Rev. 01/15

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 82591

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

RECEIVED
JUL 30 2018
Department of Water Resources

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) Teton Farms I, LLC

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.

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

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

☐	☑	#1	If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
☑	☐	#2a	Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
☐	☑	#2b	If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s).** ** Additional fee(s) required for water right ownership changes; see fee schedule.
☑	☐	#3	Documentation of authority to make the change if the applicant is not the water right owner.
☐	☑	#4	Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
☐	☑	#5	If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at 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 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: _____

Rev. 01/15

JAN 02 2018
Department of Water Resources
Eastern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant(s) Teton Farms I, LLC Phone (310) 968-5238

Mailing address P.O. Box 1670, Driggs, ID 83422 Email rberg@mac.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 Roxanne Brown, SPF Water Engineering Phone (208) 383-4140

Mailing address 300 E. Mallard Dr., Suite 350, Boise, ID 83706 Email rbrown@spfwater.com

☐ Send all correspondence for this application to the representative and not to the applicant.

OR

☑ Send original correspondence to the applicant and copies to the representative.

☑ The representative may submit information for the applicant but is not authorized to sign for the applicant.

OR

☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4.**

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

Signature of Applicant or Authorized Representative	Richard Berg, Member Print Name and Title if applicable	12/5/2017 Date
Signature of Applicant or Authorized Representative	Print Name and Title if applicable	12/5/2017 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.**

The applicant proposes a change to the point of diversion from Spring Creek and a permissible place of use to describe changes to the irrigation system and delivery of surface water and groundwater rights in a combined system.

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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. All or Part	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
☑ ☐	22-500B	0.68 cfs	irrigation	4/15 to 10/31	Spring Creek
☑ ☐	22-14224	0.60 cfs	irrigation	4/15 to 10/31	Spring Creek
☑ ☐	22-14225	0.60 cfs	irrigation	4/15 to 10/31	groundwater
☑ ☐	22-14226	0.60 cfs	irrigation	4/15 to 10/15	groundwater
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 2.08 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed 2.08 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 #
X			NE	SW	31	5N	46E	Teton	Spring Creek	
		SW	NW	SW	31	5N	46E	Teton	Spring Creek	
		SE	SE	NW	31	5N	46E	Teton	groundwater	

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	
5N	46E	31							20	19	38	40							117

101 acres within a 117-acre permissible place of use **Total Acres** (for irrigation use) 117

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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:
Diversions from Spring Creek and groundwater will be combined in a single system. A measuring device and lockable controlling works will be installed as required by the local water district.

b. Who owns the property at the point(s) of diversion? applicant (Spring Creek); Marilyn Wright (groundwater)
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
Access to the well is recognized by decreed water rights 22-14425 and 22-14426

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: Not applicable; creation of permissible place of use only

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:
None.

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:
All water rights appurtenant to this land are included in this application.

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:

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

Current Water Right No.: 22-500B

Current Owner: MAVIS GALLENSON
RICHARD BERG

Priority Date: 6/1/1886

Origin: Water Right

Status: Active

Basis: Decreed

Source	Tributary
SPRING CREEK	TETON CREEK

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	04/15 to 10/31	0.68 CFS	
	Total Diversion	0.68 CFS	

Location of Point(s) of Diversion

SPRING CREEK SW1/4NW1/4SW1/4 Sec. 31, Twp 05N, Rge 46E B.M.
TETON County

Place of Use

IRRIGATION Within TETON County

T05N R46E S31	NWSW	34.00

Total Acres: 34

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Decreed Date: 11/24/2008

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

Current Water Right No.: 22-14224

Current Owner: GULF COAST BANK & TRUST

Priority Date: 12/20/1950

Origin: Water Right

Status: Active

Basis: Decreed

Source	Tributary
SPRING CREEK	TETON RIVER

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	04/15 to 10/31	0.6 CFS	
	Total Diversion	0.6 CFS	

Location of Point(s) of Diversion

SPRING CREEK SE1/4NW1/4 Sec. 32, Twp 05N, Rge 46E B.M.
TETON County

Place of Use

IRRIGATION Within TETON County

T05N R46E S31	SWNW	20.00	T05N R46E S31	SENW	20.00
T05N R46E S31	NESW	27.00			

Total Acres: 67

Conditions of Approval:

1.	K06	This right is limited to the irrigation of 61 acres within the place of use described above in a single irrigation season.
2.	E52	The rights listed below are limited to a total combined diversion rate of 1.4 cfs. Combined Right Nos.: 22-14224, 22-14225 and 22-14226.
3.	C05	Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
4.	E56	The rights listed below are limited to the irrigation of a combined total of 67 acres in a single irrigation season. Combined Right Nos.: 22-14224, 22-14225 and 22-14226
5.	C18	This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Decreed Date: 11/24/2008

Page _____ of _____

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

Current Water Right No.: 22-14225

Current Owner: GULF COAST BANK & TRUST

Priority Date: 12/19/1950

Origin: Water Right

Status: Active

Basis: Decreed

Source	Tributary
GROUND WATER	

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	04/15 to 10/31	0.6 CFS	101.5 AF
	Total Diversion	0.6 CFS	101.5 AF

Location of Point(s) of Diversion

GROUND WATER — SE1/4SE1/4NW1/4 — Sec. 31, Twp 05N, Rge 46E B.M.
TETON County

Place of Use

IRRIGATION Within TETON County

T05N R46E S31	SWNW	20.00	T05N R46E S31	SENW	20.00
T05N R46E S31	NESW	27.00			

Total Acres: 67

Conditions of Approval:

1.	E52	The rights listed below are limited to a total combined diversion rate of 1.4 cfs. Combined Right Nos.: 22-14224, 22-14225 and 22-14226.
2.	E56	The rights listed below are limited to the irrigation of a combined total of 67 acres in a single irrigation season. Combined Right Nos.: 22-14224, 22-14225 and 22-14226.
3.		The rights listed below are limited to a total combined diversion rate of 1.5 cfs. Combined Right Nos.: 22-13591, 22-14225 and 22-14226.
4.	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.
5.	K06	This right is limited to the irrigation of 29 acres within the place of use described above in a single irrigation season.
6.	C05	Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Decreed Date: 11/24/2008

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

Current Water Right No.: 22-14226

Current Owner: GULF COAST BANK & TRUST

Priority Date: 7/21/1977

Origin: Water Right

Status: Active

Basis: Decreed

Source	Tributary
GROUND WATER	

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	04/15 to 10/15	0.6 CFS	111 AF
	Total Diversion	0.6 CFS	111 AF

Location of Point(s) of Diversion

GROUND WATER — SE1/4SE1/4NW1/4 — Sec. 31, Twp 05N, Rge 46E B.M.
TETON County

Place of Use

IRRIGATION Within TETON County

T05N R46E S31	SWNW	20.00	T05N R46E S31	SENW	20.00
T05N R46E S31	NESW	27.00			

Total Acres: 67

Conditions of Approval:

1.	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.
2.	K06	This right is limited to the irrigation of 37 acres within the place of use described above in a single irrigation season.
3.		The rights listed below are limited to a total combined diversion rate of 1.5 cfs. Combined Right Nos.: 22-13591, 22-14225 and 22-14226
4.	E52	The rights listed below are limited to a total combined diversion rate of 1.4 cfs. Combined Right Nos.: 22-14224, 22-14225 and 22-14226.
5.	E56	The rights listed below are limited to the irrigation of a combined total of 67 acres in a single irrigation season. Combined Right Nos.: 22-14224, 22-14225 and 22-14226.
6.	C05	Right Includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Decreed Date: 11/24/2008

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

☑ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a.**
☑ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b.**

If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

If any part of the irrigation water right is leased to the Water Supply Bank, you must also specify the location and number of acres that will remain idled for the duration of the lease contract at the new, proposed place of use.

B. CHANGES IN NATURE OF USE (Water Balance)

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

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

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

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

FOR DEPARTMENT USE ONLY $675.00 EO44232

Transfer contains _____ pages and _____ attachments.
Received by SC Date 4/2/18 7/30/18 Preliminary check by MH Date 1/3/18 Refunded
Fee paid 660 Date 1/2/18 7/30/18 Receipted by SC Receipt # EO43638
Add'l fee paid 75- Date _____ Receipted by _____ Receipt # EO44231
Check all that apply: Attachment WSB ☐ (copy sent to state office) Lessor Designation form ☐ &/or W-9 ☐ (originals to state office)

82591

SWSE
SESE
25
30
SWSW
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SWSE
NWNE
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36
31
NWSE
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SWSE
4N 46E
Proposed Point of Diversion
Proposed Permissible Place of Use
Teton Farms I
Application for Transfer
N
500
Feet
SPF WATER
ENGINEERING

