

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

Transfer No. 86030

## MINIMUM REQUIREMENTS CHECKLIST

### TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at [idwr.idaho.gov](http://idwr.idaho.gov).

Name of Applicant(s) Thomas McFarland

**Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.**

**Yes N/A \*** Means the item is always required and must be included with the application.

- ☒ \* Completed Application for Transfer of Water Right form, Part 1.
- ☒ \* Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☒ \* Application for Transfer Part 2A. Attach a [Part 2A](#) report describing each water right in the transfer as currently recorded.
- ☒ ☐ Complete and attach an Application for Transfer [Part 2B](#) for each water right for which only a portion is proposed to be changed through this transfer application.
- ☐ \* Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☐ \* Correct fee submitted with transfer application form. ([Fee schedule](#) is on website and instructions for application for transfer.)

**Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-10.**

- ☐ ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☒ ☐ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. \*\*
- ☐ ☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). \*\*  
\*\* Additional fee(s) required for water right ownership changes; see fee schedule.
- ☒ ☐ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☒ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☒ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at <https://idwr.idaho.gov/water-rights/transfers/resources/>.
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☐ \* #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☐ ☒ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System ([GIS](#)) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.
- ☐ ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see [fee schedule](#).
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☒ #9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. ([Attachment WSB](#))
- ☐ ☒ #10 Other. Please describe: \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAR 28 2022

**APPLICATION FOR TRANSFER OF WATER RIGHT  
PART 1**

Department of Water Resources  
Eastern Region

Name of Applicant(s) Thomas McFarland Phone 801-725-4774  
Mailing address 5579 S 7100 W Hooper, UT 84315 Email thomaslmcfarland@gmail.com

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☒ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☒ No Representative

Name of Representative \_\_\_\_\_ Phone \_\_\_\_\_  
Mailing address \_\_\_\_\_ Email \_\_\_\_\_

- ☐ Send all correspondence for this application to the representative and not to the applicant.  
OR  
☐ Send original correspondence to the applicant and copies to the representative.
- ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.  
OR  
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

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.

 3/21/2022  
Signature of Applicant or Authorized Representative

Thomas McFarland  
Print Name and Title if applicable

03/18/2022  
Date

\_\_\_\_\_  
Signature of Applicant or Authorized Representative

\_\_\_\_\_  
Print Name and Title if applicable

\_\_\_\_\_  
Date

**A. PURPOSE OF TRANSFER**

- ☒ Change point of diversion  
☐ Change nature of use
 ☐ Add diversion point(s)  
☐ Change period of use
 ☐ Change place of use  
☐ Other \_\_\_\_\_
- Is this a transfer for changes pursuant to [Idaho Code §42-221.O.8?](#)  
If yes, ☐ attach an explanation and any supporting documentation labeled as **Part 1A.2**.
- Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.3**.

Change in point of diversion for 0.95 CFS irrigation of water right #24-4074A

Change in point of diversion for .02 CFS stock water of water right #24-4074A

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

## APPLICATION FOR TRANSFER OF WATER RIGHT

### PART 1 Continued

**B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.**

| 1.                                                                       | Right Number | Amount<br>(cfs/ac-ft) | Nature of Use | Period of Use  | Source & Tributary |
|--------------------------------------------------------------------------|--------------|-----------------------|---------------|----------------|--------------------|
| <input type="checkbox"/> All or <input checked="" type="checkbox"/> Part | 24-4074A     | 0.95 CFS              | Irrigation    | 04/15 to 10/31 | Tin Cup Creek      |
| <input type="checkbox"/> <input checked="" type="checkbox"/>             | 24-4074A     | .02                   | Stock Water   | 1/01 to 12/31  | Tin Cup Creek      |
| <input type="checkbox"/> <input type="checkbox"/>                        |              |                       |               | to             |                    |
| <input type="checkbox"/> <input type="checkbox"/>                        |              |                       |               | to             |                    |
| <input type="checkbox"/> <input type="checkbox"/>                        |              |                       |               | to             |                    |
| <input type="checkbox"/> <input type="checkbox"/>                        |              |                       |               | to             |                    |
| <input type="checkbox"/> <input type="checkbox"/>                        |              |                       |               | to             |                    |
| <input type="checkbox"/> <input type="checkbox"/>                        |              |                       |               | to             |                    |
| <input type="checkbox"/> <input type="checkbox"/>                        |              |                       |               | to             |                    |

Total authorized under rights 1.2 cfs and/or \_\_\_\_\_ acre-feet.

