

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 29 2024

DEPT. OF WATER RESOURCES
EASTERN REGION

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

Name of Applicant(s) Douglas E. Flagg & Sherie Ann Flagg Phone 435-864-7353
Mailing address 2253 Lago-Liberty Road, Grace, ID 83241 Email dougflagg58@gmail.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.

Douglas E. Flagg
Signature of Applicant or Authorized Representative

Sherie Ann Flagg
Signature of Applicant or Authorized Representative

Douglas E. Flagg
Print Name and Title if applicable

Sherie Ann Flagg
Print Name and Title if applicable

2-29-2024
Date

2-29-2024
Date

A. PURPOSE OF TRANSFER

- ☒ Change point of diversion
☐ Change nature of use
 ☐ Add diversion point(s)
☐ Change period of use
 ☒ Change place of use
☒ Other Ownership change
- Is this a transfer for changes pursuant to Idaho Code § 42-221.0.8?
If yes, ☐ attach an explanation and any supporting documentation labeled as Part 1A.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.3.
#1 of 2 transfers. Updating point of diversion for right 13-8008 and rearranging water rights between adjacent parcels to create new combined place of use. Total rate and acreage under the rights will not increase.
The ownership of rights 13-743 and 13-744 will also be updated.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

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

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☒ ☐	13-743	0.10 cfs	Irrigation	4/20 to 9/30	Middle Fork Trout Creek
☒ ☐	13-744	0.04 cfs	Irrigation	4/20 to 9/30	Middle Fork Trout Creek
☐ ☒	13-7999	1.20 cfs	Irrigation	4/20 to 9/30	Middle Fork Trout Creek
☐ ☒	13-8000	0.14 cfs	Irrigation	4/20 to 9/30	Middle Fork Trout Creek
☒ ☐	13-8008	0.57 cfs	Irrigation	4/20 to 9/30	Middle Fork Trout Creek
☒ ☐	13-8011	0.07 cfs	Irrigation	4/20 to 9/30	Middle Fork Trout Creek
☒ ☐	13-8019	0.08 cfs	Irrigation	4/20 to 9/30	Middle Fork Trout Creek
☐ ☐				to	
☒ ☐				to	

Total authorized under rights 2.20 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 0.97 cubic feet per second and/or _____ acre-feet per year.

3. Point(s) of Diversion:

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

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
			SE	SW	15	11S	41E	Caribou	Middle Fork Trout Creek	John Sorensen Ditch

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

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

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	41E	20				39									40				79
11S	41E	21									0.5	30.5							31
Total Acres (for irrigation use)																			110

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:

Diverted from Middle Fork Trout Creek into Sorensen Ditch, then diverted through headgate in NESW Sec 21 into about 300 feet of ditch and into my mainline. A contracted weir could be installed in the ditch between the headgate and the mainline.

- b. Who owns the property at the point(s) of diversion? Harris 101 Ranch

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
Historic ditch regulated by Water District 13Q Watermaster.

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: _____

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

- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?

If yes, ☐ complete Attachment WSB.

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

The land irrigated under this transfer and the companion transfer will not change. The priority dates of the water rights is the only change on the land now irrigated.

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

No other water rights on the current and proposed places of use. Numerous rights diverted through Sorensen Ditch.

