

RECEIVED

FEB 19 2015

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

Transfer No.

79839

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/>.

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.)

\$580.00

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/water/rights/>.
- ☐ ☒ #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: _____

RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

FEB 19 2015

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

DEPT OF WATER RESOURCES

SOUTHERN REGION

Name of Applicant(s) Sunrise Organic Dairy LLCPhone 208-733-5235Mailing address 329 South 417 East Jerome, Idaho 83338

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 RepresentativeName of Representative Greg Sullivan of Brockway EngineeringPhone 208-736-8543Mailing address 2016 North Washington Street, Suite 4 Twin Falls Idaho 83301Email greg.sullivan@brockwayeng.com☐ Send all correspondence for this application to the representative and not to the applicant.

OR

☒ Send original correspondence to the applicant and copies to the representative.☒ The representative may submit information for the applicant but is not authorized to sign for the applicant.

OR

☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

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


 Signature of Applicant or Authorized Representative

JOHN H. REITSMAN
 Print Name and Title if applicable

2-3-15
 Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

- ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
- Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2. Transfer 73.8 acres to a new pivot.**

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 ☐ ☒	36-2254A	0.62/204.4	Irrigation	3/15 to 11/15	Ground Water
☐ ☒	36-2284	0.43/211.9	Irrigation	3/15 to 11/15	Ground Water
☐ ☒	36-8401	0.10/41.0	Irrigation	3/15 to 11/15	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 7.36 cfs and/or 1888.8 ac-ft

2. Total amount of water proposed to be transferred or changed 4.5^{1.15} cubic feet per second and/or 295.2^{457.3} 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 #
			SE	NE	27	09S	21E	Jerome	Ground Water	
			NE	SW	27	09S	21E	Jerome	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	
09S	21E	27															14.3	33	47.3
		34	7.3	19.2															26.5

Total Acres (for irrigation use) 73.8

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future: Existing wells and pumps. New main line will be installed and a new pivot constructed.

- b. Who owns the property at the point(s) of diversion? Sunrise Organic Dairy
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: N/A

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: Irrigation will not occur on the land currently covered by proposed transfer acres.

- 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: 36-2248, 36-2249, 36-7688 are currently authorized for diversion of irrigation water from the two existing wells.

- 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: 36-8402, 36-2430 and 36-8008 have acres leased to the Idaho Water Supply Bank.

Total Acres (for irrigation use) 73.8

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

Current Water Right No.: 36-2254A

Current Owner: SUNRISE ORGANIC DAIRY LLC

Priority Date: 3/16/1954

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	3.96 CFS	1307.6 AF
	<u>Total Diversion</u>	3.96 CFS	1307.6 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NW1/4SE1/4	Sec. 28, Twp 09S, Rge 21E B.M.
JEROME County		
GROUND WATER	SW1/4SW1/4	Sec. 28, Twp 09S, Rge 21E B.M.
JEROME County		

Place of Use

IRRIGATION Within JEROME County

T09S R21E S28	SWNE	19.70	T09S R21E S28	SENE	13.50
T09S R21E S28	SWNW	20.20	T09S R21E S28	SENE	21.50
T09S R21E S28	NESW	38.50	T09S R21E S28	NWSW	37.60
T09S R21E S28	SWSW	34.70	T09S R21E S28	SESW	36.90
T09S R21E S28	NESE	37.80	T09S R21E S28	NWSE	37.70
T09S R21E S28	SWSE	27.00	T09S R21E S28	SESE	15.00
T09S R21E S29	NESE	22.20	T09S R21E S29	NWSE	35.70
T09S R21E S29	SWSE	40.00	T09S R21E S29	SESE	26.60
T09S R21E S32	NENE	12.60	T09S R21E S32	NWNE	33.70
T09S R21E S33	NENW	0.20	T09S R21E S33	NWNW	8.90

Total Acres: 520

Conditions of Approval:

1. X35 Rights 36-2254A, 36-2284, and 36-8401 when combined shall not exceed a total diversion rate of 7.36 cfs, a total annual maximum diversion volume of 1888.8 af at the field headgate, and the irrigation of 472.2 acres.
2. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
3. X27 This right is limited to the irrigation of 326.9 acres within the authorized place of use in a single irrigation season.
4. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 212 Prior to diversion and use of water under Transfer approval 78948, the right holder shall install and maintain acceptable measuring devices at the authorized points of diversion, in accordance with Department specifications.
6. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
7. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No.130.
8. 206 Rights 36-2254A, 36-2284 and 36-8401 when combined are limited to the irrigation of a specific 472.2 acres within the 520 acre place of use authorized by these rights in a single irrigation season. The specific 472.2 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with these rights in the geographic information system component of the water rights database maintained by the department. Before changing the 472.2 acres to be irrigated within the 520 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
9. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Decreed Date: 8/27/2001

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

Current Water Right No.: 36-2284

Current Owner: SUNRISE ORGANIC DAIRY LLC

Priority Date: 5/16/1955

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	2.78 CFS	1355.8 AF
	<u>Total Diversion</u>	2.78 CFS	1355.8 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NW1/4SE1/4	Sec. 28,	Twp 09S,	Rge 21E B.M.
JEROME County				
GROUND WATER	SW1/4SW1/4	Sec. 28,	Twp 09S,	Rge 21E B.M.
JEROME County				

Place of Use

IRRIGATION Within JEROME County

T09S R21E S28	SWNE	19.70	T09S R21E S28	SENE	13.50
T09S R21E S28	SWNW	20.20	T09S R21E S28	SENE	21.50
T09S R21E S28	NESW	38.50	T09S R21E S28	NWSW	37.60
T09S R21E S28	SWSW	34.70	T09S R21E S28	SESW	36.90
T09S R21E S28	NESE	37.80	T09S R21E S28	NWSE	37.70
T09S R21E S28	SWSE	27.00	T09S R21E S28	SESE	15.00
T09S R21E S29	NESE	22.20	T09S R21E S29	NWSE	35.70
T09S R21E S29	SWSE	40.00	T09S R21E S29	SESE	26.60
T09S R21E S32	NENE	12.60	T09S R21E S32	NWNE	33.70
T09S R21E S33	NENW	0.20	T09S R21E S33	NWNW	8.90

Total Acres: 520

Conditions of Approval:

1. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 af per acre at the field headgate for irrigation of the place of use.
2. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
3. X27 This right is limited to the irrigation of 472.2 acres within the authorized place of use in a single irrigation season.
4. X35 Rights 36-2254A, 36-2284, and 36-8401 when combined shall not exceed a total diversion rate of 7.36 cfs, a total annual maximum diversion volume of 1888.8 af at the field headgate, and the irrigation of 472.2 acres.
5. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
6. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 206 Rights 36-2254A, 36-2284 and 36-8401 when combined are limited to the irrigation of a specific 472.2 acres within the 520 acre place of use authorized by these rights in a single irrigation season. The specific 472.2 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with these rights in the geographic information system component of the water rights database maintained by the department. Before changing the 472.2 acres to be irrigated within the 520 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
8. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No.130.
10. 212 Prior to diversion and use of water under Transfer approval 78948, the right holder shall install and maintain acceptable measuring devices at the authorized points of diversion, in accordance with Department specifications.

Decreed Date: 8/27/2001

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

Current Water Right No.: 36-8401

Current Owner: SUNRISE ORGANIC DAIRY LLC

Priority Date: 11/28/1988

Origin: Water Right

Status: Active

Basis: License

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.62 CFS	262.1 AF
	<u>Total Diversion</u>	0.62 CFS	262.1 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NW1/4SE1/4	Sec. 28, Twp 09S, Rge 21E B.M.
JEROME County		
GROUND WATER	SW1/4SW1/4	Sec. 28, Twp 09S, Rge 21E B.M.
JEROME County		

