

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF APPLICATION)
FOR TEMPORARY CHANGE OF)
WATER RIGHT NO.: 37-22777, 37-23090,)
37-23091, 37-23092, AND 37-23093)
_____)

**PRELIMINARY ORDER
AUTHORIZING TEMPORARY
CHANGE TC-37-86**

A drought emergency has been declared for Blaine, Lincoln, and Gooding Counties to allow administrative actions to lessen the severe impacts of the drought conditions in the counties; and

Idaho Code § 42-222A states that upon declaration of a drought emergency, the Director of the Department of Water Resources is authorized to allow temporary changes in the point of diversion, the place of use, and the purpose of use for valid existing water rights when the Director determines that such changes can be accomplished in accordance with the provisions of Idaho Code § 42-222A; and

On July 6, 2021, South Valley and/or Galena Ground Water Districts submitted the attached Temporary Change Application to the Department; and

The Department has reviewed the application and has determined the application can be approved with certain conditions;

ORDER

IT IS HEREBY ORDERED that the application is APPROVED subject to the following conditions:

1. Diversion of water pursuant to this approval is authorized only at the following points of diversion:

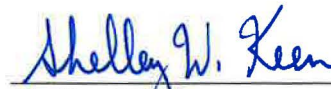
POD Location	WMIS ID	Well Name
T1S, R20E, S20, NWNENE	1001202	South Side of North Picabo Road
T1S, R20E, S20, NWNESW	1001596	Tic Toc Well
T1S, R20E, S20, SESWSE	1001558	Martin.Iden Well
T1S, R20E, S30, NWSWNE	1001560	LeDuc Well
T1S, R20E, S30, NENW	1001559	Meadow Well
T1S, R19E, S02, SWNWSW	1001097	Gannet Pivot 2
T1S, R19E, S02, SENWSW	1001317	Gannet Pivot 1
T1S, R19E, S05, Lot 1 SENE	1001162	West of Price Lane and Baseline intersection
T1N, R19E, S28, SENW	1001212	Entrance Well

2. Use of water pursuant to this approval will be administered by the watermaster of Water District No. 37.
3. This temporary change approval does not authorize construction of a new well or diversion works as a new point of diversion.
4. Water diverted under this approval shall be injected into Silver Creek or its tributaries and re-diverted at the authorized point(s) of diversion for Little Wood River water right 37-49.
5. The right holder shall maintain acceptable measuring device(s), including data logger(s), at the authorized points of diversion, points of injection into Silver Creek or its tributaries, and points of rediversion in accordance with Department specifications to determine and record the amount of water diverted.
6. This temporary change approval does not grant any right-of-way or easement to use the diversion works or conveyance works of another person or entity.
7. This temporary approval does not authorize the use of diversion works or a delivery system owned by or managed by a corporation or an irrigation district without the consent of such corporation or irrigation district.
8. The quantity of water delivered pursuant to this approval may be subject to reasonable conveyance losses, as determined by the watermaster.
9. This temporary change approval may only be used to provide a replacement water supply to lands or other uses which normally have a full water supply, except for the drought condition. This temporary change approval may not be used to provide water for new development or to allow expansion of the use of water under existing water rights.
10. The use of the portion of water right 37-22777 subject to this approval is limited to the diversion of 2.33 cubic feet per second and no more than 407 acre-feet for irrigation of 116.4 acres. The use of portions of water rights 37-23090, 37-23091, 37-23092, and 37-23093 under this approval is limited in combination to 0.79 cfs and not more than 180.6 af for irrigation 51.6 acres. Irrigation pursuant to this approval shall occur only on a total of 168 acres within the authorized place of use for Little Wood River water right 37-49 for the remainder of the 2021 irrigation season. The rights cannot be moved back to the place of use where they originated for the remainder of this irrigation season.
11. Water shall not be diverted pursuant to this approval when the authorized place of use is not being irrigated.
12. The applicant assumes all risk of curtailment or mitigation should the diversion

and use of water under the temporary change approval cause injury to other water rights, constitute an enlargement in use of the original right, be inconsistent with the conservation of water resources within the state of Idaho, or not be in the local public interest.

13. The applicant agrees to hold the Director and the State of Idaho harmless from all liability on account of the diversion and use of water under this temporary change approval.
14. This temporary change approval expires on October 31, 2021 unless rescinded or extended by the director. Thereafter, the water right shall revert to the point of diversion, place of use and nature of use existing prior to the temporary change approval.

DATED this 8th day of July, 2021.



Shelley W. Keen
Water Allocation Bureau Chief

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.

JUL 06 2021

DEPARTMENT OF
WATER RESOURCESSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TEMPORARY CHANGE APPLICATION

(To change point of diversion, place of use, or purpose of use of a water right upon declaration of a drought emergency in accordance with Section 42-222A, Idaho Code.)

Name of Applicant South Valley &/or Galena Ground Water Districts Phone 208-336-0700
 Mailing Address PO Box 2139, Boise, ID 83701 Email brs@idahowaters.com

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☐ Change purpose of use ☐ Other

2. Describe the proposed change(s) and explain the reason(s) they are needed. _____
Ground water rights not in use in 2021 are proposed to be used for irrigation by pumping from select wells into
Silver Creek to augment the discharge of the Little Wood River to benefit an 1883 priority water right identified by
the Watermaster as 37-49.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>37-22777</u>	<u>12/5/1979</u>	<u>3.18</u>	<u>Irrigation</u>	<u>4/15</u> to <u>10/31</u>
<u>37-23090</u>	<u>11/13/1959</u>	<u>7.16</u>	<u>Irrigation</u>	<u>4/1</u> to <u>11/01</u>
<u>37-23091</u>	<u>8/1/1960</u>	<u>3.61</u>	<u>Irrigation</u>	<u>4/15</u> to <u>10/31</u>
<u>37-23092</u>	<u>8/20/1964</u>	<u>8.89</u>	<u>Irrigation</u>	<u>4/1</u> to <u>11/1</u>

2. Total amount of water being transferred 5.50 cubic feet per second and/or _____ acre-feet per annum.
 3. Source of water Ground Water tributary to _____
 4. Point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag number
1S	20E	20		NW	NE	NE	Blaine	Ground Water	No Log - RF = 0.1035
				NW	NE	SW	"	"	No Log - RF = 0.147
				SE	SW	SE	"	"	
		30		NW	SW	NE	"	"	

5. Lands irrigated or place of use:

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	

Total Acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TEMPORARY CHANGE APPLICATION

(To change point of diversion, place of use, or purpose of use of a water right upon declaration of a drought emergency in accordance with Section 42-222A, Idaho Code.)

Name of Applicant For additional Water Rights and PODs only. Phone _____

Mailing Address _____ Email _____

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change purpose of use ☐ Other

2. Describe the proposed change(s) and explain the reason(s) they are needed. _____

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. <u>Right Number</u>	<u>Priority</u>	<u>Amount</u> (cfs/ac-ft)	<u>Nature of Use</u>	<u>Period of Use</u>
<u>37-23093</u>	<u>4/1/1984</u>	<u>2.65</u>	<u>Irrigation</u>	<u>4/15</u> to <u>10/31</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred _____ cubic feet per second and/or _____ acre-feet per annum.

3. Source of water _____ tributary to _____

4. Point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag number
1S	20E	30			NE	NW	Blaine	Ground Water	
	19E	2		SW	NW	SW	Blaine	Ground Water	
				SE	NW	SW	Blaine	Ground Water	
		5	1	SE	NE		Blaine	Ground Water	

5. Lands irrigated or place of use:

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	

Total Acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TEMPORARY CHANGE APPLICATION

(To change point of diversion, place of use, or purpose of use of a water right upon declaration of a drought emergency in accordance with Section 42-222A, Idaho Code.)

Name of Applicant For additional PODs Only _____ Phone _____
Mailing Address _____ Email _____

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change purpose of use ☐ Other

2. Describe the proposed change(s) and explain the reason(s) they are needed. _____

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. <u>Right Number</u>	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred _____ cubic feet per second and/or _____ acre-feet per annum.

3. Source of water _____ tributary to _____.

4. Point(s) of diversion:

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag number
1S	19E	28			SE	NW	Blaine	Ground Water	

5. Lands irrigated or place of use:

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	

Total Acres _____

6. General Information:

- a. Who owns the water right to be changed? Aubry Springs Ranch LLC & Blackburn Farming LLC
- b. Describe the arrangement allowing use of the right. Sharing agreement with South Valley and Galena Ground Water Districts
- c. Describe the affect on the land now irrigated if the change is approved pursuant to this application:
Water rights are not being used in 2021 & there will be no impact to the lands these rights are appurtenant to.
- d. Has the water right sought to be transferred been used this year? ☐ Yes ☒ No If yes, explain. _____
- e. Absent the changes, how would the right be used for the remainder of the year? Remain unused.
- f. Describe other water rights used for the same purpose. None except those identified in this application.
- g. Remarks: This transfer seeks to augment the discharge of Silver Creek and the Little Wood River to supply water to water right 37-49.

I hereby assume all risk in accordance with Section 42-222A, Idaho Code, and assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. 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 voiding its approval.

