

RECEIVED
APR 17 2020DEPT OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 83946MINIMUM 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) Blaine County Recreation DistrictCheck 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: _____

Amended

Rev. 07/18
RECEIVED
APR 17 2020
DEPT OF WATER RESOURCES
SOUTHERN REGION
AP

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of Applicant(s) Blaine County Recreation District Phone (208) 578-5451
Mailing address 1050 Fox Acres Rd. Suite 107, Hailey, ID 83333 Email jkeating@bcrd.org

- ☐ 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 James P. Speck Phone (208) 726-4421
Mailing address Speck & Aanestad, PO Box 987, Ketchum, ID 83340 Email jim@speckandaanestad.com

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

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

 _____ Signature of Applicant or Authorized Representative	James Keating, Executive Director _____ Print Name and Title if applicable	4/14/2020 _____ 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. 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.**

3. 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**.
- Applicant is developing recreational facilities on newly acquired land in different location from existing agricultural irrigation. Additional POD is an existing well on acquired property. The only POD and the only storage POU for the Quigley Creek water rights is in Section 2. The facilities in Section 10 were abandoned some time ago.

Amended

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

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

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part <input checked="" type="checkbox"/> <input type="checkbox"/>					
<input checked="" type="checkbox"/> <input type="checkbox"/>	37-23219	0.3 AF	irrigation storage	April 1 to Nov. 1	Quigley Creek/sinks
<input checked="" type="checkbox"/> <input type="checkbox"/>	37-23219	0.3 AF	irrigation from storage	April 1 to Nov. 1	Quigley Creek/sinks
<input checked="" type="checkbox"/> <input type="checkbox"/>	37-23220	0.06cfs/9.8AF	irrigation	April 1 to Nov. 1	Quigley Creek/sinks
<input checked="" type="checkbox"/> <input type="checkbox"/>	37-23220	0.3 AFA	irrigation storage	Mar. 1 to Sep. 30	Quigley Creek/sinks
<input checked="" type="checkbox"/> <input type="checkbox"/>	37-23220	0.3 AFA	irrigation from storage	Mar. 1 to Sep. 30	Quigley Creek/sinks
<input checked="" type="checkbox"/> <input type="checkbox"/>	37-23221	0.03 cfs	irrigation	Apr. 15 to Oct. 31	Quigley Creek/sinks
<input checked="" type="checkbox"/> <input type="checkbox"/>	37-23222	0.05cfs/9.0AF	irrigation	June 1 to Oct. 1	ground water
<input checked="" type="checkbox"/> <input type="checkbox"/>	37-23223	0.05cfs/1.5AF	irrigation	April 15 to Oct. 31	ground water
<input type="checkbox"/> <input type="checkbox"/>				to	

Total authorized under rights 0.11 cfs and/or 0.3 acre-feet.

2. Total amount of water proposed to be transferred or changed 0.11 cubic feet per second and/or 0.3 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 #
No	2	SE	NW	NE	2	2N	18E	Blaine	Quigley Creek	
Yes		SW	SE	NE	10	2N	18E	Blaine	ground water	
No		NW	NW	SE	10	2N	18E	Blaine	ground water	

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

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

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2N	18E	10				2.2									0.8				3.0
2N	18E	2	IS	IS		IS													
Total Acres (for irrigation use)																			3.0

IS = irrigation storage

Amended

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:
Quigley Creek - dam, gravity mainline to shared pipeline to sprinkler irrigation. Well - pump into same shared pipeline to sprinkler irrigation. Measuring devices & lockable controlling works in place for prior owner diversions
- b. Who owns the property at the point(s) of diversion? TVIV Quigley LLC - Quigley Creek; Blaine County School District -well
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
Easements
- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? **No.**
If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: _____

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.
- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank? **No.**
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:
It will no longer be irrigated.
- 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:

Amended

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

Current Water Right No.: 37-23219

Current Owner: BLAINE COUNTY RECREATION DISTRICT
Priority Date: 1/3/1967
Origin: Water Right
Status: Active
Basis: Decreed

Source

QUIGLEY CREEK

Tributary

SINKS

Beneficial Use

From To

Diversion Rate

Annual Volume

IRRIGATION FROM
STORAGE

04/01 to 11/01

0.3 AF

IRRIGATION STORAGE

04/01 to 11/01

0.3 AF

Total Diversion

0.3 AF

Location of Point(s) of Diversion

QUIGLEY CREEK

SE1/4SW1/4NE1/4

Sec. 10, Twp 02N, Rge 18E B.M.

BLAINE County

Place of Use

IRRIGATION STORAGE Within BLAINE County

T02N R18E S10

SWNE

T02N R18E S10

SENE

Total Acres: 3

IRRIGATION FROM STORAGE Within BLAINE County

T02N R18E S11

SWNW

3.00

Total Acres: 3

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. X35 Rights 37-23219, 37-23220, 37-23221, & 37-23222 when combined shall not exceed a total annual maximum diversion volume of 10.5 af at the field headgate.
3. E55 Right Nos. 37-23219, 37-23220, 37-23221, & 37-23222 are limited to the irrigation of a combined total of 3 acres in a single irrigation season.
4. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
5. Rights 37-23219 & 37-23220 when combined shall not exceed a total annual maximum storage volume of 0.3 af.

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

Current Water Right No.: 37-23220

Current Owner: BLAINE COUNTY RECREATION DISTRICT
Priority Date: 12/16/1977
Origin: Water Right
Status: Active
Basis: Decreed

Source

QUIGLEY CREEK

Tributary

SINKS

Beneficial Use

From To

Diversion Rate

Annual Volume

IRRIGATION	04/01 to 11/01	0.06 CFS	9.8 AF
IRRIGATION STORAGE	03/01 to 09/30		0.3 AF
IRRIGATION FROM STORAGE	03/01 to 09/30		0.3 AF

Total Diversion

0.06 CFS

9.8 AF

Location of Point(s) of Diversion

QUIGLEY CREEK

SE1/4SW1/4NE1/4

Sec. 10, Twp 02N, Rge 18E B.M.

BLAINE County

QUIGLEY CREEK

L2(SE1/4NW1/4NE1/4)

Sec. 2, Twp 02N, Rge 18E B.M.

BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T02N R18E S11 SWNW 3.00

Total Acres: 3

IRRIGATION STORAGE Within BLAINE County

T02N R18E S2	Lot 1	NENE	T02N R18E S2	Lot 2	NWNE
T02N R18E S10		SWNE	T02N R18E S10		SENE

Total Acres: 3

IRRIGATION FROM STORAGE Within County

Total Acres: 3

Page 8 of _____

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. R29 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 below.
3. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Decreed Date: 7/29/2011

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

Current Water Right No.: 37-23221

Current Owner: BLAINE COUNTY RECREATION DISTRICT
Priority Date: 4/15/1880
Origin: Water Right
Status: Active
Basis: Decreed

Source

QUIGLEY CREEK

Tributary

SINKS

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Diversion Rate

0.02 CFS

Annual Volume

Total Diversion

0.02 CFS

Location of Point(s) of Diversion

QUIGLEY CREEK

L2(SE1/4NW1/4NE1/4)

Sec. 2, Twp 02N, Rge 18E B.M.

BLAINE County

QUIGLEY CREEK

SE1/4SW1/4NE1/4

Sec. 10, Twp 02N, Rge 18E B.M.

BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T02N R18E S11

SWNW

3.00

Total Acres: 3

Conditions of Approval:

1. E60 Rights 37-23219, 37-23220, & 37-23221 when combined shall not exceed a total diversion rate of 0.06 cfs, and a total annual maximum diversion volume of 10.5 af at the field headgate.
2. Rights 37-19736 & 37-23221 are for the entire flow of Quigley Creek, originally determined to be 2.28 cfs.
3. E55 Right Nos. 37-23219, 37-23220, 37-23221, 37-23222, & 37-23223 are limited to the irrigation of a combined total of 3 acres in a single irrigation season.
4. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
5. 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.
6. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
7. X35 Right Nos. 37-23219, 37-23220, 37-23221, 37-23222, & 37-23223 when combined shall not exceed a total annual maximum diversion volume of 10.5 af at the field headgate.

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

Current Water Right No.: 37-23222

Current Owner: BLAINE COUNTY RECREATION DISTRICT
Priority Date: 7/21/1966
Origin: Water Right
Status: Active
Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	06/01 to 10/01	0.05 CFS	9 AF
	<u>Total Diversion</u>	0.05 CFS	9 AF

Location of Point(s) of Diversion

GROUND WATER NW1/4NW1/4SE1/4 Sec. 10, Twp 02N, Rge 18E B.M.
BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T02N R18E S11 SWNW 3.00
Total Acres: 3

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. S37 The use of water for irrigation under this right may begin as early as April 15 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before June 1 and after October 1 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
3. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
4. X35 Right Nos. 37-23219, 37-23220, 37-23221, 37-23222, & 37-23223 when combined shall not exceed a total annual maximum diversion volume of 10.5 af at the field headgate.
5. Right Nos. 37-23219, 37-23220, 37-23221, 37-23222, & 37-23223 are limited to the irrigation of a combined total of 3 acres in a single irrigation season.

