

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 82169

FEB 14 2018

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFERWATER RESOURCES
WESTERN REGION

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 www.idwr.idaho.gov.

Name of Applicant(s) Frank Tiegs, LLCCheck 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 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. If some or all of any right is leased to the Water Supply Bank, you must also show 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: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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WATER RESOURCES
WESTERN REGION

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

Name of Applicant(s) Frank Tiegs, LLC Phone 509-545-4545Mailing address P.O. Box 3110 Pasco, WA 99302 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 RepresentativeName of Representative Greg Sullivan Phone 208-736-8543Mailing address 2016 N Washington St Ste 4 Twin Falls, Idaho 83301 Email greg.sullivan@brockwayeng.com

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

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

Frank Tiegs
Signature of Applicant or Authorized Representative

Managay Mamba
Print Name and Title if applicable

12-26-17
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. 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**.
 Transfer portions of water rights 61-7375 and 61-7449 to a new POU and existing PODs.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 Continued

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

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☐ ☒	61-7375	0.24/57.6	Irrigation	4/01 to 10/31	Ground Water
☐ ☒	61-7449	1.28/288.8	Irrigation	4/01 to 10/31	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 15.09 cfs and/or 3488.0 acre-feet.

2. Total amount of water proposed to be transferred or changed 1.51 cubic feet per second and/or 346.4 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 #
			NW	SW	19	04S	05E	Elmore	Ground Water	
			NE	NE	30	04S	05E	Elmore	Ground Water	

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	
04S	05E	19	61-7375								4.4	33.2	34.6						72.2
04S	05E	19	61-7449								14.4								14.4
Total Acres (for irrigation use)																			86.6

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

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

Existing wells, mainlines and delivery system.

- b. Who owns the property at the point(s) of diversion? Murphy Land Company

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

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

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

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

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

If yes, ☐ complete Attachment WSB.

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

The land will no longer be irrigated.

- 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:

61-12290 and 61-12269

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

Yes No

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

If yes, describe:

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

Current Water Right No.: 61-7449

Current Owner: DONALD K BRANDT
JOHN ALSIP

Priority Date: 5/18/1981

Origin: Water Right

Status: Active

Basis: Decreed

Source

GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	11.2 CFS	2536 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
	<u>Total Diversion</u>	11.24 CFS	2537.2 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4SE1/4	Sec. 36,	Twp 04S,	Rge 04E B.M.
ELMORE County				
GROUND WATER	NE1/4SW1/4	Sec. 36,	Twp 04S,	Rge 04E B.M.
ELMORE County				
GROUND WATER	NE1/4NE1/4	Sec. 36,	Twp 04S,	Rge 04E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 30,	Twp 04S,	Rge 05E B.M.
ELMORE County				
GROUND WATER	NE1/4NE1/4	Sec. 31,	Twp 04S,	Rge 05E B.M.
ELMORE County				

Place of Use

IRRIGATION Within ELMORE County

T04S R04E S36	NENE	37.00	T04S R04E S36	NWNE	40.00
T04S R04E S36	SWNE	40.00	T04S R04E S36	SENE	39.00
T04S R04E S36	NENW	40.00	T04S R04E S36	NWNW	40.00
T04S R04E S36	SWNW	40.00	T04S R04E S36	SENE	40.00
T04S R04E S36	NESW	40.00	T04S R04E S36	NWSW	40.00
T04S R04E S36	SWSW	40.00	T04S R04E S36	SESW	40.00
T04S R04E S36	NESE	39.00	T04S R04E S36	NWSE	40.00
T04S R04E S36	SWSE	40.00	T04S R04E S36	SESE	39.00

Total Acres: 634

DOMESTIC Within ELMORE County

T04S R04E S36 NENE

Conditions of Approval:

1. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 10-25-2000.
2. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3. 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.
4. 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.
5. 01Q After specific notification by the Department, the right holder shall measure the diversion 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.
6. WB4 The total instantaneous diversion of water from all points of diversion under Rights 61-7375, 61-7427 and 61-7449 shall not exceed 16.44 cfs, nor total combined annual volume of 3809.2 af.
7. Single point of diversion is located on or near the line between SESE, S30 and NENE, S31, T04S, R05E.
8. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
9. R64 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.

Decreed Date: 10/26/2000

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

Current Water Right No.: 61-7375

Current Owner: DONALD K BRANDT
JOHN ALSIP

Priority Date: 8/25/1976

Origin: Water Right

Status: Active

Basis: Decreed

Source

GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From To</u>
IRRIGATION	04/01 to 10/15
	<u>Total Diversion</u>

<u>Diversion Rate</u>	<u>Annual Volume</u>
3.89 CFS	952 AF
3.89 CFS	952 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4SE1/4	Sec. 36,	Twp 04S,	Rge 04E B.M.
ELMORE County				
GROUND WATER	NE1/4SW1/4	Sec. 36,	Twp 04S,	Rge 04E B.M.
ELMORE County				
GROUND WATER	NE1/4NE1/4	Sec. 36,	Twp 04S,	Rge 04E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 30,	Twp 04S,	Rge 05E B.M.
ELMORE County				
GROUND WATER	NE1/4NE1/4	Sec. 31,	Twp 04S,	Rge 05E B.M.
ELMORE County				

