

SEP 29 2021 WATER RESOURCES WESTERN REGION DEPARTMENT OF WATER RESOURCES

MINIMUM REQUIREMENTS CHECKLIST TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

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

Name of Applicant(s) SV Ranch LLC

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

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

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

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

- #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder.
#2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner.
#2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use.
#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.
#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.
#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.
#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.
#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.
#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.
#9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank.
#10 Other. Please describe:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 29 2021

DEPARTMENT OF
WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant(s) SV Ranch LLC Phone 425-834-2542
Mailing address PO Box 1607 Bellevue, WA 98009 Email _____

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

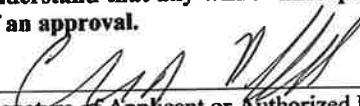
Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

No Representative

Name of Representative Greg Sullivan Phone 208-736-8543
Mailing address 2016 N Washington St Ste 4 Twin Falls, Idaho 83301 Email greg.sullivan@brockwayeng.com

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

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.


Signature of Applicant or Authorized Representative

CHRIS POLLAK, VP
Print Name and Title if applicable

9/17/21
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

- 1. Change point of diversion Add diversion point(s) Change place of use
 Change nature of use Change period of use Other _____

2. Is this a transfer for changes pursuant to Idaho Code § 42-221.0.8?
If yes, attach an explanation and any supporting documentation labeled as **Part 1A.2**.

3. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.3**.

Change the Wildlife Storage and Diversion to Storage of 2-2357A back to irrigation of 3.0 acres. Change the Wildlife Storage, Diversion to Storage and Mitigation of 57-235 back to irrigation of 6.0 acres. Water right permits 2-10452 and 57-11794 will be relinquished when this transfer is approved. New combined acre total will be 2,025.4 acres.

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

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

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

	<u>Right Number</u>	<u>Amount</u> <small>(cfs/ac-ft)</small>	<u>Nature of Use</u>	<u>Period of Use</u>	<u>Source & Tributary</u>
All or Part <input type="checkbox"/> <input checked="" type="checkbox"/>	2-2357A	2.0/	Irrigation	3/15 to 11/15	Snake River/Columbia
<input type="checkbox"/> <input checked="" type="checkbox"/>	57-235	1.0/	Irrigation	4/01 to 10/15	Castle Creek/Snake River
<input type="checkbox"/> <input type="checkbox"/>	_____	_____	_____	_____ to _____	_____
<input type="checkbox"/> <input type="checkbox"/>	_____	_____	_____	_____ to _____	_____
<input type="checkbox"/> <input type="checkbox"/>	_____	_____	_____	_____ to _____	_____
<input type="checkbox"/> <input type="checkbox"/>	_____	_____	_____	_____ to _____	_____
<input type="checkbox"/> <input type="checkbox"/>	_____	_____	_____	_____ to _____	_____
<input type="checkbox"/> <input type="checkbox"/>	_____	_____	_____	_____ to _____	_____
<input type="checkbox"/> <input type="checkbox"/>	_____	_____	_____	_____ to _____	_____

Total authorized under rights 3.0 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 0.16 cubic feet per second and/or 31.5 acre-feet per year.

3. Point(s) of Diversion:

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

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #

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

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

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals		
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE			
Total Acres (for irrigation use)																					

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

Existing points of diversion and delivery systems.

b. Who owns the property at the point(s) of diversion? SV Ranch LLC

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

c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

If yes, attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the

proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: N/A

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

d. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?

If yes, complete Attachment WSB.

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

An additional 9.0 acres can be irrigated after this transfer is approved. There will be 3.0 acres of irrigation added to 2-2357A. There will be 6.0 acres of irrigation added to 57-235.

f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:

2-2173, 2-2357A, 2-2357B, 2-7046E, 2-10235, 2-10244, 2-10396, 2-10469, 57- and 57-11709.

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

Yes No

- undergone a period of five or more consecutive years of non-use,
- currently leased to the Water Supply Bank,
- currently used in a mitigation plan limiting the use of water under the right, or
- currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe:

Water right 2-2357A is providing mitigation for 2-10452.

Water right 57-235 is providing mitigation for 57-11794.

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 2-2357A

Current Owner: SV RANCH LLC
Priority Date: 9/10/1964
Origin: Water Right
Status: Active
Basis: Decreed

Source

SNAKE RIVER

Tributary

COLUMBIA RIVER

Beneficial Use

IRRIGATION
 DIVERSION TO
 STORAGE

From To
 03/15 to 11/15
 03/15 to 11/15

Diversion Rate
 1.94 CFS
 0.06 CFS

Annual Volume

10.5 AF

WILDLIFE STORAGE

01/01 to 12/31

2 CFS

Total Diversion

Location of Point(s) of Diversion

SNAKE RIVER
 OWYHEE County

NE1/4SE1/4 Sec. 35, Twp 03S, Rge 01E B.M.

