

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 82247**

This is to certify that: IDAHO AGRI INVESTMENTS LLC
PO BOX 609
TURNER, ME 04282-0609

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

Summary of Water Rights Before the Proposed Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
47-7673	WR/LICENSE	10/10/1980	8.020 cfs	3040.0 af	760.0	1505.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
47-7673	NO	NO	NO	YES	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
47-7673	47-7673	8.020 cfs	3040.0 af	760.0	1505.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		8.020 cfs	3040.0 af	760.0	1505.0		N/A	N/A	N/A	N/A

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

Dated this 13th day of July, 2018.


Southern Region Manager

WATER RIGHT NO. 47-7673**As Modified by Transfer No. 82247**

In accordance with the approval of Transfer No. 82247, Water Right No. 47-7673 is now described as follows:

Right Holder: IDAHO AGRI INVESTMENTS LLC
PO BOX 609
TURNER, ME 04282-0609

Priority Date: 10/10/1980

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

03/15

to

To

11/15

Diversion Rate

8.020 cfs

8.020 cfs

Diversion Volume

3040.0 af

3040.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

L3 (NENW)

Sec 1 Twp 12S Rge 18E TWIN FALLS County

GROUND WATER

SENW

Sec 1 Twp 12S Rge 18E TWIN FALLS County

GROUND WATER

SENW

Sec 1 Twp 12S Rge 18E TWIN FALLS County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	18E	36	33.0			20.0								19.0	30.0	20.0	40.0	40.0	202.0
11S	19E	32									40.0	39.0	37.0	34.0					150.0
12S	18E	1	40.0	40.0	21.0	28.0	38.0	5.0	25.0	24.0									221.0
			L 1	L 2			L 3	L 4											
12S	19E	5	38.0	29.0			23.0	39.0	32.0			38.0	19.0						218.0
			L 1	L 2			L 3	L 4											
12S	19E	6	40.0	39.0	39.0	40.0	39.0	18.0	19.0	39.0	26.0			18.0	40.0	39.0	39.0	40.0	475.0
			L 1	L 2			L 3	L 4	L 5										
12S	19E	7	32.0	40.0	40.0		27.0			35.0	32.0					33.0			239.0

Right Acre Limit: 760.0

POU Total Acres: 1505.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 760 acres within the authorized place of use in a single irrigation season.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
3. Rights 47-127A, 47-140, 47-141, 47-142, 47-143, 47-157A, 47-2491, 47-2511, 47-2526, 47-2536, 47-2546, 47-2552, 47-2554, 47-2556, 47-2557, 47-2566, 47-7673, 47- 8379 and 47-16392 when combined shall not exceed the irrigation of 1505 acres.

