

RECEIVED

NOV 19 2014

DEPT OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 29623

RECEIVED

DEC 15 2014

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFERDEPT OF WATER RESOURCES
SOUTHERN REGION

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 www.idwr.idaho.gov.

Name of Applicant(s) Jeff L. Weber and Keri Jo WeberCheck whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.Yes N/A * Means the item is always required and must be included with the application.

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

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

- ☐ ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☒ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
- ☐ ☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). **
** Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☒ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☒ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at 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. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.
- ☐ ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see fee schedule.
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☒ #9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. (Attachment WSB)
- ☐ ☒ #10 Other. Please describe: _____

RECEIVED

NOV 19 2014

DEPT OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAMENDED
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

RECEIVED

DEC 15 2014

DEPT OF WATER RESOURCES
SOUTHERN REGION

Name of Applicant(s) Jeff L. Weber Keri Jo Weber Phone 539-8287
 Mailing address 950 E 570 S Dietrich, ID 83324 Email jstargetemarch@gmail.com

- ☒ 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.

Jeff L. Weber
Signature of Applicant or Authorized Representative

Jeff L. Weber
Print Name and Title if applicable

11/18/14
Date

Keri Jo Weber
Signature of Applicant or Authorized Representative

Keri Jo Weber
Print Name and Title if applicable

11/18/14
Date

A. PURPOSE OF TRANSFER

- ☒ Change point of diversion
☐ Change nature of use
 ☐ Add diversion point(s)
☐ Change period of use
 ☒ Change place of use
☐ Other _____
- 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.

Temporarily lease and Transfer 2 3 Shares of groundwater
to the Dietrich Cementary District for irrigation of
new cementary. 3 Acres to be idled off of current POU
2

PLW
12/15/14

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 Continued

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

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part					
☐ ☒	37-7089	4.355 ^{4.368 (12/15/14)}	Irrigation	4/15 to 10/15	Groundwater
☐ ☒	37-7089	.047 ^{.032 (12/15/14)}	Irrigation	4/15 to 10/15	Groundwater
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 4.400 cfs and/or 1092.0 acre-feet.

2. Total amount of water proposed to be transferred or changed .047 cubic feet per second and/or 11.6 acre-feet per year.

3. Point(s) of Diversion:

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

New ?	Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Source	Local name or tag #
No			NW	NE	33	6S	19E	Lincoln	Groundwater	
Yes			SE	SE	15	6S	18E	Lincoln	Groundwater	

4. Place of use: (If irrigation, identify with number of acres irrigated per 1/4 1/4 tract.)

- ☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6S	19E	33	33	39	40	33	39	30	33	40	1								288
6S	18E	15															3	3	271
																	2	2	
Total Acres (for irrigation use)																			273

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

Both points of diversion will consist of a well used
solely for irrigation. Measurements to be made
through electrical readings

- b. Who owns the property at the point(s) of diversion? Existing/Applicant Now/District Cemetery
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system: District

Applicant does not require access to diversion

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

If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: N/A

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?

If yes, ☐ complete Attachment WSB.

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

-3 Acres to be idled in the current POU
2 plus 13/15/14

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

None

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

Yes No

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

If yes, describe:

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

Current Water Right No.: 37-7089

Current Owner: JEFF L WEBER
KERI JO WEBER

Priority Date: 3/22/1971

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>
IRRIGATION	04/15 to 10/15
	<u>Total Diversion</u>

<u>Diversion Rate</u>	<u>Annual Volume</u>
4.4 CFS	1092 AF
4.4 CFS	1092 AF

Location of Point(s) of Diversion

GROUND WATER

SW1/4NW1/4NE1/4 Sec. 33, Twp 06S, Rge 19E B.M.

