

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

Transfer No. 85360

**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](http://idwr.idaho.gov).

Name of Applicant(s) Wayne Properties LLC

**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 #1-10.**

- ☒ ☐ #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](http://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

RECEIVED

SEP 17 2021

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

Department of Water Resources  
Eastern Region

Name of Applicant(s) Wayne Properties LLC Phone 208-569-8194  
Mailing address PO Box 2906, Idaho Falls, ID 83403-2906 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 Robert L. Harris Phone 208-523-0620  
Mailing address PO Box 50130, Idaho Falls, ID Email rharris@holdenlegal.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.

|                                                                                |                                                                         |                                   |
|--------------------------------------------------------------------------------|-------------------------------------------------------------------------|-----------------------------------|
| <u>Robert L. Harris</u><br>Signature of Applicant or Authorized Representative | <u>Robert L. Harris, Attorney</u><br>Print Name and Title if applicable | <u>September 14, 2021</u><br>Date |
|--------------------------------------------------------------------------------|-------------------------------------------------------------------------|-----------------------------------|

|                                                              |                                             |               |
|--------------------------------------------------------------|---------------------------------------------|---------------|
| _____<br>Signature of Applicant or Authorized Representative | _____<br>Print Name and Title if applicable | _____<br>Date |
|--------------------------------------------------------------|---------------------------------------------|---------------|

**A. PURPOSE OF TRANSFER**

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use  
☐ Change nature of use ☐ Change period of use ☐ Other \_\_\_\_\_

2. 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**.

3. 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 move 6 acres of WR 35-14746 for use within a permissible place of use of 285.4 acres. We will email the shapefile for the initial 6 acre place of use within the permissible place of use upon request.

85360

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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<br>(cfs/ac-ft) | Nature of Use | Period of Use | Source & Tributary |
|-----------------------------------------------------------------------------|----|--------------|-----------------------|---------------|---------------|--------------------|
| All or Part<br><input type="checkbox"/> <input checked="" type="checkbox"/> |    | 35-14746     | .07/24                | Irrigation    | 4/1 to 10/31  | Ground water       |
| <input type="checkbox"/> <input type="checkbox"/>                           |    |              |                       |               | to            |                    |
| <input type="checkbox"/> <input type="checkbox"/>                           |    |              |                       |               | to            |                    |
| <input type="checkbox"/> <input type="checkbox"/>                           |    |              |                       |               | to            |                    |
| <input type="checkbox"/> <input type="checkbox"/>                           |    |              |                       |               | to            |                    |
| <input type="checkbox"/> <input type="checkbox"/>                           |    |              |                       |               | to            |                    |
| <input type="checkbox"/> <input type="checkbox"/>                           |    |              |                       |               | to            |                    |
| <input type="checkbox"/> <input type="checkbox"/>                           |    |              |                       |               | to            |                    |
| <input type="checkbox"/> <input type="checkbox"/>                           |    |              |                       |               | to            |                    |

Total authorized under rights .07 cfs and/or 24 acre-feet.

2. Total amount of water proposed to be transferred or changed .07 cubic feet per second and/or 24 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 # |
|-------|-----|---|----|----|-----|-----|-----|------------|--------------|---------------------|
| Y     |     |   | NE | SW | 14  | 1N  | 38E | Bonneville | Ground water |                     |
|       |     |   |    |    |     |     |     |            |              |                     |
|       |     |   |    |    |     |     |     |            |              |                     |
|       |     |   |    |    |     |     |     |            |              |                     |
|       |     |   |    |    |     |     |     |            |              |                     |

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 |             |
| 1N                               | 38E | 13  |      |    |    |    |      |    |    |    |      | 5.4 | 6.4 |      |      |    |    |    | 11.8        |
| 1N                               | 38E | 14  |      |    |    |    | 40   |    | 34 | 40 | 40   | 40  | 40  | 39.6 |      |    |    |    | 273.6       |
|                                  |     |     |      |    |    |    |      |    |    |    |      |     |     |      |      |    |    |    |             |
|                                  |     |     |      |    |    |    |      |    |    |    |      |     |     |      |      |    |    |    |             |
|                                  |     |     |      |    |    |    |      |    |    |    |      |     |     |      |      |    |    |    |             |
|                                  |     |     |      |    |    |    |      |    |    |    |      |     |     |      |      |    |    |    |             |
|                                  |     |     |      |    |    |    |      |    |    |    |      |     |     |      |      |    |    |    |             |
| Total Acres (for irrigation use) |     |     |      |    |    |    |      |    |    |    |      |     |     |      |      |    |    |    | 285.4       |

**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:

Well and pump into pipeline. System will be configured to accommodate a measuring device and lockable controlling works.

- 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:  
6 acres identified on the attached map will be dried up and no longer irrigated.

- 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:

25-14495

- g. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

**Yes No**

- |                          |                                     |                                                                                               |
|--------------------------|-------------------------------------|-----------------------------------------------------------------------------------------------|
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | undergone a period of five or more consecutive years of non-use,                              |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | currently leased to the Water Supply Bank,                                                    |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | currently used in a mitigation plan limiting the use of water under the right, or             |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 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

9/13/2021

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 35-14746

| <u>Owner Type</u> | <u>Name and Address</u>                                                         |
|-------------------|---------------------------------------------------------------------------------|
| Current Owner     | WAYNE PROPERTIES LLC<br>PO BOX 2906<br>IDAHO FALLS, ID 83403-2906<br>2085698194 |
| Original Owner    | KETTLE BUTTE FARMS LTD<br>C/O WILLIAM PUGH<br>6062 ADAMS RD<br>TALENT, OR 97540 |

Priority Date: 01/14/1983

Basis: License

Status: Active

| <u>Source</u> | <u>Tributary</u> |
|---------------|------------------|
| GROUND WATER  |                  |

| <u>Beneficial Use</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 04/01       | 10/31     | 3.78 CFS              | 1376 AFA      |
| Total Diversion       |             |           | 3.78 CFS              | 1376 AFA      |

Location of Point(s) of Diversion:

GROUND WATER | NESW | Sec. 13 | Township 03N | Range 34E | BONNEVILLE County

Licensed Diversion Capacity: 7.58

IRRIGATION Use:

Acre Limit: 344

Place(s) of use:

Place of Use Legal Description: IRRIGATION BONNEVILLE County

| Township | Range | Section | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres | Lot | Tract | Acres |
|----------|-------|---------|-----|-------|-------|-----|-------|-------|-----|-------|-------|-----|-------|-------|
| 03N      | 34E   | 13      |     | NENE  | 33.3  |     | NWNE  | 34.8  |     | SWNE  | 39.7  |     | SENE  | 34    |
|          |       |         |     | NENW  | 33.4  |     | NWNW  | 34.2  |     | SWNW  | 39.5  |     | SENW  | 39.7  |
|          |       |         |     | NESW  | 39.7  |     | NWSW  | 39.5  |     | SWSW  | 39.6  |     | SESW  | 39.7  |
|          |       |         |     | NESE  | 33.8  |     | NWSE  | 39.7  |     | SWSE  | 39.8  |     | SESE  | 33.2  |
|          |       | 14      |     | NENE  | 1.6   |     | SENE  | 0.8   |     |       |       |     |       |       |
|          |       |         |     | NESE  | 1.3   |     | NWSE  | 0.6   |     | SWSE  | 30.3  |     | SESE  | 36.6  |
|          |       | 23      |     | NENE  | 37.1  |     | NWNE  | 28.7  |     | SWNE  | 0.4   |     | SENE  | 0.7   |
|          |       | 24      |     | NWNE  | 34.2  |     |       |       |     |       |       |     |       |       |
|          |       |         |     | NENW  | 39.9  |     | NWNW  | 39.9  |     | SWNW  | 33.4  |     | SENW  | 33.4  |
|          |       |         |     |       |       |     |       |       |     |       |       |     |       |       |