Signature of Applicant

Date

FOR DEPARTMENT USE ONLY

Received by _____ Date _____ \$50 fee received by _____ Receipt No. _____

Recommend: ☐ approve ☐ deny Watermaster recommendation _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Temporary Change Application No. _____, and said application is hereby _____, subject to the following limitations and conditions:

Temporary Change Expiration Date _____

Signed this _____ day of _____, _____

For the Director

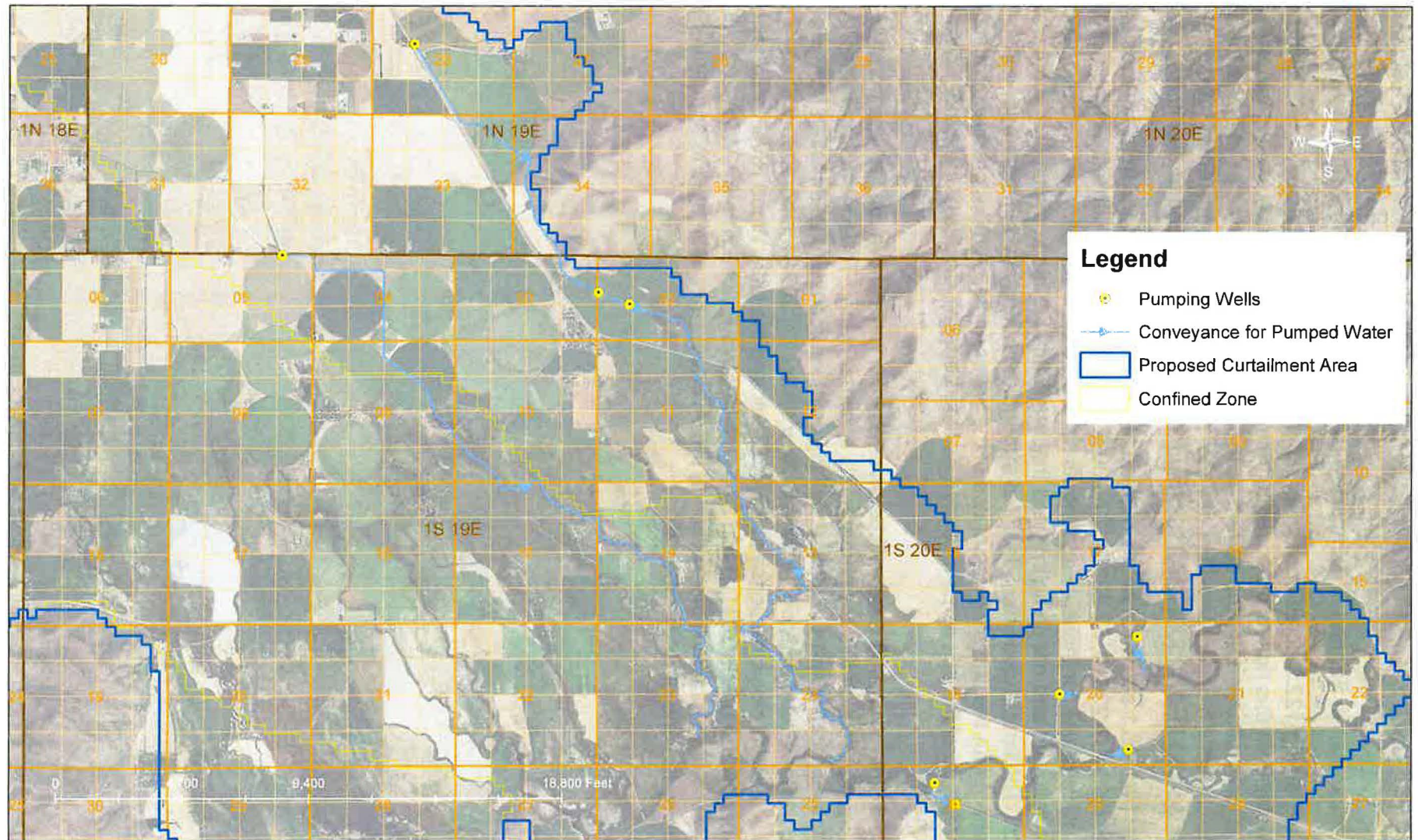
Memorandum in Support of Temporary Transfer to Supplement Water Right NO. 37-49

The remaining 122.9 acres from water right 37-22777, copy attached, are fallowed and the water from this right is proposed to be transferred to the place of use of water right 37-49, copy attached, for the current year. The remaining 45.1 acres to cover the 168 acres currently being irrigated under water right 37-49 will be transferred from water rights 37-23090, 37-23091, 37-23092 and 37-23093 as described further below.

Water from 45.1 acres not being irrigated this year will be provided from portions of water rights 37-23090, 37-23091, 37-23092 and 37-23093 not currently being used. The place of use for these 4 water rights has been reshaped this year with over 200 acres fallowed and not being irrigated that are within the place of use of these 4 water rights. The lands have been identified through the overlay of a sketch map, copy attached, with the current place of use of the water rights. A more precise mapping can be prepared of the idle acres if needed as time permits. Copies of the water rights are attached.

Up to 5.5 cfs of ground water will be diverted from wells shown on the Temporary Change Application this Memorandum is accompanying. The RF shown on the Application, for the wells without a well log, is the response function taken from the support files accompanying Jennifer Sukow's May 17, 2021 Memorandum titled "Predicted hydrologic response in Silver Creek and the Little Wood River to curtailment of groundwater use in 2021, Basin 37 Administrative Proceeding, AA-WRA-2021-001." The response function is the fraction of the diverted water estimated to appear in Silver Creek by the end of September 2021.

Wells Proposed to be Pumped for Temporary Transfers



Based on 2019 NAIP Photography



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WATER RIGHT REPORT

5/25/2021

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 37-49

Owner Type	Name and Address
Current Owner	JAMES B RITTER
Current Owner	LINDA RITTER
	PO BOX 28
	RICHFIELD, ID 83349
	2088862163

Priority Date: 04/01/1883

Basis: Decreed

Status: Active

Source	Tributary
LITTLE WOOD RIVER	MALAD RIVER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	03/15	11/15	4.2 CFS	
Total Diversion			4.2 CFS	

Location of Point(s) of Diversion:

LITTLE WOOD RIVER	SENEW	Sec. 23	Township 05S	Range 18E	LINCOLN County
LITTLE WOOD RIVER	NWSENW	Sec. 23	Township 05S	Range 18E	LINCOLN County
LITTLE WOOD RIVER	SENEW	Sec. 27	Township 05S	Range 18E	LINCOLN County
LITTLE WOOD RIVER	SESWSE	Sec. 28	Township 05S	Range 18E	LINCOLN County

Place(s) of use:

Place of Use Legal Description: IRRIGATION LINCOLN County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
05S	18E	27		NWNE	19.9									
				NENW	28.2		NWNW	1.3		SWNW	25.9		SENEW	25.9
				NWSW	28.8		SWSW	6.1						
				SENE	22.2									
	28		NESE	26.3		SWSE	13.6		SESE	17.5				

Total Acres: 215.7

Conditions of Approval:

- Right limited to 4.07 cfs when diverted from pump in Little Wood River.
- 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. 37M.
- R43 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 diversions.
- U42 Place of use does not include federal public lands.
- T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- 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.
- T19 Pursuant to Section 42-1412(6), Idaho Code, 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Dates:

Licensed Date:

Decreed Date: 09/29/2006

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: S

Owner Name Connector: And

Water District Number: 37

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust: T

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

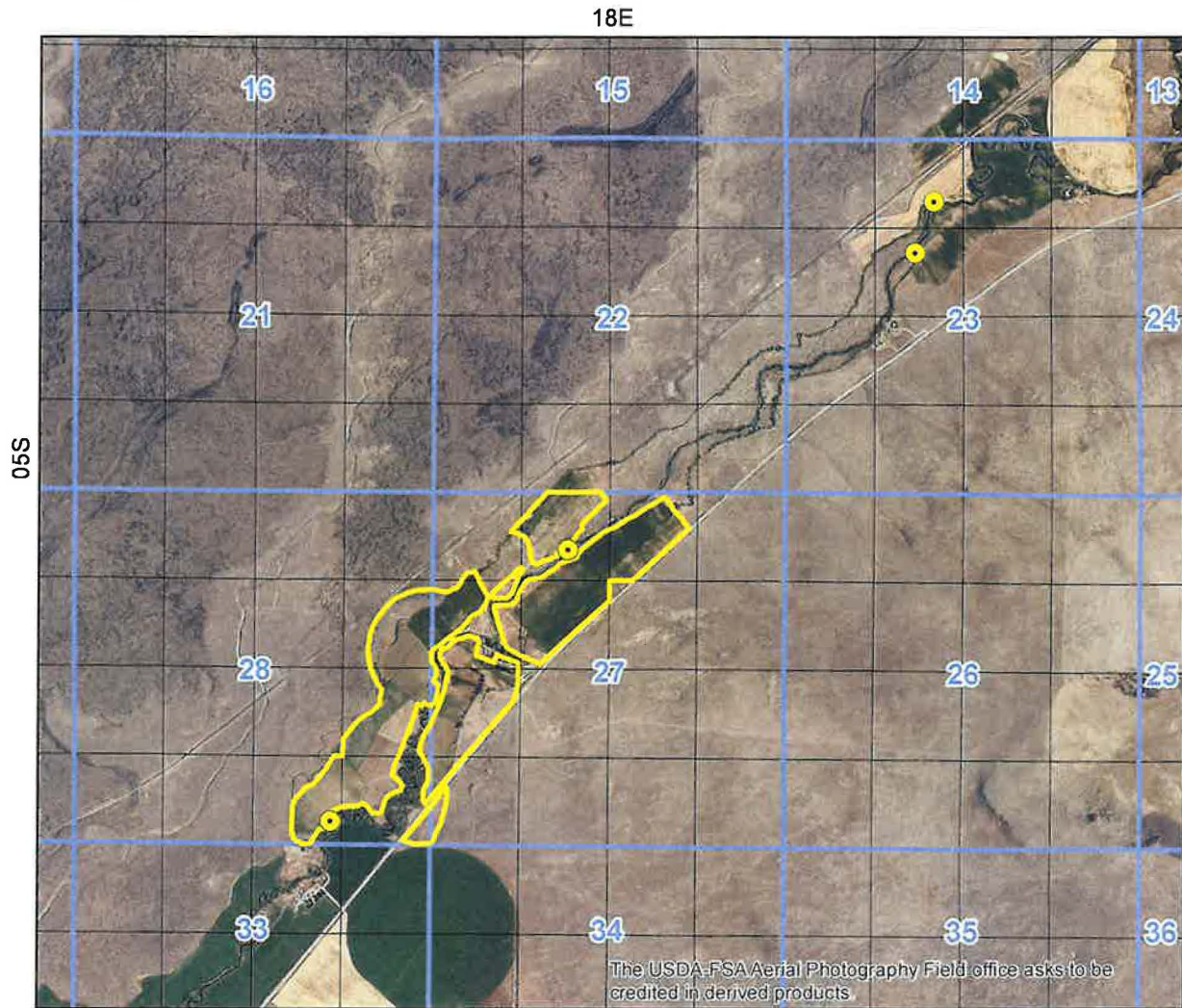
Mitigation Plan: False

State of Idaho
Department of Water Resources

Water Right 37-49

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



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

0 0.325 0.65 1.3 Miles



Water Rights for Transfer



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WATER RIGHT REPORT

6/17/2021

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 37-22777

Owner Type	Name and Address
Current Owner	AUBREY SPRING RANCH LLC 18450 HWY 20 BELLEVUE, ID 83313 6506449516

Original Owner: KENNETH F HELLYER

Priority Date: 12/05/1979

Basis: License

Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/15	10/31	3.18 CFS	556.2 AFA
Total Diversion			3.18 CFS	556.2 AFA

Location of Point(s) of Diversion:

GROUND WATER Injection	SWSW	Sec. 13	Township 01S	Range 19E	BLAINE County
GROUND WATER	SENE	Sec. 14	Township 01S	Range 19E	BLAINE County
GROUND WATER Rediversion	NWNW	Sec. 24	Township 01S	Range 19E	BLAINE County

Place(s) of use:

Place of Use Legal Description: IRRIGATION BLAINE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	
01S	19E	13		SWNW	10		NWSW	36		SWSW	30			SESW	1.6
				NESE	10										
		14		SENE	3.2										
				SESE	3.1										
				NENE	36								SENE	29	
		23													

Total Acres: 158.9

Conditions of Approval:

- 004 The issuance of this right does not grant any right-of-way or easement across the land of another.
- 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. 37M.
- R43 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).
- X11 The right holder shall install and maintain acceptable measuring devices at the point of injection into Loving Creek and at the point of rediversion from Loving Creek.
- X35 Rights 37-22777, 37-2553A and 37-8571 when combined shall not exceed a total diversion rate of 5.46 cfs.
- 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.
- R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.

8. 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
9. 105 If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used for irrigation purposes without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
10. An intake screen acceptable to Idaho Fish & Game shall be installed at the point of diversion on Loving Creek to prevent any negative impact on juvenile fish.

Dates:

Licensed Date: 01/14/2013

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: 37

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit:

Combined Volume Limit:

Combined Rate Limit: 5.46

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust: T

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

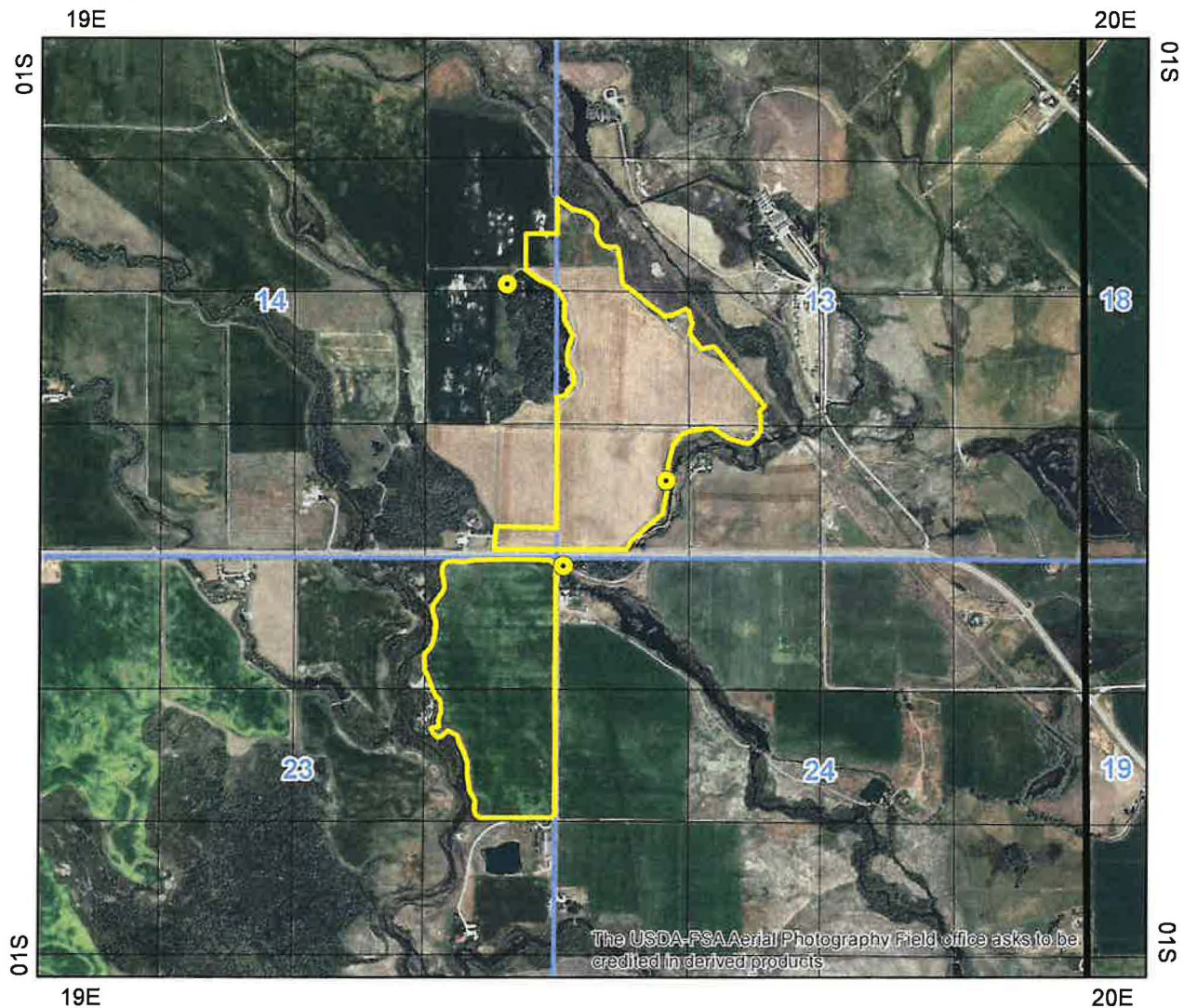
Mitigation Plan: False

State of Idaho
Department of Water Resources

Water Right 37-22777

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



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

0 0.2 0.4 0.8 Miles





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WATER RIGHT REPORT

6/18/2021

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 37-23090

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BLACKBURN FARMING LLC 535 GANNETT RD UNIT E BELLEVUE, ID 83313-5045 2084810348
Trustee	MICHAEL LOVAS 13233 SNOWSHOE THOMPSON CIR TRUCKEE, CA 96161 9255770293
Original Owner	NMS LEASING INC BANK OF HAWAII ATTN: MS KIM YOSHIMOTO 130 MERCHANT ST HONOLULU, HI 96802 8085384737
Original Owner	K F HELLYER HWY 68 GANNETT, ID 83329
Security Interest	LOVAS TRUST 13233 SNOWSHOE THOMPSON CIR TRUCKEE, CA 96161-5181 9255770293

Priority Date: 11/13/1959

Basis: Decreed

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	11/01	7.16 CFS	1256.8 AFA
Total Diversion			7.16 CFS	1256.8 AFA

Location of Point(s) of Diversion:

GROUND WATER|NWSWNW|Sec. 17|Township 01N|Range 19E|BLAINE County

GROUND WATER|NENENW|Sec. 20|Township 01N|Range 19E|BLAINE County

GROUND WATER|SWSSENW|Sec. 28|Township 01N|Range 19E|BLAINE County

IRRIGATION Use:

Acre Limit: 359.1

Place(s) of use:

Place of Use Legal Description: IRRIGATION BLAINE County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
01N	19E	17		SWNE	38									
				SWNW	31		SENE	40						
				NESW	40		NWSW	13		SESW	26			

