STATE OF IDAHO
# DEPARTMENT OF WATER RESOURCES

## TRANSFER OF WATER RIGHT
## TRANSFER NO. 86697

This is to certify that: TRUE WEST BEEF LLC
1555 W SHORELINE DR STE 320
BOISE, ID 83702-9109

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

### Summary of Water Rights Before the Proposed Changes

| Water Right | Origin/Basis | Priority Date | Diversion Rate | Diversion Volume | Acre Limit | Total Acres | Source |
|---|---|---|---|---|---|---|---|
| 36-2531 | WR/DECREED | 3/16/1962 | 1.940 cfs | 568.0 af | N/A | 142.0 | GROUND WATER |
| 36-2556 | WR/DECREED | 10/19/1962 | 2.430 cfs | 712.0 af | N/A | 178.0 | GROUND WATER |

### Purpose of Transfer (Changes Proposed)

| Current Number | Split | POD | POU | Add POD | Period of Use | Nature of Use |
|---|---|---|---|---|---|---|
| 36-2531 | NO | NO | YES | NO | NO | NO |
| 36-2556 | NO | NO | YES | NO | NO | NO |

### Summary Of Water Rights After the Approved Change

| Existing Right | New No. (Changed Portion) | Transfer Rate | Transfer Volume | Acre Limit | Total Acres | New No. (remaining portion) | Remaining Rate | Remaining Volume | Remaining Acre Limit | Remaining Total Acres |
|---|---|---|---|---|---|---|---|---|---|---|
| 36-2531 | 36-2531 | 1.940 cfs | 568.0 af | 142.0 | 320.0 | N/A | N/A | N/A | N/A | N/A |
| 36-2556 | 36-2556 | 2.430 cfs | 712.0 af | 178.0 | 320.0 | N/A | N/A | N/A | N/A | N/A |
| **COMBINED TOTALS** | | **2.430 cfs** | **1280.0 af** | **N/A** | **320.0** | | **N/A** | **N/A** | **N/A** | **N/A** |

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 8th day of November, 2022.

Southern Region Manager

SUPPORT DATA
IN FILE # 36-2531

Transfer No. 86697

SCANNED
NOV 25 2022

# WATER RIGHT NO. 36-2531

## As Modified by Transfer No. 86697

In accordance with the approval of Transfer No. 86697, Water Right No. 36-2531 is now described as follows:

**Right Holder:** TRUE WEST BEEF LLC
1555 W SHORELINE DR STE 320
BOISE, ID 83702-9109

**Priority Date:** 3/16/1962

**Source:** GROUND WATER

| BENEFICIAL USE | From | To | Diversion Rate | Diversion Volume |
|---|---|---|---|---|
| IRRIGATION | 3/15 | to 11/15 | 1.940 cfs | 568.0 af |
| | | | 1.940 cfs | 568.0 af |

**LOCATION OF POINT(S) OF DIVERSION**

GROUND WATER NENWNW Sec 17 Twp 08S Rge 18E JEROME County

**PLACE OF USE: IRRIGATION**

| | | | NE | | | | NW | | | | SW | | | | SE | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Twp | Rng | Sec | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | Totals |
| 08S | 18E | 8 | | | | | | | | | 34.0 | | | 33.5 | | | | | 67.5 |
| 08S | 18E | 17 | | | | | 30.0 | 31.0 | 30.0 | 30.0 | 40.0 | 31.0 | 30.5 | 30.0 | | | | | 252.5 |

Right Acre Limit: 142.0
POU Total Acres: 320.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 142 acres within the authorized place of use in a single irrigation season.
2. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
3. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
4. Rights 36-2531 and 36-2556 when combined shall not exceed a total diversion rate of 2.43 cfs.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.



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## WATER RIGHT NO. 36-2531

## As Modified by Transfer No. 86697

**CONDITIONS OF APPROVAL**

6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

8. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



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NOV 25 2022

# WATER RIGHT NO. 36-2556

## As Modified by Transfer No. 86697

In accordance with the approval of Transfer No. 86697, Water Right No. 36-2556 is now described as follows:

**Right Holder:** TRUE WEST BEEF LLC
1555 W SHORELINE DR STE 320
BOISE, ID 83702-9109

**Priority Date:** 10/19/1962

**Source:** GROUND WATER

| BENEFICIAL USE | From | To | Diversion Rate | Diversion Volume |
|---|---|---|---|---|
| IRRIGATION | 3/15 | to 11/15 | 2.430 cfs | 712.0 af |
| | | | 2.430 cfs | 712.0 af |

**LOCATION OF POINT(S) OF DIVERSION**

GROUND WATER NENWNW Sec 17 Twp 08S Rge 18E JEROME County

**PLACE OF USE: IRRIGATION**

| | | | NE | | | | NW | | | | SW | | | | SE | | | | |
|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|---|
| Twp | Rng | Sec | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | Totals |
| 08S | 18E | 8 | | | | | | | | | 34.0 | | | 33.5 | | | | | 67.5 |
| 08S | 18E | 17 | | | | | 30.0 | 31.0 | 30.0 | 30.0 | 40.0 | 31.0 | 30.5 | 30.0 | | | | | 252.5 |

Right Acre Limit: 178.0
POU Total Acres: 320.0

**CONDITIONS OF APPROVAL**

1. This right is limited to the irrigation of 178 acres within the authorized place of use in a single irrigation season.
2. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 130.
3. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
4. Rights 36-2531 and 36-2556 when combined shall not exceed a total diversion rate of 2.43 cfs.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the place of use.



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## WATER RIGHT NO. 36-2556

## As Modified by Transfer No. 86697

**CONDITIONS OF APPROVAL**

6. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

8. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.



