

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 85886

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.

Name of Applicant(s) Teton Ridge Ranch LLC

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 idwr.idaho.gov/water-rights/transfers/resources.html.
- ☐ ☒ #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: Authorization documentation from Teton RE Holdco, LLC for place of use overlap in Lot 1 Section 19, T6N R46E.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

FEB 16 2022

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

Department of Water Resources
Eastern Region

Name of Applicant(s) Teton Ridge Ranch LLC Phone _____
Mailing address c/o Franklin Monroe, 227 W Monroe St., Suite 5000, Chicago, IL 60606 Email _____

- ☒ 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 Rocky Mountain Environmental Associates, Inc. Phone 208-524-2353
Mailing address 482 Constitution Way, Suite 303, Idaho Falls, Idaho 83402 Email kristin.rmea@gmail.com

- ☐ 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.

<u>Robert Fedoris</u> Signature of Applicant or Authorized Representative	<u>Robert Fedoris, Vice President</u> Print Name and Title if applicable	<u>February 11, 2022</u> Date
_____ Signature of Applicant or Authorized Representative	_____ Print Name and Title if applicable	_____ Date

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☒ Change nature of use ☒ Change period of use ☐ Other _____
2. 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**.
3. 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**.
Applicant proposes to transfer acres of water right 22-7363 for irrigation and mitigation of new water features.
Irrigation water may flow through the ponds to be rediverted to irrigated areas. A Wildlife Storage component is also
included to mitigate for consumptive uses of the water features.

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.

I.		Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part						
☐	☒	22-7363	0.26 cfs	Diversion to Storage	4/15 to 10/15	Ground water
☐	☐		4.0 afa	Wildlife Storage	1/1 to 12/31	Ground water
☐	☐		38.5 afa	Irrigation Storage	4/15 to 10/15	Ground water
☐	☐		38.5 afa	Irrigation from Storage	4/15 to 10/15	Ground water
☐	☐		0.22 cfs	Irrigation	4/15 to 10/15	Ground water
☐	☐				to	
☐	☐				to	
☐	☐				to	
☐	☐				to	

Total authorized under rights 0.26 cfs and/or 42.5 acre-feet.

2. Total amount of water proposed to be transferred or changed 0.26 cubic feet per second and/or 42.5 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			SE	SW	7	6N	46E	Teton	Ground water	
Y			SE	SW	7	6N	46E	Teton	Ground water	
Y			NW	NE	24	6N	45E	Teton	Ground water	
Y			NW	NE	24	6N	45E	Teton	Ground water	Rediversion
Y			SW	SE	7	6N	46E	Teton	Ground water	Injection

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	
6N	46E	7												1.5			0.1		1.6
																	W, IS		
		18		0.1			7.6			0.7									8.4
				W, IS			W, IS			W, IS									
		19						0.3											0.3
								L1											
6N	45E	24	0.7																0.7
IS = Irrigation Storage																			Total Acres (for irrigation use)
																			11

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:
Two wells will divert water into mainline that will deliver water to ponds for either maintenance of water features or redirection for the sprinkler irrigation system. A connection will also be provided to allow irrigation water to be delivered directly into the sprinkler system. Irrigation storage from the ponds will flow into natural channel to a lower pond to be diverted for irrigation of a small area. A third well can also provide water for this area.
- b. Who owns the property at the point(s) of diversion? Applicant

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- 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: _____

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:
The land now irrigated will be retired from irrigation.

- 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:
Proposed POD/POU no other water rights. Existing POD/POU is shared by water rights 22-7077 and 22-7257, which water rights are cumulative, not overlapping.

- g. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- | | | |
|--------------------------|-------------------------------------|---|
| ☐ | ☒ | undergone a period of five or more consecutive years of non-use, |
| ☐ | ☒ | currently leased to the Water Supply Bank, |
| ☐ | ☒ | currently used in a mitigation plan limiting the use of water under the right, or |
| ☐ | ☒ | 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

2/3/2022

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 22-7363

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JEFFREY A CATLETT REVOCABLE TRUST PO BOX 371 SUTTER, CA 95982
Original Owner	EDWARD W BROWER 947 N HWY 32 TETONIA, ID 83452 2084562862
Original Owner	MERRILL E BROWER
Original Owner	ZELDA M BROWER C/O DENNIS BROWER PO BOX 147 TETONIA, ID 83452 2084562623

Priority Date: 06/04/1981

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/15	10/15	1.58 CFS	276.5 AFA
Total Diversion			1.58 CFS	276.5 AFA

Location of Point(s) of Diversion:

GROUND WATER	SWSW	Sec. 15	Township 07N	Range 45E	TETON County
GROUND WATER	SWNW	Sec. 22	Township 07N	Range 45E	TETON County

IRRIGATION Use:

Acre Limit: 79

Place(s) of use:

Place of Use Legal Description: IRRIGATION TETON 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>
07N	45E	15		SWNW	36		SEnw	12						
				NESW	39		NWSW	38		SWSW	36		SESW	38
				NWSE	10		SWSE	17						
		16		SWNE	11		SENE	16						
				NESW	34		NWSW	34						
				NESE	38		NWSE	36						
		22		NWNE	15		SWNE	3						
				NENW	39		NWNW	39		SWNW	39		SEnw	33
				NESW	1		NWSW	13						

Total Acres: 577

Conditions of Approval:

1. 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.
2. X27 This right is limited to the irrigation of 79 acres within the place of use described above in a single irrigation season.
3. E61 The rights listed below are limited to a total combined diversion rate of 3.99 cfs and to a total combined annual diversion volume of 1409 AF. Combined Right Nos.: 22-7077, 22-7257, 22-7363
4. E52 The rights listed below are limited to a total combined diversion rate of 2.11 cfs. Combined Right Nos.: 22-7077, 22-7363
5. S37 The use of water for irrigation under this right may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water after October 15 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.
6. E56 The rights listed below are limited to the irrigation of a combined total of 577 acres in a single irrigation season. Combined Right Nos.: 22-7077, 22-7257, 22-7363.

