

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 84331

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

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 reports and additional Part 2B forms are available from any Department office or on the Department's website at idwr.idaho.gov.

Name of Applicant(s) Mickelsen Properties 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 idwr.idaho.gov/water-rights/transfers/resources.html.
- ☐ ☒ #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

RECEIVED

AUG 18 2020

Department of Water Resources
Eastern Region

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) Mickelsen Properties LLC Phone 208-709-1295
Mailing address PO Box 438, Rigby, ID 83442 Email sjwmick@gmail.com

- ☐ 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**.

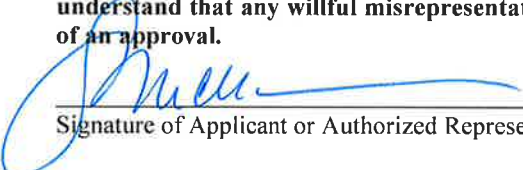
Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative _____ Phone _____
Mailing address _____ Email _____

- ☐ 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

Stephani Mickelson CFO
Print Name and Title if applicable

8/18/20
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 _____
- Is this a transfer for changes pursuant to Idaho Code § 42-221.O.8?
If yes, ☐ attach an explanation and any supporting documentation labeled as **Part 1A.2**.
- 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.3**.
This transfer proposes to move a 33.1-acre portion of water right 31-12030 to cover acres under a pivot swing arm system. The transferred acres will be combined with water right 31-11933 to cover a 154-acre place of use.

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.	<u>Right Number</u>	<u>Amount</u> (cfs/ac-ft)	<u>Nature of Use</u>	<u>Period of Use</u>	<u>Source & Tributary</u>
All or Part ☐ ☒	31-12030	0.34 / 115.9	Irrigation	4/15/ to 10/15	Ground Water
☒ ☐	31-11933	1.86 / 423.0	Irrigation	4/1 to 11/1	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 2.20 cfs and/or 538.9 acre-feet.

2. Total amount of water proposed to be transferred or changed 0.83 cubic feet per second and/or _____ 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 #
	3	SW	NE	NW	5	07N	37E	Jefferson	Ground Water	WMIS #300786

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	
07N	37E	5					39	39	35	35									148
							L3	L4											
07N	37E	6	0.5			0.5													1
			L1																
08N	37E	32											2.6	2.4					5
Total Acres (for irrigation use)																			154

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:
Existing well (WMIS #300786) is already regulated by Water District 110. A flow meter was not required because of an approved variance from IDWR. With the installation of the swing arm, it will no longer qualify as a simple system and a flow meter will be installed.

- 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: N/A Existing acres and proposed acres are covered by the same financing document.

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 north half of the pivot under water right 31-12030 has been dried up entirely (starting in 2020). The 33.1 acres being moved in the transfer are taken from the dried up acres.
- 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:
None.

- 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:

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/13/2020

Water Right 31-12030

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BLF LAND LLC PO BOX 188 HAMER, ID 83425-0188

Priority Date: 1/18/1984

Basis: License

Status: Active

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/15	1.870 CFS	433.3 AF
	<u>Total Diversion</u>		1.870 CFS	433.3 AF

Source and Point(s) of Diversion

GROUND WATER NWSW Sec. 31, Twp 08N, Rge 38E, FREMONT County

Place of Use

IRRIGATION within FREMONT County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
08N	38E	31									30.8	31.0	31.0	31.0					123.8
												L3	L4						

POU Total Acres: 123.8

Conditions of Approval:

1. R30 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.
2. T20 Approval of this transfer does not confirm the validity of this water right.

8/13/2020

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MICKELSEN PROPERTIES LLC PO BOX 438 RIGBY, ID 83442-0438

Status: Active

Tributary

423.0 AF

Sec. 5, Twp 07N, Rge 37E, JEFFERSON County

IRRIGATION within JEFFERSON County

POU Total Acres: 120.9

1. 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.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 3

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

- ☒ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.
- ☒ 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. Label it **Attachment #7b**.

If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

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.

B. CHANGES IN NATURE OF USE (Water Balance)

- ☐ If you propose to change the nature of use or period of use of all or part of the rights(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above:

N/A

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments.