			NESE	11		NWSE	40		SWSE	40		SESE	22
	20		NENE	39		NWNE	38.5		SWNE	19		SENE	40
			NENW	7									
			NESE	35		NWSE	1.3		SESE	13			
	21	8	NWNW	10	9	SWNW	9						
		11	NWSW	24		SWSW	36	12	SESW	1.2			
	27		NENE	11		NWNE	9		SWNE	40		SENE	11
			SWNW	13		SENE	30						
			NESW	40		NWSW	38		SWSW	40		SESW	30
			NESE	3.8		NWSE	36		SWSE	4			
	28		SWNE	14		SENE	4						
			NENW	13		NWNW	29		SWNW	6.4		SENE	37
			NESW	22		SESW	2.2						
			NESE	39		NWSE	39		SWSE	36		SESE	40
	33		NENE	40		NWNE	14		SENE	30			
	34		NENW	0.2		NWNW	31		SWNW	15			

Total Acres: 1291.6

Conditions of Approval:

1. Total combined delivery at the field headgates (for surface water rights) and diversion at the wellheads (for ground water rights) for this right along with water right nos. 37-23083, 37-23084, 37-23085, 37-23086, 37-23087, 37-23088, 37-23089, 37-23090, 37-23091, 37-23092 and 37-23093 shall not exceed a total instantaneous rate of 25.8 cfs (which equates to 0.02 cfs per acre over the combined permissible places of use for these water rights totaling 1291.6 acres).
2. Total volume of water delivered to the field from this right along with water right nos. 37-481B, 37-482G, 37-483B, 37-665K, 37-666J, 37-667N, 37-2625A, 37-2638, 37-2700, 37-21463, and 37-22155 shall not exceed 4626.9 acre-feet per year (which equates to 3.5 acre-feet per acre over the combined permissible places of use for these water rights totaling 1291.6 acres).
3. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
4. Right Nos. 37-23090, 37-23091, 37-23092 and 37-23093 are limited to the irrigation of a combined total of 1291.6 acres in a single irrigation season.
5. E52 The rights listed below are limited to a total combined diversion rate of 19.65 cfs. Combined Right Nos.: 37-23090, 37-23091, 37-23092 and 37-23093.
6. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
7. 104 If the surface water rights appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
8. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
9. K06 This right is limited to the irrigation of 359.1 acres within the place of use described above in a single irrigation season.
10. K01 Right No. 37-23093 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
11. Right Nos. 37-23083, 37-23084, 37-23085, 37-23086, 37-23087, 37-23088, 37-23089, 37-23090, 37-23091, 37-23092 and 37-23093 are limited to the irrigation of a combined total of 1291.6 acres in a single irrigation season.
12. 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

Dates:

Licensed Date:

Decreed Date: 01/14/2009

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: S

Owner Name Connector:

Water District Number: 37

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 1291.6

Combined Volume Limit: 19.7

Combined Rate Limit:

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



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WATER RIGHT REPORT

6/18/2021

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 37-23091

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BLACKBURN FARMING LLC 535 GANNETT RD UNIT E BELLEVUE, ID 83313-5045 2084810348
Trustee	MICHAEL LOVAS 13233 SNOWSHOE THOMPSON CIR TRUCKEE, CA 96161 9255770293
Original Owner	NMS LEASING INC BANK OF HAWAII ATTN: MS KIM YOSHIMOTO 130 MERCHANT ST HONOLULU, HI 96802 8085384737
Original Owner	K F HELLYER HWY 68 GANNETT, ID 83329
Security Interest	LOVAS TRUST 13233 SNOWSHOE THOMPSON CIR TRUCKEE, CA 96161-5181 9255770293

Priority Date: 08/01/1960

Basis: Decreed

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	04/15	10/31	3.61 CFS	1455.2 AFA
Total Diversion			3.61 CFS	1455.2 AFA

Location of Point(s) of Diversion:

GROUND WATER|NWSWNW|Sec. 17|Township 01N|Range 19E|BLAINE County
 GROUND WATER|NENENW|Sec. 20|Township 01N|Range 19E|BLAINE County
 GROUND WATER|SWSENW|Sec. 28|Township 01N|Range 19E|BLAINE County

IRRIGATION Use:

Acre Limit: 385.2

Place(s) of use:

Place of Use Legal Description: IRRIGATION BLAINE County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
01N	19E	17		SWNE	38									
				SWNW	31		SENW	40						
				NESW	40		NWSW	13		SESW	26			

			NESE	11		NWSE	40		SWSE	40		SESE	22
	20		NENE	39		NWNE	38.5		SWNE	19		SENE	40
			NENW	7									
			NESE	35		NWSE	1.3		SESE	13			
	21	8	NWNW	10	9	SWNW	9						
		11	NWSW	24		SWSW	36	12	SESW	1.2			
	27		NENE	11		NWNE	9		SWNE	40		SENE	11
			SWNW	13		SENE	30						
			NESW	40		NWSW	38		SWSW	40		SESW	30
			NESE	3.8		NWSE	36		SWSE	4			
	28		SWNE	14		SENE	4						
			NENW	13		NWNW	29		SWNW	6.4		SENE	37
			NESW	22		SESW	2.2						
			NESE	39		NWSE	39		SWSE	36		SESE	40
	33		NENE	40		NWNE	14		SENE	30			
	34		NENW	0.2		NWNW	31		SWNW	15			

Total Acres: 1291.6

Conditions of Approval:

1. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
2. E55 Right Nos. 37-23091 and 37-23092 are limited to the irrigation of a combined total of 757.9 acres in a single irrigation season.
3. Total volume of water delivered to the field from this right along with water right nos. 37-23083, 37-23084, 37-23085, 37-23086, 37-23087, 37-23088, 37-23089, 37-23090, 37-23091, 37-23092 and 37-23093 shall not exceed 4626.9 acre-feet per year (which equates to 3.5 acre-feet per acre over the combined permissible places of use for these water rights totaling 1291.6 acres).
4. 104 If the surface water rights appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
5. X27 This right is limited to the irrigation of 385.2 acres within the place of use described above in a single irrigation season.
6. E52 The rights listed below are limited to a total combined diversion rate of 19.65 cfs. Combined Right Nos.: 37-23090, 37-23091, 37-23092 and 37-23093.
7. Right Nos. 37-23090, 37-23091, 37-23092 and 37-23093 are limited to the irrigation of a combined total of 1291.6 acres in a single irrigation season.
8. Right Nos. 37-23083, 37-23084, 37-23085, 37-23086, 37-23087, 37-23088, 37-23089, 37-23090, 37-23091, 37-23092 and 37-23093 are limited to the irrigation of a combined total of 1291.6 acres in a single irrigation season.
9. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
10. Total combined delivery at the field headgates (for surface water rights) and diversion at the wellheads (for ground water rights) for this right along with water right nos. 37-23083, 37-23084, 37-23085, 37-23086, 37-23087, 37-23088, 37-23089, 37-23090, 37-23091, 37-23092 and 37-23093 shall not exceed a total instantaneous rate of 25.8 cfs (which equates to 0.02 cfs per acre over the combined permissible places of use for these water rights totaling 1291.6 acres).
11. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
12. 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

Dates:

Licensed Date:

Decreed Date: 01/14/2009

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: S

Owner Name Connector:

Water District Number: 37

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 1291.6

Combined Volume Limit: 19.7

Combined Rate Limit:

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



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WATER RIGHT REPORT

6/18/2021

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 37-23092

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BLACKBURN FARMING LLC 535 GANNETT RD UNIT E BELLEVUE, ID 83313-5045 2084810348
Trustee	MICHAEL LOVAS 13233 SNOWSHOE THOMPSON CIR TRUCKEE, CA 96161 9255770293
Original Owner	NMS LEASING INC
Original Owner	K F HELLYER BANK OF HAWAII ATTN: MS KIM YOSHIMOTO 130 MERCHANT ST HONOLULU, HI 96802 8085384737
Original Owner	FRED BROSSY COVE RANCH BELLEVUE, ID 83313
Security Interest	LOVAS TRUST 13233 SNOWSHOE THOMPSON CIR TRUCKEE, CA 96161-5181 9255770293

Priority Date: 08/20/1964

Basis: Decreed

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	11/01	8.89 CFS	1333.8 AFA
Total Diversion			8.89 CFS	1333.8 AFA

Location of Point(s) of Diversion:

GROUND WATER	NWSWNW	Sec. 17	Township 01N	Range 19E	BLAINE County
GROUND WATER	NENENW	Sec. 20	Township 01N	Range 19E	BLAINE County
GROUND WATER	SWSENE	Sec. 28	Township 01N	Range 19E	BLAINE County

IRRIGATION Use:

Acre Limit: 444.6

Place(s) of use:

Place of Use Legal Description: IRRIGATION BLAINE County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
01N	19E	17		SWNE	38									
				SWNW	31		SENE	40						

		NESW	40		NWSW	13		SESW	26		
		NESE	11		NWSE	40		SWSE	40	SESE	22
	20	NENE	39		NWNE	38.5		SWNE	19	SENE	40
		NENW	7								
		NESE	35		NWSE	1.3		SESE	13		
	21	NWNW	10	9	SWNW	9					
		NWSW	24		SWSW	36	12	SESW	1.2		
	27	NENE	11		NWNE	9		SWNE	40	SENE	11
		SWNW	13		SENE	30					
		NESW	40		NWSW	38		SWSW	40	SESW	30
		NESE	3.8		NWSE	36		SWSE	4		
	28	SWNE	14		SENE	4					
		NENW	13		NWNW	29		SWNW	6.4	SENE	37
		NESW	22		SESW	2.2					
		NESE	39		NWSE	39		SWSE	36	SESE	40
	33	NENE	40		NWNE	14		SENE	30		
	34	NENW	0.2		NWNW	31		SWNW	15		

