

Idaho Department of Water Resources Receipt

Receipt ID: S035038

Payment Amount \$1,030.00 Date Received 9/28/2015 3 08 PM Region SOUTHERN
Payment Type Check Check Number 2604
Payer AG TECHNICAL ENGINEERING & ENV. ASSOC. DBA AG TECH
Comments APPLICATION FOR TRANSFER FOR ALLAN WARD. 45-14401 & 45-14338 (0.54 CFS / 169.56 AF)
INCLUDING CHANGE IN NATURE OF USE
PLUS CHANGE OF OWNERSHIP FROM LEROY & PEGGY JAROLIMEK TO ALLAN WARD. 45-14401 & 45-
14403 (SPLITS)

Fee Details

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$580.00	TRANSFERS	64106	0229	21		1155
\$250.00	TRANSFERS	64106	0229	21		1155
\$200.00	OWNERSHIP CHANGES/SECURITY INTERESTS	64140	0229	21		1155



Signature Line (Department Representative)

Pg. 2

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

SEP 28 2015

DEPT OF WATER RESOURCES
SOUTHERN REGION

Notice of Change in Water Right Ownership

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #6 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
45-14401	Yes ☒	Yes ☐		Yes ☐	Yes ☐
45-14403	Yes ☒	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Leroy Jarolimek Peggy Jarolimek
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Allan Ward
New owner(s) as listed on the conveyance document
- | | | |
|---------------------------|----------------------------------|---|
| <u>716 South 550 West</u> | <u>Burley</u> | Name connector ☐ and ☐ or ☐ and/or |
| Mailing address | City | ID <u>83318</u> |
| <u>2086042999</u> | State | ZIP |
| Telephone | <u>littlemoocattle@yahoo.com</u> | Email |
4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☒ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: 2014
6. If the water right is leased to the Water Supply Bank changing ownership of a water right will reassign to the new owner any Water Supply Bank leases associated with the water right. Payment of revenue generated from any rental of a leased water right requires a completed IRS Form W-9 for payment to be issued to an owner. A new owner for a water right under lease shall supply a W-9. Water rights with multiple owners must specify a designated lessor, using a completed Lessor Designation form. Beginning in the calendar year following an acknowledged change in water right ownership, compensation for any rental will go to the new owner(s).
7. This form must be signed and submitted with the following **REQUIRED** items:
☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
☒ Filing fee (see instructions for further explanation):
☐ \$25 per *undivided* water right.
☐ \$100 per *split* water right.
☐ No fee is required for pending adjudication claims.
☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

X 8. Signature: Allan Ward owner 8/28/15
 Signature of new owner/claimant Title, if applicable Date

Signature: _____
 Signature of new owner/claimant Title, if applicable Date

For IDWR Office Use Only:

Received by DM Date 9-28-2015 Receipt No. 5035038 Receipt Amt. \$1,030-
 Active in the Water Supply Bank? Yes ☐ No ☐ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐
 Name on W-9 _____ Approved by _____ Processed by _____ Date _____

INSTRUCTIONS FOR FILING A NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

This form has been prepared to assist all claimants and owners of water rights to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. All persons owning or claiming ownership of a water right or claim are required to provide notice to the Department of Water Resources (IDWR) of any change in ownership of any part of the water right or claim or of any change in the owner's mailing address within 120 days of the change. Forms to report ownership changes and/or to update an address are available on IDWR's website at www.idwr.idaho.gov. In addition, all new owners of water rights within a pending general adjudication area must inquire whether a notice of claim has been filed and, if not, shall file a notice of claim if necessary.

A notice is required for changes in ownership from one individual to another, from an individual to a business entity (even if the business is owned by the individual), or from one business entity to another (even if both businesses are owned by the same individual). Adding or removing a name is considered an ownership change which requires the submission of evidence to support the change and the filing fee.

Separate brochures describing the adjudication of water rights and the ownership change notice requirement are available from IDWR. Please contact your nearest IDWR office if you would like more information or need help completing this form. A list of IDWR offices is on page 2 of these instructions, or you can call 1-800-451-4129. Water right information can be found on the department's website using the Water Right and Adjudication Search link at www.idwr.idaho.gov.

Please note:

- Unlike licensed or decreed water rights, which are real property, water right permits, applications for new water rights, and applications to transfer existing water rights are considered the personal property of the permit holders/applicants. Permit holders and applicants must assign their interest in a permit and/or application to the new owner. Assignment forms are available on the department's website at www.idwr.idaho.gov, or from any IDWR office. The fee for an assignment of permit is \$25. There is no charge for an assignment of application for permit or application for transfer.
- If you want to change or add a point of diversion, place of use, season of use, or purpose of use of a water right, you must file an Application for Transfer. The ownership of a water right can also be updated through the transfer process.
- The combined portions of a divided ("split") water right cannot exceed the total flow rate, volume, or period of use of the original right.
- IDWR has no jurisdiction concerning easements, rights-of-way, and zoning matters. The buyer and seller must make these provisions where necessary.

LINE INSTRUCTIONS:

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). You may have purchased only a portion of the water right(s) held by the seller. If so, the water right(s) held by the seller may need to be divided ("split") to provide you your share of each right. Mark the box "Yes" if a division of the water right is required.

If you receive water from a municipal provider, an irrigation district or other water delivery organization, and the water rights are held by the organization, please do not use this form to record a change. Please contact the water delivery organization to determine if any action is necessary.

If you or the seller believes there are water rights for the property but you do not know the numbers, you may contact IDWR for assistance in identifying the water rights for the property in question. If adjudication claims for the rights are required and have not been filed, IDWR will so advise you.

2. Fill in the name of the current water right holder/claimant.
3. Fill in each name as listed on the conveyance document and complete the current contact information. For water rights, IDWR will update the ownership to the individual(s)/entities listed on the conveyance document. For active adjudication claims, IDWR will update the claimant information to match the conveyance document unless the new claimant provides good cause for the variance.
4. You may have acquired only a portion of the water right(s) held by the seller. If you did not acquire the entire water right/property, please check the appropriate box. Water rights are often conveyed as an appurtenance to the land where they are used, and the conveyance document for the land often does not have specific language regarding the water right. Please read your deed or other conveyance document carefully to be sure. When the conveyance document does not specifically address water rights, it will be assumed that the water rights are to be split proportionate to the amount of land acquired.

5. Indicate the date the water rights and/or adjudication claims were conveyed to you. This may be the date of closing in the case of a real estate transaction, the date a contract was signed, or the date of a court order.
6. If you are unsure about the status of your water right in the Water Supply Bank, go to: www.idwr.idaho.gov/apps/ExtSearch/WSBSearch/WSBSearch.aspx, input your water right number and click "Search." If you find your water right is in the Water Supply Bank and you want to release it so you can use it, you can download the Request to Release form from the forms portion of our website: www.idwr.idaho.gov. Your water right may not be available for immediate release if rented by another water user.

7. **ATTACHMENTS:**

IDWR cannot process this change without **documentation of ownership**. The documentation may be in the form of a deed, court decree or other conveyance document. If you are submitting a quitclaim deed and the grantor's name does not match the water right holder of record, you will need to provide a chain of title that goes back to the water right holder/claimant of record. You may obtain this information from the assessor's office in the county where the property is located. Items that are not conveyance documents are deeds of trust, mortgages, purchase and sales agreements, and property tax notices.

Submit a plat map, survey map, or aerial photograph of the place of use for each water right or claim listed in item #1 (if necessary to clarify division of water rights or complex property descriptions). If your right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent aerial photograph with the irrigated acres outlined and point(s) of diversion clearly marked. You also have the option of printing a map using the map tool on IDWR's website at: www.idwr.idaho.gov. It is not necessary to obtain a new survey for purposes of this form before contacting IDWR.

The Idaho Legislature has waived the fee to file a Notice of Change in Water Right Ownership for any water right pending in a general water right adjudication such as the Snake River Basin Adjudication or the Northern Idaho Adjudication. This waiver ends when a partial decree is issued for the water right that has been claimed. For water rights not pending in a general adjudication, the filing fee is \$25 per water right, except for those water rights that will be divided as a result of the change in ownership. The filing fee for division of a water right is \$100 per water right.

If the water right is leased to the Water Supply Bank and there is more than one owner, a Lessor Designation form must be completed to specify who the designated lessor will be. Each of the owners must sign the Lessor Designation form.

An IRS Form W-9 is required for all ownership changes pertaining to water rights leased to the Water Supply Bank. Refer to instructions in section 6 above to determine if the water right undergoing an ownership change is leased to the Water Supply Bank. An IRS W9 form can be downloaded from the Department's website: www.idwr.idaho.gov.

8. One of the new owner(s) must sign the form in the space(s) provided. If someone other than the owner signs the notice, evidence of authority to sign for the owner must be attached. If the new owner is a corporation or other organization, the person signing the notice must be an officer of the corporation or otherwise have authority to sign for the organization and must include their title with the signature.

When you have completed the Notice of Change in Water Right Ownership, retain a copy and file the original form, necessary attachments, and filing fee with the IDWR office nearest you. Ownership changes for water rights leased to the Water Supply Bank should be sent to the State Office.

IDWR Northern Region
7600 N Mineral Dr, Ste 100
Coeur d'Alene, ID 83815-7763
(208) 762-2800

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

IDWR Eastern Region
900 N Skyline Dr, Ste A
Idaho Falls, ID 83402-1718
(208) 525-7161

IDWR Southern Region
650 Addison Ave W, Ste 500
Twin Falls, ID 83301-5858
(208) 736-3033

~ OR ~

IDWR State Office
322 East Front St, 6th Floor
P.O. Box 83720
Boise, ID 83720-0098
(208) 287-4800

DEC 02 2015

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. Page 5 of 78

DEPT OF WATER RESOURCES
SOUTHERN REGION**MINIMUM REQUIREMENTS CHECKLIST**
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

80598

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

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. Part 2B forms are available on the Department's website at: http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/PDFs_09/WaterRight_TransferApp_Part2B.pdf.
- ☒ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☒ * Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-9.

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

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SEP 28 2015

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

Transfer No.

80598

RECEIVED
APPLICATION FOR TRANSFER OF WATER RIGHT

DEC 02 2015 PART 1

Name of Applicant(s) Allan WardDEPT OF WATER RESOURCES
SOUTHERN REGIONPhone 2088784882Mailing address 2844 Rocky Rd, Burley ID 83318 or 716 S 550 W Burley ID 83318

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 Matthew W ThompsonPhone 2087318640Mailing address 1993 Tamarack Loop, Twin Falls Id 83301Email matthewthompson1993@gmail.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.

Signature of Applicant or Authorized Representative

Allan Ward - Owner
Print Name and Title if applicable8/28/15
Date

Signature of Applicant or Authorized Representative

Matthew W Thompson - Consultant
Print Name and Title if applicable8/28/15
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. This application is intended to change an irrigation use to stock and commercial use for a beef abattoir.

The applicant requests up to 5 years for full development of the transferred 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.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☒ ☐	45-14338	.21/67.72	Stock/Commercial	1/1 to 12/31	Groundwater
☐ ☒	45-14401*	.29/94.2	Stock/commercial	1/1 to 12/31	Groundwater
☐ ☒	45-14401	.01/3.34	Irrigation	3/15 to 11/15	Groundwater
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 0.51 cfs and/or 165.26 ac-ft

2. Total amount of water proposed to be transferred or changed 0.50 cubic feet per second and/or 161.92 acre-feet per annum.

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 #
Yes		SE	NE	NW	32	11s	22E	Cassia	Ground Water	

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

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

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
11S	22E	32							s/c										0
11S	22E	32							1										1

Total Acres (for irrigation use) 1

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: The diversions will be piped to an on site storage tank. The lines entering the tank or exiting will be able to have a measuring device placed for measuring the water for these water rights. The new well will be the primary well for these diversions. No back up wells are planned at this time.

b. Who owns the property at the point(s) of diversion? Allan Ward owns all proposed points of diversion
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
If yes, ☐ Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it Attachment #6. List the name of the entity and type of lien: No, its our understanding that there are no liens on the property.

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

d. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
The land will be predominately dry land. The remainder of the site will be buildings, parking lots and ponds for the operation of the abattoir. There will be a minimal amount 1 acre of lawn grass around the parking area and plant office that will be irrigated.

e. 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: there are no other water rights for this portion of land.

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

Yes No

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

If yes, describe:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

A. DESCRIPTION OF RIGHT(S) AS RECORDED

For each water right listed in Part 1B.1 of the application, attach a **Part 2A report obtained from any Department office or from the Department's website @ <http://www.idwr.idaho.gov/> , Water Right Transfers, Step 1.**

Insert Part 2A reports into the application following Part 1.

B. IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

- ☒ Complete and attach one copy of Part 2B for each right for which only a portion is proposed to be changed. If the entire right is proposed to be changed, Part 2B is not applicable. Additional copies of the Part 2B form can be obtained from any Department office or from the Department's website @ <http://www.idwr.idaho.gov/> , Water Right Transfers, Step 3, or Water Right Forms, Changes in Use. Insert completed Part 2B forms into the application following Part 2A of the same water right.

Right Number: 45-14401

- [illegible]

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

[illegible]

Total Acres (for irrigation use)	38
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APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

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

☐ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b**. If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

☒ If you propose to change the nature of use or period of use of all or part of the rights(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

1. Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above.:

[illegible]

Transfer contains 78 pages and _____ attachments.
Received by A. SKINNER Date 12/2/2015 Prelim. Check by _____ Date _____
Fee Paid \$1030.00 Date 9/28/2015 Received by D. MALINE Receipt # 5035038
Add'l Fee Paid _____ Date _____ Received by _____ Receipt # _____

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

6/18/2015

WATER RIGHT NO. 45-14401

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LEROY JAROLIMEK
Current Owner	PEGGY JAROLIMEK 605 S 600 W BURLEY, ID 83318 (208)678-8469
Original Owner	ORE IDA FOODS INC PO BOX 10 BOISE, ID 83707 (208)338-6100

Priority Date: 09/15/1971

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	7.74 CFS	3282 AFA
MITIGATION	03/15	11/15	0.45 CFS	190.2 AFA
Total Diversion			8.19 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NESENE	Sec. 24	Township 11S	Range 21E	CASSIA County
GROUND WATER	NENESE	Sec. 24	Township 11S	Range 21E	CASSIA County

TRANSFER 80598

IRRIGATION Use:
Acre Limit: 985

Place(s) of use:

Place of Use Legal Description: IRRIGATION CASSIA County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
11S	21E	24		SENE	39									
				NESE	34		SESE	13						
	22E	29		NENW	30.2		NWNW	36.5		SWNW	30.6		SENW	35.6
				NESW	37.5		NWSW	39		SWSW	30.2		SESW	31.6
		30		NENE	38		NWNE	39		SWNE	37.4		SENE	31.1
				NENW	39	1	NWNW	35.7	2	SWNW	35.5		SENW	34.1
				NESW	35.8	3	NWSW	36	4	SWSW	34.5		SESW	29.9
				NESE	39		NWSE	32.1		SWSE	31.2		SESE	31
		32		NENW	39		NWNW	40		SWNW	40			

Place of Use Legal Description: MITIGATION CASSIA County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
11S	22E	29		NENW			SWNW			SENW				
		30		SWNE			SENE							
				SENW										
				NESW			SESW							
				NWSE			SWSE							

Total Acres: 1035.5

Conditions of Approval:

1. K03 Right no. 45-14403 is an expansion of this right pursuant to section 42-1416B, Idaho Code. Rights 45-14401 and 45-14403 are used for mitigation purposes for rights 45-14402 and 45-14404 under Transfer approval 77696. The irrigation uses described under rights 45-14401 and 45-14403 when combined is limited to the following schedule of allowed use which begins on the date of approval of the transfer. The right holder shall file a notice of intent with the Department prior to the increased use of water under rights 45-14401 and 45-14403 when the increase according to the schedule is sought. Years 2012 through 2021 the diversion and use of water under rights 45-14401 and 45-14403 are limited to 7.74 cfs, 3282.0 afa, and 1035.5 acres with right 45-14401 being limited to 7.74 cfs, 3282.0 afa, and 985 acres and right 45-14403 being
2. 137

limited to 0.00 cfs, 0.0 afa, and 50.5 acres. The undiverted combined mitigation use under rights 45-14401 and 45-14403 is 0.45 cfs, 190.2 afa, and 60.0 unirrigated acres. Years 2022 and beyond the diversion and use of water under rights 45-14401 and 45-14403 are limited to 8.19 cfs, 3472.2 afa, and 1095.5 acres with right 45-14401 being limited to 8.19 cfs, 3472.2 afa, and 1042.1 acres and right 45-14403 being limited to 0.00 cfs, 0.0 afa, and 53.4 acres

3. F05 Right no. 45-14403 is also diverted through point of diversion described above.

4. 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.

Dates:

Licensed Date:

Decreed Date: 05/13/2005

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector: And

Water District Number: 140

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

6/18/2015

WATER RIGHT NO. 45-14403

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	LEROY JAROLIMEK
Current Owner	PEGGY JAROLIMEK
	605 S 600 W
	BURLEY, ID 83318
	(208)678-8469

Priority Date: 06/30/1985

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.28 CFS	
MITIGATION	03/15	11/15	0.02 CFS	
Total Diversion			0.3 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NESENE	Sec. 24	Township 11S	Range 21E	CASSIA County
GROUND WATER	NENESE	Sec. 24	Township 11S	Range 21E	CASSIA County
GROUND WATER	NENENE	Sec. 30	Township 11S	Range 22E	CASSIA County

IRRIGATION Use:
Acre Limit: 50.5

TRANSFER 80598

Place(s) of use:

Place of Use Legal Description: IRRIGATION CASSIA County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
11S	21E	24		SENE	39									
				NESE	34		SESE	13						
	22E	29		NENW	30.2		NWNW	36.5		SWNW	30.6		SENE	35.6
				NESW	37.5		NWSW	39		SWSW	30.2		SESE	31.6
		30		NENE	38		NWNE	39		SWNE	37.4		SENE	31.1
				NENW	39	1	NWNW	35.7	2	SWNW	35.5		SENE	34.1
				NESW	35.8	3	NWSW	36	4	SWSW	34.5		SESE	29.9
				NESE	39		NWSE	32.1		SWSE	31.2		SESE	31
		32		NENW	39		NWNW	40		SWNW	40			

Place of Use Legal Description: MITIGATION CASSIA County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
11S	22E	29		NENW			SWNW			SENE				
		30		SWNE			SENE							
				SENE										
				NESW			SESE							
				NWSE			SWSE							

Total Acres: 1035.5

Conditions of Approval:

1. K04 This right is an expansion of Right No. 45-14401 pursuant to Section 42-1416B, Idaho Code. Rights 45-14401 and 45-14403 are used for mitigation purposes for rights 45-14402 and 45-14404 under Transfer approval 77696. The irrigation uses described under rights 45-14401 and 45-14403 when combined is limited to the following schedule of allowed use which begins on the date of approval of the transfer. The right holder shall file a notice of intent with the Department prior to the increased use of water under rights 45-14401 and 45-14403 when the increase according to the schedule is sought. Years 2012 through 2021 the diversion and use of water under rights 45-14401 and 45-14403 are limited to 7.74 cfs, 3282.0 afa, and 1035.5 acres with right 45-14401 being limited to 7.74 cfs, 3282.0 afa, and 985 acres and right 45-14403 being limited to 0.00 cfs, 0.0 afa, and 50.5 acres. The undiverted combined mitigation use under rights 45-14401 and 45-14403 is 0.45 cfs, 190.2 afa, and 60.0 unirrigated acres. Years 2022 and beyond the diversion and use of water under rights 45-14401 and 45-14403 are limited to 8.19 cfs, 3472.2 afa, and 1095.5 acres with right 45-14401 being limited to 8.19 cfs, 3472.2 afa, and 1042.1 acres and right 45-14403 being limited to 0.00 cfs, 0.0 afa, and 53.4 acres
2. 137

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.