Dates:

Licensed Date:

Decreed Date: 11/24/2008

Permit Proof Due Date: 9/1/1982

Permit Proof Made Date: 10/2/1981

Permit Approved Date: 8/26/1981

Permit Moratorium Expiration Date:

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: TBD

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 577

Combined Volume Limit: 1409

Combined Rate Limit: 3.99

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

TETON RIDGE RANCH, LLC

**ACTION BY WRITTEN CONSENT
OF THE MEMBER**

The undersigned, being the sole Member of Teton Ridge Ranch, LLC, a Delaware limited liability company (the "Company"), hereby takes the following actions and adopts the following resolutions effective as of October 27, 2020:

RESOLVED, that Robert Fedoris be, and hereby is, appointed a Vice President of the Company.

FURTHER RESOLVED, that the above appointed Vice President be, and hereby is, authorized and empowered with full power and authority to enter into any and all documents, agreements and instruments and take any and all actions deemed necessary or advisable on behalf of the Company.

FURTHER RESOLVED, that David Shuman be, and hereby is, appointed a Vice President of the Company.

FURTHER RESOLVED, that the above appointed Vice President be, and hereby is, authorized and empowered with full power and authority to enter into any and all documents, agreements and instruments and take any and all actions deemed necessary or advisable on behalf of the Company.

FURTHER RESOLVED, that any and all actions heretofore taken by an officer for and on behalf of the Company in connection with the foregoing resolutions, including the negotiation, preparation, execution, acknowledgement or delivery of any documents, agreements and instruments, be, and they hereby are, approved, ratified and confirmed in all respects.

IN WITNESS WHEREOF, the undersigned has executed this consent this 27th day of October.

HOLDINGS XYZ, LLC

By: Robert Fedoris
Robert Fedoris (Nov 19, 2020 00:37 EST)

Name: Robert Fedoris

Title: Authorized Signatory

Authorization to Submit Transfer Application

TRRE Holding Company, LLC, a Delaware limited liability company, hereby grants authorization for a portion of water right 22-7363 to be transferred to property owned by Teton Ridge Ranch, LLC in the amount of 13 acres, or more if an amendment of the submitted transfer application is required. Upon approval of the transfer, TRRE Holding Company, LLC will convey the transferred portion to Teton Ridge Ranch, LLC through a deed for permanent ownership. Proof of authority to sign on behalf of TRRE Holding Company, LLC is attached.

TRRE Holding Company, LLC

Robert Fedoris
Signature

Robert Fedoris, Vice President
Printed Name and Title

February 11, 2022
Date

TRRE HOLDING COMPANY, LLC

**ACTION BY WRITTEN CONSENT
OF THE MEMBER**

The undersigned, being the sole Member of TRRE Holding Company, LLC, a Delaware limited liability company (the "Company"), hereby takes the following actions and adopts the following resolutions effective as of May 20, 2021:

RESOLVED, that Robert Fedoris be, and hereby is, appointed a Vice President of the Company.

FURTHER RESOLVED, that the above appointed Vice President be, and hereby is, authorized and empowered with full power and authority to enter into any and all documents, agreements and instruments and take any and all actions deemed necessary or advisable on behalf of the Company.

FURTHER RESOLVED, that any and all actions heretofore taken by an officer for and on behalf of the Company in connection with the foregoing resolutions, including the negotiation, preparation, execution, acknowledgement or delivery of any documents, agreements and instruments, be, and they hereby are, approved, ratified and confirmed in all respects.

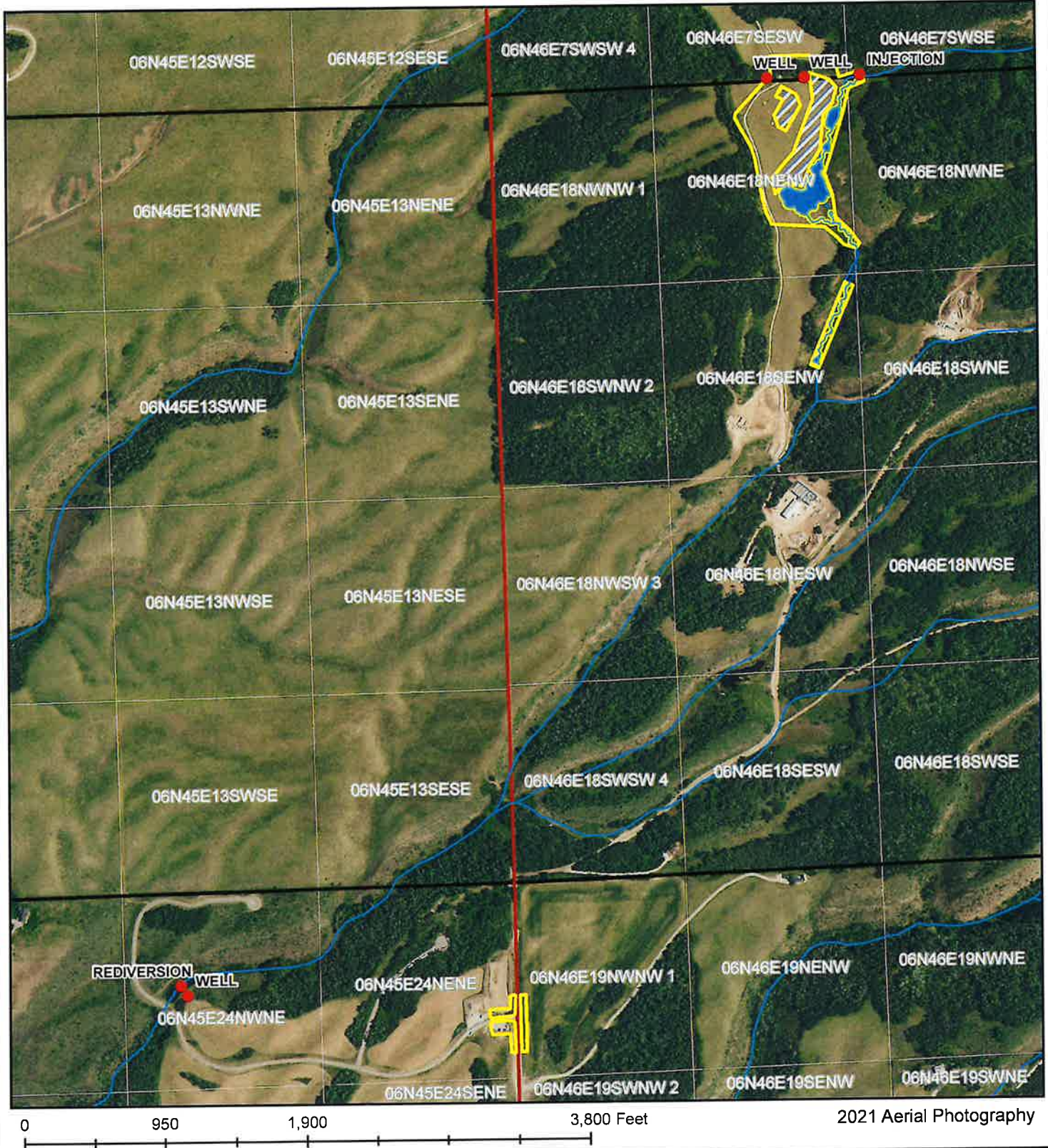
IN WITNESS WHEREOF, the undersigned has executed this consent effective as of the 20th day of May, 2021.

TETON RIDGE HOLDINGS, LLC

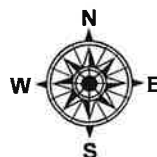
By: Robert Fedoris
Robert Fedoris (Jun 21, 2021 13:39 EDT)

Name: Robert Fedoris

Title: Authorized Signatory



- Proposed PODs
- Proposed Storage POU
- Proposed Irrigated Acres
- Excluded from Irrigation
- Streams
- Twp & Rng
- Section
- QQ



Proposed Locations Pg 1 of 3

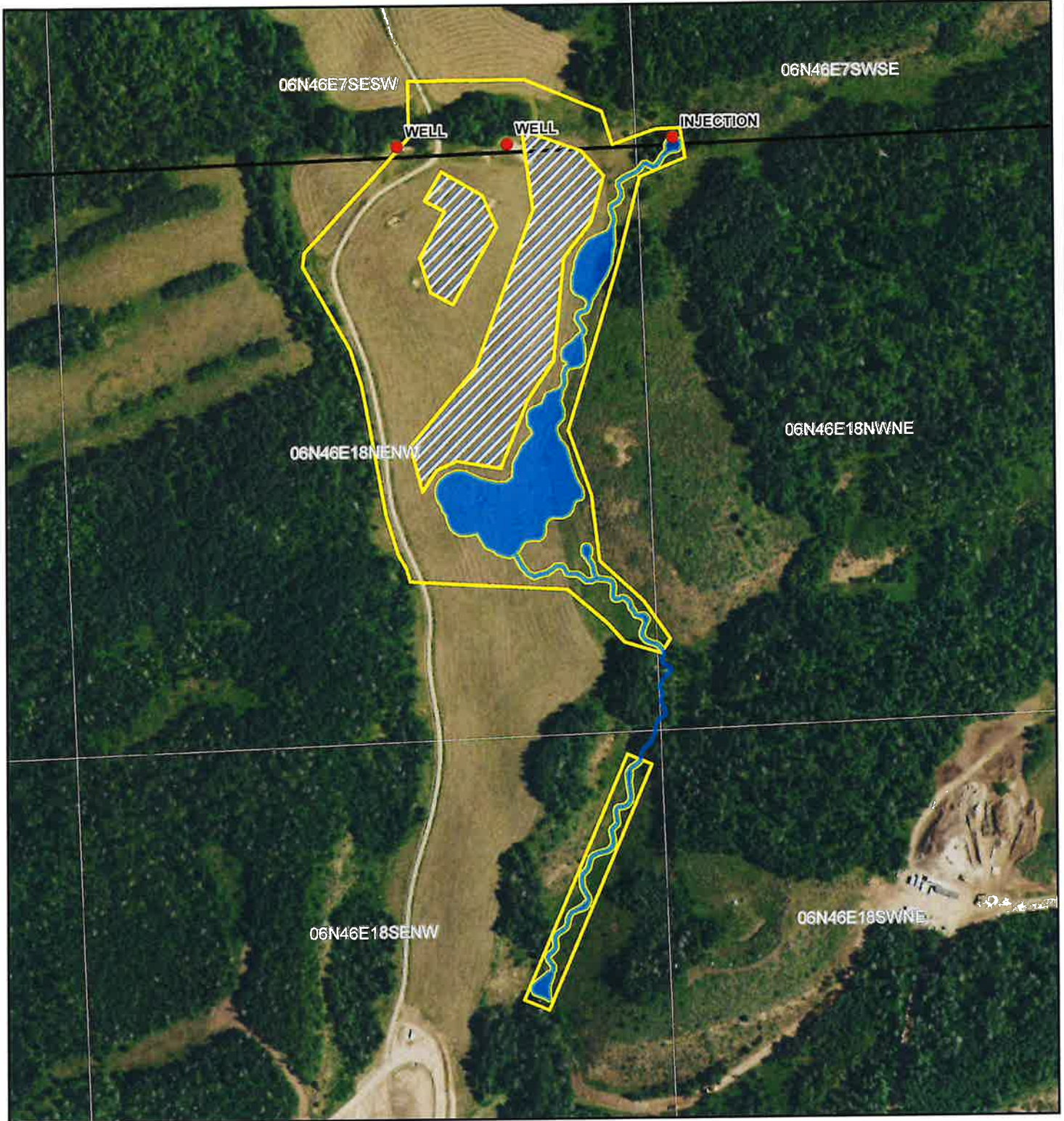
Teton Ridge Ranch, LLC

RMEA #20-0190

by: KM

Date: 3/1/2022

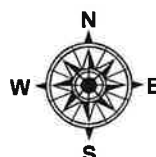




0 330 660 1,320 Feet

2021 Aerial Photography

- Proposed PODs
- Proposed Storage POU
- Proposed Irrigated Acres
- Excluded from Irrigation
- Twp & Rng
- Section QQ



Proposed Locations Pg 2 of 3

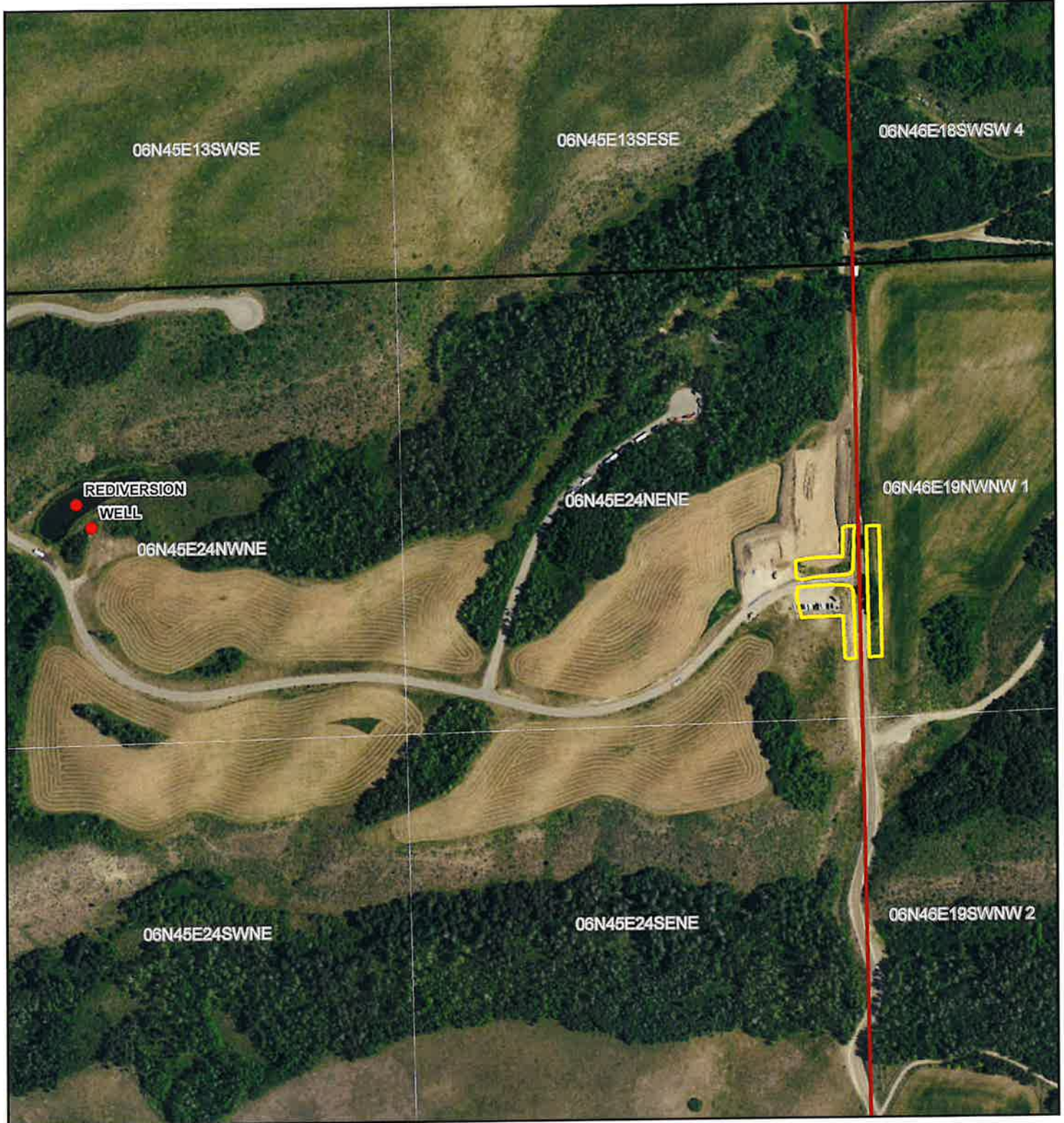
Teton Ridge Ranch, LLC

RMEA #20-0190

by: KM

Date: 3/1/2022

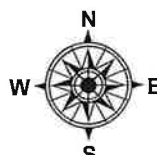




0 425 850 1,700 Feet

2021 Aerial Photography

- Proposed PODs
- Proposed Storage POU
- Proposed Irrigated Acres
- Twp & Rng
- Section
- QQ



Proposed Locations Pg 3 of 3

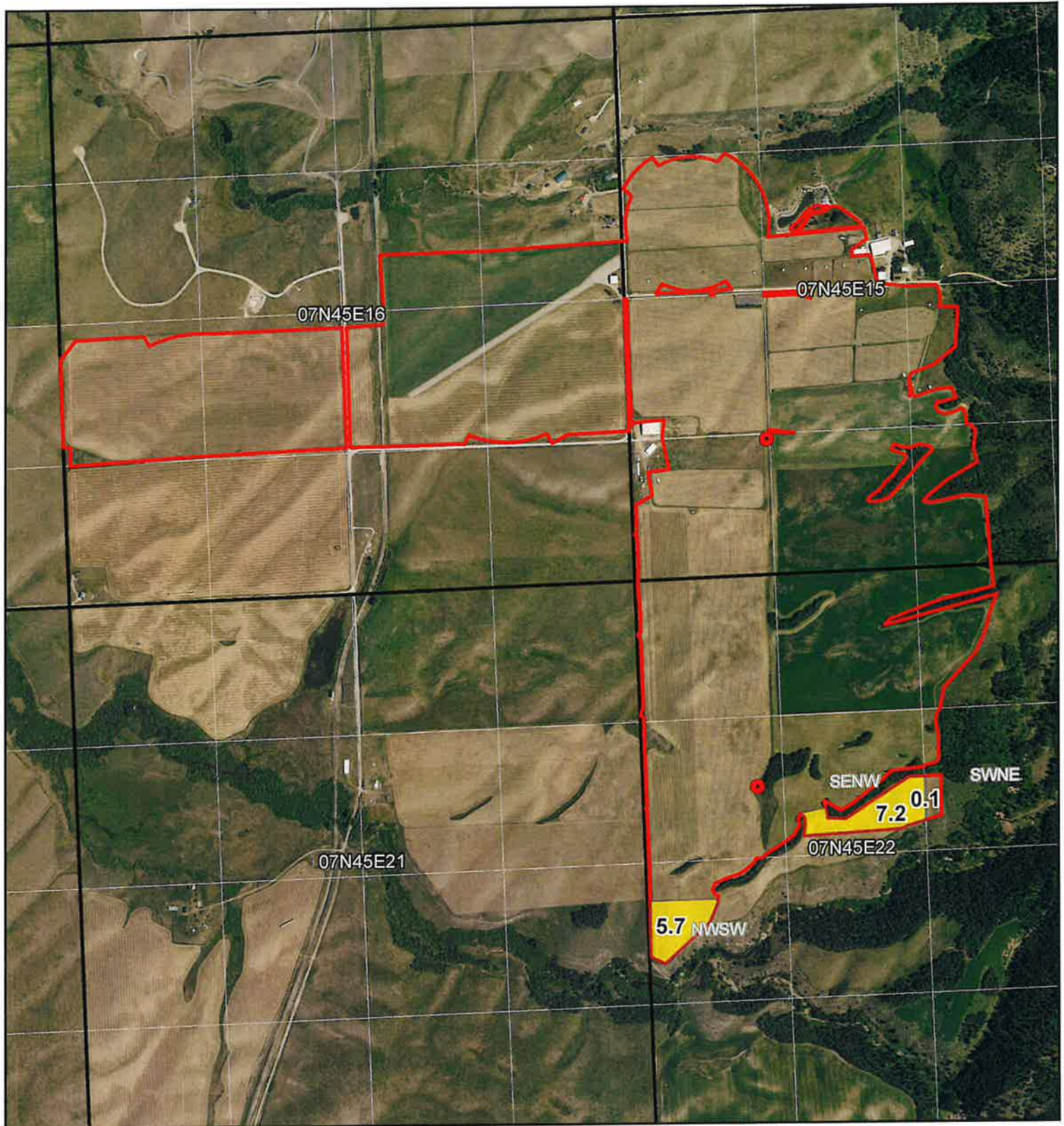
Teton Ridge Ranch, LLC

RMEA #20-0190

by: KM

Date: 2/15/2022





0 1,250 2,500 5,000 Feet

2021 Aerial Photography

● WR POD 22-7363

■ Transfer Acres

□ WR POU Reconfigured - Companion Transfer

□ Twp & Rng

□ Section

□ QQ



85886

Existing Locations

Teton Ridge Ranch, LLC

RMEA #20-0190

by: KM

Date: 2/3/2022



Conversion of Nature of Use

Teton Ridge Ranch, LLC

Applicant proposes to develop new ponds and stream features, which will be a combination of open water systems and narrow stands of wetlands. The ponds and stream dimensions include a surface area of approximately 2.1 acres and a total volume of approximately 7.3 af. This application proposes to transfer 2.0 acres of water right 22-7363 to provide the consumptive components of the pond and stream.

Storage

Volume of the ponds and stream is calculated to be 7.3 acre-feet, provided by Intermountain Aquatics, Inc. ("IMA"), who designed the water features for this property.

First time fill of the pond will require 7.3 af of volume. To mitigate for the first time fill, it is proposed to offer a portion of the transferred ground water right 22-7363 as mitigation by non-use for the irrigation season during which the water features will be constructed, which is anticipated for the 2022 season. The exact amount of acres required for non-use is determined based on the historical consumptive use of "alfalfa-less frequent cuttings," the historical crop irrigated by water right 22-7363. ET Idaho 2017 (Allen and Robison 2017), using the Tetonia Exp. Stn. (NWS -- USC00109065) station (the station closest to the historical POU of 22-7363), shows that alfalfa-less frequent cuttings has a precipitation deficit of 604 mm/yr, or 1.98 ft/yr. (A copy of all ET Idaho 2017 values used in this report are included in Figure 1.) To obtain 7.3 af for pond fill, it would require non-use of 3.7 acres for one year.

$$7.3 \text{ af} / 1.984 \text{ ft/yr} = 3.7 \text{ acres}$$

The exact 3.7 acres to be used for mitigation of the first-time fill are identified on Figure 2. On the year following first-time fill, the 3.7 acres would be available for irrigation again.

Evaporation and Seepage

IMA prepared all evapotranspiration calculations for the proposed water features. A summary of IMA's calculations are included in Figure 3. The design anticipates that the water features will be a combination of Open Water-Shallow Systems and Wetlands – Narrow Stands. ET values were based upon these two land covers using values from the Driggs (NWS -- USC00102676) station, which are provided in Figure 1, excluding negative values during winter months.

According to the final consumptive use calculation, it is anticipated that the evaporation and seepage losses from the water features will be approximately 4.0 afa.

It is proposed that to mitigate for the increase in consumption, a portion of water right 22-7363 will be retired from irrigation purposes. Using the same historical use at the original place of use as described in the section above, it is calculated to require 2.0 acres to retire permanently from irrigation upon development of the water features.

$$\text{Acres to Retire for Mitigation} = 4.0 \text{ afa} / 1.98 \text{ ft/yr} = 2.0 \text{ acres}$$

Figure 1. Excerpts of ET Idaho 2017

Tetonia Exp. Stn. (NWS -- USC00109065)																
Alfalfa - less frequent cuttings																
Precipitation Deficit																
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Growing Season ^a	Non Growing Season ^b	Annual	
Mean ⁱ	mm/day												mm			
Monthly ^c	-0.84	-0.03	0.09	0.06	1.48	5.56	4.75	4.99	2.48	0.35	-0.61	-0.73	608	-71	537	

Driggs (NWS -- USC00102676)															
Wetlands - narrow stands															
Precipitation Deficit															
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Growing Season ^a	Non Growing Season ^b	Annual
Mean ^l	mm/day												mm		
Monthly ^c	-0.74	-0.36	-0.25	-0.08	-0.26	1.86	6.69	8.55	2.81	-0.29	-0.64	-0.87	652	-107	506

Driggs (NWS -- USC00102676)															
Open water - shallow systems (ponds/streams)															
Precipitation Deficit															
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Growing Season ^a	Non Growing Season ^b	Annual
Mean ⁱ	mm/day												mm		
Monthly ^c	-0.58	-0.06	0.48	1.27	1.70	3.19	3.30	3.10	2.05	0.71	-0.29	-0.76	432	0	432

Figure 2. Location of Temporary Mitigation by Non-Use for First-Time Fill

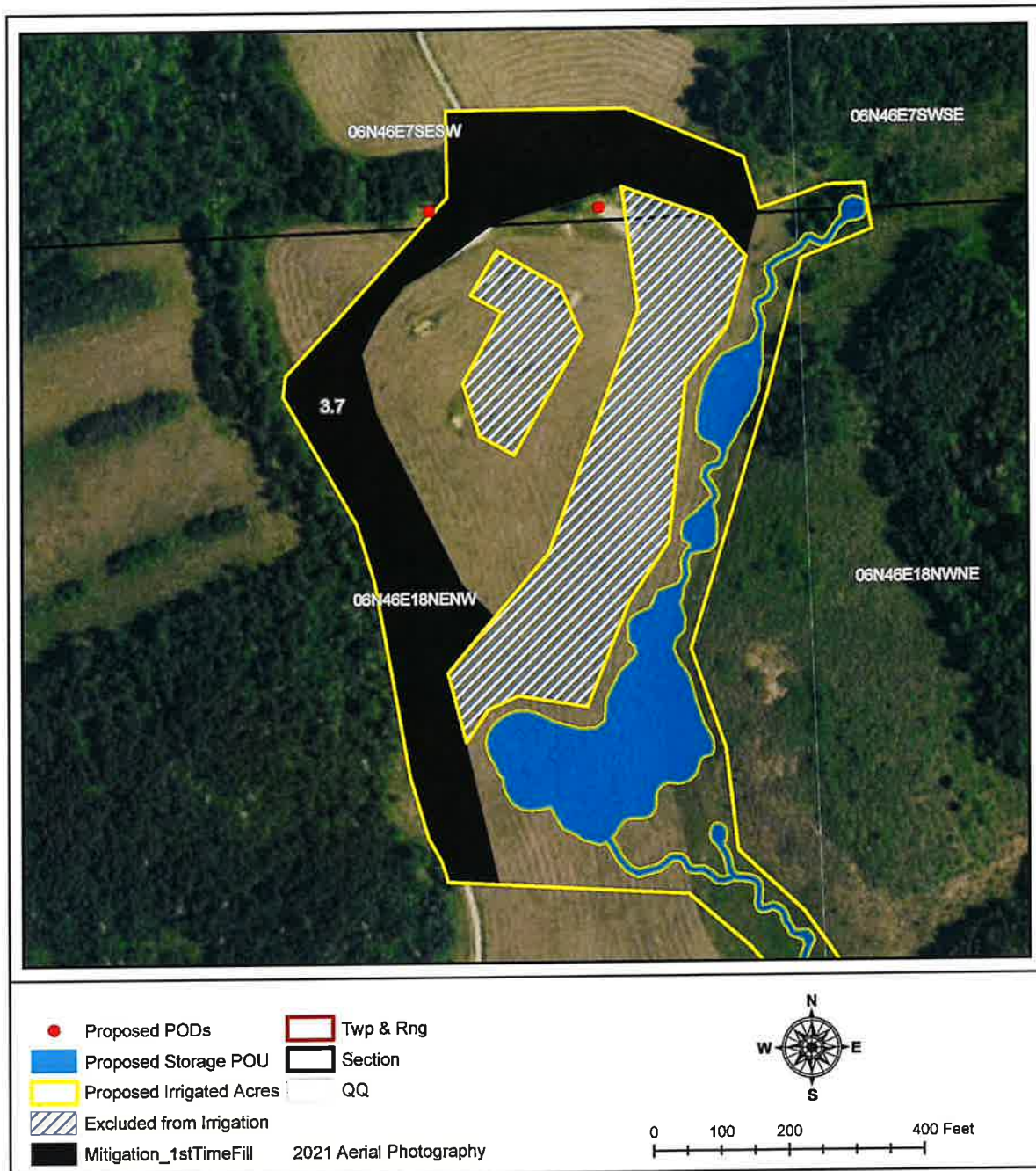


Figure 3. Evaporation and Seepage Loss Calculations as provided by Intermountain Aquatics, Inc.

Teton Ridge Ranch, Upper Robertson Draw Pond and Stream System: Estimated Losses

Prepared by Intermountain Aquatics, Inc., 2/3/2022

Component	Area, ft ²	Area, ac.	Evapotranspiration losses			Seepage			Total	
			Category	ft/y	afa	Category	ft/d	ft/y	afa	afa
Main pond	38120	0.88	OW-shallow systems	1.59	1.40	RPE liner	0	0.00	0.00	1.40
Main pond fringing wetlands	19060	0.44	Wetlands-narrow stands	2.01	0.88	RPE liner	0	0.00	0.00	0.88
Upper minor ponds	14740	0.34	"	2.01	0.68	Geosynthetic clay liner	0	0.00	0.00	0.68
Recirculation basin	1860	0.04	"	2.01	0.08	"	0	0.00	0.00	0.08
Lined channels	4860	0.11	"	2.01	0.22	"	0	0.00	0.00	0.22
Unlined channel	780	0.02	"	2.01	0.04	Silty (loess)	0.02	7.30	0.15	0.19
Channel fringe with capillary wetting	11280	0.26	"	2.01	0.52	NA	0	0.00	0.00	0.52
Total		2.09			3.83				0.15	3.98

Notes

1. Areas in column 3 are rounded to the nearest 0.01 acre.
2. Main pond includes open water at normal water level (row 1) plus 50% additional area of fringing wetlands (row 2).
3. Channel areas assume 3 ft width of inundated cross-section plus 3 ft wide riparian zone wet by capillary action. Geosynthetic clay liner will extend under riparian zone in lined channel segments, but seepage is assumed to be negligible outside of channel.
4. Evapotranspiration and seepage values are entire year. Evapotranspiration rates are Precipitation Deficits from ETIdaho using tables for Driggs. ET rates use the sum of monthly values ignoring negative values per IDWR methods.
5. Seepage rate is taken from IDWR technical memo and spreadsheet "Suggested Seepage Rates for Different Soil Types". Conservative seepage rate (i.e. higher alternative) is used for unlined areas.

Authorization to Submit Transfer Application

Teton RE Holdco, LLC, a Delaware limited liability company, owns parcel RP06N46E193002 within Teton County, Idaho. The legal description of said property is Lot 1 of Section 19, T6N R46E. Teton RE Holdco, LLC hereby grants authorization for a portion of water right 22-7363 to be transferred to the described property for the purpose of irrigation by Teton Ridge Ranch LLC. We agree that the ownership of the water rights will be updated to the name of the transferring entity Teton Ridge Ranch LLC after approval of the transfer has been granted.

Proof of authority to sign on behalf of Teton RE Holdco, LLC is attached.

Teton RE Holdco, LLC



Signature

Robert Fedoris, Vice President

Printed Name and Title

02/15/2022

Date

TETON RE HOLDCO, LLC

**ACTION BY WRITTEN CONSENT
OF THE MEMBER**

The undersigned, being the sole Member of Teton RE Holdco, LLC, a Delaware limited liability company (the "Company"), hereby takes the following actions and adopts the following resolutions effective as of May 20, 2021:

RESOLVED, that Robert Fedoris be, and hereby is, appointed a Vice President of the Company.

FURTHER RESOLVED, that the above appointed Vice President be, and hereby is, authorized and empowered with full power and authority to enter into any and all documents, agreements and instruments and take any and all actions deemed necessary or advisable on behalf of the Company.

FURTHER RESOLVED, that any and all actions heretofore taken by an officer for and on behalf of the Company in connection with the foregoing resolutions, including the negotiation, preparation, execution, acknowledgement or delivery of any documents, agreements and instruments, be, and they hereby are, approved, ratified and confirmed in all respects.

IN WITNESS WHEREOF, the undersigned has executed this consent effective as of the 20th day of May, 2021.

TETON RIDGE HOLDINGS, LLC

Robert Fedoris
By: Robert Fedoris (Jun 21, 2021 13:39 EDT)

Name: Robert Fedoris

Title: Authorized Signatory



February 15, 2022

RMEA 20-0190, 21-0127, 21-0230

Idaho Department of Water Resources
900 N Skyline Dr. Ste A
Idaho Falls, ID 83402

Re: Permit Application and Applications for Transfer of Rights 22-7077, 22-7257, 22-7363

Dear IDWR,

Enclosed please find three associated Applications for Transfer and one Application for Permit filed on behalf of TRRE Holding Company, LLC and Teton Ridge Ranch LLC, sister companies, along with a check for the filing fees of \$1,575. An accounting of the fees by application is listed below:

1. Transfer App. – TRRE Holding Company LLC – T7N R45E Sec 15, 16, 22
 - a. Transfer Fee \$200
 - b. Change in Nature of Use \$250
 - c. Ownership Change \$75
2. Permit App. – TRRE Holding Company LLC – T6N R45E Sec 24
 - a. Permit Fee \$100
3. Transfer App. -- TRRE Holding Company LLC – T6N R45E Sec 24
 - a. Transfer Fee \$200
4. Transfer App. – Teton Ridge Ranch LLC - T6N R46E Sec 18
 - a. Transfer Fee \$500
 - b. Change in Nature of Use \$250

These applications are associated through the transfer of the same water right from property owned by the applicants. Transfer 1 listed above relates to the original place of use of the water rights. This transfer proposes to reconfigure the acres to clean up the described acres and to allow for irrigation of areas that were not included in the original place of use. The application also proposes to retire 1.2 acres of the original place of use of 22-7077 for the maintenance of an existing pond on the property. There are three water rights relative to the place of use described in Transfer 1. All three rights will be updated per Transfer 1.

The other two transfer applications propose to relocated 1.2 acres and 13 acres of water right 22-7363 only for use on other properties. Overall, the total acres irrigated at the original place of use of 22-7363 will be reduced by 14.2 acres by these two transfers.

A table is attached showing the total changes all three applications will make to water rights 22-7077, 22-7257, and 22-7363 upon approval.

Shapefiles and/or original spreadsheets can be provided upon request.

As shown on the applications, we are listed as the Applicant's representative, and we request any and all correspondence relating to these applications be directed to this office.

We appreciate your kind attention to this matter, and are happy to answer any questions you may have.

Thank you,



Kristin Moore
Senior Water Rights Analyst

Enclosures: 3 Applications for Transfer
 1 Permit Application
 Check

Summary of Water Rights, Calculations, and Transferred Acres

Water Right #s	Existing Water Rights			Proposed Transfer Portions			Remaining Irrigation Portion		
	Diversion Rate (cfs)	Volume (AFA)	Acre Limit (ac)	Diversion Rate (cfs)	Volume (AFA)	Acre Limit (ac)	Diversion Rate (cfs)	Volume (AFA)	Acre Limit (ac)
22-7077	1.24	450.1	218	0.01	2.5	1.2	1.23	447.6	216.8
22-7257	1.88	682.4	280				1.88	682.4	280
22-7363	1.58	276.5	79	0.28	49.7	14.2	1.30	226.8	64.8
Limitations	3.99	1409	577	0.29	52.2	15.4	3.88	1356.8	561.6

Place of Use Changes For Three Transfers								
Existing Water Right Place of Use Description				Transfer 1		Transfer 2	Transfer 3	Final WR Acres at Original POU
				TRRE Holding Company LLC Transfer Application for Existing POU		TRRE Holding Company LLC Transfer Application	Teton Ridge Ranch LLC	
				T7N R45E Sec 15, 16, 22		T6N R45E Sec 24	T6N R46E Sec 18	
Twp & Rng	Section	QQ	Existing POU (ac)	Reconfigured POU (ac) in TRRE Holding Company LLC Transfer	Acres Transferred/Converted to Pond	Acres Transferred	Acres Transferred	Proposed POU (ac)
7N 45E	15	SWNW	36	36	0			36
		SENE	12	15	3			15
		NESW	39	39	0			39
		NWSW	38	38	0			38
		SWSW	36	36	0			36
		SESW	38	38	0			38
		NWSE	10	10	0			10
		SWSE	17	17	0			17
	16	SWNE	11	11	0			11
		SENE	16	16	0			16
		NESW	34	34	0			34
		NWSW	34	34	0			34
		NESE	38	38	0			38
		NWSE	36	36	0			36
	22	NWNE	15	15	0			15
		SWNE	3	3	0	-1.2	-0.1	1.7
		NENW	39	39	0			39
		NWNW	39	39	0			39
		SWNW	39	39	0			39
		SENE	33	30.8	-2.2		-7.2	24
		NESW	1	0	-1			0
		NWSW	13	12	-1		-5.7	6.3
		Total	577	575.8	-1.2	-1.2	-13	561.6



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 • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

March 2, 2022

TETON RIDGE RANCH LLC
C/O FRANKLIN MONROE
227 W MONROE ST STE 5000
CHICAGO, IL 60606

RE: Transfer No. 85886
Water Right No(s). 22-7363

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 TETON VALLEY NEWS on 3/9/2022 and 3/16/2022. 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

CC:
ROCKY MOUNTAIN ENVIRONMENTAL ASSOC INC
482 CONSTITUTION WAY STE 303
IDAHO FALLS, ID 83402-3552

Henman, Christina

From: Henman, Christina
Sent: Wednesday, March 2, 2022 2:14 PM
To: legalnotices@postregister.com
Subject: Legal Notice for Teton Valley News
Attachments: 85878, 8588 Teton Valley News.docx

LEGAL NOTICE DEPARTMENT
TETON VALLEY NEWS
80 E LITTLE AVE
DRIGGS, ID 83422

RE: Transfer No. 85878, 85886
Water Right No(s). 22-7077, 22-7257, 22-7363, 22-7363

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 3/28/2022. 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. 85878

TRRE HOLDING CO LLC, 227 W MONROE ST STE 5000, CHICAGO, IL 60606-5087 has filed Application No. 85878 for changes to the following water rights within TETON County(s): Right No(s). 22-7077, 22-7257, 22-7363; 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 place of use, nature of use, and period of use. The applicant proposes diversion to storage of 0.01 cfs from ground water. The proposed place of use for 2.5 af of recreation storage is in SENW Sec 15 T07N R45E. The proposed place of use for irrigation is in Sec 15, 16, and 22, T07N R45E for 575.8 acres. The proposed season of use for recreation storage is 1/1 to 12/31.

TRANSFER NO. 85886

TETON RIDGE RANCH LLC, C/O FRANKLIN MONROE, 227 W MONROE ST STE 5000, CHICAGO, IL 60606 has filed Application No. 85886 for changes to the following water rights within TETON County(s): Right No(s). 22-7363; 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 points of diversion, add points of diversion, change place of use, change period of use, and change nature of use. The proposed points of diversion are in SESW (2 new wells) and SWSE (injection) Sec 7 T06N R46E, and NWNE (new well and redirection) Sec 24 T06N R45E for 0.26 cfs for diversion to storage and irrigation from ground water. The proposed place of use is in SWSE Sec 7, and NWNE, NENW and SENW Sec 18, T06N R46E for wildlife storage and irrigation storage; and NENE Sec 24 T06N R45E, SESW and SWSE Sec 7, NWNE, NENW and SENW Sec 18, and Lot 1 (NWNW) Sec19, T06N R46E for irrigation from storage and irrigation of 11 acres. The proposed season of use for wildlife storage is 1/1 to 12/31.

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 3/28/2022. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 3/9/2022 and 3/16/2022