Decreed Date: 7/29/2011

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

Current Water Right No.: 37-23223

Current Owner: BLAINE COUNTY RECREATION DISTRICT
Priority Date: 10/28/1969
Origin: Water Right
Status: Active
Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/31	0.05 CFS	1.5 AF
	<u>Total Diversion</u>	0.05 CFS	1.5 AF

Location of Point(s) of Diversion

GROUND WATER NW1/4NW1/4SE1/4 Sec. 10, Twp 02N, Rge 18E B.M.
BLAINE County

Place of Use

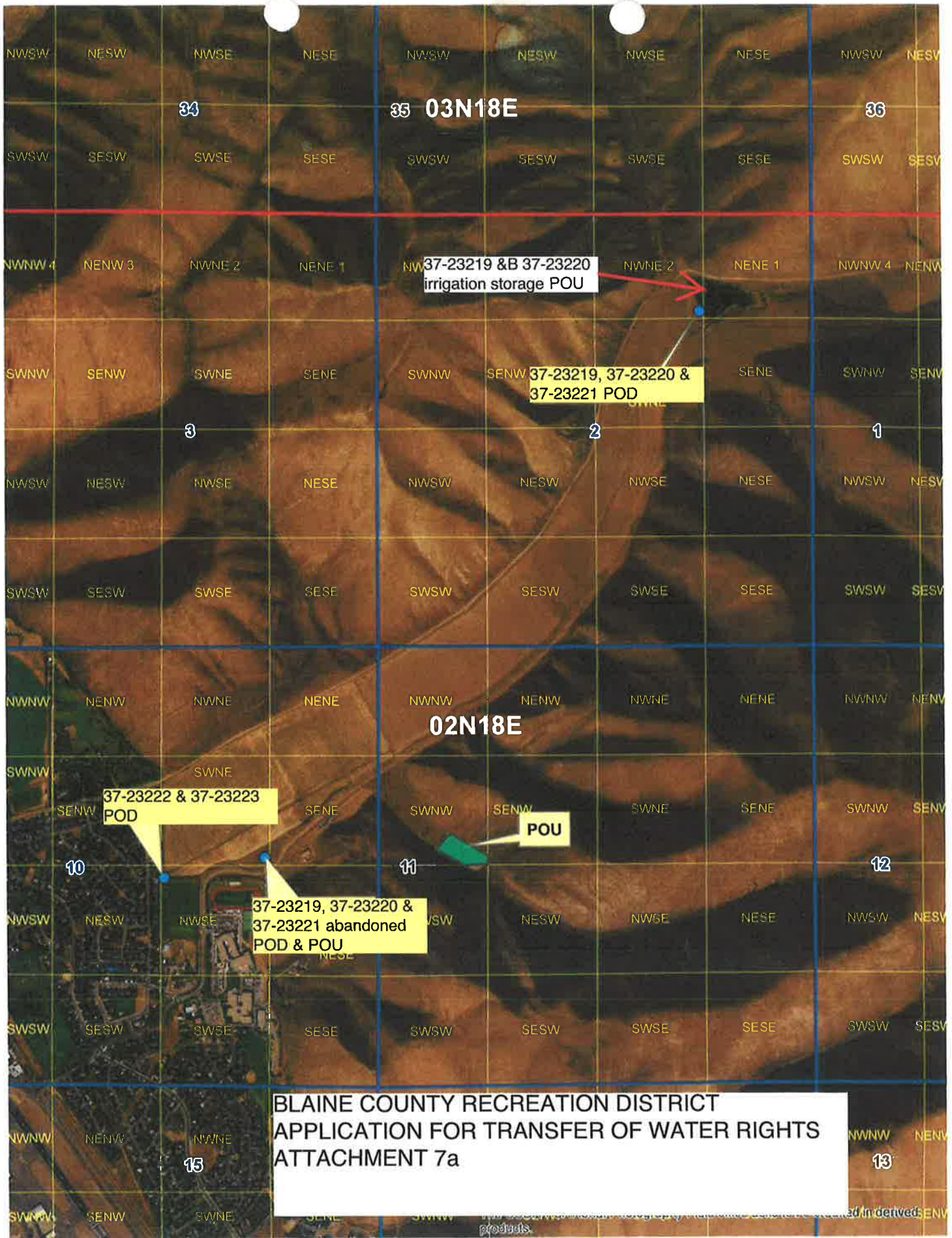
IRRIGATION Within BLAINE County

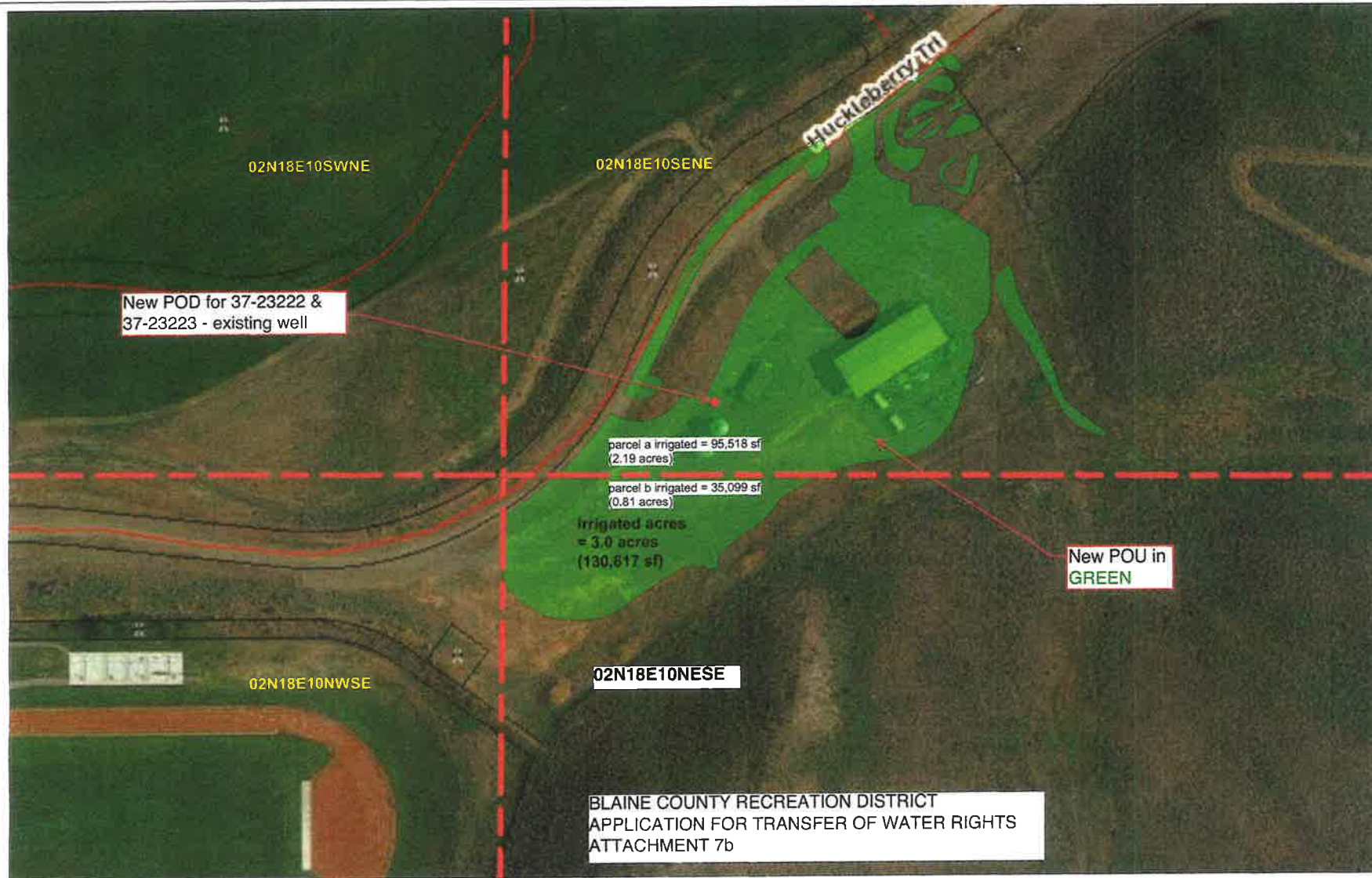
T02N R18E S11 SWNW 3.00
Total Acres: 3

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. E51 Right Nos. 37-23222 & 37-23223 are limited to a total combined diversion rate of 0.05 cfs.
3. E55 Rights 37-23219, 37-23220, 37-23221, 37-23222, & 37-23223 are limited to the irrigation of a combined total of 3 acres in a single irrigation season.
4. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
5. E55 Right Nos. 37-23222 & 37-23223 are limited to the irrigation of a combined total of 3 acres in a single irrigation season.
6. C11 This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
7. X35 Rights 37-23219, 37-23220, 37-23221, 37-23222, & 37-23223 when combined shall not exceed a total annual maximum diversion volume of 10.5 af at the field headgate.
8. K02 This right is based upon an enlargement of Right No. 37-23222 pursuant to Section 42-1426, Idaho Code.

Amended





Blaine County Recreation District

TRANSFER 83946

AMENDED

overlay

1 irrigated area
sk-01 1" = 100'-0"

BRUNELLE ARCHITECTS
MIKE@BRUNELLEARCHITECTS.COM
208/589-0771
190 CRANBROOK RD
PO BOX 3204
HAILEY IDAHO
83333-3204

Plot Date: 1/27/2020 2:08:10 PM

sk-01

TRANSFER 83946

RECEIVED

MAR 11 2020

DEPT OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 83946MINIMUM 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) Blaine County Recreation DistrictCheck 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 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

MAR 11 2020

DEPT OF WATER RESOURCES
SOUTHERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) Blaine County Recreation District Phone (208) 578-5451
Mailing address 1050 Fox Acres Rd. Suite 107, Hailey, ID 83333 Email jkeating@bcrd.org

- ☐ 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 James P. Speck Phone (208) 726-4421
Mailing address Speck & Aanestad, PO Box 987, Ketchum, ID 83340 Email jim@speckandaanestad.com

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

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

 Signature of Applicant or Authorized Representative	<u>James Keating, Executive Director</u> Print Name and Title if applicable	<u>3/5/20</u> 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 _____
2. 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**.
3. 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**.
- Applicant is developing recreational facilities on newly acquired land in different location from existing agricultural irrigation. Additional POD is an existing well on acquired property.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 13 2020

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

DEPT OF WATER RESOURCES
SOUTHERN REGION

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

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part <input checked="" type="checkbox"/> <input type="checkbox"/>	37-23219	0.3 AF	irrigation storage	April 1 to Nov. 1	Quigley Creek/sinks
<input checked="" type="checkbox"/> <input type="checkbox"/>	37-23219	0.3 AF	irrigation from storage	April 1 to Nov. 1	Quigley Creek/sinks
<input checked="" type="checkbox"/> <input type="checkbox"/>	37-23220	0.06cfs/9.8AF	irrigation	April 1 to Nov. 1	Quigley Creek/sinks
<input checked="" type="checkbox"/> <input type="checkbox"/>	37-23220	0.3 AFA	irrigation storage	Mar. 1 to Sep. 30	Quigley Creek/sinks
<input checked="" type="checkbox"/> <input type="checkbox"/>	37-23220	0.3 AFA	irrigation from storage	Mar. 1 to Sep. 30	Quigley Creek/sinks
<input checked="" type="checkbox"/> <input type="checkbox"/>	37-23221	0.03 cfs	irrigation	Apr. 15 to Oct. 31	Quigley Creek/sinks
<input checked="" type="checkbox"/> <input type="checkbox"/>	37-23222	0.05cfs/9.0AF	irrigation	June 1 to Oct. 1	ground water
<input checked="" type="checkbox"/> <input type="checkbox"/>	37-23223	0.05cfs/1.5AF	irrigation	April 15 to Oct. 31	ground water
<input type="checkbox"/> <input type="checkbox"/>				to	

Total authorized under rights 0.11 cfs and/or 0.3 acre-feet.