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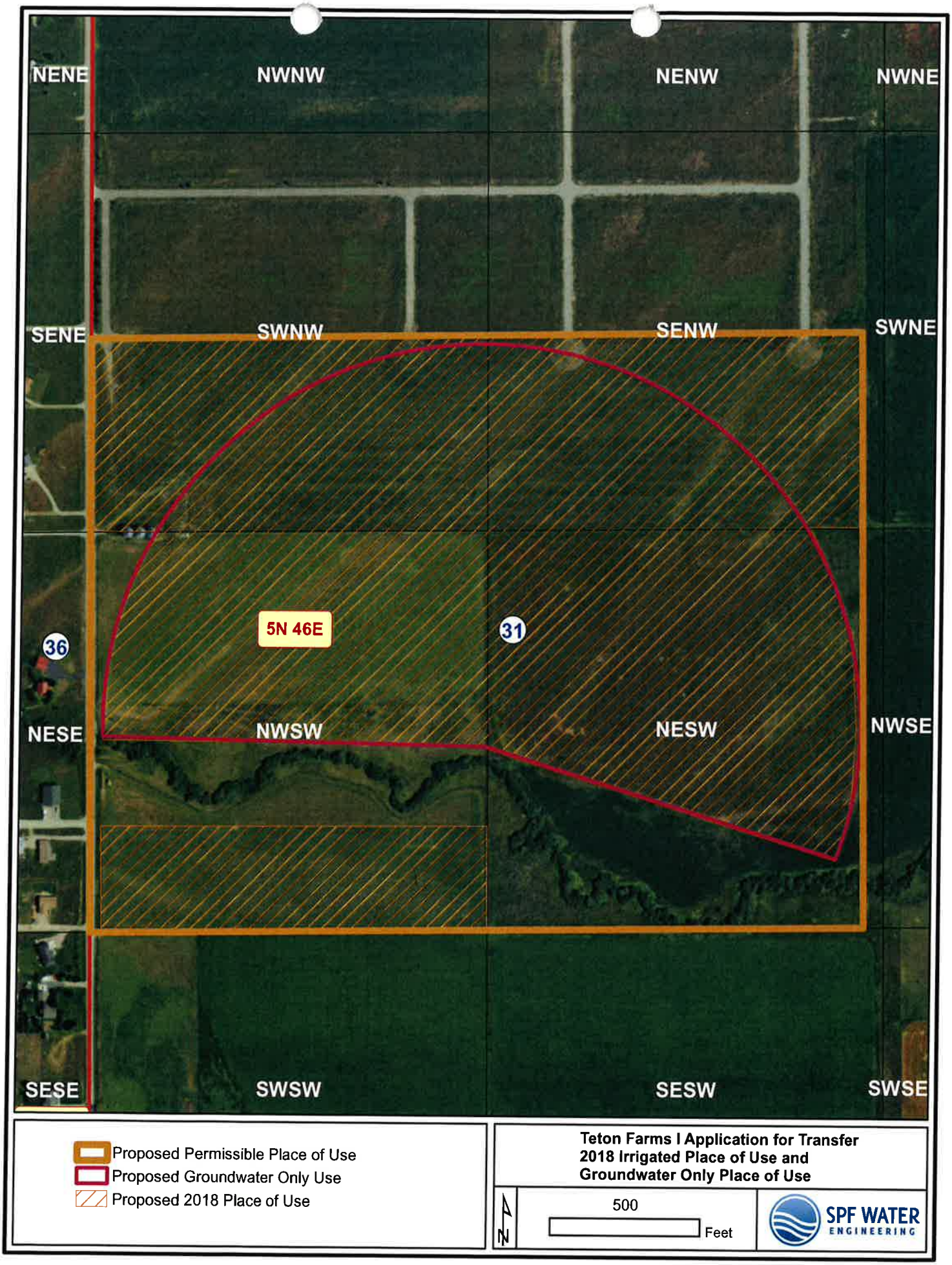
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SWSW
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SWSE
Proposed Permissible Place of Use
Proposed Groundwater Only Use
Proposed 2018 Place of Use
Teton Farms I Application for Transfer
2018 Irrigated Place of Use and
Groundwater Only Place of Use
N
500
Feet
SPF WATER
ENGINEERING

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AFTER RECORDING MAIL TO:

Teton Farms I, LLC
PO Box 1670
Driggs, ID 83422

SPECIAL WARRANTY DEED

File No.: **602971-T (tm)** Date: **September 15, 2016**

For Value Received, **Gulf Coast Bank and Trust Co., a Louisiana corporation**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **Teton Farms I, LLC, an Idaho limited liability company**, hereinafter called the Grantee, whose current address is **PO Box 1670, Driggs, ID 83422**, the following described premises, situated in **Teton** County, **Idaho,** to-wit: **Legal Description attached hereto as Exhibit A, and by this referenced incorporated herein.**

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its appurtenances unto the said Grantee(s), their heirs and assigns forever. And the said Grantor(s) do hereby covenant to and with the said Grantee(s), that they are the owners in fee simple of said premises. The Grantor(s) warrants that said premises are free and clear of all encumbrances suffered or created by the Grantor(s), except such warranty does not apply to all taxes, assessments, and charges to be paid by the Grantee(s) and any lien or encumbrance revived or placed on said premises by, through or under the Grantee(s), his heirs and assigns.

Gulf Coast Bank and Trust Co., a Louisiana corporation

By: _____
Name: Joel M. Daste
Title: Senior Vice President

STATE OF Louisiana)
SS.
COUNTY OF Orleans)

On this 27th **day of September, 2016**, before me, a Notary Public in and for said State, personally appeared JOEL DASTE, AS SENIOR VP, known or identified to me, to be the SENIOR VP of the Corporation that executed the instrument or the person who executed the instrument on behalf of said Corporation, and acknowledged to me that such Corporation executed the same.

_____
Notary Public of STATE OF LOUISIANA
Residing at: 7000 GENERAL PERSHING ST NEW ORLEANS LA 70124
Commission Expires: LIFE
BAR ROLL # 23631

82591

EXHIBIT A

TRACT 1:
(PARCEL A)

TOWNSHIP 5 NORTH, RANGE 46 EAST, BOISE MERIDIAN, TETON COUNTY, IDAHO.

SECTION 31: THE SOUTH HALF OF THE SOUTH HALF OF THE NORTHWEST QUARTER, LESS AND EXCEPTING THEREFROM THE EAST 70 FEET THEREOF.

TRACT 2:
(PARCELS B & C)

TOWNSHIP 5 NORTH, RANGE 46 EAST, BOISE MERIDIAN, TETON COUNTY, IDAHO.

SECTION 31: THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER, LESS AND EXCEPTING THEREFROM THE EAST 70 FEET THEREOF.

SECTION 31: THE NORTH 33 FEET OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER.

TRACT 3:

(EASEMENT ESTATE)
TOGETHER WITH A 60 FOOT WIDE NON-EXCLUSIVE EASEMENT FOR INGRESS, EGRESS AND UTILITIES BEING FURTHER DESCRIBED AS FOLLOWS: A strip of land 60 feet wide located in the west half of the Southeast Quarter of Section 31, Township 5 North, Range 46 East of the Boise Meridian, Teton County, Idaho and more particularly described as follows:

BEGINNING at the South Quarter Corner of said Section 31;
thence N00°40'55"W 1,324.66 feet along the west line of the Southeast Quarter of said Section 31 to the northwest corner of the Southwest Quarter of the Southeast Quarter of said Section 31;
thence S89°18'25"W 70.00 feet along the north line of the Southeast Quarter of the Southwest Quarter of said Section 31;
thence N00°40'55"W 60.00 feet;
thence N89°18'25"E 130.00 feet;
thence S00°40'55"E 1,384.67 feet to the south line of the Southeast Quarter of said Section 31;
thence S89°12'53"W 60.00 feet along the south line of the Southeast Quarter of said Section 31 to the POINT OF BEGINNING.

The basis of bearing for this description is N89°12'53"E for the south line of said Section 31.

June 25, 2018

Kerrie Mathews
Idaho Department of Water Resources
900 N. Skyline Drive, Suite A
Idaho Falls, Idaho 83402-1718

Re: Authorization for Transfer Application (22-500B, et al.)

Dear Ms. Mathews,

I am an owner with Richard Berg, as tenants in common, of property described on the attached warranty deed, and also an owner of water right 22-500B. Water right 22-500B, along with other water rights, is the subject of an administrative transfer application filed by Teton Farms I, LLC (Richard Berg, Member) to authorize an additional point of diversion for water right 22-500B and the combined use of 22-500B with water rights owned by Teton Farms I, LLC.