Place of Use

IRRIGATION Within OWYHEE County

T04S R01E S1	Lot 3	NENW	40.00	T04S R01E S1	Lot 4	NWNW	40.00
T04S R01E S1		SWNW	40.00	T04S R01E S1		SENW	40.00
T04S R01E S1		NESW	40.00	T04S R01E S1		NWSW	40.00
T04S R01E S1		SWSW	40.00	T04S R01E S1		SESW	40.00
T04S R01E S1		NWSE	19.00	T04S R01E S1		SWSE	19.00
T04S R01E S2	Lot 1	NENE	40.00	T04S R01E S2	Lot 2	NWNE	40.00
T04S R01E S2		SWNE	40.00	T04S R01E S2		SENE	40.00
T04S R01E S2	Lot 3	NENW	41.00	T04S R01E S2		SWNW	40.00
T04S R01E S2		SENW	40.00	T04S R01E S2		NESW	40.00
T04S R01E S2		NWSW	40.00	T04S R01E S2		SWSW	40.00
T04S R01E S2		SESW	40.00	T04S R01E S2		NESE	40.00
T04S R01E S2		NWSE	40.00	T04S R01E S2		SWSE	40.00
T04S R01E S2		SESE	40.00	T04S R01E S11		NENE	40.00
T04S R01E S11		NWNE	40.00	T04S R01E S11		SWNE	40.00
T04S R01E S11		SENE	40.00	T04S R01E S11		NENW	40.00
T04S R01E S11		NESE	40.00	T04S R01E S11		NWSE	40.00
T04S R01E S11		SWSE	40.00	T04S R01E S11		SESE	40.00
T04S R01E S12		NWNE	19.00	T04S R01E S12		SWNE	19.00
T04S R01E S12		NENW	40.00	T04S R01E S12		NWNW	40.00
T04S R01E S12		SWNW	40.00	T04S R01E S12		SENW	40.00
T04S R01E S12		NESW	40.00	T04S R01E S12		NWSW	40.00
T04S R01E S12		SWSW	40.00	T04S R01E S12		SESW	40.00
T04S R01E S12		NWSE	20.00	T04S R01E S12		SWSE	20.00
T04S R01E S13		NWNE	21.00	T04S R01E S13		NENW	40.00
T04S R01E S13		NWNW	40.00	T04S R01E S13		SWNW	40.00
T04S R01E S13		NWSW	40.00	T04S R01E S13		SWSW	40.00
T04S R01E S14		NENE	40.00	T04S R01E S14		SENE	40.00
T04S R01E S14		NESE	40.00	T04S R01E S14		SESE	40.00
T04S R01E S23		NENE	40.00	T04S R01E S24		NWNW	40.00

Total Acres: 2178

WILDLIFE STORAGE Within OWYHEE County

T04S R01E S11 SWSE

Place of Use: DIVERSION TO STORAGE same as IRRIGATION

Conditions of Approval:

1. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
2. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
3. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. X27 This right is limited to the irrigation of 97 acres within the place of use described above in a single irrigation season.
5. 01J Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
6. T19 Pursuant to Section 42-1412(6), Idaho Code, 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
7. X35 Rights 2-2173, 2-2357A, 2-2357B, 2-7046E, 2-10235, 2-10244, 2-10396 and 2-10469 when combined shall not exceed the irrigation of 2016.4 acres in a single irrigation season.
8. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 5/11/2009.
9. This right mitigates for the evaporative losses caused by use of water under Right 2-10452.
10. Use of this right with Rights 57-235 and 57-11709 is limited to a total combined annual diversion volume of 500 af.
11. F06 The following rights are diverted through point of diversion described above: 2-2173, 2-2357A, 2-2357B, 2-7046E, 2-10235, 2-10244, 2-10396, and 2-10469.

Decreed Date: 5/11/2009

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 57-235

Current Owner: SV RANCH LLC
 Priority Date: 12/10/1907
 Origin: Water Right
 Status: Active
 Basis: Decreed

Source

CASTLE CREEK

Tributary

SNAKE RIVER

Beneficial Use

From To

Diversion Rate

Annual Volume

IRRIGATION 04/01 to 10/15
 WILDLIFE STORAGE 04/01 to 10/15
 MITIGATION 01/01 to 12/31
 DIVERSION TO STORAGE 04/01 to 10/15

0.9 CFS

21 AF

0.1 CFS

21 AF

0.1 CFS

Total Diversion

1.1 CFS

Location of Point(s) of Diversion

CASTLE CREEK
 OWYHEE County
 CASTLE CREEK
 OWYHEE County

NE1/4SE1/4 Sec. 13, Twp 04S, Rge 01E B.M.

