STATE OF IDAHO
# DEPARTMENT OF WATER RESOURCES

## TRANSFER OF WATER RIGHT
## TRANSFER NO. 87033

This is to certify that: DONALD & BONNIE PICA TRUST
3708 VISTA GRANDE LN
TWIN FALLS, ID 83301

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

### Summary of Water Rights Before the Proposed Changes

| Water Right | Origin/Basis | Priority Date | Diversion Rate | Diversion Volume | Acre Limit | Total Acres | Source |
|---|---|---|---|---|---|---|---|
| 36-4025 | WR/DECREED | 1/1/1910 | 0.060 cfs | N/A | N/A | N/A | DONKEY SPRINGS |

### Purpose of Transfer (Changes Proposed)

| Current Number | Split | POD | POU | Add POD | Period of Use | Nature of Use |
|---|---|---|---|---|---|---|
| 36-4025 | NO | NO | YES | YES | NO | NO |

### Summary Of Water Rights After the Approved Change

| Existing Right | New No. (Changed Portion) | Transfer Rate | Transfer Volume | Acre Limit | Total Acres | New No. (remaining portion) | Remaining Rate | Remaining Volume | Remaining Acre Limit | Remaining Total Acres |
|---|---|---|---|---|---|---|---|---|---|---|
| 36-4025 | 36-4025 | 0.060 cfs | N/A | N/A | N/A | N/A | N/A | N/A | N/A | N/A |
| **COMBINED TOTALS** | | **0.060 cfs** | **N/A** | **N/A** | **N/A** | | **N/A** | **N/A** | **N/A** | **N/A** |

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 30th day of March, 2023.

Southern Region Manager

Transfer No. 87033

SCANNED
APR 07 2023

# WATER RIGHT NO. 36-4025

## As Modified by Transfer No. 87033

In accordance with the approval of Transfer No. 87033, Water Right No. 36-4025 is now described as follows:

**Right Holder:** DONALD & BONNIE PICA TRUST
3708 VISTA GRANDE LN
TWIN FALLS, ID 83301

**Priority Date:** 1/1/1910

**Source:** DONKEY SPRINGS **Tributary:** SINKS

| BENEFICIAL USE | From | | To | Diversion Rate |
|---|---|---|---|---|
| DOMESTIC | 1/01 | to | 12/31 | 0.040 cfs |
| STOCKWATER | 1/01 | to | 12/31 | 0.020 cfs |
| | | | | 0.060 cfs |

**LOCATION OF POINT(S) OF DIVERSION**

| | | | |
|---|---|---|---|
| DONKEY SPRINGS | SWNENW | Sec 14 Twp 07S Rge 13E | GOODING County |
| DONKEY SPRINGS | SENWNW | Sec 14 Twp 07S Rge 13E | GOODING County |

**PLACE OF USE: DOMESTIC**

| | | | NE | | | | NW | | | | SW | | | | SE | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Twp | Rng | Sec | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | Totals |
| 07S | 13E | 14 | | | | | X | X | X | X | | | | | | | | | |

**PLACE OF USE: STOCKWATER**

| | | | NE | | | | NW | | | | SW | | | | SE | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Twp | Rng | Sec | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | Totals |
| 07S | 13E | 14 | | | | | X | X | X | X | | | | | | | | | |

**CONDITIONS OF APPROVAL**

1. Domestic use is for 1 home.
2. The quantity of water under this right shall not exceed 13,000 gallons per day.
3. The quantity of water decreed for this water right is not a determination of historical beneficial use.
4. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 36A.

Transfer No. 87033

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APR 07 2023

## WATER RIGHT NO. 36-4025

## As Modified by Transfer No. 87033

**CONDITIONS OF APPROVAL**

5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

8. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



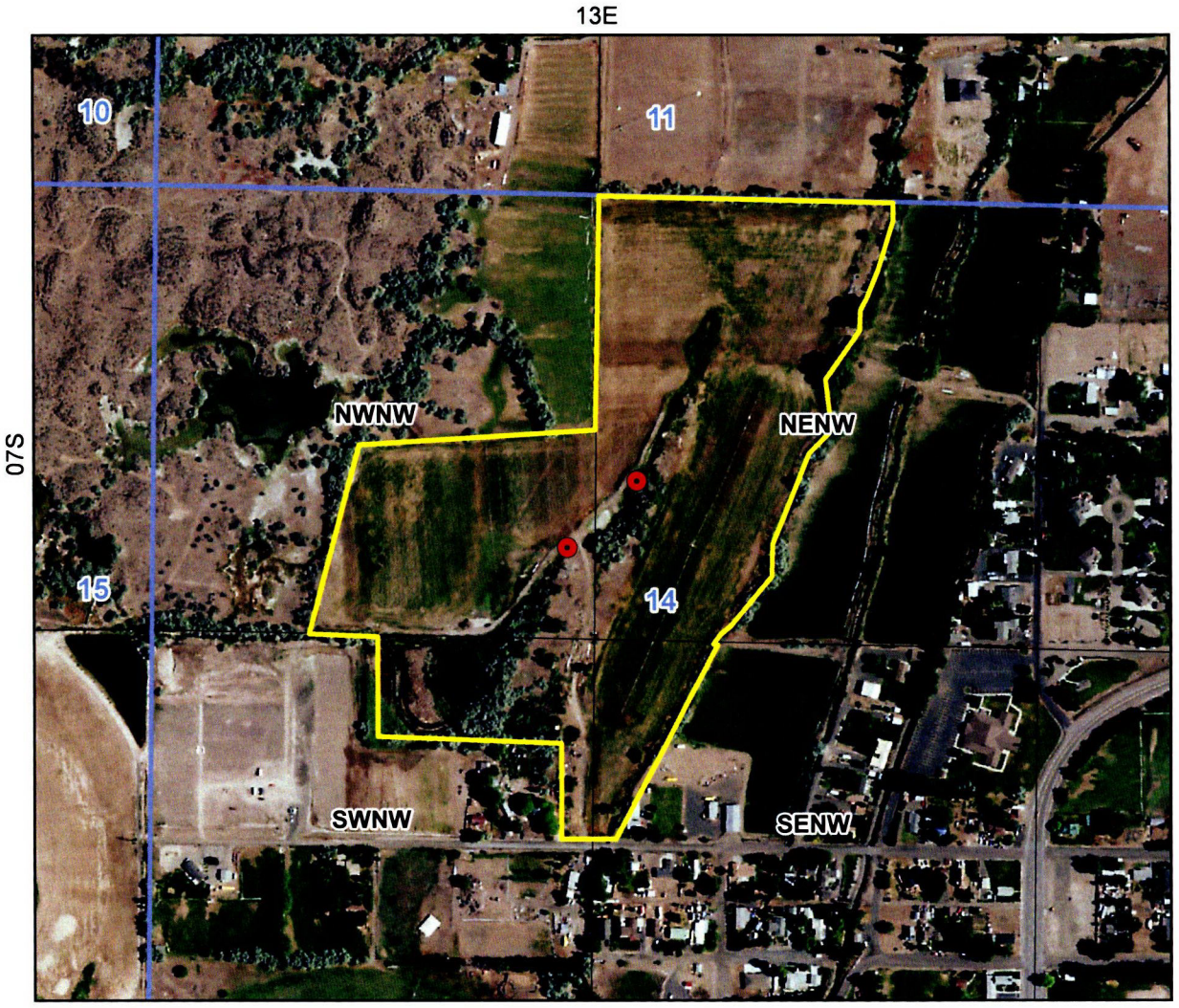
SCANNED
APR 07 2023

State of Idaho
Department of Water Resources

# Attachment to Transfer # 87033

36-4025

This map depicts the DOMESTIC & STOCKWATER place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.




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SOUTHERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 87033

# MINIMUM REQUIREMENTS CHECKLIST
## TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at idwr.idaho.gov.

Name of Applicant(s) Donald and Bonnie Pica Trust

**Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.**

Yes N/A * Means the item is always required and must be included with the application.

- ☑ * Completed Application for Transfer of Water Right form, Part1.
- ☑ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☑ * Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded.
- ☐ ☑ Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application.
- ☑ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☑ * Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.)

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

- ☐ ☑ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☑ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
- ☐ ☑ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s).** ** Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☑ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☑ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☑ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at https://idwr.idaho.gov/water-rights/transfers/resources/.
- ☐ ☑ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☑ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☐ ☑ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.
- ☐ ☑ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see fee schedule.
- ☐ ☑ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☑ #9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. (Attachment WSB)
- ☐ ☑ #10 Other. Please describe: _____



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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

# APPLICATION FOR TRANSFER OF WATER RIGHT
## PART 1

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SEP 14 2022
DEPT OF WATER RESOURCES
SOUTHERN REGION

Name of Applicant(s) Donald and Bonnie Pica Trust Phone (208) 734-5259

Mailing address 3708 Vista Grande Dr., Twin Falls, ID 83301 Email donaldpic@msn.com

☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.

☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.

☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.

☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative Travis L. Thompson Phone (208) 733-0700

Mailing address P.O. Box 63, Twin Falls, ID 83303-0063 Email tlt@idahowaters.com

☐ Send all correspondence for this application to the representative and not to the applicant.
**OR**
☑ Send original correspondence to the applicant and copies to the representative.

☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.
**OR**
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

**I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.**

| Signature of Applicant or Authorized Representative | Print Name and Title if applicable | Date |
|---|---|---|
| | DONALD G. PICA | 14 Sept 22 |
| | Travis C. Thompson (attorney) | 9/19/22 |

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

## A. PURPOSE OF TRANSFER

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

2. Is this a transfer for changes pursuant to Idaho Code § 42-221.O.8?
   If yes, ☐ attach an explanation and any supporting documentation labeled as **Part1A.2**.

3. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part1A.3**.
   Adding additional lands to place of use so that water can be used within all property owned by Applicant.
   Addi c point of diversion for 1 SE NW NW.
   19-Sep 22



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STATE OF IDAHO
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# APPLICATION FOR TRANSFER OF WATER RIGHT
## PART 1

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☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3.**

Superseded 9/19/2022

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

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Name of Representative Travis L. Thompson Phone (208) 733-0700

Mailing address P.O. Box 63, Twin Falls, ID 83303-0063 Email tlt@idahowaters.com

☐ Send all correspondence for this application to the representative and not to the applicant.

**OR**

☑ Send original correspondence to the applicant and copies to the representative.

☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.

**OR**

☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4.**

**I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.**

| Signature of Applicant or Authorized Representative | Print Name and Title if applicable | Date |
|---|---|---|
| Donald Pica | DONALD G. PICA | 14 Sept 22 |
| Signature of Applicant or Authorized Representative | Print Name and Title if applicable | Date |
| Travis L. Thompson | Travis L. Thompson (attorney) | 9/19/22 |

## A. PURPOSE OF TRANSFER

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

2. Is this a transfer for changes pursuant to Idaho Code § 42-221.O.8?
   If yes, ☐ attach an explanation and any supporting documentation labeled as **Part1A.2.**

3. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part1A.3.**
   Adding additional lands to place of use so that water can be used within all property owned by Applicant.



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# APPLICATION FOR TRANSFER OF WATER RIGHT
## PART 1 Continued

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

| 1. All | Part | Right Number | Amount (cfs/ac-ft) | Nature of Use | Period of Use | Source & Tributary |
|---|---|---|---|---|---|---|
| ☑ | ☐ | 36-4025 | 0.02cfs | stockwater | 1/1 to 12/31 | Donkey Springs |
| ☑ | ☐ | 36-4025 | 0.04cfs | domestic | 1/1 to 12/31 | Donkey Springs |
| ☐ | ☐ | | | | to | |
| ☐ | ☐ | | | | to | |
| ☐ | ☐ | | | | to | |
| ☐ | ☐ | | | | to | |
| ☐ | ☐ | | | | to | |
| ☐ | ☐ | | | | to | |
| ☐ | ☐ | | | | to | |

Total authorized under rights 0.06cfs cfs and/or N/A acre-feet.

2. Total amount of water proposed to be transferred or changed 0.06 cubic feet per second and/or _____ acre-feet per year.

3. Point(s) of Diversion:

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

| New ? | Lot | ¼ | ¼ | ¼ | Sec | Twp | Rge | County | Source | Local name or tag # |
|---|---|---|---|---|---|---|---|---|---|---|
| X | | SE | NW | NW | 14 | 7S | 13E | Gooding | Donkey Spring | |
| | | SW | NE | NW | 14 | 7S | 13E | Gooding | Donkey & springs | |
| | | | | | | | | | | |
| | | | | | | | | | | |
| | | | | | | | | | | |

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

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

| 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 | |
| 7S | 13E | 14 | | | | | ✓ | ✓ | ✓ | ✓ | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
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**Total Acres** (for irrigation use)



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DEPARTMENT OF WATER RESOURCES

# APPLICATION FOR TRANSFER OF WATER RIGHT
## PART 1 Continued

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

| 1. All | Part | Right Number | Amount (cfs/ac-ft) | Nature of Use | Period of Use | Source & Tributary |
|---|---|---|---|---|---|---|
| ☑ | ☐ | 36-4025 | 0.02cfs | stockwater | 1/1 to 12/31 | Donkey Springs |
| ☑ | ☐ | 36-4025 | 0.04cfs | domestic | 1/1 to 12/31 | Donkey Springs |
| ☐ | ☐ | | | | to | |
| ☐ | ☐ | | | | to | |
| ☐ | ☐ | | | | to | |
| ☐ | ☐ | | | | to | |
| ☐ | ☐ | | | | to | |
| ☐ | ☐ | | | | to | |
| ☐ | ☐ | | | | to | |

Total authorized under rights 0.06cfs cfs and/or N/A acre-feet

2. Total amount of water proposed to be transferred or changed 0.06 cubic feet per second and/or _____ acre-feet per year.

3. Point(s) of Diversion:

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

| New ? | Lot | ¼ | ¼ | ¼ | Sec | Twp | Rge | County | Source | Local name or tag # |
|---|---|---|---|---|---|---|---|---|---|---|
| | | | | | | | | | | |
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4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

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

| 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 | |
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| **Total Acres** (for irrigation use) | | | | | | | | | | | | | | | | | | | |

Superseded by 9/19/2022



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DEPARTMENT OF WATER RESOURCES

# APPLICATION FOR TRANSFER OF WATER RIGHT
## PART 1 Continued

5. General Information:

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

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

c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
**If yes,** ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type oflien: N/A

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

d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?
**If yes,** ☐ complete Attachment WSB.

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

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

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

**Yes No**

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

**If yes,** describe:



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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

# APPLICATION FOR TRANSFER OF WATER RIGHT
## PART 2

### A. DESCRIPTION OF RIGHT(S) AS RECORDED

For each water right listed in Part 1B.1 of the application, attach a **Part 2A** report obtained from any Department office or from the Department's website @ idwr.idaho.gov, Water Right Transfers, Step 1.
Insert Part 2A reports into the application following Part 1.

### B. IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

☐ Complete and attach one copy of Part 2B for each right for which only a portion is proposed to be changed. If the entire right is proposed to be changed, Part 2B is not applicable. Additional copies of the **Part 2B** form can be obtained from any Department office or from the Department's website @ idwr.idaho.gov, Water Right Transfers, Step 3, or Water Right Forms, Changes in Use. Insert completed Part 2B forms into the application following Part 2A of the same water right.

Right Number: ________________

1. amount__________________(cfs/ac-ft) for____________________________purposes from____________to___________
   amount__________________(cfs/ac-ft) for____________________________purposes from____________to___________
   amount__________________(cfs/ac-ft) for____________________________purposes from____________to___________
   amount__________________(cfs/ac-ft) for____________________________purposes from____________to___________
   amount__________________(cfs/ac-ft) for____________________________purposes from____________to___________
   amount__________________(cfs/ac-ft) for____________________________purposes from____________to___________
   amount__________________(cfs/ac-ft) for____________________________purposes from____________to___________
   amount__________________(cfs/ac-ft) for____________________________purposes from____________to___________

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

| 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 | |
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**Total Acres (for irrigation use)** ______



SCANNED
NOV 23 2022

Page _____ of _____

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

**Current Water Right No.: 36-4025**

Current Owner: DONALD & BONNIE PICA TRUST

Priority Date: 1/1/1910

Origin: Water Right

Status: Active

Basis: Decreed

| Source | Tributary |
|---|---|
| DONKEY SPRINGS | SINKS |

| Beneficial Use | From To | Diversion Rate | Annual Volume |
|---|---|---|---|
| STOCKWATER | 1/01 to 12/31 | 0.02 CFS | |
| DOMESTIC | 1/01 to 12/31 | 0.04 CFS | |
| | Total Diversion | 0.06 CFS | |

**Location of Point(s) of Diversion**

DONKEY SPRINGS SW1/4NE1/4NW1/4 Sec. 14, Twp 07S, Rge 13E B.M.
GOODING County

**Place of Use**

STOCKWATER Within GOODING County

T07S R13E S14 NENW

DOMESTIC Within GOODING County

T07S R13E S14 NENW

**Conditions of Approval:**

1. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
2. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. PARCEL NO. RP07S13E143524

Decreed Date: 1/15/1998

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NOV 23 2022

Rev. 07/18

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

# APPLICATION FOR TRANSFER OF WATER RIGHT
## PART 3

### A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

☑ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.

☐ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b.**

If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

If any part of the irrigation water right is leased to the Water Supply Bank, you must also specify the location and number of acres that will remain idled for the duration of the lease contract at the new, proposed place of use.

### B. CHANGES IN NATURE OF USE (Water Balance)

☐ If you propose to change the nature of use or period of use of all or part of the rights(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

### C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above:

---

**FOR DEPARTMENT USE ONLY**

Transfer contains_____ pages and_____ attachments.

Received by SG Date 9/14/2022 Preliminary check by_____ Date_____

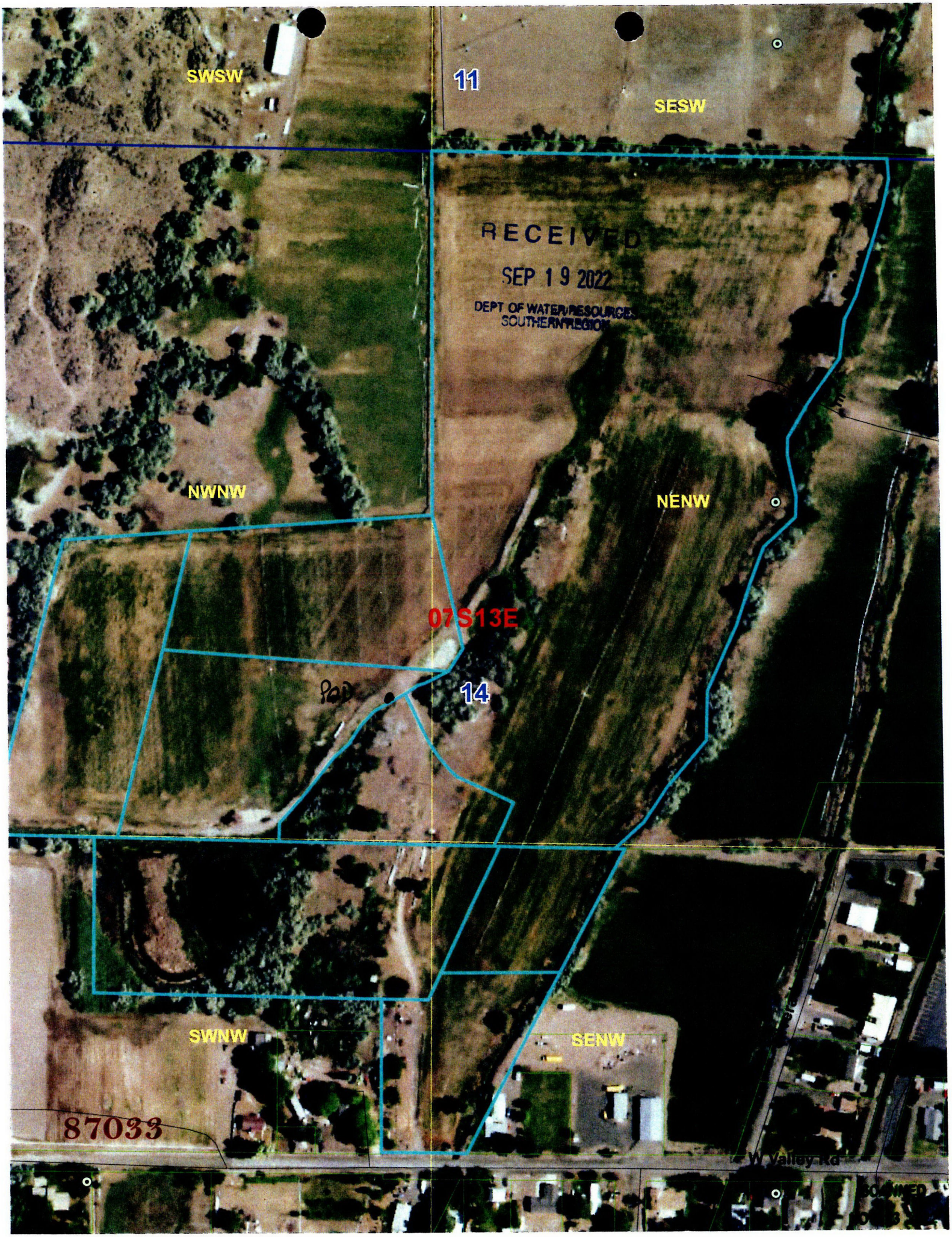
Fee paid $200.00 Date 9/14/2022 Receipted by SG Receipt # S039435

Add'l fee paid_____ Date_____ Receipted by_____ Receipt # _____

Check all that apply: Attachment WSB ☐ (copy sent to state office) Lessor Designation form ☐ &/or W-9 ☐ (originals to state office)



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NOV 23 2022


SWSW
11
SESW
RECEIVED
SEP 19 2022
DEPT OF WATER RESOURCES
SOUTHERN REGION
NWNW
NENW
07S13E
POD
14
SWNW
SENW
87033
W Valley Rd


SWSW
11
SESW
NWNW
NESW
07S13E
14
SWNW
SENW
W Valley Rd
Superseded
SCANNED

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 Gary Spackman**

April 4, 2023

DONALD & BONNIE PICA TRUST
3708 VISTA GRANDE LN
TWIN FALLS ID 83301

Correspondence

Re: Transfer No: 87033
Water Right No(s).: 36-4025

**Transfer Approval Notice**

Dear Water Right Holder(s) and other Interested Persons:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

SCANNED
APR 07 2023

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a $100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208) 736-3033.

Sincerely,

Corey Skinner
Southern Regional Manager

Enclosure

c:

TRAVIS L THOMPSON
MARTEN LAW LLP
PO BOX 63
TWIN FALLS ID 83303-0063

WATER DISTRICT 130
BRIAN RAGAN
PO BOX 83720
BOISE ID 83720-0098

WATER DISTRICT 36A
MATT DOPERALSKI
PO BOX 295
HAGERMAN ID 83332-0295



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APR 07 2023

## CERTIFICATE OF SERVICE

I hereby certify that on April 4, 2023 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

Re: Transfer No.: 87033
Water Right No(s).: 36-4025

DONALD & BONNIE PICA TRUST
3708 VISTA GRANDE LN
TWIN FALLS ID 83301

TRAVIS L THOMPSON
MARTEN LAW LLP
163 SECOND AVE W
PO BOX 63
TWIN FALLS ID 83303-0063

WATER DISTRICT 130
BRIAN RAGAN
PO BOX 83720
BOISE ID 83720-0098

WATER DISTRICT 36A
MATT DOPERALSKI
PO BOX 295
HAGERMAN ID 83332-0295

Denise Maline

Denise Maline
Administrative Assistant



SCANNED
APR 07 2023

# EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

## PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

## EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

## REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

## ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.



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APR 07 2023

## CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

## FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

(a) The petition for reconsideration is disposed of; or
(b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

## APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

i. A hearing was held,
ii. The final agency action was taken,
iii. The party seeking review of the order resides, or
iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.



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APR 07 2023

MARTEN LAW

RECEIVED
MAR 22 2023
DEPT OF WATER RESOURCES
SOUTHERN REGION

March 22, 2023

**Via Hand Delivery**

Mr. Corey Skinner
Idaho Dept. of Water Resources
Southern Regional Office
650 Addison Ave. West, Suite 500
Twin Falls, Idaho 83301-5858

RE: Transfer No. 87033 / January 23,2023 Letter

Dear Corey:

Please find enclosed the following in response to your January letter concerning water right no. 36-4025:

1) Declaration of Don Pica
2) Declaration of Rick Prins

If you need additional information concerning the use of the water right we can certainly set up a meeting with Don. We believe this information will allow IDWR to continue to process the transfer as filed. Please contact me at 733-0700 if you have any questions.

Sincerely,

Travis Thompson
Partner

Direct: (208) 735-2227
Email: tthompson@martenlaw.com

Enclosures

cc: Don Pica (via email only)



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APR 07 2023

RECEIVED
MAR 22 2023
DEPT OF WATER RESOURCES
SOUTHERN REGION

Travis L. Thompson, ISB #6168
**MARTEN LAW LLP**
163 Second Avenue West
P.O. Box 63
Twin Falls, Idaho 83303-0063
Telephone: (208) 733-0700
Facsimile: (208) 735-2444
Email: tthompson@martenlaw.com

*Attorneys for Applicant Donald and Bonnie Pica Trust*

**BEFORE THE DEPARTMENT OF WATER RESOURCES**

**OF THE STATE OF IDAHO**

| | |
|---|---|
| IN THE MATTER OF APPLICATION FOR TRANSFER NO. T87033<br><br>In the name of Donald and Bonnie Pica Trust | **DECLARATION OF DONALD PICA** |

I, Donald Pica, hereby declare and state as follows:

1. I am over the age of 18 and state the following based upon my own personal knowledge.
2. I reside at 3708 Vista Grande Dr., Twin Falls, Idaho, 83301.
3. I am the Applicant in the above titled action.
4. This declaration and attached photo exhibits are submitted in response to the January 23, 2023 letter from Corey Skinner.
5. Pictures 1 through 5 were taken on September 4, 2022 on a family camping trip. Donkey Springs is located behind the trees shown behind the trailer in Picture 1. We used water from the springs for domestic purposes. The water was retrieved and used in the NENW of Section 14, T7S, R13E, Gooding, County, Idaho.
6. Pictures 6 and 7 were taken on February 13, 2023 and show stockwater use under water right 36-4025 in the NENW of Section 14, T7S, R13E, Gooding, County, Idaho. I have



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APR 07 2023

leased the property to Rick Prins the last three years who runs the cattle on my place. I have personally witnessed the cattle drinking the water when on the property the last three years.

7. Pictures 8 through 11 were taken on February 13, 2023 and show domestic water use under water right 36-4025 in the NENW of Section 14, T7S, R13E, Gooding, County, Idaho. We used the water to make coffee during a rock chuck hunt.
8. Pictures 12 and 13 were taken in September 19, 2019 and show family members camping at the same location referenced above. My family used water from Donkey Springs for domestic purposes.
9. Pictures 14-18 were taken the weekend of March 11-12, 2013 and show us using the spring water to make coffee during a rock chuck hunt.
10. Finally, I use water every spring to fill a portable sprayer to spray thistle before it heads out for the season.

I declare under penalty of perjury under the laws of the State of Idaho that the foregoing is true and correct.

DATED this 21 day of March, 2023.

Donald Pica



SCANNED
APR 07 2023

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 22nd day of March, 2023, the foregoing **DECLARATION OF DONALD PICA** was submitted to the following by the method indicated.

Corey Skinner
Idaho Department of Water Resources
650 Addison Ave. W., Ste. 500
Twin Falls, Idaho 83301-5858
***service by electronic mail
Corey.Skinner@idwr.idaho.gov

Travis L. Thompson



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APR 07 2023



Picture 1



Picture 2



Picture 3



Picture 4

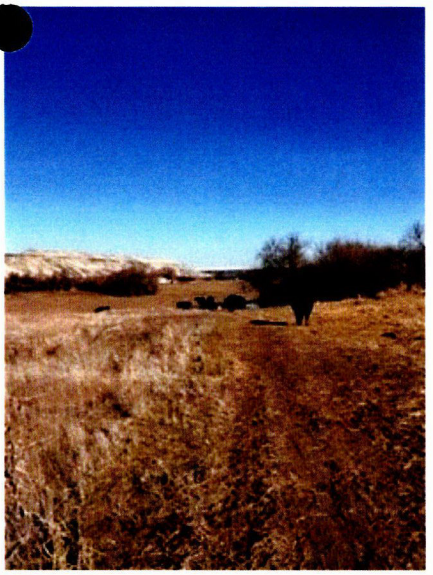


Picture 5

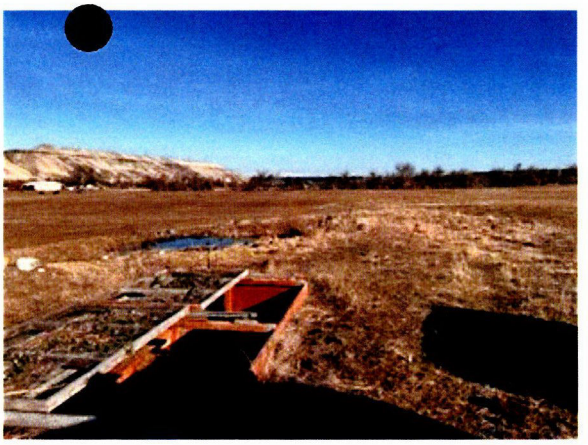
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APR 07 2023



Picture 6



Picture 7



Picture 8



Picture 9



Picture 10



Picture 11



Picture 12



Picture 13

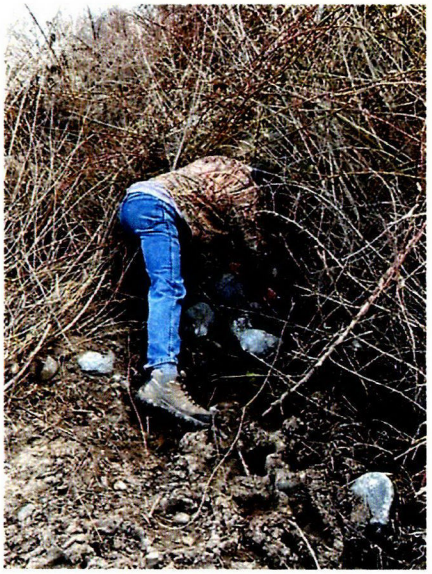
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APR 07 2023



Picture 14



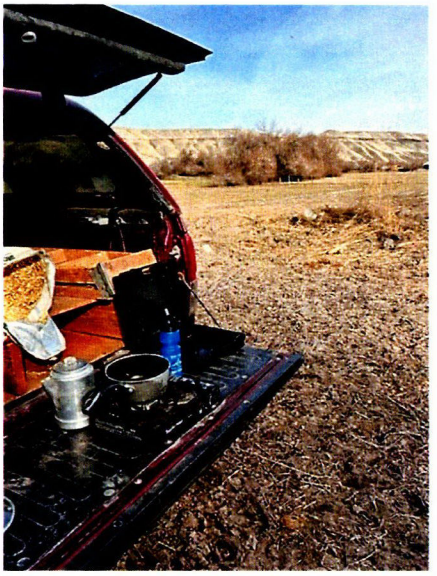
Picture 15



Picture 16



Picture 17



Picture 18

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RECEIVED
MAR 22 2023
DEPT OF WATER RESOURCES
SOUTHERN REGION

Travis L. Thompson, ISB #6168
**MARTEN LAW LLP**
163 Second Avenue West
P.O. Box 63
Twin Falls, Idaho 83303-0063
Telephone: (208) 733-0700
Facsimile: (208) 735-2444
Email: tthompson@martenlaw.com

*Attorneys for Applicant Donald and Bonnie Pica Trust*

**BEFORE THE DEPARTMENT OF WATER RESOURCES**

**OF THE STATE OF IDAHO**

| | |
|---|---|
| IN THE MATTER OF APPLICATION FOR TRANSFER NO. T87033<br><br>In the name of Donald and Bonnie Pica Trust | **DECLARATION OF FREDERICK E. PRINS** |

I, Frederick E. Prins, hereby declare and state as follows:

1. I am over the age of 18 and state the following based upon my own personal knowledge.
2. I reside at 240 E Main Street, Hagerman, Idaho.
3. **Term of Lease:** Indefinite, beginning Fall 2021, by verbal agreement between Donald Pica and myself.
4. **CY2021**

   14-31December 2021

   A. 11.3 AUMs (grazing on alfalfa stand, ditch banks, fencelines and treelines)

   B. Drinking #Head: 19-20 cows per day
5. **CY2022:**

   01Jan-11Apr2022



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APR 07 2023

A. 4.3 AUMs (grazing on alfalfa stand, ditch banks, fencelines and treelines)

B. 48.4 AUMs (fed from my haystacks)

C. Drinking #Head: from 11-19 cows per day (avg 16 cows/day)

05-31Dec2022

A. 42.5 AUMs (grazing on uncut/freeze dried stand of alfalfa purchased from Don Pica's leasee farmer, Chad Hoskovec, ditch banks, fencelines and treelines)

B. Drinking #Head: from 38-50 cows per day (avg 47 cows/day)

6. **CY2023... (as of today, 21Mar2023):**

01-21Mar2023

A. 2.3 AUMs (grazing on ditch banks, fencelines, swampy ground and pasture belonging to neighbor, Rosella Myers (G&H Hardware))

B. 116.7 AUMs (fed from my haystacks)

C. Drinking #Head: from 7-50 cows per day (avg 45 cows/day)

7. **Stockwatering:** Whenever the cattle are on Don Pica's property, they drink from the surface water on the Pica property sourced from Donkey Springs. Part of the surface water (ponded as well as flowing stream) is fenced off by me to control the cattle's grazing location. I observe them daily.

I declare under penalty of perjury under the laws of the State of Idaho that the foregoing is true and correct.

DATED this 21st day of March, 2023.

Frederick E. Prins



SCANNED
APR 07 2023

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 21st day of March, 2023, the foregoing **DECLARATION OF FREDERICK E. PRINS** was submitted to the following by the method indicated.

Corey Skinner
Idaho Department of Water Resources
650 Addison Ave. W., Ste. 500
Twin Falls, Idaho 83301-5858
***service by electronic mail
Corey.Skinner@idwr.idaho.gov

Travis L. Thompson



SCANNED
APR 07 2023

## Skinner, Corey

**From:** Travis Thompson <tlt@idahowaters.com>
**Sent:** Wednesday, February 15, 2023 2:12 PM
**To:** Skinner, Corey
**Cc:** Don Pica; Jessica Nielsen
**Subject:** RE: Extension Request

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.**

I will thank you.

Travis

**From:** Skinner, Corey <Corey.Skinner@idwr.idaho.gov>
**Sent:** Wednesday, February 15, 2023 2:09 PM
**To:** Travis Thompson <tlt@idahowaters.com>
**Subject:** RE: Extension Request

Travis,

That sounds OK on my end. Let's consider the deadline extended to **Friday, March 24th.** I believe that would be 60 days from the January 23rd letter. I assume you can let Don know the new deadline.

Corey

**From:** Travis Thompson <tlt@idahowaters.com>
**Sent:** Wednesday, February 15, 2023 2:02 PM
**To:** Skinner, Corey <Corey.Skinner@idwr.idaho.gov>
**Subject:** Extension Request

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.**

Corey

I met with Don Pica today on the evidence of water use issue. Can we get a 30 day extension to submit information. I am leaving for vacation Friday and will not be back until the 27th.

Thanks

Travis



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APR 07 2023

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 Gary Spackman

January 23, 2023

Donald Pica
Donald & Bonnie Pica Trust
3708 Vista Grande Drive
Twin Falls, ID 83301

RE: Transfer # 87033

Dear Mr. Pica:

As you recall on September 14, 2022, you filed an application for transfer to change the place of use of water right 36-4025 with the Idaho Department of Water Resources (IDWR). On September 19, 2022, you amended the transfer application to also add a diversion point to water right 36-4025. Our office began processing of the application and assigned the application the above referenced identification number (transfer # 87033).

The process to change existing water rights, including changes in place of use and adding points of diversion, is outlined in Idaho Code §42-222. IDWR has also developed guidance for processing of water right transfer applications as described in Transfer Processing Memo No. 24. Please note that Idaho Code §42-222 indicates in part:

> *All rights to the use of water acquired under this chapter or otherwise shall be lost and forfeited by a failure for the term of five (5) years to apply it to the beneficial use for which it was appropriated and when any right to the use of water shall be lost through nonuse or forfeiture...*

Water right 36-4025 was decreed in the Snake River Basin Adjudication on January 15, 1998, for the diversion of up to 0.06 cfs of water from Donkey Springs within the SWNENW of Section 14, Township 07 South, Range 13 East. The decree allowed for stock water and domestic use within the NENW of Section 14, Township 07 South, Range 13 East.

SCANNED
JAN 24 2023

As you are aware, on numerous occasions IDWR employees have visited your property, in particular the Donkey Springs site, since early 2018. During these visits, IDWR employees have not observed a diversion from Donkey Springs within the SWNENW of Section 14. In addition, during these visits, IDWR employees have not observed evidence of domestic use or stock water use occurring within the NENW of Section 14. Examination of multiple years of aerial photography indicates that there may have been buildings present in the north ½ of the NENW of Section 14 in 2006 imagery, but these buildings are not present in 2009 imagery and various images after 2009.

For any application for transfer, IDWR must determine the validity of the right being transferred. IDWR cannot ascertain that water right 36-4025 has been used within the past five years and it is possible that water right 36-4025 may have been forfeited due to nonuse. Approving a transfer application involving a forfeited water right can cause injury to junior downstream users.

**IDWR will hold processing of your application for 30 days in order for you to submit information documenting and demonstrating use of water right 36-4025 within the last five years. If IDWR does not receive this information within the next 30 days, IDWR will issue a preliminary order to reject your transfer application (# 87033).**

If you have any questions, feel free to contact me at your convenience.

Sincerely,

Corey Skinner, PE
IDWR Southern Region Manager

cc: Travis Thompson

SCANNED
JAN 24 2023

# Sufficiency Memorandum

**Date:** December 30, 2022

**To:** Transfer 87033

**From:** Benny Walker

**Re:** Evaluation of Sufficiency of Information Submitted

The transfer application proposes to add a point of diversion (POD), for a surface water right from Donkey Springs for stockwater and domestic uses (0.06 cfs) and to change the place of use (POU) to adjoining lands owned by the applicant. The POU is approximately 0.3 to 0.7 miles north and 0.1 to 0.4 miles west of the City of Hagerman, Main Street and Hwy 30. The new POD will be located approximately 0.5 miles north and 0.3 miles west of Hagerman, Main Street and Hwy 30.
The right involved with this application is located within Water District 36A. Therefore, watermaster comments were solicited and the watermaster had no objections. The application was subject to notice and protest and no protest were received.

- **Authority to File:**
  The applicant is listed as the current owner of the water right involved in the transfer according to department records.

- **Water Right Validity:**
  The water right involved in this transfer was decreed in the SRBA. Recent aerial photography does not indicate use is several years.

- **Injury to Other Water Rights:**
  None anticipated.

- **Enlargement of Use:**
  None anticipated.

- **Local Public Interest:**
  No negative impacts anticipated.

- **Beneficial Use/Conservation of Water Resources:**
  Proposed uses are recognized as beneficial uses of water

- **Effect on Economy of the Local Area:**
  None anticipated.

- **Effect of the Agricultural Base of the Local Area:**
  None anticipated.

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

SCANNED
JAN 24 2023

RECEIVED
DEC 14 2022
DEPT OF WATER RESOURCES
SOUTHERN REGION

**State of Idaho**

**Department of Water Resources**

**RECOMMENDATION FORM**

Re: Transfer No. 87033 Water Right No(s).: 36-4025

Transfer Applicant's Name: DONALD & BONNIE PICA TRUST
3708 VISTA GRANDE LN
TWIN FALLS, ID 83301-0199

Watermaster's Recommendation:

a) X I do not oppose approval of this application.

b) _____ I do not oppose approval of this application if it is conditioned as follows:

c) _____ I oppose approval of this application for the following reasons:

d) _____ Additional comments:

Dated this 10 day of DECEMBER, 2022

**Water District 36A**

Matt Doberalski

Watermaster's Signature

MATT DOBERALSKI

Printed Name

SCANNED
JAN 24 2023

# Proof of Publication

Twin Falls Times-News
132 Fairfield St W, Twin Falls, Idaho 83301

RECEIVED
DEC 13 2022
DEPT OF WATER RESOURCES
SOUTHERN REGION

REBA DAVIS, being duly sworn, deposes and says: That she is the Principal Clerk of the Times-News, a daily newspaper printed and published at Twin Falls, Twin Falls County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in the Times-News, in conformity with Section 60-108, Idaho Code, as amended, for:

2 Insertions

ID DEPARTMENT OF WATER RESOURCES Southern Region
Denise Maliine Adminisrative Assistant
650 ADDISON AVE W, STE 500
TWIN FALLS ID 83301

ORDER NUMBER 133073

Reba Davis

(Legals Clerk)

STATE OF IDAHO )
.SS
COUNTY OF TWIN FALLS )

On this 8 day of Dec in the year of 2022 before me, a Notary Public, personally appeared before me Reba Davis known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Amy Wiesmore
Notary Public FOR Idaho
Residing at: Twin Falls, Idaho
My Commission expires: 9-4-26

AMY WIESMORE
COMMISSION NO. 20203230
NOTARY PUBLIC
STATE OF IDAHO
MY COMM. EXPIRES 09/04/2026

Section: Legals
Category: 50 Legal
PUBLISHED ON: 12/01/2022, 12/08/2022

| | |
|---|---|
| TOTAL AD COST: | 293.54 |
| FILED ON: | 12/8/2022 |

✓ ok DM 12-19-2022

SCANNED
JAN 24 2023

# Proof of Publication

RECEIVED
DEC 13 2022
DEPT OF WATER RESOURCES
SOUTHERN REGION

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT**
**TRANSFER NO. 87033**

DONALD & BONNIE PICA TRUST, 3708 VISTA GRANDE LN, TWIN FALLS, ID 83301 has filed Application No. 87033 for changes to the following water rights within GOODING County(s): Right No(s). 36-4025. The purpose of the transfer is to change a portion of the above rights as follows: The transfer application proposes to add a point of diversion (POD), for a surface water right from Donkey Springs for stockwater and domestic uses (0.06 cfs) and to change the place of use (POU) to adjoining lands owned by the applicant. The POU is approximately 0.3 to 0.7 miles north and 0.1 to 0.4 miles west of the City of Hagerman, Main Street and Hwy 30. The new POD will be located approximately 0.5 miles north and 0.3 miles west of Hagerman, Main Street and Hwy 30.

**TRANSFER NO. 87083**

TED BAAR HOLDINGS LLC, 334 S 300 W, JEROME, ID 83338-6045 has filed Application No. 87083 for changes to the following water rights within JEROME County(s): Right No(s). 36-10845, 36-16917, 36-8478. The purpose of the transfer is to change a portion of the above rights as follows: This transfer application proposes to move a portion of two ground water rights for domestic and stockwater use and a 3 acre irrigation right from an adjacent dairy to an existing well and home. The total diversion for domestic, stockwater and irrigation will be 0.09 cfs and 13.6 af. There are no changes to the place of use. The existing well and home are located approximately 3.1 to 5.0 miles south and 2.5 to 3.0 miles west of the City of Jerome.

**TRANSFER NO. 87149**

HANSEN FARMS LAND LLC, 680 N 302 E, RUPERT, ID 83350-8561 has filed Application No. 87149 for changes to the following water rights within MINIDOKA County(s): Right No(s). 36-17225. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the place of use (POU) and point of diversion (POD) of right 36-17225 (0.04 cfs) which currently irrigates 2.0 acres of ground located approximately 3.3 miles east and 0.8 mile north of Acequia. The proposed POU will be located approximately 6.8 miles west and 0.3 mile north of Acequia. The POD will be changing from two wells located near the current POU to a new well located within the proposed POU.

**TRANSFER NO. 87152**

HANSEN FARMS LAND LLC, 680 N 302 E, RUPERT, ID 83350-8561 has filed Application No. 87152 for changes to the following water rights within MINIDOKA County(s): Right No(s). 36-17226. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the place of use (POU) and point of diversion (POD) of right 36-17226 (0.04 cfs) which currently irrigates 2.0 acres of ground located approximately 3.3 miles east and 0.8 mile north of Acequia. The proposed POU will be located approximately 6.8 miles west and 0.3 mile north of Acequia. The POD will be changing from two wells located near the current POU to a new well located within the proposed POU.

**TRANSFER NO. 87153**

HANSEN FARMS LAND LLC, 680 N 302 E, RUPERT, ID 83350-8561 has filed Application No. 87153 for changes to the following water rights within MINIDOKA County(s): Right No(s). 36-17227. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the place of use (POU) and point of diversion (POD) of right 36-17227 (0.04 cfs) which currently irrigates 2.0 acres of ground located approximately 3.3 miles east and 0.8 mile north of Acequia. The proposed POU will be located approximately 6.8 miles west and 0.3 mile north of Acequia. The POD will be changing from two wells located near the current POU to a new well located within the proposed POU.

**TRANSFER NO. 87154**

HANSEN FARMS LAND LLC, 680 N 302 E, RUPERT, ID 83350-8561 has filed Application No. 87154 for changes to the following water rights within MINIDOKA County(s): Right No(s). 36-17228. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the place of use (POU) and point of diversion (POD) of right 36-17228 (0.04 cfs) which currently irrigates 2.0 acres of ground located approximately 3.3 miles east and 0.8 mile north of Acequia. The proposed POU will be located approximately 6.8 miles west and 0.3 mile north of Acequia. The POD will be changing from two wells located near the current POU to a new well located within the proposed POU.

**TRANSFER NO. 87155**

HANSEN FARMS LAND LLC, 680 N 302 E, RUPERT, ID 83350-8561 has filed Application No. 87155 for changes to the following water rights within MINIDOKA County(s): Right No(s). 36-17229. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the place of use (POU) and point of diversion (POD) of right 36-17229 (0.04 cfs) which currently irrigates 2.0 acres of ground located approximately 3.3 miles east and 0.8 mile north of Acequia. The proposed POU will be located approximately 6.8 miles west and 0.3 mile north of Acequia. The POD will be changing from two wells located near the current POU to a new well located within the proposed POU.

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

OK DM
12-19-2022

Pg. 1

SCANNED
JAN 24 2023

# Proof of Publication

on or before **December 19, 2022**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on December 1st & 8th, 2022

✓ OK, DM 12-19-2022



SCANNED
JAN 24 2023

## Maline, Denise

**From:** Ragan, Brian
**Sent:** Tuesday, November 29, 2022 2:54 PM
**To:** Maline, Denise
**Subject:** RE: Comment Letters for (7) Applications for Transfer

I have no concerns or comments on these transfers.

Brian Ragan
IDWR Water Distribution Section
(208) 287-4934

**From:** Maline, Denise <Denise.Maline@idwr.idaho.gov>
**Sent:** Wednesday, November 23, 2022 11:39 AM
**To:** Ragan, Brian <Brian.Ragan@idwr.idaho.gov>
**Subject:** Comment Letters for (7) Applications for Transfer

Hi Brian,

Attached are (7) applications that are currently being processed by the department, located within WD130. Please review the applications and provide any necessary comments within 21 days.

If you have any questions regarding these applications, please feel free to contact our office and we'll connect you with the agent processing the applications.

Thank you in advance,

Denise @ Southern Region

**Denise Maline, Administrative Assistant**
**Idaho Dept of Water Resources, Southern Region**
**650 Addison Ave W Ste 500**
**Twin Falls ID 83301-5858**
**(208) 293-9908**
**denise.maline@idwr.idaho.gov**



SCANNED
JAN 24 2023

# Customer Ad Proof

**164-60002276 ID DEPARTMENT OF WATER RESOURCES** **Order Nbr 133073**

Southern Region

| | | | |
|---|---|---|---|
| **Publication** | **Times News** | | |
| Contact | ID DEPARTMENT OF WATER RESOURCES | PO Number | |
| Address 1 | 650 ADDISON AVE W, STE 500 | Rate | Legal Notice |
| Address 2 | | Order Price | 293.54 |
| City St Zip | TWIN FALLS ID 83301 | Amount Paid | 0.00 |
| Phone | 2087363033 | Amount Due | 293.54 |
| Fax | | | |
| Section | Legals | Start/End Dates | 12/01/2022 - 12/08/2022 |
| SubSection | | Insertions | 2 |
| Category | 50 Legal | Size | 188 |
| Ad Key | 133073-1 | Salesperson(s) | Legal Notices |
| Keywords | NOTICE/PROPOSED WATER RIGHT TRANSFER | Taken By | Reba Davis |
| Notes | | | |

**Ad Proof**

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT**
**TRANSFER NO. 87033**

DONALD & BONNIE PICA TRUST, 3708 VISTA GRANDE LN, TWIN FALLS, ID 83301 has filed Application No. 87033 for changes to the following water rights within GOODING County(s): Right No(s). 36-4025. The purpose of the transfer is to change a portion of the above rights as follows: The transfer application proposes to add a point of diversion (POD), for a surface water right from Donkey Springs for stockwater and domestic uses (0.06 cfs) and to change the place of use (POU) to adjoining lands owned by the applicant. The POU is approximately 0.3 to 0.7 miles north and 0.1 to 0.4 miles west of the City of Hagerman, Main Street and Hwy 30. The new POD will be located approximately 0.5 miles north and 0.3 miles west of Hagerman, Main Street and Hwy 30.

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✓ SM 11-25-2022

*Proof of legal notice received from Times News 11-23-2022 (2 pgs.)*



SCANNED
JAN 24 2023

for transfer proposes to change the place of use (POU) and point of diversion (POD) of right 36-17227 (0.04 cfs) which currently irrigates 2.0 acres of ground located approximately 3.3 miles east and 0.8 mile north of Acequia. The proposed POU will be located approximately 6.8 miles west and 0.3 mile north of Acequia. The POD will be changing from two wells located near the current POU to a new well located within the proposed POU.

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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 **December 19, 2022**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on December 1st & 8th, 2022

✓ DM 11-25-2022



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JAN 24 2023

IDAHO DEPARTMENT
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 Gary Spackman**

November 23, 2022

DONALD & BONNIE PICA TRUST
3708 VISTA GRANDE LN
TWIN FALLS, ID 83301-0199

RE: Transfer No. 87033
Water Right No(s). 36-4025

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 12/1/2022 and 12/8/2022**. 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 **December 19, 2022**.

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

Denise Maline
Administrative Assistant

c: Travis L Thompson, attorney

SCANNED
NOV 23 2022

## Maline, Denise

**From:** Maline, Denise
**Sent:** Wednesday, November 23, 2022 11:39 AM
**To:** Ragan, Brian
**Subject:** Comment Letters for (7) Applications for Transfer
**Attachments:** Comment letter to WD130 for 87033, 87083, 87149, 87152, 87153, 87154, 87155.docx; Transfer No. 87083 (Baar).pdf; Transfer No. 87149 (Hansen Farms).pdf; Transfer No. 87152 (Hansen Farms).pdf; Transfer No. 87153 (Hansen Farms).pdf; Transfer No. 87154 (Hansen Farms).pdf; Transfer No. 87155 (Hansen Farms).pdf; Transfer No. 87033 (Pica Trust).pdf

Hi Brian,

Attached are (7) applications that are currently being processed by the department, located within WD130. Please review the applications and provide any necessary comments within 21 days.

If you have any questions regarding these applications, please feel free to contact our office and we'll connect you with the agent processing the applications.

Thank you in advance,

Denise @ Southern Region

**Denise Maline, Administrative Assistant**
**Idaho Dept of Water Resources, Southern Region**
**650 Addison Ave W Ste 500**
**Twin Falls ID 83301-5858**
**(208) 293-9908**
**denise.maline@idwr.idaho.gov**



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NOV 23 2022

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 Gary Spackman**

November 23, 2022

WATER DISTRICT 130
BRIAN RAGAN
PO BOX 83720
BOISE ID 83720-0098

RE: Application for Transfer No(s).: 87033 (Donald & Bonnie Pica Trust)
RE: Application for Transfer No(s).: 87083 (Ted Baar Holdings LLC)
RE: Application for Transfer No(s).: 87149 (Hansen Farms Land LLC)
RE: Application for Transfer No(s).: 87152 (Hansen Farms Land LLC)
RE: Application for Transfer No(s).: 87153 (Hansen Farms Land LLC)
RE: Application for Transfer No(s).: 87154 (Hansen Farms Land LLC)
RE: Application for Transfer No(s).: 87155 (Hansen Farms Land LLC)

Dear Brian:

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 past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

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NOV 23 2022

IDAHO DEPARTMENT
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 Gary Spackman**

November 23, 2022

WATER DISTRICT 36A
MATTHEW DOPERALSKI
PO BOX 295
HAGERMAN ID 83332-0295

RE: Transfer No(s). 87033 (Donald & Bonnie Pica Trust)

Dear Matt:

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 past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

SCANNED
NOV 23 2022

## Maline, Denise

**From:** Maline, Denise
**Sent:** Wednesday, November 23, 2022 10:29 AM
**To:** Dawson,Bradley
**Subject:** Comment Letter for Application for Transfer No. 87033 (Pica Trust)
**Attachments:** Comment letter to F&G for 87033.docx; Transfer No. 87033 (Pica Trust).pdf

Hi Bradley,

Attached is an application for transfer that is currently being processed by the department. Please review the application and provide any necessary comments within 21 days.

If you have any questions regarding this application, please feel free to contact Water Resource Agent Benny Walker at (208) 736-3033.

Thank you in advance and Happy Thanksgiving,

Denise @ IDWR Twin Falls

**Denise Maline, Administrative Assistant**
**Idaho Dept of Water Resources, Southern Region**
**650 Addison Ave W Ste 500**
**Twin Falls ID 83301-5858**
**(208) 293-9908**
**denise.maline@idwr.idaho.gov**



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**Governor Brad Little** **Director Gary Spackman**

November 23, 2022

IDAHO DEPT OF FISH & GAME
BRADLEY DAWSON
324 S 417 E STE 1
JEROME ID 83338-6206

RE: Transfer No(s). 87033 (Donald & Bonnie Pica Trust)

Dear Mr. Dawson:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from your organization regarding the above referenced water right application. *You can find a complete copy of the application(s) at: https://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx*. Please review the application, complete the enclosed recommendation form, and submit it to this office within 21 days of the date of this letter.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Therefore, your prompt response to this request is appreciated. If your organization desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a $25.00 filing fee within 10 days after final publication **(on or before December 19, 2022)**.

Please contact this office if you have any questions regarding the application.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

SCANNED
NOV 23 2022

## Maline, Denise

**From:** Maline, Denise
**Sent:** Wednesday, November 23, 2022 10:31 AM
**To:** IWRB Water Use Reviews
**Subject:** Application for Transfer No. 87033, Water Right No. 36-4025
**Attachments:** Transfer No. 87033 (Pica Trust).pdf

Good morning,

The attached application for transfer located within Gooding County is currently being processed and advertised. Any comments or input you may have is greatly appreciated.

If you have any questions regarding this application, please feel free to contact Water Resource Agent Benny Walker at this office.

Thank you in advance,

Denise Maline, IDWR Southern Region

**Denise Maline, Administrative Assistant**
**Idaho Dept of Water Resources, Southern Region**
**650 Addison Ave W Ste 500**
**Twin Falls ID 83301-5858**
**(208) 293-9908**
**denise.maline@idwr.idaho.gov**



SCANNED
NOV 23 2022

**Maline, Denise**

| | |
|---|---|
| **From:** | Maline, Denise |
| **Sent:** | Wednesday, November 23, 2022 9:06 AM |
| **To:** | Times News |
| **Subject:** | LEGAL NOTICE |
| **Attachments:** | Times News cover letter.docx; Times News Ad.docx |

Attached please find **(1)** legal notice being submitted for publication on December 1st & 8th, 2022. Please let me know if there are any questions or if you are not able to run the ad on the dates requested.

