

Total acres 70.0

PART 1

6. General Information:

a. Description of diversion system 2 wells pumps mainline to center pivots & laterals
with sprinklers

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes ☒ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

will be irrigated

d. Remarks:

Transfer moves acres around to cover 4.4ac field in NWSE Sec 22,
T8S, R30E and acres will be limited to 70.0ac from T4574

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

page 3 of 4

72019

Page 1

05/12/2005

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 29-2554 V1

WATER RIGHT NUMBER: 29-2554 V1

Owner Type Name and Address
 Current Owner KOOMPIN BROTHERS
 3062 S FRONTAGE RD
 AMERICAN FALLS, ID 83211
 (208)226-5079

Priority Date: 05/24/1967

Basis: License

Status: Active

Source Tributary
 GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	1.460 CFS	280.00 AF
	<u>Total Diversion:</u>	1.460 CFS	280.00 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SE1/4	Sec. 22,Twp 08S,Rge 30E, B.M.	POWER County
GROUND WATER	SW1/4SE1/4	Sec. 22,Twp 08S,Rge 30E, B.M.	POWER 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	
08S 30E 22	3.3			30.0									7.9	25.0	4.2		70.4

Total Acres: 70.4

Conditions of Approval:

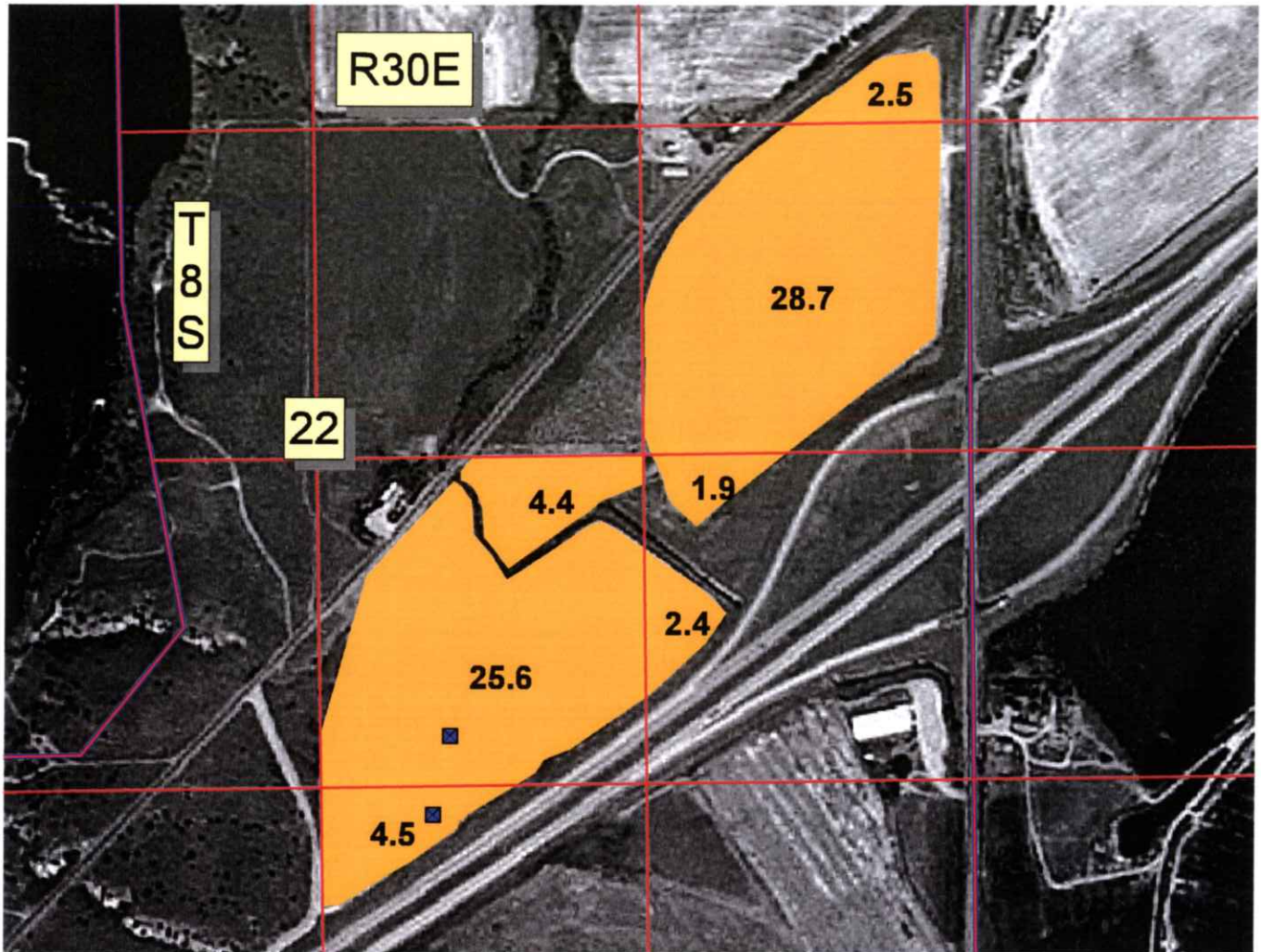
1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Remarks:Comments:Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Water Supply Bank:

72019



- Recommendation POD
- T08s30e.shp
- PLSS Section LinesGcdb_sections.shp
- Koompin_ac.shp



- Recommendation POD
- T08s30e.shp
- PLSS Section LinesGcdb_sections.shp
- Koompin_test.shp

PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

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

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.

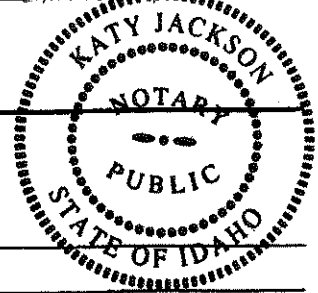
Subscribed and sworn to before me this 12 day of March, 192005.
Koopman Ben LLC by [Signature]
 (Signature of Applicant)

Kathy Jackson / Bonneville ID
 (Notary Public)

My commission expires March 31, 2011

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and _____ attachments
 Received by KCW Date 5/12/2005 Protest filed by _____
 Prelim. check by KCW Fee 290⁰⁰ # E030874
 Receipted by KCW Date 5/12/2005
 Published in Power County Press Copies of protest forwarded by _____
 Pub. dates _____ Hearing held by _____ Date _____
 Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial
 _____ rec'd. _____ by RSC
 Copy of transfer sent to lien holder _____



263



STATEMENT OF QUALIFICATION OF LIMITED LIABILITY PARTNERSHIP

(Instructions on back of application)

The undersigned elects to be a Limited Liability Partnership, and submits the following information to the Secretary of State pursuant to Idaho Code § 53-3-1001.

FILED/EFFECTIVE
01 APR 25 AM 8:46
SECRETARY OF STATE
STATE OF IDAHO

1. The name of the limited liability partnership is: GREG & LLOYDE FARMS, LLP
2. If previously filed a statement of partnership, the name used in that statement is:
N/A
The date it was filed with the Idaho Secretary of State's Office was: N/A
3. The street address of the limited liability partnership's chief executive office is:
2969 S. Frontage Road, American Falls, ID 83211
4. If the partnership does not have an office in the state of Idaho, the name and address of the registered agent is: _____
5. The mailing address for future correspondence is: P.O. Box 240, American Falls, ID 83211
6. The above-named partnership elects to be a limited liability partnership.
7. Future effective date (optional): N/A

8. Signature of at least 2 partners:

1) S. Lloyd Herbst

Typed Name S. Lloyd Herbst

2) Gregory G. Cannell

Typed Name Gregory G. Cannell

3) _____

Typed Name _____

Secretary of State use only

IDAHO SECRETARY OF STATE

04/25/2001 09:00
CR: 017419 CT: 1188 IN: 393208

1 @ 100.00 = 100.00 QUALIF LLP # 3

5757

T 720 19
ATTACHMENT 1 OF 3

No. J 757		Due no later than November 30, 2004 Annual Report Form		2. Registered Agent and Office: NO PO BOX	
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080		1. Mailing Address: Correct in this box, if applicable: GREG & LLOYDE FARMS, LLP PO BOX 240 AMERICAN FALLS, ID 83211		S LLOYDE HERBST PO BOX 240 AMERICAN FALLS, ID 83211	
NO FILING FEE IF RECEIVED BY DUE DATE				3. New Registered Agent Signature	
4. Limited Liability Partnerships: No further information is required.					
<u>Office held</u>		<u>Name</u>		<u>Street or P.O. Address</u>	<u>City</u> <u>State</u> <u>Zip</u>
5. Organized Under the Laws of: IDAHO J 757		6. Signature: <u>[Signature]</u> Date: <u>10/25/04</u> Name: <u>Bob [Signature]</u> Title: <u>Controller</u>			
Issued 09/01/2004		Do Not Tape or Staple		20041101603	