NE1/4SE1/4 Sec. 35, Twp 03S, Rge 01E B.M.

Place of Use

IRRIGATION Within OWYHEE County

T04S R01E S1	Lot 3	NENW	40.00	T04S R01E S1	NWNW	40.00
T04S R01E S1		SWNW	40.00	T04S R01E S1	SENW	40.00
T04S R01E S1		NESW	40.00	T04S R01E S1	NWSW	40.00
T04S R01E S1		SWSW	40.00	T04S R01E S1	SESW	40.00
T04S R01E S1		NWSE	19.00	T04S R01E S1	SWSE	19.00
T04S R01E S2		NENE	40.00	T04S R01E S2	NWNE	40.40
T04S R01E S2		SWNE	40.00	T04S R01E S2	SENE	40.00
T04S R01E S2		NENW	40.60	T04S R01E S2	SWNW	40.00
T04S R01E S2		SENW	40.00	T04S R01E S2	NESW	40.00
T04S R01E S2		NWSW	40.00	T04S R01E S2	SWSW	40.00
T04S R01E S2		SESW	40.00	T04S R01E S2	NESE	40.00
T04S R01E S2		NWSE	40.00	T04S R01E S2	SWSE	40.00
T04S R01E S2		SESE	40.00	T04S R01E S11	NENE	40.00
T04S R01E S11		NWNE	40.00	T04S R01E S11	SWNE	40.00
T04S R01E S11		SENE	40.00	T04S R01E S11	NENW	40.00
T04S R01E S11		NESE	40.00	T04S R01E S11	NWSE	40.00
T04S R01E S11		SWSE	40.00	T04S R01E S11	SESE	40.00
T04S R01E S12		NWNE	19.00	T04S R01E S12	SWNE	19.00
T04S R01E S12		NENW	40.00	T04S R01E S12	NWNW	40.00
T04S R01E S12		SWNW	40.00	T04S R01E S12	SENW	40.00
T04S R01E S12		NESW	40.00	T04S R01E S12	NWSW	40.00
T04S R01E S12		SWSW	40.00	T04S R01E S12	SESW	40.00
T04S R01E S12		NWSE	20.00	T04S R01E S12	SWSE	20.00
T04S R01E S13		NWNE	21.00	T04S R01E S13	NENW	40.00
T04S R01E S13		NWNW	40.00	T04S R01E S13	SWNW	40.00
T04S R01E S13		NWSW	40.00	T04S R01E S13	SWSW	40.00
T04S R01E S14		NENE	40.00	T04S R01E S14	SENE	40.00
T04S R01E S14		NESE	40.00	T04S R01E S14	SESE	40.00
T04S R01E S23		NENE	40.00	T04S R01E S24	NWNW	40.00

Total Acres: 2178

WILDLIFE STORAGE Within OWYHEE County

T04S R01E S12	SWSE	T04S R01E S13	NWNE
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Place of Use: DIVERSION TO STORAGE same as IRRIGATION

Place of Use: MITIGATION same as IRRIGATION

Conditions of Approval:

1. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
2. This right mitigates for the evaporative losses caused by use of water under Right 57-11794.
3. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the place of use.
4. F06 The following rights are diverted through the point of diversion described above: 57-235, 57-7034A, 57-11666, 57-11667 and 57-11709.
5. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 1/24/2002.
7. X35 Rights 57-235, 57-7034A, 57-11666, 57-11667 and 57-11709 when combined shall not exceed the irrigation of 1801 acres within the authorized place of use in a single irrigation season.
8. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 57C. Diversion of this right from the Snake River may be regulated by a watermaster with responsibility for the distribution of water from that source in the event curtailment is necessary in the future.
9. Diversion of water from the Snake River is limited to those times when water is available for diversion under this right and priority from Castle Creek. Availability of water from the Snake River shall be determined based on the lesser of the flow in Castle Creek at the authorized point of diversion or at the mouth of Castle Creek.
10. X27 This right is limited to the irrigation of 57 acres within the authorized place of use in a single irrigation season.
11. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department for measuring the flow in Castle Creek at the original point of diversion, at the mouth of Castle Creek, and at the point of diversion from the Snake River.
12. R43 The right holder shall maintain a measuring device and lockable controlling works, at the point of diversion located in NESE, S13, T04S, R01E, with a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
13. T19 Pursuant to Section 42-1412(6), Idaho Code, 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Decreed Date: 1/24/2002