2. Total amount of water proposed to be transferred or changed 0.95 cubic feet per second and/or \_\_\_\_\_ acre-feet per year.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.

| New ? | Lot | ¼  | ¼  | ¼ | Sec | Twp | Rge | County  | Source        | Local name or tag # |
|-------|-----|----|----|---|-----|-----|-----|---------|---------------|---------------------|
| Y     |     | NE | NW |   | 8   | 05S | 46E | Caribou | Tin Cup Creek |                     |
|       |     |    |    |   |     |     |     |         |               |                     |
|       |     |    |    |   |     |     |     |         |               |                     |
|       |     |    |    |   |     |     |     |         |               |                     |
|       |     |    |    |   |     |     |     |         |               |                     |

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☒ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

| 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 Acres (for irrigation use) |     |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |             |

**STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES**

**APPLICATION FOR TRANSFER OF WATER RIGHT  
PART 1 Continued**

**5. General Information:**

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:  
New point of diversion will be a pump system on Tin Cup Creek to provide wheel line irrigation  
An in line meter will be used to monitor flow rates/ use  
System will be locked to prevent unwanted use
- b. Who owns the property at the point(s) of diversion? Caribou Ranch LLC  
 If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:  
N/A
- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?  
 If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: N/A
- It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.
- d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?  
 If yes, ☐ complete [Attachment WSB](#).
- e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:  
Place of use does not change
- f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:  
N/A
- g. To your knowledge, has/is any portion of the water right(s) proposed to be changed:
- | Yes                      | No                                  |                                                                                               |
|--------------------------|-------------------------------------|-----------------------------------------------------------------------------------------------|
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | undergone a period of five or more consecutive years of non-use,                              |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | currently leased to the Water Supply Bank,                                                    |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | currently used in a mitigation plan limiting the use of water under the right, or             |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | currently enrolled in a Federal set-aside program limiting the use of water under the rights? |

If yes, describe:

# IDAHO DEPARTMENT OF WATER RESOURCES

## WATER RIGHT REPORT

3/9/2022

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 24-4074A

| <u>Owner Type</u> | <u>Name and Address</u>                                                                |
|-------------------|----------------------------------------------------------------------------------------|
| Current Owner     | CARIBOU MOUNTAIN RANCH LLC<br>14400 N 76TH PLACE<br>SCOTTSDALE, AZ 85260<br>4808890609 |

Priority Date: 08/01/1890

Basis: Decreed

Status: Active

| <u>Source</u>  | <u>Tributary</u> |
|----------------|------------------|
| HADERLIE CREEK | TINCUP CREEK     |
| TINCUP CREEK   | SALT RIVER       |
| UNNAMED STREAM | HADERLIE CREEK   |

| <u>Beneficial Use</u> | <u>From</u> | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------|-----------|-----------------------|---------------|
| IRRIGATION            | 04/15       | 10/31     | 1.2 CFS               |               |
| STOCKWATER            | 01/01       | 12/31     | 0.03 CFS              |               |
| Total Diversion       |             |           | 1.2 CFS               |               |

Location of Point(s) of Diversion:

|                |        |         |              |           |                |
|----------------|--------|---------|--------------|-----------|----------------|
| UNNAMED STREAM | NWSESW | Sec. 05 | Township 05S | Range 46E | CARIBOU County |
| TINCUP CREEK   | SESWSE | Sec. 06 | Township 05S | Range 46E | CARIBOU County |
| HADERLIE CREEK | SWSESE | Sec. 06 | Township 05S | Range 46E | CARIBOU County |

Place(s) of use:

Place of Use Legal Description: IRRIGATION CARIBOU County

| <u>Township</u> | <u>Range</u> | <u>Section</u> | <u>Lot</u> | <u>Tract</u> | <u>Acres</u> | <u>Lot</u> | <u>Tract</u> | <u>Acres</u> | <u>Lot</u> | <u>Tract</u> | <u>Acres</u> | <u>Lot</u> | <u>Tract</u> | <u>Acres</u> |
|-----------------|--------------|----------------|------------|--------------|--------------|------------|--------------|--------------|------------|--------------|--------------|------------|--------------|--------------|
| 05S             | 46E          | 5              |            | SESW         | 4.7          |            |              |              |            |              |              |            |              |              |
|                 |              |                |            | SWSE         | 12           |            |              |              |            |              |              |            |              |              |