Transfer No. 82247

WATER RIGHT NO. 47-7673

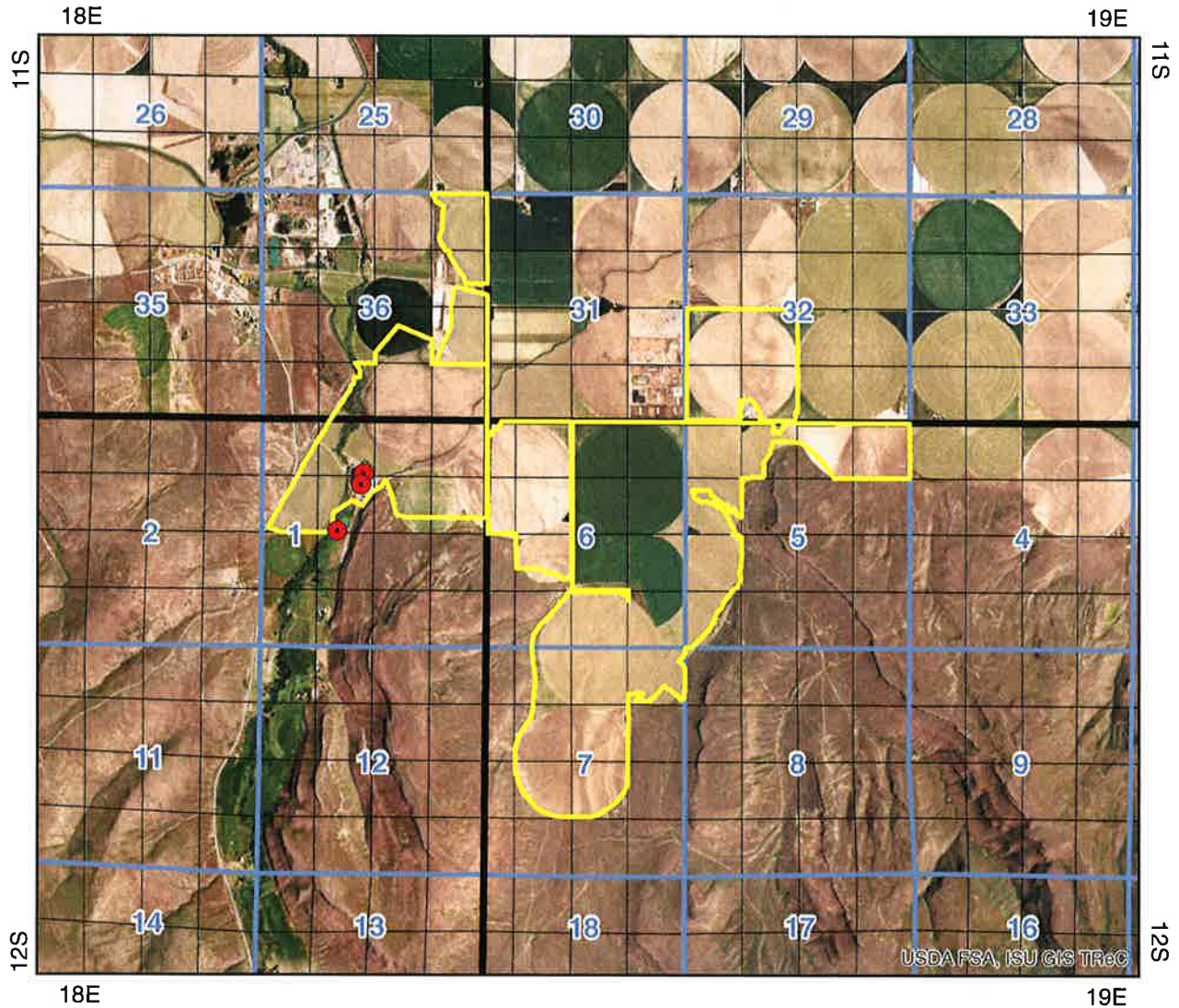
As Modified by Transfer No. 82247

CONDITIONS OF APPROVAL

4. Rights 47-2491, 47-2566, 47-2511, 47-2546, 47-2526, 47-8379, 47-2536, 47-2552, 47-2556, 47-2554, 47-2557 and 47-7673 are limited to the diversion of 6020 acre feet per irrigation season.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
6. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Section 42-222, Idaho Code, or other Department approval.
7. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

State of Idaho
Department of Water Resources
Attachment to Transfer # 82247
47-7673

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



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections

0 0.5 1 2 Miles





State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION • 650 ADDISON AVE W STE 500 • TWIN FALLS ID 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

July 16, 2018

IDAHO AGRI INVESTMENTS LLC
PO BOX 609
TURNER ME 04282-0609

Re: Transfer No: 82247
Water Right No(s): 47-7673

Transfer Approval Notice

Dear Water Right Holder and other Interested Persons:

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

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

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

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

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

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

Sincerely,

A handwritten signature in black ink, appearing to read "Corey Skinner". The signature is fluid and cursive, with a small mark above the "i" in "Skinner".

