

RECEIVED
AUG 09 2018
DEPT OF WATER RESOURCES
SOUTHERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 82440

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 <http://www.idwr.idaho.gov/>.

Name of Applicant(s) UNSER HAY CO 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 #1-9.

- ☒ ☐ #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 transfer 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).
- ☐ ☒ #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 <http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm>.
- ☐ ☒ #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.
- ☐ ☒ #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.)
- ☐ ☒ #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 Other. Please describe: _____

SCANNED
AUG 31 2018

RECEIVED
AUG 09 2018
DEPT OF WATER RESOURCES
SOUTHERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant UNSER HAY CO LLC Phone (602) 327-3992
Mailing Address PO BOX 2817, SUN VALLEY ID 83353 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 _____ Phone _____
Mailing Address _____ Email _____

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

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

 _____
Signature of Applicant or Authorized Representative

manages/member _____
Print Name and Title if applicable

8-7-2018 _____
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1.	Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
	37-7779	Yes	Yes	Yes	No	No	No

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.2**

Application proposes to split water right and move a portion to recently purchased land.

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 TO A SEPARATE SYSTEM, DESCRIBE PORTIONS TO BE CHANGED TO A SEPARATE SYSTEM AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1. Detailed Water Right Description(s) Attached labeled Part 1.

Summary of Water Rights After the Approved Change

Transferred Right (All or Part)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	Original Right (Remaining Portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
37-23127	1.550 cfs	442.5 af	N/A	147.5	37-7779	0.010 cfs	1.5 af	N/A	0.5

**COMBINED
TOTALS**

1.550 cfs	442.5 af	N/A	147.5	N/A	N/A	N/A	N/A
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2. Total amount of water proposed to be transferred or changed 1.55 cubic feet per second and/or _____ acre-feet per annum

3. Points(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
- ☒ As shown in Part 1.
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.

4. Place of Use:

- ☐ No changes to place of use are proposed. (Proceed to #5.)
- ☒ As shown in Part 1.
- ☐ See Attachment.

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

A new well to be drilled, pump and pivot, a measuring device will be installed.

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

Applicant

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

N/A

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

No, ☒ If Yes, ☐

Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: None

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

The land will be dried up, all but 1/2 acre.

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

None

- f. 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:

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

9. 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. 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.

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2B

☒ Complete and attach one copy of **Part 2B** for each right for which only a portion is proposed to be changed.

[illegible][illegible]

Transfer No. 82440

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements)

- ☒ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.
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. Label it **Attachment #7b**. If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.
- ☐

B. CHANGES IN NATURE OF USE (Water Balance)

- ☐ If you propose to change the nature of use or period of use of all or part of the rights(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**

- I. Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above.: _____

N/A

FOR DEPARTMENT USE ONLY

Transfer Contains 10 pages and _____ attachments.
Received By CH Date 8.9.2018 Prelim. Check By _____ Date _____
Fee Paid \$680- Date 8.10.2018 Received By DM Receipt # 5036904
Add'l Fee Paid _____ Date _____ Received By _____ Receipt # _____

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
301 Main Street
Gooding, ID 83330

CAMAS COUNTY
RECORDED FOR:

Clerk

04:10:05 PM 07-24-2018

2018-088441

No. PAGES: 4 FEE: \$15.00

KORRI BLODGETT
COUNTY CLERK
DEPUTY: KB

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **691979GO (lr)**

Date: **July 24, 2018**

For Value Received, **France Farms, LLC, an Idaho limited liability company**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Unser Hay Co., LLC, an Idaho limited liability company**, hereinafter called the Grantee, whose current address is **PO Box 2817, Sun Valley, ID 83353**, the following described premises, situated in **Camas County, Idaho**, to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

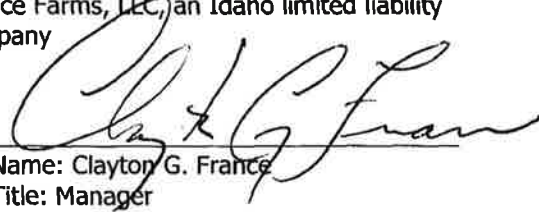
TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantee, and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Date: 07/24/2018

Warranty Deed
- continued

File No.: 69197960 (lr)

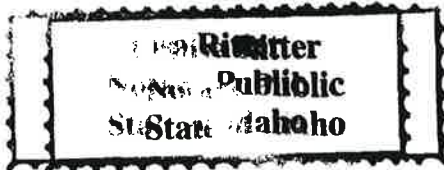
France Farms, LLC, an Idaho limited liability company

By: 

Name: Clayton G. France
Title: Manager

STATE OF Idaho)
COUNTY OF Gooding)
ss.

