STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 87902

This is to certify that: JOHN D COURTNAY AND
SUSAN L COURTNAY
2424 N 2700 E
TWIN FALLS, ID 83301-0710

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
47-7022	WR/DECREED	1/23/1968	0.400 cfs	195.4 af	68.0	386.0	GROUND WATER
47-7803A	WR/LICENSE	3/12/1982	2.500 cfs	724.0 af	181.0	386.0	GROUND WATER
47-8075	WR/LICENSE	12/21/1987	1.300 cfs	634.3 af	200.0	386.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
47-7022	NO	NO	NO	YES	NO	NO
47-7803A	NO	NO	NO	YES	NO	NO
47-8075	NO	NO	NO	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
47-7022	47-7022	0.400 cfs	195.4 af	68.0	386.0	N/A	N/A	N/A	N/A	N/A
47-7803A	47-7803A	2.500 cfs	724.0 af	181.0	386.0	N/A	N/A	N/A	N/A	N/A
47-8075	47-8075	1.300 cfs	634.3 af	200.0	386.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		**4.200 cfs**	**1359.7 af**	**381.0**	**386.0**		**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 26th day of July, 2023.

Southern Region Manager

SUPPORT DATA
IN FILE # 47-7022

Transfer No. 87902

SCANNED
JUL 27 2023

WATER RIGHT NO. 47-8075

As Modified by Transfer No. 87902

In accordance with the approval of Transfer No. 87902, Water Right No. 47-8075 is now described as follows:

Right Holder: JOHN D COURTNAY AND/OR
SUSAN L COURTNAY
2424 N 2700 E
TWIN FALLS, ID 83301-0710

Priority Date: 12/21/1987

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
IRRIGATION	3/15	to 11/15	1.300 cfs	634.3 af
			1.300 cfs	634.3 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENE	Sec 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SWNWNE	Sec 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SENE	Sec 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	NESE	Sec 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SENESE	Sec 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SWSWSE	Sec 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	NENWNE	Sec 25 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SWNESW	Sec 30 Twp 12S Rge 17E TWIN FALLS 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
12S	16E	24	17.0	16.0	4.5	33.0									17.0	12.0	23.0	28.0	150.5
12S	16E	25	31.0	32.0	31.0	31.0													125.0
12S	17E	30					31.0	10.0	10.5	30.0	15.0	14.0							110.5
								L 1	L 2			L 3							

Right Acre Limit: 200.0
POU Total Acres: 386.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 200 acres within the place of use described above in a single irrigation season.

2. Rights 47-7022, 47-7803A and 47-8075 when combined shall not exceed a total annual maximum diversion volume of 1359.7 af and the irrigation of 381 acres.

Transfer No. 87902

SCANNED
JUL 27 2023

WATER RIGHT NO. 47-8075

As Modified by Transfer No. 87902

CONDITIONS OF APPROVAL

3. Rights 47-7022, 47-7803A and 47-8075 are limited to the irrigation of a specific 381 acres within the 386 acre place of use authorized by this right in a single irrigation season. The specific 381 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 381 acres to be irrigated within the 386 acre place of use, the right holder shall submit a new land list and map to the Department prior to the irrigation season in which the change will occur.

4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

5. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company or irrigation district deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.

6. This right is for the use of trust water, and it is subject to review 20 years after its initial approval (date of permit approval) to re-evaluate the availability of trust water for the authorized use and to re-evaluate the public interest criteria for reallocating trust water.

7. When the minimum stream flow water rights in the Snake River at Murphy Gage are not being satisfied, the right holder shall cease diverting water for the consumptive uses authorized by this right. The minimum stream flow water rights are for 3,900 cfs from April 1 through October 31 and 5,600 cfs from November 1 through March 31. See IDAPA 37.03.08.030.

8. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.

9. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

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

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

SCANNED
JUL 27 2023

WATER RIGHT NO. 47-7803A

As Modified by Transfer No. 87902

In accordance with the approval of Transfer No. 87902, Water Right No. 47-7803A is now described as follows:

Right Holder: JOHN D COURTNAY AND
SUSAN L COURTNAY
2424 N 2700 E
TWIN FALLS, ID 83301-0710

Priority Date: 3/12/1982

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
IRRIGATION	03/15	to	11/15	2.500 cfs	724.0 af
				2.500 cfs	724.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENE	Sec 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SWNWNE	Sec 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SENE	Sec 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	NESE	Sec 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SENESE	Sec 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SWSWSE	Sec 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	NENWNE	Sec 25 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SWNESW	Sec 30 Twp 12S Rge 17E TWIN FALLS 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
12S	16E	24	17.0	16.0	4.5	33.0									17.0	12.0	23.0	28.0	150.5
12S	16E	25	31.0	32.0	31.0	31.0													125.0
12S	17E	30					31.0	10.0	10.5	30.0	15.0	14.0							110.5
								L 1	L 2			L 3							

Right Acre Limit: 181.0
POU Total Acres: 386.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 181 acres within the authorized place of use in a single irrigation season.
2. Rights 47-7022 and 47-7803A when combined shall not exceed a total annual maximum diversion volume of 724.0 af for irrigation, and the irrigation of 181 acres.
3. Rights 47-7022, 47-7803A and 47-8075 when combined shall not exceed a total annual maximum diversion volume of 1359.7 af and the irrigation of 381 acres.

