

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 89758**

This is to certify that: **HOLT FAMILY TRUST**
9318 TULA DR
MIDDLETON, ID 83644-6210

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>
63-276B	WR/DECREED	5/1/1889	0.520 cfs	N/A	N/A	26.0	BOISE RIVER
63-32371	WR/DECREED	6/1/1878	0.140 cfs	N/A	N/A	8.6	BOISE RIVER
63-32373	WR/DECREED	6/1/1894	0.050 cfs	N/A	N/A	8.6	BOISE 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>
63-276B	NO	YES	NO	NO	NO	NO
63-32371	NO	YES	NO	NO	NO	NO
63-32373	NO	YES	NO	NO	NO	NO

SUPPORT DATA

Summary Of Water Rights After the Approved Change

IN FILE # 63-276B

<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>
63-276B	63-276B	0.520 cfs	N/A	N/A	26.0	N/A	N/A	N/A	N/A	N/A
63-32371	63-32371	0.140 cfs	N/A	N/A	8.6	N/A	N/A	N/A	N/A	N/A
63-32373	63-32373	0.050 cfs	N/A	N/A	8.6	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.690 cfs	N/A	N/A	34.6		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 22nd day of December, 2025.


SCOTT STORMS, Water Resources Supervisor

Transfer No. 89758

WATER RIGHT NO. 63-276B

As Modified by Transfer No. 89758

In accordance with the approval of Transfer No. 89758, Water Right No. 63-276B is now described as follows:

Right Holder: HOLT FAMILY TRUST
9318 TULA DR
MIDDLETON, ID 83644-6210

Priority Date: 5/1/1889

Source: BOISE RIVER

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From

03/01

To

to 11/15

Diversion Rate

0.520 cfs

0.520 cfs

LOCATION OF POINT(S) OF DIVERSION

BOISE RIVER

NWNW

Sec 17 Twp 05N Rge 05W CANYON 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	
05N	05W	8											24.5						24.5
05N	05W	17						1.5											1.5

POU Total Acres: 26.0

CONDITIONS OF APPROVAL

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
2. 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. 63.
3. 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).
4. Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only when the natural flow in the Boise River below the Star Bridge in Township 04 North, Range 01 West, Section 18, NE¼ of the SE¼ of the SE¼, Boise Meridian (approximate river mile 33.9) is sufficient for water to be available for diversion at the point of diversion described above, provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.

Transfer No. 89758

WATER RIGHT NO. 63-276B
As Modified by Transfer No. 89758

CONDITIONS OF APPROVAL

5. Whenever it becomes necessary for the watermaster to deliver this right the following condition shall apply. This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.
6. This right originated as all or part of right no. 114-A in the Stewart Decree and the historic Boise River Water Masters records.
7. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
8. The right holder shall accomplish the change authorized by Transfer 4215 within one (1) year of the date of the approval.
9. Failure of the right holder to comply with the conditions of Transfer 4215 is cause for the Director to rescind approval of the transfer.
10. The right holder shall accomplish the change authorized by transfer 89758 within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of transfer 89758 is cause for the Director to rescind approval of the transfer.
12. 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.

WATER RIGHT NO. 63-32371
As Modified by Transfer No. 89758

In accordance with the approval of Transfer No. 89758, Water Right No. 63-32371 is now described as follows:

Right Holder: HOLT FAMILY TRUST
 9318 TULA DR
 MIDDLETON, ID 83644-6210

Priority Date: 6/1/1878

Source: BOISE RIVER

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From

03/01

To

to 11/15

Diversion Rate

0.140 cfs

0.140 cfs

LOCATION OF POINT(S) OF DIVERSION

BOISE RIVER

NWNW

Sec 17 Twp 05N Rge 05W CANYON County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	05W	8												8.6					8.6

POU Total Acres:

8.6

CONDITIONS OF APPROVAL

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
2. 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.63.
3. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
4. Diversion of water under this right is limited to those times when water is available for diversion under the priority of this right at the original point of diversion from the Boise River in the T05N, R05W, S22, NESW, also known as the Parma Ditch.
5. This right is a split from former right 63-203A.

WATER RIGHT NO. 63-32371
As Modified by Transfer No. 89758

CONDITIONS OF APPROVAL

6. Whenever it becomes necessary for the watermaster to deliver this right the following condition shall apply. This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.
7. Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only when the natural flow in the Boise River below the Star Bridge in Township 04 North, Range 01 West, Section 18, NE¼ of the SE¼ of the SE¼, Boise Meridian (approximate river mile 33.9) is sufficient for water to be available for diversion at the point of diversion described above, provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.
8. This right originated as all or part of right no. 71 in the Stewart Decree and the historic Boise River Water Masters records.
9. Right Nos. 63-32371 and 63-32373 are limited to the irrigation of a combined total of 8.6 acres in a single irrigation season.
10. The rights listed below are limited to a total combined diversion rate of 0.17 cfs. Combined Right Nos.: 63-32371 and 63-32373.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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.

