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DEPT. OF WATER RESOURCES
SOUTHERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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WATER RESOURCES
WESTERN REGION

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OCT 30 2024
DEPT. OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

GENERAL INFORMATION AND INSTRUCTIONS

Pursuant to Section 42-222(1), *Idaho Code*, a transfer application may be filed to change the point of diversion, place of use, period of use, or nature of use of all or part of an established water right. Any person proposing to make such a change is required to file a transfer application with the Department. "Such application shall be upon forms furnished by the department and shall describe the [water right] to be changed and the changes which are proposed, and shall be accompanied by the statutory filing fee." *Idaho Code* § 42-222(1).

The Department has developed this application form to assist applicants in satisfying the requirements of Section 42-222(1). This application form requests information about the applicant's authority to file (Part 1), information about the current elements of the water right(s) to be changed (Part 2), information about the changes which are proposed (Part 3), information about the validity of the water right(s) and the effects of the proposed changes (Part 4), and a confirmation that the information provided is accurate (Part 5).

The applicant or their representative must provide a response for all applicable questions, any additional information required, and the proper filing fee before this application will be considered complete. If an application is incomplete or more information is required, the Department will notify the applicant or representative and allow time for the application to be completed. An application that remains incomplete will be returned to the applicant and the filing fee will be refunded.

An application for transfer is limited to the changes proposed for a single water distribution system. A proposal to change two or more separate water distribution systems, that will remain separate after the transfer, must be filed as separate applications. Applicants may provide additional pages to supplement their responses to the questions posed on this application form. Supplemental forms for listing additional water rights, points of diversion, or places of use can be found on the Department's website (idwr.idaho.gov).

If you need assistance understanding the questions on this form, generating current water right reports, determining legal descriptions, or accessing water measurement records feel free to contact the nearest regional office of the Department.

PART 1 – CONTACT INFORMATION, OWNERSHIP RECORDS, AUTHORITY TO FILE

Name(s) of Applicant(s) True West Beef LLC

Mailing Address 1555 Shoreline Drive, Suite 320, Boise, ID 83702

Email* Jayne.davis@agrib Beef.com Phone 208-338-2500

Name of Representative (if any) HDR

Mailing Address 412 E Parkcenter Blvd, Ste 100, Boise, ID 83706

Email* lori.graves@hdrinc.com Phone 208-387-7000

*If an email address is provided, Department staff will use email as the primary method for corresponding with the applicant and representative about the application.

A. Representative. If the representative is authorized to sign or amend the application on behalf of the applicant, attach documents (such as the Power of Attorney) confirming that authority. Label documents as Attachment 1A.

B. Current Owner. If the applicant is not the current owner of record for all water rights included in this application, attach documents showing that the applicant has the authority to make the proposed changes. Label documents as Attachment 1B.

C. Updating Ownership Records. Applicants needing to update the ownership records for any of the water rights included in this application must attach documents supporting the ownership change. Such documents must trace ownership of the subject water rights or the current place of use for the subject water rights from the current owner of record for the water rights to the applicant. Label documents as Attachment 1C.

D. Business Entities. If the applicant is a business entity (corporation, LLC, partnership, trust, etc.), is the business entity currently registered with the state of Idaho?

☒ Yes. If this application is signed by someone other than a person listed on the most recent annual report filed with the Idaho Secretary of State, attach documents confirming the authority of the signer to sign on behalf of the business entity. Label documents as Attachment 1D.

☐ No. Attach documents confirming the authority of the signer to sign on behalf of the business entity. Label documents as Attachment 1D.

E. Approval of Irrigation Delivery Entity. Section 42-108, *Idaho Code*, states that a transfer application proposing to change water rights held by an irrigation company or district requires the consent of the irrigation entity. If this application proposes to change water rights held by an irrigation entity, attach a letter of consent from the entity (labeled as Attachment 1E) or have an authorized representative of the entity co-sign the application.

F. Encumbered Properties. If the current place of use for the water rights included in this application is subject to a lien, deed of trust, mortgage, or contract and the application proposes to change the nature of use of the water rights or to move water rights off the current place of use, attach a statement of consent for the change signed by the lien holder, trustee, mortgagor or contract holder. Label documents as Attachment 1F.

PART 2 – WATER RIGHTS BEFORE PROPOSED CHANGES

A. Current Water Rights. For each water right proposed to be changed, attach a current water right report obtained from any Department office or from the Department's website (idwr.idaho.gov). Label water right reports as Attachment 2A.

B. Map of Current System. Attach a map of the current point(s) of diversion and place(s) of use for the water rights to be changed. The map should clearly depict the elements of the water rights to be changed. For example, if this application proposes to change the point of diversion for a water right, the map should display the current location of the point of diversion. For irrigation water rights, the map should also identify the location of the irrigated acres to be changed. Label map as Attachment 2B.

2A
WATER RIGHT REPORTS

Water Right Report : 36-2531(Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	TRUE WEST BEEF LLC	1555 W SHORELINE DR STE 320	BOISE	ID	83702-9109
Original Owner	PRESCOTT, MARJORIE G	830 E 16TH AVE	JEROME	ID	83338
Previous Owner	MPH FARMS	2935 W 2050 S	ABERDEEN	ID	83210
Previous Owner	ZV TRUST	PO BOX 6640	BOISE	ID	83707-6640
Previous Owner	PRES CO LLC	110 N 800 E	JEROME	ID	83338
Trustee	DAVIS, JAYNE	PO BOX 6640	BOISE	ID	83707-6640

Water Right Status

Priority Date : 3/16/1962

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	08S	18E	17	0	NE	NW	NW	JEROME	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	3/15	11/15	1.94 CFS	568.00 AFA
TOTAL			1.94 CFS	568.00 CFS

Places of Use

 Paged View

Place of Use Legal Description : IRRIGATION (JEROME county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
08S	18E	8		NE	SW	34	
08S	18E	8		SE	SW	34	
08S	18E	17		NE	NW	30	
08S	18E	17		NW	NW	31	
08S	18E	17		SW	NW	30	
08S	18E	17		SE	NW	30	
08S	18E	17		NE	SW	40	
08S	18E	17		NW	SW	31	
08S	18E	17		SW	SW	30	
08S	18E	17		SE	SW	30	

Irrigation Totals

Total Acres Acre Limit

320.00 142.00

Conditions

Code Conditions

- X27 This right is limited to the irrigation of 142 acres within the authorized place of use in a single irrigation season.
- R05 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.
- R43 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.
- X35 Rights 36-2531 and 36-2556 when combined shall not exceed a total diversion rate of 2.43 cfs.
- R64 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.
- T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- T19 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.

Dates

Licensed Date :
Decreed Date : 8/27/2001
Permit Proof Due Date :
Permit Proof Made Date :
Permit Approved Date :
Permit Moratorium Expiration Date :
Enlargement Use Priority Date :
Enlargement Statute Priority Date :
Application Received Date:
Protest Deadline Date:

Other Information

State or Federal : S
Water District Number : 130
Generic Max Rate Per Acre : 0
Generic Max Volume Per Acre : 0
Civil Case Number :
Decree Plaintiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

12/14/2022

State of Idaho
Department of Water Resources

Water Right

36-2531

IRRIGATION

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.



