

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 78514

RECEIVED

APR 04 2013

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

WATER RESOURCES

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

SUPPORT DATA

IN FILE # 2-2194A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 78514

RECEIVED

APR 04 2013

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

WATER RESOURCES

Name of Applicant(s) Sunridge Dairy LLCPhone 208-442-7316Mailing address 4890 Dry Lake Rd, Nampa, ID 83686

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 SPF Water EngineeringPhone 208-383-4140Mailing address 300 E. Mallard Dr., Ste. 350, Boise, ID 83706Email lgraves@spfwater.com☐ Send all correspondence for this application to the representative and not to the applicant.

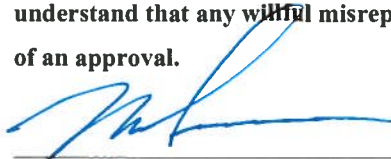
OR

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

OR

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

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



Signature of Applicant or Authorized Representative



Print Name and Title if applicable



Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

SUPPORT DATA

IN FILE # 2-2194A

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. See Attachment 9**

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 ☐ ☒	2-10218	1.28/320.4	Irrigation	3/15 to 11/15	Snake R., Colombia R.
☐ ☒	2-10220	7.02/1611.1	Irrigation	3/15 to 11/15	Snake R., Colombia R.
☐ ☒	2-10185	0.05/n/a	Irrigation	3/1 to 11/15	Snake R., Colombia R.
☐ ☒	2-2194A	0.07/22.5	Irrigation	3/15 to 11/15	Snake R., Columbia R.
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 8.42 cfs and/or 1954.0 ac-ft

2. Total amount of water proposed to be transferred or changed 8.42 cubic feet per second and/or 1954.0 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 #

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	
01N	03W	1									37	34	39	37					147
		12	36	39	39	37	38	18	36	38									281

Total Acres (for irrigation use) 428

**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: _____

No changes proposed to the existing pump station.

- b. Who owns the property at the point(s) of diversion? n/a

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: Mortgage with NW Farm Credit Agency

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:

Irrigated acres have shifted due to installation of pivot sprinklers.

- 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:

None

- 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:

All the rights were partially decreed June 15, 2009.

Page _____ of _____

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

Current Water Right No.: 2-10218

Current Owner: SUN RIDGE DAIRY LLC

Priority Date: 10/9/1981

Origin: Water Right

Status: Active

Basis: Decreed

Source

SNAKE RIVER

Tributary

COLUMBIA RIVER

Beneficial Use

IRRIGATION

From To

03/15 to 11/15

Diversion Rate

1.3 CFS

Annual Volume

325 AF

Total Diversion

1.3 CFS

325 AF

Location of Point(s) of Diversion

SNAKE RIVER

L7(SW1/4SW1/4NE1/4)

Sec. 36, Twp 01N, Rge 03W B.M.

CANYON County

Place of Use

IRRIGATION Within CANYON County

T01N R03W S1	NESW	39.00	T01N R03W S1	NWSW	40.00
T01N R03W S1	SWSW	39.00	T01N R03W S1	SESW	39.00
T01N R03W S12	NENE	21.00	T01N R03W S12	NWNE	40.00
T01N R03W S12	SWNE	39.00	T01N R03W S12	SENE	40.00
T01N R03W S12	NENW	39.00	T01N R03W S12	NWNW	17.00
T01N R03W S12	SWNW	36.00	T01N R03W S12	SENW	39.00

Total Acres: 428

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. Rights 2-2172, 2-2177, 2-2184, 2-2185, 2-2191A, 2-2191B, 2-2192, 2-2193, 2-2194A, 2-2196, 2-2199, 2-2208, 2-2280, 2-2363, 2-2368, 2-2422, 2-7010, 2-7011, 2-7078, 2-7081, 2-10029, 2-10059, 2-10184, 2-10185 2-10218, 2-10219, 2-10220 and 2-10221 when combined shall not exceed a total diversion rate of 74.30 cfs.
3. E54 USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 365 AF. COMBINED RIGHT NOS.: 63-3275, 2-10219
4. Rights 2-2172, 2-2177, 2-2184, 2-2185, 2-2191A, 2-2191B, 2-2192, 2-2193, 2-2194A, 2-2196, 2-2199, 2-2208, 2-2280, 2-2363, 2-2368, 2-2422, 2-7010, 2-7011, 2-7078, 2-7081, 2-10029, 2-10059, 2-10184, 2-10185 2-10218, 2-10219, 2-10220 and 2-10221 are diverted from the point of diversion described above.
5. S47 The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.
6. P21 This right is a split from former right 2-7363.

