

MAR 01 2021DEPT OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCE.Transfer No. 84807**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) TRG FLP LLC**Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.****Yes N/A** * Means the item is always required and must be included with the application.

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

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

- ☒ ☐ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☒ ☐ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
- ☒ ☐ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s).**
** Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☒ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☒ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at idwr.idaho.gov/water-rights/transfers/resources.html.
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☒ ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System ([GIS](#)) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.
- ☐ ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see [fee schedule](#).
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☒ #9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. ([Attachment WSB](#))
- ☒ ☐ #10 Other. Please describe: Local address for water right location is 19125 US Highway 20, Picabo ID.

Rev. 07/18
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DEPT OF WATER RESOURCES
SOUTHERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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

Name of Applicant(s) TRG FLP LLC

Phone (925) 487-6880

Mailing address PO Box 1084, Alamo CA 94507

Email mhuich@comcast.net

- ☐ 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

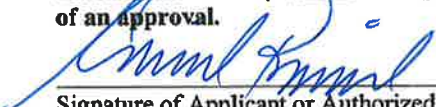
Phone 208-736-8543

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

MICHAEL L. BUICH
Print Name and Title if applicable

2/18/2021
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

- ☒ Change point of diversion
☐ Change nature of use
 ☐ Add diversion point(s)
☐ Change period of use
 ☒ Change place of use
☐ Other _____
- Is this a transfer for changes pursuant to [Idaho Code § 42-221.O.8?](#)
If yes, ☐ attach an explanation and any supporting documentation labeled as **Part 1A.2**.
- 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**.
Update irrigation and stock water right POU's and POD's descriptions.

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DEPARTMENT OF WATER RESOURCES

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SOUTHERN REGION

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.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☒ ☐	37-90C	0.03	Stockwater	01/01 to 12/31	Silver Creek, Little Wood
☐ ☐		0.4	Irrigation	04/15 to 10/31	Silver Creek, Little Wood
☒ ☐	37-1223	1.6	Irrigation	04/15 to 10/31	Silver Creek, Little Wood
☐ ☐		0.03	Stockwater	01/01 to 12/31	Silver Creek, Little Wood
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 2.0 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 2.0 cubic feet per second and/or _____ 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 #
		SW	NW	NW	36	01S	20E	Blaine	Silver Creek	
		SE	SW	NW	36	01S	20E	Blaine	Silver Creek	
		SE	SW	NW	36	01S	20E	Blaine	Silver Creek	
		NW	NE	SW	36	01S	20E	Blaine	Silver Creek	

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	
01S	20E	36			0.2				0.4	0.3	15.7	14.2		16		25.8			72.6
01S	20E	36			S				S	S	S	S		S		S			
Total Acres (for irrigation use)																			72.6

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DEPARTMENT OF WATER RESOURCES

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DEPT OF WATER RESOURCES
SOUTHERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

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☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

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		SE	SW	NW	36	01S	20E	Blaine	Silver Creek	
		SE	SW	NW	36	01S	20E	Blaine	Silver Creek	
		NW	NE	SW	36	01S	20E	Blaine	Silver Creek	

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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	
01S	20E	36			0.2				0.4	0.3	15.6	14.2		16		25.8			72.6
01S	20E	36			S				S	S	S	S		S		S			
Total Acres (for irrigation use)																			72.6

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCE

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.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
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☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 2.0 cfs and/or acre-feet.

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		SE	SW	NW	36	01S	20E	Blaine	Silver Creek	
		NW	NE	SW	36	01S	20E	Blaine	Silver Creek	

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

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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	
01S	20E	36			0.2				0.5	0.3	15.6	14.1		16		25.8			
01S	20E	36			S				S	S	S	S		S		S			
Total Acres (for irrigation use)																			72.6

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCE.

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 PODs, mainlines and delivery systems.
-
-
-
- b. Who owns the property at the point(s) of diversion? _____
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
The POD in the NWNESW of Sec 36 is located on property owned by TRG FLP LLC and will be updated with this transfer. The other three authorized PODs will be unchanged by this transfer.
-
- 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:
No change
-
-
-
- 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:
37-12214, 37-2321, 37-22586, 37-511, 37-1213, 37-512, 37-1067A, 37-513, 37-12213, 37-22583, 37-22584, 37-22586, 37-22585
-
-
-
- g. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

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

If yes, describe:

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

Current Water Right No.: 37-1223

Current Owner: BUICH 1995 FAMILY TRUST

Priority Date: 3/29/1877

Origin: Water Right

Status: Active

Basis: Decreed

Source

SILVER CREEK

Tributary

LITTLE WOOD RIVER

Beneficial Use

From To

Diversion Rate

Annual Volume

IRRIGATION 04/15 to 10/31

1.6 CFS

STOCKWATER 01/01 to 12/31

0.03 CFS

Total Diversion

1.6 CFS

Location of Point(s) of Diversion

SILVER CREEK

SW1/4SE1/4NW1/4

Sec. 36, Twp 01S, Rge 20E B.M.