Transfer No. 87902

SCANNED
JUL 27 2023

WATER RIGHT NO. 47-7803A

As Modified by Transfer No. 87902

CONDITIONS OF APPROVAL

4. Rights 47-7022, 47-7803A and 47-8075 are limited to the irrigation of a specific 381 acres within the 386 acre place of use authorized by this right in a single irrigation season. The specific 381 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 381 acres to be irrigated within the 386 acre place of use, the right holder shall submit a new land list and map to the Department prior to the irrigation season in which the change will occur.

5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

6. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company or irrigation district deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.

7. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.

8. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

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

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

SCANNED
JUL 27 2023

WATER RIGHT NO. 47-7022

As Modified by Transfer No. 87902

In accordance with the approval of Transfer No. 87902, Water Right No. 47-7022 is now described as follows:

Right Holder: JOHN D COURTNAY AND
SUSAN L COURTNAY
2424 N 2700 E
TWIN FALLS, ID 83301-0710

Priority Date: 1/23/1968

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
IRRIGATION	03/01	to	11/01	0.400 cfs	194.0 af
STOCKWATER	01/01	to	12/31	0.030 cfs	1.4 af
				0.400 cfs	195.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENE	Sec 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SWNWNE	Sec 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SENE	Sec 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	NESE	Sec 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SENESE	Sec 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SWSWSE	Sec 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	NENWNE	Sec 25 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SWNESW	Sec 30 Twp 12S Rge 17E TWIN FALLS 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
12S	16E	24	17.0	16.0	4.5	33.0									17.0	12.0	23.0	28.0	150.5
12S	16E	25	31.0	32.0	31.0	31.0													125.0
12S	17E	30					31.0	10.0	10.5	30.0	15.0	14.0							110.5
								L 1	L 2			L 3							

Right Acre Limit: 68.0
POU Total Acres: 386.0

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
12S	16E	24															X	X	

Transfer No. 87902

SCANNED
JUL 27 2023

WATER RIGHT NO. 47-7022

As Modified by Transfer No. 87902

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 68 acres within the authorized place of use in a single irrigation season.

2. Rights 47-7022 and 47-7803A when combined shall not exceed a total annual maximum diversion volume of 724.0 af for irrigation, and the irrigation of 181 acres.

3. Rights 47-7022, 47-7803A and 47-8075 when combined shall not exceed a total annual maximum diversion volume of 1359.7 af and the irrigation of 381 acres.

4. Rights 47-7022, 47-7803A and 47-8075 are limited to the irrigation of a specific 381 acres within the 386 acre place of use authorized by this right in a single irrigation season. The specific 381 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 381 acres to be irrigated within the 386 acre place of use, the right holder shall submit a new land list and map to the Department prior to the irrigation season in which the change will occur.

5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

6. Right holder shall comply with the drilling permit requirements of Idaho Code § 42-235 and applicable Well Construction Rules of the Department.

7. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

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

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

10. 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.

