

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No.

87660
RECEIVED

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

SEP 28 2023

DEPT OF WATER RESOURCES
SOUTHERN REGION

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

Name of Applicant(s) ECCLES WINDOW ROCK RANCH LLC

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 #1-10.

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

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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DEPT OF WATER RESOURCES
SOUTHERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) ECCLES WINDOW ROCK RANCH LLC Phone 8012465329
Mailing address PO BOX 3028 SALT LAKE CITY, UT 84110 **See below 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**.

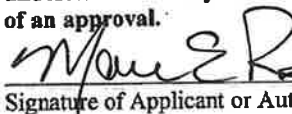
Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative Greg Sullivan - Brockway Engineering Phone 208-736-8543
Mailing address 2016 North Washington St Ste 4 Twin Falls, Idaho 83301 Email greg.sullivan@brockwayeng.com

- ☐ Send all correspondence for this application to the representative and not to the applicant.
OR
☒ Send original correspondence to the applicant and copies to the representative.
- ☒ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

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


Signature of Applicant or Authorized Representative

P.O.A. FOR E. HOLE ECCLES
MANAGING MEMBER
Print Name and Title if applicable

9-25-23
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

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 _____
- 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.
This transfer will move a 28.0 acres of 37-7745C, 37-20936, 37-20938 and 37-20940 to an existing POD and a new POU will be created. The 0.25 cfs or 12.5 acres under 37-20944 will remain unchanged. The remaining portions of 37-7745C, 37-20936, 37-20938 and 37-20940 and 37-20944 will be limited to 12.5 acres.

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 ☐ ☒	37-7745C	0.56/64.3	Irrigation	4/01 to 11/01	Ground Water
☐ ☒	37-20936	0.41/	Irrigation	4/15 to 10/31	Big Wood River
☐ ☒	37-20938	0.44/	Irrigation	4/15 to 10/31	Big Wood River
☐ ☒	37-20940	0.76/	Irrigation	4/15 to 10/31	Big Wood River
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 3.14 cfs and/or 98.2 acre-feet.

2. Total amount of water proposed to be transferred or changed 2.17 cubic feet per second and/or 64.3 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 #
	See Exhibit A									

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		
02N	18E	23																		
02N	18E	26			19.1					8.9									28.0	
87660																			Total Acres (for irrigation use)	28.0

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DEPT OF WATER RESOURCES
SOUTHERN REGION

Exhibit A
Points of Diversion

1/4	1/4	1/4	Section	Twp	Rge	County	Source	Local Name
SE	SW	NE	16	2N	18E	Blaine	Wood River	
SE	NE	SE	22	2N	18E	Blaine	Wood River	
	SW	SE	15	2N	18E	Blaine	Ground Water	
	NE	SW	23	2N	18E	Blaine	Ground Water	
	NW	SW	23	2N	18E	Blaine	Ground Water	
	SW	SE	23	2N	18E	Blaine	Ground Water	

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DEPT OF WATER RESOURCES
SOUTHERN REGION

Exhibit A
Points of Diversion

1/4	1/4	1/4	Section	Twp	Rge	County	Source	Local Name
	SW	NW	20	3N	18E	Blaine	Wood River	
SE	SW	NE	16	2N	18E	Blaine	Wood River	
SE	NE	SE	22	2N	18E	Blaine	Wood River	
	SW	SE	15	2N	18E	Blaine	Ground Water	
	NE	SW	23	2N	18E	Blaine	Ground Water	
	NW	SW	23	2N	18E	Blaine	Ground Water	
	SW	SE	23	2N	18E	Blaine	Ground Water	

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Exhibit A
Points of Diversion

1/4	1/4	1/4	Section	Twp	Rge	County	Source	Local Name
NW	SW	NW	20	3N	18E	Blaine	Wood River	
SE	SW	NE	16	2N	18E	Blaine	Wood River	
NW	NE	SE	22	2N	18E	Blaine	Wood River	
	SW	SE	15	2N	18E	Blaine	Ground Water	
	NE	SW	23	2N	18E	Blaine	Ground Water	
	NW	SW	23	2N	18E	Blaine	Ground Water	
	SW	SE	23	2N	18E	Blaine	Ground Water	

SUPERSEDED

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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:

Existing PODs, mainlines and delivery system.

- b. Who owns the property at the point(s) of diversion? ECCLES FLYING HAT RANCH LLC

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

- 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: N/A

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

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

If yes, ☐ complete Attachment WSB.

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

There will be no change on the land that is currently irrigated due to this transfer.

- 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:

37-481D, 37-482J, 37-483D, 37-577BP, 37-917, 37-11975, 37-11976, 37-11977, 37-11978, 37-2713 and 37-7356.

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

Yes No

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

If yes, describe:

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DEPT OF WATER RESOURCES
SOUTHERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT PART 2

A. DESCRIPTION OF RIGHT(S) AS RECORDED

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

Insert Part 2A reports into the application following Part 1.

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

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

Right Number: 37-7745C

- [illegible]

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per $\frac{1}{4}$ $\frac{1}{4}$ tract.)

[illegible]

Amended

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

Current Water Right No.: 37-7745C

Current Owner: ECCLES WINDOW ROCK RANCH LLC
Priority Date: 10/25/1978
Origin: Water Right
Status: Active
Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 11/01	0.81 CFS	142 AF
	<u>Total Diversion</u>	0.81 CFS	142 AF

Location of Point(s) of Diversion

GROUND WATER

L1(SE1/4NE1/4NE1/4)

Sec. 2, Twp 01N, Rge 18E B.M.

BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T01N R18E S2	Lot 1	NENE	17.00	T01N R18E S2	Lot 2	NWNE	9.50
T01N R18E S2		SENE	14.00				

Total Acres: 40.5

Conditions of Approval:

1. 067 The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
2. 01M 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.
3. 104 If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
4. 065 The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right.
5. X35 Rights 37-1227A, 37-2468A, 37-7745C, 37-20936, 37-20938, 37-20940, and 37-20944 when combined shall not exceed the irrigation of 40.5 acres.
6. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. T19 Pursuant to Section 42-1412(6), Idaho Code, 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
8. 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.
9. 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.

Decreed Date: 3/2/2012

87660

Amended

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

Current Water Right No.: 37-20936

Current Owner: ECCLES WINDOW ROCK RANCH LLC
Priority Date: 6/1/1885
Origin: Water Right
Status: Active
Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Diversion Rate

0.6 CFS

Annual Volume

Total Diversion

0.6 CFS

Location of Point(s) of Diversion

BIG WOOD RIVER

L1(SW1/4NE1/4NE1/4)

Sec. 2, Twp 01N, Rge 18E B.M.

BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T01N R18E S2	Lot 1	NENE	17.00	T01N R18E S2	Lot 2	NWNE	9.50
T01N R18E S2		SENE	14.00				

Total Acres: 40.5

87660

Amended

Page _____ of _____

Conditions of Approval:

1. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. X35 Rights 37-1227A, 37-2468A, 37-7745C, 37-20936, 37-20938, 37-20940, and 37-20944 when combined shall not exceed the irrigation of 40.5 acres.
3. T19 Pursuant to Section 42-1412(6), Idaho Code, 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
4. 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.
5. 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).
6. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
7. 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.
8. The point of diversion is located in Lot 3 of the Forest Williams Subdivision, and is known as the #42-P2 pump.
9. Source is known locally as the Broadford Slough.

Decreed Date: 3/2/2012

87660

Amended

Page _____ of _____

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 2B

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

- ☒ Complete and attach one copy of **Part 2B** for each right for which only a portion is proposed to be changed.

Right Number: 37-20936

- [illegible]

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per $\frac{1}{4}$ $\frac{1}{4}$ tract.)

[illegible]

Total Acres (for irrigation use)	28.0
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87660

Amended

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

Current Water Right No.: 37-20938

Current Owner: ECCLES WINDOW ROCK RANCH LLC
 Priority Date: 6/1/1886
 Origin: Water Right
 Status: Active
 Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Diversion Rate

0.63 CFS

Annual Volume

Total Diversion

0.63 CFS

Location of Point(s) of Diversion

BIG WOOD RIVER

BLAINE County

L1(SW1/4NE1/4NE1/4)

Sec. 2, Twp 01N, Rge 18E B.M.

Place of Use

IRRIGATION Within BLAINE County

T01N R18E S2	Lot 1	NENE	17.00	T01N R18E S2	Lot 2	NWNE	9.50
T01N R18E S2		SENE	14.00				

Total Acres: 40.5

87660

Amended

Conditions of Approval:

1. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
2. Source is known locally as the Broadford Slough.
3. 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.
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. X35 Rights 37-1227A, 37-2468A, 37-7745C, 37-20936, 37-20938, 37-20940, and 37-20944 when combined shall not exceed the irrigation of 40.5 acres.
6. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. The point of diversion is located in Lot 3 of the Forest Williams Subdivision, and is known as the #42-P2 pump.
8. 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.
9. T19 Pursuant to Section 42-1412(6), Idaho Code, 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Decreed Date: 3/2/2012

NOV 28 2023

DEPT OF WATER RESOURCES
SOUTHERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2B**

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

- ☒ Complete and attach one copy of **Part 2B** for each right for which only a portion is proposed to be changed.

Right Number: 37-20938

[illegible]

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per $\frac{1}{4}$ $\frac{1}{4}$ tract.)

[illegible]

Total Acres (for irrigation use)	28.0
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Amended

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

Current Water Right No.: 37-20940

Current Owner: ECCLES WINDOW ROCK RANCH LLC
Priority Date: 8/15/1902
Origin: Water Right
Status: Active
Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Diversion Rate

1.1 CFS

Annual Volume

Total Diversion

1.1 CFS

Location of Point(s) of Diversion

BIG WOOD RIVER

L1(SW1/4NE1/4NE1/4)

Sec. 2, Twp 01N, Rge 18E B.M.

BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T01N R18E S2	Lot 1	NENE	17.00	T01N R18E S2	Lot 2	NWNE	9.50
T01N R18E S2		SENE	14.00				

Total Acres: 40.5

87660
Amended

Conditions of Approval:

1. The point of diversion is located in Lot 3 of the Forest Williams Subdivision, and is known as the #42-P2 pump.
2. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
4. 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.
5. 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.
6. 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).
7. X35 Rights 37-1227A, 37-2468A, 37-7745C, 37-20936, 37-20938, 37-20940, and 37-20944 when combined shall not exceed the irrigation of 40.5 acres.
8. T19 Pursuant to Section 42-1412(6), Idaho Code, 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
9. Source is known locally as the Broadford Slough.

Decreed Date: 3/2/2012

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 2B

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

- ☒ Complete and attach one copy of **Part 2B** for each right for which only a portion is proposed to be changed.

Right Number: 37-20940

- [illegible]

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per $\frac{1}{4}$ $\frac{1}{4}$ tract.)

