

RECEIVED

SEP 16 2024

42-222 POD - 07/18

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDEPT. OF WATER RESOURCES
SOUTHERN REGION

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

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 to Change or Add Points of Diversion](#) for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

- ☐ Change diversion point(s) ☒ Add diversion point(s) ☐ Ownership change ☐ Ownership split
☐ Transfer is for changes pursuant to [Idaho Code § 2-203](#). Attach an explanation and any supporting documentation.

1. **APPLICANT(S)** CITY OF RUPERT Phone 2084364900
 2. **MAILING ADDRESS** PO BOX 426 City Rupert
 State Id Zip 83350 Email _____

- ☐ 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)** 36-7115, 36-7656, 36-7862, 36-15488 and 36-15489

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

4. **TOTAL AMOUNT OF WATER** transferred is 10.61 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*.

New?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
			NW	NE	29	09S	24E	Minidoka	Ground Water	Well #1
			NE	NE	29	09S	24E	Minidoka	Ground Water	Well #2
			SW	SE	20	09S	24E	Minidoka	Ground Water	Well #3
			NW	NE	20	09S	24E	Minidoka	Ground Water	Well #4
			SW	NW	21	09S	24E	Minidoka	Ground Water	Well #5
			SW	NW	29	09S	24E	Minidoka	Ground Water	Well #6
X			NW	NE	32	09S	24E	Minidoka	Ground Water	Well #7
			NE	SE	21	09S	24E	Minidoka	Ground Water	Well #8

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:

The new well will be drilled and hydraulically connected to the existing delivery system.

- b. Who owns the property at the point(s) of diversion? The Applicant
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 www.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.

Sammy Jones
Signature of applicant or authorized agent

Mayor
Print name and title if applicable

9-16-24
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 Fee Schedule.

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments.

Received by SG

Date

8-23-24

Fee paid \$1620.00 Date 8/23/24

Received by SG

Receipt #

5040340

Preliminary review by SG

Date 8-23-24

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)

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

RECEIVED**AUG 23 2024**DEPT. OF WATER RESOURCES
SOUTHERN REGION**APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION**

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 of Water Rights for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

- ☒ Change diversion point(s) ☒ Add diversion point(s) ☐ Ownership change ☐ Ownership split
☐ Transfer is for changes pursuant to Idaho Code § 41-221 O.S. Attach an explanation and any supporting documentation.

1. **APPLICANT(S)** CITY OF RUPERT Phone 2084364900
 2. **MAILING ADDRESS** PO BOX 426 City Rupert
 State Id Zip 83350 Email _____

- ☐ 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)** 36-7115, 36-7656, 36-7862, 36-7863, 36-15488 and 36-15489

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

4. **TOTAL AMOUNT OF WATER** transferred is 14.44 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*.

New?	Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Source	Local name or tag #
			NW	NE	29	09S	24E	Minidoka	Ground Water	Well #1
			NE	NE	29	09S	24E	Minidoka	Ground Water	Well #2
			SW	SE	20	09S	24E	Minidoka	Ground Water	Well #3
			NE	NE	20	09S	24E	Minidoka	Ground Water	Well #4
			SW	NW	21	09S	24E	Minidoka	Ground Water	Well #5
			SW	SW	29	09S	24E	Minidoka	Ground Water	Well #6
X			NW	NE	32	09S	24E	Minidoka	Ground Water	Well #7
			NE	SE	21	09S	24E	Minidoka	Ground Water	Well #8

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:

The new well will be drilled and hydraulically connected to the existing delivery system.

- b. Who owns the property at the point(s) of diversion? The Applicant

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 ¼ ¼ of section information. You may create a map at dwr.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.

Tammy Jones
Signature of applicant or authorized agent

Tammy Jones, Mayor
Print name and title if applicable

8-14-24
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 Idaho Water Right Transfer Application.

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments.

Received by SG

Date 8/23/2024

Fee paid \$1,620 Date 8/23/2024

Received by SG

Receipt # 5040340

Preliminary review by SG

Date 8/23/2024

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
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 36-7115

Current Owner: CITY OF RUPERT
Priority Date: 3/15/1970
Origin: Water Right
Status: Active
Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>
MUNICIPAL	1/01 to 12/31
	<u>Total Diversion</u>

<u>Diversion Rate</u>	<u>Annual Volume</u>
2.4 CFS	
2.4 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4SE1/4	Sec. 20,	Twp 09S,	Rge 24E B.M.
MINIDOKA County				
GROUND WATER	SW1/4NW1/4	Sec. 21,	Twp 09S,	Rge 24E B.M.
MINIDOKA County				
GROUND WATER	NE1/4NE1/4	Sec. 29,	Twp 09S,	Rge 24E B.M.
MINIDOKA County				
GROUND WATER	NW1/4NE1/4	Sec. 29,	Twp 09S,	Rge 24E B.M.
MINIDOKA County				
GROUND WATER	SW1/4NW1/4	Sec. 29,	Twp 09S,	Rge 24E B.M.
MINIDOKA County				

Place of Use

MUNICIPAL Within MINIDOKA County

T09S R23E S25	NESW	T09S R23E S25	NESE
T09S R23E S25	NWSE	T09S R24E S17	SESW
T09S R24E S17	SWSE	T09S R24E S19	NESE
T09S R24E S19	SESE	T09S R24E S20	NENE
T09S R24E S20	NWNE	T09S R24E S20	SWNE
T09S R24E S20	SENE	T09S R24E S20	NENW
T09S R24E S20	NWNW	T09S R24E S20	SWNW
T09S R24E S20	SENE	T09S R24E S20	NESW
T09S R24E S20	NWSW	T09S R24E S20	SWSW
T09S R24E S20	SESW	T09S R24E S20	NESE
T09S R24E S20	NWSE	T09S R24E S20	SWSE
T09S R24E S20	SESE	T09S R24E S21	NENW
T09S R24E S21	NWNW	T09S R24E S21	SWNW
T09S R24E S21	SENE	T09S R24E S21	NWSW
T09S R24E S21	SWSW	T09S R24E S28	NWNW
T09S R24E S28	SWNW	T09S R24E S28	NWSW
T09S R24E S28	SWSW	T09S R24E S29	NENE
T09S R24E S29	NWNE	T09S R24E S29	SWNE
T09S R24E S29	SENE	T09S R24E S29	NENW
T09S R24E S29	NWNW	T09S R24E S29	SWNW
T09S R24E S29	SENE	T09S R24E S29	NESW
T09S R24E S29	NWSW	T09S R24E S29	SWSW
T09S R24E S29	SESW	T09S R24E S29	NESE
T09S R24E S29	NWSE	T09S R24E S29	SWSE
T09S R24E S29	SESE	T09S R24E S30	NENE
T09S R24E S30	SESE	T09S R24E S31	NENE
T09S R24E S32	NENE	T09S R24E S32	NWNE
T09S R24E S32	NWNW		

Conditions of Approval:

1. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. 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.
3. 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.
4. The total instantaneous diversion of water from all points of diversion under Transfer 5277 shall not exceed 10.61 cfs.
Approval of Transfer 5277 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
Place of use is located within the city of Rupert and the surrounding service area.
5. 081 Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.

Page _____ of _____

Decreed Date: 1/2/1998

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

Current Water Right No.: 36-7656

Current Owner: CITY OF RUPERT
Priority Date: 9/18/1962
Origin: Water Right
Status: Active
Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>
MUNICIPAL	1/01 to 12/31
	<u>Total Diversion</u>

<u>Diversion Rate</u>
3.44 CFS
3.44 CFS

Annual Volume

Location of Point(s) of Diversion

GROUND WATER	SW1/4SE1/4	Sec. 20,	Twp 09S,	Rge 24E B.M.
MINIDOKA County				
GROUND WATER	SW1/4NW1/4	Sec. 21,	Twp 09S,	Rge 24E B.M.
MINIDOKA County				
GROUND WATER	NW1/4NE1/4	Sec. 29,	Twp 09S,	Rge 24E B.M.
MINIDOKA County				
GROUND WATER	SW1/4NW1/4	Sec. 29,	Twp 09S,	Rge 24E B.M.
MINIDOKA County				
GROUND WATER	NE1/4NE1/4	Sec. 29,	Twp 09S,	Rge 24E B.M.
MINIDOKA County				

Place of Use

MUNICIPAL Within MINIDOKA County

T09S R23E S25	NESW	T09S R23E S25	NESE
T09S R23E S25	NWSE	T09S R24E S17	SESW
T09S R24E S17	SWSE	T09S R24E S19	NESE
T09S R24E S19	SESE	T09S R24E S20	NENE
T09S R24E S20	NWNE	T09S R24E S20	SWNE
T09S R24E S20	SENE	T09S R24E S20	NENW
T09S R24E S20	NWNW	T09S R24E S20	SWNW
T09S R24E S20	SENE	T09S R24E S20	NESW
T09S R24E S20	NWSW	T09S R24E S20	SWSW
T09S R24E S20	SESW	T09S R24E S20	NESE
T09S R24E S20	NWSE	T09S R24E S20	SWSE
T09S R24E S20	SESE	T09S R24E S21	NENW
T09S R24E S21	NWNW	T09S R24E S21	SWNW
T09S R24E S21	SENE	T09S R24E S21	NWSW
T09S R24E S21	SWSW	T09S R24E S28	NWNW
T09S R24E S28	SWNW	T09S R24E S28	NWSW
T09S R24E S28	SWSW	T09S R24E S29	NENE
T09S R24E S29	NWNE	T09S R24E S29	SWNE
T09S R24E S29	SENE	T09S R24E S29	NENW
T09S R24E S29	NWNW	T09S R24E S29	SWNW
T09S R24E S29	SENE	T09S R24E S29	NESW
T09S R24E S29	NWSW	T09S R24E S29	SWSW
T09S R24E S29	SESW	T09S R24E S29	NESE
T09S R24E S29	NWSE	T09S R24E S29	SWSE
T09S R24E S29	SESE	T09S R24E S30	NENE
T09S R24E S30	SESE	T09S R24E S31	NENE
T09S R24E S32	NENE	T09S R24E S32	NWNE
T09S R24E S32	NWNW		

Conditions of Approval:

1. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. 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.
3. 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.
4. 081 Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.
5. The total instantaneous diversion of water from all points of diversion under Transfer 5277 shall not exceed 10.61 cfs.
Approval of Transfer 5277 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
Place of use is located within the city of Rupert and the surrounding service area.

Page _____ of _____

Decreed Date: 1/2/1998

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

Current Water Right No.: 36-7862

Current Owner: CITY OF RUPERT
Priority Date: 10/11/1985
Origin: Water Right
Status: Active
Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>
MUNICIPAL	1/01 to 12/31
	<u>Total Diversion</u>

<u>Diversion Rate</u>
1.15 CFS
1.15 CFS

Annual Volume

Location of Point(s) of Diversion

GROUND WATER	SW1/4SE1/4	Sec. 20,	Twp 09S,	Rge 24E B.M.
MINIDOKA County				
GROUND WATER	SW1/4NW1/4	Sec. 21,	Twp 09S,	Rge 24E B.M.
MINIDOKA County				
GROUND WATER	NW1/4NE1/4	Sec. 29,	Twp 09S,	Rge 24E B.M.
MINIDOKA County				
GROUND WATER	SW1/4NW1/4	Sec. 29,	Twp 09S,	Rge 24E B.M.
MINIDOKA County				
GROUND WATER	NE1/4NE1/4	Sec. 29,	Twp 09S,	Rge 24E B.M.
MINIDOKA County				

Place of Use

MUNICIPAL Within MINIDOKA County

T09S R23E S25	NESW	T09S R23E S25	NESE
T09S R23E S25	NWSE	T09S R24E S17	SESW
T09S R24E S17	SWSE	T09S R24E S19	NESE
T09S R24E S19	SESE	T09S R24E S20	NENE
T09S R24E S20	NWNE	T09S R24E S20	SWNE
T09S R24E S20	SENE	T09S R24E S20	NENW
T09S R24E S20	NWNW	T09S R24E S20	SWNW
T09S R24E S20	SENE	T09S R24E S20	NESW
T09S R24E S20	NWSW	T09S R24E S20	SWSW
T09S R24E S20	SESW	T09S R24E S20	NESE
T09S R24E S20	NWSE	T09S R24E S20	SWSE
T09S R24E S20	SESE	T09S R24E S21	NENW
T09S R24E S21	NWNW	T09S R24E S21	SWNW
T09S R24E S21	SENE	T09S R24E S21	NWSW
T09S R24E S21	SWSW	T09S R24E S28	NWNW
T09S R24E S28	SWNW	T09S R24E S28	NWSW
T09S R24E S28	SWSW	T09S R24E S29	NENE
T09S R24E S29	NWNE	T09S R24E S29	SWNE
T09S R24E S29	SENE	T09S R24E S29	NENW
T09S R24E S29	NWNW	T09S R24E S29	SWNW
T09S R24E S29	SENE	T09S R24E S29	NESW
T09S R24E S29	NWSW	T09S R24E S29	SWSW
T09S R24E S29	SESW	T09S R24E S29	NESE
T09S R24E S29	NWSE	T09S R24E S29	SWSE
T09S R24E S29	SESE	T09S R24E S30	NENE
T09S R24E S30	SESE	T09S R24E S31	NENE
T09S R24E S32	NENE	T09S R24E S32	NWNE
T09S R24E S32	NWNW		

Conditions of Approval:

- 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.
- 081 Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.
- T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- 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.
- The total instantaneous diversion of water from all points of diversion under Transfer 5277 shall not exceed 10.61 cfs.
Approval of Transfer 5277 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
Place of use is located within the city of Rupert and the surrounding service area.

Page _____ of _____

Decreed Date: 1/2/1998

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

Current Water Right No.: 36-7863

Current Owner: CITY OF RUPERT
Priority Date: 6/30/1979
Origin: Water Right
Status: Active
Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>
MUNICIPAL	4/01 to 10/31
	<u>Total Diversion</u>

<u>Diversion Rate</u>
3.83 CFS
3.83 CFS

Annual Volume

Location of Point(s) of Diversion

GROUND WATER
MINIDOKA County
GROUND WATER
MINIDOKA County
GROUND WATER
MINIDOKA County
GROUND WATER
MINIDOKA County
GROUND WATER
MINIDOKA County

SW1/4SW1/4NW1/4	Sec. 21, Twp 09S, Rge 24E B.M.
SE1/4SW1/4NW1/4	Sec. 21, Twp 09S, Rge 24E B.M.
NW1/4SW1/4NE1/4	Sec. 29, Twp 09S, Rge 24E B.M.
NE1/4SW1/4NW1/4	Sec. 21, Twp 09S, Rge 24E B.M.
SW1/4NW1/4SE1/4	Sec. 29, Twp 09S, Rge 24E B.M.

Place of Use

MUNICIPAL Within MINIDOKA County

T09S R23E S25	NESW	T09S R23E S25	NESE
T09S R23E S25	NWSE	T09S R24E S17	SESW
T09S R24E S17	SWSE	T09S R24E S19	NESE
T09S R24E S19	SESE	T09S R24E S20	NENE
T09S R24E S20	NWNE	T09S R24E S20	SWNE
T09S R24E S20	SENE	T09S R24E S20	NENW
T09S R24E S20	NWNW	T09S R24E S20	SWNW
T09S R24E S20	SENE	T09S R24E S20	NESW
T09S R24E S20	NWSW	T09S R24E S20	SWSW
T09S R24E S20	SESW	T09S R24E S20	NESE
T09S R24E S20	NWSE	T09S R24E S20	SWSE
T09S R24E S20	SESE	T09S R24E S21	NENW
T09S R24E S21	NWNW	T09S R24E S21	SWNW
T09S R24E S21	SENE	T09S R24E S21	NWSW
T09S R24E S21	SWSW	T09S R24E S28	NWNW
T09S R24E S28	SWNW	T09S R24E S28	NWSW
T09S R24E S28	SWSW	T09S R24E S29	NENE
T09S R24E S29	NWNE	T09S R24E S29	SWNE
T09S R24E S29	SENE	T09S R24E S29	NENW
T09S R24E S29	NWNW	T09S R24E S29	SWNW
T09S R24E S29	SENE	T09S R24E S29	NESW
T09S R24E S29	NWSW	T09S R24E S29	SWSW
T09S R24E S29	SESW	T09S R24E S29	NESE
T09S R24E S29	NWSE	T09S R24E S29	SWSE
T09S R24E S29	SESE	T09S R24E S30	NENE
T09S R24E S30	SESE	T09S R24E S31	NENE
T09S R24E S32	NENE	T09S R24E S32	NWNE
T09S R24E S32	NWNW		

Conditions of Approval:

1. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE: 36-04075 AND 36-15489.
3. S16 USE OF THIS RIGHT IS COMBINED WITH WATER FROM MINIDOKA IRRIGATION DIST.
4. PLACE OF USE IS WITHIN THE CITY LIMITS OF RUPERT.

Decreed Date: 1/2/1998

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

Current Water Right No.: 36-15488

Current Owner: CITY OF RUPERT
Priority Date: 4/10/1913
Origin: Water Right
Status: Active
Basis: Decreed

Source

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>
MUNICIPAL	1/01 to 12/31
	<u>Total Diversion</u>

Tributary

<u>Diversion Rate</u>	<u>Annual Volume</u>
0.67 CFS	
0.67 CFS	

Location of Point(s) of Diversion

GROUND WATER	NE1/4NE1/4	Sec. 29,	Twp 09S,	Rge 24E B.M.
MINIDOKA County				
GROUND WATER	SW1/4SE1/4	Sec. 20,	Twp 09S,	Rge 24E B.M.
MINIDOKA County				
GROUND WATER	SW1/4NW1/4	Sec. 21,	Twp 09S,	Rge 24E B.M.
MINIDOKA County				
GROUND WATER	NW1/4NE1/4	Sec. 29,	Twp 09S,	Rge 24E B.M.
MINIDOKA County				
GROUND WATER	SW1/4NW1/4	Sec. 29,	Twp 09S,	Rge 24E B.M.
MINIDOKA County				

Place of Use

MUNICIPAL Within MINIDOKA County

T09S R23E S25	NESW	T09S R23E S25	NESE
T09S R23E S25	NWSE	T09S R24E S17	SESW
T09S R24E S17	SWSE	T09S R24E S19	NESE
T09S R24E S19	SESE	T09S R24E S20	NENE
T09S R24E S20	NWNE	T09S R24E S20	SWNE
T09S R24E S20	SENE	T09S R24E S20	NENW
T09S R24E S20	NWNW	T09S R24E S20	SWNW
T09S R24E S20	SENE	T09S R24E S20	NESW
T09S R24E S20	NWSW	T09S R24E S20	SWSW
T09S R24E S20	SESW	T09S R24E S20	NESE
T09S R24E S20	NWSE	T09S R24E S20	SWSE
T09S R24E S20	SESE	T09S R24E S21	NENW
T09S R24E S21	NWNW	T09S R24E S21	SWNW
T09S R24E S21	SENE	T09S R24E S21	NWSW
T09S R24E S21	SWSW	T09S R24E S28	NWNW
T09S R24E S28	SWNW	T09S R24E S28	NWSW
T09S R24E S28	SWSW	T09S R24E S29	NENE
T09S R24E S29	NWNE	T09S R24E S29	SWNE
T09S R24E S29	SENE	T09S R24E S29	NENW
T09S R24E S29	NWNW	T09S R24E S29	SWNW
T09S R24E S29	SENE	T09S R24E S29	NESW
T09S R24E S29	NWSW	T09S R24E S29	SWSW
T09S R24E S29	SESW	T09S R24E S29	NESE
T09S R24E S29	NWSE	T09S R24E S29	SWSE
T09S R24E S29	SESE	T09S R24E S30	NENE
T09S R24E S30	SESE	T09S R24E S31	NENE
T09S R24E S32	NENE	T09S R24E S32	NWNE
T09S R24E S32	NWNW		

Conditions of Approval:

1. 081 Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.
2. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
3. 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.
4. 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.
5. The total instantaneous diversion of water from all points of diversion under Transfer 5277 shall not exceed 10.61 cfs.
Approval of Transfer 5277 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
Place of use is located within the city of Rupert and the surrounding service area.

Page _____ of _____

Decreed Date: 1/2/1998

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

Current Water Right No.: 36-15489

Current Owner: CITY OF RUPERT
Priority Date: 11/29/1917
Origin: Water Right
Status: Active
Basis: Decreed

Source

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>
MUNICIPAL	1/01 to 12/31
	<u>Total Diversion</u>

Tributary

<u>Diversion Rate</u>	<u>Annual Volume</u>
2.95 CFS	
2.95 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4SE1/4	Sec. 20,	Twp 09S,	Rge 24E B.M.
MINIDOKA County				
GROUND WATER	SW1/4NW1/4	Sec. 21,	Twp 09S,	Rge 24E B.M.
MINIDOKA County				
GROUND WATER	NE1/4NE1/4	Sec. 29,	Twp 09S,	Rge 24E B.M.
MINIDOKA County				
GROUND WATER	NW1/4NE1/4	Sec. 29,	Twp 09S,	Rge 24E B.M.
MINIDOKA County				
GROUND WATER	SW1/4NW1/4	Sec. 29,	Twp 09S,	Rge 24E B.M.
MINIDOKA County				

Place of Use

MUNICIPAL Within MINIDOKA County

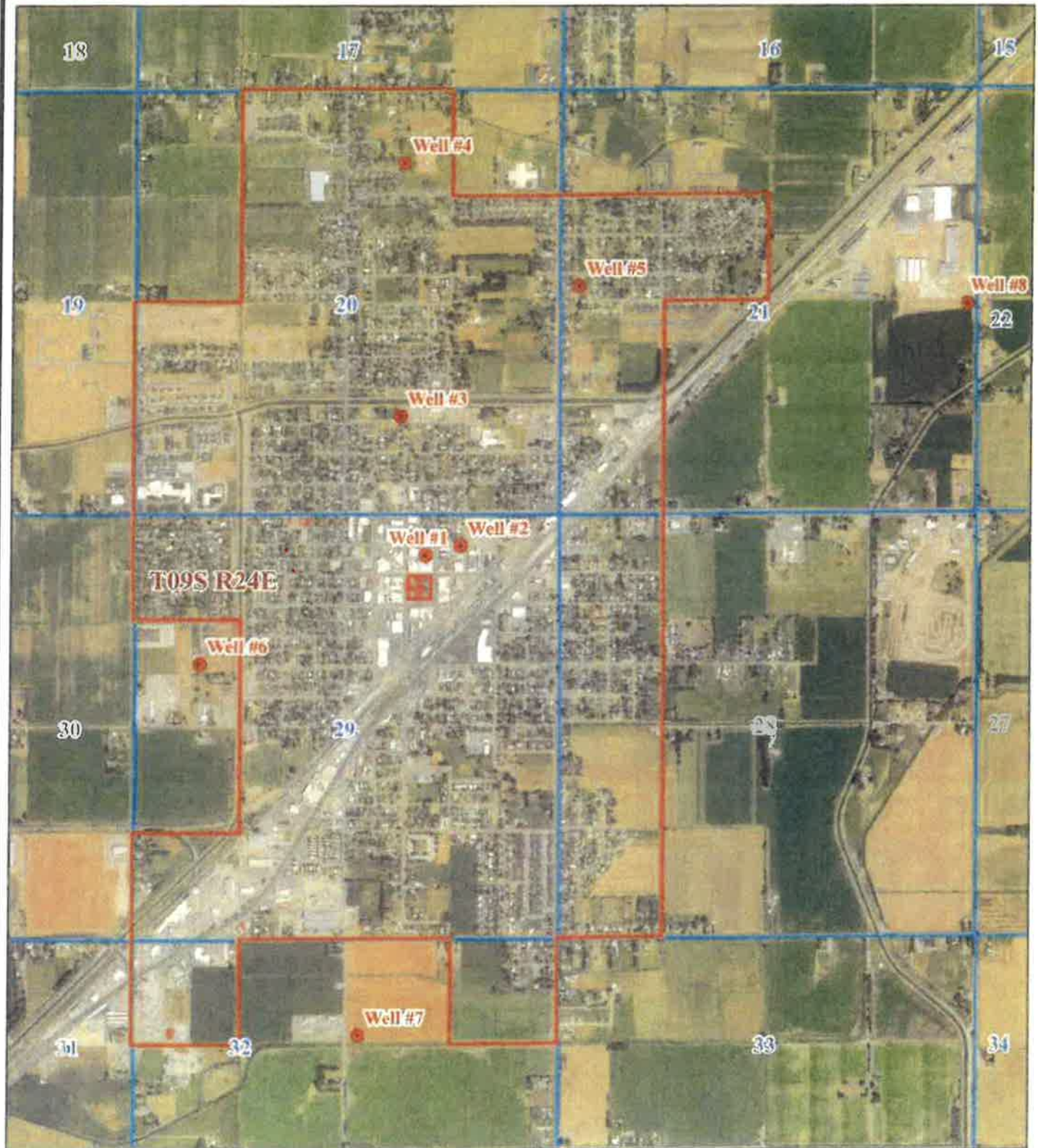
T09S R23E S25	NESW	T09S R23E S25	NESE
T09S R23E S25	NWSE	T09S R24E S17	SESW
T09S R24E S17	SWSE	T09S R24E S19	NESE
T09S R24E S19	SESE	T09S R24E S20	NENE
T09S R24E S20	NWNE	T09S R24E S20	SWNE
T09S R24E S20	SENE	T09S R24E S20	NENW
T09S R24E S20	NWNW	T09S R24E S20	SWNW
T09S R24E S20	SENE	T09S R24E S20	NESW
T09S R24E S20	NWSW	T09S R24E S20	SWSW
T09S R24E S20	SESW	T09S R24E S20	NESE
T09S R24E S20	NWSE	T09S R24E S20	SWSE
T09S R24E S20	SESE	T09S R24E S21	NENW
T09S R24E S21	NWNW	T09S R24E S21	SWNW
T09S R24E S21	SENE	T09S R24E S21	NWSW
T09S R24E S21	SWSW	T09S R24E S28	NWNW
T09S R24E S28	SWNW	T09S R24E S28	NWSW
T09S R24E S28	SWSW	T09S R24E S29	NENE
T09S R24E S29	NWNE	T09S R24E S29	SWNE
T09S R24E S29	SENE	T09S R24E S29	NENW
T09S R24E S29	NWNW	T09S R24E S29	SWNW
T09S R24E S29	SENE	T09S R24E S29	NESW
T09S R24E S29	NWSW	T09S R24E S29	SWSW
T09S R24E S29	SESW	T09S R24E S29	NESE
T09S R24E S29	NWSE	T09S R24E S29	SWSE
T09S R24E S29	SESE	T09S R24E S30	NENE
T09S R24E S30	SESE	T09S R24E S31	NENE
T09S R24E S32	NENE	T09S R24E S32	NWNE
T09S R24E S32	NWNW		

Conditions of Approval:

1. The total instantaneous diversion of water from all points of diversion under Transfer 5277 shall not exceed 10.61 cfs.
Approval of Transfer 5277 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
Place of use is located within the city of Rupert and the surrounding service area.
2. 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.
3. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. 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.
5. 081 Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.

Page _____ of _____

Decreed Date: 1/2/1998



0 0.25 0.5 Miles



BROCKWAY ENGINEERING, PLLC.
GWS - Date: 7/29/2024

CITY OF RUPERT POD TRANSFER

NAIP 2023 AERIAL
89295

Legend

- Rupert PODs
- Rupert_WRs



0005753892



STATE OF IDAHO
Office of the secretary of state, Phil McGrane
ANNUAL REPORT
Idaho Secretary of State
PO Box 83720
Boise, ID 83720-0080
(208) 334-2301
Filing Fee: \$0.00

For Office Use Only

-FILED-

File #: 0005753892

Date Filed: 6/3/2024 8:19:44 AM

Entity Name and Mailing Address:

Entity Name: THE MART GROUP, LLC
The file number of this entity on the records of the Idaho Secretary of State is: 0000354548
Address: PO BOX 34
RUPERT, ID 83350-0034

Entity Details:

Entity Status: Active-Existing
This entity is organized under the laws of: IDAHO
If applicable, the old file number of this entity on the records of the Idaho Secretary of State was: W115282

The registered agent on record is:

Registered Agent: JULIAN CRITCHFIELD
Registered Agent
Physical Address
70 N 100 E
RUPERT, ID 83350
Mailing Address
PO BOX 34
RUPERT, ID 83350-0034

Limited Liability Company Managers and Members

Name	Title	Business Address
JULIAN CRITCHFIELD	Manager	PO BOX 34 RUPERT, ID 83350

The annual report must be signed by an authorized signer of the entity.

Job Title: Senior Accountant

Amanda Long

Sign Here

06/03/2024

Date

B0913-5435 06/03/2024 8:19 AM Received by Office of the Idaho Secretary of State



OFFICIAL AD PROOF

This is the proof of your ad scheduled to run in **Magic Valley Times-News** on the dates indicated below. If changes are needed, please contact us prior to deadline at help@column.us

Notice ID: vHfHfZpN4TGvV2EWXoFo | **Proof Updated: Oct. 31, 2024 at 06:04pm MDT**
Notice Name: Legal Notice for 89194, 89195, 89295 | Publisher ID: COL-NV-0811

See Proof on Next Page

This is not an invoice. Below is an estimated price, and it is subject to change. You will receive an invoice with the final price upon invoice creation by the publisher.

FILER

ID DEPARTMENT OF WATER
RESOURCES Southern Region
denise.maline@idwr.idaho.gov
(208) 736-3033

FILING FOR

Magic Valley
Times-News

Columns Wide: 2

Ad
Class: Legals

11/07/2024: General Legal Notice	108.64
11/14/2024: General Legal Notice	95.06
Affidavit Fee	9.00

Total \$212.70

*Proof of legal notice received
from Times News 10-31-2024*

✓ DM 11/1/2024

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 89194**

MOUNTAIN VIEW LAND LLC, 695 N 700 E, RUPERT, ID 83350-8407 has filed Application No. 89194 for changes to the following water rights within LINCOLN, MINIDOKA County(s): Right No(s). 36-2550, 36-8212, 36-8257, 36-8258, 36-8259. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes transferring three ground water irrigation rights and portions of two ground water irrigation rights (combined: 20.98 cfs & 1085.5 acres) from a farm located approximately 3.6 to 7.0 miles west and 1.6 to 5.8 miles north of Minidoka. The transferred rights will be moved to an existing farm located approximately 16.4 to 17.4 miles west and 0.7 to 3.0 miles north of Minidoka. The water rights will be placed in a 1,383.5 acre permissible place of use, limited to the irrigation of 1085.5 acres, to replace water rights proposed to be transferred in a companion transfer (#89195). The rights will be diverted from three existing wells on the farm located approximately 16.4 to 17.4 miles west and 0.7 to 3.0 miles north of Minidoka.

TRANSFER NO. 89195

MOUNTAIN VIEW LAND LLC, 695 N 700 E, RUPERT, ID 83350-8407 has filed Application No. 89195 for changes to the following water rights within MINIDOKA County(s): Right No(s). 36-16562, 36-16563, 36-16568, 36-16569, 36-16571, 36-16572, 36-16574, 36-16575, 36-16577, 36-16578, 36-16586, 36-16587. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes transferring twelve ground water irrigation rights (combined: 16.16 cfs & 1086.4 acres) from a farm located approximately 16.4 to 17.4 miles west and 0.7 to 3.0 miles north of Minidoka. The transferred rights are proposed to be moved to an existing farm located 3.6 to 7.0 miles west and 1.6 to 5.8 miles north of Minidoka. The water rights will be placed into a 4382.7 acre permissible place of use and limited to the irrigation of 1086.4 acres, where they will replace water rights proposed to be transferred in a companion transfer (#89194). The rights will be diverted from fifteen existing wells on the farm located approximately 3.6 to 7.0 miles west and 1.6 to 5.8 miles north of Minidoka.

TRANSFER NO. 89295

CITY OF RUPERT, PO BOX 426, RUPERT, ID 83350 has filed Application No. 89295 for changes to the following water rights within MINIDOKA County(s): Right No(s). 36-15488, 36-15489, 36-7115, 36-7656, 36-7862. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to add three points of diversion, one of which is a new well, to five municipal (City of Rupert) ground water rights with a combined flow rate of 10.61 cfs. The proposed new well will be located approximately 1.0 mile south and 0.1 mile west of the City of Rupert Historic Town Square. The proposed additional existing wells are located approximately 0.5 mile west and 0.1 mile south of the Square; and 1.3 mile east and 0.7 mile north of the Square.

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 <https://research.idwr.idaho.gov>. 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 83301-5858 together with a protest fee of \$25.00 for each application on or before **November 25, 2024**. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director
Publish: November 7, 14, 2024
COL-NV-0811

✓ DM 11/11/2024



IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

October 31, 2024

CITY OF RUPERT
PO BOX 426
RUPERT, ID 83350-0426

RE: Transfer No. 89295
Water Right No(s). 36-15488, 36-15489, 36-7115, 36-7656, 36-7862

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 **11/7/2024** and **11/14/2024**. Protests to this application may be submitted for a period ending ten (10) days after the second publication. Any protest against this application must be filed with the Department of Water Resources, together with a protest fee of \$25.00 for each application, on or before **November 25, 2024**.

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,

Denise Maline
Administrative Assistant



IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

October 31, 2024

COREY KING
WATER DISTRICT 130
650 ADDISON AVE W STE 500
TWIN FALLS ID 83301-5858

Re: Transfer No. 89194 (Mountain View Land LLC)
Water Right No(s). 36-2550, 36-8212, 36-8257, 36-8258, 36-8259

Re: Transfer No. 89195 (Mountain View Land LLC)
Water Right No(s). 36-16562, 36-16563, 36-16568, 36-16569, 36-16571, 36-16572,
36-16574, 36-16575, 36-16577, 36-16578, 36-16586, 36-16587

Re: Transfer No. 89295 (City of Rupert)
Water Right No(s). 36-15488, 36-15489, 36-7115, 36-7656, 36-7862

Dear Corey:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application. You can find a copy of the application at:

<https://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>. Please review the application, then complete the enclosed recommendation form 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 can finish reviewing an unprotested application as soon as the protest period has passed. 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 1

Enclosure(s)



IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

October 31, 2024

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

Submitted online @ column.us

RE: Transfer No. 89194
Water Right No(s). 36-2550, 36-8212, 36-8257, 36-8258, 36-8259

RE: Transfer No. 89195
Water Right No(s). 36-16562, 36-16563, 36-16568, 36-16569, 36-16571,
36-16572, 36-16574, 36-16575, 36-16577, 36-16578, 36-16586, 36-16587

RE: Transfer No. 89295
Water Right No(s). 36-15488, 36-15489, 36-7115, 36-7656, 36-7862

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 November 25, 2024. Your cooperation is appreciated.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 89194**

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MATHEW WEAVER, Director
Published on November 7th & 14th, 2024

TRANSFER SYNOPSIS

Date: October 16, 2024
To: Transfer #89295 file- City of Rupert
From: Jim Bitzenburg
Re: Summary of transfer

Application for transfer proposes to add three points of diversion, one of which is a new well, to five municipal (City of Rupert) ground water rights with a combined flow rate of 10.61 cfs. The proposed new well will be located approximately 1.0 mile south and 0.1 mile west of the City of Rupert Historic Town Square. The proposed additional existing wells are located approximately 0.5 mile west and 0.1 mile south of the Square; and 1.3 mile east and 0.7 mile north of the Square.

Because the proposed wells are in the same, or adjacent, ESPA model grid cells as the currently authorized PODs, ESPA ground water modeling is not required.

The transfer proposes adding new and existing wells to the rights, so it will be advertised and subject to protest. The transfer is located within Water District 130, so Watermaster comments will be solicited.

The rights (all are municipal) involved in the transfer are:

36-7115	2.40 cfs
36-7656	3.44 cfs
36-7862	1.15 cfs
36-15488	0.67 cfs
36-15489	2.95 cfs

FEE MEMORANDUM

Date: October 15, 2024
To: City of Rupert Transfer #89295 File
From: Jim Bitzenburg
Re: Receipting/disposition of fees paid

This transfer was originally filed on August 23, 2024 and its purpose was to add three points of diversion to six municipal ground water rights with a total diversion rate of 14.44 cfs. The total diversion rate could be pumped from any of the additional wells, so that rate was the basis of the original fee of \$1620.00 from the transfer fee schedule. On September 16, 2024, the City filed an amended transfer which removed one of the rights, bringing the total flow rate down to 10.61 cfs. The lower flow rate requires a fee of \$1300.00, so a refund of the \$320.00 difference will be requested for the City of Rupert. The original fee was paid by Bowen Collins & Associates on behalf of the City of Rupert with a cashier's check, #588935, at the time of filing. The IDWR receipt number is S040340. Communication with the IDWR State office dictated the destination of the refund (email is included in transfer file).

Bitzenburg, James

From: Bitzenburg, James
Sent: Tuesday, October 15, 2024 11:44 AM
To: IdwrPayable
Subject: Refund Request

Hello-

On August 23, 2024, our office received a transfer application in the name of the City of Rupert, along with a cashier's check for the fee of \$1620.00. On September 16, 2024, the City of Rupert filed an amended transfer application with a lower flow rate that equated to a fee of \$1300.00. Could you issue a refund to the City of Rupert for the \$320.00 difference? The fee was paid with cashier's check #588935, IDWR receipt #S040340. Their address is:

CITY OF RUPERT
PO BOX 426
RUPERT ID 83350

Thank you and let me know if you have any questions.

Jim

Jim Bitzenburg
Water Rights Supervisor
Idaho Department of Water Resources
Southern Regional Office
Phone (208)-293-9909
james.bitzenburg@idwr.idaho.gov

Bitzenburg, James

From: Susan Steed
Sent: Friday, September 20, 2024 7:54 AM
To: Skinner, Corey; IdwrPayable
Cc: Bitzenburg, James; Maline, Denise
Subject: RE: Rupert POD Application Fee Receipt

Hello,

For receipt S040340, the refund will need to go to the identified payer, City of Rupert. The City of Rupert can then work out refunding whoever they determine should get it.

Thank you.

From: Skinner, Corey <Corey.Skinner@idwr.idaho.gov>
Sent: Thursday, September 19, 2024 4:50 PM
To: IdwrPayable <IdwrPayable@idwr.idaho.gov>
Cc: Bitzenburg, James <James.Bitzenburg@idwr.idaho.gov>; Maline, Denise <Denise.Maline@idwr.idaho.gov>
Subject: FW: Rupert POD Application Fee Receipt

I have a question about issuing a partial refund for a transfer filing that was paid with a cashier's check. The receipt is S040340.

The story is that "Roland" from Bowen Collins purchased the cashier's check for a transfer filed in the name of the City of Rupert.

Can you call me regarding who gets the refund, and what we may need.

Thanks,

Corey

From: Kimberly Donat <kdonat@bowencollins.com>
Sent: Tuesday, September 17, 2024 8:59 AM
To: Skinner, Corey <Corey.Skinner@idwr.idaho.gov>
Subject: Rupert POD Application Fee Receipt

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.

Hi Corey,

Attached is the receipt for the Cashiers Check Roland provided to pay for Rupert's Application for Transfer of Water Right. Please let me know if you have any questions.

Thank you,

Kim Donat, EIT



208.939.9561 Office
208.939.9571 Fax
776 E. Riverside Dr. Suite 250
Eagle, ID 83616
www.bowencollins.com

PLEASE DETACH BEFORE DEPOSITING AND RETAIN FOR YOUR RECORDS

92-7362
3241

No. 588935

Date: 08/20/2024

Pay to the
Order of Idaho Department of Water Resources

Amount \$ *****1,620.00

One Thousand Six Hundred Twenty and 00/100*****

DOLLARS

CASHIERS CHECK

City of Rupert POD Application
Memo

NON-NEGOTIABLE

Authorized Signature

CUSTOMER COPY



Idaho Central Credit Union
EO 14176
Burlington ID 83202-2409
www.idcentral.com

Branch: North Lander
Date: 20 Aug 2024 04:37 PM

Branch: # 174507
Teller: 371003
Cash Box: 1275

Fund Source
Cash/Accounts
\$1,620.00

Official Check
Acct #: 41/Roland/HP
Official Check Issue \$1,620.00

Central Checking
Acct #: 41/Roland/HP
Withdrawal \$1,620.00
Available Balance
Current Balance

This is your transaction confirmation.
Check deposits may not be available for immediate withdrawal.

Federally insured by NCUA

RECEIVED

SEP 16 2024

DEPT. OF WATER RESOURCES
SOUTHERN REGION

September 12, 2024

Corey Skinner
Idaho Department of Water Resources
650 Addison Ave. W., Ste. 500
Twin Falls, ID 83301

Re: Mart Group LLC

Dear Mr. Skinner:

Mart Group LLC is the current owner of water rights 36-8457, 36-8458 and 36-16384. There are currently two authorized points of diversion for these three water rights. The points of diversion are located at:

1. Township 09S Range 24E Section 21 SENE
2. Township 09S Range 24E Section 21 NESE

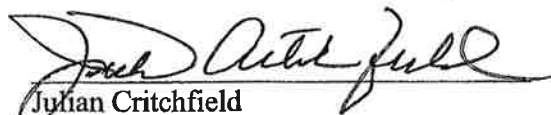
The City of Rupert has submitted POD Transfer #89295, which proposes to identify the point of diversion at Township 09S Range 24E Section 21 NESE as a municipal well with the purpose of delivering potable water to the City of Rupert.

Mart Group LLC desires to remove the well located at Township 09S Range 24E Section 21 NESE as an authorized point of diversion for water rights 36-8457, 36-8458 and 36-16384.

Mart Group LLC will retain ownership and authority to divert from the well located at Township 09S Range 24E Section 21 SENE. Mart Group LLC will retain ownership of water rights 36-8457, 36-8458 and 36-16384.

No other aspect of these water rights will be changing at this time.

Sincerely,


Julian Critchfield
Mart Group LLC

RECEIVED

SEP 16 2024

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Rev. 02/11

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Notice of Abandonment of Water Right

Print Name of Water Right Owner(s): Mart Group LLCMailing Address: PO Box 34 Rupert, Idaho 83350

Phone: _____

Note: If you are not listed as the current owner of the water right in the Idaho Department of Water Resources' records, you must include evidence of ownership of the water right (or portion of the water right) with this form. Evidence may include a warranty deed, quitclaim deed, court decree, contract of sale, etc.

I am the current owner of X all, or _____ part of, the water right described in the Idaho Department of Water Resources' records as Water Right No. 36-8457, 36-8458 and 36-16384

I hereby abandon _____ all, or X part of the water right designated above. This abandonment is intentional and voluntary. I recognize that this abandonment permanently eliminates the right to divert and use water under the water right designated above.

If this abandonment applies to a portion of the water right, please indicate which part is abandoned by describing the diversion rate, annual diversion volume or storage volume, and place of use (include acres if the use is irrigation) and by attaching a detailed map identifying the specific locations.

Authorized point of diversion located at Township 09S Range 24E Section 21 NESE.

No other aspect of water rights 36-8457, 36-8458 and 36-16384 will be abandoned or changed.

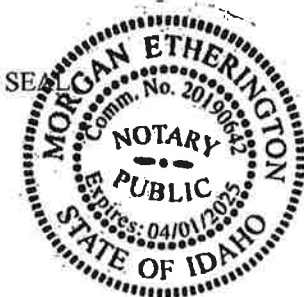
Julian B. Critchfield
Signature of Water Right Owner(s) or Authorized Representative

9-12-24
Date

Julian B. Critchfield - CEO
Print Name and Title of Authorized Representative
(Complete if applicable and include your authority to act on behalf of the water right owner)

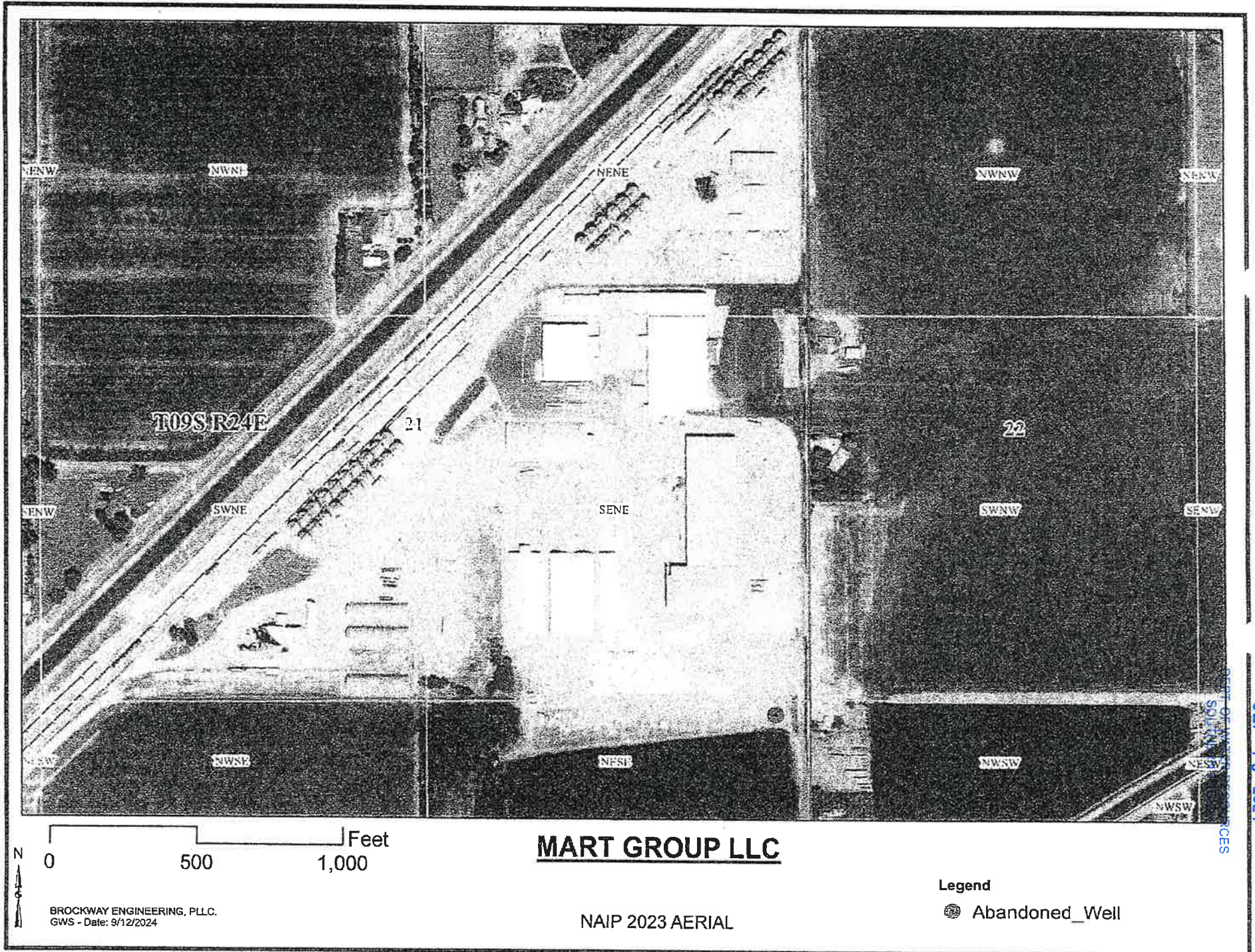
State of Idaho)
County of Minidoka) ss

On this 12th day of September, 2024, the signer(s) of the above instrument appeared before me and duly acknowledged to me that he/she executed the same.



My Etherington
Notary Public

My commission expires: 04/01/2025





776 EAST RIVERSIDE DRIVE, SUITE 250 • EAGLE, IDAHO 83616
TEL: 208.939.9561 • FAX: 208.939.9571

8/21/2024

IDWR Southern Region
650 Addison Ave W Ste 500
Twin Falls, ID 83301

RECEIVED

AUG 23 2024

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Subject: Application for Transfer of Water Right – Point(s) of Diversion

Dear Sir or Madam:

Please review the attached application for the transfer of water rights – points of diversion for two municipal well projects for the City of Rupert, Idaho.

Sincerely,
Bowen Collins & Associates, Inc.

A handwritten signature in black ink, appearing to read 'Kim Donat'.

Kim Donat
Water Resources, EIT

C: Roland Rocha, P.E., Bowen Collins, rrocha@bowencollins.com
Kelly Anthon, City of Rupert, kelly.anthon@rupert.id.us
Chris Bromley, McHugh Bromley, cbromley@mchughbromley.com
Greg Sullivan, PE., Brockway Engineering, greg.sullivan@brockwayeng.com