LINCOLN County

Place of Use

IRRIGATION Within LINCOLN County

T06S R19E S33	NENE	33.00	T06S R19E S33	NWNE	39.00
T06S R19E S33	SWNE	40.00	T06S R19E S33	SENE	33.00
T06S R19E S33	NENW	39.00	T06S R19E S33	NWNW	30.00
T06S R19E S33	SWNW	33.00	T06S R19E S33	SENW	40.00
T06S R19E S33	NESW	1.00			

Total Acres: 288

Conditions of Approval:

1. 067 The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
2. 131 Prior to the diversion and use of water under Transfer approval 69995, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
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. 130.
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. X61 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 4/15 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 12/11/2002.
6. X27 This right is limited to the irrigation of 273 acres within the place of use described above in a single irrigation season.
7. 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.
8. R43 The right holder shall maintain a lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
9. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Decreed Date: 12/11/2002

IDAHO

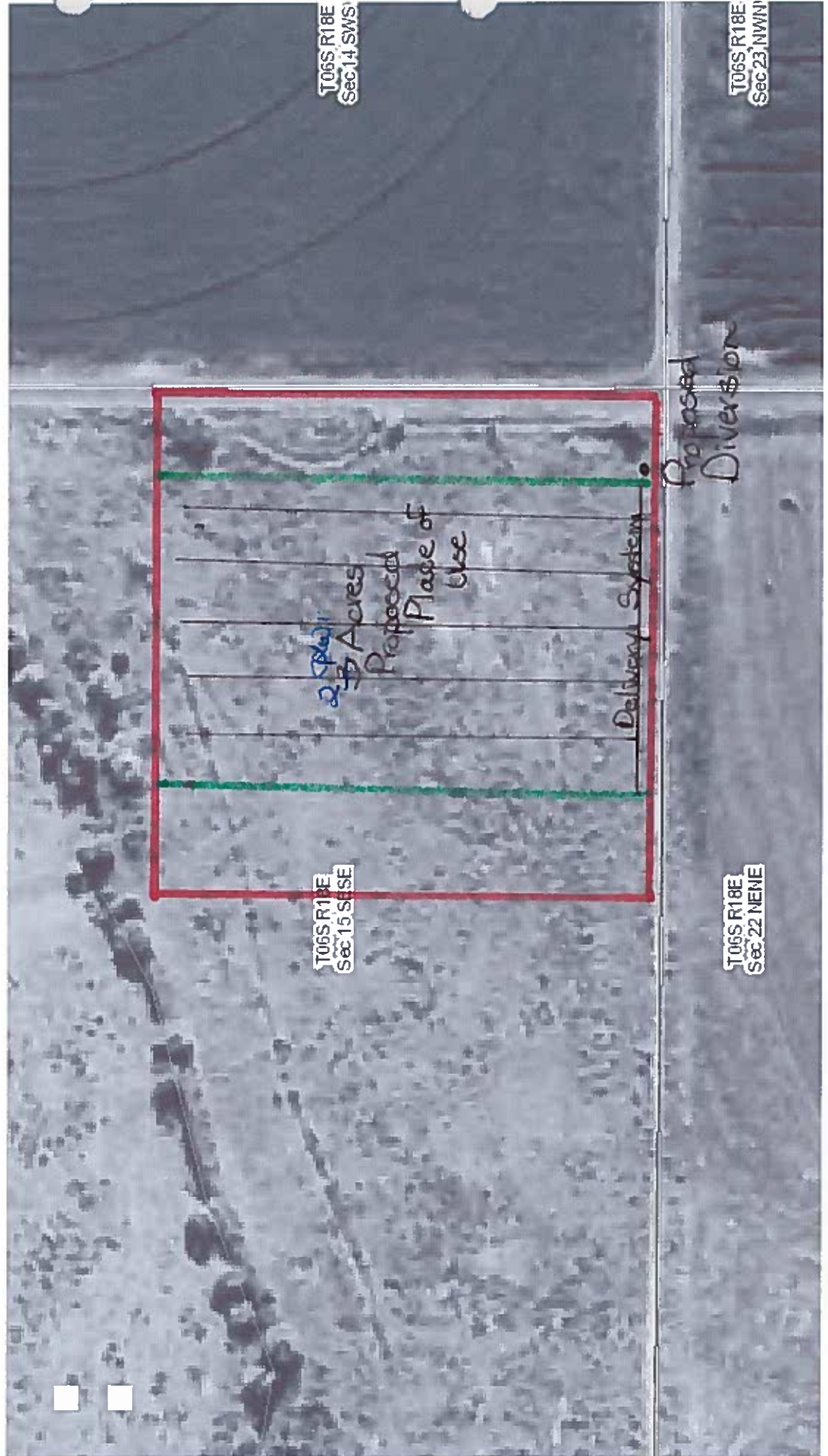
Department of

Water Resources

Transfer Application Internet Mapping

QZw
12/15/14

↑ NORTH 1" = ± 136'



