacity as Division Director, Pacific Northwest and Canada Division, I delegate to you in your capacity as Director, Idaho Business Unit authority to approve real estate and non-real estate contracts and other agreements and transactions ("transactions") that relate to the responsibilities of your position, effective the date of this memorandum and subject to the following conditions:

1. Scope. You may approve:
 - a. all transactions described in the delegation to The Nature Conservancy's President by the Board of Directors of The Nature Conservancy (Presidential Delegation) as set forth in the Board of Directors resolution dated June 24, 2016 (a copy of which is attached) that do not exceed \$1,000,000, and
 - b. commitment of up to \$100,000 for an option to purchase, or as a down payment for a contract or other agreement to purchase land, for real estate transactions that exceed the authority delegated in paragraph 1.a.
2. Policies and Procedures. This delegation of authority is subject to compliance with TNC's policies and procedures in effect from time to time.
3. Sub-delegation. Any authority delegated to you may be further delegated by you to any staff who report to you subject to the following conditions:
 - a. You may delegate up to \$100,000 of authority to Business Unit staff. Any other delegations must be approved by me and the North America Region Director.
 - b. Each further delegation must be in writing, must include the Approval Requirements in paragraph 5 below, and, unless you follow the format of a standard document provided by the Legal Department, must be reviewed and approved by a TNC attorney. Copies of any delegation must be kept by you and the individual granted the authority. Copies of all delegations must be provided to the responsible TNC attorney.

4. Ministerial Duties. Any authority hereunder and delegated hereunder, unless otherwise stated, shall also include the authority to delegate to any person the ministerial duties of implementing any action taken pursuant to this delegation, including the execution, delivery, or acceptance of legal documents. The ministerial delegation should be documented in an appropriate manner.

5. Approval Requirements. This delegation of authority shall be subject to (a) "Board Approval Requirements" contained in the Board's delegation of authority to The Nature Conservancy's President, (b) other guidelines established from time to time by the Board or any committee thereof, (c) the Conservation Project Review and Approval Process memo dated May 10, 2018 and any supplements or amendments thereto, and (d) any other applicable guidelines and procedures that may be established from time to time.

6. Legal Review. Project approval does not imply or convey approval of any legal document involved in completion of the project. All legal documents which create legal obligations regarding real estate transactions without further Conservancy action (e.g., purchase agreements, deeds, leases, rights of first refusal, easements, management agreements or management leases) must be approved by a Conservancy attorney before execution regardless of prior project approval. Agreements that do not involve real estate transactions may require legal review under applicable standard operating procedures.

7. Rescission. The above authority delegated to you rescinds and supersedes any prior delegation of authority. This delegation of authority is only to you in your capacity as Business Unit Director. It will automatically rescind in the event you cease to hold this position. I reserve the right to rescind this delegation of authority at any time.

Please refer any questions you may have concerning your authority or interpretation of this delegation directly to your assigned TNC attorney.

LEGAL
Delegation of Authority from the Board of
Directors

PURPOSE:

To provide the Board of Directors ultimate responsibility for all business of the Conservancy.

POLICY:

All non-real estate and real estate project and loan authority vests in the Board of Directors, with certain levels of such authority delegated to the staff (see attached delegation document).

In situations where a delegation of authority does not suffice to meet a host country's legal requirements, staff must work with the Worldwide Office Legal Function to ensure that the delegation is enforceable.

ORIGIN:

Approved by the Board of Directors March 15, 1996. Revised: September 24, 1998, February 5, 1999, June 7, 2002, June 10, 2005, and October 21, 2006. Reference Section Updated: October 2017.

REFERENCES, RESOURCES, and EXPLANATORY NOTES:

For authorization details, see the Presidential Delegation Authority (attached below), which is part of and incorporated in this Policy.

For information about the Delegation of Authority database, templates, sources of authority, real estate project authority levels, and evidence of authority outside of the United States, see the Legal Connect site, [Delegation of Authority](#).

Other Relevant Policies and Procedures Not Referenced in Text

For more information on non-real estate contracts and their approval, see the ["Agreements- Contracts-Private Funds"](#) SOP.

Other Resources

For information on what determines the level of authority required to approve assists with other organizations, see [Authority for Assists Memo from Phil Tabas](#), dated March 19, 2008.

RESPONSIBLE PARTY:

General Counsel

Presidential Delegation Authority

**AMENDED AND RESTATED PRESIDENTIAL DELEGATION
AUTHORITY**

As Amended June 24, 2016

Real Estate and Project Loan Authority

The President and CEO (the "President") is hereby authorized on behalf of the Conservancy, or any subsidiary corporation of the Conservancy currently established or to be established in the future, to:

1. Acquire and/or transfer any real estate in any transaction provided that the purchase price does not exceed twenty-five million dollars (\$25,000,000).
2. Authorize the use of Conservancy funds for any real estate transaction authorized pursuant to this delegation.
3. Authorize the borrowing of money from any Conservancy line of credit, or any other lending sources including other banks, insurance companies, credit unions, corporations, foundations, or private individuals for any real estate transaction authorized pursuant to this delegation.
4. Authorize fund raising for any real estate transaction.
5. Spend or commit up to one hundred-thousand dollars (\$100,000) as consideration for an option to purchase, or as a down payment for a contract or other agreement to purchase land, for real estate transactions not authorized under this delegation.
6. Authorize loans or grants to other conservation organizations for land protection activities provided that such loans or grants will not exceed twenty-five million dollars (\$25,000,000).
7. Authorize additional actions on Board approved real estate transactions, provided that such actions are taken in accordance with the "Board Approval Requirements" section of this delegation, all applicable laws and all Conservancy policies and standard operating procedures and provided that such actions do not materially increase the legal, reputational or financial risk to the Conservancy and do not cause the transaction to exceed the delegation contained herein.
8. Execute and deliver documents including, but not limited to, deeds, conservation easements, contracts, agreements, leases, licenses, assignments, options, mortgages, deeds of trust, notes, loan agreements, and affidavits, and take such further actions as the President may consider appropriate to affect any action taken pursuant to this delegation.

This authority can be delegated by the President to any other staff of the Conservancy.

Any authority hereunder and delegated hereunder, unless otherwise stated, will also include the authority to delegate to any person the ministerial duties of implementing any action taken pursuant to this delegation, including the execution, delivery, or acceptance of legal documents.

When used in this delegation, the term "real estate" will include, but not be limited to, fee title, any undivided or other partial interest, remainder interest, conservation easement, land dedication, lease, water right, mineral right, timber right, development right, restrictive covenant, or other similar real estate interests in land or structures.

