

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No.

84922

RECEIVED

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

APR 02 2021

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A report and additional Part 2B forms are available from any Department office or on the Department's website at www.idwr.idaho.gov. Department of Water Resources Eastern Region

Name of Applicant(s) Natural Guardian, LLC

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.

Yes N/A * Means the item is always required and must be included with the application.

- ☒ * Completed Application for Transfer of Water Right form, Part 1.
- ☒ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☒ * Application for Transfer Part 2A. Attach a [Part 2A](#) report describing each water right in the transfer as currently recorded.
- ☐ ☒ Complete and attach an Application for Transfer [Part 2B](#) for each water right for which only a portion is proposed to be changed through this transfer application.
- ☒ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☒ * Correct fee submitted with transfer application form. ([Fee schedule](#) is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-10.

- ☐ ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☒ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
- ☐ ☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s).**
** Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☒ ☐ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☒ ☐ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm.
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☒ ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System ([GIS](#)) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.
- ☐ ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see [fee schedule](#).
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☒ #9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. ([Attachment WSB](#))
- ☐ ☒ #10 Other. Please describe: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) Natural Guardian, LLC Phone _____

Mailing address PO Box 50277, Idaho Falls, ID 83405 Email _____

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative Luke H. Marchant Phone (208) 523-0620

Mailing address PO Box 50130, Idaho Falls, ID 83405 Email lmarchant@holdenlegal.com

- ☐ Send all correspondence for this application to the representative and not to the applicant.
OR
- ☒ Send original correspondence to the applicant and copies to the representative.
- ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
- ☒ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.


Signature of Applicant or Authorized Representative

Luke H. Marchant, Attorney
Print Name and Title if applicable

April 2, 2021
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

- ☒ Change point of diversion
☐ Change nature of use

☐ Add diversion point(s)
☐ Change period of use

☒ Change place of use
☐ Other _____
- Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**.

This Application will change the point of diversion and place of use for Water Right Nos. 35-13975 and 35-14484.

This Application is a companion application to an Application that was previously submitted that proposes to move portions of Water Right Nos. 35-2122 and 35-7417 to the current place of use of 35-13975 and 35-14484.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☒ ☐	35-13975	0.1 cfs	Irrigation	04/01 to 10/31	Ground Water
☒ ☐	35-14484	0.09 cfs	Irrigation	04/01 to 10/31	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 0.19 cfs and/or 55.2 acre-feet.

2. Total amount of water proposed to be transferred or changed 0.19 cubic feet per second and/or 55.2 acre-feet per year.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
			NE	SE	09	02N	36E	Bonneville	Ground Water	

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	36E	16					13.8												13.8
Total Acres (for irrigation use)																			13.8

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

Water will be diverted from an existing well and pump into a pressurized sprinkler system.

- b. Who owns the property at the point(s) of diversion? Applicant

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: _____

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?

If yes, ☐ complete Attachment WSB.

- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:

The land will continue to be irrigated with portions of two water rights that are being transferred to the current place of use with a companion application.

- f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:

Water Right Nos. 35-8863, 35-8942, 35-13974, and 35-14619 are all diverted from the same diversion system at the proposed point of diversion. Water Right Nos. 35-13537, 35-14266, 35-14267, 35-14485, and 35-14486 are all diverted from the same diversion system at the current place of use.

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

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently leased to the Water Supply Bank,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right, or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe:

Part 2A

Water Right Reports



IDWR offices are open to the public and following the CDC guidelines for wearing masks and observing social distancing. For in-person visits, we encourage you to call ahead for an appointment.

WATER RIGHT REPORT

4/2/2021

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 35-14484

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	NATURAL GUARDIAN LLC 4609 W 65TH ST IDAHO FALLS, ID 83405 2085286635

Priority Date: 02/16/1972

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	10/31	0.09 CFS	26 AFA
Total Diversion			0.09 CFS	26 AFA

Location of Point(s) of Diversion:

GROUND WATER	NWNE	Sec. 08	Township 01N	Range 37E	BONNEVILLE County
GROUND WATER	NWNE	Sec. 08	Township 01N	Range 37E	BONNEVILLE County
GROUND WATER	NWNE	Sec. 08	Township 01N	Range 37E	BONNEVILLE County

IRRIGATION Use:

Acre Limit: 6.5

Place(s) of use:

Place of Use Legal Description: IRRIGATION BONNEVILLE 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	37E	8		NENE	0.8		NWNE	5.1		SWNE	13.3		SENE	3.8
				NENW	0.8									

Total Acres: 23.8

Conditions of Approval:

1. X27 This right is limited to the irrigation of 6.5 acres within the authorized place of use in a single irrigation season.
2. X35 Rights 35-13975, 35-14266, 35-14267, 35-14484, 35-14485, and 35-14486 when combined shall not exceed the irrigation of 23.8 acres.
3. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
4. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. 214 Prior to the diversion and use of water under Transfer approval 83518, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
8. 004 This right does not grant any right-of-way or easement across the land of another.
9. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

Dates:

Licensed Date:

Decreed Date: 02/15/2002

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: 120

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 4

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False



IDWR offices are open to the public and following the CDC guidelines for wearing masks and observing social distancing. For in-person visits, we encourage you to call ahead for an appointment. ✕