Place of Use

IRRIGATION Within JEROME County

T09S R21E S28	SWNE	19.70	T09S R21E S28	SENE	13.50
T09S R21E S28	SWNW	20.20	T09S R21E S28	SENE	21.50
T09S R21E S28	NESW	38.50	T09S R21E S28	NWSW	37.60
T09S R21E S28	SWSW	34.70	T09S R21E S28	SESW	36.90
T09S R21E S28	NESE	37.80	T09S R21E S28	NWSE	37.70
T09S R21E S28	SWSE	27.00	T09S R21E S28	SESE	15.00
T09S R21E S29	NESE	22.20	T09S R21E S29	NWSE	35.70
T09S R21E S29	SWSE	40.00	T09S R21E S29	SESE	26.60
T09S R21E S32	NENE	12.60	T09S R21E S32	NWNE	33.70
T09S R21E S33	NENW	0.20	T09S R21E S33	NWNW	8.90

Total Acres: 520

Conditions of Approval:

1. R55 This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
2. 206 Rights 36-2254A, 36-2284 and 36-8401 when combined are limited to the irrigation of a specific 472.2 acres within the 520 acre place of use authorized by these rights in a single irrigation season. The specific 472.2 acres to be irrigated by the right holder shall be identified prior to use by submittal of a land list and a representative electronic shape file or by submittal of a land list and a map sufficiently detailed to allow creation of an electronic shape file to be associated with these rights in the geographic information system component of the water rights database maintained by the department. Before changing the 472.2 acres to be irrigated within the 520 acre place of use, the right holder shall submit a new land list and representative electronic shape file or map to the Department prior to the irrigation season in which the change will occur.
3. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
4. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
5. X27 This right is limited to the irrigation of 472.2 acres within the authorized place of use in a single irrigation season.
6. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.
7. 212 Prior to diversion and use of water under Transfer approval 78948, the right holder shall install and maintain acceptable measuring devices at the authorized points of diversion, in accordance with Department specifications.
8. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No.130.
9. X35 Rights 36-2254A, 36-2284, and 36-8401 when combined shall not exceed a total diversion rate of 7.36 cfs, a total annual maximum diversion volume of 1888.8 af at the field headgate, and the irrigation of 472.2 acres.
10. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized points of diversion in accordance with Department specifications.
11. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Licensed Date: 7/15/1994

Total Acres (for irrigation use)	73.8
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APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- ☒ 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.

B. CHANGES IN NATURE OF USE (Water Balance)

- ☐ 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**.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ 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]