[illegible]

Total Acres (for irrigation use)	28.0
----------------------------------	------

87660

Amended

~~Amended~~

LIMITED POWER OF ATTORNEY

KNOWN ALL MEN BY THESE PRESENT:

I, Eccles Flying Hat Ranch, LLC, hereby nominate and appoint
Marc Reinemann as my attorney-in-fact with full authority to
act for and on my behalf to undertake any and all acts or matters pertaining to water right
transfers before the Idaho Department of Water Resources for the following water right
transactions:

All water rights relating to Eccles Flying Hat Ranch, LLC

in Blaine County, Idaho. Additionally, I hereby ratify and confirm any
and all such acts on matters as contemplated herein.

My agent is hereby authorized to sign, seal and deliver, as my act in deed, those said
instruments of writing that may be necessary or proper to carry into execution and effect the
applications, and transfers above-mentioned. Further, I hereby declare that each and every
application, transfer, agreement, receipt, or payment which shall be by my said agent given,
made or done for the aforesaid purposes shall be as good, valid, and effectual as if they had
been signed, sealed, and delivered by me in my own proper person; and I hereby undertake at
all times to ratify whatsoever my said agent shall lawfully do or cause to be done in or
concerning the said premises by virtue of these present. This Limited Power of Attorney will
become void upon approval, denial or withdrawal of the above referenced applications.

Dated this 5th day of October 2022.

C Hope Eccles

Signature

Signature

State of Utah)
County of Salt Lake) ss.

On this 5th Day of October, 2022, before me, a Notary
Public in and for said County and State, personally appeared _____
known or identified to me to be the individual whose name and subscription to the within
instrument, and acknowledged to me that he executed the same.

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

S
E
A
L



Ellen Hammond
Notary Public
In and for said State and County

May 21, 2024

My Commission Expires

Amended

LIMITED POWER OF ATTORNEY

KNOWN ALL MEN BY THESE PRESENTS:

Eccles Window Rock Ranch LLC, hereby nominates and appoints **Marc Reinemann** as my attorney-in-fact with full authority to act for and on my behalf to undertake any and all acts or matters pertaining to water right(s) **all water rights relating to Window Rock Ranch LLC in Blaine County, Idaho**. Additionally, I hereby ratify and confirm any and all such acts on matters as contemplated herein.

My agent is hereby authorized to sign, seal and deliver, as my act in deed, those said instruments of writing that may be necessary or proper to carry into execution and effect the applications and transfers above-mentioned. Further, I hereby declare that each and every application, transfer, agreement, receipt, or payment which shall be by my said agent given, made or done for the aforesaid purposes shall be as good, valid, and effectual as if they had been signed, sealed, and delivered by me in my own proper person; and I hereby undertake at all times to ratify whatsoever my said agent shall lawfully do or cause to be done in or concerning the said premises by virtue of these presents.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal

Dated this 20 day of May 2020.

C. Hope Eccles

Signature

State of Utah)
) ss.
County of Salt Lake)

On the 20th day of May, 2020, before me, a Notary Public in and for said County and State, personally appeared C. Hope Eccles, known or identified to me to be the individual whose name and subscribed to the within instrument, and acknowledged to me that he executed the same.

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

S
E
A
L



Melinda Jo Vail

Notary Public

In and for said State and County

May 24, 2020
My Commission Expires

Amended

CONSENT AGREEMENT

To Whom It May Concern,

Eccles Flying Hat Ranch LLC, Eccles Window Rock Ranch LLC, Rosebud LLC, M & M Powersports Idaho, LLC and Friedman Memorial Airport Authority are in the process of updating ownership of water rights 37-481D, 37-482J, 37-483D, 37-577BP (irrigation only) 37-577BP (mitigation only), 37-917, 37-2713, 37-7356, 37-11975, 37-11976, 37-11977 and 37-11978. Portions of these water rights have been purchased and some portions have been retained by the original water right owner. The portions of water rights being purchases have been specifically identified and described in legal deeds. The deeds have been signed, notarized and have been submitted to the Idaho Department of Water Resources.

Water right transfers will be required to move water rights off of property in which the water rights are currently located and onto property owned by Eccles Flying Hat Ranch LLC, Eccles Window Rock Ranch LLC, Rosebud LLC, M & M Powersports Idaho, LLC and Friedman Memorial Airport Authority. This consent agreement gives permission for the legal water right owner to have water rights located on property owned by consenting entity. Thus, providing the ability for the legal water right owner to transfer their water rights to a permanent location.

This consent agreement does not alter or convey any legal ownership of water rights or property. This consent agreement will expire on 12/31/2025, which should be a sufficient amount of time for water right transfers to be prepared, submitted to the Idaho Department of Water Resources and approved.

Eccles Window Rock Ranch LLC

Name:

Marc E. Reinemann

P.O.A. FOR C. HOPE ECCLES

MANAGING MEMBER

Date:

MARC E. REINEMANN
DECEMBER 5, 2022

Eccles Flying Hat Ranch LLC

Name:

Marc E. Reinemann

P.O.A. FOR C. HOPE ECCLES

MANAGING MEMBER

Date:

MARC E. REINEMANN
DECEMBER 5, 2022

Rosebud LLC

Name:



MANAGER

Date:

1/4/22

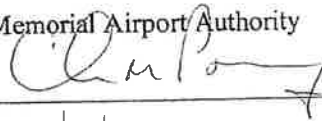
M & M Powersports Idaho, LLC

Name:

Date:

Friedman Memorial Airport Authority

Name:

 - AIRPORT DIRECTOR

Date:

12/6/2022

Rosebud LLC

Name: _____

Date: _____

M & M Powersports Idaho, LLC

Name: Claudia Hammer

Date: 12/8/22

Friedman Memorial Airport Authority

Name: _____

Date: _____



0 1,000 2,000 Feet

BROCKWAY ENGINEERING, PLLC
GWS - Date: 11/28/2023

ECCLES FLYING HAT RANCH

NAIP 2021 AERIAL

Legend

● Ground Water POD

● Wood River POD

37-7745C, 37-20936, 37-20938, 37-20940 TO

RECEIVED

NOV 28 2023

DEPT OF WATER RESOURCES
SOUTHERN REGION

87660

Amended



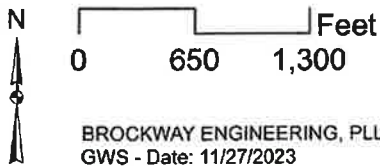
0 3,150 6,300 Feet

BROCKWAY ENGINEERING, PLLC
GWS - Date: 11/27/2023

RECEIVED
NOV 27 2023
DEPT OF WATER RESOURCES
SOUTHERN REGION
ECLES FLYING HAT RANCH
NAIP 2021 AERIAL

Legend

- Ground Water POD
- Wood River POD
- 37-7745C, 37-20936, 37-20938, 37-20940 TO



ECCLES FLYING HAT RANCH

Legend

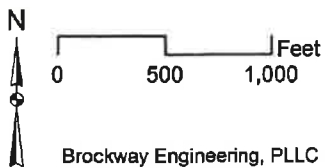
- Ground Water POD
- Wood River POD
- 37-7745C, 37-20936, 37-20938, 37-20940 TO

RECEIVED
NOV 27 2023

BROCKWAY ENGINEERING, PLLC
GWS - Date: 11/27/2023

DEPT OF WATER RESOURCES
SOUTHERN REGION

87660



Brockway Engineering, PLLC
GWS - Date: 11/28/2023

**ECCLES WINDOW ROCK RANCH
WATER RIGHT TRANSFER
NAIP 2021 AERIAL**

NOV 28 2023

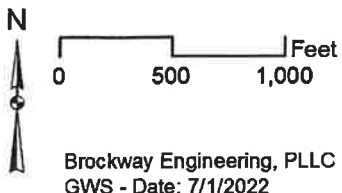
Legend

- GROUND WATER
- BIG WOOD RIVER
- LEES GULCH
- TOWNSEND GULCH
- 37-7745C, 37-20936, 37-20938, 37-20940

DEPT OF WATER RESOURCES
SOUTHERN REGION

87660

Amended



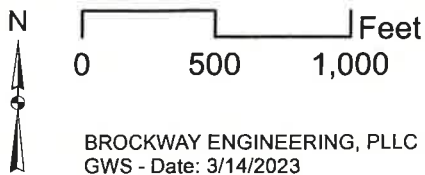
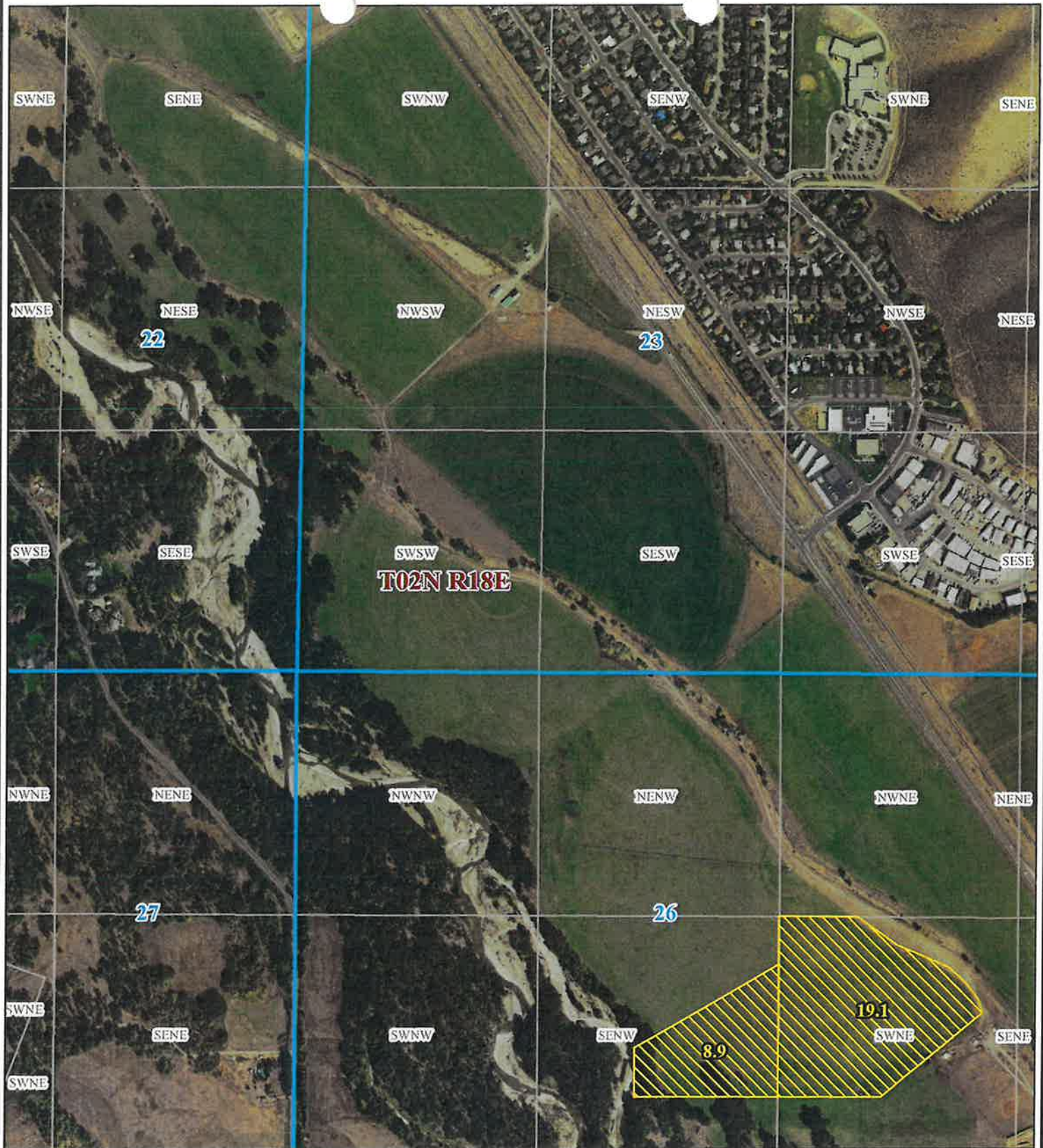
**ECCLES WINDOW ROCK RANCH
WATER RIGHT TRANSFER
NAIP 2021 AERIAL**

