

RECEIVED

83519

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AUG 12 2019

Transfer No.

RECEIVED

JUL 31 2019

Department of Water Resources
Eastern Region

WITHDRAWN

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

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

Name of Applicant(s) Kirk S. EgbertCheck 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: _____

83519

SCANNED

OCT 31 2019

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) Kirk S. Egbert Phone (208) 663-4505
Mailing address 1402 East 1300 North, P.O. Box 87, Terreton, ID 83450 Email kkegbert1985@yahoo.com

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

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

☐ No Representative

Name of Representative Rocky Mountain Environmental Associates Phone (208) 524-2353
Mailing address 482 Constitution Way, Suite 303, Idaho Falls, ID 83402 Email kristin.rmea@gmail.com

☐ Send all correspondence for this application to the representative and not to the applicant.

OR

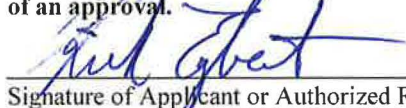
☒ Send original correspondence to the applicant and copies to the representative.

☒ 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

Kirk Egbert
Print Name and Title if applicable

7/31/19
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 proposes to transfer 6 acres from one pivot to another for irrigation purposes and combine it with the existing water rights at the proposed point of diversion into a common POU.

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 ☐ ☒	31-7569	0.1 cfs	Irrigation	4/01 to 11/01	Groundwater
☒ ☐	31-12283	1.56 cfs	Irrigation	4/01 to 11/01	Groundwater
☒ ☐	31-12285	0.1 cfs	Irrigation	4/01 to 11/01	Groundwater
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 1.76 cfs cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 1.76 cubic feet per second and/or _____ acre-feet per year.

3. Point(s) of Diversion:

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

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
N		NW	SE	NE	33	08N	37E	Fremont	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	
08N	37E	33	31.6	31.4	31	30.8													124.8
Total Acres (for irrigation use)																			124.8

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

5. General Information:

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

The diversion point is connected to a mainline that supplies water to a pivot used to irrigate the underlying ground. Measuring device is already installed.

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

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

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

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

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

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

If yes, ☐ complete Attachment WSB.

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

The land now irrigated will be retired.

- 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:

At the proposed POD/POU, WR 31-12285 is an enlargement of 6 acres on WR 31-12283 used for irrigation. At the existing POD/POU no other WR are used.

- 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:

Portions of the 6 acres proposed to be transferred have not been irrigated in recent years. However, they were leased and rented from the Water Bank in 2013 and prior years.

IDAHO Department of Water Resources



Part 2A

[Home](#) / [Water Rights](#) / [Research](#) / [Search Water Rights](#)

WATER RIGHT REPORT

7/29/2019

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 31-7569

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	KATHRYN EGBERT
Current Owner	KIRK EGBERT PO BOX 87 TERRETON, ID 83450 2086634505
Original Owner	BLAKE BOYCE
Security Interest	RABO AGRIFINANCE LLC 14767 N OUTER 40 RD STE 400 CHESTERFIELD, MO 63017

Priority Date: 12/12/1975

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	2.28 CFS	497 AFA
Total Diversion			2.28 CFS	

Location of Point(s) of Diversion:

Part 2A

GROUND WATER|NWSE|Sec. 28|Township 06N|Range 35E|JEFFERSON County

Place(s) of use:

Place of Use Legal Description: IRRIGATION JEFFERSON County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
06N	35E	28		NESE	36		NWSE	35		SWSE	35		SESE	36

Total Acres: 142

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.

Dates:

Licensed Date:

Decreed Date: 02/22/2002

Permit Proof Due Date: 1/1/1981

Permit Proof Made Date: 6/11/1976

Permit Approved Date: 1/29/1976

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date: 12/12/1975

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: 110

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Part 2A

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

IDAHO Department of Water Resources



Part 2A

[Home](#) / [Water Rights](#) / [Research](#) / [Search Water Rights](#)

WATER RIGHT REPORT

7/29/2019

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 31-12283

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	KIRK S EGBERT 1402 E 1300 N PO BOX 87 TERRETON, ID 83450 2086634505
Current Owner	KATHRYN H EGBERT 1402 E 1300 N TERRETON, ID 83450 2086634505

Priority Date: 03/18/1974

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	1.56 CFS	338.4 AFA
Total Diversion			1.56 CFS	

Location of Point(s) of Diversion:

Part 2A

GROUND WATER|NWSENE|Sec. 33|Township 08N|Range 37E|FREMONT County

IRRIGATION Use:

Acre Limit: 112.8

Place(s) of use:

Place of Use Legal Description: IRRIGATION FREMONT County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
08N	37E	33		NENE	29.4		NWNE	29.7		SWNE	29.9		SENE	29.8

Total Acres: 118.8

Conditions of Approval:

1. X27 This right is limited to the irrigation of 112.8 acres within the authorized place of use in a single irrigation season.
2. X35 Rights 31-12283 and 31-12285 when combined shall not exceed a total diversion rate of 1.56 cfs and the irrigation of 118.8 acres.
3. K01 Right No. 31-12285 is an enlargement of this right pursuant to Section 42-1426, Idaho Code.
4. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Dates:

Licensed Date:

Decreed Date: 02/22/2002

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: And

Water District Number: 110

Part 2A

Generic Max Rate per Acre: 0.01

Generic Max Volume per Acre: 3

Combined Acres Limit: 118.8

Combined Volume Limit:

Combined Rate Limit: 1.56

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

IDAHO Department of Water Resources



Part 2A

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WATER RIGHT REPORT

7/29/2019

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 31-12285

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	KIRK S EGBERT 1402 E 1300 N PO BOX 87 TERRETON, ID 83450 2086634505
Current Owner	KATHRYN H EGBERT 1402 E 1300 N TERRETON, ID 83450 2086634505

Priority Date: 07/15/1981

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.1 CFS	21 AFA
Total Diversion			0.1 CFS	

Location of Point(s) of Diversion:

Part 2A

GROUND WATER|NWSENE|Sec. 33|Township 08N|Range 37E|FREMONT County

IRRIGATION Use:

Acre Limit: 6

Place(s) of use:

Place of Use Legal Description: IRRIGATION FREMONT County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
08N	37E	33		NENE	29.4		NWNE	29.7		SWNE	29.9		SENE	29.8

Total Acres: 118.8

Conditions of Approval:

1. K09 This right is for an enlargement of 6 acres within the place of use described for this right.
2. X35 Rights 31-12283 and 31-12285 when combined shall not exceed a total diversion rate of 1.56 cfs and the irrigation of 118.8 acres.
3. K02 This right is based upon an enlargement of Right No. 31-12283 pursuant to Section 42-1426, Idaho Code.
4. 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.
5. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Dates:

Licensed Date:

Decreed Date: 02/22/2002

Enlargement Use Priority Date:

Enlargement Statute Priority Date: 4/12/1994

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Part 2A

Other Information:

State or Federal:

Owner Name Connector: And

Water District Number: 110

Generic Max Rate per Acre: 0.01

Generic Max Volume per Acre: 3.5

Combined Acres Limit: 118.8

Combined Volume Limit:

Combined Rate Limit: 1.56

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

83519

Eastern Snake Plain Aquifer Modeling Analysis

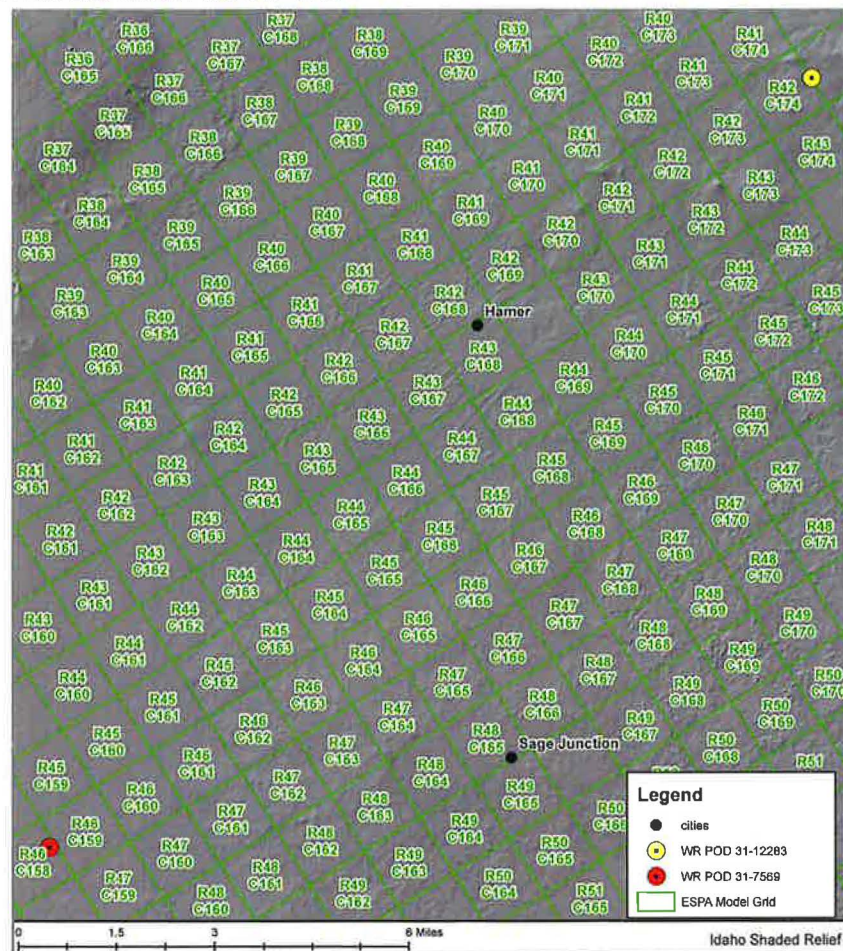
Kirk S. Egbert

The Applicant proposes to transfer 6 acres or 21 AFA from water right 31-7569. The points of diversion included in this modeling analysis are identified to be located in the following grid cells:

TO Well	Kirk S. Egbert Well	R65 C174
FROM Well 1	Kirk S. Egbert Well	R81 C142

The TO Well location is the point of diversion for WR 31-12283. One existing well is located here. The FROM Well is the point of diversion for the water right 31-7569. The wells are shown on the model grid in Figure 1.

Figure 1. Wells shown on Model Grid



Modeled inputs are based upon the Consumptive Irrigation Requirement of 3.5 afy/ac. A total of 21 afa, or 7 af/trimester, was used in the modeling analysis. Using the ETRAN 3.3 to simulate the depletions of transferring 21 AFA (7 AF/trimester) from the original

point of diversion to the proposed point of diversion, the affects do not exceed the threshold of 2.0 af/trimester. **No mitigation is required.**

Figures 2-4 include excerpts from the modeling simulation.

Figure 2. Data Entry

Cells this color are set up for user entries

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

YEAR: 1975

SEASON: WINTER

TRANSFER NO: 31-7569

TRANSFER NAME: Egbert

UPDATE DATES

RUN MODEL

GET OUTPUT

CALCULATE EFFECTS

ENTER CELL LOCATIONS:

	TO CELL	FROM1 CELL	FROM2 CELL	FROM3 CELL
ROW	42	46	0	0
COLUMN	175	158	0	0

TRIMESTER OF ACTIVITY	TO WELL Projected Use AF/TRIMESTER	FROM1 WELL		FROM2 WELL		FROM3 WELL	
		With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER
WIN 1975	0	7	7	0	0	0	0
SPR 1976	0	7	7	0	0	0	0
SUM 1976	0	7	7	0	0	0	0
WIN 1976	0	7	7	0	0	0	0
SPR 1977	0	7	7	0	0	0	0
SUM 1977	0	7	7	0	0	0	0
WIN 1977	0	7	7	0	0	0	0
SPR 2018	0	7	7	0	0	0	0
SUM 2018	0	7	7	0	0	0	0
WIN 2016	0	7	7	0	0	0	0
SPR 2019	7	0	7	0	0	0	0
SUM 2019	7	0	7	0	0	0	0
WIN 2019	7	0	7	0	0	0	0
SPR 2020	7	0	7	0	0	0	0
SUM 2020	7	0	7	0	0	0	0
WIN 2020	7	0	7	0	0	0	0
SPR 2021	7	0	7	0	0	0	0
SUM 2021	7	0	7	0	0	0	0
WIN 2021	7	0	7	0	0	0	0
SPR 2022	7	0	7	0	0	0	0
SUM 2022	7	0	7	0	0	0	0
WIN 2022	7	0	7	0	0	0	0
SPR 2023	7	0	7	0	0	0	0
SUM 2023	7	0	7	0	0	0	0
WIN 2023	7	0	7	0	0	0	0
SPR 2024	7	0	7	0	0	0	0
SUM 2024	7	0	7	0	0	0	0
WIN 2024	7	0	7	0	0	0	0
SPR 2120	7	0	7	0	0	0	0
SUM 2120	7	0	7	0	0	0	0
WIN 2120	7	0	7	0	0	0	0
SPR 2121	7	0	7	0	0	0	0
SUM 2121	7	0	7	0	0	0	0
WIN 2121	7	0	7	0	0	0	0
SPR 2122	7	0	7	0	0	0	0
SUM 2122	7	0	7	0	0	0	0
WIN 2122	7	0	7	0	0	0	0
SPR 2123	7	0	7	0	0	0	0
SUM 2123	7	0	7	0	0	0	0
WIN 2123	7	0	7	0	0	0	0
SPR 2124	7	0	7	0	0	0	0
SUM 2124	7	0	7	0	0	0	0
WIN 2124	7	0	7	0	0	0	0
SPR 2125	7	0	7	0	0	0	0
SUM 2125	7	0	7	0	0	0	0

