

RECEIVED**NOV 17 2017**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 82012DEPT OF WATER RESOURCES
SOUTHERN REGION**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) RED ROCK FARMS 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 #1-9.

- ☐ ☒ #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: _____

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DEPT OF WATER RESOURCES
SOUTHERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant RED ROCK FARMS LLC Phone (208) 645-2361
Mailing Address 2038 S HWY 81, MALTA ID 83342 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.

Rosanne Pex _____ *Rosanne Pex V.P.* _____ *11/17/2017*
Signature of Applicant or Authorized Representative Print Name and Title if applicable 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
	43-2444	Yes	Yes	Yes	No	No	No
	43-13543	No	Yes	No	No	No	No
	43-13605	No	Yes	No	No	No	No
	43-13774	No	Yes	No	No	No	No
	43-13775	No	Yes	No	No	No	No
	43-13783	No	Yes	No	No	No	No

Associated Right(s): 43-4005 , 43-10608 , 43-11287 , 43-11286 , 43-11283 , 43-11284 , 43-11285 , 43-2296B , 43-13008 , 43-13009 , 43-165C , 43-168C , 43-169E , 43-172C , 43-178D , 43-10789 , 43-11291 , 43-11292 , 43-13010 , 43-13011 , 43-13012 , 43-13013 , 43-13014 , 43-13015 , 43-13017 , 43-2414 , 43-2456 , 43-10605 , 43-2367 , 43-2409A , 43-12966 , 43-13379 , 43-13381 , 43-13544 , 43-13207 , 43-13208 , 43-13606 , 43-13780 , 43-13781

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 for transfer seeks to split off a 1.73 cfs, 92.7 acre portion from water right 43-2444 and move it to another farm where it will be diverted from three existing wells and used to irrigate lands previously irrigated with an expansion right. Application also seeks to correct the legal description for a POD currently recorded as in the SWSWSW of Sec 16, Twp 14S, Rge 27E on water rights 43-13543, 43-13605, 43-13774, 43-13775 and 43-13783 that physically resides in the SESWSW.

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
43-13798	1.730 cfs	370.8 af	92.7	525.5	43-2444	2.210 cfs	473.2 af	118.3	2086.4
43-13543	1.710 cfs	N/A	142.7	525.5		N/A	N/A	N/A	N/A
43-13605	7.020 cfs	1485.2 af	371.3	525.5		N/A	N/A	N/A	N/A
43-13774	0.120 cfs	46.0 af	11.5	525.5		N/A	N/A	N/A	N/A
43-13775	0.110 cfs	46.0 af	11.5	525.5		N/A	N/A	N/A	N/A
43-13783	0.940 cfs	200.0 af	50.0	525.5		N/A	N/A	N/A	N/A

**COMBINED
TOTALS**

9.900 cfs	2,102.0 af	525.5	525.5	N/A	N/A	N/A	N/A
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2. Total amount of water proposed to be transferred or changed 9.9 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 Unchanged Portion After Requested Changes

Original Water Right No. 43-2444

Current Water Right Owner
 RED ROCK FARMS LLC
 2038 S HWY 81
 MALTA, ID 83342

Priority Date: 5/10/1956

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	2.210 CFS	473.2 AFA	
Total Diversion			2.210 CFS	473.2 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SESESE	Sec. 36 Twp 13S Rge 26E	CASSIA County
GROUND WATER	SESESE	Sec. 18 Twp 14S Rge 27E	CASSIA County
GROUND WATER	SWSESE	Sec. 18 Twp 14S Rge 27E	CASSIA County
GROUND WATER	L4(NWSWSW)	Sec. 18 Twp 14S Rge 27E	CASSIA County
GROUND WATER	L4(SWSWSW)	Sec. 18 Twp 14S Rge 27E	CASSIA County
GROUND WATER	L5(SWSWNW)	Sec. 6 Twp 14S Rge 27E	CASSIA County
GROUND WATER	L7(SWSWSW)	Sec. 6 Twp 14S Rge 27E	CASSIA County
GROUND WATER	SWSESE	Sec. 7 Twp 14S Rge 27E	CASSIA County
GROUND WATER	L4(SWSWSW)	Sec. 7 Twp 14S Rge 27E	CASSIA County
GROUND WATER	SWSENE	Sec. 8 Twp 14S Rge 27E	CASSIA County
GROUND WATER	SWNWNW	Sec. 8 Twp 14S Rge 27E	CASSIA County
GROUND WATER	SWSENW	Sec. 8 Twp 14S Rge 27E	CASSIA County
GROUND WATER	NWNWNW	Sec. 9 Twp 14S Rge 27E	CASSIA 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	
13S	26E	36									15.0			6.4	37.0	38.0	36.0	39.0	171.4
14S	26E	1	40.0	29.0	29.0	39.0													137.0
			L 1	L 2															
14S	27E	5			19.0	19.0					20.0	20.0	40.0	40.0	39.0	40.0	40.0	40.0	317.0
14S	27E	6						50.0	50.0			49.0	24.0						173.0
								L 4	L 5			L 6	L 7						
14S	27E	7			39.0	22.0			46.0	38.0	40.0	49.0	49.0	40.0	40.0	40.0	40.0	40.0	483.0
									L 2			L 3	L 4						
14S	27E	8	40.0	40.0	40.0	31.0	40.0	38.0	28.0	30.0									287.0
14S	27E	18	39.0	40.0	40.0	39.0	40.0	48.0	48.0	40.0	40.0	39.0	27.0		39.0			39.0	518.0
								L 1	L 2			L 3	L 4						