WATER RIGHT NO. 63-32373
As Modified by Transfer No. 89758

In accordance with the approval of Transfer No. 89758, Water Right No. 63-32373 is now described as follows:

Right Holder: HOLT FAMILY TRUST
9318 TULA DR
MIDDLETON, ID 83644-6210

Priority Date: 6/1/1894

Source: BOISE RIVER

Tributary: SNAKE RIVER

BENEFICIAL USE

IRRIGATION

From

03/01

To

to 11/15

Diversion Rate

0.050 cfs

0.050 cfs

LOCATION OF POINT(S) OF DIVERSION

BOISE RIVER

NWNW

Sec 17 Twp 05N Rge 05W CANYON County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	05W	8												8.6					8.6

POU Total Acres:

8.6

CONDITIONS OF APPROVAL

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
2. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
3. 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.63.
4. Diversion of water under this right is limited to those times when water is available for diversion under the priority of this right at the original point of diversion from the Boise River in the T05N, R05W, S22, NESW, also known as the Parma Ditch.

Transfer No. 89758

WATER RIGHT NO. 63-32373

As Modified by Transfer No. 89758

CONDITIONS OF APPROVAL

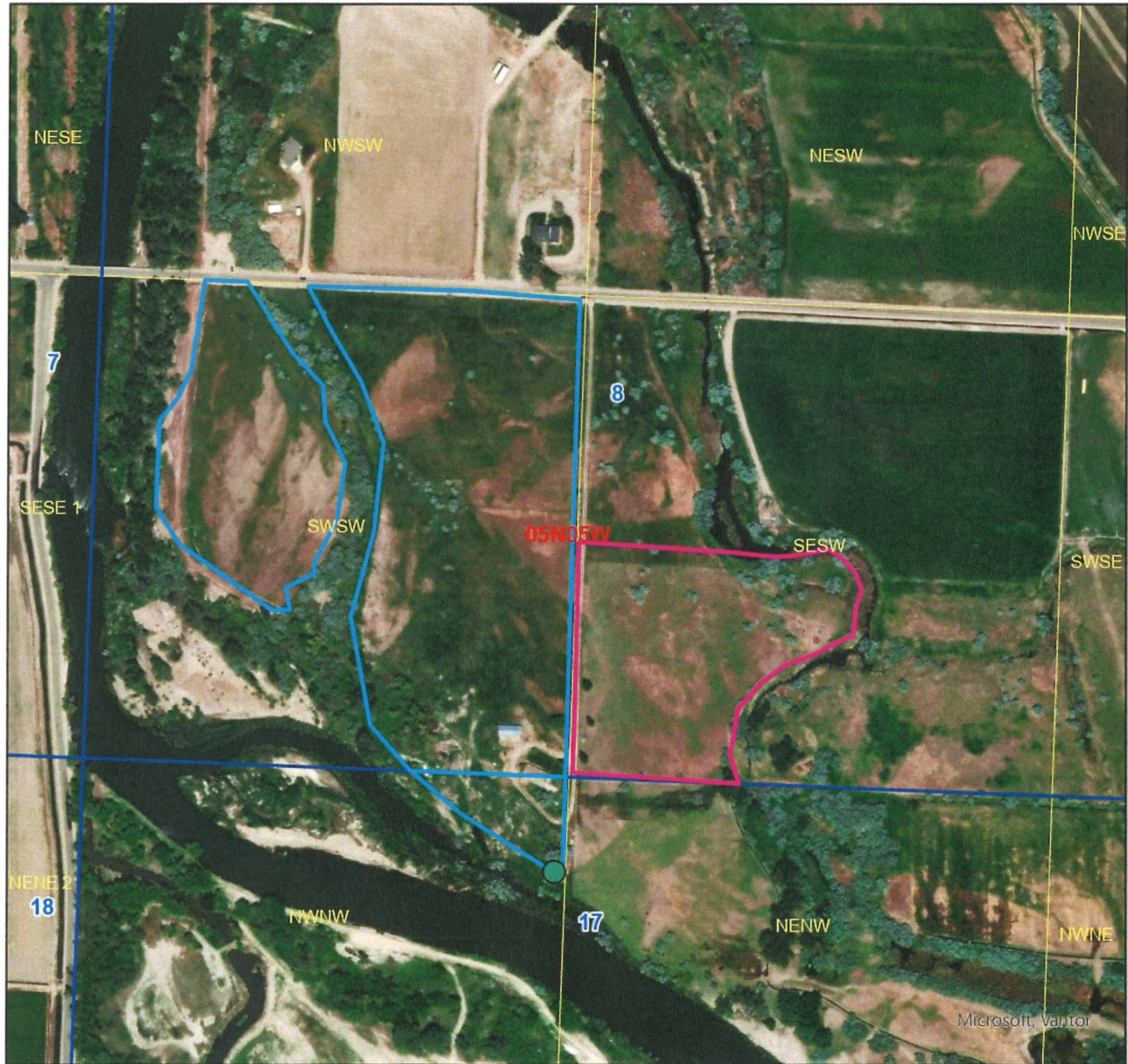
5. Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only when the natural flow in the Boise River below the Star Bridge in Township 04 North, Range 01 West, Section 18, NE¼ of the SE¼ of the SE¼, Boise Meridian (approximate river mile 33.9) is sufficient for water to be available for diversion at the point of diversion described above, provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.
6. Whenever it becomes necessary for the watermaster to deliver this right the following condition shall apply. This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.
7. The rights listed below are limited to a total combined diversion rate of 0.17 cfs. Combined Right Nos.: 63-32371 and 63-32373.
8. Right Nos. 63-32371 and 63-32373 are limited to the irrigation of a combined total of 8.6 acres in a single irrigation season.
9. This right is a split from former right 63-204A.
10. This right originated as all or part of right no. 125 in the Stewart Decree and the historic Boise River Water Masters records.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. 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 No. 89758

