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MAR 29 2017

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 81560MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

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APR 06 2017

DEPARTMENT OF
WATER RESOURCES

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

Name of Applicant(s) Frank Tiegs 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 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

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AUG 14 2017

DEPARTMENT OF
WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) Frank Teigs LLC Phone 509-545-4545

Mailing address P.O. Box 3350 Pasco, WA 99302 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 Greg Sullivan Phone 208-736-8843

Mailing address 2016 North Washington St Ste 4 Twin Falls, Idaho 83301 Email greg.sullivan@brockwayeng.com

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

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

Frank Teigs
Signature of Applicant or Authorized Representative

Frank Teigs managing member 8-9-17
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. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**.

Create a large PPU to better manage water rights. Update current POU and PODs for all water rights.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

RECEIVED
MAR 29 2017
WATER RESOURCES
WESTERN REGION

Name of Applicant(s) Frank Teigs LLC Phone 509-545-4545

Mailing address P.O. Box 3350 Pasco, WA 99302 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**.
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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.
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- ☐ 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.

Frank Teigs Managing Member Frank Teigs Managing Member 10-11-16
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. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**.

Create a large PPU to better manage water rights. Update current POU and PODs for all water rights.

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 ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐ ☐	See Exhibit A			_____ to _____	_____
	_____	_____	_____	_____ to _____	_____
	_____	_____	_____	_____ to _____	_____
	_____	_____	_____	_____ to _____	_____
	_____	_____	_____	_____ to _____	_____
	_____	_____	_____	_____ to _____	_____
	_____	_____	_____	_____ to _____	_____
	_____	_____	_____	_____ to _____	_____
	_____	_____	_____	_____ to _____	_____

Total authorized under rights 75.98 cfs and/or 20583.3 acre-feet.

2. Total amount of water proposed to be transferred or changed 75.98 cubic feet per second and/or 20583.3 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 #
	See Exhibit B									

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

See Exhibit C

- ☐ 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:
Existing PODs, mainlines and delivery system.

- b. Who owns the property at the point(s) of diversion? Murphy Land Company, LLC
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
Contract of Agreement

- 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: Northwest Farm Credit Service

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 irrigation.

- 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:
N/A

- 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:

Page _____ of _____

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

Current Water Right No.: 61-7197 ✓

Current Owner: FARMS LLC
Priority Date: 9/16/1974
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	3/15 to 11/15	8 CFS	
DOMESTIC	1/01 to 12/31	0.08 CFS	
	<u>Total Diversion</u>	8 CFS	

Location of Point(s) of Diversion

GROUND WATER	NE1/4NE1/4	Sec. 34,	Twp 02S,	Rge 04E B.M.
ELMORE County				
GROUND WATER	SE1/4SE1/4	Sec. 27,	Twp 02S,	Rge 04E B.M.
ELMORE County				
GROUND WATER	SW1/4NE1/4	Sec. 28,	Twp 02S,	Rge 04E B.M.
ELMORE County				

Place of Use

IRRIGATION Within ELMORE County

T02S R04E S27	SWNE	39.00	T02S R04E S27	SENE	38.00
T02S R04E S27	SWNW	40.00	T02S R04E S27	SENW	39.00
T02S R04E S27	NESW	40.00	T02S R04E S27	SESW	40.00
T02S R04E S27	NESE	39.00	T02S R04E S27	NWSE	40.00
T02S R04E S27	SWSE	40.00	T02S R04E S27	SESE	38.00
T02S R04E S28	NENE	40.00	T02S R04E S28	NWNE	40.00
T02S R04E S28	SWNE	40.00	T02S R04E S28	SENE	40.00
T02S R04E S34	NENE	39.00	T02S R04E S34	NWNE	40.00
T02S R04E S34	SWNE	39.00	T02S R04E S34	SENE	37.00
T02S R04E S34	NENW	39.00	T02S R04E S34	SENW	38.00

Total Acres: 785

DOMESTIC Within ELMORE County

T02S R04E S27	SWNE	T02S R04E S27	SESE
---------------	------	---------------	------

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. N12 THE QUANTITY OF WATER UNDER THIS RIGHT FOR DOMESTIC USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 785 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-07321 & 61-07239. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 625 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. USE OF THIS RIGHT WITH RIGHT NO. 61-07321 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 9.8 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2812.5 AF.
USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 13.0 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3532.5 AF. COMBINED RIGHT NOS.: 61-07321 & 61-07239.
5. TWO POINTS OF DIVERSION LOCATED IN T02S, R04E, S27, SESE.
6. N10 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
7. C15 THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 61: WATER RIGHT NO. SOURCE NONE NONE THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO. SOURCE NONE NONE ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.
8. RIGHTS LISTED BELOW ARE ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE. RIGHT NOS.: 61-07321 & 61-07239.

Decreed Date: 10/26/2000

Page _____ of _____

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

Current Water Right No.: 61-7321

Current Owner: FARMS LLC

Priority Date: 4/4/1977

Origin: Water Right

Status: Active

Basis: Decreed

Source

GROUND WATER

Tributary

Beneficial Use

IRRIGATION

From To

4/01 to 10/31

Total Diversion

Diversion Rate

1.8 CFS

1.8 CFS

Annual Volume

Location of Point(s) of Diversion

GROUND WATER

ELMORE County

SE1/4SE1/4

Sec. 27, Twp 02S, Rge 04E B.M.

GROUND WATER

ELMORE County

NE1/4NE1/4

Sec. 34, Twp 02S, Rge 04E B.M.

GROUND WATER

ELMORE County

SW1/4NE1/4

Sec. 28, Twp 02S, Rge 04E B.M.

Place of Use

IRRIGATION Within ELMORE County

T02S R04E S27	SWNE	39.00	T02S R04E S27	SENE	38.00
T02S R04E S27	SWNW	40.00	T02S R04E S27	SENW	39.00
T02S R04E S27	NESW	40.00	T02S R04E S27	SESW	40.00
T02S R04E S27	NESE	39.00	T02S R04E S27	NWSE	40.00
T02S R04E S27	SWSE	40.00	T02S R04E S27	SESE	38.00
T02S R04E S28	NENE	40.00	T02S R04E S28	NWNE	40.00
T02S R04E S28	SWNE	40.00	T02S R04E S28	SENE	40.00
T02S R04E S34	NENE	39.00	T02S R04E S34	NWNE	40.00
T02S R04E S34	SWNE	39.00	T02S R04E S34	SENE	37.00
T02S R04E S34	NENW	39.00	T02S R04E S34	SENW	38.00

Total Acres: 785

Conditions of Approval:

1. TWO POINTS OF DIVERSION LOCATED IN T02S, R04E, S27, SESE.
2. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
3. C15 THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 61: WATER RIGHT NO. SOURCE NONE NONE THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO. SOURCE NONE NONE ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.
4. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
5. USE OF THIS RIGHT WITH RIGHT NO. 61-7197 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 9.8 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2812.5 AFA.
USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 13.0 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3532.5 AF. COMBINED RIGHT NOS.: 61-07197 & 61-07239.
6. RIGHTS LISTED BELOW ARE ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE. RIGHT NOS.: 61-07197 & 61-07239.
7. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 785 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 61-07197 & 61-07239.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 625 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Decreed Date: 10/26/2000

Page _____ of _____

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

Current Water Right No.: 61-7239 ✓

Current Owner: FARMS LLC

Priority Date: 8/25/1975

Origin: Water Right

Status: Active

Basis: Decreed

SourceTributary

GROUND WATER

Beneficial UseFrom ToDiversion RateAnnual Volume

IRRIGATION

3/15 to 11/15

3.2 CFS

Total Diversion

3.2 CFS

Location of Point(s) of Diversion

GROUND WATER

SW1/4NE1/4

Sec. 28, Twp 02S, Rge 04E B.M.

ELMORE County

GROUND WATER

NE1/4NE1/4

Sec. 34, Twp 02S, Rge 04E B.M.

ELMORE County

GROUND WATER

SE1/4SE1/4

Sec. 27, Twp 02S, Rge 04E B.M.

ELMORE County

Place of UseIRRIGATION Within ELMORE County

T02S R04E S27	SWNE	39.00	T02S R04E S27	SENE	38.00
T02S R04E S27	SWNW	40.00	T02S R04E S27	SENE	39.00
T02S R04E S27	NESW	40.00	T02S R04E S27	SESW	40.00
T02S R04E S27	NESE	39.00	T02S R04E S27	NWSE	40.00
T02S R04E S27	SWSE	40.00	T02S R04E S27	SESE	38.00
T02S R04E S28	NENE	40.00	T02S R04E S28	NWNE	40.00
T02S R04E S28	SWNE	40.00	T02S R04E S28	SENE	40.00
T02S R04E S34	NENE	39.00	T02S R04E S34	NWNE	40.00
T02S R04E S34	SWNE	39.00	T02S R04E S34	SENE	37.00
T02S R04E S34	NENW	39.00	T02S R04E S34	SENE	38.00

Total Acres: 785

Conditions of Approval:

1. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 13.0 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3532.5 AF. COMBINED RIGHT NOS.: 61-07197 & 61-07239.
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3. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
4. TWO POINTS OF DIVERSION LOCATED IN T02S, R04E, S27, SESE.
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6. RIGHTS LISTED BELOW ARE ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE. RIGHT NOS.: 61-07197 & 61-07321.

Decreed Date: 10/26/2000

Page _____ of _____

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

Current Water Right No.: 61-7210 ✓

Current Owner: FARMS LLC

Priority Date: 12/19/1974

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

Beneficial Use **From To**
IRRIGATION 4/01 to 10/31
 Total Diversion

Diversion Rate **Annual Volume**
6.56 CFS 1312 AF
6.56 CFS 1312 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SE1/4	Sec. 36,	Twp 02S,	Rge 04E B.M.
ELMORE County				
GROUND WATER	NW1/4SE1/4	Sec. 30,	Twp 02S,	Rge 05E B.M.
ELMORE County				
GROUND WATER	SW1/4SE1/4	Sec. 36,	Twp 02S,	Rge 04E B.M.
ELMORE County				

Place of Use

IRRIGATION Within ELMORE County

T02S R04E S25	NESW	36.00	T02S R04E S25	NWSW	36.00
T02S R04E S25	SWSW	36.00	T02S R04E S25	SESW	37.00
T02S R04E S36	NENE	36.00	T02S R04E S36	NWNE	36.00
T02S R04E S36	SWNE	37.00	T02S R04E S36	SENE	36.00
T02S R04E S36	NENW	36.00	T02S R04E S36	NWNW	36.00
T02S R04E S36	SWNW	36.00	T02S R04E S36	SENW	36.00
T02S R04E S36	NESE	36.00	T02S R04E S36	NWSE	37.00
T02S R04E S36	SWSE	36.00	T02S R04E S36	SESE	36.00
T02S R05E S29	NWSW	3.00	T02S R05E S29	SWSW	3.00
T02S R05E S30	NENW	37.00	T02S R05E S30	NWNW	37.00
T02S R05E S30	SWNW	37.00	T02S R05E S30	SENW	37.00
T02S R05E S30	NESW	36.00	T02S R05E S30	NWSW	36.00
T02S R05E S30	SWSW	37.00	T02S R05E S30	SESW	36.00
T02S R05E S30	NESE	36.00	T02S R05E S30	NWSE	36.00
T02S R05E S30	SWSE	36.00	T02S R05E S30	SESE	36.00
T02S R05E S31	NENW	37.00	T02S R05E S31	NWNW	37.00
T02S R05E S31	SWNW	36.00	T02S R05E S31	SENW	36.00

Total Acres: 1168

Conditions of Approval:

1. X63 All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
2. X35 Rights 61-7210, 61-12013 and 61-12080 when combined shall not exceed a total diversion rate of 15.74 cfs, a total annual maximum volume of 4273.2 af at the field headgate, and the irrigation of 1068.3 acres within the place of use described above in a single irrigation season.
3. 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.
4. X27 This right is limited to the irrigation of 328 acres within the place of use described above in a single irrigation season.
5. X61 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 date of this approval.

Decreed Date: 4/12/2001

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

Current Water Right No.: 61-7442 ✓

Current Owner: FARMS LLC

Priority Date: 6/24/1997

Origin: Water Right

Status: Active

Basis: License

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	2.92 CFS	584 AF
	<u>Total Diversion</u>	2.92 CFS	584 AF

Location of Point(s) of Diversion

GROUND WATER
ADA County
SW1/4NE1/4 Sec. 28, Twp 02S, Rge 04E B.M.

Place of Use

IRRIGATION Within ADA County

T02S R04E S28	NESE	38.00	T02S R04E S28	NWSE	38.00
T02S R04E S28	SWSE	35.00	T02S R04E S28	SESE	35.00

Total Acres: 146

Conditions of Approval:

1. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
2. Rights 61-07197, 61-07239, and 61-07321 are also diverted through the point of diversion described above.
Rights 61-07197, 61-07239, 61-07321, and 61-07442 when combined shall not exceed a total diversion rate of 14.70 cfs.
The right holder or successor-in-interest is not authorized to file an application for transfer to change the point of diversion or the place of use.

Licensed Date: 11/15/1999

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

Current Water Right No.: 61-12013 ✓

Current Owner: FARMS LLC

Priority Date: 12/8/1980

Origin: Water Right

Status: Active

Basis: License

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	2.48 CFS	680 AF
	<u>Total Diversion</u>	2.48 CFS	680 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SE1/4	Sec. 36,	Twp 02S,	Rge 04E B.M.
ELMORE County				
GROUND WATER	SW1/4SE1/4	Sec. 36,	Twp 02S,	Rge 04E B.M.
ELMORE County				
GROUND WATER	NW1/4SE1/4	Sec. 30,	Twp 02S,	Rge 05E B.M.
ELMORE County				

Place of Use**IRRIGATION Within ELMORE County**

T02S R04E S25	NESW	36.00	T02S R04E S25	NWSW	36.00
T02S R04E S25	SWSW	36.00	T02S R04E S25	SESW	37.00
T02S R04E S36	NENE	36.00	T02S R04E S36	NWNE	36.00
T02S R04E S36	SWNE	37.00	T02S R04E S36	SENE	36.00
T02S R04E S36	NENW	36.00	T02S R04E S36	NWNW	36.00
T02S R04E S36	SWNW	36.00	T02S R04E S36	SENW	36.00
T02S R04E S36	NESE	36.00	T02S R04E S36	NWSE	37.00
T02S R04E S36	SWSE	36.00	T02S R04E S36	SESE	36.00
T02S R05E S29	NWSW	3.00	T02S R05E S29	SWSW	3.00
T02S R05E S30	NENW	37.00	T02S R05E S30	NWNW	37.00
T02S R05E S30	SWNW	37.00	T02S R05E S30	SENW	37.00
T02S R05E S30	NESW	36.00	T02S R05E S30	NWSW	36.00
T02S R05E S30	SWSW	37.00	T02S R05E S30	SESW	36.00
T02S R05E S30	NESE	36.00	T02S R05E S30	NWSE	36.00
T02S R05E S30	SWSE	36.00	T02S R05E S30	SESE	36.00
T02S R05E S31	NENW	37.00	T02S R05E S31	NWNW	37.00
T02S R05E S31	SWNW	36.00	T02S R05E S31	SENW	36.00

Total Acres: 1168

Conditions of Approval:

1. X27 This right is limited to the irrigation of 170 acres within the place of use described above in a single irrigation season.
2. 01Q After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
3. WB4 The total instantaneous diversion of water from all points of diversion under Right 61-12013 shall not exceed 2.48 cfs, nor total combined annual volume of 680 af.
4. X35 Rights 61-7210, 61-12013 and 61-12080 when combined shall not exceed a total diversion rate of 15.74 cfs, a total annual maximum volume of 4273.2 af at the field headgate, and the irrigation of 1068.3 acres within the place of use described above in a single irrigation season.
5. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. X61 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 date of this approval.

Licensed Date: 11/13/1995

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

Current Water Right No.: 61-12080 ✓

Current Owner: FARMS LLC

Priority Date: 9/6/1974

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	04/01 to 10/31	11.39 CFS	2281.2 AF
	<u>Total Diversion</u>	11.39 CFS	2281.2 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SE1/4	Sec. 36,	Twp 02S,	Rge 04E B.M.
ELMORE County				
GROUND WATER	SW1/4SE1/4	Sec. 36,	Twp 02S,	Rge 04E B.M.
ELMORE County				
GROUND WATER	NW1/4SE1/4	Sec. 30,	Twp 02S,	Rge 05E B.M.
ELMORE County				

Place of UseIRRIGATION Within ELMORE County

T02S R04E S25	NESW	36.00	T02S R04E S25	NWSW	36.00
T02S R04E S25	SWSW	36.00	T02S R04E S25	SESW	37.00
T02S R04E S36	NENE	36.00	T02S R04E S36	NWNE	36.00
T02S R04E S36	SWNE	37.00	T02S R04E S36	SENE	36.00
T02S R04E S36	NENW	36.00	T02S R04E S36	NWNW	36.00
T02S R04E S36	SWNW	36.00	T02S R04E S36	SENW	36.00
T02S R04E S36	NESE	36.00	T02S R04E S36	NWSE	37.00
T02S R04E S36	SWSE	36.00	T02S R04E S36	SESE	36.00
T02S R05E S29	NWSW	3.00	T02S R05E S29	SWSW	3.00
T02S R05E S30	NENW	37.00	T02S R05E S30	NWNW	37.00
T02S R05E S30	SWNW	37.00	T02S R05E S30	SENW	37.00
T02S R05E S30	NESW	36.00	T02S R05E S30	NWSW	36.00
T02S R05E S30	SWSW	37.00	T02S R05E S30	SESW	36.00
T02S R05E S30	NESE	36.00	T02S R05E S30	NWSE	36.00
T02S R05E S30	SWSE	36.00	T02S R05E S30	SESE	36.00
T02S R05E S31	NENW	37.00	T02S R05E S31	NWNW	37.00
T02S R05E S31	SWNW	36.00	T02S R05E S31	SENW	36.00

Total Acres: 1168

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Conditions of Approval:

1. X27 This right is limited to the irrigation of 570.3 acres within the place of use described above in a single irrigation season.
2. X35 Rights 61-7210, 61-12013 and 61-12080 when combined shall not exceed a total diversion rate of 15.74 cfs, a total annual maximum diversion volume of 4273.2 af at the field headgate and the irrigation of 1068.3 acres within the place of use described above in a single irrigation season.
3. 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.
4. X61 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 10/25/2004.
5. X63 All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.

Decreed Date: 10/25/2004

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

Current Water Right No.: 61-7207A ✓

Current Owner: CARL F REYNOLDS & SONS

Priority Date: 11/18/1974

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

Beneficial Use

From To

Diversion Rate

Annual Volume

IRRIGATION 04/01 to 10/31
 Total Diversion

2.63 CFS 544 AF
2.63 CFS 544 AF

Location of Point(s) of Diversion

GROUND WATER

SE1/4SE1/4 Sec. 20, Twp 02S, Rge 04E B.M.

ADA County

GROUND WATER

SW1/4SW1/4 Sec. 22, Twp 02S, Rge 04E B.M.

ELMORE County

Place of Use

IRRIGATION Within ELMORE County

T02S R04E S15	NESW	40.00	T02S R04E S15	NWSW	40.00
T02S R04E S15	SWSW	40.00	T02S R04E S15	SESW	40.00
T02S R04E S20	NENE	40.00	T02S R04E S20	NWNE	40.00
T02S R04E S20	SWNE	40.00	T02S R04E S20	SENE	40.00
T02S R04E S20	SWNW	40.00	T02S R04E S20	SENW	40.00
T02S R04E S20	NESE	40.00	T02S R04E S20	NWSE	40.00
T02S R04E S20	SWSE	40.00	T02S R04E S20	SESE	40.00
T02S R04E S21	NESE	40.00	T02S R04E S21	NWSE	40.00
T02S R04E S21	SWSE	40.00	T02S R04E S21	SESE	40.00
T02S R04E S22	NENW	40.00	T02S R04E S22	NWNW	40.00
T02S R04E S22	SWNW	40.00	T02S R04E S22	SENW	40.00
T02S R04E S22	NESW	40.00	T02S R04E S22	NWSW	40.00
T02S R04E S22	SWSW	40.00	T02S R04E S22	SESW	40.00

Total Acres: 1040

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. X27 This right is limited to the irrigation of 136 acres within the place of use described above in a single irrigation season.
3. C15 All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
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. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
6. X61 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 October 26, 2000.
7. 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.
8. 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.
9. 004 This right does not grant any right-of-way or easement across the land of another.
10. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
11. WB4 The total instantaneous diversion of water from all points of diversion under Rights 61-7207A, 61-7207B and 61-7306B shall not exceed 7.17 cfs, nor total combined annual volume of 1804.0 af for the irrigation of 451 acres within the place of use described above in a single irrigation season.
12. 01Q After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

Decreed Date: 10/26/2000

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

Current Water Right No.: 61-7207B ✓

Current Owner: CARL F REYNOLDS & SONS

Priority Date: 11/18/1974

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

Beneficial Use **From To**
IRRIGATION 4/01 to 10/31
 Total Diversion

Diversion Rate **Annual Volume**
4.54 CFS 940 AF
4.54 CFS 940 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4SE1/4	Sec. 20,	Twp 02S,	Rge 04E B.M.
ADA County				
GROUND WATER	SW1/4SW1/4	Sec. 22,	Twp 02S,	Rge 04E B.M.
ELMORE County				

Place of Use

IRRIGATION Within ELMORE County

T02S R04E S15	NESW	40.00	T02S R04E S15	NWSW	40.00
T02S R04E S15	SWSW	40.00	T02S R04E S15	SESW	40.00
T02S R04E S20	NENE	40.00	T02S R04E S20	NWNE	40.00
T02S R04E S20	SWNE	40.00	T02S R04E S20	SENE	40.00
T02S R04E S20	SWNW	40.00	T02S R04E S20	SENW	40.00
T02S R04E S20	NESE	40.00	T02S R04E S20	NWSE	40.00
T02S R04E S20	SWSE	40.00	T02S R04E S20	SESE	40.00
T02S R04E S21	NESE	40.00	T02S R04E S21	NWSE	40.00
T02S R04E S21	SWSE	40.00	T02S R04E S21	SESE	40.00
T02S R04E S22	NENW	40.00	T02S R04E S22	NWNW	40.00
T02S R04E S22	SWNW	40.00	T02S R04E S22	SENW	40.00
T02S R04E S22	NESW	40.00	T02S R04E S22	NWSW	40.00
T02S R04E S22	SWSW	40.00	T02S R04E S22	SESW	40.00

Total Acres: 1040

Conditions of Approval:

1. X27 This right is limited to the irrigation of 235 acres within the place of use described above in a single irrigation season.
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. 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.
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. 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.
6. 004 This right does not grant any right-of-way or easement across the land of another.
7. C15 All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
8. WB4 The total instantaneous diversion of water from all points of diversion under Rights 61-7207A, 61-7207B and 61-7306B shall not exceed 7.17 cfs, nor total combined annual volume of 1804.0 af for the irrigation of 451 acres within the place of use described above in a single irrigation season.
9. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
10. X61 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 May 31, 2000.
11. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. 01Q After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

Decreed Date: 5/31/2000

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

Current Water Right No.: 61-7306B ✓

Current Owner: CARL F REYNOLDS & SONS

Priority Date: 2/1/1977

Origin: Water Right

Status: Active

Basis: Decreed

SourceTributary

GROUND WATER

Beneficial UseFrom ToDiversion RateAnnual Volume

IRRIGATION

3/15 to 11/15

1.6 CFS

320 AF

Total Diversion

1.6 CFS

320 AF

Location of Point(s) of Diversion

GROUND WATER

SE1/4SE1/4

Sec. 20, Twp 02S, Rge 04E B.M.

ADA County

GROUND WATER

SW1/4SW1/4

Sec. 22, Twp 02S, Rge 04E B.M.

ADA County

Place of UseIRRIGATION Within ELMORE County

T02S R04E S15	NESW	40.00	T02S R04E S15	NWSW	40.00
T02S R04E S15	SWSW	40.00	T02S R04E S15	SESW	40.00
T02S R04E S20	NENE	40.00	T02S R04E S20	NWNE	40.00
T02S R04E S20	SWNE	40.00	T02S R04E S20	SENE	40.00
T02S R04E S20	SWNW	40.00	T02S R04E S20	SENW	40.00
T02S R04E S20	NESE	40.00	T02S R04E S20	NWSE	40.00
T02S R04E S20	SWSE	40.00	T02S R04E S20	SESE	40.00
T02S R04E S21	NESE	40.00	T02S R04E S21	NWSE	40.00
T02S R04E S21	SWSE	40.00	T02S R04E S21	SESE	40.00
T02S R04E S22	NENW	40.00	T02S R04E S22	NWNW	40.00
T02S R04E S22	SWNW	40.00	T02S R04E S22	SENW	40.00
T02S R04E S22	NESW	40.00	T02S R04E S22	NWSW	40.00
T02S R04E S22	SWSW	40.00	T02S R04E S22	SESW	40.00

Total Acres: 1040

Conditions of Approval:

1. 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.
2. 004 This right does not grant any right-of-way or easement across the land of another.
3. 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.
4. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
5. X27 This right is limited to the irrigation of 80 acres within the place of use described above in a single irrigation season.
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. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. WB4 The total instantaneous diversion of water from all points of diversion under Rights 61-7207A, 61-7207B and 61-7306B shall not exceed 7.17 cfs, nor total combined annual volume of 1804.0 af for the irrigation of 451 acres within the place of use described above in a single irrigation season.
9. X61 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 October 2, 2000.
10. C15 All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
11. 01Q After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
12. 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.

Decreed Date: 10/2/2002

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

Current Water Right No.: 61-7203 ✓

Current Owner: JASON M REYNOLDS
RACHEL L REYNOLDS

Priority Date: 11/25/1976

Origin: Water Right

Status: Active

Basis: License

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
IRRIGATION	04/01 to 10/31	2.26 CFS	676 AF
	<u>Total Diversion</u>	2.3 CFS	677.2 AF

Location of Point(s) of Diversion

GROUND WATER	L1(N E 1/4 N E 1/4)	Sec. 2,	Twp 03S,	Rge 04E B.M.
ELMORE County				
GROUND WATER	L1(N E 1/4 N E 1/4)	Sec. 2,	Twp 03S,	Rge 04E B.M.
ELMORE County				

Place of Use

DOMESTIC Within ELMORE County

T03S R04E S2 Lot 1 NENE

IRRIGATION Within ELMORE County

T03S R04E S1	NESW	40.00	T03S R04E S1	NWSW	40.00
T03S R04E S1	SWSW	40.00	T03S R04E S1	SESW	40.00
T03S R04E S2	Lot 1 NENE	43.00	T03S R04E S2	Lot 2 NWNE	46.00
T03S R04E S2	SWNE	40.00	T03S R04E S2	SENE	40.00

Total Acres: 329

Conditions of Approval:

1. X35 Rights 61-7203 and 61-7399 when combined shall not exceed a total diversion rate of 2.30 cfs, a total annual maximum diversion volume of 1103.0 af at the field headgate, and the irrigation of 279 acres in a single irrigation season.
2. X61 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 10/26/2000.
3. 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.
4. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
5. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. 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.
7. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
8. X27 This right is limited to the irrigation of 169 acres within the place of use described above in a single irrigation season.
9. Approval of Transfer No. 73921 recombines rights 61-7203A and 61-7203B into 61-7203. New development is not authorized by this approval.

Licensed Date: 7/12/1993

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

Current Water Right No.: 61-7399

Current Owner: JASON M REYNOLDS

Priority Date: 4/5/1980

Origin: Water Right

Status: Active

Basis: Decreed

SourceTributary

GROUND WATER

Beneficial UseFrom ToDiversion RateAnnual Volume

IRRIGATION 03/15 to 11/15
Total Diversion

2.2 CFS

440 AF

2.2 CFS

440 AF

Location of Point(s) of Diversion

GROUND WATER

L1(NE1/4NE1/4NE1/4)

Sec. 2, Twp 03S, Rge 04E B.M.

ELMORE County

Place of UseIRRIGATION Within ELMORE County

T03S R04E S1		NESW	40.00	T03S R04E S1		NWSW	40.00
T03S R04E S1		SWSW	40.00	T03S R04E S1		SESW	40.00
T03S R04E S2	Lot 1	NENE	43.00	T03S R04E S2	Lot 2	NWNE	46.00
T03S R04E S2		SWNE	40.00	T03S R04E S2		SENE	40.00

Total Acres: 329

Page _____ of _____

Conditions of Approval:

1. E60 USE OF THIS RIGHT WITH RIGHT NO. 61-7203 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.3 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1103 AF.
2. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
3. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 110 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. THIS RIGHT IS APPURTENANT TO LAND DESIGNATED AS DLE 1-19871.
5. F05 RIGHT NO. 61-7203 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
6. E55 USE OF THIS RIGHT WITH RIGHT NO. 61-7203 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 279 ACRES IN A SINGLE IRRIGATION SEASON.
7. R55 THIS RIGHT IS FOR THE USE OF TRUST WATER AND IS SUBJECT TO REVIEW 20 YEARS AFTER THE ISSUANCE OF THE PERMIT TO DETERMINE AVAILABILITY OF WATER AND TO RE-EVALUATE THE PUBLIC INTEREST.

