

SEP 29 2023

DEPT OF WATER RESOURCES
SOUTHERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No.

88559

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) STOCK PARTNERS LLCCheck 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

RECEIVED

SEP 29 2023

DEPT OF WATER RESOURCES
SOUTHERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of Applicant(s) STOCK PARTNERS LLC Phone 2086083096
Mailing address PO BOX 675 HEYBURN, ID 83336-0675 Email studerprobst@gmail.com

- ☐ 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 Brockway Engineering 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.

[Signature]
Signature of Applicant or Authorized Representative

Emily Studer
Print Name and Title if applicable

8/29/23
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

- ☐ Change point of diversion
☐ Change nature of use
 ☐ Add diversion point(s)
☐ Change period of use
 ☒ Change place 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 updated the irrigation place of use of the water listed in this application. All other beneficial uses and IDWR defined place of uses for stockwater storage, wildlife storage, diversion storage, ~~* Irrigation from storage~~ and irrigation storage will not be changing.

* per email dated 10/6/23 Page 2

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 (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
☒ ☐	37-22771	9.06/2245.5	Irrigation	5/01 to 10/01	Ground Water
☒ ☐	37-2211	1.7/	Irrigaiton	4/15 to 10/31	Spring
☒ ☐	37-11989		Irrigation from Storage	4/15 to 10/31	Spring
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 10.76 cfs and/or 2245.5 acre-feet.

2. Total amount of water proposed to be transferred or changed 10.76 cubic feet per second and/or 2245.5 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	
01S	17E	35											25	22					47.0
02S	17E	1							0.3			29	32						61.3
02S	17E	2			4.3	0.3	24	32	18	36	34	18		4.4	34	5.2	29	37	276.2
02S	17E	11	34	31	12	35									13				125
02S	17E	12			19		15	39	39	35	33	29	2	4		24			239.0
Total Acres (for irrigation use)																			748.5

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 PODs, mainlines and pivot irrigation 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: N/A
-
- 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 land now irrigated will continue to 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:
37-12000 and 37-21301
-
- 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:
See the attached lease contract No. 1546 and rental agreement No. 640.
-

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

Current Water Right No.: 37-22771

Current Owner: STOCK PARTNERS LLC
 Priority Date: 10/30/1974
 Origin: Water Right
 Status: Water Supply Bank Active
 Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	05/01 to 10/01	9.06 CFS	2245.5 AF
DIVERSION TO STORAGE	01/01 to 12/31	0.2 CFS	
WILDLIFE STORAGE	01/01 to 12/31		34.5 AF
STOCKWATER STORAGE	01/01 to 12/31		34.5 AF
	<u>Total Diversion</u>	9.26 CFS	2280 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4NW1/4	Sec. 1,	Twp 02S,	Rge 17E B.M.
BLAINE County				
GROUND WATER	SW1/4SE1/4	Sec. 11,	Twp 02S,	Rge 17E B.M.
CAMAS County				

Place of Use

Page _____ of _____

IRRIGATION Within BLAINE County

T02S R17E S1	SWNW	6.20	T02S R17E S1	NWSW	30.00
T02S R17E S1	SWSW	39.00	T02S R17E S2	SENE	0.40
T02S R17E S2	SESW	13.40	T02S R17E S2	NESE	33.00
T02S R17E S2	NWSE	1.60	T02S R17E S2	SWSE	34.00
T02S R17E S2	SESE	39.00	T02S R17E S11	NENE	40.00
T02S R17E S11	NWNE	34.00	T02S R17E S11	SWNE	28.00
T02S R17E S11	SENE	33.00	T02S R17E S11	NENW	31.90
T02S R17E S11	SENW	15.00	T02S R17E S11	NESE	20.00
T02S R17E S11	NWSE	12.00	T02S R17E S11	SWSE	19.00
T02S R17E S11	SESE	27.00	T02S R17E S12	SWNE	20.00
T02S R17E S12	NENW	15.00	T02S R17E S12	NWNW	40.00
T02S R17E S12	SWNW	40.00	T02S R17E S12	SENW	36.00
T02S R17E S12	NESW	38.00	T02S R17E S12	NWSW	40.00
T02S R17E S12	SWSW	28.00	T02S R17E S12	SESW	11.00
T02S R17E S12	NWSE	24.00			

Total Acres: 748.5

STOCKWATER STORAGE Within CAMAS County

T02S R17E S11	NESE	T02S R17E S11	NWSE
T02S R17E S11	SESE	T02S R17E S12	NWSW
T02S R17E S12	SWSW	T02S R17E S12	SESW

WILDLIFE STORAGE Within CAMAS County

T02S R17E S11	NESE	T02S R17E S11	NWSE
T02S R17E S11	SESE	T02S R17E S12	NWSW
T02S R17E S12	SWSW	T02S R17E S12	SESW

Place of Use: DIVERSION TO STORAGE same as IRRIGATION

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. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.
3. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 4/15 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 5/1 and after 10/1 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of the decree on February 3, 2010.
4. 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 place of use.
5. X35 Rights 37-2211, 37-11989, and 37-22771 when combined shall not exceed the irrigation of 748.5 acres.
6. 220 The ponds established by the storage of water under rights 37-21301 and 37-22771 shall not exceed a total capacity of 81.6 acre-feet or a total surface area of 18.99 acres.
7. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
8. 220 The ponds established by the storage of water under rights 37-11989, 37-12000, 37-21301, and 37-22771 shall not exceed a total capacity of 93.6 acre-feet or a total surface area of 24.34 acres.
9. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 219 Right 37-22771 authorizes the diversion of an annual total of 34.5 acre-feet to be used for the replacement of losses caused by evaporation from the ponds authorized under right 37-21301.
11. 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. 37.

Decreed Date: 2/3/2010

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

Current Water Right No.: 37-2211

Current Owner: STOCK PARTNERS LLC

Priority Date: 5/9/1911

Origin: Water Right

Status: Active

Basis: Decreed

Source

SPRING

Tributary

SINKS

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Total Diversion

Diversion Rate

1.7 CFS

1.7 CFS

Annual Volume

Location of Point(s) of Diversion

SPRING

CAMAS County

NE1/4SE1/4SE1/4

Sec. 11, Twp 02S, Rge 17E B.M.

Place of Use

IRRIGATION Within BLAINE County

T02S R17E S1	SWNW	6.20	T02S R17E S1	NWSW	30.00
T02S R17E S1	SWSW	39.00	T02S R17E S2	SENE	0.40
T02S R17E S2	SESW	13.40	T02S R17E S2	NESE	33.00
T02S R17E S2	NWSE	1.60	T02S R17E S2	SWSE	34.00
T02S R17E S2	SESE	39.00	T02S R17E S11	NENE	40.00
T02S R17E S11	NWNE	34.00	T02S R17E S11	SWNE	28.00
T02S R17E S11	SENE	33.00	T02S R17E S11	NENW	31.90
T02S R17E S11	SENE	33.00	T02S R17E S11	NESE	20.00
T02S R17E S11	SENE	33.00	T02S R17E S11	SWSE	19.00
T02S R17E S11	SESE	27.00	T02S R17E S12	SWNE	20.00
T02S R17E S12	NENW	15.00	T02S R17E S12	NWNW	40.00
T02S R17E S12	SWNW	40.00	T02S R17E S12	SENE	36.00
T02S R17E S12	NESW	38.00	T02S R17E S12	NWSW	40.00
T02S R17E S12	SWSW	28.00	T02S R17E S12	SESW	11.00
T02S R17E S12	NWSE	24.00			

Total Acres: 748.5

Conditions of Approval:

1. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
2. X35 Rights 37-2211, 37-11989, and 37-22771 when combined shall not exceed the irrigation of 748.5 acres.
3. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
5. X35 Rights 37-2211 and 37-11989 when combined shall not exceed a total diversion rate of 1.70 cfs.
6. X27 This right is limited to the irrigation of 85 acres within the authorized place of use in a single irrigation season.
7. 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. 37.
8. 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.
9. 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 place of use.

Decreed Date: 2/3/2010

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

Current Water Right No.: 37-11989

Current Owner: STOCK PARTNERS LLC
Priority Date: 4/15/1957
Origin: Water Right
Status: Active
Basis: Decreed

Source

SPRING

Tributary

SINKS

Beneficial Use

From To

Diversion Rate

Annual Volume

DIVERSION TO STORAGE	01/01 to 12/31
IRRIGATION FROM STORAGE	04/15 to 10/31
IRRIGATION STORAGE	01/01 to 12/31
Total Diversion	

1.7 CFS

1.7 CFS

Location of Point(s) of Diversion

SPRING

NW1/4SE1/4SE1/4

Sec. 11, Twp 02S, Rge 17E B.M.

CAMAS County

SPRING

NW1/4NW1/4SE1/4

Sec. 11, Twp 02S, Rge 17E B.M.

