Form 42-248/42-1409(6) Rev. 6/22

RECEIVED
JUN 29 2023
WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "*Yes*" in the "*Split?*" column. If the water right is leased to the Water Supply Bank, check "*Yes*". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
65-4511	Yes ☐	Yes ☐		Yes ☐	Yes ☐
65-4576	Yes ☐	Yes ☐		Yes ☐	Yes ☐
65-4588	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: 65-4511-Leona & Ralph Ankenman; 65-4576-Rayne & Robert Codr; 65-4588-Betty & Francis Crabb
   Name of current water right holder claimant

3. New Owner(s)/Claimant(s): Teunissen Land & Cattle LLC
   New owner(s) as listed on the conveyance document Name connector ☐ and ☐ or

   3749 SW 3rd Ave — Mailing address
   New Plymouth — City; ID — State; 83655 — Zip
   208-573-3027 — Telephone
   Leslie Teunissen <flteunissen@msn.com> — Email

4. If the water rights and/or adjudication claims were split, how did the division occur?
   ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
   ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: Quitclaimed to LLC in 2022 (see attached deeds)

6. Do you own the land identified as the water right place of use? Yes ■ No ☐
   - If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.

7. This form must be signed and submitted with the following **REQUIRED** items:
   ■ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
   ■ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
   ■ Filing fee (see instructions for further explanation):
     - $25 per *undivided* water right.
     - $100 per *split* water right.
     - No fee is required for pending adjudication claims.

   SCANNED
   SUPPORT DATA
   IN FILE # 65-4511
   AUG 04 2023

   ☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
   ☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

8. Signature: Franklin D Teunissen — Signature of new owner/claimant; member — Title, if applicable; 6-22-23 — Date
   Franklin D. Teunissen — Print name

   Signature: Leslie J. Teunissen — Signature of new owner/claimant; member — Title, if applicable; 6-22-23 — Date
   Leslie J. Teunissen — Print name

For IDWR Office Use Only:

Receipted by_____ Date_____ Receipt No._____ Receipt Amt._____

Active in the Water Supply Bank? Yes ☐ No ☒ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

Name on W-9_____ Approved by_____ Processed by AB Date 7/27/23

IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082
Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little Director Gary Spackman

July 27, 2023

TEUNISSEN LAND & CATTLE LLC
3749 SW 3RD AVE
NEW PLYMOUTH ID 83655-5166

Re: Change in Ownership for Water Right No(s): 65-4576

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 605-4623.

Sincerely,

Allen Bradbury
Water Resource Agent, Senior

Enclosure(s)

SCANNED
AUG 04 2023

IDAHO DEPARTMENT OF WATER RESOURCES **7/27/2023**

Proof Report

Water Right 65-4576

Owner Type	**Name and Address**
Current Owner	TEUNISSEN LAND & CATTLE LLC 3749 SW 3RD AVE NEW PLYMOUTH, ID 83655-5166 flteunissen@msn.com

Priority Date: 4/1/1916
Basis: Decreed
Status: Active

Source	**Tributary**
GROUND WATER	

Beneficial Use	**From**	**To**	**Diversion Rate**	**Volume**
STOCKWATER	1/01	12/31	0.050 CFS	2.7 AF
DOMESTIC	1/01	12/31	0.040 CFS	1.2 AF
	Total Diversion		0.070 CFS	3.9 AF

Source and Point(s) of Diversion:

GROUND WATER NWNE Sec. 17, Twp 07N, Rge 04W, PAYETTE County

Place Of Use:

STOCKWATER within PAYETTE County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07N	04W	17		X															

DOMESTIC within PAYETTE County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07N	04W	17		X															

Conditions of Approval:

1.	N13	THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2.	N11	THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3.		PARCEL NO. 694 25

Comments:

1 CORR2 3/6/1997 COPIED FROM REMARKS
OWNERSHIP CHANGED BY LH 7/25/94.

SCANNED
65-4576
AUG 04 2023

Dates and Other Information:
Decreed Date: 9/4/1998
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Owner Name Connector: AND
Water District Number: EXC
Mitigation Plan: False

Combined Use Limits:
N/A

SubCase:
N/A

Water Supply Bank:

N/A

SCANNED
65-4576
AUG 04 2023

State of Idaho
Department of Water Resources

Attachment to Water Right

65-4576

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



0 0.045 0.09 0.18 Miles

Place Of Use Boundary
Townships
PLS Sections
Quarter Quarters
Point of Diversion

N

SCANNED
AUG 0 4 2023

State of Idaho
Department of Water Resources

Attachment to Water Right

65-4576

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



0 0.045 0.09 0.18 Miles

- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters
- Point of Diversion

N

SCANNED
AUG 0 4 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 88205

This is to certify that: TEUNISSEN LAND AND CATTLE LLC
3749 SW 3RD AVE
NEW PLYMOUTH, ID 83655

