

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 84267

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) Mickelsen Properties LLC

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JUL 29 2020
Department of Water Resources
Eastern Region

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: _____

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Eastern Region

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) Mickelsen Properties LLC Phone 208-709-1295
Mailing address PO Box 438, Rigby, ID 83442 Email sjwmick@gmail.com

- ☒ 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

Stephanie Mickelsen CFO 7/28/20
Print Name and Title if applicable Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

- ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Update Ownership on 31-7370F
- Is this a transfer for changes pursuant to Idaho Code § 42-221.0.8?
If yes, ☐ attach an explanation and any supporting documentation labeled as **Part 1A.2**.
- 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**.
This transfer proposes to combine a 48-acre portion of water right 31-2437 with water rights 31-7370F and 31-7627B to cover 91 acres of irrigation near our potato processing plant in Hamer. Waste water from the plant is also used for irrigation of the 91 acres.

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Eastern 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 <input checked="" type="checkbox"/> <input type="checkbox"/>	31-7370F	0.27 / 63.0	Irrigation	4/15 to 10/15	Ground Water
<input checked="" type="checkbox"/> <input type="checkbox"/>	31-7627B	0.39 / 58.5	Irrigation	4/15 to 10/15	Ground Water
<input type="checkbox"/> <input checked="" type="checkbox"/>	31-2437	0.78 / 163.1	Irrigation	3/15 to 11/15	Ground Water
<input type="checkbox"/> <input type="checkbox"/>				to	
<input type="checkbox"/> <input type="checkbox"/>				to	
<input type="checkbox"/> <input type="checkbox"/>				to	
<input type="checkbox"/> <input type="checkbox"/>				to	
<input type="checkbox"/> <input type="checkbox"/>				to	
<input type="checkbox"/> <input type="checkbox"/>				to	

Total authorized under rights 1.44 cfs and/or 284.6 acre-feet.

2. Total amount of water proposed to be transferred or changed 1.44 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	SW	3	07N	36E	Jefferson	Ground Water	WMIS#300785

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	
07N	36E	4													36			19	55
		9	22			13									1				36
Total Acres (for irrigation use)																			91

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:

Proposed point of diversion (WMIS #300785) is already equipped with a flow meter and is monitored by the watermaster for Water District 110.

- b. Who owns the property at the point(s) of diversion? Mickelsen Properties LLC

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

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

If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: N/A Water rights are being moved from neighboring farm ground owned by the LLC.

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:

Endgun acres were recently dried up under water right 31-2437. End guns will no longer be used on the four pivots under 31-2437.

- 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:

Water rights 31-7370F and 7627B already exist on the property but are insufficient to dilute the volume of waste water coming from the processing plant. Moving in the additional irrigated acres and irrigation rights will maintain the proper mix ratios for the land application of the waste water.

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

Yes No

- | | | |
|--------------------------|-------------------------------------|---|
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | undergone a period of five or more consecutive years of non-use, |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | currently leased to the Water Supply Bank, |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | currently used in a mitigation plan limiting the use of water under the right, or |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | currently enrolled in a Federal set-aside program limiting the use of water under the rights? |

If yes, describe:

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

7/17/2020

Water Right 31-2437

Owner Type **Name and Address**
Current Owner MICKELSEN PROPERTIES LLC
 PO BOX 438
 RIGBY, ID 83442-0438

Priority Date: 4/28/1967

Basis: Decreed

Status: Active

Source **Tributary**
GROUND WATER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	3/15	11/15	9.090 CFS	1,904.0 AF
	Total Diversion		9.090 CFS	1,904.0 AF

Source and Point(s) of Diversion

GROUND WATER	NWNESW	Sec. 4, Twp 07N, Rge 37E, JEFFERSON County
GROUND WATER	SESWNE	Sec. 4, Twp 07N, Rge 37E, JEFFERSON County

Place of Use

IRRIGATION within JEFFERSON County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N	37E	4	35.0	35.0	35.0	35.0	35.0	35.0	35.0	35.0	35.0	35.0	35.0	35.0	35.0	35.0	35.0	35.0	560.0
			L1	L2			L3	L4											

Right Acre Limit: 544.0

POU Total Acres: 560.0

Conditions of Approval:

1. USE OF THIS RIGHT WITH RIGHT NO. 31-10275 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 560 ACRES IN A SINGLE IRRIGATION SEASON.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 544 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
2. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE 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. RIGHT NO. 31-10275 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
RIGHT NO. 31-10275 IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO SECTION 42-1426, IDAHO CODE.
5. USE OF THIS RIGHT WITH RIGHT NO. 31-10275 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 9.09 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1960 AF.