IDAHO

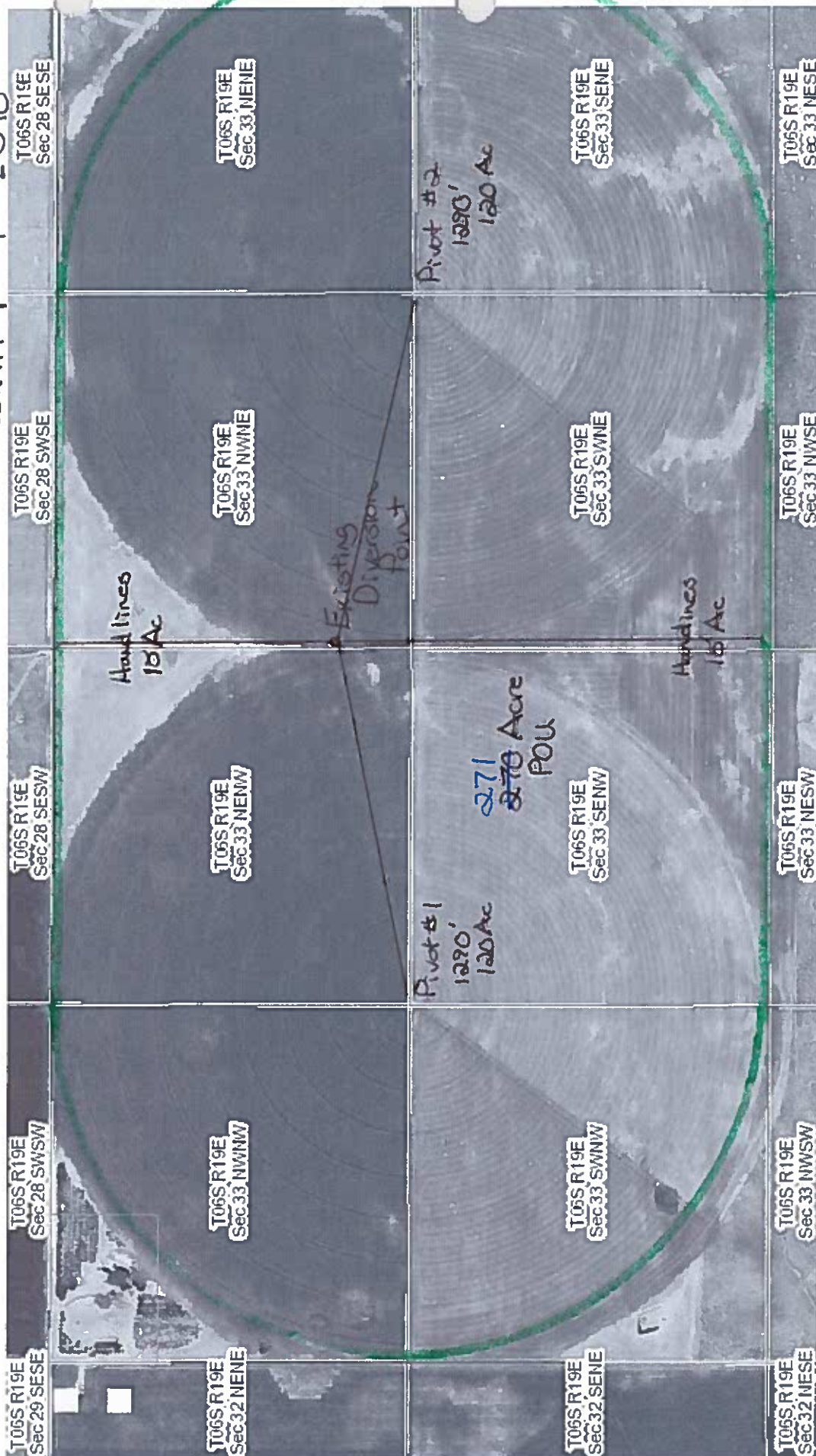
Department of

Water Resources

Transfer Application Internet Mapping

12/5/21
CZ

12/5/14


$$11 + 50 = 61$$




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

June 26, 2015

JEFF L WEBER
KERI JO WEBER
950 E 570 S
DIETRICH, ID 83324

RE: Transfer No. 79673
Water Right No(s). 37-7089

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 7/2/2015 and 7/9/2015**. Protests to this application may be submitted for a period ending ten (10) days after the second publication (**July 20, 2015**).