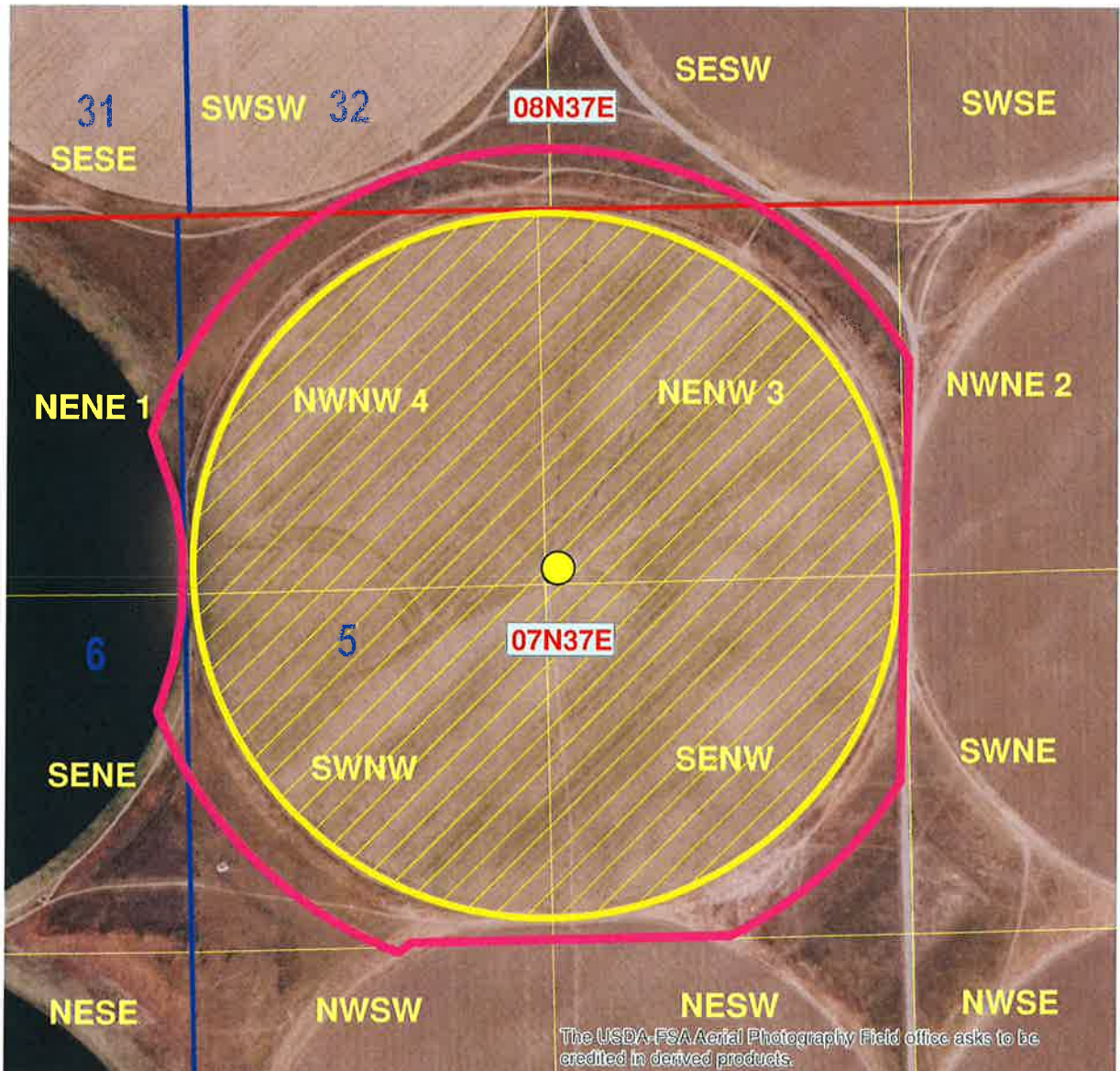
Received by _____ Date _____ Preliminary check by _____ Date _____

