

RECEIVED**APR 02 2014**DEPT. OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 79142**MINIMUM REQUIREMENTS CHECKLIST**
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

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

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

Yes N/A

* Means the item is always required and must be included with the application.

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

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

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

AMENDED

RECEIVEDSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No.

79142

APR 02 2014

DEPT. OF WATER RESOURCES
SOUTHERN REGION**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**Name of Applicant(s) VANDERVEGT DAIRY LLCPhone (208)732-5728Mailing address 4098 HIDDEN LAKES DR KIMBERLY, ID 83341

Email _____

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

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

☐ No RepresentativeName of Representative Greg Sullivan of Brockway EngineeringPhone 208-736-8543Mailing address 2016 North Washington Street, Suite 4 Twin Falls Idaho 83301Email greg.sullivan@brockwayeng.com☐ Send all correspondence for this application to the representative and not to the applicant.

OR

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

OR

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

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

VanderVest Dairy LLC

Signature of Applicant or Authorized Representative

VanderVest Dairy LLC

Print Name and Title if applicable

4-2-14

Date

Signature of Applicant or Authorized Representative_____
Print Name and Title if applicable_____
Date**A. PURPOSE OF TRANSFER**

- ☒ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☒ Change nature of use ☒ Change period of use ☐ Other _____
- Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**. Provide stock and commercial water to a new heifer facility. A new well will be drilled for the facility. No
ESPA model analysis is required because the existing irrigation well is located in the same ESPA cell (73050) as the
proposed stock/commercial well.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

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

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☐ ☒	36-7517	0.06/12.7	Stock/Commerical	1/01 to 12/31	Ground Water
☐ ☒	36-2257	0.08/14.3	Stock/Commerical	1/01 to 12/31	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 9.16 cfs and/or 2224 ac-ft

2. Total amount of water proposed to be transferred or changed 0.14 cubic feet per second and/or 27 acre-feet per annum.

3. Point(s) of Diversion:

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

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
			SW	NW	5	9S	22E	Minidoka	Ground Water	

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

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

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
9S	22E	5						S,C											

Total Acres (for irrigation use) _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future: A new well will be drilled with a new stock and commercial water delivery system

- b. Who owns the property at the point(s) of diversion? IRENE VANDERVEGT GIBSON

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system: _____

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

If yes, ☒ Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: Northwest Farm Credit Services

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: _____
8.7 acres irrigated will be dried up and no longer irrigated.

- e. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use: N/A

- 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: _____

Total Acres (for irrigation use)	8.7
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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 36-7517

Current Owner: IRENE VANDERVEGT-GIBSON
Priority Date: 12/17/1974
Origin: Water Right
Status: Active
Basis: Decreed

COPY

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/15	4 CFS	
	<u>Total Diversion</u>	4 CFS	

Location of Point(s) of Diversion

GROUND WATER	L3(SE1/4NE1/4NW1/4)	Sec. 5, Twp 09S, Rge 22E B.M.
MINIDOKA County		
GROUND WATER	NE1/4SE1/4SW1/4	Sec. 5, Twp 09S, Rge 22E B.M.
MINIDOKA County		

Place of Use

IRRIGATION Within MINIDOKA County

T09S R22E S5	Lot 1	NENE	40.00	T09S R22E S5	Lot 2	NWNE	40.00
T09S R22E S5		SWNE	40.00	T09S R22E S5		SENE	40.00
T09S R22E S5	Lot 3	NENW	40.00	T09S R22E S5	Lot 4	NWNW	36.00
T09S R22E S5		SWNW	40.00	T09S R22E S5		SENW	40.00
T09S R22E S5		NESW	40.00	T09S R22E S5		NWSW	40.00
T09S R22E S5		SWSW	40.00	T09S R22E S5		SESW	40.00
T09S R22E S5		NESE	40.00	T09S R22E S5		NWSE	40.00

Total Acres: 556

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. 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 15 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.
3. M01 A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE MAINTAINED AS A PART OF THE DIVERTING WORKS.
4. USE OF THIS RIGHT WITH RIGHT NO. 36-02257 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 9.16 CFS, AND A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2224 AF.
5. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
6. USE OF THIS RIGHT WITH RIGHT NO. 36-02257 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 556 ACRES IN A SINGLE IRRIGATION SEASON.
7. RIGHT NO. 36-02257 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

Decreed Date: 8/27/2001

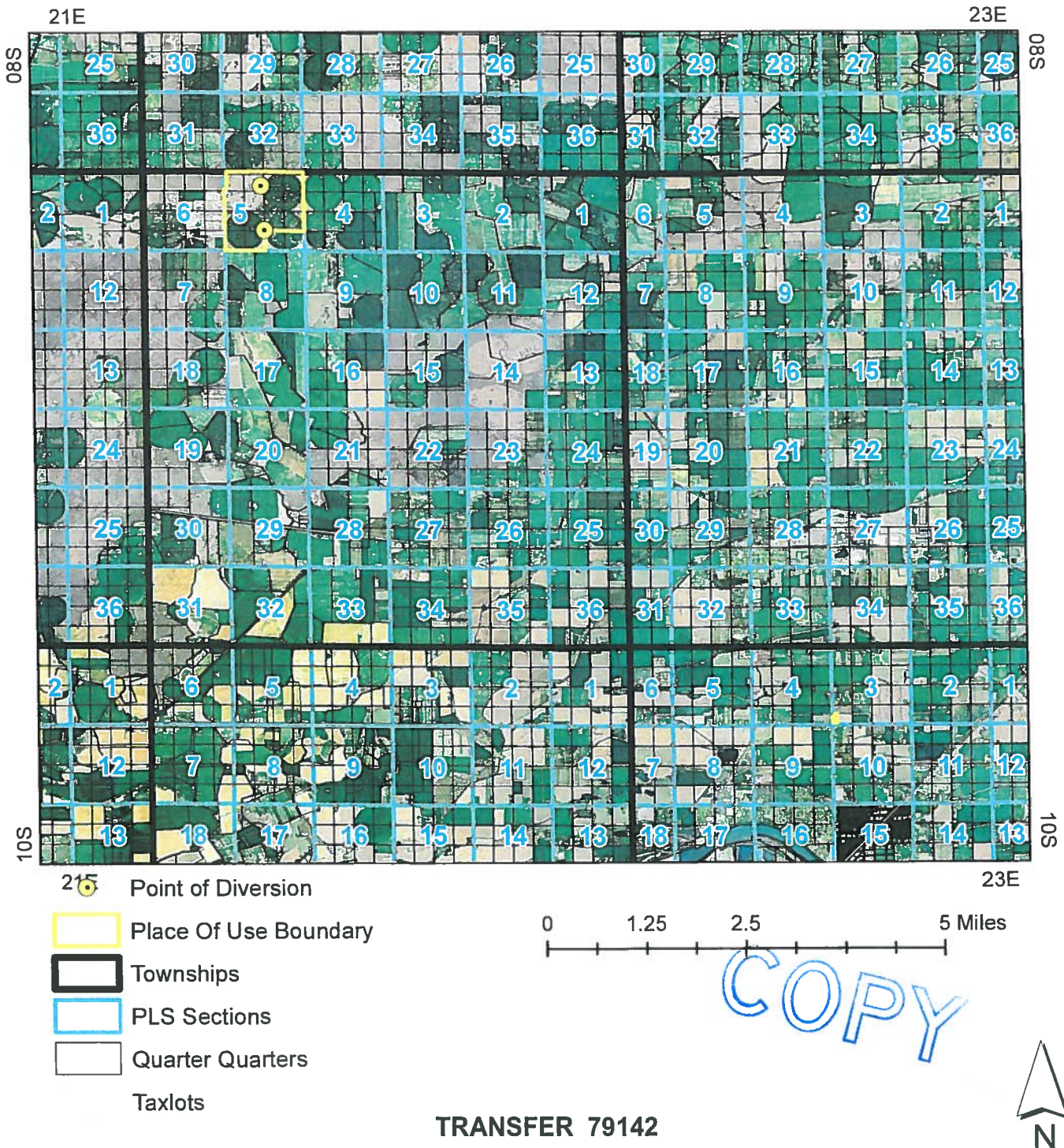
COPY

State of Idaho
Department of Water Resources

Water Right 36-7517

IRRIGATION

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



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

Current Water Right No.: 36-2257

Current Owner: IRENE VANDERVEGT-GIBSON
Priority Date: 4/27/1954
Origin: Water Right
Status: Active
Basis: Decreed

COPY

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	5.16 CFS	
	<u>Total Diversion</u>	5.16 CFS	

Location of Point(s) of Diversion

GROUND WATER	L3(SE1/4NE1/4NW1/4)	Sec. 5,	Twp 09S,	Rge 22E B.M.
MINIDOKA County				
GROUND WATER	NE1/4SE1/4SW1/4	Sec. 5,	Twp 09S,	Rge 22E B.M.
MINIDOKA County				

Place of Use

IRRIGATION Within MINIDOKA County

T09S R22E S5	Lot 1	NENE	40.00	T09S R22E S5	Lot 2	NWNE	40.00
T09S R22E S5		SWNE	40.00	T09S R22E S5		SENE	40.00
T09S R22E S5	Lot 3	NENW	40.00	T09S R22E S5	Lot 4	NWNW	36.00
T09S R22E S5		SWNW	40.00	T09S R22E S5		SENW	40.00
T09S R22E S5		NESW	40.00	T09S R22E S5		NWSW	40.00
T09S R22E S5		SWSW	40.00	T09S R22E S5		SESW	40.00
T09S R22E S5		NESE	40.00	T09S R22E S5		NWSE	40.00

Total Acres: 556

Conditions of Approval:

1. RIGHT NO. 36-07517 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
2. USE OF THIS RIGHT WITH RIGHT NO. 36-07517 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 9.16 CFS, AND A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2224 AF.
3. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 295 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHT NO. 36-07517 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 556 ACRES IN A SINGLE IRRIGATION SEASON.
4. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
5. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
6. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

Decreed Date: 8/27/2001

COPY

Total Acres (for irrigation use) 8.7

IRRIGATION

A horizontal number line representing distance in miles. It starts at 0 on the left and ends at 5 Miles on the right. There are major tick marks at 0, 1.25, 2.5, and 5 Miles. Between 0 and 1.25, there are three smaller tick marks at 0.25, 0.5, and 0.75. Between 1.25 and 2.5, there are three smaller tick marks at 1.5, 1.75, and 2.0. Between 2.5 and 5 Miles, there are seven smaller tick marks at 2.75, 3.0, 3.25, 3.5, 3.75, 4.0, and 4.25.

TRANSFER 79142

Map produced on December 09, 2013

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

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

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

B. CHANGES IN NATURE OF USE (Water Balance)

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

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.: _____

COPY

FOR DEPARTMENT USE ONLY

Transfer contains 10 pages and _____ attachments.

