

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 84976**

This is to certify that: **SAWTOOTH MOUNTAIN RANCH LLC**
2725 E TABLE ROCK RD
BOISE, ID 83712-7569

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
71-10190	WR/DECREED	9/1/1902	17.600 cfs	N/A	N/A	831.9	GOAT CREEK
71-6	WR/DECREED	5/1/1902	6.400 cfs	N/A	N/A	831.9	GOAT CREEK
71-7	WR/DECREED	6/1/1902	6.400 cfs	N/A	N/A	831.9	GOAT CREEK

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
71-10190	NO	NO	NO	YES	NO	NO
71-6	NO	NO	NO	YES	NO	NO
71-7	NO	NO	NO	YES	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
71-10190	71-10190	17.600 cfs	N/A	N/A	831.9	N/A	N/A	N/A	N/A	N/A
71-6	71-6	6.400 cfs	N/A	N/A	831.9	N/A	N/A	N/A	N/A	N/A
71-7	71-7	6.400 cfs	N/A	N/A	831.9	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		30.400 cfs	N/A	N/A	831.9		N/A	N/A	N/A	N/A

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 26th day of August, 2021.


Southern Region Manager

SUPPORT DATA

Transfer No. 84976

IN FILE # 71-6

WATER RIGHT NO. 71-10190
As Modified by Transfer No. 84976

In accordance with the approval of Transfer No. 84976, Water Right No. 71-10190 is now described as follows:

Right Holder: SAWTOOTH MOUNTAIN RANCH LLC
 2725 E TABLE ROCK RD
 BOISE, ID 83712-7569

Priority Date: 9/1/1902

Source: GOAT CREEK

Tributary: VALLEY CREEK

BENEFICIAL USE

IRRIGATION

From

5/01

To

to 10/31

Diversion Rate

17.600 cfs

17.600 cfs

LOCATION OF POINT(S) OF DIVERSION

GOAT CREEK	NWNENW	Sec 17 Twp 10N Rge 13E	CUSTER County
GOAT CREEK	SENWNW	Sec 17 Twp 10N Rge 13E	CUSTER County
GOAT CREEK	SENWNW	Sec 17 Twp 10N Rge 13E	CUSTER County
GOAT CREEK	SESWSW	Sec 4 Twp 10N Rge 13E	CUSTER County
GOAT CREEK	SWSENE	Sec 8 Twp 10N Rge 13E	CUSTER County
GOAT CREEK	SWSENE	Sec 8 Twp 10N Rge 13E	CUSTER County
GOAT CREEK	NWNESE	Sec 8 Twp 10N Rge 13E	CUSTER County
GOAT CREEK	NWNWSE	Sec 8 Twp 10N Rge 13E	CUSTER County
GOAT CREEK	SWNWSE	Sec 8 Twp 10N Rge 13E	CUSTER County
GOAT CREEK	NWSWSE	Sec 8 Twp 10N Rge 13E	CUSTER County
GOAT CREEK	NWNW	Sec 9 Twp 10N Rge 13E	CUSTER 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	
10N	13E	4											31.6	27.5			0.6		59.7
10N	13E	5																16.0	16.0
10N	13E	8	37.9	6.1	29.8	36.7									37.3	11.7		39.7	199.2
10N	13E	9		13.4	7.5		38.3	37.7	38.0	35.1	27.4	36.3	34.7	14.9		13.8	23.7		320.8
10N	13E	16		32.7	11.6		31.4	23.5	26.3	22.0									147.5
10N	13E	17	38.7			37.0									13.0				88.7

POU Total Acres: 831.9

CONDITIONS OF APPROVAL

1. Rights 71-6, 71-7, and 71-10190 when combined shall not exceed the irrigation of 831.9 acres.
2. Rights 71-4B, 71-5, 71-6, 71-7, 71-10190, 71-11, 71-12, and 71-13 when combined shall not exceed the irrigation of 1118.6 acres

Transfer No. 84976

WATER RIGHT NO. 71-10190
As Modified by Transfer No. 84976

CONDITIONS OF APPROVAL

3. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No.71.
4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 71-6
As Modified by Transfer No. 84976