Corey Skinner
Southern Regional Manager

Enclosure

cc:

TSK ENTERPRISES LLC
GARY L FUNDERBURG
255 BLUE LAKES BLVD N PMB 617
TWIN FALLS ID 83301

SHELLEY M DAVIS
BARKER ROSHOLT & SIMPSON LLP
PO BOX 2139
BOISE ID 83701-2139

CERTIFICATE OF SERVICE

I hereby certify that on July 16, 2018 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

Re: Transfer No.: 82247
Water Right No(s): 47-7673

IDAHO AGRI INVESTMENTS LLC
PO BOX 609
TURNER ME 04282-0609

TSK ENTERPRISES LLC
GARY L FUNDERBURG
255 BLUE LAKES BLVD N PMB 617
TWIN FALLS ID 83301

SHELLEY M DAVIS
BARKER ROSHOLT & SIMPSON LLP
PO BOX 2139
BOISE ID 83701-2139



Denise Maline
Administrative Assistant

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

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

(Required by Rule of Procedure 730.02)

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

REQUEST FOR HEARING

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

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

EXHIBIT A

Basin	Sequence	Suffix
45	457	
45	498	
45	499	
45	502	
45	504	
45	507	
45	510	
45	2174	A
45	2184	
45	2221	
45	2222	B
45	2234	
45	2244	
45	2247	
45	2274	
45	2281	
45	2284	A
45	2284	B
45	2285	
45	2289	
45	2310	
45	2313	
45	2410	
45	2421	
45	2436	
45	2447	
45	2456	
45	2462	
45	2557	
45	2559	
45	2581	
45	2632	A
45	2632	B
45	2633	
45	2648	
45	2826	
45	4165	
45	4223	
45	10084	
45	10085	
45	10094	
45	10096	
45	10097	
45	10102	
45	10108	
45	10119	
45	10122	
45	10148	
45	10149	
45	10156	
45	11040	
45	11041	
45	12432	

45	12465
45	13487
45	13509
45	13560
45	13561
45	13562
45	13563
45	14007
45	14009
45	14012
45	14014
45	14179
45	14324
45	14326
45	14364
45	14365
45	14366
45	14367
45	14368
45	14369
45	14370
45	14458
47	2473
47	2505
47	2534
47	2544
47	7526
47	7673
47	8436
47	16390
47	16774

MEMORANDUM

Date: June 4, 2018
To: Transfer 82247 File
From: Bill Mills
Re: Evaluation of Sufficiency of Information Submitted

Application for transfer proposes adding points of diversion to water right 47-7673, an 8.02 cfs ground water right used to irrigate 760 acres within a 1505 acre permissible place of use (PPU). The transfer proposes adding two additional points of diversion, an existing well and one new well to be drilled. Points of diversion are located approximately 8.3 miles south and 3.4 miles east of the intersection of Center St and Main St in Kimberly.

This water right overlaps the following water rights within the 1505 acre PPU: 47-127A, 47-140, 47-141, 47-142, 47-143, 47-157A, 47-2491, 47-2511, 47-2526, 47-2536, 47-2546, 47-2552, 47-2554, 47-2556, 47-2557, 47-2566, 47-8379 and 47-16392. When combined, all rights in the PPU are limited to the diversion of 0.02 cfs per acre and no more than 4.0 acre feet per acre. This right and the following ground water rights in the PPU are also limited to the diversion of 6020 acre feet per irrigation season: 47-2491, 47-2566, 47-2511, 47-2546, 47-2526, 47-8379, 47-2536, 47-2552, 47-2556, 47-2554 and 47-2557. The portion of this PPU that is in Section 32, Twp 11S, Rge 19E is within the Oakley Canal Co. and Southwest Irrigation District service areas and Southwest Irrigation District water shares may be used there.

- **Authority to File:** IDWR records indicate the applicant is the current owner of the water right in this transfer.
- **Water Right Validity:** Water right 47-7673 was licensed on 12/8/2015. Recent aerial and satellite imagery indicates the properties involved with this transfer appear irrigated.
- **Injury to Other Water Rights:**
None, anticipated.
- **Enlargement of Use:**
None anticipated.
- **Local Public Interest:**
No issues anticipated.
Application was subject to public notice.

- **Beneficial Use/Conservation of Water Resources:**
Proposed uses are recognized as beneficial uses of water.
- **Effect on the Economy of the Local Area:**
None Anticipated.
- **Effect on Agricultural Base of the Local Economy:**
None Anticipated.

