



10980 S. Jordan Gateway  
P.O. Box 95850  
South Jordan, Utah 84095  
801.571.9200  
800.824.9198  
801.576.0600 Credit Fax  
801.571.1641 Administrative Fax

RECEIVED

MAY 07 2024

DEPT. OF WATER RESOURCES

March 6, 2024

STATE OF IDAHO  
Department of Water Resources  
PO Box 83720  
Boise, Idaho 83720

RE: NOTICE OF RELEASE for DB FARMS AND RANCHES, LLC

Dear State Engineer:

Please be advised that The Bank of Commerce **no longer has a security interest in the water rights** described on the attached Notice of Pledge.

Please file this notice with your records as evidence of such. Your assistance in this matter is appreciated.

Sincerely,

The Bank of Commerce  
By: Western AgCredit, FLCA Servicing Agent

  
Ryan Howell  
Chief Operating Officer

SUPPORT DATA

IN FILE # 35-7076



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 Matthew Weaver

January 24, 2024

DB FARMS AND RANCHES LLC  
PO BOX 40  
RIRIE ID 83443-0040

Re: Change in Ownership for Water Right No(s): 35-7076, 35-8595, 35-8933

Dear Water Right Holder(s):

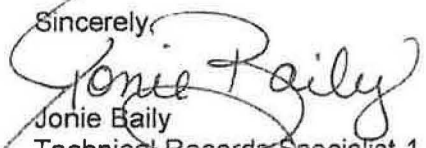
The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208) 497-3787.

Sincerely,

  
Jonie Baily  
Technical Records Specialist 1

Enclosure(s)

cc: THE BANK OF COMMERCE  
WATER DISTRICT 120  
BINGHAM GROUND WATER DISTRICT



IDAHO DEPARTMENT OF  
**WATER RESOURCES**

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

**Governor Brad Little**

**Director Mathew Weaver**

May 9, 2024

WESTERN AGCREDIT  
PO BOX 95850  
SOUTH JORDAN UT 84095

RE: Release of Security Interest in Water Right(s): 35-7076, 35-8595, 35-8933

Dear Security Interest Holder:

The Department of Water Resources acknowledges receipt of your request to release the Security Interest in a Water Right. The water rights listed above have been updated to reflect this request.

If you have any questions, please call this office.

Sincerely,

Debra Mansfield  
Technical Records Specialist I

c: Foster Land and Cattle

IDAHO DEPARTMENT OF WATER RESOURCES  
Proof Report

5/9/2024

Water Right 35-7076

| <u>Owner Type</u> | <u>Name and Address</u>                                                         |
|-------------------|---------------------------------------------------------------------------------|
| Current Owner     | FOSTER LAND AND CATTLE<br>PO BOX 40<br>RIRIE, ID 83443-0040<br>(208) 538-5172   |
| Original Owner    | DARRELL BURKE<br>PO BOX 29<br>IDAHO FALLS, ID 83401                             |
| Original Owner    | ED ADOLFSON<br>1045 N 575 E<br>FIRTH, ID 83236<br>(208) 529-4300                |
| Previous Owner    | LYLE R SODERQUIST<br>494 N 1200 W<br>BLACKFOOT, ID 83221-5143<br>(208) 624-4544 |
| Previous Owner    | KRISTA SODERQUIST<br>494 N 1200 W<br>BLACKFOOT, ID 83221<br>(208) 684-9300      |
| Previous Owner    | DB FARMS AND RANCHES LLC<br>PO BOX 40<br>RIRIE, ID 83443-0040<br>(208) 538-5172 |

**Priority Date:** 5/5/1969

**Basis:** Decreed

**Status:** Active

**Source**  
GROUND WATER

**Tributary**

| <u>Beneficial Use</u> | <u>From</u>                   | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------------------------|-----------|-----------------------|---------------|
| IRRIGATION            | 4/01                          | 10/30     | 1.820 CFS             | 472.0 AF      |
|                       | <b><u>Total Diversion</u></b> |           | 1.820 CFS             | 472.0 AF      |

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

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

5/9/2024

GROUND WATER

SWSWNW

Sec. 11, 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 | 11  |    |    |    |    |    | 20.0 | 39.0 |    |    | 39.0 | 20.0 |    |    |    |    |    | 118.0  |

POU Total Acres: 118.0

**Conditions of Approval:**

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS APRIL 1 AND MAY CONTINUE TO AS LATE AS OCTOBER 31, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER AFTER OCTOBER 30 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