CAMAS County

Place of Use

IRRIGATION STORAGE Within CAMAS County

T02S R17E S11	NWSE	T02S R17E S11	SESE
---------------	------	---------------	------

IRRIGATION FROM STORAGE Within BLAINE County

T02S R17E S1	SWNW	6.20	T02S R17E S1	NWSW	30.00
T02S R17E S1	SWSW	39.00	T02S R17E S2	SENE	0.40
T02S R17E S2	SESW	13.40	T02S R17E S2	NESE	33.00
T02S R17E S2	NWSE	1.60	T02S R17E S2	SWSE	34.00
T02S R17E S2	SESE	39.00	T02S R17E S11	NENE	40.00
T02S R17E S11	NWNE	34.00	T02S R17E S11	SWNE	28.00
T02S R17E S11	SENE	33.00	T02S R17E S11	NENW	31.90
T02S R17E S11	SENE	15.00	T02S R17E S11	NESE	20.00
T02S R17E S11	NWSE	12.00	T02S R17E S11	SWSE	19.00
T02S R17E S11	SESE	27.00	T02S R17E S12	SWNE	20.00
T02S R17E S12	NENW	15.00	T02S R17E S12	NWNW	40.00
T02S R17E S12	SWNW	40.00	T02S R17E S12	SENE	36.00
T02S R17E S12	NESW	38.00	T02S R17E S12	NWSW	40.00
T02S R17E S12	SWSW	28.00	T02S R17E S12	SESW	11.00
T02S R17E S12	NWSE	24.00			

Total Acres: 748.5

Place of Use: DIVERSION TO STORAGE same as IRRIGATION STORAGE

Conditions of Approval:

1. R43 The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
2. X35 Rights 37-2211, 37-11989, and 37-22771 when combined shall not exceed the irrigation of 748.5 acres.
3. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
4. 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 place of use.
5. 220 The ponds established by the storage of water under rights 37-11989, 37-12000, 37-21301, and 37-22771 shall not exceed a total capacity of 93.6 acre-feet or a total surface area of 24.34 acres.
6. X35 Rights 37-2211 and 37-11989 when combined shall not exceed a total diversion rate of 1.70 cfs.
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. 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.
9. 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. 37.
10. The two ponds established by the storage of water under this right shall not exceed a total capacity of 20.5 acre-feet or a total surface area of 5.35 acre (s). The two ponds may be refilled multiple times in a single year.

Page _____ of _____

Decreed Date: 2/3/2010

Instrument # 679090

HAILEY, BLAINE, IDAHO
02-08-2021 4:30:21 PM No. of Pages: 8
Recorded for: TITLEONE - TWIN FALLS
JOLYNN DRAGE Fee: \$15.00
Ex-Officio Recorder Deputy: JB
Electronically Recorded by Simplifile



TitleOne
a title & escrow co.

Order Number: 20396185

Warranty Deed

For Value Received,

Gordon G. Croft, a married man contracting with his sole and separate property and Thomas M. Croft, a married man contracting with his sole and separate property who is also shown of record as Thomas J. Croft, a married man contracting with his sole and separate property and Ronald R. Croft, a married man contracting with his sole and separate property and Janet I. Sandy a married man contracting with her sole and separate Property, the Grantor, does hereby grant, bargain sell and convey unto, Stock Partners, LLC, an Idaho limited liability company, whose current address is 13 E 400 S, Rupert, ID 83350, the Grantee, the following described premises, in Blaine County, Idaho, To Wit:

SEE ATTACHED EXHIBIT 'A' FOR LEGAL DESCRIPTION

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its successors and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Dated: February 8, 2021

Gordon G. Croft
Gordon G. Croft

State of Idaho, County of Canyon, ss.

On this 5th day of February in the year of 2021, before me, the undersigned, a Notary Public in and for said State, personally appeared Gordon G. Croft, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

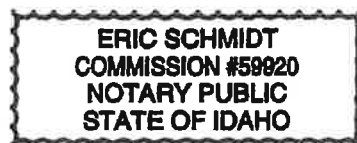
Eric Schmidt
Notary Public

Residing In:

My Commission Expires:
(seal)

Residing in: Nampa Idaho

Commission Expires: 7/3/2024

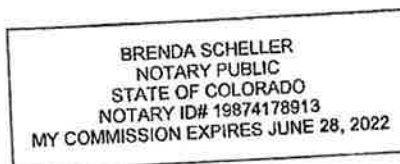


Thomas M. Croft
Thomas M. Croft

State of Colorado, County of Winn, ss.

On this 5th day of February in the year of 2021, before me, the undersigned, a Notary Public in and for said State, personally appeared Thomas M. Croft, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

Brenda Scheller
Notary Public
Residing In: Windsor, CO 80550
My Commission Expires: June 28, 2022
(seal)



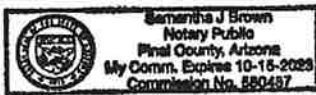
Ronald R. Croft
Ronald R. Croft

State of Arizona, County of Pinal, ss.

On this 5th day of February in the year of 2021, before me, the undersigned, a Notary Public in and for said State, personally appeared Ronald R. Croft, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

[Signature]
Notary Public

Residing In: 758 N. Mission Parkway, Casagrande, AZ 85194
My Commission Expires: 10-15-2023
(seal)



Janet I. Sandy
Janet I. Sandy

State of Idaho, County of Twin Falls ss.

On this 8 day of February in the year of 2021, before me, the undersigned, a Notary Public in and for said State, personally appeared Janet I. Sandy known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

Jacklyn Bland Olsen
Notary Public
Residing in: Twin Falls
My Commission Expires: 11-13-2024
(seal)

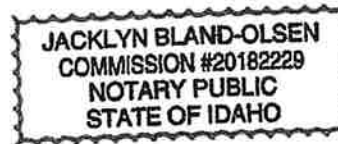


Exhibit "A"

Real property in the County of Camas, State of Idaho, described as follows:

Township 1 South, Range 17 East, Boise Meridian in Camas County, Idaho.
Section 35: that portion of the S $\frac{1}{2}$ SW $\frac{1}{4}$ lying south of Lava Creek, EXCEPT a tract of land more particularly described as follows:

Beginning at the NW corner of Lot 14 of Block 1 of Magic Village Subdivision No. 3 as recorded in the office of the Recorder of Camas County, Idaho.

Thence North 71°12'00" West along the Southwesterly right of way line of Lake Side Drive for 322.81 feet to the SE corner of Lot 1 of Block 4 of Said Subdivision No. 3;
Thence continuing North 71°12'00" West along the south-westerly line of said Lot 1 for 178.90 feet to the SW corner of said Lot 1 at the high-water line of Magic Reservoir;
Thence along said high-water line for the following thirteen (13) courses and distances:
South 20°14'51" West for 139.22 feet;
South 64°48'07" West for 100.60 feet;
North 73°59'19" West for 43.85 feet;
North 16°00'32" East for 85.85 feet;
North 20°34'07" West for 45.57 feet;
North 13°30'53" East for 90.62 feet;
North 15°11'35" East for 228.21 feet;
North 22°29'26" East for 353.62 feet;
North 12°03'23" East for 136.31 feet;
North 39°28'30" West for 150.74 feet;
North 08°37'42" East for 242.21 feet;
North 50°35'55" West for 246.90 feet;
North 66°21'59" West for 58.07 feet;

Thence South 07°05'48" East for 584.20 feet;
South 02°57'03" West for 264.96 feet;
South 23°16'06" West for 342.99 feet;
South 18°04'30" East for 288.02 feet;
South 57°05'25" East for 67.13 feet;
South 89°11'47" East for 120.21 feet;
Thence North 34°10'05" East for 110.50 feet to a point 100.00 feet SW of the southwesterly right of way line of said Lakeside Drive;
Thence South 71°12'00" East 100.00 feet SW of and parallel to said southwesterly right of way line for 462.15 feet to the west line of Block 1 of said Subdivision No. 3;
Thence North 10°46'25" East along said west line for 100.99 feet to the Point of Beginning.

Township 2 South, Range 17 East, Boise Meridian in Camas County, Idaho,
Section 2: Lots 3, 4, S $\frac{1}{2}$ NW $\frac{1}{4}$, N1/2SW1/4 EXCEPT Oregon Short Line Railroad right of way.
That portion of the NE $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ lying north of the airport. EXCEPT Magic Subdivision N. 1 and EXCEPT Magic Village Subdivision 1, 2 and 3, and EXCEPT a parcel of land within Lot 1, Section 2, township 2 South, Range 17 East, Boise Meridian in Camas County, Idaho, and more particularly described as metes and bounds as follows:

This page is only a part of a 2016 ALTA © Commitment for Title Insurance issued by Commonwealth Land Title Insurance Company. This Commitment is not valid without the Notice; the Commitment to Issue Policy; the Commitment Conditions; Schedule A; Schedule B, Part I - Requirements; Schedule B, Part II - Exceptions; and a counter-signature by the Company or its issuing agent that may be in electronic form.