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

Maline, Denise

From: Maline, Denise
Sent: Monday, May 21, 2018 12:14 PM
To: 'smd@idahowaters.com'
Subject: Clarification of mailing address for Idaho Agri Investments LLC
Attachments: April 27, 2018 letter to Idaho Agri Investments & returned mail.pdf; E-mail from consultant Gary Funderburg.pdf; Address confirmation letter to Idaho Agri Investments.pdf

Good afternoon Ms. Davis,

The department is currently processing an Application for Transfer for Idaho Agri Investments LLC and we have come across an issue with their mailing address. The department currently has (2) addresses in our database, as well as a third address recently provided by consultant Gary Funderburg. We are needing to confirm &/or update the mailing address for this entity.

I am contacting you as well as the applicant; as you are listed as the Registered Agent, per the Secretary of State website. I have attached the following documents for your reference:

- April 27, 2018 letter to Idaho Agri Investments, and the envelope showing it was returned to the department by the Post Office.
- May 16, 2018 e-mail from consultant Gary Funderburg, indicating the mailing address for Idaho Agri Investments is in Turner, ME.
- May 21, 2018 letter to Idaho Agri Investments LLC, requesting confirmation of their mailing address.

If you could be of any assistance in this matter, it is greatly appreciated. Please feel free to contact me if there are any questions.

Sincerely,

Denise Maline @ IDWR Twin Falls

Denise Maline

Administrative Assistant

Idaho Dept of Water Resources, Southern Region

650 Addison Ave W, Ste 500

Twin Falls, ID 83301

(208) 736-3033

denise.maline@idwr.idaho.gov



State of Idaho

DEPARTMENT OF WATER RESOURCES

SOUTHERN REGION • 650 ADDISON AVE W STE 500 • TWIN FALLS ID 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

May 21, 2018

IDAHO AGRI INVESTMENTS LLC
PO BOX 609
TURNER ME 04282

Re: Application for Transfer No. 82247 (47-7673); 45-457, etc.
Confirmation of Address

Dear Water Right Holder(s):

IDWR has been notified that the address(s) presently in our records could be incorrect. The address above was provided to the department by consultant Gary Funderburg, however we need written confirmation of your correct mailing address, in order to update our records. In addition, the department currently shows the following mailing addresses for your company:

PO Box 418
Chestertown MD 21620-0418

2960 N 4200 E
Hansen ID 83344

Future notices related to your water right can be sent only to the address on your water right or as otherwise changed by you. Please indicate your correct mailing address, sign your name at the bottom of this letter and return it to our office.

In the future, if your mailing address changes in any form, please contact us in writing so we can update our records.

Additional water right information can be found on our website at www.idwr.idaho.gov. Please feel free to contact our office if you have any questions regarding this information. Thank you in advance for your help.

Sincerely,


Denise Maline
Administrative Assistant

c: Shelley M Davis, Barker Rosholt & Simpson LLP (via e-mail)

.....
The address is correct as indicated above or as otherwise changed.

**Signature & Title of water right holder(s)
or authorized agent**

Telephone number

Proof of Publication ***

RECEIVED

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

MAY 17 2018

DEPT. OF WATER RESOURCES
SOUTHERN REGION

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

2 Insertions

ID DEPARTMENT OF WATER RESOURCES

650 ADDISON AVE W, STE 500
TWIN FALLS ID 83301

ORDER NUMBER 66702

Ruby Aufderheide
(Legals Clerk)

STATE OF IDAHO)
.SS
COUNTY OF TWIN FALLS)

On this 10 day of MAY in the year of 2018 before me, a Notary Public, personally appeared before me Ruby Aufderheide known or identified to me to be the person whose name subscribed to the within instrument, and being by first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Wail Smith
Notary Public FOR Idaho
Residing at: Twin Falls, Idaho
My Commission expires: 6.13.2023