Legend

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



89445

Date created: 12/14/2022

Water Right Report : 36-2556(Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	TRUE WEST BEEF LLC	1555 W SHORELINE DR STE 320	BOISE	ID	83702-9109
Original Owner	PRESCOTT, THOMAS	830 16TH AVE E	JEROME	ID	83338
Original Owner	PRESCOTT, MARJORIE G	830 E 16TH AVE	JEROME	ID	83338
Previous Owner	MPH FARMS	2935 W 2050 S	ABERDEEN	ID	83210
Previous Owner	ZV TRUST	PO BOX 6640	BOISE	ID	83707-6640
Previous Owner	PRES CO LLC	110 N 800 E	JEROME	ID	83338
Trustee	DAVIS, JAYNE	PO BOX 6640	BOISE	ID	83707-6640

Water Right Status

Priority Date : 10/19/1962
 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	08S	18E	17	0	NE	NW	NW	JEROME	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	3/15	11/15	2.43 CFS	712.00 AFA
TOTAL			2.43 CFS	712.00 CFS

Places of Use


[Paged View](#)

Place of Use Legal Description : IRRIGATION (JEROME county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
08S	18E	8		NE	SW	34	
08S	18E	8		SE	SW	34	
08S	18E	17		NE	NW	30	
08S	18E	17		NW	NW	31	
08S	18E	17		SW	NW	30	
08S	18E	17		SE	NW	30	
08S	18E	17		NE	SW	40	
08S	18E	17		NW	SW	31	
08S	18E	17		SW	SW	30	
08S	18E	17		SE	SW	30	

Irrigation Totals

89445

Total Acres Acre Limit

320.00 178.00

Conditions

Code Conditions

- X27 This right is limited to the irrigation of 178 acres within the authorized place of use in a single irrigation season.
- R05 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.
- R43 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.
- X35 Rights 36-2531 and 36-2556 when combined shall not exceed a total diversion rate of 2.43 cfs.
- R64 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.
- T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
- T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- T19 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.

Dates

Licensed Date :
Decreed Date : 8/27/2001
Permit Proof Due Date :
Permit Proof Made Date :
Permit Approved Date :
Permit Moratorium Expiration Date :
Enlargement Use Priority Date :
Enlargement Statute Priority Date :
Application Received Date:
Protest Deadline Date:

Other Information

State or Federal : S
Water District Number : 130
Generic Max Rate Per Acre : 0
Generic Max Volume Per Acre : 0
Civil Case Number :
Decree Plaintiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

12/14/2022

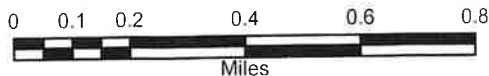
State of Idaho
Department of Water Resources

Water Right

36-2556

IRRIGATION

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.



Legend

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



89445

Water Right Report : 36-16952(Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	TRUE WEST BEEF LLC	1555 W SHORELINE DR STE 320	BOISE	ID	83702-9109
Original Owner	MARTIN, KRISTI	2688 S MONTAUK AVE	BOISE	ID	83709-3300
Previous Owner	DB V PARTNERSHIP	2043 E CENTER ST	POCATELLO	ID	83201
Security Interest	RABO AGRIFINANCE LLC	14767 NORTH OUTER 40 RD STE 400	CHESTERFIELD	MO	63017-2003

Water Right Status

Priority Date : 9/26/1963

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	08S	17E	12	0	SW	SE	SE	JEROME	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/10	11/10	5.34 CFS	1151.20 AFA
TOTAL			5.34 CFS	1151.20 CFS

Places of Use

[Printable View](#)
[Paged View](#)

Place of Use Legal Description : IRRIGATION (JEROME county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
08S	17E	12		NE	NE	25	
08S	17E	12		NW	NE	39	
08S	17E	12		SW	NE	40	
08S	17E	12		SE	NE	38	
08S	17E	12		NE	SE	33	
08S	17E	12		NW	SE	40	
08S	17E	12		SW	SE	34	
08S	17E	12		SE	SE	39	

Irrigation Totals

Total Acres Acre Limit

287.80

Conditions

Code Conditions

- T19 Pursuant to Section 1412(6), Idaho Code, 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
- X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 3/15 and an ending date of 11/15 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/10 and after 11/10 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 8/27/2001, the date of the SRBA partial decree.

Dates

Licensed Date :
Decreed Date : 8/27/2001
Permit Proof Due Date :
Permit Proof Made Date :
Permit Approved Date :
Permit Moratorium Expiration Date :
Enlargement Use Priority Date :
Enlargement Statute Priority Date :
Application Received Date:
Protest Deadline Date:

Other Information

State or Federal : S
Water District Number : 130
Generic Max Rate Per Acre : 0.02
Generic Max Volume Per Acre : 4
Civil Case Number :
Decree Plaintiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

12/14/2022

State of Idaho
Department of Water Resources

Water Right

36-16952

IRRIGATION

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.



Date created: 12/14/2022



89445

Legend

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



C. Current Location of Irrigated Acres. If this application proposes to change the place of use or nature of use for only a portion of an irrigation water right, use the following table to identify the current location of the irrigated acres to be changed. If additional pages are required, label additional pages as Attachment 2C. If this application proposes to change or rearrange the entire place of use for irrigation water right(s), skip to Part 3.

☐ N/A. This application does not propose to change the place of use or nature or use of an irrigation water right or this application proposes to change the place of use or nature of use for an entire irrigation right.

Current Location of Irrigated Acres to be Changed

Water Right 36-16952

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	17E	12														33			33

*Acres to transfer, remaining 254.8 acres to transfer to the TWB integrated irrigation system (see accompanying Transfer 1).

Total Irrigated Acres to be Changed: *33

PART 3 – DESCRIPTION OF PROPOSED CHANGES

A. Purpose of Transfer. Section 42-222(1), *Idaho Code*, states that transfer applications may only be filed to change the point of diversion, place of use, period of use, or nature of use of an established water right. Section 42-248(3), *Idaho Code*, authorizes water right ownership changes to be included on transfer applications. Identify the changes proposed in this application:

- | | |
|--|---|
| ☒ Change point(s) of diversion | ☒ Change place of use |
| ☐ Add point(s) of diversion | ☐ Change period of use |
| ☐ Change nature of use | ☐ Update water right ownership records |

B. Proposed Changes. Describe the proposed changes in narrative form:

See Attachment 3B.

C. Summary of Proposed Changes.

1. Water Rights. Use the following table to list all water rights, or portions thereof, that are proposed to be changed as they would appear after the proposed changes. In the Amount column, list the volume (in acre-feet) for storage uses or the rate (in cubic feet per second) for all other uses.

All or Part	Right Number	Amount (cfs/af)	Nature of Use	Period of Use	Source
☐ ☒	36-16952	0.61 cfs	Irrigation	4/10 to 11/10	Ground Water
☒ ☐	36-2531	1.94 cfs	Irrigation	3/15 to 11/15	Ground Water
☒ ☐	36-2556	2.43 cfs	Irrigation	3/15 to 11/15	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

2. Total Amounts. Calculate the total quantity, in cfs or af, of water rights that are proposed to be changed through this application. For an application proposing to only change the place of use for irrigation rights, the total quantity of water is calculated by comparing the current place of use to the proposed place of use, summing the number of acres increased in each legal subdivision, and quantifying the proportional amount of diversion rate for the increased acres. For an application proposing to change or add points of diversion for irrigation or any other beneficial use, the total amount is the total diversion rate for the changed portion of the right.

Total Amount of Water Rights Proposed to be Changed: *3.04 cfs and/or _____ af.
***Rights 36-2531 & 36-2556 are limited to 2.43 cfs when combined.**

3. Point(s) of Diversion. Use the following table to list all the proposed points of diversion for the water rights to be changed, including any current points of diversion that will continue to be used as part of the proposed water distribution system.

The legal description for the proposed point(s) of diversion must be to the nearest 40-acre subdivision (QQ) or U.S. Government Lot of the Public Land Survey System (PLSS). PLSS information is typically available from USGS topo maps, property deeds, tax bills or various mapping tools on the Department's website.