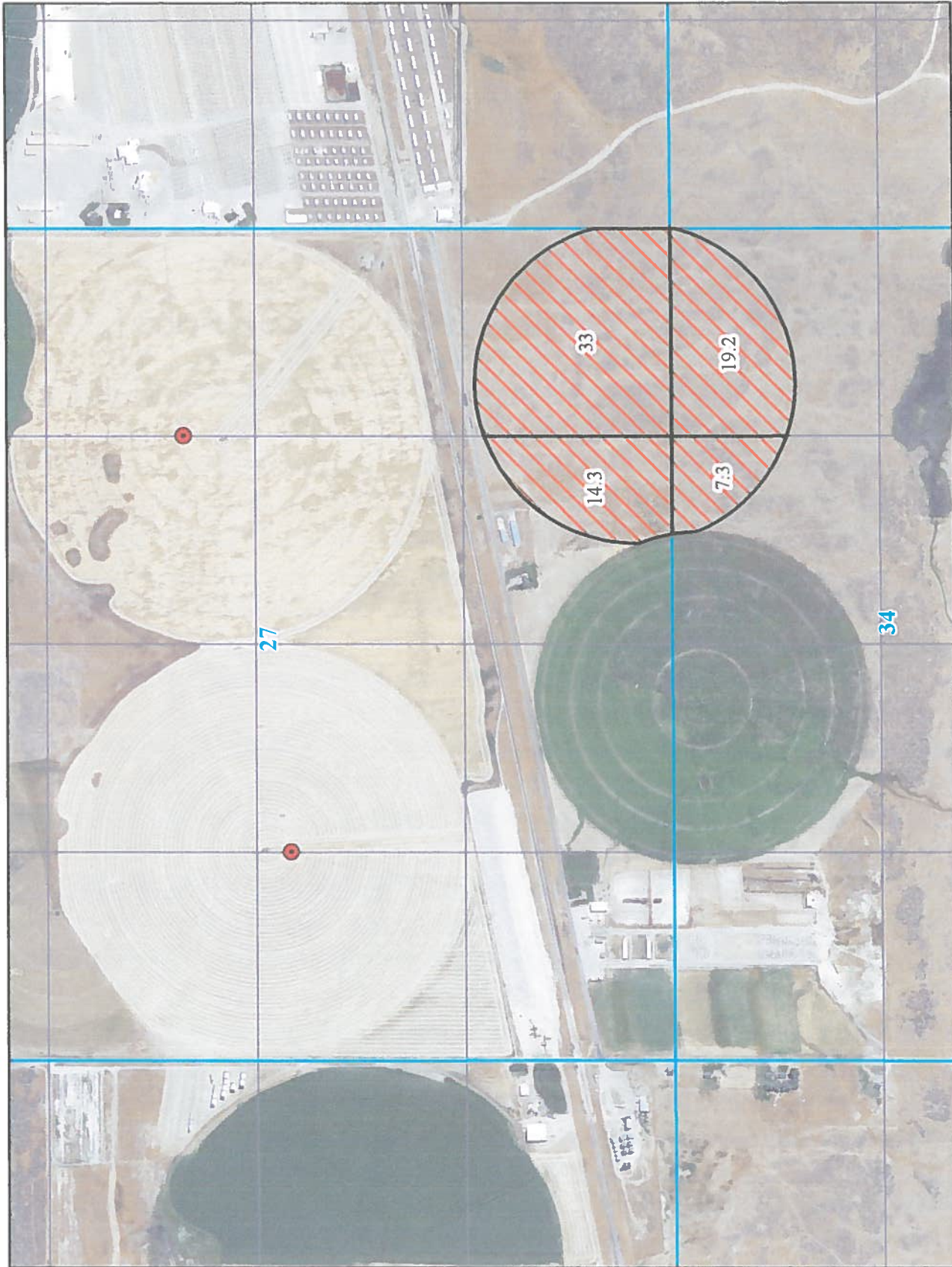
FOR DEPARTMENT USE ONLY

Transfer contains 14 pages and _____ attachments.

