

RECEIVED

Rev. 07/18

APR 10 2024

DEPT. OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 88881**MINIMUM REQUIREMENTS CHECKLIST**
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER**Amended**

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) Mark VerdegaalCheck 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: Authorization letter from Little Wood River Irrigation District

Amended

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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APR 15 2024

DEPT. OF WATER RESOURCES
SOUTHERN REGIONAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant(s) Mark Verdegaa Elena Verdegaa Phone 831-902-5060
 Mailing address 340 Hunter Ln., Hollister, CA 95023-9748 Email markvsheetmetal@gmail.com

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it Attachment #1.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it Attachment #2a.
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- ☐ 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 Rocky Mountain Environmental Associates, Inc. Phone 208-524-2353
 Mailing address 482 Constitution Way, Ste 303, Idaho Falls, ID 83402 Email kristin.rmea@gmail.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.
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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.

Mark Verdegaa
 Signature of Applicant or Authorized Representative

Mark Verdegaa
 Print Name and Title if applicable

4-9-2024
 Date

Elena Verdegaa
 Signature of Applicant or Authorized Representative

Print Name and Title if applicable

4-10-2024
 Date

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. 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.

3. 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 installation of a pivot in the late 1990s or early 2000s resulted in a reconfiguration of the irrigated acres. Applicant proposes to reconfigure the water right to reflect actual irrigation practices, as well as update the point of diversion that has been used to deliver this water right since at least that time.

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SOUTHERN REGION

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Mark Verdegaaal
 Signature of Applicant or Authorized Representative

Mark Verdegaaal
 Print Name and Title if applicable

4-9-2024
 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.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 installation of a pivot in the late 1990s or early 2000s resulted in a reconfiguration of the irrigated acres. Applicant proposes to reconfigure the water right to reflect actual irrigation practices, as well as update the point of diversion that has been used to deliver this water right since at least that time.

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

DEPT. OF WATER RESOURCES
SOUTHERN REGION

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	37-2245	0.86 cfs	Irrigation	4/15 to 10/31	Little Wood River
☐				to	Trib. to Malad River
☐				to	
☐				to	
☐				to	
☐				to	
☐				to	
☐				to	
☐				to	
☐				to	

Total authorized under rights 0.86 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 0.86 cubic feet per second and/or _____ acre-feet per year.

3. Point(s) of Diversion:

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

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
N			SW	SE	30	1N	21E	Blaine	Little Wood River	East Canal

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	
1N	21E	30													9	15	8	11	43
Total Acres (for irrigation use)																			43

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DEPT. OF WATER RESOURCES
SOUTHERN REGION

**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 diversion for East Canal, to a pump station to mainline to pivot irrigation system. East Canal is operated by Little Wood River Irrigation District, who measures and delivers water to its patrons.
- b. Who owns the property at the point(s) of diversion? Applicant owns the parcel, but Little Wood River I.D. operates canal
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
Little Wood River I.D. operates the canal system and has been delivering this water right to the East Canal for many years. Attachment #10 provides necessary authorization to update this water right.
- 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:
Reconfiguration will relocate the irrigated acres and any acres no longer within the place of use will not be irrigated under this right.
- f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:
No other water rights at existing POD. Proposed POD is the diversion for the East Canal, which is shared by many other water users. POU is also covered by storage water in Little Wood Reservoir through Little Wood River Irrigation District.
- 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:

Amended

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT REPORT

2/8/2024

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 37-2245

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ELENA S VERDEGAAL
Current Owner	MARK A VERDEGAAL 340 HUNTER LN HOLLISTER, CA 95023-9748 8319020506
Original Owner	CAROL J WOODBURY
Original Owner	LYLE D WOODBURY 305 N YALE RD AMERICAN FALLS, ID 83211 2083495591

Priority Date: 08/14/1912

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
LITTLE WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	0.86 CFS	
Total Diversion			0.86 CFS	

Location of Point(s) of Diversion:

LITTLE WOOD RIVER | SESWNE | Sec. 30 | Township 01N | Range 21E | BLAINE County

Place(s) of use:

Place of Use Legal Description: IRRIGATION BLAINE County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
01N	21E	30		NESE	0.5		NWSE	21		SWSE	8.5		SESE	13

Amended

Total Acres: 43

Conditions of Approval:

1. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
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.

