

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APR 22 2019

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

DIVERSION RESOURCES
SOUTHERN REGION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the Application for Transfer Instructions for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

- ☒ Change diversion point(s) ☒ Add diversion point(s) ☐ Ownership change ☐ Ownership split
☐ Transfer is for changes pursuant to Idaho Code § 42-221.O.8. Attach an explanation and any supporting documentation.

1. **APPLICANT(S)** Wallace Sears Jr. and Kenna Rae Sears Phone 208-431-6524
2. **MAILING ADDRESS** 1647 S HWY 77 City Malta
State Idaho Zip 83342 Email _____

- ☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.
☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.
☐ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) are required for water right ownership changes; see Item 9 for the fee schedule.

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:

- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. **LIST WATER RIGHT NUMBER(S)** 43-13610, 43-13612, 43-13614, 43-13616

- ☒ Attach a copy of the water right(s) as recorded, available at idwr.idaho.gov, Water Right Transfers, Step 1, or by contacting any Department office.

4. **TOTAL AMOUNT OF WATER** transferred is 0.70 cubic feet per second and/or _____ acre-feet per annum.

(diversion rate)
(storage volume)

5. **POINT OF DIVERSION** – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

- ☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at idwr.idaho.gov, Water Rights, Water Right Transfers, Modeling Resources.

New?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
N		NW	NW	SE	23	13S	25E	CASSIA	Cassia Creek	
N		NE	NE	SE	23	13S	25E	CASSIA	Cassia Creek	
Y			NE	SE	24	13S	25E	CASSIA	Cassia Creek	
N		NE	NW	SW	23	13S	25E	CASSIA	Cassia Creek	

AMENDED

6. 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:

Proposed POD will be a pump with inlet in Cassia Creek, with a flow meter installed.

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

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

- c. 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 used in a mitigation plan limiting the use of water under the right(s), or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

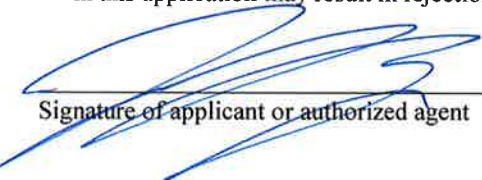
If yes, describe:

- d. Is any portion of the water right(s) proposed to be changed currently leased to the Water Supply Bank? ☐ Yes ☒ No

- ☐ If yes and there are multiple owners, attach a Lessor Designation form.
☐ If yes, the individual owner or designated lessor must complete, sign and attach an IRS Form W-9.
(Disregard if these items are on file and ownership has not changed.)

7. **MAP** – ☒ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and $\frac{1}{4}$ $\frac{1}{4}$ of section information. You may create a map at idwr.idaho.gov, *Water Rights, Water Right Transfers, File a Transfer Application, Step 2C*.

8. **SIGNATURE** – The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.


Signature of applicant or authorized agent

Jonas Reagan attorney for the Sears

Print name and title if applicable

4/17/2019

Date

Signature of applicant or authorized agent

Print name and title if applicable

Date

9. **FEE** – ☐ The application filing fee provided in Idaho Code § 42-221.O, must be submitted with the application for transfer. 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 total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The Fee Schedule is available at www.idwr.idaho.gov, *Water Right Transfers, Step 4* and in the Application for Transfer Instructions.

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments. Received by _____ Date _____

Fee paid _____ Date _____ Receipted by _____ Receipt # _____

Preliminary review by _____ Date _____ Active in the Water Supply Bank? Yes ☐ No ☐

W-9 received? Yes ☐ No ☐ Name on W-9 _____ W-9 forwarded to fiscal? Yes ☐ No ☐

(Do NOT scan the W-9 – confidential information is held by fiscal only)

AMENDED

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

9/25/2018

WATER RIGHT NO. 43-13610

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	KENNA RAE SEARS
Current Owner	WALLACE SEARS JR 1647 S HIGHWAY 77 MALTA, ID 83342-8734
Original Owner	WALLACE SEARS SR 1584 E 1740 S MALTA, ID 83342-8649 2086385511
Security Interest	D L EVANS BANK PO BOX 87 TWIN FALLS, ID 83303-0087 2087369300

Priority Date: 04/30/1872

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
CASSIA CREEK	RAFT RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.07 CFS	
Total Diversion			0.07 CFS	

Location of Point(s) of Diversion:

CASSIA CREEK	NENWSW	Sec. 23	Township 13S	Range 25E	CASSIA County
CASSIA CREEK	NENESE	Sec. 23	Township 13S	Range 25E	CASSIA County
CASSIA CREEK	NWNWSE	Sec. 23	Township 13S	Range 25E	CASSIA County

Place(s) of use:

Place of Use Legal Description: IRRIGATION CASSIA 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>
13S	25E	24		NESE	30									

Total Acres: 30

Conditions of Approval:

1. 004 This right does not grant any right-of-way or easement across the land of another.
2. T18 Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
3. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
4. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 43C.
5. 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.
6. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. The point of diversion previously authorized under this right if abandoned shall have the diversion works physically removed from the creek and rehabilitate the site in a manner that complies with Stream Channel Alteration requirements of Section 42-3803, Idaho Code.
8. X35 Rights 43-13610, 43-13612, 43-13614, 43-13616 and 43-13618 when combined shall not exceed the irrigation of 30.0 acres.
9. U42 Place of use does not include federal public lands
10. 029 Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening requirements of the Idaho Department of Fish and Game.
11. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. WB4 The total instantaneous diversion of water from all points of diversion under Rights 43-13610, 43-13612, 43-13614, and 43-13616 shall not exceed 0.70 cfs.
13. F06 The following rights are diverted through point(s) of diversion described above: 43-10610, 43-13612, 43-13614 and 43-13616.

Dates:

Licensed Date:

Decreed Date: 07/19/2002

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: 43C

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 4

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

Close

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

9/25/2018

WATER RIGHT NO. 43-13612

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	KENNA RAE SEARS
Current Owner	WALLACE SEARS JR 1647 S HIGHWAY 77 MALTA, ID 83342-8734
Original Owner	WALLACE SEARS SR 1584 E 1740 S MALTA, ID 83342-8649 2086385511

Priority Date: 04/30/1873

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
CASSIA CREEK	RAFT RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.06 CFS	
Total Diversion			0.06 CFS	

Location of Point(s) of Diversion:

CASSIA CREEK	NENWSW	Sec. 23	Township 13S	Range 25E	CASSIA County
CASSIA CREEK	NENESE	Sec. 23	Township 13S	Range 25E	CASSIA County
CASSIA CREEK	NWNWSE	Sec. 23	Township 13S	Range 25E	CASSIA County

Place(s) of use:

Place of Use Legal Description: IRRIGATION CASSIA 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>
13S	25E	24		NESE	30									

Total Acres: 30

Conditions of Approval:

1. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
2. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 43C.
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.
5. X35 Rights 43-13610, 43-13612, 43-13614, 43-13616, and 43-13618 when combined shall not exceed the irrigation of 30.0 acres.
6. U42 Place of use does not include federal public lands
7. WB4 The total instantaneous diversion of water from all points of diversion under Rights 43-13610, 43-13612, 43-13614, and 43-13616 shall not exceed 0.70 cfs.
8. T18 Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
9. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. 029 Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening requirements of the Idaho Department of Fish and Game.
11. 004 This right does not grant any right-of-way or easement across the land of another.
12. The point of diversion previously authorized under this right if abandoned shall have the diversion works physically removed from the creek and rehabilitate the site in a manner that complies with Stream Channel Alteration requirements of Section 42-3803, Idaho Code.

Dates:

Licensed Date:

Decreed Date: 07/18/2002

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: 43C

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 4

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

Close

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

9/25/2018

WATER RIGHT NO. 43-13614

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	KENNA RAE SEARS
Current Owner	WALLACE SEARS JR 1647 S HIGHWAY 77 MALTA, ID 83342-8734
Original Owner	WALLACE SEARS SR 1584 E 1740 S MALTA, ID 83342-8649 2086385511
Security Interest	D L EVANS BANK PO BOX 87 TWIN FALLS, ID 83303-0087 2087369300

Priority Date: 04/30/1879

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
CASSIA CREEK	RAFT RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.23 CFS	
Total Diversion			0.23 CFS	

Location of Point(s) of Diversion:

CASSIA CREEK	NENWSW	Sec. 23	Township 13S	Range 25E	CASSIA County
CASSIA CREEK	NENESE	Sec. 23	Township 13S	Range 25E	CASSIA County
CASSIA CREEK	NWNWSE	Sec. 23	Township 13S	Range 25E	CASSIA County

Place(s) of use:

Place of Use Legal Description: IRRIGATION CASSIA County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
13S	25E	24		NESE	30									

