

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 83249

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) Hillsdale Estates Homeowners Association, Inc.

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.

Yes N/A * Means the item is always required and must be included with the application.

- * Completed Application for Transfer of Water Right form, Part 1.
- * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- * Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded.
- Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application.
- * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- * Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-10.

- #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
- #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). **
** Additional fee(s) required for water right ownership changes; see fee schedule.
- #3 Documentation of authority to make the change if the applicant is not the water right owner.
- #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at idwr.idaho.gov/water-rights/transfers/resources.html.
- #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the 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: A copy of license #63-12125 to explain the discrepancy between it and Part 2A for that right.

RECEIVED

MAY 15 2019

WATER RESOURCES WESTERN REGION

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) Hillsdale Estates Homeowners Association, Inc. Phone 208-376-1616
Mailing address c/o Riverside Management, 8918 W. Ardene, Boise, ID 83704 Email mgtr@riversidemanagement.com

- Checkboxes for attachment requirements: #1, #2a, #2b, #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 Mountain Waterworks Phone 208-780-3990
Mailing address P.O. Box 9906, Boise, ID 83707 Email tfarrell@mountainwtr.com

- Checkboxes for correspondence handling: OR, Send original correspondence, The representative may submit information, OR, The representative is authorized to sign.

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.

Signatures and names of Richard E. Moore (President) and Brenda L. Durgin (Water Director) dated 14 May 2019.

A. PURPOSE OF TRANSFER

- 1. Checkboxes for transfer types: Change point of diversion, Add diversion point(s), Change nature of use, Change period of use, Change place of use, Other.

2. Is this a transfer for changes pursuant to Idaho Code § 42-221.0.8? 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.

Application proposes to add one new well to both water rights in a location chosen amongst the five proposed PODs after discussion with driller and consultants. Application also proposes a combined place of use for both water rights to reflect current actual use of the municipal supply system.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

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

	1.	<u>Right Number</u>	<u>Amount</u> (cfs/ac-ft)	<u>Nature of Use</u>	<u>Period of Use</u>	<u>Source & Tributary</u>
All or Part	<input checked="" type="checkbox"/>	63-31862	3.26/310.8	Domestic	1/1 to 12/31	Ground water
	<input type="checkbox"/>	63-12125	.33/63.6	Domestic	1/1 to 12/31	Ground water
	<input type="checkbox"/>				to	
	<input type="checkbox"/>				to	
	<input type="checkbox"/>				to	
	<input type="checkbox"/>				to	
	<input type="checkbox"/>				to	
	<input type="checkbox"/>				to	
	<input type="checkbox"/>				to	

Total authorized under rights 3.56 cfs and/or 374.4 acre-feet.

2. Total amount of water proposed to be transferred or changed 3.56 cubic feet per second and/or 374.4 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 #
		SW	SW	NW	28	5N	1W	Ada	Ground Water	Well #5
		SW	SE	NE	29	5N	1W	Ada	Ground Water	Well #2
		SE	SE	SW	25	5N	2W	Canyon	Ground Water	Well #3
Y			SW	NW	28	5N	1W	Ada	Ground Water	
Y			SE	NE	29	5N	1W	Ada	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	
5N	1W	28							D	D	D	D	D						
5N	1W	29			D	D			D	D	D	D	D	D	D	D	D	D	
5N	1W	30			D	D			D	D		D							
5N	1W	32	D	D			D	D											
5N	2W	25				D						D	D	D	D	D	D		
5N	2W	36	D	D			D	D											
Total Acres (for irrigation use)																			

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:

Wells and existing distribution system will be outfitted with measuring devices and lockable works as required.

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:

No change. Water rights are used for domestic irrigation purposes within legal parameters. The same water will continue to be used for that purpose after transfer. This transfer merely formalizes what is actually currently taking place: Both water rights are delivered to the entirety of the subdivision.

f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:

N/A

g. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- undergone a period of five or more consecutive years of non-use,
- currently leased to the Water Supply Bank,
- currently used in a mitigation plan limiting the use of water under the right, or
- currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe:

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71182**

This is to certify that: WILLOWBROOK DEVELOPMENT INC
210 MURRAY ST
GARDEN CITY ID 83714
(208)376-4665

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
63-12125	WR/License	07/26/1994	0.33 cfs	63.6 af	N/A	N/A	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
63-12125	NO	NO	NO	YES	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
63-12125	63-12125	0.33 cfs	63.6 af	N/A			N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.33 cfs	63.6 af	N/A			N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 28th day of July, 2004



Chief, Water Allocation Bureau

**WATER RIGHT NO. 63-12125
As Modified by Transfer No. 71182**

In accordance with the approval of Transfer No. 71182, Water Right No. 63-12125 is now described as follows.