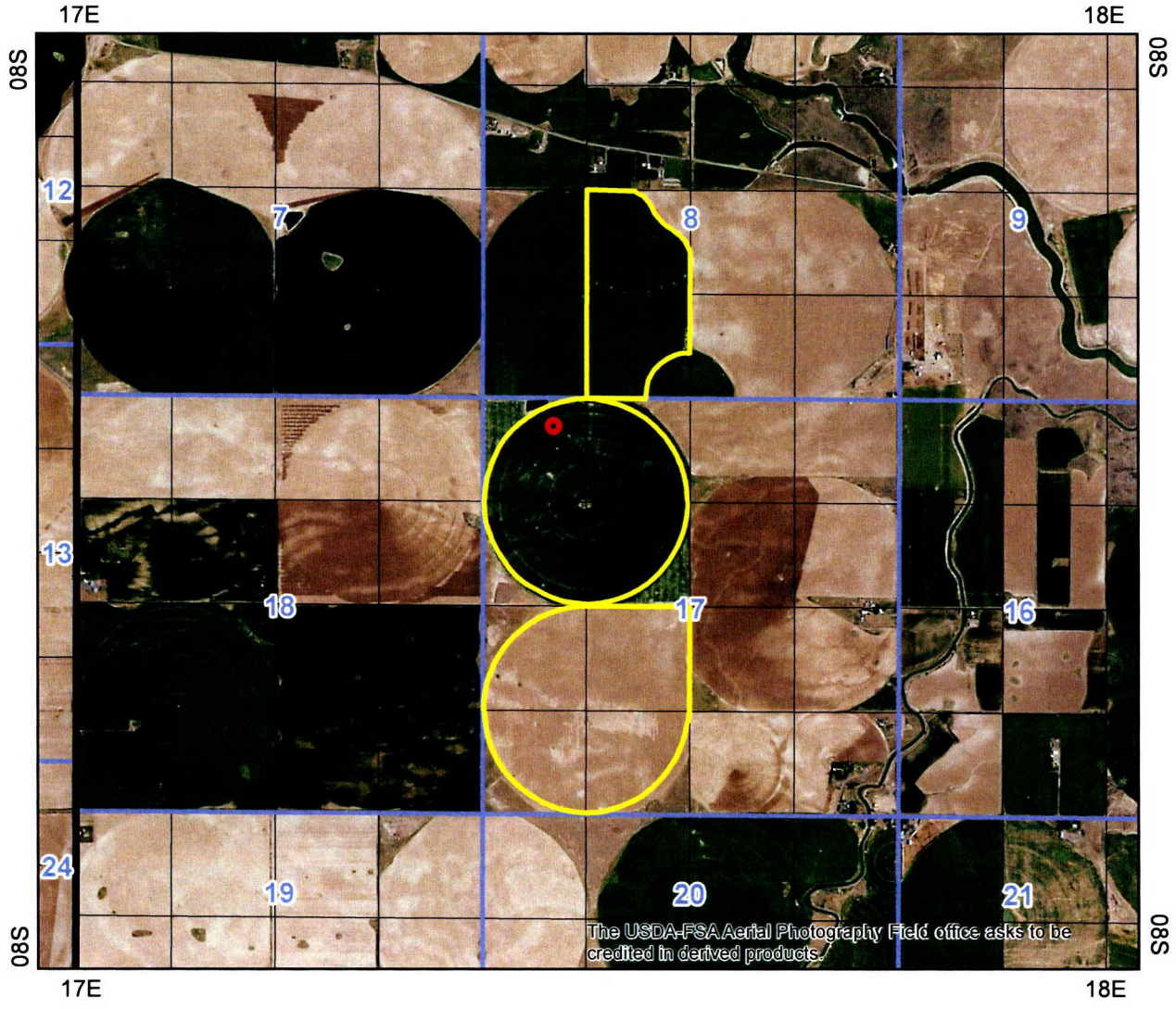
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NOV 25 2022

State of Idaho
Department of Water Resources

# Attachment to Transfer # 86697

36-2531 & 36-2556

This map depicts the IRRIGATION place of use boundary for these water rights at the time of this approval and is attached to the approval document solely for illustrative purposes.




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RECEIVED
SEP 19 2022
DEPT OF WATER RESOURCES
SOUTHERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 86697

AMENDED

# 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 idwr.idaho.gov.

Name of Applicant(s) True West Beef LLC

**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 #1-10.

| | | |
|---|---|---|
| ☐ | ☑ | #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 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).** ** 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 idwr.idaho.gov/water-rights/transfers/resources.html. |
| ☐ | ☑ | #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. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements. |
| ☐ | ☑ | #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 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. (Attachment WSB) |
| ☑ | ☐ | #10 Other. Please describe: _____ |



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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

# APPLICATION FOR TRANSFER OF WATER RIGHT
## PART 1

Name of Applicant(s) True West Beef LLC Phone 208-338-2500

Mailing address 1555 Shoreline Drive, Suite 320, Boise, ID 83702 Email Dave.Stiner@abfoodsusa.co

☐ 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 HDR Inc Phone 208-387-7000

Mailing address 412 E Parkcenter Blvd, Ste 100, Bosise, 83706 Email lroi.graves@hdrinc.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 |
|---|---|---|
| | Kim Stuart | 9/19/22 |
| | | |

| 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. Is this a transfer for changes pursuant to Idaho Code § 42-221.O.8?
   If yes, ☐ attach an explanation and any supporting documentation labeled as **Part1A.2**.

3. 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.3**.
   See attached transfer narrative



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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. All or Part | Right Number | Amount (cfs/ac-ft) | Nature of Use (*accounts for amounts proposed on accompanying transfer) | Period of Use | Source & Tributary |
|---|---|---|---|---|---|
| ☑ ☐ | 36-2531 | 1.94/568 | Irrigation | 3/15 to 11/15 | Ground Water |
| ☑ ☐ | 36-2556 | *2.43/712 | Irrigation | 3/15 to 11/15 | Ground Water |
| ☐ ☐ | | | | to | |
| ☐ ☐ | | | | to | |
| ☐ ☐ | | | | to | |
| ☐ ☐ | | | | to | |
| ☐ ☐ | | | | to | |
| ☐ ☐ | | | | to | |
| ☐ ☐ | | | | to | |

Total authorized under rights *2.43 cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed *2.43 cubic feet per second and/or _____ acre-feet per year.

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 | |
| 8S | 18E | 8 | | | | | | | | | 34 | | | 33.5 | | | | | 67.5 |
| | | 17 | | | | | 30 | 31 | 30 | 30 | 40 | 31 | 30.5 | 30 | | | | | 252.5 |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |

**Total Acres** (for irrigation use) *320



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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:
Existing well and pump equipped with measuring devices and lockable controlling works.

b. Who owns the property at the point(s) of diversion? Applicants
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:

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. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?
**If yes,** ☐ complete Attachment WSB.

e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
See attached transfer narrative.

f. 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:
See attached transfer narrative.

g. 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:
See attached transfer narrative.



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**STATE OF IDAHO**
**DEPARTMENT OF WATER RESOURCES**

# APPLICATION FOR TRANSFER OF WATER RIGHT
## PART 2

## A. DESCRIPTION OF RIGHT(S) AS RECORDED

For each water right listed in Part 1B.1 of the application, attach a **Part 2A** report obtained from any Department office or from the Department's website @ idwr.idaho.gov, Water Right Transfers, Step 1.
Insert Part 2A reports into the application following Part 1.

## B. 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. If the entire right is proposed to be changed, Part 2B is not applicable. Additional copies of the **Part 2B** form can be obtained from any Department office or from the Department's website @ idwr.idaho.gov, Water Right Transfers, Step 3, or Water Right Forms, Changes in Use. Insert completed Part 2B forms into the application following Part 2A of the same water right.