Received by DM Date 2/21/2014 Prelim. Check by _____ Date _____

Fee Paid \$450- Date 2-21-2014 Received by DM Receipt # S033825

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



0 150 300 600 Feet

**VANDERVEGT, GIBSON, IRENE - HEIFER FACILITY
TRANSFER MAP 2014 - STOCKWATER/COMMERCIAL
NAIP 2013 AERIAL PHOTO.**

Legend

- Point of Diversion
- Place of Use
- township
- Sections
- ladesc





0 110 220 440 Feet

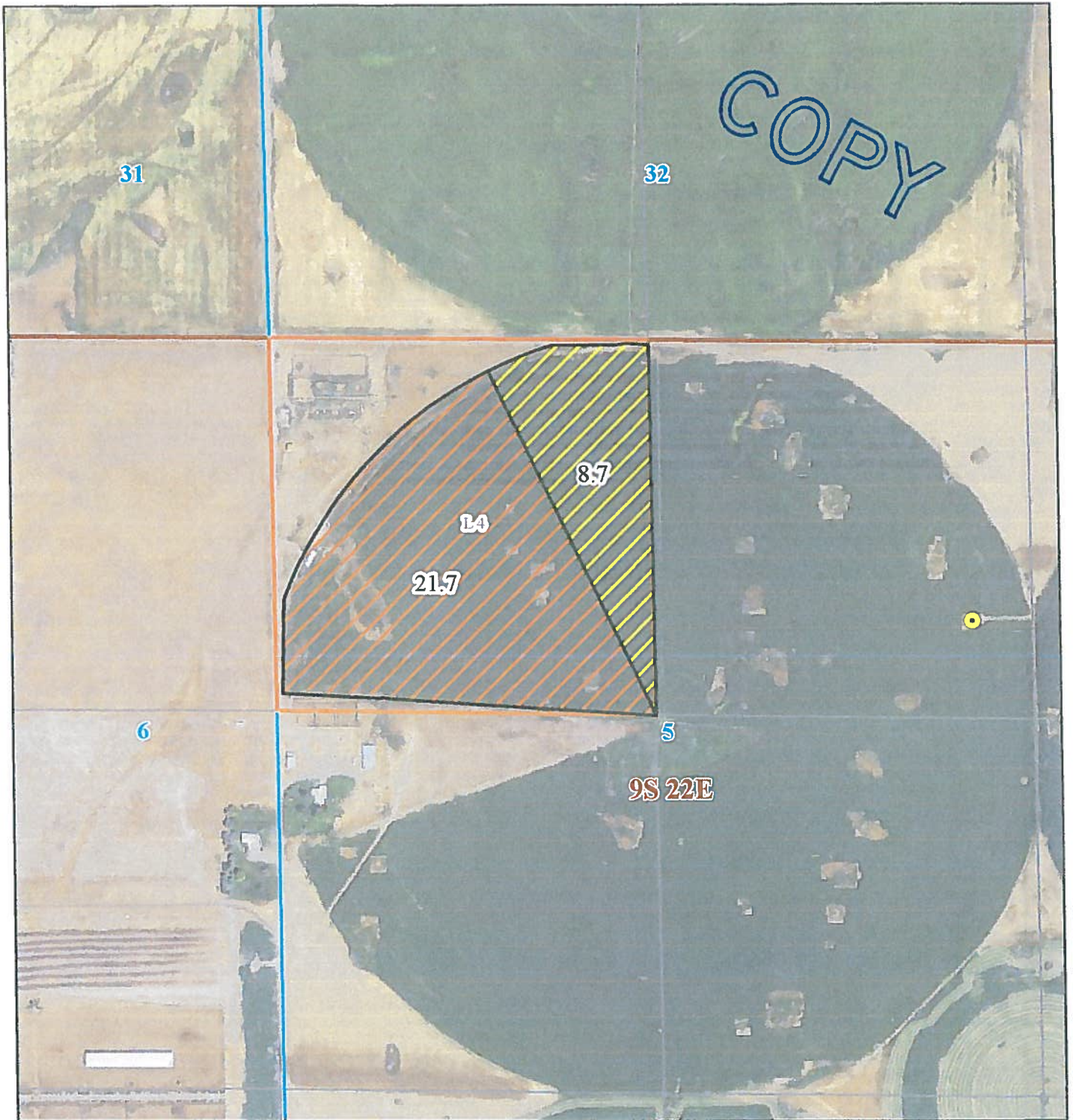
**VANDERVEGT DAIRY
QUITCLAIM DEED - JAN 24 2014
NAIP 2013 AERIAL PHOTO.**

Legend

- T9SR22E SEC 5 LOT 4
- twnshp
- Sections
- lades

BROCKWAY ENGINEERING, PLLC.
ALR - Date: 1/27/2014

TRANSFER 79142



0 150 300 600 Feet

**VANDERVEGT DAIRY
TRANSFER IRR - STOCK/COMM. 2014
NAIP 2013 AERIAL PHOTO.**

Legend

- | | |
|-----------------------|--------------------|
| Transfer from Irr. to | twshp |
| Heifer 8.7 Acres | Sections |
| Dairy 21.7 Acres | ladesc |
| Vandervegt Dairy Deed | Point of Diversion |

BROCKWAY ENGINEERING, PLLC.
ALR -Date: 1/27/2014

TRANSFER 79142

Calculations For:.....

Vandervegt Heifers

Milk Cow Daily Water Requirement Using NRC Formulas

Dry Matter Intake Daily.....	50 Lbs
Daily Milk Yield in Pounds.....	85 Lbs
Sodium Intake (grams/day).....	42 Grams
Weekly Mean Temperature (0F).....	70 Degrees F
Number of Milk Cows.....	0 Head
Daily Water Intake	251.3 Pounds 30.2 Gallons

Dry Cow Daily Water Requirement Using NRC Formulas

Diet Dry Matter %.....	0.88
Diet Dry Matter Intake.....	25 Lbs
Diet Crude Protein %.....	0.12
Number of Dry Cows.....	235 Head
Daily Water Intake.....	89.6 Pounds 10.8 Gallons

COPY

Heifer Daily Water Requirement Using NRC Formulas

Body Weight of Heifers.....	100 In Increments of 100 Lbs beginning with specified Weight
Average Air Temperature.....	60 In 40 - 60 or 80 Degrees Farenheit Increments
Number of Animals in Wt. Group.	200 Head
Expected Daily Consumption.....	1 Gallons
Body Weight of Heifers.....	200 In Increments of 100 Lbs beginning with specified Weight
Average Air Temperature.....	60 In 40 - 60 or 80 Degrees Farenheit Increments
Number of Animals in Wt. Group.	700 Head
Expected Daily Consumption.....	2.4 Gallons
Body Weight of Heifers.....	400 In Increments of 100 Lbs beginning with specified Weight
Average Air Temperature.....	60 In 40 - 60 or 80 Degrees Farenheit Increments
Number of Animals in Wt. Group.	900 Head
Expected Daily Consumption.....	4.6 Gallons
Body Weight of Heifers.....	700 In Increments of 100 Lbs beginning with specified Weight
Average Air Temperature.....	60 In 40 - 60 or 80 Degrees Farenheit Increments
Number of Animals in Wt. Group.	900 Head
Expected Daily Consumption.....	7.35 Gallons
Body Weight of Heifers.....	1000 In Increments of 100 Lbs beginning with specified Weight
Average Air Temperature.....	60 In 40 - 60 or 80 Degrees Farenheit Increments
Number of Animals in Wt. Group.	900 Head
Expected Daily Consumption.....	9.6 Gallons

Summary Mature Animals

	Number	Daily Gal Per Hd	Annual Gal Total	Annual Acre Ft.
Milking Cows.....	0	30.2	0	0
Dry Cows.....	235	10.8	923,310	2.8
	235		923,310	2.8

Heifers

	Avg Wt	Number	Animal Units	Daily Gal Per Hd	Annual Gal Total	Annual Acre Ft.
Heifers	100	200	30	1	73000	0.224044
	200	700	210	2.4	613200	1.88197
	400	900	495	4.6	1,511,100	4.6
	700	900	765	7.35	2,414,475	7.4
	1000	900	1035	9.6	3,153,600	9.7
		3600	2535		7,765,375	23.8

Total Drinking Water Required..... 26.7

COPY



RECEIVED

FEB 21 2014

DEPT. OF WATER RESOURCES
SOUTHERN REGION

February 11, 2014

Idaho Department of Water Resources
650 Addison Ave W, Ste 500
Twin Falls, ID 83301-3380

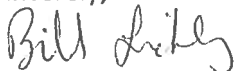
Re: Irene Vandervet Gibson

To Whom it May Concern:

It is my understanding that Irene Vandervegt Gibson has requested water right transfers on the following water rights 36-7517; 36-2257. Those rights are secured by Northwest Farm Credit Services, FLCA. Transfer of the water as outlined in the accompanying Application for Transfer of Water Right is hereby acknowledged and agreed to by "Northwest." We will remain lienholders on the land and water after this transfer is complete.

If there are any questions or concerns, please give me a call (208)732-1000.

Sincerely,



Bill Lickley
Relationship Manager/VP

COPY

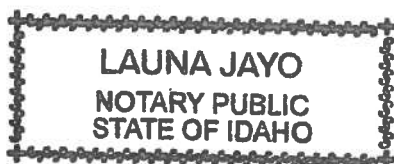
Northwest Farm Credit Services, FLCA

By: 