87660

Legend

- GROUND WATER
- BIG WOOD RIVER
- LEES GULCH
- TOWNSEND GULCH
- 37-7745C, 37-20936, 37-20938, 37-

Amended



ECCLES FLYING HAT RANCH

NAIP 2021 AERIAL
87660

Legend

 37-7745C, 37-20936, 37-20938, 37-20939

Amended

WMIS

Water Management Information System

Quick Search:

[For assistance, email WMIS info](#)[Login](#)

Search Method:

WMIS Number ▼

WMIS Number

1001229

Search

[Point Of Diversion](#) [PCC](#) [Flow Meter](#) [Time Clock](#) [Alternate](#) [Contacts](#) [Data Summary](#) [Other](#) [Logout](#)**Data Summary**

You are viewing 1001229; A0012830

Report Year	Alternate	FM	PCC	Time Clock
2023				
2022		11.12		
2021		127.24		
2020		43.21		
2019		0.06		
2018		45.83		
2017		0.06		
2016		47.45		
2015		55.36		
2014		137.87		
2013		80.86		

Amended

Eccles Window Rock Ranch LLC
 Historical Ground Water Volumes Pumped
 WMIS# 1001229
 Brockway Engineering

Year	AFA	Average AF Pumped of 5 Year Period
2017	0.06	64.3
2016	47.45	
2015	55.36	
2014	137.87	
2013	80.86	

28.0 Acres
 2.3 AF/Acre



0004695294

**STATE OF IDAHO***Office of the secretary of state, Lawrence Denney***ANNUAL REPORT**

Idaho Secretary of State
PO Box 83720
Boise, ID 83720-0080
(208) 334-2301
Filing Fee: \$0.00

For Office Use Only

-FILED-

File #: 0004695294

Date Filed: 4/12/2022 9:06:08 AM

B0700-5137 04/12/2022 9:06 AM Received by ID Secretary of State Lawrence Denney

Entity Name and Mailing Address:

Entity Name: ECCLES WINDOW ROCK RANCH LLC
Foreign Name (name in home jurisdiction): ECCLES WINDOW ROCK RANCH LLC
The file number of this entity on the records of the Idaho Secretary of State is: 0000060309
Address: C/O ELLEN HAMMOND
79 S MAIN ST
FL 2
SALT LAKE CITY, UT 84111-1929

Entity Details:

Entity Status: Active-Existing
This entity is organized under the laws of: UTAH
If applicable, the old file number of this entity on the records of the Idaho Secretary of State was: W15397

The registered agent on record is:

Registered Agent: JAMES B YOUNG
Registered Agent
Physical Address
877 W. MAIN STREET, SUITE 800
BOISE, ID 83702
Mailing Address

Limited Liability Company Managers and Members

Name	Title	Business Address
SPENCER F ECCLES	Manager	C/O ELLEN HAMMOND 79 S. MAIN STREET, 2ND FLOOR SALT LAKE CITY, UT 84111

The annual report must be signed by an authorized signer of the entity.

Job Title: Director of Finance

James D. England

Sign Here

04/12/2022

Date

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No.

87660
RECEIVED

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

MAR 16 2023
DEPT. OF WATER RESOURCES
SOUTHERN REGION

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

Name of Applicant(s) ECCLES WINDOW ROCK RANCH LLC

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 #1-10.

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 16 2023

DEPT OF WATER RESOURCES
SOUTHERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) ECCLES WINDOW ROCK RANCH LLC Phone 8012465329
Mailing address PO BOX 3028 SALT LAKE CITY, UT 84110 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 Greg Sullivan Phone 208-736-8543
Mailing address 2016 North Washington St Ste 4 Twin Falls, Idaho 83301 Email greg.sullivan@brockwayeng.com

- ☐ Send all correspondence for this application to the representative and not to the applicant.
OR
- ☒ Send original correspondence to the applicant and copies to the representative.
- ☒ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

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

Marc Reinmann
Signature of Applicant or Authorized Representative

C. HOPE ECCLES
MANAGING MEMBER BY 3-6-23
Date
HER P.O.A. MARC REINMANN

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

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 _____
- 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**.
This transfer will move a 28.0 acres of 37-7745C, 37-20936, 37-20938 and 37-20940 to an existing POD and a new POU will be created. The 0.25 cfs or 12.5 acres under 37-20944 will remain unchanged. Water rights 37-20944, 37-1227A & 37-2468A will be limited to 12.5 acres.

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 ☐ ☒	37-7745C	0.56/98.2	Irrigation	4/01 to 11/01	Ground Water
☐ ☒	37-20936	0.41/	Irrigation	4/15 to 10/31	Big Wood River
☐ ☒	37-20938	0.44/	Irrigation	4/15 to 10/31	Big Wood River
☐ ☒	37-20940	0.76/	Irrigation	4/15 to 10/31	Big Wood River
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 3.14 cfs and/or 98.2 acre-feet.

2. Total amount of water proposed to be transferred or changed 2.17 cubic feet per second and/or 98.2 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 #
See Exhibit A										

*Only 37-7745C in
app. add others,
split if necessary,
take out 7745C & put
back in and split.*

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	
02N	18E	23																	
02N	18E	26			19.1					8.9									28.0
Total Acres (for irrigation use)																			28.0

Exhibit A
Points of Diversion

1/4	1/4	1/4	Section	Twp	Rge	County	Source	Local Name
NW	SW	NW	20	3N	18E	Blaine	Wood River	
SE	SW	NE	16	2N	18E	Blaine	Wood River	
NW	NE	SE	22	2N	18E	Blaine	Wood River	
	SW	SE	15	2N	18E	Blaine	Ground Water	
	NE	SW	23	2N	18E	Blaine	Ground Water	
	NW	SW	23	2N	18E	Blaine	Ground Water	
	SW	SE	23	2N	18E	Blaine	Ground Water	

SUPERSEDED

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:
Existing PODs, mainlines and delivery system.
-
- b. Who owns the property at the point(s) of diversion? ECCLES FLYING HAT RANCH LLC
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
See attached agreement
-
- 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: N/A
-
- It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.
- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?
If yes, ☐ complete Attachment WSB.
- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
There will be no change on the land that is currently irrigated due to this transfer.
-
- 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:
37-481D, 37-482J, 37-483D, 37-577BP, 37-917, 37-11975, 37-11976, 37-11977, 37-11978, 37-2713 and 37-7356.
-
- 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:

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

Current Water Right No.: 37-7745C

Current Owner: ECCLES WINDOW ROCK RANCH LLC
Priority Date: 10/25/1978
Origin: Water Right
Status: Active
Basis: Decreed

Source

GROUND WATER

Tributary

Beneficial Use

IRRIGATION

From To

04/01 to 11/01

Diversion Rate

0.81 CFS

Annual Volume

142 AF

Total Diversion

0.81 CFS

142 AF

Location of Point(s) of Diversion

GROUND WATER

BLAINE County

L1(SE1/4NE1/4NE1/4)

Sec. 2, Twp 01N, Rge 18E B.M.

Place of Use

IRRIGATION Within BLAINE County

T01N R18E S2	Lot 1	NENE	17.00	T01N R18E S2	Lot 2	NWNE	9.50
T01N R18E S2		SENE	14.00				

Total Acres: 40.5

SUPERSEDED

Conditions of Approval:

1. 067 The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
2. 01M 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.
3. 104 If the surface water right(s) appurtenant to the place of use is abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
4. 065 The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right.
5. X35 Rights 37-1227A, 37-2468A, 37-7745C, 37-20936, 37-20938, 37-20940, and 37-20944 when combined shall not exceed the irrigation of 40.5 acres.
6. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. T19 Pursuant to Section 42-1412(6), Idaho Code, 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
8. 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.
9. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 aia per acre at the field headgate for irrigation of the place of use.

Decreed Date: 3/2/2012

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

Current Water Right No.: 37-20936

Current Owner: ECCLES WINDOW ROCK RANCH LLC
Priority Date: 6/1/1885
Origin: Water Right
Status: Active
Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Diversion Rate

0.6 CFS

Annual Volume

Total Diversion

0.6 CFS

Location of Point(s) of Diversion

BIG WOOD RIVER

BLAINE County

L1(SW1/4NE1/4NE1/4)

Sec. 2, Twp 01N, Rge 18E B.M.

Place of Use

IRRIGATION Within BLAINE County

T01N R18E S2	Lot 1	NENE	17.00	T01N R18E S2	Lot 2	NWNE	9.50
T01N R18E S2		SENE	14.00				

Total Acres: 40.5

SUPERSEDED

Conditions of Approval:

1. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. X35 Rights 37-1227A, 37-2468A, 37-7745C, 37-20936, 37-20938, 37-20940, and 37-20944 when combined shall not exceed the irrigation of 40.5 acres.
3. T19 Pursuant to Section 42-1412(6), Idaho Code, 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
4. 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.
5. 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).
6. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
7. 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.
8. The point of diversion is located in Lot 3 of the Forest Williams Subdivision, and is known as the #42-P2 pump.
9. Source is known locally as the Broadford Slough.

Decreed Date: 3/2/2012

SUPERSEDED

Total Acres (for irrigation use) 28.0

Page _____ of _____

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

Current Water Right No.: 37-20938

Current Owner: ECCLES WINDOW ROCK RANCH LLC

Priority Date: 6/1/1886

Origin: Water Right

Status: Active

Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Diversion Rate

0.63 CFS

Annual Volume

Total Diversion

0.63 CFS

Location of Point(s) of Diversion

BIG WOOD RIVER

BLAINE County

L1(SW1/4NE1/4NE1/4)

Sec. 2, Twp 01N, Rge 18E B.M.

