

RECEIVED

JAN 09 2025

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

APPLICATION FOR TRANSFER OF WATER RIGHT

GENERAL INFORMATION AND INSTRUCTIONS

Pursuant to Section 42-222(1), *Idaho Code*, a transfer application may be filed to change the point of diversion, place of use, period of use, or nature of use of all or part of an established water right. Any person proposing to make such a change is required to file a transfer application with the Department. "Such application shall be upon forms furnished by the department and shall describe the [water right] to be changed and the changes which are proposed and shall be accompanied by the statutory filing fee." *Idaho Code* § 42-222(1).

The Department has developed this application form to assist applicants in satisfying the requirements of Section 42-222(1). This application form requests information about the applicant's authority to file (Part 1), information about the current elements of the water right(s) to be changed (Part 2), information about the proposed changes (Part 3), information about the validity of the water right(s) and the effects of the proposed changes (Part 4), and confirmation that the information provided is truthful (Part 5).

The applicant or their representative must provide a response for all applicable questions, any additional information required, and the proper filing fee before this application will be considered complete. If an application is incomplete or more information is required, the Department will notify the applicant or representative and allow time for the application to be completed. An application that remains incomplete will be returned to the applicant and the filing fee will be refunded.

An application for transfer is limited to the changes proposed for a single water distribution system. A proposal to change two or more separate water distribution systems, that will remain separate after the transfer, must be filed as separate applications. Applicants may provide additional pages to supplement their responses to the questions posed on this application form. Supplemental forms for listing additional water rights, points of diversion, or places of use can be found on the Department's website (idwr.idaho.gov). If you need assistance understanding the questions on this form, generating current water right reports, determining legal descriptions, or accessing water measurement records feel free to contact the nearest regional office of the Department.

PART 1 – CONTACT INFORMATION, OWNERSHIP RECORDS, AUTHORITY TO FILE

Name(s) of Applicant(s) City of BlissMailing Address PO Box 102 Bliss Idaho, 83314Email* _____ Phone 208-352-4445Name of Representative (if any) Greg SullivanMailing Address 2016 N Washington St Ste 4 Twin Falls, ID 83301Email* greg.sullivan@brockwayeng.com Phone 208-736-8543

*If an email address is provided, Department staff will use email as the primary method for corresponding with the applicant and representative about the application.

A. Representative. If the representative is authorized to sign or amend the application on behalf of the applicant, attach documents confirming that authority. Label documents as Attachment 1A.

B. Current Owner. If the applicant is not the current owner of record for all water rights included in this application, attach documents showing that the applicant has the authority to make the proposed changes. Label documents as Attachment 1B.

C. Updating Ownership Records. Applicants needing to update the ownership records for any of the water rights included in this application must attach documents supporting the ownership change. Such documents must trace ownership of the subject water rights or the current place of use for the subject water rights from the current owner of record for the water rights to the applicant. Label documents as Attachment 1C.

D. Business Entities. If the applicant is a business entity (corporation, LLC, partnership, trust, etc.), is the entity currently registered with the Idaho Secretary of State?

☒ Yes. If this application is signed by someone other than a person listed on the most recent annual report filed with the Idaho Secretary of State, attach documents confirming the authority of the signer to sign on behalf of the business entity. Label documents as Attachment 1D.

☐ No. Attach documents confirming the authority of the signer to sign on behalf of the business entity. Label documents as Attachment 1D.

E. Approval of Irrigation Delivery Entity. Section 42-108, *Idaho Code*, states that a transfer application proposing to change water rights held by an irrigation company or district requires the consent of the irrigation entity. If this application proposes to change water rights held by an irrigation entity, attach a letter of consent from the entity (labeled as Attachment 1E) or have an authorized representative of the entity co-sign the application.

F. Encumbered Properties. If the current place of use for the water rights included in this application is subject to a lien, deed of trust, mortgage, or contract and the application proposes to change the nature of use of the water rights or to move water rights off the current place of use, attach a statement of consent for the change signed by the lien holder, trustee, mortgagor or contract holder. Label documents as Attachment 1F.

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

PART 2 – WATER RIGHTS BEFORE PROPOSED CHANGES

A. Current Water Rights. For each water right proposed to be changed, attach a current water right report obtained from any Department office or from the Department's website (idwr.idaho.gov). Label water right reports as Attachment 2A.

B. Map of Current System. Attach a map of the current point(s) of diversion and place(s) of use for the water rights to be changed. The map should clearly depict the elements of the water rights to be changed. For example, if the application proposes to change the point of diversion for a water right, the map should display the current location of the point of diversion. For irrigation water rights, the map should also identify the location of the irrigated acres to be changed. Label map as Attachment 2B.

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

Current Water Right No.: 37-4305

Current Owner: UNION PACIFIC RAILROAD CO
CITY OF BLISS

Priority Date: 8/1/1960

Origin: Water Right

Status: Active

Basis: Decreed

Source

GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
MUNICIPAL	1/01 to 12/31	0.12 CFS	
	<u>Total Diversion</u>	0.12 CFS	

Location of Point(s) of Diversion

GROUND WATER SE1/4NE1/4SE1/4 Sec. 6, Twp 06S, Rge 13E B.M.
GOODING County

Place of Use

MUNICIPAL Within GOODING County

T06S R13E S5	NWSW	T06S R13E S5	SWSW
T06S R13E S5	SESW	T06S R13E S6	NESE
T06S R13E S6	SWSE	T06S R13E S6	SESE
T06S R13E S7	NENE	T06S R13E S7	NWNE
T06S R13E S8	NENW	T06S R13E S8	NWNW

Conditions of Approval:

- | | | |
|----|-----|---|
| 1. | C04 | RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE. |
| 2. | J03 | PLACE OF USE IS WITHIN THE CITY OF BLISS AND SURROUNDING SERVICE AREA. |
| 3. | C18 | THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE. |

Decreed Date: 12/11/2002

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

Current Water Right No.: 37-4306

Current Owner: CITY OF BLISS
UNION PACIFIC RAILROAD CO

Priority Date: 2/1/1960

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
MUNICIPAL	01/01 to 12/31	0.15 CFS	
	<u>Total Diversion</u>	0.15 CFS	

Location of Point(s) of Diversion

GROUND WATER
GOODING County

NE1/4SE1/4SE1/4 Sec. 5, Twp 06S, Rge 13E B.M.

Place of Use

MUNICIPAL Within GOODING County

T06S R13E S5	NWSW	T06S R13E S5	SWSW
T06S R13E S5	SESW	T06S R13E S6	NESE
T06S R13E S6	SWSE	T06S R13E S6	SESE
T06S R13E S7	NENE	T06S R13E S7	NWNE
T06S R13E S8	NENW	T06S R13E S8	NWNW

Conditions of Approval:

1. C04 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. J03 PLACE OF USE IS WITHIN THE CITY OF BLISS AND SURROUNDING SERVICE AREA.
3. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Decreed Date: 12/11/2002

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

Current Water Right No.: 37-8886

Current Owner: CITY OF BLISS

Priority Date: 11/24/1998

Origin: Water Right

Status: Active

Basis:	License
--------	---------

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
MUNICIPAL	1/01 to 12/31	0.45 CFS	
	<u>Total Diversion</u>	0.45 CFS	

Location of Point(s) of Diversion

GROUND WATER NW1/4NE1/4 Sec. 8, Twp 06S, Rge 13E B.M.
GOODING County

Place of Use

MUNICIPAL Within GOODING County

T06S R13E S5	NESW	T06S R13E S5	NWSW
T06S R13E S5	SWSW	T06S R13E S5	SESW
T06S R13E S6	NESE	T06S R13E S6	SWSE
T06S R13E S6	SESE	T06S R13E S7	NENE
T06S R13E S7	NWNE	T06S R13E S8	NWNE
T06S R13E S8	NENW	T06S R13E S8	NWNW

Conditions of Approval:

- | | | |
|----|-----|---|
| 1. | 004 | The issuance of this right does not grant any right-of-way or easement across the land of another. |
| 2. | 180 | A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustration purposes. |
| 3. | 124 | Place of use is within the service area of the City of Bliss municipal water supply system as provided for under Idaho Law. |
| 4. | 075 | Irrigation of large projects such as parks, golf courses, or sports activities fields is not authorized under this right. |

Licensed Date: 10/1/2008

C. Current Location of Irrigated Acres. If this application proposes to change the place of use or nature of use for only a portion of an irrigation water right, use the following table to identify the current location of the irrigated acres to be changed. If additional pages are required, label additional pages as Attachment 2C. If this application proposes to change or rearrange the entire place of use for irrigation water right(s), skip to Part 3.

