

SEP 03 2020

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

Transfer No. 84160

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

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

Name of Applicant(s) RAFT RIVER LAND & LIVESTOCK LLC**Check whether each item below is attached (Yes) or not applicable (N/A) for the proposed transfer.****Yes N/A** *Means the item is always required and must be included with the application.

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

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-9.

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

SEP 03 2020

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESDEPT OF WATER RESOURCES
SOUTHERN REGIONAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of Applicant RAFT RIVER LAND & LIVESTOCK LLCPhone (208) 552-7642Mailing Address PO BOX 584, RUPERT ID 83350

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 _____

Phone _____

Mailing Address _____

Email _____

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

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



Signature of Applicant or Authorized Representative

JOE / Parker Mangen

Print Name and Title if applicable

7-13-2020

Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1.	Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
	43-2342	No	No	Yes	Yes	No	No
	43-2543	No	No	Yes	Yes	No	No
	43-13023	No	No	Yes	Yes	No	No
	43-13269	No	No	Yes	Yes	No	No

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**

We are adding a P.O.D. And conjoining the two farms.
Dropping off the 10 acre tract on POD to a 40 acre tract POD
Per 9-8-20 email from Joel Parker

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

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

Summary of Water Rights After the Approved Change

Transferred Right (All or Part)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	Original Right (Remaining Portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
43-2543	3.650 cfs	788.0 af	197.0	552.0		N/A	N/A	N/A	N/A
43-13023	0.290 cfs	N/A	17.0	552.0		N/A	N/A	N/A	N/A
43-2342	6.100 cfs	1240.0 af	310.0	552.0		N/A	N/A	N/A	N/A
43-13269	0.560 cfs	112.0 af	28.0	552.0		N/A	N/A	N/A	N/A
COMBINED TOTALS	10.310 cfs	2,140.0 af	N/A	552.0		N/A	N/A	N/A	N/A

2. Total amount of water proposed to be transferred or changed 10.31 cubic feet per second and/or _____ acre-feet per annum

3. Points(s) of Diversion:

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

4. Place of Use:

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

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

Proposed Water Right No. 43-2543

Current Water Right Owner
 RAFT RIVER LAND &
 LIVESTOCK LLC
 PO BOX 584
 RUPERT, ID 83350

Priority Date: 2/7/1962

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	3.650 CFS	788.0 AFA	
Total Diversion			3.650 CFS	788.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NWSE	Sec. 10 Twp 11S Rge 26E	CASSIA County
GROUND WATER	NWSE	Sec. 10 Twp 11S Rge 26E	CASSIA County
GROUND WATER	NWNE	Sec. 15 Twp 11S Rge 26E	CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	26E	10	30.9	28.2	30.9	33.1									31.4	29.0	29.9	31.8	245.2
11S	26E	11						0.2	0.2		10.0	21.9	37.1	22.4					91.8
11S	26E	14						33.0	34.2										67.2
11S	26E	15	39.4	37.8	36.4	34.2													147.8

Right Acre Limit: 197.0

POU Total Acres: 552.0

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

Proposed Water Right No. 43-13023

Current Water Right Owner

RAFT RIVER LAND &
LIVESTOCK LLC
PO BOX 584
RUPERT, ID 83350

Priority Date: 6/30/1985

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	0.290 CFS	
Total Diversion			0.290 CFS	

Source and Point(s) of Diversion:

GROUND WATER	NWSE	Sec. 10 Twp 11S Rge 26E CASSIA County
GROUND WATER	NWNE	Sec. 15 Twp 11S Rge 26E CASSIA County
GROUND WATER	NWSE	Sec. 10 Twp 11S Rge 26E CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	26E	10	30.9	28.2	30.9	33.1									31.4	29.0	29.9	31.8	245.2
11S	26E	11						0.2	0.2		10.0	21.9	37.1	22.4					91.8
11S	26E	14						33.0	34.2										67.2
11S	26E	15	39.4	37.8	36.4	34.2													147.8

