

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No.

84007

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 www.idwr.idaho.gov.

Name of Applicant(s) Bodenhamer, Cerise, Eagle Valley Ranch, IDFG

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 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

APR 06 2020

Department of Water Resources
Eastern Region

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Idaho Department of Fish and Game, Allen & Virginia Bodenhamer,

Name of Applicant(s) Lowell Cerise, Eagle Valley Ranch LLC Phone _____

Mailing address see Attachment B for individual contact information 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 Jeff Diluccia Phone 208.756.2271

Mailing address 99 HWY 93 N Salmon ID 83467 Email jeff.diluccia@idfg.idaho.gov

- ☒ 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

Print Name and Title if applicable

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**.
 IDFG will move the entire L10 diversion structure and fish screen upstream. POD will change for all rights. POU will NOT change for any right.

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Idaho Department of Fish and Game, Allen & Virginia Bodenhamer,
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Allen S Bodenhamer
Signature of Applicant or Authorized Representative

ALLEN S BODENHAMER
Print Name and Title if applicable

3-17-2020
Date

V Bodenhamer
Signature of Applicant or Authorized Representative

VIRGINIA BODENHAMER
Print Name and Title if applicable

3/30/2020
Date

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
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.2**.
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

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Name of Applicant(s) Lowell Cerise, Eagle Valley Ranch LLC Phone _____
Mailing address see Attachment B for individual contact information Email _____

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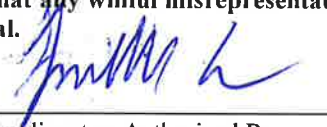
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 Lowell Cerise 3/26/20
Signature of Applicant or Authorized Representative Print Name and Title if applicable Date

Signature of Applicant or Authorized Representative Print Name and Title if applicable Date

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
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.2**.
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Idaho Department of Fish and Game, Allen & Virginia Bodenhamer,
Name of Applicant(s) Lowell Cerise, Eagle Valley Ranch LLC Phone _____

Mailing address see Attachment B for individual contact information Email _____

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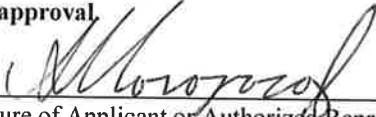
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Signature of Applicant or Authorized Representative

NIKOLAOS D. MONOYIOS
Print Name and Title if applicable manager

1/8/20
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 _____
- 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**.
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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>
	see Attachment A				
All or Part				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 31.88 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 31.88 cubic feet per second and/or _____ acre-feet per year.

3. Point(s) of Diversion: see Attachment A

- ☐ 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 #

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	
Total Acres (for irrigation use)																			

Attachment A: Diversion & Water Right Information - Application for Transfer of Water Rights - POD

New POD?	Basin	Sequence	Suffix	Status	Source	Priority Date	Township	Range	Section	QQ	County	Diversion Name	Overall Max Diversion Rate(cfs)	Total Acres	Acre Limit	Water Use(s)	Current Owner(s)
yes	74	746	E	Active	LEMHI RIVER	6/1/1880	21N	23E	33	SESE	Lemhi	L10	13.50	450.5		IRRIGATION	BODENHAMER, ALLEN & VIRGINIA
yes	74	4005	D	Active	LEMHI RIVER	4/20/1878	21N	23E	33	SESE	Lemhi	L10	0.27	9.0		IRRIGATION	BODENHAMER, ALLEN & VIRGINIA
yes	74	4005	B	Active	LEMHI RIVER	4/20/1910	21N	23E	33	SESE	Lemhi	L10	0.39	13.0		IRRIGATION	CERISE, LOWELL
yes	74	4005	C	Active	LEMHI RIVER	4/20/1966	21N	23E	33	SESE	Lemhi	L10	0.23	7.0		IRRIGATION	CERISE, LOWELL
yes	74	4005	E	Active	LEMHI RIVER	4/20/1878	21N	23E	33	SESE	Lemhi	L10	6.75	225.0		IRRIGATION	CERISE, LOWELL
yes	74	1684		Active	LEMHI RIVER	4/1/1961	21N	23E	33	SESE	Lemhi	L10	0.80			FISH PROPAGATION	STATE OF IDAHO
yes	74	746	A	Active	LEMHI RIVER	6/1/1880	21N	23E	33	SESE	Lemhi	L10	0.25	173.8	13.4	IRRIGATION	EAGLE VALLEY RANCH LLC
yes	74	746	B	Active	LEMHI RIVER	6/1/1880	21N	23E	33	SESE	Lemhi	L10	0.37	173.8	14.3	IRRIGATION	EAGLE VALLEY RANCH LLC
yes	74	15609		Active	LEMHI RIVER	6/1/1880	21N	23E	33	SESE	Lemhi	L10	0.11	173.8	3.5	IRRIGATION	EAGLE VALLEY RANCH LLC
yes	74	15610		Active	LEMHI RIVER	6/1/1880	21N	23E	33	SESE	Lemhi	L10	4.26	173.8	142.1	IRRIGATION	EAGLE VALLEY RANCH LLC
yes	74	15612		Active	LEMHI RIVER	6/1/1880	21N	23E	33	SESE	Lemhi	L10	4.95	191.8	164.6	IRRIGATION	EAGLE VALLEY RANCH LLC
No	74	15612		Active	LEMHI RIVER	6/1/1880	20N	23E	3	SESW	Lemhi	L13	4.95	191.8	164.6	IRRIGATION	EAGLE VALLEY RANCH LLC

