

RECEIVED

SEP 07 2021

DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF PROTEST
Application for Transfer No. 85188

September 07, 2021

1. Matter being protested

Application for Transfer No. 85188 by Jefferson Irrigation Co LTD involving water rights 31-02451, 31-07113, 31-07327, 31-10322, 31-10323, 31-10324, and 31-10325.

2. Name of protestant

United States Department of the Interior
Bureau of Land Management
Idaho State Office
1387 South Vinnell Way
Boise, Idaho 83709-1657

3. Protestant's Representative for service (if different than protestant)

Fredric W. Price (contact person)

4. Service mailing address

United States Department of the Interior
Bureau of Land Management
Idaho State Office
1387 South Vinnell Way
Boise, Idaho 83709-1657

5. Service telephone no.

(208) 373-3831

6. Basis of protest (including statement of facts and law upon which the protest is based).

On July 19, 2021, Jefferson Irrigation Company Limited ("Applicant") filed Application for Transfer No. 85188 ("Application"). The Application for Transfer seeks to add existing and new points of diversions ("PODs") to the water rights 31-02451, 31-07113, 31-07327, 31-10322, 31-10323, 31-10324, and 31-10325. The two new points of diversion described within T07N, R34E, S03, SWNE entirely describes federal land managed by the Bureau of Land Management ("BLM").

The application refers to existing Right of Way Permits from BLM. The applicant holds BLM ROW IDI-016426 which authorizes existing facilities but not future facilities. The applicant is not authorized to disturb federal land to construct new wells proposed under this application described within T07N, R43E, S03, SWNE (BLM). An approved amendment to ROW IDI-016426 is required to authorize any disturbance of federal land to construct, use, or access the two wells proposed under this application.

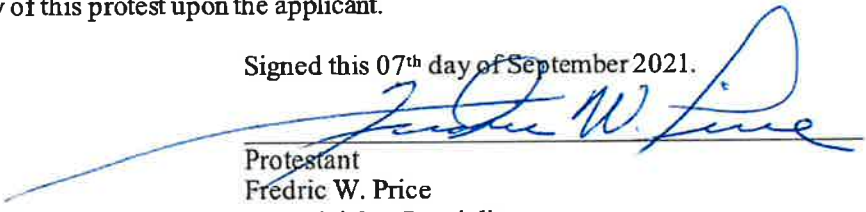
7. What would resolve your protest?

A. Withdraw the application, or

- B. Applicant receives authorization from BLM through an approved, amended ROW for any disturbance of federal land proposed under Application for Transfer 85188 and to construct, use, and access new wells described within T07N, R34E, S03, SWNE (BLM). and;
- C. Include the following limiting conditions on any issued permit:
- 1) This right does not grant any right-of-way or easement across the land of another.” and;
 - 2) “Prior to diversion and use of water on or across federal land under this approval, the right holder shall obtain authorization necessary to access the point of diversion, or place of use, or to convey water across federal land.”

I hereby, acknowledge that if I, or my designated representative, fail to appear at any regularly scheduled conference or hearing in the matter of which I have been notified at the address above, the department may issue a notice of proposed default against me in this matter for failure to appear. I also verify that I have served a copy of this protest upon the applicant.

Signed this 07th day of September 2021.


Protestant
Fredric W. Price
Water Rights Specialist

Attachments:

- ◆Maps prepared by BLM for illustrative purposes.
- ◆Master Title Plat: T07N, R34E

FOR DEPARTMENT USE ONLY

Received by  Date 9-7-21
Fee Paid \$25.00 Date 9-7-21 Received by  Receipt # C110846

CERTIFICATE OF SERVICE

I certify that on September 07, 2021, I served a true and correct copy of the "**Protest of Application for Transfer No. 85188**" with enclosures upon the following individuals by placing the documents in the United States mail in Boise, Idaho, postage paid, and addressed as follows:

Original to:

Shelley Keen, Water Allocation Bureau Chief
Idaho Department of Water Resources (IDWR)
State Office
Water Management Division
P.O. Box 83720
322 East Front Street
Boise, Idaho 83720-0098

Copies to:

James Cefalo, P.E., Regional Manager
Idaho Department of Water Resources
Eastern Regional Office
650 Addison Ave W., Ste 500
Twin Falls, Idaho 83301-5858

Jefferson Irrigation Company, Limited
C/O Patrick Hendren, Registered Agent
724 East 1800 North
Monteview, ID 83435

