

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the [Application for Transfer Instructions](#) for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

- ☐ Change diversion point(s) ☒ Add diversion point(s) ☐ Ownership change ☐ Ownership split
- ☐ Transfer is for changes pursuant to [Idaho Code § 42-221.O.8](#). Attach an explanation and any supporting documentation.

1. **APPLICANT(S)** King Hill Irrigation District Phone 208-366-2243

2. MAILING ADDRESS P. O. Box 993 City Glenns Ferry

State Idaho Zip 83623 Email khidh2o@yahoo.com

- ☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.
- ☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.
- ☐ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) are required for water right ownership changes; see Item 9 for the [fee schedule](#).

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:

- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

- ☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. LIST WATER RIGHT NUMBER(S) 37-4112 and 37-21595

- ☒ Attach a copy of the water right(s) as recorded, available at idwr.idaho.gov, *Water Right Transfers, Step 1*, or by contacting any Department office.

4. **TOTAL AMOUNT OF WATER** transferred is 61 cubic feet per second and/or acre-feet per annum.
(diversion rate) (storage volume)

5. POINT OF DIVERSION – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

- ☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at idwr.idaho.gov, *Water Rights, Water Right Transfers, Modeling Resources*.

New?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
yes		-	NE	NW	6	6S	9E	Elmore	Malad R (proposed)	(rediversion)
no	8	-	SE	NE	3	6S	8E	"	"	"
no	7	-	NE	SE	12	5S	10E	"	"	"
no	7	-	SW	NW	28	5S	10E	"	"	"
no	6	-	NW	SW	9	6S	11E	"	"	"
no	9	-	NE	NE	32	5S	10E	"	"	"
no	7	-	NW	SW	12	6S	12E	Twin Falls	"	"
no	2	-	SW		27	6S	13E	Gooding	"	(injection)
no	-	-	NE	NW	35	6S	13E	"	"	

6. 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:

The new pump station will be used to water lands already being watered through an inclosed pipe system and each turn out will have a valve and straight pipe were a flow metter can be atached to determine usage.

- b. Who owns the property at the point(s) of diversion? Brian Arrington, 124 Degree LLC

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

An easement agrement has been signed that allows KHID to use the land and have road access to the Pump sight

- c. 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 used in a mitigation plan limiting the use of water under the right(s), or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

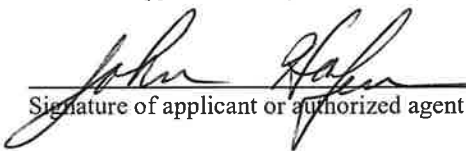
If yes, describe:

- d. Is any portion of the water right(s) proposed to be changed currently leased to the Water Supply Bank? ☐ Yes ☒ No

- ☐ If yes and there are multiple owners, attach a [Lessor Designation](#) form.
☐ If yes, the individual owner or designated lessor must complete, sign and attach an [IRS Form W-9](#).
(Disregard if these items are on file and ownership has not changed.)

7. **MAP** – ☒ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and $\frac{1}{4}$ $\frac{1}{4}$ of section information. You may create a map at idwr.idaho.gov, *Water Rights, Water Right Transfers, File a Transfer Application, Step 2C*.

8. **SIGNATURE** – The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.


Signature of applicant or authorized agent

John Hafen *Manager*
Print name and title if applicable

10-28-2021
Date

Signature of applicant or authorized agent

Print name and title if applicable

Date

9. **FEE** – ☒ The application filing fee provided in Idaho Code § 42-221.O, must be submitted with the application for transfer. Applications for changes pursuant to Idaho Code § 42-221.O.8. require a filing fee of \$50 per water right. All other application fees are based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The [Fee Schedule](#) is available at www.idwr.idaho.gov, *Water Right Transfers, Step 4* and in the [Application for Transfer Instructions](#).

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments.

Received by LE

Date 11/4/2021

Fee paid \$3660.00 Date 11/4/2021

Received by LE

Receipt # W049909

Preliminary review by LL

Date 12/9/21

Active in the Water Supply Bank? Yes ☐ No ☒

W-9 received? Yes ☐ No ☐

Name on W-9 _____

W-9 forwarded to fiscal? Yes ☐ No ☐

(Do NOT scan the W-9 – confidential information is held by fiscal only)

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA
Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 37-04112

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho
JUN 29 2010
By _____ Deputy Clerk

NAME AND ADDRESS: KING HILL IRRIGATION DISTRICT
PO BOX 428
KING HILL, ID 83633

SOURCE: MALAD RIVER TRIBUTARY: SNAKE RIVER

Point of injection into and points of redirection from the Snake River.

QUANTITY: 300.00 CFS

PRIORITY DATE: 03/26/1902

POINT OF DIVERSION:	T05S R10E S12 LOT 7 (NESE) (Rediversion)	Within Elmore County
	S28 LOT 7 (SNNW) (Rediversion)	
	T06S R11E S09 LOT 6 (NWSW) (Rediversion)	
	R12E S12 LOT 7 (NWSW) (Rediversion)	Within Twin Falls County
	R13E S27 LOT 2 (SWSW) (Injection)	Within Gooding County
	S35 NENW	

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE:	PERIOD OF USE	QUANTITY
Irrigation	03-15 TO 11-15	300.00 CFS
Stockwater	01-01 TO 12-31	30.00 CFS

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE:

11573 ACRES TOTAL

Right Nos. 37-4112 and 37-21595 are limited to the irrigation of a combined total of 11573 acres in a single irrigation season. Place of use is within the boundary of the King Hill Irrigation District pursuant to Section 43-323, Idaho Code. The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

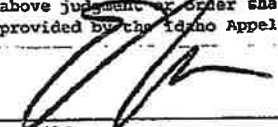
The remainder of this right was sold to the Malad Power Company on March 13, 1908.

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. I.C. SECTION 42-1412(6).

Attachment B(p-1 of 4)

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Eric J. Wildman
Presiding Judge of the
Snake River Basin Adjudication

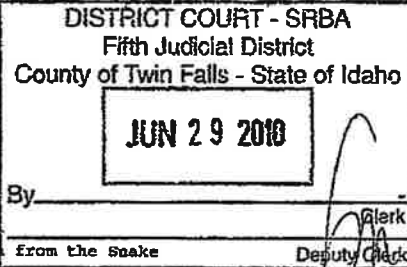
B (p. 2 of 4)

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
Case No. 39576)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 37-21595



NAME AND ADDRESS:

KING HILL IRRIGATION DISTRICT
PO BOX 428
KING HILL, ID 83633

SOURCE:

MALAD RIVER TRIBUTARY: SNAKE RIVER

Point of injection into and points of redirection from the Snake River

QUANTITY:

70.00 CFS

PRIORITY DATE:

04/01/1909

POINT OF DIVERSION:

T05S R10E S12 LOT 7 (NESE) (Rediversion)
S28 LOT 7 (SWNW) (Rediversion)
T06S R11E S09 LOT 6 (NWSW) (Rediversion)
R12E S12 LOT 7 (NWSW) (Rediversion)
R13E S27 LOT 2 (SWSW) (Injection)
S35 NENW

Within Gooding County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	03-01 TO 10-31	70.00 CFS

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE:

11573 ACRES TOTAL

The boundary encompassing the place of use of this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary. Place of use is within the boundary of the King Hill Irrigation District pursuant to Section 43-323, Idaho Code. Right Nos. 37-4112 and 37-21595 are limited to the irrigation of a combined total of 11573 acres in a single irrigation season.