Right Acre Limit: 118.3

POU Total Acres: 2,086.4

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Split Portion After Requested Changes

Proposed Water Right No. 43-13798

(Original Water Right No. 43-2444)

Current Water Right Owner

RED ROCK FARMS LLC
2038 S HWY 81
MALTA, ID 83342

Priority Date: 5/10/1956

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	1.730 CFS	370.8 AFA	
Total Diversion			1.730 CFS	370.8 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SESW	Sec. 16 Twp 14S Rge 27E	CASSIA County
GROUND WATER	SESE	Sec. 16 Twp 14S Rge 27E	CASSIA County
GROUND WATER	SWSW	Sec. 16 Twp 14S Rge 27E	CASSIA 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	
14S	27E	16	32.0	32.0	37.0	31.0	32.0	32.0	31.0	36.0	37.0	32.0	30.0	31.0	32.0	37.5	32.0	31.0	525.5

Right Acre Limit: 92.7

POU Total Acres: 525.5

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

Proposed Water Right No. 43-13543

Current Water Right Owner
RED ROCK FARMS LLC
2038 S HWY 81
MALTA, ID 83342

Priority Date: 6/30/1985

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>Subuse Code</u>
IRRIGATION	03/15	11/15	1.710 CFS	
Total Diversion			1.710 CFS	

Source and Point(s) of Diversion:

GROUND WATER	SESE	Sec. 16 Twp 14S Rge 27E CASSIA County
GROUND WATER	SESW	Sec. 16 Twp 14S Rge 27E CASSIA County
GROUND WATER	SWSW	Sec. 16 Twp 14S Rge 27E CASSIA 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	
14S	27E	16	32.0	32.0	37.0	31.0	32.0	32.0	31.0	36.0	37.0	32.0	30.0	31.0	32.0	37.5	32.0	31.0	525.5

Right Acre Limit: 142.7

POU Total Acres: 525.5

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

Proposed Water Right No. 43-13605

Current Water Right Owner
RED ROCK FARMS LLC
2038 S HWY 81
MALTA, ID 83342

Priority Date: 8/26/1953

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	03/15	11/15	7.020 CFS	1485.2 AFA	
Total Diversion			7.020 CFS	1485.2 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SESE	Sec. 16 Twp 14S Rge 27E	CASSIA County
GROUND WATER	SESW	Sec. 16 Twp 14S Rge 27E	CASSIA County
GROUND WATER	SWSW	Sec. 16 Twp 14S Rge 27E	CASSIA 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	
14S	27E	16	32.0	32.0	37.0	31.0	32.0	32.0	31.0	36.0	37.0	32.0	30.0	31.0	32.0	37.5	32.0	31.0	525.5

Right Acre Limit: 371.3

POU Total Acres: 525.5

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

Proposed Water Right No. 43-13774

Current Water Right Owner
RED ROCK FARMS LLC
2038 S HWY 81
MALTA, ID 83342

Priority Date: 7/26/1956

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	03/15	11/15	0.120 CFS	46.0 AFA	
Total Diversion			0.120 CFS	46.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SESE	Sec. 16 Twp 14S Rge 27E CASSIA County
GROUND WATER	SESW	Sec. 16 Twp 14S Rge 27E CASSIA County
GROUND WATER	SWSW	Sec. 16 Twp 14S Rge 27E CASSIA 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	
14S	27E	16	32.0	32.0	37.0	31.0	32.0	32.0	31.0	36.0	37.0	32.0	30.0	31.0	32.0	37.5	32.0	31.0	525.5

Right Acre Limit: 11.5

POU Total Acres: 525.5

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

Proposed Water Right No. 43-13775

Current Water Right Owner
RED ROCK FARMS LLC
2038 S HWY 81
MALTA, ID 83342

Priority Date: 7/26/1956

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	10/31	0.110 CFS	46.0 AFA	
Total Diversion			0.110 CFS	46.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SESE	Sec. 16 Twp 14S Rge 27E CASSIA County
GROUND WATER	SESW	Sec. 16 Twp 14S Rge 27E CASSIA County
GROUND WATER	SWSW	Sec. 16 Twp 14S Rge 27E CASSIA 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	
14S	27E	16	32.0	32.0	37.0	31.0	32.0	32.0	31.0	36.0	37.0	32.0	30.0	31.0	32.0	37.5	32.0	31.0	525.5