8

|      |     |
|------|-----|
| NWNE | 15  |
| NENW | 7.4 |

Total Acres: 39.1

Conditions of Approval:

1. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
2. 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.
3. X02 Stockwater use is for 50 range cattle.
4. N05 The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
5. N08 The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

Dates:

Licensed Date:

Decreed Date: 05/31/2007

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: NWD

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

86030

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**

## APPLICATION FOR TRANSFER OF WATER RIGHT PART 2

**A. DESCRIPTION OF RIGHT(S) AS RECORDED**

For each water right listed in Part 1B.1 of the application, attach a **Part 2A** report obtained from any Department office or from the Department's website @ [idwr.idaho.gov](http://idwr.idaho.gov), Water Right Transfers, Step 1. Insert Part 2A reports into the application following Part 1.

**B. IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES**

- ☐ Complete and attach one copy of Part 2B for each right for which only a portion is proposed to be changed. If the entire right is proposed to be changed, Part 2B is not applicable. Additional copies of the **Part 2B** form can be obtained from any Department office or from the Department's website @ [idwr.idaho.gov](http://idwr.idaho.gov), Water Right Transfers, Step 3, or Water Right Forms, Changes in Use. Insert completed Part 2B forms into the application following Part 2A of the same water right.

Right Number: 24-4074A

- Right Number: 27-157-100
1. amount 0.95 CFS (cfs/ac-ft) for Irrigation purposes from 4/15 to 10/31  
amount .02 CFS (cfs/ac-ft) for Stock Water purposes from 01/01 to 12/31  
amount \_\_\_\_\_ (cfs/ac-ft) for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
amount \_\_\_\_\_ (cfs/ac-ft) for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
amount \_\_\_\_\_ (cfs/ac-ft) for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
amount \_\_\_\_\_ (cfs/ac-ft) for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
amount \_\_\_\_\_ (cfs/ac-ft) for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
amount \_\_\_\_\_ (cfs/ac-ft) for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_
2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

[illegible]

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

## APPLICATION FOR TRANSFER OF WATER RIGHT PART 3

### A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- ☒ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.
- ☐ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b**.

If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

If any part of the irrigation water right is leased to the Water Supply Bank, you must also specify the location and number of acres that will remain idled for the duration of the lease contract at the new, proposed place of use.

### B. CHANGES IN NATURE OF USE (WaterBalance)

- ☐ If you propose to change the nature of use or period of use of all or part of the rights(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

### C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above:

No change of use

#### FOR DEPARTMENT USE ONLY

Transfer contains \_\_\_\_\_ pages and \_\_\_\_\_ attachments.

Received by \_\_\_\_\_ Date \_\_\_\_\_ Preliminary check by \_\_\_\_\_ Date \_\_\_\_\_

Fee paid \$500.00 Date 3/28/22 Received by CA KH Receipt # E047947

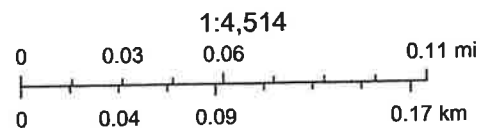
Add'l fee paid \$100 Date 6/29/2022 Received by CH Receipt # E048271

Check all that apply: Attachment WSB ☐ (copy sent to state office) Lessor Designation form ☐ &/or W-9 ☐ (originals to state office)

# Application for Water Right



3/18/2022, 7:23:56 PM

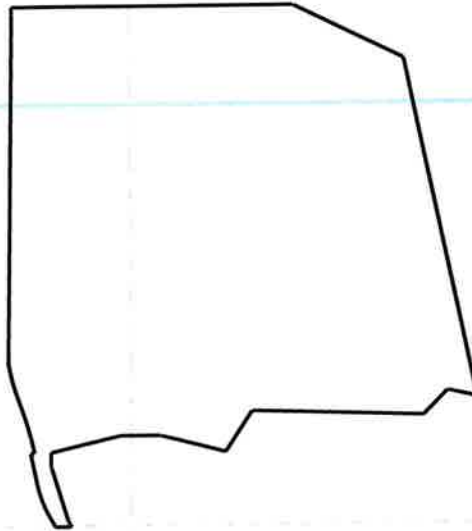


-  Override 1
-  Section
-  Township/Range
-  Override 1
-  Idaho Outline
-  Counties
-  Idaho Mask
-  Quarter Quarter

