

RECEIVED
AUG 16 2017
WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. **81871**

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 www.idwr.idaho.gov.

Name of Applicant(s) CS Property Development, LLC

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

Yes N/A * Means the item is always required and must be included with the application.

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

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

- ☐ ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☒ #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
- ☐ ☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). **
** Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☒ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☒ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm.
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☐ ☒ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System ([GIS](#)) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.
- ☐ ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see [fee schedule](#).
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☒ #9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. ([Attachment WSB](#))
- ☐ ☒ #10 Other. Please describe: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) CS Property Development LLC Phone 208-336-3110
Mailing address P. O. Box 27, Boise, Idaho 83707 Email vic.conrad@simplot.com

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

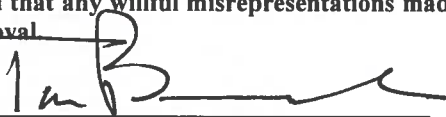
Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☒ No Representative

Name of Representative _____ 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

Thomas J. Basabe, Director
Print Name and Title if applicable

7-13-17
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

- ☒ Change point of diversion
☐ Change nature of use

☐ Add diversion point(s)
☐ Change period of use

☐ Change place of use
☐ Other _____
- Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**.
The points of diversion will be changed to identify existing wells that are owned by the Applicant.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

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

1.	<u>Right Number</u>	<u>Amount</u> (cfs/ac-ft)	<u>Nature of Use</u>	<u>Period of Use</u>	<u>Source & Tributary</u>
All or Part ☒ ☐	63-34223	0.4/95.2	Irrigation	April 1 to Oct 31	Groundwater
☒ ☐	63-34224	0.69/81.9	Irrigation	Mar 15 to Nov 15	Groundwater
☒ ☐	63-34225	0.46/77.2	Irrigation	Mar 15 to Nov 15	Groundwater
☒ ☐	63-34226	0.34/62.4	Irrigation	Mar 15 to Nov 15	Groundwater
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 1.89 cfs and/or 316.7 acre-feet.

2. Total amount of water proposed to be transferred or changed 1.89 cubic feet per second and/or 316.7 acre-feet per year.

3. Point(s) of Diversion:

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

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
	7		SW	SW	6	1N	2E	Ada	Groundwater	Plant Well #1
	7		SW	SW	6	1N	2E	Ada	Groundwater	Plant Well #2

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☒ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Total Acres (for irrigation use)																			

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:

Water will be diverted from existing wells to a pipeline that will transport water to the place of use. Wells are currently equipped with flow meters.

- 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?

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: No change proposed to the current place of use.

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

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

If yes, ☐ complete Attachment WSB.

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

No change to purpose of use or place of use.

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

In addition to the water rights described above the applicant is also apply to amend IDWR Permit nos. 63-34221 and 63-34222 to move points of diversion to the same wells identified by this application. Water Right Permit Nos. 63-33207 and 63-34038 are currently diverted from the points of diversion.

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

Yes No

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

If yes, describe:

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

Current Water Right No.: 63-34223

Current Owner: CS PROPERTY DEVELOPMENT LLC

Priority Date: 7/11/1963

Origin: Water Right

Status: Active

Basis: Decreed

Source**Tributary**

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.4 CFS	95.2 AF
	<u>Total Diversion</u>	0.4 CFS	95.2 AF

Location of Point(s) of Diversion

GROUND WATER	L3(NE1/4NW1/4)	Sec. 6,	Twp 01N,	Rge 02E B.M.
ADA County				
GROUND WATER	L3(NW1/4SW1/4)	Sec. 7,	Twp 01N,	Rge 02E B.M.
ADA County				
GROUND WATER	L2(NW1/4NE1/4)	Sec. 6,	Twp 01N,	Rge 02E B.M.
ADA County				
GROUND WATER	L3(NW1/4SW1/4)	Sec. 7,	Twp 01N,	Rge 02E B.M.
ADA County				
GROUND WATER	SE1/4SW1/4	Sec. 18,	Twp 01N,	Rge 02E B.M.
ADA County				
GROUND WATER	SW1/4SE1/4	Sec. 31,	Twp 02N,	Rge 02E B.M.
ADA County				
GROUND WATER	L3(NW1/4SW1/4)	Sec. 7,	Twp 01N,	Rge 02E B.M.
ADA County				
GROUND WATER	L4(SW1/4SW1/4)	Sec. 18,	Twp 01N,	Rge 02E B.M.
ADA County				

Place of Use**IRRIGATION Within ADA County**

T01N R02E S6	NESW	40.00	T01N R02E S6	SESW	40.00
T01N R02E S6	NWSE	34.00	T01N R02E S6	SWSE	33.00

Total Acres: 147

Conditions of Approval:

1. X35 Rights 63-3362, 63-7531, 63-10383, 63-11347, 63-34223, 63-34224, 63-34225, and 63-34226 when combined shall not exceed a total diversion rate of 10.77 cfs, nor a total annual maximum diversion volume of 4403.1 af at the field headgate.
2. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
3. Right holder is required to utilize cold water wells to their capacity. Low temperature geothermal water from the point of diversion in NWNE, S06, T01N, R02E, shall only be diverted at a rate equal to the remaining portion of 2.23 cfs not capable of being satisfied by cold water wells.
4. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
5. Rights 63-3362, 63-7531, 63-10383, 63-11347, 63-34223, 63-34224, 63-34225, and 63-34226 when combined are limited to the irrigation of 619.0 total acres under the irrigation components of the rights in the 1286.0 acre place of use described above in a single irrigation season. This condition does not limit the acreage upon which wastewater from the industrial and commercial uses under the rights may be land applied for wastewater treatment purposes to satisfy water quality requirements.
6. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
7. A single new point of diversion is authorized in either Lot 4 (SWSW) or SESW, S18, T01N, R02E to provide water that shall not exceed a temperature greater than 85 degrees Fahrenheit.
8. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 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 November 25, 2008.
9. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
10. X27 This right is limited to the irrigation of 28.2 acres within the authorized place of use in a single irrigation season.
11. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