Right Holder: WILLOWBROOK DEVELOPMENT INC
210 MURRAY ST
GARDEN CITY ID 83714

Priority Date: July 26, 1994

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	01/01	12/31	0.33 CFS	63.6 AF
			0.33 CFS	63.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWNW	Sec. 28 Twp 05N	Rge 01W ADA County
GROUND WATER	SENE	Sec. 29 Twp 05N	Rge 01W ADA County
GROUND WATER	SESESW	Sec. 25 Twp 05N	Rge 02W CANYON County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N 01W 28							X	X			X	X					
05N 01W 29			X	X													

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
4. The total instantaneous diversion of water from all points of diversion under Right 63-12125 shall not exceed 0.33 cfs, nor a total combined annual volume of 63.6 af.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
6. After specific notification by the Department, the right holder shall record the quantity of water diverted or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

**WATER RIGHT NO. 63-12125
As Modified by Transfer No. 71182**

CONDITIONS OF APPROVAL

7. The irrigation occurring under this domestic use shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed. This right does not provide for irrigation of common areas or for irrigation of lots upon which homes have not been constructed.
8. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.
9. Domestic use is for 53 homes.
10. Rights 63-3079, 63-7131, 63-8276, and 63-31862 are also diverted through the points of diversion described above.
11. Point of diversion located in the SWNW, S28 is within Lot 1, Blk. 1 and point of diversion located in the SENE, S19 is within Lot 13, Blk. 3, Hillsdale Estates Subdivision No. 1.
12. Place of use is located within Lots 2-10, Blk. 1; Lots 1-17, Blk. 2; Lots 1-5, 9-12, Blk. 3; and Lots 4-21, Blk. 4; Hillsdale Estates Subdivision No. 1.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 28th day of July, 2004



Chief, Water Allocation Bureau

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

Current Water Right No.: 63-12125

Current Owner: HILLSDALE ESTATES

Priority Date: 7/26/1994

Origin: Water Right

Status: Active

Basis: License

Source

Tributary

GROUND WATER

Beneficial Use

From To

Diversion Rate

Annual Volume

DOMESTIC 01/01 to 12/31
Total Diversion

0.33 CFS
0.33 CFS

63.6 AF
63.6 AF

Location of Point(s) of Diversion

GROUND WATER
CANYON County

SE1/4SE1/4SW1/4 Sec. 25, Twp 05N, Rge 02W B.M.

GROUND WATER
ADA County

SE1/4NE1/4 Sec. 29, Twp 05N, Rge 01W B.M.

GROUND WATER
ADA County

SW1/4NW1/4 Sec. 28, Twp 05N, Rge 01W B.M.

Place of Use

DOMESTIC Within ADA County

T05N R01W S28	SWNW	T05N R01W S28	SENE
T05N R01W S28	NWSW	T05N R01W S28	SWSW
T05N R01W S29	SWNE	T05N R01W S29	SENE
T05N R01W S29	SESE	T05N R01W S33	NWNW

Conditions of Approval:

1. X59 Point of diversion located in the SWNW, S28 is within Lot 1, Blk. 1 and point of diversion located in the SENE, S19 is within Lot 13, Blk. 3, Hillsdale Estates Subdivision No. 1.
2. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
3. 070 The irrigation occurring under this domestic use shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed. This right does not provide for irrigation of common areas or for irrigation of lots upon which homes have not been constructed.
4. X36 Rights 63-3079, 63-7131, 63-8376, and 63-31862 are also diverted through the points of diversion described above.
5. WB4 The total instantaneous diversion of water from all points of diversion under Right 63-12125 shall not exceed 0.33 cfs, nor a total combined annual volume of 63.6 af.
6. X60 Place of use is located within Lots 2-10, Blk. 1; Lots 1-17, Blk. 2; Lots 1-5, 9-12, Blk. 3; and Lots 4-21, Blk. 4; Hillsdale Estates Subdivision No. 1.
7. X01 Domestic use is for 53 homes.
8. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 071 The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.
11. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
12. 01Q After specific notification by the Department, the right holder shall record the quantity of water diverted or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

Licensed Date: 3/31/2003

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

Current Water Right No.: 63-31862

Current Owner: HILLSDALE ESTATES HOMEOWNERS ASSN INC
 Priority Date: 1/29/2004
 Origin: Water Right
 Status: Active
 Basis: License

Source

Tributary

GROUND WATER

Beneficial Use

From To

Diversion Rate

Annual Volume

DOMESTIC	01/01 to 12/31	3.26 CFS	310.8 AF
	Total Diversion	3.26 CFS	310.8 AF

Location of Point(s) of Diversion

GROUND WATER ADA County	SW1/4SW1/4NW1/4	Sec. 28,	Twp 05N,	Rge 01W B.M.
GROUND WATER ADA County	SW1/4SE1/4NE1/4	Sec. 29,	Twp 05N,	Rge 01W B.M.
GROUND WATER CANYON County	SE1/4SE1/4SW1/4	Sec. 25,	Twp 05N,	Rge 02W B.M.

