

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 80309**

This is to certify that: **HANK T HIGLEY
LACEY G HIGLEY
PO BOX 652
MALTA, ID 83342**

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

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
43-13287	WR/DECREED	7/5/1963	0.450 cfs	90.0 af	22.5	78.5	GROUND WATER
43-13289	WR/DECREED	7/5/1963	0.220 cfs	43.2 af	10.8	78.5	GROUND WATER
43-13291	WR/DECREED	6/30/1985	0.060 cfs	N/A	4.2	78.5	GROUND WATER
43-13738	WR/DECREED	4/11/1948	0.290 cfs	58.0 af	14.5	78.5	GROUND WATER
43-13739	WR/DECREED	6/30/1985	0.160 cfs	N/A	16.5	78.5	GROUND WATER
43-2277	WR/DECREED	8/13/1958	0.800 cfs	300.0 af	N/A	75.0	GROUND WATER
43-2354A	WR/DECREED	9/17/1954	0.150 cfs	40.0 af	10.0	78.5	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
43-13287	NO	NO	YES	NO	NO	NO
43-13289	NO	NO	YES	NO	NO	NO
43-13291	NO	NO	YES	NO	NO	NO
43-13738	NO	NO	YES	NO	NO	NO
43-13739	NO	NO	YES	NO	NO	NO
43-2277	YES	YES	YES	NO	NO	NO
43-2354A	NO	NO	YES	NO	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
43-13287	43-13287	0.450 cfs	90.0 af	22.5	100.0	N/A	N/A	N/A	N/A	N/A
43-13289	43-13289	0.220 cfs	43.2 af	10.8	100.0	N/A	N/A	N/A	N/A	N/A
43-13291	43-13291	0.060 cfs	N/A	4.2	100.0	N/A	N/A	N/A	N/A	N/A
43-13738	43-13738	0.290 cfs	58.0 af	14.5	100.0	N/A	N/A	N/A	N/A	N/A
43-13739	43-13739	0.160 cfs	N/A	16.5	100.0	N/A	N/A	N/A	N/A	N/A
43-2277	43-13746	0.230 cfs	86.0 af	21.5	100.0	43-2277	0.570 cfs	214.0 af	N/A	53.5
43-2354A	43-2354A	0.150 cfs	40.0 af	10.0	100.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		1.190 cfs	317.2 af	100.0	100.0		N/A	N/A	N/A	N/A

Transfer No. 80309

SUPPORT DATA

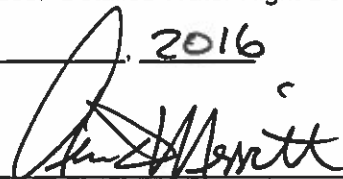
IN FILE # 43-2277

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 80309

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 5th day of May, 2016



Southern Region Manager



WATER RIGHT NO. 43-2277

As Modified by Transfer No. 80309

In accordance with the approval of Transfer No. 80309, Water Right No. 43-2277 is now described as follows:

Right Holder: LACEY G HIGLEY AND
HANK T HIGLEY
PO BOX 652
MALTA, ID 83342

Priority Date: 8/13/1958

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	0.570 cfs	214.0 af
			0.570 cfs	214.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWSWSW Sec 1 Twp 13S Rge 26E CASSIA County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	26E	1											23.9	29.6					53.5

POU Total Acres: 53.5

CONDITIONS OF APPROVAL

- 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 43-13746**As Modified by Transfer No. 80309**

In accordance with the approval of Transfer No. 80309, Water Right No. 43-13746 is now described as follows:

Right Holder: HANK T HIGLEY AND
LACEY G HIGLEY
PO BOX 652
MALTA, ID 83342

Priority Date: 8/13/1958

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	0.230 cfs	86.0 af
			0.230 cfs	86.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWNE Sec 25 Twp 13S Rge 26E CASSIA County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	26E	24												24.0			31.0		55.0
13S	26E	25		26.0			19.0												45.0

Right Acre Limit: 21.5

POU Total Acres: 100.0

CONDITIONS OF APPROVAL

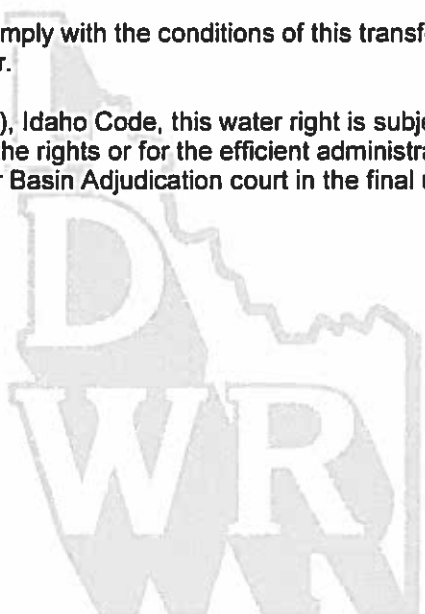
1. This right is limited to the irrigation of 21.5 acres within the authorized place of use in a single irrigation season.
2. Rights 43-13287, 43-13289, 43-13291, 43-2354A, 43-13738, 43-13739 and 43-13746 when combined shall not exceed a total diversion rate of 1.19 cfs, a total annual maximum diversion volume of 317.2 af, and the irrigation of 100.0 acres.
3. 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. 143.
4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

WATER RIGHT NO. 43-13746

As Modified by Transfer No. 80309

CONDITIONS OF APPROVAL

5. 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 place of use.
6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



WATER RIGHT NO. 43-13287**As Modified by Transfer No. 80309**

In accordance with the approval of Transfer No. 80309, Water Right No. 43-13287 is now described as follows:

Right Holder: HANK T HIGLEY AND
LACEY G HIGLEY
PO BOX 652
MALTA, ID 83342

Priority Date: 7/5/1963

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 10/31	0.450 cfs	90.0 af
			0.450 cfs	90.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWNE Sec 25 Twp 13S Rge 26E CASSIA County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	26E	24												24.0			31.0		55.0
13S	26E	25		26.0			19.0												45.0

Right Acre Limit: 22.5
POU Total Acres: 100.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 22.5 acres within the place of use described above in a single irrigation season.
2. Rights 43-13287, 43-13289 and 43-13291 when combined shall not exceed a total diversion rate of 0.52 cfs, a total annual maximum diversion volume of 133.2 af, and the irrigation of 37.5 acres.
3. Rights 43-13287, 43-13289, 43-13291, 43-2354A, 43-13738 and 43-13739 when combined shall not exceed a total diversion rate of 0.96 cfs, a total annual maximum diversion volume of 231.2 af, and the irrigation of 78.5 acres.
4. Rights 43-13287, 43-13289, 43-13291, 43-2354A, 43-13738, 43-13739 and 43-13746 when combined shall not exceed a total diversion rate of 1.19 cfs, a total annual maximum diversion volume of 317.2 af, and the irrigation of 100.0 acres.

WATER RIGHT NO. 43-13287
As Modified by Transfer No. 80309

CONDITIONS OF APPROVAL

5. 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. 143.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
7. 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 place of use.
8. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 6-28-2002.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 43-13289

As Modified by Transfer No. 80309

In accordance with the approval of Transfer No. 80309, Water Right No. 43-13289 is now described as follows:

Right Holder: HANK T HIGLEY AND
LACEY G HIGLEY
PO BOX 652
MALTA, ID 83342

Priority Date: 7/5/1963

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 10/31	0.220 cfs	43.2 af
			0.220 cfs	43.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWNE Sec 25 Twp 13S Rge 26E CASSIA County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	26E	24												24.0			31.0		55.0
13S	26E	25		26.0			19.0												45.0

Right Acre Limit: 10.8
POU Total Acres: 100.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 10.8 acres within the place of use described above in a single irrigation season.
2. Rights 43-13289 and 43-13291 when combined shall not exceed a total diversion rate of 0.22 cfs, a total annual maximum diversion volume of 43.2 af at the field headgate, and the irrigation of 15.0 acres
3. Rights 43-13287, 43-13289 and 43-13291 when combined shall not exceed a total diversion rate of 0.52 cfs, a total annual maximum diversion volume of 133.2 af, and the irrigation of 37.5 acres.
4. Rights 43-13287, 43-13289, 43-13291, 43-2354A, 43-13738 and 43-13739 when combined shall not exceed a total diversion rate of 0.96 cfs, a total annual maximum diversion volume of 231.2 af, and the irrigation of 78.5 acres.

WATER RIGHT NO. 43-13289
As Modified by Transfer No. 80309

CONDITIONS OF APPROVAL

5. Rights 43-13287, 43-13289, 43-13291, 43-2354A, 43-13738, 43-13739 and 43-13746 when combined shall not exceed a total diversion rate of 1.19 cfs, a total annual maximum diversion volume of 317.2 af, and the irrigation of 100.0 acres.
6. 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. 143.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
8. 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 place of use.
9. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 6-28-2002.
10. Right No. 43-13291 is an expansion of this right pursuant to Section 42-1416B, Idaho Code.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 43-13291

As Modified by Transfer No. 80309

In accordance with the approval of Transfer No. 80309, Water Right No. 43-13291 is now described as follows:

Right Holder: HANK T HIGLEY And
LACEY G HIGLEY
PO BOX 652
MALTA, ID 83342

Priority Date: 6/30/1985

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	03/15	to 11/15	0.060 cfs
			0.060 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWNE Sec 25 Twp 13S Rge 26E CASSIA County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	26E	24												24.0			31.0		55.0
13S	26E	25		26.0			19.0												45.0

Right Acre Limit: 4.2

POU Total Acres: 100.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 4.2 acres within the place of use described above in a single irrigation season.
2. Rights 43-13289 and 43-13291 when combined shall not exceed a total diversion rate of 0.22 cfs, a total annual maximum diversion volume of 43.2 af at the field headgate, and the irrigation of 15.0 acres.
3. Rights 43-13287, 43-13289 and 43-13291 when combined shall not exceed a total diversion rate of 0.52 cfs, a total annual maximum diversion volume of 133.2 af, and the irrigation of 37.5 acres.
4. Rights 43-13287, 43-13289, 43-13291, 43-2354A, 43-13738 and 43-13739 when combined shall not exceed a total diversion rate of 0.96 cfs, a total annual maximum diversion volume of 231.2 af, and the irrigation of 78.5 acres.