Right Acre Limit: 11.5

POU Total Acres: 525.5

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

Proposed Water Right No. 43-13783

Current Water Right Owner
RED ROCK FARMS LLC
2038 S HWY 81
MALTA, ID 83342

Priority Date: 5/10/1956

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	0.940 CFS	200.0 AFA	
Total Diversion			0.940 CFS	200.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SESE	Sec. 16 Twp 14S Rge 27E CASSIA County
GROUND WATER	SESW	Sec. 16 Twp 14S Rge 27E CASSIA County
GROUND WATER	SWSW	Sec. 16 Twp 14S Rge 27E CASSIA 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	
14S	27E	16	32.0	32.0	37.0	31.0	32.0	32.0	31.0	36.0	37.0	32.0	30.0	31.0	32.0	37.5	32.0	31.0	525.5

Right Acre Limit: 50.0

POU Total Acres: 525.5

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

Three wells divert water to 4 pivots and a mini-pivot in a 525.5 acre PPU. Measuring devices will be installed as required.

- 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:

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:

92.7 acres irrigated under water right 43-2444 will no longer be irrigated.

- 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:

PPU and irrigation at farm water is being transferred from will be reduced by 92.7 acres. There will be no change at the farm the water is transferred to as the 92.7 acres are being transferred to replace acres that are curtailed under expansion right 37-13543.

- 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:

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

Current Water Right No. 43-2444

Current Water Right Owner
RED ROCK FARMS LLC
2038 S HWY 81
MALTA, ID 83342

Priority Date: 5/10/1956

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	3.940 CFS	844.0 AFA	
Total Diversion			3.940 CFS	844.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	L4(SWSWSW)	Sec. 7 Twp 14S Rge 27E CASSIA County
GROUND WATER	SESESE	Sec. 36 Twp 13S Rge 26E CASSIA County
GROUND WATER	SESESE	Sec. 18 Twp 14S Rge 27E CASSIA County
GROUND WATER	L5(SWSWNW)	Sec. 6 Twp 14S Rge 27E CASSIA County
GROUND WATER	L7(SWSWSW)	Sec. 6 Twp 14S Rge 27E CASSIA County
GROUND WATER	SWSESE	Sec. 7 Twp 14S Rge 27E CASSIA County
GROUND WATER	SWSESE	Sec. 18 Twp 14S Rge 27E CASSIA County
GROUND WATER	L4(NWSWSW)	Sec. 18 Twp 14S Rge 27E CASSIA County
GROUND WATER	L4(SWSWSW)	Sec. 18 Twp 14S Rge 27E CASSIA County
GROUND WATER	SWSENE	Sec. 8 Twp 14S Rge 27E CASSIA County
GROUND WATER	SWNWNW	Sec. 8 Twp 14S Rge 27E CASSIA County
GROUND WATER	SWSENW	Sec. 8 Twp 14S Rge 27E CASSIA County
GROUND WATER	NWNWNW	Sec. 9 Twp 14S Rge 27E CASSIA 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	
13S	26E	36									15.0			6.4	37.0	38.0	36.0	39.0	171.4
14S	26E	1	40.0	29.0	29.0	39.0													137.0
			L 1	L 2															
14S	27E	5			19.0	19.0					20.0	20.0	40.0	40.0	39.0	40.0	40.0	40.0	317.0
14S	27E	6						50.0	50.0			49.0	24.0						173.0
								L 4	L 5			L 6	L 7						
14S	27E	7			39.0	22.0			46.0	38.0	40.0	49.0	49.0	40.0	40.0	40.0	40.0	40.0	483.0
									L 2			L 3	L 4						
14S	27E	8	40.0	40.0	40.0	31.0	40.0	38.0	28.0	30.0									287.0
14S	27E	18	39.0	40.0	40.0	39.0	40.0	48.0	48.0	40.0	40.0	39.0	27.0		39.0			39.0	518.0
								L 1	L 2			L 3	L 4						

Right Acre Limit: 211.0

POU Total Acres: 2,086.4

Conditions/Remarks:

1. This right is limited to the irrigation of 211 acres within the authorized place of use in a single irrigation season.
2. Rights 43-2296B, 43-2367, 43-2409A, 43-2414, 43-2444, 43-2456, 43-4005, 43-10605, 43-12966, 43-13207, 43-13208, 43-13379, 43-13381, 43-13544, 43-13606, 43-13780 and 43-13781 when combined shall not exceed a total diversion rate of 34.19 cfs, a total annual maximum diversion volume of 7678.4 af, and the irrigation of 1952.3 acres.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

