

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 89938**

This is to certify that: DOUGLAS ROCCI ARMENTO & PATRICIA ANN ARMENTO TRUST
25675 HIGHWAY 93
CHALLIS, ID 83226-4707

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
72-16988	WR/DECREED	5/15/1926	0.470 cfs	N/A	N/A	10.0	SALMON RIVER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
72-16988	NO	NO	YES	YES	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
72-16988	72-16988	0.470 cfs	N/A	N/A	10.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.470 cfs	N/A	N/A	10.0		N/A	N/A	N/A	N/A

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 11th day of November, 2025.



Southern Region Manager

WATER RIGHT NO. 72-16988
As Modified by Transfer No. 89938

In accordance with the approval of Transfer No. 89938, Water Right No. 72-16988 is now described as follows:

Right Holder: DOUGLAS ROCCI ARMENTO & PATRICIA ANN ARMENTO TRUST
 25675 HIGHWAY 93
 CHALLIS, ID 83226-4707

Priority Date: 5/15/1926

Source: SALMON RIVER

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From

4/01

To

to 10/31

Diversion Rate

0.470 cfs

0.470 cfs

LOCATION OF POINT(S) OF DIVERSION

SALMON RIVER	L3 (SESESE)	Sec 13 Twp 15N Rge 19E	CUSTER County
SALMON RIVER	L1 (NENENE)	Sec 24 Twp 15N Rge 19E	CUSTER County
SALMON RIVER	NWSW	Sec 18 Twp 15N Rge 20E	CUSTER County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15N	20E	18									1.6								1.6
15N	20E	18									1.5	0.1	3.5	3.3					8.4
											L 6	L 8	L 8						

POU Total Acres: 10.0

CONDITIONS OF APPROVAL

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. 72F.
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 all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
4. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Transfer No. 89938