Fee paid 1,700.00 Date 8-18-20 Received by m. pettis Receipt # E046197

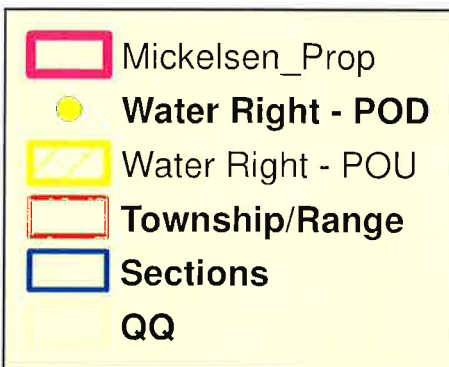
Add'l fee paid _____ Date _____ Received by _____ Receipt # _____

Check all that apply: Attachment WSB ☐ (copy sent to state office) Lessor Designation form ☐ &/or W-9 ☐ (originals to state office)

Application for Transfer - Mickelsen Properties Proposed Place of Use (154.0 Acres)



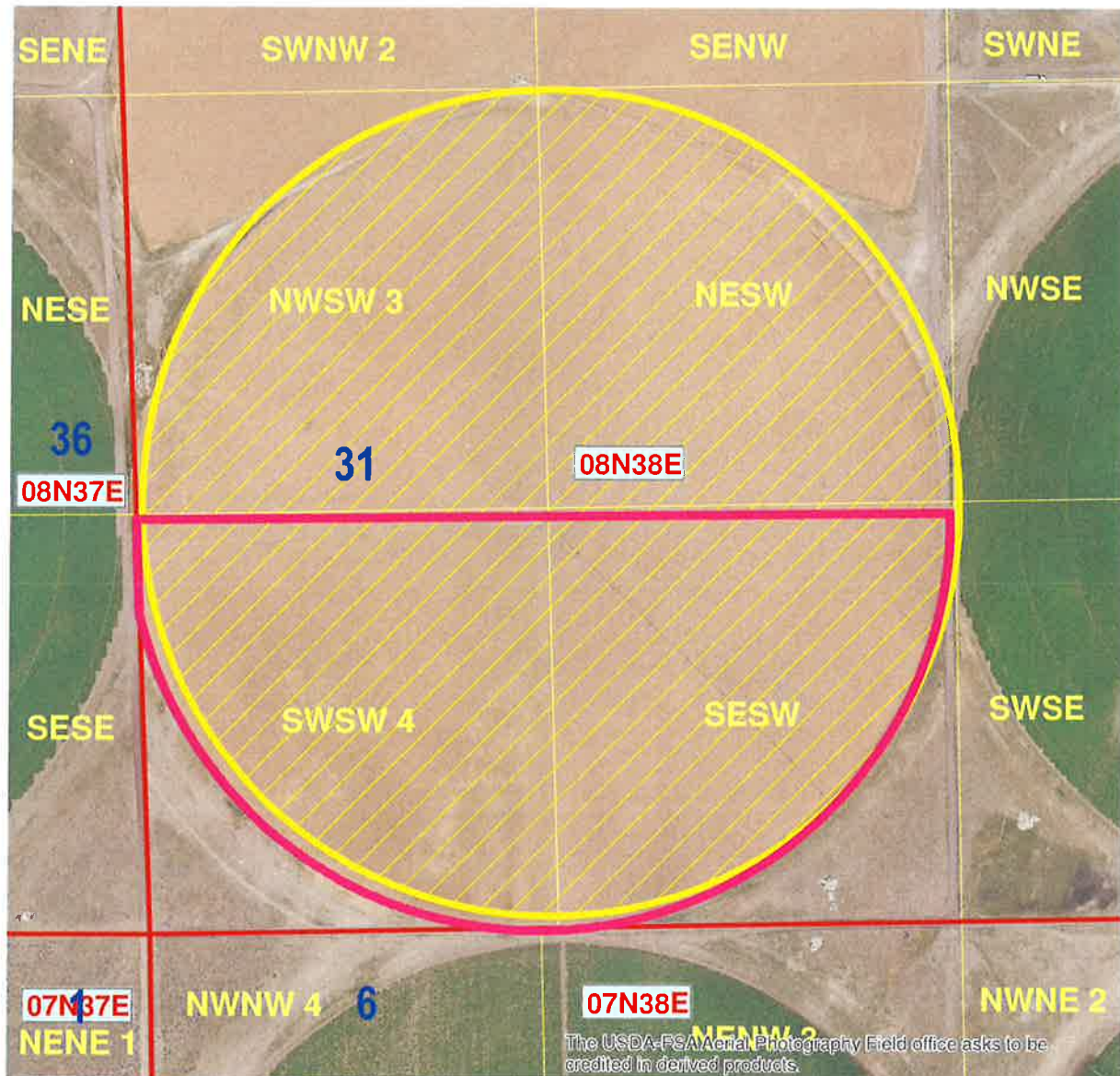
2017 Aerial Photo



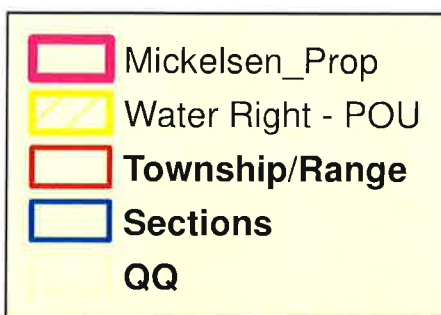
0 750 1,500 Feet



Application for Transfer - Mickelsen Properties WR 31-12030 Acres Remaining after Transfers



2013 Aerial Photo



0 750 1,500 Feet





0003891147

**STATE OF IDAHO***Office of the secretary of state, Lawrence Denney***ANNUAL REPORT**

Idaho Secretary of State

PO Box 83720

Boise, ID 83720-0080

(208) 334-2301

Filing Fee: \$0.00

*For Office Use Only***-FILED-**

File #: 0003891147

Date Filed: 6/3/2020 12:44:06 PM

Entity Name and Mailing Address:

Entity Name: MICKELSEN PROPERTIES, L.L.C.

The file number of this entity on the records of the Idaho Secretary of State is: 0000051541

Address: PO BOX 438
RIGBY, ID 83442-0438

Entity Details:

Entity Status: Active - Existing

This entity is organized under the laws of: IDAHO

If applicable, the old file number of this entity on the records of the Idaho Secretary of State was: W12414

The registered agent on record is:

Registered Agent: MARK MICKELSEN
Registered Agent
Physical Address
9088 N RIVER RD
IDAHO FALLS, ID 83402
Mailing Address