Total Acres: 912.5

Conditions of Approval:

- 206 This right is limited to the irrigation of a specific 344.0 acres within the 912.5 acre place of use authorized by this right in a single irrigation season. The specific 344.0 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 344.0 acres to be irrigated within the 912.5 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
- R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
- R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
- 131 Prior to the diversion and use of water under Transfer approval 74838, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
- R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
- 205 The approval of transfer 77958 redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.
- R55 This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
- SF2 This water right enjoys the benefit of subordination of hydropower water right nos. 02-00100, 02-4000A, 02-4001A, 02-02032A, 02-4000B, 02-4001B, 02-02032B, 02-02036, 02-02056, 02-02065, 02-02064, 02-10135, 02-02060, 02-02059, 02-02001B, 02-02001A, 02-02057, 37-02128, 37-02472, 37-02471, 37-20710, 37-20709, 36-02013, 36-02018 and 36-02026 only so long as the average daily flows as measured at the Murphy Gage station meet or exceed the minimum stream flows established by state action.

9. T07 The right holder shall accomplish the change authorized in this transfer within one year(s) 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.

Dates:

Licensed Date:

Decreed Date:

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: 120

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 4

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

85360



**A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)**

- 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.

### B. CHANGES IN NATURE OF USE (Water Balance)

- ### C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above:

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 \_\_\_\_\_ pages and \_\_\_\_\_ attachments.

Received by \_\_\_\_\_ Date \_\_\_\_\_ Preliminary check by \_\_\_\_\_ Date \_\_\_\_\_

Fee paid \$200.00 Date 9/17/21 Received by cid Receipt # E047366

Add'l fee paid \_\_\_\_\_ Date \_\_\_\_\_ Receipted by \_\_\_\_\_ Receipt # \_\_\_\_\_

Check all that apply: Attachment WSB ☐ (copy sent to state office) Lessor Designation form ☐ &/or W-9 ☐ (originals to state office)

# **Attachment No. 4**

## **Power of Attorney**

[Search again](#)

## Results (as of 9/7/21)

**Robert Lynn Harris****Status**

Active

**Admittance Date**

09/30/2004

**Firm**

Holden, Kidwell, Hahn &amp; Crapo, PLLC

**Mailing Address**

PO Box 50130

Idaho Falls, ID 83405

**Phone**

(208) 523-0620

**Phone Ext****Fax**

(208) 523-9518

**Bar Email Address**

rharris@holdenlegal.com

**Website Address**

www.holdenlegal.com

**Court eService Email**

efiling@holdenlegal.com

**Need a correction?**

Is something not correct? Please use the [Address Change Form](#)

The information above is based on the Idaho State Bar records as of the date listed above. To send us an update on your own listing, please use the online [Address Change Form](#) or send an email to the Licensing Department. Please notify the Licensing Department if you find that another attorney's information is incorrect. Questions on attorney status and good standing should also be directed to the Licensing Department at (208) 334-4500.

# **Attachment No. 5**

## **ESPA Analysis and Mitigation Plan**

# **ATTACHMENT 5.1**

## **Water Modeling – Data Entry**

# ENHANCED GROUND-WATER RIGHTS TRANSFER

UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEARCH INSTITUTE

IDAHO DEPARTMENT OF AGRICULTURE

Cells this color are set up for user entries

1

2

3

4

ENTER STARTING DATE FOR

SIMULATION. THEN PUSH

TRANSFER NO:

"UPDATE DATES" BUTTON

YEAR

1983

TRANSFER NAME:

SEASON

WINTER

Taylor to BH

ENTER CELL LOCATIONS:

|        | 'TO' CELL | 'FROM1' CELL | 'FROM2' CELL | 'FROM3' CELL |
|--------|-----------|--------------|--------------|--------------|
| ROW    | 79        | 58           |              |              |
| COLUMN | 161       | 148          |              |              |

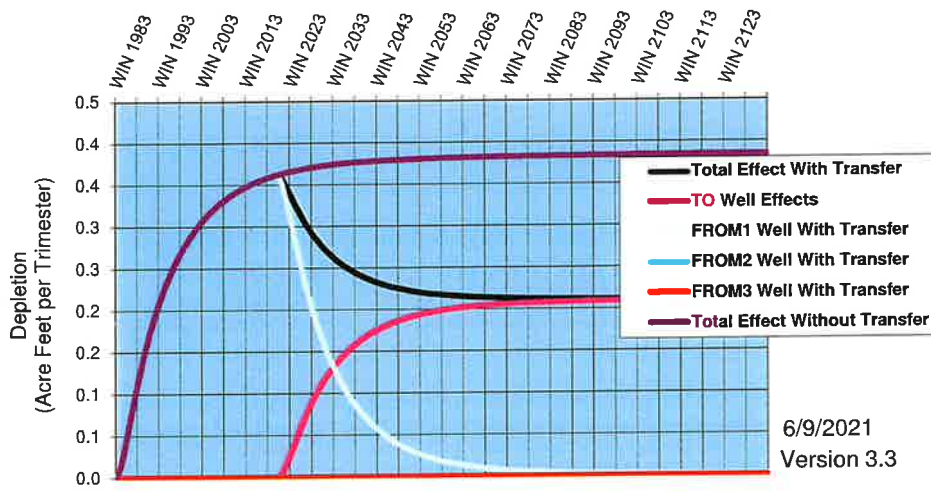
| TRIMESTER OF ACTIVITY | TO WELL                       | FROM1 WELL                    |                                  | FROM2 WELL                    |                                  | FROM3 WELL                    |                                  |
|-----------------------|-------------------------------|-------------------------------|----------------------------------|-------------------------------|----------------------------------|-------------------------------|----------------------------------|
|                       | Projected Use<br>AF/TRIMESTER | With Transfer<br>AF/TRIMESTER | Without Transfer<br>AF/TRIMESTER | With Transfer<br>AF/TRIMESTER | Without Transfer<br>AF/TRIMESTER | With Transfer<br>AF/TRIMESTER | Without Transfer<br>AF/TRIMESTER |
| WIN 1983              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| SPR 1984              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| SUM 1984              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| WIN 1984              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| SPR 1985              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| SUM 1985              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| WIN 1985              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| SPR 1986              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| SUM 1986              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| WIN 1986              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| SPR 1987              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| SUM 1987              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| WIN 1987              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| SPR 1988              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| SUM 1988              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| WIN 1988              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| SPR 1989              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| SUM 1989              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| WIN 1989              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| SPR 1990              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| SUM 1990              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| WIN 1990              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| SPR 1991              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| SUM 1991              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| WIN 1991              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| SPR 1992              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| SUM 1992              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| WIN 1992              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| SPR 1993              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| SUM 1993              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| WIN 1993              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| SPR 1994              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| SUM 1994              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| WIN 1994              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| SPR 1995              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| SUM 1995              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| WIN 1995              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| SPR 1996              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |
| SUM 1996              | 0                             | 8                             | 8                                | 0                             | 0                                | 0                             | 0                                |