Decreed Date: 6/15/2009

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

Current Water Right No.: 2-10220

Current Owner: SUN RIDGE DAIRY LLC
Priority Date: 1/11/1963
Origin: Water Right
Status: Active
Basis: Decreed

Source

SNAKE RIVER

Tributary

COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	7.12 CFS	1634 AF
	<u>Total Diversion</u>	7.12 CFS	1634 AF

Location of Point(s) of Diversion

SNAKE RIVER L7(SW1/4SW1/4NE1/4) Sec. 36, Twp 01N, Rge 03W B.M.
CANYON County

Place of Use

IRRIGATION Within CANYON County

T01N R03W S1	NESW	39.00	T01N R03W S1	NWSW	40.00
T01N R03W S1	SWSW	39.00	T01N R03W S1	SESW	39.00
T01N R03W S12	NENE	21.00	T01N R03W S12	NWNE	40.00
T01N R03W S12	SWNE	39.00	T01N R03W S12	SENE	40.00
T01N R03W S12	NENW	39.00	T01N R03W S12	NWNW	17.00
T01N R03W S12	SWNW	36.00	T01N R03W S12	SENW	39.00

Total Acres: 428

Conditions of Approval:

1. P21 This right is a split from former right 2-10056.
2. E54 USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1836 AF. COMBINED RIGHT NOS.: 63-3275, 2-10221
3. Rights 2-2172, 2-2177, 2-2184, 2-2185, 2-2191A, 2-2191B, 2-2192, 2-2193, 2-2194A, 2-2196, 2-2199, 2-2208, 2-2280, 2-2363, 2-2368, 2-2422, 2-7010, 2-7011, 2-7078, 2-7081, 2-10029, 2-10059, 2-10184, 2-10185 2-10218, 2-10219, 2-10220 and 2-10221 are diverted from the point of diversion described above.
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. Rights 2-2172, 2-2177, 2-2184, 2-2185, 2-2191A, 2-2191B, 2-2192, 2-2193, 2-2194A, 2-2196, 2-2199, 2-2208, 2-2280, 2-2363, 2-2368, 2-2422, 2-7010, 2-7011, 2-7078, 2-7081, 2-10029, 2-10059, 2-10184, 2-10185 2-10218, 2-10219, 2-10220 and 2-10221 when combined shall not exceed a total diversion rate of 74.30 cfs.
6. S47 The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.

Decreed Date: 6/15/2009

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

Current Water Right No.: 2-10185

Current Owner: SUNRIDGE DAIRY LLC
Priority Date: 1/14/1963
Origin: Adjudication Recommendation
Status: Active
Basis: License

Source

SNAKE RIVER

Tributary

COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	2.49 CFS	
	<u>Total Diversion</u>	2.49 CFS	

Location of Point(s) of Diversion

SNAKE RIVER L7(SW1/4SW1/4NE1/4) Sec. 36, Twp 01N, Rge 03W B.M.
CANYON County

Place of Use

IRRIGATION Within CANYON County

T01N R02W S8	NENE	40.00	T01N R02W S8	NWNE	35.00
T01N R02W S8	SWNE	16.00	T01N R02W S8	SENE	16.00
T01N R02W S8	NENW	26.00	T01N R02W S8	SENW	32.00
T01N R02W S8	NESW	39.70	T01N R02W S8	SESW	40.00
T01N R02W S8	NESE	17.00	T01N R02W S8	NWSE	22.00
T01N R02W S8	SWSE	40.00	T01N R02W S8	SESE	10.00