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
65-4576	WR/DECREED	4/1/1916	0.070 cfs	3.9 af	N/A	N/A	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
65-4576	NO	YES	NO	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
65-4576	65-4576	0.070 cfs	3.9 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		**0.070 cfs**	**3.9 af**	**N/A**	**N/A**		**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 August, 2023

SCOTT STORMS, Water Rights Supervisor

Transfer No. 88205

SCANNED
AUG 23 2023

WATER RIGHT NO. 65-4576

As Modified by Transfer No. 88205

In accordance with the approval of Transfer No. 88205, Water Right No. 65-4576 is now described as follows:

Right Holder: TEUNISSEN LAND AND CATTLE LLC
3749 SW 3RD AVE
NEW PLYMOUTH, ID 83655

Priority Date: 4/1/1916

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
DOMESTIC	1/01	to	12/31	0.040 cfs	1.2 af
STOCKWATER	1/01	to	12/31	0.050 cfs	2.7 af
				0.070 cfs	3.9 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NENW Sec 17 Twp 07N Rge 04W PAYETTE County

PLACE OF USE: DOMESTIC

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07N	04W	17		X															

PLACE OF USE: STOCKWATER

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
07N	04W	17		X															

CONDITIONS OF APPROVAL

1. The quantity of water under this right shall not exceed 13,000 gallons per day.
2. The quantity of water decreed for this water right is not a determination of historical beneficial use.
3. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Transfer No. 88205

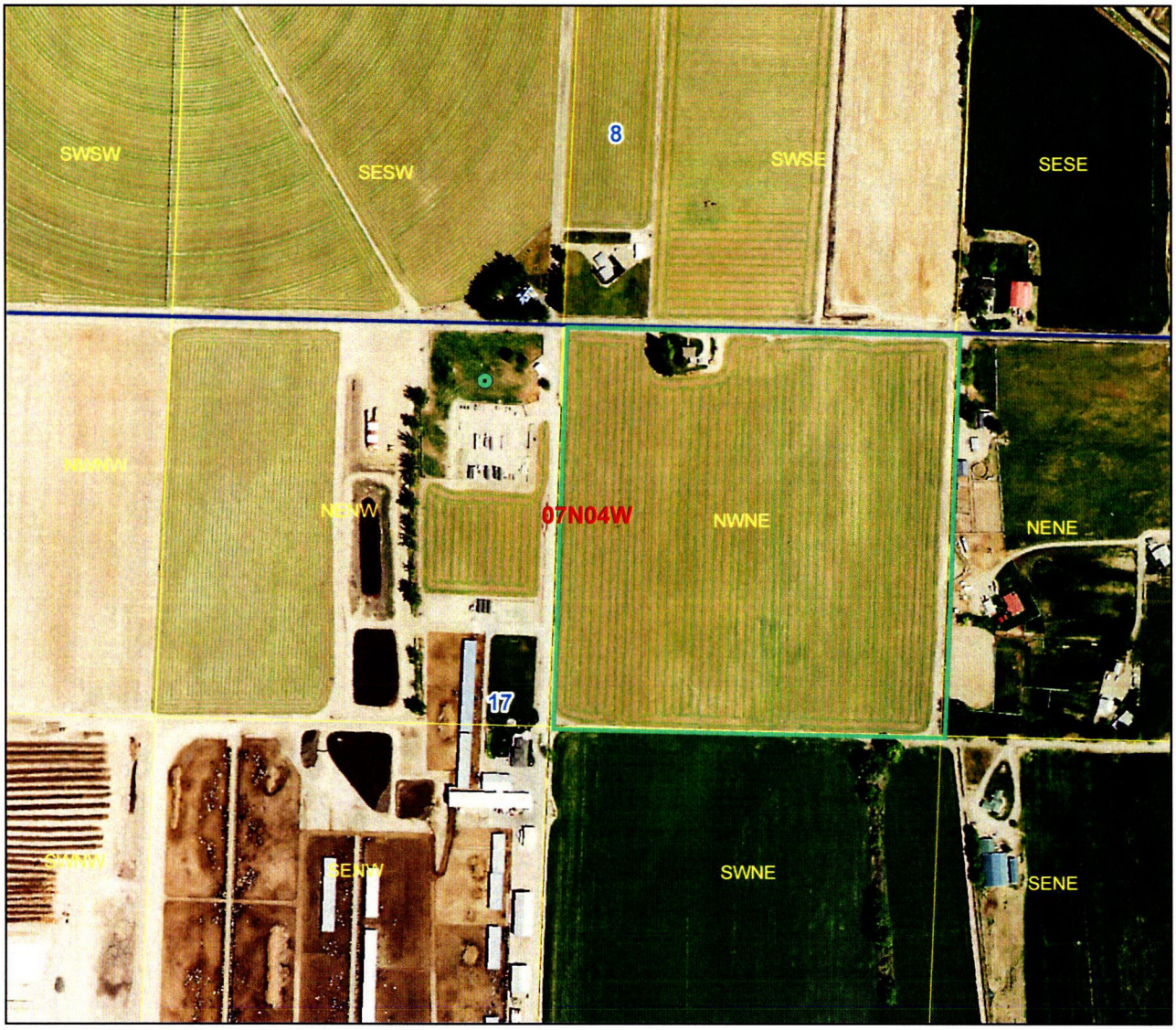
SCANNED
AUG 23 2023

State of Idaho
Department of Water Resources

Attachment to Transfer No. 88205

Water Right(s): 65-4576

This map depicts the DOMESTIC AND STOCK WATER place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



