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DEC 18 2023

JAN 25 2024

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 88744

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JAN 22 2024

DEPT OF WATER RESOURCES
SOUTHERN REGIONMINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFERDEPT OF WATER RESOURCES
SOUTHERN REGION

An application for transfer must be prepared in accordance with the minimum requirements listed below to be accepted 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) G5 Land Company, Bureau of Land Management (BLM)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 <https://idwr.idaho.gov/water-rights/transfers/resources/>.
- ☐ ☒ #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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JAN 22 2024

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

DEC 18 2023

DEPT OF WATER RESOURCES
SOUTHERN REGIONDEPT OF WATER RESOURCES
SOUTHERN REGION

Name of Applicant(s) G5 Land Company, BLM - 1387 S Vinnell Way Phone 208-862-3346
 Mailing address 1310 S 600 W, Oakley, ID 83346 Boise ID 83709 Email cranneyryan@gmail.com
(208) 373-3831

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☒ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

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

- ☒ No Representative

Name of Representative _____ Phone _____
 Mailing address _____ Email _____

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- ☒ 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**.

JAN 29 2024

DEPT OF WATER RESOURCES
SOUTHERN REGION

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.

Ryan Cranney
 Signature of Applicant or Authorized Representative

Ryan Cranney
 Print Name and Title if applicable

12/12/23
 Date

Fred Price
 Signature of Applicant or Authorized Representative

Fred Price, Water Rights Spec.
 Print Name and Title if applicable

1/25/2024
 Date

A. PURPOSE OF TRANSFER

- ☐ Change point of diversion
☐ Change nature of use
☒ Add diversion point(s)
☐ Change period of use
☐ Change place of use
☐ Other _____
- Is this a transfer for changes pursuant to Idaho Code §42-221.O.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**.

The purpose of this transfer is to add a point of diversion to replace one to the south (IDWR WMIS # 900143) that was converted to an injection well for aquifer recharge. Flow rate transferred will be 6 cfs.

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:

Well will be drilled adjacent to current irrigation system. A flowmeter or approved measuring device will be installed prior to use.

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

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

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

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

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

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

If yes, ☐ complete Attachment WSB.

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

n/a

- 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:

Water right 45-13586 owned by the Bureau of Land Management has a combined limit that includes rights listed in this transfer, but the new point of diversion will not be pertinent to 45-13586. RC

Fwp 1/25/24

- 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.: 45-2603

Current Owner: G5 LAND COMPANY LLC

Priority Date: 2/11/1960

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

Beneficial Use

From To

Diversion Rate

Annual Volume

IRRIGATION

03/15 to 11/15

1.95 CFS

2556 AF

Total Diversion

1.95 CFS

2556 AF

Location of Point(s) of Diversion

GROUND WATER

SW1/4SW1/4SW1/4

Sec. 16, Twp 12S, Rge 21E B.M.

CASSIA County

Place of Use

IRRIGATION Within CASSIA County

T12S R21E S16	NENE	40.00	T12S R21E S16	NWNE	40.00
T12S R21E S16	SWNE	40.00	T12S R21E S16	SENE	40.00
T12S R21E S16	NENW	40.00	T12S R21E S16	NWNW	39.00
T12S R21E S16	SWNW	40.00	T12S R21E S16	SENE	40.00
T12S R21E S16	NESW	40.00	T12S R21E S16	NWSW	40.00
T12S R21E S16	SWSW	40.00	T12S R21E S16	SESW	40.00
T12S R21E S16	NESE	40.00	T12S R21E S16	NWSE	40.00
T12S R21E S16	SWSE	40.00	T12S R21E S16	SESE	40.00

Total Acres: 639

Conditions of Approval:

1. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 7236 AF. COMBINED RIGHT NOS: 45-2603, 45-13585, 45-13586.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
3. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1809 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-2603, 45-13585, 45-13856.

