



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 E Front Street, Suite 648 • PO Box 83720 • Boise ID 83720-0098

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BRAD LITTLE
Governor

GARY SPACKMAN
Director

March 13, 2020

«OwnerName»

«StreetAddress1»

«StreetAddress2»

«StreetAddress3»

«City» «ST» «PostalCode»

RE: Notice of Pending Curtailment of Ground Water Rights with Priority Dates Junior to July 13, 1962 and Not Included in a Mitigation Plan – Rangen Delivery Call

Your water right no(s): «WaterRights»

Dear Water User:

The above referenced ground water right or rights are located in Water District 130 (“WD130”) and are affected by the 2011 water right delivery call at the Rangen fish hatchery near Hagerman, Idaho. **The purpose of this letter is to notify you that the Idaho Department of Water Resources (“Department”) will initiate curtailment of the above-listed water right(s) unless the right(s) are covered by an approved mitigation plan.** The Department will send you a Curtailment Order after twenty-one (21) days of the date of this letter unless you deliver, directly to the WD130 watermaster, written proof of participation with one of the local ground water districts that have an approved mitigation plan.

Background Information Regarding the Rangen Delivery Call and Approved Mitigation Plan

In 2014, the Director of the Department determined that diversion and use of ground water rights within WD130 that are junior to July 13, 1962, cause material injury to Rangen’s July 13, 1962, priority water right. See *Final Order Regarding Rangen, Inc.’s Petition for Delivery Call; Curtailing Ground Water Rights Junior to July 13, 1962* In the Matter of Distribution of Water to Water Right Nos. 36-2551 and 36-7694 (January 29, 2014).

In 2017, various ground water districts in the Eastern Snake Plain Aquifer and WD130, including the North Snake, Magic Valley and Carey Valley Ground Water Districts (collectively the “Districts”), purchased the Rangen water rights and fish hatchery. In 2018, the Idaho Ground Water Appropriators, Inc. (“IGWA”), on behalf of the Districts, requested the Department approve the Districts’ ownership of the Rangen water rights “as a mitigation plan to protect the ground water rights of District members from curtailment, with the Rangen delivery calls remaining in place as against water rights that do not belong to or are not in good standing with the Districts.” See *Stipulated Mitigation Plan and Request for Order* (“IGWA Mitigation Plan”) In the Matter of the Distribution of Water to Water Right Nos. 36-2551, 36-7604 and 36-15501 (April 5, 2018).

On March 11, 2019, the Department approved the IGWA Mitigation Plan. *Order Approving IGWA’s 2018 Mitigation* In the Matter of the Mitigation Plan Filed by the Idaho Ground Water Appropriators for the Distribution of Water to Water Rights Nos. 36-2551, 36-7694, and 36-15501.

Approval of this plan prevents curtailment of junior priority rights only if those rights are participating in the IGWA Mitigation Plan pursuant to Rule 40.01.b of the Department's Rules for Conjunctive Management of Surface and Ground Water Resources. The Director's approval of the IGWA Mitigation Plan does NOT apply to holders of junior ground water rights who are not members of the Districts participating in the IGWA Mitigation Plan, or who are not otherwise participants in any other mitigation plan.

According to the assessment rolls of the IGWA participating Districts, the above-listed water right(s) are not included for mitigation or membership purposes. As a result, The Department will send you a Curtailment Notice unless you deliver written proof of mitigation participation with one of the IGWA participating Districts within twenty-one (21) days of receipt of this letter.

In-house culinary uses and the use of water for stock water as defined by Idaho Code § 42-1401A(11) and domestic purposes as defined by Idaho Code § 42-111 (see attachment) are not subject to curtailment.

If you believe that the above referenced water right or water rights are already part of IGWA's mitigation plans, please contact the ground water districts for written proof of your participation. If your right or rights are not included in or assessed by one of the Districts for mitigation purposes, you must contact the District closest to you to enroll your right or rights for mitigation. If you need to know which district is closest to you, please contact this office, or refer to the *Map of Ground Water Districts* using the following link: <https://idwr.idaho.gov/water-rights/groundwater-districts/map.html>

Contact information for the Districts is attached to this letter. If you have questions concerning this notice or the water rights identified on this notice, please contact Nathan Erickson, WD130 watermaster, at 208-736-3033 or by e-mail at nathan.erickson@idwr.idaho.gov, or contact IDWR Water Distribution Staff at 208-287-4800.

