

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 01 2026

DEPT. OF WATER RESOURCES
SOUTHERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT

GENERAL INFORMATION AND INSTRUCTIONS

Pursuant to Section 42-222(1), *Idaho Code*, a transfer application may be filed to change the point of diversion, place of use, period of use, or nature of use of all or part of an established water right. Any person proposing to make such a change is required to file a transfer application with the Department. "Such application shall be upon forms furnished by the department and shall describe the [water right] to be changed and the changes which are proposed and shall be accompanied by the statutory filing fee." *Idaho Code* § 42-222(1).

The Department has developed this application form to assist applicants in satisfying the requirements of Section 42-222(1). This application form requests information about the applicant's authority to file (Part 1), information about the current elements of the water right(s) to be changed (Part 2), information about the proposed changes (Part 3), information about the validity of the water right(s) and the effects of the proposed changes (Part 4), and confirmation that the information provided is truthful (Part 5).

The applicant or their representative must provide a response for all applicable questions, any additional information required, and the proper filing fee before this application will be considered complete. If an application is incomplete or more information is required, the Department will notify the applicant or representative and allow time for the application to be completed. An application that remains incomplete will be returned to the applicant and the filing fee will be refunded.

An application for transfer is limited to the changes proposed for a single water distribution system. A proposal to change two or more separate water distribution systems, that will remain separate after the transfer, must be filed as separate applications. Applicants may provide additional pages to supplement their responses to the questions posed on this application form. Supplemental forms for listing additional water rights, points of diversion, or places of use can be found on the Department's website (idwr.idaho.gov). If you need assistance understanding the questions on this form, generating current water right reports, determining legal descriptions, or accessing water measurement records feel free to contact the nearest regional office of the Department.

PART 1 – CONTACT INFORMATION, OWNERSHIP RECORDS, AUTHORITY TO FILE

Name(s) of Applicant(s) Demi Gene Moore c/o Dian Vaughn, NKSFB LLCMailing Address 10960 Wilshire Blvd 5th Floor Los Angeles, CA 90024-3708

Email* _____ Phone _____

Name of Representative (if any) Zach Latham, Brockway Engineering PLLCMailing Address 2016 Washington St. North Suite #4 Twin Falls, ID 83301Email* zach.latham@brockwayeng.com Phone 208-736-8543

*If an email address is provided, Department staff will use email as the primary method for corresponding with the applicant and representative about the application.

A. Representative. If the representative is authorized to sign or amend the application on behalf of the applicant, attach documents confirming that authority. Label documents as Attachment 1A.

B. Current Owner. If the applicant is not the current owner of record for all water rights included in this application, attach documents showing that the applicant has the authority to make the proposed changes. Label documents as Attachment 1B.

C. Updating Ownership Records. Applicants needing to update the ownership records for any of the water rights included in this application must attach documents supporting the ownership change. Such documents must trace ownership of the subject water rights or the current place of use for the subject water rights from the current owner of record for the water rights to the applicant. Label documents as Attachment 1C.

D. Business Entities. If the applicant is a business entity (corporation, LLC, partnership, trust, etc.), is the entity currently registered with the Idaho Secretary of State?

☐ Yes. If this application is signed by someone other than a person listed on the most recent annual report filed with the Idaho Secretary of State, attach documents confirming the authority of the signer to sign on behalf of the business entity. Label documents as Attachment 1D.

☐ No. Attach documents confirming the authority of the signer to sign on behalf of the business entity. Label documents as Attachment 1D.

E. Approval of Irrigation Delivery Entity. Section 42-108, *Idaho Code*, states that a transfer application proposing to change water rights held by an irrigation company or district requires the consent of the irrigation entity. If this application proposes to change water rights held by an irrigation entity, attach a letter of consent from the entity (labeled as Attachment 1E) or have an authorized representative of the entity co-sign the application.

F. Encumbered Properties. If the current place of use for the water rights included in this application is subject to a lien, deed of trust, mortgage, or contract and the application proposes to change the nature of use of the water rights or to move water rights off the current place of use, attach a statement of consent for the change signed by the lien holder, trustee, mortgagor or contract holder. Label documents as Attachment 1F.