☒ **N/A.** This application does not propose to change the place of use or nature of use of an irrigation water right or this application proposes to change the place of use or nature of use for an entire irrigation right.

Current Location of Irrigated Acres to be Changed

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Irrigated Acres to be Changed: _____

PART 3 – DESCRIPTION OF PROPOSED CHANGES

A. Purpose of Transfer. Section 42-222(1), *Idaho Code*, states that transfer applications may only be filed to change the point of diversion, place of use, period of use, or nature of use of an established water right. Section 42-248(3), *Idaho Code*, authorizes water right ownership changes to be described on a transfer application. Identify the changes proposed in this application:

- | | |
|---|---|
| ☐ Change point(s) of diversion | ☐ Change place of use |
| ☒ Add point(s) of diversion | ☐ Change period of use |
| ☐ Change nature of use | ☐ Update water right ownership records |

B. Proposed Changes. Describe the proposed changes in narrative form:

This transfer will add two additional PODs for the City of Bliss.

C. Summary of Proposed Changes.

1. Water Rights. Use the following table to list all water rights, or portions thereof, that are proposed to be changed as they would appear after the proposed changes. In the Amount column, list the volume in acre-feet (af) for storage uses or the rate in cubic feet per second (cfs) for all other uses.

All or Part	Right Number	Amount (cfs/af)	Nature of Use	Period of Use	Source
☒ ☐	37-4305	0.12/	Municipal	1/01 to 12/31	Ground Water
☒ ☐	37-4306	0.15/	Municipal	1/01 to 12/31	Ground Water
☒ ☐	37-8886	0.45/	Municipal	1/01 to 12/31	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

2. Total Amounts. Calculate the total quantity, in cfs or af, of water rights that are proposed to be changed through this application. For an application proposing to only change the place of use for irrigation rights, the total quantity of water is calculated by comparing the current place of use to the proposed place of use, summing the number of acres increased in each legal subdivision, and quantifying the proportional amount of diversion rate for the increased acres. For an application proposing to change or add points of diversion for irrigation or any other beneficial use, the total amount is the total diversion rate for the changed portion of the right.

Total Amount of Water Rights Proposed to be Changed: 0.72 cfs and/or _____ af.

3. Point(s) of Diversion. Use the following table to list all the proposed points of diversion for the water rights to be changed, including any current points of diversion that will continue to be used as part of the proposed water distribution system.

The legal description for the proposed point(s) of diversion must be to the nearest 40-acre subdivision (QQ) or U.S. Government Lot of the Public Land Survey System (PLSS). PLSS information is typically available from USGS topo maps, property deeds, tax bills or various mapping tools on the Department's website.

For points of diversion within platted subdivisions, list the lot and block number in the "Diversion Name/Number" column. An application proposing an injection into a stream and a re-diversion from that stream must list the source for the original diversion as the source for the injection and re-diversion points. If this application proposes construction of a new diversion structure (for example, a new ground water well or a new pump station on a creek), please indicate the status in the appropriate column.

☐ N/A. This application does not propose to add or change any points of diversion.

Proposed Points of Diversion

New?	Twp	Rge	Sec	Lot	1/4	1/4	1/4	County	Source	Diversion Name/Number
	06S	13E	8		SE	NW	NE	Gooding	Ground Water	
Yes	06S	13E	8		NW	NW	NE	Gooding	Ground Water	
Yes	06S	13E	5		NW	SE	SW	Gooding	Ground Water	Love's Well

4. Place of Use. The proposed place of use must be described to the nearest 40-acre subdivision (QQ) or U.S. Government Lot of the Public Land Survey System. Government lot numbers can be noted in parenthesis below the approximate quarter-quarter location of the government lot. For water rights held by irrigation districts, municipal providers or irrigation companies, the proposed place of use may be generally described as authorized by Sections 42-202B, 42-219 and 42-222B, *Idaho Code*.

☒ N/A. This application does not propose to change the place of use.

Proposed Place of Use

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total Irrigated Acres: _____

5. Map of Proposed System. Attach a map showing the location of the points of diversion, reservoirs, dams, canals, ditches, pipelines and other works proposed to divert and convey water. Also show the location of the place of use, including any lands to be irrigated. The map should delineate the legal subdivisions including townships, ranges, sections, quarter-quarters and government lots. Label map as Attachment 3C.

PART 4 – ADDITIONAL INFORMATION

Section 42-222(1), *Idaho Code*, establishes the criteria used to evaluate transfer applications. An applicant bears the burden of demonstrating that the water right to be changed is a valid right, that the proposed use is a beneficial use, and that the proposed changes will not injure other water rights, will not enlarge the use of the original rights, are in the local public interest, and are consistent with the conservation of water resources within the state of Idaho. To satisfy this burden, an applicant must provide sufficient data and information for the

Department to evaluate the effects of the proposed change. The Department may deny an application if the applicant fails to provide sufficient data and information to determine whether the criteria from Section 42-222(1) are satisfied. In addition to the information requested in Parts 1-3 of this application, the following information must be provided for an application to be considered complete. Department staff may request additional information or clarification as the application is processed.

A. Validity of Water Rights

1. If one or more of the water rights proposed to be changed is a statutory claim, established pursuant to Section 42-248, *Idaho Code*, attach evidence supporting the priority date claimed. Label documents as Attachment 4A-1. For statutory claims, the Department may conduct a field inspection as part of the application review process to evaluate the water right elements listed on the statutory claim.

2. Has any portion of the water right(s) proposed to be changed undergone a period of five or more consecutive years of non-use?

☐ Yes. Attach a statement describing the portion of the right(s) that were not used and the length of time of the non-use. In addition, identify any exception or defense to forfeiture and provide a detailed description as to why the water rights have not been lost and forfeited for non-use. Label documents as Attachment 4A-2.

Statutory exceptions or defenses to forfeiture are set forth in Section 42-223, *Idaho Code*.

☒ No.

B. Injury to Other Water Rights

1. Identify any other water right(s) diverted at the current point(s) of diversion.

None

2. Identify any other water right(s) diverted at the proposed point(s) of diversion.

None

3. Is the proposed point of diversion within a state water district? ☒ Yes. Water District # 130. ☐ No.

4. If already constructed and in use, are the proposed points of diversion equipped with Department-approved measuring devices? ☒ Yes. ☐ No.

5. If this application proposes to divert a surface water right from a ground water well, attach a technical analysis evaluating the hydraulic connection between the proposed ground water point of diversion and the source of water listed on the right to be changed. Label technical analysis as Attachment 4B-5.

6. If this application proposes changing the point of diversion for a ground water right in the Eastern Snake Plain Aquifer (ESPA), attach a technical analysis of the anticipated depletions to reaches of the Snake River that are hydraulically connected to the ESPA using the Department's current ground water model for the ESPA. The technical analysis must evaluate depletion impacts in a time-series format at transient and steady state time steps. To assist applicants in preparing the required technical analysis, the Department has developed a transfer tool interface for the ESPA model. The transfer tool and user instructions can be downloaded from the Department's website (idwr.idaho.gov). If the proposed and current points of diversion are in the same or adjacent model cells, no technical analysis is required, unless specifically requested by the Department. Label technical analysis as Attachment 4B-6.

C. Enlargement in Use

1. Identify any other water rights used at the current place of use, including the number of shares in a canal company or acres assessed by an irrigation district.

None

2. Identify any other water rights used at the proposed place of use, including the number of shares in a canal company or acres assessed by an irrigation district.

None

3. If this application proposes changing the place of use or nature of use for irrigation water rights, will the current place of use, for the portion of the right to be changed, continue to be irrigated?

☐ Yes. Identify the water right(s) to be used for the continued irrigation.

☐ No. The place of use for the portion to be changed will no longer be irrigated.

☒ N/A. The application does not propose to change the place of use for irrigation rights.