PUBLISHED ON: 05/03/2018, 05/10/2018

TOTAL AD COST: 323.28
FILED ON: 5/10/2018

NOELLE R. SMITH
Notary Public
State of Idaho

✓ OK DM 5/21/2018

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 81943
DOUBLE EAGLE PROPERTIES LLLP, 3173 N 4900 E, MURTAUGH, ID 83344-5359; has filed Application No. 81943 for changes to the following water rights within CASSIA, TWIN FALLS County(s): Right No(s). 45-10107, 45-13611, 45-13661, 45-14464, 45-2075, 45-2176, 45-2220, 45-2236, 45-2270, 45-2290, 45-2291, 45-2292, 45-2317, 45-2318, 45-2319, 45-2408, 45-4032, 45-4074, 45-4120, 45-4142, 45-480, 45-481, 45-482, 45-483, 45-484, 45-487C, 45-488A, 45-489, 45-490, 45-494, 45-497, 45-505, 45-506, 45-533, 45-7565. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes to create a 2277 acre permissible place of use (PPU) for 15 ground water rights, 17 Dry Creek water rights, one waste water right, one Unnamed Stream water right, and one Cold Springs Creek water right on a farm approximately 2.4 to 6.0 miles south and 1.4 miles west to 1.0 miles east of the City of Murtaugh. The application also proposes to add 10 existing wells plus 3 new wells to be drilled as authorized points of diversion for all of the ground water rights. Four ground water rights will retain an additional currently authorized point of diversion. Two of the proposed new wells to be drilled are within the proposed PPU and one new well to be drilled will be on neighboring land adjacent to the proposed PPU. In addition, the application proposes to add three existing Dry Creek points of diversion as authorized points of diversion for all 17 Dry Creek water rights. The application also proposes to add a new point of diversion located approximately 6.6 miles south and 0.3 miles west of the City of Murtaugh as an additional authorized point of diversion for the Cold Springs Creek water right. All water rights allow for the combined total diversion of 44.837 cfs to be used within the proposed 2277 acre PPU.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 82201
ISE 555 BROADWAY LLC, PO BOX 267, GALENA, MD 21635; has filed Application No. 82201 for changes to the following water rights within TWIN FALLS County(s): Right No(s). 47-4107A. The purpose of the transfer is to change a portion of the above rights as follows: Applicant proposes changing the point of diversion for 1.2 cfs of groundwater for irrigation from a well located approximately 6.2 miles south and 1.5 miles east of the city center of Hansen to a well to be drilled located approximately 5.9 miles south and 1.4 miles east of the city center of Hansen.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 82247
IDAHO AGRI INVESTMENTS LLC, PO BOX 418, CHESTER-TOWN, MD 21620; has filed Application No. 82247 for changes to the following water rights within TWIN FALLS County(s): Right No(s). 47-7673. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes adding points of diversion to an 8.02 cfs ground water right used to irrigate 760 acres within a 1505 acre permissible place of use. The transfer proposes adding two additional points of diversion, an existing well and one new well to be drilled. Points of diversion are located approximately 8.3 miles south and 3.4 miles east of the intersection of Center St and Main St in Kimberly.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 82289**

✓
IDA GOLD FARMS LLC, 246 E 300 S, BURLEY, ID 83318; has filed Application No. 82289 for changes to the following water rights within CASSIA County(s): Right No(s). 43-13005, 43-2540B. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to add a new point of diversion for two stockwater and commercial ground water rights associated with a CAFO facility. The two ground water rights allow for the diversion of up to 0.47 cfs. The CAFO is located approximately 13.5 to 14.2 miles east and 3.0 to 3.5 miles south of the intersection of Interstate Highways 84 and 86 east of Burley. The proposed new well to be drilled is located within the CAFO facility.

✓
**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 82302**

DAWN HIGLEY and HEATH HIGLEY, 1971 S 2350 E, MALTA, ID 83342; has filed Application No. 82302 for changes to the following water rights within CASSIA County(s): Right No(s). 43-13031, 43-13041, 43-13691, 43-13693, 43-323B, 43-7048. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to modify the place of use (POU) for two ground water and three surface water irrigation rights (6.44 cfs total) which currently irrigate 149.0 acres located approximately 1.3 to 2.0 miles south and 0.3 mile west to 0.5 mile east of Malta. The new place of use will irrigate 149.0 acres in the same general area. The transfer also proposes to change the point of diversion (POD) and POU of a 0.19 cfs (19.0 acre) portion of Cassia Creek right 43-323B. The POU of the split portion of 43-323B will be the same as the modified POU noted above and the POD of the split right will be changed to that of the existing Cassia Creek rights in the transfer, which is located approximately 1.9 miles south and 0.7 mile west of Malta, or approximately 0.25 mile downstream of its present location.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or to see a full description of these rights and/or the proposed transfers, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 ADDISON AVE W, STE 500, TWIN FALLS, ID 83301-5858 together with a protest fee of \$25.00 for each application on or before **May 21, 2018**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
PUBLISH: May 3 and 10, 2018

