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DEC 13 2017

DEPT OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 82052

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at <http://www.idwr.idaho.gov/>.

Name of Applicant(s) FAULKNER LAND & LIVESTOCK CO INC

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 #1-9.

- ☒ ☐ #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 transfer 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).
- ☐ ☒ #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 <http://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.
- ☐ ☒ #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.)
- ☐ ☒ #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 Other. Please describe: _____

DEC 13 2017

DEPT OF WATER RESOURCES
SOUTHERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant FAULKNER LAND & LIVESTOCK CO INC Phone (208) 934-4956
Mailing Address 1989 S 1875 E, GOODING ID 83330 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 Representative

Name of Representative _____ Phone _____
Mailing Address _____ Email _____

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

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

 Signature of Applicant or Authorized Representative
Mike Faulkner "Sec" Print Name and Title if applicable
12-12-17 Date

Signature of Applicant or Authorized Representative Print Name and Title if applicable Date

A. PURPOSE OF TRANSFER

1.	Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
	37-7808	No	No	Yes	Yes	No	No
	37-8005B	No	No	Yes	Yes	No	No
	37-8005C	No	No	Yes	Yes	No	No
	37-8005D	No	No	Yes	Yes	No	No

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

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**

Application filed to add an existing well as an authorized point of diversion and create a permissible place of use to allow more flexible use of water.

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

1. Detailed Water Right Description(s) Attached labeled Part 1.

Summary of Water Rights After the Approved Change

Transferred Right (All or Part)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	Original Right (Remaining Portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
37-7808	3.260 cfs	570.5 af	163.0	427.0		N/A	N/A	N/A	N/A
37-8005B	2.020 cfs	444.0 af	111.0	427.0		N/A	N/A	N/A	N/A
37-8005C	1.600 cfs	488.0 af	122.0	427.0		N/A	N/A	N/A	N/A
37-8005D	0.410 cfs	124.0 af	31.0	427.0		N/A	N/A	N/A	N/A

**COMBINED
TOTALS**

7.290 cfs	1,626.5 af	427.0	427.0	N/A	N/A	N/A	N/A
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2. Total amount of water proposed to be transferred or changed 7.29 cubic feet per second and/or _____ acre-feet per annum

3. Points(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
- ☒ As shown in Part 1.
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.

4. Place of Use:

- ☐ No changes to place of use are proposed. (Proceed to #5.)
- ☒ As shown in Part 1.
- ☐ See Attachment.

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes**

Proposed Water Right No. 37-7808

Current Water Right Owner
FAULKNER LAND &
LIVESTOCK CO INC
1989 S 1875 E
GOODING, ID 83330

Priority Date: 11/16/1979

Origin: Water Right

Basis: License

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/15	10/15	3.260 CFS	570.5 AFA	
Total Diversion			3.260 CFS	570.5 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NESW	Sec. 8 Twp 06S Rge 14E GOODING County
GROUND WATER	NESW	Sec. 8 Twp 06S Rge 14E GOODING County

Describe the proposed diversion system

Existing well, existing 125 hp motor, pump, mainline to pond, two existing 75 hp relift pumps, two additional 75 hp relift pumps to be installed, mainlines to pivots

Existing well, existing 125 hp motor, pump, mainline to pond, two existing 75 hp relift pumps, two additional 75 hp relift pumps to be installed, mainlines to pivots

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	
06S	14E	8	1.4	22	34	35	38	7.7	35	36	29	28			35	29	0.3	32	362.4
06S	14E	9							0.6			31	33						64.6

Right Acre Limit: 163.0

POU Total Acres: 427.0

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes**

Proposed Water Right No. 37-8005B

Current Water Right Owner
FAULKNER LAND &
LIVESTOCK CO INC
1989 S 1875 E
GOODING, ID 83330

Priority Date: 3/20/1982

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01	11/01	2.020 CFS	444.0 AFA	
Total Diversion			2.020 CFS	444.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NESW	Sec. 8 Twp 06S Rge 14E	GOODING County
GROUND WATER	NESW	Sec. 8 Twp 06S Rge 14E	GOODING County

Describe the proposed diversion system

Existing well, existing 125 hp motor, pump, mainline to pond, two existing 75 hp relift pumps, two additional 75 hp relift pumps to be installed, mainlines to pivots

Existing well, existing 125 hp motor, pump, mainline to pond, two existing 75 hp relift pumps, two additional 75 hp relift pumps to be installed, mainlines to pivots

