

JAN 08 2024

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

Transfer No. \_\_\_\_\_

Department of Water Resources  
Eastern Region**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](http://idwr.idaho.gov).

Name of Applicant(s) Farmland ReserveCheck whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.Yes N/A \* Means the item is always required and must be included with the application.

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

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

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

**STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES**

**APPLICATION FOR TRANSFER OF WATER RIGHT  
PART 1**

Name of Applicant(s) Farmland Reserve Phone 8017159100  
Mailing address 79 S MAIN ST STE 1000 SALT LAKE CTY, UT 84111-1945 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 Greg Sullivan Phone 208-736-8543  
Mailing address 2016 N Washington St Ste 4 Twin Falls, Idaho 83301 Email greg.sullivan@brockwayeng.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.**

*Scott Baird*

Signature of Applicant or Authorized Representative \_\_\_\_\_ Scott Baird Vice President Jan 4, 2024  
Print Name and Title if applicable \_\_\_\_\_ Date \_\_\_\_\_

Signature of Applicant or Authorized Representative \_\_\_\_\_ Print Name and Title if applicable \_\_\_\_\_ Date \_\_\_\_\_

**A. PURPOSE OF TRANSFER**

- ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use  
☐ Change nature of use ☐ Change period of use ☐ Other \_\_\_\_\_
- 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 **Part 1A.2**.
- Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.3**.  
This transfer proposes to update the irrigation place of use of water rights 35-14317, 35-14318, 35-14319 and 35-14320 and to transfer 64.0 acres of 35-7777 and 29.0 acres of 35-2632 and 35-8218 to an existing well and a new irrigation place of use.

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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.                                                                          | Right Number | Amount<br>(cfs/ac-ft) | Nature of Use | Period of Use | Source & Tributary |
|-----------------------------------------------------------------------------|--------------|-----------------------|---------------|---------------|--------------------|
| All or Part<br><input type="checkbox"/> <input checked="" type="checkbox"/> | 35-2632      | 0.51/116              | Irrigation    | 4/01 to 11/01 | Ground Water       |
| <input type="checkbox"/> <input checked="" type="checkbox"/>                | 35-8218      | 0.07/                 | Irrigation    | 4/01 to 10/31 | Ground Water       |
| <input type="checkbox"/> <input checked="" type="checkbox"/>                | 35-7777      | 1.09/256              | Irrigation    | 4/01 to 11/01 | Ground Water       |
| <input checked="" type="checkbox"/> <input type="checkbox"/>                | 35-14317     | 0.71/141.5            | Irrigation    | 4/25 to 10/25 | Ground Water       |
| <input checked="" type="checkbox"/> <input type="checkbox"/>                | 35-14318     | 0.12/23.3             | Irrigation    | 4/25 to 10/25 | Ground Water       |
| <input checked="" type="checkbox"/> <input type="checkbox"/>                | 35-14319     | 0.85/169.6            | Irrigation    | 4/01 to 10/31 | Ground Water       |
| <input checked="" type="checkbox"/> <input type="checkbox"/>                | 35-14320     | 0.73/145.6            | Irrigation    | 4/01 to 10/31 | Ground Water       |
| <input type="checkbox"/> <input type="checkbox"/>                           |              |                       |               | to            |                    |
| <input type="checkbox"/> <input type="checkbox"/>                           |              |                       |               | to            |                    |

Total authorized under rights 10.15 cfs and/or 2104 acre-feet.

2. Total amount of water proposed to be transferred or changed 3.41 cubic feet per second and/or 852 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 # |
|-------|-----|---|----|----|-----|-----|-----|--------|--------------|---------------------|
|       |     |   | NW | NW | 34  | 06S | 29E | Power  | Ground Water |                     |
|       |     |   |    |    |     |     |     |        |              |                     |
|       |     |   |    |    |     |     |     |        |              |                     |
|       |     |   |    |    |     |     |     |        |              |                     |
|       |     |   |    |    |     |     |     |        |              |                     |

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 |             |
| 07S                              | 29E | 4   | 21   | 22 | 31 | 31 |      |    |    |    |      |    |    |    | 27   | 26 | 27 | 28 | 213.0       |
|                                  |     |     | L1   | L2 |    |    |      |    |    |    |      |    |    |    |      |    |    |    |             |
|                                  |     |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |             |
|                                  |     |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |             |
|                                  |     |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |             |
|                                  |     |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |             |
|                                  |     |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |             |
|                                  |     |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |             |
|                                  |     |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    |             |
| Total Acres (for irrigation use) |     |     |      |    |    |    |      |    |    |    |      |    |    |    |      |    |    |    | 213.0       |

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

## APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

Existing wells, mainlines and delivery systems.

- b. Who owns the property at the point(s) of diversion? The applicant

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? **If yes,** ☐ attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: None

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:

The 29.0 acres from 35-2632 and 35-8218 and 64.0 acres from 35-777 will no longer be irrigated.

- 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**

- |                          |                                     |                                                                                               |
|--------------------------|-------------------------------------|-----------------------------------------------------------------------------------------------|
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | undergone a period of five or more consecutive years of non-use,                              |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | currently leased to the Water Supply Bank,                                                    |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | currently used in a mitigation plan limiting the use of water under the right, or             |
| <input type="checkbox"/> | <input checked="" type="checkbox"/> | currently enrolled in a Federal set-aside program limiting the use of water under the rights? |

**If yes,** describe:



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

**Current Water Right No.:** 35-2632

**Current Owner:** FARMLAND RESERVE INC

**Priority Date:** 4/19/1961

**Origin:** Water Right

**Status:** Active

**Basis:** Decreed

**Source**

**Tributary**

GROUND WATER

| <b><u>Beneficial Use</u></b> | <b><u>From To</u></b>  | <b><u>Diversion Rate</u></b> | <b><u>Annual Volume</u></b> |
|------------------------------|------------------------|------------------------------|-----------------------------|
| IRRIGATION                   | 4/01 to 11/01          | 5.32 CFS                     | 1208 AF                     |
|                              | <u>Total Diversion</u> | 5.32 CFS                     | 1208 AF                     |

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

GROUND WATER NW1/4SE1/4NW1/4 Sec. 16, Twp 07S, Rge 29E B.M.

POWER County

GROUND WATER NE1/4SW1/4NE1/4 Sec. 16, Twp 07S, Rge 29E B.M.