4. Unstacking Water Rights for Irrigation. If this application proposes to change the place of use for an irrigation water right that is combined with other irrigation rights at the current place of use but does not propose to change the place of use for all the stacked irrigation rights, attach evidence of the historical consumptive use occurring under all water rights at the current place of use. For irrigation rights, this should include at least five years of diversion data and/or crop data and estimates of evapotranspiration. Label the information as Attachment 4C-4. Evapotranspiration data may be available on the Department's website (<http://et-idwr.idaho.gov>)

5. If the application proposes to change the nature of use for a water right, attach evidence of the historical consumptive use occurring under the portion of the water right to be changed. For irrigation rights, this should include diversion data, crop data and estimates of evapotranspiration. Label the information as Attachment 4C-5. Evapotranspiration data may be available on the Department's website (<http://et-idwr.idaho.gov>)

6. If the application proposes to change the nature of use of a water right to municipal use for reasonably anticipated future needs, complete the form titled "Municipal Water Right Application Checklist" found on the Department's website (idwr.idaho.gov). Label the form as Attachment 4C-6.

7. To your knowledge, are any portions of the water rights proposed to be changed:

Yes No

☐
☒

currently leased to the Water Supply Bank?

If yes, complete the form titled "Application for Transfer of Water Right Attachment WSB" found on the Department's website (idwr.idaho.gov). Label the Form as Attachment 4C-7.

☐
☒

currently used in a mitigation plan limiting the use of water under the right?

☐
☒

subject to an agreement not to divert (CREP)?

☐
☒

currently enrolled in a federal set-aside program (CRP)?

D. Local Public Interest

The department must consider whether the proposed changes are in the local public interest as defined in Section 42-202B(3), *Idaho Code*. Some of the local public interest factors that may be considered in conjunction with a transfer application are (1) Recreation, fish, and wildlife impacts, (2) Water quality or contamination concerns, (3) Local and state ordinances, regulations, or policies related to water use, (4) Goals, requirements and limits set forth in the State Water Plan. If you choose to provide information about local public interest factors, label the information as Attachment 4D.

E. Conservation of Water Resource:

Describe the diversion works and water delivery system. This may include sizes and dimensions of pumps, pipelines, headgates, ditches, dams, impoundments and irrigation equipment.

Two new wells will be drilled and connected to the existing system.

PART 5 – FILING FEE AND SIGNATURE

A. Filing Fee. Filing fees for transfer applications are set forth in Section 42-221.O, *Idaho Code*. A table summarizing the filing fees for transfer applications is also found on the Department's website (idwr.idaho.gov). Any application proposing to change the nature of use for one or more rights requires an additional filing fee of \$250. Applications proposing to update the ownership records for water rights must also include the appropriate filing fee to update the ownership records. For any application relying on the filing fee set forth in Section 42-221.O.8, *Idaho Code*, attach a statement describing how the application qualifies under Section 42-221.O.8. Label documents as Attachment 5A.

B. Affidavit of Applicant or Representative:

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

<u>Chris Puett</u>	<u>Mayor, City of Bliss</u>	<u>12-30-24</u>
Signature of Applicant or Representative*	Print Name and Title, if applicable	Date
Signature of Applicant or Representative*	Print Name and Title, if applicable	Date

*If water rights included in this application are owned by multiple people or entities, each owner must sign the application form.

FOR DEPARTMENT USE ONLY

Fee Paid: \$ <u>500-</u>	Receipt #: <u>5040473</u>	Date: <u>1-9-2025</u>	Received by: <u>SG</u>
Add'l Paid: \$ <u>50-</u>	Receipt #: <u>5040554</u>	Date: <u>3-13-2025</u>	Received by: <u>SG</u>



0 0.125 0.25 Miles

BROCKWAY ENGINEERING, PLLC.
GWS - Date: 2/5/2025

89641

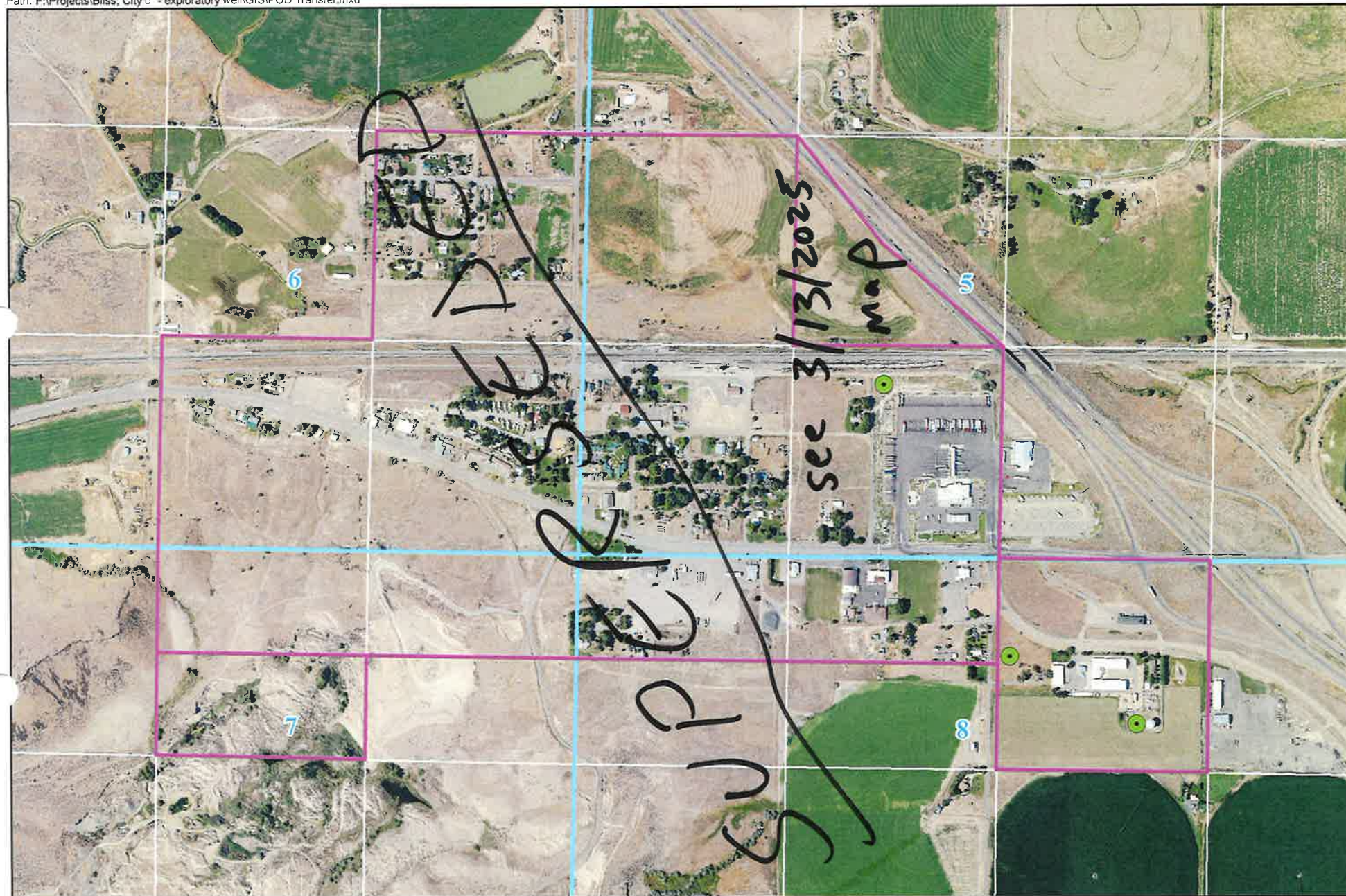
CITY OF BLISS
POD TRANSFER
GROUNDWATER RIGHTS

NAIP 2023 AERIAL

AMENDED

Bliss Municipal WRs
Wells





0 0.125 0.25 Miles

BROCKWAY ENGINEERING, PLLC.
GWS - Date: 12/18/2024

89641

CITY OF BLISS
POD TRANSFER
GROUNDWATER RIGHTS

NAIP 2023 AERIAL

Bliss Municipal WRs
Wells



RECEIVED

MAR 13 2025

DEPT OF WATER RESOURCES
SOUTHERN REGION

QUIT CLAIM DEED

FOR VALUABLE CONSIDERATION, the receipt and sufficiency of which are hereby acknowledged, **UNION PACIFIC RAILROAD COMPANY**, a Delaware corporation (formerly known as _____), ("Grantor"), does hereby quit claim unto **CITY OF BLISS, IDAHO** ("Grantee"), any and all right, title and interest Grantor holds in the water rights identified as State of Idaho Water Right No. 37-4305 and State of Idaho Water Right No. 37-4306 and further described in the table below, together with all rights, benefits and privileges appertaining thereto.