✓ OK dm 5/21/2018

Mills, William

From: Gary Funderburg <tskenterprise@cablone.net>
Sent: Wednesday, May 16, 2018 9:46 AM
To: Mills, William
Cc: 'Gary Funderburg'
Subject: idaho ag address

Bill, I spoke with LARRY SHULER with Idaho Ag Investments and he indicated the approved transfers should be sent to his Address;

CONTRACT FARMING OF MAIN
IDAHO AGRI INVESTMENT
P.O. BOX 609
TURNER, ME 04282

Please see that I get a copy of the approved Transfers.

Gary L. Funderburg
TSK Enterprises LLC
208-320-0897

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
650 Addison Ave. W., Ste. 500
Twin Falls, ID 83301-5858

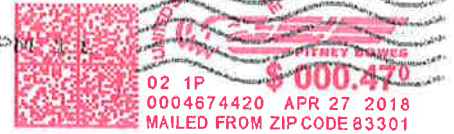
BOISE ID 837

28 APR 2018 PM 3:11

RECEIVED

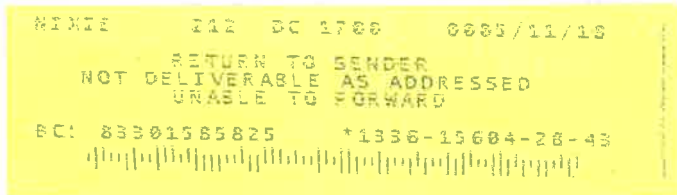
MAY 15 2018

DEPT OF WATER RESOURCES
SOUTHERN REGION

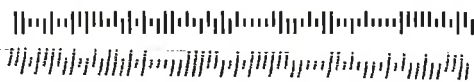


Transfer 82247
WR #47-7673

FWD



IDAHO AGRI INVESTMENTS LLC
PO BOX 418
CHESTERTOWN MD 21620-0418



Taxlots for 47-7673 → 2 addresses:

① LSE 555 Broadway LLC
c/o Gregg Clanton
P.O. Box 267
Galena, MD

② Gregg Clanton (M/O)
P.O. Box 267
Galena, MD 21635

* see 5/21/2018 letter to applicant re: address clarification, etc.

Customer Ad Proof

60002276 ID DEPARTMENT OF WATER RESOURCES

Order Nbr 66702

Publication	Times News		
Contact	ID DEPARTMENT OF WATER RESOURCES	PO Number	
Address 1	650 ADDISON AVE W, STE 500	Rate	Legal Notice
Address 2		Order Price	323.28
City St Zip	TWIN FALLS ID 83301	Amount Paid	0.00
Phone	2087363033	Amount Due	323.28
Fax			
Section	Legals	Start/End Dates	05/03/2018 - 05/10/2018
SubSection		Insertions	2
Category	50 Legal	Size	216
Ad Key	66702-1	Salesperson(s)	Ruby Aufderheide
Keywords	Transfer No. 81943	Taken By	Ruby Aufderheide
Notes			

Ad Proof

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 81943

DOUBLE EAGLE PROPERTIES LLLP, 3173 N 4900 E, MURTAUGH, ID 83344-5359; has filed Application No. 81943 for changes to the following water rights within CASSIA, TWIN FALLS County(s): Right No(s). 45-10107, 45-13611, 45-13661, 45-14464, 45-2075, 45-2176, 45-2220, 45-2236, 45-2270, 45-2290, 45-2291, 45-2292, 45-2317, 45-2318, 45-2319, 45-2408, 45-4032, 45-4074, 45-4120, 45-4142, 45-480, 45-481, 45-482, 45-483, 45-484, 45-487C, 45-488A, 45-489, 45-490, 45-494, 45-497, 45-505, 45-506, 45-533, 45-7565. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes to create a 2277 acre permissible place of use (PPU) for 15 ground water rights, 17 Dry Creek water rights, one waste water right, one Unnamed Stream water right, and one Cold Springs Creek water right on a farm approximately 2.4 to 6.0 miles south and 1.4 miles west to 1.0 miles east of the City of Murtaugh. The application also proposes to add 10 existing wells plus 3 new wells to be drilled as authorized points of diversion for all of the ground water rights. Four ground water rights will retain an additional currently authorized point of diversion. Two of the proposed new wells to be drilled are within the proposed PPU and one new well to be drilled will be on neighboring land adjacent to the proposed PPU. In addition, the application proposes to add three existing Dry Creek points of diversion as authorized points of diversion for all 17 Dry Creek water rights. The application also proposes to add a new point of diversion located approximately 6.6 miles south and 0.3 miles west of the City of Murtaugh as an additional authorized point of diversion for the Cold Springs Creek water right. All water rights allow for the combined total diversion of 44.837 cfs to be used within the proposed 2277 acre PPU.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 82201