On this 24 day of July, 2018, before me, a Notary Public in and for said State, personally appeared **Clayton G. France**, known or identified to me to be the person whose name is subscribed to the within Instrument as the Manager of the **France Farms, LLC**, which is known or identified to me to be the entity whose name is subscribed to the within instrument and acknowledged to me that **he** executed the same in said Limited Liability Company's name.




Notary Public of Idaho
Residing at: Gooding
Commission Expires: 10/8/2022

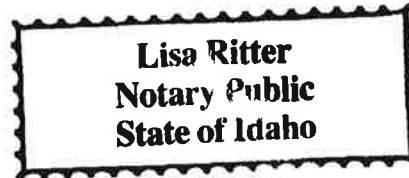


EXHIBIT A

A parcel of land lying within a portion of Section 9, Township 1 South, Range 13 East, Boise Meridian, Camas County, Idaho; being more particularly described as follows:

Commencing at a 5/8" Rebar by GKW marking the NE Corner of said Section 9, which point is the TRUE POINT OF BEGINNING;

Thence S 00°42'28" W, 2632.22 feet along the line between Sections 9 and 10, to a 5/8" Rebar by PLS 7048 marking the East ¼ Corner of said Section 9;

Thence S 00°42'28" W, 2592.20 feet along the line between Sections 9 and 10, to a point on the Northerly Right of Way of US Hwy No. 20, which point is witnessed by a 5/8" Rebar with Illegible Cap marking the SE Corner of said Section 9, lying S 0°42'28" W, 40.00 feet distant;

Thence N 89°12'36" W, 1257.72 feet along the Northerly R.O.W. of US Hwy No. 20, being 40 feet Northerly of, and Parallel to the South Boundary of Section 9, to a 5/8" Rebar by PLS 7048;

Thence N 00°42'28" E, 150.00 feet along the Easterly Boundary of Tax Lot 1253, to a 5/8" Rebar by PLS 7048;

Thence N 89°12'36" W, 149.99 feet along the Northerly Boundary of Tax Lot 1253, to a 5/8" Rebar by PLS 7048;

Thence S 00°42'28" W, 150.00 feet along the Westerly Boundary of Tax Lot 1253, to a point on the Northerly R.O.W. of US Hwy No. 20, marked by a 5/8" Rebar by PLS 7048;

Thence N 89°12'36" W, 1224.31 feet along the Northerly Boundary of US Hwy No. 20, being 40 feet Northerly of, and parallel to the Southerly Boundary of Section 9, to a ½" Rebar by PLS 9858;

Thence N 89°06'02" W, 2298.19 feet along the Northerly Boundary of US Hwy No. 20, being 40 feet Northerly of, and parallel to the Southerly Boundary of Section 9 to a 5/8" Rebar by PLS 9858;

Thence N 00°40'25" E, 465.62 feet along the Easterly Boundary of Tax Lot 1109 to a 5/8" Rebar by PLS 9858;

Thence N 89°32'34" W, 313.00 feet along the Northerly Boundary of Tax Lot 1109 to a point on the Westerly Boundary of Section, which point is witnessed by a 5/8" Rebar by PLS 9858, lying S 89°18'14" E, 30.54 feet distant;

Thence N 00°40'27" E, 2134.70 feet along the line between Sections 9 and 8 to a 5/8" Rebar with an illegible cap marking the West ¼ Corner of Section 9;

Thence N 00°31'20" E, 1646.07 feet along the line between Sections 9 and 8 to a point on the Southerly Boundary of Parcel 3, being the France Remainder, which point is witnessed

Date: 07/24/2018

Warranty Deed
- continued

File No.: 691979GO (Ir)