3. Rights 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-2296B, 43-2367, 43-2409A, 43-2414, 43-2444, 43-2456, 43-4005, 43-10605, 43-10608, 43-10789, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-11291, 43-11292, 43-12966, 43-13008, 43-13009, 43-13010, 43-13011, 43-13012, 43-13013, 43-13014, 43-13015, 43-13017, 43-13207, 43-13208, 43-13379, 43-13381, 43-13544, 43-13606, 43-13780 and 43-13781 when combined shall not exceed a total diversion rate of 48.94 cfs and the irrigation of 1952.3 acres.
4. Rights 43-165C, 43-168C, 43-169E, 43-172C, 43-178D, 43-2296B, 43-2367, 43-2409A, 43-2414, 43-2444, 43-2456, 43-4005, 43-10605, 43-10608, 43-10789, 43-11283, 43-11284, 43-11285, 43-11286, 43-11287, 43-11291, 43-11292, 43-12966, 43-13008, 43-13009, 43-13010, 43-13011, 43-13012, 43-13013, 43-13014, 43-13015, 43-13017, 43-13207, 43-13208, 43-13379, 43-13381, 43-13544, 43-13606, 43-13780 and 43-13781 are limited to the irrigation of a specific 1952.3 acres within the 2086.4 acre place of use authorized by these rights in a single irrigation season. The specific 1952.3 acres to be irrigated by the right holder are shown in the electronic shape file associated with these rights in the geographic information system component of the water rights database maintained by the department. Before changing the 1952.3 acres to be irrigated within the 2086.4 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
5. 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. 143.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions.
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 place of use.
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 4/1 and after 11/01 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of the originating SRBA partial decree date of 6/28/2002.
9. The right holder shall accomplish the change authorized by this transfer within five years of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

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

Current Water Right No. 43-13543

Current Water Right Owner
 RED ROCK FARMS LLC
 2038 S HWY 81
 MALTA, ID 83342

Priority Date: 6/30/1985

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>Subuse Code</u>
IRRIGATION	03/15	11/15	1.710 CFS	
Total Diversion			1.710 CFS	

Source and Point(s) of Diversion:

GROUND WATER	SWSWSW	Sec. 16 Twp 14S Rge 27E	CASSIA County
GROUND WATER	SWSESW	Sec. 16 Twp 14S Rge 27E	CASSIA County
GROUND WATER	SESESE	Sec. 16 Twp 14S Rge 27E	CASSIA County

Place of Use: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	27E	16	32.0	32.0	37.0	31.0	32.0	32.0	31.0	36.0	37.0	32.0	30.0	31.0	32.0	37.5	32.0	31.0	525.5
Right Acre Limit:			142.7																
POU Total Acres:			525.5																

Conditions/Remarks:

1. This right is an expansion of Right No.43-13605 pursuant to Section 42-1416B, Idaho Code.
2. This right is limited to the irrigation of 142.7 acres within the authorized place of use in a single irrigation season.
3. Rights 43-13543 and 43-13605 when combined shall not exceed a total diversion rate of 7.02 cfs, a total annual maximum diversion volume of 1485.2 af and the irrigation of 514.0 acres.
4. Rights 43-13543, 43-13605, 43-13774, 43-13775 and 43-13783 when combined shall not exceed a total diversion rate of 8.17 cfs, a total annual maximum diversion volume of 1731.2 af and the irrigation of 525.5 acres.
5. 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. 143.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions.
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 place of use.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

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.
10. 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

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

Current Water Right No. 43-13605

Current Water Right Owner
RED ROCK FARMS LLC
2038 S HWY 81
MALTA, ID 83342

Priority Date: 8/26/1953

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	03/15	11/15	7.020 CFS	1485.2 AFA	
Total Diversion			7.020 CFS	1485.2 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SWSESW	Sec. 16 Twp 14S Rge 27E	CASSIA County
GROUND WATER	SESESE	Sec. 16 Twp 14S Rge 27E	CASSIA County
GROUND WATER	SWSWSW	Sec. 16 Twp 14S Rge 27E	CASSIA County

Place of Use: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	27E	16	32.0	32.0	37.0	31.0	32.0	32.0	31.0	36.0	37.0	32.0	30.0	31.0	32.0	37.5	32.0	31.0	525.5
Right Acre Limit:						371.3													
POU Total Acres:						525.5													

Conditions/Remarks:

- Right No. 43-13543 is an expansion of this right pursuant to Section 42-1416B, Idaho Code.
- This right is limited to the irrigation of 371.3 acres within the authorized place of use in a single irrigation season.
- Rights 43-13543 and 43-13605 when combined shall not exceed a total diversion rate of 7.02 cfs, a total annual maximum diversion volume of 1485.2 af and the irrigation of 514.0 acres.
- Rights 43-13543, 43-13605, 43-13774, 43-13775 and 43-13783 when combined shall not exceed a total diversion rate of 8.17 cfs, a total annual maximum diversion volume of 1731.2 af and the irrigation of 525.5 acres.
- 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. 143.
- The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions.
- 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.
- The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

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.
10. 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

