STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 87389

This is to certify that: TELFORD LANDS LLC
1450 W HWY 24
PAUL, ID 83347-8666

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

Summary of Water Rights Before the Proposed Changes

Water Right	Origin/Basis	Priority Date	Diversion Rate	Diversion Volume	Acre Limit	Total Acres	Source
34-12376	WR/DECREED	6/1/1977	1.250 cfs	306.3 af	87.5	1985.0	GROUND WATER
34-13659	WR/DECREED	6/1/1889	0.970 cfs	N/A	43.0	1985.0	BIG LOST RIVER
34-13661	WR/DECREED	6/1/1896	1.000 cfs	N/A	43.0	1985.0	BIG LOST RIVER
34-13840	WR/DECREED	4/6/1982	1.260 cfs	248.5 af	71.0	1985.0	GROUND WATER
34-13842	WR/DECREED	12/17/1975	0.460 cfs	196.2 af	140.0	1985.0	GROUND WATER
34-2330B	WR/DECREED	6/1/1977	1.750 cfs	429.0 af	122.5	1985.0	GROUND WATER
34-618	WR/DECREED	9/1/1884	3.200 cfs	N/A	N/A	2124.0	BIG LOST RIVER
34-7077	WR/DECREED	9/5/1974	8.000 cfs	700.0 af	200.0	1985.0	GROUND WATER
34-7080B	WR/DECREED	9/23/1974	5.330 cfs	1001.0 af	286.0	1985.0	GROUND WATER
34-7092	WR/DECREED	1/14/1975	12.000 cfs	2222.5 af	635.0	1985.0	GROUND WATER
34-7121A	WR/DECREED	1/9/1976	0.460 cfs	169.0 af	286.0	1985.0	GROUND WATER
34-7121B	WR/DECREED	1/9/1976	3.740 cfs	1106.0 af	316.0	1985.0	GROUND WATER
34-7179	WR/DECREED	4/6/1982	2.780 cfs	1185.5 af	N/A	2124.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
34-12376	NO	NO	YES	NO	NO	NO
34-13659	NO	NO	YES	NO	NO	NO
34-13661	NO	NO	YES	NO	NO	NO
34-13840	NO	NO	YES	NO	NO	NO
34-13842	NO	NO	YES	NO	NO	NO
34-2330B	NO	NO	YES	NO	NO	NO
34-618	NO	NO	YES	NO	NO	NO
34-7077	NO	NO	YES	NO	NO	NO
34-7080B	NO	NO	YES	NO	NO	NO
34-7092	NO	NO	YES	NO	NO	NO
34-7121A	NO	NO	YES	NO	NO	NO
34-7121B	NO	NO	YES	NO	NO	NO
34-7179	NO	NO	YES	NO	NO	NO

SUPPORT DATA
IN FILE # 34-618

SCANNED
MAR 15 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 87389

Summary Of Water Rights After the Approved Change

Existing Right	New No. (Changed Portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
34-12376	34-12376	1.250 cfs	306.3 af	87.5	2124.0	N/A	N/A	N/A	N/A	N/A
34-13659	34-13659	0.970 cfs	N/A	43.0	2124.0	N/A	N/A	N/A	N/A	N/A
34-13661	34-13661	1.000 cfs	N/A	43.0	2124.0	N/A	N/A	N/A	N/A	N/A
34-13840	34-13840	1.260 cfs	248.5 af	71.0	2124.0	N/A	N/A	N/A	N/A	N/A
34-13842	34-13842	0.460 cfs	196.2 af	140.0	2124.0	N/A	N/A	N/A	N/A	N/A
34-2330B	34-2330B	1.750 cfs	429.0 af	122.5	2124.0	N/A	N/A	N/A	N/A	N/A
34-618	34-618	3.200 cfs	N/A	139.0	2124.0	N/A	N/A	N/A	N/A	N/A
34-7077	34-7077	8.000 cfs	700.0 af	200.0	2124.0	N/A	N/A	N/A	N/A	N/A
34-7080B	34-7080B	5.330 cfs	1001.0 af	286.0	2124.0	N/A	N/A	N/A	N/A	N/A
34-7092	34-7092	12.000 cfs	2222.5 af	635.0	2124.0	N/A	N/A	N/A	N/A	N/A
34-7121A	34-7121A	0.460 cfs	169.0 af	286.0	2124.0	N/A	N/A	N/A	N/A	N/A
34-7121B	34-7121B	3.740 cfs	1106.0 af	316.0	2124.0	N/A	N/A	N/A	N/A	N/A
34-7179	34-7179	2.780 cfs	1185.5 af	N/A	2124.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		**42.200 cfs**	**7434.0 af**	**2124.0**	**2124.0**		**N/A**	**N/A**	**N/A**	**N/A**

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

Dated this 14th day of March, 2023.

Regional Manager

Transfer No. 87389

SUPPORT DATA
IN FILE # 34-618

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-13659

As Modified by Transfer No. 87389

In accordance with the approval of Transfer No. 87389, Water Right No. 34-13659 is now described as follows:

Right Holder: TELFORD LANDS LLC
1450 W HWY 24
PAUL, ID 83347-8666

Priority Date: 6/1/1889

Source: BIG LOST RIVER **Tributary:** SINKS

BENEFICIAL USE	From		To	Diversion Rate
IRRIGATION	05/01	to	10/15	0.970 cfs
				0.970 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER NWSESE Sec 4 Twp 05N Rge 26E BUTTE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N	25E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	35.0	33.0	34.0	33.0	40.0	40.0	39.0	36.0	610.0
03N	26E	17	11.0	26.0			38.0	39.0	14.0	2.0									130.0
03N	26E	18	40.0	40.0	35.0	28.0	40.0	27.0	37.0	40.0	16.0	12.0				1.0			316.0
								L 1	L 2			L 3							
04N	25E	26	30.0	30.0	30.0	30.0													120.0
04N	25E	35	32.0	33.0	40.0	33.0									32.0	40.0	33.0	32.0	275.0
04N	25E	36	33.0	34.0	36.0	33.0	33.0	34.0	36.0	35.0	34.0	34.0	34.0	33.0	31.0	32.0	32.0	30.0	534.0
04N	26E	4	37.0	34.0	36.0	32.0													139.0
			L 1	L 2															

Right Acre Limit: 43.0
POU Total Acres: 2124.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 43 acres within the authorized place of use in a single irrigation season.

2. Rights 34-13659 and 34-13661 when combined shall not exceed a total annual maximum diversion volume of 150.5 af at the field headgate and the irrigation of 43 acres.

3. Whenever water right no 34-13659 is deliverable, fifty-five percent of the flow deliverable (up to 0.53 cfs) shall continue to be delivered into the West Side Canal, and forty-five percent of the flow deliverable (up to 0.44 cfs) can be delivered past the head of the West Side Canal under water right no. 34-13659.

Transfer No. 87389

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-13659

As Modified by Transfer No. 87389

CONDITIONS OF APPROVAL

4. Rights 34-618, 34-2330B, 34-7080B, 34-7121A, 34-7121B, 34-7092, 34-7077, 34-7179, 34-12376, 34-13659, 34-13661, 34-13840 and 34-13842 when combined shall not exceed a total diversion rate of 42.2 cfs, a total annual maximum diversion volume of 7434 af at the field headgate, and the irrigation of 2124 acres.

5. Should all or any portion of this water right or any other right in the 2,124 acre combined place of use ever be curtailed as a result of a delivery call, the combined place of use shall be reduced by the number of irrigated acres authorized to be irrigated by the individual water right(s) curtailed.

6. 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. 34.

7. The right holder shall maintain a measuring device, or other suitable method of measurement, and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

8. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company or irrigation district deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.

9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.

10. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04/20 and an ending date of 10/31 at the discretion of the Director of the Idaho Department of Water Resources.

11. Water delivered through the Moore Diversion, Westside Canal, and Timberdome Canal.

12. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

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

14. 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.

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-7077

As Modified by Transfer No. 87389

In accordance with the approval of Transfer No. 87389, Water Right No. 34-7077 is now described as follows:

Right Holder: TELFORD LANDS LLC
1450 W HWY 24
PAUL, ID 83347-8666

Priority Date: 9/5/1974

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
IRRIGATION	04/01	to	11/01	8.000 cfs	700.0 af
				8.000 cfs	700.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L2 (NENWNE)	Sec 4	Twp 04N	Rge 26E	BUTTE County
GROUND WATER	L2 (NWNWNE)	Sec 4	Twp 04N	Rge 26E	BUTTE County
GROUND WATER	L3 (NENENW)	Sec 5	Twp 04N	Rge 26E	BUTTE County
GROUND WATER	SWNWNW	Sec 21	Twp 05N	Rge 26E	BUTTE County
GROUND WATER	SENWSE	Sec 29	Twp 05N	Rge 26E	BUTTE County
GROUND WATER	SESWNE	Sec 32	Twp 05N	Rge 26E	BUTTE County
GROUND WATER	SENWSE	Sec 32	Twp 05N	Rge 26E	BUTTE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N	25E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	35.0	33.0	34.0	33.0	40.0	40.0	39.0	36.0	610.0
03N	26E	17	11.0	26.0			38.0	39.0	14.0	2.0									130.0
03N	26E	18	40.0	40.0	35.0	28.0	40.0	27.0	37.0	40.0	16.0	12.0				1.0			316.0
								L 1	L 2			L 3							
04N	25E	26	30.0	30.0	30.0	30.0													120.0
04N	25E	35	32.0	33.0	40.0	33.0									32.0	40.0	33.0	32.0	275.0
04N	25E	36	33.0	34.0	36.0	33.0	33.0	34.0	36.0	35.0	34.0	34.0	34.0	33.0	31.0	32.0	32.0	30.0	534.0
04N	26E	4	37.0	34.0	36.0	32.0													139.0
			L 1	L 2															

Right Acre Limit: 200.0
POU Total Acres: 2124.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 200 acres within the place of use described above in a single irrigation season.

Transfer No. 87389

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-7077

As Modified by Transfer No. 87389

CONDITIONS OF APPROVAL

2. Rights 34-618, 34-2330B, 34-7080B, 34-7121A, 34-7121B, 34-7092, 34-7077, 34-7179, 34-12376, 34-13659, 34-13661, 34-13840 and 34-13842 when combined shall not exceed a total diversion rate of 42.2 cfs, a total annual maximum diversion volume of 7434 af at the field headgate, and the irrigation of 2124 acres.

3. Should all or any portion of this water right or any other right in the 2,124 acre combined place of use ever be curtailed as a result of a delivery call, the combined place of use shall be reduced by the number of irrigated acres authorized to be irrigated by the individual water right(s) curtailed.

4. Diversion of water from the additional well(s) authorized under Transfer 74921 located in NWNWNE LT2, Sec. 4, T04N, R26E shall not exceed a maximum diversion rate of 5.00 cfs.

5. 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. 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. 34.

7. 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. Prior to the diversion and use of water under Transfer approval 87389, 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. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company or irrigation district deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.

10. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.

11. Water delivered through the Moore Diversion and Timberdome Canal.

12. Construction of new wells at the location of existing points of diversion is not authorized unless the water right holder obtains approval through an application for transfer, and the Department determines, by considering the transfer, whether the construction of and pumping from new wells will injure other water rights.

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-7077

As Modified by Transfer No. 87389

CONDITIONS OF APPROVAL

13. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

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

15. 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.

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-12376

As Modified by Transfer No. 87389

In accordance with the approval of Transfer No. 87389, Water Right No. 34-12376 is now described as follows:

Right Holder: TELFORD LANDS LLC
1450 W HWY 24
PAUL, ID 83347-8666

Priority Date: 6/1/1977

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
IRRIGATION	04/01	to	10/31	1.250 cfs	306.3 af
				1.250 cfs	306.3 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L2 (NENWNE)	Sec 4	Twp 04N	Rge 26E	BUTTE County
GROUND WATER	L2 (NWNWNE)	Sec 4	Twp 04N	Rge 26E	BUTTE County
GROUND WATER	L3 (NENENW)	Sec 5	Twp 04N	Rge 26E	BUTTE County
GROUND WATER	SWNWNW	Sec 21	Twp 05N	Rge 26E	BUTTE County
GROUND WATER	SENWSE	Sec 29	Twp 05N	Rge 26E	BUTTE County
GROUND WATER	SESWNE	Sec 32	Twp 05N	Rge 26E	BUTTE County
GROUND WATER	SENWSE	Sec 32	Twp 05N	Rge 26E	BUTTE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N	25E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	35.0	33.0	34.0	33.0	40.0	40.0	39.0	36.0	610.0
03N	26E	17	11.0	26.0			38.0	39.0	14.0	2.0									130.0
03N	26E	18	40.0	40.0	35.0	28.0	40.0	27.0	37.0	40.0	16.0	12.0				1.0			316.0
								L 1	L 2			L 3							
04N	25E	26	30.0	30.0	30.0	30.0													120.0
04N	25E	35	32.0	33.0	40.0	33.0									32.0	40.0	33.0	32.0	275.0
04N	25E	36	33.0	34.0	36.0	33.0	33.0	34.0	36.0	35.0	34.0	34.0	34.0	33.0	31.0	32.0	32.0	30.0	534.0
04N	26E	4	37.0	34.0	36.0	32.0													139.0
			L 1	L 2															

Right Acre Limit: 87.5
POU Total Acres: 2124.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 87.5 acres within the place of use described above in a single irrigation season.

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-12376

As Modified by Transfer No. 87389

CONDITIONS OF APPROVAL

2. Rights 34-618, 34-2330B, 34-7080B, 34-7121A, 34-7121B, 34-7092, 34-7077, 34-7179, 34-12376, 34-13659, 34-13661, 34-13840 and 34-13842 when combined shall not exceed a total diversion rate of 42.2 cfs, a total annual maximum diversion volume of 7434 af at the field headgate, and the irrigation of 2124 acres.

3. Should all or any portion of this water right or any other right in the 2,124 acre combined place of use ever be curtailed as a result of a delivery call, the combined place of use shall be reduced by the number of irrigated acres authorized to be irrigated by the individual water right(s) curtailed.

4. Diversion of water from the additional well(s) authorized under Transfer 74921 located in NWNWNE LT2, Sec. 4, T04N, R26E shall not exceed a maximum diversion rate of 5.00 cfs.

5. 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.

6. Prior to the diversion and use of water under Transfer approval 87389, 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. 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. 34.

8. 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.

9. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company or irrigation district deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.

10. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

11. Water delivered through the Moore Diversion and Timberdome Canal.

12. Construction of new wells at the location of existing points of diversion is not authorized unless the water right holder obtains approval through an application for transfer, and the Department determines, by considering the transfer, whether the construction of and pumping from new wells will injure other water rights.

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-12376

As Modified by Transfer No. 87389

CONDITIONS OF APPROVAL

13. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

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

15. 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.

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-13840

As Modified by Transfer No. 87389

In accordance with the approval of Transfer No. 87389, Water Right No. 34-13840 is now described as follows:

Right Holder: TELFORD LANDS LLC
1450 W HWY 24
PAUL, ID 83347-8666

Priority Date: 4/6/1982

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
IRRIGATION	04/01	to	10/31	1.260 cfs	248.5 af
				1.260 cfs	248.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L2 (NENWNE)	Sec 4	Twp 04N	Rge 26E	BUTTE County
GROUND WATER	L2 (NWNWNE)	Sec 4	Twp 04N	Rge 26E	BUTTE County
GROUND WATER	L3 (NENENW)	Sec 5	Twp 04N	Rge 26E	BUTTE County
GROUND WATER	SWNWNW	Sec 21	Twp 05N	Rge 26E	BUTTE County
GROUND WATER	SENWSE	Sec 29	Twp 05N	Rge 26E	BUTTE County
GROUND WATER	SESWNE	Sec 32	Twp 05N	Rge 26E	BUTTE County
GROUND WATER	SENWSE	Sec 32	Twp 05N	Rge 26E	BUTTE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N	25E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	35.0	33.0	34.0	33.0	40.0	40.0	39.0	36.0	610.0
03N	26E	17	11.0	26.0			38.0	39.0	14.0	2.0									130.0
03N	26E	18	40.0	40.0	35.0	28.0	40.0	27.0	37.0	40.0	16.0	12.0				1.0			316.0
								L 1	L 2			L 3							
04N	25E	26	30.0	30.0	30.0	30.0													120.0
04N	25E	35	32.0	33.0	40.0	33.0									32.0	40.0	33.0	32.0	275.0
04N	25E	36	33.0	34.0	36.0	33.0	33.0	34.0	36.0	35.0	34.0	34.0	34.0	33.0	31.0	32.0	32.0	30.0	534.0
04N	26E	4	37.0	34.0	36.0	32.0													139.0
			L 1	L 2															

Right Acre Limit: 71.0
POU Total Acres: 2124.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 71 acres within the place of use described above in a single irrigation season.

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-13840

As Modified by Transfer No. 87389

CONDITIONS OF APPROVAL

2. Rights 34-618, 34-2330B, 34-7080B, 34-7121A, 34-7121B, 34-7092, 34-7077, 34-7179, 34-12376, 34-13659, 34-13661, 34-13840 and 34-13842 when combined shall not exceed a total diversion rate of 42.2 cfs, a total annual maximum diversion volume of 7434 af at the field headgate, and the irrigation of 2124 acres.

3. Should all or any portion of this water right or any other right in the 2,124 acre combined place of use ever be curtailed as a result of a delivery call, the combined place of use shall be reduced by the number of irrigated acres authorized to be irrigated by the individual water right(s) curtailed.

4. Diversion of water from the additional well(s) authorized under Transfer 74921 located in NWNWNE LT2, Sec. 4, T04N, R26E shall not exceed a maximum diversion rate of 5.00 cfs.

5. 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. 34.

6. 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.

7. 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. Prior to the diversion and use of water under Transfer approval 87389, 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. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company or irrigation district deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.

10. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

11. Construction of new wells at the location of existing points of diversion is not authorized unless the water right holder obtains approval through an application for transfer, and the Department determines, by considering the transfer, whether the construction of and pumping from new wells will injure other water rights.

12. Water delivered through the Moore Diversion and Timberdome Canal.

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-13840

As Modified by Transfer No. 87389

CONDITIONS OF APPROVAL

13. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

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

15. 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.

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-13842

As Modified by Transfer No. 87389

In accordance with the approval of Transfer No. 87389, Water Right No. 34-13842 is now described as follows:

Right Holder: TELFORD LANDS LLC
1450 W HWY 24
PAUL, ID 83347-8666

Priority Date: 12/17/1975

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
IRRIGATION	04/01	to	11/01	0.460 cfs	196.2 af
				0.460 cfs	196.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L2 (NENWNE)	Sec 4	Twp 04N	Rge 26E	BUTTE	County
GROUND WATER	L2 (NWNWNE)	Sec 4	Twp 04N	Rge 26E	BUTTE	County
GROUND WATER	L3 (NENENW)	Sec 5	Twp 04N	Rge 26E	BUTTE	County
GROUND WATER	SWNWNW	Sec 21	Twp 05N	Rge 26E	BUTTE	County
GROUND WATER	SENWSE	Sec 29	Twp 05N	Rge 26E	BUTTE	County
GROUND WATER	SESWNE	Sec 32	Twp 05N	Rge 26E	BUTTE	County
GROUND WATER	SENWSE	Sec 32	Twp 05N	Rge 26E	BUTTE	County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N	25E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	35.0	33.0	34.0	33.0	40.0	40.0	39.0	36.0	610.0
03N	26E	17	11.0	26.0			38.0	39.0	14.0	2.0									130.0
03N	26E	18	40.0	40.0	35.0	28.0	40.0	27.0	37.0	40.0	16.0	12.0				1.0			316.0
								L 1	L 2			L 3							
04N	25E	26	30.0	30.0	30.0	30.0													120.0
04N	25E	35	32.0	33.0	40.0	33.0									32.0	40.0	33.0	32.0	275.0
04N	25E	36	33.0	34.0	36.0	33.0	33.0	34.0	36.0	35.0	34.0	34.0	34.0	33.0	31.0	32.0	32.0	30.0	534.0
04N	26E	4	37.0	34.0	36.0	32.0													139.0
			L 1	L 2															

Right Acre Limit: 140.0
POU Total Acres: 2124.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 140 acres within the place of use described above in a single irrigation season.

Transfer No. 87389

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-13842

As Modified by Transfer No. 87389

CONDITIONS OF APPROVAL

2. Rights 34-618, 34-2330B, 34-7080B, 34-7121A, 34-7121B, 34-7092, 34-7077, 34-7179, 34-12376, 34-13659, 34-13661, 34-13840 and 34-13842 when combined shall not exceed a total diversion rate of 42.2 cfs, a total annual maximum diversion volume of 7434 af at the field headgate, and the irrigation of 2124 acres.

3. Should all or any portion of this water right or any other right in the 2,124 acre combined place of use ever be curtailed as a result of a delivery call, the combined place of use shall be reduced by the number of irrigated acres authorized to be irrigated by the individual water right(s) curtailed.

4. 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. 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. 34.

6. 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.

7. Prior to the diversion and use of water under Transfer approval 87389, 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. Diversion of water from the additional well(s) authorized under Transfer 74921 located in NWNWNE LT2, Sec. 4, T04N, R26E shall not exceed a maximum diversion rate of 5.00 cfs.

9. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company or irrigation district deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.

10. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

11. Construction of new wells at the location of existing points of diversion is not authorized unless the water right holder obtains approval through an application for transfer, and the Department determines, by considering the transfer, whether the construction of and pumping from new wells will injure other water rights.

12. Water delivered through the Moore Diversion and Timberdome Canal.

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-13842

As Modified by Transfer No. 87389

CONDITIONS OF APPROVAL

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

14. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

15. 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.

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-13661

As Modified by Transfer No. 87389

In accordance with the approval of Transfer No. 87389, Water Right No. 34-13661 is now described as follows:

Right Holder: TELFORD LANDS LLC
1450 W HWY 24
PAUL, ID 83347-8666

Priority Date: 6/1/1896

Source: BIG LOST RIVER **Tributary:** SINKS

BENEFICIAL USE	From		To	Diversion Rate
IRRIGATION	05/01	to	10/15	1.000 cfs
				1.000 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER NWSESE Sec 4 Twp 05N Rge 26E BUTTE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N	25E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	35.0	33.0	34.0	33.0	40.0	40.0	39.0	36.0	610.0
03N	26E	17	11.0	26.0			38.0	39.0	14.0	2.0									130.0
03N	26E	18	40.0	40.0	35.0	28.0	40.0	27.0	37.0	40.0	16.0	12.0				1.0			316.0
								L 1	L 2			L 3							
04N	25E	26	30.0	30.0	30.0	30.0													120.0
04N	25E	35	32.0	33.0	40.0	33.0									32.0	40.0	33.0	32.0	275.0
04N	25E	36	33.0	34.0	36.0	33.0	33.0	34.0	36.0	35.0	34.0	34.0	34.0	33.0	31.0	32.0	32.0	30.0	534.0
04N	26E	4	37.0	34.0	36.0	32.0													139.0
			L 1	L 2															

Right Acre Limit: 43.0
POU Total Acres: 2124.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 43.0 acres within the authorized place of use in a single irrigation season.

2. Rights 34-13659 and 34-13661 when combined shall not exceed a total annual maximum diversion volume of 150.5 af at the field headgate, and the irrigation of 43 acres.

3. Whenever water right no 34-13661 is deliverable, fifty-five percent of the flow deliverable (up to 0.55 cfs) shall continue to be delivered into the West Side Canal, and forty-five percent of the flow deliverable (up to 0.45 cfs) can be delivered past the head of the West Side Canal under water right no. 34-13661.

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-13661

As Modified by Transfer No. 87389

CONDITIONS OF APPROVAL

4. Rights 34-618, 34-2330B, 34-7080B, 34-7121A, 34-7121B, 34-7092, 34-7077, 34-7179, 34-12376, 34-13659, 34-13661, 34-13840 and 34-13842 when combined shall not exceed a total diversion rate of 42.2 cfs, a total annual maximum diversion volume of 7434 af at the field headgate, and the irrigation of 2124 acres.

5. Should all or any portion of this water right or any other right in the 2,124 acre combined place of use ever be curtailed as a result of a delivery call, the combined place of use shall be reduced by the number of irrigated acres authorized to be irrigated by the individual water right(s) curtailed.

6. 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. 34.

7. The right holder shall maintain a measuring device, or other suitable method of measurement, and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.

9. Water delivered through the Moore Diversion, Westside Canal and Timberdome Canal.

10. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04/20 and an ending date of 10/31 at the discretion of the Director of the Idaho Department of Water Resources.

11. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

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

13. 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.

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-618

As Modified by Transfer No. 87389

In accordance with the approval of Transfer No. 87389, Water Right No. 34-618 is now described as follows:

Right Holder: TELFORD LANDS LLC
1450 W HWY 24
PAUL, ID 83347-8666

Priority Date: 9/1/1884

Source: BIG LOST RIVER **Tributary:** SINKS

BENEFICIAL USE	From		To	Diversion Rate
IRRIGATION	05/01	to	10/15	3.200 cfs
				3.200 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG LOST RIVER NWSESE Sec 4 Twp 05N Rge 26E BUTTE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N	25E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	35.0	33.0	34.0	33.0	40.0	40.0	39.0	36.0	610.0
03N	26E	17	11.0	26.0			38.0	39.0	14.0	2.0									130.0
03N	26E	18	40.0	40.0	35.0	28.0	40.0	27.0	37.0	40.0	16.0	12.0				1.0			316.0
								L 1	L 2			L 3							
04N	25E	26	30.0	30.0	30.0	30.0													120.0
04N	25E	35	32.0	33.0	40.0	33.0									32.0	40.0	33.0	32.0	275.0
04N	25E	36	33.0	34.0	36.0	33.0	33.0	34.0	36.0	35.0	34.0	34.0	34.0	33.0	31.0	32.0	32.0	30.0	534.0
04N	26E	4	37.0	34.0	36.0	32.0													139.0
			L 1	L 2															

Right Acre Limit: 139.0
POU Total Acres: 2124.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 139 acres within the authorized place of use in a single irrigation season.

2. Rights 34-618, 34-2330B, 34-7080B, 34-7121A, 34-7121B, 34-7092, 34-7077, 34-7179, 34-12376, 34-13659, 34-13661, 34-13840 and 34-13842 when combined shall not exceed a total diversion rate of 42.2 cfs, a total annual maximum diversion volume of 7434 af at the field headgate, and the irrigation of 2124 acres.

3. Should all or any portion of this water right or any other right in the 2,124 acre combined place of use ever be curtailed as a result of a delivery call, the combined place of use shall be reduced by the number of irrigated acres authorized to be irrigated by the individual water right(s) curtailed.

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-618

As Modified by Transfer No. 87389

CONDITIONS OF APPROVAL

4. 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. 34.

5. The right holder shall maintain a measuring device, or other suitable method of measurement, and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

6. Water is delivered through the Moore Diversion.

7. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04/20 and an ending date of 10/31 at the discretion of the Director of the Idaho Department of Water Resources.

8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.

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

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

11. 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.

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-7179

As Modified by Transfer No. 87389

In accordance with the approval of Transfer No. 87389, Water Right No. 34-7179 is now described as follows:

Right Holder: TELFORD LANDS LLC
1450 W HWY 24
PAUL, ID 83347-8666

Priority Date: 4/6/1982

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
IRRIGATION	04/01	to	11/01	2.780 cfs	1185.5 af
				2.780 cfs	1185.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L2 (NENWNE)	Sec 4	Twp 04N	Rge 26E	BUTTE County
GROUND WATER	L2 (NWNWNE)	Sec 4	Twp 04N	Rge 26E	BUTTE County
GROUND WATER	L3 (NENENW)	Sec 5	Twp 04N	Rge 26E	BUTTE County
GROUND WATER	SWNWNW	Sec 21	Twp 05N	Rge 26E	BUTTE County
GROUND WATER	SENWSE	Sec 29	Twp 05N	Rge 26E	BUTTE County
GROUND WATER	SESWNE	Sec 32	Twp 05N	Rge 26E	BUTTE County
GROUND WATER	SENWSE	Sec 32	Twp 05N	Rge 26E	BUTTE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N	25E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	35.0	33.0	34.0	33.0	40.0	40.0	39.0	36.0	610.0
03N	26E	17	11.0	26.0			38.0	39.0	14.0	2.0									130.0
03N	26E	18	40.0	40.0	35.0	28.0	40.0	27.0	37.0	40.0	16.0	12.0				1.0			316.0
								L 1	L 2			L 3							
04N	25E	26	30.0	30.0	30.0	30.0													120.0
04N	25E	35	32.0	33.0	40.0	33.0									32.0	40.0	33.0	32.0	275.0
04N	25E	36	33.0	34.0	36.0	33.0	33.0	34.0	36.0	35.0	34.0	34.0	34.0	33.0	31.0	32.0	32.0	30.0	534.0
04N	26E	4	37.0	34.0	36.0	32.0													139.0
			L 1	L 2															

POU Total Acres: 2124.0

CONDITIONS OF APPROVAL

1. Rights 34-618, 34-2330B, 34-7080B, 34-7121A, 34-7121B, 34-7092, 34-7077, 34-7179, 34-12376, 34-13659, 34-13661, 34-13840 and 34-13842 when combined shall not exceed a total diversion rate of 42.2 cfs, a total annual maximum diversion volume of 7434 af at the field headgate, and the irrigation of 2124 acres.

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-7179

As Modified by Transfer No. 87389

CONDITIONS OF APPROVAL

2. Should all or any portion of this water right or any other right in the 2,124 acre combined place of use ever be curtailed as a result of a delivery call, the combined place of use shall be reduced by the number of irrigated acres authorized to be irrigated by the individual water right(s) curtailed.

3. Diversion of water from the additional well(s) authorized under Transfer 74921 located in NWNWNE LT2, Sec. 4, T04N, R26E shall not exceed a maximum diversion rate of 5.00 cfs.

4. 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. 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. 34.

6. 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.

7. Prior to the diversion and use of water under Transfer approval 87389, 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. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company or irrigation district deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.

9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.