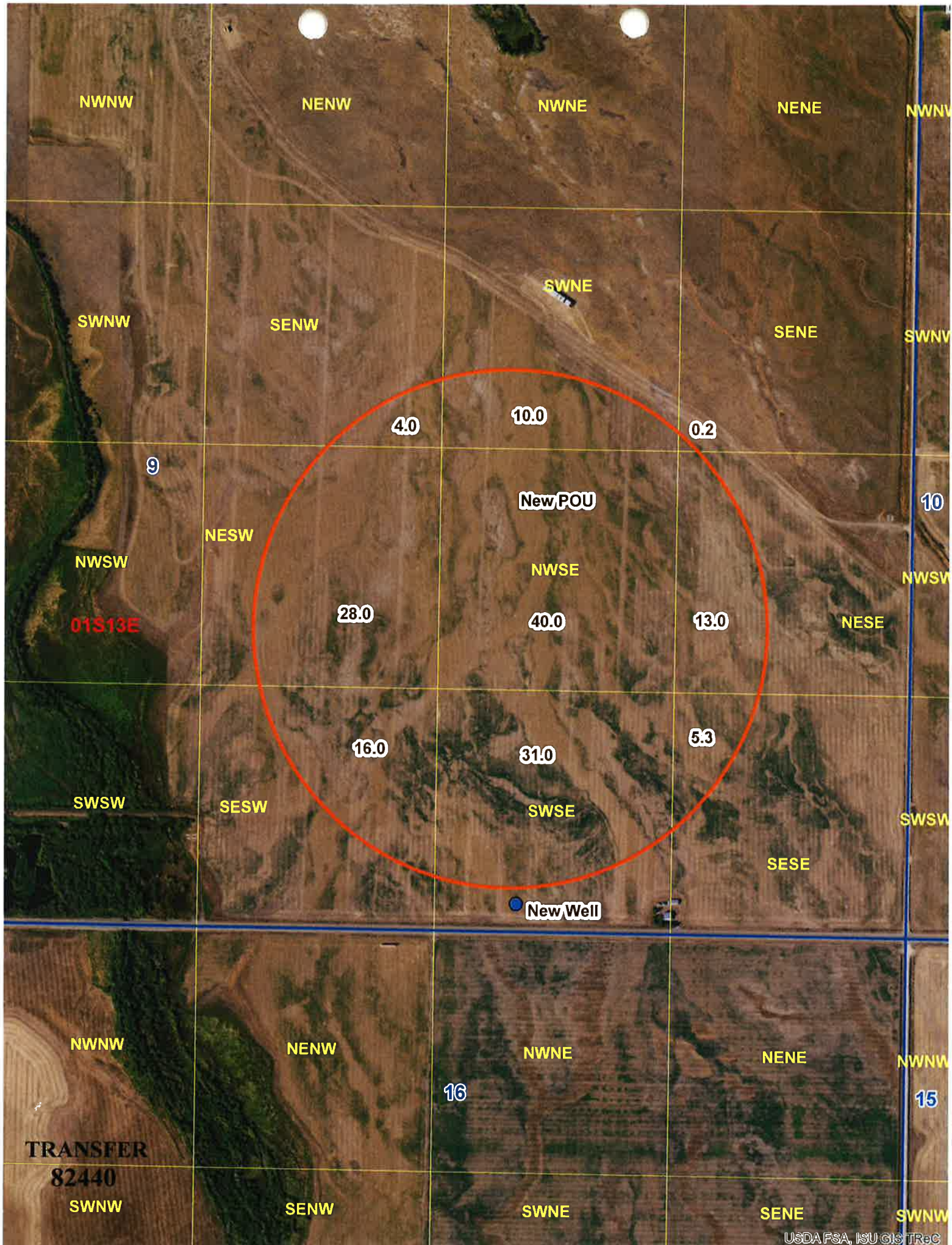
by a 5/8" Rebar by PLS 7048 lying S 87°56'01" E, 25.00 feet distant;

