

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 26 2023

Transfer No.

88687

DEPT OF WATER RESOURCES
SOUTHERN REGION

MINIMUM REQUIREMENTS CHECKLIST

TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

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

Name of Applicant(s) WEBB BROTHERS LAND & LIVESTOCK 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 #1-9.

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
DEC 26 2023
DEPT. OF WATER RESOURCES
SOUTHERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant WEBB BROTHERS LAND & LIVESTOCK LLC Phone (208) 349-5740
Mailing Address 22 N YALE RD, DECLO ID 83323 Email _____

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

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

☒ No Representative

Name of Representative _____ Phone _____
Mailing Address _____ Email _____

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

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

 ERIC WEBB - PARTNER 12/21/23
Signature of Applicant or Authorized Representative Print Name and Title if applicable Date

Signature of Applicant or Authorized Representative Print Name and Title if applicable Date

A. PURPOSE OF TRANSFER

1.	Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
43-13897	No	No	No	No	Yes	No	No

2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**

One of the wells at the facility is not producing sufficiently, so it is necessary to drill a new well.

There will be three authorized PODs at the facility.

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 TO A SEPARATE SYSTEM, DESCRIBE PORTIONS TO BE CHANGED TO A SEPARATE SYSTEM AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1. Detailed Water Right Description(s) Attached labeled Part 1.

Summary of Water Rights After the Approved Change

Transferred Right (All or Part)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	Original Right (Remaining Portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
43-13897	0.280 cfs	51.1 af	N/A	N/A		N/A	N/A	N/A	N/A
COMBINED									
TOTALS	0.280 cfs	51.1 af	N/A	N/A		N/A	N/A	N/A	N/A

2. Total amount of water proposed to be transferred or changed 0.28 cubic feet per second and/or _____ acre-feet per annum

3. Points(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
- ☒ As shown in Part 1.
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.

4. Place of Use:

- ☐ No changes to place of use are proposed. (Proceed to #5.)
- ☒ As shown in Part 1.
- ☐ See Attachment.

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

Proposed Water Right No. 43-13897

Current Water Right Owner
 WEBB BROTHERS LAND
 & LIVESTOCK LLC
 22 N YALE RD
 DECLO, ID 83323

Priority Date: 5/29/1950

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
COMMERCIAL	1 /1	12/31	0.280 CFS	51.1 AFA	
DOMESTIC	1 /1	12/31	0.110 CFS	3.0 AFA	
STOCKWATER	1 /1	12/31	0.280 CFS	51.1 AFA	
Total Diversion			0.280 CFS	51.1 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SESW	Sec. 31 Twp 10S Rge 28E CASSIA County
GROUND WATER	L2(NWNE)	Sec. 6 Twp 11S Rge 28E CASSIA County
GROUND WATER	L3(NENW)	Sec. 6 Twp 11S Rge 28E CASSIA County

Place of Use: COMMERCIAL

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	28E	6		X	X		X			X									
				L 2			L 3												

Place of Use: DOMESTIC

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	28E	31												X					
11S	28E	6					X												
							L 3												

Place of Use: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	28E	6		X	X		X			X									
				L 2			L 3												

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

Diversion system will consist of three wells serving a feedlot. Measuring devices are in place, and will be installed on new well.

- 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?
No, ☒ If Yes, ☐

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

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

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

- e. Describe the use of any other water right(s) for the same purpose or land, or same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:
None

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

Yes ☐

No ☒

☐

☒

undergone a period of five or more consecutive years of non-use,

☐

☒

currently leased to the Water Supply Bank,

☐

☒

currently used in a mitigation plan limiting the use of water under the right, or

☐

☒

currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe:

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

Current Water Right No. 43-13897

Current Water Right Owner
 WEBB BROTHERS LAND
 & LIVESTOCK LLC
 22 N YALE RD
 DECLO, ID 83323

Priority Date: 5/29/1950

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
COMMERCIAL	1 /1	12/31	0.280 CFS	51.1 AFA	
DOMESTIC	1 /1	12/31	0.110 CFS	3.0 AFA	
STOCKWATER	1 /1	12/31	0.280 CFS	51.1 AFA	
Total Diversion			0.280 CFS	51.1 AFA	

Source and Point(s) of Diversion:

GROUND WATER	L3(NENW)	Sec. 6 Twp 11S Rge 28E CASSIA County
GROUND WATER	SESW	Sec. 31 Twp 10S Rge 28E CASSIA County

Place of Use: COMMERCIAL

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	28E	6		X	X		X			X									0.0
				L 2			L 3												

Place of Use: DOMESTIC

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	28E	31												X					0.0
11S	28E	6					X												0.0
							L 3												

Place of Use: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	28E	6		X	X		X			X									0.0
				L 2			L 3												

Conditions/Remarks:

1. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 143.
2. 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).
3. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

4. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality monitoring and/or permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

APPLICATION FOR TRANSFER OF WATER RIGHT PART 3

☒ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.