- Point of Diversion
- Place of Use
- Township/Range
- Sections
- QQ

N

0 850 1,700 Feet

SCANNED
AUG 23 2023

RECEIVED
JUN 29 2023
WATER RESOURCES
WESTERN REGION

42-222 POD - 07/18

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the *Application for Transfer Instructions* for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply: (Water right included on accompanying ownership change notice)

- [x] Change diversion point(s)
- [ ] Add diversion point(s)
- [x] Ownership change
- [ ] Ownership split
- [ ] Transfer is for changes pursuant to Idaho Code § 42-221.O.8. Attach an explanation and any supporting documentation.

1. **APPLICANT(S)** Teunissen Land & Cattle LLC Phone 208-573-3027
2. **MAILING ADDRESS** 3749 SW 3rd Ave City New Plymouth
   State ID Zip 83655 Email flteunissen@msn.com

- [ ] If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.
- [x] If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.
- [x] If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) are required for water right ownership changes; see Item 9 for the fee schedule.

  If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:
  - [ ] The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
  - [ ] The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
- [ ] If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. **LIST WATER RIGHT NUMBER(S)** 65-4576

- [x] Attach a copy of the water right(s) as recorded, available at *idwr.idaho.gov, Water Right Transfers, Step 1*, or by contacting any Department office.

4. **TOTAL AMOUNT OF WATER** transferred is 0.07 (diversion rate) cubic feet per second and/or _____ (storage volume) acre-feet per annum.

5. **POINT OF DIVERSION** – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.
   - [ ] Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at idwr.idaho.gov, *Water Rights, Water Right Transfers, Modeling Resources.*

New?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
Y			NE	NW	17	7N	4W	Payette	Ground Water	Existing well

Transfer No. 88205

SCANNED
AUG 23 2023

6. **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:

Well, pump, pipeline. Measuring devices & lockable controlling works will be accommodated upon Department request.

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. 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 used in a mitigation plan limiting the use of water under the right(s), or
☐	☑	currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe:

The original well has been abandoned and filled with bentonite due to poor water quality. The proposed well (currently used) once served an adjacent home that has been removed.

d. Is any portion of the water right(s) proposed to be changed currently leased to the Water Supply Bank? ☐ Yes ☑ No

☐ If yes and there are multiple owners, attach a Lessor Designation form.
☐ If yes, the individual owner or designated lessor must complete, sign and attach an IRS Form W-9.
(Disregard if these items are on file and ownership has not changed.)

7. **MAP** – ☑ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and ¼ ¼ of section information. You may create a map at idwr.idaho.gov, *Water Rights, Water Right Transfers, File a Transfer Application, Step 2C.*

8. **SIGNATURE** – The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

Signature of applicant or authorized agent	Print name and title if applicable	Date
Franklin D Tennissen	Franklin D. Tennissen - Member	6-20-23
Signature of applicant or authorized agent	Print name and title if applicable	Date
Leslie J Tennissen	Member - Leslie J Tennissen	6-20-23

9. **FEE** – ☑ The application filing fee provided in Idaho Code § 42-221.O, must be submitted with the application for transfer. Applications for changes pursuant to Idaho Code § 42-221.O.8. require a filing fee of $50 per water right. All other application fees are based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The *Fee Schedule* is available at *www.idwr.idaho.gov, Water Right Transfers, Step 4* and in the *Application for Transfer Instructions.*

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments. Received by DM Date 6-29-2023