WATER RIGHT NO. 43-13291
As Modified by Transfer No. 80309

CONDITIONS OF APPROVAL

5. Rights 43-13287, 43-13289, 43-13291, 43-2354A, 43-13738, 43-13739 and 43-13746 when combined shall not exceed a total diversion rate of 1.19 cfs, a total annual maximum diversion volume of 317.2 af, and the irrigation of 100.0 acres.
6. 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. 143.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
8. 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 place of use.
9. This right is an expansion of Right No. 43-13289 pursuant to Section 42-1416B of the Idaho Code.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. 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. 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 43-2354A
As Modified by Transfer No. 80309

In accordance with the approval of Transfer No. 80309, Water Right No. 43-2354A is now described as follows:

Right Holder: HANK T HIGLEY AND
 LACEY G HIGLEY
 PO BOX 652
 MALTA, ID 83342

Priority Date: 9/17/1954

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	0.150 cfs	40.0 af
			0.150 cfs	40.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWNE Sec 25 Twp 13S Rge 26E CASSIA County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	26E	24												24.0			31.0		55.0
13S	26E	25		26.0			19.0												45.0

Right Acre Limit: 10.0
 POU Total Acres: 100.0

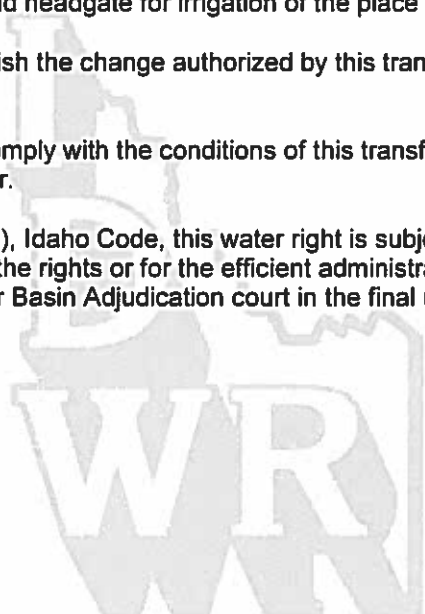
CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 10 acres within the place of use described above in a single irrigation season.
2. Rights 43-13287, 43-13289, 43-13291, 43-2354A, 43-13738 and 43-13739 when combined shall not exceed a total diversion rate of 0.96 cfs, a total annual maximum diversion volume of 231.2 af, and the irrigation of 78.5 acres.
3. Rights 43-13287, 43-13289, 43-13291, 43-2354A, 43-13738, 43-13739 and 43-13746 when combined shall not exceed a total diversion rate of 1.19 cfs, a total annual maximum diversion volume of 317.2 af, and the irrigation of 100.0 acres.
4. 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. 143.

WATER RIGHT NO. 43-2354A
As Modified by Transfer No. 80309

CONDITIONS OF APPROVAL

5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
6. 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 place of use.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



WATER RIGHT NO. 43-13738
As Modified by Transfer No. 80309

In accordance with the approval of Transfer No. 80309, Water Right No. 43-13738 is now described as follows:

Right Holder: HANK T HIGLEY And
 LACEY G HIGLEY
 PO BOX 652
 MALTA, ID 83342

Priority Date: 4/11/1948

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	0.290 cfs	58.0 af
			0.290 cfs	58.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWNW Sec 25 Twp 13S Rge 26E CASSIA County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	26E	24												24.0			31.0		55.0
13S	26E	25		26.0			19.0												45.0

Right Acre Limit: 14.5

POU Total Acres: 100.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 14.5 acres within the authorized place of use in a single irrigation season.
2. Rights 43-13738 and 43-13739 when combined shall not exceed a total diversion rate of 0.29 cfs, a total annual maximum diversion volume of 58.0 af at the field headgate, and the irrigation of 31.0 acres.
3. Rights 43-13287, 43-13289, 43-13291, 43-2354A, 43-13738 and 43-13739 when combined shall not exceed a total diversion rate of 0.96 cfs, a total annual maximum diversion volume of 231.2 af, and the irrigation of 78.5 acres.
4. Rights 43-13287, 43-13289, 43-13291, 43-2354A, 43-13738, 43-13739 and 43-13746 when combined shall not exceed a total diversion rate of 1.19 cfs, a total annual maximum diversion volume of 317.2 af, and the irrigation of 100.0 acres.

Transfer No. 80309

WATER RIGHT NO. 43-13738
As Modified by Transfer No. 80309

CONDITIONS OF APPROVAL

5. 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. 143.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
7. 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 place of use.
8. Right No. 43-13739 is an expansion of this right pursuant to Section 42-1416B, Idaho Code.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 43-13739

As Modified by Transfer No. 80309

In accordance with the approval of Transfer No. 80309, Water Right No. 43-13739 is now described as follows:

Right Holder: HANK T HIGLEY AND
LACEY G HIGLEY
PO BOX 652
MALTA, ID 83342

Priority Date: 6/30/1985

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 03/15 **To** 11/15

Diversion Rate
0.160 cfs
0.160 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWNE Sec 25 Twp 13S Rge 26E CASSIA County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13S	26E	24												24.0			31.0		55.0
13S	26E	25		26.0			19.0												45.0

Right Acre Limit: 16.5
POU Total Acres: 100.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 16.5 acres within the authorized place of use in a single irrigation season.
2. Rights 43-13738 and 43-13739 when combined shall not exceed a total diversion rate of 0.29 cfs, a total annual maximum diversion volume of 58.0 af at the field headgate, and the irrigation of 31.0 acres.
3. Rights 43-13287, 43-13289, 43-13291, 43-2354A, 43-13738 and 43-13739 when combined shall not exceed a total diversion rate of 0.96 cfs, a total annual maximum diversion volume of 231.2 af, and the irrigation of 78.5 acres.
4. Rights 43-13287, 43-13289, 43-13291, 43-2354A, 43-13738, 43-13739 and 43-13746 when combined shall not exceed a total diversion rate of 1.19 cfs, a total annual maximum diversion volume of 317.2 af, and the irrigation of 100.0 acres.

