STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 87468

This is to certify that: AGEE FAMILY TRUST
269 SPRING COVE RD
BLISS, ID 83314-5009

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
37-21972	WR/DECREED	3/15/1956	N/A	13.0 af	N/A	133.0	UNNAMED STREAM
37-817	WR/DECREED	4/1/1904	3.200 cfs	N/A	N/A	133.0	CALF CREEK

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
37-21972	NO	NO	YES	NO	NO	NO
37-817	NO	YES	YES	NO	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
37-21972	37-21972	N/A	13.0 af	N/A	160.0	N/A	N/A	N/A	N/A	N/A
37-817	37-817	3.200 cfs	N/A	133.0	160.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		**N/A**	**N/A**	**N/A**	**160.0**		**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 25th day of March, 2023.

Southern Region Manager

SUPPORT DATA
IN FILE # 37-817

Transfer No. 87468

SCANNED
APR 07 2023

WATER RIGHT NO. 37-817

As Modified by Transfer No. 87468

In accordance with the approval of Transfer No. 87468, Water Right No. 37-817 is now described as follows:

Right Holder: AGEE FAMILY TRUST
269 SPRING COVE RD
BLISS, ID 83314-5009

Priority Date: 4/1/1904

Source: CALF CREEK **Tributary:** CLOVER CREEK

BENEFICIAL USE	From	To	Diversion Rate
IRRIGATION	03/15	to 11/15	3.200 cfs
			3.200 cfs

LOCATION OF POINT(S) OF DIVERSION

CALF CREEK SESE Sec 27 Twp 04S Rge 12E GOODING County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04S	12E	26									7.5	21.0	6.2	0.1					34.8
04S	12E	27													14.0		13.0	9.2	36.2
04S	12E	34	16.0	37.0	11.0	25.0													89.0

Right Acre Limit: 133.0
POU Total Acres: 160.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 133.0 acres within the authorized place of use in a single irrigation season.

2. This water right shall be administered as being from a separate source pursuant to Basin 37 Part 2 General Provision 1.A If the holder of this right seeks to change the right pursuant to Idaho Code Sec. 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.
Basin 37 Part 2 General Provision 1.A or 1.B, the separate streams general provision, shall only apply to water rights decreed in the Snake River Basin Adjudication.

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

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

Transfer No. 87468

SCANNED
APR 07 2023

WATER RIGHT NO. 37-817

As Modified by Transfer No. 87468

CONDITIONS OF APPROVAL

5. 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

WATER RIGHT NO. 37-21972

As Modified by Transfer No. 87468

In accordance with the approval of Transfer No. 87468, Water Right No. 37-21972 is now described as follows:

Right Holder: AGEE FAMILY TRUST
269 SPRING COVE RD
BLISS, ID 83314-5009

Priority Date: 3/15/1956

Source: UNNAMED STREAM **Tributary:** CALF CREEK

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
IRRIGATION FROM STORAGE	03/15	to	11/15		13.0 af
IRRIGATION STORAGE	01/01	to	12/31		13.0 af
					13.0 af

LOCATION OF POINT(S) OF DIVERSION

UNNAMED STREAM NENESE Sec 27 Twp 04S Rge 12E GOODING County

PLACE OF USE: IRRIGATION FROM STORAGE

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04S	12E	26									7.5	21.0	6.2	0.1					34.8
04S	12E	27													14.0		13.0	9.2	36.2
04S	12E	34	16.0	37.0	11.0	25.0													89.0

POU Total Acres: 160.0

PLACE OF USE: IRRIGATION STORAGE

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04S	12E	27													X				

CONDITIONS OF APPROVAL

1. This water right shall be administered as being from a separate source pursuant to Basin 37 Part 2 General Provision 1.B. If the holder of this right seeks to change the right pursuant to Idaho Code Sec. 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.

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

Transfer No. 87468

SCANNED
APR 07 2023

WATER RIGHT NO. 37-21972

As Modified by Transfer No. 87468

CONDITIONS OF APPROVAL

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

4. 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.