2. Total amount of water proposed to be transferred or changed 0.11 cubic feet per second and/or 0.3 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 #
No	2	SE	NW	NE	2	2N	18E	Blaine	Quigley Creek	
No		SE	SW	NE	10	2N	18E	Blaine	Quigley Creek	
No		NW	NW	SE	10	2N	18E	Blaine	ground water	
Yes		SW	SE	NE	10	2N	18E	Blaine	ground water	

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

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

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2N	18E	10				2.2									0.8				3.0
Total Acres (for irrigation use)																			3.0

AMENDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

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

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part <input checked="" type="checkbox"/> <input type="checkbox"/>	37-23219	0.3 AF	irrigation storage	April 1 to Nov. 1	Quigley Creek/sinks
<input checked="" type="checkbox"/> <input type="checkbox"/>	37-23219	0.3 AF	irrigation from storage	April 1 to Nov. 1	Quigley Creek/sinks
<input checked="" type="checkbox"/> <input type="checkbox"/>	37-23220	0.06cfs/9.8AF	irrigation	April 1 to Nov. 1	Quigley Creek/sinks
<input checked="" type="checkbox"/> <input type="checkbox"/>	37-23220	0.3 AFA	irrigation storage	Mar. 1 to Sep. 30	Quigley Creek/sinks
<input checked="" type="checkbox"/> <input type="checkbox"/>	37-23220	0.3 AFA	irrigation from storage	Mar. 1 to Sep. 30	Quigley Creek/sinks
<input checked="" type="checkbox"/> <input type="checkbox"/>	37-23221	0.03 cfs	irrigation	Apr. 15 to Oct. 31	Quigley Creek/sinks
<input checked="" type="checkbox"/> <input type="checkbox"/>	37-23222	0.05cfs/9.0AF	irrigation	June 1 to Oct. 1	ground water
<input checked="" type="checkbox"/> <input type="checkbox"/>	37-23223	0.05cfs/1.5AF	irrigation	April 15 to Oct. 31	ground water
<input type="checkbox"/> <input type="checkbox"/>				to	

Total authorized under rights 0.19 cfs and/or 10.5 acre-feet.

2. Total amount of water proposed to be transferred or changed 0.19 cubic feet per second and/or 10.5 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 #
No	2	SE	NW	NE	2	2N	18E	Blaine	Quigley Creek	
No		SE	SW	NE	10	2N	18E	Blaine	Quigley Creek	
No		NW	NW	SE	10	2N	18E	Blaine	ground water	
Yes		SW	SE	NE	10	2N	18E	Blaine	ground water	

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

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

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2N	18E	10				2.2									0.8				3.0
Total Acres (for irrigation use)																			3.0

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:
Quigley Creek - dam, gravity mainline to shared pipeline to sprinkler irrigation. Well - pump into same shared pipeline to sprinkler irrigation. Measuring devices & lockable controlling works in place for prior owner diversions
- b. Who owns the property at the point(s) of diversion? TVIV Quigley LLC - Quigley Creek; Blaine County School District -well
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
Easements
- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? **No**.
If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: _____
- It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.
- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank? **No**.
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:
It will no longer be irrigated.
- 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
- | | | |
|--------------------------|-------------------------------------|---|
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | undergone a period of five or more consecutive years of non-use, |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | currently leased to the Water Supply Bank, |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | currently used in a mitigation plan limiting the use of water under the right, or |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | 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.: 37-23219

Current Owner: BLAINE COUNTY RECREATION DISTRICT
Priority Date: 1/3/1967
Origin: Water Right
Status: Active
Basis: Decreed

Source

QUIGLEY CREEK

Tributary

SINKS

Beneficial Use

From To

Diversion Rate

Annual Volume

IRRIGATION FROM
STORAGE

04/01 to 11/01

0.3 AF

IRRIGATION STORAGE

04/01 to 11/01

0.3 AF

Total Diversion

0.3 AF

Location of Point(s) of Diversion

QUIGLEY CREEK

SE1/4SW1/4NE1/4

Sec. 10, Twp 02N, Rge 18E B.M.

BLAINE County

Place of Use

IRRIGATION STORAGE Within BLAINE County

T02N R18E S10

SWNE

T02N R18E S10

SENE

Total Acres: 3

IRRIGATION FROM STORAGE Within BLAINE County

T02N R18E S11

SWNW

3.00

Total Acres: 3

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. X35 Rights 37-23219, 37-23220, 37-23221, & 37-23222 when combined shall not exceed a total annual maximum diversion volume of 10.5 af at the field headgate.
3. E55 Right Nos. 37-23219, 37-23220, 37-23221, & 37-23222 are limited to the irrigation of a combined total of 3 acres in a single irrigation season.
4. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
5. Rights 37-23219 & 37-23220 when combined shall not exceed a total annual maximum storage volume of 0.3 af.

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

Current Water Right No.: 37-23220

Current Owner: BLAINE COUNTY RECREATION DISTRICT
Priority Date: 12/16/1977
Origin: Water Right
Status: Active
Basis: Decreed

<u>Source</u>		<u>Tributary</u>			
QUIGLEY CREEK		SINKS			
<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>		
IRRIGATION	04/01 to 11/01	0.06 CFS	9.8 AF		
IRRIGATION STORAGE	03/01 to 09/30		0.3 AF		
IRRIGATION FROM STORAGE	03/01 to 09/30		0.3 AF		
<u>Total Diversion</u>		0.06 CFS	9.8 AF		
<u>Location of Point(s) of Diversion</u>					
QUIGLEY CREEK		SE1/4SW1/4NE1/4	Sec. 10,	Twp 02N,	Rge 18E B.M.
BLAINE County					
QUIGLEY CREEK		L2(SE1/4NW1/4NE1/4)	Sec. 2,	Twp 02N,	Rge 18E B.M.
BLAINE County					
<u>Place of Use</u>					
<u>IRRIGATION Within BLAINE County</u>					
T02N R18E S11		SWNW	3.00		
				Total Acres: 3	
<u>IRRIGATION STORAGE Within BLAINE County</u>					
T02N R18E S2		Lot 1	NENE	T02N R18E S2	Lot 2 NWNE
T02N R18E S10			SWNE	T02N R18E S10	SENE
				Total Acres: 3	
<u>IRRIGATION FROM STORAGE Within County</u>					
				Total Acres: 3	

Page _____ of _____

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. R29 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 below.
3. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Decreed Date: 7/29/2011

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

Current Water Right No.: 37-23221

Current Owner: BLAINE COUNTY RECREATION DISTRICT
Priority Date: 4/15/1880
Origin: Water Right
Status: Active
Basis: Decreed

Source

QUIGLEY CREEK

Tributary

SINKS

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Diversion Rate

0.02 CFS

Annual Volume

Total Diversion

0.02 CFS

Location of Point(s) of Diversion

QUIGLEY CREEK

L2(SE1/4NW1/4NE1/4)

Sec. 2, Twp 02N, Rge 18E B.M.

BLAINE County

QUIGLEY CREEK

SE1/4SW1/4NE1/4

Sec. 10, Twp 02N, Rge 18E B.M.

BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T02N R18E S11

SWNW

3.00

Total Acres: 3

Conditions of Approval:

1. E60 Rights 37-23219, 37-23220, & 37-23221 when combined shall not exceed a total diversion rate of 0.06 cfs, and a total annual maximum diversion volume of 10.5 af at the field headgate.
2. Rights 37-19736 & 37-23221 are for the entire flow of Quigley Creek, originally determined to be 2.28 cfs.
3. E55 Right Nos. 37-23219, 37-23220, 37-23221, 37-23222, & 37-23223 are limited to the irrigation of a combined total of 3 acres in a single irrigation season.
4. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
5. 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.
6. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
7. X35 Right Nos. 37-23219, 37-23220, 37-23221, 37-23222, & 37-23223 when combined shall not exceed a total annual maximum diversion volume of 10.5 af at the field headgate.

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

Current Water Right No.: 37-23222

Current Owner: BLAINE COUNTY RECREATION DISTRICT
Priority Date: 7/21/1966
Origin: Water Right
Status: Active
Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	06/01 to 10/01	0.05 CFS	9 AF
	<u>Total Diversion</u>	0.05 CFS	9 AF

Location of Point(s) of Diversion

GROUND WATER NW1/4NW1/4SE1/4 Sec. 10, Twp 02N, Rge 18E B.M.
BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T02N R18E S11 SWNW 3.00
Total Acres: 3

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. S37 The use of water for irrigation under this right may begin as early as April 15 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before June 1 and after October 1 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
3. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
4. X35 Right Nos. 37-23219, 37-23220, 37-23221, 37-23222, & 37-23223 when combined shall not exceed a total annual maximum diversion volume of 10.5 af at the field headgate.
5. Right Nos. 37-23219, 37-23220, 37-23221, 37-23222, & 37-23223 are limited to the irrigation of a combined total of 3 acres in a single irrigation season.