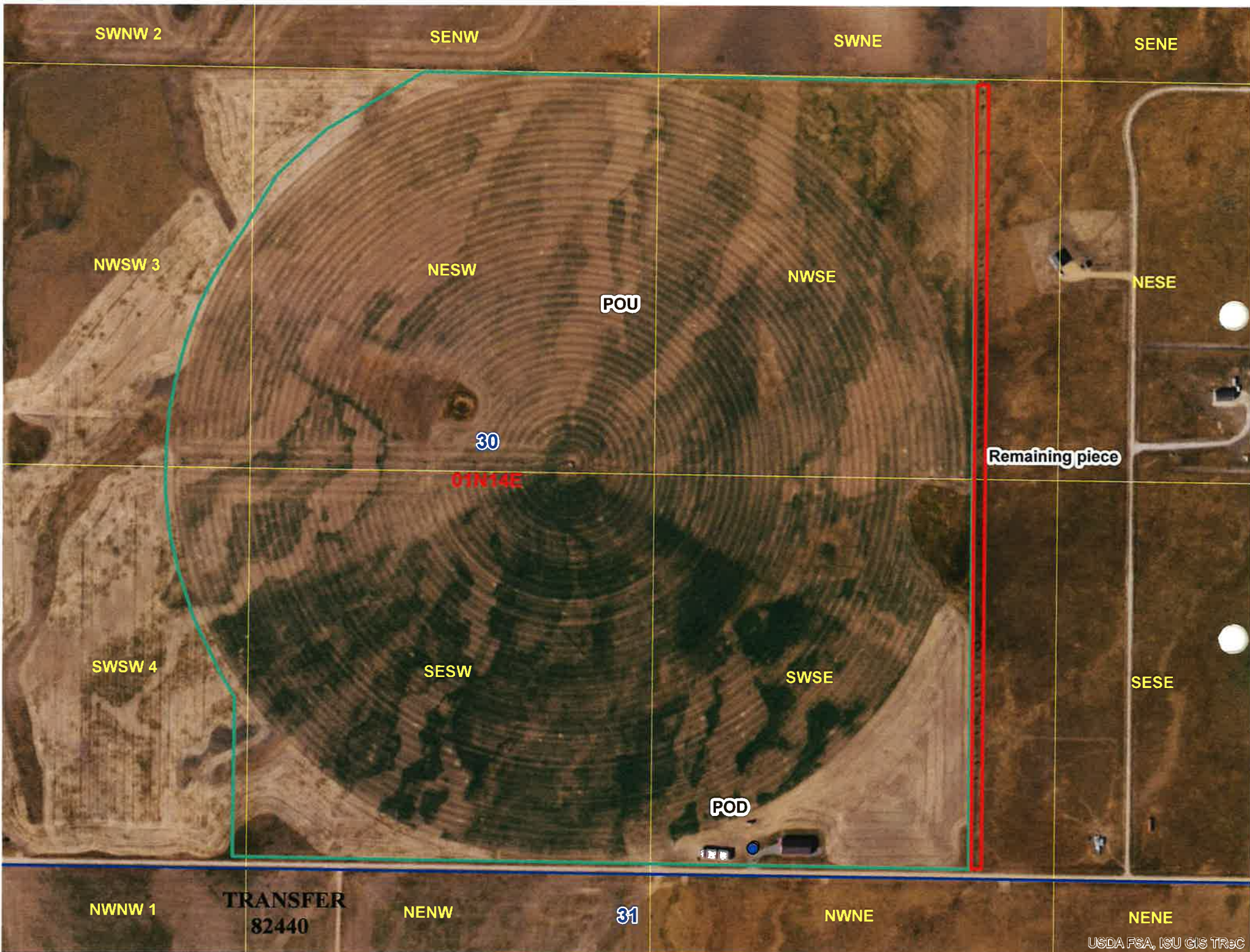
Thence S 87°56'01" E, 714.32 feet along the Southerly Boundary of Parcel 3, being the France Remainder to a 5/8" Rebar by PLS 7048;

