

605 778-6714 / \$930

Page 1 7/14

Transfer No. 73088

Receipt No. E032852

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

1. Applicant Information IDAHO PROPERTIES LLC
23539 365TH AVE
KIMBALL SD 57355
(605)778-6714

Will this transfer result in an ownership change? X Yes X No

2. Current Water Right

Part 2 Attached for Each Right

	Origin/Basis	Rate	Volume	Acre Limit	Total Acres	Source
31-2357	WR/License	4.60	1,246.0	356.0	461.0	GROUND WATER
31-2395	WR/License	3.65	1,134.0	324.0	672.9	GROUND WATER
31-7311	WR/License	4.62			461.0	GROUND WATER
31-11845	AJC/License	4.99			672.9	GROUND WATER

3. Purpose of Transfer (Change Proposed)

Part 3A Attached for Each Proposed Right

Part 3B Attached for Each Split Right

Right	Split	POD	POU	Add POD	Period of Use	Nature of Use
31-2357	NO	NO	YES	NO	NO	NO
31-2395	NO	NO	YES	NO	NO	NO
31-7311	NO	NO	YES	NO	NO	NO
31-11845	NO	NO	YES	NO	NO	NO

Describe the reason for the proposed changes

combined the four ground water rights into a large place of use and rearranged the acres irrigated with new pivots

4. FOR CHANGES IN NATURE OF USE ONLY

A. Describe the expected quantity of the return flows and location of discharge after the proposed change

B. Describe the effects on other water uses resulting from the proposed change

5. Total Amounts Transferred

	Rate	Acre Limit	Total Acres	Volume
31-2357	4.60 cfs	356.0	1,134.4	1,246.0 af
31-2395	3.65 cfs	324.0	1,134.4	1,134.0 af

73088

Page 2 2016

31-7311	4.62 cfs	461.0	1,134.4	1,613.5 af
31-11845	4.99 cfs	324.5	1,134.4	
TOTAL	19.28 cfs	785.5	1,134.4	2,749.3 af

73088

IVED

MAY 04 2007

Page 3 of 16

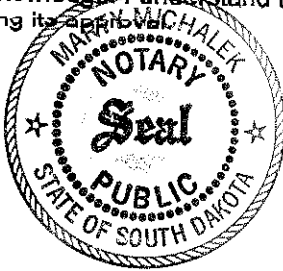
Department of Water Resources
Eastern Region

Transfer No. 73088

Receipt No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. 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 voiding its approval.



[Signature]
 (Signature of Applicant)

[Signature]
 (Title or Office)

Subscribed and sworn to before me this 25 day of April, 2007.

[Signature]
 (Notary Public)

My commission expires 7-20-2011

FOR DEPARTMENT USE ONLY

Transfer contains 16 pages and 2 attachments

Received by _____ Date _____ Protest filed by _____

Prelim. check by _____ Fee _____

Received by _____ Date E032852

Published in Jefferson Star Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

73088

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

Current Water Right No. 31-2357

Priority Date: November 13, 1956

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	4.60 CFS	1,246.0 AFA	
	Total Diversion	4.60 CFS	1,246.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER SWSESW Sec. 10 Twp 07N Rge 34E JEFFERSON
County

GROUND WATER SESESW Sec. 10 Twp 07N Rge 34E JEFFERSON
County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N 34E 9													33.0		27.0	26.0	86.0
07N 34E 10									4.0		28.0						32.0
07N 34E 15						39.0	5.0										44.0
07N 34E 16	39.0	40.0	34.0		40.0	39.0	38.0	34.0	20.0					15.0			299.0

Total Acres: 461

Conditions/Remarks:

1. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 356 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
2. USE OF THIS RIGHT WITH RIGHT NO. 31-07311 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 461 ACRES IN A SINGLE IRRIGATION SEASON.
3. USE OF THIS RIGHT WITH RIGHT NO. 31-07311 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1613.5 AF.

Page 5 16

4. THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
5. RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
6. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Documentation of Ownership of the Current Place of Use
Warranty Deed

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?
NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer
it will be dry

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?
NO

73088

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

Current Water Right No. 31-2395

Priority Date: October 09, 1961

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	3.65 CFS	1,134.0 AFA	
	Total Diversion	3.65 CFS	1,134.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER SWSESW Sec. 10 Twp 07N Rge 34E JEFFERSON
County

GROUND WATER SESESW Sec. 10 Twp 07N Rge 34E JEFFERSON
County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N 34E 15					1.0	37.0	40.0	40.0	40.0	40.0	40.0	40.0					238.0
07N 34E 16	1.3		3.6	40.0									40.0	25.0	36.0	40.0	185.9
07N 34E 21	40.0	28.0	20.0	40.0													128.0
07N 34E 22					41.0	40.0	40.0										121.0

