

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

DEC 16 2024

DEPT. OF WATER RESOURCES
EASTERN REGION

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 proposed changes (Part 3), information about the validity of the water right(s) and the effects of the proposed changes (Part 4), and confirmation that the information provided is truthful (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) Farmland Reserve Inc.

Mailing Address 60 E South Temple Ste 1700 Salt Lake City, UT 84111

Email* _____ Phone 801-715-9100

Name of Representative (if any) Greg Sullivan

Mailing Address 2016 N Washington St Ste 4 Twin Falls, Idaho 83301

Email* greg.sullivan@brockwayeng.com Phone 208-736-8543

*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 confirming that authority. Label documents as Attachment 1A.

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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 entity currently registered with the Idaho Secretary of State?

☒ 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.

G. Legal Access. If the applicant is not the current owner of the proposed point(s) of diversion, conveyance system, or place(s) of use, provide evidence of legal access to the land or infrastructure not owned by the applicant. Label documents as Attachment 1G. For example, an applicant may provide a letter of consent from the owner of the land or conveyance system or may have the owner co-sign the application. For applications proposing to divert water on or convey water across federal land, an applicant is not required to demonstrate legal access to the federal land prior to approval. Instead, if the transfer application is approved, the applicant must obtain access authorization from the relevant federal agency prior to diverting water under the subject water rights.

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 the 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.

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 of 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

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	
06S	33E	4										37							37.0
06S	33E	5													4.3	6.7			11.0
06S	29E	7					9.5	9.5	10	1.0									30.0

Total Irrigated Acres to be Changed: 78.0

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 described on a transfer application. 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:

This transfer will create a permissible place of use of 760.0 acres of property owned by the applicant. Water rights 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14857, and 35-14874 currently provide 108.0 acres of irrigation. This transfer will provide an additional 78.0 acres of irrigation. All other irrigation that will occur within the PPU will be provided by licensed water right 35-14243 or by rented water from the Water Supply Bank. There is an existing authorized POD for this system. This transfer will be implemented in the spring of 2026 due to the approved Water Supply Bank rentals for the 2025 irrigation season.

AMENDED

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JAN 27 2025

DEPT. OF WATER RESOURCES
EASTERN REGION**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 (af) for storage uses or the rate in cubic feet per second (cfs) for all other uses.

All or Part	Right Number	Amount (cfs/af)	Nature of Use	Period of Use	Source
☐ ☒	29-10265	0.84/168	Irrigation	4/01 to 10/15	Ground Water
☐ ☒	35-7969	0.47/120	Irrigation	4/01 to 11/01	Ground Water
☒ ☐	35-13608	0.06/20	Irrigation	4/01 to 10/31	Ground Water
☒ ☐	35-14081	0.27/54.6	Irrigation	4/01 to 10/31	Ground Water
☒ ☐	35-14084	0.26/53.1	Irrigation	4/25 to 10/25	Ground Water
☒ ☐	35-14089	0.04/8.7	Irrigation	4/25 to 10/25	Ground Water
☒ ☐	35-14092	0.32/63.6	Irrigation	4/01 to 10/31	Ground Water
☒ ☐	35-14857	0.36/	Irrigation	4/01 to 11/01	Ground Water
☒ ☐	35-14874	0.68/	Irrigation	4/01 to 11/01	Ground Water
☒ ☐	35-14243	7.88/2636	Irrigation	4/01 to 10/31	Ground Water

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: 11.18 cfs and/or 2016 af.

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.

C. Summary of Proposed Changes.**SUPERCEDED**

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 (af) for storage uses or the rate in cubic feet per second (cfs) for all other uses.

All or Part	Right Number	Amount (cfs/af)	Nature of Use	Period of Use	Source
☐ ☒	29-10265	0.84/168	Irrigation	4/01 to 10/15	Ground Water
☐ ☒	35-7969	0.47/120	Irrigation	4/01 to 11/01	Ground Water
☒ ☐	35-13608	0.06/20	Irrigation	4/01 to 10/31	Ground Water
☒ ☐	35-14081	0.27/54.6	Irrigation	4/01 to 10/31	Ground Water
☒ ☐	35-14084	0.26/53.1	Irrigation	4/25 to 10/25	Ground Water
☒ ☐	35-14089	0.04/8.7	Irrigation	4/25 to 10/25	Ground Water
☒ ☐	35-14092	0.32/63.6	Irrigation	4/01 to 10/31	Ground Water
☒ ☐	35-14857	0.36/	Irrigation	4/01 to 11/01	Ground Water
☒ ☐	35-14874	0.68/	Irrigation	4/01 to 11/01	Ground Water
☒ ☐	35-14243	7.88/2636	Irrigation	4/01 to 10/31	Ground Water

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: 10.8 cfs and/or 2016 af.

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
	07S	29E	5		NE	NW	NE	Power	Ground Water	

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 the 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	
06S	29E	32									40		40	40	40	40	40	40	280
07S	29E	4					40	40	40	40									160
07S	29E	5	40	40	40	40	40	40	40	40									320

*Irrigation under 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14857, and 35-14874 will be limited to 108.0 acres.

Irrigation under the transfer portion of 29-10265 will be limited to 48.0 acres.

Irrigation under the transfer portion of 35-7969 will be limited to 30.0 acres.

Irrigation under 35-14243 will occur when mitigation is provided by the applicant.

Total Irrigated Acres: 760.0*

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 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

☐ 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
	07S	29E	5	(2)	NE	NW	NE	Power	Ground Water	

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 the place of use.

SUPERCEDED

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	
06S	29E	32									40		40	40	40	40	40	40	280
07S	29E	4					40	40	40	40									160
07S	29E	5	40	40	40	40	40	40	40	40									320

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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 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 # 120. ☐ 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 changing 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.

☒ 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.

4. Unstacking Water Rights for Irrigation. 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.

Existing POD, mainlines and delivery systems.

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.


Signature of Applicant or Representative*

Scott Baird, UP-Land
Print Name and Title, if applicable

12/12/24
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: \$ 1,300.00 Receipt #: E050531 Date: 12/16/24 Received by: CTH
Add'l Paid: \$ _____ Receipt #: _____ Date: _____ Received by: _____
\$80 from E050530 for 1380 total

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Attachment 10



0005501933

**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 #: 0005501933

Date Filed: 12/5/2023 7:41:23 PM

Entity Name and Mailing Address:

Entity Name:

FARMLAND RESERVE, INC.

Foreign Name (name in home jurisdiction):

FARMLAND RESERVE, INC.

The file number of this entity on the records of the Idaho
Secretary of State is:

0000374594

Address

60 E. SOUTH TEMPLE
SUITE 1600
SALT LAKE CITY, UT 84111

Entity Details:

Entity Status

Active-Good Standing

This entity is organized under the laws of:

UTAH

If applicable, the old file number of this entity on the records of
the Idaho Secretary of State was:

C122084

The registered agent on record is:

Registered Agent

CORPORATION SERVICE COMPANY
Commercial Registered Agent

Physical Address

1305 12TH AVE RD
NAMPA, ID 83686

Mailing Address

1305 12TH AVE RD
NAMPA, ID 83686

Agent or Address Change

☐ Select if you are appointing a new agent.