|          |   |   |   |   |   |   |   |
|----------|---|---|---|---|---|---|---|
| WIN 1996 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SPR 1997 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SUM 1997 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| WIN 1997 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SPR 1998 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SUM 1998 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| WIN 1998 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SPR 1999 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SUM 1999 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| WIN 1999 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SPR 2000 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SUM 2000 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| WIN 2000 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SPR 2001 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SUM 2001 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| WIN 2001 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SPR 2002 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SUM 2002 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| WIN 2002 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SPR 2003 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SUM 2003 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| WIN 2003 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SPR 2004 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SUM 2004 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| WIN 2004 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SPR 2005 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SUM 2005 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| WIN 2005 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SPR 2006 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SUM 2006 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| WIN 2006 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SPR 2007 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SUM 2007 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| WIN 2007 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SPR 2008 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SUM 2008 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| WIN 2008 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SPR 2009 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SUM 2009 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| WIN 2009 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SPR 2010 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SUM 2010 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| WIN 2010 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SPR 2011 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SUM 2011 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
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| SPR 2012 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SUM 2012 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| WIN 2012 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SPR 2013 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SUM 2013 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| WIN 2013 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SPR 2014 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SUM 2014 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| WIN 2014 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SPR 2015 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SUM 2015 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| WIN 2015 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SPR 2016 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SUM 2016 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| WIN 2016 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SPR 2017 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SUM 2017 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| WIN 2017 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SPR 2018 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SUM 2018 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| WIN 2018 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SPR 2019 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SUM 2019 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| WIN 2019 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SPR 2020 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |

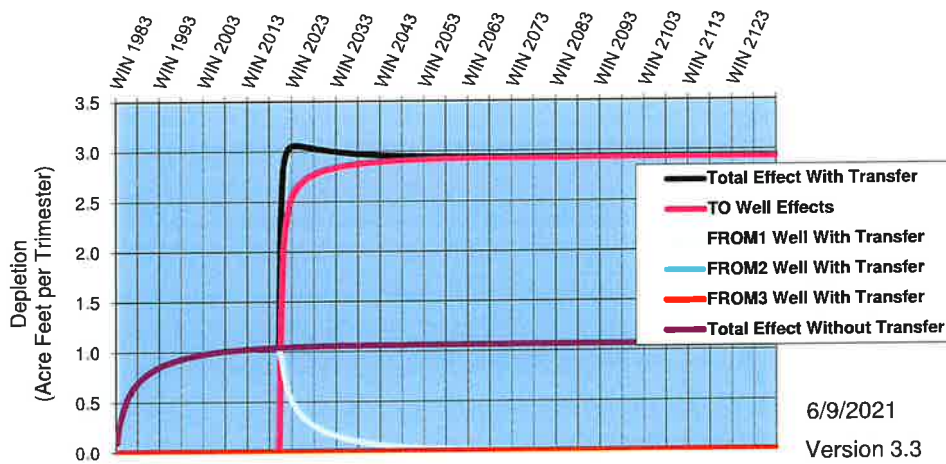
|          |   |   |   |   |   |   |   |
|----------|---|---|---|---|---|---|---|
| SUM 2020 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| WIN 2020 | 0 | 8 | 8 | 0 | 0 | 0 | 0 |
| SPR 2021 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SUM 2021 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| WIN 2021 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SPR 2022 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SUM 2022 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| WIN 2022 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SPR 2023 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SUM 2023 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| WIN 2023 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SPR 2024 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SUM 2024 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| WIN 2024 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SPR 2025 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SUM 2025 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| WIN 2025 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SPR 2026 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SUM 2026 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| WIN 2026 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SPR 2027 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SUM 2027 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| WIN 2027 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SPR 2028 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SUM 2028 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| WIN 2028 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SPR 2029 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SUM 2029 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| WIN 2029 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SPR 2030 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SUM 2030 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| WIN 2030 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SPR 2031 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SUM 2031 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| WIN 2031 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SPR 2032 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SUM 2032 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| WIN 2032 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SPR 2033 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SUM 2033 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| WIN 2033 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SPR 2034 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SUM 2034 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| WIN 2034 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SPR 2035 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SUM 2035 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| WIN 2035 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SPR 2036 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SUM 2036 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| WIN 2036 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SPR 2037 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SUM 2037 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| WIN 2037 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SPR 2038 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SUM 2038 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| WIN 2038 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SPR 2039 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SUM 2039 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| WIN 2039 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SPR 2040 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SUM 2040 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| WIN 2040 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SPR 2041 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SUM 2041 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| WIN 2041 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SPR 2042 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SUM 2042 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| WIN 2042 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SPR 2043 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SUM 2043 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| WIN 2043 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |
| SPR 2044 | 8 | 0 | 8 | 0 | 0 | 0 | 0 |

**ATTACHMENT 5.2**  
**Water Modeling – Graphs**  
**above Milner**

**Hydrologic Response--Ashton to Rexburg**  
**Customer Name: Taylor to BH      Transfer No:**



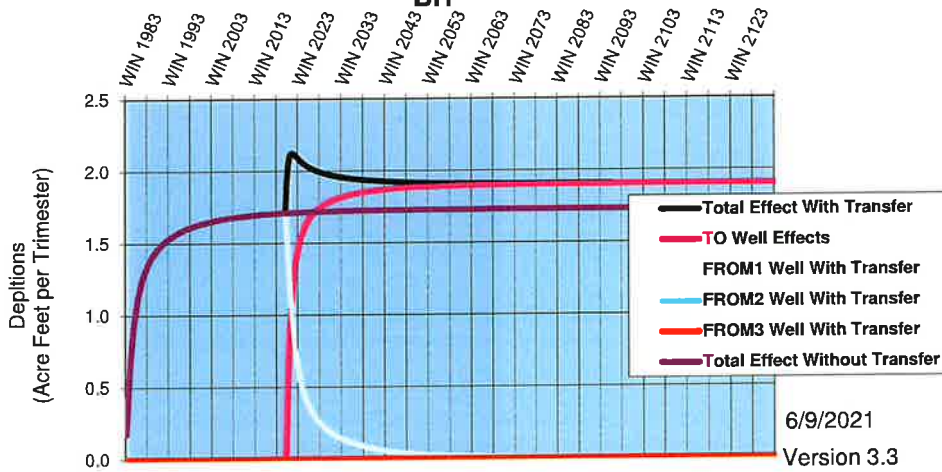
**Hydrologic Response--Heise to Shelley**  
**Customer Name: Taylor to BH      Transfer No:**