POWER County

**Place of Use**

**IRRIGATION Within POWER County**

|               |      |       |               |      |       |
|---------------|------|-------|---------------|------|-------|
| T07S R29E S16 | NENE | 35.00 | T07S R29E S16 | NWNE | 37.00 |
| T07S R29E S16 | SWNE | 40.00 | T07S R29E S16 | SENE | 39.00 |
| T07S R29E S16 | NENW | 37.00 | T07S R29E S16 | NWNW | 35.00 |
| T07S R29E S16 | SWNW | 39.00 | T07S R29E S16 | SENW | 40.00 |

Total Acres: 302

**Conditions of Approval:**

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

Decreed Date: 1/31/2002



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

**Current Water Right No.: 35-8218**

Current Owner: FARMLAND RESERVE INC  
Priority Date: 6/21/1983  
Origin: Water Right  
Status: Active  
Basis: License

**Source**

**Tributary**

GROUND WATER

| <b><u>Beneficial Use</u></b> | <b><u>From To</u></b>  | <b><u>Diversion Rate</u></b> | <b><u>Annual Volume</u></b> |
|------------------------------|------------------------|------------------------------|-----------------------------|
| IRRIGATION                   | 4/01 to 10/31          | 0.72 CFS                     |                             |
|                              | <u>Total Diversion</u> | 0.72 CFS                     |                             |

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

|              |            |          |          |              |
|--------------|------------|----------|----------|--------------|
| GROUND WATER | SW1/4NE1/4 | Sec. 16, | Twp 07S, | Rge 29E B.M. |
| POWER County |            |          |          |              |
| GROUND WATER | SE1/4NW1/4 | Sec. 16, | Twp 07S, | Rge 29E B.M. |
| POWER County |            |          |          |              |

**Place of Use**

IRRIGATION Within POWER County

|                  |      |       |               |      |       |
|------------------|------|-------|---------------|------|-------|
| T07S R29E S16    | NENE | 35.00 | T07S R29E S16 | NWNE | 37.00 |
| T07S R29E S16    | SWNE | 40.00 | T07S R29E S16 | SENE | 39.00 |
| T07S R29E S16    | NENW | 37.00 | T07S R29E S16 | NWNW | 35.00 |
| T07S R29E S16    | SWNW | 39.00 | T07S R29E S16 | SENW | 40.00 |
| Total Acres: 302 |      |       |               |      |       |

**Conditions of Approval:**

1. R31 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for irrigation of the lands above.
2. Rights 35-02632 and 35-08218 when combined shall not exceed a total annual diversion volume of 1208.0 af and the irrigation of a total of 302 acres. Right 35-02632 is also diverted at the point of diversion described above.

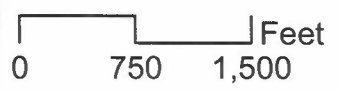
Licensed Date: 10/4/1996

Page \_\_\_\_\_ of \_\_\_\_\_

Decreed Date: 1/31/2002



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**FARMLAND RESERVE  
29.0 ACRE  
TRANSFER FROM LOCATION  
NAIP 2021 AERIAL**



## IDAHO DEPARTMENT OF WATER RESOURCES

2/26/2024

## Proof Report

## Water Right 35-7777

**Owner Type**      **Name and Address**  
 Current Owner      FARMLAND RESERVE INC  
                          60 E SOUTH TEMPLE STE 1700  
                          SALT LAKE CTY, UT 84111-1008  
                          (801) 715-9100

**Priority Date:** 1/24/1978**Basis:** Decreed**Status:** Active

**Source**  
 GROUND WATER

**Tributary**

| <b>Beneficial Use</b> | <b>From</b>                   | <b>To</b> | <b>Diversion Rate</b> | <b>Volume</b> |
|-----------------------|-------------------------------|-----------|-----------------------|---------------|
| IRRIGATION            | 4/01                          | 11/01     | 1.770 CFS             |               |
|                       | <b><u>Total Diversion</u></b> |           | 1.770 CFS             |               |

**Source and Point(s) of Diversion:**

GROUND WATER      SESENE      Sec. 28, Twp 01S, Rge 33E, BINGHAM County

**Place Of Use:**

IRRIGATION within BINGHAM County

|     |     |     | NE |    |      |      | NW |    |      |    | SW |    |    |    | SE   |      |    |    | Totals |
|-----|-----|-----|----|----|------|------|----|----|------|----|----|----|----|----|------|------|----|----|--------|
| Twp | Rng | Sec | NE | NW | SW   | SE   | NE | NW | SW   | SE | NE | NW | SW | SE | NE   | NW   | SW | SE |        |
| 01S | 33E | 27  |    |    |      |      |    |    | 15.0 |    |    |    |    |    |      |      |    |    | 15.0   |
| 01S | 33E | 28  |    |    | 40.0 | 39.0 |    |    |      |    |    |    |    |    | 39.0 | 40.0 |    |    | 158.0  |

Right Acre Limit: 104.00  
 POU Total Acres: 173.0

**Conditions of Approval:**

1.      X27      This right is limited to the irrigation of 104 acres within the authorized place of use in a single irrigation season.
2.      X35      Rights 35-2391 and 35-7777 when combined shall not exceed a total annual maximum diversion volume of 692 af at the field headgate, and the irrigation of 173 acres.
3.      T19      Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

IDAHO DEPARTMENT OF WATER RESOURCES  
Proof Report

2/26/2024

**Dates and Other Information:**

Decreed Date: 1/31/2002  
State or Federal: S  
Water District Number: 120  
Mitigation Plan: False

**Combined Use Limits:**

| <u>Rate</u> | <u>Volume</u> | <u>Acres</u> | <u>Water Rights</u> |
|-------------|---------------|--------------|---------------------|
| 5.210       | 1,104.0       |              | 35-7777 ,35-2391    |

**SubCase:**

SubCaseNumber: 35-7777  
Class: 1  
SF5 Filed Date:  
Special Master Recom Signed Date:  
Attorney Assigned:  
Adjudication Agent:  
Basis of Claim: License  
Date Filed: 11/20/1998  
Objection Status: Active

**Water Supply Bank:**

N/A





2021 NAIP AERIAL



POD

☐ Knudsen\_WRs



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

**Current Water Right No.:** 35-14317

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

**Source**

**Tributary**

GROUND WATER

| <b><u>Beneficial Use</u></b> | <b><u>From To</u></b>  | <b><u>Diversion Rate</u></b> | <b><u>Annual Volume</u></b> |
|------------------------------|------------------------|------------------------------|-----------------------------|
| IRRIGATION                   | 04/25 to 10/25         | 0.71 CFS                     | 141.5 AF                    |
|                              | <u>Total Diversion</u> | 0.71 CFS                     | 141.5 AF                    |

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

GROUND WATER  
POWER County

NW1/4NW1/4      Sec. 34,    Twp 06S,    Rge 29E B.M.