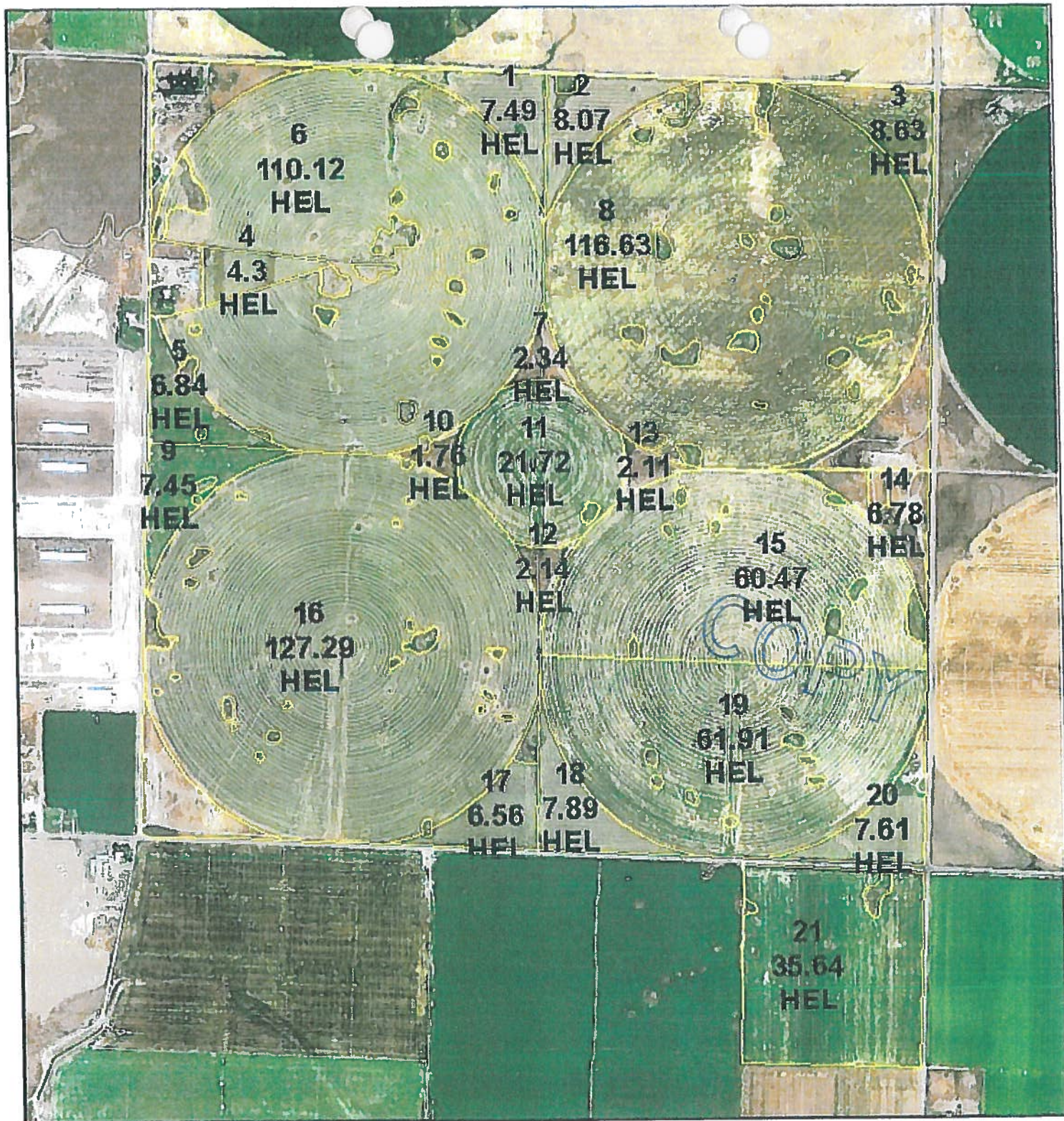
Authorized Agent

STATE OF IDAHO)
)ss.
County of Twin Falls)

On this 11th day of Feb, 2014, before me personally appeared Bill Lickley, to known to me to be the authorized agent of the Northwest Farm Credit Services, FLCA, that executed the within instrument and acknowledged to me that such corporation executed the same as its free act and deed; and each on oath stated that he/she was authorized to executed said instrument.



Notary Public for the State of Idaho
Residing at Kimberly, ID
My commission expires 9-1-2018



United States Department of Agriculture
Farm Service Agency

Grid:

Minidoka County

1:10,786

November 22, 2013

Farm 4961
Tract 3348

2014



Disclaimer: Wetland identifiers do not represent the size, shape or specific determination of the area. Refer to your original determination (CPA-028 and attached maps) for exact wetland boundaries and determinations, or contact NRCS.

PROGRAM YEAR: 2011

REPORT OF COMMODITIES FARM AND TRACT DETAIL LISTING

DATE: 10-23-2013
PAGE: 1

Original: _____
Revision: _____
Cropland: 613.7
Farmland: 675.5

Minidoka, Idaho

FSA - 578 (02-01-91)

Farm Number: 4437

Operator Name and Address

DREW MORGAN
307 N 1150 W
PAUL, ID 83347-4903

Tract Number	CLU/ Field	Crop/ Commodity	Variety/ Type	Irr Prc	Int Use	Actual Use	Land Use	C/C Status	Reporting Unit	Reported Quantity	Determined Quantity	Crop Land	Field ID	Official/ Measured	Planting Date	Planting Period	End Date
3348	1	ALFAL	Producer DREW MORGAN	I	FG			I	Share 100.00	7.50		RMA Unit			4-5-2005	NAP Unit 696	
	2	ALFAL	Producer DREW MORGAN	I	FG			I	Share 100.00	8.10		Yes			4-5-2005	NAP Unit 696	
	3	WHEAT	Producer DREW MORGAN	I	GR			I	Share 100.00	8.60		Yes			4-16-2011	NAP Unit 696	
	4	GRASS	Producer DREW MORGAN	I	GZ			I	Share 100.00	4.30		Yes			4-15-1985	NAP Unit 696	
	5	GRASS	Producer DREW MORGAN	I	GZ			I	Share 100.00	6.80		Yes			4-15-1985	NAP Unit 696	
	6	ALFAL	Producer DREW MORGAN	I	FG			I	Share 100.00	110.10		Yes			4-5-2005	NAP Unit 696	
	7	FALLOW	Producer DREW MORGAN	N				IN	Share 100.00	2.30		Yes				NAP Unit 696	
	8	WHEAT	Producer DREW MORGAN	I	GR			I	Share 100.00	116.60		Yes			4-16-2011	NAP Unit 696	
	9	GRASS	Producer DREW MORGAN	I	GZ			I	Share 100.00	7.50		Yes			4-15-1985	NAP Unit 696	
	10	FALLOW	Producer DREW MORGAN	N				IN	Share 100.00	1.80		Yes				NAP Unit 696	
	11	OATS	Producer DREW MORGAN	I	FG			I	Share 100.00	21.70		Yes			4-23-2011	NAP Unit 696	
	12	FALLOW	Producer DREW MORGAN	N				IN	Share 100.00	2.10		Yes				NAP Unit 696	
	13	FALLOW	Producer DREW MORGAN	N				IN	Share 100.00	2.10		Yes				NAP Unit 696	
	14	FALLOW	Producer DREW MORGAN	N				IN	Share 100.00	6.80		Yes				NAP Unit 696	
	15	OATS	Producer DREW MORGAN	I	FG			I	Share 100.00	60.50		Yes			4-23-2011	NAP Unit 696	
	16	ALFAL	Producer DREW MORGAN	I	FG			I	Share 100.00	127.30		Yes			4-18-2010	NAP Unit 696	
	17	ALFAL	Producer DREW MORGAN	I	FG			I	Share 100.00	6.60		Yes			4-18-2010	NAP Unit 696	
	18	ALFAL	Producer DREW MORGAN	I	FG			I	Share 100.00	7.90		Yes			4-18-2010	NAP Unit 696	

PROGRAM YEAR: 2011

DATE: 10-23-2013
PAGE: 2

REPORT OF COMMODITIES FARM AND TRACT DETAIL LISTING

Minidoka, Idaho

FSA - 578 (02-01-91)

Farm Number: 4437

Tract Number	CLU/Field	Crop/Commodity	Variety/Type	Irr Prc	Int Use	Actual Use	Land Use	C/C Status	Reporting Unit	Reported Quantity	Determined Quantity	Crop Land	Field ID	Official/Measured	Planting Date	Planting Period	End Date
	19	OATS	SPR	I	FG			I	A	61.90		Yes			4-23-2011	NAP Unit 696	
		Producer DREW MORGAN							Share 100.00		RMA Unit						
	20	ALFAL		I	FG			I	A	7.60		Yes			4-10-2007	NAP Unit 696	
		Producer DREW MORGAN							Share 100.00		RMA Unit						
	21	ALFAL		I	FG			I	A	35.60		Yes			4-10-2007	NAP Unit 696	
		Producer DREW MORGAN							Share 100.00		RMA Unit						
Cr/Co	Var/Type	Irr Prc	Int Use	Non-Irrig	Irrigated	Cr/Co	Var/Type	Irr Prc	Int Use	Non-Irrig	Irrigated	Cr/Co	Var/Type	Irr Prc	Int Use	Non-Irrig	Irrigated
GRASS	ORG	I	GZ		18.60	WHEAT:	SWS	I	GR		125.20	ALFAL		I	FG		310.70
OATS	SPR	I	FG		144.10	FALLOW		N		15.10							
Photo Number/Legal Description: was T3297&2728/B&C/8-9-22																	
Cropland: 613.70 Reported on Cropland: 613.70 Difference: 0.00 Reported on Non-Cropland: 0																	

Photo Number/Legal Description: was T3297&2728/B&C/8-9-22

Cropland: 613.70 Reported on Cropland: 613.70

Difference: 0.00 Reported on Non-Cropland: 0

COPY

PROGRAM YEAR: 2011

REPORT OF COMMODITIES FARM SUMMARY

DATE: 10-23-2013
PAGE: 3

Original:

Revision:

Crop!and: 613.7

Farmland: 675.5

Crop!and: 613.7

Crop!and: 613.7

Farmland: 675.5

Farmland: 675.5

NOTE: The authority for collecting the following information is Pub.L. 107-76. This authority allows for the collection of information without prior OMB approval. The data may be furnished to any agency responsible for enforcing the provisions of the Act.

Provisions of the Act.											
Provision of the Act.											
Crop/Commodity	Variety/Type	Irrigation Practice	Intended Use	Reported Quantity	Determined Quantity	Crop/Commodity	Variety/Type	Irrigation Practice	Intended Use	Reported Quantity	Determined Quantity
GRASS	ORG	I	GZ	18.60		GRASS	FALOW			100.00	100.00
ALFALFA		I	FG	310.70		OATS				100.00	100.00
FALLOW	N	N		15.10							

FALLOW

15.10

N

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

Operator's Signature (By)

Date _____

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

COPY

Heifer Facility from Irrigation

Irrigation to Stock and Commercial Water Transfer Calculations

Current 0.00 AFA
Demand 27.00 AFA
Total Demand Plus 10% 27.00 AFA 0%
Additional Water Needed 27.00 AFA

Rupert (NWS -- 107968)

Total Acres 556 Alfalfa Frequent Cuttings
CFS 9.16 951 mm
AFA 2224 4 AFA/acre 3.12 ft/season
Acres sold/ Transferring 8.65 1734.8 AFA
0.0156 % 27 AFA

Water Right

	Original Amount				Transfer Amount			Remaining Amount		
	cfs	AFA	Acre Limit		cfs	AFA	Acres	cfs	AFA	Acres
36-7517	4	1044	261	556	0.06	12.7	4.1	3.94	1027.8	256.9
36-2257	5.16	1180	295		0.08	14.3	4.6	5.08	1161.6	290.4
Total	9.16	2224	556	556	0.14	27.0	8.7	9.02	2189.4	547.3

Dairy Facility from Irrigation

Irrigation to Stock and Commercial Water Transfer Calculations

Current 152.00 AFA
Demand 219.85 AFA
Total Demand Plus 10% 219.85 AFA 0%
Additional Water Needed 67.85 AFA

Rupert (NWS -- 107968)

Total Acres 556 Alfalfa Frequent Cuttings
CFS 9.16 951 mm
AFA 2224 4 AFA/acre 3.12 ft/season
Acres sold/ Transferring 21.75 1734.8 AFA
0.0391 % 67.9 AFA

Water Right

	Original Amount				Transfer Amount			Remaining Amount		
	cfs	AFA	Acre Limit		cfs	AFA	Acres	cfs	AFA	Acres
36-7517	4	1044	261	556	0.16	31.9	10.2	3.84	1003.2	250.8
36-2257	5.16	1180	295		0.20	36.0	11.5	4.96	1133.8	283.5
Total	9.16	2224	556	556	0.36	67.9	21.7	8.80	2137.01	534.3