WATER RIGHT REPORT

4/2/2021

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 35-13975

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	NATURAL GUARDIAN LLC PO BOX 50277 IDAHO FALLS, ID 83405-0277 2085286635

Priority Date: 02/16/1972

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	10/31	0.1 CFS	29.2 AFA
Total Diversion			0.1 CFS	29.2 AFA

Location of Point(s) of Diversion:

GROUND WATER	NWNE	Sec. 08	Township 01N	Range 37E	BONNEVILLE County
GROUND WATER	NWNE	Sec. 08	Township 01N	Range 37E	BONNEVILLE County
GROUND WATER	NWNE	Sec. 08	Township 01N	Range 37E	BONNEVILLE County

IRRIGATION Use:

Acre Limit: 7.3

Place(s) of use:

Place of Use Legal Description: IRRIGATION BONNEVILLE 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	37E	8		NENE	0.8		NWNE	5.1		SWNE	13.3		SENE	3.8
				NENW	0.8									

Total Acres: 23.8

Conditions of Approval:

1. X27 This right is limited to the irrigation of 7.3 acres within the authorized place of use in a single irrigation season.
2. X35 Rights 35-13975, 35-14266, 35-14267, 35-14484, 35-14485, and 35-14486 when combined shall not exceed the irrigation of 23.8 acres.
3. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
4. 214 Prior to the diversion and use of water under Transfer approval 83518, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
5. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
6. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
7. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
8. 004 This right does not grant any right-of-way or easement across the land of another.
9. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

Dates:

Licensed Date:

Decreed Date: 02/15/2002

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: 120

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 4

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

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

- If any part of the irrigation water right is leased to the Water Supply Bank, you must also specify the location and number of acres that will remain idled for the duration of the lease contract at the new, proposed place of use.

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There are approximately 20 lines visible. The paper appears to be a standard notebook page.

84922

Attachment No. 4

Power of Attorney

Attorney Roster Search

Type the last name or the beginning of the last name of the attorney you are trying to find. Use more letters to narrow your search. If you cannot find the attorney you are looking for, contact the Licensing Department at (208) 334-4500.

Current Status Definitions (<https://isb.idaho.gov/licensing-mcle/membership-count-statuses/>)

Search again

Results (as of 2/26/21)

Luke Hyrum Marchant

Status Active
Admittance Date 09/30/2008

Firm Holden, Kidwell, Hahn & Crapo, PLLC
Mailing Address PO Box 50130
Idaho Falls, ID 83405

Phone (208) 523-0620
Phone Ext
Fax (208) 523-9518

Bar Email Address lmarchant@holdenlegal.com
Website Address www.holdenlegal.com
Court eService Email efiling@holdenlegal.com

Need a correction?

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

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

[Current Status Definitions](#)

Disciplinary History

Contact the Bar Counsel's Office at (208) 334-4500 to request a disciplinary history on an attorney.

Former Members

Information on former members of the Idaho State Bar is limited to name, admission date and status. The online records include former members going back to approximately 1994. Records on former members from before 1994 are not available online. Please contact the Licensing Department for more information on former members.

Attachment No. 5
ESPA Analysis and Mitigation
Plan

ATTACHMENT 5.1

Water Modeling – Data Entry

ENHANCED GROUND-WATER RIGHTS TRANSFER

UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEARCH INSTITUTE

IDAHO DEPARTMENT OF AGRICULTURE

Cells this color are set up for user entries

ENTER STARTING DATE FOR SIMULATION. THEN PUSH "UPDATE DATES" BUTTON

TRANSFER NO:

123

YEAR

1972

TRANSFER NAME:

SEASON

WINTER

N.G.

ENTER CELL LOCATIONS:

	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	67	74		
COLUMN	153	154		

TRIMESTER OF ACTIVITY	TO WELL	FROM1 WELL		FROM2 WELL		FROM3 WELL	
	Projected Use AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER
WIN 1972	0	18	18	0	0	0	0
SPR 1973	0	18	18	0	0	0	0
SUM 1973	0	18	18	0	0	0	0
WIN 1973	0	18	18	0	0	0	0
SPR 1974	0	18	18	0	0	0	0
SUM 1974	0	18	18	0	0	0	0
WIN 1974	0	18	18	0	0	0	0
SPR 1975	0	18	18	0	0	0	0
SUM 1975	0	18	18	0	0	0	0
WIN 1975	0	18	18	0	0	0	0
SPR 1976	0	18	18	0	0	0	0
SUM 1976	0	18	18	0	0	0	0
WIN 1976	0	18	18	0	0	0	0
SPR 1977	0	18	18	0	0	0	0
SUM 1977	0	18	18	0	0	0	0
WIN 1977	0	18	18	0	0	0	0
SPR 1978	0	18	18	0	0	0	0
SUM 1978	0	18	18	0	0	0	0
WIN 1978	0	18	18	0	0	0	0
SPR 1979	0	18	18	0	0	0	0
SUM 1979	0	18	18	0	0	0	0
WIN 1979	0	18	18	0	0	0	0
SPR 1980	0	18	18	0	0	0	0
SUM 1980	0	18	18	0	0	0	0
WIN 1980	0	18	18	0	0	0	0
SPR 1981	0	18	18	0	0	0	0
SUM 1981	0	18	18	0	0	0	0
WIN 1981	0	18	18	0	0	0	0
SPR 1982	0	18	18	0	0	0	0
SUM 1982	0	18	18	0	0	0	0
WIN 1982	0	18	18	0	0	0	0
SPR 1983	0	18	18	0	0	0	0
SUM 1983	0	18	18	0	0	0	0
WIN 1983	0	18	18	0	0	0	0
SPR 1984	0	18	18	0	0	0	0
SUM 1984	0	18	18	0	0	0	0
WIN 1984	0	18	18	0	0	0	0
SPR 1985	0	18	18	0	0	0	0
SUM 1985	0	18	18	0	0	0	0