Total Acres: 333.7

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. Rights 2-2172, 2-2177, 2-2184, 2-2185, 2-2191A, 2-2191B, 2-2192, 2-2193, 2-2194A, 2-2196, 2-2199, 2-2208, 2-2280, 2-2363, 2-2368, 2-2422, 2-7010, 2-7011, 2-7078, 2-7081, 2-10029, 2-10059, 2-10184, 2-10185 2-10218, 2-10219, 2-10220 and 2-10221 are diverted from the point of diversion described above.
3. Rights 2-2172, 2-2177, 2-2184, 2-2185, 2-2191A, 2-2191B, 2-2192, 2-2193, 2-2194A, 2-2196, 2-2199, 2-2208, 2-2280, 2-2363, 2-2368, 2-2422, 2-7010, 2-7011, 2-7078, 2-7081, 2-10029, 2-10059, 2-10184, 2-10185 2-10218, 2-10219, 2-10220 and 2-10221 when combined shall not exceed a total diversion rate of 74.30 cfs.
4. E56 The rights listed below are limited to the irrigation of a combined total of 333.7 acres in a single irrigation season. Combined Right Nos.: 2-10185, 63-3135, 63-3331, 63-3260 and 63-2825.
5. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
6. P21 This right is a split from former right 2-2195.
7. X27 This right is limited to the irrigation of 314.7 acres within the place of use described above in a single irrigation season.

Conditions of Approval:

1. Rights 2-2172, 2-2177, 2-2184, 2-2185, 2-2191A, 2-2191B, 2-2192, 2-2193, 2-2194A, 2-2196, 2-2199, 2-2208, 2-2280, 2-2363, 2-2368, 2-2422, 2-7010, 2-7011, 2-7078, 2-7081, 2-10029, 2-10059, 2-10184, 2-10185 2-10218, 2-10219, 2-10220 and 2-10221 are diverted from the point of diversion described above.
2. 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.
3. E54 USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1966.5 AF. COMBINED RIGHT NOS.: 63-2949, 63-3134, 63-31477.
4. C05 Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
5. S47 The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.
6. Rights 2-2172, 2-2177, 2-2184, 2-2185, 2-2191A, 2-2191B, 2-2192, 2-2193, 2-2194A, 2-2196, 2-2199, 2-2208, 2-2280, 2-2363, 2-2368, 2-2422, 2-7010, 2-7011, 2-7078, 2-7081, 2-10029, 2-10059, 2-10184, 2-10185 2-10218, 2-10219, 2-10220 and 2-10221 when combined shall not exceed a total diversion rate of 74.30 cfs.

Decreed Date: 6/15/2009

Total Acres (for irrigation use)	422
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Total Acres (for irrigation use)	6.5
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APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

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.:

Add'l Fee Paid	Date	Received by	Receipt #
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ATTACHMENT 6
LIENHOLDER AUTHORIZATION

2011 Photo

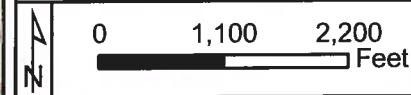
T1N R3W 2W

Parcels not owned

Legend

-  Authorized Irrigation (428 ac)
-  Proposed Irrigation (428 ac)
-  2-10185 Primary pou (79.7 ac)
-  2-10185 Supplemental pou (235 ac)
-  2-2194A Primary pou
-  2-2194A Supplemental pou
-  Primary Acres to Transfer (11.5)

Attachment 7A & 7B



ATTACHMENT 9
WATER RIGHTS ANALYSIS

Rosti Farm Transfer Narrative

Snake River water rights 2-10218 and 2-10220 are currently appurtenant to the 428-acre Rosti Farm. Although SunRidge is listed as the current owner of these rights, they only own 422 acres of the 428-acre place of use listed under these rights. The remaining 6 acres not owned by SunRidge are parcels R28750010A & R2875000000 in the NWSW, Section 1, Township 1N, Range 3W.

SunRidge is currently irrigating 428 acres on the Rosti Farm (6 currently-irrigated acres are not covered by existing water rights 2-10218 and 2-10220). To remedy this discrepancy, portions of water rights 2-2194A and 2-10185, currently appurtenant to a place of use also known as the Original SunRidge/SunRidge Dairy Farm described below, have been proposed for transfer to the Rosti Farm. All the rights proposed for transfer are diverted from the same point of diversion on the Snake River.