Decreed Date: 7/29/2011

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

Current Water Right No.: 37-23223

Current Owner: BLAINE COUNTY RECREATION DISTRICT
Priority Date: 10/28/1969
Origin: Water Right
Status: Active
Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/31	0.05 CFS	1.5 AF
	<u>Total Diversion</u>	0.05 CFS	1.5 AF

Location of Point(s) of Diversion

GROUND WATER NW1/4NW1/4SE1/4 Sec. 10, Twp 02N, Rge 18E B.M.
BLAINE County

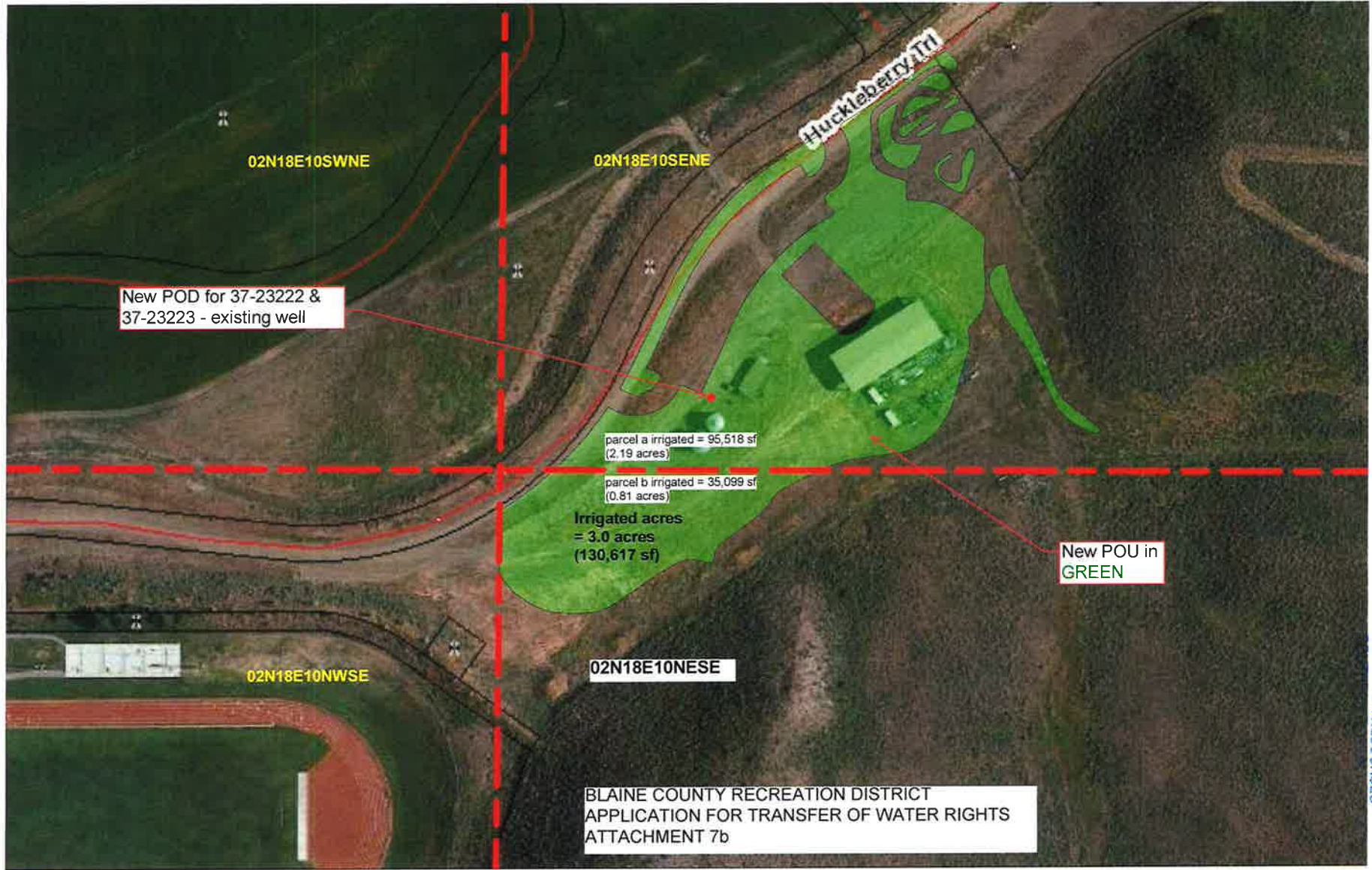
Place of Use

IRRIGATION Within BLAINE County

T02N R18E S11 SWNW 3.00
Total Acres: 3

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. E51 Right Nos. 37-23222 & 37-23223 are limited to a total combined diversion rate of 0.05 cfs.
3. E55 Rights 37-23219, 37-23220, 37-23221, 37-23222, & 37-23223 are limited to the irrigation of a combined total of 3 acres in a single irrigation season.
4. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
5. E55 Right Nos. 37-23222 & 37-23223 are limited to the irrigation of a combined total of 3 acres in a single irrigation season.
6. C11 This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
7. X35 Rights 37-23219, 37-23220, 37-23221, 37-23222, & 37-23223 when combined shall not exceed a total annual maximum diversion volume of 10.5 af at the field headgate.
8. K02 This right is based upon an enlargement of Right No. 37-23222 pursuant to Section 42-1426, Idaho Code.



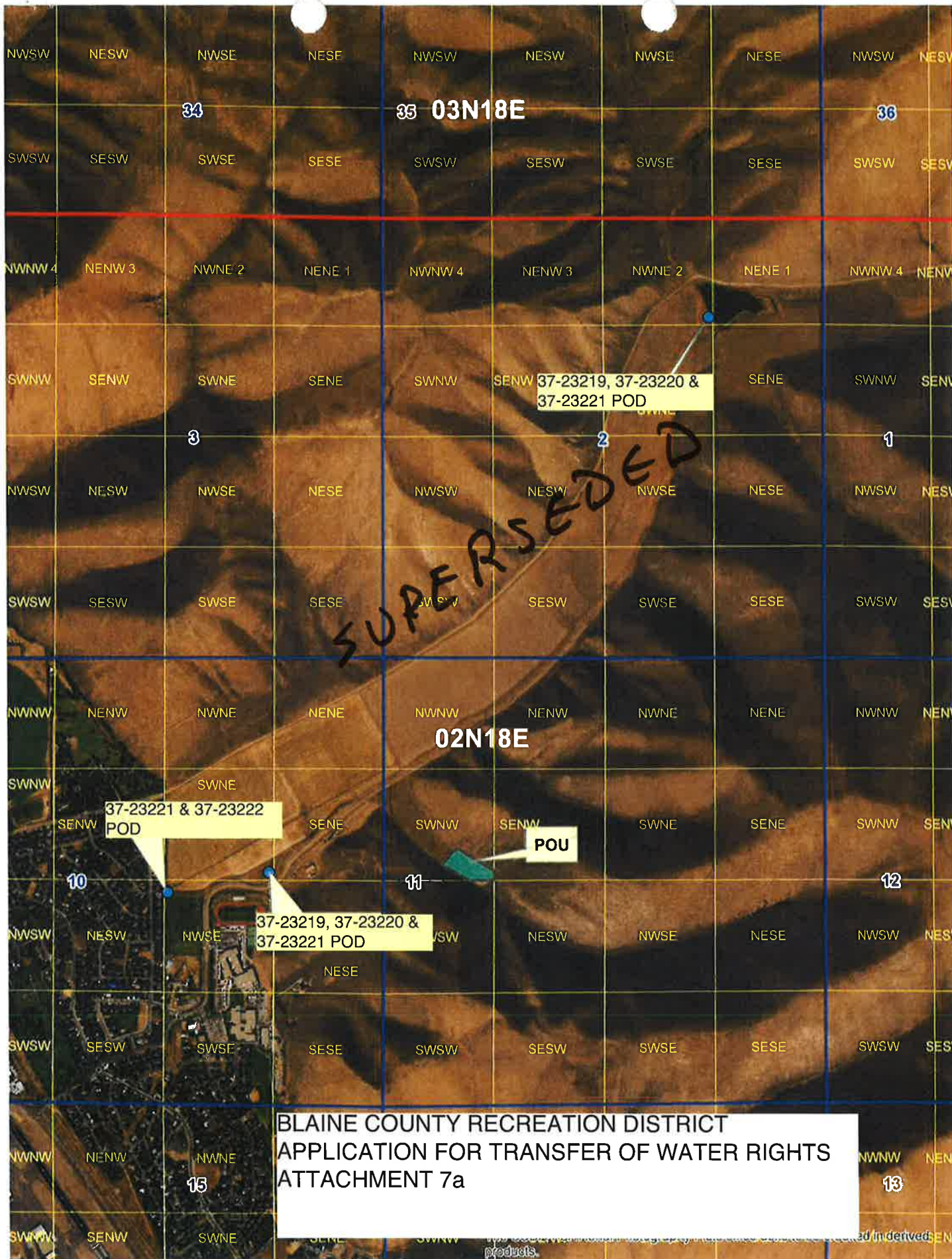
AMENDED

1	irrigated area
sk-01	1" = 100'-0"