Total Acres: 1291.6

Conditions of Approval:

1. Total combined delivery at the field headgates (for surface water rights) and diversion at the wellheads (for ground water rights) for this right along with water right nos. 37-23083, 37-23084, 37-23085, 37-23086, 37-23087, 37-23088, 37-23089, 37-23090, 37-23091, 37-23092 and 37-23093 shall not exceed a total instantaneous rate of 25.8 cfs (which equates to 0.02 cfs per acre over the combined permissible places of use for these water rights totaling 1291.6 acres).
2. 104 If the surface water rights appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
3. E55 Right Nos. 37-23091 and 37-23092 are limited to the irrigation of a combined total of 757.9 acres in a single irrigation season.
4. 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
5. X27 This right is limited to the irrigation of 444.6 acres within the place of use described above in a single irrigation season.
6. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
7. Right Nos. 37-23090, 37-23091, 37-23092 and 37-23093 are limited to the irrigation of a combined total of 1291.6 acres in a single irrigation season.
8. Right Nos. 37-23083, 37-23084, 37-23085, 37-23086, 37-23087, 37-23088, 37-23089, 37-23090, 37-23091, 37-23092 and 37-23093 are limited to the irrigation of a combined total of 1291.6 acres in a single irrigation season.
9. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
10. E52 The rights listed below are limited to a total combined diversion rate of 19.65 cfs. Combined Right Nos.: 37-23090, 37-23091, 37-23092 and 37-23093.
11. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
12. Total volume of water delivered to the field from this right along with water right nos. 37-23083, 37-23084, 37-23085, 37-23086, 37-23087, 37-23088, 37-23089, 37-23090, 37-23091, 37-23092 and 37-23093 shall not exceed 4626.9 acre-feet per year (which equates to 3.5 acre-feet per acre over the combined permissible places of use for these water rights totaling 1291.6 acres).

Dates:

Licensed Date:

Decreed Date: 01/14/2009

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: S

Owner Name Connector:

Water District Number: 37

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 1291.6

Combined Volume Limit: 19.7

Combined Rate Limit:

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



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WATER RIGHT REPORT

6/18/2021

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 37-23093

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BLACKBURN FARMING LLC 535 GANNETT RD UNIT E BELLEVUE, ID 83313-5045 2084810348
Trustee	MICHAEL LOVAS 13233 SNOWSHOE THOMPSON CIR TRUCKEE, CA 96161 9255770293
Original Owner	NMS LEASING INC BANK OF HAWAII ATTN: MS KIM YOSHIMOTO 130 MERCHANT ST HONOLULU, HI 96802 8085384737
Security Interest	LOVAS TRUST 13233 SNOWSHOE THOMPSON CIR TRUCKEE, CA 96161-5181 9255770293

Priority Date: 04/01/1984

Basis: Decreed

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	04/15	10/31	2.65 CFS	611.1 AFA
Total Diversion			2.65 CFS	611.1 AFA

Location of Point(s) of Diversion:

GROUND WATER|NWSWNW|Sec. 17|Township 01N|Range 19E|BLAINE County
 GROUND WATER|NENENW|Sec. 20|Township 01N|Range 19E|BLAINE County
 GROUND WATER|SWSSENW|Sec. 28|Township 01N|Range 19E|BLAINE County

IRRIGATION Use:

Acre Limit: 174.6

Place(s) of use:

Place of Use Legal Description: IRRIGATION BLAINE County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
01N	19E	17		SWNE	38									
				SWNW	31		SENW	40						
				NESW	40		NWSW	13		SESW	26			
				NESE	11		NWSE	40		SWSE	40		SESE	22
		20		NENE	39		NWNE	38.5		SWNE	19		SENE	40
				NENW	7									

			NESE	35		NWSE	1.3		SESE	13		
	21	8	NWNW	10	9	SWNW	9					
		11	NWSW	24		SWSW	36	12	SESW	1.2		
	27		NENE	11		NWNE	9		SWNE	40	SENE	11
			SWNW	13		SENW	30					
			NESW	40		NWSW	38		SWSW	40	SESW	30
			NESE	3.8		NWSE	36		SWSE	4		
	28		SWNE	14		SENE	4					
			NENW	13		NWNW	29		SWNW	6.4	SENW	37
			NESW	22		SESW	2.2					
			NESE	39		NWSE	39		SWSE	36	SESE	40
	33		NENE	40		NWNE	14		SENE	30		
	34		NENW	0.2		NWNW	31		SWNW	15		

Total Acres: 1291.6

Conditions of Approval:

1. E52 The rights listed below are limited to a total combined diversion rate of 19.65 cfs. Combined Right Nos.: 37-23090, 37-23091, 37-23092 and 37-23093.
2. Right Nos. 37-23083, 37-23084, 37-23085, 37-23086, 37-23087, 37-23088, 37-23089, 37-23090, 37-23091, 37-23092 and 37-23093 are limited to the irrigation of a combined total of 1291.6 acres in a single irrigation season.
3. The rights listed below are limited to a total combined diversion rate of 7.16 cfs. Combined Right Nos.: 37-23090 and 37-23093.
4. C11 This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
5. Right Nos. 37-23090, 37-23091, 37-23092 and 37-23093 are limited to the irrigation of a combined total of 1291.6 acres in a single irrigation season.
6. Total combined delivery at the field headgates (for surface water rights) and diversion at the wellheads (for ground water rights) for this right along with water right nos. 37-23083, 37-23084, 37-23085, 37-23086, 37-23087, 37-23088, 37-23089, 37-23090, 37-23091, 37-23092 and 37-23093 shall not exceed a total instantaneous rate of 25.8 cfs (which equates to 0.02 cfs per acre over the combined permissible places of use for these water rights totaling 1291.6 acres).
7. 104 If the surface water rights appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
8. K01 This right is an enlargement of Right 37-23090, 37-23091 & 37-23092 pursuant to Section 42-1426, Idaho Code.
9. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
10. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
11. Total volume of water delivered to the field from this right along with water right nos. 37-23083, 37-23084, 37-23085, 37-23086, 37-23087, 37-23088, 37-23089, 37-23090, 37-23091, 37-23092 and 37-23093 shall not exceed 4626.9 acre-feet per year (which equates to 3.5 acre-feet per acre over the combined permissible places of use for these water rights totaling 1291.6 acres).
12. X27 This right is limited to the irrigation of 174.6 acres within the place of use described above in a single irrigation season.
13. 065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
14. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Dates:

Licensed Date:

Decreed Date: 01/14/2009

Enlargement Use Priority Date:

Enlargement Statute Priority Date: 4/12/1994

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: 37

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 1291.6

Combined Volume Limit: 19.7

Combined Rate Limit:

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

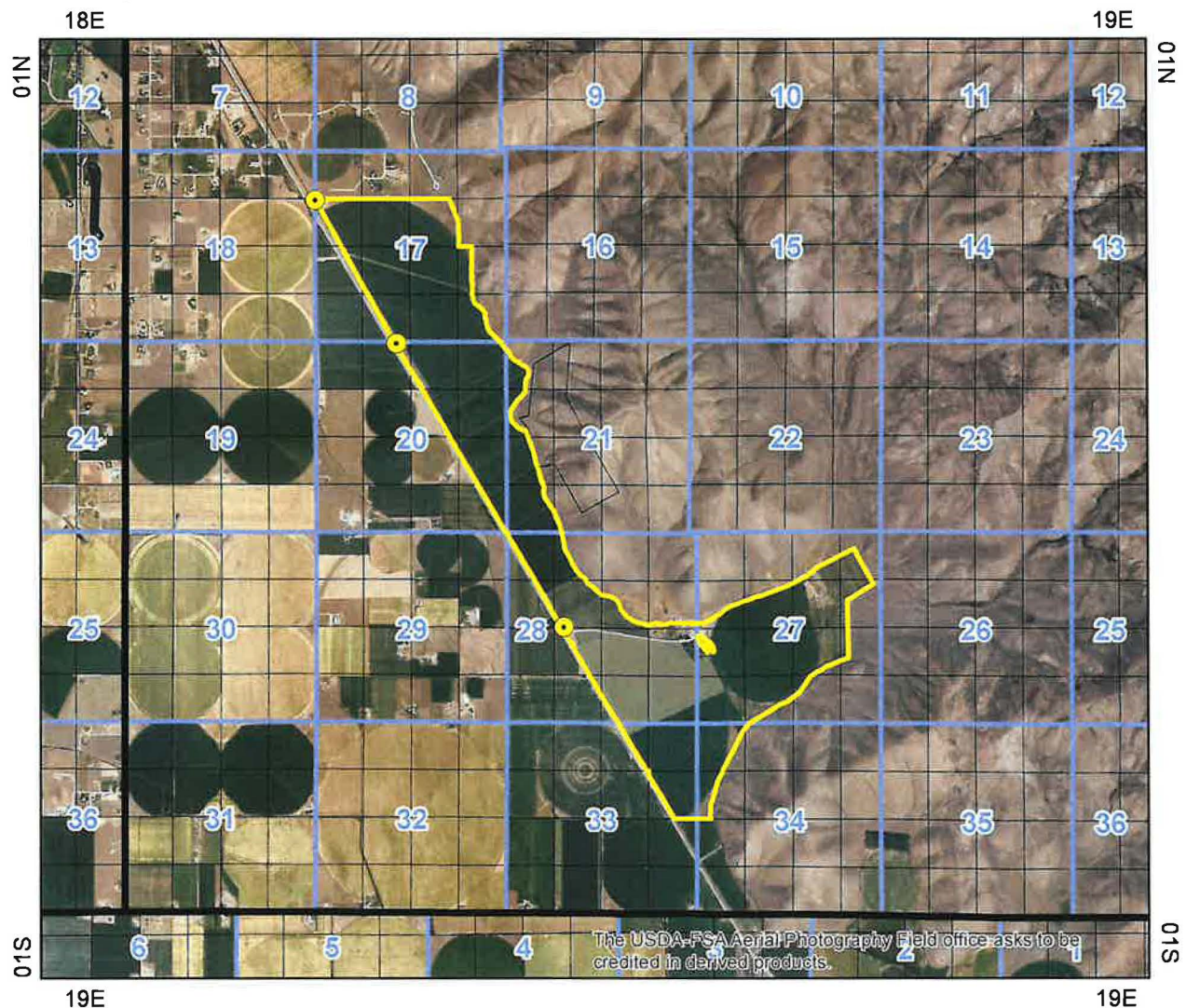
State of Idaho
Department of Water Resources