Received by DM Date 2-19-2015 Prelim. Check by _____ Date _____

Fee Paid \$580- Date 2-19-2015 Received by DM Receipt # 5034560

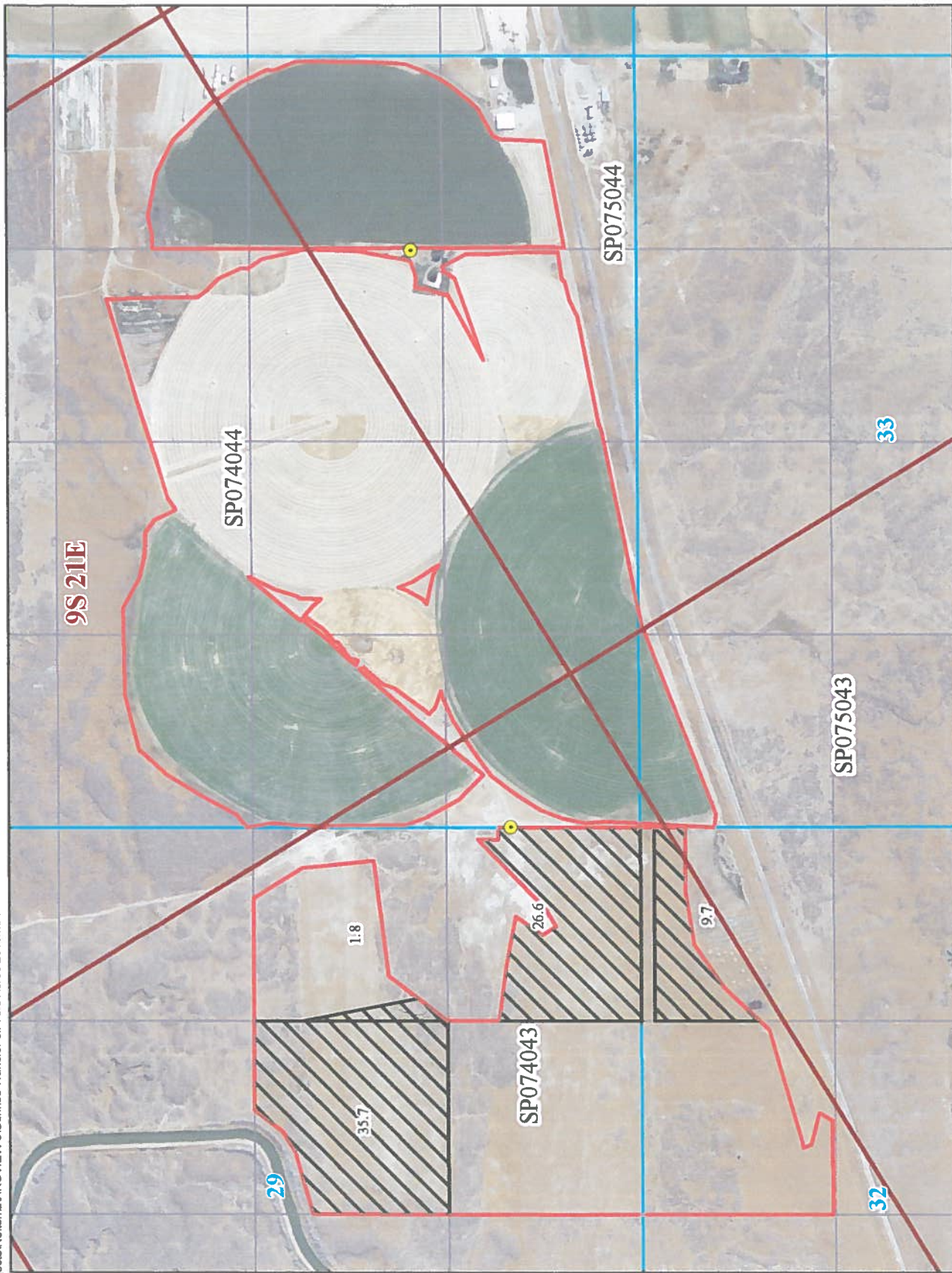
Add'l Fee Paid _____ Date _____ Received by _____ Receipt # _____



0 375 750 1,500 Feet

**REISTMAS, JOHN - SUNRISE ORGANIC DAIRY
TRANSFER MAP 2015
NAIP 2013 AERIAL**

- Legend**
- Points of Division
 - Proposed POI
 - Township
 - Sections
 - Taddsc