Place of Use

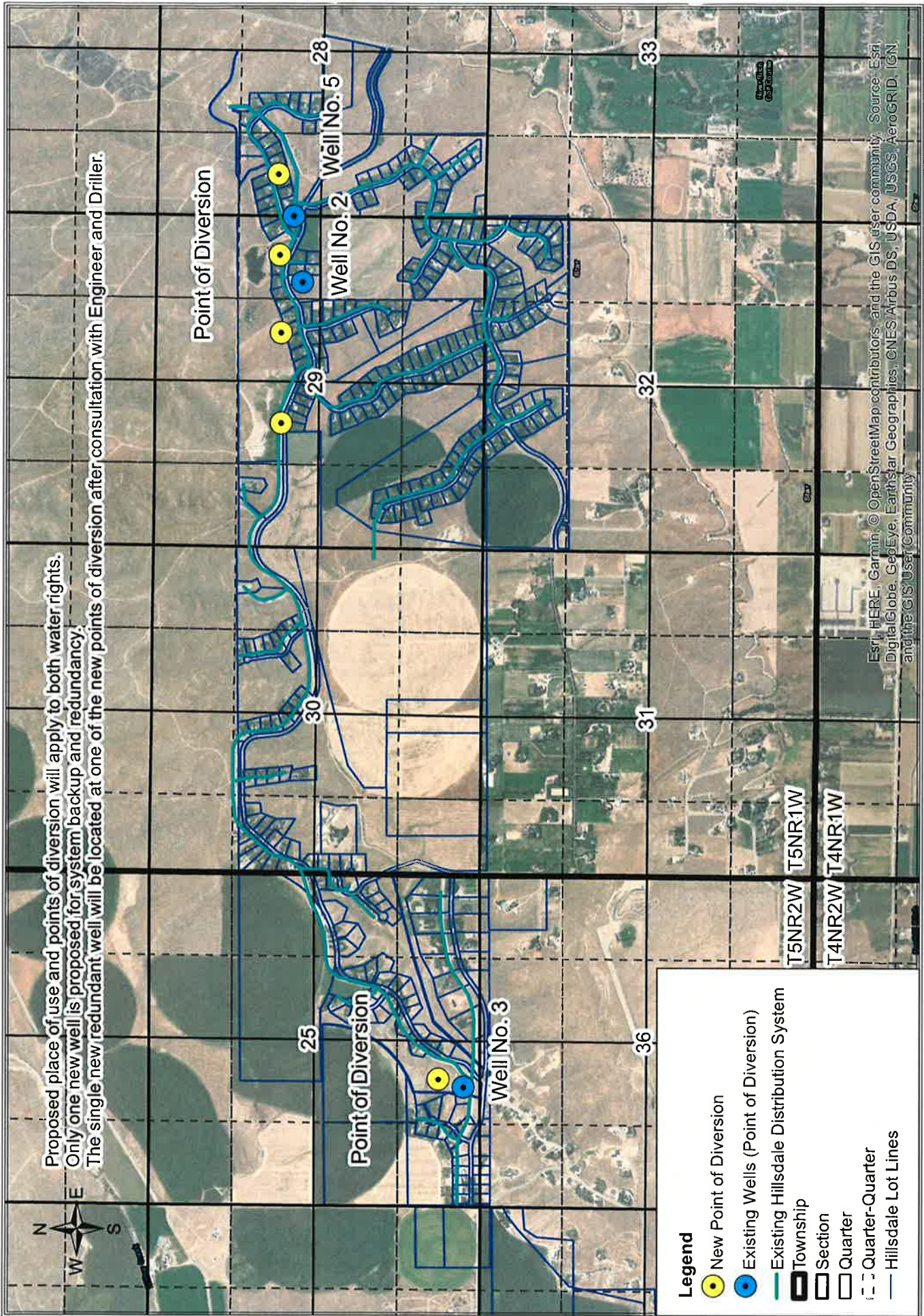
DOMESTIC Within ADA County

T05N R01W S29	SWNE	T05N R01W S29	SWNW
T05N R01W S29	SENW	T05N R01W S29	NESW
T05N R01W S29	NWSW	T05N R01W S29	SWSW
T05N R01W S29	SESW	T05N R01W S29	NESE
T05N R01W S29	NWSE	T05N R01W S29	SWSE
T05N R01W S29	SESE	T05N R01W S30	SWNE
T05N R01W S30	SENE	T05N R01W S30	Lot 2 SWNW
T05N R01W S30	SENW	T05N R01W S30	Lot 3 NWSW
T05N R01W S32	NENE	T05N R01W S32	NWNE
T05N R01W S32	NENW	T05N R02W S25	SENE
T05N R02W S25	SWSW	T05N R02W S25	SESW
T05N R02W S25	NESE	T05N R02W S25	NWSE
T05N R02W S25	SWSE	T05N R02W S25	SESE

Conditions of Approval:

1. 070 The irrigation occurring under this domestic use shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed. This right does not provide for irrigation of common areas or for irrigation of lots upon which homes have not been constructed.
2. X60 The place of use is located within Lots 21-27 Blk. 2; Lots 15-23, 26-31, 33-49, 51-57, 59-62, Blk. 3; Lots 20-24, 27, 29, 31-38, 40-48, 50-55, Blk. 4; Lots 1-6, 9-26, 30-57, 60-76, Blk. 5; Lots 1-7, 9-25, Blk. 6; Lots 1-6, 8-11, 13-17 and 19-22, Blk. 7; Hillisdale Estates, Ada County.