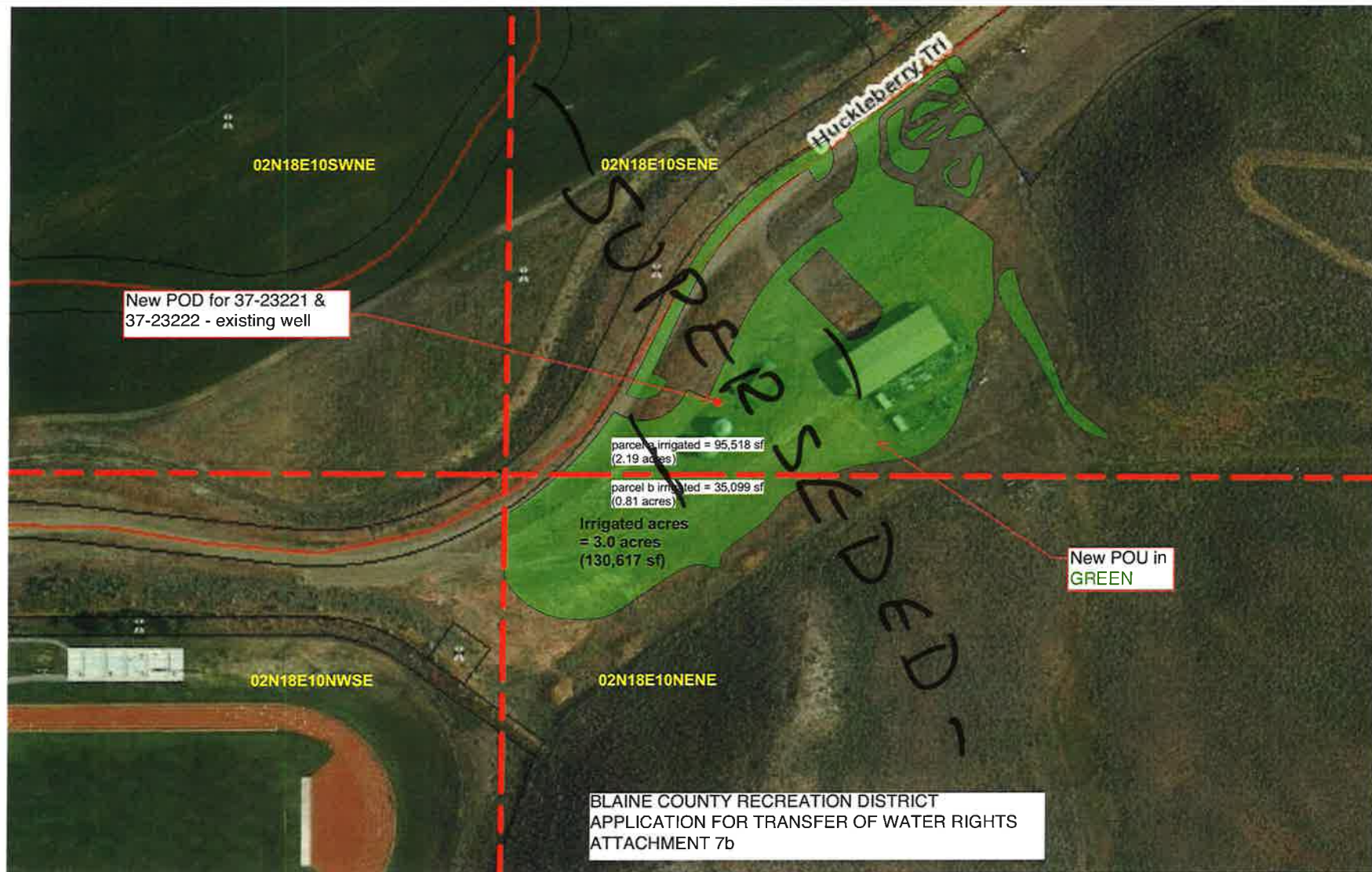
DEPT OF WATER RESOURCES
SOUTHERN REGION

BLAINE COUNTY RECREATION DISTRICT
APPLICATION FOR TRANSFER OF WATER RIGHTS
ATTACHMENT 7a

AMENDED



BLAINE COUNTY RECREATION DISTRICT
APPLICATION FOR TRANSFER OF WATER RIGHTS
ATTACHMENT 7a



RECEIVED

MAY 04 2020

DEPT OF WATER RESOURCES
SOUTHERN REGION

State of Idaho
Department of Water Resources
RECOMMENDATION FORM

RE: Transfer No. 83946

Water Right No(s): 37-23219, etc.

Transfer Applicant's Name:

BLAINE COUNTY RECREATION DISTRICT
1050 FOX ACRES RD STE 107
HAILEY, ID 83333-0020

Watermaster's Recommendation:

- a) X I do not oppose approval of this application.
- b) _____ I do not oppose approval of this application if it is conditioned as follows:
- c) _____ I oppose approval of this application for the following reasons:
- d) _____ Additional comments:

Dated this 4th day of May, 2020

Water District 37

Kevin Lakey

Watermaster's Signature

Kevin Lakey

Printed Name

consents to accept the jurisdiction of the Federal Courts if an action is brought to enforce responsibilities in relation to the environmental review process and that these responsibilities have been satisfied. HUD's approval of the certification satisfies its responsibilities under NEPA and related laws and authorities, and allows IHFA to use Program funds.

OBJECTIONS TO RELEASE OF FUNDS HUD will accept objections to its release of funds and IHFA's certification for a period of fifteen days following the anticipated submission date or its actual receipt of the request (whichever is later) only if they are on one of the following bases: (a) the certification was not executed by the Certifying Officer of the RE (b) the RE has omitted a step or failed to make a decision or finding required by HUD regulations at 24 CFR Part 58; (c) the grant recipient has committed funds or incurred costs not authorized by 24 CFR Part 58 before approval of a release of funds by HUD; or (d) another Federal agency acting pursuant to 40 CFR Part 1504 has submitted a written finding that the project is unsatisfactory from the standpoint of environmental quality. Objections must be prepared and submitted in accordance with the required procedures (24 CFR Part 58) and shall be addressed to HUD at CPD Director, 1220 SW 3rd Ave., Suite 400, Portland, OR 97204-2825. Potential objectors should contact HUD to verify the actual last day of the objection period.

Cory Phelps, Vice President Project Finance/Certifying Officer
Esta notificación en español está disponible en el sitio de web de Idaho Housing and Finance Association, cual es <https://www.idahohousing.org/federal-programs/legal-notices-plans-and-reports/>.



EQUAL
OPPORTUNITY
EMPLOYER



PUBLISH
IDAHO MOUNTAIN EXPRESS
MAY 6, 2020

NOTICE OF HISTORIC DEMOLITION

On May 7, 2020, a 60-day waiting period begins for the historic demolition of the building at 660 N 4th Avenue (Lot 1, Block 1, W Ketchum Fadedaway Townhomes) built in 1943. The public is invited to comment through July 7, 2020 at 5:00 PM. Comments can be sent to participate@ketchumidaho.org or sent to Ketchum Planning and Building, PO Box 2415, Ketchum, Idaho 83340.

PUBLISH
IDAHO MOUNTAIN EXPRESS
MAY 6, 2020

NOTICE OF BOARD OF TRUSTEES VACANCY TRUSTEE ZONE NO. 4

Blaine County School District #61
Announces a Vacancy on the
Board of Trustees
In Trustee Zone No. 4

General Description of Trustee Zone 4 Boundary:

Includes East of Big Wood River, North of Deer Creek Rd.; North of West Meadow Dr to Buttercup, West of Buttercup to Highway 75, West of Highway 75 to Ketchum, West of Trail Creek to rejoin Highway 75 near Big Wood Golf course, North to County Line.

Anyone interested in this vacancy should contact:
Vicki Pilcain, Clerk of the Board
Blaine County School District
118 West Bullion Street
Hailey, ID 83333
(208) 578-5000
vpilcain@blaineschools.org

APPLICANT LETTERS OF
INTEREST ARE DUE: Friday,
May 29th at 4:00 P.M.

PUBLISH
IDAHO MOUNTAIN EXPRESS
MAY 6 & 13, 2020

LEGAL NOTICE BLAINE COUNTY BOARD OF COUNTY COMMISSIONERS MAY 26, 2020

On Tuesday, May 26, 2020, the Blaine County Board of County Commissioners will hold a public meeting upstairs in the Old County Courthouse located at 206 First Ave. So., in Hailey. Items on their agenda include the following:

1:30 PM ACTION ITEM:
Comprehensive Plan - Chapter 6, Public Services, Facilities and Utilities. Continuation (from March 17, 2020) of public hearing and consideration of proposed amendments to Title 8, Ch. 1, Comprehensive Plan. The proposed Chapter 6 would replace two sections of the current plan: Section 13, Public Services, Facilities and Utilities and Section 4, Governmental Agencies Affecting Blaine County. The chapter also covers School Facilities & Transportation and National Interest Electric Transmission Corridors. These are required elements of a comprehensive plan per Idaho Code Section 67-6508. The Planning & Zoning Commission recommended approval of the chapter on February 23, 2017.

This meeting is open to the public but attendees are **STRONGLY ENCOURAGED to attend by web access rather than in person.** The meeting agenda will be posted to the Blaine County website at www.blainecounty.org by the Thursday prior to the hearing. Please check the meeting agenda for further instructions for digital web access.

The materials associated with this meeting are available for review at Land Use and Building Services located in the Blaine County Annex at 219 First Avenue South, Suite 208 in Hailey and on the Blaine County web page at www.blainecounty.org. To receive adequate consideration, written comments in excess of one page should be forwarded to Blaine County at least 4 days prior to the public hearing by mail, e-mail to pxcounter@co.blaine.id.us, or by fax to (208) 788-5576.

PUBLISH
IDAHO MOUNTAIN EXPRESS
MAY 6, 2020

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

71-11002

UNITED STATES OF AMERICA
ACTING THROUGH
USDA FOREST SERVICE
370 AMERICAN AVE

JEROME, ID 83338-6162
Point of Diversion SWNE S7 T07N
R14E BLAINE County Source
GROUND WATER Tributary

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 03-06-2020

Place Of Use: DOMESTIC

T07N R14E S7 SWNE

Application for permit proposes to divert 0.04 cfs from a proposed well for domestic purposes for an existing recreational summer home. Proposed point of diversion and place of use is located approximately 3.3 miles east and 18.3 miles south of the highway 21 & 75 intersection in Stanley. This application proposes the diversion and use of water from ground water tributary to the Salmon River Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for domestic purposes.

Application for permit proposes to divert 0.04 cfs from a proposed well for domestic purposes for an existing recreational summer home. Proposed point of diversion and place of use is located approximately 3.3 miles east and 18.3 miles south of the highway 21 & 75 intersection in Stanley. This application proposes the diversion and use of water from ground water tributary to the Salmon River Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for domestic purposes.

Application for permit proposes to divert 0.04 cfs from a proposed well for domestic purposes for an existing recreational summer home. Proposed point of diversion and place of use is located approximately 3.3 miles east and 18.3 miles south of the highway 21 & 75 intersection in Stanley. This application proposes the diversion and use of water from ground water tributary to the Salmon River Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for domestic purposes.