Water Right

37-23090 - 3

IRRIGATION

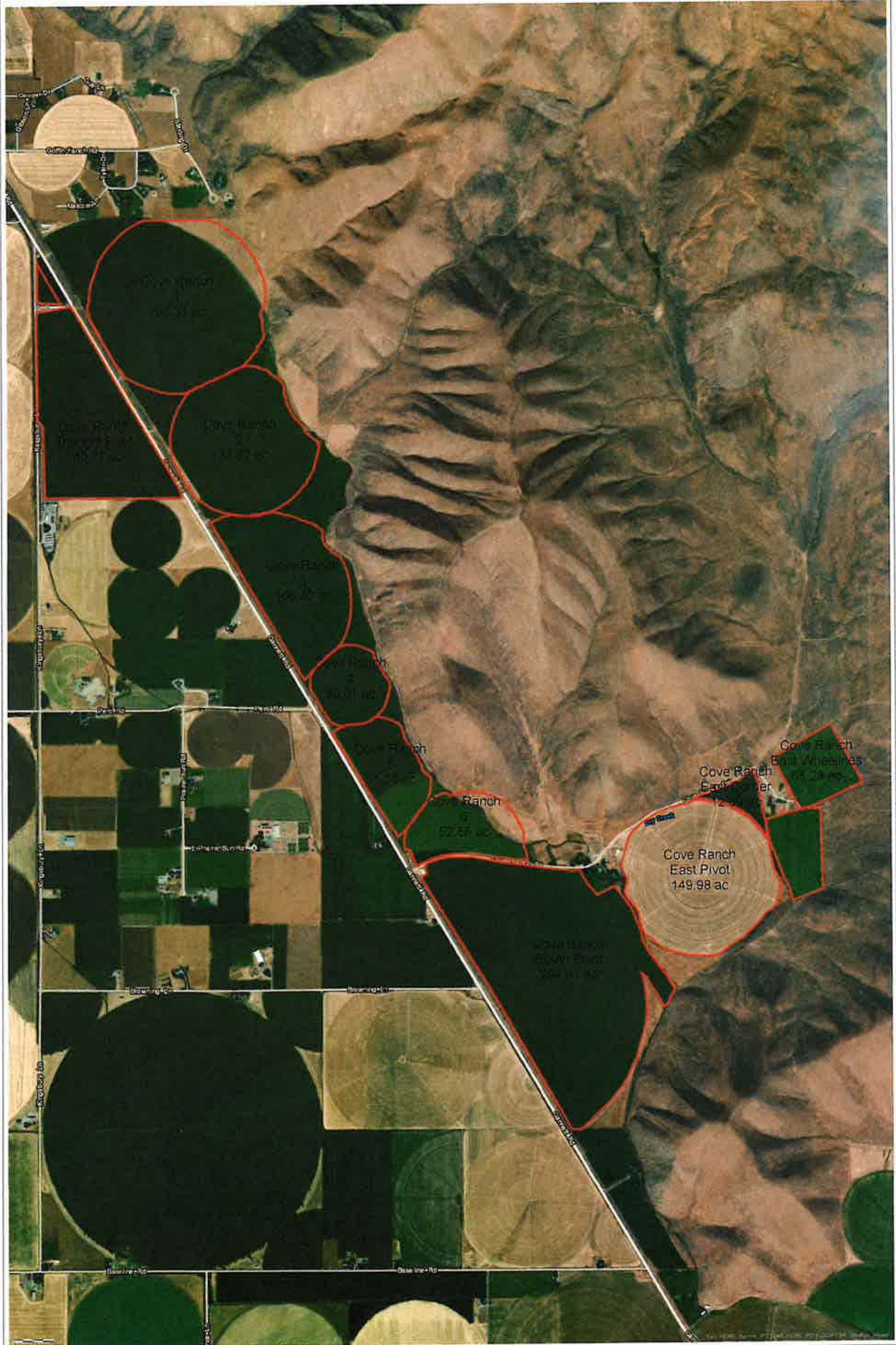
The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



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

0 0.5 1 2 Miles





Well Logs

RECEIVED
DEC 6 1960
Department of Reclamation

**WELL LOG AND REPORT OF THE
STATE RECLAMATION ENGINEER OF IDAHO**

Permit No. 238561 Well No. _____ County Blaine
Owner K.F. HELLER
Address Sun Valley
Driller Eugene H. Walker
Address Twin Falls
Well location SE 1/4 NW 1/4 Sec. 28, T. 1 N. R. 19 E.
Size of drilled hole 20 in

034411
Locate well in section

NW 1/4	NE 1/4
SW 1/4	SE 1/4

Total depth of well 140
Give depth to standing water from the ground 57 1/2 Water temp. 46 °Fahr.
On "Pumping Test" delivery was 3200 g.p.m. or _____ c.f.s. Drawdown was 44 feet.
Size of pump and motor used to make test 12 in Bowl 700 HP Diesel
Length of time of test 3 hours _____ minutes.
If flowing well, give flow _____ c.f.s. or _____ g.p.m. and of shut off pressure _____
If flowing well, described control works _____ (TYPE AND SIZE OF VALVE, ETC.)
Water will be used for Irrigation Weight of casing per lineal foot 65 - lb
Thickness of casing 5/16 Casing material Steel (STEEL, CONCRETE, WOOD, ETC.)
Diameter, length and location of casing 20" 140 ft
(CASING 12" IN DIAMETER OR LESS, GIVE INSIDE DIAMETER;
CASING OVER 12" IN DIAMETER, GIVE OUTSIDE DIAMETER)

CASING RECORD

Diam. Casing	From Feet	To Feet	Length	Remarks—seals, grouting, etc.
20	0	140	140	

Mills Knife 1/2 x 3
Number and size of perforations 30 Per foot located 57 feet to 68 feet from ground
74 81
81 100
175 126
Date of commencement of well 25 May 60 Date of completion of well 23 May 60

SE NW S. 28 IN 19E

WELL LOG

[illegible]

WELL DRILLER'S STATEMENT

This well was drilled under my supervision and the above information is true and correct to the best of my knowledge and belief.

Signed Eugene A Walker
By _____

Dated 8 Oct, 1966.

License No. 15

**WELL LOG AND REPORT TO THE
STATE RECLAMATION ENGINEER OF IDAHO**

RECEIVED
SEP 18 1957

Department of Reclamation

Location Corrected by IDWR To:

T01S R19E Sec. 5 SENE

By: mciscell 2013-10-11

Rec. _____, 19____

Well No. _____

Permit No. _____

(DO NOT FILL IN)

Owner B. R. Stoecking Address Gannett
 Driller Eugene H. Walker Address Twin Falls Lic. No. 15
 Location of Well: LOT 1 NE 1/4 SE 1/4 Sec. 5, T. 1 N. S. R. 19 E. BLAINE County,
 and 50 feet NS, and 800 feet W from NE Corner of NE 1/4 SE 1/4 Sec. 5
 Size of Drilled Hole 20 Total depth of Well 80
 Give depth of standing water from surface 14 1/2 Water Temp. 52 °Fahrenheit
 On pumping test delivery was See notes g.p.m. or _____ c.f.s. Drawdown was 18 feet.
 Size of pump and motor used to make the test 50 HP
 Length of time pumped during check was Permanent hr., _____ minutes.
 If flowing well, give flow in c.f.s. _____ or g.p.m. _____ and shut in pressure _____
 If flowing well, describe control works _____ (TYPE AND SIZE OF VALVE, ETC.)
 Water will be used for Irrigation Weight of casing per linear foot 65 lb
 Thickness of casing 5/16 Casing material Steel
 E.G., PIPE, CONCRETE, WOOD.
 Diameter, length and location of casing _____
 (CASING 12" IN DIAMETER AND UNDER GIVE INSIDE DIAMETER;
 CASING OVER 12" IN DIAMETER GIVE OUTSIDE DIAMETER.)
 Number and size of perforations 17/10 located 19 feet to 77 feet
 from surface of ground.
 Other perforations _____
 Date of commencement of well 29 July 1957 Date of completion of well 6 Aug 1957
 Type of well rig Cahoon

CASING RECORD

DIAM. CASING	FROM FEET	TO FEET	LENGTH	"REMARKS" -- SEALS, GROUTING, ETC.

