

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 79382

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) FED AGRIBUSINESS LLC

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

- | Yes | N/A | |
|--------------------------|--------------------------|--|
| ☐ | ☐ | * Completed Application for Transfer of Water Right form, Part I. |
| ☐ | ☐ | * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part I. 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 <u>for each water right</u> for which <u>only a portion</u> 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 I.) |
| ☐ | ☐ | #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 I.) |
| ☐ | ☐ | #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: _____ |

RECEIVED

JUL 03 2014

**DEPT OF WATER RESOURCES
SOUTHERN REGION**

JUL 03 2014

DEPT OF WATER RESOURCES
SOUTHERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

of Applicant FED AGRIBUSINESS LLC

Phone (208)862-3482

Mailing Address 568 W 1650 S, OAKLEY ID 83346

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

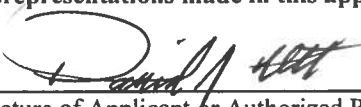
☐ Send original correspondence to the applicant and copies to the representative.

☐ 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.


Signature of Applicant or Authorized Representative

DAVID J. PICCHETTI Sec/TRE
Print Name and Title if applicable

24 June 2014
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

PURPOSE OF TRANSFER

Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
45-2338	No	No	Yes	No	No	No
45-2374	No	Yes	Yes	No	No	No
45-2380	No	No	Yes	Yes	No	No
45-2381	No	No	Yes	Yes	No	No
45-2384	No	No	Yes	No	No	No
45-2589	No	No	Yes	Yes	No	No
45-2596	No	No	Yes	No	No	No
45-2626	No	Yes	Yes	No	No	No
45-2715	No	No	Yes	No	No	No
45-4239	No	No	Yes	No	No	No
45-7156	No	No	Yes	No	No	No
45-7201	No	No	Yes	Yes	No	No
45-7456	No	No	Yes	No	No	No
45-10158	No	No	Yes	No	No	No
45-10164	No	No	Yes	No	No	No
45-12757	No	No	Yes	No	No	No

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 proposes to combine the place of use for 16 water rights. Each of the water rights will maintain points of diversion with the current rate and volume limits. Water rights 45-2374 and 45-2626 will change a point of diversion back to a well that was previously listed on the water right prior to transfer #77057.
Water rights 45-2380, 45-2381, 45-2589, and 45-7201 propose to add a point of diversion that will be a new low temperature geothermal well. The new well along with two existing LTG wells will be limited

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.

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 Continued

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
45-2338	1.250 cfs	528.1 af	135.0	2330.0		N/A	N/A	N/A	N/A
45-2380	2.040 cfs	960.0 af	240.0	2330.0		N/A	N/A	N/A	N/A
45-2381	4.140 cfs	1280.0 af	320.0	2330.0		N/A	N/A	N/A	N/A
45-2384	1.420 cfs	599.9 af	275.0	2330.0		N/A	N/A	N/A	N/A
45-2589	1.100 cfs	160.0 af	40.0	2330.0		N/A	N/A	N/A	N/A
45-2596	3.320 cfs	664.0 af	166.0	2330.0		N/A	N/A	N/A	N/A
45-4239	4.080 cfs	1100.0 af	275.0	2330.0		N/A	N/A	N/A	N/A
45-7201	5.720 cfs	1352.0 af	338.0	2330.0		N/A	N/A	N/A	N/A
45-10158	0.800 cfs	160.0 af	40.0	2330.0		N/A	N/A	N/A	N/A
45-10164	2.470 cfs	N/A	309.0	2330.0		N/A	N/A	N/A	N/A
45-12757	0.480 cfs	N/A	85.0	2330.0		N/A	N/A	N/A	N/A
45-7456	0.700 cfs	296.8 af	302.0	2330.0		N/A	N/A	N/A	N/A
45-7156	2.000 cfs	970.2 af	292.0	2330.0		N/A	N/A	N/A	N/A
45-2715	1.540 cfs	765.0 af	N/A	2330.0		N/A	N/A	N/A	N/A
45-2626	1.540 cfs	576.0 af	N/A	2330.0		N/A	N/A	N/A	N/A
45-2374	1.180 cfs	498.5 af	N/A	2330.0		N/A	N/A	N/A	N/A

COMBINED TOTALS

30.680 cfs	7,672.0 af	2,330.0	2,330.0	N/A	N/A	N/A	N/A
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2. Total amount of water proposed to be transferred or changed 30.68 cubic feet per second and/or _____ acre-feet per annum

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. 45-2338

Current Water Right Owner
FED AGRIBUSINESS LLC
568 W 1650 S
OAKLEY, ID 83346

Priority Date: 8/8/1950

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	1.250 CFS	528.1 AFA	
Total Diversion			1.250 CFS	528.1 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SENE	Sec. 33 Twp 11S Rge 20E TWIN FALLS County
GROUND WATER	NWNE	Sec. 34 Twp 11S Rge 20E TWIN FALLS County
GROUND WATER	NWNE	Sec. 34 Twp 11S Rge 20E 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	
11S	20E	26									33	33	34	33	32	32	32	31	260
11S	20E	27	33	34	34	32									31	33	31	28	256
11S	20E	33	34			33									33			30	130
	20E	34	31	34	40	39	39	39	40	40	40	40	32	39	39	40	39	38	609
	20E	11									33	33	33	33	33	34	33	33	265
	20E	12	33	32	33	33									33	32	32	33	261
12S	20E	13					34	33	32	33	32	30	25	32					251
12S	21E	19	29.0	31.0	39.0	39.0													138.0
12S	21E	20					40	40	40	40									160

Right Acre Limit: 135.0

POU Total Acres: 2,330.0

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

Proposed Water Right No. 45-2380

Current Water Right Owner

FED AGRIBUSINESS LLC
 568 W 1650 S
 OAKLEY, ID 83346

Priority Date: 6/5/1951

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	2.040 CFS	960.0 AFA	
Total Diversion			2.040 CFS	960.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SESWSW	Sec. 11 Twp 12S Rge 20E CASSIA County
GROUND WATER	SESWSW	Sec. 11 Twp 12S Rge 20E CASSIA County
GROUND WATER	SWSWSE	Sec. 12 Twp 12S Rge 20E CASSIA County
GROUND WATER	SWSWSE	Sec. 12 Twp 12S Rge 20E CASSIA County
GROUND WATER	SESWSW	Sec. 13 Twp 12S Rge 20E CASSIA County
GROUND WATER	SESESE	Sec. 34 Twp 11S Rge 20E 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	
	20E	26									33	33	34	33	32	32	32	31	260
	20E	27	33	34	34	32									31	33	31	28	256
11S	20E	33	34			33									33			30	130
11S	20E	34	31	34	40	39	39	39	40	40	40	40	32	39	39	40	39	38	609
12S	20E	11									33	33	33	33	33	34	33	33	265
12S	20E	12	33	32	33	33									33	32	32	33	261
12S	20E	13					34	33	32	33	32	30	25	32					251
12S	21E	19	29.0	31.0	39.0	39.0													138.0
12S	21E	20					40	40	40	40									160