**Dates and Other Information:**

Decreed Date: 2/25/2002

Civil Case Number: 39576

Judicial District: FIFTH

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>       |
|-------------|---------------|--------------|---------------------------|
|             | 984.0         | 246.0        | 35-8595 ,35-7076          |
| 4.280       |               |              | 35-8933 ,35-8595 ,35-7076 |

**SubCase:**

SubCaseNumber: 35-7076

Class: 1

SF5 Filed Date:

Special Master Recom Signed Date:

IDAHO DEPARTMENT OF WATER RESOURCES  
Proof Report

5/9/2024

Attorney Assigned:  
Adjudication Agent:  
Basis of Claim: License  
Date Filed: 11/20/1998  
Objection Status: Active

**Water Supply Bank:**

N/A

IDAHO DEPARTMENT OF WATER RESOURCES  
Proof Report

5/9/2024

Water Right 35-8595

| <u>Owner Type</u> | <u>Name and Address</u>                                                         |
|-------------------|---------------------------------------------------------------------------------|
| Current Owner     | FOSTER LAND AND CATTLE<br>PO BOX 40<br>RIRIE, ID 83443-0040<br>(208) 538-5172   |
| Original Owner    | GRIFFIN FARMS INC<br>C/O RODNEY A GRIFFIN 365 N 200 W<br>BLACKFOOT, ID 83221    |
| Previous Owner    | LYLE R SODERQUIST<br>494 N 1200 W<br>BLACKFOOT, ID 83221-5143<br>(208) 624-4544 |
| Previous Owner    | DB FARMS AND RANCHES LLC<br>PO BOX 40<br>RIRIE, ID 83443-0040<br>(208) 538-5172 |

**Priority Date:** 9/20/1990

**Basis:** License

**Status:** Active

**Source**  
GROUND WATER

**Tributary**

| <u>Beneficial Use</u> | <u>From</u>                   | <u>To</u> | <u>Diversion Rate</u> | <u>Volume</u> |
|-----------------------|-------------------------------|-----------|-----------------------|---------------|
| IRRIGATION            | 4/01                          | 10/31     | 2.460 CFS             |               |
|                       | <b><u>Total Diversion</u></b> |           | 2.460 CFS             |               |

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

GROUND WATER                      SWNW                      Sec. 11, Twp 01S, Rge 33E, BINGHAM County

**Place Of Use:**

IRRIGATION within BINGHAM County

|     |     |     | NE |    |    |    | NW   |      |      |      | SW |      |      |      | SE |    |    |    |        |
|-----|-----|-----|----|----|----|----|------|------|------|------|----|------|------|------|----|----|----|----|--------|
| Twp | Rng | Sec | NE | NW | SW | SE | NE   | NW   | SW   | SE   | NE | NW   | SW   | SE   | NE | NW | SW | SE | Totals |
| 01S | 33E | 11  |    |    |    |    | 32.0 | 32.0 | 39.0 | 40.0 |    | 39.0 | 32.0 | 32.0 |    |    |    |    | 246.0  |

POU Total Acres: 246.0

IDAHO DEPARTMENT OF WATER RESOURCES  
Proof Report

5/9/2024

**Conditions of Approval:**

1. Rights 35-07076 and 35-08595 when combined shall not exceed a total annual diversion volume of 984.0 af and the irrigation of 246 acres. Rights 35-07076, 35-08595, and 35-08933 when combined shall not exceed a total diversion rate of 4.28 cfs. Rights 35-07076 and 35-08933 are also diverted through the point(s) of diversion described above.
2. 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.

**Dates and Other Information:**

Licensed Date: 3/24/1997  
Water District Number: 120  
Swan Falls Trust or Nontrust: T  
Mitigation Plan: False

**Combined Use Limits:**

| <u>Rate</u> | <u>Volume</u> | <u>Acres</u> | <u>Water Rights</u>       |
|-------------|---------------|--------------|---------------------------|
| 4.280       |               |              | 35-8933 ,35-8595 ,35-7076 |
|             | 984.0         | 246.0        | 35-8595 ,35-7076          |

**SubCase:**

N/A

**Water Supply Bank:**

N/A

**5/9/2024**

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**Proof Report**

**5/9/2024**

- |    |     |                                                                                                                                                                                        |
|----|-----|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 2. | R55 | This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest. |
| 3. | R56 | Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.                          |
| 4. | 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.                           |

**Dates and Other Information:**

Licensed Date: 3/24/1997

Water District Number: 120

Swan Falls Trust or Nontrust: T

Mitigation Plan: False

**Combined Use Limits:**

**Rate**

4.280

**Volume**

**Acres**

**Water Rights**

35-8933 ,35-8595 ,35-7076

**SubCase:**

N/A

**Water Supply Bank:**

N/A