

RECEIVED

AUG 19 2020

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR AMENDMENT OF A PERMIT

Fee is \$100 per § 42-221C, Idaho Code

Applicant(s) CS Property Development Phone 208-336-2110

Name connector (check one): ☐ and ☐ or ☐ and/or

Mailing address P. O. Box 27 City Boise

State Idaho Zip 83707 Email: vic.conrad@simplot.com

I am the owner of Water Appropriation Permit No. 63-34385 and request that the permit be amended as follows:

- ☐ Change point of diversion ☒ Add point of diversion ☐ Change period of use
☐ Change nature of use ☒ Change place of use ☐ Other _____

1. Point of diversion: ☐ No changes to point(s) of diversion. Skip item #1 and proceed to #2.
☐ Attach Eastern Snake Plain Aquifer analysis if this proposes to change a point of diversion affecting the ESPA.

Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or tag #
1N	1E	10	NW	SE	SE		Ada	Groundwater	

The above describes the point of diversion to be added to the existing permitted points of diversion.

2. Period and nature of use: ☒ No changes to period and/or nature of use. Skip item #2 and proceed to #3.

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year) (water use) (month/day) (month/day)

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Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
 (cfs or acre-feet per year) (water use) (month/day) (month/day)

3. Place of use or land to be irrigated: ☐ No changes to place of use. Skip item #3 and proceed to #4.

Twp	Rge	Sec	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1N	1E	14					38	40											64-78
		15	40		40	40	32	32							40		40		200

The above describes the new place of use for permit 63-34385

Total number of acres to be irrigated 278-264

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR AMENDMENT OF A PERMIT

Fee is \$100 per § 42-221C, Idaho Code

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MAY 26 2020
WATER RESOURCES
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☐ Change nature of use ☒ Change place of use ☐ Other _____

1. **Point of diversion:** ☐ No changes to point(s) of diversion. Skip item #1 and proceed to #2.
☐ Attach Eastern Snake Plain Aquifer analysis if this proposes to change a point of diversion affecting the ESPA.

Twp	Rge	Sec	Govt Lot	1/4	1/4	1/4	County	Source	Local name or tag #
1N	1E	10	NW	SE	SE		Ada	Groundwater	

The above describes the point of diversion to be added to the existing permitted points of diversion.

2. **Period and nature of use:** ☒ No changes to period and/or nature of use. Skip item #2 and proceed to #3.

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year) (water use) (month/day) (month/day)

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Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per year) (water use) (month/day) (month/day)

3. **Place of use or land to be irrigated:** ☐ No changes to place of use. Skip item #3 and proceed to #4.

Twp	Rge	Sec	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
1N	1E	14					38	40											78
		15	40		40	40									40			40	200

The above describes the new place of use for permit 63-34385

Total number of acres to be irrigated 278

Superseded by Corrected Pg. 1 (8/19/2020)

4. **Property ownership:** ☐ No changes to point of diversion and/or place of use. Skip item #4 and proceed to #5.

- a. Who owns the property at the point of diversion? Applicant, Anderson Enterprises, HA Winterfell, LLC
- b. Who owns the land to be irrigated or place of use? Applicant
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:
Easements recorded in the official real property records of Ada County, Idaho.

5. **Describe the proposed change in narrative form:**

Add 1 point of permitted point of diversion and change the place of use.

6. **Map:** ☐ The point(s) of diversion and/or the place of use are not amended, therefore a map is not attached.

Attach a map showing the proposed point(s) of diversion and/or place(s) of use. Clearly label the map with township, range, section, and $\frac{1}{4}$ $\frac{1}{4}$ of section information. A photocopy of a USGS 7.5 minute topographic quadrangle is commonly used, or the *Map Tool* available on the Department website provides a satisfactory template for creating the required map (<http://maps.idwr.idaho.gov/TransferApplicationLayouts/Map>).

7. **Signature:**

The information in this application is true to the best of my knowledge. I understand that any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.