Right Acre Limit: 240.0

POU Total Acres: 2,330.0

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

Proposed Water Right No. 45-2381

Current Water Right Owner

FED AGRIBUSINESS LLC
 568 W 1650 S
 OAKLEY, ID 83346

Priority Date: 6/5/1951

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	4.140 CFS	1280.0 AFA	
Total Diversion			4.140 CFS	1280.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SESESE	Sec. 34 Twp 11S Rge 20E	TWIN FALLS County
GROUND WATER	SESWSW	Sec. 11 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SESWSW	Sec. 11 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SWSWSE	Sec. 12 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SWSWSE	Sec. 12 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SESWSW	Sec. 13 Twp 12S Rge 20E	CASSIA 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	
	20E	26									33	33	34	33	32	32	32	31	260
	20E	27	33	34	34	32									31	33	31	28	256
11S	20E	33	34			33									33			30	130
11S	20E	34	31	34	40	39	39	39	40	40	40	40	32	39	39	40	39	38	609
12S	20E	11									33	33	33	33	33	34	33	33	265
12S	20E	12	33	32	33	33									33	32	32	33	261
12S	20E	13					34	33	32	33	32	30	25	32					251
12S	21E	19	29.0	31.0	39.0	39.0													138.0
12S	21E	20					40	40	40	40									160

Right Acre Limit: 320.0

POU Total Acres: 2,330.0

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

Proposed Water Right No. 45-2384

Current Water Right Owner
 FED AGRIBUSINESS LLC
 568 W 1650 S
 OAKLEY, ID 83346

Priority Date: 6/18/1951

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	1.420 CFS	599.9 AFA	
Total Diversion			1.420 CFS	599.9 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SENENE	Sec. 33 Twp 11S Rge 20E TWIN FALLS County
GROUND WATER	NWENW	Sec. 34 Twp 11S Rge 20E TWIN FALLS County
GROUND WATER	NWESW	Sec. 34 Twp 11S Rge 20E 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	
11S	20E	26									33	33	34	33	32	32	32	31	260
11S	20E	27	33	34	34	32									31	33	31	28	256
11S	20E	33	34			33									33			30	130
11S	20E	34	31	34	40	39	39	39	40	40	40	40	32	39	39	40	39	38	609
11S	20E	11									33	33	33	33	33	34	33	33	265
11S	20E	12	33	32	33	33									33	32	32	33	261
12S	20E	13					34	33	32	33	32	30	25	32					251
12S	21E	19	29.0	31.0	39.0	39.0													138.0
12S	21E	20					40	40	40	40									160

Right Acre Limit: 275.0

POU Total Acres: 2,330.0

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

Proposed Water Right No. 45-2589

Current Water Right Owner

FED AGRIBUSINESS LLC
568 W 1650 S
OAKLEY, ID 83346

Priority Date: 9/11/1959

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	1.100 CFS	160.0 AFA	
Total Diversion			1.100 CFS	160.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SESESE	Sec. 34 Twp 11S Rge 20E	TWIN FALLS County
GROUND WATER	SESWSW	Sec. 11 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SESWSW	Sec. 11 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SWSWSE	Sec. 12 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SWSWSE	Sec. 12 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SESWSW	Sec. 13 Twp 12S Rge 20E	CASSIA 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	
	20E	26									33	33	34	33	32	32	32	31	260
	20E	27	33	34	34	32									31	33	31	28	256
11S	20E	33	34			33									33			30	130
11S	20E	34	31	34	40	39	39	39	40	40	40	40	32	39	39	40	39	38	609
12S	20E	11									33	33	33	33	33	34	33	33	265
12S	20E	12	33	32	33	33									33	32	32	33	261
12S	20E	13					34	33	32	33	32	30	25	32					251
12S	21E	19	29.0	31.0	39.0	39.0													138.0
12S	21E	20					40	40	40	40									160

Right Acre Limit: 40.0

POU Total Acres: 2,330.0

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

Proposed Water Right No. 45-2596

Current Water Right Owner

FED AGRIBUSINESS LLC
568 W 1650 S
OAKLEY, ID 83346

Priority Date: 1/4/1960

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

Beneficial Use

From

To

Diversion Rate

Volume

Subuse Code

IRRIGATION

03/15

11/15

3.320 CFS

664.0 AFA

Total Diversion

3.320 CFS

664.0 AFA

Source and Point(s) of Diversion:

GROUND WATER

SESESE

Sec. 26 Twp 11S Rge 20E TWIN FALLS County

Place of Use: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
11S	20E	26									33	33	34	33	32	32	32	31	260
11S	20E	27	33	34	34	32									31	33	31	28	256
11S	20E	33	34			33									33			30	130
11S	20E	34	31	34	40	39	39	39	40	40	40	40	32	39	39	40	39	38	609
12S	20E	11									33	33	33	33	33	34	33	33	265
12S	20E	12	33	32	33	33									33	32	32	33	261
	20E	13					34	33	32	33	32	30	25	32					251
	21E	19	29.0	31.0	39.0	39.0													138.0
12S	21E	20					40	40	40	40									160

Right Acre Limit:	166.0
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POU Total Acres: 2,330.0

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

Proposed Water Right No. 45-4239

Current Water Right Owner
FED AGRIBUSINESS LLC
568 W 1650 S
OAKLEY, ID 83346

Priority Date: 6/1/1954

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	4.080 CFS	1100.0 AFA	
Total Diversion			4.080 CFS	1100.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SENE	Sec. 33 Twp 11S Rge 20E TWIN FALLS County
GROUND WATER	NWNENW	Sec. 34 Twp 11S Rge 20E TWIN FALLS County
GROUND WATER	NWNESW	Sec. 34 Twp 11S Rge 20E 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	
11S	20E	26									33	33	34	33	32	32	32	31	260
11S	20E	27	33	34	34	32									31	33	31	28	256
11S	20E	33	34			33									33			30	130
	20E	34	31	34	40	39	39	39	40	40	40	40	32	39	39	40	39	38	609
	20E	11									33	33	33	33	33	34	33	33	265
	20E	12	33	32	33	33									33	32	32	33	261
12S	20E	13					34	33	32	33	32	30	25	32					251
12S	21E	19	29.0	31.0	39.0	39.0													138.0
12S	21E	20					40	40	40	40									160

Right Acre Limit: 275.0

POU Total Acres: 2,330.0

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

Proposed Water Right No. 45-7201

Current Water Right Owner

FED AGRIBUSINESS LLC
568 W 1650 S
OAKLEY, ID 83346

Priority Date: 11/18/1974

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	5.720 CFS	1352.0 AFA	
Total Diversion			5.720 CFS	1352.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SESESE	Sec. 34 Twp 11S Rge 20E TWIN FALLS County
GROUND WATER	SESWSW	Sec. 11 Twp 12S Rge 20E CASSIA County
GROUND WATER	SESWSW	Sec. 11 Twp 12S Rge 20E CASSIA County
GROUND WATER	SWSWSE	Sec. 12 Twp 12S Rge 20E CASSIA County
GROUND WATER	SWSWSE	Sec. 12 Twp 12S Rge 20E CASSIA County
GROUND WATER	SESWSW	Sec. 13 Twp 12S Rge 20E CASSIA 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	
	20E	26									33	33	34	33	32	32	32	31	260
	20E	27	33	34	34	32									31	33	31	28	256
11S	20E	33	34			33									33			30	130
11S	20E	34	31	34	40	39	39	39	40	40	40	40	32	39	39	40	39	38	609
12S	20E	11									33	33	33	33	33	34	33	33	265
12S	20E	12	33	32	33	33									33	32	32	33	261
12S	20E	13					34	33	32	33	32	30	25	32					251
12S	21E	19	29.0	31.0	39.0	39.0													138.0
12S	21E	20					40	40	40	40									160