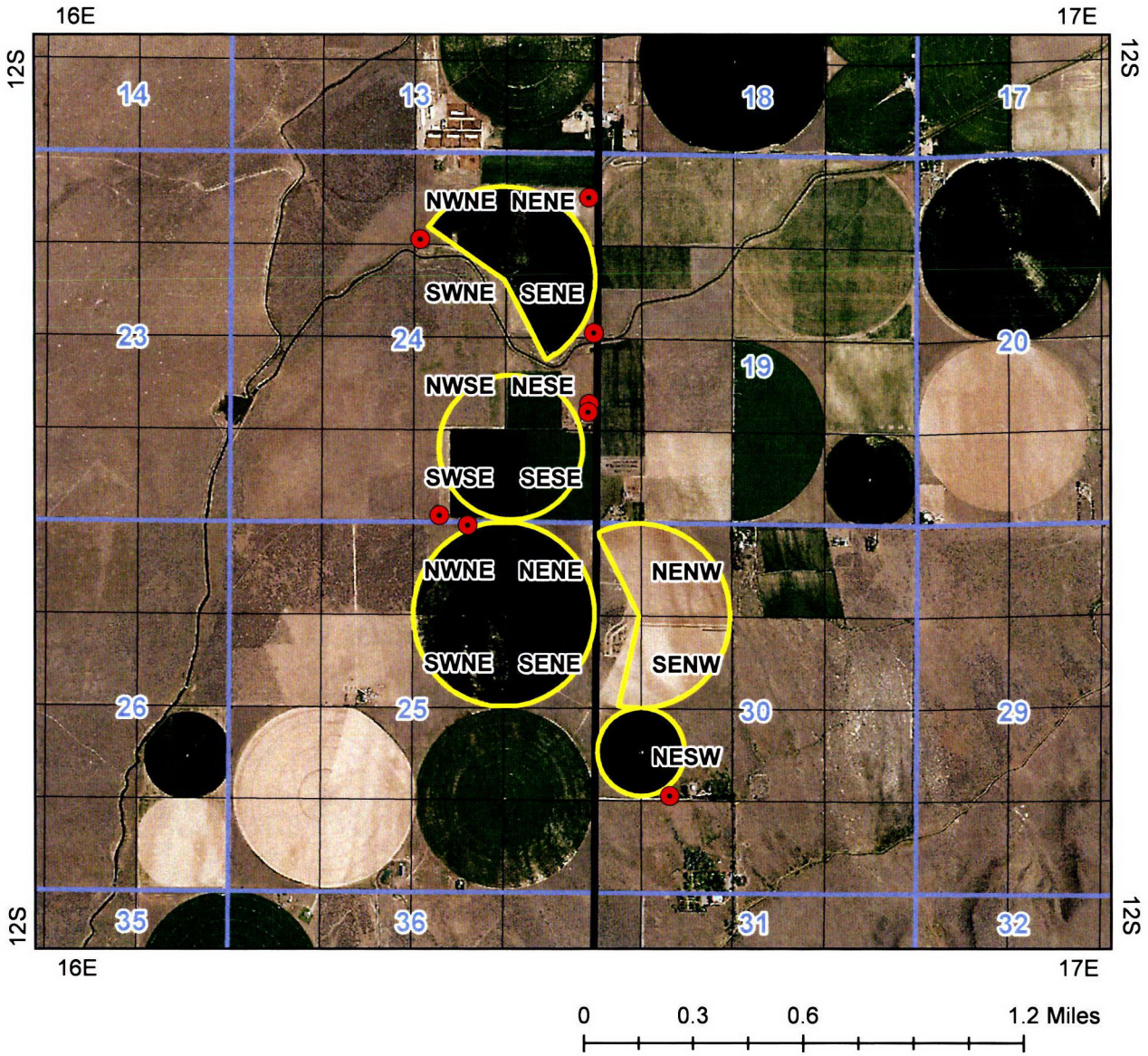
SCANNED
JUL 27 2023

State of Idaho
Department of Water Resources

Attachment to Transfer # 87902

47-7022, 47-7803A, and 47-8075

This map depicts the IRRIGATION place of use boundary for these water rights at the time of this approval and is attached to the approval document solely for illustrative purposes.