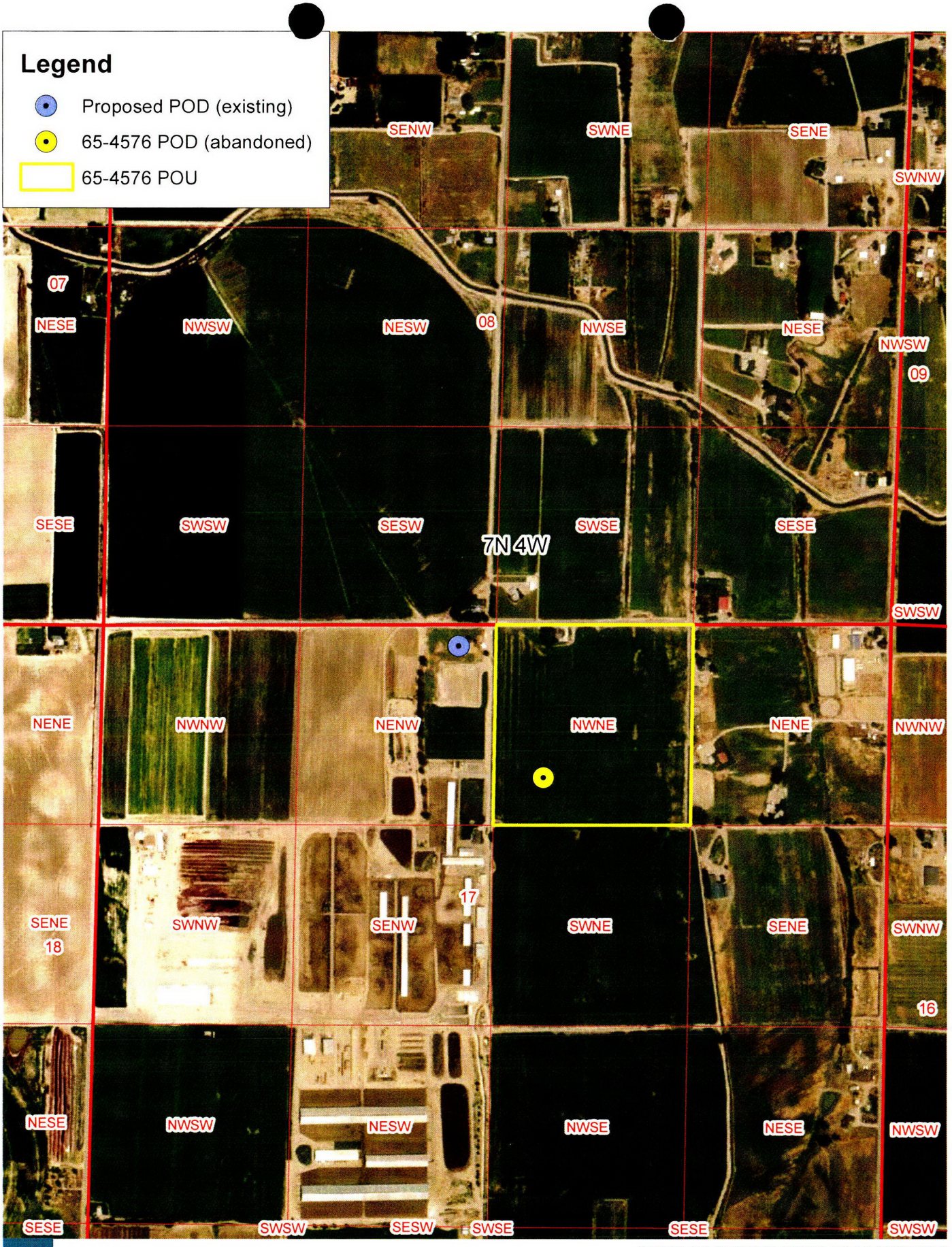
Fee paid $200 Date 6-29-2023 Receipted by DM Receipt # W051344

Preliminary review by _____ Date _____ Active in the Water Supply Bank? Yes ☐ No ☐

W-9 received? Yes ☐ No ☐ Name on W-9 _____ W-9 forwarded to fiscal? Yes ☐ No ☐

(Do NOT scan the W-9 – confidential information is held by fiscal only)

SCANNED
88205
AUG 23 2023



APPLICATION FOR TRANSFER

WATER RIGHT 65-4576

TEUNISSEN LAND & CATTLE LLC

PROJECT #TBD

PATH: S:\PROJECTS\S THRU Z PROJECTS\T PROJECTS\TEUNESSEN, FRANK & LESLIE\TD1 10372348\PROJECT\GIS\ARCMAP_PROJECTS\XFR MAP - 65-4576.MXD - USER: LGRAVES - DATE: 6/6/2023

SCANNED
AUG 23 2023

Close

Water Right Report : 65-4576(Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	CODR, RAYNE D	3773 SW 3RD AVE	NEW PLYMOUTH	ID	83655
Current Owner	CODR, ROBERT E	3773 SW 3RD AVE	NEW PLYMOUTH	ID	83655
Original Owner	CODR, ALBERT E	RT 1	NEW PLYMOUTH	ID	83655
Original Owner	CODR, ETHEL L	RT 1	NEW PLYMOUTH	ID	83655

Water Right Status

Priority Date : 4/1/1916
Basis : Decreed
Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
GROUND WATER			

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
GROUND WATER	07N	04W	17	0		NW	NE	PAYETTE	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
STOCKWATER	1/01	12/31	0.05 CFS	2.70 AFA
DOMESTIC	1/01	12/31	0.04 CFS	1.20 AFA
TOTAL			0.07 CFS	3.90 CFS

Places of Use

Printable View | Paged View

Place of Use Legal Description : STOCKWATER (PAYETTE county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
07N	04W	17			NW	NE	

Place of Use Legal Description : DOMESTIC (PAYETTE county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
07N	04W	17			NW	NE	