Total Acres: 30

Conditions of Approval:

1. WB4 The total instantaneous diversion of water from all points of diversion under Rights 43-13610, 43-13612, 43-13614 and 43-13616 shall not exceed 0.70 cfs.
2. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 43C.
3. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. X35 Rights 43-13610, 43-13612, 43-13614, 43-13616 and 43-13618 when combined shall not exceed the irrigation of 30.0 acres.
5. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
6. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
7. The point of diversion previously authorized under this right if abandoned shall have the diversion works physically removed from the creek and rehabilitate the site in a manner that complies with Stream Channel Alteration requirements of Section 42-3803, Idaho Code.
8. T18 Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
9. 029 Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening requirements of the Idaho Department of Fish and Game.
10. 004 This right does not grant any right-of-way or easement across the land of another.
11. 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.
12. U42 Place of use does not include federal public lands

Dates:

Licensed Date:

Decreed Date: 07/18/2002

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: 43C

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 4

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

Close

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

9/25/2018

WATER RIGHT NO. 43-13616

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	KENNA RAE SEARS
Current Owner	WALLACE SEARS JR 1647 S HIGHWAY 77 MALTA, ID 83342-8734
Original Owner	WALLACE SEARS SR 1584 E 1740 S MALTA, ID 83342-8649 2086385511
Security Interest	D L EVANS BANK PO BOX 87 TWIN FALLS, ID 83303-0087 2087369300

Priority Date: 04/01/1894

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
CASSIA CREEK	RAFT RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.34 CFS	
Total Diversion			0.34 CFS	

Location of Point(s) of Diversion:

CASSIA CREEK	NENWSW	Sec. 23	Township 13S	Range 25E	CASSIA County
CASSIA CREEK	NENESE	Sec. 23	Township 13S	Range 25E	CASSIA County
CASSIA CREEK	NWNWSE	Sec. 23	Township 13S	Range 25E	CASSIA County

Place(s) of use:

Place of Use Legal Description: IRRIGATION CASSIA 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>
13S	25E	24		NESE	30									

Total Acres: 30

Conditions of Approval:

1. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
2. T18 Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
3. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 43C.
4. U42 Place of use does not include federal public lands
5. X35 Rights 43-13610, 43-13612, 43-13614, 43-13616 and 43-13618 when combined shall not exceed the irrigation of 30.0 acres.
6. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. 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.
8. 004 This right does not grant any right-of-way or easement across the land of another.
9. 029 Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening requirements of the Idaho Department of Fish and Game.
10. The point of diversion previously authorized under this right if abandoned shall have the diversion works physically removed from the creek and rehabilitate the site in a manner that complies with Stream Channel Alteration requirements of Section 42-3803, Idaho Code.
11. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. WB4 The total instantaneous diversion of water from all points of diversion under Rights 43-13610, 43-13612, 43-13614 and 43-13616 shall not exceed 0.70 cfs.

Dates:

Licensed Date:

Decreed Date: 07/18/2002

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: 43C

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 4

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

Close

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

9/25/2018

WATER RIGHT NO. 43-13618

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	KENNA RAE SEARS
Current Owner	WALLACE SEARS JR 1647 S HIGHWAY 77 MALTA, ID 83342-8734
Original Owner	WALLACE SEARS SR 1584 E 1740 S MALTA, ID 83342-8649 2086385511
Security Interest	D L EVANS BANK PO BOX 87 TWIN FALLS, ID 83303-0087 2087369300

Priority Date: 04/27/1910

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SIDE HILL SPRINGS	CASSIA CREEK

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.04 CFS	
Total Diversion			0.04 CFS	

Location of Point(s) of Diversion:

SIDE HILL SPRINGS|NESESW|Sec. 24|Township 13S|Range 25E|CASSIA County

IRRIGATION Use:

Acre Limit: 12.5

Place(s) of use:

Place of Use Legal Description: IRRIGATION CASSIA 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>
13S	25E	24		NESE	30									

Total Acres: 30

Conditions of Approval:

1. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 12.5 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
2. E56 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 30.0 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS. 43-13610, 43-13612, 43-13614, 43-13616 AND 43-13618.
3. E62 WHEN COMBINED THE FOLLOWING RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE. COMBINED RIGHT NOS. 43-13610, 43-13612, 43-13614, 43-13616 AND 43-13618.
4. U42 PLACE OF USE DOES NOT INCLUDE FEDERAL PUBLIC LANDS
5. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Dates:

Licensed Date:

Decreed Date: 07/18/2002

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: 43C

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:

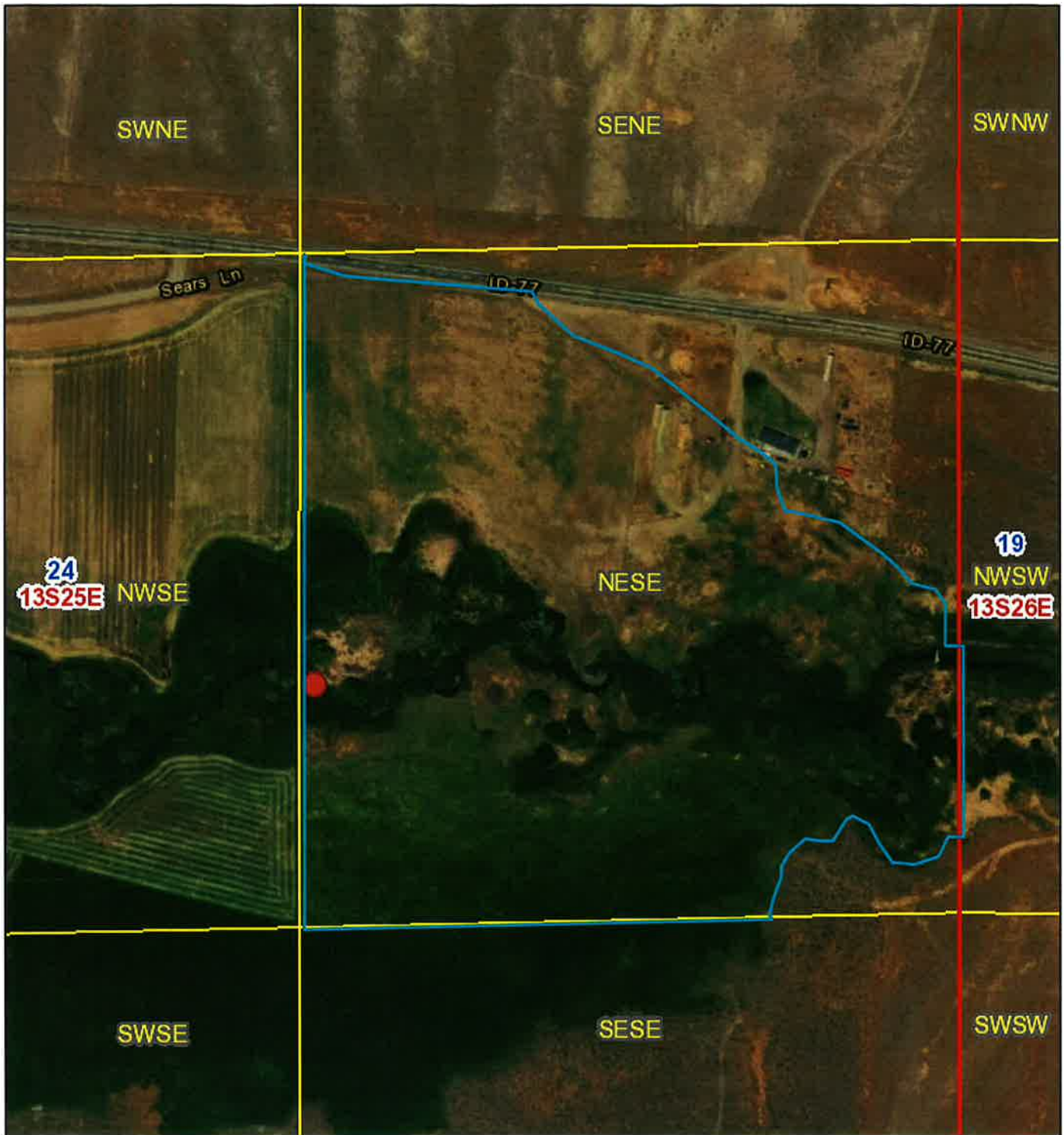
DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

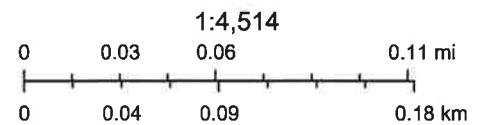
ArcGIS Web Map



9/25/2018, 3:27:47 PM

- Quarter Quarter
- Section
- Township/Range

TRANSFER 82936



Esri, HERE, Garmin, © OpenStreetMap contributors, Esri, HERE, Garmin, © OpenStreetMap contributors, and the GIS user community. Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, and the GIS User Community