Dairy Facility from Dairy Irrigation/Water Supply Bank

Irrigation to Stock and Commercial Water Transfer Calculations

Current 219.85 AFA
Demand 318.00 AFA
Total Demand Plus % 318.00 AFA 0%
Additional Water Needed 98.15 AFA

Rupert (NWS -- 107968)

Total Acres 381.2 Alfalfa Frequent Cuttings
CFS 6.54 951 mm
AFA 1524.8 4 AFA/acre 3.12 ft/season
Acres sold/ Transferring 31.46 1189.4 AFA
0.0825 % 98.1 AFA

Water Right

	Original Amount				Transfer Amount			Remaining Amount		
	cfs	AFA	Acre Limit		cfs	AFA	Acres	cfs	AFA	Acres
36-16467	1.32	264.4	66.1	381.2	0.11	17.0	5.5	1.21	242.6	60.6
36-16469	2.37	690.4	172.6		0.20	44.4	14.2	2.17	633.4	158.4
36-16471	2.85	570	142.5		0.24	36.7	11.8	2.61	523.0	130.7
Total	6.54	1524.8	381.2	381.2	0.54	98.1	31.5	6.00	1399.0	349.7



ARTICLES OF ORGANIZATION LIMITED LIABILITY COMPANY

(Instructions on back of application)

FILED EFFECTIVE

08 FEB 14 AM 8:49

SECRETARY OF STATE
STATE OF IDAHO

1. The name of the limited liability company is:

VANDERVEGT DAIRY, LLC

2. The street address of the initial registered office is:

4098 HIDDEN LAKES ROAD, KIMBERLY ID 83341

and the name of the initial registered agent at the above address is:

IRENE VANDERVEGT-GIBSON

3. The mailing address for future correspondence is:

4098 HIDDEN LAKES ROAD, KIMBERLY ID 83341

4. The limited liability company will be:

Manager-managed ☐ or Member-managed ☒ (please check the appropriate box)

5. If manager-managed, list the name(s) and address(es) of at least one initial manager.
If member-managed, list the name(s) and address(es) of at least one initial member.

Name

Address

IRENE VANDERVEGT-GIBSON

4098 Hidden Lakes Rd Kimberly ID 83341

STEVE VANDERVEGT

135 E 400 S Jerome ID 83338

6. Signature of at least one person responsible for forming the limited liability company:

Signature: Irene VanderVegt-Gibson

Typed Name: Irene VanderVegt-Gibson

Capacity: Member

Signature: _____

Typed Name: _____

Capacity: _____

Secretary of State use only

W71337

IDAHO SECRETARY OF STATE
02/14/2008 05:00
CK: 25346 CT: 222559 BH: 1099629
1 @ 100.00 = 100.00 ORGAN LLC # 2

g:\comp\kms\LLC form\standard\organization.pdf
Revised 05/2007

Web Form

RECEIVED

FEB 21 2014

DEPT. OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 79142**MINIMUM REQUIREMENTS CHECKLIST**
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

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

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

Yes N/A

* Means the item is always required and must be included with the application.

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

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

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

STATE OF IDAHO

Transfer No. _____

RECEIVED

DEPARTMENT OF WATER RESOURCES

FEB 21 2014

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Name of Applicant(s) IRENE VANDERVEGT GIBSON

Phone (208)732-5728

Mailing address 4098 HIDDEN LAKES DR KIMBERLY, ID 83341

Email _____

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

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

☐ No Representative

Name of Representative Greg Sullivan of Brockway Engineering

Phone 208-736-8543

Mailing address 2016 North Washington Street, Suite 4 Twin Falls Idaho 83301

Email greg.sullivan@brockwayeng.com

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

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

Irene VanderVest - Gibson

Signature of Applicant or Authorized Representative

Irene VanderVest - Gibson owner

Print Name and Title if applicable

2-21-14

Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☒ Change nature of use ☒ Change period of use ☐ Other _____
2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**. Provide stock and commercial water to a new heifer facility. A new well will be drilled for the facility. No ESPA model analysis is required because the existing irrigation well is located in the same ESPA cell (73050) as the proposed stock/commercial well.



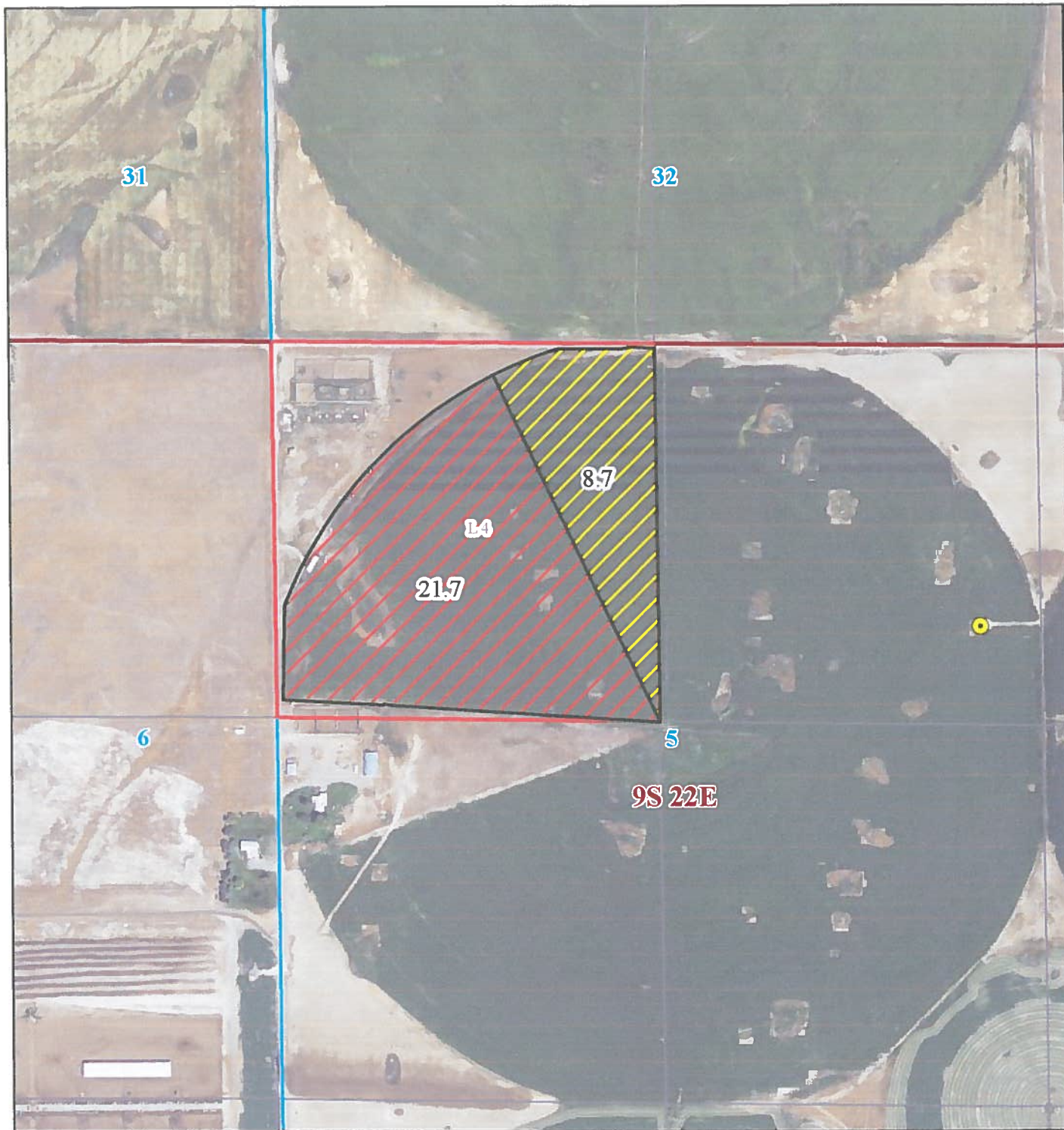
0 110 220 440 Feet

**VANDERVEGT DAIRY
QUITCLAIM DEED - JAN 24 2014
NAIP 2013 AERIAL PHOTO.**

Legend

- T9SR22E SEC 5 LOT 4
- twnshp
- Sections
- ladesec





0 150 300 600 Feet

**VANDERVEGT DAIRY
TRANSFER IRR - STOCK/COMM. 2014
NAIP 2013 AERIAL PHOTO.**

Legend

Transfer from Irr. to

Heifer 8.7 Acres

Dairy 21.7 Acres

Vandervegt Dairy Deed

twshp

Sections

lades

Point of Diversion

STATE OF IDAHO
 DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
 PART 1 Continued

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

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☐ ☒	36-7517	0.06/12.7	Stock/Commerical	1/01 to 12/31	Ground Water
☐ ☒	36-2257	0.08/14.3	Stock/Commerical	1/01 to 12/31	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 9.16 cfs and/or 2224 ac-ft

2. Total amount of water proposed to be transferred or changed 0.14 cubic feet per second and/or 27 acre-feet per annum.

3. Point(s) of Diversion:

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

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
			SW	NW	5	9S	22E	Minidoka	Ground Water	

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

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

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
9S	22E	5						S,C											

Total Acres (for irrigation use) _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future: A new well will be drilled with a new stock and commercial water delivery system

- b. Who owns the property at the point(s) of diversion? IRENE VANDERVEGT GIBSON

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system: _____

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

If yes, ☒ Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: Northwest Farm Credit Services

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: _____
8.7 acres irrigated will be dried up and no longer irrigated.

- e. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use: N/A

- 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: _____

Total Acres (for irrigation use)	8.7
----------------------------------	-----

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

Current Water Right No.: 36-7517

Current Owner: IRENE VANDERVEGT-GIBSON
Priority Date: 12/17/1974
Origin: Water Right
Status: Active
Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/15	4 CFS	
	<u>Total Diversion</u>	4 CFS	

Location of Point(s) of Diversion

GROUND WATER	L3(SE1/4NE1/4NW1/4)	Sec. 5, Twp 09S, Rge 22E B.M.
MINIDOKA County		
GROUND WATER	NE1/4SE1/4SW1/4	Sec. 5, Twp 09S, Rge 22E B.M.
MINIDOKA County		

Place of Use

IRRIGATION Within MINIDOKA County

T09S R22E S5	Lot 1	NENE	40.00	T09S R22E S5	Lot 2	NWNE	40.00
T09S R22E S5		SWNE	40.00	T09S R22E S5		SENE	40.00
T09S R22E S5	Lot 3	NENW	40.00	T09S R22E S5	Lot 4	NWNW	36.00
T09S R22E S5		SWNW	40.00	T09S R22E S5		SENW	40.00
T09S R22E S5		NESW	40.00	T09S R22E S5		NWSW	40.00
T09S R22E S5		SWSW	40.00	T09S R22E S5		SESW	40.00
T09S R22E S5		NESE	40.00	T09S R22E S5		NWSE	40.00

Total Acres: 556

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. 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 15 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.
3. M01 A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE MAINTAINED AS A PART OF THE DIVERTING WORKS.
4. USE OF THIS RIGHT WITH RIGHT NO. 36-02257 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 9.16 CFS, AND A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2224 AF.
5. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
6. USE OF THIS RIGHT WITH RIGHT NO. 36-02257 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 556 ACRES IN A SINGLE IRRIGATION SEASON.
7. RIGHT NO. 36-02257 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