WATER RIGHT NO. 43-13739
As Modified by Transfer No. 80309

CONDITIONS OF APPROVAL

5. 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.143.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
7. 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 place of use.
8. This right is an expansion of Right No. 43-13738 pursuant to Section 42-1416B, Idaho Code.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

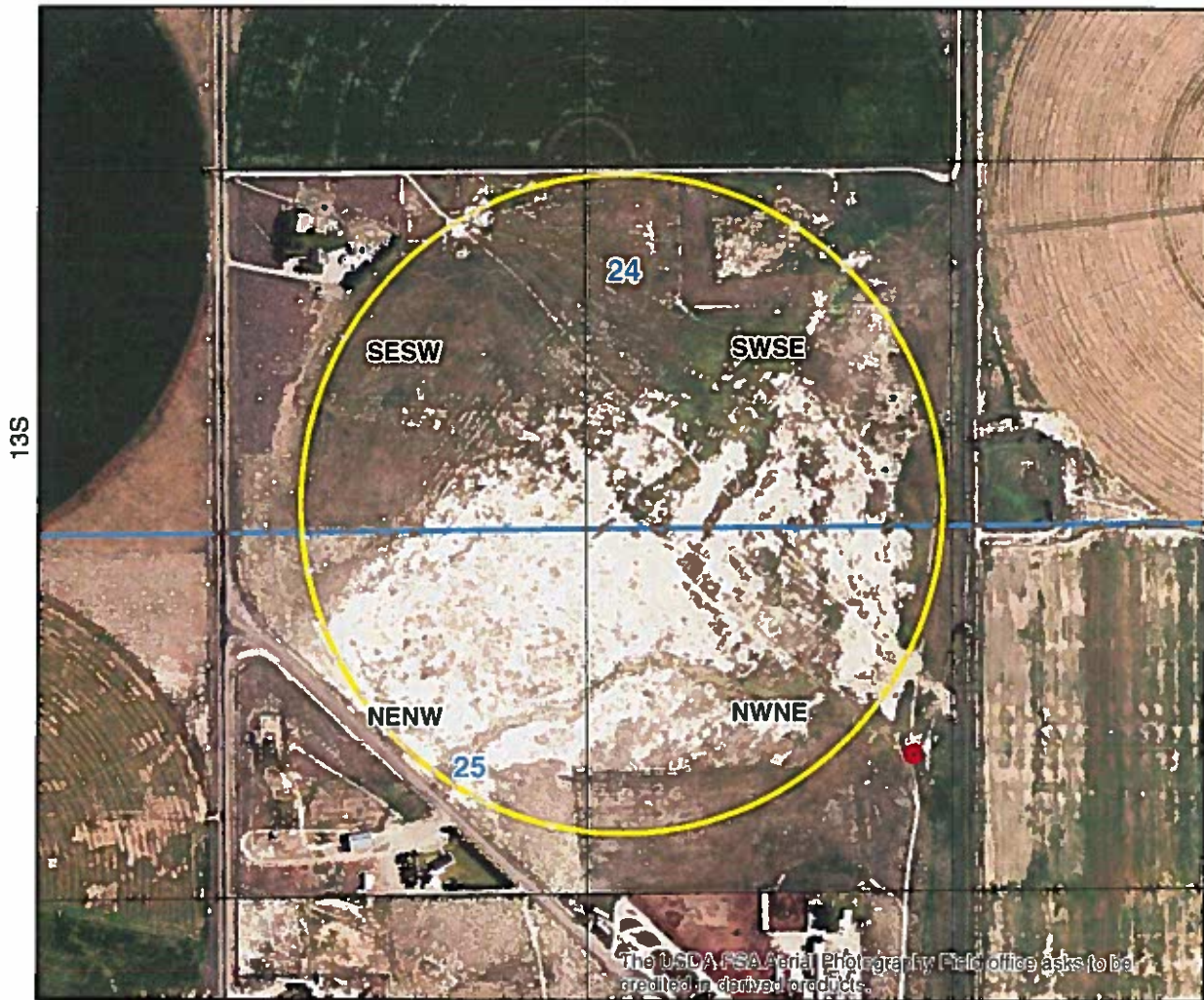
State of Idaho
Department of Water Resources