G. Legal Access. If the applicant is not the current owner of the proposed point(s) of diversion, conveyance system, or place(s) of use, provide evidence of legal access to the land or infrastructure not owned by the applicant. Label documents as Attachment 1G. For example, an applicant may provide a letter of consent from the owner of the land or conveyance system or may have the owner co-sign the application. For applications proposing to divert water on or convey water across federal land, an applicant is not required to demonstrate legal access to the federal land prior to approval. Instead, if the transfer application is approved, the applicant must obtain access authorization from the relevant federal agency prior to diverting water under the subject water rights.

PART 2 – WATER RIGHTS BEFORE PROPOSED CHANGES

A. Current Water Rights. For each water right proposed to be changed, attach a current water right report obtained from any Department office or from the Department's website (idwr.idaho.gov). Label water right reports as Attachment 2A.

B. Map of Current System. Attach a map of the current point(s) of diversion and place(s) of use for the water rights to be changed. The map should clearly depict the elements of the water rights to be changed. For example, if the application proposes to change the point of diversion for a water right, the map should display the current location of the point of diversion. For irrigation water rights, the map should also identify the location of the irrigated acres to be changed. Label map as Attachment 2B.

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

Current Water Right No.: 37-8461

Current Owner: DEMI GENE MOORE
Priority Date: 10/11/1988
Origin: Water Right
Status: Active
Basis: License

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	1/01 to 12/31	0.01 CFS	0.1 AF
IRRIGATION	4/15 to 10/15	0.04 CFS	7 AF
DOMESTIC	1/01 to 12/31	0.02 CFS	0.6 AF
FIRE PROTECTION	1/01 to 12/31	0.07 CFS	
	<u>Total Diversion</u>	0.07 CFS	7.7 AF

Location of Point(s) of Diversion

GROUND WATER L2(NW1/4NE1/4) Sec. 5, Twp 02N, Rge 18E B.M.
BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T02N R18E S5 Lot 2 NWNE 2.00

Total Acres: 2

Place of Use: STOCKWATER same as IRRIGATION

Place of Use: DOMESTIC same as IRRIGATION

Place of Use: FIRE PROTECTION same as IRRIGATION

Conditions of Approval:

1. Domestic use is for 1 home and a barn.
Domestic use does not include lawn, garden, landscape, or other types of irrigation.
Point of diversion and place of use known as Lot 34, Flying Heart Ranch No. 2.
2. R30 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.
3. 050 Diversion and use of water under this right is subject to rules that may subsequently be promulgated for existing rights used for supplemental purposes.
4. 041 Irrigation use under this right is authorized only in connection with a domestic use.

Page _____ of _____

Licensed Date: 9/19/1996

T# 90696

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

Current Water Right No.: 37-8647

Current Owner: DEMI GENE MOORE
Priority Date: 6/27/1990
Origin: Water Right
Status: Active
Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/15	0.09 CFS	10.5 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	0.6 AF
	<u>Total Diversion</u>	0.09 CFS	11.1 AF

Location of Point(s) of Diversion

GROUND WATER
BLAINE County

NE1/4SW1/4NE1/4 Sec. 5, Twp 02N, Rge 18E B.M.

Place of Use

IRRIGATION Within BLAINE County

T02N R18E S5	NWNE	0.50	T02N R18E S5	SWNE	2.50
Total Acres: 3					

DOMESTIC Within BLAINE County

T02N R18E S5	NWNE	T02N R18E S5	SWNE
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Conditions of Approval:

1. S37 The use of water for irrigation under this right may begin as early as April 15 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before April 15 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
2. X60 Place of use is located within Lot 37, Flying Heart Subdivision.
3. 26A Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. 041 Irrigation use under this right is authorized only in connection with a domestic use.
5. X59 Point of diversion is located within Lot 38 of Flying Heart Subdivision.
6. 057 The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.
7. 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.

Decreed Date: 7/30/2009

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

Current Water Right No.: 37-12053

Current Owner: DEMI GENE MOORE
Priority Date: 7/1/1984
Origin: Water Right
Status: Active
Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.04 CFS	
	<u>Total Diversion</u>	0.04 CFS	

Location of Point(s) of Diversion

GROUND WATER
BLAINE County

NE1/4SW1/4NE1/4 Sec. 5, Twp 02N, Rge 18E B.M.