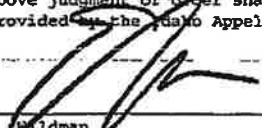
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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. I.C. SECTION 42-1412(6).

B (page 3 of 4)

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Eric J. Waldman
Presiding Judge of the
Snake River Basin Adjudication

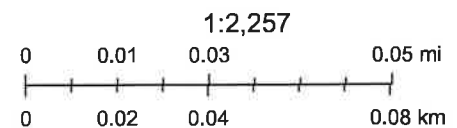
B (page 4 of 4)

Application for Water Right



10/28/2021, 8:17:23 AM

- | | |
|--|--|
|  Counties |  Township/Range |
|  Quarter Quarter |  Idaho Outline |
|  Section |  Idaho Mask |



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

Recording Requested by and
After Recording Return to:

King Hill Irrigation District
75 E. 1st Avenue
Glenns Ferry, ID 83623

RECEIVED

DEC 17 2021

WATER RESOURCES
WESTERN REGION

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

**PUMPING PLANT AND IRRIGATION INFRASTRUCTURE
CONSTRUCTION, OPERATION, AND MAINTENANCE AGREEMENT**

This Pumping Plant and Irrigation Infrastructure Construction, Operation, and Maintenance Agreement ("Agreement") is made and entered into on this 22 day of July, 2021, by and between KING HILL IRRIGATION DISTRICT, an irrigation district duly organized and operating under and by virtue of Idaho law, whose address is 75 E. 1st Avenue, Glenns Ferry, Idaho 83623 ("District"), and 124 DEGREES, LLC, a Nevada limited liability company, whose address is 2900 Nichols Street, San Diego, California 92106 ("LLC").

WITNESSETH:

WHEREAS, LLC owns certain real property adjacent to the Snake River, including Elmore County, Idaho Real Parcel Nos. RP05S09E315010, RP05S09E317110, RP05S09E316910, and RP06S09E062510 situated in Government Lot 3 (SESW) of Section 31, Township 5 South, Range 9 East, Boise Meridian and the NENW of Section 6, Township 6 South, Range 9 East, Boise Meridian (the "LLC Property"), and generally depicted in **Exhibit A** attached hereto and incorporated by reference herein);

WHEREAS, the District is a duly organized and functioning Idaho irrigation district that owns operates, and maintains a system of pumping plants, canals, laterals and drains, for purposes of delivering and removing irrigation water to and from its landowners, together with easements to convey water in such canals, laterals, drains; easements for ingress and egress; and easements for the operation, inspection, maintenance, and repair of the pumping plants, canals, laterals, and drains;

WHEREAS, the District desires to upgrade, rehabilitate and replace certain of its infrastructure through the construction of a new Snake River pumping plant and corresponding pipeline infrastructure (the "Project") for purposes of diverting District water rights from the Snake River and conveying the same to District canal and lateral facilities for distribution to District landowners entitled to delivery of said irrigation water;

WHEREAS the District desires to construct, operate, and maintain the Project on the LLC Property; and

WHEREAS, LLC desires to provide District access to, and shared use of, portions of the LLC Property for purposes of constructing, operating, and maintaining the Project in consideration of, and in accordance with the terms and conditions described herein;

NOW, THEREFORE, in consideration of the foregoing Recitals, which are contractual, and the promises and the mutual benefits, representations, covenants, undertakings, and agreements hereinafter contained and for good and valuable consideration received by the parties, which consideration and the sufficiency thereof is hereby acknowledged by the parties hereto, District and LLC represent, covenant, undertake, and agree as follows:

AGREEMENTS

1. District Infrastructure Authorization. LLC agrees, and hereby grants to District, the right to construct, operate and maintain Project on and across the LLC Property in accordance with the terms of this Agreement. The parties acknowledge and agree that the final location and design of the pumping plant, pipeline, and related infrastructure are preliminary. But, District anticipates that the pumping plant will contain five, 250 minimum horsepower pumps. The District also anticipates that the conveyance pipeline will measure 36 inches in diameter and will be buried to a minimum depth of 32 inches deep (*i.e.*, at least 32 inches of cover over top of pipe) on the LLC Property. Preliminary plans and schematics of the phased District project, proposed pumping plant layout and location, proposed conveyance pipeline location, and proposed pumping plant enclosure are contained in **Exhibit B** attached hereto and incorporated by reference herein.

2. Approximate Location of District Infrastructure. District agrees to locate the new Snake River pumping plant on the north bank of the Snake River as near to the southwesterly-most portion of the LLC Property touching the Snake River as reasonably possible and prudent for accommodating the pumping plant and its future operation and maintenance. District further agrees to locate the new water conveyance pipeline as near to the south and west boundary lines of the LLC Property as reasonably possible and prudent for accommodating the pipeline and its future operation and maintenance. **Exhibit B** attached hereto depicts the anticipated location and layout of the District infrastructure and though preliminary, the District seeks to locate and construct its facilities as consistent with **Exhibit B** as possible.

3. District Infrastructure Impact Mitigation Measures. Though the final location and design of the District pumping plant, pipeline, and related infrastructure on the LLC Property remains to be determined, the District agrees to design and construct the following mitigation measures/components into the project: (a) the District shall use the lowest RPM pump motors reasonably available and suited to operate the pumping plant for the District's irrigation water diversion and distribution needs in an effort to minimize pump motor noise on the LLC Property; (b) the District shall use and occupy the smallest infrastructure footprint reasonably possible to support the District's irrigation water diversion and distribution needs; (c) the District shall cover the pumping plant within a shed-type structure; and (d) the District shall construct and landscape in a mutually agreeable fashion a privacy berm on the east side of the pumping plant to further

shield and buffer existing LLC improvements and structures on the LLC Property from the new pumping plant.¹

4. Grants of Easement. Upon the District finalizing its design and plans for the location of the Project components that will be located on LLC Property, LLC agrees to grant District and Idaho Power Company any and all perpetual, non-exclusive easements over and across the LLC Property that District and/or Idaho Power Company deem necessary or desirable to serve the Project in fulfillment of this Agreement. Said easements shall include, but may not necessarily be limited to: (a) a perpetual, non-exclusive easement to the District for the location of the Project over and across the LLC Property, according to the District's final design and plans together with the right to construct, access, operate, maintain, repair and replace the same as necessary; and (b) an easement to Idaho Power Company to upgrade existing electrical facilities on the LLC Property now serving a smaller LLC pump station on the Snake River, and to extend electricity transmission to the Project, including the installation of transformers and power meters on the new pumping plant (the District anticipates, and will attempt to extend power to the new pumping plant from existing pole-based transmission lines on the LLC Property via underground conduit from the existing LLC pump station to the new pumping plant), as well as granting to Idaho Power Company the right to construct, access, operate, maintain, repair and replace the same as may be required by Idaho Power Company.