7/17/2020

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BROWN DELTA II, LLC 1 EMBARCADERO CTR STE 3860 SAN FRANCISCO, CA 94111-3727

Status: Active

Tributary

Volume
63.0 AF

63.0 AF

Sec. 3, Twp 07N, Rge 36E, JEFFERSON County

IRRIGATION within JEFFERSON County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07N	36E	4													38.0			20.0	58.0
07N	36E	9	22.0			13.0									2.0				37.0

POU Total Acres: 95.0

1.	X27	This right is limited to the irrigation of 18.0 acres within the place of use described above in a single irrigation season.
2.	X35	Rights 31-7370F and 31-7627B when combined shall not exceed the irrigation of 43 acres.
3.	X35	Rights 31-7370F, 31-7627B and 31-7651 when combined shall not exceed a total diversion rate of 0.66 cfs, and a total annual maximum diversion volume of 121.5 af.
4.	R02	A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5.	R05	Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 110.
6.	131	Prior to the diversion and use of water under Transfer approval 75234, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

IDAHO DEPARTMENT OF WATER RESOURCES

7/17/2020

Proof Report

7. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
8. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/22/2002.
9. T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
10. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

7/17/2020

Water Right 31-7627B

Owner Type **Name and Address**
Current Owner MICKELSEN PROPERTIES LLC
 PO BOX 438
 RIGBY, ID 83442-0438

Priority Date: 8/12/1981

Basis: Decreed

Status: Active

Source **Tributary**
GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/15	0.390 CFS	58.5 AF
	<u>Total Diversion</u>		0.390 CFS	58.5 AF

Source and Point(s) of Diversion

GROUND WATER SWSW Sec. 3, Twp 07N, Rge 36E, JEFFERSON County

Place of Use

IRRIGATION within JEFFERSON County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N	36E	4													38.0			20.0	58.0
07N	36E	9	22.0			13.0									2.0				37.0

Right Acre Limit: 25.0

POU Total Acres: 95.0

Conditions of Approval:

1. X27 This right is limited to the irrigation of 25.0 acres within the place of use described above in a single irrigation season.
2. X35 Rights 31-7370F and 31-7627B when combined shall not exceed the irrigation of 43 acres.
3. X35 Rights 31-7370F, 31-7627B and 31-7651 when combined shall not exceed a total diversion rate of 0.66 cfs, and a total annual maximum diversion volume of 121.5 af.
4. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 110.
5. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. 131 Prior to the diversion and use of water under Transfer approval 75234, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