Place of Use

DOMESTIC Within BLAINE County

T02N R18E S5 SWNE

Conditions of Approval:

1. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. 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.

Decreed Date: 1/5/2001

T# 90696

C. Current Location of Irrigated Acres. If this application proposes to change the place of use or nature of use for only a portion of an irrigation water right, use the following table to identify the current location of the irrigated acres to be changed. If additional pages are required, label additional pages as Attachment 2C. If this application proposes to change or rearrange the entire place of use for irrigation water right(s), skip to Part 3.

☒ **N/A.** This application does not propose to change the place of use or nature of use of an irrigation water right or this application proposes to change the place of use or nature of use for an entire irrigation right.

Current Location of Irrigated Acres to be Changed

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	

Total Irrigated Acres to be Changed: _____

PART 3 – DESCRIPTION OF PROPOSED CHANGES

A. Purpose of Transfer. Section 42-222(1), *Idaho Code*, states that transfer applications may only be filed to change the point of diversion, place of use, period of use, or nature of use of an established water right. Section 42-248(3), *Idaho Code*, authorizes water right ownership changes to be described on a transfer application. Identify the changes proposed in this application:

- | | |
|--|--|
| ☒ Change point(s) of diversion | ☒ Change place of use |
| ☒ Add point(s) of diversion | ☐ Change period of use |
| ☐ Change nature of use | ☒ Update water right ownership records |

B. Proposed Changes. Describe the proposed changes in narrative form:

Applicant seeks to change the place of use and points of diversion associated with water rights described herein to be consistent with those from the same source as approved under IDWR water right transfer no. 84902.

C. Summary of Proposed Changes.

1. Water Rights. Use the following table to list all water rights, or portions thereof, that are proposed to be changed as they would appear after the proposed changes. In the Amount column, list the volume in acre-feet (af) for storage uses or the rate in cubic feet per second (cfs) for all other uses.

All or Part	Right Number	Amount (cfs/af)	Nature of Use	Period of Use	Source
☒ ☐	37-8461	0.01 / 0.1	Stockwater	01/01 to 12/31	Ground Water
☒ ☐		0.04 / 7.0	Irrigation	4/15 to 10/31	Ground Water
☒ ☐		0.02 / 0.6	Domestic	01/01 to 12/31	Ground Water
☒ ☐		0.07 /	Fire Protection	01/01 to 12/31	Ground Water
☒ ☐	37-8647	0.09 / 10.5	Irrigation	04/15 to 10/15	Ground Water
☒ ☐		0.04 / 0.6	Domestic	01/01 to 12/31	Ground Water
☒ ☐	37-12053	0.04 /	Domestic	01/01 to 12/31	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

2. Total Amounts. Calculate the total quantity, in cfs or af, of water rights that are proposed to be changed through this application. For an application proposing to only change the place of use for irrigation rights, the total quantity of water is calculated by comparing the current place of use to the proposed place of use, summing the number of acres increased in each legal subdivision, and quantifying the proportional amount of diversion rate for the increased acres. For an application proposing to change or add points of diversion for irrigation or any other beneficial use, the total amount is the total diversion rate for the changed portion of the right.

Total Amount of Water Rights Proposed to be Changed: 0.20 cfs and/or 18.8 af.

3. Point(s) of Diversion. Use the following table to list all the proposed points of diversion for the water rights to be changed, including any current points of diversion that will continue to be used as part of the proposed water distribution system.

The legal description for the proposed point(s) of diversion must be to the nearest 40-acre subdivision (QQ) or U.S. Government Lot of the Public Land Survey System (PLSS). PLSS information is typically available from USGS topo maps, property deeds, tax bills or various mapping tools on the Department's website.

For points of diversion within platted subdivisions, list the lot and block number in the "Diversion Name/Number" column. An application proposing an injection into a stream and a re-diversion from that stream must list the source for the original diversion as the source for the injection and re-diversion points. If this application proposes construction of a new diversion structure (for example, a new ground water well or a new pump station on a creek), please indicate the status in the appropriate column.

☐ N/A. This application does not propose to add or change any points of diversion.