Water Right #	Acre Feet
37-4305	Annual volume unlisted, but listed with a diversion rate of 0.12 CFS
37-4306	Annual volume unlisted, but listed with a diversion rate of 0.15 CFS

To have and to hold forever.

DATED this 6th day of March, 2025.

GRANTOR:

UNION PACIFIC RAILROAD COMPANY, a Delaware corporation

By: [Signature]

Name: Michael Wohlwend

Its: AVP - Real Estate

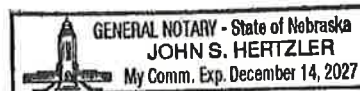
State of Nebraska

County of Douglas

) ss.

On this 6 day of March, 2025, before me, the undersigned Notary Public, personally appeared Michael Wohlwend, personally known to me or proved to me on the basis of satisfactory evidence, and acknowledged execution of the foregoing instrument on behalf of Union Pacific for the purposes therein contained.

WITNESS my hand and official seal.



[Signature]
Notary Public

My Commission Expires: 12/14/27

Instrument # 285334

GOODING, GOODING, IDAHO
12-10-2024 03:13:10 PM No. of Pages: 6
Recorded for : CITY OF BLISS
DENISE M. GILL
Ex-Officio Recorder Deputy

GIFT DEED

THIS INDENTURE, made this 3rd day of DECEMBER, 2024, between **BLISS HWY 30, LLC**, an Idaho limited liability company, whose address is 439 E. Shore Dr. Ste 200, Eagle, Idaho 83616, hereinafter referred to as "Grantor", and **THE CITY OF BLISS**, an Idaho municipal corporation, whose address is 160 Kentucky St., Bliss, ID 83314, hereinafter referred to as "Grantees",

IN CONSIDERATION of this premise, and in further consideration of the Grantors' desire to make a donation and gift to the City of Bliss, the Grantors do hereby convey unto the Grantees, all of their right, title and interest in the following described real property located in Gooding County, Idaho, to wit:

A parcel of land located in a part of the Northwest Quarter of the Northeast Quarter of Section 8, Township 6 South, Range 13 East, Boise Meridian, City of Bliss, County of Gooding, State of Idaho, and more particularly described as follows:

COMMENCING at the North Quarter corner of said Section 8, from which the Center Quarter corner of said Section 8 bears South 00°42'56" West, 2645.46 feet;

THENCE South 00°42'56" West along the westerly boundary of the Northeast Quarter of said Section 8 for a distance of 590.70 feet;

THENCE South 89°03'50" East along the northerly boundary as shown on Record of Survey for Fred Hamline & Bliss Hwy 30, LLC, Instrument # 228071, recorded in the Gooding County Courthouse, for a distance of 25.00 feet to a point on the easterly right of way of East 1950 South Road and the POINT OF BEGINNING;

THENCE continuing South 89°03'50" East for a distance of 110.00 feet;

THENCE South 00°42'56" West parallel with the westerly boundary of the Northeast Quarter of said Section 8 for a distance of 110.00 feet;

THENCE North 89°03'50" West parallel with the northerly boundary of said Record of Survey for Fred Hamline & Bliss Hwy 30, LLC, for a distance of 110.00 feet to a point on the easterly right of way of said East 1950 South Road;

THENCE North 00°42'56" East along said easterly right of way line of said East 1950 South Road, for a distance of 110.00 feet to the POINT OF BEGINNING.

Together with all water rights appurtenant thereto.

TO HAVE AND TO HOLD the premises, with their appurtenances unto the Grantee, and the Grantee's successors and assigns forever.

GIFT DEED -I-

I: Bliss, City of 2022-00454-Bliss, City of, Gift Deed.docx

DATED this 3rd day of DECEMBER, 2024.

"GRANTOR"
BLISS HWY 30, LLC,
an Idaho Limited Liability Company



By: SETH SNIDER
Its: MEMBER

County of Ada)

On this 3rd day of 12, 2024, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Seth Snider, in his/her capacity as member of the Grantor, BLISS HWY 30, LLC, an Idaho limited liability company, known to me to be the person whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that s/he executed the same.

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

Stivani Inyera

NOTARY PUBLIC for Idaho

NOTARY PUBLIC for Idaho
Residing at: 108 E Plaza Dr, Eagle, ID 83616
Commission Expires: 4-30-2030

Commission Expires: 4-30-2030



GRANT OF EASEMENT

THIS EASEMENT AGREEMENT (this "Agreement") is executed as of the 21 day of Nov, 2024 (the "Effective Date") by and between by and between **LOVE'S TRAVEL STOPS & COUNTRY STORES, INC.**, an Oklahoma corporation (the "Grantor"), and **CITY OF BLISS**, an Idaho municipal corporation (the "Grantee").

A. Grantor is the owner of certain real property located in Bliss, Idaho as more particularly described on Exhibit C attached hereto (the "Grantor Tract"), upon which Grantor operates a Love's Travel Stop facility and attendant businesses; and

B. The City desires an easement over, under and across the portions of the Grantor Tract as set forth and under the terms and conditions below.

NOW THEREFORE, in consideration of the terms and conditions hereof and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties agree as follows:

Grantor hereby establishes and grants, for the benefit of the City, the following non-exclusive easements (right-of-way) over, across and under the following described real property located Gooding County, Idaho, to-wit:

CITY OF BLISS WELL FACILITY EASEMENT NO. 1:

An easement (right-of-way) over, across and under the following described real property located Gooding County, Idaho, to-wit:

See Exhibit A attached hereto.

CITY OF BLISS WELL WATERLINE EASEMENT NO. 2:

An easement (right-of-way) over, across and under the following described real property located Gooding County, Idaho, to-wit:

See Exhibit B attached hereto.

(collectively, the "Easements" with the area contained within the easements defined as the "Easement Area").

These Easements are conveyed to the City, its agents, employees and representatives, for purposes including, but not limited to, the inspection, construction, testing, reconstruction, repair and maintenance or removal of facilities at the existing well site and dedicated water main from the well to the tie into the existing City water main. These Easements are conveyed

together with the privilege at all times of the City, its agents, employees and representatives of ingress and egress to and from the described Easement Area for the purpose of making any improvements, modifications, testing or repairs which the City deems necessary upon the condition that the City will at all times, after doing any work in connection with the construction, reconstruction, testing, repair removal of said facilities promptly restore said Easement Area to the condition consistent with the use of the Easement that is typical for the property, considering the work undertaken by the City, and that in the use of said rights and privileges herein granted to the City will not create a nuisance or do any act that will be detrimental to said Property, including interfering with Grantor's business operations at the Property. The City shall utilize existing access roads where available when accessing the Easement Area. The City shall not use the Easements for hazardous materials. The City shall be responsible for the cost and expense of construction and installation of the utility lines and other facilities within the Easement Area and all appurtenances related thereto. The obligation and costs of maintaining, repairing, and, if necessary, replacing, improvements and facilities within the Easement Area will be the responsibility of the City. The City, in the exercise of its rights hereunder, shall perform all work in a good and workmanlike manner and comply with all applicable laws, regulations and ordinances and shall act in a manner so as not to unreasonably interfere with Grantor's use of the Grantor Tract. Upon completion of any work, Grantee shall promptly repair any damage to the Easement Area or the Grantor Tract caused by Grantee or its employees, agents, contractors, invitees, or licensees, and shall otherwise restore the Easement Area to generally the condition in which it existed on the Effective Date.

The City shall at all times exercise its rights under this Agreement so as to minimize interference with Grantor's business operations. Grantor specifically reserves the right to use the Easement Area and to develop the Grantor Tract for any lawful purpose which does not materially impair the exercise of the City's rights hereunder and to grant other non-exclusive easements and rights to use the area of the Easement Area for the purposes described hereunder; provided, however, in no event shall the exercise of any such rights adversely affect the rights and benefits granted to and conferred upon the City hereunder.