Specifically, this transfer proposes to do the following:

- 1) Describe a revised 428-acre place of use that reflects a currently-integrated irrigation system;
- 2) Clarify the applicant's portion of water rights 2-10218 and 2-10220; and
- 3) Transfer 6.5 acres (with a maximum authorized diversion rate of 0.008 cfs/acre) of primary Snake River water from right 2-10185 and 5 acres at 0.014 cfs/acre of primary Snake River water from right 2-2194A to allow irrigation of 6 additional acres at the Rosti Farm. Water right 2-10185 currently appurtenant to SunRidge property supplements ground water on 235 acres at its current place of use, and serves as the primary irrigation source on 79.7 acres.

In aggregate, these rights provide a minimum of 0.02 cfs/acre over the entire integrated place of use. The transfer represents no increase in diversion rate or volume over that which is currently authorized under existing rights (Table 1).

SunRidge/SunRidge Dairy to Rosti Farm Transfer				
Water Right Number	Maximum Irrigation Diversion Rate (cfs)	Irrigated Area (acres)	Maximum diversion rate per acre (cfs)	Comments
2-10185 from SunRidge/SunRidge Dairy	0.052	6.5	0.008	This will reduce remaining primary surface-water irrigated area under 2-10185 from 79.7 acres to 73.2 acres
To Rosti Farm	0.05	2.5	0.020	
2-2194A from SunRidge/SunRidge Dairy	0.07	5.0	0.014	This will reduce remaining primary surface-water irrigated area under 2-2194A from 257 acres to 252 acres
To Rosti Farm	0.07	3.5	0.020	

Table 1. SunRidge/SunRidge Dairy to Rosti Farm transfer.

Sommer, Rachel

From: Sommer, Rachel
Sent: Wednesday, February 26, 2014 1:51 PM
To: 'LEGALS@IDAHO PRESS.COM'
Subject: Canyon Legal Ad
Attachments: Canyon Cover Letter.docx; Canyon Legal Ad.docx

Good Afternoon,

Please see the attached ad for publication on 3/6/2014 & 3/13/2014.

Please confirm these are okay to publish as shown.

Thank you,

Rachel Sommer

Administrative Assistant
Dept. of Water Resources
Western Regional Office
2735 Airport Way, Boise ID 83705
Phone 208-334-2190 | Fax 208-334-2348
Email: rachel.sommer@idwr.idaho.gov

February 26, 2014

LEGAL NOTICE DEPARTMENT
PRESS TRIBUNE
PO BOX 9399
NAMPA, ID 83652

RE: Application for Permit No's: 63-33810, 63-33839, 63-33840, 63-33841, 63-33843, 63-33893
Application for Transfer No's: 78512, 78514, 78515

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 3/24/2014. Your cooperation is appreciated.

Sincerely,

Rachel Sommer
Administrative Assistant

Enclosures

The following applications have been filed to appropriate the public waters of the State of Idaho:

63-33810

BOWMONT FARMS LLC
4890 DRY LAKE RD
NAMPA, ID 83686

Point of Diversion SWNE SWSE SESE NESW SESW S4 T01N R02W CANYON County Source GROUND WATER

Use: IRRIGATION 03/01 to 11/15 5.04 CFS

Total Diversion: 5.04 CFS

Date Filed: 7/11/2013

Place of Use: IRRIGATION

T01N R02W S4 SWNW SENW NESW NWSW SESW

T01N R02W S5 L1(NENE) L2(NWNE) SWNE SENE

T01N R02W S9 NWNE

Total Acres: 252

Water bearing zone to be appropriated is from 200 to 850 feet.

63-33839

MELVIN GOODSON
WANDA GOODSON
26701 FOUNTAIN RD
PARMA, ID 83660

Point of Diversion NENENE S19 T05N R04W CANYON County Source GROUND WATER

Use: IRRIGATION 03/01 to 11/15 0.74 CFS

Total Diversion: 0.74 CFS

Date Filed: 8/13/2013

Place of Use: IRRIGATION

T05N R04W S19 NWNE

Total Acres: 37

Water bearing zone to be appropriated is unknown. Well drilled in 1977 to a total depth of 440 feet.

63-33840

MICHAEL GOODSON
MELANIE GOODSON
26701 FOUNTAIN RD
PARMA, ID 83660

Point of Diversion NENENE S19 T05N R04W CANYON County Source GROUND WATER

Use: IRRIGATION 03/01 to 11/15 0.8 CFS

Total Diversion: 0.8 CFS

Date Filed: 8/13/2013

Place of Use: IRRIGATION

T05N R04W S19 SWNE

Total Acres: 40

Water bearing zone to be appropriated is unknown. Well drilled in 1977 to a total depth of 440 feet.