Decreed Date: 5/6/2005

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

Current Water Right No.: 45-13585

Current Owner: G5 LAND COMPANY LLC

Priority Date: 9/17/1970

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

Beneficial Use

From To

Diversion Rate

Annual Volume

IRRIGATION

04/01 to 10/31

21 CFS

6772 AF

Total Diversion

21 CFS

6772 AF

Location of Point(s) of Diversion

GROUND WATER

NW1/4SW1/4SW1/4

Sec. 14, Twp 12S, Rge 21E B.M.

CASSIA County

GROUND WATER

NW1/4SW1/4NE1/4

Sec. 15, Twp 12S, Rge 21E B.M.

CASSIA County

GROUND WATER

NW1/4NE1/4SE1/4

Sec. 15, Twp 12S, Rge 21E B.M.

CASSIA County

GROUND WATER

SW1/4SW1/4SW1/4

Sec. 16, Twp 12S, Rge 21E B.M.

CASSIA County

GROUND WATER

NW1/4SW1/4NE1/4

Sec. 16, Twp 12S, Rge 21E B.M.

CASSIA County

Place of Use

IRRIGATION Within CASSIA County

T12S R21E S14	NWNE	33.00	T12S R21E S14	SWNE	37.00
T12S R21E S14	SENE	31.00	T12S R21E S14	NENW	33.00
T12S R21E S14	NWNW	32.00	T12S R21E S14	SWNW	40.00
T12S R21E S14	SENW	38.00	T12S R21E S14	NESW	38.00
T12S R21E S14	NWSW	39.00	T12S R21E S14	SWSW	38.00
T12S R21E S14	SESW	39.00	T12S R21E S14	NESE	34.00
T12S R21E S14	NWSE	37.00	T12S R21E S14	SWSE	33.00
T12S R21E S14	SESE	38.00	T12S R21E S15	NENE	32.00
T12S R21E S15	NWNE	39.00	T12S R21E S15	SWNE	40.00
T12S R21E S15	SENE	39.00	T12S R21E S15	NENW	39.00
T12S R21E S15	NWNW	33.00	T12S R21E S15	SWNW	39.00
T12S R21E S15	SENW	40.00	T12S R21E S15	NESW	40.00
T12S R21E S15	NWSW	39.00	T12S R21E S15	SWSW	32.00
T12S R21E S15	SESW	33.00	T12S R21E S15	NESE	40.00
T12S R21E S15	NWSE	40.00	T12S R21E S15	SWSE	38.00
T12S R21E S15	SESE	33.00	T12S R21E S16	NENE	32.00
T12S R21E S16	NWNE	32.00	T12S R21E S16	SWNE	38.00
T12S R21E S16	SENE	39.00	T12S R21E S16	NENW	36.00
T12S R21E S16	NWNW	33.00	T12S R21E S16	SWNW	31.00
T12S R21E S16	SENW	39.00	T12S R21E S16	NESW	38.00
T12S R21E S16	NWSW	33.00	T12S R21E S16	SWSW	31.00
T12S R21E S16	SESW	33.00	T12S R21E S16	NESE	39.00
T12S R21E S16	NWSE	39.00	T12S R21E S16	SWSE	33.00
T12S R21E S16	SESE	31.00			

Total Acres: 1693

Conditions of Approval:

1. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 7236 AF. COMBINED RIGHT NOS: 45-2603, 45-13585, 45-13586.
2. S40 THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
3. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1809 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-2603, 45-13585, 45-13856.
4. THIS RIGHT IS A SPLIT FROM FORMER RIGHT 45-7068B.
5. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Decreed Date: 5/13/2005

Water Right Report : 45-13586(Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	UNITED STATES OF AMERICA ACTING THROUGH	USDI BUREAU OF LAND MANAGEMENT IDAHO STATE OFFICE 1387 S VINNELL WAY	BOISE	ID	83709-1657
Original Owner	ORE IDA FOODS INC	PO BOX 10	BOISE	ID	83707
Original Owner	CRANNEY BROS INC	1310 S 600 W	OAKLEY	ID	83346