Dates:
Licensed Date:
Decreed Date: 05/13/2005
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Water Supply Bank Enrollment Date Accepted:
Water Supply Bank Enrollment Date Removed:
Application Received Date:
Protest Deadline Date:
Number of Protests: 0

Other Information:
State or Federal: S
Owner Name Connector: And
Water District Number: 140
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False
Close

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

8/28/2015

WATER RIGHT NO. 45-14338

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ALLAN WARD 2844 ROCKY RD BURLEY, ID 83318 (208)878-4882
Original Owner	ORE IDA FOODS INC PO BOX 10 BOISE, ID 83707 (208)338-6100

Priority Date: 09/15/1971

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.21 CFS	93.2 AFA
Total Diversion			0.21 CFS	

Location of Point(s) of Diversion:

GROUND WATER	NESENE	Sec. 24	Township 11S	Range 21E	CASSIA County
GROUND WATER	NENESE	Sec. 24	Township 11S	Range 21E	CASSIA County
GROUND WATER	NENENE	Sec. 30	Township 11S	Range 22E	CASSIA County

TRANSFER 80598

IRRIGATION Use:
Acre Limit: 26.6

Place(s) of use:

Place of Use Legal Description: IRRIGATION CASSIA County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
11S	22E	32		SEnw	27.9									

Total Acres: 27.9

Conditions of Approval:

1. K06 This right is limited to the irrigation of 26.6 acres within the place of use described above in a single irrigation season.
2. E55 Use of this right with right no. 45-14340 is limited to the irrigation of a combined total of 27.9 acres in a single irrigation season.
3. E60 Use of this right with right no. 45-14340 is limited to a total combined diversion rate of .021 cfs and to a total combined annual diversion volume of 93.2 af.
4. K03 Right No. 45-14340 is an expansion of this right pursuant to Section 42-1416B, Idaho Code.
5. F05 Right No. 45-14340 is also diverted through points of diversion described above.
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.
6. T19

Dates:

Licensed Date:

Decreed Date: 05/13/2005

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number: 140

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Combined Acres Limit: 27.9
Combined Volume Limit: 93.2
Combined Rate Limit: 0.21
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Close

Cassia County Property Information Access

Parcel ID Number: RP11S22E323600A

Owner Information		Legal Description	
WARD, ALLAN 716 SOUTH 550 WEST BURLEY ID 83318		Tax Code: 540000 Zip: 0 SWNW S 32 T 11 R 22	
Category Information			
Category	Quantity	Unit	Value
1 - IRRGTD AG	31.500	AC	20885
5 - DRY GRAZING	7.500	AC	285
19 - WASTE	1.000	AC	0
Property Information		Tax Information	
0 No Property Information Found		Tax Year: 2014	
		Bill #: 10992	
		Market: 18855	
		C.B.: 0.00	
		H.O.: 0	
		Special: 362.26	
		Tax: 526.74	
		First Half:	
		Cost: 0.00	
		Interest: 0.00	
Penalty: 0.00			
Paid: 263.37			
Cancelled: 0.00			
Second Half:			
Cost: 0.00			
Interest: 0.00			
Penalty: 0.00			
Paid: 263.37			
Cancelled: 0.00			

Tax Payment History											
Year/Type	Date	Half	Batch/Tran#	Tax	Penalty	Interest	Total	Remark	Payor	User	PUP
2014 Payment	11- 24- 2014	1	11240 - 129	263.37	0.00	0.00	263.37	CK 2376	LITTLE MOO CATTLE	SBEDKE	

TRANSFER 80598

71081

7579

QUITCLAIM DEED

THIS INDENTURE, made this 26 day of June, 1973, between CRE-IDA FOODS, INC., a Delaware Corporation, authorized to do business in the State of Idaho, with its place of business at Boise, Idaho, the party of the first part, and DAVID JAROLIMEK and KAREN JAROLIMEK, husband and wife, and LEROY JAROLIMEK and PEGGY JAROLIMEK, husband and wife, of Route 2, Burley, Idaho, the party of the second part.

W I T N E S S E T H:

That the said party of the first part, for and in consideration of the sum of Ten Dollars (\$10.00), lawful money of the United States of America, and other valuable consideration to it in hand paid by the party of the second part, the receipt whereof is hereby acknowledged, does by these presents remise, release and forever quitclaim unto the said party of the second part, and to their heirs and assigns, all of its interest in that certain lot, piece or parcel of land situate, lying and being in Cassia County, State of Idaho, bounded and particularly described as follows, to-wit:

Township 11 South, Range 22 East, Boise Meridian
 Section 29: W $\frac{1}{2}$
 Section 30: ALL
 Section 31: W $\frac{1}{2}$
 Section 32: W $\frac{1}{2}$

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof. To have and to hold all and singular the said premises, together with the appurtenances, unto the party of the second part, and to their heirs and assigns forever.

IN WITNESS WHEREOF, CRE-IDA FOODS, INC., the party of the first part, has caused these presents to be signed by J. W. CONNOLLY, its Vice President and countersigned, by L. E. Osburn

its _____ Secretary, at Boise, Idaho, pursuant to
Corporate Resolution, and its corporate seal to be affixed hereto
the day and year first above written.

ORE-IDA FOODS, INC.

BY J. W. Connolly
Vice President

ATTEST:

T. E. Osborne
Secretary

STATE OF IDAHO)
County of Ada) ss

On this 26 day of June, 1973, before me the
undersigned, a Notary Public in and for said State, personally
appeared J. W. CONNOLLY, the Vice President and T. E. Osborne
the _____ Secretary, respectively of ORE-IDA FOODS, INC., the
Corporation that executed the foregoing instrument, and acknowledged
to me that such Corporation executed the same.

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

Lillian A. Parnell
Notary Public for Idaho
Residing at Boise Idaho

State of Idaho, County of Cassia) ss.
I hereby certify that this instrument was filed for record at request of
Cassia County Abstracts 21 minutes past 10 o'clock
P.M. this 29 day of June, A.D. 1973, in my office and
duly recorded on Film No. 183 as Inst. No. 1081
Fast
Lillian A. Parnell
Notary Public

idao
ccf

Jeannette Broadhead
Deputy

PARSONS & SMITH
LAWYERS
BOISE, IDAHO

230275

WARRANTY DEED

FOR VALUE RECEIVED, DAVID R. JAROLIMEK and KAREN J. JAROLIMEK, husband and wife, hereinafter called the Grantor, do hereby grant, bargain, sell and convey unto LEROY A. JAROLIMEK and PEGGY L. JAROLIMEK, husband and wife, hereinafter called the Grantee, the following described premises, located in Cassia County, Idaho to-wit:

An undivided one-half (1/2) interest in:

See Exhibit "A" attached hereto.

TO HAVE AND TO HOLD, the said premises with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this 14 day of April, 1994.

GRANTOR:


David R. Jarolimek


Karen J. Jarolimek

WARRANTY DEED - 1
D&LJAR.WD

STATE OF IDAHO)
) ss.
 County of Cassia)

On this 4th day of April, 1994, before me the undersigned notary public in and for said state, personally appeared DAVID R. JAROLIMEK and KAREN J. JAROLIMEK, husband and wife, known to me to be the persons whose name are subscribed to the within instrument and who acknowledged to me that they executed the same.

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

(SEAL)
 KERRY ROBERTS
 Notary Public
 State of Idaho
 Residing at Burley, Idaho
 My Commission Expires _____

[Signature]
 Notary Public
 Residing at: Burley, Idaho
 My Commission Expires: 6-30-97

WARRANTY DEED - 2
 DULGAR.WD

EXHIBIT "A"

PARCEL NO. 1:

TOWNSHIP 11 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 29: W $\frac{1}{2}$, EXCEPTING THEREFROM the following described property, to-wit:

Commencing at the Northwest corner of said Section 29; Thence East along the North line of said Section 29 a distance of 781 feet; thence South 45° West a distance of 1104.5 feet, more or less, to a point in the West line of said Section 29; thence North along the West line of said Section 29 a distance of 781 feet to the Point of Beginning.

PARCEL NO. 2:

TOWNSHIP 11 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 32: W $\frac{1}{2}$

PARCEL NO. 3:

TOWNSHIP 11 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 30: E $\frac{1}{2}$ W $\frac{1}{2}$, E $\frac{1}{2}$, and Lots 1, 2, 3 and 4

PARCEL NO. 4:

TOWNSHIP 11 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 24: SE $\frac{1}{4}$ NE $\frac{1}{4}$ and E $\frac{1}{2}$ SE $\frac{1}{4}$ EXCEPT the following described tracts of land, to-wit:

TRACT NO. 1:

Beginning at the Southwest corner of the E $\frac{1}{2}$ SE $\frac{1}{4}$ of said Section 24;
Thence running East along the South boundary line of said E $\frac{1}{2}$ SE $\frac{1}{4}$ a distance of 660 feet;
Thence run Northwesterly to the Southwest corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 24;
Thence run South along the West boundary line of said E $\frac{1}{2}$ SE $\frac{1}{4}$ to the Southwest corner of said E $\frac{1}{2}$ SE $\frac{1}{4}$ and The Point of Beginning.

-CONTINUED-

TRACT NO. 2:

Beginning at the Southeast corner of the SE $\frac{1}{4}$ of said Section 24;
Thence running North along the East boundary line of said SE $\frac{1}{4}$ a distance of 425 feet;
Thence running North 90° West a distance of 766 feet;
Thence Running South 25° East a distance of 437 feet, more or less, to the South boundary line of said SE $\frac{1}{4}$;
Thence running East along the South boundary line of said SE $\frac{1}{4}$ a distance of 660 feet to The Point of Beginning.

TOGETHER WITH all water and water rights, ditches and ditch rights used thereon or appurtenant thereto.

ALSO:

1. Water under License No. #45-7084; and
2. Water Permit No. 45-93-5-0065-000.

SUBJECT TO a Mortgage to The Federal Land Bank of Spokane, dated, May 21, 1976, recorded May 26, 1976, as Instrument No. 90932 on Film No. 102, records of Cassia County, Idaho.

SUBJECT TO a Mortgage to the United States of America, acting through the Farmers Home Administration, United States Department of Agriculture, dated April 15, 1991, recorded April 15, 1991, as Instrument No. 212920 on Film No. 224, records of Cassia County, Idaho.

SUBJECT TO a Mortgage to the United States of America, acting through the Farmers Home Administration, United States Department of Agriculture, dated June 7, 1979,, recorded June 7, 1979, as Instrument No. 117442 on Film No. 126, records of Cassia County, Idaho.

SUBJECT TO State of Idaho unrecorded land sale contracts, Nos. 25764 and 23653.

RECEIVED AT THE REQUEST OF
LAND TITLE & ESCROW

254

DATE 15 AUG 21

230215

FOR THE RECORD
JAMES E. RUSSELL
RECORDED

FEE 206 DEPUTY *LM*

LAND TITLE & ESCROW

**CORRECTION
WARRANTY DEED**

LEROY A. JAROLIMEK and PEGGY LEE JAROLIMEK, husband and wife, hereby warrant and convey to LEROY A. JAROLIMEK or PEGGY LEE JAROLIMEK, trustees of the LEROY A. AND PEGGY LEE JAROLIMEK FAMILY TRUST, whose address is 605 S. 600 W., Burley, Idaho 83318 (hereinafter referred to as "Assignees"), the following described real estate in Cassia County, State of Idaho:

SEE EXHIBIT "A" ATTACHED HERETO AND INCORPORATED BY REFERENCE.

This Correction Warranty Deed corrects and supersedes Warranty Deed dated April 22, 2013, Cassia County Recorder's Instrument No. 2013-001759.

Dated this 5th day of August, 2013.

Leroy A. Jarolimek
LEROY A. JAROLIMEK

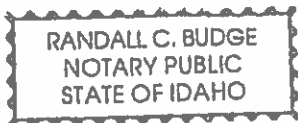
Peggy Lee Jarolimek
PEGGY LEE JAROLIMEK

STATE OF IDAHO)

COUNTY OF BANNOCK)

) SS:

Personally came before me this 5th day of August, 2013, the above named LEROY A. JAROLIMEK and PEGGY LEE JAROLIMEK, to me known to be the persons who executed the foregoing instrument and acknowledged the same.



R. Budge
Randall C. Budge, Notary Public
Bannock County, Idaho
My commission expires 10/11/2018

EXHIBIT "A"

PARCEL NO. 1:

TOWNSHIP 11 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 29: W½, EXCEPTING THEREFROM the following described property,
 to-wit:

Commencing at the Northwest corner of said Section 29;
Thence East along the North line of said Section 29 a distance of 781 feet;
Thence South 45° West a distance of 1104.5 feet, more or less, to a point
in the West line of said Section 29;
Thence North along the West line of said Section 29 a distance of 781
feet to the Point of Beginning.

PARCEL NO. 2:

TOWNSHIP 11 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 32: W1/2 NW1/4, NE1/4 NW1/4

PARCEL NO. 3:

TOWNSHIP 11 SOUTH, RANGE 22 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 30: E½W½, E½, and Lots 1, 2, 3 and 4

PARCEL NO. 4:

TOWNSHIP 11 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 24: SE¼NE¼ and E¼SE¼ EXCEPT the following described tracts of land,
 to-wit:

TRACT NO. 1:

Beginning at the Southwest corner of the E $\frac{1}{2}$ SE $\frac{1}{4}$ of said Section 24;
 Thence running East along the South boundary line of said E $\frac{1}{2}$ SE $\frac{1}{4}$ a distance of 660 feet;
 Thence run Northwesterly to the Southwest corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of said Section 24;
 Thence run South along the West boundary line of said E $\frac{1}{2}$ SE $\frac{1}{4}$ to the Southwest corner of said E $\frac{1}{2}$ SE $\frac{1}{4}$ and The Point of Beginning.

TRACT NO. 2:

Beginning at the Southeast corner of said Section 24, said corner marked by a 5/8" rebar which shall be the Point of Beginning;
 Thence North 89°35'34" West along section line for a distance of 664.41 feet to a 1/2" rebar, said rebar lying South 89°35'34" East along the section line for 660.00 feet from the Southwest corner of the E $\frac{1}{2}$ SE $\frac{1}{4}$;
 Thence North 13°57'52" West (Northwesterly towards the Southwest corner of the SE $\frac{1}{4}$ NE $\frac{1}{4}$) for a distance of 560.01 feet to a 1/2" rebar;
 Thence South 89°35'34" East for a distance of 799.92 feet to a 1/2" rebar on section line;
 Thence South 00°02'00" West along section line for a distance of 479.90 feet to an iron pipe with brass cap at the Southwest corner of Section 19, in Township 11 South, Range 22 East of the Boise Meridian;
 Thence South 00°04'36" West along section line for a distance of 62.60 feet to the Point of Beginning.

PARCEL NO. 5:

A non-exclusive easement as created by Easement dated April 14, 1994 and recorded April 15, 1994 as Instrument No. 230277 on Film No. 254, records of Cassia County, Idaho, over and across the following described land:

TOWNSHIP 11 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
 CASSIA COUNTY, IDAHO

Section 24: Beginning at the Southeast corner of said Section 24, said corner marked by a 5/8" rebar; Thence North 89°35'34" West along section line for 25.00 feet to the Point of Beginning;
 Thence North 89°35'34" West along section line for a distance of 25.00 feet;
 Thence North 00°02'18" East for a distance of 542.50 feet;
 Thence South 89°35'34" East for a distance of 25.00 feet;
 Thence South 00°02'18" West for a distance of 542.50 feet to the Point of Beginning.

PARCEL NO. 6:

TOWNSHIP 11 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 1: All that part of the E½ lying South and East of U.S. Highway 30.

PARCEL NO. 7:

TOWNSHIP 11 SOUTH, RANGE 21 EAST OF THE BOISE MERIDIAN,
CASSIA COUNTY, IDAHO

Section 1: That part of the NE¼SW¼ lying South of U.S. Highway 30.

CASSIA COUNTY
Recorded for: Page 32 of 78LAND TITLE AND ESCROW
4:19:00 pm 05-19-2014

2014-002050

No. Pages: 5 Fee: \$22.00

JOSEPH W. LARSEN
County Clerk

Deputy: TPOLLARD

#50705

WARRANTY DEED

THIS INDENTURE is made this 19th day of May, 2014 between **LEROY A. JAROLIMEK or PEGGY LEE JAROLIMEK, trustees of the LEROY A. AND PEGGY LEE JAROLIMEK FAMILY TRUST**, whose address is 605 South 600 West, Burley, Idaho 83318 ("Grantor") and **ALLAN WARD**, a single man, whose address is 716 So. 550 W. Burley, ID 83318, ("Grantee").

WITNESSETH:

That the Grantor for and in consideration of the sum of Ten Dollars (\$10.00), lawful money of the United States of America, and other good and valuable consideration, to the Grantor in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has granted, bargained, and sold and by these presents does grant, bargain and sell, convey and confirm unto the Grantee, and to the heirs and assigns of Grantee forever, in the following described real estate situated in the County of Cassia, State of Idaho, to-wit:

SEE EXHIBIT A ATTACHED HERETO.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to said property as well in law as in equity of the Grantor.

TO HAVE AND TO HOLD, all and singular the above-mentioned and described premises, together with appurtenances unto the Grantee and to the heirs and assigns of Grantee forever.

The Grantor shall and will warrant and by these presents will forever defend the said premises in the quiet and peaceable possession of the Grantee, and the heirs and assigns of Grantee against all and every person and persons whomsoever lawfully claiming the same, except as aforesaid.

WARRANTY DEED - Page 1

FLETCHER LAW OFFICE
BURLEY, IDAHO

IN WITNESS WHEREOF, the Grantor has executed this Deed the day and year first above written.

LEROY A. AND PEGGY LEE JAROLIMEK
FAMILY TRUST

BY LeRoy A. Jarolimek
LeRoy A. Jarolimek, Trustee

BY Peggy Lee Jarolimek
Peggy Lee Jarolimek, Trustee

STATE OF IDAHO)
County of Cassia) ss

On this 19th day of May, in the year 2014, before me, the undersigned, a Notary Public in and for said State, personally appeared **LEROY A. JAROLIMEK and PEGGY LEE JAROLIMEK**, known or identified to me to be the persons whose names are subscribed to the within instrument as TRUSTEES OF THE LEROY A. AND PEGGY LEE JAROLIMEK FAMILY TRUST and acknowledged to me that they executed the same as such Trustees.

Terri McBride
Notary Public
State of Idaho

Terri McBride
Notary Public for Idaho
Residing at Idaho
My commission expires on 2-5-20

FLETCHER LAW OFFICE
BURLEY, IDAHO

TOWNSHIP 11 SOUTH, RANGE 22 EAST OF THE BOISE
MERIDIAN, CASSIA COUNTY, IDAHO

Section 32: SW $\frac{1}{4}$ NW $\frac{1}{4}$

WITH GRANTOR RESERVING ALL RIGHTS TO:

- Wind Project Ground Lease as disclosed by Memorandum of Amended Wind Project Ground Lease, by and between LeRoy A. Jarolimek and Peggy Jarolimek, Landlords, and Jarolimek Financial Group, LLC, an Idaho limited liability company, Tenant, dated March 1, 2010 and recorded June 18, 2010 as Instrument No. 2010-002936, records of Cassia County, Idaho.

ASSIGNMENT AND ASSUMPTION OF AMENDED AND RESTATED WIND PROJECT GROUND LEASE, between Bell Rapids Electric, LLC, an Idaho limited liability company, Assignor, to Golden Valley Wind Park, LLC, an Idaho limited liability company, Assignee, recorded October 7, 2010 as Instrument No. 2010-004759, records of Cassia County, Idaho.

ASSIGNMENT AGREEMENT, between LeRoy Jarolimek and Peggy Jarolimek, Assignors, and Alan Ward, Assignee, dated November 8, 2010 and recorded November 15, 2010 as Instrument No. 2010-005321, records of Cassia County, Idaho.

- Wind Project Ground Lease as disclosed by Memorandum of Amended and Restated Wind Project Ground Lease, by and among Jarolimek Financial Group, LLC, an Idaho limited liability company, Landlord, and Golden Valley Wind Park, LLC, an Idaho limited liability company, dated March 1, 2010 and recorded June 18, 2010 as Instrument No. 2010-002937, records of Cassia County, Idaho.

RECOGNITION AGREEMENT, between Jarolimek Financial Group, LLC, an Idaho limited liability company, Landlord, Golden Valley Wind Park, LLC, an Idaho limited liability company, Tenant, and LeRoy A. Jarolimek and Peggy L. Jarolimek, husband and wife, Owner, dated May 10, 2010 and recorded June 18, 2010 as Instrument No. 2010-002938, records of Cassia County, Idaho.

NON-DISTURBANCE AND ATTORNMENT AGREEMENT, by and between Metropolitan Life Insurance Company, a New York corporation, Lender, and Golden Valley Wind Park, LLC, an Idaho limited liability company, Tenant, dated May 14, 2010 and recorded June 18, 2010 as Instrument No. 2010-002939, records of Cassia County, Idaho.