T 72019
ATTACHMENT 2 OF 1

SRBA

SUBCASE SUMMARY REPORT 29-02554

[Return to SRBA Home Page](#)

SRBA
09-21-2005

SUBCASE SUMMARY REPORT

HTML12

SUBCASE: 29-02554 FILE#: 00470
CLAIMANT: GREG & LLOYDE FARMS
C/O GREG CANNELL
PO BOX 240

AMERICAN FALLS ID 83211
STATUS: SET ASIDE PD PENDING SPECIAL MASTER: BILYEU, BRIGETTE
WATER SOURCE: GROUND WATER

**** PARTIES INVOLVED ****

GREG & LLOYDE FARMS	C PRO SE
KOOMPIN BROS LLC	I PRO SE

**** ROA ENTRIES ****

03-22-2004	PARTIAL DECREE FILED		03-22-2004
03-30-2005	MOTION TO SET ASIDE/MODIFY PARTIAL DECREE	MF	03-30-2005
03-30-2005	ORDER OF REFERENCE (PARTIAL DECREE CORRESPOND)		
04-04-2005	NOTICE SETTING HEARING	HS	05-11-2005 0930
	MOTION TO SET ASIDE PARTIAL DECREE		
05-11-2005	HEARING HELD	HH	05-11-2005 0930
05-11-2005	MINUTES		
05-11-2005	NOTICE SETTING STATUS CONFERENCE	US	11-16-2005 0930

[Return to SRBA Home Page](#)

T 72019
ATTACHMENT 3 of 13

QUITCLAIM DEED

FOR VALUE RECEIVED, Plaintiff Teri Cannell does hereby convey, release, remise, and forever quit claim unto Defendant, Greg Cannell, whose current address is 3374 Cannell Lane American Falls, Idaho, the following described premises, to wit:

All of that portion of the SE¼ and E½NE¼ lying South of old U.S. Highway 30 North and North of Interstate #15, in Section 22, Township 8 South, Range 30 E.B.M.; and

Lots 1,2,3,4, & 5 in Block 1 and all of Block 2 in the Little Creek Ranches Subdivision in Power County, Idaho.

together with their appurtenances.

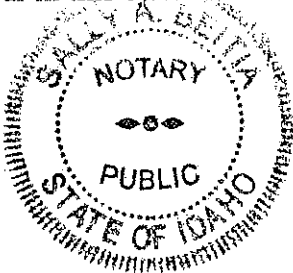
DATED this 6th day of May, 2003

Teri Cannell
TERI CANNELL

STATE OF IDAHO, County of Bannock

On this 6th day of May, 2003, before me, a Notary Public in and for said state, personally appeared Teri Cannell, known to me to be the person whose name is subscribed to the foregoing 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 day and year in this certificate first above written.



Sally A. Britia
Notary Public for Idaho
Residing at Bozatto American Falls
My Commission Expires: 10-01-04

Instrument # 183966

POWER COUNTY, IDAHO

2003-12-05

11:29:05 No. of Pages: 1

Recorded for : GREG CANNELL

CHRISTINE STEINLICHT

Ex-Officio Recorder Deputy

Fee: 3.00

Deanna L. Curry

T 72019
ATTACHMENT 4 OF 13

Instrument # 1 02

POWER COUNTY, IDAHO

2003-12-11 02:59:23 No. of Pages: 2

Recorded for : KENNETH KOOMPIN

CHRISTINE STEINLICHT

Fee: 6.00

Ex-Officio Recorder Deputy

Margaret Schelke

WARRANTY DEED

FOR VALUE RECEIVED, GREG G. CANNELL, a single man (hereinafter "Grantor"), does hereby grant, bargain, sell and convey unto KOOMPIN BROS., L.L.C, an Idaho limited liability company, whose current address is 3062 S. Frontage Road, American Falls, Idaho 83211 (hereinafter "Grantee"), its successors and assigns forever, the following described premises in Power County, Idaho, to-wit:

E1/2 NE1/4 and the SE1/4 lying South of the right of way of Old Highway 30 North and North of right of way for Interstate 86 West in Section 22, Township 8 South, Range 30 East, Boise Meridian, Power County, Idaho.

