

RECEIVED

JUN 17 2024

DEPT. OF WATER RESOURCES
SOUTHERN REGION

**WITHDRAWAL
OF
APPLICATION FOR TRANSFER OF WATER RIGHT(S)**

I/We, **SSJ Farms LLC** and _____
(Applicant's Printed Name) (Applicant's Printed Name)

_____ and _____
(Applicant's Printed Name) (Applicant's Printed Name)

hereby withdraw our Application for Transfer No. **87825** of Water Right

No(s). **36-2123, 36-7193**

Signed this 15th day of June, 20 24

Shirley Dahl manager
(Signature/Title of Applicant)

(Signature/Title of Applicant)

(Signature/Title of Applicant)

(Signature/Title of Applicant)

SUPPORT DATA
IN FILE # 36-2123

Database updated by
JB 6-28-2024

RECEIVED

JUN 06 2024

DEPT. OF WATER RESOURCES
SOUTHERN REGION

WITHDRAWAL

OF

APPLICATION FOR TRANSFER OF WATER RIGHT(S)

I/We, SSJ Farms LLC and _____,
(Applicant's Printed Name) (Applicant's Printed Name)

(Applicant's Printed Name) and _____,
(Applicant's Printed Name)

hereby withdraw our Application for Transfer No. 87825 of Water Right

No(s). 36-2123, 36-7193

Signed this 1 day of June, 20 24.

[Signature] Authorized Agent
(Signature/Title of Applicant)

(Signature/Title of Applicant)

(Signature/Title of Applicant)

(Signature/Title of Applicant)

SUPERSEDED BY FORM RECEIVED JUNE 17, 2024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

July 19, 2024

SSJ FARMS LLC
453 E SOUTHFORK DR
DRAPER UT 84020-8755

Re: Withdrawal of Application for Transfer No(s). 87825, Water Right No(s). 36-2123 and 36-7193; Transfer No. 87881, Water Right No(s). 36-16420, 36-16424 and 36-16980; Transfer No. 87882, Water Right No. 36-16826; Transfer No. 87884, Water Right No. 36-2124; Transfer No. 87886, Water Right No(s). 36-2124 and 36-16826; Transfer No. 87888, Water Right No. 36-16826

Dear Applicant(s):

Thank you for your recent withdrawal of the above referenced application for transfer. No further action is required at this time.

A refund request was previously submitted for processing and sent to Brockway Engineering PLLC. A partial refund was due for the application(s) that were not processed or advertised.

Please contact our office at 208-736-3033 if you have additional questions on this matter. Also, more information about water rights and other matters administered by this agency is available on our website at www.idwr.idaho.gov.

Sincerely,

Denise Maline

for: Corey Skinner
Southern Regional Manager

c: Brockway Engineering PLLC

Bitzenburg, James

From: Bitzenburg, James
Sent: Friday, June 28, 2024 1:42 PM
To: IdwrPayable
Subject: Request for refund of fees

Good Afternoon-

On April 10, 2023, our office received a group of water right transfer applications for several farms in the Eastern Magic Valley area. We processed and advertised two of the transfers, and, at that point, the representative contacted our office and asked that all processing of the applications cease. On June 17 of this year, we received *Withdrawal of Application for Transfer of Water Right* forms for all the applications, and requests for refunds of the fees. We cannot refund the fees for the two applications that were advertised, but can for the others. The two that were advertised were: Transfer #87808 (right 36-16554), \$500.00 fee, and Transfer #87825 (rights 36-7193 and 36-2123), \$500.00 fee.

The total fee paid was \$6240.00 and the non-refundable portion was \$1000.00, so a refund of \$5240.00 is due to Brockway Engineering, PLLC of Twin Falls. They paid the fees with check #17397 and the IDWR receipt was S039735. Their address is:

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

Thank you and let me know if you need further information.

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: Greg Sullivan <greg.sullivan@brockwayeng.com>
Sent: Monday, June 17, 2024 10:48 AM
To: Skinner, Corey; Bitzenburg, James
Cc: 'Bret Andersen'; 'Michael Stockburger'
Subject: Jentzsch Kearl Farms Transfer Withdrawals
Attachments: Signed Withdrawal Forms.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.

Corey and Jim,

See the attached signed transfer withdrawal forms.

Let me know if you have any additional questions.