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

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

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

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

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

B. CHANGES IN NATURE OF USE (Water Balance)

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

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

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

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

FOR DEPARTMENT USE ONLY

Transfer contains 14 pages and 2 attachments.
 Received by S-O Date 9/29/2021 Preliminary check by AK Date 10/6/2021
 Fee paid 200.00 Date 9/29/2021 Received by S-O Receipt # C116414
 Add'l fee paid 550.00 Date 11/15/2021 Received by C.J. Receipt # Wb49930

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

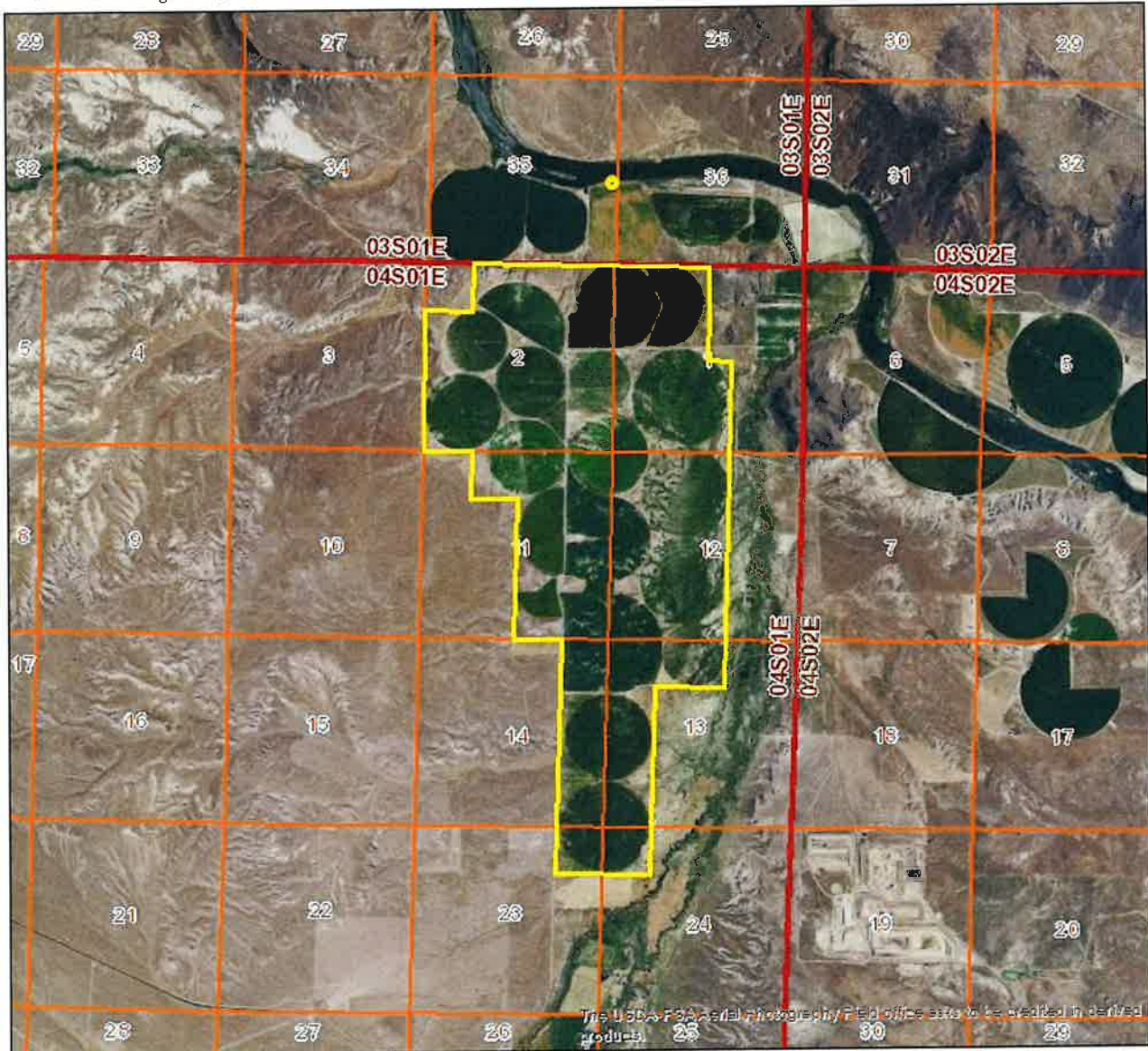
State of Idaho
Department of Water Resources