WIN 1985	0	18	18	0	0	0	0
SPR 1986	0	18	18	0	0	0	0
SUM 1986	0	18	18	0	0	0	0
WIN 1986	0	18	18	0	0	0	0
SPR 1987	0	18	18	0	0	0	0
SUM 1987	0	18	18	0	0	0	0
WIN 1987	0	18	18	0	0	0	0
SPR 1988	0	18	18	0	0	0	0
SUM 1988	0	18	18	0	0	0	0
WIN 1988	0	18	18	0	0	0	0
SPR 1989	0	18	18	0	0	0	0
SUM 1989	0	18	18	0	0	0	0
WIN 1989	0	18	18	0	0	0	0
SPR 1990	0	18	18	0	0	0	0
SUM 1990	0	18	18	0	0	0	0
WIN 1990	0	18	18	0	0	0	0
SPR 1991	0	18	18	0	0	0	0
SUM 1991	0	18	18	0	0	0	0
WIN 1991	0	18	18	0	0	0	0
SPR 1992	0	18	18	0	0	0	0
SUM 1992	0	18	18	0	0	0	0
WIN 1992	0	18	18	0	0	0	0
SPR 1993	0	18	18	0	0	0	0
SUM 1993	0	18	18	0	0	0	0
WIN 1993	0	18	18	0	0	0	0
SPR 1994	0	18	18	0	0	0	0
SUM 1994	0	18	18	0	0	0	0
WIN 1994	0	18	18	0	0	0	0
SPR 1995	0	18	18	0	0	0	0
SUM 1995	0	18	18	0	0	0	0
WIN 1995	0	18	18	0	0	0	0
SPR 1996	0	18	18	0	0	0	0
SUM 1996	0	18	18	0	0	0	0
WIN 1996	0	18	18	0	0	0	0
SPR 1997	0	18	18	0	0	0	0
SUM 1997	0	18	18	0	0	0	0
WIN 1997	0	18	18	0	0	0	0
SPR 1998	0	18	18	0	0	0	0
SUM 1998	0	18	18	0	0	0	0
WIN 1998	0	18	18	0	0	0	0
SPR 1999	0	18	18	0	0	0	0
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WIN 1999	0	18	18	0	0	0	0
SPR 2000	0	18	18	0	0	0	0
SUM 2000	0	18	18	0	0	0	0
WIN 2000	0	18	18	0	0	0	0
SPR 2001	0	18	18	0	0	0	0
SUM 2001	0	18	18	0	0	0	0
WIN 2001	0	18	18	0	0	0	0
SPR 2002	0	18	18	0	0	0	0
SUM 2002	0	18	18	0	0	0	0
WIN 2002	0	18	18	0	0	0	0
SPR 2003	0	18	18	0	0	0	0
SUM 2003	0	18	18	0	0	0	0
WIN 2003	0	18	18	0	0	0	0
SPR 2004	0	18	18	0	0	0	0
SUM 2004	0	18	18	0	0	0	0
WIN 2004	0	18	18	0	0	0	0
SPR 2005	0	18	18	0	0	0	0
SUM 2005	0	18	18	0	0	0	0
WIN 2005	0	18	18	0	0	0	0
SPR 2006	0	18	18	0	0	0	0
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WIN 2006	0	18	18	0	0	0	0
SPR 2007	0	18	18	0	0	0	0
SUM 2007	0	18	18	0	0	0	0
WIN 2007	0	18	18	0	0	0	0
SPR 2008	0	18	18	0	0	0	0
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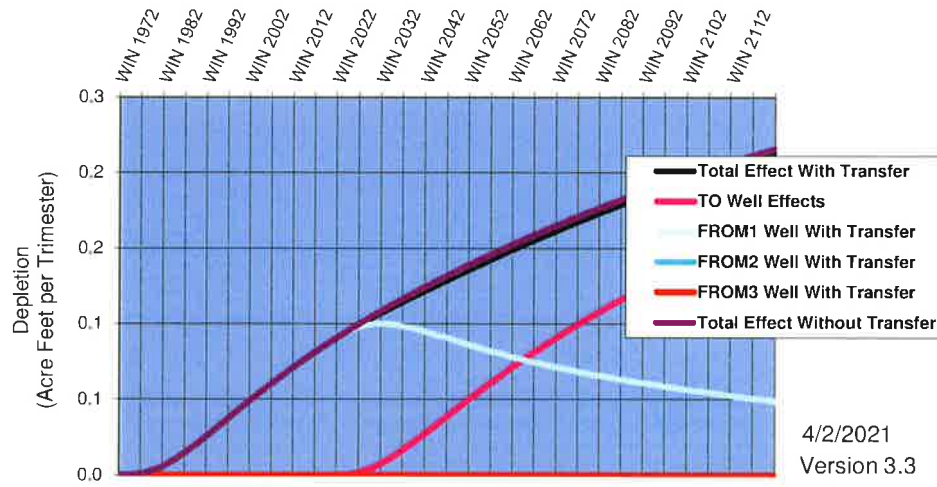
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WIN 2011	0	18	18	0	0	0	0
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WIN 2012	0	18	18	0	0	0	0
SPR 2013	0	18	18	0	0	0	0
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WIN 2013	0	18	18	0	0	0	0
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SPR 2017	0	18	18	0	0	0	0
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SPR 2018	0	18	18	0	0	0	0
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WIN 2020	0	18	18	0	0	0	0
SPR 2021	18	0	18	0	0	0	0
SUM 2021	18	0	18	0	0	0	0
WIN 2021	18	0	18	0	0	0	0
SPR 2022	18	0	18	0	0	0	0
SUM 2022	18	0	18	0	0	0	0
WIN 2022	18	0	18	0	0	0	0
SPR 2023	18	0	18	0	0	0	0
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WIN 2023	18	0	18	0	0	0	0
SPR 2024	18	0	18	0	0	0	0
SUM 2024	18	0	18	0	0	0	0
WIN 2024	18	0	18	0	0	0	0
SPR 2025	18	0	18	0	0	0	0
SUM 2025	18	0	18	0	0	0	0
WIN 2025	18	0	18	0	0	0	0
SPR 2026	18	0	18	0	0	0	0
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WIN 2026	18	0	18	0	0	0	0
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WIN 2030	18	0	18	0	0	0	0
SPR 2031	18	0	18	0	0	0	0
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WIN 2031	18	0	18	0	0	0	0
SPR 2032	18	0	18	0	0	0	0
SUM 2032	18	0	18	0	0	0	0
WIN 2032	18	0	18	0	0	0	0
SPR 2033	18	0	18	0	0	0	0