Decreed Date: 9/17/2002

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

Current Water Right No.: 61-7263 ✓

Current Owner: ORCHARD RANCH LLC
RODGER JOHNSON

Priority Date: 4/1/1976

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	2.4 CFS	660 AF
	<u>Total Diversion</u>	2.4 CFS	660 AF

Location of Point(s) of Diversion

GROUND WATER	L4(SW1/4NW1/4NW1/4)	Sec. 6,	Twp 03S,	Rge 05E B.M.
ELMORE County				
GROUND WATER	L3(SE1/4SE1/4SW1/4)	Sec. 31,	Twp 02S,	Rge 05E B.M.
ELMORE County				
GROUND WATER	NW1/4NE1/4	Sec. 31,	Twp 02S,	Rge 05E B.M.
ELMORE County				

Place of Use

IRRIGATION Within ELMORE County

T02S R05E S31	NENE	39.00	T02S R05E S31	SENE	40.00		
T02S R05E S31	NESW	40.00	T02S R05E S31	NWSW	40.00		
T02S R05E S31	Lot 4	SWSW	39.00	T02S R05E S31	Lot 3	SESW	33.00
T02S R05E S31	NESE	40.00	T02S R05E S31	NWSE	40.00		
T02S R05E S31	Lot 2	SWSE	35.00	T02S R05E S31	Lot 1	SESE	42.00
T02S R05E S32	NWNW	39.00	T02S R05E S32	SWNW	39.00		
T03S R05E S6	Lot 3	NENW	39.00	T03S R05E S6	Lot 4	NWNW	43.00
T03S R05E S6	Lot 5	SWNW	45.00	T03S R05E S6	SENW	38.00	

Total Acres: 631

Conditions of Approval:

1. WB4 The total instantaneous diversion of water from all points of diversion under Transfer 68468 shall not exceed 11.36 cfs, nor total combined annual volume of 2975.0 af.
2. 01Q After specific notification by the department, the right holder shall measure the diversion or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
3. X27 This right is limited to the irrigation of 165.0 acres within the place of use described above in a single irrigation season.
4. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
5. 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.
6. 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.
7. X61 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 10-25-2000.
8. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
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. X35 Right 61-7263 when combined with Rights 61-7247B, 61-7264A and 61-7264B shall not exceed a total diversion rate of 11.36 cfs.
11. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Decreed Date: 10/26/2000

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

Current Water Right No.: 61-7264A

Current Owner: RODGER JOHNSON
ORCHARD RANCH LLC

Priority Date: 6/10/1976

Origin: Water Right

Status: Active

Basis: Decreed

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31	1.27 CFS	218 AF
COMMERCIAL	01/01 to 12/31	1.27 CFS	218 AF
IRRIGATION	03/15 to 11/15	9.47 CFS	2007 AF
	<u>Total Diversion</u>	10.74 CFS	2225 AF

Location of Point(s) of Diversion

GROUND WATER	L4(SW1/4NW1/4NW1/4)	Sec. 6, Twp 03S, Rge 05E B.M.
ELMORE County		
GROUND WATER	L3(SE1/4SE1/4SW1/4)	Sec. 31, Twp 02S, Rge 05E B.M.
ELMORE County		
GROUND WATER	NW1/4NE1/4	Sec. 31, Twp 02S, Rge 05E B.M.
ELMORE County		

Place of Use

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STOCKWATER Within ELMORE County

T02S R05E S31	NWNE	T02S R05E S31	SWNE
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COMMERCIAL Within ELMORE County

T02S R05E S31		NENE	T02S R05E S31		NWNE
T02S R05E S31		SWNE	T02S R05E S31		SENE
T02S R05E S31		NESW	T02S R05E S31		NWSW
T02S R05E S31	Lot 4	SWSW	T02S R05E S31	Lot 3	SESW
T02S R05E S31		NESE	T02S R05E S31		NWSE
T02S R05E S31	Lot 2	SWSE	T02S R05E S31	Lot 1	SESE
T02S R05E S32		NWNW	T02S R05E S32		SWNW
T03S R05E S6	Lot 3	NENW	T03S R05E S6	Lot 4	NWNW
T03S R05E S6	Lot 5	SWNW	T03S R05E S6		SENW

IRRIGATION Within ELMORE County

T02S R05E S31		NENE	39.00	T02S R05E S31		SENE	40.00
T02S R05E S31		NESW	40.00	T02S R05E S31		NWSW	40.00
T02S R05E S31	Lot 4	SWSW	39.00	T02S R05E S31	Lot 3	SESW	33.00
T02S R05E S31		NESE	40.00	T02S R05E S31		NWSE	40.00
T02S R05E S31	Lot 2	SWSE	35.00	T02S R05E S31	Lot 1	SESE	42.00
T02S R05E S32		NWNW	39.00	T02S R05E S32		SWNW	39.00
T03S R05E S6	Lot 3	NENW	39.00	T03S R05E S6	Lot 4	NWNW	43.00
T03S R05E S6	Lot 5	SWNW	45.00	T03S R05E S6		SENW	38.00

Total Acres: 631

Conditions of Approval:

1. 01Q After specific notification by the department, the right holder shall measure the diversion or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
2. X35 Right 61-7263 when combined with Rights 61-7247B, 61-7264A and 61-7264B shall not exceed a total diversion rate of 11.36 cfs.
3. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. 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.
5. 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.
6. Commercial use is for a dairy located within W1/2NE, S31, T02S, R05E.
7. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
8. WD8 The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by this water right.
9. X27 This right is limited to the irrigation of 446.0 acres within the place of use described above in a single irrigation season.
10. 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.
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. WB4 The total instantaneous diversion of water from all points of diversion under Transfer 68468 shall not exceed 11.36 cfs, nor total combined annual volume of 2975.0 af.
13. 106 Use of water under this approval shall comply with applicable water quality standards of the Department of Environmental Quality.

Decreed Date: 10/26/2000

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

Current Water Right No.: 61-7264b

Current Owner: ORCHARD RANCH LLC
RODGER JOHNSON

Priority Date: 6/10/1976

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	3/15 to 11/15	0.4 CFS	90 AF
	<u>Total Diversion</u>	0.4 CFS	90 AF

Location of Point(s) of Diversion

GROUND WATER	L3(SE1/4SE1/4SW1/4)	Sec. 31,	Twp 02S,	Rge 05E B.M.
ELMORE County				
GROUND WATER	L4(SW1/4NW1/4NW1/4)	Sec. 6,	Twp 03S,	Rge 05E B.M.
ELMORE County				
GROUND WATER	NW1/4NE1/4	Sec. 31,	Twp 02S,	Rge 05E B.M.
ELMORE County				

Place of UseIRRIGATION Within ELMORE County

T02S R05E S31	NENE	39.00	T02S R05E S31	SENE	40.00
T02S R05E S31	NESW	40.00	T02S R05E S31	NWSW	40.00
T02S R05E S31	Lot 4 SWSW	39.00	T02S R05E S31	Lot 3 SESW	33.00
T02S R05E S31	NESE	40.00	T02S R05E S31	NWSE	40.00
T02S R05E S31	Lot 2 SWSE	35.00	T02S R05E S31	Lot 1 SESE	42.00
T02S R05E S32	NWNW	39.00	T02S R05E S32	SWNW	39.00
T03S R05E S6	Lot 3 NENW	39.00	T03S R05E S6	Lot 4 NWNW	43.00
T03S R05E S6	Lot 5 SWNW	45.00	T03S R05E S6	SENW	38.00

Total Acres: 631

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Conditions of Approval:

1. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 20 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
2. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 61-07247B, 61-07263 & 61-7264A.
3. 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.
4. AFTER SPECIFIC NOTIFICATION BY THE DEPARTMENT, THE RIGHT HOLDER SHALL MEASURE THE DIVERSION OR SHALL ENTER INTO AN AGREEMENT WITH THE DEPARTMENT TO DETERMINE THE AMOUNT OF WATER DIVERTED FROM POWER RECORDS AND SHALL ANNUALLY REPORT THE INFORMATION TO THE DEPARTMENT.
5. C15 ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.
6. THE TOTAL INSTANTANEOUS DIVERSION OF WATER FROM ALL POINTS OF DIVERSION UNDER TRANSFER 68468 SHALL NOT EXCEED 11.36 CFS, NOR TOTAL COMBINED ANNUAL VOLUME OF 2975.0 AF.
7. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Decreed Date: 8/15/2002

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

Current Water Right No.: 61-7247B

Current Owner: RACHEL L REYNOLDS
JASON M REYNOLDS

Priority Date: 1/10/1976

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	4/01 to 10/31	1.2 CFS	
	<u>Total Diversion</u>	1.2 CFS	

Location of Point(s) of Diversion

GROUND WATER	L1(SE1/4SE1/4SW1/4)	Sec. 31, Twp 02S, Rge 05E B.M.
ELMORE County		
GROUND WATER	L4(SW1/4NW1/4NW1/4)	Sec. 6, Twp 03S, Rge 05E B.M.
ELMORE County		

Place of Use

IRRIGATION Within ELMORE County

T03S R04E S1	Lot 1	NENE	60.00
Total Acres: 60			

Conditions of Approval:

1. 067 The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
2. C15 THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 61: WATER RIGHT NO. SOURCE NONE NONE THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO. SOURCE NONE NONE ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.
3. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
4. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.
5. RIGHT NO. 61-07263 IS ALSO DIVERTED THROUGH POINTS OF DIVERSION DESCRIBED ABOVE.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED AS T02S, R05E, S31, SESESW: 61-07264A AND 61-07264B.
6. THE TOTAL INSTANTANEOUS DIVERSION OF WATER FROM ALL POINTS OF DIVERSION UNDER TRANSFER 5145 SHALL NOT EXCEED 3.6 CFS, NOR TOTAL COMBINED ANNUAL VOLUME OF 900 AF.

Decreed Date: 4/12/2001

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

Current Water Right No.: 61-7204 ✓

Current Owner: CARL F REYNOLDS & SONS

Priority Date: 1/5/1975

Origin: Water Right

Status: Active

Basis: License

SourceTributary

GROUND WATER

Beneficial UseFrom ToDiversion RateAnnual Volume

IRRIGATION

04/01 to 10/31

4.82 CFS

964 AF

Total Diversion

4.82 CFS

964 AF

Location of Point(s) of Diversion

GROUND WATER

SW1/4NW1/4

Sec. 19, Twp 02S, Rge 05E B.M.

ELMORE County

GROUND WATER

NE1/4SW1/4

Sec. 6, Twp 03S, Rge 05E B.M.

ELMORE County

GROUND WATER

NE1/4SW1/4

Sec. 6, Twp 03S, Rge 05E B.M.

ELMORE County

GROUND WATER

SE1/4NE1/4

Sec. 35, Twp 02S, Rge 04E B.M.

ELMORE County

Place of Use

IRRIGATION Within ELMORE County

T02S R04E S12	NENW	40.00	T02S R04E S12	NWNW	40.00
T02S R04E S12	SWNW	40.00	T02S R04E S12	SENW	40.00
T02S R04E S12	NESW	40.00	T02S R04E S12	NWSW	40.00
T02S R04E S12	SWSW	40.00	T02S R04E S12	SESW	40.00
T02S R04E S26	NENW	40.00	T02S R04E S26	SENW	40.00
T02S R04E S26	NESW	40.00	T02S R04E S26	NWSW	40.00
T02S R04E S26	SWSW	40.00	T02S R04E S26	SESW	40.00
T02S R04E S34	NESE	40.00	T02S R04E S34	NWSE	40.00
T02S R04E S34	SWSE	40.00	T02S R04E S34	SESE	40.00
T02S R04E S35	NENE	40.00	T02S R04E S35	NWNE	40.00
T02S R04E S35	SWNE	40.00	T02S R04E S35	SENE	40.00
T02S R04E S35	NENW	40.00	T02S R04E S35	NWNW	40.00
T02S R04E S35	SWNW	40.00	T02S R04E S35	SENW	40.00
T02S R04E S35	NESW	40.00	T02S R04E S35	NWSW	40.00
T02S R04E S35	SWSW	40.00	T02S R04E S35	SESW	40.00
T02S R04E S35	NESE	40.00	T02S R04E S35	NWSE	40.00
T02S R04E S35	SWSE	40.00	T02S R04E S35	SESE	40.00
T02S R05E S19	NENW	40.00	T02S R05E S19	NWNW	40.00
T02S R05E S19	SWNW	40.00	T02S R05E S19	SENW	40.00
T02S R05E S19	NESW	40.00	T02S R05E S19	NWSW	40.00
T02S R05E S19	SWSW	40.00	T02S R05E S19	SESW	40.00
T03S R04E S13	NENE	40.00	T03S R04E S13	NWNE	40.00
T03S R04E S13	SWNE	40.00	T03S R04E S13	SENE	40.00
T03S R04E S13	NESE	40.00	T03S R04E S13	NWSE	40.00
T03S R04E S13	SWSE	40.00	T03S R04E S13	SESE	40.00
T03S R05E S6	NESW	40.00	T03S R05E S6	NWSW	40.00
T03S R05E S6	SWSW	40.00	T03S R05E S6	SESW	40.00
T03S R05E S7	NENW	40.00	T03S R05E S7	NWNW	40.00
T03S R05E S7	SWNW	40.00	T03S R05E S7	SENW	40.00
T03S R05E S7	NESW	40.00	T03S R05E S7	SESW	40.00
T03S R05E S7	NWSE	40.00	T03S R05E S7	SWSE	40.00
T03S R05E S18	NENW	40.00	T03S R05E S18	NWNW	40.00
T03S R05E S18	SWNW	40.00	T03S R05E S18	SENW	40.00

Total Acres: 2640

Conditions of Approval:

1. 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.
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. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. 01Q After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
5. WB4 The total instantaneous diversion of water from all points of diversion under Rights 61-7204, 61-7206C, 61-7330, 61-12015 and 61-12017 shall not exceed 17.92 cfs, a total combined annual volume of 4037.5 af, and the irrigation of 924 acres within the place of use described above in a single irrigation season.
6. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. SF2 This water right enjoys the benefit of subordination of hydropower water right nos. 02-00100, 02-4000A, 02-4001A, 02-02032A, 02-4000B, 02-4001B, 02-02032B, 02-02036, 02-02056, 02-02065, 02-02064, 02-10135, 02-02060, 02-02059, 02-02001B, 02-02001A, 02-02057, 37-02128, 37-02472, 37-02471, 37-20710, 37-20709, 36-02013, 36-02018 and 36-02026 only so long as the average daily flows as measured at the Murphy Gage station meet or exceed the minimum stream flows established by state action.
8. X27 This right is limited to the irrigation of 241 acres within the place of use described above in a single irrigation season.
9. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

Licensed Date: 11/13/1995

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

Current Water Right No.: 61-7206c ✓

Current Owner: CARL F REYNOLDS & SONS
Priority Date: 11/8/1974
Origin: Water Right
Status: Active
Basis: Decreed

Source

GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From To</u>
IRRIGATION	03/15 to 11/15
	<u>Total Diversion</u>

<u>Diversion Rate</u>	<u>Annual Volume</u>
0.8 CFS	180 AF
0.8 CFS	180 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4SW1/4	Sec. 6,	Twp 03S,	Rge 05E B.M.
ELMORE County				
GROUND WATER	SW1/4NW1/4	Sec. 19,	Twp 02S,	Rge 05E B.M.
ELMORE County				
GROUND WATER	SE1/4NE1/4	Sec. 35,	Twp 02S,	Rge 04E B.M.
ELMORE County				

Place of Use

IRRIGATION Within ELMORE County

T02S R04E S12	NENW	40.00	T02S R04E S12	NWNW	40.00
T02S R04E S12	SWNW	40.00	T02S R04E S12	SENW	40.00
T02S R04E S12	NESW	40.00	T02S R04E S12	NWSW	40.00
T02S R04E S12	SWSW	40.00	T02S R04E S12	SESW	40.00
T02S R04E S26	NENW	40.00	T02S R04E S26	SENW	40.00
T02S R04E S26	NESW	40.00	T02S R04E S26	NWSW	40.00
T02S R04E S26	SWSW	40.00	T02S R04E S26	SESW	40.00
T02S R04E S34	NESE	40.00	T02S R04E S34	NWSE	40.00
T02S R04E S34	SWSE	40.00	T02S R04E S34	SESE	40.00
T02S R04E S35	NENE	40.00	T02S R04E S35	NWNE	40.00
T02S R04E S35	SWNE	40.00	T02S R04E S35	SENE	40.00
T02S R04E S35	NENW	40.00	T02S R04E S35	NWNW	40.00
T02S R04E S35	SWNW	40.00	T02S R04E S35	SENW	40.00
T02S R04E S35	NESW	40.00	T02S R04E S35	NWSW	40.00
T02S R04E S35	SWSW	40.00	T02S R04E S35	SESW	40.00
T02S R04E S35	NESE	40.00	T02S R04E S35	NWSE	40.00
T02S R04E S35	SWSE	40.00	T02S R04E S35	SESE	40.00
T02S R05E S19	NENW	40.00	T02S R05E S19	NWNW	40.00
T02S R05E S19	SWNW	40.00	T02S R05E S19	SENW	40.00
T02S R05E S19	NESW	40.00	T02S R05E S19	NWSW	40.00
T02S R05E S19	SWSW	40.00	T02S R05E S19	SESW	40.00
T03S R04E S13	NENE	40.00	T03S R04E S13	NWNE	40.00
T03S R04E S13	SWNE	40.00	T03S R04E S13	SENE	40.00
T03S R04E S13	NESE	40.00	T03S R04E S13	NWSE	40.00
T03S R04E S13	SWSE	40.00	T03S R04E S13	SESE	40.00
T03S R05E S6	NESW	40.00	T03S R05E S6	NWSW	40.00
T03S R05E S6	SWSW	40.00	T03S R05E S6	SESW	40.00
T03S R05E S7	NENW	40.00	T03S R05E S7	NWNW	40.00
T03S R05E S7	SWNW	40.00	T03S R05E S7	SENW	40.00
T03S R05E S7	NESW	40.00	T03S R05E S7	SESW	40.00
T03S R05E S7	NWSE	40.00	T03S R05E S7	SWSE	40.00
T03S R05E S18	NENW	40.00	T03S R05E S18	NWNW	40.00
T03S R05E S18	SWNW	40.00	T03S R05E S18	SENW	40.00

Total Acres: 2640

Conditions of Approval:

1. 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.
2. 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.
3. X27 This right is limited to the irrigation of 40 acres within the place of use described above in a single irrigation season.
4. TWO POINTS OF DIVERSION LOCATED IN T03S, R05E, S06, NESW.
5. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval or by 9/3/03.
6. 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.
7. WB4 The total instantaneous diversion of water from all points of diversion under Rights 61-7204, 61-7206C, 61-7330, 61-12015 and 61-12017 shall not exceed 17.92 cfs, a total combined annual volume of 4037.5 af, and the irrigation of 924 acres within the place of use described above in a single irrigation season.
8. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
9. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
10. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
11. 01Q After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
12. C15 THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 61: WATER RIGHT NO. SOURCE NONE NONE THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO. SOURCE NONE NONE ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.

Decreed Date: 3/4/2003

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

Current Water Right No.: 61-7330 ✓

Current Owner: CARL F REYNOLDS & SONS

Priority Date: 5/24/1977

Origin: Water Right

Status: Active

Basis: Decreed

SourceTributary

GROUND WATER

Beneficial UseFrom ToDiversion RateAnnual Volume

IRRIGATION

03/15 to 11/15

2.64 CFS

720 AF

Total Diversion

2.64 CFS

720 AF

Location of Point(s) of Diversion

GROUND WATER

SE1/4NE1/4

Sec. 35, Twp 02S, Rge 04E B.M.

ELMORE County

GROUND WATER

SW1/4NW1/4

Sec. 19, Twp 02S, Rge 05E B.M.

ELMORE County

GROUND WATER

NE1/4SW1/4

Sec. 6, Twp 03S, Rge 05E B.M.

ELMORE County

Place of Use

IRRIGATION Within ELMORE County

T02S R04E S12	NENW	40.00	T02S R04E S12	NWNW	40.00
T02S R04E S12	SWNW	40.00	T02S R04E S12	SENW	40.00
T02S R04E S12	NESW	40.00	T02S R04E S12	NWSW	40.00
T02S R04E S12	SWSW	40.00	T02S R04E S12	SESW	40.00
T02S R04E S26	NENW	40.00	T02S R04E S26	SENW	40.00
T02S R04E S26	NESW	40.00	T02S R04E S26	NWSW	40.00
T02S R04E S26	SWSW	40.00	T02S R04E S26	SESW	40.00
T02S R04E S34	NESE	40.00	T02S R04E S34	NWSE	40.00
T02S R04E S34	SWSE	40.00	T02S R04E S34	SESE	40.00
T02S R04E S35	NENE	40.00	T02S R04E S35	NWNE	40.00
T02S R04E S35	SWNE	40.00	T02S R04E S35	SENE	40.00
T02S R04E S35	NENW	40.00	T02S R04E S35	NWNW	40.00
T02S R04E S35	SWNW	40.00	T02S R04E S35	SENW	40.00
T02S R04E S35	NESW	40.00	T02S R04E S35	NWSW	40.00
T02S R04E S35	SWSW	40.00	T02S R04E S35	SESW	40.00
T02S R04E S35	NESE	40.00	T02S R04E S35	NWSE	40.00
T02S R04E S35	SWSE	40.00	T02S R04E S35	SESE	40.00
T02S R05E S19	NENW	40.00	T02S R05E S19	NWNW	40.00
T02S R05E S19	SWNW	40.00	T02S R05E S19	SENW	40.00
T02S R05E S19	NESW	40.00	T02S R05E S19	NWSW	40.00
T02S R05E S19	SWSW	40.00	T02S R05E S19	SESW	40.00
T03S R04E S13	NENE	40.00	T03S R04E S13	NWNE	40.00
T03S R04E S13	SWNE	40.00	T03S R04E S13	SENE	40.00
T03S R04E S13	NESE	40.00	T03S R04E S13	NWSE	40.00
T03S R04E S13	SWSE	40.00	T03S R04E S13	SESE	40.00
T03S R05E S6	NESW	40.00	T03S R05E S6	NWSW	40.00
T03S R05E S6	SWSW	40.00	T03S R05E S6	SESW	40.00
T03S R05E S7	NENW	40.00	T03S R05E S7	NWNW	40.00
T03S R05E S7	SWNW	40.00	T03S R05E S7	SENW	40.00
T03S R05E S7	NESW	40.00	T03S R05E S7	SESW	40.00
T03S R05E S7	NWSE	40.00	T03S R05E S7	SWSE	40.00
T03S R05E S18	NENW	40.00	T03S R05E S18	NWNW	40.00
T03S R05E S18	SWNW	40.00	T03S R05E S18	SENW	40.00

Total Acres: 2640

Conditions of Approval:

1. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
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. X27 This right is limited to the irrigation of 160 acres within the place of use described above in a single irrigation season.
5. 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.
6. C15 THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 61: WATER RIGHT NO. SOURCE NONE NONE THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO. SOURCE NONE NONE ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.
7. WB4 The total instantaneous diversion of water from all points of diversion under Rights 61-7204, 61-7206C, 61-7330, 61-12015 and 61-12017 shall not exceed 17.92 cfs, a total combined annual volume of 4037.5 af, and the irrigation of 924 acres within the place of use described above in a single irrigation season.
8. 01Q After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
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. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval or by 9/3/03.

Decreed Date: 6/2/2003

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

Current Water Right No.: 61-12015 ✓

Current Owner: CARL F REYNOLDS & SONS

Priority Date: 9/10/1975

Origin: Water Right

Status: Active

Basis: Decreed

Source

GROUND WATER

Tributary**Beneficial Use**

IRRIGATION

From To

03/15 to 11/15

Total Diversion**Diversion Rate**

3.26 CFS

3.26 CFS

Annual Volume

733.5 AF

733.5 AF

Location of Point(s) of Diversion

GROUND WATER

ELMORE County

NE1/4SW1/4

Sec. 6, Twp 03S, Rge 05E B.M.

GROUND WATER

ELMORE County

SW1/4NW1/4

Sec. 19, Twp 02S, Rge 05E B.M.

GROUND WATER

ELMORE County

NE1/4SW1/4

Sec. 6, Twp 03S, Rge 05E B.M.

GROUND WATER

ELMORE County

SE1/4NE1/4

Sec. 35, Twp 02S, Rge 04E B.M.

Place of Use

IRRIGATION Within ELMORE County

T02S R04E S12	NENW	40.00	T02S R04E S12	NWNW	40.00
T02S R04E S12	SWNW	40.00	T02S R04E S12	SENW	40.00
T02S R04E S12	NESW	40.00	T02S R04E S12	NWSW	40.00
T02S R04E S12	SWSW	40.00	T02S R04E S12	SESW	40.00
T02S R04E S26	NENW	40.00	T02S R04E S26	SENW	40.00
T02S R04E S26	NESW	40.00	T02S R04E S26	NWSW	40.00
T02S R04E S26	SWSW	40.00	T02S R04E S26	SESW	40.00
T02S R04E S34	NESE	40.00	T02S R04E S34	NWSE	40.00
T02S R04E S34	SWSE	40.00	T02S R04E S34	SESE	40.00
T02S R04E S35	NENE	40.00	T02S R04E S35	NWNE	40.00
T02S R04E S35	SWNE	40.00	T02S R04E S35	SENE	40.00
T02S R04E S35	NENW	40.00	T02S R04E S35	NWNW	40.00
T02S R04E S35	SWNW	40.00	T02S R04E S35	SENW	40.00
T02S R04E S35	NESW	40.00	T02S R04E S35	NWSW	40.00
T02S R04E S35	SWSW	40.00	T02S R04E S35	SESW	40.00
T02S R04E S35	NESE	40.00	T02S R04E S35	NWSE	40.00
T02S R04E S35	SWSE	40.00	T02S R04E S35	SESE	40.00
T02S R05E S19	NENW	40.00	T02S R05E S19	NWNW	40.00
T02S R05E S19	SWNW	40.00	T02S R05E S19	SENW	40.00
T02S R05E S19	NESW	40.00	T02S R05E S19	NWSW	40.00
T02S R05E S19	SWSW	40.00	T02S R05E S19	SESW	40.00
T03S R04E S13	NENE	40.00	T03S R04E S13	NWNE	40.00
T03S R04E S13	SWNE	40.00	T03S R04E S13	SENE	40.00
T03S R04E S13	NESE	40.00	T03S R04E S13	NWSE	40.00
T03S R04E S13	SWSE	40.00	T03S R04E S13	SESE	40.00
T03S R05E S6	NESW	40.00	T03S R05E S6	NWSW	40.00
T03S R05E S6	SWSW	40.00	T03S R05E S6	SESW	40.00
T03S R05E S7	NENW	40.00	T03S R05E S7	NWNW	40.00
T03S R05E S7	SWNW	40.00	T03S R05E S7	SENW	40.00
T03S R05E S7	NESW	40.00	T03S R05E S7	SESW	40.00
T03S R05E S7	NWSE	40.00	T03S R05E S7	SWSE	40.00
T03S R05E S18	NENW	40.00	T03S R05E S18	NWNW	40.00
T03S R05E S18	SWNW	40.00	T03S R05E S18	SENW	40.00

Conditions of Approval:

1. WB4 The total instantaneous diversion of water from all points of diversion under Rights 61-7204, 61-7206C, 61-7330, 61-12015 and 61-12017 shall not exceed 17.92 cfs, a total combined annual volume of 4037.5 af, and the irrigation of 924 acres within the place of use described above in a single irrigation season.
2. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
3. 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.
4. C15 THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 61: WATER RIGHT NO. SOURCE NONE NONE THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO. SOURCE NONE NONE ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. 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.
7. X27 This right is limited to the irrigation of 163 acres within the place of use described above in a single irrigation season.
8. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
9. F02 TWO POINTS OF DIVERSION LOCATED IN T03S, R05E, S06, NESW.
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. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval or by 9/3/03.

Decreed Date: 3/3/2003

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

Current Water Right No.: 61-12017 ✓

Current Owner: CARL F REYNOLDS & SONS

Priority Date: 9/6/1974

Origin: Water Right

Status: Active

Basis: Decreed

Source

GROUND WATER

TributaryBeneficial Use

IRRIGATION

From To

03/15 to 11/15

Total DiversionDiversion Rate

6.4 CFS

6.4 CFS

Annual Volume

1440 AF

1440 AF

Location of Point(s) of Diversion

GROUND WATER

ELMORE County

NE1/4SW1/4

Sec. 6, Twp 03S, Rge 05E B.M.

GROUND WATER

ELMORE County

SW1/4NW1/4

Sec. 19, Twp 02S, Rge 05E B.M.

GROUND WATER

ELMORE County

NE1/4SW1/4

Sec. 6, Twp 03S, Rge 05E B.M.

GROUND WATER

ELMORE County

SE1/4NE1/4

Sec. 35, Twp 02S, Rge 04E B.M.