EXCEPTING THEREFROM:

Lot 6, Block 1, Little Creek Ranches, a subdivision, Power County, Idaho, as the same appears on the official plat thereof, filed in the office of the County Recorder of Power County, Idaho.

ALSO EXCEPTING THEREFROM:

Power County Parcel No. RP D1209-06- Section 22, Township 8 South, Range 30 East, formerly Little Creek Ranches, Block 1, Lots 2 and 3.

TOGETHER WITH all appurtenant water rights.

TOGETHER WITH all irrigation sprinklers and equipment, including, but not limited to, two Valley Center Pivots, buried main line, hand lines, pumps, motors and control panels.

TOGETHER WITH all rights, title and interest under that certain Real Estate Agreement dated June 29, 1993, and recorded July 14, 1993, as Power County Instrument No. 159659.

TO HAVE AND TO HOLD the said premises, with their appurtenances, including all water, gas, oil and mineral rights.

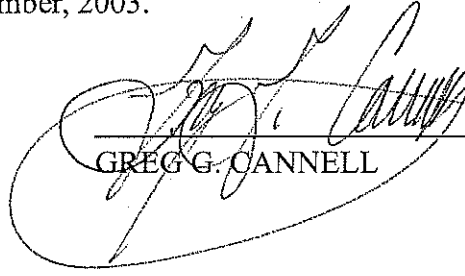
Grantor does hereby covenant that it is the owner in fee simple of said premises, that they are free from all encumbrances excepting discrepancies, conflicts in boundary lines, shortage in area, encroachments

WARRANTY DEED - 1 / 2

ATTACHMENT T 72019
5 OF 13

or any other facts which a correct survey would disclose, easements or claims of easement not shown by the public records, use restrictions and building and zoning regulations and ordinances of any governmental unit, and that it will warrant and defend the same from all lawful claims.

DATED this 8 day of December, 2003.

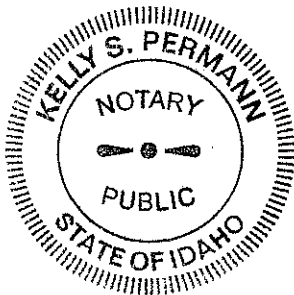


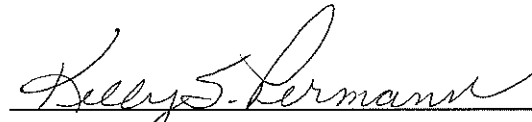
GREG G. CANNELL

STATE OF IDAHO)
 : ss
County of Power)

On this 8 day of December, 2003, before me, the undersigned, a Notary Public in and for said State, personally appeared Greg G. Cannell, a single man, known to me to be the person whose name is subscribed to the foregoing and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year first above written.





NOTARY PUBLIC FOR IDAHO
Residing at: 490 Johnson, Am Falls, Id 83211
My Commission expires: 10/16/2008

Instrument # 1001

POWER COUNTY, IDAHO

2003-12-11

02:58:33 No. of Pages: 3

Recorded for : KENNETH KOOMPIN

CHRISTINE STEINLICHT

Fee: 9.00

Ex-Officio Recorder Deputy

Margaret Schelbke

WARRANTY DEED

FOR VALUE RECEIVED, KENNETH K. KOOMPIN and KATHLEEN J. KOOMPIN, husband and wife, and KLAREN P. KOOMPIN and CHERYL ANN KOOMPIN, husband and wife (hereinafter "Grantors"), do hereby grant, bargain, sell and convey unto KOOMPIN BROS., L.L.C, an Idaho limited liability company, whose current address is 3062 S. Frontage Road, American Falls, Idaho 83211 (hereinafter "Grantee"), its successors and assigns forever, the following described premises in Power County, Idaho, to-wit:

E1/2 NE1/4 and the SE1/4 lying South of the right of way of Old Highway 30 North and North of right of way for Interstate 86 West in Section 22, Township 8 South, Range 30 East, Boise Meridian, Power County, Idaho.

EXCEPTING THEREFROM:

Lot 6, Block 1, Little Creek Ranches, a subdivision, Power County, Idaho, as the same appears on the official plat thereof, filed in the office of the County Recorder of Power County, Idaho.

ALSO EXCEPTING THEREFROM:

Power County Parcel No. RPD1209-06- Section 22, Township 8 South, Range 30 East, formerly Little Creek Ranches, Block 1, Lots 2 and 3.