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

N

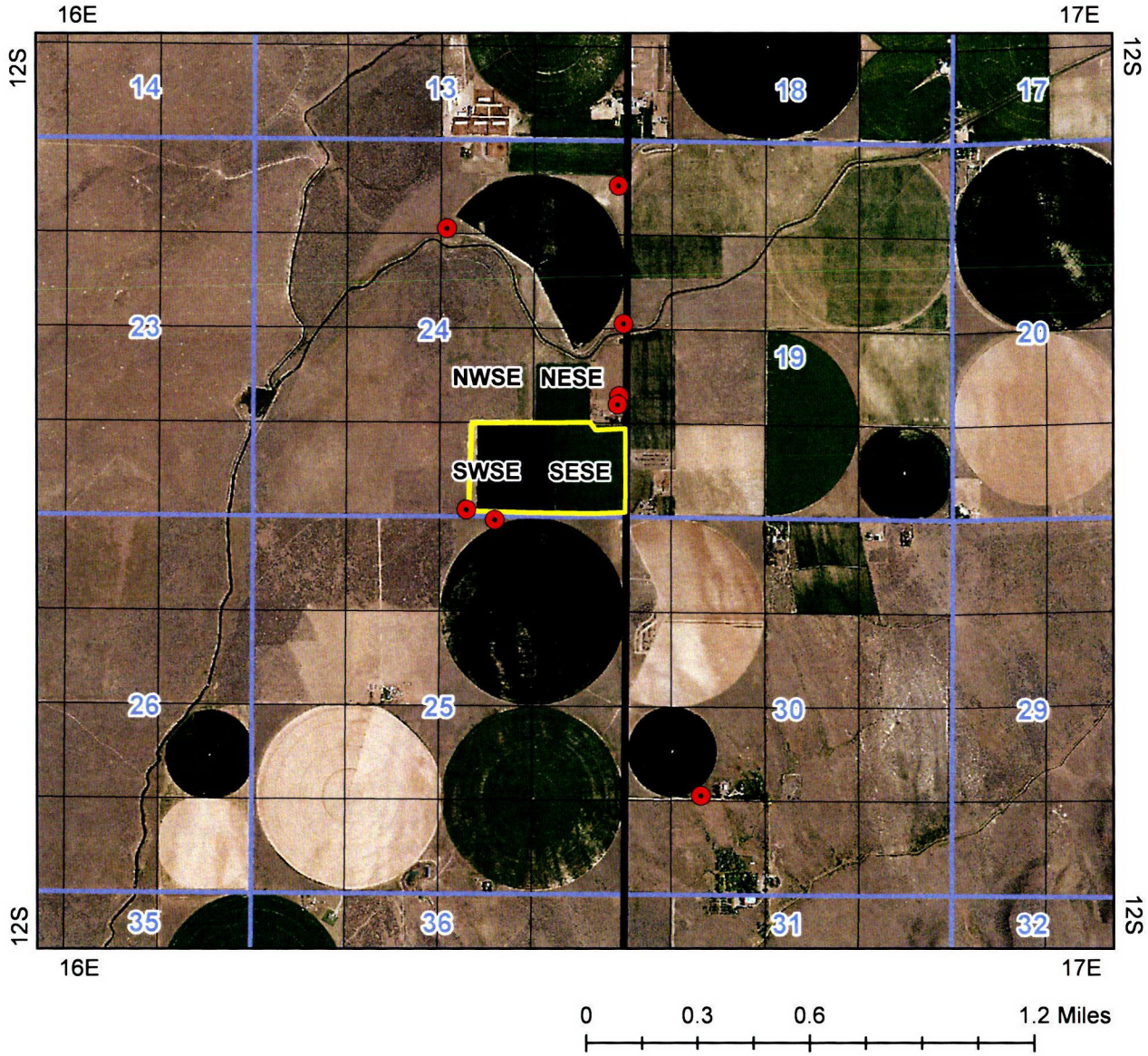
SCANNED
JUL 27 2023

State of Idaho
Department of Water Resources

Attachment to Transfer # 87902

47-7022

This map depicts the 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.



SCANNED
JUL 27 2023

Rev. 07/11

RECEIVED
MAY 30 2023
DEPT OF WATER RESOURCES
SOUTHERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 87902

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) JOHN D COURTNAY AND SUSAN L COURTNAY

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, Part 1.

☐ * 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 #1-9.

☐ ☐ #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 transfer 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).

☐ ☐ #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 http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm .

☐ ☐ #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.

☐ ☐ #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.)

☐ ☐ #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 Other. Please describe: _____

SCANNED
JUN 08 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
MAY 30 2023
DEPT OF WATER RESOURCES
SOUTHERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant JOHN D COURTNAY Phone (208) 731-2614
Mailing Address 2424 N 2700 E, TWIN FALLS ID 83301-0710 Email

Name of Applicant SUSAN L COURTNAY Phone (208) 731-2614
Mailing Address 2424 N 2700 E, TWIN FALLS ID 83301-0710 Email

☐ 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.

John D Courtney — Signature of Applicant or Authorized Representative
John D COURTNAY — Print Name and Title if applicable
5-30-2023 — Date

Susan L Courtney — Signature of Applicant or Authorized Representative
Susan L. Courtney — Print Name and Title if applicable
5-30-2023 — Date

A. PURPOSE OF TRANSFER

1.

Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
47-7022	No	No	No	Yes	No	No
47-7803A	No	No	No	Yes	No	No
47-8075	No	No	No	Yes	No	No

SCANNED
JUN 08 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 three new well to the applicants water rights.

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
47-8075	1.300 cfs	634.3 af	200.0	386.0		N/A	N/A	N/A	N/A
47-7803A	2.500 cfs	724.0 af	181.0	386.0		N/A	N/A	N/A	N/A
47-7022	0.400 cfs	195.4 af	68.0	386.0		N/A	N/A	N/A	N/A
COMBINED TOTALS	4.200 cfs	1,359.7 af	381.0	386.0		N/A	N/A	N/A	N/A

2. Total amount of water proposed to be transferred or changed 4.2 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.

SCANNED
JUN 08 2023

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

Proposed Water Right No. 47-8075

Current Water Right Owner

JOHN D COURTNAY
2424 N 2700 E
TWIN FALLS, ID
83301-0710

AND/OR

SUSAN L COURTNAY
2424 N 2700 E
TWIN FALLS, ID 83301-0710

Priority Date: 12/21/1987
Origin: Water Right
Basis: License
Status Active
Source: GROUND WATER

Beneficial Use	From	To	Diversion Rate	Volume	Subuse Code
IRRIGATION	3 /15	11/15	1.300 CFS	634.3 AFA	
Total Diversion			1.300 CFS	634.3 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NENE	Sec. 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SWNWNE	Sec. 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SENE	Sec. 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	NESE	Sec. 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SENESE	Sec. 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SWSWSE	Sec. 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	NENWNE	Sec. 25 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SWNESW	Sec. 30 Twp 12S Rge 17E TWIN FALLS 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
12S	16E	24	17.0	16.0	4.5	33.0									17.0	12.0	23.0	28.0	150.5
12S	16E	25	31.0	32.0	31.0	31.0													125.0
12S	17E	30					31.0	10.0	10.5	30.0	15.0	14.0							110.5
								L 1	L 2			L 3							

Right Acre Limit: 200.0
POU Total Acres: 386.0

Transfer No. 87902

SCANNED
JUN 08 2023

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

Proposed Water Right No. 47-7803A

Current Water Right Owner

JOHN D COURTNAY
2424 N 2700 E
TWIN FALLS, ID
83301-0710

AND

SUSAN L COURTNAY
2424 N 2700 E
TWIN FALLS, ID 83301-0710

Priority Date: 3/12/1982
Origin: Water Right
Basis: License
Status Active
Source: GROUND WATER