Place of Use

Page _____ of _____

IRRIGATION Within ELMORE County

T02S R04E S12	NENW	40.00	T02S R04E S12	NWNW	40.00
T02S R04E S12	SWNW	40.00	T02S R04E S12	SENW	40.00
T02S R04E S12	NESW	40.00	T02S R04E S12	NWSW	40.00
T02S R04E S12	SWSW	40.00	T02S R04E S12	SESW	40.00
T02S R04E S26	NENW	40.00	T02S R04E S26	SENW	40.00
T02S R04E S26	NESW	40.00	T02S R04E S26	NWSW	40.00
T02S R04E S26	SWSW	40.00	T02S R04E S26	SESW	40.00
T02S R04E S34	NESE	40.00	T02S R04E S34	NWSE	40.00
T02S R04E S34	SWSE	40.00	T02S R04E S34	SESE	40.00
T02S R04E S35	NENE	40.00	T02S R04E S35	NWNE	40.00
T02S R04E S35	SWNE	40.00	T02S R04E S35	SENE	40.00
T02S R04E S35	NENW	40.00	T02S R04E S35	NWNW	40.00
T02S R04E S35	SWNW	40.00	T02S R04E S35	SENW	40.00
T02S R04E S35	NESW	40.00	T02S R04E S35	NWSW	40.00
T02S R04E S35	SWSW	40.00	T02S R04E S35	SESW	40.00
T02S R04E S35	NESE	40.00	T02S R04E S35	NWSE	40.00
T02S R04E S35	SWSE	40.00	T02S R04E S35	SESE	40.00
T02S R05E S19	NENW	40.00	T02S R05E S19	NWNW	40.00
T02S R05E S19	SWNW	40.00	T02S R05E S19	SENW	40.00
T02S R05E S19	NESW	40.00	T02S R05E S19	NWSW	40.00
T02S R05E S19	SWSW	40.00	T02S R05E S19	SESW	40.00
T03S R04E S13	NENE	40.00	T03S R04E S13	NWNE	40.00
T03S R04E S13	SWNE	40.00	T03S R04E S13	SENE	40.00
T03S R04E S13	NESE	40.00	T03S R04E S13	NWSE	40.00
T03S R04E S13	SWSE	40.00	T03S R04E S13	SESE	40.00
T03S R05E S6	NESW	40.00	T03S R05E S6	NWSW	40.00
T03S R05E S6	SWSW	40.00	T03S R05E S6	SESW	40.00
T03S R05E S7	NENW	40.00	T03S R05E S7	NWNW	40.00
T03S R05E S7	SWNW	40.00	T03S R05E S7	SENW	40.00
T03S R05E S7	NESW	40.00	T03S R05E S7	SESW	40.00
T03S R05E S7	NWSE	40.00	T03S R05E S7	SWSE	40.00
T03S R05E S18	NENW	40.00	T03S R05E S18	NWNW	40.00
T03S R05E S18	SWNW	40.00	T03S R05E S18	SENW	40.00

Conditions of Approval:

1. Rights 61-12016 and 61-12017 when combined shall not exceed a total diversion rate of 6.40 cfs.
2. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
3. 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. C15 THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN BASIN 61: WATER RIGHT NO. SOURCE NONE NONE THE FOLLOWING WATER RIGHTS FROM THE FOLLOWING SOURCES OF WATER IN BASIN 61 SHALL BE ADMINISTERED SEPARATELY FROM ALL OTHER WATER RIGHTS IN THE SNAKE RIVER BASIN: WATER RIGHT NO. SOURCE NONE NONE ALL WATER RIGHTS WITHIN BASIN 61 ARE FROM CONNECTED SOURCES OF WATER IN THE SNAKE RIVER BASIN AND SHALL BE ADMINISTERED CONJUNCTIVELY.
5. 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.
6. X27 This right is limited to the irrigation of 320 acres within the place of use described above in a single irrigation season.
7. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
8. 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.
9. F02 TWO POINTS OF DIVERSION LOCATED IN T03S, R05E, S06, NESW.
10. WB4 The total instantaneous diversion of water from all points of diversion under Rights 61-7204, 61-7206C, 61-7330, 61-12015 and 61-12017 shall not exceed 17.92 cfs, a total combined annual volume of 4037.5 af, and the irrigation of 924 acres within the place of use described above in a single irrigation season.
11. 01Q After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
12. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval or by 9/3/03.

Decreed Date: 3/3/2003

Page _____ of _____

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

Current Water Right No.: 61-7247D

Current Owner: JASON M REYNOLDS

Priority Date: 1/10/1976

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	1.96 CFS	392 AF
	<u>Total Diversion</u>	1.96 CFS	392 AF

Location of Point(s) of Diversion

GROUND WATER

L5(NE1/4SE1/4NE1/4)

Sec. 1, Twp 03S, Rge 04E B.M.

ELMORE County

Place of UseIRRIGATION Within ELMORE County

T03S R04E S1	Lot 2	NWNE	46.00	T03S R04E S1	Lot 5	SENE	52.00
Total Acres: 98							

Conditions of Approval:

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

Decreed Date: 9/17/2002

Page _____ of _____

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

Current Water Right No.: 61-7265 ✓

Current Owner: FARMS LLC

Priority Date: 4/12/1976

Origin: Water Right

Status: Active

Basis: Decreed

Source

GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.72 CFS	351.3 AF
	<u>Total Diversion</u>	0.72 CFS	351.3 AF

Location of Point(s) of Diversion

GROUND WATER
ELMORE County

NE1/4SW1/4 Sec. 6, Twp 03S, Rge 05E B.M.

Place of Use

IRRIGATION Within ELMORE County

T03S R05E S6	Lot 1	NENE	40.00	T03S R05E S6	Lot 2	NWNE	40.00
T03S R05E S6		SWNE	40.00	T03S R05E S6		SENE	40.00
T03S R05E S6		NESE	40.00	T03S R05E S6		NWSE	40.00
T03S R05E S6		SWSE	40.00	T03S R05E S6		SESE	40.00

Total Acres: 320

Conditions of Approval:

1. X63 All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
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. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
4. 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.
5. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
6. X27 This right is limited to the irrigation of 87.8 acres within the place of use described above in a single irrigation season.
7. X36 Rights 61-12079 and 61-12081 are also diverted through the point of diversion described above.
8. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
9. X61 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 10/25/2004.

Decreed Date: 4/12/2001

Page _____ of _____

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

Current Water Right No.: 61-12079 ✓

Current Owner: FARMS LLC

Priority Date: 12/8/1980

Origin: Water Right

Status: Active

Basis:	License
--------	---------

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>
IRRIGATION	04/01	10/31
	<u>Total Diversion</u>	

<u>Diversion Rate</u>	<u>Annual Volume</u>
0.92 CFS	252 AF
0.92 CFS	252 AF

Location of Point(s) of Diversion

GROUND WATER
ELMORE County

NE1/4SW1/4 Sec. 6, Twp 03S, Rge 05E B.M.

Place of Use

IRRIGATION Within ELMORE County

T03S R05E S6	Lot 1	NENE	40.00	T03S R05E S6	Lot 2	NWNE	40.00
T03S R05E S6		SWNE	40.00	T03S R05E S6		SENE	40.00
T03S R05E S6		NESE	40.00	T03S R05E S6		NWSE	40.00
T03S R05E S6		SWSE	40.00	T03S R05E S6		SESE	40.00

Total Acres: 320

Conditions of Approval:

1. X27 This right is limited to the irrigation of 63 acres within the place of use described above in a single irrigation season.
2. X61 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 10/25/2004.
3. 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.
4. 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.
5. X63 All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
6. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
8. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
9. X36 Rights 61-7265 and 61-12081 are also diverted through the point of diversion described above.

Licensed Date: 1/13/1995

Page _____ of _____

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

Current Water Right No.: 61-12081 ✓

Current Owner: FARMS LLC

Priority Date: 9/6/1974

Origin: Water Right

Status: Active

Basis: Decreed

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	1.99 CFS	398.8 AF
	<u>Total Diversion</u>	1.99 CFS	398.8 AF

Location of Point(s) of Diversion

GROUND WATER

NE1/4SW1/4

Sec. 6, Twp 03S, Rge 05E B.M.

ELMORE County

Place of UseIRRIGATION Within ELMORE County

T03S R05E S6	Lot 1	NENE	40.00	T03S R05E S6	Lot 2	NWNE	40.00
T03S R05E S6		SWNE	40.00	T03S R05E S6		SENE	40.00
T03S R05E S6		NESE	40.00	T03S R05E S6		NWSE	40.00
T03S R05E S6		SWSE	40.00	T03S R05E S6		SESE	40.00

Total Acres: 320

Conditions of Approval:

1. X61 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 10/25/2004.
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. 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.
4. X27 This right is limited to the irrigation of 99.7 acres within the place of use described above in a single irrigation season.
5. X36 Rights 61-7265 and 61-12079 are also diverted through the point of diversion described above.
6. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
7. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
8. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
9. X63 All water rights within Basin 61 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.

Decreed Date: 10/25/2004

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There are approximately 20 lines visible. The paper appears to be a standard notebook page or a sheet of stationery.

Page 6

Exhibit A
Water Rights

	All or Part			Water Right	Amount (cfs/ac-ft)		Nature of Use	Period of Use			Source & Tributary
				Number	cfs	ac-ft					
1	X			61-7442	2.92	584	Irrigation	3/15	to	11/15	Ground Water
2	X			61-7197	0.08	3532.5	Domestic	1/01	to	12/31	Ground Water
	X				8.00		Irrigation	3/15	to	11/15	Ground Water
3	X			61-7321	1.80	640	Irrigation	4/01	to	10/31	Ground Water
4	X			61-7239	3.20		Irrigation	3/15	to	11/15	Ground Water
5	X			61-7210	6.56	4273	Irrigation	4/01	to	10/31	Ground Water
6	X			61-12013	2.48		Irrigation	4/01	to	10/31	Ground Water
7	X			61-12080	11.39		Irrigation	4/01	to	10/31	Ground Water
8	X			61-7265	0.72	351.3	Irrigation	4/01	to	10/31	Ground Water
9	X			61-12079	0.92	252	Irrigation	4/01	to	10/31	Ground Water
10	X			61-12081	1.99	398.8	Irrigation	4/01	to	10/31	Ground Water
11	X			61-7263	2.40	2975	Irrigation	4/01	to	10/31	Ground Water
12	X			61-7264B	0.40		Irrigation	3/15	to	11/15	Ground Water
	X				9.47		Irrigation	3/15	to	11/15	Ground Water
13	X			61-7264A	1.27		Stockwater	1/01	to	12/31	Ground Water
	X				1.27		Commercial	1/01	to	12/31	Ground Water
14	X			61-7207A	2.63	544	Irrigation	4/01	to	10/31	Ground Water
15	X			61-7207B	4.54	940	Irrigation	4/01	to	10/31	Ground Water
16	X			61-7306B	1.60	320	Irrigation	3/15	to	11/15	Ground Water
17	X			61-7204	4.82	964	Irrigation	4/01	to	10/31	Ground Water
18	X			61-7330	2.64	720	Irrigation	3/15	to	11/15	Ground Water
19	X			61-7206C	0.80	180	Irrigation	3/15	to	11/15	Ground Water
20	X			61-12015	3.26	733.5	Irrigation	3/15	to	11/15	Ground Water
21	X			61-12017	6.40	1440	Irrigation	3/15	to	11/15	Ground Water
22	X			61-7203	2.26	1103	Irrigation	4/01	to	10/31	Ground Water
23	X			61-7399	2.20		Irrigation	3/15	to	11/15	Ground Water
24	X			61-7247D	1.96	392	Irrigation	3/15	to	11/15	Ground Water
25	X			61-7247B	1.20	240	Irrigation	4/01	to	10/31	Ground Water

Allowed CFS Allowed AFA
75.98 CFS 20583.3 AFA

Exhibit B

Points of Diversion

	Township	Range	Sec.	QQQ	QQ	Q	County	Local Name
1	2S	4E	20		SE	SE	Ada	
2	2S	4E	22		SW	SW	Elmore	
3	2S	4E	27		SE	SE	Elmore	
4	2S	4E	27		SW	SE	Elmore	
5	2S	4E	28		SW	NE	Ada	
6	2S	4E	34		NE	NE	Elmore	
7	2S	4E	35		SE	NE	Elmore	
8	2S	4E	36		SW	SE	Elmore	
9	2S	4E	36		SW	SE	Elmore	
10	3S	4E	2		NE	NE	Elmore	
11	2S	5E	19		SW	NW	Elmore	
12	2S	5E	30		NW	SE	Elmore	
13	2S	5E	31		SW	SE	Elmore	
14	3S	5E	6		NW	NW	Elmore	
15	3S	5E	6		SW	NW	Elmore	
16	3S	5E	6		SE	NW	Elmore	
17	3S	5E	6		NE	SW	Elmore	

Exhibit C

Permissible Place of Use

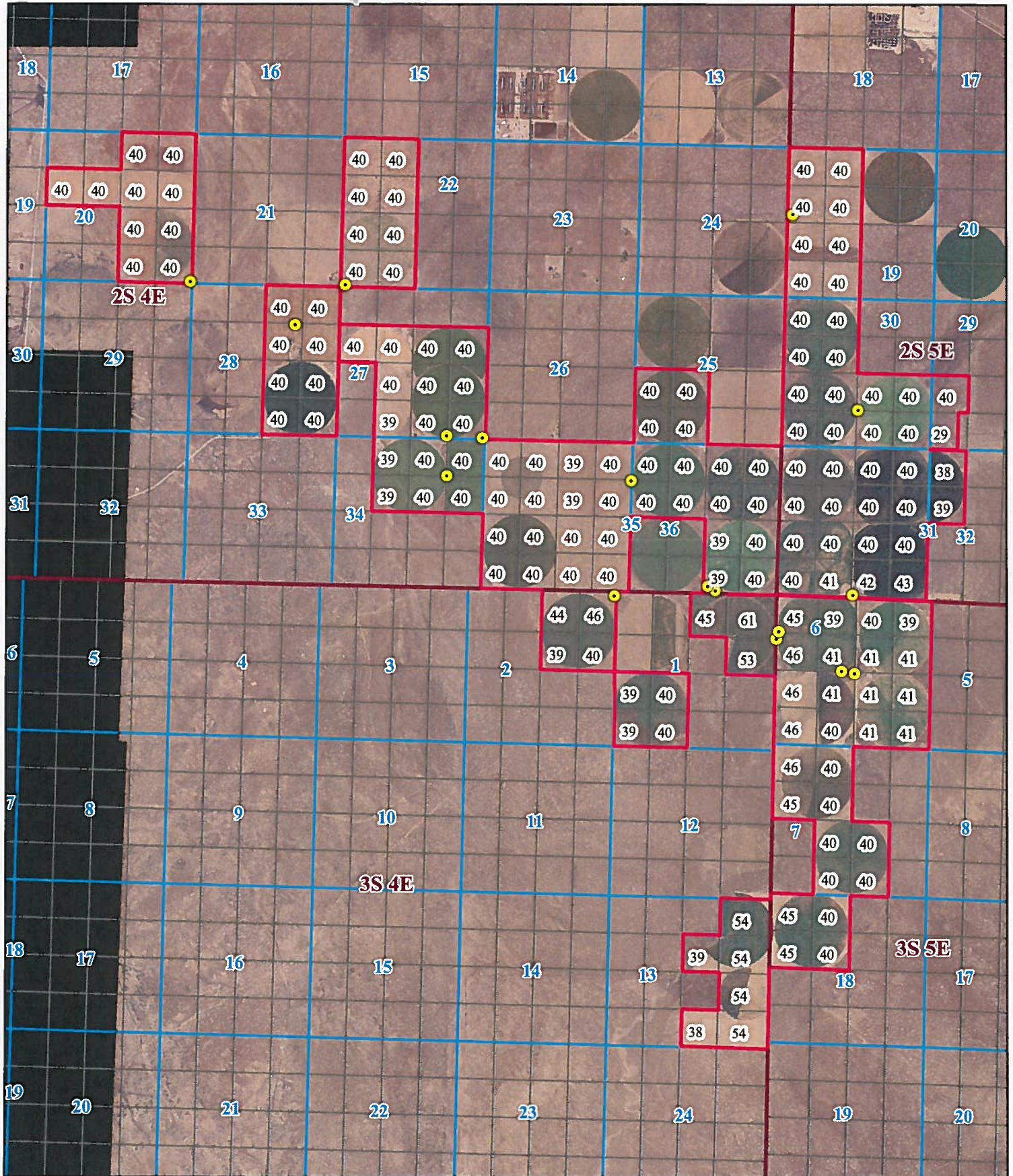
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4
02S	04E	20	40	40	40	40				40					40	40	40	40
		22					40	40	40	40	40	40	40	40				
		25									40	40	40	40				
		27			40	40			40	40	40			39	40	40	40	40
		28	40	40	40	40									40	40	40	40
		34	40	40	40	40	39			39								
		35	40	39	39	40	40	40	40	40	40	40	40	40	40	40	40	40
		36	40	40	40	40	40	40	40	40					40	39	39	40
02S	05E	19					40	40	40	40	40	40	40	40				
		29									40	29						
		30					40	40	40	40	40	40	40	40	40	40	40	40
		31	40	40	40	40	40	40	40	40	40	40	40	41	40	40	42	43
		32					38	39										
03S	04E	1	61	45		53					40	39	39	40				
		2	46	44	39	40												
		13	54		39	54									54		38	54
03S	05E	6	39	40	41	41	39	45	46	41	41	46	46	40	41	41	41	41
		7					40	46	45	40	40			40		40	40	
		18					40	45	45	40								

Total

Place of Use

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4
02S	04E	20	31.4	31.6	31.4	31.6				26					30.4	31.1	30.8	30.6
		22					30.2	30.8	31.6	31.5	30.6	30.9	29.9	30.2				
		25									30.9	30.6	29	29.7				
		27			31.5	30.8			29.3	30.9	33.9			30.7	37	37.3	30.1	30.2
		28	40	39.8	23.9	36.5									30.2	35.5	30.2	30.8
		34	39.5	30.6	31.2	40	30.9			31.1								
		35	31	32	29.2	28.9	11	9.7	9.3	10.8	33	30.4	27.7	30.9	32.3	31.5	28.4	29.8
		36	30.6	37	37.8	38.3	37.2	31	29.5	36.5					37.6	36.6	28.7	30.2
02S	05E	19																
		29										0.5	0.4					
		30					31.4	30.9	36.7	36.9	37.3	37.8	29.2	29.4	33.5	28.9	26.4	31.3
		31	36.7	36.8	36.4	37.5	30	29.6	29.3	30.5	37.7	36.4	34.4	36.1	36.9	35.4	34.6	39.8
		32						31	30.5									
03S	04E	1	51.4	26.7		37.9					33.2	31.3	29.9	31.7				
		2	34.8	33.3	27.5	28.8												
		13	51		5.1	41.6									49.7			6.4
03S	05E	6	31.1	27.7	36.3	38.9	38.1	39.1	39.2	36.9	33.4	29.5	28.6	31.7	38.6	35.5	27	29.5
		7					34.3	29.4	27.5	31.5	31.4			27.8		33.9	28.7	
		18					32.6	34.5	31.5	28.5								

Total



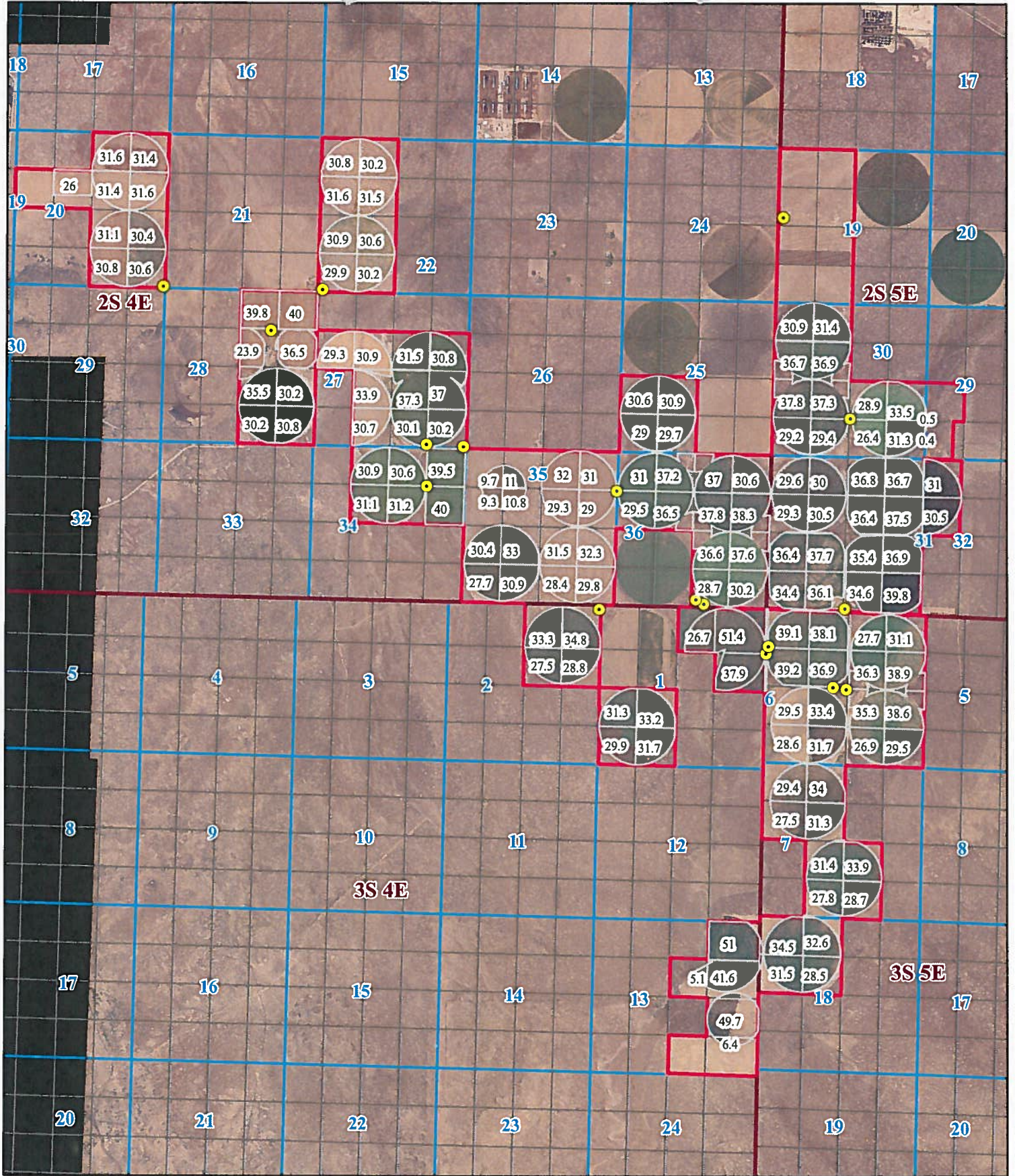
0 0.25 0.5 1 Miles

BROCKWAY ENGINEERING, PLLC.
GWS - Date: 10/5/2016

CINDER BUTTE POU 2016 IN PPU NAIP 2015 AERIAL

Legend
 ● Wells CBPPU
 ■ Prop PPU Cinder Butte





0 0.25 0.5 1 Miles

BROCKWAY ENGINEERING, PLLC.
GWS - Date: 10/11/2016

CINDER BUTTE POU 2016 IN PPU NAIP 2015 AERIAL

Legend
 ● Wells CBPPU
 MT_HOME_POU_2016
 Prop PPU Cinder Butte



No. W 122003		Due no later than Feb 29, 2016		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. FRANK TIEGS, L.L.C. FRANK TIEGS PO BOX 3110 PASCO WA 99302		RICHARD F GOODSON 877 MAIN ST STE 1000 BOISE ID 83702		
				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	FRANK TIEGS	6610 W COURT ST STE B	PASCO	WA	USA	99301
MANAGER	FRANK TIEGS	6610 W COURT ST STE B	PASCO	WA	USA	99301
5. Organized Under the Laws of: WA W 122003		6. Annual Report must be signed.* Signature: Tim Tippett Name (type or print): Tim Tippett Date: 01/14/2016 Title: Authorized Agent				
Processed 01/14/2016		* Electronically provided signatures are accepted as original signatures.				

No. W 98607		Due no later than Dec 31, 2015		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. MURPHY LAND COMPANY, LLC TIM TIPPETT PO BOX 3110 PASCO WA 99302-3110		RICHARD F GOODSON 877 MAN STREET STE 1000 BOISE ID 83702			
				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	FRANK TIEGS	PO BOX 3110	PASCO	WA	USA	99302	
5. Organized Under the Laws of: ID W 98607		6. Annual Report must be signed.*					
		Signature: Tim Tippet		Date: 11/03/2015			
		Name (type or print): Tim Tippet		Title: Authorized Agent			
Processed 11/03/2015		* Electronically provided signatures are accepted as original signatures.					



1360 N 16th Ave
Yakima, WA 98902-7108
Voice: 509.225.3200 Toll-Free: 800.344.5363 Fax: 509.225.3205

October 11, 2016

Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-508

Re: Frank Tiegs LLC

Northwest Farm Credit Services, FLCA ("Northwest FCS"), acknowledges the application for transfer of irrigation ground water rights on property located west of Mountain Home, Idaho. It is our understanding that the water right transfer will allow better management and more efficient use of the available ground water. This transfer may benefit Northwest FCS and further Northwest FCS' lien position. Northwest FCS grants permission for this transfer to proceed through the Idaho Department of Water Resources.

Land located In:

T02S R04E Section 20, 22, 25, 27, 28, 34, 35 and 36

T02S R05E Section 19, 29, 30, 31 and 32

T03S R04E Section 1, 2 and 13

T03S R04E Section 6, 7 and 18

If you have any additional questions, please contact me.

Sincerely,

A handwritten signature in dark ink, appearing to read "Riley Mengarelli".

Riley Mengarelli

Title: Branch Manager
Work Phone: 509-225-3219

CONTRACT OF AGREEMENT

To Whom It May Concern,

Murphy Land Company, LLC have entered into an agreement concerning parcels of land identified below.

Murphy Land Company, LLC gives permission to Frank Tiegs LLC to incorporate parcels of land owned by Murphy Land Company, LLC. within the PPU and POU of water rights owned by Frank Tiegs LLC. Irrigation water will be applied to the parcel by water rights owned by Frank Tiegs LLC. Murphy Land Company, LLC has no legal claim or right to the irrigation water rights that will be utilized to irrigate parcels owned by Murphy Land Company, LLC.

Land Located In:

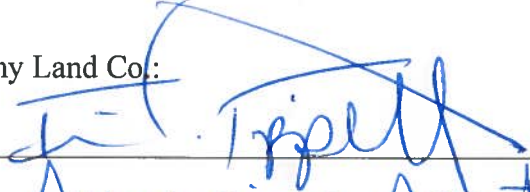
T02S R04E Section 20, 22, 25, 27, 28, 34, 35 and 36

T02S R05E Section 19, 29, 30, 31 and 32

T03S R04E Section 1, 2 and 13

T03S R04E Section 6, 7 and 18

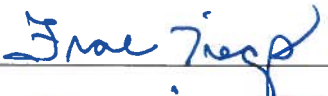
Murphy Land Co.:



Title: AUTHORIZED Agent

Date: 10/11/16

Frank Tiegs LLC:



Title: Managing Member

Date: 10/11/16

CONTRACT OF AGREEMENT

To Whom It May Concern,

Camas Cattle LLC have entered into an agreement concerning the parcel of land located at Township 02 South Range 04 East Section 35 NW1/4, SW1/4 and SE1/4. The parcel is identified in Elmore County with Parcel Number: RP02S04E352410.

Camas Cattle LLC gives permission to Frank Tiegs LLC to incorporate Parcel RP02S04E352410 within the PPU and POU of water rights owned by Frank Tiegs LLC. Irrigation water will be applied to the parcel by water rights owned by Frank Tiegs LLC. Camas Cattle LLC has no legal claim or right to the irrigation water rights that will be utilized to irrigate Parcel RP02S04E352410.

Camas Cattle LLC:

as Trustee of the
RCornell Mental Trust

Title: member

Date: 10/4/2016

Frank Tiegs LLC:

Frank Tiegs

Title: managing Member

Date: 10/5/2016

REAL ESTATE PURCHASE AND SALE AGREEMENT
(Please read carefully before signing.)

Pasco, Washington, September 30, 2015

Received from Frank Tiegs LLC and/or assigns, (Buyer) the sum of [REDACTED] in the form of a check for [REDACTED] which will be deposited with Pioneer Title Company ("Closing Agent") in an interest bearing account within ten (10) business days after mutual acceptance. Except as otherwise set forth herein, the earnest money will be applied as a credit to Buyer on the closing of the following described real estate, which Buyer agrees to buy and Seller agrees to sell, located in Elmore County, Idaho, and legally described as follows:

The real estate to be sold is agricultural property located in Elmore County, State of Idaho, the legal description of which is contained on Exhibit "A", attached hereto and incorporated here by this reference.

Also included in this sale is all irrigation equipment, pump stations, and pump sites, and rights thereto, as described on Exhibit "B", a copy of which is attached hereto and incorporated herein by this reference. Said property is sold "AS IS" without warranty other than as to title.

Buyer and Seller agree, and do hereby authorize escrow agent to insert and correct the above legal description prior to closing. Buyer and Seller further agree that escrow agent is authorized to insert and correct the description of equipment identification prior to closing.