ATTACHMENT 5.2
Water Modeling – Graphs
above Milner

Hydrologic Response--Ashton to Rexburg

Customer Name: **N.G.**

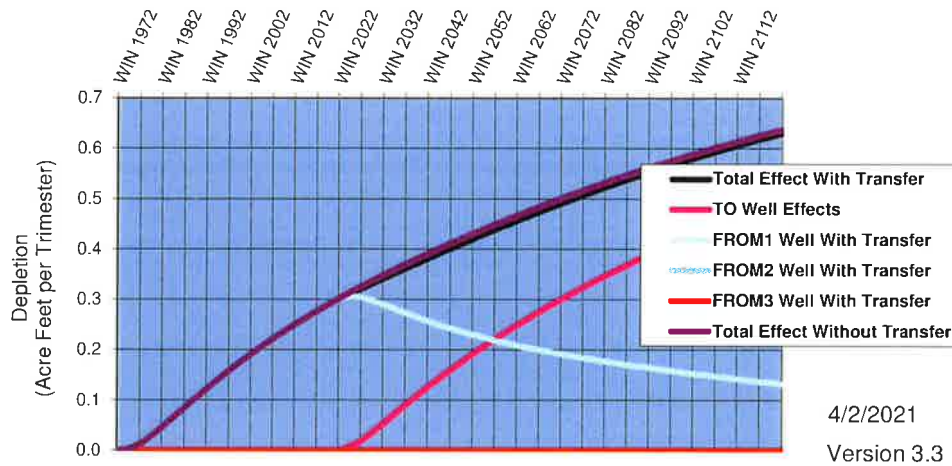
Transfer No: **123**



Hydrologic Response--Heise to Shelley

Customer Name: **N.G.**

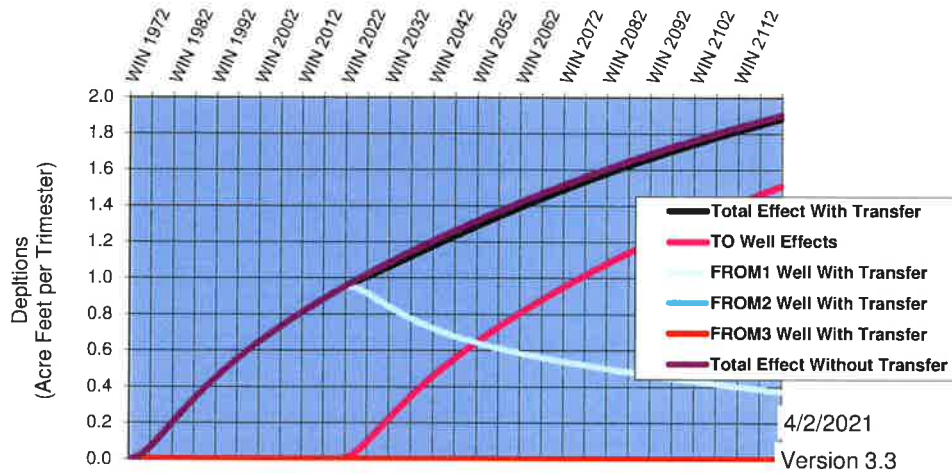
Transfer No: **123**



Hydrologic Response--Shelley to Near Blackfoot

Customer Name: N.G.