Right Acre Limit: 338.0

POU Total Acres: 2,330.0

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

Proposed Water Right No. 45-10158

Current Water Right Owner

FED AGRIBUSINESS LLC
568 W 1650 S
OAKLEY, ID 83346

Priority Date: 5/1/1961

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	0.800 CFS	160.0 AFA	
Total Diversion			0.800 CFS	160.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER SESESE Sec. 26 Twp 11S Rge 20E TWIN FALLS County

Place of Use: IRRIGATION

[illegible]

Right Acre Limit:	40.0
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POU Total Acres: 2,330.0

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

Proposed Water Right No. 45-10164

Current Water Right Owner

FED AGRIBUSINESS LLC
568 W 1650 S
OAKLEY, ID 83346

Priority Date: 6/30/1985

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

Beneficial Use

From

To

Diversion Rate

Subuse Code

IRRIGATION

03/15

11/15

2.470 CFS

Total Diversion

2.470 CFS

Source and Point(s) of Diversion:

GROUND WATER

SESESE

Sec. 26 Twp 11S Rge 20E TWIN FALLS County

Place of Use: IRRIGATION

[illegible]

Right Acre Limit:	309.0
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POU Total Acres: 2,330.0

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

Proposed Water Right No. 45-12757

Current Water Right Owner

FED AGRIBUSINESS LLC
568 W 1650 S
OAKLEY, ID 83346

Priority Date: 6/30/1985

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	0.480 CFS	
Total Diversion			0.480 CFS	

Source and Point(s) of Diversion:

GROUND WATER	SENENE	Sec. 33 Twp 11S Rge 20E TWIN FALLS County
GROUND WATER	NWNENW	Sec. 34 Twp 11S Rge 20E TWIN FALLS County
GROUND WATER	NWNESW	Sec. 34 Twp 11S Rge 20E 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	
11S	20E	26									33	33	34	33	32	32	32	31	260
11S	20E	27	33	34	34	32									31	33	31	28	256
11S	20E	33	34			33									33			30	130
	20E	34	31	34	40	39	39	39	40	40	40	40	32	39	39	40	39	38	609
	20E	11									33	33	33	33	33	34	33	33	265
	20E	12	33	32	33	33									33	32	32	33	261
12S	20E	13					34	33	32	33	32	30	25	32					251
12S	21E	19	29.0	31.0	39.0	39.0													138.0
12S	21E	20					40	40	40	40									160

Right Acre Limit: 85.0

POU Total Acres: 2,330.0

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

Proposed Water Right No. 45-7456

Current Water Right Owner
FED AGRIBUSINESS LLC
568 W 1650 S
OAKLEY, ID 83346

Priority Date: 11/4/1980

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01	10/31	0.700 CFS	296.8 AFA	
Total Diversion			0.700 CFS	296.8 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SENENE	Sec. 19 Twp 12S Rge 21E CASSIA County
GROUND WATER	SWSWNE	Sec. 19 Twp 12S Rge 21E CASSIA 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	
11S	20E	26									33	33	34	33	32	32	32	31	260
11S	20E	27	33	34	34	32									31	33	31	28	256
11S	20E	33	34			33									33			30	130
11S	20E	34	31	34	40	39	39	39	40	40	40	40	32	39	39	40	39	38	609
12S	20E	11									33	33	33	33	33	34	33	33	265
	20E	12	33	32	33	33									33	32	32	33	261
	20E	13					34	33	32	33	32	30	25	32					251
12S	21E	19	29.0	31.0	39.0	39.0													138.0
12S	21E	20					40	40	40	40									160

Right Acre Limit: 302.0
POU Total Acres: 2,330.0

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

Proposed Water Right No. 45-7156

Current Water Right Owner

FED AGRIBUSINESS LLC
568 W 1650 S
OAKLEY, ID 83346

Priority Date: 10/17/1973

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	2.000 CFS	970.2 AFA	
Total Diversion			2.000 CFS	970.2 AFA	

Source and Point(s) of Diversion:

GROUND WATER

SENENE

Sec. 19 Twp 12S Rge 21E CASSIA 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	
11S	20E	26									33	33	34	33	32	32	32	31	260
11S	20E	27	33	34	34	32									31	33	31	28	256
11S	20E	33	34			33									33			30	130
11S	20E	34	31	34	40	39	39	39	40	40	40	40	32	39	39	40	39	38	609
12S	20E	11									33	33	33	33	33	34	33	33	265
12S	20E	12	33	32	33	33									33	32	32	33	261
	20E	13					34	33	32	33	32	30	25	32					251
	21E	19	29.0	31.0	39.0	39.0													138.0
12S	21E	20					40	40	40	40									160

Right Acre Limit: 292.0

POU Total Acres: 2,330.0

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

Proposed Water Right No. 45-2715

Current Water Right Owner

FED AGRIBUSINESS LLC
568 W 1650 S
OAKLEY, ID 83346

Priority Date: 2/11/1958

Origin: Water Right

Basis: Decreed

Status Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
DOMESTIC	01/01	12/31	0.040 CFS	14.5 AFA	
IRRIGATION	03/15	11/15	1.540 CFS	751.5 AFA	
Total Diversion			1.540 CFS	765.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER

SWSWNE

Sec. 19 Twp 12S Rge 21E CASSIA County

Place of Use: DOMESTIC

[illegible]

Place of Use: IRRIGATION

[illegible]

POU Total Acres:	2,330.0
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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Transfer Right After Requested Changes**

Proposed Water Right No. 45-2626

Current Water Right Owner

FED AGRIBUSINESS LLC
568 W 1650 S
OAKLEY, ID 83346

Priority Date: 8/22/1960

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	1.540 CFS	576.0 AFA	
Total Diversion			1.540 CFS	576.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER

SENE

Sec. 34 Twp 11S Rge 20E TWIN FALLS County

GROUND WATER

SENE

Sec. 34 Twp 11S Rge 20E 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	
11S	20E	26									33	33	34	33	32	32	32	31	260
11S	20E	27	33	34	34	32									31	33	31	28	256
11S	20E	33	34			33									33			30	130
11S	20E	34	31	34	40	39	39	39	40	40	40	40	32	39	39	40	39	38	609
12S	20E	11									33	33	33	33	33	34	33	33	265
	20E	12	33	32	33	33									33	32	32	33	261
	20E	13					34	33	32	33	32	30	25	32					251
12S	21E	19	29.0	31.0	39.0	39.0													138.0
12S	21E	20					40	40	40	40									160

POU Total Acres: 2,330.0

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

Proposed Water Right No. 45-2374

Current Water Right Owner

FED AGRIBUSINESS LLC
568 W 1650 S
OAKLEY, ID 83346

Priority Date: 4/23/1951

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	1.180 CFS	498.5 AFA	
Total Diversion			1.180 CFS	498.5 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SENE	Sec. 34 Twp 11S Rge 20E TWIN FALLS County
GROUND WATER	SENE	Sec. 34 Twp 11S Rge 20E 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	
11S	20E	26									33	33	34	33	32	32	32	31	260
11S	20E	27	33	34	34	32									31	33	31	28	256
11S	20E	33	34			33									33			30	130
11S	20E	34	31	34	40	39	39	39	40	40	40	40	32	39	39	40	39	38	609
12S	20E	11									33	33	33	33	33	34	33	33	265
	20E	12	33	32	33	33									33	32	32	33	261
	20E	13					34	33	32	33	32	30	25	32					251
12S	21E	19	29.0	31.0	39.0	39.0													138.0
12S	21E	20					40	40	40	40									160

POU Total Acres: 2,330.0

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

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

Diversion system will remain in current configuration. Measuring devices are in place and monitored by
WD 140 Watermaster.