NOTE: L10 Diversion/screen name will move with the new diversion.

84007

Attachment B: Landowners/Applicants - Application for Transfer of Water Right - POD

Basin	Sequence	Split Suffix	Basis	Status	Owner Type	Name	Address	City	State	Postal Code	Phone
74 746	E		Decreed	Active	Current Owner	BODENHAMER, ALLEN & VIRGINIA	22 S BARRACKS LN	SALMON	ID	83467	208-756-2229
74 4005	D		Decreed	Active							
74 4005	B		Decreed	Active	Current Owner	CERISE, LOWELL	56 WHITING RD	SALMON	ID	83467	208-756-3085
74 4005	C		Decreed	Active							
74 4005	E		Decreed	Active							
74 1684			Decreed	Active	Current Owner	STATE OF IDAHO	DEPT OF FISH & GAME C/O OFFICE OF THE ATTORNEY GENERAL PO BOX 25 83720	BOISE	ID	83720-0010	208-334-2400
74 746	A		Decreed	Active	Current Owner	EAGLE VALLEY RANCH LLC	446 BOHANNON CREEK RD	SALMON	ID	83467	208-756-1733
74 746	B		Decreed	Active							
74 15609			Decreed	Active							
74 15610			Decreed	Active							
74 15612			Decreed	Active							

NOTE: The contact information for these applicants have been updated.

84007

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:

A new controllable lockable steel head gate structure, followed by an open ditch to a new fish screen with fish bypass pipe to Lemhi River, followed by open ditch with measuring device.

- b. Who owns the property at the point(s) of diversion? Eagle Valley Ranch LLC

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
See written consent. IDFG also holds easement agreement for fish screen location.

- 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: This is not applicable since POU will not change for any right and access is granted by the fish screen easement.

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:
N/A

- 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:
N/A

- 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
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 74-746E

Current Owner: VIRGINIA BODENHAMER
ALLEN BODENHAMER

Priority Date: 6/1/1880

Origin: Water Right

Status: Active

Basis: Decreed

Source

LEMHI RIVER

Tributary

SALMON RIVER

Beneficial Use

IRRIGATION

From To

03/15 to 11/15

Total Diversion

Diversion Rate

13.5 CFS

13.5 CFS

Annual Volume

Location of Point(s) of Diversion

LEMHI RIVER

LEMHI County

NW1/4SE1/4

Sec. 33, Twp 21N, Rge 23E B.M.

Place of Use

IRRIGATION Within LEMHI County

T21N R23E S30	SESE	4.20	T21N R23E S31	NENE	37.90
T21N R23E S31	SWNE	19.00	T21N R23E S31	SENE	40.00
T21N R23E S31	NESE	29.30	T21N R23E S31	NWSE	1.20
T21N R23E S32	NWNE	2.30	T21N R23E S32	SWNE	38.20
T21N R23E S32	SENE	9.50	T21N R23E S32	NENW	24.10
T21N R23E S32	NWNW	38.20	T21N R23E S32	SWNW	40.00
T21N R23E S32	SENE	40.00	T21N R23E S32	NESW	38.40
T21N R23E S32	NWSW	40.00	T21N R23E S32	SWSW	11.00
T21N R23E S32	SESW	3.80	T21N R23E S32	NESE	9.20
T21N R23E S32	NWSE	24.20			

Total Acres: 450.5

Conditions of Approval:

1. 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.

Decreed Date: 11/5/2007

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 74-4005D

Current Owner: VIRGINIA BODENHAMER
ALLEN BODENHAMER

Priority Date: 4/20/1878

Origin: Water Right

Status: Active

Basis: Decreed

Source

LEMHI RIVER

Tributary

SALMON RIVER

Beneficial Use

IRRIGATION

From To

3/15 to 11/15

Diversion Rate

0.27 CFS

Annual Volume

Total Diversion

0.27 CFS

Location of Point(s) of Diversion

LEMHI RIVER

NW1/4SE1/4

Sec. 33, Twp 21N, Rge 23E B.M.