BLAINE County

SILVER CREEK

SE1/4SW1/4NW1/4

Sec. 36, Twp 01S, Rge 20E B.M.

BLAINE County

SILVER CREEK

SW1/4NW1/4NW1/4

Sec. 36, Twp 01S, Rge 20E B.M.

BLAINE County

SILVER CREEK

SE1/4SW1/4NW1/4

Sec. 36, Twp 01S, Rge 20E B.M.

BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T01S R20E S36	SWNE	1.60	T01S R20E S36	SWNW	2.00
T01S R20E S36	SENE	0.50	T01S R20E S36	NESW	5.40
T01S R20E S36	NWSW	23.00	T01S R20E S36	SWSW	2.10
T01S R20E S36	SESW	16.00	T01S R20E S36	NWSE	22.00

Total Acres: 72.6

Place of Use: STOCKWATER same as IRRIGATION

Conditions of Approval:

1. E55 USE OF THIS RIGHT WITH RIGHT NO. 37-90C IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 72.6 ACRES IN A SINGLE IRRIGATION SEASON.
2. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
3. N05 The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
4. N08 The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
5. Pursuant to a call in times of scarcity, this right is senior to all other rights that did not result from saved or developed water in Silver Creek, as established, controlled by, and subject to the provisions within the Brett v. Chapman decree (Lincoln County Case No. 2816, entered December 28, 1932).
6. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Decreed Date: 8/30/2011

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

Current Water Right No.: 37-90C

Current Owner: BUICH 1995 FAMILY TRUST
Priority Date: 6/30/1895
Origin: Water Right
Status: Active
Basis: Decreed

Source

SILVER CREEK

Tributary

LITTLE WOOD RIVER

Beneficial Use

From To

Diversion Rate

Annual Volume

STOCKWATER 01/01 to 12/31

0.03 CFS

IRRIGATION 04/15 to 10/31

0.4 CFS

Total Diversion

0.4 CFS

Location of Point(s) of Diversion

SILVER CREEK

SW1/4NW1/4NW1/4

Sec. 36, Twp 01S, Rge 20E B.M.

BLAINE County

SILVER CREEK

SE1/4SW1/4NW1/4

Sec. 36, Twp 01S, Rge 20E B.M.

BLAINE County

SILVER CREEK

SE1/4SW1/4NW1/4

Sec. 36, Twp 01S, Rge 20E B.M.

BLAINE County

SILVER CREEK

SW1/4SE1/4NW1/4

Sec. 36, Twp 01S, Rge 20E B.M.

BLAINE County

Place of Use

IRRIGATION Within BLAINE County

T01S R20E S36	SWNE	1.60	T01S R20E S36	SWNW	2.00
T01S R20E S36	SENE	0.50	T01S R20E S36	NESW	5.40
T01S R20E S36	NWSW	23.00	T01S R20E S36	SWSW	2.10
T01S R20E S36	SESW	16.00	T01S R20E S36	NWSE	22.00

Total Acres: 72.6

Place of Use: STOCKWATER same as IRRIGATION

Conditions of Approval:

1. N08 The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
2. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
3. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
4. K06 This right is limited to the irrigation of 20 acres within the place of use described above in a single irrigation season.
5. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
6. E55 USE OF THIS RIGHT WITH RIGHT NO. 37-1223 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 72.6 ACRES IN A SINGLE IRRIGATION SEASON.
7. N05 The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

Decreed Date: 8/30/2011



0 250 500 1,000 Feet

Brockway Engineering, PLLC
JJJ - 2/17/2021

TRANSFER 84807

TRG FLP LLC - BUICH, MIKE
37-90C and 37-1223
POU Transfer
NAIP 2019 AERIAL PHOTO

Legend

● POD

▨ Irrigation and Stock Water





Brockway Engineering, PLLC
JJJ - 2/17/2021

TRANSFER 84807

EXHIBIT A
TRG FLP LLC - BUICH, MIKE
IRRIGATION POU TRANSFER
NAIP 2019 AERIAL PHOTO

Legend

- Blaine County Parcels
- Irrigation and Stock Water





0 250 500 1,000 Feet

Brockway Engineering, PLLC
JJJ - 2/17/2021

TRANSFER 84807

TRG FLP LLC - BUICH, MIKE
37-90C and 37-1223
POU Transfer
NAIP 2019 AERIAL PHOTO

Legend



Irrigation and Stock Water



This Document Prepared and
After Recording, Mail To:

TRG FLP, LLC
P.O. Box 1084
Alamo, CA 94507

Instrument # 604521

HAILEY, BLAINE, IDAHO
12-24-2012 12:40:08 No. of Pages: 4
Recorded for : CALIFORNIA DOCUMENT PREPARERS
JOLYNN DRAGE Fee: 19.00
Ex-Officio Recorder Deputy
Index to: WTY/QC/CORP DEED

QUITCLAIM DEED

MICHAEL L. BUICH AND YVETTE BUICH, AS Trustees the Buich 1995 Family Trust, the GRANTOR,

Whose mailing address is P.O. Box 1084, Alamo, CA 94507;

FOR A GOOD AND VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, does hereby convey and quitclaim to

TRG FLP, LLC, a California Limited Partnership

Whose mailing address is P.O. Box 1084, Alamo, CA 94507;

and to Grantee's successors and assigns, all of THE FOLLOWING described real property located in the County of Blaine, State of **Idaho**:

SEE EXHIBIT "A" ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF.

More commonly known as 19125 US Highway 20, Picabo, ID.

Assessor's Parcel Number: 01S200362270A

SUBJECT TO: Restrictions, Conditions, Covenants, Rights, Rights of Way, and Easements that are now of record, if any.

Together with all the tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining.

Dated this 19 day of DECEMBER 2012.

Buich 1995 Family Trust


By: MICHAEL L. BUICH, Trustee


By: YVETTE BUICH, Trustee

STATE OF CALIFORNIA

)

) ss.

COUNTY OF CONTRA COSTA

)

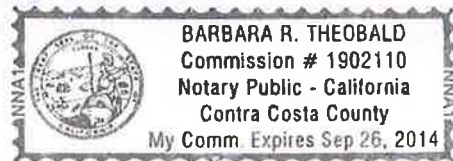
On this 19th day of DECEMBER, 2012, before me, the undersigned, a Notary Public, personally appeared MICHAEL L. BUICH AND YVETTE BUICH, known or identified to me (or proved to me on the oath of N/A) to be the persons whose names are subscribed to the within instrument and acknowledged to me that they 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.

My commission expires:

12/19/2012

Barbara R. Theobald
NOTARY PUBLIC



APN: 015200362270A

EXHIBIT "A"

A parcel of land located in Section 36, Township 1 South, Range 20 East, Boise Meridian, Blaine County, Idaho, with reference to amended survey recorded as Instrument No. 480659 and more particularly described as follows:

Beginning at the West Quarter corner of said Section 36, from which the Southwest corner of said Section 36 bears South 00°24'06" East, 2726.28 feet;

THENCE South 89°40'28" East along the East-West centerline of said Section 36 for a distance of 264.23 feet to a point on the Northeasterly right of way of the abandoned Union Pacific Railroad;

THENCE North 25°52'03" West along the said railroad right of way for a distance of 80.44 feet to a found highway right of way monument and being the TRUE POINT OF BEGINNING;

THENCE the following courses and distances along the southerly right of way of US Highway Number 20:

South 88°48'46" East for a distance of 687.77 feet to a found highway right of way monument, station 887+96.62, 60.00 feet right of the centerline of Project 127-E;

THENCE Southeasterly 244.41 feet along a curve left having a radius of 1492.50 feet, delta angle of 09°22'57", and a long chord bearing South 85°14'20" East for a distance of 244.14 feet to a found highway right of way monument, station 890+31.4, 60.00 feet right of the centerline of Project 127-E;

THENCE North 89°59'26" East for a distance of 1494.53 feet to a point on the West boundary of the NE ¼ of said Section 36;

THENCE South 00°39'49" East along the West boundary of the NE ¼ of said Section 36 for a distance of 51.70 feet to the Southwest corner of the NE ¼;

THENCE South 89°40'28" East along the South boundary of the NE ¼ of said Section 36 for a distance of 629.20 feet;

THENCE Southeasterly 430.79 feet along a curve right having a radius of 1849.86 feet, delta angle of 13°20'34", and a long chord bearing South 69°38'51" East for a distance of 429.81 feet; THENCE Southeasterly along a spiral curve right parallel to and 60.00 feet distant southwesterly from the centerline of Project F-231 (6) on a chord bearing South 60°36'14" East for a distance of 187.61 feet to a found 5/8 inch rebar and cap at the Northwest corner of Lot 3, Hofstetter Subdivision;