Place of Use

IRRIGATION Within ELMORE County

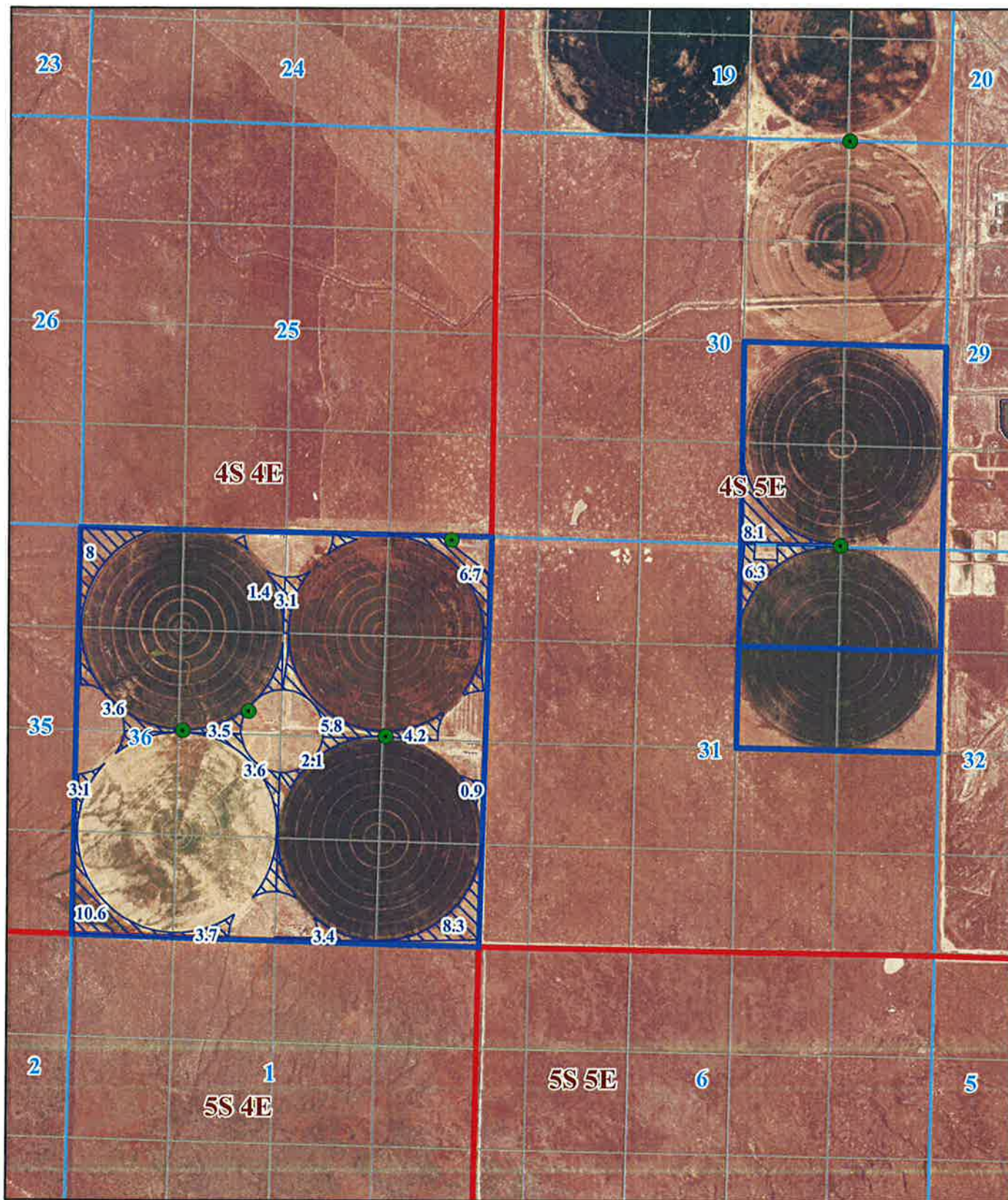
T04S R05E S30	NESE	40.00	T04S R05E S30	NWSE	40.00
T04S R05E S30	SWSE	39.00	T04S R05E S30	SESE	39.00
T04S R05E S31	NENE	40.00	T04S R05E S31	NWNE	40.00

Total Acres: 238

Conditions of Approval:

1. R64 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.
2. 01Q After specific notification by the Department, the right holder shall measure the diversion 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.
3. X61 The period of use for the Irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 10-25-2000.
4. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
5. WB4 The total instantaneous diversion of water from all points of diversion under Rights 61-7375, 61-7427 and 61-7449 shall not exceed 16.44 cfs, nor total combined annual volume of 3809.2 af.
6. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
7. 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.
8. Single point of diversion is located on or near the line between SESE, S30 and NENE, S31, T04S, R05E.
9. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Decreed Date: 10/26/2000



0 550 1,100 2,200 Feet

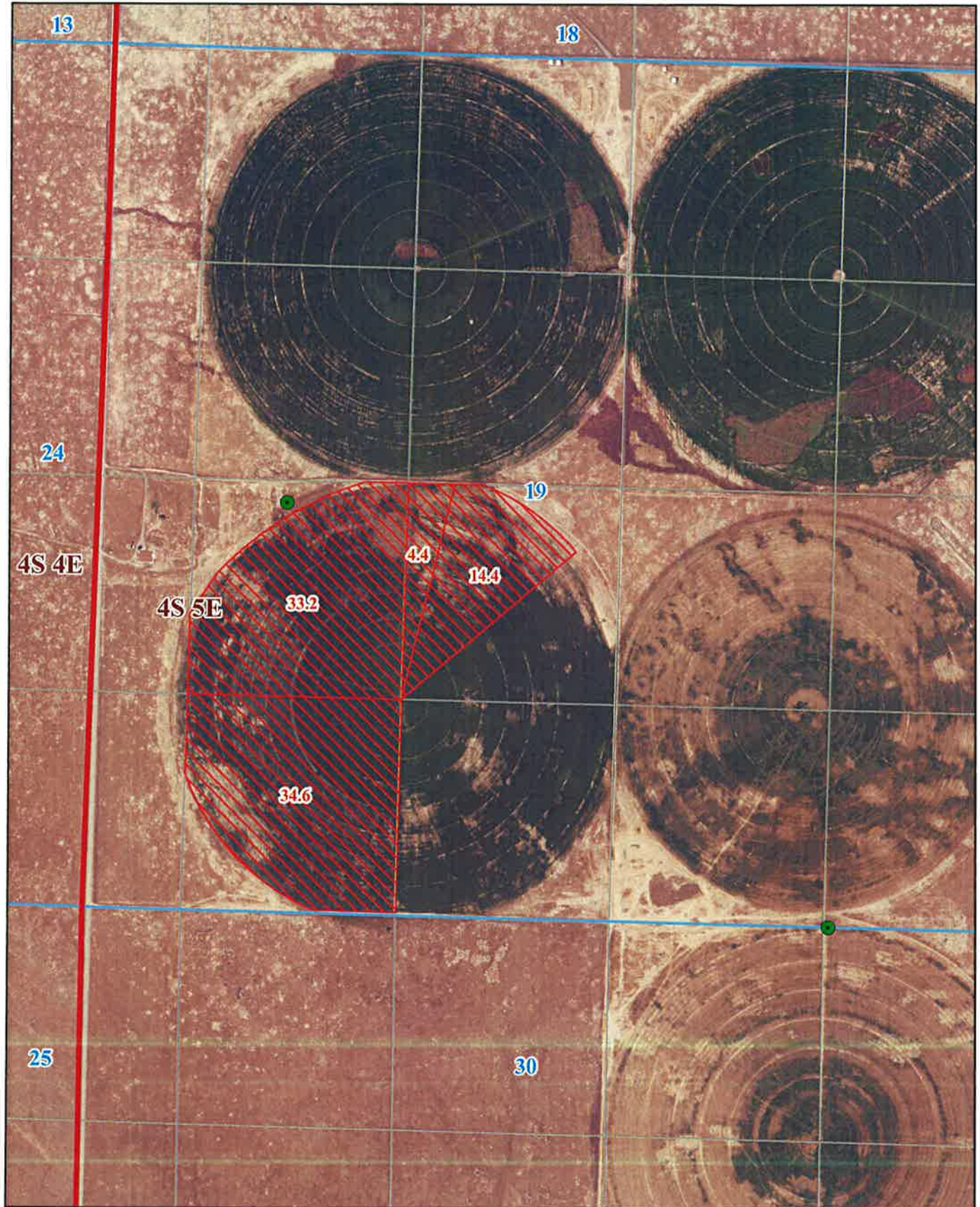
Brandt Farm Transfer FROM Acres Frank Tieg