☐ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b**. If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

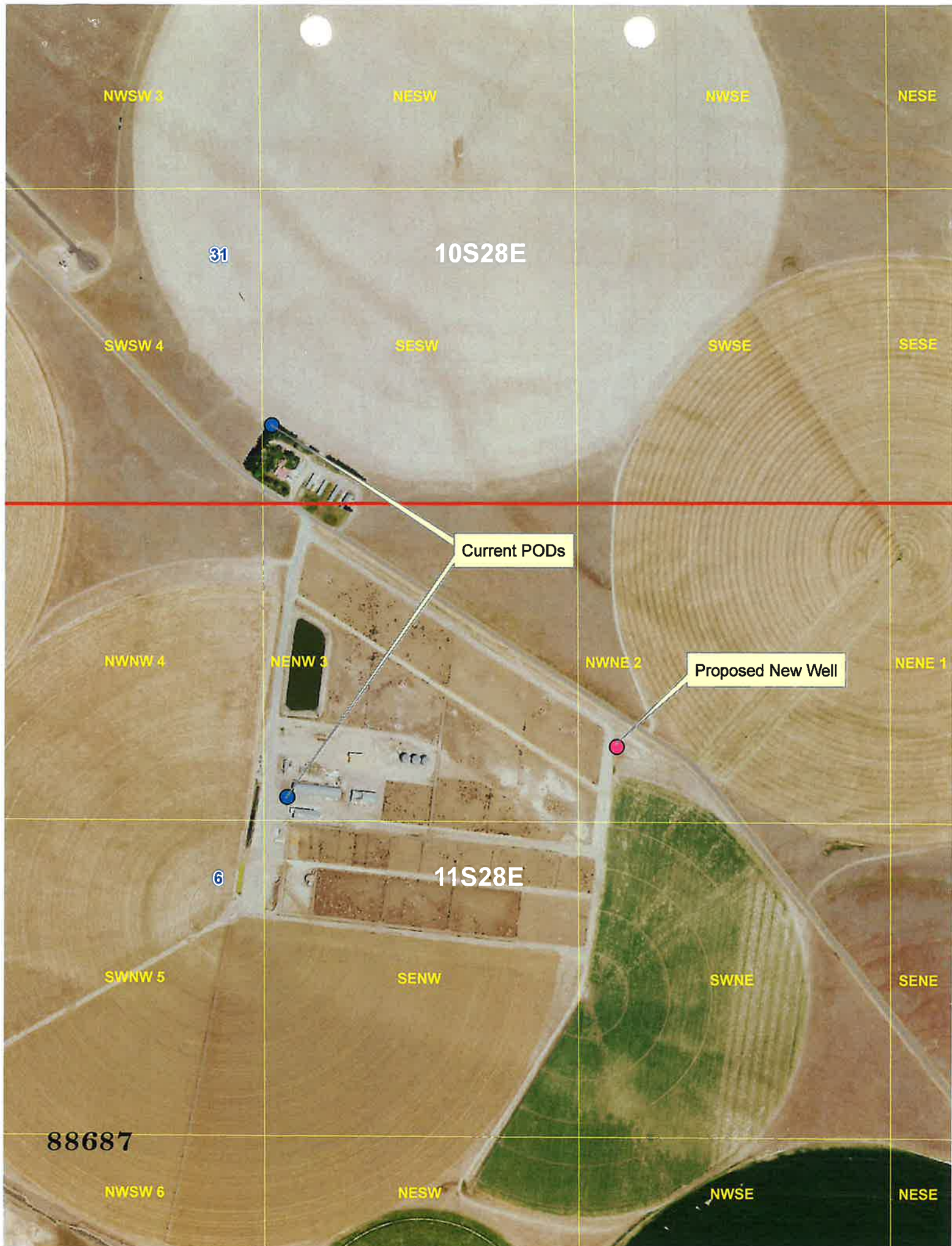
☐ If you propose to change the nature of use or period of use of all or part of the right(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation.
Label it **Attachment #8b**

1. Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above.:

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There are approximately 20 lines visible. The paper has a slight shadow on its right side, suggesting it's resting on a surface.