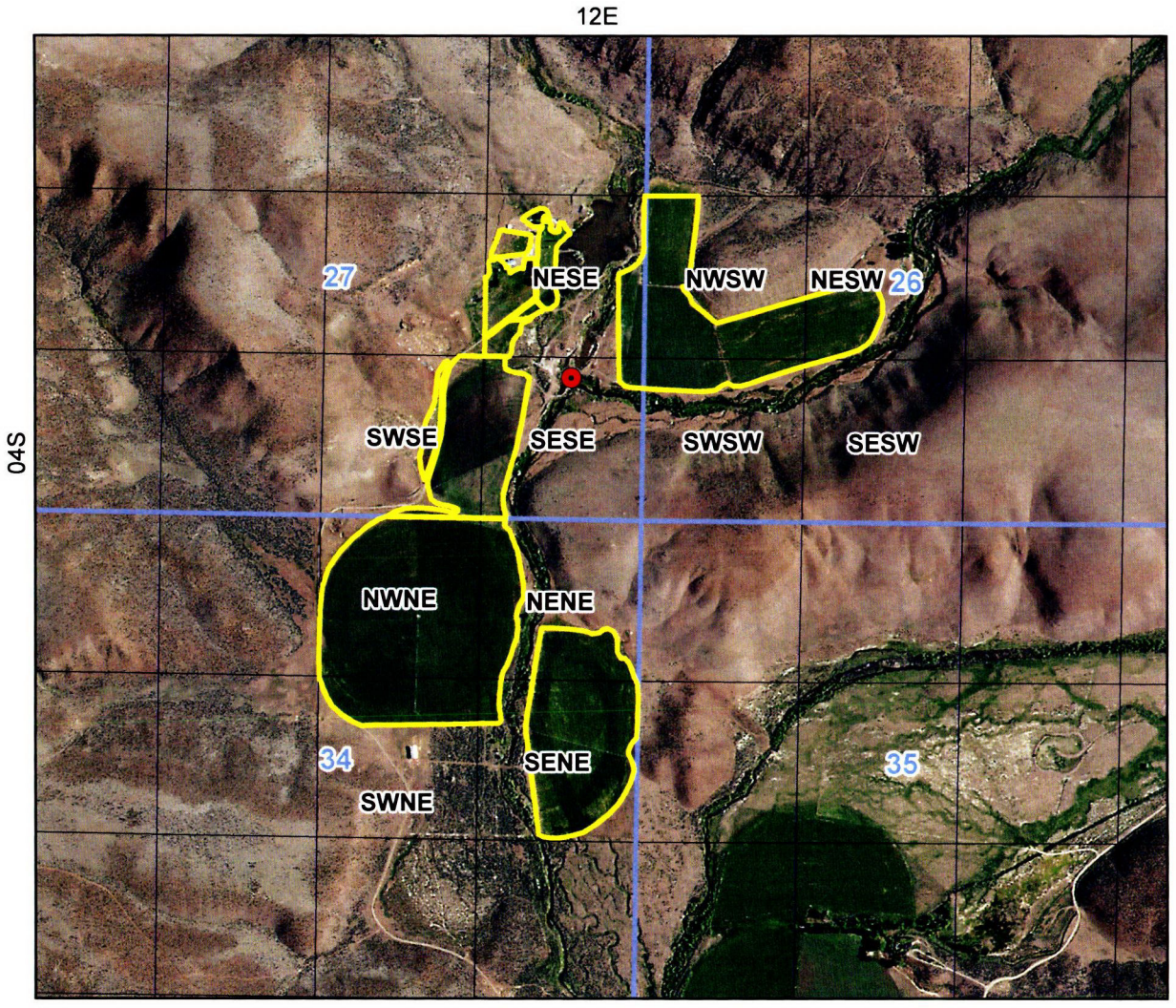
SCANNED
APR 07 2023

State of Idaho
Department of Water Resources

Attachment to Transfer # 87468

37-817

This map depicts the IRRIGATION 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.