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

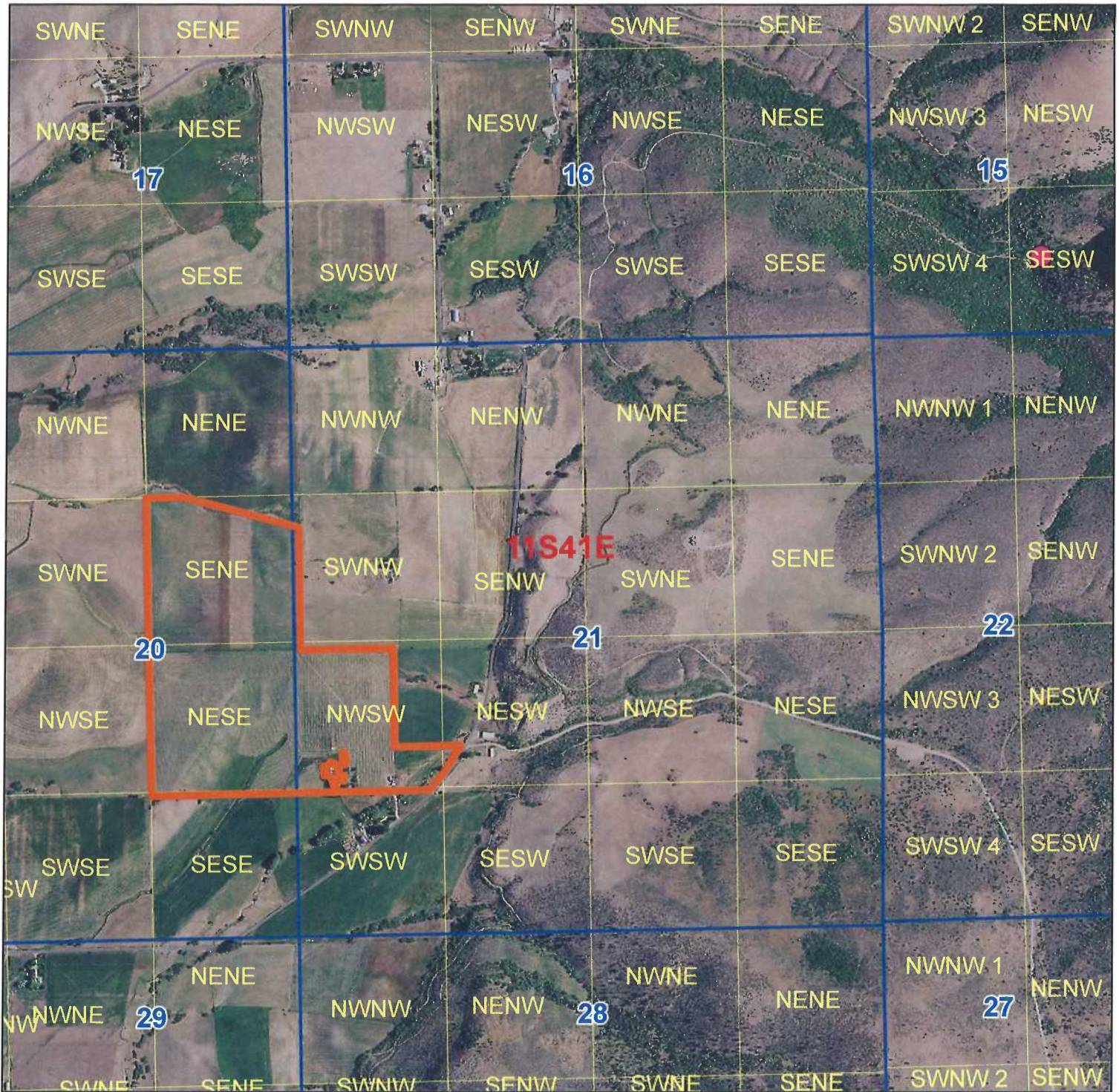
Yes No

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

If yes, describe:

Water right 13-8011 place of use before recently being transferred to current place of use was enrolled in FSA CRP from the 1980s until 2021.

Flagg Transfer 1 of 2



Legend

- Proposed POD
- Proposed POU
- Township/Range
- Sections
- QQ

0 1,550 3,100 6,200 Feet



8880 6

MH

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

9/26/2023

Water Right 13-743

Owner Type
Current Owner

Name
AA RUUD

Priority Date: 5/1/1884

Basis: Decreed

Status: Active

Source
MIDDLE FORK TROUT CREEK

Tributary
TROUT CREEK

Beneficial Use
IRRIGATION

From
04/20

To
09/30

Diversion Rate
0.100 CFS

Volume

Total Diversion 0.100 CFS

Source and Point(s) of Diversion:

MIDDLE FORK TROUT CREEK SWSW

Sec. 15, Twp 11S, Rge 41E, CARIBOU County

Place Of Use:

IRRIGATION within CARIBOU County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	41E	20													0.4				0.4
11S	41E	21										7.0							7.0

Right Acre Limit: 6.90
POU Total Acres: 7.4

Conditions of Approval:

1. X27 This right is limited to the irrigation of 6.9 acres within the authorized place of use in a single irrigation season.
2. P/D, JOHN P. SORENSEN DITCH - LEGAL FROM TRANS. 1961.