Beneficial Use	From	To	Diversion Rate	Volume	Subuse Code
IRRIGATION	03/15	11/15	2.500 CFS	724.0 AFA	
Total Diversion			2.500 CFS	724.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NENE	Sec. 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SWNWNE	Sec. 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SENE	Sec. 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	NESE	Sec. 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SENESE	Sec. 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SWSWSE	Sec. 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	NENWNE	Sec. 25 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SWNESW	Sec. 30 Twp 12S Rge 17E TWIN FALLS 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
12S	16E	24	17.0	16.0	4.5	33.0									17.0	12.0	23.0	28.0	150.5
12S	16E	25	31.0	32.0	31.0	31.0													125.0
12S	17E	30					31.0	10.0	10.5	30.0	15.0	14.0							110.5
								L 1	L 2			L 3							

Right Acre Limit: 181.0
POU Total Acres: 386.0

Transfer No. 87902

SCANNED
JUN 08 2023

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

Proposed Water Right No. 47-7022

Current Water Right Owner

JOHN D COURTNAY
2424 N 2700 E
TWIN FALLS, ID
83301-0710

AND

SUSAN L COURTNAY
2424 N 2700 E
TWIN FALLS, ID 83301-0710

Priority Date: 1/23/1968
Origin: Water Right
Basis: Decreed
Status Active
Source: GROUND WATER

Beneficial Use	From	To	Diversion Rate	Volume	Subuse Code
IRRIGATION	03/01	11/01	0.400 CFS	194.0 AFA	
STOCKWATER	01/01	12/31	0.030 CFS	1.4 AFA	
Total Diversion			0.400 CFS	195.4 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NENE	Sec. 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SWNWNE	Sec. 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SENE	Sec. 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	NESE	Sec. 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SENESE	Sec. 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SWSWSE	Sec. 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	NENWNE	Sec. 25 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SWNESW	Sec. 30 Twp 12S Rge 17E TWIN FALLS 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
12S	16E	24	17.0	16.0	4.5	33.0									17.0	12.0	23.0	28.0	150.5
12S	16E	25	31.0	32.0	31.0	31.0													125.0
12S	17E	30					31.0	10.0	10.5	30.0	15.0	14.0							110.5
								L 1	L 2			L 3							

Right Acre Limit: 68.0
POU Total Acres: 386.0

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
12S	16E	24															X	X	

Transfer No. 87902

SCANNED
JUN 08 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
Measuring devices 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:
No Change is proposed to the place of use

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:
None

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: N/A

Transfer No. 87902

SCANNED
JUN 08 2023

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

Current Water Right No. 47-8075

Current Water Right Owner

JOHN D COURTNAY
2424 N 2700 E
TWIN FALLS, ID
83301-0710

AND

SUSAN L COURTNAY
2424 N 2700 E
TWIN FALLS, ID 83301-0710

Priority Date: 12/21/1987
Origin: Water Right
Basis: License
Status: Active
Source: GROUND WATER

Beneficial Use	From	To	Diversion Rate	Volume	Subuse Code
IRRIGATION	3 /15	11/15	1.300 CFS	634.3 AFA	
Total Diversion			1.300 CFS	634.3 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SWNWNE	Sec. 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SENESE	Sec. 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SWSWSE	Sec. 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	NENWNE	Sec. 25 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SWNESW	Sec. 30 Twp 12S Rge 17E TWIN FALLS 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
12S	16E	24	17.0	16.0	4.5	33.0									17.0	12.0	23.0	28.0	150.5
12S	16E	25	31.0	32.0	31.0	31.0													125.0
12S	17E	30					31.0	10.0	10.5	30.0	15.0	14.0							110.5
								L 1	L 2			L 3							

Right Acre Limit: 200.0
POU Total Acres: 386.0

Conditions/Remarks:

1. This right is limited to the irrigation of 200 acres within the place of use described above in a single irrigation season.

2. Rights 47-7022, 47-7803A and 47-8075 when combined shall not exceed a total annual maximum diversion volume of 1359.7 af and the irrigation of 381 acres.

3. Rights 47-7022, 47-7803A and 47-8075 are limited to the irrigation of a specific 381 acres within the 386 acre place of use authorized by this right in a single irrigation season. The specific 381 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 381 acres to be irrigated within the 386 acre place of use, the right holder shall submit a new land list and map to the Department prior to the irrigation season in which the change will occur.

4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 87902

SCANNED
JUN 08 2023

Conditions/Remarks:

5. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company or irrigation district deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.

6. This right is for the use of trust water, and it is subject to review 20 years after its initial approval (date of permit approval) to re-evaluate the availability of trust water for the authorized use and to re-evaluate the public interest criteria for reallocating trust water.

7. When the minimum stream flow water rights in the Snake River at Murphy Gage are not being satisfied, the right holder shall cease diverting water for the consumptive uses authorized by this right. The minimum stream flow water rights are for 3,900 cfs from April 1 through October 31 and 5,600 cfs from November 1 through March 31. See IDAPA 37.03.08.030.

8. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

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

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

SCANNED
JUN 08 2023

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

Current Water Right No. 47-7803A

Current Water Right Owner

JOHN D COURTNAY
2424 N 2700 E
TWIN FALLS, ID
83301-0710

AND

SUSAN L COURTNAY
2424 N 2700 E
TWIN FALLS, ID 83301-0710

Priority Date: 3/12/1982
Origin: Water Right
Basis: License
Status: Active
Source: GROUND WATER

Beneficial Use	From	To	Diversion Rate	Volume	Subuse Code
IRRIGATION	03/15	11/15	2.500 CFS	724.0 AFA	
Total Diversion			2.500 CFS	724.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SWNWNE	Sec. 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SENESE	Sec. 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SWSWSE	Sec. 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	NENWNE	Sec. 25 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SWNESW	Sec. 30 Twp 12S Rge 17E TWIN FALLS 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
12S	16E	24	17.0	16.0	4.5	33.0									17.0	12.0	23.0	28.0	150.5
12S	16E	25	31.0	32.0	31.0	31.0													125.0
12S	17E	30					31.0	10.0	10.5	30.0	15.0	14.0							110.5
								L 1	L 2			L 3							

Right Acre Limit: 181.0
POU Total Acres: 386.0

Conditions/Remarks:

1. This right is limited to the irrigation of 181 acres within the authorized place of use in a single irrigation season.

2. Rights 47-7022 and 47-7803A when combined shall not exceed a total annual maximum diversion volume of 724.0 af for irrigation, and the irrigation of 181 acres.

3. Rights 47-7022, 47-7803A and 47-8075 when combined shall not exceed a total annual maximum diversion volume of 1359.7 af and the irrigation of 381 acres.

4. Rights 47-7022, 47-7803A and 47-8075 are limited to the irrigation of a specific 381 acres within the 386 acre place of use authorized by this right in a single irrigation season. The specific 381 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 381 acres to be irrigated within the 386 acre place of use, the right holder shall submit a new land list and map to the Department prior to the irrigation season in which the change will occur.

5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

Transfer No. 87902

SCANNED
JUN 08 2023

Conditions/Remarks:

6. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company or irrigation district deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.

7. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

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

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

SCANNED
JUN 08 2023

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

Current Water Right No. 47-7022

Current Water Right Owner

JOHN D COURTNAY
2424 N 2700 E
TWIN FALLS, ID
83301-0710

AND

SUSAN L COURTNAY
2424 N 2700 E
TWIN FALLS, ID 83301-0710

Priority Date: 1/23/1968
Origin: Water Right
Basis: Decreed
Status: Active
Source: GROUND WATER

Beneficial Use	From	To	Diversion Rate	Volume	Subuse Code
IRRIGATION	03/01	11/01	0.400 CFS	194.0 AFA	
STOCKWATER	01/01	12/31	0.030 CFS	1.4 AFA	
Total Diversion			0.400 CFS	195.4 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SWNWNE	Sec. 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SENESE	Sec. 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SWSWSE	Sec. 24 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	NENWNE	Sec. 25 Twp 12S Rge 16E TWIN FALLS County
GROUND WATER	SWNESW	Sec. 30 Twp 12S Rge 17E TWIN FALLS 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
12S	16E	24	17.0	16.0	4.5	33.0									17.0	12.0	23.0	28.0	150.5
12S	16E	25	31.0	32.0	31.0	31.0													125.0
12S	17E	30					31.0	10.0	10.5	30.0	15.0	14.0							110.5
								L 1	L 2			L 3							

Right Acre Limit: 68.0
POU Total Acres: 386.0

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
12S	16E	24															X	X	0.0

Conditions/Remarks:

1. This right is limited to the irrigation of 68 acres within the authorized place of use in a single irrigation season.

2. Rights 47-7022 and 47-7803A when combined shall not exceed a total annual maximum diversion volume of 724.0 af for irrigation, and the irrigation of 181 acres.

3. Rights 47-7022, 47-7803A and 47-8075 when combined shall not exceed a total annual maximum diversion volume of 1359.7 af and the irrigation of 381 acres.

Transfer No. 87902

SCANNED
JUN 08 2023

Conditions/Remarks:

4. Rights 47-7022, 47-7803A and 47-8075 are limited to the irrigation of a specific 381 acres within the 386 acre place of use authorized by this right in a single irrigation season. The specific 381 acres to be irrigated by the right holder are shown in the electronic shape file associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 381 acres to be irrigated within the 386 acre place of use, the right holder shall submit a new land list and map to the Department prior to the irrigation season in which the change will occur.

5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.

6. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

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

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

9. 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
JUN 08 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.:

Measuring devices will be installed when required

FOR DEPARTMENT USE ONLY

Transfer Contains 14 pages and _____ attachments.