Application for permit proposes to divert 0.04 cfs from a proposed well for domestic purposes for an existing recreational summer home. Proposed point of diversion and place of use is located approximately 3.3 miles east and 18.3 miles south of the highway 21 & 75 intersection in Stanley. This application proposes the diversion and use of water from ground water tributary to the Salmon River Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for domestic purposes.

Application for permit proposes to divert 0.04 cfs from a proposed well for domestic purposes for an existing recreational summer home. Proposed point of diversion and place of use is located approximately 3.3 miles east and 18.3 miles south of the highway 21 & 75 intersection in Stanley. This application proposes the diversion and use of water from ground water tributary to the Salmon River Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for domestic purposes.

Application for permit proposes to divert 0.04 cfs from a proposed well for domestic purposes for an existing recreational summer home. Proposed point of diversion and place of use is located approximately 3.3 miles east and 18.3 miles south of the highway 21 & 75 intersection in Stanley. This application proposes the diversion and use of water from ground water tributary to the Salmon River Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for domestic purposes.

Application for permit proposes to divert 0.04 cfs from a proposed well for domestic purposes for an existing recreational summer home. Proposed point of diversion and place of use is located approximately 3.3 miles east and 18.3 miles south of the highway 21 & 75 intersection in Stanley. This application proposes the diversion and use of water from ground water tributary to the Salmon River Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for domestic purposes.

Application for permit proposes to divert 0.04 cfs from a proposed well for domestic purposes for an existing recreational summer home. Proposed point of diversion and place of use is located approximately 3.3 miles east and 18.3 miles south of the highway 21 & 75 intersection in Stanley. This application proposes the diversion and use of water from ground water tributary to the Salmon River Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for domestic purposes.

Application for permit proposes to divert 0.04 cfs from a proposed well for domestic purposes for an existing recreational summer home. Proposed point of diversion and place of use is located approximately 3.3 miles east and 18.3 miles south of the highway 21 & 75 intersection in Stanley. This application proposes the diversion and use of water from ground water tributary to the Salmon River Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for domestic purposes.

Application for permit proposes to divert 0.04 cfs from a proposed well for domestic purposes for an existing recreational summer home. Proposed point of diversion and place of use is located approximately 3.3 miles east and 18.3 miles south of the highway 21 & 75 intersection in Stanley. This application proposes the diversion and use of water from ground water tributary to the Salmon River Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for domestic purposes.

Application for permit proposes to divert 0.04 cfs from a proposed well for domestic purposes for an existing recreational summer home. Proposed point of diversion and place of use is located approximately 3.3 miles east and 18.3 miles south of the highway 21 & 75 intersection in Stanley. This application proposes the diversion and use of water from ground water tributary to the Salmon River Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for domestic purposes.

Application for permit proposes to divert 0.04 cfs from a proposed well for domestic purposes for an existing recreational summer home. Proposed point of diversion and place of use is located approximately 3.3 miles east and 18.3 miles south of the highway 21 & 75 intersection in Stanley. This application proposes the diversion and use of water from ground water tributary to the Salmon River Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for domestic purposes.

Application for permit proposes to divert 0.04 cfs from a proposed well for domestic purposes for an existing recreational summer home. Proposed point of diversion and place of use is located approximately 3.3 miles east and 18.3 miles south of the highway 21 & 75 intersection in Stanley. This application proposes the diversion and use of water from ground water tributary to the Salmon River Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for domestic purposes.

Application for permit proposes to divert 0.04 cfs from a proposed well for domestic purposes for an existing recreational summer home. Proposed point of diversion and place of use is located approximately 3.3 miles east and 18.3 miles south of the highway 21 & 75 intersection in Stanley. This application proposes the diversion and use of water from ground water tributary to the Salmon River Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for domestic purposes.

Application for permit proposes to divert 0.04 cfs from a proposed well for domestic purposes for an existing recreational summer home. Proposed point of diversion and place of use is located approximately 3.3 miles east and 18.3 miles south of the highway 21 & 75 intersection in Stanley. This application proposes the diversion and use of water from ground water tributary to the Salmon River Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for domestic purposes.

Application for permit proposes to divert 0.04 cfs from a proposed well for domestic purposes for an existing recreational summer home. Proposed point of diversion and place of use is located approximately 3.3 miles east and 18.3 miles south of the highway 21 & 75 intersection in Stanley. This application proposes the diversion and use of water from ground water tributary to the Salmon River Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for domestic purposes.

Application for permit proposes to divert 0.04 cfs from a proposed well for domestic purposes for an existing recreational summer home. Proposed point of diversion and place of use is located approximately 3.3 miles east and 18.3 miles south of the highway 21 & 75 intersection in Stanley. This application proposes the diversion and use of water from ground water tributary to the Salmon River Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for domestic purposes.

Application for permit proposes to divert 0.04 cfs from a proposed well for domestic purposes for an existing recreational summer home. Proposed point of diversion and place of use is located approximately 3.3 miles east and 18.3 miles south of the highway 21 & 75 intersection in Stanley. This application proposes the diversion and use of water from ground water tributary to the Salmon River Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for domestic purposes.

within BLAINE County(s): Right No(s). 37-23219, 37-23220, 37-23221, 37-23222, 37-23223. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the place of use (POU) and modify some points of diversion (POD) for two ground water and three Quigley Creek rights, with a total flow rate of 0.11 cfs. The ground water rights are currently authorized to divert from an existing well located approximately 0.9 mile east of the intersection of Bullion St. and Main St. in Hailey. The transfer proposes to add an existing well located approximately 1.2 miles east of Hailey to allow for diversion from two wells. One Quigley Creek right, which is currently diverted at a point approximately 1.2 miles east and 0.1 mile north of Hailey, will change its POD to an existing diversion located approximately 1.7 miles upstream on Quigley Creek. That right also proposes to change its irrigation storage POU from its current location on Quigley Creek, 1.2 miles east and 0.1 mile north of Hailey, to an existing reservoir 1.7 miles upstream on Quigley Creek. The transfer also proposes to change the irrigation POU for all five rights from its present location, approximately 1.6 miles east of Hailey, to a location approximately 1.2 miles east of Hailey.

Permits will be subject to all prior water rights. For additional information concerning the property locations, contact Southern Region office at (208) 736-3033; or for a full description of the rights &/or proposed transfer, please see <https://research.idwr.idaho.gov>. Protests may be submitted based on the criteria of Sec 42-222 and 42-203A, Idaho Code. Any protest against the approval of this application(s) must be filed with the Director, Dept. of Water Resources, Southern Region, 650 ADDISON AVE W, STE 500, TWIN FALLS, ID 83301-5858 together with a protest fee of \$25.00 for each application on or before **May 26, 2020**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

PUBLISH
IDAHO MOUNTAIN EXPRESS
MAY 6 & 13, 2020

LEGAL NOTICE BLAINE COUNTY HEARING EXAMINER MAY 21, 2020 AT 6:30 P.M.

On Thursday, May 21, 2020, the Blaine County Hearing Examiner will hold a public meeting beginning at 6:30 p.m. upstairs in the main meeting room in the **Old County Courthouse** located at 206 First Ave. So., in Hailey. Public comment will be taken and entered into the record for the public hearing on the following:

ACTION ITEM: 126 TIMBERLINE RD;

VARIANCE: A continuation of a public hearing and consideration of an application by Brittany Barker for a 9'3" variance (setback of 5'9") to the 15' front yard setback off of Timberline Road. The applicant has constructed a front entrance in violation of the current required setbacks and wishes to obtain a variance to bring the new structure into compliance. The 3.391-acre property is Lot 78, Block 3, Willowood Subdivision, also known as 126 Timberline Road and is zoned Low Density Residential District (R-1) with areas of Floodplain (FP), Riparian Setback (RS) and Mountain Overlay Districts (MOD).

ACTION ITEM: 150 BARLOW RD;

SCENIC HIGHWAY OVERLAY SITE ALTERATION: A public hearing on and consideration of an application by Frank and Karen Willey, for a site alteration permit in the Scenic Highway Overlay (SHO) District for trees planted the summer of 2019 without a permit. The 5.05-acre property is Lot 5, Barlow Subdivision, zoned Rural Residential District (R-2.5).

This meeting is open to the public but attendees are **STRONGLY ENCOURAGED to attend by web access rather than in person.** The meeting agenda will be posted to the Blaine County website at www.blainecounty.org by the Tuesday prior to the hearing. Please check the meeting agenda for further

Instructions for digital web access.

The materials associated with this hearing are available for review at Land Use and Building Services located in the Blaine County Annex at 219 First Avenue South, Suite 208 in Hailey and on the Blaine County web page at www.blainecounty.org. To receive adequate consideration, written comment in excess of one page should be forwarded to Blaine County at least 4 days prior to public hearing by mail, email to pxcounter@co.blaine.id.us, or by fax to (208) 788-5576.

PUBLISH
IDAHO MOUNTAIN EXPRESS
MAY 6, 2020

NOTICE OF VIRTUAL PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Sun Valley Planning & Zoning Commission will hold a **virtual public hearing on Thursday, May 21st, 2020 at 9:00 AM** to hear comments from the public concerning the following applications. VISIT WWW.SUNVALLEYIDAHO.GOV/NOTICES FOR INSTRUCTIONS ON HOW TO VIRTUALLY ATTEND AND TO READ THE CITY OF SUN VALLEY VIRTUAL PUBLIC MEETING PROTOCOL. CONTACT ASSISTANT PLANNER, LEWIS AT 208-622-4438 EXT. #133 FOR ASSISTANCE OR FURTHER INSTRUCTION.

1. Design Review 2019-076: Application for design review approval of a new single-family residence at 12 Backpack Way. Applicant: Elizabeth Conklin for David & Lily Strine. Location: 12 Backpack Way; Backpack Way Subdivision No 2, Lot 6.

2. Conditional Use Permit 2020-01: Application for conditional use approval for a proposed change of use of the Elkhorn Store to the Wood River Jewish Community Center in the Commercial Core (CC) Zoning District. Applicant: Marty Lyons for the Wood River Jewish Community. Location: 95 Badayana Drive; Elkhorn Springs Block Plat Block 8 Building 1A

3. Design Review 2020-18: Application for design review approval of a remodel to the Lodge I Apartment buildings 1, 2, 3, 4, & 6. Applicant: Michael Bulls for the Lodge Apartments Owner's Association. Location: SV Lodge Apartments, Sun Valley Condo Dr.