Water Right

2-2357A

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



- Legend**
- Point of Diversion
 - Place of Use Boundary
 - Townships
 - PLS Sections



Date created: 9/16/2021

85379

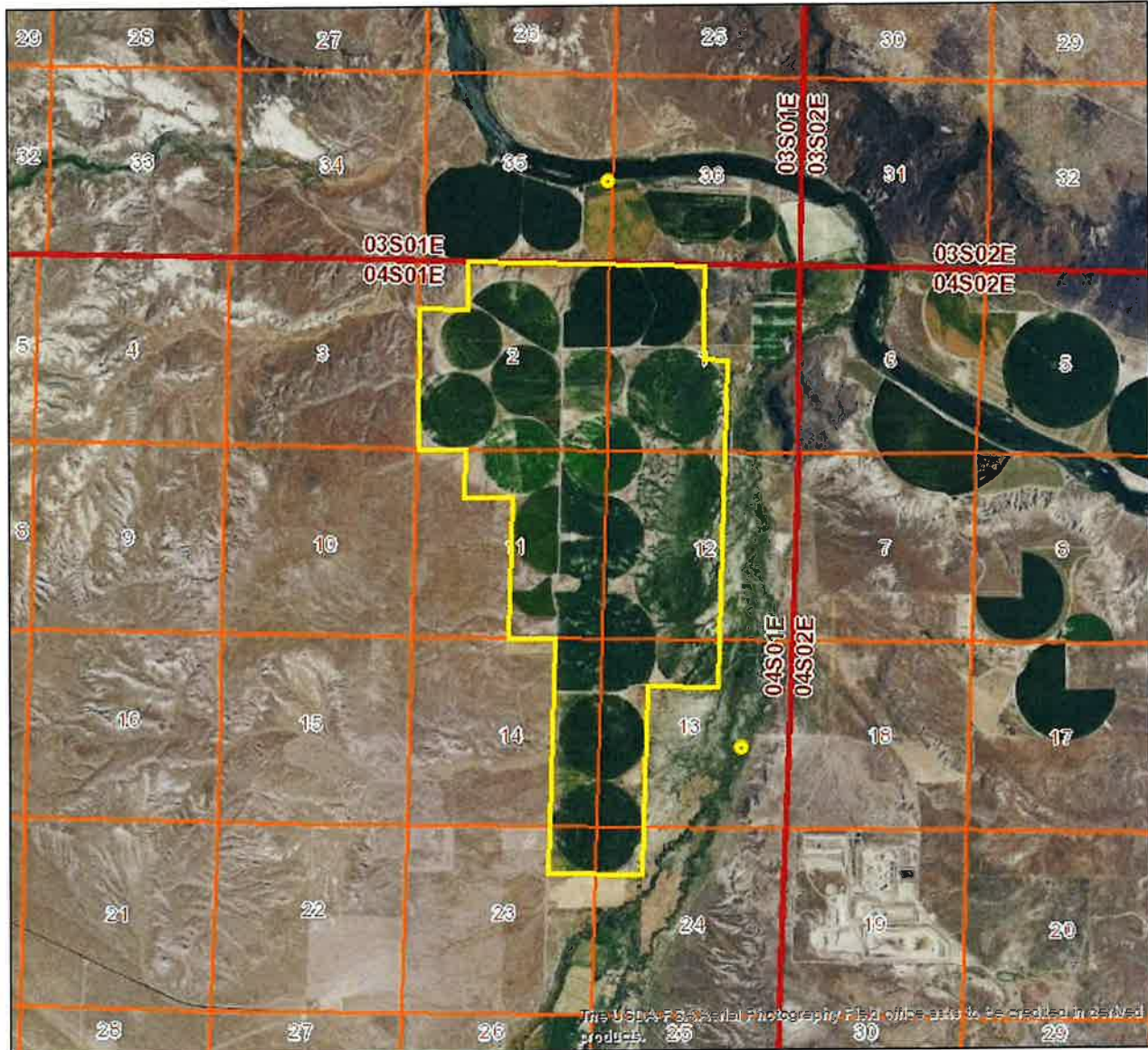
State of Idaho
Department of Water Resources

Water Right

57-235

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.



The USDA, Forest Service, Forest Inventory and Analysis (FIA) office asks to be credited in all printed products.