THENCE South 00°27'00" East for a distance of 985.06 feet along the westerly boundary of Lot 3, Hofstetter Subdivision to a found 5/8 inch rebar and cap;

THENCE North 80°12'57" West for a distance of 1573.85 feet along the Northerly boundary of Lot 2, Hofstetter Subdivision to the Northwest corner of Lot 2, Hofstetter Subdivision;

THENCE North 80°12'57" West for a distance of 22.24 feet to the approximate centerline of Silver Creek;

THENCE the following courses and distances along the approximate centerline of Silver Creek:

THENCE South 16°09'51" East a distance of 124.89 feet;

THENCE South 32°34'49" West for a distance of 94.10 feet;

THENCE South 13°33'39" East for a distance of 242.86 feet;

THENCE South 21°18'28" East for a distance of 115.22 feet;

THENCE South 19°10'52" West for a distance of 197.67 feet;

THENCE South 41°03'03" East for a distance of 113.23 feet;

THENCE North 85°35'52" East for a distance of 100.41 feet;

THENCE South 48°41'21" East for a distance of 67.93 feet;

THENCE South 14°54'54" West for a distance of 45.96 feet;

THENCE South 63°01'44" West for a distance of 180.99 feet;

THENCE South 84°00'12" West for a distance of 106.39 feet;

THENCE South 39°34'39" West for a distance of 369.23 feet;

THENCE South 78°39'25" West for a distance of 254.29 feet;

THENCE South 02°36'25" East for a distance of 181.90 feet;

THENCE South 85°00'08" West for a distance of 148.08 feet;

THENCE South 10°32'06" West for a distance of 128.62 feet;

THENCE South 38°48'50" West for a distance of 69.06 feet to a point on the Northeasterly right of way of the abandoned Union Pacific Railroad;

THENCE North $25^{\circ}52'03''$ West along the said railroad right of way for a distance of 484.30 feet to a point on the Westerly boundary of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 36;
THENCE North $00^{\circ}31'55''$ West along the Westerly boundary of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 36 for a distance of 875.92 feet to the Northwest corner of the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 36;
THENCE South $89^{\circ}55'32''$ West along the Southerly boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 36 for a distance of 416.30 feet to a point on the Northeasterly right of way of the abandoned Union Pacific Railroad;
THENCE North $25^{\circ}52'03''$ West, along the said railroad right of way for a distance of 1592.33 feet to the TRUE POINT OF BEGINNING. (TL 7970)

AND

A parcel of land located Southwesterly of the abandoned Union Pacific Railroad right of way and in the Northwest Quarter of the Southwest quarter of Section 36, Township 1 South, Range 20 East, Boise Meridian, Blaine County, Idaho, with reference to amended survey recorded as instrument No. 480659 and more particularly described as follows:

Beginning at the West Quarter corner of said Section 36, from which the Southwest corner of said Section 36 bears South $00^{\circ}24'06''$ East, 2726.28 feet and being the TRUE POINT OF BEGINNING;

THENCE South $89^{\circ}40'28''$ East along the North boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 36 for a distance of 41.34 feet to a point on the Southwesterly right of way of the abandoned Union Pacific Railroad;

THENCE South $25^{\circ}52'03''$ East along the said railroad right of way for a distance of 1513.63 feet to a point on the South boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 36;

THENCE South $89^{\circ}55'32''$ West along the South boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 36 for a distance of 692.17 feet to the Southwest corner of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 36;

THENCE North $00^{\circ}24'06''$ West along the West boundary of the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 36 for a distance of 1363.14 feet to the TRUE POINT OF BEGINNING. (TL 7814)

APN: 015200362270 A

 DEPARTMENT OF THE TREASURY
INTERNAL REVENUE SERVICE
CINCINNATI OH 45999-0023

Date of this notice: 09-02-2010

Employer Identification Number:
27-3383023

Form: SS-4

Number of this notice: CP 575 B

TRG FLP
MICHAEL L BUICH GEN PTR
PO BOX 1084
ALAMO, CA 94507

For assistance you may call us at:
1-800-829-4933

IF YOU WRITE, ATTACH THE
STUB AT THE END OF THIS NOTICE.

WE ASSIGNED YOU AN EMPLOYER IDENTIFICATION NUMBER

Thank you for applying for an Employer Identification Number (EIN). We assigned you EIN 27-3383023. This EIN will identify you, your business accounts, tax returns, and documents, even if you have no employees. Please keep this notice in your permanent records.