To the extent allowable by law, the City agrees to indemnify, defend and hold Grantor, its affiliates, and their respective officers, directors, tenants, licensees, agents, employees, customers, contractors and invitees, harmless from and against all claims, demands, causes of action, suits, judgments, damages, liabilities, losses or expenses (including without limitation, attorney's fees) of every kind and character which may arise, be imposed, or be incurred as a consequence of or arising out of any act, negligence, or omission on the part of the City, its tenants, assignees, licensees, agents, employees, customers, contractors and/or invitees, in the exercise of rights granted under, or otherwise in relation to, this Agreement.

This grant of Easement is intended to be appurtenant to the real property above described and shall be in force and binding upon the heirs, successors in interest and assigns of the Grantor in perpetuity with respect to the real property above described. These Easements may be subject to other easements, restrictions, reservations, covenants, conditions, mineral rights, and encumbrances for taxes or assessments presently of record in the official public records of Gooding County, Idaho, that affect the Grantor Tract or any other matters of record of which would be revealed by a current survey. This Agreement (i) embodies the entire understanding of

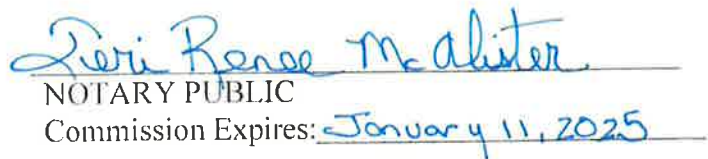
the parties with respect to the subject matter hereof and may be amended or modified only by an instrument in recordable form, executed by the parties hereto; and (ii) together with the terms and provisions hereof, shall be deemed covenants running with the land for all purposes. Nothing contained in this Agreement shall be deemed to create a gift or be deemed a dedication of any portion of the Grantor's property to the general public or for any public use or purpose whatsoever. If either party commences litigation or other legal action or proceeding against the other party to enforce its rights hereunder, the substantially prevailing party in such litigation, action or proceeding shall be entitled to recover from the other, in addition to any other relief granted, its reasonable attorney's fees, costs and expenses incidental to such thereto. This instrument may be executed in counterparts which, when taken together, shall constitute one and the same instrument.

[signatures on following pages]

"LOVE'S TRAVEL STOPS & COUNTRY STORES, INC."

STATE OF OKLAHOMA)
County of Oklahoma SS:
)

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



“CITY OF BLISS”

Chris Pruett
By: Chris Pruett
Its: Mayor

STATE OF IDAHO)
)
) ss:
County of Gooding)

On this 21 day of November, 2024, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Carlos Ruiz, as a Mayor of THE CITY OF BLISS, known to me to be such person whose name is subscribed to the within and foregoing instrument, and who acknowledged to me that he executed the same in that capacity.

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

NOTARY PUBLIC
Residing at: Gooding, ID
Commission Expires: 5/11/2029

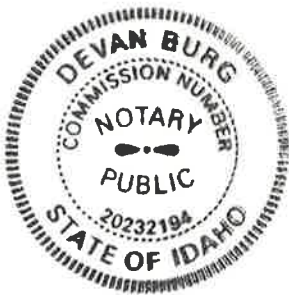
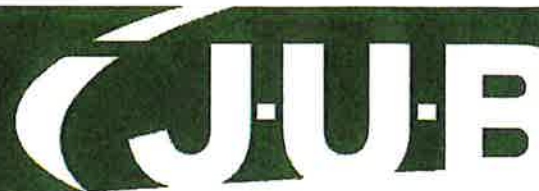


Exhibit A Well Facility

[to be attached]



HELPING EACH OTHER
CREATE BETTER COMMUNITIES



THE
LANGDON
GROUP



GATEWAY
MAPPING
INC.

J-U-B FAMILY OF COMPANIES

Permanent Easement Description
for
City of Bliss
(Well Facility)

A permanent easement for a well facility located in part of the Southeast Quarter of the Southwest Quarter of Section 5, Township 6 South, Range 13 East, Boise Meridian, City of Bliss, County of Gooding, State of Idaho, said permanent easement more particularly described as follows:

Commencing at the South Quarter corner of said Section 5, Corner Record Instrument# 263956 from which the Southwest corner of said Section 5, Corner Record Instrument# 263957 bears North 89°04'59" West for a distance of 2625.77 feet;

THENCE North 01°28'22" East along the easterly boundary of the Southeast Quarter of the Southwest Quarter of said Section 5 for a distance of 1040.00 feet to a point on the southwesterly Right-of-Way of Interstate 84;

THENCE South 44°40'11" East along said southwesterly Right-of-Way for a distance of 14.13 feet to a point on the northerly boundary of an eight-inch waterline easement;

THENCE along said northerly boundary the following (3) three courses and distances:

- (1) North 90°00'00" West for a distance of 22.50 feet;
- (2) North 44°40'11" West for a distance of 102.02 feet;
- (3) North 89°40'40" West for a distance of 534.50 feet to the POINT OF BEGINNING;

THENCE South 01°31'48" West for a distance of 115.00 feet;

THENCE North 89°40'40" West for a distance of 130.00 feet;

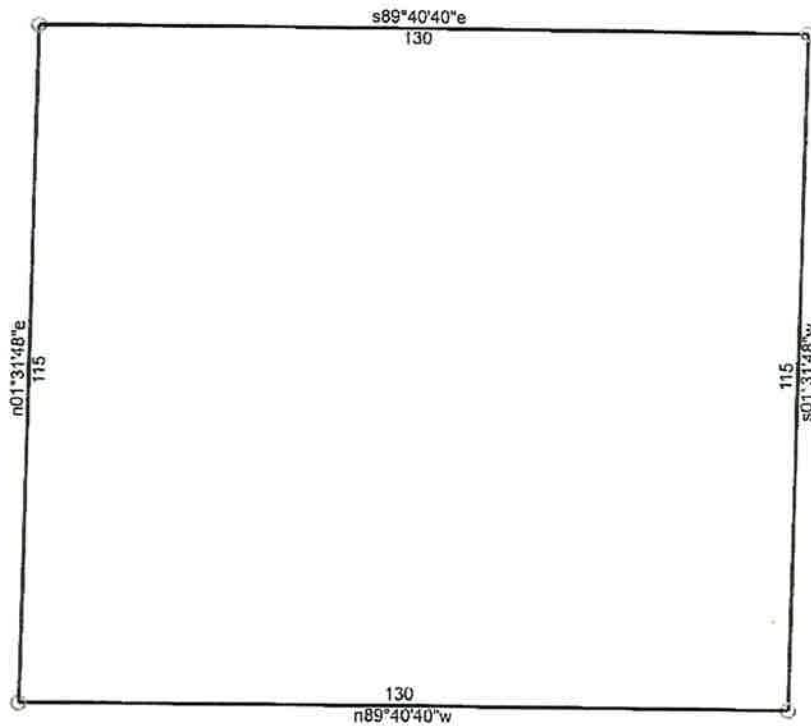
THENCE North 01°31'48" East for a distance of 115.00 feet;

THENCE South 89°40'40" East for a distance of 130.00 feet to the POINT OF BEGINNING.

Said easement contains 14,947 square feet or 0.343 acres, more or less.

This description was prepared by me or under my immediate supervision. If any portion of this description is modified or removed without the written consent of Bert J. Nowak, PLS, all professional liability associated with this document is hereby declared null and void.





Well Facility PE

6/3/2024

Scale: 1 inch= 30 feet

File: Well Facility.ndp

Tract 1: 0.3431 Acres (14947 Sq. Feet), Closure: n00.0000e 0.00 ft. (1/999999), Perimeter=490 ft.

01 s01.3148w 115
02 n89.4040w 130
03 n01.3148e 115
04 s89.4040e 130



Exhibit B Waterline

[to be attached]



HELPING EACH OTHER
CREATE BETTER COMMUNITIES



THE
LANGDON
GROUP



GATEWAY
MAPPING
INC.