Non-Real Estate Project and Loan Authority

Subject to the "Board Approval Requirements" of this delegation, the President is hereby authorized on behalf of the Conservancy, or any subsidiary corporation of the Conservancy currently established or to be established in the future, to:

1. Enter into any non-real estate contract or other agreement or transaction provided that the contract does not exceed twenty-five million dollars (\$25,000,000).
2. Authorize fund raising for any non-real estate transaction.
3. Authorize loans or grants to other conservation organizations for conservation activities provided that such loans or grants will not exceed twenty-five million dollars (\$25,000,000).
4. Authorize additional actions on Board approved transactions, provided that such actions are taken in accordance with the "Board Approval Requirements" section of this delegation, all applicable laws and all Conservancy policies and standard operating procedures and provided that such actions do not materially increase the legal reputational or financial risk to the Conservancy and do not cause the transaction to exceed the delegation contained herein.
5. Authorize the use of Conservancy funds for any non-real estate contract or agreement authorized pursuant to this delegation.
6. Authorize the borrowing of money from any Conservancy line of credit, or any other lending sources including other banks, insurance companies, credit unions, corporations, foundations, or private individuals for any contract or agreement authorized pursuant to this delegation.

This authority can be delegated by the President to any other staff of the Conservancy.

Any authority hereunder and delegated hereunder, unless otherwise stated, will also include the authority to delegate to any person the ministerial duties of implementing any action taken pursuant to this delegation, including the execution, delivery, or acceptance of legal documents.

Board Approval Requirements

The entering into real estate or non-real estate contracts or other agreements or transactions (each, a "transaction") for which authority is not delegated to the President herein requires approval of the Board pursuant to procedures, policies and processes which may be established by the Board.

In addition, if: (a) the transaction creates material financial reputational and/or legal risk under the guidelines which shall be separately established by the Board (or by a Committee of the Board with delegated authority to act on behalf of the Board in such instance); or (b) in the reasonable judgment of the President a transaction which, even if within the authority delegated herein, creates material financial reputational and/or legal risk to the Conservancy, *such transaction shall be brought by the President to the Board for review and approval pursuant to procedures, policies and processes which may be established by the Board. The President shall put in place the necessary management safeguards to assist him or her in determining the existence of material financial, legal or reputational risk for purposes of determining the need for Board approval.*

This authority, as implemented, hereby supersedes any prior Presidential Authority resolutions approved by the Board of Directors. Interpretations of this document will be the responsibility of, and at the direction of, the General Counsel.

Instrument # 640616

HAILEY, BLAINE, IDAHO
12-27-2016 5:11:17 PM No. of Pages: 13
Recorded for: BLAINE COUNTY TITLE
JOLYNN DRAGE Fee: \$46.00
Ex-Officio Recorder Deputy: GWB
Electronically Recorded by Simplifile

RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:

The Nature Conservancy
Attn: Legal Department
559 East South Temple
Salt Lake City, UT 84102

Please reserve space above for Recorder's use only.

WARRANTY DEED

FOR GOOD AND VALUABLE CONSIDERATION, receipt of which is acknowledged, WOOD RIVER LAND TRUST COMPANY, an Idaho nonprofit corporation, also known as the WOOD RIVER LAND TRUST, with an address of 119 East Bullion Street, Hailey, ID 83333, Grantor, grants and conveys to THE NATURE CONSERVANCY, a District of Columbia nonprofit corporation, with an address of 4245 North Fairfax Drive, Arlington, VA 22203, Grantee, an undivided FIFTY PERCENT (50%) TENANCY IN COMMON INTEREST, in and to real property more particularly described on the attached EXHIBIT A (the "Property")

TO HAVE AND TO HOLD the Property, with all appurtenances unto Grantee and Grantee's heirs and assigns forever, subject to taxes, easements established or of record, restrictions and encumbrances of record, mineral rights, rights reserved in federal patents, state or railroad deeds, building or use restrictions, building and zoning regulations and ordinances of any governmental unit, including without limitation, those listed on EXHIBIT C. The appurtenances to which Grantor makes no covenant and DISCLAIMS ALL WARRANTIES OF TITLE are listed on the attached EXHIBIT B. Grantor covenants and warrants to Grantee that Grantor is the owner in fee simple of the Property; that it is free from all encumbrances except those above; and that Grantor will warrant and defend Grantee from all lawful claims. Grantor retains the other undivided FIFTY PERCENT (50%) TENANCY IN COMMON INTEREST under a TENANCY IN COMMON AGREEMENT between Grantor and Grantee, a memorandum of which is recorded with this deed.

EFFECTIVE December 27, 2016.

WOOD RIVER LAND TRUST COMPANY

By: 

Scott Boettger, Executive Director

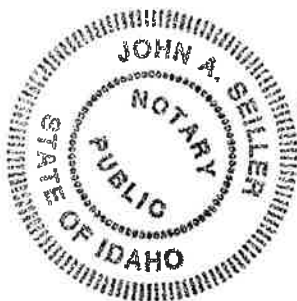
STATE OF IDAHO)

County of Blaine)

ss.

On this 12th day of December, 2016, before me, a Notary Public in and for said State, personally appeared Scott Boettger, known or identified to me to be the Executive Director of the WOOD RIVER LAND TRUST COMPANY, an Idaho nonprofit corporation, whose name is subscribed to the within instrument, and acknowledged to me that he/she executed the same in the name of and on behalf of said corporation.