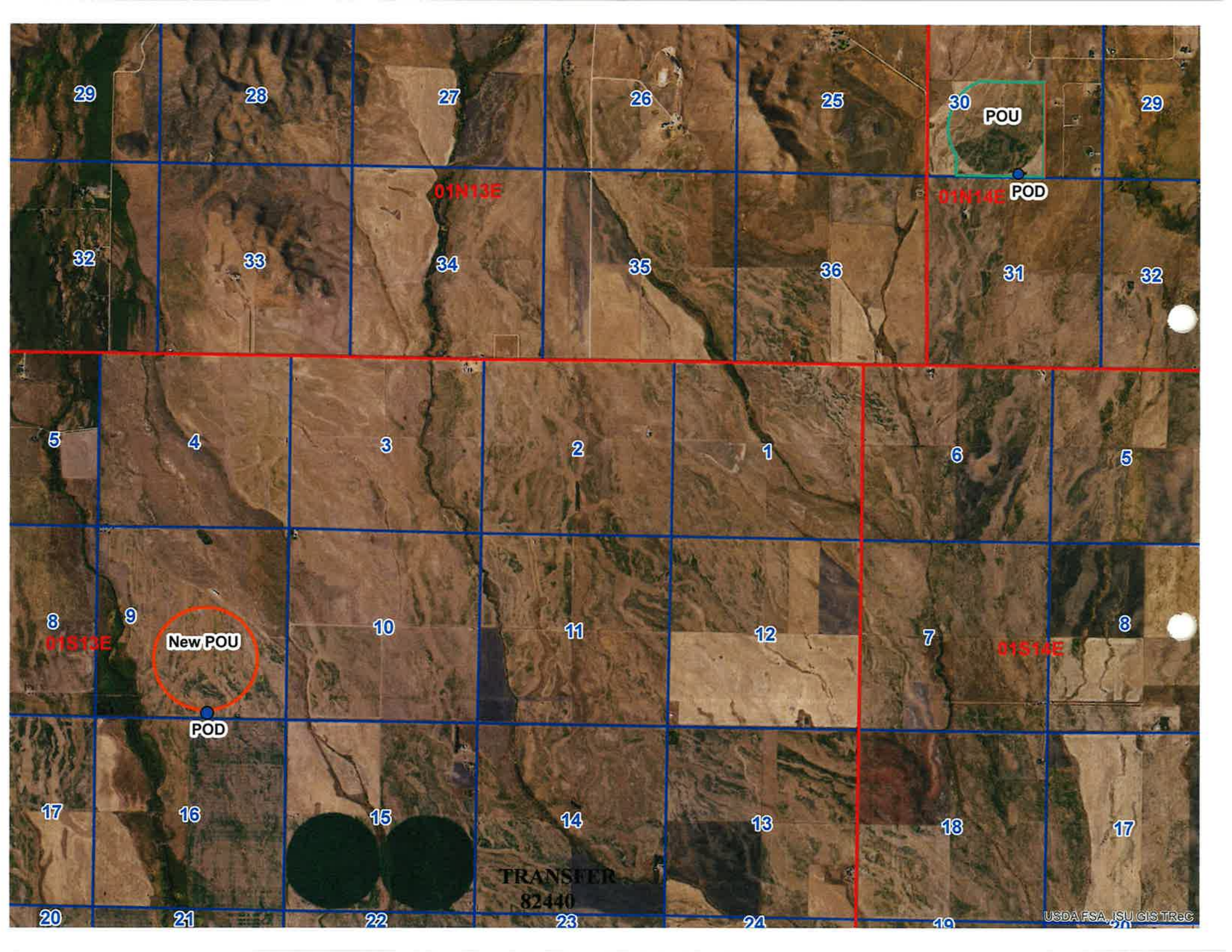
Thence N 00°00'01" W, 1010.19 feet along the Easterly Boundary of Parcel 3, being the France Remainder, and along a fenceline to a 5/8" Rebar by PLS 7048;

Thence S 88°58'19" E, 1921.80 feet along the line between Sections 9 and 4 to a 5/8" Rebar by GKW marking the North ¼ Corner of Section 9;

Thence S 88°58'34" E, 2626.68 feet along the line between Sections 9 and 4 to the TRUE POINT OF BEGINNING;







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TRANSFER
82440

USDA FSA, ISU GIS TRC

No. W 43992	Due no later than Oct 31, 2017 Annual Report Form		2. Registered Agent and Address (NO PO BOX)														
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE	1. Mailing Address: Correct in this box if needed. UNSER HAY CO., LLC JOHNNY W UNSER PO BOX 2817 SUN VALLEY ID 83353		JOHNNY WILLIAM UNSER 101 ARAPAHO LANE HAILEY ID 83333														
			3. <u>New</u> Registered Agent Signature:*														
4. Limited Liability Companies: Enter Names and Addresses of at least one Member or Manager. <table border="1"> <thead> <tr> <th>Office Held</th> <th>Name</th> <th>Street or PO Address</th> <th>City</th> <th>State</th> <th>Country</th> <th>Postal Code</th> </tr> </thead> <tbody> <tr> <td>MANAGER</td> <td>JOHNNY WILLIAM UNSER</td> <td>PO BOX 2817</td> <td>SUN VALLEY</td> <td>ID</td> <td></td> <td>83353</td> </tr> </tbody> </table>				Office Held	Name	Street or PO Address	City	State	Country	Postal Code	MANAGER	JOHNNY WILLIAM UNSER	PO BOX 2817	SUN VALLEY	ID		83353
Office Held	Name	Street or PO Address	City	State	Country	Postal Code											
MANAGER	JOHNNY WILLIAM UNSER	PO BOX 2817	SUN VALLEY	ID		83353											
5. Organized Under the Laws of: ID W 43992	6. Annual Report must be signed.* <table border="1"> <tr> <td>Signature: Johnny Unser</td> <td>Date: 08/22/2017</td> </tr> <tr> <td>Name (type or print): Johnny Unser</td> <td>Title: Manager</td> </tr> </table>			Signature: Johnny Unser	Date: 08/22/2017	Name (type or print): Johnny Unser	Title: Manager										
Signature: Johnny Unser	Date: 08/22/2017																
Name (type or print): Johnny Unser	Title: Manager																
Processed 08/22/2017	* Electronically provided signatures are accepted as original signatures.																

