

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 15 2024

DEPT. OF WATER RESOURCES
EASTERN REGION

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

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the [Application for Transfer Instructions](#) for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

- ☒ Change diversion point(s)
 ☐ Add diversion point(s)
 ☐ Ownership change
 ☐ Ownership split
- ☐ Transfer is for changes pursuant to Idaho Code § 42-221.O.8. Attach an explanation and any supporting documentation.

1. **APPLICANT(S)** Farmers Friend Irrigation Company Ltd. Phone 208-520-4113

2. MAILING ADDRESS PO Box 394 City Ririe

State _____ ID _____ Zip 83443 Email _____

- ☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.
- ☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.
- ☐ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) are required for water right ownership changes; see Item 9 for the [fee schedule](#).

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:

- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

- ☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. LIST WATER RIGHT NUMBER(S) 1-10504

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

4. **TOTAL AMOUNT OF WATER** transferred is 2.00 cubic feet per second and/or acre-feet per annum.
(diversion rate) (storage volume)

5. **POINT OF DIVERSION** – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

- ☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at idwr.idaho.gov, *Water Rights, Water Right Transfers, Modeling Resources*.

[illegible]

6. GENERAL INFORMATION

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

Water is diverted from from Snake River through an open canal and is regulated by Water District 1.

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

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

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

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right(s), or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe:

- d. Is any portion of the water right(s) proposed to be changed currently leased to the Water Supply Bank? ☐ Yes ☒ No

- ☐ If yes and there are multiple owners, attach a Lessor Designation form.
☐ If yes, the individual owner or designated lessor must complete, sign and attach an IRS Form W-9.
(Disregard if these items are on file and ownership has not changed.)

7. **MAP** – ☒ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and ¼ ¼ of section information. You may create a map at idwr.idaho.gov, *Water Rights*, *Water Right Transfers*, *File a Transfer Application*, *Step 2C*.

8. **SIGNATURE** – The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

Ron Lovell
Signature of applicant or authorized agent

Ron Lovell UP of Farmers Friend 3/15/24
Print name and title if applicable Date

Signature of applicant or authorized agent

Print name and title if applicable

Date

9. **FEE** – ☐ The application filing fee provided in Idaho Code § 42-221.O, must be submitted with the application for transfer. Applications for changes pursuant to Idaho Code § 42-221.O.8. require a filing fee of \$50 per water right. All other application fees are based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The Fee Schedule is available at www.idwr.idaho.gov, *Water Right Transfers*, *Step 4* and in the Application for Transfer Instructions.

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments. Received by _____ Date _____

Fee paid \$580.00 Date 3/15/24 Received by CLH Receipt # E049876

Preliminary review by _____ Date _____ Active in the Water Supply Bank? Yes ☐ No ☐

W-9 received? Yes ☐ No ☐ Name on W-9 _____ W-9 forwarded to fiscal? Yes ☐ No ☐

(Do NOT scan the W-9 – confidential information is held by fiscal only)

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

2/8/2024

Water Right 1-10504

Owner Type

Current Owner

Name and Address

FARMERS FRIEND IRRIGATION CO LTD
PO BOX 394
RIRIE, ID 83443-0394
(208) 520-4113

Priority Date: 1/18/1888

Basis: Decreed

Status: Active

Source

SNAKE RIVER

Tributary

COLUMBIA RIVER

Beneficial Use

IRRIGATION

From

04/01

To

10/31

Diversion Rate

16.900 CFS

Volume

Total Diversion

16.900 CFS

Source and Point(s) of Diversion:

SNAKE RIVER

SESW

Sec. 5, Twp 03N, Rge 41E, BONNEVILLE County

SNAKE RIVER

L7(SWSW)

Sec. 31, Twp 04N, Rge 41E, JEFFERSON County

Place Of Use:

IRRIGATION within BONNEVILLE, JEFFERSON Counties

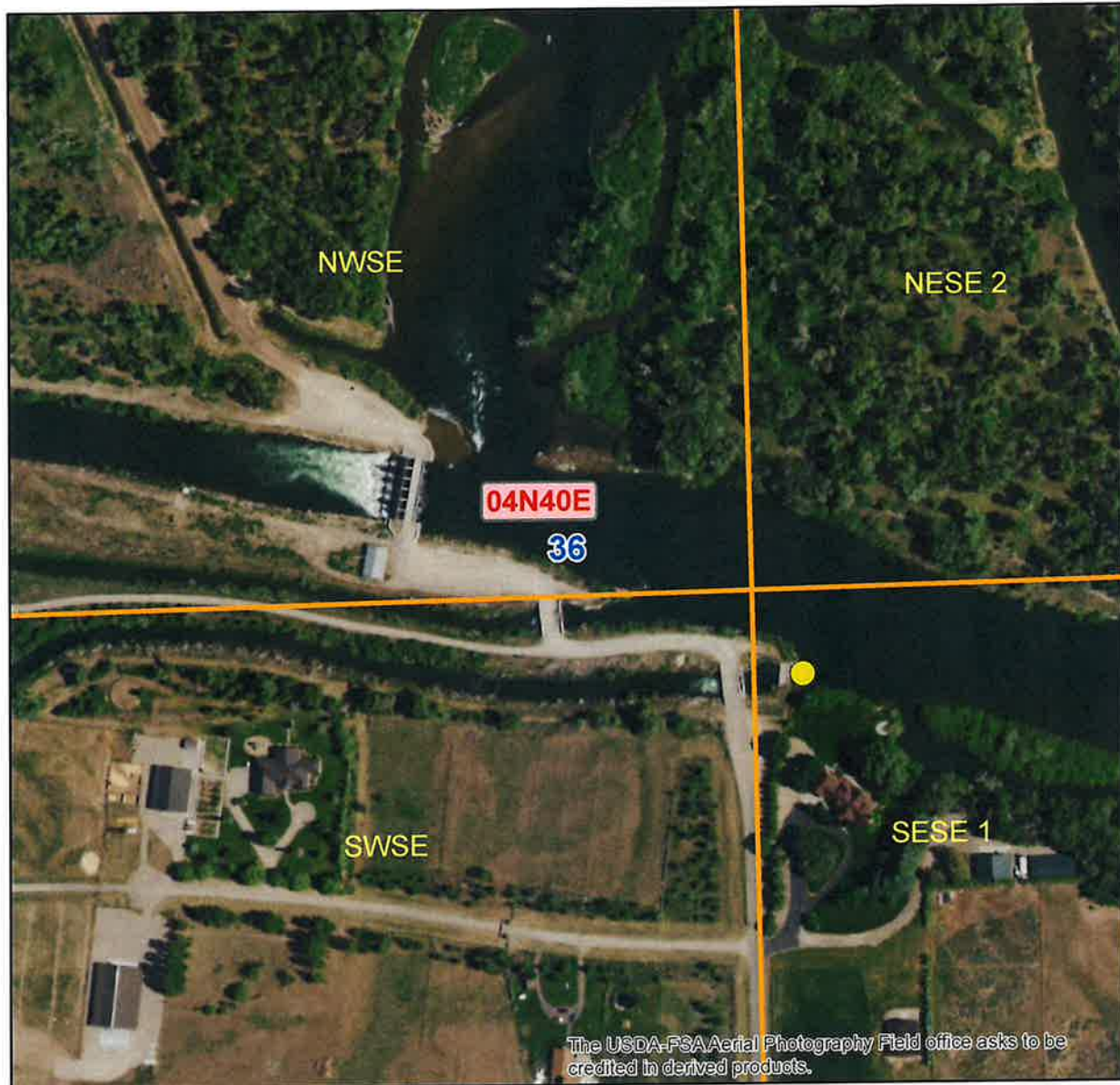
Large POU not displayed

Total Acres = 10,243.0

Conditions of Approval:

- | | | |
|----|-----|---|
| 1. | C18 | This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code. |
| 2. | 135 | The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary. |
| 3. | C03 | Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code. |
| 4. | 129 | Place of use is within the area served by Farmers Friend Irrigation Company. |
| 5. | F01 | Water is delivered through Anderson Canal and Eagle Rock Canal. |
| 6. | P21 | This right is a split from former right 1-61. |

**Application for Transfer
Farmers Friend Irrigation Co.
Water Right 1-10504**



2021 Aerial Imagery

-  Water Right POD
-  Township/Range
-  Sections
-  QQ

0 200 400 800 Feet



PROGRESSIVE IRRIGATION DISTRICT

Board Meeting Minutes

02/06/2024

The meeting was opened at 8:55 am.

Those present were: Lance Schuster, Murland Spaulding, Ryan Steele, Ray Switter, Cooper Fritz, Horore Storms and Ann Cook

The minutes from the 01/02/2024 Board Meeting were approved with a motion made by Murland Spaulding. Ryan Steele seconded the motion.

The financial report was approved as presented with a motion made by Lance Schuster. Ryan Steele seconded the motion. The voting was unanimous.