RECEIVED

42-222-POD 07/18
DEC 06 2018STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

NOV 28 2018

DEPT OF WATER RESOURCES
SOUTHERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

DEPARTMENT OF
WATER RESOURCES

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the [Application for Transfer Instructions](#) for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

- ☒ Change diversion point(s) ☒ Add diversion point(s) ☐ Ownership change ☐ Ownership split
☐ Transfer is for changes pursuant to [Idaho Code § 42-221.O.8](#). Attach an explanation and any supporting documentation.

1. APPLICANT(S) Wallace Sears Jr. Phone 208-431-65242. MAILING ADDRESS 1647 S HWY 77 City MaltaState Idaho Zip 83342 Email _____

☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.

☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.

☐ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) are required for water right ownership changes; see Item 9 for the [fee schedule](#).

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:

- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. LIST WATER RIGHT NUMBER(S) 43-13610, 43-13612, 43-13614, 43-13616, 43-13618

☒ Attach a copy of the water right(s) as recorded, available at idwr.idaho.gov, *Water Right Transfers, Step 1*, or by contacting any Department office.

4. TOTAL AMOUNT OF WATER transferred is 0.70 cubic feet per second and/or _____ acre-feet per annum.
(diversion rate) (storage volume)5. POINT OF DIVERSION – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at idwr.idaho.gov, *Water Rights, Water Right Transfers, Modeling Resources*.

New?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
N		NW	NW	SE	23	13S	25E	CASSIA	Cassia Creek	
N		NE	NE	SE	23	13S	25E	CASSIA	Cassia Creek	
Y			NE	SE	24	13S	25E	CASSIA	Cassia Creek	

6. 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:

Proposed POD will be a pump with inlet in Cassia Creek, with a flow meter installed.

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

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

- c. 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 used in a mitigation plan limiting the use of water under the right(s), or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe:

- d. Is any portion of the water right(s) proposed to be changed currently leased to the Water Supply Bank? ☐ Yes ☒ No

- ☐ If yes and there are multiple owners, attach a Lessor Designation form.
☐ If yes, the individual owner or designated lessor must complete, sign and attach an IRS Form W-9.
(Disregard if these items are on file and ownership has not changed.)

7. **MAP** – ☒ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and $\frac{1}{4}$ $\frac{1}{4}$ of section information. You may create a map at idwr.idaho.gov, *Water Rights*, *Water Right Transfers*, *File a Transfer Application*, *Step 2C*.

8. **SIGNATURE** – The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.


Signature of applicant or authorized agent

Jonas Reagan attorney for Wallace Sears Jr.

Print name and title if applicable

9/25/18

Date

Signature of applicant or authorized agent

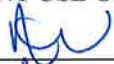
Print name and title if applicable

Date

9. **FEE** – ☒ The application filing fee provided in Idaho Code § 42-221.O, must be submitted with the application for transfer. 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 total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The Fee Schedule is available at www.idwr.idaho.gov, *Water Right Transfers*, *Step 4* and in the Application for Transfer Instructions.

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments.

Received by 

Date

11-28-18

Fee paid

500

Date

11-29-18

Received by 

Receipt #

C105912

Preliminary review by _____

Date _____

Active in the Water Supply Bank? Yes ☐ No ☐

W-9 received? Yes ☐ No ☐

Name on W-9 _____

W-9 forwarded to fiscal? Yes ☐ No ☐

(Do NOT scan the W-9 – confidential information is held by fiscal only)



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 736-3033 • Fax: (208) 736-3037

Website: www.idwr.idaho.gov • Email: southerninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

May 10, 2019

WALLACE SEARS JR
KENNA RAE SEARS
1647 S HWY 77
MALTA, ID 83342-8734

RE: Transfer No. 82936
Water Right No(s). 43-13610, 43-13612, 43-13614, 43-13616

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 **TIMES NEWS on 5/16/2019 and 5/23/2019**. Protests to this application may be submitted for a period ending ten (10) days after the second publication. Any protest against this application must be filed with the Department of Water Resources, together with a protest fee of \$25.00 for each application, on or before **June 3, 2019**.

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

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

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

Sincerely,

Denise Maline
Administrative Assistant

c: Jonas Reagan, Barker Rosholt & Simpson LLP



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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BRAD LITTLE
Governor

GARY SPACKMAN
Director

May 10, 2019

WATER DISTRICT #43C
ROGER MUSSER
917 PARK LN
POCATELLO ID 83201

RE: Transfer No. 82936
Water Right No(s). 43-13610, 43-13612, 43-13614, 43-13616

Dear Roger:

A copy of the above referenced application is enclosed. Please review the application, then complete the enclosed recommendation form as necessary, 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,

Denise Maline
Administrative Assistant

Enclosure(s)

Maline, Denise

From: Maline, Denise
Sent: Friday, May 10, 2019 11:28 AM
To: Frank Edelmann
Subject: Comment Letter for Transfer 82936 (Sears)
Attachments: Comment Letter to F&G for 82936.docx; Transfer 82936 Sears.pdf

Good morning,

Attached is an application for transfer currently being processed by the Department. Please review the information and provide any necessary comments within 21 days.

Feel free to contact our office if you have any questions regarding this application.

Thank you in advance,

Denise

Denise Maline
Administrative Assistant I
Idaho Dept of Water Resources, Southern Region
650 Addison Ave W, Ste 500
Twin Falls, ID 83301
(208) 736-3033
denise.maline@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 736-3033 • Fax: (208) 736-3037

Website: www.idwr.idaho.gov • Email: southerninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

May 10, 2019

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

RE: Transfer No. 82936
Water Right No(s): 43-13610, 43-13612, 43-13614, 43-13616

Dear Frank:

The Department of Water Resources is seeking written comment and/or recommendations from your agency regarding the above referenced water right application. A copy of the application is enclosed for your reference. Please review the application, complete the enclosed recommendation form, and submit it to this office within 21 days. In addition, detailed information regarding this application(s) can be found on our website at www.idwr.idaho.gov.

The Department is currently publishing notice of the application, as part of the initial review process; and your response to this request is appreciated. If your agency desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days after final publication (*on or before June 3, 2019*).

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

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

Maline, Denise

From: Maline, Denise
Sent: Thursday, May 09, 2019 4:33 PM
To: Times News
Subject: LEGAL NOTICE
Attachments: Times News cover letter.docx; Times News ad.doc

Attached please find **(1)** legal notice being submitted for publication on May 16th & 23rd, 2019. Please let me know if there are any questions or if you are not able to run the ad on the dates requested.

Thank you in advance,

Denise @ IDWR Twin Falls

Denise Maline
Administrative Assistant I
Idaho Dept of Water Resources, Southern Region
650 Addison Ave W, Ste 500
Twin Falls, ID 83301
(208) 736-3033
denise.maline@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 736-3033 • Fax: (208) 736-3037

Website: www.idwr.idaho.gov • Email: southerninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

May 9, 2019

LEGAL NOTICE DEPARTMENT
TIMES NEWS
PO BOX 548
TWIN FALLS, ID 83303-0548

RE: Transfer No. 82936
Water Right No(s): 43-13610, 43-13612, 43-13614, 43-13616

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 June 3, 2019. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 82936**

WALLACE SEARS JR, and KENNA RAE SEARS, 1647 S HWY 77, MALTA, ID 83342-8734; has filed Application No. 82936 for changes to the following water rights within CASSIA County(s): Right No(s). 43-13610, 43-13612, 43-13614, 43-13616; 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: Application for transfer proposes to add a point of diversion (POD) to four irrigation water rights which are currently authorized to divert 0.70 cfs from three PODs on Cassia Creek. The new POD will be located approximately 5.5 miles west and 2.2 miles south of Malta, and will allow the applicant to divert directly from Cassia Creek.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033. 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, Southern Region, 650 ADDISON AVE W STE 500, TWIN FALLS ID 83301-5858 together with a protest fee of \$25.00 for each application on or before June 3, 2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on May 16th & 23rd, 2019



Barker Rosholt
& Simpson LLP

Jonas A. Reagan

EMAIL: jreagan@idahowaters.com

PHONE: 208.733.0700

WEB: idahowaters.com

Twin Falls

163 Second Ave. West
P.O. Box 63
Twin Falls, Idaho 83301
p. 208.733.0700
f. 208.735.2444

Attorneys

John A. Rosholt
Albert P. Barker
John K. Simpson
Travis L. Thompson
Scott A. Magnuson
Jonas A. Reagan
Nicole L. Swafford

April 29, 2019

Idaho Department of Water Resources
Attn: Jim Bitzenburg
650 Addison Ave West Suite 500
Twin Falls, Idaho 83301

RECEIVED
MAY 01 2019
DEPT OF WATER RESOURCES
SOUTHERN REGION

RE: Transfer Application 82936

Dear Mr. Bitzenburg,

I represent the Wallace Sears Jr. and Kenna Rae Sears regarding Transfer No. 82936. As part of said Transfer, we request the following diversion condition be attached in order to address IDWR concerns of potential injury:

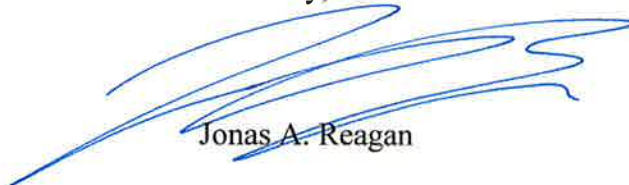
In the event any portion of Water Rights 43-13611, 43-13613, 43-13615, and 43-13617 are diverted at any of the following locations:

NENWSW	Sec. 23, Twp 13S, Rge 25E, CASSIA County
NENESE	Sec. 23, Twp 13S, Rge 25E, CASSIA County
NWNWSE	Sec. 23, Twp 13S, Rge 25E, CASSIA County

Then a proportionate amount of Water Rights 43-13610, 43-13612, 43-13614, and 43-13616 shall be diverted at the same location(s).

It is our understanding that this condition, the amended transfer application, and the letter from Mr. Loughmiller are sufficient to begin the publishing the amended transfer application. If there are any remaining questions, please contact me.

Sincerely,



Jonas A. Reagan

TRANSFER SYNOPSIS

Date: May 1, 2019
To: Transfer #82936; Wallace and Kenna Rae Sears POD Transfer file
From: Jim Bitzenburg
Re: Summary of transfer

Application for transfer proposes to add a point of diversion (POD) to four irrigation water rights which are currently authorized to divert 0.70 cfs from three PODs on Cassia Creek. The new POD will be located approximately 5.5 miles west and 2.2 miles south of Malta, and will allow the applicant to divert directly from Cassia Creek.

The transfer will be advertised because it proposes adding a POD on a surface water source, and since it is located on Cassia Creek, comments will be sought from the Watermaster of Water District 43C. The rights involved in the transfer include: 43-13610 (0.07 cfs), 43-13612 (0.06 cfs), 43-13614 (0.23 cfs), and 43-13616 (0.34 cfs).

The new Cassia Creek POD will allow the applicants to divert water directly from Cassia Creek where it runs through their property, instead of through shared ditches. In order to avoid the possibility of injury to the other users in the shared ditches, a letter of approval of the transfer was received from one of the right holders in the ditch. To avoid injury to the other ditch user, a condition addressing and mitigating potential injury has been proposed by the applicant.

RECEIVED

APR 22 2019

DEPT OF WATER RESOURCES
SOUTHERN REGION

Date: _____

From:

Loughmiller Inc.
William J. Loughmiller
1577 E 1740 S
Malta, Idaho 83342

To:

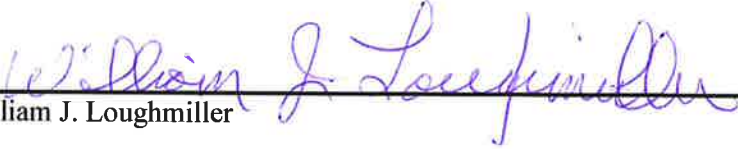
Idaho Department of Water Resources
650 Addison Ave West Suite 500
Twin Falls, Idaho 83301

RE: Transfer Application 82936

To Whom It May Concern:

I have no objections to the proposed changes by Wallace Sears, Jr. and Kenna Rae Sears to add a point of diversion to water rights 43-13610, 43-13612, 43-13614, and 43-13616 from Cassia Creek through Transfer 82936.

Sincerely,



William J. Loughmiller

4-18-2019



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

January 7, 2019

WALLACE SEARS JR
1647 S HWY 77
MALTA ID 83342

Dear Mr. Sears:

On December 6, 2018 our office was forwarded, from the Idaho Department of Water Resources (IDWR) State office, an *Application for Transfer of Water Right – Point(s) of Diversion* for your property on Cassia Creek, west of Malta. There are several issues with the application which prevent its processing and/or approval until they are resolved.