Water Right Status

Priority Date : 9/17/1970

Basis : Decreed

Status : Active

FWR 1/25/24

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
GROUND WATER			

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
GROUND WATER	12S	21E	14	0	NW	SW	SW	CASSIA	
GROUND WATER	12S	21E	15	0	NW	SW	NE	CASSIA	
GROUND WATER	12S	21E	15	0	NW	NE	SE	CASSIA	
GROUND WATER	12S	21E	16	0	NW	SW	NE	CASSIA	
GROUND WATER	12S	21E	16	0	SW	SW	SW	CASSIA	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	0.40 CFS	132.00 AFA
TOTAL			0.40 CFS	132.00 CFS

Places of Use

Printable View

Paged View

Place of Use Legal Description : IRRIGATION (CASSIA county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
12S	21E	14		NE	NE	33	

Irrigation Totals

Total Acres Acre Limit

33.00

Conditions

Code Conditions

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 7236 AF. COMBINED RIGHT NOS: 45-2603, 45-13585, 45-13586.

- C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 45-70688.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1809 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-2603, 45-13585, 45-13856.

S40 THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

Fup 1/25/24

Dates

Licensed Date :
Decreed Date : 5/13/2005
Permit Proof Due Date :
Permit Proof Made Date :
Permit Approved Date :
Permit Moratorium Expiration Date :
Enlargement Use Priority Date :
Enlargement Statute Priority Date :
Application Received Date :
Protest Deadline Date :

Other Information

State or Federal : S
Water District Number : 140
Generic Max Rate Per Acre : 0
Generic Max Volume Per Acre : 0
Combined Acre Limit : 1809.00
Combined Volume Limit : 7236.00
Combined Rate Limit :
Civil Case Number :
Decree Plaintiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

