

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 83294

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) Prometierra, LLC

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

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

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

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

- ☐ ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☒ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
- ☐ ☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s).**
** Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☒ ☐ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☒ ☐ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at idwr.idaho.gov/water-rights/transfers/resources.html.
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☒ ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System ([GIS](#)) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.
- ☐ ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see [fee schedule](#).
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☒ #9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. ([Attachment WSB](#))
- ☒ ☐ #10 Other. Please describe: Draft Final Plat for Drake Creek Reserve Subdivision.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 24 2019

Department of Water Resources
Eastern Region

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) Prometierra, LLC Phone (650) 906-2247
Mailing address 761 Southhampton Dr., Palo Alto, CA 94303 Email _____

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

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

☐ No Representative

Name of Representative Robert L. Harris Phone (208) 523-0620
Mailing address P.O. Box 50130, Idaho Falls, ID 83405 Email rharris@holdenlegal.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.

Robert L. Harris
Signature of Applicant or Authorized Representative

Robert L. Harris, Attorney
Print Name and Title if applicable

May 21, 2019
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

- ☒ Change point of diversion
☐ Change nature of use
 ☐ Add diversion point(s)
☐ Change period of use
 ☒ Change place of use
☐ Other _____
- Is this a transfer for changes pursuant to [Idaho Code § 42-221.O.8?](#)
If yes, ☐ attach an explanation and any supporting documentation labeled as **Part1A.2**.
- Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.3**.
 This transfer proposes to change the POD and POU for 22-10297 (an existing domestic water right associated with a home formerly owned by the Boyle family that has now been removed) to be authorized for use for Lot 1 of the Drake Creek Reserve Subdivision (located very close by) and to be diverted from an existing water 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 ☒ ☐	22-10297	0.04 cfs	Domestic	1/1 to 12/31	Ground water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 0.04 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 0.04 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 #
			NE	NW	18	03N	45E	TETON	GROUND WATER	D0004881

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	
03N	45E	7															D	D	
Total Acres (for irrigation use)																			N/A

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:

Water will be diverted from an existing regulated water system (PWS#ID7410010; see Beneficial Use Field Exam for 22-7798). Water will be delivered through a pipeline to the Drake Creek Reserve Subdivision.

- 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:

Current POD and POU is within the boundaries of the proposed Drake Creek Reserve Subdivision. POU location will be only slightly changed.

- 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:

Water Right Nos. 22-7798, 22-13673, and 22-13674.

- 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:

A. DESCRIPTION OF RIGHT(S) AS RECORDED

B. IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

- Right Number: _____

- [illegible]

- [illegible]

83 29 4

IDAHO Department of Water Resources



WATER RIGHT REPORT

5/20/2019

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 22-10297

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PROMETIERRA LLC 761 SOUTHHAMPTON DR PALO ALTO, CA 94303 6509062247
Original Owner	DON L BOYLE
Original Owner	MADGE H BOYLE 418 W 900 S VICTOR, ID 83455 2087872781

Priority Date: 07/01/1970

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>
DOMESTIC	1/01	12/31	0.04 CFS	
Total Diversion			0.04 CFS	

Location of Point(s) of Diversion:

GROUND WATER | SESE | Sec. 07 | Township 03N | Range 45E | TETON County

Place(s) of use:

Place of Use Legal Description: DOMESTIC TETON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
03N	45E	7		SESE										

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Conditions of Approval:

1. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. PARCEL NO. RP03N45E077201A

Dates:

Licensed Date:

Decreed Date: 07/30/1999

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:

Water District Number: TBD

Generic Max Rate per Acre:

Generic Max Volume per Acre:

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

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Attachment No. 4

Power of Attorney

[Search again](#)

Results (as of 5/17/19)

Robert Lynn Harris

Status

Active

Admittance Date

09/30/2004

Firm

Holden, Kidwell, Hahn & Crapo, PLLC

Mailing Address

PO Box 50130

Idaho Falls, ID 83405

Phone

(208) 523-0620

Phone Ext**Fax**

(208) 523-9518

Bar Email Address

rharris@holdenlegal.com

Website Address

www.holdenlegal.com

Court eService Email

efiling@holdenlegal.com

Need a correction?

Is something not correct? Please use the [Address Change Form](#)

The information above is based on the Idaho State Bar records as of the date listed above. To send us an update on your own listing, please use the online [Address Change Form](#) or send an email to the Licensing Department. Please notify the Licensing Department if you find that another attorney's information is incorrect. Questions on attorney status and good standing should also be directed to the Licensing Department at (208) 334-4500.

Attachment No. 5

ESPA Analysis and Mitigation Plan

ESPA ANALYSIS

The POD for Water Right No. 22-10297 is in Teton County, Idaho, and is outside of the boundaries of the ESPA. Therefore, no ESPA analysis is required. Additionally, the change in POD location is only approximately ½ mile.

Attachment No. 7a

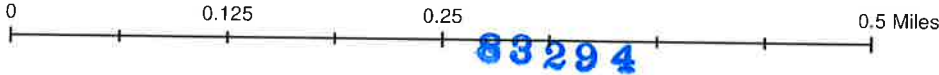
Map

PROMETIERRA, LLC APPLICATION FOR TRANSFER



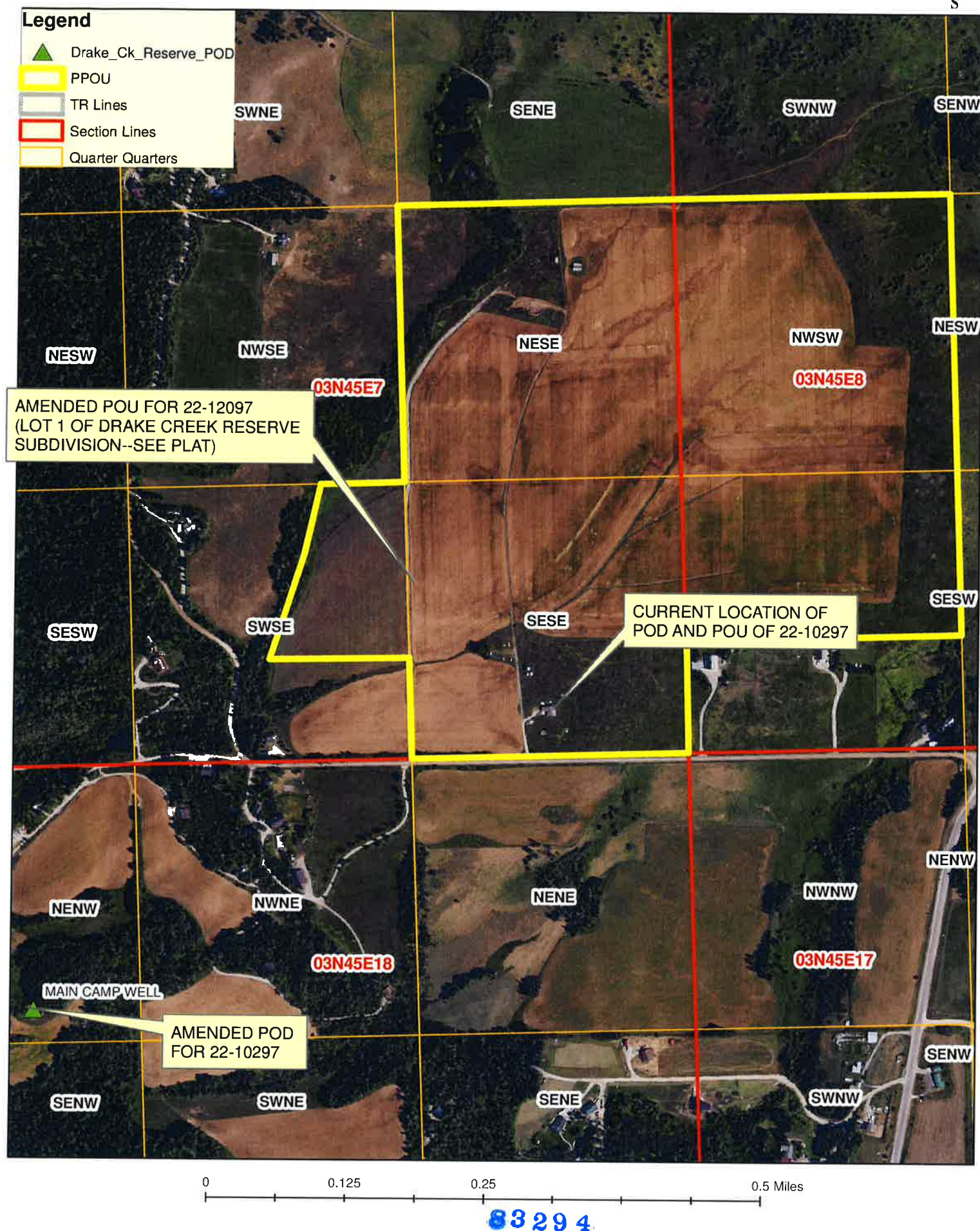
Legend

- Drake_Ck_Reserve_POD
- PPOU
- Prometierra, LLC_Property
- TR Lines
- Section Lines
- Quarter Quarters



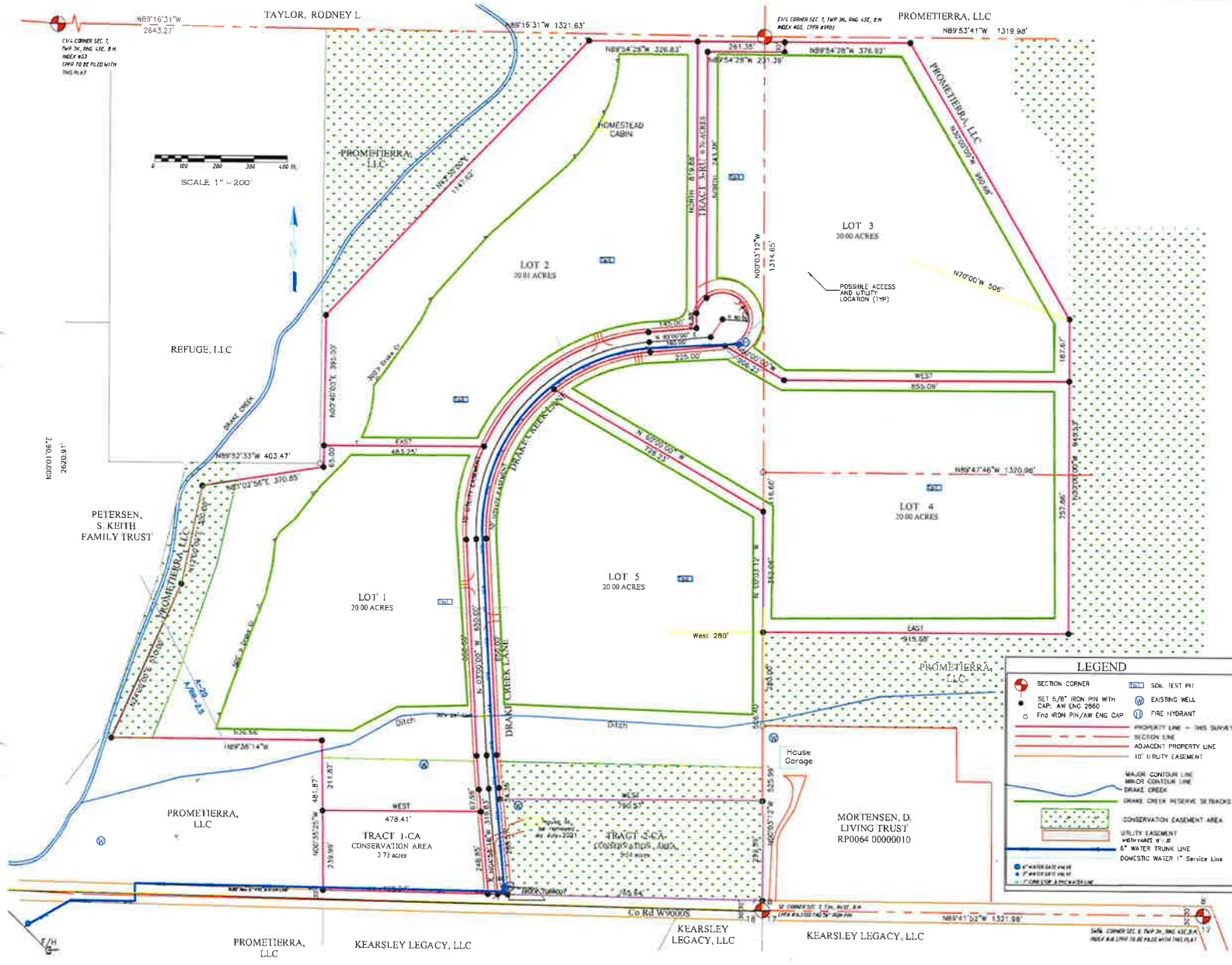
**Attachment No. 7b
Map (GIS shapefile)**

***GIS shapefile will be emailed
to IDWR agent.***



Attachment No. 10

Other



CURVE TABLE					
CURVE	ARC LENGTH	RADIUS	DELT A ANGLE	CHORD BEARING	CHORD LEN
C1	105.80	2863.75	7°00'01"	N 04°00'00" W	99.68
C2	1874.75	549.54	88°00'01"	N 41°00'00" E	791.27
C3	1874.75	549.54	7°00'01"	N 04°00'00" W	99.68
C4	1513.35	536.54	54°30'52"	N 24°19'18" E	494.18
C5	315.38	550.54	33°29'29"	N 86°15'16" E	310.81
C6	285.77	80.00	211°49'38"	N 20°54'49" W	155.87
C7	54.10	80.00	48°10'24"	N 13°24'55" E	54.88
C8	134.09	589.54	60°55'27"	N 54°42'17" E	604.89
C9	286.01	549.54	27°24'33"	N 10°49'17" E	284.08
C10	151.04	2894.20	7°00'01"	N 04°00'00" W	101.03

PROPERTY USAGE	
USE	ACREAGE
RESIDENTIAL LOT	100.01 ACRES
ROAD & UTILITY EASEMENTS	4.26 ACRES
RESERVED OPEN SPACE	7.97 ACRES
COUNTY ROAD DEDICATION	0.91 ACRES
TOTAL ACREAGE	112.95 ACRES

LEGEND

- SECTION CORNER
- SET 5/8" IRON PIN WITH CAP: AW ENC 2860
- 5/8" IRON PIN/AW ENC CAP
- PROPERTY LINE - THIS SURVEY
- SECTION LINE
- ADJACENT PROPERTY LINE
- 10' UTILITY EASEMENT
- MAJOR CONTIGUOUS LINE
- MINOR CONTIGUOUS LINE
- GRASS CREEK
- GRASS CREEK PRESERVE SETBACKS
- CONSERVATION EASEMENT AREA
- UTILITY EASEMENT
- WATER MAIN 18"
- 6" WATER TRUNK LINE
- DOMESTIC WATER 1" Service Line
- SOIL TEST PIT
- EXISTING WELL
- FIRE HYDRANT

- PROJECT NOTES**
1. ALL OF THE SUBDIVISION LIES WITHIN COUNTY ZONE A-20, EXCEPT FOR THE SOUTHWEST CORNER OF LOT 1 IS IN ZONE A/RP-2.5. BUILDING SET BACKS TO MILE COUNTY A-20 CORING: -FRONT & SIDES = 30', REAR = 40', CREEKS = 50', CANALS = 10', LEADFIELDS = 300'.
 2. TRACTS 1CA & 2CA ARE OPEN SPACE CONSERVATION AREAS AND NO RESIDENTIAL STRUCTURES ARE ALLOWED.
 3. R.O.W. PRIVATE ROAD & UTILITY RIGHT OF WAY, TO ACCESS LOTS 1-5, AND TO ACCESS THE PROPERTY TO THE NORTH OF THIS SUBDIVISION.
 4. ALL OF THE SUBDIVISION LIES WITHIN COUNTY ZONE A-20, EXCEPT FOR THE SOUTHWEST CORNER OF LOT 1, WHICH IS ZONED A/RP-2.5.
 5. DRAKE CREEK LAND, SHALL BE A PRIVATE ROAD AND UTILITY RIGHT OF WAY, OWNED AND CONTROLLED BY DRAKE CREEK RESERVE (I.O.A.).
 6. DRAKE CREEK LAND LIES WITHIN TRACT 1CA, SHALL REPLACE THE 30' EGRESS & EGRESS NORTH SOUTH ROAD EASEMENT DEPICTED ON THE BOUNDARY ADJUSTMENT SURVEY, RECORDED IN TETON COUNTY, ID, INSTRUMENT #24384 AND SUCH 30 FOOT ROAD EASEMENT DEPICTED ON SAID BOUNDARY LINE ADJUSTMENT RECORD OF SURVEY IS VACATED AND ABANDONED.
 7. PROJECT IS NOT WITHIN FEMA FLOODPLAIN ZONES.
 8. TWO SUBDIVISIONS LIE WITHIN 1 MILE OF THIS PARCEL OF LAND.
 9. DOMESTIC WATER: CULINARY WATER TO BE PROVIDED BY WATER SYSTEM OWNED & MANAGED BY DRAKE CREEK RESERVE (I.O.A.).
 10. FIRE PROTECTION: SERVED BY 65000 GALLON TANK & FIRE HYDRANT.
 11. IRRIGATION: ALL WATER RIGHTS APPURTENANT TO PARCELS 1-5 SHALL BE OWNED BY DRAKE CREEK RESERVE (I.O.A.). INC. SUCH WATER RIGHTS SHALL NOT TRANSFER WITH TITLE TO PARCELS 1-5. SUCH WATER RIGHTS SHALL BE USED AND MANAGED PURSUANT TO RULES AND REGULATIONS OF DRAKE CREEK RESERVE (I.O.A.). INC.
 12. SANITARY SERVICE: INDIVIDUAL SEPTIC TANK & LEACH BED, TANKS AND LEACH FIELD MEETING DISTRICT 7 HEALTH DEPARTMENT PERMIT.
 13. SOLID WASTE: SERVED BY COUNTY FRANCHISE CONTRACTOR.
 14. PUBLIC OPEN SPACE: NONE

**- FINAL PLAT/MASTER PLAN -
DRAKE CREEK RESERVE
- 1st Division -**

PART OF THE SEC 7 SECTION 7 AND THE SW 1/4
SE 8, T. 3N, R. 45E, B.M., TETON Co. ID

CLIENT:
PROMETERRA, LLC
RICHARD JACOBSEN, MANAGER
761 SOUTHAMPTON DR
PALO ALTO, CA
94303

255 SOUTH MAIN P.O. BOX 139
VEVOR, IDAHO 83455
(208) 781-2922 ave@ids.net

AW ENGINEERING

DATE: 08/01/20
SURVEY: 011-03/08/20
PROJECT: 01-003-1X1

DWG: 075- 8/10/20
D.C. FINAL DWG

Proj # 1

83294

Idaho Department of Water Resources Receipt

Receipt ID: E045016

Payment Amount	\$200.00	Date Received	5/24/2019	Region	EASTERN
Payment Type	Check	Check Number	058252		
Payer	HOLDEN, KIDWELL, HAHN & CRAPO PLLC				
Comments	TRANSFER APP WATER RIGHT #22-10297 CLIENT: 16798 - PROMETIERRA, LLC MATTER: 16798-001				

Fee Details

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$200.00	TRANSFERS	63105	0229	21		1155



Signature Line (Department Representative)



Holden Kidwell
Hahn & Crapo P.L.L.C.
LAW OFFICES

RECEIVED

MAY 24 2019

Department of Water Resources
Eastern Region

1000 Riverwalk Drive, Suite 200
PO Box 50130
Idaho Falls, Idaho 83405

Tel: (208) 523-0620
Fax: (208) 523-9518
www.holdenlegal.com

Email: rharris@holdenlegal.com

May 21, 2019

Blake Jordan
Eastern Region Office
Idaho Department of Water Resources
900 N. Skyline Dr., Ste. A
Idaho Falls, ID 83402

Re: *Application for Permit and Two (2) Transfer Applications Associated with Property Owned by Prometierra, LLC.*

Dear Blake:

Enclosed for processing is an *Application for Permit* for an in-house domestic use water right only, along with two (2) *Transfer Applications* that are associated with the proposed Drake Creek Reserve Subdivision in Teton County, Idaho. The subdivision has not yet received approval on the final plat, but the subdivision is far enough along that there will not be any changes to the lot configuration depicted on the plat included with the enclosed applications. I am directing these applications to you because you performed the field exam for Water Right No. 22-7798, which is diverted through a well consisting of a well drilled in 1998 and a storage tank that is approved and authorized under PWS #ID7410010 by the Idaho Department of Environmental Quality. This is the same system that is proposed to deliver the water rights subject to these applications. I recognize that you may assign this to other agents within the Department, but I wanted to bring it to your attention because of your familiarity with the water system.

The first *Transfer Application* simply proposes to change the authorized point of diversion and place of use for Water Right No. 22-10297, which is an existing domestic water right that was formerly associated with a home owned by the Boyle family. The transfer of this right is simply to designate it to be used within Lot 1 of the proposed subdivision, along with the change in the location of authorized point of diversion. The second *Application* proposes to move a 2.5-acre portion of Water Right No. 22-14026 to be used within a permissible place of use of 153 acres consisting of the boundaries of the subdivision. It is anticipated that each residential lot will irrigate up to 0.5 acre, with an extra 0.5 acre included to irrigate small common areas or other areas within the subdivision. Because it is unknown precisely what the irrigation plans are for each lot, the extra 0.5 acre may also be used to cover irrigation on a lot that may exceed 0.5 acre. This is why we have proposed to simply have a permissible place of use for this ground water right.

Established in 1896

83294

Blake Jordan
May 21, 2019
Page 2 of 2

Ideally, it seems that processing and advertising all three (3) of these transfers at the same time would be appropriate. Accordingly, if they could be processed in that manner, we would appreciate it. We have included the appropriate fees according to the Department's fee schedules for each application. Additionally, we have noted that we have prepared GIS shapefiles that we can email to the Department's reviewing agent upon emailed request. We appreciate your attention to this matter. Please let me know if you have questions or concerns.

Best regards,



Robert L. Harris
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

Enclosures

g:\wpdata\rlh\16798-001 prometierra\correspondence\2019.05.21 jordan ltr.docx