Place of Use

IRRIGATION Within BLAINE County

T01N R18E S2	Lot 1	NENE	17.00	T01N R18E S2	Lot 2	NWNE	9.50
T01N R18E S2		SENE	14.00				

Total Acres: 40.5

Conditions of Approval:

1. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
2. Source is known locally as the Broadford Slough.
3. 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.
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. X35 Rights 37-1227A, 37-2468A, 37-7745C, 37-20936, 37-20938, 37-20940, and 37-20944 when combined shall not exceed the irrigation of 40.5 acres.
6. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. The point of diversion is located in Lot 3 of the Forest Williams Subdivision, and is known as the #42-P2 pump.
8. 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.
9. T19 Pursuant to Section 42-1412(6), Idaho Code, 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Decreed Date: 3/2/2012

SUPPLEMENTED

Total Acres (for irrigation use)	28.0
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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 37-20940

Current Owner: ECCLES WINDOW ROCK RANCH LLC

Priority Date: 8/15/1902

Origin: Water Right

Status: Active

Basis: Decreed

Source

BIG WOOD RIVER

Tributary

MALAD RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Total Diversion

Diversion Rate

1.1 CFS

1.1 CFS

Annual Volume

Location of Point(s) of Diversion

BIG WOOD RIVER

BLAINE County

L1(SW1/4NE1/4NE1/4)

Sec. 2, Twp 01N, Rge 18E B.M.

Place of Use

IRRIGATION Within BLAINE County

T01N R18E S2	Lot 1	NENE	17.00	T01N R18E S2	Lot 2	NWNE	9.50
T01N R18E S2		SENE	14.00				

Total Acres: 40.5

SUPERSEDED

Conditions of Approval:

1. The point of diversion is located in Lot 3 of the Forest Williams Subdivision, and is known as the #42-P2 pump.
2. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
4. 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.
5. 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.
6. 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).
7. X35 Rights 37-1227A, 37-2468A, 37-7745C, 37-20936, 37-20938, 37-20940, and 37-20944 when combined shall not exceed the irrigation of 40.5 acres.
8. T19 Pursuant to Section 42-1412(6), Idaho Code, 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
9. Source is known locally as the Broadford Slough.

Decreed Date: 3/2/2012

SUPERSEDED

Total Acres (for irrigation use)	28.0
----------------------------------	------

LIMITED POWER OF ATTORNEY

KNOWN ALL MEN BY THESE PRESENT:

I, Eccles Flying Hat Ranch, LLC, hereby nominate and appoint
Marc Reinemann as my attorney-in-fact with full authority to
act for and on my behalf to undertake any and all acts or matters pertaining to water right
transfers before the Idaho Department of Water Resources for the following water right
transactions:

All water rights relating to Eccles Flying Hat Ranch, LLC

in Blaine County, Idaho. Additionally, I hereby ratify and confirm any
and all such acts on matters as contemplated herein.

My agent is hereby authorized to sign, seal and deliver, as my act in deed, those said
instruments of writing that may be necessary or proper to carry into execution and effect the
applications, and transfers above-mentioned. Further, I hereby declare that each and every
application, transfer, agreement, receipt, or payment which shall be by my said agent given,
made or done for the aforesaid purposes shall be as good, valid, and effectual as if they had
been signed, sealed, and delivered by me in my own proper person; and I hereby undertake at
all times to ratify whatsoever my said agent shall lawfully do or cause to be done in or
concerning the said premises by virtue of these present. This Limited Power of Attorney will
become void upon approval, denial or withdrawal of the above referenced applications.

Dated this 5th day of October 2022.

SUPERSEDED

C Hope Eccles
Signature

Signature

State of Utah)
County of Salt Lake) ss.

On this 5th Day of October, 2022, before me, a Notary
Public in and for said County and State, personally appeared _____,
known or identified to me to be the individual whose name and subscription to the within
instrument, and acknowledged to me that he executed the same.

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

Ellen Hammond

S
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L



Notary Public
In and for said State and County

May 21, 2024
My Commission Expires

LIMITED POWER OF ATTORNEY

RECEIVED
MAR 16 2023
DEPT OF WATER RESOURCES
SOUTHERN REGION

KNOWN ALL MEN BY THESE PRESENTS:

Eccles Window Rock Ranch LLC, hereby nominates and appoints **Marc Reinemann** as my attorney-in-fact with full authority to act for and on my behalf to undertake any and all acts or matters pertaining to water right(s) **all water rights relating to Window Rock Ranch LLC in Blaine County, Idaho**. Additionally, I hereby ratify and confirm any and all such acts on matters as contemplated herein.

My agent is hereby authorized to sign, seal and deliver, as my act in deed, those said instruments of writing that may be necessary or proper to carry into execution and effect the applications and transfers above-mentioned. Further, I hereby declare that each and every application, transfer, agreement, receipt, or payment which shall be by my said agent given, made or done for the aforesaid purposes shall be as good, valid, and effectual as if they had been signed, sealed, and delivered by me in my own proper person; and I hereby undertake at all times to ratify whatsoever my said agent shall lawfully do or cause to be done in or concerning the said premises by virtue of these presents.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal

Dated this 20 day of May, 2020.

C. Hope Eccles

Signature

State of Utah)
County of Salt Lake) ss.

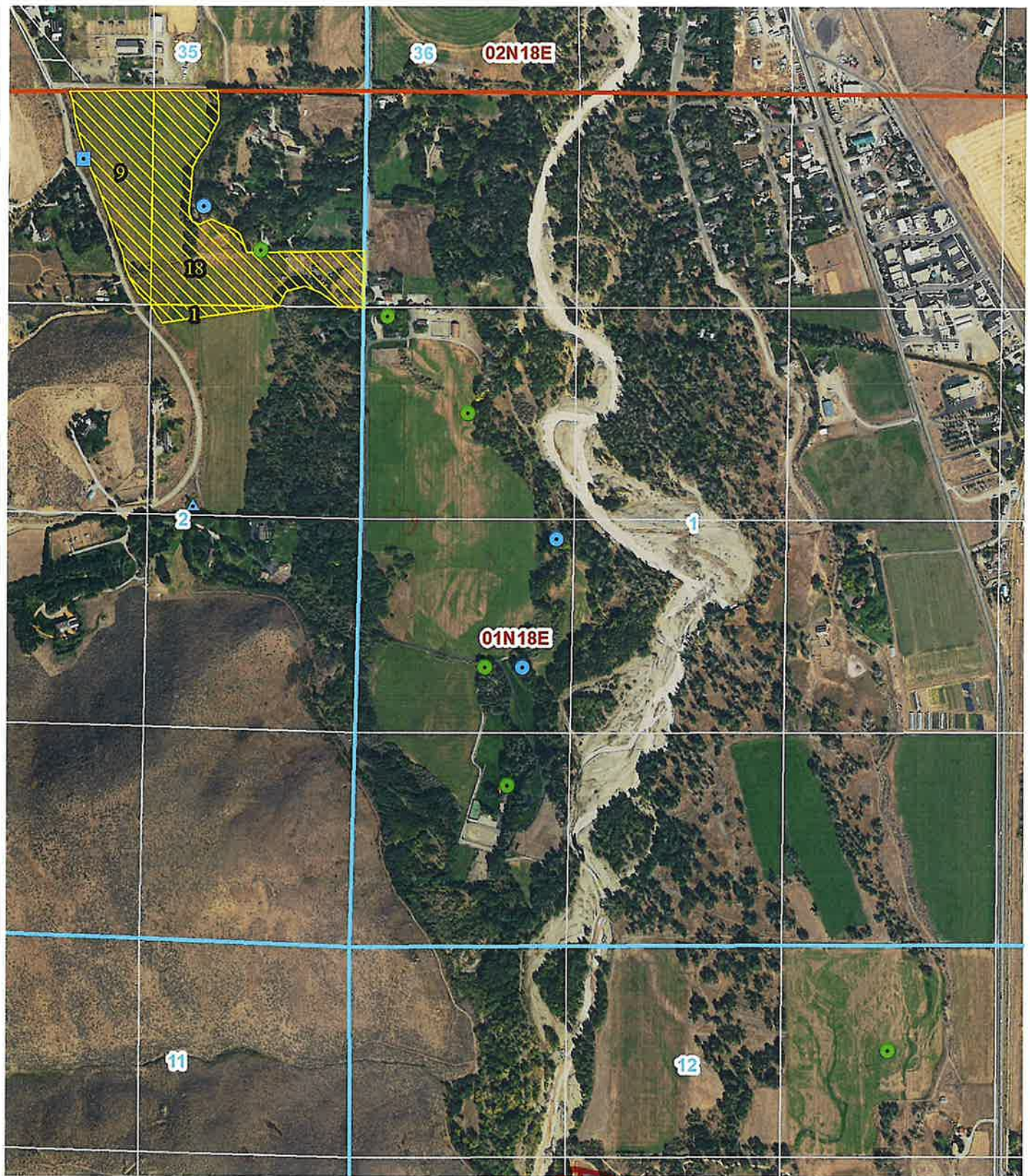
On the 20th day of May, 2020, before me, a Notary Public in and for said County and State, personally appeared C. Hope Eccles, known or identified to me to be the individual whose name and subscribed to the within instrument, and acknowledged to me that he executed the same.

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

S
E
A
L



Melinda Jo Vail
Notary Public
In and for said State and County
May 24, 2020
My Commission Expires



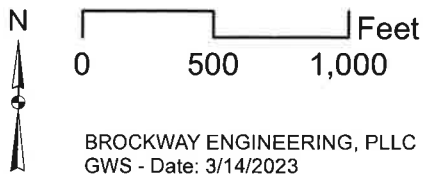
0 500 1,000 Feet

Brockway Engineering, PLLC
GWS - Date: 7/1/2022

SUPERSEDED
ECCLES WINDOW ROCK RANCH
WATER RIGHT TRANSFER
NAIP 2021 AERIAL

Legend

-  GROUND WATER
-  BIG WOOD RIVER
-  LEES GULCH
-  TOWNSEND GULCH
-  37-7745C, 37-20936, 37-20938, 37



ECCLES FLYING HAT RANCH
NAIP 2021 AERIAL

Legend

 37-7745C, 37-20936, 37-20938, 37-20939



0004695294

**STATE OF IDAHO***Office of the secretary of state, Lawrence Denney***ANNUAL REPORT**

Idaho Secretary of State

PO Box 83720

Boise, ID 83720-0080

(208) 334-2301

Filing Fee: \$0.00

*For Office Use Only***-FILED-**

File #: 0004695294

Date Filed: 4/12/2022 9:06:08 AM

Entity Name and Mailing Address:

Entity Name:

ECCLES WINDOW ROCK RANCH LLC

Foreign Name (name in home jurisdiction):

ECCLES WINDOW ROCK RANCH LLC

The file number of this entity on the records of the Idaho
Secretary of State is:

0000060309

Address

C/O ELLEN HAMMOND

79 S MAIN ST

FL 2

SALT LAKE CITY, UT 84111-1929

Entity Details:

Entity Status

Active-Existing

This entity is organized under the laws of:

UTAH

If applicable, the old file number of this entity on the records of
the Idaho Secretary of State was:

W15397

The registered agent on record is:

Registered Agent

JAMES B YOUNG

Registered Agent

Physical Address

877 W. MAIN STREET, SUITE 800

BOISE, ID 83702

Mailing Address

Limited Liability Company Managers and Members

Name	Title	Business Address
SPENCER F ECCLES	Manager	C/O ELLEN HAMMOND 79 S. MAIN STREET, 2ND FLOOR SALT LAKE CITY, UT 84111

The annual report must be signed by an authorized signer of the entity.