1/18/2024

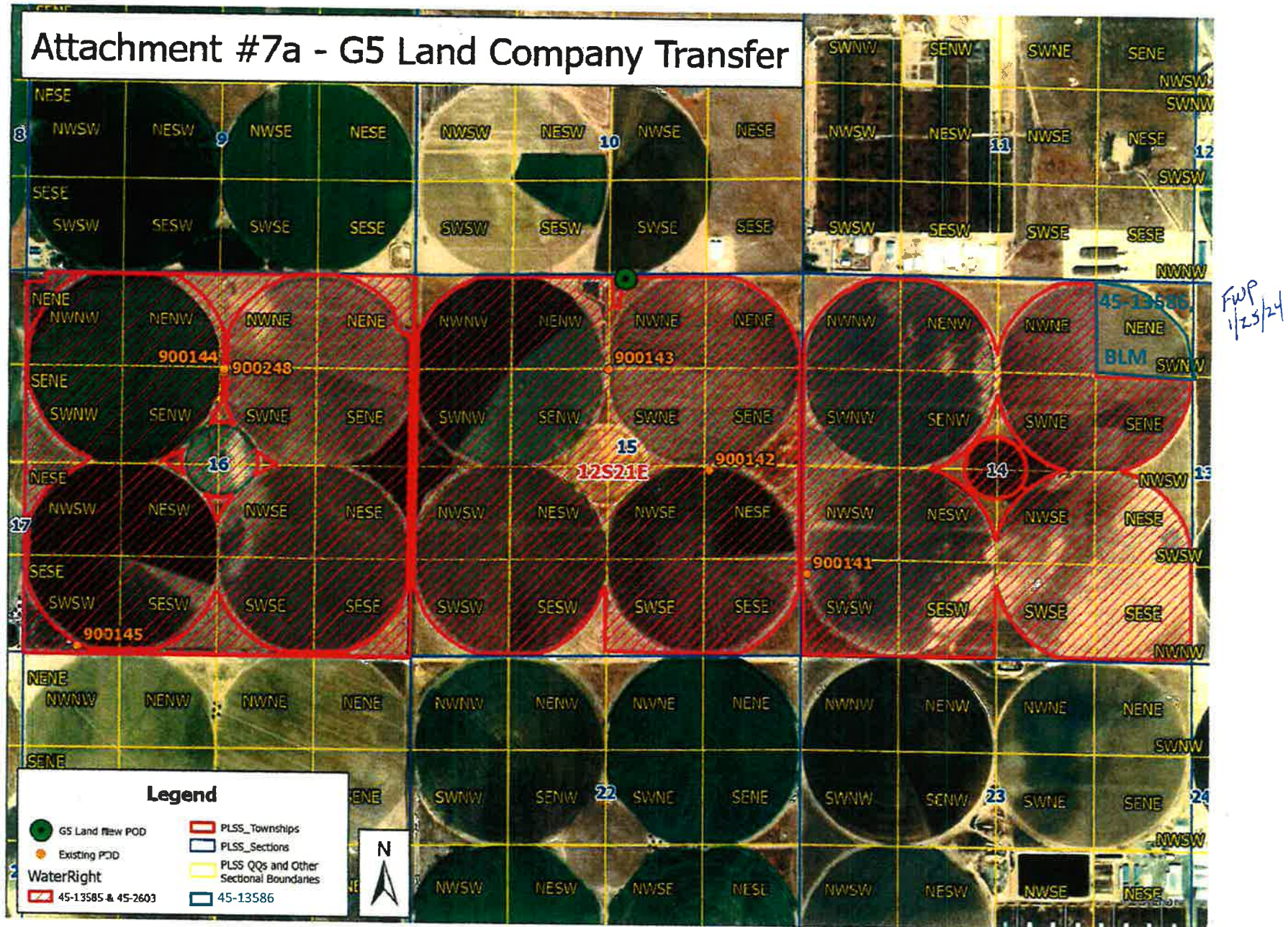
88744

Attachment #5

This transfer proposes to move a point of diversion to an adjacent quarter quarter in the same Township, Range, Section, and within the same model cell. No ESPA analysis is required.

Amended 01-25-2024

BLM water right 45-13586 added to transfer. No change in POU's. Transfer seeks to add new POD.



[illegible]

Customer Ad Proof

164-60002276 ID DEPARTMENT OF WATER RESOURCES

Order Nbr 149399

Publication

Times News

Contact	ID DEPARTMENT OF WATER RESOURCES	PO Number	
Address 1	650 ADDISON AVE W, STE 500	Rate	Legal Notice
Address 2		Order Price	183.04
City St Zip	TWIN FALLS ID 83301	Amount Paid	0.00
Phone	2087363033	Amount Due	183.04
Fax			
Section	Legals	Start/End Dates	02/15/2024 - 02/22/2024
SubSection		Insertions	2
Category	50 Legal	Size	99
Ad Key	149399-1	Salesperson(s)	Legal Notices
Keywords	TRANSFER NO. 88662	Taken By	James Meadows - NWI
Notes			

Ad Proof

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 88662

WIETZE DE VRIES and KRISTY DE VRIES, 322 CLEAR LAKE LN, BUHL, ID 83316-5274 has filed Application No. 88662 for changes to the following water rights within MINIDOKA and CASSIA County(s): Right No(s). 36-15709, 36-15711. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes to change the point of diversion and place of use for two Commercial & Stockwater ground water rights 36-15709 and 36-15711 (combined flow rate of 0.14cfs and 27.3 AF). Application proposes to move the two water rights from a dairy facility in Basin 36 located approximately 5.4 miles west and 0.7 miles south of Paul to a proposed travel plaza in Basin 45 located approximately 2.6 miles east and 3.7 miles south of the square in Rupert.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 88744