Dates:

Licensed Date:

Decreed Date: 09/29/2006

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector: AND

Water District Number: 37N

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

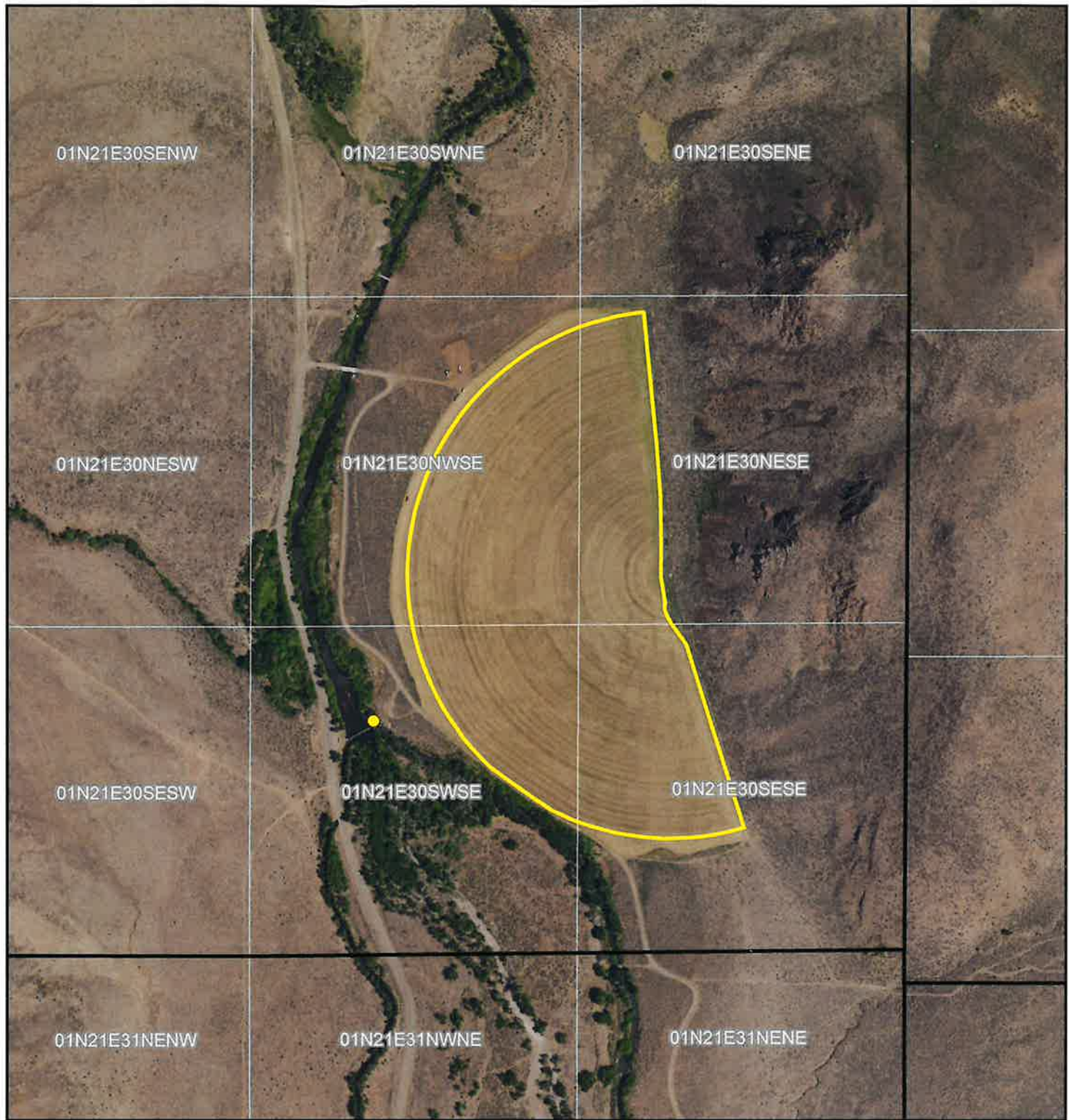
Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Amended