WATER RIGHT NO. 72-16988
As Modified by Transfer No. 89938

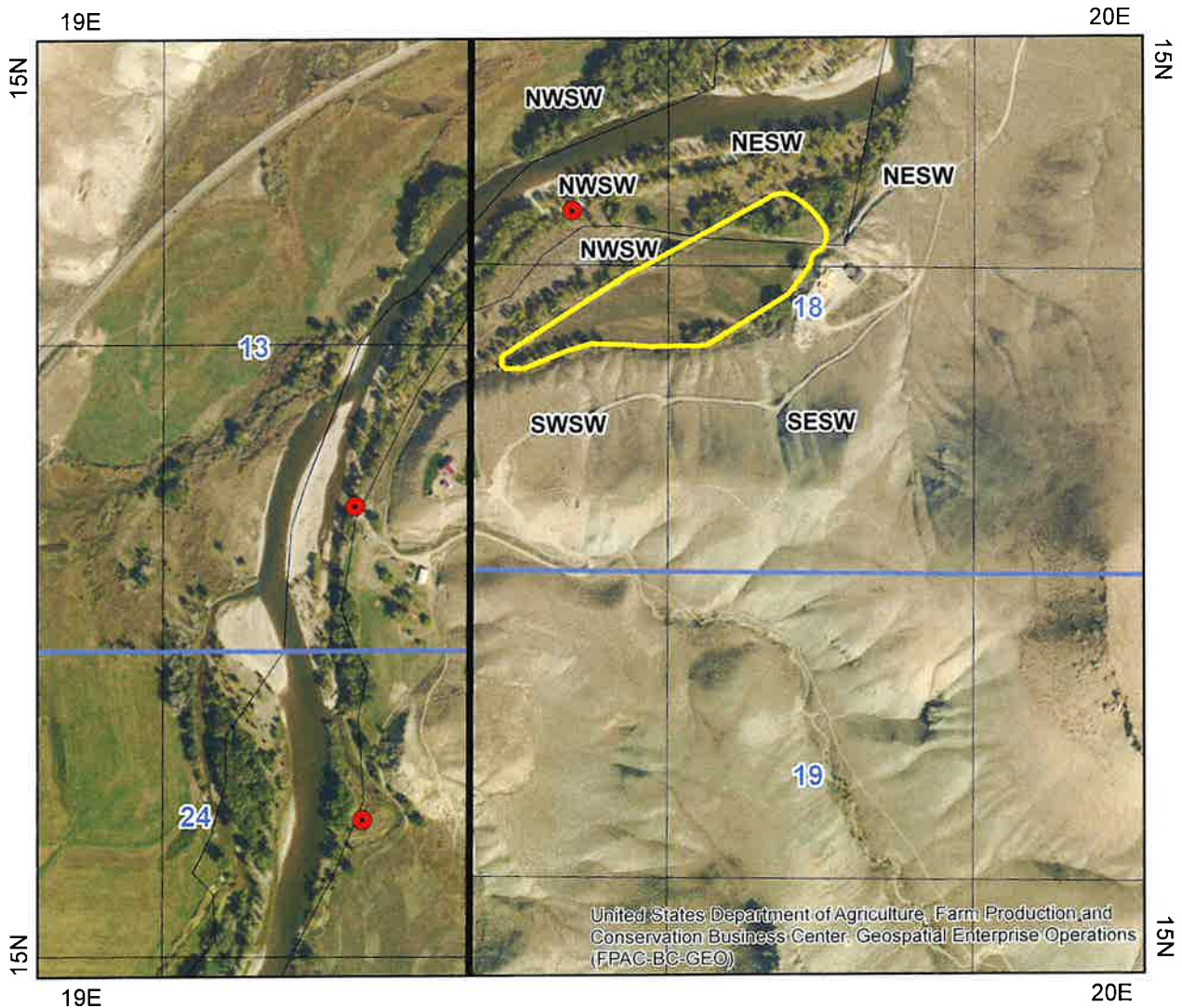
CONDITIONS OF APPROVAL

5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. 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.



State of Idaho
Department of Water Resources
Attachment to Transfer # 89938
72-16988

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



0 0.075 0.15 0.3 Miles

-  Place Of Use Boundary
-  Point of Diversion
-  Townships
-  PLS Sections
-  Quarter Quarters





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

November 12, 2025

DOUGLAS ROCCI ARMENTO & PATRICIA ANN ARMENTO TRUST
25675 HIGHWAY 93
CHALLIS ID 83226-4707

Re: Transfer No: 89938
Water Right No(s): 72-16988

Transfer Approval Notice

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208) 736-3033.

Sincerely,



Corey Skinner
Southern Regional Manager

Enclosure

c:

WATER DISTRICT 72F
PATRICIA HAWKINS
25490 HIGHWAY 93
CHALLIS ID 83226-4928

CERTIFICATE OF SERVICE

I hereby certify that on November 12, 2025 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

Re: Transfer No.: 89938
Water Right No(s): 72-16988

DOUGLAS ROCCI ARMENTO & PATRICIA ANN ARMENTO TRUST
25675 HIGHWAY 93
CHALLIS ID 83226-4707

WATER DISTRICT 72F
PATRICIA HAWKINS
25490 HIGHWAY 93
CHALLIS ID 83226-4928



Denise Maline
Administrative Assistant

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

Wallace, Tyler

From: Doug Armento <dougarmento@icloud.com>
Sent: Monday, October 13, 2025 1:41 PM
To: Wallace, Tyler
Subject: Re: Moving POD 72-16988

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.

Hello Tyler,

Gary was up over the weekend and signed the letter approving my new point of diversion downriver from our current shared POD.

Please let me know when this is all finalized so I can start laying pipe.

Thanks,

Doug

To: IDWR Twin Falls ID Office
C/O Tyler Wallace

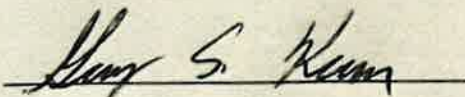
RECEIVED

OCT 13 2025

DEPT. OF WATER RESOURCES
SOUTHERN REGION

I have no issues and approve of Doug Armento creating a new irrigation point of diversion downriver from our current shared POD located at T15N, R19E, Section 13, Lot 3, SE/SE/SE on the Salmon River.

Gary S. Kauer



Date 10-12-25

25689 Highway 93, Challis ID 83226
Water Right # 72-4153

MEMORANDUM

Date: August 26, 2025
To: Transfer #89938, Douglas & Patricia Armento Trust
From: Tyler Wallace
Re: Evaluation of Sufficiency of Information Submitted

Application for transfer proposes to add a point of diversion (POD) and to change the place of use (POU) for a single water right with irrigation use and a flow rate of 0.47 cfs. The proposed change to the POU is correct the POU shape to better match actual irrigated acres and cover more irrigable ground. The new POD will be a new pump out of the Salmon River located closer to the irrigated acres. The location of the irrigated parcel is approximately 4.2 miles South and 4.8 miles West of the intersection of Highway 93 and Pahsimeroi River Road in Ellis.

The transfer is in Water District 72F so Watermaster comments were solicited. Advertising was necessary because of the addition of the new Point of Diversion and because of the change in the place of use. The application was not protested.

- **Authority to File:**
The Department's database indicates that water right 72-16988 is owned by DOUGLAS ROCCI ARMENTO & PATRICIA ANN ARMENTO TRUST. The application was signed by Douglas Armento.
- **Water Right Validity:**
Water right 72-16988 is a decreed right and is currently listed as active. Validation of recent use for said water right was confirmed using available aerial photography of the place of use.
- **Injury to Other Water Rights:**
None anticipated or foreseen. Transfer proposes to change POU to contiguous lands that are easier to irrigate. The new POD is to make irrigation easier by having the POD closer to the irrigated land. There were no increases in use and no changes in source.
- **Enlargement of Use:**
None anticipated. Transfer proposes no increase in the volume of water used.
- **Local Public Interest:**
No issues anticipated. The transfer was advertised but had no protests.
- **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.