5. Authorization of Third Party Access. LLC, as the dominant estate, is the owner and beneficiary of that certain ingress/egress easement first executed by and between Kenneth and Stella Seese and Ralph Thompson, dated November 21, 1960, and recorded as Elmore County, Idaho Instrument No. 106788 (the "Roadway Easement"). See **Exhibit C** attached hereto and incorporated by reference herein. The Roadway Easement provides LLC a general grant of ingress and egress across Government Lot 2 (the NWSE) of Section 31, Township 5 South, Range 9 East, Boise, Meridian. LLC hereby authorizes the District to use the Roadway Easement in the same manner and to the same extent as LLC is otherwise authorized to do as the owner of the dominant estate under the Roadway Easement; provided however, that the foregoing authorization is expressly given without warranty or any representation by LLC to District regarding the existence or scope of District's rights under such authorization as against the owner of the servient estate.

6. Additional District Commitments in Favor of LLC. In addition to the mitigation measures described in Section 3 above, District agrees that all construction, installation, operation, and maintenance work contemplated herein shall be performed in a timely, good and workmanlike manner and at District's sole cost and expense (including the surveying, drafting, and recording of any and all easements contemplated in Section 4 above). District also agrees to provide LLC a location and space within the District pumping plant (on the pumping plant pump deck) for a separate pump serving 48 acres of the LLC Property or other adjacent lands owned by LLC. District also agrees to provide and install, at District expense, a new pump, electrical panel, power meter, and electrical connection for LLC for LLC's separate diversion and delivery of irrigation

¹ Exhibit B contains a preliminary design plan for the pump deck/pumping plant shed-type cover which, for pump ventilation purposes, is designed to include half-walls as opposed to being a fully enclosed structure. Notwithstanding the preliminary design contained in Exhibit B, the District agrees to install a hinged full length wall on the upstream (east) facing side of the pump deck/pumping plant cover structure. LLC understands and agrees that the hinged wall shall be opened when pump ventilation is needed for operational purposes.

water to the LLC Property under LLC's separate and independent water rights in the Snake River.² District shall plumb the new LLC pump to LLC's existing irrigation mainline serving the LLC Property. After initial installation, LLC shall assume all of its own pumping-related costs at its (LLC's) expense (*i.e.*, the ongoing operation, maintenance, repair, and replacement of the LLC pump, pipeline(s) and electrical costs). LLC shall also be solely responsible for completing any administrative water right transfer proceedings necessary for purposes of amending LLC's water rights to confirm to the new pumping plant point of diversion location.

7. Future Phases of District Project. The parties acknowledge and agree that the District infrastructure improvements contemplated in this Agreement are the initial phase (Phase I) of a multi-phase District improvement project. *See, e.g., Exhibit B* attached hereto. Conceptually, the District anticipates installing the Mule Shoe/Cold Springs Pipeline expansion of the overall project, but the District has no firm timeline concerning the commencement of that expansion. A portion of the Mule Shoe/Cold Springs Pipeline expansion will, if constructed, be located underground across the LLC Property. LLC agrees to grant District any and all perpetual, non-exclusive easements over and across the LLC Property that the District deems necessary or desirable to construct, operate and maintain the Mule Shoe Pipeline expansion segment located in the LLC Property should the District ultimately commit to the construction of the same.

8. Installation. District and its agents, contractors, and employees, shall perform all work authorized by the terms of this Agreement in a workmanlike manner. District agrees to assume all responsibility for District's construction authorized under this Agreement, including general liability and District's costs for construction.

9. Reciprocal Indemnity. The parties shall indemnify, hold harmless, and defend one another from all claims for damages or injuries to the extent, and in the proportion, they arise out of their respective acts or omissions, or those of their employees, agents, or contractors concerning the construction, installation, and ongoing operation and maintenance of the District infrastructure improvements contemplated in this Agreement. LLC's indemnity obligation to the District under this Agreement shall not extend to any injuries, claims, actions or damages to the extent they arise out of District's use of the Roadway Easement area.

10. No Liens. District shall allow no liens resulting from the Project including, without limitation, liens from any labor performed or materials supplied in connection with its activities under this Agreement to attach to the LLC Property.

11. Limitations on Liability; Attorney Fees. The parties hereto agree that nothing herein contained shall be construed to create a joint venture, partnership, or other similar relationship which might subject any party to liability for the debts and/or obligations of the other, except as otherwise expressly agreed in this Agreement. No director, officer, staff member, agent, or designee of either party hereto shall incur any liability hereunder to the other party hereto, or to any other party in such person's individual capacity by reason of such person's actions hereunder or execution hereof. In the event any party hereto shall bring any action to enforce a breach of this

² The District-provided pump and related infrastructure shall be sized to sprinkler irrigate 48 acres of the LLC Property at a maximum pumping rate of 432 gallons per minute at a pressure of 60 psi. The District shall tie the District-provided pump into LLC's existing irrigation system mainline at the location of LLC's existing wellhead and well pump.

Agreement, the prevailing party shall be entitled to recover reasonable costs and attorney fees from the non-prevailing party, including any costs and attorney fees on appeal.

12. Entire Agreement. This Agreement and the exhibits hereto contains the entire agreement between the parties with respect to the subject matter of this Agreement. Amendments to this Agreement shall be made only by written instrument executed by each of the parties hereto.

13. Binding Effect. This Agreement shall bind the parties hereto and their respective heirs, personal representatives, successors, and assigns and shall also constitute a burden upon and appurtenance to the LLC Property.

14. Severability. If any part of this Agreement is held to be illegal or unenforceable by a court of competent jurisdiction, the remainder of this Agreement shall be given effect to the fullest extent reasonably possible.

15. No Waiver. The failure of a party to insist on the strict performance of any provision of this Agreement or to exercise any right or remedy upon a breach hereof shall not constitute a waiver of any provision of this Agreement or limit such party's right to enforce any provision or exercise any right.

