STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 83973

This is to certify that: LUANN S BRANCH AND
NOLAN K BRANCH
PO BOX 24
MALTA, ID 83342-0024

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

Water Right	Origin/Basis	Priority Date	Diversion Rate	Diversion Volume	Acre Limit	Total Acres	Source
43-10151	WR/DECREED	9/30/1971	0.040 cfs	N/A	N/A	N/A	GROUND WATER
43-4238A	WR/DECREED	1/22/1960	0.275 cfs	199.0 af	N/A	N/A	GROUND WATER

Associated Water Rights Also Included in the Transfer Approval (Conditions Updated)

Water Right	Origin/Basis	Priority Date	Diversion Rate	Diversion Volume	Acre Limit	Total Acres	Source
43-4238B	WR/DECREED	1/22/1960	0.055 cfs	39.8 af		N/A	GROUND WATER
43-13764	WR/DECREED	2/8/1957	0.010 cfs	2.2 af		N/A	GROUND WATER
43-13767	WR/DECREED	2/8/1957	0.060 cfs	38.0 af		N/A	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
43-10151	NO	NO	YES	YES	NO	NO
43-4238A	NO	YES	YES	YES	NO	NO

Summary Of Water Rights After the Approved Change

Existing Right	New No. (Changed Portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
43-10151	43-10151	0.040 cfs	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
43-4238A	43-4238A	0.275 cfs	199.0 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		**0.315 cfs**	**N/A**	**N/A**	**N/A**		**N/A**	**N/A**	**N/A**	**N/A**

SUPPORT DATA
IN FILE # 43-4238A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 83973

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 20th day of August, 2020.

Southern Region Manager

WATER RIGHT NO. 43-4238A

As Modified by Transfer No. 83973

In accordance with the approval of Transfer No. 83973, Water Right No. 43-4238A is now described as follows:

Right Holder: BRANCH FARMS LLC
PO BOX 24
MALTA, ID 83342-0024

Priority Date: 1/22/1960

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
STOCKWATER	01/01	to	12/31	0.275 cfs	199.0 af
DOMESTIC	01/01	to	12/31	0.040 cfs	
				0.275 cfs	199.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWSE	Sec 28 Twp 13S Rge 27E CASSIA County
GROUND WATER	NWSE	Sec 28 Twp 13S Rge 27E CASSIA County
GROUND WATER	SWSE	Sec 28 Twp 13S Rge 27E CASSIA County

PLACE OF USE: DOMESTIC

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
13S	27E	28														X	X		

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
13S	27E	28													X	X	X	X	

CONDITIONS OF APPROVAL

1. 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. 143.

2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions.

3. The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.

Transfer No. 83973

WATER RIGHT NO. 43-4238A

As Modified by Transfer No. 83973

CONDITIONS OF APPROVAL

4. Stockwater is for a commercial dairy facility.

5. The right holder shall accomplish the change authorized by this transfer within one 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 Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 43-10151

As Modified by Transfer No. 83973

In accordance with the approval of Transfer No. 83973, Water Right No. 43-10151 is now described as follows:

Right Holder: BRANCH FARMS LLC
PO BOX 24
MALTA, ID 83342-0024

Priority Date: 9/30/1971

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate
DOMESTIC	1/01	to	12/31	0.040 cfs
				0.040 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWSE	Sec 28 Twp 13S Rge 27E CASSIA County
GROUND WATER	NWSE	Sec 28 Twp 13S Rge 27E CASSIA County
GROUND WATER	SWSE	Sec 28 Twp 13S Rge 27E CASSIA County

PLACE OF USE: DOMESTIC

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
13S	27E	28														X	X		

CONDITIONS OF APPROVAL

1. Use of water under this right may 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. 143.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions.
3. The quantity of water decreed for this water right is not a determination of historical beneficial use.
4. The quantity of water under this right shall not exceed 13,000 gallons per day.
5. The right holder shall accomplish the change authorized by this transfer within one 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.

Transfer No. 83973

WATER RIGHT NO. 43-10151

As Modified by Transfer No. 83973

CONDITIONS OF APPROVAL

7. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 43-4238B

As Modified by Transfer No. 83973

In accordance with the approval of Transfer No. 83973, Water Right No. 43-4238B is now described as follows:

Right Holder: NOLAN K BRANCH
LUANN S BRANCH
PO BOX 24
MALTA, ID 83342-0024

Priority Date: 1/22/1960

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
DOMESTIC	01/01	to	12/31	0.040 cfs	
STOCKWATER	01/01	to	12/31	0.055 cfs	39.8 af
				0.055 cfs	39.8 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWNE	Sec 30 Twp 13S Rge 27E CASSIA County
GROUND WATER	SENW	Sec 30 Twp 13S Rge 27E CASSIA County

PLACE OF USE: DOMESTIC

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
13S	27E	30			X					X									

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
13S	27E	19																X	
13S	27E	30		X	X		X			X									

CONDITIONS OF APPROVAL

1. 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 143.

