

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 85284**

This is to certify that: IDAHO AGRI INVESTMENTS LLC
127 CONLEY DR
CHESTERTOWN, MD 21620-1005

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
47-17487	WR/DECREED	11/3/1950	1.490 cfs	308.0 af	77.0	77.0	GROUND WATER
47-2666	WR/DECREED	7/7/1950	0.250 cfs	105.9 af	N/A	N/A	GROUND WATER
47-2667	WR/DECREED	3/2/1956	0.090 cfs	6.1 af	N/A	N/A	GROUND WATER
47-8236	WR/LICENSE	10/19/1993	0.150 cfs	47.9 af	N/A	N/A	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
47-17487	YES	YES	YES	YES	YES	YES
47-2666	NO	NO	YES	YES	NO	NO
47-2667	NO	NO	YES	YES	NO	NO
47-8236	NO	NO	YES	YES	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
47-17487	47-17749	0.130 cfs	13.2 af	N/A	N/A	47-17487	1.360 cfs	280.4 af	N/A	70.1
47-2666	47-2666	0.250 cfs	105.9 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
47-2667	47-2667	0.090 cfs	6.1 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
47-8236	47-8236	0.150 cfs	47.9 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		0.590 cfs	173.1 af	N/A	N/A		N/A	N/A	N/A	N/A

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 27th day of January, 2022.


Southern Region Manager

SUPPORT DATA

Transfer No. 85284

IN FILE # 47-2666

WATER RIGHT NO. 47-8236**As Modified by Transfer No. 85284**

In accordance with the approval of Transfer No. 85284, Water Right No. 47-8236 is now described as follows:

Right Holder: IDAHO AGRI INVESTMENTS LLC
127 CONLEY DR
CHESTERTOWN, MD 21620-1005

Priority Date: 10/19/1993

Source: GROUND WATER

BENEFICIAL USE

COMMERCIAL
STOCKWATER

From

01/01
01/01

to 12/31
to 12/31

To**Diversion Rate**

0.150 cfs
0.150 cfs
0.150 cfs

Diversion Volume

47.9 af
47.9 af
47.9 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENENE	Sec 34 Twp 10S Rge 18E	TWIN FALLS County
GROUND WATER	NENENE	Sec 34 Twp 10S Rge 18E	TWIN FALLS County
GROUND WATER	SENENE	Sec 34 Twp 10S Rge 18E	TWIN FALLS County

PLACE OF USE: COMMERCIAL

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	18E	34	X	X		X													

PLACE OF USE: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	18E	34	X	X		X													

CONDITIONS OF APPROVAL

1. Rights 47-02666, 47-02667, and 47-08236 when combined shall not exceed a total diversion rate of 0.46 cfs.
2. Rights 47-8236, 47-2666, 47-2667, and 47-17749 when combined shall not exceed a total diversion rate of 0.59 cfs and a total annual maximum diversion volume of 173.1 af.
3. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

Transfer No. 85284

WATER RIGHT NO. 47-8236
As Modified by Transfer No. 85284

CONDITIONS OF APPROVAL

4. Commercial use is for a dairy.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.



WATER RIGHT NO. 47-2666
As Modified by Transfer No. 85284

In accordance with the approval of Transfer No. 85284, Water Right No. 47-2666 is now described as follows:

Right Holder: IDAHO AGRI INVESTMENTS LLC
 127 CONLEY DR
 CHESTERTOWN, MD 21620-1005

Priority Date: 7/7/1950

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
COMMERCIAL	1/01	to 12/31	0.250 cfs	23.4 af
STOCKWATER	1/01	to 12/31	0.250 cfs	82.5 af
			0.250 cfs	105.9 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NENENE	Sec 34 Twp 10S Rge 18E TWIN FALLS County
GROUND WATER	NENENE	Sec 34 Twp 10S Rge 18E TWIN FALLS County
GROUND WATER	SENENE	Sec 34 Twp 10S Rge 18E TWIN FALLS County

PLACE OF USE: COMMERCIAL

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	18E	34	X	X		X													

PLACE OF USE: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	18E	34	X	X		X													

CONDITIONS OF APPROVAL

1. Rights 47-02666, 47-02667, and 47-08236 when combined shall not exceed a total diversion rate of 0.46 cfs.
2. Rights 47-8236, 47-2666, 47-2667, and 47-17749 when combined shall not exceed a total diversion rate of 0.59 cfs and a total annual maximum diversion volume of 173.1 af.
3. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

Transfer No. 85284

WATER RIGHT NO. 47-2666
As Modified by Transfer No. 85284

CONDITIONS OF APPROVAL

4. Commercial use is for a dairy.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 47-2667**As Modified by Transfer No. 85284**

In accordance with the approval of Transfer No. 85284, Water Right No. 47-2667 is now described as follows:

Right Holder: IDAHO AGRI INVESTMENTS LLC
127 CONLEY DR
CHESTERTOWN, MD 21620-1005

Priority Date: 3/2/1956

Source: GROUND WATER

BENEFICIAL USE

COMMERCIAL
STOCKWATER

From

1/01
1/01

to
to

To

12/31
12/31

Diversion Rate

0.090 cfs
0.090 cfs
0.090 cfs

Diversion Volume

1.4 af
4.7 af
6.1 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NENENE Sec 34 Twp 10S Rge 18E TWIN FALLS County
GROUND WATER NENENE Sec 34 Twp 10S Rge 18E TWIN FALLS County
GROUND WATER SENENE Sec 34 Twp 10S Rge 18E TWIN FALLS County

PLACE OF USE: COMMERCIAL

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	18E	34	X	X		X													

PLACE OF USE: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	18E	34	X	X		X													

CONDITIONS OF APPROVAL

1. Rights 47-02666, 47-02667, and 47-08236 when combined shall not exceed a total diversion rate of 0.46 cfs.
2. Rights 47-8236, 47-2666, 47-2667, and 47-17749 when combined shall not exceed a total diversion rate of 0.59 cfs and a total annual maximum diversion volume of 173.1 af.
3. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.

Transfer No. 85284

WATER RIGHT NO. 47-2667
As Modified by Transfer No. 85284

CONDITIONS OF APPROVAL

4. Commercial use is for a dairy.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 47-17487
As Modified by Transfer No. 85284

In accordance with the approval of Transfer No. 85284, Water Right No. 47-17487 is now described as follows:

Right Holder: IDAHO AGRI INVESTMENTS LLC
 127 CONLEY DR
 CHESTERTOWN, MD 21620-1005

Priority Date: 11/3/1950

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	03/15	to 11/15	1.360 cfs	280.4 af
			1.360 cfs	280.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SESESE Sec 33 Twp 11S Rge 19E TWIN FALLS County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	19E	33													36.0			34.1	70.1

POU Total Acres: 70.1

CONDITIONS OF APPROVAL

1. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.
2. Approval of this transfer does not confirm the validity of this water right.

WATER RIGHT NO. 47-17749**As Modified by Transfer No. 85284**

In accordance with the approval of Transfer No. 85284, Water Right No. 47-17749 is now described as follows:

Right Holder: IDAHO AGRI INVESTMENTS LLC
127 CONLEY DR
CHESTERTOWN, MD 21620-1005

Priority Date: 11/3/1950

Source: GROUND WATER

BENEFICIAL USE

COMMERCIAL
STOCKWATER

From

1 /1
1 /1

To

to 12/31
to 12/31

Diversion Rate

0.130 cfs
0.130 cfs
0.130 cfs

Diversion Volume

13.2 af
13.2 af
13.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NENENE Sec 34 Twp 10S Rge 18E TWIN FALLS County
GROUND WATER NENENE Sec 34 Twp 10S Rge 18E TWIN FALLS County
GROUND WATER SENENE Sec 34 Twp 10S Rge 18E TWIN FALLS County

PLACE OF USE: COMMERCIAL

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	18E	34	X	X		X													0.0

PLACE OF USE: STOCKWATER

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	18E	34	X	X		X													0.0

CONDITIONS OF APPROVAL

1. Rights 47-8236, 47-2666, 47-2667, and 47-17749 when combined shall not exceed a total diversion rate of 0.59 cfs and a total annual maximum diversion volume of 173.1 af.
2. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
3. Commercial use is for a dairy.

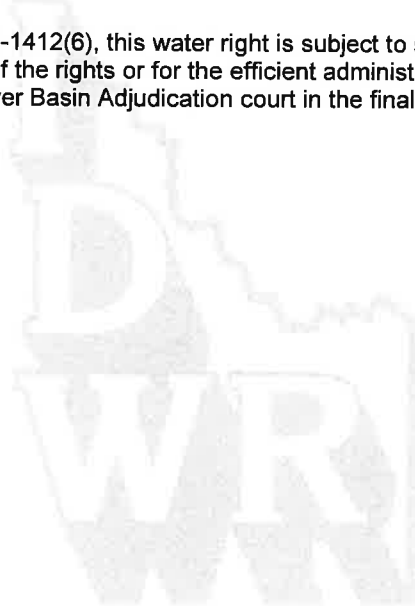
Transfer No. 85284

WATER RIGHT NO. 47-17749

As Modified by Transfer No. 85284

CONDITIONS OF APPROVAL

4. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

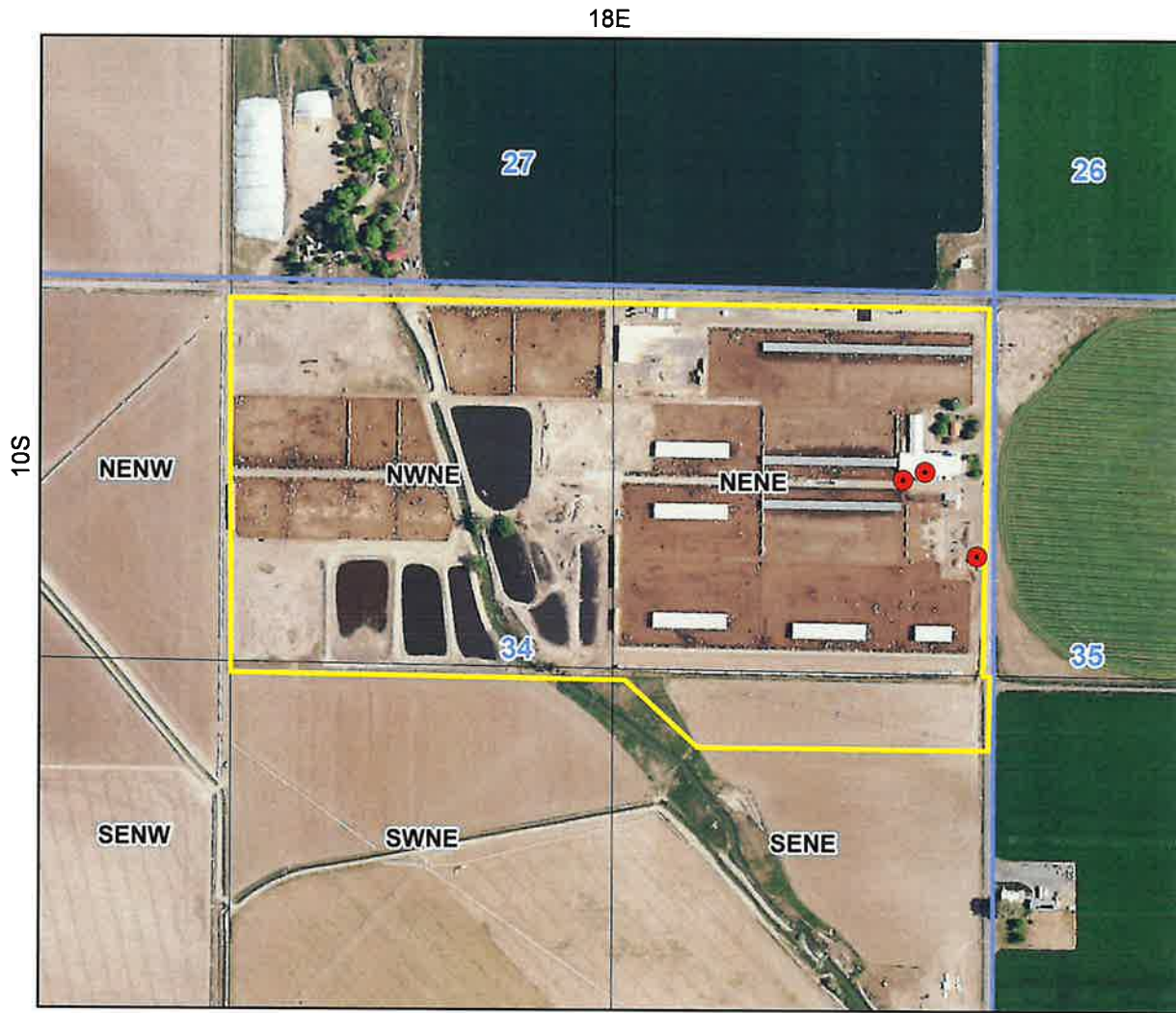


State of Idaho
Department of Water Resources

Attachment to Transfer # 85284

47-2666, 47-2667, 47-8236, and 47-17749

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



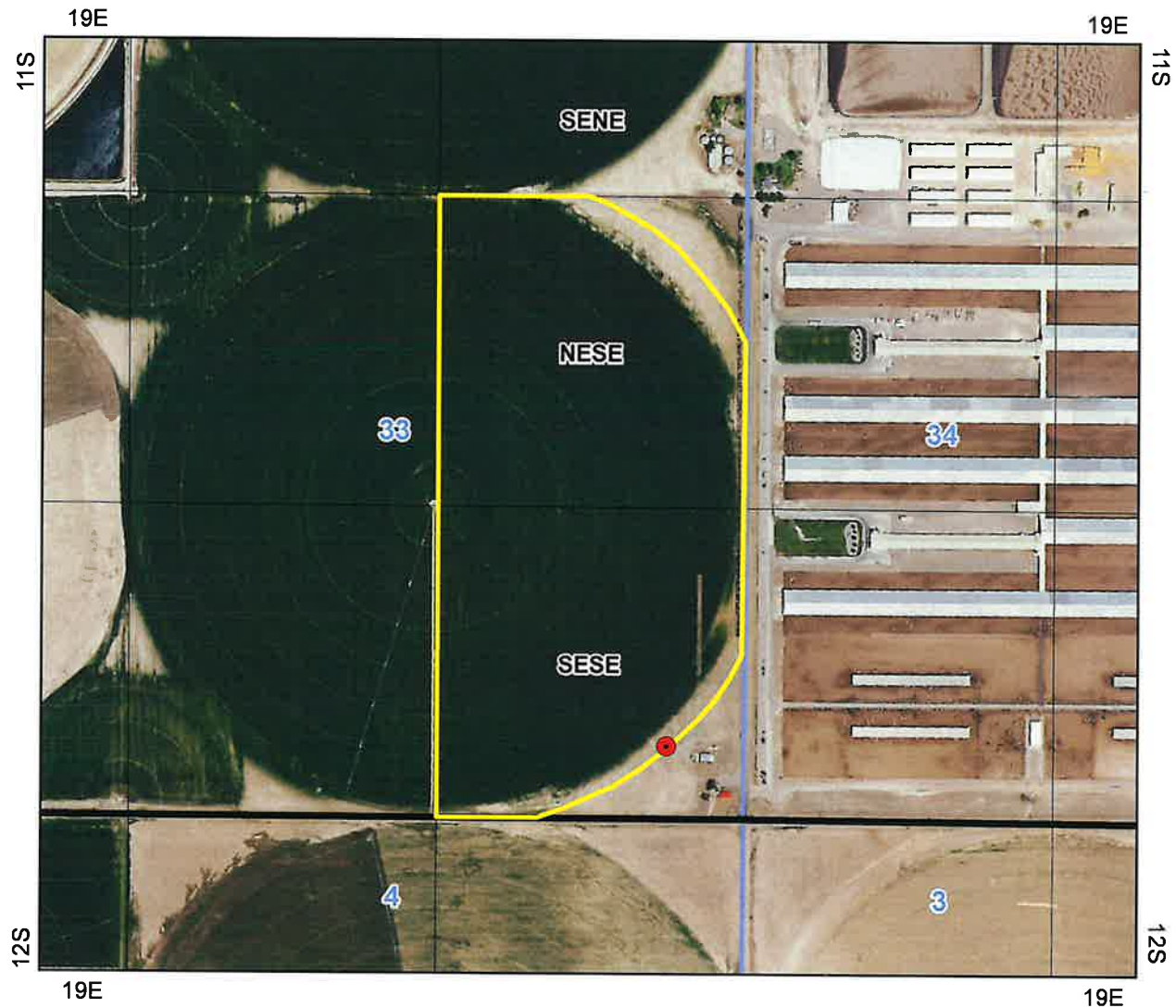
- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.075 0.15 0.3 Miles



State of Idaho
Department of Water Resources
Attachment to Transfer # 85284
47-17487

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



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections
-  Quarter Quarters

0 0.075 0.15 0.3 Miles





IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

February 01, 2022

IDAHO AGRI INVESTMENTS LLC
127 CONLEY DR
CHESTERTOWN MD 21620-1005

Re: Transfer No: 85284

Water Right No(s): 47-2666, 47-2667, 47-8236, 47-17487

Transfer Approval Notice

Dear Water Right Holder and other Interested Persons:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208) 736-3033.

Sincerely,



Corey Skinner
Southern Regional Manager

Enclosure

c:

FLUCKIGER CONSULTING
C/O DONELL FLUCKIGER
182 HOMESTEAD LOOP
JEROME ID 83338-6396

J R SIMPLOT CO
DBA SIMPLOT GROWER SOLUTIONS
1099 W FRONT ST
PO BOX 27
BOISE ID 83707-0027

CERTIFICATE OF SERVICE

I hereby certify that on February 01, 2022 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

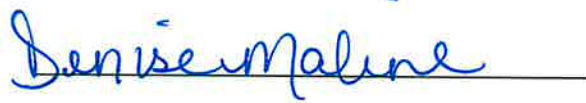
Re: Transfer No.: 85284

Water Right No(s): 47-2666, 47-2667, 47-8236, 47-17487

IDAHO AGRI INVESTMENTS LLC
127 CONLEY DR
CHESTERTOWN MD 21620-1005

FLUCKIGER CONSULTING
C/O DONELL FLUCKIGER
182 HOMESTEAD LOOP
JEROME ID 83338-6396

J R SIMPLOT CO
DBA SIMPLOT GROWER SOLUTIONS
1099 W FRONT ST
PO BOX 27
BOISE ID 83707-0027



Denise Maline
Administrative Assistant

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MEMORANDUM

Date: January 10, 2022
To: Transfer 85284
From: Kent Aasa
Re: Review & Evaluation of Sufficiency of Information

Review & Evaluation of Sufficiency of Information
1/10/2022

Application proposes transferring a 6.9-acre (0.13 cfs) portion of a groundwater irrigation right from a farm located approximately 7.5 to 7.9 miles south and 2.7 miles east of the Rock Creek Road and Highway 30 intersection in Hansen to stock water and commercial use at an existing dairy located approximately 1.1 miles south and 1.1 miles west of the Rock Creek Road and Highway 30 intersection in Hansen. The application also proposes changing the place of use and adding an existing point of diversion to the water rights associated with the existing dairy to reflect changes in the operation. The application proposes diverting up to 0.59 cfs and 173.1 acre-feet per year from three existing wells at the dairy site. Groundwater rights are not administered in WD 470 so water master comments were not solicited.

Authority to File: The Department's database indicates that the water right involved in this transfer is owned by Idaho AGRI Investments LLC and the application was signed by the Authorized Representative.

Water Right Validity: Water Right 47-17487 was decreed in the SRBA on 6/16/2010. Recent aerial and satellite imagery indicate that the property involved with this transfer appears to be irrigated.

Injury to Other Water Rights: None anticipated

Enlargement of Use: None anticipated

Local Public interest: None anticipated

Beneficial Use/Conservation of Water Resources: Proposed use is recognized as a beneficial use of water.

Effect on Economy the Local Area: None anticipated

Effect on Agricultural Base of the Local Area: None anticipated

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.

**** Proof of Publication ****

Twin Falls Times-News
132 Fairfield St W, Twin Falls, Idaho 83301

SHERRI DAVIS, being duly sworn, deposes and says: That she is the Principal Clerk of the Times-News, a daily newspaper printed and published at Twin Falls, Twin Falls County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in the Times-News, in conformity with Section 60-108, Idaho Code, as amended, for:

2 Insertions

ID DEPARTMENT OF WATER RESOURCES

650 ADDISON AVE W, STE 500
TWIN FALLS ID 83301

ORDER NUMBER 121937

(Legals Clerk)

STATE OF IDAHO)
 SS
COUNTY OF TWIN FALLS)

On this 9th day of December in the year of 2021 before me, a Notary Public, personally appeared before me Sherri Davis known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Reba M Davis
Notary Public FOR Idaho
Residing at: Twin Falls, Idaho
My Commission expires: 5/8/2026



Section: Legals

Category: 50 Legal

PUBLISHED ON: 12/02/2021, 12/09/2021

TOTAL AD COST: 185.06
FILED ON: 12/9/2021

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 85284

IDAHO AGRI INVESTMENTS LLC, 127 CONLEY DR, CHESTER-TOWN, MD 21620-1005 has filed Application No. 85284 for changes to the following water rights within TWIN FALLS County(s): Right No(s). 47-17487, 47-2666, 47-2667, 47-8236. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes transferring a 6.9 acre (0.13 cfs) portion of a groundwater irrigation right from a farm located approximately 7.5 to 7.9 miles south and 2.7 miles east of the Rock Creek Road and Highway 30 intersection in Hansen, to stockwater and commercial use at an existing dairy located approximately 1.1 miles south and 1.1 miles west of the Rock Creek Road and Highway 30 intersection in Hansen. The application also proposes changing the place of use and adding an existing point of diversion to the water rights associated with the existing dairy to reflect changes in the operation. The application proposes diverting up to 0.59 cfs and 173.1 acre-feet per year from three existing wells at the dairy site.

TRANSFER NO. 85491

CITY OF HAGERMAN, PO BOX 158, HAGERMAN, ID 83332 has filed Application No. 85491 for changes to the following water rights within GOODING County(s): Right No(s). 36-15538, 36-49. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes changing the nature of use, period of use, and place of use of a 38.5 acre portion of a Florence Livestock Spring irrigation water right. Florence Livestock Spring is located approximately 1.2 miles north and 0.9 miles east of the intersection of Main St. and State St. in Hagerman. The proposed change in nature of use and period of use is from irrigation use (on property located approximately 0.5 to 0.8 miles north and 0.2 to 0.7 miles east of the intersection of Main St. and State St. in Hagerman) to year-round municipal use (187 acre-feet per year) within the City of Hagerman service area. Due to a limiting condition on the water right being transferred, the right being transferred will be reduced from 1.42 cfs to 1.0 cfs. The application also proposes reducing a partially overlapping Florence Livestock Spring irrigation right by 14 acres and 0.14 cfs to prevent enlargement through the transfer process.

TRANSFER NO. 85418

NATURE RIDGE HOLDINGS LLC, 134 E HIGHWAY 81, BURLEY, ID 83318-5427 has filed Application No. 85418 for changes to the following water rights within CASSIA County(s): Right No(s). 43-13741. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the place of use and add points of diversion to an irrigation, stockwater, commercial ground water right, with an overall flow rate of 14.34 cfs. The 1161.4 acre irrigation place of use will be modified to match the current irrigation system on the farm located approximately 17.8 to 19.5 miles north and 7.9 to 9.9 miles east of Malta. The transfer will also add two new wells and an existing well as authorized points of diversion which will result in nine authorized points of diversion located in the general area of the place of use.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or to see a full description of these rights and/or the proposed transfers, please see <https://research.idwr.idaho.gov>. 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, Southern Region, 650 ADDISON AVE W, STE 500, TWIN FALLS, ID 83301-5858 together with a protest fee of \$25.00 for each application on or before December 20, 2021. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

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