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

Current Water Right No. 43-13774

Current Water Right Owner
RED ROCK FARMS LLC
2038 S HWY 81
MALTA, ID 83342

Priority Date: 7/26/1956

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	03/15	11/15	0.120 CFS	46.0 AFA	
Total Diversion			0.120 CFS	46.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SESESE	Sec. 16 Twp 14S Rge 27E	CASSIA County
GROUND WATER	SWSESW	Sec. 16 Twp 14S Rge 27E	CASSIA County
GROUND WATER	SWSWSW	Sec. 16 Twp 14S Rge 27E	CASSIA County

Place of Use: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S	27E	16	32.0	32.0	37.0	31.0	32.0	32.0	31.0	36.0	37.0	32.0	30.0	31.0	32.0	37.5	32.0	31.0	525.5

Right Acre Limit: 11.5

POU Total Acres: 525.5

Conditions/Remarks:

1. This right is limited to the irrigation of 11.5 acres within the authorized place of use in a single irrigation season.
2. Rights 43-13774 and 43-13775 when combined shall not exceed a total diversion rate of 0.21 cfs, a total annual maximum diversion volume of 46 af at the field headgate, and the irrigation of 11.5 acres.
3. Rights 43-13543, 43-13605, 43-13774, 43-13775 and 43-13783 when combined shall not exceed a total diversion rate of 8.17 cfs, a total annual maximum diversion volume of 1731.2 af and the irrigation of 525.5 acres.
4. 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. 143.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions.
6. 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.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. 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:

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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

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

Current Water Right No. 43-13775

Current Water Right Owner
RED ROCK FARMS LLC
2038 S HWY 81
MALTA, ID 83342

Priority Date: 7/26/1956

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	10/31	0.110 CFS	46.0 AFA	
Total Diversion			0.110 CFS	46.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SESESE	Sec. 16 Twp 14S Rge 27E CASSIA County
GROUND WATER	SWSESW	Sec. 16 Twp 14S Rge 27E CASSIA County
GROUND WATER	SWSWSW	Sec. 16 Twp 14S Rge 27E CASSIA 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	
14S	27E	16	32.0	32.0	37.0	31.0	32.0	32.0	31.0	36.0	37.0	32.0	30.0	31.0	32.0	37.5	32.0	31.0	525.5

Right Acre Limit: 11.5

POU Total Acres: 525.5

Conditions/Remarks:

1. This right is limited to the irrigation of 11.5 acres within the authorized place of use in a single irrigation season.
2. Rights 43-13774 and 43-13775 when combined shall not exceed a total diversion rate of 0.21 cfs, a total annual maximum diversion volume of 46 af at the field headgate, and the irrigation of 11.5 acres.
3. Rights 43-13543, 43-13605, 43-13774, 43-13775 and 43-13783 when combined shall not exceed a total diversion rate of 8.17 cfs, a total annual maximum diversion volume of 1731.2 af and the irrigation of 525.5 acres.
4. 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.143.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions.
6. 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.
7. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 10/31 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the originating approval/SRBA partial decree date of 6/28/2002.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

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.
10. 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

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

Current Water Right No. 43-13783

Current Water Right Owner
RED ROCK FARMS LLC
2038 S HWY 81
MALTA, ID 83342

Priority Date: 5/10/1956

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	0.940 CFS	200.0 AFA	
Total Diversion			0.940 CFS	200.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SESESE	Sec. 16 Twp 14S Rge 27E	CASSIA County
GROUND WATER	SWSESW	Sec. 16 Twp 14S Rge 27E	CASSIA County
GROUND WATER	SWSWSW	Sec. 16 Twp 14S Rge 27E	CASSIA 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	
14S	27E	16	32.0	32.0	37.0	31.0	32.0	32.0	31.0	36.0	37.0	32.0	30.0	31.0	32.0	37.5	32.0	31.0	525.5

Right Acre Limit: 50.0

POU Total Acres: 525.5

Conditions/Remarks:

1. This right is limited to the irrigation of 50.0 acres within the authorized place of use in a single irrigation season.
2. Rights 43-13543, 43-13605, 43-13774, 43-13775 and 43-13783 when combined shall not exceed a total diversion rate of 8.17 cfs, a total annual maximum diversion volume of 1731.2 af and the irrigation of 525.5 acres.
3. 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. 143.
4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions.
5. 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.
6. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/1 and after 11/01 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the originating approval/SRBA partial decree date of 6/28/2002.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2B

☒ Complete and attach one copy of **Part 2B** for each right for which only a portion is proposed to be changed.