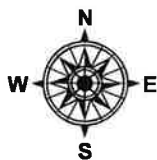


0 500 1,000 2,000 Feet

2021 NAIP

Legend

- Proposed POD
 - Proposed POU
 - Twp & Rng
 - Section
- QQ



Attachment #7a. Proposed Location Mark Verdegaa

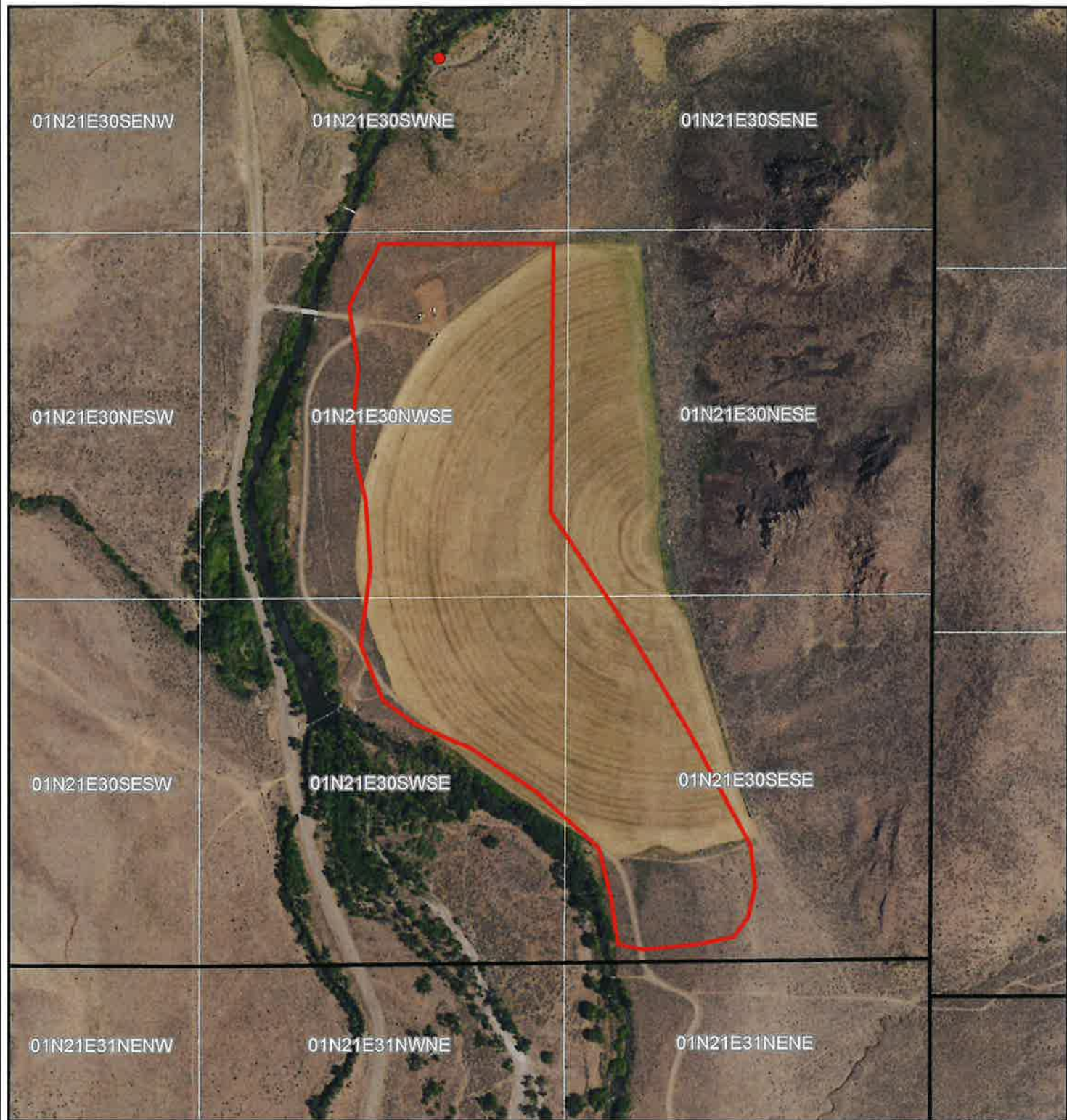
RMEA # 22-0124

by: KM

Date: 4/9/2024

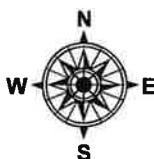


Amended



Legend

- Current POD
 - Current POU
 - Twp & Rng
 - Section
- QQ



Attachment #7b. Existing Location Mark Verdegaal

RMEA # 22-0124

by: KM

Date: 2/8/2024



Amended



PO Box 355, 20484 Main Carey ID 83320
(208) 823-4014 fax (208) 823-4422

To Whom It May Concern:

Little Wood River Irrigation District has no objection with Mark and Elena Verdegaal changing the POD for water right 37-2245 into the East Canal that we operate and currently deliver their water to.

**Thanks,
Bryan Wood
District Manager**

Amended

RECEIVED

MAR 22 2024

DEPT. OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

RECEIVED

MAR 12 2024

DEPT. OF WATER RESOURCES
EASTERN REGION

RECEIVED

MAR 18 2024

DEPT. OF WATER RESOURCES
WESTERN REGION**MINIMUM REQUIREMENTS CHECKLIST**
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- ☒ * Completed Application for Transfer of Water Right form, Part 1.
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APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

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Signature of Applicant or Authorized Representative

Mark Verdegaaal
Print Name and Title if applicable

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Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

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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	37-2245	0.86 cfs	Irrigation	4/15 to 10/31	Little Wood River
☐				to	Trib. to Malad River
☐				to	
☐				to	
☐				to	
☐				to	
☐				to	
☐				to	
☐				to	
☐				to	

Total authorized under rights 0.86 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 0.86 cubic feet per second and/or _____ acre-feet per year.

3. Point(s) of Diversion:

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

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
N			SW	SE	30	1N	21E	Blaine	Little Wood River	East Canal

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	