84267

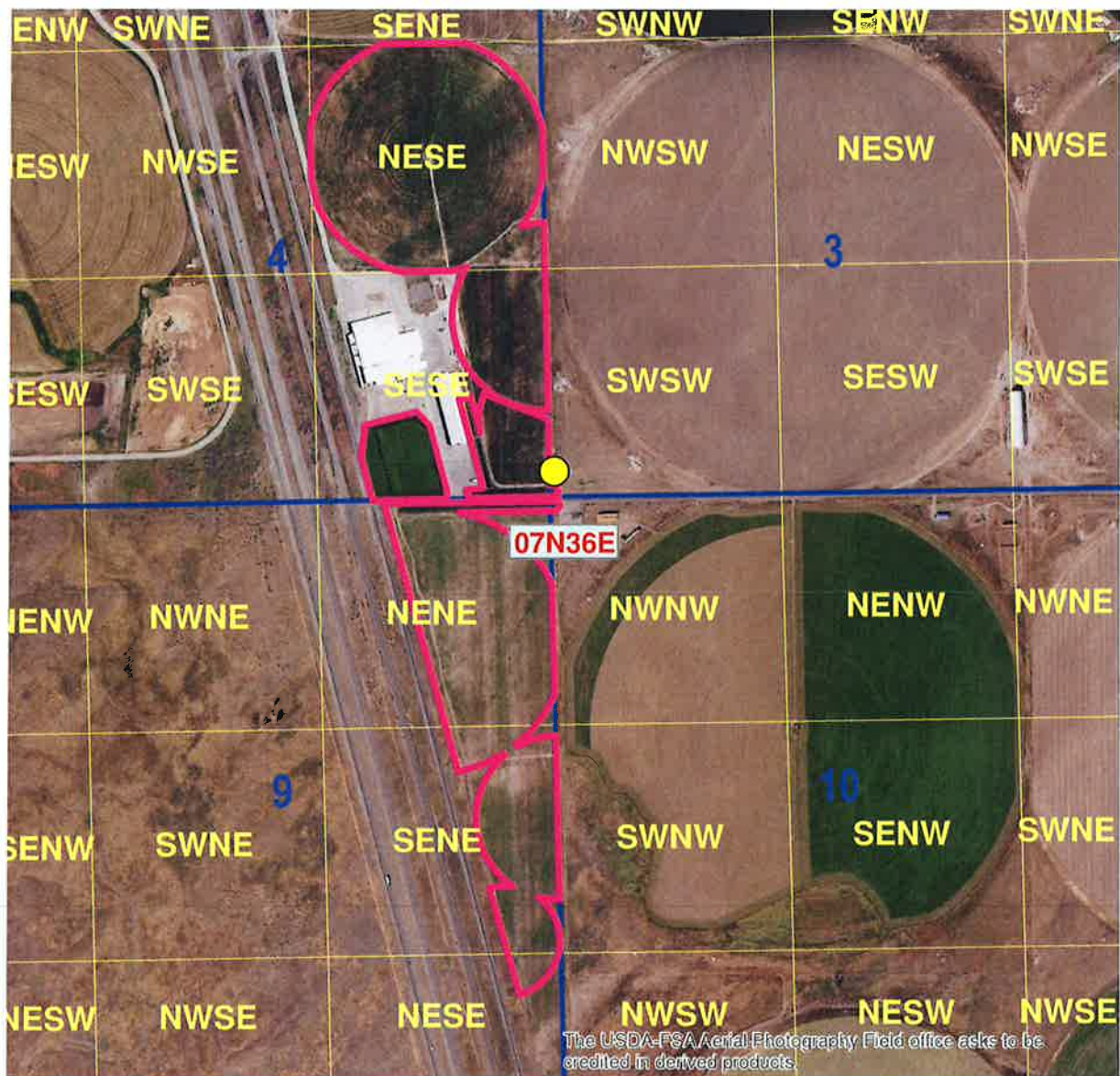
IDAHO DEPARTMENT OF WATER RESOURCES

7/17/2020

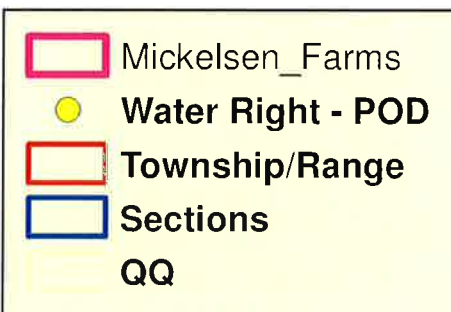
Proof Report

7. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
8. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/15 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/22/2002.
9. T07 The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
10. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Mickelsen Properties LLC Proposed Place of Use - 91 Acres