In accordance with the approval of Transfer No. 84976, Water Right No. 71-6 is now described as follows:

Right Holder: SAWTOOTH MOUNTAIN RANCH LLC
 2725 E TABLE ROCK RD
 BOISE, ID 83712-7569

Priority Date: 5/1/1902

Source: GOAT CREEK

Tributary: VALLEY CREEK

BENEFICIAL USE
 IRRIGATION

From 5/01 **To** 10/31

Diversion Rate
 6.400 cfs
 6.400 cfs

LOCATION OF POINT(S) OF DIVERSION

GOAT CREEK	NWNENW	Sec 17 Twp 10N Rge 13E	CUSTER County
GOAT CREEK	SENWNW	Sec 17 Twp 10N Rge 13E	CUSTER County
GOAT CREEK	SENWNW	Sec 17 Twp 10N Rge 13E	CUSTER County
GOAT CREEK	SESWSW	Sec 4 Twp 10N Rge 13E	CUSTER County
GOAT CREEK	SWSENE	Sec 8 Twp 10N Rge 13E	CUSTER County
GOAT CREEK	SWSENE	Sec 8 Twp 10N Rge 13E	CUSTER County
GOAT CREEK	NWNESE	Sec 8 Twp 10N Rge 13E	CUSTER County
GOAT CREEK	NWNWSE	Sec 8 Twp 10N Rge 13E	CUSTER County
GOAT CREEK	SWNWSE	Sec 8 Twp 10N Rge 13E	CUSTER County
GOAT CREEK	NWSWSE	Sec 8 Twp 10N Rge 13E	CUSTER County
GOAT CREEK	NWNW	Sec 9 Twp 10N Rge 13E	CUSTER 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	
10N	13E	4											31.6	27.5			0.6		59.7
10N	13E	5																16.0	16.0
10N	13E	8	37.9	6.1	29.8	36.7									37.3	11.7		39.7	199.2
10N	13E	9		13.4	7.5		38.3	37.7	38.0	35.1	27.4	36.3	34.7	14.9		13.8	23.7		320.8
10N	13E	16		32.7	11.6		31.4	23.5	26.3	22.0									147.5
10N	13E	17	38.7			37.0									13.0				88.7

POU Total Acres: 831.9

CONDITIONS OF APPROVAL

1. Rights 71-6, 71-7, and 71-10190 when combined shall not exceed the irrigation of 831.9 acres.
2. Rights 71-4B, 71-5, 71-6, 71-7, 71-10190, 71-11, 71-12, and 71-13 when combined shall not exceed the irrigation of 1118.6 acres

Transfer No. 84976

WATER RIGHT NO. 71-6
As Modified by Transfer No. 84976

CONDITIONS OF APPROVAL

3. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No.71.
4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 71-7
As Modified by Transfer No. 84976

In accordance with the approval of Transfer No. 84976, Water Right No. 71-7 is now described as follows:

Right Holder: SAWTOOTH MOUNTAIN RANCH LLC
 2725 E TABLE ROCK RD
 BOISE, ID 83712-7569

Priority Date: 6/1/1902

Source: GOAT CREEK

Tributary: VALLEY CREEK

BENEFICIAL USE
 IRRIGATION

From 5/01 **To** 10/31

Diversion Rate
 6.400 cfs
 6.400 cfs

LOCATION OF POINT(S) OF DIVERSION

GOAT CREEK	NWNENW	Sec 17 Twp 10N Rge 13E	CUSTER County
GOAT CREEK	SENWNW	Sec 17 Twp 10N Rge 13E	CUSTER County
GOAT CREEK	SENWNW	Sec 17 Twp 10N Rge 13E	CUSTER County
GOAT CREEK	SESWSW	Sec 4 Twp 10N Rge 13E	CUSTER County
GOAT CREEK	SWSENE	Sec 8 Twp 10N Rge 13E	CUSTER County
GOAT CREEK	SWSENE	Sec 8 Twp 10N Rge 13E	CUSTER County
GOAT CREEK	NWNESE	Sec 8 Twp 10N Rge 13E	CUSTER County
GOAT CREEK	NWNWSE	Sec 8 Twp 10N Rge 13E	CUSTER County
GOAT CREEK	SWNWSE	Sec 8 Twp 10N Rge 13E	CUSTER County
GOAT CREEK	NWSWSE	Sec 8 Twp 10N Rge 13E	CUSTER County
GOAT CREEK	NWNW	Sec 9 Twp 10N Rge 13E	CUSTER 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	
10N	13E	4											31.6	27.5			0.6		59.7
10N	13E	5																16.0	16.0
10N	13E	8	37.9	6.1	29.8	36.7									37.3	11.7		39.7	199.2
10N	13E	9		13.4	7.5		38.3	37.7	38.0	35.1	27.4	36.3	34.7	14.9		13.8	23.7		320.8
10N	13E	16		32.7	11.6		31.4	23.5	26.3	22.0									147.5
10N	13E	17	38.7			37.0									13.0				88.7

POU Total Acres: 831.9

CONDITIONS OF APPROVAL

1. Rights 71-6, 71-7, and 71-10190 when combined shall not exceed the irrigation of 831.9 acres.
2. Rights 71-4B, 71-5, 71-6, 71-7, 71-10190, 71-11, 71-12, and 71-13 when combined shall not exceed the irrigation of 1118.6 acres

Transfer No. 84976

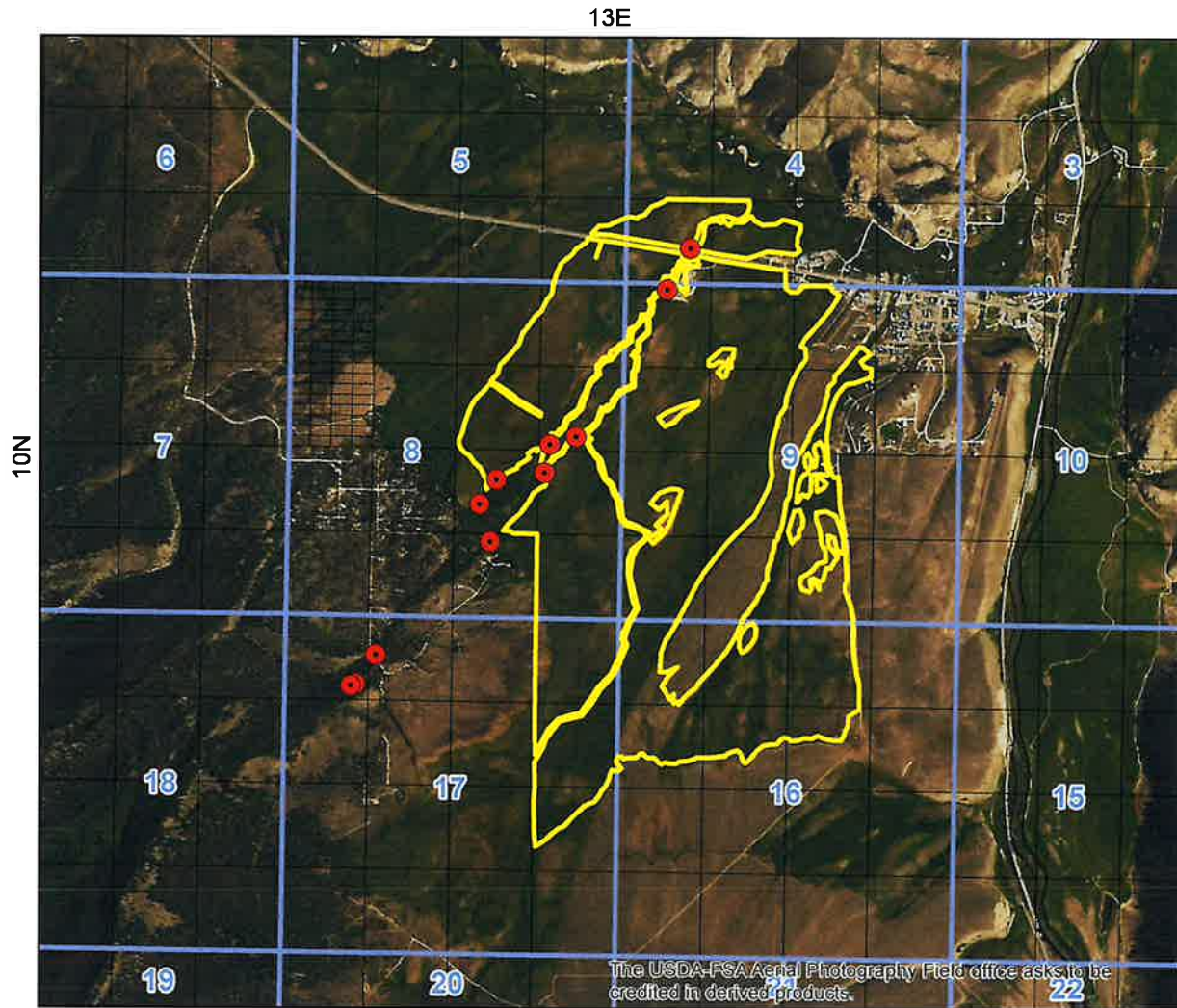
WATER RIGHT NO. 71-7
As Modified by Transfer No. 84976

CONDITIONS OF APPROVAL

3. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No.71.
4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

State of Idaho
Department of Water Resources
Attachment to Transfer # 84976
71-6, 71-7, and 71-10190

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



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

0 0.35 0.7 1.4 Miles





September 1, 2021

SAWTOOTH MOUNTAIN RANCH LLC
2725 E TABLE ROCK RD
BOISE ID 83712-7569

Re: Transfer No: 84976
Water Right No(s): 71-6, 71-7, 71-10190

Transfer Approval Notice

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208) 736-3033.

Sincerely,



Corey Skinner
Southern Regional Manager

Enclosure

c:

SPF WATER ENGINEERING
C/O PATRICK KELLY
300 E MALLARD DR STE 350
BOISE ID 83706-6660

WATER DISTRICT 71
MORGAN V MILLER
3594 HOTSPRINGS RD
CHALLIS ID 83226

CERTIFICATE OF SERVICE

I hereby certify that on September 1, 2021 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

Re: Transfer No.: 84976
Water Right No(s): 71-6, 71-7, 71-10190

SAWTOOTH MOUNTAIN RANCH LLC
2725 E TABLE ROCK RD
BOISE ID 83712-7569

SPF WATER ENGINEERING
C/O PATRICK KELLY
300 E MALLARD DR STE 350
BOISE ID 83706-6660

WATER DISTRICT 71
MORGAN V MILLER
3594 HOTSPRINGS RD
CHALLIS ID 83226



Denise Maline
Administrative Assistant

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

Sufficiency Memorandum

Date: August 5, 2021
To: Transfer 84976
From: Benny Walker
Re: Evaluation of Sufficiency of Information Submitted

Application proposes adding a new point of diversion (POD) on Goat Creek for three water rights as an authorized POD for the irrigation of 831.9 acres. The new POD will be located approximately 0.13 miles south of Hwy 21 and approximately 1.2 miles west of the Hwy 75 and Hwy 21 intersection at the City of Stanley. The new POD and the existing PODs may divert up to 30.4 cfs for irrigation use. The rights involved with the application are located within Water District 71. Watermaster comments were solicited and no comments were received. In addition watermaster comments were solicited and received from Water District 170 watermaster, with no objection to the proposal. Application was subject to notice and protest and no protest were received.

- **Authority to File:**
The applicant is listed as the current owner of the water rights involved in the transfer according to department records.
- **Water Right Validity:**
The water rights involved in the transfer were decreed in 1999. Recent aerial photography indicates that the land has been irrigated in recent years.
- **Injury to Other Water Rights:**
None anticipated.
- **Enlargement of Use:**
None anticipated.
- **Local Public Interest:**
No negative impacts anticipated. No protest were received
- **Beneficial Use/Conservation of Water Resources:**
Proposed use is recognized as a beneficial use of water
- **Effect on Economy of the Local Area:**
None anticipated.
- **Effect of the Agricultural Base of the Local Area:**
None anticipated.

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

*** Proof of Publication ***

Twin Falls Times-News
132 Fairfield St W, Twin Falls, Idaho 83301

JENNY GREEN, being duly sworn, deposes and says: That she is the Principal Clerk of the Times-News, a daily newspaper printed and published at Twin Falls, Twin Falls County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterrupted published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in the Times-News, in conformity with Section 60-108, Idaho Code, as amended, for:

2 Insertions

IDAHO DEPT OF WATER RESOURCES

Denise Lauerma

2735 AIRPORT WAY

BOISE ID 83705

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 84976**

SAWTOOTH MOUNTAIN RANCH LLC, 2725 E TABLE ROCK RD, BOISE, ID 83712-7569 has filed Application No. 84976 for changes to the following water rights within CUSTER County(s): Right No(s). 71-10190, 71-6, 71-7; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/ppsaterrights/verynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes adding a new point of diversion (POD) on Goat Creek for three water rights as an authorized POD for the irrigation of 831.9 acres. The new POD will be located 0.13 miles south of Hwy 21 approximately 1.2 miles west of the Hwy 75 and Hwy 21 intersection at the City of Stanley. The new POD and the existing PODs may divert up to 17.6 cfs for irrigation use.

For additional information concerning the property location, contact Southern Region office at (208)736-3033. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 ADDISON AVE W STE 500, TWIN FALLS ID 83301-5858 together with a protest fee of \$25.00 for each application on or before July 26, 2021. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 7/8/2021 and 7/15/2021

ORDER NUMBER 116320

Jenny Green
(Legals Clerk)

STATE OF IDAHO)

.SS

COUNTY OF TWIN FALLS)

On this 19 day of July in the year of 2021 before me, a Notary Public, personally appeared before me Jenny Green known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Amy Wiesmore
Notary Public FOR Idaho

Residing at: Twin Falls, Idaho

My Commission expires: 9-4-2026

AMY WIESMORE
COMMISSION NO. 20203230
NOTARY PUBLIC
STATE OF IDAHO

Section: Legals

Category: 50 Legal

PUBLISHED ON: 07/08/2021, 07/15/2021

TOTAL AD COST: 87.57

FILED ON: 7/15/2021

RECEIVED

JUL 23 2021

WATER RESOURCES
WESTERN REGION

RECEIVED

JUL 29 2021

DEPT OF WATER RESOURCES
SOUTHERN REGION

✓ sm 7/30/2021



PROOF OF PUBLICATION
The Challis Messenger

RECEIVED

JUL 19 2021

**DEPT OF WATER RESOURCES
SOUTHERN REGION**

State of Idaho
County of Custer

I, ~~Dawn Giannini~~, or Collins Crapo first being duly sworn, depose and say: That I am the ~~Classified Manager~~, or Processing Clerk employed by Adams Publishing Group of the Rockies LLC, publishers of The Challis Messenger, a newspaper of general circulation, published 1 day, Thursday at Challis, Idaho.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said The Challis Messenger for 2, first publication having been made on 07/08/2021 last publication having been made on 07/15/2021, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

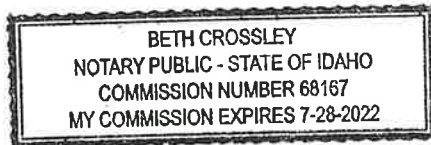
**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
TRANSFER NO. 84976**

SAWTOOTH MOUNTAIN RANCH LLC, 2725 E TABLE ROCK RD, BOISE, ID 83712-7569 has filed Application No. 84976 for changes to the following water rights within CUSTER County(s): Right No(s). 71-i0190, 71-6, 71-7. Application proposes adding a new point of diversion (POD) on Goat Creek for three water rights as an authorized POD for the irrigation of 831.9 acres. The new POD will be located 0.13 miles south of Hwy 21 approximately 1.2 miles west of the Hwy 75 and Hwy 21 intersection at the City of Stanley. The new POD and the existing PODs may divert up to 17.6 cfs for irrigation use. For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or to see a full description of these rights and/or the proposed transfers, please see research.idwr.idaho.gov/apps/waterrights/QueryNewTransfers.

Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 ADDISON AVE W, STE 500, TWIN FALLS, ID 83301-5858 together with a protest fee of \$25.00 for each application on or before July 26, 2021. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published in the Post
Register on July 7th & 14th;
and Challis Messenger,
Times News, Idaho
Statesman, Lewiston
Tribune on July 8th & 15th,
2021 (118184-12622)

Subscribed and sworn to before me, on this 15th day of July, 2021



[Signature]

Beth Crossley

Notary Public
My commission expires:

attached jurat

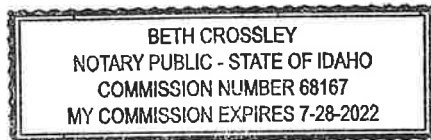
STATE OF IDAHO

ss.

COUNTY OF CUSTER

On this 15th day of July, 2021 before me, the undersigned, a Notary public for said state, personally appeared ~~Dawn Giannini~~ or Collins Crapo, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he/she/they executed the same,

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



Beth Crossley
Notary Public for APG of the Rockies
Residing: Idaho Falls, Idaho
Commission expires:

✓ sm 7-27-2021



PROOF OF PUBLICATION Post Register

RECEIVED

JUL 19 2021

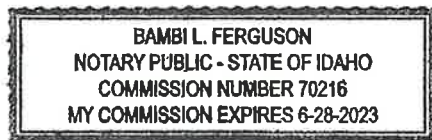
DEPT OF WATER RESOURCES
SOUTHERN REGION

State of Idaho
County of Bonneville

I, ~~Dawn Giannini~~, or Collins Crapo first being duly sworn, depose and say: That I am the ~~Classified Manager~~, or Processing Clerk employed by Adams Publishing Group of the Rockies LLC, publishers of The Post Register, a newspaper of general circulation, published 4 days, Tuesday, Wednesday, Friday and Sunday, at Idaho Falls, Idaho.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post Register for 2, first publication having been made on 07/07/2021 last publication having been made on 07/14/2021, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, on this 14th day of July, 2021



Notary Public
My commission expires:

attached jurat

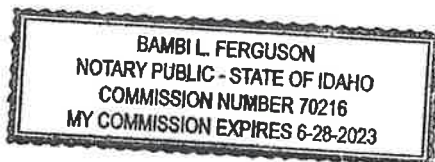
STATE OF IDAHO

ss.

COUNTY OF BONNEVILLE

On this 14th day of July, 2021 before me, the undersigned, a Notary public for said state, personally appeared ~~Dawn Giannini~~ or Collins Crapo, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he/she/they executed the same,

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 APG of the Rockies
Residing: Idaho Falls, Idaho
Commission expires:

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 84976

SAWTOOTH MOUNTAIN RANCH LLC, 2725 E TABLE ROCK RD, BOISE, ID 83712-7569 has filed Application No. 84976 for changes to the following water rights within CUSTER County(s): Right No(s). 71-10190, 71-6, 71-7. Application proposes adding a new point of diversion (POD) on Goat Creek for three water rights as an authorized POD for the irrigation of 831.9 acres. The new POD will be located 0.13 miles south of Hwy 21 approximately 1.2 miles west of the Hwy 75 and Hwy 21 intersection at the City of Stanley. The new POD and the existing PODs may divert up to 17.6 cfs for irrigation use. For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or to see a full description of these rights and/or the proposed transfers, please see research.idwr.idaho.gov/apps/waterrights/QueryNewTransfers.

Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 ADDISON AVE W, STE 500, TWIN FALLS, ID 83301-5858 together with a protest fee of \$25.00 for each application on or before July 26, 2021. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published in the Post Register on July 7th & 14th; and Challis Messenger, Times News, Idaho Statesman, Lewiston Tribune on July 8th & 15th, 2021 (118137-12622)

✓ 7-27-2021

TRIBUNE PUBLISHING COMPANY, INC

The Lewiston Tribune
505 C St., P.O.Box 957
Lewiston, Idaho 83501
(208) 743-9411

**LEGAL ADVERTISING
INVOICE**

Sold To: DEPT OF WATER RESOURCES
650 ADDISON AVE W, STE 500
TWIN FALLS ID 83301

Date:	<u>07/15/2021</u>	INVOICE NO.	<u>164206</u>
Account No.	<u>446620</u>		
Description	<u>164206 NOTICE O</u>		
Times	<u>2</u>	Lines	<u>64</u>
		Tab. lines	
		\$	<u>91.20</u>

RECEIVED

JUL 19 2021

DEPT OF WATER RESOURCES
SOUTHERN REGION

PO# Maline, Denise

NOTICE: This is a invoice of Purchase made by you. Statement will be rendered the first of the month
Please Retain This Invoice as Your Statement Will Refer to Invoice by No. Only.

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
TRANSFER NO. 84976**

SAWTOOTH MOUNTAIN
RANCH LLC, 2725 E TABLE
ROCK RD, BOISE, ID 83712-7569
has filed Application No. 84976
for changes to the following water
rights within CUSTER County(s):
Right No(s). 71-10190, 71-6, 71-7;
to see a full description of these
rights and the proposed transfer,
please see <https://research.idwr.idaho.gov/apps/waterrights/que-rynewtransfers>. The purpose of
the transfer is to change a portion
of the above rights as follows: Ap-
plication proposes adding a new
point of diversion (POD) on Goat
Creek for three water rights as
an authorized POD for the irriga-
tion of 831.9 acres. The new POD
will be located 0.13 miles south of
Hwy 21 approximately 1.2 miles
west of the Hwy 75 and Hwy 21

intersection at the City of Stanley.
The new POD and the existing
PODs may divert up to 17.6 cfs
for irrigation use.

For additional information con-
cerning the property location,
contact Southern Region office
at (208)736-3033. Protests may
be submitted based on the cri-
teria of Idaho Code Sec. 42-222.
Any protest against the proposed
change must be filed with the
Department of Water Resources,
Southern Region, 650 ADDISON
AVE W STE 500, TWIN FALLS
ID 83301-5858 together with a
protest fee of \$25.00 for each ap-
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2021. The protestant must also
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applicant.

GARY SPACKMAN,
Director
Published in Challis Messenger
on July 7th & 14th; and Times
News, Idaho Statesman, Post
Register & Lewiston Tribune on
July 8th & 15th, 2021

AFFIDAVIT OF PUBLICATION

Hollie K Vance, being duly sworn, deposes and
says, I am the Legal Clerk of the Tribune
Publishing Company, a corporation organized and existing
under and by virtue of the laws of the State of Idaho
and under and by virtue of the laws of the State of Washington,
publishers of the Lewiston Tribune, a news-
paper of general circulation published at Lewiston, Nez Perce
County, Idaho; That the said Lewiston Tribune is
an established newspaper and has been published regularly
and issued regularly at least once a day for more than 105
consecutive years next immediately preceding the first
publication of this notice, and has been so published
uninterrupted for said period; that the 164206 NOTICE O
attached hereto and which is made a part of this affidavit
was published in the said Lewiston Tribune,

2 time(s). Publication being on
07/08, or once a WEEK
for 2 consecutive WEEK,
the first publication thereof being on the 07/08/2021,
and the last publication thereof being on the 07/15/2021,
and said 164206 NOTICE O was so published in the
regular and entire issue of said newspaper and was not in a
supplement thereof and was so published in every issue and
number of the said paper, during the period and times of
publication as set forth above.

Hollie K Vance

State of Idaho

S.S.

County of Nez Perce

On this 15th day of July in the year
of 2021, before me, a Notary Public, personally
appeared Hollie K Vance, known or identified
to me to be the person whose name subscribed to the
within instrument, and being by me first duly sworn,
declared that the statements therein are true, and
acknowledged to me that he executed the same.

Barb Marsh
Notary Public in and for the State of Idaho,
residing at Lewiston, therein
Commission Expires 2.14.25



✓ dm 7/27/2021



Beaufort Gazette
Belleville News-Democrat
Bellingham Herald
Bradenton Herald
Centre Daily Times
Charlotte Observer
Columbus Ledger-Enquirer
Fresno Bee

The Herald - Rock Hill
Herald Sun - Durham
Idaho Statesman
Island Packet
Kansas City Star
Lexington Herald-Leader
Merced Sun-Star
Miami Herald

el Nuevo Herald - Miami
Modesto Bee
Raleigh News & Observer
The Olympian
Sacramento Bee
Fort Worth Star-Telegram
The State - Columbia
Sun Herald - Biloxi

Sun News - Myrtle Beach
The News Tribune Tacoma
The Telegraph - Macon
San Luis Obispo Tribune
Tri-City Herald
Wichita Eagle

AFFIDAVIT OF PUBLICATION

Account #	Order Number	Identification	Order PO	Amount	Cols	Depth
37634	95368	Print Legal Ad - IPL0031029		\$56.06	1	43 L

Attention: Denise Malin

IDAHO DEPT OF WATER RESOURCES / SOUTH
650 ADDISON AVE W, STE 500
TWIN FALLS, ID 83301

RECEIVED

JUL 15 2021

DEPT OF WATER RESOURCES
SOUTHERN REGION

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
TRANSFER NO. 84976**

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For additional information concerning the property location, contact Southern Region office at (208)736-3033. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 ADDISON AVE W STE 500, TWIN FALLS ID 83301-5858 together with a protest fee of \$25.00 for each application on or before July 26, 2021. The protestant must also send a copy of the protest to the applicant. GARY SPACKMAN, Director
IPL0031029
Jul 8, 2021

Bettina Jantzen, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in The Idaho Statesman, in conformity with Section 60-108, Idaho Code, as amended, for:

No. of Insertions: 2

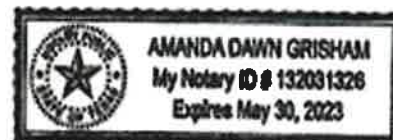
Beginning Issue of: 07/08/2021

Ending Issue of: 07/15/2021

(Legals Clerk)

On this 15th day of July in the year of 2021 before me, a Notary Public, personally appeared before me Bettina Jantzen known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Notary Public in and for the state of Texas, residing in Dallas County



Extra charge for lost or duplicate affidavits.
Legal document please do not destroy!

✓ dm 7/27/2021

Maline, Denise

From: Visosky, Steven
Sent: Tuesday, July 6, 2021 9:55 AM
To: Maline, Denise; Walker, Benny
Cc: Whitney, Rob
Subject: RE: Comment Letter for Transfer 84976

Denise,

Thank you for reaching out. Watermaster Morgan Miller of WD71 would be the best reference if there were any local concerns however I reviewed the transfer and it looks like the applicant is simply adding an additional POD. I don't see any water rights that would be potentially be damaged by the proposed transfer and therefore have no objections to the proposal.

Steve Visosky
Idaho Department of Water Resources
208-287-4933 | email: steven.visosky@idwr.idaho.gov

From: Maline, Denise
Sent: Friday, July 2, 2021 11:43 AM
To: Whitney, Rob <Rob.Whitney@idwr.idaho.gov>; Visosky, Steven <Steven.Visosky@idwr.idaho.gov>
Subject: Comment Letter for Transfer 84976

Rob & Steve,

Attached is an application for transfer within WD170, currently being processed by the department. Please review the application and provide any necessary comments within 21 days. Comments have also been solicited from WD71.

If you have any questions regarding this application, please feel free to contact Water Resource Agent Benny Walker at (208) 736-3033.

Thank you in advance,

Denise