Conditions

Code	Condtions
N13	THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
N11	THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
	PARCEL NO. 694 25

SCANNED
AUG 23 2023

Dates

Licensed Date :
Decreed Date : 9/4/1998
Permit Proof Due Date :
Permit Proof Made Date :
Permit Approved Date :
Permit Moratorium Expiration Date :
Enlargment Use Priority Date :
Enlargement Statute Priority Date :
Application Recevied Date:
Protest Deadline Date:

Other Information

State or Federal : S
Water District Number : EXC
Generic Max Rate Per Acre : 0
Generic Max Volume Per Acre : 0
Civil Case Number :
Decree Plantiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES 5/17/2023

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SCANNED
88205
AUG 23 2023

State of Idaho
Department of Water Resources

Water Right

65-4576

STOCKWATER

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





0 0.0275 0.055 0.11 0.165 0.22
Miles

Date created: 5/17/2023

Legend
- Point of Diversion
- Place of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

N

SCANNED
AUG 23 2023

State of Idaho
Department of Water Resources

Water Right

65-4576

DOMESTIC

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





0 0.0275 0.055 0.11 0.165 0.22
Miles

Date created: 5/17/2023

Legend
- Point of Diversion
- Place of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

N

SCANNED
AUG 23 2023

IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082
Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little **Director Gary Spackman**

August 14, 2023

TEUNISSEN LAND AND CATTLE LLC
3749 SW 3RD AVE
NEW PLYMOUTH ID 83655-5166

Re: Transfer No: 88205
Water Right No(s).: 65-4576

Transfer Approval Notice

Dear Water Right Holder(s):

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.

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

SCANNED
AUG 2 3 2023

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) 334-2190.

Sincerely,

Lynne Evans
Administrative Assistant I

Enclosure(s)

SCANNED
AUG 2 3 2023

CERTIFICATE OF SERVICE

I hereby certify that on August 14, 2023 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.: 88205
Water Right No(s).: 65-4576

TEUNISSEN LAND AND CATTLE LLC (Current Owner)
3749 SW 3RD AVE
NEW PLYMOUTH ID 83655-5166

LORI GRAVES
HDR INC (Representative)
412 E PARKCENTER BLVD STE 100
BOISE ID 83706-6659

Lynne Evans
Administrative Assistant I

SCANNED
AUG 2 3 2023

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.

SCANNED
AUG 2 3 2023

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.

SCANNED
AUG 2 3 2023

MEMORANDUM

Date: 7/27/2023

To: Water Right File 65-4576

From: Allen Bradbury

Re: Ownership Change Processed Prior to Transfer No. 88205

Ownership change (including applicable fee) requested with transfer filing. A separate Notice of Ownership Change form was not received nor required. Ownership change processed prior to transfer resulting in change in diversion points:

WR 65-4576 from:

65-4576 Rayne D & Robert E Codr (Old Owner Name)

To:

65-4576 Teunissen Land & Cattle LLC (New Owner Name)

Transfer no. 88205 will affect WR 65-4576. The transfer applicant was not required to amend the transfer application form.

SCANNED

AUG 2 3 2023

MEMORANDUM

TO: Transfer No. 88205 Teunissen Land & Cattle LLC

FROM: Allen Bradbury

DATE: 7/17/2023

RE: Evaluation of Application for Transfer of Water Right

The purpose of the transfer is to change the point of diversion for water right number 65-4576. Currently, decreed water right 65-4576 authorizes the diversion of 0.07 cfs from groundwater for stock water and domestic use. The new point of diversion is in the NENW of Section 17 Township 7N, Range 4W.

Water will be used at the current place of use near the intersection of SW 3rd Ave. and Akron Rd., approximately 2 miles southwest of New Plymouth, ID, in Payette County.

Contact: Frank D Teunissen, 3479 SW 3rd Ave, New Plymouth, ID 83655, flteunissen@msn.com, (208) 573-3027.

Representative: Lori Graves, HDR|SPF Engineering, 412 E Parkcenter Blvd, Suite 100, Boise ID 83706, lori.graves@hdrinc.com, (208) 387-7000.

Summary of Information Submitted

Authority to File: IDWR records show Robert E and Rayne D Codr are the current owners of the involved water right. Payette County tax parcel data shows Teunissen Land & Cattle LLC as the owners of the lands at the place of use and proposed point of diversion. The Idaho Secretary of State website shows the following entities: Teunissen Land & Cattle, LLC (3910929) (Frank D Teunissen, manager), Teunissen Properties, L.P. (31078)((Leslie Teunissen, general partner and (Frank D Teunissen, registered agent), Teunissen Investments, LLC (147754) (Frank D Teunissen & Leslie Teunissen, managers). The transfer application is signed by Frank D Teunissen. A change of ownership was filed with the transfer application with relevant conveyance documents.