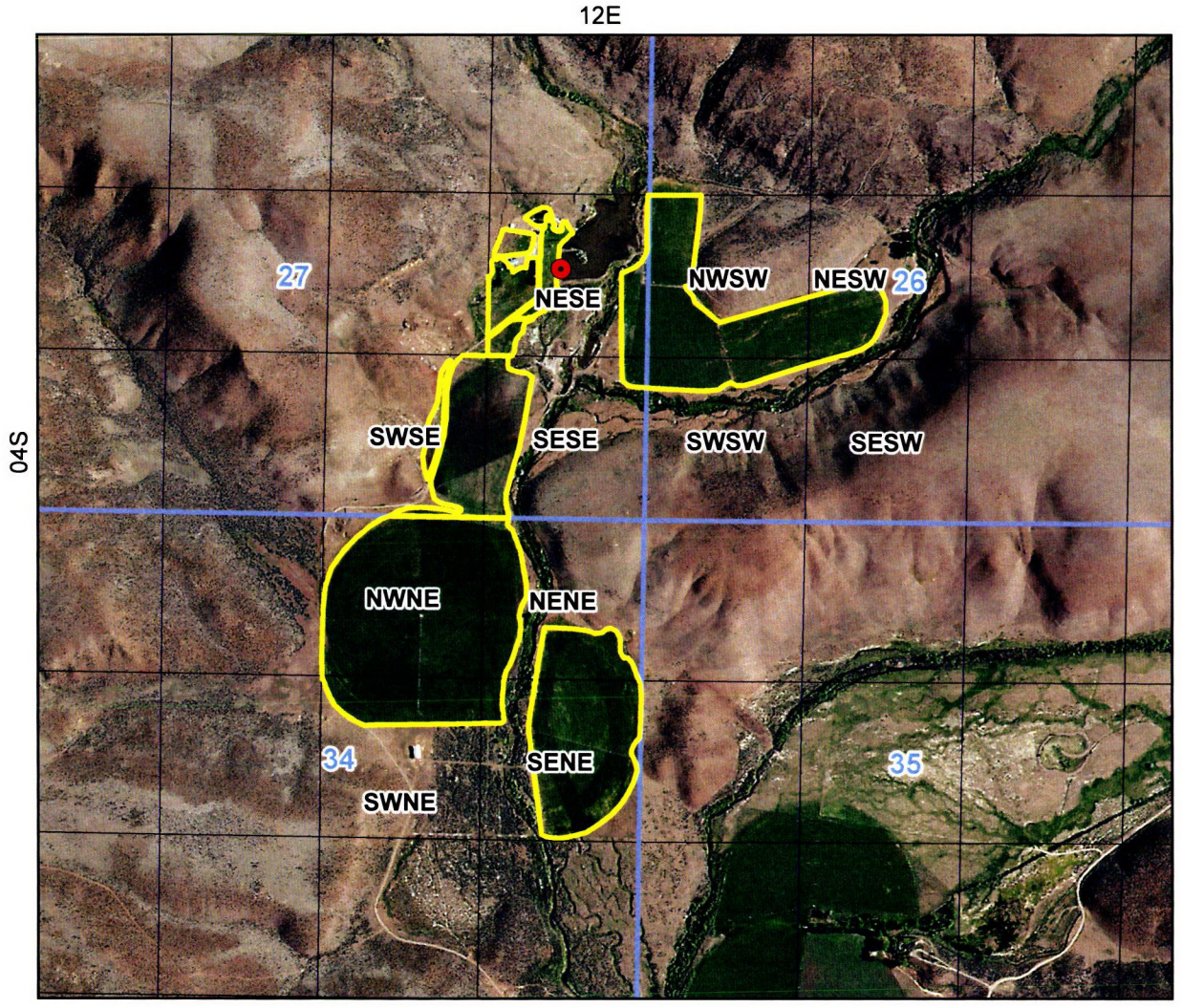
SCANNED
APR 07 2023

State of Idaho
Department of Water Resources

Attachment to Transfer # 87468

37-21972

This map depicts the IRRIGATION FROM STORAGE 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.



SCANNED
APR 07 2023

Rev. 07/11

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 87468

RECEIVED
FEB 16 2023
DEPT OF WATER RESOURCES
SOUTHERN REGION

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 http://www.idwr.idaho.gov/ .

Name of Applicant(s) AGEE FAMILY 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.

- [x] * Completed Application for Transfer of Water Right form, Part 1.
- [x] * 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.
- [x] * Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded.
- [x] [ ] 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
- [x] * 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).
- [x] * 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 #1-9.

- [ ] [x] #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.)
- [ ] [x] #2a Water Right ownership documentation if Dept. records do not show the transfer applicant as the current water right owner.
- [ ] [x] #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).
- [ ] [x] #3 Documentation of authority to make the change if the applicant is not the water right owner.
- [ ] [x] #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- [ ] [x] #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 http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm .
- [ ] [x] #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.)
- [x] * #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.)
- [x] [x] #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.
- [ ] [x] #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.)
- [ ] [x] #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.)
- [ ] [x] #9 Other. Please describe: _____

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FEB 23 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
FEB 16 2023
DEPT OF WATER RESOURCES
SOUTHERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant AGEE FAMILY TRUST Phone (208) 320-8803

Mailing Address 269 SPRING COVE RD, BLISS ID 83314-5009 Email info@springcoveranch.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 _____ Phone _____

Mailing Address _____ Email _____

- ☐ 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
Stacy A Butler	Stacy S Butler	2/1/23

A. PURPOSE OF TRANSFER

1.

Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
37-817	No	Yes	Yes	No	No	No
37-21972	No	No	Yes	No	No	No

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FEB 23 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

2. 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 **Part 1A.2**

Application proposes to add a point of diversion and to create a 160.0 acre permissible place of use for an irrigation water right from Calf Creek for 3.2 cfs and 133.0 acres. The application further proposes to change the place of use for a water right from an Unnamed Stream for irrigation storage and irrigation from storage for 13.0 af. .

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

1. Detailed Water Right Description(s) Attached labeled Part 1.

Summary of Water Rights After the Approved Change

Transferred Right (All or Part)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	Original Right (Remaining Portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
37-817	3.200 cfs	N/A	133.0	160.0		N/A	N/A	N/A	N/A
37-21972	N/A	13.0 af	N/A	160.0		N/A	N/A	N/A	N/A
COMBINED TOTALS	N/A	N/A	N/A	160.0		N/A	N/A	N/A	N/A

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

3. Points(s) of Diversion:
   - ☐ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
   - ☑ As shown in Part 1.
   - ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5.**

4. Place of Use:
   - ☐ No changes to place of use are proposed. (Proceed to #5.)
   - ☑ As shown in Part 1.
   - ☐ See Attachment.

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FEB 23 2023

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes

Proposed Water Right No. 37-817

Current Water Right Owner

AGEE FAMILY TRUST
269 SPRING COVE RD
BLISS, ID 83314-5009

Priority Date: 4/1/1904
Origin: Water Right
Basis: Decreed
Status Active
Source: CALF CREEK **Tributary:** CLOVER CREEK

Beneficial Use	From	To	Diversion Rate	Subuse Code
IRRIGATION	03/15	11/15	3.200 CFS	
Total Diversion			3.200 CFS	

Source and Point(s) of Diversion:

~~CALF CREEK~~	NENESE	~~Sec. 27 Twp 04S Rge 12E GOODING County~~
CALF CREEK	SESE	Sec. 27 Twp 04S Rge 12E GOODING County

B.W. Per map and 2/22/23 telecon with applicant

Place of Use: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04S	12E	26									7.5	21.0	6.2	0.1					34.8
04S	12E	27													14.0		13.0	9.2	36.2
04S	12E	34	16.0	37.0	11.0	25.0													89.0

Right Acre Limit: 133.0
POU Total Acres: 160.0

Transfer No. 87468

SCANNED
FEB 23 2023

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes

Proposed Water Right No. 37-21972

Current Water Right Owner

AGEE FAMILY TRUST
269 SPRING COVE RD
BLISS, ID 83314-5009

Priority Date: 3/15/1956
Origin: Water Right
Basis: Decreed
Status Active
Source: UNNAMED STREAM **Tributary:** CALF CREEK

Beneficial Use	From	To	Volume	Subuse Code
IRRIGATION FROM STORAGE	03/15	11/15	13.0 AFA	
IRRIGATION STORAGE	01/01	12/31	13.0 AFA	
Total Diversion			13.0 AFA	

Source and Point(s) of Diversion:
UNNAMED STREAM NENESE Sec. 27 Twp 04S Rge 12E GOODING County

Place of Use: IRRIGATION FROM STORAGE

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04S	12E	26									7.5	21.0	6.2	0.1					34.8
04S	12E	27													14.0		13.0	9.2	36.2
04S	12E	34	16.0	37.0	11.0	25.0													89.0

POU Total Acres: 160.0

Place of Use: IRRIGATION STORAGE

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04S	12E	27													X				

Transfer No. 87468

SCANNED
FEB 23 2023

STATE OF IDAHO
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 the future
A measuring device and lockable controlling works will be installed when required.