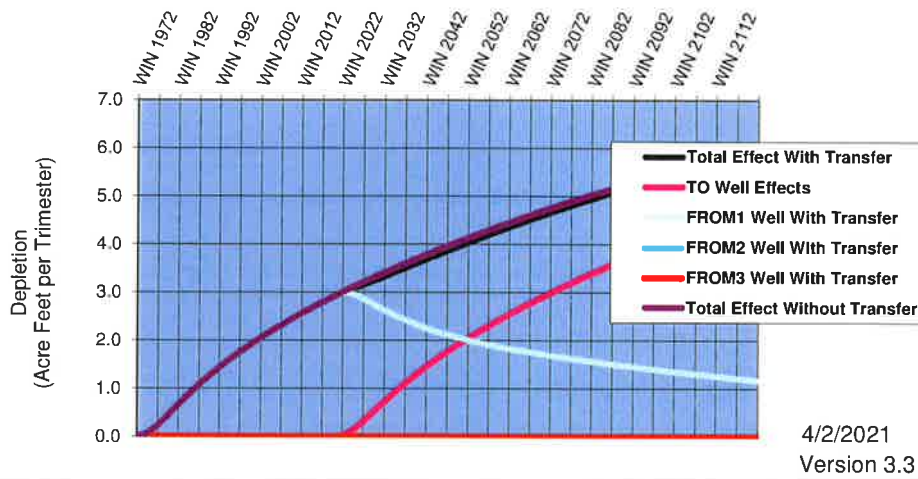
Transfer No: 123



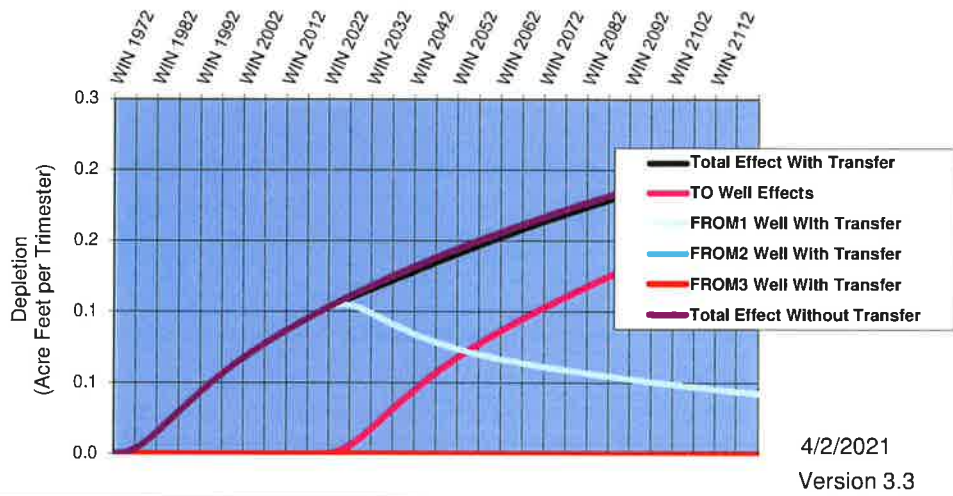
Hydrologic Response-- Near Blackfoot to Neeley

Customer Name: N.G.

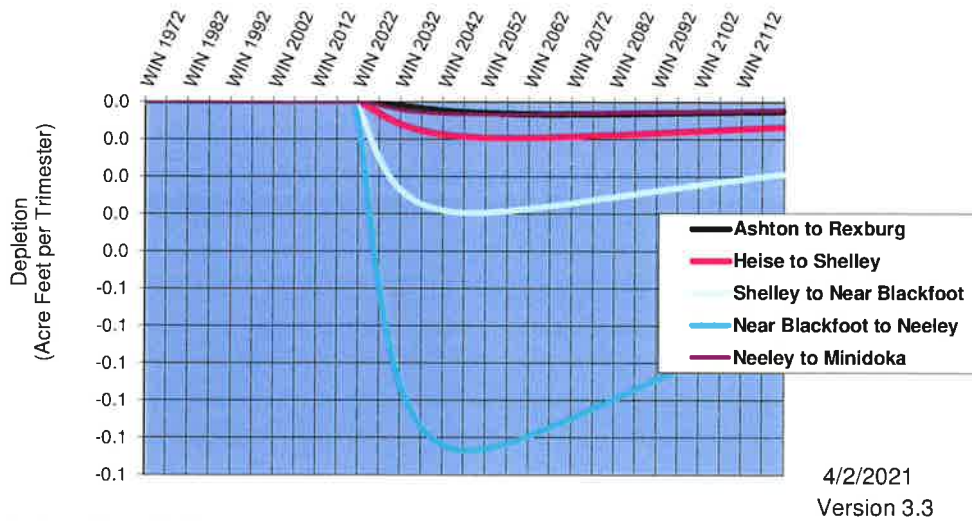
Transfer No: 123



Hydrologic Response-- Neeley to Minidoka
Customer Name: N.G. Transfer No: 123



Net Transfer Effect Above Milner
(Total Effect With Transfer - Total Effect Without Transfer)



Customer Name: N.G.