10. Water delivered through the Moore Diversion and Timberdome Canal.

11. Construction of new wells at the location of existing points of diversion is not authorized unless the water right holder obtains approval through an application for transfer, and the Department determines, by considering the transfer, whether the construction of and pumping from new wells will injure other water rights.

12. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-7179

As Modified by Transfer No. 87389

CONDITIONS OF APPROVAL

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

14. 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.

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-2330B

As Modified by Transfer No. 87389

In accordance with the approval of Transfer No. 87389, Water Right No. 34-2330B is now described as follows:

Right Holder: TELFORD LANDS LLC
1450 W HWY 24
PAUL, ID 83347-8666

Priority Date: 6/1/1977

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
IRRIGATION	04/01	to	10/31	1.750 cfs	429.0 af
				1.750 cfs	429.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L2 (NENWNE)	Sec 4	Twp 04N	Rge 26E	BUTTE County
GROUND WATER	L2 (NWNWNE)	Sec 4	Twp 04N	Rge 26E	BUTTE County
GROUND WATER	L3 (NENENW)	Sec 5	Twp 04N	Rge 26E	BUTTE County
GROUND WATER	SWNWNW	Sec 21	Twp 05N	Rge 26E	BUTTE County
GROUND WATER	SENWSE	Sec 29	Twp 05N	Rge 26E	BUTTE County
GROUND WATER	SESWNE	Sec 32	Twp 05N	Rge 26E	BUTTE County
GROUND WATER	SENWSE	Sec 32	Twp 05N	Rge 26E	BUTTE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N	25E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	35.0	33.0	34.0	33.0	40.0	40.0	39.0	36.0	610.0
03N	26E	17	11.0	26.0			38.0	39.0	14.0	2.0									130.0
03N	26E	18	40.0	40.0	35.0	28.0	40.0	27.0	37.0	40.0	16.0	12.0				1.0			316.0
								L 1	L 2			L 3							
04N	25E	26	30.0	30.0	30.0	30.0													120.0
04N	25E	35	32.0	33.0	40.0	33.0									32.0	40.0	33.0	32.0	275.0
04N	25E	36	33.0	34.0	36.0	33.0	33.0	34.0	36.0	35.0	34.0	34.0	34.0	33.0	31.0	32.0	32.0	30.0	534.0
04N	26E	4	37.0	34.0	36.0	32.0													139.0
			L 1	L 2															

Right Acre Limit: 122.5
POU Total Acres: 2124.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 122.5 acres within the place of use described above in a single irrigation season.

2. Should all or any portion of this water right or any other right in the 2,124 acre combined place of use ever be curtailed as a result of a delivery call, the combined place of use shall be reduced by the number of irrigated acres authorized to be irrigated by the individual water right(s) curtailed.

SCANNED
MAR 15 2023

Transfer No. 87389

WATER RIGHT NO. 34-2330B

As Modified by Transfer No. 87389

CONDITIONS OF APPROVAL

3. Rights 34-618, 34-2330B, 34-7080B, 34-7121A, 34-7121B, 34-7092, 34-7077, 34-7179, 34-12376, 34-13659, 34-13661, 34-13840 and 34-13842 when combined shall not exceed a total diversion rate of 42.2 cfs, a total annual maximum diversion volume of 7434 af at the field headgate, and the irrigation of 2124 acres.

4. Should all or any portion of this water right or any other right in the 2,124 acre combined place of use ever be curtailed as a result of a delivery call, the combined place of use shall be reduced by the number of irrigated acres authorized to be irrigated by the individual water right(s) curtailed.

5. Diversion of water from the additional well(s) authorized under Transfer 74921 located in NWNWNE LT2, Sec. 4, T04N, R26E shall not exceed a maximum diversion rate of 5.00 cfs.

6. 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.

7. 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. 34.

8. 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.

9. Prior to the diversion and use of water under Transfer approval 87389, 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. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company or irrigation district deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.

11. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

12. Water delivered through the Moore Diversion and Timberdome Canal.

13. Construction of new wells at the location of existing points of diversion is not authorized unless the water right holder obtains approval through an application for transfer, and the Department determines, by considering the transfer, whether the construction of and pumping from new wells will injure other water rights.

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-2330B

As Modified by Transfer No. 87389

CONDITIONS OF APPROVAL

14. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

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

16. 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.

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-7080B

As Modified by Transfer No. 87389

In accordance with the approval of Transfer No. 87389, Water Right No. 34-7080B is now described as follows:

Right Holder: TELFORD LANDS LLC
1450 W HWY 24
PAUL, ID 83347-8666

Priority Date: 9/23/1974

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
IRRIGATION	04/01	to	11/01	5.330 cfs	1001.0 af
				5.330 cfs	1001.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L2 (NENWNE)	Sec 4	Twp 04N	Rge 26E	BUTTE County
GROUND WATER	L2 (NWNWNE)	Sec 4	Twp 04N	Rge 26E	BUTTE County
GROUND WATER	L3 (NENENW)	Sec 5	Twp 04N	Rge 26E	BUTTE County
GROUND WATER	SWNWNW	Sec 21	Twp 05N	Rge 26E	BUTTE County
GROUND WATER	SENWSE	Sec 29	Twp 05N	Rge 26E	BUTTE County
GROUND WATER	SESWNE	Sec 32	Twp 05N	Rge 26E	BUTTE County
GROUND WATER	SENWSE	Sec 32	Twp 05N	Rge 26E	BUTTE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N	25E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	35.0	33.0	34.0	33.0	40.0	40.0	39.0	36.0	610.0
03N	26E	17	11.0	26.0			38.0	39.0	14.0	2.0									130.0
03N	26E	18	40.0	40.0	35.0	28.0	40.0	27.0	37.0	40.0	16.0	12.0				1.0			316.0
								L 1	L 2			L 3							
04N	25E	26	30.0	30.0	30.0	30.0													120.0
04N	25E	35	32.0	33.0	40.0	33.0									32.0	40.0	33.0	32.0	275.0
04N	25E	36	33.0	34.0	36.0	33.0	33.0	34.0	36.0	35.0	34.0	34.0	34.0	33.0	31.0	32.0	32.0	30.0	534.0
04N	26E	4	37.0	34.0	36.0	32.0													139.0
			L 1	L 2															

Right Acre Limit: 286.0
POU Total Acres: 2124.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 286 acres within the place of use described above in a single irrigation season.

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-7080B

As Modified by Transfer No. 87389

CONDITIONS OF APPROVAL

2. Rights 34-618, 34-2330B, 34-7080B, 34-7121A, 34-7121B, 34-7092, 34-7077, 34-7179, 34-12376, 34-13659, 34-13661, 34-13840 and 34-13842 when combined shall not exceed a total diversion rate of 42.2 cfs, a total annual maximum diversion volume of 7434 af at the field headgate, and the irrigation of 2124 acres.

3. Diversion of water from the additional well(s) authorized under Transfer 74921 located in NWNWNE LT2, Sec. 4, T04N, R26E shall not exceed a maximum diversion rate of 5.00 cfs.

4. Should all or any portion of this water right or any other right in the 2,124 acre combined place of use ever be curtailed as a result of a delivery call, the combined place of use shall be reduced by the number of irrigated acres authorized to be irrigated by the individual water right(s) curtailed.

5. 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. 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. 34.

7. 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. Prior to the diversion and use of water under Transfer approval 87389, 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. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company or irrigation district deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.

10. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

11. Water delivered through the Moore Diversion and Timberdome Canal.

12. Construction of new wells at the location of existing points of diversion is not authorized unless the water right holder obtains approval through an application for transfer, and the Department determines, by considering the transfer, whether the construction of and pumping from new wells will injure other water rights.

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-7080B

As Modified by Transfer No. 87389

CONDITIONS OF APPROVAL

13. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

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

15. 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.

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-7121B

As Modified by Transfer No. 87389

In accordance with the approval of Transfer No. 87389, Water Right No. 34-7121B is now described as follows:

Right Holder: TELFORD LANDS LLC
1450 W HWY 24
PAUL, ID 83347-8666

Priority Date: 1/9/1976

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
IRRIGATION	04/01	to	11/01	3.740 cfs	1106.0 af
				3.740 cfs	1106.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L2 (NENWNE)	Sec 4	Twp 04N	Rge 26E	BUTTE County
GROUND WATER	L2 (NWNWNE)	Sec 4	Twp 04N	Rge 26E	BUTTE County
GROUND WATER	L3 (NENENW)	Sec 5	Twp 04N	Rge 26E	BUTTE County
GROUND WATER	SWNWNW	Sec 21	Twp 05N	Rge 26E	BUTTE County
GROUND WATER	SENWSE	Sec 29	Twp 05N	Rge 26E	BUTTE County
GROUND WATER	SESWNE	Sec 32	Twp 05N	Rge 26E	BUTTE County
GROUND WATER	SENWSE	Sec 32	Twp 05N	Rge 26E	BUTTE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N	25E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	35.0	33.0	34.0	33.0	40.0	40.0	39.0	36.0	610.0
03N	26E	17	11.0	26.0			38.0	39.0	14.0	2.0									130.0
03N	26E	18	40.0	40.0	35.0	28.0	40.0	27.0	37.0	40.0	16.0	12.0				1.0			316.0
								L 1	L 2			L 3							
04N	25E	26	30.0	30.0	30.0	30.0													120.0
04N	25E	35	32.0	33.0	40.0	33.0									32.0	40.0	33.0	32.0	275.0
04N	25E	36	33.0	34.0	36.0	33.0	33.0	34.0	36.0	35.0	34.0	34.0	34.0	33.0	31.0	32.0	32.0	30.0	534.0
04N	26E	4	37.0	34.0	36.0	32.0													139.0
			L 1	L 2															

Right Acre Limit: 316.0
POU Total Acres: 2124.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 316 acres within the place of use described above in a single irrigation season.

Transfer No. 87389

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-7121B

As Modified by Transfer No. 87389

CONDITIONS OF APPROVAL

2. Rights 34-618, 34-2330B, 34-7080B, 34-7121A, 34-7121B, 34-7092, 34-7077, 34-7179, 34-12376, 34-13659, 34-13661, 34-13840 and 34-13842 when combined shall not exceed a total diversion rate of 42.2 cfs, a total annual maximum diversion volume of 7434 af at the field headgate, and the irrigation of 2124 acres.

3. Should all or any portion of this water right or any other right in the 2,124 acre combined place of use ever be curtailed as a result of a delivery call, the combined place of use shall be reduced by the number of irrigated acres authorized to be irrigated by the individual water right(s) curtailed.

4. Diversion of water from the additional well(s) authorized under Transfer 74921 located in NWNWNE LT2, Sec. 4, T04N, R26E shall not exceed a maximum diversion rate of 5.00 cfs.

5. 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.

6. Prior to the diversion and use of water under Transfer approval 87389, 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. 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. 34.

8. 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.

9. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company or irrigation district deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.

10. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

11. Construction of new wells at the location of existing points of diversion is not authorized unless the water right holder obtains approval through an application for transfer, and the Department determines, by considering the transfer, whether the construction of and pumping from new wells will injure other water rights.

12. Water delivered through the Moore Diversion and Timberdome Canal.

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-7121B

As Modified by Transfer No. 87389

CONDITIONS OF APPROVAL

13. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

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

15. 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.

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-7121A

As Modified by Transfer No. 87389

In accordance with the approval of Transfer No. 87389, Water Right No. 34-7121A is now described as follows:

Right Holder: TELFORD LANDS LLC
1450 W HWY 24
PAUL, ID 83347-8666

Priority Date: 1/9/1976

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
IRRIGATION	04/15	to	10/15	0.460 cfs	169.0 af
				0.460 cfs	169.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L2 (NENWNE)	Sec 4	Twp 04N	Rge 26E	BUTTE County
GROUND WATER	L2 (NWNWNE)	Sec 4	Twp 04N	Rge 26E	BUTTE County
GROUND WATER	L3 (NENENW)	Sec 5	Twp 04N	Rge 26E	BUTTE County
GROUND WATER	SWNWNW	Sec 21	Twp 05N	Rge 26E	BUTTE County
GROUND WATER	SENWSE	Sec 29	Twp 05N	Rge 26E	BUTTE County
GROUND WATER	SESWNE	Sec 32	Twp 05N	Rge 26E	BUTTE County
GROUND WATER	SENWSE	Sec 32	Twp 05N	Rge 26E	BUTTE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N	25E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	35.0	33.0	34.0	33.0	40.0	40.0	39.0	36.0	610.0
03N	26E	17	11.0	26.0			38.0	39.0	14.0	2.0									130.0
03N	26E	18	40.0	40.0	35.0	28.0	40.0	27.0	37.0	40.0	16.0	12.0				1.0			316.0
								L 1	L 2			L 3							
04N	25E	26	30.0	30.0	30.0	30.0													120.0
04N	25E	35	32.0	33.0	40.0	33.0									32.0	40.0	33.0	32.0	275.0
04N	25E	36	33.0	34.0	36.0	33.0	33.0	34.0	36.0	35.0	34.0	34.0	34.0	33.0	31.0	32.0	32.0	30.0	534.0
04N	26E	4	37.0	34.0	36.0	32.0													139.0
			L 1	L 2															

Right Acre Limit: 286.0
POU Total Acres: 2124.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 286 acres within the place of use described above in a single irrigation season.

Transfer No. 87389

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-7121A

As Modified by Transfer No. 87389

CONDITIONS OF APPROVAL

2. Rights 34-618, 34-2330B, 34-7080B, 34-7121A, 34-7121B, 34-7092, 34-7077, 34-7179, 34-12376, 34-13659, 34-13661, 34-13840 and 34-13842 when combined shall not exceed a total diversion rate of 42.2 cfs, a total annual maximum diversion volume of 7434 af at the field headgate, and the irrigation of 2124 acres.

3. Should all or any portion of this water right or any other right in the 2,124 acre combined place of use ever be curtailed as a result of a delivery call, the combined place of use shall be reduced by the number of irrigated acres authorized to be irrigated by the individual water right(s) curtailed.

4. Diversion of water from the additional well(s) authorized under Transfer 74921 located in NWNWNE LT2, Sec. 4, T04N, R26E shall not exceed a maximum diversion rate of 5.00 cfs.

5. 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. 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. 34.

7. 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. Prior to the diversion and use of water under Transfer approval 87389, 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. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company or irrigation district deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.

10. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

11. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.

12. Water delivered through the Moore Diversion and Timberdome Canal.

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-7121A

As Modified by Transfer No. 87389

CONDITIONS OF APPROVAL

13. Construction of new wells at the location of existing points of diversion is not authorized unless the water right holder obtains approval through an application for transfer, and the Department determines, by considering the transfer, whether the construction of and pumping from new wells will injure other water rights.

14. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

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

16. 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.

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-7092

As Modified by Transfer No. 87389

In accordance with the approval of Transfer No. 87389, Water Right No. 34-7092 is now described as follows:

Right Holder: TELFORD LANDS LLC
1450 W HWY 24
PAUL, ID 83347-8666

Priority Date: 1/14/1975

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
IRRIGATION	04/15	to	10/15	12.000 cfs	2222.5 af
				12.000 cfs	2222.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L2 (NENWNE)	Sec 4	Twp 04N	Rge 26E	BUTTE	County
GROUND WATER	L2 (NWNWNE)	Sec 4	Twp 04N	Rge 26E	BUTTE	County
GROUND WATER	L3 (NENENW)	Sec 5	Twp 04N	Rge 26E	BUTTE	County
GROUND WATER	SWNWNW	Sec 21	Twp 05N	Rge 26E	BUTTE	County
GROUND WATER	SENWSE	Sec 29	Twp 05N	Rge 26E	BUTTE	County
GROUND WATER	SESWNE	Sec 32	Twp 05N	Rge 26E	BUTTE	County
GROUND WATER	SENWSE	Sec 32	Twp 05N	Rge 26E	BUTTE	County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N	25E	12	40.0	40.0	40.0	40.0	40.0	40.0	40.0	40.0	35.0	33.0	34.0	33.0	40.0	40.0	39.0	36.0	610.0
03N	26E	17	11.0	26.0			38.0	39.0	14.0	2.0									130.0
03N	26E	18	40.0	40.0	35.0	28.0	40.0	27.0	37.0	40.0	16.0	12.0				1.0			316.0
								L 1	L 2			L 3							
04N	25E	26	30.0	30.0	30.0	30.0													120.0
04N	25E	35	32.0	33.0	40.0	33.0									32.0	40.0	33.0	32.0	275.0
04N	25E	36	33.0	34.0	36.0	33.0	33.0	34.0	36.0	35.0	34.0	34.0	34.0	33.0	31.0	32.0	32.0	30.0	534.0
04N	26E	4	37.0	34.0	36.0	32.0													139.0
			L 1	L 2															

Right Acre Limit: 635.0
POU Total Acres: 2124.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 635 acres within the place of use described above in a single irrigation season.

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-7092

As Modified by Transfer No. 87389

CONDITIONS OF APPROVAL

2. Rights 34-618, 34-2330B, 34-7080B, 34-7121A, 34-7121B, 34-7092, 34-7077, 34-7179, 34-12376, 34-13659, 34-13661, 34-13840 and 34-13842 when combined shall not exceed a total diversion rate of 42.2 cfs, a total annual maximum diversion volume of 7434 af at the field headgate, and the irrigation of 2124 acres.

3. Should all or any portion of this water right or any other right in the 2,124 acre combined place of use ever be curtailed as a result of a delivery call, the combined place of use shall be reduced by the number of irrigated acres authorized to be irrigated by the individual water right(s) curtailed.

4. Diversion of water from the additional well(s) authorized under Transfer 74921 located in NWNWNE LT2, Sec. 4, T04N, R26E shall not exceed a maximum diversion rate of 5.00 cfs.

5. 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. 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. 34.

7. 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. Prior to the diversion and use of water under Transfer approval 87389, 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. The right holder shall make full beneficial use of all surface water available to the right holder for irrigation of lands within the authorized place of use for this right. The right holder may divert ground water under this right to irrigate land with appurtenant surface water rights when the surface water supply is not reasonably sufficient to irrigate the place of use for this water right or is not available due to drought, curtailment by priority, or the seasonal startup and shutoff or maintenance schedule for canal company or irrigation district deliveries. The right holder shall not divert ground water for irrigation purposes under this right if use of the surface water supply is intentionally discontinued or reduced (for example abandoned, forfeited, sold, disallowed by court decree, or leased to the Water Supply Bank), or is not deliverable due to non-payment of annual assessments, without an approved transfer pursuant to Idaho Code § 42-222 or other Department approval.

10. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

11. Water delivered through the Moore Diversion and Timberdome Canal.

12. The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04-20 and an ending date of 10-31 at the discretion of the Director of the Idaho Department of Water Resources.

SCANNED
MAR 15 2023

WATER RIGHT NO. 34-7092

As Modified by Transfer No. 87389

CONDITIONS OF APPROVAL

13. Construction of new wells at the location of existing points of diversion is not authorized unless the water right holder obtains approval through an application for transfer, and the Department determines, by considering the transfer, whether the construction of and pumping from new wells will injure other water rights.

14. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

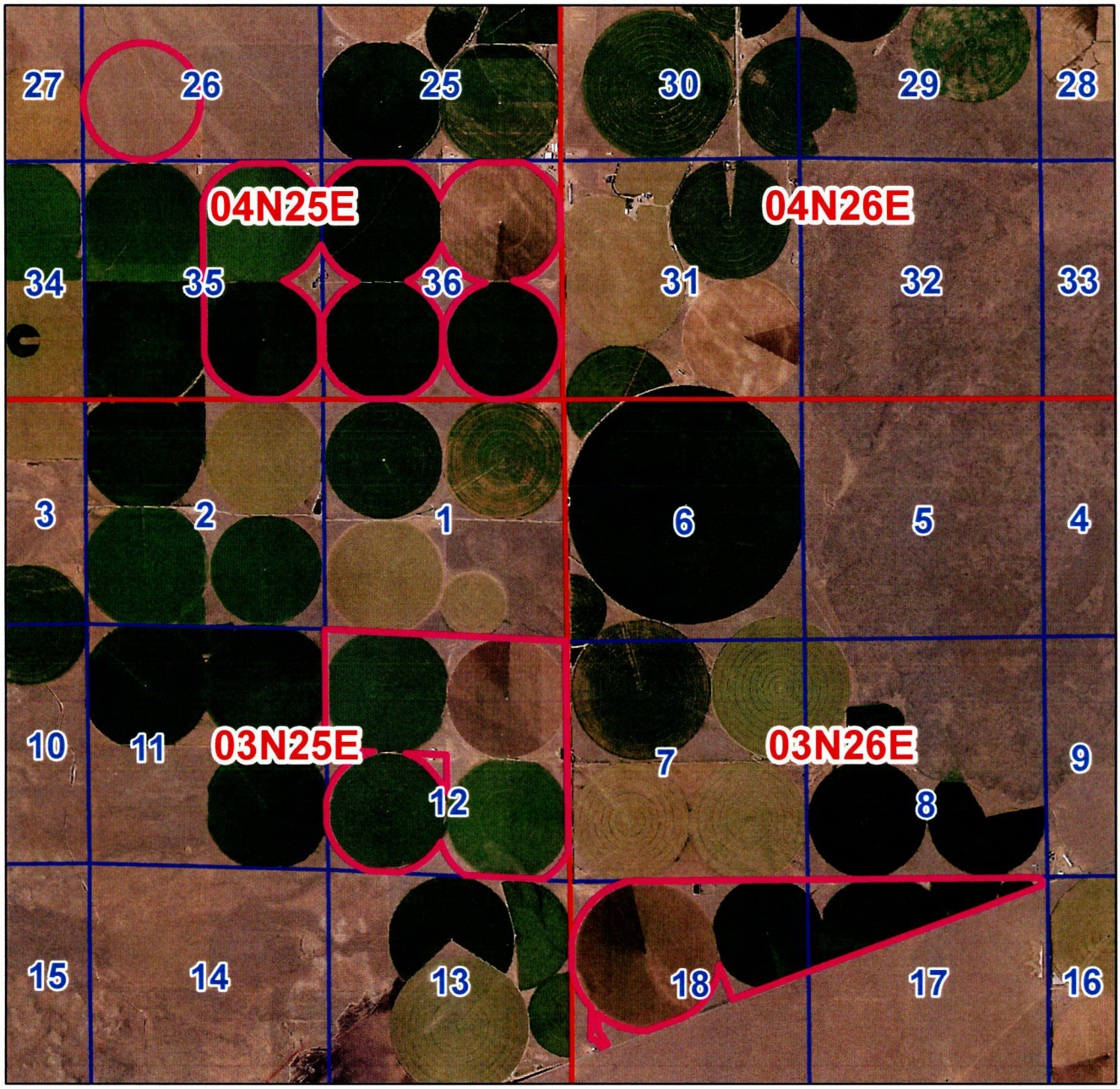
15. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

16. 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.

SCANNED
MAR 15 2023

Attachment to Transfer Approval 87389

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



0 0.5 1 2 Miles

N
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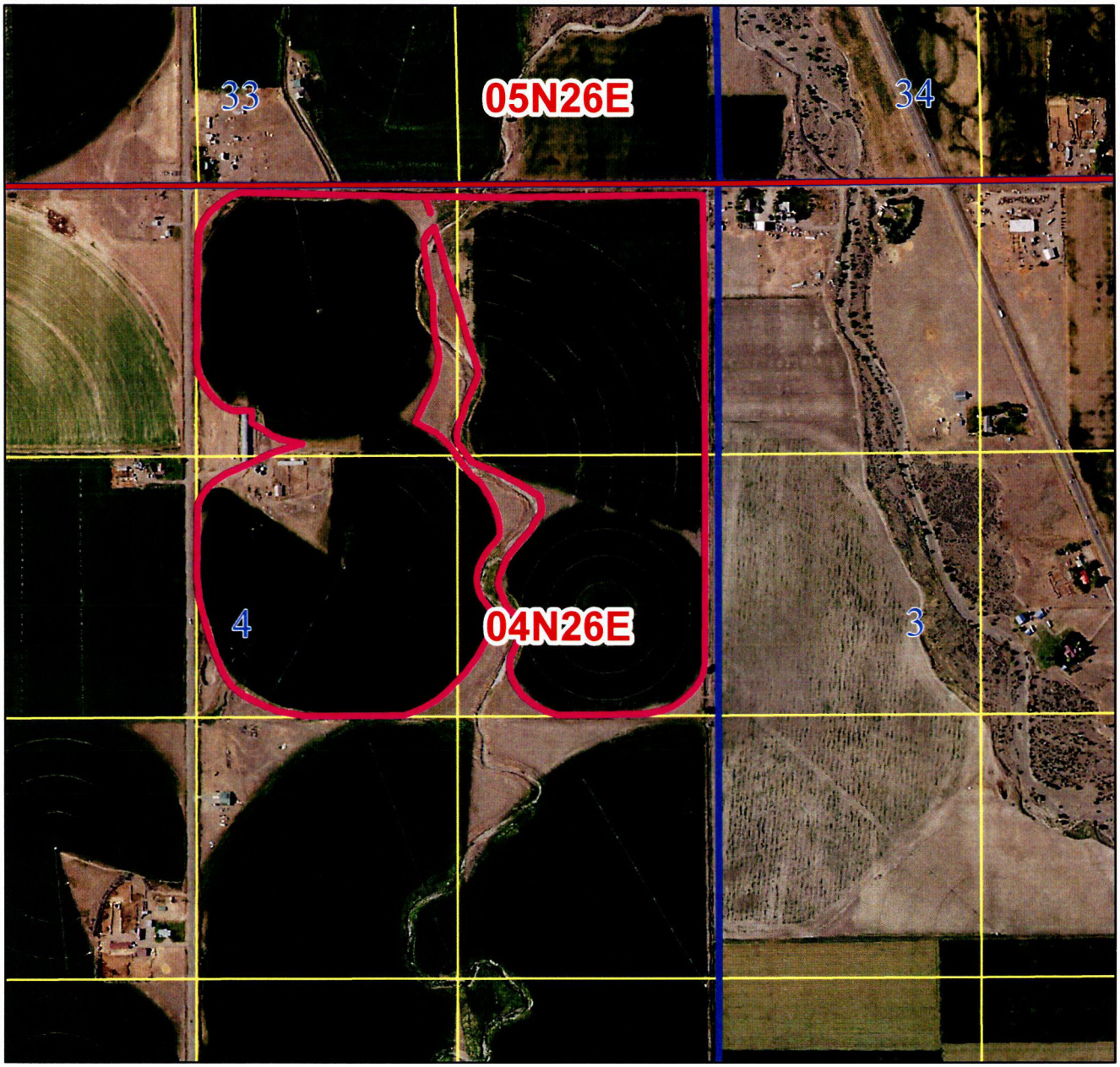
Legend

- WR POU
- Township/Range
- Sections

SCANNED
Date: 3/14/2023
MAR 15 2023

Attachment to Transfer Approval 87389

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



Legend

- WR POU
- Township/Range
- Sections
- QQ

0 500 1,000 2,000 Feet

N
W E
S

Date: 3/14/2023

SCANNED
MAR 15 2023

Rev. 07/18

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

MINIMUM REQUIREMENTS CHECKLIST

TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at idwr.idaho.gov.

Name of Applicant(s) Telford Lands LLC

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.

Yes N/A * Means the item is always required and must be included with the application.

- [x] * Completed Application for Transfer of Water Right form, Part 1.
- [x] * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- [x] * Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded.
- [ ] [x] Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application.
- [x] * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- [x] * Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-10.

- [ ] [x] #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- [ ] [x] #2a Water Right ownership documentation if Dept. records do not show the applicant as the current water right owner. **
- [ ] [x] #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s).** ** Additional fee(s) required for water right ownership changes; see fee schedule.
- [ ] [x] #3 Documentation of authority to make the change if the applicant is not the water right owner.
- [x] [ ] #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- [ ] [x] #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at https://idwr.idaho.gov/water-rights/transfers/resources/.
- [ ] [x] #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- [x] * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- [x] [ ] #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. If some or all of any right is leased to the Water Supply Bank, you must also show the the specific location and/or acres to be idled at the new, proposed place of use to satisfy lease requirements.
- [ ] [x] #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see fee schedule.
- [ ] [x] #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- [ ] [x] #9 Water Supply Bank information for all rights proposed for transfer and currently leased to the Bank. (Attachment WSB)
- [ ] [x] #10 Other. Please describe: _____

87389

SCANNED
FEB 01 2023

Rev. 07/18

RECEIVED
DEC 15 2022
Department of Water Resources
Eastern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant(s) Telford Lands LLC Phone 208-431-5957

Mailing address 1450 W. Hwy 24, Paul, ID 83347-8666 Email

☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.

☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.

☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.

☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☐ No Representative

Name of Representative Robert L. Harris, Holden, Kidwell, Hahn & Crapo, P.L.L.C. Phone 208-523-0620

Mailing address P.O. Box 50130, Idaho Falls, ID 83402 Email rharris@holdenlegal.com

☐ Send all correspondence for this application to the representative and not to the applicant.
OR
☑ Send original correspondence to the applicant and copies to the representative.

☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.
OR
☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Signature of Applicant or Authorized Representative	Print Name and Title if applicable	Date
Robert L. Harris	Robert L. Harris, Attorney	Dec. 13, 2022

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☑ Change place of use
   ☐ Change nature of use ☐ Change period of use ☐ Other

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

3. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part1A.3**.

Since 2007, dry corners have been leased to the WSB or used under temporary transfers. Decision has been made to dry up some of these corners and install a new pivot. Transfer also updates POU to match irrigation and also corrects acreages in QQ where calculated acres of original GIS shape does not match the WR Report.

87389

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1. All or Part	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
☐ ☐	SEE ATTACHED	SPREAD	SHEET	_____ to _____	
☐ ☐				_____ to _____	
☐ ☐				_____ to _____	
☐ ☐				_____ to _____	
☐ ☐				_____ to _____	
☐ ☐				_____ to _____	
☐ ☐				_____ to _____	
☐ ☐				_____ to _____	
☐ ☐				_____ to _____	

Total authorized under rights 40.4 cfs and/or 7584.5 acre-feet.

2. Total amount of water proposed to be transferred or changed 2.93 cubic feet per second and/or _____ acre-feet per year.