2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

Transfer No. 83973

WATER RIGHT NO. 43-4238B

As Modified by Transfer No. 83973

CONDITIONS OF APPROVAL

3. Rights 43-4238B, 43-13764 and 43-13767 when combined shall not exceed a total diversion rate of 0.125 cfs and total annual maximum diversion volume of 80 af.

4. The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.

5. Stockwater is for a feedlot.

6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

8. 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 43-13764

As Modified by Transfer No. 83973

In accordance with the approval of Transfer No. 83973, Water Right No. 43-13764 is now described as follows:

Right Holder: LUANN S BRANCH AND
NOLAN K BRANCH
PO BOX 24
MALTA, ID 83342-0024

Priority Date: 2/8/1957

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
STOCKWATER	01/01	to	12/31	0.010 cfs	2.2 af
				0.010 cfs	2.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWNE	Sec 30 Twp 13S Rge 27E CASSIA County
GROUND WATER	SENW	Sec 30 Twp 13S Rge 27E CASSIA County

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
13S	27E	19																X	
13S	27E	30		X	X		X			X									

CONDITIONS OF APPROVAL

1. 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. 143.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
3. Rights 43-4238B, 43-13764 and 43-13767 when combined shall not exceed a total diversion rate of 0.125 cfs and total annual maximum diversion volume of 80 af.
4. Stockwater use is for a feedlot.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

Transfer No. 83973

WATER RIGHT NO. 43-13764

As Modified by Transfer No. 83973

CONDITIONS OF 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 43-13767

As Modified by Transfer No. 83973

In accordance with the approval of Transfer No. 83973, Water Right No. 43-13767 is now described as follows:

Right Holder: NOLAN K BRANCH AND
LUANN S BRANCH
PO BOX 24
MALTA, ID 83342-0024

Priority Date: 2/8/1957

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
STOCKWATER	01/01	to	12/31	0.060 cfs	38.0 af
				0.060 cfs	38.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SWNE	Sec 30 Twp 13S Rge 27E CASSIA County
GROUND WATER	SENW	Sec 30 Twp 13S Rge 27E CASSIA County

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
13S	27E	19																X	
13S	27E	30		X	X		X			X									

CONDITIONS OF APPROVAL

1. 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. 143.
2. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
3. Rights 43-4238B, 43-13764 and 43-13767 when combined shall not exceed a total diversion rate of 0.125 cfs and total annual maximum diversion volume of 80 af.
4. Stockwater use is for a feedlot.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

WATER RIGHT NO. 43-13767

As Modified by Transfer No. 83973

CONDITIONS OF 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

State of Idaho
Department of Water Resources

Attachment to Transfer # 83973

43-4238A

This map depicts the STOCKWATER place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.

27E

13S

Point of Diversion
Place Of Use Boundary
Townships
PLS Sections
Quarter Quarters

0 0.075 0.15 0.3 Miles

N

State of Idaho
Department of Water Resources

Attachment to Transfer # 83973

43-4238A & 43-10151

This map depicts the DOMESTIC place of use boundary for these water rights at the time of this approval and is attached to the approval document solely for illustrative purposes.

27E

13S

Point of Diversion
Place Of Use Boundary
Townships
PLS Sections
Quarter Quarters

0 0.05 0.1 0.2 Miles

N

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 • Email: southerninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

August 24, 2020

BRANCH FARMS LLC
NOLAN K BRANCH
LUANN S BRANCH
PO BOX 24
MALTA ID 83342-0024

Re: Transfer No: 83973
Water Right No(s).: 43-4238A, 43-4238B, 43-10151, 43-13764, 43-13767

Transfer Approval Notice

Dear Water Right Holder and other Interested Persons:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a $100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208) 736-3033.