TRANSFER 82440



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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

August 30, 2018

UNSER HAY CO LLC
PO BOX 2817
SUN VALLEY, ID 83353

RE: Transfer No. 82440
Water Right No(s). 37-7779

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 **CAMAS COURIER on 9/5/2018 and 9/12/2018**. 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 **September 24, 2018**.

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



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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

August 30, 2018

WATER DISTRICT #37B
RUSTY KRAMER
246B S HWY 46
FAIRFIELD ID 83327

RE: Transfer No. 82440
Water Right No(s). 37-7779

Dear Rusty:

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: Thursday, August 30, 2018 8:55 AM
To: Camas Courier
Subject: LEGAL NOTICE
Attachments: Camas Courier cover letter.docx; Camas Courier ad.doc

Attached please find (1) legal notice being submitted for publication on September 5th & 12th, 2018. Please let me know if there are any questions or if you are not able to run the ad on the dates requested.

Thank you in advance,

Denise @ IDWR Twin Falls

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

August 30, 2018

LEGAL NOTICE DEPARTMENT

CAMAS COURIER

PO BOX 339

FAIRFIELD, ID 83327

RE: Transfer No. 82440
Water Right No(s): 37-7779

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 September 24, 2018. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 82440**

UNSER HAY CO LLC, PO BOX 2817, SUN VALLEY, ID 83353; has filed Application No. 82440 for changes to the following water rights within CAMAS County(s): Right No(s). 37-7779; to see a full description of these rights and the proposed transfer, please see <http://research.idwr.idaho.gov>. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes to move a 1.55 cfs and 147.5 acre portion of a ground water irrigation right located on a farm approximately 3.0 to 3.4 miles North and 2.0 to 2.5 miles West of Fairfield (Hwy 20 and Soldier Road intersection) to a farm located approximately 6.0 to 6.6 miles West of the same intersection on the North side of Hwy 20. The application also proposes to drill a new well at the farm located 6.0 to 6.6 miles West of Fairfield.

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 **September 24, 2018**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on September 5th & 12th, 2018

MEMORANDUM

Date: August 16, 2018
To: Transfer #82440 File
From: Benny Walker
Re: Transfer Synopsis/Legal

Application proposes to move a 1.55 cfs and 147.5 acre portion of a ground water irrigation right located on a farm approximately 3.0 – 3.4 miles north and 2.0 – 2.5 miles west of Fairfield (Hwy 20 and Soldier Road intersection) to a farm located approximately 6.0 – 6.6 miles west of the same intersection on the north side of Hwy 20. The application also proposes to drill a new well at the farm located 6.0 – 6.6 miles west of Fairfield.

The application will be subject to notice and protest. The proposed place of use and new well to be drilled are within Water District #37B, therefore Watermaster comments will be solicited.

MEMORANDUM

TO: Transfer #82440 File

FROM: Benny Walker

DATE: August 16, 2018

SUBJECT: Filing Fee

The filing fee of, \$680.00, for this transfer is based on the amount of water proposed to be transferred or changed, 1.55 cfs. The transfer fee schedule for a transfer involving 1.01-2.00 cfs indicates that the filing fee is \$580.00. The applicant was charged a fee of \$100.00 for a change in ownership of the water right, for a total of \$680.00. The applicant, submitted the fee of \$680.00 receipt S036904. The application did not require a change in ownership, therefore a refund of \$100.00 will be requested from our fiscal section for the applicant.