Right Acre Limit: 17.0

POU Total Acres: 552.0

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

Proposed Water Right No. 43-2342

Current Water Right Owner

RAFT RIVER LAND &
LIVESTOCK LLC
PO BOX 584
RUPERT, ID 83350

Priority Date: 4/24/1950

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	6.100 CFS	1240.0 AFA	
Total Diversion			6.100 CFS	1240.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NWSE	Sec. 10 Twp 11S Rge 26E	CASSIA County
GROUND WATER	NWNE	Sec. 15 Twp 11S Rge 26E	CASSIA County
GROUND WATER	NWSE	Sec. 10 Twp 11S Rge 26E	CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	26E	10	30.9	28.2	30.9	33.1									31.4	29.0	29.9	31.8	245.2
11S	26E	11						0.2	0.2		10.0	21.9	37.1	22.4					91.8
11S	26E	14						33.0	34.2										67.2
11S	26E	15	39.4	37.8	36.4	34.2													147.8

Right Acre Limit: 310.0

POU Total Acres: 552.0

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

Proposed Water Right No. 43-13269

Current Water Right Owner

RAFT RIVER LAND &
LIVESTOCK LLC
PO BOX 584
RUPERT, ID 83350

Priority Date: 12/9/1960

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	0.560 CFS	112.0 AFA	
Total Diversion			0.560 CFS	112.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NWSE	Sec. 10 Twp 11S Rge 26E	CASSIA County
GROUND WATER	NWNE	Sec. 15 Twp 11S Rge 26E	CASSIA County
GROUND WATER	NWSE	Sec. 10 Twp 11S Rge 26E	CASSIA County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	26E	10	30.9	28.2	30.9	33.1									31.4	29.0	29.9	31.8	245.2
11S	26E	11						0.2	0.2		10.0	21.9	37.1	22.4					91.8
11S	26E	14						33.0	34.2										67.2
11S	26E	15	39.4	37.8	36.4	34.2													147.8

Right Acre Limit: 28.0

POU Total Acres: 552.0

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

Water meters are installed now.

- b. Who owns the property at the point(s) of diversion

Raft River Land & Livestock L.L.C.

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

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
No, ☐ If Yes, ☒

Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: Trans Bank Ag Lien

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

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

No change - per 9-8-20 email from Joel Parker

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

None - per 9-8-20 email from Joel Parker

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

Yes

☐☐☐☐

No

☒☒☒☒

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

If yes, describe:

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

Current Water Right No. 43-2543

Current Water Right Owner

RAFT RIVER LAND &
LIVESTOCK LLC
PO BOX 584
RUPERT, ID 83350

Priority Date: 2/7/1962

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	3.650 CFS	788.0 AFA	
Total Diversion			3.650 CFS	788.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER

NWNWNE

Sec. 15 Twp 11S Rge 26E CASSIA County

Place of Use: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	26E	14						31.0	35.0										66.0
11S	26E	15	40.0	36.0	34.0	38.0													148.0

Right Acre Limit: 197.0

POU Total Acres: 214.0

Conditions/Remarks:

1. USE OF THIS RIGHT WITH RIGHT NO. 43-13023 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.65 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 788 AF.
2. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
3. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 197 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. 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.
5. USE OF THIS RIGHT WITH RIGHT NO. 43-13023 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 214 ACRES IN A SINGLE IRRIGATION SEASON.
6. RIGHT NO. 43-13023 IS AN EXPANSION OF THIS RIGHT PURSUANT TO SECTION 42-1416B, IDAHO CODE.

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

Current Water Right No. 43-2342

Current Water Right Owner

RAFT RIVER LAND &
LIVESTOCK LLC
PO BOX 584
RUPERT, ID 83350

Priority Date: 4/24/1950

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	6.100 CFS	1240.0 AFA	
Total Diversion			6.100 CFS	1240.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER

NWNWSE

Sec. 10 Twp 11S Rge 26E CASSIA County

Describe the proposed diversion system

Existing well

Place of Use: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	26E	10	32.0	32.0	32.0	32.0									32.0	32.0	32.0	32.0	256.0
11S	26E	11									9.0	18.0	35.0	20.0					82.0

Right Acre Limit: 310.0

POU Total Acres: 338.0

Conditions/Remarks:

1. This right is limited to the irrigation of 310 acres within the place of use described above in a single irrigation season.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
6. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. Pursuant to 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.

WYOMING DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

APPLICATION FOR TRANSFER OF WATER RIGHT PART 3

☐ 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.