ASSIGNMENT OF AMENDED AND RESTATED WIND PROJECT GROUND LEASE, between Golden Valley Wind Park, LLC, an Idaho limited liability company, Assignor, to Bell Rapids Electric, LLC, an Idaho limited liability company, Assignee, recorded June 18, 2010 as Instrument No. 2010-002941, records of Cassia County, Idaho.

ASSIGNMENT AND ASSUMPTION OF AMENDED AND RESTATED WIND PROJECT GROUND LEASE, between Bell Rapids Electric, LLC, an Idaho limited liability company, Assignor, to Golden Valley Wind Park, LLC, an Idaho limited liability company, Assignee, recorded October 7, 2010 as Instrument No. 2010-004759, records of Cassia County, Idaho.

ASSIGNMENT AGREEMENT, between LeRoy Jarolimek and Peggy Jarolimek, Assignors, and Alan Ward, Assignee, dated November 8, 2010 and recorded November 15, 2010 as Instrument No. 2010-005321, records of Cassia County, Idaho.

SUPPLEMENTAL MEMORANDUM AND NOTICE OF COMMERCIAL OPERATION DATE, by and between Jarolimek Financial Group, LLC, Landlord, and Golden Valley Wind Park, LLC, successor-in-interest to Bell Rapids Electric, LLC, Tenant, dated April 5, 2011 and recorded April 25, 2011 as Instrument No. 2011-001692, records of Cassia County, Idaho.

- All wind power generation rights, including easements for the placement of windmills upon the real property, ingress and egress across the property for the purposes of installing, maintaining, repairing, and replacing the windmills and required power lines and associated equipment.

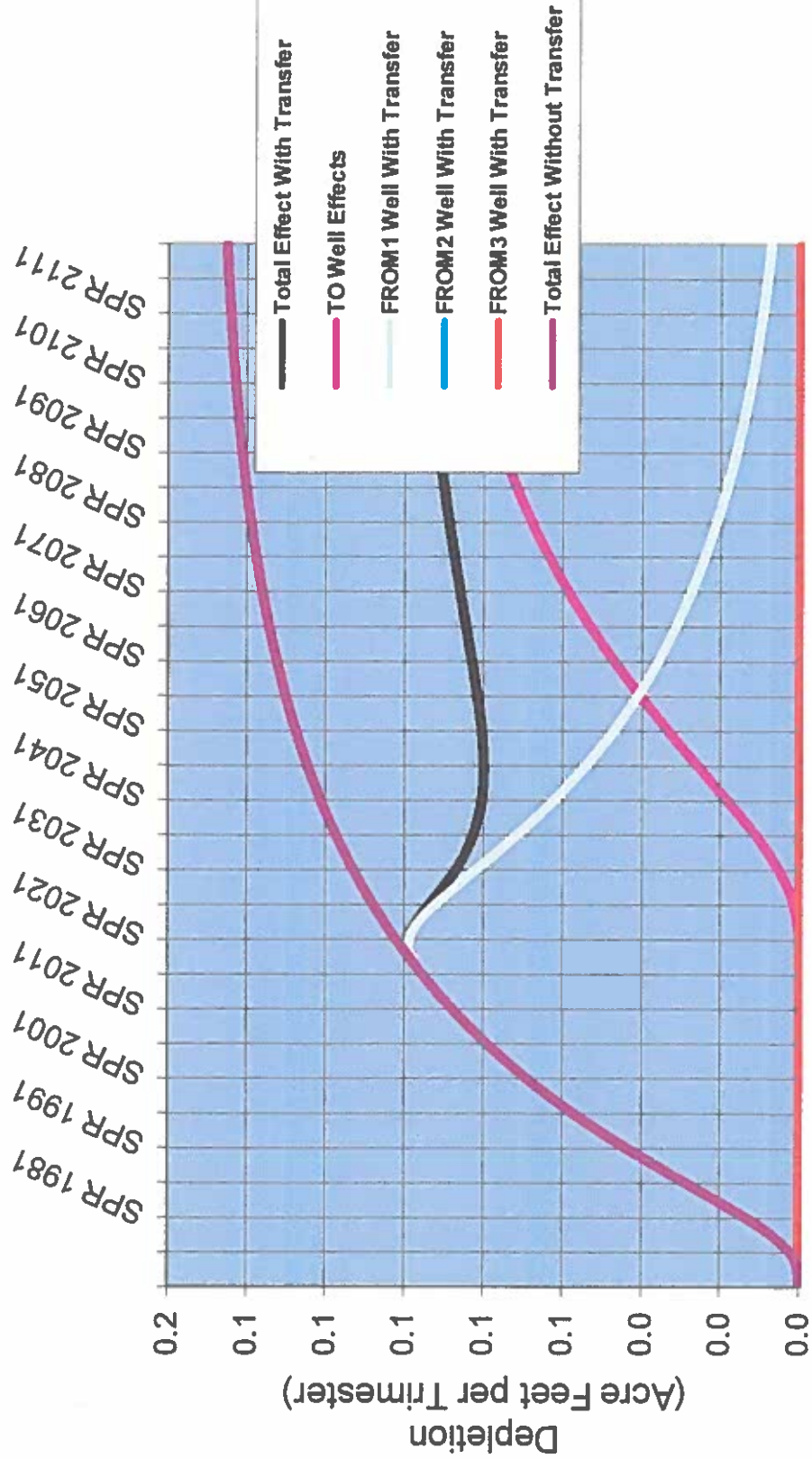
SUBJECT TO:

- Fee, Leasehold and Easement Mortgage, Assignment of Leases and Rents, Security Agreement and Fixture Filing to secure an original indebtedness, and any other amounts and/or obligations secured thereby.

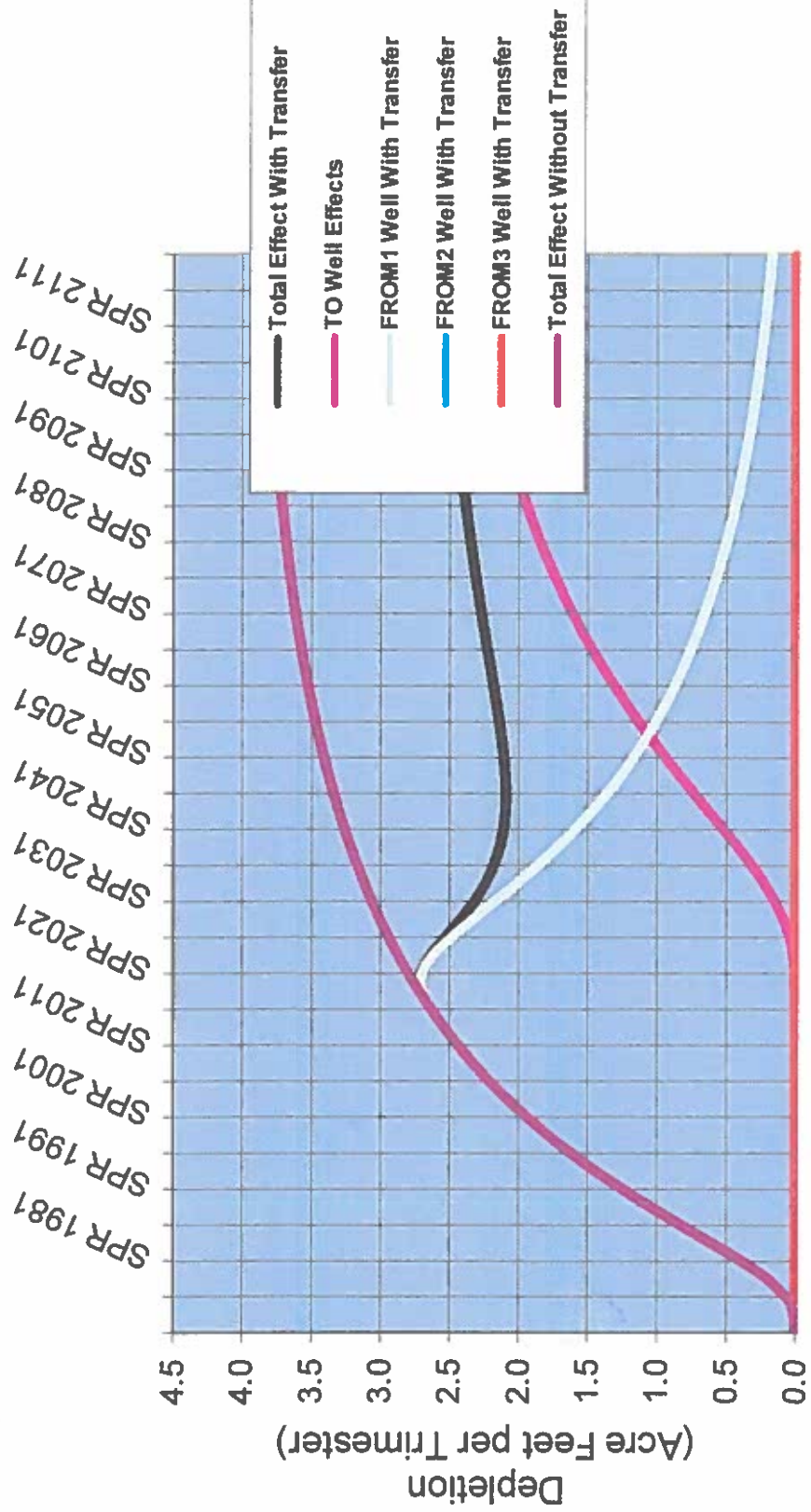
Dated: October 8, 2010
 Recorded: October 8, 2010, as Instrument No. 2010-004764, records of Cassia County, Idaho
 Mortgagor: Golden Valley Wind Park, LLC, an Idaho limited liability company
 Mortgagee: Union Bank, N.A., as Collateral Agent for the benefit of the Secured Parties Subordination of Mechanic's and Materialman's Lien Rights dated October 7, 2010 and recorded October 14, 2010 as Instrument No. 2010-004865, records of Cassia County, Idaho.

- Taxes for 2014 and subsequent years.
- Assessments of the Southwest Irrigation District and the rights and powers of said District as by law provided.
- Reservation contained in State of Idaho Deeds dated August 8, 1994 and recorded August 11, 1994 as Instrument Nos. 232448 and 232449, records of Cassia County, Idaho, which reads as follows: "The State reserves the right to all coal, oil, oil shale, gas phosphate, sodium, asbestos, gold, silver, lead, zinc, copper, antimony and all minerals or deposits of minerals of whatsoever kind of character, including geothermal resources (and associated by products), sand and gravel, pursuant to Sec. 47-701, Idaho Code."
- Conditions contained in Resolution 2006-06-2 of the Cassia County Planning and Zoning Commission, recorded June 30, 2006 as Instrument No. 309406, records of Cassia County, Idaho.
AMENDED RESOLUTION 2006-06-2 of the Cassia County Planning and Zoning Commission, dated July 6, 2006 and recorded July 6, 2006 as Instrument No. 309471, records of Cassia County, Idaho.
(Covers additional property not included herein).
- Conditions contained in Resolution No. 2008-09-3 of the Cassia County Planning and Zoning Commission, recorded September 23, 2008 as Instrument No. 2008-005336, records of Cassia County, Idaho.
- Resolution 2014-01 Before the Cassia County Planning and Zoning Commission, the application of Allan Ward, and Leroy A. Jarolimek and Peggy Lee Jarolimek Family Trust for a conditional use permit to develop an abattoir of slaughter house for cattle at the approximate address of 725 South 600 West - Burley, Idaho. This is more particularly described as: Township 11 South, Range 22 East of the Boise Meridian, Section 32 SW¼NW¼, all in Cassia County, Idaho and also known as RP11S22E322401, dated March 20, 2014, and recorded March 21, 2014 as Instrument No. 2014-001204, records of Cassia County, Idaho.

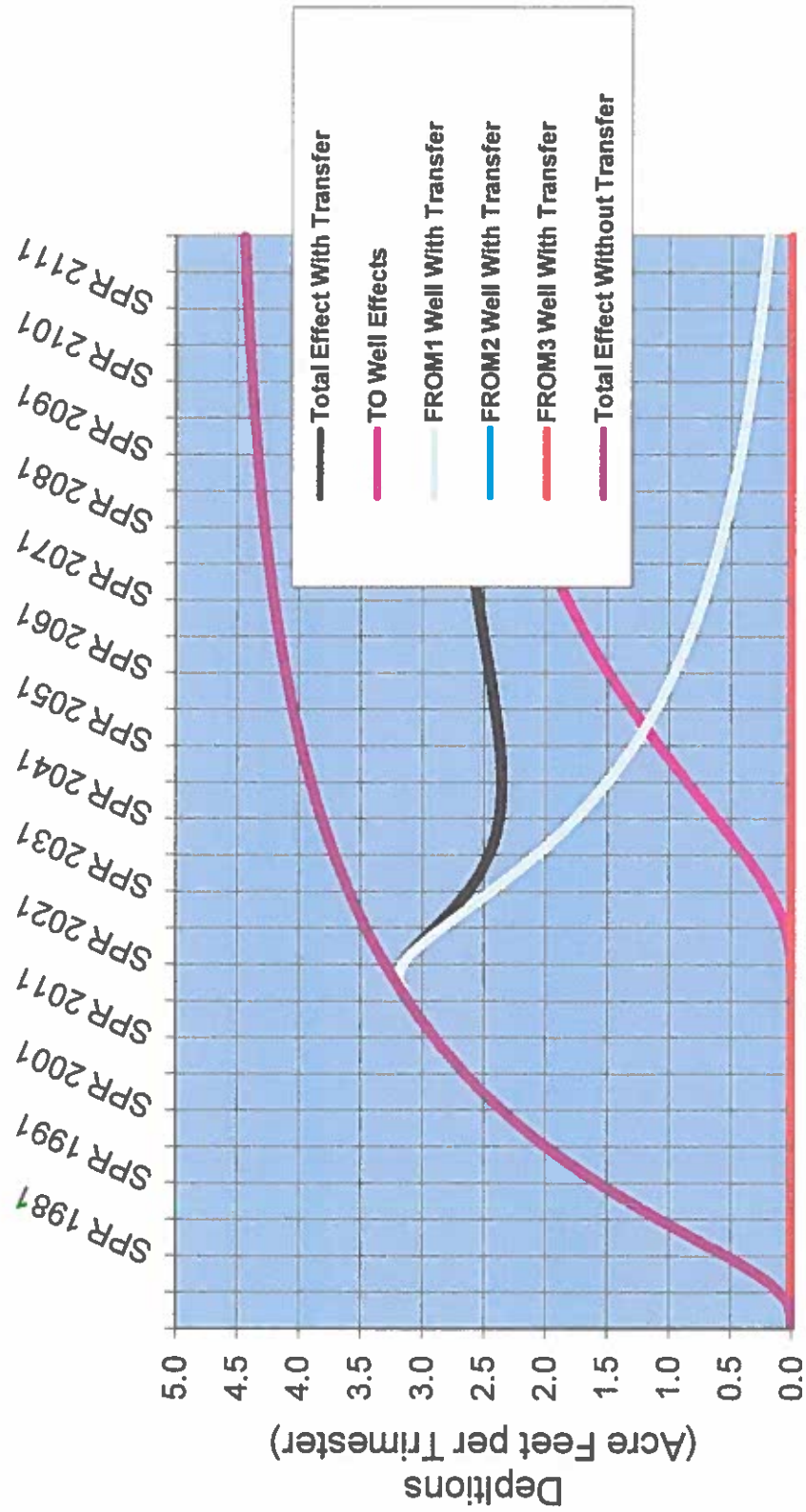
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Transfer No:**



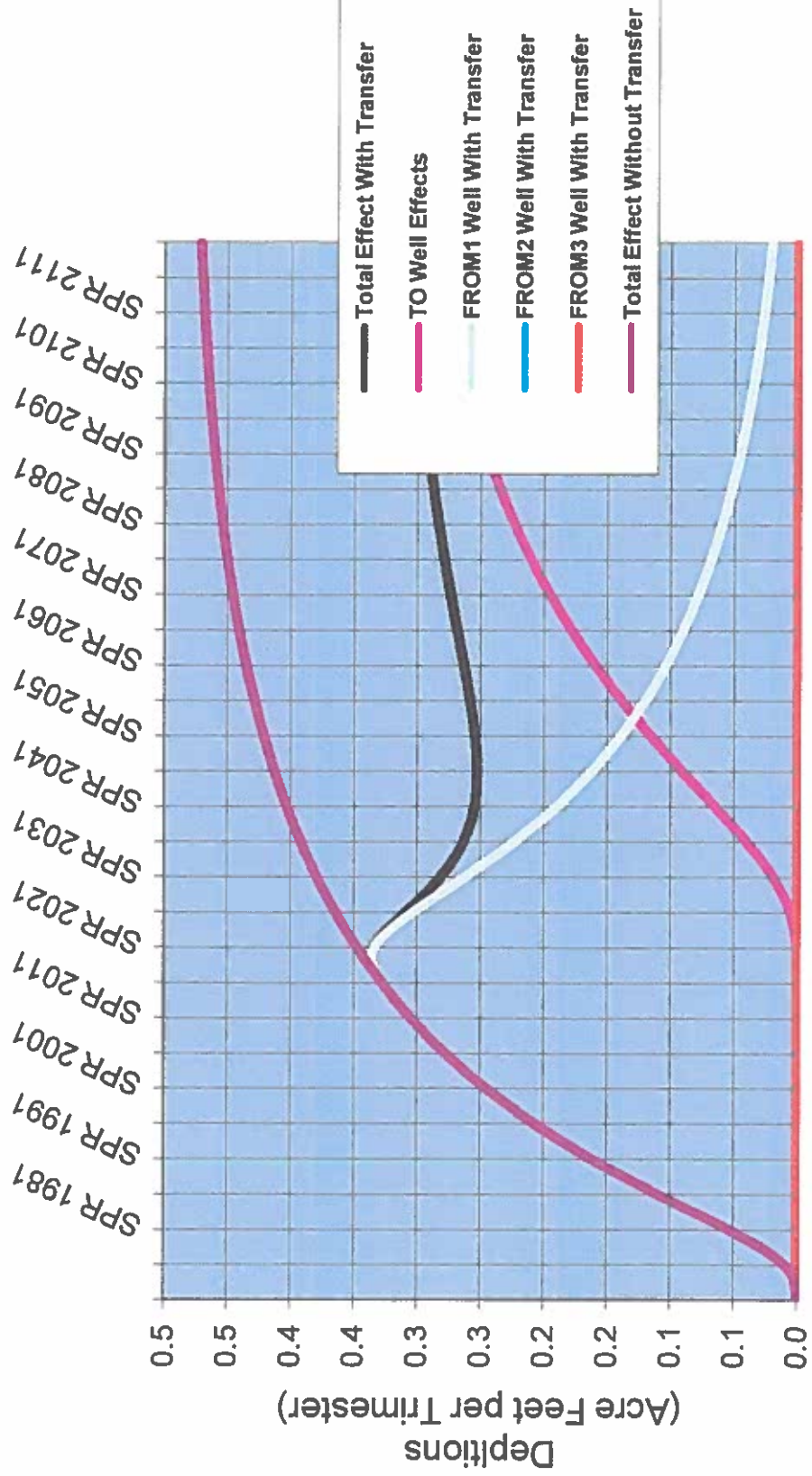
Hydrologic Response-- Malad
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Transfer No:



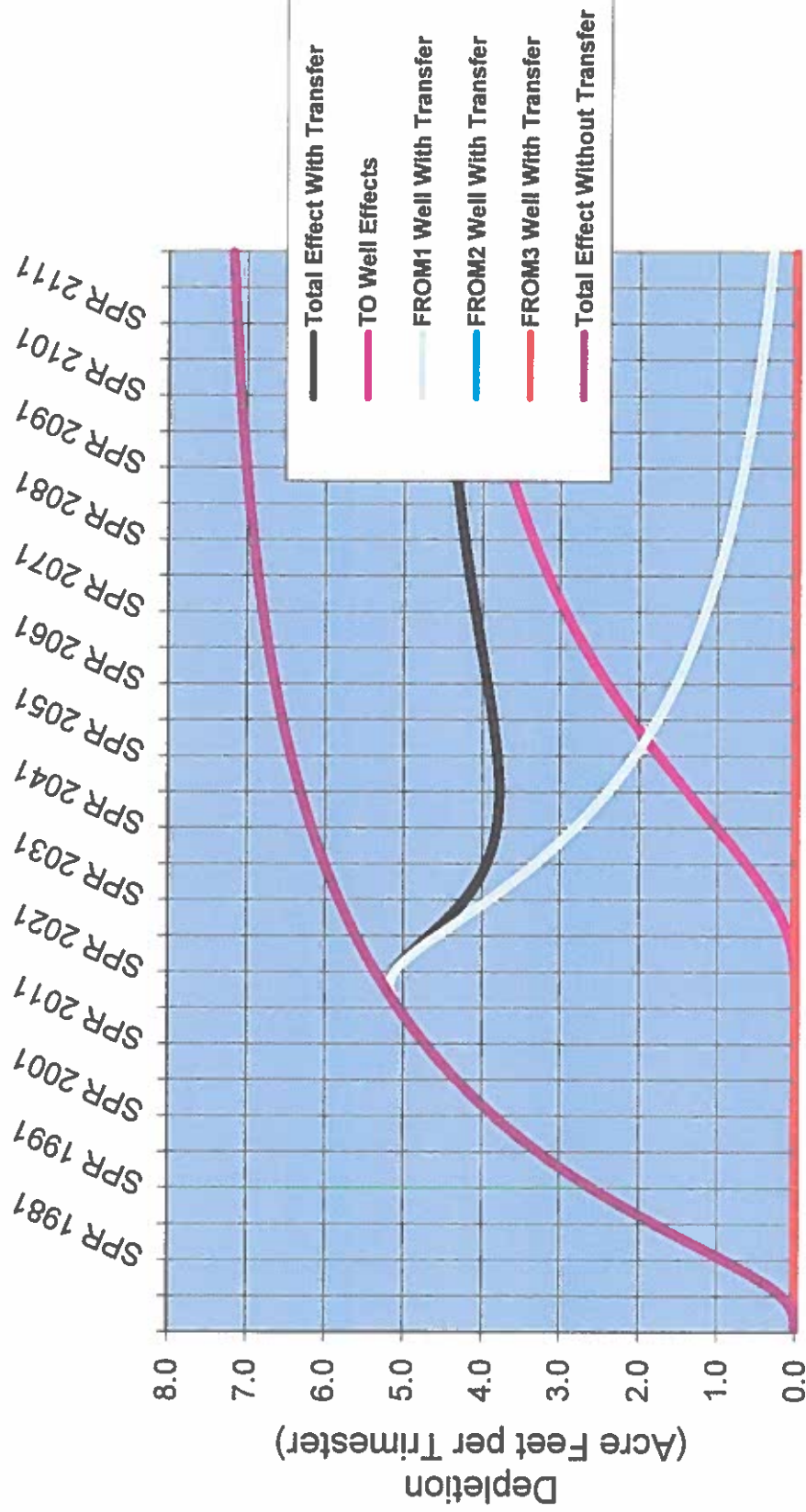
Hydrologic Response--Thousand Springs Customer Name: Transfer No:



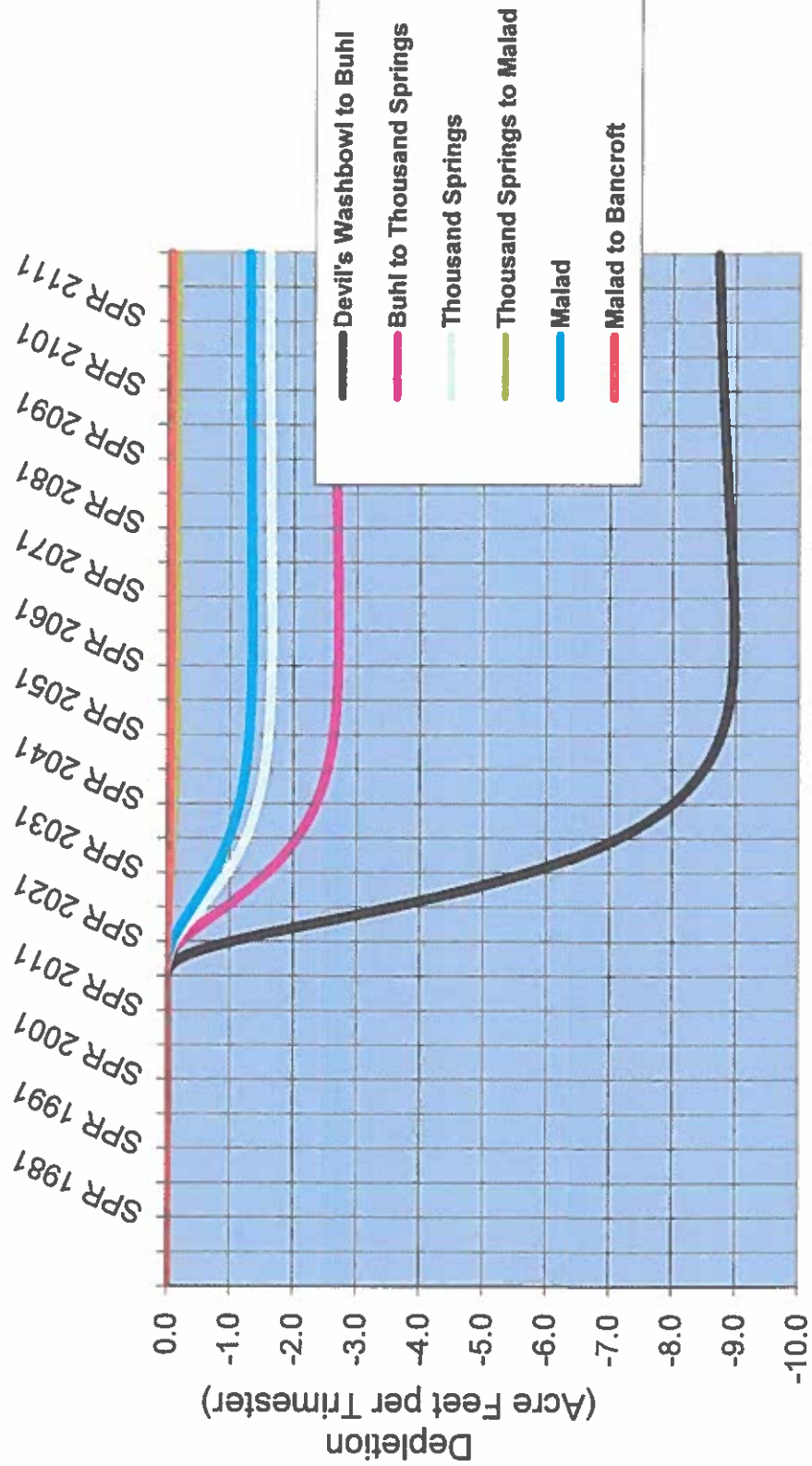
Hydrologic Response--Thousand Springs to Malad
Customer Name:
Transfer No:



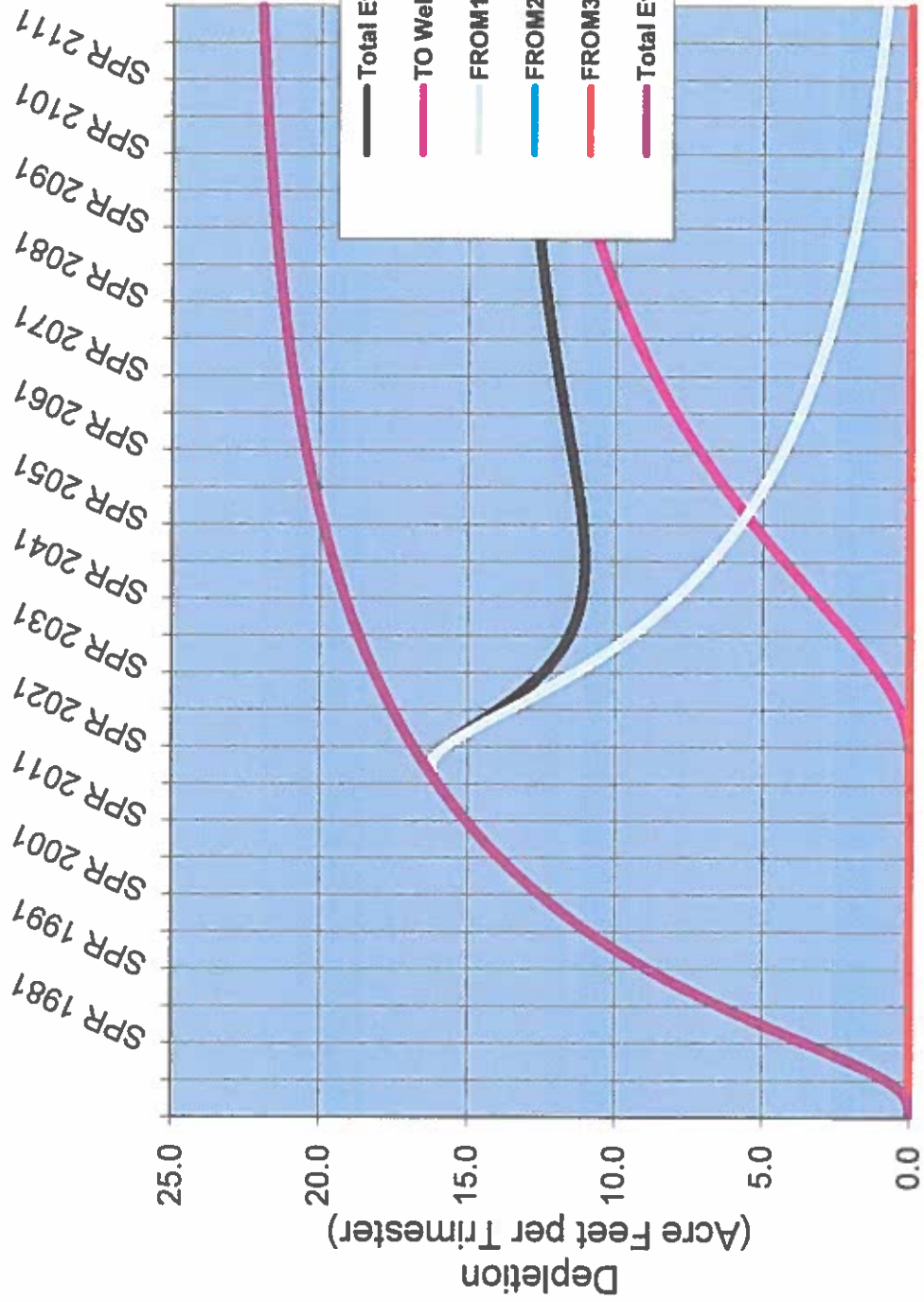
Hydrologic Response--Buhl to Thousand Springs Customer Name: Transfer No:



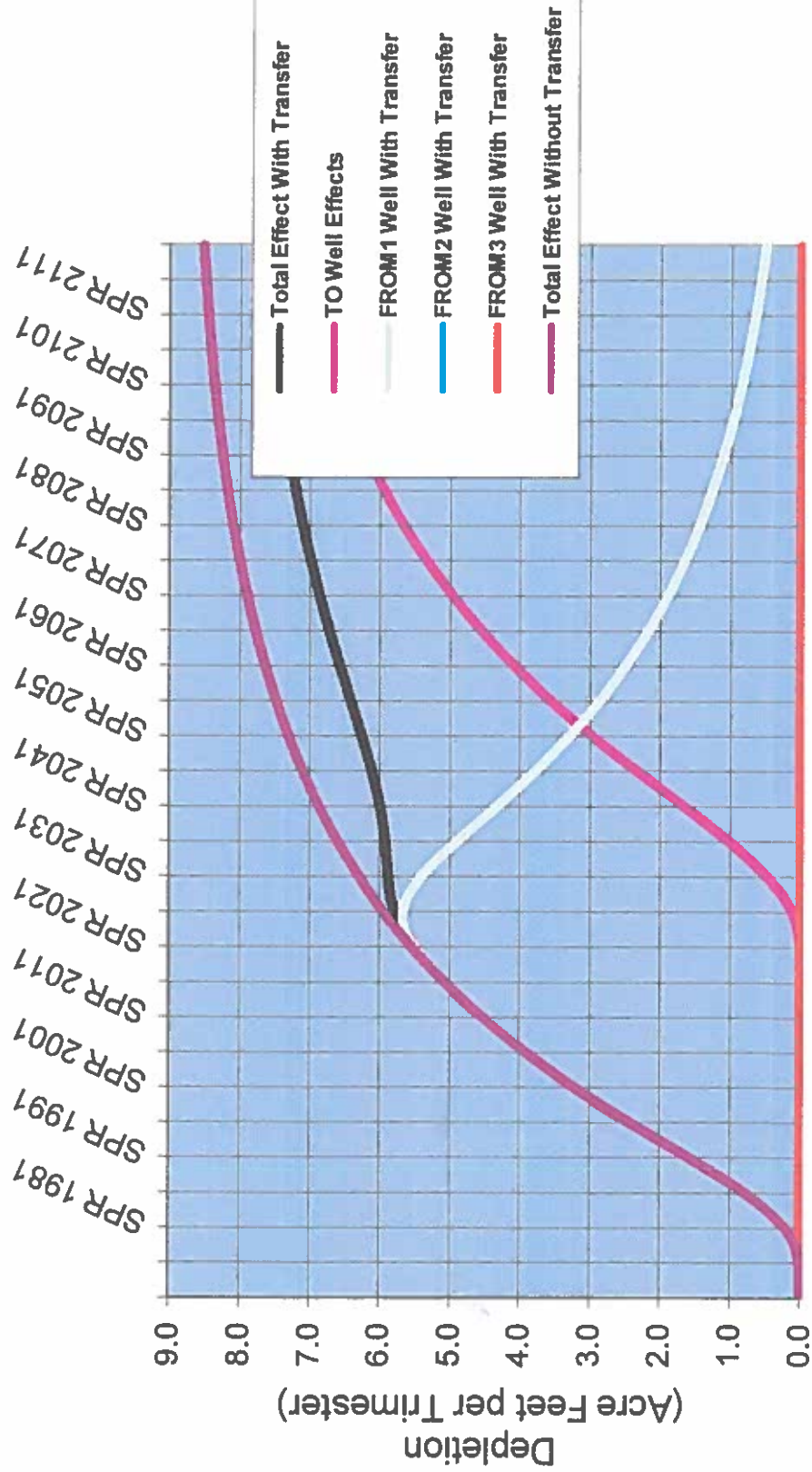
Net Transfer Effect Below Milner **(Total Effect With Transfer - Total Effect Without Transfer)**



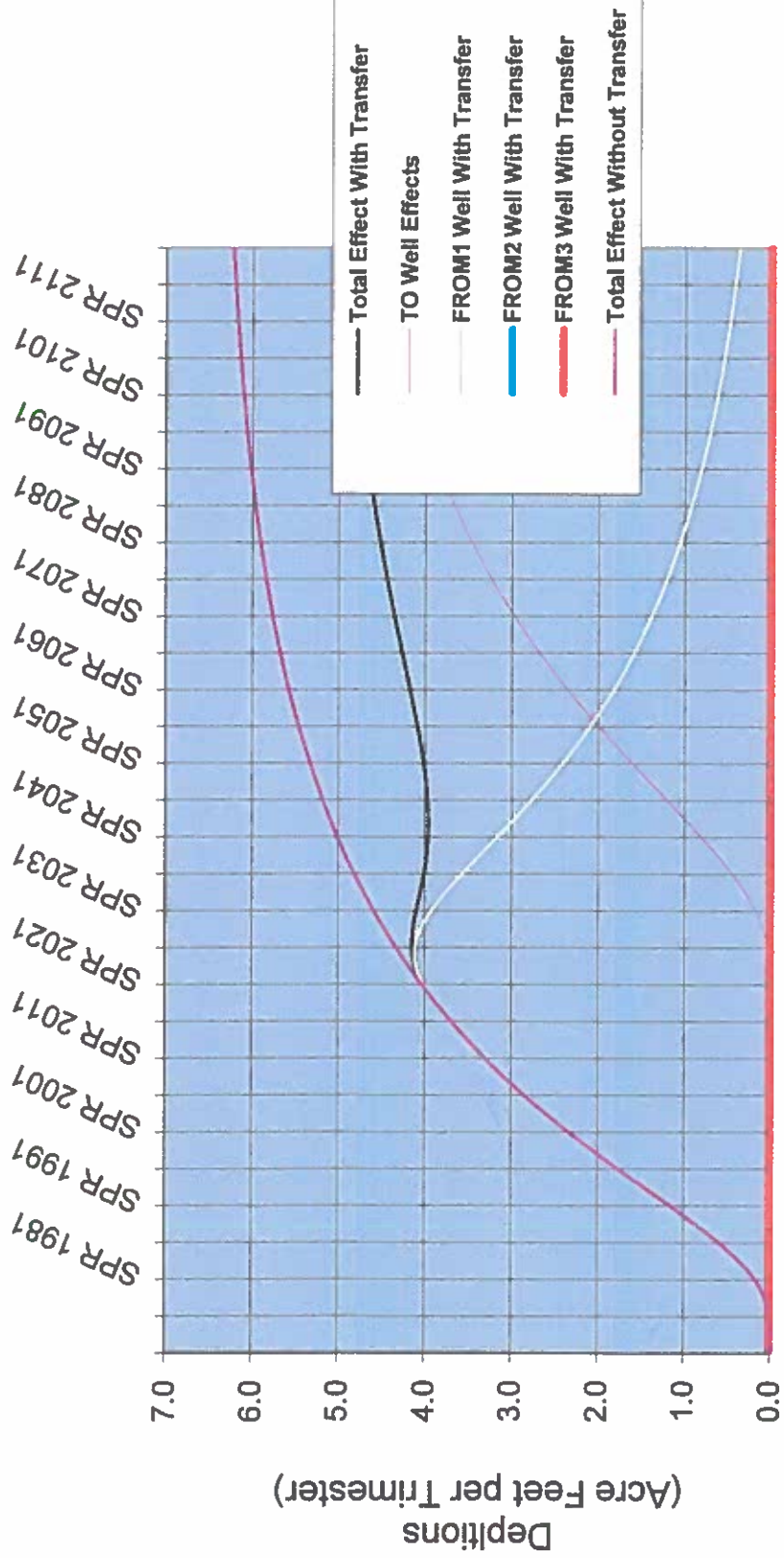
Hydrologic Response--Devil's Washbowl to Buhl Customer Name: Transfer No:



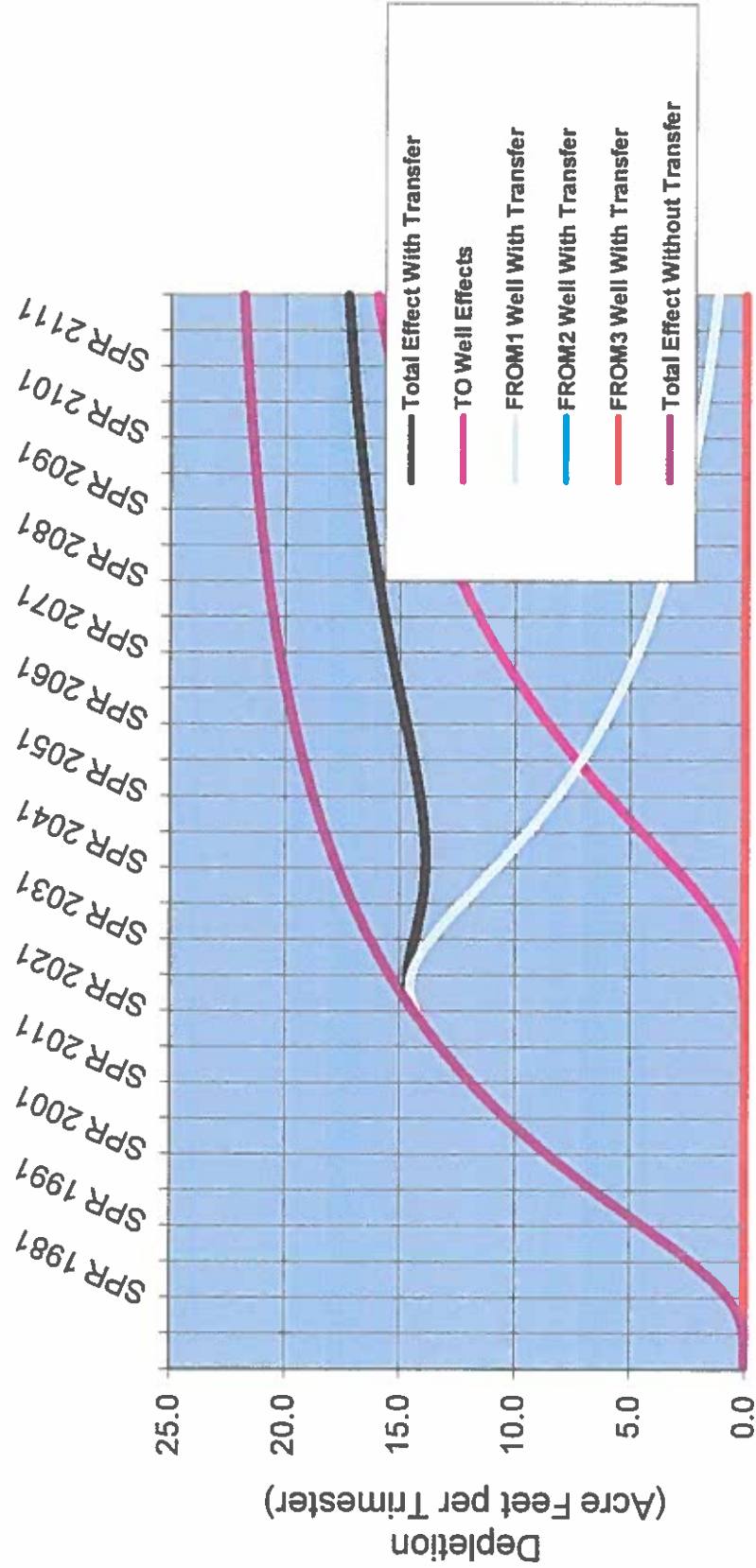
Hydrologic Response-- Neeley to Minidoka
Customer Name:
Transfer No:



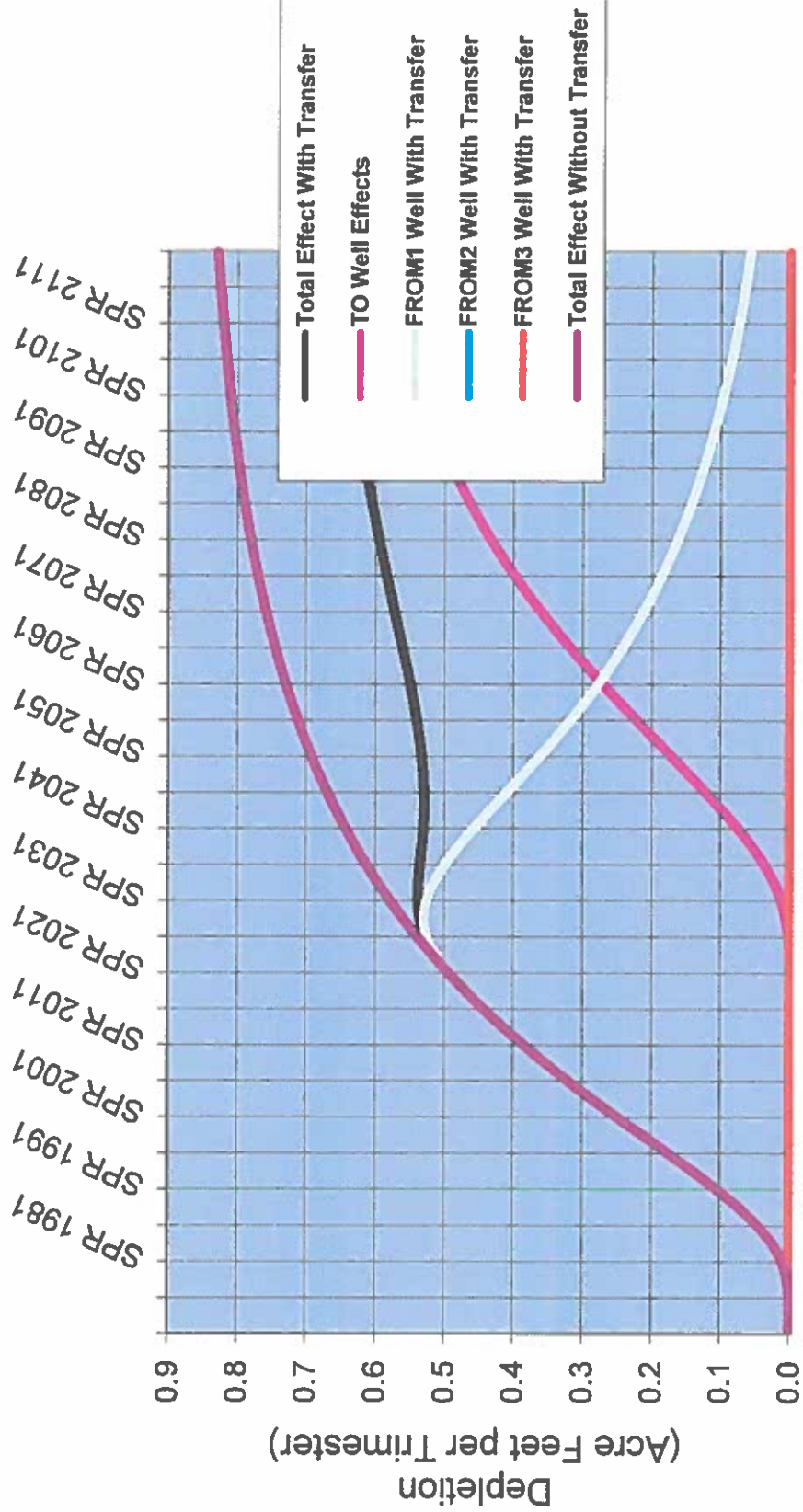
Hydrologic Response--Shelley to Near Blackfoot Customer Name: Transfer No:



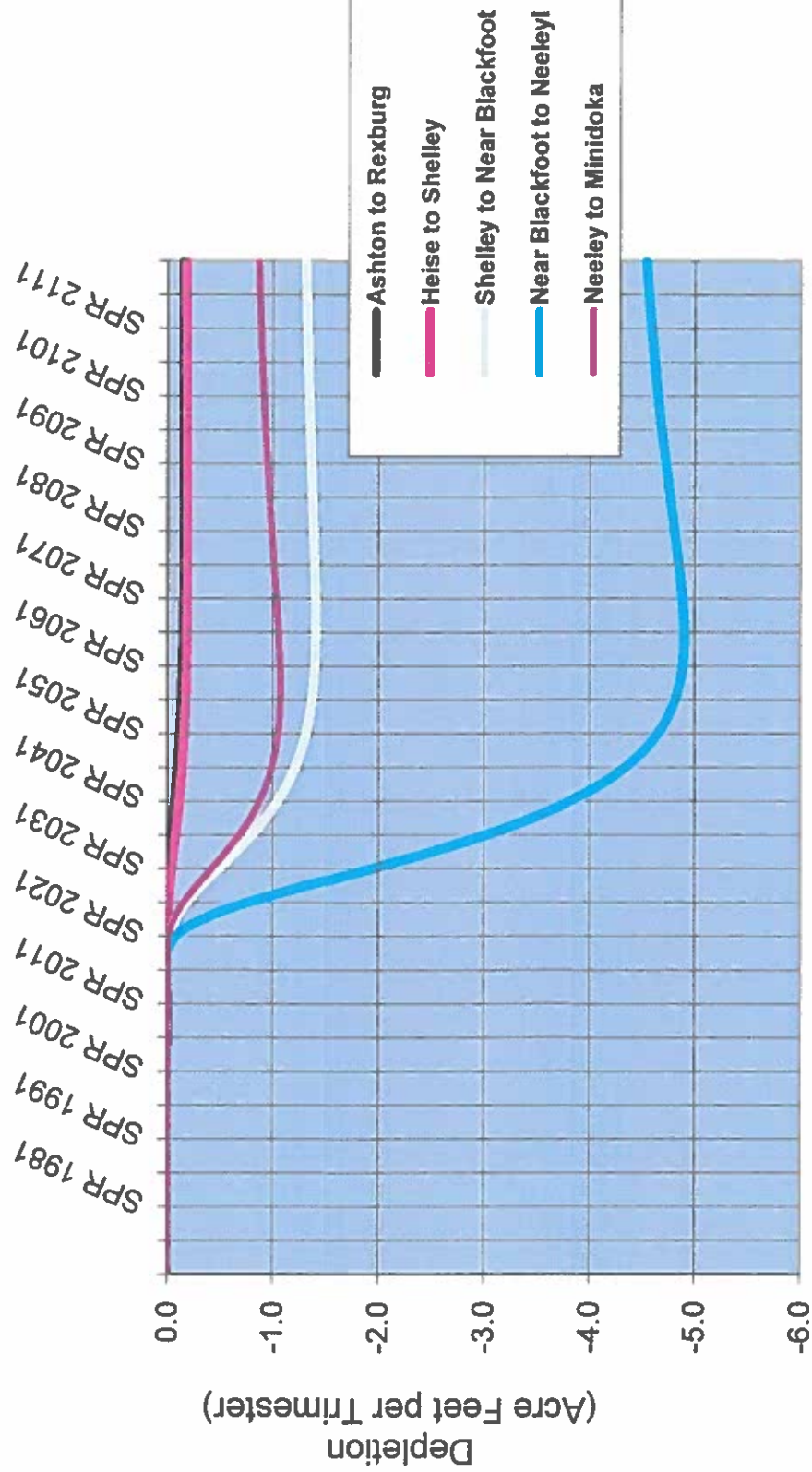
Hydrologic Response-- Near Blackfoot to Neeley Customer Name: Transfer No:



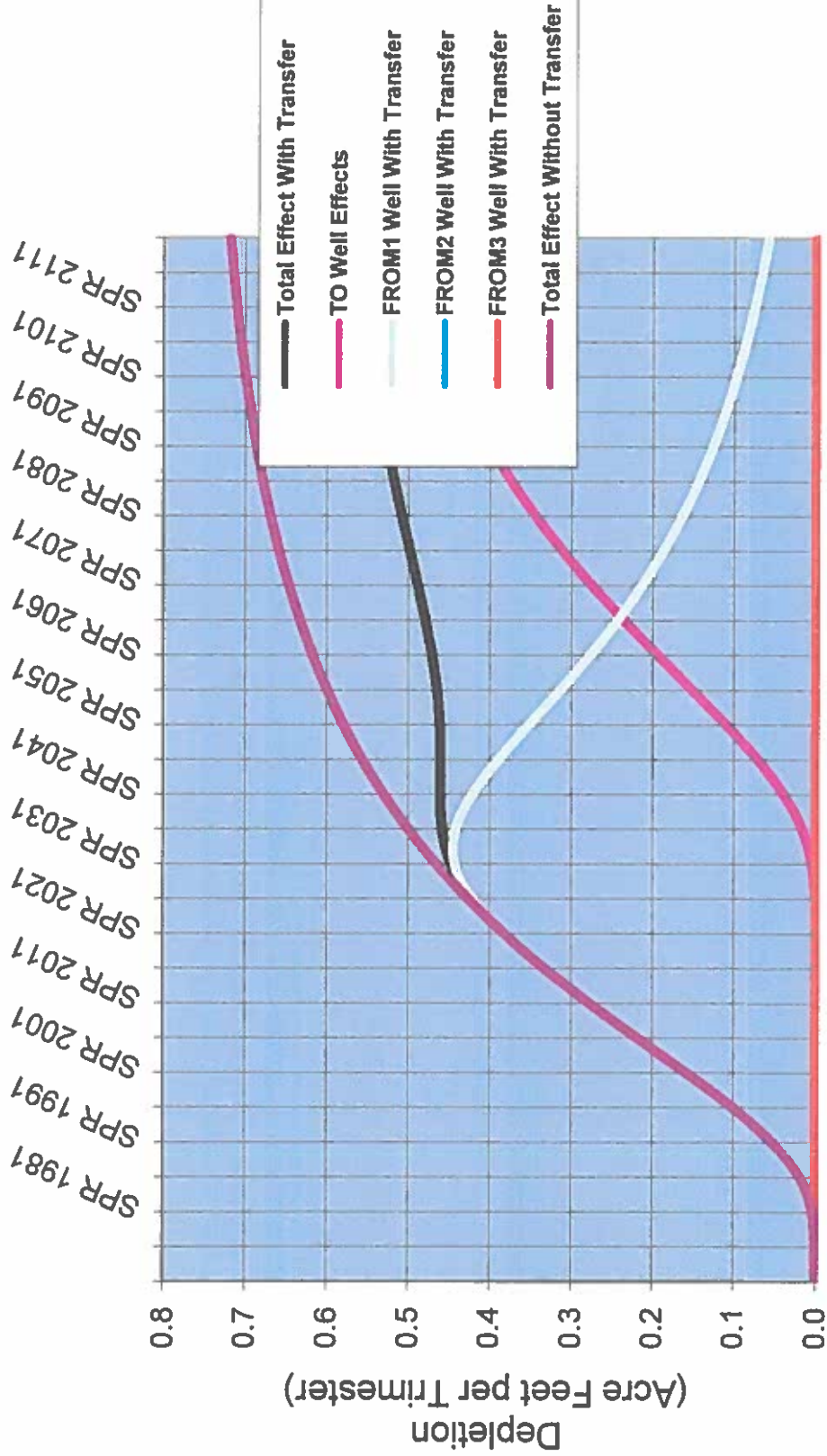
Hydrologic Response--Heise to Shelley
Customer Name:
Transfer No:



Net Transfer Effect Above Milner (Total Effect With Transfer - Total Effect Without Transfer)



Hydrologic Response--Ashton to Rexburg Customer Name: Transfer No:



ENHANCED GROUND-W

UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESE

Cells this color are
set up for user entries

ENTER STARTING DATE FOR
SIMULATION. THEN PUSH
"UPDATE DATES" BUTTON

TRANSFER NO:

YEAR

1971

TRANSFER NAME

SEASON

SPRING

Allan Ward

ENTER CELL LOCATIONS:

	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	88	85	0	0
COLUMN	41	41	0	0

TRIMESTER OF ACTIVITY	TO WELL	FROM1 WELL		FROM2 W
	Projected Use AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER
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WIN 1971	0	78	78	0
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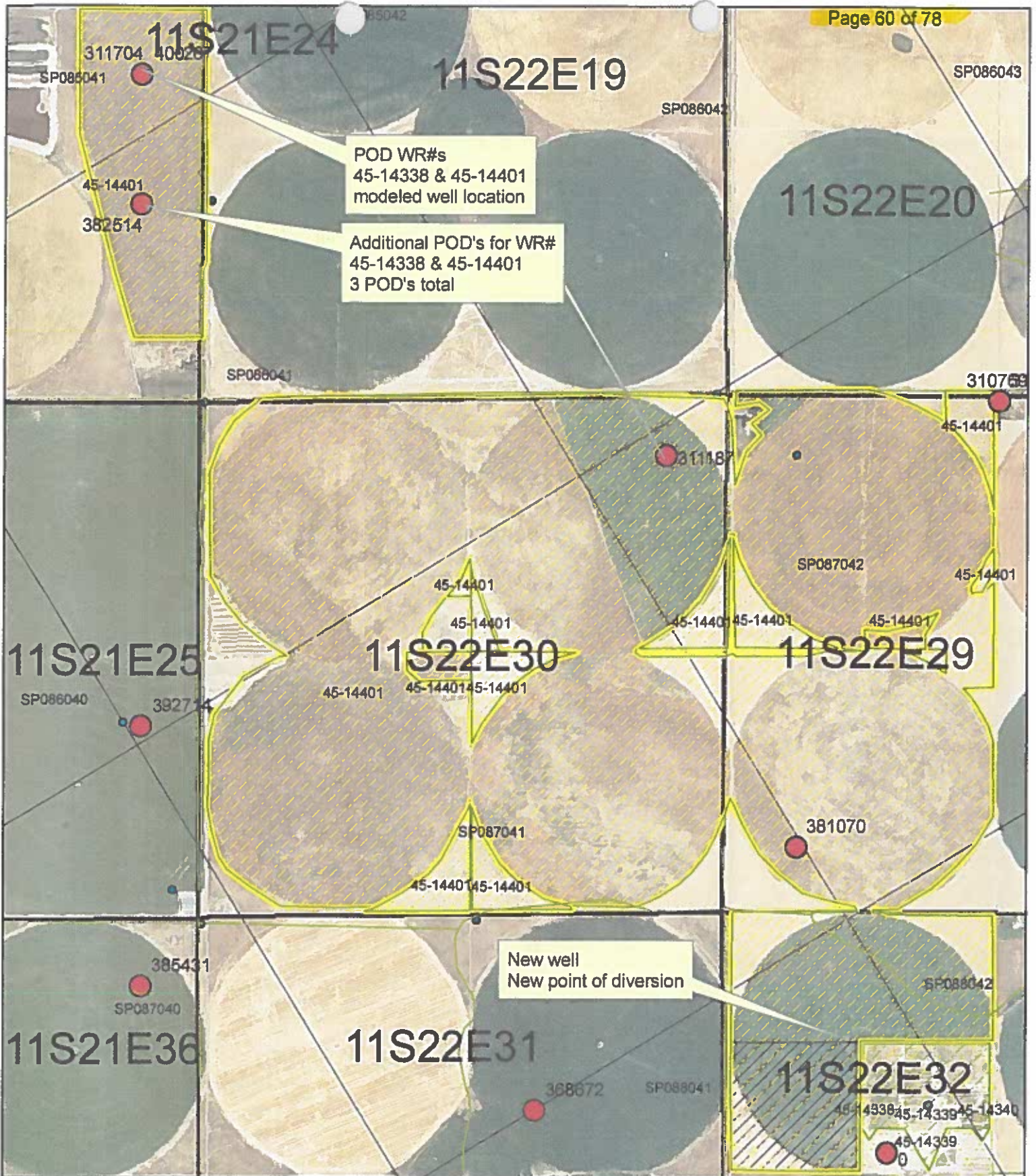
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WIN 2120	57	0	78	0