63-33841

JORDAN JOHNSON
7264 N RIVER RD
IDAHO FALLS, ID 83402

Point of Diversion NWNE S16 T04N R03W CANYON County Source GROUND WATER Tributary BOISE RIVER

Use: IRRIGATION FROM STORAGE 03/01 to 11/15 20 AF

Use: IRRIGATION STORAGE 01/01 to 12/31 20 AF

Total Diversion: 20 AF

Date Filed: 8/16/2013

Place of Use: IRRIGATION FROM STORAGE, IRRIGATION STORAGE

T04N R03W S16 NWNE

Total Acres: 4.4

Water bearing zone to be appropriated is from 0 to 8 feet.

63-33843

MICHAEL BOREN
JOAN A BOREN
1050 N BRIAR LN
BOISE, ID 83712

Point of Diversion L4(SESW) S11 T05N R06W CANYON County Source NORTH ALKALI DRAIN Tributary SOUTH BOISE DRAIN

Use: DIVERSION TO STORAGE 01/01 to 12/31 1 CFS

Use: IRRIGATION 03/01 to 11/15 0.05 CFS

Use: WATER QUALITY IMPROVEMENT 01/01 to 12/31 1 CFS

Use: WATER QUALITY IMPROVEMENT STORAGE 01/01 to 12/31 17.1 AF

Total Diversion: 1 CFS

Date Filed: 8/26/2013

Place of Use: IRRIGATION, WATER QUALITY IMPROVEMENT, WATER QUALITY IMPROVEMENT STORAGE

T05N R06W S11 L4(SESW)

Total Acres: 1.8

63-33893

JOHN BRANDT
DON BRANDT
203 11TH AVE S
NAMPA, ID 83651
KELLY KRAMER
VICKY KRAMER
1288C SOUTHSIDE BLVD
MELBA, ID 83641

Point of Diversion SESE S13 T01S R02W CANYON County Source GROUND WATER

Use: IRRIGATION 03/01 to 11/15 1.8 CFS

Total Diversion: 1.8 CFS

Date Filed: 1/7/2014

Place of Use: IRRIGATION

T01S R02W S13 SWSE SESE

T01S R02W S24 NENE

Total Acres: 90

Water bearing zone to be appropriated is from 125 to 350 feet.

PROPOSED CHANGE OF WATER RIGHTS

Sunridge Dairy LLC of 4890 Dry Lake Rd., Nampa, ID 83686 filed Application Nos. **78512**, **78514** and **78515** to transfer all or portions of 22 water rights with 1950 to 1981 priority dates from ground water and the Snake River totaling 32.23 cfs. The transfers propose in part, to add a new well, describe places of use reflecting integrated irrigation systems and consolidate primary surface water. Water will be used on lands located between Sky Ranch Road and Lynwood Road, bordered on the south by Big Foot Road approximately 1.5 miles south of Missouri Ave.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Western Region office at (208) 334-2190; or for a full description of the rights &/or proposed transfer, please see www.idwr.idaho.gov/apps/ExtSearch/WRFiling.asp. Protests may be submitted based on the criteria of Sec 42-222 and 42-203A, Idaho Code. Any protest against the approval of this application(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 together with a protest fee of \$25.00 for each application on or before 3/24/2014. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 3/6/2014 and 3/13/2014



April 3, 2013

Steve Lester
IDWR Western Region Office
2735 Airport Way
Boise, ID 83705

RECEIVED

APR 04 2013

WATER RESOURCES
WESTERN REGION

Subject: Applications for Transfer (3); Application for Permit

Dear Steve,

Enclosed on behalf of SunRidge Dairy LLC (SunRidge) are three *Applications for Transfer* for three SunRidge properties, referred to herein as (1) Dearborne Farm, (2) Rosti Farm and (3) Original SunRidge/SunRidge Dairy Farm. The general purpose of these transfers is to amend existing water rights to reflect current irrigation systems. Also enclosed is an *Application for Permit* for an irrigation storage pond that serves a place of use known as the Stagecoach and Rim Farm. A brief summary of each application is provided below.