For points of diversion within platted subdivisions, list the lot and block number in the "Diversion Name/Number" column. An application proposing an injection into a stream and a re-diversion from that stream must list the source for the original diversion as the source for the injection and re-diversion points. If this application proposes construction of a new diversion structure (for example, a new ground water well or a new pump station on a creek), please indicate the status in the appropriate column.

☐ N/A. This application does not propose to add or change any points of diversion.

Proposed Points of Diversion

New?	Twp	Rge	Sec	Lot	1/4	1/4	1/4	County	Source	Diversion Name/Number
N	8S	18E	17		NE	NW	NW	Jerome	Ground Water	Well D

4. Place of Use. The proposed place of use must be described to the nearest 40-acre subdivision (QQ) or U.S. Government Lot of the Public Land Survey System. Government lot numbers can be noted in parenthesis below the approximate quarter-quarter location of the government lot. For water rights held by irrigation districts, municipal providers or irrigation companies, the proposed place of use may be generally described as authorized by Sections 42-202B, 42-219 and 42-222B, *Idaho Code*.

☐ N/A. This application does not propose to change a place of use.

Proposed Place of Use

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	4	29	34					101
8S	18E	17					30	31	30	30	40	31	30	30					252

Total Irrigated Acres: 353

5. Map of Proposed System. Attach a map showing the location of the points of diversion, reservoirs, dams, canals, ditches, pipelines and other works proposed to be used to divert and convey water. Also show the location of the place of use, including any lands to be irrigated. The map should delineate the legal subdivisions including townships, ranges, sections, quarter-quarters and government lots. Label map as Attachment 3C.

PART 4 – ADDITIONAL INFORMATION

Section 42-222(1), *Idaho Code*, establishes the criteria used to evaluate transfer applications. An applicant bears the burden of demonstrating that the water right to be changed is a valid right, that the proposed use is a beneficial use, and that the proposed changes will not injure other water rights, will not enlarge the use of the original rights, are in the local public interest, and are consistent with the conservation of water resources within the state of Idaho. To satisfy this burden, an applicant must provide sufficient data and information for the Department to evaluate the effects of the proposed change. The Department may deny an application if the

Department to evaluate the effects of the proposed change. The Department may deny an application if the applicant fails to provide sufficient data and information to determine whether the criteria from Section 42-222(1) are satisfied. In addition to the information requested in Parts 1-3 of this application, the following information must be provided for an application to be considered complete. Department staff may request additional information or clarification as the application is processed.

A. Validity of Water Rights

1. If one or more of the water rights proposed to be changed is a statutory claim, established pursuant to Section 42-248, *Idaho Code*, attach evidence supporting the priority date claimed. Label documents as Attachment 4A-1. For statutory claims, the Department may conduct a field inspection as part of the application review process to evaluate the water right elements listed on the statutory claim.

2. Has any portion of the water right(s) proposed to be changed undergone a period of five or more consecutive years of non-use?

☐ Yes. Attach a statement describing the portion of the right(s) that were not used and the length of time of the non-use. In addition, identify any exception or defense to forfeiture and provide a detailed description as to why the water rights have not been lost and forfeited for non-use. Label documents as Attachment 4A-2. Statutory exceptions or defenses to forfeiture are set forth in Section 42-223, *Idaho Code*.

☐ No.

B. Injury to Other Water Rights

1. Identify any other water right(s) diverted at the current point(s) of diversion.

None

2. Identify any other water right(s) diverted at the proposed point(s) of diversion.

None

3. Is the proposed point of diversion within a state water district? ☐ Yes. Water District # _____. ☒ No.

4. If already constructed and in use, are the proposed points of diversion equipped with Department-approved measuring devices? ☐ Yes. ☒ No.

5. If this application proposes to divert a surface water right from a ground water well, attach a technical analysis evaluating the hydraulic connection between the proposed ground water point of diversion and the source of water listed on the right to be changed. Label technical analysis as Attachment 4B-5.

6. If this application proposes changing the point of diversion for a ground water right in the Eastern Snake Plain Aquifer (ESPA), attach a technical analysis of the anticipated depletions to reaches of the Snake River that are hydraulically connected to the ESPA using the Department's current ground water model for the ESPA. The technical analysis must evaluate depletion impacts in a time-series format at transient and steady state time steps. To assist applicants in preparing the required technical analysis, the Department has developed a transfer tool interface for the ESPA model. The transfer tool and user instructions can be downloaded from the Department's website (idwr.idaho.gov). If the proposed and current points of diversion are in the same or adjacent model cells, no technical analysis is required, unless specifically requested by the Department. Label technical analysis as Attachment 4B-6.

C. Enlargement in Use

1. Identify any other water rights used at the current place of use, including the number of shares in a canal company or acres assessed by an irrigation district.

None

2. Identify any other water rights used at the proposed place of use, including the number of shares in a canal company or acres assessed by an irrigation district.

None

3. If this application proposes to change the place of use or nature of use for irrigation water rights, will the current place of use, for the portion of the right to be changed, continue to be irrigated?

☒ Yes. Identify the water right(s) to be used for the continued irrigation.

Industrial water rights 36-17172, 36-17173, 36-17230 & 36-17231, irrigation *

☐ No. The place of use for the portion to be changed will no longer be irrigated.

☐ N/A. The application does not propose to change the place of use for irrigation rights.

**rights 36-2283, 36-2386, 36-17232, 36-16951, 36-2608, 36-14617, remaining right 36-16952 as proposed on Transfer 1.*

4. If this application proposes to change the place of use for an irrigation water right that is combined with other irrigation rights at the current place of use but does not propose to change the place of use for all the stacked irrigation rights, attach evidence of the historical consumptive use occurring under all water rights at the current place of use. For irrigation rights, this should include at least five years of diversion data and/or crop data and estimates of evapotranspiration. Label the information as Attachment 4C-4. Evapotranspiration data may be available on the Department's website (<http://et-idwr.idaho.gov>)

5. If the application proposes to change the nature of use for a water right, attach evidence of the historical consumptive use occurring under the portion of the water right to be changed. For irrigation rights, this should include diversion data, crop data and estimates of evapotranspiration. Label the information as Attachment 4C-5. Evapotranspiration data may be available on the Department's website (<http://et-idwr.idaho.gov>)

6. If the application proposes to change the nature of use of a water right to municipal use for reasonably anticipated future needs, complete the form titled "Municipal Water Right Application Checklist" found on the Department's website (idwr.idaho.gov). Label the form as Attachment 4C-6.

7. To your knowledge, are any portions of the water rights proposed to be changed:

Yes No

☐

☒

currently leased to the Water Supply Bank?

If yes, complete the form titled "Application for Transfer of Water Right Attachment WSB" found on the Department's website (idwr.idaho.gov).

Label the Form as Attachment 4C-7.

☐

☒

currently used in a mitigation plan limiting the use of water under the right?

☐

☒

subject to an agreement not to divert (CREP)?

☐

☒

currently enrolled in a federal set-aside program (CRP)?

D. Local Public Interest

The department must consider whether the proposed changes are in the local public interest as defined in Section 42-202B(3), *Idaho Code*. Some of the local public interest factors that may be considered in conjunction with a transfer application are (1) Recreation, fish, and wildlife impacts, (2) Water quality or contamination concerns, (3) Local and state ordinances, regulations, or policies related to water use, (4) Goals, requirements and limits set forth in the State Water Plan. If you choose to provide information about local public interest factors, label the information as Attachment 4D.

E. Conservation of Water Resources

Describe the diversion works and water delivery system. This may include sizes and dimensions of pumps, pipelines, headgates, ditches, dams, impoundments and irrigation equipment.

One existing well and pump equipped with measuring device and lockable controlling
works, integrated pressurized irrigation system.