1. **AGENCY DISCLOSURE:** At the signing of this Agreement, Seller was not represented and Buyer was represented by Western Mortgage & Realty Company.
2. **PURCHASE PRICE:** The total price is [REDACTED] plus four (4%) percent of the purchase price calculated from February 14, 2015 to the date of closing, payable in cash on closing, including earnest money and accrued interest thereon.
3. **BUYER'S REPRESENTATION:** Buyer represents that Buyer has sufficient funds available to close this sale in accordance with this Agreement and is not relying on any contingent source of funds unless otherwise set forth in this Agreement.
4. **TITLE:** Title to the property shall be marketable at closing. Rights, reservations, covenants, conditions and restrictions presently of record or of apparent use, easements and encroachments of record or apparent use, not materially affecting the value of the property or unduly interfering with Buyer's intended use of the property shall not cause the title to be considered unmarketable. Additionally, the property is subject to the standard policy printed exceptions of Pioneer Title Company, and the encumbrances, if any, retained by Seller for security as set forth in this Agreement. Buyer accepts the property subject to all easements and encroachments of record or of apparent use, including, but not limited to, easements granted to or retained or held by public utilities or governmental entities, and subject to easements, restrictions, and reservations for the supply of water and water rights and future assessments therefore. Encumbrances to be discharged by Seller shall be paid by Seller on or before closing and may be paid out of the closing.

6. TITLE INSURANCE: The parties authorize the closing agent, at Seller's expense, to apply for a standard form owner's policy of title insurance to be issued by Guaranty Title, Inc., 206 South 3rd East St., Mountain Home, ID 83647. The title insurance shall contain no exceptions other than those contained in said standard form, those referred to in this Agreement, those accepted by Buyer, and those not inconsistent with this Agreement. If title is not so insurable and cannot be made so insurable prior to closing, Buyer may elect either to waive such encumbrances or defects and proceed with the closing, or to terminate this Agreement and receive a refund of the earnest money, at which time, this Agreement shall be at an end. Buyer acknowledges that a standard form title insurance does not insure the location of boundaries, and that an extended form of insurance is available at additional cost, with such additional cost to be borne by the Buyer.
7. CONVEYANCE: This Agreement provides for a cash sale and title shall be conveyed by statutory warranty deed free of encumbrances and defects except those included in this Agreement or otherwise acceptable to Buyer.
8. UTILITIES: Seller represents to the best of Seller's knowledge that subject property is served by electricity.
9. CLOSING: This sale shall be closed by Guaranty Title, Inc. in Mountain Home, Idaho, within 30 days of waiver or satisfaction of all contingencies, or, on or before November 1, 2015. "Closing" means the date on which all documents are recorded and the sale proceeds are available for disbursement to Seller. Buyer and Seller shall deposit with closing agent all documents required to complete this sale in accordance with this Agreement.
10. CLOSING COSTS AND PRORATIONS: Seller shall pay all customary and usual closing costs paid by Sellers of Real Estate in Elmore County, Idaho, including title insurance premiums, excise tax, one-half of document preparation, one-half of the escrow fees, and pro-ratable items. Buyer shall pay all customary and usual closing costs paid by Buyers of Real Estate in Elmore County, Idaho, including recording fees, one-half of document preparation, one-half of escrow fees, sales or use tax, if any, and pro-ratable items.
11. 1031 EXCHANGE: At the election of either party, the subject property may be transferred to Buyer by means of an exchange for like-kind property qualifying for tax-free treatment pursuant to Section 1031 of the Internal Revenue Code of 1986, as amended. The non-electing party shall cooperate with the electing party in effecting a qualifying like-kind exchange through a trust or other means determined by the electing party. The party making the election shall bear the additional transaction costs attributable to the execution of a qualifying exchange and shall reimburse the other party of its actual incremental expenses incurred as a result cooperating with such exchange, and shall indemnify the other party from any and all liabilities arising out of such party's agreement to participate in the exchange. In no event shall any party be required to hold title to any property other than the subject property in connection with any exchange.
12. POSSESSION: Possession shall take place upon closing of this transaction. Please see Addendum No. 1 attached hereto regarding early occupancy for farming purposes.
13. ASSIGNMENT: Buyer's rights under this Agreement may be assigned by Buyer without Seller's prior written consent.

14. FIRPTA COMPLIANCE: Seller and Buyer agree to comply with FIRPTA, if applicable. Sellers are a Limited Liability Company. Buyer is a Limited Liability Company.
15. NOTICES: Unless otherwise specified in this Agreement, any and all notices required to be given under this Agreement must be given in writing. Notices to Seller must be signed by at least one Buyer and shall be deemed to be given when actually received by or at the office of the Seller. Notices to Buyer must be signed by at least one Seller and shall be deemed to be given when actually received by or at the residence of Buyer, or by or at the office of Selling Broker. Both parties must keep Selling Broker advised of their whereabouts. Broker has no responsibility for notices beyond calling the party or delivering the notice to the party's last known address.
16. COMPUTATION OF TIME: Unless otherwise expressly specified herein, any period of time specified in this Agreement shall expire at 4:00 p.m. of the last calendar day of the specified period of time, unless the last day is Saturday, Sunday or a legal holiday, as prescribed in RCW 1.16.050, in which event the specified period of time shall expire at 9:00 pm. of the next business day. Any specified period of seven (7) days or less shall include business days only.
17. DEFAULT/TERMINATION: If this Agreement is terminated for any reason, any costs authorized under this Agreement to be advanced from the earnest money deposit shall be deducted before the remaining earnest money is refunded to Buyer or forfeited to Seller. If a dispute should arise regarding the disbursement of any earnest money, the party holding the earnest money may interplead the funds into court. Furthermore, if either Buyer or Seller defaults, the non-defaulting party may seek specific performance or damages, and the Seller may, under some circumstances retain the earnest money as liquidated damages.
- If the purchase of the property does not close because (i) title is found objectionable and not cleared within the time herein provided, or (ii) any reason provided in paragraph 1 of Addendum No. 1, then the Closing Agent shall return the Earnest Money, less any costs authorized under this Agreement to be advanced from the Earnest Money deposit, to the Buyer. If the purchase of the property does not close because of any reason not specified in the preceding sentence, then the Closing Agent shall pay all Earnest Money to the Seller.
18. GENERAL PROVISIONS: Time is of the essence. There are no verbal agreements which modify this Agreement. This Agreement constitutes the full understanding between Seller and Buyer. Buyer has personally observed the property and has reached Buyer's own conclusion as to the adequacy and acceptability of the property based upon such personal inspection. Unless otherwise expressly specified herein, square footage, dimensions and/or boundaries used in marketing the property are understood to be approximations and are not intended to be relied upon to determine the fitness or value of the property.
19. LEGAL AND TAX IMPLICATIONS: This Agreement affects your legal rights and obligations and will have tax implications. Agents are not permitted to give legal or tax advice. If you have any questions regarding this Agreement and the addendums, attachments or other related documents, you should consult an attorney or tax advisor. Further, if a dispute arises regarding this transaction, the prevailing party shall recover costs and reasonable attorney's fees, including those for appeals.

20. FACSIMILE AND ELECTRONIC TRANSMISSIONS: Facsimile and electronic transmissions of any signed original document and re-transmission of any signed transmission shall be the same as transmission of any original. At the request of either party or closing agent, the parties will confirm facsimile or electronic transmitted signatures by signing the original document.
21. CURRENT USE STATUS: Subject property is in a current use status. Buyer will continue the current use status after closing this transaction. If Buyer elects to discontinue the current use status, Buyer will be responsible for any resulting taxes, penalties, and interest associated therewith.
22. CASUALTY LOSS: If, prior to closing, the property is destroyed or materially damaged by any means, Buyer may elect to terminate this Agreement and the earnest money shall be refunded to Buyer.
23. ENTIRE AGREEMENT: This document, along with attached Addendum No. 1 – Additional Terms and Conditions, and Exhibits "A", "B", and "C-1" constitutes the entire agreement of the parties. There are no verbal or other agreements which modify or alter this agreement. Buyer and Seller further agree that they have read and understand all of the contents of this Real Estate Purchase and Sale Agreement.
24. OFFER TO PURCHASE: Buyer offers to purchase the property on the above terms and conditions. Seller shall have until 5:00 p.m. on October 3, 2015 to accept this offer, unless sooner withdrawn. Acceptance by Seller shall not be effective until a signed copy hereof is actually received by the Buyer. If this offer is not so accepted, it shall lapse and the earnest money shall be refunded to Buyer.

BUYER:

FRANK TIEGS, LLC, and/or assigns

By: Frank Tieg

It's: Managing Member

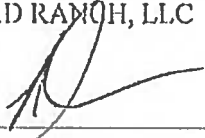
P.O. Box 3110, Pasco, WA 99302
Buyer's Address

509-545-4545
Buyer's Phone (Home/Work)

ACCEPTANCE OR COUNTEROFFER: On this date, 10-2, 2015, Seller agrees to sell the property on the terms and conditions set forth in this Agreement. Seller acknowledges receipt of a copy of this Agreement signed by both parties. If Seller has made a counter offer hereon or attached hereon, Buyer shall have until 4:00 p.m. on _____, 2015, to accept the counter offer, unless sooner withdrawn. Acceptance shall not be effective until signed copy hereof is actually received by or at the office of Broker. If the counter offer is not accepted, it shall lapse and the earnest money shall be refunded to Buyer.

SELLER:

ORCHARD RAMON, LLC

By: 

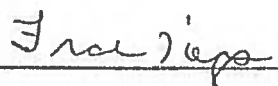
It's Managing Member

Box 114 Wallhalla, N.J.
Seller's Address
58222

701-549-2456
Seller's Phone (Home/Work)

RECEIPT: On this date: 10/2/15, 2015, Buyer acknowledges receipt of a copy of this Agreement signed by both parties.

BUYER:

By: 

It's Managing Member

Addendum No. 1

Addendum/Amendment

This Addendum/Amendment ("Addendum") is entered into this 30th day of September, 2015 between FRANK TIEGS, LLC, and/or assigns ("Buyer") and ORCHARD RANCH, LLC, ("Seller") and modifies and supplements that certain Agreement to Buy and Sell Real Estate between Buyer and the Seller dated September 30, 2015 for property located in Elmore County, Idaho ("Agreement").

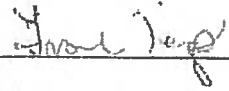
IT IS AGREED BETWEEN THE BUYER AND SELLER AS FOLLOWS:

1. Early Occupancy: for farming purposes only, Buyer shall be granted early occupancy this fall after the 2015 crop season, as mutually agreed upon by both Buyer and Seller, which consent shall not be unreasonably withheld by Seller, provided that the fields which Buyer wishes to occupy have been harvested and/or vacated by the current operator, and provided that Buyer assumes all risks of early occupancy in the event that the transaction contemplated hereby fails to close for any reason.
2. Seller shall assign to Buyer all existing water rights, including but not limited to all those water rights generally described on attached Exhibit "C-1" and all mineral rights, if any, which are owned by Seller.

Note: This Addendum supersedes any conflicting terms in the Agreement, and all other terms of the Agreement which have not been modified or superseded by this Addendum are ratified and shall remain in full force and effect.

Buyer:

FRANK TIEGS, LLC, and/or assigns

By: 

Date: 9/30/15

Seller:

ORCHARD RANCH, LLC

By: 

Date: 10-2-15

Addendum No. 2

Addendum/Amendment

This Addendum/Amendment ("Addendum") is entered into this 2nd day of October, 2015 between FRANK TIEGS, LLC, and/or assigns ("Buyer") and ORCHARD RANCH, LLC, ("Seller") and modifies and supplements that certain Agreement to Buy and Sell Real Estate between Buyer and the Seller dated September 30, 2015 for property located in Elmore County, Idaho ("Agreement").

IT IS AGREED BETWEEN THE BUYER AND SELLER AS FOLLOWS:

1. Paragraph 9 ("CLOSING") of the Purchase and Sale Agreement is hereby modified as follows:

"This sale shall be closed by Pioneer Title Co., 5680 Franklin Road, Ste 150, Nampa, Idaho, 83687, with Carrie Homburg, Escrow Officer", replacing Guaranty Title, Inc. in Mountain Home, Idaho.

Note: This Addendum supersedes any conflicting terms in the Agreement, and all other terms of the Agreement which have not been modified or superseded by this Addendum are ratified and shall remain in full force and effect.

Buyer:

FRANK TIEGS, LLC, and/or assigns

By:

Frank Tieg

Date:

10/2/15

Seller:

ORCHARD RANCH, LLC

By:

Date:

EXHIBIT "A"

LEGAL DESCRIPTION

The Northeast Quarter and the South Half of Section 31, T2S, R5E, B.M., Elmore County, Idaho.

The West Half of the Northwest Quarter of Section 32, T2S, R5E, B.M., Elmore County, Idaho.

The Northwest Quarter of Section 6, T3s, R5E, B.M., Elmore County, Idaho.

EXHIBIT "B"

IRRIGATION EQUIPMENT

Including, but not limited to, all existing electrical motors, attached Irrigation pumps, valves, flanges, buried pipelines, electrical, any and all portable irrigation equipment, if any, and any and all other above irrigation equipment which is appurtenant to the subject real property.

The five (5) new Zimmatic Center Pivot Irrigators currently located upon the subject real property were installed by an affiliate of the Buyer and shall remain as the property of the Buyer and/or an affiliate.

EXHIBIT "C-1"

WATER RIGHTS

Water Use	Owner	Acres	WR No.	Priority Date	Source	Diverslon Rate
Irrigation	Seller	165	61-7263	04/01/76	Ground	2.40 cfs
Irrigation	Seller	537	61-7264A	06/10/76	Ground	10.74 cfs
Irrigation	Seller	20	61-7264B	06/10/76	Ground	.40 cfs



Instrument #0453530
ELMORE COUNTY, ID
11:56:48 AM May 16, 2016
For TITLEONE BOISE
No. of Pages: 2 Fee: \$13.00
BARBARA STEELE, Recorder
DE, Deputy
Electronically Recorded by Simplifile

Order Number: 16267091-2

Warranty Deed

For value received,

Jason M. Reynolds and Rachel L. Reynolds, husband and wife

the grantor, does hereby grant, bargain, sell, and convey unto

Frank Tiegs, L.L.C. a Washington limited liability company

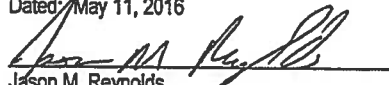
whose current address is P.O. Box 3110, Pasco, Washington 99302

the grantee, the following described premises, in Ada County, Idaho, to wit:

See Attached Exhibit A

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

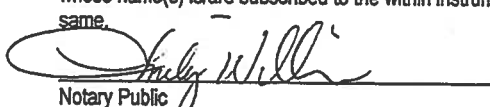
Dated: May 11, 2016


Jason M. Reynolds


Rachel L. Reynolds

State of Idaho
County of Canyon

On this 13th day of May in the year of 2016, before me, the undersigned, a Notary Public in and for said State, personally appeared Jason M. Reynolds and Rachel L. Reynolds, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.


Notary Public
Residing In:
My Commission Expires:
(seal)

Residing in: Caldwell, ID
Commission Expires: 10/12/2013

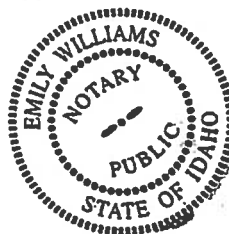


EXHIBIT A

PROPERTY DESCRIPTION

FOR

PARCEL B

A parcel of land lying in the NE1/4 of Section 2, Township 3 South, Range 4 East, Boise Meridian, Elmore County, Idaho, said parcel being more particularly described as follows:

Commencing at a 5/8" iron pin marking the South East corner of Section 35, Township 2 South, Range 4 East, Boise Meridian, Elmore County, Idaho. Thence along the Senior Township line of Section 35, N.89°47'00"E. 4482.51 feet to a 1/2" iron pin, said pin being the POINT OF BEGINNING;

Thence continuing N.89°47'00"E. 366.62 feet to a point on the East Section line of said Section 2;

Thence along said East line S.00°01'05"E. 297.04 feet to a 1/2" iron pin;

Thence S.89°47'00"W. 366.62 feet to a 1/2" iron pin;

Thence N.00°01'05"W. 297.04 feet to a 1/2" iron pin, said iron pin is the POINT OF BEGINNING.

Said parcel contains 2.5 acres, more or less, and is subject to all existing easements and right-of-way of record or implied.



ADA COUNTY RECORDER Christopher D. Rich
BOISE IDAHO Pgs=6 BONNIE OBERBILLIG
TITLEONE BOISE

2016-041622
05/16/2016 11:25 AM
\$25.00

Order Number: 16267091

Instrument # 0000453531
ELMORE COUNTY, ID
11:56:52 AM May 16, 2016
For TITLEONE BOISE
No. of Pages: 6 Fee: \$25.00
BARBARA STEELE, Recorder
DE, Deputy
Electronically Recorded by Simplifile

Warranty Deed

For value received,

Carl F Reynolds & Sons, LLC, an Idaho limited liability company

the grantor, does hereby grant, bargain, sell, and convey unto

Frank Tiegs, LLC, a Washington limited liability company

whose current address is P.O. Box 3110 Pasco, WA 99302

the grantee, the following described premises, in Ada County, Idaho, to wit:

See Attached Exhibit A

To have and to hold the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Dated: May 11, 2016

Carl F. Reynolds
Carl F. Reynolds, Member

Steven T. Reynolds
Steven T. Reynolds, Member

Randy J. Reynolds
Randy J. Reynolds, Member

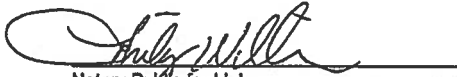
David L. Reynolds
David L. Reynolds, Member

Jason M. Reynolds
Jason M. Reynolds, Member

State of Idaho
County of Canyon

On this 13th day of May 2016, before me, the undersigned, a Notary Public in and for said State, personally appeared Carl R. Reynolds, Randy J. Reynolds, Steven T. Reynolds, David L. Reynolds and Jason M. Reynolds, known or identified to me to be the Members of the limited liability company that executed the within instrument and acknowledged to me that they executed the same for and on behalf of said limited liability company and that such limited liability company executed it.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Notary Public for Idaho
Residing In: _____
My Commission Expires: _____

Residing in: Caldwell, ID
Commission Expires: 10/12/2018

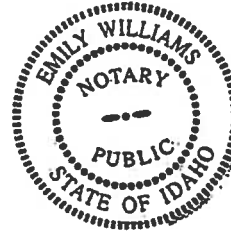


EXHIBIT "A"

Tract I

Township 2 South, Range 4 East, Boise Meridian, Elmore County, Idaho
Section 22: NW1/4 and SW1/4

Township 2 South, Range 4 East, Boise Meridian, Elmore County, Idaho
Section 12: W1/2

Township 2 South, Range 4 East, Boise Meridian, Elmore County, Idaho
Section 35: S1/2NE1/4
NE1/4NE1/4
NW1/4NE1/4

Township 3 South, Range 4 East, Boise Meridian, Elmore County, Idaho
Section 13: U.S. Government Lots 1, 2, 3 and 4,
SW1/4NE1/4
SW1/4SE1/4

Township 3 South, Range 5 East, Boise Meridian, Elmore County, Idaho
Section 6: U.S. Government Lots 6 and 7,
E1/2SW1/4

Section 7: U.S. Government Lots 1 and 2,
NE1/4NW1/4
SE1/4NW1/4
E1/2SW1/4
W1/2SE1/4

Section 18: U.S. Government Lots 1 and 2
E1/2NW1/4

Township 2 South, Range 5 East, Boise Meridian, Elmore County, Idaho
Section 19: W1/2

SAVE AND EXCEPT those portions deeded to
Mountain Home Highway District by Deed
recorded August 17, 1982, as Instrument No. 210059,
records of Elmore County, Idaho.

Township 3 South, Range 4 East, Boise Meridian, Elmore County, Idaho

Section 1: U.S. Government Lot 1, less the Northerly 30 feet, U.S. Government Lots 2 and 5; SW1/4

Section 2: U.S. Government Lots 1 and 2; S1/2NE1/4

SAVE & EXCEPT THE FOLLOWING PARCEL 1 AND PARCEL 2:

PARCEL 1

A parcel of land lying in the NE1/4 of Section 2, Township 3 South, Range 4 East, Boise Meridian, Elmore County, Idaho, said parcel being more particularly described as follows:

Commencing at a 5/8" iron pin marking the South East corner of Section 35, Township 2 South, Range 4 East, Boise Meridian, Elmore County, Idaho. Thence along the Senior Township line of Section 35, N.89°47'00"E. 2209.08 feet to a point, said point being the POINT OF BEGINNING;

Thence continuing along said Senior Township line N.89°47'00"E. 2273.43 feet to a 1/2" iron pin;

Thence S.00°01'05"E. 297.04 feet to a 1/2" iron pin;

Thence N.89°47'00"E. 366.62 feet to a 1/2" iron pin on the said East line;

Thence S.00°01'05"E. 2536.64 feet along the said East line to a brass cap marking the E1/4 corner of said Section 2;

Thence S.89°56'33"W. 2639.58 feet to an aluminum cap marking the center 1/4 corner of said Section 2;

Thence N.00°01'38"W. 2826.34 feet to a point on the Senior Township line, said point is the POINT OF BEGINNING.

Subject to all existing easements and right-of-way of record or implied.

PARCEL 2

A parcel of land lying in the NE1/4 of Section 2, Township 3 South, Range 4 East, Boise Meridian, Elmore County, Idaho, said parcel being more particularly described as follows:

Commencing at a 5/8" iron pin marking the South East corner of Section 35, Township 2 South, Range 4 East, Boise Meridian, Elmore County, Idaho. Thence along the Senior Township line of Section 35, N.89°47'00"E. 4482.51 feet to a 1/2" iron pin, said pin being the POINT OF BEGINNING;

Thence continuing N.89°47'00"E. 366.62 feet to a point on the East Section line of said Section 2;

Thence along said East line S.00°01'05"E. 297.04 feet to a 1/2" iron pin;

Thence S.89°47'00"W. 366.62 feet to a 1/2" iron pin;

Thence N.00°01'05"W. 297.04 feet to a 1/2" iron pin, said iron pin is the POINT OF BEGINNING.

Subject to all existing easements and right-of-way of record or implied.

Tract II

A parcel of land lying in the NE1/4 of Section 2, Township 3 South, Range 4 East, Boise Meridian, Elmore County, Idaho, said parcel being more particularly described as follows:

Commencing at a 5/8" iron pin marking the South East corner of Section 35, Township 2 South, Range 4 East, Boise Meridian, Elmore County, Idaho. Thence along the Senior Township line of Section 35, N.89°47'00"E. 2209.08 feet to a point, said point being the POINT OF BEGINNING;

Thence continuing along said Senior Township line N.89°47'00"E. 2273.43 feet to a 1/2" iron pin;

Thence S.00°01'05"E. 297.04 feet to a 1/2" iron pin;

Thence N.89°47'00"E. 366.62 feet to a 1/2" iron pin on the said East line;

Thence S.00°01'05"E. 2536.64 feet along the said East line to a brass cap marking the E1/4 corner of said Section 2;

Thence S.89°56'33"W. 2639.58 feet to an aluminum, cap marking the center 1/4 corner of said Section 2;

Thence N.00°01'38"W. 2826.34 feet to a point on the Senior Township line, said point is the POINT OF BEGINNING.

Subject to all existing easements and right-of-way of record or implied.

Exhibit A

Parcel I:

The South half of the Northwest quarter and the East half of Section 20, Township 2 South, Range 4 East, Boise Meridian, Ada County, Idaho.

Parcel II:

A road right-of-way, more particularly described as follows:

BLM Right-of-Way Serial No. 1-16039 for a road located in Sections 22 and 27 of Township 2 South, Range 4 East, Boise Meridian, Elmore County, Idaho, and Sections 21 and 28 of Township 2 South, Range 4 East, Boise Meridian, Ada County, Idaho and more particularly described as follows:

The First segment of this road right-of-way is 50 feet in width lying 25 feet on either side of the following described centerline:

Commencing at the corner common to Sections 22, 23, 26 and 27 of Township 2 South, Range 4 East, Boise Meridian, Elmore County, Idaho, which is the Real Point of Beginning of Right-of-Way 1-16039 and the First segment of said right-of-way; thence South $89^{\circ}58'$ West a distance of 2639.67 feet, more or less, to a point of the Section line common to Sections 22 and 27, Township 2 South, Range 4 East, Boise Meridian, Elmore County, Idaho, and terminus of the First segment of this right-of-way and the Second segment of this road right-of-way is 25 feet in width running along the North boundary of the North half of the Northwest quarter of Section 27, Township 2 South, Range 4 East, Boise Meridian, Elmore County, Idaho and the Third segment of this right-of-way is 50 feet in width lying 25 feet on either side of the following described centerline:

Commencing at the point on the Section line common to the Southwest corner of the Southeast quarter of the Southwest quarter of Section 21, Township 2 South, Range 4 East, Boise Meridian, Ada County, Idaho and the Northeast corner of the Northeast quarter of the Northwest quarter of Section 28, Township 2 South, Range 4 East, Boise Meridian, Ada County, Idaho; thence South $89^{\circ}50'06''$ West 2541.65 feet, more or less to a point on the Section line common to Sections 20, 21, 28 and 29 of Township 2 South, Range 4 East, Boise Meridian, Ada County, Idaho and the terminus of this Third segment and the terminus of Right-of-Way 1-16039.

Also together with a road easement over the North 25 feet of the Northeast quarter of Section 28, Township 2 South, Range 4 East, Boise Meridian, Ada County, Idaho.

Pioneer1031Co

PTC A PIONEER COMPANY

COPY

June 21, 2016

Carrie Homburg
Pioneer Title Company
610 S. Kimball
Caldwell, ID 83605

Re: **Conclusion of Reverse Exchange:** Farms LLC property, Ada & Elmore Counties, ID
Your escrow number: 581478 Our file number: 1031-9619R

Dear Carrie:

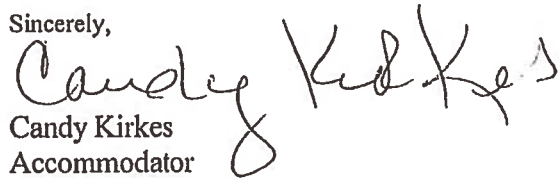
In regards to the above referenced transaction, please find attached a Special Warranty Deed from #265 Pioneer Exchange Accommodation Titleholder, LLC to MURPHY LAND COMPANY, LLC to place them in title to the subject real property. You are instructed to record said deed upon receipt and endorse the owner's title insurance policy on the subject property to MURPHY LAND COMPANY, LLC using ALTA endorsement form No. 107.9. Please return the recorded Deed and endorsement to us at your earliest convenience.

Further be informed that we have advised the exchanger to contact you direct in regards to the reconveyance/satisfaction of the Promissory Note and Deed of Trust/Satisfaction of Mortgage in the amount of [REDACTED] which was executed by our LLC at closing.

Any fees applicable to the endorsement, reconveyance and additional recordings should have been collected at the time of closing, as per our written Exchange Escrow Instructions.

Thanks in advance for your assistance. Feel free to call me directly should you have any questions or concerns.

Sincerely,


Candy Kirkes
Accommodator

208.373.3734 phone • WWW.PIONEER1031.COM • 208.373.3737 fax
1414 W. Bannock • Boise, Idaho 83702

Recording Requested By and
When Recorded Return to:

MURPHY LAND COMPANY, LLC
PO Box 3110
Pasco, WA. 99302

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

COPY

SPECIAL WARRANTY DEED

THIS SPECIAL WARRANTY DEED (this "Deed"), made as of the 21st day of June, 2016, is between #265 PIONEER EXCHANGE ACCOMMODATION TITLEHOLDER, LLC, an Idaho limited liability company ("Grantor"), and MURPHY LAND COMPANY, LLC ("Grantee"), whose legal address is: PO Box 3110, Pasco, WA. 99302.

WITNESSETH, That Grantor, for and in consideration of [REDACTED] and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell, convey and confirm, unto Grantee, its successors and assigns forever, all the real property, together with improvements, located in the County(ies) of Ada and Elmore, State of Idaho, more particularly described as follows:

See legal description attached hereto and made a part thereof as Exhibit "A"

TOGETHER with all and singular the hereditaments and appurtenances thereto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all the estate, right, title, interest, claim and demand whatsoever of Grantor, either in law or equity, of in and to the above bargained premises, with the hereditaments, easements, rights of way and appurtenances, and with all of Grantor's interest, if any, in and to any and all minerals, water, ditches, wells, reservoirs and drains, and all water, ditch, well, reservoir and drainage rights which are appurtenant to, located on, now or hereafter acquired under or above or used in connection with the property (collectively, the "Property").

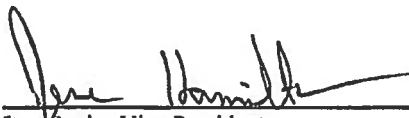
TO HAVE AND TO HOLD the said premises above bargained and described with the appurtenances, unto Grantee, its successors and assigns forever. Grantor, for itself, and its successors and assigns, does covenant, grant, bargain and agree to and with the Grantee, its successors and assigns, that at the time of the ensembling and delivery of these presents, Grantor is well seized of the premises above conveyed, has good, sure, perfect, absolute and indefeasible estate of inheritance, in law, in fee simple, and has good right, full power and lawful authority to grant, bargain, sell and convey the same in manner and form as aforesaid, and that the same are free and clear from all former and other grants, bargains, sales, liens, taxes, assessments, encumbrances and restrictions of whatever kind or nature whatsoever, as of December 18, 2015.