J-U-B FAMILY OF COMPANIES

Permanent Easement Description
for
City of Bliss
(Waterline)

A permanent easement for a waterline located in part of the Southeast Quarter of the Southwest Quarter and the Southwest Quarter of the Southeast Quarter in Section 5, Township 6 South, Range 13 East, Boise Meridian, City of Bliss, County of Gooding, State of Idaho, said permanent easement more particularly described as follows:

Commencing at the South Quarter corner of said Section 5, Corner Record Instrument # 263956 from which the Southwest corner of said Section 5, Corner Record Instrument # 263957 bears North 89°04'59" West for a distance of 2625.77 feet;

THENCE North 01°28'22" East along the easterly boundary of the Southeast Quarter of the Southwest Quarter of said Section 5 for a distance of 1040.00 feet to a point on the southwesterly Right-of-Way of Interstate 84;

THENCE South 44°40'11" East along said easterly Right-of-Way for a distance of 14.13 feet to the POINT OF BEGINNING;

THENCE South 44°40'11" East along said easterly Right-of-Way for a distance of 28.12 feet;

THENCE North 90°00'00" West for a distance of 50.62 feet;

THENCE North 44°40'11" West for a distance of 102.08 feet;

THENCE North 89°40'40" West for a distance of 526.64 feet to a point on the easterly boundary of a well facility permanent easement;

THENCE North 01°31'48" East along said easterly boundary for a distance of 20.00 feet;





J-U-B FAMILY OF COMPANIES

THENCE South 89°40'40" East leaving said well facility easement for a distance of 534.50 feet;

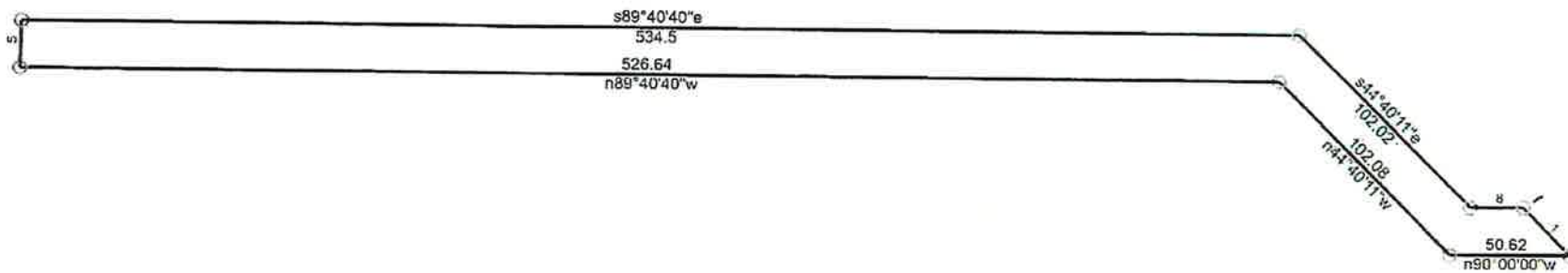
THENCE South 44°40'11" East for a distance of 102.02 feet;

THENCE South 90°00'00" East for a distance of 22.50 feet to the POINT OF BEGINNING.

Said easement contains 13,382 square feet or 0.307 acres, more or less.

This description was prepared by me or under my immediate supervision. If any portion of this description is modified or removed without the written consent of Bert J. Nowak, PLS, all professional liability associated with this document is hereby declared null and void.





Waterline PE

6/3/2024

Scale: 1 inch= 70 feet

File: Waterline PE.ndp

Tract 1: 0.3072 Acres (13382 Sq. Feet), Closure: n05.0039w 0.01 ft (1/203263), Perimeter=1386 ft.

01 s44.4011e 28.12
 02 n90.0000w 50.62
 03 n44.4011w 102.08
 04 n89.4040w 526.64
 05 n01.3148e 20
 06 s89.4040e 534.5
 07 s44.4011e 102.02

08 s90.0000e 22.5



Exhibit C

Legal Description of Grantor Tract

PARCEL NO. 1

TOWNSHIP 6 SOUTH, RANGE 13 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 5: A parcel of land located in the SE¼SW¼, described as follows:

Commencing at the Southeast corner of said SE¼SW¼;

Thence North 1°03'43" East for 84.12 feet along the Easterly boundary of said SE¼SW¼ to a point on the Northerly right of way boundary of U.S. Highway 30;

Thence North 89°33' West for 400.00 feet along said Northerly right of way boundary to THE REAL POINT OF BEGINNING;

Thence Northerly and parallel with the Easterly boundary of said SE¼SW¼ North 1°03'43" East, 390.00 feet;

Thence Easterly and parallel with said Northerly right of way boundary of U.S. Highway 30 South 89°33'00" East, 400.00 feet to a point on the Easterly boundary of said SE¼SW¼;

Thence Northerly along the Easterly boundary of said SE¼SW¼ North 1°03'43" East, 564.61 feet to a point on the Southerly right of way boundary of Interstate Highway 80 North;

Thence Northwesterly along the Southerly right of way boundary of Interstate Highway 80 North, North 45°05'14" West (North 44°40'37" West on Highway Records) 159.57 feet to a point on the Southerly boundary of the Union Pacific Railroad right of way;

Thence along the Southerly boundary of said Railroad right of way South 89°51'15" West, 430.49 feet;

Thence Southerly and parallel with the Easterly boundary of said SE¼SW¼ South 1°03'43" West, 1061.91 feet to a point on the Northerly right of way boundary of said U.S. Highway 30;

Thence Easterly along the Northerly right of way boundary of said U.S. Highway 30 South 89°33'00" East, 145.50 feet to THE REAL POINT OF BEGINNING.

SUBJECT TO an easement for irrigation pump and irrigation pipeline over the Northerly portion of the above described property, and an easement for an advertising sign over the North boundary of the premises.

AND

Commencing at the Southeast corner of said SE¼SW¼;

Thence North 1°03'43" East for 84.12 feet along the Easterly boundary of said SE¼SW¼ to a point on the Northerly right of way boundary of U.S. Highway 30;

Thence North 89°33'00" West for 545.50 feet along said Northerly right of way boundary to THE REAL POINT OF BEGINNING;

Thence continuing along said Northerly right of way boundary North 89°33'00" West, 55.00 feet;

Thence Northerly parallel with the Easterly boundary of said SE¼SW¼, North 1°03'43" East, 1061.34 feet to a point on the Southerly boundary of the Union Pacific Railroad right of way;

Thence Easterly along said Southerly railroad boundary, North 89°51'15" East, 55.01 feet;

Thence Southerly parallel with the Easterly boundary of said SE¼SW¼, 1061.91 feet to THE REAL POINT OF BEGINNING.

PARCEL NO. 2

TOWNSHIP 6 SOUTH, RANGE 13 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 5: SE¼SW¼, more particularly described as follows:

Commencing at the Southwest corner of the said SE¼SW¼ of Section 5;

Thence along the West boundary of said SE¼SW¼ of Section 5, North 00°03'16" West, 84.34 feet to a point on the North Right

of Way boundary of U.S. Highway 30;

Thence along said North Right of Way boundary, North 89°44'08" East, 20.96 feet to a point on the East boundary of the First Addition to the Town of Bliss and being the REAL POINT OF BEGINNING;

Thence continuing along said North Right of Way boundary, North 89°44'08" East, 224.33 feet;

Thence leaving said North Right of Way boundary, North 00°22'19" West, 255.12 feet;

Thence South 89°30'55" East, 142.24 feet;

Thence South 00°37'26" East, 253.27 feet to a point on said North Right of Way Boundary;

Thence along said North Right of Way boundary, North 89°44'08" East, 324.02 feet to a point on the West boundary of that certain deed recorded September 12, 1977 as Instrument No. 66463 in the office of the County Recorder of Gooding County;

Thence along said West boundary, North 00°21'07" East, 1061.62 feet to a point on the South boundary of the Union Pacific Railroad;

Thence along said South boundary, South 89°07'44" West, 703.69 feet to a point on said East boundary of the First Addition to The Town of Bliss;

Thence along said East boundary, South 00°17'37" East, 1054.11 feet to said REAL POINT OF BEGINNING.

EXCEPTING THEREFROM the following described parcel of land:

Being a portion of said SE¼SW¼ of Section 5, more particularly described as follows:

Commencing at the South Quarter corner of said Section 5;

Thence along the East boundary of said SE¼SW¼ of Section 5, North 00°16'39" East, 1040.03 feet to a point on the Southerly Right of Way boundary of Interstate I-84;

Thence along said Southerly Right of Way boundary, North 45°51'47" West, 158.36 feet to a point on said South boundary of the Union Pacific Railroad;

Thence along said South boundary, South 89°07'44" West, 696.10 feet;

Thence leaving said South boundary, South 00°20'12" West, 35.01 feet and being the REAL POINT OF BEGINNING;

Thence South 00°20'12" West, 300.00 feet;

Thence South 89°07'44" West, 100.00 feet along a line parallel with said South boundary of the Union Pacific Railroad;

Thence North 00°20'12" East, 150.00 feet;

Thence South 89°07'44" West, 50.00 feet along a line parallel with said South boundary of the Union Pacific Railroad;

Thence North 00°20'12" East, 150.00 feet;

Thence North 89°07'44" East, 150.00 feet along a line parallel with and thirty-five (35.00) feet Southerly of said South boundary of Union Pacific Railroad to said REAL POINT OF BEGINNING.