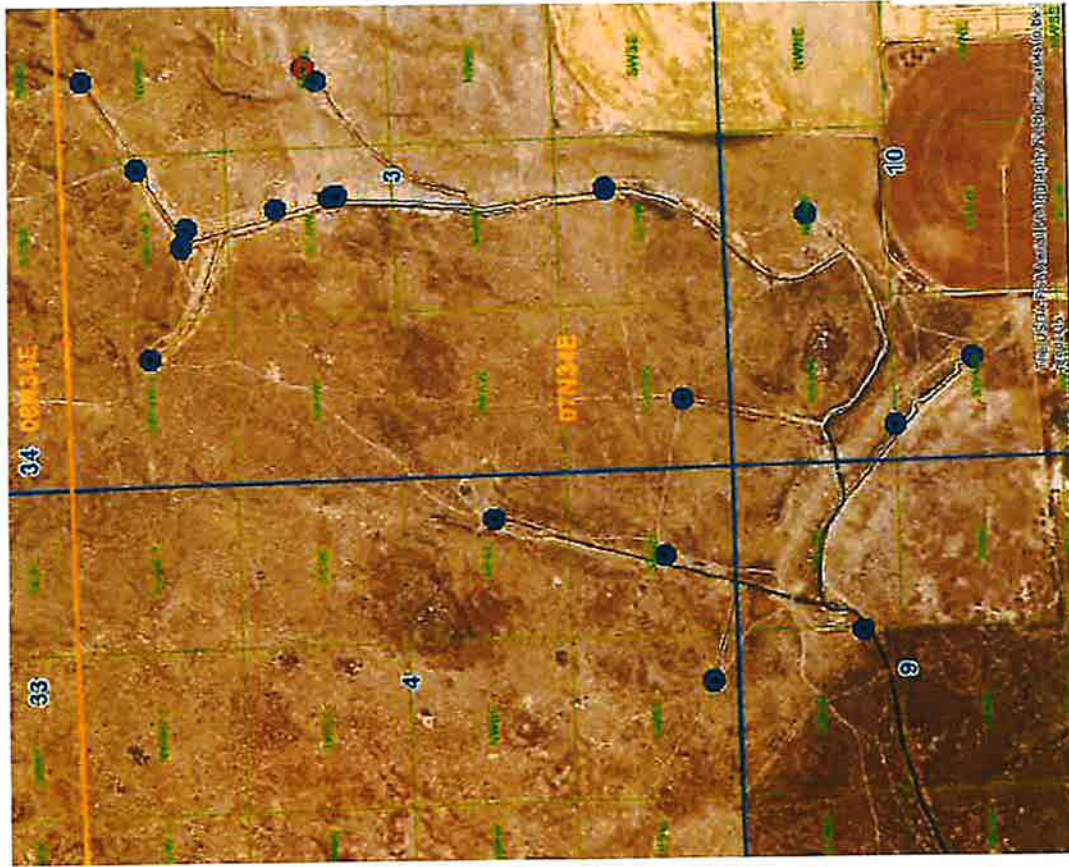
Deena Teel, Supervisory Natural Resource Specialist
U.S., Department of the Interior,
Bureau of Land Management,
Upper Snake Field Office
1405 Hollipark Drive
Idaho Falls, ID 83401

Fred Price

Person Serving Documents (print name)

[Signature]
Signature of Person Serving Documents

85188, Application for Transfer. Jefferson Irrigation Co LDT POD transfer. New POD points on BLM.



Legend

- Two (2) New_Points_of_Diversion
- Existing Points of Diversion
- Township/Range
- Sections

0 650 1,300 2,600 Feet
1 inch = 1,000 feet

Location of points of diversion (POD):

New POD?	Twp	Rge	Sec	Govt Lot	1/4	1/4	County	Source	Local name or well/diversion tag #
☒ Yes	7N	34E	3	2	NW	NE	JEFFERSON	GROUND WATER	
☒ Yes	7N	34E	3		SW	NE	JEFFERSON	GROUND WATER	
☒ Yes	7N	34E	3	3	NE	NW	JEFFERSON	GROUND WATER	
☒ Yes	7N	34E	3	3	SW	NW	JEFFERSON	GROUND WATER	
☒ Yes	7N	34E	3	4	NE	NW	JEFFERSON	GROUND WATER	
☒ Yes	7N	34E	3		SE	NW	JEFFERSON	GROUND WATER	
☒ Yes	7N	34E	3		SW	SW	JEFFERSON	GROUND WATER	
☒ Yes	7N	34E	3		NE	SE	JEFFERSON	GROUND WATER	
☒ Yes	7N	34E	4		SE	NE	JEFFERSON	GROUND WATER	
☒ Yes	7N	34E	4		SE	SW	JEFFERSON	GROUND WATER	

Location of points of diversion (POD):

New POD?	Twp	Rge	Sec	Govt Lot	1/4	1/4	County	Source	Local name or well/diversion tag #
☒ Yes	7N	34E	4		SW	SE	JEFFERSON	GROUND WATER	
☒ Yes	7N	34E	9		SE	NW	JEFFERSON	GROUND WATER	
☒ Yes	7N	34E	10		NW	NE	JEFFERSON	GROUND WATER	
☒ Yes	7N	34E	10		SW	NW	JEFFERSON	GROUND WATER	
☒ Yes	7N	34E	10		NE	SW	JEFFERSON	GROUND WATER	
☒ Yes	7N	34E	3		SE	NW	JEFFERSON	GROUND WATER	
☒ Yes	7N	34E	3		SE	NE	JEFFERSON	GROUND WATER	
☒ Yes	7N	34E	3	3	NE	NW	JEFFERSON	GROUND WATER	
☒ Yes	7N	34E	3		SE	NW	JEFFERSON	GROUND WATER	
☒ Yes	7N	34E	3		SW	NE	JEFFERSON	GROUND WATER	
☒ Yes	7N	34E	3		SW	NE	JEFFERSON	GROUND WATER	

Description of place of use (POU):

6. GENERAL INFORMATION

- 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:
20 WELLS PUMPED OPEN DICHARGE INTO A CANAL. THEY ARE MEASURED AT THE JEFFERSON IRRIGATION WEIR. PUMP PANELS ARE LOCKABLE.
- Who owns the property at the point(s) of diversion? BLM
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
RIGHT OF WAY PERMITS FROM BLM.

85188, Application for Transfer. Jefferson Irrigation Co LDT
POD transfer. New POD points on BLM.
PODs not in transfer are on BLM



PODs Before and After Transfer.

[illegible]

85188, Application for Transfer. Jefferson Irrigation Co LDT
POD transfer. **New POD points on BLM.**
PODs Before and After Transfer. Zoomed in on SWNE QQ