The Grantor shall and will WARRANT AND FOREVER DEFEND the above-bargained premises in the quiet and peaceable possession of Grantee, its successors and assigns, against all and every person or persons claiming the whole or any part thereof BY, THROUGH OR UNDER Grantor.

IN WITNESS WHEREOF, Grantor has executed this Special Warranty Deed as of the date set forth above.

#265 PIONEER EXCHANGE ACCOMMODATION TITLEHOLDER, LLC,
an Idaho limited liability company

By: Pioneer 1031 Company, Member

By: 
Its: Senior Vice President

STATE OF IDAHO

)

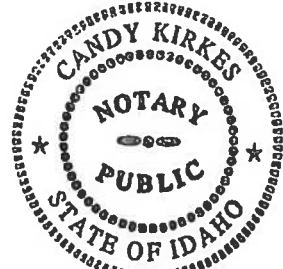
) ss.

COUNTY OF ADA

)

On this 22nd day of June, 2016, before me, the undersigned, a Notary Public in and for said State, personally appeared Jesse Hamilton, known to me to be the Senior Vice President of Pioneer 1031 Company, an Idaho corporation, which corporation is the Sole Member of #265 Pioneer Exchange Accommodation Titleholder, LLC, an Idaho limited liability company, and acknowledged to me that she/he executed the within and foregoing instrument for and on behalf of said corporation as Sole Member of said limited liability company and in said corporation's name as Sole Member of said limited liability company.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



(NOTARIAL SEAL)


Notary Public for Idaho
Residing at Boise, Idaho
My Commission Expires: 3/1/2019

EXHIBIT A

Parcel A: Ada County Property

The Northeast Quarter and the Southeast Quarter of Section 28, Township 2 South, Range 4 East, Boise Meridian, Ada County, Idaho.

Parcel B: Elmore County Property

Tract I:

Township 2 South, Range 4 East, Boise Meridian, Elmore County, Idaho

Section 25: SW1/4

Section 36: NE1/4, NW1/4, SE1/4

Township 2 South, Range 5 East, Boise Meridian, Elmore County, Idaho

Section 29: NW1/4SW1/4, SW1/4SW1/4

SAVE & EXCEPT: Commencing at the Southwest corner of said Section 29;
thence East 970 feet along the South boundary of Section 29 to the Point of Beginning;
thence continuing East 350 feet along the South boundary of Section 29;
thence North 1320 feet along the East boundary of the Southwest 1/4 of the Southwest 1/4;
thence West 350 feet along the North boundary of the Southwest 1/4 of the Southwest 1/4;
thence South 1320 feet to the Point of Beginning

SAVE & EXCEPT: Those portions deeded to the Mountain Home Highway District as disclosed in Right of Way Deed, recorded September 9, 1976, as Instrument No. 170152 and Right of Way Deed, recorded August 17, 1982, as Instrument No. 210057, records of Elmore County, Idaho.

Section 30: NW1/4, SW1/4, SE1/4

SAVE & EXCEPT: Those portions deeded to the Mountain Home Highway District as disclosed in Right of Way Deed, recorded August 17, 1982, as Instrument No. 210057, records of Elmore County, Idaho.

Section 31: NW1/4

Township 3 South, Range 5 East, Boise Meridian, Elmore County, Idaho

Section 6: U.S. Government Lots 1 and 2, SW1/4NE1/4, NW1/4SE1/4,
SE1/4NE1/4, NE1/4SE1/4, S1/2SE1/4

Tract II:

Township 2 South, Range 4 East, Boise Meridian, Elmore County, Idaho

Section 27: S1/2N1/2, NE1/4SW1/4, N1/2SE1/4, SE1/4SE1/4,
SE1/4SW1/4 SW1/4SE1/4

Section 34: E1/2NW1/4, NE1/4

Tract III:

PARCEL 1

Township 4 South, Range 5 East, Boise Meridian, Elmore County, Idaho.

Section 30: SE1/4

Section 31: N1/2NE1/4 and S1/2NE1/4

PARCEL 2

Township 4 South, Range 4 East, Boise Meridian, Elmore County, Idaho.

Section 36: W1/2 and E1/2

Recording Requested By and
When Recorded Return to:

MURPHY LAND COMPANY, LLC
PO Box 3110
Pasco, WA. 99302

Instrument # 0000453251
ELMORE COUNTY, ID
10:16:12 AM Apr 29, 2016
For PIONEER TITLE COMPANY OF AD
No. of Pages: 3 Fee: \$16.00
BARBARA STEELE, Recorder
DE, Deputy
Electronically Recorded by Simplifile

SPACE ABOVE THIS LINE FOR RECORDER'S USE ONLY

581624

SPECIAL WARRANTY DEED

THIS SPECIAL WARRANTY DEED (this "Deed"), made as of the 28th day of April, 2016, is between #265 PIONEER EXCHANGE ACCOMMODATION TITLEHOLDER, LLC, an Idaho limited liability company ("Grantor"), and MURPHY LAND COMPANY, LLC ("Grantee"), whose legal address is: PO Box 3110, Pasco, WA. 99302.

WITNESSETH, That Grantor, for and in consideration of [REDACTED] and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, has granted, bargained, sold and conveyed, and by these presents does grant, bargain, sell, convey and confirm, unto Grantee, its successors and assigns forever, all the real property, together with improvements, located in the County of Elmore, State of Idaho, more particularly described as follows:

See legal description attached hereto and made a part thereof as Exhibit "A"

TOGETHER with all and singular the hereditaments and appurtenances thereto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all the estate, right, title, interest, claim and demand whatsoever of Grantor, either in law or equity, of in and to the above bargained premises, with the hereditaments, easements, rights of way and appurtenances, and with all of Grantor's interest, if any, in and to any and all minerals, water, ditches, wells, reservoirs and drains, and all water, ditch, well, reservoir and drainage rights which are appurtenant to, located on, now or hereafter acquired under or above or used in connection with the property (collectively, the "Property").

TO HAVE AND TO HOLD the said premises above bargained and described with the appurtenances, unto Grantee, its successors and assigns forever. Grantor, for itself, and its successors and assigns, does covenant, grant, bargain and agree to and with the Grantee, its successors and assigns, that at the time of the ensembling and delivery of these presents, Grantor is well seized of the premises above conveyed, has good, sure, perfect, absolute and indefeasible estate of inheritance, in law, in fee simple, and has good right, full power and lawful authority to grant, bargain, sell and convey the same in manner and form as aforesaid, and that the same are free and clear from all former and other grants, bargains, sales, liens, taxes, assessments, encumbrances and restrictions of whatever kind or nature whatsoever, as of October 30, 2015.

ELECTRONICALLY RECORDED - DO NOT
REMOVE THE COUNTY STAMPED FIRST
PAGE AS IT IS NOW INCORPORATED AS
PART OF THE ORIGINAL DOCUMENT.

The Grantor shall and will WARRANT AND FOREVER DEFEND the above-bargained premises in the quiet and peaceable possession of Grantee, its successors and assigns, against all and every person or persons claiming the whole or any part thereof BY, THROUGH OR UNDER Grantor.

IN WITNESS WHEREOF, Grantor has executed this Special Warranty Deed as of the date set forth above.

#265 PIONEER EXCHANGE ACCOMMODATION TITLEHOLDER, LLC,
an Idaho limited liability company

By: Pioneer 1031 Company, Member

By:

Candy Kirkes
Its: Assistant Secretary

STATE OF IDAHO

)
) ss.
)

COUNTY OF ADA

On this 28th day of April, 2016, before me, the undersigned, a Notary Public in and for said State, personally appeared Candy Kirkes, known to me to be the Assistant Secretary of Pioneer 1031 Company, an Idaho corporation, which corporation is the Sole Member of #265 Pioneer Exchange Accommodation Titleholder, LLC, an Idaho limited liability company, and acknowledged to me that she/he executed the within and foregoing instrument for and on behalf of said corporation as Sole Member of said limited liability company and in said corporation's name as Sole Member of said limited liability company.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Tracey Bagley
Notary Public for Idaho
Residing at Meredon Idaho
My Commission Expires: 11/4/2020

EXHIBIT "A"

TRACT I:

A parcel of land being portions of the NE1/4, SE1/4 and SW1/4 of Sections 31 and the West Half of the NW1/4 of Section 32, Township 2 South, Range 5 East, Boise Meridian, Elmore County, Idaho, being more particularly described as follows:

Commencing at the Southwest corner of the SW1/4 of Section 31, T2S, R5E, B.M.; thence N00°18'16"E, 30.00 feet along the West line of the SW1/4 of said Section 31 to the Real Point of Beginning of this description.

Thence N00°18'16"E, 2613.70 feet to the Northwest corner of the SW1/4 (West 1/4 Corner) of said Section 31;
Thence N89°59'30"E, 2642.38 feet to the Northeast corner of the SW1/4 (Center 1/4 corner) of said Section 31;
Thence N00°18'02"E, 2642.48 feet to the Northwest corner of the NE1/4 (North 1/4 corner) of said Section 31;
Thence N89°59'21"E, 2642.79 feet to the Northeast corner of said Section 31;
Thence S89°59'26"E, 1290.70 feet along the North line of the West Half of the Northwest 1/4 of Section 32, T2S, R5E, B.M. to a point on a line 30.00 feet West of and parallel to the East line of said West 1/2,
Thence S00°17'56"W, 2641.61 feet along said line to a point on the South line of the West Half of the NW1/4 of said Section 32;
Thence S89°59'38"W, 1290.70 feet to the Southwest corner of said West 1/2 (The West 1/4 corner) of said Section 32;
Thence S00°18'49"W, 2740.23 feet to a point on a line 30.00 feet North of and parallel to the South line of the SE1/4 of Section 31, T2S, R5E, B.M.;
Thence N88°38'39"W, 2642.96 feet along said line to a point on the West line of the SE1/4 of said Section 31;
Thence N88°38'35"W, 2642.66 feet to the Real Point of Beginning.

TRACT II:

A parcel of land being a portion of the NW1/4 of Section 6, Township 3 South, Range 5 East, Boise Meridian, Elmore County, Idaho, being more particularly described as follows:

Commencing at the Northwest corner of Section 6, T3S, R5E, B.M.,
Thence S00°00'59"W, 30.00 feet along the west line of the NW1/4 of said Section 6 to a point on a line 30.00 feet South of and Parallel to the North line of said Section 6, the Real Point of Beginning;

Thence S88°38'35"E, 2641.96 feet along said line to a point;
Thence S88°38'39"E, 224.71 feet to a point on the East line of the NW1/4 of said Section 6;
Thence S00°15'08"W, 2558.69 feet to the Southeast corner of the NW1/4 of said Section 6;
Thence N89°34'08"W, 2855.42 feet to the Southwest corner of the NW1/4 of said Section 6;
Thence N00°00'59"E, 2605.06 feet to the Real Point of Beginning.

Hersley, Jean

From: Hersley, Jean
Sent: Friday, August 18, 2017 8:14 AM
To: 'LEGALS@IDAHOSTATESMAN.COM'
Subject: Transfer No. 81560, 81560; Water Right No(s). 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, 61-12081, 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-732
Attachments: NOTICE OF PROPOSED CHANGE OF WATER RIGHT.docx

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 9/11/2017. Your cooperation is appreciated.

*Jean Hersley
Idaho Dept Water Resources
Technical Records Specialist II
208-287-4942*

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 81560

FRANK TIEGS LLC, PO BOX 3350, PASCO, WA 99302; has filed Application No. 81560 for changes to the following water rights within ADA, ELMORE County(s): Right No(s). 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, 61-12081, 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7330, 61-7399, 61-7442; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows:

to irrigate 4,783.8 acres within a 6,654.0 acre place of use. The applicant plans to combine the delivery system to link the 18 existing wells. The farm is located approximately 10 miles NW of Mountain Home primarily between Crater Rings and Cinder Cone Butte.

For additional information concerning the property location, contact IDWR State office at (208) 287-4800. 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, State Office, PO Box 83720, Boise ID 83720-0098 together with a protest fee of \$25.00 for each application on or before 9/11/2017. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 8/24/2017 and 8/31/2017

Hersley, Jean

From: Hersley, Jean
Sent: Friday, August 18, 2017 8:13 AM
To: 'TWF Legals'
Subject: Transfer No. 81560; Water Right No(s). 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, 61-12081, 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7
Attachments: NOTICE OF PROPOSED CHANGE OF WATER RIGHT.docx

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*Jean Hersley
Idaho Dept Water Resources
Technical Records Specialist II
208-287-4942*

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

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to irrigate 4,783.8 acres within a 6,654.0 acre place of use. The applicant plans to combine the delivery system to link the 18 existing wells. The farm is located approximately 10 miles NW of Mountain Home primarily between Crater Rings and Cinder Cone Butte.

For additional information concerning the property location, contact IDWR State office at (208) 287-4800. 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, State Office, PO Box 83720, Boise ID 83720-0098 together with a protest fee of \$25.00 for each application on or before 9/11/2017. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 8/24/2017 and 8/31/2017

Hersley, Jean

From: Hersley, Jean
Sent: Friday, August 18, 2017 8:13 AM
To: 'SSWENSON@MOUNTAINHOMENEWS.COM'
Subject: Transfer No. 81560; Water Right No(s). 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, 61-12081, 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7
Attachments: NOTICE OF PROPOSED CHANGE OF WATER RIGHT.docx

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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 9/11/2017. Your cooperation is appreciated.

*Jean Hersley
Idaho Dept Water Resources
Technical Records Specialist II
208-287-4942*

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 81560

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For additional information concerning the property location, contact IDWR State office at (208) 287-4800. 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, State Office, PO Box 83720, Boise ID 83720-0098 together with a protest fee of \$25.00 for each application on or before 9/11/2017. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 8/24/2017 and 8/31/2017

Hersley, Jean

From: Hersley, Jean
Sent: Friday, August 18, 2017 8:13 AM
To: 'LEGALNOTICES@POSTREGISTER.COM'
Subject: Transfer No. 81560; Water Right No(s). 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, 61-12081, 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7
Attachments: NOTICE OF PROPOSED CHANGE OF WATER RIGHT.docx

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*Jean Hersley
Idaho Dept Water Resources
Technical Records Specialist II
208-287-4942*

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 81560

FRANK TIEGS LLC, PO BOX 3350, PASCO, WA 99302; has filed Application No. 81560 for changes to the following water rights within ADA, ELMORE County(s): Right No(s). 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, 61-12081, 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7330, 61-7399, 61-7442; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows:

to irrigate 4,783.8 acres within a 6,654.0 acre place of use. The applicant plans to combine the delivery system to link the 18 existing wells. The farm is located approximately 10 miles NW of Mountain Home primarily between Crater Rings and Cinder Cone Butte.

For additional information concerning the property location, contact IDWR State office at (208) 287-4800. 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, State Office, PO Box 83720, Boise ID 83720-0098 together with a protest fee of \$25.00 for each application on or before 9/11/2017. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 8/24/2017 and 8/31/2017

Hersley, Jean

From: Hersley, Jean
Sent: Friday, August 18, 2017 8:13 AM
To: 'LEGALS@LMTRIBUNE.COM'
Subject: Transfer No. 81560; Water Right No(s). 61-12013, 61-12015, 61-12017, 61-12079, 61-12080, 61-12081, 61-7197, 61-7203, 61-7204, 61-7206C, 61-7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-7306B, 61-7321, 61-7
Attachments: NOTICE OF PROPOSED CHANGE OF WATER RIGHT.docx

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 9/11/2017. Your cooperation is appreciated.

*Jean Hersley
Idaho Dept Water Resources
Technical Records Specialist II
208-287-4942*

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
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GARY SPACKMAN, Director

Published on 8/24/2017 and 8/31/2017



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN

Director

August 18, 2017

C.L. "BUTCH" OTTER

Governor

FRANK TIEGS LLC

PO BOX 3350

PASCO, WA 99302

RE: Transfer No. 81560

Water Right No(s). 61-12013, 61-12015, 61-12017, 61-12079, 61-12080,
61-12081, 61-7197, 61-7203, 61-7204, 61-7206C, 61-
7207A, 61-7207B, 61-7210, 61-7239, 61-7247B, 61-
7247D, 61-7263, 61-7264A, 61-7264B, 61-7265, 61-
7306B, 61-7321, 61-7330, 61-7399, 61-7442

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 IDAHO STATESMAN, MOUNTAIN HOME NEWS, TIMES NEWS, LEWISTON TRIBUNE, POST REGISTER, on 8/24/2017 and 8/31/2017. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

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,

A handwritten signature in cursive script that reads "Jean Hersley".

Jean Hersley

Technical Records Specialist

c: Brockway Engineering PLLC

Hersley, Jean

From: Hersley, Jean
Sent: Friday, August 18, 2017 9:46 AM
To: 'Greg Sullivan'
Subject: Acknowledgement Letter and Legal Notice for Transfer 81560
Attachments: DOC009

This letter was sent to Frank Tiegs today. The transfer will be advertised on August 24 and 31 with a protest end date of September 11, 2017. Since this transfer was over 10 cfs, a legal notice will be placed in the newspapers statewide. If you have any questions, please contact me. Thank you.

*Jean Hersley
Idaho Dept Water Resources
Technical Records Specialist II
208-287-4942*

Hersley, Jean

From: Hersley, Jean
Sent: Friday, August 18, 2017 9:34 AM
To: Miller, Nick
Subject: Watermaster Comments for Transfer 81560
Attachments: Watermaster recommendation form.docx

Dear Watermaster:

The Department of Water Resources is seeking written comment and/or recommendations from you regarding the above referenced water right application for Transfer 81560, in the name of Frank Tiegs. Please review the application, then complete the enclosed recommendation form and return it to this office within 21 days of the date of this letter.

*Jean Hersley
Idaho Dept Water Resources
Technical Records Specialist II
208-287-4942*



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

AUG 14 2017

DEPARTMENT OF
WATER RESOURCES

August 11, 2017

Sandy Thiel
Idaho Department of Water Resources
322 East Front St
PO Box 83720
Boise, ID 83720-0098

Re: Frank Tiegs, LLC PPU Transfer# 81560

Dear Mrs. Thiel:

I am attaching a new signature page for Transfer #81560 that has been signed by Frank Tiegs. The new signature page has been signed and submitted to IDWR at your request due to the changes in the application for Transfer #81560.

Let me know if there is any additional information that you need to process Transfer #81560.

Sincerely,

Greg Sullivan, M.S., Engineer

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

Cc: Frank Tiegs
Enc: Signature Page

MEMORANDUM

Date: August 10, 2017

To: Transfer 81560

From: Sandra Thiel

Re: Review & Evaluation of Sufficiency of Information

Authority to File:

Frank Tiegs owned rights 61-7263, 61-7264A and 61-7264B before the transfer. He submitted ownership changes with the transfer for the remaining 21 water rights. The Department approved the ownership changes.

The Department received the transfer application on April 6, 2017. On July 17, 2017, Greg Sullivan contacted me to say that Frank Tiegs purchased an additional 200 acres in the Cinder Butte area. These acres were added to the permissible place of use. On August 9, 2017, Greg sent copies of the warranty deed and a signed copy of the first page of the transfer application. He will mail a signed copy to the Department. Since the transfer had not been advertised, these acres will be included in the permissible place of use.

Water Right Validity:

The descriptions below account for individual water rights. According to Greg Sullivan of Brockway Engineering, most of the proposed transfer has already taken place (see attached documents). A review of Landsat imagery for 2016 found irrigation in excess of 4,790 acres among the 25 water rights included in this transfer. The beneficial use of water during the past 5 years allows us to transfer 4,783.8 total acres. The permissible place of use will include 6,654.0 acres.

Rights 61-7197 (decreed 2002) includes domestic and irrigation beneficial uses. The irrigation portion of this right is stacked with 61-7239 and 61-7321, also decreed 2000. These rights have a combined limit of 785 acres. Rights 61-7197, 61-7239 and 61-7321 and 61-7442 all the irrigation of 931 acres.

Vacuum

Right 61-7442 (licensed 1999) includes a condition that states: *The right holder or successor-in-interest is not authorized to file an application for transfer to change the point of diversion or the place of use.* It appears from the water right history that the Department's primary concern was to prevent enlargement. Mr. Sullivan mentions the issue of a shared well. A remark on the 1998 field exam specifically limits the combined water rights by the capacity of the well.

The transfer will combine all of the water rights and one owner will control the well. This address the issue of the shared well. The transfer limits the amount of water diverted under all water rights. The conditions include a measuring device, and there is a water master in in basin 161.

Right 61-7210 was decreed in 2004 and right 61-12080 in 2004. Right 61-12013 was licensed in 1995. Combined these rights have an acre limit of 1,068.3 acres. A review of Landsat and the National Agricultural Imagery Program (NAIP) imagery from 2012 through 2016 shows sufficient irrigation for these rights to allow the entire acres to be transferred.

Rights 61-7207A, 61-7207B, both decreed in 2000, and 61-7306B (d. 2002) have a combined limit of 451 acres within a 1,040 permissible place of use. A review of the imagery shows sufficient evidence of irrigation over the past 5 years.

Right 61-7203 for domestic and irrigation (Licensed 1993) and right 61-7399 (d. 2002) have a limit of 279 acres of irrigation within 329 acres. A review of the imagery shows evidence of irrigation over the past 5 years.

Rights 61-7263, 61-7264A and 61-7264B have the condition that limits irrigation to 631 acres. Additionally, right 61-7247B limits all four rights to 691 acres. Right 61-7264A was decreed for 537 acres, 10.74 cfs and 2,416.50 af. In March 2001, transfer 88468 kept 446 acres for irrigation, and changed the beneficial use of 91 acres to stock water and commercial for a dairy. The dairy was never built. Since the dairy use was not accomplished and irrigation continued, 91 acres of irrigation are included with these rights in this transfer. The combined limit for rights 61-7263, 61-7264A and 61-7264B will be 722 acres. The limit including right 61-7247B (d. 2001) will be 782 acres instead of the 691 acres.

Owner Orchard Ranch LLC filed an application of transfer in June 2007 (documented in water right 61-7263 as Application for Transfer (original)-SUPERSEDED). According to that application, the previous owner obtained approval for transfer #68468 in 2001 to construct a commercial dairy. The application states that the dairy was never constructed at the site. It further states that the water rights that comprised the application continue to be used for irrigation as they were decreed in the Snake River Basin Adjudication. Since the transfer was never completed, the amounts applied to this transfer will be based on the decree.

In March 2017, the Department approved a transfer for rights 61-7263, 61-7264A and 61-7264B. The water right summary after the transfer lists the combined totals of the three rights as 13.54 cfs. There is clear evidence throughout the history of these three rights, within the conditions of each right that limits all three to 11.36 cfs. The transfer will be limited to 11.36 cfs.

Rights 61-7204 (Licensed 1995), 61-7206C (d. 2003), 61-7330 (d. 2003), 61-12015 (d. 2003) and 61-12017 (d. 2003) allow for the irrigation of 924 acres within 2,640 acres. A review of the Landsat and NAIP imagery shows evidence of irrigation over the past 5 years.

Rights 61-12016 and 61-12017 are diverted from the same well. They have a combined limit of 6.40 cfs. Right 61-12016, for 0.04 cfs, is not part of this transfer. Right 61-12017 will be reduced to 6.36 cfs to avoid enlargement through the transfer to a separate system. (6.40 cfs – 0.04 domestic use right = 6.36 cfs)

Right 61-7247D was decreed in 2002 for 98 acres. A review of the imagery shows sufficient evidence of irrigation over the past 5 years.

Rights 61-7265 (d. 2001), 61-12079 (licensed 1995) and 61-12081 (d. 2004) have a 250.5 acre limit within a 320 permissible place of use. They are for 87.8, 63 and 99.7 acres respectively. A review of the imagery found sufficient evidence of irrigation over the past 5 years.

Injury to Other Water Rights: The amount of water diverted will decrease slightly. No points of diversion will be added. The intent of the transfer is to better manage the water rights. No injury is anticipated.

Enlargement of Use: The transfer will not add acres to the place of use to the water rights listed above. There will be fewer points of diversion. No enlargement is anticipated.

Local Public interest: There are no apparent issues with local public interest. This transfer will be advertised.

Rights 61-7306B, 61-7207A and 61-7207B share two wells. One falls inside the Cinder Cone Critical Ground Water Area (CGWA) the other well is within the Mountain home Ground Water Management Area (GWMA). The Water Management Information System (WMIS) location 1002018 corresponds to the well in the GWMA; 1002021 is within the CGWA. According to WMIS there is no flow meter water usage data for either point of diversion. Three wells supply water for rights 61-7197, 61-7239 and 61-7321. One is within the GWMA (WMIS 1002020) and two are within the CGWA (1002023, 1002022). There is no flow meter data for these wells. See attached graphic for relative locations of existing wells.

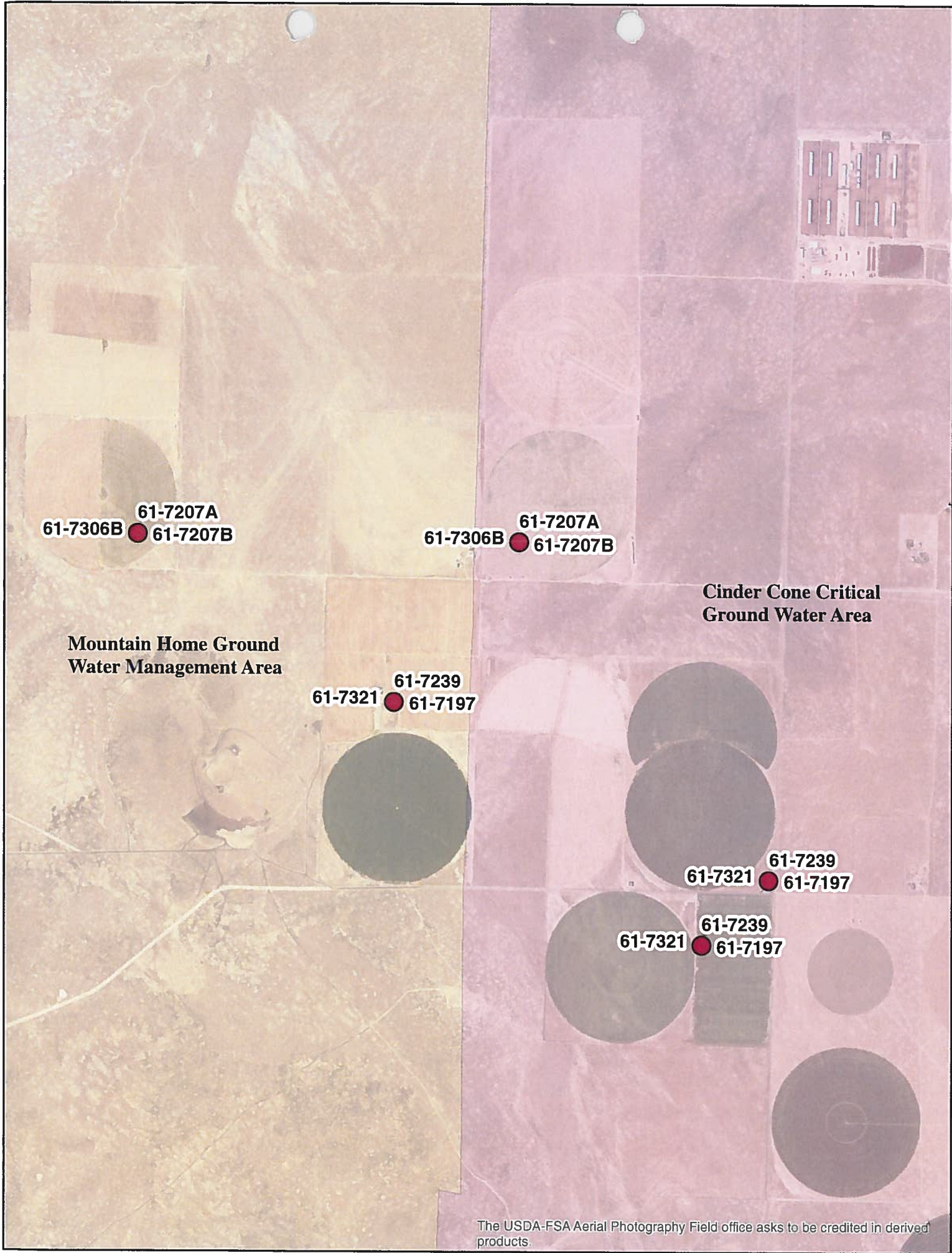
Beneficial Use/Conservation of Water Resources: This transfer appears to be consistent with the conservation of water resources in Idaho.

Effect on Economy the Local Area: no adverse impacts anticipated.

Effect on Agricultural Base of the Local Area: The transfer shows no negative impacts on the local agriculture.