Figure 3. Net Transfer Graphs

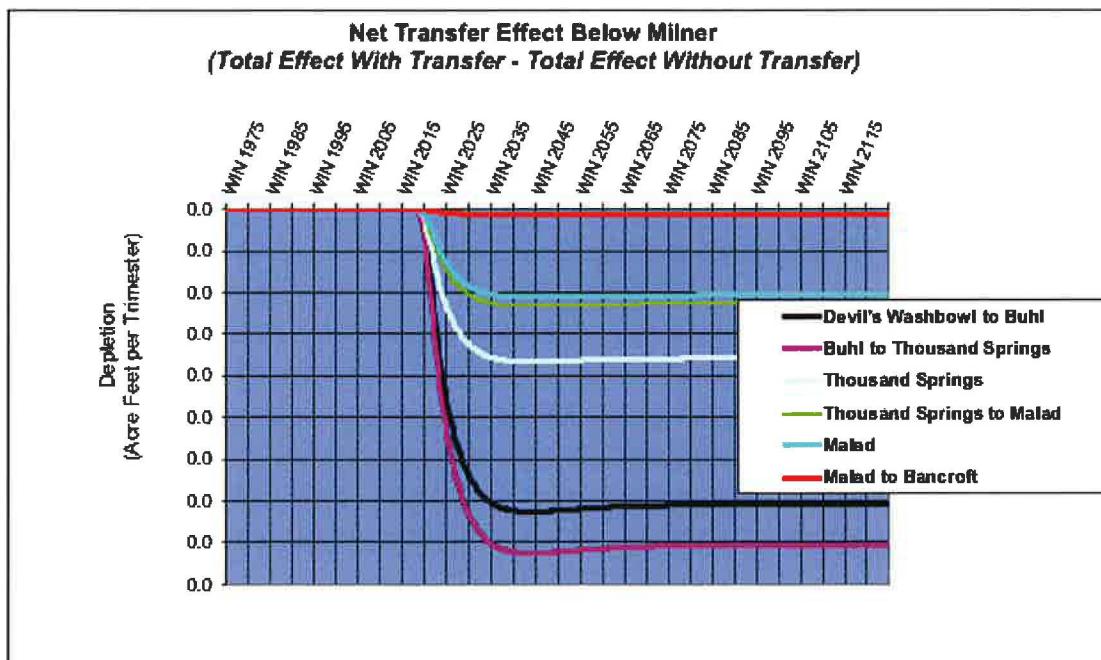
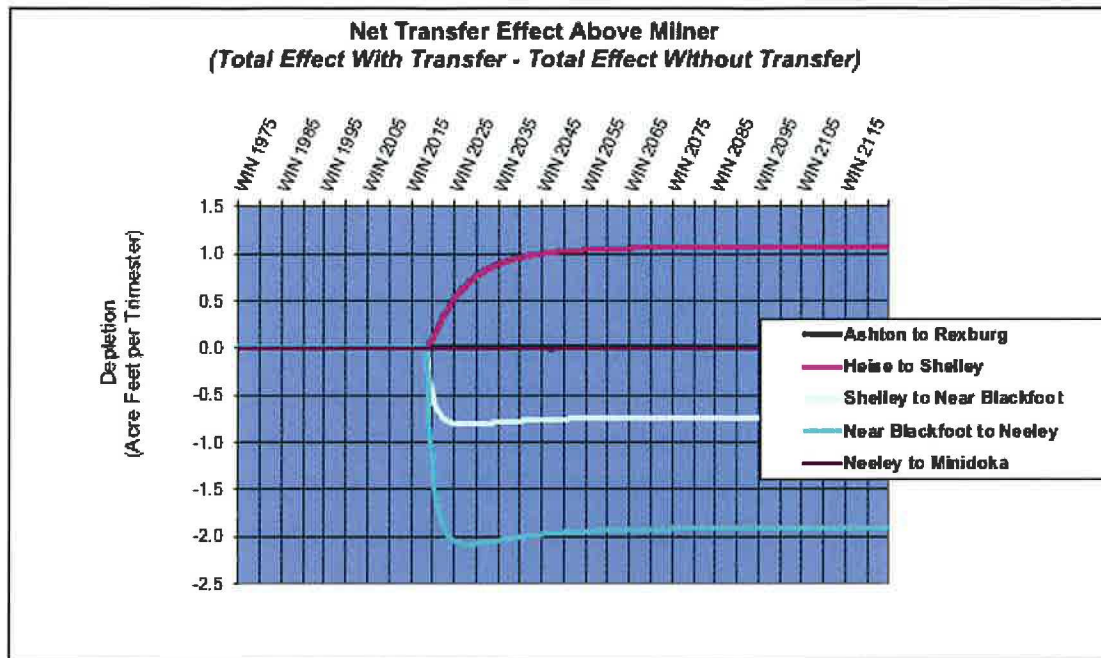


Figure 4. Calculated Effects.

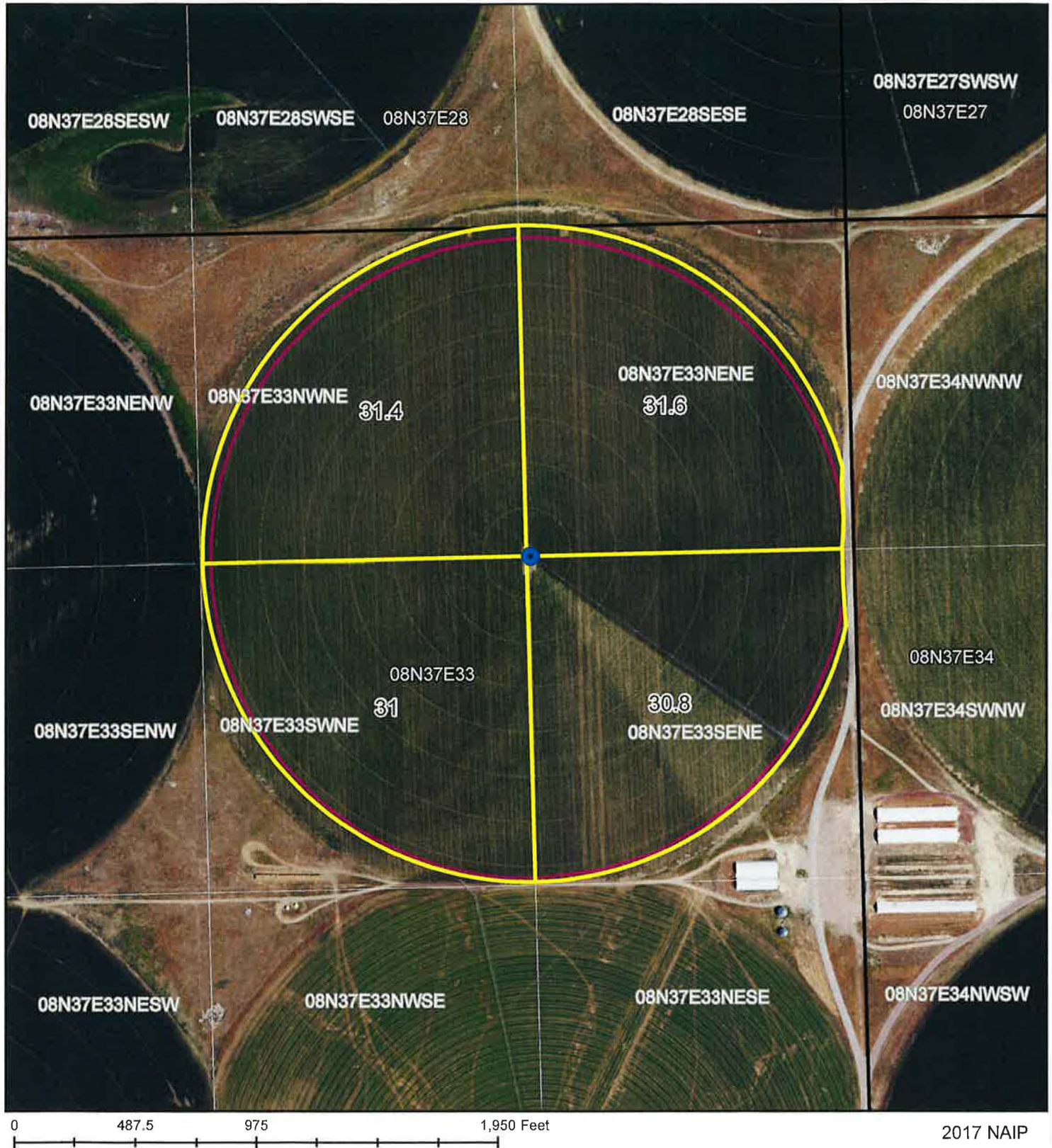
	Heise to Shelley	Shelley to Nr Bickft	Nr Bickft to Neeley	Neeley to Minidoka	Dev. Wbl. Buhl	Buhl to Kspr	Kspr	Kspr to Malad	Malad	Malad to Bancroft
WIN 1975	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1976	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1976	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1976	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1977	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1977	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1977	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1978	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1978	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1978	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2018	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2018	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2018	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2019	0.0	-0.1	-0.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2019	0.0	-0.2	-0.5	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2019	0.0	-0.3	-0.7	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2020	0.1	-0.4	-1.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2020	0.1	-0.5	-1.2	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2020	0.1	-0.5	-1.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2021	0.1	-0.6	-1.5	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2021	0.2	-0.6	-1.6	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2021	0.2	-0.7	-1.7	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2022	0.2	-0.7	-1.7	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2022	0.3	-0.7	-1.8	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2022	0.3	-0.7	-1.9	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2023	0.3	-0.7	-1.9	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2023	0.4	-0.8	-1.9	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2023	0.4	-0.8	-2.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2121	1.1	-0.7	-1.9	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2121	1.1	-0.7	-1.9	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2121	1.1	-0.7	-1.9	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2122	1.1	-0.7	-1.9	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2122	1.1	-0.7	-1.9	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2122	1.1	-0.7	-1.9	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2123	1.1	-0.7	-1.9	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2123	1.1	-0.7	-1.9	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2123	1.1	-0.7	-1.9	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2124	1.1	-0.7	-1.9	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2124	1.1	-0.7	-1.9	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 2124	1.1	-0.7	-1.9	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 2125	1.1	-0.7	-1.9	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 2125	1.1	-0.7	-1.9	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Enter First Time Step of Transfer: **SPR 2010**