1N	21E	30													9	17	9	12	47
Total Acres (for irrigation use)																			47

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 diversion for East Canal, to a pump station to mainline to pivot irrigation system. East Canal is operated by Little Wood River Irrigation District, who measures and delivers water to its patrons.
- b. Who owns the property at the point(s) of diversion? Applicant owns the parcel, but Little Wood River I.D. operates canal
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
Little Wood River I.D. operates the canal system and has been delivering this water right to the East Canal for many years. Attachment #10 provides necessary authorization to update this water right.
- 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:
Reconfiguration will relocate the irrigated acres and any acres no longer within the place of use will not be irrigated under this right.
- f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:
No other water rights at existing POD. Proposed POD is the diversion for the East Canal, which is shared by many other water users. POU is also covered by storage water in Little Wood Reservoir through Little Wood River Irrigation District.
- 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

WATER RIGHT REPORT

2/8/2024

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 37-2245

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ELENA S VERDEGAAL
Current Owner	MARK A VERDEGAAL 340 HUNTER LN HOLLISTER, CA 95023-9748 8319020506
Original Owner	CAROL J WOODBURY
Original Owner	LYLE D WOODBURY 305 N YALE RD AMERICAN FALLS, ID 83211 2083495591

SUPERSEDED

Priority Date: 08/14/1912

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
LITTLE WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	0.86 CFS	
Total Diversion			0.86 CFS	

Location of Point(s) of Diversion:

LITTLE WOOD RIVER|SESWNE|Sec. 30|Township 01N|Range 21E|BLAINE County

Place(s) of use:

Place of Use Legal Description: IRRIGATION BLAINE County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
01N	21E	30		NESE	0.5		NWSE	21		SWSE	8.5		SESE	13

Total Acres: 43

Conditions of Approval:

1. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
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.