Limited Liability Company Managers and Members

Name	Title	Business Address
 Mickelsen, LLC	Manager	PO BOX 438 RIGBY, ID 83442

The annual report must be signed by an authorized signer of the entity.

Mark Mickelsen

Sign Here

06/03/2020

Date

Job Title: Managing Member

DUPLICATE OF ORIGINAL DOCUMENT RECEIVED BY ID SECRETARY OF STATE LAWRENCE DENNEY 12:44 PM 07/07/2020 00:00:00



0003928014

**STATE OF IDAHO**

Office of the secretary of state, Lawrence Denney

ANNUAL REPORT

Idaho Secretary of State
PO Box 83720
Boise, ID 83720-0080
(208) 334-2301
Filing Fee: \$0.00

For Office Use Only

-FILED-

File #: 0003928014

Date Filed: 7/3/2020 8:24:14 AM

Entity Name and Mailing Address:

Entity Name: MICKELSEN LLC
The file number of this entity on the records of the Idaho Secretary of State is: 0000622815
Address: 9088 N RIVER RD
IDAHO FALLS, ID 83402-5231

Entity Details:

Entity Status: Active - Existing
This entity is organized under the laws of: IDAHO
If applicable, the old file number of this entity on the records of the Idaho Secretary of State was: W207177

The registered agent on record is:

Registered Agent: STEPHANIE MICKELSEN
Registered Agent
Physical Address
9088 N RIVER ROAD
IDAHO FALLS, ID 83402
Mailing Address

Agent or Address Change

☐ Select if you are appointing a new agent.

Limited Liability Company Managers and Members

Name	Title	Business Address
+ Mark A Mickelsen	Manager	9088 N RIVER RD IDAHO FALLS, ID 83402

The annual report must be signed by an authorized signer of the entity.