Allan Ward

Attachment 7a & 7b

TRANSFER 80598

1,320

Feet

Legend

wrpou

WaterRight

45-14401

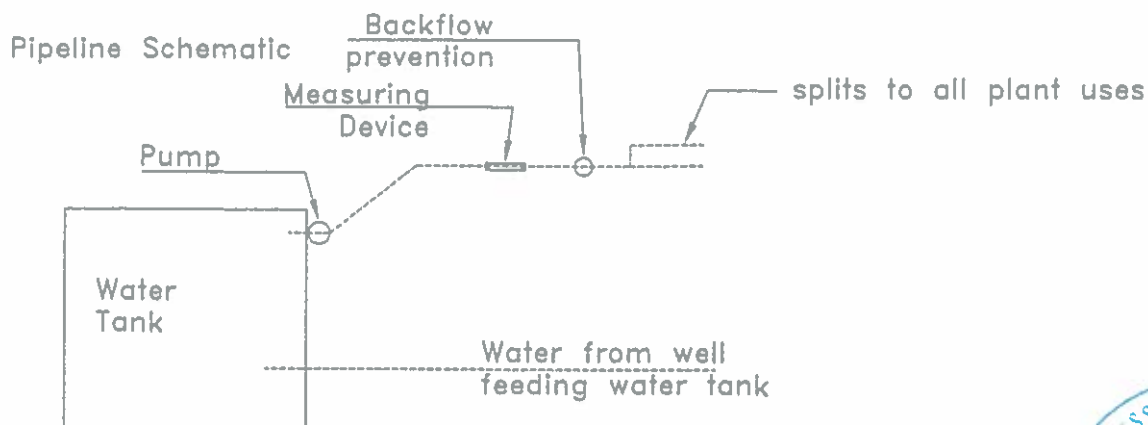
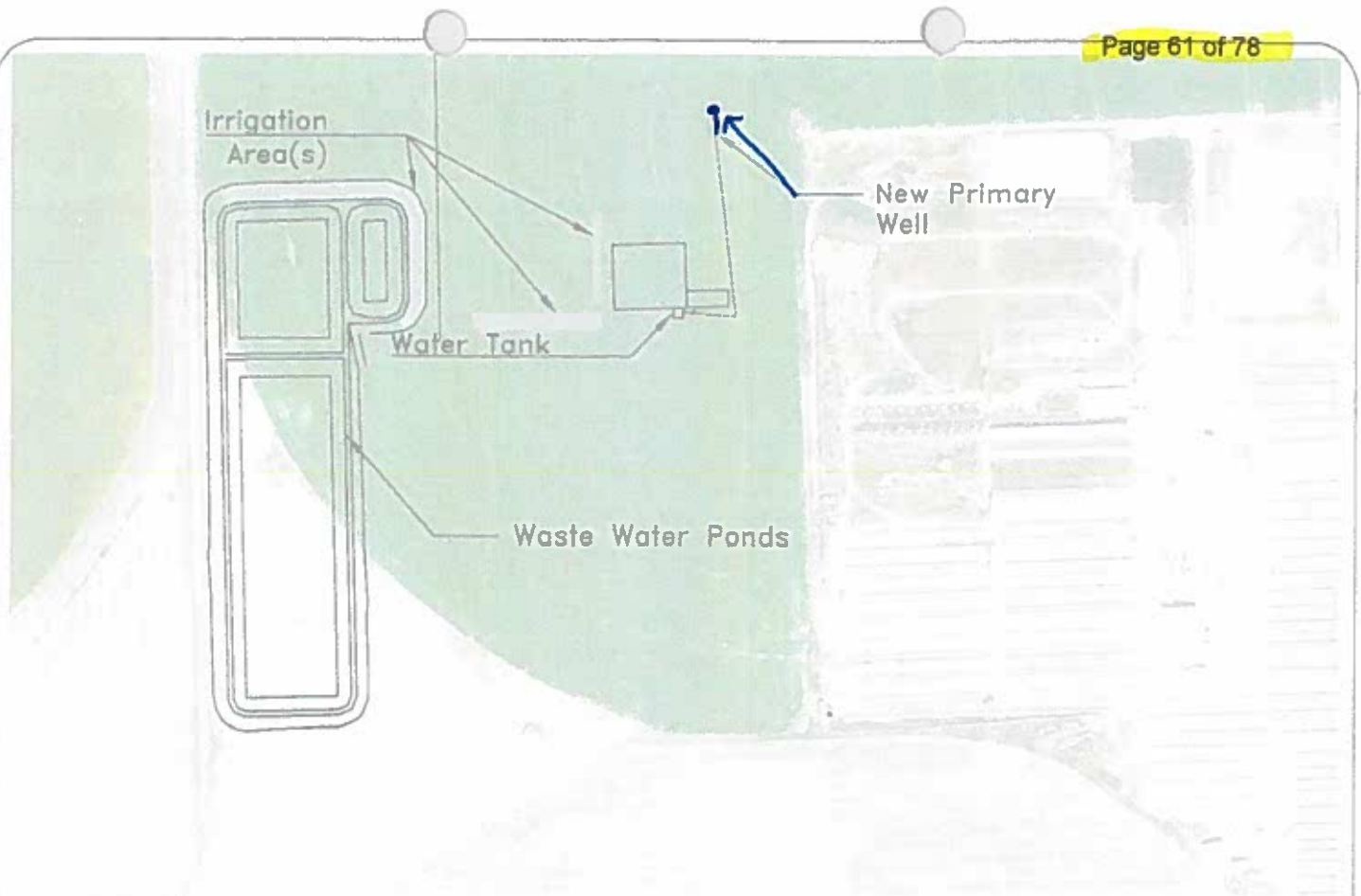
45-14338

Model Grid

Beef Abattoir Use

N





AgTec Engineering & Environmental Associates, LLC

1993 Tamarack Loop -- Twin Falls, ID 83301 -- (208) 731-8640



DESIGNED BY: MWT			
DRAWN BY: MWT	Attachment 7a	BURLEY - CASSIA	
DATE: 12/1/15	FILE NAME: IdaBeefSitePlan090815.dwg	SCALE: 1" = 400'	SHEET: 1 OF 1

TRANSFER 80598

Attachment 8A

Water Use Estimate and Historical Beneficial Use Analysis

Owner/Operator Info

Date 9/1/2015



Name: Allan Ward Address: Burley State: Idaho Telephone: 0 Zip Code: 0

Facility Info
Name: IDA Beef Address: Burley State: Idaho Telephone: 0 Zip Code: 0

Dairy Stock Water Requirements

Animal Type	# of Animals	Animal Weight (lbs)	Animal Units	Drinking Requirement (gal/hd/day)	Drinking Requirement (gal/day)	Total Drinking (acft/yr)	Reference
none	0	0	0.0	0.0	0	0.00	N/A
none	0	0	0.0	0.0	0	0.00	N/A
Dry Cow 14	500	1,400	700.0	14.0	7,000	5.60	Water Intake and Quality for Dairy Cattle, Richard S.
none	0	0	0.0	0.0	0	0.00	N/A
none	0	0	0.0	0.0	0	0.00	N/A
none	0	0	0.0	0.0	0	0.00	N/A
none	0	0	0.0	0.0	0	0.00	N/A
none	0	0	0.0	0.0	0	0.00	N/A
none	0	0	0.0	0.0	0	0.00	N/A
Totals	500		700.0		7,000	5.60	

Stock water requirement in acre ft/ year
Stock water pumping diversion in cfs

5.6
0.01



Total Facility Water Use Requirements

Stock water Requirement	5.6 Acre Ft/yr	Gallons per day per animal unit
Commercial Parlor Use	174.4 Acre Ft/yr	#DIV/0! gal/au/day
Additional Cooling Use	0.0 Acre Ft/yr	
Water Use Estimate	180.0 Acre Ft/yr	
Safety Factor	1.0 SF	
Total Water Use Estimate	180.0 Acre Ft/yr	
Total Diversion Rate	0.25 Cubic Feet/Second (CFS)	111.6 GPM

(this diversion rate is the minimum rate required to pump the above water use estimate 24/7/365)

Water Rights

	cfs	acft
	cfs	acft
	cfs	acft
totals	0 cfs	0 acft

Consumptive Use Calculations

FSA Crop	Year	Station	Mean GS
Beets	2014 Burley	776	mm
		Acft	Acres Needed
		2.55	70.72

Water Rights Affected

Right #	Total Acres	cfs	AFA	Acres Used	Acres Needed	Acres Remaining	% Used	AcFt Transferre d	cfs Remaining	% of Right
45-14338	26.6	0.21	93.2	26.60	70.72	0.00	100.00%	67.72	0.21	0.00 100.00%
45-14401	38	0.3	126.8	37.00	7.12	1.00	97.37%	94.20	0.29	0.01 97.37%
Totals	64.6	0.51	220	63.60	161.92	98.45% acft Transferred	98.45% % Used	161.92	0.50	



Combined Rights	Net AcFt		Acres		Trimester	14338	14401
	CFS	AcFt	Transferre d	Remaining			
Original Use Combined	0.51	220	161.92	1.00			
Dried up Portion	0.50	216.7			72.22	31.07	41.15
Remaining 45-14401	0.01	3.34		1.00			

References:

Cattle drinking requirements were calculated using published information from industry accepted sources or from table data. Typically the following sources were evaluated for the milking and dry cow herds.

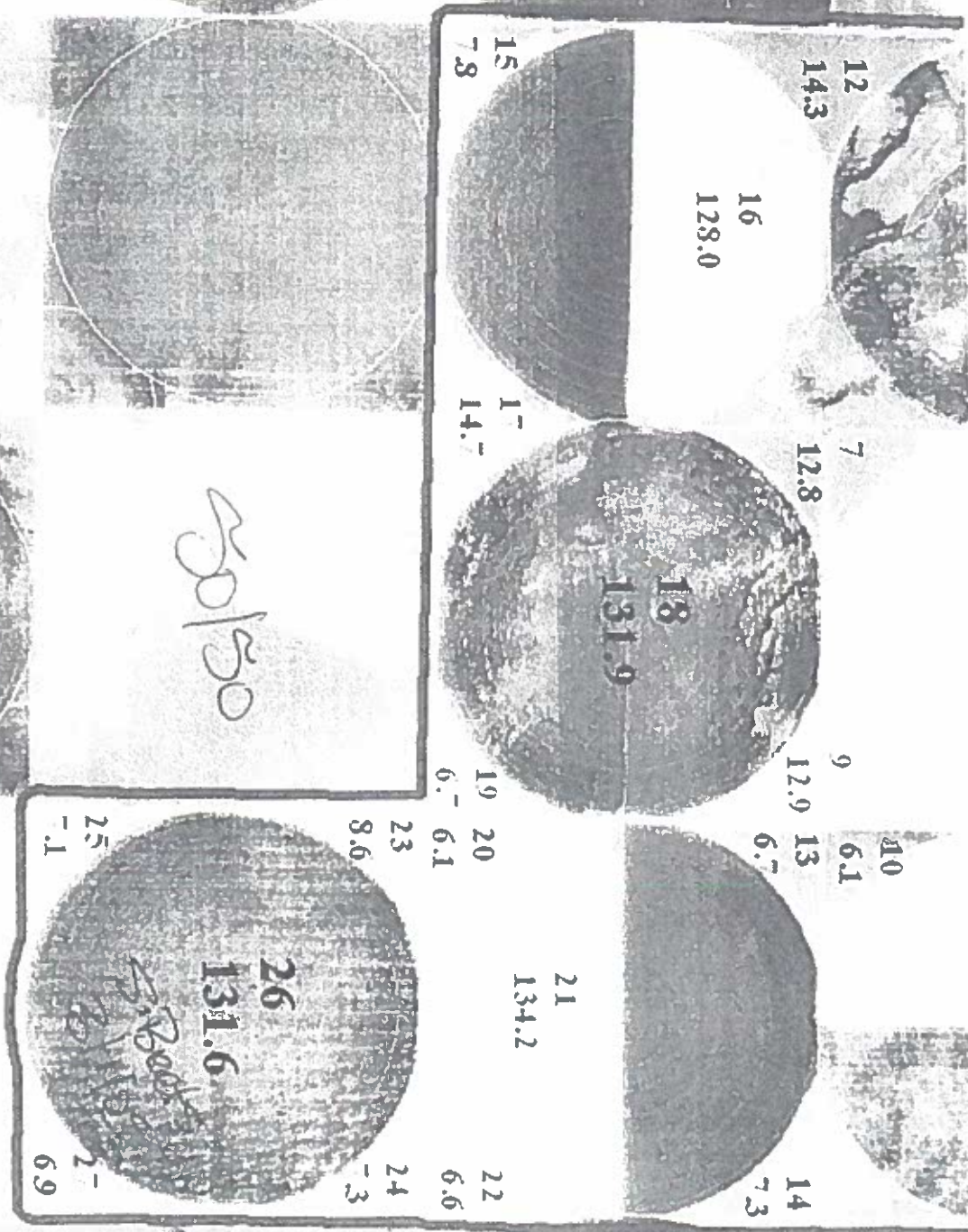
Fresh Water Needs for Dairy Farms, Dean Faulk U of I Extension Specialist
 Water Intake and Quality for Dairy Cattle, Richard S. Adams & William E. Sharpe, Department of Dairy and Animal Science,
 Modified Kertz Equation, A.F. Kertz, Ralston Purina Company
 Water Partitioning and Intake Prediction in Dry and Lactating Holstein Cows, J. B. Holter & W.E. Urban Jr., Journal of Dairy

The following sources were evaluated for animals other than milking and dry cows.

Fresh Water Needs for Dairy Farms, Dean Faulk U of I Extension Specialist
 Water Intake and Quality for Dairy Cattle, Richard S. Adams & William E. Sharpe, Department of Dairy and Animal Science,
 Water Requirements of Livestock, Daniel Ward & Kevin McKague, Ministry of Agriculture Food & Rural Affairs, May 2007

Map of Farm 3633
Tract 9155 Part 2
Farm Service Agency
Barley, ID

500 0 500 1000 1500 2000 Feet



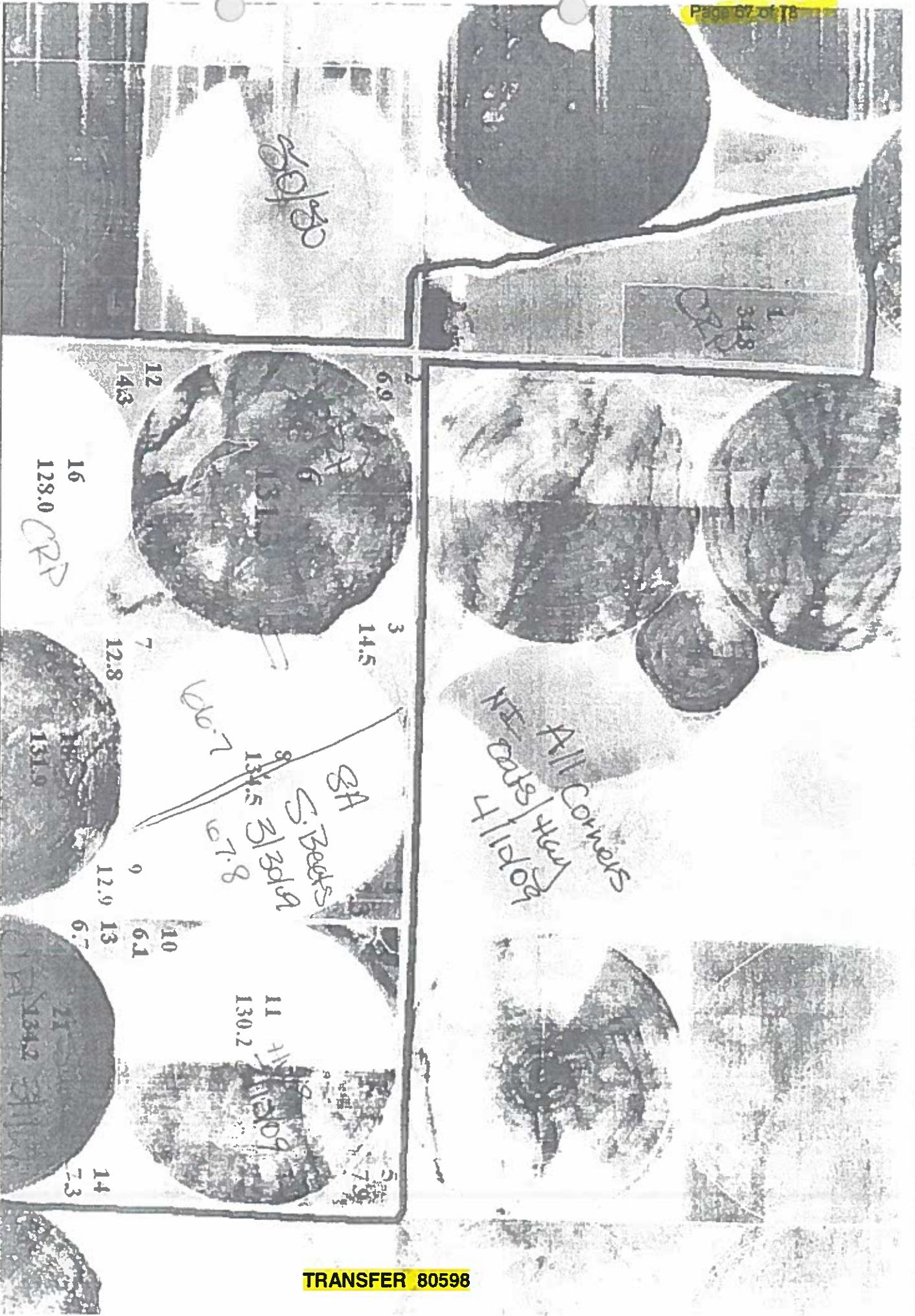
Map of Farm 3633

Tract 9175 Part 1

Farm Service Agency

Survey 111

500 0 500 1000 1500 2000 Feet



FSA-578 (Producer Print)

REPORT OF ACREAGE

PROGRAM YEAR 2009

DATE: 10-06-2010

Farm Number	Tract Number	CLU/Field	Ir Pr	C/C	Var/Type	Int Use	C/C Stat	Rpt Unt	Reported Quantity	Determined Quantity	Crp Lnd	Planting Date	Prod Share	Prod Name	RMA Opt	Unt
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Cropland: 69.9 Farmland: 81.0

3566	9154	1	Ir	ALFAL		Forage	I	A	19.80			Y	05-01-2007	.5000 TAMMI L BECK .5000 MICHAEL BECK		
------	------	---	----	-------	--	--------	---	---	-------	--	--	---	------------	--	--	--

Photo Number/Legal Description: 9154 N10 S28 T10 R22

Cropland: 19.8 Farmland: 20.0

3633	9175	88	Ir	SBEET		Proces	I	A	67.80			Y	03-30-2009	.5000 TAMMI L BECK .5000 MICHAEL BECK		
		11	Ir	WHEAT HWS		Grain	I	A	130.20			Y	03-15-2009	.5000 TAMMI L BECK .5000 MICHAEL BECK		
		25	Ir	SBEET		Proces	I	A	131.60			Y	03-01-2009	.5000 TAMMI L BECK .5000 MICHAEL BECK		
		2	Ni	OATS	SPR	Forage	I	A	6.90			Y	04-10-2009	.5000 TAMMI L BECK .5000 MICHAEL BECK		
		3	Ni	OATS	SPR	Forage	I	A	14.50			Y	04-10-2009	.5000 TAMMI L BECK .5000 MICHAEL BECK		
		4	Ni	OATS	SPR	Forage	I	A	7.30			Y	04-10-2009	.5000 TAMMI L BECK .5000 MICHAEL BECK		
		5	Ni	OATS	SPR	Forage	I	A	7.90			Y	04-10-2009	.5000 TAMMI L BECK .5000 MICHAEL BECK		
		12	Ni	OATS	SPR	Forage	I	A	14.30			Y	04-10-2009	.5000 TAMMI L BECK .5000 MICHAEL BECK		
		7	Ni	OATS	SPR	Forage	I	A	12.80			Y	04-10-2009	.5000 TAMMI L BECK .5000 MICHAEL BECK		
		9	Ni	OATS	SPR	Forage	I	A	12.90			Y	04-10-2009	.5000 TAMMI L BECK .5000 MICHAEL BECK		
		10	Ni	OATS	SPR	Forage	I	A	6.10			Y	04-10-2009	.5000 TAMMI L BECK .5000 MICHAEL BECK		
		13	Ni	OATS	SPR	Forage	I	A	6.70			Y	04-10-2009	.5000 TAMMI L BECK .5000 MICHAEL BECK		
		14	Ni	OATS	SPR	Forage	I	A	7.30			Y	04-10-2009	.5000 TAMMI L BECK .5000 MICHAEL BECK		
		15	Ni	OATS	SPR	Forage	I	A	7.80			Y	04-10-2009	.5000 TAMMI L BECK .5000 MICHAEL BECK		
		17	Ni	OATS	SPR	Forage	I	A	14.70			Y	04-10-2009	.5000 TAMMI L BECK .5000 MICHAEL BECK		
		19	Ni	OATS	SPR	Forage	I	A	6.70			Y	04-10-2009	.5000 TAMMI L BECK .5000 MICHAEL BECK		
		20	Ni	OATS	SPR	Forage	I	A	6.10			Y	04-10-2009	.5000 TAMMI L BECK .5000 MICHAEL BECK		
		22	Ni	OATS	SPR	Forage	I	A	6.60			Y	04-10-2009	.5000 TAMMI L BECK .5000 MICHAEL BECK		

FSA-578 (Producer Print)

REPORT OF ACREAGE

PROGRAM YEAR 2009

DATE: 10-06-2010

Farm Number	Tract Number	CLU/Field	Ir Pr	Var/ C/C	Int Type	Use	C/C Stat	Rpt Unt	Reported Quantity	Determined Quantity	Crp Ind	Planting Date	Prod Share	Prod Name	RMA Opt	Unt
-------------	--------------	-----------	-------	----------	----------	-----	----------	---------	-------------------	---------------------	---------	---------------	------------	-----------	---------	-----

3533	9175	22	N1	OATS	(continued)								.5000	MICHAEL BECK		
		23	N1	OATS	SPR Forage	I	A		8.60		Y	04-10-2009	.5000	TAMMI L BECK		
													.5000	MICHAEL BECK		
		24	N1	OATS	SPR Forage	I	A		7.30		Y	04-10-2009	.5000	TAMMI L BECK		
													.5000	MICHAEL BECK		
		25	N1	OATS	SPR Forage	I	A		7.10		Y	04-10-2009	.5000	TAMMI L BECK		
													.5000	MICHAEL BECK		
		27	N1	OATS	SPR Forage	I	A		6.90		Y	04-10-2009	.5000	TAMMI L BECK		
													.5000	MICHAEL BECK		

Photo Number/Legal Description 9175 K15 M16 S29.30.32 T11 R22 S24 T11 R21

Cropland: 1959.7 Farmland: 1967.0

4623	403	1	Ir	SBEET	Proces	I	A		2.80		Y	04-25-2009	.5000	TAMMI L BECK		
													.5000	MICHAEL BECK		
		2A	Ir	SBEET	Proces	I	A		2.00		Y	04-25-2009	.5000	TAMMI L BECK		
													.5000	MICHAEL BECK		

Photo Number/Legal Description: 403 N12 S34 T10 R22

Cropland: 1074.4 Farmland: 1137.0

C/C	Type	Prac	IU	Reported	Determined	C/C	Type	Prac	IU	Reported	Determined	C/C	Type	Prac	IU	Reported	Determined
SBEET		I	PR	733.90		BARLY	SPR	I	GR	259.60		ALFAL		I	FG	159.20	
BEANS	GRN	I	SD	245.30		CORN	YEL	I	FG	5.90		WHEAT	HWS	I	GR	130.20	
OATS	SPR	N	FG	168.50		FALLOW		N		1.90		BEANS	PNT	I	DE	70.60	

PRODUCER'S CERTIFICATION: I certify to the best of my knowledge and belief that the acreage of crops and land uses listed herein are true and correct, and that all required crops and land uses have been reported for the farm as applicable. The signing of this form gives FSA representatives authorization to enter and inspect crops and land uses on the above identified land.