Corporate Officers and Directors:

Name	Title	Business Address
☒ Gerald Causse	Director	50 E. NORTH TEMPLE SALT LAKE CITY, UT 84150
W. Christopher Waddell	Director	50 E. NORTH TEMPLE SALT LAKE CITY, UT 84150
☒ Paul L. Allen	Secretary	60 E. SOUTH TEMPLE SUITE 1600 SALT LAKE CITY, UT 84111
☒ Paul L. Allen	Treasurer	60 E. SOUTH TEMPLE SUITE 1600 SALT LAKE CITY, UT 84111
☒ L. Todd Budge	Director	50 E. NORTH TEMPLE SALT LAKE CITY, UT 84150
☒ Douglas L. Rose	President	60 E. SOUTH TEMPLE SUITE 1600 SALT LAKE CITY, UT 84111



☒ ~~Rex C. Burgener~~	Vice President	~~70 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111~~
☒ David R. Wright	Vice President	60 E. SOUTH TEMPLE SUITE 1600 SALT LAKE CITY, UT 84111
☒ Patrick A. Tolman	Vice President	60 E. SOUTH TEMPLE SUITE 1600 SALT LAKE CITY, UT 84111
☒ Dale K. Bills	Vice President	60 E. SOUTH TEMPLE SUITE 1600 SALT LAKE CITY, UT 84111
☒ Aaron J. Andrus	Vice President	60 E. SOUTH TEMPLE SUITE 1600 SALT LAKE CITY, UT 84111
☒ L. Scott Baird	Vice President	60 E. SOUTH TEMPLE SUITE 1600 SALT LAKE CITY, UT 84111
☒ Brent J. Garlick	Treasurer	60 E. SOUTH TEMPLE SUITE 1600 SALT LAKE CITY, UT 84111
☒ ~~Kelly W. Tryon~~	~~Vice President~~	~~70 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111~~
☒ Ashley J. Powell	Vice President	60 E. SOUTH TEMPLE SUITE 1600 SALT LAKE CITY, UT 84111
☒ Brent W. Roberts	Vice President	60 E. SOUTH TEMPLE SUITE 1600 SALT LAKE CITY, UT 84111
☒ ~~David S. Seerist~~	~~Vice President~~	~~70 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111~~
☒ Clinton E. Richardson	Vice President	60 E. SOUTH TEMPLE SUITE 1600 SALT LAKE CITY, UT 84111
☒ ~~Armando Caballero~~	~~Vice President~~	~~70 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111~~
☒ ~~Tyson Johnson~~	~~Vice President~~	~~70 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111~~
☒ ~~Justin Dixon~~	~~Vice President~~	~~70 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111~~
☒ ~~Brent Stanger~~	~~Vice President~~	~~70 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111~~
☒ ~~Michael Meek~~	~~Vice President~~	~~70 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111~~
☒ ~~Austin Anderson~~	~~Vice President~~	~~70 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111~~
☒ Kevin R. Jergensen	Treasurer	60 E. SOUTH TEMPLE SUITE 1600 SALT LAKE CITY, UT 84111
☒ Douglas H. Martin	Treasurer	60 E. SOUTH TEMPLE SUITE 1600 SALT LAKE CITY, UT 84111



☒ David A. Channer	Secretary	50 E. NORTH TEMPLE SALT LAKE CITY, UT 84150
☒ Calvin R. Winder	President	79 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111
☒ David J Cannon	Vice President	79 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111
☒ Spencer Birch	Vice President	79 S. MAIN STREET, SUITE 500 SALT LAKE CITY, UT 84111
☒ DOUGLAS L. ROSE	Director	60 E. SOUTH TEMPLE SUITE 1600 SALT LAKE CITY, UT 84111

The annual report must be signed by an authorized signer of the entity.
Job Title: Secretary

<i>Paul L. Allen</i>	<i>12/05/2023</i>
Sign Here	Date

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

Current Water Right No.: 29-10265

Current Owner: FARMLAND RESERVE INC
Priority Date: 2/2/1970
Origin: Water Right
Status: Active
Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/15	6.22 CFS	1249.5 AF
	Total Diversion	6.22 CFS	1249.5 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4NE1/4SW1/4	Sec. 5,	Twp 06S,	Rge 33E B.M.
POWER County				
GROUND WATER	SW1/4NE1/4SE1/4	Sec. 5,	Twp 06S,	Rge 33E B.M.
POWER County				

Place of Use

IRRIGATION Within POWER County

T06S R33E S4	NESW	14.00	T06S R33E S4	NWSW	39.00
T06S R33E S4	SWSW	16.00	T06S R33E S4	SESW	2.00
T06S R33E S5	NESW	39.00	T06S R33E S5	NWSW	11.00
T06S R33E S5	SWSW	38.00	T06S R33E S5	SESW	40.00
T06S R33E S5	NESE	39.00	T06S R33E S5	NWSE	39.00
T06S R33E S5	SWSE	40.00	T06S R33E S5	SESE	40.00

Total Acres: 357

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. S41 THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER OCTOBER 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

Decreed Date: 3/22/2004

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

Current Water Right No.: 35-7969

Current Owner: FARMLAND RESERVE INC
Priority Date: 3/23/1981
Origin: Water Right
Status: Active
Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	4.85 CFS	1248 AF
	Total Diversion	4.85 CFS	1248 AF

Location of Point(s) of Diversion

GROUND WATER SW1/4NE1/4SE1/4 Sec. 12, Twp 06S, Rge 29E B.M.
POWER County

Place of Use

IRRIGATION Within POWER County

T06S R29E S12	NENE	38.00	T06S R29E S12	NWNE	39.00
T06S R29E S12	SWNE	40.00	T06S R29E S12	SENE	39.00
T06S R29E S12	NESE	39.00	T06S R29E S12	NWSE	40.00
T06S R29E S12	SWSE	39.00	T06S R29E S12	SESE	38.00

Total Acres: 312

Conditions of Approval:

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

Decreed Date: 1/31/2002

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

Current Water Right No.: 35-13608

Current Owner: FARMLAND RESERVE INC
Priority Date: 9/5/1972
Origin: Water Right
Status: Active
Basis: Decreed

Source

GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.06 CFS	20 AF
	Total Diversion	0.06 CFS	20 AF

Location of Point(s) of Diversion

GROUND WATER L2(NW1/4NE1/4) Sec. 5, Twp 07S, Rge 29E B.M.
POWER County

Place of Use

IRRIGATION Within POWER County

T06S R29E S32	SWSW	12.00	T07S R29E S5	Lot 2	NWNE	6.70
T07S R29E S5	SWNE	9.30	T07S R29E S5	Lot 3	NENW	30.00
T07S R29E S5	Lot 4	NWNW	5.80	T07S R29E S5	SWNW	8.20
T07S R29E S5	SENE	36.00				

Total Acres: 108

Conditions of Approval:

1. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. 214 Prior to the diversion and use of water under Transfer approval 88765, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
3. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
4. X35 Rights 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14857, and 35-14874 when combined shall not exceed a total diversion rate of 1.71 cfs, a total annual maximum diversion volume of 432 af at the field headgate, and the irrigation of 108 acres.
5. T19 Pursuant to Section 42-1412(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.
6. X27 This right is limited to the irrigation of 5 acres within the authorized place of use in a single irrigation season.
7. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
8. 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. 120.
9. 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.
10. 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.

Decreed Date: 2/19/2002

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

Current Water Right No.: 35-14081

Current Owner: FARMLAND RESERVE INC

Priority Date: 7/9/1963

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.27 CFS	54.6 AF
	<u>Total Diversion</u>	0.27 CFS	54.6 AF

Location of Point(s) of Diversion

GROUND WATER L2(NW1/4NE1/4) Sec. 5, Twp 07S, Rge 29E B.M.
POWER County

Place of Use

IRRIGATION Within POWER County

T06S R29E S32	SWSW	12.00	T07S R29E S5	Lot 2	NWNE	6.70
T07S R29E S5	SWNE	9.30	T07S R29E S5	Lot 3	NENW	30.00
T07S R29E S5	Lot 4	NWNW	5.80	T07S R29E S5	SWNW	8.20
T07S R29E S5	SEnw	36.00				

Total Acres: 108

Conditions of Approval:

1. X35 Rights 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14857, and 35-14874 when combined shall not exceed a total diversion rate of 1.71 cfs, a total annual maximum diversion volume of 432 af at the field headgate, and the irrigation of 108 acres.
2. T19 Pursuant to Section 42-1412(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.
3. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
4. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
5. R05 Use of water under this right will 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. 120.
6. X27 This right is limited to the irrigation of 13.7 acres within the authorized place of use in a single irrigation season.
7. X35 Rights 35-14081, 35-14084 and 35-14089 when combined shall not exceed a total diversion rate of 0.5 cfs, a total annual maximum diversion volume of 116.4 af at the field headgate, and the irrigation of 29.1 acres.
8. 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 lands above.
9. 214 Prior to the diversion and use of water under Transfer approval 88765, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
10. X35 Rights 35-14081, 35-14084, 35-14089 and 35-14092 when combined shall not exceed a total diversion rate of 0.61 cfs, a total annual maximum diversion volume of 180.0 af at the field headgate, and the irrigation of 45.0 acres.
11. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. 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.