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	
06S	14E	8	1.4	22	34	35	38	7.7	35	36	29	28			35	29	0.3	32	362.4
06S	14E	9							0.6			31	33						64.6

Right Acre Limit: 111.0

POU Total Acres: 427.0

**AHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes**

Proposed Water Right No. 37-8005C

Current Water Right Owner
FAULKNER LAND &
LIVESTOCK CO INC
1989 S 1875 E
GOODING, ID 83330

Priority Date: 3/20/1982

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01	11/01	1.600 CFS	488.0 AFA	
Total Diversion			1.600 CFS	488.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NESW	Sec. 8 Twp 06S Rge 14E GOODING County
GROUND WATER	NESW	Sec. 8 Twp 06S Rge 14E GOODING County

Describe the proposed diversion system

Existing well, existing 125 hp motor, pump, mainline to pond, two existing 75 hp relift pumps, two additional 75 hp relift pumps to be installed, mainlines to pivots

Existing well, existing 125 hp motor, pump, mainline to pond, two existing 75 hp relift pumps, two additional 75 hp relift pumps to be installed, mainlines to pivots

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	
06S	14E	8	1.4	22	34	35	38	7.7	35	36	29	28			35	29	0.3	32	362.4
06S	14E	9							0.6			31	33						64.6

Right Acre Limit: 122.0

POU Total Acres: 427.0

**AHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes**

Proposed Water Right No. 37-8005D

Current Water Right Owner
FAULKNER LAND &
LIVESTOCK CO INC
1989 S 1875 E
GOODING, ID 83330

Priority Date: 3/20/1982

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01	11/01	0.410 CFS	124.0 AFA	
Total Diversion			0.410 CFS	124.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NESW	Sec. 8 Twp 06S Rge 14E GOODING County
GROUND WATER	NESW	Sec. 8 Twp 06S Rge 14E GOODING County

Describe the proposed diversion system

Existing well, existing 125 hp motor, pump, mainline to pond, two existing 75 hp relift pumps, two additional 75 hp relift pumps to be installed, mainlines to pivots

Existing well, existing 125 hp motor, pump, mainline to pond, two existing 75 hp relift pumps, two additional 75 hp relift pumps to be installed, mainlines to pivots

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	
06S	14E	8	1.4	22	34	35	38	7.7	35	36	29	28			35	29	0.3	32	362.4
06S	14E	9							0.6			31	33						64.6

Right Acre Limit: 31.0

POU Total Acres: 427.0

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

A existing wells we are currently working
out the measuring devices with the Dept &
ground water Dist.

- b. Who owns the property at the point(s) of diversion

Applicant

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?
No, ☐ 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: Mc Finney Agri. Finance LLC

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

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

No change

- e. Describe the use of any other water right(s) for the same purpose or land, or same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:

None

- f. 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:

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

Current Water Right No. 37-7808

Current Water Right Owner

FAULKNER LAND &
LIVESTOCK CO INC
1989 S 1875 E
GOODING, ID 83330

Priority Date: 11/16/1979

Origin: Water Right

Basis: License

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/15	10/15	3.260 CFS	570.5 AFA	
Total Diversion			3.260 CFS	570.5 AFA	

Source and Point(s) of Diversion:

GROUND WATER

SENESEW

Sec. 8 Twp 06S Rge 14E GOODING County

Describe the proposed diversion system

Existing well, existing 125 hp motor, pump, mainline to pond, two existing 75 hp relift pumps, two additional 75 hp relift pumps to be installed, mainlines to pivots

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	
06S	14E	8	0.3	32.0	1.5		33.0	1.2		1.0								35.0	104.0
06S	14E	9										22.0	37.0						59.0

POU Total Acres: 163.0

Conditions/Remarks:

- Beginning on the date of approval of Transfer 71642, Right 37-7808 is limited to the following schedule of allowed diversion rate and volume. The diversion of water shall be evenly distributed throughout the authorized season of use, except that minor variations are allowed for seasonal fluctuations in water requirements.

From year 2006 and beyond the right is limited to 1.76 cfs and 308.1 afa for the use of irrigation of 163 acres within the place of use described above in a single irrigation season. The un-diverted portion of the right is 1.50 cfs and 262.4 afa that is used to mitigate Transfer 71642.