Producer's Signature

Date

This program or activity will be conducted on a nondiscriminatory basis without regard to race, color, religion, national origin, sex, age, marital status, or disability.



USDA United States Department of Agriculture
Farm Service Agency

May 12, 2010

N
Farm # 4972
Tract # 9175

TRANSFER 80598

Digital Orthophotography
Not to Scale

Disclaimer: Wetland identifiers do not represent the size, shape or specific determination of the area. Refer to your original determination (CPA-026 and attached maps) for exact wetland boundaries and determinations, or contact NRCS.

REPORT OF COMMODITIES FARM SUMMARY

FSA - 578 (02-01-91)

DATE: 6-18-2015
PAGE: 1

Farm Number: 4972

Original: _____

Operator Name and Address

Revision: _____

BENJAMIN JENSEN BECK FARMS
960 W 200 S
BURLEY, ID 83318-5666

Cropland: 1,046.49

Farmland: 1,222.05

NOTE: The authority for collecting the following information is Pub.L. 107-76. This authority allows for the collection of information without prior OMB approval mandated by the Paperwork Reduction Act of 1995. The data will be used to determine eligibility for assistance. Furnishing the data is voluntary, however, without it assistance cannot be provided. The data may be furnished to any agency responsible for enforcing the provisions of the Act.

Producer Name		C/C	Share	C/C	Share	C/C	Share	C/C	Share
BENJAMIN JENSEN BECK		SBEET	50.00	PEAS	50.00	FALLOW	50.00	BEANS	50.00
PEGGY JAROLIMEK		CRP	57.55						
NIKKI JO BECK		SBEET	50.00	PEAS	50.00	FALLOW	50.00	BEANS	50.00
LEROY JAROLIMEK		CRP	42.45						

Crop/ Commodity	Variety/ Type	Irrigation Practice	Intended Use	Reported Quantity	Determined Quantity	Crop/ Commodity	Variety/ Type	Irrigation Practice	Intended Use	Reported Quantity	Determined Quantity
OFAY		I		65.48		FALLOW		N		185.68	
SBEET		I	PR	125.89		PEAS	WSD	I	SD	63.09	
BEANS	GRN	I	SD	65.48		CRP	Q4D	I		606.35	

Operator's Signature (By)

Date

This program or activity will be conducted on a nondiscriminatory basis without regard to race, color, religion, national origin, sex, age, marital status, or disability.

REPORT OF COMMODITIES FARM SUMMARY

NOTE: The authority for collecting the following information is Pub.L. 107-76. This authority allows for the collection of information without prior OMB approval mandated by the Paperwork Reduction Act of 1995. The data will be used to determine eligibility for assistance. Furnishing the data is voluntary, however, without it assistance cannot be provided. The data may be furnished to any agency responsible for enforcing the provisions of the Act.

be furnished to any agency responsible for enforcing the provisions of the FSA.											
Operator's Signature (By) _____ Date _____											
CERTIFICATION: I certify to the best of my knowledge and belief that the acreage of crops/commodities and land uses listed herein are true and correct and that all required crops/commodities and land uses have been reported for the farms as applicable. Absent any different or contrary prior subsequent certification filed by any producer for any crop for which NAP coverage has been purchased, I certify that the applicable crop, type, practice, and intended use is not planted if it is not included on the Report of Commodities for this crop year. The signing of this form gives FSA representatives authorization to enter and inspect crops/commodities and land uses on the above identified land. A signature date (the date the producer signs the FSA-578) will also be captured.											
Crop/ Commodity	Variety/ Type	Irrigation Practice	Intended Use	Reported Quantity	Determined Quantity	Crop/ Commodity	Variety/ Type	Irrigation Practice	Intended Use	Reported Quantity	Determined Quantity
FALOW		N		178.56		SBEET		I	PR	236.63	
BARLY	SPR	I	GR	65.48		CRP	04D	I		606.35	

CERTIFICATION: I certify to the best of my knowledge and belief that the acreage of crops/commodities and land uses listed herein are true and correct and that all required crops/commodities and land uses have been reported for the farms as applicable. Absent any different or contrary prior subsequent certification filed by any producer for any crop for which NAP coverage has been purchased, I certify that the applicable crop, type, practice, and intended use is not planted if it is not included on the Report of Commodities for this crop year. The signing of this form gives FSA representatives authorization to enter and inspect crops/commodities and land uses on the above identified land. A signature date (the date the producer signs the FSA-578) will also be captured.

Operator's Signature (By)

Date

This program or activity will be conducted on a nondiscriminatory basis without regard to race, color, religion, national origin, sex, age, marital status, or disability.

FSA - 578 (02-01-91)

REPORT OF COMMODITIES FARM SUMMARY

Farm Number: 4972

Operator Name and Address

MICHAEL BECK FARMS
960 S 50 W
BARLEY, ID 83318-5610DATE: 6-18-2015
PAGE: 1

Original:

Revision:

Cropland: 1,102.6

Farmland: 1,130.0

NOTE: The authority for collecting the following information is Pub L 107-76. This authority allows for the collection of information without prior OMB approval mandated by the Paperwork Reduction Act of 1995. The data will be used to determine eligibility for assistance. Furnishing the data is voluntary, however, without it assistance cannot be provided. The data may be furnished to any agency responsible for enforcing the provisions of the Act.

be furnished to any agency responsible for enforcing the provisions of the Act.													
Producer Name													
MICHAEL BECK		C/C	Share	C/C	Share	C/C	Share	C/C	Share	C/C	Share	C/C	Share
PEGGY JAROLIMEK		SBEET	50.00	WHEAT	50.00	FALOW	50.00	BARLY	50.00	BARLY	50.00	BARLY	50.00
TAMMIL BECK		CRP	57.55	WHEAT	50.00	FALOW	50.00	BARLY	50.00	BARLY	50.00	BARLY	50.00
LEROY JAROLIMEK		SBEET	50.00	WHEAT	50.00	FALOW	50.00	BARLY	50.00	BARLY	50.00	BARLY	50.00
LEROY JAROLIMEK		CRP	42.45	WHEAT	50.00	FALOW	50.00	BARLY	50.00	BARLY	50.00	BARLY	50.00
Crop/ Commodity	Variety/ Type	Irrigation Practice	Intended Use	Reported Quantity	Determined Quantity	Crop/ Commodity	Variety/ Type	Irrigation Practice	Intended Use	Reported Quantity	Determined Quantity	Crop/ Commodity	Variety/ Type
FALOW		N		208.90		SBEET		I	PR	65.50		SBEET	
BARLY	SPR	I	GR	59.50		CRP		I	4G	606.40		CRP	
WHEAT	HWS	I	GR	162.30									

OPERATOR'S CERTIFICATION: I certify to the best of my knowledge and belief that the acreage of crops and land uses listed herein are true and correct, and that all required crops and land uses have been reported for the farm as applicable. The signing of this form gives FSA representatives authorization to enter and inspect crops and land uses on the above identified land. A signature date (the date the producer signs the FSA-578) will also be captured.

Operator's Signature (By)

Date

This program or activity will be conducted on a nondiscriminatory basis without regard to race, color, religion, national origin, sex, age, marital status, or disability.

FSA - 578 (02-01-91)

REPORT OF COMMODITIES FARM SUMMARY

Form Number: 4972

Operator Name and Address

MICHAEL BECK
170 S 300 W
BARLEY, ID 83318-5020DATE: 6-18-2015
PAGE: 1

Original:

Revision:

Cropland: 1,102.6

Farmland: 1,130.0

NOTE: The authority for collecting the following information is Pub L 107-76. This authority allows for the collection of information without prior OMB approval mandated by the Paperwork Reduction Act of 1995. The data will be used to determine eligibility for assistance. Furnishing the data is voluntary, however, without it assistance cannot be provided. The data may be furnished to any agency responsible for enforcing the provisions of the Act.

be furnished to any agency responsible for enforcing the provisions of the Act.																			
Producer Name																			
Crop/ Commodity	Variety/ Type	Irrigation Practice	Intended Use	Reported Quantity	Determined Quantity	Crop/ Commodity	Variety/ Type	Irrigation Practice	Intended Use	Reported Quantity	Determined Quantity								
												C/C	Share	C/C	Share	C/C	Share	C/C	Share
Crop/ Commodity	Variety/ Type	Irrigation Practice	Intended Use	Reported Quantity	Determined Quantity	Crop/ Commodity	Variety/ Type	Irrigation Practice	Intended Use	Reported Quantity	Determined Quantity								
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Crop/ Commodity	Variety/ Type	Irrigation Practice	Intended Use	Reported Quantity	Determined Quantity	Crop/ Commodity													

OPERATOR'S CERTIFICATION: I certify to the best of my knowledge and belief that the acreage of crops and land uses listed herein are true and correct, and that all required crops and land uses have been reported for the farm as applicable. The signing of this form gives FSA representatives authorization to enter and inspect crops and land uses on the above identified land. A signature date (the date the producer signs the FSA-578) will also be captured.

Operator's Signature (By)

Date

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FSA - 578 (02-01-91)

REPORT OF COMMODITIES
FARM SUMMARYDATE: 6-18-2015
PAGE: 1

Farm Number: 4972

Original: _____

Operator Name and Address

Revision: _____

MICHAEL BECK
1700 S 300 W
BARLEY, ID 83318-5020Cropland: 1,102.6
Farmland: 1,130.0

NOTE: The authority for collecting the following information is Pub L 107-76. This authority allows for the collection of information without prior OMB approval mandated by the Paperwork Reduction Act of 1995. The data will be used to determine eligibility for assistance. Furnishing the data is voluntary, however, without it assistance cannot be provided. The data may be furnished to any agency responsible for enforcing the provisions of the Act.

Producer Name		C/C	Share	C/C	Share	C/C	Share	C/C	Share	C/C	Share
MICHAEL BECK											
PEGGY JAROLIMEK											
TAMMI L BECK											
LEROI JAROLIMEK											
Crop/ Commodity	Variety/ Type	Irrigation Practice	Intended Use	Reported Quantity	Determined Quantity	Crop/ Commodity	Variety/ Type	Irrigation Practice	Intended Use	Reported Quantity	Determined Quantity
FALOW		N		109.50		BARLY	SPR	N	GR	16.70	
BARLY	SPR	I	GR	208.60		WHEAT	HWS	I	GR	161.40	
CRP		I	1	606.40							

OPERATOR'S CERTIFICATION: I certify to the best of my knowledge and belief that the acreage of crops and land uses listed herein are true and correct, and that all required crops and land uses have been reported for the farm as applicable. The signing of this form gives FSA representatives authorization to enter and inspect crops and land uses on the above identified land.

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ET Idaho 2012 -- Evapotranspiration and Consumptive Irrigation Water Requirements for Idaho

Please send suggestions for improving this site to robison at kimberly dot uidaho dot edu Copyright 2012, University of Idaho.

Burley FAA AP (NWS -- 101303)

Statistics based on thirty year normal spans 1979 to 2010 years

For a different land cover or crop click on the above link.

You can highlight this table and copy via the clipboard to a Microsoft Excel or OpenOffice spreadsheet to plot or otherwise work with this data.

Sugar Beets															
Precipitation Deficit (Click here for a graph)															
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Growing Season ^a	Non Growing Season ^b	Annual
Mean ^j	mm/day												mm		
Monthly ^c	-0.10	0.13	0.06	0.03	0.75	4.30	7.57	6.70	4.30	1.57	-0.21	-0.30	776	-16	761
15-Day Moving Average ^d	-0.16	0.06	0.04	0.00	0.72	4.34	7.68	6.69	4.28	1.63	-0.24	-0.22			
7-Day Moving Average ^e	-0.12	0.10	0.06	0.04	0.73	4.31	7.63	6.72	4.29	1.59	-0.22	-0.26			
3-Day Moving Average ^f	-0.10	0.13	0.06	0.05	0.75	4.29	7.58	6.72	4.30	1.57	-0.19	-0.29			
Standard Deviation ^k	mm/day												mm		
Monthly ^c	0.52	0.21	0.23	0.21	1.30	1.91	1.45	0.83	0.83	1.59	0.48	0.58	105	24	110
15-Day Moving Average ^d	0.69	0.35	0.34	0.29	1.04	2.24	1.13	0.85	1.07	1.36	0.67	0.57			
7-Day Moving Average ^e	0.95	0.63	0.65	0.58	1.43	2.66	1.36	1.18	1.50	1.70	0.94	0.81			
3-Day Moving Average ^f	1.19	0.94	1.23	1.14	2.18	3.12	1.77	1.67	2.02	2.10	1.36	1.22			
20% Exceedance ^l	mm/day												mm		
Monthly ^c	0.19	0.25	0.21	0.10	1.06	6.03	8.30	7.16	5.10	2.62	-0.01	-0.01	856	3	860
15-Day Moving Average ^d	0.70	0.59	0.83	0.50	1.95	7.69	8.92	7.95	5.76	3.88	0.73	0.53			
7-Day Moving Average ^e	1.27	1.45	1.66	1.64	3.17	8.92	9.69	8.57	6.72	4.55	1.28	0.90			

TRANSFER 80598

3-Day Moving Average ^f	1.73	1.89	3.00	2.95	5.93	9.94	10.41	9.39	7.44	5.37	1.99	1.28	Page 77 of 78		
80% Exceedance ^m	mm/day												mm		
Monthly ^c	-0.54	-0.12	-0.02	-0.11	0.29	2.57	6.74	6.20	3.36	0.32	-0.53	-0.59	721	-39	700
15-Day Moving Average ^d	-1.17	-0.64	-0.66	-0.82	-0.76	0.89	5.59	5.10	2.42	-0.33	-1.17	-1.17			
7-Day Moving Average ^e	-1.97	-1.18	-1.84	-1.56	-2.62	-0.31	4.33	4.10	0.62	-1.30	-2.41	-2.00			
3-Day Moving Average ^f	-4.43	-2.49	-4.28	-4.02	-6.28	-2.79	2.85	0.62	-1.56	-3.80	-5.00	-4.36			
Ave Highest P _{def}	mm/day														
15-Day Moving Average ^g	0.43	0.41	0.46	0.33	1.61	5.98	8.27	7.43	5.21	2.61	0.41	0.27			
7-Day Moving Average ^h	0.86	0.94	1.14	1.04	2.55	7.22	8.91	8.18	6.10	3.52	0.86	0.62			
3-Day Moving Average ⁱ	1.24	1.50	2.10	2.21	4.28	8.70	9.79	8.97	6.96	4.33	1.43	1.00			
Ave Lowest P _{def}	mm/day														
15-Day Moving Average ^g	-0.58	-0.26	-0.34	-0.43	-0.10	2.72	6.92	5.88	3.28	0.64	-0.73	-0.72			
7-Day Moving Average ^h	-1.35	-0.72	-0.96	-0.99	-1.26	1.41	6.01	5.01	2.19	-0.38	-1.52	-1.39			
3-Day Moving Average ⁱ	-2.62	-1.65	-2.57	-2.36	-3.82	-0.41	4.30	3.26	0.28	-1.91	-3.14	-2.81			
Special normal distribution parameters for monthly, seasonal, and annual intervals															
Skew ^m	-0.32	-0.18	0.09	0.24	0.93	0.10	-0.33	0.01	-0.04	-0.11	-0.12	-0.24	-1.12	-0.78	-1.17
Kurtosis ^o	0.73	2.49	0.53	4.07	2.99	2.10	0.83	0.88	2.21	0.54	6.24	0.82	4.24	2.65	4.46

^a Growing Season: This is usually the time from green up or planting in the spring to a killing frost or harvest in the fall. It is not applicable for entries without a growing season and will be blank.

^b Nongrowing Season: This is usually the time from a killing frost or harvest in the fall to the of green up in the spring. It is not applicable for entries without a growing season.

^c Mean of the average daily value for month

^d Mean of the fourteen 15-day period averages contained in the month

^e Mean of the twenty three 7-day period averages contained in the month

^f Mean of the twenty seven 3-day period averages contained in the month

^g Mean of the highest/lowest 15-day period average in month

^h Mean of the highest/lowest 7-day period average in month

ⁱ Mean of the highest/lowest 3-day period average in month

^j This value represents the *mean value* for the parameter for the month over the 'normal' period of record. Generally, the 'normal' period is the last thirty years with data.

^k This value represents the *standard deviation* for the parameter for the month over the 'normal' period.

^l This value represents the *value* for the parameter that has a 20% chance of being exceeded that month during any particular year. Conversely, there is an 80% chance that the parameter value will be less than the *value* shown.

^m This value represents the *value* for the parameter that has a 80% chance of being exceeded that month during any particular year. Conversely, there is an 20% chance that the parameter value will be less than the *value* shown.

ⁿ This value represents the *skewness (asymmetry) of the distribution of the parameter values* for the month (year) over the 'normal' period. A value near zero indicates that the distribution approximates a normal (Gaussian) and symmetrical distribution. A negative skew indicates that the parameter distribution has relatively few low values compared to high values. A positive skew indicates that the distribution has relatively few high values compared to the number of low values. A skew value near 1 indicates that the underlying distribution approximates a lognormal distribution.

^o This value represents the *kurtosis* of the parameter value distribution for the month (year) over the 'normal' period. Kurtosis is a measurement of the height to width ratio of the probability distribution, or the *peakedness (slenderness)*. A normal (Gaussian) distribution has a kurtosis of 3. A high kurtosis distribution has a sharper peak and longer tails, while a low kurtosis distribution has a more rounded peak and shorter tails.

This work and report were prepared by the University of Idaho Research and Extension Center at Kimberly, Idaho under contract with the Idaho Department of Water Resources. Work was supported by funding from IDWR and the Idaho Agricultural Experiment Station and Idaho Engineering Experiment Station. The authors gratefully acknowledge the long-term evapotranspiration data collection and long-standing advice provided by Dr. James L. Wright, USDA-ARS Kimberly (ret.), the more than two decades of high quality agricultural weather data collection by the U.S. Bureau of Reclamation AgriMet system, and the very long-standing, routine data collection by the hundreds of cooperative weather station volunteers across the state who, for more than one-hundred years, have faithfully observed daily air temperature and precipitation.

The citation for the evapotranspiration data used from this site should be: *Allen, Richard G. and Clarence W. Robison, 2012. Evapotranspiration and Consumptive Irrigation Water Requirements for Idaho: Supplement updating the Time Series through December 2008, Research Technical Completion Report, Kimberly Research and Extension Center, University of Idaho, Moscow, ID.*

Questions regarding the data should be addressed to [Clarence W. Robison](#) or [Richard G. Allen](#), University of Idaho, Kimberly Research and Extension Center, 3793 North 3600 East, Kimberly, ID 83341. Telephone (208)-423-6610



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

January 13, 2016

ALLAN WARD
2844 ROCKY RD
BURLEY, ID 83318

RE: Transfer No. 80598
Water Right No(s). 45-14338, 45-14340, 45-14401, 45-14403

Dear Applicant(s):

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the **TIMES NEWS** on **1/21/2016** and **1/28/2016**. Protests to this application may be submitted for a period ending ten (10) days after the second publication (**February 8, 2016**).

