

RECEIVED

Rev. 07/11

MAY 19 2015

DEPT OF WATER RESOURCES
SOUTHERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 79773

(Via E-mail)

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

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

Name of Applicant(s) SALMON FALLS FARM LLC

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

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

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

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

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 18 2015

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

DEPT OF WATER RESOURCES
SOUTHERN REGION

Name of Applicant SALMON FALLS FARM LLC Phone _____
Mailing Address 160904 JUANITA DR NE STE 269, KENMORE WA 98028 Email _____

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

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

☒ No Representative

Name of Representative _____ Phone _____
Mailing Address _____ Email _____

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

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

Michael J. Frei Michael J. Frei Managing Director 5/14/2015
Signature of Applicant or Authorized Representative Print Name and Title if Applicable Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1.	Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
47-7075A	No	No	No	Yes	No	No	No
47-7136A	No	No	No	Yes	No	No	No
47-17187	No	No	No	Yes	No	No	No

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

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

Applicant seeks to modify the POU to reflect changes in the irrigation system.

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

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

Summary of Water Rights After the Approved Change

Transferred Right (All or Part)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	Original Right (Remaining Portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
47-17187	8,480 cfs	N/A	439.2	749.2		N/A	N/A	N/A	N/A
47-7075A	3,020 cfs	604.0 af	151.0	749.2		N/A	N/A	N/A	N/A
47-7136A	2,000 cfs	640.0 af	160.0	749.2		N/A	N/A	N/A	N/A

**COMBINED
TOTALS**

11,490 cfs N/A 749.2 749.2 N/A N/A N/A N/A

2. Total amount of water proposed to be transferred or changed 11.49 cubic feet per second and/or _____ acre-feet per annum

3. Points(s) of Diversion:

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

4. Place of Use:

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

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

Proposed Water Right No. 47-17187

Current Water Right Owner
SALMON FALLS FARM
LLC
160904 JUANITA DR NE
STE 269
KENMORE, WA 98028

Priority Date: 11/30/1960

Origin: Water Right

Basis: Decreed

Status: Active

Source: SALMON FALLS CREEK **Tributary:** SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	8.480 CFS	
Total Diversion			8.480 CFS	

Source and Point(s) of Diversion:
SALMON FALLS CREEK NENW Sec. 26 Twp 09S Rge 13E TWIN FALLS County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	13E	22	13.1		38.0	40.0			40.0	40.0	40.0				36.0	38.0		28.0	311.1
09S	13E	23					8.8	13.1	40.0	21.2			35.0						118.1
09S	13E	27					40	40	40	40	40	40	40	40					320

Right Acre Limit: 439.2
POU Total Acres: 749.2

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

Proposed Water Right No. 47-7075A

Current Water Right Owner
SALMON FALLS FARM
LLC
160904 JUANITA DR NE
STE 269
KENMORE, WA 98028

Priority Date: 7/23/1969

Origin: Water Right

Basis: Decreed

Status: Active

Source: SALMON FALLS CREEK **Tributary:** SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	3/15	11/15	3.020 CFS	604.0 AFA	
Total Diversion			3.020 CFS	604.0 AFA	

Source and Point(s) of Diversion:
SALMON FALLS CREEK NENW Sec. 26 Twp 09S Rge 13E TWIN FALLS County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	13E	22	13.1		36.0	40.0			40.0	40.0	40.0				36.0	36.0		28.0	311.1
09S	13E	23					6.8	13.1	40.0	21.2			35.0						118.1
09S	13E	27					40	40	40	40	40	40	40	40					320

Right Acre Limit: 151.0

POU Total Acres: 749.2

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

Proposed Water Right No. 47-7136A

Current Water Right Owner
SALMON FALLS FARM
LLC
160904 JUANITA DR NE
STE 269
KENMORE, WA 98028

Priority Date: 2/1/1972

Origin: Water Right

Basis: Decreed

Status Active

Source: SALMON FALLS CREEK Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	3/15	11/15	2.000 CFS	640.0 AFA	
Total Diversion			2.000 CFS	640.0 AFA	

Source and Point(s) of Diversion:
SALMON FALLS CREEK NENW Sec. 26 Twp 09S Rge 13E TWIN FALLS County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	13E	22	13.1		38.0	40.0			40.0	40.0	40.0				38.0	38.0		28.0	311.1
09S	13E	23					8.8	13.1	40.0	21.2			35.0						118.1
09S	13E	27					40	40	40	40	40	40	40	40					320

Right Acre Limit: 160.0

POU Total Acres: 749.2

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 diversion system consists of 2-600 HP pumps, 1-450 HP pump, 1-350 HP pump, and 1-250 HP pump. The power boxes are lockable and numerous exposed straight sections of pipe are accessible for water meter installation.
- b. Who owns the property at the point(s) of diversion
BLM
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
Salmon Falls Farm, LLC holds a Right of Way grant from the USDI-BLM, serial number IDI-37647 for a road access to their pump station.
- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
No, ☒ If Yes, ☐
Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it Attachment #6. List the name of the entity and type of lien:
It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.
- d. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
They will be dried up.
- e. Describe the use of any other water right(s) for the same purpose or land, or same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:
No other rights on this POU. Other rights with the same POD are: 47-2345A, 47-2346A, 47-2347A, 47-7075B, 47-7136B, and 47-17625, which irrigate adjacent land not involved in this transfer.
- f. To your knowledge, has/is any portion of the water right(s) proposed to be changed:
- | Yes | No | |
|--------------------------|-------------------------------------|---|
| ☐ | ☒ | undergone a period of five or more consecutive years of non-use, |
| ☐ | ☒ | currently leased to the Water Supply Bank, |
| ☐ | ☒ | currently used in a mitigation plan limiting the use of water under the right, or |
| ☐ | ☒ | currently enrolled in a Federal set-aside program limiting the use of water under the rights? |
- If yes, describe:

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

Current Water Right No. 47-17187

Current Water Right Owner
SALMON FALLS FARM
LLC
160904 JUANITA DR NE
STE 269
KENMORE, WA 98028

Priority Date: 11/30/1960

Origin: Water Right

Basis: Decreed

Status: Active

Source: SALMON FALLS CREEK Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	8.480 CFS	
Total Diversion			8.480 CFS	

Source and Point(s) of Diversion:
SALMON FALLS CREEK NENW Sec. 26 Twp 09S Rge 13E TWIN FALLS County

Place of Use: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	13E	22	13.0		33.0	40.0			40.0	40.0	40.0				33.0	37.0		32.2	308.2
09S	13E	23					10.0	13.0	40.0	21.0			37.0						121.0
09S	13E	27					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0

POU Total Acres: 749.2

Conditions/Remarks:

1. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 47-2345B, 47-2346B AND 47-2347B.
3. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 11.64 CFS. COMBINED RIGHT NOS.: 47-7075A, 47-7136A, 47-17187.
4. A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works.
5. This right is limited to the irrigation of 439.2 acres within the place of use described above in a single irrigation season.
6. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 757 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 47-7075A, 47-7136A, 47-17187.
7. This right when combined with all other rights shall provide no more than 4.0 afa per acre for irrigation of the lands described.

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

Current Water Right No. 47-7075A

Current Water Right Owner
SALMON FALLS FARM
LLC
160904 JUANITA DR NE
STE 269
KENMORE, WA 98028

Priority Date: 7/23/1969

Origin: Water Right

Basis: Decreed

Status: Active

Source: SALMON FALLS CREEK Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	3/15	11/15	3.020 CFS	604.0 AFA	
Total Diversion			3.020 CFS	604.0 AFA	

Source and Point(s) of Diversion:
SALMON FALLS CREEK NENW Sec. 26 Twp 09S Rge 13E TWIN FALLS County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	13E	22	13.0		33.0	40.0			40.0	40.0	40.0				33.0	37.0		40.0	318.0
09S	13E	23					10.0	13.0	40.0	21.0			37.0						121.0
09S	13E	27					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0

Right Acre Limit: 151.0

POU Total Acres: 757.0

Conditions/Remarks:

1. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works.
3. This right is limited to the irrigation of 151 acres within the place of use described above in a single irrigation season.
4. This right when combined with all other rights shall provide no more than 4.0 afa per acre for irrigation of the lands described.
5. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 757 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 47-7075A, 47-7136A, 47-17187.
6. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 11.64 CFS. COMBINED RIGHT NOS.: 47-7075A, 47-7136A, 47-17187.

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

Current Water Right No. 47-7136A

Current Water Right Owner
SALMON FALLS FARM
LLC
160904 JUANITA DR NE
STE 269
KENMORE, WA 98028

Priority Date: 2/1/1972

Origin: Water Right

Basis: Decreed

Status: Active

Source: SALMON FALLS CREEK Tributary: SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	3/15	11/15	2.000 CFS	640.0 AFA	
Total Diversion			2.000 CFS	640.0 AFA	

Source and Point(s) of Diversion:
SALMON FALLS CREEK NENW Sec. 26 Twp 09S Rge 13E TWIN FALLS County

Place of Use: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09S	13E	22	13.0		33.0	40.0			40.0	40.0	40.0				33.0	37.0		40.0	318.0
09S	13E	23					10.0	13.0	40.0	21.0			37.0						121.0
09S	13E	27					40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0					320.0

Right Acre Limit: 160.0
POU Total Acres: 757.0

Conditions/Remarks:

1. This right is limited to the irrigation of 160 acres within the place of use described above in a single irrigation season.
2. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
3. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 757 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 47-7075A, 47-7136A, 47-17187.
4. A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works.
5. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 11.64 CFS. COMBINED RIGHT NOS.: 47-7075A, 47-7136A, 47-17187.
6. This right when combined with all other rights shall provide no more than 4.0 afa per acre for irrigation of the lands described.

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

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

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

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

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

Transfer Contains 11 pages and 2 attachments.
Received By JB Date 5-18-2015 Prelim. Check By _____ Date _____
Fee Paid \$500- Date 5-27-2015 Received By BW Receipt # 5034802
Add'l Fee Paid _____ Date _____ Received By _____ Receipt # _____

COMPANY RESOLUTION of HarvestWest Management, LLC, a Delaware limited liability company registered in the State of Washington

Whereas the above named limited liability company is organized under the laws of Delaware; and is the manager of the Salmon Falls Farm, LLC

NOW THEREFORE, IT IS HEREBY RESOLVED AS FOLLOWS:

Miko Frei, Managing Director

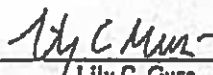
Is hereby authorized to execute any and all documents to purchase real property on behalf of the Salmon Falls Farm, LLC (an Idaho limited liability company), more specifically, that certain real property described on Exhibit "A" attached hereto and incorporated herein by reference.

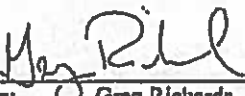
Salmon Falls Farm, LLC shall be bound to and obligated upon any and all instruments and documents executed by the above referenced Managing Directors, in connection with the foregoing authority.

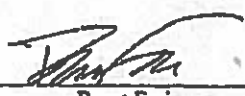
This Resolution may be signed in counterparts. A photocopy or facsimile of the Resolution or a party's signature hereon shall have the same force and effect as an original.

Dated and adopted this 30th day of December, 2012.

**HARVESTWEST MANAGEMENT, LLC, a
Delaware limited liability company**

By: 
Name: Lily C. Guse
Title: Managing Director

By: 
Name: Greg Richards
Title: Managing Director

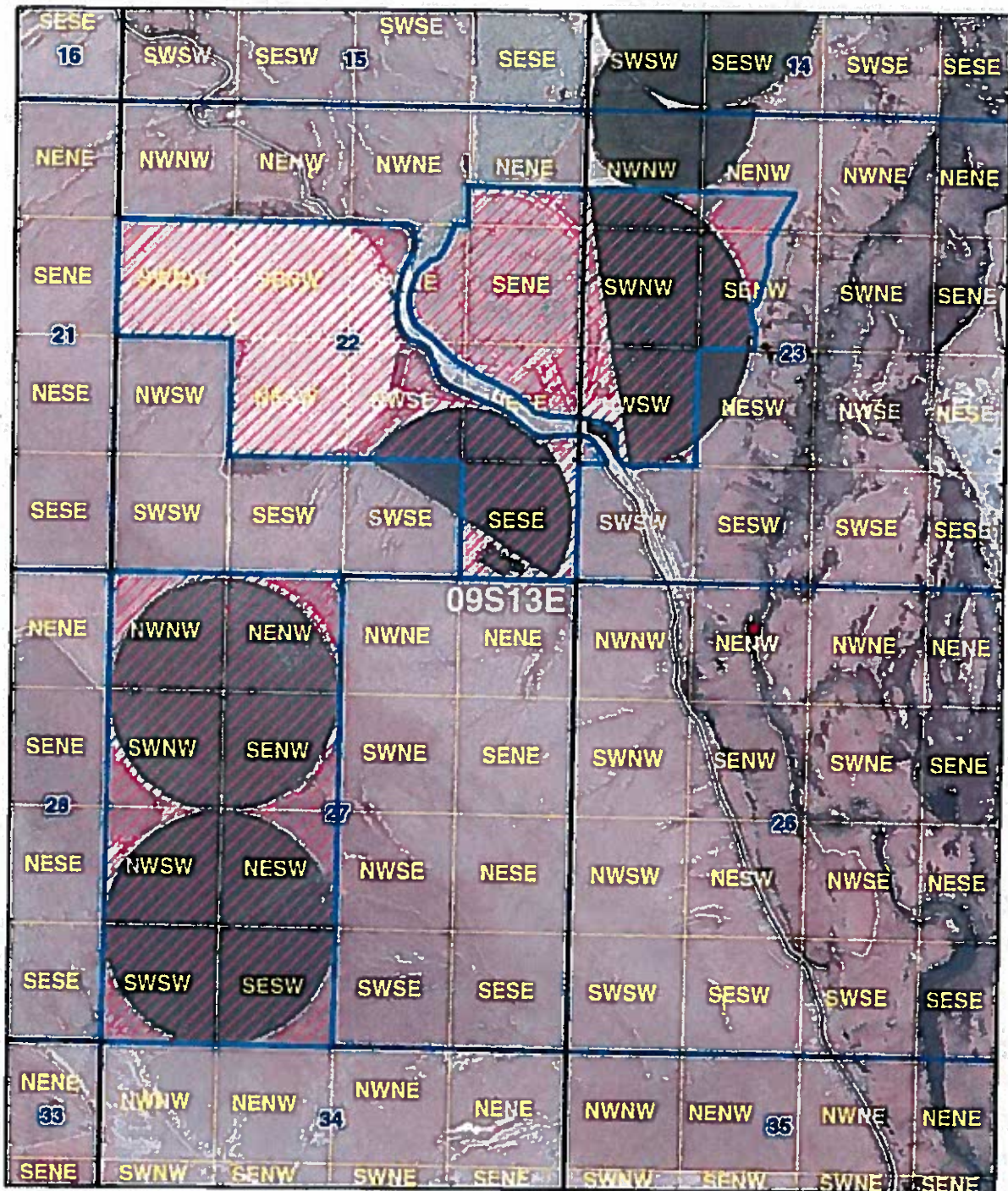
By: 
Name: Brent Frei
Title: Managing Director

By: 
Name: Mike Frei
Title: Managing Director

~~TRANSFER 78484~~

TRANSFER 79773

Salmon Falls Farm, LLC POU Transfer



Legend

- Township/Range
- Sections
- QQ
- Water Right POU

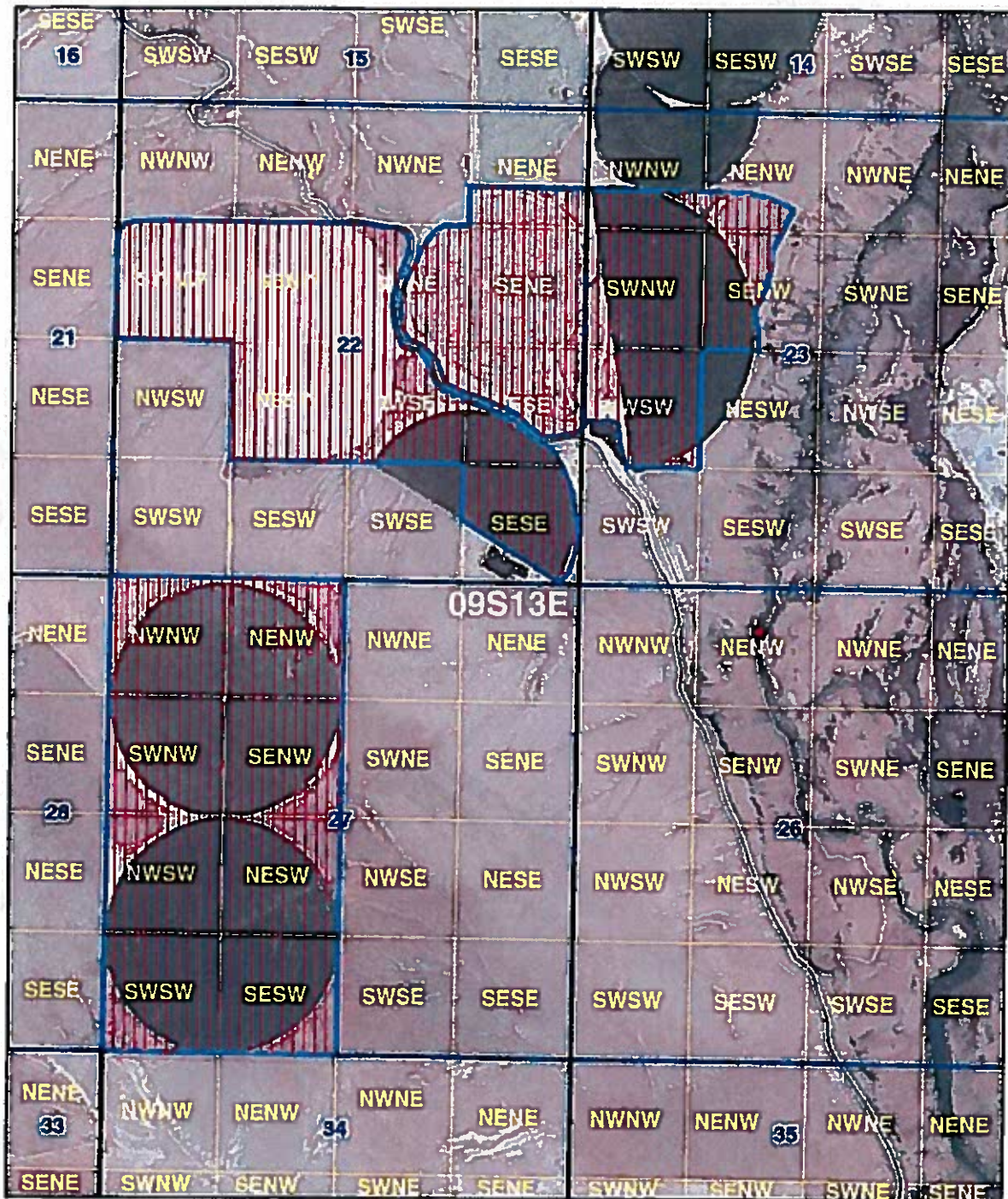
Current Place of Use

0 0.175 0.35 0.7 Miles



TRANSFER 79773

Salmon Falls Farm, LLC POU Transfer



Legend

- Transfer POD
- ▨ Transfer POU
- ▭ Township/Range
- ▭ Sections

QQ

Proposed Place of Use

0 0.175 0.35 0.7 Miles



TRANSFER 79773

No. W 120153	Due no later than Dec 31, 2014 Annual Report Form		2. Registered Agent and Address (NO PO BOX)			
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE	1. Mailing Address: Correct in this box if needed. SALMON FALLS FARM, LLC LILY C GUSE 16904 JUANITA DR NE #269 KENMORE WA 98028		NATIONAL REGISTERED AGENTS INC 921 S ORCHARD ST STE G BOISE 83705			
			3. <u>New</u> Registered Agent Signature:*			
4. Limited Liability Companies: Enter Names and Addresses of at least one Member or Manager.						
Office Held	Name	Street or PO Address	City	State	Country	Postal Code
MANAGER	LILY C GUSE	16904 JUANITA DR NE #269	KENMORE	WA	USA	98028
5. Organized Under the Laws of: ID W 120153		6. Annual Report must be signed.* Signature: Lily C Guse Name (type or print): Lily C Guse Date: 10/16/2014 Title: Manager				
Processed 10/16/2014		* Electronically provided signatures are accepted as original signatures.				

TRANSFER 79773

RECEIVED

MAY 18 2015

COMPANY RESOLUTION of HarvestWest Management, LLC, a Delaware limited liability
company registered in the State of Washington

DEPT OF WATER RESOURCES
SOUTHERN REGION

Whereas the above named limited liability company is organized under the laws of Delaware;
and is the manager of the Salmon Falls Farm, LLC

NOW THEREFORE, IT IS HEREBY RESOLVED AS FOLLOWS:

Mike Frei, Managing Director

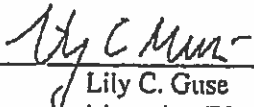
Is hereby authorized to execute any and all documents to purchase real property on behalf of the
Salmon Falls Farm, LLC (an Idaho limited liability company), more specifically, that certain real
property described on Exhibit "A" attached hereto and incorporated herein by reference.

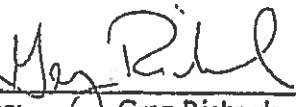
Salmon Falls Farm, LLC shall be bound to and obligated upon any and all instruments and
documents executed by the above referenced Managing Directors, in connection with the
foregoing authority.

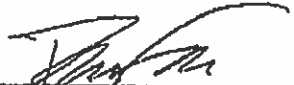
This Resolution may be signed in counterparts. A photocopy or facsimile of the Resolution or a
party's signature hereon shall have the same force and effect as an original.

Dated and adopted this 30th day of December, 2012.

HARVESTWEST MANAGEMENT, LLC, a
Delaware limited liability company

By: 
Name: Lily C. Guse
Title: Managing Director

By: 
Name: Greg Richards
Title: Managing Director

By: 
Name: Brent Frei
Title: Managing Director

By: 
Name: Mike Frei
Title: Managing Director

TRANSFER 79773



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

June 15, 2015

CHARLES RUNYON
WATER DISTRICT #47-G
716B E 4900 N
BUHL, ID 83316

RE: Transfer No. 79773
Water Right No(s). 47-7075A, 47-7136A, 47-17187

RE: Transfer No. 80064
Water Right No(s). 47-2345A, 47-2346A, 47-2347A, 47-7075B, 47-7136B

Dear Charles:

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 unopposed 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: May 29, 2015
To: Transfer 80064 and 79773 Files
From: Jim Bitzenburg
Re: Lost check

The payment for these two transfers was to be made by Flying D, LLC (Jeff Driscoll), the previous owner of the farm. He had mailed the check to our office on or about May 19, but the check didn't arrive until today. In the meantime, his wife hand-delivered a replacement check on May 27th. I called Jeff to find out what he wanted me to do with the check; he told me to shred it, which I did, with Carrie Hahn as a witness.

MEMORANDUM

Date: May 27, 2015
To: Transfer 79773 File
From: Jim Bitzenburg
Re: Evaluation of Sufficiency of Information Submitted

Application proposes to change the place of use (POU) for three water rights, 47-7136A, 47-7075A, and 47-17187, with a combined diversion rate of 11.49 cfs, and combined total of 749.2 acres, being diverted from Salmon Falls Creek. The POU is located approximately 7.5 to 9.1 miles west and 1.0 to 2.9 miles north of the intersection of Broadway Avenue and Clear Lakes Road in Buhl. Application intends to change the pivot irrigation system to avoid trespass on BLM property and will modify the POU to accommodate the changes. In addition, a 7.8 acre parcel was sold with a proportionate amount of right 47-17187, and the other two rights will be consolidated onto the remaining Salmon Falls Farm property, with a 7.8 acre reduction in the combined POU acres. Recommend processing without advertising.

- **Authority to File:**
The Department's database indicates that water rights 47-7136A, 47-7075A, and 47-17187 are owned by the applicant, Salmon Falls Farm, LLC. Application was signed by Mike Frei, who is the Managing Director of Harvest West Management, which manages Salmon Falls Farm, LLC. He is authorized to sign documents for Salmon Falls Farm. Documentation is in file.
- **Water Right Validity:**
Rights 47-7136A, 47-7075A, and 47-17187 were partially decreed in the SRBA in June of 2009. Based on this, it appears that forfeiture is not an issue.
- **Injury to Other Water Rights:**
None anticipated or foreseen.
- **Enlargement of Use:**
None anticipated.
- **Local Public Interest:**
No issues anticipated.
- **Beneficial Use/Conservation of Water Resources:**
Proposed use is recognized as a beneficial use of water.
- **Effect on the Economy of the Local Area:**
None Anticipated
- **Effect of the Agricultural Base of the 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

Date: May 27, 2015
To: Salmon Falls Farm, LLC, 79773 transfer file
From: Jim Bitzenburg
Re: Receipting of fees paid

Fee of \$500.00 was based on the modification of 15.2 acres out of the 749.2 acre POU, and that percentage multiplied by the overall diversion rate of 11.49 cfs totaled 0.23 cfs. The fee was paid by Flying D LLC (Jeff Driscoll) in one check with the \$200.00 fee for transfer 80064, also for Salmon Falls Farm, LLC.