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:
N/A

c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
No, ☑ **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 of lien: 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. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
The application proposes to shift acres within the place of use to create a permissible place of use and add a point of diversion to the Calf Creek water right.

e. Describe the use of any other water right(s) for the same purpose or land, or same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:
Both surface water rights are included in this transfer.

f. 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: None

Transfer No. 87468

SCANNED
FEB 23 2023

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

Current Water Right No. 37-817

Current Water Right Owner

AGEE FAMILY TRUST
269 SPRING COVE RD
BLISS, ID 83314-5009

Priority Date: 4/1/1904
Origin: Water Right
Basis: Decreed
Status: Active
Source: CALF CREEK **Tributary:** CLOVER CREEK

Beneficial Use	From	To	Diversion Rate	Subuse Code
IRRIGATION	03/15	11/15	3.200 CFS	
Total Diversion			3.200 CFS	

Source and Point(s) of Diversion:

CALF CREEK	SWSWNE	Sec. 26 Twp 04S Rge 12E GOODING County
CALF CREEK	NENESE	Sec. 27 Twp 04S Rge 12E GOODING County

Place of Use: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04S	12E	26									6.0	18.0	5.0	1.0					30.0
04S	12E	27													3.0		9.0	8.0	20.0
04S	12E	34	14.0	35.0	10.0	24.0													83.0

POU Total Acres: 133.0

Conditions/Remarks:

1. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

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

3. The rights listed below are limited to the irrigation of a combined total of 133 acres in a single irrigation season. Combined Right Nos.:37-817 and 37-21972

4. This water right shall be administered as being from a separate source pursuant to Basin 37 Part 2 General Provision 1.A If the holder of this right seeks to change the right pursuant to Idaho Code Sec. 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.
Basin 37 Part 2 General Provision 1.A or 1.B, the separate streams general provision, shall only apply to water rights decreed in the Snake River Basin Adjudication.

SCANNED
FEB 23 2023

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

Current Water Right No. 37-21972

Current Water Right Owner

AGEE FAMILY TRUST
269 SPRING COVE RD
BLISS, ID 83314-5009

Priority Date: 3/15/1956
Origin: Water Right
Basis: Decreed
Status: Active
Source: UNNAMED STREAM **Tributary:** CALF CREEK

Beneficial Use	From	To	Volume	Subuse Code
IRRIGATION FROM STORAGE	03/15	11/15	13.0 AFA	
IRRIGATION STORAGE	01/01	12/31	13.0 AFA	
Total Diversion			13.0 AFA	

Source and Point(s) of Diversion:
UNNAMED STREAM NENESE Sec. 27 Twp 04S Rge 12E GOODING County

Place of Use: IRRIGATION FROM STORAGE

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04S	12E	26									6.0	18.0	5.0	1.0					30.0
04S	12E	27													3.0		9.0	8.0	20.0
04S	12E	34	14.0	35.0	10.0	24.0													83.0

POU Total Acres: 133.0

Place of Use: IRRIGATION STORAGE

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04S	12E	27													X				0.0

Conditions/Remarks:

1. The rights listed below are limited to the irrigation of a combined total of 133 acres in a single irrigation season. Combined Right Nos.: 37-817 and 37-21972.

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

3. This water right shall be administered as being from a separate source pursuant to Basin 37 Part 2 General Provision 1.B. If the holder of this right seeks to change the right pursuant to Idaho Code Sec. 42-222 or successor statute, nothing in this general provision shall preclude any other person or entity from demonstrating that such change in use would cause injury to its water right or from receiving any relief provided by law in the event of injury.

SCANNED
FEB 23 2023

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.

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**

1. 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.:

N A

FOR DEPARTMENT USE ONLY

Transfer Contains 9 pages and _____ attachments.