PART 5 – FILING FEE AND SIGNATURE

A. Filing Fee. Filing fees for transfer applications are set forth in Section 42-221.O, *Idaho Code*. A table summarizing the filing fees for transfer applications is also found on the Department's website (idwr.idaho.gov). Any application proposing to change the nature of use for one or more rights requires an additional filing fee of \$250. Applications proposing to update the ownership records for water rights must also include the appropriate filing fee to update the ownership records. For any application relying on the filing fee set forth in Section 42-221.O.8, *Idaho Code*, attach a statement describing how the application qualifies under Section 42-221.O.8. Label documents as Attachment 5A.

B. Affidavit of Applicant or Representative:

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, Authorized Agent	10/27/24
Signature of Applicant or Representative*	Print Name and Title, if applicable	Date
Signature of Applicant or Representative*	Print Name and Title, if applicable	Date

*If water rights included in this application are owned by multiple people or entities, each owner must sign the application form.

D. Local Public Interest

The department must consider whether the proposed changes are in the local public interest as defined in Section 42-202B(3), *Idaho Code*. Some of the local public interest factors that may be considered in conjunction with a transfer application are (1) Recreation, fish, and wildlife impacts, (2) Water quality or contamination concerns, (3) Local and state ordinances, regulations, or policies related to water use, (4) Goals, requirements and limits set forth in the State Water Plan. If you choose to provide information about local public interest factors, label the information as Attachment 4D.

E. Conservation of Water Resources

Describe the diversion works and water delivery system. This may include sizes and dimensions of pumps, pipelines, headgates, ditches, dams, impoundments and irrigation equipment.

PART 5 – FILING FEE AND SIGNATURE

A. Filing Fee. Filing fees for transfer applications are set forth in Section 42-221.O, *Idaho Code*. A table summarizing the filing fees for transfer applications is also found on the Department's website (idwr.idaho.gov). Any application proposing to change the nature of use for one or more rights requires an additional filing fee of \$250. Applications proposing to update the ownership records for water rights must also include the appropriate filing fee to update the ownership records. For any application relying on the filing fee set forth in Section 42-221.O.8, *Idaho Code*, attach a statement describing how the application qualifies under Section 42-221.O.8. Label documents as Attachment 5A.

B. Affidavit of Applicant or Representative:

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.

See previous page

Signature of Applicant or Representative*

Print Name and Title, if applicable

Date

Signature of Applicant or Representative*

Print Name and Title, if applicable

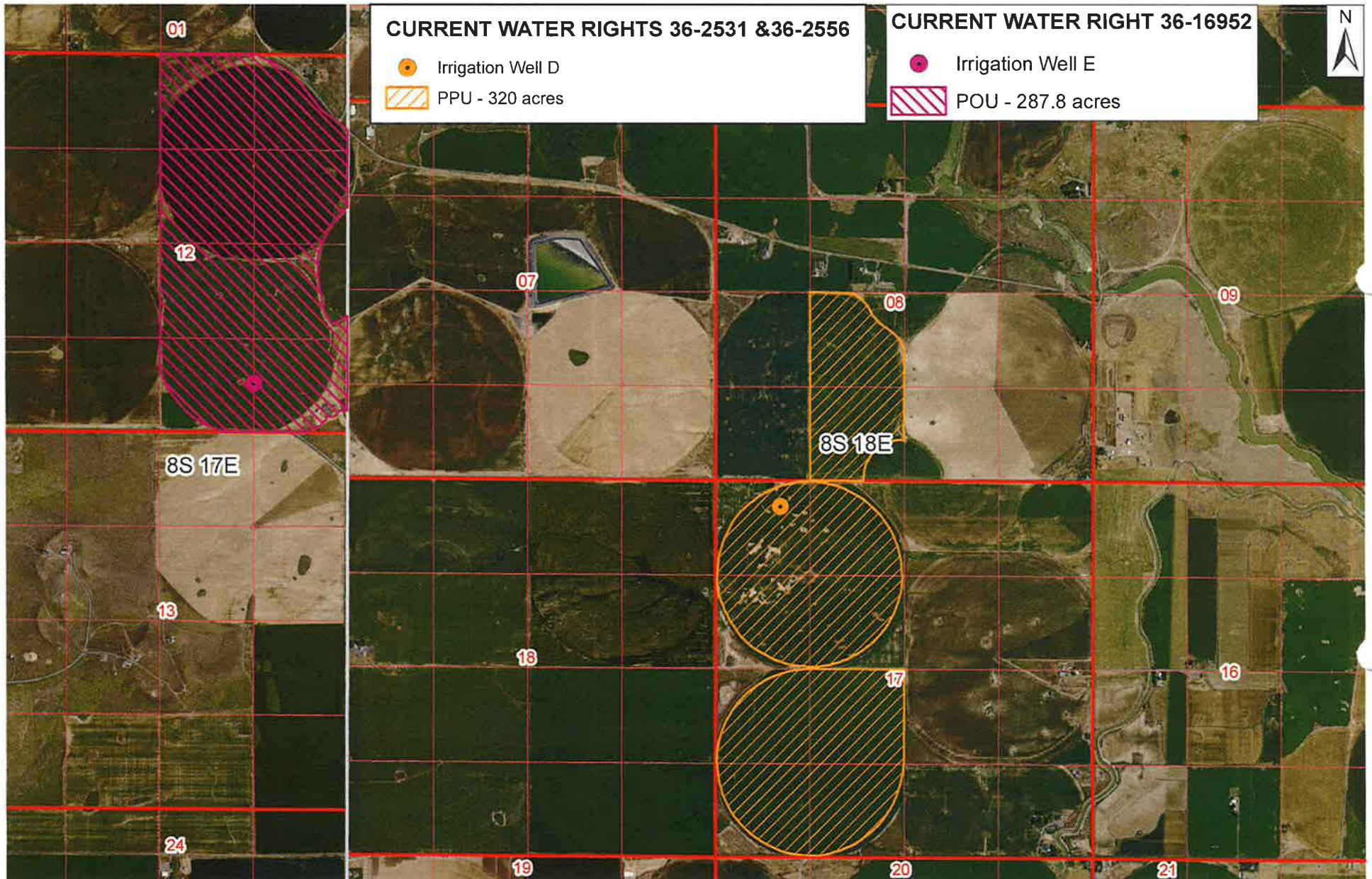
Date

*If water rights included in this application are owned by multiple people or entities, each owner must sign the application form.

FOR DEPARTMENT USE ONLY

Fee Paid: \$ 740- Receipt #: C119279 Date: 10/31/2024 Received by: S.O./KM
 Add'l Paid: \$ _____ Receipt #: _____ Date: _____ Received by: _____

ATTACHMENT 2B
MAP OF CURRENT SYSTEM



DATA SOURCE: Jerome NAIP 2023

0 1,250 2,500 Feet

ATTACHMENT 2B
CURRENT WATER RIGHTS

**ATTACHMENT 3B
NARRATIVE**

Transfer Narrative

Proposed Place of Use

This application proposes transferring 33 acres under water right 36-16952 (aka the DB V Farm) to a nearby True West Beef (TWB) farm (aka the MPD Farm) currently irrigated under water rights 36-2531 and 36-2556 and is one of three transfers being submitted. The other two include the following:

1. Transfer the remaining acres 254.8 acres and well under water right 36-16952 to expand the TWB integrated irrigation system currently served under six water rights and three wells.
2. Changing TWB's industrial re-use place of use to include the DB V Farm.

Current Places of Use and Diversions

Ground water right (36-16952) allows a total of 5.34 cfs (2,397 gpm) and 1151.2 af to be diverted from one well (Well E) for irrigation of 287.8 acres within the DB V Farm.

Ground water rights 36-2531 and 36-2556 allow a total of 2.43 cfs (1,091 gpm) and 1280 af to be diverted from one well (Well D) for irrigation of 320 acres within the MPD Farm.