Transfer No: 123

ATTACHMENT 5.3

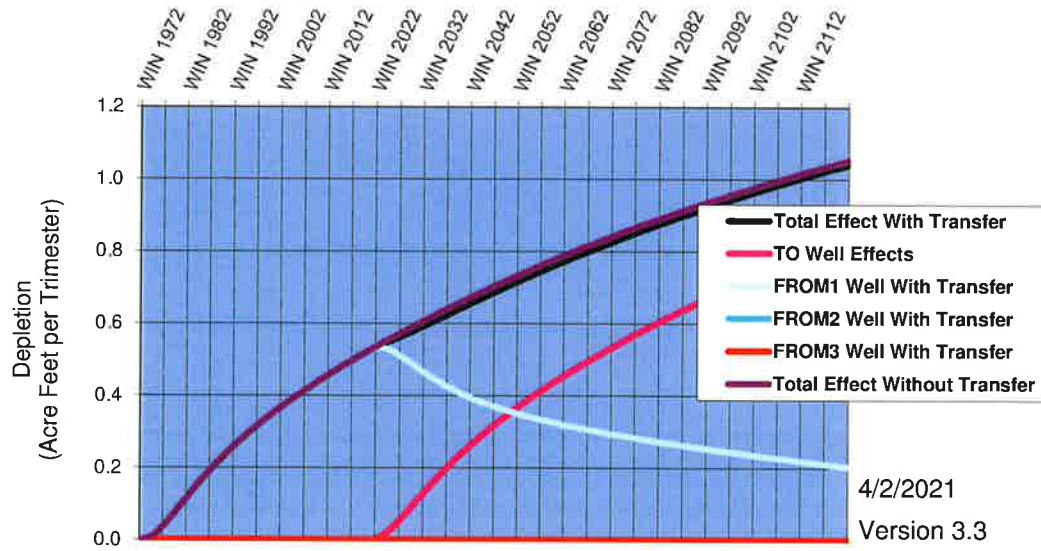
Water Modeling – Graphs below Milner

Hydrologic Response--Devil's Washbowl to Buhl

Customer Name: N.G.

Transfer No:

123

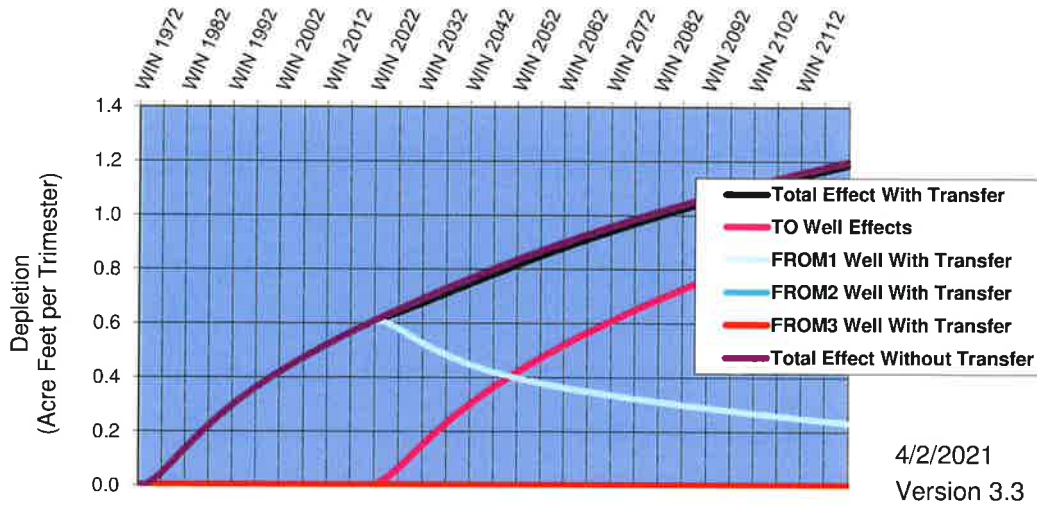


Hydrologic Response--Buhl to Thousand Springs

Customer Name: N.G.