Job Title: Director of Finance

James D. England

Sign Here

04/12/2022

Date

B0700-5137 04/12/2022 9:06 AM Received by ID Secretary of State Lawrence Denney

IN THE DISTRICT COURT FOR THE FIFTH JUDICIAL DISTRICT FOR THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BLAINE

IN RE: PATRICIA MAUREEN KIRCHGATTER,
Petitioner

**CASE NO. CV07-23-703
NOTICE OF HEARING
ON NAME CHANGE
(Adult)**

A Petition to change the name of Patricia Maureen Kirchgatter, now residing in the City of Pocatello, State of Idaho, has been filed in the District Court in Blaine County, Idaho.

The name of Petitioner will change to Patricia Maureen Lovelace. The reason for the change in name is to be consistent with the Petitioner's existing driver's license and United States Passport and to share the same surname as her children.

A hearing on the petition is scheduled for 9:00 o'clock a.m. on January 18, 2024 at the Blaine County Courthouse. Objections may be filed by any person who can show the court a good reason against the name change.

Date: December 4, 2023

CLERK OF THE DISTRICT COURT

By: /s/ Cawlee Compton
Deputy Clerk

**PUBLISH
IDAHO MOUNTAIN EXPRESS
DECEMBER 13, 20, 27
& JANUARY 3, 2023**

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Sun Valley City Council will hold a public hearing on Thursday, January 4th, 2023, at 4:00 PM in City Hall Council Chambers, 81 Elkhorn Road, Sun Valley, ID to hear comments from the public concerning the following item:

1. **ZMA 2021-01 AND ORD 566:** A Zoning Map Amendment (rezone) application with development agreement, and accompanying rezoning ordinance, to rezone eight (8) parcels totaling approximately 38.9 acres in size from OR-1 (Open Recreation) and RA (Rural Estate) to the Open Space (OS), Recreation (REC), Public-Institution (PI), and Multiple-Family Residential (RM-1) zoning designations, consistent with the Future Land Use designations of the 2015 City of Sun Valley Comprehensive Plan. The following site areas are proposed: +/- 6.73 acres of RM-1 zoning, +/- 9.11 acres of REC zoning, +/- 6.46 acres of PI zoning, and +/- 61.62 acres of OS zoning. Applicant: Community School, Inc. Location: 1 Arrowleaf Rd. (Sagehill Campus Sub, Block 1 & 2), and Arrowleaf Subdivision, Parcel DD and lots 1-5 (200, 201, 203, 205 and 207 Arrowleaf Rd). The application was initiated in 2021; public hearings were held 01-27-2022 and 02-09 and 11-16-2023 with the P&Z Commission.

2. **ORD No. 569:** City-initiated amendments to Title 9 of the Sun Valley Municipal Code to amend existing subdivision standards contained in Ch. 4, Subdivision Regulations. Changes from the 12-7-23 hearing consist of language to hold the city harmless in the event a building permit is issued for a foundation prior to installation of all required infrastructure, requiring a surety agreement to cover site restoration and foundation removal if a foundation is constructed but the building is not completed, requiring a notarized statement from the property owner allowing the city to engage in foundation removal and site restoration when warranted, and prohibiting conveyance of condo and townhouse units prior to issuance of Certificate of Occupancy.

Direct comments/questions to the City

of Sun Valley Community Development Dept., at PO Box 416, Sun Valley, ID 83353, or cdcounter@sunvalleyidaho.gov. Please check the city website for the meeting agenda and application materials.

**PUBLISH
IDAHO MOUNTAIN EXPRESS
DECEMBER 20, 27
& JANUARY 3, 2023**

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BLAINE
MAGISTRATE DIVISION**

IN THE MATTER OF THE ESTATE OF A.W. MOLYNEUX aka ALMA WILLIAM MOLYNEUX aka ALMA W. MOLYNEUX aka BILL MOLYNEUX Deceased,

**Case No. CV07-23-00705
NOTICE TO CREDITORS**

Idaho Code Section 15-3-801

NOTICE IS HEREBY GIVEN that JOHN I. MOLYNEUX and JUSTIN MOLYNEUX have been appointed co-personal representatives of the above-named decedent. All persons having claims against the decedent or the estate are required to present their claims within four (4) months after the date of the first publication of this Notice or said claims will be forever barred.

Claims must be presented to the undersigned at the address indicated and filed with the Clerk of the Court.

STEPHAN, KVANVIG, STONE & TRAINOR

By: Russell G. Kvanvig
Attorneys for Personal Representative
P. O. Box 83
Twin Falls, Idaho 83303-0083
Telephone: 208-733-2721

**PUBLISH
IDAHO MOUNTAIN EXPRESS
DECEMBER 27
& JANUARY 3 & 10, 2023**

IN THE DISTRICT COURT FOR THE FIFTH JUDICIAL DISTRICT FOR THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BLAINE

IN RE: JAMIE RAY CARPENTER
Legal Name

**CASE NO. CV07-23-717
NOTICE OF HEARING
ON NAME CHANGE
(Adult or Emancipated Minor)**

A Petition to change the name of Jamie Ray Carpenter, now residing in the City of Hailey, State of Idaho, has been filed in the District Court in Blaine County, Idaho. The name will change to Jamie Ray Shelmer. The reason for the change in name is: My stepdad raised me and I would like to take his last name.

A hearing on the petition is scheduled for 9:30 o'clock a.m. on January 23, 2024 at the Blaine County Courthouse. Objections may be filed by any person who can show the court a good reason against the name change.

Date: December 11, 2023

CLERK OF THE DISTRICT COURT

By: /s/ Andrea Logan
Deputy Clerk

**PUBLISH
IDAHO MOUNTAIN EXPRESS
DECEMBER 27
& JANUARY 3, 10 & 17, 2023**

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BLAINE
MAGISTRATE DIVISION**

IN THE MATTER OF THE ESTATE OF JOHN THOMAS BROWN Deceased,

**Case No. CV07-23-709
NOTICE TO CREDITORS**

Idaho Code Section 15-3-801

NOTICE IS HEREBY GIVEN that STEVEN THOMAS BROWN has been appointed personal representative of the above-named decedent. All persons having claims against the decedent or his estate are required to present their claims within four (4) months after the date of the first publication of the Notice to Creditors or be forever barred.

Claims must be presented to the undersigned at the address indicated and filed with the clerk of the court: Blaine County Court Clerk, 201 2nd Ave. South, Suite 106, Hailey, ID 83333.

DATED THIS 20th day of December 2023.

/s/ Joshua Slanek
Attorney For Personal Rep.
Steven Brown
Slanek Law, PLLC
P. O. Box 4439
Hailey, ID 83333

**PUBLISH
IDAHO MOUNTAIN EXPRESS
DECEMBER 27
& JANUARY 3 & 10, 2023**

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Sun Valley Planning & Zoning Commission will hold a public hearing on Thursday, January 11th, 2024, at 9:00 AM in City Hall Council Chambers, 81 Elkhorn Road, Sun Valley, ID to hear comments from the public concerning the following item:

* DR 2023-92: Design review application for driveway addition and landscaping modifications. Applicant: BYLA for James and Karl Lyons. Location: 201 Diamond Back Rd (White Clouds Corrected PUD Lot 31 Blk 1)

* DR 2023-86: Design review application for landscaping modifications. Applicant: BYLA for Stephen and Kathleen Senkus. Location: 209 Sun Peak Dr (White Clouds Corrected PUD AM Lot 20A Blk 2)

* DR 2023-91: Design review application for landscaping and driveway modifications. Applicant: Lee Gilman for Colin Lind. Location: 101 Saddle Ln (Sun Valley VIII Saddle Prop Fr NE SW T1 8539)

Direct comments/questions to the City of Sun Valley Community Development Dept., at PO Box 416, Sun Valley, ID 83353, or cdcounter@sunvalleyidaho.gov. Please check the city website for the meeting agenda and application materials.

**PUBLISH
IDAHO MOUNTAIN EXPRESS
DECEMBER 27
& JANUARY 3 & 10, 2023**

**NOTICE OF PUBLIC HEARING
BEFORE THE KETCHUM
PLANNING & ZONING
COMMISSION**

Meeting Date: January 23, 2024
Meeting Time: 4:30 PM, or thereafter as the matter can be heard.
Meeting Location: City Hall Council Chambers, 191 W 5th Street, Ketchum, Idaho. The meeting will be livestreamed at www.ketchumidaho.org/meetings. Public comment may be

given remotely, when the public comment portion of the meeting for this item is opened, by joining the webinar through the link

<https://ketchumidaho.org.zoom.us/j/84289861956> or by dialing 1-253-215-8782 and entering Webinar ID: 842 898 1956

Project Name: 600 East Ave Lot Consolidation

Project Location: 600 East Ave

Representative: Dave Patrie, Benchmark Associates

Property Owners: Derek & Anne Kionhaus

Application Type: Subdivision
Application File No. P23-101

Project Description: The Ketchum Planning & Zoning Commission will hold a public hearing to hear public input, consider, and take action on, a subdivision application to consolidate two lots located at 600 East Ave. Currently, the subject property is comprised of two 3,300 sq ft lots with an existing single family residence. The residence is situated on top of the interior lot line separating the two existing lots creating a non-conformity. The proposal eliminates the interior lot line to bring the residence and lot into a more conforming state. The consolidation would result in a lot area of 6,617 square feet.

A copy of the Staff Report will be available on the City website at the following link <https://ketchumidaho.org/meetings>. The meeting will be livestreamed with the video feed accessible at the same link at 4:00 p.m. the day of the meeting.

NOTICE IS FURTHER GIVEN that at the aforementioned time all interested persons shall be given an opportunity to comment on the matter stated above. Comments and questions prior to the hearing may be directed to the Ketchum Department of Planning and Building, P.O. Box 2315, Ketchum, Idaho, 83340, via email to participate@ketchumidaho.org, or via facsimile to (208)726-7812. Written comments received by 5:00 PM, seven (7) days prior to the hearing will be included as an attachment to the staff report. For additional information, please call (208) 726-7801.

Project application(s) and plans are available on the City website at the following link: <https://www.ketchumidaho.org/activeapplications>

**PUBLISH
IDAHO MOUNTAIN EXPRESS
JANUARY 3, 2023**

NOTICE OF ELECTION

Election for Smiley Creek Rural Fire District Commissioner (Subdistrict 1)
Monday, Jan 8th 2024

3pm at Smiley Creek Fire Station
Interested candidate must be a resident in Smiley Creek sub district 1

Applicant must submit a written request for appointment to the board by Jan 5th at 5pm MST.