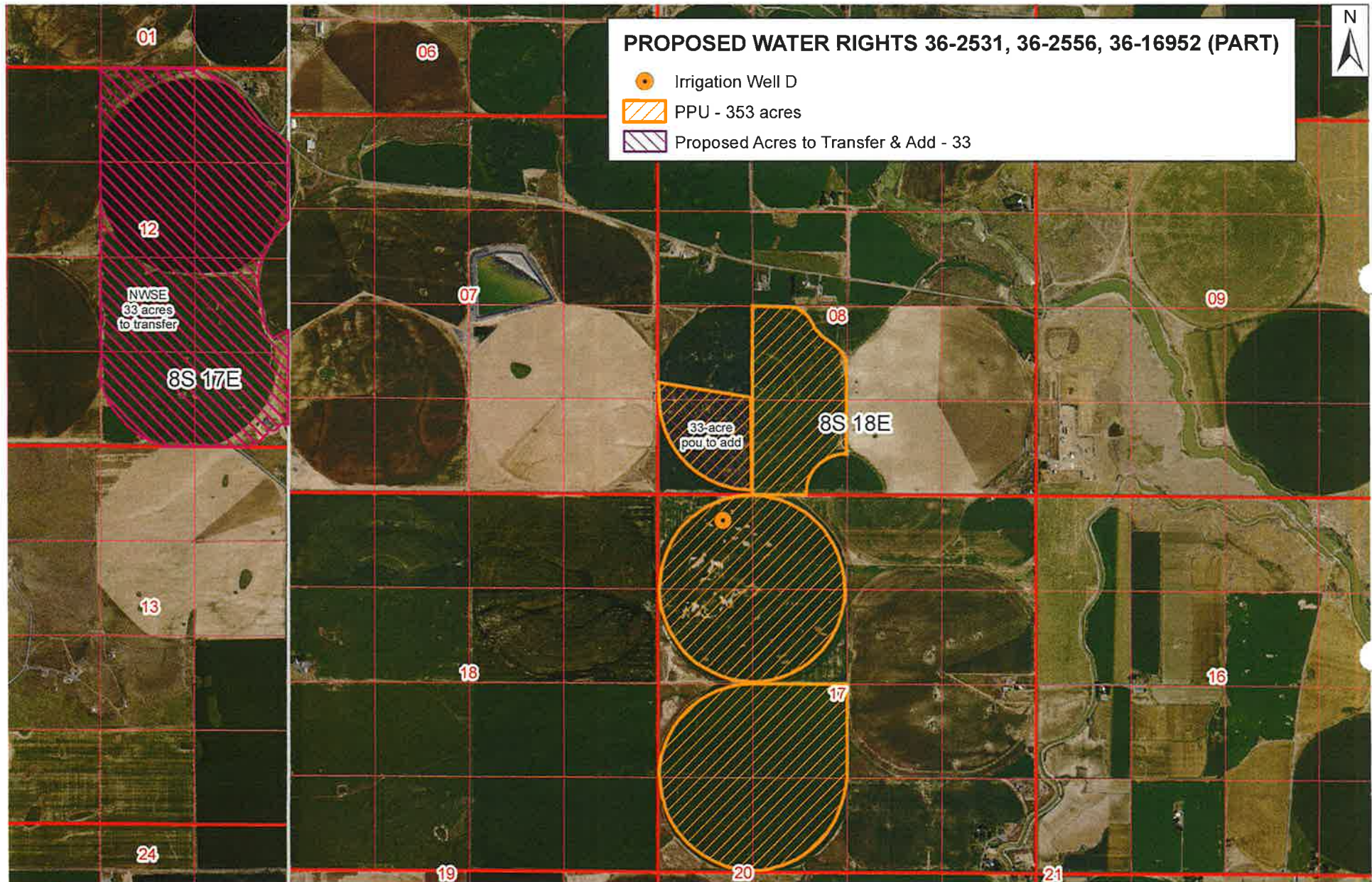
Both rights are currently limited to 2.2 af per acre under the North Snake Ground Water District (NSGWD) annual volume restrictions.

Proposed Places of Use and Diversions

Applicant seeks to transfer 33 DB V acres to the MPD Farm to allow diversion of an additional 0.61 cfs and 132 af. This will allow total diversion of 3.04 cfs and 1412 af from Well D for irrigation of 353 acres.

An ESPA analysis included as Attachment 4B-6 shows mitigation is not required for the proposed transfer.

ATTACHMENT 3C
MAP OF PROPOSED SYSTEM



DATA SOURCE: Jerome NAIP 2023

0 1,250 2,500
Feet

ATTACHMENT 3C
PROPOSED WATER RIGHTS

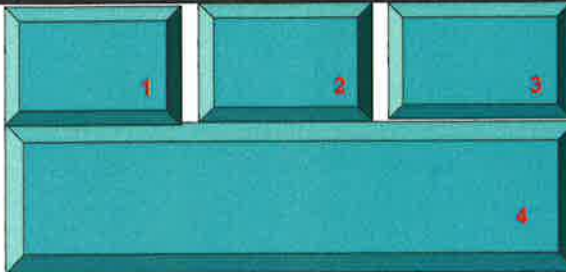
ATTACHMENT 4B-6
ESPA ANALYSIS

ENHANCED GROUND-WATER RIGHTS TRANS

UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEARCH INSTITUTE

IDAHO DEPA

Cells this color are
set up for user entries



ENTER STARTING DATE FOR

SIMULATION. THEN PUSH

"UPDATE DATES" BUTTON

YEAR 1963
SEASON WINTER

TRANSFER NO:

0

TRANSFER NAME:

TWB

ENTER CELL LOCATIONS:

	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	57	56	0	0
COLUMN	32	31	0	0

TRIMESTER OF ACTIVITY	TO WELL	FROM1 WELL		FROM2 WELL		FROM3 WELL	
	Projected Use AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER	With Transfer AF/TRIMESTER	Without Transfer AF/TRIMESTER
WIN 1963	0.00	36.70	36.70	0.00	0.00	0.00	0.00
SPR 1964	0.00	36.70	36.70	0.00	0.00	0.00	0.00
SUM 1964	0.00	36.70	36.70	0.00	0.00	0.00	0.00
WIN 1964	0.00	36.70	36.70	0.00	0.00	0.00	0.00
SPR 1965	0.00	36.70	36.70	0.00	0.00	0.00	0.00
SUM 1965	0.00	36.70	36.70	0.00	0.00	0.00	0.00
WIN 1965	0.00	36.70	36.70	0.00	0.00	0.00	0.00
SPR 1966	0.00	36.70	36.70	0.00	0.00	0.00	0.00
SUM 1966	0.00	36.70	36.70	0.00	0.00	0.00	0.00
WIN 1966	0.00	36.70	36.70	0.00	0.00	0.00	0.00
SPR 1967	0.00	36.70	36.70	0.00	0.00	0.00	0.00
SUM 1967	0.00	36.70	36.70	0.00	0.00	0.00	0.00
WIN 1967	0.00	36.70	36.70	0.00	0.00	0.00	0.00
SPR 1968	0.00	36.70	36.70	0.00	0.00	0.00	0.00
SUM 1968	0.00	36.70	36.70	0.00	0.00	0.00	0.00
WIN 1968	0.00	36.70	36.70	0.00	0.00	0.00	0.00
SPR 1969	0.00	36.70	36.70	0.00	0.00	0.00	0.00
SUM 1969	0.00	36.70	36.70	0.00	0.00	0.00	0.00
WIN 1969	0.00	36.70	36.70	0.00	0.00	0.00	0.00
SPR 1970	0.00	36.70	36.70	0.00	0.00	0.00	0.00
SUM 1970	0.00	36.70	36.70	0.00	0.00	0.00	0.00
WIN 1970	0.00	36.70	36.70	0.00	0.00	0.00	0.00
SPR 1971	0.00	36.70	36.70	0.00	0.00	0.00	0.00
SUM 1971	0.00	36.70	36.70	0.00	0.00	0.00	0.00
WIN 1971	0.00	36.70	36.70	0.00	0.00	0.00	0.00
SPR 1972	0.00	36.70	36.70	0.00	0.00	0.00	0.00
SUM 1972	0.00	36.70	36.70	0.00	0.00	0.00	0.00
WIN 1972	0.00	36.70	36.70	0.00	0.00	0.00	0.00
SPR 1973	0.00	36.70	36.70	0.00	0.00	0.00	0.00
SUM 1973	0.00	36.70	36.70	0.00	0.00	0.00	0.00
WIN 1973	0.00	36.70	36.70	0.00	0.00	0.00	0.00
SPR 1974	0.00	36.70	36.70	0.00	0.00	0.00	0.00
SUM 1974	0.00	36.70	36.70	0.00	0.00	0.00	0.00
WIN 1974	0.00	36.70	36.70	0.00	0.00	0.00	0.00
SPR 1975	0.00	36.70	36.70	0.00	0.00	0.00	0.00
SUM 1975	0.00	36.70	36.70	0.00	0.00	0.00	0.00
WIN 1975	0.00	36.70	36.70	0.00	0.00	0.00	0.00
SPR 1976	0.00	36.70	36.70	0.00	0.00	0.00	0.00
SUM 1976	0.00	36.70	36.70	0.00	0.00	0.00	0.00