3. Point(s) of Diversion:

☑ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
			SEE	ATT	ACH	ED		SPR	EAD	SHE	ET								
Total Acres (for irrigation use)																			2124

87389

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FEB 01 2023

TELFORD LANDS LLC WATER RIGHTS

Water Right No.	Basis	Priority Date	Source	Period of Use	Beneficial Use	Point of Diversion	Individual Diversion Rate Limitation (cfs)	Combined Diversion Rate Limitation (cfs)	Individual Volume Limitation (AFA)	Combined Volume Limitation (AFA)	Individual Acre Limitation	Total Place of Use
34-618	Partial Decree	Sept. 1, 1884	Big Lost River	4/1 to 10/31	Irrigation	NWSESE, 5N, 26E, Sec. 4	3.2	3.37	n/a	486.5	139	2124
34-7179 (portion)	Partial Decree	Apr. 6, 1982	Ground Water	4/1 to 11/01	Irrigation	L2(NENWNE) 4N, 26E, Sec.4 (Dad's Place Well) L3 (NENENW), 4N, 26E, Sec. 5 (Niederer well) SWNWNW, 5N, 26E, Sec. 21 (Burnett Well) SENWSE, 5N, 26E, Sec. 29 (Babcock Well) SESWNE, 5N, 26E, Sec. 32 (N. McAffee Well) SENWSE, 5N, 26E, Sec. 32 (S. McAffee Well) L2(NWNWNE) 4N, 26E, Sec.4 (River 2 Well)	0.17		n/a			
34-7179 (portion)	Partial Decree	Apr. 6, 1982	Ground Water	4/1 to 11/01	Irrigation		2.61	37.03	1185.5	6947.5	none	
34-2330B	Partial Decree	June 1, 1977	Ground Water	4/1 to 10/31	Irrigation		1.75		429		122.5	
34-7077	Partial Decree	Sept. 5, 1974	Ground Water	4/1 to 11/01	Irrigation		8		700		200	
34-7080B	Partial Decree	Sept. 23, 1974	Ground Water	4/1 to 11/01	Irrigation		5.33		1001		286	
34-7092	Partial Decree	Jan. 14, 1975	Ground Water	4/1 to 10/15	Irrigation		12		2222.5		635	
34-7121A	Partial Decree	Jan. 9, 1976	Ground Water	4/1 to 10/15	Irrigation		0.46		169		286	
34-7121B	Partial Decree	Jan. 9, 1976	Ground Water	4/1 to 10/15	Irrigation		3.74		1106		316	
34-12376	Partial Decree	June 1, 1977	Ground Water	4/1 to 10/31	Irrigation		1.25		306.3		87.5	
34-13840	Partial Decree	Apr. 6, 1982	Ground Water	4/1 to 10/31	Irrigation		1.26		248.5		71	
34-13842	Partial Decree	Dec. 17, 1975	Ground Water	4/1 to 11/01	Irrigation		0.46		196.2		140	
34-13659	Partial Decree	June 1, 1889	Big Lost River	5/1 to 10/15	Irrigation	NWSESE, 5N, 26E, Sec. 4	0.97	None	None	150.5	43	
34-13661	Partial Decree	June 1, 1890	Big Lost River	5/1 to 10/15	Irrigation	NWSESE, 5N, 26E, Sec. 4	1	None	None			
					TOTALS		**42.2**	**40.4**	**7564**	**7584.5**	**2326**	**2124**

The diversion rate limitations for 34-618 and the portion of 34-7179 was calculated after review of the preliminary order appoving the prior transfer.

87389

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FEB 01 2023

PLACE OF USE DESCRIPTION AFTER PROPOSED CHANGES

TWP	RGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	25E	12	40	40	40	40	40	40	40	40	35	33	34	33	40	40	39	36	610
3N	26E	17	11	26			38	39	14	2									130
3N	26E	18	40	40	35	28	40	27	37	40	16	12				1			316
4N	25E	26	30	30	30	30													120
4N	25E	35	32	33	40	33									32	40	33	32	275
4N	25E	36	33	34	36	33	33	34	36	35	34	34	34	33	31	32	32	30	534
4N	26E	4	37	34	36	32													139
															TOTAL				2124.0

PLACE OF USE DESCRIPTION BEFORE PROPOSED CHANGES

TWP	RGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	25E	12	39	40	40	39	40	40	40	40	31	32	31	32	39	40	36	36	595
3N	26E	17	11	25			37	39	13	5									130
3N	26E	18	35	39	36	25	38	26	37	40	17	10				2			305
4N	25E	26	0	0	0	0													
4N	25E	35	40	40	40	40									40	40	40	40	320
4N	25E	36	38	40	40	39	40	40	40	40	40	40	40	40	39	40	40	39	635
4N	26E	4	35	36	36	32													139
															TOTAL				2124.0

CHANGE IN ACRES

TWP	RGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	25E	12	1			1					4	1	3	1	1		3		15
3N	26E	17		1			1		1	-3									
3N	26E	18	5	1	-1	3	2	1			-1	2				-1			11
4N	25E	26	30	30	30	30													120
4N	25E	35	-8	-7		-7									-8		-7	-8	-45
4N	25E	36	-5	-6	-4	-6	-7	-6	-4	-5	-6	-6	-6	-7	-8	-8	-8	-9	-101
4N	26E	4	2	-2															
															TOTAL				0.0

Total positive change in acres	154.0	Used for calculating filing fee
Total negative change in acres	-154.0	
Total WR Allowed Diversion Rate	40.40	
WR Rate/Acre	0.0190	
Diversion Rate for Positive Change in Acres	2.9292	
Diversion Rate for Negative Change in Acres	2.9292	
Filing Fee Based on Positive Change	$660.00	
Filing Fee Based on Negative Change	$660.00	

87389

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FEB 01 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:
Diversion of water from wells into Timberdome delivery system for rediversion into pivots and other sprinklers.

b. Who owns the property at the point(s) of diversion? Applicant, Boyd Burnett, Dean Anderson, R. Babcock.
If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:
Long-established easement rights.

c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
If yes, ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: _____

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

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

e. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:
Northern POU: Shapefile updated to match current and planned irrigation (new pivot configuration).
Middle POU: Several pivot corners dried up and new pivot added.
Southern POU: Acreages updated to match GIS shapfile with listed acres in WR Reports.

f. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:
None.

g. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes	No	
☑	☐	undergone a period of five or more consecutive years of non-use,
☐	☑	currently leased to the Water Supply Bank,
☐	☑	currently used in a mitigation plan limiting the use of water under the right, or
☐	☑	currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe:
Since 2007, 276.7 acres of pivot corners have been placed in the WSB or used through temporary transfers.

SCANNED
FEB 01 2023

87389

Close

Water Right Report : 34-618(Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	TELFORD LANDS LLC	1450 W HWY 24	PAUL	ID	83347-8666
Original Owner	ACOR JR, EVERETT T	3196 N YELLOWSTONE HWY	IDAHO FALLS	ID	83401
Previous Owner	MICKELSEN PROPERTIES LLC	C/O HOLDEN KIDWELL HAHN & CRAPO PLLC PO BOX 50130	IDAHO FALLS	ID	83405

Water Right Status

Priority Date : 9/1/1884
Basis : Decreed
Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
BIG LOST RIVER		SINKS	

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
BIG LOST RIVER	05N	26E	4	0	NW	SE	SE	BUTTE	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	05/01	10/15	3.20 CFS	
TOTAL			3.20 CFS	

Places of Use

Printable View | Paged View

Place of Use Legal Description : IRRIGATION (BUTTE county)

Show 10 entries Search:

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
03N	25E	12			NE	NE	39
03N	25E	12			NW	NE	40
03N	25E	12			SW	NE	40
03N	25E	12			SE	NE	39
03N	25E	12			NE	NW	40
03N	25E	12			NW	NW	40
03N	25E	12			SW	NW	40
03N	25E	12			SE	NW	40
03N	25E	12			NE	SW	31

SCANNED
FEB 01 2023

87389

[redacted]ownship	Range	Section	Lot	QQQ	[redacted]Q	Q	Acres
03N	25E	12			NW	SW	32

Showing 1 to 10 of 61 entries

Irrigation Totals

Total Acres Acre Limit

2124.00

Conditions

Code	Condtions
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. Water delivered through the Moore Diversion. Rights 34-618, 34-02330B, 34-07080B, 34-07121A, 34-07121B, 34-07092, 34-07077, 34-7179, 34-12376, 34-13659, 34-13661, 34-13840 and 34-13842 when combined shall not exceed the irrigation of 2124 acres. Rights 34-618 and that portion of ground water right no. 34-7179 associated with water right no. 34-618, when combined, shall not exceed a total diversion rate of 0.02 cfs per acre, and shall not exceed a total annual maximum diversion volume of 486.5 af at the field headgate.
T07	The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
R43	The right holder shall maintain a measuring device, or other suitable method of measurement, and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
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. 34.
065	The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right prior to or in conjunction with beneficial use of associated ground water rights.
S34	The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04/20 and an ending date of 10/31 at the discretion of the Director of the Idaho Department of Water Resources.
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.

Water Supply Bank

Lease Type: Application

Lease Status: Ready for Review
Lease ID : 2255
Lease Start Date: 1/1/2023
Lease End Date: 12/31/2027

Beneficial Use	Div Rate Leased	Div Volume Leased	Acre Limit Leased	Total Acres Leased
Irrigation	3.20			2124.00

Dates

Licensed Date :
Decreed Date : 7/15/2002
Permit Proof Due Date :
Permit Proof Made Date :
Permit Approved Date :
Permit Moratorium Expiration Date :

Other Information

State or Federal : S
Water District Number : 34
Generic Max Rate Per Acre : 0.02
Generic Max Volume Per Acre : 3.5
Combined Acre Limit : 2124.00
Combined Volume Limit:

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Enlargment Use Priority Date :
Enlargement Statute P[redacted] Date :
Application Recevied Date:
Protest Deadline Date:

Combined Rate Limit:
Civil Case Number : [redacted]
Decree Plantiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

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Water Right Report : 34-7179(Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Attorney	HARRIS, ROBERT L	HOLDEN KIDWELL HAHN & CRAPO PLLC PO BOX 50130	IDAHO FALLS	ID	83405-0130
Current Owner	TELFORD LANDS LLC	1450 W HWY 24	PAUL	ID	83347-8666
Original Owner	MICKELSEN PROPERTIES LLC	PO BOX 438	RIGBY	ID	83442-0438

Water Right Status

Priority Date : 4/6/1982
Basis : Decreed
Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
GROUND WATER			

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
GROUND WATER	04N	26E	4	2	NE	NW	NE	BUTTE	
GROUND WATER	04N	26E	4	2	NW	NW	NE	BUTTE	
GROUND WATER	04N	26E	5	3	NE	NE	NW	BUTTE	
GROUND WATER	05N	26E	21	0	SW	NW	NW	BUTTE	
GROUND WATER	05N	26E	29	0	SE	NW	SE	BUTTE	
GROUND WATER	05N	26E	32	0	SE	SW	NE	BUTTE	
GROUND WATER	05N	26E	32	0	SE	NW	SE	BUTTE	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	11/01	2.78 CFS	1185.50 AFA
TOTAL			2.78 CFS	1185.50 CFS

Places of Use

Printable View | Paged View

Place of Use Legal Description : IRRIGATION (BUTTE county)

Show 10 entries Search:

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
03N	25E	12			NE	NE	39
03N	25E	12			NW	NE	40
03N	25E	12			SW	NE	40
03N	25E	12			SE	NE	39

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Township	Range	Section	Lot	QQQ	Q	Q	Acres
03N	25E	12			NE	NW	40
03N	25E	12			NW	NW	40
03N	25E	12			SW	NW	40
03N	25E	12			SE	NW	40
03N	25E	12			NE	SW	31
03N	25E	12			NW	SW	32

Showing 1 to 10 of 61 entries

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Irrigation Totals

Total Acres	Acre Limit
2124.00	

Conditions

Code	Condtions
	Should all or any portion of water right nos. 34-2330B, 34-7077, 34-7080B, 34-7092, 34-7121A, 34-7121B, 34-12376, 34-7179, 34-13659, 34-13661, 34-13840, and 34-13842 ever be curtailed as a result of a delivery call, the irrigated place of use for water right nos. 34-2330B, 34-7077, 34-7080B, 34-7092, 34-7121A, 34-7121B, 34-12376, 34-13659, 34-13661, 34-13840, 34-13842 (all describing a place of use of 1985 acres) and water right no. 34-7179 (2124 acres) shall be reduced by the number of irrigated acres authorized to be irrigated by the individual water right that is curtailed.
X35	Rights 34-2330B, 34-07077, 34-07080B, 34-07092, 34-07121A, 34-07121B, 34-12376, 34-13840, 34-13842, and that portion of ground water right no. 34-07179 not associated with water right no. 34-618, when combined, shall not exceed a total diversion rate of 37.03 cfs, and shall not exceed a total annual maximum diversion volume of 6,947.5 af at the field headgate. Rights 34-618, 34-02330B, 34-07080B, 34-07121A, 34-07121B, 34-07092, 34-07077, 34-7179, 34-12376, 34-13659, 34-13661, 34-13840 and 34-13842 when combined shall not exceed the irrigation of 2124 acres.
186	Diversion of water from the additional well(s) authorized under Transfer 74921 located in NWNWNE LT2, Sec. 4, T04N, R26E shall not exceed a maximum diversion rate of 5.00 cfs.
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. 34.
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. Water delivered through the Moore Diversion and Timberdome Canal.
065	The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
104	If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
T07	The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
R63	This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
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. Construction of new wells at the location of existing points of diversion is not authorized unless the water right holder obtains approval through an application for transfer, and the Department determines, by considering the transfer, whether the construction of and pumping from new wells will injure other water rights.
046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

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131 Prior to the diversion and use of water under Transfer approval 74921, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point of diversion and 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.

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.

Water Supply Bank

Lease Type: Application

Lease Status: Ready for Review
Lease ID : 2255
Lease Start Date: 1/1/2023
Lease End Date: 12/31/2027

Beneficial Use	Div Rate Leased	Div Volume Leased	Acre Limit Leased	Total Acres Leased
Irrigation	2.78	1185.50		2124.00

Dates

Licensed Date :
Decreed Date : 11/24/2000
Permit Proof Due Date : 6/1/1982
Permit Proof Made Date : 1/1/1900
Permit Approved Date : 6/13/1977
Permit Moratorium Expiration Date :
Enlargment Use Priority Date :
Enlargement Statute Priority Date :
Application Recevied Date:
Protest Deadline Date:

Other Information

State or Federal : S
Water District Number : 34
Generic Max Rate Per Acre : 0.02
Generic Max Volume Per Acre : 3.5
Combined Acre Limit : 2124.00
Combined Volume Limit: 6947.50
Combined Rate Limit: 37.03
Civil Case Number :
Decree Plantiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

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Water Right Report : 34-2330-B (Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Attorney	HARRIS, ROBERT L	HOLDEN KIDWELL HAHN & CRAPO PLLC PO BOX 50130	IDAHO FALLS	ID	83405-0130
Current Owner	TELFORD LANDS LLC	1450 W HWY 24	PAUL	ID	83347-8666
Original Owner	ACOR JR, EVERETT T	3196 N YELLOWSTONE HWY	IDAHO FALLS	ID	83401
Previous Owner	MICKELSEN PROPERTIES LLC	PO BOX 438	RIGBY	ID	83442-0438

Water Right Status

Priority Date : 6/1/1977
Basis : Decreed
Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
GROUND WATER			

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
GROUND WATER	04N	26E	4	2	NE	NW	NE	BUTTE	
GROUND WATER	04N	26E	4	2	NW	NW	NE	BUTTE	
GROUND WATER	04N	26E	5	3	NE	NE	NW	BUTTE	
GROUND WATER	05N	26E	21	0	SW	NW	NW	BUTTE	
GROUND WATER	05N	26E	29	0	SE	NW	SE	BUTTE	
GROUND WATER	05N	26E	32	0	SE	SW	NE	BUTTE	
GROUND WATER	05N	26E	32	0	SE	NW	SE	BUTTE	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	1.75 CFS	429.00 AFA
TOTAL			1.75 CFS	429.00 CFS

Places of Use

Printable View | Paged View

Place of Use Legal Description : IRRIGATION (BUTTE county)

Show 10 entries Search:

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
03N	25E	12			NE	NE	39
03N	25E	12			NW	NE	40
03N	25E	12			SW	NE	40

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[redacted]Township	Range	Section	Lot	QQQ	[redacted]Q	Q	Acres
03N	25E	12			SE	NE	39
03N	25E	12			NE	NW	40
03N	25E	12			NW	NW	40
03N	25E	12			SW	NW	40
03N	25E	12			SE	NW	40
03N	25E	12			NE	SW	31
03N	25E	12			NW	SW	32

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Irrigation Totals

Total Acres	Acre Limit
1985.00	122.50

Conditions

Code	Condtions
X27	This right is limited to the irrigation of 122.5 acres within the place of use described above in a single irrigation season. Rights 34-618, 34-02330B, 34-07080B, 34-07121A, 34-07121B, 34-07092, 34-07077, 34-7179, 34-12376, 34-13659, 34-13661, 34-13840 and 34-13842 when combined shall not exceed the irrigation of 2124 acres. Should all or any portion of water right nos. 34-2330B, 34-7077, 34-7080B, 34-7092, 34-7121A, 34-7121B, 34-12376, 34-7179, 34-13659, 34-13661, 34-13840, and 34-13842 ever be curtailed as a result of a delivery call, the irrigated place of use for water right nos. 34-2330B, 34-7077, 34-7080B, 34-7092, 34-7121A, 34-7121B, 34-12376, 34-13659, 34-13661, 34-13840, 34-13842 (all describing a place of use of 1985 acres) and water right no. 34-7179 (2124 acres) shall be reduced by the number of irrigated acres authorized to be irrigated by the individual water right that is curtailed. Rights 34-2330B, 34-07077, 34-07080B, 34-07092, 34-07121A, 34-07121B, 34-12376, 34-13840, 34-13842, and that portion of ground water right no. 34-07179 not associated with water right no. 34-618, when combined, shall not exceed a total diversion rate of 37.03 cfs, and shall not exceed a total annual maximum diversion volume of 6,947.5 af at the field headgate.
R63	This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
186	Diversion of water from the additional well(s) authorized under Transfer 74921 located in NWNWNE LT2, Sec. 4, T04N, R26E shall not exceed a maximum diversion rate of 5.00 cfs.
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. 34.
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.
065	The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
104	If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required. Water delivered through the Moore Diversion and Timberdome Canal.
046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department. Construction of new wells at the location of existing points of diversion is not authorized unless the water right holder obtains approval through an application for transfer, and the Department determines, by considering the transfer, whether the construction of and pumping from new wells will injure other water rights.

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131 Prior to the diversion and use of water under Transfer approval 74921, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and 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.

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.

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.

T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Water Supply Bank

Lease Type: Application

Lease Status: Ready for Review
Lease ID : 2255
Lease Start Date: 1/1/2023
Lease End Date: 12/31/2027

Beneficial Use	Div Rate Leased	Div Volume Leased	Acre Limit Leased	Total Acres Leased
Irrigation	1.75	429.00		1985.00

Dates

Licensed Date :
Decreed Date : 7/15/2002
Permit Proof Due Date :
Permit Proof Made Date :
Permit Approved Date :
Permit Moratorium Expiration Date :
Enlargment Use Priority Date :
Enlargement Statute Priority Date :
Application Recevied Date:
Protest Deadline Date:

Other Information

State or Federal : S
Water District Number : 34
Generic Max Rate Per Acre : 0.02
Generic Max Volume Per Acre : 3.5
Combined Acre Limit : 2124.00
Combined Volume Limit: 6947.50
Combined Rate Limit: 37.03
Civil Case Number :
Decree Plantiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

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Water Right Report : 34-7077(Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Attorney	HARRIS, ROBERT L	HOLDEN KIDWELL HAHN & CRAPO PLLC PO BOX 50130	IDAHO FALLS	ID	83405-0130
Current Owner	TELFORD LANDS LLC	1450 W HWY 24	PAUL	ID	83347-8666
Original Owner	ACOR JR, EVERETT T	3196 N YELLOWSTONE HWY	IDAHO FALLS	ID	83401
Previous Owner	MICKELSEN PROPERTIES LLC	PO BOX 438	RIGBY	ID	83442-0438

Water Right Status

Priority Date : 9/5/1974
Basis : Decreed
Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
GROUND WATER			

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
GROUND WATER	04N	26E	4	2	NE	NW	NE	BUTTE	
GROUND WATER	04N	26E	4	2	NW	NW	NE	BUTTE	
GROUND WATER	04N	26E	5	3	NE	NE	NW	BUTTE	
GROUND WATER	05N	26E	21	0	SW	NW	NW	BUTTE	
GROUND WATER	05N	26E	29	0	SE	NW	SE	BUTTE	
GROUND WATER	05N	26E	32	0	SE	SW	NE	BUTTE	
GROUND WATER	05N	26E	32	0	SE	NW	SE	BUTTE	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	11/01	8.00 CFS	700.00 AFA
TOTAL			8.00 CFS	700.00 CFS

Places of Use

Printable View | Paged View

Place of Use Legal Description : IRRIGATION (BUTTE county)

Show 10 entries Search:

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
03N	25E	12			NE	NE	39
03N	25E	12			NW	NE	40
03N	25E	12			SW	NE	40

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[redacted]wnship	Range	Section	Lot	QQQ	[redacted]	Q	Acres
03N	25E	12			SE	NE	39
03N	25E	12			NE	NW	40
03N	25E	12			NW	NW	40
03N	25E	12			SW	NW	40
03N	25E	12			SE	NW	40
03N	25E	12			NE	SW	31
03N	25E	12			NW	SW	32

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Irrigation Totals

Total Acres	Acre Limit
1985.00	200.00

Conditions

Code	Condtions
X27	This right is limited to the irrigation of 200 acres within the place of use described above in a single irrigation season. Rights 34-618, 34-02330B, 34-07080B, 34-07121A, 34-07121B, 34-07092, 34-07077, 34-7179, 34-12376, 34-13659, 34-13661, 34-13840 and 34-13842 when combined shall not exceed the irrigation of 2124 acres.
X35	Rights 34-2330B, 34-07077, 34-07080B, 34-07092, 34-07121A, 34-07121B, 34-12376, 34-13840, 34-13842, and that portion of ground water right no. 34-07179 not associated with water right no. 34-618, when combined, shall not exceed a total diversion rate of 37.03 cfs, and shall not exceed a total annual maximum diversion volume of 6,947.5 af at the field headgate. Should all or any portion of water right nos. 34-2330B, 34-7077, 34-7080B, 34-7092, 34-7121A, 34-7121B, 34-12376, 34-7179, 34-13659, 34-13661, 34-13840, and 34-13842 ever be curtailed as a result of a delivery call, the irrigated place of use for water right nos. 34-2330B, 34-7077, 34-7080B, 34-7092, 34-7121A, 34-7121B, 34-12376, 34-13659, 34-13661, 34-13840, 34-13842 (all describing a place of use of 1985 acres) and water right no. 34-7179 (2124 acres) shall be reduced by the number of irrigated acres authorized to be irrigated by the individual water right that is curtailed.
186	Diversion of water from the additional well(s) authorized under Transfer 74921 located in NWNWNE LT2, Sec. 4, T04N, R26E shall not exceed a maximum diversion rate of 5.00 cfs.
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. 34.
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.
065	The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
104	If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required. Water delivered through the Moore Diversion and Timberdome Canal.
R63	This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department. Construction of new wells at the location of existing points of diversion is not authorized unless the water right holder obtains approval through an application for transfer, and the Department determines, by considering the transfer, whether the construction of and pumping from new wells will injure other water rights.

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131 Prior to the diversion and use of water under Transfer approval 74921, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and 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.

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.

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.

T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Water Supply Bank

Lease Type: Application

Lease Status: Ready for Review
Lease ID : 2255
Lease Start Date: 1/1/2023
Lease End Date: 12/31/2027

Beneficial Use	Div Rate Leased	Div Volume Leased	Acre Limit Leased	Total Acres Leased
Irrigation	8.00	700.00		1985.00

Dates

Licensed Date :
Decreed Date : 6/22/2004
Permit Proof Due Date : 9/5/1974
Permit Proof Made Date : 1/1/1900
Permit Approved Date : 3/21/1975
Permit Moratorium Expiration Date :
Enlargment Use Priority Date :
Enlargement Statute Priority Date :
Application Recevied Date:
Protest Deadline Date:

Other Information

State or Federal : S
Water District Number : 34
Generic Max Rate Per Acre : 0.02
Generic Max Volume Per Acre : 3.5
Combined Acre Limit : 2124.00
Combined Volume Limit: 6947.50
Combined Rate Limit: 37.03
Civil Case Number :
Decree Plantiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

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Water Right Report : 34-7080-B (Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Attorney	HARRIS, ROBERT L	HOLDEN KIDWELL HAHN & CRAPO PLLC PO BOX 50130	IDAHO FALLS	ID	83405-0130
Current Owner	TELFORD LANDS LLC	1450 W HWY 24	PAUL	ID	83347-8666
Original Owner	ACOR JR, EVERETT T	3196 N YELLOWSTONE HWY	IDAHO FALLS	ID	83401
Previous Owner	MICKELSEN PROPERTIES LLC	PO BOX 438	RIGBY	ID	83442-0438

Water Right Status

Priority Date : 9/23/1974
Basis : Decreed
Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
GROUND WATER			

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
GROUND WATER	04N	26E	4	2	NE	NW	NE	BUTTE	
GROUND WATER	04N	26E	4	2	NW	NW	NE	BUTTE	
GROUND WATER	04N	26E	5	3	NE	NE	NW	BUTTE	
GROUND WATER	05N	26E	21	0	SW	NW	NW	BUTTE	
GROUND WATER	05N	26E	29	0	SE	NW	SE	BUTTE	
GROUND WATER	05N	26E	32	0	SE	SW	NE	BUTTE	
GROUND WATER	05N	26E	32	0	SE	NW	SE	BUTTE	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	11/01	5.33 CFS	1001.00 AFA
TOTAL			5.33 CFS	1001.00 CFS

Places of Use

Printable View | Paged View

Place of Use Legal Description : IRRIGATION (BUTTE county)

Show 10 entries Search:

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
03N	25E	12			NE	NE	39
03N	25E	12			NW	NE	40
03N	25E	12			SW	NE	40

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[redacted]ownship	Range	Section	Lot	QQQ	[redacted]	Q	Acres
03N	25E	12			SE	NE	39
03N	25E	12			NE	NW	40
03N	25E	12			NW	NW	40
03N	25E	12			SW	NW	40
03N	25E	12			SE	NW	40
03N	25E	12			NE	SW	31
03N	25E	12			NW	SW	32

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Irrigation Totals

Total Acres	Acre Limit
1985.00	286.00

Conditions

Code	Condtions
	Should all or any portion of water right nos. 34-2330B, 34-7077, 34-7080B, 34-7092, 34-7121A, 34-7121B, 34-12376, 34-7179, 34-13659, 34-13661, 34-13840, and 34-13842 ever be curtailed as a result of a delivery call, the irrigated place of use for water right nos. 34-2330B, 34-7077, 34-7080B, 34-7092, 34-7121A, 34-7121B, 34-12376, 34-13659, 34-13661, 34-13840, 34-13842 (all describing a place of use of 1985 acres) and water right no. 34-7179 (2124 acres) shall be reduced by the number of irrigated acres authorized to be irrigated by the individual water right that is curtailed.
X27	This right is limited to the irrigation of 286 acres within the place of use described above in a single irrigation season.
X35	Rights 34-2330B, 34-07077, 34-07080B, 34-07092, 34-07121A, 34-07121B, 34-12376, 34-13840, 34-13842, and that portion of ground water right no. 34-07179 not associated with water right no. 34-618, when combined, shall not exceed a total diversion rate of 37.03 cfs, and shall not exceed a total annual maximum diversion volume of 6,947.5 af at the field headgate. Rights 34-618, 34-02330B, 34-07080B, 34-07121A, 34-07121B, 34-07092, 34-07077, 34-7179, 34-12376, 34-13659, 34-13661, 34-13840 and 34-13842 when combined shall not exceed the irrigation of 2124 acres.
186	Diversion of water from the additional well(s) authorized under Transfer 74921 located in NWNWNE LT2, Sec. 4, T04N, R26E shall not exceed a maximum diversion rate of 5.00 cfs.
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. 34.
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.
R63	This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
065	The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
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.
104	If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required. Water delivered through the Moore Diversion and Timberdome Canal. Construction of new wells at the location of existing points of diversion is not authorized unless the water right holder obtains approval through an application for transfer, and the Department determines, by considering the transfer, whether the construction of and pumping from new wells will injure other water rights.

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046 Right holder shall comply with the drilling permit requirements of Section 42-235 Idaho Code and applicable Well Construction Rules of the Department.

131 Prior to the diversion and use of water under Transfer approval 74921, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and 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.