Decreed Date: 2/19/2002

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

Current Water Right No.: 35-14084

Current Owner: FARMLAND RESERVE INC
Priority Date: 10/17/1966
Origin: Water Right
Status: Active
Basis: Decreed

Source

GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/25 to 10/25	0.26 CFS	53.1 AF
	<u>Total Diversion</u>	0.26 CFS	53.1 AF

Location of Point(s) of Diversion

GROUND WATER L2(NW1/4NE1/4) Sec. 5, Twp 07S, Rge 29E B.M.
POWER County

Place of Use

IRRIGATION Within POWER County

T06S R29E S32	SWSW	12.00	T07S R29E S5	Lot 2	NWNE	6.70
T07S R29E S5	SWNE	9.30	T07S R29E S5	Lot 3	NENW	30.00
T07S R29E S5	Lot 4 NWNW	5.80	T07S R29E S5		SWNW	8.20
T07S R29E S5	SEnw	36.00				

Total Acres: 108

Conditions of Approval:

1. 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 lands above.
2. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
3. R05 Use of water under this right will 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. 120.
4. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
5. X35 Rights 35-14081, 35-14084, 35-14089 and 35-14092 when combined shall not exceed a total diversion rate of 0.61 cfs, a total annual maximum diversion volume of 180.0 af at the field headgate, and the irrigation of 45.0 acres.
6. 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.
7. 214 Prior to the diversion and use of water under Transfer approval 88765, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
8. X35 Rights 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14857, and 35-14874 when combined shall not exceed a total diversion rate of 1.71 cfs, a total annual maximum diversion volume of 432 af at the field headgate, and the irrigation of 108 acres.
9. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
10. X27 This right is limited to the irrigation of 13.2 acres within the authorized place of use in a single irrigation season.
11. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 4/01 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/25 and after 10/25 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/19/2002.
12. X35 Rights 35-14081, 35-14084 and 35-14089 when combined shall not exceed a total diversion rate of 0.5 cfs, a total annual maximum diversion volume of 116.4 af at the field headgate, and the irrigation of 29.1 acres.
13. T19 Pursuant to Section 42-1412(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.

Decreed Date: 2/19/2002

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

Current Water Right No.: 35-14089

Current Owner: FARMLAND RESERVE INC

Priority Date: 12/26/1973

Origin: Water Right

Status: Active

Basis: Decreed

Source

GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/25 to 10/25	0.04 CFS	8.7 AF
	<u>Total Diversion</u>	0.04 CFS	8.7 AF

Location of Point(s) of Diversion

GROUND WATER L2(NW1/4NE1/4) Sec. 5, Twp 07S, Rge 29E B.M.
POWER County

Place of Use

IRRIGATION Within POWER County

T06S	R29E	S32		SWSW	12.00	T07S	R29E	S5	Lot 2	NWNE	6.70
T07S	R29E	S5		SWNE	9.30	T07S	R29E	S5	Lot 3	NENW	30.00
T07S	R29E	S5	Lot 4	NWNW	5.80	T07S	R29E	S5		SWNW	8.20
T07S	R29E	S5		SENE	36.00						

Total Acres: 108

Conditions of Approval:

1. X35 Rights 35-14081, 35-14084, 35-14089 and 35-14092 when combined shall not exceed a total diversion rate of 0.61 cfs, a total annual maximum diversion volume of 180.0 af at the field headgate, and the irrigation of 45.0 acres.
2. R05 Use of water under this right will 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. 120.
3. X27 This right is limited to the irrigation of 2.2 acres within the authorized place of use in a single irrigation season.
4. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
5. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 4/01 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/25 and after 10/25 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/19/2002.
6. X35 Rights 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14857, and 35-14874 when combined shall not exceed a total diversion rate of 1.71 cfs, a total annual maximum diversion volume of 432 af at the field headgate, and the irrigation of 108 acres.
7. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. X35 Rights 35-14081, 35-14084 and 35-14089 when combined shall not exceed a total diversion rate of 0.5 cfs, a total annual maximum diversion volume of 116.4 af at the field headgate, and the irrigation of 29.1 acres.
9. T19 Pursuant to Section 42-1412(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.
10. 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 lands above.
11. 214 Prior to the diversion and use of water under Transfer approval 88765, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
12. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
13. 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.

Decreed Date: 2/19/2002

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

Current Water Right No.: 35-14092

Current Owner: FARMLAND RESERVE INC

Priority Date: 5/23/1979

Origin: Water Right

Status: Active

Basis:	License
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Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.32 CFS	63.6 AF
	<u>Total Diversion</u>	0.32 CFS	63.6 AF

Location of Point(s) of Diversion

GROUND WATER L2(NW1/4NE1/4) Sec. 5, Twp 07S, Rge 29E B.M.
POWER County

Place of Use

IRRIGATION Within POWER County

T06S R29E S32	SWSW	12.00	T07S R29E S5	Lot 2	NWNE	6.70
T07S R29E S5	SWNE	9.30	T07S R29E S5	Lot 3	NENW	30.00
T07S R29E S5	Lot 4	NWNW	5.80	T07S R29E S5	SWNW	8.20
T07S R29E S5	SENE	36.00				

Total Acres: 108

Conditions of Approval:

1. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
2. X27 This right is limited to the irrigation of 15.9 acres within the authorized place of use in a single irrigation season.
3. 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 lands above.
4. X35 Rights 35-14081, 35-14084, 35-14089 and 35-14092 when combined shall not exceed a total diversion rate of 0.61 cfs, a total annual maximum diversion volume of 180.0 af at the field headgate, and the irrigation of 45.0 acres.
5. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. R05 Use of water under this right will 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. 120.
7. 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.
8. X35 Rights 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14857, and 35-14874 when combined shall not exceed a total diversion rate of 1.71 cfs, a total annual maximum diversion volume of 432 af at the field headgate, and the irrigation of 108 acres.
9. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. 214 Prior to the diversion and use of water under Transfer approval 88765, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

Licensed Date: 5/25/1999

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

Current Water Right No.: 35-14857

Current Owner: FARMLAND RESERVE INC
Priority Date: 12/20/1954
Origin: Water Right
Status: Active
Basis: Decreed

Source

GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	0.36 CFS	
	<u>Total Diversion</u>	0.36 CFS	

Location of Point(s) of Diversion

GROUND WATER L2(NW1/4NE1/4) Sec. 5, Twp 07S, Rge 29E B.M.
POWER County

Place of Use

IRRIGATION Within POWER County

T06S R29E S32	SWSW	12.00	T07S R29E S5	Lot 2	NWNE	6.70
T07S R29E S5	SWNE	9.30	T07S R29E S5	Lot 3	NENW	30.00
T07S R29E S5	Lot 4	NWNW	T07S R29E S5		SWNW	8.20
T07S R29E S5	SENE	36.00				

Total Acres: 108

Conditions of Approval:

1. 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.
2. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3. X35 Rights 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14857, and 35-14874 when combined shall not exceed a total diversion rate of 1.71 cfs, a total annual maximum diversion volume of 432 af at the field headgate, and the irrigation of 108 acres.
4. 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. 120.
5. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. 214 Prior to the diversion and use of water under Transfer approval 88765, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
7. 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.
8. X27 This right is limited to the irrigation of 18 acres within the authorized place of use in a single irrigation season.
9. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
10. 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.

Decreed Date: 1/31/2002

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

Current Water Right No.: 35-14874

Current Owner: FARMLAND RESERVE INC
Priority Date: 1/24/1978
Origin: Water Right
Status: Active
Basis: Decreed

Source

GROUND WATER

Tributary

Beneficial Use

From To

Diversion Rate

Annual Volume

IRRIGATION

4/01 to 11/01

0.68 CFS

Total Diversion

0.68 CFS

Location of Point(s) of Diversion

GROUND WATER

L2(NW1/4NE1/4)

Sec. 5, Twp 07S, Rge 29E B.M.