Dates and Other Information:

Decreed Date: 7/14/1920

Judicial District: District Court Eastern Division

Water District Number: 13Q

Generic Max Rate Per Acre: 0.020

Generic Max Volume Per Acre: 3.5

Decree Defendant: Last Chance Canal Co

Decree Plaintiff: Utah Power & Light Co

Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

9/26/2023

Water Right 13-744

Owner Type
Current Owner

Name
A A RUUD

Priority Date: 5/1/1901

Basis: Decreed

Status: Active

Source
MIDDLE FORK TROUT CREEK

Tributary
TROUT CREEK

Beneficial Use
IRRIGATION

From **To**
04/20 09/30

Diversion Rate
0.040 CFS

Volume

Total Diversion 0.040 CFS

Source and Point(s) of Diversion:

MIDDLE FORK TROUT CREEK SWSW

Sec. 15, Twp 11S, Rge 41E, CARIBOU County

Place Of Use:

IRRIGATION within CARIBOU County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	41E	20													0.4				0.4
11S	41E	21										7.0							7.0

Right Acre Limit: 6.90
POU Total Acres: 7.4

Conditions of Approval:

1. X27 This right is limited to the irrigation of 6.9 acres within the authorized place of use in a single irrigation season.
2. P/D, JOHN P. SORENSEN DITCH - LEGAL FROM TRANS. 1961.

Dates and Other Information:

Decreed Date: 7/14/1920

Judicial District: District Court Eastern Division

Water District Number: 13Q

Generic Max Rate Per Acre: 0.020

Generic Max Volume Per Acre: 3.5

Decree Defendant: Last Chance Canal Co

Decree Plaintiff: Utah Power & Light Co

Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

9/26/2023

Water Right 13-7999

Owner Type

Current Owner
Current Owner

Name

SHERIE ANN FLAGG
DOUGLAS E FLAGG

Priority Date: 5/1/1884

Basis: Decreed

Status: Active

Source

MIDDLE FORK TROUT CREEK

Tributary

TROUT CREEK

Beneficial Use

IRRIGATION

From

04/20

To

09/30

Diversion Rate

1.400 CFS

Volume

Total Diversion

1.400 CFS

Source and Point(s) of Diversion:

MIDDLE FORK TROUT CREEK SWSW

Sec. 15, Twp 11S, Rge 41E, CARIBOU County

Place Of Use:

IRRIGATION within CARIBOU County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	41E	20				40.0									39.6				79.6
11S	41E	21										19.2							19.2

Right Acre Limit: 93.10
POU Total Acres: 98.8

Conditions of Approval:

1. X27 This right is limited to the irrigation of 93.1 acres within the authorized place of use in a single irrigation season.
2. P/D, JOHN P. SORENSEN DITCH - LEGAL FROM TRANS. 1961.

Dates and Other Information:

Decreed Date: 7/14/1920

Judicial District: District Court Eastern Division

Owner Name Connector: And

Water District Number: 13Q

Generic Max Rate Per Acre: 0.020

Generic Max Volume Per Acre: 3.5

Decree Defendant: Last Chance Canal Co

Decree Plaintiff: Utah Power & Light Co

Mitigation Plan: False

**IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report**

9/26/2023

Water Right 13-8000

Owner Type

Current Owner
Current Owner

Name

DOUGLAS E FLAGG
SHERIE ANN FLAGG

Priority Date: 5/1/1901

Basis: Decreed

Status: Active

Source

MIDDLE FORK TROUT CREEK

Tributary

TROUT CREEK

Beneficial Use

IRRIGATION

From

04/20

To

09/30

Diversion Rate

0.460 CFS

Volume

Total Diversion 0.460 CFS

Source and Point(s) of Diversion:

MIDDLE FORK TROUT CREEK SWSW

Sec. 15, Twp 11S, Rge 41E, CARIBOU County

Place Of Use:

IRRIGATION within CARIBOU County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	41E	20				40.0									39.6				79.6
11S	41E	21											19.2						19.2

Right Acre Limit: 93.10
POU Total Acres: 98.8

Conditions of Approval:

1. X27 This right is limited to the irrigation of 93.1 acres within the authorized place of use in a single irrigation season.
2. P/D, JOHN P. SORENSEN DITCH - LEGAL FROM TRANS. 1961.