LEMHI County

Place of Use

IRRIGATION Within LEMHI County

T21N R23E S31

NWNE

9.00

Total Acres: 9

Conditions of Approval:

1. 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.
2. E64 This right authorizes the irrigation of 233.8 total acres.

Decreed Date: 7/9/2007

84007

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 74-4005B

Current Owner: LOWELL CERISE
Priority Date: 4/20/1910
Origin: Water Right
Status: Active
Basis: Decreed

Source

LEMHI RIVER

Tributary

SALMON RIVER

Beneficial Use

IRRIGATION

From To

3/15 to 11/15

Diversion Rate

0.39 CFS

Annual Volume

0.39 CFS

Total Diversion

Location of Point(s) of Diversion

LEMHI RIVER

NW1/4SE1/4

Sec. 33, Twp 21N, Rge 23E B.M.

LEMHI County

Place of Use

IRRIGATION Within LEMHI County

T21N R22E S25

NWNE

3.00

T21N R22E S25

NENW

10.00

Total Acres: 13

Conditions of Approval:

1. 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.

Decreed Date: 7/9/2007

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 74-4005C

Current Owner: LOWELL CERISE
Priority Date: 4/20/1966
Origin: Water Right
Status: Active
Basis: Decreed

Source

LEMHI RIVER

Tributary

SALMON RIVER

Beneficial Use

IRRIGATION

From To

3/15 to 11/15

Total Diversion

Diversion Rate

0.23 CFS

0.23 CFS

Annual Volume

Location of Point(s) of Diversion

LEMHI RIVER

LEMHI County

NW1/4SE1/4

Sec. 33, Twp 21N, Rge 23E B.M.

Place of Use

IRRIGATION Within LEMHI County

T21N R22E S24

SWSW

7.00

Total Acres: 7

Conditions of Approval:

1. E64 This right authorizes the irrigation of 7.4 total acres.
2. 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.

Decreed Date: 7/9/2007

84007

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 74-4005E

Current Owner: LOWELL CERISE
Priority Date: 4/20/1878
Origin: Water Right
Status: Active
Basis: Decreed

Source

LEMHI RIVER

Tributary

SALMON RIVER

Beneficial Use

IRRIGATION

From To

3/15 to 11/15

Total Diversion

Diversion Rate

6.75 CFS

6.75 CFS

Annual Volume

Location of Point(s) of Diversion

LEMHI RIVER

LEMHI County

NW1/4SE1/4

Sec. 33, Twp 21N, Rge 23E B.M.

Place of Use

IRRIGATION Within LEMHI County

T21N R22E S25	SWNE	4.00	T21N R22E S25	SENE	27.00
T21N R22E S25	NESE	16.00	T21N R22E S25	SESE	4.00
T21N R23E S30	Lot 2 SWNW	9.00	T21N R23E S30	NESW	25.00
T21N R23E S30	Lot 3 NWSW	32.00	T21N R23E S30	Lot 4 SWSW	20.00
T21N R23E S30	SESW	37.00	T21N R23E S30	SWSE	22.00
T21N R23E S30	SESE	2.00	T21N R23E S31	NWNE	27.00

Total Acres: 225

Conditions of Approval:

1. 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.
2. E64 This right authorizes the irrigation of 224.8 total acres.

Decreed Date: 7/9/2007

84007

Page _____ of _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 74-746A

Current Owner: EAGLE VALLEY RANCH LLC
Priority Date: 6/1/1880
Origin: Water Right
Status: Active
Basis: Decreed

Source

LEMHI RIVER

Tributary

SALMON RIVER

Beneficial Use

IRRIGATION

From To

3 /15 to 11/15

Total Diversion

Diversion Rate

0.254 CFS

0.254 CFS

Annual Volume

Location of Point(s) of Diversion

LEMHI RIVER

LEMHI County

NW1/4SE1/4

Sec. 33, Twp 21N, Rge 23E B.M.

Place of Use

IRRIGATION Within LEMHI County

T21N R23E S29	SESW	4.60	T21N R23E S29	SWSE	0.50
T21N R23E S32	NENE	33.50	T21N R23E S32	NWNE	33.80
T21N R23E S32	SWNE	3.00	T21N R23E S32	SENE	27.60
T21N R23E S32	NENW	10.80	T21N R23E S33	NENW	3.90
T21N R23E S33	NWNW	19.30	T21N R23E S33	SWNW	24.10
T21N R23E S33	SENW	5.20	T21N R23E S33	NWSW	7.50
Total Acres: 173.8					

84007

Conditions of Approval:

1. 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.
2. 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.
3. X27 This right is limited to the irrigation of 13.4 acres within the authorized place of use in a single irrigation season.
4. 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).
5. X35 Rights 74-746A, 74-746B, 74-15609, 74-15610 and 74-15611 when combined shall not exceed the irrigation of 173.8 acres.
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.74.