Attachment to Transfer No. 80309

Rights: 43-2354A, 43-13287, 43-13289, 43-13291, 43-13738, 43-13739 and 43-13746

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

26E



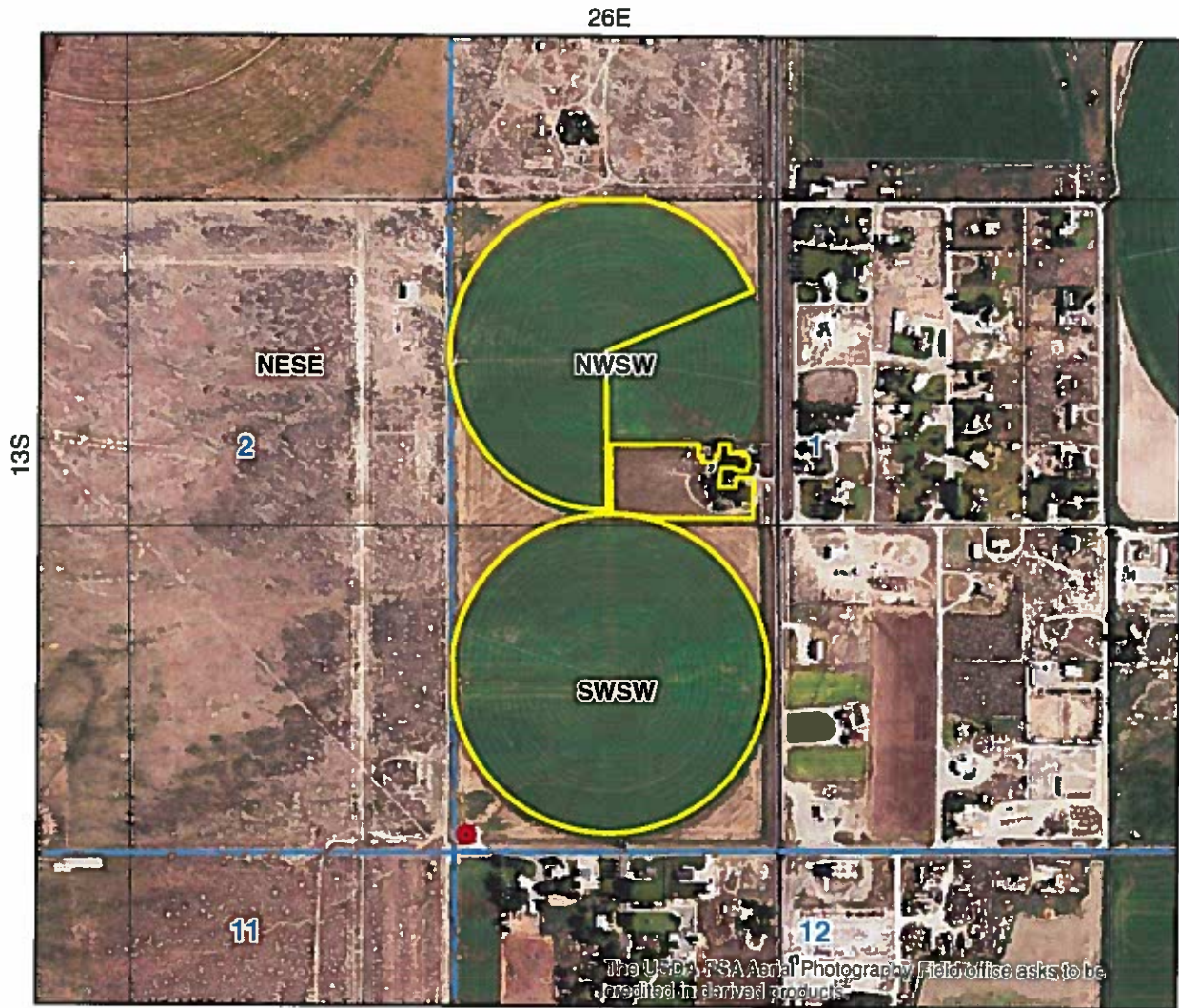
- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections

0 0.075 0.15 0.3 Miles



State of Idaho
Department of Water Resources
Attachment to Transfer No. 80309
Right: 43-2277

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections

0 0.075 0.15 0.3 Miles





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

May 6, 2016

HANK T HIGLEY
LACEY G HIGLEY
PO BOX 652
MALTA ID 83342

Re: Transfer No: 80309
Water Right No(s): 43-2277, 43-2354A, 43-13287, 43-13289, 43-13291, 43-13738,
43-13739

Transfer Approval Notice

Dear Water Right Holder and other Interested Persons:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

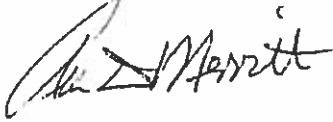
ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208) 736-3033.

Sincerely,

A handwritten signature in black ink, appearing to read "Allen Merritt". The signature is stylized with a large, sweeping initial "A" and a cursive "Merritt".

Allen Merritt
Southern Regional Manager

Enclosure

cc:

NATHAN ERICKSON WATER MASTER
WATER DISTRICT 143
650 ADDISON AVE W STE 500
TWIN FALLS ID 83301

CERTIFICATE OF SERVICE

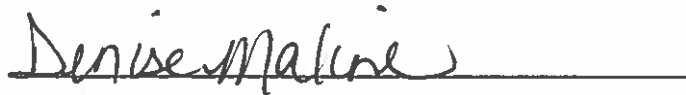
I hereby certify that on May 6, 2016 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below:

Re: Transfer No.: 80309

**Water Right No(s): 43-2277, 43-2354A, 43-13287, 43-13289, 43-13291, 43-13738,
43-13739**

**HANK T HIGLEY
LACEY G HIGLEY
PO BOX 652
MALTA ID 83342**

**NATHAN ERICKSON WATER MASTER *via e-mail*
WATER DISTRICT 143
650 ADDISON AVE W STE 500
TWIN FALLS ID 83301**

A handwritten signature in cursive script, reading "Denise Maline", is written over a solid horizontal line.

**Denise Maline
Administrative Assistant**

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MEMORANDUM

Date: May 4, 2016
To: Transfer 80650
From: Bill Mills
Re: Fee Evaluation Correction

It was pointed out that in my calculation of fees for this transfer, I overlooked 0.26 cfs in relation to a proportional change to the water rights currently at the POU: adding 21.5 acres/ to an existing 78.5 acres POU x 0.96 cfs = 0.26 cfs.

I had only considered the amount being moved to this POU from another POU which is an additional 0.26 cfs, 21.5 acres. Fees were charged based on the 0.26 cfs moving to the POU only, when I should have also considered the increase to the water rights at the POU: 0.26 cfs + 0.26 cfs = 0.52 cfs. Current fee for transferring 0.52 cfs is \$500.00. Note that this correction does not result in any changes to the actual fees charged.