TOGETHER WITH all appurtenant water rights.

TOGETHER WITH all irrigation sprinklers and equipment, including, but not limited to, two Valley Center Pivots, buried main line, hand lines, pumps, motors and control panels.

TOGETHER WITH all rights, title and interest under that certain Real Estate Agreement dated June 29, 1993, and recorded July 14, 1993, as Power County Instrument No. 159659.

TO HAVE AND TO HOLD the said premises, with their appurtenances, including all water, gas, oil and mineral rights.

WARRANTY DEED - 1/3

T 72019
ATTACHMENT 7 OF 13

Grantors do hereby covenant that they are the owners in fee simple of said premises, that they are free from all encumbrances excepting discrepancies, conflicts in boundary lines, shortage in area, encroachments or any other facts which a correct survey would disclose, easements or claims of easement not shown by the public records, use restrictions and building and zoning regulations and ordinances of any governmental unit, and that they will warrant and defend the same from all lawful claims.

DATED this 10th day of December, 2003.

Kenneth K. Koompin
KENNETH K. KOOMPIN

Kathleen J. Koompin
KATHLEEN J. KOOMPIN

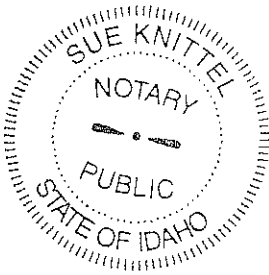
Klaren P. Koompin
KLAREN P. KOOMPIN

Cheryl Ann Koompin
CHERYL ANN KOOMPIN

STATE OF IDAHO)
 : ss
County of)

On this 10th day of December, 2003, before me, the undersigned, a Notary Public in and for said State, personally appeared Kenneth K. Koompin and Kathleen J. Koompin, known to me to be the persons whose names are subscribed to the foregoing and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year first above written.

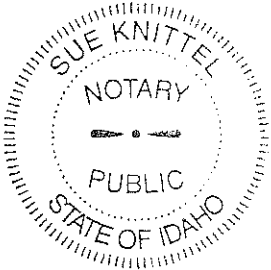


Sue Knittel
NOTARY PUBLIC FOR IDAHO
Residing at: Pocatello
My Commission expires: 1-11-06

STATE OF IDAHO)
 : ss
County of)

On this 10th day of December, 2003, before me, the undersigned Notary Public in and for said county and state, personally appeared Klaren P. Koompin and Cheryl Ann Koompin, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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



Sue Knittel
NOTARY PUBLIC FOR IDAHO,
Residing at: Pocatello
My Commission Expires: 1-11-06

Instrument# 184000

POWER COUNTY, IDAHO

2003-12-11 02:58:04 No. of Pages: 2

Recorded for : KENNETH KOOMPIN

CHRISTINE STEINLICH

Fee: 6.00

Ex-Officio Recorder Deputy

Mureen Schelata

WARRANTY DEED

FOR VALUE RECEIVED, S. LLOYDE HERBST, a single man (hereinafter "Grantor"), does hereby grant, bargain, sell and convey unto KOOMPIN BROS., L.L.C, an Idaho limited liability company, whose current address is 3062 S. Frontage Road, American Falls, Idaho 83211 (hereinafter "Grantee"), its successors and assigns forever, the following described premises in Power County, Idaho, to-wit:

E1/2 NE1/4 and the SE1/4 lying South of the right of way of Old Highway 30 North and North of right of way for Interstate 86 West in Section 22, Township 8 South, Range 30 East, Boise Meridian, Power County, Idaho.

EXCEPTING THEREFROM:

Lot 6, Block 1, Little Creek Ranches, a subdivision, Power County, Idaho, as the same appears on the official plat thereof, filed in the office of the County Recorder of Power County, Idaho.

ALSO EXCEPTING THEREFROM:

Power County Parcel No. RPD1209-06- Section 22, Township 8 South, Range 30 East, formerly Little Creek Ranches, Block 1, Lots 2 and 3.

TOGETHER WITH all appurtenant water rights.

TOGETHER WITH all irrigation sprinklers and equipment, including, but not limited to, two Valley Center Pivots, buried main line, hand lines, pumps, motors and control panels.

TOGETHER WITH all rights, title and interest under that certain Real Estate Agreement dated June 29, 1993, and recorded July 14, 1993, as Power County Instrument No. 159659.

