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OCT 15 2024

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

DEPT. OF WATER RESOURCES
EASTERN REGION

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

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Check all that apply:

- ☒ Change diversion point(s) ☐ Add diversion point(s) ☐ Ownership change ☐ Ownership split
☐ Transfer is for changes pursuant to Idaho Code § 42-221.0.8. Attach an explanation and any supporting documentation.

1. APPLICANT(S) Agustus M. Hill Phone 208.681.8594
2. MAILING ADDRESS 485 W. Riverton Rd City Blackfoot
State Idaho Zip 83221 Email Jessica.K.2390@gmail.com

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

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

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

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

3. LIST WATER RIGHT NUMBER(S) 27-4H

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

4. TOTAL AMOUNT OF WATER transferred is 0.2 cubic feet per second and/or _____ acre-feet per annum.
(diversion rate) (storage volume)

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

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

[illegible]

6. GENERAL INFORMATION

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

See attached map summary

- b. Who owns the property at the point(s) of diversion? Self, Augustus M. Hill
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

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

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right(s), or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe:

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

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

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

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

Augustus Hill
Signature of applicant or authorized agent

Gas Hill
Print name and title if applicable

10/1/24
Date

Signature of applicant or authorized agent

Print name and title if applicable

Date

9. **FEE** – ☒ The application filing fee provided in Idaho Code § 42-221.O, must be submitted with the application for transfer. Applications for changes pursuant to Idaho Code § 42-221.O.8. require a filing fee of \$50 per water right. All other application fees are based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The Fee Schedule is available at www.idwr.idaho.gov, Water Right Transfers, Step 4 and in the Application for Transfer Instructions.

FOR DEPARTMENT USE ONLY

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

Fee paid 200.00 Date 10-3-24 Received by m. fletts Receipt # E050399

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

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

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

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/3/2024

Water Right 27-4H

Owner Type

Current Owner
Original Owner
Original Owner
Original Owner
Original Owner
Original Owner
Original Owner
Original Owner
Original Owner
Original Owner
Original Owner
Original Owner
Previous Owner
Previous Owner

Name

AGUSTUS M HILL
ORVAL E COOK
SUSAN E WHITTEN
RICHARD STOKES
P B FOX JR
WILLIAM HOWARD
A WHITTEN
NERENE M COOK
CALVIN MILLS
S GEORGE CARSON
SUE ANN STOKES
STACIE D HEINTZELMAN
JOHN B HEINTZELMAN

Priority Date: 6/1/1885

Basis: Decreed

Status: Active

Source

BLACKFOOT RIVER

Tributary

SNAKE RIVER

Beneficial Use

IRRIGATION

From

04/01

To

10/31

Diversion Rate

0.200 CFS

Volume

Total Diversion

0.200 CFS

Source and Point(s) of Diversion:

BLACKFOOT RIVER

L24(SWNE)

Sec. 8, Twp 03S, Rge 35E, BINGHAM County

Place Of Use:

IRRIGATION within BINGHAM County

T03S R35E S8	NESW	0.7
T03S R35E S8 L6	SESW	9.7
POU Total Acres		10.40

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. F01 WATER IS DELIVERED THROUGH STEVENS DITCH.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

10/3/2024

3. 257 This water right is entitled to the protections of paragraph x.d of water right 27-11375.

Combined Use Limits:

N/A

SubCase:

SubCaseNumber: 27-4H

Class: 1

SF5 Filed Date:

Special Master Recom Signed Date:

Attorney Assigned:

Adjudication Agent:

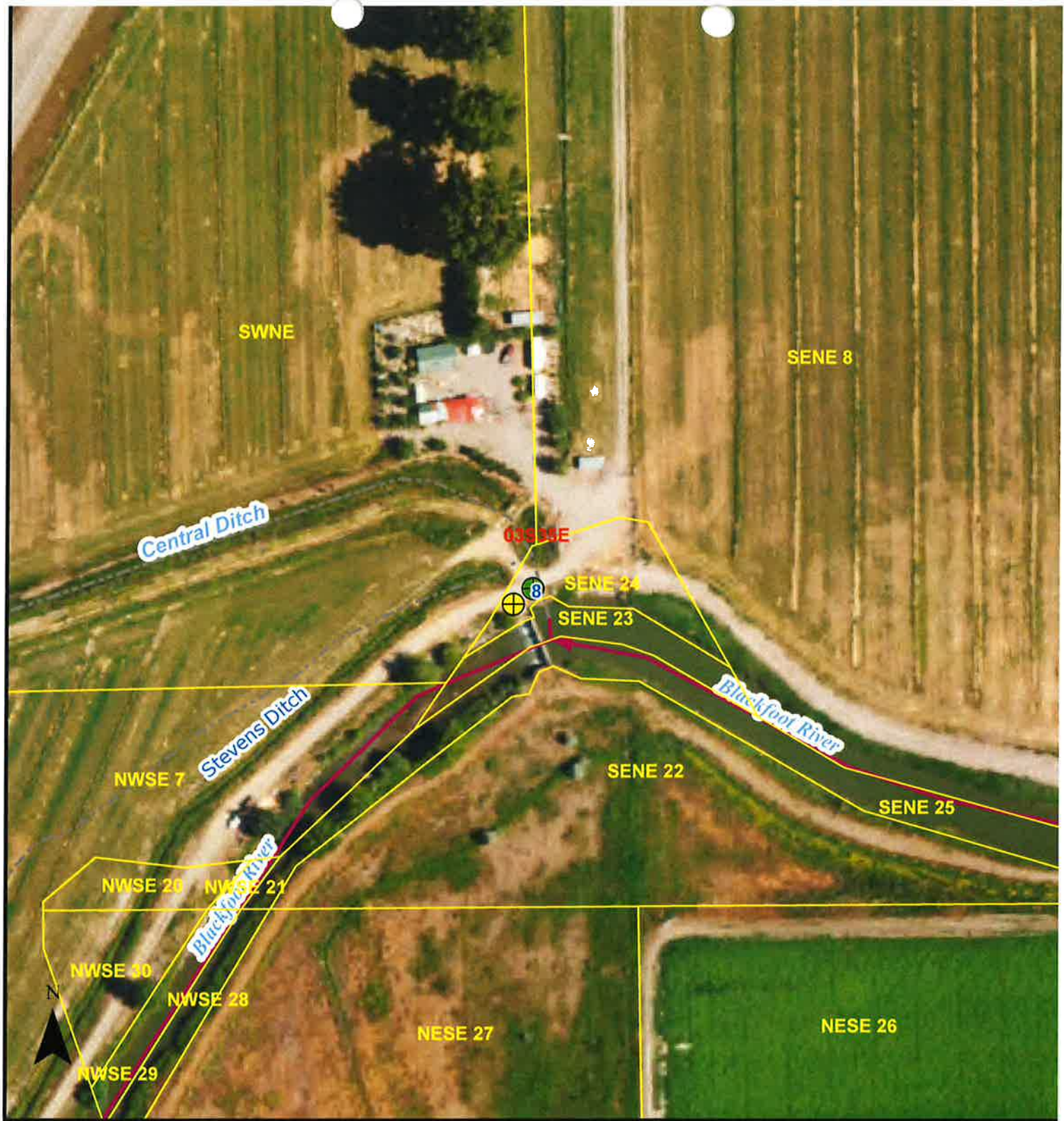
Basis of Claim: Decreed

Date Filed: 3/8/2006

Objection Status: Active

Water Supply Bank:

N/A



Legend

-  Central Ditch
-  Stevens Ditch
-  Township/Range
-  Sections
-  QQ

Hill Transfer

2023 Imagery

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DEPT. OF WATER RESOURCES IDAHO DEPARTMENT OF
EASTERN REGION WATER RESOURCES



JNEBEKER_IDWR

39 38 5

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

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New?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
					8	03S	35E	Bingham	Blackfoot River	Central
	24		SE	NE						Ditch



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

October 16, 2024

AGUSTUS M HILL
485 W RIVERTON RD
BLACKFOOT, ID 83221

RE: Transfer No. 89385
Water Right No(s). 27-4H

Dear Applicant:

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 BINGHAM NEWS CHRONICLE on 10/23/2024 and 10/30/2024. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

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,

Christina Henman
Administrative Assistant

Henman, Christina

From: Henman, Christina
Sent: Wednesday, October 16, 2024 12:31 PM
To: legalnotices@postregister.com
Subject: Legal Notice for Teton Valley News
Attachments: 89378, 89379 Teton Valley News.docx

LEGAL NOTICE DEPARTMENT
TETON VALLEY NEWS
80 E LITTLE AVE
DRIGGS, ID 83422

RE: Transfer No. 89378, 89379
Water Right No(s). 22-14618, 22-14619

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 11/12/2024. Your cooperation is appreciated.

Thank You,



Christina Henman
Administrative Assistant
IDWR, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 525-7161

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 89385**

AGUSTUS M HILL, 485 W RIVERTON RD, BLACKFOOT, ID 83221 has filed Application No. 89385 for changes to the following water rights within BINGHAM County(s): Right No(s). 27-4H; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: change point of diversion. Proposed point of diversion is the Central Ditch, located in Lot 24 (SWNE) Sec 8 T03S R35E, for 0.20 cfs from the Blackfoot River.

For additional information concerning the property location, contact Eastern Region office at (208)525-7161. 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, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before 11/12/2024. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director

Published on 10/23/2024 and 10/30/2024

Fwd: Central Ditch

OCT 15 2024

DEPT. OF WATER RESOURCES
EASTERN REGION

From Jessica Clark <jessicak.2390@gmail.com>
Date Tue 10/15/2024 8:47 PM
To Nebeker, Jake <Jake.Nebeker@idwr.idaho.gov>

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Hello Jake,

Here is the email from the Central ditch president. Can you please let us know if this is sufficient?

Jessica & Augustus Hill

----- Forwarded message -----

From: **Augustus Hill** <agustushill@isu.edu>
Date: Tue, Oct 15, 2024 at 8:40 PM
Subject: Fwd: Central Ditch
To: Jessica Clark <jessicak.2390@gmail.com>

Sent from my iPhone

Begin forwarded message:

From: Amy Cox <gbalcox@yahoo.com>
Date: October 15, 2024 at 7:31:23 PM MDT
To: hillagus@isu.edu
Subject: Central Ditch

Gus Hill can transfer his shares to the central ditch from the Stevens ditch.

Thanks,

Glenn Cox
President of the Central ditch.
208-604-1164