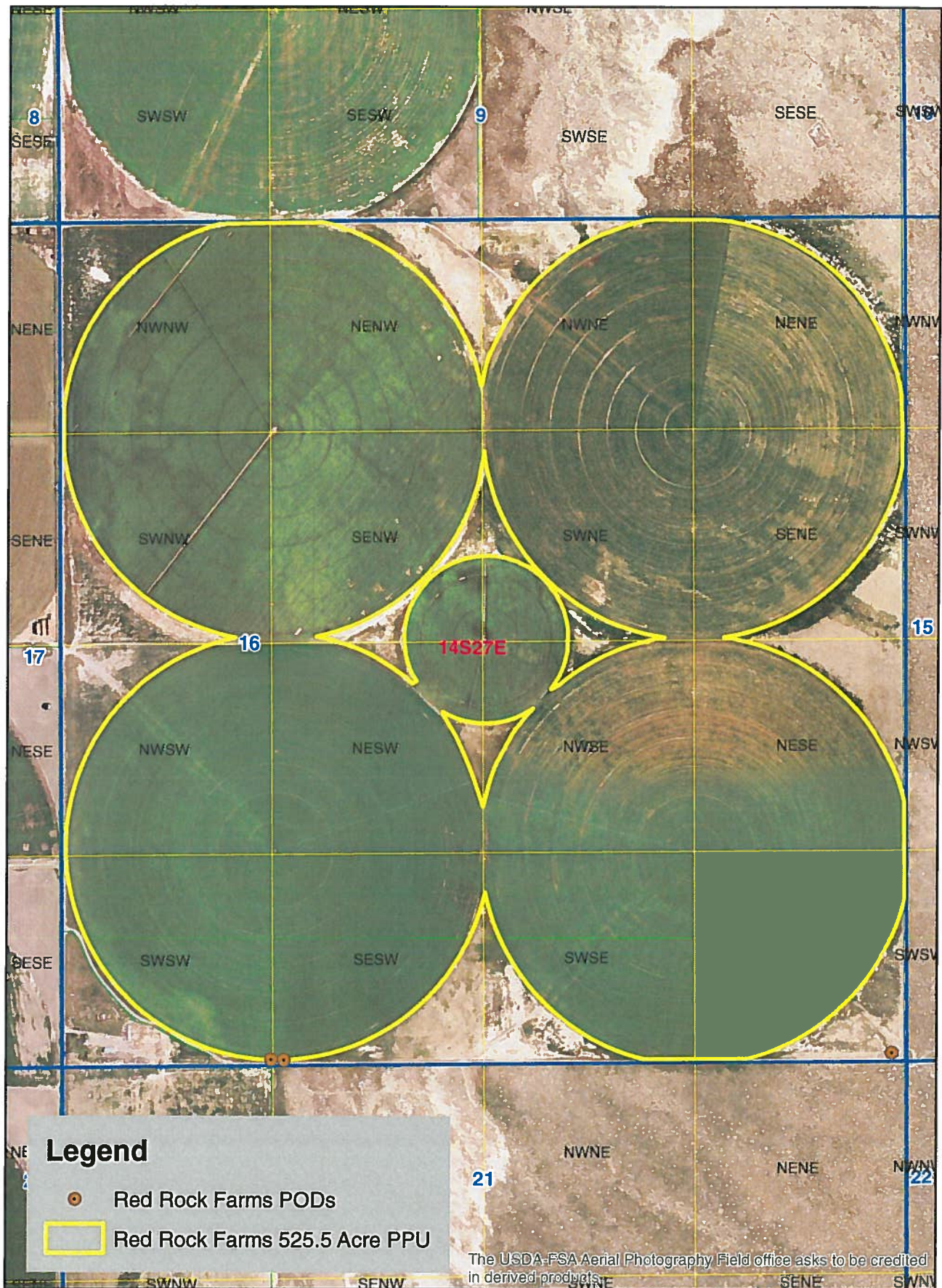
[illegible][illegible]