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




Notary Public for Idaho

Residing: Hailey, Idaho

Commission Expires: Oct 6, 2017

EXHIBIT A to WARRANTY DEED

PARCEL I

Subparcel A

TOWNSHIP 1 NORTH, RANGE 17 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

Section 14: SW1/4NE1/4, NW1/4SE1/4, SW1/4NW1/4, W1/2SW1/4, E1/2SE1/4

Section 15: E1/2E1/2

Section 22: NE1/4NE1/4

Section 23: SE1/4SE1/4, SW1/4SE1/4, W1/2, SW1/4NE1/4, NW1/4SE1/4

Section 24: N1/2SW1/4, SW1/4SW1/4, SE1/4SW1/4, SW1/4SE1/4

Section 25: W1/2, W1/2E1/2, E1/2SE1/4

Section 26: E1/2NE1/4, W1/2NE1/4, SE1/4, W1/2

Section 27: E1/2SE1/4, E1/2NW1/4, NE1/4

Section 34: S1/2NE1/4, NE1/4NE1/4

Section 35: NW1/4, NW1/4NE1/4

TOWNSHIP 1 NORTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

Section 30: Lots 2, 3, 4, SE1/4NW1/4, E1/2SW1/4

Subparcel B

TOWNSHIP 1 NORTH, RANGE 17 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

Section 13: NW1/4, N1/2NE1/4

Subparcel C

TOWNSHIP 1 NORTH, RANGE 17 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

Section 1: Lot 1, S1/2NE1/4, SE1/4, S1/2SW1/4

Section 2: SE1/4

Section 11: NE1/4, NE1/4SE1/4

Section 12: N1/2, N1/2SW1/4, SE1/4SW1/4, SW1/4SE1/4

TOWNSHIP 1 NORTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

Section 7: Lot 1, NE1/4NW1/4

Section 6: Lots 4, 5, 6 and 7, E1/2W1/2

TOWNSHIP 2 NORTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

Section 31: Lots 3 and 4, E1/2SW1/4

Subparcel D

TOWNSHIP 1 NORTH, RANGE 17 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

Section 13: S1/2NE1/4, N1/2SE1/4

Section 14: NW1/4NE1/4, SW1/4SE1/4, E1/2W1/2

Section 15: SW1/4NE1/4, SW1/4, W1/2SE1/4

Section 21: Lot 1, NE1/4NW1/4, N1/2NE1/4, S1/2N1/2, S1/2
Section 22: Lots 1, 2, 3, NW1/4NW1/4, NW1/4NE1/4, S1/2NE1/4, S1/2
Section 23: N1/2NE1/4, SE1/4NE1/4, NE1/4SE1/4

TOWNSHIP 1 NORTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.
Section 18: Lot 2

TOWNSHIP 1 NORTH 17 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO
Section 22: Guy Lode Patented Mining Claim - Lot No. 37 - Surface Rights Only

PARCEL II

A parcel of land located within Section 13, Township 1 South, Range 17 East, Boise Meridian, Blaine County, Idaho and also within Section 18, Township 1 South, Range 18 East, Boise Meridian, Blaine County, Idaho, more particularly described as follows:

Commencing at a brass cap marking the one-quarter corner common to said Section 13 and 18, which point is the REAL POINT OF BEGINNING; thence North 89°39'14" East, 2,488.38 feet along the North boundary of the SW1/4, said Section 18, Township 1 South, Range 18 East, Boise Meridian, to a one-inch diameter iron pipe marking the center one-quarter corner, said Section 18; thence North 89°39'15" East, 1,328.71 feet along the North boundary of the SE1/4, said Section 18, Township 1 South, Range 18 East, Boise Meridian to a one-inch diameter iron pipe marking the center - east one-sixteenth corner of said Section 18; thence South 0°24'42" East, 1,977.57 feet along the east boundary of the W1/2SE1/4, said Section 18 to a one inch diameter pipe on the northerly right-of-way of Idaho State Highway No. 20; thence The following five courses and distances along said northerly boundary of said Idaho State Highway No. 20;

South 55°08'47" West, 132.69 feet to a right-of-way monument; thence North 79°19'13" West, 2,329.75 feet to a right-of-way monument; thence North 79°18'53" West, 2,565.20 feet to a right-of-way monument; thence North 49°52'49" West, 284.19 feet to a right-of-way monument; thence North 79°18'23" West, 373.18 feet to the approximate centerline of Rock Creek on the easterly Boundary of Idaho State Fish and Game property; thence North 6°00'52" West, 828.13 feet along said easterly boundary of Idaho State Fish and Game property to the North boundary of said SE1/4, Section 13, Township 1 South, Range 17 East, Boise Meridian; thence North 88°28' 11" East, 1,759.18 feet along said north boundary of the SE1/4, Section 13 to the POINT OF BEGINNING.

Also known as Tax Lot 7912

PARCEL III

A parcel of land located in Blaine County, Idaho, being a portion of following Sections: Sections 12 and 13 located in Township 1 South, Range 17 East, Boise Meridian; Section 5, Section 6 and

Section 7 located in Township 1 South, Range 18 East, Boise Meridian; Section 31, Township 1 North, Range 18 East, Boise Meridian and all of Section 36, Township 1 North, Range 17 East, Boise Meridian, Blaine County, Idaho more particularly described as follows:

Beginning at the Northeast corner of said Section 13, Township 1 South, Range 17 East, Boise Meridian, said point being the REAL POINT OF BEGINNING; thence
S. 00°30'48" E., 2,643.25 feet to the E1/4 corner of said Section 13; thence
S. 88°45'57" W., 2,630.50 feet to the C1/4 corner of said Section 13; thence
N. 00°17'58" W., 2,644.64 feet to the N1/4 corner of said Section 13; thence
N. 00°04'09" E., along the West boundary of the SE1/4 of said Section 12, Township 1 South, Range 17 East, B.M. 3,196.40 feet to the centerline of existing Rock Creek Road; thence
Along said centerline the following 9 courses,
N. 73°05'12" W., 205.13; thence
N. 83°17'56" W., 280.65 feet; thence
N. 61°45'29" W., 301.08 feet; thence
N. 52°46'12" W., 565.03 feet; thence
N. 58°05'19" W., 314.68 feet; thence
N. 43°51'11" W., 121.77 feet; thence
N. 33°57'31" W., 239.71 feet to a point of curvature; thence
Along a curve to the Right, having a radius of 200.00 feet, a delta of 60°24'43" and an arc length of 210.88 feet; thence
N. 26°27'13" E., 944.55 feet to the North boundary of the NW1/4 of said Section 12; thence
Leaving said centerline of existing Rock Creek Road
S. 87°49'45" W., 55.84 feet to the Northeast corner of the NW1/4NW1/4 of said Section 12; thence
N. 00°32'03" W., 2,627.84 feet to the Northwest corner of the NE1/4SW1/4 of said Section 1, Township 1 South, Range 17 East, B.M.; thence
N. 88°30'21" E., 1,311.87 feet to the C1/4 corner of said Section 1; thence
N. 00°51'47" W., 866.31 feet to the N1/4 corner of said Section 1; thence
N. 89°52'37" W., 598.82 feet to the Southwest corner of Section 36, Township 1 North, Range 17 East, B.M.; thence
N. 00°04'55" E., 2,629.84 feet to the W1/4 corner of said Section 36; thence
N. 01°08'07" E., 2,628.69 feet to the NW corner of said Section 36; thence
S. 89°45'37" E., 2,643.23 feet to the N1/4 corner of said Section 36; thence
N. 89°06'18" E., 2,667.38 feet to the NE corner of said Section 36; thence
S. 00°01'06" W., 2,642.15 feet to the E1/4 corner of said Section 36; thence
S. 01°09'07" W., 2,659.02 feet to the SE corner of said Section 36; thence
S. 89°59'57" W., 2,106.92 feet to the NW corner of said Section 6, Township 1 South, Range 18 East, B.M.; thence
S. 01°18'36" E., 787.55 feet to the W1/4 corner of said Section 6; thence
S. 00°18'36" E., 1,320.26 feet to the SW corner of Government Lot 5 of said Section 6; thence
S. 89°46'53" E., 1,180.67 feet to the SE corner of Government Lot 5; thence
S. 00°52'05" W., 1,320.27 feet to the SE corner of Government Lot 6 of said Section 6; thence
N. 89°46'55" W., 1,153.53 feet to the SE corner of said Section 6; thence
S. 00°21'00" E., 1,324.83 feet to the SW corner of Government Lot 1 of said Section 7, Township 1 South, Range 18 East, B.M.; thence
S. 89°50'35" E., 1,155.60 feet to the Southeast corner of Government Lot 1; thence

