



Rocky Mountain
ENVIRONMENTAL™
ASSOCIATES, INC.

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JUN 15 2009

DEPARTMENT OF
WATER RESOURCES

June 8, 2009

RMEA 09-0047

Idaho Department of Water Resources
Attn: Aaron Marshall
322 E Front Street
PO Box 83720
Boise, ID 83720-0098

Re: Water Banking Applications for Blue Indian HOA Inc

Dear Aaron,

The Blue Indian Subdivision in Teton County is proposing to excavate a small fire protection pond to be maintained through a domestic well. Due to the length of time it would require to fill the lined pond under a domestic exemption, the HOA is seeking an alternative method.

Two irrigation water rights (22-2125 and 22-2137) out of Horseshoe Creek, which is tributary to the Teton River, are appurtenant to the property. The applicants are proposing to lease 1 acre of water right 22-2137, or 0.02 cfs and 3.5 AF into the Water Supply Bank, and to rent 1.0 AF and 0.02 cfs from this water right for storage in the pond. Find enclosed an Application to Sell or Lease a Water Right to the Water Supply Bank and a companion Application to Rent Water From the Water Supply Bank.

The water rights are currently not in the name of the Blue Indian Homeowners Association Inc. Enclosed is a change of ownership form for both water rights with the required documentation.

Sincerely,

Kristin Moore
Water Rights Analyst

Attachment(s): Application to Sell or Lease a Water Right to the Water Supply Bank
Application to Rent Water From the Water Supply Bank
Notice of Change in Water Right Ownership Form
Special Warranty Deed for Water Right to Blue Indian HOA
Articles of Incorporation of Blue Indian Homeowners Association
Warranty Deed to Surprise Valley Holdings, LLC
Warranty Deed to The Kem C Gardner Family partnership, LTD, et al

01/03

Before the Idaho Water Resource Board

APPLICATION TO RENT WATER FROM THE WATER SUPPLY BANK

Applicant: Blue Indian Homeowners Association Inc Phone (208) 399-8080

Address PO Box 1601

City Driggs State ID Zip Code 83422

c/o Rocky Mountain Environmental Associates, Inc.

482 Constitution, Ste 303

(208) 524-2353

Idaho Falls, ID 83402

Fax (208) 524-1795

A. DESCRIPTION OF WATER SOUGHT TO RENT:

1. Source of water Horseshoe Creek
tributary to Teton River
2. Maximum volume of water 1.0 AF.
3. Maximum rate of diversion 0.02 cfs.

B. DESCRIPTION OF USE PROPOSED

1. Nature of intended use Fire Protection Storage
2. Location of Point of Diversion: NE ¼ NW ¼ of Section 27 Township 5N Range 44E B.M., in TETON County.
3. Season of Use: From 4/15 to 10/31
4. Description of diverting works:
Pump HP _____ Lift _____ Pump type _____
Canal name, if appropriate _____
5. Place of Use:
 - a. If water is for irrigation, describe the number of acres to be irrigated by 40-acre tract, section, township and range.

 - b. If water is not for irrigation, describe the nature of the intended use and the place of use.
Use is for the first-time fill of a fire protection pond within the Blue Indian
Subdivision.
6. Describe any other water rights used for the same purposes as rental water sought under



01/03

this application.

None

7. Who owns the property at the point of diversion?

Historical public diversion

8. Who owns the property at the place of use?

Currently deeded to Buxton West LLC, but under management of the applicant

9. Are you seeking a rental for more than one (1) year? No (yes or no)

If yes, for how many years? _____

10. Remarks: An application to Lease to the Water Supply Bank for 1 acre of water right 22-2137 is submitted as a companion to this application. It is requested to rent the water leased in to the Bank by the companion application.

5-25-2009
Date

Matt Hill
Signature of Applicant

FOR DEPARTMENT USE ONLY

Received by _____ Date _____ Time _____

Published in _____ Pub. Dates _____

Protests filed by _____

Hearing held by _____

Action recommended for _____