Transfer No. 82012

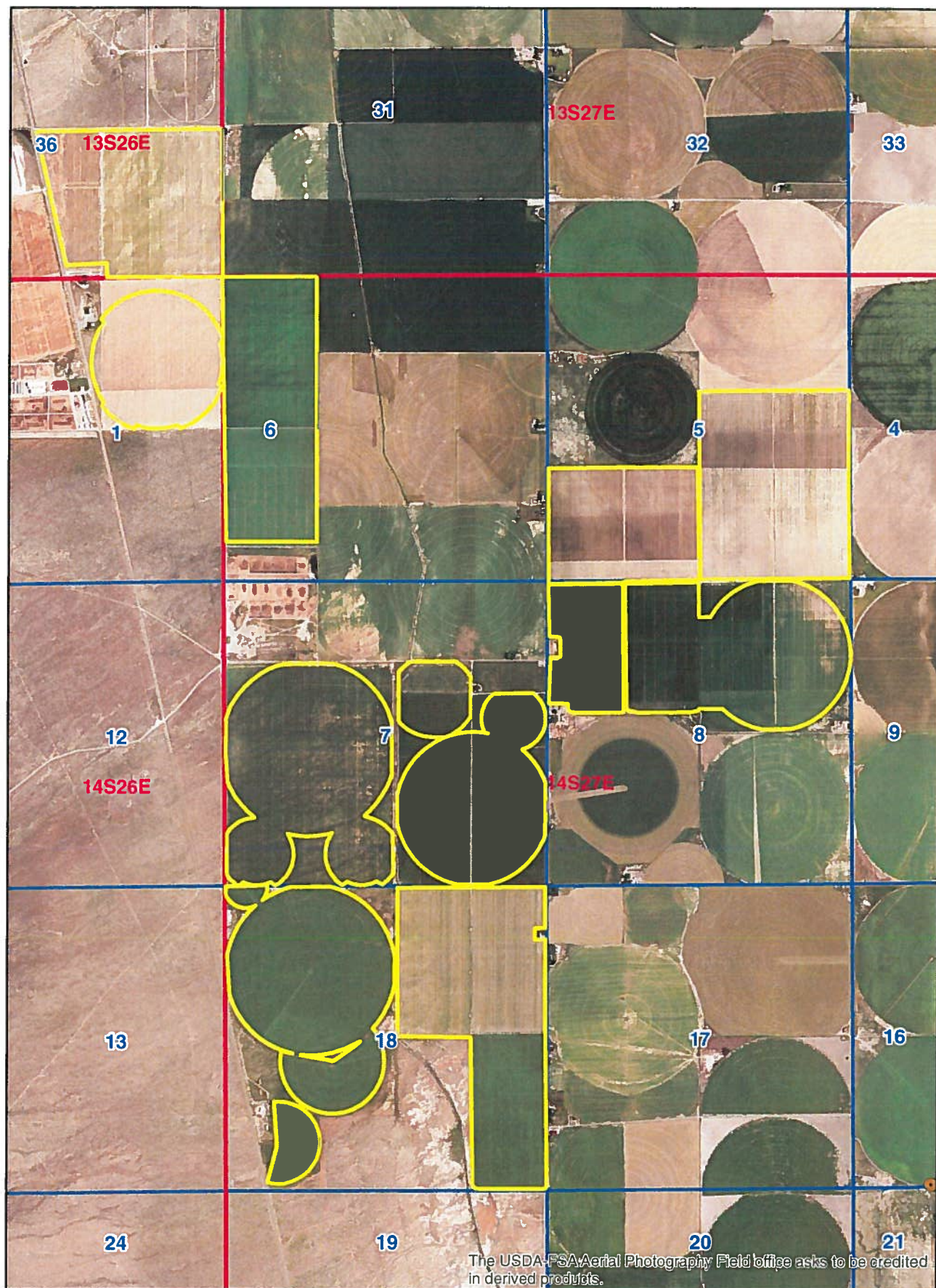
APPLICATION FOR TRANSFER OF WATER RIGHT PART 3

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

Attachment 7A



Proposed 1859.6 Acre "206" Map



No. W 107536	Due no later than Oct 31, 2017		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	Annual Report Form		JOSEPH L MORTON III 132 SW 5TH AVE STE 150 MERIDIAN ID 83642			
	1. Mailing Address: Correct in this box if needed. RED ROCK FARMS, LLC ROSANNE REX 2038 S HWY 81 MALTA ID 83342		3. <u>New</u> Registered Agent Signature:*			
4. Limited Liability Companies: Enter Names and Addresses of at least one Member or Manager.						
Office Held	Name	Street or PO Address	City	State	Country	Postal Code
MANAGER	PETER J GRUSH	2025 S HWY 81	MALTA	ID	USA	83342
MANAGER	SYLVIA T GRUSH	2025 S HWY 81	MALTA	ID	USA	83342
MANAGER	ROSANNE REX	2038 S HWY 81	MALTA	ID	USA	83342
5. Organized Under the Laws of: NV W 107536		6. Annual Report must be signed.* Signature: Rosanne Rex Name (type or print): Rosanne Rex Date: 09/18/2017 Title: Vice President				
Processed 09/18/2017		* Electronically provided signatures are accepted as original signatures.				

TRANSFER 82012



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

November 30, 2017

RED ROCK FARMS LLC
2038 S HWY 81
MALTA, ID 83342

RE: Transfer No. 82012
Water Right No(s). 43-13543, 43-13605, 43-13774, 43-13775, 43-13783, 43-2444

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 12/7/2017 and 12/14/2017**. 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 **December 26, 2017**.

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



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

November 30, 2017

WATER DISTRICT #143
NATHAN ERICKSON
650 ADDISON AVE W, STE 500
TWIN FALLS, ID 83301

via hand delivery

RE: Transfer No. 82012
Water Right No(s). 43-13543, 43-13605, 43-13774, 43-13775, 43-13783, 43-2444

RE: Transfer No. 82025
Water Right No(s). 43-13070, 43-13072, 43-13792

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: Thursday, November 30, 2017 12:41 PM
To: Times News
Subject: LEGAL NOTICE
Attachments: Times News cover letter.docx; Times News ad.doc

Attached please find (1) legal notice being submitted for publication on December 7th & 14th, 2017. Please feel free to contact me if you have any questions, or if you are not able to run the ad on the dates requested.