And within Lots 2, 4-9, Blk. 1; Lots 1-15, 18-25, 27 and 28, Blk. 2; Lots 2-9, 11-31, Blk. 3; Lot 1 Blk. 5 and Lots 10-14 in amended plat dated April 20, 2004; Star Ridge Subdivision, Canyon County.
3. X01 Domestic use is for 259 homes.
4. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
5. 071 The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.
6. F06 The following rights are diverted through point(s) of diversion described above: 63-3079, 63-7131A, 63-8376E, 63-12125 and 63-31862.
7. 103 When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.

Proposed place of use and points of diversion will apply to both water rights.
 Only one new well is proposed for system backup and redundancy.
 The single new redundant well will be located at one of the new points of diversion after consultation with Engineer and Driller.



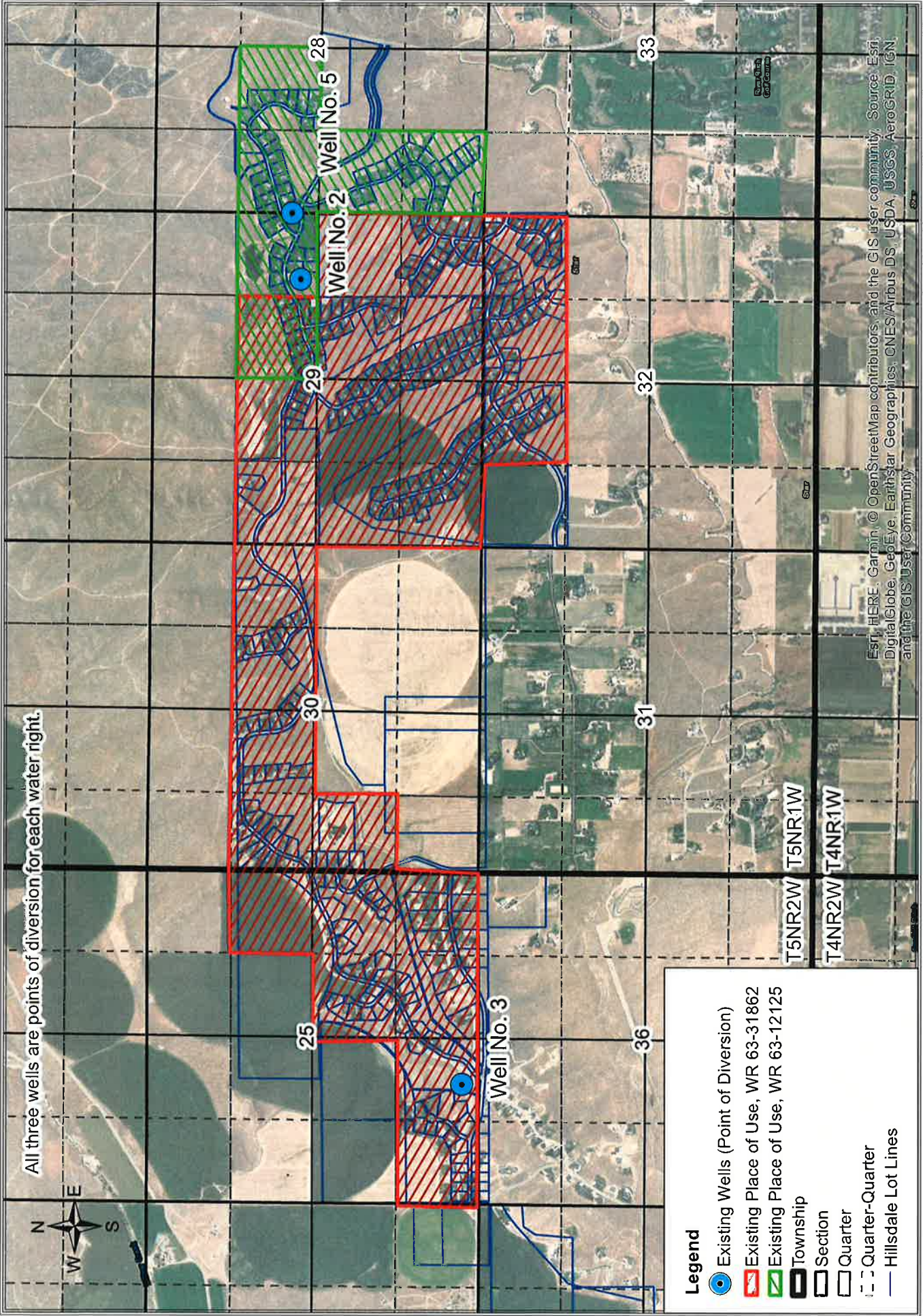
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THIS MAP SUPERCEDED BY MAP RECEIVED 8-26-2019 TO REFLECT SPECIFIC POD'S - PK