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

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



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

JUN 06 2024

DEPT. OF WATER RESOURCES
SOUTHERN REGION

June 3, 2024

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

Re: Transfer Applications

Dear Mr. Skinner:

1. It is requested that transfer # 87808 be withdrawn from being processed by IDWR.
2. It is requested that transfer # 87825 be withdrawn from being processed by IDWR.
3. It is requested that transfer # 87881 be withdrawn from being processed by IDWR.
4. It is requested that transfer # 87882 be withdrawn from being processed by IDWR.
5. It is requested that transfer # 87883 be withdrawn from being processed by IDWR.
6. It is requested that transfer # 87884 be withdrawn from being processed by IDWR.
7. It is requested that transfer # 87885 be withdrawn from being processed by IDWR.
8. It is requested that transfer # 87886 be withdrawn from being processed by IDWR.
9. It is requested that transfer # 87887 be withdrawn from being processed by IDWR.
10. It is requested that transfer # 87888 be withdrawn from being processed by IDWR.

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

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

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

Please send any repayments amounts to Brockway Engineering because processing fees were paid by Brockway Engineering.

Please contact me if you have any questions.

Sincerely,



Greg Sullivan, M.S., Engineer

Cc: Bryan Jentzsch

MEMORANDUM

Date: August 8, 2023
To: Transfer #87825 file
From: Jim Bitzenburg
Re: Evaluation of Sufficiency of Information Submitted

Application for transfer proposes to change the place of use (POU) and points of diversion (POD) of a 12.0 acre, 0.22 cfs portion of irrigation ground water rights 36-2123 and 36-7193. The current POU is located approximately 6.4 to 8.5 miles north and 3.2 to 4.5 miles west of Minidoka. The proposed POU is located adjacent to the current POU. The PODs will be changing from six wells located within the current POU to five existing wells located within the proposed POU.

This is a companion transfer to transfer 87808, which will move a 12.0 acre portion of one right from the adjacent farm back to this farm.

The transfer is in Water District 130 so Watermaster comments were solicited. The Watermaster did not oppose the transfer. The transfer is situated within the Eastern Snake River Plain Aquifer Ground Water Management Area and was advertised and subject to public protest. No protests were filed.

This transfer involves a change in points of diversion from non-adjacent ESPA model grid cells so ESPA modeling is required. The ESPA model analysis included with the application modeled the effects of both transfers occurring together and showed minor impacts with no mitigation required for the proposed changes. In reviewing the application, IDWR ran the model with the transfers occurring together, and with the transfers occurring separately, and both methods showed minimal impacts requiring no mitigation.

- **Authority to File:**

The Department's database indicates that water right 36-16554 is owned by the applicant, Rodney Jentzsch. The application was signed by Darek Jentzsch, who was appointed personal representative for the estate of Rodney Jentzsch. The Acceptance of Appointment document is included in the application.

- **Water Right Validity:**

The water right was licensed in 1993 and aerial imagery would appear to support recent use.

- **Injury to Other Water Rights:**

None anticipated or foreseen.

- **Enlargement of Use:**

None anticipated.

- **Local Public Interest:**

No issues anticipated. The transfer was advertised and no protests were filed.

- **Beneficial Use/Conservation of Water Resources:**

Proposed use is recognized as a beneficial use of water.

- **Effect on the Economy of the Local Area:**
None Anticipated
- **Effect of the Agricultural Base of the Area:**
None Anticipated

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.

**** Proof of Publication ****

Twin Falls Times-News
132 Fairfield St W, Twin Falls, Idaho 83301

SHERRI DAVIS, being duly sworn, deposes and says: That she is the Principal Clerk of the Times-News, a daily newspaper printed and published at Twin Falls, Twin Falls County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in the Times-News, in conformity with Section 60-108, Idaho Code, as amended, for:

RECEIVED

MAY 30 2023

DEPT OF WATER RESOURCES
SOUTHERN REGION

2 Insertions

ID DEPARTMENT OF WATER RESOURCES Southern Region
Denise Maliine Administrative Assistant
650 ADDISON AVE W, STE 500
TWIN FALLS ID 83301

ORDER NUMBER 137176

Sherri Davis

(Legals Clerk)

STATE OF IDAHO)
.SS
COUNTY OF TWIN FALLS)

On this 25 day of May in the year of 2023 before me, a Notary Public, personally appeared before me Sherri Davis known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Amy Wiesmore
Notary Public FOR Idaho