Signature of applicant or authorized agent

Thomas J. Basabe, Director

Print name (and title, if applicable)

May 15, 2020

Date

Signature of applicant or authorized agent

Print name (and title, if applicable)

Date

FOR DEPARTMENT USE ONLY

Received by LE

Date 05/26/2020

Received by LE

Date 05/26/2020

Receipt No. W048316

Reviewed by _____

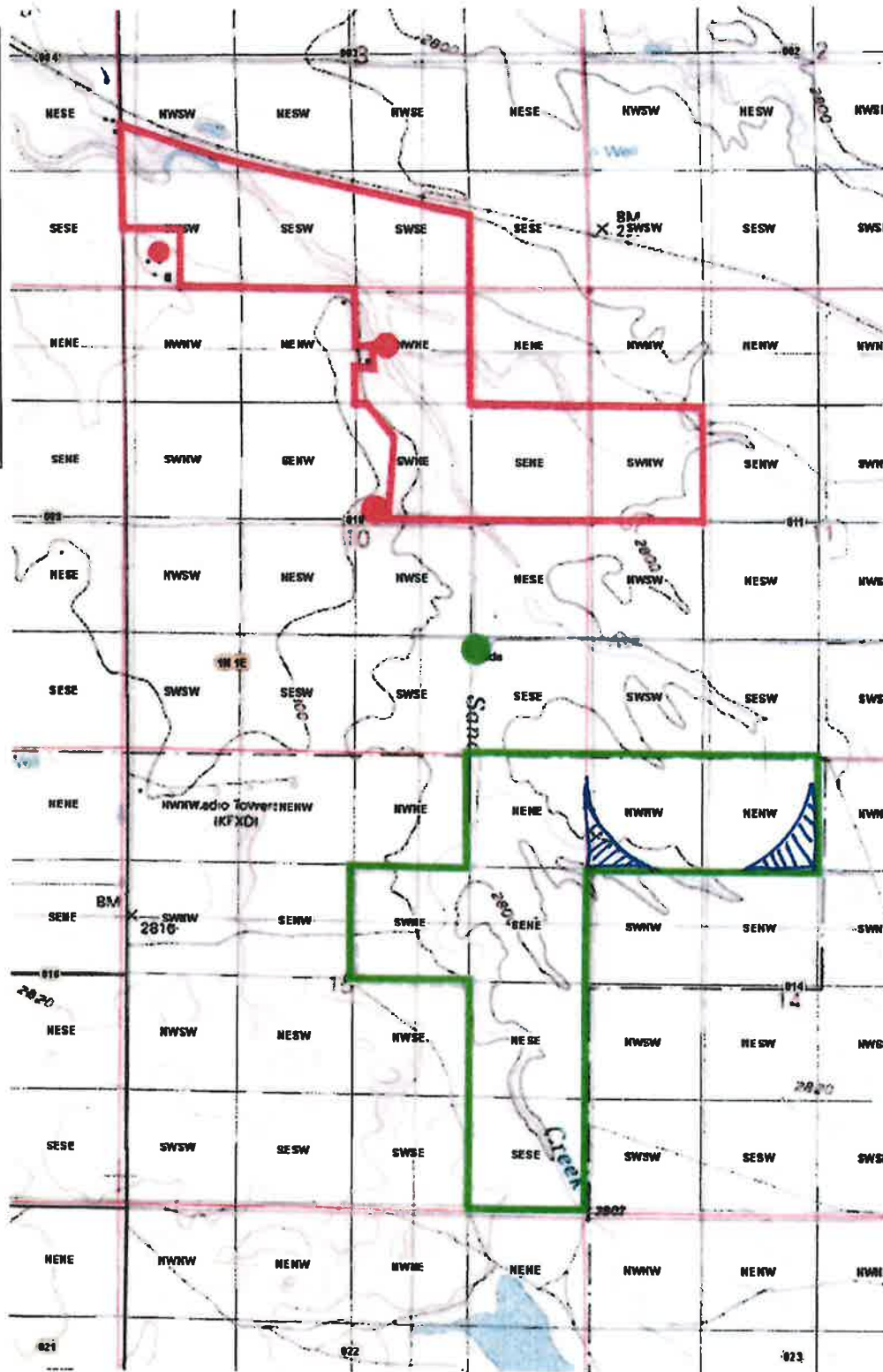
Date _____

Application to Amend IDWR Water Right Permit 63-34385

POD Summary

**Red Dots =
Existing Points
of Diversion
authorized
Under 63-34385**

Green Dot=
Additional POD
to be added to
63-34385




POU

Summary

Red Polygon
= Land to
move the
permitted
POU from.

Green Polygon =
Land to
move the
permitted
POU to.

 Excluded
from
proposed
place of
use



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN Region • 2735 W AIRPORT WAY • BOISE, ID 83705-5082

Phone: (208)334-2190 • Fax: (208)334-2348 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

September 11, 2020

CS PROPERTY DEVELOPMENT LLC
PO BOX 27
BOISE, ID 83707-0027

RE: Application for Amendment of Permit No. 63-33207, 63-34038, 63-34385

Dear Applicant(s):

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

A legal notice of the application has been prepared and is scheduled for publication in the IDAHO STATESMAN on 9/17/2020 and 9/24/2020. 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 to amend the permit is approved, the Department will send you a copy of the amended permit.