Decreed Date: 11/25/2008

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

Current Water Right No.: 63-34224

Current Owner: CS PROPERTY DEVELOPMENT LLC

Priority Date: 12/10/1971

Origin: Water Right

Status: Active

Basis: Decreed

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.69 CFS	81.9 AF
	<u>Total Diversion</u>	0.69 CFS	81.9 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4SW1/4	Sec. 18,	Twp 01N,	Rge 02E B.M.
ADA County				
GROUND WATER	L4(SW1/4SW1/4)	Sec. 18,	Twp 01N,	Rge 02E B.M.
ADA County				
GROUND WATER	L2(NW1/4NE1/4)	Sec. 6,	Twp 01N,	Rge 02E B.M.
ADA County				
GROUND WATER	L3(NE1/4NW1/4)	Sec. 6,	Twp 01N,	Rge 02E B.M.
ADA County				
GROUND WATER	L3(NW1/4SW1/4)	Sec. 7,	Twp 01N,	Rge 02E B.M.
ADA County				
GROUND WATER	L3(NW1/4SW1/4)	Sec. 7,	Twp 01N,	Rge 02E B.M.
ADA County				
GROUND WATER	SW1/4SE1/4	Sec. 31,	Twp 02N,	Rge 02E B.M.
ADA County				

Place of UseIRRIGATION Within ADA County

T01N R02E S6	NESW	40.00	T01N R02E S6	SESW	40.00
T01N R02E S6	NWSE	34.00	T01N R02E S6	SWSE	33.00

Total Acres: 147

Conditions of Approval:

1. Rights 63-7531, 63-10383, 63-34224, and 63-34225 when combined shall not exceed a total diversion rate of 5.87 cfs.
2. A single new point of diversion is authorized in either Lot 4(SWSW), or SESW, S18, T01N, R02E, to provide water that shall not exceed a temperature greater than 85 degrees Fahrenheit.
3. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than July 30, 2009.
4. Rights 63-3362, 63-7531, 63-10383, 63-11347, 63-34223, 63-34224, 63-34225, and 63-34226 when combined are limited to the irrigation of 619.0 total acres under the irrigation components of the rights in the 1286.0 acre place of use described above in a single irrigation season. This condition does not limit the acreage upon which wastewater from the industrial and commercial uses under the rights may be land applied for wastewater treatment purposes to satisfy water quality requirements.
5. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
7. X27 This right is limited to the irrigation of 24.2 acres within the authorized place of use in a single irrigation season.
8. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
9. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
11. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
12. Right holder is required to utilize cold water wells to their capacity. Low temperature geothermal water from the point of diversion in NWNE, S06, T01N, R02E, shall only be diverted at a rate equal to the remaining portion of 2.23 cfs not capable of being satisfied by cold water wells.
13. X35 Rights 63-3362, 63-7531, 63-10383, 63-11347, 63-34223, 63-34224, 63-34225, and 63-34226 when combined shall not exceed a total diversion rate of 10.77 cfs, nor a total annual maximum diversion volume of 4403.1 af at the field headgate.

Decreed Date: 7/30/2009

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

Current Water Right No.: 63-34225

Current Owner: CS PROPERTY DEVELOPMENT LLC

Priority Date: 9/23/1986

Origin: Water Right

Status: Active

Basis: License

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15	to 11/15	0.46 CFS	77.2 AF
	<u>Total Diversion</u>		0.46 CFS	77.2 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4SW1/4	Sec. 18,	Twp 01N,	Rge 02E B.M.
ADA County				
GROUND WATER	L4(SW1/4SW1/4)	Sec. 18,	Twp 01N,	Rge 02E B.M.
ADA County				
GROUND WATER	L2(NW1/4NE1/4)	Sec. 6,	Twp 01N,	Rge 02E B.M.
ADA County				
GROUND WATER	L3(NE1/4NW1/4)	Sec. 6,	Twp 01N,	Rge 02E B.M.
ADA County				
GROUND WATER	L3(NW1/4SW1/4)	Sec. 7,	Twp 01N,	Rge 02E B.M.
ADA County				
GROUND WATER	L3(NW1/4SW1/4)	Sec. 7,	Twp 01N,	Rge 02E B.M.
ADA County				
GROUND WATER	SW1/4SE1/4	Sec. 31,	Twp 02N,	Rge 02E B.M.
ADA County				

Place of UseIRRIGATION Within ADA County

T01N R02E S6	NESW	40.00	T01N R02E S6	SESW	40.00
T01N R02E S6	NWSE	34.00	T01N R02E S6	SWSE	33.00

Total Acres: 147

Conditions of Approval:

1. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
4. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. X27 This right is limited to the irrigation of 22.9 acres within the authorized place of use in a single irrigation season.
6. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/1 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.
7. Rights 63-7531, 63-10383, 63-34224, and 63-34225 when combined shall not exceed a total diversion rate of 5.87 cfs.
8. X35 Rights 63-3362, 63-7531, 63-10383, 63-11347, 63-34223, 63-34224, 63-34225, and 63-34226 when combined shall not exceed a total diversion rate of 10.77 cfs, nor a total annual maximum diversion volume of 4403.1 af at the field headgate.
9. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. Right holder is required to utilize cold water wells to their capacity. Low temperature geothermal water from the point of diversion in NWNE, S06, T01N, R02E, shall only be diverted at a rate equal to the remaining portion of 2.23 cfs not capable of being satisfied by cold water wells.
11. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
12. A single new point of diversion is authorized in either Lot 4 (SWSW) or SESW, S18, T01N, R02E to provide water that shall not exceed a temperature greater than 85 degrees Fahrenheit.
13. Rights 63-3362, 63-7531, 63-10383, 63-11347, 63-34223, 63-34224, 63-34225, and 63-34226 when combined are limited to the irrigation of 619.0 total acres under the irrigation components of the rights in the 1286.0 acre place of use described above in a single irrigation season. This condition does not limit the acreage upon which wastewater from the industrial and commercial uses under the rights may be land applied for wastewater treatment purposes to satisfy water quality requirements.