(remaining from accompanying transfer application)

Right Number: 36-2556

1. amount 2.43/712 (cfs/ac-ft) for Irrigation purposes from 3/15 to 11/15
   amount ______ (cfs/ac-ft) for ______ purposes from ______ to ______
   amount ______ (cfs/ac-ft) for ______ purposes from ______ to ______
   amount ______ (cfs/ac-ft) for ______ purposes from ______ to ______
   amount ______ (cfs/ac-ft) for ______ purposes from ______ to ______
   amount ______ (cfs/ac-ft) for ______ purposes from ______ to ______
   amount ______ (cfs/ac-ft) for ______ purposes from ______ to ______
   amount ______ (cfs/ac-ft) for ______ purposes from ______ to ______

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

| 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 | |
| 08S | 18E | 17 | | | | | 10 | 38 | 30 | 25 | 19 | 19 | 18 | 19 | | | | | 178 |

**Total Acres (for irrigation use)** 178



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NOV 25 2022

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

**Current Water Right No.: 36-2531**

Current Owner: TRUE WEST BEEF LLC

Priority Date: 3/16/1962

Origin: Water Right

Status: Active

Basis: Decreed

| Source | Tributary |
|---|---|
| GROUND WATER | |

| Beneficial Use | From To | Diversion Rate | Annual Volume |
|---|---|---|---|
| IRRIGATION | 3/15 to 11/15 | 1.94 CFS | 568 AF |
| | Total Diversion | 1.94 CFS | 568 AF |

**Location of Point(s) of Diversion**

GROUND WATER NE1/4NW1/4NW1/4 Sec. 17, Twp 08S, Rge 18E B.M.
JEROME County

**Place of Use**

IRRIGATION Within JEROME County

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| T08S R18E S8 | NESW | 31.00 | T08S R18E S8 | NWSW | 39.00 |
| T08S R18E S8 | SWSW | 39.00 | T08S R18E S8 | SESW | 33.00 |

Total Acres: 142

**Conditions of Approval:**

1. USE OF THIS RIGHT WITH RIGHT NO. 36-02556 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.90 CFS.

2. RIGHT NO. 36-02556 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

3. 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.

Decreed Date: 8/27/2001

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

**Current Water Right No.: 36-2556**

Current Owner: TRUE WEST BEEF LLC

Priority Date: 10/19/1962

Origin: Water Right

Status: Active

Basis: Decreed

| **Source** | **Tributary** |
|---|---|
| GROUND WATER | |

| **Beneficial Use** | **From To** | **Diversion Rate** | **Annual Volume** |
|---|---|---|---|
| IRRIGATION | 3/15 to 11/15 | 3.9 CFS | 1144 AF |
| | Total Diversion | 3.9 CFS | 1144 AF |

**Location of Point(s) of Diversion**

GROUND WATER NE1/4NW1/4NW1/4 Sec. 17, Twp 08S, Rge 18E B.M.
JEROME County

**Place of Use**

IRRIGATION Within JEROME County

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| T08S R18E S17 | NENW | 18.00 | T08S R18E S17 | NWNW | 38.00 |
| T08S R18E S17 | SWNW | 39.00 | T08S R18E S17 | SENW | 34.00 |
| T08S R18E S17 | NESW | 40.00 | T08S R18E S17 | NWSW | 39.00 |
| T08S R18E S17 | SWSW | 39.00 | T08S R18E S17 | SESW | 39.00 |

Total Acres: 286

**Conditions of Approval:**

1. RIGHT NO. 36-02531 IS ALSO DIVERTED THROUGH 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. USE OF THIS RIGHT WITH RIGHT NO. 36-02531 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.90 CFS.

Decreed Date: 8/27/2001

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Rev. 07/18

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.

If any part of the irrigation water right is leased to the Water Supply Bank, you must also specify the location and number of acres that will remain idled for the duration of the lease contract at the new, proposed place of use.

### 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**.

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 _____ Date _____ Preliminary check by _____ Date _____

Fee paid 660— Date 8/24/22 Receipted by SG Receipt # 5039407

Add'l fee paid _____ Date _____ Receipted by _____ Receipt # _____

Check all that apply: Attachment WSB ☐ (copy sent to state office) Lessor Designation form ☐ &/or W-9 ☐ (originals to state office)



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# Transfer Narrative

**Proposed Place of Use**

This application is one of three being submitted. The other two include the following:

1. Transfer of 63 acres under water rights 36-2283 and 36-14617 to accommodate additional industrial use for a beef processing facility.
2. Transfer of 108 acres under water right 36-2556 to backfill the 63 acres plus add an additional 45 acres irrigation.

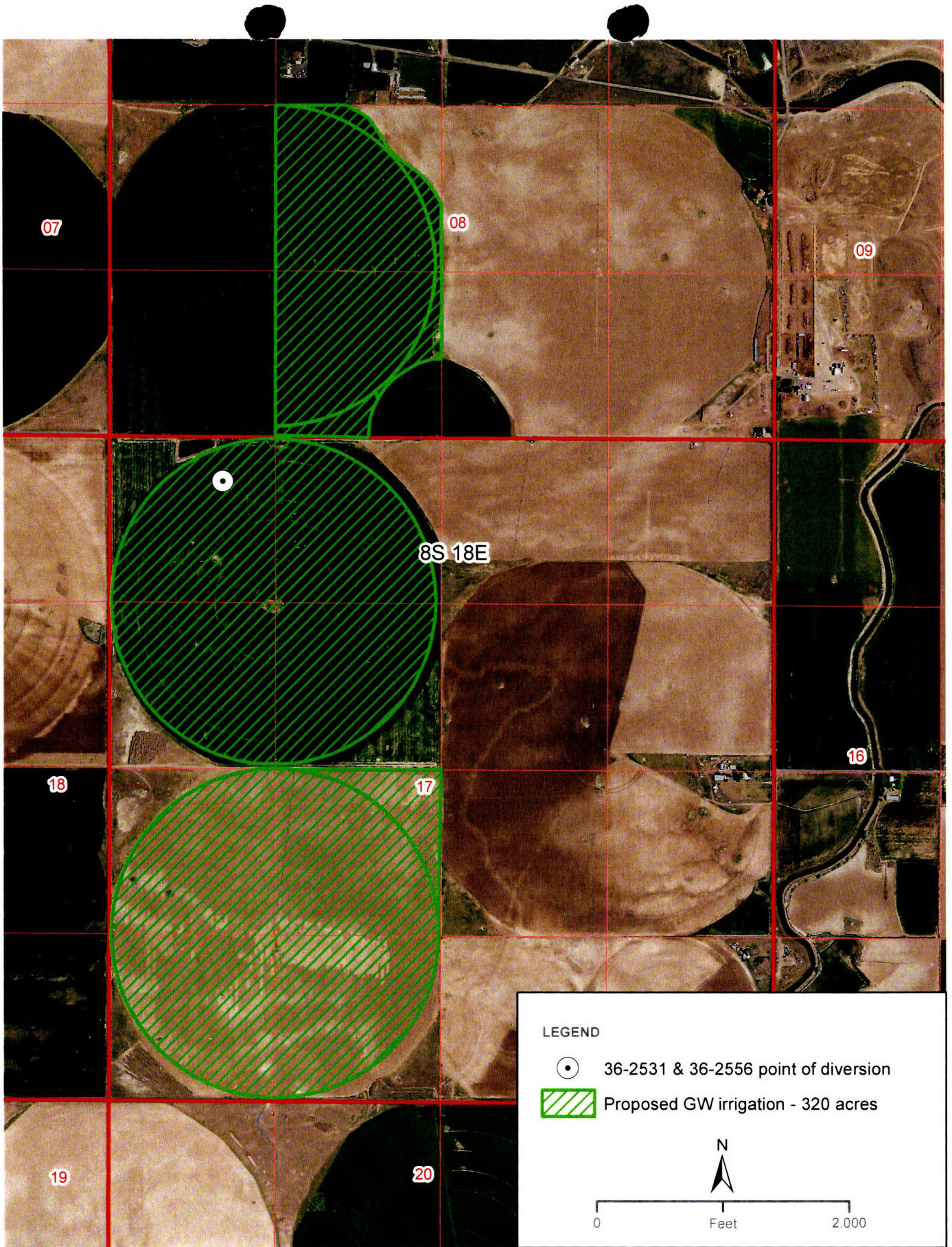
They now wish to change the place of use for remaining water right 36-2556 and associated water right 36-2531 to reflect an integrated system. The amounts listed for water right 36-2556 account for the 108 acres proposed for transfer on the accompanying application and result in the following combined limits: 2.43 cfs and 1280 af for irrigation of 320 acres.