Applications submissions and additional information at smileycreekfire@mtcom.net

**PUBLISH
IDAHO MOUNTAIN EXPRESS
JANUARY 3, 2023**

**NOTICE OF PROPOSED CHANGE
OF WATER RIGHT**

TRANSFER NO. 87653
FRIEDMAN MEMORIAL AIRPORT AUTHORITY, 1616 AIRPORT CIR,

HAILEY, ID 83333-5534 has filed Application No. 87653 for changes to the following water rights within BLAINE County(s): Right No(s), 37-23407, 37-23410, 37-23411, 37-23413, 37-23418, 37-23420. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the place of use (POU), the points of diversion (POD), and add PODs to two ground water irrigation rights and four Big Wood River irrigation rights with a combined flow rate of 4.34 cfs. Currently, the rights irrigate 136.0 acres located approximately 1.5 to 2.5 miles north and 0.8 to 1.8 miles west of the intersection of State Highway 75 and Gannett Road in Bellevue. Post transfer, the 136.0 acre POU will irrigate land located approximately 0 to 1.3 mile south and 0.3 mile east to 0.9 mile west of Bellevue. The PODs will change from four wells and two Big Wood River diversions located within and near the current POU, to four existing wells, three existing Big Wood River diversions, and a new POD from the Big Wood River, which will be a well drilled near the river. The proposed PODs are all located within the proposed POU. This transfer is a companion to transfers 87657, 87658, 87659, and 87660 which propose moving rights and portions of rights from land south of Bellevue to land north of Bellevue and moving other rights from the land north of Bellevue back to the south.

TRANSFER NO. 87657

ECCLES WINDOW ROCK RANCH LLC, 79 S MAIN ST FL 2, SALT LAKE CITY, UT 84111-1929 has filed Application No. 87657 for changes to the following water rights within BLAINE County(s): Right No(s), 37-8209. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the place of use (POU), the point of diversion (POD), and add PODs to ground water irrigation right 37-8209 (1.16 cfs, 203.0 AF, 58.0 acres). Currently, the right irrigates 58.0 acres located approximately 1.0 to 1.3 miles south and 0.3 mile west to 0.3 mile east of the intersection of State Highway 75 and Gannett Road in Bellevue. Post transfer, the 58.0 acre irrigation POU will be located approximately 1.9 to 2.5 miles north and 1.3 to 1.9 miles west of Bellevue. The POD will change from a single well located within the current POU to four existing wells located in close proximity to the proposed POU. This transfer is a companion to transfers 87653, 87658, 87659, and 87660, which propose moving rights and portions of rights from land south of Bellevue to land north of Bellevue and moving other rights from the land north of Bellevue back to the south.

TRANSFER NO. 87658

ECCLES WINDOW ROCK RANCH LLC, 79 S MAIN ST FL 2, SALT LAKE CITY, UT 84111-1929 has filed Application No. 87658 for changes to the following water rights within BLAINE County(s): Right No(s), 37-8080. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the place of use (POU), the point of diversion (POD), and add PODs to the irrigation portion (0.02 cfs, 3.0 AF, 1.0 acre) of ground water right 37-8080 (irrigation and domestic, 0.06 cfs, 3.6 AF, 1.0 acre). Currently, the transferring portion irrigates 1.0 acre located approximately 0.9 mile south and 0.3 mile west of the intersection of State Highway 75 and Gannett Road in Bellevue. Post

NOTICE OF LIEN

Storage Plus will execute its lien of the contents of the storage space(s) named below, with StoragePlus taking possession of items at the following location and time. Items to be sold to the highest bidder on www.storageplus.com

StoragePlus, Hailey, 11819 HWY 75, Hailey, ID 83333, (208) 578-4018
On Friday, January 19, 2024 at 10:00 a.m.

Unit	Tenant	Address	City	State	Zip	Items
A036	Shauna Wilson	PO Box 480	Ketchum	ID	83340	Boxes, upside down teeter

**PUBLISH
IDAHO MOUNTAIN EXPRESS
NOVEMBER 29, 2023**

Proof of legal notice received from Idaho Mtn Express 12-28-2023 (2 pgs)

✓ DM
12-28-2023

transfer, the 1.0 acre irrigation POU will be located approximately 1.5 miles north and 0.9 mile west of Bellevue. The POD will change from a single well located within the current POU to four existing wells located approximately 0.5 to 1.9 miles northwest of the proposed POU. This transfer is a companion to transfers 87653, 87657, 87659, and 87660, which propose moving rights and portions of rights from land south of Bellevue to land north of Bellevue and moving other rights from the land north of Bellevue back to the south.

TRANSFER NO. 87659

ECCLES WINDOW ROCK RANCH LLC, 79 S MAIN ST FL 2, SALT LAKE CITY, UT 84111 1020 has filed Application No. 87659 for changes to the following water rights within BLAINE County(s): Right No(s): 37-22546, 37-22547. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the place of use (POU), the points of diversion (POD), and add PODs to all of irrigation ground water right 37-22547 (1.40 cfs, 122.5 AF, 35.0 acres), and a portion of irrigation ground water right 37-22546 (0.56 cfs, 49.0 AF, 14.0 acres). Currently, the two rights irrigate 65.0 acres located approximately 0.3 to 1.0 mile south and 0.3 to 0.5 mile west of the intersection of State Highway 75 and Gannett Road in Bellevue. Post transfer, the transferred portions (1.96 cfs) will irrigate 49.0 acres located approximately 1.6 to 1.9 miles north and 1.0 to 1.4 miles west of Bellevue. The PODs will change from two wells located within the current POU to four existing wells located from approximately 0.3 mile northeast to 1.4 miles northwest of the proposed POU. This transfer is a companion to transfers 87653, 87657, 87658, and 87660, which propose moving rights and portions of rights from land south of Bellevue to land north of Bellevue and moving other rights from the land north of Bellevue back to the south.

TRANSFER NO. 87660

ECCLES WINDOW ROCK RANCH LLC, 79 S MAIN ST FL 2, SALT LAKE CITY, UT 84111-1929 has filed Application No. 87660 for changes to the following water rights within BLAINE County(s): Right No(s): 37-20936, 37-20938, 37-20940, 37-7745C. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the place of use (POU), the points of diversion (POD), and add PODs to a portion of a ground water irrigation right and portions of three Big Wood River irrigation rights with a total transfer flow rate of 2.17 cfs. Currently, the rights irrigate land located approximately 0.5 to 0.9 miles west and 0.1 to 0.6 mile south of the intersection of State Highway 75 and Gannett Road in Bellevue. Post transfer, the 28.0 acre portion being transferred will irrigate land located approximately 1.5 to 1.7 miles north and 0.8 to 1.2 miles west of Bellevue. The PODs will change from one well and one Big Wood River diversion located within the current POU to four existing wells and two existing Big Wood River diversions located from 0.3 mile north to 2.5 miles north of the proposed POU. This transfer is a companion to transfers 87653, 87657, 87658, and 87659, which propose moving rights and portions of rights from land south of Bellevue to land north of Bellevue and moving other rights from the land north of Bellevue back to the south.

For additional information concern-

ing the property location, contact Southern Region office at (208) 736-3033; or to see a full description of these rights and/or the proposed transfers, please see <https://research.idwr.idaho.gov>. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 ADDISON AVE W, STE 500, TWIN FALLS, ID 83301-5858 together with a protest fee of \$25.00 for each application on or before January 22, 2024. The protestant must also send a copy of the protest to the applicant.

PUBLISH IDAHO MOUNTAIN EXPRESS JANUARY 3 & 10, 2023

NOTICE OF PUBLIC HEARING HAILEY CITY COUNCIL Monday, January 22, 2024 5:30 p.m.

PUBLIC NOTICE IS HEREBY GIVEN that the Hailey City Council will hold a Public Meeting at 5:30 p.m. on Monday, January 22, 2024, to be held in person, and virtually as a remote telecommunication meeting, and in compliance with the Open Meetings Law. The virtual meeting information is available on the city website. The city strives to make the meeting available virtually but cannot guarantee access due to platform failure, internet interruptions, or other potential technological malfunctions. The Public Hearing will be conducted on the following item(s):

- Consideration of a City-Initiated Text Amendment to amend Hailey's Municipal Code, Title 15: Building and Construction, Chapter 15.08 Building Code, to add additional language and/or exceptions to Wind Design and Speed Criteria.
- Consideration of a City-Initiated Text Amendment to amend Hailey's Municipal Code, Title 17: Zoning Regulations, Chapter 17.06: Design Review, and Chapter 17.07: Supplementary Location and Bulk Requirements, to clarify certain landscaping requirements for non residential, multifamily, and mixed-use buildings; include provisions for deck setbacks; and modernize various Design Review Standards for certain zoning districts.
- Consideration of a Preliminary Plat Application submitted by McIntosh Foundation Holdings, LLC, represented by Opal Engineering and Pivot North, to sub divide Lots 1, 2, and 3, Block 54, Hailey Townsite (317 N River Street) into ten (10) townhouse sublots. This project is located within the Business (B), Downtown Residential Overlay (DRO), and Townsite Overlay (TO) Zoning Districts.

All interested persons are invited to attend this public hearing using telecommunication devices or submit written comments or direct questions to the Community Development Assistant at 115 South Main Street, Hailey, Idaho 83333, or planning@haileycityhall.org. For special accommodation or to participate in the noticed meeting, please contact the City Clerk 208.788.4221.

PUBLISH IDAHO MOUNTAIN EXPRESS JANUARY 3, 2023

✓ DM



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 Mathew Weaver

December 28, 2023

ECCLES WINDOW ROCK RANCH LLC
79 S MAIN ST FL 2
SALT LAKE CITY, UT 84111-1929

RE: Transfer No. 87657
Water Right No(s). 37-8209

RE: Transfer No. 87658
Water Right No(s). 37-8080

RE: Transfer No. 87659
Water Right No(s). 37-22546, 37-22547

RE: Transfer No. 87660
Water Right No(s). 37-20936,
37-20938, 37-20940, 37-7745C

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.

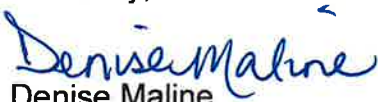
A legal notice of the application has been prepared and is scheduled for publication in the **IDAHO MOUNTAIN EXPRESS** on **1/3/2024** and **1/10/2024**. Protests to this application may be submitted for a period ending ten (10) days after the second publication. Any protest against this application must be filed with the Department of Water Resources, together with a protest fee of \$25.00 for each application, on or before **January 22, 2024**.

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

c: Brockway Engineering PLLC

Maline, Denise

From: Maline, Denise
Sent: Thursday, December 28, 2023 4:17 PM
To: Sunny Healey (WD37)
Cc: Brittany Gailey (WD37)
Subject: Comment Letters for (5) transfers: Friedman Memorial Airport and Eccles Window Rock Ranch
Attachments: Comment letter to WD37 for 87653, etc..docx; Transfer 87653 (Friedman Airport).pdf; Transfer 87657 (Eccles Window Rock Ranch).pdf; Transfer 87658 (Eccles Window Rock Ranch).pdf; Transfer 87659 (Eccles Window Rock Ranch).pdf; Transfer 87660 (Eccles Window Rock Ranch).pdf

Good afternoon Sunny,

Attached are (5) applications for transfer currently being processed by the department within WD37. Please review the applications and provide any necessary comments within 21 days.

If you have any questions regarding this information, please feel free to contact Jim Bitzenburg at our office.