Total Acres: 672.9

Conditions/Remarks:

1. RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 324 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
3. RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Page 7 816

4. THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Documentation of Ownership of the Current Place of Use
Warranty Deed

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?
NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer
it will be dry

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?
NO

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

Current Water Right No. 31-7311

Priority Date: April 23, 1979

Origin: Water Right

Basis: Decreed

Status: Active

Source: GROUND WATER

Beneficial Use	From To	Diversion Rate	Volume	Subuse Code
IRRIGATION	04/15 10/15	4.62 CFS		
	Total Diversion	4.62 CFS		

Source and Point(s) of Diversion:

GROUND WATER SWSESW Sec. 10 Twp 07N Rge 34E JEFFERSON
County

GROUND WATER SESESW Sec. 10 Twp 07N Rge 34E JEFFERSON
County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N 34E 9													33.0		27.0	26.0	86.0
07N 34E 10									4.0	28.0							32.0
07N 34E 15						39.0	5.0										44.0
07N 34E 16	39.0	40.0	34.0		40.0	39.0	38.0	34.0	20.0				15.0				299.0

Total Acres: 461

Conditions/Remarks:

1. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 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.

Page 9 of 16

2. ANY APPLICATION FOR TRANSFER PROPOSING TO CHANGE THE POINT OF DIVERSION, PLACE OF USE, NATURE OF USE, OR PERIOD OF USE OF THIS RIGHT OR ANY PORTION OF THIS RIGHT SHALL INCLUDE FOR CONSIDERATION BY THE DIRECTOR THE ENTIRE USE OF WATER ON THE UNCULTIVATED PASTURE LAND REFERENCED ABOVE. ACTION TAKEN BY THE DIRECTOR ON ANY SUCH TRANSFER APPLICATION MAY INCLUDE MODIFICATION OR CURTAILMENT OF ALL OR ANY PART OF THE USE OF WATER ON THE UNCULTIVATED PASTURE LAND.
3. USE OF THIS RIGHT WITH RIGHT NO. 31-02357 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1613.5 AF.
4. THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
5. USE OF THIS RIGHT WITH RIGHT NO. 31-02357 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 461 ACRES IN A SINGLE IRRIGATION SEASON.

Documentation of Ownership of the Current Place of Use

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

IT WILL BE DRY

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

73088

Receipt No. _____

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

Current Water Right No. 31-11845

Priority Date: April 23, 1979

Origin: Adjudication Recommendation

Basis:	License
--------	---------

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/15 10/15	4.99 CFS		
	Total Diversion	4.99 CFS		

Source and Point(s) of Diversion:

GROUND WATER SWSESW Sec. 10 Twp 07N Rge 34E JEFFERSON
County

GROUND WATER SESESW Sec. 10 Twp 07N Rge 34E JEFFERSON
County

PLACE OF USE: IRRIGATION

[illegible]

Total Acres: 672.9

Conditions/Remarks:

1. This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. The use of water for irrigation under this right may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before April 15 and after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and priority date earlier than the date a partial decree is entered for this right.

73088

Page 11 7/16

3. Right nos. 31-2395 and 31-11845 are limited to a total combined annual diversion volume of 1135.8 AF.
4. Right nos. 31-2395 and 31-11845 are limited to the irrigation of a combined total of 324.5 acres in a single irrigation season.
5. Right nos. 31-2357, 31-2395 and 31-7311 are also diverted through the points of diversion described above.

Documentation of Ownership of the Current Place of Use

Is this property subject to any liens, deeds of trust, mortgages, or contracts or other encumbrances?

NO

Describe the effect on the current place of use for this water right if the place of use is changed pursuant to this transfer

it will be dry

To your knowledge, has any portion of the water right undergone a period of five(5) or more consecutive years of non-use?

NO

73088

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 31-2357

Priority Date: November 13, 1956

Origin: Water Right

Basis: License

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	4.60 CFS	1,246.0 AFA	
	Total Diversion	4.60 CFS	1,246.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER SWSESW Sec. 10 Twp 07N Rge 34E JEFFERSON
County

GROUND WATER SESESW Sec. 10 Twp 07N Rge 34E JEFFERSON
County

Describe the proposed diversion system**PLACE OF USE:** IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N 34E 9									33.0	33.0	26.0		39.0	25.0			156.0
07N 34E 10									4.4	29.0							33.4
07N 34E 15					40.0	32.0											72.0
07N 34E 16	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	32.0	35.0	29.0	36.0	17.0	30.0	40.0	14.0	553.0
07N 34E 21	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0									320.0

Total Acres: 1134.4

IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A

Proposed Water Right No. 31-2395

Priority Date: October 09, 1961

Origin: Water Right

Basis: License

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/01 10/31	3.65 CFS	1,134.0 AFA	
	Total Diversion	3.65 CFS	1,134.0 AFA	