# Hydrologic Response--Shelley to Near Blackfoot

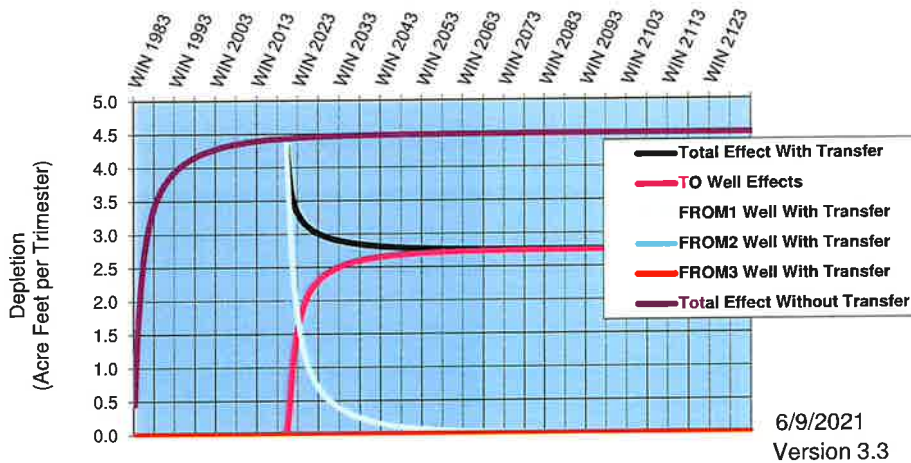
Customer Name: Taylor to Transfer No:

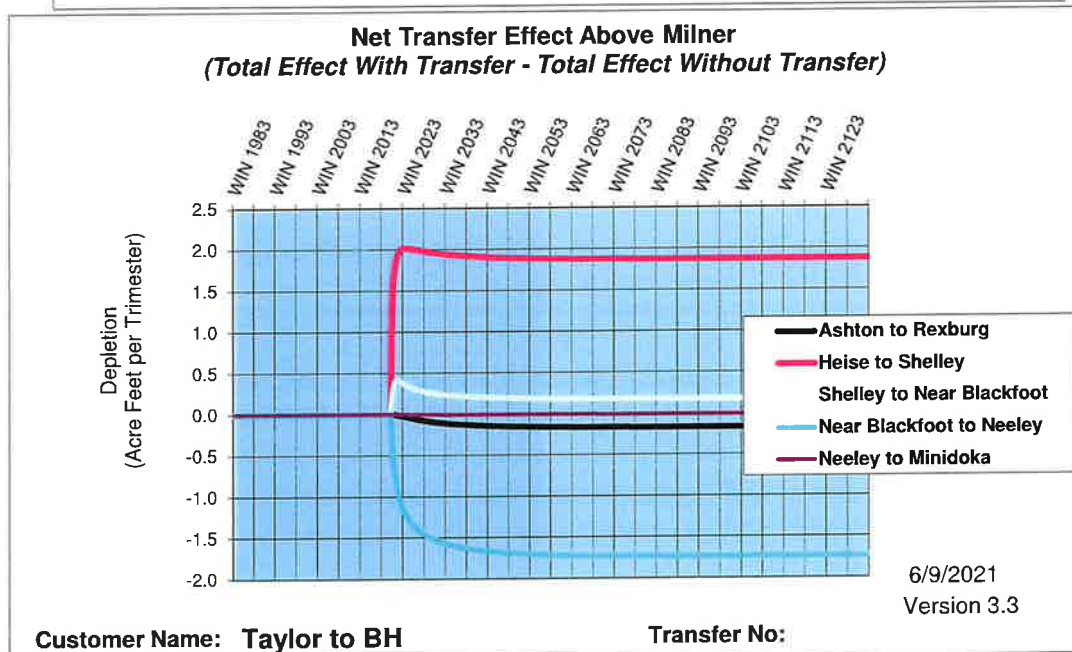
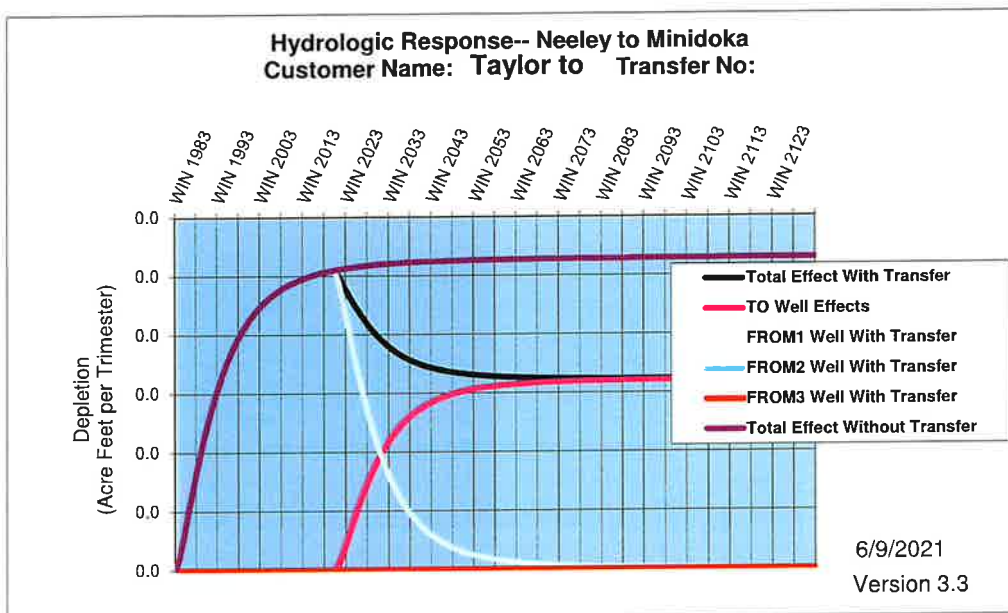
BH



# Hydrologic Response-- Near Blackfoot to Neeley

Customer Name: Taylor to Transfer No:

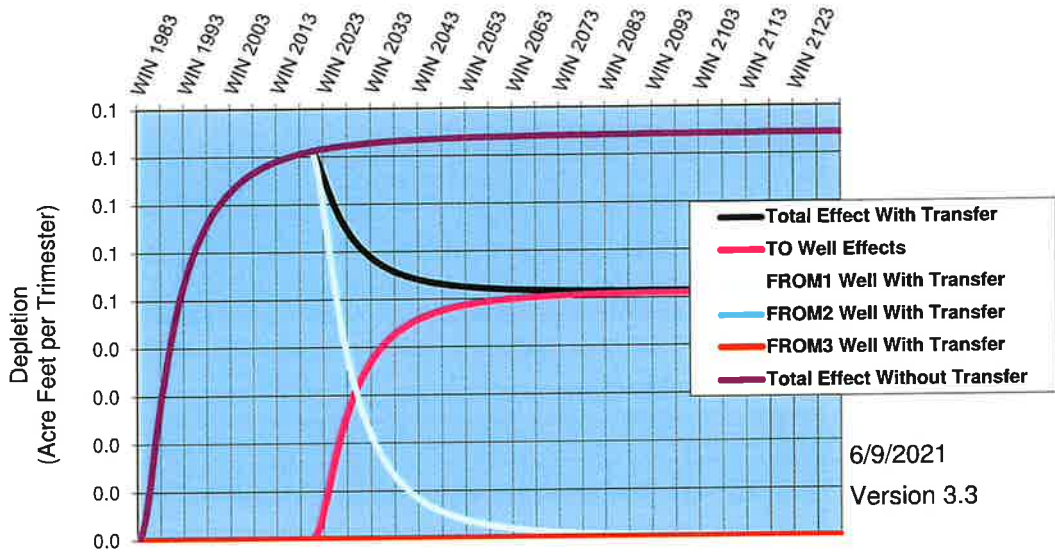




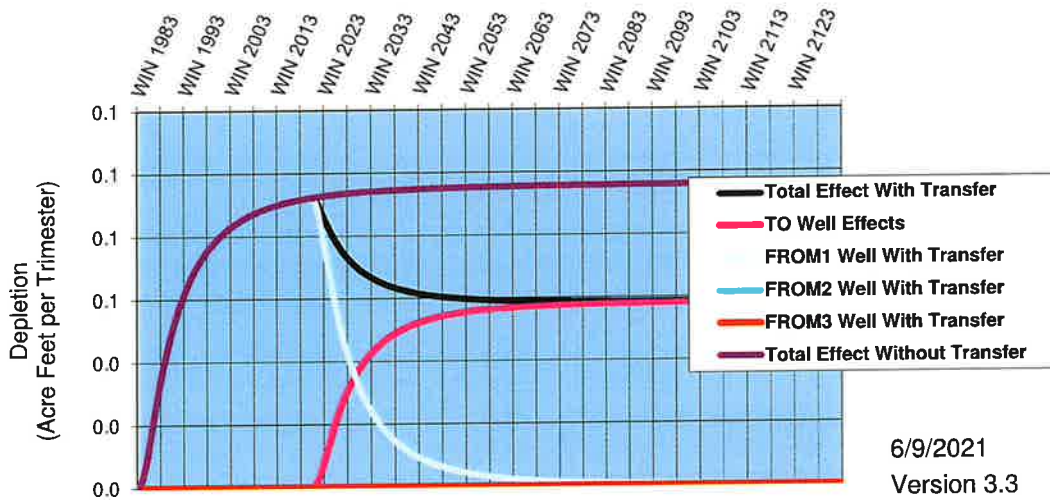
# **ATTACHMENT 5.3**

## **Water Modeling – Graphs below Milner**

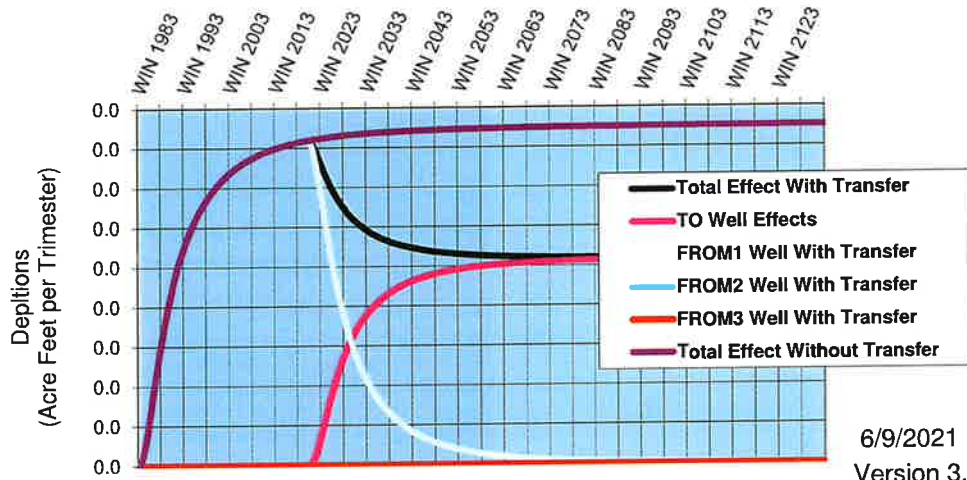
**Hydrologic Response--Devil's Washbowl to Buhl**  
**Customer Name: Taylor to BH**      **Transfer No:**