Esri, HERE, GeoTechnologies, Inc., Created by NRCS from 1:24,000 scale USGS topographic maps., Idaho Department of Water Resources, Maxar

86030

Idaho Department of Water Resources



4/4/2022

Scale: 1 inch= 600 feet

File:

Tract 1: 39.9997 Acres, Closure: s38.3118e 0.01 ft. (1/515143), Perimeter=5761 ft.

01 /sw,se,5,5s,46e  
02 /n49.4959w 477.31  
03 s01.2303w 22.74  
04 s00.5318w 1087.86  
05 Lt, r=617.70, delta=011.4918, arc=127.45, chord=s14.4401e 127.22  
06 Rt, r=1182.30, delta=008.2000, arc=171.96, chord=s16.2837e 171.81  
07 s89.5737w 12.58  
08 Rt, r=1170.00, delta=000.4526, arc=15.46, chord=s12.0334e 15.46  
09 s11.4052e 85.35  
10 Lt, r=330.00, delta=017.4203, arc=101.95, chord=s20.3154e 101.54  
11 s29.2255e 42.67  
12 s89.4803e 49.83  
13 n30.5221w 15.41  
14 n17.3021w 180.66  
15 n00.0656e 47.70  
16 n76.2651e 218.19

17 s89.5739e 130.01  
18 s75.2039e 207.20  
19 n33.4121e 153.19  
20 s88.1139e 538.57  
21 n44.2821e 107.53  
22 s77.1509e 93.41  
23 n11.4502w 1085.33  
24 n64.0653w 385.71  
25 n90w 880.09

86030

LEGAL DESCRIPTION  
FOR  
CARIBOU RANCH LLC  
PARCEL 2

A parcel of land located in Sections 5 and 8 of Township 5 South, Range 46 East, Boise Meridian, Caribou County, Idaho and more particularly described as follows:

Beginning at the South quarter corner of said Section 5, from which the Southeast corner of Section 5 bears South 89° 44' 32" East 2651.37 feet;

Thence North 49° 49' 59" West 477.31 feet to a point on the boundary of the parcel shown on the Survey recorded as Instrument # 178164 in the official records of Caribou County, the True Point of Beginning;

Thence along the said boundary the following 5 courses:

Thence South 01° 23' 03" West 22.74 feet;

Thence South 00° 53' 18" West 1087.86 feet to the beginning of a 617.70 feet radius non tangent curve concave to the Northeast whose center bears North 81° 10' 38" East;

Thence Southeasterly along the said curve through a central angle of 11° 49' 18" a distance of 127.45 feet (chord = South 14° 44' 01" East 127.22 feet) to a point of reverse curvature with a 1182.30 feet radius curve concave to the Southwest;

Thence Southeasterly along the said curve through a central angle of 08° 20' 00" a distance of 171.96 feet (chord = South 16° 28' 37" East 171.81 feet);

Thence South 89° 57' 37" West 12.58 feet to a point on a 1170.00 feet radius non tangent curve concave to the Southwest whose center bears South 77° 33' 43" West;

Thence Southeasterly along the said curve through a central angle of 00° 45' 26" a distance of 15.46 feet (chord = South 12° 03' 34" East 15.46 feet);

Thence South 11° 40' 52" East 85.35 feet to the beginning of a 330.00 feet radius tangent curve concave to the Northeast;

Thence Southeasterly along the said curve through a central angle of 17° 42' 03" a distance of 101.95 feet (chord = South 20° 31' 54" East 101.55 feet);

Thence South 29° 22' 55" East 42.67 feet;

Thence South 89° 48' 03" East 49.83 feet to a point on the boundary of the said parcel shown on Instrument # 178164;

Thence along the said boundary the following 10 courses:

Thence North 30° 52' 21" West 15.41 feet;

Thence North 17° 30' 21" West 180.66 feet;

Thence North 00° 06' 56" East 47.70 feet;

Thence North 76° 26' 51" East 218.19 feet;

Thence South 89° 57' 39" East 130.01 feet;

Thence South 75° 20' 39" East 207.20 feet;

Thence North 33° 41' 21" East 153.19 feet;

Thence South 88° 11' 39" East 538.57 feet;

Thence North 44° 28' 21" East 107.53 feet;

Thence South 77° 15' 09" East 93.41 feet;

Thence North 11° 45' 02" West 1085.33 feet;

Thence North 64° 06' 53" West 385.71 feet;

Thence West 880.09 feet to the True Point of Beginning.