Proposed Points of Diversion

New?	Twp	Rge	Sec	Lot	1/4	1/4	1/4	County	Source	Diversion Name/Number
NO	02N	18E	5	L2		NW	NE	BLAINE	GROUND WATER	37-8461
NO	02N	18E	5	L2		NW	NE	BLAINE	GROUND WATER	37-8647
NO	02N	18E	5			SW	NE	BLAINE	GROUND WATER	37-12053

4. Place of Use. The proposed place of use must be described to the nearest 40-acre subdivision (QQ) or U.S. Government Lot of the Public Land Survey System. Government lot numbers can be noted in parenthesis below the approximate quarter-quarter location of the government lot. For water rights held by irrigation districts, municipal providers or irrigation companies, the proposed place of use may be generally described as authorized by Sections 42-202B, 42-219 and 42-222B, *Idaho Code*.

☐ N/A. This application does not propose to change the place of use.

Proposed Place of Use

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	
02N	18E	5		6.5	19.7	0.6													26.8
02N	18E	5		D,S,F	D														

*Irrigation limited to 5.5 acres in existing PPU per existing water right acre limits.

Total Irrigated Acres: *26.8

5. Map of Proposed System. Attach a map showing the location of the points of diversion, reservoirs, dams, canals, ditches, pipelines and other works proposed to divert and convey water. Also show the location of the place of use, including any lands to be irrigated. The map should delineate the legal subdivisions including townships, ranges, sections, quarter-quarters and government lots. Label map as Attachment 3C.

PART 4 – ADDITIONAL INFORMATION

Section 42-222(1), *Idaho Code*, establishes the criteria used to evaluate transfer applications. An applicant bears the burden of demonstrating that the water right to be changed is a valid right, that the proposed use is a beneficial use, and that the proposed changes will not injure other water rights, will not enlarge the use of the original rights, are in the local public interest, and are consistent with the conservation of water resources within the state of Idaho. To satisfy this burden, an applicant must provide sufficient data and information for the

Department to evaluate the effects of the proposed change. The Department may deny an application if the applicant fails to provide sufficient data and information to determine whether the criteria from Section 42-222(1) are satisfied. In addition to the information requested in Parts 1-3 of this application, the following information must be provided for an application to be considered complete. Department staff may request additional information or clarification as the application is processed.

A. Validity of Water Rights

1. If one or more of the water rights proposed to be changed is a statutory claim, established pursuant to Section 42-248, *Idaho Code*, attach evidence supporting the priority date claimed. Label documents as Attachment 4A-1. For statutory claims, the Department may conduct a field inspection as part of the application review process to evaluate the water right elements listed on the statutory claim.

2. Has any portion of the water right(s) proposed to be changed undergone a period of five or more consecutive years of non-use?

☐ Yes. Attach a statement describing the portion of the right(s) that were not used and the length of time of the non-use. In addition, identify any exception or defense to forfeiture and provide a detailed description as to why the water rights have not been lost and forfeited for non-use. Label documents as Attachment 4A-2.

Statutory exceptions or defenses to forfeiture are set forth in Section 42-223, *Idaho Code*.

☒ No.

B. Injury to Other Water Rights

1. Identify any other water right(s) diverted at the current point(s) of diversion.
37-8409 and 37-22499.

2. Identify any other water right(s) diverted at the proposed point(s) of diversion.
37-8409 and 37-22499.

3. Is the proposed point of diversion within a state water district? ☒ Yes. Water District # 37. ☐ No.

4. If already constructed and in use, are the proposed points of diversion equipped with Department-approved measuring devices? ☒ Yes. ☐ No.

5. If this application proposes to divert a surface water right from a ground water well, attach a technical analysis evaluating the hydraulic connection between the proposed ground water point of diversion and the source of water listed on the right to be changed. Label technical analysis as Attachment 4B-5.