When filing tax documents, payments, and related correspondence, it is very important that you use your EIN and complete name and address exactly as shown above. Any variation may cause a delay in processing, result in incorrect information in your account, or even cause you to be assigned more than one EIN. If the information is not correct as shown above, please make the correction using the attached tear off stub and return it to us.

Based on the information received from you or your representative, you must file the following form(s) by the date(s) shown.

Form 1065

04/15/2011

If you have questions about the form(s) or the due date(s) shown, you can call us at the phone number or write to us at the address shown at the top of this notice. If you need help in determining your annual accounting period (tax year), see Publication 538, *Accounting Periods and Methods*.

We assigned you a tax classification based on information obtained from you or your representative. It is not a legal determination of your tax classification, and is not binding on the IRS. If you want a legal determination of your tax classification, you may request a private letter ruling from the IRS under the guidelines in Revenue Procedure 2004-1, 2004-1 I.R.B. 1 (or superseding Revenue Procedure for the year at issue). Note: Certain tax classification elections can be requested by filing Form 8832, *Entity Classification Election*. See Form 8832 and its instructions for additional information.

A limited liability company (LLC) may file Form 8832, *Entity Classification Election*, and elect to be classified as an association taxable as a corporation. If the LLC is eligible to be treated as a corporation that meets certain tests and it will be electing S corporation status, it must timely file Form 2553, *Election by a Small Business Corporation*. The LLC will be treated as a corporation as of the effective date of the S corporation election and does not need to file Form 8832.

To obtain tax forms and publications, including those referenced in this notice, visit our Web site at www.irs.gov. If you do not have access to the Internet, call 1-800-829-3676 (TTY/TDD 1-800-829-4059) or visit your local IRS office.

CONTRACT OF AGREEMENT

RECEIVED

MAR 15 2021

DEPT OF WATER RESOURCES
SOUTHERN REGION

To Whom It May Concern,

Silver Sage Properties LLC gives permission to TRG FLP LLC to transfer water rights 37-90C and 37-1223 onto property owned by Silver Sage Properties for irrigation purposes. The property is identified as RP01S200362252 in Blaine County, Idaho. The property is further identified in Exhibit A that is attached to this agreement.

This agreement provides no legal claim or deed of ownership by Silver Sage Properties LLC on water rights 37-90C and 37-1223.

This agreement provides no legal claim or deed of ownership by TRG FLP LLC on the Blaine County Parcel identified as RP01S200362252.

Silver Sage Properties LLC

by  (Harris H. Simmons, Mgr)

Date: 3/12/21

TRG FLP LLC

 (MICHAEL L. BLIGH, MGR)

Date: 3/15/21

**CERTIFICATE OF ORGANIZATION
OF
SILVER SAGE PROPERTIES LLC**

3/12/18
\$70⁰⁰
7272928

RECEIVED

MAR 09 2018

Utah Div. of Corp. & Comm. Code

The undersigned organizer of this Utah limited liability company (the "Company") certifies as follows:

1. The Company's name is **Silver Sage Properties LLC**.
2. The street address and mailing address of the Company's principal office are:

475 Oak Forest Road
Salt Lake City, Utah 84103

3. The name and address of the Company's registered agent is:

Harris H. Simmons
475 Oak Forest Road
Salt Lake City, Utah 84103

4. The business and affairs of the Company shall be managed by a Manager. The name and address of the Manager of the Company is as follows:

Harris H. Simmons
475 Oak Forest Road
Salt Lake City, Utah 84103



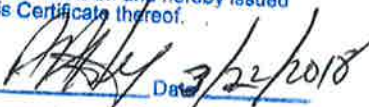
L. S. McCullough, II
Organizer

State of Utah
Department of Commerce
Division of Corporations and Commercial Code
I hereby certified that the foregoing has been filed
and approved on this 12 day of MAR, 2018
In this office of this Division and hereby issued
This Certificate thereof.

Examiner

Date




Kathy Berg
Division Director

4812-6618-1727

MAR 9 '18 PM 4:37

10750205-0160

**STATEMENT OF AUTHORITY
OF
SILVER SAGE PROPERTIES LLC**

RECEIVED

MAR 09 2018

Utah Div. of Corp. & Comm. Code

Pursuant to the powers granted to the Manager under the Operating Agreement for **Silver Sage Properties LLC** (the "Company"), whose registered agent is Harris H. Simmons, located at 475 Oak Forest Road, Salt Lake City, Utah 84103, the Company hereby grants authority as follows:

The Manager shall be solely responsible for the management of the Company's business and activities with all rights and powers generally conferred by law or necessary, advisable or consistent in connection therewith, including, but not limited to, the power to acquire, hold and dispose of any real or personal property, interest therein, or appurtenance thereto, as well as personal or mixed property connected with any real property, including the purchase, lease development, improvement, maintenance, exchange, trade, or sale of such properties, at such price, rental or amounts, for cash, securities or other property, and upon such terms, as are deemed by the Manager to be in the best interest of the company.