2017 Aerial Photo

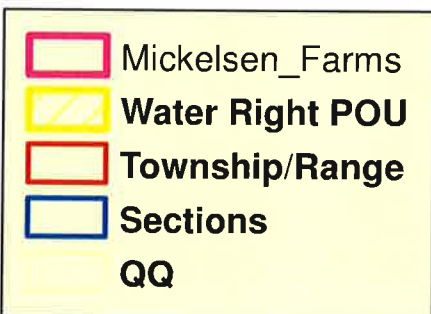
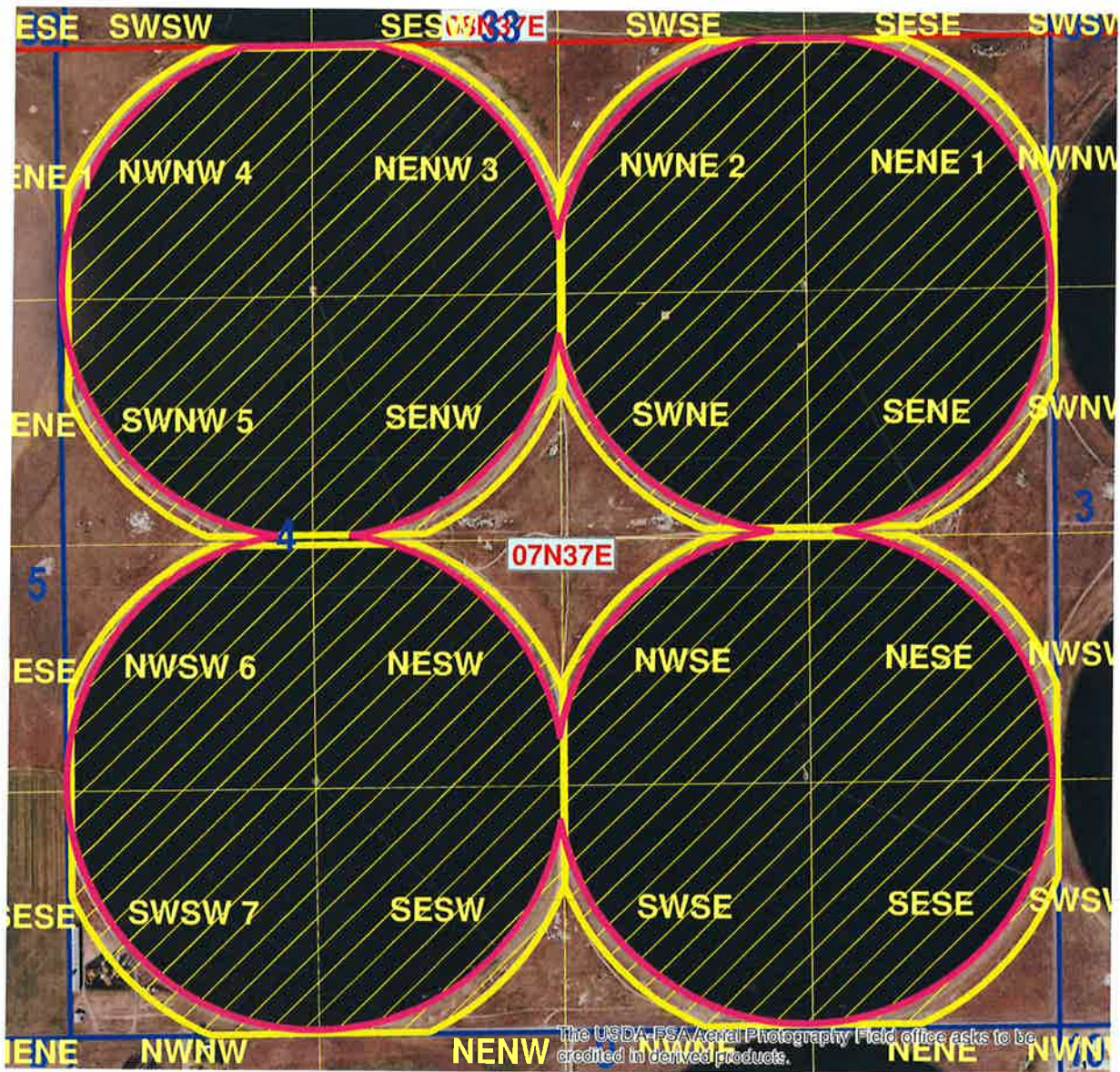


0 1,000 2,000 Feet



84267

Mickelsen Prop. LLC Transfer Application Remaining Acres for Water Right 31-2437



291 Stanley
Idaho Falls, Idaho 83401

0 150 300 600
56 115 152 1600

33.72 ACRES

EXISTING 642' PIVOT

9.56 ACRES

4.27 AC.

10.40 ACRES

DATE: 4-13-2020

				DATE	TIM	CHECKED	TIM
NO.	REVISION	BY	DATE	DRAWN	TIM	APPROVED	TIM
				S&B NUMBER	20007	ROCKE BOARDS VERT. BOARD	1"=600' N/A



(208) 313-2458
K LAND SURVEYING
450 E. FIRTH, IDAHO 83236
tmeppen@gmail.com

PIVOT SURVEY FOR MICKELSEN FARMS

GOLDEN WEST IRRIGATION

PIVOT SURVEY

PROJECT NO.
20057

INVEST NO.