POWER County

Place of Use

IRRIGATION Within POWER County

T06S R29E S32		SWSW	12.00	T07S R29E S5	Lot 2	NWNE	6.70
T07S R29E S5		SWNE	9.30	T07S R29E S5	Lot 3	NENW	30.00
T07S R29E S5	Lot 4	NWNW	5.80	T07S R29E S5		SWNW	8.20
T07S R29E S5		SENW	36.00				

Total Acres: 108

Conditions of Approval:

1. X35 Rights 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14857, and 35-14874 when combined shall not exceed a total diversion rate of 1.71 cfs, a total annual maximum diversion volume of 432 af at the field headgate, and the irrigation of 108 acres.
2. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
3. 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. 120.
4. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. 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.
6. X27 This right is limited to the irrigation of 40 acres within the authorized place of use in a single irrigation season.
7. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
8. 214 Prior to the diversion and use of water under Transfer approval 88765, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
9. 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.
10. 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.

Decreed Date: 1/31/2002

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

Current Water Right No.: 35-14243

Current Owner: FARMLAND RESERVE INC
Priority Date: 2/8/2012
Origin: Water Right
Status: Active
Basis: License

Source**Tributary**

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	7.88 CFS	2636 AF
	<u>Total Diversion</u>	7.88 CFS	2636 AF

Location of Point(s) of Diversion

GROUND WATER

L2(NE1/4NW1/4NE1/4)

Sec. 5, Twp 07S, Rge 29E B.M.

POWER County

Place of Use**IRRIGATION Within POWER County**

T06S R29E S32	NESW	40.00	T06S R29E S32	SWSW	37.50
T06S R29E S32	SESW	38.20	T06S R29E S32	NESE	40.00
T06S R29E S32	NWSE	40.00	T06S R29E S32	SWSE	38.20
T06S R29E S32	SESE	38.10	T07S R29E S4	Lot 3	NENW 33.00
T07S R29E S4	Lot 4	NWNW 28.00	T07S R29E S4		SWNW 40.00
T07S R29E S4	SENW	40.00	T07S R29E S5	Lot 1	NENE 10.50
T07S R29E S5	Lot 2	NWNE 10.50	T07S R29E S5		SWNE 40.00
T07S R29E S5	SENE	40.00	T07S R29E S5	Lot 3	NENW 33.00
T07S R29E S5	Lot 4	NWNW 32.00	T07S R29E S5		SWNW 40.00
T07S R29E S5	SENW	40.00			

Total Acres: 659

Conditions of Approval:

1. 01J Prior to diversion of water under this right, the right holder shall install and maintain a flow meter measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
2. R05 Use of water under this right will 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. 120.
3. 140 Noncompliance with any condition of this right, including the requirement for mitigation, is cause for the director to issue a notice of violation, cancel or revoke the right, or, if the right is included in a water district, request that the watermaster curtail diversion and use of water.

4. By December 1st of each year, the right holder shall provide a written report to the Department describing the number and location of acres irrigated that year, the volume of water diverted under this right, the source of mitigation for the next irrigation season, and the number and location of acres proposed to be irrigated in the following year.
5. 170 To mitigate for the depletion of water resulting from the use of water under water rights 35-14240, 35-14241, 35-14242 and 35-14243 and to prevent injury to senior water right holders, the right holder shall cease diverting and using water as authorized by the following water rights for the purposes and amounts specified below. Moreover, the official records for the following water rights will be changed to show that diversion and use of water is not authorized because the rights, or a portion thereof, are being dedicated to mitigation purposes.
- | Right No. | Use Changed to Mitigation | Mitigation Rate (cfs) | Mitigation Volume (AF) | Mitigation Acres |
|-------------------------------|---------------------------|-----------------------|------------------------|------------------|
| 29-2284 (previously 35-14014) | | Industrial | 4.44 | 3215.5 |
| N/A | | | | |
| 29-2301 (previously 35-14015) | | Industrial | 3.95 | 2858.3 |
| Combined Limit: | | | 6073.8 | N/A |
- If the specified mitigation rights, or portion thereof, are sold, transferred, leased, used on any place of use, or are not deliverable due to a shortage of water, a priority call, or a termination in lease contract then the amount of water authorized for diversion under this right approval shall be reduced by the same proportion as the reduction to the mitigation rights.
6. As resources allow, the Department will conduct at least one in-person field examination of the authorized place of use of this right each year to verify the required mitigation and authorized irrigation under this right prior to June 15th of each year. It shall be the responsibility of the right holder to follow up with the Department by June 15th of each year to determine if the field examination was performed. If the Department is unable to conduct the field examination for any reason, the right holder or its consultant shall perform the field examination and report findings from the field examination to the Department and the protestants to this right by July 15th of each year.
7. 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.
8. 935 Administration of this right to satisfy the minimum stream flow water rights in the Snake River at Murphy Gage shall not be required because use of water pursuant to this right is either non-consumptive or the right holder is required to provide ongoing mitigation to offset the depletion of water resulting from the use of this right.
9. In the event the right holder does not maintain the right to use water rights 29-2284 and 29-2301 for mitigation purposes, the right holder may propose a substitute mitigation plan. The substitute plan must be provided to the Department no later than December 1st in the year immediately prior to the irrigation season where the substitute plan is proposed to be implemented. The Department will advertise the substitute plan to the public and the protestants shall have the right to challenge the substitute plan. If the substitute plan is not approved by the Department, the right holder shall not divert under this right.
10. 020 The diversion and use of water described in this right may be subject to additional conditions and limitations agreed to by the protestant and the right holder under a separate agreement to which the Department is not a party. Because the Department is not a party, the Department is not responsible for enforcement of any aspect of the agreement not specifically addressed in other conditions herein.
11. 933 This right is for the use of trust water, and it is subject to review 5 years after the date of permit approval to re-evaluate the availability of trust water for the authorized use and to re-evaluate the public interest criteria for reallocating trust water.

Water Right Report : 35-14243(License/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	FARMLAND RESERVE INC	60 E SOUTH TEMPLE STE 1700	SALT LAKE CTY	UT	84111-1008
Previous Owner	LANCE AND/OR LISA FUNK PARTNERSHIP	PO BOX 310	AMERICAN FLS	ID	83211-0310
Representative	BROCKWAY ENGINEERING PLLC	C/O GREG SULLIVAN 2016 WASHINGTON ST N STE 4	TWIN FALLS	ID	83301-3082

Water Right Status

Priority Date : 2/8/2012

Basis : License

Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
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GROUND WATER

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
GROUND WATER	07S	29E	5	2	NE	NW	NE	POWER	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	7.88 CFS	2636.00 AFA
TOTAL			7.88 CFS	2636.00 AFA

Places of Use

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

Place of Use Legal Description : IRRIGATION (POWER county)

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
06S	29E	32		NE	SW		40.0
06S	29E	32		SW	SW		37.5
06S	29E	32		SE	SW		38.2
06S	29E	32		NE	SE		40.0
06S	29E	32		NW	SE		40.0
06S	29E	32		SW	SE		38.2
06S	29E	32		SE	SE		38.1
07S	29E	4	3	NE	NW		33.0
07S	29E	4	4	NW	NW		28.0
07S	29E	4		SW	NW		40.0
07S	29E	4		SE	NW		40.0
07S	29E	5	1	NE	NE		10.5
07S	29E	5	2	NW	NE		10.5
07S	29E	5		SW	NE		40.0
07S	29E	5		SE	NE		40.0
07S	29E	5	3	NE	NW		33.0
07S	29E	5	4	NW	NW		32.0
07S	29E	5		SW	NW		40.0
07S	29E	5		SE	NW		40.0