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

Enter First Time Step of Transfer: **SPR 2025**

Match: 185 Match: 456

	AtR	HtS	StNB	NBtN	NtM	DWtB	BtTS	TS	TStM	M	MtB	Total
Preexisting Effects @ SS (Last Time Step):	0.20	0.32	1.70	7.54	0.64	9.82	7.79	3.32	2.72	2.28	0.29	36.63
Steady State - Value of Dep. @ Last Time Step:	0.21	0.34	1.78	7.89	0.67	9.73	7.56	3.23	2.66	2.27	0.29	36.63
Preexisting Effects @ Transient State (Max Value Timestep):	0.20	0.32	1.70	7.54	0.64	9.82	7.79	3.32	2.72	2.28	0.29	36.63
Transient State - Max. Value of Dep. After Transfer:	0.21	0.34	1.78	7.89	0.67	9.73	7.57	3.24	2.66	2.27	0.29	36.64
Steady State Change:	0.01	0.01	0.08	0.34	0.03	-0.09	-0.23	-0.09	-0.06	-0.01	0.00	
Transient State Change:	0.01	0.01	0.08	0.34	0.03	-0.09	-0.22	-0.09	-0.06	-0.01	0.00	

Mitigation Analysis Period

Trimester

One-Way Analysis of Independent Transfers

New Water Right (TWB):

WR No.	Div. Rate (CFS)	Con. Vol. (AFA)	No. of Irr. Acres	Priority Date	POD Location	Dedicated Vol. AFA/ AFT	Model Node
Transfer 1: Proposed Steady State Impacts following Transfer							
36-16952	0.61	3.3	33.0	9/26/1963	8S17E12SWSESE	132 44.0	R56C31
36-16952	0.61	3.336614	33	9/26/1963	8S18E17NENWNW	132 44.0	R57C32
Transfer 1: Worst Case Transient State Impacts following Transfer							
36-16952	0.61	3.336614	33	9/26/1963	8S17E12SWSESE	132 44.0	R56C31
36-16952	0.61	3.336614	33	9/26/1963	8S17E12SWSESE	132 44.0	R57C32

Impact by Reach (AF/Trimester)

Ashton to Rexburg	Heise to Shelley	Shelley to Nr Bickft	Nr Bickft To Neeley	Neeley to Minidoka	Dev. Wbl. To Buhl	Buhl to Kspr	Kspr	Kspr to Malad	Malad	Malad to Bancroft
0.20	0.32	1.70	7.54	0.64	9.82	7.79	3.32	2.72	2.28	0.29
0.21	0.34	1.78	7.89	0.67	9.73	7.56	3.23	2.66	2.27	0.29
0.20	0.32	1.70	7.54	0.64	9.82	7.79	3.32	2.72	2.28	0.29
0.21	0.34	1.78	7.89	0.67	9.77	7.75	3.31	2.70	2.27	0.29

Steady State Analysis

Mitigation Check 1 - >10% of Historical:	4.5%	4.5%	4.5%	4.5%	4.5%	-0.9%	-3.0%	-2.7%	-2.1%	-0.5%	-0.3%
Mitigation Check 2: > 2 AF/T:	0.0	0.0	0.1	0.3	0.0	-0.1	-0.2	-0.1	-0.1	0.0	0.0
Mitigation Check 3 - >10% of Total:	0.6%	0.9%	4.9%	21.5%	1.8%	26.6%	20.6%	8.8%	7.3%	6.2%	0.6%
Mitigation Required?:	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
Mitigation Vol. Req'd (ac-ft):	0.0	0.0	0.1	0.3	0.0	-0.1	-0.2	-0.1	-0.1	0.0	0.0

Transient State Analysis

Mitigation Check 1 - >10% of Historical:	4.5%	4.5%	4.5%	4.5%	4.5%	-0.5%	-0.5%	-0.5%	-0.6%	-0.5%	-0.3%
Mitigation Check 2: > 2.01 AF/T:	0.0	0.0	0.1	0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Mitigation Required?:	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO	NO
Mitigation Vol. Req'd (ac-ft):	0.0	0.0	0.1	0.3	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Read Me



0005748623

**STATE OF IDAHO***Office of the secretary of state, Phil McGrane***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 #: 0005748623

Date Filed: 5/28/2024 11:03:28 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
1555 W SHORELINE DR
STE 320
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
Registered Agent
Physical Address
1555 W SHORELINE DR
STE 320
BOISE, ID 83702
Mailing Address
1555 W SHORELINE DR
STE 320
BOISE, ID 83702-9109

Limited Liability Company Managers and Members

Name	Title	Business Address
Agri Beef Co	Member	KIM STUART 1555 W SHORELINE DR 320 BOISE, ID 83702

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

Job Title: Member

Kim Stuart

Sign Here

05/28/2024

Date

BUYER-3991 05/28/2024 11:03 AM RECEIVED BY OFFICE OF THE IDAHO SECRETARY OF STATE



OFFICIAL AD PROOF

This is the proof of your ad scheduled to run in **Magic Valley Times-News** on the dates indicated below. If changes are needed, please contact us prior to deadline at help@column.us

Notice ID: 2dleO5KzJUJo3K180aUE | **Proof Updated: Jan. 31, 2025 at 09:38am MST**
Notice Name: Transfers: T.W.B., L & S, K & K , Devey | Publisher ID: COL-NV-1322

See Proof on Next Page

This is not an invoice. Below is an estimated price, and it is subject to change. You will receive an invoice with the final price upon invoice creation by the publisher.