Firstly, because you and Kenna Rae Sears are both shown as current owners on the water rights involved with the transfer, both of you must be listed as applicants. For reference, please see Transfer Processing Memo 24, page 8, #2 - Name and Address.

Additionally, it seems that right 43-13618 does not need to be included in the transfer, as it is the right diverted from Side Hill Springs and it appears that none of the elements of that right will be modified by this transfer. Please note that the statute pertaining to transfers in Idaho Code, §42-222, does not allow for a change of source.

As a point of clarification, the existing point of diversion for the four Cassia Creek rights located in the NENWSW of Section 23, T13S, R25E was not included as a point of diversion in the transfer application. Do you wish to remove this point of diversion from the four Cassia Creek rights?

Finally, on a previous transfer (#81982) for 7J Land, LLC, which involved the same existing points of diversion and shared ditches from Cassia Creek, IDWR required the applicant to provide written acknowledgment from the other users in the shared ditches out of Cassia Creek (you and Mr. Loughmiller) of their consent to the transfer. In previous communications with you, IDWR has stated that the same written consent letters from Mr. Gregersen (7J Land, LLC) and Mr. Loughmiller would be required for any transfer that you would file that could reduce the flow of your water in the shared ditches, potentially injuring the other users. On June 11, 2018 we received a consent letter from Mr. Loughmiller, but thus far no letter from Mr. Gregersen has been received. Regarding this specific issue, IDWR can process and advertise this application, but may not approve the transfer without the consent

letters, or another solution to avoid potential injury to the other users in the shared ditches. Note that the other issues brought forth in this letter must be addressed before processing of the application can be continued.

If we do not receive the requested corrections and clarifications within 30 days of the date of this letter, we will return the application and initiate a refund of the fees from the State IDWR office. If you would prefer, you may withdraw the application and we could then refund the filing fees.

If you have any questions, or need any further assistance, feel free to contact me at your convenience.

Sincerely,

A handwritten signature in black ink, appearing to read "Jim Bitzenburg". The signature is stylized with a large, looped "J" and a cursive "B".

Jim Bitzenburg
Water Resource Agent

CC: Jonas Reagan, Barker, Rosholt, and Simpson, LLP

FEE MEMORANDUM

Date: January 4, 2019
To: Sears POD transfer #82936 file
From: Jim Bitzenburg
Re: Receipting/disposition of fees paid

This transfer was filed on November 28, 2018 at the State office and was mailed down to the Southern Region office on December 6, 2018. The transfer proposes to add a point of diversion (POD) to four Cassia Creek rights with a combined diversion rate limit of 0.70 cfs. Since the entire amount could be diverted from the new POD on Cassia Creek, it is appropriate to charge a fee based on that amount, so the fee is \$500.00 from the fee schedule. The full amount was paid on the date of filing with check #502 from W & T Livestock, receipt #C105912.

ALBERT P. BARKER
JOHN A. ROSHOLT
JOHN K. SIMPSON
TRAVIS L. THOMPSON
SHELLEY M. DAVIS
SCOTT A. MAGNUSON
JONAS A. REAGAN



163 2nd Avenue West
Post Office Box 63
Twin Falls, Idaho 83303-0063
(208) 733-0700 telephone
(208) 735-2444 facsimile

1010 W. Jefferson St., Suite 102
Post Office Box 2139
Boise, Idaho 83701-2139
(208) 336-0700 telephone
(208) 344-6034 facsimile
brs@idahowaters.com

November 27, 2018

Idaho Department of Water Resources
State Office
P.O. Box 83720
322 E. Front Street
Boise, ID 83720-0098

RECEIVED

DEC 06 2018

DEPT OF WATER RESOURCES
SOUTHERN REGION

RECEIVED

NOV 28 2018

DEPARTMENT OF
WATER RESOURCES

RE: *Wallace Sears, Jr. Application for Transfer of Water Right – Point(s) of Diversion*

To Whom It May Concern:

Enclosed, please find the original *Application for Transfer of Water Right – Point(s) of Diversion* regarding Wallace Sears, Jr. water right numbers 43-13610, 43-13612, 43-13614, 43-13616 and 43-13618.

Also enclosed, please find check number 502 from Wally Sears in the amount of \$500 regarding the associated filing fee.

Should you have any questions, please contact Jonas Reagan at (208) 733-0700.

Thank you,


Jessica Nielsen
Assistant for Jonas A. Reagan

Enclosures
JR/jn