**Current Place of Use and Water Right Validity**

Water 36-2531 authorizes irrigation of 142 acres. The place of use has been modified due to changes in irrigation practices. The modifications included irrigation of lands formally irrigated with Northside canal water located in the E ½ SW, Section 8. All 142 acres have remained irrigated entirely from the ground water source, although the place of use has been adjusted to fit center pivot irrigation.

Water 36-2556 authorizes irrigation of 286 acres. The place of use has been modified due to changes in irrigation practices. The modifications included irrigation of lands formally irrigated with Northside canal water located in the E ½ NW, Section 17. All 286 acres have remained irrigated entirely from the ground water source, although the place of use has been adjusted to fit center pivot irrigation.

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DATA SOURCE: Jerome NAIP 2021

**ATTACHMENT 7A**

PROPOSED POU AND POD

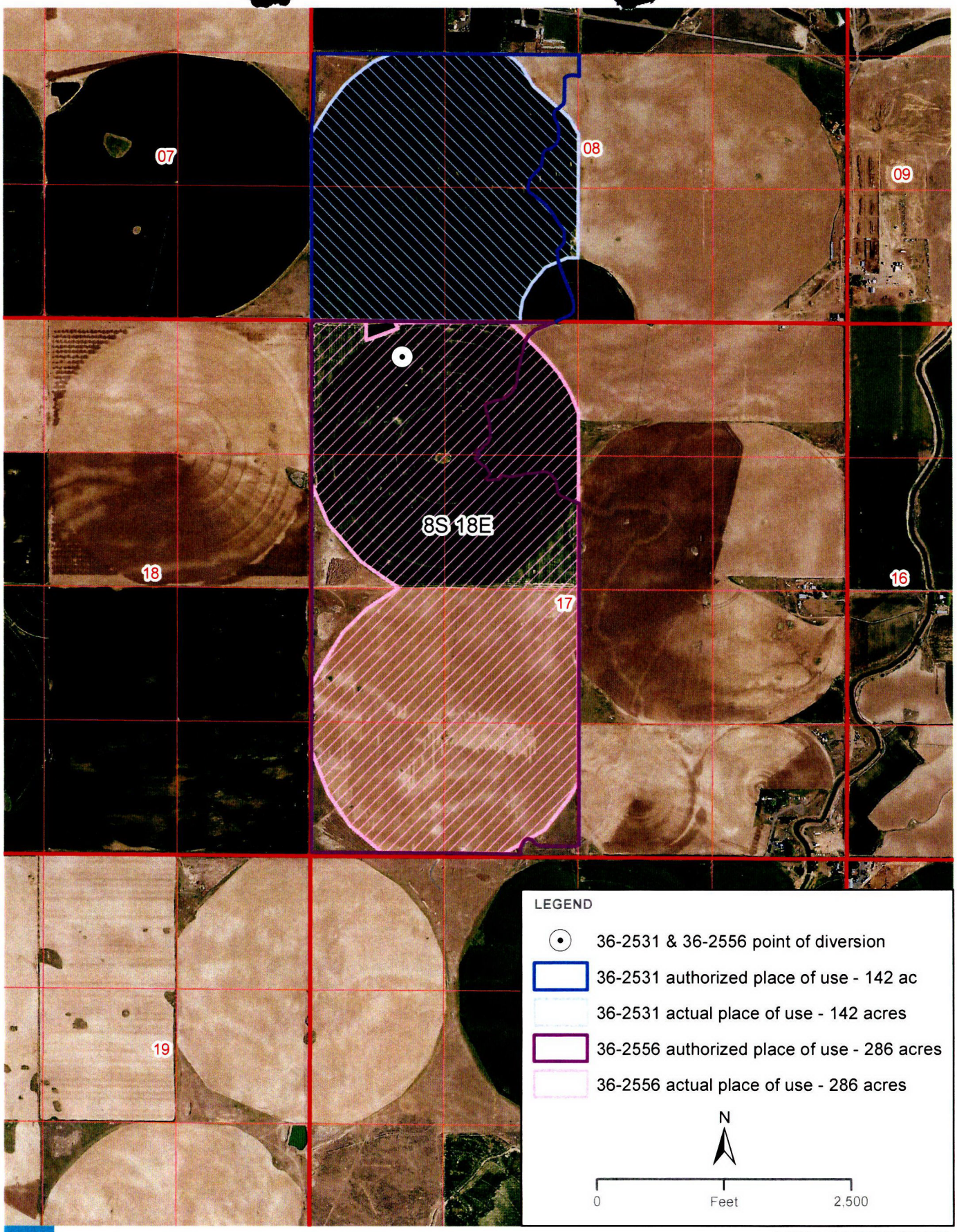
TRUE WEST BEEF LLC

PATH: S:\PROJECTS\A THRU D PROJECTS\A PROJECTS\AGRI BEEF 235\0130 TRUE WEST BEEF\PROJECT\GIS\ARCMAP_PROJECTS\MPD PROPERTY\TRANSFER MAP 7A (MPD) V2.MXD - USER: LGRAVES - DATE: 9/16/2022