16. Governing Law. This Agreement shall be construed under and governed by the laws of the State of Idaho.

17. Authorization. The parties represent and warrant that the person signing this Agreement on behalf of each party has been duly authorized to do so, and is fully vested with the authority to bind that party in all respects.

18. Notices. All notices, demands, requests, and other communications under this Agreement shall be in writing and shall be deemed properly served or delivered if delivered by hand to the party to whose attention it is directed or, when sent by mail, three (3) days after deposit in the United States mail, postage prepaid, addressed as follows:

KING HILL IRRIGATION DISTRICT
75 E. 1st Avenue
Glenns Ferry, ID 83623

124 DEGREES, LLC
2900 Nichols Street
San Diego, CA 92106

19. Recording. This Agreement shall be recorded upon execution in the office of the Elmore County Recorder.

20. Expiration. Cost-share grant funding for construction and completion of the Project remains available to the District for a period of five (5) years. Unless extended by subsequent written agreement of the parties hereto, and provided that the District commences construction within one (1) year of the effective date of this Agreement, this Agreement shall automatically expire and be of no further force or effect as of December 31, 2027. Provided however, that should

the Project be completed prior to December 31, 2027, or should the District determine that it will not proceed with the Project or future phases thereof prior to December 31, 2027, the District shall notify LLC accordingly and file a document with the Elmore County Recorder's Office releasing this Agreement as a matter of record.

21. Captions and Headings. The captions and headings in this Agreement are for reference only and shall not be deemed to define or limit the scope or intent of any of the terms, covenants, conditions or agreements contained herein.

22. Counterpart Originals. This Agreement may be executed in counterparts and when each party has signed and delivered their respective counterpart, each counterpart shall be deemed an original that, when taken together with the other signed counterpart, shall constitute one Agreement, which shall be binding and effective as against the parties.

IN WITNESS WHEREOF, the parties have hereunto caused their names to be subscribed to this Agreement on the date first set forth above.

KING HILL IRRIGATION DISTRICT

By: [Signature]
Justin Wootan, Chairman

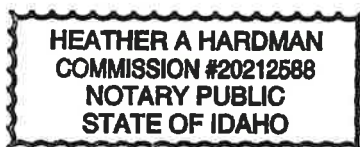
Attest:

[Signature]
Secretary and Treasurer

STATE OF IDAHO)
) ss.
County of Elmore)

On this 23 day of July, 2021, before me, the undersigned, a Notary Public in and for said State, personally appeared **JUSTIN WOOTAN**, Chairman of **KING HILL IRRIGATION DISTRICT**, an irrigation district organized and existing under and by virtue of the laws of the State of Idaho, known or identified to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he has the authority to execute and executed the same for the purposes therein contained on behalf of KING HILL IRRIGATION DISTRICT.

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



Heather A. Hardman
Notary Public for Idaho
Residing at 70 Commercial Glenview, H. 83623
My Commission expires 5/26/27

STATE OF IDAHO)
) ss.
County of _____)

On this ____ day of _____, 20____, before me, the undersigned, a Notary Public in and for said State, personally appeared _____, Secretary and Treasurer of **KING HILL IRRIGATION DISTRICT**, an irrigation district organized and existing under and by virtue of the laws of the State of Idaho, known or identified to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that she has the authority to execute and executed the same for the purposes therein contained on behalf of **KING HILL IRRIGATION DISTRICT**.

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

Notary Public for Idaho
Residing at _____
My Commission expires _____

124 DEGREES, LLC

By: _____
Name: Brian Harrington
Its: President

STATE OF IDAHO)
) ss.
County of _____)

On this ____ day of _____, 20____, before me, a Notary Public in and for said State, _____ personally appeared _____, the _____ of **124 DEGREES, LLC**, the limited liability company that executed the instrument or the person who executed the instrument on behalf of said limited liability company, and acknowledged to me that such limited liability company executed the same.

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

Notary Public for Idaho
Residing at _____
My Commission expires _____

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

County of San Diego }

On July 22, 2021 before me, Burim Muslim, Notary Public
Date Here Insert Name and Title of the Officer

personally appeared Brian Arrington
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature

[Signature]
Signature of Notary Public

Place Notary Seal and/or Stamp Above

EXHIBIT A

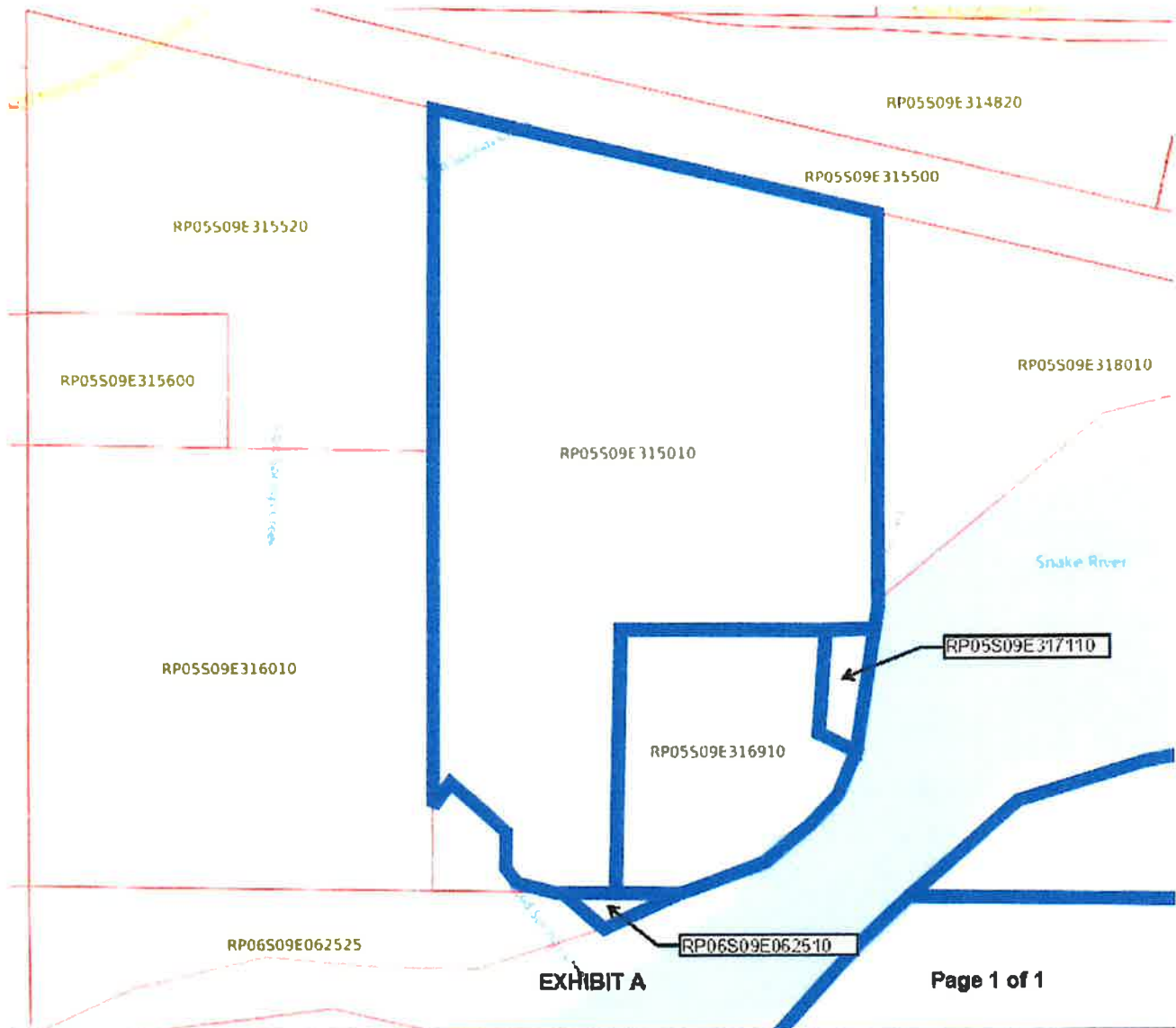


EXHIBIT B

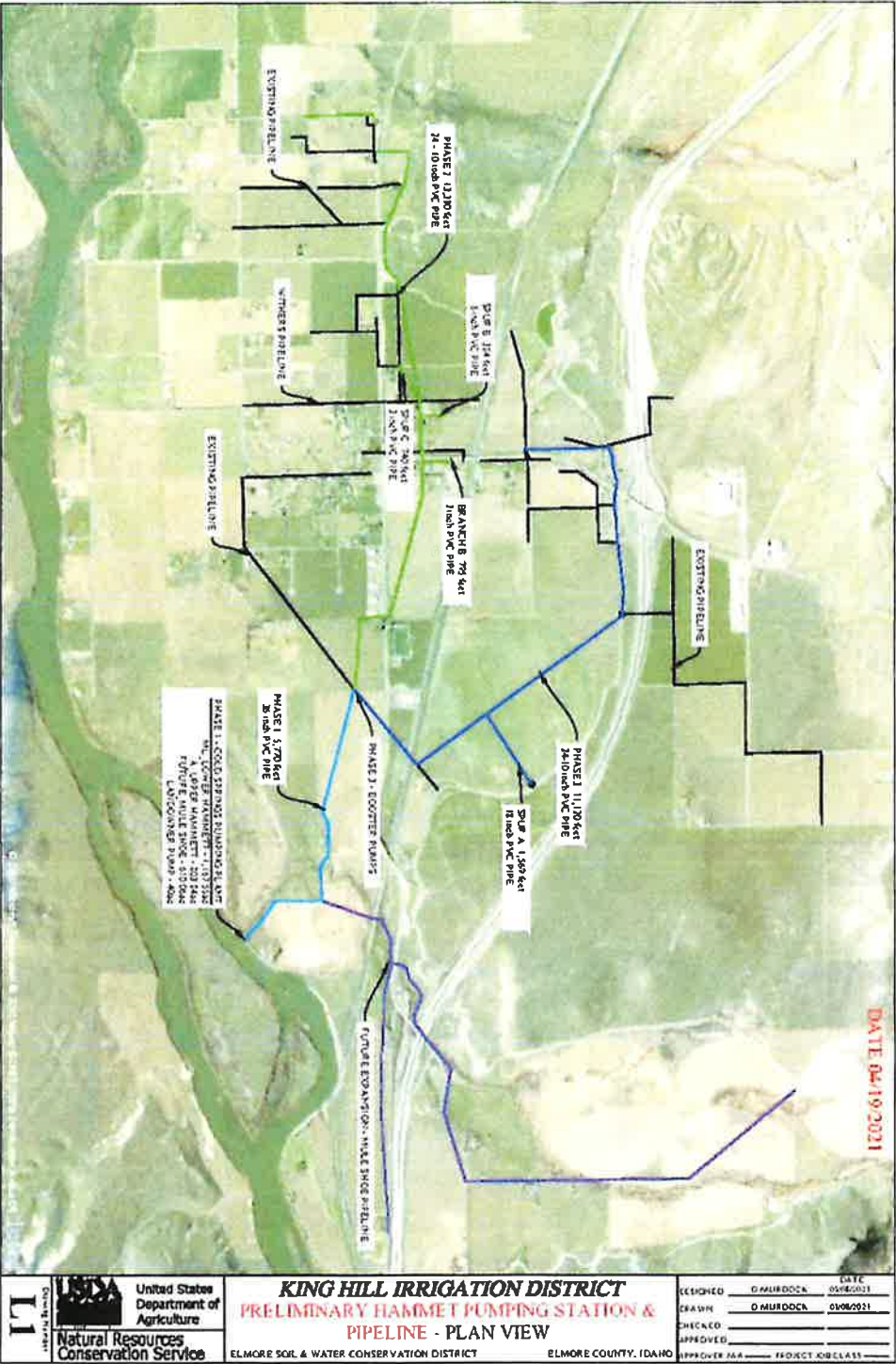


EXHIBIT B

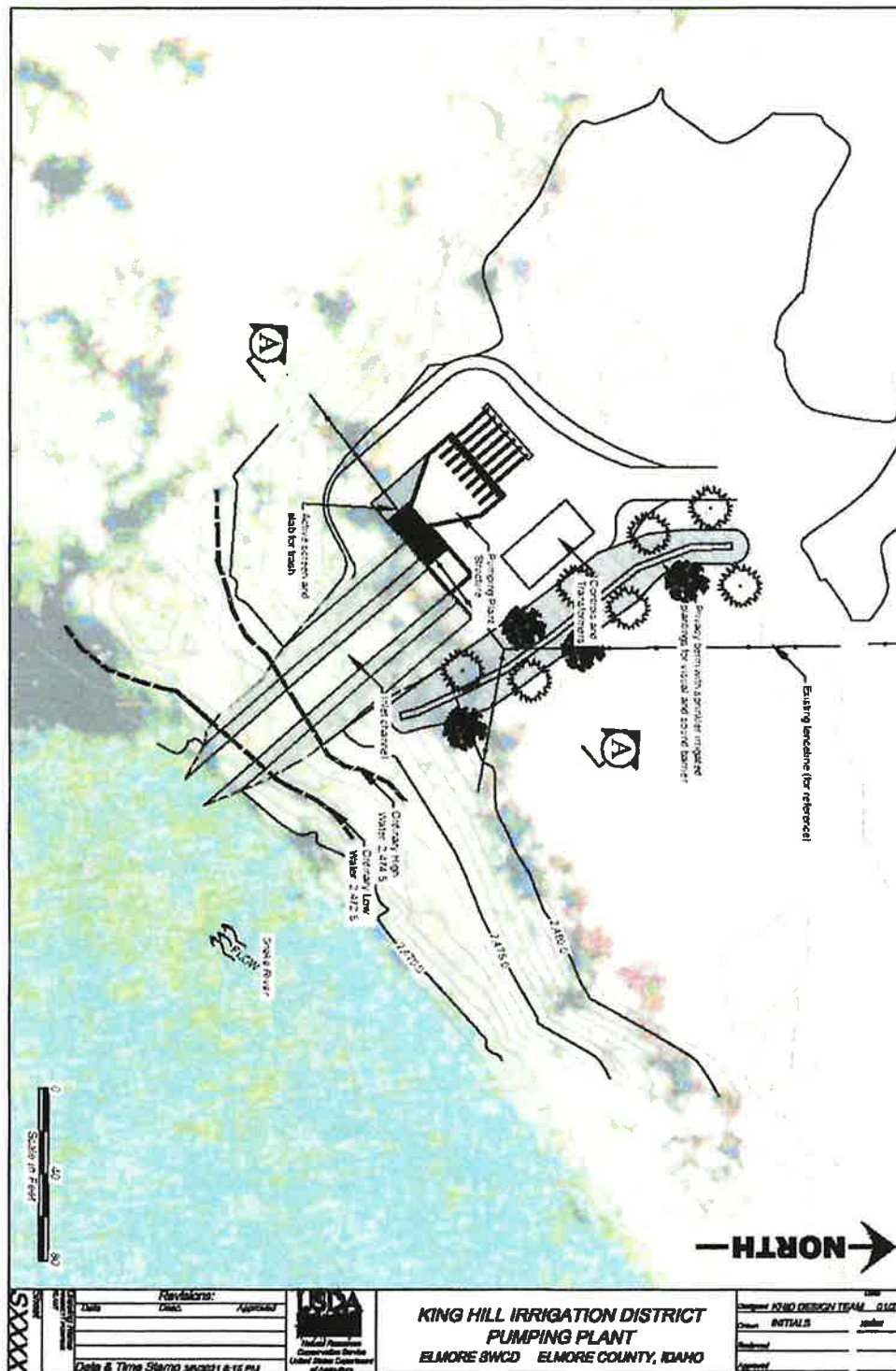


EXHIBIT B

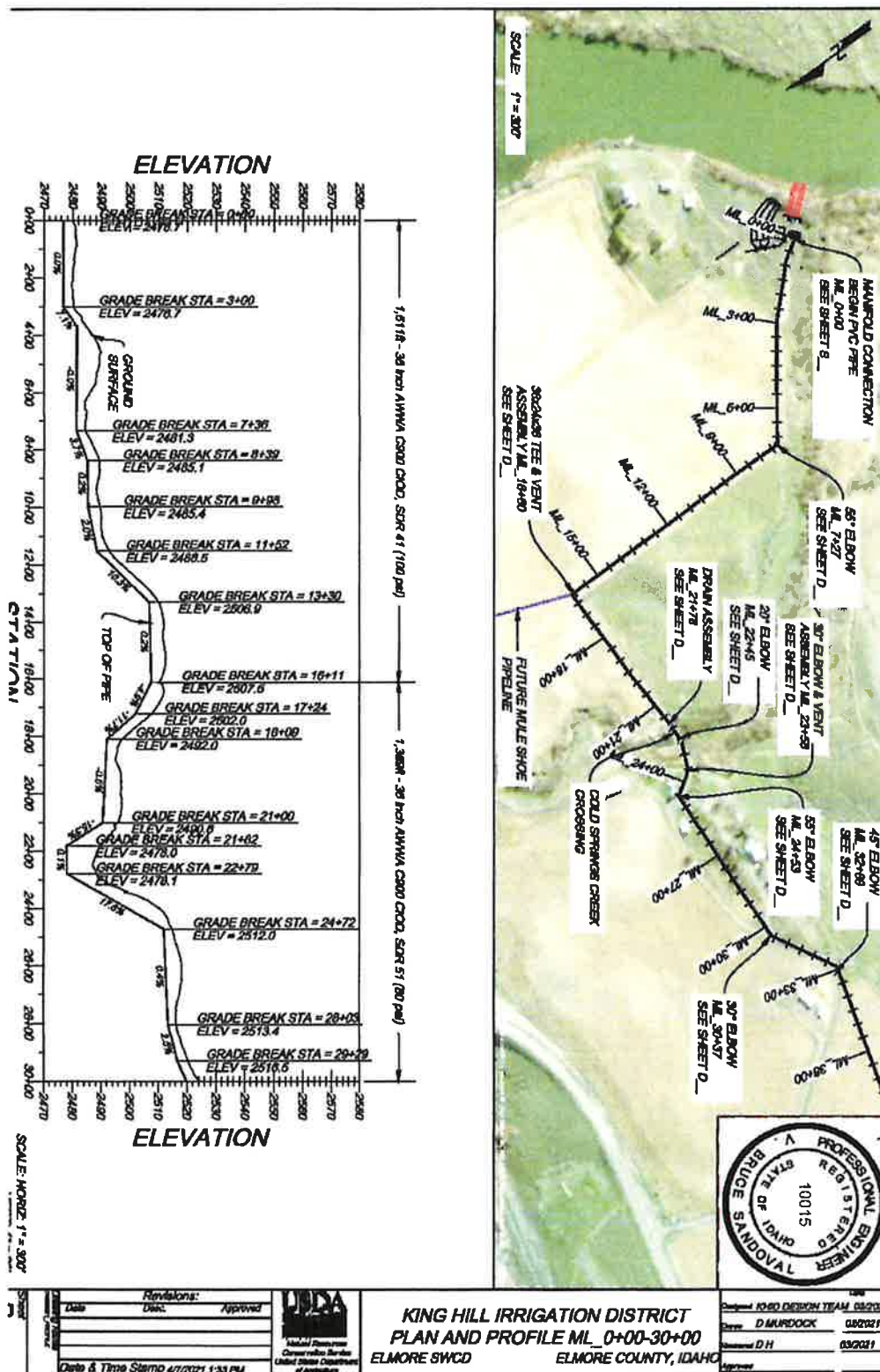


EXHIBIT B

EXHIBIT C

308

Instrument No. 106786

ROADWAY EASEMENT

THIS INSTRUMENT, made this 1st day of November, 1960, between KENNETH JOHNSON and STELLA JOHNSON, husband and wife, of Hazelton, Idaho, hereinafter designated as the parties of the first part, and RALPH THOMPSON of Glens Ferry, Idaho, hereinafter designated as the party of the second part;

WITNESSETH: That the said parties of the first part, for a valuable consideration to them in hand paid, the receipt and sufficiency of which is hereby acknowledged, do hereby give and grant unto the party of the second part and to his heirs and assigns an easement or right of way for one roadway over and across that portion of Lot Two of Section Thirty-one, Township Five South, Range Nine East, Boise Meridian, lying south of the Oregon Short Line Railroad Company right of way, in the location where the roadway in now and for more than twenty years prior hereto has been used; PROVIDED, HOWEVER, that if the roadway in its present location hereafter interferes with the development by the parties of the first part of their land as farming land, then the parties of the first part shall have the right to relocate the roadway route over some other portion of their property in said Lot Two so as to minimize interference with their development of said land.