Unless earlier canceled, this Statement of Authority shall remain in effect for five (5) years after its effective date or its most recent amendment, and thereafter shall be canceled by operation of law.

Effective Date: March 9, 2018.



Harris H. Simmons
Manager

State of Utah
Department of Commerce
Division of Corporations and Commercial Code
I hereby certified that the foregoing has been filed
and approved on this 9 day of March, 2018
In this office of this Division and hereby issued
This Certificate thereof.

Examiner

Date



Kathy Berg
Kathy Berg
Division Director

TRG FLP FAMILY LIMITED PARTNERSHIP

TRG FLP FAMILY LIMITED PARTNERSHIP AGREEMENT

This Limited Partnership Agreement (the "Agreement") is made as of the 1st day of October, 2010, between Michael L. Buich and Yvette M. Buich as General Partner ("General Partner") and Buich 1995 Family Trust Dated February 1, 1995, as Limited Partner ("Limited Partner"), Melissa A. Buich, as Limited Partner ("Limited Partner"), Jennifer L. Buich, as Limited Partner, ("Limited Partner"), and Melanie N. Buich, as Limited Partner ("Limited Partner"): The General Partner and the Limited Partners are collectively referred to as the "Partners" and individually as a "Partner."

WHEREAS, by this Agreement, the Partners join together to form a Limited Partnership (the "Partnership"), pursuant to the provisions of the California Revised Limited Partnership Act.

NOW, THEREFORE, pursuant to the terms, covenants, and conditions set forth herein and the mutual promises contained herein, the parties agree as follows:

1. *Name and Address of Partnership.* The name of the Partnership shall be "TRG FLP Family Limited Partnership." The records of the Partnership shall be kept at Box 1084, Alamo, California 94507. The name and address of the registered agent, and registered office for the Partnership are as set forth in the Certificate. The general partner(s) may at any time change such address, registered agent or registered office. Notice of any such change shall be given to the limited partners on or before the date of any such change.
2. *Term.* The partnership shall begin on the date of filing the Partnership's Certificate of Limited Partnership with the Secretary of State's office, and shall, unless extended by mutual consent of the Partners, continue until the first to occur of the following: (a) all of the Property of the Partnership has been sold or otherwise disposed of; (b) the mutual agreement of the Partners; or (c) such other event causing termination under the provisions for termination of this Agreement.
3. *Purpose.* The Partnership is formed to acquire, manage, lease, develop and sell real property (the "Property"), in the unincorporated area of Contra Costa County, California, known as Alamo, as well as other identified properties in other areas, and perform all other business activities which are necessarily and incidentally related thereto. Such properties are listed on Schedule A.

The Partnership may borrow money and issue evidences of indebtedness in connection with its business, secure the payment of that indebtedness, and do all things incidental to or in furtherance of these enumerated purposes. The Partnership shall not engage in any other business or activity without the written consent of all the Partners.

TRG FLP FAMILY LIMITED PARTNERSHIP

8. *Cash Distributions.* The Partnership shall distribute to the Partners any cash or property not required for Partnership activities or for Partnership reserves, as determined by the General Partner, in proportion to the Partners' Percentages. The General Partner, in its sole discretion, may establish Partnership reserves, including reserves for the acquisition of additional assets and investments.

9. *Management.*

(a) Unless otherwise provided in this Agreement, the General Partner shall have the sole and exclusive power and authority to manage the Partnership and make all decisions affecting its management and affairs. The General Partner shall not be required to consult with or obtain the advice of the limited partners regarding decisions and actions involving the Partnership.

(b) The Limited Partners, in their capacity as such, shall not participate in the management of the Partnership. The Limited Partners shall have no power to sign for or to bind the Partnership unless specifically appointed authority by the General Partner. This power includes signature authority on bank accounts.

10. *Compensation; Expenses; Reimbursement.* The Partnership, as determined by the General Partner, may reasonably compensate the General Partner for any substantial management or other services rendered to the Partnership. The Partnership shall bear all expenses and liabilities incurred with respect to the organization, operation, and management of the Partnership. A Partner or other agent of the Partnership shall be entitled to reimbursement from the Partnership for any reasonable Partnership expenses or liabilities incurred by such Partner or agent, provided that the expenses or liabilities did not arise as a result of such Partner's or agent's breach of this Agreement, fraud, bad faith, gross negligence, willful misconduct, or knowing violation of criminal law.