Water Right Validity/Historical Beneficial Use: Water right no. 65-4576 was decreed on 9/4/1998. The transfer application describes that the original well has been abandoned and filled with bentonite due to poor water quality and the proposed well (which is currently used) once served adjacent home that has been removed from the parcel. The evidence for beneficial use consisted of successive years of aerial imagery showing livestock pastured on the parcel with stock water. Evidence of beneficial use was determined by Department aerial imagery and Google Earth imagery. The right is presumed to be valid since beneficial use has occurred within the last five years.

Injury to Other Water Rights: A legal notice was not required for this transfer. Other water rights should not be impacted by the proposed transfer. The quantity of water used for these rights will not change because of the transfer. Based on this evidence there is not a concern with other users making a call or being injured.

Enlargement of Use: Enlargement does not appear to be an issue. The transfer does not propose any change to the diversion rate or volume nor any unsubordinated change to the season of use. The nature of use for stock water and domestic will remain the same. For these reasons, an enlargement of use is not anticipated as a result of this transfer.

SCANNED
AUG 2 3 2023

Local Public Interest: There are no anticipated negative impacts to recreation, fish, or wildlife as a result of this transfer. There is no indication that any applicable water or hazardous substance standards designed to protect water resources would be violated. This transfer is compatible with the objectives and policies of the State Water Plan. It is within the local public interest to allow private properties to develop their property and fully use their water rights which in turn benefits the public at large. None of the available information suggests a conflict with the local public interest.

Beneficial Use/Conservation of Water Resources: No issues were identified. The application proposes beneficial use consistent with conservation of water resources in Idaho.

The application is consistent with criteria of I. C. § 42-222 and should be processed.

Additional Information/Analysis

Overlap Analysis: No overlaps for domestic or stock water.

Discussion

If approved the following changes should be made to the conditions of water right no. 63-4576. Add standard transfer conditions T07 and T08.

Summary

Assuming no other information contradicts the above analysis, the application can be approved as reflected by the draft approval.

SCANNED
AUG 2 3 2023

07N04W17 **88205 (65-4576) Teunissen Overlap Analysis - POU**

Process	WR#	Owner	Source	Use	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Acres
Water Right	65-4576	CODR, ALBERT E; CODR, ETHEL L; CODR, RAYNE D; CODR, ROI	GROUND WATER	DOMESTIC		X															
Water Right	65-4576	CODR, ALBERT E; CODR, ETHEL L; CODR, RAYNE D; CODR, ROI	GROUND WATER	STOCKWATER		X															
Water Right	65-22349	TEUNISSEN PROPERTIES LP; TEUNISSEN, FRANK; TEUNISSEN,	GROUND WATER	COMMERCIAL							X	X	X	X							
Water Applicati	65-24243	HDR INC, TEUNISSEN LAND & CATTLE LLC	GROUND WATER	COMMERCIAL							X	X	X	X							
Water Right	65-22349	TEUNISSEN PROPERTIES LP; TEUNISSEN, FRANK; TEUNISSEN,	GROUND WATER	DOMESTIC								X									
Water Applicati	65-24240	HDR ENGINEERING INC, FL HOLDINGS LLC	GROUND WATER	DOMESTIC												X					
Water Permit	65-24240	FL HOLDINGS LLC; HDR ENGINEERING INC	GROUND WATER	DOMESTIC												X					
Water Applicati	65-24242	HDR INC, TEUNISSEN LAND & CATTLE LLC	GROUND WATER	DOMESTIC										X							
Water Right	65-4356	BRINCKEN, PAULINE	GROUND WATER	DOMESTIC				X													
Water Right	65-4440	CRABB, EVELYN; CRABB, GEORGE; CRABB, PATRICK; DAVIS, G	GROUND WATER	DOMESTIC											X						
Water Right	65-4511	ANKENMAN, LEONA; ANKENMAN, RALPH; TEUNISSEN LAND	GROUND WATER	DOMESTIC								X									
Water Right	65-4587	GOFF, BARBARA A; GOFF, JOHN H	GROUND WATER	DOMESTIC	X																
Water Right	65-4588	CRABB, BETTY; CRABB, FRANCIS L; TEUNISSEN LAND & CATTL	GROUND WATER	DOMESTIC							X										
Water Right	65-6220	DYKEMA, EVELYN; DYKEMA, RALPH H	GROUND WATER	DOMESTIC															X		
Water Right	65-6360	KING, DANNY C	GROUND WATER	DOMESTIC	X																
Water Right	65-22349	TEUNISSEN PROPERTIES LP; TEUNISSEN, FRANK; TEUNISSEN,	GROUND WATER	STOCKWATER								X	X								
Water Applicati	65-24243	HDR INC, TEUNISSEN LAND & CATTLE LLC	GROUND WATER	STOCKWATER								X	X								
Water Right	65-4440	CRABB, EVELYN; CRABB, GEORGE; CRABB, PATRICK; DAVIS, G	GROUND WATER	STOCKWATER											X						
Water Right	65-4588	CRABB, BETTY; CRABB, FRANCIS L; TEUNISSEN LAND & CATTL	GROUND WATER	STOCKWATER							X										
Water Right	65-6220	DYKEMA, EVELYN; DYKEMA, RALPH H	GROUND WATER	STOCKWATER															X		
Water Applicati	63-34897	IDAHO WATER ENGINEERING, CAT CREEK ENERGY LLC, RACIN	BOISE RIVER	IRRIGATION FROM	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
Water Right	63-2878	BLACK CANYON IRRIGATION DISTRICT	ELIJAH DRAIN	IRRIGATION	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
Water Right	63-2322	UNITED STATES OF AMERICA ACTING THROUGH	ELIJAH SLOUGH	IRRIGATION	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
Water Right	65-2433	UNITED STATES OF AMERICA ACTING THROUGH	PAYETTE RIVER	IRRIGATION	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
Water Right	65-22675	TRENT, FLOYD J; TRENT, MARGARET E	SPRING	IRRIGATION													1				1
Water Right	65-2900	BLACK CANYON IRRIGATION DISTRICT	TUNNEL NO 2 DRAIN	IRRIGATION	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
Water Right	65-24028	CUSHMAN , MONA; CUSHMAN, GARY	UNNAMED STREAM	STOCKWATER	X																
Water Right	63-2878	BLACK CANYON IRRIGATION DISTRICT	WILSON DRAIN	IRRIGATION	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	
Water Right	63-2322	UNITED STATES OF AMERICA ACTING THROUGH	WILSON SLOUGH	IRRIGATION	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	