6. If this application proposes changing the point of diversion for a ground water right in the Eastern Snake Plain Aquifer (ESPA), attach a technical analysis of the anticipated depletions to reaches of the Snake River that are hydraulically connected to the ESPA using the Department's current ground water model for the ESPA. The technical analysis must evaluate depletion impacts in a time-series format at transient and steady state time steps. To assist applicants in preparing the required technical analysis, the Department has developed a transfer tool interface for the ESPA model. The transfer tool and user instructions can be downloaded from the Department's website (idwr.idaho.gov). If the proposed and current points of diversion are in the same or adjacent model cells, no technical analysis is required, unless specifically requested by the Department. Label technical analysis as Attachment 4B-6.

C. Enlargement in Use

1. Identify any other water rights used at the current place of use, including the number of shares in a canal company or acres assessed by an irrigation district.

Current IDWR WSB rental- Aspen Lakes Canal Co. WR 37-577, applicant water right no.'s:
37-8409, 37-23295, 37-23296, 37-23297, 37-22499.

2. Identify any other water rights used at the proposed place of use, including the number of shares in a canal company or acres assessed by an irrigation district.

Current IDWR WSB rental- Aspen Lakes Canal Co. WR 37-577, applicant water right no.'s:
37-8409, 37-23295, 37-23296, 37-23297, 37-22499.

3. If this application proposes changing the place of use or nature of use for irrigation water rights, will the current place of use, for the portion of the right to be changed, continue to be irrigated?

☒ Yes. Identify the water right(s) to be used for the continued irrigation.

37-8409, 37-23295, 37-23296, 37-23297, 37-22499.

☐ No. The place of use for the portion to be changed will no longer be irrigated.

☐ N/A. The application does not propose to change the place of use for irrigation rights.

4. Unstacking Water Rights for Irrigation. If this application proposes to change the place of use for an irrigation water right that is combined with other irrigation rights at the current place of use but does not propose to change the place of use for all the stacked irrigation rights, attach evidence of the historical consumptive use occurring under all water rights at the current place of use. For irrigation rights, this should include at least five years of diversion data and/or crop data and estimates of evapotranspiration. Label the information as Attachment 4C-4. Evapotranspiration data may be available on the Department's website (<http://et-idwr.idaho.gov>)

5. If the application proposes to change the nature of use for a water right, attach evidence of the historical consumptive use occurring under the portion of the water right to be changed. For irrigation rights, this should include diversion data, crop data and estimates of evapotranspiration. Label the information as Attachment 4C-5. Evapotranspiration data may be available on the Department's website (<http://et-idwr.idaho.gov>)

6. If the application proposes to change the nature of use of a water right to municipal use for reasonably anticipated future needs, complete the form titled "Municipal Water Right Application Checklist" found on the Department's website (idwr.idaho.gov). Label the form as Attachment 4C-6.

7. To your knowledge, are any portions of the water rights proposed to be changed:

Yes No

☐

☒

currently leased to the Water Supply Bank?

If yes, complete the form titled "Application for Transfer of Water Right Attachment WSB" found on the Department's website (idwr.idaho.gov).

Label the Form as Attachment 4C-7.

☐

☒

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

☐

☒

subject to an agreement not to divert (CREP)?

☐

☒

currently enrolled in a federal set-aside program (CRP)?

D. Local Public Interest

The department must consider whether the proposed changes are in the local public interest as defined in Section 42-202B(3), *Idaho Code*. Some of the local public interest factors that may be considered in conjunction with a transfer application are (1) Recreation, fish, and wildlife impacts, (2) Water quality or contamination concerns, (3) Local and state ordinances, regulations, or policies related to water use, (4) Goals, requirements and limits set forth in the State Water Plan. If you choose to provide information about local public interest factors, label the information as Attachment 4D.

E. Conservation of Water Resources

Describe the diversion works and water delivery system. This may include sizes and dimensions of pumps, pipelines, headgates, ditches, dams, impoundments and irrigation equipment.

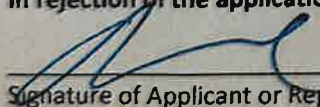
Ground water rights named in application are currently diverted from existing wells and piped to places of use through buried pressurized systems.