Total Acres Acre Limit

659.00

Conditions

Code Conditions

- R05 Use of water under this right will 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. 120.
- 01J Prior to diversion of water under this right, the right holder shall install and maintain a flow meter measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
- 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.
- 933 This right is for the use of trust water, and it is subject to review 5 years after the date of permit approval to re-evaluate the availability of trust water for the authorized use and to re-evaluate the public interest criteria for reallocating trust water.
- 935 Administration of this right to satisfy the minimum stream flow water rights in the Snake River at Murphy Gage shall not be required because use of water pursuant to this right is either non-consumptive or the right holder is required to provide ongoing mitigation to offset the depletion of water resulting from the use of this right.
- 170 To mitigate for the depletion of water resulting from the use of water under water rights 35-14240, 35-14241, 35-14242 and 35-14243 and to prevent injury to senior water right holders, the right holder shall cease diverting and using water as authorized by the following water rights for the purposes and amounts specified below. Moreover, the official records for the following water rights will be changed to show that diversion and use of water is not authorized because the rights, or a portion thereof, are being dedicated to mitigation purposes. Use Changed Mitigation Mitigation Mitigation Right No. to Mitigation Rate (cfs) Volume (AF) Acres 29-2284 (previously 35-14014) Industrial 4.44 3215.5 N/A 29-2301 (previously 35-14015) Industrial 3.95 2858.3 N/A Combined Limit: 6073.8 If the specified mitigation rights, or portion thereof, are sold, transferred, leased, used on any place of use, or are not deliverable due to a shortage of water, a priority call, or a termination in lease contract then the amount of water authorized for diversion under this right approval shall be reduced by the same proportion as the reduction to the mitigation rights.
- In the event the right holder does not maintain the right to use water rights 29-2284 and 29-2301 for mitigation purposes, the right holder may propose a substitute mitigation plan. The substitute plan must be provided to the Department no later than December 1st in the year immediately prior to the irrigation season where the substitute plan is proposed to be implemented. The Department will advertise the substitute plan to the public and the protestants shall have the right to challenge the substitute plan. If the substitute plan is not approved by the Department, the right holder shall not divert under this right.
- By December 1st of each year, the right holder shall provide a written report to the Department describing the number and location of acres irrigated that year, the volume of water diverted under this right, the source of mitigation for the next irrigation season, and the number and location of acres proposed to be irrigated in the following year.
- As resources allow, the Department will conduct at least one in-person field examination of the authorized place of use of this right each year to verify the required mitigation and authorized irrigation under this right prior to June 15th of each year. It shall be the responsibility of the right holder to follow up with the Department by June 15th of each year to determine if the field examination was performed. If the Department is unable to conduct the field examination for any reason, the right holder or its consultant shall perform the field examination and report findings from the field examination to the Department and the protestants to this right by July 15th of each year.
- 020 The diversion and use of water described in this right may be subject to additional conditions and limitations agreed to by the protestant and the right holder under a separate agreement to which the Department is not a party. Because the Department is not a party, the Department is not responsible for enforcement of any aspect of the agreement not specifically addressed in other conditions herein.
- 140 Noncompliance with any condition of this right, including the requirement for mitigation, is cause for the director to issue a notice of violation, cancel or revoke the right, or, if the right is included in a water district, request that the watermaster curtail diversion and use of water.

Dates

Licensed Date : 8/16/2019
Decreed Date :
Permit Proof Due Date : 4/1/2017
Permit Proof Made Date : 2/9/2017
Permit Approved Date : 3/3/2015
Permit Moratorium Expiration Date :
Enlargement Use Priority Date :
Enlargement Statute Priority Date :
Application Received Date: 2/8/2012
Protest Deadline Date: 4/23/2012

Other Information

State or Federal :
Water District Number : 120
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 : T
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False



**FARMLAND RESERVE
IRRIGATION TRANSFER
NAIP 2023 AERIAL**

Legend

-  Wells
-  78.0_Acres_TO
-  PPU
-  Current_POUs



0 750 1,500 Feet

FARMLAND RESERVE IRRIGATION TRANSFER NAIP 2023 AERIAL

Legend

-  Wells
-  48.0_Acres_FROM



A Hatched out 2C

89547



0 750 1,500 Feet

FARMLAND RESERVE IRRIGATION TRANSFER NAIP 2023 AERIAL

Legend

- Wells
- 30.0_Acres_FROM



Attachment 46-7

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 1866

This Lease Contract ("Lease") is between the Idaho Water Resource Board ("Board"), and

LESSOR: FARMLAND RESERVE INC
60 E SOUTH TEMPLE STE 1700
SALT LAKE CTY, UT 84111-1008

RECEIVED
SEP 25 2024
DEPARTMENT OF
WATER RESOURCES

RECITALS

1. The Board is authorized under chapter 17, title 42, Idaho Code to operate a water supply bank and to contract with lessors to act as an intermediary in facilitating the rental of water.
2. The Lessor has filed a completed application to lease water rights described below into the Water Supply Bank on forms supplied by the Idaho Department of Water Resources and received by the Department on January 08, 2024.
3. The Director of the Idaho Department of Water Resources has reviewed the application for compliance with the Water Supply Bank rules and has approved the Lease subject to conditions listed below.

NOW, THEREFORE, in consideration of the mutual covenants and contracts herein contained, and other good and valuable consideration, the receipt of which is hereby acknowledged, the parties hereto agree as follows:

1. **WATER RIGHTS:** The Lessor shall lease and the Board shall accept into the Bank the Applicant's water rights described as follows:

Summary of Water Rights or Portions Leased to the Bank

Water Right No.	Priority Date	Source	Diversion Rate (CFS)	Diversion Volume (AF)	Acres (AC)
29-10265	2/2/1970	GROUND WATER	2.28	458.5	131.0
Lease Totals			2.28	458.5	131.0

2. **COMPENSATION:** The Lessor shall accept and the Board shall pay compensation determined by the amount of water rented under the following rental rate during such times as the water is rented from the Bank over the term of this Lease.

Minimum Payment Acceptable: Current Rental Rate

3. **TERM OF LEASE:** The term of this lease shall be January 1, 2024 to December 31, 2025. This Lease shall bind the parties and take effect when both parties have signed it.
4. **WATER SUPPLY BANK CONDITIONS OF ACCEPTANCE:** The Lessor shall abide by all terms and conditions contained in the Water Supply Bank Conditions of Acceptance, attached hereto as "Attachment A" and incorporated herein by this reference.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 1866

5. **CHANGE OF WATER RIGHT:** This lease specifies water right elements including but not limited to: diversion rates; diversion volumes; number of acres authorized to be irrigated; places of use; points of diversion; beneficial uses; and seasons of use. During the term of this lease, if a water right is administratively changed due to a water right split and renumbering, this lease may be reduced by an equal amount to reflect the water right elements as legally defined under the water right. If a lease contract cannot be reduced sufficient to reflect the legal definition of a water right as amended through a water right split and/or water right transfer, the Board may release the water right from the Water Supply Bank.
6. **ASSIGNMENT OF CONTRACT:** This lease is between the Board and the Lessor, who is the recognized owner or designated representative of the recognized owners of water rights described herein. Should ownership of any part of a water right herein described change during the term of this lease, either through a water right split, a water right transfer, sale of property to which the water right is appurtenant, or through any other recognized water right reassignment, the lease benefits and obligations to the conditions of acceptance for any such water rights will be assigned to the new owners.
7. **DUPLICATE ORIGINAL:** This Lease is executed in duplicate. Each of the documents with an original signature of each party shall be an original.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 1866

IN WITNESS WHEREOF, the parties have executed this Contract on the date following their respective signatures.