N. 00°26'25" W., 1,323.62 feet to the Northwest corner of Government Lot 1; thence
 S. 89°46'55" E., 1,343.15 feet to the N1/4 corner of said Section 7; thence
 N. 00°23'09" E., 1,320.18 feet to the Northwest corner of the SW1/4SW1/4 of said Section 6,
 Township 1 South, Range 18 East, B.M.; thence
 S. 89°47'38" E., 1,337.90 feet to the Northeast corner of the SW1/4SW1/4 of said Section 6;
 Thence
 N. 00°09'02" E., 1,319.86 feet to the Southwest corner of Government Lot 1 of said Section 6;
 thence
 N. 00°25'50" W., 797.81 feet to the Northwest corner of Government Lot 1; thence
 S. 89°51'30" E., 896.14 feet to the S 114 corner of said Section 31, Township 1 North, Range 18
 East, B.M.; thence
 N. 00°32'51" E. along the West boundary of the SE1/4 of said Section 31, 586.58 feet to the
 centerline of existing Glendale Road; thence
 Along said centerline the following 7 courses
 N. 85°10'40" E., 452.22 feet to a point of curvature; thence
 Along a curve to the Left having a radius of 300.00 feet, a delta of 58°51'10" and an arc length of
 308.15 feet; thence
 N. 26°08'18" E., 251.12 feet to a point of curvature; thence
 Along a curve to the Right having a radius of 250.00 feet, a delta of 43°17'32" and an arc length
 of 188.90 feet; thence
 N. 69°25'51" E., 135.09 feet; thence
 N. 28°50'45" E., 297.99 feet; thence
 N. 49°45'31" E., 155.85 feet to the Easterly boundary of the NW1/4SE1/4 of said Section 31;
 thence
 Leaving said centerline of existing Glendale Road,
 S. 00°29'32" W., 1,551.55 feet to the Southeast corner of the SW1/4SE1/4 of said Section 31;
 thence
 S. 89°55'05" E., 431.72 feet to the Northeast corner of Government Lot 4 of said Section 5,
 Township 1 South, Range 18 East, B.M.; thence
 S. 00°46'53" E., 797.23 feet to the SE corner of said Government Lot 4; thence
 S. 00°12'05" E., 2,646.00 feet to the Southeast corner of the SW1/4SW1/4 of said Section 5;
 thence
 N. 89°45'01" W., 1,327.97 feet to the Southwest corner of Lot 5; thence
 S. 00°17'07" E., 1,319.89 feet to the Southeast corner of the NE1/4NE1/4 of said Section 7;
 Township 1 South, Range 18 East, B.M.; thence
 N. 89°51'19" W., 1,341.55 feet to the Southwest corner of the NE1/4N1/4 of said Section 7;
 thence
 S. 00°21'43" E., 1,321.04 feet to the Southeast corner of the SW1/4NE1/4 of said Section 7;
 thence
 N 89°54'14" W., 3,840.47 feet to the W1/4 corner of said Section 7; thence
 S. 00°14'50" E., 2,655.25 feet to the REAL POINT OF BEGINNING.

Also known as Tax Lot 7508

AND

A parcel of land located in Blaine County, Idaho being a portion of the following Sections:

Sections 1 and 2 Township 1 South, Range 17 East, Boise Meridian and Section 35, Township 1 North, Range 17 East, Boise Meridian, more particularly described as follows:

Beginning at the N1/4 corner of said Section 1; said point being the REAL POINT OF BEGINNING; thence
S. 00°51'47" E., 866.31 feet to the C1/4 of said Section 1; thence
S. 88°30'21" W., 1,311.87 feet to the Southwest corner of Government Lot 3 of said Section 1; thence
S. 00°32'03" E., 1,313.92 feet to the Southeast corner of the NW1/4SW1/4 of said Section 1; thence
S. 88°09'56" W., 1,319.52 feet to the Southwest corner of the NW1/4SW1/4 of said Section 1; thence
S. 88°34'27" W., 2,642.47 feet to the Southwest corner of the NW1/4SE1/4 of said Section 2; thence
N. 00°31'49" W., 1,321.99 feet to the C1/4 of said Section 2; thence
N. 88°34'44" E., 1,324.94 feet to the Southwest corner of Government Lot 1 of said Section 2; thence
N. 00°32'45" W., 976.12 feet to the Northwest corner of Government Lot 1; thence
N. 89°55'28" W., 630.67 feet to the Southwest corner of the SE1/4SW1/4 of said Section 35; thence
N. 00°46'53" E., 2,622.80 feet to the Northwest corner of the NE1/4SW1/4 of said Section 35; thence
S. 89°59'18" E., 1,323.52 feet to the C1/4 of said Section 35; thence
N. 00°44'41" E., 1,307.07 feet to the Northwest corner of the SW1/4NE1/4 of said Section 35; thence
N. 89°51'23" E., 2,629.00 feet to the Northeast corner of the SE1/4NE1/4 of said Section 35; thence
S. 01°08'07" W., 1,314.34 feet to the E1/4 corner of said Section 35; thence
S. 00°04'55" W., 2,629.84 feet to the SE corner of said Section 35; thence
S. 89°52'57" E., 598.82 feet to the REAL POINT OF BEGINNING.

Also known as Tax Lot 7509

AND

A parcel of land located in the NW1/4 of Section 12, Township 1 South, Range 17 East, Boise Meridian, Blaine County, Idaho, more particularly described as follows:

Beginning at the C1/4 corner of said Section 12; said point being the REAL POINT OF BEGINNING; thence
N. 00°04'09" E. along the East boundary of the NW1/4 of said Section 12, 544.57 feet to the Centerline of existing Rock Creek Road; thence
Along said centerline the following 9 courses;
N. 73°05'12" W., 205.13 feet; thence
N. 83°27'56" W., 280.65 feet; thence
N. 61°45'29" W., 301.08 feet; thence
N. 52°46'12" 565.03 feet; thence

N. 58°05'19" W., 314.68 feet; thence
N. 43°51'11" W., 121.77 feet; thence
N. 33°57'32" W., 239.71 feet to a point of curvature; thence
Along a curve to the Right having a radius of 200.00 feet, a delta of 60°24'43" and an arc length
of 210.88 feet; thence
N. 26°27'13" E., 944.55 feet to the North boundary of the NW1/4 of said Section 12; thence
Leaving said centerline of existing Rock Creek Road,
S. 87°49'45" W., 1,383.05 feet to the Northwest corner of said Section 12; thence
S. 00°00' 12" W., 2,627.95 feet to the W1/4 corner of said Section 12; thence
N. 88°42'42" E., 2,650.12 feet to the REAL POINT OF BEGINNING.