Dates:

Licensed Date:

Decreed Date: 09/29/2006

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

SUPERSEDED

Other Information:

State or Federal: S

Owner Name Connector: AND

Water District Number: 37N

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

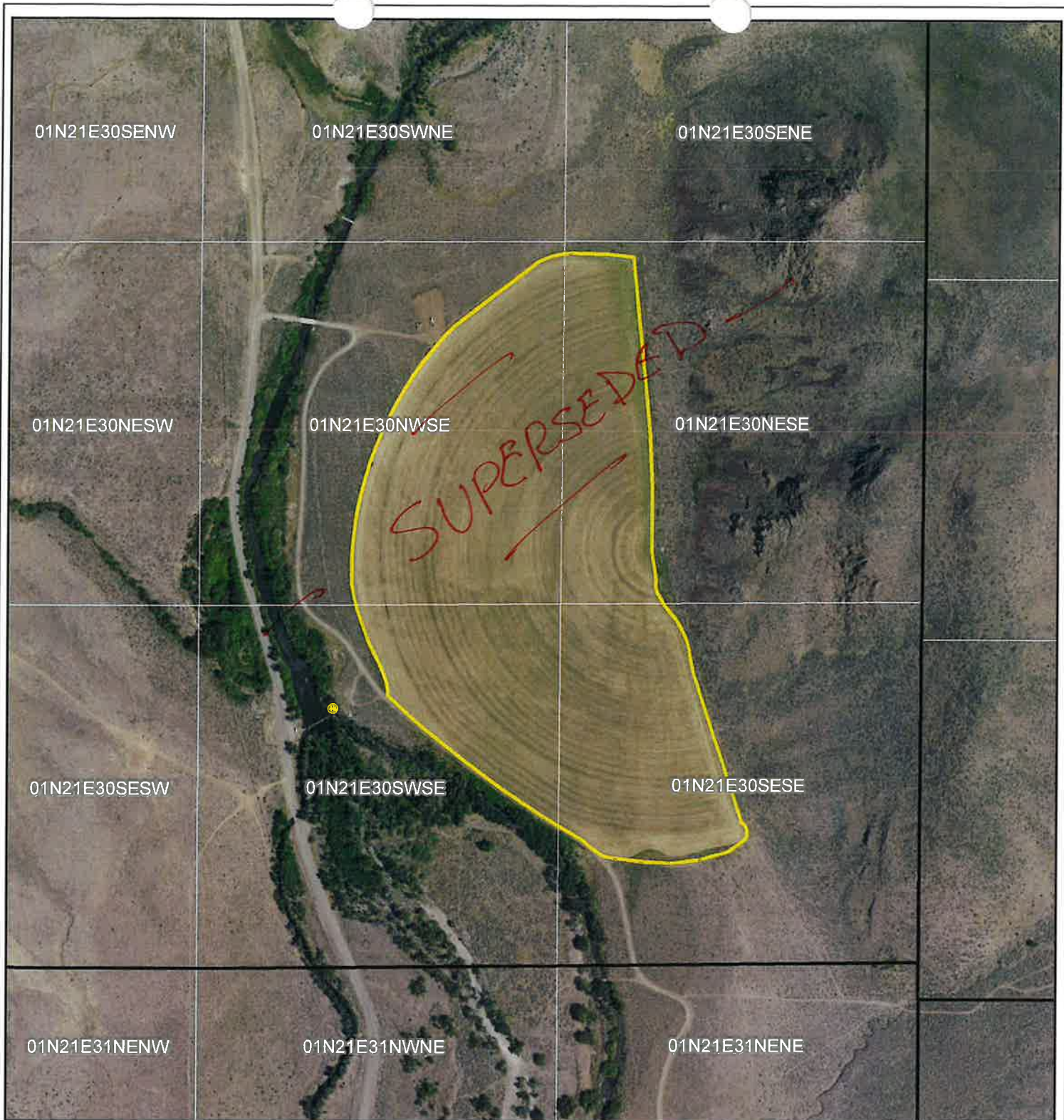
Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