LESSOR: FARMLAND RESERVE INC
60 E SOUTH TEMPLE STE 1700
SALT LAKE CTY, UT 84111-1008

By [Signature]
Title VICE President
Date 9/26/24

IDAHO WATER RESOURCE BOARD
322 East Front Street
P.O. Box 83720
Boise, ID 83720-0098

By [Signature]
Brian Patton, Executive Manager
Idaho Water Resource Board

Date 9/26/24

Lease approved by IDWR [Signature]

Date 9/26/24

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 1874

This Lease Contract ("Lease") is between the Idaho Water Resource Board ("Board"), and

LESSOR: FARMLAND RESERVE INC
60 E SOUTH TEMPLE STE 1700
SALT LAKE CTY, UT 84111-1008

RECEIVED

SEP 25 2024

**DEPARTMENT OF
WATER RESOURCES**

RECITALS

1. The Board is authorized under chapter 17, title 42, Idaho Code to operate a water supply bank and to contract with lessors to act as an intermediary in facilitating the rental of water.
2. The Lessor has filed a completed application to lease water rights described below into the Water Supply Bank on forms supplied by the Idaho Department of Water Resources and received by the Department on January 08, 2024.
3. The Director of the Idaho Department of Water Resources has reviewed the application for compliance with the Water Supply Bank rules and has approved the Lease subject to conditions listed below.

NOW, THEREFORE, in consideration of the mutual covenants and contracts herein contained, and other good and valuable consideration, the receipt of which is hereby acknowledged, the parties hereto agree as follows:

1. **WATER RIGHTS:** The Lessor shall lease and the Board shall accept into the Bank the Applicant's water rights described as follows:

Summary of Water Rights or Portions Leased to the Bank

Water Right No.	Priority Date	Source	Diversion Rate (CFS)	Diversion Volume (AF)	Acres (AC)
35-7969	3/23/1981	GROUND WATER	1.19	306.0	76.5
Lease Totals			1.19	306.0	76.5

2. **COMPENSATION:** The Lessor shall accept and the Board shall pay compensation determined by the amount of water rented under the following rental rate during such times as the water is rented from the Bank over the term of this Lease.

Minimum Payment Acceptable: Current Rental Rate

3. **TERM OF LEASE:** The term of this lease shall be January 1, 2024 to December 31, 2028. This Lease shall bind the parties and take effect when both parties have signed it.
4. **WATER SUPPLY BANK CONDITIONS OF ACCEPTANCE:** The Lessor shall abide by all terms and conditions contained in the Water Supply Bank Conditions of Acceptance, attached hereto as "Attachment A" and incorporated herein by this reference.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 1874

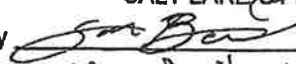
5. **CHANGE OF WATER RIGHT:** This lease specifies water right elements including but not limited to: diversion rates; diversion volumes; number of acres authorized to be irrigated; places of use; points of diversion; beneficial uses; and seasons of use. During the term of this lease, if a water right is administratively changed due to a water right split and renumbering, this lease may be reduced by an equal amount to reflect the water right elements as legally defined under the water right. If a lease contract cannot be reduced sufficient to reflect the legal definition of a water right as amended through a water right split and/or water right transfer, the Board may release the water right from the Water Supply Bank.
6. **ASSIGNMENT OF CONTRACT:** This lease is between the Board and the Lessor, who is the recognized owner or designated representative of the recognized owners of water rights described herein. Should ownership of any part of a water right herein described change during the term of this lease, either through a water right split, a water right transfer, sale of property to which the water right is appurtenant, or through any other recognized water right reassignment, the lease benefits and obligations to the conditions of acceptance for any such water rights will be assigned to the new owners.
7. **DUPLICATE ORIGINAL:** This Lease is executed in duplicate. Each of the documents with an original signature of each party shall be an original.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 1874

IN WITNESS WHEREOF, the parties have executed this Contract on the date following their respective signatures.

LESSOR: FARMLAND RESERVE INC
60 E SOUTH TEMPLE STE 1700
SALT LAKE CITY, UT 84111-1008

By 
Title Vice President
Date 9/20/24

IDAHO WATER RESOURCE BOARD
322 East Front Street
P.O. Box 83720
Boise, ID 83720-0098

By 
Brian Patton, Executive Manager
Idaho Water Resource Board

Date 9/26/24

Lease approved by IDWR 

Date 9/26/24

Mitigation Analysis Period

Trimester

One-Way Analysis of Independent Transfers

New Water Right (GModelo):

WR No.	Div. Rate (CFS)	Con. Vol. (AFA)	No. of Irr. Acres	Priority Date	POD Location	Dedicated Vol. AFA/ AFT	Model Node
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Transfer 1: Proposed Steady State Impacts following Transfer

Transfer 1: Worst Case Transient State Impacts following Transfer

Pre-SS 100.00%

Post-SS 100.00%

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
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Pre-SS	1.12	1.84	10.03	59.24	1.42	1.44	1.17	0.53	0.50	0.57	0.07	77.2
Post-SS	1.24	2.03	10.99	50.47	2.73	3.43	2.78	1.27	1.18	1.35	0.18	77.6
Pre-TS	1.12	1.84	10.03	59.24	1.42	1.44	1.17	0.53	0.50	0.57	0.07	77.9
Post-TS	1.24	2.03	10.99	58.98	2.73	3.43	2.78	1.27	1.18	1.35	0.18	86.1

Steady State Analysis

% of Historical:	10.8%	10.6%	9.6%	-14.8%	92.5%	138.0%	138.0%	138.0%	138.0%	137.9%	137.6%
Acre Feet/ Trimester	0.1	0.2	1.0	-8.8	1.31	1.99	1.61	0.7	0.7	0.8	0.1
% of Total:	1.6%	2.6%	14.2%	65.0%	3.5%	4.4%	3.6%	1.6%	1.5%	1.7%	0.2%

Transient State Analysis

% of Historical:	10.8%	10.6%	9.6%	-0.4%	92.5%	138.0%	138.0%	138.0%	138.0%	137.9%	137.6%
Acre Feet/ Trimester	0.1	0.2	1.0	-0.3	1.31	1.99	1.61	0.7	0.7	0.8	0.1

Read Me

Pre-SS 0.00%

Post-SS 0.00%

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
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Pre-SS	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Post-SS	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Pre-TS	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
Post-TS	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Steady State Analysis

Mitigation Check 1 - >10% of Historical:	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
Mitigation Check 2: > 2 AF/T:	0.0	0.0	0.0	0.0	0.0	0.00	0.0	0.0	0.0	0.0	0.0
Mitigation Check 3 - >10% of Total:	0.0%	0.0%	0.0%	0.0%	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	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Transient State Analysis

Mitigation Check 1 - >10% of Historical:	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%	0.0%
Mitigation Check 2: > 2.01 AF/T:	0.0	0.0	0.0	0.0	0.0	0.00	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	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

89547

ENHANCED GROUND-WATER RIGHTS TRANSFER

UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEARCH INSTITUTE

IDAHO DEPARTMENT OF AGRICULTURE

Cells this color are set up for user entries

ENTER STARTING DATE FOR

SIMULATION. THEN PUSH "UPDATE DATES" BUTTON

TRANSFER NO:

0

YEAR

1950

TRANSFER NAME:

SEASON

SPRING

Farmland Reserve

ENTER CELL LOCATIONS:

	'TO' CELL	'FROM1' CELL	'FROM2' CELL	'FROM3' CELL
ROW	84	92	83	0
COLUMN	92	115	98	0

48
30
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
SPR 1950	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1950	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1950	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1951	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1951	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1951	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1952	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1952	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1952	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1953	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1953	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1953	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1954	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1954	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1954	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1955	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1955	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1955	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1956	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1956	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1956	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1957	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1957	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1957	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1958	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1958	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1958	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1959	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1959	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1959	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1960	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1960	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1960	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1961	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1961	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1961	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1962	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1962	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1962	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SPR 1963	0.0	0.0	0.0	0.0	0.0	0.0	0.0
SUM 1963	0.0	0.0	0.0	0.0	0.0	0.0	0.0
WIN 1963	0.0	0.0	0.0	0.0	0.0	0.0	0.0

[illegible]

89547

[illegible]