- The model used to calculate depletion effects and mitigation for the Milner to King Hill reach may also show gains in other reaches of the Snake River. Such gains have not been quantified at this time. The right holder retains the right to seek quantification of such gains resulting from Transfer approval 71642. Protestants retain the right to object to the quantification of such gains. If such reach gains are quantified and acknowledged by the Department, credits for such gains shall be available for use only after the Department has implemented a system for administering such credits.
- Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
- Prior to the diversion and use of water under Transfer approval 71642, the right holder shall install and maintain an acceptable measuring device, including data logger, at the authorized point of diversion and in accordance with Department specifications.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

5. Prior to diversion and use of water under Transfer approval 71642, the right holder shall install and maintain an acceptable measuring device, including data logger, at the dedicated distribution lines to the authorized place of use for this right.
6. The right holder shall maintain a lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
7. 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.
8. 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 4/15 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
9. 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.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

7. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as 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.
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.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

7. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as 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.
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.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

7. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as 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.
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.

APPLICATION FOR TRANSFER OF WATER RIGHT PART 3

☒ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.

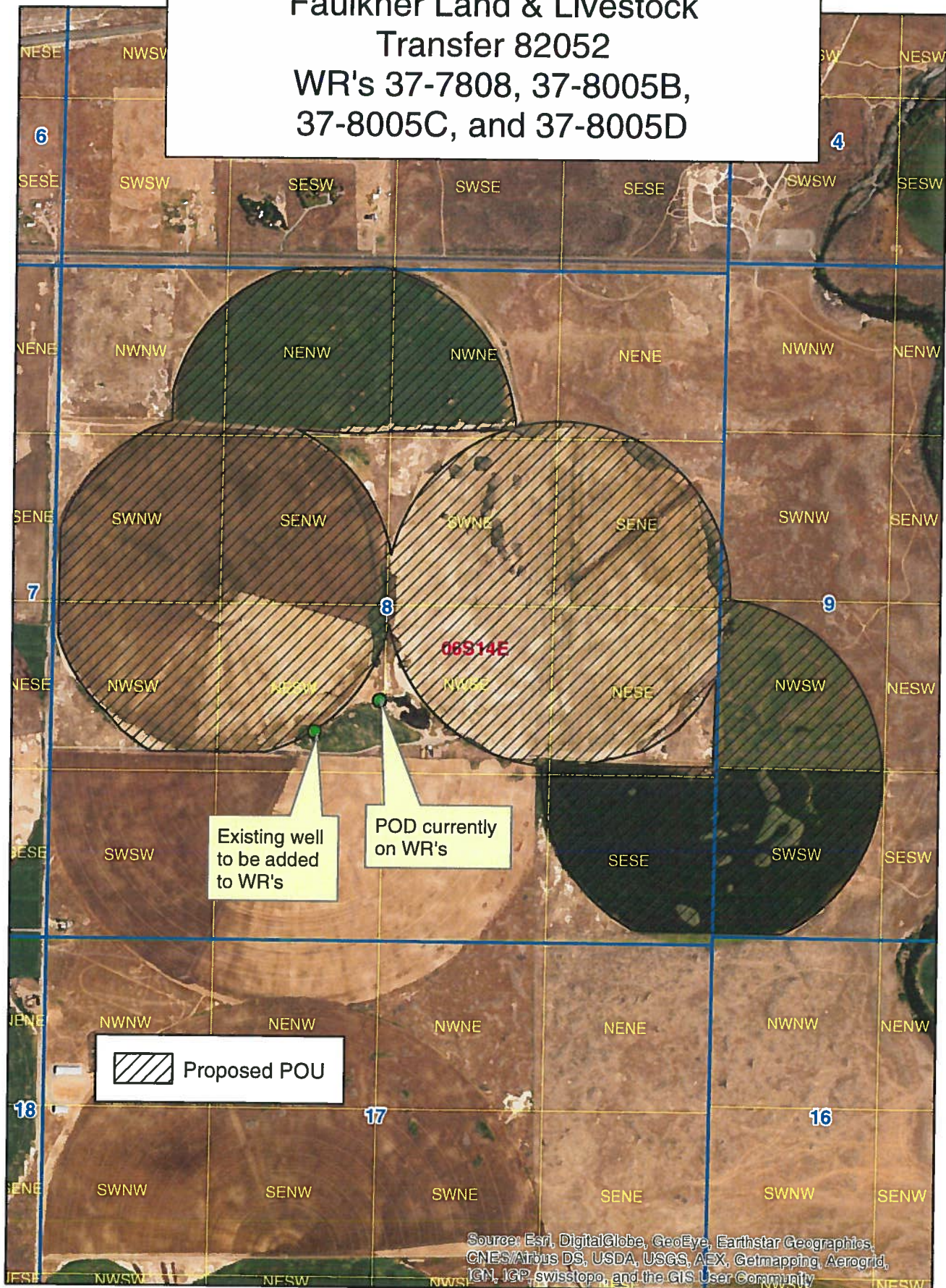
☐ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #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 you propose to change the nature of use or period of use of all or part of the right(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**.