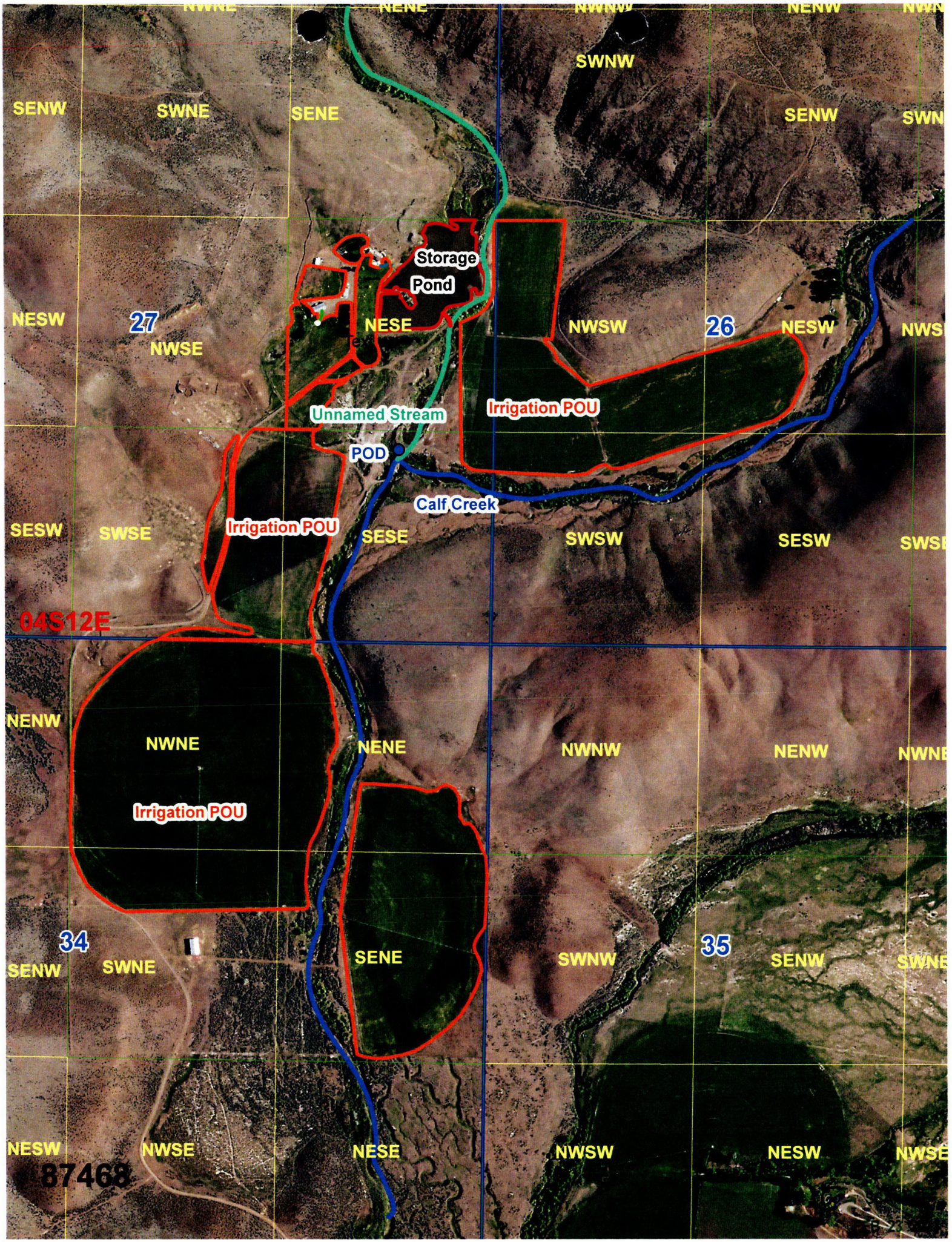
Received By SG Date 2/16/2023 Prelim. Check By SG Date 2/16/2023

Fee Paid $940.00 Date 2/16/2023 Receipted By SG Receipt # 5039668

Add'l Fee Paid _____ Date _____ Receipted By _____ Receipt # _____

Transfer No. 87468

SCANNED
FEB 23 2023


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SCANNED
FEB 23 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

March 28, 2023

AGEE FAMILY TRUST
269 SPRING COVE RD
BLISS ID 83314-5009

Re: Transfer No: 87468
Water Right No(s).: 37-817, 37-21972

Correspondence

Transfer Approval Notice

Dear Water Right Holder(s):

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:

TEDDY S FREY, TRUSTEE
ARTHUR BUTLER, TRUSTEE
STACY BUTLER, TRUSTEE
269 SPRING COVE RD
BLISS ID 83314-5009

SCANNED
APR 07 2023

CERTIFICATE OF SERVICE

I hereby certify that on March 28, 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.: 87468
Water Right No(s).: 37-817, 37-21972

AGEE FAMILY TRUST
269 SPRING COVE RD
BLISS ID 83314-5009

TEDDY S FREY, TRUSTEE
ARTHUR BUTLER, TRUSTEE
STACY BUTLER, TRUSTEE
269 SPRING COVE RD
BLISS ID 83314-5009

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.

SCANNED
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.

SCANNED
APR 07 2023

Sufficiency Memorandum

Date: March 23, 2023

To: Transfer 87468

From: Benny Walker

Re: Evaluation of Sufficiency of Information Submitted

Transfer application proposes to change the place of use of a 13-acre foot storage right from an unnamed stream (tributary to Calf Creek) and a 3.2 cfs right from Calf Creek to a common 160-acre place of use. The transfer also proposes to change the point of diversion for the Calf Creek right to a new location approximately 0.9 miles downstream from the currently authorized point of diversion. The diversions and proposed place of use are located approximately 7.2 to 8.3 miles north and 2.5 to 3.4 miles west of Bliss.