4. Ordinance 543: Proposed ordinance to amend existing City Code regarding exterior lighting regulations. Applicant: City initiated. Location: City wide.

At the aforementioned time, all interested persons may virtually attend and shall be given an opportunity to comment on the matters stated above. Comments and questions prior to the public meeting should be directed to the City of Sun Valley Community Development Department, preferably emailed to pxcounter@sunvalleyidaho.gov or mailed to PO Box 416, Sun Valley, ID 83353. Written comments received prior to the meeting shall be made part of the public record at the meeting. Application materials are on file with the Community Development Department and can be shared for public inspection through email by request. Dated this 1st day of May, 2020 by Maya Lewis, City of Sun Valley Assistant Planner.

PUBLISH
IDAHO MOUNTAIN EXPRESS
MAY 6, 13 & 20, 2020

Proof of legal notice
received from Idaho
Mtn Express 5/4/2020

✓ dm 5/4/2020



State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858

Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

May 1, 2020

BLAINE COUNTY RECREATION DISTRICT
1050 FOX ACRES RD STE 107
HAILEY, ID 83333-0020

RE: Transfer No. 83946
Water Right No(s). 37-23219, 37-23220, 37-23221, 37-23222, 37-23223

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 **IDAHO MOUNTAIN EXPRESS** on **5/6/2020** and **5/13/2020**. Protests to this application may be submitted for a period ending ten (10) days after the second publication. Any protest against this application must be filed with the Department of Water Resources, together with a protest fee of \$25.00 for each application, on or before **May 26, 2020**.

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,

Denise Maline
Administrative Assistant

c: James P Speck, attorney

Maline, Denise

From: Maline, Denise
Sent: Friday, May 01, 2020 11:41 AM
To: Kevin Lakey (WD37); Cyndi WD37
Subject: Comment Letter for Transfer 83946 - Blaine County Recreation District
Attachments: Transfer 83946 Blaine County Rec. Dist..pdf; Comment Letter to WD37 for 83946.docx

Good afternoon,

Attached is an application for transfer currently being processed within your Water District. Please review the information and provide any necessary comments within 21 days. Feel free to contact our office if you have any questions regarding this application.

Thank you & have a good weekend,

Denise

Denise Maline
Administrative Assistant
Idaho Dept of Water Resources, Southern Region
650 Addison Ave W, Ste 500
Twin Falls, ID 83301
(208) 293-9908
denise.maline@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858

Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

May 1, 2020

WATER DISTRICT 37
KEVIN D LAKEY
107 W 1ST
SHOSHONE, ID 83352

RE: Transfer No. 83946 (Blaine County Recreation District)

Dear 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.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

Maline, Denise

From: Maline, Denise
Sent: Friday, May 01, 2020 12:09 PM
To: Keats Conley
Subject: Comment Letters for (3) applications for transfer
Attachments: Comment Letter to F&G for 83946, 84035, 84038.docx; Transfer 83946 Blaine County Rec. Dist..pdf; Transfer 84035 Helmick (1 of 2).pdf; Transfer 84038 Helmick (2 of 2).pdf

Good afternoon Keats,

Attached is information regarding (3) applications currently being processed by the Department. Please review the information, complete the attached recommendation form(s), and submit it to this office within 21 days.

Please feel free to contact this office if you have any questions.

Thank you & have a good weekend,

Denise Maline, IDWR Twin Falls

Denise Maline

Administrative Assistant

Idaho Dept of Water Resources, Southern Region

650 Addison Ave W, Ste 500

Twin Falls, ID 83301

(208) 293-9908

denise.maline@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858

Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

May 1, 2020

IDAHO DEPT OF FISH & GAME *via e-mail*
KEATS CONLEY
324 S 417 E STE 1
JEROME ID 83338

RE: Transfer No(s). 83946 (Blaine County Recreation District)
RE: Transfer No(s). 84035 & 84038 (Keith & Sandra Helmick)

Dear Keats:

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

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Therefore, your prompt response to this request is appreciated. If your organization desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days after final publication (**on or before May 26, 2020**).

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

Sincerely,
Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

Maline, Denise

From: Maline, Denise
Sent: Friday, May 01, 2020 8:21 AM
To: Idaho Mountain Express
Subject: LEGAL NOTICE
Attachments: Idaho Mtn Express cover letter.docx; Idaho Mtn Express ad.docx

Attached please find **(1)** legal notice being submitted for publication on May 6th & 13th, 2020. Please let me know if there are any questions or if you are not able to run the ad on the dates requested.

Thank you in advance,

Denise @ IDWR Twin Falls

Denise Maline
Administrative Assistant
Idaho Dept of Water Resources, Southern Region
650 Addison Ave W, Ste 500
Twin Falls, ID 83301
(208) 293-9908
denise.maline@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858

Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

May 1, 2020

LEGAL NOTICE DEPARTMENT
IDAHO MOUNTAIN EXPRESS
PO BOX 1013
KETCHUM, ID 83340

RE: Application for Permit No. 71-11002

RE: Transfer No. 83946

Water Right No(s). 37-23219, 37-23220, 37-23221, 37-23222, 37-23223

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 May 26, 2020. Your cooperation is appreciated.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant

Enclosure(s)

The following application(s) have been filed to appropriate the public waters of the State of Idaho:
71-11002

UNITED STATES OF AMERICA ACTING THROUGH
USDA FOREST SERVICE
370 AMERICAN AVE
JEROME, ID 83338-6162

Point of Diversion SWNE S7 T07N R14E BLAINE County Source GROUND WATER Tributary

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 03-06-2020

Place Of Use: DOMESTIC

T07N R14E S7 SWNE

Application for permit proposes to divert 0.04 cfs from a proposed well for domestic purposes for an existing recreational summer home. Proposed point of diversion and place of use is located approximately 3.3 miles east and 18.3 miles south of the highway 21 & 75 intersection in Stanley. This application proposes the diversion and use of water from ground water tributary to the Salmon River Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for domestic purposes.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 83946

BLAINE COUNTY RECREATION DISTRICT, 1050 FOX ACRES RD STE 107, HAILEY, ID 83333-0020 has filed Application No. 83946 for changes to the following water rights within BLAINE County(s): Right No(s). 37-23219, 37-23220, 37-23221, 37-23222, 37-23223. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the place of use (POU) and modify some points of diversion (POD) for two ground water and three Quigley Creek rights, with a total flow rate of 0.11 cfs. The ground water rights are currently authorized to divert from an existing well located approximately 0.9 mile east of the intersection of Bullion St. and Main St. in Hailey. The transfer proposes to add an existing well located approximately 1.2 miles east of Hailey to allow for diversion from two wells. One Quigley Creek right, which is currently diverted at a point approximately 1.2 miles east and 0.1 mile north of Hailey, will change its POD to an existing diversion located approximately 1.7 miles upstream on Quigley Creek. That right also proposes to change its irrigation storage POU from its current location on Quigley Creek, 1.2 miles east and 0.1 mile north of Hailey, to an existing reservoir 1.7 miles upstream on Quigley Creek. The transfer also proposes to change the irrigation POU for all five rights from its present location, approximately 1.6 miles east of Hailey, to a location approximately 1.2 miles east of Hailey.

Permits will be subject to all prior water rights. For additional information concerning the property locations, contact Southern Region office at (208) 736-3033; or for a full description of the rights &/or proposed transfer, please see <https://research.idwr.idaho.gov>. Protests may be submitted based on the criteria of Sec 42-222 and 42-203A, Idaho Code. Any protest against the approval of this application(s) must be filed with the Director, Dept. of Water Resources, Southern Region, 650 ADDISON AVE W, STE 500, TWIN FALLS, ID 83301-5858 together with a protest fee of \$25.00 for each application on or before **May 26, 2020**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on May 6th & 13th, 2020



BCRD

[aquatics](#)[youth activities
& sports](#)[adult fitness
& sports](#)[summer
trails](#)[winter
trails](#)[galena
lodge](#)

our team

The BCRD Team is made up of committed members of the community both staff and volunteers, who believe in the value of recreation and who work to bring you affordable, quality and great recreational experiences every day.

[executive director](#)[staff](#)[board of directors](#)[galena trails & advisory
committee](#)

Jim Keating, Executive Director

When Jim received his MBA and began working in the fast paced, high stress world of the high tech industry, focusing on marketing and finance at companies like US Robotics, 3com and Dell, he never could have known where his life would be ten years later.

Motivated by his passion for nature, rural living, Nordic skiing and all things recreation, Jim was seeking a career change. A frequent visitor to the valley for many years, Jim and his family always loved and appreciated the recreational amenities provided by the BCRD, experiencing many of them first hand.

Jim believes that these experiences, his passion for recreation and his professional goals, led him to serve the Wood River Valley community as Executive Director of the BCRD. He hopes he can marry that passion for these vital recreational resources with his energy and experience to further enable the sustainability of the BCRD for everyone, always.

[calendar](#)[gymnasium](#)[now](#)[idaho gives
donate now](#)[get involved](#)[give
volunteer
employment
projects](#)[Join Our Email List](#)[BCRD Privacy Policy](#)

TRANSFER SYNOPSIS

Date: April 22, 2020
To: Transfer #83946, Blaine County Recreation District file
From: Jim Bitzenburg
Re: Summary of transfer

Application for transfer proposes to change the place of use (POU) and modify some points of diversion (POD) for two ground water and three Quigley Creek rights, with a total flow rate of 0.11 cfs. The ground water rights are currently authorized to divert from an existing well located approximately 0.9 mile east of the intersection of Bullion St. and Main St. in Hailey. The transfer proposes to add an existing well located approximately 1.2 miles east of Hailey to allow for diversion from two wells. One Quigley Creek right, which is currently diverted at a point approximately 1.2 miles east and 0.1 mile north of Hailey, will change its POD to an existing diversion located approximately 1.7 miles upstream on Quigley Creek. That right also proposes to change its irrigation storage POU from its current location on Quigley Creek, 1.2 miles east and 0.1 mile north of Hailey, to an existing reservoir 1.7 miles upstream on Quigley Creek. The transfer also proposes to change the irrigation POU for all five rights from its present location, approximately 1.6 miles east of Hailey, to a location approximately 1.2 miles east of Hailey.