Stephanie Mickelsen07/03/2020

Sign Here

Date

Job Title: CFO

DUPLICATE OF ORIGINAL DOCUMENT RECEIVED BY ID SECRETARIAL SERVICES UNIT 07/03/2020 08:24 AM

One-Way Analysis of Independent Transfers

Mickelsen Properties LLC - Transfer of Water Rights 31-11933 and 31-12030

WR No.	Div. Rate (CFS)	Con. Vol. (AFA)	No. of Irr. Acres	Priority Date	POD Location	Dedicated Vol. AFA/ AFT	Model Node
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Transfer 1: Proposed Steady State Impacts following Transfer

Transfer 1: Worst Case Transient State Impacts following Transfer

Impact by Reach (AF/Trimester)

Ashton to Rexburg	Heise to Shelley	Shelley to Nr Bickft	Nr Bickft To Neeley	Neeley to Minidoka	Dev. Wbl. To Buhl	Buhl to Kspr	Kspr	Kspr to Malad	Malad	Malad to Bancroft
13.43	12.69	3.36	8.76	0.05	0.17	0.19	0.09	0.05	0.05	0.00
13.36	12.64	3.39	8.84	0.05	0.17	0.20	0.09	0.05	0.05	0.00
13.43	12.69	3.36	8.76	0.05	0.17	0.19	0.09	0.05	0.05	0.00
13.36	12.64	3.39	8.84	0.05	0.17	0.20	0.09	0.05	0.05	0.00

Steady State Analysis

Mitigation Check 1 - >10% of Historical:	-0.5%	-0.4%	0.9%	0.9%	0.9%	0.9%	0.9%	0.9%	0.9%	0.9%
Mitigation Check 2: > 2 AF/T:	-0.1	0.0	0.0	0.1	0.0	0.0	0.0	0.0	0.0	0.0
Mitigation Check 3 - >10% of Total:	34.4%	32.6%	8.7%	22.8%	0.1%	0.4%	0.5%	0.2%	0.1%	0.1%
Mitigation Required?:	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
Mitigation Vol. Req'd (ac-ft):	-0.1	0.0	0.0	0.1	0.0	0.0	0.0	0.0	0.0	0.0

Transient State Analysis

Mitigation Check 1 - >10% of Historical:	-0.5%	-0.4%	0.9%	0.9%	0.9%	0.9%	0.9%	0.9%	0.9%	0.9%
Mitigation Check 2: > 2.01 AF/T:	-0.1	0.0	0.0	0.1	0.0	0.0	0.0	0.0	0.0	0.0
Mitigation Required?:	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
Mitigation Vol. Req'd (ac-ft):	-0.1	0.0	0.0	0.1	0.0	0.0	0.0	0.0	0.0	0.0

64331

ENHANCED GROUND-W

UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEA

Cells this color are
set up for user entries

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

TRANSFER NO:

Transfer 3

YEAR

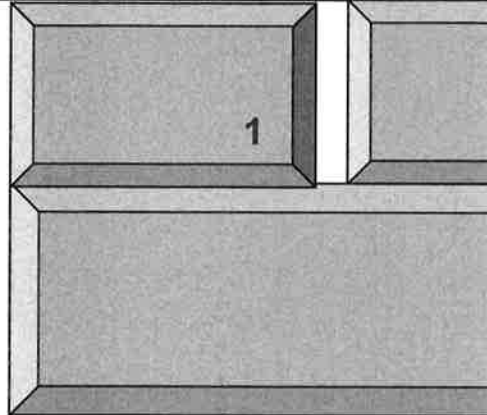
1984

TRANSFER NAME:

SEASON

SPRING

Mickelsen Prop



ENTER CELL LOCATIONS:

	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	42	44		
COLUMN	173	177		

TRIMESTER OF ACTIVITY	TO WELL	FROM1 WELL		FROM2 W
	<u>Projected Use</u> AF/TRIMESTER	<u>With Transfer</u> AF/TRIMESTER	<u>Without Transfer</u> AF/TRIMESTER	<u>With Transfer</u> AF/TRIMESTER
SPR 1984	0	39	39	0
SUM 1984	0	39	39	0
WIN 1984	0	39	39	0
SPR 1985	0	39	39	0
SUM 1985	0	39	39	0
WIN 1985	0	39	39	0
SPR 1986	0	39	39	0
SUM 1986	0	39	39	0
WIN 1986	0	39	39	0
SPR 1987	0	39	39	0
SUM 1987	0	39	39	0
WIN 1987	0	39	39	0
SPR 1988	0	39	39	0
SUM 1988	0	39	39	0
WIN 1988	0	39	39	0
SPR 1989	0	39	39	0
SUM 1989	0	39	39	0
WIN 1989	0	39	39	0
SPR 1990	0	39	39	0