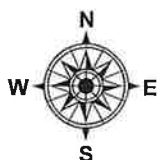


0 500 1,000 2,000 Feet

2021 NAIP

Legend

- Proposed POD □ QQ
- Proposed POU
- ▭ Twp & Rng
- ▭ Section



Attachment #7a. Proposed Location

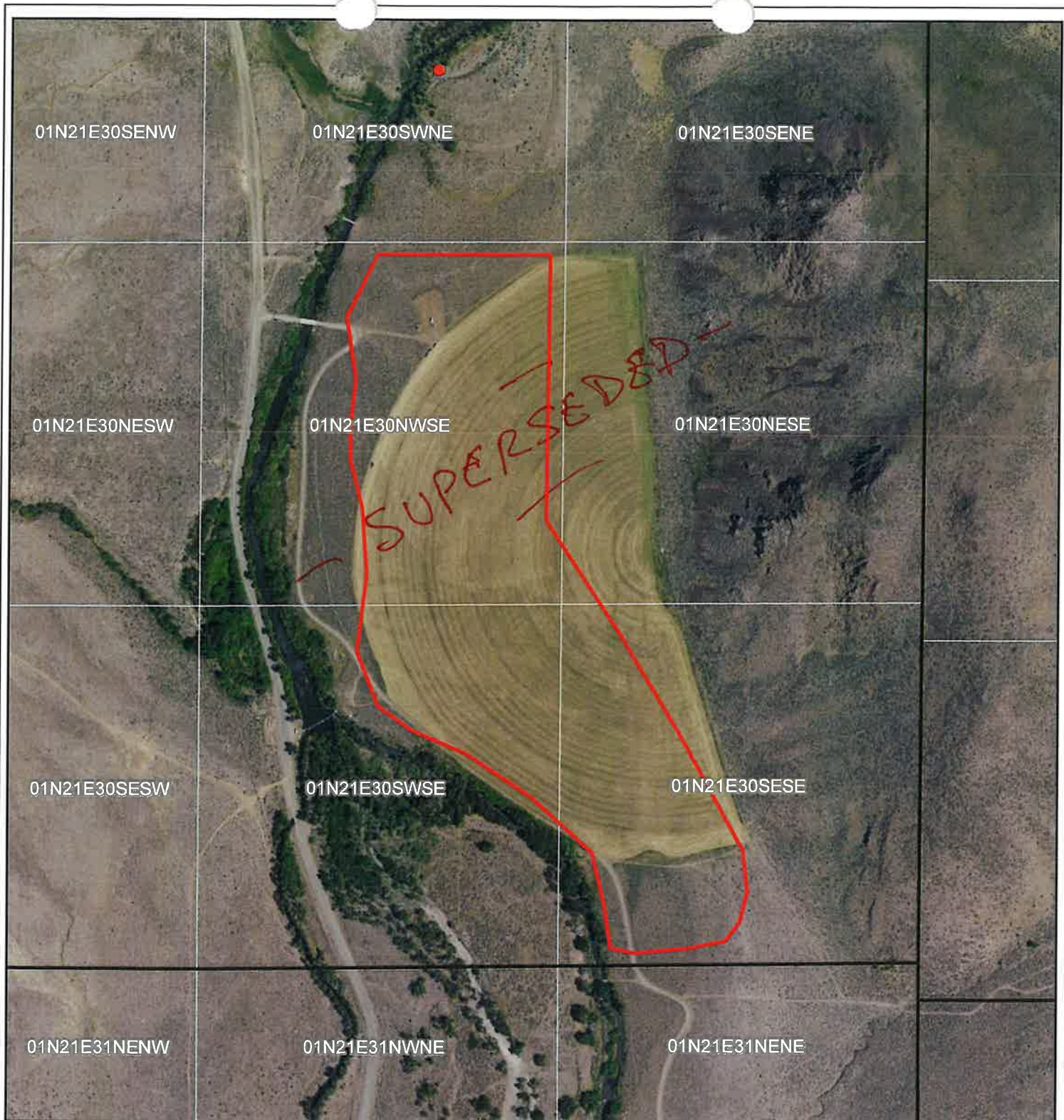
Mark Verdegaal

RMEA # 22-0124

by: KM

Date: 2/8/2024



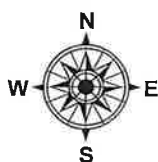


0 500 1,000 2,000 Feet

2021 NAIP

Legend

- Current POD QQ
- Current POU
- Twp & Rng
- Section



Attachment #7b. Existing Location

Mark Verdegaa

RMEA # 22-0124

by: KM

Date: 2/8/2024



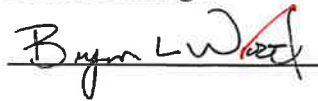


PO Box 355, 20484 Main Carey ID 83320
(208) 823-4014 fax (208) 823-4422

To Whom It May Concern:

Little Wood River Irrigation District has no objection with Mark and Elena Verdegaal changing the POD for water right 37-2245 into the East Canal that we operate and currently deliver their water to.

Thanks,
Bryan Wood
District Manager



SUPERSEDED



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

April 24, 2024

MARK A VERDEGAAL
ELENA S VERDEGAAL
340 HUNTER LN
HOLLISTER, CA 95023-9748

RE: Transfer No. 88881
Water Right No(s). 37-2245

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 5/1/2024 and 5/8/2024**. 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 **May 20, 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: Rocky Mountain Environmental Assoc. Inc., Idaho Falls, Idaho



IDAHO DEPARTMENT OF
WATER RESOURCES

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Governor Brad Little

Director Mathew Weaver

April 24, 2024

WATER DISTRICT 37N
BRYAN WOOD
PO BOX 15
CAREY ID 83320-0015

Re: Transfer No(s). 88881 (Mark & Elena Verdegaal)

Dear Bryan:

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: Wednesday, April 24, 2024 3:31 PM
To: Dawson,Bradley
Subject: Comment Letter for App for Transfer 88881 (Verdegaal)