Copyright 2006-2016 American Land Title Association. All rights reserved.

The use of this Form (or any derivative thereof) is restricted to ALTA licensees and ALTA members in good standing as of the date of use. All other uses are prohibited. Reprinted under license from the American Land Title Association.

File No. 948641-J	Page 6 of 12	ALTA Commitment for Title Insurance (8-1-16)
-------------------	--------------	--

Commencing at the SE corner of said Lot 1 of Section 2, Township 2 South, Rang 17 East, Boise Meridian,

Thence North 0°21' East 312.70 feet;
North 64°44' West 517.60 feet;
North 25°16' East 50.00 feet to the true point of beginning,
Thence North 64°44' West 148.90 feet;
North 25°16' East 500.00 feet to the southerly bank of Magic Reservoir;
Thence South 74°25' East 151.00 feet along the Southerly bank of Magic Reservoir;
Thence South 25°16' West 589.50 feet to the true point of Beginning. And EXCEPT a tract of land more particularly described as follows:

Beginning at the NW corner of Lot 14, Block 1, Magic Village Subdivision No. 3 as recorded in the office of the Recorder of Camas County, Idaho;

Thence North 71°12'00" West along the southwesterly right of way line of Lake Side Drive for 322.81 feet to the SE corner of Lot 1, Block 4 of said Subdivision No. 3;

Thence continuing North 71°12'00" West along the southwesterly line of said Lot 1 for 178.90 feet to the SW corner of Said Lot 14 at the high water line of Magic Reservoir;

Thence along said high water line for the following thirteen (13) courses and distances:

South 20°14'51" West for 139.22 feet;
South 64°48'07" West for 100.60 feet;
North 73°59'19" West for 43.85 feet;
North 16°00'32" East for 85.85 feet;
North 20°34'07" West for 45.57 feet;
North 13°30'53" East for 90.62 feet;
North 15°11'35" East for 223.21 feet;
North 22°29'26" East for 353.62 feet;
North 12°03'23" East for 136.31 feet;
North 39°28'30" West for 150.74 feet;
North 08°37'42" East for 242.21 feet;
North 50°35'55" West for 246.90 feet;
North 66°21'59" West for 58.07 feet;

Thence South 07°05'48" East for 584.20 feet;
South 02°57'08" West for 264.96 feet;
South 23°16'06" West for 342.99 feet;
South 18°04'30" East for 288.02 feet;
South 57°05'25" East for 67.13 feet;
South 89°11'47" East for 120.21 feet;
Thence North 34°10'05" East for 110.50 feet to a point 100.00 feet SW of the Southwesterly right of way line of said Lakeside Drive;
Thence South 71°12'00" East 100.00 feet SW of and parallel to said southwesterly right of way line for 462.15 feet to the west line of Block 1 of said subdivision No. 3;
Thence North 10°46'25" East along said west line for 100.99 feet to the point of beginning.

This page is only a part of a 2016 ALTA @ Commitment for Title Insurance Issued by Commonwealth Land Title Insurance Company. This Commitment is not valid without the Notice; the Commitment to Issue Policy; the Commitment Conditions; Schedule A; Schedule B, Part I - Requirements; Schedule B, Part II - Exceptions; and a counter-signature by the Company or its Issuing agent that may be in electronic form.

Copyright 2006-2016 American Land Title Association. All rights reserved.

The use of this Form (or any derivative thereof) is restricted to ALTA licensees and ALTA members in good standing as of the date of use. All other uses are prohibited. Reprinted under license from the American Land Title Association.

EXHIBIT 'A' CONTINUED

BLAINE COUNTY PROPERTY

Lots 1 and 2, Block 2 and Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 and 12, Block 3, MAGIC SUBDIVISION NO. 2, according to the official plat thereof, recorded June 10, 1963 as Instrument No. 118668, records of Blaine County, Idaho.

ELECTRONICALLY RECORDED
STAMPED FIRST PAGE NOW
INCORPORATED AS PART OF
THE ORIGINAL DOCUMENT.

Instrument # 679964

HAILEY, BLAINE, IDAHO
03-05-2021 12:14:42 PM No. of Pages: 4
Recorded for: TITLEONE - TWIN FALLS
JOLYNN DRAGE Fee: \$15.00
Ex-Officio Recorder Deputy: BH
Electronically Recorded by Simplifile



Order Number: 20362043

Warranty Deed

For Value Received,

Black Butte Hills LLC, a Washington limited liability company, the Grantor, does hereby grant, bargain sell and convey unto, Stock Partners, LLC, an Idaho limited liability company, whose current address is P.O. Box 675, Heyburn, ID 83336, the Grantee, the following described premises, in Blaine County, Idaho, To Wit:

TRACT B - BLAINE COUNTY - MAGIC RANCH

**TOWNSHIP 2 SOUTH, RANGE 17, EAST, BOISE MERIDIAN,
BLAINE COUNTY, IDAHO**

Section 1: SW $\frac{1}{4}$ SW $\frac{1}{4}$

Section 1: Part of the NW $\frac{1}{4}$ SW $\frac{1}{4}$, more particularly described as follows:

Commencing at the brass cap marking the West $\frac{1}{4}$ corner of said Section 1, being the REAL POINT OF BEGINNING;

Thence South 89°59'00" East 659.90 feet to the 5/8 Inch bar marking the center West 1/16 corner of said Section 1;

Thence South 89°59'00" East 594.90 feet to a point on the Fred Evans Sub boundary, as platted and recorded in the Blaine County Recorder's Office;

Thence South 63°13'00" West 327.40 feet along said sub boundary to a point;

Thence South 79°18'00" West 90.94 feet to the Northwest corner of said sub;

Thence South 01°47'00" West 246.79 feet to the Southwest corner of said sub;

Thence South 88°13'00" East 88.81 feet along said sub to a point;

Thence North 67°14'00" East 140.00 feet along said sub to a point;

Thence North 82°55'00" East 240.00 feet to the Southeast corner of said sub;

Order Number: 20362043

Warranty Deed (4-09) - Page 1 of 4

*Thence South 00°18'00" East 987.35 feet to the Southwest 1/16 corner of said Section 1;
Thence North 89°59'00" West 1,322.64 feet to the South 1/16 corner common to Sections 1 and 2;
Thence North 00°10'00" West 1,317.36 feet to the REAL POINT OF BEGINNING*

Also known as Tax Lot No. 7239

**TOWNSHIP 2 SOUTH, RANGE 17, EAST, BOISE MERIDIAN,
BLAINE COUNTY, IDAHO**

Section 1: Part of the SW¼NW¼, more particularly described as follows:

Commencing at the brass cap marking the West ¼ corner of said Section 1, being the REAL POINT OF BEGINNING;

Thence North 00°21'00" West 393.09 feet, more or less, along the West boundary of said Section 1 to a point on the Southeast boundary of the West Magic Airstrip, as described in Instrument No. 138824, Blaine County Recorder's Office;

Thence North 56°58'00" East 783.85 feet, more or less, along said West Magic Airstrip to a point on the extension of the Westerly boundary of West Side Sub as platted and recorded in the Blaine County Recorder's Office;

Thence South 00°22'00" East 820.59 feet along said westerly boundary to the 5/8 inch bar marking the Southwest corner of said West Side Sub;

Thence North 89°59'00" West 659.9 feet to the REAL POINT OF BEGINNING

Also known as Tax Lot No. 7240

**TOWNSHIP 2 SOUTH, RANGE 17, EAST, BOISE MERIDIAN,
BLAINE COUNTY, IDAHO**

Section 1: Part of the NW¼SW¼, more particularly described as follows:

Commencing at the aluminum cap marking the West ¼ corner of said Section 1, corner record #72124, from which the Southwest corner of said Section 1 bears South 00°25'31" East, 2634.29 feet; Thence North 89°49'39" East along the North boundary of said NW¼SW¼ of said Section 1 for a distance of 480.46 feet to the POINT OF BEGINNING;

Thence North 89°49'39" East along the North boundary of said NW¼SW¼ of said Section 1 for a distance of 178.67 feet to found 5/8 inch bar and being the southwest corner of the West Side Subdivision;

Thence North 89°49'52" East along the North boundary of said NW¼SW¼ of said Section 1 for a distance of 594.71 feet to found ½ inch bar on the northerly boundary of the Fred Evans Subdivision;

Thence the following courses and distances along the subdivision boundary of the Fred Evans Subdivision;

South 62°55'04" West for a distance of 326.85 feet to a found ½ inch bar;

South 78°54'23" West for a distance of 91.51 feet to a found 5/8 inch bar and plastic cap;

South 01°44'31" West for a distance of 245.46 feet to a found ½ inch bar;

South 88°14'34" East for a distance of 89.68 feet to a found ½ inch bar being an angle point in the southerly boundary of said Fred Evans Subdivision;

North 67°16'02" East for a distance of 101.64 feet along the southerly boundary of said Fred Evans Subdivision;

Thence South 01°28'40" West for a distance of 297.26 feet to a point on a non-tangential curve;

Thence Northwesterly 42.68 feet along a curve to the left having a radius of 470.00 feet and a central angle of 5°12'12" and having a long chord bearing North 37°46'09" West for a distance of 42.67 feet;

Thence North 40°22'15" West a distance of 137.90 feet to a point of curve to the left having a radius of 1,293.25 and a central angle of 14°21'22" and having a long chord bearing North 47°32'56" West for a distance of 323.19 feet;

Thence North 33°27'08" West a distance of 375.37 feet to a POINT OF BEGINNING.