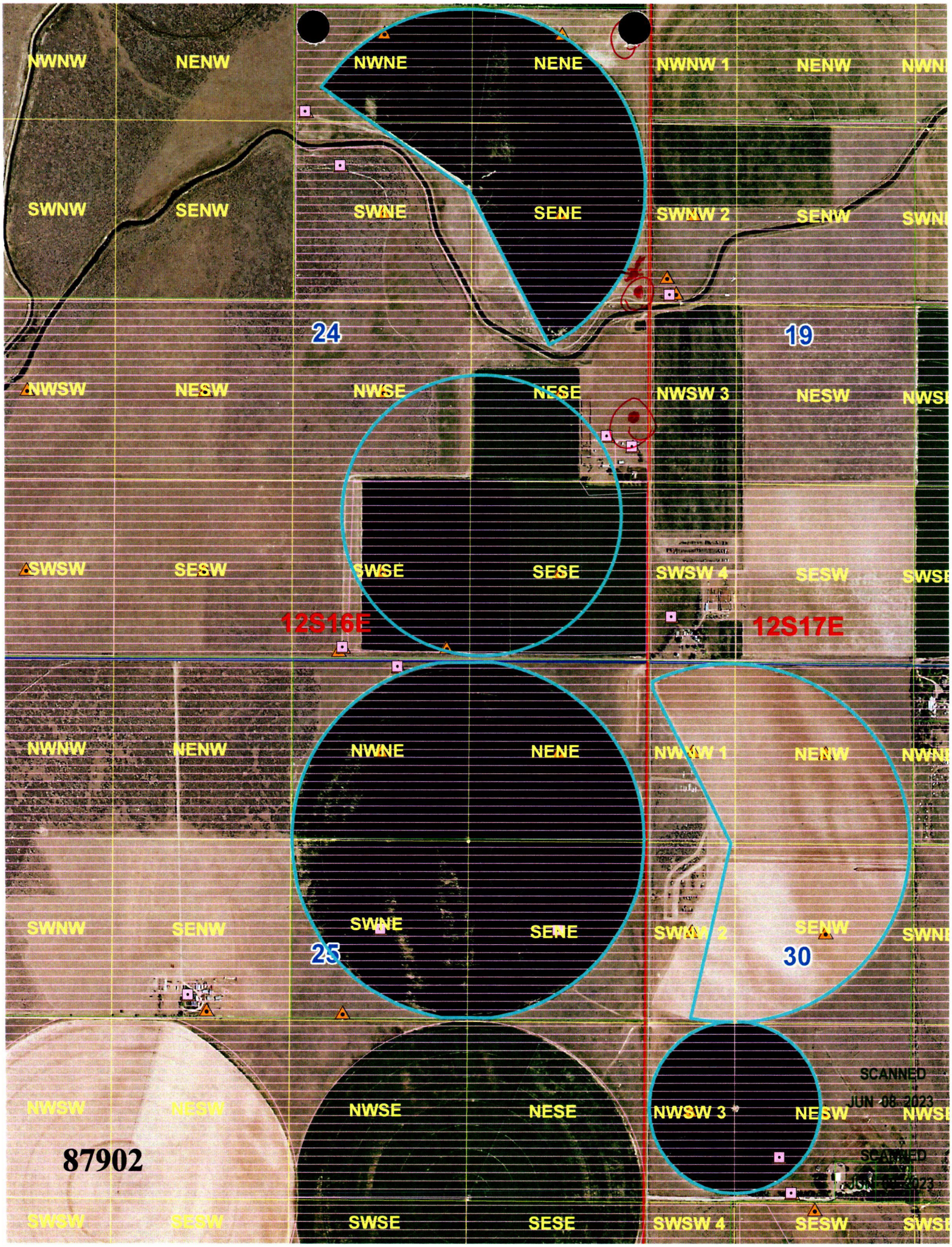
Received By _____ Date _____ Prelim. Check By _____ Date _____

Fee Paid $820.00 Date 5/30/2023 Receipted By SG Receipt # S039795

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

Transfer No. 87902

SCANNED
JUN 08 2023


NWNW
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12S17E
NWNW
NENW
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NENE
NWNW 1
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SENE
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NWSW
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SCANNED
JUN 08 2023

SCANNED
JUN 08 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**

July 26, 2023

JOHN D COURTNAY
SUSAN L COURTNAY
2424 N 2700 E
TWIN FALLS ID 83301-0710

Re: Transfer No: 87902
Water Right No(s).: 47-7022, 47-7803A, 47-8075

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
JUL 27 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

SCANNED
JUL 27 2023

CERTIFICATE OF SERVICE

I hereby certify that on July 26, 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.: 87902
Water Right No(s).: 47-7022, 47-7803A, 47-8075

JOHN D COURTNAY
SUSAN L COURTNAY
2424 N 2700 E
TWIN FALLS ID 83301-0710

Denise Maline

Denise Maline
Administrative Assistant

SCANNED
JUL 27 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
JUL 27 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
JUL 27 2023

Sufficiency Memorandum

Date: July 20, 2023

To: Transfer 87902

From: Benny Walker

Re: Evaluation of Sufficiency of Information Submitted

The transfer application proposes to add three new points of diversion (POD), to an existing irrigation system of five PODs for two ground water irrigation rights and one ground water right for irrigation and stockwater use. The eight PODs can divert up to 4.2 cfs,1359.7 af and the irrigation of 381 acres. The PODs are located on a farm approximately 12.5 to 14.3 miles south and 2.0 to 3.0 miles west of the intersection of Main Street and Shoshone Street in Twin Falls. The application was subject to notice and protest. No protest were received.

- **Authority to File:**
  The applicants John D and Susan L Courtnay are listed as the current owner of the water rights involved in the transfer.