- b. Who owns the property at the point(s) 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?
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: MetLife - Loan/Mortgage

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:
None

- 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:

Water from Palisades shares and conversion water from South West Irrigation District is applied to p
arts of this ground from Milner Irrigation District. The current configured irrigation system connects
this water with most of the lands in this transfer. No change in application of this water is anticipated.

- 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: Any water replaced by the water delivered as described above in 'e' is part of the South West
Irrigation District mitigation plan. Any idled acres, mainly corners, under these rights are also included
in the mitigation plan. This transfer does not affect any of those idled acres or conversion water. South
West irrigation district monitors, and will continue to monitor any portions of these rights in their plan.

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

Current Water Right No. 45-2338

Current Water Right Owner
FED AGRIBUSINESS LLC
568 W 1650 S
OAKLEY, ID 83346

Priority Date: 8/8/1950

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	1.250 CFS	528.1 AFA	
Total Diversion			1.250 CFS	528.1 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NWNENW	Sec. 34 Twp 11S Rge 20E TWIN FALLS County
GROUND WATER	NWNESW	Sec. 34 Twp 11S Rge 20E TWIN FALLS County
GROUND WATER	SENENE	Sec. 33 Twp 11S Rge 20E 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	
11S	20E	33	31.0			29.0									30.0			26.0	116.0
11S	20E	34					39.0	38.0	39.0	40.0	40.0	38.0	30.0	39.0					303.0

Right Acre Limit: 135.0

POU Total Acres: 419.0

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. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 415 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-2338, 45-2384, 45-4239, 45-12757.
3. Failure of the right holder to comply with the conditions of transfer 4592 is cause for the Director to rescind approval of the transfer.
4. The change authorized by transfer 4592 shall be accomplished within one year of the approval date of 1-23-1996.
5. RIGHT NO. 45-12757 IS AN EXPANSION OF THIS RIGHT PURSUANT TO SECTION 42-1416B, IDAHO CODE.
6. Use of this right is combined with water from Southwest Irrigation District.
7. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

Conditions/Remarks:

- USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.6 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1320 AF. COMBINED RIGHT NOS.: 45-2338, 45-2384, 45-4239, 45-12757.
9. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 330 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-2338, 45-2384, 45-4239.
 10. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 135 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
 11. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
 12. Approval of transfer 4592 does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
 13. USE OF THIS RIGHT WITH RIGHT NO. 45-12757 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.25 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 528.1 AF.
 14. Approval of transfer 4592 in no way confirms the rights claimed.
 15. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.

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

Current Water Right No. 45-2380

Current Water Right Owner
FED AGRIBUSINESS LLC
568 W 1650 S
OAKLEY, ID 83346

Priority Date: 6/5/1951

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	2.040 CFS	960.0 AFA	
Total Diversion			2.040 CFS	960.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SESWSW	Sec. 11 Twp 12S Rge 20E CASSIA County
GROUND WATER	SESWSW	Sec. 11 Twp 12S Rge 20E CASSIA County
GROUND WATER	SWSWSE	Sec. 12 Twp 12S Rge 20E CASSIA County
GROUND WATER	SESWSW	Sec. 13 Twp 12S Rge 20E CASSIA County
GROUND WATER	SWSWSE	Sec. 12 Twp 12S Rge 20E CASSIA 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	
11S	20E	34													39.0	40.0	39.0	38.0	156.0
	20E	11									34.0	33.0	32.0	33.0	33.0	34.0	33.0	32.0	264.0
	20E	12	33.0	34.0	33.0	32.0									33.0	33.0	33.0	32.0	263.0
12S	20E	13					34.0	33.0	33.0	33.0	32.0	31.0	26.0	31.0					253.0

Right Acre Limit: 240.0

POU Total Acres: 936.0

Conditions/Remarks:

- Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- THIS RIGHT IS LIMITED TO THE IRRIGATION OF 240 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
- The right holder shall accomplish the change authorized by this transfer within one (1) year of the June 12, 1995.
- USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 936 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-2380, 45-2381, 45-2589, 45-7201.
- Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3744.0 AF. COMBINED RIGHT NOS.: 45-2380, 45-2381, 45-2589, 45-7201.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

- This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
8. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
 9. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
 10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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

Current Water Right No. 45-2381

Current Water Right Owner
 FED AGRIBUSINESS LLC
 568 W 1650 S
 OAKLEY, ID 83346

Priority Date: 6/5/1951

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	4.140 CFS	1280.0 AFA	
Total Diversion			4.140 CFS	1280.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SESWSW	Sec. 11 Twp 12S Rge 20E CASSIA County
GROUND WATER	SWSWSE	Sec. 12 Twp 12S Rge 20E CASSIA County
GROUND WATER	SWSWSW	Sec. 13 Twp 12S Rge 20E CASSIA County
GROUND WATER	SWSWSE	Sec. 12 Twp 12S Rge 20E CASSIA County
GROUND WATER	SESWSW	Sec. 11 Twp 12S Rge 20E CASSIA 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	
11S	20E	34													39.0	40.0	39.0	38.0	156.0
	20E	11									34.0	33.0	32.0	33.0	33.0	34.0	33.0	32.0	264.0
	20E	12	33.0	34.0	33.0	32.0									33.0	33.0	33.0	32.0	263.0
12S	20E	13					34.0	33.0	33.0	33.0	32.0	31.0	26.0	31.0					253.0
Right Acre Limit:						320.0													
POU Total Acres:						936.0													

Conditions/Remarks:

1. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
2. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 936 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-2380, 45-2381, 45-2589, 45-7201.
3. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
4. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
5. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

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.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

- The right holder shall accomplish the change authorized by this transfer within one (1) year of June 12, 1995.
8. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
 9. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3744.0 AF. COMBINED RIGHT NOS.: 45-2380, 45-2381, 45-2589, 45-7201.
 10. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 320 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

Current Water Right No. 45-2384

Current Water Right Owner

FED AGRIBUSINESS LLC
568 W 1650 S
OAKLEY, ID 83346

Priority Date: 6/18/1951

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	1.420 CFS	599.9 AFA	
Total Diversion			1.420 CFS	599.9 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NWNESW	Sec. 34 Twp 11S Rge 20E TWIN FALLS County
GROUND WATER	NWNENW	Sec. 34 Twp 11S Rge 20E TWIN FALLS County
GROUND WATER	SENENE	Sec. 33 Twp 11S Rge 20E 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	
11S	20E	33	31.0			29.0									30.0			26.0	116.0
11S	20E	34					39.0	38.0	39.0	40.0	40.0	38.0	30.0	39.0					303.0

Right Acre Limit: 275.0

POU Total Acres: 419.0

Conditions/Remarks:

1. Failure of the right holder to comply with the conditions of transfer 4592 is cause for the Director to rescind approval of the transfer.
2. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 275 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
3. USE OF THIS RIGHT WITH RIGHT NO. 45-4239 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 275 ACRES IN A SINGLE IRRIGATION SEASON.
4. 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.
5. Approval of transfer 4592 in no way confirms the rights claimed.
6. Use of this right is combined with water from Southwest Irrigation District.
7. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.6 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1320 AF. COMBINED RIGHT NOS.: 45-2338, 45-2384, 45-4239, 45-12757.