Instrument # 450763

RIGBY, JEFFERSON, IDAHO

3-31-2020 09:48:58 AM No. of Pages: 3

Recorded for : KYLE JACOBS

COLLEEN C. POOLE

Fee: 15.00

Ex-Officio Recorder Deputy

Index to: WARRANTY DEED

RR

(Space above for Recorder's use)

SPECIAL WARRANTY DEED

Grantor: Brown Delta II, LLC, an Idaho limited liability company
c/o Homestead Capital USA, LLC
One Embarcadero Center, Suite 3860
San Francisco, CA 94111

Grantee: Mickelsen Properties, LLC, an Idaho limited liability company
P.O. Box 438
Rigby, ID 83442

For value received, Grantor hereby conveys, grants, and warrants unto Grantee its entire right, title, and interest in and to the real property in Jefferson County, Idaho, described below, together with all fixtures, improvements, appurtenances, rents, issues, and profits that relate or pertain thereto (collectively, the "Property"), to have and to hold the same unto Grantee and its successors and assigns forever:

Township 7 North, Range 36 East, Boise Meridian:

Section 4: E $\frac{1}{2}$ SE $\frac{1}{4}$ lying East of the Easterly right-of-way of the Union Pacific Railroad.

Section 9: Those parts of the E $\frac{1}{2}$ E $\frac{1}{2}$ lying east of the Easterly right-of-way of the Union Pacific Railroad.

Grantor conveys the Property subject to: a) encumbrances of record; b) taxes accruing after January 1, 2020; c) ordinances, and federal and state rights and reservations, including, without limitation, patents, oil, gas, and minerals; d) conflicts in boundary lines, shortage in area, encroachments, or any other fact that a correct survey would disclose; e) easements or claims of easement not shown by the public records; f) use restrictions and building and zoning regulations and ordinances of any governmental unit. Subject to the foregoing exceptions, Grantor does hereby covenant with and warrant to Grantee that Grantor is lawfully seized in fee simple of the Property, has good right and lawful authority to sell and convey the Property, and that Grantor warrants the title to the Property and will defend the same against the lawful claims of all persons claiming by, through or under the Grantor, but against none other.

WARRANTY DEED - 1

84267

GRANTOR:

Brown Delta II, LLC

An Idaho limited liability company

By: Happy Valley USA II, L.L.C.

Its: Sole Member

By: Homestead Capital USA Farmland Fund II, L.P.

Its: Managing Member

By: Homestead Capital USA Farmland Fund II GP, L.P.

Its: General Partner


By: Homestead Capital USA Farmland Fund II UGP, LLC

Its: General Partner

By:


Gabe Santos, Managing Member

By:


Daniel Little, Managing Member

ACKNOWLEDGMENT

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

State of California

County of San Francisco

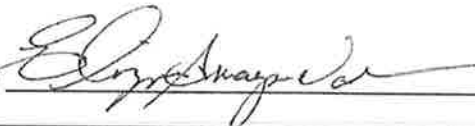
On March 26, 2020 before me, Elizabeth Amaya-Nowak, Notary Public
(insert name and title of the officer)

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

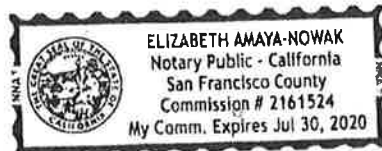
I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature



(Seal)





0003530536

**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 #: 0003530536

Date Filed: 6/3/2019 9:10:27 PM

Entity Name and Mailing Address:

MICKELSEN PROPERTIES, L.L.C.

The file number of this entity on the records of the Idaho Secretary
of State is: 0000051541

Address PO BOX 438
RIGBY, ID 83442-0438

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: W12414

The registered agent on record is:

Registered Agent MARK MICKELSEN
Registered Agent
Physical Address
9088 N RIVER RD
IDAHO FALLS, ID 83402
Mailing Address

Limited Liability Company Managers and Members

Name	Title	Address
MARK MICKELSEN	Manager	9088 N RIVER ROAD IDAHO FALLS, ID 83402
DALE MICKELSEN	Member	396 N YELLOWSTONE HWY RIGBY, ID 83442

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

Mark Mickelsen

Sign Here

06/03/2019

Date

Signer's Title: Managing Member

B0270-9770 06/03/2019 9:10 PM Received by ID Secretary of State Lawrence Denney

ENHANCED GROUND-WATER RIGHTS

UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEARCH INSTITUTE

Cells this color are
set up for user entries

ENTER STARTING DATE FOR

SIMULATION. THEN PUSH
"UPDATE DATES" BUTTON

TRANSFER NO:

YEAR

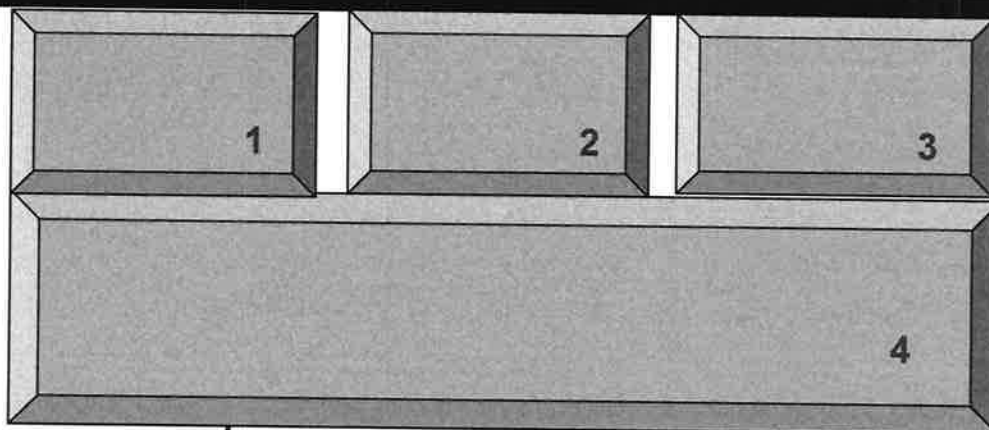
1967

TRANSFER NAME:

SEASON

SPRING

Mickelsen Prop.



ENTER CELL LOCATIONS:

	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	41	43		
COLUMN	169	174		

TRIMESTER OF ACTIVITY	TO WELL	FROM1 WELL		FROM2 WELL		FROM3 W	
	<u>Projected Use</u> AF/TRIMESTER	<u>With Transfer</u> AF/TRIMESTER	<u>Without Transfer</u> AF/TRIMESTER	<u>With Transfer</u> AF/TRIMESTER	<u>Without Transfer</u> AF/TRIMESTER	<u>With Transfer</u> AF/TRIMESTER	
SPR 1967	0	55	55	0	0	0	0
SUM 1967	0	55	55	0	0	0	0
WIN 1967	0	55	55	0	0	0	0
SPR 1968	0	55	55	0	0	0	0
SUM 1968	0	55	55	0	0	0	0
WIN 1968	0	55	55	0	0	0	0
SPR 1969	0	55	55	0	0	0	0

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SPR 2014	0	55	55	0	0	0
SUM 2014	0	55	55	0	0	0
WIN 2014	0	55	55	0	0	0
SPR 2015	0	55	55	0	0	0
SUM 2015	0	55	55	0	0	0
WIN 2015	0	55	55	0	0	0
SPR 2016	0	55	55	0	0	0
SUM 2016	0	55	55	0	0	0
WIN 2016	0	55	55	0	0	0
SPR 2017	0	55	55	0	0	0
SUM 2017	0	55	55	0	0	0
WIN 2017	0	55	55	0	0	0
SPR 2018	0	55	55	0	0	0
SUM 2018	0	55	55	0	0	0
WIN 2018	0	55	55	0	0	0
SPR 2019	0	55	55	0	0	0
SUM 2019	0	55	55	0	0	0
WIN 2019	0	55	55	0	0	0
SPR 2020	0	55	55	0	0	0
SUM 2020	55	0	55	0	0	0
WIN 2020	55	0	55	0	0	0
SPR 2021	55	0	55	0	0	0
SUM 2021	55	0	55	0	0	0
WIN 2021	55	0	55	0	0	0
SPR 2022	55	0	55	0	0	0
SUM 2022	55	0	55	0	0	0
WIN 2022	55	0	55	0	0	0
SPR 2023	55	0	55	0	0	0
SUM 2023	55	0	55	0	0	0
WIN 2023	55	0	55	0	0	0
SPR 2024	55	0	55	0	0	0
SUM 2024	55	0	55	0	0	0
WIN 2024	55	0	55	0	0	0
SPR 2025	55	0	55	0	0	0
SUM 2025	55	0	55	0	0	0