PROJECT #10335568

86697

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HDR

DATA SOURCE Jerome NAIP 2021

**ATTACHMENT 7B**

**CURRENT POU AND POD**

TRUE WEST BEEF LLC

PATH: S:\PROJECTS\A THRU D PROJECTS\A PROJECTS\AGRI BEEF 235\0130 TRUE WEST BEEF\PROJECT\GIS\ARCMAP_PROJECTS\MPD PROPERTY\TRANSFER MAP 7B (MPD).MXD - USER: LGRAVES - DATE: 8/11/2022

PROJECT #10335568

86697

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0004745874

# STATE OF IDAHO

*Office of the secretary of state, Lawerence Denney*

## ANNUAL REPORT

Idaho Secretary of State
PO Box 83720
Boise, ID 83720-0080
(208) 334-2301
Filing Fee: $0.00

*For Office Use Only*

**-FILED-**

File #: 0004745874

Date Filed: 5/13/2022 8:48:53 AM

Entity Name and Mailing Address:

| | |
|---|---|
| Entity Name: | True West Beef LLC |
| The file number of this entity on the records of the Idaho Secretary of State is: | 0003900153 |
| Address | KIM STUART<br>1555 W SHORELINE DR<br>STE 320<br>BOISE, ID 83702-9109 |

Entity Details:

| | |
|---|---|
| Entity Status | Active-Existing |
| This entity is organized under the laws of: | IDAHO |
| If applicable, the old file number of this entity on the records of the Idaho Secretary of State was: | |

The registered agent on record is:

| | |
|---|---|
| Registered Agent | Kim Stuart<br>Registered Agent<br>Physical Address<br>1555 W SHORELINE DR<br>STE 320<br>BOISE, ID 83702<br>Mailing Address<br>1555 W SHORELINE DR<br>STE 320<br>BOISE, ID 83702-9109 |

Limited Liability Company Managers and Members

| Name | TItle | Business Address |
|---|---|---|
| Agri Beef Co | Member | KIM STUART<br>1555 W SHORELINE DR<br>320<br>BOISE, ID 83702 |

The annual report must be signed by an authorized signer of the entity.

Job Title: Member

*Kim Stuart*
Sign Here

*05/13/2022*
Date

BU/UB-9UU1 UU/13/2U22 U:48 AM Received by TU Secretary Of State Lawerence Denney

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SOUTHERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 86697
#3

# 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 idwr.idaho.gov.

Name of Applicant(s) True West Beef LLC

**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 #1-10.

| | | |
|---|---|---|
| ☐ | ☑ | #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 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).** ** 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 idwr.idaho.gov/water-rights/transfers/resources.html. |
| ☐ | ☑ | #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 facilities 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. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements. |
| ☐ | ☑ | #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 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. (Attachment WSB) |
| ☑ | ☐ | #10 Other. Please describe: _____ |



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SOUTHERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

# APPLICATION FOR TRANSFER OF WATER RIGHT
## PART 1

Name of Applicant(s) True West Beef LLC Phone 208-338-2500

Mailing address 1555 Shoreline Drive, Suite 320, Boise, ID 83702 Email Dave.Stiner@abfoodsusa.co

☐ 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 HDR Inc Phone 208-387-7000

Mailing address 412 E Parkcenter Blvd, Ste 100, Bosise, 83706 Email lroi.graves@hdrinc.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.**

Kim Stuart — Kim Stuart Authorized Agent — 8/19/22
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

## 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. Is this a transfer for changes pursuant to Idaho Code § 42-221.O.8?
   If yes, ☐ attach an explanation and any supporting documentation labeled as **Part1A.2**.

3. 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.3**.
   See attached transfer narrative.



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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. All or Part | Right Number | Amount (cfs/ac-ft) | Nature of Use (*accounts for amounts proposed on accompanying transfer) | Period of Use | Source & Tributary |
|---|---|---|---|---|---|
| ☑ ☐ | 36-2531 | 1.94/568 | Irrigation | 3/15 to 11/15 | Ground Water |
| ☑ ☐ | 36-2556 | *2.43/712 | Irrigation | 3/15 to 11/15 | Ground Water |
| ☐ ☐ | | | | to | |
| ☐ ☐ | | | | to | |
| ☐ ☐ | | | | to | |
| ☐ ☐ | | | | to | |
| ☐ ☐ | | | | to | |
| ☐ ☐ | | | | to | |
| ☐ ☐ | | | | to | |

Total authorized under rights *2.43 cfs and/or _____ acre-feet.

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

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 th...)

☐ 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 | |
| 8S | 18E | 8 | | | | | | | | | 32 | 32 | 30 | 29 | | | | | 123 |
| | | 17 | | | | | 30 | 31 | 30 | 30 | 20 | 20 | 18 | 18 | | | | | 197 |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| | | | | | | | | | | | | | | | | | | | |
| **Total Acres** (for irrigation use) | | | | | | | | | | | | | | | | | | | *320 |



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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:
Existing well and pump equipped with measuring devices and lockable controlling works.

b. Who owns the property at the point(s) of diversion? Applicants
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:

It is the applicant's responsibility to provide notice to lienholder, 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. Are any of the water rights proposed for transfer currently leased to the Water Supply Bank?
**If yes,** ☐ complete Attachment WSB.

e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
See attached transfer narrative.

f. 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:
See attached transfer narrative.

g. 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:
See attached transfer narrative.



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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

# APPLICATION FOR TRANSFER OF WATER RIGHT
## PART 2

### A. DESCRIPTION OF RIGHT(S) AS RECORDED

For each water right listed in Part 1B.1 of the application, attach a **Part 2A** report obtained from any Department office or from the Department's website @ idwr.idaho.gov, Water Right Transfers, Step 1.
Insert Part 2A reports into the application following Part 1.

### B. 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. If the entire right is proposed to be changed, Part 2B is not applicable. Additional copies of the **Part 2B** form can be obtained from any Department office or from the Department's website @ idwr.idaho.gov, Water Right Transfers, Step 3, or Water Right Forms, Changes in Use. Insert completed Part 2B forms into the application following Part 2A of the same water right.