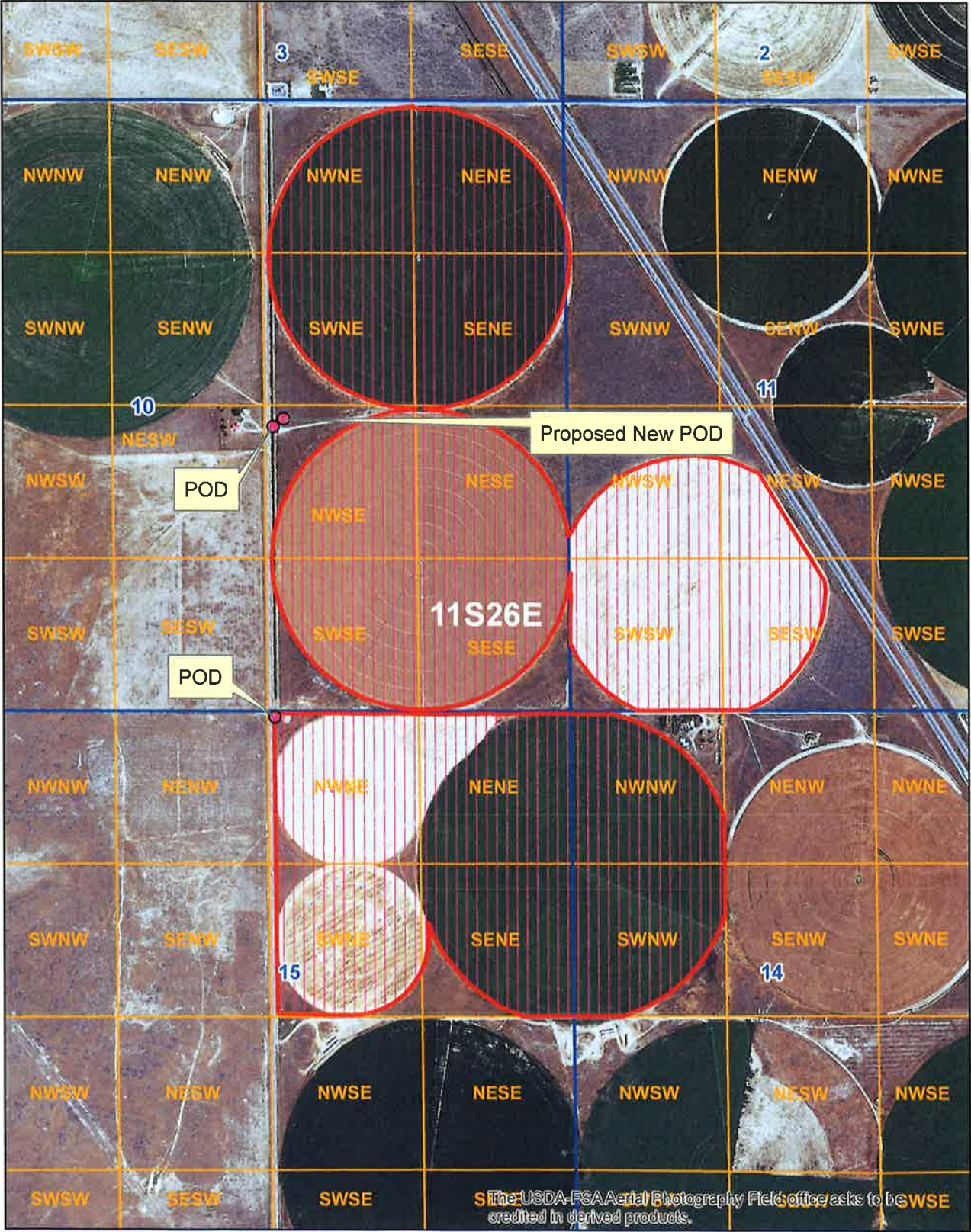
☐ If you propose to change the nature of use or period of use of all or part of the right(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the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

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

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

Received By NE Date 9.3.2020 Prelim. Check By _____ Date _____
 Fee Paid \$1,300- Date 9-3-2020 Received By DM Receipt # 5038118
 Add'l Fee Paid _____ Date _____ Received By _____ Receipt # _____

Raft River Land & Livestock, LLC POD, POU Transfer #84160



Legend

- Transfer POD
- ▨ Transfer POU
- ▭ Township/Range
- ▭ Sections
- ▭ QQ

Transfer 84160

0 0.1 0.2 0.4 Miles





0003957206

**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 #: 0003957206

Date Filed: 8/4/2020 3:54:21 PM

Entity Name and Mailing Address:

Entity Name: RAFT RIVER LAND AND LIVESTOCK, L.L.C.