All three wells are points of diversion for each water right.



- Legend**
- Existing Wells (Point of Diversion)
 - Existing Place of Use, WR 63-31862
 - Existing Place of Use, WR 63-12125
 - Township
 - Section
 - Quarter
 - Quarter-Quarter
 - Hillsdale Lot Lines

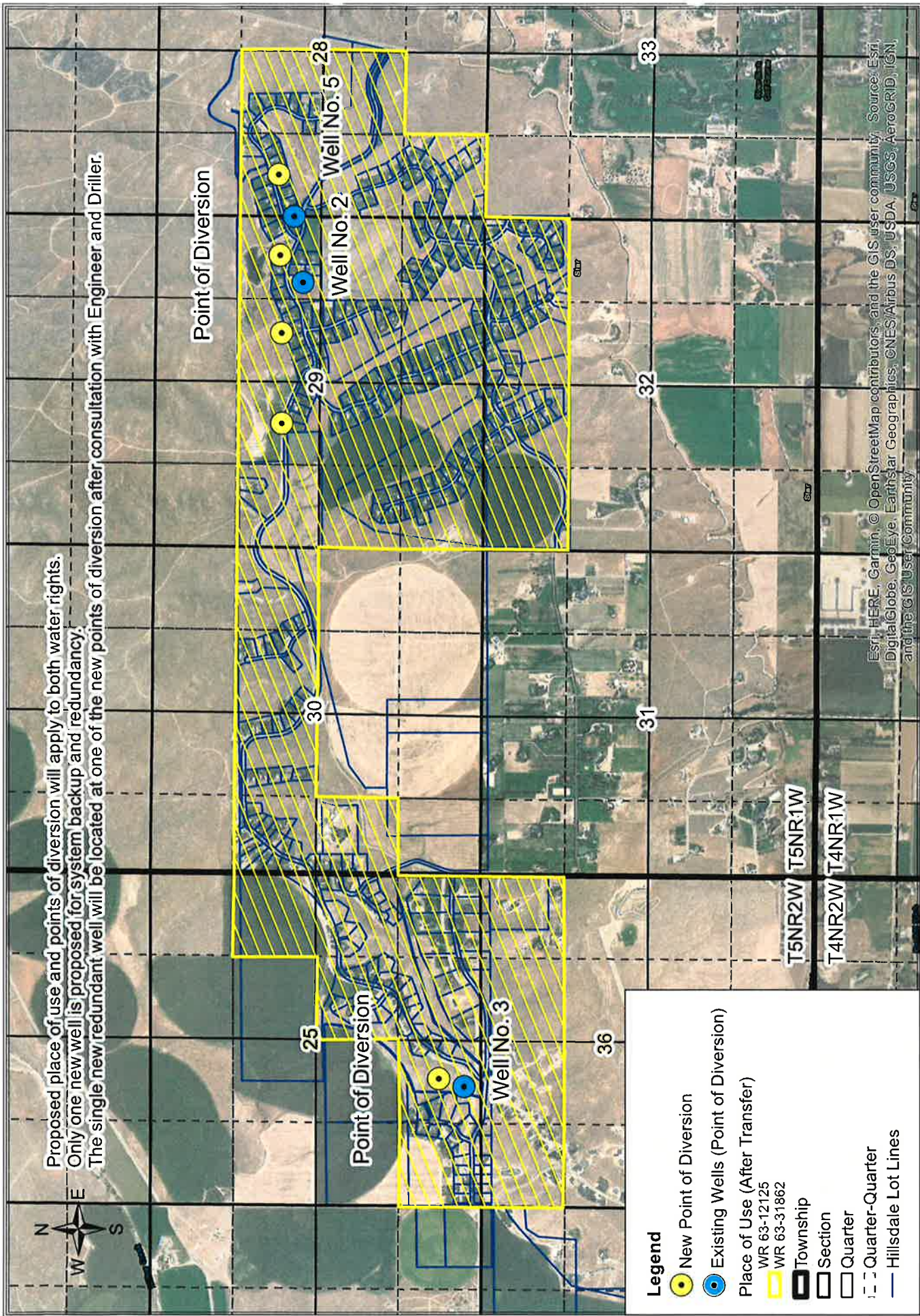
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Proposed place of use and points of diversion will apply to both water rights.
 Only one new well is proposed for system backup and redundancy.
 The single new redundant well will be located at one of the new points of diversion after consultation with Engineer and Driller.



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Legend

- New Point of Diversion
- Existing Wells (Point of Diversion)

Place of Use (After Transfer)

- WR 63-12125
- WR 63-31862

- Township
- Section
- Quarter-Quarter
- Hillsdale Lot Lines



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

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

BRAD LITTLE
Governor

GARY SPACKMAN
Director

September 3, 2019

CITY OF EAGLE
PO BOX 1520
EAGLE ID 83616

Re: Application for Transfer No. 83249

Dear Interested Party:

The above referenced application may be of interest to you. I would like to inform you that the application has been submitted to the *Idaho Statesman* for advertising. I have enclosed a copy of the application for your convenience. This information is also available on our website www.idwr.idaho.gov.

If you desire to file a formal protest against approval of the application, a written protest along with the \$25.00 protest fee must be received in this office by **September 23, 2019**. A copy of the protest must also be sent to the applicant.

If you have any questions regarding the application, please contact this office at 208-334-2190.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Anna Kaiser'.

Anna Kaiser
Administrative Assistant
Western Regional Office

Enclosures

Kaiser, Anna

From: Kaiser, Anna
Sent: Wednesday, August 28, 2019 2:40 PM
To: 'IDAHO PRESS TRIBUNE'
Subject: Canyon Legal Ad
Attachments: Cover Letter.docx; Legal Notice.docx

Good Afternoon Legal Clerk,

Please see the attached ad for publication on 9/5/2019 & 9/12/2019.

Please confirm these are okay to publish as shown.

Thank You,

Anna Kaiser | Administrative Assistant I
IDWR-Western Region
2735 W Airport Way, Boise ID 83705
(208).334.2190 | anna.kaiser@idwr.idaho.gov

August 28, 2019

LEGAL NOTICE DEPARTMENT

PRESS TRIBUNE
PO BOX 9399
NAMPA, ID 83652

**Application for Permit Nos: 63-34766, 63-34769, 63-34770, 63-34774
Transfer No. 83249**

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 9/23/2019. Your cooperation is appreciated.

Sincerely,

Anna Kaiser
Administrative Assistant

Enclosures

The following applications have been filed to appropriate the public waters of the State of Idaho:

63-34766

ERIK AND SARAH HEASLEY
25523 CLUBHOUSE CT
WILDER, ID 83676-6058
Point of Diversion L1(NENW) S14 T03N R05W CANYON County Source SNAKE RIVER Tributary COLUMBIA RIVER
Use: IRRIGATION 03/01 to 11/15 0.03 CFS
Total Diversion: 0.03 CFS
Date Filed: 8/6/2019
Place Of Use: IRRIGATION
T03N R05W S14 L1(NENW)
Total Acres: 2

63-34769

KNIFE RIVER CORPORATION MOUNTAIN WEST
5450 W GOWEN RD
BOISE, ID 83709-5625
Point of Diversion L4(NWNW) S4 T03N R02W CANYON County Source GROUND WATER
Use: COMMERCIAL 01/01 to 12/31 1 CFS
Use: IRRIGATION 03/01 to 11/15 0.12 CFS
Total Diversion: 1 CFS
Date Filed: 8/16/2019
Place Of Use: COMMERCIAL, IRRIGATION
T03N R02W S4 NWNW
Total Acres: 6
Water bearing zone to be appropriate is from 38 to 200 ft.

63-34770

CARL ANDERSON
1816 IDAHO AVE
CALDWELL, ID 83605-4916
Point of Diversion L4(NWSW) S16 T04N R03W CANYON County Source GROUND WATER
Use: RECREATION STORAGE 01/01 to 12/31 200 AF
Use: WILDLIFE STORAGE 01/01 to 12/31 200 AF
Total Diversion: 200 AF
Date Filed: 8/14/2019
Place Of Use: WILDLIFE STORAGE, RECREATION STORAGE
T04N R03W S16 L4(NWSW)
Water bearing zone to be appropriated is from 0 to 30 feet below surface level.

63-34774

JOSH ESTES
22550 USTICK RD
CALDWELL, ID 83607-9570
Point of Diversion SESW S32 T04N R04W CANYON County Source GROUND WATER
Use: DOMESTIC 01/01 to 12/31 0.04 CFS
Use: IRRIGATION 03/01 to 11/15 0.13 CFS
Total Diversion: 0.17 CFS
Date Filed: 8/19/2019
Place Of Use: IRRIGATION, DOMESTIC
T04N R04W S32 SESW
Total Acres: 4.3
Water bearing zone to be appropriated is from 160 to 245 ft.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 83249**

HILLSDALE ESTATES HOMEOWNERS ASSN INC, C/O RIVERSIDE MANAGEMENT 8919 W ARDENE ST, BOISE, ID 83709;
has filed Application No. 83249 for changes to the following water rights within ADA, CANYON County(s): Right No(s). 63-12125, 63-31862;
to see a full description of these rights and the proposed transfer, please see
www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above
rights as follows: The purpose of the transfer is to add two new wells to supply domestic water. Changes to the place of use will be made to both
rights to describe the entire, connected water system. The transfer does not propose it increase beneficial use or add service to new homes. Water
will be used at the current place of use approximately 1.5 miles south of Firebird Raceway, west of State Hwy 16.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Western Region office at 208-334-2190; or for a full description of the right(s) or proposed transfer (s) please see www.idwr.idaho.gov. Protests may be submitted based on the criteria of Idaho Code §§ 42-203A and 42-222. Any protest against the approval of the application(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 together with a protest fee of \$25.00 for each application on or before 9/23/2019. The protestant must also send a copy of the protest to the applicant.

Kaiser, Anna

From: Kaiser, Anna
Sent: Wednesday, August 28, 2019 2:39 PM
To: 'BOI Legals'
Subject: Ada Legal Ad
Attachments: Cover Letter.docx; Legal Notice.docx

Good Afternoon Legal Clerk,

Please see the attached ad for publication on 9/5/2019 & 9/12/2019.

Please confirm these are okay to publish as shown.

Thank You,

Anna Kaiser | Administrative Assistant I
IDWR-Western Region
2735 W Airport Way, Boise ID 83705
(208).334.2190 | anna.kaiser@idwr.idaho.gov

August 28, 2019

LEGAL NOTICE DEPARTMENT

IDAHO STATESMAN
PO BOX 40
BOISE, ID 83707

RE: Application For Permit No.(s): 63-34619, 63-34721

RE: Transfer No. 83249, 83210

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 9/23/2019. Your cooperation is appreciated.

Sincerely,

Anna Kaiser
Administrative Assistant

Enclosures

The following applications have been filed to appropriate the public waters of the State of Idaho:

63-34619

DALE L FORBES
BEVERLY FORBES
5616 W HOLLILYNN DR
BOISE, ID 83709
Point of Diversion NWSW S8 T02N R02E ADA County Source GROUND WATER
Use: DOMESTIC 01/01 to 12/31 0.04 CFS
Use: IRRIGATION 03/01 to 11/15 0.1 CFS
Total Diversion: 0.14 CFS
Date Filed: 9/19/2018
Place Of Use: IRRIGATION, DOMESTIC
T02N R02E S8 NWSW
Total Acres: 5
Water bearing zone to be appropriated is from 237 to 270 feet.

63-34721

TOLL SOUTHWEST LLC
3103 W SHERYL DR STE 100
MERIDIAN, ID 83642-5674
(2) Points of Diversion NESW S28 T04N R01W ADA County Source GROUND WATER
Use: AESTHETIC STORAGE 01/01 to 12/31 10 AF
Use: DIVERSION TO STORAGE 01/01 to 12/31 1.6 CFS
Use: IRRIGATION 03/01 to 11/15 1.6 CFS
Use: IRRIGATION STORAGE 01/01 to 12/31 10 AF
Total Diversion: 1.6 CFS 10 AF
Date Filed: 4/29/2019
Place Of Use: IRRIGATION
T04N R01W S28 SWNE SENE NESW NWSW SWSW SESW NWSE SWSE
Place Of Use: AESTHETIC STORAGE
T04N R01W S28 NESW
Total Acres: 80
Water bearing zone to be appropriated is from 200 to 400 ft. below ground surface.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 83249**

HILLSDALE ESTATES HOMEOWNERS ASSN INC, C/O RIVERSIDE MANAGEMENT 8919 W ARDENE ST, BOISE, ID 83709; has filed Application No. 83249 for changes to the following water rights within ADA, CANYON County(s): Right No(s). 63-12125, 63-31862; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows: The purpose of the transfer is to add two new wells to supply domestic water. Changes to the place of use will be made to both rights to describe the entire, connected water system. The transfer does not propose it increase beneficial use or add service to new homes. Water will be used at the current place of use approximately 1.5 miles south of Firebird Raceway, west of State Hwy 16.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 83210**

TOLL SOUTHWEST LLC, 3103 W SHERYL DR STE 100, MERIDIAN, ID 83642-5674; has filed Application No. 83210 for changes to the following water rights within ADA County(s): Right No(s). 63-33980; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows: The purpose of the transfer is to change the point of diversion, add a diversion point, change the place of use, and update the water right ownership for water right 63-33980. The new point of diversion will be located adjacent to the current point of diversion in the NESW quarter of section 28 Twp 04N Rge 01W. While the amount of water used will not increase, water will be used at the current place of use and an additional 182 acres northeast of Meridian.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Western Region office at 208-334-2190; or for a full description of the right(s) or proposed transfer (s) please see www.idwr.idaho.gov. Protests may be submitted based on the criteria of Idaho Code §§ 42-203A and 42-222. Any protest against the approval of the application(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 together with a protest fee of \$25.00 for each application on or before 9/23/2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 9/5/2019 and 9/12/2019

Kelly, Patrick

From: Kelly, Patrick
Sent: Monday, August 26, 2019 2:11 PM
To: 'Tim Farrell'
Subject: RE: HillsdaleWRApp_7B_Revised.pdf

Tim,
This will work. Thank you for clarifying. I can resume processing the transfer.
Regards!

From: Tim Farrell [mailto:tfarrell@mountainwtr.com]
Sent: Monday, August 26, 2019 1:52 PM
To: Kelly, Patrick <Patrick.Kelly@idwr.idaho.gov>
Subject: HillsdaleWRApp_7B_Revised.pdf

Hi Patrick, I have revised our POD map as requested and wanted to make sure you agree with this approach. We have included only two new POD. 1) new supply well, 2) additional redundant well next to the existing well No. 2. The HOA is interested in having two separate POD at Well No. 2. This will allow them to utilize the existing well along with a new well drilled in the next few years.

Thanks for your help, if acceptable we will make the changes to the transfer application,
Tim

May 14, 2019

Mr. Nick Miller, Manager
Idaho Department of Water Resources
Western Regional Offices
2735 Airport Way
Boise, ID 83705

RECEIVED

MAY 15 2019

WATER RESOURCES
WESTERN REGION

RE: Transfer Application – Rights No. 63-12125 and 63-31862

Dear Mr. Miller:

Enclosed please find a completed transfer application involving the above-referenced water rights that Mountain Waterworks hereby submits on behalf of Hillsdale Estates Homeowners Association, Inc. A check in the amount of \$740.00 is also enclosed to cover the statutorily required processing fee.

The application proposes 5 new points of diversion for both water rights, but only one redundant well will be drilled at the most appropriate of those 5 locations after discussion with the driller and consultants. The application also proposes an entirely overlapping place of use for both water rights to reflect the fact that both water rights are diverted from the same wells and delivered into the distribution system serving the entirety of the subdivision. The new places of use proposed in T 5N 1W Section 28 NESW, T5N 1W Section 32 NWNW, and the four ¼ ¼ sections proposed in T5N 2W Section 36 are listed because the lot lines for the subdivision slightly intrude into each of those ¼ ¼ sections. They are included in this application in an abundance of caution and for accuracy's sake.

Please note that the Part 2A for water right no. 63-12125 printed from IDWR's website apparently contains 2 ¼ ¼ sections not present in the license for that right. A copy of the most recent transfer approval for that water right is included for your reference. The map attached to the application showing the existing place of use reflects the transfer approval, not the Part 2A.

Please let us know if you would like to discuss any issue related to this transfer application. Additionally, please provide a copy of any correspondence related to this application to this office. Thank you.

Sincerely,

Mountain Waterworks



Tim Farrell, P.E.

Principal Engineer
cc: Brenda Durg, Hillsdale HOA