- **Water Right Validity:**
  For the three water rights involved in the transfer, one was decreed in the SRBA in 2009, the other two water rights were licensed in 2001 and 2002. Recent aerial photography indicates that these water rights have 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
JUL 27 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 137902

Sherri Davis

(Legals Clerk)

STATE OF IDAHO)
.SS
COUNTY OF TWIN FALLS)

On this 22 day of June 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 Wiesmore
Notary Public FOR Idaho
Residing at: Twin Falls, Idaho
My Commission expires: 9-4-26

Section: Legals
Category: 50 Legal
PUBLISHED ON: 06/15/2023, 06/22/2023

TOTAL AD COST:	120.67
FILED ON:	6/22/2023

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 87902

JOHN D COURTNAY and SUSAN L COURTNAY, 2424 N 2700 E, TWIN FALLS, ID 83301-0710 has filed Application No. 87902 for changes to the following water rights within TWIN FALLS County(s): Right No(s). 47-7022, 47-7803A, 47-8075; 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: The transfer application proposes to add three new points of diversion (POD), to an existing irrigation system of five PODs for two ground water irrigation rights and one ground water right for irrigation and stockwater use. The eight PODs can divert up to 4.2 cfs,1359.7 af and the irrigation of 381 acres. The PODs are located on a farm approximately 12.5 to 14.3 miles south and 2.0 to 3.0 miles west of the intersection of Main Street and Shoshone Street in Twin Falls.

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 July 3rd, 2023. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on June 15th & 22nd, 2023

RECEIVED
JUN 26 2023
DEPT OF WATER RESOURCES
SOUTHERN REGION

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

✓ OK DM 6/26/2023

SCANNED
JUL 27 2023

Customer Ad Proof

164-60002276 ID DEPARTMENT OF WATER RESOURCES **Order Nbr 137902**

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	120.67
City St Zip	TWIN FALLS ID 83301	Amount Paid	0.00
Phone	2087363033	Amount Due	120.67
Fax			
Section	Legals	Start/End Dates	06/15/2023 - 06/22/2023
SubSection		Insertions	2
Category	50 Legal	Size	63
Ad Key	137902-1	Salesperson(s)	Legal Notices
Keywords	Transfer No. 87902	Taken By	Amy Packham
Notes			

Ad Proof

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 87902

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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 July 3rd, 2023. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on June 15th & 22nd, 2023

Proof of legal notice received from Times News 6/8/2023

✓ DM 6-8-2023

SCANNED
JUN 08 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**

June 8, 2023

JOHN D COURTNAY
SUSAN L COURTNAY
2424 N 2700 E
TWIN FALLS, ID 83301-0710

RE: Transfer No. 87902
Water Right No(s). 47-7022, 47-7803A, 47-8075

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 6/15/2023 and 6/22/2023**. 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 **July 3, 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
Administrative Assistant

SCANNED
JUN 08 2023

Maline, Denise

From: Maline, Denise
Sent: Thursday, June 8, 2023 9:07 AM
To: Times News
Subject: LEGAL NOTICE - ACCOUNT #164-60002276
Attachments: Times News cover letter.docx; Times News ad.docx

Attached please find (1) legal notice being submitted for publication on June 15th & 22nd, 2023. This publication is for Idaho Dept of Water Resources in Twin Falls, Idaho, under account number 164-60002276.

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, Idaho

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

SCANNED
JUN 08 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**

June 8, 2023

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

RE: Transfer No. 87902
Water Right No(s). 47-7022, 47-7803A, 47-8075

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 July 3, 2023. Your cooperation is appreciated.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

SCANNED
JUN 08 2023

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 87902

JOHN D COURTNAY and SUSAN L COURTNAY, 2424 N 2700 E, TWIN FALLS, ID 83301-0710 has filed Application No. 87902 for changes to the following water rights within TWIN FALLS County(s): Right No(s). 47-7022, 47-7803A, 47-8075; 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: The transfer application proposes to add three new points of diversion (POD), to an existing irrigation system of five PODs for two ground water irrigation rights and one ground water right for irrigation and stockwater use. The eight PODs can divert up to 4.2 cfs,1359.7 af and the irrigation of 381 acres. The PODs are located on a farm approximately 12.5 to 14.3 miles south and 2.0 to 3.0 miles west of the intersection of Main Street and Shoshone Street in Twin Falls.

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GARY SPACKMAN, Director
Published on June 15th & 22nd, 2023

SCANNED
JUN 08 2023

MEMORANDUM

Date: June 5, 2023

To: Transfer 87902

From: Benny Walker

Re: Synopsis, Legal

The transfer application proposes to add three new points of diversion (POD), to an existing irrigation system of five PODs for two ground water irrigation rights and one ground water right for irrigation and stockwater use. The eight PODs can divert up to 4.2 cfs,1359.7 af and the irrigation of 381 acres. The PODs are located on a farm approximately 12.5 to 14.3 miles south and 2.0 to 3.0 miles west of the intersection of Main Street and Shoshone Street in Twin Falls. The application is subject to notice and protest.

SCANNED
JUN 08 2023

MEMORANDUM

TO: Transfer 87902 File

FROM: Benny Walker

DATE: June 5, 2023

SUBJECT: Filing Fee

The $820.00 filing fee for this transfer is based on the quantity being transferred 4.2 cfs. The transfer fee schedule for 4.01-5.00 cfs is $820.00. The applicant submitted a fee of $820.00 (Receipt S039795).

SCANNED
JUN 08 2023