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

Sincerely,

A handwritten signature in blue ink, appearing to read 'Kensie Thorneycroft'.

Kensie Thorneycroft
Administrative Assistant

CC:
WELLS FARGO BANK

Thorneycroft, Kensie

From: Thorneycroft, Kensie
Sent: Friday, September 11, 2020 9:55 AM
To: 'BOI Legals'
Subject: Ada Legal Notice
Attachments: CoverLetter.docx; LegalNotice.docx

Follow Up Flag: Follow up
Flag Status: Flagged

Good Morning Legal Clerk,

I am sending you the new legal notices, please send confirmation to my email.

Please see the attached ad for publication on 09/17/2020 and 09/24/2020.

Please confirm these are okay to publish as shown.

Kensie Thorneycroft
Administrative Assistant
IDWR Western Region
208-334-2190



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN Region • 2735 W AIRPORT WAY • BOISE, ID 83705-5082

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Brad Little
Governor

Gary Spackman
Director

September 11, 2020

LEGAL NOTICE DEPARTMENT
IDAHO STATESMAN
PO BOX 40
BOISE, ID 83707

RE: Application for Permit No. 63-34951
Application for Amendment of Permit No. 63-33207, 63-34038, 63-34385

Transfer No. 84109
Water Right No(s). 63-34303, 63-34304, 63-34305, 63-34306, 63-34307, 63-34308, 63-34309, 63-34310, 63-34311, 63-34312, 63-34339

Transfer No. 84291
Water Right No(s). 63-226, 63-227, 63-2279, 63-228, 63-229, 63-2374, 63-2389, 63-266, 63-267, 63-268, 63-299, 63-300, 63-33252, 63-33682, 63-33683, 63-33735, 63-33736A, 63-33736B, 63-4007, 63-4008, 63-4010

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 10/5/2020. Your cooperation is appreciated.

Sincerely,

Kensie Thorneycroft
Administrative Assistant

Enclosure(s)

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

63-34951

TODD W CORMAN

2565 S MILL POINT LN

BOISE, ID 83712-8512

Point of Diversion L4(NESW) S19 T03N R03E ADA County Source GROUND WATER

Use: IRRIGATION 03/01 to 11/15 0.11 CFS

Total Diversion: 0.11 CFS

Date Filed: 08-17-2020

Place Of Use: IRRIGATION

T03N R03E S19 L4(NESW),L3(NWSW)

Total Acres: 3.5

Water bearing zone to be appropriated is from 200 to 300 feet.

PROPOSED AMENDMENT OF WATER PERMIT

63-33207

CS PROPERTY DEVELOPMENT LLC, PO BOX 27, BOISE, ID 83707-0027 filed an application to amend permit no. 63-33207 on 05-22-2020. Application proposes to add to area within sections 3, 10, 11, 14, and 15 of T01N R01E to industrial place of use and add 4 points of diversion – one in T01N R01E Sec 3 SWSW, one in T01N R01E Sec 10 NWNE, one in T01N R01E Sec 10 SWNE, and one in T01N R01 Sec 10 SESE to the current system. Application will not change water use purpose or quantity.

63-34038

CS PROPERTY DEVELOPMENT LLC, PO BOX 27, BOISE, ID 83707-0027 filed an application to amend permit no. 63-34038 on 05-22-2020. Application proposes to add to area within sections 3, 10, 11, 14, and 15 of T01N R01E to industrial place of use and add 4 points of diversion – one in T01N R01E Sec 3 SWSW, one in T01N R01E Sec 10 NWNE, one in T01N R01E Sec 10 SWNE, and one in T01N R01 Sec 10 SESE to the current system. Application will not change water use purpose or quantity. Application proposes no changes to the permitted irrigation uses.