Legend

- Point of Diversion
- Place of Use Boundary
- Townships
- PLS Sections



Date created: 9/16/2021

85379



0004217079



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 #: 0004217079
 Date Filed: 3/23/2021 3:52:27 PM

B0593-5970 03/23/2021 3:52 PM Received by ID Secretary of State Lawrence Denney

Entity Name and Mailing Address:								
Entity Name:	SV RANCH LLC							
Foreign Name (name in home jurisdiction):	SV RANCH LLC							
The file number of this entity on the records of the Idaho Secretary of State is:	0000070867							
Address	10900 NE 4TH ST STE 1850 BELLEVUE, WA 98004-8341							
Entity Details:								
Entity Status	Active-Existing							
This entity is organized under the laws of:	WASHINGTON							
If applicable, the old file number of this entity on the records of the Idaho Secretary of State was:	W19047							
The registered agent on record is:								
Registered Agent	NATIONAL REGISTERED AGENTS INC Commercial Registered Agent Physical Address 921 S ORCHARD ST STE G BOISE, ID 83705 Mailing Address 921 S ORCHARD ST STE G BOISE, ID 83705							
Agent or Address Change								
<input type="checkbox"/> Select if you are appointing a new agent.								
Limited Liability Company Managers and Members								
<table border="1"> <thead> <tr> <th>Name</th> <th>Title</th> <th>Business Address</th> </tr> </thead> <tbody> <tr> <td>INVESTMENTS MANAGER LLC</td> <td>Manager</td> <td>10900 NE 4TH STREET SUITE 1850 BELLEVUE, WA 98004</td> </tr> </tbody> </table>			Name	Title	Business Address	INVESTMENTS MANAGER LLC	Manager	10900 NE 4TH STREET SUITE 1850 BELLEVUE, WA 98004
Name	Title	Business Address						
INVESTMENTS MANAGER LLC	Manager	10900 NE 4TH STREET SUITE 1850 BELLEVUE, WA 98004						
The annual report must be signed by an authorized signer of the entity.								
Job Title: Attorney for LLC								
<i>Peterson Russell Kelly Livengood PLLC</i>		03/23/2021						
Sign Here		Date						

SV RANCH LLC

Manager Delegation of Authority

Effective September 23, 2016

SV Ranch LLC (the "Company") is managed by a Manager as provided in the Company's Limited Liability Company Agreement (the "Agreement"). For efficient administration of the Company's affairs, however, the Manager is executing this document to appoint certain officers to assist in the administration of the Company's affairs. The Manager retains the right to manage the affairs of the Company as provided in the Company's Agreement. The Manager shall have the right to revoke this Delegation of Authority at any time, or to overrule any decision of any officer.

1. Officers.

1.529 Number, Election and Term. Officers of the Company shall be a President, a Vice President, a Secretary and a Treasurer, and may include such other officers as the Company may designate from time to time. Officers shall be appointed by the Manager from time to time. Each officer shall hold office until removed as provided below. Any one person may hold more than one office if it is deemed advisable by the manager.

1.530 Appointment of Officers. The Manager appoints the following persons to the offices designated below:

<u>Name</u>	<u>Office</u>
Greg Vik	President
Chris J. Pollak	Vice President
Jeff Anderson	Secretary and Treasurer

1.531 Resignation or Removal: Any officer or agent of the Company may resign from such position by delivering written notice of the resignation to the Company, but such resignation shall be without prejudice to the contract rights, if any, of the Company. Any officer or agent of the Company may be removed by the Manager, but such removal shall be without prejudice to the contract rights, if any, of the person so removed. Election or appointment of an officer or agent shall not of itself create contract rights. Vacancies in any office caused by any reason may be filled by the manager by selecting a suitable and qualified person to act during the unexpired term.

1.532 Salaries. The compensation of all the officers, agents and other employees of this Company shall be fixed by the Manager and may be changed from time to time by the Manager.

1.533 President. The President shall have general charge and control of the day to day affairs of the Company subject to the ultimate control of the Manager of the Company, shall perform all duties as may be delegated from time to time by the Manager of the Company and shall make such reports to the Manager and the Members of the Company as may be required. The President shall be authorized to execute all documents on behalf of the Company.

1.534 Vice Presidents. The Vice President shall perform such duties as shall be assigned by the president or Manager of the Company. In the case of absence, disability or death of the President, the Vice Presidents shall perform and be vested with all the duties and powers of the President, until the President shall have resumed such duties or the President's successor is elected. In the event there is more than one Vice President, the Manager of the Company may designate one of the Vice Presidents as a Senior Vice President, who, in event of the absence, disability or death of the President shall perform such duties as shall be delegated by the Manager of the Company. Each Vice President shall also have authority to execute documents on behalf of the Company and bind the Company.