TO HAVE AND TO HOLD the said roadway easement unto the said party of the second part and to his heirs and assigns FOREVER.

IN WITNESS WHEREOF, the said parties of the first part have hereunto set their hands the day and year herein first above written.

Kenneth Johnson

Stella Johnson

STATE OF IDAHO)
County of Blaine) ss.

On this 28th day of November, in the year 1960, before me, the undersigned, a Notary Public in and for said State, personally appeared Kenneth Johnson and Stella Johnson, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

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

NOTARY SEAL

George W. Robertson
Notary Public for Idaho,
Residing at Glens Ferry, Idaho

STATE OF IDAHO)
County of Blaine) ss.

I hereby certify that this instrument was filed for record at request of Ralph Thompson at 12 minutes past 9 o'clock A.M., this 1 day of November, A.D. 1960 in my office, and duly received in book 42 of Misc. Records at page 306.

Gerald E. Fletcher, Ex-Officio Recorder
By J. Guthrie, Deputy

Fees \$1.50

Instrument No. 106780

RESOLUTION OF THE BOARD OF DIRECTORS OF KING HILL IRRIGATION DISTRICT

WHEREAS, the Board of Directors of King Hill Irrigation District, organized under the laws of the State of Idaho, do hereby certify that the following resolution was adopted:

At the regular meeting of the Board of Directors of King Hill Irrigation District held on December 6, 1960, and adjourned at ten o'clock P.M. on that day, the following resolution was adopted:

RESOLUTION OF THE BOARD OF DIRECTORS OF KING HILL IRRIGATION DISTRICT

WHEREAS, a duly verified petition was filed with the Board of Directors of King Hill Irrigation District by Rodney Murray, and Georgia Cherry for the annexation to such district of the lands hereinafter described and

WHEREAS, a resolution and order annexing lands to King Hill Irrigation District, based on said petition was heretofore entered by this board on October 4, 1960, which order was preceded by a defective publication of notice and it was therefore determined necessary to correct said defect by publishing a notice for a new hearing on said petition and such new notice having now been duly and lawfully published, and

WHEREAS, all conditions precedent to the approval of the petition have been met, including determination that (1) all required maps and the King Hill Irrigation District have been made, (2) the lands are adjacent to the boundary of said district, (3) since the lands are well described in survey is necessary (4) all of the lands are situated in said petition and herein are owned by the petitioners, and (5) no person opposes for the necessity of an election

RESOLUTION OF THE BOARD OF DIRECTORS OF KING HILL IRRIGATION DISTRICT:

That the lands hereinafter described be, and the same are hereby annexed to King Hill Irrigation District and the boundaries of said district changed accordingly so as to include such lands. That the lands herein referred to and annexed to said district are situated in the County of Blaine, State of Idaho, and are particularly described as follows:

Forty (40) acres of the southeast quarter (SE¹/₄) of the north east quarter (NE¹/₄), Eleven and six tenths (11.6) acres of the southeast quarter (SE¹/₄) of the northeast quarter (NE¹/₄), Twenty (20) acres of the north half (N¹/₂) of the northwest quarter (NW¹/₄) of the northeast quarter (NE¹/₄), Five acres of the northeast quarter (NE¹/₄) of the northeast quarter (NE¹/₄), Five acres of the northeast quarter (NE¹/₄) of the northeast quarter (NE¹/₄), and five (5) acres of the northeast quarter (NE¹/₄) of the northeast quarter (NE¹/₄).

State of Idaho)
County of Blaine)

I, Earl W. Carrington, duly appointed, qualified and acting Chairman of the Board of Directors of the King Hill Irrigation District, do hereby certify that the foregoing is a true and correct copy of the resolution of the Board of Directors of the King Hill Irrigation District.

EXHIBIT C

Page 1 of 1



IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082

Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

December 28, 2021

KING HILL IRRIGATION DISTRICT
PO BOX 993
GLENN'S FERRY, ID 83623

RE: Transfer No. 85581
Water Right Nos. 37-21595, 37-4112

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 MOUNTAIN HOME NEWS and POST REGISTER on 1/5/2022 and 1/12/2022, and publication in the TIMES NEWS, IDAHO STATESMAN, and LEWISTON TRIBUNE on 1/6/2022 and 1/13/2022. 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,

Denise Lauerman
Administrative Assistant

Lauerman, Denise

From: Lauerman, Denise
Sent: Wednesday, December 29, 2021 3:26 PM
To: Whitney, Rob
Subject: Application for Transfer No. 85581; Water Right No(s). 37-21595, 37-4112
Attachments: Watermaster Recommendation WD2 TR85581.docx

Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right applications. You can find a copy of the application at: <https://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>. Please review the applications, then complete the enclosed recommendation form and return it to this office by **01/24/2022**.

If the applications are 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 unprotested 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 by **01/24/2022**, IDWR will presume that you do not oppose approval of the applications and that you have no comments for IDWR to consider.

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

Thanks!
Denise

Denise Lauerman
Administrative Assistant | IDWR - Western Region
☎ (208) 334.2190 | <http://idwr.idaho.gov/>



Lauerman, Denise

From: Lauerman, Denise
Sent: Tuesday, December 28, 2021 5:41 PM
To: Legal Dept
Subject: ELMORE COUNTY Legal Notice - Application for Transfer No. 85581; Water Right No(s). 37-21595, 37-4112
Attachments: Cover Letter Elmore County 85581.docx; Legal Notice Elmore County 85581.docx

Good afternoon,

Please see the attached ad for publication on 01/05/2022 and 01/12/2022.

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 01/24/2022. Your cooperation is appreciated.

Please confirm this is okay to publish as shown and send confirmation and all other correspondence to this email.