11. *Assignment of Limited Partner's Interest.*

(a) For the purposes of this Section 11, the term "Assignment" means any sale, gift, pledge, encumbrance, transfer at death, or other transfer, whether voluntary or involuntary, of a Limited Partner's interest in the Partnership, including any interest in profits or losses or a capital account.

(b) A Limited Partner shall have the right to make an Assignment of all or any part of the Limited Partner's interest in the Partnership to, whether, in the case of an individual Limited Partner, during the Limited Partner's lifetime or at the Limited Partner's death:

- (i) another Partner;
- (ii) a lineal descendant or ancestor of a Partner;
- (iii) an entity in which an individual identified in subparagraph (i) or (ii) holds substantially all of the equity interests;
- (iv) a trust established for the primary benefit of one or more individuals described in subparagraph (i) or (ii); or
- (v) if the Partner is a trust, a primary beneficiary of such trust.

TRG FLP FAMILY LIMITED PARTNERSHIP

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the date first written above.

DATED: 10-5-10

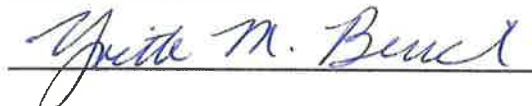
GENERAL PARTNER:



Michael L. Buich

DATED: 10-5-10

GENERAL PARTNER:



Yvette M. Buich

DATED: 10-5-10

LIMITED PARTNER:



Buich 1995 Family Trust Dated February 1, 1995

DATED: 11-25-10

LIMITED PARTNER:



Melissa A. Buich

DATED: 11-25-10

LIMITED PARTNER:



Jennifer L. Buich

DATED: 11-25-10

LIMITED PARTNER:



Melanie N. Buich

Maline, Denise

From: Maline, Denise
Sent: Friday, April 2, 2021 11:34 AM
To: Dawson,Bradley
Subject: Comment Letter for Water Right Transfer Application 84807
Attachments: Transfer 84807.pdf; Comment Letter to F&G for 84807.docx

Good morning,

Attached is an application for transfer currently being processed by the department. Please review the application and provide any necessary comments within 21 days.

If you have any questions regarding this application, please feel free to contact Water Resource agent Bill Mills at (208) 736-3033.

Thank you in advance,

Denise @ IDWR

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858
Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

April 2, 2021

IDAHO DEPT OF FISH & GAME
BRADLEY DAWSON
324 S 417 E STE 1
JEROME ID 83338-6206

RE: Transfer No(s). 84807 (TRG FLP LLC)
Water Right No(s).: 37-90C & 37-1223

Dear Fish & Game:

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

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

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Therefore, your prompt response to this request is appreciated. If your organization desires to formally protest the approval of this application, you may do so after the notice is published by filing a written protest along with a \$25.00 filing fee within 10 days after final publication (**on or before April 26, 2021**).

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

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

Maline, Denise

From: watermanager@cableone.net
Sent: Thursday, April 01, 2021 1:28 PM
To: Maline, Denise; 'Cyndi WD37'
Subject: RE: Comment Letter for transfer 84807

Denise,
I have no concerns with this application.
Kevin Lakey
Water District 37

From: Maline, Denise <Denise.Maline@idwr.idaho.gov>
Sent: Thursday, April 1, 2021 11:56 AM
To: Kevin Lakey (WD37) <watermanager@cableone.net>; Cyndi WD37 <watermstr@cableone.net>
Subject: Comment Letter for transfer 84807

Good morning,

Attached is an application for transfer currently being processed by the department. Please review the application and provide any necessary comments within 21 days.

Thank you in advance,

Denise @ IDWR



State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858

Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

April 1, 2021

TRG FLP LLC
PO BOX 1084
ALAMO, CA 94507-7084

RE: Transfer No. 84807
Water Right No(s). 37-1223, 37-90C

Dear Applicant(s):

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

A legal notice of the application has been prepared and is scheduled for publication in the **IDAHO MOUNTAIN EXPRESS** on **4/7/2021** and **4/14/2021**. Protests to this application may be submitted for a period ending ten (10) days after the second publication. Any protest against this application must be filed with the Department of Water Resources, together with a protest fee of \$25.00 for each application, on or before **April 26, 2021**.