**TOWNSHIP 2 SOUTH, RANGE 17 EAST, BOISE MERIDIAN,
BLAINE COUNTY, IDAHO:**

Section 12: NW¼; SW¼NE¼; SW¼; NW¼SE¼

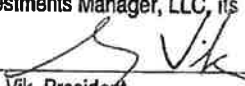
TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its successors and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility assessments (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. Whenever the context so requires, the singular number includes the plural.

Remainder of this page intentionally left blank.

Dated: March 3rd, 2021

Black Butte Hills LLC, a Washington limited liability company

BY: Investments Manager, LLC, its Manager

BY: 
Greg Vik, President

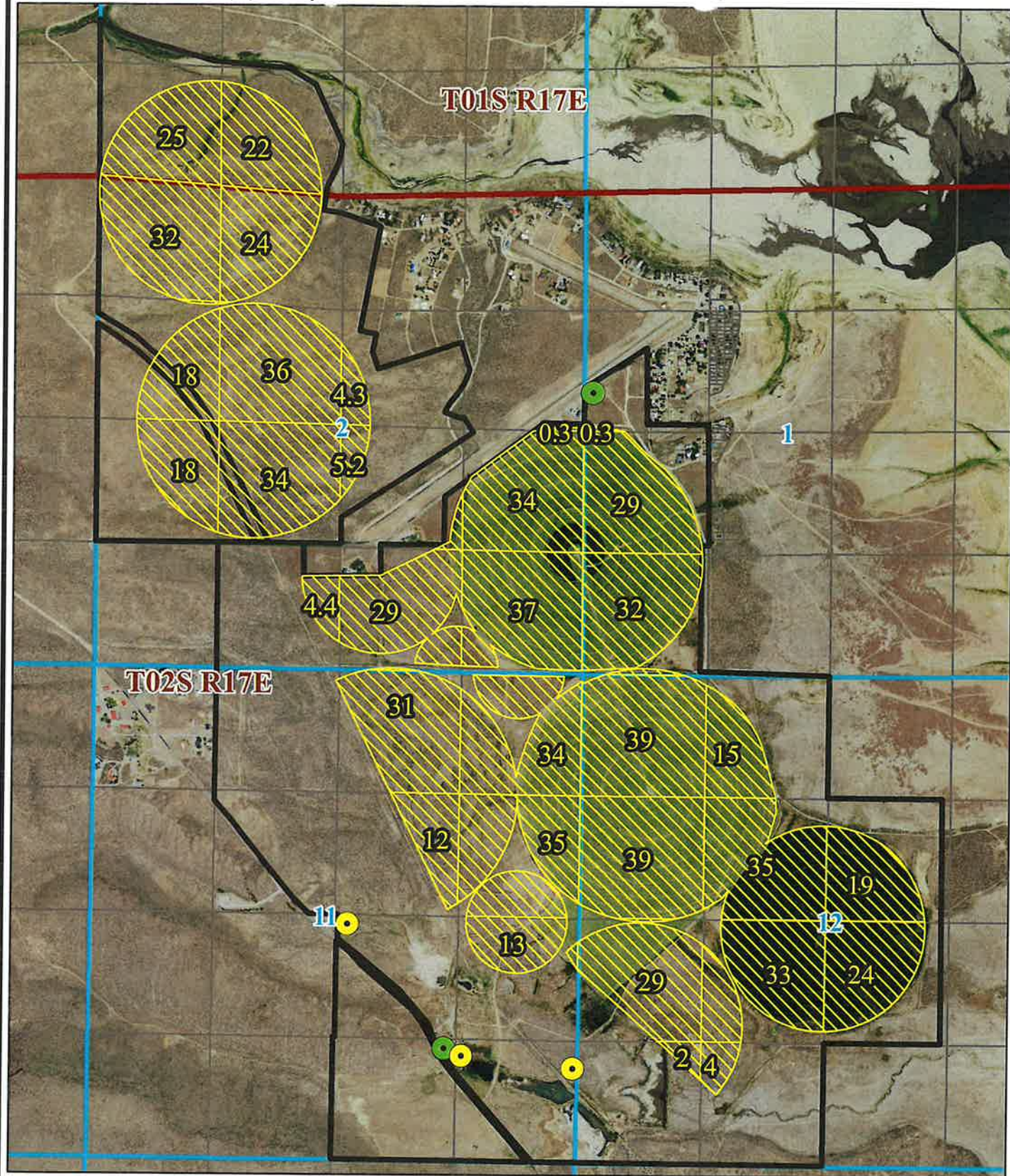
STATE OF WASHINGTON, County of KING, ss.

On this 3rd day of March, 2021, before me, the undersigned, a Notary Public in and for said State, personally appeared Greg Vik, known or identified to me to be the President of Investments Manager, LLC, said limited liability company known to me to be Manager of Black Butte Hills, LLC, the limited liability company that executed the instrument and acknowledged to me that he executed the same for and on behalf of said limited liability company and that said limited liability company executed on behalf of Black Butte Hills, LLC and that said limited liability company executed it.

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


NOTARY PUBLIC
Residing in: KIRKLAND, WA
My Commission Expires: 4-29-24
(seal)







0005093323

**STATE OF IDAHO***Office of the secretary of state, Phil McGrane***ANNUAL REPORT**

Idaho Secretary of State
PO Box 83720
Boise, ID 83720-0080
(208) 334-2301
Filing Fee: \$0.00

For Office Use Only

-FILED-

File #: 0005093323

Date Filed: 2/3/2023 2:45:37 PM

B0774-7033 02/03/2023 2:45 PM Received by Office of the Idaho Secretary of State

Entity Name and Mailing Address:

Entity Name: STOCK PARTNERS, LLC
The file number of this entity on the records of the Idaho
Secretary of State is: 0000448945
Address: PO BOX 675
HEYBURN, ID 83336-0675

Entity Details:

Entity Status: Active-Existing
This entity is organized under the laws of: IDAHO
If applicable, the old file number of this entity on the records of
the Idaho Secretary of State was: W147490

The registered agent on record is:

Registered Agent: EMILY STUDER
Registered Agent
Physical Address
13 E 400 S
RUPERT, ID 83350
Mailing Address

Agent or Address Change

☐ Select if you are appointing a new agent.

Limited Liability Company Managers and Members

Name	Title	Business Address
Emily Studer	Member	13 E 400 S RUPERT, ID 83350

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

Job Title: Manager

EMILY STUDER

Sign Here

02/03/2023

Date

09/14
RECEIVEDSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

SEP 29 2023**APPLICATION FOR TRANSFER OF WATER RIGHT**DEPT OF WATER RESOURCES
SOUTHERN REGION**ATTACHMENT WSB:****TRANSFERRING WATER RIGHTS LEASED TO THE WATER SUPPLY BANK**

Approval of a transfer application will not impact the terms of a Water Supply Bank Lease Contract. Any transferred water right or portion of a water right that is leased to the Water Supply Bank (Bank) shall remain unused while the lease is active.

If the transfer proposes to relocate the place of use of an irrigation water right, and the relocated acres include land currently idled due to a Bank lease contract, the applicant is required to identify the areas that will be idled at the new place of use for the duration of the lease contract. The acres to be idled should be clearly identified on the map created for Attachment 7B of the transfer application. The applicant should confirm the map is attached when completing the table below. If the leased portion of the place of use is not proposed to be relocated, a map is not required.

A Bank lease contract shall remain in effect until it expires, a new lease proposal is processed to replace it, or the water right is released from the Bank through written confirmation issued by the Water Resource Board. If the proposed transfer is approved, the water right owner will be provided sufficient time to allow the lease contract to expire before beneficial use of water at the new place of use will be expected. Meanwhile, water rights leased to the Bank are protected from forfeiture for the duration of the lease contract.

Water right owners who would like to adjust the terms of their lease contracts can either submit a new lease proposal on an [Application to Lease a Water Right to the Water Supply Bank](#) form, or they can request early termination of their lease contracts by completing a [Request to Release a Water Right from the Water Supply Bank](#) form. If a water right is leased to the Bank, and it is currently being rented from the Bank, the lease cannot be reduced or terminated until the rental agreement concludes. A request to release a water right or to submit a new lease application should be sent to the Department's state office. To find out if there are any rentals associated with a leased water right, please call a Bank representative at the Department at 208-287-4800.