GENERAL INFORMATION—Pumping Test, Quality of Water, Etc.

Permanent Pump delivers about 4200 G.P.M.
with 50 H.P.

LOT 1 NESE 5.5 15 19E

SE 11E

WELL LOG

[illegible]

WELL DRILLER'S STATEMENT

This well was drilled under my jurisdiction and the above information is true and correct to the best of my knowledge and belief.

Signed Engine W Walker

By _____

Dated 15 Sept 1957

License No. 15

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

[illegible]

USE ADDITIONAL SHEETS IF NECESSARY — FORWARD THE WHITE COPY TO THE DEPARTMENT

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

[illegible]

USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT

WELL LOG AND REPORT OF THE STATE RECLAMATION ENGINEER OF IDAHO

RECEIVED
APR 4 1961

Department of Reclamation

034560

Permit No. _____ Well No. _____ County Blaine
Owner Picabo Livestock Co
Address Picabo Idaho
Driller Eugene H Walker
Address Twin Falls
Well location SW 1/4 SE 1/4 Sec 20 T. 1 N. R. 10 E
Size of drilled hole 16 in

Locate well in section

NW 1/4	NE 1/4
SW 1/4	SE 1/4

Total depth of well 173

Give depth to standing water from the ground 14 1/2 Water temp 49 °Fahr.

On "Pumping Test" delivery was 2700 g.p.m. or _____ c.f.s. Drawdown was 55 feet.

Size of pump and motor used to make test 12 in Bowl - 200 HP

Length of time of test 7 hours _____ minutes.

If flowing well, give flow _____ c.f.s. or _____ g.p.m. and of shut off pressure _____

If flowing well, described control works _____

Water will be used for Supplemental Irrigation (TYPE AND SIZE OF VALVE, ETC.) _____ Weight of casing per lineal foot 42

Thickness of casing 1/4 Casing material Steel (STEEL, CONCRETE, WOOD, ETC.) _____

Diameter, length and location of casing 9 1/2 in 16 in Surface down
(CASING 12" IN DIAMETER OR LESS, GIVE INSIDE DIAMETER;
CASING OVER 12" IN DIAMETER, GIVE OUTSIDE DIAMETER)

CASING RECORD

Diam. Casing	From Feet	To Feet	Length	Remarks—seals, grouting, etc.
16 ~~9 1/2~~	0	94 1/2	94 1/2	Driven Into Rock

Number and size of perforations None located _____ feet to _____ feet from ground

Date of commencement of well 2 Mar 1961 Date of completion of well 24 Mar 1961

SWSE S. 20 15 20 E

WELL LOG

From Feet	To Feet	Type of Material	Water-bearing Formation Ans. Yes or No	Casing Perforated Ans. Yes or No
0	7	Surface Water at 6 ft		
7	14	old looking clay or soil	no	no
14	28	Gravel	yes	no
28	32	River sand	yes	no
32	78	Clay & sand - Blue	yes	no
78	93	Sticky Clay	no	no
93	97	Red Lava	no	no
97	117	Grey Lava	no	
117	136	Red Cinders & Clay	no	
130	~~136~~ 148	Hard Grey Basalt		
136	148	Cinders & Clay	?	
148	157	Red Lava - ~~hard~~ solid bryt has seams	?	
157	170	Large Broken Red Lava & Clay	?	
170	173	Cutting not recovered	yes	
Water Pumped Very Red (dark) appeared to be Clay				
Source unknown		If more space is required use Sheet No. 2		

WELL DRILLER'S STATEMENT

This well was drilled under my supervision and the above information is true and correct to the best of my knowledge and belief.

Signed Eugene W. Walker
By _____

Dated 2 April, 1961

License No. 15

WELL DRILLER'S REPORT

3 State 1987

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

[illegible]

USE ADDITIONAL SHEETS IF NECESSARY — FORWARD THE WHITE COPY TO THE DEPARTMENT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

37

[illegible]

USE ADDITIONAL SHEETS IF NECESSARY – FORWARD THE WHITE COPY TO THE DEPARTMENT

Duplicate Report

WELL LOG AND REPORT TO THE
STATE RECLAMATION ENGINEER OF IDAHO

SUBMIT WITHIN 30 DAYS AFTER COMPLETION OF WELL: SEE IDAHO STATUTES 42-236

034405

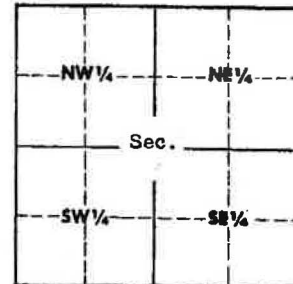
Permit No. 8159 628319 Well No. _____ County BLAINEOwner PICABO LIVESTOCK COAddress Picabo IdahoDriller EUGENE W. WALKERAddress 624 Pierce St,
Twin Falls, IdahoWell location SW 1/4 NE 1/4 Sec. 30, T. 1 N. 10 E. WSize of drilled hole 16Total depth of well 332Give depth to standing water from the ground 1 Water temp. 49 °Fahr.Test delivery was 2500 g.p.m. or _____ c.f.s. Drawdown was 77 feet. Pump? ☒ Bail? _____Size of pump and motor used to make test 10 in Columbian 12 Bowl 300 HP D.Length of time of test 4 hours _____ minutes.

If flowing well, give flow _____ c.f.s. or _____ g.p.m. and of shut off pressure _____

If flowing well, described control works _____ (TYPE AND SIZE OF VALVE, ETC.)

Water will be used for Irrigation Weight of casing per lineal foot _____Thickness of casing 3/2 Casing material Steel (STEEL, CONCRETE, WOOD, ETC.)Diameter, length and location of casing 16 in I.D. 91 1/2 ft Surface
(CASING 12" IN DIAMETER OR LESS, GIVE INSIDE DIAMETER;
CASING OVER 12" IN DIAMETER, GIVE OUTSIDE DIAMETER)

Locate well in section



CASING RECORD

Diam. Casing	From Feet	To Feet	Length	Remarks—seals, grouting, etc.
16	0	91 1/2	91 1/2	driven into Rock water tight

Number and size of perforations none located _____ feet to _____ feet from groundDate of commencement of well June 60 Date of completion of well Mar 61

SWNE S. 30 IN 20 E

USGS

WELL LOG

From Feet	To Feet	Type of Material	Water-bearing Formation Ans. Yes or No	Casing Perforated Ans. Yes or No
0	10	Surface (Water at 5 ft)	yes	no
10	23	Clay & gravel	no	no
23	27	Clean gravel — Water	yes	no
27	46	Clay		
46	47	gravel & Water	yes	no
47	53	Tan Clay	no	11
57	78	Blue Clay	no	71
78		Thin sand (Artesian Water)	yes	11
78	84	Sticky, ^{Barren} ~~blue~~ yellow clay		
84	89			
89½	91	Lava Cinders	yes	
91	125	Coarse LAVA Cinders — Tale	yes	
125	164	Soft dark gray LAVA		
164	178	Hard gray LAVA, Water Rained in casing	yes	
178	190	Gray LAVA	no	
190	192	Crucial — Caving	no	
192	205	Hard LOOSE Caving Basalt	no	
If more space is required use Sheet No. 2				

WELL DRILLER'S STATEMENT

This well was drilled under my supervision and the above information is complete, true and correct to the best of my knowledge and belief.

Signed Eugene Walker
By _____

Dated 2 July, 1967

License No. 15-

Well Driller's Helper _____

USGS

Idaho Department of Water Resources Receipt

Receipt ID: C110593

Payment Amount	\$150.00	Date Received	7/7/2021	Region	STATE
Payment Type	Check	Check Number	27647		
Payer	BARKER ROSHOLT & SIMPSON LLP				
Comments	TEMPORARY CHANGE APPLICATION FOR: SOUTH VALLEY & /OR GALENA GROUND WATER DISTRICTS (3) APPLICATIONS T1S R 20E SEC 20 COUNTY: BLAINE				

Fee Details

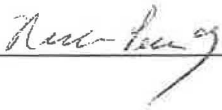
Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$150.00	TRANSFERS	56105	0229	21		1155



Signature Line (Department Representative)

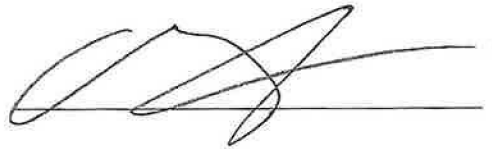
CONSENT TO USE WATER RIGHTS FOR TEMPORARY TRANSFER APPLICATION BY
GROUNDWATER DISTRICTS

Aubrey Spring Ranch LLC is the owner of water right number 37-22777 for use on land located in the Bellevue Triangle. **Aubrey Spring Ranch LLC** certifies that it is not using this water right on the lands identified in the Temporary Transfer and **Aubrey Spring Ranch LLC** consents to the temporary transfer of this water right for the remainder of the 2021 irrigation season for the purposes set out in the Temporary Transfer applications filed by the South Valley Groundwater District and the Galena Groundwater District. This consent expires with the end of the 2021 irrigation season.