89547

SPR 2089	78.0	0.0	48.0	0.0	30.0	0.0	0.0
SUM 2089	78.0	0.0	48.0	0.0	30.0	0.0	0.0
WIN 2089	78.0	0.0	48.0	0.0	30.0	0.0	0.0
SPR 2090	78.0	0.0	48.0	0.0	30.0	0.0	0.0
SUM 2090	78.0	0.0	48.0	0.0	30.0	0.0	0.0
WIN 2090	78.0	0.0	48.0	0.0	30.0	0.0	0.0
SPR 2091	78.0	0.0	48.0	0.0	30.0	0.0	0.0
SUM 2091	78.0	0.0	48.0	0.0	30.0	0.0	0.0
WIN 2091	78.0	0.0	48.0	0.0	30.0	0.0	0.0
SPR 2092	78.0	0.0	48.0	0.0	30.0	0.0	0.0
SUM 2092	78.0	0.0	48.0	0.0	30.0	0.0	0.0
WIN 2092	78.0	0.0	48.0	0.0	30.0	0.0	0.0
SPR 2093	78.0	0.0	48.0	0.0	30.0	0.0	0.0
SUM 2093	78.0	0.0	48.0	0.0	30.0	0.0	0.0
WIN 2093	78.0	0.0	48.0	0.0	30.0	0.0	0.0
SPR 2094	78.0	0.0	48.0	0.0	30.0	0.0	0.0
SUM 2094	78.0	0.0	48.0	0.0	30.0	0.0	0.0
WIN 2094	78.0	0.0	48.0	0.0	30.0	0.0	0.0
SPR 2095	78.0	0.0	48.0	0.0	30.0	0.0	0.0
SUM 2095	78.0	0.0	48.0	0.0	30.0	0.0	0.0
WIN 2095	78.0	0.0	48.0	0.0	30.0	0.0	0.0
SPR 2096	78.0	0.0	48.0	0.0	30.0	0.0	0.0
SUM 2096	78.0	0.0	48.0	0.0	30.0	0.0	0.0
WIN 2096	78.0	0.0	48.0	0.0	30.0	0.0	0.0
SPR 2097	78.0	0.0	48.0	0.0	30.0	0.0	0.0
SUM 2097	78.0	0.0	48.0	0.0	30.0	0.0	0.0
WIN 2097	78.0	0.0	48.0	0.0	30.0	0.0	0.0
SPR 2098	78.0	0.0	48.0	0.0	30.0	0.0	0.0
SUM 2098	78.0	0.0	48.0	0.0	30.0	0.0	0.0
WIN 2098	78.0	0.0	48.0	0.0	30.0	0.0	0.0
SPR 2099	78.0	0.0	48.0	0.0	30.0	0.0	0.0
SUM 2099	78.0	0.0	48.0	0.0	30.0	0.0	0.0
WIN 2099	78.0	0.0	48.0	0.0	30.0	0.0	0.0



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Hydraulics

Hydrology

Water Resources

RECEIVED

DEC 16 2024

DEPT. OF WATER RESOURCES
EASTERN REGION

December 13, 2024

James Cefalo
Idaho Department of Water Resources
900 North Skyline Drive, Suite A
Idaho Falls, ID 83402-1718

Re: Farmland Reserve Inc. 78.0 Acre Transfer

Dear Mr. Cefalo:

Farmland Reserve Inc. desires to transfer 78.0 acres of water rights in which they own to a farm located in T06S R29E Section 32 and T06S R29E Sections 4 and 5. The transfer proposes to create a 760.0 acre permissible use.

There is no proposed change to the beneficial use, period use or the ownership of the water rights. There is an existing POD on the farm that is utilized to provide irrigation water.

It is proposed to move 48.0 acres from 29-10265 and 30.0 acres from 35-7969. Water rights already located on the farm are 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14857, 35-14874 and 35-14243.

ESPA Model analysis has been performed based on IDWR's previous memos and policies. The ESPA Model analysis has been required by IDWR due to the FROM and TO location of the water rights. However, IDWR has not provided any updated guidance, policy or rule as to what can or cannot be approved for such a transfer at this time given the recent orders pertaining to the use of the ESPA transfer analysis tool. Attempts to obtain clarification on what transfers can be approved in the ESPA have been deferred to legal counsel. It is unknown what duration of time it will take for IDWR to provide the required guidance to allow water right transfers in the ESPA to be processed by IDWR staff.

A State of Idaho Department of Water Resources Memo dated May 29, 2024 prepared by Jennifer Sukow with the subject of *Cumulative review of ESPA transfers between 2012 and 2023* is attached to the transfer application. The Memo indicates that cumulative effects of transfers in the ESPA on the Ashton to Near Blackfoot river reaches benefited those river reaches by 196 acre feet annually. The cumulative effects of the transfers in the ESPA on the Near Blackfoot to Minidoka river reaches benefited those river reaches by 431

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

89547



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ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

acre feet annually. The cumulative effects of the transfers in the ESPA on the Devil's Washbowl to Bancroft river reaches impacted those river reaches by 33 acre feet annually. The overall affect from ground water transfers within the ESPA from 2012 through 2023 has been a net benefit of 594 acre feet annually to the Snake River.

Based on the ESPA modeling analysis and the cumulative review of the ESPA transfers, this 78.0 acre transfer has been prepared and submitted to IDWR for processing and appears to be approvable.

Please copy our office on all correspondence regarding this application.

Sincerely,

Greg Sullivan, M.S., Engineer

Cc: Jared Cobell

Enc: Transfer Application, Annual Report, Aerial Maps, Water Right Reports, ESPA Model Analysis, Cumulative Effect Memo, Check # 18322 for \$1,300

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

89547



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

February 5, 2025

FARMLAND RESERVE INC
60 E SOUTH TEMPLE STE 1700
SALT LAKE CTY, UT 84111-1008

RE: Transfer No. 89547

Water Right No(s). 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14243, 35-14857, 35-14874, 35-14897, 35-14902

Dear Applicant:

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 POWER COUNTY PRESS, POST REGISTER and IDAHO STATESMAN on 2/12/2025 and 2/19/2025 and in the TIMES NEWS and LEWISTON TRIBUNE, on 2/13/2025 and 2/20/2025. Protests to this application may be submitted for a period ending ten (10) days after the second publication..

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,

Christina Henman
Administrative Assistant

CC:

GREG SULLIVAN
2016 WASHINGTON ST N STE 4
TWIN FALLS, ID 83301-3082

Henman, Christina

From: Henman, Christina
Sent: Wednesday, February 5, 2025 4:49 PM
To: press1@press-times.com
Subject: Legal Notice for Power County Press
Attachments: 89546, 89547, 89548, 89549 Power County Press.docx

LEGAL NOTICE DEPARTMENT
POWER COUNTY PRESS
PO BOX 547
AMERICAN FALLS, ID 83211

RE: Transfer No. 89546, 89547, 89548, 89549

Water Right No(s). 35-14896, 35-14903, 35-14904, 35-14905, 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14243, 35-14857, 35-14874, 35-14897, 35-14902, 35-14241, 35-14655, 35-14845, 35-14860, 35-14861, 35-14898, 35-14899, 35-14900, 35-14906, 35-7914, 35-14442, 35-14443, 35-14820, 35-14907, 35-7632A

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 3/3/2025. Your cooperation is appreciated.

Thank You,



Christina Henman
Administrative Assistant
IDWR, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 525-7161

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 89546**

FARMLAND RESERVE INC, 60 E SOUTH TEMPLE STE 1700, SALT LAKE CTY, UT 84111-1008 has filed Application No. 89546 for changes to the following water rights within POWER County(s): Right No(s). 35-14896, 35-14903, 35-14904, 35-14905; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: change point of diversion and place of use. Proposed point of diversion is in SWSE Sec 1 T07S R28E for 1.07 cfs from ground water. Proposed place of use is in NENE, SWNE, and SENE Sec 12 T07S R28E for 71 acres.

TRANSFER NO. 89547

FARMLAND RESERVE INC, 60 E SOUTH TEMPLE STE 1700, SALT LAKE CTY, UT 84111-1008 has filed Application No. 89547 for changes to the following water rights within POWER County(s): Right No(s). 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14243, 35-14857, 35-14874, 35-14897, 35-14902; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: change point of diversion and place of use. Proposed point of diversion is in Lot 2 (NWNE) Sec 5 T07S R29E for 11.18 cfs from ground water. Proposed place of use is 737.0 acres within a 760.0-acre permissible place of use located in N1/2 Sec 5 and NW1/4 Sec 4 T07S R29E; and NESW, SWSW, SESW and SE1/4 Sec 32 T06S R29E.