Transfer Contains 8 pages and 1 attachments.
 Received By _____ Date 12-26-2023 Prelim. Check By _____ Date _____
 Fee Paid \$500 - Date 12-26-2023 Received By sq Receipt # 5040035
 Add'l Fee Paid _____ Date _____ Received By _____ Receipt # _____





0005243479

**STATE OF IDAHO***Office of the secretary of state, Phil McGrane***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 #: 0005243479

Date Filed: 5/16/2023 11:14:03 AM

B0802-3975 05/16/2023 11:14 AM Received by Office of the Idaho Secretary of State

Entity Name and Mailing Address:

Entity Name: WEBB BROTHERS LAND & LIVESTOCK, L.L.C.
The file number of this entity on the records of the Idaho Secretary of State is: 0000008091
Address: 22 N YALE RD
DECLO, ID 83323-6012

Entity Details:

Entity Status: Active-Existing
This entity is organized under the laws of: IDAHO
If applicable, the old file number of this entity on the records of the Idaho Secretary of State was: W1200

The registered agent on record is:

Registered Agent: Todd Jensen
Registered Agent
Physical Address
289 CENTENNIAL DRIVE
HEYBURN, ID 83336
Mailing Address
289 CENTENNIAL DRIVE
TODD JENSEN
HEYBURN, ID 83336

Agent or Address Change

☐ Select if you are appointing a new agent.

Limited Liability Company Managers and Members

Name	Title	Business Address
Josh Webb	Member	289 CENTENNIAL DRIVE HEYBURN, ID 83336
Justin Webb	Member	289 CENTENNIAL DRIVE HEYBURN, ID 83336
Eric Webb	Member	289 CENTENNIAL DRIVE HEYBURN, ID 83336
Todd Jensen	Member	289 CENTENNIAL DRIVE HEYBURN, ID 83336

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

Job Title: CFO

*Todd Jensen**05/16/2023*

Sign Here

Date

Customer Ad Proof

164-60002276

ID DEPARTMENT OF WATER RESOURCES

Order Nbr 147810

Publication

Times News

Contact ID DEPARTMENT OF WATER RESOURCES
Address 1 650 ADDISON AVE W, STE 500
Address 2
City St Zip TWIN FALLS ID 83301
Phone 2087363033
Fax

PO Number
Rate Legal Notice
Order Price 258.43
Amount Paid 0.00
Amount Due 258.43

Section Legals
SubSection
Category 50 Legal

Start/End Dates 01/18/2024 - 01/25/2024
Insertions 2
Size 157

Ad Key 147810-1
Keywords water right apps

Salesperson(s) Legal Notices
Taken By Christina Palma

Notes

Ad Proof

App. for Permit 36-17284
Transfer 88703

Proof of legal notice received from Times News 1-11-2024 (2 pgs)

✓
DM

Customer Ad Proof

164-60002276 ID DEPARTMENT OF WATER RESOURCES

Order Nbr 147810

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

36-17284

OLD CURRAN RANCH LLC

PO BOX 3398

HAILEY, ID 83333-3398

Point of Diversion NESWNE S31 T07S R14E GOODING County Source BILLINGSLEY CREEK Tributary SNAKE RIVER

Use: WILDLIFE 10/15 to 02/14 14.1 CFS

Use: DIVERSION TO STORAGE 10/15 to 02/14 14.1 CFS

Use: WILDLIFE STORAGE 10/15 to 02/14 37.4 AF

Total Diversion: 14.1 CFS

Date Filed: 12-20-2023

Place Of Use: WILDLIFE, WILDLIFE STORAGE

T07S R13E S23 SW (ALL)

Place Of Use: WILDLIFE, WILDLIFE STORAGE

T07S R13E S26 SWNE, NENW, NWNW, SENW, NESW, NWSE

Application proposes additional uses of 14.1 cfs of Billingsley Creek water that is already diverted under water right 36-16857 for wildlife and wildlife storage from 1/1 to 12/31. The proposed wildlife storage use will be mitigated by drying up 10.1 acres of irrigation under water right 36-16857. Proposed point of diversion is the existing Curran Ditch Diversion located approximately 2.6 miles south and 2.0 miles east of Hagerman. Proposed place of use is located approximately 0.7 to 2.0 miles south and 0.1 miles east to 0.5 miles west of Hagerman. This application proposes to appropriate trust water and will be evaluated in compliance with Section 42-203C, Idaho Code, and IDWR's Water Appropriation Rules, IDAPA 37.03.08. Published in the Idaho Statesman & Post Register on January 17th & 24th, and Times News & Lewiston Tribune January 18th & 25th, 2024.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 88687