Dates and Other Information:

Decreed Date: 7/14/1920

Judicial District: District Court Eastern Division

Owner Name Connector: And

Water District Number: 13Q

Generic Max Rate Per Acre: 0.020

Generic Max Volume Per Acre: 3.5

Decree Defendant: Last Chance Canal Co

Decree Plaintiff: Utah Power & Light Co

Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

9/26/2023

Water Right 13-8008

Owner Type

Current Owner
Current Owner

Name

DOUGLAS E FLAGG
SHERIE ANN FLAGG

Priority Date: 5/1/1871

Basis: Decreed

Status: Active

Source

MIDDLE FORK TROUT CREEK

Tributary

TROUT CREEK

Beneficial Use

IRRIGATION

From

04/20

To

09/30

Diversion Rate

0.570 CFS

Volume

Total Diversion

0.570 CFS

Source and Point(s) of Diversion:

MIDDLE FORK TROUT CREEK SESE

Sec. 17, Twp 11S, Rge 41E, CARIBOU County

MIDDLE FORK TROUT CREEK

Sec. 21, Twp 11S, Rge 41E, CARIBOU County

MIDDLE FORK TROUT CREEK

Sec. 16, Twp 11S, Rge 41E, CARIBOU County

MIDDLE FORK TROUT CREEK NESE

Sec. 17, Twp 11S, Rge 41E, CARIBOU County

MIDDLE FORK TROUT CREEK

Sec. 17, Twp 11S, Rge 41E, CARIBOU County

Place Of Use:

IRRIGATION within CARIBOU County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	41E	17																1.0	1.0
11S	41E	20	37.0	30.0															67.0

POU Total Acres: 68.0

Conditions of Approval:

1. X35 Rights 13-8008 and 13-8009 when combined shall not exceed the irrigation of 68 acres.
2. P/D NUMEROUS DITCHES SEC. 16, 17 & 21 T. 11S, R.41E. P/D THREE SPRINGS E1/2SE1/4 17, T. 11S. R. 41E.

Dates and Other Information:

Decreed Date: 7/14/1920

Judicial District: District Court Eastern Division

Owner Name Connector: AND

Water District Number: 13Q

Generic Max Rate Per Acre: 0.020

Generic Max Volume Per Acre: 3.5

Decree Defendant: Last Chance Canal Co

Decree Plaintiff: Utah Power & Light Co

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

9/26/2023

Water Right 13-8011

Owner Type

Current Owner
Current Owner

Name

DOUGLAS E FLAGG
SHERIE ANN FLAGG

Priority Date: 5/1/1871

Basis: Decreed

Status: Active

Source

MIDDLE FORK TROUT CREEK

Tributary

TROUT CREEK

Beneficial Use

IRRIGATION

From

04/20

To

09/30

Diversion Rate

0.070 CFS

Volume

Total Diversion

0.070 CFS

Source and Point(s) of Diversion:

MIDDLE FORK TROUT CREEK SESW

Sec. 15, Twp 11S, Rge 41E, CARIBOU County

Place Of Use:

IRRIGATION within CARIBOU County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	41E	20				40.0									39.6				79.6
11S	41E	21										20.6							20.6

Right Acre Limit: 6.00
POU Total Acres: 100.2

Conditions of Approval:

- 206 Rights 13-8011, 13-8012 and 13-8013 when combined are limited to the irrigation of a specific 6 acres within the 100.2-acre place of use authorized by these rights in a single irrigation season. The specific 6 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with this right in the geographic information system component of the water rights database maintained by the department. Before changing the 6 acres to be irrigated within the 100.2-acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
- R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
- R05 Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

9/26/2023

- | | | |
|----|-----|--|
| | | District No. 13Q. |
| 4. | R43 | The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s). |
| 5. | 004 | This right does not grant any right-of-way or easement across the land of another. |
| 6. | T07 | The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval. |
| 7. | T08 | Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer. |
| 8. | T09 | Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Bear River Basin Adjudication. |