Also known as Tax Lot 7510

AND

A parcel of land located in the W1/2E1/2 of Section 31, Township 1 North, Range 18 East, Boise
Meridian, Blaine County, Idaho, more particularly described as follows:

Beginning at the N1/4 of said Section 31, said point being the REAL POINT OF BEGINNING;
thence
N. 89°57'52" E., 1,320.32 feet to the Northeast corner of the NW1/4NE1/4 of said Section 31;
thence
S. 00°34'09" W., 2,657.28 feet to the Southeast corner of the SW1/4NE1/4 of said Section 31;
thence
S. 00°29'32" W. along the East boundary of the NW1/4SE1/4 of Section 31, 1,108.63 feet to the
existing centerline of Glendale Road; thence
Along the said centerline the following 7 courses,
S. 49°45'31" W., 155.64 feet; thence
S. 28°50'45" W., 297.99 feet; thence
S. 69°25'51" W., 135.09 feet to a point of curvature; thence
Along a curve to the Left having a radius of 250.00 feet, a delta of 43°17'32" and an arc length of
188.90 feet; thence
S. 26°08' 18" W., 251.12 feet to a point of curvature; thence
Along a curve to the Right having a radius of 300.00 feet, a delta of 58°51'10" and an arc length
of 308.15 feet; thence
S. 85°10'40" W., 452.22 feet to the West boundary of the SE1/4 of said Section 31; thence
Leaving said existing centerline of Glendale Road,
N. 00°32'51" E., 2,074.11 feet to the C1/4 of said Section 31; thence
N. 00°35'25" E., 2,654.13 feet to the REAL POINT OF BEGINNING.

Also known as Tax Lot 7511

EXHIBIT B to WARRANTY DEED

US Department of Interior Grazing allotments:

ID 80214 Kent Canyon
ID 80215 Poison Creek
ID 80239 Scattered Tracts
ID 80237 Little Rock Creek

Idaho Department of Lands Grazing lease:

No. G700036

Water Rights:

All of the following described water rights which have been decreed in In Re: The General Adjudication of Rights to the Use of Water From the Snake River Basin Water System, Twin Falls District Court Case No. 3956 (the "SRBA"):

37-12157
37-22398
37-22464
37-627
37-1150
37-1151B
37-1151D
37-1152
37-1212
37-4192
37-11303
37-11305
37-11306
37-11308
37-11309
37-11310
37-11311
37-11312
37-22264
37-22465
37-22501
37-22502

EXHIBIT C to WARRANTY DEED
(Exceptions to Warranty Deed)

Minerals of whatsoever kind, subsurface and surface substances, including but not limited to coal, lignite, oil, gas, uranium, clay, rock, sand and gravel in, on, under and that may be produced from the Property, together with all rights, privileges, and immunities relating thereto, whether or not appearing in the Public Records.

Title to, and easements in, any portion of the land lying within any highways, roads, streets, or other ways.

Reservation of all coal and other minerals in the Patent issued May 28, 1925 as Patent Number 960688 , Record of Patents, together with the appurtenant rights to use the surface. The Company makes no representation as to the present ownership of this interest. There may be leases, grants, exceptions or reservations of interests that are not listed

Reservation of all coal and other minerals in the Patent issued September 24, 1925 as Patent Number 966840 , Record of Patents, together with the appurtenant rights to use the surface. The Company makes no representation as to the present ownership of this interest. There may be leases, grants, exceptions or reservations of interests that are not listed

Reservation of all coal and other minerals in the Patent recorded February 17, 1927 in Book 129 of Patents at page 29, as Instrument No. 60686, records of Blaine County, Idaho, together with the appurtenant rights to use the surface. The Company makes no representation as to the present ownership of this interest. There may be leases, grants, exceptions or reservations of interests that are not listed

Reservation of all coal and other minerals in the Patent recorded August 24, 1927 in Book 129 at page 51, as Instrument No. 61563, records of Blaine County, Idaho, together with the appurtenant rights to use the surface. The Company makes no representation as to the present ownership of this interest. There may be leases, grants, exceptions or reservations of interests that are not listed

Reservation of all coal and other minerals in the Patent recorded February 5, 1929 in Book 129 of Patents at page 89, as Instrument No. 64185, records of Blaine County, Idaho, together with the appurtenant rights to use the surface. The Company makes no representation as to the present ownership of this interest. There may be leases, grants, exceptions or reservations of interests that are not listed

Reservation of all coal and other minerals in the Patent recorded May 25, 1929 in Book 129 of Patents at page 99, as Instrument No. 64535, records of Blaine County, Idaho, together with the appurtenant rights to use the surface. The Company makes no representation as to the present ownership of this interest. There may be leases, grants, exceptions or reservations of interests that are not listed

Right of Way, including the terms and provisions thereof, in favor of Mountain States Telephone and Telegraph Co., recorded August 8, 1929 in Book 132 of Deeds at Page 577, as Instrument No. 64977, records of Blaine County, Idaho.

Right of Way, including the terms and provisions thereof, in favor of Mountain States Telephone and Telegraph Co., recorded August 8, 1929 in Book 132 of Deeds at page 578, as Instrument No. 64978, records of Blaine County, Idaho.

Reservation of all coal and other minerals in the Patent recorded August 31, 1929 in Book 129 of Patents at page 103, as Instrument No. 65125, records of Blaine County, Idaho, together with the appurtenant rights to use the surface. The Company makes no representation as to the present ownership of this interest. There may be leases, grants, exceptions or reservations of interests that are not listed

Easement and Right of Way for County Road, including the terms and provisions thereof, recorded November 21, 1934 in Book 128 at Page 281, as Instrument No. 71693, records of Blaine County, Idaho.

Reservation of all coal and other minerals in the Patent recorded January 3, 1938 in Book 129 of Patents at page 376, as Instrument No. 76502, records of Blaine County, Idaho, together with the appurtenant rights to use the surface. The Company makes no representation as to the present ownership of this interest. There may be leases, grants, exceptions or reservations of interests that are not listed

Reservation of all the coal and other minerals in the Patent recorded March 29, 1945 in Book 129 of Patents at page 507, as Instrument No. 88106, records of Blaine County, Idaho, together with the appurtenant rights to use the surface. The Company makes no representation as to the present ownership of this interest. There may be leases, grants, exceptions or reservations of interests that are not listed

Easements and restrictions, including the terms and provisions thereof, as contained in that certain Warranty Deed in favor of the State of Idaho, recorded October 14, 1955 in Book 166 of Deeds at page 463, as Instrument No. 106824, records of Blaine County, Idaho.