Sincerely,

Corey Skinner
Southern Regional Manager

Enclosure

c:

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

CERTIFICATE OF SERVICE

I hereby certify that on August 24, 2020 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

Re: Transfer No.: 83973
Water Right No(s).: 43-4238A, 43-4238B, 43-10151, 43-13764, 43-13767

BRANCH FARMS LLC
NOLAN K BRANCH
LUANN S BRANCH
PO BOX 24
MALTA ID 83342-0024

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

Denise Maline

Denise Maline
Administrative Assistant

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

(a) The petition for reconsideration is disposed of; or
(b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

i. A hearing was held,
ii. The final agency action was taken,
iii. The party seeking review of the order resides, or
iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MEMORANDUM

Date: August 5, 2020

To: Transfer 83973

From: Bill Mills

Re: Evaluation of Sufficiency of Information Submitted

Application proposes changing the points of diversion and place of use for a 0.275 cfs stockwater/domestic ground water right that is currently diverted approximately 2.5 to 3.0 miles south and 1.0 to 1.5 miles east of Malta. The application proposes diverting from three existing wells at a dairy facility located approximately 3.0 to 3.5 miles south and 3.2 to 3.6 miles east of Malta. Application also proposes adding two of the existing wells and modifying the place of use for a 0.04 cfs domestic ground water currently in use and diverted from the third well at the dairy facility.

Overlap analysis indicates there are currently two water rights diverted from the same three wells and utilized at the same POU:
43-13123 for 0.18 cfs commercial and stockwater use
43-13125 for 0.13 cfs stockwater and commercial use

The PODs and POU are located in Water District 143. Watermaster comments were solicited and the Watermaster did not oppose approval of this application.

- **Authority to File:** Applicants are listed as the current owner of water right and are the owners of the business entity that owns the dairy. This transfer will change ownership from the applicants to the business entity.

- **Water Right Validity:** Water right 43-4238A was decreed in the SRBA on 6/28/2002. Water right 43-10151 was decreed in the SRBA on 7/24/1998. Water rights 45-2363, 45-14377, 45-14379 and 45-14381 were decreed in the SRBA on 1/8/2007. Recent aerial imagery indicates water rights are in use as there is an active feedlot at the current POU and a dairy operation and multiple domiciles at the proposed POU.

- **Injury to Other Water Rights:**
  None anticipated.

- **Enlargement of Use:**
  None anticipated.

- **Local Public Interest:**
  No issues anticipated.

- **Beneficial Use/Conservation of Water Resources:**
  Proposed use is recognized as a beneficial use of water.

- **Effect on the Economy of the Local Area:**
  None Anticipated.

- **Effect on Agricultural Base of the Local Economy:**
  None Anticipated.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing

** Proof of Publication **

Twin Falls Times-News
132 Fairfield St W, Twin Falls, Idaho 83301

RUBY AUFDERHEIDE, being duly sworn, deposes and says: That she is the Principal Clerk of the Times-News, a daily newspaper printed and published at Twin Falls, Twin Falls County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in the Times-News, in conformity with Section 60-108, Idaho Code, as amended, for:

2 Insertions

ID DEPARTMENT OF WATER RESOURCES

650 ADDISON AVE W, STE 500
TWIN FALLS ID 83301

ORDER NUMBER 103591

Ruby Aufderheide
(Legals Clerk)

STATE OF IDAHO)
.SS
COUNTY OF TWIN FALLS)

On this 23rd day of July in the year of 2020 before me, a Notary Public, personally appeared before me Ruby Aufderheide known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Reba M Davis
Notary Public FOR Idaho
Residing at: Twin Falls, Idaho
My Commission expires: 5/8/2026

REBA M. DAVIS
NOTARY PUBLIC
MY COMMISSION EXPIRES 5-8-2026
STATE OF IDAHO
COMMISSION NUMBER 63556

Section: Legals
Category: 50 Legal
PUBLISHED ON: 07/16/2020, 07/23/2020

The following application(s) have been filed to appropriate the public waters of the State of Idaho:
47-17719
4799A RIVER ROAD LLC
357 MC CASLIN BLVD STE 200
LOUISVILLE, CO 80027-2932
Point of Diversion NWSE S32 T08S R14E TWIN FALLS
County Source GROUND WATER Tributary
Use: DOMESTIC 01/01 to 12/31 0.04 CFS
Total Diversion: 0.04 CFS
Date Filed: 06-02-2020
Place Of Use: DOMESTIC
T08S R14E S32 NWSE

Application for permit proposes to divert 0.04 cfs for domestic use from an existing well. The proposed well and place of use are located approximately 8.8 miles south and 2.8 miles east of Hagerman. This application proposes to appropriate trust water and will be evaluated in compliance with Section 42-203C, Idaho Code, and IDWR's Water Appropriation Rules, IDAPA 37.03.08.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 83973