**Place of Use**

IRRIGATION Within POWER County

|              |      |       |              |      |       |
|--------------|------|-------|--------------|------|-------|
| T07S R29E S4 | NENE | 27.00 | T07S R29E S4 | NWNE | 33.00 |
| T07S R29E S4 | SWNE | 30.00 | T07S R29E S4 | SENE | 30.00 |

Total Acres: 120

**Conditions of Approval:**

1. 214 Prior to the diversion and use of water under Transfer approval 78394, 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.
2. X35 Rights 35-14317, 35-14318, 35-14320 when combined shall not exceed a total diversion rate of 1.33 cfs, and the irrigation of 77.6 acres.
3. 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.
4. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. X35 Rights 35-14317, 35-14318, 35-14319, and 35-14320 when combined shall not exceed a total diversion rate of 1.62 cfs, and the irrigation of 120.0 acres.
6. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7. X27 This right is limited to the irrigation of 35.4 acres within the authorized place of use in a single irrigation season.
8. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
9. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
10. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 4/01 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/25 and after 10/25 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/19/2002.
12. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Decreed Date: 2/19/2002

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

**Current Water Right No.:** 35-14318

**Current Owner:** FARMLAND RESERVE INC

**Priority Date:** 12/26/1973

**Origin:** Water Right

**Status:** Active

**Basis:** Decreed

**Source**

**Tributary**

GROUND WATER

| <b><u>Beneficial Use</u></b> | <b><u>From To</u></b>  | <b><u>Diversion Rate</u></b> | <b><u>Annual Volume</u></b> |
|------------------------------|------------------------|------------------------------|-----------------------------|
| IRRIGATION                   | 04/25 to 10/25         | 0.12 CFS                     | 23.3 AF                     |
|                              | <u>Total Diversion</u> | 0.12 CFS                     | 23.3 AF                     |

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

|              |            |          |          |              |
|--------------|------------|----------|----------|--------------|
| GROUND WATER | NW1/4NW1/4 | Sec. 34, | Twp 06S, | Rge 29E B.M. |
| POWER County |            |          |          |              |

**Place of Use**

IRRIGATION Within POWER County

|              |      |       |              |      |       |
|--------------|------|-------|--------------|------|-------|
| T07S R29E S4 | NENE | 27.00 | T07S R29E S4 | NWNE | 33.00 |
| T07S R29E S4 | SWNE | 30.00 | T07S R29E S4 | SENE | 30.00 |

Total Acres: 120

**Conditions of Approval:**

1. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. 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.
3. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 4/01 and an ending date of 10/31 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 4/25 and after 10/25 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than 2/19/2002.
4. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
5. X27 This right is limited to the irrigation of 5.8 acres within the authorized place of use in a single irrigation season.
6. 214 Prior to the diversion and use of water under Transfer approval 78394, 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. 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.
8. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
9. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
10. 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.
11. X35 Rights 35-14317, 35-14318, 35-14319, and 35-14320 when combined shall not exceed a total diversion rate of 1.62 cfs, and the irrigation of 120.0 acres.
12. X35 Rights 35-14317, 35-14318, 35-14320 when combined shall not exceed a total diversion rate of 1.33 cfs, and the irrigation of 77.6 acres.

Decreed Date: 2/19/2002

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

**Current Water Right No.:** 35-14319

**Current Owner:** FARMLAND RESERVE INC

**Priority Date:** 5/23/1979

**Origin:** Water Right

**Status:** Active

**Basis:** License

**Source**

**Tributary**

GROUND WATER

**Beneficial Use**

**From To**

**Diversion Rate**

**Annual Volume**

IRRIGATION      04/01 to 10/31  
Total Diversion

0.85 CFS      169.6 AF  
 0.85 CFS      169.6 AF

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

GROUND WATER  
 POWER County

NW1/4NW1/4      Sec. 34,      Twp 06S,      Rge 29E B.M.

**Place of Use**

IRRIGATION Within POWER County

|              |      |       |              |      |       |
|--------------|------|-------|--------------|------|-------|
| T07S R29E S4 | NENE | 27.00 | T07S R29E S4 | NWNE | 33.00 |
| T07S R29E S4 | SWNE | 30.00 | T07S R29E S4 | SENE | 30.00 |

Total Acres: 120

**Conditions of Approval:**

1. X35 Rights 35-14317, 35-14318, 35-14319, and 35-14320 when combined shall not exceed a total diversion rate of 1.62 cfs, and the irrigation of 120.0 acres.
2. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
3. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
4. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
5. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. 214 Prior to the diversion and use of water under Transfer approval 78394, 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. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. X27 This right is limited to the irrigation of 42.4 acres within the authorized place of use in a single irrigation season.
9. 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.

Licensed Date: 5/25/1999

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

**Current Water Right No.:** 35-14320

**Current Owner:** FARMLAND RESERVE INC

**Priority Date:** 7/9/1963

**Origin:** Water Right

**Status:** Active

**Basis:** Decreed

**Source**

**Tributary**

GROUND WATER

| <b><u>Beneficial Use</u></b> | <b><u>From To</u></b>  | <b><u>Diversion Rate</u></b> | <b><u>Annual Volume</u></b> |
|------------------------------|------------------------|------------------------------|-----------------------------|
| IRRIGATION                   | 04/01 to 10/31         | 0.73 CFS                     | 145.6 AF                    |
|                              | <u>Total Diversion</u> | 0.73 CFS                     | 145.6 AF                    |

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

GROUND WATER

NW1/4NW1/4

Sec. 34, Twp 06S, Rge 29E B.M.