After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

- USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 415 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-2338, 45-2384, 45-4239, 45-12757.
10. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 330 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-2338, 45-2384, 45-4239.
11. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
12. The change authorized by transfer 4592 shall be accomplished within one year of the approval date of 1-23-1996.
13. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
14. Approval of transfer 4592 does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

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

Current Water Right No. 45-2589

Current Water Right Owner
FED AGRIBUSINESS LLC
568 W 1650 S
OAKLEY, ID 83346

Priority Date: 9/11/1959

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	1.100 CFS	160.0 AFA	
Total Diversion			1.100 CFS	160.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SESWSW	Sec. 11 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SWSWSE	Sec. 12 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SESWSW	Sec. 11 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SESWSW	Sec. 13 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SWSWSE	Sec. 12 Twp 12S Rge 20E	CASSIA 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	
11S	20E	34																	156.0
	20E	11									34.0	33.0	32.0	33.0	33.0	34.0	33.0	32.0	264.0
	20E	12	33.0	34.0	33.0	32.0									33.0	33.0	33.0	32.0	263.0
	20E	13					34.0	33.0	33.0	33.0	32.0	31.0	26.0	31.0					253.0

Right Acre Limit: 40.0

POU Total Acres: 936.0

Conditions/Remarks:

- The right holder shall accomplish the change authorized by this transfer within one (1) year of the June 12, 1995.
- USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 936 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-2380, 45-2381, 45-2589, 45-7201.
- This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
- Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
- THIS RIGHT IS LIMITED TO THE IRRIGATION OF 40 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
- Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

- Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- 8. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
- 9. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3744.0 AF. COMBINED RIGHT NOS.: 45-2380, 45-2381, 45-2589, 45-7201.
- 10. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

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

Current Water Right No. 45-2596

Current Water Right Owner FED AGRIBUSINESS LLC
568 W 1650 S
OAKLEY, ID 83346

Priority Date: 1/4/1960

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	3.320 CFS	664.0 AFA	
Total Diversion			3.320 CFS	664.0 AFA	

<u>Source and Point(s) of Diversion:</u> GROUND WATER	SESESE	Sec. 26 Twp 11S Rge 20E TWIN FALLS County
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Place of Use: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
11S	20E	26									39.0	34.0			39.0	39.0	40.0	39.0	230.0
11S	20E	27	38.0	38.0	39.0	39.0									39.0	39.0	25.0	28.0	285.0

Right Acre Limit: 166.0

POU Total Acres: 515.0

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. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 515 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-2596, 45-10158, 45-10164.
3. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 166 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. RIGHT NO. 45-10164 IS AN EXPANSION OF THIS RIGHT PURSUANT TO SECTION 42-1416B, IDAHO CODE.
5. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.12 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 824 AF. COMBINED RIGHT NOS.: 45-2596, 45-10158, 45-10164.

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

Current Water Right No. 45-4239

Current Water Right Owner
FED AGRIBUSINESS LLC
568 W 1650 S
OAKLEY, ID 83346

Priority Date: 6/1/1954

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	4.080 CFS	1100.0 AFA	
Total Diversion			4.080 CFS	1100.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	NWNENW	Sec. 34 Twp 11S Rge 20E TWIN FALLS County
GROUND WATER	NWNESW	Sec. 34 Twp 11S Rge 20E TWIN FALLS County
GROUND WATER	SENENE	Sec. 33 Twp 11S Rge 20E 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	
11S	20E	33	31.0			29.0									30.0			26.0	116.0
11S	20E	34					39.0	38.0	39.0	40.0	40.0	38.0	30.0	39.0					303.0

Right Acre Limit: 275.0

POU Total Acres: 419.0

Conditions/Remarks:

- Approval of transfer 4592 does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 415 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-2338, 45-2384, 45-4239, 45-12757.
- Failure of the right holder to comply with the conditions of transfer 4592 is cause for the Director to rescind approval of the transfer.
- Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- THIS RIGHT IS LIMITED TO THE IRRIGATION OF 275 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
- The change authorized by transfer 4592 shall be accomplished within one year of the approval date of 1-23-1996.
- USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 330 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-2338, 45-2384, 45-4239.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

- Use of this right is combined with water from Southwest Irrigation District.
9. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
 10. 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.
 11. USE OF THIS RIGHT WITH RIGHT NO. 45-2384 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 275 ACRES IN A SINGLE IRRIGATION SEASON.
 12. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.6 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1320 AF. COMBINED RIGHT NOS.: 45-2338, 45-2384, 45-4239, 45-12757.
 13. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
 14. Approval of transfer 4592 in no way confirms the rights claimed.

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION FOR TRANSFER OF WATER RIGHTS
PART 2A

Current Water Right No. 45-7201

Current Water Right Owner
 FED AGRIBUSINESS LLC
 568 W 1650 S
 OAKLEY, ID 83346

Priority Date: 11/18/1974

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	5.720 CFS	1352.0 AFA	
Total Diversion			5.720 CFS	1352.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SWSWSE	Sec. 12 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SESWSW	Sec. 11 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SWSWSE	Sec. 12 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SESWSW	Sec. 13 Twp 12S Rge 20E	CASSIA County
GROUND WATER	SESWSW	Sec. 11 Twp 12S Rge 20E	CASSIA 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	
11S	20E	34													39.0	40.0	39.0	38.0	156.0
	20E	11									34.0	33.0	32.0	33.0	33.0	34.0	33.0	32.0	264.0
	20E	12	33.0	34.0	33.0	32.0									33.0	33.0	33.0	32.0	263.0
12S	20E	13					34.0	33.0	33.0	33.0	32.0	31.0	26.0	31.0					253.0

Right Acre Limit: 338.0

POU Total Acres: 936.0

Conditions/Remarks:

1. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 338 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
2. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 936 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-2380, 45-2381, 45-2589, 45-7201.
3. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
4. 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.
5. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

- Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the June 12, 1995.
 9. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
 10. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3744.0 AF. COMBINED RIGHT NOS.: 45-2380, 45-2381, 45-2589, 45-7201.

APPLICATION FOR TRANSFER OF WATER RIGHTS
PART 2A

Current Water Right No. 45-10158

Current Water Right Owner FED AGRIBUSINESS LLC
568 W 1650 S
OAKLEY, ID 83346

Priority Date: 5/1/1961

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	0.800 CFS	160.0 AFA	
Total Diversion			0.800 CFS	160.0 AFA	

<u>Source and Point(s) of Diversion:</u> GROUND WATER	SESESE	Sec. 26 Twp 11S Rge 20E TWIN FALLS County
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Place of Use: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
11S	20E	26									39.0	34.0			39.0	39.0	40.0	39.0	230.0
11S	20E	27	38.0	38.0	39.0	39.0									39.0	39.0	25.0	28.0	285.0

Right Acre Limit: 40.0

POU Total Acres: 515.0

Conditions/Remarks:

1. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 515 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-2596, 45-10158, 45-10164.
2. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 40 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
3. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.12 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 824 AF. COMBINED RIGHT NOS.: 45-2596, 45-10158, 45-10164.
4. 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.