Grant of Easement and Right of Way, including the terms and provisions thereof, in favor of United States of America, Department of the Interior, Bureau of Land Management, recorded June 22, 1962 in Book 176 of Deeds at page 363, as Instrument No. 117053, records of Blaine County, Idaho.

Power Line Easement, including the terms and provisions thereof, in favor of Idaho Power Company, recorded August 17, 1962 in Book 176 of Deeds at page 405, as Instrument No. 117307, records of Blaine County, Idaho.

Power Line Easement, including the terms and provisions thereof, in favor of Idaho Power Company, recorded August 17, 1962 in Book 176 of Deeds at page 406, as Instrument No. 117308, records of Blaine County, Idaho.

Power Line Easement, including the terms and provisions thereof, in favor of Idaho Power Company, recorded August 17, 1962 in Book 176 of Deeds at page 407, as Instrument No. 117309, records of Blaine County, Idaho.

Power Line Easement, including the terms and provisions thereof, in favor of Idaho Power Company, recorded October 15, 1962 in Book 176 of Deeds at page 467, as Instrument No. 117654, records of Blaine County, Idaho.

Reservation of all mineral rights in the Quitclaim Deed recorded May 11, 1967 in Book 147 of Deeds at Page 352, as Instrument No. 126972, records of Blaine County, Idaho, together with the appurtenant rights to use the surface. The Company makes no representation as to the present ownership of this interest. There may be leases, grants, exceptions or reservations of interests that are not listed

Reservation of undivided one-half interest in the mineral rights in the Warranty Deed recorded February 6, 1968 in Book 175 of Deeds at page 613, as Instrument No. 129169, together with the appurtenant rights to use the surface. The Company makes no representation as to the present ownership of this interest.

Reservation of mineral rights within Section 14 Township 1 North, Range 17 East B.M. in the Warranty Deed recorded February 1, 1972 as Instrument No. 142188, records of Blaine County, Idaho, together with the appurtenant rights to use the surface. The Company makes no representation as to the present ownership of this interest. There may be leases, grants, exceptions or reservations of interests that are not listed

Conditions and Stipulations, as disclosed in that certain Patent for the Guy Lode Mining Claim, recorded February 28, 1972 in Book 130 of Patents, at page 194, as Instrument No. 142503, records of Blaine County, Idaho.

Power Line Easement, including the terms and provisions thereof, in favor of Idaho Power Company, recorded February 6, 1980, as Instrument No. 201028, records of Blaine County, Idaho.

Reservation of all coal, oil, oil shale, gas phosphate, sodium, asbestos, gold, silver, lead, zinc, copper, antimony, all minerals or deposits of minerals of whatsoever kind or character in the State of Idaho Deed recorded May 29, 1990 as Instrument No. 320021, records of Blaine County, Idaho, together with the appurtenant rights to use the surface. The Company makes no representation as to the present ownership of this interest. There may be leases, grants, exceptions or reservations of interests that are not listed

Reservation of all coal, oil, oil shale, gas phosphate, sodium, asbestos, gold, silver, lead, zinc, copper, antimony, all minerals or deposits of minerals of whatsoever kind or character in the State of Idaho Deed recorded May 29, 1990 as Instrument No. 320022, records of Blaine County, Idaho, together with the appurtenant rights to use the surface. The Company makes no representation as to the present ownership of this interest. There may be leases, grants, exceptions or reservations of interests that are not listed

Facts evidenced by that certain Survey, recorded December 9, 1997, as Instrument No. 408733, records of Blaine County, Idaho.

30 foot right-of-way, including the terms and provisions thereof, as disclosed by that certain Warranty Deed recorded February 25, 2004, as Instrument No. 499602, records of Blaine County, Idaho.

Facts evidenced by that certain Survey, recorded January 16, 2014, as Instrument No. 616171, and Amended February 27, 2014 as Instrument No. 617120, records of Blaine County, Idaho.

Grassland Reserve Program Conservation Easement, including the terms and provisions thereof, recorded May 12, 2014 as Instrument No. 618556, and re-recorded August 19, 2015 as Instrument No. 628899, records of Blaine County, Idaho.

Grassland Reserve Program Conservation Easement, including the terms and provisions thereof, recorded May 12, 2014 as Instrument No. 618558, and re-recorded August 20, 2015 as Instrument No. 628914, records of Blaine County, Idaho.

Possible reservation of mineral rights within the Guy Lode Patented Mining Claim - Lot No. 37, as disclosed by Special Warranty Deed recorded May 12, 2014 as Instrument No. 618565, records of Blaine County, Idaho.

Maline, Denise

From: Maline, Denise
Sent: Friday, November 12, 2021 9:34 AM
To: Kevin Lakey (WD37)
Subject: Comment Letters for Water Right Applications
Attachments: Comment letter to WD37 for 37-23298, 37-23298, 37-23302, & 85194.docx; 37-23302 (Robert Mitchell).pdf; Transfer 85194 (Nature Conservancy, et al).pdf; 37-23299 (Picabo Livestock).pdf; 37-23298 (Mid Valley Water).pdf

Good morning Kevin,

Attached are 3 applications for permit and 1 application for transfer, currently being processed by the department. Please review the applications and provide any necessary comments within 21 days.

If you have any questions regarding these applications, please feel free to contact our office at (208) 736-3033.

Thank you in advance,

Denise @ IDWR

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



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

November 12, 2021

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

RE: Transfer No. 85194 (Nature Conservancy & Wood River Land Trust)
Application for Permit No. 37-23298 (Mid Valley Water Company)
Application for Permit No. 37-23299 (Picabo Livestock Company)
Application for Permit No. 37-23302 (Robert Mitchell)

Dear Kevin:

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: Friday, November 12, 2021 9:17 AM
To: Dawson,Bradley
Subject: Comment Letters for Water Right Applications
Attachments: 45-14539 (Albion 12 Investments).pdf; Transfer 85194 (Nature Conservancy, et al).pdf; 37-23302 (Robert Mitchell).pdf; Comment letter to F&G for 37-23302, 45-14539 & 85194.docx

Good morning,

Attached are 2 applications for permit and 1 application for transfer, currently being processed by the department. Please review the applications and provide any necessary comments within 21 days.

If you have any questions regarding these applications, please feel free to contact our office at (208) 736-3033.

Thank you in advance,

Denise @ IDWR

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



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

November 12, 2021

IDAHO DEPT OF FISH & GAME
BRADLEY DAWSON
324 S 417 E STE 1
JEROME ID 83338-6206

RE: Transfer No. 85194 (Nature Conservancy & Wood River Land Trust)
Application for Permit No. 37-23302 (Robert Mitchell)
Application for Permit No. 45-14539 (Albion 12 Investments LLC) **Re-advertisement**

Dear Mr. Dawson:

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 December 6, 2021**).