Thank you in advance,

Denise @ IDWR Twin Falls



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



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 Mathew Weaver

December 28, 2023

SUNNY HEALEY
WATER DISTRICT 37
107 W 1ST
SHOSHONE, ID 83352

Re: Transfer No(s). 87653 (Friedman Memorial Airport Authority)

Re: Transfer No(s). 87657, 87658, 87659, 87660 (Eccles Window Rock Ranch LLC)

Dear Sunny:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application. You can find a copy of the application at:

<https://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>. Please review the application, then complete the enclosed recommendation form and return it to this office within 21 days of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

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

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

Maline, Denise

From: Maline, Denise
Sent: Thursday, December 28, 2023 4:27 PM
To: Dawson,Bradley
Subject: Comment Letters for Transfers 87653, 87659, 87660 (Friedman Memorial Airport; Eccles Window Rock Ranch)
Attachments: Comment letter to F&G for 87653, etc..docx; Transfer 87660 (Eccles Window Rock Ranch).pdf; Transfer 87653 (Friedman Airport).pdf; Transfer 87659 (Eccles Window Rock Ranch).pdf

Good afternoon Bradley,

Attached are (3) applications for transfer currently being processed by the department. Please review the applications and provide any necessary comments within 21 days.

If you have any questions regarding this information, please feel free to contact Jim Bitzenburg at our office.

Thank you in advance,

Denise @ IDWR Twin Falls



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



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 Mathew Weaver

December 28, 2023

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

Re: Transfer No(s). 87653 (Friedman Memorial Airport Authority)
Re: Transfer No(s). 87659 & 87660 (Eccles Window Rock Ranch LLC)

Dear Mr. Dawson:

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

IDWR can finish reviewing an unprotested application as soon as the protest period has passed. Therefore, your prompt response to this request is appreciated. If your organization desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days after final publication (**on or before January 22, 2024**).

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

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

Maline, Denise

From: Maline, Denise
Sent: Thursday, December 28, 2023 8:44 AM
To: Idaho Mountain Express
Subject: LEGAL NOTICE
Attachments: Idaho Mtn Express cover letter.docx; Idaho Mtn Express ad.docx

Good morning,

Attached please find (1) legal notice being submitted for publication on January 3rd & 10th, 2024. 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, Southern Region
650 Addison Ave W Ste 500
Twin Falls ID 83301-5858
(208) 293-9908
denise.maline@idwr.idaho.gov



IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

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Governor Brad Little

Director Mathew Weaver

December 28, 2023

LEGAL NOTICE DEPARTMENT
IDAHO MOUNTAIN EXPRESS
PO BOX 1013
KETCHUM, ID 83340-0990

RE: Transfer No. 87653

Water Right No(s). 37-23407, 37-23410, 37-23411, 37-23413, 37-23418, 37-23420

RE: Transfer No. 87657

Water Right No(s). 37-8209

RE: Transfer No. 87658

Water Right No(s). 37-8080

RE: Transfer No. 87659

Water Right No(s). 37-22546, 37-22547

RE: Transfer No. 87660

Water Right No(s). 37-20936, 37-20938, 37-20940, 37-7745C

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 **January 22, 2024**. Your cooperation is appreciated.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 87653**

FRIEDMAN MEMORIAL AIRPORT AUTHORITY, 1616 AIRPORT CIR, HAILEY, ID 83333-5534 has filed Application No. 87653 for changes to the following water rights within BLAINE County(s): Right No(s). 37-23407, 37-23410, 37-23411, 37-23413, 37-23418, 37-23420. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the place of use (POU), the points of diversion (POD), and add PODs to two ground water irrigation rights and four Big Wood River irrigation rights with a combined flow rate of 4.34 cfs. Currently, the rights irrigate 136.0 acres located approximately 1.5 to 2.5 miles north and 0.8 to 1.8 miles west of the intersection of State Highway 75 and Gannett Road in Bellevue. Post transfer, the 136.0 acre POU will irrigate land located approximately 0 to 1.3 mile south and 0.3 mile east to 0.9 mile west of Bellevue. The PODs will change from four wells and two Big Wood River diversions located within and near the current POU, to four existing wells, three existing Big Wood River diversions, and a new POD from the Big Wood River, which will be a well drilled near the river. The proposed PODs are all located within the proposed POU. This transfer is a companion to transfers 87657, 87658, 87659, and 87660 which propose moving rights and portions of rights from land south of Bellevue to land north of Bellevue and moving other rights from the land north of Bellevue back to the south.

TRANSFER NO. 87657

ECCLES WINDOW ROCK RANCH LLC, 79 S MAIN ST FL 2, SALT LAKE CITY, UT 84111-1929 has filed Application No. 87657 for changes to the following water rights within BLAINE County(s): Right No(s). 37-8209. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the place of use (POU), the point of diversion (POD), and add PODs to ground water irrigation right 37-8209 (1.16 cfs, 203.0 AF, 58.0 acres). Currently, the right irrigates 58.0 acres located approximately 1.0 to 1.3 miles south and 0.3 mile west to 0.3 mile east of the intersection of State Highway 75 and Gannett Road in Bellevue. Post transfer, the 58.0 acre irrigation POU will be located approximately 1.9 to 2.5 miles north and 1.3 to 1.9 miles west of Bellevue. The POD will change from a single well located within the current POU to four existing wells located in close proximity to the proposed POU. This transfer is a companion to transfers 87653, 87658, 87659, and 87660, which propose moving rights and portions of rights from land south of Bellevue to land north of Bellevue and moving other rights from the land north of Bellevue back to the south.

TRANSFER NO. 87658

ECCLES WINDOW ROCK RANCH LLC, 79 S MAIN ST FL 2, SALT LAKE CITY, UT 84111-1929 has filed Application No. 87658 for changes to the following water rights within BLAINE County(s): Right No(s). 37-8080. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the place of use (POU), the point of diversion (POD), and add PODs to the irrigation portion (0.02 cfs, 3.0 AF, 1.0 acre) of ground water right 37-8080 (irrigation and domestic, 0.06 cfs, 3.6 AF, 1.0 acre). Currently, the transferring portion irrigates 1.0 acre located approximately 0.9 mile south and 0.3 mile west of the intersection of State Highway 75 and Gannett Road in Bellevue. Post transfer, the 1.0 acre irrigation POU will be located approximately 1.5 miles north and 0.9 mile west of Bellevue. The POD will change from a single well located within the current POU to four existing wells located approximately 0.5 to 1.9 miles northwest of the proposed POU. This transfer is a companion to transfers 87653, 87657, 87659, and 87660, which propose moving rights and portions of rights from land south of Bellevue to land north of Bellevue and moving other rights from the land north of Bellevue back to the south.

TRANSFER NO. 87659

ECCLES WINDOW ROCK RANCH LLC, 79 S MAIN ST FL 2, SALT LAKE CITY, UT 84111-1929 has filed Application No. 87659 for changes to the following water rights within BLAINE County(s): Right No(s). 37-22546, 37-22547. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the place of use (POU), the points of diversion (POD), and add PODs to all of irrigation ground water right 37-22547 (1.40 cfs, 122.5 AF, 35.0 acres), and a portion of irrigation ground water right 37-22546 (0.56 cfs, 49.0 AF, 14.0 acres). Currently, the two rights irrigate 65.0 acres located approximately 0.3 to 1.0 mile south and 0.3 to 0.5 mile west of the intersection of State Highway 75 and Gannett Road in Bellevue. Post transfer, the transferred portions (1.96 cfs) will irrigate 49.0 acres located approximately 1.6 to 1.9 miles north and 1.0 to 1.4 miles west of Bellevue. The PODs will change from two wells located within the current POU to four existing wells located from approximately 0.3 mile northeast to 1.4 miles northwest of the proposed POU. This transfer is a companion to transfers 87653, 87657, 87658, and 87660, which propose moving rights and portions of rights from land south of Bellevue to land north of Bellevue and moving other rights from the land north of Bellevue back to the south.

TRANSFER NO. 87660

ECCLES WINDOW ROCK RANCH LLC, 79 S MAIN ST FL 2, SALT LAKE CITY, UT 84111-1929 has filed Application No. 87660 for changes to the following water rights within BLAINE County(s): Right No(s). 37-20936, 37-20938, 37-20940, 37-7745C. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the place of use (POU), the points of diversion (POD), and add PODs to a portion of a ground water irrigation right and portions of three Big Wood River irrigation rights with a total transfer flow rate of 2.17 cfs. Currently, the rights irrigate land located approximately 0.5 to 0.9 miles west and 0.1 to 0.6 mile south of the intersection of State Highway 75 and Gannett Road in Bellevue. Post transfer, the 28.0 acre portion being transferred will irrigate land located approximately 1.5 to 1.7 miles north and 0.8 to 1.2 miles west of Bellevue. The PODs will change from one well and one Big Wood River diversion located within the current POU to four existing wells and two existing Big Wood River diversions located from 0.3 mile north to 2.5 miles north of the proposed POU. This transfer is a companion to transfers 87653, 87657, 87658, and 87659, which propose moving rights and portions of rights from land south of Bellevue to land north of Bellevue and moving other rights from the land north of Bellevue back to the south.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or to see a full description of these rights and/or the proposed transfers, please see <https://research.idwr.idaho.gov>. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 ADDISON AVE W, STE 500, TWIN FALLS, ID 83301-5858 together with a protest fee of \$25.00 for each application on or before **January 22, 2024**. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director
Published on January 3rd & 10th, 2024

Bitzenburg, James

From: Bitzenburg, James
Sent: Friday, December 22, 2023 10:32 AM
To: IWRB Water Use Reviews
Subject: Seeking comments on transfers 87653, 87657, 87658, 87659, & 87660

Hello-

Today I will submit a group of 5 related transfers which move ground water and Big Wood River water from a farm near the Hailey airport to a farm just south of Bellevue, and water from the Bellevue farm (ground water and Big Wood water) back north to the Hailey airport farm. The transfer numbers are 87653, 87657, 87658, 87659, and 87660. Next week Denise Maline will prep the transfers for advertising and scan them into the Southern Region transfer folder in the Laserfiche Temporary location on the N drive. We are seeking your comments and concerns in regard to the five transfers. Thank you!

Jim

Jim Bitzenburg
Water Rights Supervisor
Idaho Department of Water Resources
Southern Regional Office
Phone (208)-293-9909
james.bitzenburg@idwr.idaho.gov

Bitzenburg, James

From: Bitzenburg, James
Sent: Tuesday, December 19, 2023 2:33 PM
To: IdwrPayable
Subject: Refund Request

IDWR Payable-

On March 16, 2023, the Department received four *Applications for Transfer of Water Right* (Transfers #87657, #87658, #87659, & #87660) from Brockway Engineering, PLLC on behalf of Eccles Window Rock Ranch, LLC. The applications were accompanied with a \$2100.00 fee. The actual fee required for the transfers was \$2020.00. Could you issue a refund for the \$80.00 overpayment? The fee was paid by Brockway Engineering, PLLC. Their address is:

**BROCKWAY ENGINEERING PLLC
2016 N WASHINGTON ST STE 4
TWIN FALLS ID 83301**

They paid for the notice with check #17359, and the receipt number is S039707. Thank you and let me know if you need more information.