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

Current Water Right No. 45-10164

Current Water Right Owner

FED AGRIBUSINESS LLC
 568 W 1650 S
 OAKLEY, ID 83346

Priority Date: 6/30/1985

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	2.470 CFS	
Total Diversion			2.470 CFS	

Source and Point(s) of Diversion:

GROUND WATER

SESESE

Sec. 26 Twp 11S Rge 20E 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	
11S	20E	26									39.0	34.0			39.0	39.0	40.0	39.0	230.0
11S	20E	27	38.0	38.0	39.0	39.0									39.0	39.0	25.0	28.0	285.0

Right Acre Limit: 309.0

POU Total Acres: 515.0

Conditions/Remarks:

1. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 515 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-2596, 45-10158, 45-10164.
2. THIS RIGHT IS AN EXPANSION OF RIGHT NO. 45-2596 PURSUANT TO SECTION 42-1416B, IDAHO CODE.
3. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
4. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 309 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
5. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.12 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 824 AF. COMBINED RIGHT NOS.: 45-2596, 45-10158, 45-10164.

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

Current Water Right No. 45-12757

Current Water Right Owner
FED AGRIBUSINESS LLC
568 W 1650 S
OAKLEY, ID 83346

Priority Date: 6/30/1985

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	0.480 CFS	
Total Diversion			0.480 CFS	

Source and Point(s) of Diversion:

GROUND WATER	NWNENW	Sec. 34 Twp 11S Rge 20E TWIN FALLS County
GROUND WATER	NWNESW	Sec. 34 Twp 11S Rge 20E TWIN FALLS County
GROUND WATER	SENENE	Sec. 33 Twp 11S Rge 20E 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	
11S	20E	33	31.0			29.0									30.0			26.0	116.0
11S	20E	34					39.0	38.0	39.0	40.0	40.0	38.0	30.0	39.0					303.0

Right Acre Limit: 85.0

POU Total Acres: 419.0

Conditions/Remarks:

1. Approval of transfer 4592 in no way confirms the rights claimed.
2. Failure of the right holder to comply with the conditions of transfer 4592 is cause for the Director to rescind approval of the transfer.
3. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
4. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 85 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
5. Use of this right is combined with water from Southwest Irrigation District.
6. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 6.6 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1320 AF. COMBINED RIGHT NOS.: 45-2338, 45-2384, 45-4239, 45-12757.
7. THIS RIGHT IS AN EXPANSION OF RIGHT NO.45-2338 PURSUANT TO SECTION 42-1416B, IDAHO CODE.

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.

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

- USE OF THIS RIGHT WITH RIGHT NO. 45-2338 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.25 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 528.1 AF.
10. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
 11. The change authorized by transfer 4592 shall be accomplished within one year of the approval date of 1-23-1996.
 12. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 415 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-2338, 45-2384, 45-4239, 45-12757.
 13. Approval of transfer 4592 does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
 14. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.

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

Current Water Right No. 45-7456

Current Water Right Owner
FED AGRIBUSINESS LLC
568 W 1650 S
OAKLEY, ID 83346

Priority Date: 11/4/1980

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01	10/31	0.700 CFS	296.8 AFA	
Total Diversion			0.700 CFS	296.8 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SWSWNE	Sec. 19 Twp 12S Rge 21E CASSIA County
GROUND WATER	SENESE	Sec. 19 Twp 12S Rge 21E CASSIA 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	
12S	21E	19	40.0	40.0	40.0	40.0													160.0
12S	21E	20					40.0	40.0	40.0	40.0									160.0

Right Acre Limit: 302.0

POU Total Acres: 320.0

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. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 320 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-2715, 45-7156, 45-7456.
3. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 302 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1208 AF. COMBINED RIGHT NOS.: 45-2715, 45-7156, 45-7456.
5. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 15 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

○ T

FED AGRIBUSINESS LLC
568 W 1650 S
OAKLEY, ID 83346

Source: GROUND WATER

Total Diversion

Sec. 19 Twp 12S Rge 21E CASSIA County

[illegible]

POU Total Acres:

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 LIMITED TO THE IRRIGATION OF 292 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
3. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 320 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-2715, 45-7156, 45-7456.
4. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1208 AF. COMBINED RIGHT NOS.: 45-2715, 45-7156, 45-7456.

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

Current Water Right No. 45-2715

Current Water Right Owner

FED AGRIBUSINESS LLC
 568 W 1650 S
 OAKLEY, ID 83346

Priority Date: 2/11/1958

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
DOMESTIC	01/01	12/31	0.040 CFS	14.5 AFA	
IRRIGATION	03/15	11/15	1.540 CFS	751.5 AFA	
Total Diversion			1.540 CFS	765.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER

SWSWNE

Sec. 19 Twp 12S Rge 21E CASSIA County

Place of Use: DOMESTIC

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
12S	21E	19			X														0.0

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	
12S	21E	19	40.0	40.0	40.0	40.0													160.0
12S	21E	20					40.0	40.0	40.0	40.0									160.0

POU Total Acres: 320.0

Conditions/Remarks:

1. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1208 AF. COMBINED RIGHT NOS.: 45-2715, 45-7156, 45-7456.
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 320 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-2715, 45-7156, 45-7456.

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

Current Water Right No. 45-2626

Current Water Right Owner

FED AGRIBUSINESS LLC
 568 W 1650 S
 OAKLEY, ID 83346

Priority Date: 8/22/1960

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	1.540 CFS	576.0 AFA	
Total Diversion			1.540 CFS	576.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER	SENE	Sec. 34 Twp 11S Rge 20E TWIN FALLS County
GROUND WATER	SESE	Sec. 34 Twp 11S Rge 20E 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	
11S	20E	34		32.0	34.0	39.0	39.0													144.0
POU Total Acres:				144.0																

Conditions/Remarks:

1. Rights 45-2374 and 45-2626 when combined shall not exceed a total annual maximum diversion volume of 576.0 af at the field headgate, and the irrigation of 144 acres.
 2. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
 3. 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. 140.
 4. 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.
 5. Prior to the diversion and use of water under Transfer approval 77057, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
 6. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Conditions/Remarks:

Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

10. 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.

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

Current Water Right No. 45-2374

Current Water Right Owner

FED AGRIBUSINESS LLC
568 W 1650 S
OAKLEY, ID 83346

Priority Date: 4/23/1951

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	03/15	11/15	1.180 CFS	498.5 AFA	
Total Diversion			1.180 CFS	498.5 AFA	

Source and Point(s) of Diversion:

GROUND WATER

SENE

Sec. 34 Twp 11S Rge 20E TWIN FALLS County

GROUND WATER

SESE

Sec. 34 Twp 11S Rge 20E 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	
11S	20E	34		32.0	34.0	39.0	39.0													144.0
POU Total Acres:				144.0																

Conditions/Remarks:

1. Rights 45-2374 and 45-2626 when combined shall not exceed a total annual maximum diversion volume of 576.0 af at the field headgate, and the irrigation of 144 acres.
 2. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
 3. 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. 140.
 4. 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.
 5. Prior to the diversion and use of water under Transfer approval 77057, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
 6. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
 7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION FOR TRANSFER OF WATER RIGHT

Conditions/Remarks:

- Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
10. 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.