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

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)



IDAHO DEPARTMENT OF
WATER RESOURCES

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

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Governor Brad Little

Director Gary Spackman

November 10, 2021

THE NATURE CONSERVANCY
116 N 1ST AVE
HAILEY, ID 83333-8411

WOOD RIVER LAND TRUST CO
119 E BULLION ST
HAILEY, ID 83333-8770

RE: Transfer No. 85194
Water Right No(s). 37-22264

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 **IDAHO MOUNTAIN EXPRESS** on **11/17/2021 and 11/24/2021**. 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 **December 6, 2021**.

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

Denise Maline
Administrative Assistant

c: University of Idaho Rinker Rock Creek Ranch, c/o Cameron Packer

Maline, Denise

From: Maline, Denise
Sent: Wednesday, November 10, 2021 4:59 PM
To: Idaho Mountain Express
Subject: LEGAL NOTICE
Attachments: Idaho Mountain Express cover letter.docx; Idaho Mountain Express Ad.docx

Attached please find **(1)** legal notice being submitted for publication on November 17th & 24th, 2021. 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
Idaho Dept of Water Resources, Southern Region
650 Addison Ave W Ste 500
Twin Falls ID 83301-5858
(208) 293-9908
denise.maline@idwr.idaho.gov



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

November 10, 2021

LEGAL NOTICE DEPARTMENT
IDAHO MOUNTAIN EXPRESS
PO BOX 1013
KETCHUM, ID 83340

RE: Application for Permit No. 37-23298, 37-23299, 37-23302

RE: Transfer No. 85194
Water Right No(s). 37-22264

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 December 6, 2021. Your cooperation is appreciated.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant

Enclosure(s)

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

37-23298

MID VALLEY WATER COMPANY LLC

PO BOX 4380

KETCHUM, ID 83340-4380

Point of Diversion NENWSE S31 T04N R18E BLAINE County Source GROUND WATER Tributary

Point of Diversion SENWSE S31 T04N R18E BLAINE County Source GROUND WATER Tributary

Point of Diversion SENWSE S31 T04N R18E BLAINE County Source GROUND WATER Tributary

Point of Diversion NESWNE S31 T04N R18E BLAINE County Source GROUND WATER Tributary

Use: DOMESTIC 01/01 to 12/31 0.4 CFS

Total Diversion: 0.4 CFS

Date Filed: 05-07-2021

Place Of Use: DOMESTIC

T04N R18E S31 NENE, NWNE

Application proposes to appropriate up to 0.40 cfs of ground water for domestic purposes from three existing wells and one authorized well to be constructed. Application is seeking to provide domestic water for nine lots with 0.5 acres of irrigation per lot. Three of the nine lots will have thirty-six single residence housing units and six lots will have one residence per lot. Place of use and the wells are all located approximately 2.0 to 2.7 miles north and 0.0 to 0.2 miles west of the intersection of East Fork Big Wood River Rd & HWY 75. This application proposes to appropriate trust water and will be evaluated in compliance with Section 42-203C, Idaho Code, and IDWR's Water Appropriation Rules, IDAPA 37.03.08.

37-23299

PICABO LIVESTOCK CO

PO BOX 688

PICABO, ID 83348-0688

Point of Diversion NWSWSW S27 T01S R20E BLAINE County Source GROUND WATER Tributary

Point of Diversion NESWSW S27 T01S R20E BLAINE County Source GROUND WATER Tributary

Use: DOMESTIC 01/01 to 12/31 0.58 CFS

Use: FIRE PROTECTION 01/01 to 12/31 0.58 CFS

Total Diversion: 0.58 CFS

Date Filed: 02-10-2021

Place Of Use: DOMESTIC, FIRE PROTECTION

T01S R20E S26 SWSW, SESW, SWSE

Place Of Use: DOMESTIC, FIRE PROTECTION

T01S R20E S27 SWNE, SENW, SW (ALL), SE (ALL)

Application for permit proposes year-round diversion of up to 0.58 cfs for domestic use and fire protection use from two existing wells located approximately 0.4 mile southwest of Picabo. The place of use covers the town of Picabo and the Picabo Livestock Company municipal service area. This application proposes to appropriate trust water and will be evaluated in compliance with Section 42-203C, Idaho Code, and IDWR's Water Appropriation Rules, IDAPA 37.03.08.

37-23302

ROBERT MITCHELL

10620 BERKSHIRE DR

LOS ALTOS, CA 94024-6555

Point of Diversion SENE S3 T03N R18E BLAINE County Source EAST FORK WOOD RIVER Tributary BIG WOOD RIVER

Use: AESTHETIC STORAGE 01/01 to 12/31 2.4 AF

Use: RECREATION STORAGE 01/01 to 12/31 2.4 AF

Use: WILDLIFE STORAGE 01/01 to 12/31 2.4 AF

Use: DIVERSION TO STORAGE 04/15 to 10/31 0.98 CFS

Total Diversion: 0.98 CFS, 2.4 AF

Date Filed: 06-08-2021

Place Of Use: AESTHETIC STORAGE, RECREATION STORAGE, WILDLIFE STORAGE

T03N R18E S3 NESW, NWSE

Application for permit proposes the appropriation of 0.98 cfs and 2.4 af from the East Fork of The Big Wood River for uses associated with 2 lined ponds. A mitigation plan was submitted with the application to account for evaporative losses and initial fill of ponds. Point of diversion and place of use are located approximately 2.7 to 3.1 miles east and 0.8 to 1.1 miles north of the intersection of the East Fork Big Wood River Rd and Hwy 75. This application proposes to appropriate trust water and will be evaluated in compliance with Section 42-203C, Idaho Code, and IDWR's Water Appropriation Rules, IDAPA 37.03.08.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 85194**

THE NATURE CONSERVANCY, 116 N 1ST AVE, HAILEY, ID 83333-8411; WOOD RIVER LAND TRUST CO, 119 E BULLION ST, HAILEY, ID 83333-8770 has filed Application No. 85194 for changes to the following water rights within BLAINE County(s): Right No(s). 37-22264. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes changing the nature of use of a 1.0 acre portion of a 5.3 acre irrigation Guy Creek water right. The proposed change in nature of use will be from irrigation to stockwater (0.04 cfs; 1.9 af) for use in three troughs that will be supplied by two proposed points of diversion (PODs). Current POD and place of use (POU) are located approximately 5.9 miles west and 3.0 to 3.2 miles north of the intersection of Hwy 20 and Hwy 75. Proposed PODs and POU are located upstream approximately 1.7 miles north and 0.9 to 1.6 miles west of the current POU and POD.