T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Water Supply Bank

Lease Type: Application

Lease Status: Ready for Review
Lease ID : 2255
Lease Start Date: 1/1/2023
Lease End Date: 12/31/2027

Beneficial Use	Div Rate Leased	Div Volume Leased	Acre Limit Leased	Total Acres Leased
Irrigation	5.33	1001.00		1985.00

Dates

Licensed Date :
Decreed Date : 7/15/2002
Permit Proof Due Date :
Permit Proof Made Date :
Permit Approved Date :
Permit Moratorium Expiration Date :
Enlargment Use Priority Date :
Enlargement Statute Priority Date :
Application Recevied Date:
Protest Deadline Date:

Other Information

State or Federal : S
Water District Number : 34
Generic Max Rate Per Acre : 0.02
Generic Max Volume Per Acre : 3.5
Combined Acre Limit : 2124.00
Combined Volume Limit: 6947.50
Combined Rate Limit: 37.03
Civil Case Number :
Decree Plantiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

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Water Right Report : 34-7092(Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Attorney	HARRIS, ROBERT L	HOLDEN KIDWELL HAHN & CRAPO PLLC PO BOX 50130	IDAHO FALLS	ID	83405-0130
Current Owner	TELFORD LANDS LLC	1450 W HWY 24	PAUL	ID	83347-8666
Original Owner	ACOR JR, EVERETT T	3196 N YELLOWSTONE HWY	IDAHO FALLS	ID	83401
Previous Owner	MICKELSEN PROPERTIES LLC	PO BOX 438	RIGBY	ID	83442-0438

Water Right Status

Priority Date : 1/14/1975
Basis : Decreed
Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
GROUND WATER			

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
GROUND WATER	04N	26E	4	2	NE	NW	NE	BUTTE	
GROUND WATER	04N	26E	4	2	NW	NW	NE	BUTTE	
GROUND WATER	04N	26E	5	3	NE	NE	NW	BUTTE	
GROUND WATER	05N	26E	21	0	SW	NW	NW	BUTTE	
GROUND WATER	05N	26E	29	0	SE	NW	SE	BUTTE	
GROUND WATER	05N	26E	32	0	SE	SW	NE	BUTTE	
GROUND WATER	05N	26E	32	0	SE	NW	SE	BUTTE	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/15	10/15	12.00 CFS	2222.50 AFA
TOTAL			12.00 CFS	2222.50 CFS

Places of Use

Printable View | Paged View

Place of Use Legal Description : IRRIGATION (BUTTE county)

Show 10 entries

Search:

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
03N	25E	12			NE	NE	39
03N	25E	12			NW	NE	40
03N	25E	12			SW	NE	40

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[redacted]wnship	Range	Section	Lot	QQQ	[redacted]	Q	Acres
03N	25E	12			SE	NE	39
03N	25E	12			NE	NW	40
03N	25E	12			NW	NW	40
03N	25E	12			SW	NW	40
03N	25E	12			SE	NW	40
03N	25E	12			NE	SW	31
03N	25E	12			NW	SW	32

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Irrigation Totals

Total Acres	Acre Limit
1985.00	635.00

Conditions

Code Condtions

X27 This right is limited to the irrigation of 635 acres within the place of use described above in a single irrigation season.

Rights 34-618, 34-02330B, 34-07080B, 34-07121A, 34-07121B, 34-07092, 34-07077, 34-7179, 34-12376, 34-13659, 34-13661, 34-13840 and 34-13842 when combined shall not exceed the irrigation of 2124 acres.

X35 Rights 34-2330B, 34-07077, 34-07080B, 34-07092, 34-07121A, 34-07121B, 34-12376, 34-13840, 34-13842, and that portion of ground water right no. 34-07179 not associated with water right no. 34-618, when combined, shall not exceed a total diversion rate of 37.03 cfs, and shall not exceed a total annual maximum diversion volume of 6,947.5 af at the field headgate.

R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

186 Diversion of water from the additional well(s) authorized under Transfer 74921 located in NWNWNE LT2, Sec. 4, T04N, R26E shall not exceed a maximum diversion rate of 5.00 cfs.

X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 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 4/15 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 7/15/2002.

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. 34.

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.

065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

Water delivered through the Moore Diversion and Timberdome Canal.

104 If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

X50 The well previously used under Right 34-7092, which will no longer be used, shall be abandoned in a manner which complies with Department well abandonment rules.

046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

Construction of new wells at the location of existing points of diversion is not authorized unless the water right holder obtains approval through an application for transfer, and the Department determines, by considering the transfer, whether the construction of and pumping from new wells will injure other water rights.

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131 Prior to the diversion and use of water under Transfer approval 74921, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and 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.

T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

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.

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.

Water Supply Bank

Lease Type: Application

Lease Status: Ready for Review
Lease ID : 2255
Lease Start Date: 1/1/2023
Lease End Date: 12/31/2027

Beneficial Use	Div Rate Leased	Div Volume Leased	Acre Limit Leased	Total Acres Leased
Irrigation	12.00	2222.50		1985.00

Dates

Licensed Date :
Decreed Date : 7/15/2002
Permit Proof Due Date : 10/1/1987
Permit Proof Made Date : 6/28/1985
Permit Approved Date : 7/14/1975
Permit Moratorium Expiration Date :
Enlargment Use Priority Date :
Enlargement Statute Priority Date :
Application Recevied Date: 1/14/1975
Protest Deadline Date:

Other Information

State or Federal : S
Water District Number : 34
Generic Max Rate Per Acre : 0.02
Generic Max Volume Per Acre : 3.5
Combined Acre Limit : 2124.00
Combined Volume Limit: 6947.50
Combined Rate Limit: 37.03
Civil Case Number :
Decree Plantiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES 12/12/2022

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Water Right Report : 34-7121-A (Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Attorney	HARRIS, ROBERT L	HOLDEN KIDWELL HAHN & CRAPO PLLC PO BOX 50130	IDAHO FALLS	ID	83405-0130
Current Owner	TELFORD LANDS LLC	1450 W HWY 24	PAUL	ID	83347-8666
Original Owner	ACOR JR, EVERETT T	3196 N YELLOWSTONE HWY	IDAHO FALLS	ID	83401
Previous Owner	MICKELSEN PROPERTIES LLC	PO BOX 438	RIGBY	ID	83442-0438

Water Right Status

Priority Date : 1/9/1976
Basis : Decreed
Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
GROUND WATER			

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
GROUND WATER	04N	26E	4	2	NE	NW	NE	BUTTE	
GROUND WATER	04N	26E	4	2	NW	NW	NE	BUTTE	
GROUND WATER	04N	26E	5	3	NE	NE	NW	BUTTE	
GROUND WATER	05N	26E	21	0	SW	NW	NW	BUTTE	
GROUND WATER	05N	26E	29	0	SE	NW	SE	BUTTE	
GROUND WATER	05N	26E	32	0	SE	SW	NE	BUTTE	
GROUND WATER	05N	26E	32	0	SE	NW	SE	BUTTE	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/15	10/15	0.46 CFS	169.00 AFA
TOTAL			0.46 CFS	169.00 CFS

Places of Use

Printable View | Paged View

Place of Use Legal Description : IRRIGATION (BUTTE county)

Show 10 entries Search:

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
03N	25E	12			NE	NE	39
03N	25E	12			NW	NE	40
03N	25E	12			SW	NE	40

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[redacted]wnship	Range	Section	Lot	QQQ	[redacted]	Q	Acres
03N	25E	12			SE	NE	39
03N	25E	12			NE	NW	40
03N	25E	12			NW	NW	40
03N	25E	12			SW	NW	40
03N	25E	12			SE	NW	40
03N	25E	12			NE	SW	31
03N	25E	12			NW	SW	32

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Irrigation Totals

Total Acres	Acre Limit
1985.00	286.00

Conditions

Code Condtions

Should all or any portion of water right nos. 34-2330B, 34-7077, 34-7080B, 34-7092, 34-7121A, 34-7121B, 34-12376, 34-7179, 34-13659, 34-13661, 34-13840, and 34-13842 ever be curtailed as a result of a delivery call, the irrigated place of use for water right nos. 34-2330B, 34-7077, 34-7080B, 34-7092, 34-7121A, 34-7121B, 34-12376, 34-13659, 34-13661, 34-13840, 34-13842 (all describing a place of use of 1985 acres) and water right no. 34-7179 (2124 acres) shall be reduced by the number of irrigated acres authorized to be irrigated by the individual water right that is curtailed.

X27 This right is limited to the irrigation of 286 acres within the place of use described above in a single irrigation season.

X35 Rights 34-2330B, 34-07077, 34-07080B, 34-07092, 34-07121A, 34-07121B, 34-12376, 34-13840, 34-13842, and that portion of ground water right no. 34-07179 not associated with water right no. 34-618, when combined, shall not exceed a total diversion rate of 37.03 cfs, and shall not exceed a total annual maximum diversion volume of 6,947.5 af at the field headgate.

Rights 34-618, 34-02330B, 34-07080B, 34-07121A, 34-07121B, 34-07092, 34-07077, 34-7179, 34-12376, 34-13659, 34-13661, 34-13840 and 34-13842 when combined shall not exceed the irrigation of 2124 acres.

186 Diversion of water from the additional well(s) authorized under Transfer 74921 located in NWNWNE LT2, Sec. 4, T04N, R26E shall not exceed a maximum diversion rate of 5.00 cfs.

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. 34.

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.

104 If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

065 The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

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.

Water delivered through the Moore Diversion and Timberdome Canal.

X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 4/1 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 4/15 and after 10/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 7/15/2002.

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R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

Construction of new wells at the location of existing points of diversion is not authorized unless the water right holder obtains approval through an application for transfer, and the Department determines, by considering the transfer, whether the construction of and pumping from new wells will injure other water rights.

131 Prior to the diversion and use of water under Transfer approval 74921, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and 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.

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.

T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Water Supply Bank

Lease Type: Application

Lease Status: Ready for Review
Lease ID : 2255
Lease Start Date: 1/1/2023
Lease End Date: 12/31/2027

Beneficial Use	Div Rate Leased	Div Volume Leased	Acre Limit Leased	Total Acres Leased
Irrigation	0.46	169.00		1985.00

Dates

Licensed Date :
Decreed Date : 7/15/2002
Permit Proof Due Date :
Permit Proof Made Date :
Permit Approved Date :
Permit Moratorium Expiration Date :
Enlargment Use Priority Date :
Enlargement Statute Priority Date :
Application Recevied Date:
Protest Deadline Date:

Other Information

State or Federal : S
Water District Number : 34
Generic Max Rate Per Acre : 0.02
Generic Max Volume Per Acre : 3.5
Combined Acre Limit : 2124.00
Combined Volume Limit: 6947.50
Combined Rate Limit: 37.03
Civil Case Number :
Decree Plantiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

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Water Right Report : 34-7121-B (Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Attorney	HARRIS, ROBERT L	HOLDEN KIDWELL HAHN & CRAPO PLLC PO BOX 50130	IDAHO FALLS	ID	83405-0130
Current Owner	TELFORD LANDS LLC	1450 W HWY 24	PAUL	ID	83347-8666
Original Owner	ACOR JR, EVERETT T	3196 N YELLOWSTONE HWY	IDAHO FALLS	ID	83401
Previous Owner	MICKELSEN PROPERTIES LLC	PO BOX 438	RIGBY	ID	83442-0438

Water Right Status

Priority Date : 1/9/1976
Basis : Decreed
Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
GROUND WATER			

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
GROUND WATER	04N	26E	4	2	NE	NW	NE	BUTTE	
GROUND WATER	04N	26E	4	2	NW	NW	NE	BUTTE	
GROUND WATER	04N	26E	5	3	NE	NE	NW	BUTTE	
GROUND WATER	05N	26E	21	0	SW	NW	NW	BUTTE	
GROUND WATER	05N	26E	29	0	SE	NW	SE	BUTTE	
GROUND WATER	05N	26E	32	0	SE	SW	NE	BUTTE	
GROUND WATER	05N	26E	32	0	SE	NW	SE	BUTTE	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	11/01	3.74 CFS	1106.00 AFA
TOTAL			3.74 CFS	1106.00 CFS

Places of Use

Printable View | Paged View

Place of Use Legal Description : IRRIGATION (BUTTE county)

Show 10 entries Search:

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
03N	25E	12			NE	NE	39
03N	25E	12			NW	NE	40
03N	25E	12			SW	NE	40

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Feb 01 2023

[redacted]wnship	Range	Section	Lot	QQQ	[redacted]	Q	Acres
03N	25E	12			SE	NE	39
03N	25E	12			NE	NW	40
03N	25E	12			NW	NW	40
03N	25E	12			SW	NW	40
03N	25E	12			SE	NW	40
03N	25E	12			NE	SW	31
03N	25E	12			NW	SW	32

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Irrigation Totals

Total Acres	Acre Limit
1985.00	316.00

Conditions

Code	Condtions
X27	This right is limited to the irrigation of 316 acres within the place of use described above in a single irrigation season. Rights 34-618, 34-02330B, 34-07080B, 34-07121A, 34-07121B, 34-07092, 34-07077, 34-7179, 34-12376, 34-13659, 34-13661, 34-13840 and 34-13842 when combined shall not exceed the irrigation of 2124 acres.
X35	Rights 34-2330B, 34-07077, 34-07080B, 34-07092, 34-07121A, 34-07121B, 34-12376, 34-13840, 34-13842, and that portion of ground water right no. 34-07179 not associated with water right no. 34-618, when combined, shall not exceed a total diversion rate of 37.03 cfs, and shall not exceed a total annual maximum diversion volume of 6,947.5 af at the field headgate. Should all or any portion of water right nos. 34-2330B, 34-7077, 34-7080B, 34-7092, 34-7121A, 34-7121B, 34-12376, 34-7179, 34-13659, 34-13661, 34-13840, and 34-13842 ever be curtailed as a result of a delivery call, the irrigated place of use for water right nos. 34-2330B, 34-7077, 34-7080B, 34-7092, 34-7121A, 34-7121B, 34-12376, 34-13659, 34-13661, 34-13840, 34-13842 (all describing a place of use of 1985 acres) and water right no. 34-7179 (2124 acres) shall be reduced by the number of irrigated acres authorized to be irrigated by the individual water right that is curtailed.
186	Diversion of water from the additional well(s) authorized under Transfer 74921 located in NWNWNE LT2, Sec. 4, T04N, R26E shall not exceed a maximum diversion rate of 5.00 cfs.
R63	This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
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. 34.
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. Water delivered through the Moore Diversion and Timberdome Canal.
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.
104	If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
065	The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

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Construction of new wells at the location of existing points of diversion is not authorized unless the water right holder obtains approval through an application for transfer, and the Department determines, by considering the transfer, whether the construction of and pumping from new wells will injure other water rights.

131 Prior to the diversion and use of water under Transfer approval 74921, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and 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.

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.

T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Water Supply Bank

Lease Type: Application

Lease Status: Ready for Review
Lease ID : 2255
Lease Start Date: 1/1/2023
Lease End Date: 12/31/2027

Beneficial Use	Div Rate Leased	Div Volume Leased	Acre Limit Leased	Total Acres Leased
Irrigation	3.74	1106.00		1985.00

Dates

Licensed Date :
Decreed Date : 7/15/2002
Permit Proof Due Date :
Permit Proof Made Date :
Permit Approved Date :
Permit Moratorium Expiration Date :
Enlargment Use Priority Date :
Enlargement Statute Priority Date :
Application Recevied Date:
Protest Deadline Date:

Other Information

State or Federal : S
Water District Number : 34
Generic Max Rate Per Acre : 0.02
Generic Max Volume Per Acre : 3.5
Combined Acre Limit : 2124.00
Combined Volume Limit: 6947.50
Combined Rate Limit: 37.03
Civil Case Number :
Decree Plantiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

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Water Right Report : 34-12376(Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Attorney	HARRIS, ROBERT L	HOLDEN KIDWELL HAHN & CRAPO PLLC PO BOX 50130	IDAHO FALLS	ID	83405-0130
Current Owner	TELFORD LANDS LLC	1450 W HWY 24	PAUL	ID	83347-8666
Original Owner	ACOR JR, EVERETT T	3196 N YELLOWSTONE HWY	IDAHO FALLS	ID	83401
Previous Owner	MICKELSEN PROPERTIES LLC	PO BOX 438	RIGBY	ID	83442-0438

Water Right Status

Priority Date : 6/1/1977
Basis : Decreed
Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
GROUND WATER			

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
GROUND WATER	04N	26E	4	2	NE	NW	NE	BUTTE	
GROUND WATER	04N	26E	4	2	NW	NW	NE	BUTTE	
GROUND WATER	04N	26E	5	3	NE	NE	NW	BUTTE	
GROUND WATER	05N	26E	21	0	SW	NW	NW	BUTTE	
GROUND WATER	05N	26E	29	0	SE	NW	SE	BUTTE	
GROUND WATER	05N	26E	32	0	SE	SW	NE	BUTTE	
GROUND WATER	05N	26E	32	0	SE	NW	SE	BUTTE	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	1.25 CFS	306.30 AFA
TOTAL			1.25 CFS	306.30 CFS

Places of Use

Printable View | Paged View

Place of Use Legal Description : IRRIGATION (BUTTE county)

Show 10 entries Search:

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
03N	25E	12			NE	NE	39
03N	25E	12			NW	NE	40
03N	25E	12			SW	NE	40

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[redacted]wnship	Range	Section	Lot	QQQ	[redacted]	Q	Acres
03N	25E	12			SE	NE	39
03N	25E	12			NE	NW	40
03N	25E	12			NW	NW	40
03N	25E	12			SW	NW	40
03N	25E	12			SE	NW	40
03N	25E	12			NE	SW	31
03N	25E	12			NW	SW	32

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Irrigation Totals

Total Acres	Acre Limit
1985.00	87.50

Conditions

Code	Condtions
X27	This right is limited to the irrigation of 87.5 acres within the place of use described above in a single irrigation season.
X35	Rights 34-2330B, 34-07077, 34-07080B, 34-07092, 34-07121A, 34-07121B, 34-12376, 34-13840, 34-13842, and that portion of ground water right no. 34-07179 not associated with water right no. 34-618, when combined, shall not exceed a total diversion rate of 37.03 cfs, and shall not exceed a total annual maximum diversion volume of 6,947.5 af at the field headgate. Should all or any portion of water right nos. 34-2330B, 34-7077, 34-7080B, 34-7092, 34-7121A, 34-7121B, 34-12376, 34-7179, 34-13659, 34-13661, 34-13840, and 34-13842 ever be curtailed as a result of a delivery call, the irrigated place of use for water right nos. 34-2330B, 34-7077, 34-7080B, 34-7092, 34-7121A, 34-7121B, 34-12376, 34-13659, 34-13661, 34-13840, 34-13842 (all describing a place of use of 1985 acres) and water right no. 34-7179 (2124 acres) shall be reduced by the number of irrigated acres authorized to be irrigated by the individual water right that is curtailed. Rights 34-618, 34-02330B, 34-07080B, 34-07121A, 34-07121B, 34-07092, 34-07077, 34-7179, 34-12376, 34-13659, 34-13661, 34-13840 and 34-13842 when combined shall not exceed the irrigation of 2124 acres.
186	Diversion of water from the additional well(s) authorized under Transfer 74921 located in NWNWNE LT2, Sec. 4, T04N, R26E shall not exceed a maximum diversion rate of 5.00 cfs.
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. 34.
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. Water delivered through the Moore Diversion and Timberdome Canal.
R63	This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
065	The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
104	If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department. Construction of new wells at the location of existing points of diversion is not authorized unless the water right holder obtains approval through an application for transfer, and the Department determines, by considering the transfer, whether the construction of and pumping from new wells will injure other water rights.

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131 Prior to the diversion and use of water under Transfer approval 74921, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and 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.

T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

T19 Pursuant to 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.

Water Supply Bank

Lease Type: Application

Lease Status: Ready for Review
Lease ID : 2255
Lease Start Date: 1/1/2023
Lease End Date: 12/31/2027

Beneficial Use	Div Rate Leased	Div Volume Leased	Acre Limit Leased	Total Acres Leased
Irrigation	1.25	306.30		1985.00

Dates

Licensed Date :
Decreed Date : 7/15/2002
Permit Proof Due Date :
Permit Proof Made Date :
Permit Approved Date :
Permit Moratorium Expiration Date :
Enlargment Use Priority Date :
Enlargement Statute Priority Date :
Application Recevied Date:
Protest Deadline Date:

Other Information

State or Federal : S
Water District Number : 34
Generic Max Rate Per Acre : 0.02
Generic Max Volume Per Acre : 3.5
Combined Acre Limit : 2124.00
Combined Volume Limit: 6947.50
Combined Rate Limit: 37.03
Civil Case Number :
Decree Plantiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

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Water Right Report : 34-13840(Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Attorney	HARRIS, ROBERT L	HOLDEN KIDWELL HAHN & CRAPO PLLC PO BOX 50130	IDAHO FALLS	ID	83405-0130
Current Owner	TELFORD LANDS LLC	1450 W HWY 24	PAUL	ID	83347-8666
Original Owner	ACOR JR, EVERETT T	3196 N YELLOWSTONE HWY	IDAHO FALLS	ID	83401
Previous Owner	MICKELSEN PROPERTIES LLC	PO BOX 438	RIGBY	ID	83442-0438

Water Right Status

Priority Date : 4/6/1982
Basis : Decreed
Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
GROUND WATER			

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
GROUND WATER	04N	26E	4	2	NE	NW	NE	BUTTE	
GROUND WATER	04N	26E	4	2	NW	NW	NE	BUTTE	
GROUND WATER	04N	26E	5	3	NE	NE	NW	BUTTE	
GROUND WATER	05N	26E	21	0	SW	NW	NW	BUTTE	
GROUND WATER	05N	26E	29	0	SE	NW	SE	BUTTE	
GROUND WATER	05N	26E	32	0	SE	SW	NE	BUTTE	
GROUND WATER	05N	26E	32	0	SE	NW	SE	BUTTE	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	10/31	1.26 CFS	248.50 AFA
TOTAL			1.26 CFS	248.50 CFS

Places of Use

Printable View | Paged View

Place of Use Legal Description : IRRIGATION (BUTTE county)

Show 10 entries Search:

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
03N	25E	12			NE	NE	39
03N	25E	12			NW	NE	40
03N	25E	12			SW	NE	40

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[redacted]ownship	Range	Section	Lot	QQQ	[redacted]	Q	Acres
03N	25E	12			SE	NE	39
03N	25E	12			NE	NW	40
03N	25E	12			NW	NW	40
03N	25E	12			SW	NW	40
03N	25E	12			SE	NW	40
03N	25E	12			NE	SW	31
03N	25E	12			NW	SW	32

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Irrigation Totals

Total Acres	Acre Limit
1985.00	71.00

Conditions

Code	Condtions
X27	This right is limited to the irrigation of 71 acres within the place of use described above in a single irrigation season.
X35	Rights 34-2330B, 34-07077, 34-07080B, 34-07092, 34-07121A, 34-07121B, 34-12376, 34-13840, 34-13842, and that portion of ground water right no. 34-07179 not associated with water right no. 34-618, when combined, shall not exceed a total diversion rate of 37.03 cfs, and shall not exceed a total annual maximum diversion volume of 6,947.5 af at the field headgate. Should all or any portion of water right nos. 34-2330B, 34-7077, 34-7080B, 34-7092, 34-7121A, 34-7121B, 34-12376, 34-7179, 34-13659, 34-13661, 34-13840, and 34-13842 ever be curtailed as a result of a delivery call, the irrigated place of use for water right nos. 34-2330B, 34-7077, 34-7080B, 34-7092, 34-7121A, 34-7121B, 34-12376, 34-13659, 34-13661, 34-13840, 34-13842 (all describing a place of use of 1985 acres) and water right no. 34-7179 (2124 acres) shall be reduced by the number of irrigated acres authorized to be irrigated by the individual water right that is curtailed. Rights 34-618, 34-02330B, 34-07080B, 34-07121A, 34-07121B, 34-07092, 34-07077, 34-7179, 34-12376, 34-13659, 34-13661, 34-13840 and 34-13842 when combined shall not exceed the irrigation of 2124 acres.
186	Diversion of water from the additional well(s) authorized under Transfer 74921 located in NWNWNE LT2, Sec. 4, T04N, R26E shall not exceed a maximum diversion rate of 5.00 cfs.
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. 34.
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.
065	The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
104	If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
R63	This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above. Water delivered through the Moore Diversion and Timberdome Canal.
046	Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department. Construction of new wells at the location of existing points of diversion is not authorized unless the water right holder obtains approval through an application for transfer, and the Department determines, by considering the transfer, whether the construction of and pumping from new wells will injure other water rights.

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131 Prior to the diversion and use of water under Transfer approval 74921, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and 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.

T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

T19 Pursuant to 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.

Water Supply Bank

Lease Type: Application

Lease Status: Ready for Review
Lease ID : 2255
Lease Start Date: 1/1/2023
Lease End Date: 12/31/2027

Beneficial Use	Div Rate Leased	Div Volume Leased	Acre Limit Leased	Total Acres Leased
Irrigation	1.26	248.50		1985.00

Dates

Licensed Date :
Decreed Date : 11/8/2001
Permit Proof Due Date :
Permit Proof Made Date :
Permit Approved Date :
Permit Moratorium Expiration Date :
Enlargment Use Priority Date :
Enlargement Statute Priority Date :
Application Recevied Date:
Protest Deadline Date:

Other Information

State or Federal : S
Water District Number : 34
Generic Max Rate Per Acre : 0.02
Generic Max Volume Per Acre : 3.5
Combined Acre Limit : 2124.00
Combined Volume Limit: 6947.50
Combined Rate Limit: 37.03
Civil Case Number :
Decree Plantiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

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Water Right Report : 34-13842(Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Attorney	HARRIS, ROBERT L	HOLDEN KIDWELL HAHN & CRAPO PLLC PO BOX 50130	IDAHO FALLS	ID	83405-0130
Current Owner	TELFORD LANDS LLC	1450 W HWY 24	PAUL	ID	83347-8666
Original Owner	ACOR JR, EVERETT T	3196 N YELLOWSTONE HWY	IDAHO FALLS	ID	83401
Previous Owner	MICKELSEN PROPERTIES LLC	PO BOX 438	RIGBY	ID	83442-0438

Water Right Status

Priority Date : 12/17/1975
Basis : Decreed
Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
GROUND WATER			

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
GROUND WATER	04N	26E	4	2	NE	NW	NE	BUTTE	
GROUND WATER	04N	26E	4	2	NW	NW	NE	BUTTE	
GROUND WATER	04N	26E	5	3	NE	NE	NW	BUTTE	
GROUND WATER	05N	26E	21	0	SW	NW	NW	BUTTE	
GROUND WATER	05N	26E	29	0	SE	NW	SE	BUTTE	
GROUND WATER	05N	26E	32	0	SE	SW	NE	BUTTE	
GROUND WATER	05N	26E	32	0	SE	NW	SE	BUTTE	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	04/01	11/01	0.46 CFS	196.20 AFA
TOTAL			0.46 CFS	196.20 CFS

Places of Use

Printable View | Paged View

Place of Use Legal Description : IRRIGATION (BUTTE county)

Show 10 entries Search:

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
03N	25E	12			NE	NE	39
03N	25E	12			NW	NE	40
03N	25E	12			SW	NE	40

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[redacted]ownship	Range	Section	Lot	QQQ	[redacted]	Q	Acres
03N	25E	12			SE	NE	39
03N	25E	12			NE	NW	40
03N	25E	12			NW	NW	40
03N	25E	12			SW	NW	40
03N	25E	12			SE	NW	40
03N	25E	12			NE	SW	31
03N	25E	12			NW	SW	32

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Irrigation Totals

Total Acres	Acre Limit
1985.00	140.00

Conditions

Code	Condtions
X27	This right is limited to the irrigation of 140 acres within the place of use described above in a single irrigation season. Rights 34-618, 34-02330B, 34-07080B, 34-07121A, 34-07121B, 34-07092, 34-07077, 34-7179, 34-12376, 34-13659, 34-13661, 34-13840 and 34-13842 when combined shall not exceed the irrigation of 2124 acres.
X35	Rights 34-2330B, 34-07077, 34-07080B, 34-07092, 34-07121A, 34-07121B, 34-12376, 34-13840, 34-13842, and that portion of ground water right no. 34-07179 not associated with water right no. 34-618, when combined, shall not exceed a total diversion rate of 37.03 cfs, and shall not exceed a total annual maximum diversion volume of 6,947.5 af at the field headgate. Should all or any portion of water right nos. 34-2330B, 34-7077, 34-7080B, 34-7092, 34-7121A, 34-7121B, 34-12376, 34-7179, 34-13659, 34-13661, 34-13840, and 34-13842 ever be curtailed as a result of a delivery call, the irrigated place of use for water right nos. 34-2330B, 34-7077, 34-7080B, 34-7092, 34-7121A, 34-7121B, 34-12376, 34-13659, 34-13661, 34-13840, 34-13842 (all describing a place of use of 1985 acres) and water right no. 34-7179 (2124 acres) shall be reduced by the number of irrigated acres authorized to be irrigated by the individual water right that is curtailed.
186	Diversion of water from the additional well(s) authorized under Transfer 74921 located in NWNWNE LT2, Sec. 4, T04N, R26E shall not exceed a maximum diversion rate of 5.00 cfs.
R63	This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above. Water delivered through the Moore Diversion and Timberdome Canal.
104	If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
065	The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
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. 34.
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.
131	Prior to the diversion and use of water under Transfer approval 74921, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and 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.

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Construction of new wells at the location of existing points of diversion is not authorized unless the water right holder obtains approval through an application for transfer, and the Department determines, by considering the transfer, whether the construction of and pumping from new wells will injure other water rights.

046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

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.

T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

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.