FILER

ID DEPARTMENT OF WATER
RESOURCES Southern Region
denise.maline@idwr.idaho.gov
(208) 736-3033

FILING FOR

Magic Valley
Times-News

Columns Wide: 2

Ad
Class: Legals

02/06/2025: General Legal Notice	178.48
02/13/2025: General Legal Notice	156.17
Affidavit Fee	9.00

Total \$343.65

*Proof of legal notice received
from Times News 1/31/2025*

✓ OK sm
1/31/2025

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 89444**

TRUE WEST BEEF LLC, 1555 W SHORELINE DR STE 320, BOISE, ID 83702-9109 has filed Application No. 89444 for changes to the following water rights within JEROME County(s): Right No(s). 36-14617, 36-16951, 36-16952, 36-17232, 36-2283, 36-2386, 36-2608. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes combining a 254.8-acre, 4.73 cfs portion of an irrigation ground water right currently diverted from one authorized point of diversion (POD) with a system of six irrigation ground water rights (12.32 cfs total) with three authorized PODs. This proposal will merge two adjacent, existing farms allowing for all rights (17.05 cfs total) to be diverted from four existing PODs and create a 1243.8-acre permissible place of use limited to the irrigation of 988.4 acres. Current and proposed POU's and PODs are located approximately 4.0 to 6.8 miles east and 1.0 to 2.0 miles north of the city center of Jerome.

TRANSFER NO. 89445

TRUE WEST BEEF LLC, 1555 W SHORELINE DR STE 320, BOISE, ID 83702-9109 has filed Application No. 89445 for changes to the following water rights within JEROME County(s): Right No(s). 36-16952, 36-2531, 36-2556. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes moving a 0.61 cfs, 33-acre portion of an irrigation ground water right from its current farm to another existing nearby farm. The 0.61 cfs portion will be diverted from an existing point of diversion (POD) that currently diverts two irrigation ground water rights (2.43 cfs & 320 acres). The transfer will allow a combined diversion of 3.04 cfs and the irrigation of 353 acres. The current farm and POD for the water right portion proposed to be moved is located approximately 5.3 to 5.8 miles east and 1.0 to 2.0 miles north of the city center of Jerome. The farm and POD the portion of the water right is proposed to be moved to is located approximately 6.8 to 7.3 miles east and 0.0 to 1.5 miles north of the city center of Jerome.

TRANSFER NO. 89446

TRUE WEST BEEF LLC, 1555 W SHORELINE DR STE 320, BOISE, ID 83702-9109 has filed Application No. 89446 for changes to the following water rights within JEROME County(s): Right No(s). 36-17172, 36-17173, 36-17230, 36-17231. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes updating the place of use (POU) for four industrial ground water rights (4.33 cfs combined) to include additional grounds proposed to be added by merging irrigation ground water rights from two farms in companion transfer #89444. No changes to points of diversion are proposed. The proposed POU is located approximately 4.0 to 6.8 miles east and 1.0 to 2.0 miles north of the city center of Jerome.

TRANSFER NO. 89451

K & K REAL ESTATE LLC, 3751 S 2400 E, JEROME, ID 83338-4029 has filed Application No. 89451 for changes to the following water rights within GOODING County(s): Right No(s). 36-10225D, 36-10225K, 36-15169D, 36-15169K, 36-2087D, 36-2087K, 36-2113D, 36-2113K, 36-2161D, 36-2161K, 36-2289M, 36-2311D, 36-2311K, 36-2500D, 36-2500K, 36-2614D, 36-2614K, 36-7307D, 36-7307K, 36-7362D, 36-7362K, 36-7477D, 36-7477K, 36-7606D, 36-7606K, 36-7779D, 36-7779K, 36-7832D, 36-7832K. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes to change a 0.88 cfs (45 acre) portion of 15 irrigation rights to Commercial and Stockwater use at an existing dairy. Application also proposes to change the Place of Use of 14 existing Commercial and Stockwater rights (1.92 cfs & 295.2 af) and add two new wells to be drilled. In total, 2.8 cfs & 445.3 af will be diverted from 4 wells (including the two new wells to be drilled) at the existing dairy site. The dairy site and the 45 acres to be changed are located approximately 5.5 to 6.25 miles directly south of the center of Wendell.

TRANSFER NO. 89458

WILLIAM BRADY DEVEY and WHITNEY DEVEY, 4820 SALM-

ON CREEK DR, BUHL, ID 83316-5151 has filed Application No. 89458 for changes to the following water rights within TWIN FALLS County(s): Right No(s). 47-17555, 47-17560, 47-17565. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to transfer a 1-acre portion (0.02 cfs) of three ground water irrigation rights from a farm located approximately 7.8 miles south and 1.3 miles west of Kimberly to property located approximately 8.1 miles south and 2.1 miles east of Hagerman. Application also proposes to drill a new well at the proposed place of use.

TRANSFER NO. 89544

L & S LAND HOLDINGS LLC, 2930 S 2300 E, WENDELL, ID 83355-3150 has filed Application No. 89544 for changes to the following water rights within JEROME County(s): Right No(s). 36-7345B, 36-8411. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes changing the point of diversion and place of use (POU) locations for two stockwater and commercial water rights (total of 0.50 cfs and 149.5 af) associated with an existing dairy site located, on the south side of I-84, approximately 3.25 to 4.0 miles west and 0.5 to 0.8 miles north of the center of Jerome (intersection of Lincoln Ave & Main St). The application proposes drilling two new wells and abandoning the existing wells and modifying the authorized POU location for the dairy site.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or to see a full description of these rights and/or the proposed transfers, please see <https://research.idwr.idaho.gov>. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 ADDISON AVE W, STE 500, TWIN FALLS, ID 83301-5858 together with a protest fee of \$25.00 for each application on or before **February 24, 2025**. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director
Publish: February 6, 13, 2025
COL-NV-1322

✓ *dm*



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 Mathew Weaver

January 31, 2025

COREY KING
WATER DISTRICT 130
650 ADDISON AVE W STE 500
TWIN FALLS ID 83301-5858

RE: Transfer No. 89444
Water Right No(s). 36-2283, etc.

RE: Transfer No. 89445
Water Right No(s). 36-2531, etc.

RE: Transfer No. 89446
Water Right No(s). 36-17172, etc.

RE: Transfer No. 89451
Water Right No(s). 36-2087D, etc.

RE: Transfer No. 89544
Water Right No(s). 36-7345B, etc.

Dear Corey:

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 passed. 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
Administrative Assistant 1

Enclosure(s)



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 Mathew Weaver

January 31, 2025

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

RE: Transfer No. 89444
Water Right No(s). 36-14617, 36-16951, 36-16952, 36-17232, 36-2283, 36-2386,
36-2608

RE: Transfer No. 89445
Water Right No(s). 36-16952, 36-2531, 36-2556

RE: Transfer No. 89446
Water Right No(s). 36-17172, 36-17173, 36-17230, 36-17231

Dear Applicant(s):

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the **TIMES NEWS on 2/6/2025 and 2/13/2025**. Protests to this application may be submitted for a period ending ten (10) days after the second publication. Any protest against this application must be filed with the Department of Water Resources, together with a protest fee of \$25.00 for each application, on or before **February 24, 2025**.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,

Denise Maline
Administrative Assistant

c: HDR Engineering Inc.
Rabo Agri-Finance LLC, Chesterfield, MO (Loan # 10405800); *security interest for previous water right holder DB V Partnership*



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Governor Brad Little

Director Mathew Weaver

January 31, 2025

LEGAL NOTICE DEPARTMENT

Submitted online via column.us

TIMES NEWS

PO BOX 548

TWIN FALLS, ID 83303-0548

RE: Transfer No. 89444

Water Right No(s). 36-2283, etc.

RE: Transfer No. 89445

Water Right No(s). 36-2531, etc.

RE: Transfer No. 89446

Water Right No(s). 36-17172, etc.

RE: Transfer No. 89451

Water Right No(s). 36-2087D, etc.

RE: Transfer No. 89458

Water Right No(s). 47-17555, etc.

RE: Transfer No. 89544

Water Right No(s). 36-7345B, etc.

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before February 24, 2025. Your cooperation is appreciated.