Process	WR#	Owner	Source	Use	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Acres
Water Right	65-4576	CODR, ALBERT E; CODR, ETHEL L; CODR, RAYNE D; CODR, ROI	GROUND WATER			X															
Water Applicati	65-24240	HDR ENGINEERING INC, FL HOLDINGS LLC	GROUND WATER													X					
Water Applicati	65-24242	HDR INC, TEUNISSEN LAND & CATTLE LLC	GROUND WATER											X							
Water Applicati	65-24243	HDR INC, TEUNISSEN LAND & CATTLE LLC	GROUND WATER								X	X	X								
Water Permit	65-24240	FL HOLDINGS LLC; HDR ENGINEERING INC	GROUND WATER													X					
Water Right	65-6360	KING, DANNY C	GROUND WATER		X																
Water Right	65-6220	DYKEMA, EVELYN; DYKEMA, RALPH H	GROUND WATER																X		
Water Right	65-4588	CRABB, BETTY; CRABB, FRANCIS L; TEUNISSEN LAND & CATTL	GROUND WATER								X										
Water Right	65-4587	GOFF, BARBARA A; GOFF, JOHN H	GROUND WATER		X																
Water Right	65-4511	ANKENMAN, LEONA; ANKENMAN, RALPH; TEUNISSEN LAND	GROUND WATER									X									
Water Right	65-4440	CRABB, EVELYN; CRABB, GEORGE; CRABB, PATRICK; DAVIS, G	GROUND WATER												X						
Water Right	65-4356	BRINCKEN, PAULINE	GROUND WATER					X													
Water Right	65-24028	CUSHMAN , MONA; CUSHMAN, GARY	UNNAMED STREAM		X																
Water Right	65-22675	TRENT, FLOYD J; TRENT, MARGARET E	SPRING														X				
Water Right	65-22349	TEUNISSEN PROPERTIES LP; TEUNISSEN, FRANK; TEUNISSEN,	GROUND WATER								X	X	X								

SCANNED
AUG 23 2023

RECEIVED
JUN 29 2023
WATER RESOURCES
WESTERN REGION

HDR | SPF

June 26, 2023

Scott Storms
IDWR Western Region Office
2735 Airport Way
Boise, ID 83705

Subject: Teunissen Land & Cattle LLC

Dear Scott,

Enclosed on behalf of Teunissen Land & Cattle LLC are the following:

1. Signature page for the ownership change notice we submitted June 8, 2023. The unsigned notice was submitted along with three other signed permit applications because the client's submittal check (#1012) for the permit applications included the notice's $75 filing fee.
2. *Application for Transfer* proposing a different existing well to serve domestic water right 65-4576 since the current authorized well has been abandoned due to poor water quality. Check #1015 is enclosed for the $200 filing fee.

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

Sincerely,

HDR Engineering, Inc.