CONSENT TO USE WATER RIGHTS FOR TEMPORARY TRANSFER APPLICATION BY
GROUNDWATER DISTRICTS

Blackburn Farming LLC is the owner of water right numbers 37-23090, 37-23091, 37-23092, and 37-23093 for use on land located in the Bellevue Triangle. **Blackburn Farming LLC** certifies that it is not using 200 acres of these water rights (which comprise around 1200 total acres of water) on the lands identified in the Temporary Transfer, and **Blackburn Farming LLC** consents to the temporary transfer of those 200 acres of water for the remainder of the 2021 irrigation season for the purposes set out in the Temporary Transfer applications filed by the South Valley Groundwater District and the Galena Groundwater District. This consent expires with the end of the 2021 irrigation season.

A handwritten signature in black ink, consisting of a series of loops and a long horizontal stroke, positioned above a solid horizontal line.

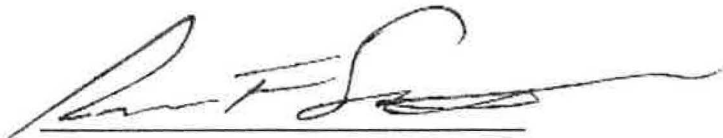
CONSENT TO USE WATER RIGHTS FOR TEMPORARY TRANSFER APPLICATION BY
GROUNDWATER DISTRICTS

Lakeside Industries, Inc. is the owner of water right number 27-2495 for use on land located in the Bellevue Triangle. **Lakeside Industries, Inc.** certifies that it is not using this water right on the lands identified in the Temporary Transfer and **Lakeside Industries, Inc.** consents to the temporary transfer of this water right for the remainder of the 2021 irrigation season for the purposes set out in the Temporary Transfer applications filed by the South Valley Groundwater District and the Galena Groundwater District. This consent expires with the end of the 2021 irrigation season.



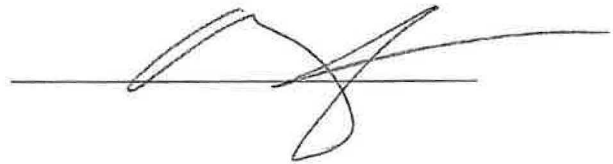
CONSENT TO USE WATER RIGHTS FOR TEMPORARY TRANSFER APPLICATION BY
GROUNDWATER DISTRICTS

John F. Stevenson is the owner of water right numbers 37-2681, 37-2649A, 37-2649B, 37-2576, and 37-7644 for use on land located in the Bellevue Triangle. **John F. Stevenson** certifies that it is not using this water right on the lands identified in the Temporary Transfer and **John F. Stevenson** consents to the temporary transfer of this water right for the remainder of the 2021 irrigation season for the purposes set out in the Temporary Transfer applications filed by the South Valley Groundwater District and the Galena Groundwater District. This consent expires with the end of the 2021 irrigation season.

A handwritten signature in black ink, appearing to read "John F. Stevenson", is written over a horizontal line.

CONSENT TO USE WELL FOR TEMPORARY TRANSFER APPLICATION BY
GROUNDWATER DISTRICTS

Blackburn Farming LLC hereby approves and consents to the use of wells for the temporary transfer applications by Bellevue Triangle Groundwater Districts. **Blackburn Farming LLC** is the owner of a well located at Twp 1N Reg 19E Section 28 SW $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$, which is used to divert water rights for use on land located in the Bellevue Triangle. Those water rights are: 37-23090, 37-23091, 37-23092, and 37-23093. **Blackburn Farming LLC** consents to authorizing the use of this well to divert water for the purposes set out in the Temporary Transfer applications filed by the South Valley Groundwater District and the Galena Groundwater District. This consent expires with the end of the 2021 irrigation season.

A handwritten signature in black ink, consisting of a series of loops and a long horizontal stroke extending to the right, positioned above a solid horizontal line.

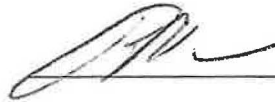
CONSENT TO USE WELL FOR TEMPORARY TRANSFER APPLICATION BY
GROUNDWATER DISTRICTS

Bashaw Family Trust hereby approves and consents to the use of wells for the temporary transfer applications by Bellevue Triangle Groundwater Districts. **Bashaw Family Trust** is the owner of a well located at Twp 1S Reg 20E Section 20 NW¼NE¼NE¼, which is used to divert water rights for use on land located in the Bellevue Triangle. Those water rights are: 37-2615, 37-2594A, 37-2612A, 37-7239A, 37-2566A, 37-22561, 37-22559, 37-22563, and 37-22565. **Bashaw Family Trust** consents to authorizing the use of this well to divert water for the purposes set out in the Temporary Transfer applications filed by the South Valley Groundwater District and the Galena Groundwater District. This consent expires with the end of the 2021 irrigation season.



CONSENT TO USE WELL FOR TEMPORARY TRANSFER APPLICATION BY
GROUNDWATER DISTRICTS

Gerald B. Bashaw hereby approves and consents to the use of wells for the temporary transfer applications by Bellevue Triangle Groundwater Districts. **Gerald B. Bashaw** is the owner of two wells, both located at Twp 1S Reg 19E Section 2 SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, which are used to divert water rights for use on land located in the Bellevue Triangle. Those water rights are: 37-800, and 37-801. **Gerald B. Bashaw** consents to authorizing the use of this well to divert water for the purposes set out in the Temporary Transfer applications filed by the South Valley Groundwater District and the Galena Groundwater District. This consent expires with the end of the 2021 irrigation season.



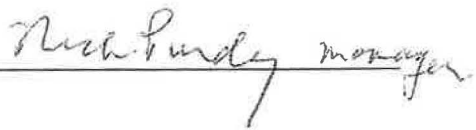
CONSENT TO USE WELL FOR TEMPORARY TRANSFER APPLICATION BY
GROUNDWATER DISTRICTS

Picabo Livestock Co. Inc. hereby approves and consents to the use of wells for the temporary transfer applications by Bellevue Triangle Groundwater Districts. **Picabo Livestock Co. Inc.**, is the owner of two wells, one located at Twp 1S Reg 20E Section 20 SE $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$, and the other located at Twp 1S Reg 20E Section 30 NW $\frac{1}{4}$ SW $\frac{1}{4}$ NE $\frac{1}{4}$. Both wells are used to divert water rights for use on land located in the Bellevue Triangle. Those water rights are: 37-2627A, 37-11911, and 37-11914. **Picabo Livestock Co. Inc.** consents to authorizing the use of this well to divert water for the purposes set out in the Temporary Transfer applications filed by the South Valley Groundwater District and the Galena Groundwater District. This consent expires with the end of the 2021 irrigation season.

Nick Lundy Pres

CONSENT TO USE WELL FOR TEMPORARY TRANSFER APPLICATION BY
GROUNDWATER DISTRICTS

Renegade McGlochlin LLC hereby approves and consents to the use of wells for the temporary transfer applications by Bellevue Triangle Groundwater Districts. **Renegade McGlochlin LLC**, is the owner of two wells, one located at Twp 1S Reg 20E Section 20 NW $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$, and the other at Twp 1S Reg 20E Section 30 NE $\frac{1}{4}$ NW $\frac{1}{4}$. Both wells are used to divert water rights for use on land located in the Bellevue Triangle. Those water rights are: 37-22572, 37-2683B, 37-22566, 37-22564, 37-22560, 37-7349B, 37-7349A, 37-2444, and 37-2683A—for the first identified well location; and, 37-7551—for the second identified well location. **Renegade McGlochlin LLC** consents to authorizing the use of these wells to divert water for the purposes set out in the Temporary Transfer applications filed by the South Valley Groundwater District and the Galena Groundwater District. This consent expires with the end of the 2021 irrigation season.


_____ manager

CONSENT TO USE WELL FOR TEMPORARY TRANSFER APPLICATION BY
GROUNDWATER DISTRICTS

Thomas M O'Gara Family Trust hereby approves and consents to the use of wells for the temporary transfer applications by Bellevue Triangle Groundwater Districts. **Thomas M O'Gara Family Trust** is the owner a well located at Twp 1S Reg 19E Section 5 NW¼SE¼NE¼, which is used to divert a water right for use on land located in the Bellevue Triangle. That water rights is: 37-2502. **Thomas M O'Gara Family Trust** consents to authorizing the use of this well to divert water for the purposes set out in the Temporary Transfer applications filed by the South Valley Groundwater District and the Galena Groundwater District. This consent expires with the end of the 2021 irrigation season.



BRIAN J. BARSOTTI
ATTORNEY FOR THOMAS M. O'GARA.
TRUSTEE OF THE THOMAS M. O'GARA FAMILY TRUST

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDATION OF WATERMASTER

Temporary Change Application Water Right No: 37-22777, 37-23090, 37-23091, 37-23092

Applicant's Name: South Valley +/or Galena Ground Water Districts
for 37-49

Watermaster's Recommendation:

- a) ☒ I do not oppose approval of this application.
- b) ☐ I do not oppose approval of this application if conditioned as follows:

- c) ☐ I oppose approval of this application for the following reasons:

- d) ☐ Additional comments:

Dated this 7th day of July, 20 21

Water District No. 37

Kevin Jolley
Watermaster's signature