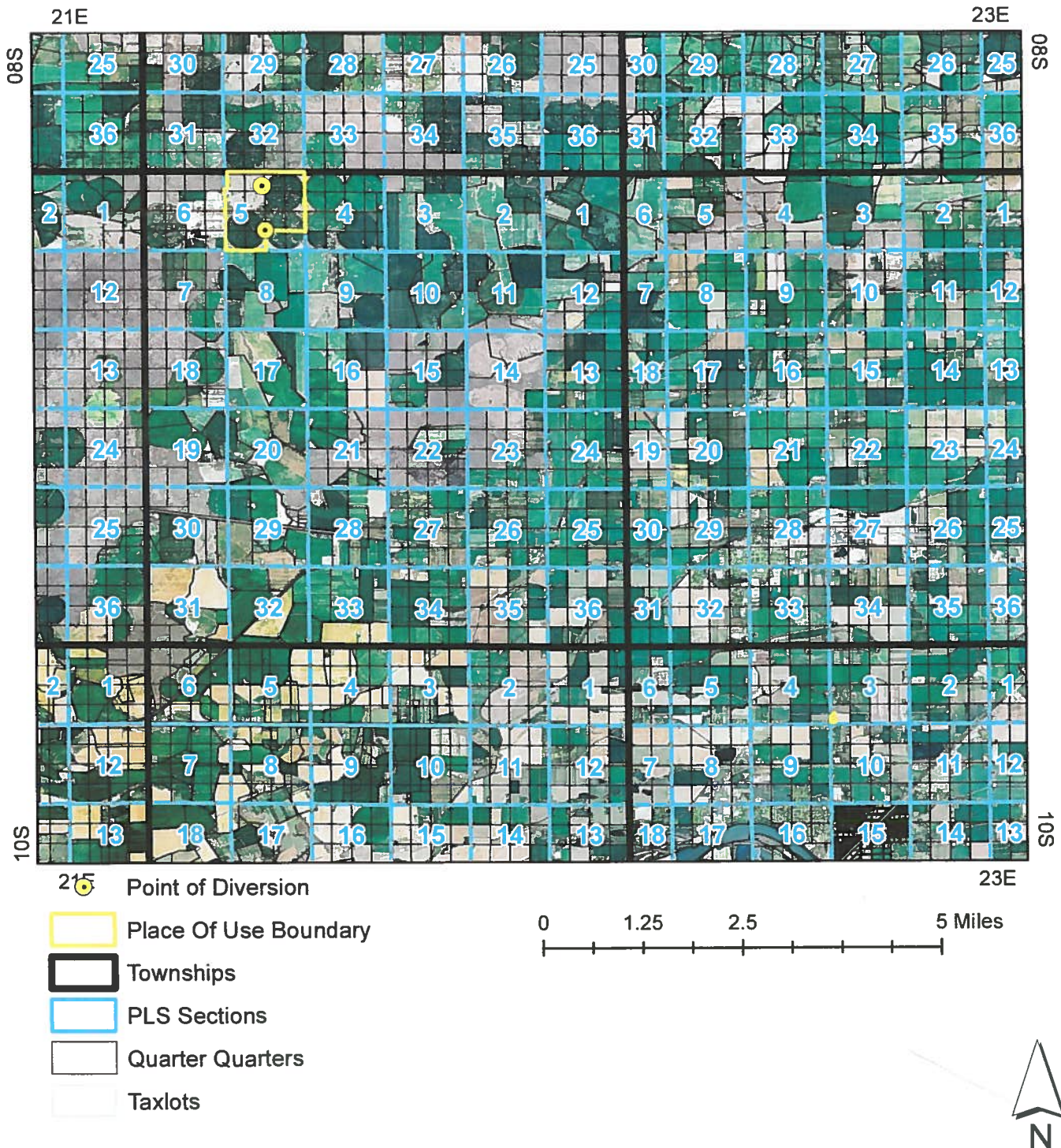
Decreed Date: 8/27/2001

State of Idaho
Department of Water Resources

Water Right 36-7517

IRRIGATION

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



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

Current Water Right No.: 36-2257

Current Owner: IRENE VANDERVEGT-GIBSON

Priority Date: 4/27/1954

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	5.16 CFS	
	<u>Total Diversion</u>	5.16 CFS	

Location of Point(s) of Diversion

GROUND WATER	L3(SE1/4NE1/4NW1/4)	Sec. 5, Twp 09S, Rge 22E B.M.
MINIDOKA County		
GROUND WATER	NE1/4SE1/4SW1/4	Sec. 5, Twp 09S, Rge 22E B.M.
MINIDOKA County		

Place of Use

IRRIGATION Within MINIDOKA County

T09S R22E S5	Lot 1	NENE	40.00	T09S R22E S5	Lot 2	NWNE	40.00
T09S R22E S5		SWNE	40.00	T09S R22E S5		SENE	40.00
T09S R22E S5	Lot 3	NENW	40.00	T09S R22E S5	Lot 4	NWNW	36.00
T09S R22E S5		SWNW	40.00	T09S R22E S5		SENW	40.00
T09S R22E S5		NESW	40.00	T09S R22E S5		NWSW	40.00
T09S R22E S5		SWSW	40.00	T09S R22E S5		SESW	40.00
T09S R22E S5		NESE	40.00	T09S R22E S5		NWSE	40.00

Total Acres: 556

Conditions of Approval:

1. RIGHT NO. 36-07517 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
2. USE OF THIS RIGHT WITH RIGHT NO. 36-07517 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 9.16 CFS, AND A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2224 AF.
3. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 295 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHT NO. 36-07517 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 556 ACRES IN A SINGLE IRRIGATION SEASON.
4. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
5. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
6. C03 RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.

Decreed Date: 8/27/2001

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2B

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

- ☒ Complete and attach one copy of **Part 2B** for each right for which only a portion is proposed to be changed.

Right Number: 36-2257

- [illegible]

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per $\frac{1}{4}$ $\frac{1}{4}$ tract.)

[illegible]

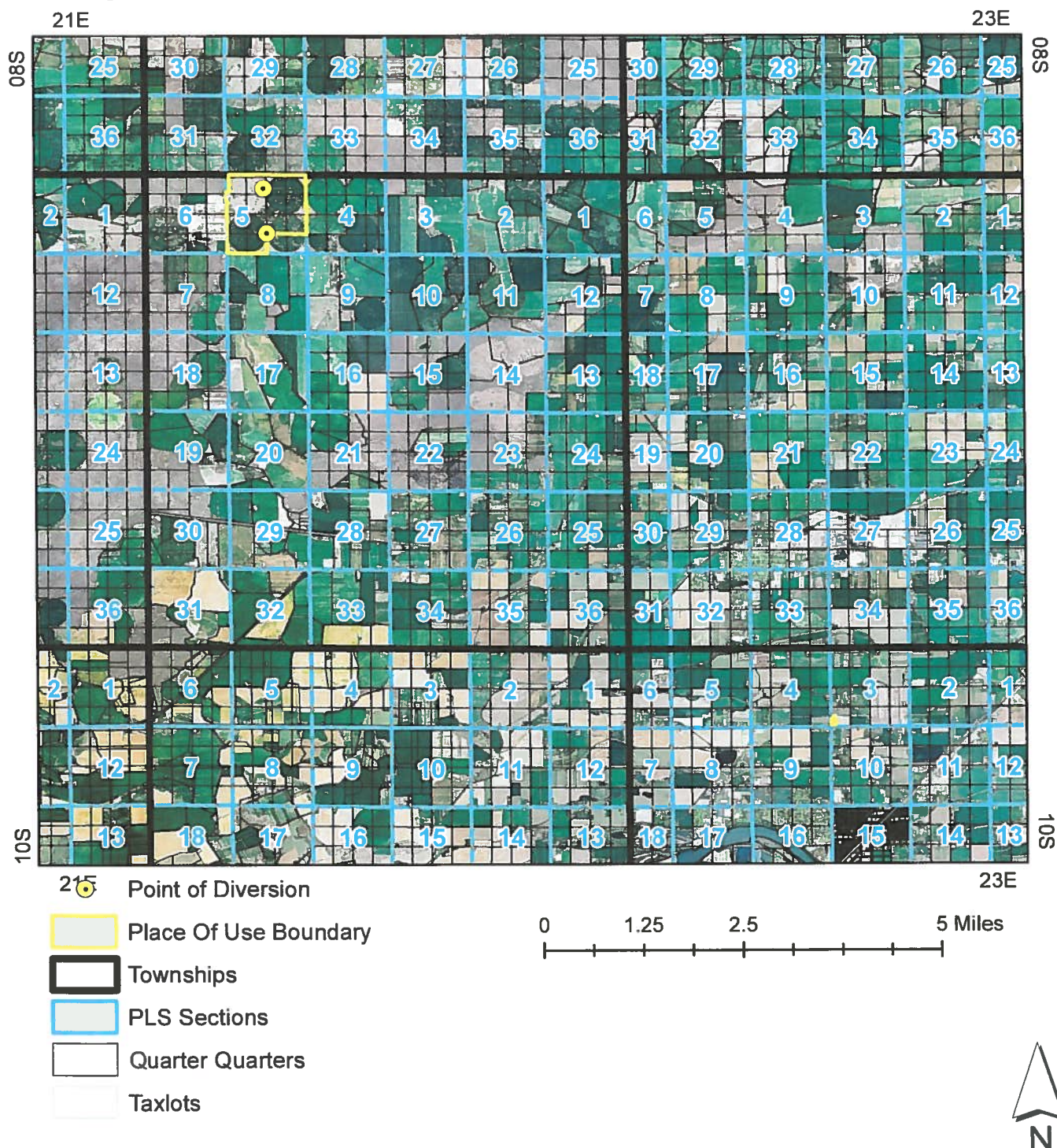
Total Acres (for irrigation use) 8.7

State of Idaho
Department of Water Resources

Water Right 36-2257

IRRIGATION

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



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

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

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

B. CHANGES IN NATURE OF USE (Water Balance)

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

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

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

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

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments.

Received by DM Date 2/21/2014 Prelim. Check by _____ Date _____

Fee Paid \$450- Date 2-21-2014 Received by DM Receipt # S033825

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

Calculations For:.....