Match: 104

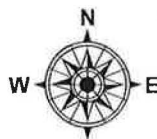
Match: 456

	AIR	HIS	SINB	NBN	NIM	DWB	BIT5	TS	TSIM	M	MIB	Total	
ig Effects @ SS (Last Time Step):	0.72	1.19	1.34	3.49	0.02	0.07	0.08	0.03	0.02	0.02	0.00	6.99	Total Effects without Tran
Value of Dep. @ Last Time Step:	2.40	2.27	0.61	1.58	0.01	0.03	0.03	0.02	0.01	0.01	0.00	6.96	Total Effects with Transf
Steady State (Max Value Time Step):	0.72	1.19	1.34	3.49	0.02	0.07	0.08	0.03	0.02	0.02	0.00	6.99	Total Effects without Tran
Max. Value of Dep. After Transfer:	2.40	2.27	1.33	3.44	0.02	0.06	0.07	0.03	0.02	0.02	0.00	9.67	Total Effects with Transf
Steady State Change:	1.68	1.08	-0.74	-1.91	-0.01	-0.04	-0.04	-0.02	-0.01	-0.01	0.00		
Transient State Change:	1.68	1.08	-0.02	-0.05	0.00	0.00	0.00	0.00	0.00	0.00	0.00		



Legend

- POD
- Proposed POU
- WR POU 31-12283 & 31-12285
- Twp & Rng
- Section
- QQ



Kirk S. Egbert

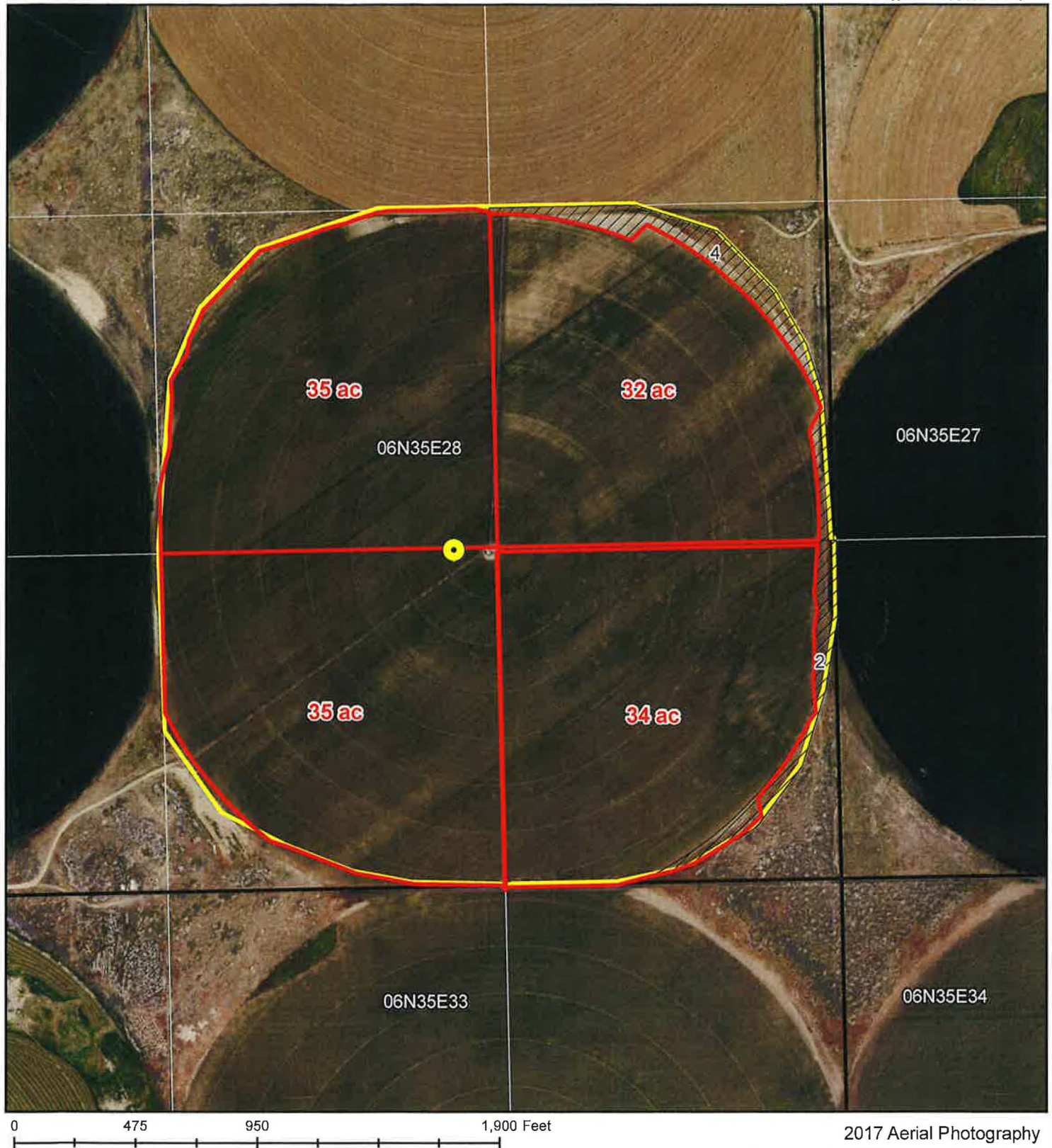
RMEA #14-0152

by: KM

Date: 7/30/2019

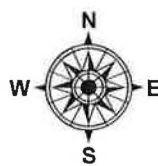


83519



Legend

- WR POD 31-7569
- Irrigated Acres
- Retired Acres
- Water Right Boundary
- Twp & Rng
- Section
- QQ



Kirk S. Egbert

RMEA #14-0152

by: KM

Date: 7/30/2019



83519

Hersley, Jean

From: Hersley, Jean
Sent: Thursday, October 31, 2019 10:51 AM
To: 'info@jeffersonstarnews.com'
Subject: Legal Notice for your paper

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notices which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately. An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office, PO Box 83720, Boise, Idaho, 83720-0098 before November 25, 2019. Your cooperation is appreciated.

Jean Hersley
Technical Records Specialist II
IDWR State Office
322 E Front St
Boise ID 83720
208-287-4942
jean.hersley@idwr.idaho.gov

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 83519**

KIRK S EGBERT and KATHRYN H EGBERT, 1402 E 1300 N
PO BOX 87, TERRETON, ID 83450; has filed Application No. 83519 for changes to the following water rights within FREMONT, JEFFERSON
County(s): Right No(s). 31-12283, 31-12285, 31-7569; The purpose of the transfer is to change a portion of the above rights as follows:
Application for transfer proposes transferring 0.01 cfs (21 acre feet) of irrigation ground water within the Eastern Snake Plain Aquifer (ESPA) and moving
it to a new point of diversion (POD) and new place of use (POU) within the ESPA. Proposed POD and POU are located within Sec 33, Twp 08N, Rge
37E. The current POD and POU are located within Sec 28, Twp 06N, Rge 35E.

For additional information concerning the property location, contact IDWR State office at (208) 287-4800; or for a full description of the transfer,
please see <http://www.idwr.idaho.gov/water-rights/transfers/search.html>

Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the
Department of Water Resources, 322 E Front St, PO Box 83720, Boise ID 83720-0098 together with a protest fee of \$25.00 for each application on
or before 11/25/2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
11/6/2019 and 11/13/2019

Published on

Hersley, Jean

From: Hersley, Jean
Sent: Thursday, October 31, 2019 10:51 AM
To: 'legals@rexburgstandardjournal.com'
Subject: Legal Notice for your paper

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notices which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately. An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office, PO Box 83720, Boise, Idaho, 83720-0098 before November 25, 2019. Your cooperation is appreciated.

Jean Hersley
Technical Records Specialist II
IDWR State Office
322 E Front St
Boise ID 83720
208-287-4942
jean.hersley@idwr.idaho.gov

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
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or before 11/25/2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
11/7/2019 and 11/14/2019

Published on



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E Front Street, Suite 648 • PO Box 83720 • Boise ID 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700

Website: idwr.idaho.gov • Email: idwrinfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

October 31, 2019

KIRK S EGBERT
KATHRYN H EGBERT
1402 E 1300 N
PO BOX 87
TERRETON, ID 83450

RE: Transfer No. 83519
Water Right No(s). 31-12283, 31-12285, 31-7569

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 REXBURG STANDARD JOURNAL on 11/7/2019 and 11/14/2019, JEFFERSON STAR on 11/6/2019 and 11/13/2019. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

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

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

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

Sincerely,

Jean Hersley
Technical Records Specialist

CC: RABO AGRIFINANCE LLC
ROCKY MOUNTAIN ENVIRONMENTAL ASSOC INC



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E Front Street, Suite 648 • PO Box 83720 • Boise ID 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700

Website: idwr.idaho.gov • Email: idwrinfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

October 31, 2019

WATER DISTRICT #110
BLAKE JORDAN
900 N SKYLINE DR STE A
IDAHO FALLS ID 83402-1718

via e-mail

RE: Transfer No. 83519
Water Right No(s): 31-7069, 31-12283 & 31-12285

Dear Kevin:

The Department of Water Resources is seeking written comment and/or recommendations from you regarding the above referenced water right application for transfer. You can find a copy of the application at:
<http://www.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 water master, 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's regional offices 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,

Jean Hersley
Technical Records Specialist II

Enclosure(s)

State of Idaho
Department of Water Resources
Transfer of Water Right(s)
RECOMMENDATION FORM

Transfer Application No.: 83519

Water Right No(s): 31-7069, 31-12283
& 31-12285

Transfer Applicant's Name: KIRK S EGBERT
KATHRYN H EGBERT
1402 E 1300 N
PO BOX 87
TERRETON ID 83450

Water master's Recommendation:

- a) _____ 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 _____ day of _____, 2018

Water District No. 110

Water master's Signature

Printed Name

Hersley, Jean

From: Hersley, Jean
Sent: Thursday, October 31, 2019 10:50 AM
To: Jordan, Blake
Subject: Comment Letter for Transfer 83519
Attachments: Letter via email to watermaster App for Transfer.docx

Please see the attached letter requesting comments for Application for Transfer 83519. Documents will be scanned by the end of the day.

*Jean Hersley
Idaho Dept Water Resources
Technical Records Specialist II
208-287-4942*

MEMORANDUM

To: Transfer 83519

From: Ashley Ritter

Date: October 15, 2019

Re: Review & Analysis of Application for Transfer 83519

Purpose: The Department received an application for transfer of water right 31-7569 from Rocky Mountain Environmental Associates (RMEA) on behalf of the water right owner/applicant Kirk Egbert on July 31, 2019. The application proposes transferring 0.100 cfs (21 acre feet) of irrigation ground water (a portion of water right 31-7569) and moving it to an existing well (changing the point of diversion) and new place of use (POU). The proposal includes transferring 6 acres from one pivot (a portion of water right 31-7569) to another pivot for irrigation purposes and combining it with existing water rights 31-12283 and 31-12285 at the proposed point of diversion (POD) into a common POU.

The proposed transfer is within the Eastern Snake Plain Aquifer (ESPA) and requires ETRAN modeling to determine if mitigation is required. RMEA ran the ESPA model and the model analysis results indicate no mitigation would be required. Department staff ran the ESPA model analysis (explanation at end of memo) and verified that mitigation would not be required.

Overlap Analysis:

Overlap analysis indicates that water right 31-7569 POD and POU do not overlap with any other water rights.

The proposed transferred portion of 31-7569 would add 6 acres of irrigation to the existing POU already in place for ground water rights 31-12283 and 31-12285. This would create a common POU for all three rights. The POD and POU are within Water District 110 and water master comments will be solicited.

Water right 31-12283, priority date of 3/18/1974, is limited to 112.8 acres within the 118.8 acre authorized POU. Right 31-12285 is for an enlargement of 6 (six) acres within the 118.8 acre authorized POU. Right 31-12285 is an enlargement of right 31-12283. This transfer proposes combining 31-12283 (112.8 acres), 31-12285 (6 acres), and the transferred portion of 31-7569 (6 acres) into a common place of use (124.8 acres) for all three water rights.

Authority to File:

According to available Jefferson County tax lot information, the applicant, Kirk Egbert, currently owns the property at the current POD and POU. Available Fremont County

tax lot information indicates that Kirk and Kathryn Egbert own the land at the proposed POD and POU.

Water Right Validity: Water right 31-7569 was decreed in the SRBA on 2/21/2002. Water right 31-7569 has been leased/rented into the Water Supply Bank (WSB) from 2007 to November 25, 2015.

Injury to Other Water Rights: None anticipated.

Enlargement of Use: This transfer proposal will not authorize additional overall diversion of water nor any increase in beneficial use.

Local Public Interest: There are no apparent issues identified. Application is subject to public notice.

Beneficial Use/Conservation of Water Resources: This proposed transfer will not change the authorized beneficial use under this right. The transfer appears consistent with the conservation of water resources in Idaho.

Effect on Economy the Local Area: No negative effect is anticipated from this transfer.

Effect on Agricultural Base of the Local Area: No negative effect is anticipated from this transfer

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.

Transfer 83519 ESPA model analysis:

Department staff ran the ESPA model analysis utilizing parameters from the transfer application and the water right decree as follows (Screen shot images reflect the the model ran by Department Staff):

Cells this color are set up for user entries

UPDATE DATES **RUN MODEL** **GET OUTPUT**

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

TRANSFER NO: 83519

YEAR: 1975

SEASON: WINTER

TRANSFER NAME: Egbert

CALCULATE EFFECTS

ENTER CELL LOCATIONS:

	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	42	46	0	0
COLUMN	175	158	0	0

TRIMESTER OF ACTIVITY	TO WELL	FROM1 WELL		FROM2 WELL		FROM3 WELL	
	Projected Use AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER
WIN 1975	0	7	7	0	0	0	0
SPR 1976	0	7	7	0	0	0	0
SUM 1976	0	7	7	0	0	0	0
WIN 1976	0	7	7	0	0	0	0

Image #1

The partial decree for water right 31-7569 states the priority date as 12/12/1975. To reflect the priority date the Department utilized winter 1975 as the model start date (Image #1).

Utilizing Department map resources and the submitted transfer application the "To" cell (new point of diversion location) was confirmed to be located within row 42, column 175. Only one "From" cell (current point of diversion location) was confirmed to be located within row 46, column 158 (Image #1). Pumping rate is listed as a trimester value for the model ($21/3 = 7.0$)

WIN 2017	0	7	7	0	0	0	0
SPR 2018	0	7	7	0	0	0	0
SUM 2018	0	7	7	0	0	0	0
WIN 2018	0	7	7	0	0	0	0
SPR 2019	0	7	7	0	0	0	0
SUM 2019	7	0	7	0	0	0	0
WIN 2019	7	0	7	0	0	0	0
SPR 2020	7	0	7	0	0	0	0
SUM 2020	7	0	7	0	0	0	0
WIN 2020	7	0	7	0	0	0	0
SPR 2021	7	0	7	0	0	0	0
SUM 2021	7	0	7	0	0	0	0

Image #2

The model reflects pumping starting at the "To" cell location (new point of diversion) in summer 2019. (Image #2).

Enter First Time Step of Transfer: SUM 2019		Match: 132		Match: 456								
		AtR	HtS	StNB	NBtN	NtM	DWtB	BtTS	TS	TStM	M	MtB
Preexisting Effects @ SS (Last Time Step):		0.72	1.19	1.34	3.49	0.02	0.07	0.08	0.03	0.02	0.02	0.00
Steady State - Value of Dep. @ Last Time Step:		2.40	2.27	0.61	1.58	0.01	0.03	0.03	0.02	0.01	0.01	0.00
Preexisting Effects @ Transient State (Max Value Time Step):		0.72	1.19	1.34	3.49	0.02	0.07	0.08	0.03	0.02	0.02	0.00
Transient State - Max. Value of Dep. After Transfer:		2.40	2.27	1.25	3.25	0.02	0.06	0.07	0.03	0.02	0.02	0.00

Calculated Effects after running model

Mitigation Analysis Period

Transfer:

One-Way Analysis of Independent Transfers

New Water Right (QModelo):

W/R No.	Div. Rate (CFS)	Con. Vol. (AF)	No. of yr. Acres	Priority Date	POD Location	Dedicated Vol. AFA/ APT	Model Node	
Transfer 1: Proposed Steady State Impacts following Transfer								
777	777	275.6	68.9	1/1/1960	65266-3	275.6	91.9	SP082075
777	777	275.6	68.9	1/1/1960	65266-3	275.6	91.9	SP000068
Transfer 1: Worst Case Transient State Impacts following Transfer								
777	777	275.6	68.9	1/1/1960	65266-3	275.6	91.9	SP082075
777	777	275.6	68.9	1/1/1960	65266-3	275.6	91.9	SP000068

Impact by Reach (AF/Trimester)

Ashion to Reservoir	Hesse to Shelley	Shelley to Air Bickn To Reservoir	Neenay to Maricopa	Neenay to Dev. Wht To Buhi	Bullitt to Kasper	Kasper to Kasper to Maled	Maind	Maled to Bancroft		
0.72	1.19	1.34	3.49	0.02	0.07	0.05	0.03	0.02	0.02	0.00
2.40	2.27	0.61	1.58	0.01	0.03	0.03	0.02	0.01	0.01	0.00
0.72	1.19	1.34	3.49	0.02	0.07	0.05	0.03	0.02	0.02	0.00
2.40	2.27	1.25	3.25	0.02	0.06	0.07	0.03	0.02	0.02	0.00

Steady State Analysis

Mitigation Check 1 - >10% of historical

Mitigation Check 2 - > 2 APT

Mitigation Check 3 - >10% of Total

Mitigation Required?

Mitigation Vol. Req'd (ac-ft)

232.5%

91.2%

-54.9%

-54.0%

-54.0%

-53.6%

-53.6%

-53.6%

-53.6%

-53.6%

-53.6%

1.7

1.1

-0.7

-1.9

0.0

0.0

0.0

0.0

0.0

0.0

0.0

34.4%

32.6%

8.7%

22.7%

0.1%

0.4%

0.5%

0.2%

0.1%

0.0%

0.0%

NO

NO

NO

NO

NO

NO

NO

NO

NO

NO

NO

1.7

1.1

-0.7

-1.9

0.0

0.0

0.0

0.0

0.0

0.0

0.0

Transient State Analysis

Mitigation Check 1 - >10% of historical

Mitigation Check 2 - > 2.01 APT

Mitigation Required?

Mitigation Vol. Req'd (ac-ft)

232.5%

91.2%

-7.0%

-7.0%

-3.4%

-3.4%

-3.4%

-3.4%

-3.4%

-3.5%

-3.6%

1.7

1.1

-0.1

-0.2

0.0

0.0

0.0

0.0

0.0

0.0

0.0

NO

NO

NO

NO

NO

NO

NO

NO

NO

NO

NO

1.7

1.1

-0.1

-0.2

0.0

0.0

0.0

0.0

0.0

0.0

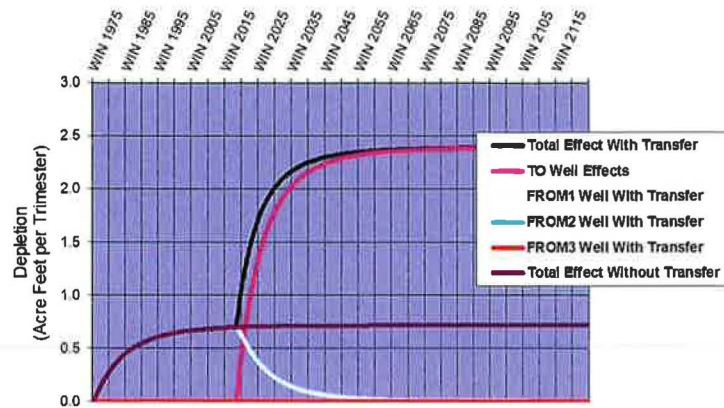
0.0

Read Me

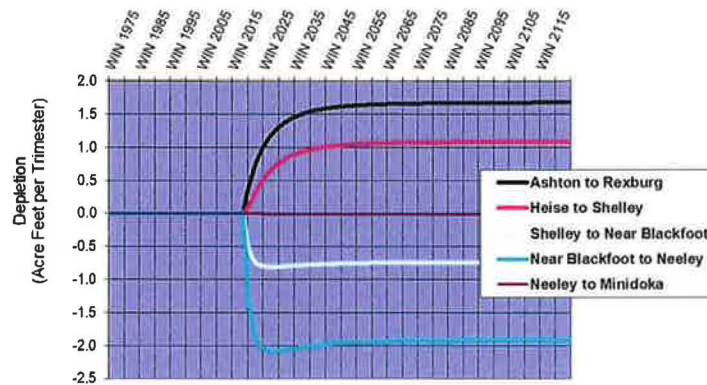
The resulting model analysis ran by the Department indicates no mitigation would be required.