NAIP 2015 AERIAL

Legend

- Brandt PODs
- ▨ Brandt Farm Transfer Acres From
- ▭ BRANDT_WR_POU





0 250 500 1,000 Feet

Brandt Farm Transfer TO Location
Frank Tiegs

NAIP 2015 AERIAL

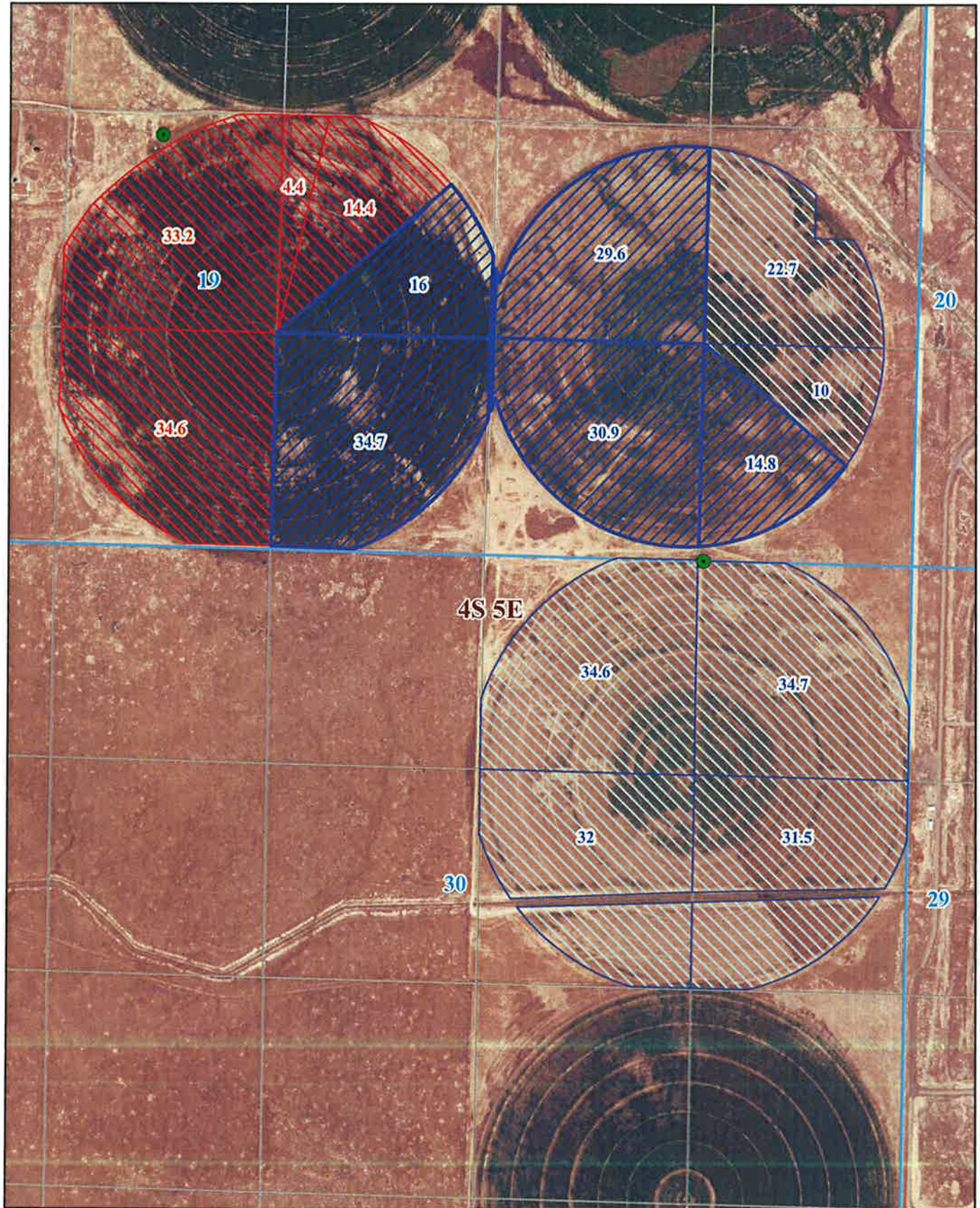
BROCKWAY ENGINEERING, PLLC.
GWS - Date: 11/13/2017