PARCEL NO. 3

TOWNSHIP 6 SOUTH, RANGE 13 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 5: That portion of the SE¼SW¼ described as beginning at a point approximately 80 feet North of the South Quarter corner of said Section, said point being on the East line of said SE¼SW¼ and on the North boundary of the right of way of U.S. Highway 30 as surveyed and shown on the official plat of the Bliss-Wendell SN FAP 238 A (1) Highway Survey on file in the office of the Department of Public Works of the State of Idaho;

Thence North 89°33' West along the North boundary of said highway, 400 feet;

Thence North parallel with the East line of said SE¼SW¼, 390 feet;

Thence South 89°33' East 400 feet to said East line;

Thence South along said East line to the POINT OF BEGINNING.

PARCEL NO. 4

TOWNSHIP 6 SOUTH, RANGE 13 EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 5: A parcel of land located in the SW¼SE¼ of Section 5, more particularly described as follows:

Commencing at the South quarter corner of said Section 5 from which the Southeast corner of said Section 5 bears South 89°09'56" East for a distance of 2639.39 feet;

Thence North 01°27'49" East along the West boundary of the SW¼SE¼ of said Section 5 for a distance of 104.01 feet to THE POINT OF BEGINNING;

Thence continue Northerly along said line for a distance of 936.03 feet to the Southerly right of way boundary of Interstate I-84;
Thence South 44°40'37" East along said right of way for a distance of 658.87 feet to a found right of way monument, Station 774+00, 250.00 feet right;
Thence South 32°13'31" East along said right of way for a distance of 454.37 feet to a found right of way monument, Station 779+17.58, 120.00 feet right;
Thence South 39°39'37" West along said right of way for a distance of 96.27 feet to a found right of way monument, Station 42+25.44, 120.00 feet left;
Thence South 89°00'08" West along said right of way for a distance of 577.20 feet to a found right of way monument, Station 36+55.74, 75.00 feet left;
Thence North 89°09'56" West along said right of way for a distance of 90.92 feet to THE POINT OF BEGINNING.

PARCEL NO. 5

TOWNSHIP 6 SOUTH, RANGE 13, EAST OF THE BOISE MERIDIAN, GOODING COUNTY, IDAHO

Section 5: A parcel of land located in the SE¼SW¼, more particularly described as follows:

Commencing at the Southeast corner of said SE¼SW¼;

Thence North 1°03'43" East along the Easterly boundary of said SE¼SW¼, 1038.73 feet to a point on the Southerly right of way boundary of Interstate 80N;

Thence North 45°05'14" West along said Southerly right of way boundary of Interstate 80N, 159.57 feet to the Southerly right of way boundary of the Union Pacific Railroad;

Thence South 89°51'15" West along said Southerly right of way boundary of the Union Pacific Railroad, 696.50 feet;

Thence South 1°03'43" West parallel with the Easterly boundary of said SE¼SW¼, 35.00 feet to THE TRUE POINT OF BEGINNING

Thence South 1°03'43" West continuing parallel with the Easterly boundary of said SE¼SW¼, 150.00 feet;

Thence South 89°51'15" West parallel with said Southerly right of way boundary of the Union Pacific Railroad, 100.00 feet;

Thence North 1°03'43" East parallel with the Easterly boundary of said SE¼SW¼, 150.00 feet;

Thence North 89°51'15" East parallel with said Southerly right of way boundary of the Union Pacific Railroad, 100.00 feet to THE TRUE POINT OF BEGINNING.

AND ALSO with rights of ingress and egress over a 35.00 feet wide strip of land adjacent to the Southerly right of way boundary of the Union Pacific Railroad and extending from the Easterly boundary of the above described parcel Westerly to the Easterly right of way extension of Proctor Street.

AND

Commencing at the Southeast corner of said SE¼SW¼;

Thence North 1°03'43" East along the Easterly boundary of said SE¼SW¼, 1038.73 feet to a point on the Southerly right of way boundary of Interstate 80N;

Thence North 45°05'14" West along said Southerly right of way boundary of Interstate 80N, 159.57 feet to the Southerly right of way boundary of the Union Pacific Railroad;

Thence South 89°51'15" West along said Southerly right of way boundary of the Union Pacific Railroad, 696.50 feet;

Thence South 1°03'43" West parallel with the Easterly boundary of said SE¼SW¼, 35.00 feet;

Thence South 1°03'43" West continuing parallel with the Easterly boundary of said SE¼SW¼, 150.00 feet;

Thence South 89°51'15" West parallel with said Southerly right of way boundary of the Union Pacific Railroad 100.00 feet to THE TRUE POINT OF BEGINNING;

Thence North 1°03'43" East for 150 feet;

Thence South 89°51'15" West for 50 feet;

Thence South 1°03'43" West for 150 feet;

Thence North 89°51'15" East for 50 feet to THE TRUE POINT OF BEGINNING.



OFFICIAL AD PROOF

This is the proof of your ad scheduled to run in **Magic Valley Times-News** on the dates indicated below. If changes are needed, please contact us prior to deadline at help@column.us

Notice ID: KjixDbWq9OC2C2gQrIRp | **Proof Updated: Mar. 27, 2025 at 02:39pm MDT**
Notice Name: Legal Notice 89641, 89639, 89645 | Publisher ID: COL-NV-1728

This is not an invoice. Below is an estimated price, and it is subject to change. You will receive an invoice with the final price upon invoice creation by the publisher.

FILER

ID DEPARTMENT OF WATER
RESOURCES Southern Region
denise.maline@idwr.idaho.gov
(208) 736-3033

FILING FOR

Magic Valley
Times-News

Columns Wide: 2

Ad
Class: Legals

04/03/2025: General Legal Notice	103.98
04/10/2025: General Legal Notice	90.99
Affidavit Fee	9.00

Total \$203.97

See Proof on Next Page

Legal notice confirmation - Times News

✓ DM 3/28/2025

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 89641**

CITY OF BLISS, PO BOX 102, BLISS, ID 83314-0102 has filed Application No. 89641 for changes to the following water rights within GOODING County(s): Right No(s). 37-4305, 37-4306, 37-8886. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes changing and/or adding points of diversion for three municipal water rights for the City of Bliss. The application proposes changing the authorized point of diversion for two water rights (0.27 cfs total) from two wells located along the railroad running through Bliss, to an existing municipal well located near the southeast corner of Bliss (currently listed as the authorized point of diversion for the third municipal right), and two new wells to be drilled towards the east side of Bliss. The application also proposes adding the two new wells to be drilled as additional authorized points of diversion for the third municipal right (0.45 cfs). In total, the three rights (0.72 cfs total) will be diverted from the existing municipal well located near the southeast corner of Bliss and the two new wells to be drilled.

TRANSFER NO. 89639

ROELOFFS LAND HOLDINGS LLC, 3308 S 1600 E, WENDELL, ID 83355-3227 has filed Application No. 89639 for changes to the following water rights within GOODING County(s): Right No(s). 36-7533C. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the nature of use, place of use (POU) and period of use for a 30-acre (0.42 cfs) irrigation water right to year-round stockwater and commercial uses at a CAFO facility. The 30 acres being converted and the CAFO facility is located approximately 2.8 to 3.6 miles South and 2.1 to 2.9 miles west of the intersection of Main St and Highway 46 in Wendell.