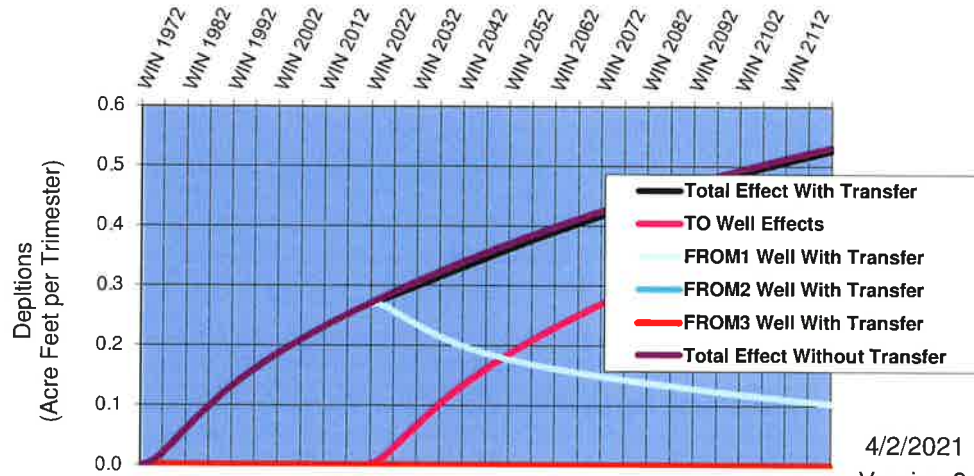
Transfer No:

123



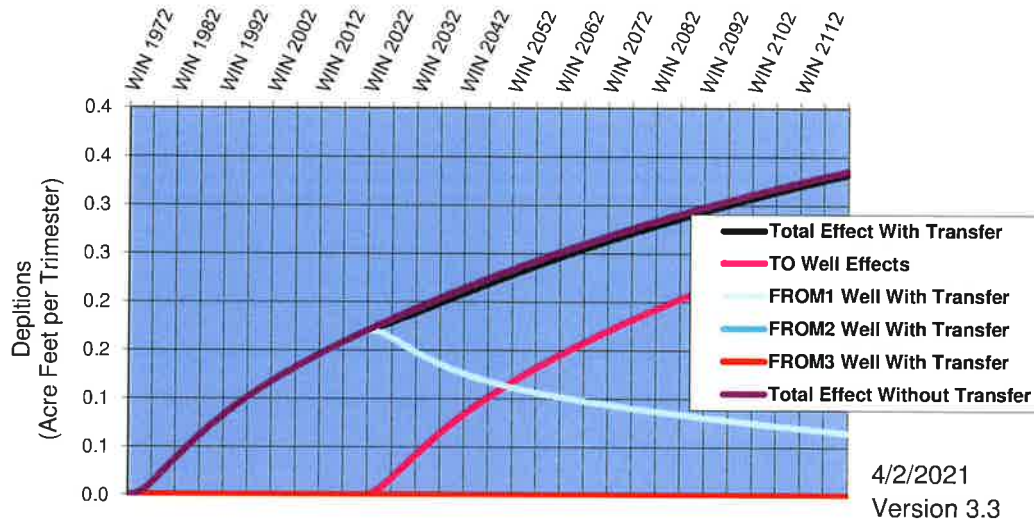
Hydrologic Response--Thousand Springs

Customer Name: **N.G.** Transfer No: **123**

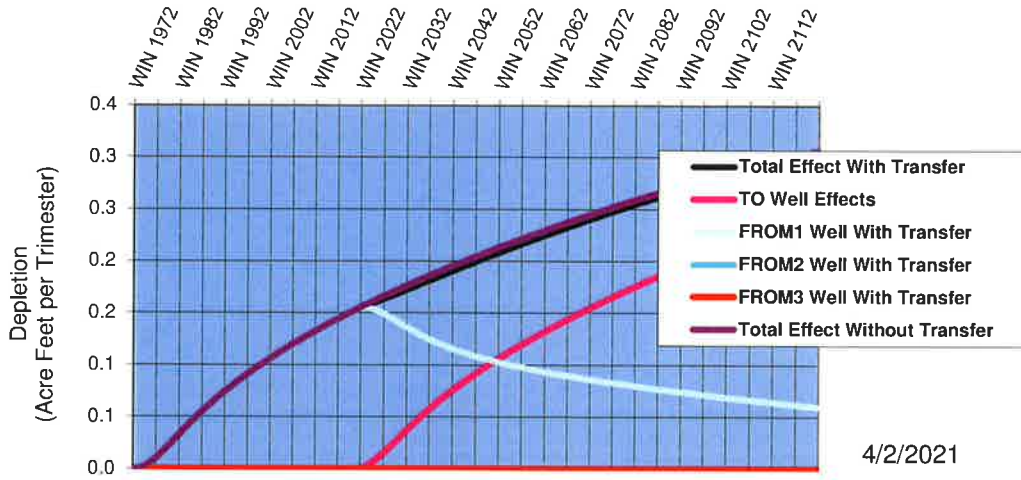


Hydrologic Response--Thousand Springs to Malad

Customer Name: **N.G.** Transfer No: **123**

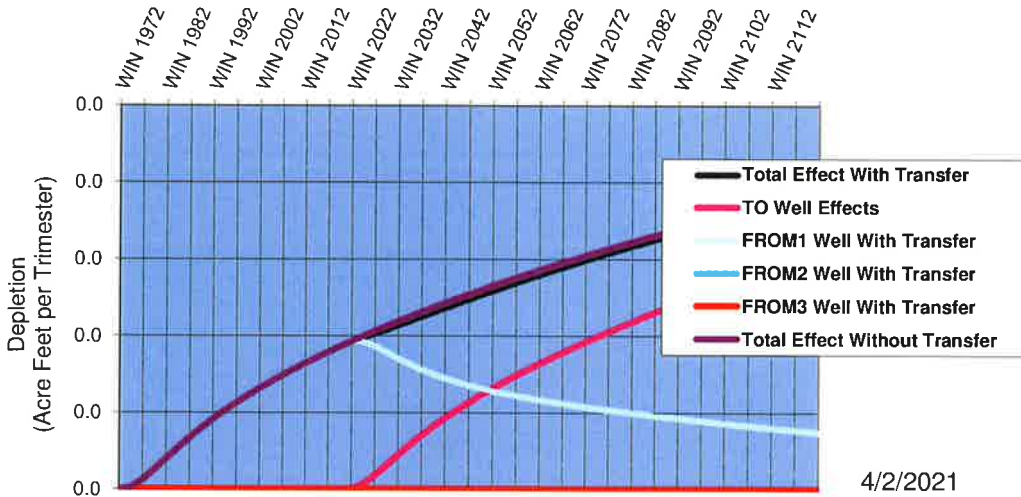


Hydrologic Response-- Malad
Customer Name: N.G. Transfer No: 123



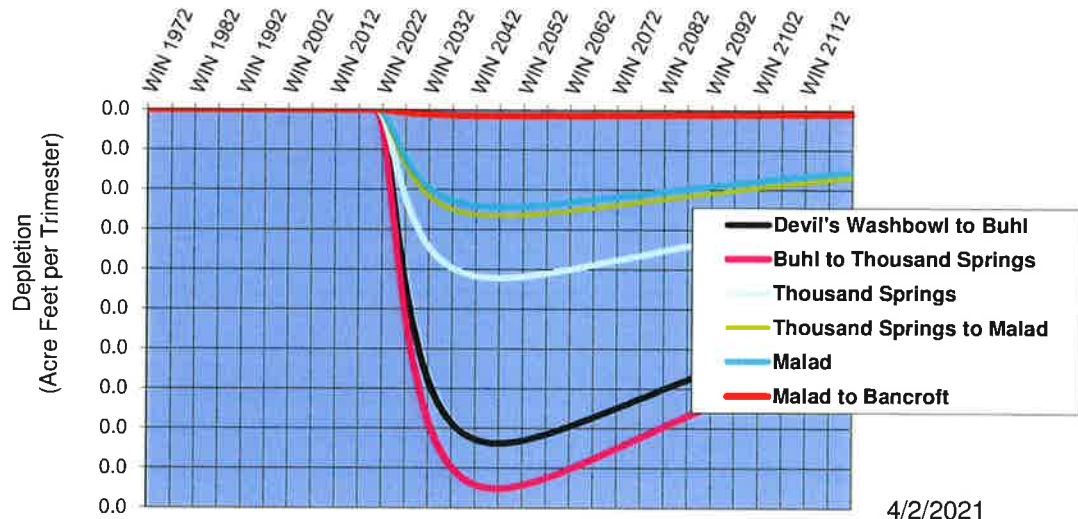
4/2/2021
Version 3.3

Hydrologic Response-- Malad to Bancroft
Customer Name: N.G. Transfer No: 123



4/2/2021
Version 3.3

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



4/2/2021
 Version 3.3

Customer Name: **N.G.**

Transfer No: 123

ATTACHMENT 5.4

Water Modeling – Mitigation Analysis

Attachment No. 7a

GIS Maps

**Attachment No. 7b
GIS Shapefile**

**(Will be sent via email upon
request from IDWR)**



State of Idaho

DEPARTMENT OF WATER RESOURCES

EASTERN Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718
Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

May 5, 2021

NATURAL GUARDIAN LLC
PO BOX 50277
IDAHO FALLS, ID 83405-0277

RE: Transfer No. 84922
Water Right No(s). 35-13975, 35-14484

Dear Applicant:

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the POST REGISTER on 5/13/2021 and 5/20/2021. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,

Christina Henman
Administrative Assistant

CC:
LUKE H MARCHANT
HOLDEN KIDWELL HAHN & CRAPO PLLC
PO BOX 50130
IDAHO FALLS, ID 83405

Henman, Christina

From: Henman, Christina
Sent: Wednesday, May 5, 2021 12:30 PM
To: 'legalnotices@postregister.com'
Subject: Legal Notice for Post Register
Attachments: 84922 Post Register.docx

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

RE: Transfer No. 84922
Water Right No(s). 35-13975, 35-14484

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 5/31/2021. Your cooperation is appreciated.

Thank you,

Christina Henman
Administrative Assistant
Idaho Dept. of Water Resources, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 497-3793

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 84922**

NATURAL GUARDIAN LLC, PO BOX 50277, IDAHO FALLS, ID 83405-0277 has filed Application No. 84922 for changes to the following water rights within BONNEVILLE County(s): Right No(s). 35-13975, 35-14484; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: change point of diversion and place of use. The proposed point of diversion is in NESE Sec 9 T02N R36E for 0.19 cfs from Ground Water. The proposed place of use is in NENW Sec 16 T02N R36E for 13.8 acres.

For additional information concerning the property location, contact Eastern Region office at (208)525-7161. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before 6/1/2021. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director Published on 5/13/2021 and 5/20/2021