**Hydrologic Response--Buhl to Thousand Springs**  
**Customer Name: Taylor to BH**      **Transfer No:**

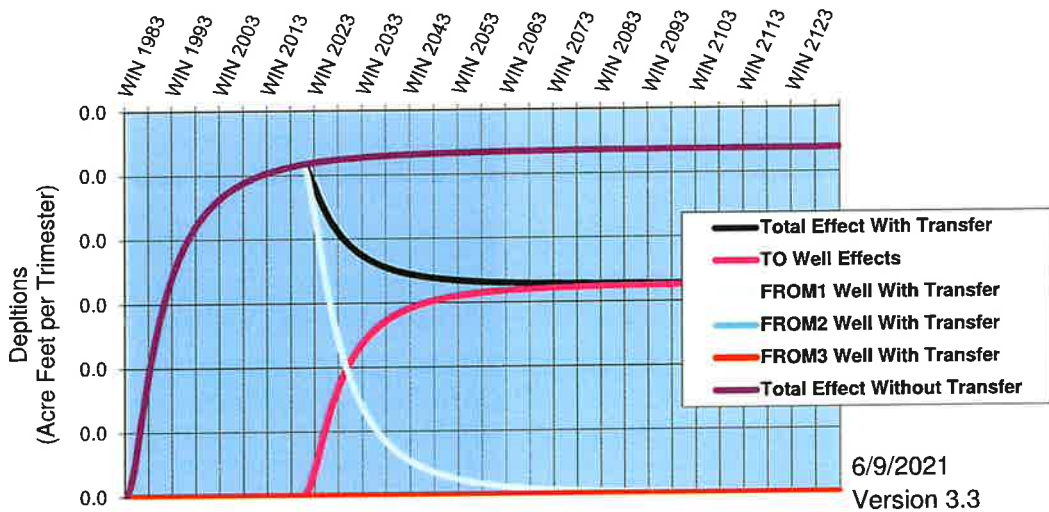


**Hydrologic Response--Thousand Springs**  
**Customer Name: Taylor to Transfer No:**



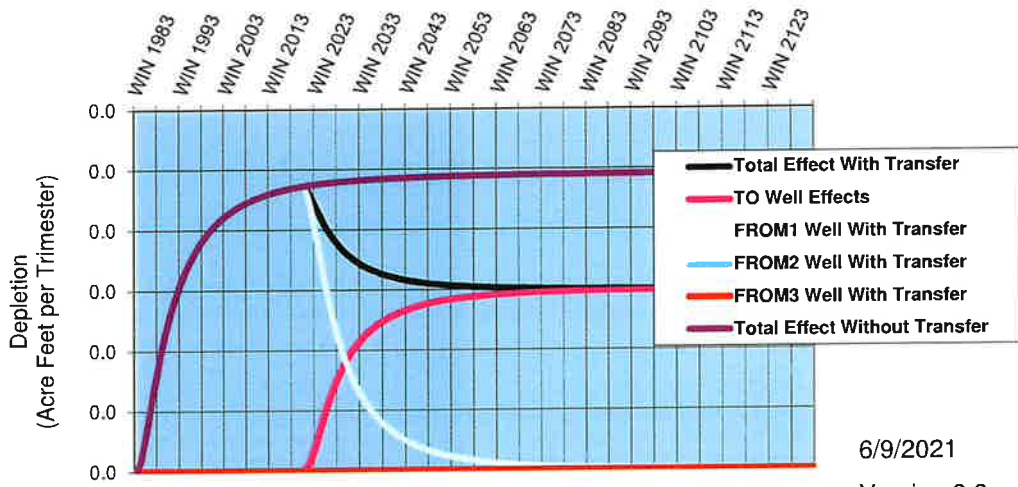
6/9/2021  
 Version 3.3

**Hydrologic Response--Thousand Springs to Malad**  
**Customer Name: Taylor to Transfer No:**

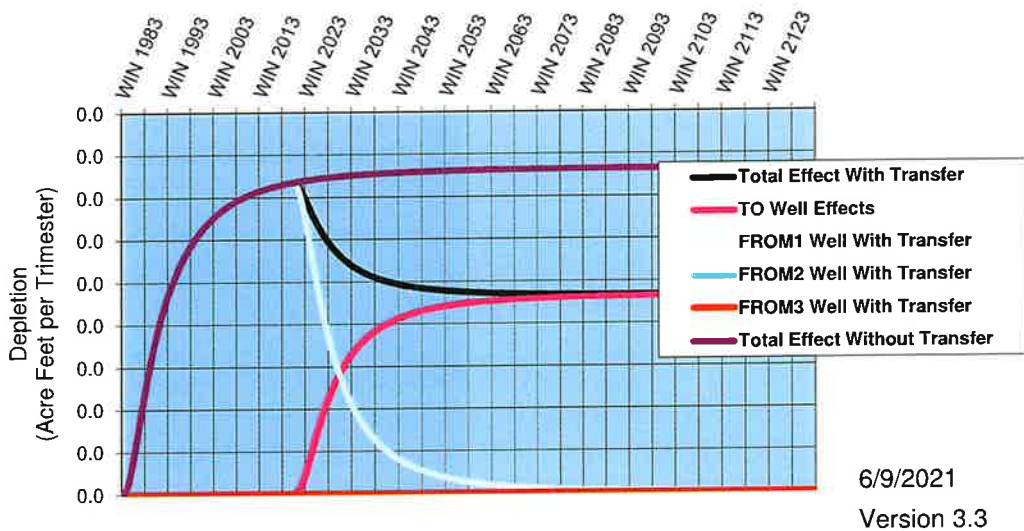


6/9/2021  
 Version 3.3

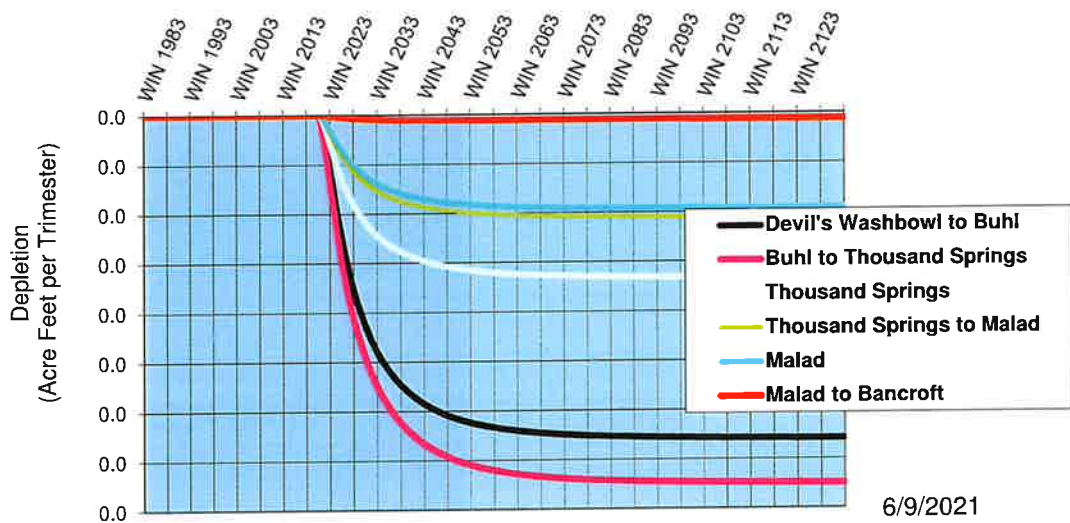
**Hydrologic Response-- Malad**  
**Customer Name: Taylor to      Transfer No:**



**Hydrologic Response-- Malad to Bancroft**  
**Customer Name: Taylor to      Transfer No:**



**Net Transfer Effect Below Milner**  
**(Total Effect With Transfer - Total Effect Without Transfer)**



6/9/2021  
Version 3.3

Customer Name: **Taylor to BH**

Transfer No:

# **ATTACHMENT 5.4**

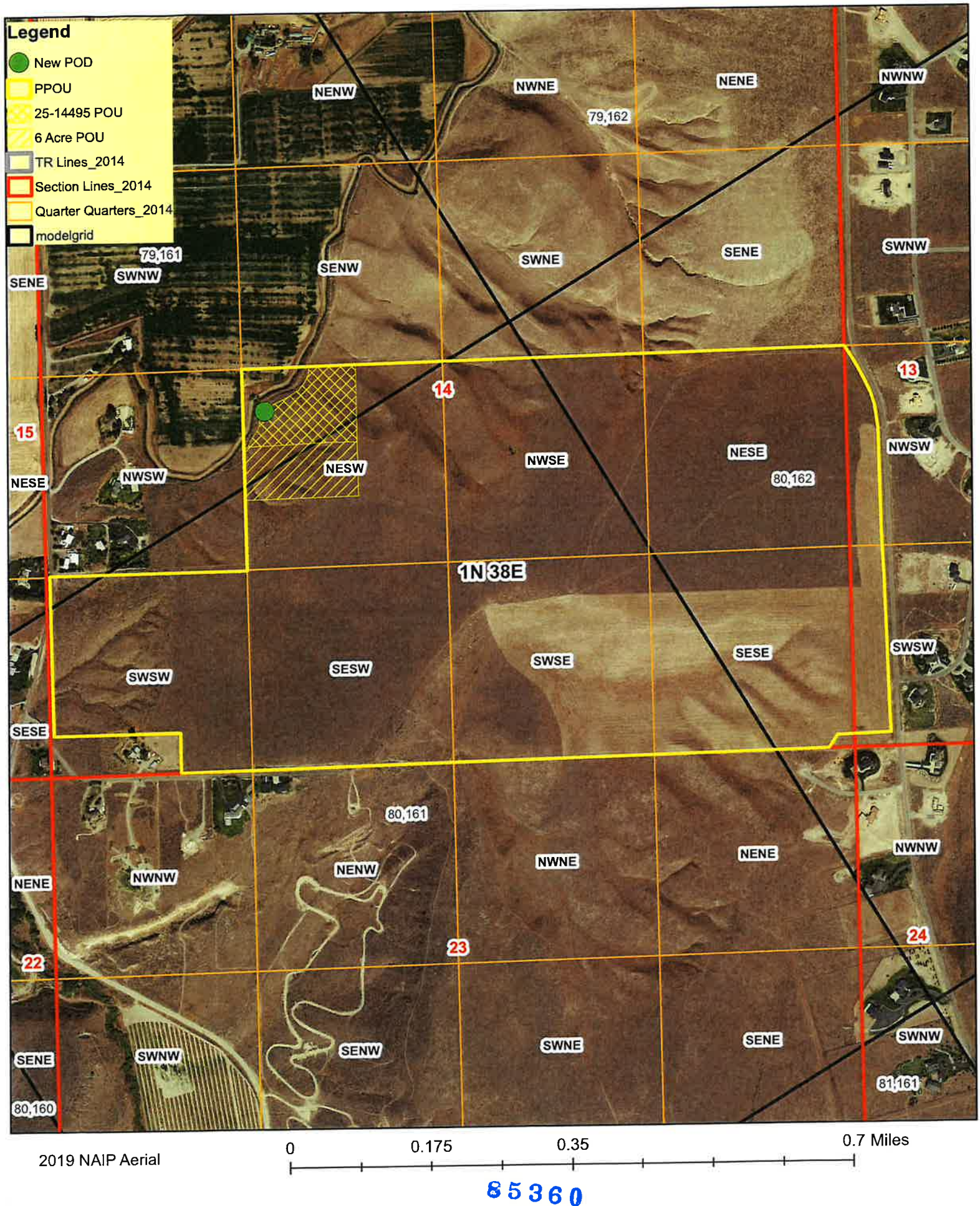
## **Water Modeling – Mitigation Analysis**