The file number of this entity on the records of the Idaho Secretary of State is: 0000075765

Address: PO BOX 584
RUPERT, ID 83350-0584

Entity Details:

Entity Status: Active-Existing


This entity is organized under the laws of: IDAHO

If applicable, the old file number of this entity on the records of the Idaho Secretary of State was: W20721

The registered agent on record is:

Registered Agent: JOEL PARKER
Registered Agent
Physical Address
107 W PECK RD
RUPERT, ID 83350
Mailing Address

Limited Liability Company Managers and Members

Name	Title	Business Address
 Joel Parker	Manager	PO BOX 584 RUPERT, ID 83350-0584

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

Joel Parker

Sign Here

08/04/2020

Date

Job Title: Manager

Transfer 84160

ZIONS BANK

RECEIVED

July 13, 2020

SEP 03 2020

DEPT OF WATER RESOURCES
SOUTHERN REGION

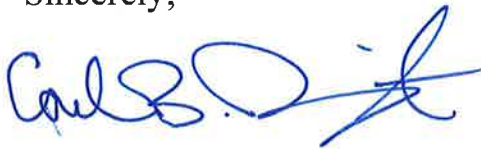
Idaho Department of Water Resources
650 Addison Ave. W
Twin Falls, ID 83301

To Whom it may concern,

Please accept this letter as permission for Raft River Land & Livestock LLC the right to change the place of use for water rights 43-2543 and 43-13023. This letter of permission does not release our water rights under promissory Note ZFN-3194347.

Please reach out to me with any questions or concerns.
My direct line is 208-572-3290.

Sincerely,

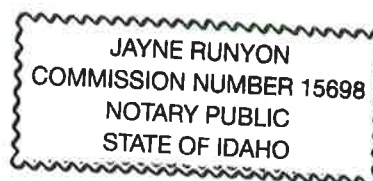


Carl Darrington

Vice-President
Zions Bank Burley

State of Idaho County of Cassia
Subscribed and sworn to before me on 7-13-2020
(Date)

(Notary Signature)
Jayne Runyon



Transfer 84160



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

September 11, 2020

RAFT RIVER LAND & LIVESTOCK LLC
PO BOX 584
RUPERT, ID 83350-0584

RE: Transfer No. 84160
Water Right No(s). 43-13023, 43-13269, 43-2342, 43-2543

Dear Applicant(s):

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

A legal notice of the application has been prepared and is scheduled for publication in the **TIMES NEWS on 9/17/2020 and 9/24/2020**. 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 **October 5, 2020**

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

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

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

Sincerely,

Denise Maline
Administrative Assistant



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September 11, 2020

WATER DISTRICT 143
NATHAN ERICKSON
650 ADDISON AVE W STE 500
TWIN FALLS, ID 83301-5858

RE: Application for Transfer No. 84160 (Raft River Land & Livestock LLC)

Dear Nathan:

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

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

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

IDWR can finish reviewing an 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, September 10, 2020 4:44 PM
To: Times News
Subject: LEGAL NOTICE
Attachments: Times News cover letter.docx; Times News ad.docx

Attached please find **(1)** legal notice being submitted for publication on September 17th & 24th, 2020. Please let me know if there are any questions or if you are not able to run the ad on the dates requested.

Please send the affidavit of publication and invoice to the address below.

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
(208) 293-9908
denise.maline@idwr.idaho.gov



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Brad Little
Governor

Gary Spackman
Director

September 10, 2020

LEGAL NOTICE DEPARTMENT

TIMES NEWS

PO BOX 548

TWIN FALLS, ID 83303-0548

RE: Transfer No. 84160

Water Right No(s). 43-13023, 43-13269, 43-2342, 43-2543

RE: Transfer No. 84300

Water Right No(s). 45-13938, 45-13941, 45-13943, 45-13945

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 October 5, 2020. Your cooperation is appreciated.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 84160**