TRANSFER NO. 89548

FARMLAND RESERVE INC, 60 E SOUTH TEMPLE STE 1700, SALT LAKE CTY, UT 84111-1008 has filed Application No. 89548 for changes to the following water rights within POWER County(s): Right No(s). 35-14241, 35-14655, 35-14845, 35-14860, 35-14861, 35-14898, 35-14899, 35-14900, 35-14906, 35-7914; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: change point of diversion, add point of diversion and change place of use. Proposed points of diversion are in SWSE Sec 6 and NWNE Sec 7, T07S R29E for 12.18 cfs from ground water. Proposed place of use is 733.1 acres within a 960-acre permissible place of use in Sec 6 and N1/2 Sec 7, T07S R29E.

TRANSFER NO. 89549

FARMLAND RESERVE INC, 60 E SOUTH TEMPLE STE 1700, SALT LAKE CTY, UT 84111-1008 has filed Application No. 89549 for changes to the following water rights within POWER County(s): Right No(s). 35-14442, 35-14443, 35-14820, 35-14907, 35-7632A; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: add point of diversion, change point of diversion and change place of use. Proposed points of diversion are in NENE Sec 30 and SWNW Sec 20, T06S R29E for 1.86 cfs from ground water. Proposed place of use is in E1/2 Sec 19 and NE1/4 Sec 30, T06S R29E for 121.0 acres within a 480-acre permissible place of use.

For additional information concerning the property location, contact Eastern Region office at (208)525-7161. 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, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before 3/3/2025. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director

Published on 2/12/2025 and 2/19/2025

Henman, Christina

From: Henman, Christina
Sent: Wednesday, February 5, 2025 4:49 PM
To: legalnotices@postregister.com
Subject: Legal Notice for Post Register
Attachments: 89547, 89548 Post Register, Idaho Statesman.docx

LEGAL NOTICE DEPARTMENT
POST REGISTER
PO BOX 1800
IDAHO FALLS, ID 83403-1800

RE: Transfer No. 89547, 89548
Water Right No(s). 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14243, 35-14857, 35-14874, 35-14897,
35-14902, 35-14241, 35-14655, 35-14845, 35-14860, 35-14861, 35-14898, 35-14899, 35-14900, 35-14906, 35-
7914

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 3/3/2025. Your cooperation is appreciated.

Thank You,



Christina Henman
Administrative Assistant
IDWR, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 525-7161

Henman, Christina

From: Henman, Christina
Sent: Wednesday, February 5, 2025 4:49 PM
To: 'legals@idahostatesman.com'
Subject: Legal Notice for Idaho Statesman
Attachments: 89547, 89548 Post Register, Idaho Statesman.docx

LEGAL NOTICE DEPARTMENT
IDAHO STATESMAN
PO BOX 40
BOISE, ID 83707

RE: Transfer No. 89547, 89548
Water Right No(s). 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14243, 35-14857, 35-14874, 35-14897, 35-14902, 35-14241, 35-14655, 35-14845, 35-14860, 35-14861, 35-14898, 35-14899, 35-14900, 35-14906, 35-7914

Dear Legal Notice Department:

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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 3/3/2025. Your cooperation is appreciated.

Thank You,



Christina Henman
Administrative Assistant
IDWR, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 525-7161

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 89547

FARMLAND RESERVE INC, 60 E SOUTH TEMPLE STE 1700, SALT LAKE CTY, UT 84111-1008 has filed Application No. 89547 for changes to the following water rights within POWER County(s): Right No(s). 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14243, 35-14857, 35-14874, 35-14897, 35-14902; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: change point of diversion and place of use. Proposed point of diversion is in Lot 2 (NWNE) Sec 5 T07S R29E for 11.18 cfs from ground water. Proposed place of use is 737.0 acres within a 760.0-acre permissible place of use located in N1/2 Sec 5 and NW1/4 Sec 4 T07S R29E; and NESW, SWSW, SESW and SE1/4 Sec 32 T06S R29E.

TRANSFER NO. 89548

FARMLAND RESERVE INC, 60 E SOUTH TEMPLE STE 1700, SALT LAKE CTY, UT 84111-1008 has filed Application No. 89548 for changes to the following water rights within POWER County(s): Right No(s). 35-14241, 35-14655, 35-14845, 35-14860, 35-14861, 35-14898, 35-14899, 35-14900, 35-14906, 35-7914; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: change point of diversion, add point of diversion and change place of use. Proposed points of diversion are in SWSE Sec 6 and NWNE Sec 7, T07S R29E for 12.18 cfs from ground water. Proposed place of use is 733.1 acres within a 960-acre permissible place of use in Sec 6 and N1/2 Sec 7, T07S R29E.

For additional information concerning the property location, contact Eastern Region office at (208)525-7161. 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, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before 3/3/2025. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director

Published on 2/12/2025 and 2/19/2025

Henman, Christina

From: Henman, Christina
Sent: Wednesday, February 5, 2025 4:49 PM
To: legals@lmtribune.com
Subject: Legal Notice for Lewiston Tribune
Attachments: 89547, 89548 Times News, Lewiston Tribune.docx

LEGAL NOTICE DEPARTMENT
LEWISTON TRIBUNE
505 C ST
PO BOX 957
LEWISTON, ID 83501

RE: Transfer No. 89547, 89548
Water Right No(s). 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14243, 35-14857, 35-14874, 35-14897, 35-14902, 35-14241, 35-14655, 35-14845, 35-14860, 35-14861, 35-14898, 35-14899, 35-14900, 35-14906, 35-7914

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Thank You,



Christina Henman
Administrative Assistant
IDWR, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 525-7161

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 89547

FARMLAND RESERVE INC, 60 E SOUTH TEMPLE STE 1700, SALT LAKE CTY, UT 84111-1008 has filed Application No. 89547 for changes to the following water rights within POWER County(s): Right No(s). 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-14243, 35-14857, 35-14874, 35-14897, 35-14902; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: change point of diversion and place of use. Proposed point of diversion is in Lot 2 (NWNE) Sec 5 T07S R29E for 11.18 cfs from ground water. Proposed place of use is 737.0 acres within a 760.0-acre permissible place of use located in N1/2 Sec 5 and NW1/4 Sec 4 T07S R29E; and NESW, SWSW, SESW and SE1/4 Sec 32 T06S R29E.

TRANSFER NO. 89548

FARMLAND RESERVE INC, 60 E SOUTH TEMPLE STE 1700, SALT LAKE CTY, UT 84111-1008 has filed Application No. 89548 for changes to the following water rights within POWER County(s): Right No(s). 35-14241, 35-14655, 35-14845, 35-14860, 35-14861, 35-14898, 35-14899, 35-14900, 35-14906, 35-7914; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: change point of diversion, add point of diversion and change place of use. Proposed points of diversion are in SWSE Sec 6 and NWNE Sec 7, T07S R29E for 12.18 cfs from ground water. Proposed place of use is 733.1 acres within a 960-acre permissible place of use in Sec 6 and N1/2 Sec 7, T07S R29E.

For additional information concerning the property location, contact Eastern Region office at (208)525-7161. 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, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before 3/3/2025. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director

Published on 2/13/2025 and 2/20/2025



INTERIM AD DRAFT

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: DliawOTMC5oF5tiTHDKe | **Proof Updated: Feb. 05, 2025 at 04:52pm MST**
Notice Name: 89547, 89548 Farmland Reserve

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

FILING FOR

ID Dept of WATER RESOURCES Magic Valley Times-News
christina.henman@idwr.idaho.gov
(208) 525-7161

Columns Wide: 2

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02/20/2025: General Legal	57.04
Affidavit Fee	9.00

Total \$131.22

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MATHEW WEAVER, Director

Publish: February 13, 20, 2025

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