Basin	Sequence	Suffix	Basis	Priority Date	Water Use List	Total Acres	Acre Limit	Diver
61	7197		Decreed	9/16/1974	DOMESTIC, IRRIGATION	785.0	625.0	
61	7321		Decreed	4/4/1977	IRRIGATION	785.0	625.0	
					<i>domestic rate not additive</i>		625.0	
61	7239		Decreed	8/25/1975	IRRIGATION	785.0	160.0	
						785.0	785.0	
61	7442		License	6/24/1997	IRRIGATION	146.0	146.0	
							931.0	
61	7210		Decreed	12/19/1974	IRRIGATION	1,168.0	328.0	
61	12013		License	12/8/1980	IRRIGATION	1,168.0	170.0	
61	12080		Decreed	9/6/1974	IRRIGATION	1,168.0	570.3	
						1,068.3	1,068.3	
61	7207 A		Decreed	11/18/1974	IRRIGATION	1,040.0	136.0	
61	7207 B		Decreed	11/18/1974	IRRIGATION	1,040.0	235.0	
61	7306 B		Decreed	2/1/1977	IRRIGATION	1,040.0	80.0	
							451.0	
61	7203		License	11/25/1976	DOMESTIC, IRRIGATION (domestic 0.04 cfs)	329.0	169.0	
61	7399		Decreed	4/5/1980	IRRIGATION	329.0	110.0	
			Combined limits = 2.3 cfs (rate additive w/ 0.04 domestic = 2.26 cfs available)				279	
61	7263		Decreed	4/1/1976	IRRIGATION	631.0	165.0	
61	7264 A		Decreed	6/10/1976	COMMERCIAL, IRRIGATION, STOCKWATER	631.0	537.0	
61	7264 B		Decreed	6/10/1976	IRRIGATION	631.0	20.0	
					<i>see explanation below</i>	631.0	722.0	
61	7247 B		Decreed	1/10/1976	IRRIGATION	60.0	60.0	
			See memo T#5145 61-7247B & 61-7263 Additive Limits				691.0	782.0
61	7204		License	1/5/1975	IRRIGATION	2,640.0	241.0	
61	7206 C		Decreed	11/8/1974	IRRIGATION	2,640.0	40.0	
61	7330		Decreed	5/24/1977	IRRIGATION	2,640.0	160.0	
61	12015		Decreed	9/10/1975	IRRIGATION	2,640.0	163.0	
61	12017		Decreed	9/6/1974	IRRIGATION	2,640.0	320.0	
			61-12017 Combined w/61-12016 = 6.40 cfs all additive				924.0	
			Dom 0.04 cfs from separate well = 6.36 cfs available				924.0	
61	7247 D		Decreed	1/10/1976	IRRIGATION	98.0	98.0	
61	7265		Decreed	4/12/1976	IRRIGATION	320.0	87.8	
61	12079		License	12/8/1980	IRRIGATION	320.0	63.0	
61	12081		Decreed	9/6/1974	IRRIGATION	320.0	99.7	

Rights 61-7263, 61-7264A and 61-7264B have the condition that limits irrigation to 631 acres. Additionally, right 61-7247B limits to 691 acres. Right 61-7264A was decreed for 537 acres, 10.74 cfs and 2,416.50 af. In March 2001, transfer 88468 kept 446 acres and changed the beneficial use of 91 acres to stock water and commercial for a dairy. The dairy was never built. Since the dairy accomplished and irrigation continued 91 acres of irrigation are included with these rights. The combined limit for rights 61-7263 61-7264B will be 722 acres. The limit including right 61-7247B (d. 2001) will be 782 acres instead of the 691 acres.



Thiel, Sandra

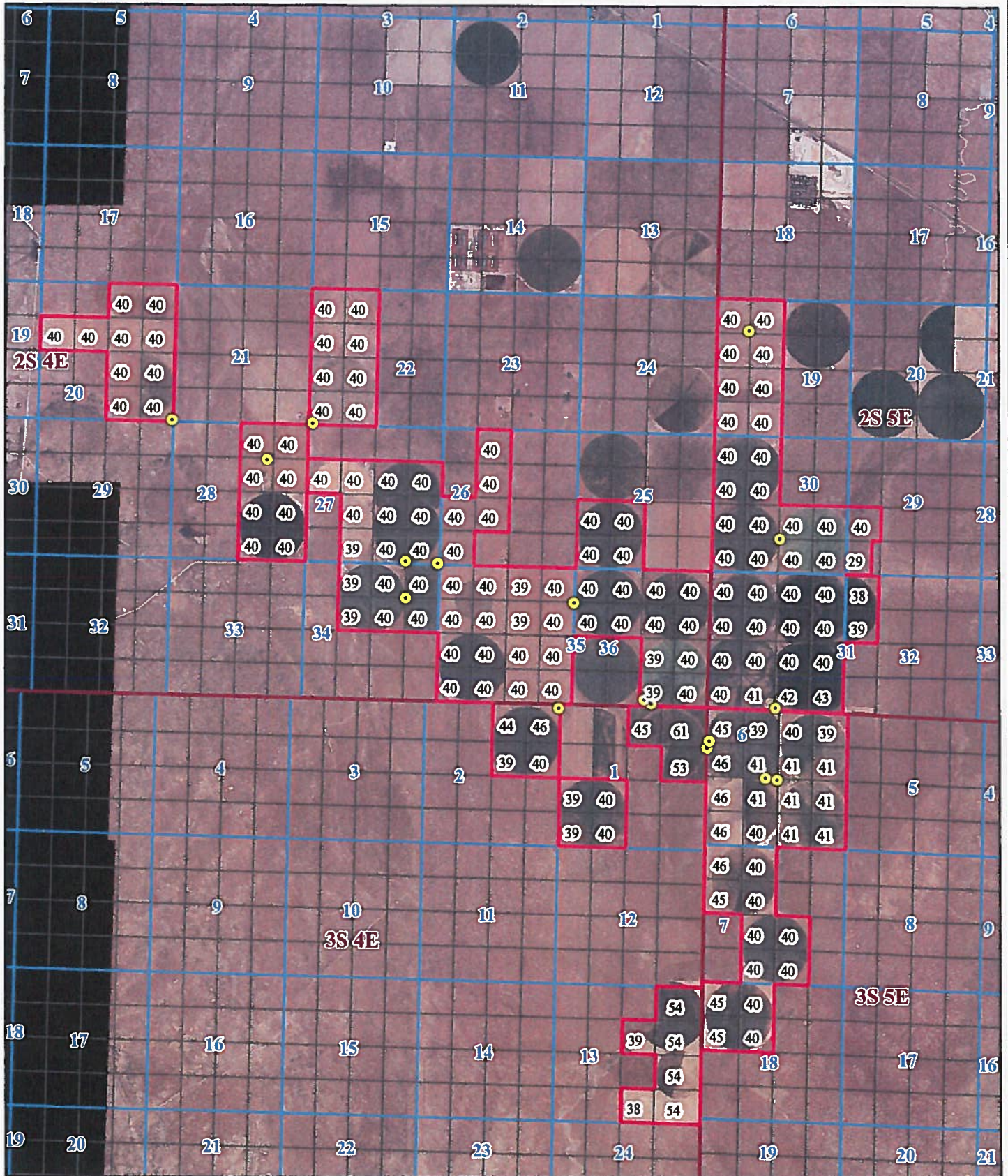
From: Greg Sullivan <greg.sullivan@brockwayeng.com>
Sent: Monday, July 17, 2017 10:12 AM
To: Thiel, Sandra
Subject: Frank Tiegs Transfer
Attachments: Scan071722825.pdf

Sandy,

I was informed last week that Frank Tiegs has purchased some additional property in the Cinder Butter area. Because the transfer has not been advertised yet, we would like to include an additional 200 acres into the permissible place of use. The proposed irrigation place of use will not be changing with this amendment. The 200 acres to be added to the PPU are located in Section 26 of 02S 04E. I have attached a new area map of the PPU and a new spreadsheet that identifies the proposed PPU locations by QQ. The total PPU size will be 6654.0 acres.

I will be working on getting the ownership documents to you as soon as they are signed.

Greg Sullivan
Brockway Engineering
2016 North Washington Street, Suite 4
Twin Falls, Idaho 83301
208-736-8543



0 0.25 0.5 1 Miles

BROCKWAY ENGINEERING, PLLC.
GWS - Date: 7/17/2017

CINDER BUTTE POU 2016 IN PPU NAIP 2015 AERIAL

Legend

- Wells CBPPU
- Prop PPU Cinder Butte



Cinder Butte Farm Irrigation PPU and POU
 Frank Tiegs
 Brockway Engineering

Permissible Place of Use

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
02S	04E	20	40	40	40	40				40					40	40	40	40	360
		22					40	40	40	40	40	40	40	40					320
		25									40	40	40	40					160
		26					40			40	40	40	40						200
		27			40	40			40	40	40			39	40	40	40	40	399
		28	40	40	40	40									40	40	40	40	320
		34	40	40	40	40	39			39									238
		35	40	39	39	40	40	40	40	40	40	40	40	40	40	40	40	40	638
		36	40	40	40	40	40	40	40	40					40	39	39	40	478
02S	05E	19					40	40	40	40	40	40	40	40					320
		29									40	29							69
		30					40	40	40	40	40	40	40	40	40	40	40	40	480
		31	40	40	40	40	40	40	40	40	40	40	40	41	40	40	42	43	646
		32						38	39										77
03S	04E	1	61	45		53					40	39	39	40					317
		2	46	44	39	40													169
		13	54		39	54									54		38	54	293
03S	05E	6	39	40	41	41	39	45	46	41	41	46	46	40	41	41	41	41	669
		7					40	46	45	40	40			40		40	40		331
		18					40	45	45	40									170
																			0

Total 6654.0

Irrigation Place of Use

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
02S	04E	20	31.4	31.6	31.4	31.6									30.4	31.1	30.8	30.6	248.9
		22					30.2	30.8	31.6	31.5	30.6	30.9	29.9	30.2					245.7
		25									30.9	30.6	29	29.7					120.2
		27			31.6	30.8			29.3	30.9	33.9			30.7	37.4	37.7	30.1	30.2	322.6
		28	40	39.8	32.7	37.5									30.9	35.5	30.2	30.8	277.4
		34	39.5	30.6	31.2	40	30.9			31.1									203.3
		35	31	32	29.2	28.9	11	9.7	9.3	10.8	33	30.4	27.7	30.9	26	25.4	22.5	23.8	381.6
		36	30.6	37	37.8	38.3	37.2	31	29.5	36.5					37.6	36.6	28.7	30.2	411
02S	05E	19																	0
		29									0.5	0.4							0.9
		30					31.4	30.9	36.7	36.9	37.3	37.8	29.2	29.4	33.5	28.9	26.4	31.3	389.7
		31	36.7	36.8	36.4	37.5	30	29.6	29.3	30.5	37.7	36.4	34.4	36.1	36.9	35.4	34.6	39.8	558.1
		32					31	30.5											61.5
03S	04E	1	61.4	45.2		49.1					33.2	31.3	29.9	31.7					281.8
		2	34.8	33.3	27.5	28.8													124.4
		13	51		5.1	41.6									49.7			6.4	153.8
03S	05E	6	31.1	27.7	36.3	38.9	38.1	39.1	39.2	36.9	33.4	29.5	28.6	31.7	38.6	35.3	26.9	29.5	540.8
		7					34	29.4	27.5	31.3	31.4			27.8		33.9	28.7		244
		18					32.6	34.5	31.5	28.5									127.1
																			0

Total 4692.8

Thiel, Sandra

From: Greg Sullivan <greg.sullivan@brockwayeng.com>
Sent: Wednesday, August 09, 2017 2:20 PM
To: Thiel, Sandra
Subject: RE: Tiegs
Attachments: Camas Cattle LLC Warranty Deed.pdf; Signed Signature Page 8_9_17.pdf

Sandy,

See attached documents. I will send you the original signature page after I receive it.

Greg Sullivan
Brockway Engineering
2016 North Washington Street, Suite 4
Twin Falls, Idaho 83301
208-736-8543

From: Thiel, Sandra [mailto:Sandra.Thiel@idwr.idaho.gov]
Sent: Tuesday, August 08, 2017 8:26 AM
To: Greg Sullivan <greg.sullivan@brockwayeng.com>
Subject: Tiegs

Good morning, we are getting closer to finishing the Tiegs transfer. However, you are evidently not authorized to sign for Frank Tiegs LLC for the additional 200 acres. We need authorization, initialed and dated, by Tiegs with the ownership documents.

Sandra Beer Thiel
Idaho Department of Water Resources
322 East Front Street
Boise, Idaho 83720-0098
(208)287-4881
sandra.thiel@idwr.idaho.gov



Virus-free. www.avg.com

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) Frank Teigs LLC Phone 509-545-4545
Mailing address P.O. Box 3350 Pasco, WA 99302 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 Greg Sullivan Phone 208-736-8843
Mailing address 2016 North Washington St Ste 4 Twin Falls, Idaho 83301 Email greg.sullivan@brockwayeng.com

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

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

Frank Teigs
Signature of Applicant or Authorized Representative

Frank Teigs Managing member 8-9-17
Print Name and Title if applicable 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.
Create a large PPU to better manage water rights. Update current POU and PODs for all water rights.

WARRANTY DEED

17426

For Value Received,

CAMAS CATTLE, LLC

the Grantor does hereby grant, bargain, sell, convey and warrant unto

FRANK TIEGS, LLC

the Grantee whose current address is:
6610 W Court St Ste #B, Pasco, WA 99301

the following described real property in Elmore County, State of Idaho more particularly described as follows, to-wit:

Township 2 South Range 4 East, Boise Meridian, Elmore, County, Idaho

Section 26: E1/2NW1/4, SW1/4SW1/4, N1/2SW1/4

Save and Except those portions of the N1/2NE1/4NW1/4 Section 26, T2SR4E deeded to the Mountain Home Highway District as disclosed in Row Deed recorded August 17, 1982 as Instrument No 210056, of Official Records.

Also

Save and Except those portions of the South side of the SW1/4 Section 26, T2SR4E deeded to the Mountain Home Highway District as disclosed in Row Deed Recorded August 17, 1982 as Instrument No 210058, of Official Records.

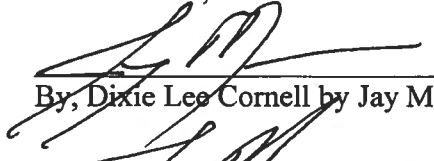
Township 2 South Range 4 East, Boise Meridian, Elmore County, Idaho

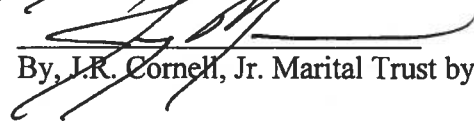
Section 35: W1/2 and SE1/4

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that he is the owner in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that he will warrant and defend the same from all lawful claims whatsoever, except those of record.

Date: July 25, 2017

Camas Cattle, LLC


By, Dixie Lee Cornell by Jay Miracle, personal representative, member


By, L.R. Cornell, Jr. Marital Trust by Jay Miracle, trustee, member

STATE OF IDAHO)
)
COUNTY OF ELMORE)

On this 27th, day of July in the year 2017, before me, the undersigned, a Notary Public in and for said State, personally appeared Jay Miracle, known or identified to me to be the person whose name is subscribed to the within instrument as the personal representative of the estate of Dixie Lee Cornell deceased, a member of Camas Cattle, LLC and acknowledged to me that he executed the same as such personal representative.

Signature: [Signature]
Residing at: Mountain Home
My commission expires: 1-6-18



STATE OF IDAHO)
)
COUNTY OF ELMORE)

On this 27th day of July in the year 2017, before me a Notary Public, personally appeared Jay Miracle, known or identified to me to be the person (s) whose name (s) is/are subscribed to the within instrument as trustee of the J.R. Cornell, Jr. Marital Trust, member of Camas Cattle, LLC and acknowledged to me that he executed the same as such trustee.

Signature: [Signature]
Residing at: Mountain Home
My commission expires: 1-6-18



Thiel, Sandra

From: Greg Sullivan <greg.sullivan@brockwayeng.com>
Sent: Tuesday, July 25, 2017 1:23 PM
To: Thiel, Sandra
Subject: Frank Tiegs Transfer
Attachments: Sales Agreement for Camas Cattle Property.pdf

Sandy,

See attached sales agreement for Camas Cattle Property.

Greg Sullivan
Brockway Engineering
2016 North Washington Street, Suite 4
Twin Falls, Idaho 83301
208-736-8543

REAL ESTATE PURCHASE AND SALE AGREEMENT
(Please read carefully before signing.)

Pasco, Washington, July 12, 2017

Received from Frank Tiegs, LLC, (Buyer) the sum of [REDACTED] in the form of a check for [REDACTED] which will be deposited with Guaranty Title, Inc. ~~in an interest bearing account~~ within ten (10) business days after mutual acceptance. The earnest money will be applied as a credit to Buyer on the closing of the following described real estate, which Buyer agrees to buy and Seller agrees to sell, located in Elmore County, Idaho, and legally described as follows:

The real estate to be sold is agricultural property located in Elmore County, State of Idaho, the legal description of which is contained on Exhibit "A", attached hereto and incorporated here by this reference.

Also included in this sale is any and all irrigation equipment, pump stations, and pump sites, including, but not limited to, pivot pads, underground mainline and electrical components located on the subject real property, and rights thereto.

Buyer and Seller agree, and do hereby authorize escrow agent to insert and correct the above legal description prior to closing. Buyer and Seller further agree that escrow agent is authorized to insert and correct the description of equipment identification prior to closing.

1. AGENCY DISCLOSURE: At the signing of this Agreement, neither Seller nor Buyer were represented by a Real Estate Agent.
2. PURCHASE PRICE: The total price is [REDACTED] and [REDACTED] payable in cash on closing, including earnest money and accrued interest thereon.
3. BUYER'S REPRESENTATION: Buyer represents that Buyer has sufficient funds available to close this sale in accordance with this Agreement and is not relying on any contingent source of funds unless otherwise set forth in this Agreement.
4. TITLE: Title to the property shall be marketable at closing. Rights, reservations, covenants, conditions and restrictions presently of record or of apparent use, easements and encroachments of record or apparent use, not materially affecting the value of the property or unduly interfering with Buyer's intended use of the property shall not cause the title to be considered unmarketable. Additionally, the property is subject to the standard policy printed exceptions of Guaranty Title, Inc., and the encumbrances, if any, retained by Seller for security as set forth in this Agreement. Buyer accepts the property subject to all easements and encroachments of record or of apparent use, including, but not limited to, easements granted to or retained or held by public utilities or governmental entities, and subject to easements, restrictions, and reservations for the supply of water and water rights and future assessments therefore. Encumbrances to be discharged by Seller shall be paid by Seller on or before closing and may be paid out of the closing.

5. **TITLE INSURANCE:** The parties authorize the closing agent, at Seller's expense, to apply for a standard form owner's policy of title insurance to be issued by Guaranty Title, Inc. The title insurance shall contain no exceptions other than those contained in said standard form, those referred to in this Agreement, those accepted by Buyer, and those not inconsistent with this Agreement. If title is not so insurable and cannot be made so insurable prior to closing, Buyer may elect either to waive such encumbrances or defects and proceed with the closing, or to terminate this Agreement and receive a refund of the earnest money, at which time, this Agreement shall be at an end. Buyer acknowledges that a standard form title insurance does not insure the location of boundaries, and that an extended form of insurance is available at additional cost, with such additional cost to be borne by the Buyer.
6. **CONVEYANCE:** This Agreement provides for a cash sale and title shall be conveyed by statutory warranty deed free of encumbrances and defects except those included in this Agreement or otherwise acceptable to Buyer.
7. **UTILITIES:** Seller represents to the best of Seller's knowledge that subject property is served by electricity.
8. **CLOSING:** This sale shall be closed by Guaranty Title, Inc. in Mt. Home, Idaho, within 10 days of waiver or satisfaction of all contingencies, but not later than September 1, 2017. "Closing" means the date on which all documents are recorded and the sale proceeds are available for disbursement to Seller. Buyer and Seller shall deposit with closing agent all documents required to complete this sale in accordance with this Agreement.
9. **CLOSING COSTS AND PRORATIONS:** Seller shall pay all customary and usual closing costs paid by Sellers of Real Estate in Elmore County, Idaho, including title insurance premiums, excise tax, one-half of document preparation, one-half of the escrow fees, and pro-ratable items. Buyer shall pay all customary and usual closing costs paid by Buyers of Real Estate in Elmore County, Idaho, including recording fees, one-half of document preparation, one-half of escrow fees, sales or use tax, if any, and pro-ratable items.
10. **1031 EXCHANGE:** At the election of either party, the subject property may be transferred to Buyer by means of an exchange for like-kind property qualifying for tax-free treatment pursuant to Section 1031 of the Internal Revenue Code of 1986, as amended. The non-electing party shall cooperate with the electing party in effecting a qualifying like-kind exchange through a trust or other means determined by the electing party. The party making the election shall bear the additional transaction costs attributable to the execution of a qualifying exchange and shall reimburse the other party of its actual incremental expenses incurred as a result cooperating with such exchange, and shall indemnify the other party from any and all liabilities arising out of such party's agreement to participate in the exchange. In no event shall any party be required to hold title to any property other than the subject property in connection with any exchange.
11. **POSSESSION:** Possession shall take place upon closing of this transaction.
12. **ASSIGNMENT:** Buyer's rights under this Agreement may be assigned by Buyer without Seller's prior written consent.
13. **FIRPTA COMPLIANCE:** Seller and Buyer agree to comply with FIRPTA, if applicable. Seller is a limited liability Company. Buyer is a limited liability Company.

14. **NOTICES:** Unless otherwise specified in this Agreement, any and all notices required to be given under this Agreement must be given in writing. Notices to Seller must be signed by at least one Buyer and shall be deemed to be given when actually received by or at the residence of the Seller. Notices to Buyer must be signed by at least one Seller and shall be deemed to be given when actually received by or at the residence of Buyer, or by or at the office of Selling Broker. Both parties must keep Broker advised of their whereabouts. Broker has no responsibility for notices beyond calling the party or delivering the notice to the party's last known address.
15. **COMPUTATION OF TIME:** Unless otherwise expressly specified herein, any period of time specified in this Agreement shall expire at 4:00 p.m. of the last calendar day of the specified period of time, unless the last day is Saturday, Sunday or a legal holiday, as prescribed in RCW 1.16.050, in which event the specified period of time shall expire at 9:00 pm. of the next business day. Any specified period of seven (7) days or less shall include business days only.
16. **DEFAULT/TERMINATION:** If this Agreement is terminated for any reason, any costs authorized under this Agreement to be advanced from the earnest money deposit shall be deducted before the remaining earnest money is refunded to Buyer or forfeited to Seller. If a dispute should arise regarding the disbursement of any earnest money, the party holding the earnest money may interplead the funds into court. Furthermore, if either Buyer or Seller defaults, the non-defaulting party may seek specific performance or damages, and the Seller may, under some circumstances retain the earnest money as liquidated damages.
- The earnest money shall be subject to retention by Seller, along with all other claims as Seller may have, in the event Buyer fails, without legal excuse, to complete the purchase of the property. In the event that the Buyer fails, with legal excuse, to complete the purchase of the property, pursuant to the terms and provisions of this Agreement, then the earnest money shall be refunded to the Buyer, less any costs authorized under this Agreement to be advanced from the earnest money deposit as a cost of the Buyer. Each Buyer and Seller shall have all the rights and remedies afforded to them at law or equity, and pursuant to the terms of this Agreement.
17. **GENERAL PROVISIONS:** Time is of the essence. There are no verbal agreements which modify this Agreement. This Agreement constitutes the full understanding between Seller and Buyer. Buyer has personally observed the property and has reached Buyer's own conclusion as to the adequacy and acceptability of the property based upon such personal inspection. Unless otherwise expressly specified herein, square footage, dimensions and/or boundaries used in marketing the property are understood to be approximations and are not intended to be relied upon to determine the fitness or value of the property.
18. **LEGAL AND TAX IMPLICATIONS:** This Agreement affects your legal rights and obligations and will have tax implications. Agents are not permitted to give legal or tax advice. If you have any questions regarding this Agreement and the addendums, attachments or other related documents, you should consult an attorney or tax advisor. Further, if a dispute arises regarding this transaction, the prevailing party shall recover costs and reasonable attorney's fees, including those for appeals.
19. **FACSIMILE AND ELECTRONIC TRANSMISSIONS:** Facsimile and electronic transmissions of any signed original document and re-transmission of any signed transmission shall be the same as transmission of any original. At the request of either party or closing agent, the parties will confirm facsimile or electronic transmitted signatures by signing the original document.

20. CURRENT USE STATUS: Subject property is in a current use status. Buyer will continue the current use status after closing this transaction. If Buyer elects to discontinue the current use status, Buyer will be responsible for any resulting taxes, penalties, and interest associated therewith.
21. CASUALTY LOSS: If, prior to closing, the property is destroyed or materially damaged by any means, Buyer may elect to terminate this Agreement and the earnest money shall be refunded to Buyer.
22. ENTIRE AGREEMENT: This document, along with attached Exhibit "A", constitutes the entire agreement of the parties. There are no verbal or other agreements which modify or alter this agreement. Buyer and Seller further agree that they have read and understand all of the contents of this Real Estate Purchase and Sale Agreement.
23. OFFER TO PURCHASE: Buyer offers to purchase the property on the above terms and conditions. Seller shall have until 5:00 p.m. on July 20, 2017 to accept this offer, unless sooner withdrawn. Acceptance by Seller shall not be effective until a signed copy hereof is actually received by the Buyer. If this offer is not so accepted, it shall lapse and the earnest money shall be refunded to Buyer.

BUYER:

FRANK TIEGS, LLC

By: Frank Tiegs

It's: Managing Member

6610 W Camas St Bldg, WA
Buyer's Address

509-545-4545
Buyer's Phone (Home/Work)

ACCEPTANCE OR COUNTEROFFER: On this date, July 18, 2017, Seller agrees to sell the property on the terms and conditions set forth in this Agreement. Seller acknowledges receipt of a copy of this Agreement signed by both parties. If Seller has made a counter offer hereon or attached hereon, Buyer shall have until 4:00 p.m. on _____, 2017, to accept the counter offer, unless sooner withdrawn. Acceptance shall not be effective until signed copy hereof is actually received by or at the office of Broker. If the counter offer is not accepted, it shall lapse and the earnest money shall be refunded to Buyer.

SELLER:

CAMAS CATTLE, LLC

By: [Signature]

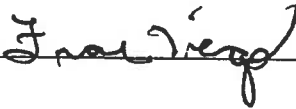
Its: Managing Member

Po Box 1150, Mt Home, ID 83647
Seller's Address

208-587-3301
Seller's Phone (Home/Work)

RECEIPT: On this date: 7-18-17, 2017, Buyer acknowledges receipt of a copy of this Agreement signed by both parties.