**85360**

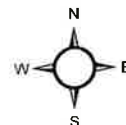


**Attachment No. 7a**  
**Map**

# **Attachment No. 7b Map (GIS shapefile)**

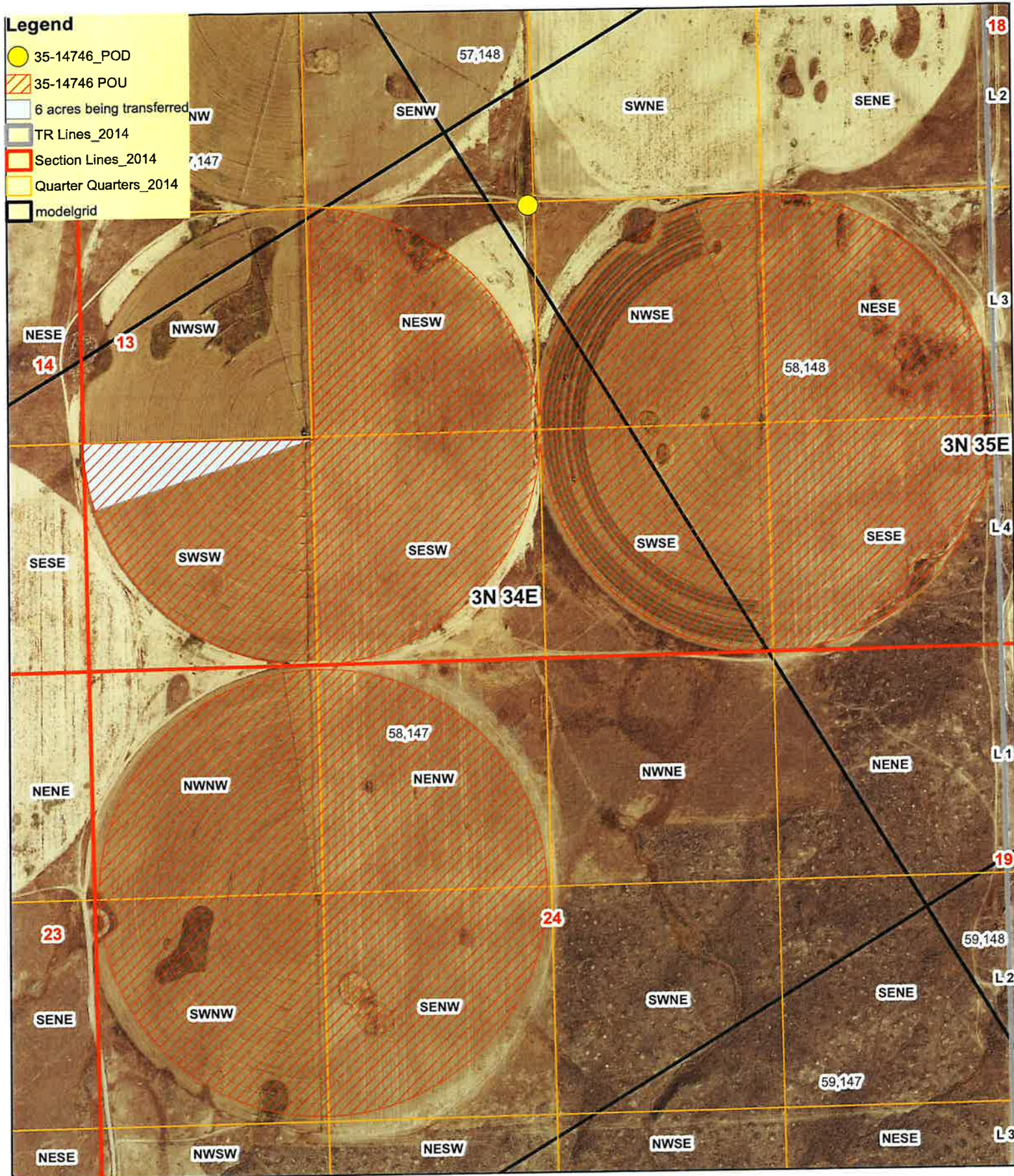


# TRANSFER MAP



## Legend

- 35-14746\_POD
- 35-14746\_POU
- 6 acres being transferred
- TR Lines\_2014
- Section Lines\_2014
- Quarter Quarters\_2014
- modelgrid



2019 NAIP Aerial

0 0.15 0.3 0.6 Miles

85360



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](mailto:easterninfo@idwr.idaho.gov) • Web: [idwr.idaho.gov](http://idwr.idaho.gov)

**Governor Brad Little**

**Director Gary Spackman**

October 14, 2021

WAYNE PROPERTIES LLC  
PO BOX 2906  
IDAHO FALLS, ID 83403-2906

RE: Transfer No. 85360  
Water Right No(s). 35-14746

Dear Applicant:

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 POST REGISTER on 10/20/2021 and 10/27/2021. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

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,

Christina Henman  
Administrative Assistant

CC:  
ROBERT L HARRIS  
PO BOX 50130  
IDAHO FALLS, ID 83405-0130

## Henman, Christina

---

**From:** Henman, Christina  
**Sent:** Thursday, October 14, 2021 9:39 AM  
**To:** legalnotices@postregister.com  
**Subject:** Legal Notice for Post Register  
**Attachments:** 85346, 85360, 13-8084, 13-8085, 13-8086 Post Register.docx