Jim

**Jim Bitzenburg
Water Rights Supervisor
Idaho Department of Water Resources
Southern Regional Office
Phone (208)-293-9909
james.bitzenburg@idwr.idaho.gov**

TRANSFER SYNOPSIS

Date: November 28, 2023
To: Transfer #87660, Eccles Window Rock Ranch, LLC file
From: Jim Bitzenburg
Re: Summary of transfer

Application for transfer proposes to change the place of use (POU) of, the points of diversion (POD) of, and add PODs to a portion of a ground water irrigation right and portions of three Big Wood River irrigation rights with a total transfer flow rate of 2.17 cfs. Currently, the rights irrigate land located approximately 0.5 to 0.9 miles west and 0.1 to 0.6 mile south of the intersection of State Highway 75 and Gannett Road in Bellevue. Post transfer, the 28.0 acre portion being transferred will irrigate land located approximately 1.5 to 1.7 miles north and 0.8 to 1.2 miles west of Bellevue. The PODs will change from one well and one Big Wood River diversion located within the current POU to four existing wells and two existing Big Wood River diversions located from 0.3 mile north to 2.5 miles north of the proposed POU.

The transfer proposes conversion of a supplemental ground water right to a primary ground water right, but will limit the transfer volume of the right to its historic beneficial use as described in IDWR Transfer Memo #24, Section 5d., Enlargement of Use, (4) and (5). To accomplish this, the applicant chose a five year period from 2013 through 2017 and used the average for that period. This reduced the transferring volume from 3.5 AF/acre to 2.3 AF/acre.

The transfer is in Water District 37 so Watermaster comments will be solicited. The transfer will be advertised and subject to protest.

This transfer is a companion to transfers 87653, 87657, 87658, and 87659, which propose moving rights and portions of rights from land south of Bellevue to land north of Bellevue and moving other rights from the land north of Bellevue back to the south.

Consent agreements allowing water rights to be transferred off of and on to the properties were signed by all parties involved in the water right ownership changes leading up to this transfer and are included in the transfer documents.

Bitzenburg, James

From: Greg Sullivan <greg.sullivan@brockwayeng.com>
Sent: Monday, November 27, 2023 3:23 PM
To: Bitzenburg, James
Subject: RE: Transfer #87660
Attachments: SKM_C300i23112702550.pdf

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Jim,

Here you go.

Greg Sullivan
Brockway Engineering
2016 North Washington Street, Suite 4
Twin Falls, Idaho 83301
208-736-8543

All information, calculations, maps, drawings, or other documents transmitted via e-mail are preliminary unless explicitly stated in the e-mail text or in the documents themselves.

From: Bitzenburg, James [mailto:James.Bitzenburg@idwr.idaho.gov]
Sent: Monday, November 27, 2023 2:48 PM
To: Greg Sullivan <greg.sullivan@brockwayeng.com>
Subject: Transfer #87660

Greg-

In working on transfer #87660, which moves a portion of rights 37-7745C, 37-20936, 37-20938, and 37-20940 to the north, could you take a look at the surface water PODs in your Exhibit A (copy attached)? I think we want them to match up with the Friedman Memorial Airport Authority right 37-23420 (split of Eccles right 37-577BP), don't we? In looking at the decree for 37-577BP and the location of the PODs, I believe the descriptions on the water right (attached) are correct, but let me know what you think. If you agree, could you send over an amended Exhibit A?

The POD description in Section 16 looks fine, but the PODs in Sections 20 and 22 don't quite match up.

Thanks,

Jim

Jim Bitzenburg
Water Rights Supervisor
Idaho Department of Water Resources
Southern Regional Office

FEE MEMORANDUM

Date: November 27, 2023
To: Eccles Window Rock Ranch, LLC Transfer #87660 File
From: Jim Bitzenburg
Re: Receipting/disposition of fees paid

This transfer was filed on March 16, 2023, was amended on September 28, 2023, and its purpose is to change the place of use, point of diversion, and add points of diversion for a ground water irrigation right and four Big Wood River rights with a total flow rate of 2.17 cfs. The flow rate changing equates to a fee of \$660.00 from the fee schedule. The fee was paid by check #17359 from Brockway Engineering, PLLC at the time of filing and the IDWR receipt number is S039707. This receipt is shared with three companion transfers which were filed at the same time: 87657, 87658, and 87659; the total amount shown on the receipt is \$2100.00.

The total amount paid by Brockway Engineering for the four Eccles Window Rock Ranch, LLC transfers in this group was \$2100.00; the amount due in fees was \$2020.00 (Transfer #87657 - \$580.00, transfer #87658 - \$200.00, transfer #87659 - \$580.00, & transfer #87660 - \$660.00). A refund back to Brockway Engineering for the \$80.00 overpayment will be initiated.

RECEIVED

OCT 06 2023

DEPT OF WATER RESOURCES
SOUTHERN REGION



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

October 6, 2023

Corey Skinner
Idaho Department of Water Resources
650 Addison Ave. W., Ste. 500
Twin Falls, ID 83301

Re: Eccles Window Rock Ranch LLC Water Rights

Dear Mr. Skinner:

Water right transfer #87660 was submitted to IDWR earlier this year. The transfer application was amended and re-submitted to IDWR. The changes in the amended version are based on conversations and meetings with IDWR staff on September 19, 2023.

A historical volume analysis for ground water right 37-7745C indicated that the average pumping volume for the years 2013 through 2017 was 64.3 acre feet. This average pumping volume when applied to 28.0 acres is 2.3 AF/acre. This calculate volume was used as the allowed volume that can be transferred with 37-7745C. The 28.0 acre portion of 37-7445C is stacked with a 28.0 acre portion of 37-20936, 37-20938 and 37-20940. All four of these water rights will be transferred together to the Flying Hat Ranch and limited to a total of 28.0 acres.

There will 28.0 acres of water rights transferred from the Flying Hat Ranch to the Window Rock Ranch to backfill the 28.0 acres under 37-7445C, 37-20936, 37-20938 and 37-20940. Which means that the two transfers will be swapping surface and ground water rights and thus preventing any enlargements of these water rights by offsetting water use impacts.

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

Sincerely,

Greg Sullivan, M.S., Engineer

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED
SEP 28 2023
DEPT OF WATER RESOURCES
SOUTHERN REGION

September 26, 2023

Corey Skinner
Idaho Department of Water Resources
650 Addison Ave. W., Ste. 500
Twin Falls, ID 83301

Re: Eccles Window Rock Ranch LLC Water Rights

Dear Mr. Skinner:

Water right transfer #87660 was submitted to IDWR earlier this year. The attached signed transfer application is as an amended version of transfer #87660. The changes in the amended version are based on conversations and meetings with IDWR staff.

A transfer fee has already been submitted to IDWR with the original transfer application.

Please contact me if you have any questions.

Sincerely,

Greg Sullivan, M.S., Engineer

Cc: Marc Reinemann via Email

Enc: Transfer Applications, Aerial Maps, Annual Report, Consent Agreements, Exhibit A,
Power of Attorney.

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

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TWIN FALLS,
IDAHO 83301

208 • 736 • 8543

FAX: 736 • 8506

Bitzenburg, James

From: Greg Sullivan <greg.sullivan@brockwayeng.com>
Sent: Thursday, March 23, 2023 10:33 AM
To: Bitzenburg, James
Subject: FW: Eccles Window Rock Ranch, LLC transfers

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

See the correspondence below.

Greg Sullivan
Brockway Engineering
2016 North Washington Street, Suite 4
Twin Falls, Idaho 83301
208-736-8543

All information, calculations, maps, drawings, or other documents transmitted via e-mail are preliminary unless explicitly stated in the e-mail text or in the documents themselves.

From: Marc Reinemann [mailto:marc@svbrokerage.net]
Sent: Thursday, March 23, 2023 9:49 AM
To: Greg Sullivan <greg.sullivan@brockwayeng.com>
Subject: RE: Eccles Window Rock Ranch, LLC transfers

Greg, the correct address going forward will be the 79 S. Main Street, 2nd Floor, SLC, UT 84111. We have been changing that address from the P.O. Box now for about half a year. Thank Mr. Bitzenburg for asking but that should be the address that IDWR uses going forward. Thank you, Marc

From: Greg Sullivan <greg.sullivan@brockwayeng.com>
Sent: Thursday, March 23, 2023 8:42 AM
To: Marc Reinemann <marc@svbrokerage.net>
Subject: FW: Eccles Window Rock Ranch, LLC transfers

Marc,

See the correspondence below.

Please confirm that we want to use the 79 S Main St FL 2 address for the Window Rock water rights.

Greg Sullivan
Brockway Engineering
2016 North Washington Street, Suite 4
Twin Falls, Idaho 83301
208-736-8543

All information, calculations, maps, drawings, or other documents transmitted via e-mail are preliminary unless explicitly stated in the e-mail text or in the documents themselves.

From: Bitzenburg, James [<mailto:James.Bitzenburg@idwr.idaho.gov>]

Sent: Tuesday, March 21, 2023 11:24 AM

To: Greg Sullivan <greg.sullivan@brockwayeng.com>

Subject: Eccles Window Rock Ranch, LLC transfers

Greg-

I'm doing some basic data entry on the group of 4 transfers which you submitted on behalf of Eccles Window Rock Ranch, LLC, and there is a discrepancy between the address on the transfers (PO Box 3028, Salt Lake City, UT 84110) and the address in our system (79 S Main St FL 2, Salt Lake City, UT 84111-1929). Do you want to change the address in our system to the PO Box 3028 address, or stick with the address that is already in the system? Thanks,

Jim

Jim Bitzenburg
Water Rights Supervisor
Idaho Department of Water Resources
Southern Regional Office
Phone (208)-293-9909
james.bitzenburg@idwr.idaho.gov



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

March 15, 2023

Corey Skinner
Idaho Department of Water Resources
650 Addison Ave. W., Ste. 500
Twin Falls, ID 83301

RECEIVED

MAR 16 2023

DEPT OF WATER RESOURCES
SOUTHERN REGION

Re: Eccles Window Rock Ranch LLC Water Rights

Dear Mr. Skinner:

Friedman Memorial Airport Authority and Eccles Window Rock Ranch LLC have entered into an agreement in which 136.0 acres of irrigation water will be transferred from property owned by Friedman Memorial Airport Authority to Eccles Window Rock Ranch LLC. Additionally, Eccles Window Rock Ranch LLC will transfer 136.0 acre of irrigation water to the property owned by Friedman Memorial Airport Authority.

The 136.0 acres of water rights owned by Eccles Window Rock Ranch LLC that are included in the attached transfer application are 37-8209 for 58.0 acres, 37-22546 and 37-22547 for 49.0 acres, 37-7745C, 37-20936, 37-20938 and 37-20940 for 28.0 acres and 37-8080 for 1.0 acre of irrigation. It is proposed that the 136.0 acres of water rights will be transferred to four existing ground water wells and three existing Wood River points of diversion.

The ownership of water rights 37-8209, 37-22546, 37-22547, 37-7745C, 37-20936, 37-20938, 37-20940 and 37-8080 will remain unchanged until after the transfer applications are approved.

Please contact me if you have any questions.

Sincerely,

Greg Sullivan, M.S., Engineer

Cc: Marc Reinemann via Email

Enc: Transfer Applications, Aerial Maps, Annual Report, Consent Agreements, Exhibit A, Power of Attorney, Brockway Engineering Check # 17359 for \$2,100.00

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

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