Vandervegt Heifers

Milk Cow Daily Water Requirement Using NRC Formulas

Dry Matter Intake Daily.....	50 Lbs
Daily Milk Yield in Pounds.....	85 Lbs
Sodium Intake (grams/day).....	42 Grams
Weekly Mean Temperature (0F).....	70 Degrees F
Number of Milk Cows.....	0 Head
Daily Water Intake	251.3 Pounds 30.2 Gallons

Dry Cow Daily Water Requirement Using NRC Formulas

Diet Dry Matter %.....	0.88
Diet Dry Matter Intake.....	25 Lbs
Diet Crude Protein %.....	0.12
Number of Dry Cows.....	235 Head
Daily Water Intake.....	89.6 Pounds 10.8 Gallons

Heifer Daily Water Requirement Using NRC Formulas

Body Weight of Heifers.....	100 In Increments of 100 Lbs beginning with specified Weight
Average Air Temperature.....	60 In 40 - 60 or 80 Degrees Farenheit Increments
Number of Animals in Wt. Group.	200 Head
Expected Daily Consumption.....	1 Gallons
Body Weight of Heifers.....	200 In Increments of 100 Lbs beginning with specified Weight
Average Air Temperature.....	60 In 40 - 60 or 80 Degrees Farenheit Increments
Number of Animals in Wt. Group.	700 Head
Expected Daily Consumption.....	2.4 Gallons
Body Weight of Heifers.....	400 In Increments of 100 Lbs beginning with specified Weight
Average Air Temperature.....	60 In 40 - 60 or 80 Degrees Farenheit Increments
Number of Animals in Wt. Group.	900 Head
Expected Daily Consumption.....	4.6 Gallons
Body Weight of Heifers.....	700 In Increments of 100 Lbs beginning with specified Weight
Average Air Temperature.....	60 In 40 - 60 or 80 Degrees Farenheit Increments
Number of Animals in Wt. Group.	900 Head
Expected Daily Consumption.....	7.35 Gallons
Body Weight of Heifers.....	1000 In Increments of 100 Lbs beginning with specified Weight
Average Air Temperature.....	60 In 40 - 60 or 80 Degrees Farenheit Increments
Number of Animals in Wt. Group.	900 Head
Expected Daily Consumption.....	9.6 Gallons

Summary Mature Animals

	Number	Daily Gal Per Hd	Annual Gal Total	Annual Acre Ft.
Milking Cows.....	0	30.2	0	0
Dry Cows.....	235	10.8	923,310	2.8
	235		923,310	2.8

Heifers

	Avg Wt	Number	Animal Units	Daily Gal Per Hd	Annual Gal Total	Annual Acre Ft.
Heifers	100	200	30	1	73000	0.224044
	200	700	210	2.4	613200	1.88197
	400	900	495	4.6	1,511,100	4.6
	700	900	765	7.35	2,414,475	7.4
	1000	900	1035	9.6	3,153,600	9.7
		3600	2535		7,765,375	23.8

Total Drinking Water Required..... 26.7



RECEIVED

FEB 21 2014

DEPT. OF WATER RESOURCES
SOUTHERN REGION

February 11, 2014

Idaho Department of Water Resources
650 Addison Ave W, Ste 500
Twin Falls, ID 83301-3380

Re: Irene Vandervet Gibson

To Whom it May Concern:

It is my understanding that Irene Vandervet Gibson has requested water right transfers on the following water rights 36-7517; 36-2257. Those rights are secured by Northwest Farm Credit Services, FLCA. Transfer of the water as outlined in the accompanying Application for Transfer of Water Right is hereby acknowledged and agreed to by "Northwest." We will remain lienholders on the land and water after this transfer is complete.

If there are any questions or concerns, please give me a call (208)732-1000.

Sincerely,

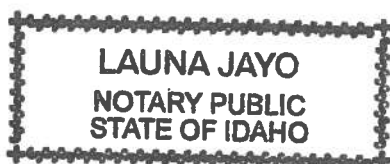
Bill Lickley
Relationship Manager/VP

Northwest Farm Credit Services, FLCA

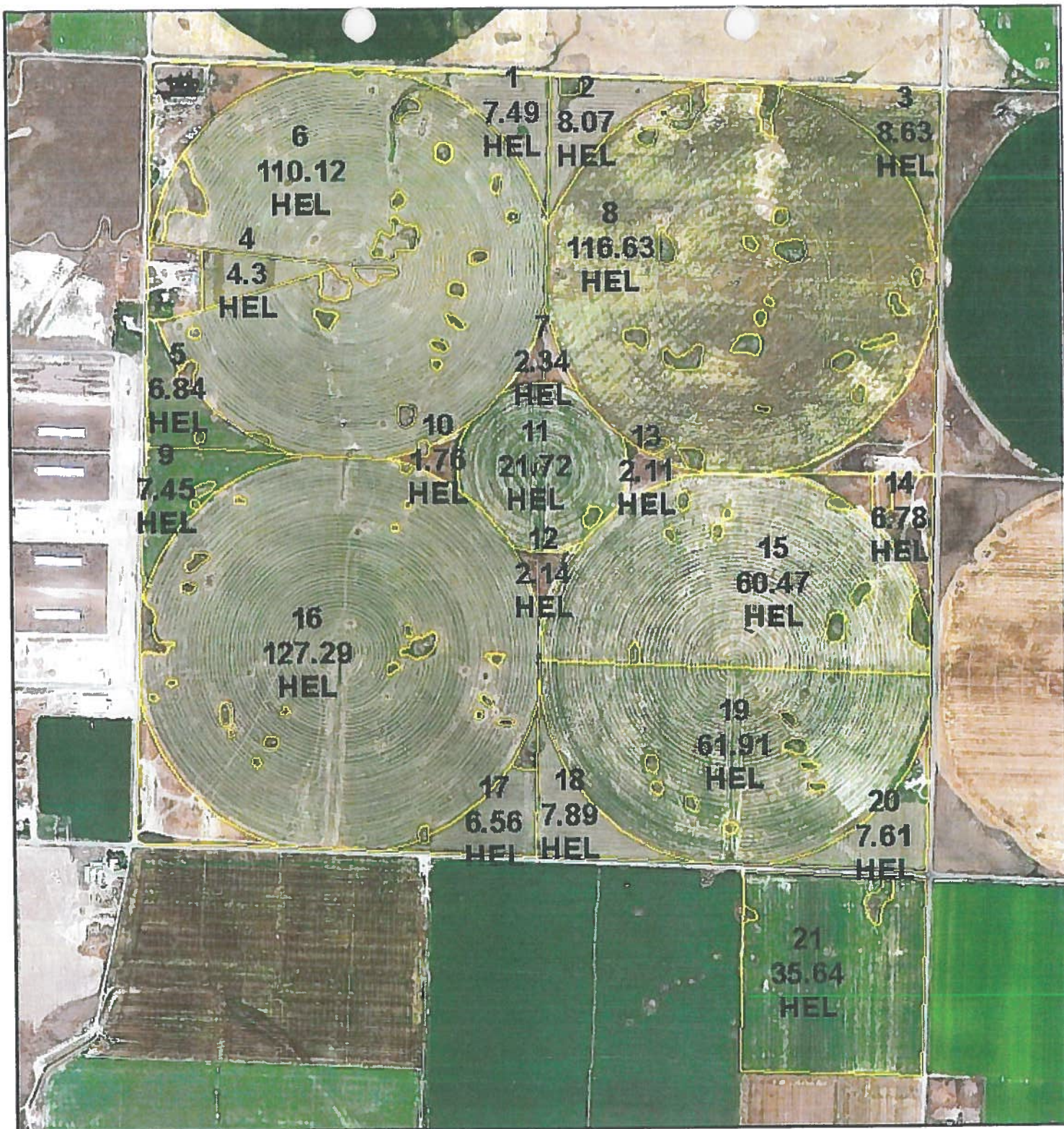
By:
Authorized Agent

STATE OF IDAHO)
)ss.
County of Twin Falls)

On this 11th day of Feb, 2014, before me personally appeared Bill Lickley, to known to me to be the authorized agent of the Northwest Farm Credit Services, FLCA, that executed the within instrument and acknowledged to me that such corporation executed the same as its free act and deed; and each on oath stated that he/she was authorized to executed said instrument.



Notary Public for the State of Idaho
Residing at Kimberly, ID
My commission expires 9-1-2018



United States Department of Agriculture
Farm Service Agency

Farm 4961
Tract 3348

Grid:

Minidoka County

1:10,786

November 22, 2013

2014



Disclaimer: Wetland identifiers do not represent the size, shape or specific determination of the area. Refer to your original determination (CPA-028 and attached maps) for exact wetland boundaries and determinations, or contact NRC8.

Minidoka, Idaho

FSA - 578 (02-01-91)

Farm Number: 4437

Operator Name and Address

DREW MORGAN
307 N 1150 W
PAUL, ID 83347-4903

REPORT OF COMMODITIES FARM AND TRACT DETAIL LISTING

PROGRAM YEAR: 2011

DATE: 10-23-2013
PAGE: 1

Original: _____

Revisor: _____

Cropland: 613.7

Farmland: 675.5

Tract Number	CLU/ Field	Crop/ Commodity	Variety/ Type	Irr Prc	Int Use	Actual Use	Land Use	C/C Status	Reporting Unit	Reported Quantity	Determined Quantity	Crop Land	Field ID	Official/ Measured	Planting Date	Planting Period	End Date
3348	1	ALFAL	Producer DREW MORGAN	I	FG			I	Share 100.00	7.50		Yes			4-5-2005	NAP Unit 696	
	2	ALFAL	Producer DREW MORGAN	I	FG			I	Share 100.00	8.10		Yes			4-5-2005	NAP Unit 696	
	3	WHEAT	Producer DREW MORGAN	I	GR			I	Share 100.00	8.60		Yes			4-16-2011	NAP Unit 696	
	4	GRASS	Producer DREW MORGAN	I	GZ			I	Share 100.00	4.30		Yes			4-15-1985	NAP Unit 696	
	5	GRASS	Producer DREW MORGAN	I	GZ			I	Share 100.00	6.80		Yes			4-15-1985	NAP Unit 696	
	6	ALFAL	Producer DREW MORGAN	I	FG			I	Share 100.00	110.10		Yes			4-5-2005	NAP Unit 696	
	7	FALOW	Producer DREW MORGAN	N				IN	Share 100.00	2.30		Yes				NAP Unit 696	
	8	WHEAT	Producer DREW MORGAN	I	GR			I	Share 100.00	116.60		Yes			4-16-2011	NAP Unit 696	
	9	GRASS	Producer DREW MORGAN	I	GZ			I	Share 100.00	7.50		Yes			4-15-1985	NAP Unit 696	
	10	FALOW	Producer DREW MORGAN	N				IN	Share 100.00	1.80		Yes				NAP Unit 696	
	11	OATS	Producer DREW MORGAN	I	FG			I	Share 100.00	21.70		Yes			4-23-2011	NAP Unit 696	
	12	FALOW	Producer DREW MORGAN	N				IN	Share 100.00	2.10		Yes				NAP Unit 696	
	13	FALOW	Producer DREW MORGAN	N				IN	Share 100.00	2.10		Yes				NAP Unit 696	
	14	FALOW	Producer DREW MORGAN	N				IN	Share 100.00	6.80		Yes				NAP Unit 696	
	15	OATS	Producer DREW MORGAN	I	FG			I	Share 100.00	60.50		Yes			4-23-2011	NAP Unit 696	
	16	ALFAL	Producer DREW MORGAN	I	FG			I	Share 100.00	127.30		Yes			4-18-2010	NAP Unit 696	
	17	ALFAL	Producer DREW MORGAN	I	FG			I	Share 100.00	6.60		Yes			4-18-2010	NAP Unit 696	
	18	ALFAL	Producer DREW MORGAN	I	FG			I	Share 100.00	7.90		Yes			4-18-2010	NAP Unit 696	