Decreed Date: 11/5/2007

Page _____ of _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 74-746b

Current Owner: EAGLE VALLEY RANCH LLC
Priority Date: 6/1/1880
Origin: Water Right
Status: Active
Basis: Decreed

Source

LEMHI RIVER

Tributary

SALMON RIVER

Beneficial Use

IRRIGATION

From To

3 /15 to 11/15

Total Diversion

Diversion Rate

0.37 CFS

0.37 CFS

Annual Volume

Location of Point(s) of Diversion

LEMHI RIVER

LEMHI County

NW1/4SE1/4

Sec. 33, Twp 21N, Rge 23E B.M.

Place of Use

IRRIGATION Within LEMHI County

T21N R23E S29	SESW	4.60	T21N R23E S29	SWSE	0.50
T21N R23E S32	NENE	33.50	T21N R23E S32	NWNE	33.80
T21N R23E S32	SWNE	3.00	T21N R23E S32	SENE	27.60
T21N R23E S32	NENW	10.80	T21N R23E S33	NENW	3.90
T21N R23E S33	NWNW	19.30	T21N R23E S33	SWNW	24.10
T21N R23E S33	SENW	5.20	T21N R23E S33	NWSW	7.50

Total Acres: 173.8

Page _____ of _____

Conditions of Approval:

1. X35 Rights 74-746A, 74-746B, 74-15609, 74-15610 and 74-15611 when combined shall not exceed the irrigation of 173.8 acres.
2. 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. 74.
3. 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).
4. 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.
5. 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.
6. X27 This right is limited to the irrigation of 14.3 acres within the authorized place of use in a single irrigation season.

Decreed Date: 11/5/2007

Page _____ of _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 74-15609

Current Owner: EAGLE VALLEY RANCH LLC
Priority Date: 6/1/1880
Origin: Water Right
Status: Active
Basis: Decreed

Source

LEMHI RIVER

Tributary

SALMON RIVER

Beneficial Use

IRRIGATION

From To

03/15 to 11/15

Total Diversion

Diversion Rate

0.11 CFS

0.11 CFS

Annual Volume

Location of Point(s) of Diversion

LEMHI RIVER

LEMHI County

NW1/4SE1/4

Sec. 33, Twp 21N, Rge 23E B.M.

Place of Use

IRRIGATION Within LEMHI County

T21N R23E S29	SESW	4.60	T21N R23E S29	SWSE	0.50
T21N R23E S32	NENE	33.50	T21N R23E S32	NWNE	33.80
T21N R23E S32	SWNE	3.00	T21N R23E S32	SENE	27.60
T21N R23E S32	NENW	10.80	T21N R23E S33	NENW	3.90
T21N R23E S33	NWNW	19.30	T21N R23E S33	SWNW	24.10
T21N R23E S33	SENW	5.20	T21N R23E S33	NWSW	7.50

Total Acres: 173.8

84007

Page _____ of _____

Conditions of Approval:

1. 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.
2. 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.74.
3. 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.
4. X27 This right is limited to the irrigation of 3.5 acres within the authorized place of use in a single irrigation season.
5. X35 Rights 74-746A, 74-746B, 74-15609, 74-15610 and 74-15611 when combined shall not exceed the irrigation of 173.8 acres.
6. 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).

Decreed Date: 9/19/2007

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 74-15610

Current Owner: EAGLE VALLEY RANCH LLC
Priority Date: 6/1/1880
Origin: Water Right
Status: Active
Basis: Decreed

Source

LEMHI RIVER

Tributary

SALMON RIVER

Beneficial Use

IRRIGATION

From To

03/15 to 11/15

Diversion Rate

4.26 CFS

Annual Volume

Total Diversion

4.26 CFS

Location of Point(s) of Diversion

LEMHI RIVER

NW1/4SE1/4

Sec. 33, Twp 21N, Rge 23E B.M.