TRANSFER NO. 89645

DOUBLE EAGLE PROPERTIES LLLP, 3173 N 4900 E, MURTAUGH, ID 83344-5359 has filed Application No. 89645 for changes to the following water rights within CASSIA County(s): Right No(s). 45-13910. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes changing the point of diversion, place of use, nature of use and period of use for a 56-acre portion (1.03 cfs) of an irrigation ground water right. Current place of use (POU) and point of diversion are on a farm located approximately 1.5 to 5.4 miles south and 3.9 to 6.9 miles east of Murtaugh. The proposed change of nature of use will be from irrigation to commercial & stockwater use at a proposed dairy facility to be located in a 40-acre tract within the current POU (the SWNE of Sec. 25, Twp 11S Rge 20E). The transferred portion of the water right is proposed to be diverted from an existing irrigation well in the SESW of Sec. 23, Twp 11S, Rge 20E in Twin Falls County.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or to see a full description of these rights and/or the proposed transfers, please see <https://research.idwr.idaho.gov>. 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 **April 21, 2025**. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director
Publish: April 3, 10, 2025
COL-NV-1728

✓ DM



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

March 28, 2025

CITY OF BLISS
PO BOX 102
BLISS, ID 83314-0102

RE: Transfer No. 89641
Water Right No(s). 37-4305, 37-4306, 37-8886

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 **TIMES NEWS on 4/3/2025 and 4/10/2025**. 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 **April 21, 2025**.

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



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

March 28, 2025

COREY KING
WATER DISTRICT 130
650 ADDISON AVE W STE 500
TWIN FALLS ID 83301-5858

RE: Transfer No. 89639 (Roeloffs Land Holdings LLC)
Water Right No(s). 36-7533C

RE: Transfer No. 89667 (Riverbend Dairy)
Water Right No(s). 36-2698, etc.

RE: Transfer No. 89641 (City of Bliss)
Water Right No(s). 37-4305, etc.

Dear Corey:

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
Administrative Assistant 1

Enclosure(s)



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

March 27, 2025

LEGAL NOTICE DEPARTMENT

Submitted online via Column.us

TIMES NEWS

PO BOX 548

TWIN FALLS, ID 83303-0548

RE: Transfer No. 89641

Water Right No(s). 37-4305, 37-4306, 37-8886

RE: Transfer No. 89639

Water Right No(s). 36-7533C

RE: Transfer No. 89645

Water Right No(s). 45-13910

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 **April 21, 2025**. Your cooperation is appreciated.

Sincerely,

Denise Maline

Denise Maline

Administrative Assistant 1

Enclosure(s)

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 89641**

CITY OF BLISS, PO BOX 102, BLISS, ID 83314-0102 has filed Application No. 89641 for changes to the following water rights within GOODING County(s): Right No(s). 37-4305, 37-4306, 37-8886. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes changing and/or adding points of diversion for three municipal water rights for the City of Bliss. The application proposes changing the authorized point of diversion for two water rights (0.27 cfs total) from two wells located along the railroad running through Bliss, to an existing municipal well located near the southeast corner of Bliss (currently listed as the authorized point of diversion for the third municipal right), and two new wells to be drilled towards the east side of Bliss. The application also proposes adding the two new wells to be drilled as additional authorized points of diversion for the third municipal right (0.45 cfs). In total, the three rights (0.72 cfs total) will be diverted from the existing municipal well located near the southeast corner of Bliss and the two new wells to be drilled.

TRANSFER NO. 89639

ROELOFFS LAND HOLDINGS LLC, 3308 S 1600 E, WENDELL, ID 83355-3227 has filed Application No. 89639 for changes to the following water rights within GOODING County(s): Right No(s). 36-7533C. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the nature of use, place of use (POU) and period of use for a 30-acre (0.42 cfs) irrigation water right to year-round stockwater and commercial uses at a CAFO facility. The 30 acres being converted and the CAFO facility is located approximately 2.8 to 3.6 miles South and 2.1 to 2.9 miles west of the intersection of Main St and Highway 46 in Wendell.

TRANSFER NO. 89645

DOUBLE EAGLE PROPERTIES LLLP, 3173 N 4900 E, MURTAUGH, ID 83344-5359 has filed Application No. 89645 for changes to the following water rights within CASSIA County(s): Right No(s). 45-13910. The purpose of the transfer is to change a portion of the above rights as follows: Application proposes changing the point of diversion, place of use, nature of use and period of use for a 56-acre portion (1.03 cfs) of an irrigation ground water right. Current place of use (POU) and point of diversion are on a farm located approximately 1.5 to 5.4 miles south and 3.9 to 6.9 miles east of Murtaugh. The proposed change of nature of use will be from irrigation to commercial & stockwater use at a proposed dairy facility to be located in a 40-acre tract within the current POU (the SWNE of Sec. 25, Twp 11S Rge 20E). The transferred portion of the water right is proposed to be diverted from an existing irrigation well in the SESW of Sec. 23, Twp 11S, Rge 20E in Twin Falls County.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033; or to see a full description of these rights and/or the proposed transfers, please see <https://research.idwr.idaho.gov>. 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 **April 21, 2025**. The protestant must also send a copy of the protest to the applicant.

MATHEW WEAVER, Director
Published on April 3rd & 10th, 2025

TRANSFER SYNOPSIS

Date: March 14th, 2025
To: Transfer # 89641 file
From: Collin Glass
Re: Summary of Transfer

Application proposes changing &/or adding points of diversion for three municipal water rights for the City of Bliss. The application proposes changing the authorized point of diversion for two water rights (0.27 cfs total) from two wells located along the railroad running through Bliss, to an existing municipal well located near the southeast corner of Bliss (currently listed as the authorized point of diversion for the third municipal right) and two new wells to be drilled towards the east side of Bliss. The application also proposes adding the two new wells to be drilled as additional authorized points of diversion for the third municipal right (0.45 cfs). After the application, the three rights (0.72 cfs total) will be diverted from the existing municipal well located near the southeast corner of Bliss and the two new wells to be drilled. The ownership will be changed to reflect The City of Bliss as the sole owner, removing Union Pacific Railroad Company.

Because the proposed wells are in the same, or adjacent, ESPA model grid cells as the currently authorized PODs, ESPA ground water modeling is not required.

Because this water right is adding two points of diversion the transfer will be advertised and subject to protest. This transfer is within the water district 130 and watermaster comments will be solicited.

Rights involved in the transfer are:

37-4305	0.120 cfs
37-4306	0.150 cfs
37-8886	0.450 cfs

FEE MEMORANDUM

Date: March 14, 2025
To: City of Bliss Transfer # 89641 File
From: Collin Glass
Re: Receipting/disposition of fees paid

This transfer was originally filed on January 09, 2025, and its purpose was to add two points of diversion to one municipal ground water right with a total diversion rate of 0.72 cfs. The total diversion rate of 0.72 results in a \$500.00 from the transfer fee schedule. Additionally, an ownership change was included to this transfer (03-13-2025) so an additionally \$50.00 was added to the fee. The original fee was paid by Brockway Engineering on behalf of the City of Bliss. The IDWR receipt number is S040473. The additional fee was paid by Brockway Engineering on behalf of the city of Bliss. The IDWR receipt number is S040554.



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

March 13, 2025

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

Re: City of Bliss

Dear Mr. Skinner:

The City of Bliss submitted a water right transfer application to the Idaho Department of Water Resources in January of 2024. Through correspondence with IDWR staff, it is necessary to update the municipal place of use of water rights 37-4305, 37-4306 and 37-8886 with the processing of the transfer application. Attached to this letter is an updated aerial map identifying the location of the municipal service area.

Also attached to this letter is the quitclaim deed of 37-4305 and 37-4306 from the Union Pacific Railroad to the City of Bliss. The ownership of water rights 37-4305 and 37-4306 will need to be updated to reflect that the City of Bliss is the sole owner of the three water rights involved in the water right transfer.

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: City of Bliss

Enc: Aerial Map, Quitclaim Deed, Brockway Engineering Check # 18464 for \$50.00

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

RECEIVED
MAR 13 2025
DEPT. OF WATER RESOURCES
SOUTHERN REGION



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

JAN 09 2025

DEPT. OF WATER RESOURCES
SOUTHERN REGION

January 9, 2025

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

Re: City of Bliss

Dear Mr. Skinner:

The City of Bliss desires to add two additional wells to their municipal system. No additional water is being transferred into the City's water right portfolio at this time. No other changes will occur due to this transfer application.

The proposed two additional wells are located in the same ESPA model cell, which means that no ESPA Model analysis is required at this time by current IDWR policies.

Please contact me if you have any questions.

Sincerely,

Greg Sullivan, M.S., Engineer

Cc: City of Bliss

Enc: Transfer Application, Aerial Map, Gift Deed, Grant of Easement, Brockway
Engineering Check # 18370 for \$500.00

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

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

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506