PROGRAM YEAR: 2011

REPORT OF COMMODITIES FARM AND TRACT DETAIL LISTING

DATE: 10-23-2013

Farm Number: 4437

Tract Number	CLU/ Field	Crop/ Commodity	Variety/ Type	Irr Prc	Int Use	Actual Use	Land Use	C/C Status	Reporting Unit	Reported Quantity	Determined Quantity	Crop Land	Field ID	Official/ Measured	Planting Date	Planting Period	End Date
	19	OATS	SPR	I	FG			I	A	61.90		Yes			4-23-2011		
		Producer DREW MORGAN							Share 100.00			RMA Unit			NAP Unit 696		
	20	ALFAL		I	FG			I	A	7.60		Yes			4-10-2007		
		Producer DREW MORGAN							Share 100.00			RMA Unit			NAP Unit 696		
	21	ALFAL		I	FG			I	A	35.60		Yes			4-10-2007		
		Producer DREW MORGAN							Share 100.00			RMA Unit			NAP Unit 696		
Photo Number/Legal Description: was T3297&2728/B&C/8-9-22																	
Cropland: 613.70												Difference: 0.00					
Reported on Cropland: 613.70												Reported on Non-Cropland: 0					
Cr/Co	Var/Type	Irr Prc	Int Use	Non-Irrig	Irrigated	Cr/Co	WHEAT:	Var/Type	Irr Prc	Int Use	Non-Irrig	Irrigated	Cr/Co	Var/Type	Irr Prc	Int Use	Irrigated
GRASS	ORG I	I	GZ		18.60			SWS	I	GR		125.20	ALFAL		I	FG	310.70
OATS	SPR I	I	FG		144.10	FALLOW			N		15.10						

Minidoka, Idaho

FSA - 578 (02-01-91)

Farm Number: 4437

Operator Name and Address

DREW MORGAN
307 N 1150 W
PAUL, ID 83347-4903

PROGRAM YEAR: 2011

DATE: 10-23-2013
PAGE: 3

Original: _____

Revision: _____

Cropland: 613.7

Farmland: 675.5

REPORT OF COMMODITIES FARM SUMMARY

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

Crop/ Commodity		Variety/ Type		Irrigation Practice		Intended Use		Reported Quantity		C/C		Share		Determined Quantity		C/C		Share		Reported Quantity		Intended Use		Determined Quantity	
										GRASS	OATS	100.00	100.00	GRASS	OATS	FALOW	WHEAT	100.00	100.00	GRASS	OATS	GR	FG	GRASS	OATS
GRASS		ORG		I		GZ		18.60								WHEAT				125.20		GR			
ALFAL				I		FG		310.70								OATS				144.10		FG			
FALOW				N				15.10																	

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

Operator's Signature (By) _____

Date _____

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

Heifer Facility from Irrigation

Irrigation to Stock and Commercial Water Transfer Calculations

Current 0.00 AFA
 Demand 27.00 AFA
 Total Demand Plus 10% 27.00 AFA 0%
 Additional Water Needed 27.00 AFA

Rupert (NWS -- 107968)

Total Acres 556 Alfalfa Frequent Cuttings
 CFS 9.16 951 mm
 AFA 2224 4 AFA/acre 3.12 ft/season
 Acres sold/ Transferring 8.65 1734.8 AFA
 0.0156 % 27 AFA

Water Right	Original Amount				Transfer Amount			Remaining Amount		
	cfs	AFA	Acre Limit		cfs	AFA	Acres	cfs	AFA	Acres
36-7517	4	1044	261	556	0.06	12.7	4.1	3.94	1027.8	256.9
36-2257	5.16	1180	295		0.08	14.3	4.6	5.08	1161.6	290.4
Total	9.16	2224	556	556	0.14	27.0	8.7	9.02	2189.4	547.3

Dairy Facility from Irrigation

Irrigation to Stock and Commercial Water Transfer Calculations

Current 152.00 AFA
 Demand 219.85 AFA
 Total Demand Plus 10% 219.85 AFA 0%
 Additional Water Needed 67.85 AFA

Rupert (NWS -- 107968)

Total Acres 556 Alfalfa Frequent Cuttings
 CFS 9.16 951 mm
 AFA 2224 4 AFA/acre 3.12 ft/season
 Acres sold/ Transferring 21.75 1734.8 AFA
 0.0391 % 67.9 AFA

Water Right	Original Amount				Transfer Amount			Remaining Amount		
	cfs	AFA	Acre Limit		cfs	AFA	Acres	cfs	AFA	Acres
36-7517	4	1044	261	556	0.16	31.9	10.2	3.84	1003.2	250.8
36-2257	5.16	1180	295		0.20	36.0	11.5	4.96	1133.8	283.5
Total	9.16	2224	556	556	0.36	67.9	21.7	8.80	2137.01	534.3

Dairy Facility from Dairy Irrigation/Water Supply Bank

Irrigation to Stock and Commercial Water Transfer Calculations

Current 219.85 AFA
 Demand 318.00 AFA
 Total Demand Plus 10% 318.00 AFA 0%
 Additional Water Needed 98.15 AFA

Rupert (NWS -- 107968)

Total Acres 381.2 Alfalfa Frequent Cuttings
 CFS 6.54 951 mm
 AFA 1524.8 4 AFA/acre 3.12 ft/season
 Acres sold/ Transferring 31.46 1189.4 AFA
 0.0825 % 98.1 AFA

Water Right	Original Amount				Transfer Amount			Remaining Amount		
	cfs	AFA	Acre Limit		cfs	AFA	Acres	cfs	AFA	Acres
36-16467	1.32	264.4	66.1	381.2	0.11	17.0	5.5	1.21	242.6	60.6
36-16469	2.37	690.4	172.6		0.20	44.4	14.2	2.17	633.4	158.4
36-16471	2.85	570	142.5		0.24	36.7	11.8	2.61	523.0	130.7
Total	6.54	1524.8	381.2	381.2	0.54	98.1	31.5	6.00	1399.0	349.7

RECEIVED**FEB 21 2014**DEPT. OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**Notice of Change in Water Right Ownership**

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you the water right or adjudication claim, check "Yes" in the "Split?" column.

Water Right/Claim No.	Split?	Water Right/Claim No.	Split?	Water Right/Claim No.	Split?
36-7517	Yes ☒		Yes ☐		Yes ☐
36-2257	Yes ☒		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐
	Yes ☐		Yes ☐		Yes ☐

2. Previous Owner's Name: Irene Vandervegt Gibson
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Vandervegt Dairy, LLC
New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or ☐ and/or
- 4098 Hidden Lake Dr. Kimberly Idaho 83341
Mailing address City State ZIP
- Telephone _____ Email _____
4. If the water rights and/or adjudication claims were split, how did the division occur?
☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☒ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
5. Date you acquired the water rights and/or claims listed above: January 24, 2014
6. If the water right described herein has been rented from the Water Supply Bank, rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:
- Rental payments will go to the lessor(s) of record at the beginning of the rental season.
 - If a change in ownership is processed by the Department during a rental season, rental payment will be made to the person or entity who is the lessor of record at the beginning of that rental season.
 - New lessor(s) of record will receive payment after the following rental season.
7. This form must be signed and submitted with the following **REQUIRED** items:
- A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
 - Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
 - Filing fee (see instructions for further explanation):
 - \$25 per *undivided* water right.
 - \$100 per *split* water right.
 - No fee is required for pending adjudication claims.

8. Signature: Irene Vandervegt Gibson Vandervegt Dairy LLC - member 2-21-14
Signature of new owner/claimant Title, if applicable Date

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

For IDWR Office Use Only:

Received by DM Date 2/21/2014 Receipt No. 5033825 Receipt Amt. \$200-
 Approved by _____ Processed by _____ Date _____

36 acres \$200.00
 36-7517
 0.25 cfs 62.9 afu 15.7 acft
 36-2257
 0.33 cfs 81.1 afu 20.3 acft

RECORDING REQUESTED BY:
STEVEN D. PETERSON

AND WHEN RECORDED
MAIL TO:
Steven D. Peterson, P.C.
PO Box 5827
Twin Falls, ID 83303-5827

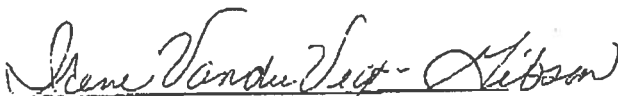
QUITCLAIM DEED

KNOW TO ALL MEN BY THESE PRESENTS THAT:

That IRENE VANDERVEGT GIBSON, hereinafter "Grantor" hereby conveys, releases, transfers, remises and forever Quit-claims all her right, title and interest in and to certain real property located in Minidoka County, Idaho, unto VANDERVEGT DAIRY, LLC, an Idaho Limited Liability Company, hereinafter "Grantee", whose address is 4098 Hidden Lakes Dr, Kimberly, Idaho, real property legally described as follows, to wit:

Government Lot 4, Section 5, Township 9 South, Range 22 East,
together with all improvements, water rights and all other
appurtenances.

IN WITNESS WHEREOF, We have set our hands hereto this 24 day of Jan.,
2014.


IRENE VANDERVEGT GIBSON

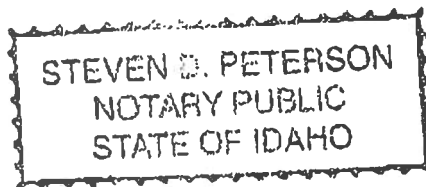
STATE OF IDAHO

)
) ss.
)