1.535 Secretary. The Secretary shall keep a record of the proceedings at the meetings of the Members of the Company, shall have custody of all the books, records and papers of the Company, except such as shall be in charge of the Treasurer or some other person authorized to have custody or possession thereof, shall from time to time make such reports to the Manager, the officers and the Members of the Company as may be required, and shall perform such other duties as the Manager of the Company may from time to time delegate. In addition, if no Treasurer is elected, the Secretary shall perform all the duties required of the Office of Treasurer.

1.536 Treasurer. The Treasurer shall keep accounts of all monies of the Company received or disbursed, shall from time to time make such reports to the Manager, the officers and the Members of the Company as may be required, and shall perform such other duties as the Managers of the Company may from time to time delegate. The Treasurer shall have authority to execute banking documents required for the operation of the business of the Company.


2. Liability; Indemnification. None of the Company's officers or agents shall be liable to the Company, the Manager or the Members for any act or omission based upon errors of judgment, negligence, or other fault in connection with the business or affairs of the Company so long as the person against whom the liability is asserted acted in good faith on behalf of the Company and in a manner reasonably believed by such person to be within the scope of his or her authority under this Agreement and in the best interests of the Company, but only if such action or failure to act does not constitute gross negligence or willful misconduct. The Company agrees to indemnify the Company's officers and agents to the fullest extent permitted by law and to save and hold them harmless from and in respect of all (a) fees, costs, and expenses incurred in connection with or resulting from any claim, action, or demand against the company or any of its agents that arise out of or in any way relate to the Company, its properties, business, or affairs and (b) such claims actions and demands and any losses or damages resulting from such claims, actions and demands, including amounts paid in settlement or compromise (if recommended by attorneys for the Company) of any such claim, action or demand; provided, however, that this indemnification shall apply only so long as the person against whom a claim, action or demand is asserted has acted in good faith on behalf of the Company and in a manner reasonably believed by such person to be within the scope of its authority and in the best interests of the Company, but only if such action or failure to act does not constitute gross negligence or willful misconduct. The termination of any action, suit, or proceeding by judgment, order, settlement, or upon a plea of nolo contendere or its equivalent, shall not of itself create a presumption that any person acted with gross negligence or willful misconduct. The rights of any officer or agent under this paragraph are in addition to any rights such person may have under any other agreement with the Company or any affiliate of the Company.

The Manager of the Company hereby approves this Manager Delegation of Authority.

MANAGER:

INVESTMENTS MANAGER LLC

By: _____


Greg Vik, President



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

November 24, 2021

SV RANCH LLC
GREG VIK
PO BOX 1607
BELLEVUE, WA 98009-1607

RE: Transfer No. 85379
Water Right No(s). 2-2357A, 57-235

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 OWYHEE AVALANCHE on 12/1/2021 and 12/8/2021. 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

CC:
GREG SULLIVAN
2016 N WASHINGTON ST STE 4
TWIN FALLS, ID 83301

Lauerman, Denise

From: Lauerman, Denise
Sent: Monday, November 29, 2021 12:27 PM
To: Whitney, Rob
Subject: FW: Application for Transfer 85379
Attachments: Watermaster Recommendation WD2 TR85379.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 **12/20/2021**.

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 **12/20/2021**, 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/>





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

November 24, 2021

MICHAEL B IHLI
625 S SCHOOL AVE
KUNA, ID 83634-2313

RE: Transfer No. 85379
Water Right Nos. 2-2357A, 57-235

Dear Watermaster:

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 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 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 Lauerman
Administrative Assistant

Enclosures

State of Idaho
Department of Water Resources
RECOMMENDATION FORM

RE: Transfer No. 85379
Water Right Nos. 2-2357A, 57-235

Transfer Applicant's Name: SV RANCH LLC
GREG VIK
PO BOX 1607
BELLEVUE, WA 98009-1607

Watermaster's Recommendation:

- a) _____ I do not oppose approval of this application.
- b) _____ I do not oppose approval of this application if it is conditioned as follows:
- c) _____ I oppose approval of this application for the following reasons:
- d) _____ Additional comments:

Dated this _____ day of _____

Watermaster's Signature

Lauerman, Denise

From: Lauerman, Denise
Sent: Wednesday, November 24, 2021 3:49 PM
To: office@owyheeavalanche.com
Cc: Jon Brown
Subject: OWYHEE COUNTY Legal Notice - Application for Transfer No. 85379; Water Right No(s). 2-2357A, 57-235
Attachments: Cover Letter Boise County TR85375.docx; Legal Notice Boise County TR85375.docx

Good afternoon,

Please see the attached ad for publication on 12/01/2021 and 12/08/2021.

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 12/20/2021. Your cooperation is appreciated.