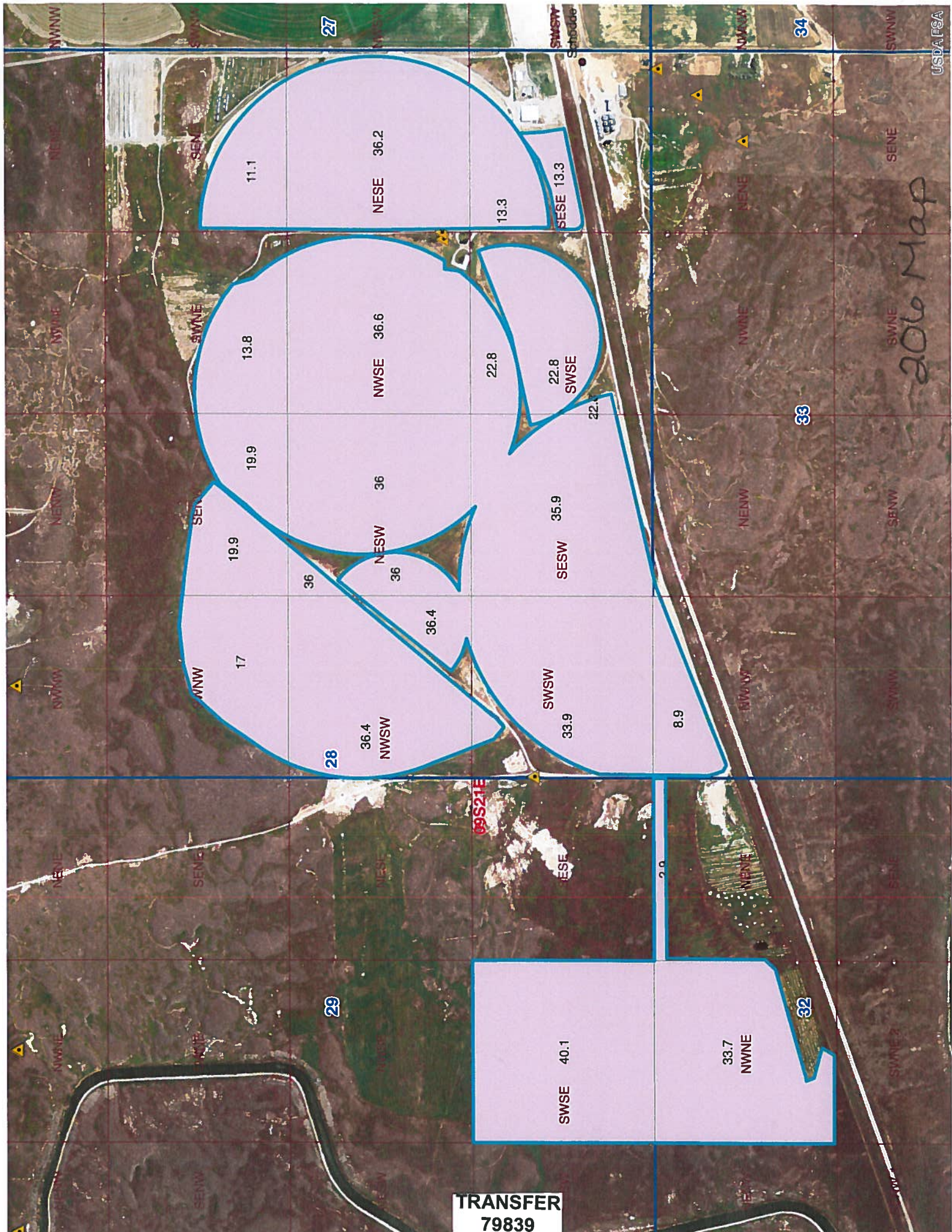


Legend

- Points_of_Division
- Model Grid
- 36-2284_PPU 520 Ac
- Acres_Transferring_Off
- Township
- Sections
- Adesc

REITSMASUNRISE ORGANIC
TRANSFERING 73.8 ACRES OFF
NAIP 2013 AERIAL PHOTO.





Irrigation to Stock and Commercial Water Transfer Calculations

Current	0.0 AFA
Consumptive Use Demand	224.2 AFA
Total Demand Plus %	224.2 AFA 0%
Additional Water Needed	224.2 AFA

Transfer Acres

Total Acres	472.2	926 mm	76.0%
CFS	7.36	3.04 ft/season	
AFA	1888.8	1434.6 AFA	
Acres sold/ Transferring	73.8	224.2 AFA	
	0.1563 %		