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,

A handwritten signature in cursive script that reads "Denise Maline".

Denise Maline
Administrative Assistant



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

June 26, 2015

NATHAN ERICKSON
WATER DISTRICT #130
650 ADDISON AVE W, STE 500
TWIN FALLS, ID 83301

Via hand delivery

RE: Transfer No.: 79673
Water Right No(s): 37-7089

Dear Nathan:

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 watermaster, 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, June 25, 2015 1:21 PM
To: Times News
Subject: LEGAL NOTICES
Attachments: Times News Cover Letter.docx; Times News Ad.docx; Coal Cities Mitigation Plan Ad SWC call.docx

Attached please find (2) legal notice being submitted for publication on July 2nd & 9th, 2015. Please feel free to contact me if you have any questions, or if you are not able to run the ad on the dates requested.

Thank you in advance,

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



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

June 25, 2015

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

RE: Extension of Time to Avoid Forfeiture of a Water Right No(s): 47-4160

RE: Application For Permit No.(s): 47-17635 & 47-17636

RE: Transfer No. 79673
Water Right No(s): 37-7089

RE: Transfer No. 79905
Water Right No(s): 37-72A

RE: Transfer No. 80161
Water Right No(s): 43-10539, 43-10541, 43-2447B, 43-2448B, 43-2449, 43-2450D, 43-2451

RE: Transfer No. 80173
Water Right No(s): 45-14376, 45-7021

RE: Notice of Mitigation Plan Submitted by the Coalition of Cities

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 July 20, 2015. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

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

47-17635

TWIN FALLS SCHOOL DISTRICT #411

201 MAIN AVE W

TWIN FALLS, ID 83301-6103

Point of Diversion SENWNW S12 T10S R17E TWIN FALLS County Source GROUND WATER Tributary

Use: COOLING 01/01 to 12/31 0.27 CFS

Use: HEATING 01/01 to 12/31 0.27 CFS

Total Diversion: 0.27 CFS

Date Filed: 5/27/2015

Place Of Use: COOLING, HEATING

T10S R17E S12 NWNW

Application seeks to appropriate 0.267 cfs of groundwater for heating and cooling uses associated with the new Pillar Falls Elementary School to be built on the east side of Hankins Rd and south of Falls Ave. 0.2 miles, on the east side of Twin Falls. A new well will be drilled at the site and water will be diverted, used, and reinjected at the site.

47-17636

TWIN FALLS SCHOOL DISTRICT #411

201 MAIN AVE W

TWIN FALLS, ID 83301-6103

Point of Diversion NWNWSW S32 T09S R17E TWIN FALLS County Source GROUND WATER Tributary

Use: COOLING 01/01 to 12/31 0.27 CFS

Use: HEATING 01/01 to 12/31 0.27 CFS

Total Diversion: 0.27 CFS

Date Filed: 5/27/2015

Place Of Use: COOLING, HEATING

T09S R17E S32 SWNW

Application seeks to appropriate 0.267 cfs of groundwater for heating and cooling uses associated with the new Rock Creek Elementary School to be built north of the hospital in northwest Twin Falls. A new well will be drilled at the site and water will be diverted, used, and reinjected at the site.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 79673

JEFF L WEBER and KERI JO WEBER, 950 E 570 S, DIETRICH, ID 83324; has filed Application No. 79673 for changes to the following water rights within LINCOLN County(s): Right No(s). 37-7089. The purpose of the transfer is to change a portion of the above rights as follows: Transfer proposes to dry up 2 acres of irrigation from right 37-7089 and transfer it 4 miles NW to 1 mile west of Dietrich for use at the new Dietrich Cemetery District cemetery. A new well at the cemetery located in the SESE Sec.15, T06S, R18E can divert up to 14 gpm to irrigate the 2 acres.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 79905