PART 5 – FILING FEE AND SIGNATURE

A. Filing Fee. Filing fees for transfer applications are set forth in Section 42-221.O, *Idaho Code*. A table summarizing the filing fees for transfer applications is also found on the Department's website (idwr.idaho.gov). Any application proposing to change the nature of use for one or more rights requires an additional filing fee of \$250. Applications proposing to update the ownership records for water rights must also include the appropriate filing fee to update the ownership records. For any application relying on the filing fee set forth in Section 42-221.O.8, *Idaho Code*, attach a statement describing how the application qualifies under Section 42-221.O.8. Label documents as Attachment 5A.

B. Affidavit of Applicant or Representative:

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.


Signature of Applicant or Representative*

Jeri Moore
Print Name and Title, if applicable

8-18-26
Date

Signature of Applicant or Representative*

Print Name and Title, if applicable

Date

*If water rights included in this application are owned by multiple people or entities, each owner must sign the application form.

FOR DEPARTMENT USE ONLY

Fee Paid: \$ 200 Receipt #: 5041201 Date: 9/1/2026 Received by: SG
Add'l Paid: \$ _____ Receipt #: _____ Date: _____ Received by: _____



WATER RIGHT TRANSFER MAP
2026 NEARMAP

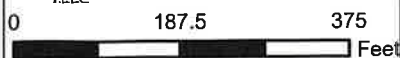
AMENDED

0 187.5 375 Feet

Moore Lots
PPU
Acreage
0.5
2.0

 3.0
 PODs
 37-8647
 37-8461
 37-12053

90696



WATER RIGHT TRANSFER MAP
2026 NEARMAP
SUPERSEDED

 3.0
 PODs
 37-8467
 37-8641
 37-12053

90696

Maline, Denise

From: Maline, Denise
Sent: Friday, October 9, 2026 12:03 PM
To: Sunny (WD37)
Cc: Brittany Gailey (WD37)
Subject: Comment Letter for Application 37-23672, Transfer 90696 & Transfer 90786
Attachments: Comment letter to WD37 for 37-23672, 90786 & 90696.docx; App. for Permit 37-23672 (Premier LLC).pdf; Transfer 90786 (Premier LLC).pdf; Transfer 90696 (Demi Moore).pdf

Hi Sunny,

Attached is an application for permit and 2 applications for transfer located within WD37, 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 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

October 9, 2026

SUNNY HEALEY
WATER DISTRICT 37
107 W 1ST ST
SHOSHONE, ID 83352

Re: Application for Permit No. 37-23672 (Premier LLC)
Re: Application for Transfer No. 90786 (Premier LLC)
Re: Application for Transfer No. 90696 (Demi Moore)

Dear Sunny:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application. A copy of the application is enclosed. You can also access the application documents at: <https://research.idwr.idaho.gov/apps/waterrights/wrapapplicationresults/>. 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)



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

October 8, 2026

DEMI GENE MOORE
C/O DIAN VAUGHN, NKSFB LLC
10960 WILSHIRE BLVD 5TH FLOOR
LOS ANGELES, CA 90024-3708

RE: Transfer No. 90696
Water Right No(s). 37-12053, 37-8461, 37-8647

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 10/14/2026 and 10/21/2026**. 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 **November 2, 2026**.

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: Brockway Engineering PLLC

Maline, Denise

From: Maline, Denise
Sent: Thursday, October 8, 2026 12:19 PM
To: Idaho Mountain Express
Subject: LEGAL NOTICE - 37-23672
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 October 14th & 21st, 2026, under *IDWR account number 1073*. 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 Maline, 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

October 8, 2026

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

RE: Application for Permit No. 37-23672

RE: Transfer No. 90696
Water Right No(s). 37-12053, 37-8461, 37-8647

RE: Transfer No. 90786
Water Right No(s). 37-20805

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 **November 2, 2026**. Your cooperation is appreciated.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant

Enclosure(s)

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

37-23672

PREMIER LLC

779 E STATE ST

EAGLE, ID 83616-5942

Point of Diversion SESE S26 T01N R18E BLAINE County Source GROUND WATER Tributary

Point of Diversion SWSW S25 T01N R18E BLAINE County Source GROUND WATER Tributary