Licensed Date: 11/16/1993

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

Current Water Right No.: 63-34226

Current Owner: CS PROPERTY DEVELOPMENT LLC

Priority Date: 7/8/1992

Origin: Water Right

Status: Active

Basis: License

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.34 CFS	62.4 AF
	<u>Total Diversion</u>	0.34 CFS	62.4 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4SW1/4	Sec. 18,	Twp 01N,	Rge 02E B.M.
ADA County				
GROUND WATER	L4(SW1/4SW1/4)	Sec. 18,	Twp 01N,	Rge 02E B.M.
ADA County				
GROUND WATER	L2(NW1/4NE1/4)	Sec. 6,	Twp 01N,	Rge 02E B.M.
ADA County				
GROUND WATER	L3(NE1/4NW1/4)	Sec. 6,	Twp 01N,	Rge 02E B.M.
ADA County				
GROUND WATER	L3(NW1/4SW1/4)	Sec. 7,	Twp 01N,	Rge 02E B.M.
ADA County				
GROUND WATER	L3(NW1/4SW1/4)	Sec. 7,	Twp 01N,	Rge 02E B.M.
ADA County				
GROUND WATER	L3(NW1/4SW1/4)	Sec. 7,	Twp 01N,	Rge 02E B.M.
ADA County				
GROUND WATER	SW1/4SE1/4	Sec. 31,	Twp 02N,	Rge 02E B.M.
ADA County				

Place of UseIRRIGATION Within ADA County

T01N R02E S6	NESW	40.00	T01N R02E S6	SESW	40.00
T01N R02E S6	NWSE	34.00	T01N R02E S6	SWSE	33.00

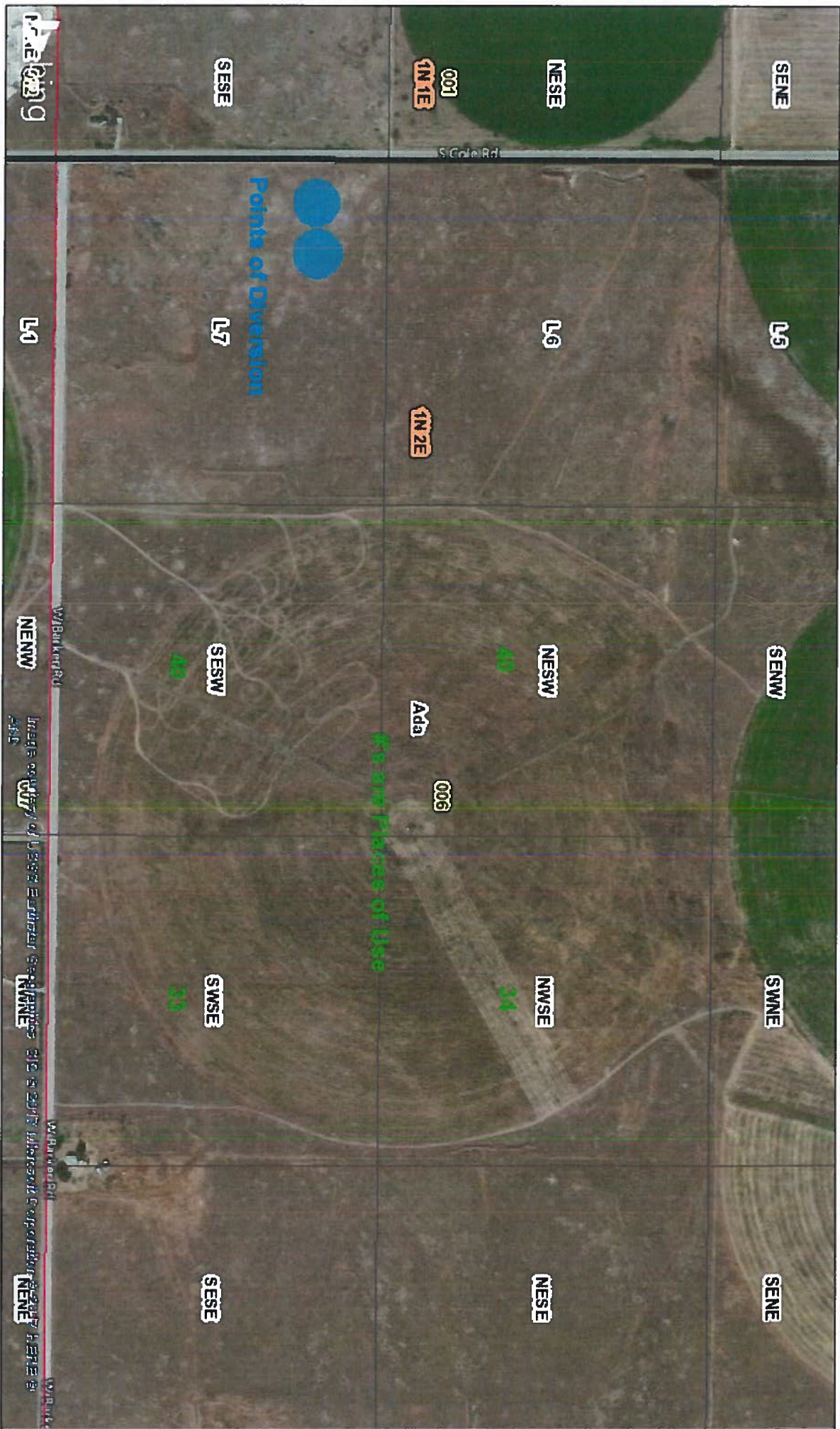
Total Acres: 147

Conditions of Approval:

1. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
3. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
5. A single new point of diversion is authorized in either Lot 4 (SWSW) or SESW, S18, T01N, R02E to provide water that shall not exceed a temperature greater than 85 degrees Fahrenheit.
6. 261 If the surface water right(s) appurtenant to the place of use is unavailable for any reason other than drought or curtailment by priority (for example abandoned, forfeited, sold, transferred, leased, used on another place of use, or disallowed by court decree), this right to divert ground water shall not be used on the land with an appurtenant surface water right(s) without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
7. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 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.
8. X35 Rights 63-3362, 63-7531, 63-10383, 63-11347, 63-34223, 63-34224, 63-34225, and 63-34226 when combined shall not exceed a total diversion rate of 10.77 cfs, nor a total annual maximum diversion volume of 4403.1 af at the field headgate.
9. Rights 63-3362, 63-7531, 63-10383, 63-11347, 63-34223, 63-34224, 63-34225, and 63-34226 when combined are limited to the irrigation of 619.0 total acres under the irrigation components of the rights in the 1286.0 acre place of use described above in a single irrigation season. This condition does not limit the acreage upon which wastewater from the industrial and commercial uses under the rights may be land applied for wastewater treatment purposes to satisfy water quality requirements.
10. X27 This right is limited to the irrigation of 18.5 acres within the authorized place of use in a single irrigation season.
11. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
13. Right holder is required to utilize cold water wells to their capacity. Low temperature geothermal water from the point of diversion in NWNE, S06, T01N, R02E, shall only be diverted at a rate equal to the remaining portion of 2.23 cfs not capable of being satisfied by cold water wells.
14. 260 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right for land with an appurtenant surface water right(s) to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

Page 13 of 15

Licensed Date: 3/12/1999

[illegible][illegible][illegible][illegible][illegible]

No. W 145807	Due no later than Dec 31, 2016 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		CORPORATION SERVICE COMPANY 12550 W EXPLORER DR STE 100 BOISE ID 83713															
1. Mailing Address: Correct in this box if needed. SIMPLOT BP IDAHO, LLC DAVID SPURLING PO BOX 27 BOISE ID 83707		3. <u>New</u> Registered Agent Signature:*															
4. Limited Liability Companies: Enter Names and Addresses of at least one Member or Manager. <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>MEMBER</td> <td>J. R. SIMPLOT COMPANY</td> <td>PO BOX 27</td> <td>BOISE</td> <td>ID</td> <td>USA</td> <td>83707</td> </tr> </tbody> </table>				Office Held	Name	Street or PO Address	City	State	Country	Postal Code	MEMBER	J. R. SIMPLOT COMPANY	PO BOX 27	BOISE	ID	USA	83707
Office Held	Name	Street or PO Address	City	State	Country	Postal Code											
MEMBER	J. R. SIMPLOT COMPANY	PO BOX 27	BOISE	ID	USA	83707											
5. Organized Under the Laws of: ID W 145807	6. Annual Report must be signed.* Signature: DAVID SPURLING Name (type or print): DAVID SPURLING Date: 10/26/2016 Title: SECRETARY																
Processed 10/26/2016 * Electronically provided signatures are accepted as original signatures.																	

No. W 160691	Due no later than Jan 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. CS PROPERTY DEVELOPMENT, LLC SIMPLOT BP IDAHO LLC 1099 WEST FRONT STREET BOISE ID 83702		CORPORATION SERVICE COMPANY 12550 W EXPLORER DR STE 100 BOISE ID 83713			
			3. <u>New</u> Registered Agent Signature:*			
4. Limited Liability Companies: Enter Names and Addresses of at least one Member or Manager.						
Office Held	Name	Street or PO Address	City	State	Country	Postal Code
MEMBER	CAVINESS CEV IDAHO LLC	PO BOX 31117	AMARILLO	TX	USA	79120
MEMBER	SIMPLOT BP IDAHO LLC	PO BOX 27	BOISE	ID	USA	83707
5. Organized Under the Laws of: DE W 160691		6. Annual Report must be signed.* Signature: WILLIAM J WHITACRE Name (type or print): WILLIAM J WHITACRE Date: 12/02/2016 Title: DIRECTOR				
Processed 12/02/2016		* Electronically provided signatures are accepted as original signatures.				

No. C 28407	Due no later than Feb 28, 2017 Annual Report Form		2. Registered Agent and Address (NO PO BOX)			
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE	1. Mailing Address: Correct in this box if needed. J. R. SIMPLOT COMPANY DAVID SPURLING P. O. BOX 27 BOISE ID 83707		CORPORATION SERVICE COMPANY 12550 W EXPLORER DR STE 100 BOISE ID 83713			
			3. <u>New</u> Registered Agent Signature:*			
4. Corporations: Enter Names and Business Addresses of President, Secretary, and Directors. Treasurer (optional).						
Office Held	Name	Street or PO Address	City	State	Country	Postal Code
DIRECTOR	JOHN D SIMPLOT	1099 W. FRONT STREET	BOISE	ID	USA	83702
DIRECTOR	JOHN OTTER	1099 W. FRONT STREET	BOISE	ID	USA	83702
PRESIDENT	WILLIAM J WHITACRE	1099 W. FRONT STREET	BOISE	ID	USA	83702-0027
SECRETARY	DAVID SPURLING	1099 W. FRONT STREET	BOISE	ID	USA	83702-0027
DIRECTOR	SCOTT R SIMPLOT	1099 W. FRONT STREET	BOISE	ID	USA	83702-0027
DIRECTOR	GAY C SIMPLOT	1099 W. FRONT STREET	BOISE	ID	USA	83702-0027
DIRECTOR	JOHN E SIMPLOT	1099 W. FRONT STREET	BOISE	ID	USA	83702-0027
DIRECTOR	A DALE DUNN	1099 W. FRONT STREET	BOISE	ID	USA	83702-0027
DIRECTOR	STEPHEN A BEEBE	1099 W. FRONT STREET	BOISE	ID	USA	83702-0027
DIRECTOR	RICHARD M HORMAECHEA	1099 W. FRONT STREET	BOISE	ID	USA	83702-0027
DIRECTOR	WILLIAM J WHITACRE	1099 W. FRONT STREET	BOISE	ID	USA	83702-0027
TREASURER	JOEL G BARKER	1099 W. FRONT STREET	BOISE	ID	USA	83702
DIRECTOR	TERRY T UHLING	1099 W. FRONT STREET	BOISE	ID	USA	83702
5. Organized Under the Laws of: NV C 28407		6. Annual Report must be signed.* Signature: David Spurling Name (type or print): David Spurling Date: 12/21/2016 Title: Secretary				
Processed 12/21/2016		* Electronically provided signatures are accepted as original signatures.				