Dates and Other Information:

Decreed Date: 7/14/1920

Owner Name Connector: AND

Water District Number: 13Q

Generic Max Rate Per Acre: 0.020

Generic Max Volume Per Acre: 3.5

Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

9/26/2023

Water Right 13-8019

Owner Type

Current Owner
Current Owner

Name

DOUGLAS E FLAGG
SHERIE ANN FLAGG

Priority Date: 5/1/1884

Basis: Decreed

Status: Active

Source

MIDDLE FORK TROUT CREEK

Tributary

TROUT CREEK

Beneficial Use

IRRIGATION

From

04/20

To

09/30

Diversion Rate

0.080 CFS

Volume

Total Diversion

0.080 CFS

Source and Point(s) of Diversion:

MIDDLE FORK TROUT CREEK SWSW

Sec. 15, Twp 11S, Rge 41E, CARIBOU County

Place Of Use:

IRRIGATION within CARIBOU County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	41E	21									0.5	3.5							4.0

POU Total Acres: 4.0

Conditions of Approval:

1. P/D, JOHN P. SORENSEN DITCH - LEGAL FROM TRANS. 1961.

Dates and Other Information:

Decreed Date: 7/14/1920

Judicial District: District Court Eastern Division

Owner Name Connector: And

Water District Number: TBD

Generic Max Rate Per Acre: 0.020

Generic Max Volume Per Acre: 3.5

Decree Defendant: Last Chance Canal Co

Decree Plaintiff: Utah Power & Light Co

Mitigation Plan: False



WARRANTY DEED

Alliance Title & Escrow, LLC Order No.: 645697

FOR VALUE RECEIVED

Robert G. Ruud, a single man

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Douglas E Flagg and Sherie Ann Flagg, husband and wife

whose current address is

2253 Lago Liberty Rd
Grace, ID 83241

DEF
SAF

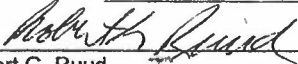
the grantee(s), the following described premises, in Caribou County, Idaho, TO WIT:

See attached Exhibit 'A'

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

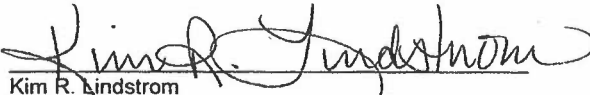
Dated: November 21, 2023

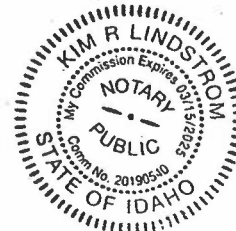

Robert G. Ruud

State of Idaho } ss
County of Caribou }

On this 21st day of November, 2023, before me, Kim R. Lindstrom, a Notary Public in and for said state, personally appeared Robert G. Ruud, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within Instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.


Kim R. Lindstrom
Notary Public for the State of Idaho
Residing at: Soda Springs, ID
Commission Expires: March 15, 2025



DEF
SAC

EXHIBIT "A"

645697

A parcel of land located in the Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 21 and the Northeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 20, Township 11 South, Range 41 East, Boise Meridian, Caribou County, Idaho and more particularly described as follows:

COMMENCING at the Southwest corner of said Section 21, from which the West $\frac{1}{4}$ corner of said Section 21 bears North $00^{\circ}43'35''$ East;

Thence North $00^{\circ}43'35''$ East 1322.00 feet along the West boundary of Section 21 to a $\frac{5}{8}$ " rebar and cap labeled A.L.S., PLS 9163 at the Southwest corner of said Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$, the POINT OF BEGINNING.

Thence East 487.00 feet along the South boundary of said Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ to a $\frac{5}{8}$ " rebar and cap at the Southerly extension of a fence;

Thence North $00^{\circ}04'00''$ West 376.50 feet along said fence to a $\frac{5}{8}$ " rebar and cap;

Thence West 576.09 feet to a $\frac{5}{8}$ " rebar and cap;

Thence South $00^{\circ}43'35''$ West 375.89 feet to a $\frac{5}{8}$ " rebar and cap at the South boundary of the Northeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 20;

Thence South $89^{\circ}36'29''$ East 94.30 feet along said South boundary to the POINT OF BEGINNING.