Cooper Fritz attended the meeting to celebrate the outcome of the meeting with IDWR on 02/05/2024. The IDWR granted the funds to Progressive Irrigation District for the Southfork Recharge Project with a portion of the resolution stating the funds would not be dispersed until an agreement was made between Progressive Irrigation District and Enterprise Canal Company on how the water distribution system would work to get recharge water to the newly constructed pit on 55th E. Progressive Irrigation District has stated that the Sand Creek Canal is a canal used in the Progressive Irrigation District delivery system to deliver water to its patrons. Enterprise feels that they should have full rights to carry the recharge water to their recharge pit on 55th E through the Sand Creek Canal without restitution. A resolution is being constructed with Rob Harris, attorney for Progressive Irrigation District, to see if the two can come to an agreement.

Ron Lovell and son Alan Lovell attended the meeting to see if the Progressive Irrigation Water rights assessed to Ron Lovell could be moved from the Anderson Canal to the Farmers Friend Canal to accommodate the placement of his pump. The board of directors felt that this was something that *Water District One* would have to calculate but they had no problem moving it. Lance Schuster made a motion to approve an application with Water District One to move 2 CFS from the Anderson Canal to the Farmers Friend Canal to account for the Lovell's change of delivery. This would reduce the amount Farmers Friend adds to Progressive Irrigation's Anderson Canal which is already in place. The motion was seconded by Murland Spaulding. The voting was unanimous.

Clark Hamilton attended the meeting to discuss water on his property that had "stacked" water rights. He wanted to see if the board felt the water would be available to a new purchase. The board invited him to attend next months meeting with more information on Palisades water shares.



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

March 27, 2024

FARMERS FRIEND IRRIGATION CO LTD
PO BOX 394
RIRIE, ID 83443-0394

RE: Transfer No. 88852
Water Right No(s). 1-10504

Dear Applicant:

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 POST REGISTER, JEFFERSON STAR on 4/3/2024 and 4/10/2024. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

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,

Christina Henman
Administrative Assistant

Henman, Christina

From: Henman, Christina
Sent: Wednesday, March 27, 2024 12:11 PM
To: legalnotices@jeffersonstarnews.com
Subject: Legal Notice for Jefferson Star
Attachments: 88852 Jefferson Star.docx

LEGAL NOTICE DEPARTMENT
JEFFERSON STAR
PO BOX 37
RIGBY, ID 83442

RE: Transfer No. 88852
Water Right No(s). 1-10504

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 4/22/2024. 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. 88852**

FARMERS FRIEND IRRIGATION CO LTD, PO BOX 394, RIRIE, ID 83443-0394 has filed Application No. 88852 for changes to the following water rights within BONNEVILLE, JEFFERSON County(s): Right No(s). 1-10504; 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. Proposed point of diversion is in Lot 1 (NWSESE) Sec 36 T04N R40E for 2.00 cfs from Snake River.

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 4/22/2024. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director

Published on 4/3/2024 and 4/10/2024

Henman, Christina

From: Henman, Christina
Sent: Wednesday, March 27, 2024 12:11 PM
To: legalnotices@postregister.com
Subject: Legal Notice for Post Register
Attachments: 88852, 88856 Post Register.docx

LEGAL NOTICE DEPARTMENT
POST REGISTER
PO BOX 1800
IDAHO FALLS, ID 83403-1800

RE: Transfer No. 88852, 88856
Water Right No(s). 1-10504, 32-10007, 32-13268, 32-13351, 32-13352, 32-13353

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 4/22/2024. 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. 88852

FARMERS FRIEND IRRIGATION CO LTD, PO BOX 394, RIRIE, ID 83443-0394 has filed Application No. 88852 for changes to the following water rights within BONNEVILLE, JEFFERSON County(s): Right No(s). 1-10504; 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. Proposed point of diversion is in Lot 1 (NWSESE) Sec 36 T04N R40E for 2.00 cfs from Snake River.

TRANSFER NO. 88856

ANGIELEN LLC, 84 ROLAND RD, DUBOIS, ID 83423-5005 has filed Application No. 88856 for changes to the following water rights within CLARK County(s): Right No(s). 32-10007, 32-13268, 32-13351, 32-13352, 32-13353; 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, add point of diversion, change place of use, change the nature of use, and change the season of use. The points of diversion are in SESE, SWSE, Section 29, T10N, R34E for 0.45 cfs from ground water. The place of use is in Section 29 and 32, T10N, R34E for stockwater. The season of use is 01/01-12/31.

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 4/22/2024. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director

Published on 4/3/2024 and 4/10/2024