Water Right	Original Water Rights			Transfer Amount			Remaining Irrigation Amount		
	cfs	AFA	Acres Limit	cfs	Consumptive AFA	Total AFA	cfs	AFA	Acres
36-2254A	3.96	1307.6	326.9	0.62	155.2	204.4	3.34	1103.2	275.8
36-2284	2.78	1355.8	472.2	0.43	160.9	211.9	2.35	1143.9	286.0
36-8401	0.62	262.1	472.2	0.10	31.1	41.0	0.52	221.1	55.3
Additive Totals	7.36	2925.5	1271.3	1.15	347.3	457.2	6.21	2468.3	617.1
Allowed Totals	7.36	1888.8	472.2	1.15	224.2	295.2	6.21	1593.6	398.4

Lease Acres

Total Acres	472.2	
CFS	7.36	
AFA	1888.8	4 AFA/acre
Acres sold/ Transferring	76.6	
	0.1622 %	

Water Right	Original Water Rights			Stock/Commercial Transfer Amount			Remaining Irrigation Amount		
	cfs	AFA	Acres Limit	cfs	Consumptive AFA	Total AFA	cfs	AFA	Acres
36-2254A	3.96	1307.6	326.9	0.64	161.1	212.1	3.32	1095.5	273.9
36-2284	2.78	1355.8	472.2	0.45	167.0	219.9	2.33	1135.9	284.0
36-8401	0.62	262.1	472.2	0.10	32.3	42.5	0.52	219.6	54.9
Additive Totals	7.36	2925.5	1271.3	1.19	360.4	474.6	6.17	2450.9	612.7
Allowed Totals	7.36	1888.8	472.2	1.19	0.0	306.4	6.17	1582.4	395.6

No. W 131311	Due no later than Nov 30, 2014		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. SUNRISE ORGANIC DAIRY, LLC JOHN REITSMA 329 S 417 E JEROME ID 83338		JOHN REITSMA 329 S 417 E JEROME ID 83338			
			3. <u>New</u> Registered Agent Signature:*			
4. Limited Liability Companies: Enter Names and Addresses of at least one Member or Manager.						
Office Held	Name	Street or PO Address	City	State	Country	Postal Code
MEMBER	JOHN REITSMA	329 S 417 E	JEROME	ID	USA	83338
5. Organized Under the Laws of: ID W 131311		6. Annual Report must be signed.* Signature: JOHN REITSMA Name (type or print): JOHN REITSMA Date: 10/01/2014 Title: MEMBER				
Processed 10/01/2014		* Electronically provided signatures are accepted as original signatures.				



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

March 30, 2015

CINDY YENTER
WATER DISTRICT #130
650 ADDISON AVE W, STE 500
TWIN FALLS, ID 83301

Hand Delivered

RE: Transfer No. 79179
Water Right No(s): 37-7621E

RE: Transfer No. 79839
Water Right No(s): 36-2254A, 36-2284, 36-8401

Dear Ms. Yenter:

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 27, 2015

SUNRISE ORGANIC DAIRY LLC
329 S 417 E
JEROME, ID 83338

RE: Transfer No. 79839
Water Right No(s). 36-2254A, 36-2284, 36-8401

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 4/2/2015 and 4/9/2015**. Protests to this application may be submitted for a period ending ten (10) days after the second publication (**April 20, 2015**).

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:

BROCKWAY ENGINEERING PLLC
C/O ZACH LATHAM
2016 N WASHINGTON ST STE 4
TWIN FALLS, ID 83301

Maline, Denise

From: Maline, Denise
Sent: Friday, March 27, 2015 9:32 AM
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 April 2nd & 9th, 2015. Please feel free to contact me if you have any questions, or if you are not able to run the ad on the dates requested.

Thank you 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



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 27, 2015

LEGAL NOTICE DEPARTMENT

TIMES NEWS

PO BOX 548

TWIN FALLS, ID 83303-0548

RE: Transfer No. 79267
Water Right No(s): 45-13463, 45-529

RE: Transfer No. 79839
Water Right No(s): 36-2254A, 36-2284, 36-8401

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 April 20, 2015. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 79839**