Containing 40.0 acres of land.

Subject to, and together with, the Easement described in Instrument # 175801 in the official records of Caribou County to connect the above described parcel to State Highway 34.

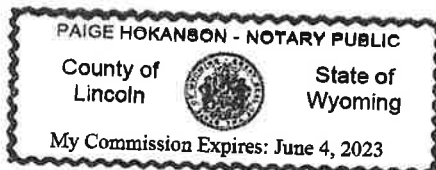
March 18<sup>th</sup> 2022

To whom it may concern:

In regard to Idaho water right No. 24-4074A, I, Ryan L Olsen, Owner, Caribou Ranch, LLC, Do here by give permission to Thomas McFarland to submit an APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION. For the purpose of changing point of diversion for .95 CFS on the Tin Cup Creek

  
\_\_\_\_\_  
3-18-2022 (Date)  
Ryan L Olsen  
Member, Caribou Ranch, LLC

  
\_\_\_\_\_  
3/18/2022 (Date)  
Notary



To whom it may concern:

The following is a request for a change in point of diversion for water right # 24-4074A. Changing the point of diversion for .95 CFS. To be irrigated with a pump and wheel line system with much greater efficiency and overall, less water consumption than the current system. The new point of diversion will be installed with a meter on the pump to monitor flow rates.

For questions please contact Tom McFarland 801-725-4774 or at [thomaslmcfarland@gmail.com](mailto:thomaslmcfarland@gmail.com)

86030



IDAHO DEPARTMENT OF  
**WATER RESOURCES**

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: [easterninfo@idwr.idaho.gov](mailto:easterninfo@idwr.idaho.gov) • Web: [idwr.idaho.gov](http://idwr.idaho.gov)

**Governor Brad Little**

**Director Gary Spackman**

April 20, 2022

THOMAS MC FARLAND  
5579 S 7100 W  
HOOPER, UT 84315

RE: Transfer No. 86030  
Water Right No(s). 24-4074A

Dear Applicant:

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 CARIBOU COUNTY SUN on 4/28/2022 and 5/5/2022. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

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,

Christina Henman  
Administrative Assistant

## Henman, Christina

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**From:** Henman, Christina  
**Sent:** Wednesday, April 20, 2022 10:45 AM  
**To:** ccsun10@aol.com  
**Subject:** Legal Notice for Caribou County Sun  
**Attachments:** 86030 Caribou County Sun.docx

LEGAL NOTICE DEPARTMENT  
CARIBOU COUNTY SUN  
PO BOX 815  
SODA SPRINGS, ID 83276

RE: Transfer No. 86030  
Water Right No(s). 24-4074A

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 5/16/2022. Your cooperation is appreciated.

Thank You,



**Christina Henman**  
Administrative Assistant  
IDWR, Eastern Region  
900 N Skyline Ste. A  
Idaho Falls, ID 83402  
Phone: (208) 525-7161

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT  
TRANSFER NO. 86030**

THOMAS MC FARLAND, 5579 S 7100 W, HOOPER, UT 84315 has filed Application No. 86030 for changes to the following water rights within CARIBOU County(s): Right No(s). 24-4074A; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: change point of diversion. The proposed point of diversion is in NENW Sec 8 T05S R46E for 0.95 cfs from Tincup Creek.