APPLICATION FOR TRANSFER OF WATER RIGHT PART 3

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**

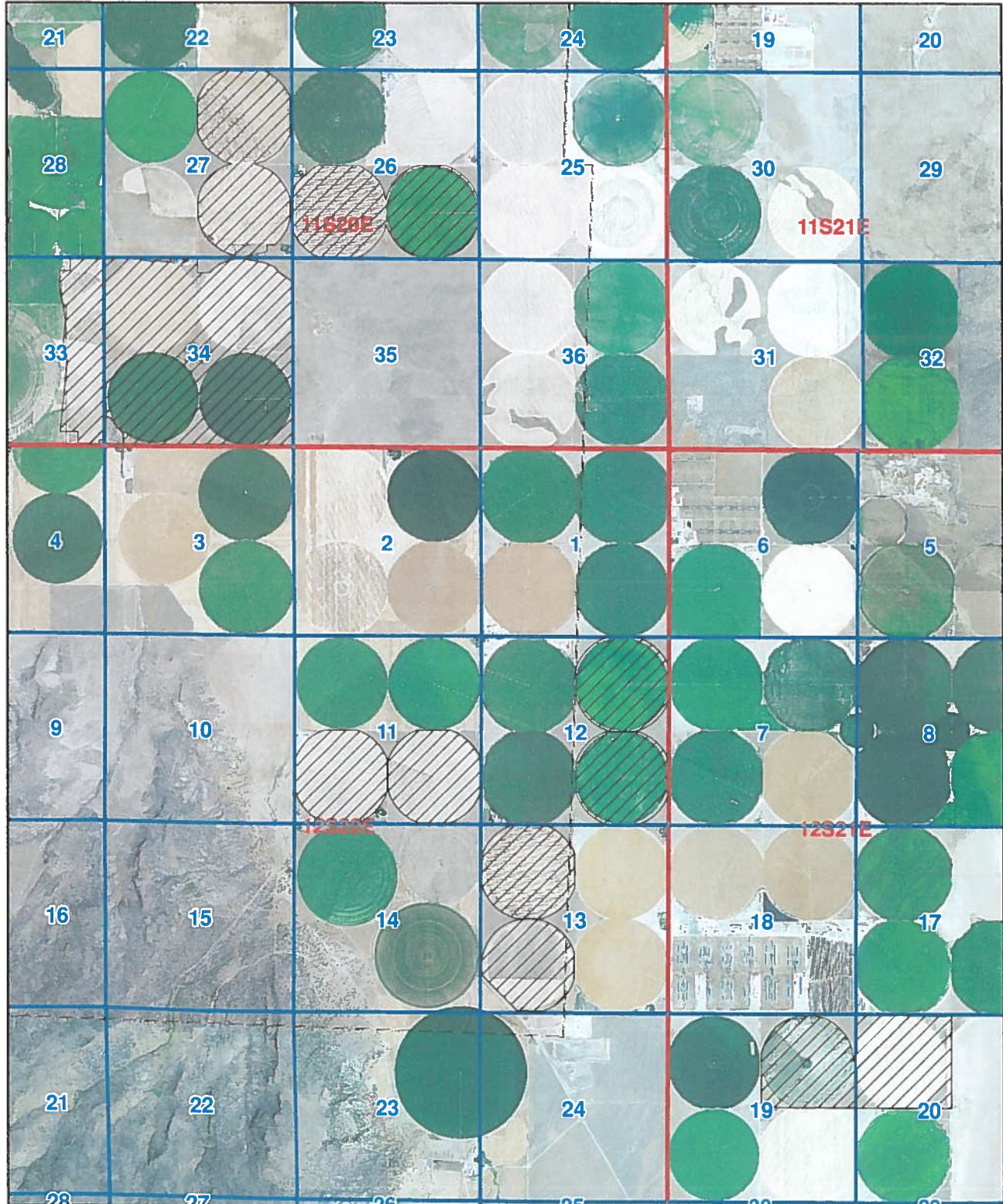
1. Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary 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.:

FOR DEPARTMENT USE ONLY

Transfer Contains 48 pages and attachments.

Received By AM Date 7-3-2014 Prelim. Check By N. Erickson Date _____
 Fee Paid \$2,460- Date 7-3-2014 Received By AM Receipt # 5034125
 Add'l Fee Paid _____ Date _____ Received By _____ Receipt # _____

FED Agribusiness Water Right Transfer #79382 Place of Use



TRANSFER 79382



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

July 31, 2014

FED AGRIBUSINESS LLC
568 W 1650 S
OAKLEY, ID 83346

RE: Transfer No. 79382

Water Right No(s). 45-10158, 45-10164, 45-12757, 45-2338, 45-2374, 45-2380,
45-2381, 45-2384, 45-2589, 45-2596, 45-2626, 45-2715, 45-4239,
45-7156, 45-7201, 45-7456

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 8/7/2014 and 8/14/2014**. Protests to this application may be submitted for a period ending ten (10) days after the second publication (**August 25, 2014**).

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

Maline, Denise

From: Maline, Denise
Sent: Thursday, July 31, 2014 11:18 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 August 7th & 14th, 2014. 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

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

July 31, 2014

LEGAL NOTICE DEPARTMENT

TIMES NEWS

PO BOX 548

TWIN FALLS, ID 83303-0548

RE: Transfer No. 79000

Water Right No(s): 45-2636, 45-2754, 45-7252, 45-7268B

RE: Transfer No. 79382

Water Right No(s): 45-10158, 45-10164, 45-12757, 45-2338, 45-2374, 45-2380, 45-2381, 45-2384,
45-2589, 45-2596, 45-2626, 45-2715, 45-4239, 45-7156, 45-7201, 45-7456

RE: Transfer No. 79434

Water Right No(s): 43-10089, 43-13118, 43-13412, 43-13414

RE: Transfer No. 79466

Water Right No(s): 47-2306B

RE: Application For Permit No.(s): 47-17620

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 August 25, 2014. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

47-17620

LARRY HOLLAND

5085 CECILE AVE

LAS VEGAS, NV 89115

Point of Diversion SWNW S17 T10S R17E TWIN FALLS County Source SLAUGHTERHOUSE GULCH

Tributary ROCK CREEK

Use: FISH PROPAGATION 01/01 to 12/31 10 CFS

Total Diversion: 10 CFS

Date Filed: 7/11/2014

Place Of Use: FISH PROPAGATION

T10S R17E S17 NWNW SWNW

Application for permit proposes to divert 10.0 cfs from Slaughterhouse Gulch for non-consumptive fish propagation use at an existing fish facility. The proposed place of use and point of diversion is located approximately 0.75 mi. west of the intersection of West Five Points (Washington St. and Addison Ave.) in Twin Falls on the south side of HWY 30 in Rock Creek Canyon.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 79000

MARK T NEWCOMB, 251 E 200 S, RUPERT, ID 83350; has filed Application No. 79000 for changes to the following water rights within CASSIA County(s): Right No(s). 45-2636, 45-2754, 45-7252, 45-7268B. The purpose of the transfer is to change a portion of the above rights as follows: Transfer proposes to add one new point of diversion to four existing groundwater rights. The new well will be drilled on an existing farm located approximately 2 mi. north and 4. mi. east of the City of Declo. Five wells (four existing and one new) will be used to divert up to 9.9 cfs and 3248 af for the irrigation of 812 acres on the farm.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 79382

FED AGRIBUSINESS LLC, 568 W 1650 S, OAKLEY, ID 83346; has filed Application No. 79382 for changes to the following water rights within CASSIA, TWIN FALLS County(s): Right No(s). 45-10158, 45-10164, 45-12757, 45-2338, 45-2374, 45-2380, 45-2381, 45-2384, 45-2589, 45-2596, 45-2626, 45-2715, 45-4239, 45-7156, 45-7201, 45-7456. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes to combine the place of use for 16 water rights and change or add a point of diversion to several of the water rights including one new well. The new well will be a low temperature geothermal well and will be located approximately 4.5 miles south and 3.5 miles east of Murtaugh. The combine system will irrigate 2,330 acres with a total flow of 30.68 cfs.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 79434