Legend

-  Brandt PODs
-  Brandt Farm Transfer Acres To



82169



0 250 500 1,000 Feet

**Brandt Farm Transfer TO Location
Frank Tieg**

NAIP 2015 AERIAL

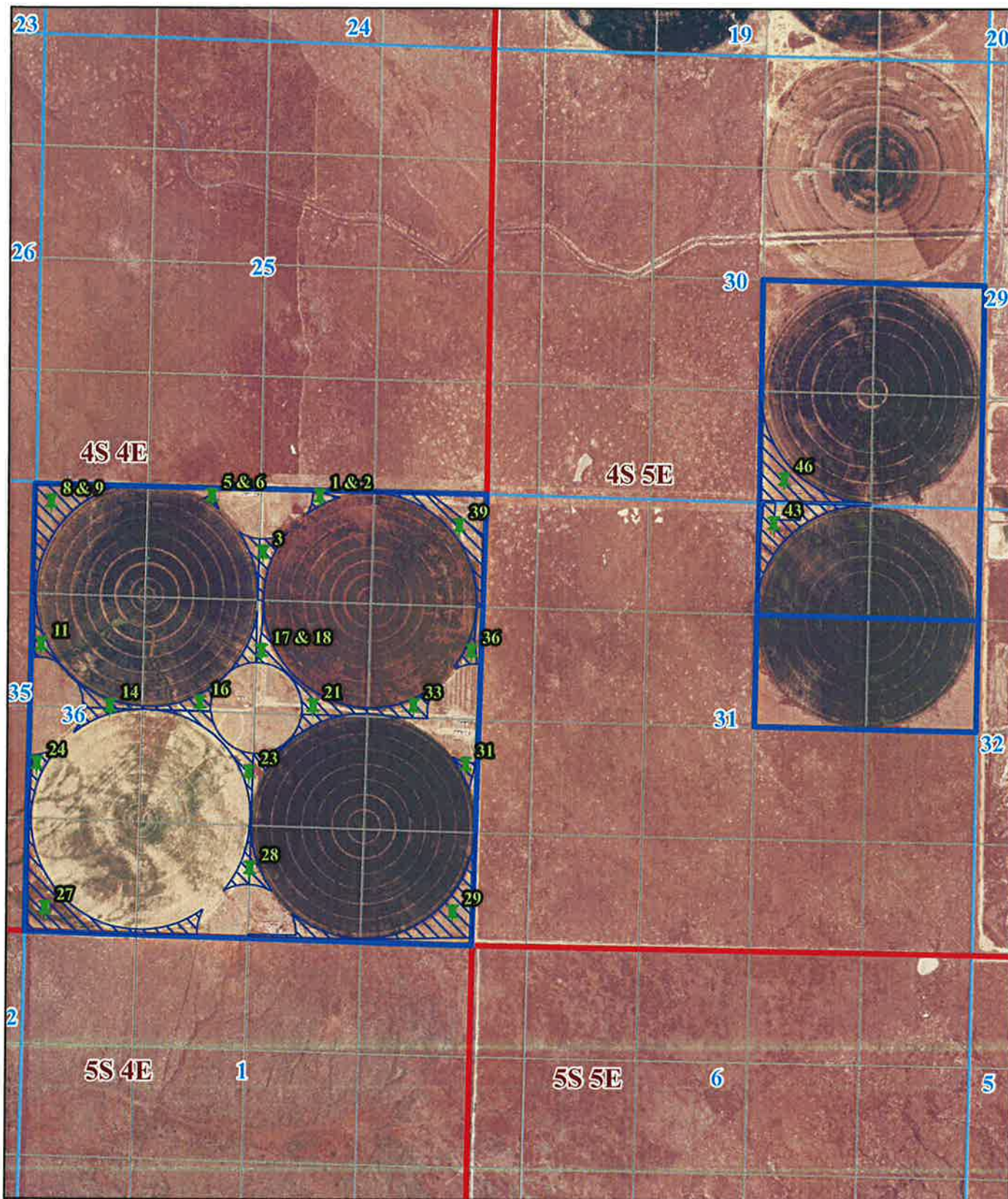
BROCKWAY ENGINEERING, PLLC.
GWS - Date: 11/13/2017

Legend

- Brandt PODs
- 61-12269
- 61-12290
- Brandt Farm Transfer Acres To



82169



0 500 1,000 2,000 Feet

Brandt Farm Transfer FROM Acres Frank Tieg

NAIP 2015 AERIAL

Legend

- 2017 Photo Locations
- Brandt Farm Transfer Acres From
- BRANDT_WR_POU



Image 1
Latitude 43;2;28.2859
Longitude 115;55;25.9694



Image 2
Latitude 43;2;27.7850
Longitude 115;55;28.4286



Image 3
Latitude 43;2;27.7949
Longitude 115;55;36.5896



Image 5
Latitude 43;2;26.6609
Longitude 115;55;46.0119



Image 6
Latitude 43;2;26.6609
Longitude 115;55;46.0119



Image 8
Latitude 43;2;27.3132
Longitude 115;56;9.6949



Image 9
Latitude 43;2;27.2961
Longitude 115;56;10.8215



Image 10
Latitude 43;2;27.2961
Longitude 115;56;10.8215



Image 11
Latitude 43;2;22.5007
Longitude 115;51;33.0613



Image 14
Latitude 43;2;22.2277
Longitude 115;51;30.6478



Image 16
Latitude 43;4;9.3622
Longitude 115;51;7.6946



Image 17
Latitude 43;2;2.6083
Longitude 115;55;49.7623



Image 18
Latitude 43;2;9.2801
Longitude 115;55;41.1116



Image 21
Latitude 43;2;3.8011
Longitude 115;55;29.9728



Image 23
Latitude 43;1;57.0121
Longitude 115;55;36.9058



Image 24
Latitude 43;3;4.5701
Longitude 115;52;2.8929



Image 27
Latitude 43;1;38.3079
Longitude 115;56;14.8143



Image 28
Latitude 43;1;36.9053
Longitude 115;56;4.8413



Image 29
Latitude 43;1;42.2958
Longitude 115;55;37.6087



Image 31
Latitude 43;3;24.5667
Longitude 115;51;33.3810



Image 33
Latitude 43;1;56.9776
Longitude 115;55;3.7773



Image 36
Latitude 43;2;8.7461
Longitude 115;55;5.5802



Image 39
Latitude 43;3;0.00226
Longitude 115;51;19.6606



Image 43
Latitude 43;3;25.2277
Longitude 115;51;30.6478



Image 46
Latitude 43;3;38.6089
Longitude 115;53;14.8232



No. W 122003	Due no later than Feb 28, 2017 Annual Report Form		2. Registered Agent and Address (NO PO BOX)			
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE	1. Mailing Address: Correct in this box if needed. FRANK TIEGS, L.L.C. FRANK TIEGS PO BOX 3110 PASCO WA 99302		RICHARD F GOODSON 877 MAIN ST STE 1000 BOISE ID 83702			
			3. <u>New</u> Registered Agent Signature:*			
4. Limited Liability Companies: Enter Names and Addresses of at least one Member or Manager.						
Office Held	Name	Street or PO Address	City	State	Country	Postal Code
MEMBER	FRANK TIEGS	6610 W COURT ST STE B	PASCO	WA	USA	99301
MANAGER	FRANK TIEGS	6610 W COURT ST STE B	PASCO	WA	USA	99301
5. Organized Under the Laws of: WA W 122003		6. Annual Report must be signed.* Signature: Tim Tippet Date: 12/23/2016 Name (type or print): Tim Tippet Title: Authorized Agent				
Processed 12/23/2016		* Electronically provided signatures are accepted as original signatures.				