The transfer will be advertised because it proposes to change points of diversion on surface water rights. The transfer is located within Water District 37, so Watermaster comments will be solicited.

Other rights which appear to share the downstream reservoir location, both as a POD and a POU, are: 37-8283; and the parent rights of the Quigley Creek rights in this transfer, 37-2784A, 37-7693, and 37-19736. Because the downstream reservoir no longer exists, the effect of the transfer on the other rights is unclear, but likely minimal.

The water rights in the transfer are:

37-23219	Quigley Creek	Irrigation Storage, Irrigation from Storage	0.3 AF	3.0 acres
37-23220	Quigley Creek	Irrigation, Irrigation Storage, Irrigation from Storage	0.06 cfs 9.8 AF	3.0 acres
37-23221	Quigley Creek	Irrigation	0.03 cfs	3.0 acres
37-23222	Ground Water	Irrigation	0.05 cfs 9.0 AF	3.0 acres
37-23223	Ground Water	Irrigation	0.05 cfs 1.5 AF	3.0 acres

FEE MEMORANDUM

Date: March 24, 2020
To: Blaine County Recreation District Transfer #83946 File
From: Jim Bitzenburg
Re: Receipting/disposition of fees paid

This transfer was filed on March 11, 2020 and involves adding a point of diversion (POD) to two ground water rights, moving a POD on a surface water right, and changing various places of use for the two ground water rights and three surface water rights. The entire irrigation place of use for all five rights will change, so the combined flow rate of the rights, 0.11 cfs, is used to calculate the fee, which is \$200.00, from the transfer fee schedule. The fee was paid by Speck and Aanstad with check #41547, IDWR receipt #S037817.

FEE MEMORANDUM

Date: March 24, 2020
To: Blaine County Recreation District Transfer #83946 File
From: Jim Bitzenburg
Re: Receipting/disposition of fees paid

This transfer was filed on March 11, 2020 and involves adding a point of diversion (POD) to two ground water rights, moving a POD on a surface water right, and changing various places of use for the two ground water rights and three surface water rights. The entire irrigation place of use for all five rights will change, so the combined flow rate of the rights, 0.11 cfs, is used to calculate the fee, which is \$200.00, from the transfer fee schedule. The fee was paid by Speck and Aanstad with check #41547, IDWR receipt #S037817.

Bitzenburg, James

From: Bitzenburg, James
Sent: Monday, March 23, 2020 11:37 AM
To: 'James Speck'
Subject: RE: Blaine County Recreation District Transfer

Looks good to me. Thanks, Jim.

Jim Bitzenburg
Water Resource Agent
Idaho Department of Water Resources
Southern Regional Office
Phone (208)-736-3033
james.bitzenburg@idwr.idaho.gov

From: James Speck [<mailto:jim@speckandaanestad.com>]
Sent: Monday, March 23, 2020 11:29 AM
To: Bitzenburg, James <James.Bitzenburg@idwr.idaho.gov>
Subject: RE: Blaine County Recreation District Transfer

Jim,

Please confirm everything is OK on the attached before I get it signed! Thanks.

Jim

From: Bitzenburg, James <James.Bitzenburg@idwr.idaho.gov>
Sent: Monday, March 23, 2020 10:54 AM
To: James Speck <jim@speckandaanestad.com>
Subject: RE: Blaine County Recreation District Transfer

Yes, just send the original when you are able. Thanks for your assistance.

Jim Bitzenburg
Water Resource Agent
Idaho Department of Water Resources
Southern Regional Office
Phone (208)-736-3033
james.bitzenburg@idwr.idaho.gov

From: James Speck [<mailto:jim@speckandaanestad.com>]
Sent: Monday, March 23, 2020 10:44 AM
To: Bitzenburg, James <James.Bitzenburg@idwr.idaho.gov>
Cc: James Keating <jkeating@bcrd.org>; Eric Rector <erector@bcrd.org>
Subject: Re: Blaine County Recreation District Transfer

Jim,

As you may know we are under an Isolation Order here in Blaine County. BCRD and my office are closed. Can I submit the signed version by e-mail only to keep this moving along? Thanks.

Jim

Sent from Jim's iPad

From: Bitzenburg, James <James.Bitzenburg@idwr.idaho.gov>
Sent: Monday, March 23, 2020 10:36:37 AM
To: James Speck <jim@speckandaanestad.com>
Subject: RE: Blaine County Recreation District Transfer

Jim-

The irrigation storage for the upper reservoir is currently authorized in the NENE(Lot 1) and NWNE(Lot 2) of Section 2, but how do you feel about also listing the SENE of Section 2 (see attached map)? Might save us from having to do it in the future. If you agree, then the place of use line for irrigation storage on page 3 of your amended application should have those 3 QQs listed.

Other than that, it looks good. I think we'd want to have it signed since there are some major changes to the application. Also, we'll need revised maps.

Thanks,

Jim

Jim Bitzenburg
Water Resource Agent
Idaho Department of Water Resources
Southern Regional Office
Phone (208)-736-3033
james.bitzenburg@idwr.idaho.gov

From: James Speck [<mailto:jim@speckandaanestad.com>]
Sent: Monday, March 23, 2020 9:17 AM
To: Bitzenburg, James <James.Bitzenburg@idwr.idaho.gov>
Subject: RE: Blaine County Recreation District Transfer

Jim,

Will these corrected pages work?

Jim

From: Bitzenburg, James <James.Bitzenburg@idwr.idaho.gov>
Sent: Monday, March 23, 2020 8:33 AM
To: James Speck <jim@speckandaanestad.com>
Subject: RE: Blaine County Recreation District Transfer

Sure, just put a footnote that IS stands for Irrigation Storage.

Jim Bitzenburg

Water Resource Agent
Idaho Department of Water Resources
Southern Regional Office
Phone (208)-736-3033
james.bitzenburg@idwr.idaho.gov

From: James Speck [<mailto:jim@speckandaanestad.com>]
Sent: Monday, March 23, 2020 8:29 AM
To: Bitzenburg, James <James.Bitzenburg@idwr.idaho.gov>
Subject: Re: Blaine County Recreation District Transfer

How about I simply put "IS" in there appropriate box in the existing table?

Jim

Sent from Jim's iPad

From: Bitzenburg, James <James.Bitzenburg@idwr.idaho.gov>
Sent: Monday, March 23, 2020 8:20:31 AM
To: James Speck <jim@speckandaanestad.com>
Subject: RE: Blaine County Recreation District Transfer

Jim-

I'm not seeing a symbol for irrigation storage. I guess the best way would be to use a separate sheet for the place of use changes with a different section for each use changing. The irrigation place of use changes need to be in acres, as you have done, and you could use X's for the irrigation storage, as long as you label the section as irrigation storage.

Jim

Jim Bitzenburg
Water Resource Agent
Idaho Department of Water Resources
Southern Regional Office
Phone (208)-736-3033
james.bitzenburg@idwr.idaho.gov

From: James Speck [<mailto:jim@speckandaanestad.com>]
Sent: Saturday, March 21, 2020 4:48 PM
To: Bitzenburg, James <James.Bitzenburg@idwr.idaho.gov>
Subject: RE: Blaine County Recreation District Transfer

Jim,

Makes sense. I'll get the revised pages to you soon. What is the symbol for irrigation storage to use in the POU table?

Jim

From: Bitzenburg, James <James.Bitzenburg@idwr.idaho.gov>
Sent: Friday, March 20, 2020 2:04 PM

To: James Speck <jim@speckandaandstad.com>
Subject: Blaine County Recreation District Transfer

Jim-

Regarding my email from last Friday suggesting a transfer to move the POD for right 37-23219 from the SESWNE of Section 10 , T02N, R18E to the SENWNE of Section 2, Corey has suggested that since the lower pond no longer exists, it would be prudent to also move the irrigation storage from the lower pond to the upper pond in Section 2. Rights 37-23219 and 37-23220 both have irrigation storage in Section 10 and rights 37-23219, 37-23220, and 37-23221 have PODs in Section 10. With right 37-23219, the POD in Section 10 probably needs to be moved up to Section 2, while rights 37-23220 and 37-23221 could just have the POD in Section 10 removed. Let me know if you have any questions.

Stay well,

Jim

Jim Bitzenburg
Water Resource Agent
Idaho Department of Water Resources
Southern Regional Office
Phone (208)-736-3033
james.bitzenburg@idwr.idaho.gov

JAMES P. SPECK
jim@speckandaanestad.com

DOUGLAS J. AANESTAD
(retired)

SPECK & AANESTAD
A PROFESSIONAL CORPORATION
ATTORNEYS

120 EAST AVENUE NORTH
P. O. BOX 987
KETCHUM, IDAHO 83340

TELEPHONE
(208)726-4421
FACSIMILE
(208)726-0752

March 9, 2020

RECEIVED

MAR 11 2020

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Cory Skinner
Idaho Department of Water Resources
650 Addison Street, Suite 500
Twin Falls, ID 83301-5858

Re: **Application for Transfer of Water Rights - Blaine County Recreation District**

Dear Cory:

Enclosed you will find the original and a copy of an Application for Transfer in the name of the Blaine County Recreation District for five (5) water rights it recently acquired in the Quigley Creek Area of the City of Hailey. I have also enclosed our firm's check to cover the filing fee of \$200.00. The purpose of the Application is to change the location of the three (3) acre place of use and to add an additional point of diversion for the two (2) ground water rights.

Please receipt date -stamp the copy of the Application and return it to me in the postage prepaid, self-addressed envelope I have included with this mailing. If you have any questions or concerns about the Application, please contact me right away.

Thank you.

Sincerely yours,

SPECK & AANESTAD
A Professional Corporation

By: 
James P. Speck

Enclosures

cc: James Keating, Executive Director (w/enclosure)