WEBB BROTHERS LAND & LIVESTOCK LLC, 22 N YALE RD, DECLO, ID 83323; has filed Application No. 79434 for changes to the following water rights within CASSIA County(s): Right No(s). 43-10089, 43-13118, 43-13412, 43-13414. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes adding a new well to be drilled as an authorized point of diversion to a group of groundwater rights used to provide water for a CAFO facility and nearby domestic residences on property located approximately 3.8 – 4.7 miles south and 13.0 -13.3 miles east of the Interstate 84 and Interstate 86 interchange. The application also proposes modifying the existing point of diversion and/or the place of use descriptions for the group of rights to more accurately reflect actual locations. In total, up to 0.42 cfs and 29.3 afa will be diverted from the new well and two existing wells on the property to provide water for the domestic residences and the CAFO facility.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 79466**

FOUR SISTERS DAIRY LLC, PO BOX 105, TWIN FALLS, ID 83303-0105; has filed Application No. 79466 for changes to the following water rights within TWIN FALLS County(s): Right No(s). 47-2306B. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes adding a point of diversion and changing the place of use of a water right associated with an existing dairy facility located approximately 4.0 to 4.5 miles south and 2.0 to 2.5 miles west of the Highway 30 and Highway 93 intersection. The application proposes adding a new well to be drilled at the dairy site as an authorized point of diversion for the existing water right associated with the facility. This new well, along with the two currently authorized wells, will divert up to 0.59 cfs and 250 AF per year as allowed by the existing water right associated with the facility. The application also proposes to change the commercial place of use of the water right to more accurately reflect the actual dairy site.

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 visit our website at www.idwr.idaho.gov and search under New Water Right Applications. 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 August 25, 2014. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on August 7th & 14th, 2014

Maline, Denise

From: Maline, Denise
Sent: Thursday, July 31, 2014 3:14 PM
To: 'Brian Higgs'
Subject: Comment Letters
Attachments: Comment letter to WM140.pdf; Transfer 79000.pdf; Transfer 79382.pdf

Hi Brian,

Attached please find a copy of a cover letter, recommendation forms, and Transfer 79000 (Newcomb) and 79382 (FED Agribusiness). Please review the information and provide any necessary comments within 21 days.

Feel free to contact our office if you have any questions.

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

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

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

July 31, 2014

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

Via e-mail

RE: Transfer No. 79000
Water Right No(s): 45-2636, 45-2754, 45-7252, 45-7268B

RE: Transfer No. 79382
Water Right No(s): 45-10158, 45-10164, 45-12757, 45-2338, 45-2374, 45-2380,
45-2381, 45-2384, 45-2589, 45-2596, 45-2626, 45-2715, 45-4239,
45-7156, 45-7201, 45-7456

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: July 14, 2014
To: Transfer 79382 File (FED Agribusiness LLC)
From: Nathan Erickson
Re: Evaluation of Sufficiency of Information Submitted

Application proposes to combine the place of use for 16 water rights. Each of the water rights will maintain points of diversion with the current rate and volume limits. Water rights 45-2374 and 45-2626 will change a point of diversion back to a well that was previously listed on the water rights prior to transfer #77057. Water rights 45-2380, 45-2381, 45-2589, and 45-7201 propose to add a point of diversion that will be a new low temperature geothermal well. The new well along with two existing LTG wells will be limited to the historical use of 4.14 cfs as allowed under water right 45-2381. The new well is located approximately 4.5 miles south and 3.5 miles east of Murtaugh. The new well falls within the ESPA boundary; however in a letter dated May 19, 2014 from Gary Spackman a decision was made to forgo the requirement for a model analysis. The water rights involved in this transfer are located within the Oakley Valley Water District (WD 140), so watermaster comments will be needed. Because of the nature of the changes proposed in this transfer application, it is recommended that this transfer be processed with a public notice and protest period.

- **Authority to File:**
Water rights are currently in the name of FED Agribusiness LLC.
- **Water Right Validity:**
Water rights were decreed in the SRBA in May of 2005.
- **Injury to Other Water Rights:**
None anticipated.
- **Enlargement of Use:**
None anticipated. Rights will be limited to the total original acres as allowed under their SRBA decree.
- **Local Public Interest:**
No issues anticipated.
- **Beneficial Use/Conservation of Water Resources:**
Proposed use is recognized as a beneficial use 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.

Agricultural Investments
10801 Mastin Blvd., Suite 930
Overland Park, KS 66210

RECEIVED
DEC 03 2013
DEPT. OF WATER RESOURCES
SOUTHERN REGION

MetLife

November 5, 2013

RECEIVED
JUN 13 2014

Via electronic mail: pickettranch@pmt.org

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Kevin J. Harshberger
Director
Central Regional Office

David Pickett
Consolidated Ag Properties, LLC
568 West 1650 South
Oakley, ID 83346

(913) 661-2249
(913) 787-0618 CELL
(913) 661-2267 FAX
kharsberger@metlife.com
www.metlife.com/ag

Re Metropolitan Life Insurance Company ("MetLife") Loan No. 196372 – PICKETT RANCH & SHEEP COMPANY, an Idaho corporation, FED AGRIBUSINESS, LLC, an Idaho limited liability company; and CONSOLIDATED AG PROPERTIES, LLC, an Idaho limited liability company (collectively, the "Borrower").

Metropolitan Life Insurance Company ("MetLife") Loan No. 176173 – PICKETT RANCH & SHEEP COMPANY, an Idaho corporation, and FED AGRIBUSINESS, LLC, an Idaho limited liability company (collectively, the "Borrower")

Dear Mr. Pickett:

MetLife holds a security interest in certain water right numbers (the "Water Rights") in Cassia and Twin Falls Counties, Idaho in connection with the above referenced loans. You have requested that MetLife consent to the transfer and or combined use of certain Water Rights as described in the State of Idaho Department of Water Resources Application for Transfer of Water Right ("Application").

This letter serves as written acknowledgment and consent to the transfer and or combined use of Water Rights as identified in the Application to be filed by the Borrower for each of the Water Rights listed therein and as follows:

Water Rights:
45-2626, 45-2374
45-7456, 45-7156, 45-2715
45-2338, 45-4239, 45-2384, 45-12757
45-10158, 45-2596, 45-10164

(Acknowledgement and Notary Signature on next page)

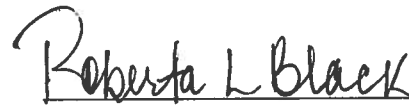
**METROPOLITAN LIFE INSURANCE
COMPANY**

By: 
Name: Kevin J. Harshberger
Its: Director

STATE OF Kansas)
) ss.
COUNTY OF Johnson

Before me, a Notary Public in and for said County and State, personally appeared Kevin J. Harshberger, the Director of Metropolitan Life Insurance Company, and acknowledged the execution of the foregoing instrument on behalf of said holders, and who, has been duly sworn, stated that the representations therein contained are true.

Witness my hand and Notarial Seal this 5th day of November, 2013.


(Notary Public)

My Commission Expires: 8/26/2017



Encl.
KJH/njm

Copies to: Jack McCall
Chad Brown