63-34385

CS PROPERTY DEVELOPMENT LLC, PO BOX 27, BOISE, ID 83707-0027 filed an application to amend permit no. 63-34385 on 08-19-2020. Application proposes to change the place of use to 264 acres within T01N R01E Sec 14 & 15 and proposes to add a point of diversion in the SESE quarter-quarter of T01N R01E Sec 10.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 84109

CS PROPERTY DEVELOPMENT LLC, PO BOX 27, BOISE, ID 83707-0027 has filed Application No. 84109 for changes to the following water rights within ADA County(s): Right No(s). 63-34303, 63-34304, 63-34305, 63-34306, 63-34307, 63-34308, 63-34309, 63-34310, 63-34311, 63-34312, 63-34339; 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: Transfer proposes changing the place of use and establishing a permissible place of use for 11 irrigation water rights (63-34303 thru 63-34312, and 63-34339), Water will be used within a 265-acre boundary in Ada County, on the east side of S Cloverdale Rd., off the intersection of S Cloverdale and Barker Rd., and within a separate 287-acre boundary 0.5 miles south of the 265-acre boundary. Transfer also proposes adding point(s) of diversion to 9 of those water rights, (63-34-34304 thru 63-34311, and 63-34312). Water will be taken from 4 ground water points of diversion near and within the proposed place of use boundaries. (Transfer will not change the points of diversion of surface water rights 63-34303 and 63-34312).

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 84291

RIVERSIDE IRRIGATION DISTRICT LTD, 120 N THIRD ST PO BOX 1080, PARMA, ID 83660 has filed Application No. 84291 for changes to the following water rights within CANYON County(s): Right No(s). 63-226, 63-227, 63-2279, 63-228, 63-229, 63-2374, 63-2389, 63-266, 63-267, 63-268, 63-299, 63-300, 63-33252, 63-33682, 63-33683, 63-33735, 63-33736A, 63-33736B, 63-4007, 63-4008, 63-4010; 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: Riverside Irrigation District LTD is an irrigation district that operates multiple water rights within Canyon County. The company filed transfer no. 84291 to change the place of use on its irrigation rights to include an additional 90 acres within its service boundary. The new acres will be irrigated from treasury shares that have been returned to Riverside.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact the Western office at (208)334-2190; or for a full description of the right(s), please see <https://idwr.idaho.gov/apps/ExtSearch/WRAApplicationResults/>. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of \$25.00 for each application on or before 10/5/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 9/17/2020 and 9/24/2020



State of Idaho

DEPARTMENT OF WATER RESOURCES

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Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

July 7, 2020

COPY

CS PROPERTY DEVELOPMENT
PO BOX 27
BOISE ID 83707

Re: Application for Amendment of Permit No. 63-34385 – Correction Needed

Dear Applicant:

This office received your application for amendment on May 26, 2020. The Department cannot process your application for amendment until the following item is addressed:

- Place of Use – *application items 3 & 6.*
 - Water No. 63-34385 is permitted with a place of use (POU) covering 264 acres of irrigation. The amendment proposes a 278-acre POU. You can amend your permit to change the shape and/or location of the permitted POU. You cannot, however, expand the permitted POU. This is considered enlargement.
 - Please correct your amendment of permit to describe a 264-acre POU.
 - Please submit a map reflecting the **264** acres you intend to irrigate.

The original incomplete application for amendment is enclosed. Please make the necessary changes to the original form and re-submit within the next thirty (30) days. If IDWR does not receive your written response within thirty (30) days, a refund will be issued for this filing. IDWR forms and other information are available online at www.idwr.idaho.gov. Please consult the IDWR website or contact me at (208)-334-2190 or anna.kaiser@idwr.idaho.gov if you have any questions about the necessary information.

Sincerely,

Anna Kaiser
Water Resource Agent

Enclosure: Original Application for Amendment



J.R. Simplot Company
P.O. Box 27, Boise, Idaho
83707 0027

1099 West Front Street
Boise, Idaho 83702

Vic.conrad@simplot.com
208 780 7359 Business
208 780 7333 Fax

RECEIVED

MAY 26 2020

WATER RESOURCES
WESTERN REGION

May 20, 2020

Nick Miller, Manager
State of Idaho
Department of Water Resources
2735 Airport Way
Boise, Idaho 83705-5082

**Re: IDWR Water Right Nos. 63-34304, 63-34307, 63-34308, 63-34310 and IDWR
Water Right Permit 63-34385.**

Dear Nick:

Enclosed for filing is an application to transfer the above referenced water rights to change the place of use and add a point of diversion. Also enclosed for filing is an application to amend the related above referenced permit to add a point of diversion and change the place of use.

A check in the amount of \$600.00 to cover your fee for filing the enclosed transfer application (\$500.00) and the enclosed permit amendment application (\$100.00) is also enclosed.

Sincerely,

Vic Conrad
Land, Water & Asset Recovery

Enclosure