In the table below, please provide the requested information for any water right that is both proposed for transfer and leased to the Bank. The information needed to complete this table can be found in your Bank lease contract. A copy of your lease contract can be obtained using the 'Search Water Rights' option on the Department's internet page at www.idwr.idaho.gov or by contacting any Department office.

Water Right Number	Lease Contract Expiration Date	Water Right Quantities Leased to the Bank			Map Attachment 7B Clearly Identifies Idled Place of Use at New Location
		Rate (cfs)	Volume (AF)	Acres	
37-11989	12/31/2026	0.50	Not Stated	219.0	Attached? ☒ or No Change ☐
					Attached? ☐ or No Change ☐
37-22771	12/31/2026	2.65	657.0	219.0	Attached? ☒ or No Change ☐
					Attached? ☐ or No Change ☐
					Attached? ☐ or No Change ☐
					Attached? ☐ or No Change ☐
					Attached? ☐ or No Change ☐

Is the ownership of the water right(s) leased to the Bank being changed? ☐ Yes ☒ No

- ☐ If yes and there are multiple owners, attach a [Lessor Designation](#) form.
☐ If yes, the individual owner or designated lessor must complete, sign and attach an [IRS Form W-9](#).

Additional Information:

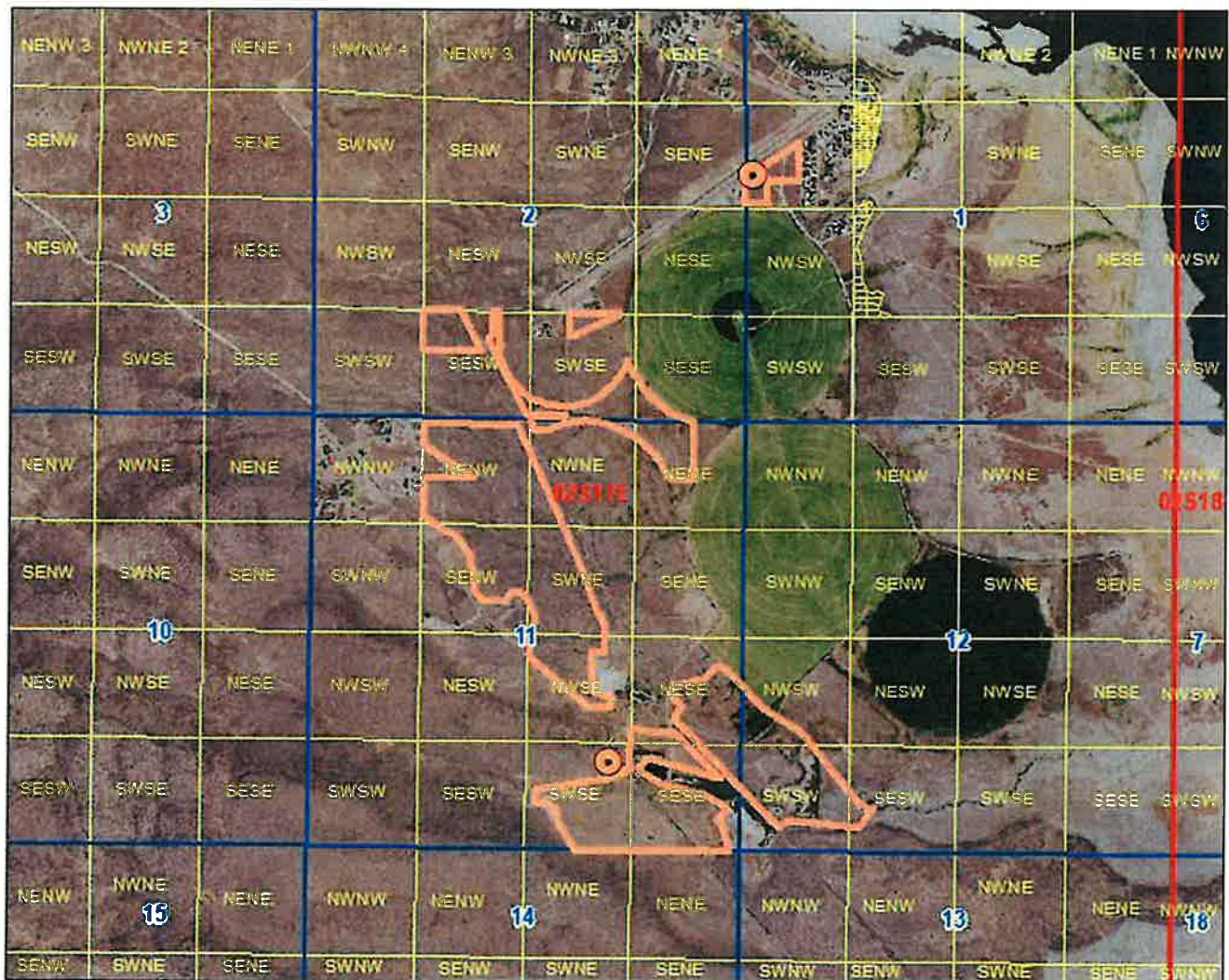
Agency Use Only: Personnel processing transfer applications should forward a copy of this attachment, the original Lessor Designation form and/or IRS Form W-9, if received, to the State Office.

Idaho Water Resource Board
Water Supply Bank Lease Contract No. 1546

37-22771

Effective until December 31, 2026

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.



① Approved Lease Point of Diversion

Approved Lease Place of Use

Township/Range

Sections

QQ



0 0.5 1 Miles

DEC 23 2022

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Department of Water Resources

WATER SUPPLY BANK LEASE CONTRACT No. 1546

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

LESSOR: STOCK PARTNERS LLC
PO BOX 675
HEYBURN, ID 83336-0675

SUPPORT DATA
IN FILE # ~~37-22771~~
37-11989

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 February 25, 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)
37-11989	4/15/1957	SPRING, tributary to SINKS	0.50	Not Stated	219
37-22771	10/30/1974	GROUND WATER	2.65	657	219
Combined Lease Totals			3.15	657	219

Summary of Water Rights Elements Rentable From the Bank

Water Right	Diversion Rate (CFS)	Diversion Volume (AF)	Acres (Limited) (AC)
37-11989	0.50	655	219
37-22771	2.65	655	219
Combined Limit Totals	3.15	655	219

** The water right elements rentable have been reduced from the water right elements leased to account for combined limits and unleased portions.*

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 1546

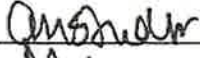
3. **TERM OF LEASE:** The term of this lease shall be January 1, 2022 to December 31, 2026. This Lease shall bind the parties and take effect when both parties have signed it.
4. **WATER SUPPLY BANK CONDITIONS OF ACCEPTANCE:** The Lessor shall abide by all terms and conditions contained in the Water 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.
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. 1546

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

LESSOR: STOCK PARTNERS LLC
PO BOX 675
HEYBURN, ID 83336-0675

By 
Title Manager
Date 12/22/22

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

By 
Brian Patton, Acting Administrator
Idaho Water Resource Board

Date 1/24/23

Lease approved by IDWR 

Date 1/24/23

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 1546

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): 37-22771

GROUND WATER	SWNW	Sec. 1	Twp 02S	Rge 17E	BLAINE County
GROUND WATER	SWSE	Sec. 11	Twp 02S	Rge 17E	CAMAS County

Source and Location of Point(s) of Diversion for Water Right No(s): 37-11989

SPRING	NWSESE	Sec. 11	Twp 02S	Rge 17E	CAMAS County
SPRING	NWNWSE	Sec. 11	Twp 02S	Rge 17E	CAMAS County

Water Right	Beneficial Use	Season of Use			Diversion Rate (CFS)	Volume (AF)
		From		To		
37-22771	IRRIGATION	05/01	to	10/01	2.65 cfs	655 AF
37-11989	IRRIGATION FROM STORAGE	04/15	to	10/31	N/A	N/A
37-11989	DIVERSION TO STORAGE	01/01	to	12/31	0.50 cfs	N/A
Totals:					2.65 cfs	655 AF

PLACES OF USE TO BE IDLED UNDER THIS LEASE: IRRIGATION FROM STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02S	17E	1							5.5										5.5
02S	17E	2				0.2								8.9			11.0	3.0	23.1
02S	17E	11	8.6	6.8	21.0		31.9			15.0					16.0	12.0	19.0	27.0	157.4
02S	17E	12										7.0	24.0	2.0					33.0

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	
02S	17E	1							5.5										5.5
02S	17E	2				0.2								8.9			11.0	3.0	23.1
02S	17E	11	8.6	6.9	21.0		31.9			15.0					16.0	12.0	19.0	27.0	157.4
02S	17E	12										7.0	24.0	2.0					33.0