NOLAN K BRANCH and LUANN S BRANCH, PO BOX 24, MALTA, ID 83342-0024 has filed Application No. 83973 for changes to the following water rights within CASSIA County(s): Right No(s). 43-10151, 43-4238A. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes changing the points of diversion and place of use for a 0.275 cfs stockwater / domestic ground water right that is currently diverted approximately 2.5 to 3.0 miles south and 1.0 to 1.5 miles east of Malta. The application proposes moving the right to a new place of use and diverting it from three existing wells at an existing dairy facility located approximately 3.0 to 3.5 miles south and 3.2 to 3.6 miles east of Malta. Application also proposes adding two of the existing wells and modifying the place of use for a 0.04 cfs domestic ground water right currently in use and diverted from the third well at the dairy facility.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 84147

TERRISA J BERG and LOUIS N BERG, 19032 HIGHWAY 30, BUHL, ID 83316-5060 has filed Application No. 84147 for changes to the following water rights within TWIN FALLS County(s): Right No(s). 47-7520. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the point of diversion (POD) for a 1/9 portion (0.06 cfs and 9.1 AF) of a ground water right that currently authorizes heating use. The proposed new POD is an existing well located approximately 400 feet south of the current authorized POD, approximately 1.8 miles east and 7.9 miles south of Hagerman.

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 August 3, 2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on July 16th & 23rd, 2020

✓ ok DM 7/30/2020

RECEIVED
JUL 27 2020
DEPT OF WATER RESOURCES
SOUTHERN REGION

TOTAL AD COST: 198.15
FILED ON: 7/23/2020

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 • Email: southerninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

July 22, 2020

RABO AGRIFINANCE LLC
14767 N OUTER 40 RD STE 400
CHESTERFIELD MO 63017

RE: Release of Security Interest for Water Right No(s): 43-7084, 43-10151, 43-10549, 43-13122, 43-13123, 43-13124 & 43-13125 (Carpenter)

Dear Rabo Agri-Finance LLC:

The Department of Water Resources (Department) acknowledges receipt of your correspondence requesting to be removed as a security interest holder on the above referenced water right(s). The Department has modified its records, and has enclosed a computer-generated report for you.

If you have any questions concerning the enclosed information, please contact me at (208) 736-3033.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

c: Rabo Agri-Finance LLC, Twin Falls Idaho
Alvin Carpenter
Todd Carpenter
Branch Farms LLC; Nolan & Luann Branch

State of Idaho
Department of Water Resources

RECOMMENDATION OF WATERMASTER

Transfer No: 83973
Water Right No: 43-4238A
Applicant Name: Nolan K & Luann Branch

Watermaster's Recommendation:

a) _X_ I do not oppose approval of this application

b) ___ I do not oppose approval of this application under the following terms:

c) ___ I oppose approval of this application(s) for the following reasons:

d) ___ Additional comment:

Dated: July 20, 2020

Water District 143

Nathan Erickson, Watermaster

RECEIVED
JUL 16 2020
DEPT OF WATER RESOURCES
SOUTHERN REGION
email

Rabo AgriFinance

Maria Y. Ziebarth
VP/CRS Team Lead

Office	Rabo AgriFinance
Address	237 Canyon Crest Drive
Postal Address	237 Canyon Crest Drive Twin Falls, ID 83301
Tel	208-737-6841
Fax	855-631-0289
Email	Maria.Ziebarth@raboag.com
Website	www.RaboAg.com

July 16, 2020

Idaho Depart. of Water Resources
Attn: Denise Maline
650 Addison Ave W, Suite 500
Twin Falls, ID 83301

Re: Alvin E. Carpenter Release of Security Interest in Water Rights
#43-10151, 43-7084, 43-10549, 43-13122, 43-13123, 43-13124, 43-13125

Dear Denise:

This is written to notify you that Rabo AgriFinance no longer has a security interest in all the above-mentioned water rights in the name of Alvin E. Carpenter. The Carpenter's R/E term loan #10563600 was paid in full on August 17, 2015 and Rabo's security interest has been released. Please accept this as confirmation of tRabo's release of security interest all 8 water rights listed above.

Should you have any questions or need further information, please do not hesitate to contact me or email me.

Sincerely,

Maria Y. Ziebarth

Maria Y. Ziebarth
VP/CRS Team Lead

Enclosures

Cc: file

Database Updated
7/21/2020
DM