31492

82169

No. W 98607	Due no later than Dec 31, 2015 Annual Report Form	2. Registered Agent and Address (NO PO BOX)
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE		RICHARD F GOODSON 877 MAN STREET STE 1000 BOISE ID 83702
3. <u>New</u> Registered Agent Signature:*		
4. Limited Liability Companies: Enter Names and Addresses of at least one Member or Manager.		
Office Held	Name	Street or PO Address
MEMBER	FRANK TIEGS	PO BOX 3110
City	State	Country
PASCO	WA	USA
Postal Code	99302	
5. Organized Under the Laws of: ID W 98607	6. Annual Report must be signed.* Signature: Tim Tippet Date: 11/03/2015 Name (type or print): Tim Tippet Title: Authorized Agent	
Processed 11/03/2015 * Electronically provided signatures are accepted as original signatures.		

81108

82169

Pioneer1031Co COPY

 A PIONEER COMPANY

June 21, 2016

Carrie Homburg
Pioneer Title Company
610 S. Kimball
Caldwell, ID 83605

Re: **Conclusion of Reverse Exchange:** Farms LLC property, Ada & Elmore Counties, ID
Your escrow number: 581478 Our file number: 1031-9619R

Dear Carrie:

In regards to the above referenced transaction, please find attached a Special Warranty Deed from #265 Pioneer Exchange Accommodation Titleholder, LLC to MURPHY LAND COMPANY, LLC to place them in title to the subject real property. You are instructed to record said deed upon receipt and endorse the owner's title insurance policy on the subject property to MURPHY LAND COMPANY, LLC using ALTA endorsement form No. 107.9. Please return the recorded Deed and endorsement to us at your earliest convenience.

Further be informed that we have advised the exchangor to contact you direct in regards to the reconveyance/satisfaction of the Promissory Note and Deed of Trust/Satisfaction of Mortgage in the amount of \$ [REDACTED] which was executed by our LLC at closing.

Any fees applicable to the endorsement, reconveyance and additional recordings should have been collected at the time of closing, as per our written Exchange Escrow Instructions.

Thanks in advance for your assistance. Feel free to call me directly should you have any questions or concerns.

Sincerely,


Candy Kirkes
Accommodator

208.373.3734 phone • WWW.PIONEER1031.COM • 208.373.3737 fax
1414 W. Bannock • Boise, Idaho 83702

~~611782~~

82169

Recording Requested By and
When Recorded Return to:

MURPHY LAND COMPANY, LLC
PO Box 3110
Pasco, WA. 99302

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

COPY

SPECIAL WARRANTY DEED

THIS SPECIAL WARRANTY DEED (this "Deed"), made as of the 21st day of June, 2016, is between #265 PIONEER EXCHANGE ACCOMMODATION TITLEHOLDER, LLC, an Idaho limited liability company ("Grantor"), and MURPHY LAND COMPANY, LLC ("Grantee"), whose legal address is: PO Box 3110, Pasco, WA. 99302.

WITNESSETH, That Grantor, for and in consideration of [REDACTED] and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell, convey and confirm, unto Grantee, its successors and assigns forever, all the real property, together with improvements, located in the County(ies) of Ada and Elmore, State of Idaho, more particularly described as follows:

See legal description attached hereto and made a part thereof as Exhibit "A"

TOGETHER with all and singular the hereditaments and appurtenances thereto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all the estate, right, title, interest, claim and demand whatsoever of Grantor, either in law or equity, of in and to the above bargained premises, with the hereditaments, easements, rights of way and appurtenances, and with all of Grantor's interest, if any, in and to any and all minerals, water, ditches, wells, reservoirs and drains, and all water, ditch, well, reservoir and drainage rights which are appurtenant to, located on, now or hereafter acquired under or above or used in connection with the property (collectively, the "Property").

TO HAVE AND TO HOLD the said premises above bargained and described with the appurtenances, unto Grantee, its successors and assigns forever. Grantor, for itself, and its successors and assigns, does covenant, grant, bargain and agree to and with the Grantee, its successors and assigns, that at the time of the ensealing and delivery of these presents, Grantor is well seized of the premises above conveyed, has good, sure, perfect, absolute and indefeasible estate of inheritance, in law, in fee simple, and has good right, full power and lawful authority to grant, bargain, sell and convey the same in manner and form as aforesaid, and that the same are free and clear from all former and other grants, bargains, sales, liens, taxes, assessments, encumbrances and restrictions of whatever kind or nature whatsoever, as of December 18, 2015.

~~82169~~

82169

The Grantor shall and will WARRANT AND FOREVER DEFEND the above-bargained premises in the quiet and peaceable possession of Grantee, its successors and assigns, against all and every person or persons claiming the whole or any part thereof BY, THROUGH OR UNDER Grantor.

IN WITNESS WHEREOF, Grantor has executed this Special Warranty Deed as of the date set forth above.

#265 PIONEER EXCHANGE ACCOMMODATION TITLEHOLDER, LLC,
an Idaho limited liability company

By: Pioneer 1031 Company, Member

By:


Its: Senior Vice President

STATE OF IDAHO

)

) ss.

COUNTY OF ADA

)

On this 22nd day of June, 2016, before me, the undersigned, a Notary Public in and for said State, personally appeared Jesse Hamilton, known to me to be the Senior Vice President of Pioneer 1031 Company, an Idaho corporation, which corporation is the Sole Member of #265 Pioneer Exchange Accommodation Titleholder, LLC, an Idaho limited liability company, and acknowledged to me that she/he executed the within and foregoing instrument for and on behalf of said corporation as Sole Member of said limited liability company and in said corporation's name as Sole Member of said limited liability company.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



(NOTARIAL SEAL)


Notary Public for Idaho
Residing at Boise, Idaho
My Commission Expires: 3/1/2019

EXHIBIT A

Parcel A: Ada County Property

The Northeast Quarter and the Southeast Quarter of Section 28, Township 2 South, Range 4 East, Boise Meridian, Ada County, Idaho.