Permits will be subject to all prior water rights. For additional information concerning the property locations, contact Southern Region office at (208) 736-3033; or for a full description of the rights &/or proposed transfer, please see <https://research.idwr.idaho.gov>. Protests may be submitted based on the criteria of Sec 42-222 and 42-203A, Idaho Code. Any protest against the approval of this application(s) must be filed with the Director, Dept. 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 **December 6, 2021**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on November 17th & 24th, 2021

M E M O R A N D U M

Date: November 2, 2021

To: Transfer 85194

From: Bill Mills

Re: Transfer Proposal

Application proposes changing the nature of use of a 1.0 acre portion of a 5.3 acre irrigation Guy Creek water right. The proposed change in nature of use will be from irrigation to stockwater (0.04 cfs; 1.9 af) for use in three troughs that will be supplied by two proposed points of diversion (PODs). Current POD and place of use (POU) are located approximately 5.9 miles west and 3.0 to 3.2 miles north of the intersection of Hwy 20 and Hwy 75. Proposed PODs and POU are located upstream approximately 1.7 miles north and 0.9 to 1.6 miles west of the current POU and POD.

M E M O R A N D U M

Date: November 2, 2021
To: Transfer 85194 File
From: Bill Mills
Re: Fee Evaluation

Filing fees charged for transfer application #85194 are based on the current transfer fee schedule and are set at \$200.00 for the 0.04 cfs being transferred in the application and an additional \$250.00 fee for the change in nature of use, for a total \$450.00 (Receipt No. C111241). Fees were paid by the University of Idaho and they required a billing invoice which was generated by IDWR Payables at the state office and a copy has been included with this application file.

Mills, Bill

From: Corbett, Brenda
Sent: Monday, October 25, 2021 10:50 AM
To: bdodds@uidaho.edu
Cc: Mills, Bill
Subject: Transfer Application Invoice
Attachments: U of I Transfer Invoice.pdf

Good Morning,

Please find attached the requested invoice for the application for transfer #85194. If you have any questions please let me know.

Thanks and have a good day,
Brenda

Brenda Corbett
Financial Specialist, Sr
Idaho Department of Water Resources
(208) 287-4818



IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

INVOICE

BILL TO	University of Idaho – RRCR UI-NMCREEC		
	ATTN: Bebe Dodds		
	16 Hot Springs Ranch Rd		
	Carmen ID 83462		
DATE:	October 25, 2021	Water Right # 37-22264	For Agency Use: 0229-21 64106 1155
Application for Transfer # 85194			
TOTAL		450.00	
Thank you,			
		Brenda Corbett Financial Specialist, Sr	

COPY

Mills, Bill

From: Corbett, Brenda
Sent: Friday, October 22, 2021 11:08 AM
To: Mills, Bill
Subject: RE: Generate an Invoice for U of I fees for Transfer Application

Thanks Bill. I will get this taken care of.

Thanks and have a good day,
Brenda

From: Mills, Bill <Bill.Mills@idwr.idaho.gov>
Sent: Friday, October 22, 2021 11:04 AM
To: IdwrPayable <IdwrPayable@idwr.idaho.gov>
Subject: Generate an Invoice for U of I fees for Transfer Application

Dear IDWR Payable,

I have a representative, Cameron Packer, that works for the University of Idaho at the U of I Rinker Rock Creek Ranch in Picabo and she is submitting an application for Transfer (#85194) for The Nature Conservancy & The Wood River Land Trust (applicants and landowners). The University of Idaho is cutting a check to pay the fees for this transfer application and the University requires an invoice prior to cutting a check.

The transfer will be changing the nature of use for a 0.04 cfs portion of water right 37-22264 from irrigation to stockwater. The fees are \$200.00 for the 0.04 cfs and an additional \$250.00 resulting in a grand total of \$450.00. Could you please generate an invoice for the amount of **\$450.00** for the University of Idaho-RRCR and email it to bdodds@uidaho.edu (Bebe Dodds, Admin Coordinator, College of Agricultural and Life Sciences, NMCREEC)?

The physical mailing address for the invoice is:

UI-NMCREEC
16 Hot Springs Ranch Rd.
Carmen ID 83462

I have attached an unsigned copy of the transfer application for your convenience. If you have additional questions, feel free to email or call me.

Thanks,
Bill Mills

From: Dodds, Bebe (bdodds@uidaho.edu) <bdodds@uidaho.edu>
Sent: Thursday, October 21, 2021 3:57 PM
To: Mills, Bill <Bill.Mills@idwr.idaho.gov>; Packer, Cameron (cpacker@uidaho.edu) <cpacker@uidaho.edu>
Subject: RE: IDWR fees for RRCR

Hi Bill --

The invoice can be made out to University of Idaho - RRCR and mailed to the following address:

UI-NMCREEC
16 Hot Springs Ranch Rd.
Carmen, ID 83462

I handle the invoices and receipts for Rinker Rock Creek and will make sure that gets processed for payment with campus.

Bebe Dodds, '88

Admin Coordinator

College of Agricultural and Life Sciences

NMCREEC

bdodds@uidaho.edu

208-756-2749 | 208-756-2794 (Fax)

16 Hot Springs Ranch Rd. | Carmen ID 83462



From: Mills, Bill <Bill.Mills@idwr.idaho.gov>

Sent: Thursday, October 21, 2021 3:49 PM

To: Packer, Cameron (cpacker@uidaho.edu) <cpacker@uidaho.edu>; Dodds, Bebe (bdodds@uidaho.edu) <bdodds@uidaho.edu>

Subject: RE: IDWR fees for RRCR

Physical address please.

Thanks

Bill

From: Packer, Cameron (cpacker@uidaho.edu) <cpacker@uidaho.edu>

Sent: Thursday, October 21, 2021 3:39 PM

To: Dodds, Bebe (bdodds@uidaho.edu) <bdodds@uidaho.edu>; Mills, Bill <Bill.Mills@idwr.idaho.gov>

Subject: IDWR fees for RRCR

Hi Bebe,

It turns out IDWR can generate an invoice for the fees we need to pay for the RRCR water rights transfer (\$450 total). Bill Mills with IDWR in Twin Falls is included on the email here.

He'll need to know where to send the invoice (Bill: do you need a physical address or email?) and what to make the invoice out to (UI office/department).

I'm hoping you two can sort through the right details and then Bill can get that invoice generated and sent out so UI can cut the check.

I'll get the application materials in the mail today!

Thank you both for your help on this project!

-Cameron

CAMERON PACKER

Operations Manager

Rinker Rock Creek Ranch

cpacker@uidaho.edu

<https://www.uidaho.edu/research/entities/rock-creek>

208-721-4134

PO Box 681 | Picabo ID 83348

723 N. Main St., Unit H | Bellevue ID 83313