ISE 555 BROADWAY LLC, PO BOX 267, GALENA, MD 21635; has filed Application No. 82201 for changes to the following water rights within TWIN FALLS County(s): Right No(s). 47-4107A. The purpose of the transfer is to change a portion of the above rights as follows: Applicant proposes changing the point of diversion for 1.2 cfs of groundwater for irrigation from a well located approximately 6.2 miles south and 1.5 miles east of the city center of Hansen to a well to be drilled located approximately 5.9 miles south and 1.4 miles east of the city center of Hansen.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 82247

IDAHO AGRI INVESTMENTS LLC, PO BOX 418, CHESTER-TOWN, MD 21620; has filed Application No. 82247 for changes to the following water rights within TWIN FALLS County(s): Right No(s). 47-7673. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer

Proof of legal notice
received from Times News
5/1/2018 (2 pages)

✓ OK DM 5-1-2018
E-mail sent.

Customer Ad Proof

60002276 ID DEPARTMENT OF WATER RESOURCES

Order Nbr 66702

proposes adding points of diversion to an 8.02 cfs ground water right used to irrigate 760 acres within a 1505 acre permissible place of use. The transfer proposes adding two additional points of diversion, an existing well and one new well to be drilled. Points of diversion are located approximately 8.3 miles south and 3.4 miles east of the intersection of Center St and Main St in Kimberly.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 82289

IDA GOLD FARMS LLC, 246 E 300 S, BURLEY, ID 83318; has filed Application No. 82289 for changes to the following water rights within CASSIA County(s): Right No(s). 43-13005, 43-2540B. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to add a new point of diversion for two stockwater and commercial ground water rights associated with a CAFO facility. The two ground water rights allow for the diversion of up to 0.47 cfs. The CAFO is located approximately 13.5 to 14.2 miles east and 3.0 to 3.5 miles south of the intersection of Interstate Highways 84 and 86 east of Burley. The proposed new well to be drilled is located within the CAFO facility.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 82302

DAWN HIGLEY and HEATH HIGLEY, 1971 S 2350 E, MALTA, ID 83342; has filed Application No. 82302 for changes to the following water rights within CASSIA County(s): Right No(s). 43-13031, 43-13041, 43-13691, 43-13693, 43-323B, 43-7048. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to modify the place of use (POU) for two ground water and three surface water irrigation rights (6.44 cfs total) which currently irrigate 149.0 acres located approximately 1.3 to 2.0 miles south and 0.3 mile west to 0.5 mile east of Malta. The new place of use will irrigate 149.0 acres in the same general area. The transfer also proposes to change the point of diversion (POD) and POU of a 0.19 cfs (19.0 acre) portion of Cassia Creek right 43-323B. The POU of the split portion of 43-323B will be the same as the modified POU noted above and the POD of the split right will be changed to that of the existing Cassia Creek rights in the transfer, which is located approximately 1.9 miles south and 0.7 mile west of Malta, or approximately 0.25 mile downstream of its present location.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or to see a full description of these rights and/or the proposed transfers, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 ADDISON AVE W, STE 500, TWIN FALLS, ID 83301-5858 together with a protest fee of \$25.00 for each application on or before May 21, 2018. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
PUBLISH: May 3 and 10, 2018

A handwritten signature in blue ink, appearing to be 'DM', with a large checkmark to its left.