RECEIVED

OCT 16 2017

**WATER RESOURCES
WESTERN REGION**

**OPERATING AGREEMENT
OF
CS PROPERTY DEVELOPMENT, LLC
(a Delaware Limited Liability Company)**

Effective: December 29, 2014

IN WITNESS WHEREOF, the undersigned, hereby assume and agree to be bound by and to perform all of the terms and provisions set forth in this Agreement as of the date set forth above.

MEMBERS:

SIMPLOT BP IDAHO, LLC, an Idaho limited liability company

By: J.R. Simplot Company, a Nevada corporation
Its: Member

By: Joel G. Barken
Its: VP & TREASURER

CAVINESS DEV IDAHO, LLC, a Texas limited liability company

By: [Signature]
Its: CEO member

By: [Signature]
Its: PRES. member

By: [Signature]
Its: VP member

OPERATING AGREEMENT

OF

CS PROPERTY DEVELOPMENT, LLC

THIS OPERATING AGREEMENT OF CS PROPERTY DEVELOPMENT, LLC, a Delaware limited liability company organized pursuant to the Delaware Limited Liability Company Act, is entered into effective as of the 29th day of December, 2014, by and between the undersigned Persons who are each executing and adopting this Agreement as a Member of the Company.

ARTICLE 1

FORMATION OF THE COMPANY

1.1 Formation.

The Company was formed on December 24, 2014, upon filing of the Articles with the Delaware Secretary of State. In consideration of the mutual promises and covenants contained herein and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Members hereto agree that the rights and obligations of the parties and the administration and termination of the Company shall be governed by this Agreement, the Articles and the Act. The Members, as of the date of this Agreement, agree to make the initial Capital Contributions set forth on Exhibit A attached hereto and incorporated herein by this reference.

1.2 Name.

The name of the Company is CS Property Development, LLC.

1.3 Designated Office and Registered Agent.

The Company's initial registered office is at 2711 Centerville Road, Suite 400, Wilmington, Delaware 19808. The name of its initial registered agent at such address is Corporation Service Company.

1.4 Principal Office.

The principal office of the Company shall be at such place as the Board may designate from time to time, which need not be in the State of Delaware. The Board may relocate the principal office or establish additional offices from time to time in its discretion.

1.5 Purposes and Powers.

1.5.1 The purpose and business of the Company shall be any lawful purpose which may be undertaken by the Company in accordance with the applicable provisions of the Act, including but not limited to: (i) the ownership and leasing of a commercial beef processing facility and agricultural property located in Kuna, Idaho, which processing facility will be located on a site to be determined by the Board as a Major Board Decision and (ii) engaging in any and all activities incidental or related to the foregoing, subject to the terms and conditions of this Agreement.

EXHIBIT B

BOARD OF DIRECTORS

The initial Board of Directors of the Company shall be comprised of the following individuals appointed, respectively, by Caviness and Simplot:

**Caviness
Designated Directors**

1. Terry Caviness
2. Trevor Caviness
3. Regan Caviness

**Simplot
Designated Directors**

1. Tom Basabe
2. Scott Simplot
3. William J. Whitacre



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

October 27, 2017

CS PROPERTY DEVELOPMENT LLC
PO BOX 27
BOISE, ID 83707

RE: Application for Amendment No. 81871 & 81873 & Application for Transfer No. 81871

Dear Applicant(s):

The Department of Water Resources has received your water right applications. Please refer to the numbers referenced above in all future correspondence regarding these applications.

Legal notices of the applications have been prepared and are scheduled for publication in the IDAHO STATESMAN on 11/2/2017 and 11/9/2017. Protests to these applications may be submitted for a period ending ten (10) days after the second publication.

If either 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 either 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 applications.

Sincerely,

Rachel Neely
Administrative Assistant

CC:
WELLS FARGO BANK
FOOD & AGRIBUSINESS COMMERCIAL BANKING OFFICE
905 S FILLMORE STE 701
MAC T3005-072
AMARILLO, TX 79101

Neely, Rachel

From: Neely, Rachel
Sent: Friday, October 27, 2017 8:42 AM
To: 'BOI Legals'
Subject: Ada Legal Ads
Attachments: Ada Cover Letter.docx; Ada Legal Ad.docx

Good Morning Legal Clerk,

Please see the attached ad for publication on 11/2/2017 & 11/9/2017.

Please confirm these are okay to publish as shown.

Thank you,

Rachel Neely

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

October 27, 2017

LEGAL NOTICE DEPARTMENT
IDAHO STATESMAN
PO BOX 40
BOISE, ID 83707

RE: Application for Permit No. 63-34343
 Application for Permit No. 63-34386
 Application for Permit No. 63-34387
 Application for Permit No. 63-34388
 Application for Permit No. 63-34389
 Application for Permit No. 63-34390
 Application for Permit No. 63-34391
 Application for Permit No. 63-34392
 Application for Permit No. 63-34393
 Application for Permit No. 63-34394
 Application for Permit No. 63-34395
 Application for Permit No. 63-34396
 Application for Permit No. 63-34397
 Application for Permit No. 63-34398
 Application for Permit No. 63-34399
 Application for Permit No. 63-34423
 Application for Transfer No. 81871
 Application for Amendment of Permit No. 81872
 Application for Amendment of Permit No. 81873

Dear Legal Notice Department:

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

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 11/20/2017. Your cooperation is appreciated.