Lori Graves

Lori Graves
Sr. Water Rights Specialist

Cc: Leslie Teunissen

Enclosers: notice, transfer, check

Project: 10372348

hdrinc.com

HDR | SPF, 412 E Parkcenter Blvd, Suite 100, Boise, ID 83706
(208) 387-7000

SCANNED
AUG 23 2023

March 2017

REVIEW CHECKLIST TRANSFER -- OR -- EXCHANGE

(Workflow) (maybe Workflow)

Application # 88205 **Reviewer** Clint **Date** 7-10-23

Acceptable Filing (TP Memo #24 Sect. 3) ✓ Y ____ N If "N" 30-day Deficiency Ltr Sent _____(date & initial)

Initial Review & Abbreviated Data Entry 7/10:23 cc (date & initial) Supervisor Notes ____Y ____N

Right(s) in Water Bank ____ Y ✓ N, Notify S.O. _____ (date) - WSB App Attachment _____

COMMENT LETTERS ____ Y ✓ N

Water District # ____ (Required even if No Legal Notice Required)

Other(s): list here or see attached _____

ADVERTISING ____ Y ✓ N If "N" Save Legal Notice Not Required DB Comment in Workflow & Memo ___

Legal Notice Required - Saved as Legal Notice Remarks in Workflow ____Y *uncheck "Currently in Data Entry" flag

Statewide ads ____ Y ✓ N ("Y" only if any single right > 10 cfs, 1000 af storage)

COMPLETE TO HERE BEFORE FORWARD FOR ADVERTISING

ADVERTISER COMPLETES

LEGAL NOTICE & PROTEST

Protest Deadline n/a

Y	N			
____	____	Protested	If Y: ____	Scan protest
____	____	Affidavit received/published correctly	If N:____	Re-advertised & published correctly

REVIEW MEMO -- DRAFT APPROVAL -- APPROVAL COVER LETTER

Drilling fee upgrade ____ Paid ✓ WC & WR File Documented (Request, CAN NOT hold xFer if unpaid).

Review Memo Completed ✓ (See Review Memo Template N:/WRProcessing/Transfers/Review Memo Template).

Data Entry, Conditions, & ArcMap Data Entry Completed ✓

E'folder w/ Draft Approval 88205 Tennisson Land & Cattle LLC
(applicant last name + application #)

NOTE FOR CLERICAL STAFF APPROVAL COVER LETTER

Add WSB paragraph to approval cover letter (see N:WRFormLetters/Water Bank Paragraph) _____ Y _____N

OPTIONAL PAGE -- CONDITIONS & NOTES

GROUNDWATER:

WD 161 (Non-de minimis uses) - R05
- ≤ 0.24 cfs/5 acres - No MD
- > 0.24 cfs/5 acres - 214

~~WD~~
- < 0.24 cfs/5 acres - No MD
- ≥ 0.24 cfs/5 acres - 01M or 01Q (ref. MD flowchart)

No water measurement districts in Western Region at this time.
DRILLING PERMIT - 046 (new well)

SURFACE WATER:

WD - R05
≤ 0.20 cfs - R02, 01P or No MD (ref. MD flowchart)
> 0.20 cfs - R43
~~WD~~, SPRINGS/SINK, INACTIVE WD & REST OF STATE
< 0.24 cfs/5 acres - No MD
≥ 0.24 cfs/5 acres - 01M or 01Q

STANDARD SEASON _____ to _____ (use X61 if extended season)
STANDARD VOLUME_____ af/ac
CONSUMPTIVE USE VOLUME _____ af/ac

USES:

STORAGE - 18C-18B/R40-123-220-219-221-222-259-937-938
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
Volume only - R58/R59/R60/R61
Supplemental - 943 & WB7
Storage - R70
STOCKWATER - R37 (all BLM/USFS)
MINING - 054-106
FISH PROP - 029 (70's basins only)-007-122-106
HEAT/COOL - R07 (injection well)
FIRE PROT. - 077-218
DAIRY - 082 (zoning if a concern)-106-WD8

POWER - 17H-17K (+uses)-025-106
MUNICIPAL
Restricted area - 022-075 RAFN – 007-109-X64
Irr., GW supp to SW - 102

DOMESTIC
Surface water - WB5 (Boise above Star Bridge)
>1 in restricted area - 070-071-075(no parks/common areas, etc)
Irr use listed separate - WB5

MISC CONDITIONS/REMARKS:

T07 - 1 yr to develop
T08 - comply or rescind
WD8 - land application of waste water
01Q - used instead of 01M when there's another meas. condition outside a WD

Protested - 020-X19
Water Quality - 106-R07

X27 - Number of acres/season in ppu
X35 - Combined **limits** of multiple rts

X49 - measure p/'d's (source chg'd to orig trib)
X51 - 2+ yrs to develop
X53 - Use ltd to orig. source availability
X54 - forfeited ac/rate (used rarely)
205 - use when quantity reduced by xFer approval
X55 - (transfer shrinks total water to less ac)
004 - no right-of-way
X58 - pending claim (statutory or AJ b/u claim)
X61 - extended irr season
X63 - replaced C12 through C17 - ultimately C18 placed on rts to cover issue. If C18 on rts replace with T19 and remove X63.

Apply one to chg'd & unchg'd rts that are subject to SRBA:

T09 - on-going SRBA (no Dir Rpt yet)
T19 - replaces C18 (if at Directors Report or Partial Decree stage)
T20 – use only on unchg'd rts not subject to SRBA

NOTES: