

RECEIVED

DEC 08 2021

DEPT OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 85049

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 <http://www.idwr.idaho.gov/>.

Name of Applicant(s) VERBREE LAND HOLDINGS 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 #1-9.

- ☒ ☐ #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 transfer 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).
- ☐ ☒ #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 <http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm>.
- ☐ ☐ #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.
- ☐ ☒ #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.)
- ☐ ☒ #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 Other. Please describe: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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DEPT OF WATER RESOURCES
SOUTHERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant VERBREE LAND HOLDINGS LLC
Mailing Address PO BOX 30, WENDELL ID 83355-0030

Phone (208) 536-5608
Email verbreedairies@msn.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.

Jack Verbrue
Signature of Applicant or Authorized Representative

JACK VERBREE JR OWNER 12-8-2021
Print Name and Title if applicable Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1.	Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
	36-7318A	No	No	Yes	Yes	No	No
	36-7318B	No	No	Yes	Yes	No	No
	36-7318C	No	No	Yes	Yes	No	No
	36-10147	No	No	Yes	Yes	No	No
	36-10668	No	No	Yes	Yes	No	No

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

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.2**

Application proposes to add each of the 4 existing wells to the water rights used for the dairy and to change the place of use of the water rights to encompass the entire dairy site.

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

1. Detailed Water Right Description(s) Attached labeled Part 1.

Summary of Water Rights After the Approved Change

Transferred Right (All or Part)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	Original Right (Remaining Portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
36-10147	0.040 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
36-10668	0.200 cfs	N/A	N/A	N/A		N/A	N/A	N/A	N/A
36-7318A	0.240 cfs	80.8 af	N/A	N/A		N/A	N/A	N/A	N/A
36-7318B	0.100 cfs	8.8 af	N/A	N/A		N/A	N/A	N/A	N/A
36-7318C	0.090 cfs	43.2 af	N/A	N/A		N/A	N/A	N/A	N/A

**COMBINED
TOTALS**

0.670 cfs N/A N/A N/A N/A N/A N/A N/A N/A

2. Total amount of water proposed to be transferred or changed 0.67 cubic feet per second and/or _____ acre-feet per annum

3. Points(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
- ☒ As shown in Part 1.
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.

4. Place of Use:

- ☐ No changes to place of use are proposed. (Proceed to #5.)
- ☒ As shown in Part 1.
- ☐ See Attachment.

**IAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes**

Proposed Water Right No. 36-10147

Current Water Right Owner
 VERBREE LAND
 HOLDINGS LLC
 PO BOX 30
 WENDELL, ID 83355-0030

Priority Date: 1/2/1975

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
DOMESTIC	1/01	12/31	0.040 CFS	
STOCKWATER	1/01	12/31	0.040 CFS	
Total Diversion			0.040 CFS	

Source and Point(s) of Diversion:

GROUND WATER	NESE	Sec. 26 Twp 07S Rge 14E GOODING County
GROUND WATER	SESE	Sec. 26 Twp 07S Rge 14E GOODING County
GROUND WATER	SWSE	Sec. 26 Twp 07S Rge 14E GOODING County
GROUND WATER	SWSE	Sec. 26 Twp 07S Rge 14E GOODING County

Place of Use: DOMESTIC

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	14E	26													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	
07S	14E	26													X	X	X	X	

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes**

Proposed Water Right No. 36-10668

Current Water Right Owner VERBREE LAND
HOLDINGS LLC
PO BOX 30
WENDELL, ID 83355-0030

Priority Date: 1/1/1918

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
DOMESTIC	1/01	12/31	0.040 CFS	
STOCKWATER	1/01	12/31	0.200 CFS	Dairy
Total Diversion			0.200 CFS	

Source and Point(s) of Diversion:

GROUND WATER	NESE	Sec. 26 Twp 07S Rge 14E	GOODING County
GROUND WATER	SESE	Sec. 26 Twp 07S Rge 14E	GOODING County
GROUND WATER	SWSE	Sec. 26 Twp 07S Rge 14E	GOODING County
GROUND WATER	SWSE	Sec. 26 Twp 07S Rge 14E	GOODING County

Place of Use: DOMESTIC

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	14E	26													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	
07S	14E	26													X	X	X	X	

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes**

Proposed Water Right No. 36-7318A

Current Water Right Owner

VERBREE LAND
HOLDINGS LLC
PO BOX 30
WENDELL, ID 83355-0030

Priority Date: 3/21/1973

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
COMMERCIAL	1/01	12/31	0.240 CFS	80.8 AFA	Dairy
Total Diversion			0.240 CFS	80.8 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NESE	Sec. 26 Twp 07S Rge 14E	GOODING County
GROUND WATER	SESE	Sec. 26 Twp 07S Rge 14E	GOODING County
GROUND WATER	SWSE	Sec. 26 Twp 07S Rge 14E	GOODING County
GROUND WATER	SWSE	Sec. 26 Twp 07S Rge 14E	GOODING 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	
07S	14E	26													X	X	X	X	0

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes**

Proposed Water Right No. 36-7318B

Current Water Right Owner
VERBREE LAND
HOLDINGS LLC
PO BOX 30
WENDELL, ID 83355-0030

Priority Date: 3/21/1973

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
DOMESTIC	1/01	12/31	0.030 CFS	2.4 AFA	
STOCKWATER	1/01	12/31	0.100 CFS	6.4 AFA	
Total Diversion			0.100 CFS	8.8 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NESE	Sec. 26 Twp 07S Rge 14E	GOODING County
GROUND WATER	SESE	Sec. 26 Twp 07S Rge 14E	GOODING County
GROUND WATER	SWSE	Sec. 26 Twp 07S Rge 14E	GOODING County
GROUND WATER	SWSE	Sec. 26 Twp 07S Rge 14E	GOODING County

Place of Use: DOMESTIC

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	14E	26													X		X	X	

Place of Use: STOCKWATER

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	14E	26													X	X	X	X	

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes**

Proposed Water Right No. 36-7318C

Current Water Right Owner
 VERBREE LAND
 HOLDINGS LLC
 PO BOX 30
 WENDELL, ID 83355-0030

Priority Date: 3/21/1973

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
STOCKWATER	1/01	12/31	0.090 CFS	43.2 AFA	
Total Diversion			0.090 CFS	43.2 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NESE	Sec. 26 Twp 07S Rge 14E	GOODING County
GROUND WATER	SESE	Sec. 26 Twp 07S Rge 14E	GOODING County
GROUND WATER	SWSE	Sec. 26 Twp 07S Rge 14E	GOODING County
GROUND WATER	SWSE	Sec. 26 Twp 07S Rge 14E	GOODING County

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	
07S	14E	26													X	X	X	X	

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
Measuring devices are already installed

- 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?
No, ☐ 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: Metlife Real Estate Lending LLC

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. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
N/A

- e. Describe the use of any other water right(s) for the same purpose or land, or same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:
All water rights for the dairy are included in the transfer

- f. 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:

WYOMING DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A

Current Water Right No. 36-7318C

Current Water Right Owner VERBREE LAND
HOLDINGS LLC
PO BOX 30
WENDELL, ID 83355-0030

Priority Date: 3/21/1973

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
STOCKWATER	1/01	12/31	0.090 CFS	43.2 AFA	
Total Diversion			0.090 CFS	43.2 AFA	

<u>Source and Point(s) of Diversion:</u> GROUND WATER	NESE	Sec. 26 Twp 07S Rge 14E GOODING County
---	------	--

Place of Use: STOCKWATER

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07S	14E	26													X				0.0

Conditions/Remarks:

1. A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE MAINTAINED AS A PART OF THE DIVERTING WORKS.

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.

B. CHANGES IN NATURE OF USE (Water Balance)

- ☐ If you propose to change the nature of use or period of use of all or part of the right(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**

1. 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.: _____

N/A

FOR DEPARTMENT USE ONLY

Transfer Contains 15 pages and _____ attachments.

Received By BW/dm Date 12-8-2021 Prelim. Check By _____ Date _____

Fee Paid \$500- Date 12-8-2021 Received By dm Receipt # 5038981

Add'l Fee Paid _____ Date _____ Received By _____ Receipt # _____





0004487644

**STATE OF IDAHO***Office of the secretary of state, Lawrence Denney***ANNUAL REPORT**

Idaho Secretary of State
PO Box 83720
Boise, ID 83720-0080
(208) 334-2301
Filing Fee: \$0.00

*For Office Use Only***-FILED-**

File #: 0004487644

Date Filed: 11/5/2021 9:39:55 AM

Entity Name and Mailing Address:

Entity Name: VERBREE LAND HOLDINGS, LLC
The file number of this entity on the records of the Idaho Secretary of State is: 0000274715
Address: PO BOX 30
WENDELL, ID 83355-0030

Entity Details:

Entity Status: Active-Existing
This entity is organized under the laws of: IDAHO
If applicable, the old file number of this entity on the records of the Idaho Secretary of State was: W88340

The registered agent on record is:

Registered Agent: JACK VERBREE JR
Registered Agent
Physical Address
1590 E 2900 S
WENDELL, ID 83355
Mailing Address

Limited Liability Company Managers and Members

Name	Title	Business Address
Jack Verbree	Member	1590 E 2900 S WENDELL, ID 83355
☒ Jack Verbree	Member	1590 E 2900 S WENDELL, ID 83355
☒ Margaret Verbree	Member	1590 E 2900 S WENDELL, ID 83355

The annual report must be signed by an authorized signer of the entity.

Job Title: Office Manager

Delia Williamson

Sign Here

11/05/2021

Date

BOOK-0101 11/05/2021 9:39 AM RECEIVED BY ID SECRETARLY CL CLARE LAWRENCE DENNEY

Customer Ad Proof

60002276 ID DEPARTMENT OF WATER RESOURCES

Order Nbr 123474

Publication	Times News		
Contact	ID DEPARTMENT OF WATER RESOURCES	PO Number	
Address 1	650 ADDISON AVE W, STE 500	Rate	Legal Notice
Address 2		Order Price	148.68
City St Zip	TWIN FALLS ID 83301	Amount Paid	0.00
Phone	2087363033	Amount Due	148.68
Fax			
Section	Legals	Start/End Dates	01/20/2022 - 01/27/2022
SubSection		Insertions	2
Category	50 Legal	Size	96
Ad Key	123474-1	Salesperson(s)	Legal Notices
Keywords	NTC/2-10633	Taken By	Seana Chapman
Notes			

Ad Proof

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

2-10633
THERESA POLLARD
 4732 RIVER RD
 BUHL, ID 83316-5103
 Point of Diversion L4(SENW) S4 T09S R14E TWIN FALLS County
 Source SNAKE RIVER Tributary COLUMBIA RIVER
 Use: DOMESTIC 01/01 to 12/31 0.04 CFS
 Total Diversion: 0.04 CFS
 Date Filed: 12-08-2021
 Place Of Use: DOMESTIC
 T09S R14E S4 L4(SENW)
 Application proposes to divert up to 0.04 cfs from the Snake River for domestic use. Place of use and Point of diversion are located approximately 5.4 miles north and 3.2 miles west of the intersection of Main St and Broadway Ave in Buhl. This application proposes to appropriate trust water and will be evaluated in compliance with Section 42-203C, Idaho Code, and IDWR's Water Appropriation Rules, IDAPA 37.03.08.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 85049

VERBREE LAND HOLDINGS LLC, PO BOX 30, WENDELL, ID 83355-0030 has filed Application No. 85049 for changes to the following water rights within GOODING County(s): Right No(s). 36-10147, 36-10668, 36-7318A, 36-7318B, 36-7318C. The purpose of the transfer is to change a portion of the above rights as follows: This transfer application proposes to change the place of use (POU) for 5 ground water rights with a total diversion rate of 0.67cfs, for domestic, stockwater, and commercial uses, at an existing dairy. The transfer also proposes to identify 4 existing wells as authorized points of diversion (PODs) for all 5 water rights. The POU and PODs are located approximately 0.5 to 1.0 miles north and 3.4 to 4.0 miles west of the City of Wendell.

Permits will be subject to all prior water rights. For additional information concerning the property locations, contact Southern Region office at (208) 736-3033; or for a full description of the rights &/or proposed transfer, please see <https://research.idwr.idaho.gov>. Protests may be submitted based on the criteria of Sec 42-222 and 42-203A, Idaho Code. Any protest against the approval of this application(s) must be filed with the Director, Dept. of Water Resources, Southern Region, 650 ADDISON AVE W, STE 500, TWIN FALLS, ID 83301-5858 together with a protest fee of \$25.00 for each application on or before **February 7, 2022**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on January 20th & 27th, 2022

**Proof of legal notice received
from Times News 1/13/2022**

✓ dm 1-13-2022



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

January 13, 2022

VERBREE LAND HOLDINGS LLC
PO BOX 30
WENDELL, ID 83355-0030

RE: Transfer No. 85049

Water Right No(s). 36-10147, 36-10668, 36-7318A, 36-7318B, 36-7318C

Dear Applicant(s):

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the **TIMES NEWS on 1/20/2022 and 1/27/2022**. Protests to this application may be submitted for a period ending ten (10) days after the second publication. Any protest against this application must be filed with the Department of Water Resources, together with a protest fee of \$25.00 for each application, on or before **February 7, 2022**.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,

Denise Maline
Administrative Assistant

c: MetLife Real Estate Lending LLC



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

January 13, 2022

WATER DISTRICT 130
NATHAN ERICKSON
650 ADDISON AVE W STE 500
TWIN FALLS, ID 83301-5858

RE: Application for Transfer No(s): 85049 (Verbree Land Holdings LLC)

Dear Nathan:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application. You can find a copy of the application at:

<https://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>. Please review the application, then complete the enclosed recommendation form and return it to this office within 21 days of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR can finish reviewing an untested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

Maline, Denise

From: Maline, Denise
Sent: Thursday, January 13, 2022 11:07 AM
To: Times News
Subject: LEGAL NOTICE
Attachments: Times News cover letter.docx; Times News ad.docx

Attached please find **(1)** legal notice being submitted for publication on January 20th & 27th, 2022. Please let me know if there are any questions or if you are not able to run the ad on the dates requested.