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

Thanks!
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

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Governor Brad Little

Director Gary Spackman

November 24, 2021

LEGAL NOTICE DEPARTMENT
OWYHEE AVALANCHE
PO BOX 97
HOMEDALE, ID 83628

RE: Transfer No. 85379
Water Right No(s). 2-2357A, 57-235

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 12/20/2021. Your cooperation is appreciated.

Sincerely,

Denise Lauerman
Administrative Assistant

Enclosures

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 85379**

SV RANCH LLC, GREG VIK

PO BOX 1607, BELLEVUE, WA 98009-1607 has filed **Application No. 85379** for changes to the following water rights within **OWYHEE County(s): Right No(s). 2-2357A, 57-235**; 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:

The purpose of the transfer is to revert 6 acres of right 57-235 and 3 acres of right 2-2357A back to irrigation. The acres and associated rates were transferred to wildlife storage and diversion to storage in 2011 to mitigate for two new permits for wildlife storage. The permits were never developed and use was never established. This transfer seeks to return the storage volume and diversion to storage rate back to irrigation.

Water will be used at the current place of use off Weese Rd., approximately 0.5 miles south of the Snake River.

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 12/20/2021. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 12/1/2021 and 12/8/2021



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

NOV 15 2021

WATER RESOURCES
WESTERN REGION

November 10, 2021

Anna Kaiser
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-508

Re: SV Ranch LLC Permits 2-10452 and 57-11794

Dear Ms. Kaiser:

At your request, a check for \$550.00 is being submitted to IDWR to facilitate the change in nature of use of the water rights from mitigation back to irrigation.

Please let me know if there is any other information needed for IDWR to process the previously submitted transfers.

Sincerely,

Greg Sullivan, M.S., Engineer

Cc: Chris Pollak, Rod Gonsales
Enc: Brockway Engineering Check # 1166165 for \$550.00.

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

Kaiser, Anna

From: Kaiser, Anna
Sent: Wednesday, November 10, 2021 11:05 AM
To: greg.sullivan@brockwayeng.com
Subject: SV Ranches - Additional Fee Required

Good morning,

The Department requires you submit additional payment for the processing of Transfer No. 85379. This transfer proposes moving 31.5 AF, which requires a fee of \$500.00. In addition, the transfer proposes changing the nature of use of one or more water rights, which requires a fee of \$250.00.

On 9/29/2021, you submitted payment of \$200.00. Please submit an additional \$550.00 for the processing of your transfer application.

Once the Department receives the required payment, we will continue processing this application. Please do not hesitate to contact me with any additional questions.

You may seek additional time to provide the information by making a written request to interrupt processing for up to six months. The application will be returned and refunded without a timely written reply within the next thirty (30) days.

Sincerely,
Anna

Anna Kaiser | Water Resource Agent
IDWR-Western Region
2735 W Airport Way, Boise ID 83705
(208).334.2190 | anna.kaiser@idwr.idaho.gov



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

SEP 30 2021

WATER RESOURCES
WESTERN REGION

RECEIVED

SEP 29 2021

DEPARTMENT OF
WATER RESOURCES

September 27, 2021

Anna Kaiser
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-508

Re: SV Ranch LLC Permits 2-10452 and 57-11794

Dear Ms. Kaiser:

SV Ranch LLC desires to withdraw water right permits 2-10452 and 57-11794 simultaneously with the transfer of 2-10452 and 57-235.

Permit 2-10452 has a beneficial use of wildlife storage and diversion to storage which was mitigated by water right 2-2357A. Water right 2-2357A has a beneficial use of irrigation, wildlife storage and diversion to storage. There was 3.0 acres of irrigation that was removed from production in 2010 to facilitate the approval of permit 2-10452.

Permit 57-11794 has a beneficial use of wildlife storage and diversion to storage which was mitigated by water right 57-235. Water right 57-235 has a beneficial use of irrigation, wildlife storage, diversion to storage and mitigation. There was 6.0 acres of irrigation that was removed from production in 2010 to facilitate the approval of permit 57-11794.

Permits 2-10452 and 57-11794 are scheduled to lapse October 1, 2021. The purpose of the transfer will be to reinstate the 3.0 acres of 2-2357A that was used for mitigation and the 6.0 acres of 57-235 that was used for mitigation.

Please copy our office on all correspondence regarding this application.

Sincerely,

Greg Sullivan, M.S., Engineer

Cc: Chris Pollak, Rod Gonsales

Enc: Relinquishment of Permit 2-10452, Relinquishment of 57-11794, Transfer Application, Manager Delegation of Authority, Annual Report, Aerial Maps, Brockway Engineering
Check # 16201 for \$200.00.

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506