Parcel B: Elmore County Property

Tract I:

Township 2 South, Range 4 East, Boise Meridian, Elmore County, Idaho

Section 25: SW1/4

Section 36: NE1/4, NW1/4, SE1/4

Township 2 South, Range 5 East, Boise Meridian, Elmore County, Idaho

Section 29: NW1/4SW1/4, SW1/4SW1/4

SAVE & EXCEPT: Commencing at the Southwest corner of said Section 29;
thence East 970 feet along the South boundary of Section 29 to the Point of Beginning;
thence continuing East 350 feet along the South boundary of Section 29;
thence North 1320 feet along the East boundary of the Southwest 1/4 of the Southwest 1/4;
thence West 350 feet along the North boundary of the Southwest 1/4 of the Southwest 1/4;
thence South 1320 feet to the Point of Beginning

SAVE & EXCEPT: Those portions deeded to the Mountain Home Highway District as disclosed in Right of Way Deed, recorded September 9, 1976, as Instrument No. 170152 and Right of Way Deed, recorded August 17, 1982, as Instrument No. 210057, records of Elmore County, Idaho.

Section 30: NW1/4, SW1/4, SE1/4

SAVE & EXCEPT: Those portions deeded to the Mountain Home Highway District as disclosed in Right of Way Deed, recorded August 17, 1982, as Instrument No. 210057, records of Elmore County, Idaho.

Section 31: NW1/4

Township 3 South, Range 5 East, Boise Meridian, Elmore County, Idaho

Section 6: U.S. Government Lots 1 and 2, SW1/4NE1/4, NW1/4SE1/4,
SE1/4NE1/4, NE1/4SE1/4, S1/2SE1/4

Tract II:

Township 2 South, Range 4 East, Boise Meridian, Elmore County, Idaho
Section 27: S1/2N1/2, NE1/4SW1/4, N1/2SE1/4, SE1/4SE1/4,
SE1/4SW1/4 SW1/4SE1/4
Section 34: E1/2NW1/4, NE1/4

Tract III:

PARCEL 1

Township 4 South, Range 5 East, Boise Meridian, Elmore County, Idaho.

Section 30: SE1/4

Section 31: N1/2NE1/4 and S1/2NE1/4

PARCEL 2

Township 4 South, Range 4 East, Boise Meridian, Elmore County, Idaho.

Section 36: W1/2 and E1/2

QUITCLAIM DEED

For value received, Murphy Land Company LLC, as grantor hereby quitclaims unto Frank Tiegs, LLC, the grantee whose current address is PO Box 3110 Pasco, WA 99302, all of the grantor's right, title, and interest in and to the following described water rights situated in Elmore County, Idaho.

All of water right 61-7375, priority date 8/25/1976, for 0.24 cfs, 57.6 acre feet annually and irrigation of 14.4 acres.

All of water right 61-7449, priority date 5/18/1981, for 1.28 cfs, 288.8 acre feet annually and irrigation of 72.2 acres.

Grantor has caused this quitclaim deed to be executed this 5th day of January, 2018.

By: Frank Tiegs
<GRANTOR>
Managing Member
<TITLE>

By: _____
<GRANTOR>

<TITLE>

State of Washington)
County of Franklin) S.S.

On this 5th day of January, in the year of 2018, before me, a Notary Public, personally appeared Frank Tiegs, proved to me on The basis of satisfactory evidence to be the person whose name is subscribed to the within instrument, and acknowledged that he executed the same.

S
E
A
L



Janelle L. McClory
Notary Public

In and for said State and County

04-21-2018
My Commission Expires on



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

August 30, 2018

FRANK TIEGS LLC
PO BOX 3110
PASCO, WA 99302

RE: Transfer No. 82169
Water Right No(s). 61-12329, 61-12330

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 MOUNTAIN HOME NEWS on 9/5/2018 and 9/12/2018. 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,

Rachel Neely
Administrative Assistant

CC:
BROCKWAY ENGINEERING PLLC
C/O GREG SULLIVAN
2016 N WASHINGTON ST STE 4
TWIN FALLS, ID 83301

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, August 30, 2018 10:36 AM
To: Swenson, Stacy
Subject: Elmore Legal Ads
Attachments: Elmore Cover Letter.docx; Elmore Legal Ad.docx

Good Morning Legal Clerk,

Please see the attached ads for publication on 9/5/2018 & 9/12/2018.

Please confirm these are okay to publish as shown.

Thank you,

Rachel Neely

Administrative Assistant I
IDWR-Western Region
2735 Airport Way Boise, ID 83705
Rachel.Neely@idwr.idaho.gov

August 30, 2018

LEGAL NOTICE DEPARTMENT
MOUNTAIN HOME NEWS
PO BOX 1330
MOUNTAIN HOME, ID 83647-1330

RE: Application for Permit No. 63-34403
Application for Transfer No. 82169

Dear Legal Notice Department:

Please publish the enclosed legal notices on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notices 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 9/24/2018. Your cooperation is appreciated.