(remaining from accompanying transfer application)

Right Number: 36-2556

1. amount 2.43/712 (cfs/ac-ft) for Irrigation purposes from 3/15 to 11/15
   amount ______ (cfs/ac-ft) for ______ purposes from ______ to ______
   amount ______ (cfs/ac-ft) for ______ purposes from ______ to ______
   amount ______ (cfs/ac-ft) for ______ purposes from ______ to ______
   amount ______ (cfs/ac-ft) for ______ purposes from ______ to ______
   amount ______ (cfs/ac-ft) for ______ purposes from ______ to ______
   amount ______ (cfs/ac-ft) for ______ purposes from ______ to ______
   amount ______ (cfs/ac-ft) for ______ purposes from ______ to ______

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

| 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 | |
| 08S | 18E | 17 | | | | | 10 | 38 | 30 | 25 | [illegible] | 19 | 18 | 19 | | | | | 178 |

Total Acres (for irrigation use) 178

Superseded



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Page _____ of _____

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

**Current Water Right No.: 36-2531**

Current Owner: TRUE WEST BEEF LLC

Priority Date: 3/16/1962

Origin: Water Right

Status: Active

Basis: Decreed

| Source | Tributary |
|---|---|
| GROUND WATER | |

| Beneficial Use | From To | Diversion Rate | Annual Volume |
|---|---|---|---|
| IRRIGATION | 3/15 to 11/15 | 1.94 CFS | 568 AF |
| | Total Diversion | 1.94 CFS | 568 AF |

**Location of Point(s) of Diversion**

GROUND WATER NE1/4NW1/4 SW1/4 Sec. 17, Twp 08S, Rge 18E B.M.
JEROME County

**Place of Use**

IRRIGATION Within JEROME County

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| T08S R18E S8 | NESW | 31.00 | T08S R18E S8 | NWSW | 39.00 |
| T08S R18E S8 | SWSW | 39.00 | T08S R18E S8 | SESW | 33.00 |

Total Acres: 142

**Conditions of Approval:**

1. USE OF THIS RIGHT WITH RIGHT NO. 36-02556 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.90 CFS.

2. RIGHT NO. 36-02556 IS ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

3. 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.

Decreed Date: 8/27/2001

Amended

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NOV 25 2022

Page _____ of _____

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

**Current Water Right No.: 36-2556**

Current Owner: TRUE WEST BEEF LLC

Priority Date: 10/19/1962

Origin: Water Right

Status: Active

Basis: Decreed

**Source** **Tributary**

GROUND WATER

| Beneficial Use | From To | Diversion Rate | Annual Volume |
|---|---|---|---|
| IRRIGATION | 3/15 to 11/15 | 3.9 CFS | 1144 AF |
| | Total Diversion | 3.9 CFS | 1144 AF |

**Location of Point(s) of Diversion**

GROUND WATER NE1/4NW1/4NW1/4 Sec. 17, Twp 08S, Rge 18E B.M.
JEROME County

**Place of Use**

IRRIGATION Within JEROME County

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| T08S R18E S17 | NENW | 18.00 | T08S R18E S17 | NWNW | 38.00 |
| T08S R18E S17 | SWNW | 39.00 | T08S R18E S17 | SENW | 34.00 |
| T08S R18E S17 | NESW | 40.00 | T08S R18E S17 | NWSW | 39.00 |
| T08S R18E S17 | SWSW | 39.00 | T08S R18E S17 | SESW | 39.00 |

Total Acres: 286

**Conditions of Approval:**

1. RIGHT NO. 36-02531 IS ALSO DIVERTED THROUGH 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 LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 1412(6), IDAHO CODE.

3. USE OF THIS RIGHT WITH RIGHT NO. 36-02531 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.90 CFS.

Decreed Date: 8/27/2001

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NOV 25 2022

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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.

If any part of the irrigation water right is leased to the Water Supply Bank, you must also specify the location and number of acres that will remain idled for the duration of the lease contract at the new, proposed place of use.

### 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**.

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:

Canceled

---

**FOR DEPARTMENT USE ONLY**

Transfer contains _____ pages and _____ attachments.

Received by CH Date 8.24.2022 Preliminary check by _____ Date _____

Fee paid SG Date 8/24/2022 Receipted by 5039407 Receipt # 5039407

Add'l fee paid _____ Date _____ Receipted by _____ Receipt # _____

Check all that apply: Attachment WSB ☐ (copy sent to state office) Lessor Designation form ☐ &/or W-9 ☐ (originals to state office)



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NOV 25 2022

# Transfer Narrative

**Proposed Place of Use**

This application is one of three being submitted. The other two include the following:

1. Transfer of 63 acres under water rights 36-2283 and 36-14617 to accommodate additional industrial use for a beef processing facility.
2. Transfer of 108 acres under water right 36-2556 to backfill the 63 acres plus add an additional 45 acres irrigation.

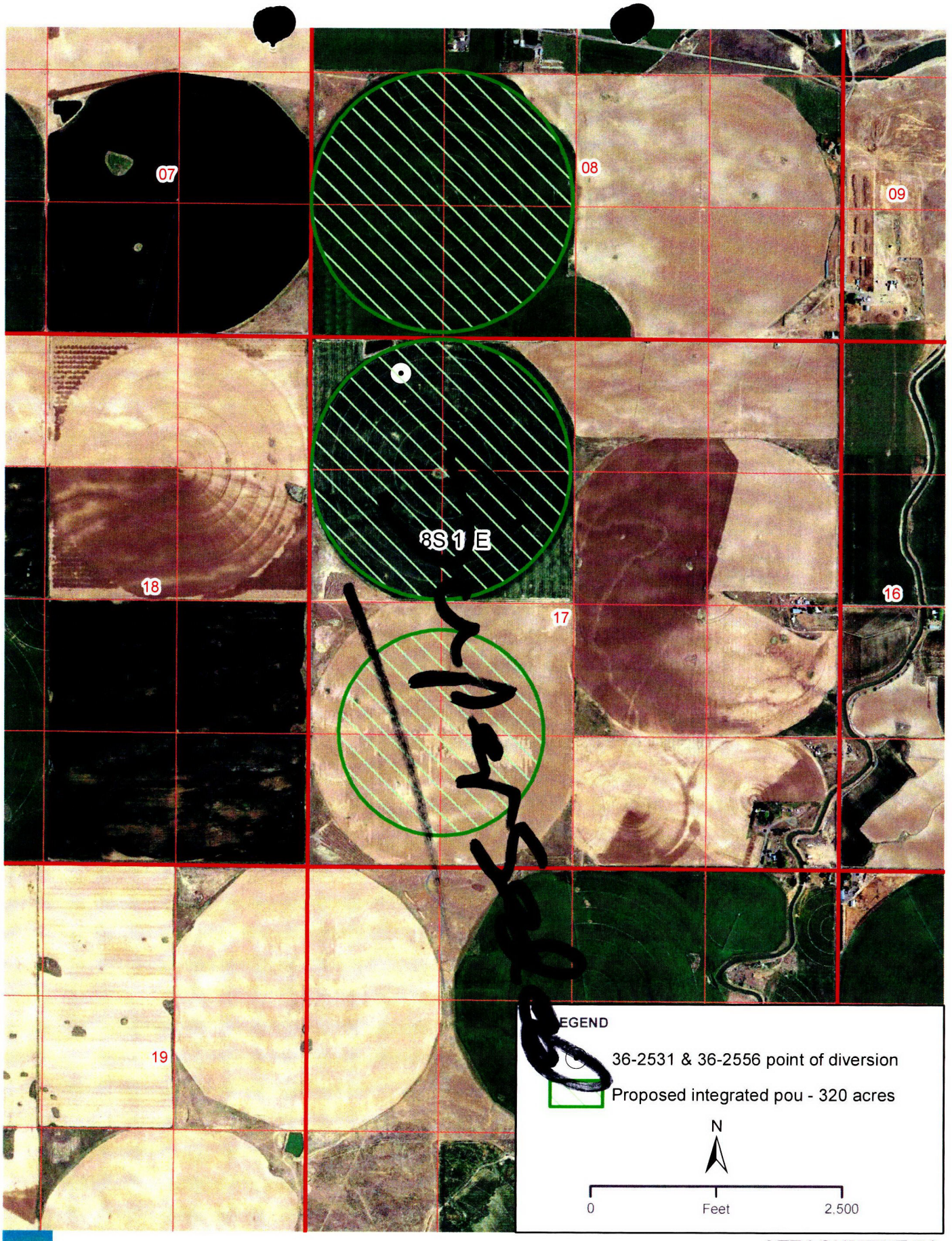
They now wish to change the place of use for remaining water right 36-2556 and associated water right 36-2531 to reflect an integrated system. The amounts listed for water right 36-2556 account for the 108 acres proposed for transfer on the accompanying application and result in the following combined limits: 2.43 cfs and 1280 af for irrigation of 320 acres.

