

AMENDED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 31 2024

DEPT. OF WATER RESOURCES
EASTERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT

GENERAL INFORMATION AND INSTRUCTIONS

Pursuant to Section 42-222(1), *Idaho Code*, a transfer application may be filed to change the point of diversion, place of use, period of use, or nature of use of all or part of an established water right. Any person proposing to make such a change is required to file a transfer application with the Department. "Such application shall be upon forms furnished by the department and shall describe the [water right] to be changed and the changes which are proposed and shall be accompanied by the statutory filing fee." *Idaho Code* § 42-222(1).

The Department has developed this application form to assist applicants in satisfying the requirements of Section 42-222(1). This application form requests information about the applicant's authority to file (Part 1), information about the current elements of the water right(s) to be changed (Part 2), information about the proposed changes (Part 3), information about the validity of the water right(s) and the effects of the proposed changes (Part 4), and confirmation that the information provided is truthful (Part 5).

The applicant or their representative must provide a response for all applicable questions, any additional information required, and the proper filing fee before this application will be considered complete. If an application is incomplete or more information is required, the Department will notify the applicant or representative and allow time for the application to be completed. An application that remains incomplete will be returned to the applicant and the filing fee will be refunded.

An application for transfer is limited to the changes proposed for a single water distribution system. A proposal to change two or more separate water distribution systems, that will remain separate after the transfer, must be filed as separate applications. Applicants may provide additional pages to supplement their responses to the questions posed on this application form. Supplemental forms for listing additional water rights, points of diversion, or places of use can be found on the Department's website (idwr.idaho.gov). If you need assistance understanding the questions on this form, generating current water right reports, determining legal descriptions, or accessing water measurement records feel free to contact the nearest regional office of the Department.

PART 1 – CONTACT INFORMATION, OWNERSHIP RECORDS, AUTHORITY TO FILE

Name(s) of Applicant(s) Good timber Ranch, LLCMailing Address 1300 Good Timber Ranch Road, Victor, Idaho 83455Email* nathan@coldwaterpaint.com Phone 208-709-1074Name of Representative (if any) Thomas J. Budge, AttorneyMailing Address P.O. Box 1391, Pocatello, Idaho 83204-1391Email* tj@racineolson.com Phone 208-232-6101

*If an email address is provided, Department staff will use email as the primary method for corresponding with the applicant and representative about the application.

A. Representative. If the representative is authorized to sign or amend the application on behalf of the applicant, attach documents confirming that authority. Label documents as Attachment 1A.

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B. Current Owner. If the applicant is not the current owner of record for all water rights included in this application, attach documents showing that the applicant has the authority to make the proposed changes. Label documents as Attachment 1B.

C. Updating Ownership Records. Applicants needing to update the ownership records for any of the water rights included in this application must attach documents supporting the ownership change. Such documents must trace ownership of the subject water rights or the current place of use for the subject water rights from the current owner of record for the water rights to the applicant. Label documents as Attachment 1C.

D. Business Entities. If the applicant is a business entity (corporation, LLC, partnership, trust, etc.), is the entity currently registered with the Idaho Secretary of State?

☒ Yes. If this application is signed by someone other than a person listed on the most recent annual report filed with the Idaho Secretary of State, attach documents confirming the authority of the signer to sign on behalf of the business entity. Label documents as Attachment 1D.

☐ No. Attach documents confirming the authority of the signer to sign on behalf of the business entity. Label documents as Attachment 1D.

E. Approval of Irrigation Delivery Entity. Section 42-108, *Idaho Code*, states that a transfer application proposing to change water rights held by an irrigation company or district requires the consent of the irrigation entity. If this application proposes to change water rights held by an irrigation entity, attach a letter of consent from the entity (labeled as Attachment 1E) or have an authorized representative of the entity co-sign the application.

F. Encumbered Properties. If the current place of use for the water rights included in this application is subject to a lien, deed of trust, mortgage, or contract and the application proposes to change the nature of use of the water rights or to move water rights off the current place of use, attach a statement of consent for the change signed by the lien holder, trustee, mortgagor or contract holder. Label documents as Attachment 1F.

G. Legal Access. If the applicant is not the current owner of the proposed point(s) of diversion, conveyance system, or place(s) of use, provide evidence of legal access to the land or infrastructure not owned by the applicant. Label documents as Attachment 1G. For example, an applicant may provide a letter of consent from the owner of the land or conveyance system or may have the owner co-sign the application. For applications proposing to divert water on or convey water across federal land, an applicant is not required to demonstrate legal access to the federal land prior to approval. Instead, if the transfer application is approved, the applicant must obtain access authorization from the relevant federal agency prior to diverting water under the subject water rights.

PART 2 – WATER RIGHTS BEFORE PROPOSED CHANGES

A. Current Water Rights. For each water right proposed to be changed, attach a current water right report obtained from any Department office or from the Department's website (idwr.idaho.gov). Label water right reports as Attachment 2A.

B. Map of Current System. Attach a map of the current point(s) of diversion and place(s) of use for the water rights to be changed. The map should clearly depict the elements of the water rights to be changed. For example, if the application proposes to change the point of diversion for a water right, the map should display the current location of the point of diversion. For irrigation water rights, the map should also identify the location of the irrigated acres to be changed. Label map as Attachment 2B.

☐ N/A. This application does not propose to change the place of use or nature or use of an irrigation water right or this application proposes to change the place of use or nature of use for an entire irrigation right.

[illegible]

D. Proposed changes: Because the proposed changes to the transfer of water right nos. 22-2279, 22-7658, 22-14625, 22-683A, and 22-14626 to accommodate development of a 2.97 acre pond on the applicant's property. See Attachment 3B for a more detailed explanation of the transfer.

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DEPT. OF WATER RESOURCES
EASTERN REGION**C. Summary of Proposed Changes.**

1. Water Rights. Use the following table to list all water rights, or portions thereof, that are proposed to be changed as they would appear after the proposed changes. In the Amount column, list the volume in acre-feet (af) for storage uses or the rate in cubic feet per second (cfs) for all other uses.

All or Part	Right Number	Amount (cfs/af)	Nature of Use	Period of Use	Source
☐ ☒	22-14625	15.2 AF	Recreation Storage	01/01 to 12/31	Pole Creek
☐ ☒	22-683A	15.2 AF	Recreation Storage	01/01 to 12/31	Pole Creek
☐ ☒	22-14626	15.2 AF	Recreation Storage	01/01 to 12/31	Pole Creek
☐ ☒	22-2279	26.3 AF	Recreation Storage	01/01 to 12/31	Big Springs/Forest Spring
☒ ☐	22-7658	2.1 AF	Recreation Storage	01/01 to 12/31	Spring
☒ ☐	22-14625	0.06 cfs	Diversion to Storage	10/01 to 05/01	Pole Creek
☐ ☒	22-683A	0.34 cfs	Diversion to Storage	04/15 to 10/31	Pole Creek
☐ ☒	22-14626	0.05 cfs	Diversion to Storage	07/01 to 08/31	Pole Creek
☐ ☒	22-2279	0.20 cfs	Diversion to Storage	06/01 to 10/31	Big Springs/Forest Spring
☒ ☐	22-7658	0.03 cfs	Diversion to Storage	04/15 to 10/15	Spring

2. Total Amounts. Calculate the total quantity, in cfs or af, of water rights that are proposed to be changed through this application. For an application proposing to only change the place of use for irrigation rights, the total quantity of water is calculated by comparing the current place of use to the proposed place of use, summing the number of acres increased in each legal subdivision, and quantifying the proportional amount of diversion rate for the increased acres. For an application proposing to change or add points of diversion for irrigation or any other beneficial use, the total amount is the total diversion rate for the changed portion of the right.

Total Amount of Water Rights Proposed to be Changed: 0.68 cfs and/or 28.4 af.

3. Point(s) of Diversion. Use the following table to list all the proposed points of diversion for the water rights to be changed, including any current points of diversion that will continue to be used as part of the proposed water distribution system.

The legal description for the proposed point(s) of diversion must be to the nearest 40-acre subdivision (QQ) or U.S. Government Lot of the Public Land Survey System (PLSS). PLSS information is typically available from USGS topo maps, property deeds, tax bills or various mapping tools on the Department's website.

For points of diversion within platted subdivisions, list the lot and block number in the "Diversion Name/Number" column. An application proposing an injection into a stream and a re-diversion from that stream must list the source for the original diversion as the source for the injection and re-diversion points. If this application proposes construction of a new diversion structure (for example, a new ground water well or a new pump station on a creek), please indicate the status in the appropriate column.

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☐ N/A. This application does not propose to add or change any points of diversion.
DEPT. OF WATER RESOURCES
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New?	Twp	Rge	Sec	Lot	1/4	1/4	1/4	County	Source	Diversion Name/Number
Y	3N	45E	22		NW	NW	SE	Teton	Big Spring	Pond impoundment
N	3N	45E	22		NW	NW	SE	Teton	Spring	Pond impoundment
N	3N	45E	22		SE	NE	SW	Teton	Forest Spring	Existing POD
N	3N	45E	26		SW	NW	NW	Teton	Pole Creek	Parking Lot
N	3N	45E	26		NE	NW	SW	Teton	Pole Creek	USPS

4. Place of Use. The proposed place of use must be described to the nearest 40-acre subdivision (QQ) or U.S. Government Lot of the Public Land Survey System. Government lot numbers can be noted in parenthesis below the approximate quarter-quarter location of the government lot. For water rights held by irrigation districts, municipal providers or irrigation companies, the proposed place of use may be generally described as authorized by Sections 42-202B, 42-219 and 42-222B, *Idaho Code*.

☐ N/A. This application does not propose to change the place of use.

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Proposed Place of Use

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	45E	22									9.0				29	5.5		1.8	45.3
3N	45E	23										4							4
3N	45E	22														RS			

Total Irrigated Acres: 49.3

5. Map of Proposed System. Attach a map showing the location of the points of diversion, reservoirs, dams, canals, ditches, pipelines and other works proposed to divert and convey water. Also show the location of the place of use, including any lands to be irrigated. The map should delineate the legal subdivisions including townships, ranges, sections, quarter-quarters and government lots. Label map as Attachment 3C.

PART 4 – ADDITIONAL INFORMATION

Section 42-222(1), *Idaho Code*, establishes the criteria used to evaluate transfer applications. An applicant bears the burden of demonstrating that the water right to be changed is a valid right, that the proposed use is a beneficial use, and that the proposed changes will not injure other water rights, will not enlarge the use of the original rights, are in the local public interest, and are consistent with the conservation of water resources within the state of Idaho. To satisfy this burden, an applicant must provide sufficient data and information for the

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Department to evaluate the effects of the proposed change. The Department may deny an application if the applicant fails to provide sufficient data and information to determine whether the criteria from Section 42-222(1) are satisfied. In addition to the information requested in Parts 1-3 of this application, the following information must be provided for an application to be considered complete. Department staff may request additional information or clarification as the application is processed.

A. Validity of Water Rights

1. If one or more of the water rights proposed to be changed is a statutory claim, established pursuant to Section 42-248, *Idaho Code*, attach evidence supporting the priority date claimed. Label documents as Attachment 4A-1. For statutory claims, the Department may conduct a field inspection as part of the application review process to evaluate the water right elements listed on the statutory claim.
2. Has any portion of the water right(s) proposed to be changed undergone a period of five or more consecutive years of non-use?
 - ☐ Yes. Attach a statement describing the portion of the right(s) that were not used and the length of time of the non-use. In addition, identify any exception or defense to forfeiture and provide a detailed description as to why the water rights have not been lost and forfeited for non-use. Label documents as Attachment 4A-2. Statutory exceptions or defenses to forfeiture are set forth in Section 42-223, *Idaho Code*.
 - ☒ No.

B. Injury to Other Water Rights

1. Identify any other water right(s) diverted at the current point(s) of diversion.
22-683B is diverted from the same Pole Creek POD as 22-683A, 22-14625 and 22-14626.

2. Identify any other water right(s) diverted at the proposed point(s) of diversion.
22-683A, 22-683B, 22-14625 and 22-14626 will be diverted from Pole Creek. 22-2279 and 22-7658 will be diverted by the new pond. 22-2279 will retain a separate POD at Forest Spring.

3. Is the proposed point of diversion within a state water district? ☒ Yes. Water District # 1. ☐ No.
4. If already constructed and in use, are the proposed points of diversion equipped with Department-approved measuring devices? ☒ Yes. ☐ No.
5. If this application proposes to divert a surface water right from a ground water well, attach a technical analysis evaluating the hydraulic connection between the proposed ground water point of diversion and the source of water listed on the right to be changed. Label technical analysis as Attachment 4B-5.
6. If this application proposes changing the point of diversion for a ground water right in the Eastern Snake Plain Aquifer (ESPA), attach a technical analysis of the anticipated depletions to reaches of the Snake River that are hydraulically connected to the ESPA using the Department's current ground water model for the ESPA. The technical analysis must evaluate depletion impacts in a time-series format at transient and steady state time steps. To assist applicants in preparing the required technical analysis, the Department has developed a transfer tool interface for the ESPA model. The transfer tool and user instructions can be downloaded from the Department's website (idwr.idaho.gov). If the proposed and current points of diversion are in the same or adjacent model cells, no technical analysis is required, unless specifically requested by the Department. Label technical analysis as Attachment 4B-6.

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C. Enlargement in Use

1. Identify any other water rights used at the current place of use, including the number of shares in a canal company or acres assessed by an irrigation district.

All water rights appurtenant to the current place of use are being changed by this transfer application. None are located within a canal company or water district.

2. Identify any other water rights used at the proposed place of use, including the number of shares in a canal company or acres assessed by an irrigation district.

There are no water rights used at the proposed place of use other than those being changed by this transfer application.

3. If this application proposes changing the place of use or nature of use for irrigation water rights, will the current place of use, for the portion of the right to be changed, continue to be irrigated?

☐ Yes. Identify the water right(s) to be used for the continued irrigation.

☒ No. The place of use for the portion to be changed will no longer be irrigated.

☐ N/A. The application does not propose to change the place of use for irrigation rights.

4. Unstacking Water Rights for Irrigation. If this application proposes to change the place of use for an irrigation water right that is combined with other irrigation rights at the current place of use but does not propose to change the place of use for all the stacked irrigation rights, attach evidence of the historical consumptive use occurring under all water rights at the current place of use. For irrigation rights, this should include at least five years of diversion data and/or crop data and estimates of evapotranspiration. Label the information as Attachment 4C-4. Evapotranspiration data may be available on the Department's website (<http://et-idwr.idaho.gov>)

5. If the application proposes to change the nature of use for a water right, attach evidence of the historical consumptive use occurring under the portion of the water right to be changed. For irrigation rights, this should include diversion data, crop data and estimates of evapotranspiration. Label the information as Attachment 4C-5. Evapotranspiration data may be available on the Department's website (<http://et-idwr.idaho.gov>)

6. If the application proposes to change the nature of use of a water right to municipal use for reasonably anticipated future needs, complete the form titled "Municipal Water Right Application Checklist" found on the Department's website (idwr.idaho.gov). Label the form as Attachment 4C-6.

7. To your knowledge, are any portions of the water rights proposed to be changed:

Yes	No
☐	☒

currently leased to the Water Supply Bank?

If yes, complete the form titled "Application for Transfer of Water Right Attachment WSB" found on the Department's website (idwr.idaho.gov).

Label the Form as Attachment 4C-7.

☐	☒
☐	☒
☐	☒

currently used in a mitigation plan limiting the use of water under the right?

subject to an agreement not to divert (CREP)?

currently enrolled in a federal set-aside program (CRP)?

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EASTERN REGION**D. Local Public Interest**

The department must consider whether the proposed changes are in the local public interest as defined in Section 42-202B(3), *Idaho Code*. Some of the local public interest factors that may be considered in conjunction with a transfer application are (1) Recreation, fish, and wildlife impacts, (2) Water quality or contamination concerns, (3) Local and state ordinances, regulations, or policies related to water use, (4) Goals, requirements and limits set forth in the State Water Plan. If you choose to provide information about local public interest factors, label the information as Attachment 4D.

E. Conservation of Water Resources

Describe the diversion works and water delivery system. This may include sizes and dimensions of pumps, pipelines, headgates, ditches, dams, impoundments and irrigation equipment.

22-14625, 22-683A, and 22-14626 will continue to be diverted from Pole Creek via an existing headgate into a pipeline. Forest Spring will continue to be diverted under 22-2279 by ditches. The new reservoir will impound water from Big Springs under 22-2279 and from Spring under 22-7658.

PART 5 – FILING FEE AND SIGNATURE

A. Filing Fee. Filing fees for transfer applications are set forth in Section 42-221.O, *Idaho Code*. A table summarizing the filing fees for transfer applications is also found on the Department's website (idwr.idaho.gov). Any application proposing to change the nature of use for one or more rights requires an additional filing fee of \$250. Applications proposing to update the ownership records for water rights must also include the appropriate filing fee to update the ownership records. For any application relying on the filing fee set forth in Section 42-221.O.8, *Idaho Code*, attach a statement describing how the application qualifies under Section 42-221.O.8. Label documents as Attachment 5A.

B. Affidavit of Applicant or Representative:

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.

	Nathan Godfrey, Manager	<u>Dec 13, 2024</u>
Signature of Applicant or Representative*	Print Name and Title, if applicable	Date
_____ Signature of Applicant or Representative*	_____ Print Name and Title, if applicable	_____ Date

*If water rights included in this application are owned by multiple people or entities, each owner must sign the application form.

FOR DEPARTMENT USE ONLY

Fee Paid: \$ _____	Receipt #: _____	Date: _____	Received by: _____
Add'l Paid: \$ _____	Receipt #: _____	Date: _____	Received by: _____

Attachment 2A

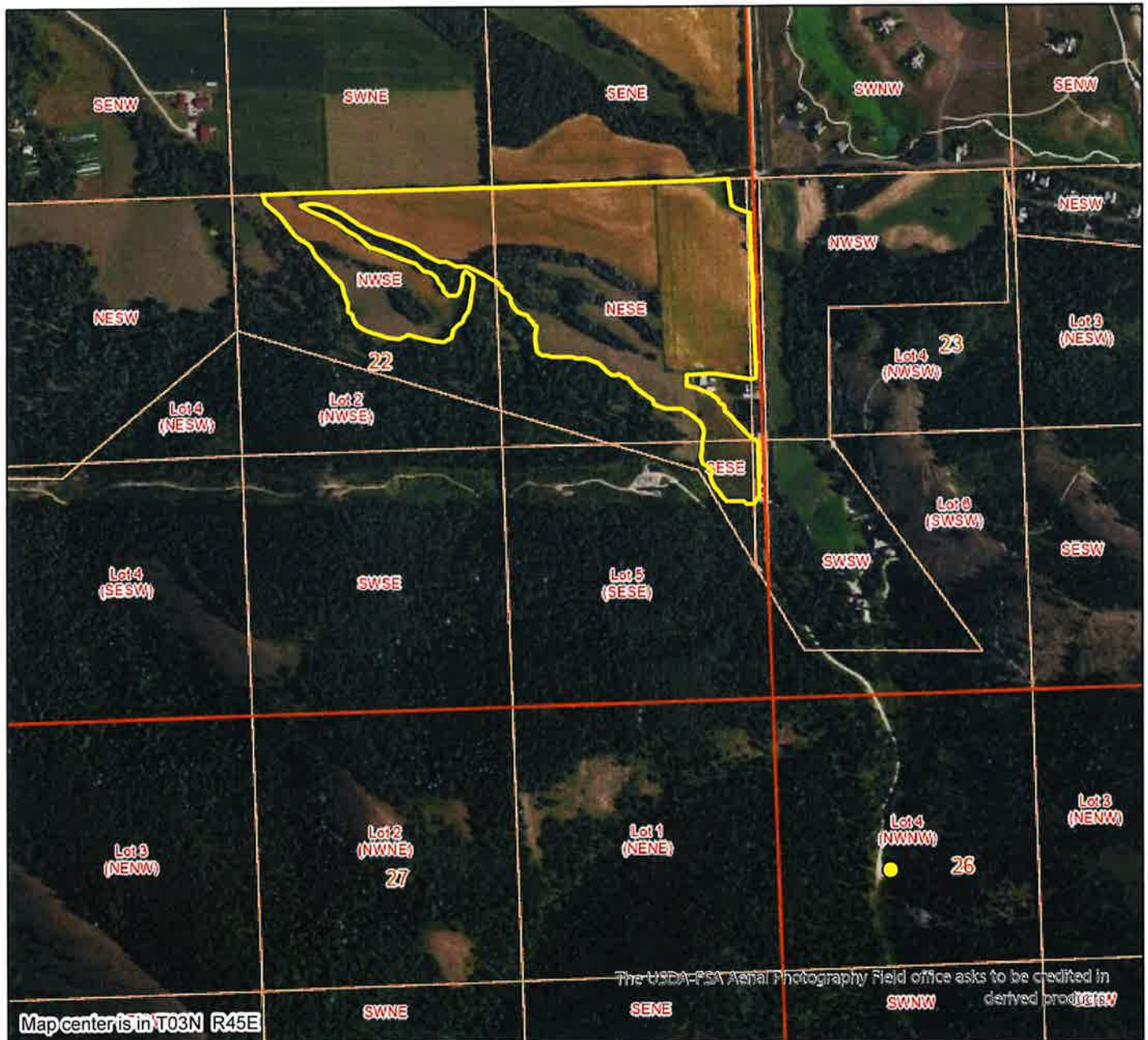
Water Right Reports & Maps

State of Idaho
Department of Water Resources
Water Right

22-683A

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



Date created: 10/30/2024



Legend

- Quarter Quarters
- PLS Sections
- Townships
- Place of Use Boundary
- Point of Diversion



Water Right Report : 22-683-A (Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Attorney	HARRIS, ROBERT L	HOLDEN KIDWELL HAHN & CRAPO PLLC PO BOX 50130	IDAHO FALLS	ID	83405-0130
Current Owner	CRYSTAL SPRINGS LAND & CATTLE INC	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	GNJ PROPERTIES LLC	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	IDAHO INVESTMENT GROUP LLC	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	IGO INVESTMENTS 1 LLC	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	KPW HOLDINGS LLC	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	RIF HOLDINGS 1 LLC	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	RYMI INVESTMENTS LLC	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	STILLWATER HOLDINGS LLC	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	STOLY ASSOC LC	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	BLACK, GARY	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	DODSON, CHERISE	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	DODSON, MICHAEL	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	ELMER, ROBERT	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	GUNNELL, TRAVIS	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	GUNNELL, W STEVEN	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	PECK, LANELLE	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	PECK, TREVOR	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	PENSCO TRUST CO	CUSTODIAN FBO RICHARD WHITE 4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Original Owner	GRANDY, GARY W	1076 S 100 W	VICTOR	ID	83455
Original Owner	GRANDY, LA VON G	1076 S 100 W	VICTOR	ID	83455-5446

Water Right Status

Priority Date : 10/22/1901

Basis : Decreed

Status : Active

Source	Source Qualifier	Tributary	Tributary Qualifier
POLE CREEK		SINKS	

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
POLE CREEK	03N	45E	26	4	SW	NW	NW	TETON	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/15	10/31	1.75 CFS	
TOTAL			1.75 CFS	

Places of Use

[Printable View](#) [Paged View](#)

Place of Use Legal Description : IRRIGATION (TETON county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
03N	45E	22		NE	SE		29.0
03N	45E	22		NW	SE		13.0
03N	45E	22		SE	SE		1.8

Irrigation Totals

Total Acres	Acre Limit
43.80	

Conditions

Code Conditions

- 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.
- E56 The rights listed below are limited to the irrigation of a combined total of 47.8 acres in a single irrigation season. Combined Right Nos.: 22-683A, 22-683B and 22-13915. The rights listed below are limited to the irrigation of a combined total of 52.8 acres in a single irrigation season. Combined Right Nos.: 22-683A, 22-2279 and 22-13915.
- E52 The rights listed below are limited to a total combined diversion rate of 2.00 cfs. Combined Right Nos.: 22-683A, 22-683B and 22-13915.
- J02 Property is also known as Homestead Entry Survey No. 253 Tracts A.
- U42 Place of use does not include federal public lands.

Dates

Licensed Date :
 Decreed Date : 8/4/2010
 Permit Proof Due Date :
 Permit Proof Made Date :
 Permit Approved Date :
 Permit Moratorium Expiration Date :
 Enlargment Use Priority Date :
 Enlargement Statute Priority Date :
 Application Received Date:
 Protest Deadline Date:

Other Information

State or Federal : S
 Water District Number : TBD
 Generic Max Rate Per Acre : 0
 Generic Max Volume Per Acre : 0
 Combined Acre Limit : 47.80
 Combined Volume Limit:
 Combined Rate Limit: 2.00
 Civil Case Number :
 Decree Plaintiff :
 Decree Defendant :
 Swan Falls Trust or Nontrust :
 Swan Falls Dismissed :
 DLE Act Number :
 Cary Act Number :
 Mitigation Plan: False

Close

Water Right Report : 22-14625(License/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	GOOD TIMBER RANCH LLC	1300 GOOD TIMBER RANCH RD	VICTOR	ID	83455-5115
Original Owner	GRANDY, GARY W	1076 S 100 W	VICTOR	ID	83455

Water Right Status

Priority Date : 4/8/1991
Basis : License
Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
POLE CREEK		SINKS	

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
POLE CREEK	03N	45E	26	0				NW SW TETON	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION STORAGE	1/01	12/31		1.60 AFA
IRRIGATION FROM STORAGE	4/15	10/15		1.60 AFA
STOCKWATER	1/01	12/31	0.04 CFS	0.40 AFA
DIVERSION TO STORAGE	10/01	5/01	0.30 CFS	
TOTAL			0.30 CFS	2.00 AFA

Places of Use

[Printable View](#) [Paged View](#)

Place of Use Legal Description : IRRIGATION FROM STORAGE (TETON county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
03N	45E	22		NE	SE		24.0
03N	45E	22		NW	SE		14.0
03N	45E	22		SE	SE		1.0

Conditions

Code Conditions

- 049 The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
- 048 The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
- This right when combined with Right 22-02279 and all other rights shall provide no more than .02 cfs per acre nor exceed a combined annual diversion volume of 136.5 af for the lands above. Stockwater use is for 33 head of mixed stock.
- J02 Property is also known as Homestead Entry Survey No. 253 Tract A and B.

Dates

Licensed Date :
Decreed Date :
Permit Proof Due Date :
Permit Proof Made Date :
Permit Approved Date :
Permit Moratorium Expiration Date :
Enlargement Use Priority Date :
Enlargement Statute Priority Date :

Other Information

State or Federal :
Water District Number : 01
Generic Max Rate Per Acre : 0
Generic Max Volume Per Acre : 0
Civil Case Number :
Decree Plaintiff :
Decree Defendant :
Swan Falls Trust or Nontrust :

Application Received Date:
Protest Deadline Date:

Swan Falls Dismissed ;
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

12/30/2024

Close

Water Right Report : 22-14626(Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	GOOD TIMBER RANCH LLC	1300 GOOD TIMBER RANCH RD	VICTOR	ID	83455-5115
Original Owner	GRANDY, GARY W	1076 S 100 W	VICTOR	ID	83455

Water Right Status

Priority Date : 11/2/1989

Basis : Decreed

Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
POLE CREEK		SINKS	

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQ	QQ	Q	County	Diversion Type
POLE CREEK	03N	45E	26	0	NE	NW	SW	TETON	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	07/01	08/31	0.30 CFS	
TOTAL			0.30 CFS	

Places of Use

[Printable View](#) [Paged View](#)

Place of Use Legal Description : IRRIGATION (TETON county)

Township	Range	Section	Lot	QQ	QQ	Q	Acres
03N	45E	22		NE	SE		29.0
03N	45E	22		NW	SE		13.0
03N	45E	22		SE	SE		1.8

Irrigation Totals

Total Acres Acre Limit

43.80

Conditions

Code Conditions

- 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.
- E56 The rights listed below are limited to the irrigation of a combined total of 43.8 acres in a single irrigation season. Combined Right Nos.: 22-683A and 22-14626. The rights listed below are limited to the irrigation of a combined total of 48.8 acres in a single irrigation season. Combined Right Nos.: 22-683A, 22-2279 and 22-14626.
- E52 The rights listed below are limited to a total combined diversion rate of 2.00 cfs. Combined Right Nos.: 22-683A, 22-683B, 22-13915, and 22-14626.
- J02 Property is also known as Homestead Entry Survey No. 253 Tracts A & B.
- U42 Place of use does not include federal public lands.

Dates

Licensed Date :

Decreed Date : 8/4/2010

Permit Proof Due Date :

Permit Proof Made Date :

Other Information

State or Federal :

Water District Number : 01

Generic Max Rate Per Acre : 0

Generic Max Volume Per Acre : 0

Permit Approved Date :
Permit Moratorium Expiration Date :
Enlargement Use Priority Date :
Enlargement Statute Priority Date :
Application Received Date:
Protest Deadline Date:

Civil Case Number :
Decree Plaintiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

12/30/2024



Water Right Report : 22-2279(Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Attorney	HARRIS, ROBERT L	HOLDEN KIDWELL HAHN & CRAPO PLLC PO BOX 50130	IDAHO FALLS	ID	83405-0130
Current Owner	CRYSTAL SPRINGS LAND & CATTLE INC	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	GNJ PROPERTIES LLC	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	IDAHO INVESTMENT GROUP LLC	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	IGO INVESTMENTS 1 LLC	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	KPW HOLDINGS LLC	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	RIF HOLDINGS 1 LLC	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	RYMI INVESTMENTS LLC	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	STILLWATER HOLDINGS LLC	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	STOLY ASSOC LC	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	BLACK, GARY	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	DODSON, CHERISE	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	DODSON, MICHAEL	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	ELMER, ROBERT	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	GUNNELL, TRAVIS	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	GUNNELL, W STEVEN	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	PECK, LANELLE	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	PECK, TREVOR	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	PENSCO TRUST CO	CUSTODIAN FBO RICHARD WHITE 4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Original Owner	GRANDY, GARY W	1076 S 100 W	VICTOR	ID	83455
Original Owner	GRANDY, LA VON G	1076 S 100 W	VICTOR	ID	83455-5446

Water Right Status

Priority Date : 9/9/1966

Basis : Decreed

Status : Active

Source	Source Qualifier	Tributary	Tributary Qualifier
BIG SPRINGS		LITTLE WARM CREEK	
FOREST SPRING		LITTLE WARM CREEK	

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
FOREST SPRING	03N	45E	22	4	SE	NE	SW	TETON	
BIG SPRINGS	03N	45E	22	0	NE	NW	SE	TETON	

Water Uses

Beneficial Use From To Diversion Rate Volume

IRRIGATION 06/01 10/31 0.52 CFS

TOTAL 0.52 CFS

Places of Use

[Printable View](#)
[Paged View](#)

Place of Use Legal Description : IRRIGATION (TETON county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
03N	45E	22		NE	SW		9.0
03N	45E	22		NW	SE		13.0

Irrigation Totals

Total Acres Acre Limit

22.00

Conditions

Code Conditions

- E56 The rights listed below are limited to the irrigation of a combined total of 52.8 acres in a single irrigation season. Combined Right Nos.: 22-683A, 22-2279 and 22-13915.
- J02 Property is also known as Homestead Entry Survey Nos. 252 (9 acres) and 253 Tract A (13 acres).
- 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.
- U42 Place of use does not include federal public lands.
- S37 The use of water for irrigation under this right may begin as early as April 15, provided other elements of the right are not exceeded. The use of water before June 1 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

Dates

Licensed Date :
 Decreed Date : 8/4/2010
 Permit Proof Due Date :
 Permit Proof Made Date :
 Permit Approved Date :
 Permit Moratorium Expiration Date :
 Enlargment Use Priority Date :
 Enlargement Statute Priority Date :
 Application Received Date:
 Protest Deadline Date:

Other Information

State or Federal : S
 Water District Number : 01
 Generic Max Rate Per Acre : 0
 Generic Max Volume Per Acre : 0
 Civil Case Number :
 Decree Plaintiff :
 Decree Defendant :
 Swan Falls Trust or Nontrust :
 Swan Falls Dismissed :
 DLE Act Number :
 Cary Act Number :
 Mitigation Plan: False

State of Idaho
Department of Water Resources

Water Right

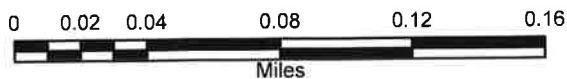
22-7658

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



Date created: 10/30/2024



Legend

- Quarter Quarters
- PLS Sections
- Townships
- Place of Use Boundary
- Point of Diversion



Water Right Report : 22-7658(License/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	CRYSTAL SPRINGS LAND & CATTLE INC	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	GNJ PROPERTIES LLC	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	IDAHO INVESTMENT GROUP LLC	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	IGO INVESTMENTS 1 LLC	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	KPW HOLDINGS LLC	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	RIF HOLDINGS 1 LLC	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	RYMI INVESTMENTS LLC	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	STILLWATER HOLDINGS LLC	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	STOLY ASSOC LC	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	BLACK, GARY	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	DODSON, CHERISE	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	DODSON, MICHAEL	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	ELMER, ROBERT	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	GUNNELL, TRAVIS	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	GUNNELL, W STEVEN	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	PECK, LANELLE	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	PECK, TREVOR	4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Current Owner	PENSCO TRUST CO	CUSTODIAN FBO RICHARD WHITE 4581 FORTUNA WAY	SALT LAKE CITY	UT	84124
Original Owner	GRANDY, GARY W	1076 S 100 W	VICTOR	ID	83455
Original Owner	GRANDY, LA VON G	1076 S 100 W	VICTOR	ID	83455-5446

Water Right Status

Priority Date : 12/9/1988
 Basis : License
 Status : Active

Water Source

Source Source Qualifier Tributary

Tributary Qualifier

Source	Source Qualifier	Tributary	Tributary Qualifier
SPRING		LITTLE WARM CREEK	

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
SPRING	03N	45E	22	0	NW	NW	SE	TETON	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/15	10/15	0.03 CFS	3.50 AFA
TOTAL			0.03 CFS	3.50 AFA

Places of Use

[Printable View](#)
[Paged View](#)

Place of Use Legal Description : IRRIGATION (TETON county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
03N	45E	22		NE	SW		0.5
03N	45E	22		NW	SE		0.5

Irrigation Totals

Total Acres	Acre Limit
1.00	

Conditions

Code Conditions

Source known locally as Glade Spring.

- R18 The right holder must obtain adequate supplemental water for the irrigation season that natural flow is not available.
- 048 The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
- 049 The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
- R04 Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.
- R50 This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.
- J02 Property is also known as Homestead Entry Survey No. 252 & 253 Tract A.
- X59 Point of diversion is located within Homestead Entry Survey No. 253 Tract A.

Dates

Licensed Date : 2/15/1993
 Decreed Date :
 Permit Proof Due Date : 9/1/1991
 Permit Proof Made Date : 2/25/1991
 Permit Approved Date : 8/28/1990
 Permit Moratorium Expiration Date :
 Enlargement Use Priority Date :
 Enlargement Statute Priority Date :
 Application Received Date: 12/9/1988
 Protest Deadline Date:

Other Information

State or Federal :
 Water District Number : 01
 Generic Max Rate Per Acre : 0
 Generic Max Volume Per Acre : 0
 Civil Case Number :
 Decree Plaintiff :
 Decree Defendant :
 Swan Falls Trust or Nontrust :
 Swan Falls Dismissed :
 DLE Act Number :
 Cary Act Number :
 Mitigation Plan: False

Attachment 2B - Current POU & POD



Attachment 2C

Current Location of Irrigated Acres to be Changed

22-683A, 22-14625 and 22-14626

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	
03N	45E	22														7.5			7.5

22-2279

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	
03N	45E	22														13			13

22-7658

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	
03N	45E	22									0.5					0.5			1

Total Irrigated Acres to be Changed: 21.5

ATTACHMENT 3B

This transfer application accommodates development of a 2.97-acre pond as depicted in Attachment 3C. Using evapotranspiration data published by the University of Idaho for the Driggs ET station, reservoir evaporation will be 4.21 acre-feet per year, calculated as follows:

Pond Evaporation

Pond size (acres)	2.97
Pond type	Open water - shallow systems
ET station	Driggs
Pdef/acre (annual)	432
ET/acre (annual)	1.42
Total ET	4.21

To offset pond evaporation, 2.08 acres of farmland must be dried up, calculated as follows:

Mitigation

Crop type	Alfalfa - less frequent cuttings
ET station	Driggs
Pdef (growing season)	617
ET/acre	2.02
Dry-up (acres)	2.08

Although only 2.08 acres are required to be dried up for mitigation, this this transfer application proposes to dry up 8.5 acres. One acre will be dried up under water right no. 22-7658 and 7.5 acres will be dried up under water right nos. 22-2279, 22-74625, 22-683A and 22-74626.

In practice, water is typically available to divert under water right nos. 22-7658 and 22-2279 only for short periods during spring runoff due to their relatively late priority dates and being tributary to Little Warm Creek. By contrast, water is consistently available to divert under the Pole Creek water right nos. 22-74625, 22-683A and 22-74626 which are tributary to "sinks." Therefore, mitigation for pond evaporation under this application is based on 7.5 acres being dried up under the Pole Creek water rights.

Removing 7.5 acres from irrigation will conserve 15.15 acre-feet based on irrigation ET of 2.02 acre-feet (see above). With only 4.21 acre-feet being required to mitigate for pond evaporation, this transfer proposes surplus mitigation of 10.94 acre-feet. This surplus is being offered to (1) fill the reservoir, and (2) benefit downstream water users.

The reservoir has a storage capacity of 19.30 acre-feet as shown in Attachment 3C. The initial fill will be accomplished by (a) impounding the 10.94 acre-feet of surplus mitigation over multiple irrigation seasons, (b) capturing precipitation and diffused surface water runoff, (c) capturing unappropriated flows from Pole Creek and tributary springs during flood control operations

within Water District 1, (d) a one-year transfer of water under the applicant's Pole Creek water rights through the Water Supply Bank, or (e) a combination of the foregoing.

The following tables show the portions of each water right being changed by the transfer. All five water rights should be given a combined use condition that limits the volume of water that can be stored in the new reservoir to 19.3 acre-feet as shown in part 3, subsection 2 of the application.

22-14625

	Acres	CFS	AF
Current	39	0.3	2
Changed	7.5	0.06	15.15
Unchanged	31.5	0.24	n/a

22-683A

	Acres	CFS	AF
Current	43.8	1.75	n/a
Changed	7.5	0.30	15.15
Unchanged	36.3	1.45	n/a

22-14626

	Acres	CFS	AF
Current	43.8	0.3	n/a
Changed	7.5	0.05	15.15
Unchanged	36.3	0.25	n/a

22-2279

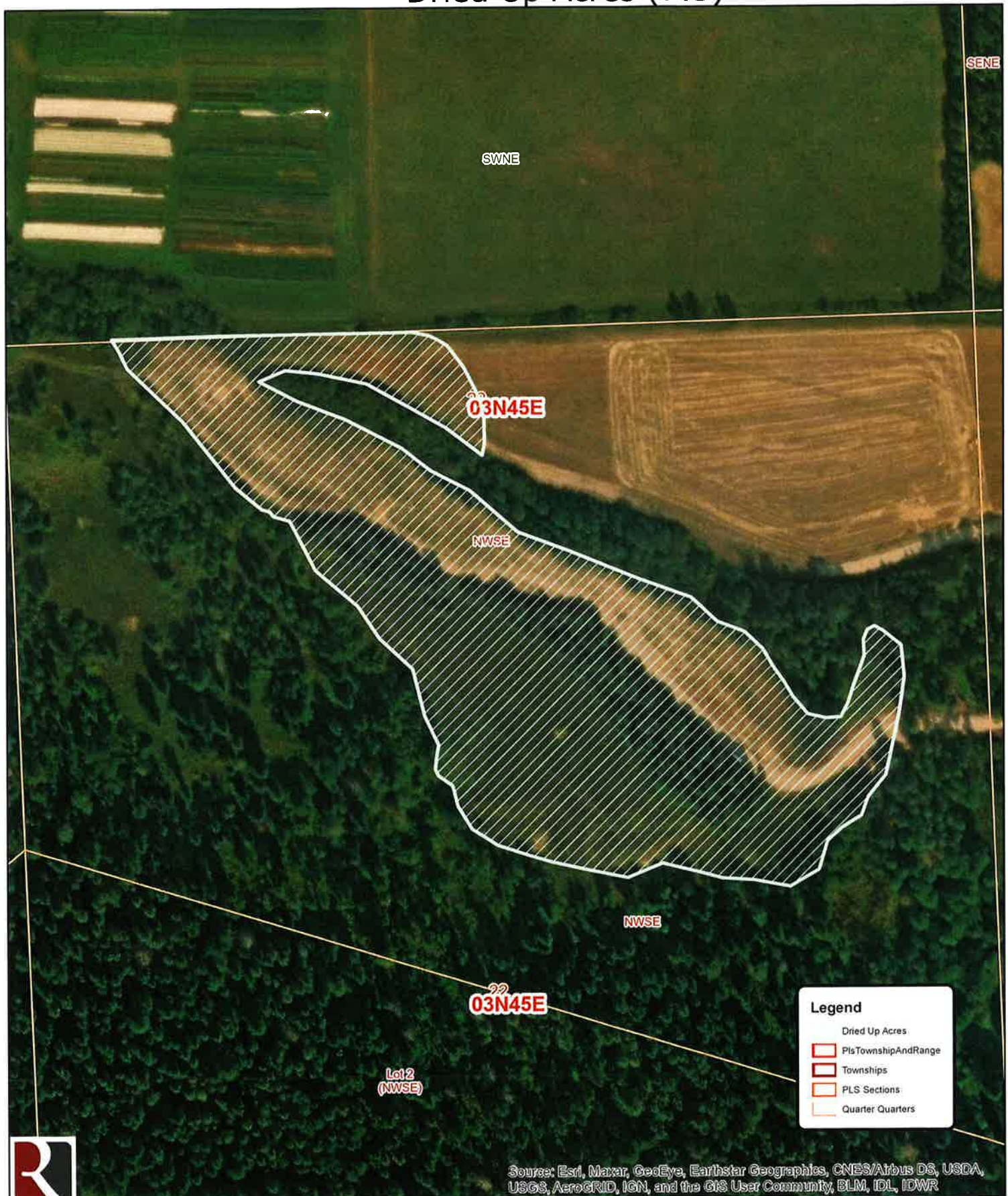
	Acres	CFS	AF
Current	22	0.52	n/a
Changed	13	0.31	26.26
Unchanged	9	0.21	n/a

22-7658

	Acres	CFS	AF
Current	1	0.03	3.5
Changed	1	0.03	2.02
Unchanged	0	0	n/a

The existing storage components of water right nos. 22-74625 and 22-74626 should not be diminished or changed as a result of this transfer. This application proposes to change only the irrigation component of these water rights.

Good Timber Ranch LLC - Transfer 22-683A, 22-14625, and 22-14626 Dried Up Acres (7.5)



Good Timber Ranch LLC - Transfer 22-2279 and 22-7658 Dried Up Acres (14 AC)

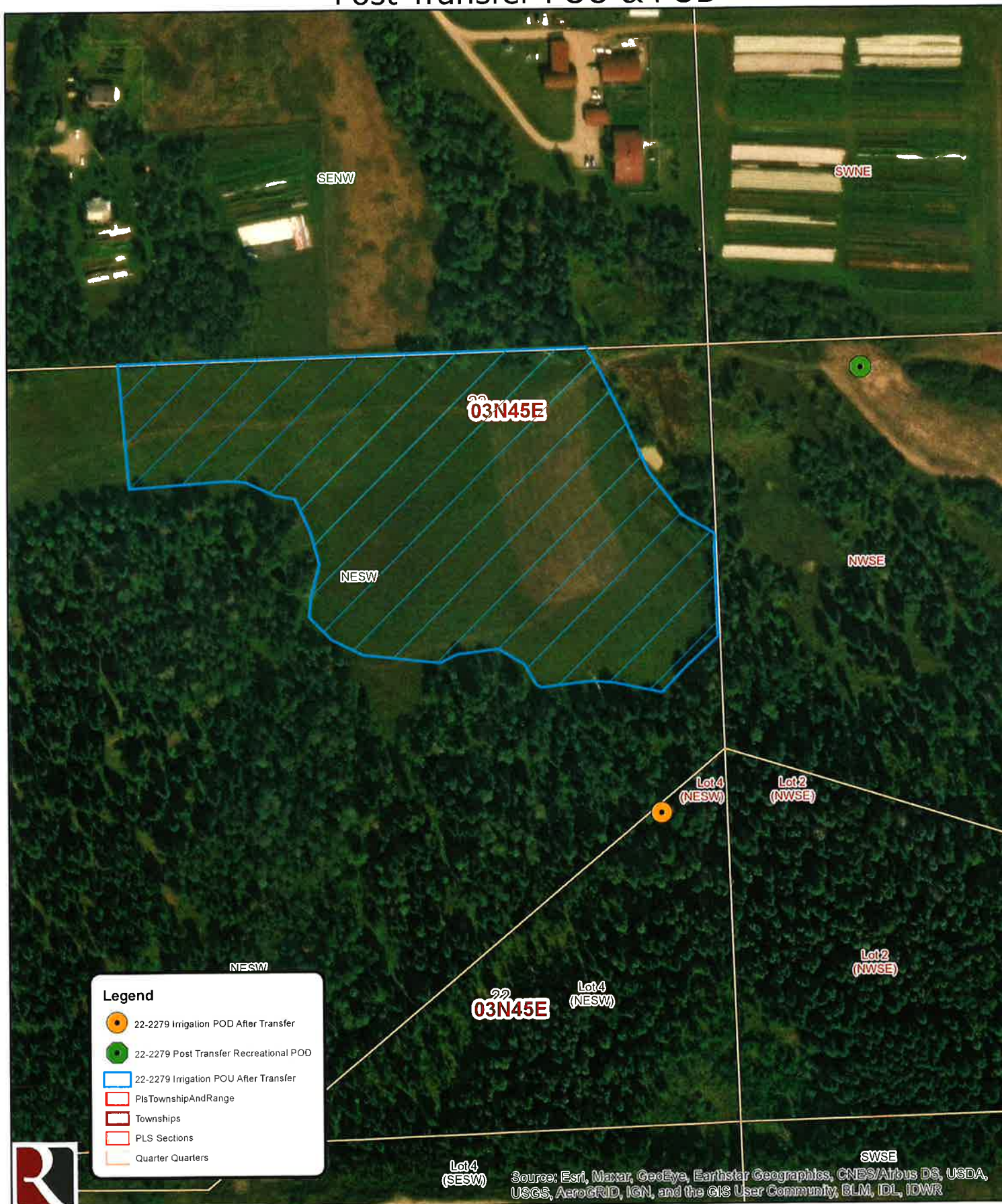


[illegible]

Good Timber Ranch LLC - Transfer 22-7658 Post Transfer POD

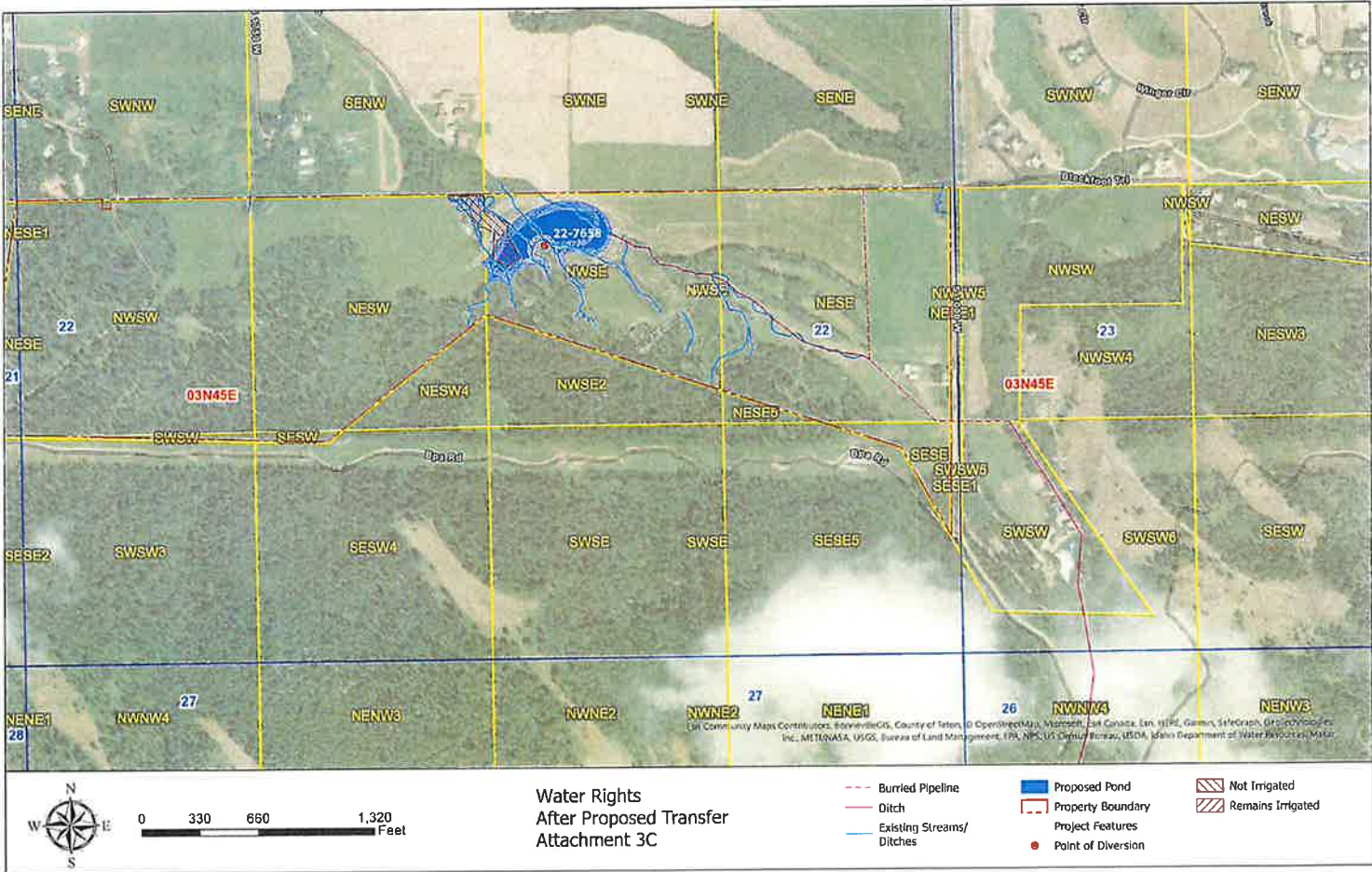


Good Timber Ranch LLC - Transfer 22-2279 Post Transfer POU & POD





Attachment 3C-6 - Post Transfer Reservoir POU & POD





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

December 31, 2024

GOOD TIMBER RANCH LLC
1300 GOOD TIMBER RANCH RD
VICTOR, ID 83455-5115

RE: Amended Transfer No. 89232
Water Right No(s). 22-14625, 22-14626, 22-2279, 22-683A, 22-7658

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 TETON VALLEY NEWS on 1/8/2025 and 1/15/2025. 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

CC
THOMAS J BUDGE
201 E CENTER ST
PO BOX 1391
POCATELLO, ID 83204-1391

Henman, Christina

From: Henman, Christina
Sent: Tuesday, December 31, 2024 3:08 PM
To: legalnotices@postregister.com
Subject: Legal Notice for Teton Valley News
Attachments: 89232 Teton Valley News.docx

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

RE: Transfer No. 89232
Water Right No(s). 22-14625, 22-14626, 22-2279, 22-683A, 22-7658

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 1/27/2025. 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
AMENDED TRANSFER NO. 89232**

GOOD TIMBER RANCH LLC, 1300 GOOD TIMBER RANCH RD, VICTOR, ID 83455-5115 has filed Amended Application No. 89232 for changes to the following water rights within TETON County(s): Right No(s). 22-14625, 22-14626, 22-2279, 22-683A, 22-7658; 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 points of diversion, place of use, nature of use and period of use. Proposed points of diversion are in NWSE, Lot 4 (NESW) Sec 22 T03N R45E for 0.23 cfs and 28.4 af for diversion to storage and recreation storage from Spring, Big Springs and Forest Springs tributaries to Little Warm Creek. Proposed points of diversion are also in Lot 4 (NWNW) and NWSE Sec 26 T03N R45E for 0.45 cfs and 15.2 af for diversion to storage and recreation storage from Pole Creek. Proposed storage pond has a capacity of 19.3 af and a maximum surface area of 3.0 acres. Proposed period of use for recreation storage is from 1/1 to 12/31. Proposed place of use for recreation storage is NWSE Sec 22 T03N R45E.

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 1/27/2025. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director

Published on 1/8/2025 and 1/15/2025

A MENDED**C. Summary of Proposed Changes.**

1. Water Rights. Use the following table to list all water rights, or portions thereof, that are proposed to be changed as they would appear after the proposed changes. In the Amount column, list the volume in acre-feet (af) for storage uses or the rate in cubic feet per second (cfs) for all other uses.

All or Part	Right Number	Amount (cfs/af)	Nature of Use	Period of Use	Source
☐ ☒	22-14625	15.2 AF	Recreation Storage	01/01 to 12/31	Pole Creek
☐ ☒	22-683A	15.2 AF	Recreation Storage	01/01 to 12/31	Pole Creek
☐ ☒	22-14626	15.2 AF	Recreation Storage	01/01 to 12/31	Pole Creek
☐ ☒	22-2279	26.3 AF	Recreation Storage	01/01 to 12/31	Big Springs
☒ ☐	22-7658	2.1 AF	Recreation Storage	01/01 to 12/31	Spring
☒ ☐	22-14625	0.06 cfs	Diversion to Storage	10/01 to 05/01	Pole Creek
☐ ☒	22-683A	0.34 cfs	Diversion to Storage	10/01 to 05/01	Pole Creek
☐ ☒	22-14626	0.05 cfs	Diversion to Storage	10/01 to 05/01	Pole Creek
☐ ☒	22-2279	0.20 cfs	Diversion to Storage	10/01 to 05/01	Big Springs
☒ ☐	22-7658	0.03 cfs	Diversion to Storage	10/01 to 05/01	Spring

2. Total Amounts. Calculate the total quantity, in cfs or af, of water rights that are proposed to be changed through this application. For an application proposing to only change the place of use for irrigation rights, the total quantity of water is calculated by comparing the current place of use to the proposed place of use, summing the number of acres increased in each legal subdivision, and quantifying the proportional amount of diversion rate for the increased acres. For an application proposing to change or add points of diversion for irrigation or any other beneficial use, the total amount is the total diversion rate for the changed portion of the right.

Total Amount of Water Rights Proposed to be Changed: 0.68 cfs and/or 28.4 af.

3. Point(s) of Diversion. Use the following table to list all the proposed points of diversion for the water rights to be changed, including any current points of diversion that will continue to be used as part of the proposed water distribution system.

SUPERCEDED

The legal description for the proposed point(s) of diversion must be to the nearest 40-acre subdivision (QQ) or U.S. Government Lot of the Public Land Survey System (PLSS). PLSS information is typically available from USGS topo maps, property deeds, tax bills or various mapping tools on the Department's website.

For points of diversion within platted subdivisions, list the lot and block number in the "Diversion Name/Number" column. An application proposing an injection into a stream and a re-diversion from that stream must list the source for the original diversion as the source for the injection and re-diversion points. If this application proposes construction of a new diversion structure (for example, a new ground water well or a new pump station on a creek), please indicate the status in the appropriate column.

AMENDED

☒ N/A. This application does not propose to add or change any points of diversion.

Proposed Points of Diversion

New?	Twp	Rge	Sec	Lot	1/4	1/4	1/4	County	Source	Diversion Name/Number
Y	3N	45E	22			NW	SE	Teton	Big Springs	Pond impoundment
N	3N	45E	22			NW	NE	Teton	Spring	Pond impoundment
N	3N	45E	22			NW	SW	Teton	Forrest Spring	Existing POD
N	3N	45E	26			NW	SW	Teton	Pole Creek	Existing POD

4. Place of Use. The proposed place of use must be described to the nearest 40-acre subdivision (QQ) or U.S. Government Lot of the Public Land Survey System. Government lot numbers can be noted in parenthesis below the approximate quarter-quarter location of the government lot. For water rights held by irrigation districts, municipal providers or irrigation companies, the proposed place of use may be generally described as authorized by Sections 42-202B, 42-219 and 42-222B, *Idaho Code*.

☐ N/A. This application does not propose to change the place of use.

SUPERCEDED**Proposed Place of Use**

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	45E	22									9.0				29	5.5		1.8	45.3
3N	45E	23																1	1
3N	45E	22														RS			

Total Irrigated Acres: 46.3

5. Map of Proposed System. Attach a map showing the location of the points of diversion, reservoirs, dams, canals, ditches, pipelines and other works proposed to divert and convey water. Also show the location of the place of use, including any lands to be irrigated. The map should delineate the legal subdivisions including townships, ranges, sections, quarter-quarters and government lots. Label map as Attachment 3C.

PART 4 – ADDITIONAL INFORMATION

Section 42-222(1), *Idaho Code*, establishes the criteria used to evaluate transfer applications. An applicant bears the burden of demonstrating that the water right to be changed is a valid right, that the proposed use is a beneficial use, and that the proposed changes will not injure other water rights, will not enlarge the use of the original rights, are in the local public interest, and are consistent with the conservation of water resources within the state of Idaho. To satisfy this burden, an applicant must provide sufficient data and information for the