Use: INDUSTRIAL 01/01 to 12/31 2.23 CFS

Use: INDUSTRIAL STORAGE 01/01 to 12/31 327.6 AF

Use: INDUSTRIAL FROM STORAGE 01/01 to 12/31 318.6 AF

Total Diversion: 2.23 CFS 327.6 AF

Date Filed: 08-27-2026

Place Of Use: INDUSTRIAL, INDUSTRIAL FROM STORAGE

T01N R18E S25 SWNW, NWSW, SWSW

T01N R18E S26 NESE, SESE

Place Of Use: INDUSTRIAL STORAGE

T01N R18E S25 SWSW

T01N R18E S26 SESE

Application proposes to appropriate up to 327.6 acre-feet per year for industrial uses associated with a proposed gravel washing operation located approximately 3.75 miles north and 0.6 miles west of the Highway 20 and Highway 75 intersection. The 327.6 acre-feet includes pond volume, evaporative losses, and dust abatement uses. The application proposes mitigating consumptive uses by drying up 37-20805 (see companion transfer #90786). This application proposes to appropriate trust water and will be evaluated in compliance with Section 42-203C, Idaho Code, and IDWR's Water Appropriation Rules, IDAPA 37.03.08.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 90786

PREMIER LLC, 779 E STATE ST, EAGLE, ID 83616-5942 has filed Application No. 90786 for changes to the following water rights within BLAINE County(s): Right No(s). 37-20805. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes to change the point of diversion (POD), place of use (POU), nature of use, and period of use for irrigation water right 37-20805 (0.08 cfs and 14.4 af). The current POU and POD for the ground water right is located approximately 4.25 miles north and 1.6 miles west of the Highway 20 and Highway 75 intersection. The proposed POU and POD for the water right is for a proposed gravel washing operation that will be located approximately 3.75 miles north and 0.6 miles west of the Highway 20 and Highway 75 intersection. Change in nature of use is from irrigation to mitigation by non-use to offset consumptive uses under a companion application for permit (37-23672) for industrial uses.

TRANSFER NO. 90696

DEMI GENE MOORE, C/O DIAN VAUGHN, NKSFB LLC, 10960 WILSHIRE BLVD 5TH FLOOR, LOS ANGELES, CA 90024-3708 has filed Application No. 90696 for changes to the following water rights within BLAINE County(s): Right No(s). 37-12053, 37-8461, 37-8647. 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 for three ground water rights 37-8461, 37-8647 & 37-12053 for a combined total of 0.20 cfs. Three existing wells will be used to provide domestic, stockwater, fire protection, and irrigation water within the proposed POU, which will be within a 26.8 acre Permissible Place of Use located approximately 1.2 miles north and 0.9 miles west of the intersection of Bullion Street and Main Street in Hailey.

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 **November 2, 2026**. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director

Published on October 14th & 21st, 2026

RE: Transfer Application 90696 Demi G Moore

From Zach Latham <zach.latham@brockwayeng.com>

Date Wed 9/30/2026 3:45 PM

To Larry Hansen <larry.hansen@idwr.idaho.gov>

 1 attachment (7 MB)

Moore_09302026_update transfer map.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.

Larry-

Per our phone conversation yesterday, please see the attached updated map with the correct water right numbers. I apologize for the confusion.

Please let me know if you need anything else to get this submittal to advertisement, thanks again-Zach.

From: Larry Hansen [mailto:larry.hansen@idwr.idaho.gov]

Sent: Monday, September 28, 2026 10:02 AM

To: zach.latham@brockwayeng.com

Subject: Transfer Application 90696 Demi G Moore

Good Morning Zach,

I was working on finalizing transfer number 90696 for advertising and I noticed that on the map that you provided for the water right place of use shapes that you might have a typo. This transfer is dealing with water rights 36-8461, 37-8647, and 37-12053 but on the provide map you seemed to have typed two of them out as 37-8467 and 37-8641. If you could clarify which water right is supposed to go where by sending me a corrected map, we can get this into the next advertising cycle.

Thank you,

Larry Hansen



Larry Hansen, Water Resource Agent

Idaho Dept. of Water Resources, Southern Region

659 Addison Ave W Ste 500

Twin Falls ID, 83301-5858

(208) 293-3033

larry.hansen@idwr.idaho.gov

MEMORANDUM

Date: September 14, 2026
To: Transfer 90696
From: Larry Hansen
Re: Fee Evaluation

Filing fees charged for transfer application 90696 were based on the current transfer fee schedule and included \$200.00 for the 0.20 cfs being transferred in the application. IDWR received a check for \$200.00 with the application (Receipt No. S041201 for \$200.00).