LEGAL NOTICE DEPARTMENT  
POST REGISTER  
PO BOX 1800  
IDAHO FALLS, ID 83403-1800

RE: Transfer No. 85346, 85360  
Water Right No(s). 1-320, 35-14746

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 11/8/2021. 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. 85346**

NEW SWEDEN IRRIGATION DISTRICT, 2350 W 1700 S, IDAHO FALLS, ID 83402 has filed Application No. 85346 for changes to the following water rights within BONNEVILLE County(s): Right No(s). 1-320; 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: add points of diversion. The proposed points of diversion are in Lot 10 (SWNW) (new) and Lot 11 (NESW) (new) Sec 10, and NENW Sec 31, T01N R37E; Lot 4 (NWNW) (3 new pumps) Sec 1, NWNENW Sec 12, and Lot 7 (SENENW) Sec 25, T02N R37E; Lot 8 (NWNW) Sec 13, Lot 8 (NENW) (2 pumps) and Lot 9 (NENW) (2 pumps) Sec 24, and SWSW (2 new pumps) Sec 36, T03N R37E; and NENE Sec 35 T04N R37E for 220 cfs from Snake River.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT**

**TRANSFER NO. 85360**

WAYNE PROPERTIES LLC, PO BOX 2906, IDAHO FALLS, ID 83403-2906 has filed Application No. 85360 for changes to the following water rights within BONNEVILLE County(s): Right No(s). 35-14746; 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 and place of use. The proposed point of diversion is in NESW Sec 14 T01N R38E for 0.07 cfs from Ground Water. The proposed place of use is in Sec 13 and 14, T01N R38E for 6 acres within a 285.4-acre permissible place of use.

For additional information concerning the property locations, 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 changes 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 11/8/2021. The protestant must also send a copy of the protest to the applicant.

The following applications have been filed to appropriate the public waters of the State of Idaho:

**13-8084**

**TWIN LAKES CANAL CO, PO BOX 247, PRESTON, ID 83263**

Point of Diversion NENW S25 T13S R39E FRANKLIN County

Source COTTONWOOD CREEK Tributary BEAR RIVER

Point of Diversion SESE S8 T12S R39E BANNOCK County

Source COTTONWOOD CREEK Tributary BEAR RIVER

Point of Diversion SWSW S2 T14S R39E FRANKLIN County

Source COTTONWOOD CREEK Tributary BEAR RIVER

Point of Diversion SWSE S2 T14S R39E FRANKLIN County

Source COTTONWOOD CREEK Tributary BEAR RIVER

Use: DIVERSION TO STORAGE

10/01 to 04/19

30 CFS

Use: IRRIGATION STORAGE

01/01 to 12/31

3600 AF

Use: IRRIGATION FROM STORAGE

04/20 to 09/30

3600 AF

Total Diversion:

30 CFS

3600 AF

Date Filed: 08-23-2021

Place Of Use: IRRIGATION STORAGE

T14S R38E S13

SWSW,SESW

T14S R38E S14

NESE,NWSE,SWSE,SESE

T14S R38E S23

NENE,NWNE,SENE,NESE,SESE

T14S R38E S24

NENW,NWNW,SWNW,SENW,NESW,NWSW,SWSW,SESW,NWSE,SWSE,SESE

Place Of Use: IRRIGATION STORAGE

T14S R38E S25

NENW,NWNW

Place Of Use: IRRIGATION FROM STORAGE

PLACE OF USE FOR IRRIGATION FROM STORAGE IS WITHIN THE SERVICE AREA OF THE TWIN LAKES CANAL COMPANY.

**13-8085**

**TWIN LAKES CANAL CO, PO BOX 247, RESTON, ID 83263**

Point of Diversion SWSW S2 T14S R39E FRANKLIN County

Source BATTLE CREEK Tributary BEAR RIVER

Point of Diversion SWSE S2 T14S R39E FRANKLIN County

Source BATTLE CREEK Tributary BEAR RIVER

Use: IRRIGATION STORAGE

01/01 to 12/31

5400 AF

Use: IRRIGATION FROM STORAGE

04/20 to 09/30

5400 AF

Use: DIVERSION TO STORAGE

10/01 to 04/19

46 CFS

Total Diversion:

46 CFS

5400 AF

Date Filed: 08-23-2021

Place Of Use: IRRIGATION STORAGE

T14S R38E S13

SWSW,SESW

T14S R38E S14

NESE,NWSE,SWSE,SESE

T14S R38E S15

NENE,NWNE,SWNE,SENE,SENW,NENW,NWNW,SWNW,SWSW,NESW,NWSW,SESW,NESE,SWSE,NWSE,SESE

T14S R38E S23

NENE,NWNE,SENE,NESE,SESE

T14S R38E S24

NENW,NWNW,SWNW,SENW,NESW,NWSW,SWSW,SESW,NWSE,SWSE,SESE

T14S R38E S25

NENW,NWNW

PLACE OF USE FOR IRRIGATION FROM STORAGE IS WITHIN THE SERVICE AREA OF THE TWIN LAKES CANAL COMPANY.

**13-8086**

**TWIN LAKES CANAL CO, PO BOX 247, PRESTON, ID 83263**

Point of Diversion NENE S21 T14S R40E FRANKLIN County

Source BEAR RIVER Tributary GREAT SALT LAKE

Use: IRRIGATION STORAGE

01/01 to 12/31

9000 AF

Use: DIVERSION TO STORAGE

01/01 to 12/31

30 CFS

Use: IRRIGATION FROM STORAGE

04/20 to 09/30

9000 AF

Use: IRRIGATION

04/20 to 09/30

30 CFS

Total Diversion:

30 CFS

9000 AF

Date Filed: 08-23-2021

Place Of Use: IRRIGATION STORAGE

T14S R38E S13

NWSW,SWSW

T14S R38E S14

NESE,NWSE,SWSE,SESE

T14S R38E S23

NENE,NWNE,SENE,NESE,SESE

T14S R38E S24

NENW,NWNW,SWNW,SENW,NESW,NWSW,SWSW,SESW,NWSE,SWSE,SESE

T14S R38E S25

NENW,NWNW

T14S R39E S11

SWSE,SESE

T14S R39E S14

NENE,NWNE,SWNE,NENW,NWNW,SWNW,SENW,NESW

T14S R39E S22

SWSE

T14S R39E S26

SWNW,SENW,NWSW

T14S R39E S27

NENE,NWNE,SWNE,SENE,NENW

Place Of Use: IRRIGATION

T14S R38E S15

NENE,NWNE,SWNE,SENE,SENW,NENW,NWNW,SWNW,SWSW,NESW,NWSW,SESW,NESE,SWSE,NWSE,SESE

PLACE OF USE FOR IRRIGATION AND IRRIGATION FROM STORAGE IS WITHIN THE SERVICE AREA OF THE TWIN LAKES

**CANAL COMPANY.**

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Eastern office at (208)525-7161; or for a full description of the right(s), please see <https://idwr.idaho.gov/apps/ExtSearch/WRApplicationResults/>. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. 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 11/8/2021. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

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