LEMHI County

Place of Use

IRRIGATION Within LEMHI County

T21N R23E S29	SESW	4.60	T21N R23E S29	SWSE	0.50
T21N R23E S32	NENE	33.50	T21N R23E S32	NWNE	33.80
T21N R23E S32	SWNE	3.00	T21N R23E S32	SENE	27.60
T21N R23E S32	NENW	10.80	T21N R23E S33	NENW	3.90
T21N R23E S33	NWNW	19.30	T21N R23E S33	SWNW	24.10
T21N R23E S33	SENW	5.20	T21N R23E S33	NWSW	7.50

Total Acres: 173.8

Conditions of Approval:

1. 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.
2. 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.
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.74.
4. X27 This right is limited to the irrigation of 142.1 acres within the authorized place of use in a single irrigation season.
5. X35 Rights 74-746A, 74-746B, 74-15609, 74-15610 and 74-15611 when combined shall not exceed the irrigation of 173.8 acres.
6. 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).

Decreed Date: 11/5/2007

Page _____ of _____

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 74-15612

Current Owner: EAGLE VALLEY RANCH LLC
Priority Date: 6/1/1880
Origin: Water Right
Status: Active
Basis: Decreed

Source

LEMHI RIVER

Tributary

SALMON RIVER

Beneficial Use

IRRIGATION

From To

03/15 to 11/15

Total Diversion

Diversion Rate

4.945 CFS

4.945 CFS

Annual Volume

Location of Point(s) of Diversion

LEMHI RIVER

LEMHI County

SE1/4NW1/4

Sec. 3, Twp 20N, Rge 23E B.M.

LEMHI RIVER

LEMHI County

NW1/4SE1/4

Sec. 33, Twp 21N, Rge 23E B.M.

Place of Use

IRRIGATION Within LEMHI County

T20N R23E S4	NENE	15.60	T20N R23E S4	NWNE	1.40
T21N R23E S33	SWNE	1.80	T21N R23E S33	SWNW	7.00
T21N R23E S33	SENE	27.90	T21N R23E S33	NESW	36.70
T21N R23E S33	NWSW	6.40	T21N R23E S33	SESW	6.60
T21N R23E S33	NESE	4.40	T21N R23E S33	NWSE	20.20
T21N R23E S33	SWSE	32.80	T21N R23E S33	SESE	31.00

Total Acres: 191.8

84007

Conditions of Approval:

1. 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.
2. 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.
3. 029 The right holder shall comply with all fish screening requirements of the Idaho Department of Fish and Game.
4. X35 Rights 74-15612 and 74-15770 when combined shall not exceed the irrigation of 191.8 acres.
5. R59 This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
6. 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.
7. 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. 74.
8. X27 This right is limited to the irrigation of 164.6 acres within the authorized place of use in a single irrigation season.
9. Points of diversion are also known as L-13 & L-10.

Decreed Date: 11/5/2007

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 74-1684

Current Owner: STATE OF IDAHO
Priority Date: 4/1/1961
Origin: Water Right
Status: Active
Basis: Decreed

Source

LEMHI RIVER

Tributary

SALMON RIVER

Beneficial Use

FISH PROPAGATION

From To

3/15 to 11/15

Total Diversion

Diversion Rate

0.8 CFS

0.8 CFS

Annual Volume

Location of Point(s) of Diversion

LEMHI RIVER

LEMHI County

NW1/4SE1/4

Sec. 33, Twp 21N, Rge 23E B.M.

Place of Use

FISH PROPAGATION Within LEMHI County

T21N R23E S33

NWSE

Conditions of Approval:

1. 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.

Decreed Date: 7/9/2007

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 right(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 MH Date 4/6/2020 Preliminary check by _____ Date _____