POWER County

**Place of Use**

IRRIGATION Within POWER County

|              |      |       |              |      |       |
|--------------|------|-------|--------------|------|-------|
| T07S R29E S4 | NENE | 27.00 | T07S R29E S4 | NWNE | 33.00 |
| T07S R29E S4 | SWNE | 30.00 | T07S R29E S4 | SENE | 30.00 |

Total Acres: 120

Conditions of Approval:

1. Rights 35-14317, 35-14318, and 35-14320 when combined shall not exceed a total diversion rate of 1.33 cfs, and the irrigation of 77.6 acres.
2. 214 Prior to the diversion and use of water under Transfer approval 78394, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
3. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. 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.
5. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
6. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. X27 This right is limited to the irrigation of 36.4 acres within the authorized place of use in a single irrigation season.
8. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 120.
9. X35 Rights 35-14317, 35-14318, 35-14319, and 35-14320 when combined shall not exceed a total diversion rate of 1.62 cfs, and the irrigation of 120.0 acres.
10. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 213 Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.

Decreed Date: 2/19/2002

State of Idaho  
Department of Water Resources

## Water Right

35-14317, 35-14318, 35-14319 and 35-14320

IRRIGATION

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



Date created: 11/7/2023

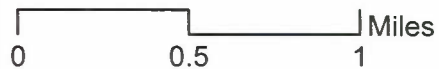
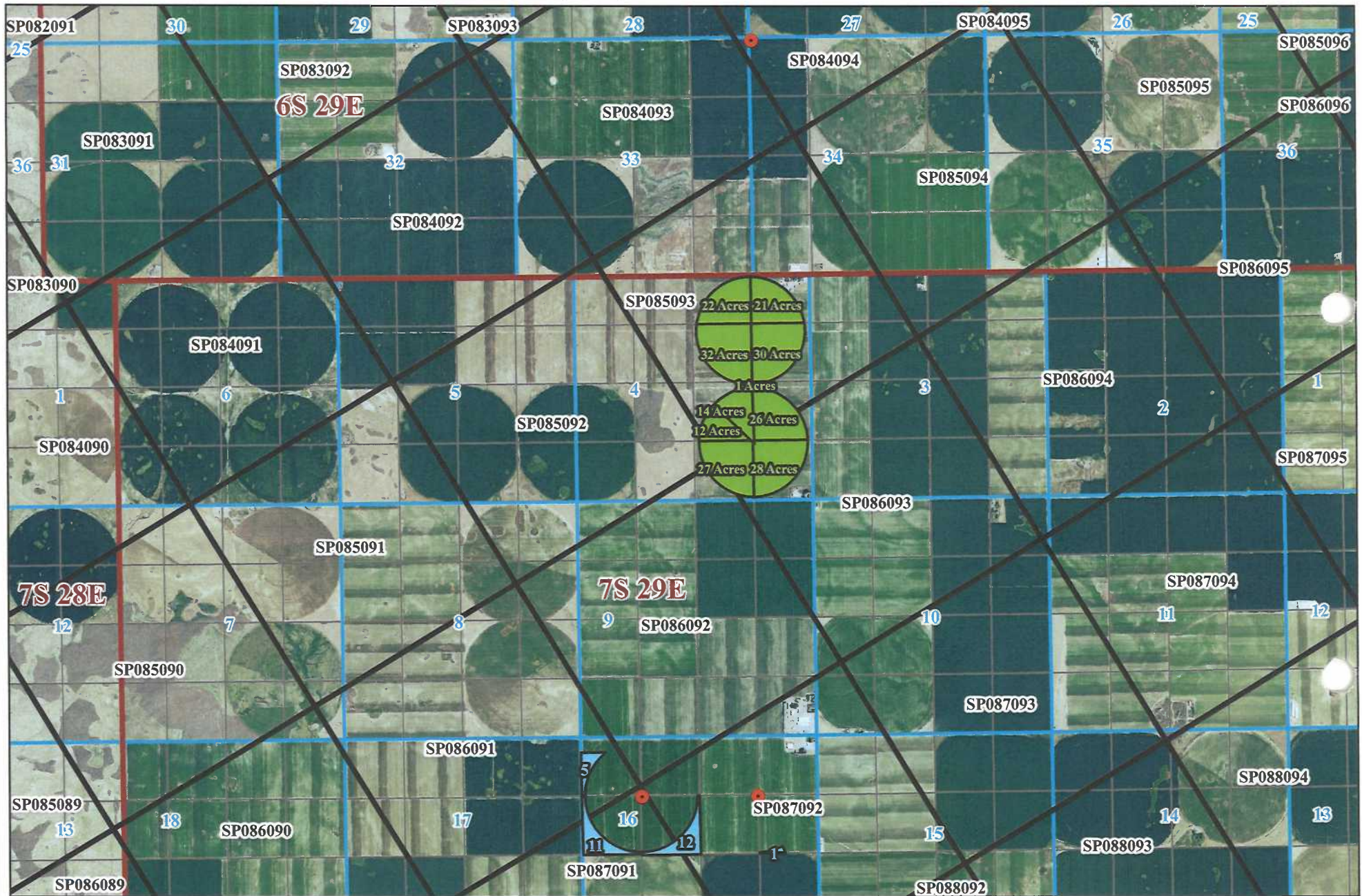


Legend

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







**FARMLAND RESERVE  
213.0 ACRE  
TRANSFER FROM AND TO LOCATIONS  
NAIP 2021 AERIAL**

**Legend**

- 29.0\_Acres\_FROM
- New 120.0 Acre POU
- New 93.0 Acre POU
- 213.0\_Acre\_Wells





0004994226

**STATE OF IDAHO***Office of the secretary of state, Lawrence Denney***ANNUAL REPORT**

Idaho Secretary of State

PO Box 83720

Boise, ID 83720-0080

(208) 334-2301

Filing Fee: \$0.00

For Office Use Only

**-FILED-**

File #: 0004994226

Date Filed: 11/15/2022 3:40:02 PM

B0755-4351 11/15/2022 3:40 PM Received by Office of the Idaho Secretary of State

## Entity Name and Mailing Address:

Entity Name:

FARMLAND RESERVE, INC.

Foreign Name (name in home jurisdiction):

FARMLAND RESERVE, INC.