**Current Place of Use and Water Right Validity**

Water 36-2531 authorizes irrigation of 142 acres. The place of use has been modified due to changes in irrigation practices. The modifications included irrigation of lands formally irrigated with Northside canal water located in the E ½ SW, Section 8. All 142 acres have remained irrigated entirely from the ground water source, although the place of use has been adjusted to fit center pivot irrigation.

Water 36-2556 authorizes irrigation of 286 acres. The place of use has been modified due to changes in irrigation practices. The modifications included irrigation of lands formally irrigated with Northside canal water located in the E ½ NW, Section 17. All 286 acres have remained irrigated entirely from the ground water source, although the place of use has been adjusted to fit center pivot irrigation.

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DATA SOURCE Jerome NAIP 2021

**ATTACHMENT 7A**

**PROPOSED POU AND POD**

**TRUE WEST BEEF LLC**

PATH: S:\PROJECTS\A THRU D PROJECTS\A PROJECTS\AGRI BEEF 235\0130 TRUE WEST BEEF\PROJECT\GIS\ARCMAP_PROJECTS\MPD PROPERTY\TRANSFER MAP 7A (MPD).MXD - USER: LGRAVES - DATE: 8/11/2022

PROJECT #10335568

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DATA SOURCE: Jerome NAIP 2021

**ATTACHMENT 7B**

**CURRENT POU AND POD**

**TRUE WEST BEEF LLC**

PATH: S:\PROJECTS\A THRU D PROJECTS\A PROJECTS\AGRI BEEF 235\0130 TRUE WEST BEEF\PROJECT\GIS\ARCMAP_PROJECTS\MPD PROPERTY\TRANSFER MAP 7B (MPD).MXD - USER: LGRAVES - DATE: 8/11/2022

PROJECT #10335568

SCANNED
NOV 25 2022

IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858
Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

**Governor Brad Little** **Director Gary Spackman**

November 9, 2022

TRUE WEST BEEF LLC
1555 W SHORELINE DR STE 320
BOISE ID 83702-9109

Re: Transfer No: 86695
Water Right No(s).: 36-2283, 36-14617, 36-17172, 36-17173

Re: Transfer No: 86696
Water Right No(s).: 36-2283, 36-2386, 36-2556, 36-2608, 36-14617, 36-16951

Re: Transfer No: 86697
Water Right No(s).: 36-2531, 36-2556

**Transfer Approval Notice**

Dear Water Right Holder and other Interested Persons:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

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NOV 25 2022

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a $100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208) 736-3033.

Sincerely,



Corey Skinner
Southern Regional Manager

Enclosure

c:

HDR INC
C/O LORI GRAVES
412 E PARKCENTER BLVD STE 100
BOISE ID 83706-6659

WATER DISTRICT 130
BRIAN RAGAN
PO BOX 83720
BOISE ID 83720-0098



SCANNED
NOV 25 2022

## CERTIFICATE OF SERVICE

I hereby certify that on November 9, 2022 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

Re: Transfer No.: 86695
Water Right No(s).: 36-2283, 36-14617, 36-17172, 36-17173

Re: Transfer No: 86696
Water Right No(s).: 36-2283, 36-2386, 36-2556, 36-2608, 36-14617, 36-16951

Re: Transfer No: 86697
Water Right No(s).: 36-2531, 36-2556

TRUE WEST BEEF LLC
1555 W SHORELINE DR STE 320
BOISE ID 83702-9109

HDR INC
C/O LORI GRAVES
412 E PARKCENTER BLVD STE 100
BOISE ID 83706-6659

WATER DISTRICT 130
BRIAN RAGAN
PO BOX 83720
BOISE ID 83720-0098

Denise Maline

Denise Maline
Administrative Assistant



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NOV 25 2022

# EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

## PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

## EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

## REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

## ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.



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NOV 25 2022

## CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

## FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

(a) The petition for reconsideration is disposed of; or
(b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

## APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

i. A hearing was held,
ii. The final agency action was taken,
iii. The party seeking review of the order resides, or
iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.



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NOV 25 2022

# MEMORANDUM

**Date:** October 11, 2022

**To:** Transfer 86697

**From:** Bill Mills

**Re:** Evaluation of Sufficiency Memorandum

---

Application proposes combining the place of use (POU) of two separate but contiguous POUs for two irrigation ground water rights, 36-2531 & 36-2556 (2.43 cfs combined). Transfer also proposes rearranging the irrigated acres within the currently authorized irrigation tracts. Both water rights share the same point of diversion (POD), and no change is proposed for the POD. POU and POD are located approximately 6.8 to 7.3 miles east and 0.0 to 1.5 miles north of the city center of Jerome.

POD is located in the ESPA, but since no change to the POD is being sought, no modeling is required. Additionally, since the application is only combining two contiguous POUs and rearranging acres within the authorized irrigation tracts, there is no hydrologic change, and no advertising is required.

POD, current and proposed POUs are in Water District 130. Watermaster comments were solicited, and the Watermaster had no comments or concerns regarding this application.

- **Authority to File:** Applicant is the current owner of the water rights and associated properties.

- **Water Right Validity:** Both water rights in the transfer were decreed in the SRBA on 8/27/2001. Recent aerial imagery indicates the associated grounds appear to be irrigated.

- **Injury to Other Water Rights:**
  None anticipated.

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NOV 25 2022

- **Enlargement of Use:**
  None anticipated.

- **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 on Agricultural Base of the Local Economy:**
  None Anticipated.

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

SCANNED
NOV 25 2022

## Maline, Denise

**From:** Ragan, Brian
**Sent:** Monday, October 3, 2022 3:12 PM
**To:** Maline, Denise
**Subject:** RE: Comment Letter for Transfer application 86697 & 86842

Denise,

Regarding transfer # 86842 (Suchan):

- A condition of the transfer should be the installation of an IDWR-approved and functioning measuring device prior to diverting.