Water Supply Bank

Lease Type: Application

Lease Status: Ready for Review
Lease ID : 2255
Lease Start Date: 1/1/2023
Lease End Date: 12/31/2027

Beneficial Use	Div Rate Leased	Div Volume Leased	Acre Limit Leased	Total Acres Leased
Irrigation	0.46	196.20		1985.00

Dates

Licensed Date :
Decreed Date : 6/22/2004
Permit Proof Due Date :
Permit Proof Made Date :
Permit Approved Date :
Permit Moratorium Expiration Date :
Enlargment Use Priority Date :
Enlargement Statute Priority Date :
Application Recevied Date:
Protest Deadline Date:

Other Information

State or Federal : S
Water District Number : 34
Generic Max Rate Per Acre : 0.02
Generic Max Volume Per Acre : 3.5
Combined Acre Limit : 2124.00
Combined Volume Limit: 6947.50
Combined Rate Limit: 37.03
Civil Case Number :
Decree Plantiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

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Water Right Report : 34-13659(Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Current Owner	TELFORD LANDS LLC	1450 W HWY 24	PAUL	ID	83347-8666
Original Owner	ACOR JR, EVERETT T	3196 N YELLOWSTONE HWY	IDAHO FALLS	ID	83401
Previous Owner	MICKELSEN PROPERTIES LLC	PO BOX 438	RIGBY	ID	83442-0438

Water Right Status

Priority Date : 6/1/1889
Basis : Decreed
Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
BIG LOST RIVER		SINKS	

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
BIG LOST RIVER	05N	26E	4	0	NW	SE	SE	BUTTE	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	05/01	10/15	0.97 CFS	
TOTAL			0.97 CFS	

Places of Use

Printable View | Paged View

Place of Use Legal Description : IRRIGATION (BUTTE county)

Show 10 entries Search:

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
03N	25E	12			NE	NE	39
03N	25E	12			NW	NE	40
03N	25E	12			SW	NE	40
03N	25E	12			SE	NE	39
03N	25E	12			NE	NW	40
03N	25E	12			NW	NW	40
03N	25E	12			SW	NW	40
03N	25E	12			SE	NW	40
03N	25E	12			NE	SW	31
03N	25E	12			NW	SW	32

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Irrigation Totals

Total Acres	Acre Limit
1985.00	43.00

Conditions

Code	Condtions
X35	Rights 34-13659 and 34-13661 when combined shall not exceed the irrigation of 43 acres. The total volume of surface water diverted under water right nos. 34-13659 and 34-13661 shall be limited to 150.5 acre-feet. Whenever water right no 34-13659 is deliverable, fifty-five percent of the flow deliverable (up to 0.53 cfs) shall continue to be delivered into the West Side Canal, and forty-five percent of the flow deliverable (up to 0.44 cfs) can be delivered past the head of the West Side Canal under water right no. 34-13659. Rights 34-618, 34-02330B, 34-07080B, 34-07121A, 34-07121B, 34-07092, 34-07077, 34-7179, 34-12376, 34-13659, 34-13661, 34-13840 and 34-13842 when combined shall not exceed the irrigation of 2124 acres. Should all or any portion of water right nos. 34-2330B, 34-7077, 34-7080B, 34-7092, 34-7121A, 34-7121B, 34-12376, 34-7179, 34-13659, 34-13661, 34-13840, and 34-13842 ever be curtailed as a result of a delivery call, the irrigated place of use for water right nos. 34-2330B, 34-7077, 34-7080B, 34-7092, 34-7121A, 34-7121B, 34-12376, 34-13659, 34-13661, 34-13840, 34-13842 (all describing a place of use of 1985 acres) and water right no. 34-7179 (2124 acres) shall be reduced by the number of irrigated acres authorized to be irrigated by the individual water right that is curtailed.
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. 34.
R43	The right holder shall maintain a measuring device, or other suitable method of measurement, and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right prior to or in conjunction with beneficial use of associated ground water rights.
S34	The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04/20 and an ending date of 10/31 at the discretion of the Director of the Idaho Department of Water Resources. Water delivered through the Moore Diversion, Westside Canal and Timberdome Canal.
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.
T07	The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
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.

Water Supply Bank

Lease Type: Application

Lease Status: Ready for Review
Lease ID : 2255
Lease Start Date: 1/1/2023
Lease End Date: 12/31/2027

Beneficial Use	Div Rate Leased	Div Volume Leased	Acre Limit Leased	Total Acres Leased
Irrigation	0.97			1985.00

Dates

Licensed Date :

Other Information

State or Federal : S

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FEB 01 2023

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Decreed Date : 11/16/20[redacted]
Permit Proof Due Date : [redacted]
Permit Proof Made Date :
Permit Approved Date :
Permit Moratorium Expiration Date :
Enlargment Use Priority Date :
Enlargement Statute Priority Date :
Application Recevied Date:
Protest Deadline Date:

Water District Number : [redacted]
Generic Max Rate Per A[redacted].02
Generic Max Volume Per Acre : 3.5
Combined Acre Limit : 2124.00
Combined Volume Limit:
Combined Rate Limit:
Civil Case Number :
Decree Plantiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

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Close

Water Right Report : 34-13661(Decreed/Active)

Water Right Owners

Owner Type	Name	Address	City	State	Postal Code
Attorney	HARRIS, ROBERT L	HOLDEN KIDWELL HAHN & CRAPO PLLC PO BOX 50130	IDAHO FALLS	ID	83405-0130
Current Owner	TELFORD LANDS LLC	1450 W HWY 24	PAUL	ID	83347-8666
Original Owner	ACOR JR, EVERETT T	3196 N YELLOWSTONE HWY	IDAHO FALLS	ID	83401
Previous Owner	MICKELSEN PROPERTIES LLC	PO BOX 438	RIGBY	ID	83442-0438

Water Right Status

Priority Date : 6/1/1896
Basis : Decreed
Status : Active

Water Source

Source	Source Qualifier	Tributary	Tributary Qualifier
BIG LOST RIVER		SINKS	

Points Of Diversion (Location)

Source	Township	Range	Section	Govt. Lot	QQQ	QQ	Q	County	Diversion Type
BIG LOST RIVER	05N	26E	4	0	NW	SE	SE	BUTTE	

Water Uses

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	05/01	10/15	1.00 CFS	
TOTAL			1.00 CFS	

Places of Use

Printable View | Paged View

Place of Use Legal Description : IRRIGATION (BUTTE county)

Show 10 entries Search:

Township	Range	Section	Lot	QQQ	QQ	Q	Acres
03N	25E	12			NE	NE	39
03N	25E	12			NW	NE	40
03N	25E	12			SW	NE	40
03N	25E	12			SE	NE	39
03N	25E	12			NE	NW	40
03N	25E	12			NW	NW	40
03N	25E	12			SW	NW	40
03N	25E	12			SE	NW	40

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[redacted] Township	Range	Section	Lot	QQQ	[redacted]Q	Q	Acres
03N	25E	12			NE	SW	31
03N	25E	12			NW	SW	32

Showing 1 to 10 of 57 entries

Previous 1 2 3 4 5 6 Next

Irrigation Totals

Total Acres	Acre Limit
1985.00	43.00

Conditions

Code	Condtions
X35	Rights 34-13659 and 34-13661 when combined shall not exceed the irrigation of 43 acres. The total volume of surface water diverted under water right nos. 34-13659 and 34-13661 shall be limited to 150.5 acre-feet. Whenever water right no 34-13661 is deliverable, fifty-five percent of the flow deliverable (up to 0.55 cfs) shall continue to be delivered into the West Side Canal, and forty-five percent of the flow deliverable (up to 0.45 cfs) can be delivered past the head of the West Side Canal under water right no. 34-13661. Rights 34-618, 34-02330B, 34-07080B, 34-07121A, 34-07121B, 34-07092, 34-07077, 34-7179, 34-12376, 34-13659, 34-13661, 34-13840 and 34-13842 when combined shall not exceed the irrigation of 2124 acres. Should all or any portion of water right nos. 34-2330B, 34-7077, 34-7080B, 34-7092, 34-7121A, 34-7121B, 34-12376, 34-7179, 34-13659, 34-13661, 34-13840, and 34-13842 ever be curtailed as a result of a delivery call, the irrigated place of use for water right nos. 34-2330B, 34-7077, 34-7080B, 34-7092, 34-7121A, 34-7121B, 34-12376, 34-13659, 34-13661, 34-13840, 34-13842 (all describing a place of use of 1985 acres) and water right no. 34-7179 (2124 acres) shall be reduced by the number of irrigated acres authorized to be irrigated by the individual water right that is curtailed.
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. 34.
R43	The right holder shall maintain a measuring device, or other suitable method of measurement, and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right prior to or in conjunction with beneficial use of associated ground water rights.
S34	The period of use for irrigation described above may be extended in seasons of unusual characteristics to a beginning date of 04/20 and an ending date of 10/31 at the discretion of the Director of the Idaho Department of Water Resources. Water delivered through the Moore Diversion, Westside Canal and Timberdome Canal.
T07	The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
T19	Pursuant to 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.

Water Supply Bank

Lease Type: Application

Lease Status: Ready for Review
Lease ID : 2255
Lease Start Date: 1/1/2023
Lease End Date: 12/31/2027

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Beneficial Use	Div Rate Leased	Div Volume Leased	Acre Limit Leased	Total Acres Leased
Irrigation	1.00			1985.00

Dates

Licensed Date :
Decreed Date : 11/16/2001
Permit Proof Due Date :
Permit Proof Made Date :
Permit Approved Date :
Permit Moratorium Expiration Date :
Enlargment Use Priority Date :
Enlargement Statute Priority Date :
Application Recevied Date:
Protest Deadline Date:

Other Information

State or Federal : S
Water District Number : 34
Generic Max Rate Per Acre : 0.02
Generic Max Volume Per Acre : 3.5
Combined Acre Limit : 2124.00
Combined Volume Limit:
Combined Rate Limit:
Civil Case Number :
Decree Plantiff :
Decree Defendant :
Swan Falls Trust or Nontrust :
Swan Falls Dismissed :
DLE Act Number :
Cary Act Number :
Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES 12/12/2022

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

☒ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.

☒ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b.**

If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

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

B. CHANGES IN NATURE OF USE (Water Balance)

☐ If you propose to change the nature of use or period of use of all or part of the rights(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above:

FOR DEPARTMENT USE ONLY

Transfer contains_____ pages and_____ attachments.

Received by_____ Date_____ Preliminary check by_____ Date_____

Fee paid 660.00 Date 12-15-22 Receipted by M. Retter Receipt # E048791

Add'l fee paid_____ Date_____ Receipted by_____ Receipt # _____

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

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Attachment No. 4
Power of Attorney

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Search again

Results (as of **12/6/22**)

Robert Lynn Harris

Status
Active
Admittance Date
09/30/2004

Firm
Holden, Kidwell, Hahn & Crapo, PLLC
Mailing Address
PO Box 50130
Idaho Falls, ID 83405

Phone
(208) 523-0620
Phone Ext

Fax
(208) 523-9518

Bar Email Address
rharris@holdenlegal.com
Website Address
www.holdenlegal.com
Court eService Email
efiling@holdenlegal.com

Need a correction?

Is something not correct? Please use the Address Change Form

The information above is based on the Idaho State Bar records as of the date listed above. To send us an update on your own listing, please use the online Address Change Form or send an email to the Licensing Department. Please notify the Licensing Department if you find that another attorney's information is incorrect. Questions on attorney status and good standing should also be directed to the Licensing Department at (208) 334-4500.

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Current Status Definitions

Disciplinary History

Contact the Bar Counsel's Office at (208) 334-4500 to request a disciplinary history on an attorney.

Former Members

Information on former members of the Idaho State Bar is limited to name, admission date and status. The online records include former members going back to approximately 1994. Records on former members from before 1994 are not available online. Please contact the Licensing Department for more information on former members.

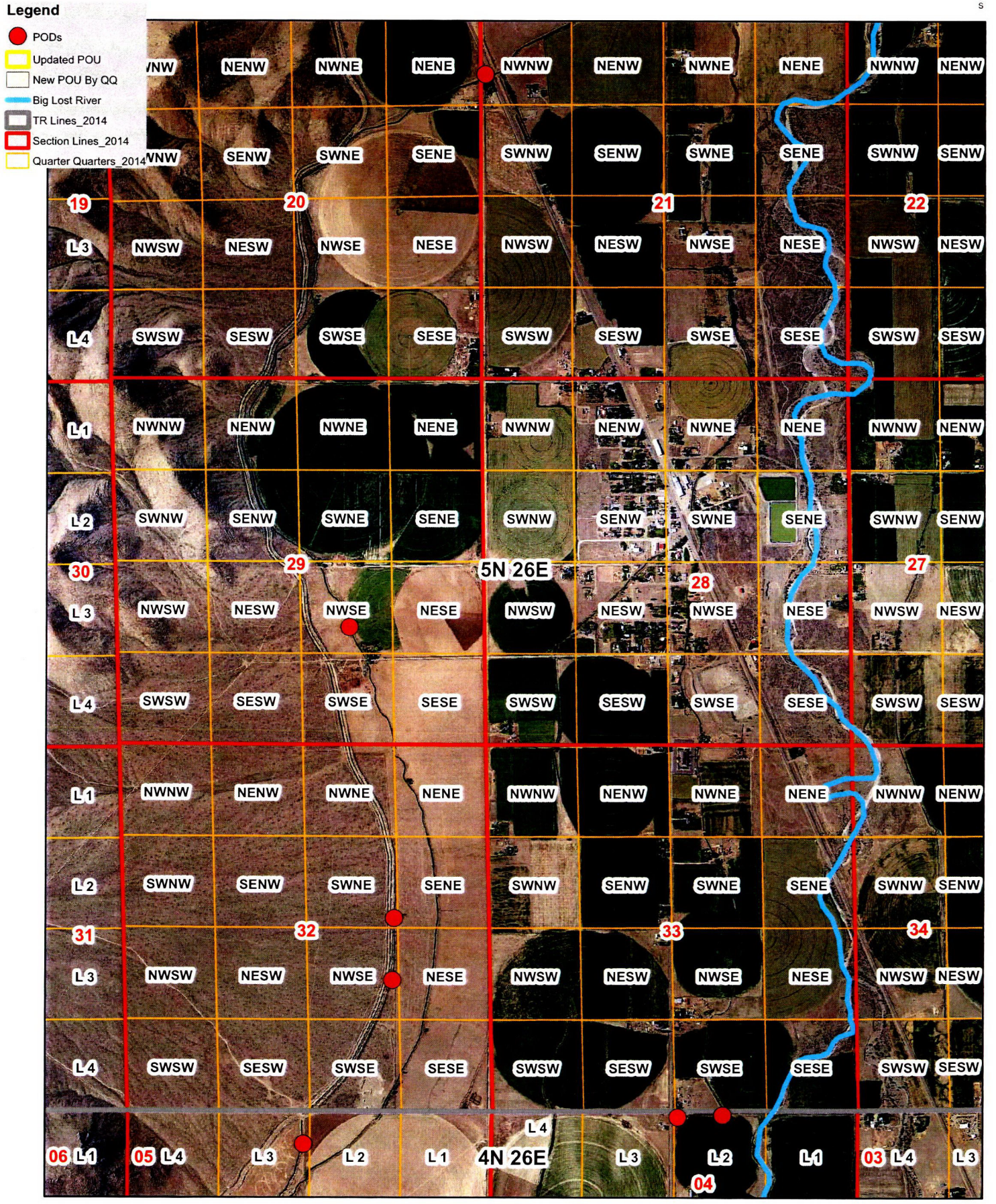
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FEB 01 2023

Attachment No. 7a
Map

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FEB 01 2023

TELFORD LANDS LLC TRANSFER



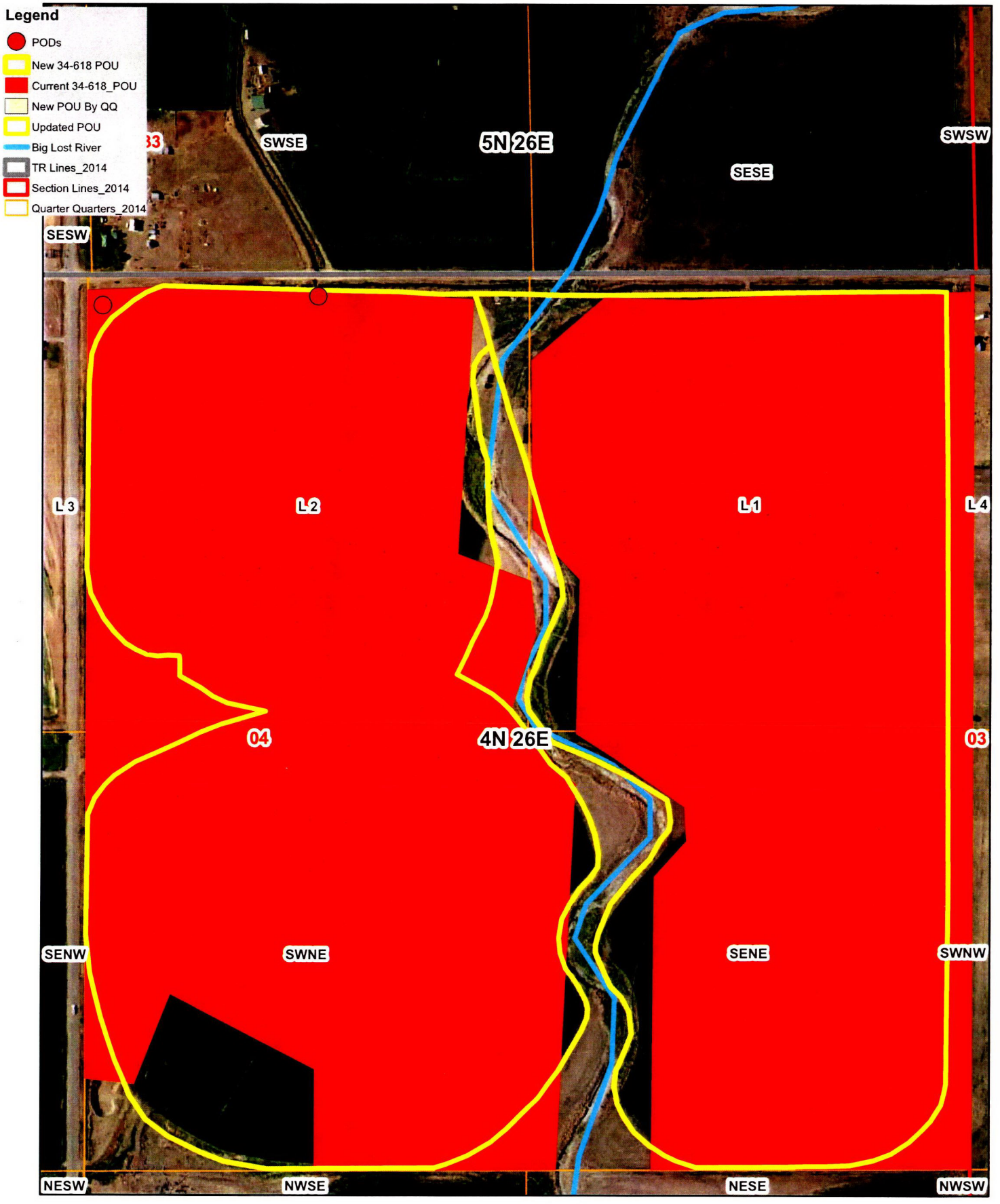
Prepared by:
Robert L. Harris
2021 NAIP Aerial Photo

0 0.325 0.65 1.3 Miles

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TELFORD LANDS LLC TRANSFER



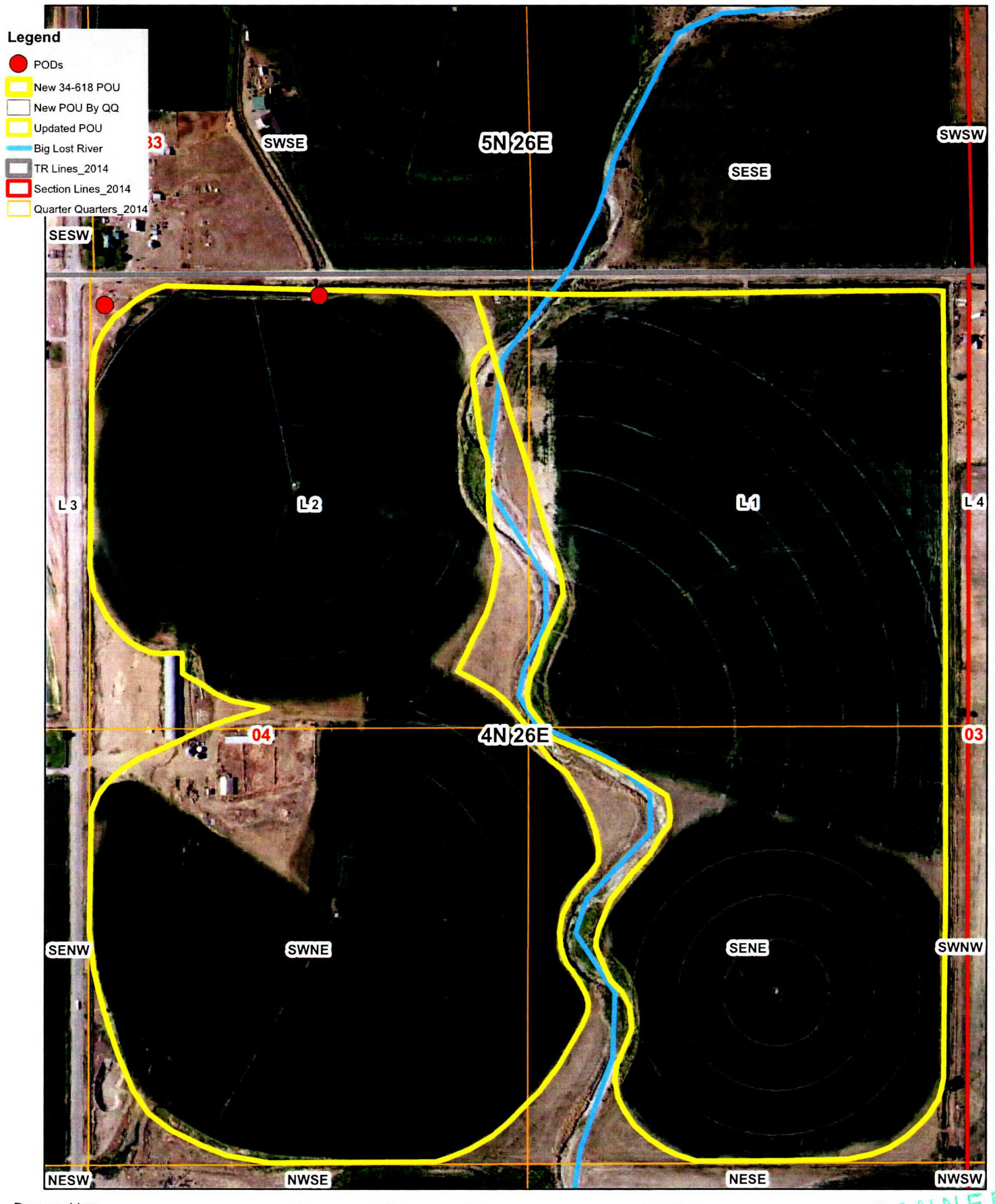
Prepared by:
Robert L. Harris
2021 NAIP Aerial Photo

0 0.05 0.1 0.2 Miles

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FEB 01 2023

TELFORD LANDS LLC TRANSFER



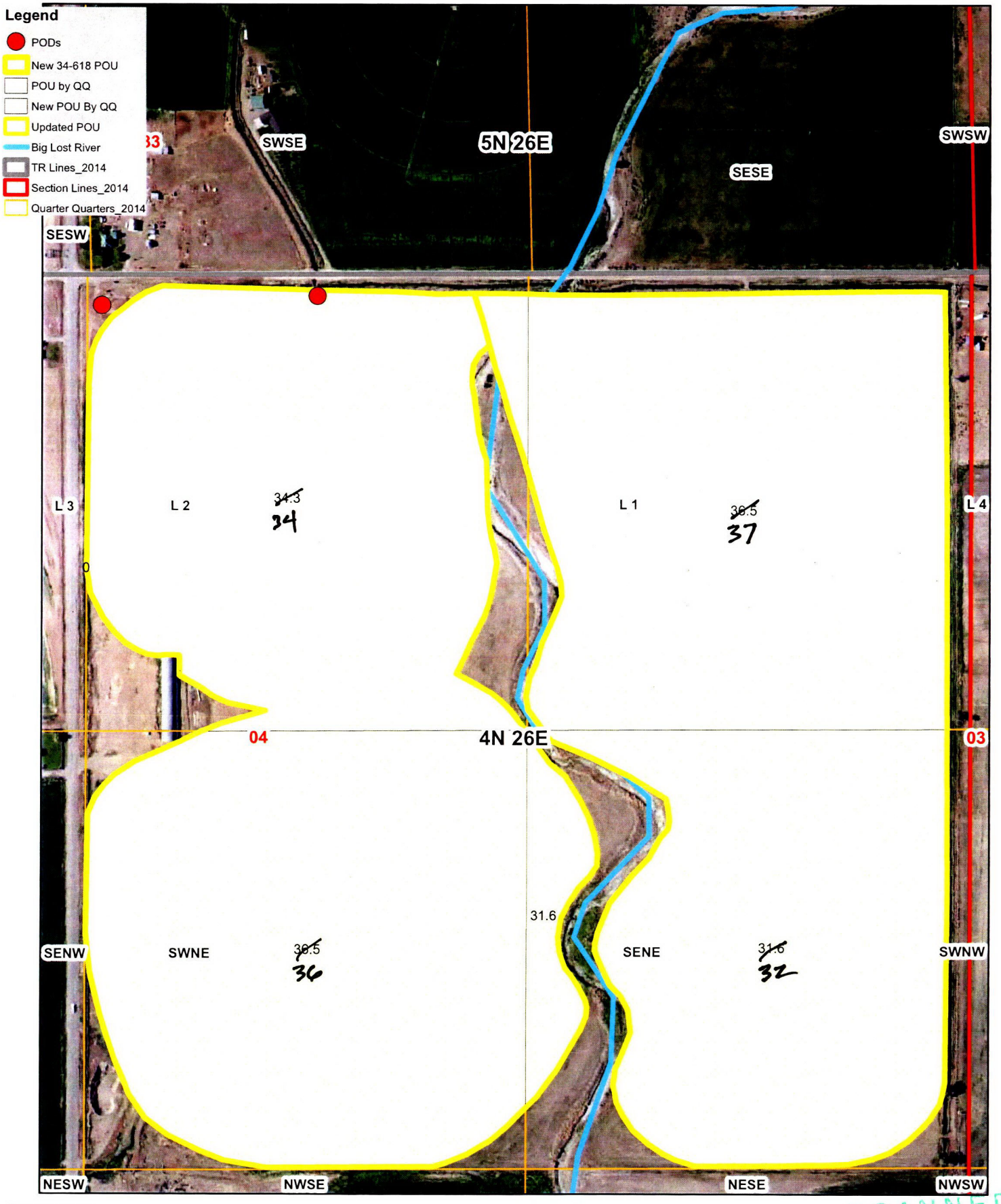
Prepared by:
Robert L. Harris
2021 NAIP Aerial Photo

0 0.05 0.1 0.2 Miles

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TELFORD LANDS LLC TRANSFER



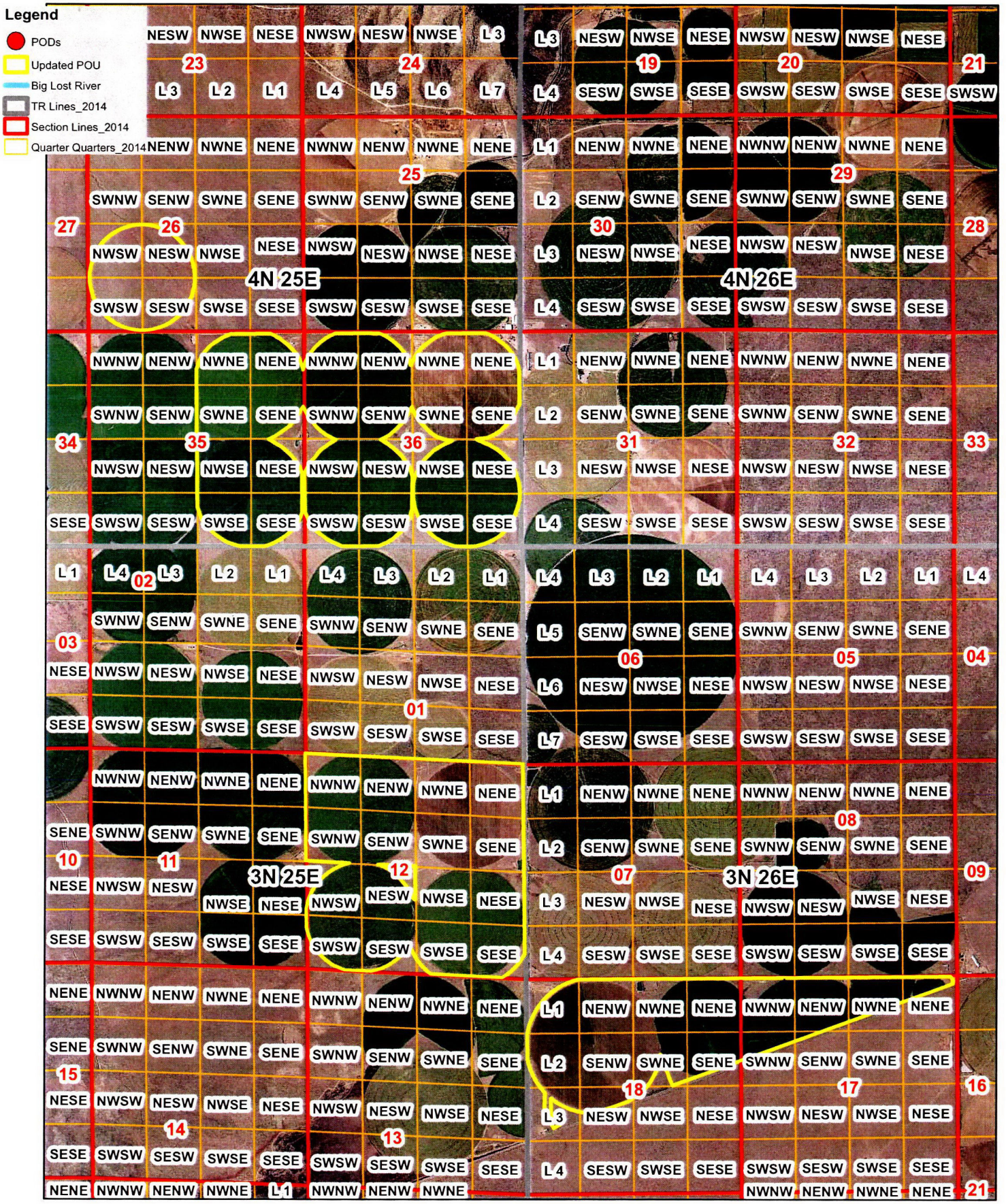
Prepared by:
Robert L. Harris
2021 NAIP Aerial Photo