Fee paid \$2500 Date 6/2/2020 Received by TPLINE Receipt # B0000001

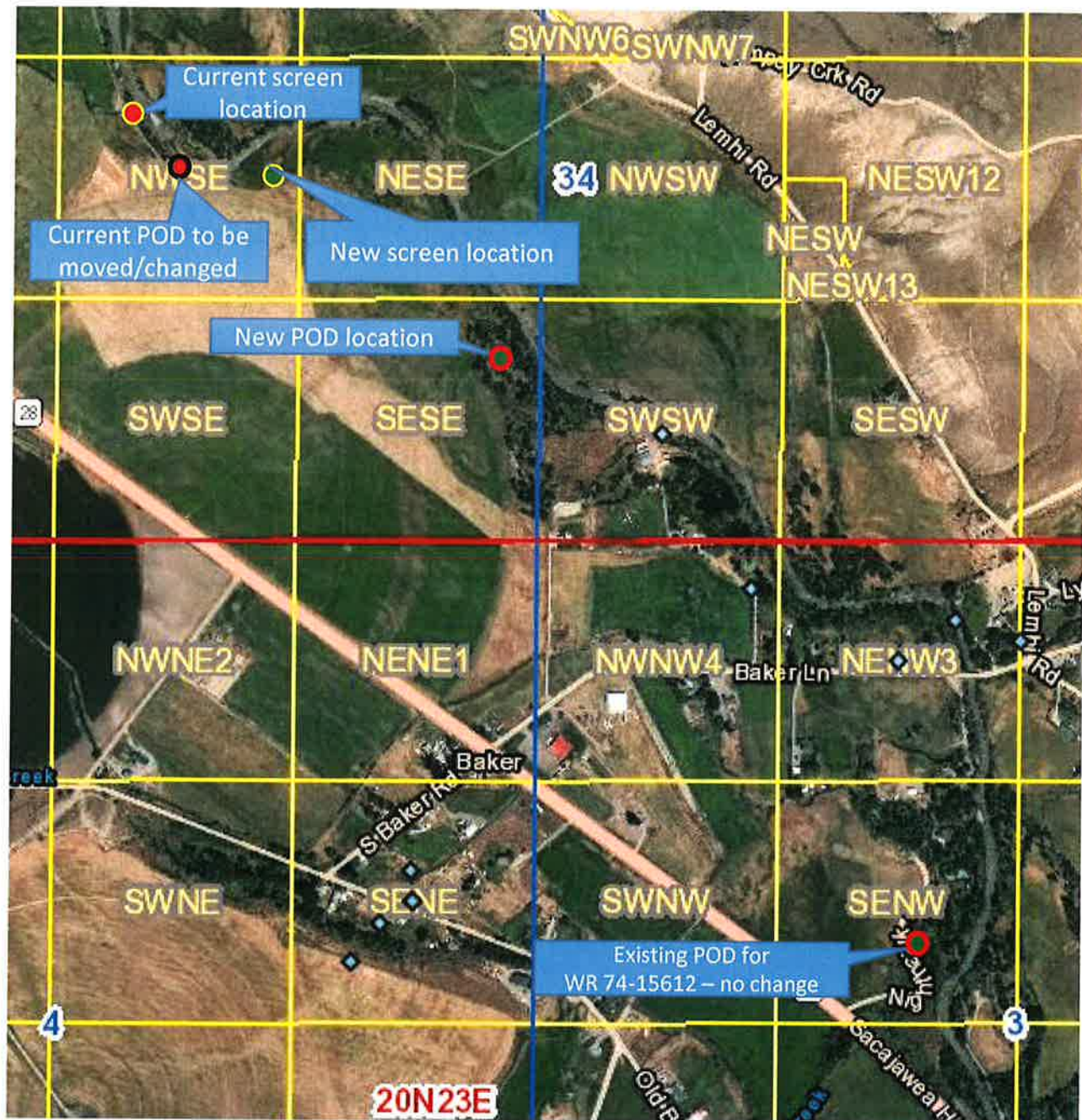
Add'l fee paid _____ Date _____ Received by _____ Receipt # _____

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

Attachment 7A – MAP

Application for Transfer of Water Right – Points of Diversion

Bodenhamer, Cerise, Eagle Valley Ranch, IDFG



● PODs (2) after proposed change. Main river channel will be realigned to the southwest. Final POD will be located in SESE, Section 33.

● POD to be moved/changed.

● Current screen location - to be moved upstream in new ditch..

● Location of new screen (same QQ)

84007



RECEIVED
APR 06 2020
Department of Water Resources
Eastern Region

IDAHO DEPARTMENT OF FISH AND GAME

600 S Walnut / P.O. Box 25
Boise, Idaho 83707

Brad Little / Governor
Ed Schriever / Director

March 31, 2020

Idaho Department of Water Resources
Eastern Regional Office
900 North Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

Dear IDWR;

Enclosed please find an "Application for Transfer of Water Right" for existing water rights in Basin 74. This transfer involves moving the Lemhi River-10 POD and fish screen upstream. The POD will change for 11 water rights, while the POU will remain unchanged for all water rights.

The Idaho Department of Fish and Game is acting as the representative for landowners, Nikos Monoyios, Allen & Virginia Bodenhamer, and Lowell Cerise.

Please initiate the Interagency Billing Process for the \$2,500 fee for this application. When processing, use PCA 38738 and ABC code C1NX. Please send the billing documents to IDFG Headquarters Office, Attention: Frank Edelmann, P.O. Box 25, Boise, ID 83707. Please send copies of the approved transfer to IDFG representative Jeff Diluccia, 99 Hwy 93 North, Salmon, ID 83467.

Please contact me if you have any questions at 208-756-2271 or by email jeff.diluccia@idfg.idaho.gov. If I am not available, please contact Mike Demick, Easement Specialist at 208-756-6022 or by email mike.demick@idfg.idaho.gov.