Sincerely,

Rachel Neely
Administrative Assistant

Enclosure(s)

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

63-34343

KNIFE RIVER

5450 W GOWEN RD

BOISE, ID 83709

Point of Diversion NENE S21 T02N R02E ADA County Source GROUND WATER

Use: COMMERCIAL 01/01 to 12/31 1 CFS

Use: COMMERCIAL FROM STORAGE 01/01 to 12/31 58.1 AF

Use: COMMERCIAL STORAGE 01/01 to 12/31 58.1 AF

Use: DIVERSION TO STORAGE 01/01 to 12/31 2 CFS

Total Diversion: 2 CFS, 250 AF

Date Filed: 2/24/2017

Places of Use: COMMERCIAL, COMMERCIAL STORAGE, COMMERCIAL FROM STORAGE

T02N R02E S21 NENE

Water bearing zone to be appropriated is from 500 to 800 feet.

63-34386

DAHL SHEEP LLC

1036 E IRON EAGLE DR STE 100

EAGLE, ID 83616

Point of Diversion NWNE S16 T05N R01W ADA County Source GROUND WATER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Use: IRRIGATION 03/01 to 11/15 0.21 CFS

Use: STOCKWATER 01/01 to 12/31 0.01 CFS

Total Diversion: 0.26 CFS

Date Filed: 5/25/2017

Places of Use: DOMESTIC, STOCKWATER, IRRIGATION

T05N R01W S16 NWNE

Total Acres: 10

Water bearing zone to be appropriated is from 200 to 700 feet.

This proposal is located in Lot 1 Blk 1 in Moose on the Loose Subdivision.

63-34387

DAHL SHEEP LLC

1036 E IRON EAGLE DR STE 100

EAGLE, ID 83616

Point of Diversion NWNE S16 T05N R01W ADA County Source GROUND WATER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Use: IRRIGATION 03/01 to 11/15 0.21 CFS

Use: STOCKWATER 01/01 to 12/31 0.01 CFS

Total Diversion: 0.26 CFS

Date Filed: 5/25/2017

Places of Use: IRRIGATION, STOCKWATER, DOMESTIC

T05N R01W S16 NWNE

Total Acres: 10

Water bearing zone to be appropriated is from 200 to 700 feet.

This proposal is located in Lot 2 Blk 1 in Moose on the Loose Subdivision.

63-34388

DAHL SHEEP LLC

1036 E IRON EAGLE DR STE 100

EAGLE, ID 83616

Point of Diversion NWNE S16 T05N R01W ADA County Source GROUND WATER

Point of Diversion NENE S16 T05N R01W ADA County Source GROUND WATER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Use: IRRIGATION 03/01 to 11/15 0.21 CFS

Use: STOCKWATER 01/01 to 12/31 0.01 CFS

Total Diversion: 0.26 CFS

Date Filed: 5/25/2017

Places of Use: DOMESTIC, IRRIGATION, STOCKWATER

T05N R01W S16 NENE NWNE

Total Acres: 10.1

Water bearing zone to be appropriated is from 200 to 700 feet.

This proposal is located in Lot 3 Blk 1 in Moose on the Loose Subdivision.

Applicant proposes to construct one well in one of the two locations.

63-34389

DAHL SHEEP LLC

1036 E IRON EAGLE DR STE 100

EAGLE, ID 83616

Point of Diversion NENE S16 T05N R01W ADA County Source GROUND WATER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Use: IRRIGATION 03/01 to 11/15 0.26 CFS

Use: STOCKWATER 01/01 to 12/31 0.01 CFS

Total Diversion: 0.31 CFS

Date Filed: 5/25/2017

Places of Use: DOMESTIC, IRRIGATION, STOCKWATER

T05N R01W S16 NENE
Total Acres: 13
Water bearing zone to be appropriated is from 200 to 700 feet.
This proposal is located in Lot 4 Blk 1 in Moose on the Loose Subdivision.

63-34390

DAHL SHEEP LLC
1036 E IRON EAGLE DR STE 100
EAGLE, ID 83616
Point of Diversion NENE S16 T05N R01W ADA County Source GROUND WATER
Use: DOMESTIC 01/01 to 12/31 0.04 CFS
Use: IRRIGATION 03/01 to 11/15 0.26 CFS
Use: STOCKWATER 01/01 to 12/31 0.01 CFS
Total Diversion: 0.31 CFS
Date Filed: 5/25/2017
Places of Use: IRRIGATION, STOCKWATER, DOMESTIC
T05N R01W S16 NENE
Total Acres: 13
Water bearing zone to be appropriated is from 200 to 700 feet.
This proposal is located in Lot 5 Blk 1 in Moose on the Loose Subdivision.

63-34391

DAHL SHEEP LLC
1036 E IRON EAGLE DR STE 100
EAGLE, ID 83616
Point of Diversion SENE S16 T05N R01W ADA County Source GROUND WATER
Use: DOMESTIC 01/01 to 12/31 0.04 CFS
Use: IRRIGATION 03/01 to 11/15 0.21 CFS
Use: STOCKWATER 01/01 to 12/31 0.01 CFS
Total Diversion: 0.26 CFS
Date Filed: 5/25/2017
Places of Use: STOCKWATER, DOMESTIC, IRRIGATION
T05N R01W S16 NENE SENE
Total Acres: 10.3
Water bearing zone to be appropriated is from 200 to 700 feet.
This proposal is located in Lot 6 Blk 1 in Moose on the Loose Subdivision.

63-34392

DAHL SHEEP LLC
1036 E IRON EAGLE DR STE 100
EAGLE, ID 83616
Point of Diversion SENE S16 T05N R01W ADA County Source GROUND WATER
Use: DOMESTIC 01/01 to 12/31 0.04 CFS
Use: IRRIGATION 03/01 to 11/15 0.21 CFS
Use: STOCKWATER 01/01 to 12/31 0.01 CFS
Total Diversion: 0.26 CFS
Date Filed: 5/25/2017
Places of Use: DOMESTIC, IRRIGATION, STOCKWATER
T05N R01W S16 SENE
Total Acres: 10
Water bearing zone to be appropriated is from 200 to 700 feet.
This proposal is located in Lot 7 Blk 1 in Moose on the Loose Subdivision.