G5 LAND COMPANY LLC, 1310 S 600 W, OAKLEY, ID 83346-9759 and USDI BUREAU OF LAND MANAGEMENT, IDAHO STATE OFFICE, 1387 S VINNELL WAY, BOISE, ID 83709-1657; has filed Application No. 88744 for changes to the following water rights within CASSIA County(s): Right No(s). 45-13585, 45-13586, 45-2603. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes drilling a new well on the applicant's farm and adding it as an authorized point of diversion (POD) to three irrigation ground water rights (total combined 23.35 cfs; 1809 acres). Proposed well will be limited to a diversion rate of 6.0 cfs. No changes are proposed to the place of use. Proposed POD will be located approximately 9.9 miles north and 4.9 miles west of Oakley. Application also proposes adding all PODs in the system (4 existing and 1 proposed) to one of the water rights in the application.

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 March 4, 2024. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director
Publish: February 15, 22, 2024

Proof of legal notice received from
Times News 2/8/2024

✓ sm 2/8/2024



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

February 8, 2024

BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE, ID 83709-1657

G5 LAND COMPANY LLC
1310 S 600 W
OAKLEY, ID 83346-9759

RE: Transfer No. 88744
Water Right No(s). 45-13585, 45-13586, 45-2603

Dear Applicant(s):

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the **TIMES NEWS on 2/15/2024 and 2/22/2024**. 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 **March 4, 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

Maline, Denise

From: Maline, Denise
Sent: Thursday, February 8, 2024 1:43 PM
To: Jaxon Higgs
Subject: Comment Letter for Transfer No. 88662 (DeVries) and 88744 (G5 Land & BLM)
Attachments: Comment letter to WD140 for 88662 & 88744.docx; Transfer #88744 (G5 Land & BLM).pdf; Transfer #88662 (De Vries).pdf

Hi Jaxon,

Attached are (2) 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 these applications, please feel free to contact 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

February 8, 2024

JAXON HIGGS
WATER DISTRICT 140
355 W 500 S
BURLEY ID 83318-5229

Re: Transfer No(s). 88662 (Wietze & Kristy De Vries)

Re: Transfer No(s). 88744 (G5 Land Company & Bureau of Land Management)

Dear Jaxon:

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, February 8, 2024 12:33 PM
To: Times News
Subject: LEGAL NOTICE - Account No. 164-60002276
Attachments: Times News cover letter.docx; Times News ad.docx

Good afternoon,

Attached please find **(1)** legal notice being submitted for publication on February 15th & 22nd, 2024. This publication is for Idaho Dept of Water Resources in Twin Falls, Idaho, under Account No. 164-60002276.

Please let me know if there are any questions or if you are not able to run the ad on the dates requested.

Thank you in advance,

Denise @ IDWR Twin Falls, Idaho



Denise Maline, Administrative Assistant I
Idaho Dept. of Water Resources, 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

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Governor Brad Little

Director Mathew Weaver

February 8, 2024

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

RE: Transfer No. 88662
Water Right No(s). 36-15709, 36-15711

RE: Transfer No. 88744
Water Right No(s). 45-13585, 45-13586, 45-2603

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before **March 4, 2024**. Your cooperation is appreciated.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 88662**

WIETZE DE VRIES and KRISTY DE VRIES, 322 CLEAR LAKE LN, BUHL, ID 83316-5274 has filed Application No. 88662 for changes to the following water rights within MINIDOKA and CASSIA County(s): Right No(s). 36-15709, 36-15711. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes to change the point of diversion and place of use for two Commercial & Stockwater ground water rights 36-15709 and 36-15711 (combined flow rate of 0.14cfs and 27.3 AF). Application proposes to move the two water rights from a dairy facility in Basin 36 located approximately 5.4 miles west and 0.7 miles south of Paul to a proposed travel plaza in Basin 45 located approximately 2.6 miles east and 3.7 miles south of the square in Rupert.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 88744**