Attachments: App for Transfer 88881 (Verdegaal).pdf; Comment letter to F&G for 88881.docx

Good afternoon Bradley,

Attached is an application for transfer currently being processed by the department. Please review the application 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

April 24, 2024

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

Re: Transfer No(s). 88881 (Mark & Elena Verdegaal)

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 May 20, 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: Wednesday, April 24, 2024 12:50 PM
To: Idaho Mountain Express
Subject: LEGAL NOTICE
Attachments: Idaho Mtn Express cover letter.docx; Idaho Mtn Express ad.docx

Good afternoon,

Attached please find **(1)** legal notice being submitted for publication on May 1st & 8th, 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



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Governor Brad Little

Director Mathew Weaver

April 24, 2024

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

RE: Transfer No. 88881
Water Right No(s). 37-2245

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 **May 20, 2024**. Your cooperation is appreciated.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 88881**

MARK A VERDEGAAL and ELENA S VERDEGAAL, 340 HUNTER LN, HOLLISTER, CA 95023-9748 has filed Application No. 88881 for changes to the following water rights within BLAINE County(s): Right No(s). 37-2245; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the point of diversion (POD) and the place of use (POU) for water right 37-2245, which currently diverts up to 0.86 cfs from the Little Wood River for the irrigation of 43.0 acres. The proposed POD (East Canal) is located approximately 5.7 miles north and 2.6 miles west of Carey. The transfer reflects current conditions resulting from changes in the system that have occurred over time.