1. 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.: _____

Transfer No. 82052

Faulkner Land & Livestock
Transfer 82052
WR's 37-7808, 37-8005B,
37-8005C, and 37-8005D



No. C 30155	Due no later than Aug 31, 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. FAULKNER LAND AND LIVESTOCK COMPANY, INC. JOHN L FAULKNER 1989 SOUTH 1875 EAST GOODING ID 83330		JOHN FAULKNER 1989 SOUTH 1875 EAST GOODING ID 83330																																											
			3. <u>New</u> Registered Agent Signature:*																																											
4. Corporations: Enter Names and Business Addresses of President, Secretary, and Directors. Treasurer (optional). <table border="1"> <thead> <tr> <th>Office Held</th> <th>Name</th> <th>Street or PO Address</th> <th>City</th> <th>State</th> <th>Country</th> <th>Postal Code</th> </tr> </thead> <tbody> <tr> <td>DIRECTOR</td> <td>LAURA JO FAULKNER</td> <td>1851 US HWY 26</td> <td>GOODING</td> <td>ID</td> <td>USA</td> <td>83330</td> </tr> <tr> <td>DIRECTOR</td> <td>MARK FAULKNER</td> <td>1851 US HWY 26</td> <td>GOODING</td> <td>ID</td> <td>USA</td> <td>83330</td> </tr> <tr> <td>TREASURER</td> <td>JACK L FAULKNER</td> <td>1875 SHOESTRING RD.</td> <td>GOODING</td> <td>ID</td> <td>USA</td> <td>83330</td> </tr> <tr> <td>SECRETARY</td> <td>MIKE R FAULKNER</td> <td>1989A S 1875 E</td> <td>GOODING</td> <td>ID</td> <td>USA</td> <td>83330</td> </tr> <tr> <td>PRESIDENT</td> <td>JOHN L FAULKNER</td> <td>1851 US HWY 26</td> <td>GOODING</td> <td>ID</td> <td>USA</td> <td>83330</td> </tr> </tbody> </table>					Office Held	Name	Street or PO Address	City	State	Country	Postal Code	DIRECTOR	LAURA JO FAULKNER	1851 US HWY 26	GOODING	ID	USA	83330	DIRECTOR	MARK FAULKNER	1851 US HWY 26	GOODING	ID	USA	83330	TREASURER	JACK L FAULKNER	1875 SHOESTRING RD.	GOODING	ID	USA	83330	SECRETARY	MIKE R FAULKNER	1989A S 1875 E	GOODING	ID	USA	83330	PRESIDENT	JOHN L FAULKNER	1851 US HWY 26	GOODING	ID	USA	83330
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5. Organized Under the Laws of: ID C 30155	6. Annual Report must be signed.* Signature: JOHN FAULKNER Name (type or print): JOHN FAULKNER Date: 06/22/2017 Title: PRESIDENT																																													
Processed 06/22/2017		* Electronically provided signatures are accepted as original signatures.																																												

TRANSFER 82052

McFinney Agri-Finance, LLC

Idaho Department of Water Resources
650 Addison Avenue West, Suite 500
Twin Falls, Idaho 83301

RECEIVED

DEC 13 2017

DEPT OF WATER RESOURCES
SOUTHERN REGION

December 13, 2017

RE: Faulkner Land & Livestock Co, Inc. Application for Transfer of Water Right

Dear Sir or Madam,

McFinney Agri-Finance, LLC has been asked, as lienholder, to consent to the Application for Transfer of Water Right making changes to Irrigation Water Rights 37-7808, 37-8005B, 37-8005C and 37-8005D. This transfer proposes changing the Place of Use and adding a Point of Diversion; adding an existing well and an authorized point of diversion and creating a permissible place of use to allow more flexible use of irrigation water.

This letter serves as written acknowledgment and consent to the Application for Transfer of Water Rights as fully described in the Signed State of Idaho Department of Water Resources Applications for Transfer of Water Right Transfer ("Applications") (as attached). Please feel free to contact me should you have any questions.