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,


Denise Maline
Administrative Assistant

cc:

MATTHEW W THOMPSON
1993 TAMARACK LOOP
TWIN FALLS, ID 83301

Maline, Denise

From: Maline, Denise
Sent: Wednesday, January 13, 2016 2:46 PM
To: Times News
Subject: LEGAL NOTICE
Attachments: Times News Cover Letter.docx; Times News Ad.doc

Attached please find (1) legal notice being submitted for publication on January 21st & 28th, 2016. Please feel free to contact me if you have any questions, or if you are not able to run the ad on the dates requested.

Please note – I will be out of the office on medical leave from January 15th until approximately the 25th; therefore I will not be able to proof-read the legal notice prior to publication. I will trust that it will be published correctly.

Thank you in advance,

Denise Maline
Administrative Assistant
Idaho Dept of Water Resources, Southern Region
650 Addison Ave W, Ste 500
Twin Falls, ID 83301
(208) 736-3033
denise.maline@idwr.idaho.gov



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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

January 13, 2016

LEGAL NOTICE DEPARTMENT

TIMES NEWS

PO BOX 548

TWIN FALLS, ID 83303-0548

RE: Transfer No. 79490

Water Right No(s): 45-14433, 45-14434, 45-14435

RE: Transfer No. 80562

Water Right No(s): 43-13741

RE: Transfer No. 80598

Water Right No(s): 45-14338, 45-14340, 45-14401, 45-14403

RE: Transfer No. 80620

Water Right No(s): 45-256B, 45-284A, 45-286A

Dear Legal Notice Department:

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

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before February 8, 2016. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 79490**

DAVID MARK HOBSON, 24 S 700 W, BURLEY, ID 83318; has filed Application No. 79490 for changes to the following water rights within CASSIA County(s): Right No(s). 45-14433, 45-14434, 45-14435. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes creating a 156.4 acre permissible place of use and adding a second point of diversion to three ground water rights. The transfer allows for the irrigation of 84.5 acres within the permissible place of use located approximately 6.0 to 6.5 mi. west and 1.3 to 1.8 mi. south of the intersection of Main and Overland in Burley. The transfer is adding an existing well on a neighboring farm located approximately 5.5 mi west and 1.25 mi south of the intersection of Main and Overland in Burley. The three water rights will allow for the diversion of up to 0.8 cfs from the two existing points of diversion.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 80562**

EVARD LLC, 872 E PEBBLE DR, BURLEY, ID 83318; has filed Application No. 80562 for changes to the following water rights within CASSIA County(s): Right No(s). 43-13741. The purpose of the transfer is to change a portion of the above rights as follows: Transfer proposes converting a 49 acre portion of an irrigation groundwater right to commercial and stockwater uses associated with a new dairy facility. The new dairy is being constructed on a farm located approximately 2.9 to 5.1 miles north and 21.1 to 23.0 east of the City of Declo. Six existing wells (one primary and five back up) will divert up to 0.58 cfs and 107.4 AF for the new dairy operation.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 80598**

ALLAN WARD, 2844 ROCKY RD, BURLEY, ID 83318; has filed Application No. 80598 for changes to the following water rights within CASSIA County(s): Right No(s). 45-14338, 45-14340, 45-14401, 45-14403. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes converting a 0.51 cfs portion of two groundwater irrigation rights to stockwater and commercial uses associated with a proposed beef abattoir (slaughterhouse). The two rights currently authorize the irrigation of 64.6 acres on a farm located approximately 7.65 to 7.9 miles south and 5.5 to 6.0 miles west of the center of Burley. The proposed abattoir will be located on the farm and the transferred portions of the two groundwater rights will be diverted from a new well to be drilled at the farm site to provide water for the facility.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 80620**

FRED HAWKER, 361 W 400 S, BURLEY, ID 83318; has filed Application No. 80620 for changes to the following water rights within CASSIA County(s): Right No(s). 45-256B, 45-284A, 45-286A. The purpose of the transfer is to change a portion of the above rights as follows: Transfer proposes adding a new point of diversion to three surface water rights that allow for the diversion of up to 5.77 cfs of water from Howell Creek. The new proposed point of diversion is located approximately 0.3 miles upstream from a currently authorized point of diversion on Howell Creek and will provide additional elevation for an existing irrigation gravity flow system. The new proposed point of diversion will be located approximately 3.5 miles south and 1.5 miles east of Albion.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or to see a full description of these rights and/or the proposed transfers, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 Addison Ave W, Ste 500, Twin Falls ID 83301 together with a protest fee of \$25.00 for each application on or before February 8, 2016. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on January 21st & 28th, 2016

Maline, Denise

From: Maline, Denise
Sent: Wednesday, January 13, 2016 4:32 PM
To: 'Brian Higgs'
Subject: Comment Letters for transfer 80598 & 79490
Attachments: Comment Letter to WM140 for 79490 & 80598.docx; Transfer 80598.pdf; Transfer 79490.pdf

Hi Brian,

Attached are copies of transfers currently being processed in your district. Please review the information and provide any necessary comments within 21 days.

The applications can be viewed, with all attachments, via our website. They are both quite large, therefore I only sent the application and maps for each. Please feel free to contact our office if you have any questions.

Thank you in advance,

Denise @ IDWR

Denise Maline
Administrative Assistant
Idaho Dept of Water Resources, Southern Region
650 Addison Ave W, Ste 500
Twin Falls, ID 83301
(208) 736-3033
denise.maline@idwr.idaho.gov



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DEPARTMENT OF WATER RESOURCES

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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

January 13, 2016

BRIAN HIGGS
WATER DISTRICT #140
355 W 500 S
BURLEY, ID 83318

Via e-mail

RE: Transfer No. 79490
Water Right No(s). 45-14433, 45-14434, 45-14435

RE: Transfer No. 80598
Water Right No(s). 45-14338, 45-14340, 45-14401, 45-14403

Dear Mr. Higgs:

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

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

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

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

MEMORANDUM

Date: December 31, 2015
To: Transfer 80598 File
From: Corey Skinner
Re: Evaluation of Sufficiency of Information Submitted

Application proposes modifying all of groundwater irrigation right 45-14338 (0.21 cfs and 26.6 acres) and a 0.30 cfs and 38 acre portion of groundwater irrigation right 45-14401 to uses associated with a proposed beef abattoir (slaughterhouse). The proposed abattoir will be located on a farm located approximately 7.65 -7.9 miles south and 5.5 – 6.0 miles west of the center of Burley. The transferred portions of the two groundwater rights will be diverted from a new well to be drilled at the farm site to provide water for the facility. Note that expansion rights 45-14340 and 45-14403 are expansions of the rights to be transferred to the abattoir. As part of the transfer, all of expansion right 45-14340 and a 0.01 cfs (actually 0.0 cfs) and 2.0 acre portion of expansion right 45-14403 will be relinquished to address potential enlargement issues. Other than a 1.0 acre portion of right 45-14401, the transferred portions of the two groundwater rights will be utilized for stockwater and commercial use resulting in a nature of use change. This conversion was based on a precipitation deficit value of 776 mm or $\approx$ 2.55 acre-feet for sugar beets in the Burley area. The water rights involved with the application are diverted within Water District 140, so water master comments will be solicited. In addition, the rights are diverted within the ESPA so measuring device conditions will have to be implemented. A groundwater model analysis was performed and included with the transfer. The analysis modeled a worst case scenario which involved modeling the change from the farthest irrigation well from the proposed abattoir well. However, it should be noted that one of the wells listed on the irrigation rights is located in an adjacent cell to the cell where the proposed abattoir well will be located. According to the model analysis, the transfer results in depletions to hydraulically connected reaches of the Snake River small enough to not require mitigation.

- **Authority to File:**

The transfer applicant is listed as the current owner of rights 45-14338 and 45-14340 according to IDWR records. A copy of a warranty deed has been included with the application showing that the applicant owns the land where the portions of rights 45-14401 and 45-14403 involved with the transfer are currently appurtenant (owns the portions of the rights involved with the transfer). This land is also the site of the proposed beef abattoir.

- **Water Right Validity:**

The rights involved with the transfer were decreed in the SRBA in May of 2005. Rights 45-14338 and 45-14340 were also involved in transfer # 77247 which was approved in June of 2011. Examination of recent aerial photography indicates that the lands involved with the transfer appear to be irrigated since the 2005 decree date. Possible forfeiture of the rights does not appear to be an issue.

- **Injury to Other Water Rights:**
None anticipated. A groundwater model analysis was performed and included with the transfer. The analysis modeled a worst case scenario which indicated depletions to hydraulically connected reaches of the Snake River would be small enough to not require mitigation.
- **Enlargement of Use:**
None anticipated. Using precipitation deficit value in the change in nature of use conversion potentially results in less overall diversion volume after the transfer.
- **Local Public Interest:**
No issues anticipated. The application will be subject to public notice and protest.
- **Beneficial Use/Conservation of Water Resources:**
Proposed uses are recognized as beneficial uses of water.
- **Effect on Economy of the Local Area:**
None anticipated.
- **Effect of the Agricultural Base of the Local Area:**
None anticipated.

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

MEMORANDUM

TO: Transfer # 80598 File

FROM: Corey Skinner

DATE: December 29, 2015

SUBJECT: Filing Fee

The filing fee, \$950.00, for this transfer is based on the total amount of water being transferred, 0.51 cfs, plus the change in nature of use fee, plus an ownership change fee. The transfer fee schedule for a transfer involving 0.21 – 1.00 cfs indicates that the filing fee is \$500.00. When the \$250.00 change in nature of use fee and \$200.00 ownership fee (two water rights being split and ownership updated) are added, the total filing fee is \$950.00. Note that Ag Technical Engineering & Env Assoc. DBA Ag Tech actually paid \$1030.00 for this transfer (see receipt S035038). On this day, IDWR fiscal section was notified so that a refund of \$80.00 could be issued.

Skinner, Corey

From: Skinner, Corey
Sent: Thursday, December 17, 2015 11:46 AM
To: 'honsingerlaw@gmail.com'
Subject: Allan Ward Transfer Application
Attachments: DOC003.pdf

Mr. Honsinger,

As you requested, attached is a scanned copy of a portion of the transfer application filed in the name of Allan Ward that our office received on December 2nd. I have included the cover letter that accompanied the application, the application form, and a couple of maps that were included with the application. As we discussed, there are quite a few other pages associated with the application such as deeds, a groundwater model analysis, crop history analysis, water conversion analysis, etc. The entire application with supporting documents will be scanned and available for viewing on our website in the future once the application is scheduled for advertising.

Corey

RECEIVED

DEC 02 2015

DEPT. OF WATER RESOURCES
SOUTHERN REGION



December 1, 2015

Water Resource Agent
Corey Skinner
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301

Dear: Mr. Skinner,

Attached is a replacement application for water right ownership change and a water transfer for Allan Ward. This application should address the questions and concerns identified in your letter of 11/10/15 sent in response to the original filed transfer.

Mr. Ward has purchased 40 acres from Leroy Jarolimek with the intent to build a beef abattoir. Mr. Ward intends to transfer the irrigation water from this ground to be used for commercial and stock water for the abattoir. Mr. Ward also has existing irrigation water rights on the adjacent parcel that he also wants to transfer into the abattoir. The following is the water right that needs the ownership change:

45-14401

The above right is to be split according to the place of use on the existing parent water right. The location in question is T11S R22E SWNW Sec 32 40 acres. There is another Water right 45-14403 which is an expansion of 45-14401 which allows additional area to be irrigated but has no volume or flow associated with it. The expansion right is 5% of the combined use and would equate to 2 acres of the 40 acres acquired by Ward. This would result in 38 acres of water right 45-14401 applicable to the site. The breakdown of rights is as follows:

43-14401	0.30 cfs	126.8 acft	38 acres
43-14403	0.0 cfs	0 acft	2 acres
combined total	0.30 cfs	126.8 acft	40 acres

I have included the part 2a descriptions for both of these water rights for your review. Once the water right ownership change has been accomplished there should be 38 acres of water right 45-14401 on this parcel. There will be 1 acre of lawn to be irrigated at the site. So 1 acre of irrigation water right will remain on the site. The lawn will be irrigated from pipes in the plant so its volume will be metered with the plant use. The acreage was purchased in 2014 and a printout from Cassia county that shows the ownership of this parcel has been included in the application as attachment 2a. A deed for the property is in process.

The other right in question is water right 45-14338 located at T11S R22E SENW sec 32. This right is limited to the irrigation of 26.6 acres. There is an expansion right associated with this location that has no flow or volume associated with it. This water right is 45-14340 and it will be vacated as part of this transfer.

Both properties have been used to grow sugar beets so the consumptive use calculations have been prepared using sugar beets from the Burley Precipitation Deficit ET. FSA report and tract map for the location in question are included in this packet. These items and the calculations for the dairy water requirements and transfer calculations are included in Attachment #8a. The precipitation deficit for beets in Burley is 776 mm or 2.55 acft/acre.

These actions would result in the following rights:

45-14401	0.29 cfs	94.2 acft	stock and commercial water
45-14338	0.21 cfs	67.72 acft	stock and commercial water
45-14401	0.01 cfs	3.34 acft	1 acre Irrigation
45-14401	7.44 cfs	3155.2 acft	947 acres Irrigation (Jarolimek right)
45-14403	0.28 cfs	0 acft	48.5 acres Irrigation (Jarolimek right)

There is a new, new point of diversion for this application. There was a new point of diversion well D0066994 that was installed for this application. That well doesn't meet IDEQ requirements for a public drinking system and will be abandoned according to IDEQ procedures. So a new well must be installed for the operation. The new well location is shown on the attachment 7a. This location doesn't change the location used in the ESPA model so a new model run was not performed. The ESPA model was run for the above change in point of diversion. The model was run with the previous volumes that were 5% higher and showed no increased impact to reaches as part of this transfer. Since no impacts were shown a new model run of lower volume was not done. As part of potential mitigation I intended to show that as part of the transfer no water was pumped for 2015 for these rights and no water was pumped for water right 45-14338 in 2014-2012. I didn't account for the trimesters so since the run didn't show any additional impact I didn't re run the model.

The point of diversion, well D0066994 will be abandoned. There will be a new well installed. The previously proposed backup well will not be used as it most likely will not meet public drinking requirements. So there will be no connection to water right 45-14339 which was a concern in the IDWR letter. The location of the new well as well as a schematic of the connections is shown in attachment 7a. The basic layout is as follows. The wells will be plumbed to a water tank located next to the plant. A pump from the tank will pump water into the plant. Inside the building the water will first flow through a meter and backflow preventer and then will be split to the various uses within the plant. Inside the plant was chosen for the meter location to keep the meter out of the weather to prolong life and reliability and for ease of reading by staff.

There was a question about the ponds. The ponds are waste water ponds designed to contain the waste water from the plant and hold for land application. They will be applied to the remaining irrigated ground of water right 45-14401 owned by the Jarolimeks. If there is more we need to do for that in the water transfer please let me know.

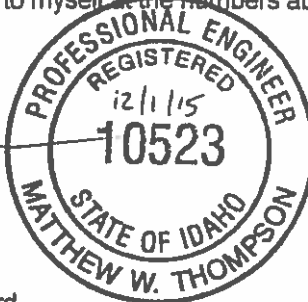
The abattoir is built to process up to 500 head of beef cattle for 5 days a week. The water use estimate included in attachment 8A shows the estimated water use. Facilities of this type have varied water use per head based on the equipment used within the building and the extent of processing. For this estimate I used 450 gallons/head/day. This includes stock water needs. This estimate is expected to be conservative based on the fact that most of the equipment that is high water use in other plants is recycled within the machine in this plant. So we expect that the use of this plant will be lower on a per head basis. The estimate for the plant at these numbers is 180 acft/yr or roughly 70 acres needed. This transfer will dry up 63.6 acres and provide 161.92 acft/yr. The plant will take several years to reach the 500 head level. It is expected that the plant will reach 150-200 head in the first year and may take up to 5 years to approach the 500 head level. Water use will be continually evaluated to determine the amount the plant actually uses over that planned and additional water will be acquired if water use per head is greater than the estimated amount.

Any questions or comments can be directed to myself at the numbers above.

Sincerely,



Matthew W Thompson, PE
Owner, AgTec



Attached:

Water transfer application Allan Ward



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

November 10, 2015

Matthew Thompson
1993 Tamarack Loop
Twin Falls, ID 83301

Dear Mr. Thompson:

Our office recently received a water right transfer application that you submitted in the name of Allan Ward. The application proposes to change irrigation water rights to uses associated with a proposed beef abattoir on property located southwest of Burley. A preliminary review of the application indicated that there are some items that need to be addressed in order for the application to be acceptable for processing. As a result, please find enclosed the application that you submitted. If a replacement application is not resubmitted within 30 days, the application fee that you submitted with the application (\$1,030.00 per IDWR receipt S035038) will be refunded. The items that need to be addressed are outlined as follows.

The application proposes modifying all of irrigation water right 45-14338 in the name of Allan Ward and apparently relinquishing the associated expansion right 45-14340, also in the name of Allan Ward. The application also proposes modifying water right 45-14401 currently in the name of Leroy and Peggy Jarolimek. There are a couple of items that need to be addressed relating to water right 45-14401. The cover letter indicates that Mr. Ward has purchased 40 acres from the Jarolimeks to be the site of the proposed beef abattoir and that he "intends to transfer the irrigation water from this ground". Examination of the supporting documents included with the application indicates that there are no supporting documents, such as a deed, indicating that Mr. Ward owns the land and appurtenant water rights. In addition, as you indicated expansion water right 45-14403 is also associated with water right 45-14401. Due to enlargement issues, IDWR views expansion rights as inseparable from their underlying base rights. It appears that the intent of the transfer application is to change a 40 acre portion of water right 45-14401 without addressing expansion right 45-14403. If Mr. Ward obtained 40 acres from the Jarolimeks together with appurtenances (water rights) then he obtained a portion of both 45-14401 and expansion right 45-14403 as follows...

0.30 cfs, 126.8 acre-feet, and 38 acres of right 45-14401
0.01 cfs (actually 0.0 cfs), 0.0 acre-feet, and 2.0 acres of expansion right 45-14403
For a combined total of 0.30 cfs, 126.8 acre-feet, and 40.0 acres of irrigation
(Portions calculated on the ratio of 40 acres/1,035.5 total acres)

Based on the indicated precipitation deficit allowance of 2.55 acre-feet per acre for sugar beets in the Burley area, the allowable volume after the conversion would equate to 96.9 acre-feet (38 x 2.55) rather than the 101.8 acre-feet indicated on the application.

Page 2

Ward Beef Abattoir Transfer Letter

November 10, 2015

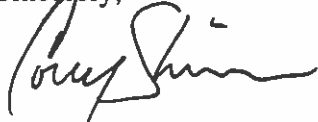
Item 5d on Part 1 of the application indicates that there will be ponds and lawn grass associated with the facility. Any irrigation of the property from the wells will have to be identified as an irrigation use and have an associated irrigation place of use identified on Part 1 of the application. The ponds may also need to be described with an associated beneficial use and place of use depending on the nature of their operation. Additional information relating to these features is needed.

IDWR's transfer processing policies and procedures (transfer processing memo # 24) indicates that an application for transfer must list all water rights for use in a common system of diversion and distribution. The proposed transfer identifies two diversions for the proposed beef abattoir consisting of two wells. However, one of these wells is currently listed as a point of diversion for water right 45-14339 which allows for diversion and use of water for a CAFO facility located adjacent to the proposed beef abattoir. Water right 45-14339 currently lists two interconnected wells as authorized points of diversion and the proposed transfer lists two interconnected wells as points of diversion with each group of interconnected wells sharing a common well. It appears that the application, and water right 45-14339, list two wells when the system may actually consist of three interconnected wells. If this is the case, the application should list all three wells and right 45-14339 needs to be included in this application, or in another transfer application to add the third well. Further clarification on this matter is needed.

As indicated previously, the submitted application and attachments are enclosed with this letter. If a replacement application is not resubmitted within 30 days, the application fee that you submitted with the application (\$1,030.00 per IDWR receipt S035038) will be refunded.

If you have any questions, or need any further assistance, feel free to contact me (208)736-3033 at your convenience.

Sincerely,



Corey Skinner, PE
Water Resource Engineer

Enclosures

cc: Allan Ward – w/o enclosures