Water Right(s) : 63-276B, 63-32371, 63-32373

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



0 0.04 0.09 0.17 Miles

- Township/Range
- Sections
- QQ
- POD 63-276B, 63-32371, 63-32373
- POU 63-276B
- POU 63-32371, 63-32373





December 22, 2025

HOLT FAMILY TRUST
9318 TULA DR
MIDDLETON ID 83644-6210

Re: Transfer No: 89758
Water Right No(s): 63-276B, 63-32371, 63-32373

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 the Western Region Office Front Desk at (208) 334-2190.

Sincerely,

A handwritten signature in cursive script that reads "Marina Bozdog".

Marina Bozdog
Technical Records Specialist 1

Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on December 22, 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.: 89758

Water Right No(s): 63-276B, 63-32371, 63-32373

HOLT FAMILY TRUST (Current Owner)
9318 TULA DR
MIDDLETON ID 83644-6210

HDR INC (Representative)
C/O LORI GRAVES
412 E PARKCENTER BLVD STE 100
BOISE ID 83706-6659

JASON HOLT
28801 HEXON RD
PARMA ID 83660-6518

DEBORAH LYNN HOLT
10202 W TWISTED VINE DR
STAR ID 83669-6152



Marina Bozdog
Technical Records Specialist 1

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.

MEMORANDUM

TO: Transfer No. 89758
FROM: Marcelina Riddle
DATE: December 10, 2025
RE: Evaluation of Application

Holt Family Trust submitted transfer 89758 with the purpose of changing the point of diversion under water rights 63-32371 and 63-32373. Additionally, they are requesting the decreed point of diversion under water right 63-276B to be accurately recorded.

Summary of Information Submitted

Authority to File:

Transfer 89758 was submitted in the name of Holt Family Trust, and IDWR records show the applicant as the current owner of water rights 63-32371, 63-32373, and 63-276B. The transfer was signed by Jason Holt who has signing authority on behalf of Holt Family Trust as a trustee. The land where the points of diversion for water rights 63-32371, 63-32373, and 63-276B are located have listed as Holt Family Trust as the landowner. Authority to file is presumed valid.

Water Right Validity:

The decree for water right no(s). 63-276B, 63-32371, and 63-32373 were decreed on 05/1/1889, 06/1/1878, and 06/1/1894 respectively. These rights are presumed to be valid since beneficial use has occurred within the last five years. Beneficial use confirmed by department aerial imagery and google earth images. Evidence of beneficial use does not need to be added to the file since it is an IDWR product available to other staff. Water rights are presumed valid, and no other evidence is presented to assume otherwise.

Injury to Other Water Rights:

Transfer 89758 proposes a change in point of diversion and no increase in the quantity of water diverted should occur and therefore no injury is anticipated.

Enlargement of Use:

The proposed changes will not result in an increase in the diversion rate. Enlargement does not appear to be an issue.

Local Public Interest:

This transfer is not anticipated to cause potential water quality issues, impact current land use requirements on non-private land or impact fish/wildlife resources. When the application was advertised no public comment was received. For these reasons this application proposes a change consistent with the local public interest.

Beneficial Use/Conservation of Water Resources:

The application proposes beneficial use consistent with conservation of water resources in Idaho.

The application is consistent with criteria of I. C. § 42-222 and should be processed.

Discussion

Standard transfer conditions T07 and T08 were added and condition T19 replaced C18 per department standards on to water rights 63-32371, 63-32373, and 63-276B. Conditions G23, R05 and R65 were added to 63-32371, 63-32373, and 63-276B. Condition R43 was added to 63-276B. R02 was added to 63-32371 and 63-3237. Written in condition "Right is diverted at the Parma Ditch Company headgate and delivered by the Parma Ditch Company." was removed from water rights 63-32371 and 63-3237.

Assuming protests are not filed and/or other information does not contradict the above analysis, the application can be approved as reflected by the draft approval.