Sincerely,

Denise Maline

Denise Maline

Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 89444**

TRUE WEST BEEF LLC, 1555 W SHORELINE DR STE 320, BOISE, ID 83702-9109 has filed Application No. 89444 for changes to the following water rights within JEROME County(s): Right No(s). 36-14617, 36-16951, 36-16952, 36-17232, 36-2283, 36-2386, 36-2608. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes combining a 254.8-acre, 4.73 cfs portion of an irrigation ground water right currently diverted from one authorized point of diversion (POD) with a system of six irrigation ground water rights (12.32 cfs total) with three authorized PODs. This proposal will merge two adjacent, existing farms allowing for all rights (17.05 cfs total) to be diverted from four existing PODs and create a 1243.8-acre permissible place of use limited to the irrigation of 988.4 acres. Current and proposed POUs and PODs are located approximately 4.0 to 6.8 miles east and 1.0 to 2.0 miles north of the city center of Jerome.

TRANSFER NO. 89445

TRUE WEST BEEF LLC, 1555 W SHORELINE DR STE 320, BOISE, ID 83702-9109 has filed Application No. 89445 for changes to the following water rights within JEROME County(s): Right No(s). 36-16952, 36-2531, 36-2556. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes moving a 0.61 cfs, 33-acre portion of an irrigation ground water right from its current farm to another existing nearby farm. The 0.61 cfs portion will be diverted from an existing point of diversion (POD) that currently diverts two irrigation ground water rights (2.43 cfs & 320 acres). The transfer will allow a combined diversion of 3.04 cfs and the irrigation of 353 acres. The current farm and POD for the water right portion proposed to be moved is located approximately 5.3 to 5.8 miles east and 1.0 to 2.0 miles north of the city center of Jerome. The farm and POD the portion of the water right is proposed to be moved to is located approximately 6.8 to 7.3 miles east and 0.0 to 1.5 miles north of the city center of Jerome.

TRANSFER NO. 89446

TRUE WEST BEEF LLC, 1555 W SHORELINE DR STE 320, BOISE, ID 83702-9109 has filed Application No. 89446 for changes to the following water rights within JEROME County(s): Right No(s). 36-17172, 36-17173, 36-17230, 36-17231. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes updating the place of use (POU) for four industrial ground water rights (4.33 cfs combined) to include additional grounds proposed to be added by merging irrigation ground water rights from two farms in companion transfer #89444. No changes to points of diversion are proposed. The proposed POU is located approximately 4.0 to 6.8 miles east and 1.0 to 2.0 miles north of the city center of Jerome.

TRANSFER NO. 89451

K & K REAL ESTATE LLC, 3751 S 2400 E, JEROME, ID 83338-4029 has filed Application No. 89451 for changes to the following water rights within GOODING County(s): Right No(s). 36-10225D, 36-10225K, 36-15169D, 36-15169K, 36-2087D, 36-2087K, 36-2113D, 36-2113K, 36-2161D, 36-2161K, 36-2289M, 36-2311D, 36-2311K, 36-2500D, 36-2500K, 36-2614D, 36-2614K, 36-7307D, 36-7307K, 36-7362D, 36-7362K, 36-7477D, 36-7477K, 36-7606D, 36-7606K, 36-7779D, 36-7779K, 36-7832D, 36-7832K. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes to change a 0.88 cfs (45 acre) portion of 15 irrigation rights to Commercial and Stockwater use at an existing dairy. Application also proposes to change the Place of Use of 14 existing Commercial and Stockwater rights (1.92 cfs & 295.2 af) and add two new wells to be drilled. In total, 2.8 cfs & 445.3 af will be diverted from 4 wells (including the two new wells to be drilled) at the existing dairy site. The dairy site and the 45 acres to be changed are located approximately 5.5 to 6.25 miles directly south of the center of Wendell.

TRANSFER NO. 89458

WILLIAM BRADY DEVEY and WHITNEY DEVEY, 4820 SALMON CREEK DR, BUHL, ID 83316-5151 has filed Application No. 89458 for changes to the following water rights within TWIN FALLS County(s): Right No(s). 47-17555, 47-17560, 47-17565. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to transfer a 1-acre portion (0.02 cfs) of three ground water irrigation rights from a farm located approximately 7.8 miles south and 1.3 miles west of Kimberly to property located approximately 8.1 miles south and 2.1 miles east of Hagerman. Application also proposes to drill a new well at the proposed place of use.

TRANSFER NO. 89544

L & S LAND HOLDINGS LLC, 2930 S 2300 E, WENDELL, ID 83355-3150 has filed Application No. 89544 for changes to the following water rights within JEROME County(s): Right No(s). 36-7345B, 36-8411. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes changing the point of diversion and place of use (POU) locations for two stockwater and commercial water rights (total of 0.50 cfs and 149.5 af) associated with an existing dairy site located, on the south side of I-84, approximately 3.25 to 4.0 miles west and 0.5 to 0.8 miles north of the center of Jerome (intersection of Lincoln Ave & Main St). The application proposes drilling two new wells and abandoning the existing wells and modifying the authorized POU location for the dairy site.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or to see a full description of these rights and/or the proposed transfers, please see <https://research.idwr.idaho.gov>. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 ADDISON AVE W, STE 500, TWIN FALLS, ID 83301-5858 together with a protest fee of \$25.00 for each application on or before **February 24, 2025**. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director
Published on February 6th & 13th, 2025

MEMORANDUM

Date: January 24, 2025

To: Transfer 89445

From: Bill Mills

Re: Transfer Proposal

Application proposes moving a 0.61 cfs, 33-acre portion of an irrigation ground water right from its current farm to another existing nearby farm. The 0.61 cfs portion will be diverted from an existing point of diversion (POD) that currently diverts two irrigation ground water rights (2.43 cfs & 320 acres). The transfer will allow a combined diversion of 3.04 cfs and the irrigation of 353 acres. The current farm and POD for the water right portion proposed to be moved is located approximately 5.3 to 5.8 miles east and 1.0 to 2.0 miles north of the city center of Jerome. The farm and POD the portion of the water right is proposed to be moved to is located approximately 6.8 to 7.3 miles east and 0.0 to 1.5 miles north of the city center of Jerome.

The water rights are administered by Water District 130. Watermaster comments will be solicited. The PODs are all located within the Eastern Snake Plain Aquifer (ESPA). However, no modeling of the proposed transfer is required as the wells are located in adjacent cells in the ESPAM2 Model Grid.

MEMORANDUM

Date: January 24, 2025
To: Transfer 89445 File
From: Bill Mills
Re: Fee Evaluation

Filing fees charged for transfer application #89445 are based on the transfer application fee schedule and included \$740.00 for the 3.04 cfs being transferred (Receipt C119279).



RECEIVED

OCT 30 2024

DEPT. OF WATER RESOURCES

RECEIVED

NOV 01 2024

WATER RESOURCES
WESTERN REGION

RECEIVED

NOV 05 2024

DEPT. OF WATER RESOURCES
SOUTHERN REGION

October 30, 2024

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 application proposes integrating of 254.8 acres and well under water right 36-16952 (aka the DB V Farm) into the TWB integrated irrigation system currently served under six water rights. Attachment 3C serves as the 206 map. Shape files can be provided upon request. Filing fee is \$1,860.

The second transfer application proposes transferring the remaining 33 acres under water right 36-16952 to increase the irrigation place of use on a nearby farm (aka the MPD Farm) irrigated under water rights 36-2531 and 36-2556. An ESPA analysis is included and shows mitigation is not required for the proposed transfer. Filing fee is \$740.

The third transfer application proposes changing the industrial re-use place of use to include the DB V Farm area. Filing fee is \$820.

Filing fees are being paid with credit card upon submittal.

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

Lori Graves
Sr. Water Rights Specialist

Cc: Sheldon Knapp – True West Beef

Enclosers: 3 applications