G5 LAND COMPANY LLC, 1310 S 600 W, OAKLEY, ID 83346-9759 and USDI BUREAU OF LAND MANAGEMENT, IDAHO STATE OFFICE, 1387 S VINNELL WAY, BOISE, ID 83709-1657; has filed Application No. 88744 for changes to the following water rights within CASSIA County(s): Right No(s). 45-13585, 45-13586, 45-2603. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes drilling a new well on the applicant's farm and adding it as an authorized point of diversion (POD) to three irrigation ground water rights (total combined 23.35 cfs; 1809 acres). Proposed well will be limited to a diversion rate of 6.0 cfs. No changes are proposed to the place of use. Proposed POD will be located approximately 9.9 miles north and 4.9 miles west of Oakley. Application also proposes adding all PODs in the system (4 existing and 1 proposed) to one of the water rights in the application.

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 **March 4, 2024**. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director
Published on February 15th & 22nd, 2024

MEMORANDUM

Date: February 6, 2024

To: Transfer 88744

From: Bill Mills

Re: Transfer Proposal

Application proposes drilling a new well on the applicant's farm and adding it as an authorized point of diversion (POD) to three irrigation ground water rights (total combined 23.35 cfs; 1809 acres). Proposed well will be limited to a diversion rate of 6.0 cfs. No changes are proposed to the place of use. Proposed POD will be located approximately 9.9 miles north and 4.9 miles west of Oakley. Application also proposes adding all PODs in the system (4 existing and 1 proposed) to one of the three water rights in the application.

POD and POU are located in Water District 140. Water District 140 Watermaster comments will be solicited. PODs are all located in the ESPA-Eastern Snake Plain Aquifer. No modeling is required as proposed well is located in same cell and/or adjacent cells to the other wells in the system.

MEMORANDUM

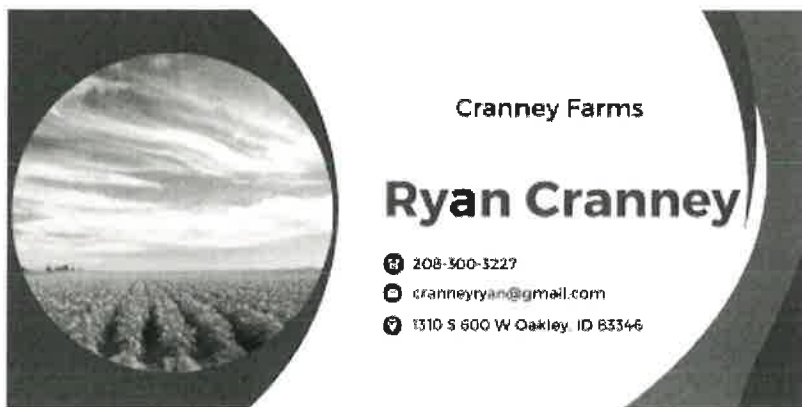
Date: February 6, 2024
To: Transfer 88744
From: Bill Mills
Re: Fee Evaluation

Filing fees charged for transfer application #88744 were based on limiting the proposed well to a diversion rate of 6.0 cfs and adding all the wells to one of the water rights, adding another 1.95 cfs for a total of 7.95 cfs. Per the current transfer fee schedule, \$900.00 was paid for the 6.0 cfs diversion rate (Receipt No. S039983) and an additional \$160.00 was paid for adding the wells to the water right (Receipt S040084), making the total fee paid \$1060.00.

JaNice Thompson

From: Ryan Cranney <cranneyryan@gmail.com>
Sent: Friday, February 2, 2024 1:12 PM
To: JaNice Thompson
Subject: Fwd: G 5 Land Transfer

Can you make this check out as they stated below.? I need to take it in Monday and drop it off in person.