Sincerely,

Mike Demick For Jeff Diluccia

Jeffrey DiLuccia
Regional Fishery Staff Biologist

Enc: One (1) "Application for Transfer of Water Right"

Keeping Idaho's Wildlife Heritage

Equal Opportunity Employer • 208-334-3700 • Fax: 208-334-2114 • Idaho Relay (TDD) Service: 1-800-377-3529 • <https://idfg.idaho.gov>

84007



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

June 9, 2020

STATE OF IDAHO
DEPT OF FISH AND GAME
PO BOX 25
BOISE, ID 83707-0025

RE: Transfer No. 84007

Water Right No(s). 74-15609, 74-15610, 74-15612, 74-1684, 74-4005B, 74-4005C, 74-4005D, 74-4005E, 74-746A, 74-746B, 74-746E

Dear Applicant(s):

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 RECORDER HERALD, TIMES NEWS, IDAHO STATESMAN, LEWISTON TRIBUNE, and POST REGISTER on 6/11/2020 and 6/18/2020. 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 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:
STATE OF IDAHO
DEPT OF ENVIRONMENTAL QUALITY
1118 F ST.
LEWISTON, ID 83501

Henman, Christina

From: Henman, Christina
Sent: Thursday, June 04, 2020 3:40 PM
To: IDAHO STATESMAN (legals@idahostatesman.com)
Subject: Legal Ad for Idaho Statesman
Attachments: 84007 Idaho Statesman.rtf

Hello,

Please find attached document regarding a legal ad for your newspaper.

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

Main contain more than 1 page

RE: Transfer No. 84007
Water Right No(s). 74-15609, 74-15610, 74-15612, 74-1684, 74-4005B, 74-4005C, 74-4005D,
74-4005E, 74-746A, 74-746B, 74-746E

Enclosed you will find a legal notice which we wish to have published in your newspaper 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.

Sincerely,

STATE OF IDAHO, DEPT OF FISH AND GAME
PO BOX 25, BOISE, ID 83707-0025 has filed Application No. 84007 for changes to the following water rights within LEMHI County(s): Right No(s). 74-15609, 74-15610, 74-15612, 74-1684, 74-4005B, 74-4005C, 74-4005D, 74-4005E, 74-746A, 74-746B, 74-746E; 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 the L-10 point of diversion. The proposed point of diversion is in SESE Sec 33 T21N R23E for 31.88 cfs from Lemhi River. Right 74-15612 has an additional point of diversion (L-13), located in SENW Sec 3 T20N R23E, that will not change. The place of use for these rights will not change.
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 6/29/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director Published on 6/11/2020 and 6/18/2020

Published on 6/11/2020 and 6/18/2020

Henman, Christina

From: Henman, Christina
Sent: Thursday, June 04, 2020 3:40 PM
To: LEWISTON MORNING TRIBUNE (legals@lmtribune.com)
Subject: Legal Ad for Lewiston Morning Tribune
Attachments: 84007 Lewiston Morning Tribune.doc

Hello,

Please find attached document regarding a legal ad for your newspaper.

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

June 4, 2020

MAY CONTAIN MORE THAN 1 PAGE!

Legal Notice Department

LEWISTON MORNING TRIBUNE

505 C ST PO BOX 957

LEWISTON ID 83501

RE: Transfer No. 84007

Water Right No(s). 74-15609, 74-15610, 74-15612, 74-1684, 74-4005B, 74-4005C, 74-4005D, 74-4005E, 74-746A, 74-746B, 74-746E

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper 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 October 15, 2019. Your cooperation is appreciated.

Sincerely,

Christina Henman
Administrative Assistant
Department of Water Resources
900 N Skyline Dr Ste A
Idaho Falls ID 83402
208-497-3793
208-525-7177 – fax

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 84007**

STATE OF IDAHO, DEPT OF FISH AND GAME

PO BOX 25, BOISE, ID 83707-0025 has filed Application No. 84007 for changes to the following water rights within LEMHI County(s): Right No(s). 74-15609, 74-15610, 74-15612, 74-1684, 74-4005B, 74-4005C, 74-4005D, 74-4005E, 74-746A, 74-746B, 74-746E; 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 the L-10 point of diversion. The proposed point of diversion is in SESE Sec 33 T21N R23E for 31.88 cfs from Lemhi River. Right 74-15612 has an additional point of diversion (L-13), located in SENW Sec 3 T20N R23E, that will not change. The place of use for these rights will not change.

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 6/29/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 6/11/2020 and 6/18/2020

Henman, Christina

From: Henman, Christina
Sent: Thursday, June 04, 2020 3:40 PM
To: POST REGISTER (legalnotices@postregister.com)
Subject: Legal Ad for Post Register
Attachments: 84007 Post Register.doc

Hello,

Please find attached document regarding a legal ad for your newspaper.