Sincerely,



Tim Luke
Water Compliance Bureau

Encl: Ground Water Districts Contact Information;
Idaho Code §§ 42-111 and 42-1401A(4) and (11)

C: Nathan Erickson, Water District 130 Watermaster
TJ Budge, Idaho Ground Water Appropriators, Inc.
Carey Valley Ground Water District
Magic Valley Ground Water District
North Snake Ground Water District

Ground Water Districts Contact Information

Carey Valley Ground Water District

PO Box 261

Carey, ID 83320

Secretary: Lacey Peterson

Phone: 208-731-1898

Magic Valley Ground Water District

PO Box 430

Paul, ID 83347

Secretary: Lindsey Beck

Treasurer: Emily Haynes

Phone: 208-339-6471

Email: mvgwd@hotmail.com

North Snake Ground Water District

152 E Main St

Jerome ID 83338

Secretary: Joyce Moreno

Phone: 208-324-8995

Fax: 208-324-8033

Email: nsgwd@safelink.net

TITLE 42 - IRRIGATION AND DRAINAGE -- WATER RIGHTS AND RECLAMATION

CHAPTER 1 - APPROPRIATION OF WATER -- GENERAL PROVISIONS

42-111. Domestic purposes defined. (1) For purposes of sections 42-221, 42-227, 42-230, 42-235, 42-237a, 42-242, 42-243 and 42-1401A, Idaho Code, the phrase "domestic purposes" or "domestic uses" means:

(a) The use of water for homes, organization camps, public campgrounds, livestock and for any other purpose in connection therewith, including irrigation of up to one-half (1/2) acre of land, if the total use is not in excess of thirteen thousand (13,000) gallons per day, or

(b) Any other uses, if the total use does not exceed a diversion rate of four one-hundredths (0.04) cubic feet per second and a diversion volume of twenty-five hundred (2,500) gallons per day.

(2) For purposes of the sections listed in subsection (1) of this section, domestic purposes or domestic uses shall not include water for multiple ownership subdivisions, mobile home parks, or commercial or business establishments, unless the use meets the diversion rate and volume limitations set forth in subsection (1)(b) of this section.

(3) Multiple water rights for domestic uses or domestic purposes, as defined in this section, shall not be established or exercised in a manner to satisfy a single combined water use or purpose that would not itself come within the definition of a domestic use or purpose under this section. The purpose of this limitation is to prohibit the diversion and use of water, under a combination of domestic purposes or domestic uses as defined in this section, to provide a supply of water for a use that does not meet the exemption of section 42-227, Idaho Code, and is required to comply with the mandatory application and permit process for developing a right to the use of water pursuant to chapter 2, title 42, Idaho Code.

CHAPTER 14 - ADJUDICATION OF WATER RIGHTS

42-1401A. DEFINITIONS. The following terms are defined for purposes of this chapter as follows:

(4) "Domestic use" is defined in section [42-111](#), Idaho Code.

(11) "Stock watering use" means the use of water solely for livestock or wildlife where the total diversion is not in excess of thirteen thousand (13,000) gallons per day.

ABC AGRA LLC
C/O BILL CROUCH
PO BOX 378
JEROME ID 83338
WR #: 36-8484

H LYLE ADAMS
790 W 620 N
SHOSHONE ID 83352
WR #: 37-7078

AMERICAN FALLS RESERVOIR DISTRICT #2
409 N APPLE ST
SHOSHONE ID 83352-5415
WR #: 36-11120

MICHELE ASTLE
2711 LONGBOW DR
TWIN FALLS ID 83301
WR #: 37-8125

BOYD A AND SHERRY R BINGHAM
1003 N MERIDIAN
RUPERT ID 83350-8540
WR #: 36-8425

DANI AND DUKE BONAWITZ
3290 S 1600 E
WENDELL ID 83355
WR #: 36-8065

KEVIN OWEN AND RHONDA L CARTER
1128 S 2600 E
HAZELTON ID 83335
WR #: 36-7921

ADAM W CHRISTENSEN AND DIANE K NELSON
1747 S 1800 E
GOODING ID 83330
WR #: 37-23133

COUNTY OF MINIDOKA
PO BOX 368
RUPERT ID 83350
WR #: 36-13721

RENEE E AND WILLIAM J DE JONG
PO BOX 200
WENDELL ID 83355
WR #: 36-17016

CHERYL L AND RODDY L ADAMS
548 N 650 W
SHOSHONE ID 83352
WR #: 37-7078

GINA AND RICK ADKINS
144 W 25 S
JEROME ID 83338
WR #: 36-8525

DONALD M AND JOAN ANDERSON
91 HORSESHOE CIR
JEROME ID 83338
WR #: 36-8285

BONNIE B AND RON K BECKLEY
188 S 700 E
DIETRICH ID 83324
WR #: 37-8138

BLAINE COUNTY SCHOOL DISTRICT #61
118 W BULLION ST
HAILEY ID 83333
WR #: 37-22931

CAREY VALLEY GROUND WATER DISTRICT
PO BOX 261
CAREY ID 83320
WR #:

CASA DEL NORTE LP
11204 N BAR 21 DR
GLENNS FERRY ID 83623
WR #: 37-7081

COUNTRY CLUB ESTATES WATER ASSN INC
PO BOX 771
JEROME ID 83338
WR #: 36-8607

ATILANO CRESPO
2158 E 1700 S
GOODING ID 83330
WR #: 37-7694

GARY A AND HELEN DE MOSS
PO BOX 61
BLISS ID 83314
WR #: 37-22168

KRISTY AND WIETZE DE VRIES
14 S 1150 W
PAUL ID 83347
WR #: 36-13629 AND 36-17047

DUANE AND JEAN DURBIN
482 N MEADOW CIR
PINE ID 83647-8700
WR #: 36-17149

DOROTHY AND IVAN L ELIASON
1911 T ST
PO BOX 387
HEYBURN ID 83336
WR #: 36-12911

ESTATE OF RAY CHUGG
C/O MARY ALLEN
734 GOLF COURSE RD
JEROME ID 83338
WR #: 36-8266

MARCELINO GALLEGOS AND MARIA AND MARIO PEREZ
56 N 200 W
JEROME ID 83338
WR #: 36-8638

HUGO GOEDHART
610 N 200 E
JEROME ID 83338
WR #: 36-8774

JENNIFER AND JERAD R GOUGH
1842 E 1740 S
GOODING ID 83330-4904
WR #: 37-22923 AND 37-23114

IDAHO GROUND WATER APPROPRIATORS
C/O TJ BUDGE
RACINE OLSON PLLP
PO BOX 1391
POCATELLO ID 83204-1391

J R SIMPLOT CO
C/O JAMES B ALDERMAN
PO BOX 27
BOISE ID 83707-0027
WR #: 36-7636 AND 36-8471

JANSS FARMS
C/O PETER JANSS
PO BOX 99
BLISS ID 83314
WR #: 37-7351

DANIEL G AND VICKY S DURAND
1360 N 1150 E
RICHFIELD ID 83349
WR #: 37-8410

CARI B AND TIMOTHY R EAMES
717 N 200 E
RUPERT ID 83350
WR #: 36-8231

ELIASON APARTMENTS
PO BOX 387
HEYBURN ID 83336
WR #: 36-12911

CASTULO FARFAN-CEJA
2459 HWY 25
HAZELTON ID 83335
WR #: 36-15565

BRIAN M AND SANDY L PITTOCK, HOLLY L AND SCOTT R
GILTNER AND LUKE AND TANI MCCOY
142 S 600 E
JEROME ID 83338
WR #: 36-14988 AND 36-7460AG

MARY GOEDHART
PO BOX 33
STANWOOD WA 98292-0033
WR #: 36-8774

BRIAN T HELSLEY AND JEANINE P HELSLEY HENDRIX
1186 E 2700 S #A
HAGERMAN ID 83332
WR #: 36-16561

J & MS PARKS LLC
1188 E 990 S
EDEN ID 83325
WR #: 36-8233

JAMES EARL JACKSON
491 E 250 S
JEROME ID 83338
WR #: 36-8605

JEROME COUNTY ROD & GUN CLUB
PO BOX 6057
TWIN FALLS ID 83303
WR #: 36-8620

ARTEMIO AND GUADALUPE JUAREZ
472 E KAMALA ST
OXNARD CA 93033-3846
WR #: 36-15565

DENNIS AND MAXINE KULHANEK
645 CANYON DR
TWIN FALLS ID 83301
WR #: 36-8503

DEBBRAH, EMIL V AND RONALD PAULS AND LAZY P FARMS
2007 E 2000 S
GOODING ID 83330
WR #: 37-8147

LESLIE R LYNCH
1116 S VISTA AVE # 175
BOISE ID 83705-2429
WR #: 36-7154

MART PRODUCE CORP
100 E 70 N
PO BOX 34
RUPERT ID 83350
WR #: 36-8457

EDWARD AND LYNETTE MC KEAN
04 N 150 W
JEROME ID 83338
WR #: 36-8186

ROBERT J MEYERS
3921 N 3300 E
TWIN FALLS ID 83301-0348
WR #: 37-8801

MILK HAULER LOGISTICS LLC
214 E 500 S
JEROME ID 83338-6401
WR #: 36-7382

CLYDE L AND TERESA L MOLYNEUX
PO BOX 237
CAREY ID 83320
WR #: 37-8065

DIANNA K NAPIER
131 W 550 S
JEROME ID 83338
WR #: 36-8521

JENNIFER AND SCOTT KRETSCHMAN
1682 E 1750 S
GOODING ID 83330-5080
WR #: 37-23132

L & S LAND HOLDINGS LLC
2930 S 2300 E
WENDELL ID 83355-3150
WR #: 36-7939A

GUADALUPE LIMA
17168 NEWHOPE ST APT 234
FOUNTAIN VLY CA 92708-8216
WR #: 36-17128

MAGIC VALLEY GROUND WATER DISTRICT
PO BOX 430
PAUL ID 83347
WR #:

JEDIDIAH O AND JOLENE MC GUIRE
2159 E 1700 S
GOODING ID 83330-5173
WR #: 37-23056

DALE M MC MINN
1596 E 3300 S
WENDELL ID 83355
WR #: 36-16109

CHRISTOPHER D AND TERESA MIKESELL
674 VALLEY RD
HAZELTON ID 83335
WR #: 36-16557

JEANNY M AND JOSEPH T MILLER
271 S 1700 E
JEROME ID 83338-7047
WR #: 36-17162

CODY G MORGAN
PO BOX 95
PAUL ID 83347-0095
WR #: 36-15651 AND 36-15653

NELSEN DAIRY
600 N 120 E
JEROME ID 83338
WR #: 36-8745

JOSEPH R AND SANDRA A NELSON
1142 S 2600 E
HAZELTON ID 83335
WR #: 36-7921

NORTHSIDE RANCH CO LLC
PO BOX 43
JEROME ID 83338
WR #: 36-13986

BRITTNIE A AND KOLE R PECK
1221 E 1220 N
RICHFIELD ID 83349-5117
WR #: 37-20361

MONTIE AND PAULA PETERSON
1911 W WENDELL LN
WENDELL ID 83355-5092
WR #: 36-17150

C R PILKINTON AND THOMAS R PILKINTON
1447 BOB BARTON HWY
WENDELL ID 83355
WR #: 36-7650B

TIMOTHY L ROBINSON
439 W 300 S
HEYBURN ID 83336
WR #: 36-17115

CATHERINE L AND LELAND D RUSSELL
1188 E 2700 S
HAGERMAN ID 83332
WR #: 36-16560

SILVER SPUR DEVELOPMENT CORP
436 NICOLE DR
JEROME ID 83338
WR #: 37-22930

STATE OF IDAHO
DEPT OF LANDS
PO BOX 83720
BOISE ID 83720-0050
WR #: 37-7372

TED MILLER DAIRY
455 BOB BARTON RD
JEROME ID 83338
WR #: 36-16187 AND 36-16189

NORTH SNAKE GROUND WATER DISTRICT
152 E MAIN ST
JEROME ID 83338
WR #:

CHRISTIAN CHAD OLSON
PO BOX 531
GOODING ID 83330
WR #: 37-8377

DONNA AND LARRY E PETERSON
48 DRY CREEK RD
CAREY ID 83320
WR #: 37-23002

DANIEL FREDRICK PETTA
3114 QUAIL RUN LN
HAGERMAN ID 83332
WR #: 36-16144

RBA LLC
PO BOX 370
KIMBERLY ID 83341-0370
WR #: 36-17143, 36-17144, 36-17145 AND 36-17146

DAN AND JO ANNE ROYCE
2812C S 1600 E
WENDELL ID 83355
WR #: 36-8609

SHELLEE SHAW
PO BOX 119
GOODING ID 83330-0119
WR #: 37-23207

GLEN D SPENCER
450 POLELINE RD
SPC 11
TWIN FALLS ID 83301-3021
WR #: 36-8536

STATE OF IDAHO DEPT OF PARKS AND RECREATION
5657 E WARM SPRINGS AVE
PO BOX 83720
BOISE ID 83720-0065
WR #: 36-17147

USDI BUREAU OF LAND MANAGEMENT
IDAHO STATE OFFICE
1387 S VINNELL WAY
BOISE ID 83709-1657
WR #: 37-20839

BRENT AND EMMA VAN EVERY
75 W 300 N
RUPERT ID 83350
WR #: 36-17113

NATHAN ERICKSON
WATER DISTRICT 130
650 ADDISON AVE W STE 500
TWIN FALLS ID 83301
WR #:

WEL IDAHO REAL ESTATE LLC
PO BOX 5610
DEPERE WI 54155-5610
WR #: 37-8289

HAROLD AND LOIS WARTLUFT
562 NEBRASKA ST
GOODING ID 83330
WR #: 37-8375

WAYSIDE ESTATES INC
C/O GEORGE R BRISBIN
PO BOX 144
HEYBURN ID 83336
WR #: 36-7970

WILD WEST INC
525 RIVERSIDE AVE
LYNDHURST NJ 07071
WR #: 37-21719