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

0000374594

Address

C/O DAVID A. CHANNER  
50 E N TEMPLE ST 2WW  
SALT LAKE CITY, UT 84150-0001

## Entity Details:

Entity Status

Active-Good Standing

This entity is organized under the laws of:

UTAH

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

C122084

## The registered agent on record is:

Registered Agent

CORPORATION SERVICE COMPANY  
Commercial Registered Agent

Physical Address

1305 12TH AVE RD  
NAMPA, ID 83686

Mailing Address

1305 12TH AVE RD  
NAMPA, ID 83686

## Agent or Address Change

☐ Select if you are appointing a new agent.

## Corporate Officers and Directors:

| Name                                                 | Title          | Business Address                                          |
|------------------------------------------------------|----------------|-----------------------------------------------------------|
| <input checked="" type="checkbox"/> K. Erik Jacobsen | Vice President | 79 S. MAIN, SUITE 1000<br>SALT LAKE CITY, UT 84111        |
| Gerald Causse                                        | Director       | 50 E. NORTH TEMPLE<br>SALT LAKE CITY, UT 84150            |
| W. Christopher Waddell                               | Director       | 50 E. NORTH TEMPLE<br>SALT LAKE CITY, UT 84150            |
| <input checked="" type="checkbox"/> Paul L. Allen    | Secretary      | 79 S. MAIN, SUITE 500<br>SALT LAKE CITY, UT 84111         |
| <input checked="" type="checkbox"/> Paul L. Allen    | Treasurer      | 79 S. MAIN, SUITE 500<br>SALT LAKE CITY, UT 84111         |
| L. Todd Budge                                        | Director       | 79 S. MAIN STREET, SUITE 1000<br>SALT LAKE CITY, UT 84111 |
| <input checked="" type="checkbox"/> Douglas L. Rose  | President      | 79 S. MAIN STREET, SUITE 1000<br>SALT LAKE CITY, UT 84111 |
| <input checked="" type="checkbox"/> Rex C. Burgener  | Vice President | 79 S. MAIN STREET, SUITE 500<br>SALT LAKE CITY, UT 84111  |



|                       |                |                                                            |
|-----------------------|----------------|------------------------------------------------------------|
| David R. Wright       | Vice President | 79 S. MAIN STREET, SUITE 500<br>SALT LAKE CITY, UT 84111   |
| Patrick A. Tolman     | Vice President | 79 S. MAIN STREET, SUITE 500<br>SALT LAKE CITY, UT 84111   |
| Dale K. Bills         | Vice President | 79 S. MAIN STREET<br>SUITE 500<br>SALT LAKE CITY, UT 84111 |
| Aaron J. Andrus       | Vice President | 79 S. MAIN STREET, SUITE 500<br>SALT LAKE CITY, UT 84111   |
| L. Scott Baird        | Vice President | 79 S. MAIN STREET, SUITE 500<br>SALT LAKE CITY, UT 84111   |
| Brent J. Garlick      | Treasurer      | 79 S. MAIN STREET, SUITE 500<br>SALT LAKE CITY, UT 84111   |
| Kyle L. Knight        | Vice President | 79 S. MAIN STREET, SUITE 1000<br>SALT LAKE CITY, UT 84111  |
| Kelly W. Tryon        | Vice President | 79 S. MAIN STREET, SUITE 500<br>SALT LAKE CITY, UT 84111   |
| Ashley J. Powell      | Vice President | 79 S. MAIN STREET, SUITE 500<br>SALT LAKE CITY, UT 84111   |
| Brent W. Roberts      | Vice President | 79 S. MAIN STREET, SUITE 500<br>SALT LAKE CITY, UT 84111   |
| R. Steven Romney      | Vice President | 79 S. MAIN STREET, SUITE 1000<br>SALT LAKE CITY, UT 84111  |
| David S. Secrist      | Vice President | 79 S. MAIN STREET, SUITE 500<br>SALT LAKE CITY, UT 84111   |
| Clinton E. Richardson | Vice President | 79 S. MAIN STREET, SUITE 500<br>SALT LAKE CITY, UT 84111   |
|                       |                |                                                            |
| Armando Caballero     | Vice President | 79 S. MAIN STREET, SUITE 500<br>SALT LAKE CITY, UT 84111   |
| Tyson Johnson         | Vice President | 79 S. MAIN STREET, SUITE 500<br>SALT LAKE CITY, UT 84111   |
| Justin Dixon          | Vice President | 79 S. MAIN STREET, SUITE 500<br>SALT LAKE CITY, UT 84111   |
| Brent Stanger         | Vice President | 79 S. MAIN STREET, SUITE 500<br>SALT LAKE CITY, UT 84111   |
| Michael Meek          | Vice President | 79 S. MAIN STREET, SUITE 500<br>SALT LAKE CITY, UT 84111   |
| Austin Anderson       | Vice President | 79 S. MAIN STREET, SUITE 500<br>SALT LAKE CITY, UT 84111   |
| Kevin R. Jergensen    | Treasurer      | 79 S. MAIN STREET, SUITE 500<br>SALT LAKE CITY, UT 84111   |
| Douglas H. Martin     | Treasurer      | 79 S. MAIN STREET, SUITE 500<br>SALT LAKE CITY, UT 84111   |
| David A. Channer      | Secretary      | 79 S. MAIN STREET, SUITE 500<br>SALT LAKE CITY, UT 84111   |
| Calvin R. Winder      | President      | 79 S. MAIN STREET, SUITE 500<br>SALT LAKE CITY, UT 84111   |



|                                                     |                |                                                          |
|-----------------------------------------------------|----------------|----------------------------------------------------------|
| <input checked="" type="checkbox"/> David J Cannon  | Vice President | 79 S. MAIN STREET, SUITE 500<br>SALT LAKE CITY, UT 84111 |
| <input checked="" type="checkbox"/> Spencer Birch   | Vice President | 79 S. MAIN STREET, SUITE 500<br>SALT LAKE CITY, UT 84111 |
| <input checked="" type="checkbox"/> DOUGLAS L. ROSE | Director       | 79 S. MAIN STREET, SUITE 500<br>SALT LAKE CITY, UT 84111 |