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

April 3, 2024

DOUGLAS E FLAGG
SHERIE ANN FLAGG
2253 LAGO LIBERTY RD
GRACE, ID 83241-5330

RE: Transfer No. 88806; Water Right No(s). 13-743, 13-744, 13-7999, 13-8000,
13-8008, 13-8011, 13-8019
Transfer No. 88808; Water Right No(s). 13-7999, 13-8000, 13-8009, 13-8012,
13-8013

Dear Applicants:

The Department of Water Resources has received your water right transfer applications. Please refer to the transfer numbers referenced above in all future correspondence regarding these transfers.

A legal notice of the applications has been prepared and is scheduled for publication in the IDAHO STATE JOURNAL on 4/10/2024 and 4/17/2024. Protests to these applications may be submitted for a period ending ten (10) days after the second publication.

If the applications are protested, you will be sent a copy of each protest. All protests must be resolved before the applications 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 applications are not protested, the Department will process your applications and notify you of any action taken on the applications. If your applications are approved, the Department will send you a copy of the approval documents.

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

Sincerely,

Christina Henman
Administrative Assistant

Henman, Christina

From: Henman, Christina
Sent: Wednesday, April 3, 2024 2:52 PM
To: legalnotices@postregister.com
Subject: Legal Notice for Idaho State Journal
Attachments: 88806, 88808, 88848 Idaho State Journal.docx

LEGAL NOTICE DEPARTMENT
IDAHO STATE JOURNAL
PO BOX 431
POCATELLO, ID 83204-0431

RE: Transfer No. 88806, 88808, 88848
Water Right No(s). 13-743, 13-744, 13-7999, 13-8000, 13-8008, 13-8011, 13-8019, 13-7999, 13-8000, 13-8009, 13-8012, 13-8013, 24-4074A

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 4/29/2024. Your cooperation is appreciated.

Thank You,



Christina Henman
Administrative Assistant
IDWR, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 525-7161

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 88806

DOUGLAS E FLAGG and SHERIE ANN FLAGG, 2253 LAGO LIBERTY RD, GRACE, ID 83241-5330 has filed Application No. 88806 for changes to the following water rights within CARIBOU County(s): Right No(s). 13-743, 13-744, 13-7999, 13-8000, 13-8008, 13-8011, 13-8019; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: change point of diversion and place of use. Proposed point of diversion is in SESW Sec 15 T11S R41E (Sorensen Ditch) for 2.20 cfs from Middle Fork Trout Creek. Proposed place of use is in SENE and NESE Sec 20, and NESW and NWSW Sec 21, T11S R41E for 110 acres.

TRANSFER NO. 88808

DOUGLAS E FLAGG and SHERIE ANN FLAGG, 2253 LAGO LIBERTY RD, GRACE, ID 83241-5330 has filed Application No. 88808 for changes to the following water rights within CARIBOU County(s): Right No(s). 13-7999, 13-8000, 13-8009, 13-8012, 13-8013; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: change point of diversion and place of use. Proposed point of diversion is in SESW Sec 15 T11S R41E (Sorensen Ditch) for 1.35 cfs from Middle Fork Trout Creek. Proposed place of use is in NENE and NWNE Sec 20, and SESE Sec 17, T11S R41E for 68 acres.

TRANSFER NO. 88848

TINCUP RANCH LLC, 82 W 152 LN S, RUPERT, ID 83350-9689 has filed Application No. 88848 for changes to the following water rights within CARIBOU County(s): Right No(s). 24-4074A; 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: add points of diversion, and change points of diversion, place of use, nature of use and period of use. Proposed points of diversion are in NESW, NESW, SENW, SWNW and SWNW Sec 5 T05S R46E to divert 0.16 cfs to storage from an unnamed stream tributary to Haderlie Creek. Proposed volume is 6.5 AF of stockwater storage and flood control storage from 1/1 to 12/31. Proposed place of use for storage is in SWNW, SENW, NESW, NWSW and SWSW Sec 5 T05S R46E. For additional information concerning the property location, contact Eastern Region office at (208)525-7161. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before 4/29/2024. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director

Published on 4/10/2024 and 4/17/2024