WEBB BROTHERS LAND & LIVESTOCK LLC, 22 N YALE RD, DECLEO, ID 83323-6012 has filed Application No. 88687 for changes to the following water rights within CASSIA County(s): Right No(s). 43-13897. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to add a point of diversion (POD) to stockwater, commercial & domestic right 43-13897 (0.28 cfs). The two current PODs are existing wells at a feedlot located approximately 13.4 miles north and 7.3 miles east of Malta. The proposed new well is to be located immediately adjacent to the feedlot.

TRANSFER NO. 88703

OLD CURRAN RANCH LLC, PO BOX 3398, HAILEY, ID 83333-3398 has filed Application No. 88703 for changes to the following water rights within GOODING County(s): Right No(s). 36-16857. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes rearranging a wildlife and wildlife storage place of use (POU) to match current locations of delivery system and wildlife ponds for a Billingsley Creek water right (14.1 cfs wildlife and 56 af wildlife storage). There will be no change to the point of diversion. Proposed POU is located approximately 0.7 to 2.0 miles south and 0.1 miles east to 0.5 miles west of Hagerman. Published in the Idaho Statesman & Post Register on January 17th & 24th, and Times News & Lewiston Tribune January 18th & 25th, 2024.

Permits will be subject to all prior water rights. For additional information concerning the property locations, contact Southern Region office at (208) 736-3033; or for a full description of the rights &/or proposed transfer, please see <https://research.idwr.idaho.gov>. Protests may be submitted based on the criteria of Sec 42-222 and 42-203A, Idaho Code. Any protest against the approval of this application(s) must be filed with the Director, Dept. 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 February 5, 2024. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director
Publish: January 18, 25, 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

January 11, 2024

WEBB BROTHERS LAND & LIVESTOCK LLC
22 N YALE RD
DECLO, ID 83323

RE: Transfer No. 88687
Water Right No(s). 43-13897

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 **1/18/2024** and **1/25/2024**. 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 **February 5, 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, January 11, 2024 4:56 PM
To: Ragan, Brian
Subject: Comment Letter for Transfer 88687 Webb Brothers Land & Livestock
Attachments: Comment letter to WD143 for 88687.docx; Transfer 88687 Webb Brothers Land & Livestock.pdf

Good afternoon Brian,

Attached is an application for transfer currently being processed by the department within WD143. Please review the application and provide any necessary comments within 21 days.

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

Thank you in advance,

Denise @ Southern



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

January 11, 2024

BRIAN RAGAN
WATER DISTRICT 143
PO BOX 83720
BOISE ID 83720-0098

Re: Transfer No(s). 88687 (Webb Brothers Land & Livestock LLC)

Dear Brian:

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, January 11, 2024 11:36 AM
To: Times News
Subject: LEGAL NOTICES (8 total): Account No. 164-60002276
Attachments: Times News cover letter (water right apps).docx; Times News ad (water right apps).docx; Times News cover letter (Mitigation Plans).docx; Bingham GWD Mitg Plan SWC 2024.docx; BJGWD Mitg Plan SWC 2024.docx; JCGWD Mitg Plan SWC 2024.docx; Madison-HF GWDs Mitg Plan SWC 2024.docx; MVGWD Mitg Plan SWC 2024.docx; NSGWD Mitg Plan SWC 2024.docx; A&B Stip to Amended Mitg Plan SWC 2024.docx

Good morning,

Attached please find **(8)** legal notices being submitted for publication on January 18th & 25th, 2024. These publications are for Idaho Dept of Water Resources in Twin Falls, Idaho, under Account No. 164-60002276. *7 of the 8 attachments are larger than the publications we normally advertise.*

Please let me know if there are any questions or if you are not able to run the ads 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

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

January 11, 2024

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

RE: Transfer No. 88687
Water Right No(s). 43-13897

RE: Transfer No. 88703
Water Right No(s). 36-16857

RE: Application for Permit No. 36-17284

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 **February 5, 2024**. Your cooperation is appreciated.