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

Job Title: Secretary

*Paul L. Allen*

*11/15/2022*

Sign Here

Date

Transfer of Acres to Fields 176 and 178

Mitigation Analysis Period  
Trimester

One-Way Analysis of Independent Transfers

New Water Right (GModelo):

| WR No.                                                            | Div. Rate<br>(CFS) | Con. Vol.<br>(AFA) | No. of Irr.<br>Acres | Priority<br>Date | POD<br>Location | Dedicated Vol.<br>AFA/ AFT | Model<br>Node |
|-------------------------------------------------------------------|--------------------|--------------------|----------------------|------------------|-----------------|----------------------------|---------------|
| Transfer 1: Proposed Steady State Impacts following Transfer      |                    |                    |                      |                  |                 |                            |               |
| Transfer 1: Worst Case Transient State Impacts following Transfer |                    |                    |                      |                  |                 |                            |               |

|                                |                     |                         |                        |                       |                      |                 |      |                  |       |                      |      |
|--------------------------------|---------------------|-------------------------|------------------------|-----------------------|----------------------|-----------------|------|------------------|-------|----------------------|------|
| Pre-SS                         |                     | 100.00%                 |                        |                       |                      |                 |      |                  |       |                      |      |
| Post-SS                        |                     | 100.00%                 |                        |                       |                      |                 |      |                  |       |                      |      |
| Impact by Reach (AF/Trimester) |                     |                         |                        |                       |                      |                 |      |                  |       |                      |      |
| Ashton to<br>Rexburg           | Heise to<br>Shelley | Shelley to<br>Nr Bickft | Nr Bickft To<br>Neeley | Neeley to<br>Minidoka | Dev. Wbl. To<br>Buhl | Buhl to<br>Kspr | Kspr | Kspr to<br>Malad | Malad | Malad to<br>Bancroft |      |
| 1.97                           | 3.33                | 17.63                   | 62.80                  | 1.85                  | 1.79                 | 1.45            | 0.66 | 0.62             | 0.71  | 0.09                 | 92.9 |
| 1.50                           | 2.46                | 13.31                   | 61.22                  | 3.22                  | 3.70                 | 3.00            | 1.36 | 1.27             | 1.46  | 0.19                 | 92.9 |
| 1.97                           | 3.33                | 17.63                   | 62.80                  | 1.85                  | 1.79                 | 1.45            | 0.66 | 0.62             | 0.71  | 0.09                 | 92.9 |
| 1.93                           | 3.29                | 15.70                   | 61.22                  | 3.22                  | 3.70                 | 3.00            | 1.36 | 1.27             | 1.46  | 0.19                 | 96.9 |

|                          |                                          |        |        |        |       |       |        |        |        |        |        |        |
|--------------------------|------------------------------------------|--------|--------|--------|-------|-------|--------|--------|--------|--------|--------|--------|
| Steady State Analysis    | Mitigation Check 1 - >10% of Historical: | -24.2% | -26.1% | -24.5% | -2.5% | 73.6% | 106.2% | 106.2% | 106.2% | 106.2% | 106.1% | 105.9% |
|                          | Mitigation Check 2: > 2 AF/T:            | -0.5   | -0.9   | -4.3   | -1.6  | 1.36  | 1.90   | 1.54   | 0.7    | 0.7    | 0.7    | 0.1    |
|                          | Mitigation Check 3 - >10% of Total:      | 1.6%   | 2.7%   | 14.4%  | 66.1% | 3.5%  | 4.0%   | 3.2%   | 1.5%   | 1.4%   | 1.6%   | 0.2%   |
|                          | Mitigation Required?:                    | NO     | NO     | NO     | NO    | NO    | NO     | NO     | NO     | NO     | NO     | NO     |
|                          | Mitigation Vol. Req'd (ac-ft):           | -0.5   | -0.9   | -4.3   | -1.6  | 1.4   | 1.90   | 1.5    | 0.7    | 0.7    | 0.7    | 0.1    |
| Transient State Analysis | Mitigation Check 1 - >10% of Historical: | -2.0%  | -1.2%  | -10.9% | -2.5% | 73.6% | 106.2% | 106.2% | 106.2% | 106.2% | 106.1% | 105.9% |
|                          | Mitigation Check 2: > 2.01 AF/T:         | 0.0    | 0.0    | -1.9   | -1.6  | 1.36  | 1.90   | 1.54   | 0.7    | 0.7    | 0.7    | 0.1    |
|                          | Mitigation Required?:                    | NO     | NO     | NO     | NO    | NO    | NO     | NO     | NO     | NO     | NO     | NO     |
|                          | Mitigation Vol. Req'd (ac-ft):           | 0.0    | 0.0    | -1.9   | -1.6  | 1.4   | 1.90   | 1.5    | 0.7    | 0.7    | 0.7    | 0.1    |

Read Me

| WR No.                                                            | Div. Rate<br>(CFS) | Con. Vol.<br>(AFA) | No. of Irr.<br>Acres | Priority<br>Date | POD<br>Location | Dedicated Vol.<br>AFA/ AFT | Model<br>Node |
|-------------------------------------------------------------------|--------------------|--------------------|----------------------|------------------|-----------------|----------------------------|---------------|
| Transfer: Proposed Steady State Impacts following Transfer        |                    |                    |                      |                  |                 |                            |               |
| Transfer 1: Worst Case Transient State Impacts following Transfer |                    |                    |                      |                  |                 |                            |               |

|                                |                     |                         |                        |                       |                      |                 |      |                  |       |                      |     |
|--------------------------------|---------------------|-------------------------|------------------------|-----------------------|----------------------|-----------------|------|------------------|-------|----------------------|-----|
| Pre-SS                         |                     | 0.00%                   |                        |                       |                      |                 |      |                  |       |                      |     |
| Post-SS                        |                     | 0.00%                   |                        |                       |                      |                 |      |                  |       |                      |     |
| Impact by Reach (AF/Trimester) |                     |                         |                        |                       |                      |                 |      |                  |       |                      |     |
| Ashton to<br>Rexburg           | Heise to<br>Shelley | Shelley to<br>Nr Bickft | Nr Bickft To<br>Neeley | Neeley to<br>Minidoka | Dev. Wbl. To<br>Buhl | Buhl to<br>Kspr | Kspr | Kspr to<br>Malad | Malad | Malad to<br>Bancroft |     |
| 0.0                            | 0.0                 | 0.0                     | 0.0                    | 0.0                   | 0.0                  | 0.0             | 0.0  | 0.0              | 0.0   | 0.0                  | 0.0 |
| 0.0                            | 0.0                 | 0.0                     | 0.0                    | 0.0                   | 0.0                  | 0.0             | 0.0  | 0.0              | 0.0   | 0.0                  | 0.0 |
| 0.0                            | 0.0                 | 0.0                     | 0.0                    | 0.0                   | 0.0                  | 0.0             | 0.0  | 0.0              | 0.0   | 0.0                  | 0.0 |
| 0.0                            | 0.0                 | 0.0                     | 0.0                    | 0.0                   | 0.0                  | 0.0             | 0.0  | 0.0              | 0.0   | 0.0                  | 0.0 |