Total Acres: 219

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK LEASE CONTRACT No. 1546

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.
12. 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.
13. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
14. 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. 37.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 640

RECEIVED

DEC 23 2022

Department of Water Resources

This is to certify that:

STOCK PARTNERS LLC
PO BOX 675
HEYBURN, ID 83336-0675

filed an application to rent water from the Water Supply Bank ("Bank"). The Idaho Water Resource Board ("Board"), being authorized to operate a Bank and to contract by and through the Director of the Idaho Department of Water Resources ("Director, Department") for rental of water from the Bank, agrees to rent water as follows:

Summary of Water Rights or Portions Rented from the Bank

Water Right No.	Priority Date	Source	Diversion Rate (CFS)	Diversion Volume (AF)	Acres (AC)	Rate Per Acre (CFS/AC)	Volume Per Acre (AF/AC)
37-11989	4/15/1957	SPRING, tributary to SINKS	0.50	655	219	0.002	3.0
37-22771	10/30/1974	GROUND WATER	2.65	655	219	0.012	3.0
Rental Totals			3.15	655	219	0.012	3.0

Term of Rental: This rental agreement shall take effect when all parties have signed it and shall continue in effect until December 31, 2026. Use of rental water shall be authorized as of either the date this rental agreement takes effect or the first day of the rental season of use, in 2022, whichever occurs last.

Annual Rental Fee:

2022: \$1,310.00 annually
2023 - 2026: \$1,506.50 annually

The full fee for the rental of the above-described right(s) is \$1,310.00 per year for years 2022 - 2022 and \$1,506.50 per year for years 2023 - 2026. The rental fee includes an administrative fee of \$1,310.00 per year for years 2022 - 2022 and \$1,506.50 per year for years 2023 - 2026. Note that the renter is obligated to pay only the administrative fees associated with the water right(s): 37-22771 and 34-11989.

An annual payment shall be received by the Department on or before December 31 each year preceding the use of the rented water rights. The agreement will be void if payment is not received by the due date in a given year. Rental fees are non-refundable. To voluntarily terminate the agreement early, notify the Department in writing prior to the rental fee due date.

Detailed water right conditions are attached.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT No. 640

The undersigned renter agrees to use the water rented under this agreement in accordance with the Water Supply Bank rules and in compliance with the limitations and conditions of use described in this agreement:

Qustma
Signature of Renter

12/22/22
Date

Emily Stender
Printed Name

Manager
Title

*Title required if signing on behalf of a company or organization or with power of attorney

Having determined that this agreement satisfied the provisions of Idaho Code § 42-1763 and IDAPA 37.02.03.030 (Water Supply Bank Rule 30), for the rental and use of water under the terms and condition herein provided, and none other, I hereby execute this Rental Agreement on behalf of the Idaho Water Resource Board.

By Brian Patton
BRIAN PATTON, Acting Administrator
Idaho Water Resource Board

Date 1/24/23

Rental approved by IDWR AThompson

Date 1/24/23



IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858
Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

October 27, 2023

STOCK PARTNERS LLC
PO BOX 675
HEYBURN, ID 83336-0675

RE: Transfer No. 88559
Water Right No(s). 37-11989, 37-2211, 37-22771

Dear Applicant(s):

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

A legal notice of the application has been prepared and is scheduled for publication in the **IDAHO MOUNTAIN EXPRESS and CAMAS COURIER on 11/1/2023 and 11/8/2023**. Protests to this application may be submitted for a period ending ten (10) days after the second publication. Any protest against this application must be filed with the Department of Water Resources, together with a protest fee of \$25.00 for each application, on or before **November 20, 2023**.

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

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

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

Sincerely,

Denise Maline
Administrative Assistant

c: Brockway Engineering PLLC

Maline, Denise

From: Maline, Denise
Sent: Friday, October 27, 2023 11:12 AM
To: Sunny Healey (WD37)
Cc: Brittany Gailey (WD37)
Subject: Comment Letter for Transfer 88559 - Stock Partners LLC
Attachments: Comment letter to WD37 for 88559.docx; Transfer 88559 (Stock Partners LLC).pdf

Good morning,

Attached is an application for transfer currently being processed by the department, within WD37. Please review the application and provide any necessary comments within 21 days.

We are currently experiencing issues with accessing water right documents on our public website. If you need additional information or documents related to this application, please contact our office and we can assist you.

Thank you in advance,

Denise @ IDWR Twin Falls



Denise Maline, Administrative Assistant I
Idaho Dept. of Water Resources, Southern Region
650 Addison Ave W Ste 500
Twin Falls ID 83301-5858
(208) 293-9908
denise.maline@idwr.idaho.gov



IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

October 27, 2023

SUNNY HEALEY
WATER DISTRICT 37
107 W 1ST
SHOSHONE, ID 83352

Re: Transfer No(s). 88559 (Stock Partners LLC)

Dear Sunny:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application. You can find a copy of the application at:
<https://idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>. Please review the application, then complete the enclosed recommendation form and return it to this office within 21 days of the date of this letter.

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

IDWR can finish reviewing an unprotested application as soon as the protest period has passed. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant 1

Enclosure(s)

LEGAL NOTICE

The County's personal property is described as follows:

2000 International 4900 Plow Truck,
VIN: 1HTSDAA6YH2B1950

**PUBLISH
IDAHO MOUNTAIN EXPRESS
NOVEMBER 1, 2023**

**BLAINE COUNTY ORDINANCE NO. 2023 - 09
TITLE 9, ZONING REGULATIONS,
OUTDOOR LIGHTING
REGULATIONS**

AN ORDINANCE OF BLAINE COUNTY, IDAHO, AMENDING TITLE 9, ZONING REGULATIONS, CHAPTER 29A: OUTDOOR LIGHTING; BY ESTABLISHING A DAILY TERMINATION TIME FOR ALL HOLIDAY LIGHTING, WHERE ALLOWED, TO PROTECT AND PROMOTE THE PUBLIC HEALTH, SAFETY, AND WELFARE; PROVIDING A SEVERABILITY CLAUSE AND EFFECTIVE DATE.

RECITALS

WHEREAS, the Blaine County Board of County Commissioners (Board) wishes to amend lighting regulations to regulate holiday lighting in all zoning districts; and

WHEREAS, the Board finds that the text amendment proposed herein is in accordance with the Comprehensive Plan which seeks to preserve and enhance the scenic and aesthetic values and natural resources of the County; and

WHEREAS, Section 67-6518, Idaho Code, provides that the county may adopt by zoning ordinance, subdivision ordinance, or separate ordinance, standards for such things as lighting; and

WHEREAS, the amendments will not create excessive additional requirements at public cost for public facilities and services;

WHEREAS, this text amendment is in accordance with any relevant provisions of Title 9, Chapter 31;

WHEREAS, this text amendment is in accordance with Blaine County's Comprehensive Plan and its own Purpose Section which identify health, safety and property risks as important values including but not limited to protecting personal, property, environmental and financial resources;

WHEREAS, the Blaine County Planning and Zoning Commission (Commission) held a duly noticed public hearing on July 13, 2023, and recommended that the Board approve the proposed amendments as revised through their hearing and deliberations, finding them in compliance with Blaine County's Comprehensive Plan and having no negative impacts on potable water sources or on the delivery of services; and,

WHEREAS, pursuant to Blaine County Code and Idaho Code, the Board held a duly noticed public hearing on September 5, 2023, considered the Commission's recommendation, took public comment, and approved the proposed amendments as presented in their hearing, finding it in compliance with Blaine County's Comprehensive Plan and having no negative impacts on potable water sources or on the delivery of services.

NOW THEREFORE, be it ordained by the Board of County Commissioners of Blaine County, Idaho:

SECTION 1. That Blaine County Code, Title 9, Chapter 29A, Outdoor Lighting, is hereby amended by the insertion of the underlined language as follows:

§9-29A-7: Exemptions

A. Holiday Lighting displayed between November 15 and February 1, provided the requirements in sub sections 9-29A(4)B, 9-29-A(6)A and

9-29A(6)B are met. All holiday lighting shall be turned off by 11:00 pm in all zoning districts.

SECTION 2. Severability Clause. The Board intends that each separate provision of this Ordinance be deemed independent of all other provisions herein, and it is further the intention of said Board that if any of the provisions of this ordinance be declared to be invalid, then all other provisions thereof shall remain valid and enforceable.

SECTION 3. Effective Date. This Ordinance shall be in full force and effect from and after its passage, approval and publication.

Regularly passed, approved and adopted by the Board of County Commissioners of Blaine County, Idaho, this ____ day of _____, 2023.

BOARD OF COUNTY COMMISSIONERS OF BLAINE COUNTY, IDAHO

Muffy Davis, Chair

Angenie McCleary, Vice-Chair

Lindsay Mollineaux, Commissioner

ATTEST:
Stephen McDougall Graham, Clerk

**PUBLISH
IDAHO MOUNTAIN EXPRESS
NOVEMBER 1, 2023**

**NOTICE OF PUBLIC HEARING
Halley Planning and Zoning
Commission
Monday, November 20, 2023
5:00 p.m.**

PUBLIC NOTICE IS HEREBY GIVEN that the Halley Planning and Zoning Commission will hold a Public Meeting at 5:00 p.m. on **Monday, November 20, 2023**, to be held in person, and virtually as a remote telecommunication meeting, and in compliance with the Open Meetings Law. The Microsoft Teams information is available on the city website. The city strives to make the meeting available virtually but cannot guarantee access due to platform failure, internet interruptions, or other potential technological malfunctions. The Public Hearing will be conducted on the following item(s):

- Join Staff for presentation of the Downtown Master Plan by GGLO beginning at 5:00 pm. The Regular Planning and Zoning Public Meeting will begin at 6:00 pm.

- Consideration of a City-Initiated Text Amendment to amend the Halley Municipal Code, Title 17: Zoning Regulations, Chapter 17.06, Design Review, and Chapter 17.07, Supplementary Location and Bulk Requirements, to provide clarity certain landscaping requirements for nonresidential, multi-family, and mixed-use buildings, include provisions for deck setbacks, and to modernize various Design Review Standards for certain zoning districts.

- Consideration of a Conditional Use Permit Application by the Blaine County School District (BCSD) to allow for the Residential Construction Academy, an internal program of the BCSD's, to construct single-family dwellings – one (1) at a time onsite – at 1250 Fox Acres Road (Lot 1A, Block 3, Wood River High School Campus PUD Subdivision) within the General Residential Zoning District. Constructed dwellings will be relocated offsite once sold.

Please submit written comments or direct questions to the Community Development Department at 115 South Main Street, Halley, Idaho 83333, or by email to planning@halleycityhall.org. For special accommodation or to participate in the noticed meeting, please contact the City Clerk 208.788.4221.

**PUBLISH
IDAHO MOUNTAIN EXPRESS
NOVEMBER 1, 2023**

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Sun Valley Planning & Zoning Commission will hold a public hearing on **Thursday, November 16th, 2023**. The meeting will begin with a site visit related to ZMA 2021-01 and ORD 566, held on the subject property 1 Arrowleaf Rd., at 9:00 am. After the site visit the meeting will reconvene at approximately 9:25 am in City Hall Council Chambers, 81 Elkhorn Road, Sun Valley, ID to hear comments from the public concerning the following items:

1. ZMA 2021-01 and ORD 566: A Zoning Map Amendment (rezone) application with development, and accompanying rezoning ordinance, to rezone eight (8) parcels totaling approximately 38.9 acres in size from OR-1 (Open Recreation) and RA (Rural Estate) to the Open Space (OS), Recreation (REC), Public-Institution (PI), and Multiple-Family Residential (RM-1) zoning designations, consistent with the Future Land Use designations of the 2015 City of Sun Valley Comprehensive Plan. The following site areas are proposed: 6.75 acres of RM-1 zoning, 8.03 acres of REC zoning, 6.48 acres of PI zoning, and 16.64 acres of OS zoning. Applicant: Community School, Inc. Location: 1. Arrowleaf Rd. (Sagewillow Campus Sub. Block 1 & 2), and Arrowleaf Subdivision, Parcel DD and lots 1-5 (200, 201, 203, 205 and 207 Arrowleaf Rd). The application was initiated in 2021; prior public hearings were held 01-27-2022 and 02-09-2023, with the application tabled on 03-09-2023.
2. DR 2023-73: Design Review application for new single-family residence. Applicants: Pivot North Architecture for property owners Michelle Bjornson & Clark Robinson. Location: 502 Juniper Road (Willow Creek Su Lot 37)

Direct comments/questions to the City of Sun Valley Community Development Dept., at PO Box 416, Sun Valley, ID 83353, or cdcounter@sunvalleyidaho.gov. Please check the city website for the meeting agenda and application materials.

**PUBLISH
IDAHO MOUNTAIN EXPRESS
NOVEMBER 1, 8 & 15, 2023**

**NOTICE OF PROPOSED CHANGE
OF WATER RIGHT
TRANSFER NO. 88559**

STOCK PARTNERS LLC, PO BOX 675, HEYBURN, ID 83336-0675 has filed Application No. 88559 for changes to the following water rights within BLAINE, CAMAS County(s): Right No(s). 37-11989, 37-2211, 37-22771; 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: Application proposes rearranging acres in a 748.5 acre irrigation place of use (POU) to match current irrigation practices for a ground water irrigation right and two surface water irrigation rights (combined total 10.76 cfs). There will be no changes to the points of diversion. Proposed POU is located approximately 0.74 miles to 1.3 miles west and 0.54 miles north to 1.7 miles south of West Magic Resort.

For additional information concerning the property location, contact Southern Region office at (208)736-3033. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 ADDISON AVE

W STE 500, TWIN FALLS ID 83301-5858 together with a protest fee of \$25.00 for each application on or before November 20, 2023. The protest must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director

**PUBLISH
IDAHO MOUNTAIN EXPRESS
NOVEMBER 1 & 8, 2023**

IN THE DISTRICT COURT FOR THE FIFTH JUDICIAL DISTRICT FOR THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BLAINE

IN RE: ELENA LEONIDOVNA WATSON

Legal Name

CASE NO. CV07-23-
NOTICE OF HEARING
ON NAME CHANGE

(Adult or Emancipated Minor)

BLAINE COUNTY ORDINANCE NO. 2023 - 08

AN ORDINANCE OF BLAINE COUNTY, IDAHO, AMENDING BLAINE COUNTY CODE, TITLE 9, ZONING REGULATIONS BY: AMENDING TITLE 9, CHAPTER 4, SECTION 7 (ZONING MAPS) BY THE ADOPTION OF A MAP RECLASSIFYING TAX LOT 7275, TAX LOT 7276, LOTS 2, 2A AND 4 OF BROWN SUBDIVISION, LOTS 6A, 6B, AND 6C OF MORADA FARMS SUBDIVISION PHASE 2, LOTS 2 AND 3 OF BLOCK 1 OF SLEEPY ACRES SUBDIVISION AND LOT 2B OF SPRUCE SUBDIVISION #4, PROVIDING FOR A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Blaine County Board of County Commissioners is empowered by the Local Land Use Planning Act of 1975, Idaho Code Section 67-6511, to adopt regulations establishing zoning districts and appropriate uses thereof;

WHEREAS, Blaine County's Comprehensive Plan identifies a lack in available Light Industrial (LI) zoned properties and states a need to reclassify additional properties to LI;

WHEREAS, Blaine County seeks to more accurately rezone the above referenced parcels to align with existing adjacent uses and further align the zoning with goals and objectives outlined in the comprehensive plan including the expansion of LI;

WHEREAS, the Blaine County Planning and Zoning Commission, after holding an adequately noticed hearing on July 13, 2023, has reviewed the county-initiated application pursuant to the relevant criteria and made a recommendation to approve an amendment to the zoning map, reclassifying the majority of the land referenced in the title above from Heavy Industrial (HI) to LI and from Productive Agricultural (A-20) to LI;

WHEREAS, the Blaine County Board of County Commissioners, after holding an adequately noticed hearing on September 5, 2023, has reviewed the application pursuant to the relevant criteria and approved an amendment to the zoning map, reclassifying the majority of the land referenced in the title above from HI to LI and from Productive Agricultural (A-20) to LI;

WHEREAS, no public comment was received that objected to or questioned the proposed rezoning of the above referenced parcels.

NOW, THEREFORE, be it ordained by the Blaine County Board of County Commissioners, Blaine County, Idaho:

Section 1. That the Zoning Map referenced in Blaine County Code, Title 9, Chapter 4, Section 7 shall be and the same is hereby amended, changed and altered for Tax Lots 7275 and 7276, Lots 2, 2A and 4 of Brown Subdivision, Lots 6A, 6B and 6C of Morada Farms Subdivision Phase 2, Lots 2 and 3 of Block 1 of Sleepy Acres Subdivision and Lot 2B of Spruce Subdivision #4, by rezoning a portion of the land from A-20 or HI to LI, outside of the regulatory floodplain and floodway, per the map exhibit, attached hereto as Exhibit A 2023-08.

Section 2. Severability Clause. The Blaine County Board of County Commissioners intends that each separate provision of this Ordinance be deemed independent of all other provisions herein, and it is further the intention of said Board that if any of the provisions of this ordinance be declared to be invalid, then all other provisions thereof shall remain valid and enforceable.

Section 3. Effective Date. This Ordinance shall be in full force and effect from and after its passage, approval and publication.

Regularly passed, approved and adopted by the Blaine County Board of County Commissioners, Blaine County, Idaho, this ____ day of _____, 2023.