Below is the body of the original Fee Memorandum dated 3/28/2016:

Filing fees charged for transfer application #80309 were based on the portion of the water right that is being moved to new ground in the transfer application:

$(21.5 \text{ new acres} / 75.0 \text{ acre POU}) \times 0.80 \text{ cfs} = 0.230 \text{ cfs}$

The current fee for the transfer of 0.23 cfs is \$500.00. Additional fees were paid for ownership changes on three rights (one in the transfer and ownership change was processed prior to transfer application)

\$25.00 each, for a total of \$75.00

$\$500.00 + \$75.00 = \$575.00$ total fee.

\$575.00 paid on Receipt #S035352.

*** Proof of Publication ***

RECEIVED

Twin Falls Times-News
132 Fairfield St W, Twin Falls, Idaho 83301

APR 18 2016

DEPT OF WATER RESOURCES
SOUTHERN REGION

RUBY AUFDERHEIDE, being duly sworn, deposes and says: That she is the Principal Clerk of the Times-News, a daily newspaper printed and published at Twin Falls, Twin Falls County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in the Times-News, in conformity with Section 60-108, Idaho Code, as amended, for:

2 Insertions

ID DEPARTMENT OF WATER RESOURCES
650 ADDISON AVE W, STE 500
TWIN FALLS, ID 83301

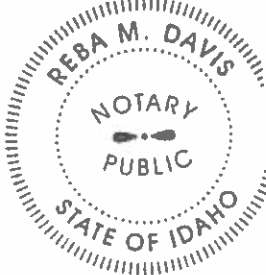
ORDER NUMBER 21299

Ruby Aufderheide
(Legals Clerk)

STATE OF IDAHO)
 SS
COUNTY OF TWIN FALLS)

On this 14th day of April in the year of 2016, before me, a Notary Public, personally appeared before me Ruby Aufderheide known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Reba M. Davis
Notary Public FOR Idaho
Residing at: Twin Falls, Idaho
My Commission expires: May 8, 2020



PUBLISHED ON: 04/07/2016, 04/14/2016

TOTAL AD COST: 302.91

FILED ON: 4/14/2016

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

✓
36-17066
BLUE LAKES COUNTRY CLUB INC
PO BOX 5729
TWIN FALLS, ID 83303-5729
Point of Diversion NWSE S28 T09S R17E JEROME County
Source ALPHEUS CREEK Tributary SNAKE RIVER
Point of Diversion L6(NWNE) S33 T09S R17E JEROME County
Source ALPHEUS CREEK Tributary SNAKE RIVER
Use: AESTHETIC 03/15 to 11/15 1.11 CFS
Use: RECREATION 03/15 to 11/15 1.11 CFS
Use: WATER QUALITY IMPROVEMENT 03/15 to 11/15 1.11 CFS
Total Diversion: 1.11 CFS
Date Filed: 3/21/2016
Place Of Use: AESTHETIC, RECREATION, WATER QUALITY IMPROVEMENT T09S R17E S33 NENE
Application for Permit proposes to divert a total of 1.11 cfs for Water Quality Improvement, Recreation, and Aesthetic purposes from Alpheus Creek via two existing points of diversion. Proposed place of use is Bass Lake at Blue Lakes Country Club. Application includes a mitigation plan to address increased evaporation at Bass Lake.

✓
47-17649
JAY BLACKHURST
AMY WESTOVER
4813 RIVER RD
BUHL, ID 83316
Point of Diversion NWNWSW S33 T08S R14E TWIN FALLS County Source WASTE WATER Tributary
Use: DOMESTIC 01/01 to 12/31 0.02 CFS 0.7 AF
Use: HEATING 01/01 to 12/31 0.02 CFS 0.7 AF
Use: RECREATION 01/01 to 12/31 0.02 CFS 0.7 AF
Total Diversion: 0.02 CFS
Date Filed: 10/26/2015
Place Of Use: DOMESTIC, HEATING, RECREATION T08S R14E S33 L6(NWSW)
Application proposes to divert up to 0.02 cfs of low temperature geothermal waste water for heating, recreation, and in-house domestic purposes for use on a property located along River Road approximately 3.3 miles west and 5.7 miles north of the city center of Buhl.

✓
NOTICE OF PROPOSED CHANGE OF WATER RIGHT
AMENDED TRANSFER NO. 79943
ALBION 12 INVESTMENTS LLC, 7595 E MC DONALD DR STE 130, SCOTTSDALE, AZ 85250, has filed Amended Application No. 79943 for changes to the following water rights within CASSIA County(s): Right No(s). 45-14284. The purpose of the transfer is to change a portion of the above rights as follows: Amended application for transfer proposes to change the place of use and add two new points of diversion to ground water right 45-14284 (1.31 cfs), which currently supplements three surface water rights (45-14288, 45-14286, and 45-10912) on 67.0 acres of farm ground located approximately 0.8 to 1.3 miles west and 0.7 to 1.2 miles south of the intersection of Main and Market Streets in Albion. The new place of use will be on farm ground located approximately 1.4 to 2.4 miles east and 1.8 to 3.2 miles south of Albion, supplementing surface water right 45-284B (1.50 cfs, 90.0 acres), which is within a 399.2 acre permissible place of use. Right 45-14284 is currently diverted from two wells located approximately 1.3 miles west and 1.1 miles south of Albion. The proposed transfer will relocate the points of diversion to two new wells located approximately 1.7 miles east and 3.2 miles south of Albion.