BUYER:

By: 

Its: Managing Member

EXHIBIT "A"
LEGAL DESCRIPTION

Seller: Camas Cattle, LLC

Buyer: Frank Tiegs, LLC

Dated: July 12, 2017

Parcel 1: Tax Parcel ID: RP02S04E352410

West Half and the Southeast Quarter, Section 35, T2S, R4E, BM, Elmore County, ID

Parcel 2: Tax Parcel ID: RP02S04E262440

**East Half of the Northwest Quarter; Southwest Quarter of the Southwest Quarter:
and the North Half of the Southwest Quarter, Section 26, T2S, R4E, BM, Elmore
County, Idaho**

7/12/2017

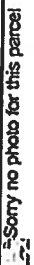


Parcel Information:	Assessment Information:
Sorry no photo for this parcel	BEDROOMS: BATHROOMS: STORIES: YEARBUILT: FIREPLACES: TOTAL SQFT: Legal Description: W2 SE4, SEC 35, T2S R4E Categories: 010305191
	Assessment Values:
	LAND: 114.198 IMPV: 0 TOTAL: 114.198
	Taxing Districts:
	TCA AREA: 530000, ELMORE COUNTY AMBULANCE DISTRICT, ELMORE COUNTY MOUNTAIN HOME HIGHWAY/ELMORE MEDICAL CTR HOSP, ELMORE COUNTY PEST ABATEMENT, WESTERN ELMORE RECREATION, MOUNTAIN HOME SCHOOL #193.
PARCEL ID: RP02S04E352410 HOMEOWNER NAME: CAMAS CATTLE LLC HOMEOWNER CITY: MTN HOME HOMEOWNER STATE: ID HOMEOWNER ZIP CODE: 83647 PROP ADDRESS: ACRES: 480	

7/12/2017

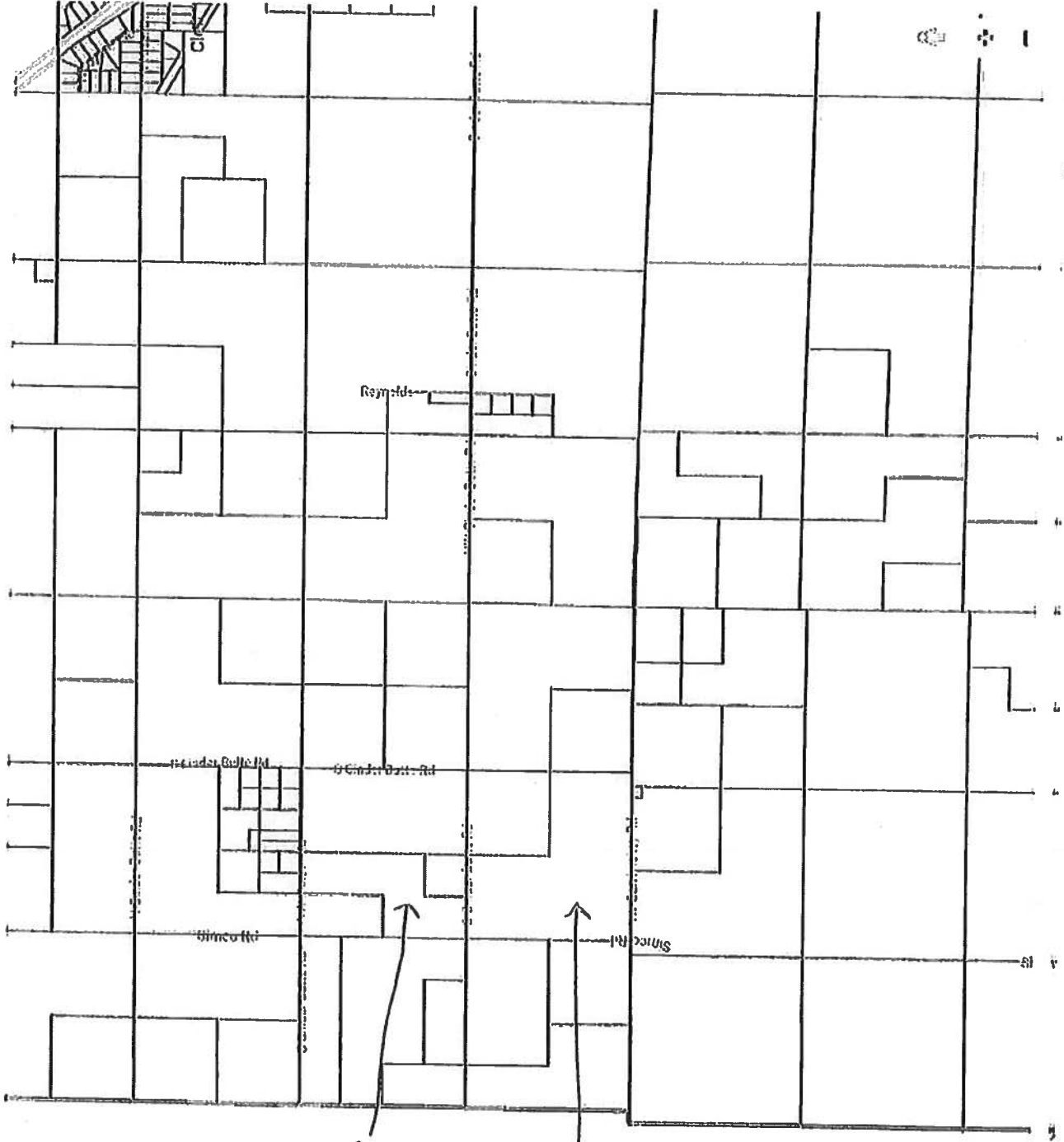
Parcels_Output - Google Fusion Tables



Parcel Information:	Assessment Information:
 Sorry no photo for this parcel	BEDROOMS: BATHROOMS: STORIES: YEARBUILT: FIREPLACES: TOTAL SQFT: Legal Description: E2NW4 SW4SW4 N2SW4, SEC 26, T2S R4E Categories: ID31191
	Assessment Values:
	LAND: 41099 IMPV: 0 TOTAL: 41099
	Taxing Districts:
	TCA AREA: 40000, ELMORE COUNTY AMBULANCE DISTRICT, ...ELMORE COUNTY, MOUNTAIN HOME HIGHWAY, ELMORE MEDICAL CTR HOSP, ...ELMORE COUNTY PEST ABATEMENT, MOUNTAIN HOME SCHOOL #193, ...
PARCEL ID: RP02S04E262440 HOMEOWNER NAME: CAMAS CATTLE LLC HOMEOWNER CITY: MTN HOME HOMEOWNER STATE: ID HOMEOWNER ZIPCODE: 83847 PROP ADDRESS: ACRES: 200	

7/12/2017

Map Satellite

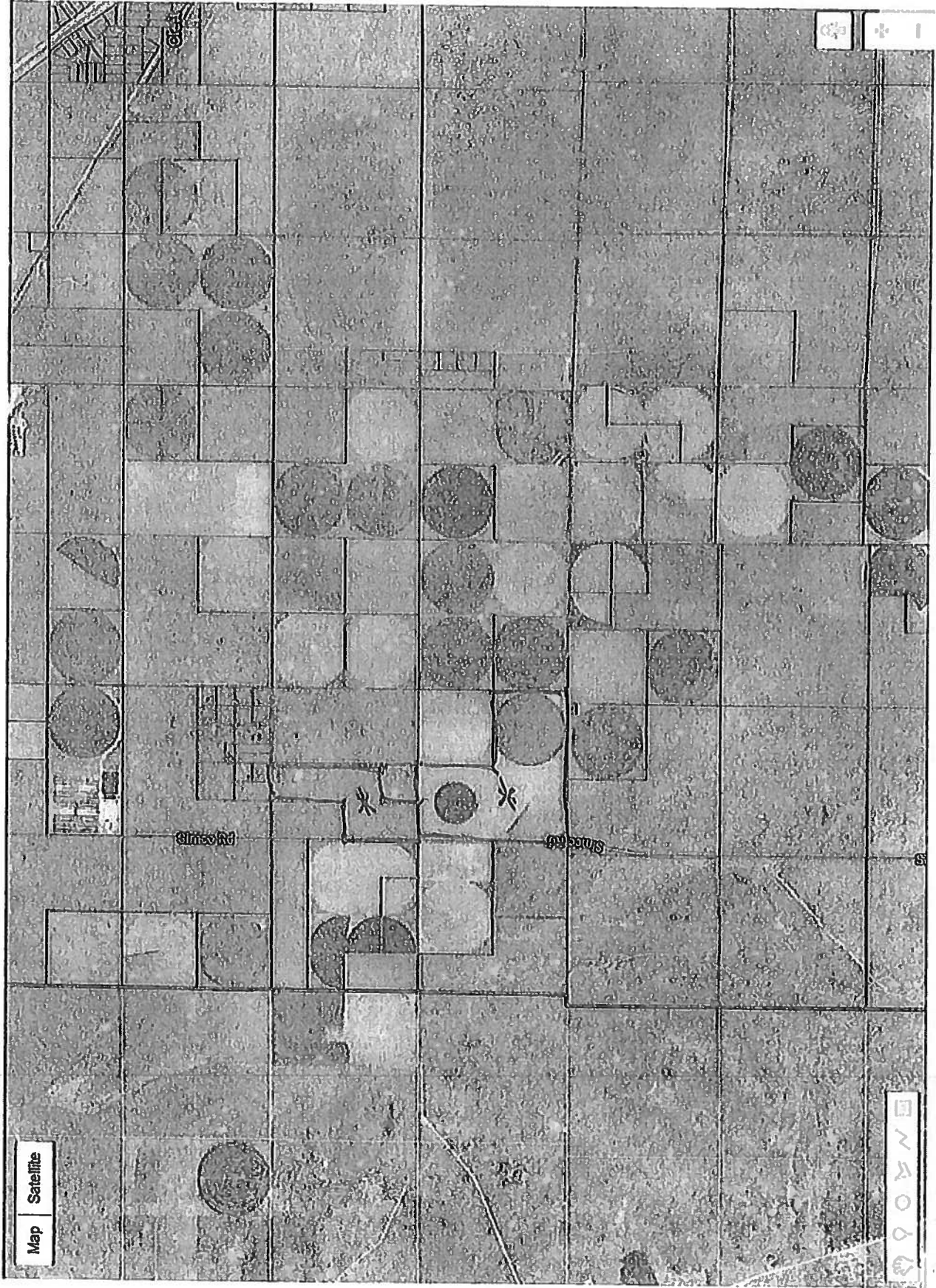


Parcel 1
RPO25045262440
52026 T025 R 04E
200 Acres

Parcel 2
RPO2504552440
52026 T025 R 04E
480 Acres

N
A
O
D
B

7/12/2017



Thiel, Sandra

From: Greg Sullivan <greg.sullivan@brockwayeng.com>
Sent: Monday, July 17, 2017 10:12 AM
To: Thiel, Sandra
Subject: Frank Tiegs Transfer
Attachments: Scan071722825.pdf

Sandy,

I was informed last week that Frank Tiegs has purchased some additional property in the Cinder Butter area. Because the transfer has not been advertised yet, we would like to include an additional 200 acres into the permissible place of use. The proposed irrigation place of use will not be changing with this amendment. The 200 acres to be added to the PPU are located in Section 26 of 02S 04E. I have attached a new area map of the PPU and a new spreadsheet that identifies the proposed PPU locations by QQ. The total PPU size will be 6654.0 acres.

I will be working on getting the ownership documents to you as soon as they are signed.

Greg Sullivan
Brockway Engineering
2016 North Washington Street, Suite 4
Twin Falls, Idaho 83301
208-736-8543



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

JUN 16 2017

DEPARTMENT OF
WATER RESOURCES

June 14, 2017

Sandy Thiel
Idaho Department of Water Resources
322 East Front St
PO Box 83720
Boise, ID 83720-0098

Re: Frank Tiegs, LLC PPU Transfer# 81560

Dear Mrs. Thiel:

On June 6, 2017 you wrote a letter regarding water right Transfer 81560 and the associated water rights 61-7239, 61-7197, 61-7321 and 61-7442. It is necessary to provide a historical analysis and understanding of how this farm has been operated. Water right Transfer 81560 includes 25 irrigation water rights that allow a total irrigation of 4,692.8 acres. These water rights are 61-7442, 61-7197, 61-7321, 61-7239, 61-7210, 61-12013, 61-12080, 61-7265, 61-12079, 61-12081, 61-7263, 61-7264B, 61-7264A, 61-7207A, 61-7207B, 61-7306B, 61-7204, 61-7330, 61-7206C, 61-12015, 61-12017, 61-7203, 61-7399, 61-7247D and 61-7247B. Only the irrigation portion of these water rights will be changing with Transfer 81560. The domestic, stockwater or commercial POU's of these water rights will not be changing. The authorized PODs for all 25 water rights will be the same when the Transfer 81560 is approved.

The farm properties have been owned by several entities in the past but the farm over the last several years was operated by one managing entity. Typical farm practices during the last several years has been to use temporary mainlines and hand lines in the pivot corner areas in the spring to help establish grain crops. The mainlines and hand lines were then removed as the water was diverted to irrigate pivots for the more water demanding months of the irrigation season. Wheel lines have been used on the farm and have been moved from one field to another. Pivots have been installed and some pivots have been moved from one location to another depending on management decisions.

The total allotment of water from these 25 water rights (4,692.8 acres) have been fully pumped from the ground water aquifer and applied as irrigation water since 2004. There are locations on the farm that have been irrigated that are not located within an irrigation POU.

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

An analysis of irrigation acres in 2004 was performed using a NAIP aerial photograph from 2004. The analysis indicated that at least 4,725.3 acres were irrigated during the 2004 irrigation season.

An analysis of irrigation acres in 2009 was performed using a NAIP aerial photograph from 2009. The analysis indicated that at least 4,699.8 acres were irrigated during the 2009 irrigation season.

An analysis of irrigation acres in 2011 was performed using a NAIP aerial photograph from 2011. The analysis indicated that at least 4,735.6 acres were irrigated during the 2011 irrigation season.

An analysis of irrigation acres in 2017 that are currently or will be irrigated using LANDSAT imagery from May of 2017 shows that 4,692.8 acres are being irrigated during the 2017 irrigation season. Brockway Engineering has been consulting the new property owner on the amount of acres that can be irrigated to insure that an expansion of water rights does not occur.

There are 20 of the 25 water rights were decreed in 2000, 2001, 2002, 2003 or 2004. There are 5 water rights that are licensed water rights. Based on the aerial photographs and LANDSAT imagery taken in 2004, 2009, 2011 and 2017 there has not been a 5 year period in which the 4,692.8 acres of water has not been diverted and applied as irrigation water on this farm.

In regards to water right 61-7442. Information in the back file of 61-7442 indicate that there was some concerns between two neighbors regarding sharing a well.

On November 17, 1997 Glen Saxton had a phone conversation with Glen Nielsen regarding the conditions of water right 61-7442. The conversation brought up that the LDS Church was considering buying the Joel Durrant property. The LDS Church representative (Roylance) was planning on talking to Joel Durrant concerning the permit.

On December 2, 1997 Robert Roylance wrote a letter to Glen Saxton concerning water right 61-7442. The letter states that the LDS Church was concerned about the possibility of being required to share the well with the owner of SE1/4 of Sec 28 T2S R4E. Joel Durrant owned water

right 61-7442 that is located in SE1/4 Sec 28 T2S R4E but the property was owned by John and Ellen Downer.

On November 14, 2000 Glen Saxton wrote a memorandum regarding 61-7442. Mr. Saxton's memorandum was an attempt to explain to Joel Durrant the reason for the condition was due to limited capacity in the well and to prevent future enlargement in use of water.

There are two reasons that the condition was placed on water right 61-7442. The first reason was that there was the water sharing or ground water well sharing issue between the two neighboring property owners. The water right owner wanted assurance from IDWR that they would not be forced to share the irrigation well due to a transfer. The second reason was to prevent enlargement of water use.

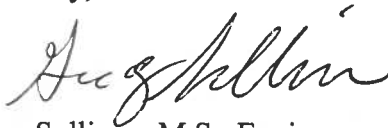
Transfer 81560 will resolves both of the concerns because all 25 water rights will share the same PODs. Murphy Land Company now owns all of the farm ground properties and therefore the concern of sharing an irrigation well is mute.

The transfer will resolve the concern of enlargement because all of the wells will be required to have flow meters installed and total irrigation of the system will be monitored by IDWR. Additionally, Transfer #81560 will correctly identify the irrigation POU and PODs for all 25 water rights including 61-7442. Which will reduce the possibility of enlargement of water in the Cinder Butte area. The conditions on water right 61-7442 need to be updated to reflect current ownership of property and current water right management on the farm.

Transfer 81560 will update the 25 water rights into one allowed irrigation place of use instead of 10 separate irrigation POUs. The one permissible place of use will be owned by one entity. All of the individual water rights and stacked groups of water rights will be combined into one allowed total irrigation acre amount, one total diverted volume and one total diversion rate that Idaho Department of Water Resources will need to monitor. It is expected that all PODs will have flow meters installed on them as part of the approval conditions of Transfer 81560. The mainlines from the multitude of PODs, pivots and various fields have been tied together allowing water to be diverted from any POD and be applied to any pivot or field on the farm.

The 25 irrigation water rights have been used in combination with one another since the water rights were decreed or licensed by IDWR. This transfer will allow the current farm owner to legally and properly manage the water rights as they need to be managed.

Sincerely,

A handwritten signature in cursive script, appearing to read "Greg Sullivan".

Greg Sullivan, M.S., Engineer

Cc: Frank Tiegs

Enc: Aerial Maps of Irrigation for the Years 2004, 2011 and 2017, Sandra Thiel IDWR Letter, Email Correspondence With Sandra



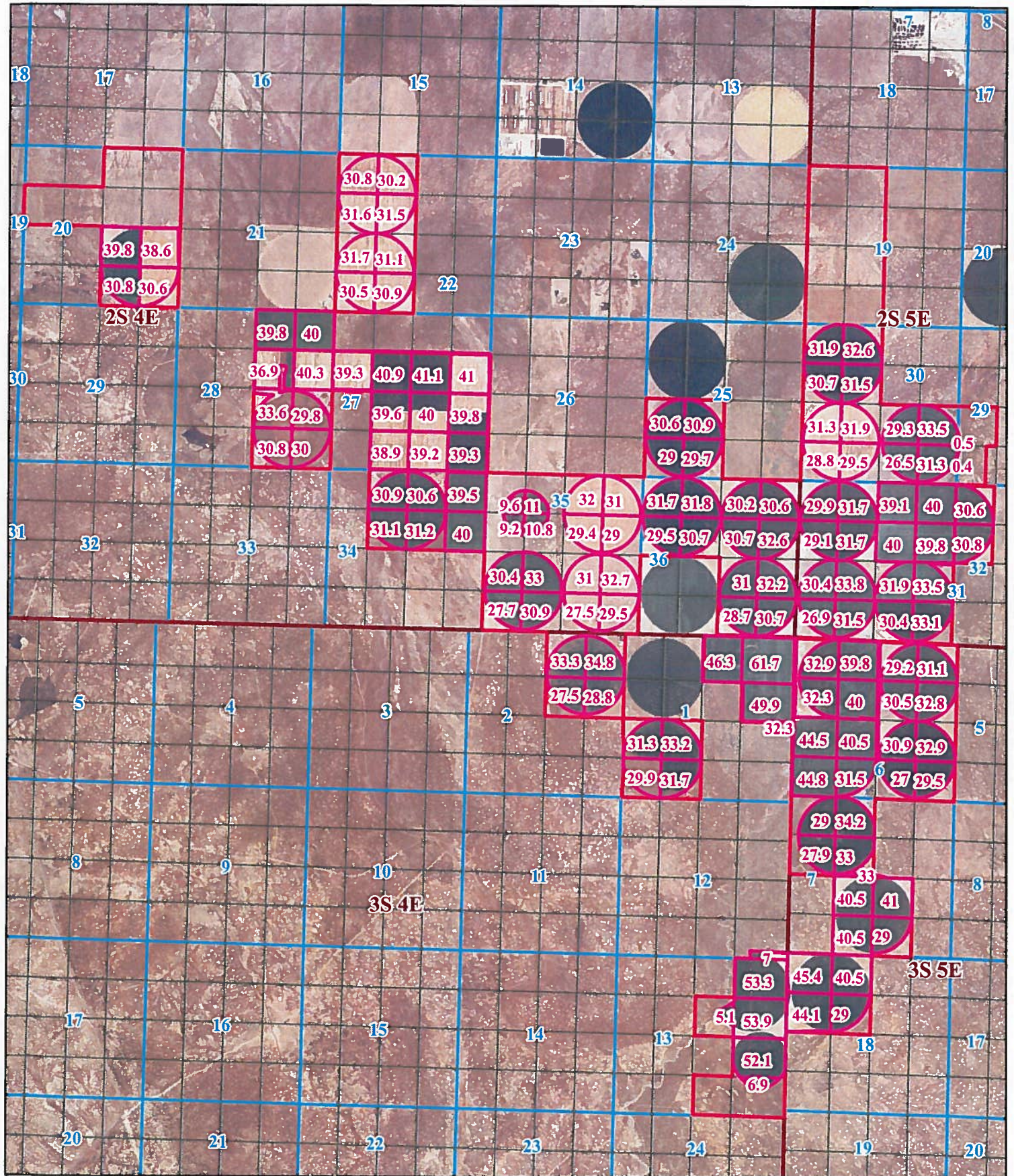
0 0.25 0.5 1 Miles

CINDER BUTTE IRRIGATION LOCATIONS NAIP 2004 IMAGE

Legend

- Irrigation_2004
- Prop PPU Cinder Butte





0 0.25 0.5 1 Miles

CINDER BUTTE IRRIGATION LOCATIONS NAIP 2009 IMAGE

BROCKWAY ENGINEERING, PLLC.
GWS - Date: 6/14/2017

Legend

- Irrigation_2009
- Prop PPU Cinder Butte





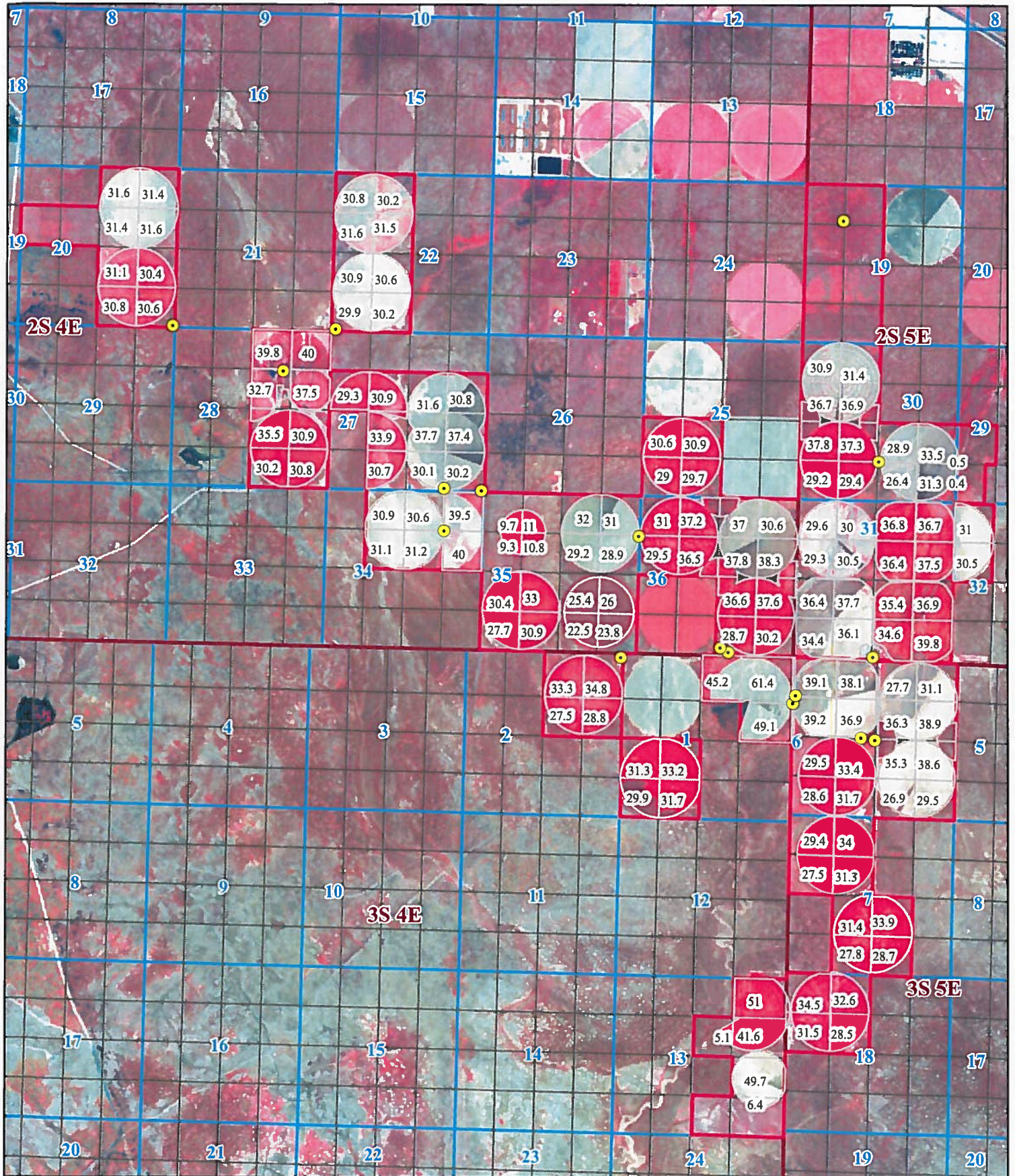
0 0.25 0.5 1 Miles

CINDER BUTTE IRRIGATION LOCATIONS NAIP 2011 IMAGE

Legend

- Irrigation_2011
- Prop PPU Cinder Butte





0 0.25 0.5 1 Miles

CINDER BUTTE IRRIGATION OCCURING IN PPU MAY 2017 LANDSAT IMAGE

Legend

- Wells CBPPU
- MT_HOME_POU_2016 RGB
- Prop PPU Cinder Butte
- Red: Band_1
- Green: Band_2
- Blue: Band_3





State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

June 6, 2017

FRANK TIEGS
PO BOX 3350
PASCO WA 99302

RE: Transfer for Rights 61-7239, 61-7197 and 61-7321

Dear Applicant:

On April 6, 2017, the Department of Water Resources (Department) received your application to transfer 25 rights to a permissible place of use. For any application for transfer, the Department must determine that a right, or any part of a right, proposed to be transferred, has not been lost by forfeiture.

Water right 61-7197 was decreed in 2002; rights 61-7239 and 61-7321 were both decreed 2000. These rights have a combined limit of 785 acres. I reviewed the Landsat data and the National Agricultural Imagery Program (commonly known as NAIP) for 2012 through 2016. That review did not find conclusive evidence of irrigation for the full 785 acres over the past 5 years.

If the Department's records do not establish that a right has been used within the previous, consecutive five-year period, the applicant must provide written documentation demonstrating that the right has been used within that time period. Documentation may include power records for pumps, Farm Service Agency crop production records, or receipts or other evidence of expenditures from use of the water under the above mentioned water rights. Please see the enclosed map for the location of the water rights mentioned above.

Please provide evidence showing the maximum number of acres irrigated during one season from the past 5 years by Wednesday, June 22, 2017. If I do not receive a response the transfer for the rights mentioned above will be limited to less than the full 785 acres.

The application for transfer included water right 61-7442. According to a condition on that right: *The right holder or successor-in-interest is not authorized to file an application for transfer to change the point of diversion or the place of use.* This right will not be included in the transfer.

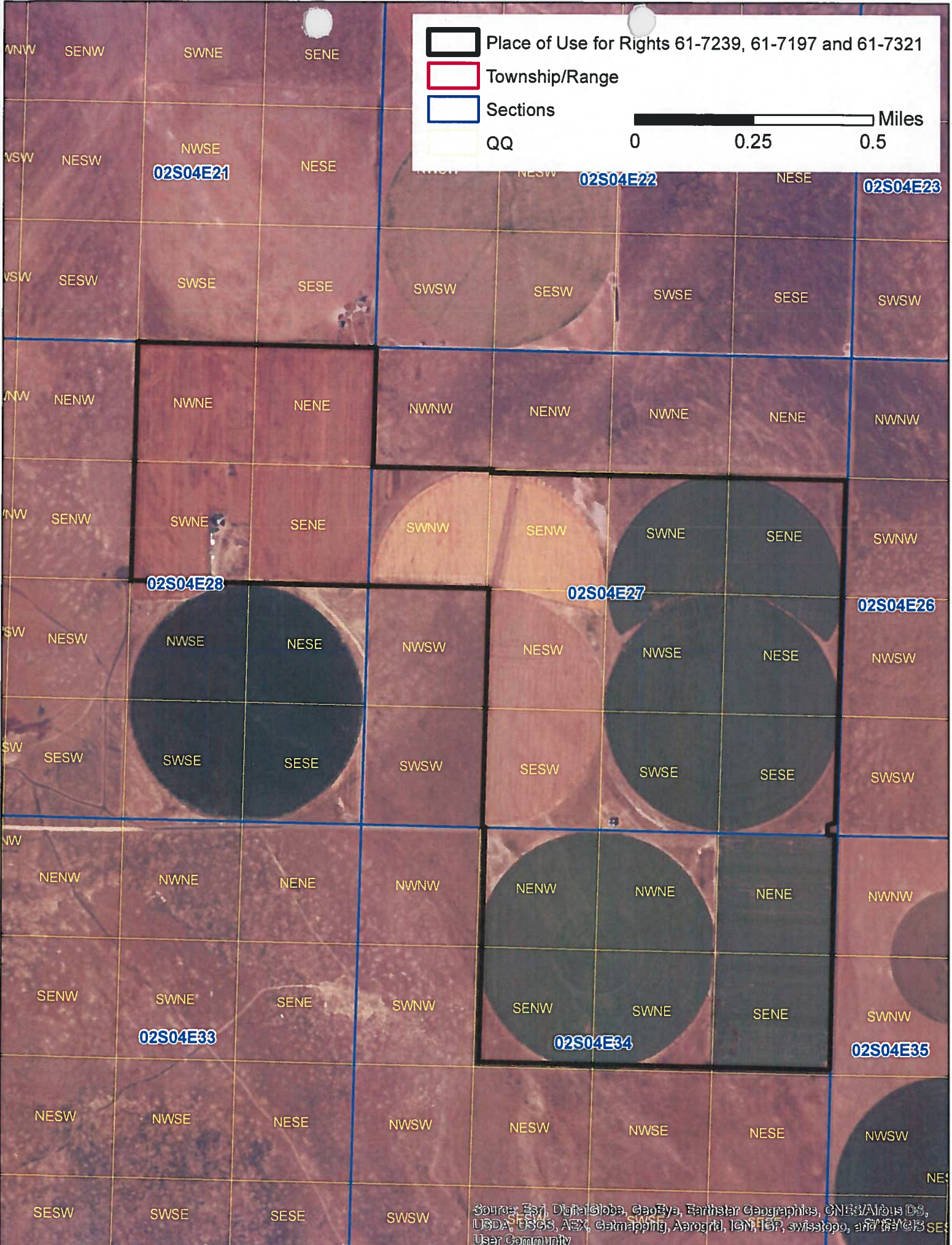
If you have any questions please contact me at (208) 287-4881.

Sincerely,

Sandra Thiel
Sr. Water Resource Agent

Enclosure

C: Greg Sullivan, Brockway Engineers via email greg.sullivan@brockwayeng.com



Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNR/Airbus DS, USDA, USGS, AeroGRID, IGN, IGP, swisstopo, and the GIS User Community

Greg Sullivan

From: Greg Sullivan <greg.sullivan@brockwayeng.com>
Sent: Monday, May 15, 2017 2:09 PM
To: 'Thiel, Sandra'
Subject: RE: Water Right 61-7442
Attachments: Scan051521192.pdf

Sandy,

Yep, 61-7442 has that weird condition on it. This is what I found in the back file for 61-7442. See attached scanned document.