Sincerely,



Hiram Finney,
Member
McFinney Agri-Finance, LLC

TRANSFER 82052

Physical address:

409 Shoshone Street South, Suite #25
Twin Falls, ID. 83301

Mailing Address:

PO Box 1598
Twin Falls, ID. 83303

208.734.6622 Telephone • 208.734.0745 Fax



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

December 28, 2017

FAULKNER LAND & LIVESTOCK CO INC
1989 S 1875 E
GOODING, ID 83330

RE: Transfer No. 82052
Water Right No(s). 37-7808, 37-8005B, 37-8005C, 37-8005D

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.

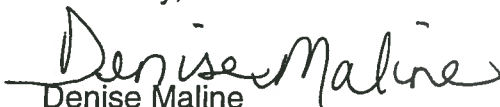
A legal notice of the application has been prepared and is scheduled for publication in the **TIMES NEWS on 1/4/2018 and 1/11/2018**. Protests to this application may be submitted for a period ending ten (10) days after the second publication. Any protest against this application must be filed with the Department of Water Resources, together with a protest fee of \$25.00 for each application, on or before **January 22, 2018**.

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,


Denise Maline
Administrative Assistant

cc: Mc Finney Agri-Finance LLC, Twin Falls



State of Idaho

DEPARTMENT OF WATER RESOURCES

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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

December 28, 2017

WATER DISTRICT #130
NATHAN ERICKSON
650 ADDISON AVE W, STE 500
TWIN FALLS, ID 83301

via hand delivery

RE: Transfer No. 82052
Water Right No(s). 37-7808, 37-8005B, 37-8005C, 37-8005D

Dear Nathan:

A copy of the above referenced application is enclosed. Please review the application, then complete the enclosed recommendation form as necessary, and return it to this office within 21 days of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the water master, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR's regional offices can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

Maline, Denise

From: Maline, Denise
Sent: Wednesday, December 27, 2017 4:55 PM
To: Times News
Subject: LEGAL NOTICES
Attachments: Times News cover letter.docx; Legal Notice IWRB recharge right WSB rental.docx; Times News ad - 82052.doc

Attached please find (2) legal notices being submitted for publication on January 4th & 11th, 2018. Please feel free to contact me if you have any questions, or if you are not able to run the ads on the dates requested.

Thank you in advance,

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*](mailto:denise.maline@idwr.idaho.gov)



State of Idaho

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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

December 27, 2017

LEGAL NOTICE DEPARTMENT

TIMES NEWS

PO BOX 548

TWIN FALLS, ID 83303-0548

RE: Transfer No. 82052

Water Right No(s): 37-7808, 37-8005B, 37-8005C, 37-8005D

RE: Notice of Proposed Rental from Water Supply Bank

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before January 22, 2018. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 82052**

FAULKNER LAND & LIVESTOCK CO INC, 1989 S 1875 E, GOODING, ID 83330; has filed Application No. 82052 for changes to the following water rights within GOODING County(s): Right No(s). 37-7808, 37-8005B, 37-8005C, 37-8005D; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to create a 427 acre permissible place of use (PPU) for 4 ground water rights that allow for the total combined diversion of 7.29 cfs and the irrigation of 427 acres. In addition, the transfer proposes adding an existing well as an authorized point of diversion (POD) to the 4 water rights. The PPU and PODs are located approximately 4.7 to 6 miles west and 0 to 1 mile south of the Highway 46 & 26 intersection south of Gooding.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 Addison Ave W Ste 500, Twin Falls ID 83301 together with a protest fee of \$25.00 for each application on or before **January 22, 2018**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on January 4th & 11th, 2018

MEMORANDUM

Date: December 26, 2017

To: Transfer 82052

From: Allison Inouye

Re: Synopsis

Application for transfer proposes to create a 427 acre permissible place of use (PPU) for 4 ground water rights that allow for the total combined diversion of 7.29 cfs and the irrigation of 427 acres. In addition, the transfer proposes adding an existing well as an authorized point of diversion (POD) to the 4 water rights. The proposed POD is located in the same $\frac{1}{4}$ $\frac{1}{4}$ section as the currently authorized POD. The PPU and PODs are located approximately 4.7 - 6 miles west and 0 - 1 mile south of the Highway 46/26 intersection south of Gooding. The PPU and PODs are located within Water District 130 and watermaster comments will be solicited.

MEMORANDUM

Date: December 26, 2017

To: Transfer 82052

From: Allison Inouye

Re: Filing Fee

The filing fee for this transfer is based on the total amount of water being transferred, 7.29 cfs. The transfer fee schedule indicates that the filing fee is \$1,060 for a transfer involving 7.01-8.00 cfs. (Receipt No. S036487)