For additional information concerning the property location, contact Southern Region office at (208)736-3033. 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 **May 20, 2024**. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director
Published on May 1st & 8th, 2024

TRANSFER SYNOPSIS

Date: April 15, 2024
To: Transfer 88881, Mark and Elena Verdegaal Transfer file
From: Jim Bitzenburg
Re: Summary of transfer

Application for transfer proposes to change the point of diversion (POD) and the place of use (POU) for water right 37-2245, which currently diverts up to 0.86 cfs from the Little Wood River for the irrigation of 43.0 acres. The proposed POD (East Canal) is located approximately 5.7 miles north and 2.6 miles west of Carey. The transfer reflects current conditions resulting from changes in the system that have occurred over time.

The proposed transfer is in Water District 37N and Watermaster comments will be solicited. Because the transfer proposes changing PODs on a stream source, the transfer will be advertised and subject to public scrutiny.

FEE MEMORANDUM

Date: April 15, 2024
To: Mark and Elena Verdegaal Transfer #88881 File
From: Jim Bitzenburg
Re: Receipting/disposition of fees paid

This transfer was filed on March 12, 2024 (in Eastern Region) and modifies the place of use (POU) and point of diversion (POD) for irrigation right 37-2245 (0.86 cfs). Because the POD is changing to a new location and the entire flow rate could be diverted there, it is appropriate to base the fee on the entire flow rate. In this case, from the transfer fee schedule, it equates to a fee of \$500.00, which was paid by Rocky Mountain Environmental (representative) at the time of filing with check #22537, IDWR receipt #E049870.

Bitzenburg, James

From: Kristin Moore <kristin.rmea@gmail.com>
Sent: Monday, April 15, 2024 8:54 AM
To: Bitzenburg, James
Subject: Re: Verdegaal transfer
Attachments: SignaturePage_w_Elena.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,

See the attached signature page.

Kristin Moore

Water Rights Analyst
482 Constitution Way, Ste 303, Idaho Falls, ID 83402
E-Mail: kristin.rmea@gmail.com
VOICE: 208-524-2353 ||| FAX: 208-524-1795



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On Thu, Apr 11, 2024 at 10:28 AM Bitzenburg, James <James.Bitzenburg@idwr.idaho.gov> wrote:

Kristin-

I began data entry on the Verdegaal transfer and I noticed that Elena S. Verdegaal is shown on water right 37-2245 as a current owner, along with Mark Verdegaal, the currently listed transfer applicant. Elena needs to be listed on the transfer as an applicant, along with Mark, and they both need to sign, as the name connector on the water right is 'and'. So, I need to have you send a new page 2 (signature page) with both names and both signatures. If the intent is to not have her listed as a current owner, along with Mark, then we will need documentation that removes her as a current owner on the right.

Thanks,

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: Kristin Moore <kristin.rmea@gmail.com>
Sent: Wednesday, April 10, 2024 8:18 AM
To: Bitzenburg, James
Subject: Mark Verdegaal transfer
Attachments: ProposedPOU_Amended.sbn; ProposedPOU_Amended.prj;
ProposedPOU_Amended.shp; ProposedPOU_Amended.sbx;
ProposedPOU_Amended.dbf; ProposedPOU_Amended.shx;
AmendedTransfer_App_Verdegaal_2024_BINDER.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,

Please see the attached amended transfer to correct the acreage on Mark's transfer application you are processing. It was signed by Mark and I included a copy of the photo of the signature page he sent to me. Hope that works. I've also attached a copy of the new POU shapefile. Let me know if you need anything else.

Thanks,

Kristin Moore

Water Rights Analyst
482 Constitution Way, Ste 303, Idaho Falls, ID 83402
E-Mail: kristin.rmea@gmail.com
VOICE: 208-524-2353 ||| FAX: 208-524-1795



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