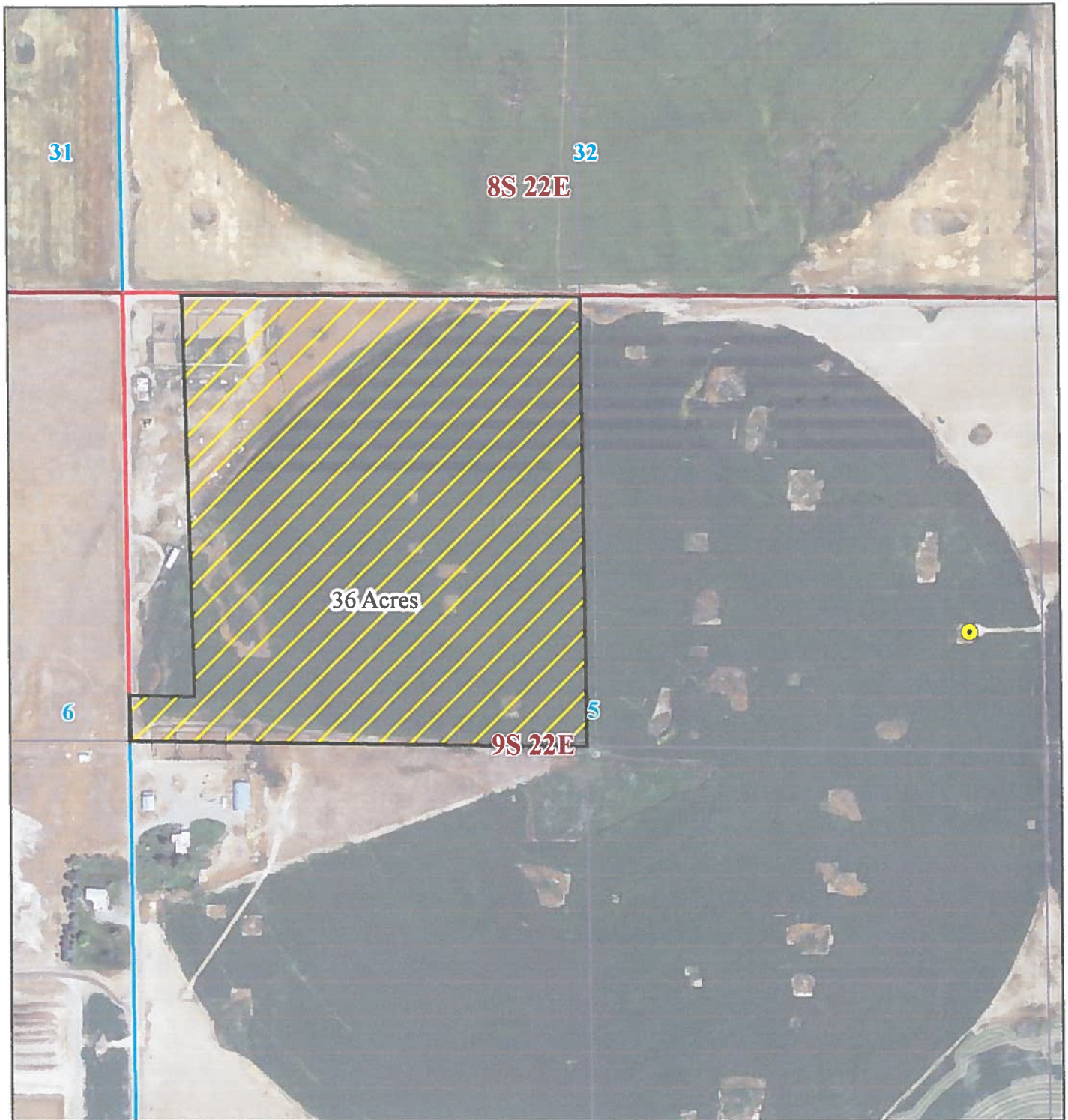
County of Twin Falls

On this 24 day of January, 2014, before me, a Notary Public in and for said county and state, personally appeared IRENE VANDERVEGT GIBSON, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

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




NOTARY PUBLIC FOR IDAHO
Residing at: Twin Falls, Id
My Commission Expires: 5-2-2018



**VANDERVEGT DAIRY
DEED WATER RIGHTS APPURTENANT
NAIP 2013 AERIAL PHOTO.**

0 112.5 225 450 Feet

Legend

-  36-2257_&_36-7517_Split_POU
-  Vandervegt Dairy Deed
-  WaterRight
-  Point of Diversion
-  twshp
-  Sections
-  ladesc

BROCKWAY ENGINEERING, PLLC.
ALR - Date: 1/27/2014





0 110 220 440 Feet

**VANDERVEGT DAIRY
QUITCLAIM DEED - JAN 24 2014
NAIP 2013 AERIAL PHOTO.**

Legend

- T9SR22ESEC 5 LOT 4
- twnshp
- Sections
- ladesec





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

May 30, 2014

VANDERVEGT DAIRY LLC
&/OR
IRENE VANDERVEGT-GIBSON
4098 HIDDEN LAKE DR
KIMBERLY, ID 83341

RE: Transfer No. 79142
Water Right No(s). 36-2257, 36-7517

RE: Transfer No. 79144
Water Right No(s). 36-16467, 36-16469, 36-16471, 36-2257, 36-7517

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 6/5/2014 and 6/12/2014**. Protests to this application may be submitted for a period ending ten (10) days after the second publication (**June 23, 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

cc:

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



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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

May 30, 2014

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

Hand Delivered

RE: Transfer No. 78948
Water Right No(s): 36-2254A, 36-2284, 36-8401

RE: Transfer No. 79142
Water Right No(s): 36-2257, 36-7517

RE: Transfer No. 79144
Water Right No(s): 36-16467, 36-16469, 36-16471, 36-2257, 36-7517

Dear Ms. Yenter:

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

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

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

Sincerely,

Denise Maline
Administrative Assistant

Maline, Denise

From: Maline, Denise
Sent: Thursday, May 29, 2014 4:59 PM
To: Times News
Subject: LEGAL NOTICE
Attachments: Times News Cover Letter.docx; Times News Ad.docx

Attached please find (1) legal notice being submitted for publication on June 5th & 12th, 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

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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

May 29, 2014

LEGAL NOTICE DEPARTMENT

TIMES NEWS

PO BOX 548

TWIN FALLS, ID 83303-0548

RE: Transfer No. 78948

Water Right No(s): 36-2254A, 36-2284, 36-8401

RE: Transfer No. 79142,

Water Right No(s): 36-2257, 36-7517

RE: Transfer No. 79144

Water Right No(s): 36-16467, 36-16469, 36-16471, 36-2257, 36-7517

RE: Transfer No. 79330

Water Right No(s): 36-2055

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 June 23, 2014. Your cooperation is appreciated.

Sincerely,

Denise Maline
Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 78948**

SUNRISE ORGANIC DAIRY LLC, 329 S 417 E, JEROME, ID 83338; has filed Application No. 78948 for changes to the following water rights within JEROME County(s): Right No(s). 36-2254A, 36-2284, 36-8401. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the place of use (POU), nature of use, season of use, and points of diversion for a 47.8-acre (0.74 CFS) portion of groundwater irrigation rights 36-2254A, 36-2284, and 36-8401, located approximately 6.7 – 7.1 mi E & 1.1 – 1.3 mi N of Hazelton. Application proposes to dry-up the 47.8 acres at the current authorized POU to facilitate the pumping of an additional (0.74 CFS) 148 AF, year-round stockwater/commercial use at an existing dairy, located approximately 7.1 – 8.1 mi E & 5.4 – 5.6 mi N of Hazelton from three existing wells.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 79142**

VANDERVEGT DAIRY LLC, 4098 HIDDEN LAKES DR, KIMBERLY, ID 83341; has filed Application No. 79142 for changes to the following water rights within MINIDOKA County(s): Right No(s). 36-2257, 36-7517. The purpose of the transfer is to change a portion of the above rights as follows: This application proposes to change the place of use, period of use, nature of use, and point of diversion for a 0.14 CFS (34.62 AF) portion of groundwater rights 36-7517 and 36-2257, which are currently used for irrigation on 8.65 acres located approximately 4.7 to 5.0 miles north and 6.3 to 6.5 miles west of Paul. The new proposed uses will be year-round stockwater and commercial at a heifer facility located near the current place of use. The new point of diversion will be a well located approximately 4.7 miles north and 6.4 miles west of Paul.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 79144**

IRENE VANDERVEGT-GIBSON, 4098 HIDDEN LAKE DR, KIMBERLY, ID 83341; has filed Application No. 79144 for changes to the following water rights within MINIDOKA County(s): Right No(s). 36-16467, 36-16469, 36-16471, 36-2257, 36-7517. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes to change the place of use (POU), period of use, nature of use, and points of diversion (PODs) of portions of groundwater rights 36-7517, 36-2257, 36-16467, 36-16469, & 36-16471. The portion of rights 36-7517 & 36-2257 (0.36 CFS) being transferred are currently authorized for irrigation on 21.7 acres, located approximately 4.5 – 4.7 mi. N and 6.3 - 6.5 mi. W of Paul. The portion of rights 36-16467, 36-16469, & 36-16471 (0.54 CFS) being transferred are currently authorized for irrigation on 31.5 acres, located approximately 4.0 - 4.7 mi. N and 7.0 - 7.5 mi. W of Paul. Application proposes to change the nature of use and POU of these rights from irrigation during the irrigation season to year-round stockwater/commercial use at an existing dairy, located adjacent to the authorized POU of rights 36-7517 & 36-2257. Upon approval, the corresponding acres will be dried up for 0.9 CFS (166 AFA) of use at the dairy from two existing wells, located within the facility. Rights 36-16467, 36-16469, 36-16471 are currently leased to the Water Supply Bank, and transferred portions will be removed from the WSB to accommodate the transfer.

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 79330**

NORTH SNAKE GROUND WATER DISTRICT, 152 E MAIN ST, JEROME, ID 83338; MAGIC VALLEY GROUND WATER DISTRICT, PO BOX 430, PAUL, ID 83347; SOUTHWEST IRRIGATION DISTRICT, 137 W 13TH ST, BURLEY, ID 83318; has filed Application No. 79330 for changes to the following water rights within GOODING County(s): Right No(s). 36-2055. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes to change the place of use (POU) and also add a Mitigation component for a 10 cfs portion of water right 36-2055, currently diverted from Upper Tucker Springs, located approximately 3.1 mi. S and 1.3 mi. E of Hagerman. The current place of use (POU) for this right is located at the Idaho Fish and Game Fish Facility, located approximately 1.1 to 1.3 mi. E and 3.4 to 3.5 mi. S of Hagerman. The proposed POU for the Fish Propagation use will include the existing Fish and Game Facility and the Rangen Fish Facility, located approximately 2.2 to 2.5 mi. E and 2.6 to 2.8 mi. S of Hagerman. The proposed POU for the mitigation component includes a large portion of the Hagerman Valley and also areas associated with the Rangen Fish Facility.

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 June 23, 2014. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director
Published on June 5th & 12th, 2014

MEMORANDUM

Date: May 1, 2014
To: Transfer 79142, Vandervegt Heifer Facility
From: Jim Bitzenburg
Re: Evaluation of Sufficiency of Information Submitted

This application proposes to change the place of use, period of use, nature of use, and point of diversion for a 0.14 CFS (34.62 AF) portion of groundwater rights 36-7517 and 36-2257, which are currently used for irrigation on 8.65 acres located approximately 4.7 to 5.0 miles north and 6.3 to 6.5 miles west of Paul. The new proposed uses will be year-round stockwater and commercial at a heifer facility located near the current place of use. The new point of diversion will be a well located approximately 4.7 miles north and 6.4 miles west of Paul.

- **Authority to File:**
The applicant has filed a change of ownership with the transfer application for rights 36-2257 and 36-7517 which will change ownership from Irene Vandervegt Gibson to Vandervegt Dairy, LLC. Irene Vandervegt-Gibson is a member of the LLC, and signed the application.
- **Water Right Validity:**
Rights 36-2257 and 36-7517 were partially decreed in the SRBA in August of 2001. Satellite imagery indicates that forfeiture is not an issue.
- **Injury to Other Water Rights:**
None anticipated or foreseen.
- **Enlargement of Use:**
None anticipated. The volume of water transferred from irrigation is greater than the end use at the heifer facility.
- **Local Public Interest:**
No issues anticipated.
- **Beneficial Use/Conservation of Water Resources:**
Proposed use is recognized as a beneficial use of water.
- **Effect on the Economy of the Local Area:**
None Anticipated
- **Effect of the Agricultural Base of the Area:**
None Anticipated

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