This transfer was subject to notice and protest. No protests were received.

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

- **Water Right Validity:**
  The water right involved in the transfer was decreed in the SRBA in 2008 and 2009. Recent aerial photography indicates that the water right has been used in recent years.

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

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

- **Local Public Interest:**
  No negative impacts anticipated. No protests were received

- **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
APR 07 2023

** Proof of Publication **

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

SHERRI 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 135199

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 87468

AGEE FAMILY TRUST, 269 SPRING COVE RD, BLISS, ID 83314-5009 has filed Application No. 87468 for changes to the following water rights within GOODING County(s): Right No(s). 37-21972, 37-817; to see a full description of these rights and the proposed transfer, please see https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers. The purpose of the transfer is to change a portion of the above rights as follows: Transfer application proposes to change the place of use of a 13 af storage right from an unnamed stream (tributary to Calf Creek) and a 3.2 cfs right from Calf Creek to a common 160-acre place of use. The transfer also proposes to change the point of diversion for the Calf Creek right to a new location approximately 0.9 miles downstream from the currently authorized point of diversion. The diversions and proposed place of use are located approximately 7.2 to 8.3 miles north and 2.5 to 3.4 miles west of Bliss.

For additional information concerning the property location, contact Southern Region office at (208)736-3033. 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 **March 20, 2023**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director•
Publish: on March 2nd & 9th, 2023

Sherri Davis
(Legals Clerk)

✓ OK DM 3/21/2023

STATE OF IDAHO)
.SS
COUNTY OF TWIN FALLS)

On this 9 day of March in the year of 2023 before me, a Notary Public, personally appeared before me Sherri 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 Wilmore
Notary Public FOR Idaho
Residing at: Twin Falls, Idaho
My Commission expires: 9-4-26

RECEIVED
MAR 13 2023
DEPT OF WATER RESOURCES
SOUTHERN REGION

AMY WILMORE
COMMISSION NO. 20220230
NOTARY PUBLIC
STATE OF IDAHO
MY COMM. EXPIRES 09/04/2026

Section: Legals
Category: 50 Legal
PUBLISHED ON: 03/02/2023, 03/09/2023

TOTAL AD COST:	123.58
FILED ON:	3/9/2023

SCANNED
APR 07 2023

Customer Ad Proof

164-60002276 ID DEPARTMENT OF WATER RESOURCES Order Nbr 135199

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	123.58
City St Zip	TWIN FALLS ID 83301	Amount Paid	0.00
Phone	2087363033	Amount Due	123.58
Fax			
Section	Legals	Start/End Dates	03/02/2023 - 03/09/2023
SubSection		Insertions	2
Category	50 Legal	Size	65
Ad Key	135199-1	Salesperson(s)	Legal Notices
Keywords	NOTICE OF PROPOSED CHANGE OF W	Taken By	Amy Packham
Notes			

Ad Proof

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 87468

AGEE FAMILY TRUST, 269 SPRING COVE RD, BLISS, ID 83314-5009 has filed Application No. 87468 for changes to the following water rights within GOODING County(s): Right No(s). 37-21972, 37-817; to see a full description of these rights and the proposed transfer, please see https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers. The purpose of the transfer is to change a portion of the above rights as follows: Transfer application proposes to change the place of use of a 13 af storage right from an unnamed stream (tributary to Calf Creek) and a 3.2 cfs right from Calf Creek to a common 160-acre place of use. The transfer also proposes to change the point of diversion for the Calf Creek right to a new location approximately 0.9 miles downstream from the currently authorized point of diversion. The diversions and proposed place of use are located approximately 7.2 to 8.3 miles north and 2.5 to 3.4 miles west of Bliss.

For additional information concerning the property location, contact Southern Region office at (208)736-3033. 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 **March 20, 2023**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director•
Publish: on March 2nd & 9th, 2023

Proof of legal notice received from Times News 2/23/2023

✓ SM
2-24-2023

SCANNED
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

February 23, 2023

AGEE FAMILY TRUST
269 SPRING COVE RD
BLISS, ID 83314-5009

RE: Transfer No. 87468
Water Right No(s). 37-21972, 37-817

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 3/2/2023 and 3/9/2023**. 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 **March 20, 2023**.