Thank you,

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

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

November 30, 2017

LEGAL NOTICE DEPARTMENT

TIMES NEWS

PO BOX 548

TWIN FALLS, ID 83303-0548

RE: Transfer No. 81836
Water Right No(s): 45-2381

RE: Transfer No. 82012
Water Right No(s): 43-13543, 43-13605, 43-13774, 43-13775, 43-13783, 43-2444

RE: Transfer No. 82025
Water Right No(s): 43-13070, 43-13072, 43-13792

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 December 26, 2017. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 81836**

FED AGRIBUSINESS LLC, 568 W 1650 S, OAKLEY, ID 83346; has filed Application No. 81836 for changes to the following water rights within CASSIA, TWIN FALLS County(s): Right No(s). 45-2381. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes transferring a 0.04 cfs and three acre portion of an irrigation ground water right from a farm located approximately 3.25 to 9.0 miles south and 2.25 to 6.75 miles east of Murtaugh to an existing well located approximately 6.5 miles south and 1.0 mile west of Murtaugh. The transferred portion will be used for irrigation of one acre and domestic and stock water use at the new location approximately 6.5 miles south and 1.0 mile west of Murtaugh.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 82012**

RED ROCK FARMS LLC, 2038 S HWY 81, MALTA, ID 83342; has filed Application No. 82012 for changes to the following water rights within CASSIA County(s): Right No(s). 43-13543, 43-13605, 43-13774, 43-13775, 43-13783, 43-2444. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes moving a 1.73 cfs, 92.7 acre portion of a ground water right from a farm located approximately 4.5 to 8.0 miles south and 0.1 to 2.7 miles east of Malta to a farm located approximately 7.0 to 8.0 miles south and 2.8 to 3.8 miles east of Malta. The transferred water right portion will be diverted from three existing wells on the farm located approximately 7.0 to 8.0 miles south and 2.8 to 3.8 miles east of Malta. Transfer also proposes updating the legal description for one well to better describe the actual physical location of the well.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 82025**

GW FINANCE CO LLC, 22 N YALE RD, DECLO, ID 83323; has filed Application No. 82025 for changes to the following water rights within CASSIA County(s): Right No(s). 43-13070, 43-13072, 43-13792. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the currently authorized location of one of three points of diversion (POD) for three stockwater and commercial rights associated with a CAFO located approximately 13.4 to 14.3 miles east and 2.5 to 3.3 miles south of the intersection of Interstate Highways 84 and 86 east of Burley. The POD to be changed is located approximately 13.6 miles east and 3.1 miles south of the I-84/I-86 intersection, while the proposed POD location is a new well approximately 0.2 miles northeast in the adjacent quarter-quarter section. The three ground water rights allow the diversion of up to 0.63 cfs.

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 together with a protest fee of \$25.00 for each application on or before **December 26, 2017**. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on December 7th & 14th, 2017

MEMORANDUM

Date: November 24, 2017
To: Transfer 82012 File
From: Bill Mills
Re: Transfer Proposal

Application for transfer proposes moving a 1.73 cfs, 92.7 acre portion from ground water right 43-2444 to another farm where the transferred water is proposed to be diverted from three existing wells. The transfer also proposes updating the legal description for one well to better describe the actual physical location of the well. Currently, the well is described as in the SWSWSW of Sec. 16, Twp 14S, Rge 27E but is physically located in the SESWSW of Sec. 16. The 10 acre tract description will be dropped to a 40 acre tract description (i.e. SWSW) on all three wells and 6 ground water rights in this transfer which will resolve this issue. Proposed PODs and POU are located approximately 7.0 to 8.0 miles south and 2.8 to 3.8 miles east of Malta. The 92.7 acre portion proposed to be transferred is currently used on a farm located approximately 4.5 to 8.0 miles south and 0.1 to 2.7 miles east of Malta. Transferred water is being moved in to offset expansion acres that are being curtailed under water right 43-13543 (142.7 acres). In the 2017 irrigation season, 47.6 acres of the expansion right were curtailed and “replaced” by transferring in sufficient ground water to cover 50 acres. This transfer will offset the remaining 92.7 acres scheduled to be curtailed in the 2018 and 2019 irrigation season.

The transferred ground water will overlap 5 ground water rights: 43-13543; 43-13605; 43-13774; 43-13775 and 43-13783 within a 525.5 acre permissible place of use (PPU). When combined all rights are limited to 0.02 cfs per acre and 4.0 acre feet per acre.

PODs and POUs are all located in Water District 143 and watermaster comments will be solicited.

MEMORANDUM

Date: November 22, 2017
To: Transfer 82012 File
From: Bill Mills
Re: Fee Evaluation

Filing fees charged for transfer application #82012 were based on the on the current transfer fee schedule. There is 9.9 cfs being transferred in the application which makes the fee \$1220.00 under the current fee schedule. The \$1220.00 fee was paid under receipt #S036457.