Residing at Twin Falls, Idaho

My Commission expires: 9-4-26



Section: Legals

Category: 50 Legal

PUBLISHED ON: 05/18/2023, 05/25/2023

TOTAL AD COST: 266.17

FILED ON: 5/25/2023

✓ OK DM 6/1/2023

**** Proof of Publication ****

RECEIVED

MAY 30 2023

DEPT OF WATER RESOURCES
SOUTHERN REGION

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 87481**

RIVERBEND DAIRY, 3308 S 1600 E, WENDELL, ID 83355-3227 has filed Application No. 87481 for changes to the following water rights within GOODING County(s): Right No(s). 36-2698, 36-7304B, 36-7304C, 36-8608. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the place of use (POU) and point of diversion (POD) for four stockwater, commercial, irrigation, and domestic water rights with a combined flow rate of 2.02 cfs. The proposed change to the POU is to create a place of use boundary for the stockwater and commercial use of the four water rights on an existing dairy facility located approximately 2.8 to 4.0 miles South and 2.4 to 3.4 miles West of the main intersection in Wendell. The change to the PODs will be identifying four existing wells and two new wells to be drilled as authorized PODs for all four water rights. All six wells are located on the existing dairy facility.

TRANSFER NO. 87808

RODNEY A JENTZSCH, 20511 F ST, RUPERT, ID 83350 has filed Application No. 87808 for changes to the following water rights within MINIDOKA County(s): Right No(s). 36-16554. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the place of use (POU) and points of diversion (POD) of a 12.0 acre, 0.24 cfs portion of irrigation ground water right 36-16554. The current POU is located approximately 5.6 to 7.5 miles north and 3.8 to 6.1 miles west of Minidoka. The proposed POU is located adjacent to the current POU. The PODs will be changing from five wells located within the current POU to six existing wells located within the proposed POU. This is a companion transfer to transfer 87825, which will move a 12.0 acre portion of two rights from the adjacent farm back to this farm.

TRANSFER NO. 87825

SSJ FARMS LLC, 453 E SOUTHFORK DR, DRAPER, UT 84020-8755 has filed Application No. 87825 for changes to the following water rights within MINIDOKA County(s): Right No(s). 36-2123, 36-7193. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the place of use (POU) and points of diversion (POD) of a 12.0 acre, 0.22 cfs portion of irrigation ground water rights 36-2123 and 36-7193. The current POU is located approximately 6.4 to 8.5 miles north and 3.2 to 4.5 miles west of Minidoka. The proposed POU is located adjacent to the current POU. The PODs will be changing from six wells located within the current POU to five existing wells located within the proposed POU. This is a companion transfer to transfer 87808, which will move a 12.0 acre portion of one right from the adjacent farm back to this farm.

TRANSFER NO. 87694

WILLIAM BRADY DEVEY and WHITNEY DEVEY, 4824B RIVER RD, BUHL, ID 83316-5137 has filed Application No. 87694 for changes to the following water rights within TWIN FALLS County(s): Right No(s). 47-17555, 47-17560, 47-17565. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes transferring a 1.0 acre portion, 0.02 cfs and 4 af, of three ground water rights for Irrigation use from a farm located approximately 7.3 to 8.0 miles south and 0.8 to 1.5 miles west of the city of Kimberly to a parcel located approximately 2.2 miles east and 8.1 miles south of the city of Hagerman. The application proposes to drill a well located on the proposed place of use.

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 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 June 5, 2023. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on May 18th & 25th, 2023

✓ OK DM 6/1/2023

Maline, Denise

From: King, Corey
Sent: Tuesday, May 30, 2023 10:29 AM
To: Maline, Denise
Subject: RE: Comment Letter for Transfer No(s). 87481, 87808 & 87825

Denise,

I have no comments on these transfers.

Cheers,
Corey King
IDWR Southern Region
208.293.9919 office
208.999.1623 cell

*"Nothing is softer or more flexible than water,
Yet nothing can resist it."
-Lao Tzu*

From: Maline, Denise <Denise.Maline@idwr.idaho.gov>
Sent: Friday, May 12, 2023 10:38 AM
To: King, Corey <Corey.King@idwr.idaho.gov>
Subject: Comment Letter for Transfer No(s). 87481, 87808 & 87825

Good morning Corey,

Attached are (3) applications for transfer currently being processed by the department, within WD130. Please review the applications and provide any necessary comments within 21 days.

If you have any questions, please feel free to contact Tyler Wallace (for Transfer 87481); or Jim Bitzenburg (for Transfers 87808 & 87825).

Thank you in advance,

Denise @ IDWR Twin Falls

Denise Maline, Administrative Assistant I

Idaho Dept. of Water Resources
650 Addison Ave W Ste 500
Twin Falls ID 83301-5858
(208) 293-9908
denise.maline@idwr.idaho.gov