Thanks much!
Denise



Denise Lauerman | Administrative Assistant
Idaho Department of Water Resources - Western Region
2735 W Airport Way, Boise ID 83705
(208) 334.2190 | denise.lauerman@idwr.idaho.gov



IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082

Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

December 28, 2021

LEGAL NOTICE DEPARTMENT
MOUNTAIN HOME NEWS
PO BOX 1330
MOUNTAIN HOME, ID 83647-1330

RE: Transfer No. 85581
Water Right Nos. 37-21595, 37-4112

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 1/24/2022. Your cooperation is appreciated.

Sincerely,

Denise Lauerman
Administrative Assistant

Enclosures

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 85581**

KING HILL IRRIGATION DISTRICT, PO BOX 993, GLENNS FERRY, ID 83623 has filed **Application No. 85581** for changes to the following water rights within **ELMORE, GOODING, TWIN FALLS County(s):** Right No(s). 37-21595, 37-4112; 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:

to add an additional pump station to KHID's irrigation system. The new pump station will be used to water lands already being watered within KHID's existing irrigation boundary. The proposed new pump will pull up to 61 cfs from the north bank of the Snake River in NENW Sec 6, T6S, R9E, approximately 1/2 miles south and 1/2 miles west of the intersection of Old Hwy 30 and S. Quail Dr. within Elmore County.

For additional information concerning the property location, contact Western Region office at (208)334-2190. 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, Western Region, 2735 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of \$25.00 for each application on or before 1/24/2022. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 1/5/2022 and 1/12/2022

Lauerman, Denise

From: Lauerman, Denise
Sent: Tuesday, December 28, 2021 5:42 PM
To: legalnotices@postregister.com
Subject: BONNEVILLE COUNTY - POST REGISTER - Legal Notice - Application for Transfer No. 85581; Water Right No(s). 37-21595, 37-4112
Attachments: Cover Letter Bonneville County 85581.docx; Legal Notice Bonneville County 85581.docx

Good afternoon,

Please see the attached ad for publication on 01/05/2022 and 01/12/2022.

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 01/24/2022. Your cooperation is appreciated.

Please confirm this is okay to publish as shown and send confirmation and all other correspondence to this email.

Thanks much!
Denise

Denise Lauerman
Administrative Assistant | IDWR - Western Region
2735 W Airport Way, Boise ID 83705-5082
☎ (208) 334.2190 | <http://idwr.idaho.gov/>
✉ denise.lauerman@idwr.idaho.gov





IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082

Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

December 28, 2021

LEGAL NOTICE DEPARTMENT
POST REGISTER
PO BOX 1800
IDAHO FALLS, ID 83403-1800

RE: Transfer No. 85581
Water Right Nos. 37-21595, 37-4112

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 1/24/2022. Your cooperation is appreciated.

Sincerely,

Denise Lauerman
Administrative Assistant

Enclosures

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TRANSFER NO. 85581**

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For additional information concerning the property location, contact Western Region office at (208)334-2190. 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, Western Region, 2735 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of \$25.00 for each application on or before 1/24/2022. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 1/5/2022 and 1/12/2022

Lauerman, Denise

From: Lauerman, Denise
Sent: Tuesday, December 28, 2021 5:43 PM
To: 'TWF Legals'
Subject: TWIN FALLS COUNTIES - TIMES NEWS - Legal Notice - Application for Transfer No. 85581; Water Right No(s). 37-21595, 37-4112
Attachments: Cover Letter Twin Falls County 85581.docx; Legal Notice Twin Falls County 85581.docx

Good afternoon,

Please see the attached ad for publication on 01/06/2021 and 01/13/2022.

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Please confirm this is okay to publish as shown and send confirmation and all other correspondence to this email.

Thanks much!
Denise

Denise Lauerman
Administrative Assistant | IDWR - Western Region
2735 W Airport Way, Boise ID 83705-5082
☎ (208) 334.2190 | <http://idwr.idaho.gov/>
✉ denise.lauerman@idwr.idaho.gov





IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082

Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

December 28, 2021

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

RE: Transfer No. 85581
Water Right Nos. 37-21595, 37-4112

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 1/24/2022. Your cooperation is appreciated.

Sincerely,

Denise Lauerman
Administrative Assistant

Enclosures

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TRANSFER NO. 85581**

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For additional information concerning the property location, contact Western Region office at (208)334-2190. 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, Western Region, 2735 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of \$25.00 for each application on or before 1/24/2022. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 1/6/2022 and 1/13/2022

Lauerman, Denise

From: Lauerman, Denise
Sent: Tuesday, December 28, 2021 5:42 PM
To: legals@lmtribune.com
Subject: NEZ PERCE COUNTY - LEWISTON TRIBUNE - Legal Notice - Application for Transfer No. 85581; Water Right No(s). 37-21595, 37-4112
Attachments: Cover Letter Nez Perce County 85581.docx; Legal Notice Nez Perce County 85581.docx

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Thanks much!
Denise

Denise Lauerman
Administrative Assistant | IDWR - Western Region
2735 W Airport Way, Boise ID 83705-5082
☎ (208) 334.2190 | <http://idwr.idaho.gov/>
✉ denise.lauerman@idwr.idaho.gov





IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082

Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

December 28, 2021

LEGAL NOTICE DEPARTMENT
LEWISTON TRIBUNE
505 C ST
PO BOX 957
LEWISTON, ID 83501

RE: Transfer No. 85581
Water Right Nos. 37-21595, 37-4112

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.

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Sincerely,

Denise Lauerman
Administrative Assistant

Enclosures

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TRANSFER NO. 85581**

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For additional information concerning the property location, contact Western Region office at (208)334-2190. 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, Western Region, 2735 W AIRPORT WAY, BOISE ID 83705-5082 together with a protest fee of \$25.00 for each application on or before 1/24/2022. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 1/6/2022 and 1/13/2022

Lauerman, Denise

From: Lauerman, Denise
Sent: Tuesday, December 28, 2021 5:43 PM
To: BOI Legals
Subject: ADA COUNTY Legal Notice - Application for Transfer No. 85581; Water Right No(s). 37-21595, 37-4112
Attachments: Cover Letter Ada County 85581.docx; Legal Notice Ada County 85581.docx

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Thanks much!
Denise

Denise Lauerman
Administrative Assistant | IDWR - Western Region
2735 W Airport Way, Boise ID 83705-5082
☎ (208) 334.2190 | <http://idwr.idaho.gov/>
✉ denise.lauerman@idwr.idaho.gov





IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082

Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

December 28, 2021

LEGAL NOTICE DEPARTMENT
IDAHO STATESMAN
PO BOX 40
BOISE, ID 83707

**RE: Transfer No. 85581
Water Right Nos. 37-21595, 37-4112**

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.

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Sincerely,

Denise Lauerman
Administrative Assistant

Enclosures

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TRANSFER NO. 85581**

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GARY SPACKMAN, Director

Published on 1/6/2022 and 1/13/2022