Sincerely,

Rachel Neely
Administrative Assistant

Enclosure(s)

The following applications have been filed to appropriate the public waters of the State of Idaho:

63-34403

CAT CREEK ENERGY LLC

398 S 9TH ST STE 240

BOISE, ID 83701

Points of Diversion L5(SENW) L6(SWNE) SWNW S26 T01N R09E ELMORE County Source SOUTH FORK BOISE RIVER Tributary
BOISE RIVER

Use: DIVERSION TO STORAGE 01/01 to 12/31 9,996 CFS

Use: POWER FROM STORAGE 01/01 to 12/31 100,000 AF

Use: POWER STORAGE 01/01 to 12/31 101,352 AF

Total Diversion: 9,996 CFS, 101,352 AF

Date Filed: 5/16/2017

Place of Use: POWER STORAGE

T01N R09E S26 SWSW

T01N R09E S35 NE(ALL) NW(ALL) SW(ALL) SE(ALL)

T01N R09E S36 NWNE SWNE NW(ALL) SW(ALL) NWSE

T01S R09E S1 L3(NENW) L4(NWNW) SWNW

T01S R09E S2 L1(NENE) L2(NWNE) SWNE SENE L3(NENW) L4(NWNW) SWNW SENW SW(ALL) NWSE SWSE

T01S R09E S11 NWNE NENW NWNW

Place of Use: POWER FROM STORAGE

T01N R09E S26 SWNE SWNW SENW

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 82169

FRANK TIEGS LLC, PO BOX 3110, PASCO, WA 99302; has filed Application No. 82169 for changes to the following water rights within ELMORE County(s): Right No(s). 61-12329, 61-12330. The transfer proposes to change the place of use and points of diversion for portions of water rights no. 61-7375 and 61-7449. The proposed new place of use site is about 12 miles southwest of Mountain Home, near the intersection of State Highway 167 and Liberator St.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Western Region office at 208-334-2190; or for a full description of the right(s) or proposed transfer (s) please see www.idwr.idaho.gov. Protests may be submitted based on the criteria of Idaho Code §§ 42-203A and 42-222. Any protest against the approval of the application(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 together with a protest fee of \$25.00 for each application on or before 9/24/2018. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 9/5/2018 and 9/12/2018

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, August 30, 2018 5:01 PM
To: Miller, Nick
Subject: Application for Transfer No. 82169
Attachments: Watermaster Recommendation Form_F.PDF; Application for Transfer 82169.pdf

August 30, 2018

NICK MILLER
WATER DISTRICT 161
IDWR WESTERN REGION

RE: Application for Transfer No. 82169

Dear Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application. A copy of the application is enclosed with this email for your reference. Please review the application, complete a recommendation form, and submit your reply, if any, to this office by **September 24, 2018**.

IDWR will assume you do not object to this application if a timely response is not received. Please contact me if you have any questions in this matter. Thank you for your help.

Sincerely,

Rachel Neely

Administrative Assistant I
IDWR-Western Region
2735 Airport Way Boise, ID 83705
Rachel.Neely@idwr.idaho.gov

Hummer, Phill

From: Greg Sullivan <greg.sullivan@brockwayeng.com>
Sent: Thursday, August 09, 2018 1:18 PM
To: Miller, Nick; Hummer, Phill
Subject: RE: application for transfer 82169

Nick,

Those changes are what Phil and I discussed. Looks good for me.

Greg Sullivan
Brockway Engineering
2016 North Washington Street, Suite 4
Twin Falls, Idaho 83301
208-736-8543

From: Miller, Nick [mailto:Nick.Miller@idwr.idaho.gov]
Sent: Thursday, August 09, 2018 11:59 AM
To: Greg Sullivan <greg.sullivan@brockwayeng.com>; Hummer, Phill <Phill.Hummer@idwr.idaho.gov>
Subject: RE: application for transfer 82169

Yes, I think we can move forward with advertisement at 1.52 cfs. I've attached scanned pages that we should include in the file, provided we can document that the changes I've made in blue ink can ultimately be approved by the applicant. I believe amending the application with just these three pages will simplify the file and produce an application that correctly matches your intent.

Nick.

From: Greg Sullivan [mailto:greg.sullivan@brockwayeng.com]
Sent: Wednesday, August 08, 2018 10:06 AM
To: Miller, Nick <Nick.Miller@idwr.idaho.gov>; Hummer, Phill <Phill.Hummer@idwr.idaho.gov>
Subject: RE: application for transfer 82169

Nick,

Are things squared away on this transfer so it can be processed and advertised?

Greg Sullivan
Brockway Engineering
2016 North Washington Street, Suite 4
Twin Falls, Idaho 83301
208-736-8543

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

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

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☐ ☒	61-7375	0.24/57.6	Irrigation	4/01 to 10/31	Ground Water
☐ ☒	61-7449	1.28/288.8	Irrigation	4/01 to 10/31	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 15.09 cfs and/or 3488.0 acre-feet.

2. Total amount of water proposed to be transferred or changed 1.51 cubic feet per second and/or 346.4 acre-feet per year.

3. Point(s) of Diversion: 1.52

- ☐ 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 #
			NW	SW	19	04S	05E	Elmore	Ground Water	
			NE	NE	30	04S	05E	Elmore	Ground Water	

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	
04S	05E	19	61-7375								4.4	33.2	34.6						72.2
04S	05E	19	61-7449								14.4								14.4
Total Acres (for irrigation use)																			86.6

Hummer, Phill

From: Hummer, Phill
Sent: Monday, August 06, 2018 11:53 AM
To: Miller, Nick
Subject: FW: application for transfer 82169
Attachments: split memo.pdf; 61-7375 after split.rtf; 61-7449 after split.rtf; 61-12230.rtf; 61-12329.rtf

From: Hummer, Phill
Sent: Wednesday, June 20, 2018 8:21 AM
To: 'Greg Sullivan' <greg.sullivan@brockwayeng.com>
Cc: Grimm, Angie <Angie.Grimm@idwr.idaho.gov>
Subject: RE: application for transfer 82169

Greg,

Sorry I didn't get back to you yesterday but I needed to get more information regarding the rounding issue. Instead of discussing all the issues with the transfer application over the phone I thought it would be better to send an email with the details so that you can read through it when you have time and so that there is a record of what was discussed that you can provide to your client if needed. I have also cc'd Angie on this email.

Attached to this email are some documents related to the ownership change for portions of water rights no. 61-7375 and 61-7449. The split was processed based on the quitclaim deed provided with the transfer application. The portions that Frank Tiegs LLC now owns are water rights no. 61-12329 and 61-12230 (also attached). These are the water rights now involved with the transfer application. If the change in ownership was supposed to be for a different amount of water than that amount should have been listed on the quitclaim deed.

Part 1 Section B.2.

If this section is not amended and 1.51 cfs is to be transferred then the water rights now in the name of Frank Tiegs LLC will be split again during the transfer process since the transfer application proposes a change to a new system. Additional water rights will be created totaling 0.01 cfs with the POD(s) and POU(s) the same as the parent water rights (either 61-7375 or 61-7449). The remaining portions totaling 1.51 cfs will be changed to the POD and POU as indicated on the application. If that is the intent of your client then the application can remain as it is, otherwise this section should be amended.