|                          |                                          |      |      |      |      |      |      |      |      |      |      |
|--------------------------|------------------------------------------|------|------|------|------|------|------|------|------|------|------|
| Steady State Analysis    | Mitigation Check 1 - >10% of Historical: | 0.0% | 0.0% | 0.0% | 0.0% | 0.0% | 0.0% | 0.0% | 0.0% | 0.0% | 0.0% |
|                          | Mitigation Check 2: > 2 AF/T:            | 0.0  | 0.0  | 0.0  | 0.0  | 0.0  | 0.0  | 0.0  | 0.0  | 0.0  | 0.0  |
|                          | Mitigation Check 3 - >10% of Total:      | 0.0% | 0.0% | 0.0% | 0.0% | 0.0% | 0.0% | 0.0% | 0.0% | 0.0% | 0.0% |
|                          | Mitigation Required?:                    | NO   | NO   | NO   | NO   | NO   | NO   | NO   | NO   | NO   | NO   |
|                          | Mitigation Vol. Req'd (ac-ft):           | 0.0  | 0.0  | 0.0  | 0.0  | 0.0  | 0.0  | 0.0  | 0.0  | 0.0  | 0.0  |
| Transient State Analysis | Mitigation Check 1 - >10% of Historical: | 0.0% | 0.0% | 0.0% | 0.0% | 0.0% | 0.0% | 0.0% | 0.0% | 0.0% | 0.0% |
|                          | Mitigation Check 2: > 2.01 AF/T:         | 0.0  | 0.0  | 0.0  | 0.0  | 0.0  | 0.0  | 0.0  | 0.0  | 0.0  | 0.0  |
|                          | Mitigation Required?:                    | NO   | NO   | NO   | NO   | NO   | NO   | NO   | NO   | NO   | NO   |
|                          | Mitigation Vol. Req'd (ac-ft):           | 0.0  | 0.0  | 0.0  | 0.0  | 0.0  | 0.0  | 0.0  | 0.0  | 0.0  | 0.0  |

88772

# ENHANCED GROUND-WATER RIGHTS TRANSFER

UNIVERSITY OF IDAHO - IDAHO WATER RESOURCES RESEARCH INSTITUTE

IDAHO DEPARTMENT OF AGRICULTURE

Cells this color are  
set up for user entries

ENTER STARTING DATE FOR  
SIMULATION. THEN PUSH  
"UPDATE DATES" BUTTON

TRANSFER NO:

0

YEAR

1950

TRANSFER NAME:

SEASON

SPRING

Farmland Reserve

ENTER CELL LOCATIONS:

|        | 'TO' CELL | 'FROM1' CELL | 'FROM2' CELL | 'FROM3' CELL |
|--------|-----------|--------------|--------------|--------------|
| ROW    | 84        | 87           | 70           | 0            |
| COLUMN | 94        | 91           | 130          | 0            |

29

64

| TRIMESTER<br>OF<br>ACTIVITY | TO WELL                       | FROM1 WELL                    |                                  | FROM2 WELL                    |                                  | FROM3 WELL                    |                                  |
|-----------------------------|-------------------------------|-------------------------------|----------------------------------|-------------------------------|----------------------------------|-------------------------------|----------------------------------|
|                             | Projected Use<br>AF/TRIMESTER | With Transfer<br>AF/TRIMESTER | Without Transfer<br>AF/TRIMESTER | With Transfer<br>AF/TRIMESTER | Without Transfer<br>AF/TRIMESTER | With Transfer<br>AF/TRIMESTER | Without Transfer<br>AF/TRIMESTER |
| SPR 1950                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| SUM 1950                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| WIN 1950                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| SPR 1951                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| SUM 1951                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| WIN 1951                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| SPR 1952                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| SUM 1952                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| WIN 1952                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| SPR 1953                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| SUM 1953                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| WIN 1953                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| SPR 1954                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| SUM 1954                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| WIN 1954                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| SPR 1955                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| SUM 1955                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| WIN 1955                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| SPR 1956                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| SUM 1956                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| WIN 1956                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| SPR 1957                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| SUM 1957                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| WIN 1957                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| SPR 1958                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| SUM 1958                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| WIN 1958                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| SPR 1959                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| SUM 1959                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| WIN 1959                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| SPR 1960                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| SUM 1960                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| WIN 1960                    | 0.0                           | 0.0                           | 0.0                              | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| SPR 1961                    | 0.0                           | 29.0                          | 29.0                             | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| SUM 1961                    | 0.0                           | 29.0                          | 29.0                             | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| WIN 1961                    | 0.0                           | 29.0                          | 29.0                             | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| SPR 1962                    | 0.0                           | 29.0                          | 29.0                             | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| SUM 1962                    | 0.0                           | 29.0                          | 29.0                             | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| WIN 1962                    | 0.0                           | 29.0                          | 29.0                             | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| SPR 1963                    | 0.0                           | 29.0                          | 29.0                             | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| SUM 1963                    | 0.0                           | 29.0                          | 29.0                             | 0.0                           | 0.0                              | 0.0                           | 0.0                              |
| WIN 1963                    | 0.0                           | 29.0                          | 29.0                             | 0.0                           | 0.0                              | 0.0                           | 0.0                              |











|          |      |     |      |     |      |     |     |
|----------|------|-----|------|-----|------|-----|-----|
| SPR 2089 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| SUM 2089 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| WIN 2089 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| SPR 2090 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| SUM 2090 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| WIN 2090 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| SPR 2091 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| SUM 2091 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| WIN 2091 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| SPR 2092 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| SUM 2092 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| WIN 2092 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| SPR 2093 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| SUM 2093 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| WIN 2093 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| SPR 2094 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| SUM 2094 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| WIN 2094 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| SPR 2095 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| SUM 2095 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| WIN 2095 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| SPR 2096 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| SUM 2096 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| WIN 2096 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| SPR 2097 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| SUM 2097 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| WIN 2097 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| SPR 2098 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| SUM 2098 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| WIN 2098 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| SPR 2099 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| SUM 2099 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |
| WIN 2099 | 93.0 | 0.0 | 29.0 | 0.0 | 64.0 | 0.0 | 0.0 |



**BROCKWAY**  
ENGINEERING  
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

JAN 08 2024

Department of Water Resources  
Eastern Region

January 5, 2024

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

Re: Farmland Reserve Inc.

Dear Mr. Cefalo:

Farmland Reserve Inc. desires to transfer 29.0 acres irrigation water from water right 35-2632 and 35-8218 to a new irrigation place of use with an existing point of diversion and transfer 64.0 acres from water right 35-7777. The irrigation place of use for water rights 35-14317, 35-14318, 35-14319 and 35-14320 will be updated with this transfer. The ownership, beneficial use and period use will not be changing with this transfer.

ESPA Model analysis for this 93.0 acres that will be transferred to the existing POD calculated that mitigation for this transfer is not required.

Please copy our office on all correspondence regarding this application.

Sincerely,

Greg Sullivan, M.S., Engineer

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

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

Cc: Lauren Cabrera via email

Enc: Transfer Application, Aerial Maps, ESPA Model Analysis, Annual Report, Brockway  
Engineering Check # 11110 for \$740.00

2016 NORTH  
WASHINGTON  
STREET • SUITE 4

TWIN FALLS,  
IDAHO 83301

208•736•8543

FAX: 736•8506

88772



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](mailto:easterninfo@idwr.idaho.gov) • Web: [idwr.idaho.gov](http://idwr.idaho.gov)

Governor Brad Little

Director Mathew Weaver

March 6, 2024

FARMLAND RESERVE INC  
79 S. MAIN ST  
STE 1000  
SALT LAKE CTY, UT 84111-11945

RE: Transfer No. 88765; Water Right No(s). 35-13608, 35-14081, 35-14084, 35-14089,  
35-14092, 35-2391, 35-7777  
Transfer No. 88767; Water Right No(s). 35-2391  
Transfer No. 88772; Water Right No(s). 35-14317, 35-14318, 35-14319, 35-14320,  
35-2632, 35-7777, 35-8218  
Transfer No. 88781; Water Right No(s). 35-2632, 35-8218

Dear Applicant:

The Department of Water Resources has received your water right transfer applications. Please refer to the transfer numbers referenced above in all future correspondence regarding these transfers.

A legal notice of the applications has been prepared and is scheduled for publication in the POWER COUNTY PRESS on 3/13/2024 and 3/20/2024. Protests to these applications may be submitted for a period ending ten (10) days after the second publication.

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

If the applications are not protested, the Department will process your applications and notify you of any action taken on them. If your applications are approved, the Department will send you a copy of the approval documents.

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

Sincerely,

Christina Henman  
Administrative Assistant

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

## Henman, Christina

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**From:** Henman, Christina  
**Sent:** Wednesday, March 6, 2024 3:09 PM  
**To:** 'press1@press-times.com'  
**Subject:** Legal Notice for Power County Press  
**Attachments:** 88765, 88767, 88772, 88781 Power County Press.docx

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

RE: Transfer No. 88765, 88767, 88772, 88781  
Water Right No(s). 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-2391, 35-7777, 35-2391,  
35-14317, 35-14318, 35-14319, 35-14320, 35-2632, 35-7777, 35-8218, 35-2632, 35-8218

Dear Legal Notice Department:

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

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 4/1/2024. Your cooperation is appreciated.

Sincerely,

Thank You,



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

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT****TRANSFER NO. 88765**

**FARMLAND RESERVE INC.**, 79 S. MAIN ST., STE 1000, SALT LAKE CTY, UT 84111-11945 has filed Application No. 88765 for changes to the following water rights within POWER County(s): Right No(s). 35-13608, 35-14081, 35-14084, 35-14089, 35-14092, 35-2391, 35-7777; to see a full description of these rights and the proposed transfer, please see

<https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: change point of diversion and place of use. Proposed point of diversion is in Lot 2 (NWNE) Sec 5 T07S R29E for 1.71 cfs from ground water. Proposed place of use is in SWSW Sec 32 T06S R29E and N1/2 Sec 5 T07S R29E for 108 acres.

**TRANSFER NO. 88767**

**FARMLAND RESERVE INC.**, 79 S. MAIN ST, STE 1000, SALT LAKE CTY, UT 84111-11945 has filed Application No. 88767 for changes to the following water rights within POWER County(s): Right No(s). 35-2391; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: change point of diversion and place of use. Proposed point of diversion is in SWSE Sec 1 T07S R28E for 1.02 cfs from ground water. Proposed place of use is in NENE and NWNE Sec 12 T07S R28E for 51 acres.

**TRANSFER NO. 88772**

**FARMLAND RESERVE INC.**, 79 S. MAIN ST., STE 1000, SALT LAKE CTY, UT 84111-11945 has filed Application No. 88772 for changes to the following water rights within BINGHAM, POWER County(s): Right No(s). 35-14317, 35-14318, 35-14319, 35-14320, 35-2632, 35-7777, 35-8218; to see a full description of these rights and the proposed transfer, please see

<https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: change point of diversion and place of use. Proposed point of diversion is in NWNW Sec 34 T06S R29E for 3.41 cfs from ground water. Proposed place of use is in E1/2 Sec 4 T07S R29E for 213 acres.

**TRANSFER NO. 88781**

**FARMLAND RESERVE INC.**, 79 S. MAIN ST, STE 1000, SALT LAKE CTY, UT 84111-11945 has filed Application No. 88781 for changes to the following water rights within POWER County(s): Right No(s). 35-2632, 35-8218; to see a full description of these rights and the proposed transfer, please see <https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers>. The purpose of the transfer is to change a portion of the above rights as follows: change points of diversion and place of use. Proposed points of diversion are in SWSE Sec 6 and NWNE Sec 7 T07S R29E for 0.70 cfs from ground water. Proposed place of use is in NESE and NWSE Sec 6 T07S R29E for 35 acres.

For additional information concerning the property location, contact Eastern Region office at (208)525-7161. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of \$25.00 for each application on or before 4/1/2024. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director

Published on 3/13/2024 and 3/20/2024