0 0.05 0.1 0.2 Miles

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FEB 01 2023

TELFORD LANDS LLC TRANSFER

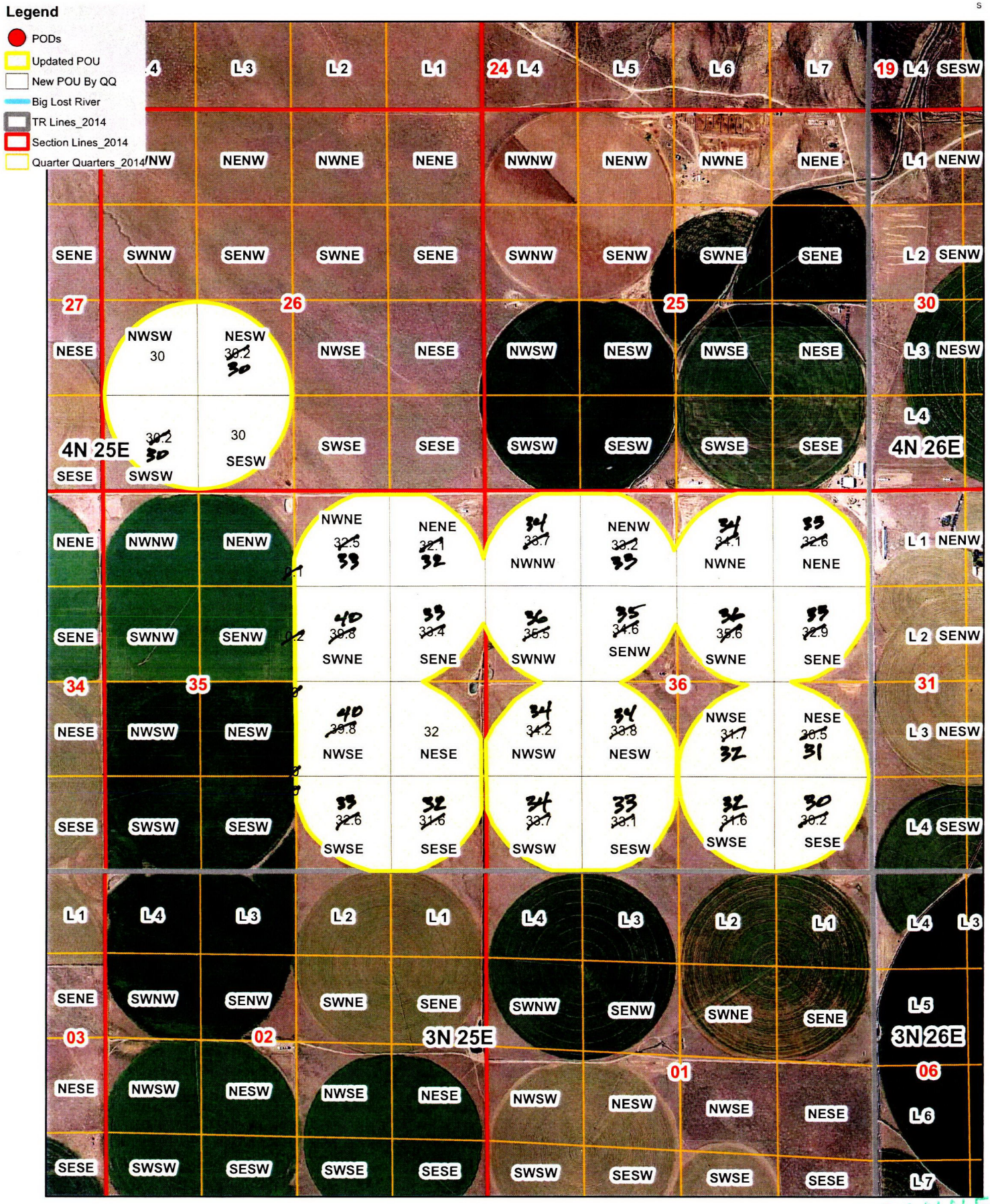


Prepared by:
Robert L. Harris
2021 NAIP Aerial Photo

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TELFORD LANDS LLC TRANSFER



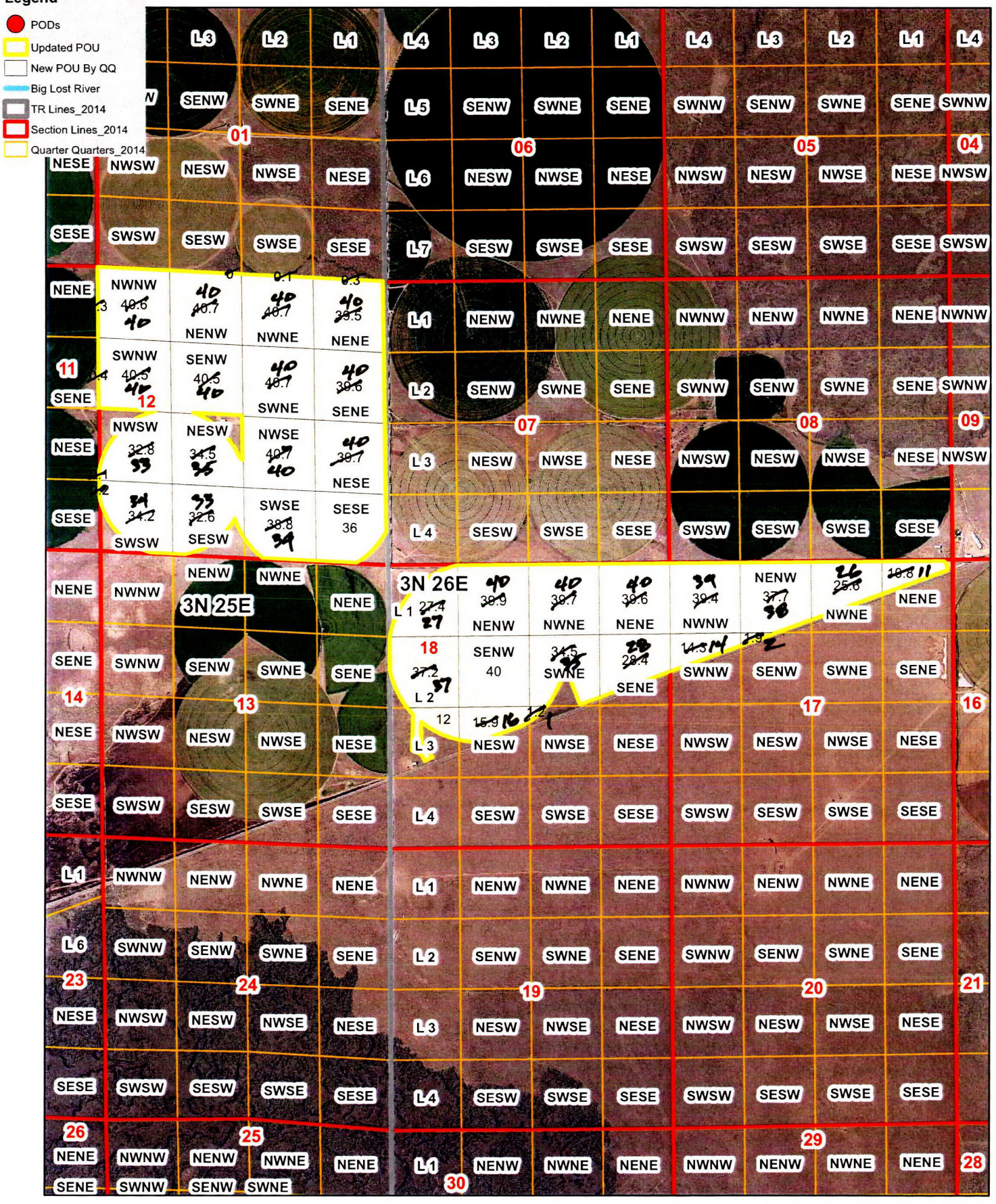
Prepared by:
Robert L. Harris
2021 NAIP Aerial Photo

0 0.325 0.65 1.3 Miles

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TELFORD LANDS LLC TRANSFER



Prepared by:
Robert L. Harris
2021 NAIP Aerial Photo

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Attachment No. 7b
Map (GIS shapefile)

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FEB 01 2023

GIS shapefiles associated with this transfer will be emailed to the IDWR reviewing agent upon request.

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FEB 01 2023

Holden Kidwell Hahn & Crapo P.L.L.C.
LAW OFFICES

Established in 1896
1000 Riverwalk Drive, Suite 200
PO Box 50130
Idaho Falls, Idaho 83405
Tel: (208) 523-0620
Fax: (208) 523-9518
www.holdenlegal.com
rharris@holdenlegal.com

RECEIVED
DEC 15 2022
Department of Water Resources
Eastern Region

December 13, 2022

Idaho Department of Water Resources
900 N. Skyline Dr., Ste. A
Idaho Falls, ID 83402

RE: Application for Transfer Filed on Behalf of Telford Lands LLC.

Dear Reviewing Agent:

Enclosed for processing is an *Application for Transfer* filed on behalf of Telford Lands LLC. The transfer does not propose to make any changes to the authorized points of diversion of the described water rights. Rather, it simply rearranges approximately 154 acres of the place of use to accomplish three main purposes. First, the shapefile is being amended to match a revised pivot configuration on the northern part of the place of use. Second, in the middle portion of the water right place of use, several of the dry pivot corners are being moved in order to install a new pivot. Third, there are no actual changes to the shapefile on the southern place of use. However, the calculated acreages in the GIS shapefile are different than those listed in the water right reports, and those acreage amounts are therefore being corrected.

We have included a spreadsheet that shows that there are 154 acres being rearranged, and based on the diversion rate associated with the water rights for this acreage, enclosed is the filing fee in the amount of $660.00 for this transfer. Additionally, because there is no change in the points of diversion, it is our understanding that this transfer will not be advertised. If the Department decides to advertise the transfer, please let us know.

We appreciate your assistance in the review and processing of this application. If you have any questions or concerns, please let me know. Once we know who the reviewing agent is, upon emailed request, we will email you the shapefile for the updated place of use.

Finally, please be aware that applications for the dry pivot corners were submitted to the Idaho Water Supply Bank earlier this year, but those applications were not processed because of the commencement of the irrigation season. The water rights allocated to the pivot corners were used through a temporary transfer instead. The WSB applications are currently on hold. We anticipate submitting revised applications to reduce the applications by the number of pivot corners that are being moved to the new 120-acre pivot. If you have any questions concerning these applications, please let me know.

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Best regards,

Robert L. Harris
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

Enclosures

g:\wpdata\rlh\16450 telford lands llc\019 2022 water rights\2022.12.13 ltr to idwr.docx

SCANNED
FEB 01 2023

Form 42-1761-1 10/15

STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED
DEC 27 2022
DEPARTMENT OF WATER RESOURCES

APPLICATION TO SELL OR LEASE A WATER RIGHT TO THE WATER SUPPLY BANK

Designated Applicant Telford Lands LLC
(Select one owner – see item 1A on the application)

Water Right No. 34-618
(One water right per application)

Is this application being submitted with a rental application as a lease/rental package? **Yes** ☑ **No** ☐

This application must be prepared in accordance with the minimum requirement checklist below. Use this checklist to ensure all necessary documentation has been provided. This checklist is part of the lease application and must be included with the lease application. **Applications that do not meet the minimum requirements will not be processed and may be returned or denied.**

MIMUMUM REQUIREMENT CHECKLIST
All items must be checked as either *Attached* (Yes) or *Not Applicable* (N/A)

		Yes	
		☑	Completed *Application to Sell or Lease a Water Right to the Water Supply Bank.*
		☑	Application filing fee of $250.00 per water right. If you are submitting more than one lease application and the water rights have an overlapping, common place of use, or a common diversion rate or volume, the total fee for all water rights is $500.00. For places of use, multiple water rights must be used to irrigate the same lands in order to qualify for the joint filing fee. Individual filing fees are required for water rights that share a common permissible place of use but which cover separate acres within the permissible place of use.
		☑	Confirmation this form has been printed **single sided**, per requirement of the Water Supply Bank.
Attachment	**N/A**	**Yes**	
1A	☑	☐	Signatures and contact information for ***all owners*** of the water right to be leased or sold on this application.
1B	☑	☐	An Internal Revenue Service (IRS) Form W-9 for the Designated Applicant.
1C	☑	☐	*Notice of Change in Water Right Ownership* form (accessible from www.idwr.idaho.gov).
1D	☐	☑	Contact information for an authorized representative and documentary proof they are authorized to represent the Designated Applicant on this application. If the Designated Applicant is a business, partnership, municipality, organization or association, include documents identifying officers authorized to sign or act on behalf of the entity.
2	☐	☑	Description of a water right portion offered to the Water Supply Bank.
3	☐	☑	A map that clearly outlines the specific location where irrigated acres will be dried up, or where a beneficial use of water will be suspended. You have the option of printing a map using the map tool on IDWR's website at: www.idwr.idaho.gov.
4A	☐	☑	Written consent from irrigation district or water delivery company.
4G	☑	☐	Evidence demonstrating the water right has not been forfeited pursuant to Section 42-222(2), Idaho Code.

Department Use Only

Fee Amount $ 500	Received By:	Date Received: 1.3.22	Receipt # 3111644
W-9 received? Yes ☐ No ☐ (Route W-9 to Fiscal)		Name on W-9:	

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

1. CONTACT INFORMATION

A. This application must be completed by a Designated Applicant who is a current owner of the water right being sold or leased to the Water Supply Bank. If there are additional current owners, those individuals must authorize the Designated Applicant to represent them on this application by completing and signing Attachment 1A of this application package.

Designated Applicant Telford Lands LLC

Mailing Address 1450 W. Hwy 24 (Street) Paul (City) ID (State) 83347 (Zip Code)

Email Address telfordsunvalleyseed@gmail.com Phone Number (208) 431-5957

☑ The Designated Applicant is the sole owner of the water right being sold or leased to the Water Supply Bank.

OR

☐ The Designated Applicant is representing additional water right holders who have completed Attachment 1A.

B. Has the Designated Applicant submitted an IRS Form W-9 to this Department within the last 2 years? Yes ☐ No ☑
If no, complete the form and attach to this application (Attachment 1B).

C. Are all applicants on this form listed in IDWR's records as the current owners of the water right? Yes ☑ No ☐
If no, attach a *Notice of Change in Water Right Ownership* form along with the required documentation and fee (Attachment 1C).

D. Is this application being completed by an authorized representative of the Designated Applicant? Yes ☑ No ☐
If yes, representatives (includes employees of Designated Applicant companies) must complete this section and submit documentary proof of their authority to represent the Designated Applicant (Attachment 1D).

Name of Representative Robert L. Harris Organization Holden, Kidwell, Hahn & Crapo, P.L.L.C.

Professional Title Attorney Email Address rharris@holdenlegal.com

Mailing Address PO Box 50130, Idaho Falls, ID 83405 Phone Number (208) 523-0620

☐ Send all correspondence for this application to the representative and not to the Designated Applicant.

OR

☑ Send original correspondence to the Designated Applicant and copies to the representative.

2. DESCRIPTION OF WATER RIGHT OFFERED TO THE BANK

☐ The full water right is being offered to the Bank.

OR

☑ A part of the water right is being offered to the Bank.
If a portion of the water right is being offered, **complete Attachment 2**.

3. MAP

Attach a map of the point(s) of diversion and place(s) of use proposed to be idled by this lease application. Make sure the idled place of use is outlined and annotated with legal land descriptions (Township, Range, Section and Quarter-Quarters) or with GPS coordinates. For irrigation purposes, mark the number of acres you desire to idle. If the water right proposed for lease is located within a permissible place of use (PPU) and portions of the PPU will continue to receive water from non-leased water rights, clearly outline on a map the acres within the PPU that will continue to be irrigated, as well as acres that will be idled during the lease term. Label the map **Attachment 3**.

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

4. GENERAL INFORMATION

A. Is the diversion works or system owned or managed by an irrigation district or water delivery company? Yes ☑ No ☐
If yes, provide written consent from the company, corporation or irrigation district authorizing the proposed sale or lease (Attachment 4A).

If your water right is delivered through a canal, lateral or ditch operated by a canal company, irrigation district, or similar delivery entity, your lease request must include written consent from the company, district, or similar entity for your removal of water from its system pursuant to Section 42-108, Idaho Code and IDAPA WSB Rule 37.02.03.25.02e.

B. Please provide a description of the current water diversion and delivery system.
Diversion of water from wells and Big Lost River into Timberdome delivery system. Water is then rediverted into pivots and sprinklers.

C. Describe any other water rights used for the same purpose at the same place of use as the water right being offered to the Bank. All water rights associated with the place of use are: 34-618, 34-2330B, 34-7077, 34-7080B, 34-7092, 34-7121A, 34-7121B, 34-7179, 34-12376, 34-13659, 34-13661, 34-13840, and 34-13842.

D. Are any of the water rights identified in Section 4C stacked with the water right proposed for lease? Yes ☑ No ☐
Stacked water rights are used together to achieve a common beneficial use, such as irrigation of the same lands. Stacked water rights cannot be separated and must be jointly leased to the Water Supply Bank. Stacked water rights qualify for the multiple fee payment of $500.

E. Will the present place of use continue to receive water from any other source? Yes ☐ No ☑
If yes, explain the relationship between the different water sources and how enlargement of the authorized use will not occur if this water right is leased.

F. Identify annual volumes and/or rates of water diverted in the last 5 years to accomplish the beneficial use authorized by this water right. This water right portion was leased and rented for the past 5 years combined with all other stacked water rights for a total of 5.26 cfs through the Idaho Water Supply Bank until 2021. Same water was leased through a temporary transfer for 2022.

G. Has any portion of this water right undergone a period of five or more consecutive years of non-use? Yes ☐ No ☑
If yes, describe the circumstances and attach evidence to demonstrate how the water right has not been lost through forfeiture (Attachment 4G). See Section 42-223, Idaho Code for exceptions to forfeiture. Your application may be denied if forfeiture concerns are not addressed.

H. Is this water right involved in any other IDWR process, such as an application for transfer or a mitigation plan?
If yes, describe. Yes ☐ No ☑

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

5. SALE/LEASE AGREEMENT

A. Is the water right, or portion thereof, offered to the Idaho Water Resource Board (IWRB) for sale ☐ or lease ☑?

If lease, specify the years when the use of water will be suspended: 2023 (Year) to 2027 (Year) (maximum lease period 5 calendar years).

B. Show the minimum payment acceptable to the seller/lessor. The minimum payment may be shown as the "current rental rate" as established by the IWRB. Include the method of determining the minimum payment if other than the current rental rate.

Current rental rate.

I hereby assert that the information contained in this application is true to the best of my knowledge, and that I have the authorities necessary to offer this water right for sale or lease to the Idaho Water Resource Board.

The Designated Applicant acknowledges the following:

1. Payment to the Designated Applicant is contingent upon the sale or rental of the water right from the Bank.
2. While a water right is in the Bank, the seller/lessor of the water right may not use the water right, even if the water right is not rented from the Bank.
3. A water right accepted into the Bank stays in the Bank until the Designated Applicant receives written confirmation from the Board or Water Supply Bank that the water right has been released from the Bank.
4. While a water right is in the Bank, forfeiture is stayed.
5. Acceptance of a water right into the Bank does not, in itself, confirm the validity of the water right or any element of the water right.

Signature of Designated Applicant	Printed Name	Date
Robert L. Harris	Robert L. Harris	December 16, 2022
Signature of Authorized Representative	Printed Name	Date

Mail to:
Idaho Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098

Form 42-1761-1 10/15

STATE OF IDAHO
WATER RESOURCE BOARD

Complete Attachment 2 if only a portion of the water right is offered to the Bank.

ATTACHMENT 2

DESCRIPTION OF A WATER RIGHT PORTION OFFERED TO THE WATER SUPPLY BANK

1.

Water Right Number	Nature of Use	Leased Rate (cfs)	Leased Volume (af)	Leased Acres (ac)
34-618	Irrigation	0.2	28.2	8.1
	Total Amounts:	0.2	28.2	8.1

2. Source of water Ground water tributary to _____

3. Point(s) of diversion:

Twp	Rge	Sec	Lot	¼	¼	¼	County
5N	26E	4		NW	SE	SE	BUTTE

ATTACHMENT 1D
Authorized Representative Information

AUTHORITY OF ATTORNEY
FOR SUBMITTAL OF WATER RIGHT APPLICATIONS

The undersigned hereby appoints **Robert L. Harris** of the law firm of Holden, Kidwell, Hahn & Crapo, P.L.L.C., P.O. Box 50130, Idaho Falls, Idaho 83402, the true and lawful attorney for the purpose of dealing with the Idaho Department of Water Resources and the Idaho Water Resource Board relative to water supply bank applications and water right transfers and to allow him to receive all information, opinions, and records regarding these filings, and to sign and submit applications and other filings on our behalf, effective December 1, 2022 through November 30, 2023.

DATED this 1 day of December, 2022.

TELFORD LANDS LLC

Name: Michael Telford
Title: Manager

ATTACHMENT 2
Portion of Water Right Offered to WSB

TELFORD LANDS LLC WATER RIGHTS

ORIGINAL WATER RIGHT AMOUNTS

Water Right No.	Basis	Priority Date	Source	Beneficial Use	Point of Diversion	Individual Diversion Rate Limitation (cfs)	Combined Diversion Rate Limitation (cfs)	Individual Volume Limitation (AFA)	Combined Volume Limitation (AFA)	Individual Acre Limitation	Total Place of Use
34-618	Partial Decree	Sept. 1, 1884	Big Lost River	Irrigation	NWSESE, 5N, 26E, Sec. 4	3.2	3.37	n/a	486.5	139	
34-7179 (portion)	Partial Decree	Apr. 6, 1982	Ground Water	Irrigation		0.17		n/a			
34-7179 (portion)	Partial Decree	Apr. 6, 1982	Ground Water	Irrigation		2.61	37.03	1185.5	6947.5	none	
34-2330B	Partial Decree	June 1, 1977	Ground Water	Irrigation	L2(NENWNE) 4N, 26E, Sec.4 (Dad's Place Well)	1.75		429		122.5	
34-7077	Partial Decree	Sept. 5, 1974	Ground Water	Irrigation	L3 (NENENW), 4N, 26E, Sec. 5 (Niederer well)	8		700		200	
34-7080B	Partial Decree	Sept. 23, 1974	Ground Water	Irrigation	SWNWNW, 5N, 26E, Sec. 21 (Burnett Well)	5.33		1001		286	
34-7092	Partial Decree	Jan. 14, 1975	Ground Water	Irrigation	SENWSE, 5N, 26E, Sec. 29 (Babcock Well)	12		2222.5		635	2124
34-7121A	Partial Decree	Jan. 9, 1976	Ground Water	Irrigation	SESWNE, 5N, 26E, Sec. 32 (N. McAffee Well)	0.46		169		286	
34-7121B	Partial Decree	Jan. 9, 1976	Ground Water	Irrigation	SENWSE, 5N, 26E, Sec. 32 (S. McAffee Well)	3.74		1106		316	
34-12376	Partial Decree	June 1, 1977	Ground Water	Irrigation	L2(NWNWNE) 4N, 26E, Sec.4 (River 2 Well)	1.25		306.3		87.5	
34-13840	Partial Decree	Apr. 6, 1982	Ground Water	Irrigation		1.26		248.5		71	
34-13842	Partial Decree	Dec. 17, 1975	Ground Water	Irrigation		0.46		196.2		140	
34-13659	Partial Decree	June 1, 1889	Big Lost River	Irrigation	NWSESE, 5N, 26E, Sec. 4	0.97	None	None	150.5	43	
34-13661	Partial Decree	June 1, 1890	Big Lost River	Irrigation	NWSESE, 5N, 26E, Sec. 4	1	None	None			
				TOTALS		42.2	40.4	7564	7584.5	2326	2124

THE TOTAL ACRES LEASES IS 276.7 ACRES. AS A RATIO, 123.2/2124 = .1303% OF THE TOTAL ACRES LEASED. THIS IS THE RATIO USED TO CALCULATE THE WATER BANK DIVERSION, VOLUME, AND ACREAGE AMOUNTS. | 0.058

The diversion rate limitations for 34-618 and the portion of 34-7179 was calculated after review of the preliminary order appoving the prior transfer.

WATER BANK AMOUNTS

Water Right No.	Individual Diversion Rate Limitation (cfs) .058% of TOTAL	Combined Diversion Rate Limitation (cfs) .058% of TOTAL	Individual Volume Limitation (AFA) .058% of TOTAL	Combined Volume Limitation (AFA) .058% of TOTAL	Individual Acre Limitation .058% of TOTAL	Total Place of Use .058% of TOTAL
34-618	0.19	0.20	n/a	28.22	8.06	
34-7179 (portion)	0.01		n/a			
34-7179 (portion)	0.15	2.15	68.76	402.98	none	
34-2330B	0.10		24.88		7.11	
34-7077	0.46		40.60		11.60	
34-7080B	0.31		58.06		16.59	
34-7092	0.70		128.91		36.83	123.20
34-7121A	0.03		9.80		16.59	
34-7121B	0.22		64.15		18.33	
34-12376	0.07		17.77		5.08	
34-13840	0.07		14.41		4.12	
34-13842	0.03		11.38		8.12	
34-13659	0.06	None	None	8.73	2.49	
34-13661	0.06	None	None			
TOTALS	2.45	2.34	438.74	439.93	134.92	123.20

TELFORD LANDS LLC WSB ACRES

Twn	Rng	Sec	QQQ	QQ	Q	Acres	Water Rights												
3N	25E	12	NE	NE	NE	6.9	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	25E	12	NW	NW	NE	8.3	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	25E	12	SW	SW	NE	6.6	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	25E	12	SE	SE	NE	8.9	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	25E	12	NE	NE	NW	6.2	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	25E	12	NW	NW	NW	9	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	25E	12	SW	SW	NW	8.3	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	25E	12	SE	SE	NW	9.7	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	25E	12	SE	SE	SW	1.4	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	25E	12	NE	NE	SE	6.6	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	25E	12	NW	NW	SE	7.4	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	25E	12	SW	SW	SE	3.9	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	25E	12	SE	SE	SE	3.8	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	26E	17	NW	NW	NW	7.8	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	26E	17	SW	SW	NW	1.4	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	26E	18	NE	NE	NE	1	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	26E	18	NW	NW	NE	11.9	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	26E	18	SW	SW	NE	4.8	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	26E	18	SE	SE	NE	0.4	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	26E	18	NE	NE	NW	2.3	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	26E	18	SW	SW	NW	0.8	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	26E	18	NW	NW	SW	5.1	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	26E	18	NE	NW	SW	0.7	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661

Total of all acres	123.2
Total of red acres identifed above for Mark Telford Property	80
Remaining acres leased to Jared Telford (highlighted in green)	43.2

ATTACHMENT 3
GIS Maps

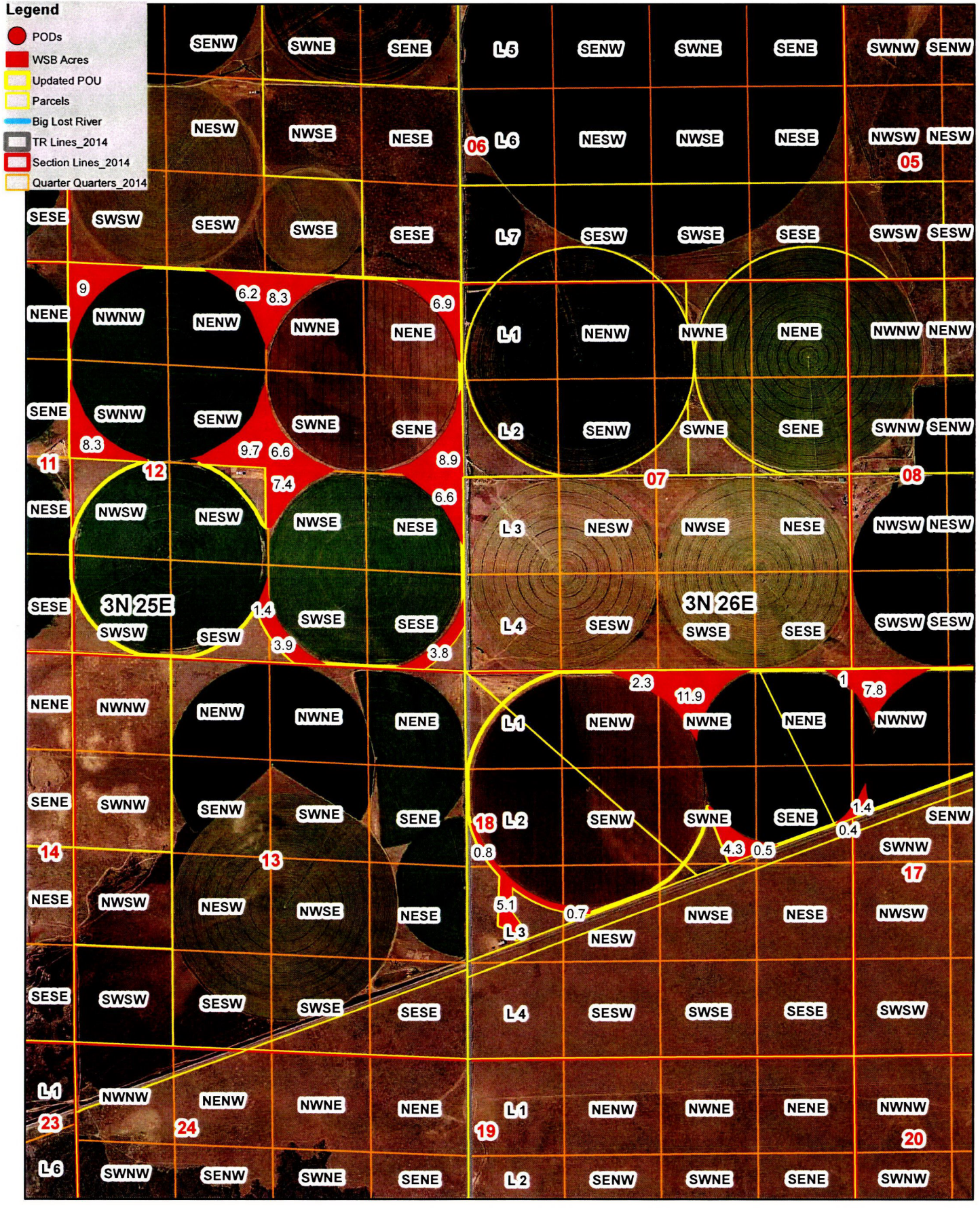
TELFORD LAND LLC WSB RENTAL



Prepared by:
Robert L. Harris
2021 NAIP Aerial Photo

0 0.325 0.65 1.3 Miles

TELFORD LANDS LLC TRANSFER



Prepared by:
Robert L. Harris
2021 NAIP Aerial Photo

0 0.325 0.65 1.3 Miles

ATTACHMENT 4A
Consent from Water Delivery Entity

RECEIVED
Feb 06, 2023
DEPARTMENT OF
WATER RESOURCES

2/4, 2023

To: Idaho Department of Water Resources

From: Big Lost River Irrigation District

Subject: Telford Lands LLC Water Bank Consent: Water Right Nos. 34-618, 34-13659, and 34-13661.