One-Way Analysis of Independent Transfers

WR No.	Div. Rate (CFS)	Con. Vol. (AFA)	No. of Irr. Acres	Priority Date	POD Location	Dedicated Vol. AFA/ AFT	Model Node
Transfer 1: Proposed Steady State Impacts following Transfer							
Transfer 1: Worst Case Transient State Impacts following Transfer							

Impact by Reach (AF/Trimester)										
Ashton to Rexburg	Heise to Shelley	Shelley to Nr Bickft	Nr Bickft To Neeley	Neeley to Minidoka	Dev. Wbl. To Buhl	Buhl to Kspr	Kspr	Kspr to Malad	Malad	Malad to Bancroft
18.86	17.85	4.76	12.43	0.07	0.24	0.27	0.12	0.08	0.07	0.00
18.70	17.74	4.84	12.62	0.08	0.24	0.28	0.12	0.08	0.07	0.00
18.86	17.85	4.76	12.43	0.07	0.24	0.27	0.12	0.08	0.07	0.00
18.70	17.74	4.84	12.62	0.08	0.24	0.28	0.12	0.08	0.07	0.00

Steady State Analysis	Mitigation Check 1 - >10% of Historical:	-0.9%	-0.6%	1.5%	1.5%	1.5%	1.5%	1.5%	1.5%	1.5%	1.5%
	Mitigation Check 2: > 2 AF/T:	-0.2	-0.1	0.1	0.2	0.0	0.0	0.0	0.0	0.0	0.0
	Mitigation Check 3 - >10% of Total:	34.1%	32.4%	8.8%	23.0%	0.1%	0.4%	0.5%	0.2%	0.1%	0
	Mitigation Required?:	NO	NO	NO	NO	NO	NO	NO	NO	NO	1
	Mitigation Vol. Req'd (ac-ft):	-0.2	-0.1	0.1	0.2	0.0	0.0	0.0	0.0	0.0	0.0
Transient State Analysis	Mitigation Check 1 - >10% of Historical:	-0.9%	-0.6%	1.5%	1.5%	1.5%	1.5%	1.5%	1.5%	1.5%	1.5%
	Mitigation Check 2: > 2.01 AF/T:	-0.2	-0.1	0.1	0.2	0.0	0.0	0.0	0.0	0.0	0.0
	Mitigation Required?:	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
	Mitigation Vol. Req'd (ac-ft):	-0.2	-0.1	0.1	0.2	0.0	0.0	0.0	0.0	0.0	0.0

84267



State of Idaho

DEPARTMENT OF WATER RESOURCES

EASTERN Region • 900 N SKYLINE DR STE A • IDAHO FALLS, ID 83402-1718

Phone: (208)525-7161 • Fax: (208)525-7177 • Website: www.idwr.idaho.gov

Brad Little
Governor

Gary Spackman
Director

August 6, 2020

MICKELSEN PROPERTIES LLC
PO BOX 438
RIGBY, ID 83442-0438

RE: Transfer No. 84267
Water Right No(s). 31-2437, 31-7370F, 31-7627B

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 JEFFERSON STAR on 8/12/2020 and 8/19/2020. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

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

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

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

Sincerely,

Christina Henman
Administrative Assistant

Henman, Christina

From: Henman, Christina
Sent: Thursday, August 06, 2020 8:29 AM
To: JEFFERSON STAR (info@jeffersonstarnews.com)
Subject: Legal Ad for Jefferson Star
Attachments: 84267 Jefferson Star.docx

RE: Transfer No. 84267
Water Right No(s). 31-2437, 31-7370F, 31-7627B

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 8/31/2020. Your cooperation is appreciated.

Thank You,

Christina Henman
Administrative Assistant
Idaho Dept. of Water Resources, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 497-3793

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 84267**

MICKELSEN PROPERTIES LLC, PO BOX 438, RIGBY, ID 83442-0438 has filed Application No. 84267 for changes to the following water rights within JEFFERSON County(s): Right No(s): 31-2437, 31-7370F, 31-7627B; 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: change point of diversion and place of use. The proposed point of diversion is in SWSW Sec 3 T7N R36E for 1.44 cfs from ground water. The proposed place of use is in NESE and SESE Sec 4, and NENE, SENE, and NESE Sec 9, T7N R36E for 91 acres.

For additional information concerning the property location, contact Eastern Region office at (208)525-7161. 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, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before 8/31/2020. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 8/12/2020 and 8/19/2020