63-34393

DAHL SHEEP LLC
1036 E IRON EAGLE DR STE 100
EAGLE, ID 83616
Point of Diversion SENE S16 T05N R01W ADA County Source GROUND WATER
Use: DOMESTIC 01/01 to 12/31 0.04 CFS
Use: IRRIGATION 03/01 to 11/15 0.21 CFS
Use: STOCKWATER 01/01 to 12/31 0.01 CFS
Total Diversion: 0.26 CFS
Date Filed: 5/25/2017
Places of Use: DOMESTIC, IRRIGATION, STOCKWATER
T05N R01W S16 SENE
Total Acres: 10
Water bearing zone to be appropriated is from 200 to 700 feet.
This proposal is located in Lot 8 Blk 1 in Moose on the Loose Subdivision.

63-34394

DAHL SHEEP LLC
1036 E IRON EAGLE DR STE 100
EAGLE, ID 83616
Points of Diversion SWNE SENE S16 T05N R01W ADA County Source GROUND WATER
Use: DOMESTIC 01/01 to 12/31 0.04 CFS
Use: IRRIGATION 03/01 to 11/15 0.21 CFS
Use: STOCKWATER 01/01 to 12/31 0.01 CFS
Total Diversion: 0.26 CFS

Date Filed: 5/25/2017
Places of Use: DOMESTIC, IRRIGATION, STOCKWATER
T05N R01W S16 SWNE SENE
Total Acres: 10
Water bearing zone to be appropriated is from 200 to 700 feet.
This proposal is located in Lot 9 Blk 1 in Moose on the Loose Subdivision.
Applicant proposes to construct one well in one of the two locations.

63-34395

DAHL SHEEP LLC
1036 E IRON EAGLE DR STE 100
EAGLE, ID 83616
Point of Diversion SWNE S16 T05N R01W ADA County Source GROUND WATER
Use: DOMESTIC 01/01 to 12/31 0.04 CFS
Use: IRRIGATION 03/01 to 11/15 0.22 CFS
Use: STOCKWATER 01/01 to 12/31 0.01 CFS
Total Diversion: 0.27 CFS
Date Filed: 5/25/2017
Places of Use: DOMESTIC, IRRIGATION, STOCKWATER
T05N R01W S16 SWNE
Total Acres: 11
Water bearing zone to be appropriated is from 200 to 700 feet.
This proposal is located in Lot 11 Blk 1 in Moose on the Loose Subdivision.

63-34396

DAHL SHEEP LLC
1036 E IRON EAGLE DR STE 100
EAGLE, ID 83616
Points of Diversion NWNE SWNE S16 T05N R01W ADA County Source GROUND WATER
Use: DOMESTIC 01/01 to 12/31 0.04 CFS
Use: IRRIGATION 03/01 to 11/15 0.21 CFS
Use: STOCKWATER 01/01 to 12/31 0.01 CFS
Total Diversion: 0.26 CFS
Date Filed: 5/25/2017
Places of Use: DOMESTIC, IRRIGATION, STOCKWATER
T05N R01W S16 NWNE SWNE
Total Acres: 10.5
Water bearing zone to be appropriated is from 200 to 700 feet.
This proposal is located in Lot 12 Blk 1 in Moose on the Loose Subdivision.
Applicant proposes to construct one well in one of the two locations.

63-34397

DAHL SHEEP LLC
1036 E IRON EAGLE DR STE 100
EAGLE, ID 83616
Points of Diversion NWNE SWNE S16 T05N R01W ADA County Source GROUND WATER
Use: DOMESTIC 01/01 to 12/31 0.04 CFS
Use: IRRIGATION 03/01 to 11/15 0.22 CFS
Use: STOCKWATER 01/01 to 12/31 0.01 CFS
Total Diversion: 0.27 CFS
Date Filed: 5/25/2017
Places of Use: DOMESTIC, IRRIGATION, STOCKWATER
T05N R01W S16 NWNE SWNE
Total Acres: 10.7
Water bearing zone to be appropriated is from 200 to 700 feet.
This proposal is located in Lot 13 Blk 1 in Moose on the Loose Subdivision.
Applicant proposes to construct one well in one of the two locations.

63-34398

DAHL SHEEP LLC
1036 E IRON EAGLE DR STE 100
EAGLE, ID 83616
Points of Diversion NE(ALL) S16 T05N R01W ADA County Source GROUND WATER
Use: DOMESTIC 01/01 to 12/31 0.04 CFS
Use: IRRIGATION 03/01 to 11/15 0.21 CFS
Use: STOCKWATER 01/01 to 12/31 0.01 CFS
Total Diversion: 0.26 CFS
Date Filed: 5/25/2017
Places of Use: DOMESTIC, IRRIGATION, STOCKWATER
T05N R01W S16 NE(ALL)
Total Acres: 10.1
Water bearing zone to be appropriated is from 200 to 700 feet.
This proposal is located in Lot 14 Blk 1 in Moose on the Loose Subdivision.
Applicant proposes to construct one well in one of the four locations.

63-34399

DAHL SHEEP LLC
1036 E IRON EAGLE DR STE 100

EAGLE, ID 83616

Points of Diversion NENE SENE S16 T05N R01W ADA County Source GROUND WATER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Use: IRRIGATION 03/01 to 11/15 0.21 CFS

Use: STOCKWATER 01/01 to 12/31 0.01 CFS

Total Diversion: 0.26 CFS

Date Filed: 5/25/2017

Places of Use: IRRIGATION, STOCKWATER, DOMESTIC

T05N R01W S16 NENE SENE

Total Acres: 10.1

Water bearing zone to be appropriated is from 200 to 700 feet.