RAFT RIVER LAND & LIVESTOCK LLC, PO BOX 584, RUPERT, ID 83350-0584 has filed Application No. 84160 for changes to the following water rights within CASSIA County(s): Right No(s). 43-13023, 43-13269, 43-2342, 43-2543. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to combine the place of use of two adjacent farms, where four ground water rights will irrigate 552.0 acres with a combined flow rate of 10.31 cfs, located approximately 11.0 to 12.5 miles north and 0.8 to 1.8 miles west of Malta. In addition, the transfer proposes to add the existing point of diversion from the two rights on each farm to the other farm's rights, and add a new well to all four rights. The new well will be located approximately 12.0 miles north and 1.7 miles west of Malta. After the transfer, the four ground water rights will be authorized to divert up to 10.31 cfs from three wells.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 84300**

OAK VALLEY LAND CO LLC, 468 S 800 W, BURLEY, ID 83318-5201 has filed Application No. 84300 for changes to the following water rights within CASSIA County(s): Right No(s). 45-13938, 45-13941, 45-13943, 45-13945. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes changing the points of diversion, place of use, nature of use and period of use for a 167.9 acre portion (3.01 cfs) of a 275.5 acre (4.94 cfs) irrigation ground water right, that is currently diverted from 8 wells within a 3694.1 acre permissible place of use located approximately 4.6 to 6.6 miles south and 5.0 to 9.5 miles west of the intersection of Hwy 30 and Hwy 27 in Burley. The proposed change of nature of use will be from irrigation to commercial & stockwater use for the expansion of an existing dairy facility. The application proposes diverting from four existing wells at the dairy. Application also proposes changing the place of use for three commercial & stockwater ground water rights (1.97 cfs total) as part of a proposed expansion of the dairy facility located approximately 5.2 to 6.1 miles south and 7.3 to 8.1 miles west of the intersection of Hwy 30 and Hwy 27 in Burley.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or to see a full description of these rights and/or the proposed transfers, please see research.idwr.idaho.gov/apps/waterrights/QueryNewTransfers. 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 **October 5, 2020**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on September 17th & 24th, 2020

Bitzenburg, James

From: Joel Parker <ou8126932@gmail.com>
Sent: Tuesday, September 08, 2020 3:36 PM
To: Bitzenburg, James
Subject: Raft river

Question 2 part 1. We are adding P.O.D. And conjoining the two farms P 1 question 5 no change E. None Dropping off the 10 acre tract on P O D to a 40 acre tract P O D

Thank you , Joel

TRANSFER SYNOPSIS

Date: September 8, 2020
To: Transfer 84160, Raft River Land & Livestock, LLC file
From: Jim Bitzenburg
Re: Summary of transfer

Application for transfer proposes to combine the place of use of two adjacent farms, where four ground water rights will irrigate 552.0 acres with a combined flow rate of 10.31 cfs, located approximately 11.0 to 12.5 miles north and 0.8 to 1.8 miles west of Malta. In addition, the transfer proposes to add the existing point of diversion from the two rights on each farm to the other farm's rights, and add a new well to all four rights. The new well will be located approximately 12.0 miles north and 1.7 miles west of Malta. After the transfer, the four ground water rights will be authorized to divert up to 10.31 cfs from three wells.

The applicant also requests to drop the 10 acre (QQQ) description from the PODs on all four rights.

The transfer will be advertised because it proposes adding a ground water POD in the Raft River Critical Ground Water Area, and since it is located in Water District 143, watermaster comments will be solicited.

The rights involved in the transfer include: 43-2342 (6.1 cfs, 310.0 acres, 1240.0 AF), 43-13269 (0.56 cfs, 28.0 acres, 112.0 AF), 43-2543 (3.65 cfs, 197.0 acres, 788.0 AF), 43-13023 (0.29 cfs, 17.0 acres).

FEE MEMORANDUM

Date: September 8, 2020
To: Raft River Land & Livestock, LLC transfer #84160 file
From: Jim Bitzenburg
Re: Receipting/disposition of fees paid

This transfer was filed on September 3, 2020 and intends to combine the place of use of two farms, and add a point of diversion to all four water rights appurtenant to the farms. Since the water from each farm can now be used on the other farm, and all of the water (10.31 cfs) could possibly be diverted from the new POD, the fee is based on the combined flow rate of the two farms, 10.31 cfs. The fee, from the transfer fee schedule, is \$1300.00 and was paid with check #1175 from Raft River Land & Livestock, LLC at the time of filing. The receipt number is S038118.