SUNRISE ORGANIC DAIRY LLC, 329 S 417 E, JEROME, ID 83338; has filed Application No. 79839 for changes to the following water rights within JEROME County(s): Right No(s). 36-2254A, 36-2284, 36-8401. The purpose of the transfer is to change a portion of the above rights as follows: Transfer proposes drying up a 73.8 acre portion of three irrigation rights from a farm located approximately 11.5 to 12.0 miles west of the city of Paul and moving it approximately 1.0 mile east to an adjacent farm for uses associated with a new pivot. Two existing wells on the same farm will divert up to 1.15 cfs and 457.3 AF for the irrigation of 398.4 acres.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 79267**

LEROY ROBINSON and KARLA ROBINSON, 1170 E 810 S, ALBION, ID 83311; has filed Application No. 79267 for changes to the following water rights within CASSIA County(s): Right No(s). 45-13463, 45-529. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes changing the point of diversion for two Marsh Creek irrigation water rights. The first point of diversion is located approximately 1.0 miles south and 1.0 miles west of the center of the City of Albion (Main and Market streets). The application proposes to move this point of diversion approximately 1.8 miles downstream to an existing point of diversion. The second point of diversion is located approximately 0.1 miles north and 0.4 miles east of the center of the City of Albion. The application proposes to move this point of diversion approximately 0.2 miles downstream to the same existing point of diversion. The existing point of diversion is located approximately 0.1 miles north and 0.5 miles east of the center of City of Albion. The proposed point of diversion on Marsh Creek will be used to divert up to 0.79 cfs for irrigation of the current places of use for these water rights.

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 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 April 20, 2015. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on April 2nd & 9th, 2015



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

FEB 23 2015

DEPT OF WATER RESOURCES
SOUTHERN REGION

February 17, 2015

Allen Merritt
Idaho Department of Water Resources
650 Addison Ave. W., Ste. 500
Twin Falls, ID 83301

Re: Sunrise Organic Dairy

Dear Mr. Merritt:

Sunrise Organic Dairy desires to transfer 73.8 acres of irrigation water from water rights 36-2254A, 36-2284 and 36-8401 to a new pivot location. The PODs for the portions of the water rights to be transferred will be changing.

No ESPA model analysis is required for this transfer because the PODs are within adjacent ESPA model cells. The period of use, beneficial use and ownership will not be changing with this transfer.

A 76.6 acre portion of these water rights are proposed to be leased into the Water Supply Bank through 2016. These water rights have leased in the Water Supply Bank since 2006.

Please contact me if you have any questions.

Sincerely,

Greg Sullivan, M.S., Engineer

Cc: Dirk Reitsma, Rob Williams

Enc: Transfer Application, Aerial Maps, Transfer and Lease Calculation Spreadsheet, Annual Report, Brockway Engineering Check # 12471 for \$580.00

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

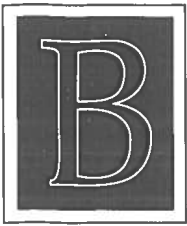
CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

FEB 19 2015

DEPT OF WATER RESOURCES
SOUTHERN REGION

February 17, 2015

Allen Merritt
Idaho Department of Water Resources
650 Addison Ave. W., Ste. 500
Twin Falls, ID 83301

Re: Sunrise Organic Dairy

Dear Mr. Merritt:

Sunrise Organic Dairy desires to transfer 73.8 acres of irrigation water from water rights 36-2254A, 36-2284 and 36-8401 to a new pivot location. The PODs for these water rights will not be changing and therefore it is requested that this transfer not be advertised.

No ESPA model analysis is required for this transfer because the PODs are not changing. The period of use, beneficial use and ownership will not be changing with this transfer.

A 76.6 acre portion of these water rights are proposed to be leased into the Water Supply Bank through 2016. These water rights have leased in the Water Supply Bank since 2006.

Please contact me if you have any questions.

Sincerely,

Greg Sullivan, M.S., Engineer

Cc: Dirk Reitsma, Rob Williams

Enc: Transfer Application, Aerial Maps, Transfer and Lease Calculation Spreadsheet, Annual Report, Brockway Engineering Check # 12471 for \$580.00

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

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2016 NORTH
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