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

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

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

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant

c: Brockway Engineering PLLC

Maline, Denise

From: Maline, Denise
Sent: Thursday, April 01, 2021 11:56 AM
To: Kevin Lakey (WD37); Cyndi WD37
Subject: Comment Letter for transfer 84807
Attachments: Transfer 84807.pdf; Comment Letter to WD37 for 84807.docx

Good morning,

Attached is an application for transfer currently being processed by the department. Please review the application and provide any necessary comments within 21 days.

Thank you in advance,

Denise @ IDWR



State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858

Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

April 1, 2021

WATER DISTRICT 37
KEVIN D LAKEY
107 W 1ST
SHOSHONE, ID 83352

RE: Transfer No. 84807 (TRG FLP LLC)

Dear Kevin:

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 Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

Maline, Denise

From: Maline, Denise
Sent: Thursday, April 01, 2021 10:56 AM
To: Idaho Mountain Express
Subject: LEGAL NOTICE
Attachments: Idaho Mtn Express cover letter.docx; Idaho Mtn Express ad.docx

Attached please find **(1)** legal notice being submitted for publication on April 7th & 14th, 2021. Please let me know if there are any questions or if you are not able to run the ad on the dates requested.

Thank you in advance,

Denise @ IDWR Twin Falls

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN Region • 650 ADDISON AVE W STE 500 • TWIN FALLS, ID 83301-5858
Phone: (208)736-3033 • Fax: (208)736-3037 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

April 1, 2021

LEGAL NOTICE DEPARTMENT
IDAHO MOUNTAIN EXPRESS
PO BOX 1013
KETCHUM, ID 83340

RE: Transfer No. 84807
Water Right No(s). 37-1223, 37-90C

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 April 26, 2021. Your cooperation is appreciated.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 84807**

TRG FLP LLC, PO BOX 1084, ALAMO, CA 94507-7084 has filed Application No. 84807 for changes to the following water rights within BLAINE County(s): Right No(s). 37-1223, 37-90C; 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: Application proposes changing one of four authorized points of diversion (PODs) for two irrigation & stockwater rights diverted from Silver Creek, (Combined 2.0 cfs; 72.6 acres). Proposed POD is located approximately 4.2 miles west and 0.5 miles south of Carey and is approximately 305 feet downstream of the authorized POD to be changed. Application also proposes rearranging acres for the place of use (POU) within the currently authorized POU tracts. POU is located approximately 3.8 to 4.5 miles west and 0.5 to 0.1 miles south of Carey.

For additional information concerning the property location, contact Southern Region office at (208)736-3033. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 ADDISON AVE W STE 500, TWIN FALLS ID 83301-5858 together with a protest fee of \$25.00 for each application on or before **April 26, 2021**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on April 7th & 14th, 2021

MEMORANDUM

Date: March 23, 2021
To: Transfer 84806 File
From: William Mills
Re: Transfer Proposal

Application proposes changing one of four authorized points of diversion (PODs) for two irrigation/stockwater rights diverted from Silver Creek, (Combined 2.0 cfs; 72.6 acres). Proposed POD is located approximately 4.2 miles west and 0.5 miles south of Carey and is approximately 305 feet downstream of the authorized POD to be changed. Application also proposes rearranging acres for the place of use (POU) within the currently authorized POU tracts. POU is located approximately 3.8 to 4.5 miles west and 0.5 to 0.1 miles south of Carey.

POs and POU are located in Water District 37 and Watermaster comments will be solicited.

MEMORANDUM

Date: March 23, 2021
To: Transfer 84807
From: Bill Mills
Re: Fee Evaluation

Filing fees charged for transfer application #84807 were based on the on the current transfer fee schedule and included \$580.00 for the 2.0 cfs being transferred in the application and \$50.00 for the change of ownership to be processed in the transfer application (Receipt No.S038429).



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

MAR 01 2021

DEPT OF WATER RESOURCES
SOUTHERN REGION

February 24, 2021

Corey Skinner
Idaho Department of Water Resources
650 Addison Ave. W., Ste. 500
Twin Falls, ID 83301

Re: TRG FLP LLC

Dear Mr. Skinner:

TRG FLP LLC desires to update the irrigation and stockwater place of use of water rights 37-90C and 37-1223. One of the authorized points of diversions will also be updated with this transfer.

TRG FLP LLC acquired the property and water rights in December of 2012. The ownership of the water rights will need to be updated to reflect that change.

The beneficial use and period of use will not be changing with this transfer.

Please contact me if you have any questions.

Sincerely,

Greg Sullivan, M.S., Engineer

Cc: Michael Buich

Enc: Transfer Application, Aerial Map, Quit Claim Deed, Family Limited Partnership Agreement, Brockway Engineering Check # ~~116298~~ for \$630.00.

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