I have no comments or concerns regarding the True West Beef transfer application # 86697.

Thank you,
Brian Ragan
IDWR Water Distribution Section
(208) 287-4934

**From:** Maline, Denise <Denise.Maline@idwr.idaho.gov>
**Sent:** Friday, September 30, 2022 5:06 PM
**To:** Ragan, Brian <Brian.Ragan@idwr.idaho.gov>
**Subject:** Comment Letter for Transfer application 86697 & 86842

Hi Brian,

Attached are (2) applications that are currently being processed by the department, located within WD130. Please review the applications and provide any necessary comments within 21 days.

If you have any questions regarding these applications, please feel free to contact our office.

Thank you in advance,

Denise @ IDWR Twin Falls

**Denise Maline, Administrative Assistant**
**Idaho Dept of Water Resources, Southern Region**
**650 Addison Ave W Ste 500**
**Twin Falls ID 83301-5858**
**(208) 293-9908**
**denise.maline@idwr.idaho.gov**



SCANNED
NOV 25 2022

## Maline, Denise

**From:** Maline, Denise
**Sent:** Friday, September 30, 2022 5:06 PM
**To:** Ragan, Brian
**Subject:** Comment Letter for Transfer application 86697 & 86842
**Attachments:** Transfer 86842 (Suchan).pdf; Transfer 86697 (True West Beef).pdf; Comment letter to WD130 for 86697 & 86842.docx

Hi Brian,

Attached are (2) applications that are currently being processed by the department, located within WD130. Please review the applications and provide any necessary comments within 21 days.

If you have any questions regarding these applications, please feel free to contact our office.

Thank you in advance,

Denise @ IDWR Twin Falls

**Denise Maline, Administrative Assistant**
**Idaho Dept of Water Resources, Southern Region**
**650 Addison Ave W Ste 500**
**Twin Falls ID 83301-5858**
**(208) 293-9908**
**denise.maline@idwr.idaho.gov**



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NOV 25 2022

IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858
Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

**Governor Brad Little** **Director Gary Spackman**

September 30, 2022

WATER DISTRICT 130
BRIAN RAGAN
PO BOX 83720
BOISE ID 83720-0098

RE: Application for Transfer No(s).: 86697 (True West Beef LLC)
RE: Application for Transfer No(s).: 86842 (Russell & Sheyenne Suchan)

Dear Brian:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application. You can find a copy of the application at: https://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx. Please review the application, then complete the enclosed recommendation form 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 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

Denise Maline
Administrative Assistant 1

Enclosure(s)

SCANNED
NOV 25 2022

# MEMORANDUM

**Date:** September 27, 2022

**To:** Transfer 86697

**From:** Bill Mills

**Re:** Legal Notice Not Required

This application combines the irrigation place of use (POU) for two ground water rights used on contiguous lands and also rearranges acres within the current POU tracts. Both water rights are also currently diverted from the same point of diversion (POD) and the application is not seeking any change to the POD. As such, there is no actual hydrologic change. Therefore, pursuant to Section 42-222, Idaho Code, this transfer can be processed and approved without advertising.

Legal Notice Not Required
9/27/2022

Pursuant to Section 42-222, Idaho Code, the Department has discretion to provide public notice as deemed appropriate. The water right changes proposed through this transfer application do not appear to change the effect on the original or hydraulically connected water source or affect other water rights. Therefore, staff review of the transfer application found no cause to require public notice. This application will continue processing without advertisement and be forwarded for approval consideration.

SCANNED
NOV 25 2022

# MEMORANDUM

**Date:** September 27, 2022

**To:** Transfer 86697

**From:** Bill Mills

**Re:** Evaluation of Sufficiency Memorandum

---

Application proposes combining the place of use (POU) of two separate but contiguous POUs for two irrigation ground water rights, 36-2531 & 36-2556 (2.43 cfs combined). Transfer also proposes rearranging the irrigated acres within the currently authorized irrigation tracts. Both water rights share the same point of diversion (POD), and no change is proposed for the POD. POU and POD are located approximately 6.8 to 7.3 miles east and 0.0 to 1.5 miles north of the city center of Jerome.

POD is located in the ESPA, but since no change to the POD is being sought, no modeling is required. Additionally, since the application is only combining two contiguous POUs and rearranging acres within the authorized irrigation tracts, there is no hydrologic change, and no advertising is required.

POD, current and proposed POUs are in Water District 130. Watermaster comments will be solicited.

- **Authority to File:** Applicant is the current owner of the water rights and associated properties.

- **Water Right Validity:** Both water rights in the transfer were decreed in the SRBA on 8/27/2001. Recent aerial imagery indicates the associated grounds appear to be irrigated.

- **Injury to Other Water Rights:**
  None anticipated.

SCANNED
NOV 25 2022

- **Enlargement of Use:**
  None anticipated.

- **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 on Agricultural Base of the Local Economy:**
  None Anticipated.

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

SCANNED
NOV 25 2022

# MEMORANDUM

**Date:** September 27, 2022

**To:** Transfer 86697

**From:** Bill Mills

**Re:** Fee Evaluation

---

Filing fees charged for transfer application #86697 were based on the on the current transfer fee schedule and included $660.00 for the 2.43 cfs being transferred in the application (S039407).

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NOV 25 2022

HDR | SPF

RECEIVED
AUG 24 2022
DEPT OF WATER RESOURCES
SOUTHERN REGION

August 23, 2022

Corey Skinner, Southern Region Manager
Idaho Department of Water Resources
650 Addison Avenue West, Suite 500
Twin Falls, ID 83301-5858

***Subject: Applications for Transfer – True West Beef LLC***

Dear Corey,

Enclosed on behalf of True West Beef LLC are three transfer applications summarized below. Further details are provided in each transfer's narrative.

The first transfer proposes transfer of 63 acres under water rights 36-2283 and 36-14617 to accommodate additional industrial use for applicant's beef processing facility. Filing fee is $500.

The second transfer application proposes transfer of 108 acres under water right 36-2556 to backfill the 63 acres plus add an additional 45 acres for irrigation use. An ETRANS analysis is included and shows mitigation is not required for the proposed transfer. Filing fee is $580.

The third transfer application proposed changing the place of use for the remaining water right 36-2556 and associated water right 36-2531 to reflect an integrated irrigation system. Filing fee is $660.

Check #0026360543 for $1,740 is enclosed to cover the applications' filing fees.

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

Sincerely,

HDR Engineering, Inc.

Lori Graves
*Sr. Water Rights Specialist*

Cc: Dave Stiner – True West Beef

Enclosers: 3 applications, check

hdrinc.com

HDR | SPF, 300 E. Mallard Dr., Suite 350, Boise, ID 83706
(208) 872-9500

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NOV 25 2022