Source and Point(s) of Diversion:

GROUND WATER SWSESW Sec. 10 Twp 07N Rge 34E JEFFERSON
County

GROUND WATER SESESW Sec. 10 Twp 07N Rge 34E JEFFERSON
County

Describe the proposed diversion system

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N 34E 9									33.0	33.0	26.0		39.0	25.0			156.0
07N 34E 10									4.4	29.0							33.4
07N 34E 15					40.0	32.0											72.0
07N 34E 16	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	32.0	35.0	29.0	36.0	17.0	30.0	40.0	14.0	553.0
07N 34E 21	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0									320.0

Total Acres: 1134.4

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 31-7311

Priority Date: April 23, 1979

Origin: Water Right

Basis: License

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/15 10/15	4.62 CFS	1,613.5 AFA	
	Total Diversion	4.62 CFS	1,613.5 AFA	

Source and Point(s) of Diversion:

GROUND WATER SWSESW Sec. 10 Twp 07N Rge 34E JEFFERSON
County

GROUND WATER SESESW Sec. 10 Twp 07N Rge 34E JEFFERSON
County

Describe the proposed diversion system

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N 34E 9									33.0	33.0			26.0		39.0	25.0	156.0
07N 34E 10									4.4	29.0							33.4
07N 34E 15						40.0	32.0										72.0
07N 34E 16	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	32.0	35.0	29.0	36.0	17.0	30.0	40.0	14.0	553.0
07N 34E 21	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0									320.0

Total Acres: 1134.4

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3A**

Proposed Water Right No. 31-11845

Priority Date: April 23, 1979

Origin: Adjudication
Recommendation

Basis: License

Status: Active

Source: GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Volume</u>	<u>Subuse Code</u>
IRRIGATION	04/15 10/15	4.99 CFS		
	Total Diversion	4.99 CFS		

Source and Point(s) of Diversion:

GROUND WATER SWSESW Sec. 10 Twp 07N Rge 34E JEFFERSON
County

GROUND WATER SESESW Sec. 10 Twp 07N Rge 34E JEFFERSON
County

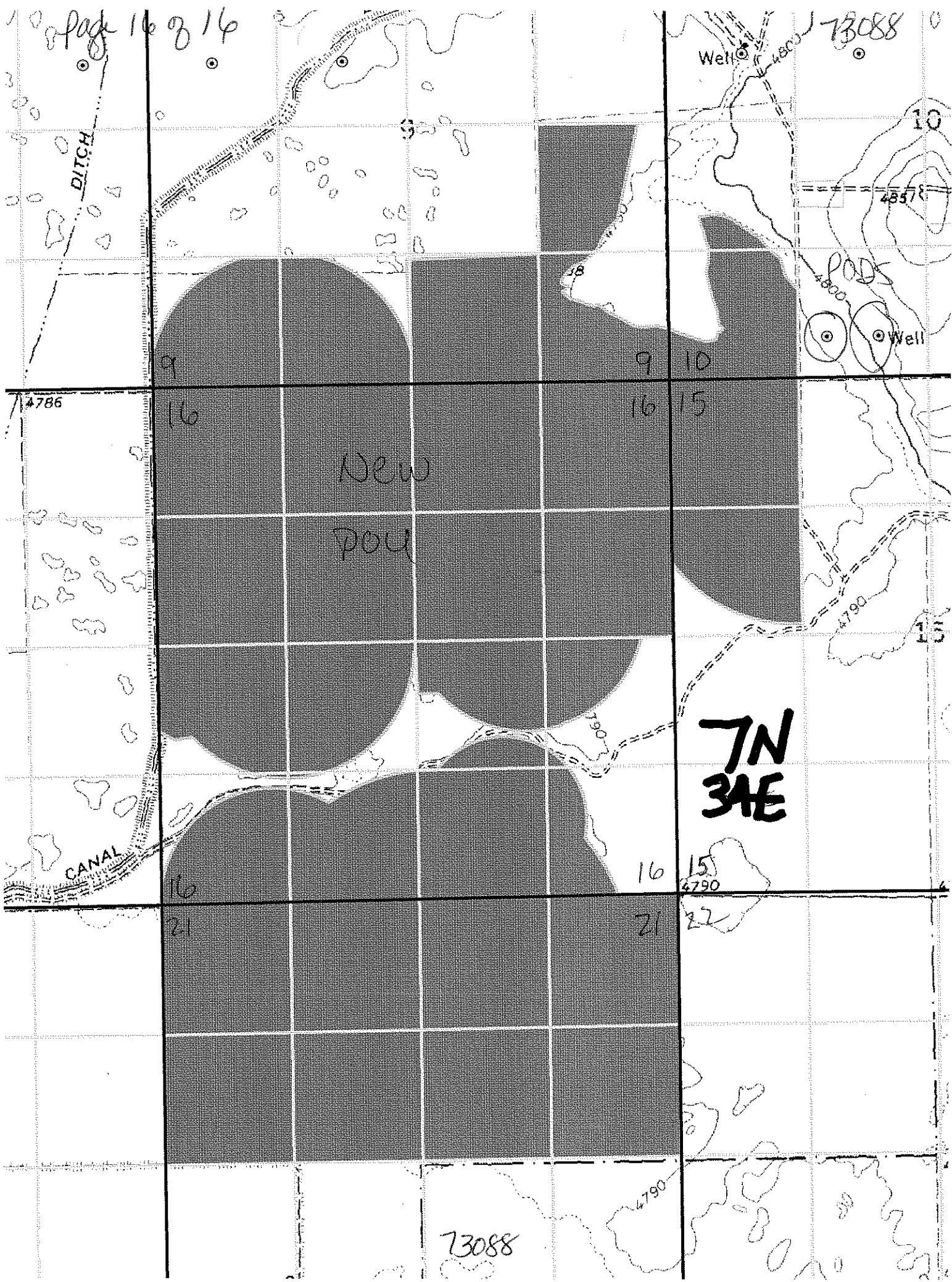
Describe the proposed diversion system

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N 34E 9									33.0	33.0			26.0		39.0	25.0	156.0
07N 34E 10									4.4	29.0							33.4
07N 34E 15							40.0	32.0									72.0
07N 34E 16	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	32.0	35.0	29.0	36.0	17.0	30.0	40.0	14.0	553.0
07N 34E 21	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0									320.0

Total Acres: 1134.4

Page 16 of 16



Well 73088

DITCH

4857

PODS

Well

4786

New Pond

CANAL

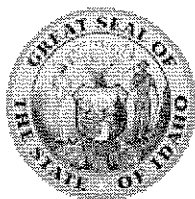
7N
34E

73088

16 15
4790

21 22

4790



IDAHO SECRETARY OF STATE

Viewing Business Entity

Ben Ysursa, Secretary of State

[[New Search](#)] [[Back to Summary](#)]
 [[Get a certificate of existence for IDAHO PROPERTIES L.L.C.](#)]

IDAHO PROPERTIES L.L.C.

PO BOX 7156
 BOISE, ID 83707-1156

Type of Business: LIMITED LIABILITY COMPANY

Status: EXISTING, ANREPT SENT 02 Apr 2007

State of Origin: IDAHO

Date of 13 Jun 1995

Origination/Authorization:

Current Registered Agent: GREGORY A BYRON
 3101 W MAIN STE 200
 BOISE, ID 83702

File Number: W1230

Date of Last Annual Report: 18 Apr 2006

Amendments:

Amendment filed 13 Jun 1995 ARTICLES OF
 ORGANIZATION

[[Help Me Print/View TIFF](#)]

[View Image \(TIFF
 format\)](#)

Annual Reports:

[[Help Me Print/View TIFF](#)]

Report for year	ANNUAL REPORT	View Image (TIFF format)
Report for year 2006	ANNUAL REPORT	View Image (TIFF format)
Report for year 2005	ANNUAL REPORT	View Image (TIFF format)
Report for year 2005	CHNG RA/RO	View Image (TIFF format)
Report for year 2004	ANNUAL REPORT	View Image (TIFF format)
Report for year 2003	ANNUAL REPORT	View Image (TIFF format)
Report for year 2002	ANNUAL REPORT	View Image (TIFF format)
Report for year 2001	ANNUAL REPORT	View Image (TIFF format)
Report for year 1999	ANNUAL REPORT	View Image (TIFF format)
Report for year 1998	ANNUAL REPORT	View Image (TIFF format)
Report for year 1997	ANNUAL REPORT	View Image (TIFF format)
Report for year 1996	ANNUAL REPORT	View Image (TIFF format)
Report for year 1995	ANNUAL REPORT	View Image (TIFF format)
Report for year 1995	CHNG RA/RO	View Image (TIFF format)

[Idaho Secretary of State's Main Page](#)

T 73088
 ATTACHMENT 1 OF 2



Corporation Information System - Chris Nelson, Secretary of State - Chad Heinrich

[Back](#)

Corporations Division

Org ID Number	Corporation Name	Incorporation/ Qualification Date	Home State
DL009318	IDAHO PROPERTIES, L.L.C.	06/03/2005	SD
	Registered Agent Name	Registered Office Address	
	GROHS, DIHL	23539 365TH AVE	
	Registered Office City	Registered Office State and Zip Code	
	KIMBALL	SD 57355-6003	

If there is a question or problem with this information displayed,
please contact our corporate division at 605-773-4845.

This data is updated Sunday thru Thursday after 11:00 PM.

[Print This Screen](#)[Back](#)

T 73088
ATTACHMENT 2 OF 2