CARL H RIXON and KARIN RIXON, 1664 S 1700 E, GOODING, ID 83330; has filed Application No. 79905 for changes to the following water rights within GOODING County(s): Right No(s). 37-72A. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the point of diversion (POD) for irrigation water right 37-72A (0.44 cfs, 19.0 acres) which is currently diverted from the Big Wood River at a point approximately 2.3 miles north and 1.9 miles west of the intersection of U.S. Highway 26 and State Highway 46 in Gooding. The new POD will be located approximately 2.5 miles north and 2.0 miles west of Gooding, about 0.3 miles downstream on the Big Wood River.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 80161

BROOK E HOLTMAN and STACY M HOLTMAN, PO BOX 74, MALTA, ID 83342; has filed Application No. 80161 for changes to the following water rights within CASSIA County(s): Right No(s). 43-10539, 43-10541, 43-2447B, 43-2448B, 43-2449, 43-2450D, 43-2451. The purpose of the transfer is to change a portion of the above rights as follows: Transfer proposes creating a new 944 acre permissible place of use on an existing farm located approximately 3.8 to 4.8 miles east and 1.5 to 3.0 miles south of the HWY 77 and HWY 81 intersection in Malta. Three existing wells on the farm will divert up to 15.6 cfs and 3298.6 AF for the irrigation of 902 acres.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 80173**

SIX S RANCH LLC, 1354 E SIX S RANCH RD, DECLO, ID 83323; has filed Application No. 80173 for changes to the following water rights within CASSIA County(s): Right No(s). 45-14376, 45-7021. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes changing the point of diversion and place of use of a 1.0 cfs and 125.8 acre portion of two groundwater rights that are currently used on a farm located approximately 4.0 to 6.25 miles east and 1.5 miles north to 2.5 miles south of the center of Declo. The transfer proposes moving the rights to a new well to be drilled approximately 2.9 miles east and 0.5 miles north of the center of Declo. The transferred rights will be used, along with other existing rights, on a farm located approximately 2.5 to 3.5 miles east and 0.5 miles north to 0.25 miles south of the center of Declo to irrigate 125.8 acres within a 263.3 acre permissible place of use.

Extension of Time to Avoid Forfeiture

ORCHARD VIEW ENTERPRISES LLC, 2206 MAYBERRY LN, FILER, ID 83328 filed an Application for Extension of Time to Avoid Forfeiture of a Water Right for all of water right 47-4160, with a 12/31/1949 priority date from ground water, in the amount of 0.09 cfs and 9.4 AF for commercial purposes. It is unknown when the last time water was diverted for use, but the Extension of Time to Avoid Forfeiture was filed before 5 years elapsed after the SRBA decree was issued. The property to which the water right is appurtenant is located approximately at 2984 N 3800 E, Hansen ID 83334, in the NWNW Sec.36, T11S, R18E. The applicant propose to resume the use before July 2019. For additional information, contact Southern Region at (208) 736-3033, or search under www.idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx, for documents provided under water right number 47-4160.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or to see a full description of these rights and/or the proposed transfers, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. 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 together with a protest fee of \$25.00 for each application on or before July 20, 2015. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on July 2nd & 9th, 2015

MEMORANDUM

Date: June 15, 2015
To: Transfer 79673
From: Doug Jones
Re: Review & Evaluation of Sufficiency of Information

Transfer proposes to dry up 2 acres of irrigation from right 37-7089 and transfer it 4 miles NW to 1 mile west of Dietrich for use at the new Dietrich Cemetery District cemetery. A new well at the cemetery located in the SESE Sec.15, T06S, R18E can divert up to 14 gpm to irrigate the 2 acres.

Authority to File: Applicant is water right owner.
Water Right Validity: Valid, decreed water right.
Injury to Other Water Rights: No effect on other rights likely.
Enlargement of Use: Proper conditioning of remainder of right on original place will prevent enlargement
Local Public interest: No issues
Beneficial Use/Conservation of Water Resources: No issues.
Effect on Economy the Local Area: No Issues.
Effect on Agricultural Base of the Local Area: None

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.