The Big Lost River Irrigation District ("BLRID") is the owner and operator of the Moore Diversion and Canal. Telford Lands LLC owns Water Right Nos. 34-618, 34-13659, and 34-13661 (the "Water Rights"), which authorize diversion of water from the Big Lost River, and has a valid transport agreement for these water rights to be delivered through the Moore Diversion and Canal. It is our understanding that Telford Lands LLC has submitted water bank applications to allow a stacked portion the Water Rights as well as a stacked portion of ground water rights allocated to between approximately 80 to 123.2 acres of water rights allocated to pivot corners to be used on already irrigated lands that the water right acres are not currently appurtenant to. The use of water on different acres will not require any changes to how the Water Rights will be diverted and conveyed through the BLRID system, and therefore, will not have an impact on water deliveries through our system. BLRID has no objection to Telford Lands LLC's water bank applications that will run from 2023 through 2027, and I have the authority on behalf of BLRID provide this consent.

Kevin Whitcomb

Printed Name: KEVIN WHITCOMB

Title: General Manager

* IN THE PROCESS OF OBTAINING.

_____ _____, 202____

To: Idaho Department of Water Resources

From: Big Lost River Irrigation District

Subject: Telford Lands LLC Water Bank Consent: Water Right Nos. 34-618, 34-13659, and 34-13661.

The Big Lost River Irrigation District ("BLRID") is the owner and operator of the Moore Diversion and Canal. Telford Lands LLC owns Water Right Nos. 34-618, 34-13659, and 34-13661 (the "Water Rights"), which authorize diversion of water from the Big Lost River, and has a valid transport agreement for these water rights to be delivered through the Moore Diversion and Canal. It is our understanding that Telford Lands LLC has submitted water bank applications to allow a stacked portion the Water Rights as well as a stacked portion of ground water rights allocated to between approximately 80 to 123.2 acres of water rights allocated to pivot corners to be used on already irrigated lands that the water right acres are not currently appurtenant to. The use of water on different acres will not require any changes to how the Water Rights will be diverted and conveyed through the BLRID system, and therefore, will not have an impact on water deliveries through our system. BLRID has no objection to Telford Lands LLC's water bank applications that will run from 2023 through 2027, and I have the authority on behalf of BLRID provide this consent.

_____

Printed Name: _____

Title: _____

Form 42-1761-1 10/15

STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED
JAN 03 2022
DEPARTMENT OF
WATER RESOURCES

APPLICATION TO SELL OR LEASE A WATER RIGHT TO THE WATER SUPPLY BANK

Designated Applicant Telford Lands LLC
(Select one owner – see item 1A on the application)

Water Right No. 34-618
(One water right per application)

Is this application being submitted with a rental application as a lease/rental package? Yes ☑ No ☐

This application must be prepared in accordance with the minimum requirement checklist below. Use this checklist to ensure all necessary documentation has been provided. This checklist is part of the lease application and must be included with the lease application. **Applications that do not meet the minimum requirements will not be processed and may be returned or denied.**

MIMUMUM REQUIREMENT CHECKLIST
All items must be checked as either *Attached* (Yes) or *Not Applicable* (N/A)

	Yes	
	☑	Completed *Application to Sell or Lease a Water Right to the Water Supply Bank.*
	☑	Application filing fee of $250.00 per water right. If you are submitting more than one lease application and the water rights have an overlapping, common place of use, or a common diversion rate or volume, the total fee for all water rights is $500.00. For places of use, multiple water rights must be used to irrigate the same lands in order to qualify for the joint filing fee. Individual filing fees are required for water rights that share a common permissible place of use but which cover separate acres within the permissible place of use.
	☑	Confirmation this form has been printed **single sided**, per requirement of the Water Supply Bank.

Attachment	N/A	Yes	
1A	☑	☐	Signatures and contact information for ***all owners*** of the water right to be leased or sold on this application.
1B	☑	☐	An Internal Revenue Service (IRS) Form W-9 for the Designated Applicant.
1C	☑	☐	*Notice of Change in Water Right Ownership* form (accessible from www.idwr.idaho.gov).
1D	☐	☑	Contact information for an authorized representative and documentary proof they are authorized to represent the Designated Applicant on this application. If the Designated Applicant is a business, partnership, municipality, organization or association, include documents identifying officers authorized to sign or act on behalf of the entity.
2	☐	☑	Description of a water right portion offered to the Water Supply Bank.
3	☐	☑	A map that clearly outlines the specific location where irrigated acres will be dried up, or where a beneficial use of water will be suspended. You have the option of printing a map using the map tool on IDWR's website at: www.idwr.idaho.gov.
4A	☐	☑	Written consent from irrigation district or water delivery company.
4G	☑	☐	Evidence demonstrating the water right has not been forfeited pursuant to Section 42-222(2), Idaho Code.

SUPERCEDED

Department Use Only

Fee Amount $	500	Received By:	KH	Date Received:	1.3.22
Receipt #	C111644				
W-9 received?	Yes ☐ No ☑	(Route W-9 to Fiscal)		Name on W-9:	

12/27/22

2255

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

1. CONTACT INFORMATION

A. This application must be completed by a Designated Applicant who is a current owner of the water right being sold or leased to the Water Supply Bank. If there are additional current owners, those individuals must authorize the Designated Applicant to represent them on this application by completing and signing Attachment 1A of this application package.

Designated Applicant: Telford Lands LLC

Mailing Address: 1450 W. Hwy 24 (Street) | Paul (City) | ID (State) | 83347 (Zip Code)

Email Address: telfordsunvalleyseed@gmail.com Phone Number: (208) 431-5957

☑ The Designated Applicant is the sole owner of the water right being sold or leased to the Water Supply Bank.

OR

☐ The Designated Applicant is representing additional water right holders who have completed Attachment 1A.

B. Has the Designated Applicant submitted an IRS Form W-9 to this Department within the last 2 years? Yes ☐ No ☑
If no, complete the form and attach to this application (Attachment 1B).

C. Are all applicants on this form listed in IDWR's records as the current owners of the water right? Yes ☑ No ☐
If no, attach a *Notice of Change in Water Right Ownership* form along with the required documentation and fee (Attachment 1C).

D. Is this application being completed by an authorized representative of the Designated Applicant? Yes ☑ No ☐
If yes, representatives (includes employees of Designated Applicant companies) must complete this section and submit documentary proof of their authority to represent the Designated Applicant (Attachment 1D).

Name of Representative: Robert L. Harris Organization: Holden, Kidwell, Hahn & Crapo, P.L.L.C.

Professional Title: Attorney Email Address: rharris@holdenlegal.com

Mailing Address: PO Box 50130, Idaho Falls, ID 83405 Phone Number: (208) 523-0620

☐ Send all correspondence for this application to the representative and not to the Designated Applicant.

OR

☑ Send original correspondence to the Designated Applicant and copies to the representative.

2. DESCRIPTION OF WATER RIGHT OFFERED TO THE BANK

☐ The full water right is being offered to the Bank.

OR

☑ A part of the water right is being offered to the Bank.
If a portion of the water right is being offered, **complete Attachment 2**.

3. MAP

Attach a map of the point(s) of diversion and place(s) of use proposed to be idled by this lease application. Make sure the idled place of use is outlined and annotated with legal land descriptions (Township, Range, Section and Quarter-Quarters) or with GPS coordinates. For irrigation purposes, mark the number of acres you desire to idle. If the water right proposed for lease is located within a permissible place of use (PPU) and portions of the PPU will continue to receive water from non-leased water rights, clearly outline on a map the acres within the PPU that will continue to be irrigated, as well as acres that will be idled during the lease term. Label the map **Attachment 3**.

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

4. GENERAL INFORMATION

A. Is the diversion works or system owned or managed by an irrigation district or water delivery company? Yes ☑ No ☐
If yes, provide written consent from the company, corporation or irrigation district authorizing the proposed sale or lease (Attachment 4A).

If your water right is delivered through a canal, lateral or ditch operated by a canal company, irrigation district, or similar delivery entity, your lease request must include written consent from the company, district, or similar entity for your removal of water from its system pursuant to Section 42-108, Idaho Code and IDAPA WSB Rule 37.02.03.25.02e.

B. Please provide a description of the current water diversion and delivery system.
Nothing will change from current diversion practices into Moore Canal. Water is only used differently at the tail end of this system from Applicant's pond into Applicant's ditch that crosses over to the Isom Farm.

C. Describe any other water rights used for the same purpose at the same place of use as the water right being offered to the Bank. All water rights associated with the place of use are: 34-618, 34-2330B, 34-7077, 34-7080B, 34-7092, 34-7121A, 34-7121B, 34-7179, 34-12376, 34-13659, 34-13661, 34-13840, and 34-13842.

D. Are any of the water rights identified in Section 4C stacked with the water right proposed for lease? Yes ☑ No ☐
Stacked water rights are used together to achieve a common beneficial use, such as irrigation of the same lands. Stacked water rights cannot be separated and must be jointly leased to the Water Supply Bank. Stacked water rights qualify for the multiple fee payment of $500.

E. Will the present place of use continue to receive water from any other source? Yes ☐ No ☑
If yes, explain the relationship between the different water sources and how enlargement of the authorized use will not occur if this water right is leased.

F. Identify annual volumes and/or rates of water diverted in the last 5 years to accomplish the beneficial use authorized by this water right.
This water right portion was leased and rented for the past 5 years combined with all other stacked water rights for a total of 5.26 cfs through the Idaho Water Supply Bank.

G. Has any portion of this water right undergone a period of five or more consecutive years of non-use? Yes ☐ No ☑
If yes, describe the circumstances and attach evidence to demonstrate how the water right has not been lost through forfeiture (Attachment 4G). See Section 42-223, Idaho Code for exceptions to forfeiture. Your application may be denied if forfeiture concerns are not addressed.

H. Is this water right involved in any other IDWR process, such as an application for transfer or a mitigation plan?
If yes, describe. Yes ☐ No ☑

STATE OF IDAHO
WATER RESOURCE BOARD

APPLICATION TO SELL OR LEASE A WATER RIGHT
(Continued)

5. SALE/LEASE AGREEMENT

A. Is the water right, or portion thereof, offered to the Idaho Water Resource Board (IWRB) for sale ☐ or lease ☑?

If lease, specify the years when the use of water will be suspended: 2022 (Year) to 2026 (Year) (maximum lease period 5 calendar years).

B. Show the minimum payment acceptable to the seller/lessor. The minimum payment may be shown as the "current rental rate" as established by the IWRB. Include the method of determining the minimum payment if other than the current rental rate.

Current rental rate.

I hereby assert that the information contained in this application is true to the best of my knowledge, and that I have the authorities necessary to offer this water right for sale or lease to the Idaho Water Resource Board.

The Designated Applicant acknowledges the following:

1. Payment to the Designated Applicant is contingent upon the sale or rental of the water right from the Bank.
2. While a water right is in the Bank, the seller/lessor of the water right may not use the water right, even if the water right is not rented from the Bank.
3. A water right accepted into the Bank stays in the Bank until the Designated Applicant receives written confirmation from the Board or Water Supply Bank that the water right has been released from the Bank.
4. While a water right is in the Bank, forfeiture is stayed.
5. Acceptance of a water right into the Bank does not, in itself, confirm the validity of the water right or any element of the water right.

Signature of Designated Applicant	Printed Name	Date
Robert L. Harris	Robert L. Harris	December 30, 2021
Signature of Authorized Representative	Printed Name	Date

Mail to:
Idaho Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098

Form 42-1761-1 10/15

STATE OF IDAHO
WATER RESOURCE BOARD

Complete Attachment 2 if only a portion of the water right is offered to the Bank.

ATTACHMENT 2

DESCRIPTION OF A WATER RIGHT PORTION OFFERED TO THE WATER SUPPLY BANK

1.

Water Right Number	Nature of Use	Leased Rate (cfs)	Leased Volume (af)	Leased Acres (ac)
34-618	Irrigation	.42	N/A	N/A
	Total Amounts:	.42	N/A	N/A

2. Source of water Ground water tributary to _____

3. Point(s) of diversion:

Twp	Rge	Sec	Lot	¼	¼	¼	County
5N	26E	4		NW	SE	SE	BUTTE

ATTACHMENT 1D
Authorized Representative

Search again

Results (as of **12/15/21**)

Robert Lynn Harris

Status
Active
Admittance Date
09/30/2004

Firm
Holden, Kidwell, Hahn & Crapo, PLLC
Mailing Address
PO Box 50130
Idaho Falls, ID 83405

Phone
(208) 523-0620
Phone Ext

Fax
(208) 523-9518

Bar Email Address
rharris@holdenlegal.com
Website Address
www.holdenlegal.com
Court eService Email
efiling@holdenlegal.com

Need a correction?

Is something not correct? Please use the Address Change Form

The information above is based on the Idaho State Bar records as of the date listed above. To send us an update on your own listing, please use the online Address Change Form or send an email to the Licensing Department. Please notify the Licensing Department if you find that another attorney's information is incorrect. Questions on attorney status and good standing should also be directed to the Licensing Department at (208) 334-4500.

TELFORD LANDS LLC WATER RIGHTS FOR WATER SUPPLY BANK LEASE

Twn	Rng	Sec	QQQ	QQ	Q	Acres	Water Rights												
4N	25E	36	NE	NE	NE	8.9	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
4N	25E	36	NW	NW	NE	7.4	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
4N	25E	36	SW	SW	NE	7	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
4N	25E	36	SE	SE	NE	8.4	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
4N	25E	36	NE	NE	NW	5.7	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
4N	25E	36	NW	NW	NW	5.5	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
4N	25E	36	SW	SW	NW	5.2	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
4N	25E	36	SE	SE	NW	5.5	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
4N	25E	36	NE	NE	SW	6.2	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
4N	25E	36	NW	NW	SW	6.2	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
4N	25E	36	SW	SW	SW	6.9	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
4N	25E	36	SE	SE	SW	7.3	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
4N	25E	36	NE	NE	SE	8	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
4N	25E	36	NW	NW	SE	7.7	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
4N	25E	36	SW	SW	SE	7.1	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
4N	25E	36	SE	SE	SE	7.4	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
4N	25E	35	NE	NE	NE	8	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
4N	25E	35	NW	NW	NE	7	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
4N	25E	35	SE	SE	NE	7.8	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
4N	25E	35	NE	NE	SE	6.9	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
4N	25E	35	SW	SW	SE	6.4	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
4N	25E	35	SE	SE	SE	7	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	25E	12	NE	NE	NE	6.9	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	25E	12	NW	NW	NE	8.3	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	25E	12	SW	SW	NE	6.6	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	25E	12	SE	SE	NE	8.9	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	25E	12	NE	NE	NW	6.2	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	25E	12	NW	NW	NW	9	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	25E	12	SW	SW	NW	8.3	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	25E	12	SE	SE	NW	9.7	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	25E	12	SE	SE	SW	1.4	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	25E	12	NE	NE	SE	6.6	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	25E	12	NW	NW	SE	7.4	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	25E	12	SW	SW	SE	3.9	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	25E	12	SE	SE	SE	3.8	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	26E	17	NW	NW	NW	7.8	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	26E	17	SW	SW	NW	1.4	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	26E	18	NE	NE	NE	1	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	26E	18	NW	NW	NE	11.9	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	26E	18	SW	SW	NE	4.8	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	26E	18	SE	SE	NE	0.4	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	26E	18	NE	NE	NW	2.3	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	26E	18	SW	SW	NW	0.8	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	26E	18	NW	NW	SW	5.1	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
3N	26E	18	NE	NW	SW	0.7	34-2330B	34-7077	34-7080B	34-7092	34-7121a	34-7121B	34-7179	34-12376	34-13840	34-13842	34-618	34-13659	34-13661
					Total	276.7													

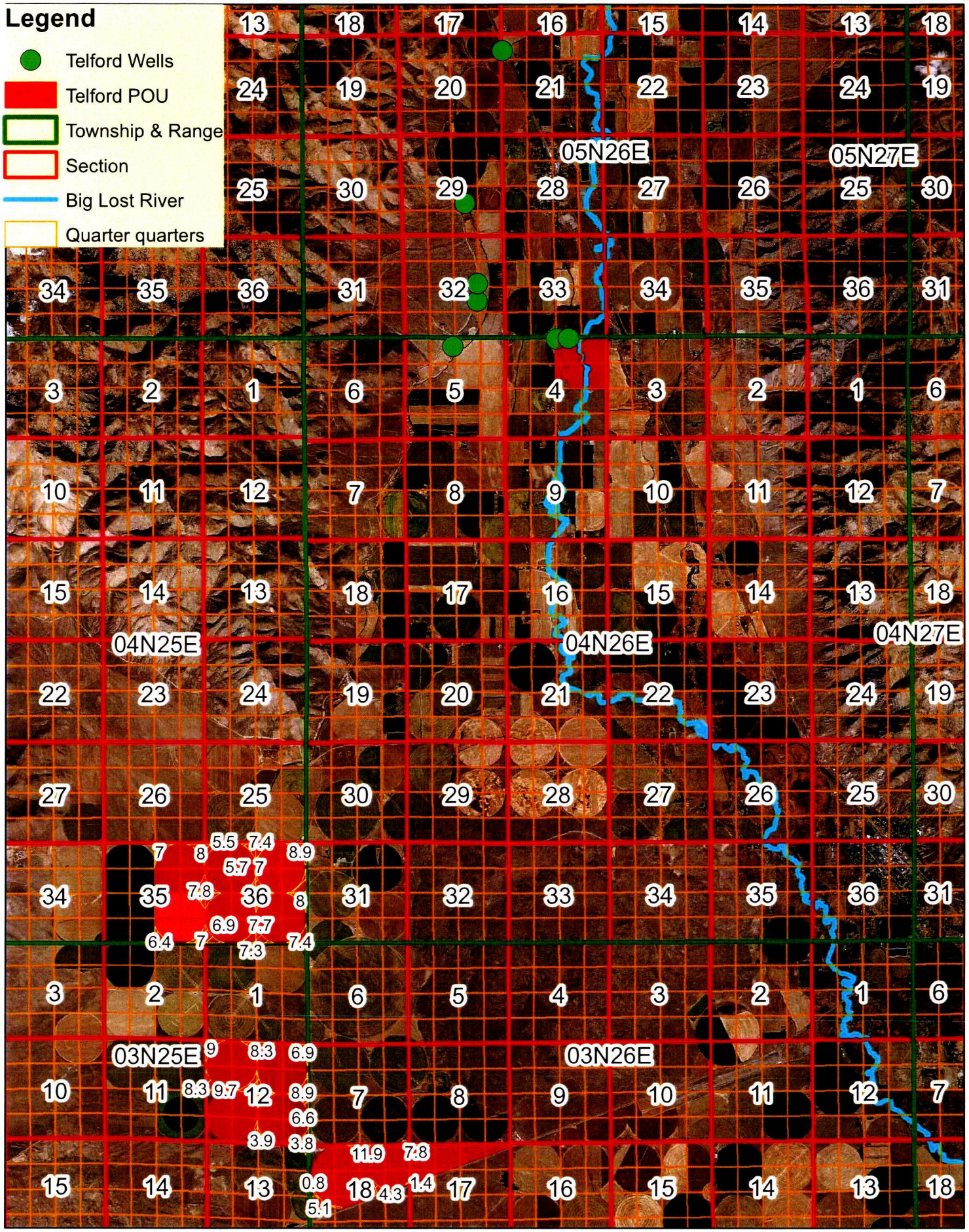
ATTACHMENT 3
GIS Maps

TELFORD LANDS LLC W[redacted] RENTAL



Prepared by:
Robert L. Harris
2019 NAIP Aerial Photo

TELFORD LANDS LLC W[redacted] RENTAL



Prepared by:
Robert L. Harris
2019 NAIP Aerial Photo

0 4,875 9,750 19,500 Feet

ATTACHMENT 4A
Consent from Water Delivery Entity

April 7, 2015

To: Idaho Department of Water Resources

From: Big Lost River Irrigation District

Subject: Telford Lands LLC Water Bank Consent: Water Right Nos. 34-13659 and 34-13661.

4-17-2015

The Big Lost River Irrigation District ("BLRID") is the owner and operator of the Moore Diversion and ~~Westside Canal~~. Telford Lands LLC owns Water Right Nos. 34-618, 34-13659, and 34-13661 (the "Water Rights"), which authorize diversion of water from the Big Lost River, and has a valid transport agreement for these water rights to be delivered through the Moore Diversion and ~~Westside Canal~~. It is our understanding that Telford Lands LLC has submitted water bank applications to allow a stacked portion the Water Rights as well as a stacked portion of ground water rights allocated to approximately 276 acres of pivot corners to be used on lands that the water right acres are not currently appurtenant to. The use of water on different acres will not require any changes to how the Water Rights will be diverted and conveyed through the BLRID system, and therefore, will not have an impact on water deliveries through our system. The water bank lease and rental were previously in place, and we understand that the current applications are to continue what was done previously. BLRID has no objection to Telford Lands LLC's water bank applications, and I have the authority on behalf of BLRID provide this consent.

Printed Name: Joel S. Anderson

STATE OF IDAHO)
CUSTER) ss.
COUNTY OF ~~BUTTE~~)

On this 7th day of April, 2015, before me, a Notary Public for said County and State, personally appeared Mike Telford, known or identified to me, to be the person whose name is subscribed to the within instrument as the _____ of the Big Lost River Irrigation District, and acknowledged to me that he executed the same on behalf of said district.

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

CONNIE S. DOERR
Notary Public
State of Idaho

Connie Doerr
Notary Public
Residing at Mackay ID
My commission expires 12-17-2018

IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

September 14, 2023

TELFORD LANDS LLC
1450 W HWY 24
PAUL ID 83347-8666

RE: WATER SUPPLY BANK LEASE CONTRACT 1645 & RENTAL AGREEMENT 748 FOR WATER RIGHT(S) 34-618, 34-7179, 34-2330B, 34-7077, 34-7080B, 34-7092, 34-7121A, 34-7121B, 34-12376, 34-13840, 34-13842, 34-13659, 34-13661

Dear Lessor and Renter:

Water right(s) 34-618, 34-7179, 34-2330B, 34-7077, 34-7080B, 34-7092, 34-7121A, 34-7121B, 34-12376, 34-13840, 34-13842, 34-13659, 34-13661 are leased into the Water Supply Bank (Bank) as of January 1, 2023, in accordance with the enclosed executed lease contract. **Your water rights, as described on the lease contract, are considered leased into the Bank and should remain unused until they are formally released from the Bank**. More information and further restrictions placed on your water rights while leased can be found in conditions of acceptance of the lease contract. Read the conditions of acceptance carefully.

Please also find enclosed a receipt in the amount of **$644.00** and a copy of a fully executed Water Supply Bank Rental Agreement in connection with the rental of 280.0 acre-feet of water for irrigation of 80 acres during 2023. Since you are both the lessor and the renter of the right(s), **you are only obligated to pay the 10% administrative fee or $644.00** for 2023. Upon receipt of this fully executed agreement, you are authorized to divert water in compliance with the conditions of water use described in the agreement.

If you have any questions, please contact me at (208) 287-4936.

Sincerely,

Mary Condon
Water Supply Bank Coordinator

Enclosures: Receipt No. E049210
Lease Contract
Rental Agreement (copy)

c: IDWR Fiscal
Eastern Regional Office
WD 34 Watermaster
Robert Harris – Holden Kidwell Hanh and Crapo PLLC

IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

May 10, 2023

RECEIVED

MAY 22 2023

Department of Water Resources
Eastern Region

TELFORD LANDS LLC
1450 W HWY 24
PAUL ID 83347-8666

RE: APPLICATION TO LEASE WATER RIGHTS 34-618, 34-13659, 34-13661, 34-7179, 34-7077, 34-7080B, 34-7092, 34-13842, 34-7121B, 34-7121A, 34-2330B, 34-12376, 34-13840 TO THE WATER SUPPLY BANK CONTRACT 1645

******TIME SENSITIVE RESPONSE REQUIRED*****

Dear Applicant:

The Department of Water Resources has completed its review of your application to lease the above-mentioned water right to the Water Supply Bank. **I have enclosed two original Water Supply Bank Lease Contracts for your review and signature**. **Please sign and return ALL Lease Contracts within 14 days**. Upon signature and return of the contracts, the Department will also sign the original contracts and return an executed copy to you. The Lease Contract is not considered final until you and the Department have both signed.

The right will automatically be released from the Bank on **December 31, 2027,** unless the right is released earlier by the Board, or upon your request. To release the right from the Bank prior to the release date, submit a written request on the Request to Release a Water Right from the Bank form. To propose a new lease period, submit a new Application to Sell or Lease a Water Right to the Water Supply Bank form along with applicable fees to the Department. These forms are available from any IDWR office or from our public website at http://www.idwr.idaho.gov. Please note your right may not be available for immediate release if it has been rented.

Please review the conditions of acceptance listed on the Lease Contract, including #3 which says:

> "While a right is in the bank, **the lessor may not use the right** without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B."

If you have questions regarding this matter, please contact this office at bank@idwr.idaho.gov or 208-287-4800.

Sincerely,

Water Supply Bank

Enclosures: Proposed Lease Contracts

C: Robert Harris – Holden Kidwell Hanh and Crapo PLLC

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 1645

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

LESSOR: TELFORD LANDS LLC
1450 W HWY 24
PAUL, ID 83347-8666

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 03, 2022.

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)
34-618	9/1/1884	BIG LOST RIVER, tributary to SINKS	0.19	Not Stated	8.1
34-13659	6/1/1889	BIG LOST RIVER, tributary to SINKS	0.06	Not Stated	2.5
34-13661	6/1/1896	BIG LOST RIVER, tributary to SINKS	0.06	Not Stated	2.5
34-7179	4/6/1982	GROUND WATER	0.16	68.8	123.2
34-7077	9/5/1974	GROUND WATER	0.46	40.6	11.6
34-7080B	9/23/1974	GROUND WATER	0.31	58.1	16.6
34-7092	1/14/1975	GROUND WATER	0.70	129	26.8
34-13842	12/17/1975	GROUND WATER	0.03	11.4	8.1
34-7121B	1/9/1976	GROUND WATER	0.22	64.2	18.3
34-7121A	1/9/1976	GROUND WATER	0.03	9.8	16.6
34-2330B	6/1/1977	GROUND WATER	0.10	24.9	7.1
34-12376	6/1/1977	GROUND WATER	0.07	17.8	5.1
34-13840	4/6/1982	GROUND WATER	0.07	14.4	4.1
Combined Lease Totals			**2.46**	**440**	**123.2**

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 1645

Water Right	Diversion Rate (CFS)	Diversion Volume (AF)	Acres (Limited) (AC)	Rate Per Acre (CFS/AC)	Volume Per Acre (AF/AC)
34-618	0.19	28.2	8.1	0.002	0.23
34-13659	0.06	8.7	2.5	0.024	3.00
34-13661	0.06	8.7	2.5	0.025	3.00
34-7077	0.46	40.6	11.6	0.040	3.50
34-7080B	0.31	58.1	16.6	0.019	3.50
34-7092	0.70	129	26.8	0.019	3.50
34-13842	0.03	11.4	8.1	0.003	1.40
34-7121B	0.22	64.2	18.3	0.012	3.50
34-7121A	0.03	9.8	16.6	0.002	0.59
34-2330B	0.10	24.9	7.1	0.014	3.50
34-12376	0.07	17.8	5.1	0.014	3.50
34-7179	0.16	68.8	123.2	0.001	0.56
34-13840	0.07	14.4	4.1	0.018	3.50
Combined Limit Totals	**2.46**	**440**	**123.2**	**0.02**	**3.5**

**** The water right elements rentable have been changed from the water right elements leased to account for the inclusion of diversion volume.***

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, 2023 to December 31, 2027. 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.

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.