Rosti Transfer: Snake River water rights 2-10218 and 2-10220 are currently appurtenant to the 428-acre Rosti Farm property. Although SunRidge is listed as the current owner of these rights, SunRidge only owns 422 acres of the 428-acre place of use listed under these rights. Furthermore, SunRidge is currently irrigating 428 acres on the Rosti Farm, although 6 currently-irrigated acres are not covered by existing water rights 2-10218 and 2-10220). To remedy this discrepancy, portions of water rights 2-2194A and 2-10185, currently appurtenant to the Original SunRidge/SunRidge Dairy Farm described below, have been proposed for transfer to the Rosti Farm. All the rights proposed for transfer (water rights 2-10218, 2-10220, 2-2194A, and 2-10185) are diverted from the same point of diversion on the Snake River.

Specifically, this transfer proposes to do the following:

- 1) Describe a revised 428-acre place of use that reflects a currently-integrated irrigation system on land owned by SunRidge;
- 2) Clarify the applicant's portion of the 422-acre portion of water rights 2-10218 and 2-10220; and
- 3) Transfer primary Snake River water from rights 2-10185 and 2-2194A to allow irrigation of 6 additional acres at the Rosti Farm.

Original SunRidge/SunRidge Dairy Farm Transfer: The purpose of this transfer is to

- 1) Correct the commercial/stockwater place of use under Decreed Right 63-3135 to accurately reflect developed area;
- 2) Describe a 701-acre place of use that reflects an existing integrated irrigation system;
- 3) Clarify the ground water diversions authorized under water right 63-31477;
- 4) Split water right 2-10185 to allow 6.5 acres of primary surface water to be transferred to the Rosti Farm property;
- 5) Split water right 2-2194A to allow 5.0 acres of primary surface water to be transferred to the Rosti Farm property; and
- 6) Consolidate the remaining 325.2 acres of primary surface water onto 227.5 acres, resulting in an increased per-acre diversion rate.

Dearborne Transfer: The purpose of this transfer is to:

- 1) Describe an 850-acre place of use reflecting an existing integrated irrigation system;
- 2) Clarify existing ground water diversions and locations;
- 3) Describe a 27-acre portion of water right 63-7876 to remain unchanged as a supplemental source of supply, and transfer remaining right to the integrated place of use;
- 4) Add a new point of diversion (well); and
- 5) Change ownership of water rights currently in the name of DBSI Tiegs 979, LLC to SunRidge Dairy, LLC.

In aggregate, this transfer will provide maximum diversion rate of 0.018 cfs/acre over the entire integrated place of use. This represents no increase in diversion rate or volume over that which is currently authorized under existing rights.

Rabo Finance has a mortgage on the DearbornE Farm. Transfer authorization from Rabo Finance has been provided. NW Farm Credit Services has a mortgage on the Rosti and Original SunRidge/SunRidge Dairy Farms. Transfer authorization from NW Farm Credit Services will be provided upon receipt.

Stagecoach and Rim Application for Permit: An irrigation pond located in Section 7, Township 1N, Range 2W, has existed since at least 1964 (as indicated in the licensing field exam conducted by the Department for water right 63-3134). The system capacity of the well used to fill the pond was measured at 3.26 cfs during that exam; the size of the pond is approximately 70 acre-feet and cannot be filled in less than 24 hours from the well. As a result, a new application for permit seeks authorization for storage and use of irrigation water, including annual evaporative losses.

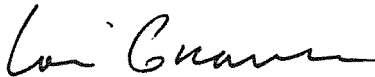
Filing Fees

Check No. 2345 for \$4,990 is enclosed for the filing fees:

Rosti Transfer:	8.42 cfs	\$1,140
Original SunRidge/SunRidge Dairy Transfer:	16.45 cfs	\$1,780
Dearborne Transfer:	15.53 cfs	\$1,700
Stagecoach and Rim Application:	3.26 cfs	<u>\$ 370</u>
Total		\$4,990

Thank you very much for your consideration and assistance in this matter. Please call me if you have any questions.

Sincerely,



Lori Graves
Water Rights Specialist

Cc: SunRidge Dairy LLC
Mike Lawrence, Givens Pursely LLP

Enclosures

SPF file number: 984.0020