RECEIVED
FEB 05 2024
DEPT. OF WATER RESOURCES
SOUTHERN REGION

----- Forwarded message -----

From: Mills, Bill <Bill.Mills@idwr.idaho.gov>
Date: Fri, Feb 2, 2024 at 12:29 PM
Subject: RE: G 5 Land Transfer
To: Ryan Cranney <cranneyryan@gmail.com>

Mail us a check for \$160.00 made out to IDWR as soon as you can marked attn: Bill or drop off a check before Wednesday (advertising deadline). If you mail a check, I'll email you the receipt as soon as we get it.

Bill

From: Ryan Cranney <cranneyryan@gmail.com>
Sent: Friday, February 2, 2024 12:24 PM
To: Mills, Bill <Bill.Mills@idwr.idaho.gov>
Subject: Re: G 5 Land Transfer

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.

Yes, I agree Bill. Great idea. What do I need to do?

Ryan

On Fri, Feb 2, 2024 at 11:28 AM Mills, Bill <Bill.Mills@idwr.idaho.gov> wrote:

Ryan,

As I was prepping your transfer for advertising, I couldn't help but notice that Water Right 45-2603 currently only has 1 point of Diversion, the SWSWSW of Sec. 16, Twp 12S Rge 21E. This seems like an opportunity to add all the wells in the system to that water right, which is the oldest right in the system (priority date 2/11/1960). Since the rights are additive, you would have to pay an additional fee for the 1.95 cfs rate of the water right. The total fee would be \$1060.00.

\$1060.00 - \$900.00 already paid = \$160.00 additional fee.

What do you think?

Thanks,

Bill

Mills, Bill

From: Price, Fredric W <fwprice@blm.gov>
Sent: Monday, January 29, 2024 12:42 PM
To: Ryan Cranney; Mills, Bill
Cc: McCrea, Sandra L
Subject: Re: [EXTERNAL] Re: G5 Land Company & BLM Transfer Application

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.

Bill,

Normally, BLM water rights are described completely separate from the related private rights, but I see this set was recommended and decreed all together. Therefore, I am fine with combined use remarks that include the private/BLM rights together.

With regard to combined use remarks:

- no combined use remark is needed for total diversion rate because all the rights are cumulative for cfs;
- the partial decrees included a combined use remark for total volume as is normal since the source is groundwater. Those remarks should continue; and
- the partial decrees included a combined use remark for total acres irrigated, so this remark should continue.

Thank you very much for your assistance.

Fredric W. Price
Water Rights Specialist
BLM, Idaho State Office
1387 S. Vinnell Way
Boise, Idaho 83709-1657
(208) 373-3831
fwprice@blm.gov

From: Ryan Cranney <cranneyryan@gmail.com>
Sent: Monday, January 29, 2024 8:08 AM
To: Mills, Bill <Bill.Mills@idwr.idaho.gov>
Cc: Price, Fredric W <fwprice@blm.gov>; McCrea, Sandra L <smccrea@blm.gov>
Subject: [EXTERNAL] Re: G5 Land Company & BLM Transfer Application

This email has been received from outside of DOI - Use caution before clicking on links, opening attachments, or responding.

Thanks for the good catch Bill. Yes, please go ahead and make the change from 22.9 to 23.35.

Thank you,

Ryan Cranney

On Mon, Jan 29, 2024 at 7:01 AM Mills, Bill <Bill.Mills@idwr.idaho.gov> wrote:

To All Whom This Concerns:

On page 3 of the transfer application for G5 Land Co & BLM, the total for the three water rights is listed as 22.9 cfs, but the combined rate for the three water rights is actually 23.35 cfs. I can make the change to the application indicating 23.35 cfs, if both parties respond by email indicating that 23.35 cfs is the correct flow rate. I have attached a copy of the transfer page and copies of the proof reports, so everyone can verify 23.35 cfs is the correct amount. Once I have emails from both parties indicating the amount should be 23.35 cfs and not 22.9 cfs, I can make the correction and start processing the transfer application.

Thank you,

Bill Mills

Sr. Water Resource Agent

IDWR Southern Region