Sincerely,
Denise Maline

Denise Maline
Administrative Assistant

Enclosure(s)

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

36-17284

OLD CURRAN RANCH LLC

PO BOX 3398

HAILEY, ID 83333-3398

Point of Diversion NESWNE S31 T07S R14E GOODING County Source BILLINGSLEY CREEK Tributary SNAKE RIVER

Use: WILDLIFE 10/15 to 02/14 14.1 CFS

Use: DIVERSION TO STORAGE 10/15 to 02/14 14.1 CFS

Use: WILDLIFE STORAGE 10/15 to 02/14 37.4 AF

Total Diversion: 14.1 CFS

Date Filed: 12-20-2023

Place Of Use: WILDLIFE, WILDLIFE STORAGE

T07S R13E S23 SW (ALL)

Place Of Use: WILDLIFE, WILDLIFE STORAGE

T07S R13E S26 SWNE, NENW, NWNW, SENW, NESW, NWSE

Application proposes additional uses of 14.1 cfs of Billingsley Creek water that is already diverted under water right 36-16857 for wildlife and wildlife storage from 1/1 to 12/31. The proposed wildlife storage use will be mitigated by drying up 10.1 acres of irrigation under water right 36-16857. Proposed point of diversion is the existing Curran Ditch Diversion located approximately 2.6 miles south and 2.0 miles east of Hagerman. Proposed place of use is located approximately 0.7 to 2.0 miles south and 0.1 miles east to 0.5 miles west of Hagerman. This application proposes to appropriate trust water and will be evaluated in compliance with Section 42-203C, Idaho Code, and IDWR's Water Appropriation Rules, IDAPA 37.03.08. Published in the Idaho Statesman & Post Register on January 17th & 24th, and Times News & Lewiston Tribune January 18th & 25th, 2024.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 88687

WEBB BROTHERS LAND & LIVESTOCK LLC, 22 N YALE RD, DECLO, ID 83323-6012 has filed Application No. 88687 for changes to the following water rights within CASSIA County(s): Right No(s). 43-13897. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to add a point of diversion (POD) to stockwater, commercial & domestic right 43-13897 (0.28 cfs). The two current PODs are existing wells at a feedlot located approximately 13.4 miles north and 7.3 miles east of Malta. The proposed new well is to be located immediately adjacent to the feedlot.

TRANSFER NO. 88703

OLD CURRAN RANCH LLC, PO BOX 3398, HAILEY, ID 83333-3398 has filed Application No. 88703 for changes to the following water rights within GOODING County(s): Right No(s). 36-16857. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes rearranging a wildlife and wildlife storage place of use (POU) to match current locations of delivery system and wildlife ponds for a Billingsley Creek water right (14.1 cfs wildlife and 56 af wildlife storage). There will be no change to the point of diversion. Proposed POU is located approximately 0.7 to 2.0 miles south and 0.1 miles east to 0.5 miles west of Hagerman. Published in the Idaho Statesman & Post Register on January 17th & 24th, and Times News & Lewiston Tribune January 18th & 25th, 2024.

Permits will be subject to all prior water rights. For additional information concerning the property locations, contact Southern Region office at (208) 736-3033; or for a full description of the rights &/or proposed transfer, please see <https://research.idwr.idaho.gov>. Protests may be submitted based on the criteria of Sec 42-222 and 42-203A, Idaho Code. Any protest against the approval of this application(s) must be filed with the Director, Dept. 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 **February 5, 2024**. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director

Published on January 18th & 25th, 2024

TRANSFER SYNOPSIS

Date: January 9, 2024
To: Webb Brothers Land and Livestock, LLC Transfer #88687 File
From: Jim Bitzenburg
Re: Summary of transfer

Application for transfer proposes to add a point of diversion (POD) to stockwater/commercial/domestic right 43-13897 (0.28 cfs). The two current PODs are existing wells at a feedlot located approximately 13.4 miles north and 7.3 miles east of Malta. The proposed new well is to be located immediately adjacent to the feedlot.

The transfer is within Water District 143 so Watermaster comments will be solicited. The transfer is located within the Raft River Critical Ground Water Management Area so it will be advertised.

FEE MEMORANDUM

Date: January 9, 2024
To: Webb Brothers Land and Livestock, LLC Transfer #88687 File
From: Jim Bitzenburg
Re: Receipting/disposition of fees paid

This transfer was filed on December 26, 2023, and its purpose is to add a point of diversion to a stockwater/commercial/domestic right with a flow rate of 0.28 cfs, so a \$500.00 fee will be applicable. The fee was paid by check #1211 from GW Finance at the time of filing. The IDWR receipt number is S040035.