SUM 2005	0	39	39	0
WIN 2005	0	39	39	0
SPR 2006	0	39	39	0
SUM 2006	0	39	39	0
WIN 2006	0	39	39	0
SPR 2007	0	39	39	0
SUM 2007	0	39	39	0
WIN 2007	0	39	39	0
SPR 2008	0	39	39	0
SUM 2008	0	39	39	0
WIN 2008	0	39	39	0
SPR 2009	0	39	39	0
SUM 2009	0	39	39	0
WIN 2009	0	39	39	0
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SUM 2019	0	39	39	0
WIN 2019	0	39	39	0
SPR 2020	0	39	39	0
SUM 2020	39	0	39	0
WIN 2020	39	0	39	0
SPR 2021	39	0	39	0
SUM 2021	39	0	39	0



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

September 9, 2020

MICKELSEN PROPERTIES LLC
PO BOX 438
RIGBY, ID 83442-0438

RE: Transfer No. 84329, 84331

Dear Applicant(s):

The Department of Water Resources has received your water right transfer applications. Please refer to the transfer numbers referenced above in all future correspondence regarding these transfers.

A legal notice of the applications has been prepared and is scheduled for publication in the JEFFERSON STAR on 9/18/2020 and 9/25/2020. Protests to these applications may be submitted for a period ending ten (10) days after the second publication.

If the applications are protested, you will be sent a copy of each protest. All protests must be resolved before the applications 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 applications are not protested, the Department will process your applications and notify you of any action taken on the applications. If your applications are approved, the Department will send you a copy of the approval documents.

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

Sincerely,

A handwritten signature in black ink, appearing to read 'CH' followed by a stylized flourish.

Christina Henman
Administrative Assistant

Henman, Christina

From: Henman, Christina
Sent: Wednesday, September 09, 2020 4:13 PM
To: JEFFERSON STAR (info@jeffersonstarnews.com)
Subject: Legal Notices for Jefferson Star
Attachments: 84329, 84331 Jefferson Star.docx

LEGAL NOTICE DEPARTMENT
JEFFERSON STAR
PO BOX 37
RIGBY, ID 83442

RE: Transfer No. 84331
Water Right No(s). 31-11933, 31-12030

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.

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. 84329

MICKELSEN PROPERTIES LLC, PO BOX 438, RIGBY, ID 83442-0438 has filed Application No. 84329 for changes to the following water rights within FREMONT, JEFFERSON County(s): Right No(s). 31-11961, 31-12030, 31-7229; 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 SWSE Sec 6 T7N R37E for 4.60 cfs from ground water. The proposed place of use is within Sec 1 T7N R36E and Sec 6 T7N R37E for 283.7 acres.

TRANSFER NO. 84331

MICKELSEN PROPERTIES LLC, PO BOX 438, RIGBY, ID 83442-0438 has filed Application No. 84331 for changes to the following water rights within FREMONT, JEFFERSON County(s): Right No(s). 31-11933, 31-12030; 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 Lot 3 (SWNENW) Sec 5 T7N R37E for 2.20 cfs from ground water. The proposed place of use is within Sec 5 and 6 T7N R37E, and Sec 32 T8N R37E for 154 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 10/5/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 9/18/2020 and 9/25/2020

Henman, Christina

From: Henman, Christina
Sent: Wednesday, September 09, 2020 10:33 AM
To: Jordan, Blake
Subject: Application for Transfer No. 84329, 84331, 84332, 84333
Attachments: RecommendationForm Transfer27.docx; RecommendationForm Transfer28.docx; RecommendationForm Transfer29.docx; RecommendationForm Transfer30.docx

Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application. You can find a copy of the application at: <https://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>. Please review the application, then complete the enclosed recommendation form and return it to this office within 21 DAYS of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 DAYS from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

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