✓ OK DM 4/22/2016

over →

✓
**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 80309**

HANK T HIGLEY and LACEY G HIGLEY, PO BOX 652, MALTA, ID 83342, has filed Application No. 80309 for changes to the following water rights within CASSIA County(s): Right No(s) 43-13287, 43-13289, 43-13291, 43-13738, 43-13739, 43-2277, 43-2354A. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes transferring a 0.23 cfs & 21.5 acre portion of a groundwater right from the northwest edge of Malta to a farm located 2.7 to 3.2 miles south 0.0 to 0.5 miles east of Malta. The transferred right will be combined with six other ground water rights on the farm southeast of Malta to create a 100 acre permissible place of use. The transferred right and the existing rights will divert up to 1.19 cfs from an existing well located on the farm southeast of Malta.

Permits will be subject to all prior water rights. For additional information concerning the property locations, contact Southern Region office at (208) 736-3033, or for a full description of the rights &/or proposed transfer, please see www.idwr.idaho.gov/apps/Awr/QueryNewTransfers/QueryNewTransfers.aspx. For additional information on new permits, please see www.idwr.idaho.gov/WaterManagement/WaterRights/#New_Listings. Protests may be submitted based on the criteria of Sec 42-222 and 42-203A, Idaho Code. Any protest against the approval of this application(s) must be filed with the Director, Dept. of Water Resources, Southern Region, 650 Addison Ave W, Ste 500, Twin Falls, ID 83301 together with a protest fee of \$25.00 for each application on or before April 25, 2016. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

PUBLISH: April 7 and 14, 2016

✓ OK DM 4/22/2016

State of Idaho
Department of Water Resources

RECOMMENDATION OF WATERMASTER

Transfer No: 80309
Water Right No: 43-2277, etc.
Applicant Name: Hank & Lacey Higley

Watermaster's Recommendation:

- a) ☒ I do not oppose approval of this application
- b) ☐ I do not oppose approval of this application under the following terms:
- c) ☐ I oppose approval of this application(s) for the following reasons:
- d) ☐ Additional comment:

Dated: April 20, 2016

Water District 143



Nathan Erickson, Watermaster

Customer Ad Proof

60002276 ID DEPARTMENT OF WATER RESOURCES

Order Nbr 21299

Publication	Times News		
Contact	ID DEPARTMENT OF WATER RESOURCES	PO Number	
Address 1	650 ADDISON AVE W, STE 500	Rate	Legal Notice
Address 2		Order Price	302.91
City St Zip	TWIN FALLS ID 83301	Amount Paid	0.00
Phone	2087363033	Amount Due	302.91
Fax			
Section	Legals	Start/End Dates	04/07/2016 - 04/14/2016
SubSection		Insertions	2
Category	50 Legal	Size	202
Ad Key	21299-1	Salesperson(s)	Ruby Aufderheide
Keywords	The following application(s) h	Taken By	Ruby Aufderheide
Notes			

Ad Proof The following application(s) have been filed to appropriate the public waters of the State of Idaho:

36-17066
 BLUE LAKES COUNTRY CLUB INC
 PO BOX 5729
 TWIN FALLS, ID 83303-5729
 Point of Diversion NWSE S28 T09S R17E JEROME County
 Source ALPHEUS CREEK Tributary SNAKE RIVER
 Point of Diversion L6(NWNE) S33 T09S R17E JEROME County
 Source ALPHEUS CREEK Tributary SNAKE RIVER
 Use: AESTHETIC 03/15 to 11/15 1.11 CFS
 Use: RECREATION 03/15 to 11/15 1.11 CFS
 Use: WATER QUALITY IMPROVEMENT 03/15 to 11/15 1.11 CFS
 Total Diversion: 1.11 CFS
 Date Filed: 3/21/2016
 Place Of Use: AESTHETIC, RECREATION, WATER QUALITY IMPROVEMENTT09S R17E S33 NENE
 Application for Permit proposes to divert a total of 1.11 cfs for Water Quality Improvement, Recreation, and Aesthetic purposes from Alpheus Creek via two existing points of diversion. Proposed place of use is Bass Lake at Blue Lakes Country Club. Application includes a mitigation plan to address increased evaporation at Bass Lake.

47-17649
 JAY BLACKHURST
 AMY WESTOVER
 4813 RIVER RD
 BUHL, ID 83316
 Point of Diversion NWNWSW S33 T08S R14E TWIN FALLS County Source WASTE WATER Tributary
 Use: DOMESTIC 01/01 to 12/31 0.02 CFS 0.7 AF
 Use: HEATING 01/01 to 12/31 0.02 CFS 0.7 AF
 Use: RECREATION 01/01 to 12/31 0.02 CFS 0.7 AF
 Total Diversion: 0.02 CFS
 Date Filed: 10/26/2015
 Place Of Use: DOMESTIC, HEATING, RECREATION T08S R14E S33 L6(NWSW)
 Application proposes to divert up to 0.02 cfs of low temperature geothermal waste water for heating, recreation, and in-house domestic purposes for use on a property located along River Road approximately 3.3 miles west and 5.7 miles north of the city center of Buhl.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
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 ALBION 12 INVESTMENTS LLC, 7595 E MC DONALD DR STE 130, SCOTTSDALE, AZ 85250; has filed Amended Application No. 79943 for changes to the following water rights within CASSIA Countv(s): Right No(s). 45-14284. The purpose of the

Proof of legal notice received from Times News 4/1/2016 (4 pages total)

✓ OK DM 4-1-2016
 E-mail sent.

transfer is to change a portion of the above rights as follows: Amended application for transfer proposes to change the place of use and add two new points of diversion to ground water right 45-14284 (1.31 cfs), which currently supplements three surface water rights (45-14288, 45-14286, and 45-10912) on 67.0 acres of farm ground located approximately 0.8 to 1.3 miles west and 0.7 to 1.2 miles south of the intersection of Main and Market Streets in Albion. The new place of use will be on farm ground located approximately 1.4 to 2.4 miles east and 1.8 to 3.2 miles south of Albion, supplementing surface water right 45-2848 (1.50 cfs, 90.0 acres), which is within a 399.2 acre permissible place of use. Right 45-14284 is currently diverted from two wells located approximately 1.3 miles west and 1.1 miles south of Albion. The proposed transfer will relocate the points of diversion to two new wells located approximately 1.7 miles east and 3.2 miles south of Albion.