WATER SUPPLY BANK LEASE CONTRACT No. 1645

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. 1645

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

LESSOR: HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS, ID 83405

By _____
Title Managing Member
Date 5-24-23

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

By _____ Date 5-26-23
Brian Patton, Acting Administrator
Idaho Water Resource Board

Lease approved by IDWR _____ Date 5-26-23

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 1645

ATTACHMENT A
WATER SUPPLY BANK CONDITIONS OF ACCEPTANCE

The water rights or portions thereof leased to the bank are described as follows:

Source and Location of Point(s) of Diversion for Water Right No(s): 34-13659, 34-13661, 34-618

BIG LOST RIVER	NWSESE	Sec. 4	Twp 05N	Rge 26E	BUTTE County

Source and Location of Point(s) of Diversion for Water Right No(s): 34-7179, 34-2330B, 34-7080B, 34-7121B, 34-7121A, 34-7092, 34-7077, 34-12376, 34-13840, 34-13842

GROUND WATER	L3NENENW	Sec. 5	Twp 04N	Rge 26E	BUTTE County
GROUND WATER	SWNWNW	Sec. 21	Twp 05N	Rge 26E	BUTTE County
GROUND WATER	L2NENWNE	Sec. 4	Twp 04N	Rge 26E	BUTTE County
GROUND WATER	SENWSE	Sec. 29	Twp 05N	Rge 26E	BUTTE County
GROUND WATER	L2NWNWNE	Sec. 4	Twp 04N	Rge 26E	BUTTE County

Source and Location of Point(s) of Diversion for Water Right No(s): 34-7179, 34-2330B, 34-7080B, 34-7121B, 34-7121A, 34-7092, 34-7077, 34-12376, 34-13840, 34-13842

GROUND WATER	SENWSE	Sec. 32	Twp 05N	Rge 26E	BUTTE County

Source and Location of Point(s) of Diversion for Water Right No(s): 34-2330B, 34-7080B, 34-7121B, 34-7121A, 34-7092, 34-7077, 34-12376, 34-13840, 34-13842

GROUND WATER	SENWSE	Sec. 32	Twp 05N	Rge 26E	BUTTE County

Water Right	Beneficial Use	Season of Use			Diversion Rate (CFS)	Volume (AF)
		From		To		
34-13659	IRRIGATION	04/01	to	10/31	0.06 cfs	8.7 AF
34-13661	IRRIGATION	04/01	to	10/31	0.06 cfs	8.7 AF
34-618	IRRIGATION	04/01	to	10/31	0.19 cfs	28.2 AF
34-7179	IRRIGATION	04/01	to	10/31	0.16 cfs	68.8 AF
34-2330B	IRRIGATION	04/01	to	10/31	0.10 cfs	24.9 AF
34-7080B	IRRIGATION	04/01	to	10/31	0.31 cfs	58.1 AF
34-7121B	IRRIGATION	04/01	to	10/31	0.22 cfs	64.2 AF
34-7121A	IRRIGATION	04/15	to	10/31	0.03 cfs	9.8 AF
34-7092	IRRIGATION	04/15	to	10/31	0.70 cfs	129 AF
34-7077	IRRIGATION	04/01	to	10/31	0.46 cfs	40.6 AF
34-12376	IRRIGATION	04/01	to	10/31	0.07 cfs	17.8 AF
34-13840	IRRIGATION	04/01	to	10/31	0.07 cfs	14.4 AF
34-13842	IRRIGATION	04/01	to	10/31	0.03 cfs	11.4 AF
				Totals:	2.46 cfs	440 AF

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 1645

PLACES OF USE TO BE IDLED UNDER THIS LEASE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	25E	12	7.0	8.0	7.0	9.0	6.0	9.0	8.0	10				1.0	7.0	7.0	4.0	4.0	87
03N	26E	17						8.0	1.0										9.0
03N	26E	18	1.0	12	4.0	1.0	2.0		1.0 L2		1.0	5.0 L3							27

Total Acres: 123

ADDITIONAL CONDITIONS OF ACCEPTANCE

1. The water rights referenced above will be rented from the bank at the current rental rate.
2. There is no rental payment to the lessor of the water right if the right or a part thereof is not rented from the bank.
3. While a right is in the bank, the lessor may not use the right without approval of the Department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B.
4. A right accepted into the bank stays in the bank until the Board releases it, or the lease term expires. A right may be released from the bank upon request, provided the Board approves the release. Unless approved by the Department, leased rights may not be immediately available for release.
5. While a water right is in the bank, forfeiture provisions are stayed pursuant to Idaho Code § 42-223(5).
6. Rental of water under this right is subject to the limitations and conditions of approval of the water right.
7. Failure of the right holder to comply with the conditions of acceptance is cause for the Director to rescind acceptance of the lease.
8. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other Department application process.
9. In accordance with Idaho Code § 42-248 and § 42-1409(6), all owners of water rights are required to notify the Department of any changes in mailing address or change in ownership of all or part of a water right. Notice must be provided within 120 days of the change.
10. If a water right leased into the Water Supply Bank is sold or conveyed during the lease term, and if the leased right was rented, the rental proceeds will be disbursed in the following manner regardless of any arrangements between the buyer(s) and seller(s) to the contrary:
    a. Rental payments will go to the lessor(s) of record at the beginning of the rental season, even if the Department processes a Notice of Change in Water Right Ownership during the rental season.
    b. New lessor(s) of record will receive payment for any subsequent rental seasons.
11. The water right(s) is leased to the bank subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

WATER SUPPLY BANK LEASE CONTRACT No. 1645

12. 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. When combined with all other rights, the leased rights shall provide not more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
14. The total volume of surface water diverted under the unleased portion of water rights nos. 34-13659 and 34-13661 shall not exceed the irrigation of 40.5 acres and shall be limited to 142 acre-feet.
15. The unleased portion of rights 34-618 and that portion of ground water right no. 34-7179 associated with water right no. 34-618, when combined shall not exceed a total annual maximum diversion volume of 458 af at the field headgate.
16. The unleased portion of rights 34-618, 34-02330B, 34-07080B, 34-07121A, 34-07121B, 34-07092, 34-07077, 34-7179, 34-12376, 34-13659, 34-13661, 34-13840 and 34-13842 when combined shall not exceed a total diversion rate of 39.8 cfs, a total annual maximum diversion volume of 6994 af, or the irrigation of 2000.8 acres.
17. The unleased portion of rights 34-2330B, 34-07077, 34-07080B, 34-07092, 34-07121A, 34-07121B, 34-12376, 34-13840, 34-13842, and that portion of ground water right no. 34-07179 not associated with water right no. 34-618, when combined, shall not exceed a total diversion rate of 34.88 cfs, and shall not exceed a total annual maximum diversion volume of 6,544.5 af at the field headgate.
18. 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. 34
19. The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right prior to or in conjunction with beneficial use of associated ground water rights.
20. The unleased portion of right 34-13659 shall not exceed a total diversion rate of 0.91 cfs and the irrigation of 40.5 acres.
21. The unleased portion of right 34-13661 shall not exceed a total diversion rate of 0.94 cfs and the irrigation of 40.5 acres.
22. The unleased portion of right 34-618 shall not exceed a total diversion rate of 3.01 cfs and the irrigation of 15.8 acres.
23. The unleased portion of right 34-7179 shall not exceed a total diversion rate of 2.62 cfs, a total annual maximum diversion volume of 1117 af at the field headgate, and the irrigation of 2000.8 acres.
24. The unleased portion of right 34-2330B shall not exceed a total diversion rate of 1.65 cfs, a total annual maximum diversion volume of 404 af at the field headgate, and the irrigation of 115.4 acres.
25. The unleased portion of right 34-7080B shall not exceed a total diversion rate of 5.02 cfs, a total annual maximum diversion volume of 943 af at the field headgate, and the irrigation of 269.4 acres.
26. The unleased portion of right 34-7121A shall not exceed a total diversion rate of 0.43 cfs, a total annual maximum diversion volume of 159 af at the field headgate, and the irrigation of 269.4 acres.
27. The unleased portion of right 34-7121B shall not exceed a total diversion rate of 3.52, a total annual maximum diversion volume of 1042 af at the field headgate, and the irrigation of 297.7 acres.
28. The unleased portion of right 34-7092 shall not exceed a total diversion rate of 11.3 cfs, a total annual maximum diversion volume of 2094 af at the field headgate, and the irrigation of 598.2 acres.
29. The unleased portion of right 34-7077 shall not exceed a total diversion rate of 7.54 cfs, a total annual maximum diversion volume of 659 af at the field headgate, and the irrigation of 188.4 acres.

WATER SUPPLY BANK LEASE CONTRACT No. 1645

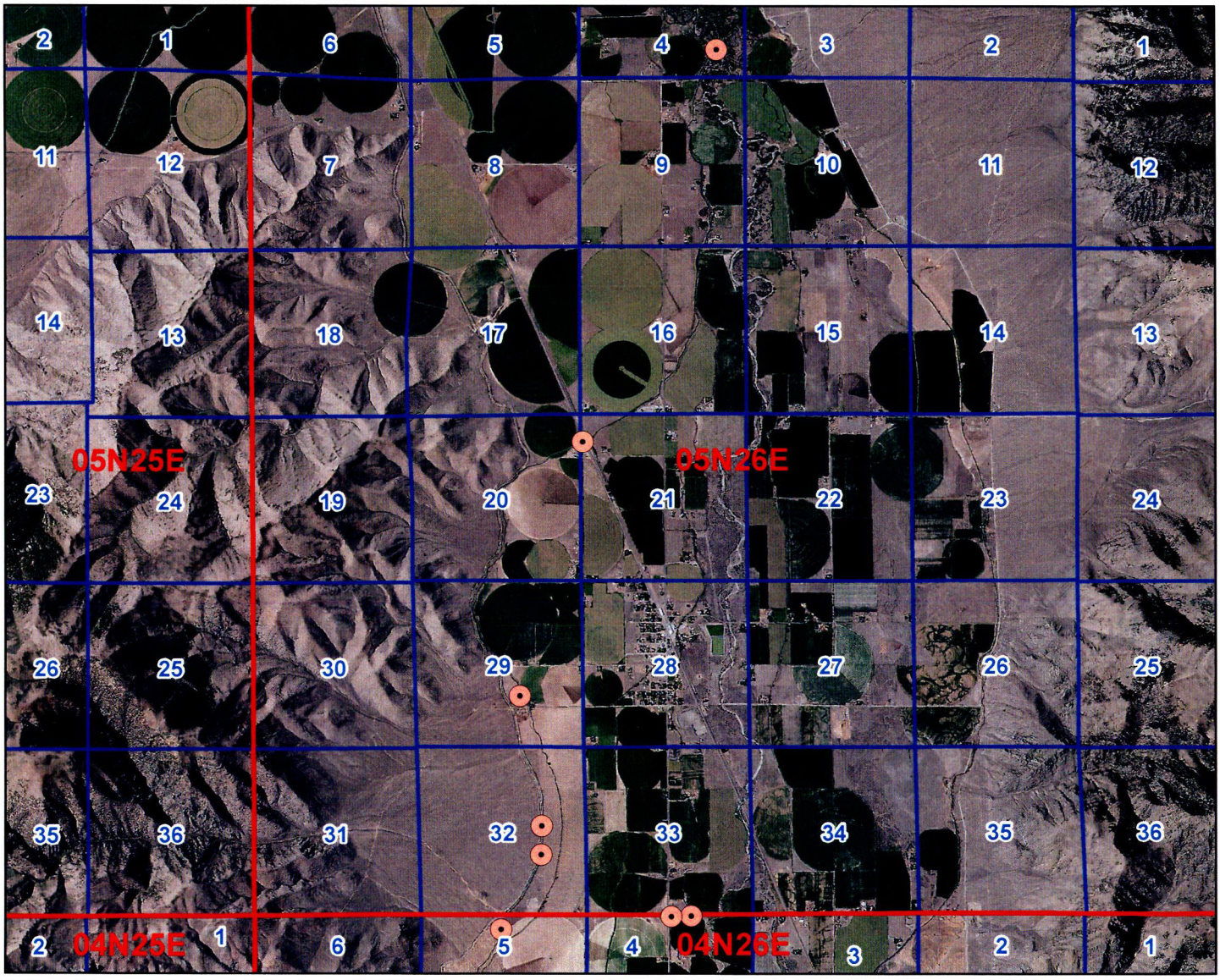
30. The unleased portion of right 34-12376 shall not exceed a total diversion rate of 1.18 cfs, a total annual maximum diversion volume of 288 af at the field headgate, and the irrigation of 82.4 acres.
31. The unleased portion of right 34-13840 shall not exceed a total diversion rate of 1.19 cfs, a total annual maximum diversion volume of 234 af at the field headgate, and the irrigation of 66.9 acres.
32. The unleased portion of right 34-13842 shall not exceed a total diversion rate of 0.43 cfs, a total annual maximum diversion volume of 185 af at the field headgate cfs, and the irrigation of 131.9 acres.
33. Whenever water right no 34-13659 is deliverable, fifty-five percent of the flow deliverable (up to 0.53 cfs) shall continue to be delivered into the West Side Canal, and forty-five percent of the flow deliverable (up to 0.44 cfs) can be delivered past the head of the West Side Canal under water right no. 34-13659.

Idaho Water Resource Board

Water Supply Bank Lease Contract No. 1645

34-618, -34-7179, 34-2330B, 34-7077, 34-7092, 34-7121A, 34-7121B, 34-12376, 34-13840, 34-13842, 34-13659, 34-13661
Effective until December 31, 2027

This map depicts the **place of use** to be idled pursuant to the lease contract and is attached to the contract solely for illustrative purposes.

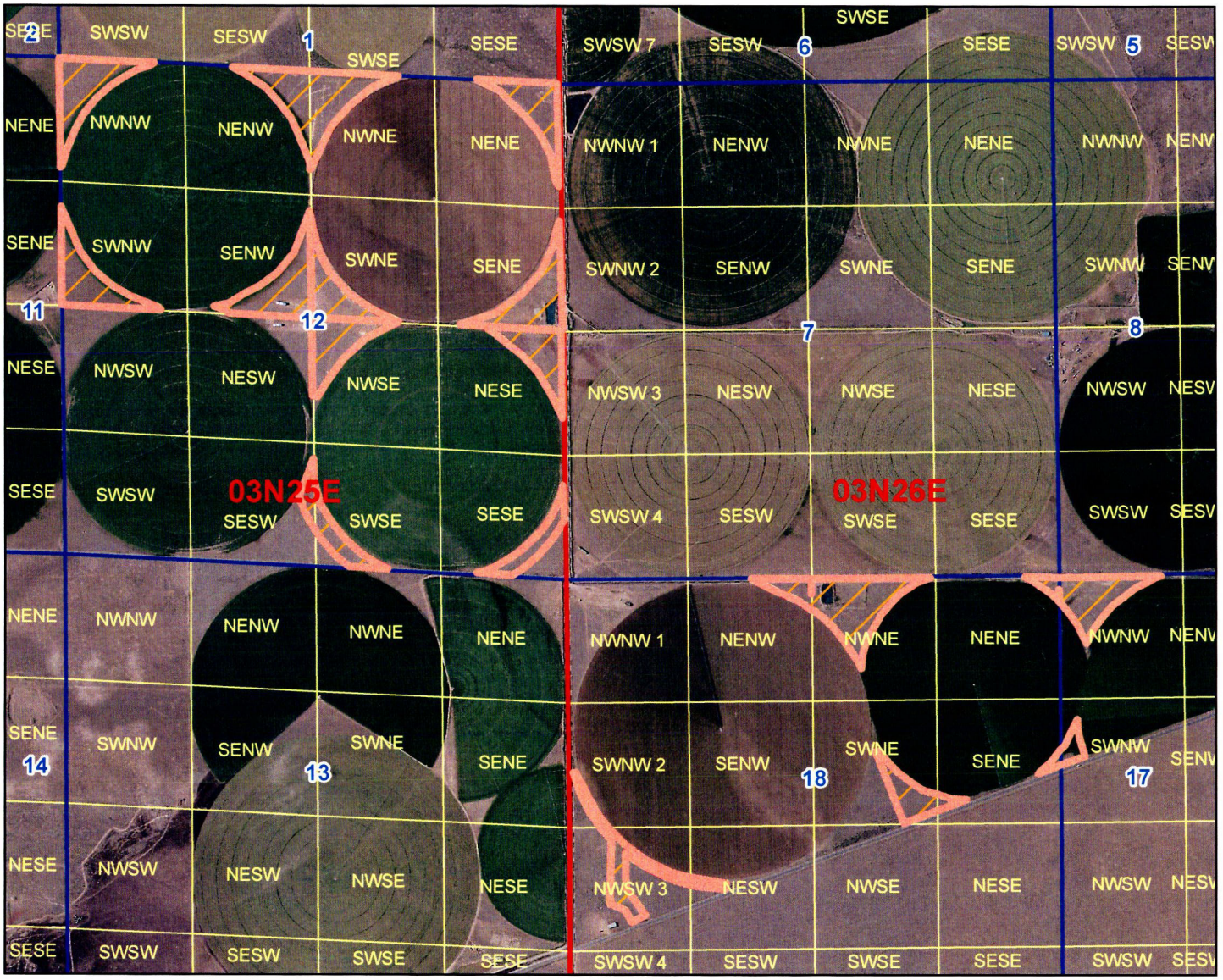


Idaho Water Resource Board

Water Supply Bank Lease Contract No. 1645

34-618, 34-7179, 34-2330B, 34-7077, 34-7092, 34-7121A, 34-7121B, 34-12376, 34-13840, 34-13842, 34-13659, 34-13661
Effective until December 31, 2027

This map depicts the **place of use** to be idled pursuant to the lease contract and is attached to the contract solely for illustrative purposes.



IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

May 10, 2023

TELFORD LANDS LLC
1450 W HWY 24
PAUL ID 83347-8666

RE: APPLICATION TO LEASE WATER RIGHTS 34-618, 34-13659, 34-13661, 34-7179, 34-7077, 34-7080B, 34-7092, 34-13842, 34-7121B, 34-7121A, 34-2330B, 34-12376, 34-13840 TO THE WATER SUPPLY BANK CONTRACT 1645

******TIME SENSITIVE RESPONSE REQUIRED*****

Dear Applicant:

The Department of Water Resources has completed its review of your application to lease the above-mentioned water right to the Water Supply Bank. **I have enclosed two original Water Supply Bank Lease Contracts for your review and signature**. **Please sign and return ALL Lease Contracts within 14 days**. Upon signature and return of the contracts, the Department will also sign the original contracts and return an executed copy to you. The Lease Contract is not considered final until you and the Department have both signed.

The right will automatically be released from the Bank on **December 31, 2027,** unless the right is released earlier by the Board, or upon your request. To release the right from the Bank prior to the release date, submit a written request on the Request to Release a Water Right from the Bank form. To propose a new lease period, submit a new Application to Sell or Lease a Water Right to the Water Supply Bank form along with applicable fees to the Department. These forms are available from any IDWR office or from our public website at http://www.idwr.idaho.gov. Please note your right may not be available for immediate release if it has been rented.

Please review the conditions of acceptance listed on the Lease Contract, including #3 which says:

> "While a right is in the bank, **the lessor may not use the right** without approval of the department even if the right is not rented from the bank. Any violation of the terms of this lease may result in enforcement procedures pursuant to Idaho Code § 42-351 for illegal diversion and use of water and may include civil penalties pursuant to Idaho Code § 42-1701B."

If you have questions regarding this matter, please contact this office at bank@idwr.idaho.gov or 208-287-4800.

Sincerely,

Water Supply Bank

Enclosures: Proposed Lease Contracts

C: Robert Harris – Holden Kidwell Hanh and Crapo PLLC

MEMORANDUM FOR APPLICATION # 2255

To: Water Right No(s). 34-618, 34-7179, 34-2330B, 34-7077, 34-7080B, 34-7092, 34-7121A, 34-7121B, 34-12376, 34-13840, 34-13842, 34-13659, 34-13661

From: Skyler Cheever – Water Resource Agent

Date: 3/7/2023

Re: Review & Analysis of Application to Lease Water to the State Water Supply Bank

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PURPOSE/NARRATIVE:
Application 2255 was sent in by Telford Lands LLC and received on January 3rd, 2022, with fee payment received the same date. The application proposes to lease portions of water rights 34-618, 34-7179, 34-2330B, 34-7077, 37-7080B, 34-7092, 34-7121A, 34-7121B, 34-12376, 34-13840, 34-13842, 34-13659, and 34-13661 into the water supply bank from 2023-2027. The point of diversion is within the Eastern Snake Plain Aquifer GWMA, Snake River Moratorium and Trust Water Area. The applicant proposes to lease and rent this water on different acres to offset anticipated losses in surface water at the rental place of use.

A temporary change was filed for the 2022 irrigation season for 11 out of the 13 rights proposed. Due to this application processing was delayed until 2023. The applicant sent in amended lease and rental applications on December 27th, 2022, reducing the proposed rate, volume and acres leased. A transfer application was received by the Eastern Office on December 15th, 2023, changing the place of use within a larger PPU. After an email conversation with the representative om March 6th, 2023, it was confirmed the transfer would not affect this lease proposal. These water rights have been leased into the water supply bank since 2009. The last contract ended on December 31st, 2022.

AUTHORITY TO FILE:
Robert Harris signed the application. Mr. Harris has the authority to sign the application because documentation was provided and signed Michael Telford granting Mr. Harris authority to file. Michael Telford is a manager with the company according to the Idaho Secretary of States Office Database. Telford Lands LLC is the current owner of water rights 34-618, 34-7179, 34-7077, 37-7080B, 34-7092, 34-7121A, 34-7121B, 34-12376, 34-13840,34-13842, and 34-13659 according to Department records.

WATER RIGHT VALIDITY:
These water rights have been in the water supply bank since 2009. Therefore, there are no validity concerns.

INJURY TO OTHER WATER RIGHTS:
These rights divert from the Big Lost River Irrigation District canal system. Written permission from the Big Lost Irrigation District was provided on February 6th, 2023, assuring the diversion of water or conveyance would not change under rental applications 2256 and 2545. Therefore, it is unlikely the idle and movement of water from the lease to rental place of use would cause injury to other canal users.

ENLARGEMENT OF USE:
Water rights; 34-618, 34-7179, 34-2330B, 34-7077, 34-7080B, 34-7092, 34-7121A, 34-7121B, 34-12376, 34-13840, 34-13842, 34-13659, 34-13661 combined are limited to the irrigation of 2,124 acres. Irrigation separately would lead to increased rate and volume beyond historic use. Therefore, these rights should be leased and made rentable into the bank together to prevent enlargement. The application proposes to lease portions of the rights listed above. To prevent the spreading of water to idle acres and enlargement the unleased portions of these water rights would be limited to the irrigation of 2000.8 acres.

LOCAL PUBLIC INTEREST:
Review staff has no information to suggest this application is inconsistent with the local public interest.

BENEFICIAL USE/CONSERVATION OF WATER RESOURCES:
The lease appears consistent with the conservation of water resources in Idaho.

DEPARTMENT STAFF OR WATERMASTER COMMENTS:
The lease points of diversion are within Basin and Water District 34. The Watermaster and Eastern Regional Manager were contacted for comment on March 7th, 2023. No response was received, it is assumed there is no concern.

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 Gary Spackman

March 14, 2023

TELFORD LANDS LLC
1450 W HWY 24
PAUL ID 83347-8666

Re: Transfer No: 87389
Water Right No(s).: 34-618, 34-2330B , 34-7077, 34-7080B , 34-7092, 34-7121A , 34-7121B , 34-7179, 34-12376, 34-13659, 34-13661, 34-13840, 34-13842

Transfer Approval Notice

Dear Water Right Holder:

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

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

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

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

SCANNED
MAR 15 2023

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

If you have any questions, please contact me at (208) 525-7161.

Sincerely,

Christina Henman
Administrative Assistant

Enclosure
CC:

ROBERT L HARRIS
HOLDEN KIDWELL HAHN & CRAPO PLLC
PO BOX 50130
IDAHO FALLS ID 83405-0130

SCANNED
MAR 15 2023

CERTIFICATE OF SERVICE

I hereby certify that on March 14, 2023 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

Re: Transfer No.: 87389
Water Right No(s).: 34-618, 34-2330B , 34-7077, 34-7080B , 34-7092, 34-7121A , 34-7121B , 34-7179, 34-12376, 34-13659, 34-13661, 34-13840, 34-13842

TELFORD LANDS LLC
1450 W HWY 24
PAUL ID 83347-8666

ROBERT L HARRIS
HOLDEN KIDWELL HAHN & CRAPO PLLC
PO BOX 50130
IDAHO FALLS ID 83405-0130

Christina Henman
Administrative Assistant

SCANNED
MAR 15 2023

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

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

(Required by Rule of Procedure 730.02)

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

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

REQUEST FOR HEARING

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

ORAL ARGUMENT

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

SCANNED
MAR 15 2023

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

> Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:
>
> (a) The petition for reconsideration is disposed of; or
> (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

SCANNED
MAR 15 2023

MEMORANDUM

Date: January 30, 2023

To: Transfer 87389

From: Cooper Fritz

Re: Review & Evaluation of Sufficiency of Information

This transfer rearranges 154 acres of a 2,124 acre combined place of use covered by 13 water rights. The primary purpose of the rearrangement is to install a new 120 acre pivot in the SW1/4 of Section 26.

Authority to File:

The applicant, Telford Lands LLC, has the authority to file. Telford Lands LLC is the current owner of record for the 13 water rights. The pre- and post-transfer places of use are owned by Michael Telford or Telford Lands according to Butte County taxlot data. Michael Telford is the registered agent for Telford Lands LLC, according to the Idaho Secretary of State. Butte County parcel records contain an error in the GIS reporting for the land in the SE 1/4 of Section 35, listing Mitchell Sorensen as the owner. After a review of deeds supplied by the applicant (not included in backfile) and the county's own description of the land in question, which was "SW4", I confirmed that Telford Lands owns the existing and proposed places of use for the water rights.

Water Right Validity:

The water rights are valid for transfer. They were variously decreed between 2000 and 2004. The acres rearranged as part of this transfer were variously leased the Water Supply Bank (WSB) or involved in temporary transfers. Forfeiture is not an issue.

Injury to Other Water Rights:

No other water rights will be injured as a result of this transfer. The water master of Water District 34 was notified of the transfer and did not comment. A WSB lease application was submitted on these same rights around the time the transfer was submitted. The WSB was notified of the transfer and will commence their review of the lease application upon transfer approval.

Enlargement of Use:

No enlargement of use will result from the approval of this transfer. Neither rate, volume, nor irrigated acres are authorized to increase.

Water rights 34-618 and 34-7179 bore conditions suggesting some sort of overlap of the water rights but did not define the extent of that overlap. The conditions, added to the rights through Transfer 71254 (approved 2006), were ambiguous, and did not provide any direction on how the watermaster should administer the rights. I reviewed the SRBA partial decrees and found no basis for the ambiguous conditions. It is clear that water right 34-618 should carry an individual acre limit of 139 acres. Beyond that, the rights should carry the standard rate and volume limits and the overall combined limits established for the other water rights. Also, upon approval of this transfer, 34-618 and 34-7179 will entirely overlap, which also had the practical effect in the approval of removing a combined limit condition that involved the ambiguous portion of 34-7179 and the nine other groundwater rights.

SCANNED
MAR 15 2023

At transfer submittal, the rights carried a combined volume limitation of 3.6 AF per acre. Because many rights carried a condition limiting them to 3.5 AF per acre when combined with all other rights, all 13 rights are limited to a combined diversion of 7,434 AF annually as a result of the approval of this transfer.

The application states that the thirteen rights have a combined diversion rate of 40.2 cfs. I could not find any support for this diversion rate. According to the water rights, the combined diversion rate should be 42.2 cfs. I sent an email to the applicant's representative about this discrepancy but did not receive a response. I will assume the combined limit listed on the application is in error and will prepare the approval to show 42.2 cfs.

Local Public Interest / Conservation of Water:

No issues identified.

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

SCANNED
MAR 15 2023

MEMORANDUM

Date: March 13, 2023

To: Transfer 87389

From: James Cefalo

Re: Legal Notice Not Required

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

SCANNED
MAR 15 2023

Cheever, Skyler

From: Rob Harris <rharris@holdenlegal.com>
Sent: Monday, March 6, 2023 1:24 PM
To: Cheever, Skyler; telfordsunvalleyseed@gmail.com
Subject: RE: Telford Lands Water Supply Bank Lease Application 2255

CAUTION: **This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.**

Skyler:

Thank you for your email. The acres being offered into the WSB do not change, even with the transfer. The acres you have are accurate.

Thanks,

Robert L. Harris
HOLDEN, KIDWELL, HAHN & CRAPO, PLLC
1000 Riverwalk Drive, Suite 200
P.O. Box 50130
Idaho Falls, ID 83405-0130
Phone: (208) 523-0620
Fax: (208) 523-9518
E-Mail: rharris@holdenlegal.com

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From: Cheever, Skyler <Skyler.Cheever@idwr.idaho.gov>
Sent: Thursday, March 2, 2023 11:50 AM
To: telfordsunvalleyseed@gmail.com
Cc: Rob Harris <rharris@holdenlegal.com>
Subject: Telford Lands Water Supply Bank Lease Application 2255

Hello,

I am the agent assigned to review your water supply bank application. The last few months I have been waiting for the processing of transfer 87389. This transfer will change the place of use for the portions of the water rights offered to the bank. I spoke to the agent at the Southern office working on the transfer, and it seems likely the POU changes should be approved unaltered. Because of this I want to know if the number of acres in each Q/Q offered to the bank will still be

correct after the transfer is approved. Bellow is a POU table of the unaltered WSB acres offered in each Q/Q in your most recent application. If there are adjustments that need to be made, please let me know and possibly provide an alternative table or map. If you have any questions or need clarification, please let me know.

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	25E	12	6.9	8.3	6.6	8.9	6.2	9.0	8.3	9.7				1.4	6.6	7.4	3.9	3.8	87
03N	26E	17						7.8	1.4										9.2
03N	26E	18	1.0	11.9	4.3	0.9	2.3		0.8 L2		0.7	5.1 L3							27.0

Total Acres 123.2

Best,

Skyler

Skyler Cheever
Water Resource Agent, State Office
Email: skyler.cheever@idwr.idaho.gov
Phone: 208-287-4913

Hersley, Jean

From: Rob Harris <rharris@holdenlegal.com>
Sent: Monday, February 6, 2023 9:49 AM
To: IDWR File
Subject: WSB Application 2256 (Telford Lands LLC); WRs 34-618 et al.
Attachments: BLRID Consent Executed.pdf

CAUTION: This email originated outside the State of Idaho network. Verify links and attachments BEFORE you click or open, even if you recognize and/or trust the sender. Contact your agency service desk with any concerns.

Please see the attached consent from the Big Lost River Irrigation District for the Telford Water Supply Bank application for use on the Mark Telford Property. This should be the only item remaining for processing the application. Please let me now if IDWR needs anything else, and because of the attachment, please confirm that you received this email.

Thanks,

Robert L. Harris
HOLDEN, KIDWELL, HAHN & CRAPO, PLLC
1000 Riverwalk Drive, Suite 200
P.O. Box 50130
Idaho Falls, ID 83405-0130
Phone: (208) 523-0620
Fax: (208) 523-9518
E-Mail: rharris@holdenlegal.com

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Henman, Christina

From: Henman, Christina
Sent: Wednesday, February 1, 2023 11:30 AM
To: 'watermaster34@atcnet.net'
Subject: Application for Transfer No. 87389
Attachments: tmp862E.docx

Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application. You can find a copy of the application at: https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers. Please review the application, then complete the enclosed recommendation form and return it to this office within 14 days of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 14 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

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

SCANNED
MAR 15 2023