Thank you in advance and Happy Thanksgiving,

Denise @ IDWR Twin Falls

**Denise Maline, Administrative Assistant**
**Idaho Dept of Water Resources, Southern Region**
**650 Addison Ave W Ste 500**
**Twin Falls ID 83301-5858**
**(208) 293-9908**
**denise.maline@idwr.idaho.gov**



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NOV 23 2022

IDAHO DEPARTMENT
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 Gary Spackman**

November 23, 2022

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

RE: Transfer No. 87149
Water Right No(s). 36-17225

RE: Transfer No. 87152
Water Right No(s). 36-17226

RE: Transfer No. 87153
Water Right No(s). 36-17227

RE: Transfer No. 87154
Water Right No(s). 36-17228

RE: Transfer No. 87155
Water Right No(s). 36-17229

RE: Transfer No. 87033
Water Right No(s). 36-4025

RE: Transfer No. 87083
Water Right No(s). 36-8478, 36-10845, 36-16917

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 December 19, 2022. Your cooperation is appreciated.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant

Enclosure(s)

SCANNED
NOV 23 2022

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT**

**TRANSFER NO. 87033**

DONALD & BONNIE PICA TRUST, 3708 VISTA GRANDE LN, TWIN FALLS, ID 83301 has filed Application No. 87033 for changes to the following water rights within GOODING County(s): Right No(s). 36-4025. The purpose of the transfer is to change a portion of the above rights as follows: The transfer application proposes to add a point of diversion (POD), for a surface water right from Donkey Springs for stockwater and domestic uses (0.06 cfs) and to change the place of use (POU) to adjoining lands owned by the applicant. The POU is approximately 0.3 to 0.7 miles north and 0.1 to 0.4 miles west of the City of Hagerman, Main Street and Hwy 30. The new POD will be located approximately 0.5 miles north and 0.3 miles west of Hagerman, Main Street and Hwy 30.

**TRANSFER NO. 87083**

TED BAAR HOLDINGS LLC, 334 S 300 W, JEROME, ID 83338-6045 has filed Application No. 87083 for changes to the following water rights within JEROME County(s): Right No(s). 36-10845, 36-16917, 36-8478. The purpose of the transfer is to change a portion of the above rights as follows: This transfer application proposes to move a portion of two ground water rights for domestic and stockwater use and a 3 acre irrigation right from an adjacent dairy to an existing well and home. The total diversion for domestic, stockwater and irrigation will be 0.09 cfs and 13.6 af. There are no changes to the place of use. The existing well and home are located approximately 3.1 to 5.0 miles south and 2.5 to 3.0 miles west of the City of Jerome.

**TRANSFER NO. 87149**

HANSEN FARMS LAND LLC, 680 N 302 E, RUPERT, ID 83350-8561 has filed Application No. 87149 for changes to the following water rights within MINIDOKA County(s): Right No(s). 36-17225. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the place of use (POU) and point of diversion (POD) of right 36-17225 (0.04 cfs) which currently irrigates 2.0 acres of ground located approximately 3.3 miles east and 0.8 mile north of Acequia. The proposed POU will be located approximately 6.8 miles west and 0.3 mile north of Acequia. The POD will be changing from two wells located near the current POU to a new well located within the proposed POU.

**TRANSFER NO. 87152**

HANSEN FARMS LAND LLC, 680 N 302 E, RUPERT, ID 83350-8561 has filed Application No. 87152 for changes to the following water rights within MINIDOKA County(s): Right No(s). 36-17226. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the place of use (POU) and point of diversion (POD) of right 36-17226 (0.04 cfs) which currently irrigates 2.0 acres of ground located approximately 3.3 miles east and 0.8 mile north of Acequia. The proposed POU will be located approximately 6.8 miles west and 0.3 mile north of Acequia. The POD will be changing from two wells located near the current POU to a new well located within the proposed POU.

**TRANSFER NO. 87153**

HANSEN FARMS LAND LLC, 680 N 302 E, RUPERT, ID 83350-8561 has filed Application No. 87153 for changes to the following water rights within MINIDOKA County(s): Right No(s). 36-17227. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the place of use (POU) and point of diversion (POD) of right 36-17227 (0.04 cfs) which currently irrigates 2.0 acres of ground located approximately 3.3 miles east and 0.8 mile north of Acequia. The proposed POU will be located approximately 6.8 miles west and 0.3 mile north of Acequia. The POD will be changing from two wells located near the current POU to a new well located within the proposed POU.

**TRANSFER NO. 87154**

HANSEN FARMS LAND LLC, 680 N 302 E, RUPERT, ID 83350-8561 has filed Application No. 87154 for changes to the following water rights within MINIDOKA County(s): Right No(s). 36-17228. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the place of use (POU) and point of diversion (POD) of right 36-17228 (0.04 cfs) which currently irrigates 2.0 acres of ground located approximately 3.3 miles east and 0.8 mile north of Acequia. The proposed POU will be located approximately 6.8 miles west and 0.3 mile north of Acequia. The POD will be changing from two wells located near the current POU to a new well located within the proposed POU.



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NOV 23 2022

**TRANSFER NO. 87155**

HANSEN FARMS LAND LLC, 680 N 302 E, RUPERT, ID 83350-8561 has filed Application No. 87155 for changes to the following water rights within MINIDOKA County(s): Right No(s). 36-17229. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the place of use (POU) and point of diversion (POD) of right 36-17229 (0.04 cfs) which currently irrigates 2.0 acres of ground located approximately 3.3 miles east and 0.8 mile north of Acequia. The proposed POU will be located approximately 6.8 miles west and 0.3 mile north of Acequia. The POD will be changing from two wells located near the current POU to a new well located within the proposed POU.

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 **December 19, 2022**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on December 1st & 8th, 2022



SCANNED
NOV 23 2022

# MEMORANDUM

**TO:** Transfer 87033 File

**FROM:** Benny Walker

**DATE:** November 22, 2022

**SUBJECT:** Filing Fee

The filing fee of, $200.00, for this transfer is based on the amount of water proposed to be transferred or changed, 0.06 cfs. The transfer fee schedule for a transfer involving 0.00-0.20 cfs indicates that the filing fee is $200.00. The applicant's representative Barker, Rosholt and Simpson LLP has submitted a fee of $200.00 check number 1756 with this transfer, (Receipt S039435).

SCANNED
NOV 23 2022

**Date:** November 21, 2022

**To:** Transfer 87033

**From:** Benny Walker

**Re:** Synopsis

The transfer application proposes to add a point of diversion (POD), for a surface water right from Donkey Springs for stockwater and domestic uses (0.06 cfs) and to change the place of use (POU) to adjoining lands owned by the applicant. The POU is approximately 0.3 to 0.7 miles north and 0.1 to 0.4 miles west of the City of Hagerman, Main Street and Hwy 30. The new POD will be located approximately 0.5 miles north and 0.3 miles west of Hagerman, Main Street and Hwy 30.
The right involved with this application is located within Water District 36A. Therefore, watermaster comments will be solicited. The application is subject to notice and protest.

SCANNED
NOV 23 2022

Barker Rosholt & Simpson LLP

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**Travis L. Thompson**
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RECEIVED
SEP 14 2022
DEPT OF WATER RESOURCES
SOUTHERN REGION

September 14, 2022

**VIA HAND DELIVERY**

Idaho Dept. of Water Resources
Southern Regional Office
650 Addison Ave. West, Suite 500
Twin Falls, Idaho 83301-5858

**Re: Application for Transfer (Water Right 36-4025)**

Dear IDWR:

Please find enclosed the following for filing on behalf of our client, the Donald & Bonnie Pica Trust:

1) Application for Transfer
2) Property Boundary Map
3) Check for Filing Fee ($200)

The attached property boundary map (outlined in blue) shows the property owned by the Picas. The transfer is being filed so that the place of use for both stockwater and domestic purposes under water right 36-4025 will be authorized to be used anywhere within the property boundary (including the NWNW, SWNW, and SENW, Section 14, Township 7 South, Range 13 East, Gooding County). If you need additional information please advise.

Sincerely,

**BARKER ROSHOLT & SIMPSON LLP**

Travis L. Thompson

cc: Don Pica (via email)



SCANNED
NOV 23 2022

# MEMORANDUM

**TO:** Transfer 87033 File

**FROM:** Benny Walker

**DATE:** November 22, 2022

**SUBJECT:** Filing Fee

The filing fee of, $200.00, for this transfer is based on the amount of water proposed to be transferred or changed, 0.09 cfs (13.6 af). The transfer fee schedule for a transfer involving 0.00-0.20 cfs indicates that the filing fee is $200.00. The applicant has submitted a fee of $200.00 with this transfer, (Receipt S039526).

SCANNED
NOV 23 2022