MEMORANDUM

Date: September 14, 2026
To: Transfer 90696
From: Larry Hansen
Re: Synopsis Memo

Application for transfer proposes to change the place of use (POU) and points of diversion for three ground water rights 37-8461, 37-8647 & 37-12053 for a combined total of 0.20 cfs. Three existing wells will be used to provide domestic, stockwater, fire protection, and irrigation water within the proposed POU, which will be within a 26.8 acre Permissible Place of Use located approximately 1.2 miles north and 0.9 miles west of the intersection of Bullion Street and Main Street in Hailey.

RE: Transfer # 90696 Demi Moore

From Zach Latham <zach.latham@brockwayeng.com>

Date Thu 9/10/2026 11:14 AM

To Larry Hansen <larry.hansen@idwr.idaho.gov>

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.

Thanks Larry,

I may have inadvertently checked that box, the ownership needs to be the same as the prior approved transfer that I think I referenced in the cover letter. I think you are correct that that box doesn't need to be checked.

Feel free to call with comments or questions, thanks-

Zach.

208-721-2114

From: Larry Hansen [mailto:larry.hansen@idwr.idaho.gov]

Sent: Thursday, September 10, 2026 10:54 AM

To: zach.latham@brockwayeng.com

Subject: Transfer # 90696 Demi Moore

Good morning,

It just crossed my mind after we got off of the phone with you that I had a question that I wanted to get clarified. On the application for Demi Moore, you checked the box to update the water right ownership records, however I am not seeing where you are needing the records updated. I wanted to check with you to see what that was about.

Thank you,



Larry Hansen, Water Resource Agent

Idaho Dept. of Water Resources, Southern Region

659 Addison Ave W Ste 500

Twin Falls ID, 83301-5858

(208) 293-3033

larry.hansen@idwr.idaho.gov

Transfer # 90696 Demi Moore

From Larry Hansen <larry.hansen@idwr.idaho.gov>

Date Thu 9/10/2026 10:53 AM

To zach.latham@brockwayeng.com <zach.latham@brockwayeng.com>

Good morning,

It just crossed my mind after we got off of the phone with you that I had a question that I wanted to get clarified. On the application for Demi Moore, you checked the box to update the water right ownership records, however I am not seeing where you are needing the records updated. I wanted to check with you to see what that was about.

Thank you,



Larry Hansen, Water Resource Agent

Idaho Dept. of Water Resources, Southern Region

659 Addison Ave W Ste 500

Twin Falls ID, 83301-5858

(208) 293-3033

larry.hansen@idwr.idaho.gov



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Hydraulics

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Water Resources

RECEIVED

SEP 01 2026

DEPT. OF WATER RESOURCES
SOUTHERN REGION

September 1st, 2026

Mr. Corey Skinner
Idaho Department of Water Resources
650 Addison Ave W, Ste 500.
Twin Falls, ID 83301-3380

RE: Demi Gene Moore; Water Right Transfer Application.

Dear Corey,

Enclosed is a water right transfer application filed in the name of Demi Gene Moore. The transfer application seeks to correct the place of use description associated with three ground water rights so that they match the permissible place of use (PPU) described in approved IDWR water right transfer no. 84902. Existing irrigated acre limits associated with each of the three water rights included in the application will remain the same within the PPU and locations of irrigated area per water right within the PPU are identified on the attached map.

Please copy our office and Brockway Engineering on all correspondence regarding this water right transfer application. The IDWR processing fee of \$200.00 to cover the cost of the water right transfer application is included with this filing. Don't hesitate to give me a call should you have any further questions or comments.

Regards,

 for Zach Latham
Zach Latham, M.S., Hydrologist.

Enclosures: (1) Water Right Transfer Application.
(3) Part 2A Water Right Reports.
(1) Transfer Map.
(1) Brockway Engineering Check # 19222

Cc: Demi Moore Family Trust via email.
Mr. Josh Stanek via email.
Mr. Chris Bromley via email.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

BROCKWAYENG.COM