Back on November 17, 1997 Glen Saxton had a phone conversation with Glen Nielsen regarding the conditions of water right 61-7442. The conversation brought up that the LDS Church was considering buying the Joel Durrant property. The LDS Church representative (Roylance) was planning on talking to Joel Durrant concerning the permit.

On December 2, 1997 Robert Roylance wrote a letter to Glen Saxton concerning water right 61-7442. The letter states that the LDS Church was concerning about the possibility of being required to share the well with the owner of SE1/4 of Sec 28 T2S R4E. Joel Durrant owned water right 61-7442 that is located in SE1/4 Sec 28 T2S R4E but the property was owned by John and Ellen Downer.

On November 14, 2000 Glen Saxton wrote a memorandum regarding 61-7442. Mr. Saxton's memorandum was and attempt to explain to Joel Durrant the reason for the condition was to prevent future enlargement in use of water.

In my opinion there were two reasons that this condition was placed on water right 61-7442. The first reason was that there was some issues between neighboring property owners and the and they wanted assurance from IDWR that they would not be forced to share the irrigation wells. The second reason was to prevent enlargement of water use.

The proposed transfer of water right 61-7442 resolves both of those concerns. The transfer resolves the concerns of the sharing a well between land owners because Murphy Land Company owns the NE1/4 and the SE1/4 of Section 28 of T02S R04E. The transfer will also resolve the concern of enlargement because all of the wells will be required to have flow meters installed and monitored by IDWR. Additionally, Transfer #81560 will correctly identify the irrigation POU and PODs for all 25 water rights. Which will reduce the possibility of enlargement of water in the Cinder Butte area.

I believe that Transfer #81560 can move forward as proposed and that the limiting conditions on 61-7442 can be removed by IDWR through the transfer processing procedures.

Greg Sullivan
Brockway Engineering
2016 North Washington Street, Suite 4
Twin Falls, Idaho 83301
208-736-8543

From: Thiel, Sandra [mailto:Sandra.Thiel@idwr.idaho.gov]
Sent: Monday, May 15, 2017 1:03 PM

To: Greg Sullivan <greg.sullivan@brockwayeng.com>

Subject: Water Right 61-7442

Greg, the attached proof report is for right 61-7442. The condition I mentioned is as follows:

The right holder or successor-in-interest is not authorized to file an application for transfer to change the point of diversion or the place of use.

I'm not sure where that leaves us yet. Would you please send me the shape files for the new place of use and point of diversion?

Sandra Beer Thiel

Idaho Department of Water Resources

322 East Front Street

Boise, Idaho 83720-0098

(208)287-4881

sandra.thiel@idwr.idaho.gov

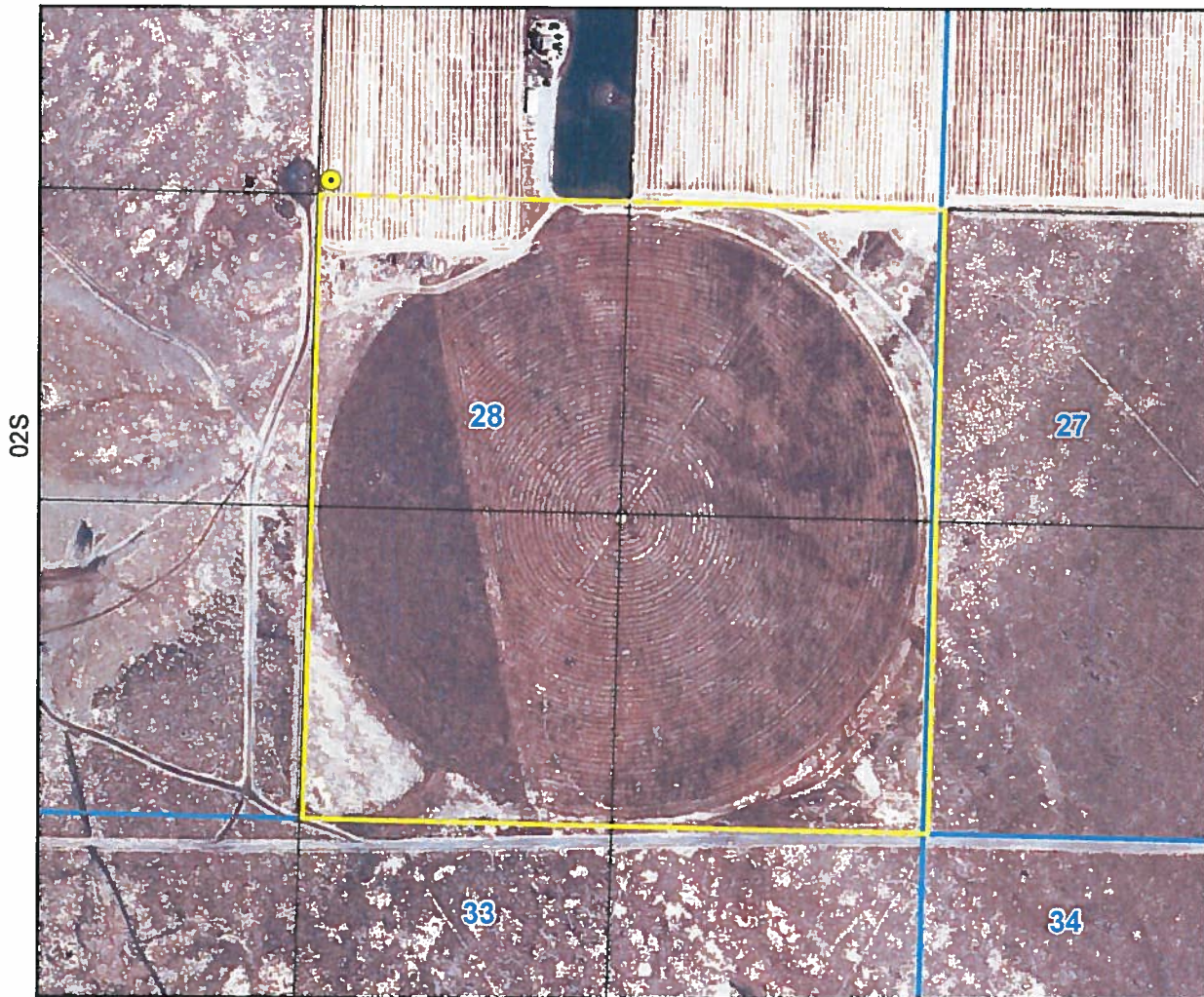
State of Idaho
Department of Water Resources

Water Right 61-7442

IRRIGATION

The map depicts the place of use for the water use listed above and point(s) of diversion of this right as currently derived from interpretations of the paper records and is used solely for illustrative purposes. Discrepancies between the computer representation and the permanent document file will be resolved in favor of the actual water right documents in the water right file.

04E



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

0 0.075 0.15 0.3 Miles



MEMORANDUM

To: File 61-07442 in the name of Joel and Veleen Durrant
From: L. Glen Saxton *WJS*
RE: TELEPHONE CALLS
Date: November 17, 1997

On this date, I returned a call to Glen Nielsen (459-0134) of Caldwell in connection with reinstated Permit No. 61-07442. He inquired about the conditions of approval in the department's September 8, 1997 preliminary order and ultimately requested that I call Bob Roylance (1-800-677-2033) in Salt Lake City, Utah who is the farm manager for the LDS church concerning the permit and its conditions. The LDS church is considering buying the Joel Durrant property.

I did call Roylance as requested and discussed the conditions of the permit and the effect of the conditions. Roylance said he planned to contact Joel Durrant concerning the permit.

MICROFILMED
DEC 02 1999



Farm Management Company

139 East South Temple
Suite 110
Salt Lake City, Utah 84111-1103
801/359-1600

RECEIVED

DEC 05 1997

Department of Water Resources

Dec. 2, 1997

Glen Saxton
State of Idaho
Department of Water Resources
1301 North Orchard St
P.O. Box 83720
Boise, ID 83720-0098

Dear Mr Saxon

This letter is to confirm the conversation we had on Dec. 2, 1997 that relates to Permit # 61-07442 Farm Management Company is currently purchasing land from L Joel Durrant who resides in Ada County near the Elmore County line. And we are concerned about the possibility of being required to share the well with the owner of the SE ¼ of Sec. 28, T2S R4E. The following list outlines the conditions of the permit under question.

Permit is under the control of L. Joel Durrant

Permit is non-transferable and assigned to the SE ¼ of Sec. 28, T2S R4E.

The SE ¼ of Sec. 28, T2S R2S, is owned by John and Ellen Downer

The point of diversion is at a well owned by Mr. Durrant. This well also supplies water to Permit # 61-07239 The well is located in the SW ¼ NE¼ Sec 28 T2S R4E.

The point of diversion for Permit # 61-07442 cannot be transferred to another well

It is our understanding the Idaho Dept of Water Resources will never require that the owner of the well with the point of diversion described in Permit # 61-07442 supply water to the owner of SE ¼ of Sec 28. If these assumptions are incorrect please inform us immediately.

Sincerely



Robert C Roylance

CC L. Joel Durrant
John & Ellen Downer
Karl Keeler
Glade Pincock

MICROFILMED
DEC 02 1999

MEMORANDUM

To: File 61-07442
From: L. Glen Saxton 
RE: PHONE CALL FROM JOEL DURRANT
Date: November 14, 2000

On this date, Joel Durrant called wanting to know if the Department would allow a transfer of either the place of use or point of diversion of water under License No. 61-07442. I reviewed the file and license and determined that the conditions on the license precluded a change in either the point of diversion or place of use.

I called Mr. Durrant back and explained that the reason for the condition was the limited capacity of the well providing water for the right and that the condition prevents future enlargement in use of water. I also stated that because of the condition and the reason for it, that the department would not approve a transfer.

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 61-07442

Priority: June 24, 1997

Maximum Diversion Rate:

2.92 CFS

Maximum Diversion Volume:

584.0 AF

This is to certify, that L JOEL DURRANT
VELEEN DURRANT

PO BOX 982

MOUNTAIN HOME ID 83647-0982

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 7, 1981; and has submitted Proof of Beneficial Use on June 24, 1997. An examination indicates that the works have a diversion capacity of 4.900 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	2.92 CFS	584.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SWNE , Sec. 28, Township 02S, Range 04E
ADA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02S	04E	28	NESE 38	NWSE 38	SWSE 35	146
			SESE 35			

Total number of acres irrigated: 146

CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
2. Rights 61-07197, 61-07239, and 61-07321 are also diverted through the point of diversion described above.
3. Rights 61-07197, 61-07239, 61-07321, and 61-07442 when combined shall not exceed a total diversion rate of 14.70 cfs.
4. The right holder or successor-in-interest is not authorized to file an application for transfer to change the point of diversion or the place of use.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Signed and sealed this 15TH day of NOVEMBER, 1999.

MICROFILMED

DEC 01 1999

Acting for  KARL J. DREHER, Director

RECEIVED

JUN 24 1997

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

FOR OFFICE USE ONLY

Amt. of Fee \$: 150-

Receipt No. W022659

Receipt By: EG

Date Received: 6-24-97

RECEIVED

JUN 25 1997

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

S.E. 1/4 Section 28 T2S R4E-

1. Permit No. 61-7447 Telephone No. 208-343-9063

2. Name(s) of Permit Holder(s): Big-D-Ranch By L. Joel Durrant

3. Mailing Address: P.O. Box 982 Mountain Home Id. 83647

4. Source of Water: well If GROUNDWATER (well), Date Drilled: mo. Dec. 31 / yr. 1976

a. Well Driller: DAVE JOHNSON (include name) Drilling Permit Number: - - - - -

b. OPTIONAL:

Pump Horsepower: 300 Pressure (psi): 70 psi Dynamic pumping level (ft): 380'

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): - Stockwater (No. and type of stock): -

Irrigation (No. of acres): 140 Other: -

6. Total rate of diversion and/or volume for which proof is submitted: 1100 gpm. cfs OR - acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)

(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device: Is a measuring device required?

Yes x or No -

Has the measuring device been installed?

Yes x or No x

Flow Measurement Port: Is a flow measurement port required?

Yes - or No -

Has the measurement port been installed?

Yes - or No -

8. Fee Enclosed: \$ - (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: L. Joel Durrant Telephone Number: 343-9063

Address: Cinder Butte - home immediately North & East of Butte -
Mailing Address: P.O. Box 982 Mountain Home Idaho

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: L. Joel Durrant Date: MAY 14 1997
(include your title, if on behalf of company or organization)

OCT 29 1997

MEMORANDUM

DATE: December 31, 1998
TO: File No. 61-07442
FROM: Cindy Zimmerman
SUBJECT: Overlap Review ²³.

An examination of 61-07239 in 1981 found the right holder was irrigating more land than he had rights for. Because of that exam, the right holder filed this right. Both exams confirm license 61-07239 and this right are diverted from the same well. The lands under both rights were put into a CRP contract from 1990 to 1999.

I searched the adjudication and allocation databases for overlapping points of diversion and places of use. No other rights or claims serve the place of use served under this right. The allocation database identifies 61-07239 as an overlapping point of diversion. The adjudication database listed "R"-records on 61-07197, 61-07239, and 61-07321 with p/d in SWNE, S28, T02S, R04E. The "R"-records show all claims as on a common system with permissible places of use. 61-07442 was not claimed and the place of use was not included in that permissible place of use.

I called Jan Shurte at Western for clarification on the recommendation of the claims. Attached is the fax Jan sent of a letter dated February 27, 1997 from the right holder explaining the interconnection. Mel Shurte reviewed and recommended the claims. I asked Mel for a copy of his system capacity calculations. I attached a copy of his calculations. The four wells recommended under the claims were measured in 1981 at 2100 gpm, 1100 gpm, 1200 gpm, and 2200 gpm, for a total of 14.70 cfs. The three claims were licensed for irrigation use at 8.00 cfs, 3.20 cfs, and 1.80 cfs, for a total of 13.00 cfs. When the SRBA claims are combined with this right, the total combined rate of flow for irrigation use should be limited to the combined system capacity of 14.70 cfs.

Examiner: Lori Graves
Examined: October 31, 1997

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DEC 02 1999

	<u>D.R.</u>	<u>AV</u>	<u>Acres</u>
61-07321	**1.80 cfs	*2812.5 AF	625
61-07197	**** 8.0 cfs	**2812.5 AF	625
61-07239	• 3.20 cfs ■ 13.0 cfs	720 AF ■ 3532.5 AF	160 785 PPU

- * When combined with 61-07197 (per license)
- ** Limited to 9.8 cfs when combined with 61-07197 (per license)
- *** When combined with 61-07321 (per license)
- **** When combined with 61-07321 limited to 9.8 cfs.
(system capacity per licenses when combined = 9.8 cfs)
- capacity of the system was 4.90 cfs.
- When all three rights are combined

Cindy your request caused me to review my recommendations and change the quantities I previously made. Call me if you have questions.

ME

MICROFILMED

DEC 02 1999

RECEIVED

MAR 05 1997

WATER RESOURCES
WESTERN REGION

February 27, 1997

Water Resources
Cindy Hodges
Atten: Mel Schulte

Mel,

After I met with you, Cindy outlined what we must do to comply with laws and regulations concerning our past usage of water and permits on land within our present farm. We joined the water from three wells in Elmore County from Section 34 and 37 T 2 S R 4 E with water in Ada County in Section 28. The farm is composed of one large contiguous parcel. In 1981 we joined irrigation pipe to make water from one well serve any of the portions of the 800 acres.

I enclose maps and invoices that indicate the time this began to be used back and forth within the four wells.

We are interested in making these three permits joined as one to the 800 acres because of an impending sale of the farm to one owner

The enclosed map by "Jan" in Jan 1977 indicates location of three wells on our farm which are associated to water permits 61-7197 and 61-7321 on Section 27 and 34 of T 2 S R 4 E. In 1981 we installed ¼ mile of 8 inch PVC and interconnected the well in Section 28 (permit 61-7239) to the main line associated with permits 61-7197 and 61-7321

We enclose a copy of an invoice from our supplier "Rain For Rent" #96003 dated April 17, 1981 showing 138 feet of 8 inch 125 psi PVC and related steel fittings and pipe and valves and water meters, etc. to connect the underground 8 inch pipe to the existing 8 inch portable aluminum pipe.

During the years of '87 to '96 this area of ground was enrolled in government CRP. At the close of that ten year period we have put permanent buried PVC which interconnects all four wells and their respective permits and points of diversion.

help us

We ask you to prepare all necessary papers so we can properly execute and file them. We appreciate your pointing out this problem to us.

If you need further information or inspection or verification please make it known to us so we can comply.

Thanks for your help. Sincerely,

L. J. Burnett

MICROFILMED

DEC 02 1999

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

NOV 25 1998

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 61-07442

1. Owner: L Joel Durrant Phone No. 343-9063

Current Address: PO Box 982 Mtn Home ID 83647

2. Accompanied by: Joel EXAM DATE : 10/31/97

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Ground Water tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: _____

2. Other water rights with the same point of diversion: 61-07239

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Govt. Lot	¼	¼	¼	Sec	Twp	Rge	County	Method of Determination/Remarks
			SW	NE	28	2S	4E	Ada	USGS Quad, CFSA Photos

2. Place(s) of Use:

Indicate Method of Determination CFSA PHOTO

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2S	4E	28													38	38	35	35	146

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DEC 02 1999

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.

SEE ATTACHED PHOTOS AND MAPS.

Y Copy of USGS Quadrange Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

Y Aerial Photo Attached (required for irrigation of 10+ acres).

Y Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	Westinghouse	300	7604	Well Line	45953

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: Flow measured on same well in 1980 for license 61-07239 with McCrometer measuring device

E. NARRATIVE/REMARKS/COMMENTS

A well equipped with a 300 hp pump supplies water to 146 acres via pivot and handline sprinklers (for the north end corners). The pivot acres were placed in CRP in 1989. The corners were not. The permit lapsed, then was reinstated in 1997 due to sufficient evidence of development and excuse for delayed correspondence (see file). The well also supplies water to 160 acres in the NE qtr of section 28. These acres are covered with license 61-07239. The pump has not changed since that exam. No other water rights are used. The North corners mentioned above have been irrigated for hay. This right, when combined with license 61-07239, should be limited to 4.91 cfs pumping capacity.

Have conditions of permit approval been met? no

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DEC 02 1999

F. FLOW CALCULATIONS

Measured Method:

☒ Additional Computation Sheets Attached

Per 1980 field exam for license 61-07239: 2200 gpm = 4.91 cfs capacity

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 146 \times 4 = 584$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 2.92 \times 214 \times 1.9835 = 1239$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 584$$

2. Volume Calculations for Other Uses:

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
	From	To	Q (cfs)	V (afa)
<u>Irrigation</u>	<u>4/1</u>	<u>10/31</u>	<u>2.92</u>	<u>584</u>
Totals:			<u>2.92</u>	<u>584</u>

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Field Examiner's Name

Lon Guaner

Date

11/24/98

Reviewer

Date

SEAL

MICROFILMED
DEC 02 1999

61-07442



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

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Director

June 6, 2017

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PO BOX 3350
PASCO WA 99302

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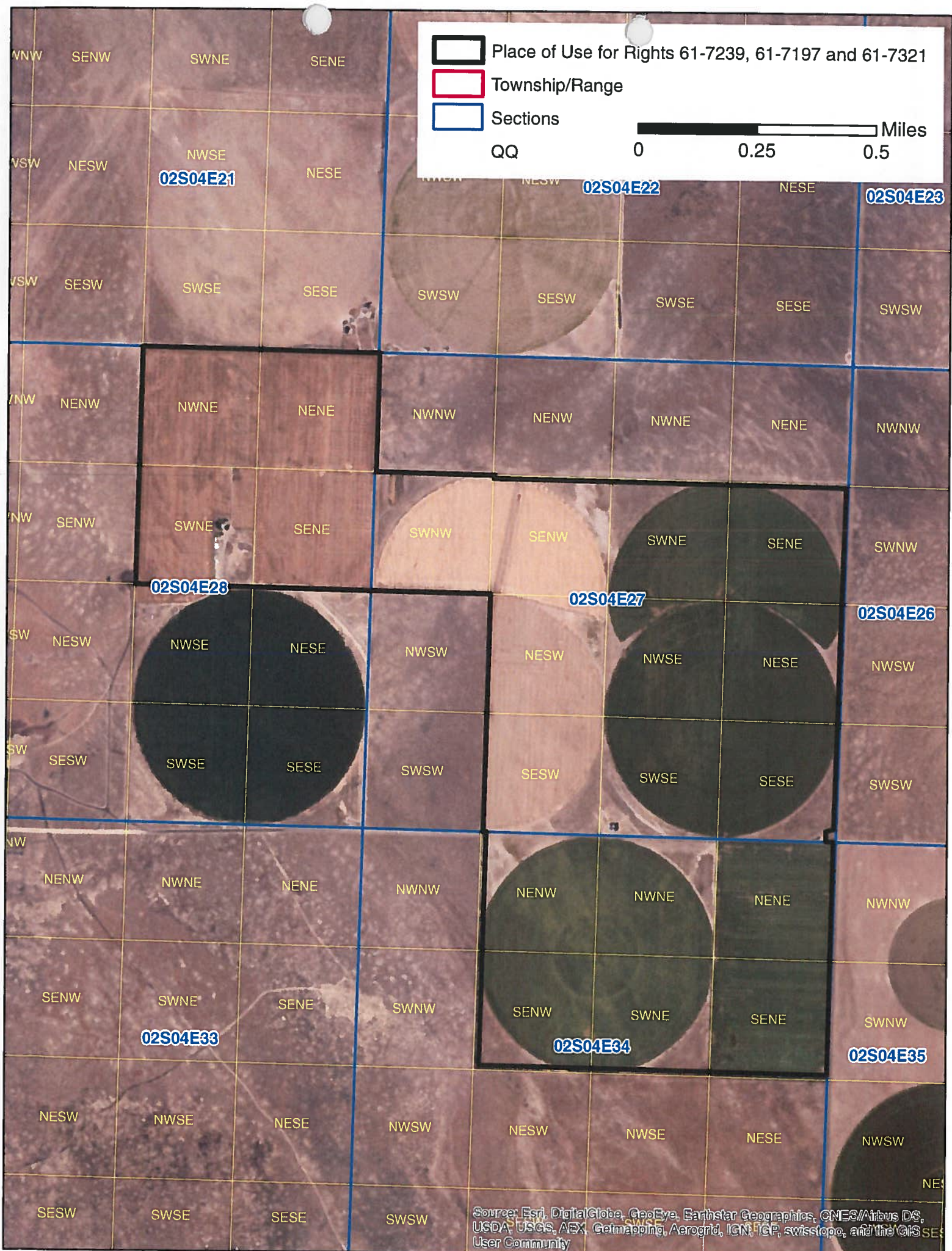
Sincerely,

Sandra Thiel

Sr. Water Resource Agent

Enclosure

C: Greg Sullivan, Brockway Engineers via email greg.sullivan@brockwayeng.com



Place of Use for Rights 61-7239, 61-7197 and 61-7321

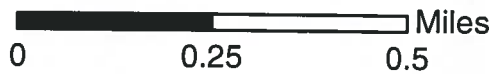


Township/Range



Sections

QQ



Miles

Thiel, Sandra

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I believe that Transfer #81560 can move forward as proposed and that the limiting conditions on 61-7442 can be removed by IDWR through the transfer processing procedures.

Greg Sullivan
Brockway Engineering
2016 North Washington Street, Suite 4
Twin Falls, Idaho 83301
208-736-8543

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I'm not sure where that leaves us yet. Would you please send me the shape files for the new place of use and point of diversion?

Sandra Beer Thiel

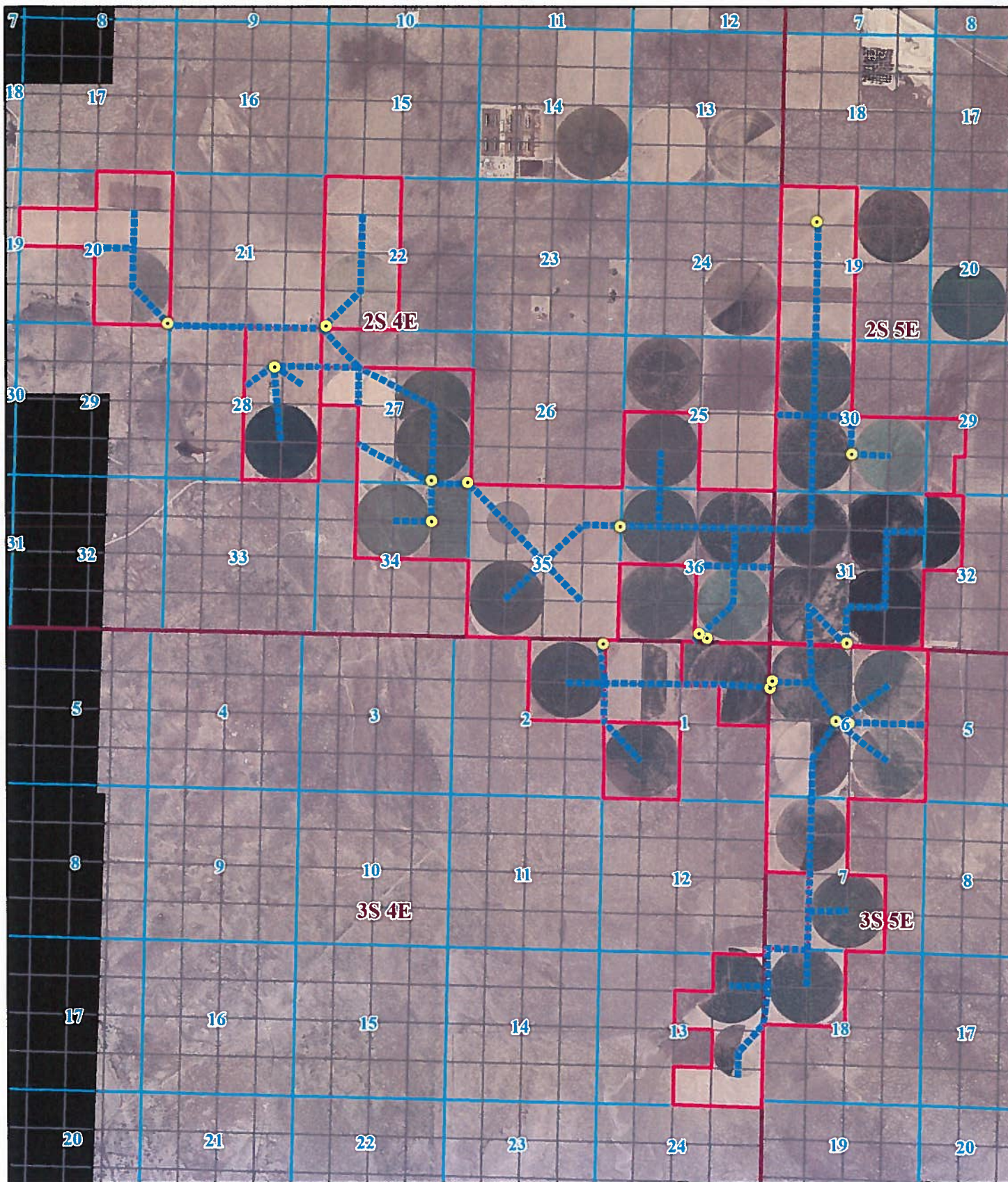
Idaho Department of Water Resources

322 East Front Street

Boise, Idaho 83720-0098

(208)287-4881

sandra.thiel@idwr.idaho.gov



0 0.25 0.5 1 Miles

BROCKWAY ENGINEERING, PLLC.
GWS - Date: 5/19/2017

CINDER BUTTE POU 2016 IN PPU NAIP 2015 AERIAL

Legend

- Wells CBPPU
- Cinder Butte Mainline
- Prop PPU Cinder Butte





0 0.035 0.07 0.14 Miles

BROCKWAY ENGINEERING, PLLC.
GWS - Date: 5/19/2017

CINDER BUTTE
POU 2016 IN PPU
NAIP 2015 AERIAL

Legend

-  Wells CBPPU
-  Cinder Butte Mainline
-  Prop PPU Cinder Butte





BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

APR 06 2017

DEPARTMENT OF
WATER RESOURCES

March 23, 2017

Nick Miller
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-508

RECEIVED

MAR 29 2017

WATER RESOURCES
WESTERN REGION

Re: Frank Tiegs, LLC PPU Transfer

Dear Mr. Miller:

Frank Tiegs, LLC has purchased several farms in the area west of Mountain Home, Idaho and would like to create a large permissible place of use (PPU) and correctly identify the current place of use (POU) and the points of diversion (PODs) associated with this farm.

A total of 25 water rights are involved in this transfer that provide 75.98 cfs of ground water to 4,692.8 acre of irrigation. The transfer fee for this amount of water is \$4,260.00. Each of these water rights need the ownership updated to Frank Tiegs, LLC. An additional \$625.00 have been included in the fee to cover the change of ownership fee.

The legal descriptions of the PODs locations will be updated with this transfer.

The period of use and the beneficial use will not be changing with this transfer.

Please copy our office on all correspondence regarding this application.

Sincerely,

Greg Sullivan, M.S., Engineer

Cc:

Enc: Transfer Application, Aerial Maps, Exhibit A, B and C, Contract of Agreement, Annual Reports, Northwest Farm Service Consent Letter, Purchase as Sale Agreement, Warranty Deeds, Brockway Engineering Check # 13935 for \$4,885.00

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

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