RECEIVED

AUG 21 2025

DEPT. OF WATER RESOURCES
SOUTHERN REGION

State of Idaho
Department of Water Resources
RECOMMENDATION FORM

Re: Transfer No. 89938

Water Right No(s): 72-16988

Transfer Applicant's Name: DOUGLAS & PATRICIA ARMENTO TRUST
25675 HIGHWAY 93
CHALLIS ID 83226-4707

Watermaster's Recommendation:

- a) X I do not oppose approval of this application.
- b) _____ I do not oppose approval of this application if it is conditioned as follows:
- c) _____ I oppose approval of this application for the following reasons:
- d) X Additional comments:

I suggest that a measuring meter
not be required.

Dated this 5 day of August, 2025

Water District 72F

Patricia Hawkins

Watermaster's Signature

Patricia Hawkins

Printed Name



PROOF OF PUBLICATION The Challis Messenger

RECEIVED

AUG 18 2025

State of Idaho
County of Custer

DEPT. OF WATER RESOURCES
SOUTHERN REGION

I, Collins Crapo first being duly sworn, depose and say: That I am the Processing Clerk employed by Adams Publishing Group of the Rockies LLC, publishers of The Challis Messenger, a newspaper of general circulation, published 1 day, Thursday at Challis, Idaho.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said The Challis Messenger and on IdahoPublicNotices.com for 2 day(s), first publication having been made on 08/07/2025 last publication having been made on 08/14/2025, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

_____ attached jurat _____

STATE OF IDAHO

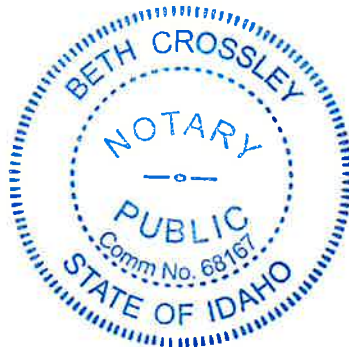
ss.

COUNTY OF CUSTER

On this 14th day of August, 2025 before me, the undersigned, a Notary public for said state, personally appeared Collins Crapo, Processing Clerk employed by Adams Publishing Group of the Rockies LLC, publishers of The Challis Messenger, a newspaper of general circulation, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he/she/they executed the same,

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

Notary Public for APG of the Rockies
Residing: Idaho Falls, Idaho
Commission expires: 7/28/2028



✓ dm 8/21/2025

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

72-17060

CITY OF CHALLIS

PO BOX 587

CHALLIS, ID 83226-0587

Point of Diversion SENW S32 T14N R19E CUSTER County

Source GROUND WATER Tributary

Point of Diversion NENW S32 T14N R19E CUSTER County

Source GROUND WATER Tributary

Point of Diversion SWNE S32 T14N R19E CUSTER County

Source GROUND WATER Tributary

Point of Diversion NWSW S34 T14N R19E CUSTER County

Source GROUND WATER Tributary

Point of Diversion SENE S33 T14N R19E CUSTER County

Source GROUND WATER Tributary

Point of Diversion SENW S34 T14N R19E CUSTER County

Source GROUND WATER Tributary

Use: MUNICIPAL 01/01 to 12/31 1.2 CFS

Total Diversion: 1.2 CFS

Date Filed: 03-04-2025

Place Of Use: MUNICIPAL

Place of Use is located within the City of Challis service area.

Application proposes appropriating 1.2 cfs of groundwater to be utilized for municipal purposes within the City of Challis service area. Five existing City of Challis municipal wells and a new well to be drilled in the SENW of Section 34 will be utilized to provide the 1.2 cfs to the city's municipal water system. This application proposes the diversion and use of water from ground water tributary to the Salmon River Wild & Scenic River. The decreed minimum stream flow rights for the federal Wild & Scenic Rivers are subordinate to certain categories of water use and to specific amounts of water use established after the minimum stream flow. The water use proposed in this application will benefit from the subordination provision because it is for municipal purposes.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 89938**

DOUGLAS ROCCI ARMENTO & PATRICIA ANN ARMENTO TRUST, 25675 HIGHWAY 93, CHALLIS, ID 83226-4707 has filed Application No. 89938 for changes to the following water rights within CUSTER County(s): Right No(s). 72-16988. 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) and change the place of use (POU) for a 10-acre (0.47 cfs) irrigation water right from the Salmon River. The location of the irrigated parcel is approximately 4.2 miles South and 4.8 miles West of the intersection of Highway 93 and Pahsimeroi River Road in Ellis. The new POD will be located on the north side of the parcel, approximately 0.3 miles downstream from the water rights closest active POD. The POU change is to rearrange acres on the same parcel to more irrigable land.

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 August 25, 2025. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER
Director

Published: August 7, 14, 2025 (CM12622-661253)

✓ *DM*