Thank you in advance,

Denise @ IDWR Twin Falls

Denise Maline, Administrative Assistant I
Idaho Dept. of Water Resources
650 Addison Ave W Ste 500
Twin Falls ID 83301-5858
(208) 293-9908
denise.maline@idwr.idaho.gov



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January 13, 2022

LEGAL NOTICE DEPARTMENT
TIMES NEWS
PO BOX 548
TWIN FALLS, ID 83303-0548

RE: Application for Permit No. 2-10633

RE: Transfer No. 85049

Water Right No(s). 36-10147, 36-10668, 36-7318A, 36-7318B, 36-7318C

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 February 7, 2022. Your cooperation is appreciated.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant

Enclosure(s)

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

2-10633

THERESA POLLARD

4732 RIVER RD

BUHL, ID 83316-5103

Point of Diversion L4(SENW) S4 T09S R14E TWIN FALLS County Source SNAKE RIVER Tributary
COLUMBIA RIVER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Total Diversion: 0.04 CFS

Date Filed: 12-08-2021

Place Of Use: DOMESTIC

T09S R14E S4 L4(SENW)

Application proposes to divert up to 0.04 cfs from the Snake River for domestic use. Place of use and Point of diversion are located approximately 5.4 miles north and 3.2 miles west of the intersection of Main St and Broadway Ave in Buhl. This application proposes to appropriate trust water and will be evaluated in compliance with Section 42-203C, Idaho Code, and IDWR's Water Appropriation Rules, IDAPA 37.03.08.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 85049

VERBREE LAND HOLDINGS LLC, PO BOX 30, WENDELL, ID 83355-0030 has filed Application No. 85049 for changes to the following water rights within GOODING County(s): Right No(s). 36-10147, 36-10668, 36-7318A, 36-7318B, 36-7318C. The purpose of the transfer is to change a portion of the above rights as follows: This transfer application proposes to change the place of use (POU) for 5 ground water rights with a total diversion rate of 0.67cfs, for domestic, stockwater, and commercial uses, at an existing dairy. The transfer also proposes to identify 4 existing wells as authorized points of diversion (PODs) for all 5 water rights. The POU and PODs are located approximately 0.5 to 1.0 miles north and 3.4 to 4.0 miles west of the City of Wendell.

Permits will be subject to all prior water rights. For additional information concerning the property locations, contact Southern Region office at (208) 736-3033; or for a full description of the rights &/or proposed transfer, please see <https://research.idwr.idaho.gov>. Protests may be submitted based on the criteria of Sec 42-222 and 42-203A, Idaho Code. Any protest against the approval of this application(s) must be filed with the Director, Dept. of Water Resources, Southern Region, 650 ADDISON AVE W, STE 500, TWIN FALLS, ID 83301-5858 together with a protest fee of \$25.00 for each application on or before **February 7, 2022**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on January 20th & 27th, 2022

MEMORANDUM

TO: Transfer 85049 File

FROM: Benny Walker

DATE: December 22, 2021

SUBJECT: Filing Fee

The filing fee of, \$500.00, for this transfer is based on the amount of water proposed to be transferred or changed, 0.67 cfs. The transfer fee schedule for a transfer involving 0.21-1.00 cfs indicates that the filing fee is \$500.00. The applicant submitted a fee of \$500.00 for this transfer. (Receipt S038981).

MEMORANDUM

Date: December 21, 2021
To: Transfer 85049 File
From: Benny Walker
Re: Transfer Synopsis/Legal

This transfer application proposes to change the place of use (POU) for 5 ground water rights with a total diversion rate of 0.67cfs, for domestic, stockwater, and commercial uses, at an existing dairy. The transfer also proposes to identify 4 existing wells as authorized points of diversion (PODs) for all 5 water rights. The POU and PODs are located approximately 0.5 to 1.0 miles north and 3.4 to 4.0 miles west of the City of Wendell.

The rights involved with this application are located within Water District 130. Therefore, watermaster comments will be solicited. The application is subject to notice and protest.