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

June 4, 2020

Contains more than 1 page.

Legal Notice Department

Post Register

PO Box 1800

Idaho Falls ID 83403

RE: Transfer No. 84007

Water Right No(s). 74-15609, 74-15610, 74-15612, 74-1684, 74-4005B, 74-4005C, 74-4005D, 74-4005E, 74-746A, 74-746B, 74-746E

Dear Taylor Winger:

Enclosed you will find a legal notice which we wish to have published in your newspaper 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 September 23, 2019. Your cooperation is appreciated.

Sincerely,

Sharla Cox
Administrative Assistant
Dept of Water Resources
900 N Skyline Dr Ste A
Idaho Falls ID 83402
208-525-7161
208-525-7177 – fax

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 84007**

STATE OF IDAHO, DEPT OF FISH AND GAME

PO BOX 25, BOISE, ID 83707-0025 has filed Application No. 84007 for changes to the following water rights within LEMHI County(s): Right No(s). 74-15609, 74-15610, 74-15612, 74-1684, 74-4005B, 74-4005C, 74-4005D, 74-4005E, 74-746A, 74-746B, 74-746E; 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 the L-10 point of diversion. The proposed point of diversion is in SESE Sec 33 T21N R23E for 31.88 cfs from Lemhi River. Right 74-15612 has an additional point of diversion (L-13), located in SENW Sec 3 T20N R23E, that will not change. The place of use for these rights will not change.

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 6/29/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 6/11/2020 and 6/18/2020

Henman, Christina

From: Henman, Christina
Sent: Thursday, June 04, 2020 3:41 PM
To: RECORDER HERALD (Rhlegals@custertel.net)
Subject: Legal Ad for Recorder Herald
Attachments: 84007 Recorder Herald.doc

Hello,

Please find attached document regarding a legal ad for your newspaper.

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

June 4, 2020

Legal Notice Department

Recorder Herald
PO Box 310
Salmon ID 83467

RE: Transfer No. 84007

Water Right No(s). 74-15609, 74-15610, 74-15612, 74-1684, 74-4005B, 74-4005C, 74-4005D, 74-4005E, 74-746A, 74-746B, 74-746E

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper 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 (900 N Skyline Dr Ste A, Idaho Falls ID 83402) along with the publication bill. Please send the affidavit and bill to this office before 2/24/2020. Your cooperation is appreciated.

Sincerely

Christina Henman
Idaho Department of Water Resources
900 N Skyline Dr Ste A
Idaho Falls ID 83402
208-497-3793 – telephone
208-525-7177 – Fax
Christina.Henman@idwr.idaho.gov

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 84007**

STATE OF IDAHO, DEPT OF FISH AND GAME

PO BOX 25, BOISE, ID 83707-0025 has filed Application No. 84007 for changes to the following water rights within LEMHI County(s): Right No(s). 74-15609, 74-15610, 74-15612, 74-1684, 74-4005B, 74-4005C, 74-4005D, 74-4005E, 74-746A, 74-746B, 74-746E; 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 the L-10 point of diversion. The proposed point of diversion is in SESE Sec 33 T21N R23E for 31.88 cfs from Lemhi River. Right 74-15612 has an additional point of diversion (L-13), located in SENW Sec 3 T20N R23E, that will not change. The place of use for these rights will not change.

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 6/29/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 6/11/2020 and 6/18/2020

Henman, Christina

From: Henman, Christina
Sent: Thursday, June 04, 2020 3:41 PM
To: TIMES NEWS (legals@magicvalley.com)
Subject: Legal Ad for Times News
Attachments: 84007 Times News.doc

Hello,

Please find attached document regarding a legal ad for your newspaper.

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

Legal Notice Department
TIMES NEWS
PO BOX 548
TWIN FALLS ID 83303-0548

Dear LEGAL NOTICE DEPARTMENT:

Sincerely,

Published on 6/11/2020 and 6/18/2020

Henman, Christina

From: Henman, Christina
Sent: Wednesday, June 03, 2020 1:47 PM
To: 'rick375@centurytel.net'
Subject: Application for Transfer No. 84007
Attachments: RecommendationForm Transfer9.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 <TIMEFRAME> 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 <TIMEFRAME> 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.

Henman, Christina

From: Henman, Christina
Sent: Wednesday, June 03, 2020 1:49 PM
To: Yenter, Cindy
Subject: Application for Transfer No. 84007
Attachments: RecommendationForm Transfer10.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 14 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 14 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.