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 1

SCANNED
FEB 23 2023

Maline, Denise

From: Maline, Denise
Sent: Thursday, February 23, 2023 11:56 AM
To: Dawson,Bradley
Subject: Comment Letter for Transfer No. 87468 (Agee Family Trust)
Attachments: Comment letter to F&G for 87468.docx; Transfer No. 87468 (Agee Family 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,

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

SCANNED
FEB 23 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

February 23, 2023

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

RE: Transfer No(s). 87468 (Agee Family 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 March 20, 2023)**.

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

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

SCANNED
FEB 23 2023

Maline, Denise

From:	Maline, Denise
Sent:	Thursday, February 23, 2023 11:34 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 March 2nd & 9th, 2023. 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,

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

SCANNED
FEB 23 2023

IDAHO DEPARTMENT OF
WATER RESOURCES

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Governor Brad Little

Director Gary Spackman

February 23, 2023

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

RE: Transfer No. 87468
Water Right No(s). 37-21972, 37-817

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 March 20, 2023. Your cooperation is appreciated.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

SCANNED
FEB 23 2023

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 87468

AGEE FAMILY TRUST, 269 SPRING COVE RD, BLISS, ID 83314-5009 has filed Application No. 87468 for changes to the following water rights within GOODING County(s): Right No(s). 37-21972, 37-817; to see a full description of these rights and the proposed transfer, please see https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers. The purpose of the transfer is to change a portion of the above rights as follows: Transfer application proposes to change the place of use of a 13 af storage right from an unnamed stream (tributary to Calf Creek) and a 3.2 cfs right from Calf Creek to a common 160-acre place of use. The transfer also proposes to change the point of diversion for the Calf Creek right to a new location approximately 0.9 miles downstream from the currently authorized point of diversion. The diversions and proposed place of use are located approximately 7.2 to 8.3 miles north and 2.5 to 3.4 miles west of Bliss.

For additional information concerning the property location, contact Southern Region office at (208)736-3033. 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 **March 20, 2023**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on March 2nd & 9th, 2023

SCANNED
FEB 23 2023

Date: February 22, 2023

To: Transfer 87468

From: Benny Walker

Re: Synopsis/Legal

Transfer application proposes to change the place of use of a 13-acre foot storage right from an unnamed stream (tributary to Calf Creek) and a 3.2 cfs right from Calf Creek to a common 160-acre place of use. The transfer also proposes to change the point of diversion for the Calf Creek right to a new location approximately 0.9 miles downstream from the currently authorized point of diversion. The diversions and proposed place of use are located approximately 7.2 to 8.3 miles north and 2.5 to 3.4 miles west of Bliss.

This transfer will be subject to notice and protest.

SCANNED

FEB 23 2023

MEMORANDUM

TO: Transfer 87468 File

FROM: Benny Walker

DATE: February 22, 2023

SUBJECT: Filing Fee

The $940.00 filing fee for this transfer is based on the quantity being transferred 3.2 cfs. The transfer fee schedule for 3.01-4.00 cfs is $740.00. In addition, the fee is also based on 13.0 af being transferred for irrigation from storage for $200.00. This equates to a total fee of $940.00. The applicant submitted a fee of $940.00 (Receipt S039668).

SCANNED
FEB 23 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 30, 2023

AGEE FAMILY TRUST
269 SPRING COVE RD
BLISS ID 83314-5009

RE: Transfer Application #87468

Dear Agee Family Trust
c/o Stacy and Arthur Butler
Teddy S. Frey

Please find the enclosed transfer application #87468 and associated map that I have drafted for you for surface water rights to review. This application proposes to add a point of diversion and to create a 160 acre permissible place of use for an irrigation water right from Calf Creek for 3.2 cfs and 133 acres. The application further proposes to change the place for a water right from an Unnamed Stream for irrigation storage and irrigation from storage for 13.0 af. Please review the application and map for accuracy. If there are changes you would like to make on the application or the map, please make note of it and initial it and I will make the correction when you return the application.

Sign and date the application and return all documents along with the map and a processing fee to the Department, with the signatures of the trustees.

The fee for processing the transfer will be $940.00 based on the amount of water, 3.2 cfs, and 13.0 af being changed. Please make the check payable to IDWR in the amount of $940.00 and use the transfer #87468 for a reference.

If you have any questions, or if I can be of any further assistance, feel free to contact me at your convenience.
Sincerely,

Benny Walker
Sr.Water Resource Agent

Enclosures:

SCANNED
FEB 23 2023