TO HAVE AND TO HOLD the said premises, with their appurtenances, including all water, gas, oil and mineral rights.

Grantor does hereby covenant that it is the owner in fee simple of said premises, that they are free from all encumbrances excepting discrepancies, conflicts in boundary lines, shortage in area, encroachments

WARRANTY DEED - 1/2

T 72019
ATTACHMENT 10 OF 13

or any other facts which a correct survey would disclose, easements or claims of easement not shown by the public records, use restrictions and building and zoning regulations and ordinances of any governmental unit, and that it will warrant and defend the same from all lawful claims.

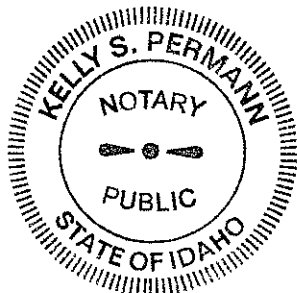
DATED this 8 day of December, 2003.

S. Lloyd Herbst
S. LLOYDE HERBST

STATE OF IDAHO)
 : ss
County of Power)

On this 8 day of December, 2003, before me, the undersigned, a Notary Public in and for said State, personally appeared S. Lloyd Herbst, a single man, known to me to be the person whose name is subscribed to the foregoing and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year first above written.



Kelly S. Permann
NOTARY PUBLIC FOR IDAHO
Residing at: 490 Johnson, Am Falls Id 83211
My Commission expires: 10/16/2008

ARTICLES OF ORGANIZATION FILED EFFECTIVE LIMITED LIABILITY COMPANY

To the Secretary of State of Idaho

Corporations Division

700 West Jefferson Room 203

P.O. Box 83720 • Boise, ID 83720-0080

2003 FEB 21 AM 8:46



STATE OF IDAHO

1. The name of the limited liability company is: KOOMPIN BROS., L.L.C.
2. The address of the initial registered office is: 3062 S. Frontage Road, American Falls, Idaho 83211
(not a PO Box) and the name of the initial registered agent at that address is: Kenneth K. Koompin
Signature of registered agent: Kenneth K. Koompin
3. The latest date certain on which the limited liability company will dissolve: 12/31/2099
4. Is management of the limited liability company vested in a manager or managers?
☒ Yes ☐ No (check appropriate box)
5. If management is vested in one or more manager(s), list the name(s) and address(es) of at least one initial manager. If management is vested in the members, list the name(s) and address(es) of at least one initial member.

Name:	Address:
<u>Kenneth K. Koompin</u>	<u>3066 S. Frontage Road</u> <u>American Falls, ID 83211</u>
<u>Klaren P. Koompin</u>	<u>3065 S. Frontage Road</u> <u>American Falls, ID 83211</u>
_____	_____
_____	_____
6. Signature of at least one person listed in #5 above:
Kenneth K. Koompin
Klaren P. Koompin

Secretary of State use only

IDAHO SECRETARY OF STATE
02/21/2003 05:00
CK: 25399 CT: 1188 BH: 664254
I # 100.00 = 100.00 ORGAN LLC # 2

W22915

LLC1/593

File Two Copies

Fee:

T 72019
ATTACHMENT 12 OF 13

No. W 22913	Due no later than February 28, 2005 Annual Report Form	2. Registered Agent and Office NO PO BOX	
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080	1. Mailing Address - Correct in this box, if applicable KOOMPIN BROS., L.L.C. 3082 S FRONTAGE RD AMERICAN FALLS, ID 83211	KENNETH K KOOMPIN 3062 S FRONTAGE RD AMERICAN FALLS, ID 83211	
NO FILING FEE IF RECEIVED BY DUE DATE		3. New Registered Agent Signature	
4. Limited Liability Companies: Enter Names and Addresses of Managers.			
Office held	Name	City	
State	Zip		
	MANAGER KENNETH KOOMPIN	AM FALLS	ID 83211
	MEMBER KATHY KOOMPIN	AM FALLS	ID 83211
	MANAGER KAREN KOOMPIN	AM FALLS	ID 83211
	MEMBER CHERYL KOOMPIN	AM FALLS	ID 83211
5. Organized Under the Laws of: IDAHO W 22913		6. Signature <i>Kenneth Koopin</i> Name KENNETH KOOMPIN Title Manager	
Date 2/28/05			

200502000158

Do Not Tape or Staple

Issued 12/01/2004