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TRANSFER NO. 80309**

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GARY SPACKMAN, Director
PUBLISH: April 7 and 14, 2016

Customer Ad Proof

#Error

Publication	Online		
Contact	ID DEPARTMENT OF WATER RESOURCES	PO Number	
Address 1	650 ADDISON AVE W, STE 500	Rate	Legal Notice
Address 2		Order Price	302.91
City St Zip	TWIN FALLS ID 83301	Amount Paid	0.00
Phone	2087363033	Amount Due	302.91
Fax			
Section	Legals	Start/End Dates	04/07/2016 - 04/14/2016
SubSection		Insertions	2
Category	50 Legal	Size	202
Ad Key	21299-1	Salesperson(s)	Ruby Aufderheide
Keywords	The following application(s) h	Taken By	Ruby Aufderheide
Notes			

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PO BOX 5729
TWIN FALLS, ID 83303-5729
 Point of Diversion NWSE S28 T09S R17E JEROME County
 Source ALPHEUS CREEK Tributary SNAKE RIVER
 Point of Diversion L6(NWNE) S33 T09S R17E JEROME County
 Source ALPHEUS CREEK Tributary SNAKE RIVER
 Use: AESTHETIC 03/15 to 11/15 1.11 CFS
 Use: RECREATION 03/15 to 11/15 1.11 CFS
 Use: WATER QUALITY IMPROVEMENT 03/15 to 11/15 1.11 CFS
 Total Diversion: 1.11 CFS
 Date Filed: 3/21/2016
 Place Of Use: AESTHETIC, RECREATION, WATER QUALITY IMPROVEMENTT09S R17E S33 NENE
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JAY BLACKHURST
AMY WESTOVER
4813 RIVER RD
BUHL, ID 83316
 Point of Diversion NWNWSW S33 T08S R14E TWIN FALLS County Source WASTE WATER Tributary
 Use: DOMESTIC 01/01 to 12/31 0.02 CFS 0.7 AF
 Use: HEATING 01/01 to 12/31 0.02 CFS 0.7 AF
 Use: RECREATION 01/01 to 12/31 0.02 CFS 0.7 AF
 Total Diversion: 0.02 CFS
 Date Filed: 10/26/2015
 Place Of Use: DOMESTIC, HEATING, RECREATION T08S R14E S33 L6(NWSW)
 Application proposes to divert up to 0.02 cfs of low temperature geothermal waste water for heating, recreation, and in-house domestic purposes for use on a property located along River Road approximately 3.3 miles west and 5.7 miles north of the city center of Buhl.

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AMENDED TRANSFER NO. 79943
ALBION 12 INVESTMENTS LLC, 7595 E MC DONALD DR STE 130, SCOTTSDALE, AZ 85250; has filed Amended Application No. 79943 for changes to the following water rights within CASSIA County(s): Right No(s). 45-14284. The purpose of the transfer is to change a portion of the above rights as follows:

Amended application for transfer proposes to change the place of use and add two new points of diversion to ground water right 45-14284 (1.31 cfs), which currently supplements three surface water rights (45-14288, 45-14286, and 45-10912) on 67.0 acres of farm ground located approximately 0.8 to 1.3 miles west and 0.7 to 1.2 miles south of the intersection of Main and Market Streets in Albion. The new place of use will be on farm ground located approximately 1.4 to 2.4 miles east and 1.8 to 3.2 miles south of Albion, supplementing surface water right 45-2848 (1.50 cfs, 90.0 acres), which is within a 399.2 acre permissible place of use. Right 45-14284 is currently diverted from two wells located approximately 1.3 miles west and 1.1 miles south of Albion. The proposed transfer will relocate the points of diversion to two new wells located approximately 1.7 miles east and 3.2 miles south of Albion.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 80309**

HANK T HIGLEY and LACEY G HIGLEY, PO BOX 652, MALTA, ID 83342; has filed Application No. 80309 for changes to the following water rights within CASSIA County(s): Right No(s), 43-13287, 43-13289, 43-13291, 43-13738, 43-13739, 43-2277, 43-2354A. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes transferring a 0.23 cfs & 21.5 acre portion of a groundwater right from the northwest edge of Malta to a farm located 2.7 to 3.2 miles south 0.0 to 0.5 miles east of Malta. The transferred right will be combined with six other ground water rights on the farm southeast of Malta to create a 100 acre permissible place of use. The transferred right and the existing rights will divert up to 1.19 cfs from an existing well located on the farm southeast of Malta.

Permits will be subject to all prior water rights. For additional information concerning the property locations, contact Southern Region office at (208) 736-3033; or for a full description of the rights &/or proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. For additional information on new permits, please see www.idwr.idaho.gov/WaterManagement/WaterRights/#New_Listings. Protests may be submitted based on the criteria of Sec 42-222 and 42-203A, Idaho Code. Any protest against the approval of this application(s) must be filed with the Director, Dept. of Water Resources, Southern Region, 650 Addison Ave W, Ste 500, Twin Falls, ID 83301 together with a protest fee of \$25.00 for each application on or before April 25, 2016. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

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