Graphs above Milner

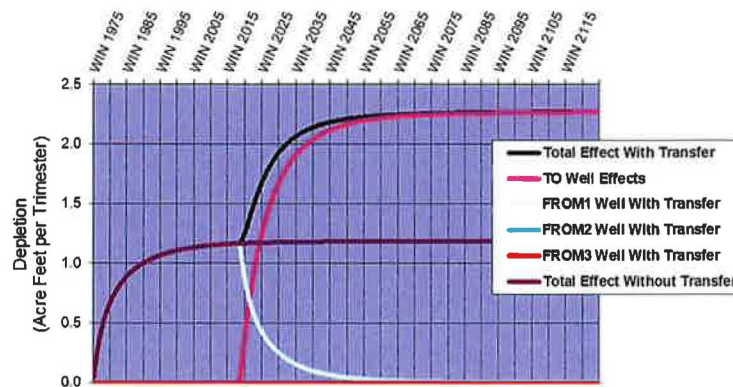
Hydrologic Response--Ashton to Rexburg
Customer Name: Transfer No:



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



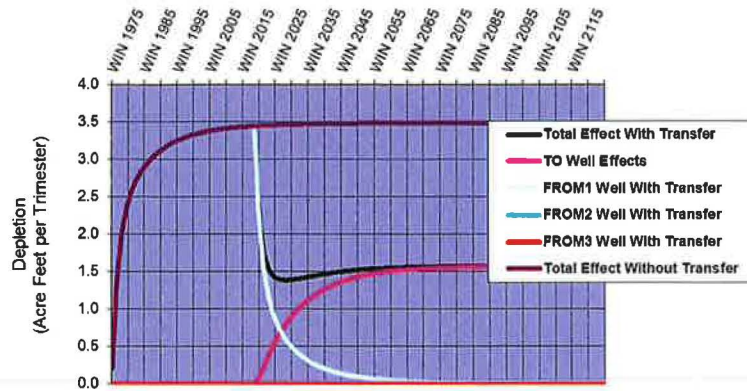
Hydrologic Response--Heise to Shelley
Customer Name: Transfer No:



Hydrologic Response-- Near Blackfoot to Neeley

Customer Name:

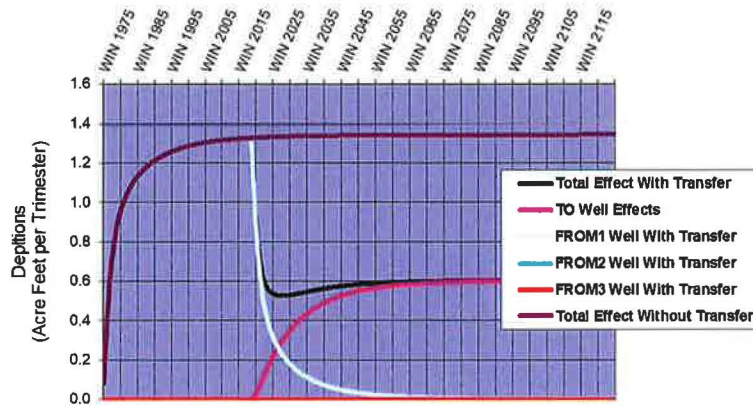
Transfer No:



Hydrologic Response--Shelley to Near Blackfoot

Customer Name:

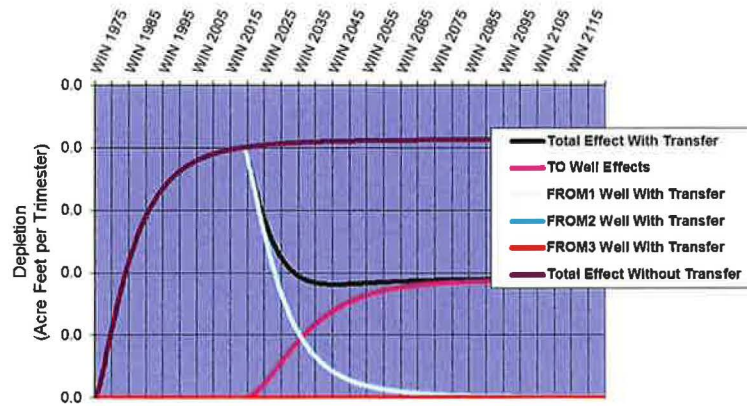
Transfer No:



Hydrologic Response-- Neeley to Minidoka

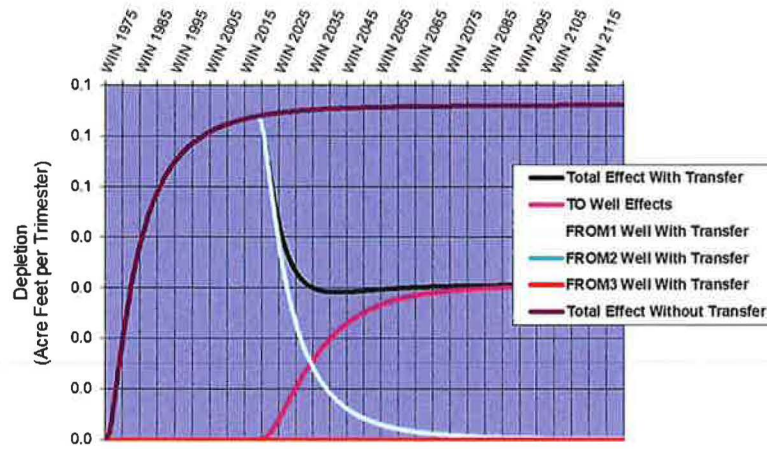
Customer Name:

Transfer No:

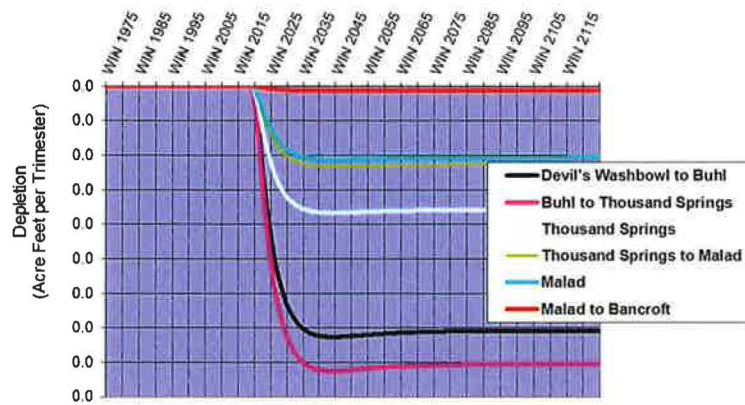


Graphs below Milner

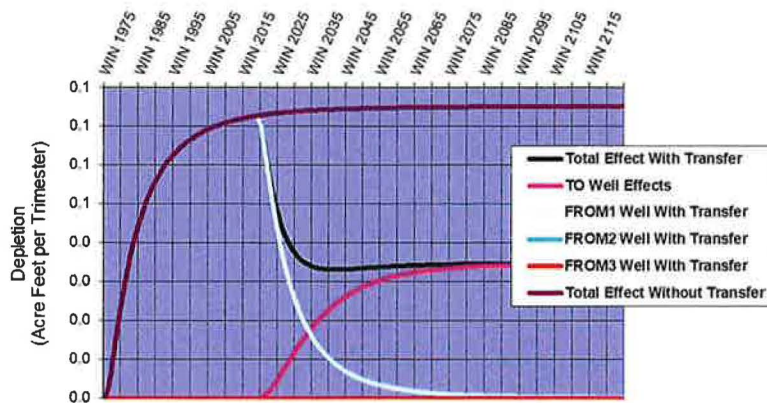
Hydrologic Response--Devil's Washbowl to Buhl Customer Name: Transfer No:



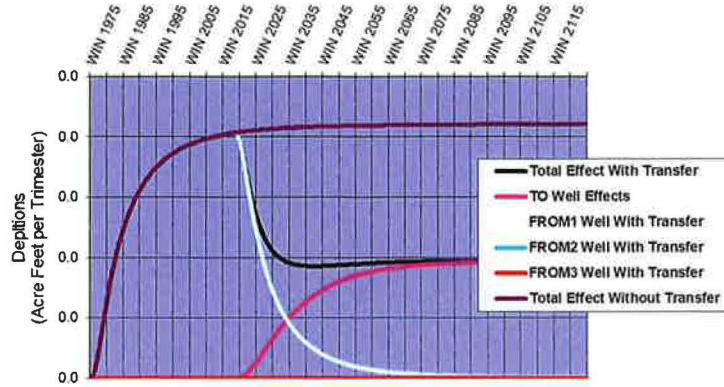
Net Transfer Effect Below Milner (Total Effect With Transfer - Total Effect Without Transfer)



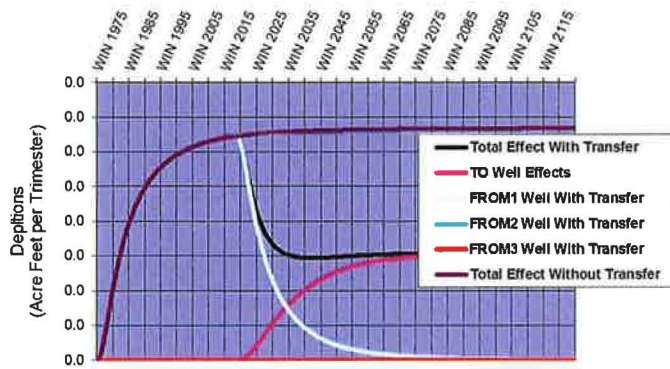
Hydrologic Response--Buhl to Thousand Springs Customer Name: Transfer No:



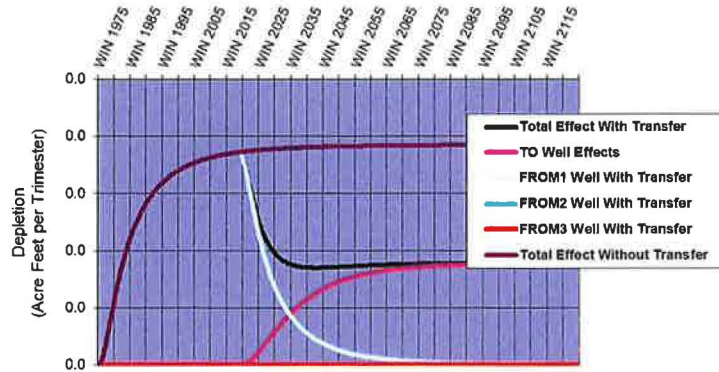
Hydrologic Response--Thousand Springs to Malad
Customer Name: **Transfer No:**



Hydrologic Response--Thousand Springs
Customer Name: **Transfer No:**



Hydrologic Response--Malad
Customer Name: **Transfer No:**





State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E Front Street, Suite 648 • PO Box 83720 • Boise ID 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700

Website: idwr.idaho.gov • Email: idwrinfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

September 23, 2019

KIRK EGBERT
1402 EAST 1300 NORTH
PO BOX 87
TERRETON, ID 83450

RE: APPLICATION FOR TRANSFER OF WATER RIGHT 31-7569

Dear Applicant:

The Department of Water Resources received your application proposing to transfer water right 31-7569 on July 31, 2019. Initial review of your application found that we need, if processed, an additional fee. The following is a list of items that should be considered prior to processing this application;

- The fee submitted with your application was insufficient. According to the application for transfer or exchange fee schedule (copy enclosed), you will be required to submit an additional \$300.00 for the diversion rate being transferred.
- Your transfer application proposes to transfer 6 (six) acres, from one pivot (a portion of water right 31-7569) to another pivot for irrigation purposes. It also proposes to combine the place of use with existing water rights 31-12283 and 31-12285 at the proposed point of diversion, creating a common place of use for all three rights. With the change to the place of use on these three rights, you will need to pay an additional fee based on a diversion rate for water rights 31-12283 and 31-12285, in order to change their place of use. The 6 acre proportional diversion rate for each is 0.08 cfs for 31-12283 and 0.10 cfs for 31-12285. The total diversion rate for this proposed transfer would be 0.28 cfs.

An additional \$300.00 is required to proceed with this transfer. If you do not wish to supply the additional fee you have the option to withdraw this application for transfer.

Please provide me with your decision, and the additional fee if you wish to proceed within 30 days of this letter, or your application will be returned to you unprocessed.

If you have any questions on this matter, please contact me at (208) 287-4907.

Sincerely,

Ashley Ritter
Associate Engineer

C. Rocky Mountain Environmental Associates

Application for Transfer or Exchange Fee Schedule

Applications for changes pursuant to Idaho Code § 42-221.O.8 require a filing fee of \$50 per water right. All other application fees are based on the storage volume (acre-feet per year or AFY) or on the diversion rate (cubic feet per second or CFS) being transferred, not necessarily on the amount of the entire right. For applications proposing a change in the diversion rate and storage volume, determine each fee separately and pay the greater of the two. See Transfer Processing Memo No. 23.

(CFS = cubic feet per second; AF = acre-feet per year)

Flow Rate (CFS)	Storage Volume (AF)	Fee	Flow Rate (CFS)	Storage Volume (AF)	Fee
0.00 – 0.20	0.0 – 20.0	\$200	11.01 – 12.00	1,100.1 – 1,200.0	\$1,380
0.21 – 1.00	20.1 – 100.0	\$500	12.01 – 13.00	1,200.1 – 1,300.0	\$1,460
1.01 – 2.00	100.1 – 200.0	\$580	13.01 – 14.00	1,300.1 – 1,400.0	\$1,540
2.01 – 3.00	200.1 – 300.0	\$660	14.01 – 15.00	1,400.1 – 1,500.0	\$1,620
3.01 – 4.00	300.1 – 400.0	\$740	15.01 – 16.00	1,500.1 – 1,600.0	\$1,700
4.01 – 5.00	400.1 – 500.0	\$820	16.01 – 17.00	1,600.1 – 1,700.0	\$1,780
5.01 – 6.00	500.1 – 600.0	\$900	17.01 – 18.00	1,700.1 – 1,800.0	\$1,860
6.01 – 7.00	600.1 – 700.0	\$980	18.01 – 19.00	1,800.1 – 1,900.0	\$1,940
7.01 – 8.00	700.1 – 800.0	\$1,060	19.01 – 20.00	1,900.1 – 2,000.0	\$2,020
8.01 – 9.00	800.1 – 900.0	\$1,140	20.01 – 100.00	2,000.1 – 10,000.0	*
9.01 – 10.00	900.1 – 1,000.0	\$1,220	100.01 – 500.00	10,000.1 – 50,000.0	**
10.01 – 11.00	1,000.1 – 1,100.0	\$1,300	500.01 & over	50,000.1 & over	***

For an application including a **change in nature of use** of water under one (1) or more right(s):

Additional fee of \$250 per application.

For any application including a **change in ownership** of water right(s) as required per Idaho Code § 42-248:

Additional fee of \$25 per undivided right requiring an ownership change and/or

Additional fee of \$100 per divided right requiring an ownership change.

* **\$2,020 plus \$40** for each additional 1.0 cfs or part thereof or 100 acre-feet or part thereof over the first 20.0 cfs or 2,000 acre-feet.

** **\$5,220 plus \$20** for each additional 1.0 cfs or part thereof or 100 acre-feet or part thereof over the first 100.0 cfs or 10,000 acre-feet.

*** **\$13,220 plus \$4** for each additional 1.0 cfs or part thereof or 100 acre-feet or part thereof over the first 500.0 cfs or 50,000 acre-feet.