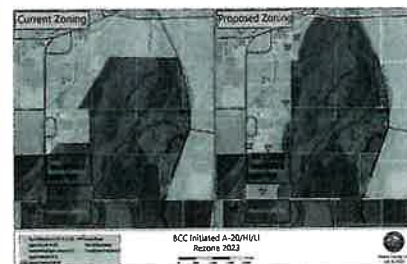
BLAINE COUNTY BOARD OF COUNTY COMMISSIONERS

Muffy Davis, Chair

Angenie McCleary, Vice-Chair

Lindsay Mollineaux, Commissioner

ATTEST:
Stephen McDougall Graham, Clerk



**PUBLISH
IDAHO MOUNTAIN EXPRESS
NOVEMBER 1, 2023**

Maline, Denise

From: Maline, Denise
Sent: Thursday, October 26, 2023 2:56 PM
To: Idaho Mountain Express
Subject: LEGAL NOTICE
Attachments: Idaho Mtn Express cover letter.docx; Transfer 88559 ad.docx

Good afternoon,

Attached please find **(1)** legal notice being submitted for publication on November 1st & 8th, 2023. Please let me know if there are any questions or if you are not able to run the ad on the dates requested.

Thank you in advance,

Denise @ IDWR Twin Falls, Idaho



Denise Maline, Administrative Assistant I
Idaho Dept. of Water Resources, Southern Region
650 Addison Ave W Ste 500
Twin Falls ID 83301-5858
(208) 293-9908
denise.maline@idwr.idaho.gov



IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

October 26, 2023

LEGAL NOTICE DEPARTMENT
IDAHO MOUNTAIN EXPRESS
PO BOX 1013
KETCHUM, ID 83340-0990

RE: Transfer No. 88559
Water Right No(s). 37-11989, 37-2211, 37-22771

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 November 20, 2023. Your cooperation is appreciated.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant

Enclosure(s)

Maline, Denise

From: Maline, Denise
Sent: Thursday, October 26, 2023 2:56 PM
To: Camas Courier
Subject: LEGAL NOTICE
Attachments: Camas Courier cover letter.docx; Transfer 88559 ad.docx

Good afternoon,

Attached please find **(1)** legal notice being submitted for publication on November 1st & 8th, 2023. Please let me know if there are any questions or if you are not able to run the ad on the dates requested.

Thank you in advance,

Denise @ IDWR Twin Falls, Idaho



Denise Maline, Administrative Assistant I
Idaho Dept. of Water Resources, Southern Region
650 Addison Ave W Ste 500
Twin Falls ID 83301-5858
(208) 293-9908
denise.maline@idwr.idaho.gov



IDAHO DEPARTMENT OF
WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, ID 83301-5858

Phone: 208-736-3033 • Fax: 208-736-3037 • Email: southerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

October 26, 2023

LEGAL NOTICE DEPARTMENT
CAMAS COURIER
PO BOX 339
FAIRFIELD, ID 83327

RE: Transfer No. 88559
Water Right No(s). 37-11989, 37-2211, 37-22771

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 November 20, 2023. Your cooperation is appreciated.

Sincerely,

Denise Maline

Denise Maline
Administrative Assistant

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 88559**

STOCK PARTNERS LLC, PO BOX 675, HEYBURN, ID 83336-0675 has filed Application No. 88559 for changes to the following water rights within BLAINE, CAMAS County(s): Right No(s). 37-11989, 37-2211, 37-22771; 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: Application proposes rearranging acres in a 748.5 acre irrigation place of use (POU) to match current irrigation practices for a ground water irrigation right and two surface water irrigation rights (combined total 10.76 cfs). There will be no changes to the points of diversion. Proposed POU is located approximately 0.74 miles to 1.3 miles west and 0.54 miles north to 1.7 miles south of West Magic Resort.

For additional information concerning the property location, contact Southern Region office at (208)736-3033. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 ADDISON AVE W STE 500, TWIN FALLS ID 83301-5858 together with a protest fee of \$25.00 for each application on or before **November 20, 2023**. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director

Published in the Idaho Mountain Express & Camas Courier on November 1st & 8th, 2023

Mills, Bill

From: Mills, Bill
Sent: Monday, October 23, 2023 12:35 PM
To: Condon, Mary
Subject: RE: Transfer Application #88559 WSB Lease and Rental

Mary,

If it doesn't get protested in advertising, yes, it will be approved prior to the 2024 irrigation season. Normally we wouldn't advertise a pou rearrangement, but we've had numerous complaints from West Magic folks about Stock Partners noisy diesel pump, so we thought advertising would be prudent.

Bill

From: Condon, Mary <Mary.Condon@idwr.idaho.gov>
Sent: Monday, October 23, 2023 10:40 AM
To: Mills, Bill <Bill.Mills@idwr.idaho.gov>
Subject: RE: Transfer Application #88559 WSB Lease and Rental

Hi Bill,

It appears the transfer is for the same purpose as the active lease rental package, which is perfect.

Do you think this transfer will be completed prior to the beginning of the irrigation season for 2024?

Thanks,

Mary

From: Mills, Bill <Bill.Mills@idwr.idaho.gov>
Sent: Friday, October 20, 2023 7:13 AM
To: Condon, Mary <Mary.Condon@idwr.idaho.gov>
Subject: Transfer Application #88559 WSB Lease and Rental

Mary,

Stock Partners LLC has submitted an application for transfer (#88559). Portions of rights 37-22771 & 37-11989 in the transfer are both currently leased to and rented from (by Stock Partners LLC) the bank. It is the applicant's intention to withdraw both the lease and rental of the water rights from the bank after the transfer is approved. Application is attached for your convenience.

Sincerely,

M E M O R A N D U M

Date: October 20, 2023

To: Transfer 88559

From: Bill Mills

Re: Transfer Proposal

Application proposes rearranging acres in a 748.5 acre irrigation place of use (POU) to match current irrigation practices for a ground water irrigation right and two surface water irrigation rights (combined total 10.76 cfs). There will be no changes to the points of diversion. Proposed POU is located approximately 0.74 miles to 1.3 miles west and 0.54 miles north to 1.7 miles south of West Magic Resort.

Current and proposed POUs are located in Water District 37. Watermaster comments will be solicited.

M E M O R A N D U M

Date: October 20, 2023

To: Transfer 88559

From: Bill Mills

Re: Fee Evaluation

Filing fees charged for transfer application #88559 were based on the current transfer fee schedule and included \$1300.00 for the 10.76 cfs being transferred in the application (Receipt No.S039947).

Mills, Bill

From: Greg Sullivan <greg.sullivan@brockwayeng.com>
Sent: Friday, October 6, 2023 10:53 AM
To: Mills, Bill
Subject: RE: Stock Partners Transfer #88559
Attachments: Stock Partners LLC Deeds.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.

Bill,

See the attached Warranty Deed.

The irrigation from storage under 37-11989 needs to be updated to match the proposed change in the irrigation place of use identified in the transfer application.

Greg Sullivan
Brockway Engineering
2016 North Washington Street, Suite 4
Twin Falls, Idaho 83301
208-736-8543

All information, calculations, maps, drawings, or other documents transmitted via e-mail are preliminary unless explicitly stated in the e-mail text or in the documents themselves.

From: Mills, Bill [mailto:Bill.Mills@idwr.idaho.gov]
Sent: Wednesday, October 04, 2023 9:43 AM
To: Greg Sullivan <greg.sullivan@brockwayeng.com>
Subject: Stock Partners Transfer #88559

Greg,

I've been assigned the Stock Partners transfer application. We're going to need a copy of the deed for the new ground they are adding under the two north pivots.

Also, in your narrative on page 2, you state that there will be no change to irrigation from storage which conflicts with the inclusion of water right 37-11989 in the transfer. I either need an email from you indicating otherwise or a corrected page 2.

Thanks,
Bill



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

SEP 29 2023

DEPT OF WATER RESOURCES
SOUTHERN REGION

September 28, 2023

Corey Skinner
Idaho Department of Water Resources
650 Addison Ave. W., Ste. 500
Twin Falls, ID 83301

Re: 37-22771, 37-2211 and 37-11989

Dear Mr. Skinner:

Stock Partners LLC desires to update the irrigation place of use for water rights 37-22771, 37-2211 and 37-11989. No other characteristic of these water rights will be changing with this transfer.

Portions of these water rights are currently leased into the Idaho Water Supply Bank and Stock Partners LLC has been renting that portion on to the new POU property. It is anticipated that when this transfer application is approved that the lease contract and rental agreement will be withdrawn from the Idaho Water Supply Bank.

Please contact me if you have any questions.

Sincerely,

Greg Sullivan, M.S., Engineer

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

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

Cc: Karl Studer
Enc: Transfer Application, Idaho Annual Reports, WSB Attachment, Lease Contract 1546,
Rental Agreement 640, Brockway Engineering Check # 17614 for \$1,300.00

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506