

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 84224**

This is to certify that: FRENCH QUARTER FARMS LLC
PO BOX 9160
KETCHUM, ID 83340-7140

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>
37-7667	WR/DECREED	9/15/1977	14.850 cfs	10722.2 af	N/A	N/A	SULLIVAN 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>
37-7667	NO	YES	YES	NO	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>
37-7667	37-7667	14.850 cfs	10722.2 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		14.850 cfs	10722.2 af	N/A	N/A		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 31ST day of August, 2021.



Southern Region Manager

WATER RIGHT NO. 37-7667**As Modified by Transfer No. 84224**

In accordance with the approval of Transfer No. 84224, Water Right No. 37-7667 is now described as follows:

Right Holder: FRENCH QUARTER FARMS LLC
PO BOX 9160
KETCHUM, ID 83340-7140

Priority Date: 9/15/1977

Source: SULLIVAN CREEK

Tributary: SNAKE RIVER

BENEFICIAL USE

FISH PROPAGATION

From

01/01

To

to 12/31

Diversion Rate

14.850 cfs

14.850 cfs

Diversion Volume

10722.2 af

10722.2 af

LOCATION OF POINT(S) OF DIVERSION

SULLIVAN CREEK	L3 (NESE)	Sec 20 Twp 06S Rge 13E	GOODING County
SULLIVAN CREEK	L3 (NESE)	Sec 20 Twp 06S Rge 13E	GOODING County
SULLIVAN CREEK	NENW	Sec 21 Twp 06S Rge 13E	GOODING County
SULLIVAN CREEK	SENW	Sec 21 Twp 06S Rge 13E	GOODING County

PLACE OF USE: FISH PROPAGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	13E	20			X										X	X			
06S	13E	21					X	X		X					L3				0

CONDITIONS OF APPROVAL

1. 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. 130.
2. 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).
3. The right holder shall not divert water at a rate exceeding what is reasonably necessary for the beneficial use authorized by this right.
4. This right does not grant any right-of-way or easement across the land of another.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Transfer No. 84224

WATER RIGHT NO. 37-7667

As Modified by Transfer No. 84224

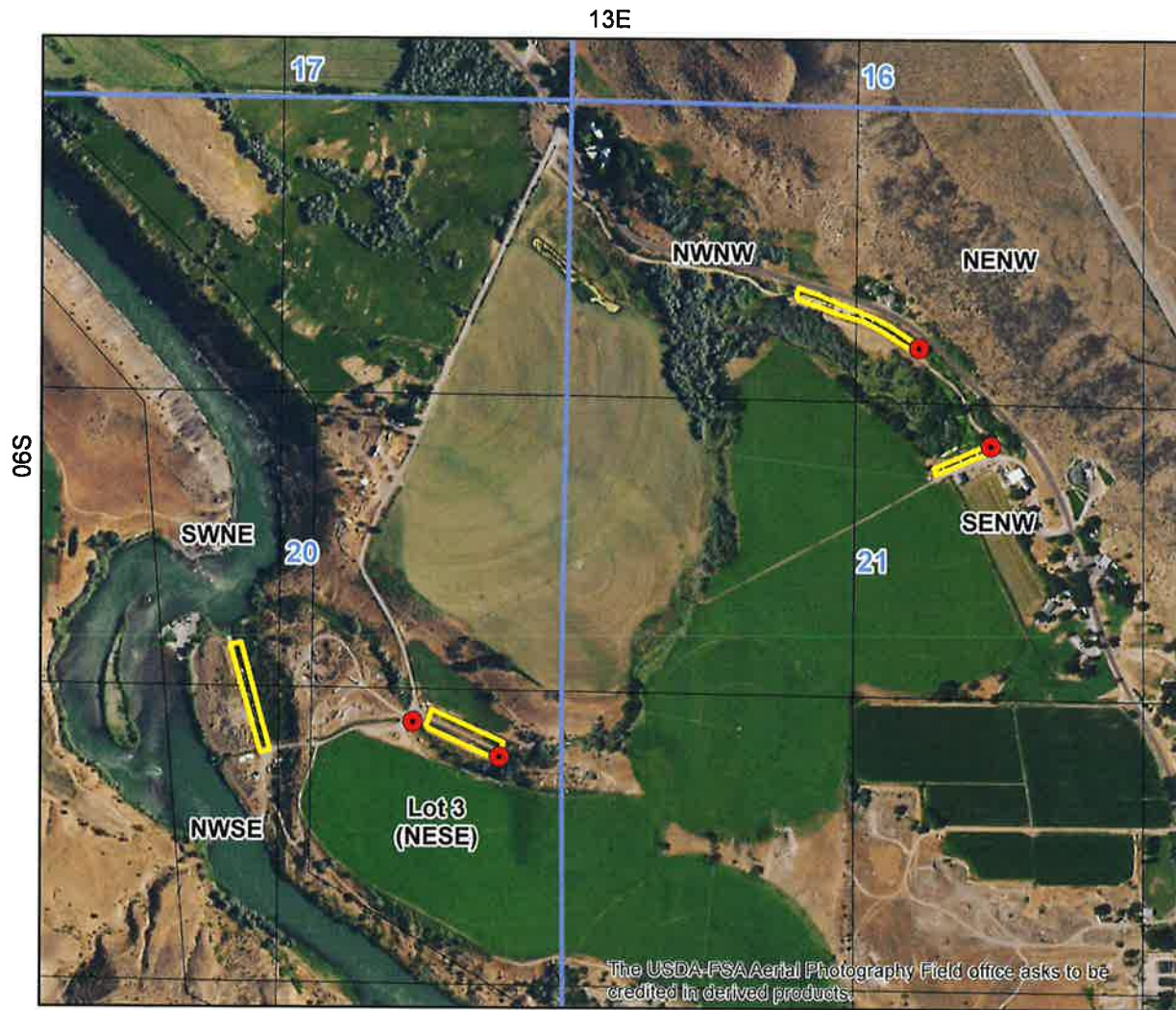
CONDITIONS OF APPROVAL

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 # 84224
37-7667

This map depicts the FISH PROPAGATION place of use boundary for this water right 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 0.1 0.2 0.4 Miles





IDAHO DEPARTMENT OF
WATER RESOURCES

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

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

September 2, 2021

FRENCH QUARTER FARMS LLC
PO BOX 9160
KETCHUM ID 83340-7140

Re: Transfer No: 84224
Water Right No(s): 37-7667

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:

WATER DISTRICT 130
NATHAN ERICKSON
650 ADDISON AVE W STE 500
TWIN FALLS ID 83301-5858

CERTIFICATE OF SERVICE

I hereby certify that on September 2, 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.: 84224
Water Right No(s): 37-7667

FRENCH QUARTER FARMS LLC
PO BOX 9160
KETCHUM ID 83340-7140

WATER DISTRICT 130
NATHAN ERICKSON
650 ADDISON AVE W STE 500
TWIN FALLS ID 83301-5858



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.

MEMORANDUM

Date: August 26, 2021
To: Transfer #84224 File, French Quarter Farms, LLC
From: Jim Bitzenburg
Re: Evaluation of Sufficiency of Information Submitted

Application for transfer proposes to change points of diversion (POD) and the place of use (POU) for a fish propagation water right which currently diverts up to 14.85 cfs from Sullivan Creek. The proposed POU and PODs are in a general area located approximately 5.0 miles north and 1.4 miles west of the intersection of Main Street and State Street in Hagerman. The transfer reflects current conditions resulting from changes in the system that have occurred over time.

The proposed transfer is in Water District 130 and Watermaster comments were solicited. The Watermaster had no objections to the transfer. Because the transfer proposes changing PODs on a stream source, the transfer was advertised and subject to public scrutiny. No protests to the transfer were filed.

- **Authority to File:**
The Department's database indicates that water right 37-7667 is owned by the applicant, French Quarter Farms, LLC. The application was signed by Peter J. Merlone, registered agent of the LLC.
- **Water Right Validity:**
The water right was decreed in the SRBA in 2009, and recent aerial imagery appears to show use in the raceways, so forfeiture is likely not an issue.
- **Injury to Other Water Rights:**
None anticipated or foreseen. The transfer reflects changes in the system that have already occurred.
- **Enlargement of Use:**
None anticipated.
- **Local Public Interest:**
No issues anticipated. The transfer was advertised.
- **Beneficial Use/Conservation of Water Resources:**
Proposed use is recognized as a beneficial use of water.
- **Effect on the Economy of the Local Area:**
None Anticipated
- **Effect of the Agricultural Base of the 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.

State of Idaho
Department of Water Resources

RECOMMENDATION OF WATERMASTER

Transfer No: 84224
Water Right No: 37-7667
Applicant Name: French Quarter Farms LLC

Watermaster's Recommendation:

- a) ☒ I do not oppose approval of this application
- b) ☐ I do not oppose approval of this application under the following terms:
- c) ☐ I oppose approval of this application(s) for the following reasons:
- d) ☐ Additional comment:

Dated: August 19, 2021

Water District 130



Nathan Erickson, Watermaster

**** Proof of Publication ****

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

SHERRI DAVIS, 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 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 Times-News, in conformity with Section 60-108, Idaho Code, as amended, for:

2 Insertions

ID DEPARTMENT OF WATER RESOURCES

650 ADDISON AVE W, STE 500
TWIN FALLS ID 83301

ORDER NUMBER 117441

Sherrí Davis
(Legals Clerk)

STATE OF IDAHO)
 SS
COUNTY OF TWIN FALLS)

On this 16th day of August in the year of 2021 before me, a Notary Public, personally appeared before me Sherrí Davis 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.

Reba M. Davis
Notary Public FOR Idaho
Residing at: Twin Falls, Idaho
My Commission expires: 5/8/2026



Section: Legals

Category: 50 Legal

PUBLISHED ON: 08/05/2021, 08/12/2021

TOTAL AD COST: 192.33
FILED ON: 8/16/2021

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 84224**

FRENCH QUARTER FARMS LLC, PO BOX 9160, KETCHUM, ID 83340-7140 has filed Application No. 84224 for changes to the following water rights within GOODING County(s): Right No(s). 37-7667. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change points of diversion (POD) and the place of use (POU) for a fish propagation water right which currently diverts up to 14.85 cfs from Sullivan Creek. The proposed POU and PODs are in a general area located approximately 5.0 miles north and 1.4 miles west of the intersection of Main Street and State Street in Hagerman. The transfer reflects current conditions resulting from changes in the system that have occurred over time.

TRANSFER NO. 85046

SANDRA AGUEDA and JOE E AGUEDA, 326 E 400 N, JEROME, ID 83338 has filed Application No. 85046 for changes to the following water rights within JEROME County(s): Right No(s). 36-14860, 36-4157D. The purpose of the transfer is to change a portion of the above rights as follows: This application for transfer is being filed to add a new well as a point of diversion (POD) for two stockwater and commercial ground water rights for an existing dairy. The total diversion of up to 0.39 cfs and 48.8 af will be diverted from the new POD and the two existing PODs. The PODs and dairy site are located approximately 3.7 to 4.2 miles north and 3.0 to 3.8 miles east of the center of Jerome.

TRANSFER NO. 85137

BOX CANYON LAND HOLDINGS LLC, PO BOX 140, WENDELL, ID 83355-0140 has filed Application No. 85137 for changes to the following water rights within GOODING County(s): Right No(s). 36-10395, 36-10899, 36-2312D, 36-4151B, 36-7291D, 36-7387D, 36-7871, 36-8362, 36-8367. The purpose of the transfer is to change a portion of the above rights as follows: Transfer proposes adding two points of diversion and changing the place of use for five stockwater & commercial water rights (2.25 cfs total) currently in use at an existing dairy facility, locally known as "Box Canyon Dairy", located approximately 5.0 to 5.5 miles south and 2.7 to 3.4 miles west of Wendell. Application also proposes changing the points of diversion and place of use for portions of four stockwater & commercial water rights (0.50 cfs total) to be transferred from three separate dairy facilities to the "Box Canyon Dairy" site. These three separate dairy facilities are all located within a half mile of the "Box Canyon Dairy" site. Application proposes a total of five wells, four existing wells and one proposed new well to be drilled at the "Box Canyon Dairy" site to allow for the diversion of a total combined rate of 2.75 cfs.

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 the proposed transfers, please see research.idwr.idaho.gov/ppsaterights veryNew-Transfers. 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 **August 23, 2021**. The protestant must also send a copy of the protest to the applicant.
GARY SPACKMAN, Director

Published on August 5th & 12th, 2021

RECEIVED

AUG 19 2021

DEPT OF WATER RESOURCES
SOUTHERN REGION

✓ dm 8-23-2021



PROOF OF PUBLICATION Post Register

RECEIVED
AUG 16 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 08/04/2021 last publication having been made on 08/11/2021, 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.

[Signature]

Subscribed and sworn to before me, on this 11th day of August, 2021



[Signature]
Notary Public
My commission expires:

attached jurat

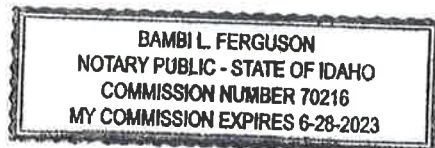
STATE OF IDAHO

ss.

COUNTY OF BONNEVILLE

On this 11th day of August, 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.



[Signature]
Notary Public for APG of the Rockies
Residing: Idaho Falls, Idaho
Commission expires:

✓ dm 8-23-2021

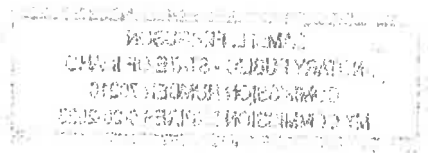


**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 84224**

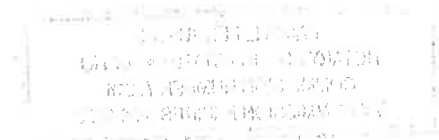
FRENCH QUARTER FARMS LLC, PO BOX 9160, KETCHUM, ID 83340-7140 has filed Application No. 84224 for changes to the following water rights within GOODING County(s): Right No(s). 37-7667. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change points of diversion (POD) and the place of use (POU) for a fish propagation water right which currently diverts up to 14.85 cfs from Sullivan Creek. The proposed POU and PODs are in a general area located approximately 5.0 miles north and 1.4 miles west of the intersection of Main Street and State Street in Hagerman. The transfer reflects current conditions resulting from changes in the system that have occurred over time. 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 **August 23, 2021**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published: August 4, 11, 2021. (129783-12622)



✓ dm 8-23-2021



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

Date: 08/12/2021 INVOICE NO. 164716
Account No. 446620
Description 164716 NOTICE O
Times 2 Lines 64
Tab. lines

LEGAL ADVERTISING
INVOICE

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

RECEIVED

AUG 16 2021

PO# Maline, Denise

DEPT OF WATER RESOURCES
SOUTHERN REGION

\$ 91.20

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.

164716
**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
TRANSFER NO. 84224**
FRENCH QUARTER FARMS
LLC, PO BOX 9160, KETCHUM,
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Protests may be submitted based
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650 ADDISON AVE W, STE 500,
TWIN FALLS, ID 83301-5858 to-
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for each application on or before
August 23, 2021. The protestant
must also send a copy of the pro-
test to the applicant.

GARY SPACKMAN,
Director
Published in Times News, Idaho
Statesman, Post Register & Lew-
iston Tribune on August 5th &
12th, 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 164716 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
08/05, or once a week
for 2 consecutive weeks,
the first publication thereof being on the 08/05/2021,
and the last publication thereof being on the 08/12/2021,
and said 164716 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 12th day of August 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 8-23-2021



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	112665	Print Legal Ad - IPL0034946		\$58.83	1	46 L

Attention: Denise Malin

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

RECEIVED

AUG 12 2021

DEPT OF WATER RESOURCES
SOUTHERN REGION

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 84224

FRENCH QUARTER FARMS LLC, PO BOX 9160, KETCHUM, ID 83340-7140 has filed Application No. 84224 for changes to the following water rights within GOODING County(s): Right No(s). 37-7667. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change points of diversion (POD) and the place of use (POU) for a fish propagation water right which currently diverts up to 14.85 cfs from Sullivan Creek. The proposed POU and PODs are in a general area located approximately 5.0 miles north and 1.4 miles west of the intersection of Main Street and State Street in Hagerman. The transfer reflects current conditions resulting from changes in the system that have occurred over time.

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 August 23, 2021. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
IPL0034946
Aug 5, 12 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: 08/05/2021

Ending Issue of: 08/12/2021

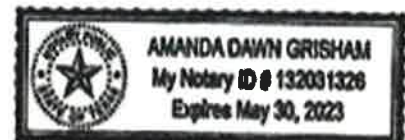
B. Jantzen

(Legals Clerk)

On this 12th day of August 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.

Amanda Grisham

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 8-23-2021

State of Idaho
Department of Water Resources
RECOMMENDATION FORM

RECEIVED

AUG 02 2021

DEPT OF WATER RESOURCES
SOUTHERN REGION

RE: Transfer No. 84224

Water Right No(s): 37-7667

Transfer Applicant's Name:

FRENCH QUARTER FARMS LLC
PO BOX 9160
KETCHUM ID 83340-7140

Recommendation:

- a) X I do not oppose approval of this application.
- b) _____ I do not oppose approval of this application if it is conditioned as follows:
- c) _____ I oppose approval of this application for the following reasons:
- d) _____ Additional comments:

Dated this 2 day of August, 2021

Dept of Fish & Game

Bradley Dawson
Signature

Bradley Dawson
Printed Name

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 84224



THE JEFFERSON
STAR

THE CHALLIS
Messenger

FILE
DATE
TIME
PAGE
FOR A
14.4
25.74
NAME
FALLS
1980
PUBLISHED
EAST 42-222 Any printer against the proposed change must file
with the Department of Water Resources, Southern Region
600 ADDISON AVE. W. STE 500, TWIN FALLS, ID 83301 \$500
together with a payment of \$25.00 for each application on or
before August 23, 2021. The printer must also send a copy of
the printed to the applicant.
GARY R. SONCKMAN, Director
Published: August 6, 13, 2021.

ADVERTISING RECEIPT

PO Box 1800,
Idaho Falls, ID 83401
Ph. (208) 683-8169 Fax: (907) 452-5054

BILLING DATE: ACCOUNT NO:

08/02/21

12622

Denise Maline
IDWR SOUTHERN REGION
650 ADDISON AVE W STE 500
TWIN FALLS, ID 83301

AD #	DESCRIPTION	START	STOP	TIMES	AMOUNT
129783	Transfer No. 84224	08/06/21	08/13/21	2	\$81.95

Proof of legal notice received
from Post Register 8/2/2021 (2 pgs)

✓ DM 8.2.2021

Payments:

Date	Method	Card Type	Last 4 Digits	Check	Amount
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Discount: \$0.00
Surcharge: \$0.00
Credits: \$0.00

Gross: \$81.95
Paid Amount: \$0.00

Amount Due: \$81.95

We Appreciate Your Business!

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 84224**

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GARY SPACKMAN, Director

Published: August 6, 13, 2021.

✓ *bm* 8.2.2021