Part 2 Section 2, Part 2B Section 1 and Part 2B Section 2

The attached documents appear to be copies of the pages that were submitted with the transfer application. However, the place of use for water right no. 61-7449 is not within range 05E. Additionally, the water right listed on page 10 is not either of the water rights listed in the purpose of the transfer section on page 2 (part 1 section 2). Additionally, the place of use for water right 61-7375 (if that is the right water right) is not within range 04E. Please make sure the water rights listed are the correct number and that the place of use for each is correct.

Authority to Sign

If any changes to the application are required then the transfer application must be amended by the applicant with the changes made initialed and the date the change was made provided. If a power of attorney authorization document was provided then you would be authorized to make those changes on behalf of the applicant.

From: Greg Sullivan [<mailto:greg.sullivan@brockwayeng.com>]
Sent: Tuesday, June 19, 2018 9:17 AM

To: Hummer, Phill <Phill.Hummer@idwr.idaho.gov>

Subject: RE: application for transfer 82169

Phill,

In response to your letter.

Part 1 Section B.2.

The actual cfs amounts per water right is 0.235 cfs for 61-7375 and 1.275 cfs for 61-7449. The additive total for these two amounts are 1.51 cfs. It is simply a rounding issue. The total amount to be transferred should be 1.51 cfs, 346.4 afa and 86.6 acres.

Part 2 Section 2, Part 2B Section 1 and Part 2B Section 2

See the attached 2 pages.

Authority to Sign

I believe the wrong box was checked but it is a moot point because Frank Tiegs signed the transfer application. There is no need for a Power of Attorney document to be provided to IDWR.

Greg Sullivan

Brockway Engineering

2016 North Washington Street, Suite 4

Twin Falls, Idaho 83301

208-736-8543

From: Hummer, Phill [<mailto:Phill.Hummer@idwr.idaho.gov>]

Sent: Monday, June 18, 2018 12:45 PM

To: greg.sullivan@brockwayeng.com

Subject: application for transfer 82169

Hi Greg,

I got your phone call last week regarding the transfer application submitted in the name of Frank Tiegs LLC. Before I can move forward with processing the application a couple of things need to be clarified. The attached letter describes those issues. It was sent to the applicant on 05/18/2018 and you should have received a copy. I apologize if you didn't. Let me know if you have any questions.

Phill Hummer

Water Resource Agent, Sr.

Idaho Department of Water Resources

Phone: (208) 334-2190

Email: phill.hummer@idwr.idaho.gov



Virus-free. www.avg.com



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

05/18/2018

FRANK TIEGS LLC
PO BOX 3110
PASCO WA 99302

Re: Application for Transfer No. 82169 Additional Information Required

Dear Applicant,

Your recent applicant for transfer proposing to change the point of diversion and place of use of a portion of water rights no. 61-7375 and 61-7449 has been received and is being processed. The application can not be processed further until the following issues are clarified:

Part 1 section B.2

The total amount of water to be transfer is 1.51 cfs. However, the quitclaim deed shows 0.24 cfs of water right no. 61-7375 and 1.28 cfs of water right no. 61-7449 were purchased. The total rate purchased by Frank Tieg's LLC is 1.52 cfs, if the total amount purchased is to be transferred than this section should be amended.

Part 2 section 2

Please confirm the legal description of the place of use.

Part 2B section 1

Please confirm the water right to be involved with the transfer.

Part 2B section 2

Please confirm the legal description of the place of use.

Authority to Sign

Page 2 of the transfer application indicates Greg Sullivan with Brockway Engineering PLLC is authorized to sign on your behalf. However a Power of Attorney or other document was not provided.

Please submit the requested information within thirty (30) days for the application to be processed. The application will be returned if a written reply has not been received within the next thirty (30) days. IDWR forms and other information are available on the Internet at www.idwr.idaho.gov. Please contact me at 208-334-2190 if you need more information or have questions. Thank you for your attention to these matters.

Sincerely,

Phill Hummer

Water Resource Agent, Sr.

Idaho Department of Water Resources

Phone: (208) 334-2190

Email: phill.hummer@idwr.idaho.gov

Cc: Greg Sullivan, Brockway Engineering



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED
FEB 23 2018
WATER RESOURCES
WESTERN REGION

February 20, 2018

Nick Miller
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-508

Re: Frank Tiegs, LLC

Dear Mr. Miller:

In response to your February 16, 2018 email I am submitting a \$100.00 check to the Idaho Department of Water Resources. This check will allow the ownership of water rights 61-7375, 61-7449, 61-7427, 61-7427, 61-10108 and 61-10109 to be finalized.

Sincerely,

Greg Sullivan, M.S., Engineer

Cc: Frank Tiegs

Enc: Brockway Engineering Check # 14532 for \$100.00

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

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

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

FEB 14 2018

WATER RESOURCES
WESTERN REGION

January 15, 2018

Nick Miller
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-508

Re: Frank Tiegs, LLC

Dear Mr. Miller:

Frank Tiegs, LLC owns a farm in Elmore County, Idaho located at Township 04S Range 05E Section 19 South ½ and Section 30 NE ¼. The attached transfer proposes to transfer in an additional 86.6 acres to completely cover the three existing pivots on this farm.

A 1.51 cfs or 86.6 acre portion of water rights 61-7375 and 61-7449 will be transferred. The PODs and POU will be changing with the transfer. The beneficial use and period of use will not be changing. Existing wells are currently being utilized on the farm. Water was rented to this farm in 2017.

Irrigation was documented on the 86.6 acres to be transferred during the 2017 irrigation season. Several site visits to the farm confirmed that a grain crop was planted in the corner areas and irrigated. Photographs of each of the corner areas and a map identifying the locations of where the photographs were taken is attached to the letter.

The portions of 61-7375 and 61-7449 that will be transferred with this water right transfer will be owned by Frank Tiegs, LLC. The remaining portions of the water rights that will not be moving will be owned by Murphy Land Company LLC.

Please copy our office on all correspondence regarding this application.

Sincerely,

Greg Sullivan, M.S., Engineer

Cc: Frank Tiegs

Enc: Transfer Application, Aerial Maps, Property Warranty Deeds, Change of Water Right Ownership Form, Brockway Engineering Check # 14458 for \$805.00

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

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

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506