As a result of this transfer, I understand that the ground water right owned by Teton Farms I, LLC, which is also involved in the transfer, will be made appurtenant to the property that I own with Richard Berg, in combined use with water right 22-500B and the other surface water rights included in the transfer application.

This letter is intended to inform the Department that I am aware of the transfer application filed by Teton Farms I, LLC, which includes an irrigated area of the property I own with Richard Berg. I authorize processing of the transfer as it pertains to my property.

I am aware that no action in this administrative transfer process will convey my ownership of water right 22-500B to another party. I am further aware that the changes to water right 22-500B proposed by the Teton Farms I, LLC transfer application can be reversed or altered in the future by filing an additional application with the Idaho Department of Water Resources.

Thank you for your consideration of this matter.

Mavis Gallenson

Mavis Gallenson

82591

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CERTIFICATE OF ORGANIZATION LIMITED LIABILITY COMPANY

Title 30, Chapters 21 and 25, Idaho Code

Filing fee: $100 typed, $120 not typed

Complete and submit the application in duplicate.

FILED EFFECTIVE

2016 SEP 22 PM 3:49

SECRETARY OF STATE
STATE OF IDAHO

1. The name of the limited liability company is:
Teton Farms I, LLC
(Remember to include the words "Limited Liability Company," "Limited Company," or the abbreviations L.L.C., LLC, or LC)

2. The complete street and mailing addresses of the principal office is:
5410 Rancheros Loop, Tetonia 83452
(Street Address)
PO Box 1670 Driggs Idaho 83422
(Mailing Address, if different)

3. The name of the registered agent and the street address of the registered agent:
Richard Berg — 5410 Rancheros Loop, Tetonia 83452
(Name) (Address cannot be a post office box or postal mail box.)

4. The name and address of at least one governor of the limited liability company:
Richard Berg — PO Box 1670 Driggs Idaho 83422
(Name) (Address)

(Name) (Address)

(Name) (Address)

(Name) (Address)

5. Mailing address for future correspondence (annual report notices):
PO Box 1670 Driggs Idaho 83422
(Address)

Signature of organizer(s).

Signature: _____

Printed Name: ~~Herbert Heimerl~~

Signature: _____

Printed Name: Herbert Heimerl

Rev. 11/2015

Secretary of State use only

IDAHO SECRETARY OF STATE
09/22/2016 05:00
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W171902

SPF WATER ENGINEERING

July 25, 2018

Kerrie Mathews
Idaho Department of Water Resources
900 N. Skyline Drive, Suite A
Idaho Falls, Idaho 83402-1718

RECEIVED
JUL 30 2018
Department of Water Resources
Eastern Region

Re: Application for Transfer – Teton Farms I, LLC

Dear Kerrie,

On behalf of Teton Farms I, Richard Berg, and Mavis Gallenson, we are pleased to submit the enclosed *Application for Transfer*. The transfer application was originally received by IDWR on January 2, 2018 and subsequently returned to the applicant on February 26, 2018 after it was deemed incomplete.

In addition to re-submittal of the original application, the following information is provided in response to your letter dated January 25, 2018. Our response is organized to correspond with the bullet points in your letter.

In response to your first point, please find enclosed a copy of the Special Warranty Deed conveying the property to which water rights 22-14224, 22-14225, and 22-14226 are appurtenant from Gulf Coast Bank and Trust Company to Teton Farms I LLC. We understand the filing fee for changing the ownership records of these rights is $75.00. You will find a check for that amount enclosed.

In response to your second point, please find enclosed a letter signed by Mavis Gallenson authorizing processing of the transfer application filed by Teton Farms I, LLC.

In response to your third point, it appears that water right 22-500A is non-existent. In addition, we do not find evidence that the transfer application filed by Teton Farms I seeks to move the Spring Creek point of diversion above the rights of another Spring Creek water user.

In response to your fourth point, we have enclosed a map indicating the irrigated area proposed for 2018 (shown in orange cross-hatch). Water will be delivered to this area using a combination of pivot and hand-line irrigation.

In response to your fifth point, the enclosed map also indicates where groundwater will be used in the event of a surface water curtailment (outlined in pink). Water will be delivered to this area using the pivot only. Please contact me with any additional questions.

Best Regards,

Roxanne Brown

Roxanne Brown
Sr. Water Rights Specialist

CC: Richard Berg, Norm Semanko
Enclosures
SPF Job No. 1329.0010

300 E. Mallard Drive, Suite 350, Boise, Idaho 83706 Tel: 208-383-4140 Fax: 208-383-4156