For additional information concerning the property location, contact Eastern Region office at (208)525-7161. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before 5/16/2022. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 4/28/2022 and 5/5/2022

**Instrument # 209444**

CARIBOU COUNTY, IDAHO

04-22-2022 15:06:26 No. of Pages: 2

Recorded for: ALLIANCE TITLE - POCAHELLO OFFICE

Denise Horsley Fee: \$15.00

Ex-Officio Recorder Deputy

Index to: WARRANTY DEED

**WARRANTY DEED**

Alliance Title &amp; Escrow, LLC Order No.: 602142

**FOR VALUE RECEIVED****Caribou Ranch, LLC**

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

**Thomas Loyal McFarland, a married man as his sole and separate property**

whose current address is

**5579 S 7100 West  
Hooper, UT 84315**

the grantee(s), the following described premises, in Caribou County, Idaho, TO WIT:

**See attached Exhibit 'A'**

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: 4-21-22

Caribou Ranch, LLC

Lara Lee Olsen  
Lara Lee Olsen, Chief Executive ManagerRyan L. Olsen  
Ryan L. Olsen, ManagerState of Wyoming ss  
County of Lincoln

On this 21 day of April, 2022, before me, Megan Hillstead Stoker, a Notary Public in and for said state, personally appeared Laura Lee Olsen and Ryan L. Olsen known or identified to me to be the Managing Member in the Limited Liability Company known as Caribou Ranch, LLC who executed the foregoing instrument in said LLC name.

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

[Signature]  
Notary Public for the State of Wyoming  
Residing at: Afton, WY  
Commission Expires: 10-27-23

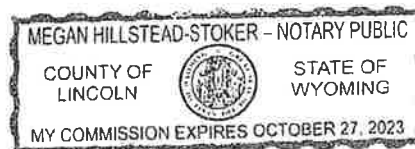


**Exhibit 'A'**

A parcel of land located in Sections 5 and 8 of Township 5 South, Range 46 East, Boise Meridian, Caribou County, Idaho and more particularly described as follows:

Beginning at the South quarter corner of said Section 5, from which the Southeast corner of Section 5 bears South 89° 44' 32" East 2651.37 feet;  
Thence North 49° 49' 59" West 477.31 feet to a point on the boundary of the parcel shown on the Survey recorded as Instrument # 178164 in the official records of Caribou County, the True Point of Beginning;  
Thence along the said boundary the following 5 courses:  
Thence South 01° 23' 03" West 22.74 feet;  
Thence South 00° 53' 18" West 1087.86 feet to the beginning of a 617.70 feet radius non tangent curve concave to the Northeast whose center bears North 81° 10' 38" East;  
Thence Southeasterly along the said curve through a central angle of 11° 49' 18" a distance of 127.45 feet (chord = South 14° 44' 01" East 127.22 feet) to a point of reverse curvature with a 1182.30 feet radius curve concave to the Southwest;  
Thence Southeasterly along the said curve through a central angle of 08° 20' 00" a distance of 171.96 feet (chord = South 16° 28' 37" East 171.81 feet);  
Thence South 89° 57' 37" West 12.58 feet to a point on a 1170.00 feet radius non tangent curve concave to the Southwest whose center bears South 77° 33' 43" West;  
Thence Southeasterly along the said curve through a central angle of 00° 45' 26" a distance of 15.46 feet (chord = South 12° 03' 34" East 15.46 feet);  
Thence South 11° 40' 52" East 85.35 feet to the beginning of a 330.00 feet radius tangent curve concave to the Northeast;  
Thence Southeasterly along the said curve through a central angle of 17° 42' 03" a distance of 101.95 feet (chord = South 20° 31' 54" East 101.55 feet);  
Thence South 29° 22' 55" East 42.67 feet;  
Thence South 89° 48' 03" East 49.83 feet to a point on the boundary of the said parcel shown on Instrument # 178164;  
Thence along the said boundary the following 10 courses:  
Thence North 30° 52' 21" West 15.41 feet;  
Thence North 17° 30' 21" West 180.66 feet;  
Thence North 00° 06' 56" East 47.70 feet;  
Thence North 76° 26' 51" East 218.19 feet;  
Thence South 89° 57' 39" East 130.01 feet;  
Thence South 75° 20' 39" East 207.20 feet;  
Thence North 33° 41' 21" East 153.19 feet;  
Thence South 88° 11' 39" East 538.57 feet;  
Thence North 44° 28' 21" East 107.53 feet;  
Thence South 77° 15' 09" East 93.41 feet;  
Thence North 11° 45' 02" West 1085.33 feet;  
Thence North 64° 06' 53" West 385.71 feet;  
Thence West 880.09 feet to the True Point of Beginning.

Subject to, and together with, the Easement described in Instrument # 175801 in the official records of Caribou County to connect the above described parcel to State Highway 34.