This proposal is located in Lot 15 Blk 1 in Moose on the Loose Subdivision.

Applicant proposes to construct one well in one of the two locations.

63-34423

DAHL SHEEP LLC

1036 E IRON EAGLE DR STE 100

EAGLE, ID 83616

Point of Diversion SWNE S16 T05N R01W ADA County Source GROUND WATER

Use: DOMESTIC 01/01 to 12/31 0.04 CFS

Use: IRRIGATION 03/01 to 11/15 0.21 CFS

Use: STOCKWATER 01/01 to 12/31 0.01 CFS

Total Diversion: 0.26 CFS

Date Filed: 7/27/2017

Places of Use: DOMESTIC, IRRIGATION, STOCKWATER

T05N R01W S16 SWNE

Total Acres: 10

Water bearing zone to be appropriated is from 200 to 700 feet.

This proposal is located in Lot 10 Blk 1 in Moose on the Loose Subdivision.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 81871

CS PROPERTY DEVELOPMENT LLC, PO BOX 27, BOISE, ID 83707; has filed **Application No. 81871** for changes to the following water rights within ADA County(s): Right No(s). 63-34223, 63-34224, 63-34225, 63-34226. The applicant proposes to replace the current points of diversion on each of the 4 water rights with 2 different wells, the change will move the points of diversion from property owned by another party onto property they own. The new wells are located on S Cole Rd about 20 kilometers south of Boise ID between Kuna Mora Rd and Barker Rd.

PROPOSED AMENDMENT OF WATER PERMIT

CS Property Development LLC of PO Box 27 Boise ID 83707 filed application no. **81872** on 08/16/2017 to amend a water permit no. 63-34222 with a 09/02/1999 priority to divert groundwater totaling 0.62 cfs for irrigation purposes. The permit provides irrigation water for property located on S Cole RD about 20 kilometers south of Boise ID between Kuna Mora RD and Barker RD. The applicant proposes to amend the permit to replace the 6 current points of diversion with 2 different ones. These 2 new points of diversion are existing wells located in the SWSW of section 6 of township 01N and range 02E. The water bearing zone to be appropriated is from 290 to 455 ft.

PROPOSED AMENDMENT OF WATER PERMIT

CS Property Development LLC of PO Box 27 Boise ID 83707 filed application no. **81873** on 08/16/2017 to amend a water permit no. 63-34221 with a 02/02/2015 priority to divert groundwater totaling 0.44 cfs for irrigation purposes. The permit provides irrigation water for property located on S Cole RD about 20 kilometers south of Boise ID between Kuna Mora RD and Barker RD. The applicant proposes to amend the permit to replace the 8 current points of diversion with 2 different ones. These 2 new points of diversion are existing wells located in the SWSW of section 6 of township 01N and range 02E. The water bearing zone to be appropriated is from 290 to 455 ft.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Western Region office at (208) 334-2190; or for a full description of the right(s), proposed transfer(s), or amendment(s) please see www.idwr.idaho.gov. Protests may be submitted based on the criteria of Idaho Code §§ 42-203A, 42-222 and 42-211. Any protest against the approval of the application(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 together with a protest fee of \$25.00 for each application on or before 11/20/2017. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 11/2/2017 and 11/9/2017



J.R. Simplot Company
P.O. Box 27, Boise, Idaho
83707 0027

1099 West Front Street
Boise, Idaho 83702

Vic.conrad@simplot.com
208 780 7359 Business
208 780 7333 Fax

September 5, 2017

Angela M. Grimm, P.G.
Water Rights Supervisor
IDWR - Western Region
2735 Airport Way
Boise, ID 83705-5082

RECEIVED
SEP 06 2017
WATER RESOURCES
WESTERN REGION

Re: IDWR Permit Nos. 63-34221, 63-34222 and IDWR Water Right Nos. 63-34223, 63-34224, 63-34225, and 63-34226.

Dear Angie:

Enclosed is a check in the amount of \$150.00 to cover the balance of the fees required for filing the above referenced permit amendments and transfer application.

Sincerely,

Vic Conrad
Land, Water & Asset Recovery

Enclosure



Grimm, Angie

From: Grimm, Angie
Sent: Tuesday, August 22, 2017 10:54 AM
To: Vic Conrad
Subject: CS Property Development LLC WR Filings Fee Request

Vic,

Good morning! On August 16, 2017, IDWR Western Region received two permit amendment applications (one for permit 63-34221 the other for permit 63-34222) and one transfer application (for rights 63-34223, 63-34224, 63-34225, and 63-34226) from CS Property Development LLC. The applications were submitted with a single check for \$630.00 along with a cover letter from you on J R Simplot Co letterhead. The total filing fees necessary for processing of these applications is \$780.00 (\$100 for each permit amendment application and \$580.00 for the transfer application of 1.89 cfs). Based on our phone conversation moments ago, I'm sending you this email to request an additional \$150.00 be submitted to allow for processing of the transfer application. Please let me know if you have any questions regarding this request.

Regards,
Angie

Angela M. Grimm, P.G.
Water Rights Supervisor
IDWR - Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190 phone
(208) 334-2348 fax



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August 14, 2017

Nick Miller
State of Idaho
Department of Water Resources
2735 Airport Way
Boise, Idaho 83705-5082

RECEIVED
AUG 16 2017
WATER RESOURCES
WESTERN REGION

Re: IDWR Permit Nos. 63-34221, 63-34222 and IDWR Water Right Nos. 63-34223, 63-34224, 63-34225, and 63-34226.

Dear Nick:

Attached are applications to amend each of the above referenced permits, together with an application for transfer of the above referenced water rights. The enclosed applications seek to move the existing authorized points of diversion, which are owned by a third party, to points of diversion owned by the applicant.

I am also enclosing a check in the amount of \$630.00 to be applied toward your fees for filing the enclosed applications.

Sincerely,

Vic Conrad
Land, Water & Asset Recovery

Enclosure

